

One-Stop Operator Competitive Process Requirements under WIOA

Federal Register 20CFR678 Subpart D – OVERVIEW (pp 20602-206050)

The Law

§ 678.605 How is the one-stop operator selected?

(a) Consistent with paragraphs (b) and (c) of this section, the Local Board must select the one-stop operator through a competitive process, as required by sec. 121(d)(2)(A) of WIOA, at least once every 4 years. A State may require, or a Local Board may choose to implement, a competitive selection process more than once every 4 years.

Analysis

678.600 Who may operate a one-stop center

- Single eligible entity or consortium of one-stop partners
- Local board only with approval of CEOB and Governor
- Other interested organizations capable of carrying out one-stop operator duties
- Elementary & secondary schools not eligible
- Non-traditional public secondary schools (night, adult or career & technical) eligible

678.605 How is the one-stop operator selected?

- Competitive process not less than every 4 years
- Allows local boards to examine operator effectiveness and make adjustments based upon one-stop certification (This can take six to 12 months for RFP process)
- Local board conducts the competition consistent with WIOA, COFAR, and State Procurement Policies.
- Procurement by sealed bid, competitive proposals or sole source
- Past experience not enough to select, robust market research recommended

678.615 Can an entity currently serving compete to be one-stop operator?

- Yes, but only by being selected through the competitive process
- Staff of the state agency continues to provide labor exchange services
- Firewalls must ensure that current operator may not be involved in conducting the competitive process

678.635 Effective date of this subpart

- One-stop operator selected must be in place no later than July 1, 2017
- Allows for transition, market research, cost-price analysis and competition
- Local boards need to plan immediately and be able to demonstrate that they are planning for a one-stop operator competition during FY16