



Missouri Division of Workforce Development
DWD Issuance 18-2016

Issued: June 2, 2017
Effective: June 2, 2017

Subject: Coordination of Workforce Innovation and Opportunity Act Title I-B Training Funds with Other Available Funding

1. Purpose: This Issuance updates requirements for Division of Workforce Development (DWD) staff, one-stop centers, and Local Workforce Development Boards (Local WDB) concerning coordination of alternate sources of training funds. Use of these sources, including Pell Grants, is covered in Section 134(c)(3)(B) of the Workforce Innovation and Opportunity Act (WIOA)¹ and its implementing regulations at 20 CFR 680.230.

2. Background: Section 134(c)(3)(B) of WIOA restrains an individual's qualification for WIOA Title I, Subtitle B, training funds if other sources of federal program assistance are available. Eligibility for WIOA training funds is restricted to those who:

- Are unable to obtain other grant assistance, including federal Pell Grants established under Subpart 1 of Part A of Title IV of the Higher Education Act (HEA) of 1965,² for training services;

or

- Require assistance beyond the assistance made available under other grant assistance programs, including federal Pell Grants.

To avoid duplicate payment of costs when an individual is eligible for both WIOA training funds and other assistance, the WIOA Final Rule at 20 CFR 680.230(a) stipulates that one-stop centers must coordinate funds available for training. Coordination should include consideration of all available funding sources (excluding loans) to determine an individual's overall need for WIOA funds.

To determine funding eligibility, one-stop centers may take into account the full cost of participating in training services, including the cost of support services and other appropriate costs. This now specifically includes the costs of "dependent care and transportation, and other appropriate costs."³

3. Substance: One-stop centers must coordinate training funds available and make funding arrangements with One-Stop Partners⁴ and other entities to apply the above provisions.⁵ One-stop centers must consider the availability of other sources of grants to pay for training costs, such as **Temporary Assistance for Needy Families (TANF), State training funds, and federal Pell Grants**, so that WIOA funds *supplement* other sources of training grants. That is, WIOA Title I-B training funds should be the *final*, not the first, resort for funding training.

¹ Pub. Law 113-128 [29 U.S.C. 3101 et seq.].

² 20 U.S.C. 1070a et seq.

³ WIOA sec. 134(c)(3)(B)(iii).

⁴ As defined at WIOA sec. 121(b) [29 U.S.C. 3151(b)].

⁵ 20 CFR 680.230(b).

Note that the **one-stop center** is to perform these activities. Previously, under the Workforce Investment Act of 1998 (WIA),⁶ the former rules⁷ associated these coordination and consideration responsibilities with the “program operators” and “training providers,” respectively. The Final Rules implementing WIOA stipulate these are functions of the one-stop center.

The availability of funding for either training or supportive services costs should determine the exact mix of funds. The goals are to ensure that the costs of the training program that the participant selects are fully paid and that the necessary supportive services are available so that the participant completes the training successfully. This determination should focus on the needs of the participant.

A WIOA Title I-B-funded training program shall *not require* a participant to apply for student *loans* or incur *debt* as a condition of participation. Nevertheless, successful development and completion of an Individual Employment Plan (EP)⁸ should include assisting the participant *to establish eligibility and apply* for Pell Grant funds or other forms of *direct* financial assistance. (Pell Grants are not loans; they are awards that do not require repayment.) The counselor should document the mix of training and supportive service funds from WIOA and other funds, including Pell Grant funds, and maintain the record in the participant’s file.

NOTE: Veterans Affairs (VA) benefits for education and training services *do not* constitute “other grant assistance” under WIOA’s eligibility requirements. Therefore, eligibility for VA benefits for education or training services do not preclude a veteran or the veteran’s eligible spouse from receiving WIOA funded services, including training funds. Similarly, WIOA program operators may not require veterans or spouses to exhaust their entitlement to VA funded training benefits prior to allowing them to enroll in WIOA funded training.⁹

The counselor is likely to know the amount of WIOA Title I-B funds available to the participant when calculating the amount of financial assistance needed for the participant to complete the training program successfully. The counselor must work with the participant to calculate the total funding resources available as well as to assess the full “education and education-related costs” (training and supportive services costs) the participant will incur to complete the chosen program. This planning should prevent the occurrence of duplicate payments for training costs.

WIOA sec. 134(c)(3)(B)(ii) [29 U.S.C. 3174(c)(3)(B)(ii)] establishes that training services may be provided to an individual who otherwise meets eligibility for funding while that individual has a **pending** application for a federal Pell Grant. The Final Rule imposes an additional condition¹⁰ that the participant and the training provider must have an arrangement with the one-stop center for reimbursement, should the Pell Grant receive approval, **before enrollment** in WIOA-funded training takes place. (This proviso is the same as the rules under WIA.) If the participant does later receive that Pell Grant, it **must** be used to reimburse the one-stop center. Although WIOA identifies this as “appropriate

⁶ Pub. Law 105-220; repealed by WIOA.

⁷ 20 CFR 663.320; now annulled.

⁸ DWD Issuance 05-2015, “Statewide Individual Employment Plan Development Policy,” August 25, 2015.

⁹ U.S. Department of Labor, Employment and Training Administration, Training and Employment Guidance Letter (TEGL) 19-16, “Guidance on Services provided through the Adult and Dislocated Worker Programs under the Workforce Innovation and Opportunity Act (WIOA) and the Wagner-Peyser Act Employment Service (ES), as amended by title III of WIOA, and for Implementation of the WIOA Final Rules,” March 1, 2017.

¹⁰ 20 CFR 680.230(c).

reimbursement to the Local Area,”¹¹ the Final Rule at 20 CFR 680.230(c) more specifically directs (as did the rules under WIA) that:

“...the training provider must reimburse the one-stop center the WIOA funds used to underwrite the training for the amount the Pell Grant covers, including any education fees the training provider charges to attend the training.”

As in the rules under WIA, the final rules under WIOA specify that this reimbursement does **not** have to include any portion of the Pell Grant Award disbursed to the participant for education-related expenses (e.g., tuition and fees). This aligns WIOA with certain stipulations in HEA.¹²

4. Action: This Issuance is immediately effective for participants enrolled into WIOA Title I-B-funded classroom-training activities. Local WDBs may use local discretion to interpret further the contents of this Issuance, if done without contradicting or deleting from the contents of this Issuance. The Local WDB must document any such interpretations and retain those documents on file.

Local WDBs and DWD staff should distribute this information to one-stop centers and other appropriate staff.

5. Contact: Direct questions or comments regarding this issuance to the DWD Quality Assurance Manager at (573) 522-3015, or email steve.reznicek@ded.mo.gov.

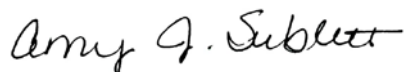
6. References:

- WIOA sec. 134(c)(3)(B)(ii) [29 U.S.C. 3174(c)(3)(B)(ii)]
- 20 CFR 680.230

7. Rescissions: This Issuance/guidance supersedes and replaces DWD Issuance 12-1999, “Coordination of all Workforce Investment Act (WIA) Title I-B programs with programs under Title IV of the Higher Education Act including the Pell Grant Program,” dated June 20, 2000.

8. Attachments: None.

The Missouri Division of Workforce Development is an equal opportunity employer/program.
Auxiliary aids and services are available upon request to individuals with disabilities.
Missouri TTY Users can call (800) 735-2966 or dial 7-1-1.



Amy Sublett
Acting Director
Missouri Division of Workforce Development

¹¹ WIOA sec. 134(c)(3)(B)(ii); 29 U.S.C. 3174(c)(3)(B)(ii).

¹² 20 U.S.C. 1087uu—Disregard of student aid in other Federal programs: “Notwithstanding any other provision of law, student financial assistance received under this subchapter, or under Bureau of Indian Affairs student assistance programs, shall not be taken into account in determining the need or eligibility of any person for benefits or assistance, or the amount of such benefits or assistance, under any Federal, State, or local program financed in whole or in part with Federal funds.”