



David A. Paterson, Governor

M. Patricia Smith, Commissioner

## NEW YORK STATE WORKFORCE DEVELOPMENT SYSTEM TECHNICAL ADVISORY

### Workforce Development System Technical Advisory #09-11.1

**TO: Workforce Development Community**

**DATE: June 24, 2009**

**SUBJECT:**

Revised Policy on awarding Program Year (PY) 2009 supplemental funds.

#### ***Purpose***

To advise Local Workforce Investment Areas (LWIAs) of the State's policy on awarding PY 2009 supplemental funds. This will be a one-time distribution to ensure that all LWIAs have funds available to continue services to Workforce Investment Act (WIA) customers. This supplemental distribution will be based on the aggregate PY 2008 formula allocations of those areas that meet or exceed the expenditure criteria established for this distribution.

**Please note: Transfer authority of up to 30% from the Dislocated Worker program to the Adult program will be allowed for this supplemental distribution.**

**This Technical Advisory (TA) rescinds Technical Advisory #09-11, "Policy on Awarding Program Year (PY) 2009 Supplemental Funds," dated April 27, 2009.**

#### ***Background***

In consultation with the Governor and the State Workforce Investment Board, the New York State Department of Labor (NYSDOL) is implementing a new policy effective immediately to ensure a continuity of services to WIA participants.

#### ***Action***

All qualifying LWIAs will receive supplemental Dislocated Worker funding based on the aggregate PY 2008 WIA formula allocations of those Local Workforce Investment Areas that meet or exceed the accrued expenditure criteria as of June 30, 2009. The total amount of available supplemental funding is a maximum of approximately \$7.2 million.

In order to be eligible for this supplemental funding, the LWIA must reach an 85% total accrued expenditure rate for all of their WIA formula and supplemental funds available during PY 2008, except PY 2009 Youth funds which became available April 1, 2009.

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Additionally, the LWIAs must report accrued expenditures of at least 15% of their total stimulus allocation by June 30, 2009.

Note: the maximum PY 2009 supplemental distribution for a LWIA will be 15% of the total PY 2008 formula funds received by the LWIA. If a LWIA's supplemental funding distribution would exceed the maximum 15% award amount, then the difference would be redistributed to those LWIAs that did not receive the maximum 15% award amount. If it is determined that any eligible LWIA would have received a larger distribution of supplemental funds under the previous policy, then the NYSDOL would increase this distribution to meet that level. To allow for this, the NYSDOL will reserve a portion of the supplemental funding for this purpose.

The PY 2009 supplemental distribution must be fully expended and accrued by no later than June 30, 2010 or be subject to recapture and the LWIA may not be eligible for subsequent State Level funding.

### ***Inquiries***

Please direct all questions regarding this Technical Advisory to your Financial Oversight and Technical Assistance (FOTA) Representative.

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