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## Workforce Investment Act State Compliance Policies

**Section: 3.8**

**Transfer of Funds Between Programs**

**November 2009**

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### **I. General:**

All transfers must be authorized by the state on behalf of the Governor and must be included in the local plan or modification of the plan. Any increase/decrease due to transfer between programs requires a revision to the local plan. This policy does not preclude the Local Workforce Investment Board (LWIB) from submitting transfer requests with a regularly scheduled plan submission. [§667.140(b)]

- A. In considering transfer requests, the state will determine whether the request addresses the employment and training needs of eligible WIA program participants within the LWIB.
- B. In order to assure the maintenance of adequate funding levels, the state will also consider the impact the transfers will have on the state as a whole.
- C. Plan commitments that describe strategies and goals established prior to transfers must be considered when addressing potential transfers. Justification must be included in the request. Modifications or revisions to local plans must be submitted within thirty (30) days of approval of the transfer.
- D. After the state has approved the transfer request, the LWIB will be required to submit a modified Plan. The state will subsequently amend the contracts, as required. (§661.355)

### **II. Transfer Authority:**

The authorization to transfer funds provides states and local communities the flexibility to design programs and allocate resources to best serve the employment and training needs of adults and dislocated workers. The intent is also to allow greater flexibility as the system moves toward an integrated workforce development approach to consolidate programs and give greater authority to state and local decision makers. The amount of transfer by law is thirty percent; however, this amount can be modified by approved DOL waiver.