

WORKSOURCE ATLANTA REGIONAL INSTRUCTION 17-04

DATE: December 1, 2017

Subject: WIOA Eligibility Income Changes

Purpose: Disseminate Implementation of income inclusions for determinations of WIOA "low income" eligibility

References: WIOA Section 3(36), TEGL 19-16, TEGL 21-16, Workforce Policies and Procedures Manual, Section 3.2.3.

Background: WIA Section 101(25) contained provisions for exclusion of payments for unemployment compensation, child support payments and old-age survivor benefits from income calculations when determining if an individual is considered "low income". WIOA contains no exclusions for unemployment compensation, child support payments and old-age survivor benefits.

Policy: Brief descriptions of the changes in WIOA income inclusions can be found in the following guidance:

- (a) *TEGL 19-16 Statutory Priority for Adult Funds, page 9, dated March 1, 2017*
- (b) *TEGL 21-16 Eligibility, page 7, dated March 2, 2017*

TEGL 21-16, Veterans and Adult Priority, page 7, also notes that homeless and foster youth are considered low income and do not need to meet any additional low income criteria.

Additionally, TEGL 19-16, page 10 indicates that for both income-based eligibility and priority of service determinations, military pay or allowances paid while on active duty or paid by the Department of Veterans Affairs (DVA) for vocational rehabilitation, disability payments or related VA-funded programs are not to be considered income, in accordance with 39 USC 4213 and 20 CFR 683.230.

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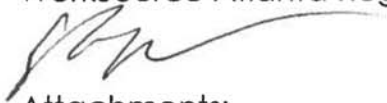
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Action Required:

1. All staff use attached Chart of Includable and Excludable Income going forward for Program Year 2017.
2. All staff become familiar with and use income-based eligibility and priority of service determinations as specified in TEGL 19 – 16 page 10.
3. Youth provider staff implement TEGL 21-16 Veterans and Adult Priority, page 7, - that homeless and foster youth are considered low income and do not need to meet any additional low income criteria.
4. Staff sign the attached sheet confirming acknowledgement of requirements of the details of this instruction going forward.
5. The signed sheet is to be retained on site at the Career Resource Center or NextGen Provider site.

Sincerely yours,

Rob LeBeau, Manger
WorkSource Atlanta Regional



Attachments:
Includable and Excludable Income Chart

Cc: Workforce Solutions, Career Resource Center Staff, NextGen Service Providers



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**WIOA TITLE I INCOME INCLUSIONS AND EXCLUSIONS
FOR THE PURPOSE OF DETERMINING LOW-INCOME AS A CONDITION OF ELIGIBILITY
OR PRIORITY OF SERVICE**

INCOME INCLUSIONS	
1	Gross wages and salaries (before deductions) including wages earned in OJT, severance pay, and wages earned while on reserve duty in the Armed Forces
2	Net receipts from non farm self-employment (receipts from a person's own incorporated business, professional enterprise, or partnership, after deductions for business expenses)
3	Unemployment insurance payments
4	Child support payments
5	Net receipts from farm self-employment (receipts from a farm which one operates as an owner, renter, or sharecropper, after deductions for farm operating expenses)
6	Survivor insurance benefits received under Section 202 of the Social Security Act (42 U.S.C. 402)
7	Social Security retirement (regular payments)
8	Social Security Disability Insurance (SSDI) (regular payments)
9	Railroad retirement (regular payments)
10	Strike benefits from union funds (regular payments)
11	Workers Compensation (regular payments)
12	Training Stipends (regular payments)
13	Alimony
14	Pensions (e.g., private, government, military retirement)
15	Regular insurance or annuity payments
16	College or university grants, fellowships, and assistantships (excluding needs-based scholarships)
17	Interest and dividends
18	Net rental income
19	Net royalties and/or periodic receipts from estates or trust
20	Net gambling or lottery winnings

INCOME EXCLUSIONS	
1	Cash payments under a Federal, State or local income based public assistance program, including chapter 115 benefits
2	Veterans severance pay
3	TANF Payments
4	Supplemental Security Income (SSI) from SSA
5	Foster child care payments
6	Capital gains
7	Any assets drawn down as withdrawals from a bank, sale of property, a house or a car
8	Tax refunds
9	One-time gifts, loans, and lump-sum inheritances
10	One-time payments such as for accident, death or casualty insurance payments or compensation for injury
11	Non-cash, in-kind benefits such as: employer paid fringe benefits, food stamps, Medicare, Medicaid, school meals, fuel or other housing assistance, and food or housing received in lieu of wages
12	Needs-based financial aid (Pell Grants, scholarships)
13	Income earned while on active military duty and certain other Veteran's benefits i.e., compensation for service-connected disability, compensation for service-connected death, vocational rehabilitation and education assistance

The income exclusions are based on the WIOA Title I definitions and/or exclusions listed in the USHHS Poverty Income Level and USDOL 70% Lower Living Standard Income Level.

*Attachment to Workforce Solutions Instructions 17-04
December 1, 2017*