



STATE OF MICHIGAN

DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH

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## **Proposed Workforce Investment Act (WIA) Statutory Waiver Requests for Program Year (PY) 2010**

In accordance with Training and Employment Guidance Letter (TEGL) 21-09, the state of Michigan seeks to extend our currently approved Workforce Investment Act (WIA)/Wagner-Peyser Act (W-P) state plan for one additional year to include program year (PY) 2010.

In addition to extending our approved WIA/W-P state plan, the state of Michigan is requesting approval of WIA statutory waivers for PY 2010 as a result of the state's work-flex authority expiring on June 30, 2010.

### **Background Information**

The Bureau of Workforce Transformation (BWT) proposing thirteen (13) WIA statutory waivers for PY 2010. The 13 proposed waivers include five (5) new waivers resulting from the expiration of the state's work-flex authority and the continuation of eight (8) waivers including three (3) pertaining to American Recovery and Reinvestment Act funds which were approved during PY 2009.

### **Proposed Waivers**

#### New for PY 2010

1. Request for waiver of funds transfer limit between adult and dislocated worker programs;
2. Waiver of the requirement for a 50 percent employer contribution for customized training; to permit a sliding scale contribution for small and medium sized employers;
3. Waiver to increase employer reimbursement for on-the-job (OJT) training for small and medium sized employers;
4. Waiver of the prohibition on the use of individual training accounts for youth; and
5. Waiver from requirement of formula redistribution of recaptured local area funds.

DELEG is an equal opportunity employer/program.

Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.

### Existing Waivers Seeking Continuation into PY 2010

1. Waiver to permit the use of a portion of local area formula allocations to provide incumbent worker training;
2. Waiver to permit the state to use a portion of rapid response funds to provide incumbent worker training;
3. Waiver from the requirement to report outcomes for incumbent workers, served under the requested incumbent worker training waivers;
4. Waiver of the time limit on the period of initial eligibility for training providers;
5. Waiver to allow Central Area Michigan Works! Consortium (CAMWC) increased flexibility to design and deliver workforce services to respond effectively to the mass dislocation within their service delivery area due to the closure of Electrolux;
6. Waiver to permit the state to use a portion of rapid response funds provided under the American Recovery and Reinvestment Act to provide incumbent worker training;
7. Waiver from requirement that eligible providers of youth activities shall be identified on a competitive basis for American Recovery and Reinvestment Act funded participants; and
8. Waiver from the required youth performance measures for out-of-school youth ages 18 to 24 served with American Recovery and Reinvestment Act funds for the first six months following the summer period.

### **Public Comment and Review**

The WIA regulations at 20 CFR 661.230(d) provide that modifications to the State Plan are subject to the same public review and comment requirements that apply to the development of the original plan.

Following the Council for Labor & Economic Growth's approval of the proposed waivers, the waivers for PY 2010 will be made available for public review and comment on the Bureau of Workforce Transformation Website at <http://www.michigan.gov/mdcd/0,1607,7-122-1678---,00.html>

### **CLEG Action**

On May 5, 2010 CLEG's Executive Committee voted on and approved the proposed WIA statutory waivers for PY 2010 and extension to the Workforce Investment Act (WIA) and Wagner-Peyser Act Strategic Plan on behalf of the full Council. Ratification by the Council is expected at the June 14, 2010 CLEG quarterly meeting.

