

NORTH CENTRAL ARKANSAS WORKFORCE DEVELOPMENT BOARD

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WDB Policy#: 3.21

Effective Date: 3/13/2019

Revision Date:

SUBJECT 5 (Five) Percent Youth Eligibility Exception

PURPOSE

This policy outlines the 5 percent exception to eligibility for out-of-school and in-school youth in accordance with the rules and regulations of Workforce Innovation and Opportunity Act of 2014 (WIOA), the WIOA Final Rule, Training and Employment Guidance Letters (TEGLs) published by the Employment and Training Administration of the U.S. Department of Labor (ETA), policies of the Arkansas Workforce Development Board (AWDB), and local policy.

BACKGROUND

As described in WIOA 20 CFR 681.250(c), WIOA Title I-B allows an exception to the low-income requirement for no more than 5% of WIOA Title I-B Youth (both ISY and OSY combined, and based on newly enrolled youth in a given program year) who ordinarily would be required to be low-income for eligibility purposes. Excepted individuals must meet all other eligibility criteria for WIOA youth except the low-income criteria.

Calculating 5 percent exception:

The 5 percent is based on the number of participants enrolled into the local WIOA youth program who would ordinarily be required to meet the low income criteria. It is not based on all youth since many of the OSY categories do not require low-income status.

5 percent Limitation and Exception:

Up to 5 percent of youth participants served in a local area do not need to meet the income requirements provided they are a "covered individual".

A covered individual is defined as an individual who is:

- 1) An in-school youth; or
- 2) An out-of-school youth who is either:
 - a. A recipient of a secondary school diploma or its recognized equivalent who is
 - i. Basic skills deficient; or
 - ii. An English language learner; or
 - b. An individual who requires additional assistance to enter or complete an education program or to secure or hold employment.

Approved by the NCAWDB on March 13, 2019

NCAWDB Chair Signature: Thomas Williams