

871—58.8(7B,PL97-300,PL102-367) Private industry council/local elected official agreement. The local JTPA program is operated as a partnership between the PIC and LEOs. This partnership is formed by an agreement between the PIC and LEOs which outlines procedures for developing the local job training plans for all JTPA titles and programs in the SDA and which provides for the selection of the grant recipient, administrative entity and Title III grantee.

58.8(1) Elements. The PIC/LEO agreement must include, at a minimum, the following elements:

a. Local training plan development procedure. The agreement must include a determination as to who (e.g., PIC members, elected officials, grant recipient staff, administrative entity staff, consultants) will be involved in the preparation of the various job training plans.

b. Selection of Title III grantee. The agreement must describe the required request for proposal procedure that will be used to select the Title III grantee.

c. Selection of the grant recipient and administrative entity for Title II. The agreement must specify which entity or entities will act as the grant recipient and administrative entity for the Title II programs or how they will be chosen.

d. Policy guidance. The PIC and LEOs must agree on how policy guidance will be provided for the SDA's JTPA program. This effort could entail periodic meetings between representatives of each group to coordinate their policy recommendations for the administrative entity. Alternatively, either group could be designated to take the lead in guiding policy and establishing a systematic method to keep the other group informed and provide for its input.

e. Oversight. Both the PIC and the LEOs are responsible for oversight of the program. The agreement must state who will conduct oversight, how and when it will occur. Oversight is defined as reviewing, monitoring, and evaluating the JTPA program within the SDA. The PIC and LEOs may perform the oversight function jointly or the PIC may take the lead and keep the LEOs informed.

f. Lines of communication. Regardless of how the LEOs and the PIC decide to coordinate individual responsibilities, the agreement must contain the method used by the PIC and the LEOs to keep each other informed. These procedures could include an indication of who is responsible for initiating communication, at what intervals, by what means (for example, personal meetings and written reports), and issues needing review on a regular basis.

g. Development of the local workforce development plan. The Act requires the local workforce development plan to be developed jointly with the LEOs and the PIC in each SDA. The agreement must indicate the procedure for participating in the development of the workforce development plan.

h. Period of agreement. The period of time covered by the agreement must be defined.

58.8(2) Revisions or modifications.

a. The LEO/PIC agreement should be reviewed and modified, as necessary, prior to the planning cycle each program year.

b. If the LEO/PIC agreement is rewritten or modified, a copy of the agreement must be sent within 30 days of its execution to: Department of Workforce Development, 150 Des Moines Street, Des Moines, Iowa 50309.

58.8(3) Certifications. All grantees must certify, as a condition to receive funding, compliance with the following laws and implementing regulations:

a. Job Training Partnership Act (PL 97-300) and amendments contained in P.L. 102-367.

b. U.S. Department of Labor (DOL) implementing regulations as described in 29 CFR 626 et al.

c. Age Discrimination Act of 1964 (PL 88-352) and DOL implementing regulations.

d. Civil Rights Act of 1964 (PL 88-352) and DOL implementing regulations.

e. Equal Employment Opportunity Commission Policy Statement (2/26/87) and 29 CFR Part 34.

f. Education Amendments of 1972 (PL 92-318) and DHEW implementing regulations.

g. Rehabilitation Act of 1973 (PL 93-112) and DOL implementing regulations.

h. Americans With Disabilities Act of 1990 (PL 101-336) and Department of Justice implementing regulations (8 CFR 274a).

i. Immigration Reform and Control Act of 1986 (PL 99-603) and Department of Justice implementing regulations (8 CFR 274a).

- j.* Military Selective Service Act, Section 3, and Selective Service registration information and forms.
- k.* DOL Nonprocurement, Debarment, and Suspension regulations (49 CFR Part 29).
- l.* Iowa Code chapter 7B.
- m.* Iowa Administrative Code 871—Chapter 58.
- n.* Iowa Civil Rights Act of 1965, as amended.
- o.* Federal Executive Order Number Fifteen - Code of Fair Practices (4/2/73).
- p.* Federal Executive Order Number Eleven - Amendments to Executive Order Number Fifteen (3/30/84).
- q.* Other relevant regulations as noted in the JTPA handbook for grantees.

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