

## ***Workforce Innovation and Opportunity Act***

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Nebraska Department of Labor  
Office of Employment & Training

### **Interim Policy on Eligibility for Adult Programs**

#### **References:**

Workforce Innovation and Opportunity Act Sections 3, 129, 134, 188, and 189. [Workforce Innovation and Opportunity Act – Notice of Proposed Rulemaking](#), 20 CFR §§ 680.110, 680.140, 680.210, 680.220, 680.650, 681.430, 681.440, 683.230; Neb. Rev. Stat. § 4-108; 38 U.S.C. §§ 101, 4215.

#### **Background:**

Eligibility criteria for the adult programs are defined under the provisions of the Workforce Innovation and Opportunity Act.

#### **Action:**

After a 10-day review period, this Policy will be considered final. Questions and comments should be submitted in writing to the WIOA Policy Mailbox: [ndol.wioa\\_policy@nebraska.gov](mailto:ndol.wioa_policy@nebraska.gov).

Local areas need to establish a policy on eligibility for adult programs addressing the provisions identified in this policy as well as ensure their local WIOA Plan addresses the requirements set forth in this policy.

#### **Policy:**

Section 3(2) of WIOA defines an “adult” as an individual who is age 18 or older.

### **Required Employment and Training Activities**

WIOA divides required employment and training activities provided by One-Stop operators and One-Stop partners into two categories: career services and training services. The eligibility requirements for services in these categories are different.

#### **Required Career Services**

Section 134(c)(2)(A) of WIOA requires that local areas provide services that include, at a minimum:

1. Determinations of whether the individuals are eligible to receive assistance;
2. Outreach, intake (which may include worker profiling), and orientation to the information and other services available through the One-Stop delivery system;
3. Initial assessment of skill levels (including literacy, numeracy, and English language proficiency), aptitudes, abilities (including skills gaps), and supportive service needs;
4. Labor exchange services, including—

- a. Job search and placement assistance and, in appropriate cases, career counseling, including—
    - i. Provision of information on in-demand industry sectors and occupations; and
    - ii. Provision of information on nontraditional employment; and
  - b. Appropriate recruitment and other business services on behalf of employers, including small employers, in the local area, which services may include services described in this subsection, such as providing information and referral to specialized business services not traditionally offered through the One-Stop delivery system;
- 5. Provision of referrals to and coordination of activities with other programs and services, including programs and services within the One-Stop delivery system and, in appropriate cases, other workforce development programs;
- 6. Provision of workforce and labor market employment statistics information, including the provision of accurate information relating to local, regional, and national labor market areas, including—
  - a. Job vacancy listings in such labor market areas;
  - b. Information on job skills necessary to obtain the jobs described in (a); and
  - c. Information relating to local occupations in demand and the earnings, skill requirements, and opportunities for advancement for such occupations;
- 7. Provision of performance information and program cost information on eligible providers of training services as described in Section 122, provided by program, and eligible providers of youth workforce development activities described in Section 123, providers of adult education described in Title II, providers of career and technical education activities at the postsecondary level, and career and technical education activities available to school dropouts, under the Carl D. Perkins Career and Technical Education Act of 2006 (20 U.S.C. 2301 et. Seq.), and providers of vocational rehabilitation services described in Title I of the Rehabilitation Act of 1973 (29 U.S.C. 720 et seq.);
- 8. Provision of information, in formats that are usable by and understandable to One-Stop customers, regarding how the local area is performing on the local performance accountability measures and any additional performance information with respect to the One-Stop delivery system in the local area;
- 9. Provision of information, in formats that are usable by and understandable to One-Stop center customers, relating to the availability of supportive services or assistance, including:
  - a. Childcare, child support, medical or child health assistance under Title XIX or XXI of the Social Security Act (42 U.S.C. 1396 et seq. and 1397aa et seq.);

- b. Benefits under the supplemental nutrition assistance program established under the Food and Nutrition Act of 2008 (7 U.S.C. 2011 et seq.);
  - c. Assistance through the earned income tax credit under Section 32 of the Internal Revenue Code of 1986
  - d. Assistance under a State program for temporary assistance for needy families funded under part A of Title IV of the Social Security Act (42 U.S.C. 601 et seq.); and
  - e. Other supportive services and transportation provided through funds made available under such part, available in the local area;
10. Referral to the services or assistance described in item 9 as appropriate;
11. Provision of information and assistance regarding filing claims for unemployment compensation;
12. Assistance in establishing eligibility for programs of financial aid assistance for training and education programs that are not funded under WIOA;
13. Services, if determined to be appropriate in order for an individual to obtain or retain employment, that consist of—
- a. Comprehensive and specialized assessments of the skill levels and service needs, which may include:
    - i. Diagnostic testing and use of other assessment tools; and
    - ii. In-depth interview and evaluation to identify employment barriers and appropriate employment goals;
  - b. Development of an individual employment plan, to identify the employment goals, appropriate achievement objectives, and appropriate combination of services for the participant to achieve the employment goals;
  - c. Group counseling;
  - d. Individual counseling;
  - e. Career planning;
  - f. Short-term prevocational services, including development of learning skills, communication skills, interviewing skills, punctuality, personal maintenance skills, and professional conduct;
  - g. Internships and work experiences that are linked to careers;
  - h. Workforce preparation activities;
  - i. Financial literacy services

- j. Out-of-area job search assistance and relocation assistance; or
  - k. English language acquisition and integrated education and training programs; and
14. Followup services, including counseling regarding the workplace, for participants in workforce development activities who are placed in unsubsidized employment, for not less than 12 months after the first day of employment, as appropriate.<sup>1</sup>

### Eligibility for Career Services

#### *Priority*

Generally, there are no special eligibility requirements for participation by adults in career services under Section 134(c)(2) of WIOA. However, if the career services provided include services under Section 134(c)(2)(A)(xii) of WIOA (number 13 on the previous list), priority must be given to recipients of public assistance, other low-income individuals, and individuals who are basic skills deficient. The local board and the Governor will direct the One-Stop operators in the local area with regard to making determinations related to such priority.<sup>2</sup>

**Low Income Individual** –Section 3(36) of WIOA defines a "low income individual" as one who:

- Receives, or in the past 6 months has received, or is a member of a family that is receiving or in the past 6 months has received, assistance through the Supplemental Nutrition Assistance Program established under the Food and Nutrition Act of 2008 (7 U.S.C. 2011 et seq.), the program of block grants to States for Temporary Assistance for Needy Families program under part A of Title IV of the Social Security Act (42 U.S.C. 601 et seq.), or the supplemental security income established under Title XVI of the Social Security Act (42 U.S.C. 1381 et seq.) or State or local income-based public assistance;
- Is in a family with total family income that does not exceed the higher of:
  - The poverty line; or
  - Seventy percent of the lower living standard income level.
- Is a homeless individual (as defined in Section 41403(6) of the Violence Against Women Act of 1994 (42 U.S.C. 14043e-2(6))), or a homeless child or youth (as defined under Section 725(2) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11434a(2)));
- Receives or is eligible to receive a free or reduced price lunch under the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.);
- Is a foster child on behalf of whom state or local government payments are made; or
- Is an individual with a disability whose income meets the income requirement of (2), but who is a member of a family whose income does not meet this requirement.

**Basic Skills Deficient** –Section 3(5) of WIOA defines "basic skills deficient" as an individual:

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<sup>1</sup> WIOA Section 134(c)(2)

<sup>2</sup> WIOA Section 134(c)(3)(E)

- Who is a youth (18-24), that the individual has English reading, writing, or computing skills at or below the 8<sup>th</sup> grade level on a generally accepted standardized test; or
- Who is a youth or adult that the individual is unable to compute or solve problems, or read, write, or speak English, at a level necessary to function on the job, in the individual's family, or in society.

### Required Training Services

As defined by Section 134(c)(3)(D) of WIOA, training services may include:

1. Occupational skills training, including training for nontraditional employment;
2. On-the-job training;
3. Incumbent worker training;
4. Programs that combine workplace training with related instruction, which may include cooperative education programs;
5. Training programs operated by the private sector;
6. Skill upgrading and retraining;
7. Entrepreneurial training;
8. Transitional jobs;
9. Job readiness training provided in combination with the other services in this list;
10. Adult education and literacy activities, including activities of English language acquisition and integrated education and training programs, provided concurrently or in combination with any of the other services in this list; and
11. Customized training conducted with a commitment by an employer or group of employers to employ an individual upon successful completion of the training.

### *Linkage to Occupations in Demand*

Training services provided must be directly linked to an in-demand industry sector or occupation in the local area or the planning region, or in another area to which an adult receiving such services is willing to relocate, except that a local board may approve training services for occupations determined by the local board to be in sectors of the economy that have a high potential for sustained demand or growth in the local area.<sup>3</sup>

### *Eligibility for Training Services*

Funds for adult training services under Section 134(c)(3) of WIOA must be used to provide training to adults who:

1. After an interview, evaluation, or assessment, and career planning, have been determined by a One-Stop operator or One-Stop partner, as appropriate, to

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<sup>3</sup> WIOA Section 134(c)(3)(G)(iii)

- a. Be unlikely or unable to obtain or retain employment, that leads to economic self-sufficiency or wages comparable to or higher than wages from previous employment, through the career services;
- b. Be in need of training services to obtain or retain employment that leads to economic self-sufficiency or wages comparable to or higher than wages from previous employment; and
- c. Have the skills and qualifications to successfully participate in the selected program of training services;

**Use of Previous Assessment** – A One-Stop operator or One-Stop partner is not required to conduct a new interview, evaluation, or assessment of a participant if it determines that it is appropriate to use a recent interview, evaluation, or assessment of the participant conducted pursuant to another education or training program.<sup>4</sup>

- 2. Select programs of training services that are directly linked to the employment opportunities in the local area or the planning region, or in another area to which the adults or dislocated workers are willing to commute or relocate; and
- 3. Are unable to obtain other grant assistance for such training, including such sources as State-funded training funds, Trade Adjustment Assistance, and Federal Pell Grants, or require WIOA assistance in addition to other sources of grant assistance, including Federal Pell Grants.<sup>5</sup> For further information, see the “Individual Training Accounts” policy.

**Require assistance** – When making the determination about whether an individual requires assistance, a One-Stop operator may take into consideration the full cost of participating in training services, including the costs of dependent care and transportation, and other appropriate costs.<sup>6</sup>

The case file must contain a determination of need for training services under 20 CFR § 680.210 as determined through the interview, evaluation, or assessment, and career planning informed by local market information and training provider performance information, or through any other career service received. There is no requirement that career services be provided as a condition to receipt of training services; however, if career services are not provided before training, the local board must document the circumstances that justified its determination to provide training without first providing the services described in 20 CFR § 680.220.<sup>7</sup> There is no Federally-required minimum time period for participation in career services before receiving training services.<sup>8</sup>

#### *Priority*

For the receipt of training services, local areas must give priority to recipients of public assistance, other low-income individuals, and individuals who are basic skills deficient.

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<sup>4</sup> WIOA Section 134(c)(3)(A)(ii)

<sup>5</sup> 20 CFR § 680.210

<sup>6</sup> WIOA Section 134(c)(3)(B)(i)

<sup>7</sup> 20 CFR § 680.220(b)

<sup>8</sup> 20 CFR § 680.220(c)

**Public assistance** –Section 3(50) of WIOA defines public assistance as Federal, state, or local government cash payments for which eligibility is determined by a needs or income test.

### **Permissible Employment and Training Activities**

In addition to the required career and training activities, local areas may provide:

1. Customized screening and referral of qualified participants in training services to employers;
2. Customized employment-related services to employers, employer associations, or other such organizations on a fee-for-service basis;
3. Implementation of a pay-for-performance contract strategy for training services, for which the local board may reserve and use not more than 10 percent of the total adult or dislocated worker funds allocated to the local area;
4. Customer support to enable individuals with barriers to employment (including individuals with disabilities) and veterans, to navigate among multiple services and activities for such populations;
5. Technical assistance for One-Stop operators, One-Stop partners, and eligible providers of training services, regarding the provision of services to individuals with disabilities in local areas, including the development and training of staff, the provision of outreach, intake, assessments, and service delivery, the coordination of services across providers and programs, and the development of performance accountability measures;
6. Employment and training activities provided in coordination with—
  - a. Child support enforcement activities of the State and local agencies carrying out part D of Title IV of the Social Security Act (42 U.S.C. 651 et seq.);
  - b. Child support services, and assistance, provided by State and local agencies carrying out part D of Title IV of the Social Security Act (42 U.S.C. 651 et seq.);
  - c. Cooperative extension programs carried out by the Department of Agriculture; and
  - d. Activities to facilitate remote access to services provided through a One-Stop delivery system, including facilitating access through the use of technology;
7. Activities—
  - a. To improve coordination between workforce development activities and economic development activities carried out within the local area involved, and to promote entrepreneurial skills training and microenterprise services;
  - b. To improve services and linkages between the local workforce development system (including the local One-Stop delivery system) and employers, including

small employers, in the local area, through services described in this Section;  
and

- c. To strengthen linkages between the One-Stop delivery system and unemployment insurance programs;
8. Training programs for displaced homemakers and for individuals training for nontraditional occupations, in conjunction with programs operated in the local area;
9. Activities to provide business services and strategies that meet the workforce development needs of area employers, as determined by the local board, consistent with the local plan, which services—
- a. May be provided through effective business intermediaries working in conjunction with the local board, and may also be provided on a fee-for-service basis or through the leveraging of economic development, philanthropic, and other public and private resources in a manner determined appropriate by the local board; and
  - b. May include—
    - i. Developing and implementing industry sector strategies (including strategies involving industry partnerships, regional skills alliances, industry skill panels, and sectoral skills partnerships);
    - ii. Developing and delivering innovative workforce development services and strategies for area employers, which may include career pathways, skills upgrading, skill standard development and certification for recognized postsecondary credential or other employer use, apprenticeship, and other effective initiatives for meeting the workforce development needs of area employers and workers;
    - iii. Assistance to area employers in managing reductions in force in coordination with rapid response activities and with strategies for the aversion of layoffs, which strategies may include early identification of firms at risk of layoffs, use of feasibility studies to assess the needs of and options for at-risk firms, and the delivery of employment and training activities to address risk factors; and
    - iv. The marketing of business services offered under this Title, to appropriate area employers, including small and mid-sized employers;
10. Activities to adjust the economic self-sufficiency standards<sup>9</sup> for local factors, or activities to adopt, calculate, or commission for approval, economic self-sufficiency standards for the local areas that specify the income needs of families, by family size, the number and ages of children in the family, and substate geographical considerations;
11. Improved coordination between employment and training activities and programs carried out in the local area for individuals with disabilities, including programs carried out by

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<sup>9</sup> See WIOA Section (a)(3)(A)(xii)



State agencies relating to intellectual disabilities and developmental disabilities, activities carried out by Statewide Independent Living Councils established under Section 705 of the Rehabilitation Act of 1973 (29 U.S.C. 796d), programs funded under part B of chapter 1 of Title VII of such Act (29 U.S.C. 796e et seq.), and activities carried out by centers for independent living, as defined in Section 702 of such Act (29 U.S.C. 796a); and

12. Implementation of promising services to workers and businesses, which may include support for education, training, skill upgrading, and statewide networking for employees to become workplace learning advisors and maintain proficiency in carrying out the activities associated with such advising.<sup>10</sup>

#### Rule of Construction

Nothing in this policy or in WIOA should be construed to mean an individual is required to receive career services prior to receiving training services.<sup>11</sup>

### **Work Support Activities for Low-Wage Workers**

Funds for adults may be used to provide work support activities designed to assist low-wage workers in retaining and enhancing employment. The One-Stop partners of the system shall coordinate the appropriate programs and resources of the partners with the activities and resources provided under Section 134(d)(1)(B) of WIOA [Work Support Activities for Low-Wage Workers].

These activities may include the provision of activities in a manner that enhances the opportunities of such worker to participate in the activities, such as the provision of activities described in this Section during nontraditional hours and the provision of onsite child care while such activities are being provided.<sup>12</sup> Work support activities may also include any activities available under the WIOA adult program in coordination with activities and resources available through partner programs.<sup>13</sup>

### **Supportive Services**

Funds for adults may be used to provide supportive services to adults who:

1. Are participating in programs with career or training activities; and
2. Are unable to obtain such supportive services through other programs providing such services.<sup>14</sup>

**Supportive Services Definition** –Section 3(59) of WIOA defines supportive services as services such as transportation, child care, dependent care, housing, and needs-related payments, that are necessary to enable an individual to participate in activities authorized by WIOA.

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<sup>10</sup> WIOA Section 134(d)

<sup>11</sup> WIOA Section 134(c)(3)(A)(iii)

<sup>12</sup> WIOA Section 134(d)(1)(B)

<sup>13</sup> 20 CFR § 680.140

<sup>14</sup> WIOA Section 134(d)(2)

See the Supportive Services policy for additional information.

### **Needs-Related Payments**

Funds for adults may be used to provide needs-related payments to adults who are unemployed and do not qualify for (or have ceased to qualify for) unemployment compensation for the purpose of enabling such individuals to participate in programs of training services.<sup>15</sup>

### **Priority for Veterans**

Covered persons receive priority of service in all Department of Labor-funded training programs under 38 U.S.C. 4215 and described in 20 CFR 1010.<sup>16</sup> A veteran must still meet each program's eligibility criteria to receive services under the respective employment and training program.<sup>17</sup>

The term “**covered person**” as defined in Section 2(a) of the Jobs for Veterans Act [38 U.S.C. 4215(a)] means a veteran or eligible spouse.<sup>18</sup>

“**Veteran**” means a person who served at least one day in the active military, naval, or air service, and who was discharged or released under conditions other than dishonorable, as specified in 38 U.S.C. 101(2). Active service includes full-time Federal service in the National Guard or a Reserve component.<sup>19</sup> Active service does not include full-time duty performed strictly for training purposes unless the individual was disabled or died from an disease or injury incurred or aggravated in the line of duty.<sup>20</sup>

“**Eligible Spouse**” means the spouse of any of the following:

1. Any veteran who died of a service-connected disability;
2. Any member of the Armed Forces serving on active duty who, at the time of application for the priority, is listed in one or more of the following categories and has been so listed for a total of more than 90 days: (I) missing in action, (II) captured in the line of duty by a hostile force, or (III) forcibly detained or interned in the line of duty by a foreign government or power;
3. Any veteran who has a total disability resulting from a service-connected disability, as evaluated by the Department of Veterans Affairs; or
4. Any veteran who died while a disability, as indicated in paragraph 3 (above), was in existence.<sup>21</sup>

The term “**priority of service**” means, with respect to any qualified job training program, that a covered person shall be given priority over a non-covered person for the receipt of employment, training, and placement services provided under that program, notwithstanding any other provision of the law.<sup>22</sup>

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<sup>15</sup> WIOA Section 134(d)(3)(A)

<sup>16</sup> 20 CFR § 680.650

<sup>17</sup> 20 CFR § 680.650

<sup>18</sup> 38 U.S.C. § 4215(a)(1)

<sup>19</sup> 38 U.S.C. §§ 101(21), (24)

<sup>20</sup> 38 U.S.C. § 101(24)

<sup>21</sup> 38 U.S.C. § 4215(a)(1)(B)

<sup>22</sup> 38 U.S.C. § 4215(a)(3)

For income-based eligibility determinations, amounts paid while on active duty or paid by the Department of Veterans Affairs for vocational rehabilitation, disability payments, or related VA-funded programs are not to be considered as income in accordance with 38 U.S.C. 4213 and 20 CFR § 683.230.<sup>23</sup> This applies when determining if a person is a “low-income individual” for eligibility purposes (for example, in WIOA youth programs). It also applies when income is used as a factor when the local area provides priority of service for “low income individuals” with Title I WIOA funds.<sup>24</sup>

## **Registration**

Registration is the process for collecting information for supporting a determination of eligibility. This information may be collected through methods that include electronic data transfer, personal interview, or an individual’s application.

- Adults who receive services funded under Title I other than self-service or informational activities must be registered and determined eligible and must be a participant.<sup>25</sup>
- Employment Opportunity data must be collected on every individual who is interested in being considered for WIOA Title I financially assisted aid, benefits, services, or training by a recipient, and who has signified that interest by submitting personal information in response to a request from the grant recipient or designated service provider.<sup>26</sup>

## **Concurrent Enrollment**

Under Section 3 of WIOA, eligible adults are defined as individuals age 18 or older.<sup>27</sup> WIOA defines eligible youth as 14 through 21 years of age, if in-school youth,<sup>28</sup> and 16 through 24, if out-of-school youth.<sup>29</sup> Thus, individuals between the ages of 18 through 24 [at registration] may be eligible for both adult and youth programs.

- Eligible individuals who are 18 through 24 years old [at registration] may participate in adult and youth programs concurrently. Such individuals must be eligible under the youth and adult/dislocated worker eligibility criteria applicable to the services received. Local program operators should determine the appropriate level and balance of services under the youth and adult programs. This determination should be driven by program design and services provided.<sup>30</sup>
- Local program operators must identify and track the funding streams which pay the costs of services provided to individuals who are participating in youth and adult/dislocated worker programs concurrently, and ensure that services are not duplicated.<sup>31</sup>

A local program should determine the appropriate program for the participant based on the service needs of the participant and if the participant is career-ready based on an objective

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<sup>23</sup> 20 CFR § 680.650

<sup>24</sup> 20 CFR § 683.230

<sup>25</sup> 20 CFR § 680.110(b)

<sup>26</sup> 20 CFR § 680.110(c)

<sup>27</sup> WIOA Section 3(2)

<sup>28</sup> WIOA Section 129(a)(1)(C)

<sup>29</sup> WIOA Section 129(a)(1)(B)

<sup>30</sup> 20 CFR § 681.430(a)

<sup>31</sup> 20 CFR § 681.430(b)

assessment of their occupational skills, prior work experience, employability, and participants needs as required in Section 129(c)(1)(A) of WIOA.<sup>32</sup>

### **Application Time Limit**

NEworks is used by all of the American Job Centers in Nebraska to collect data items of several of the One-Stop partners. The WIOA Application Date is the date when the WIOA Application is created. When entering it on NEworks, it cannot be a date in the future. The WIOA Participation Date is the date following a determination of eligibility (when necessary) to participate in the program when the individual begins receiving a service funded by the program in either a physical location (American Job Center) or remotely through electronic technologies. It counts as the official point when the participant begins counting in performance measures. Under this policy, if over 90 days elapse between the WIOA Application Date and the WIOA Participation Date, then the application will be closed. Even with the ninety day limit, there are several items on NEworks that must be verified and updated (when appropriate) at the date of WIOA participation including: Education Level; School Status, Employment Status, Enrolled in Education at Participation, Unemployment Compensation, and Age at Participation. A youth's dropout status must be verified at the time of WIOA youth program enrollment.<sup>33</sup>

### **Nondiscrimination**

Section 188 of WIOA provides that no individual may be excluded from participation in, denied the benefits of, subjected to discrimination under, or denied employment in the administration of or in connection with, any such program or activity because of race, color, religion, sex, national origin, age, disability, or political affiliation or belief.<sup>34</sup>

Participation in programs and activities must also be available to citizens and nationals of the United States, lawfully admitted permanent resident aliens, refugees, asylees, and parolees, and other immigrants authorized by the Attorney General to work in the United States. Individuals with employment authorization may access any WIOA services for which they otherwise would qualify.<sup>35</sup>

### **Verification of Lawful Presence**

Each agency responsible for determining eligibility for WIOA benefits in Nebraska is required to:

1. Have each applicant for WIOA services attest that he or she is a U.S. citizen or a qualified alien. This must be done using the format prescribed by the Nebraska Department of Administrative Services (DAS).<sup>36</sup>
  - If in the above Step 1, the applicant indicates he or she is an alien, then complete Step 2 as follows:

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<sup>32</sup> 20 CFR § 681.440

<sup>33</sup> 20 CFR § 681.240

<sup>34</sup> WIOA Section 188(a)(2)

<sup>35</sup> WIOA Section 188(a)(5)

<sup>36</sup> Neb. Rev. Stat. § 4-108

2. Verify his or her lawful presence in the United States using the SAVE (Systematic Alien Verification for Entitlements) Program operated by the U.S. Department of Homeland Security.

### **Enforcement of Military Selective Service Act**

Local programs shall ensure that each individual participating in any program established under Title I of WIOA or receiving any assistance or benefit under such Title, has not violated Section 3 of the Military Selective Services Act (50 U.S.C. App. 453) by not presenting and submitting to registration as required pursuant to such Section.<sup>37</sup>

### **Disclaimer**

This policy is based on NDOL's reading of the statute along with the Notice of Proposed Rulemaking released by USDOL. This policy may be subject to change as additional federal regulations and TEGLs are released. This policy is not intended to be permanent and should be viewed as a placeholder until final federal regulations are released in early 2016.

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<sup>37</sup> WIOA Section 189(h)

## Nebraska's Census Tracts Meeting "High Poverty" Definition

(30% or more of Household at or below the Poverty Line)

<b>Greater Lincoln</b>			
<b>Census Tract</b>	<b>Estimated Number</b>	<b>Estimated Number below Poverty</b>	<b>Poverty Percent</b>
Census Tract 6, Lancaster County, Nebraska	101	92	0.910891
Census Tract 17, Lancaster County, Nebraska	2846	1217	0.427618
Census Tract 20.02, Lancaster County, Nebraska	1528	618	0.40445
Census Tract 20.01, Lancaster County, Nebraska	1468	569	0.387602
Census Tract 2.02, Lancaster County, Nebraska	1669	623	0.373277
Census Tract 7, Lancaster County, Nebraska	1087	405	0.372585
Census Tract 4, Lancaster County, Nebraska	1951	723	0.370579
Census Tract 5, Lancaster County, Nebraska	630	221	0.350794
Census Tract 19, Lancaster County, Nebraska	381	133	0.349081
Census Tract 31.03, Lancaster County, Nebraska	893	309	0.346025
Census Tract 3, Lancaster County, Nebraska	1504	457	0.303856

<b>Greater Nebraska</b>			
<b>Census Tract</b>	<b>Estimated Number</b>	<b>Estimated Number below Poverty</b>	<b>Poverty Percent</b>
<b>Census Tract 9696, Buffalo County, Nebraska</b>	1632	567	0.347426
<b>Census Tract 9657, Adams County, Nebraska</b>	558	180	0.322581
<b>Census Tract 101, Dakota County, Nebraska</b>	2235	680	0.304251

## Greater Omaha

Census Tract	Estimated Number	Estimated Number below Poverty	Poverty Percent
Census Tract 16, Douglas County, Nebraska	148	81	0.547297
Census Tract 7, Douglas County, Nebraska	613	283	0.461664
Census Tract 8, Douglas County, Nebraska	634	287	0.452681
Census Tract 11, Douglas County, Nebraska	1077	477	0.442897
Census Tract 6, Douglas County, Nebraska	468	199	0.425214
Census Tract 60, Douglas County, Nebraska	1402	569	0.405849
Census Tract 40, Douglas County, Nebraska	1480	587	0.396622
Census Tract 59.02, Douglas County, Nebraska	755	296	0.392053
Census Tract 52, Douglas County, Nebraska	530	206	0.388679
Census Tract 29, Douglas County, Nebraska	1472	566	0.384511
Census Tract 51, Douglas County, Nebraska	1008	357	0.354167
Census Tract 61.02, Douglas County, Nebraska	1462	517	0.353625
Census Tract 4, Douglas County, Nebraska	840	295	0.35119
Census Tract 19, Douglas County, Nebraska	792	265	0.334596
Census Tract 12, Douglas County, Nebraska	957	318	0.332288
Census Tract 38, Douglas County, Nebraska	1576	521	0.330584
Census Tract 53, Douglas County, Nebraska	854	279	0.326698
Census Tract 5, Douglas County, Nebraska	575	180	0.313043
Census Tract 39, Douglas County, Nebraska	940	293	0.311702
Census Tract 21, Douglas County, Nebraska	867	267	0.307958
Census Tract 32, Douglas County, Nebraska	921	279	0.302932