

TEXAS WORKFORCE COMMISSION LETTER

ID/No:	WD 06-09, Change 1
Date:	May 1, 2009
Keyword:	WIA
Effective:	Immediately

To: Local Workforce Development Board Executive Directors
Commission Executive Offices
Integrated Service Area Managers



From: Laurence M. Jones, Director, Workforce Development Division

Subject: **Workforce Investment Act: *WIA Eligibility Guidelines: Income Guidelines Desk Reference***

PURPOSE:

This WD Letter provides Local Workforce Development Boards (Boards) with the updated *WIA Eligibility Guidelines: Income Guidelines Desk Reference*.

BACKGROUND:

The U.S. Department of Labor's (DOL) Lower Living Standard Income Level (LLSIL) guidelines and the U.S. Department of Health and Human Services' (HHS) Poverty Guidelines are each updated annually. Therefore, the Texas Workforce Commission's *WIA Eligibility Guidelines: Income Guidelines Desk Reference* is updated twice a year to reflect the release of each set of guidelines.

The following two income guidelines are combined and use the higher dollar amount for each family-size unit to establish the WIA low-income eligibility guidelines:

1. DOL 70% LLSIL guidelines, issued and effective *March 26, 2009*
2. HHS Poverty Guidelines, issued and effective *January 23, 2009*

Attachment 1 to this WD Letter, *WIA Eligibility Guidelines: Income Guidelines Desk Reference*, has been revised to reflect changes made to DOL's 70% LLSIL guidelines.

PROCEDURES:

Boards must:

- use the updated *WIA Eligibility Guidelines: Income Guidelines Desk Reference* (Attachment 1) to determine eligibility for WIA Title 1 Youth and Adult services. Attachment 1 also is located online at <http://www.twc.state.tx.us/boards/wia/txwia.html#wiaguide>; and

NLF

- redetermine eligibility for those applicants who were deemed to be over the income levels set forth in the *WIA Eligibility Guidelines: Income Guidelines Desk Reference* from March 26, 2009. (The DOL 70% LLSIL guidelines became effective on March 26, 2009, the date they were published in the *Federal Register*.)

Note: The new guidelines were programmed into TWIST on April 22, 2009, and are now available for use.

It is recommended that Boards retain all prior versions of income guidelines for monitoring purposes in order to support the eligibility of participants enrolled while the previous eligibility guidelines were in effect.

LF

INQUIRIES:

Direct inquiries regarding this WD Letter to wfpolicy.clarifications@twc.state.tx.us.

ATTACHMENT:

Attachment 1: *WIA Eligibility Guidelines: Income Guidelines Desk Reference*

RESCISSIONS:

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REFERENCE:

Workforce Investment Act, Section 101(25)(B)(I)
United States Department of Labor: Lower Living Standard Income Level, *Federal Register*, Vol. 74, No. 57, published March 26, 2009
United States Department of Health and Human Services Poverty Guidelines, *Federal Register*, Vol. 74, No. 14, published January 23, 2009

FLEXIBILITY RATINGS:

No Local Flexibility (NLF): This rating indicates that Boards must comply with the federal and state laws, rules, policies, and required procedures set forth in this WD Letter and have no local flexibility in determining whether and/or how to comply. All information with an NLF rating is indicated by “must” or “shall.”

Local Flexibility (LF): This rating indicates that Boards have local flexibility in determining whether and/or how to implement guidance or recommended practices set forth in this WD Letter. All information with an LF rating is indicated by “may” or “recommend.”