

Attachment II: Use of Transition Authority

Use of WIOA Transition Authority for Individual Indicator Scores

For purposes of the WIOA title I and III core programs (the Adult, Dislocated Worker, and Youth formula programs, and the Wagner-Peyser Act Employment Services program) the Departments have determined that the statistical adjustment model is yielding reliable results for two of the employment-related indicators – Employment Rate 2nd Quarter after Exit and Median Earnings 2nd Quarter after Exit – for purposes of assessing the individual indicator score, pursuant to 20 C.F.R. § 677.190(c)(5), for all four of these core programs. Therefore, the Departments have determined there is no need to use the transition authority of section 503(a) of WIOA for purposes of delaying assessing the individual indicator score for these two indicators for the Titles I and III core programs.

However, the Departments have determined that the baseline data for the other indicators and core programs are not sufficient for the statistical adjustment model to yield consistently reliable results. For these performance indicators and programs, more baseline data are necessary for the model to yield reliable results. Therefore, the Departments have determined it necessary to use the transition authority of section 503(a) of WIOA in PYs 2020 and 2021 to delay assessing performance and imposing sanctions for:

- the other four performance indicators for the Titles I and III programs, pursuant to 20 C.F.R. § 677.190(c)(5); and
- all six performance indicators for the Title II Adult Education and Family Literacy Act (AEFLA) and the Title IV Vocational Rehabilitation (VR) programs, pursuant to 34 C.F.R. §§ 361.190(c)(5) and 463.190(c)(5).

Use of WIOA Transition Authority for Overall State Indicator Score and Overall Program Score

While the model is yielding reliable results for the employment rate in 2nd quarter after exit and the median earnings in 2nd quarter after exit indicators for the Titles I and III programs, the Departments have concluded it would not be reasonable to assess an “overall state indicator score,” as required by 20 C.F.R. § 677.190(c)(4) and 34 C.F.R. §§ 361.190(c)(4) and 463.190(c)(4), solely on the basis of the limited available data because such a score would not be an accurate representation of the state’s overall performance on either of the indicators, particularly as the only available data comes from just one agency. Similarly, the Departments have determined it would not be reasonable to assess an “overall state program score” by taking into account only the two indicators for which there are reliable data (20 C.F.R. § 677.190(c)(2) and 34 C.F.R. §§ 361.190(c)(2) and 463.190(c)(2)). Such results would not be representative of the Titles I and III programs’ performance as a whole in the state when there are four other indicators not included in the calculation for each of those programs. Therefore, the Departments have determined it necessary to use the transition authority of section 503(a) of WIOA to delay assessing performance for overall state indicator scores and overall State program scores and for imposing sanctions for any state that fails in accordance with 20 C.F.R. § 677.190(d)(1) and 34 C.F.R. §§ 361.190(d)(1) and 463.190(d)(1), for PYs 2020 and 2021.