

	NORTH CAROLINA DEPARTMENT OF COMMERCE DIVISION OF WORKFORCE SOLUTIONS
	DWS Operational Guidance Number: OG 03-2022, Change 1
	Date: April 18, 2023
	Subject: Revised Local Workforce Innovation and Opportunity Act (WIOA) Workforce Development Program Year 2022 Allocations
	From:  <hr/> Chet Mottershead

Purpose: To transmit adjusted WIOA funding levels for Program Year (PY) 2022 Dislocated Worker Local Area Allocations under WIOA Title I Section 132(c).

This Operational Guidance (OG) rescinds OG 03-2022, and the procedures herein supersede all previous policy, procedures, and guidelines regarding WIOA Workforce Development Program Year 2022 Allocations.

Background: The U.S. Department of Labor (USDOL) released WIOA Allotments for PY 2022 (July 1, 2022 – June 30, 2023) for Adult, Dislocated Worker and Youth Activities in Training and Employment Guidance Letter (TEGL) 9-21, on May 6, 2022. States must follow the requirements in this guidance to obtain the federal funds needed to manage their programs. On March 15, 2022, the Consolidated Appropriations Act, 2022, Pub. L. 117-103 was signed into law (from this point forward referred to as “the Act”). The Act makes PY 2022 Youth Activities funds available for obligation on April 1, 2022 and funds the WIOA Adult and Dislocated Worker programs in two separate appropriations.

The TEGL 11-22 was released on March 17, 2023 to adjust funding levels for PY 2022 allotments for the Dislocated Worker program under WIOA Title I Section 132(c) on recapture and reallocation.

The first appropriations for the Adult and Dislocated Worker programs become available for obligation on July 1, 2022; this portion is commonly referred to as “base” funds. The second appropriations for the Adult and Dislocated Worker programs become available for obligation on October 1, 2022; this portion is commonly referred to as “advance” funds because they are provided in the Appropriations Act passed during the fiscal year (FY) immediately before the FY when the funds are available.

The Dislocated Worker formula was previously modified to ensure that North Carolina is in compliance with USDOL requirements by adding the element “Declining Industries” to the formula. PY 2022 will continue to make use of this modified formula for Dislocated Worker allocations, and it is comprised of the following components:

- 30% Insured Unemployment
- 30% Excess Unemployment
- 30% Long-term Unemployment
- 10% Declining Industries

Declining Industries consist of the change from the 3rd Quarter of one year to the 3rd Quarter of the next in the number of establishments in each county. For this year’s calculations, that data consists of the change in the count of establishments from the 3rd Quarter of Calendar Year 2020 compared to the 3rd Quarter of Calendar Year 2021.

It should be noted that Adult and Youth allocation formulas remain unchanged. Also, the Hold Harmless provision continues to be in effect for all three program allocations calculations. The Hold Harmless provision ensures that “no local area receives an allocation percentage that is less than 90% of the average allocation percentage received by the local area for the previous two years” (TEGL 9-21).

The attached allocation charts provide the adjusted October 1, 2022 “advance” funds portion of the PY 2022 Local Area Dislocated Worker allocations. Also, included for your convenience are the original charts for Adult and Youth allocations, which have remained unchanged.

Action: The attached allocation charts are to be used for planning and operating PY 2022 WIOA Title I Programs under the PY 2022 Local Area Workforce Development Board (WDB) Plans.

Local Area WDBs do not have the authority to transfer funds to or from the Youth Activities program. WIOA Section 133(b)(4) provides the authority for local workforce development areas, with approval of the Governor, to transfer up to 100% of the Adult Activities funds for expenditure on Dislocated Worker Activities, and up to 100% of Dislocated Worker Activities funds for expenditure on Adult Activities.

Local Area WDBs will be administered funds through the Workforce Information System Enterprise (WISE) system when received by the DWS.

Effective Date: Immediately

Expiration: June 30, 2024

Contact: DWS Planner

Attachment: PY 2022 WIOA Allocations for Adults, Adjusted PY22 Dislocated Workers, and Youth