INDIANA
WORKFORCE
DEVELOPMENT

FORMAL COMMUNICATION

TO: **Regional Workforce Boards**
Regional Operators
Indianapolis Private Industry Council
Directors of Operations for Northern & Southern Indiana
All Local Office Managers
All WorkOne Staff

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Technical Assistance Bulletin
TAB 2007-08
Clarification of IC 22-4.5-7-6, IC 22-4.5-7-7 and IC 22-4.5-7-8 Restrictions on Regional Workforce Board Members, Regional Operators, and Service Providers

Purpose
To provide clarification of restrictions surrounding relationships between Regional Workforce Board Members, Regional Operators, and Service Providers. It is the intent of this bulletin to provide the Indiana workforce system with notice of the State's interpretation of the above referenced sections of statutes governing the provision of workforce investment services in Indiana.

Content
The Department interprets the cited statutes to read as follows:

1. A Regional Workforce Board member shall not serve as a Regional Operator, Fiscal Agent, Service Provider, or provider of direct client services in ANY region of the state at the same time.

2. A Regional Operator may serve as a fiscal agent in any region of the state. A Regional Operator shall not serve as a Service Provider, Regional Workforce Board member, or provider of direct client services in ANY OTHER region of the state at the same time.

3. A Service Provider shall not serve as a Regional Operator, Fiscal Agent, or Regional Workforce Board member in ANY OTHER region in the state at the same time.

While the Department acknowledges that the statutes cited above are currently in effect and in force, the Department also acknowledges that this interpretative guidance has previously not been available to the system. As a result, there are some entities serving as Regional Operators and Service Providers simultaneously at present. Therefore, the Department is setting the effective date of this interpretative guidance as July 1, 2008 in order to allow adequate time for these entities to come in to compliance with the statutes and for PY2008 planning purposes.

Questions regarding this TAB should be directed to Amy Smith-Rubeck, Director, Policy Unit, at 317.233.6078 or by e-mail at ARubeck@dwd.IN.gov.

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