

**§ 666.410 How may local incentive awards be used?**

The local incentive grant funds may be used for any activities allowed under WIA title I-B.

**§ 666.420 Under what circumstances may a sanction be applied to local areas for poor performance?**

(a) If a local area fails to meet the levels of performance agreed to under § 666.310 for the core indicators of performance or customer satisfaction indicators for a program in any program year, technical assistance must be provided. The technical assistance must be provided by the Governor with funds reserved for Statewide workforce investment activities under WIA sections 128(a) and 133(a)(1), or, upon the Governor's request, by the Secretary. The technical assistance may include the development of a performance improvement plan, a modified local plan, or other actions designed to assist the local area in improving performance.

(b) If a local area fails to meet the levels of performance agreed to under § 666.310 for the core indicators of performance or customer satisfaction indicators for a program for two consecutive program years, the Governor must take corrective actions. The corrective actions may include the development of a reorganization plan under which the Governor:

- (1) Requires the appointment and certification of a new Local Board;
- (2) Prohibits the use of particular service providers or One-Stop partners that have been identified as achieving poor levels of performance; or
- (3) Requires other appropriate measures designed to improve the performance of the local area.

(c) A local area may appeal to the Governor to rescind or revise a reorganization plan imposed under paragraph (b) of this section not later than thirty (30) days after receiving notice of the plan. The Governor must make a final decision within 30 days after receipt of the appeal. The Governor's final decision may be appealed by the Local Board to the Secretary under 20 CFR 667.650(b) not later than thirty (30) days after the local area receives the decision. The decision by the Governor to impose a reorganization plan becomes

effective at the time it is issued, and remains effective unless the Secretary rescinds or revises the reorganization plan. Upon receipt of the appeal from the local area, the Secretary must make a final decision within thirty (30) days. (WIA sec. 136(h).)

**PART 667—ADMINISTRATIVE PROVISIONS UNDER TITLE I OF THE WORKFORCE INVESTMENT ACT**

**Subpart A—Funding**

- Sec.
- 667.100 When do Workforce Investment Act grant funds become available?
  - 667.105 What award document authorizes the expenditure of Workforce Investment Act funds under title I of the Act?
  - 667.107 What is the period of availability for expenditure of WIA funds?
  - 667.110 What is the Governor/Secretary Agreement?
  - 667.120 What planning information must a State submit in order to receive a formula grant?
  - 667.130 How are WIA title I formula funds allocated to local workforce investment areas?
  - 667.135 What "hold harmless" provisions apply to WIA adult and youth allocations?
  - 667.140 Does a Local Board have the authority to transfer funds between programs?
  - 667.150 What reallocation procedures does the Secretary use?
  - 667.160 What reallocation procedures must the Governors use?
  - 667.170 What responsibility review does the Department conduct for awards made under WIA title I, subtitle D?

**Subpart B—Administrative Rules, Costs and Limitations**

- 667.200 What general fiscal and administrative rules apply to the use of WIA title I funds?
- 667.210 What administrative cost limits apply to Workforce Investment Act title I grants?
- 667.220 What Workforce Investment Act title I functions and activities constitute the costs of administration subject to the administrative cost limit?
- 667.250 What requirements relate to the enforcement of the Military Selective Service Act?
- 667.255 Are there special rules that apply to veterans when income is a factor in eligibility determinations?
- 667.260 May WIA title I funds be spent for construction?