



**ELIGIBLE TRAINING PROVIDER SYSTEM
TRAINING PROVIDER APPLICANT - ASSURANCES AGREEMENT**

I. Nondiscrimination and Equal Opportunity Provisions

Each Training Provider seeking eligibility approval for the Workforce Innovation and Opportunity Act (WIOA) 29 CFR Part 37 must guarantee that the required nondiscrimination and equal opportunity language listed below will be included in all grants, cooperative agreements, plans, contracts, and other similar documents. The Training Provider agrees they will comply fully with all nondiscrimination and equal opportunity provisions of the following laws:

- a) WIOA Section 188, which prohibits discrimination against all individuals in the United States on the basis of race, color, religion, sex, national origin, age, disability, political affiliation or belief, and against beneficiaries on the basis of either citizenship/status as a lawfully admitted immigrant authorized to work in the United States or participation in any WIOA Title I financially assisted program or activity;
- b) Title VI of the Civil Rights Act of 1964, as amended, which prohibits discrimination on the basis of race, color and national origin;
- c) Section 504 of the Rehabilitation Act of 1973, as amended, which prohibits discrimination against qualified individuals with disabilities;
- d) The Age Discrimination Act of 1975, as amended, which prohibits discrimination on the basis of age;
- e) Title IX of the Education Amendments of 1972, as amended, which prohibits discrimination on the basis of sex in educational programs;
- f) Title II Subpart A of the American with Disabilities Act of 1990, as amended, which states in part, “no qualified individual with a disability shall, by reason of such disability, be excluded from participation in or be denied the benefits of the services, programs or activities of a public entity, or be subjected to discrimination by any such entity; and
- g) Genetic Information Nondiscrimination Act of 2008, which prohibits discrimination on the basis of genetic information with respect to health insurance and employment.
- h) The Training Provider also assures that it will comply with 29 CFR, part 37 and all other regulations implementing the laws listed above. This assurance applies to the Training Provider’s operation of the WIOA Title I-financially assisted program or activity, and to all agreements the provider makes to carry out the WIOA Title I-financially assisted program or activity. The Training Provider understands that the United States has the right to seek judicial enforcement of this assurance.

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.



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II. General Provisions

A. If a new school that's never been on Missouri's eligible training provider list does not meet the performance requirements as required for initial eligibility that school and/or its program(s) will be determined ineligible. This program(s) will remain ineligible until performance levels are met or it is determined through the appeal process to retain the program on the state list.

B. If it is determined that an eligible provider is intentionally supplying inaccurate information the provider's eligibility for the program shall be terminated for 2 years.

C. If an eligible provider substantially violates any requirements under the Workforce Innovation and Opportunity Act (as determined by the local board(s) and state agency), the eligibility of the provider may be terminated for the program involved, or other action as determined appropriate may be taken.

D. A provider whose eligibility is terminated under paragraphs B or C for a program shall be liable for repayment of all funds received for the program during any period of noncompliance.

E. Should a provider lose its eligibility for a program(s) as described in B or C, the provider will continue to be reimbursed for all students enrolled prior to the loss of eligibility and all conditions of the application will continue to be applied until those enrollments have completed training.

F. To appeal a denial of eligibility or to appeal a termination of eligibility, the appeal process outlined in the Eligibility Training Provider System (ETPS) Appeals Process will be followed.

G. The status as an approved eligible training provider is not a guarantee of student referrals nor use of training funds. Local Workforce Development Boards must also approve providers on ETPS based on justification that the training provided is for in-demand industry sectors and occupations within each region.

H. The Training Provider agrees to accept Individual Training Accounts (ITA) and provide training services for eligible WIOA participants enrolling in approved programs where admission and program performance requirements have been met.

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I. The Training Provider shall permit on-site visits by the Local Workforce Development Boards, Missouri Department of Economic Development, Missouri

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Department of Elementary and Secondary Education, Missouri Department of Higher Education, Missouri Division of Workforce Development, U.S. Department of Labor, and any other state, federal or local agency as legally authorized to monitor activities for which funds have been provided.

J. The Training Provider may, at its option, cancel this agreement without penalty upon 30 days written notice. In such event, the Training Provider shall receive full payment for all allowable expenditures reported.

K. When signing this document, I am also attesting that the performance data information provided in this application is true and accurate to the best of my knowledge and that I agree to collect the required data for all students in each program approved or understand the program may be determined ineligible.

It shall be noted that the Training Provider's authorized signatory signing this document acknowledges that they have read and fully understand the language and are bound by the specified terms and attachments of this application, and that they are responsible for complying with all of the requirements contained in this certification document, to include the Nondiscrimination and Equal Opportunity Provisions.

TRAINING PROVIDER

Training Institution

Authorized Signature

Title

Date

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