**IV.** **EXTRA: Workforce Innovation and Opportunity Act (WIOA) Discussion**

A. Subtitle H Independent Living Services and Centers for Independent Living, Chapter 1, Individuals with Significant Disabilities.

1. **Section 472/701A (p. 713)** Administration of the Independent Living Program established within the Administration for Community Living of the Department of Health and Human Services.

* Impact: Look for impact of direction of new administrative agency (not RSA).

2. **Section 474 State Plan (704 p. 716)**

* **(A)** Developed by the chairperson of the SILC and the directors of the of the CILs in the State, after receiving public input from individuals with disabilities and other stakeholders throughout the State; and
* **(B)** signed by –
  + **(i)** the chairperson of the SILC acting on behalf of and at the direction of the council;
  + **(ii)** the director of the designated State entity…;
  + **(iii)** not less than 51 percent of the directors of the CILs in the State.
    - Impact: Directors of CILs have input in development of SPIL and at least 51% must sign off on plan.
* **(E)** by adding at the end of the following: (p. 718)
  + **(5)** Statewideness – The State Plan shall describe strategies for providing independent living services on a statewide basis, to the greatest extent possible.
    - Impact: New consideration to add for the SPIL. Include in the facilitation outline?
* **(2) in subsection (c) – (F)** by adding at the end of the following: (p. 719)
  + **(5)** Retain not more than 5 percent of the funds received by the State for any fiscal year under Part B for the performance of services outlined in paragraphs…
    - Impact: This is a provision to limit the amount charged for administration by the DSU, SILC, CILs, or other stakeholder entities.
* **(O) Promoting Full Access to Community Life** (p. 719)The plan shall describe how the State will provide independent living services in section 7(18) that promote full access to community life for individuals with significant disabilities.
  + Impact: New consideration to add for the SPIL. Include in the facilitation outline?

3. **Section 475 Statewide Independent Living Council/Section 705 (p. 721)**

* **(c) Functions (1) Duties The council shall –**
  + **(A)** Develop the State plan as provided in section 704 (a)(2);
  + **(B)** Monitor, review, and evaluate the implementation of the State plan;
  + **(C)** Meet regularly and ensure that such meetings of the Council are open to the public and sufficient advance notice of such meetings is provided;
  + **(D)** Submit to the Administrator such period reports (keep records, access to records);
  + **(E)** As appropriate, coordinate activities with other entities in the State that provide similar or complementary services to independent living services, such as entities that facilitate the provision of or provide long-term community-based services and supports;
    - Impact: Basic duties worded in more direct language.
* **(2) Authorities – The council may consistent with the plan…unless prohibited by State law (p.722)**
  + **(A)** In order to improve services provided to individuals with disabilities, work with CILs to coordinate services with public and private agencies;
  + **(B)** Conduct resource development activities to support the activities described in this subsection or to support the provision of independent living services by CILs; and
  + **(C)** Perform such other functions consistent with the purpose of this chapter and comparable to other functions described in this subsection as the Council determines to be appropriate.
    - Impact: SILCs can now do planned resourced development consistent with mission, plan, other direction provided by SILC. Other duties consistent with purpose as determined by council can be statewide systems advocacy, youth leadership, etc.

Purpose of Title VII: The purpose of this chapter is to promote a philosophy of independent living, including a philosophy of consumer control, peer support, self-help, self-determination, equal access, and individual and system advocacy, in order to maximize the leadership, empowerment, independence, and productivity of individuals with disabilities, and the integration and full inclusion of individuals with disabilities into the mainstream of American society, by…(providing financial assistance).

* + - * **(3) Limitations – The Council shall not provide independent living services directly to individuals with significant disabilities or manage such services (p. 723).**
        + Impact: As SILCs engage in resource development, it has to be mindful to pursue planned opportunities for SILC, coordinate opportunities for statewide network, but never compete or provide direct IL services (like a CIL).
      * **Section 711A Training and Technical Assistance (p. 728).**
        + **(a)** From the funds appropriated…for any fiscal year…,the Administrator shall reserve(1.8-2%) of the funds to provide either directly or through grants, contracts or cooperative agreements training and technical assistance to SILCs established under section 705 for such fiscal year.
        + **(b)** The Administrator shall conduct a survey of such SILCs regarding training and technical assistance needs in order to determine funding priorities for such training and technical assistance.
        + **(c)** To be eligible to receive a grant or enter into a contract or cooperative agreement…(submit an application to the Administrator).

Impact: New and direct way for SILCs to have training and technical assistance needs addressed. Does this replace SILC Net and APRIL or enhance it?

* + - * **(d) Authorized Use of Funds/Section 713 (p. 729).**
        + **(a)** In general – The State may use funds received under this part to provide resources described in section 705(e) (but may not use more than 30 percent of the funds paid to the State under section 712 for such resources unless the State specifies that a greater percentage of the funds is needed for such resources in a State plan approved under section 706), relating to the SILC, may retain funds under section 704(e)(5), and shall distribute the remainder of the funds under this part in a manner consistent with the approved State plan for the activities described in subsection (b).

Impact: Cannot use more than 30% of the Part B funds for the resource plan of the SILC unless the State indicates that a greater percentage is needed in the approved State plan.

* + - * **(e)** **Authorization of Appropriations/Section 714 (p. 730).**
        + Amends section by striking previous amounts and inserts the following:

$22,878,000 for fiscal year 2015, (7+%)

$24,645,000 for fiscal year 2016, (2%)

$25,156,000 for fiscal year 2017, (2%)

$25,714,000 for fiscal year 2018, (2%)

$26,319,000 for fiscal year 2019, and (2%)

$26,877,000 for fiscal year 2020. (2%)

Impact: Authorizes levels and increases to Part B funds. Congress still has to support and pass each year. President sign. Can be more or less…or none if budget situation is tenuous. However, language makes stronger case for increases.

4. **Subchapter C CILs/Section 481 Program Authorization (p. 731)**

A. **(iii)** Amends section and inserts: reserve not less than 1.8 percent and not more than 2 percent of the funds; and

* **(iv)** Strikes “eligible agencies” and replaces with “centers for independent living and eligible agencies for such fiscal year.
  + Impact: Authorizes increases to Part C funds. Congress still has to support and pass each year. President sign. Can be more or less…or none if budget situation is tenuous. However, language makes stronger case for increases.