

## Attachment D: 2024 Epilogue

This document contains Pennsylvania Department of Labor & Industry (L&I)'s response to a public comment received on the WIOA Performance Assessment policy during the public comment period effective April 3, 2024, through May 2, 2024. The public comment was received due to Training and Employment Notice 24-23 that was published on March 22<sup>nd</sup>, 2024. In alignment with the Policy on Policies, circumstances may dictate immediate action on the part of L&I and its workforce system partners. Consequently, L&I maintains authority to implement required policy outside a typical approval process. Examples include but are not limited to matters pertinent to timely compliance with regulatory or legal mandates. Changes were made to the policy proper as outlined below.

L&I appreciates the local workforce system stakeholder who contributed comments.

### **Comment:**

"Because U.S. Departments of Labor and Education *officially* defined the sixth primary indicator for Effectiveness in Serving Employers, effective March 25, 2024 – [Effectiveness in Serving Employers Final Rule Publication Notice \(dol.gov\)](#) the WIOA Title I Performance Assessment, Change 1 policy should;

1. Add the official definition of the Effectiveness in Serving Employers indicator.
  - a. **Effectiveness in the Serving Employers** is the Retention with the Same Employer in the second and fourth quarters following a participant's exit from a WIOA core program.
2. Update *Table 1. WIOA Title I Program Performance Assessment Criteria* to read "Yes" for the Title I Adult, Dislocated Worker, and Youth programs."

### **Response:**

This comment is appreciated and L&I agrees with the importance of including the *Effectiveness in Serving Employers* definition. However, since this policy covers performance accountability factors that are currently valid to local area performance, *Table 1. WIOA Title I Program Performance Assessment Criteria* will be revised from "N/A" to "Starting in PY 2024".