



Executive Order 2012-18

DIRECTING THE GOVERNOR'S WORKFORCE INVESTMENT BOARD, INDUSTRY SECTOR COUNCILS AND LOCAL WORKFORCE INVESTMENT BOARDS TO REVISE WORKFORCE INVESTMENT ACT STATE COMPLIANCE POLICIES

WHEREAS, the Governor's Workforce Investment Board ("Board") was created by Executive Order on October 22, 1998 to replace the body known as the Governor's Workforce Development Board and redefine the Board's role as an agency to promote comprehensive planning and coordination of employment and training programs in the State and responsibilities to conform with the Workforce Investment Act of 1998 (WIA);

WHEREAS, the Board is responsible for assisting the Governor with planning and coordination responsibilities related to federal support received through the Workforce Investment Act of 1998 (WIA) and other programs for workforce development efforts;

WHEREAS, two Local Workforce Investment Boards (Local Boards) have been created in Nevada in accordance with State criteria established under WIA section 117(b), and are certified by the Governor every two years, in accordance with WIA section 117(c)(2);

WHEREAS, NRS 232.935 requires the Board to identify industry sectors which are essential to this State, and establish regional goals for economic development and a council for each of the industry sectors;

WHEREAS, the Governor, under WIA section 122 and associated regulations, is required to establish procedures for use by the Local Boards in determining the eligibility of providers of training services and set minimum levels of performance for all providers to remain eligible;

WHEREAS, WIA regulations and WIA State Compliance Policies require the Board and Local Boards to administer an eligible training service provider process in a manner to assure that significant numbers of competent providers, offering a wide variety of training programs and occupational choices, are available to customers;

WHEREAS, the Governor, through the Department of Employment, Training and Rehabilitation, is required to monitor Local Boards for compliance with applicable laws and regulations in accordance with a state monitoring system that meets the requirements of WIA and its regulations;

WHEREAS, Monitoring must ensure that policies established by Local Boards to achieve program quality and outcomes meet the objectives of WIA and its regulations;

WHEREAS, the Board can play a more vigorous role in the effort to expand Nevada's workforce and provide job training and education programs that are consistent with the State Plan for Economic Development developed by the Executive Director of the Office of Economic Development pursuant to NRS 231.053; and

WHEREAS, Article 5, Section 1 of the Nevada Constitution provides that, "The Supreme Executive Power of this State shall be vested in a Chief Magistrate who shall be Governor of the State of Nevada."

NOW, THEREFORE, by the authority vested in me as Governor by the Constitution and laws of the State of Nevada, I hereby direct and order as follows:

The Governor's Workforce Investment Board, each Industry Sector Council and the Local Workforce Investment Boards shall comply with the following provisions related to workforce development activity in Nevada:

1. Industry Sector Councils: Each Industry Sector Council shall report its findings regarding the career pipeline that is available, or will be available, as well as the training necessary to fulfill the qualifications for careers within the sector, to the Board no later than December 31st of each year. The Board shall determine which industry sectors are most relevant to the regions of the State, and which industry sectors shall be funded for training during each program year, at the Board's first meeting of each calendar year. However, nothing in this Executive Order shall change the allocation of WIA funding designated by the U.S. Department of Labor formula that is to be expended within each local Workforce Investment Area.
2. Funding Allocation: The Board shall determine the percentage of WIA funds available during each program year that will be expended within each Workforce Investment Area on (a) training activities in each of the designated industry sectors; (b) remedial education; and (c) remedial or industry sector specific training provided by the Nevada System of Higher Education or the Nevada Department of Education;
3. Training Service Providers:
 - (a) All WIA funds disbursed by the Local Boards must be based upon the responses to Requests for Proposals (RFPs) issued by the Local Boards at the direction of the Board.
 - (b) All programs of training services in the designated industry sectors identified by the Board must lead to degree or certificate of completion resulting in career development or employment.
 - (c) A provider of training services must be:
 - a. Accredited by the Northwest Accreditation Commission to provide training in the careers or certificate programs identified as being viable within one of the designated industry sectors;
 - b. A postsecondary educational institution of the Nevada System of Higher Education; or
 - c. An Eligible Training Provider certified by the Department of Employment Training and Rehabilitation (DETR) and approved by the Board.
4. State Monitoring of Local Area Expenditures: Local Workforce Investment Boards shall provide detailed quarterly expenditure reports to the Department of Employment, Training and Rehabilitation no later than 30 days following the end of each calendar quarter. Such reports must outline administrative expenses, program related expenses, and payments made to service and training providers. The format for these reports will be approved by DETR, with the concurrence of the GWIB. A summary of these reports is to be presented to the GWIB at its regularly scheduled meetings.

5. The Department of Employment, Training and Rehabilitation shall prepare and submit to the Board for approval, at its next scheduled meeting, amended Workforce Investment Act State Compliance Policies that incorporate the directives contained in this Order.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Nevada to be affixed at the State Capitol in Carson City, this 8th day of November, in the year two thousand twelve.



A handwritten signature in black ink, appearing to read "Sandoval", written over a horizontal line.

Governor of the State of Nevada

By the Governor:

A handwritten signature in black ink, appearing to read "Ross Miller", written over a horizontal line.

Secretary of State

A handwritten signature in black ink, appearing to read "Scott W. Ruden", written over a horizontal line.

Deputy Secretary of State