



STATE WORKFORCE DEVELOPMENT BOARD

<https://www.iowawdb.gov/>

Mission:

The Iowa State Workforce Development Board oversees the development and implementation of the state workforce development plan. The SWDB ensures that state workforce regions have the resources to support employment programs across the state.

PUBLIC MEETING NOTICE

Date:

Wednesday, September 11, 2024

Time:

11:00 a.m. – 1:00 p.m.

Place:

Hosted by: Teresa Hovell

Vermeer Global Pavilion
2110 Vermeer Road East
Pella, IA

Zoom:

Join Zoom Meeting
<https://iowaworks.zoom.us/j/82649300308>

Meeting ID: 826 4930 0308

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TENTATIVE AGENDA:

1. Call to Order.
2. Roll call to establish quorum by Shelly Evans, Board Administrator.
3. **Action Item:** Approval of Meeting Agenda.
4. **Action Item:** Approval of Minutes from the May 15 State Workforce Development Board meeting. (Attachment 1 – Minutes dated 5/15/24)
5. Welcome by Teresa Hovell, Chair.
6. Nomination of Vice Chair for SWDB by Teresa Hovell, Chair.

6.1 -- **Action Item:** Nomination and approval of Vice Chair for SWDB.

7. Approval of Executive Committee Action from May 23, 2024 meeting by Teresa Hovell, Chair. (Attachment 2 - Executive Committee meeting Minutes dated 5/23/24)

7.1 -- Action Item: Approval of Executive Committee Action – Approval of Iowa Plains RFP for One-Stop Operator.
8. Discussion of Iowa Plains Committee recommendation to select a One-Stop Operator by Holly Espenhover, Iowa Plains Committee Chair. (Iowa Plains Recommendation - Attachment 3)

8.1 -- Action Item: Approval of Iowa Plains Committee selection of One-Stop Operator.
9. Discussion on 2025 Legislative Priorities of the SWDB by Michelle McNertney, Division Administrator Workforce Services. (Attachment 4 - Iowa Code 84A)
10. Director's Report by Director, Beth Townsend, Iowa Workforce Development.
11. Update from System Committee. (Jack Hasken, Committee Chair)
12. Update from Iowa Plains Committee. (Holly Espenhover, Committee Chair)
13. Update from Disability Access Committee. (James Williams, Division Administrator Vocational Rehabilitation)
14. Public Comment.
15. Adjourn.
16. Tour of IowaWORKS Mobile Workforce Center.

ACCOMMODATIONS:

Accommodations are available upon request for individuals with disabilities. If you need an accommodation, please contact Shelly Evans, Board Administrator, shelly.evans@iwd.iowa.gov, (515) 587-0050.

UPCOMING CALENDAR EVENTS:

- State Workforce Development Board Quarterly Meetings:
 - December 4, 2024 – Virtual
 - February 21, 2025 – Virtual
 - May 15, 2025 – In-Person, TBD
 - September 18, 2025 – In-Person, TBD
 - December 5, 2025 – Virtual



SWDB BOARD NOTES

Date: 5/15/24

Location: ZOOM

Minutes

Iowa Workforce Development Board Meeting

May 15, 2024

11 am – 1:00 pm

Marion City Library, 1095 6th Avenue, Marion, IA

Agenda item 1. Call to Order

Chair Teresa Hovell called to order the meeting of the Iowa Workforce Development Board (the Board) on May 15, 2024, at approximately 11 am. Chair Hovell welcomes attendees.

Welcome by Mayor Nicolas AbouAssaly, Marion, IA. Thankful for opportunity to say hello. Marion is a great place and we have been working hard for two years to make it a designation for raising a family and for business. Fastest growing city with over 43 thousand residents. Focus on serving people's needs and quality of life. City is competing with great talent for workforce. Library is a great facility and community center. City has built 35 miles of trails in the city limits. Invested in award-winning amenities. New fire station is historical. Thank you.

Agenda item 2. Roll Call

Members in Attendance

- | | |
|---|--|
| 1. Director Beth Townsend | 14. Kelly Barrick |
| 2. Keri Osterhaus as designee for
Director Emily Wharton | 15. Nick Glew |
| 3. James Williams | 16. Carrie Duncan |
| 4. Jay Iverson | 17. Charlie Wishman |
| 5. Teresa Hovell | 18. Andy Roberts |
| 6. Scott Naumann | 19. Jason Shanks |
| 7. Daren Westercamp | 20. Jayson Henry |
| 8. Jack Hasken | 21. Drew Conrad |
| 9. LuAnn Scholbrock | 22. Kristie Fisher |
| 10. Kellie Gottner | 23. Rita Grimm as designee for Director
Debi Durham |
| 11. Jessica Dunker | 24. Director Beth Skinner |
| 12. Mary Landhuis | 25. Amela Alibasic |
| 13. Ofelia Rumbo | 26. Scott Thompson |

Members Absent

1. Laura Book as designee for Governor
Kim Reynolds
2. Senator Dawn Driscoll
3. Representative Dave Deyoe
4. Director McKenzie Snow
5. Alicia Stafford
6. Brad Elliott
7. Alex Severn
8. Deb Mauricio
9. Josh Cobbs
10. Tiffany O'Donnell
11. Nancy McDowell
12. Senator William Dotzler
13. Representative Jeff Cooling
14. John Smith

Shelly Evans called roll and advised Acting Chair Hovell that quorum was established.

Agenda item 3. Welcome by Teresa Hovell, Chair

Chair Hovell welcomes attendees.

- Welcome.
- Honor to serve on board that impacts every lowan.

Agenda item 4. Approval of Agenda

Chair Hovell called the next order of business which was the approval of the meeting Agenda for May 15, 2024. The agenda was previously emailed to the Members of the Board.

- **ACTION ITEM:** Motion to Approve the Agenda for 5/15/24.

Andy Roberts motioned to approve the Agenda and Scott Naumann seconded the motion. Members of the Board in attendance voted on the motion by voice vote, which carried unanimously.

Agenda item 5. Approval of 2/16/24 Minutes (Attachment 1)

Chair Hovell called the next order of business which was the approval of the meeting Minutes for February 16, 2024. The minutes were previously emailed to the Members of the Board.

- **ACTION ITEM:** Motion to Approve the Minutes for 2/16/24.

Andy Roberts motioned to approve the Minutes and Jason Shanks seconded the motion. Members of the Board in attendance voted on the motion by voice vote, which carried unanimously.

Agenda item 6. Discussion on appointing Vice Chair (Attachment 2)

Acting Chair Hovell opened the discussion on appointment of a Vice Chair.

- Must be a business member of the board.
- 2-year term that will roll over to the Chair position for a two-year term.
- Will chair quarterly meetings in the event that the Chair is unavailable.
- Ask for volunteers or nominations.
- Open for discussion.

Jessica Dunker – what are the duties of the chair and vice-chair positions?

Jack Hasken – I have covered previous meetings as vice-chair. No big-time commitment. Acted as chair last year. Biggest commitment is to drive this board. Likes working with IWD. Director Townsend is great to work with as well as Michelle and Wendy Greenman. Lobbying someone consider it very strongly. I would do it, but I have other commitments. Very prestigious board.

Teresa Hovell – Shelly and Michelle are amazing. Planning Agenda and providing all information needed. Very doable for someone who wants to make this a commitment.

Jessica Dunker – how many people qualify?

Michelle McNertney – there are 17 business members on the board.

Jessica Dunker – would it be considered a conflict if you lobby?

Michelle McNertney – I don't know. That is a question for the AG's office.

Jack Hasken – it looks great on your resume. Banks look favorably on this.

Teresa Hovell – Jessica we will check on that and let you know. If anyone has a nomination or you would be interested, please email Shelly and myself. We can have a conversation or if additional questions come up.

Tabled for future meeting.

Agenda item 7. Discussion on appointing Chair for SWDB Returning Citizens Committee.

Michelle McNertney opened discussions on appointing Chair for Returning Citizens Committee.

- Committee is part of Bylaws.
- Historically very active.
- Community members very interested in this topic.
- Important for workforce future in Iowa.
- Can be any member of the board.
- Seeking for volunteers or nominations.

Teresa Hovell – how many people are on that committee?

Michelle McNertney – Shelly do you know how many people are on that committee?

Shelly Evans – I am just guessing but I would estimate around 12.

Nick Glew – are all 12 board members?

Michelle McNertney – no. Community members passionate about this work. This committee met about a year ago. Committee just needs chair who is a board member. Others can be community members.

Teresa Hovell – any other questions?

Kristie Fisher – for some reason I volunteered to chair the Youth Services Committee. If you think it would be easier to find someone for the Youth, I would be interested in this committee.

Michelle McNertney – I think it's great what you are asking.

Teresa Hovell – any future questions or should we table this?

Nick Glew – possible to provide more information?

Michelle McNertney – yes.

Tabled for future meeting.

Agenda item 8. SNAP Employment & Training Program Presentation

Jeremy Ritchie, Bureau Chief at IWD, presented information on Supplemental Nutrition Assistance Program (SNAP) – Employment and Training Program.

- Important project with IWD and Health and Human Services in Iowa.
- What is SNAP? Program designed to assist those who are receiving food benefits to obtain employment. Training, education to help become self-sufficient. Individuals receiving are eligible to participate in voluntary program. Must be 18 years old and reside in area.
- Food and Nutrition Service (FNS) – federally responsible for administering program and roll it out to Health and Human Services in Iowa.
- Reimbursement program (50% reimbursement).
- Services voluntary and provided at no cost to participant. Trainings offered: occupational/vocational skills training and education, job search skills, job retention services, wrap around and case management and coaching.
- Benefits provider to increase capacity of non-federal funding and increases by 50%, increases staff capacity and number of individuals served and expands scope of services.
- Lists current partner network.

- Requires consultation with SWDB. State plan must be submitted annually, connection with state/local boards to ensure SNAP program is operating correctly.

Teresa Hovell – any questions for Jeremy?

Liz Rodriguez – Does SNAP work with TANF?

Jeremy Ritchie – someone on SNAP does not qualify for TANF.

Liz Rodriguez – you can't be enrolled at the same time?

Jeremy Ritchie – you cannot be enrolled at the same time.

Jessica Dunker – what are the measurables and what are expectations?

Jeremy Ritchie – with WIOA, we are looking at items like attainment, wages, similar outcome measures. National outcomes expected and as well as state outcomes. HHS has developed additional ones as well. Similar to other reporting programs.

Jessica Dunker – what are the expectations of this board?

Jeremy Ritchie – expectations to provide awareness of program, be involved, know what is happening at state/local levels to drive the program with this information.

Drew Conrad – what is required of the training providers? Hawkeye. Can a region have multiple training providers?

Jeremy Ritchie – yes. Must have non-federal funds because federal funds cannot be used.

Kristie Fisher – Kirkwood has a program that works well.

Drew Conrad – some geographic gaps and how do we fill those?

Michelle McNertney – the goal with the partnership with HHS is to expand SNAP to all 99 counties.

Nick Glew – how many SNAP participants are engaged in these types of services retaining?

Jeremy Ritchie – I couldn't tell you by numbers but can tell you in FY23 served 425 participants and this year with 6-78 months in have served about 375 total participants.

Michelle McNertney – it is a voluntary program, so we have to offer it.

Nick Glew – is there a desire/ goal to make it not voluntary?

Michelle McNertney – Jeremy is Lori on the call as well? I think you are talking about something at the federal level related to this legislation.

Jeremy Ritchie – Laurie is on the call.

Laurie Doyon – with HHS. Voluntary program. Not mandatory state. Would be a big lift. Not ability of providers to make mandatory. Has been discussed for quite some time. Need additional funding and providers and would not be a good idea. Across the nation, most programs are voluntary.

Michelle McNertney – can you repeat.

Laurie Doyon - Not capacity or funding to make mandatory. Majority of states are voluntary.

Nick Glew – program benefits 400+ people in FY23 how many people are we talking about?

Jeremy Ritchie – Laurie if you are still on, I will defer to you.

Laurie Doyon – I don't have those numbers available off the top of my head, but we can provide them. Would be thousands.

Liz Rodriguez – interested in how IowaWORKS centers were chose to administer. There needs to be non-federal funding and would assume that it is state funding for IowaWORKS.

Jeremy Ritchie – funding question – correct. Chosen pilot sites based on gaps in service delivery. In October plan is to move forward with all American Job Centers (AJCs) and IowaWORKS centers to provide these services.

Liz Rodriguez – if Central Iowa is interested, I'll just talk to Dr. Fisher about it. We will come up with a plan and send it to you.

Agenda item 9. Rapid Response Update

Lacie Kraft, Rapid Response Coordinator and I oversee the notices and WARNs when companies are closing or doing layoffs. Brief update of what is happening across the state right now. Shares WARN website and shows how layoffs are happening. Since January 1, 35 WARNs. Since March 25 have come in that has impacted 3,000 workers. Increase in WARNs. Areas of increases manufacturing and health and human services. Annual WARN information is shown but second quarter is not yet up to date. WARN log in either Excel or PDF. Trend in manufacturing, health care and human services right now. I receive notices and send to local area. Local lead takes charge and offers services to employer and employees. The company does not have to accept services, but we are required to offer them. An employer meeting is set up to learn about the workforce, needs, demographic information. Bring together all core partners and community resources. Collect dislocated worker surveys to plan services in the local area. Focus on employment or training. All customizable to employers. Mobile unit can also go to rapid response events. Additional services job fairs, workshops to employers, or any other services provided at the AJC.

Teresa Hovell – what is considered a mass layoff?

Lacie Kraft – in Iowa WARN notice is required for 25 or more people who are being laid off. Hy-Vee is closing a few stores across the state. Everyone has been offered to transfer to other locations. Same as Red Lobsters. Mississippi Valley funding cuts in healthcare. Have reached out to 85 employers but this is not reflected on WARN sheet due to small numbers. Nursing home in Clarinda. More nursing homes closing in smaller towns. This seems to be a trend.

Charlie Wishman – I was going to ask about Hy-Vee. This is going to affect a lot of people and you answered my question as to WARN notices. You are indicating that WARN notices were not issued because of the transfers?

Lacie Kraft – Yes, Hy-Vee offered transfers to those employees, so they are not laying off or if they are, it is under 25.

Drew Conrad – over a decade ago my team worked with IWD in a community response manual. This needs to be updated. Is IWD interested in partnering to update that? Employees to pivot with alternative options. Learned lesson from the closing of the processing plant and a few others. Things should have been done sooner. Some things we should look at.

Michelle McNertney – yes, absolutely.

Lacie Kraft – been in this work for 4 years. Michelle forwarded me that document so we can update it.

Drew Conrad – we are willing to help out.

Nick Glew – are there any more specifics you can provide of what the state is doing or will continue to do in the next few months, specifically in the Perry community?

Lacie Kraft – in Perry have transition center set up at Tyson. Going in 2-3 days a week and holding a mini IowaWORKS center. Inviting community partners and agencies to come in and meet with those individuals. Learned from Perry group there are 11 different languages and cultures. Coming into IowaWORKS center can be scary for them. We are meeting with them in the cafeteria. Job fair tomorrow with 85 businesses. Mobile unit at the job fair and can apply for jobs tomorrow. Can help with completing resumes. Next few weeks will be on training options and career industries with training options. Towards end of June, closing still June 28. Will shift focus to unemployment and continuing their job search. Next step will be to work with DMACC with a workforce center and partner and provide services. No end date yet of services in Perry.

Nick Glew – obviously employees would prefer to stay in the Perry area – it's home. Do we have conversations on how we can help them if there are no jobs in their community. Continue to support state-wide workforce.

Lacie Kraft – when planning job fairs, one in early April that targeted Perry businesses. Now doing 50-mile radius and then 2 hours away radius. Will then open statewide. Employers coming into job fairs have relocation packages. Businesses come with

relocation packages and a lot of communication and training for the job seekers. We don't want to see them move from local area but definitely not out of State of Iowa.

Liz Rodriguez – May be on website, do you differentiate on data on temporary layoffs and for real closing layoffs due to closing. Can we search for those criteria to be prepared locally?

Lacie Kraft – temporary less than 6 months will not be on website. Employers not required if less than 6 months. Website differentiates on mass layoffs or closing. Seasonal layoffs are not on the website.

Teresa Hovell – thank you Lacie for sharing the updates.

Agenda item 10. Director's Report

Deputy Director Jon Peppetti provided the Director's report.

Jon Peppetti – speaking on behalf of Director Townsend. Sends regrets but had a conflict and asked me to give her report. I am one of two Deputy Directors at IWD. Oversee employment and training departments (AJCs, Business Engagement, Workforce Services and LMI Divisions). Updates:

- Announce Tim Goodwin returning to IWD as fulltime legislative liaison, overseeing communications and strategic efforts moving forward. Tim previously stood up the Business Engagement Division.
- State Apprenticeship Agency. Required legislative fix per USDOL to be certified. Waiting for the Governor to sign the Bill with new language. Will then send language to USDOL. Have been working with them for more than a year with USDOL. Hopeful by next meeting will have an update on the SAA office.
- Director has been asked to appear before the US House Ways and Means Sub Committee on work and welfare. Will be testifying on June 4. Primary focus is the RCM program. Program has been around for a couple of years and a tremendous success for Iowa. Focus to rebuild and restore confidence in state unemployment programs moving forward. Results for program speak for itself. Program began in 2022. At that time average duration for unemployment benefits was 13 weeks. Currently is at 9.1 weeks. Lowest duration length since 1960. Lowest amounts of benefits paid in 2022 and 2023 were lowest amounts since 2000. In 2022 paid \$253 M in 2023 a little higher at \$260 million but that's compared to \$381 million which was prior to the pandemic. Significant reductions in duration and amount of benefits. A lot of that success is due to this program. Getting a lot of attention at the national level. Will provide link to board for this hearing.
- Unemployment rate did decrease to 2.9% in March. Director's comments: Indicate steady progress across Iowa's economy. Construction extended for fifth straight month while Iowa employers added over 4,000 jobs in March. Number of unemployed decreased to 48,700 in March from 50,200 in February.
- Mobile workforce center. Governor held a roll out press event at the end of February. Since that time, we have been deploying the mobile unit for rapid response type events. Not all its intended to be used for but intend to take around state to more rural areas where there is no access to our centers across the state. 10 workstations and career planners that travel from local offices to command the

mobile unit. Great success. Website contains link to request the mobile unit. Planning on bringing mobile unit to the next board meeting at Vermeer. You can walk through it and see that it is a full-service AJC mobile unit.

- Realignment. 10 months into it. Past point of administrative position and now doing deep dive into programs to make sure they are working at optimal levels to proceed services. Governor's intention was to move pieces where they make more sense and provide better services.
 - Title II – Adult Education. Michelle and team are doing deep dive.
 - Title IV – Vocational Rehabilitation Services. James will provide update.
- State fair. Two locations. Booth in varied industries building and a separate location for the mobile workforce enter. Encourage you to stop by the fair.

Jack Hasken - Governor recently asked for \$30 million dollars from the trust fund for work-based learning. Can you give us an idea of what's involved, how that going to be used.

Jon Peppetti – we will be working with the Governor's office on her intentions.

Jack Hasken – The Governor came to ABI and asked to use part of the trust fund. Hadn't heard anything on the workforce side.

Jon Peppetti – we haven't done anything because of the legislation, the bill has not passed or been signed yet. If it is, we will take a look internally on how it is set up to administer the funds, but we will be working with the Governor to see what she wants to do with that.

Jessica Dunker – legislation passed child labor laws got changed last legislative session. Expanding the work hours. We are under massive assault. Particularly in places that higher a lot of teens. Restaurants and child care. DOL attitude with business owners and teenagers. Coming in during hours of busiest operation. Demanding access to minor workers and that an adult be present. Making teens cry. Letters from parents asking that this stop. They are frightening business owners. Two female owners bullied to point of tears. Said would be fined \$100,000 to \$200,000. They were told they didn't care what the state laws said and said they should know better. Not hearing this from other states, just Iowa. Uncomfortable with the way teen works are being treated. Everywhere from Maquoketa and Knoxville. Federal regulators are making an example out of Iowa. Second piece of legislation did pass. This will affect businesses moving forward.

Nick Glew – happy to hear the updated about the legislation. Very positive.

Charlie Wishman – federal government is trying to enforce federal rules and regulations.

Jessica Dunker – yes and no. They are trying to send a message. If trying to enforce they would explain. Double edged sword.

Charlie Wishman – they are not making up things that aren't in the Department of Labor Regulations.

Jessica Dunker – interesting questions. DOL says they can have an attorney or your accountant present. They are disallowing that. This is above my paygrade, so we have enlisted the help of our congressional members. It's not like Illinois where they are just

ignoring federal law where people sell drugs to children.

Agenda item 11. Update from System Committee by Committee Chair, Jack Hasken

Update from System Committee by Committee Chair Jack Hasken. Identified five priorities. Checked off performance data and core partners. Now onto customer satisfaction.

Wendy Greenman – Lacie Kraft has some technical pieces through IowaWORKS. Lacie has most knowledge about this program.

Lacie Kraft – worked with local boards to come up with customer satisfaction survey that goes out to Title I and Title III individuals who are registered with them. Sends out twice a month to anyone who receives services (self-service, youth program, case managed, adult, dislocated workers, veterans, and using job search). Approximately 2,000 individuals. Get between 3 and 5% return rate. Local areas, boards, one-stop operators have access. Both positive and negative comments.

Jack Hasken – yes that was good. 3 – 5% is not good. How do we improve that? What is the incentive to fill out that survey.

Wendy Greenman – historically LMI division assisted in sending out the surveys. Once moved into IowaWORKS data management system that allows us to do that. June 2023 went live. Return rate increased with this system. Determined going to send more frequently. Progression on return of investment of those surveys. Worked with local board staff when developing. Wanted to make sure all areas were sending out individual surveys. Rather have just one survey sent as opposed to two. Gather data from businesses on customer satisfaction as well. Still being done through LMI. Discussions on how to include that survey within IowaWORKS. Trying to get higher returns on results we will continue to keep talking about. Talks about what else we can do to put in place to get higher results.

Lacie Kraft – I think you covered it. This is year two. Don't know how we incentivize other than making them aware in local AJCs that they will be getting a survey. Added to everyone's dashboard in year two. Thought we would get more responses via the dashboard, but we are not.

Liz Rodriguez – works with Wendy and Lacey's survey but we have another one with a QR code. IWD and local areas work well together.

Drew Conrad – last 12 months how many surveys did we get complete?

Lacie Kraft – let me get a count really quick.

Kelly Barrick - Standard returns – what would be a goal of what we would be shooting for if not 5%? Yes, short is better. I like changes team has made and I think it's good that we are sending it out more frequently. I think times when I have received services and

get an email right away, I am more apt to fill it out then rather receiving the survey a month later. I can see why people are not filling it out because people don't remember. If they do remember, it could be the negative side.

Liz Rodriguez – locally we have a little piece of paper classroom setting and we ask them to fill it out. Combination of both is really smart.

Kelly Barrick – when you them captured per se, you can them fill it out right there.

Liz Rodriguez – yes.

Jack Hasken – committee is going to meet in June. We are focused on results.

Wendy Greenman - We can have some additional data pulled to share at our next meeting.

Lacie Kraft - I do have a number through the end of March. 2,289 completed from June to March.

Agenda item 12. Update from Minority Unemployment and Outreach Committee by Committee Chair, Ofelia Rumbo

Update from Minority Unemployment Committee by Committee Chair Ofelia Rumbo. Not much of an update. Planning on scheduling meeting in the next few weeks.

Agenda item 13. Update from Disability Access Committee by Committee Chair, James Williams

Update from Disability Access Committee by Committee Chair James Williams. Good discussion in April meeting. Status of local DACS around the state – some active, some not, some meeting regularly, some not, some doing a lot, some are not. Trying to figure out how we can best support and where we can get to basic standard. Expect some have amazing people on that can do a lot, others where the band is more limited. Trying to figure out where we can set expectations or middle ground. Acknowledge local DACS know their local communities. Give them support and structure to help them but not too much where they feel they can't do what they need to for their community. Concrete next steps at next meeting. Create mission statement. Strength and formulate our role. Provide structure expectations and guidelines so they understand what they are supposed to be doing. Contact local DACS and be part of their meetings to learn and also share with them. Heard from boards and they indicate DACS are weaker in their community. Conference workforce board, directors, representations from all title programs. Michelle/Elizabeth did great presentation. Great opportunity to share how alignment can look. VR staff able to see people, make connections with people and programs. Most positive a) love presentations from titles and b) liked Director, Jon, Michelle and the rest of the team were there. Loved getting to meet them and get pictures with them. Very passionate about what we do. Resounding success.

Kelly Barrick – fabulous. You all need like cardboard cut outs across the state when you are not there.

Agenda item 14. Update from Iowa Plains Committee by Committee Chair, Holly Espenhover

Update from Iowa Plains Committee by Committee Chair Holly Espenhover. I volunteered to chair. Brief update. Cover 42 county region. Committee has been really busy. Has 8 out of 10 career planners hired. Those positions filled by June. Fort Dodge has scheduled you and youth adult focused job fairs. Bring those in that higher for summer help. Title I assisted with Rapids Response in Storm Lake and Glenwood. Storm Lake is hosting a job fair for laid off workers interested in Title I and ESL and HI Set classes to get trained for new career. Glenwood closing, Council Bluffs Title I team ash been involved in several worker information meetings and recruitment into Title I services and career training if they are unable to find employment. Group focused on policies and procedures. Streamlined enrollment process to help break down barriers. Increase enrollment which can be a challenge. Survey sent to local businesses. Had 40 individuals invited to last meeting. Currently 8 members representing businesses in that area. Local plan being worked on and meeting every other week. Committee is in collaboration with SWDB for one-stop operator for Iowa Plains area. RFP is moving forward.

Linda Rouse – nothing to add you did a great job Holly.

Agenda item 14. Public Comments

Chair Hovell opens the meeting for public comments.

Liz Rodriguez – just want to say Holly – awesome. Linda you too – just awesome. Wow.

Drew Conrad – question for Michelle. One-stop will that come before the board.

Michelle McNertney – yes. They are working on the final product and then it will come before the board for their approval. Will seek initial approval and then bring it to the board for approval at the next meeting.

Drew Conrad – they mention business seats. Are they have problems filling them?

Michelle McNertney – Linda can probably answer that better than I can. The focus right now has been on businesses. Linda, who else has been attending those committee meetings?

Linda Rouse – Holly might have a list as well. Various rep from various sections. Trying to grow membership. 42 counties is a large local area. Trying to get employers from different sectors has been challenging. This is something we have been working on for the past several months. Working in the right direction but if anyone knows of local employers in that area, we would love to know.

Michelle McNertney - Core partners (Title I, II, III and IV) are working with the committee to go over the plan so we have all of the programs represented.

Drew Conrad – I'm thinking like economic development. State board and local board, are we trying to have all of those seats represented?

Michelle McNertney – try to mimic it but theoretically it is the state board that is the board, so those requirements are met. Anyone willing to participate in the committee, per the Bylaws, are businesses from the central Iowa area for local representation.

Drew Conrad – I was offering if they are struggling with those groups to let us know.

Michelle McNertney – yes.

Nick Glew – not to put you on the spot.

No additional comments were received.

Adjournment

Chair Hovell adjourns the meeting of the Board at approximately 1:00 pm.



Shelly Evans - Executive Assistant to the SWDB



SWDB EXECUTIVE COMMITTEE MINUTES

Date: 5/23/24

Location: ZOOM

Minutes

Iowa Workforce Development Board Meeting

Executive Committee

May 23, 2024

3:00 – 3:30 pm

ZOOM

Agenda item 1. Call to Order

Chair Teresa Hovell called to order the meeting of the Executive Committee (the Committee) on May 23, 2024, at approximately 3:00 pm via ZOOM.

Agenda item 2. Roll Call

Members in Attendance

1. Teresa Hovell, Chair
2. Jack Hasken
3. LuAnn Scholbrock
4. Teresa Hovell
5. Alex Severn
6. Jayson Henry
7. Kelly Barrick

Members Absent:

1. Andy Roberts

Shelly Evans called roll and advised Chair Hovell that quorum was established.

Agenda item 3. Discussion on Request for Proposal for Iowa Plains Workforce Development Area One-Stop Operator Procurement

Michelle McNertney discussed Request for Proposal for Iowa Plains Workforce Development Area One-Stop Operator Procurement.

- **ACTION ITEM:** Motion to Approve the Request for Proposal for Iowa Plains Workforce Development Area One-Stop Operator Procurement.

Jack Hasken motioned to approve the Request for Proposal for Iowa Plains Workforce Development Area One-Stop Operator Procurement and Kelly Barrick seconded the motion. Members of the Committee in attendance voted on the motion by voice vote, which carried unanimously.

Will add to the 9/11/2024 SWDB Agenda.

Adjournment.

Chair Hovell adjourned the meeting of the Committee at approximately 3:15 pm.

Iowa Plains Committee of the State Workforce Development Board
Recommendation to Procure One-Stop Operator – September 2024

Overview

The primary responsibility of the One-Stop Operator is to bring “high-level” coordination to the service delivery of required One-Stop Partners and service providers in the Iowa Plains Local Workforce Development Area. This includes managing partner responsibilities that are outlined in the local Memorandum of Understanding (MOU). The WIOA MOU serves the key purpose of defining partner roles and focuses, in part, on the shaping of the workforce system; including the sharing of resources, referral agreements, etc. In the end, the overall goal is to ensure efficiency and increase effectiveness within the Iowa Plains Local Workforce Development Area.

RFP Process

After receiving approval from the Executive Committee of the State Workforce Development Board on May 23, 2024, the Iowa Plains Committee published a Request for Proposal (RFP) on May 24, 2024. After extending the application period through August 23, 2024, the Committee received one response to the RFP. The Committee followed all required procedures to evaluate the respondent and agrees that the respondent meets the requirements set forth in the RFP.

Summary of Selected Provider

LifeSkills Connections Inc. is a certified veteran owned rural based small business based out of Manning Iowa and incorporated in 2018. Since that time, they have opened two healing and counseling centers that provide integrative health and wellness services, including employee assistance services, crisis care counseling, and community-based outpatient services. In 2021, LS was awarded their first government contract with the U.S. Department of Agriculture Forest Service Job Corps program and in 2022 they were awarded a second contract by the U.S. Department of Agriculture (USDA) Forest Service Job Corps program. Both USDA contracts are for the outreach, recruitment, placement and follow up services for Job Corps students enrolled in Job Corps Civilian Conservation Centers located in the States of Missouri, Nebraska, Wisconsin, Kentucky, Virginia, and West Virginia. These two contracts provide for the recruitment, career planning, placement, and follow-up services for over 1500 students annually. In September 2023 LS Connection was awarded the contingency contract to operate the Cascades Job Corps Center in Washington that serves 400 students annually. In addition to our current Job Corps contracts serving at risk youth ages 16-24, we served as a subcontractor in four different Job Corps Centers where we were responsible for outreach, recruitment, placement, follow-up, career counseling, career preparation, and career readiness services. In carrying these responsibilities, we work closely with all American Job Centers in the regions we support and, as such, have a comprehensive understanding of the one-stop system. On an annual basis, we serve over 5,000 at-risk youth. In July 2024 LS was awarded Kansas Local Area II WIOA youth funds to provide WIOA youth services to 100 young adults across Northeast Kansas. Several members of the LS team have served as workforce development board members in multiple states across the U.S. including Iowa, Kansas, Indiana, Massachusetts, and Washington. Our team is familiar

with workforce systems and the importance of partner coordination to ensure customers receive quality services.

Request

The Iowa Plains Committee requests approval from the SWDB to complete the RFP process by awarding a contract to LifeSkills Connections Inc. effective October 1, 2024 – June 30, 2025, with the option to renew the agreement for up to three (3) additional one-year period contingent upon successful performance. This will ensure the Iowa Plains LWDA is in compliance with federal law at WIOA sec. 121(d).

CHAPTER 84A

DEPARTMENT OF WORKFORCE DEVELOPMENT

For disposition of all unencumbered and unobligated moneys remaining in any account or fund under the control of the former department of aging on July 1, 2023, and that are related to 2023 Acts, ch 19, §2192 – 2292, see 2023 Acts, ch 19, §2232

84A.1	Department of workforce development — director — divisions.	84A.10	New employment opportunity program.
84A.1A	Workforce development board.	84A.11	Nursing workforce data clearinghouse.
84A.1B	Duties of the workforce development board.	84A.12	Summer youth intern pilot program.
84A.1C	Workforce development corporation.	84A.13	Iowa employer innovation program — fund.
84A.2	Definitions.	84A.13A	Iowa child care challenge program — fund.
84A.3	Local workforce development plans.	84A.14	Criminal history checks.
84A.4	Local workforce development boards.	84A.15	Regional industry sector partnerships.
84A.5	Department of workforce development — primary responsibilities.	84A.16	Statewide work-based learning intermediary network — fund — steering committee — regional networks.
84A.6	Job placement and training programs.	84A.17	Older American community service employment program.
84A.7	Iowa conservation corps.	84A.18	Reports and records — penalties.
84A.8	Workforce investment program.	84A.19	Adult education and literacy programs.
84A.9	Statewide mentoring program.		

84A.1 Department of workforce development — director — divisions.

1. The department of workforce development is created to administer the laws of this state relating to unemployment compensation insurance, job placement and training, employment safety, labor standards, and workers’ compensation.

2. The chief executive officer of the department of workforce development is the director who shall be appointed by the governor, subject to confirmation by the senate under the confirmation procedures of [section 2.32](#).

a. The director of the department of workforce development shall serve at the pleasure of the governor.

b. The governor shall set the salary of the director.

c. The director shall be selected solely on the ability to administer the duties and functions granted to the director and the department and shall devote full time to the duties of the director.

d. If the office of director becomes vacant, the vacancy shall be filled in the same manner as the original appointment was made.

3. The director of the department of workforce development shall, subject to the requirements of [section 84A.1B](#), prepare, administer, and control the budget of the department and its divisions and shall approve the employment of all personnel of the department and its divisions.

4. The department of workforce development shall include the division of vocational rehabilitation services, and other divisions as appropriate.

86 Acts, ch 1245, §901; 87 Acts, ch 234, §424; 90 Acts, ch 1261, §25; 96 Acts, ch 1186, §8; 98 Acts, ch 1061, §1; 2002 Acts, ch 1050, §9; 2008 Acts, ch 1032, §168; 2023 Acts, ch 19, §1440, 2234, 2798, 2802

Referred to in §7E.5, 96.1A
Subsection 2, paragraph b amended
Subsections 3 and 4 amended

84A.1A Workforce development board.

1. An Iowa workforce development board is created, consisting of thirty-three voting members and thirteen* nonvoting members.

a. The voting members of the Iowa workforce development board shall include the following:

- (1) The governor.
- (2) One state senator appointed by the president of the senate after consultation with the majority leader of the senate, who shall serve a term as provided in [section 69.16B](#).
- (3) One state representative appointed by the speaker of the house of representatives after consultation with the majority leader of the house of representatives, who shall serve a term as provided in [section 69.16B](#).
- (4) The director of the department of workforce development or the director's designee.
- (5) The director of the department of education or the director's designee.
- (6) The director of the department for the blind or the director's designee.
- (7) The administrator of the division of Iowa vocational rehabilitation services of the department of workforce development or the administrator's designee.
- (8) The following twenty-six members who shall be appointed by the governor for staggered terms of four years beginning and ending as provided in [section 69.19](#), subject to confirmation by the senate:

(a) Seventeen members who shall be representatives of businesses in the state to whom each of the following applies:

(i) The members shall be owners of businesses, chief executives or operating officers of businesses, or other business executives or employers with optimum policymaking or hiring authority, and may, in addition, be members of a local workforce development board described in [section 84A.4](#).

(ii) The members shall represent businesses, including small businesses, or organizations representing businesses described in this subparagraph (a), that provide employment opportunities that, at a minimum, include high quality, work-relevant training and development in in-demand industry sectors or occupations in the state.

(iii) The members shall be appointed from among individuals nominated by state business organizations and business trade associations.

(b) Seven members who shall be representatives of the workforce in the state and who shall include all of the following:

(i) Four representatives of labor organizations who have been nominated by state labor federations.

(ii) One representative of a joint labor-management apprenticeship program in the state who shall be a member of a labor organization or a training director. If such a joint program does not exist in the state, the member shall instead be a representative of an apprenticeship program in the state.

(iii) Two representatives of community-based organizations that have demonstrated experience and expertise in addressing the employment, training, or education needs of individuals with barriers to employment as defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §3(24), including but not limited to organizations that serve veterans or that provide or support competitive, integrated employment for individuals with disabilities; or that serve eligible youth, as defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §3(18), including representatives of organizations that serve out-of-school youth, as defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §129(a)(1)(B).

(c) One city chief elected official, as defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §3(9).

(d) One county chief elected official, as defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §3(9).

b. The nonvoting members of the Iowa workforce development board shall include the following:

(1) One state senator appointed by the minority leader of the senate, who shall serve for a term as provided in [section 69.16B](#).

(2) One state representative appointed by the minority leader of the house of representatives, who shall serve for a term as provided in [section 69.16B](#).

(3) One president, or the president's designee, of the university of northern Iowa, the

university of Iowa, or Iowa state university of science and technology, designated by the state board of regents on a rotating basis.

(4) One president, or the president's designee, of an independent Iowa college, appointed by the Iowa association of independent colleges and universities.

(5) One president or president's designee, of a community college, appointed by the Iowa association of community college presidents.

(6) One representative of the economic development authority, appointed by the director.

(7) One representative of the department of corrections, appointed by the director.

(8) One representative of the department of health and human services, appointed by the director.

(9) One representative of the United States department of labor, office of apprenticeship.

(10) One representative from the largest statewide public employees' organization representing state employees.

(11) One representative of a statewide labor organization representing employees in the construction industry.

(12) One representative of a statewide labor organization representing employees in the manufacturing industry.

c. The terms of members of the board described in paragraph "a", subparagraph (8), shall be staggered so that the terms of no more than nine members expire in a calendar year.

d. The members of the board shall represent diverse geographic areas of the state, including urban, rural, and suburban areas.

e. An individual shall not serve as a member of the board in more than one capacity described in paragraph "a".

2. A vacancy on the workforce development board shall be filled in the same manner as regular appointments are made for the unexpired portion of the regular term.

3. The governor shall select a chairperson for the workforce development board from among the members who are representatives of business described in [subsection 1](#), paragraph "a", subparagraph (8), subparagraph division (a). The workforce development board shall meet at the call of the chairperson or when a majority of voting members of the workforce development board file a written request with the chairperson for a meeting. Written notice of the time and place of each meeting shall be given to each member of the workforce development board. A majority of the voting members constitutes a quorum.

4. Members of the workforce development board and other employees of the department of workforce development shall be allowed their actual and necessary expenses incurred in the performance of their duties. All expenses shall be paid from appropriations for those purposes and the department of workforce development is subject to the budget requirements of [chapter 8](#). Each member of the workforce development board may also be eligible to receive compensation as provided in [section 7E.6](#).

5. A member of the workforce development board shall not do any of the following:

a. Vote on a matter under consideration by the board that concerns the provision of services by the member or by an entity that the member represents.

b. Vote on a matter under consideration by the board that would provide direct financial benefit to the member or the immediate family of the member.

c. Engage in any other activity determined by the governor to constitute a conflict of interest as specified in the state workforce development plan.

6. a. The workforce development board may designate and direct the activities of standing committees of the workforce development board to provide information and to assist the workforce development board in carrying out its duties. Such standing committees shall be chaired by a member of the workforce development board or a designee of the workforce development board, may include other members of the workforce development board, and shall include other individuals appointed by the workforce development board who are not members of the workforce development board and who the workforce development board determines have appropriate experience and expertise. At minimum, the workforce development board shall designate each of the following:

(1) A standing committee to provide information and assist with operational and other issues relating to the state workforce development system.

(2) A standing committee to provide recommendations regarding policies, procedures, and proven and promising practices regarding workforce development programs, services, and activities.

(3) A standing committee to provide information and to assist with issues relating to the provision of services to youth. The standing committee shall include community-based organizations with a demonstrated record of success in serving eligible youth.

(4) A standing committee to provide information and to assist with issues relating to the provision of services to individuals with disabilities, including issues relating to compliance with applicable state and federal nondiscrimination laws regarding the provision of programmatic and physical access to the services, programs, and activities of the state workforce development system, as well as appropriate training for staff on providing supports for or accommodations to, and finding employment opportunities for, individuals with disabilities.

b. The workforce development board may designate standing committees in addition to the standing committees specified in paragraph “a”.

7. In addition to meeting the requirements of [chapter 22](#), the workforce development board shall make available to the public, on a regular basis through electronic means and, if applicable, through open meetings in accordance with [chapter 21](#), information regarding the activities of the board, including all of the following:

a. Information regarding the state workforce development plan, as required under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, prior to submission of the state workforce development plan or modification of the plan.

b. Information regarding the membership of the board.

c. The bylaws of the board.

8. [Sections 69.16](#) and [69.16A](#) shall apply only to those members of the board appointed by the governor pursuant to [subsection 1](#), paragraph “a”, subparagraph (8).

[96 Acts, ch 1186, §9](#); [97 Acts, ch 110, §1](#); [2001 Acts, ch 24, §21](#); [2002 Acts, ch 1050, §10](#); [2008 Acts, ch 1156, §25, 58](#); [2009 Acts, ch 3, §1](#); [2009 Acts, ch 41, §29](#); [2011 Acts, ch 118, §85, 89](#); [2016 Acts, ch 1118, §1 – 3, 21](#); [2017 Acts, ch 74, §1, 2, 6](#); [2017 Acts, ch 170, §34, 43](#); [2018 Acts, ch 1143, §1, 2, 9](#); [2023 Acts, ch 19, §46, 2235](#)

Confirmation, see [§2.32](#)

*The word “twelve” probably intended; corrective legislation is pending

Subsection 1, paragraph a, subparagraph (7) amended

Subsection 1, paragraph b amended

84A.1B Duties of the workforce development board.

The workforce development board shall do all of the following:

1. Develop and coordinate the implementation of a four-year comprehensive state workforce development plan of specific needs, goals, strategies, and policies for the state. This plan shall be updated every two years and revised as necessary. All other state agencies involved in workforce development activities and the local workforce development boards shall submit to the board for its review and potential inclusion in the plan their needs, goals, strategies, and policies.

2. Develop and coordinate the implementation of statewide workforce development policies, procedures, and guidance to align the state’s workforce development programs and activities in an integrated and streamlined state workforce development system that is data driven and responsive to the needs of workers, job seekers, and employers.

3. Develop a method of evaluation of the attainment of needs and goals from pursuing the strategies and policies of the four-year plan.

4. Implement the requirements of [chapter 73](#).

5. Review grants or contracts awarded by the department of workforce development, with respect to the department’s adherence to the guidelines and procedures and the impact on the four-year plan.

6. Make recommendations concerning the use of federal funds received by the department of workforce development.

7. Develop and coordinate strategies for technological improvements to facilitate access

to, and improve the quality of, the state's workforce development services, including all of the following:

- a. Enhance digital literacy skills as defined in 20 U.S.C. §9101.
 - b. Accelerate the acquisition of skills and recognized postsecondary credentials by participants.
 - c. Strengthen the professional development of providers and workforce professionals.
 - d. Ensure such technology is accessible to individuals with disabilities and individuals residing in remote areas.
8. Develop and coordinate strategies for aligning technology and data systems across state agencies in order to improve the integration and coordination of the delivery of workforce development services.
 9. Identify and disseminate information on proven and promising practices for meeting the needs of workers, job seekers, and employers, including but not limited to proven and promising practices for the effective operation of workforce centers and systems; the development of effective local workforce development boards; the development of effective training programs; effective engagement with stakeholders in the state's workforce development system; effective engagement with employers; and increasing access to workforce services for all Iowans, in particular for individuals with a barrier to employment as defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, section 3(24).
 10. Develop and coordinate the implementation of allocation formulas for the distribution of funds available for employment and training activities in local workforce development areas under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, sections 128(b)(3) and 133(b)(3).
 11. Provide recommendations to the governor regarding the certification of local workforce development boards.
 12. Develop and coordinate the analysis of labor market information in order to identify in-demand industries and occupations.
 13. Make recommendations to the governor regarding the designation of local workforce development areas and regions in the state under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, section 106.
 14. Create, and update as necessary, a list of high-demand jobs statewide for purposes of the future ready Iowa registered apprenticeship programs created in [chapter 84F](#), the summer youth intern pilot program established under [section 84A.12](#), the Iowa employer innovation program established under [section 84A.13](#), the future ready Iowa skilled workforce last-dollar scholarship program established under [section 256.228](#), the future ready Iowa skilled workforce grant program established under [section 256.229](#), and postsecondary summer classes for high school students as provided under [section 261E.8, subsection 8](#). In addition to the list created by the workforce development board under [this subsection](#), each community college, in consultation with regional career and technical education planning partnerships, and with the approval of the board of directors of the community college, may identify and maintain a list of not more than five regional high-demand jobs in the community college region, and shall share the lists with the workforce development board. The lists submitted by community colleges under the subsection may be used in that community college region for purposes of programs identified under [this subsection](#). The workforce development board shall have full discretion to select and prioritize statewide high-demand jobs after consulting with business and education stakeholders, as appropriate, and seeking public comment. The workforce development board may add to the list of high-demand jobs as it deems necessary. For purposes of [this subsection](#), "high-demand job" means a job in the state that the board, or a community college in accordance with [this subsection](#), has identified in accordance with [this subsection](#). In creating a list under [this subsection](#), the following criteria, at a minimum, shall apply:
 - a. An entry-level hourly wage of not less than fourteen dollars.
 - b. Educational attainment of a qualifying credential up to a bachelor's degree.
 - c. One or both of the following criteria:

(1) Projected annual job openings of at least two hundred fifty or more during the next five years.

(2) Annual job growth of at least one percent.

15. Compile an annual report, in an aggregate form to protect the confidentiality of each eligible program's participants, that includes the number of students receiving scholarships under [section 256.228](#), the number of students receiving grants under [section 256.229](#), the number of scholarship and grant recipients completing a program of study or major annually and in the prescribed time frame under [sections 256.228](#) and [256.229](#), the number of eligible institutions participating in the scholarship and grant programs established under [sections 256.228](#) and [256.229](#), the number of written agreements entered into by the volunteer mentor program under [section 15H.10](#), statistics on employment outcomes for future ready Iowa skilled workforce last-dollar scholarship and future ready Iowa skilled workforce grant program participants by industry, and other data as may be deemed pertinent by the department or the college student aid commission. The department shall submit the initial report by January 15, 2021, and by January 15 annually thereafter, to the governor and the general assembly.

16. Make recommendations to the general assembly and governor regarding workforce development services, programs, and activities, including but not limited to allocation of resources.

17. Create, in collaboration with the state board of regents, a list of high-wage and high-demand jobs and corresponding academic majors offered by institutions of higher education governed by the state board of regents for purposes of the Iowa workforce grant and incentive program established under [section 256.230](#). The workforce development board, in collaboration with the state board of regents, shall update the list at least once every two years. In creating a list under [this subsection](#), the following criteria, at a minimum, apply:

a. An entry-level annual salary of not less than forty thousand dollars.

b. Educational attainment of a qualifying credential of at least a bachelor's degree, or attainment of an initial or intern Iowa teaching license issued under [chapter 256](#) through a pathway to licensure offered by an institution of higher education under the control of the state board of regents or an accredited private institution as defined in [section 256.183](#).

c. At least one of any of the following:

(1) Projected annual job openings of at least two hundred fifty during the next five years.

(2) Projected annual growth in the number of job openings of at least one percent.

[96 Acts, ch 1186, §10; 2001 Acts, ch 24, §22; 2016 Acts, ch 1118, §4 – 6, 21; 2017 Acts, ch 74, §3, 4, 6; 2018 Acts, ch 1067, §7, 15; 2018 Acts, ch 1143, §3, 9; 2019 Acts, ch 135, §12; 2020 Acts, ch 1063, §40; 2020 Acts, ch 1117, §4; 2023 Acts, ch 111, §12](#)

Referred to in [§84A.1, 84A.1C, 84A.13, 84E1, 256.228, 256.229, 256.230, 261E.8](#)

NEW subsection 17

84A.1C Workforce development corporation.

1. *Nonprofit corporation for receiving and disbursing funds.* The Iowa workforce development board may organize a corporation under the provisions of [chapter 504](#) for the purpose of receiving and disbursing funds from public or private sources to be used to further workforce development in this state and to accomplish the mission of the board.

2. *Incorporators.* The incorporators of the corporation organized pursuant to [this section](#) shall be the chairperson of the Iowa workforce development board, the director of the department of workforce development, and a member of the Iowa workforce development board selected by the chairperson.

3. *Board of directors.* The board of directors of the corporation organized pursuant to [this section](#) shall be the members of the Iowa workforce development board or their successors in office.

4. *Accepting grants in aid.* The corporation organized pursuant to [this section](#) may accept grants of money or property from the federal government or any other source and may upon its own order use its money, property, or other resources for any of the purposes identified in [section 84A.1B](#).

[99 Acts, ch 21, §1; 2004 Acts, ch 1049, §191; 2004 Acts, ch 1175, §393](#)

84A.2 Definitions.

For purposes of [this chapter](#):

1. “*Chief elected official*” means any of the following:
 - a. The chief elected executive officer of a unit of general local government in a local workforce development area.
 - b. If a local workforce development area includes more than one unit of general local government, the individuals designated under the agreement described in [section 84A.4, subsection 2](#), paragraph “g”, subparagraph (2).
2. “*Community-based organization*” means a private nonprofit organization, which may include a faith-based organization, that is representative of a community or a significant segment of a community and that has demonstrated expertise and effectiveness in the field of workforce development.
3. “*Competitive integrated employment*” means work that is performed on a full-time or part-time basis, including self-employment, to which all of the following apply:
 - a. All of the following apply to the individual performing the work:
 - (1) The individual is compensated at a rate in accordance with all of the following:
 - (a) If the individual is not self-employed, all of the following apply:
 - (i) The rate of compensation shall not be less than the higher of the applicable federal or state minimum wage.
 - (ii) The rate of compensation shall not be less than the customary rate paid by the employer for the same or similar work performed by other employees who are not individuals with disabilities, and who are similarly situated in similar occupations by the same employer and who have similar training, experience, and skills.
 - (b) If the individual is self-employed, the rate of compensation yields an income that is comparable to the income received by other individuals who are not individuals with disabilities, and who are self-employed in similar occupations or on similar tasks and who have similar training, experience, and skills.
 - (2) The individual is eligible for the level of benefits provided to other employees.
 - b. The work is at a location where the individual interacts with other persons who are not individuals with disabilities, not including supervisory personnel or individuals who are providing services to such individual, to the same extent that individuals who are not individuals with disabilities and who are in comparable positions interact with other persons.
 - c. The work, as appropriate, presents opportunities for advancement that are similar to those for other employees who are not individuals with disabilities and who have similar positions.
4. “*Cooperative agreement*” means an agreement entered into by a state-designated agency or state-designated unit under section 101(a)(11)(A) of the federal Rehabilitation Act of 1973.
5. “*Core program*” means a program authorized under any of the following:
 - a. Chapters 2 and 3 of subtitle B of Tit. I of the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, relating to youth workforce investment activities and adult and dislocated worker employment and training activities.
 - b. Tit. II of the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, relating to adult education and literacy activities.
 - c. Sections 1 through 13 of the federal Wagner-Peyser Act, as codified at 29 U.S.C. §49 et seq., relating to employment services.
 - d. Tit. I of the federal Rehabilitation Act of 1973, as codified at 29 U.S.C. §720 et seq., relating to vocational rehabilitation services, excluding 29 U.S.C. §732 and 741.
6. a. “*Demonstrated experience and expertise*”, for purposes of the state workforce development board, means the expertise had by an individual with documented leadership in developing or implementing workforce development, human resources, training and development, or a core program function. “*Demonstrated experience and expertise*” may include individuals with experience in education or training of individuals with a barrier to employment.
 - b. “*Demonstrated experience and expertise*”, for purposes of a local workforce

development board, means the expertise had by an individual to whom any of the following apply:

- (1) The individual is a workplace learning advisor.
- (2) The individual contributes to the field of workforce development, human resources, training and development, or a core program function.
- (3) The individual has been recognized by the local workforce development board for valuable contributions in education or workforce development-related fields.

7. “*Economic development agency*” includes a local workforce development planning or zoning commission or board, a community development agency, or another local agency or institution responsible for regulating, promoting, or assisting in local economic development.

8. “*Eligible youth*” means an in-school or out-of-school youth, except as provided in subtitles C and D of Tit. I of the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128.

9. a. “*In-demand industry sector or occupation*” means any of the following:

(1) An industry sector that has a substantial current or potential impact, including through jobs that lead to economic self-sufficiency and opportunities for advancement, on the state, regional, or local economy, as appropriate, and that contributes to the growth or stability of other supporting businesses, or the growth of other industry sectors.

(2) An occupation that currently has or is projected to have a number of positions, including positions that lead to economic self-sufficiency and opportunities for advancement, in an industry sector so as to have a significant impact on the state, regional, or local economy, as appropriate.

b. The determination of whether an industry sector or occupation is an “*in-demand industry sector or occupation*” shall be made by the state workforce development board or local workforce development board, as appropriate, using state and regional business and labor market projections, including the use of labor market information.

10. “*Individual with a barrier to employment*” means a member of one or more of the following populations:

- a. Displaced homemakers.
- b. Low-income individuals.
- c. Indians, Alaska Natives, and Native Hawaiians, as such terms are defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §166.
- d. Individuals with disabilities, including youth who are individuals with disabilities.
- e. Individuals fifty-five years of age or older.
- f. Ex-offenders.
- g. Homeless individuals as defined in 34 U.S.C. §12473, or homeless children and youths as defined in 34 U.S.C. §11434a(2).
- h. Youth who are in or have aged out of the foster care system.
- i. Individuals who are English language learners, individuals who have low levels of literacy, and individuals facing substantial cultural barriers.
- j. Eligible migrant and seasonal farmworkers, as defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §167(i).
- k. Individuals within two years of exhausting lifetime eligibility under part A of Tit. IV of the Social Security Act, as codified in 42 U.S.C. §601 et seq.
- l. Single parents and single pregnant women.
- m. Long-term unemployed individuals.
- n. Such other groups as the governor determines to have a barrier to employment.

11. “*Individual with a disability*” means an individual with a disability as defined in 42 U.S.C. §12102. “*Individuals with disabilities*” means more than one individual with a disability.

12. a. “*Industry or sector partnership*” means a workforce collaborative, convened by or acting in partnership with the state workforce development board or a local workforce development board, that organizes key stakeholders in an industry cluster into a working group that focuses on the shared goals and human resources needs of the industry cluster and that includes, at the appropriate stage of development of the partnership, all of the following:

(1) Representatives of multiple businesses or other employers in the industry cluster, including small and medium-sized employers when practicable.

(2) One or more representatives of a recognized state labor organization or central labor council, or another labor representative, as appropriate.

(3) One or more representatives of an institution of higher education with, or another provider of, education or training programs that support the industry cluster.

b. “*Industry or sector partnership*” may include representatives of state or local government, state or local economic development agencies, the state workforce development board, local workforce development boards, the department of workforce development or another entity providing employment services, state or local agencies, business or trade associations, economic development organizations, nonprofit organizations, community-based organizations, philanthropic organizations, industry associations, and other organizations, as determined to be necessary by the members comprising the industry or sector partnership.

13. “*In-school youth*” means youth described in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §129(a)(1)(C).

14. “*Institution of higher education*” means the same as defined in 20 U.S.C. §1001 and 1002(a)(1).

15. “*Offender*” means any of the following:

a. An adult or juvenile who is or has been subject to any stage of the criminal or juvenile justice process, and for whom workforce services may be beneficial.

b. An adult or juvenile who requires assistance overcoming an artificial barrier to employment resulting from a record of arrest or conviction.

16. “*One-stop center*” means a site described in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §121(e)(2).

17. “*One-stop operator*” means one or more entities designated or certified under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §121(d).

18. “*Optimum policymaking authority*” means the authority of an individual who can reasonably be expected to speak affirmatively on behalf of the entity the individual represents and to commit that entity to a chosen course of action.

19. “*Out-of-school youth*” means a youth described in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §129(a)(1)(B).

20. “*Unit of general local government*” means a county or city.

21. “*Workforce investment activity*” means an employment and training activity or a youth workforce investment activity.

22. “*Workforce learning advisor*” means an individual employed by an organization who has the knowledge and skills necessary to advise other employees of that organization about the education, skill development, job training, career counseling services, and credentials, including services provided through the workforce development system, required to progress toward career goals of such employees in order to meet employer requirements related to job openings and career advancements that support economic self-sufficiency.

[2018 Acts, ch 1143, §4, 9](#); [2019 Acts, ch 59, §34](#); [2020 Acts, ch 1063, §41](#); [2021 Acts, ch 80, §32](#)

84A.3 Local workforce development plans.

1. A local workforce development board shall, in partnership with the chief elected official, develop a comprehensive four-year local workforce development plan. The local workforce development board shall submit the workforce development plan to the department of workforce development in the manner and form determined by the department. The local workforce development plan shall support the strategy described in the state workforce development plan in accordance with the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §102(b)(1)(E), and shall otherwise be consistent with the state workforce development plan. If the local workforce development area is part of a planning region as defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §3(48), the local workforce development board shall comply with the

federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §106(c), in the preparation and submission of a regional plan.

2. At the end of the first two-year period of the local workforce development plan, a local workforce development board shall review the local workforce development plan and, in partnership with the chief elected official, prepare and submit to the department of workforce development modifications to the local workforce development plan to reflect changes in labor market and economic conditions or in other factors affecting the implementation of the local workforce development plan.

3. The local workforce development plan shall include the contents required by the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §108(b), and such other information as the department of workforce development or the state workforce development board may require.

[2018 Acts, ch 1143, §5, 9](#)

Referred to in [§84A.4](#)

84A.4 Local workforce development boards.

1. *Establishment.* Except as provided in [subsection 3](#), paragraph “a”, the department of workforce development shall establish and certify a local workforce development board in each local workforce development area of the state to carry out the functions described in [subsection 4](#) and any functions specified for the local workforce development board under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, or the provisions establishing a core program for such local workforce development area.

2. Membership.

a. State criteria. The governor, in partnership with the state workforce development board, shall establish criteria for use by chief elected officials in the local workforce development areas for appointment of members of the local workforce development boards in such areas in accordance with the requirements of paragraph “b”.

b. Composition. The membership criteria for a local workforce development board shall include, at a minimum, all of the following:

(1) A majority of the membership of each local workforce development board shall be representatives of business in the local workforce development area appointed from among individuals nominated by local business organizations and business trade associations, to whom all of the following shall apply:

(a) The members shall be owners of businesses, chief executives or operating officers of businesses, or other business executives or employers with optimum policymaking authority or hiring authority.

(b) The members shall represent businesses, including small businesses, that provide employment opportunities that, at a minimum, include high-quality, work-relevant training and development in in-demand industry sectors or occupations in the local workforce development area, or organizations representing such businesses.

(2) (a) Not less than twenty percent of the membership of a local workforce development board shall be representatives of the workforce within the local workforce development area, to whom all of the following shall apply:

(i) For a local workforce development area in which employees are represented by labor organizations, the members shall include representatives of labor organizations or persons who have been nominated by local labor federations. For a local workforce development area in which employees are not represented by such organizations, the members shall include other representatives of employees;

(ii) The members shall include a representative who is a member of a labor organization or a training director, a representative from a joint labor-management apprenticeship program, or, if no such joint program exists in the area, a representative of an apprenticeship program in the area, if such a program exists.

(b) The membership of a local workforce development board described in subparagraph division (a) may include one or more of the following:

(i) Representatives of community-based organizations that have demonstrated experience and expertise in addressing the employment needs of individuals with a barrier

to employment, including organizations that serve veterans or that provide or support competitive integrated employment for individuals with disabilities.

(ii) Representatives of organizations that have demonstrated experience and expertise in addressing the employment, training, or education needs of eligible youth, including representatives of organizations that serve out-of-school youth.

(3) (a) The membership of a local workforce development board shall include representatives of entities administering education and training activities in the local workforce development area, to whom all of the following apply:

(i) The members shall include a representative of eligible providers administering adult education and literacy activities under Tit. II of the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128.

(ii) The members shall include a representative of institutions of higher education, including community colleges, providing workforce investment activities.

(iii) If multiple eligible providers are serving the local workforce development area by administering adult education and literacy activities under Tit. II of the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, or multiple institutions of higher education serving the local workforce development area by providing workforce investment activities, each representative thereof on the local workforce development board, respectively, shall be appointed from among individuals nominated by local providers representing such providers or institutions, respectively.

(b) The membership may include representatives of local educational agencies and of community-based organizations with demonstrated experience and expertise in addressing the education or training needs of individuals with a barrier to employment.

(4) (a) The membership of a local workforce development board shall include representatives of governmental and economic and community development entities serving the local workforce development area, to whom all of the following apply:

(i) The members shall include a representative of economic and community development entities.

(ii) The members shall include at least one appropriate representative from the state employment service office under the federal Wagner-Peyser Act, as codified at 29 U.S.C. §49 et seq., serving the local workforce development area and nominated by the director of the department of workforce development.

(iii) The members shall include at least one appropriate representative of the programs carried out under Tit. I of the federal Rehabilitation Act of 1973, as codified at 29 U.S.C. §720 et seq., relating to vocational rehabilitation services, excluding 29 U.S.C. §732 and 741, serving the local workforce development area and nominated by the administrator of the division of vocational rehabilitation services of the department of workforce development or director of the department for the blind, as appropriate.

(b) The members may include one or more of the following:

(i) Representatives of agencies or entities administering programs serving the local workforce development area relating to transportation, housing, and public assistance.

(ii) Representatives of philanthropic organizations serving the local workforce development area.

(5) The membership of a local workforce development board may include such other individuals or representatives of entities as the chief elected official in the local workforce development area may determine to be appropriate.

c. *Political affiliation and gender balance.* Sections 69.16 and 69.16A shall apply to the total membership of a local workforce development board excluding members required under paragraph “b”, subparagraph (4), subparagraph division (a), subparagraph subdivisions (ii) and (iii).

d. *Chairperson.* The members of a local workforce development board shall elect a chairperson from among the representatives of business described in paragraph “b”, subparagraph (1).

e. *Standing committees.* A local workforce development board may designate and direct the activities of standing committees to provide information and to assist the local workforce development board in carrying out activities under this section. Such standing

committees shall be chaired by a member of the local workforce development board. Such standing committees may include other members of the local workforce development board and shall include other individuals appointed by the local workforce development board who are not members of the local workforce development board and who the local workforce development board determines have appropriate experience and expertise. At a minimum, the local workforce development board may designate each of the following standing committees:

(1) A standing committee to provide information and assist with operational and other issues relating to the one-stop delivery system, which may include as members representatives of the one-stop partners.

(2) A standing committee to provide information and to assist with planning, operational, and other issues relating to the provision of services to youth, which shall include community-based organizations with a demonstrated record of success in serving eligible youth.

(3) A standing committee to provide information and to assist with operational and other issues relating to the provision of services to individuals with disabilities, including issues relating to compliance with 29 U.S.C. §3248, if applicable, and applicable provisions of the Americans with Disabilities Act of 1990, codified at 42 U.S.C. §12101 et seq., regarding providing programmatic and physical access to the services, programs, and activities of the one-stop delivery system, as well as appropriate training for staff on providing supports for or accommodations to, and finding employment opportunities for, individuals with disabilities.

(4) Additional committees in the discretion of the local workforce development board.

f. Additional membership requirements. Members of the local workforce development board that represent organizations, agencies, or other entities shall be individuals with optimum policymaking authority within the organizations, agencies, or entities. The members of the board shall represent diverse geographic areas within the local workforce development area.

g. Chief elected officials.

(1) The chief elected official in a local workforce development area may appoint the members of the local workforce development board for such area, in accordance with the state criteria established by the governor in partnership with the state workforce development board.

(2) (a) If a local workforce development area includes more than one unit of general local government, the chief elected officials of such units may execute an agreement that specifies the respective roles of the individual chief elected officials relating to all of the following:

(i) Appointing the members of the local workforce development board from the individuals nominated or recommended to be such members in accordance with the criteria established in [this subsection](#).

(ii) Carrying out any other responsibilities assigned to such officials under Tit. I of the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, and [this section](#).

(b) If, after a reasonable effort, the chief elected officials are unable to reach such an agreement, the governor may appoint the members of the local workforce development board from individuals so nominated or recommended.

3. Certification procedures.

a. Certification. Once every two years, the department of workforce development shall certify one local workforce development board for each local workforce development area in the state. Such certification shall be based on the extent to which the local workforce development board has ensured that workforce investment activities carried out in the local workforce development area have enabled the local workforce development area to meet the corresponding performance accountability measures and achieve sustained fiscal integrity, as defined in 29 U.S.C. §3121(e)(2).

b. Failure to achieve certification. Failure of a local workforce development board to achieve certification shall result in appointment and certification of a new local workforce development board for the local workforce development area pursuant to the process described in [subsection 2](#) and [this subsection](#).

c. Decertification.

(1) Notwithstanding paragraph “a”, the department of workforce development may decertify a local workforce development board for any of the following reasons at any time after providing notice and an opportunity for comment:

- (a) Fraud or abuse.
- (b) Failure to carry out the functions specified for the local workforce development board in [subsection 4](#).

(2) Notwithstanding paragraph “a”, the department of workforce development may decertify a local workforce development board if the local workforce development area fails to meet the local performance accountability measures for the local workforce development area in accordance with 29 U.S.C. §3141(c) for two consecutive program years.

(3) If the department of workforce development decertifies a local workforce development board for a local workforce development area, the department of workforce development may require that a new local workforce development board be appointed and certified for the local workforce development area pursuant to a reorganization plan developed by the governor, in consultation with the chief elected official in the local workforce development area and in accordance with the criteria established under [this section](#) and Tit. I of the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128.

4. *Functions.* Consistent with [section 84A.3](#) and section 108 of the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, the functions of a local workforce development board shall include all of the following:

a. *Local workforce development plan.* The local workforce development board, in partnership with the chief elected official for the local workforce development area, shall develop and submit a local workforce development plan to the department of workforce development that meets the requirements of [section 84A.3](#). If the local workforce development area is part of a planning region that includes other local workforce development areas, the local workforce development board shall collaborate with the other local workforce development boards and chief elected officials from such other local workforce development areas in the preparation and submission of a regional plan as described in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §106(c).

b. *Workforce research and regional labor market analysis.* In order to assist in the development and implementation of the local workforce development plan, the local workforce development board shall do all of the following:

(1) Carry out analyses of the economic conditions in the region, the needed knowledge and skills for the region, the workforce in the region, and workforce development activities, including education and training, in the region described in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §108(b)(1)(D), and regularly update such information.

(2) Assist the department of workforce development in developing the statewide workforce and labor market information system described in 29 U.S.C. §491-2(e), specifically in the collection, analysis, and utilization of workforce and labor market information for the region.

(3) Conduct such other research, data collection, and analysis related to the workforce needs of the regional economy as the board, after receiving input from a wide array of stakeholders, determines to be necessary to carry out its functions.

c. *Convening, brokering, and leveraging.* The local workforce development board shall convene local workforce development system stakeholders to assist in the development of the local workforce development plan under [section 84A.3](#) and in identifying non-federal expertise and resources to leverage support for workforce development activities. The local workforce development board, including its standing committees, may engage such stakeholders in carrying out the functions described in [this subsection](#).

d. *Employer engagement.* The local workforce development board shall lead efforts to engage with a diverse range of employers and with entities in the region involved to do all of the following:

(1) Promote business representation on the local workforce development board, particularly representatives with optimal policymaking authority or hiring authority from

employers whose employment opportunities reflect existing and emerging employment opportunities in the region.

(2) Develop effective linkages, including the use of intermediaries, with employers in the region to support employer utilization of the local workforce development system and to support local workforce investment activities.

(3) Ensure that workforce investment activities meet the needs of employers and support economic growth in the region by enhancing communication, coordination, and collaboration among employers, economic development entities, and service providers.

(4) Develop and implement proven or promising strategies for meeting the employment and skill needs of workers and employers, such as the establishment of industry or sector partnerships. Such strategies shall provide the skilled workforce needed by employers in the region and expand employment and career advancement opportunities for workforce development system participants in in-demand industry sectors or occupations.

e. Career pathways development. The local workforce development board, with representatives of secondary and postsecondary education programs, shall lead efforts in the local workforce development area to develop and implement career pathways within the local workforce development area by aligning the employment, training, education, and supportive services that are needed by adults and youth, particularly individuals with a barrier to employment.

f. Proven and promising practices. The local workforce development board shall lead efforts in the local workforce development area to identify and promote proven and promising strategies and initiatives for meeting the needs of employers, workers, and jobseekers, including individuals with a barrier to employment, in the local workforce development system, including providing physical and programmatic accessibility, in accordance with 29 U.S.C. §3248, if applicable, applicable provisions of [chapter 216](#), and applicable provisions of the Americans with Disabilities Act of 1990, codified at 42 U.S.C. §12101 et seq., to the one-stop delivery system.

g. Technology. The local workforce development board shall develop strategies for using technology to maximize the accessibility and effectiveness of the local workforce development system for employers, workers, and jobseekers, by doing all of the following:

(1) Facilitating connections among the intake and case management information systems of the one-stop partner programs to support a comprehensive workforce development system in the local workforce development area.

(2) Facilitating access to services provided through the one-stop delivery system involved, including facilitating the access in remote areas.

(3) Identifying strategies for better meeting the needs of individuals with a barrier to employment, including strategies that augment traditional service delivery and increase access to services and programs of the one-stop delivery system, such as improving digital literacy skills.

(4) Leveraging resources and capacity within the local workforce development system, including resources and capacity for services for individuals with a barrier to employment.

h. Program oversight. The local workforce development board, in partnership with the chief elected official for the local workforce development area, shall do all of the following:

(1) (a) Conduct oversight for local youth workforce investment activities authorized under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §129(c), local employment and training activities authorized under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §134(c) and (d), and the one-stop delivery system in the local workforce development area.

(b) Ensure the appropriate use and management of the funds provided under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, Tit. I, subtitle B, for the activities and system described in subparagraph division (a).

(2) For workforce development activities, ensure the appropriate use, management, and investment of funds to maximize performance outcomes under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §116.

i. Negotiation of local performance accountability measures. The local workforce development board, the chief elected official, and the department of workforce development

shall negotiate and reach agreement on local performance accountability measures as described in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §116(c).

j. Selection of one-stop operators. Consistent with the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §121(d), the local workforce development board, with the agreement of the chief elected official for the local workforce development area, shall designate or certify one-stop operators as described in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §121(d)(2)(A). The local workforce development board, with the agreement of the chief elected official for the local workforce development area, may terminate for cause the eligibility of such operators.

k. Selection of youth providers. Consistent with the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §123, the local workforce development board shall identify eligible providers of youth workforce investment activities in the local workforce development area by awarding grants or contracts on a competitive basis, except as provided in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §123(b), based on the recommendations of the youth standing committee, if such a committee is established for the local workforce development area. When identifying eligible providers, the local workforce development board shall consider community-based and governmental organizations as possible eligible providers. The local workforce development board may terminate for cause the eligibility of such providers.

l. Identification of eligible providers of training services. Consistent with the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §122, the local workforce development board shall identify eligible providers of training services in the local workforce development area.

m. Identification of eligible providers of career services. If the one-stop operator does not provide career services described in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §134(c)(2), in a local workforce development area, the local workforce development board shall identify eligible providers of those career services in the local workforce development area by awarding contracts. When identifying eligible providers, the local workforce development board shall consider community-based and governmental organizations as possible eligible providers.

n. Consumer choice requirements. Consistent with the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §122 and 134(c)(2) and (3), the local workforce development board shall work with the state to ensure sufficient numbers and types of providers of career services and training services are serving the local workforce development area and providing the services involved in a manner that maximizes consumer choice, as well as providing opportunities that lead to competitive integrated employment for individuals with a disability. Such providers shall include eligible providers with expertise in assisting individuals with a disability and eligible providers with expertise in assisting adults in need of adult education and literacy activities.

o. Coordination with education providers.

(1) The local workforce development board shall coordinate activities with education and training providers in the local workforce development area, including providers of workforce investment activities, providers of adult education and literacy activities under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, Tit. II, providers of career and technical education as defined in 20 U.S.C. §2302, and local agencies administering plans under Tit. I of the federal Rehabilitation Act of 1973, as codified at 29 U.S.C. §720 et seq., relating to vocational rehabilitation services, excluding 29 U.S.C. §732 and 741.

(2) The coordination described in subparagraph (1) shall include, consistent with the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §232, all of the following:

(a) Reviewing the applications to provide adult education and literacy activities under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, Tit. II, for the local workforce development area, submitted under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §232, to the eligible agency by eligible providers, to

determine whether such applications are consistent with the local workforce development plan.

(b) Making recommendations to the eligible agency to promote alignment with such plan.

(3) The coordination described in subparagraph (1) shall also include replicating cooperative agreements in accordance with 29 U.S.C. §721(a)(11)(B), and implementing cooperative agreements in accordance with 29 U.S.C. §721(a)(11) with the local agencies administering plans under Tit. I of the federal Rehabilitation Act of 1973, as codified at 29 U.S.C. §720 et seq., relating to vocational rehabilitation services, excluding 29 U.S.C. §732 and 741, and subject to the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §121(f), with respect to efforts that will enhance the provision of services to individuals with a disability and other individuals, such as cross-training of staff, technical assistance, use and sharing of information, cooperative efforts with employers, and other efforts at cooperation, collaboration, and coordination.

p. Budget and administration.

(1) *Budget.* The local workforce development board shall develop a budget for the activities of the local workforce development board in the local workforce development area, consistent with the local workforce development plan and the duties of the local workforce development board under [this section](#), subject to the approval of the chief elected official.

(2) *Administration.*

(a) The chief elected official in a local workforce development area shall serve as the local grant recipient for, and shall be liable for any misuse of, the grant funds allocated to the local workforce development area under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §128 and 133, unless the chief elected official reaches an agreement with the department of workforce development for the department to act as the local grant recipient and bear such liability. In order to assist in administration of the grant funds, the chief elected official or the department, where the department serves as the local grant recipient for a local workforce development area, may designate an entity to serve as a local grant subrecipient for such funds or as a local fiscal agent. Such designation shall not relieve the chief elected official or the department of the liability for any misuse of grant funds. The local grant recipient or designated entity shall disburse the grant funds for workforce investment activities at the direction of the local workforce development board, pursuant to the requirements of the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, Tit. I. The local grant recipient or designated entity shall disburse the funds immediately upon receiving such direction from the local workforce development board.

(b) The local workforce development board may solicit and accept grants and donations from sources other than federal or state funds.

(c) For purposes of carrying out duties under [this section](#), a local workforce development board may incorporate and may operate as an entity described in section 501(c)(3) of the Internal Revenue Code that is exempt from taxation under section 501(a) of the Internal Revenue Code.

q. Accessibility for individuals with disabilities. The local workforce development board shall annually assess the physical and programmatic accessibility, in accordance with 29 U.S.C. §3248, if applicable, applicable provisions of [chapter 216](#), and applicable provisions of the Americans with Disabilities Act of 1990, codified at 42 U.S.C. §12101 et seq., of all one-stop centers in the local workforce development area.

r. Statewide workforce development initiatives. The local workforce development board shall participate in statewide workforce development initiatives in accordance with guidance and oversight by the state workforce development board or department of workforce development.

5. *Limitations.*

a. Training services.

(1) Except as provided in subparagraph (2), a local workforce development board shall not provide training services.

(2) The department of workforce development may, pursuant to a request from a local workforce development board, grant a written waiver of the prohibition set forth in

subparagraph (1) for a program of training services, if the local workforce development board does all of the following:

(a) Submits to the governor a proposed request for the waiver that includes satisfactory evidence that an insufficient number of eligible providers of such a program of training services is available to meet local demand in the local workforce development area; information demonstrating that the board meets the requirements for an eligible provider of training services under section 122 of the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128; and information demonstrating that the program of training services prepares participants for an in-demand industry sector or occupation in the local workforce development area.

(b) Makes the proposed request available to eligible providers of training services and other interested members of the public for a public comment period of not less than thirty days.

(c) Includes in the final request for the waiver the evidence and information described in subparagraph division (a) and the comments received pursuant to subparagraph division (b).

(3) A waiver granted to a local workforce development board under subparagraph (2) shall apply for a period that shall not exceed the duration of the local workforce development plan. The waiver may be renewed for additional periods under subsequent local plans, not to exceed the durations of such subsequent plans, pursuant to requests from the local workforce development board, if the board meets the requirements of subparagraph (2) in making the requests.

(4) The department of workforce development may revoke the waiver during the appropriate period described in subparagraph (3) if the department determines the waiver is no longer needed or that the local workforce development board involved has engaged in a pattern of inappropriate referrals to training services operated by the local workforce development board.

b. Career services; designation or certification as one-stop operators. A local workforce development board may provide career services described in section 134(c)(2) of the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, through a one-stop delivery system or be designated or certified as a one-stop operator only with the agreement of the chief elected official in the local workforce development area and the department of workforce development.

c. Limitation on authority. This section shall not be construed to provide a local workforce development board with the authority to mandate curricula for schools.

6. Conflict of interest. A member of a local workforce development board, or a member of a standing committee, shall not do any of the following:

a. Vote on a matter under consideration by the board or committee that concerns the provision of services by the member or by an entity that the member represents.

b. Vote on a matter under consideration by the board or committee that would provide direct financial benefit to the member or the immediate family of the member.

c. Engage in any other activity determined by the governor to constitute a conflict of interest as specified in the state workforce development plan.

7. Public information. In addition to meeting the requirements of [chapter 22](#), local workforce development boards shall make available to the public, on a regular basis through electronic means and, if applicable, through open meetings in accordance with [chapter 21](#), information regarding the activities of the board, including all of the following:

a. Information regarding the local workforce development plan, as required under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, prior to submission of the local workforce development plan or modification of the plan.

b. Information regarding local workforce development board membership, including the name and affiliation of each member.

c. The bylaws of the board.

d. Designation and certification of one-stop operators.

e. Award of grants or contracts to eligible training providers of workforce investment activities, including providers of youth investment activities.

96 Acts, ch 1186, §11; 99 Acts, ch 21, §2; 2001 Acts, ch 24, §23; 2002 Acts, ch 1119, §8; 2016 Acts, ch 1011, §12; 2016 Acts, ch 1118, §7 – 9, 21; 2018 Acts, ch 1041, §23; 2018 Acts, ch 1143, §6, 9; 2018 Acts, ch 1172, §17; 2023 Acts, ch 19, §2236

Referred to in §84A.1A, 84A.2, 84A.5, 256.136, 260H.2, 260H.4, 260H.8, 260I.6

Subsection 2, paragraph b, subparagraph (4), subparagraph division (a), subparagraph subdivision (iii) amended

84A.5 Department of workforce development — primary responsibilities.

The department of workforce development, in consultation with the workforce development board and the local workforce development boards, has the primary responsibilities set out in [this section](#).

1. The department of workforce development shall develop and implement a workforce development system which increases the skills of the Iowa workforce, fosters economic growth and the creation of new high skill and high wage jobs through job placement and training services, increases the competitiveness of Iowa businesses by promoting high performance workplaces, and encourages investment in workers.

a. The workforce development system shall strive to provide high quality services to its customers including workers, families, and businesses. The department of workforce development shall maintain a common intake, assessment, and customer tracking system and to the extent practical provide one-stop services to customers at workforce development centers and other service access points. The department of workforce development shall administer a statewide standard skills assessment to assess the employability skills of adult workers statewide and shall instruct appropriate department staff in the administration of the assessment. The assessment shall be included in the one-stop services provided to customers at workforce development centers and other service access points throughout the state.

b. The system shall include an accountability system to measure program performance, identify accomplishments, and evaluate programs to ensure goals and standards are met. The accountability system shall use information obtained from the customer tracking system, the economic development authority, the department of education, and training providers to evaluate the effectiveness of programs. The economic development authority, the department of education, and training providers shall report information concerning the use of any state or federal training or retraining funds to the department of workforce development in a form as required by the department of workforce development. The accountability system shall evaluate all of the following:

(1) The impact of services on wages earned by individuals.

(2) The effectiveness of training services providers in raising the skills of the Iowa workforce.

(3) The impact of placement and training services on Iowa's families, communities, and economy.

2. The department of workforce development shall make information from the customer tracking and accountability system available to the economic development authority, the department of education, and other appropriate public agencies for the purpose of assisting with the evaluation of programs administered by those departments and agencies and for planning and researching public policies relating to education and economic development.

3. The department of workforce development is responsible for administration of unemployment compensation benefits and collection of employer contributions under [chapter 96](#), providing for the delivery of free public employment services established pursuant to [chapter 96](#), other job placement and training programs established pursuant to [section 84A.6](#), employment agencies under [chapter 84I](#), and the delivery of services located throughout the state.

4. The director of the department of workforce development shall form a coordinating committee composed of the director of the department of workforce development and other administrators. The committee shall monitor federal compliance issues relating to coordination of functions within the department.

5. The department of workforce development shall administer the following programs:

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- a. The Iowa conservation corps established under [section 84A.7](#).
 - b. The workforce investment program established under [section 84A.8](#).
 - c. The statewide mentoring program established under [section 84A.9](#).
 - d. The Iowa employer innovation program established under [section 84A.13](#).
 - e. The workforce development centers established under [chapter 84B](#).
 - f. The statewide work-based learning intermediary network program under [section 84A.16](#).
 - g. The new jobs training program under [chapter 260E](#), in consultation with the community colleges.
 - h. The Iowa jobs training act under [chapter 260F](#).
 - i. The workforce development fund program under [chapter 84G](#).
 - j. The accelerated career education program under [chapter 260G](#), in coordination with the community colleges.
 - k. The older American community service employment program under [section 84A.17](#).
 - l. The apprenticeship training program under [chapter 84E](#).
 - m. The future ready Iowa registered apprenticeship development program under [section 84F.1](#).
 - n. The future ready Iowa expanded registered apprenticeship opportunities program under [section 84F.2](#).
 - o. Adult education and literacy programs under [section 84A.19](#).
6. The department of workforce development shall work with the economic development authority to incorporate workforce development as a component of community-based economic development.
7. The department of workforce development, in consultation with the applicable local workforce development board, shall select service providers, subject to approval by the workforce development board for each service delivery area. A service provider in each service delivery area shall be identified to coordinate the services throughout the service delivery area. The department of workforce development shall select service providers that, to the extent possible, meet or have the ability to meet the following criteria:
- a. The capacity to deliver services uniformly throughout the service delivery area.
 - b. The experience to provide workforce development services.
 - c. The capacity to cooperate with other public and private agencies and entities in the delivery of education, workforce training, retraining, and workforce development services throughout the service delivery area.
 - d. The demonstrated capacity to understand and comply with all applicable state and federal laws, rules, ordinances, regulations, and orders, including fiscal requirements.
8. The department of workforce development shall provide access to information and documents necessary for employers and payors of income, as defined in [sections 252D.16](#) and [252G.1](#), to comply with child support reporting and payment requirements. Access to the information and documents shall be provided at the central location of the department of workforce development and at each workforce development center.
9. The director of the department of workforce development may adopt rules pursuant to [chapter 17A](#) to charge and collect fees for enhanced or value-added services provided by the department of workforce development which are not required by law to be provided by the department and are not generally available from the department of workforce development. Fees shall not be charged to provide a free public labor exchange. Fees established by the director of the department of workforce development shall be based upon the costs of administering the service, with due regard to the anticipated time spent, and travel costs incurred, by personnel performing the service. The collection of fees authorized by [this subsection](#) shall be treated as repayment receipts as defined in [section 8.2](#).
10. The department of education, in collaboration with the department of workforce development, is responsible for the development and oversight of industry and sector partnerships in the state.
11. The department of workforce development is responsible for the administration of the state list of eligible providers and programs under the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §122.

12. The department of workforce development is responsible for the review of local workforce development plans under [section 84A.4](#). The department may approve a local workforce development plan, conditionally approve a local workforce development plan with requests for additional information and recommended changes, or reject a local workforce development plan and request the submission of a new local workforce development plan. The department may create templates, policies, and procedures regarding the submission, format, and contents of local workforce development plans.

13. The department of workforce development shall provide oversight, guidance, and technical assistance to local workforce development areas, including but not limited to local workforce development boards, local fiscal agents, youth providers, and eligible providers of career services.

[86 Acts, ch 1245, §902](#)

C87, §84A.2

[93 Acts, ch 180, §53](#); [96 Acts, ch 1186, §12](#)

C97, §84A.5

[98 Acts, ch 1061, §2, 11](#); [98 Acts, ch 1170, §19](#); [99 Acts, ch 21, §3](#); [99 Acts, ch 68, §1](#); [99 Acts, ch 130, §7](#); [2001 Acts, ch 61, §13](#); [2002 Acts, ch 1050, §11](#); [2007 Acts, ch 211, §33](#); [2008 Acts, ch 1191, §43](#); [2011 Acts, ch 118, §85, 89](#); [2016 Acts, ch 1118, §10, 11, 21](#); [2018 Acts, ch 1026, §29](#); [2018 Acts, ch 1067, §8, 15](#); [2018 Acts, ch 1143, §7, 9](#); [2023 Acts, ch 19, §1441, 1739, 2192, 2193](#)

Referred to in [§84G.5, 260G.5](#)

Subsection 3 amended

Subsections 4 and 5 stricken

Subsection 6 amended and renumbered as 4

Subsections 7 – 15 renumbered as 5 – 13

Subsection 5, NEW paragraphs f – o

84A.6 Job placement and training programs.

1. The department of workforce development, in consultation with the workforce development board and the local workforce development boards, the department of education, and the economic development authority, shall work together to develop policies encouraging coordination between skill development, labor exchange, and economic development activities.

2. *a.* The director of the department of workforce development, in cooperation with the department of health and human services, shall provide job placement and training to persons referred by the department of health and human services under the promoting independence and self-sufficiency through employment job opportunities and basic skills program established pursuant to [chapter 239B](#) and the supplemental nutrition assistance program employment and training program.

b. The department of workforce development, in consultation with the department of health and human services, shall develop and implement departmental recruitment and employment practices that address the needs of former and current participants in the family investment program under [chapter 239B](#).

3. The director of the department of workforce development, in cooperation with the department of health and human services and the vocational rehabilitation services division of the department of workforce development, shall establish a program to provide job placement and training to persons with disabilities.

4. *a.* The department of workforce development, in consultation with the department of education, shall establish a system that allows the department of education, school districts, charter schools, area education agencies, and accredited nonpublic schools to post job openings on an internet site. The system must include a mechanism for the electronic submission of job openings for posting on the internet site. The system and each job posting on the internet site must include a statement that an employer submitting a job opening for posting on the internet site will not discriminate in hiring on the basis of race, ethnicity, national origin, gender, age, physical disability, sexual orientation, gender identity, religion, marital status, or status as a veteran.

b. The department of education, school districts, charter schools, and area education agencies shall submit all job openings to the department of workforce development for

posting on the internet site. An accredited nonpublic school may submit job openings to the department of workforce development for posting on the internet site.

c. **This subsection** shall not be construed to do any of the following:

(1) Prohibit any employer from advertising job openings and recruiting employees independently of the internet site.

(2) Prohibit any employer from using another method of advertising job openings or another applicant tracking system in addition to the system.

(3) Provide the department of workforce development with any regulatory authority in the hiring process or hiring decisions of any employer.

86 Acts, ch 1245, §903

C87, §84A.3

96 Acts, ch 1186, §13

C97, §84A.6

97 Acts, ch 41, §32; 2002 Acts, ch 1050, §12; 2005 Acts, ch 175, §58; 2011 Acts, ch 118, §85, 89; 2012 Acts, ch 1132, §16; 2016 Acts, ch 1118, §12, 21; 2018 Acts, ch 1067, §9, 15; 2023 Acts, ch 19, §47; 2023 Acts, ch 111, §40

Referred to in §84A.5

Subsections 2 and 3 amended

NEW subsection 4

84A.7 Iowa conservation corps.

1. *Definitions.* As used in **this section**, unless the context otherwise requires:

a. “*Account*” means the Iowa conservation corps account.

b. “*Corps*” means the Iowa conservation corps.

2. *Iowa conservation corps established.* The Iowa conservation corps is established in this state to provide meaningful and productive public service jobs for youth, unemployed persons, persons with disabilities, disadvantaged persons, and elderly persons, and to provide participants with an opportunity to explore careers, gain work experience, and contribute to the general welfare of their communities and the state. The corps shall provide opportunities in the areas of natural resource and wildlife conservation, park maintenance and restoration, land management, energy savings, community improvement projects, tourism, economic development, and work benefiting human services programs. The department of workforce development shall administer the corps and shall adopt rules pursuant to **chapter 17A** governing its operation, eligibility for participation, cash contributions, and implementation of an incentive program.

3. *Funding.* Corps projects shall be funded by appropriations to the Iowa conservation corps account and by cash, services, and material contributions made by other state agencies or local public and private agencies. Public and private entities who benefit from a corps project shall contribute at least thirty-five percent of the total project budget. The contributions may be in the form of cash, materials, or services. Materials and services shall be intended for the project and acceptable to the department of workforce development. Minimum levels of contributions shall be prescribed in rules adopted by the department of workforce development pursuant to **chapter 17A**.

4. *Account created.* The Iowa conservation corps account is established within and administered by the department of workforce development. The account shall include all appropriations made to programs administered by the corps, and may also include moneys contributed by a private individual or organization, or a public entity for the purpose of implementing corps programs and projects. The department of workforce development may establish an escrow account within the department and obligate moneys within that escrow account for tuition payments to be made beyond the term of any fiscal year. Interest earned on moneys in the Iowa conservation corps account shall be credited to the account.

5. *Participant eligibility.* Notwithstanding any contrary provision of **chapter 8A**, **subchapter IV**, and **chapter 96**, a person employed through an Iowa conservation corps

program shall be exempt from merit system requirements and shall not be eligible to receive unemployment compensation benefits.

96 Acts, ch 1186, §14; 97 Acts, ch 23, §8; 99 Acts, ch 21, §4; 2002 Acts, ch 1050, §13; 2003 Acts, ch 145, §157; 2018 Acts, ch 1041, §24

Referred to in §15H.9, 84A.5, 97B.1A

84A.8 Workforce investment program.

A workforce investment program is established to enable more Iowans to enter or reenter the workforce. The workforce investment program shall provide training and support services to population groups that have historically faced barriers to employment. The department of workforce development shall administer the workforce investment program and shall adopt rules pursuant to [chapter 17A](#) governing its operation and eligibility guidelines for participation.

96 Acts, ch 1186, §15; 2018 Acts, ch 1041, §25

Referred to in §84A.5

84A.9 Statewide mentoring program.

A statewide mentoring program is established to recruit, screen, train, and match individuals in a mentoring relationship. The department of workforce development shall administer the program in collaboration with the departments of health and human services and education. The availability of the program is subject to the funding appropriated for the purposes of the program.

96 Acts, ch 1186, §16; 2023 Acts, ch 19, §48

Referred to in §84A.5

Section amended

84A.10 New employment opportunity program.

The department of workforce development shall implement and administer a new employment opportunity program to assist individuals in underutilized segments of Iowa's workforce, including but not limited to the persons with physical or mental disabilities, persons convicted of a crime, or minority persons between the ages of twelve and twenty-five, to gain and retain employment. The program shall be designed to complement existing employment and training programs by providing additional flexibility and services that are often needed by individuals in underutilized segments of the workforce to gain and retain employment. Services provided under the program may include, but are not limited to, transportation costs, child care, health care, health care insurance, on-the-job training, career interest inventory assessments, employability skills assessment, short-term basic education, internships, mentoring, assisting businesses with compliance issues related to the federal Americans With Disabilities Act of 1990, and reducing perceived risks that cause these populations to be underutilized. The department shall adopt rules pursuant to [chapter 17A](#) to administer the program, including rules relating to eligibility criteria, eligible populations, and services to implement the intent of [this section](#).

2000 Acts, ch 1230, §20

84A.11 Nursing workforce data clearinghouse.

1. a. The department of workforce development shall establish a nursing workforce data clearinghouse for the purpose of collecting and maintaining data from all available and appropriate sources regarding Iowa's nursing workforce.

b. The department of workforce development shall have access to all data regarding Iowa's nursing workforce collected or maintained by any state department or agency to support the data clearinghouse.

c. Information maintained in the nursing workforce data clearinghouse shall be available to any state department or agency.

2. The department of workforce development shall consult with the board of nursing, the department of health and human services, the department of education, and other appropriate entities in developing recommendations to determine options for additional data collection.

3. The department of workforce development, in consultation with the board of nursing, shall adopt rules pursuant to [chapter 17A](#) to administer the data clearinghouse.

4. The nursing workforce data clearinghouse shall be established and maintained in a manner consistent with the health care delivery infrastructure and health care workforce resources strategic plan developed pursuant to [section 135.163](#).

5. The department of workforce development shall submit a report to the governor and the general assembly, annually by January 15, regarding the nursing workforce data clearinghouse, and, following establishment of the data clearinghouse, the status of the nursing workforce in Iowa.

[2010 Acts, ch 1147, §1, 13; 2017 Acts, ch 148, §12; 2023 Acts, ch 19, §49](#)

Subsection 2 amended

84A.12 Summer youth intern pilot program.

1. A summer youth intern pilot program is established within the department of workforce development to provide youths who are at risk of not graduating from high school, who are from low-income households, who are from communities underrepresented in the Iowa workforce, or who otherwise face barriers to success and upward mobility in the labor market, with internship opportunities that allow these youths to explore and prepare for high-demand careers, to gain work experience, and to develop personal attributes necessary to succeed in the workplace.

2. Subject to an appropriation of funds by the general assembly for this purpose, the department of workforce development shall award grants for summer youth intern pilot projects on a competitive basis as provided in [this section](#). The department shall work with employers, nonprofit organizations, and educational institutions to place youth in internships primarily in high-demand career fields.

3. The department of workforce development shall annually issue a request for proposals to the public, specifying the expectations and requirements for summer youth intern pilot project grant qualification, including but not limited to the provision of facilities, programming, staffing, and outcomes.

4. The department of workforce development shall give full and fair consideration to each proposal submitted under [subsection 3](#), and shall award grants after considering, at a minimum, the following:

- a. The bidder's history and experience in the community.
- b. The capacity to serve a substantial number of youth.
- c. The suitability of the available facilities.
- d. The bidder's contacts and partnerships in the community that can be leveraged to maximize opportunity for project participants.
- e. The capacity to provide employability skills, including but not limited to training relating to soft skills, financial literacy, and career development.

[2018 Acts, ch 1067, §10, 15](#)

Referred to in [§84A.1B](#)

84A.13 Iowa employer innovation program — fund.

1. For purposes of [this section](#), “*high-demand job*” means a job identified by the workforce development board or a community college pursuant to [section 84A.1B](#), [subsection 14](#), as a high-demand job.

2. Subject to an appropriation of funds by the general assembly for this purpose, the Iowa employer innovation program is established in the department of workforce development. The department shall administer the program in consultation with the workforce development board. The purpose of the Iowa employer innovation program is to expand opportunities for credit and noncredit education and training leading to high-demand jobs for the residents of Iowa and to encourage Iowa employers, community leaders, and others to provide leadership and support for regional workforce talent pools throughout the state.

3. The department of workforce development shall adopt rules under [chapter 17A](#) establishing a program application and award process to match employer moneys and the criteria for the allocation of moneys in the fund established pursuant to [subsection 4](#). An

employer, employer consortium, community organization, or other entity seeking matching moneys shall submit an application and a proposal to the department. In awarding matching moneys, the department shall take into account various factors, including but not limited to all of the following:

a. The range of high-demand jobs, innovative measures, and geographic fairness and equity included in the proposal.

b. Whether the proposal increases the number of eligible students receiving financial assistance under the future ready Iowa skilled workforce last-dollar scholarship or future ready Iowa skilled workforce grant programs established under sections 256.228 and 256.229; or increases the donation of books, transportation, child care, and other wrap-around support to assist eligible students receiving financial assistance under section 256.228 or 256.229.

c. Whether the proposal includes performance-based bonuses paid when high school students earn national industry-recognized credentials aligned with high-demand jobs that meet regional workforce needs.

d. Whether the proposal expands internships leading to high-demand jobs.

e. Whether the proposal offers innovative ways of expanding opportunities for credit and noncredit education and training leading to high-demand jobs.

f. Whether the proposal addresses areas of workforce need throughout the region.

4. An Iowa employer innovation fund is created in the state treasury as a separate fund under the control of the department of workforce development, in consultation with the workforce development board. The fund shall consist of any moneys appropriated by the general assembly and any other moneys available to and obtained or accepted by the department from the federal government. A portion of the moneys deposited in the fund, in an amount to be determined annually by the department of workforce development in consultation with the workforce development board, shall be transferred annually to the Iowa child care challenge fund created pursuant to section 84A.13A. The assets of the Iowa employer innovation fund shall be used by the department in accordance with this section. All moneys deposited or paid into the fund are appropriated and made available to the board to be used in accordance with this section. Notwithstanding section 8.33, any balance in the fund on June 30 of each fiscal year shall not revert to the general fund of the state, but shall be available for purposes of this section and for transfer in accordance with this section in subsequent fiscal years.

2018 Acts, ch 1067, §11, 15; 2020 Acts, ch 1117, §5; 2021 Acts, ch 76, §16

Referred to in §84A.1B, 84A.5, 84A.13A

Section not amended; internal reference changes applied

84A.13A Iowa child care challenge program — fund.

1. For purposes of this section, “consortium” means a consortium of two or more employers or businesses, at least one of which must be a private employer.

2. The Iowa child care challenge program is established in the department of workforce development. The department shall administer the program in consultation with the workforce development board. The purpose of the Iowa child care challenge program is to encourage and enable businesses, nonprofit organizations, and consortiums to establish local child care facilities and increase the availability of quality, affordable child care for working Iowans.

3. The department of workforce development shall adopt rules under chapter 17A establishing a program application and award process to match business, nonprofit organization, or consortium moneys and the criteria for the allocation of moneys in the fund established pursuant to subsection 4. A business, nonprofit organization, or consortium seeking matching moneys shall submit an application and a proposal for the new construction of a child care facility, rehabilitation of an existing structure as a child care facility, or the retrofitting and repurposing of an existing structure for use as a child care facility to the department. Proposals shall include a financial statement and a description of funds to be provided by the business, nonprofit organization, or consortium, including in-kind

donations, and a plan for sustainability. Match amount awards made by the department that are unclaimed or unused as of June 1 of the fiscal year shall be canceled by the department.

4. An Iowa child care challenge fund is created in the state treasury as a separate fund under the control of the department of workforce development, in consultation with the workforce development board. The fund shall consist of appropriations made to the fund, any other moneys available to and obtained or accepted by the department from the federal government or private sources for placement in the fund, and transfers of interest, earnings, and moneys from other funds as provided by law. The assets of the fund shall be used by the department only for purposes of [this section](#). All moneys deposited, transferred to, or paid into the fund are appropriated and made available to the department to be used for purposes of [this section](#). Any unclaimed moneys in the fund by June 1 annually shall be transferred to the Iowa employer innovation fund, created pursuant to [section 84A.13](#), to be used only for purposes of the Iowa employer innovation program established pursuant to [section 84A.13](#). Notwithstanding [section 8.33](#), moneys deposited after May 1 annually in the Iowa child care challenge fund that remain unencumbered or unobligated at the close of a fiscal year shall not revert to the general fund of the state but shall be transferred to the Iowa employer innovation fund created pursuant to [section 84A.13](#) to be used for purposes of the Iowa employer innovation program established pursuant to [section 84A.13](#).

[2020 Acts, ch 1117, §6](#)

Referred to in [§84A.13](#)

84A.14 Criminal history checks.

A current or prospective contractor, vendor, employee, or any other individual performing work for the department of workforce development who will have access to federal tax information shall be subject to a national criminal history check through the federal bureau of investigation at least once every ten years if such a check is required pursuant to guidance from the federal internal revenue service. The department of workforce development shall request the national criminal history check and shall provide the individual's fingerprints to the department of public safety for submission through the state criminal history repository to the federal bureau of investigation. The individual shall authorize release of the results of the national criminal history check to the department of workforce development. The department of workforce development shall pay the actual cost of the fingerprinting and national criminal history check, if any. The results of a criminal history check conducted pursuant to [this section](#) shall not be considered a public record under [chapter 22](#).

[2018 Acts, ch 1080, §1](#)

84A.15 Regional industry sector partnerships.

1. A community college and the department of workforce development may use moneys for the pathways for academic career and employment program to provide staff and support for the development and implementation of a regional industry sector partnership within each region served by each community college. For purposes of [this section](#), "community college" means the same as defined in [section 260C.2](#).

2. A regional industry sector partnership may engage in but is not limited to the following activities:

a. Collaborating with representatives from industry sectors, government, education, local workforce boards, community-based organizations, labor, economic development organizations, and other stakeholders within the regional labor market to determine how pathways for academic career and employment projects should address workforce skills gaps, occupational shortages, and wage gaps.

b. Integrating pathways for academic career and employment projects and other existing supply-side strategies with workforce needs within the region served by the community college in that region.

c. Developing pathways for academic career and employment projects that focus on the workforce skills, from entry level to advanced, required by industry sectors within the region served by the community college.

d. Structuring pathways so that instruction and learning workforce skills are aligned with industry-recognized standards where such standards exist.

3. The department of workforce development shall adopt rules pursuant to [chapter 17A](#) to implement [this section](#).

[2013 Acts, ch 141, §47](#)

[C2014, §260H.7B](#)

[2023 Acts, ch 19, §2195, 2197; 2023 Acts, ch 110, §19](#)

[C2024, §84A.15](#)

Referred to in [§256.125, 256.136](#)

A regional industry sector partnership entered into by a community college under former section 260H.7B on or before June 30, 2023, shall be valid and continue per the agreement between the community college and the partnership; [2023 Acts, ch 19, §2198](#)

Section transferred from [§260H.7B](#) in Code 2024 pursuant to directive in [2023 Acts, ch 19, §2197](#)

Section amended

84A.16 Statewide work-based learning intermediary network — fund — steering committee — regional networks.

1. A statewide work-based learning intermediary network program is established in the department of workforce development and shall be administered by the department. A separate, statewide work-based learning intermediary network fund is created in the state treasury under the control of the department of workforce development. The fund shall consist of all moneys deposited in the fund, including any moneys appropriated by the general assembly and any other moneys available to and obtained or accepted by the department of workforce development from federal or private sources for purposes of the program. Notwithstanding [section 8.33](#), moneys in the fund at the end of a fiscal year shall not revert to the general fund of the state. Notwithstanding [section 12C.7, subsection 2](#), interest or earnings on moneys in the fund shall be credited to the fund.

2. The purpose of the program shall be to prepare students for the workforce by facilitating cooperation and collaboration between businesses and entities within the state system of education, as that state system of education is described in [section 256.1, subsection 1](#), and to offer relevant, work-based learning activities to students and teachers. The program shall do all of the following:

a. Prepare students to make informed postsecondary education and career decisions.

b. Provide communication and coordination in order to build and sustain relationships between employers and local youth, the state system of education, and the community at large.

c. Connect students to career opportunities within the state, creating economic capital for the state using a skilled and available workforce.

d. Provide a one-stop contact point for information useful to both educators and employers, including information related to internships, job shadowing experiences, apprenticeable occupations as defined in [section 84E.2](#), and other workplace learning opportunities for students including those related to occupations in science, technology, engineering, mathematics, critical infrastructure, commercial and residential construction, and targeted industries as defined in [section 15.102](#).

e. Integrate services provided through the program with other career exploration-related activities, which may include but are not limited to a student's career and academic plans and career information and decision-making systems under [section 279.61](#).

f. Facilitate the attainment of portable credentials of value to employers such as the national career readiness certificate, where appropriate.

g. Develop work-based capacity with employers.

h. Provide core services, which may include student job shadowing, student internships, and teacher or student tours.

3. a. The department of workforce development shall establish and facilitate a steering committee comprised of representatives from the department of education, the economic development authority, the community colleges, the institutions under the control of the state board of regents, accredited private institutions, area education agencies, school districts, the workplace learning connection, and an apprenticeship sponsor as defined in [section 84E.2](#).

The steering committee shall be responsible for the development and implementation of the statewide work-based learning intermediary network.

b. The steering committee shall develop a design for a statewide network comprised of fifteen regional work-based learning intermediary networks. The design shall include network specifications, strategic functions, and desired outcomes. The steering committee shall recommend program parameters and reporting requirements to the department of workforce development.

4. Each regional network shall establish an advisory council to provide advice and assistance to the regional network. The advisory council shall include representatives of business and industry, including construction trade industry professionals, and shall meet at least annually.

5. Each regional network or consortium of networks shall annually submit a work-based learning plan to the department of workforce development. Each plan shall include provisions to provide core services referred to in [subsection 2](#), paragraph “h”, to all school districts within the region and for the integration of job shadowing and other work-based learning activities into secondary career and technical education programs.

6. a. Upon approval by the department of workforce development of a region’s work-based learning plan submitted pursuant to [subsection 5](#), moneys deposited in the statewide work-based learning intermediary network fund created in [subsection 1](#) shall be distributed annually by the department of workforce development to each region for the implementation of the statewide work-based learning intermediary network.

b. If the balance in the statewide work-based learning intermediary network fund on July 1 of a fiscal year is one million five hundred thousand dollars or less, the department of workforce development shall distribute moneys in the fund to regions or consortiums of regions on a competitive basis. If the balance in the statewide work-based learning intermediary network fund on July 1 of a fiscal year is greater than one million five hundred thousand dollars, the department of workforce development shall distribute one hundred thousand dollars to each region and distribute the remaining moneys pursuant to the same formula established for distribution of funds by the department of education in [section 260C.18C](#).

7. The department of workforce development shall provide oversight of the statewide work-based learning intermediary network. The department of workforce development shall require each region to submit an annual report on the region’s ongoing implementation of the statewide work-based learning intermediary network program.

8. Each regional network shall match the moneys received pursuant to [subsection 6](#) with financial resources equal to at least twenty-five percent of the amount of the moneys received pursuant to [subsection 6](#). The financial resources used to provide the match may include private donations, in-kind contributions, or public moneys other than the moneys received pursuant to [subsection 6](#).

9. The department of workforce development shall adopt rules under [chapter 17A](#) for the administration of [this section](#).

2005 Acts, ch 154, §1

C2006, §256.40

2006 Acts, ch 1030, §31; 2011 Acts, ch 118, §85, 89; 2013 Acts, ch 141, §34; 2016 Acts, ch 1108, §1, 9, 33, 34; 2023 Acts, ch 19, §2199, 2200

C2024, §84A.16

Referred to in [§84A.5](#), [85.61](#), [256.125](#), [256.133](#)

Section transferred from [§256.40](#) in Code 2024 pursuant to directive in [2023 Acts, ch 19, §2200](#)

Section amended

84A.17 Older American community service employment program.

1. The department of workforce development shall direct and administer the older American community service employment program as authorized by the federal Older Americans Act of 1965, 42 U.S.C. §3001 et seq., as amended.

2. The purpose of the program is to foster individual economic self-sufficiency and to increase the number of participants placed in unsubsidized employment in the public and private sectors while maintaining the community service focus of the program.

3. Funds appropriated to the department of workforce development from the United States department of labor shall be distributed to subgrantees in accordance with federal requirements.

4. The department of workforce development shall require such uniform reporting and financial accounting by subgrantees as may be necessary to fulfill the purposes of [this section](#).

5. The older American community service employment program shall be coordinated with the federal Workforce Innovation and Opportunity Act administered by the department of workforce development.

[86 Acts, ch 1245, §1019](#)

C87, §249D.51

C93, §231.51

[96 Acts, ch 1186, §23](#); [2002 Acts, ch 1058, §1](#); [2005 Acts, ch 45, §13](#); [2011 Acts, ch 118, §85, 89](#); [2013 Acts, ch 18, §26](#); [2023 Acts, ch 19, §2229, 2231](#)

C2024, §84A.17

Referred to in [§84A.5](#)

Section transferred from §231.51 in Code 2024 pursuant to directive in [2023 Acts, ch 19, §2231](#)

Section amended

84A.18 Reports and records — penalties.

1. An owner, operator, or manager of every factory, mill, workshop, mine, store, railway, business house, public or private work, or any other establishment where labor is employed, shall submit to the department of workforce development reports in the form and manner prescribed by the director of the department of workforce development by rule, for the purpose of compiling labor statistics. The owner, operator, or business manager shall submit the reports within sixty days from receipt of notice, and shall certify under oath the accuracy of the reports. For purposes of [this section](#), “factory”, “mill”, “workshop”, “mine”, “store”, “railway”, “business house”, and “public or private work” shall mean any factory, mill, workshop, mine, store, railway, business house, or public or private work where wage earners are employed for compensation.

2. Notwithstanding [chapter 22](#), records submitted under [subsection 1](#) that contain identifiable financial institution or credit card account numbers shall be kept confidential.

3. a. Any officer or employee of the department of workforce development who makes unlawful use of a report submitted under [subsection 1](#) shall be guilty of a serious misdemeanor.

b. Any person who has access to a report submitted under [subsection 1](#) who makes unlawful use of the report shall be guilty of a serious misdemeanor.

c. Any owner, operator, or manager of a factory, mill, workshop, mine, store, railway, business house, or public or private work who fails to submit the report required under [subsection 1](#) shall be guilty of a simple misdemeanor.

4. The director of the department of workforce development shall adopt rules pursuant to [chapter 17A](#) to administer [this section](#).

[C97, §2474; S13, §2474; C24, 27, 31, 35, 39, §1521; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §91.12]

[98 Acts, ch 1105, §4](#); [2023 Acts, ch 19, §2289, 2290](#)

C2024, §84A.18

Section transferred from §91.12 in Code 2024 pursuant to directive in [2023 Acts, ch 19, §2290](#)

Section amended

84A.19 Adult education and literacy programs.

1. For purposes of [this section](#), unless the context otherwise requires:

a. “Adult education and literacy programs” means adult basic education, adult education leading to a high school equivalency diploma under [chapter 259A](#), English as a second language instruction, and workplace and family literacy instruction.

b. “Community colleges” means the same as defined in [section 260C.2](#).

2. The department of workforce development and community colleges shall jointly implement adult education and literacy programs to assist adults and youths sixteen years

of age and older who are not in school in obtaining the knowledge and skills necessary for further education, work, and community involvement.

3. The department of workforce development, in consultation with community colleges, shall prescribe standards for adult education and literacy programs including but not limited to contextualized and integrated instruction, assessments, instructor qualification and professional development, data collection and reporting, and performance benchmarks.

4. The department of workforce development, in consultation with community colleges, shall adopt rules pursuant to [chapter 17A](#) to administer [this section](#).

[2023 Acts, ch 19, §2291](#)

Referred to in [§84A.5](#)

NEW section