



Combined State Plan For Nebraska's Workforce System

Program Years 2020 – 2023

(July 1, 2020 – June 30, 2024)

2022 Modification (effective July 1, 2022 – June 30, 2024)

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Contents

Notes to the reader 6

Overview 7

 Options for Submitting a State Plan..... 7

 How State Plan Requirements Are Organized 8

I. WIOA State Plan Type and Executive Summary 9

 a. WIOA State Plan Type 9

 b. Plan Introduction or Executive Summary 9

II. Strategic Elements 10

 a. Economic, Workforce, and Workforce Development Activities Analysis 10

 1. Economic and Workforce Analysis 10

 2. Workforce Development, Education and Training Activities Analysis 64

 b. State Strategic Vision and Goals 73

 1. Vision..... 73

 2. Goals 73

 3. Performance Goals..... 73

 4. Assessment 73

 c. State Strategy 74

 Progress on selection and prioritization of development of career pathways..... 75

 Progress on identification of barriers to participation in career pathways for priority in-demand industry sectors 76

 Progress on strategies for alignment 77

III. Operational Planning Elements..... 81

 a. State Strategy Implementation 81

 1. State Board Functions 81

 2. Implementation of State Strategy 82

 b. State Operating Systems and Policies 89

 1. The State operating systems that will support the implementation of the State’s strategies. 89

 2. The State policies that will support the implementation of the State’s strategies programs 90

 3. State Program and State Board Overview 101

 4. Assessment and Evaluation of Programs and One-Stop Program Partners 106

 5. Distribution of Funds for Core Programs..... 108

 6. Program Data 110

 7. Priority of Service for Veterans 113

 8. Addressing the Accessibility of the One-Stop Delivery System for Individuals with Disabilities..... 115

 9. Addressing the Accessibility of the One-Stop Delivery System for Individuals who are English Language Learners..... 124

IV. Coordination with State Plan Programs 126

V. Common Assurances (For All Core Programs) 127

VI. Program-Specific Requirements for Core Programs 128

 Program-specific requirements for adult, dislocated worker, and youth activities under Title IB 129

 a. General requirements 129

 b. Adult and Dislocated Workers Program Requirements 139

 c. With respect to youth workforce investment activities authorized in section 129 of WIOA—..... 159

 d. Single-area State Requirements 168

 e. Waiver Requests (optional)..... 169

 Title IB Assurances..... 176

 Adult program performance indicators 176

 Dislocated Program Performance Indicators..... 177

 Youth Program Performance Indicators..... 179

 Program-Specific Requirements for Wagner-Peyser Program (Employment Services) 181

 a. Employment Service Staff 181

 b. Explain how the State will provide information and meaningful assistance to individuals requesting assistance in filing a claim for unemployment compensation through one-stop centers, as required by WIOA as a career service 182

 c. Describe the State’s strategy for providing reemployment assistance to UI claimants and other unemployed individuals 183

 d. Describe how the State will use W-P funds to support UI claimants, and the communication between W-P and UI, as appropriate including the following: 184

 e. Agricultural Outreach Plan (AOP). Each State agency must develop an AOP every four years as part of the Unified or Combined State Plan required under sections 102 or 103 of WIOA. The AOP must include an assessment of need. An assessment need describes the unique needs of farmworkers in the area based on past and projected agricultural and farmworker activity in the State. Such needs may include but are not limited to: employment, training, and housing. ... 185

 Wagner-Peyser Assurances..... 192

 Wagner Peyser Program Performance Indicators 192

Program-specific Requirements for Adult Education and Family Literacy Act Programs	194
a. Aligning of Content Standards.....	194
b. Local Activities.....	194
c. Corrections Education and other Education of Institutionalized Individuals	196
d. Integrated English Literacy and Civics Education Program.....	197
e. State Leadership.....	197
f. Assessing Quality	199
Adult Education and Family Literacy Act Program Certifications	200
Adult Education and Family Literacy Act Program Assurances.....	200
Authorizing or Certifying Representative.....	200
Statement for Loan Guarantees and Loan Insurance.....	201
Section 427 of the General Education Provisions Act (GEPA)	201
Adult Education and Literacy Program Performance Indicators.....	202
Program-Specific Requirements for Vocational Rehabilitation (Combined or General)	204
a. Input of State Rehabilitation Council.....	204
b. Request for Waiver of Statewideness.....	207
c. Cooperative Agreements with Agencies Not Carrying Out Activities Under the Statewide Workforce Development System	207
d. Coordination with Education Officials.....	209
e. Cooperative Agreements with Private Nonprofit Organizations.....	213
f. Arrangements and Cooperative Agreements for the Provision of Supported Employment Services	214
g. Coordination with Employers	214
h. Interagency Cooperation.....	216
i. Comprehensive System of Personnel Development; Data System on Personnel and Personnel Development	217
j. Statewide Assessment.....	223
k. Annual Estimates	230
l. State Goals and Priorities.....	233
m. Order of Selection	239
n. Goals and Plans for Distribution of title VI Funds.....	243
o. State's Strategies	245
p. Evaluation and Reports of Progress: VR and Supported Employment Goals	247
q. Quality, Scope, and Extent of Supported Employment Services	251
Vocational Rehabilitation (Combined or General) Certifications	253
Certification Signature.....	254
Assurances.....	254
Vocational Rehabilitation Program Performance Indicators.....	256
Program-Specific Requirements for Vocational Rehabilitation (Blind).....	259
a. Input of State Rehabilitation Council.....	259
b. Request for Waiver of Statewideness.....	259
c. Cooperative Agreements with Agencies Not Carrying Out Activities Under the Statewide Workforce Development System	259
d. Coordination with Education Officials.....	261
e. Cooperative Agreements with Private Nonprofit Organizations.....	266
f. Arrangements and Cooperative Agreements for the Provision of Supported Employment Services	266
g. Coordination with Employers	267
h. Interagency Cooperation.....	268
i. Comprehensive System of Personnel Development; Data System on Personnel and Personnel Development	269
j. Statewide Assessment.....	274
k. Annual Estimates	278
l. State Goals and Priorities.....	279
m. Order of Selection.....	282
n. Goals and Plans for Distribution of title VI Funds.....	283
o. State's Strategies	284
p. Evaluation and Reports of Progress: VR and Supported Employment Goals	288
q. Quality, Scope, and Extent of Supported Employment Services	293
Vocational Rehabilitation (Blind) Certifications	294
Certification Signature.....	295
Assurances.....	295
Vocational Rehabilitation Program Performance Indicators.....	297
VII. Program-Specific Requirements for Combined State Plan Partner Programs.....	300
Temporary Assistance for Needy Families (TANF)	301

- a. Conduct a program designed to serve all political subdivisions in the State (not necessarily in a uniform manner) that provides assistance to needy families with (or expecting) children and provides parents with job preparation, work, and support services to enable them to leave the program, specifically cash assistance, and become self-sufficient (section 402(a)(1)(A)(i) of the Social Security Act)..... 301
- b. Require a parent or caretaker receiving assistance to engage in work (defined by the State) once the State determines the parent or caretaker is ready to engage in work, or once he or she has received 24 months of assistance, whichever is earlier, consistent with the child care exception at 407(e)(2) (section 402(a)(1)(A)(ii) of the Social Security Act) 306
- c. Ensure that parents and caretakers receiving assistance engage in work in accordance with section 407 (section 402(a)(1)(A)(iii) of the Social Security Act). Consistent with the required strategic elements discussed in section II (a)(2) herein, provide a specific analysis of how the State’s workforce development activities are addressing employment and training services for parents or caretakers receiving assistance 307
- d. Take such reasonable steps as the State deems necessary to restrict the use and disclosure of information about individuals and families receiving assistance under the program attributable to funds provided by the Federal Government (section 402(a)(1)(A)(iv) of the Social Security Act)..... 310
- e. Establish goals and take action to prevent and reduce out-of-wedlock pregnancies, with special emphasis on teenage pregnancies (section 402(a)(1)(A)(v) of the Social Security Act)..... 311
- f. Conduct a program designed to reach State and local law enforcement officials, the education system, and relevant counseling services, that provides education and training on the problem of statutory rape so that teenage pregnancy prevention programs may be expanded to include men (section 402(a)(1)(A)(vi) of the Social Security Act)..... 312
- g. Implement policies and procedures as necessary to prevent access to assistance provided under the State program funded under this part through any electronic fund transaction in an automated teller machine or point-of-sale device located in a place described in section 408(a)(12), including a plan to ensure that recipients of the assistance have adequate access to their cash assistance (section 402(a)(1)(A)(vii) of the Social Security Act) 313
- h. Ensure that recipients of assistance provided under the State program funded under this part have the ability to use or withdraw assistance with minimal fees or charges, including an opportunity to access assistance with no fee or charges, and are provided information on applicable fees and surcharges that apply to electronic fund transactions involving the assistance, and that such information is made publicly available (section 402(a)(1)(A)(viii) of the Social Security Act). 313
- i. Indicate whether it intends to treat families moving from another State differently from other families under the program, and if so how (section 402(a)(1)(B)(i) of the Social Security Act) 314
- j. Indicate whether it intends to provide assistance to non-citizens, and if so include an overview of the assistance (section 402(a)(1)(B)(ii) of the Social Security Act) 314
- k. Set forth objective criteria for the delivery of benefits and the determination of eligibility and for fair and equitable treatment, including an explanation of how it will provide opportunities for recipients who have been adversely affected to be heard in a State administrative or appeal process (section 402(a)(1)(B)(iii) of the Social Security Act) 314
- l. Indicate whether the State intends to assist individuals to train for, seek, and maintain employment (Section 402(a)(1)(B)(v) of the Social Security Act)— 314
- m. Provide for all MOE-funded services the following information: the name of the program benefit or service, and the financial eligibility criteria that families must meet in order to receive that benefit or service. In addition, for TANF MOE-funded services (co-mingled or segregated MOE) describe the program benefit provided to eligible families (SSP services do not have to include a description but the Department of Health and Human Services encourages it) (§263.2(b)(3) & §263.2(c) preamble pages 17826-7)..... 315
- TANF Certifications 317
- Employment and Training Programs Under the Supplemental Nutrition Assistance Program (Programs Authorized Under Section 6(d)(4) of the Food and Nutrition Act of 2008 (7 U.S.C. 2015(d)(4))) 318
 - a. General Requirements [27] 318
 - b. Able-bodied Adults without Dependents (ABAWD) [28] 323
- Trade Adjustment Assistance (TAA)..... 325
- Jobs for Veterans’ State Grants..... 326
 - a. How the State intends to provide employment, training and job placement services to veterans and eligible persons under the JVSG;..... 326
 - b. The duties assigned to DVOP specialists and LVER staff by the State; specifically implementing DVOP and LVER duties or roles and responsibilities as outlined in 38 U.S.C. § 4103A and 4104. These duties must be consistent with current guidance;..... 327
 - c. The manner in which DVOP specialists and LVER staff are integrated into the State’s employment service delivery system or American Job Center; 331
 - d. The Incentive Award program implemented using the 1% grant allocation set aside for this purpose, as applicable;..... 331
 - e. The populations of eligible veterans to be served, including any additional populations designated by the Secretary as eligible for services, and any additional populations specifically targeted by the State Workforce Agency for services from one-stop delivery system partners (e.g., Native American veterans; veterans in remote rural counties or parishes); 333
 - f. How the State implements and monitors the administration of priority of service to covered persons;..... 334
 - g. How the State provides or intends to provide and measure, through both the DVOP and American Job Center staff: 334
 - h. The hire date along with mandatory training completion dates for all DVOP specialists and LVER staff; and 334

- i. Such additional information as the Secretary may require 335
- Unemployment Insurance (UI) 336
 - a. Contents of a Complete UI SQSP Package 336
 - b. Requirements for States electing to include UI in the Combined State Plan..... 359
- Senior Community Service Employment Program (SCSEP)..... 361
 - a. Economic Projections and Impact..... 361
 - b. Service Delivery and Coordination 364
 - c. Location and Population Served, including Equitable Distribution 369
- Performance Indicator Appendix 375
 - All WIOA core programs 375
 - Adult, Dislocated Worker, and Youth Activities - Adult Program Performance Indicators 375
 - Adult, Dislocated Worker, and Youth Activities - Dislocated Program Performance Indicators..... 376
 - Adult, Dislocated Worker, and Youth Activities - Youth Program Performance Indicators 377
 - Wagner-Peyser Act - Wagner Peyser Program Performance Indicators 379
 - Adult Education and Family Literacy Act Program - Adult Education and Literacy Program Performance Indicators 380
 - Vocational Rehabilitation Program (Combined or General) - Vocational Rehabilitation Program Performance Indicators 382
 - Vocational Rehabilitation Program (Blind) - Vocational Rehabilitation Program Performance Indicators..... 383
 - Additional Indicators of Performance..... 385
- Other Appendices 386

Notes to the reader

Federally mandated information requirements appear in *italicized Times New Roman font*, with the exception of some section and subsection titles. Responses to the mandated information requirements appear in regular Times New Roman as part of certain section and subsection description.

If you experience accessibility issues, please email the WIOA Policy mailbox at ndol.wioa_policy@nebraska.gov.

Overview

Under the Workforce Innovation and Opportunity Act (WIOA), the Governor of each State must submit a Unified or Combined State Plan to the Secretary of the U.S. Department of Labor that outlines a four-year strategy for the State's workforce development system. The publicly-funded workforce development system is a national network of Federal, State, regional, and local agencies and organizations that provide a range of employment, education, training, and related services and supports to help all job-seekers secure good jobs while providing businesses with the skilled workers they need to compete in the global economy. States must have approved Unified or Combined State Plans in place to receive funding for core programs. WIOA reforms planning requirements, previously governed by the Workforce Investment Act of 1998 (WIA), to foster better alignment of Federal investments in job training, to integrate service delivery across programs and improve efficiency in service delivery, and to ensure that the workforce system is job-driven and matches employers with skilled individuals. One of WIOA's principal areas of reform is to require States to plan across core programs and include this planning process in the Unified or Combined State Plans. This reform promotes a shared understanding of the workforce needs within each State and fosters development of more comprehensive and integrated approaches, such as career pathways and sector strategies, for addressing the needs of businesses and workers. Successful implementation of many of these approaches called for within WIOA requires robust relationships across programs. WIOA requires States and local areas to enhance coordination and partnerships with local entities and supportive service agencies for strengthened service delivery, including through Unified or Combined State Plans.

Options for Submitting a State Plan

A State has two options for submitting a State Plan—a Unified State Plan or a Combined State Plan. At a minimum, a State must submit a Unified State Plan that meets the requirements described in this document and outlines a four-year strategy for the core programs. The six core programs are—

- *the Adult program (Title I of WIOA),*
- *the Dislocated Worker program (Title I),*
- *the Youth program (Title I),*
- *the Adult Education and Family Literacy Act program (Title II), and*
- *the Wagner-Peyser Act Employment Service program (authorized under the Wagner-Peyser Act, as amended by title III),*
- *the Vocational Rehabilitation program (authorized under Title I of the Rehabilitation Act of 1973, as amended by Title IV).*

Alternatively, a State may submit a Combined State Plan that meets the requirements described in this document and outlines a four-year strategy for WIOA's core programs plus one or more of the Combined State Plan partner programs. When a State includes a Combined State Plan partner program in its Combined State Plan, it need not submit a separate plan or application for that particular program. If included, Combined State Plan partner programs are subject to the "common planning elements" (Sections II-IV of this document) where specified, as well as the program-specific requirements for that program where such planning requirements exist separately for the program. The Combined State Plan partner programs are—

- *Career and technical education programs authorized under the Carl D. Perkins Career and Technical Education Act of 2006, as amended by the Strengthening Career and Technical Education for the 21st Century Act (Perkins V) (20 U.S.C. 2301 et seq.)*
- *Temporary Assistance for Needy Families program (42 U.S.C. 601 et seq.)*
- *Employment and Training programs under the Supplemental Nutrition Assistance Program (programs authorized under section 6(d)(4) of the Food and Nutrition Act of 2008 (7 U.S.C. 2015(d)(4)))*
- *Work programs authorized under section 6(o) of the Food and Nutrition Act of 2008 (7 U.S.C. 2015(o))*
- *Trade Adjustment Assistance for Workers programs (Activities authorized under chapter 2 of title II of the Trade Act of 1974 (19 U.S.C. 2271 et seq.))*
- *Jobs for Veterans State Grants Program (programs authorized under 38, U.S.C. 4100 et. seq.)*
- *Unemployment Insurance programs (programs authorized under State unemployment compensation laws in accordance with applicable Federal law)*
- *Senior Community Service Employment program (programs authorized under title V of the Older Americans Act of 1965 (42 U.S.C. 3056 et seq.))*
- *Employment and training activities carried out by the Department of Housing and Urban Development*
- *Community Services Block Grant (Employment and training activities carried out under the Community Services Block Grant Act (42 U.S.C. 9901 et seq.)) 1*
- *Reintegration of Ex-Offenders program (programs authorized under section 212 of the Second Chance Act of 2007 (42 U.S.C. 17532))*

[1] States that elect to include employment and training activities carried out under the Community Services Block Grant (CSBG) Act (42 U.S.C. 9901 et seq.) under a Combined State Plan would submit all other required elements of a complete CSBG State Plan directly to the Federal agency that administers the program. Similarly, States that elect to include employment and training activities carried out by the Department of Housing and Urban Development that are included would submit all other required elements of a complete State Plan for those programs directly to the Federal agency that administers the program.

How State Plan Requirements Are Organized

The major content areas of the Unified or Combined State Plan include strategic and operational planning elements. WIOA separates the strategic and operational elements to facilitate cross-program strategic planning.

- *The Strategic Planning Elements section includes analyses of the State's economic conditions, workforce characteristics, and workforce development activities. These analyses drive the required vision and goals for the State's workforce development system and alignment strategies for workforce development programs to support economic growth.*
- *The Operational Planning Elements section identifies the State's efforts to support the State's strategic vision and goals as identified in the Strategic Planning Elements section. This section ensures that the State has the necessary infrastructure, policies, and activities to meet its strategic goals, implement its alignment strategy, and support ongoing program development and coordination. Operational planning elements include:

 - *State Strategy Implementation,*
 - *State Operating Systems and Policies,*
 - *Assurances,*
 - *Program-Specific Requirements for the Core Programs, and*
 - *Program-Specific Requirements for the Combined State Plan partner programs. (These requirements are available in a separate supplemental document, Supplement to the Workforce Innovation and Opportunity Act (WIOA) Unified and Combined State Plan Requirements. The Departments are not seeking comments on these particular requirements).**

When responding to Unified or Combined State Plan requirements, States must identify specific strategies for coordinating programs and services for target populations.² States must develop strategies that look beyond strategies for the general population and develop approaches that also address the needs of target populations. Paperwork Reduction Act: The Paperwork Reduction Act of 1995 (PRA) provides that an agency may not conduct, and no person is required to respond to, a collection of information unless it displays a valid OMB control number. Public reporting burden for this information collection is estimated to be 86 hours per state; including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Responding to this collection is required to obtain or retain the Federal grant benefit. In addition, responses to this information collection are public, and the agencies offer no assurances of confidentiality. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the U.S. Department of Labor, Office of Workforce Investment, and reference OMB control number 1205-0522. Note: Please do not return the completed plan to this address.

[2] Target populations include individuals with barriers to employment, as defined in WIOA Sec. 3, as well as veterans, unemployed workers, and youth.

I. WIOA State Plan Type and Executive Summary

a. WIOA State Plan Type

This Combined State Plan includes the Adult, Dislocated Worker, Youth, Wagner-Peyser Act, Adult Education and Family Literacy Act, and Vocational Rehabilitation programs, as well as optional Combined State Plan partner programs identified below.

1. Temporary Assistance for Needy Families program (42 U.S.C. 601 et seq.)
2. Employment and Training programs under the Supplemental Nutrition Assistance Program (programs authorized under section 6(d)(4) of the Food and Nutrition Act of 2008 (7 U.S.C. 2015(d)(4)))
3. Trade Adjustment Assistance for Workers programs (activities authorized under chapter 2 of title II of the Trade Act of 1974 (19 U.S.C. 2271 et seq.))
4. Jobs for Veterans State Grants Program (programs authorized under 38, U.S.C. 4100 et. seq.)
5. Unemployment Insurance programs (programs authorized under State unemployment compensation laws in accordance with applicable Federal law)
6. Senior Community Service Employment program (programs authorized under title V of the Older Americans Act of 1965 (42 U.S.C. 3056 et seq.))

b. Plan Introduction or Executive Summary

This plan does not include an introduction or executive summary.

II. Strategic Elements

The Unified or Combined State Plan must include a Strategic Planning Elements section that analyzes the State's current economic environment and identifies the State's overall vision for its workforce development system. The required elements in this section allow the State to develop data-driven goals for preparing an educated and skilled workforce and to identify successful strategies for aligning workforce development programs to support economic growth. Unless otherwise noted, all Strategic Planning Elements apply to Combined State Plan partner programs included in the plan as well as to core programs.

a. Economic, Workforce, and Workforce Development Activities Analysis

The Unified or Combined State Plan must include an analysis of the economic conditions, economic development strategies, and labor market in which the State's workforce system and programs will operate.

1. Economic and Workforce Analysis

A. Economic Analysis

The Unified or Combined State Plan must include an analysis of the economic conditions and trends in the State, including sub-State regions and any specific economic areas identified by the State. This must include—

i. Existing Demand Industry Sectors and Occupations

Provide an analysis of the industries and occupations for which there is existing demand.

ii. Emerging Demand Industry Sectors and Occupations

Provide an analysis of the industries and occupations for which demand is emerging.

iii. Employers' Employment Needs

With regard to the industry sectors and occupations identified in (A)(i) and (ii), provide an assessment of the employment needs of employers, including a description of the knowledge, skills, and abilities required, including credentials and licenses.

Economic analysis

Nebraska covers 76,824 square miles, making it the 16th largest state in terms of geographic area.¹ Nebraska's population is estimated at 1,929,504, with approximately 56 percent of the state's population concentrated in Douglas, Lancaster, and Sarpy Counties (i.e., Omaha and Lincoln metro areas).²

Nebraska offers a variety of demand industry sectors and occupations that provide family-sustaining wages; a 93.6 cost of living index that ranked 19th in the nation on average for 2021;³ and appealing tax incentives for new and existing businesses.

Gross domestic product

Table 1 provides a comparison of the growth of Nebraska's gross domestic product (GDP) for all industries to the growth of the national GDP for all industries. Table 1 also shows that the percent change in growth of Nebraska's current dollar and real GDP (in chained 2012 dollars) from year to year for Nebraska increased at a rate lesser than that of the national GDP growth rate, with the exception of years 2015 and 2020. It is notable that the negative impact of the pandemic on Nebraska's GDP, real and current dollar, was not as significant as that experienced by the nation as a whole.

¹ United States Census Bureau, "QuickFacts Nebraska," <https://www.census.gov/quickfacts/NE> [accessed January 6, 2022]

² Ibid.

³ Missouri Department of Economic Development, Missouri Economic Research and Information Center, "Cost of Living Data Series Annual Average Series 2021," <https://meric.mo.gov/data/cost-living-data-series> [accessed January 6, 2022]

Table 1. Gross Domestic Product – All industries: Nebraska/US comparison

Year	Nebraska real GDP (millions of chained 2012 dollars)	Nebraska real GDP % change from previous year	United States real GDP (millions of chained 2012 dollars)	United States real GDP % change from previous year	Nebraska current-dollar GDP (millions of current dollars)	Nebraska current-dollar GDP % change from previous year	United States current-dollar GDP (millions of current dollars)	United States current-dollar GDP % change from previous year
2015	111,401	3.2	17,390,295	2.7	116,514	4.1	18,206,023	3.7
2016	112,611	1.1	17,680,274	1.7	118,145	1.4	18,695,106	2.7
2017	114,480	1.7	18,079,084	2.3	121,946	3.2	19,479,623	4.2
2018	116,904	2.1	18,606,787	2.9	126,922	4.1	20,527,159	5.4
2019	118,286	1.2	19,032,672	2.3	131,352	3.5	21,372,582	4.1
2020	117,664	-0.5	18,384,687	-3.4	133,439	1.6	20,893,746	-2.2

Source: United States Department of Commerce, Bureau of Economic Analysis, "GDP & Personal Income, Regional Data," <https://apps.bea.gov/itable/iTable.cfm?ReqID=70&step=1> [accessed January 6, 2022]

Table 2. Gross Domestic Product growth comparison all industries: Grand Island MSA to Nebraska

Year	Grand Island MSA real GDP (millions of chained 2012 dollars)	Grand Island MSA real GDP % change from previous year	Nebraska real GDP (millions of chained 2012 dollars)	Nebraska real GDP % change from previous year	Grand Island current-dollar GDP (millions of current dollars)	Grand Island current-dollar GDP % change from previous year	Nebraska current-dollar GDP (millions of current dollars)	Nebraska current-dollar GDP % change from previous year
2015	3,872	0.0	111,401	3.2	4,084	0.0	116,514	4.1
2016	3,912	1.0	112,611	1.1	4,151	0.1	118,145	1.4
2017	3,814	-2.5	114,480	1.7	4,096	-2.5	121,946	3.2
2018	3,801	-0.4	116,904	2.1	4,114	-0.4	126,922	4.1
2019	3,835	0.9	118,286	1.2	4,291	0.9	131,352	3.5
2020	3,734	-2.6	117,664	-0.5	4,291	-2.6	133,439	1.6

Source: United States Department of Commerce, Bureau of Economic Analysis, "GDP & Personal Income, Regional Data," <https://apps.bea.gov/itable/iTable.cfm?ReqID=70&step=1> [accessed January 6, 2022]

Table 3. Gross Domestic Product growth comparison all industries: Lincoln MSA to Nebraska

Year	Lincoln MSA real GDP (millions of chained 2012 dollars)	Lincoln MSA real GDP % change from previous year	Nebraska real GDP (millions of chained 2012 dollars)	Nebraska real GDP % change from previous year	Lincoln MSA current-dollar GDP (millions of current dollars)	Lincoln MSA current-dollar GDP % change from previous year	Nebraska current-dollar GDP (millions of current dollars)	Nebraska current-dollar GDP % change from previous year
2015	16,475	3.5	111,401	3.2	17,627	6.1	116,514	4.1
2016	16,663	1.1	112,611	1.1	18,085	2.6	118,145	1.4
2017	17,527	5.2	114,480	1.7	19,240	6.4	121,946	3.2
2018	17,940	2.4	116,904	2.1	20,148	4.7	126,922	4.1
2019	18,191	1.4	118,286	1.2	20,875	3.6	131,352	3.5
2020	17,996	-1.2	117,664	-0.5	21,155	1.3	133,439	1.6

Source: United States Department of Commerce, Bureau of Economic Analysis, "GDP & Personal Income, Regional Data," <https://apps.bea.gov/itable/iTable.cfm?ReqID=70&step=1#panel-1> [accessed January 10, 2022]

Table 4. Gross Domestic Product growth comparison all industries: Omaha-Council Bluffs MSA to Nebraska

Year	Omaha-CB MSA real GDP (millions of chained 2012 dollars)	Omaha-CB MSA real GDP % change from previous year	Nebraska real GDP (millions of chained 2012 dollars)	Nebraska real GDP % change from previous year	Omaha-CB MSA current-dollar GDP (millions of current dollars)	Omaha-CB MSA current-dollar GDP % change from previous year	Nebraska current-dollar GDP (millions of current dollars)	Nebraska current-dollar GDP % change from previous year
2015	55,158	3.1	111,401	3.2	58,831	5.4	116,514	4.1
2016	55,203	0.1	112,611	1.1	59,723	1.5	118,145	1.4
2017	57,550	4.3	114,480	1.7	62,974	5.4	121,946	3.2
2018	58,778	2.1	116,904	2.1	65,769	4.4	126,922	4.1

Year	Omaha-CB MSA real GDP (millions of chained 2012 dollars)	Omaha-CB MSA real GDP % change from previous year	Nebraska real GDP (millions of chained 2012 dollars)	Nebraska real GDP % change from previous year	Omaha-CB MSA current-dollar GDP (millions of current dollars)	Omaha-CB MSA current-dollar GDP % change from previous year	Nebraska current-dollar GDP (millions of current dollars)	Nebraska current-dollar GDP % change from previous year
2019	59,791	1.7	118,286	1.2	68,413	4.0	131,352	3.5
2020	58,968	-1.4	117,664	-0.5	69,123	1.0	133,439	1.6

Source: United States Department of Commerce, Bureau of Economic Analysis, “GDP & Personal Income, Regional Data,” <https://apps.bea.gov/itable/iTable.cfm?ReqID=70&step=1#panel-1> [accessed January 10, 2022]

Personal income

Table 5 provides a comparison of Nebraska’s personal income growth (all sources) against national personal income growth (all sources). Nebraska’s percent change for 2020 exceeded the national percent change but lagged behind the national percent change for years 2015 through 2019.

Table 5. Personal income growth comparison all sources: Nebraska to US comparison

Year	Nebraska personal income (millions of dollars)	Nebraska personal income % change from previous year	US personal income (millions of dollars)	US personal income % change from previous year
2015	96,282	4.1	15,681,233	4.8
2016	94,838	-1.5	16,092,713	2.6
2017	97,112	2.4	16,845,028	4.7
2018	101,204	4.2	17,681,159	5.0
2019	104,430	3.2	18,402,004	4.1
2020	111,545	6.8	19,607,447	6.6

Source: United States Department of Commerce, Bureau of Economic Analysis, “GDP & Personal Income, Regional Data,” <https://apps.bea.gov/itable/iTable.cfm?ReqID=70&step=1> [accessed January 10, 2022]

Tables 6, 7, and 8 provide comparisons of personal income growth (all sources) for the Grand Island, Lincoln, and Omaha-Council Bluffs metropolitan statistical areas (MSAs) against Nebraska’s personal income growth (all sources).

1. Grand Island MSA (Table 6)
 - a. The percent change for Grand Island MSA personal income exceeded the State’s for 2015, 2016, 2019, and 2020 but lagged behind the State for years 2017 and 2018.
2. Lincoln MSA (Table 7)
 - a. The percent change for Lincoln MSA personal income exceeded the State’s for years 2015 through 2018 but lagged behind the State’s in 2019 and 2020.
3. Omaha-Council Bluffs MSA (Table 8)
 - a. Like the Lincoln MSA, the percent change for Omaha-Council Bluffs MSA personal income exceeded the State’s for years 2015 through 2018 but lagged behind the State’s in 2019 and 2020.

Table 6. Personal income growth comparison all sources: Grand Island MSA to Nebraska

Year	Grand Island MSA personal income (millions of dollars)	Grand Island MSA personal income % change from previous year	Nebraska personal income (millions of dollars)	Nebraska personal income % change from previous year
2015	3,173	4.6	96,282	4.1
2016	3,163	-0.3	94,838	-1.5
2017	3,227	2.0	97,112	2.4
2018	3,269	1.3	101,204	4.2
2019	3,394	3.8	104,430	3.2
2020	3,644	7.4	111,545	6.8

Source: United States Department of Commerce, Bureau of Economic Analysis, “GDP & Personal Income, Regional Data,” <https://apps.bea.gov/itable/iTable.cfm?ReqID=70&step=1#panel-1> [accessed January 10, 2022]

Table 7. Personal income growth comparison all sources: Lincoln MSA to Nebraska

Year	Lincoln MSA personal income (millions of dollars)	Lincoln MSA personal income % change from previous year	Nebraska personal income (millions of dollars)	Nebraska personal income % change from previous year
2015	14,669	5.3	96,282	4.1
2016	14,967	2.0	94,838	-1.5
2017	15,704	4.9	97,112	2.4
2018	16,509	5.1	101,204	4.2
2019	16,976	2.8	104,430	3.2
2020	17,924	5.6	111,545	6.8

Source: United States Department of Commerce, Bureau of Economic Analysis, "GDP & Personal Income, Regional Data," <https://apps.bea.gov/itable/itable.cfm?ReqID=70&step=1#panel-1> [accessed January 10, 2022]

Table 8. Personal income growth comparison all sources: Omaha-Council Bluffs MSA to Nebraska

Year	Omaha-CB MSA personal income (millions of dollars)	Omaha-CB MSA personal income % change from previous year	Nebraska personal income (millions of dollars)	Nebraska personal income % change from previous year
2015	14,669	5.3	96,282	4.1
2016	14,967	2.0	94,838	-1.5
2017	15,704	4.9	97,112	2.4
2018	16,509	5.1	101,204	4.2
2019	16,976	2.8	104,430	3.2
2020	17,924	5.6	111,545	6.8

Source: United States Department of Commerce, Bureau of Economic Analysis, "GDP & Personal Income, Regional Data," <https://apps.bea.gov/itable/itable.cfm?ReqID=70&step=1#panel-1> [accessed January 10, 2022]

Existing and emerging demand industry sectors and occupations

INDUSTRY SECTORS

Tables 9 and 10 provide data on Nebraska's top 10 industry sectors. Table 9 ranks emerging industry sectors based on projected numeric changes in employment levels from 2018 to 2028. Based solely on projected numeric changes, the top five emerging industry sectors in Nebraska are:

1. services-providing, with a projected employment level increase of 47,516;
2. health care and social assistance, with a projected increase of 16,692;
3. goods producing, with a projected increase of 11,709;
4. educational services (including state and local government), with projected increase of 5,748; and
5. professional, scientific, and technical services, with a projected increase of 5,170.

Table 10 ranks emerging industry sectors based on percent changes in employment levels, from 2018 to 2028. Based solely on projected percent changes, the top five emerging industry sectors in Nebraska are:

1. arts, entertainment, and recreation, with a projected percent increase of 12.17 percent;
2. health care and social assistance, with a projected increase of 11.54 percent;
3. professional, scientific, and technical services, with a projected increase of 11.40 percent;
4. construction, with a projected increase of 8.05 percent; and
5. real estate, rental, and leasing, with a projected increase of 6.95 percent.

Table 9. Top 10 emerging demand industry sectors based on numeric change in employment levels from 2018 to 2028

Rank	Industry title	2018 annual employment	2028 projected employment	Numeric change
-	Total	1,131,232	1,193,633	62,401
-	Self-employed workers	56,058	59,234	3,176
-	Total wage and salary employment	1,075,174	1,134,399	59,225
1	Services-providing	865,202	912,718	47,516
2	Health care and social assistance	144,626	161,318	16,692
3	Goods-producing	209,972	221,681	11,709
4	Educational services (including state and local government)	103,115	108,863	5,748

Rank	Industry title	2018 annual employment	2028 projected employment	Numeric change
5	Professional, scientific, and technical services	45,364	50,534	5,170
6	Manufacturing	99,287	103,915	4,628
7	Construction	52,153	56,350	4,197
8	Accommodation and food services	77,658	81,807	4,149
9	Finance and insurance	65,625	69,203	3,578
10	Transportation and warehousing	51,600	54,432	2,832

Source: Nebraska Department of Labor, NEworks, Labor Market Data, Data Download Center, "Long-term Industry Employment Projections, Nebraska Statewide," <https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Nebraska%20LTIP.xlsx> [accessed January 11, 2022]

Table 10. Top 10 emerging demand industry sectors based on percent change in employment levels from 2018 to 2028

Rank	Industry title	2018 annual employment	2028 projected employment	% change
-	Total	1,131,232	1,193,633	5.52
-	Self-employed workers	56,058	59,234	5.67
-	Total wage and salary employment	1,075,174	1,134,399	5.51
1	Arts, entertainment, and recreation	14,894	16,707	12.17
2	Health care and social assistance	144,626	161,318	11.54
3	Professional, scientific, and technical services	45,364	50,534	11.40
4	Construction	52,153	56,350	8.05
5	Real estate and rental and leasing	10,050	10,748	6.95
6	Mining	1,081	1,142	5.64
7	Goods-producing	209,972	221,681	5.58
8	Educational services (including state and local gov)	103,115	108,863	5.57
9	Services-providing	865,202	912,718	5.49
10	Transportation and warehousing	51,600	54,432	5.49

Source: Nebraska Department of Labor, NEworks, Labor Market Data, Data Download Center, "Long-term Industry Employment Projections, Nebraska Statewide," <https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Nebraska%20LTIP.xlsx> [accessed January 11, 2022]

OCCUPATIONS

Tables 11 and 12 provide data on Nebraska's top 20 emerging demand occupations. Table 11 ranks emerging demand occupations based on projected numeric changes in employment levels from 2018 to 2028. Based solely on projected numeric changes, the top five emerging demand occupations in Nebraska are:

1. registered nurses, with a projected employment level increase of 2,905;
2. combined food preparation and serving workers, including fast food, with a projected increase of 2,781;
3. heavy and tractor-trailer truck drivers, with a projected increase of 1,854;
4. personal care aides, with a projected increase of 1,401; and
5. general and operations managers, with a projected increase of 1,313.

Table 12 ranks emerging demand occupations based on percent changes in employment levels from 2018 to 2028. Based solely on projected percent changes, the top five emerging demand occupations in Nebraska are:

1. occupational therapy assistants, with a projected increase of 40.52 percent;
2. physical therapy assistants, with a projected increase of 31.75 percent;
3. information security analysts, with a projected increase of 31.02 percent;
4. physician assistants, with a projected increase of 29.57 percent; and
5. home health aides, with a projected increase of 26.86 percent.

Table 11. Top 20 emerging demand occupations based on numeric change in employment levels from 2018 to 2028

Rank	SOC	SOC title	2018 estimated employment	2028 projected employment	Numeric change
1	29-1141	Registered nurses	26,536	29,486	2,950
2	35-3021	Combined food preparation and serving workers, including fast food	24,658	27,439	2,781
3	53-3032	Heavy and tractor-trailer truck drivers	29,512	31,366	1,854

Rank	SOC	SOC title	2018 estimated employment	2028 projected employment	Numeric change
4	39-9021	Personal care aides	7,133	8,534	1,401
5	11-1021	General and operations managers	17,326	18,639	1,313
6	37-2011	Janitors and cleaners, except maids and housekeeping cleaners	16,239	17,443	1,204
7	15-1132	Software developers, applications	4,864	6,044	1,180
8	53-7062	Laborers and freight, stock, and material movers, hand	16,624	17,692	1,068
9	31-1014	Nursing assistants	15,662	16,718	1,056
10	35-2014	Cooks, restaurant	6,285	7,332	1,047
11	11-9013	Farmers, ranchers, and other agricultural managers	12,678	13,722	1,044
12	31-1011	Home health aides	3,492	4,430	938
13	13-2011	Accountants and auditors	9,906	10,685	779
14	41-4012	Sales representatives, wholesale and manufacturing, except technical and scientific products	11,463	12,185	722
15	29-2061	Licensed practical and licensed vocational nurses	5,879	6,578	699
16	13-1161	Market research analysts and marketing specialists	3,569	4,264	695
17	37-3011	Landscaping and groundskeeping workers	7,350	8,044	694
18	51-3022	Meat, poultry, and fish cutters and trimmers	9,881	10,571	690
19	31-9092	Medical assistants	3,073	3,762	689
20	45-2093	Farmworkers, farm, ranch, and aquacultural animals	11,780	12,459	679

Source: Nebraska Department of Labor, NEworks, Labor Market Data, Download Center, "High Wage, High Skill, High Demand (H3) Occupations," <https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Nebraska%20LTOP.xlsx> [accessed January 29, 2022]

Table 12. Top 20 emerging demand occupations based on percent change in employment levels from 2018 to 2028

Rank	SOC	SOC title	2018 estimated employment	2028 projected employment	% change
1	31-2011	Occupational therapy assistants	153	215	40.52
2	31-2021	Physical therapist assistants	885	1,166	31.75
3	15-1122	Information security analysts	677	887	31.02
4	29-1071	Physician assistants	1,312	1,700	29.57
5	31-1011	Home health aides	3,492	4,430	26.86
6	15-2031	Operations research analysts	1,123	1,418	26.27
7	29-2091	Orthotists and prosthetists	46	58	26.09
8	15-2041	Statisticians	284	356	25.35
9	51-4012	Computer numerically controlled machine tool programmers, metal and plastic	103	128	24.27
10	15-1132	Software developers, applications	4,864	6,044	24.26
11	49-9081	Wind turbine service technicians	123	151	22.76
12	49-3091	Bicycle repairers	22	27	22.73
13	29-1123	Physical therapists	1,759	2,158	22.68
14	31-9092	Medical assistants	3,073	3,762	22.42
15	31-9011	Massage therapists	464	566	21.98
16	53-3041	Taxi drivers and chauffeurs	2,528	3,064	21.20
17	13-2071	Credit counselors	1,227	1,483	20.86
18	29-1129	Therapists, all other	116	140	20.69
19	29-1161	Nurse midwives	39	47	20.51
20	51-9082	Medical appliance technicians	39	47	20.51

Source: Nebraska Department of Labor, NEworks, Labor Market Data, Download Center, "High Wage, High Skill, High Demand (H3) Occupations," <https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Nebraska%20LTOP.xlsx> [accessed January 29, 2022]

Employers’ employment needs

Tables 13 and 14 provide data on education and job-training requirements for emerging demand occupations in Nebraska. Table 13 identifies education and job training requirements for the top 20 emerging demand occupations based on projected numeric changes in employment levels from 2018 through 2028. (Refer to Table 11.)

- 7 occupations do not require a formal educational credential with:
 - 6 requiring no work experience and short-term on-the-job training
 - 1 requiring less than 5 years’ experience with moderate-term on-the-job training
- 4 occupations require a high school diploma or GED with:
 - 2 requiring no work experience and short-term on-the-job training
 - 1 requiring no work experience and moderate-term on-the-job training
 - 1 requiring 5 or more years work but no on-the-job training
- 4 occupations require a postsecondary non-degree award with:
 - none requiring work experience
 - 3 requiring no on-the-job training
 - 1 requiring short-term on-the-job training
- 5 occupations require a bachelor’s degree with:
 - 4 requiring no work experience but no on-the-job training
 - 1 requiring 5 or more years of work experience but no on-the-job training

Table 14 identifies education and job-training requirements for the top 20 emerging demand occupations based on projected percent changes in employment levels from 2018 through 2028. (Refer to Table 12.)

- 1 occupation does not require a formal educational credential or work experience but does require short-term on-the-job training
- 3 occupations require a high school diploma or GED with:
 - 1 requiring no work experience but requires short-term on-the-job training
 - 2 requiring no work experience but requires moderate-term on-the-job training
- 4 occupations require a postsecondary non-degree award with:
 - 2 requiring no work experience or on-the-job training
 - 1 requiring no work experience but requires moderate-term on-the-job training
 - 1 requiring no work experience but requires long-term on-the-job training
- 2 occupations require an associate degree but neither requires work experience or on-the-job training
- 5 occupations require a bachelor’s degree with:
 - 3 requiring no work experience or on-the-job training
 - 1 requiring less than 5 years’ experience but no on-the-job training
 - 1 requiring no work experience but requires moderate-term on-the-job training
- 4 occupations require a master’s degree with:
 - 3 requiring no work experience or on-the-job training
 - 1 requiring no work experience but requires internship or residency
- 1 occupation requires a doctoral or professional degree but does not require work experience or on-the-job training

Table 13. Education and job training requirements for top 20 emerging demand occupations based on numeric changes in employment levels from 2018 to 2028

Rank	SOC	SOC title	Education	Work experience	Job training
1	29-1141	Registered nurses	Bachelor's degree	None	None
2	35-3021	Combined food preparation and serving workers, including fast food	No formal educational credential	None	Short-term on-the-job training
3	53-3032	Heavy and tractor-trailer truck drivers	Postsecondary non-degree award	None	Short-term on-the-job training
4	39-9021	Personal care aides	High school diploma or equivalent	None	Short-term on-the-job training
5	11-1021	General and operations managers	Bachelor's degree	5 years or more	None
6	37-2011	Janitors and cleaners, except maids and housekeeping cleaners	No formal educational credential	None	Short-term on-the-job training
7	15-1132	Software developers, applications	Bachelor's degree	None	None
8	53-7062	Laborers and freight, stock, and material movers, hand	No formal educational credential	None	Short-term on-the-job training

Rank	SOC	SOC title	Education	Work experience	Job training
9	31-1014	Nursing assistants	Postsecondary non-degree award	None	None
10	35-2014	Cooks, restaurant	No formal educational credential	Less than 5 years	Moderate-term on-the-job training
11	11-9013	Farmers, ranchers, and other agricultural managers	High school diploma or equivalent	5 years or more	None
12	31-1011	Home health aides	High school diploma or equivalent	None	Short-term on-the-job training
13	13-2011	Accountants and auditors	Bachelor's degree	None	None
14	41-4012	Sales representatives, wholesale and manufacturing, except technical and scientific products	High school diploma or equivalent	None	Moderate-term on-the-job training
15	29-2061	Licensed practical and licensed vocational nurses	Postsecondary non-degree award	None	None
16	13-1161	Market research analysts and marketing specialists	Bachelor's degree	None	None
17	37-3011	Landscaping and groundskeeping workers	No formal educational credential	None	Short-term on-the-job training
18	51-3022	Meat, poultry, and fish cutters and trimmers	No formal educational credential	None	Short-term on-the-job training
19	31-9092	Medical assistants	Postsecondary non-degree award	None	None
20	45-2093	Farmworkers, farm, ranch, and aquacultural animals	No formal educational credential	None	Short-term on-the-job training

Source: Nebraska Department of Labor, NEworks, Labor Market Data, Download Center, "High Wage, High Skill, High Demand (H3) Occupations," <https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Nebraska%20LTOP.xlsx> [accessed January 29, 2022]

Table 14. Education and job training requirements for the top 20 emerging demand occupations based on percent change in employment levels, 2018 - 2028

Rank	SOC	SOC title	Education	Work experience	Job training
1	31-2011	Occupational therapy assistants	Associate degree	None	None
2	31-2021	Physical therapist assistants	Associate degree	None	None
3	15-1122	Information security analysts	Bachelor's degree	Less than 5 years	None
4	29-1071	Physician assistants	Master's degree	None	None
5	31-1011	Home health aides	High school diploma or equivalent	None	Short-term on-the-job training
6	15-2031	Operations research analysts	Bachelor's degree	None	None
7	29-2091	Orthotists and prosthetists	Master's degree	None	Internship/residency
8	15-2041	Statisticians	Master's degree	None	None
9	51-4012	Computer numerically controlled machine tool programmers, metal and plastic	Postsecondary non-degree award	None	Moderate-term on-the-job training
10	15-1132	Software developers, applications	Bachelor's degree	None	None
11	49-9081	Wind turbine service technicians	Postsecondary non-degree award	None	Long-term on-the-job training
12	49-3091	Bicycle repairers	High school diploma or equivalent	None	Moderate-term on-the-job training
13	29-1123	Physical therapists	Doctoral or professional degree	None	None
14	31-9092	Medical assistants	Postsecondary non-degree award	None	None

Rank	SOC	SOC title	Education	Work experience	Job training
15	31-9011	Massage therapists	Postsecondary non-degree award	None	None
16	53-3041	Taxi drivers and chauffeurs	No formal educational credential	None	Short-term on-the-job training
17	13-2071	Credit counselors	Bachelor's degree	None	Moderate-term on-the-job training
18	29-1129	Therapists, all other	Bachelor's degree	None	None
19	29-1161	Nurse midwives	Master's degree	None	None
20	51-9082	Medical appliance technicians	High school diploma or equivalent	None	Moderate-term on-the-job training

Source: Nebraska Department of Labor, NEworks, Labor Market Data, Download Center, “High Wage, High Skill, High Demand (H3) Occupations,” <https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Nebraska%20LTOP.xlsx> [accessed January 29, 2022]

Statewide COVID impacts and teleworking⁴

Introduction

In the fall and winter of 2020, the Nebraska Department of Labor (NDOL), the Nebraska Department of Economic Development (NDED), and the Bureau of Sociological Research at the University of Nebraska-Lincoln (BOSR), collaborated on a project designed to measure the impact of the coronavirus pandemic on businesses, labor availability, and working from home/teleworking. This report presents results from two surveys, the Coronavirus Pandemic Labor Availability Survey (LAS) and the Statewide Survey of Hiring Needs and Pandemic Impacts. The LAS questionnaire was mailed to households to gather information from potential job seekers, such as unemployed individuals or active job seekers, employed people who would change their job if the right opportunity came along, and people who were not working but may reenter the labor force. NDOL asked questions about benefits, workplace impacts of the coronavirus pandemic, working from home/teleworking, and future job considerations. The Statewide Survey of Hiring Needs and Pandemic Impacts was designed to gather detailed information on the hiring needs and priorities of Nebraska businesses. The survey had four sections characteristics of an organization and requirements for new workers; benefits offered; working from home; and impacts the pandemic has had on the business.

Information was gathered from employers about their most frequently hired occupations and factors that may contribute to hiring difficulties. Private business establishments across 18 industries were surveyed. Establishments with local, state, or federal employment (i.e., public schools, public utilities, and post offices) were not surveyed. Business establishments with three or more employees were included in the survey sample, based on by the number of employees reported for the second quarter (April – June) of 2020, according to NDOL Unemployment Insurance data. Results were collected from 1,263 business establishments and 1,488 households across the state.

Business operations and hiring

More than 85 percent of businesses reported being significantly impacted by the pandemic. More than 1 in 6 business establishments reported temporary layoffs and more than a quarter of businesses reported making changes to the services or products they offered in response to pandemic-related disruptions. More than 70 percent of employers reported a job that was difficult to fill, and more than half reported a job that had historically been difficult to hire had become more so since the onset of the pandemic. When compared to studies conducted by NDOL between 2015 and 2018, the percentage of employers reporting hiring difficulty due to applicants' lack of required licenses/certificates and lack of required education increased by 81 percent and 49.8 percent, respectively. The percentage of potential job seekers indicating that opportunities to telecommute was a very important factor when considering new job opportunities increased nearly 140 percent when compared to earlier studies. Nearly 65 percent of employers reported offering paid coronavirus-related sick leave to all full-time employees and just over 50 percent to all part-time employees. (Tables 15 through 22 provide related data.)

⁴ Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 22, 2022]

Table 15. Profile of responding businesses

Characteristic	Percentage
Size of business	-
Less than 5 employees	11.5
5 to 9	15.4
10 to 24	25.5
25 to 49	16.2
50 to 99	13.5
100 or more	17.9
Industry	-
Manufacturing	8.0
Arts, entertainment, and recreation	7.4
Health care and social assistance	6.9
Educational services	6.7
Construction	6.6
Other services	6.4
Wholesale trade	6.3
Professional, scientific, and technical services	6.2
Accommodation and food services	6.0
Retail trade	5.9
Finance and insurance	5.5
Management of companies and enterprises	5.3
Administrative and waste services	5.2
Transportation and warehousing	5.1
Real estate and rental and leasing	4.6
Information	4.4
Mining, quarrying, and oil and gas extraction	2.3
Utilities	1.4
Area type	-
Metropolitan	63.1
Non-metropolitan	36.9

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "Statewide COVID Impacts and Teleworking Report," https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 22, 2022]

Table 16. Operating and employment characteristics of responding businesses

Characteristic	Percentage
Years in operation	-
Less than 1 year	0.8
1 to 5	8.4
6 to 10	8.4
More than 10	72.7
Workers by employment status	-
Full-time	77.7
Part-time	22.3
Workers by employment type	-
Permanent	87.7
Temporary	2.8
Seasonal	9.6
Hiring	-
At least 1 job opening	50.9
Hired or tried to hire since March 2020	75.8

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "Statewide COVID Impacts and Teleworking Report," https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 22, 2022]

Table 17. Employment status of potential job seekers and non-seekers

Characteristic	Percentage
Employed	-
Potential job seeker	77.1
Non-seeker	60.7

Characteristic	Percentage
Unemployed	-
Potential job seeker	11.6
Non-seeker	25.2
Retired	-
Potential job seeker	4.2
Non-seeker	9.5
Self-employed	-
Potential job seeker	3.6
Non-seeker	2.2
Student	-
Potential job seeker	2.5
Non-seeker	2.2
Homemaker	-
Potential job seeker	1.0
Non-seeker	0.2

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 22, 2022]

Table 18. Ages of potential job seekers and non-seekers

Characteristic	Percentage
24 and under	-
Potential job seeker	6.1
Non-seeker	1.4
25 to 34	-
Potential job seeker	23.5
Non-seeker	13.2
35 to 44	-
Potential job seeker	31.9
Non-seeker	24.9
45 to 54	-
Potential job seeker	14.8
Non-seeker	12.8
55 to 64	-
Potential job seeker	18.2
Non-seeker	20.8
65 and over	-
Potential job seeker	5.5
Non-seeker	26.9

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 22, 2022]

Table 19. Sex of potential job seekers and non-seekers

Characteristic	Percentage
Male	-
Potential job seeker	49.1
Non-seeker	50.2
Female	-
Potential job seeker	50.9
Non-seeker	49.8

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 22, 2022]

Of those who reported their age and gender, nearly one quarter of potential job seekers were 55 or older and slightly more than half were female, both of which are generally in line with the State’s overall demographics and previous labor availability surveys.

Table 20. Education of potential job seeker

Characteristic	Percentage
Less than high school	1.5
High school graduate or GED	21.7
Technical or vocational degree	8.3
Associate or 2-year degree	14.3
Bachelor's or 4-year degree	35.0
Graduate or professional degree	19.1

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "Statewide COVID Impacts and Teleworking Report," https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 22, 2022]

Table 21. Impacts on business operations

Characteristic	Percentage
New process improvements or efficiencies	44.1
Hiring difficulties	41.1
Changes to products or services	27.0
Temporary layoffs	17.3
Temporary closure	16.0
Permanent layoffs	7.6

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "Statewide COVID Impacts and Teleworking Report," https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 22, 2022]

Table 22. Percent of business establishments reporting pandemic-related layoffs, temporary and permanent

Characteristic	Percentage
All industries	-
Temporary layoffs	17.3
Permanent layoffs	7.6
Accommodation and food services	-
Temporary layoffs	50.9
Permanent layoffs	11.0
Arts, entertainment, and recreation	-
Temporary layoffs	49.6
Permanent layoffs	20.7
Educational services	-
Temporary layoffs	32.5
Permanent layoffs	7.0
Other services	-
Temporary layoffs	31.7
Permanent layoffs	8.0
Management of companies and enterprises	-
Temporary layoffs	16.2
Permanent layoffs	13.6
Manufacturing	-
Temporary layoffs	14.9
Permanent layoffs	10.3
Information	-
Temporary layoffs	13.7
Permanent layoffs	10.8
Constructions	-
Temporary layoffs	12.6
Permanent layoffs	6.8
Real estate and rental and leasing	-
Temporary layoffs	12.3
Permanent layoffs	2.8
Administrative and waste services	-
Temporary layoffs	12.1
Permanent layoffs	5.3
Health care and social assistance	-
Temporary layoffs	11.7

Characteristic	Percentage
Permanent layoffs	6.3
Transportation and warehousing	-
Temporary layoffs	7.4
Permanent layoffs	4.5
Professional, scientific, and technical services	-
Temporary layoffs	6.6
Permanent layoffs	6.0
Finance and insurance-	-
Temporary layoffs	4.4
Permanent layoffs	5.8
Retail trade	-
Temporary layoffs	5.3
Permanent layoffs	3.8
Wholesale trade	-
Temporary layoffs	2.3
Permanent layoffs	2.0

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "Statewide COVID Impacts and Teleworking Report," https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 22, 2022]

Teleworking: Characteristics of teleworking businesses

Less than 14 percent of responding businesses reported at least one telecommuting employee at any point in January or February 2020. The percentage rose to 42.1 percent for March and April of 2020, a 212 percent increase. At the time of the survey in Fall 2020, 28 percent of employed respondents reported they were telecommuting at least part of the week, nearly 75 percent of whom had not telecommuted during their current employment prior to the pandemic. Overall, 49.1 percent of workers said they had telecommuted at some point during the pandemic. Employees who reported earnings below \$15 per hour were significantly less likely to have telecommuted at any point during the pandemic than those earning \$15 per hour or more (28.4 percent and 52.6 percent respectively). Employers who were utilizing teleworking and employees who were telecommuting at the time of the survey reported stark differences in their assessment of worker productivity while telecommuting. While 31.9 percent of employees said they were more productive when telecommuting, only 7.8 percent of employers said the same.

Employers responded to questions relating to working from home, including teleworking and telecommuting. Teleworking refers to an arrangement in which the employer allows an employee to work at a location outside a business's primary workplace. Across all industries, nearly half (49.9 percent) of business establishments reported utilizing teleworking within the past two years. Responses varied significantly depending on the nature of work performed and the size of the business establishment.

Table 23. Percentage of businesses reporting teleworking in the last two years, by industry

Industry	Percentage
All industries	49.9
Information	79.6
Educational services, including state and local government	79.1
Finance and insurance	78.7
Professional, scientific, and technical services	70.9
Management of companies and enterprises	68.5
Manufacturing	68.2
Health care and social assistance	61.6
Administrative and support and waste management	49.8
Wholesale trade	44.0
Real estate and rental and leasing	42.4
Utilities, private, state and local	41.5
Transportation and warehousing	39.0
Arts, entertainment, and recreation	37.8
Construction	36.9
Other services, except government	33.1
Retail trade	20.0
Mining	17.3
Accommodation and food services	4.1

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 29, 2022]

Table 24. percentage of businesses reporting teleworking in the last two years, by business size

Number of employees	Percentage
Less than 5	36.7
5 to 9	38.9
10 to 24	39.2
25 to 49	50.4
50 to 99	65.9
100 or more	70.8

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 29, 2022]

Table 25. Percentage of businesses reporting teleworking in the last two years, by area type

Area type	% teleworking	% not teleworking
Metropolitan	55.5	44.5
Non-metropolitan	40.1	59.9

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 29, 2022]

Employers were provided a list of possible reasons for utilizing telework and asked to estimate the number of employees teleworking at different times during 2020. Table 26 compares the reasons given by businesses who were utilizing teleworking in January and February 2020 (prior to the onset of the pandemic) to those who only reported teleworking in March 2020 or later. More than 90 percent of businesses that utilized telework indicated “pandemic response” as a reason. Of those who began teleworking during the pandemic, the majority also indicated “accommodate employee family needs” (62.8 percent) and “Increase Business Flexibility” (25.1 percent). Businesses who reported teleworking only after February 2020 overwhelmingly reported that this was due to the pandemic. Businesses who had already utilized teleworking prior to the onset of the pandemic were only slightly less likely to report the pandemic as a reason.

Table 26. Reasons for teleworking reported by employers

Reason	% employers already utilizing teleworking, January-February 2020	% employers who only utilized teleworking, March 2020 or later
Pandemic response	90.3	96.2
Accommodate employee family needs	83.0	62.8
Increase business flexibility	59.9	25.1
Increase productivity	19.2	6.7
Increase talent pool	19.7	3.3
Reduce costs	16.9	4.5

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 29, 2022]

Employers who indicated they had not utilized teleworking at their business any time within the past two years were asked if it would be feasible for at least some employees to telework. Table 27 shows the percentage of responding business establishments who indicated it might be feasible if asked to consider teleworking for at least some employees. In general, industries with more respondents saying their business utilized telework within the last two years also had more respondents indicating telework might be feasible.

Table 27. Percentage of business establishments not utilizing teleworking indicating teleworking may be feasible for at least some employees, by industry

Industry	Percentage
Information	49.8
Finance and insurance	29.8
Professional, scientific, and technical services	20.8
Utilities	20.4
Real estate and rental and leasing	18.3
Health care and social assistance	18.1
Manufacturing	11.2
Transportation and warehousing	6.8
Construction	6.1

Industry	Percentage
Arts, entertainment, and recreation	5.6
Management of companies and enterprises	4.8
Wholesale trade	3.6

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 29, 2022]

Teleworking: Characteristics of teleworkers

Nearly half (49.1 percent) of employed respondents indicated they had teleworked at some point in 2020. At the time of the survey, 28 percent of all employed respondents were teleworking for their current employer. About one quarter of teleworking respondents indicated they had already been teleworking prior to the pandemic, while nearly 75 percent said they had begun teleworking after the onset of the pandemic.

More than 73 percent of responding teleworkers indicated that they had been teleworking at least 6 months (Table 28). The majority of respondents saying they had not teleworked in 2020 indicated that the nature of their work made telecommuting unfeasible. Others were not offered telework, declined their employer’s offer to telework, or requested teleworking opportunities but their employer declined their request. The most common reasons given in addition to the four options listed on the survey included employees not having adequate space or equipment to work from home, feeling more productive working in their traditional work setting, or feeling it was unnecessary to work from home due to adequate precautions being in place at the workplace (Table 29).

Table 28. Duration of teleworking among current teleworkers who started working from home due to the pandemic

Timeframe	Percentage
Less than 1 month	2.2
1 month to less than 3 months	5.9
3 months to less than 6 months	18.3
6 months or more	73.5

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 29, 2022]

Table 29. Worker reasons for not teleworking

Reason	Percentage
Telecommuting not feasible due to nature of work (food service, manufacturing, etc.)	73.3
Not offered opportunity to telecommute	14.5
Declined offer to telecommute	11.2
Employer denied request to telecommute	1.0

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 29, 2022]

The prevalence of teleworking varied significantly by occupational group. Table 29 displays the percentage of workers in each occupation group who reported teleworking at any time in 2020 and a subset of these workers who indicated they were currently teleworking at the time of the survey.

Table 30. Prevalence of teleworking by occupation group

Occupation group	% at some point in 2020	% at time of survey
All occupations	49.1	28.0
Education, training, and library	86.4	14.8
Arts, design, entertainment, sports, and media	82.2	31.3
Computer and mathematical	77.0	66.1
Business and financial operations	71.0	62.6
Architecture and engineering	60.0	41.3
Life, physical, and social science	59.0	59.4
Management	54.2	37.8
Sales and related	53.8	35.8
Office and administrative support	45.3	26.3
Personal care and service	25.3	0.0
Health care support	18.3	9.7
Health care practitioners and technical	17.5	3.5

Occupation group	% at some point in 2020	% at time of survey
Food preparations and serving related	17.1	0.0
Installation, maintenance, and repair	13.9	2.9
Protective service	7.5	0.0
Production	7.4	7.2
Transportation and material moving	6.1	3.9
Constructions and extraction	5.5	0.0

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 29, 2022]

As described in Table 31, employees who reported earning \$15 an hour or more were more likely to have reported teleworking than those earning less than \$15 an hour. Both wage categories included a wide variety of industries and occupations.

Table 31. Prevalence of teleworking by wage category

Wage category	% at some point in 2020	% at time of survey
\$15 per hour and higher	52.6	30.8
Less than \$15 per hour	28.4	10.8

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 29, 2022]

Teleworking: Job duties and productivity

Employees who were currently teleworking and employers who were utilizing teleworking at the time of the survey were asked to indicate the extent to which workers’ job duties had changed when teleworking was implemented. The majority of employees (62.7 percent) reported that their jobs had not changed at all while teleworking, while less than 40 percent of business establishments reported the same. However, when combining respondents who said the work had changed “not at all” and “somewhat,” the two groups reported 92.3 percent and 93.0 percent respectively.

Table 32. Impact of teleworking on job duties

Impact level	Business establishments	Employees
Not at all	39.9	62.7
Somewhat	53.1	29.6
Significantly	6.7	7.3
Entirely	0.2	0.4

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 29, 2022]

Businesses were asked to indicate the portion of the work-week teleworking employees worked away from the primary workplace. While more than 44 percent reported that employees typically teleworked all week, the majority reported some other frequency, including occasionally (5.7 percent), between one and four days per week (24.3 percent), and varying significantly (25.9 percent).

Table 33. Frequency of teleworking

Frequency	Percentage
Occasionally	5.7
1 to 2 days per week	8.0
3 to 4 days per week	16.3
All week	44.5
Varies significantly	25.9

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, “Statewide COVID Impacts and Teleworking Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 29, 2022]

Employees who were currently teleworking and employers who were utilizing teleworking at the time of the survey were asked to rate their productivity or the productivity of their employees. A similar percentage of both groups reported a decrease in productivity, but a much larger share of employees indicated that they were more productive teleworking (31.9 percent) compared to just 7.8 percent of employers who said the same. Disparities remained similar across all business sizes and industries.

Table 34. Teleworking productivity

Productivity level	% by employer	% by employees
About the same	58.4	44.0
Less productive	21.5	20.8
More productive	7.8	3.1.9
Not sure	12.3	3.3

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "Statewide COVID Impacts and Teleworking Report," https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 29, 2022]

Employees and employers were asked if they were provided, or offered, equipment and services for teleworking. A majority of employers provided some kind of equipment for teleworking employees. Table 35 shows results from the four types of equipment listed on the questionnaires. Other equipment and services respondents listed included: office chair/ furniture, printer/scanner, headset, or stipend for necessary supplies or services.

Table 35. Equipment and services provided to teleworkers

Equipment/service	% household respondents	% Business respondents
Computer/laptop	79.5	83.1
Monitor	61.9	76.3
Phone	43.9	40.1
Internet access	19.8	21.9

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "Statewide COVID Impacts and Teleworking Report," https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/COVID_Impacts_Report.pdf [accessed January 29, 2022]

B. Workforce Analysis

The Unified or Combined State Plan must include an analysis of the current workforce, including individuals with barriers to employment, as defined in section 3 of WIOA⁴. This population must include individuals with disabilities among other groups⁵ in the State and across regions identified by the State. This includes—[4] Individuals with barriers to employment include displaced homemakers; low-income individuals; Indians, Alaska Natives, and Native Hawaiians; individuals with disabilities, including youth who are individuals with disabilities; older individuals; ex-offenders; homeless individuals, or homeless children and youths; youth who are in or have aged out of the foster care system; individuals who are English language learners, individuals who have low levels of literacy, and individuals facing substantial cultural barriers; farmworkers (as defined at section 167(i) of WIOA and Training and Employment Guidance Letter No. 35-14); individuals within 2 years of exhausting lifetime eligibility under the Temporary Assistance for Needy Families program; single parents (including single pregnant women); and long-term unemployed individuals. [5] Veterans, unemployed workers, and youth, and others that the State may identify.

i. Employment and Unemployment

Provide an analysis of current employment and unemployment data, including labor force participation rates, and trends in the State.

ii. Labor Market Trends

Provide an analysis of key labor market trends, including across existing industries and occupations.

iii. Education and Skill Levels of the Workforce

Provide an analysis of the educational and skill levels of the workforce.

iv. Skill Gaps

Describe apparent skill gaps.

Employment and unemployment

Since the onset of the pandemic in 2020, Nebraska has not experienced high unemployment rates like those of other states. Table 36 provides estimated labor force, employment, and unemployment data for Nebraska for November 2021 compared to data for the United States as a whole (not seasonally adjusted). Table 37 provides data on labor force, employment, and unemployment distribution for the top 10 Nebraska counties with highest preliminary unemployment rate for November 2021 (not seasonally adjusted).

Table 36. Estimated labor force, employment, and unemployment data, Nebraska/US Comparison, November 2021 (not seasonally adjusted)

Area	Civilian labor force, number	Number employed	Number unemployed	Preliminary unemployment rate %	Civilian labor force, participation %
Nebraska	1,026,382	1,014,350	12,032	1.2	68.6
United States	162,099,000	155,797,000	6,302,000	3.9	61.9

Source: Nebraska Department of Labor, Labor Market Information, Area Labor Force, Employment, and Unemployment Data, <https://networks.nebraska.gov/vosnet/lmi/profiles/profiledetails.aspx?enc=sgfja5goxyjl8j88h1rjlx7tflpnmfe8c+7gpdud3djfwnk2qbeobc vbpndidfljse4dpggmlxnwvezdntbvsel3s9xfilybbwyvp8+wamkjao1rk+x2gjdia+inhd0g> [accessed January 15, 2022]

Table 37. Labor force, employment, and unemployment distribution, top 10 Nebraska counties with highest preliminary unemployment rate, November 2021

Rank	Area	Civilian labor force	Number employed	Number unemployed	Preliminary unemployment rate %
1	Thurston County	3,153	3,097	56	1.8
2	Blaine County	234	230	4	1.7
3	Arthur County	220	217	3	1.4
4	Douglas County	298,718	294,521	4,197	1.4
5	Cheyenne County	4,033	3,980	53	1.3
6	Dakota County	10,324	10,187	137	1.3
7	Hall County	31,007	30,604	403	1.3
8	Logan County	448	442	6	1.3
9	Morrill County	2,548	2,516	32	1.3
10	Scotts Bluff County	17,819	17,590	229	1.3

Source: Nebraska Department of Labor, Labor Market Information, Area Labor Force, Employment, and Unemployment Data, <https://networks.nebraska.gov/vosnet/lmi/profiles/profiledetails.aspx?enc=sgfja5goxyjl8j88h1rjlx7tflpnmfe8c+7gpdud3djfwnk2qbeobc vbpndidfljse4dpggmlxnwvezdntbvsel3s9xfilybbwyvp8+wamkjao1rk+x2gjdia+inhd0g> [accessed January 15, 2022]

COVID impact on Nebraska Unemployment Insurance claims⁵

Across the country, unemployment claims reached record levels due to COVID. Nebraska's peak in new claims came the first week of April 2020 (26,228) and the peak of continued claims (106,758) followed just a few weeks later. For comparison, during the same weeks in 2019, there were 584 initial claims and 3,106 continued weeks claimed, equating to a 4,391 percent and 3,337 percent increase, respectively. Since the peak, unemployment insurance claims decreased sharply, but were around 50 percent higher than 2019 levels for initial claims and 86 percent above 2019 for continued claims. The demographics of claimants during the period from March 2020 to March 2021 were, for the most part, consistent with the overall demographics of the population of Nebraska. However, claims filed by workers who identified their race as black or African American rose disproportionately, and women filed a higher share of claims than is typical. Demographic data is self-reported. The industries with the highest initial claims from March 2020 to March 2021 were accommodation and food services (36,653), health care and social assistance (28,012), and retail trade (26,478). The occupations with the most continued weeks claimed were waiters and waitresses (81,248), cashiers (63,836), and customer service representatives (53,483). With the passage of the CARES Act, and subsequently the Continued Assistance Act (CAA), Pandemic Unemployment Assistance (PUA) benefits became available to individuals who are not typically eligible for unemployment insurance benefits, such as the self-employed, independent contractors, and gig workers. The Pandemic Emergency Unemployment Compensation program (PEUC), created an extension of regular state unemployment insurance benefits, and Federal Pandemic Unemployment Compensation (FPUC) provided an additional \$600 to all claimants receiving state or federal benefits. This amount was reduced to \$300 with the passage of the American Rescue Plan Act in March of 2021. The FEMA Lost Wages Assistance Program (LWA) applied to those who were unemployed due to COVID and eligible for a weekly benefit amount of at least \$100 before taxes for weeks ending August 1 through September 5. In addition to these federal programs, the Extended Benefits (EB) program triggered on in mid-June 2020, based on Nebraska's ensured unemployment rate. The program provided an additional 13 weeks of benefits for claimants who had exhausted their regular UI eligibility. EB triggered off September 12, 2020.

⁵ Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "COVID Impact on Nebraska Unemployment Insurance Claims, March 2020 to March 2021," https://networks.nebraska.gov/admin/gsipub/htmlarea/uploads/Covid_Impact_2021.pdf [accessed January 29, 2022]

Demographics by continued weeks claimed

Nebraska's most populated counties had the most continued weeks claimed. The ranking of counties by number of claims corresponds with the rankings by population size, with the exception of Madison County's claims. Douglas County had 36 percent of Nebraska's total continued claims, more than all of the state's other counties combined, except for Lancaster (389,260), Sarpy (180,426), and the unknown/not provided (194,956) category.

Table 38. Top 10 counties by continued weeks claimed

County	# continued weeks claimed
Douglas	927,202
Lancaster	442,306
Sarpy	208,116
Hall	94,933
Buffalo	55,362
Madison	42,503
Dodge	37,780
Scotts Bluff	36,970
Lincoln	35,717
Platte	33,835

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "COVID Impact on Nebraska Unemployment Insurance Claims, March 2020 to March 2021,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Covid_Impact_2021.pdf [accessed January 29, 2022]

Table 39. Top 10 counties by continued weeks and population

County	% total weeks claimed	% population
Douglas	36	30
Lancaster	17	17
Sarpy	8	10
Hall	4	3
Buffalo	2	3
Madison	2	2
Dodge	1	2
Scotts Bluff	1	2
Lincoln	1	2
Platte	1	2

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "COVID Impact on Nebraska Unemployment Insurance Claims, March 2020 to March 2021,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Covid_Impact_2021.pdf [accessed January 29, 2022]

Looking at continued weeks claimed, women's employment was impacted more by the effects of COVID, especially in the early stages of the pandemic. This corresponded with the implementation of directed health measures that limited many service industries and occupations, where women make up the majority of the workforce. Claims filed by women outnumbered those filed by men every week from March 21, 2020 to September 12, 2020. Since the last week of November, men have accounted for a larger share of weekly claims, which conforms with normal seasonal unemployment patterns.

Table 40. Total continued weeks claimed, by male, female, unknown

Category	# continued weeks claimed
Male	1,179,827
Female	1,353,132
Unknown/not provided	29,856

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "COVID Impact on Nebraska Unemployment Insurance Claims, March 2020 to March 2021,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Covid_Impact_2021.pdf [accessed January 29, 2022]

The racial/ethnic groups with the most weeks claimed between March 2020 and March 2021 were white (1,725,333), Black or African American (432,834), and Asian (66,680). Weeks claimed by race/ethnic data generally tracked with Nebraska's overall population demographics, with the largest groups accounting for the most UI claims.

Table 41. Total continued weeks claimed, by race/ethnicity

Race/ethnicity	# weeks claimed
White	1,725,333
Black	432,834

Race/ethnicity	# weeks claimed
Asian	66,680
American Indian or Alaska Native	60,502
Native Hawaiian or Other Pacific Islander	11,004
Race/ethnicity unknown or not provided	263,461

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "COVID Impact on Nebraska Unemployment Insurance Claims, March 2020 to March 2021,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Covid_Impact_2021.pdf [accessed January 29, 2022]

Table 42. Percentage of total continued weeks claimed, by race/ethnicity v. percentage of population by race/ethnicity

Race/ethnicity	% of population	% of total weeks claimed
White	88.1	67.4
Black	5.2	16.9
Asian	2.7	2.6
American Indian or Alaska Native	1.5	2.4
Native Hawaiian or Other Pacific Islander	0.1	0.4
Race/ethnicity unknown or not provided	0.0	10.3

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "COVID Impact on Nebraska Unemployment Insurance Claims, March 2020 to March 2021,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Covid_Impact_2021.pdf [accessed January 29, 2022]

According to the US Department of Veterans Affairs, as of September 30, 2017, Veterans made up 9.5 percent of Nebraska's total population, which was nearly 3 percent higher than the Veteran population nationwide. The week ending April 18, 2020 saw the largest number of continued weeks claimed for Nebraska Veterans (5,743). Veterans filed only 4.8 percent of total weeks claimed between March 2020 and March 2021. This may be primarily because close to half of Nebraska's Veterans (48 percent) were ages 65 and older.

Table 43. Total weeks claimed by Veteran status

Veteran status	# total weeks claimed	% total weeks claimed
Veteran	124,502	4.8
Non-Veteran	2,419,354	94.5
Unknown or not provided	15,958	0.6

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "COVID Impact on Nebraska Unemployment Insurance Claims, March 2020 to March 2021,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Covid_Impact_2021.pdf [accessed January 29, 2022]

Most continued weeks were claimed by individuals in the 25 to 54 age category, with the highest-claiming group being ages 25 to 34. This is in line with Nebraska's overall demographics, with the 25 to 54 age category making up 63.2 percent of Nebraska's total workforce as of the second quarter of 2020.

Table 44. Total weeks claimed by age

Age group	# total weeks claimed
Under 20	45,452
20 to 24	272,372
25 to 34	655,287
35 to 44	579,837
45 to 54	435,261
55 to 59	207,638
60 to 64	173,555
65 to 74	153,558
75 and older	36,854

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "COVID Impact on Nebraska Unemployment Insurance Claims, March 2020 to March 2021,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Covid_Impact_2021.pdf [accessed January 29, 2022]

Weeks claimed by occupation/industry

Nebraska paid out over 1.2 billion dollars in state and Federal unemployment benefits from March 2020 to March 2021. NDOL processed four years' worth of unemployment claims in just four months. After the peak in continued weeks, claims declined drastically but remain above pre-pandemic levels. The accommodation and food service industries were the

hardest hit. All demographics of people were impacted, but continued weeks claimed data indicates that women and black or African American Nebraskans were some of the groups hit the hardest in terms of unemployment. (The latest unemployment statistics are available at [NEworks.nebraska.gov](https://neworks.nebraska.gov).)

At the beginning of the COVID pandemic, service-industry occupations topped the list for continued weeks claimed by occupation in Nebraska. Many of these same occupations topped the lists for the second and third quarters, as well. During the fourth quarter, Nebraska began to see a shift toward seasonal occupations accounting for the highest number of continued weeks claimed.

Table 45. Industries with the most initial claims during the COVID pandemic, March 2020 to March 2021 by quarter

Rank	Q1	Q2	Q3	Q4
1	Wait staff	Wait staff	Cashiers	Construction laborers
2	Hairdressers, hairstylists, and cosmetologists	Cashiers	Customer service representatives	Customer service representatives
3	Retail salespersons	Customer service representatives	Wait staff	Heavy and tractor-trailer truck drivers
4	Bartenders	Retail salespersons	Hairdressers, hairstylists, and cosmetologists	Cashiers
5	Cashiers	Childcare workers	Childcare workers	Landscaping and groundskeeping workers
6	Childcare workers	Driver/sales workers	Driver/sales workers	Wait staff
7	Customer service representatives	Bartenders	Production workers, all other	Production workers, all other
8	Cooks, restaurant	Laborers and freight, stock, and material movers, hand	Retail salespersons	Laborers and freight, stock, and material movers, hand
9	Manicurists and pedicurists	Production workers, all other	Laborers and freight, stock, and material movers, hand	Driver/sales workers
10	Managers, all other	Cooks, restaurant	Barbers	Cement masons and concrete finishers

Source: Nebraska Department of Labor, NEworks, Labor Market Analysis, Publications, "COVID Impact on Nebraska Unemployment Insurance Claims, March 2020 to March 2021,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Covid_Impact_2021.pdf [accessed January 29, 2022]

Labor availability

The information provided in this section is derived from studies conducted during calendar years 2019 and 2020 by the Nebraska Department of Labor Office of Labor Market Information (LMI) regarding statewide labor availability and labor availability among the following regions:

- Niobrara River (O'Neill area);
- Panhandle;
- Sandhills (Valentine area); and
- Southwest.

Statewide

LMI published the Nebraska Statewide Labor Availability Report in June 2019.⁶ Based on responses to labor availability surveys conducted during a 2015 to 2018 timeframe that included all or parts of 82 counties in Nebraska and an estimated 454,984 potential job seekers, ages 18 and over. The majority of potential job seekers in the survey area were currently employed (86.3 percent). Other respondents were out of work or seeking to reenter the workforce after time spent in retirement or homemaking. Potential job seekers indicated that they were willing to take new work or change jobs in the next year if a suitable job presented itself. The median minimum pay that potential job seekers required to improve their employment situation was \$55,000 for salaried workers and \$16 per hour for hourly workers. The median tenure of employed potential job seekers at their current job was five years and three months. Nearly 50 percent of potential job

⁶ Nebraska Department of Labor, NEworks, Office of Labor Market Information, Publications, Labor Availability Reports, Nebraska Statewide Labor Availability Reports, <https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/NebraskaLaborAvail2019.pdf> [accessed January 16, 2022]

seekers reported they held a bachelor's degree. Potential job seekers indicated salary, health insurance, and retirement benefits as the most important factors in improving their employment situation.

Survey respondents indicated inadequate pay offered at area employers, lack of job opportunities in the area, and inadequate benefits offered by area employers as the most common obstacles to improving their employment situation. Active job seekers are a subset of potential job seekers who reported they were actively seeking a new job. An estimated 141,277 active job seekers, 18 and over, were seeking employment in Nebraska at the time of the studies. The median minimum pay that active job seekers required to improve their employment situation was \$15 for hourly employees and \$50,000 a year for salaried employees.

Potential job seekers responding to surveys identified the most common obstacles to improving their employment situation as:

- inadequate pay offered by area employers;
- lack of job opportunities in the area; and
- inadequate benefits offered by area employers.

Active job seekers are a subset of potential job seekers who reported they were actively seeking a new job. An estimated 141,277 active job seekers, ages 18 and over, were seeking employment in Nebraska at the time of the surveys. The median minimum pay that active job seekers required to improve their employment situation was \$15 for hourly employees and \$50,000 a year for salaried employees. Most active job seekers were employed (80.7 percent) and the median job tenure of responding active seekers was four years and one month. More than 50 percent of active seekers held a bachelor's degree, and the most important factors they considered when choosing a new job were wages, health insurance, and retirement benefits. The most common obstacles for active job seekers to improving their employment situation were identical to those reported by potential job seekers:

- inadequate pay offered by area employers;
- lack of job opportunities in the area; and
- inadequate benefits offered by area employers.

The results of this study showed that there is a large pool of individuals actively seeking work, in addition to potential job seekers. These results can be used to better understand what is important to potential and active job seekers and the barriers they may see to obtaining a new job.

Niobrara River region

LMI published the Niobrara River Labor Availability Report in June 2019.⁷ Results of the O'Neill Labor Availability Survey, which included Holt County and all or parts of 11 other counties in the Niobrara region of Nebraska revealed that there were an estimated 8,567 potential job seekers, ages 18 and over, in the survey area during the fall of 2018. The majority of potential job seekers in the survey area were currently employed (83.8 percent). Others were out of work or seeking to reenter the workforce after time spent in retirement or homemaking.

Potential job seekers indicated that they were willing to take new work or change jobs in the next year if a suitable job presented itself. The median minimum pay that potential job seekers required to improve their employment situation was \$50,000 in annual salary or \$16 per hour (salaried and hourly paid employees were calculated separately). The median tenure of employed potential job seekers at their current job was five years and six months. More than 32 percent of potential job seekers reported that they held a bachelor's degree. Potential job seekers responding to surveys identified the most common obstacles to improving their employment situation as:

- inadequate pay offered by area employers;
- inadequate benefits offered by area employers (specifically health insurance and retirement benefits).

⁷ Nebraska Department of Labor, NEworks, Office of Labor Market Information, Publications, Labor Availability Reports, O'Neill Area Labor Availability Reports, <https://networks.nebraska.gov/admin/gsipub/htmlarea/uploads/ONeillLaborAvail2019.pdf> [accessed January 16, 2022]

As mentioned above, active job seekers are a subset of potential job seekers who reported they were actively seeking a new job. An estimated 1,982 active job seekers, ages 18 and over, were seeking employment in the survey area at the time of the survey. The median minimum pay that active job seekers required to improve their employment situation was \$16 for hourly employees and \$57,000 a year for salaried employees. Most active job seekers were employed (79.4 percent) and the median job tenure of active seekers was four years and four months. Over 35 percent of active seekers held a bachelor's degree and the most important factors active job seekers considered when choosing a new job were:

- salary;
- health insurance; and
- company values.

Further, the most common obstacles to improving employment situations among potential and active job seekers responding to surveys were:

- inadequate pay offered by area employers;
- lack of job opportunities in the area; and
- inadequate benefits offered by area employers.

This study identified a large pool of individuals actively seeking work, as well as potential job seekers, in the Niobrara labor market area. The findings from this study can be used to better understand what is important to these active and potential job seekers and the barriers they may perceive as barriers to accepting a new job.

Panhandle area

LMI published the Panhandle Area Labor Availability Report in June 2020.⁸ Results of the Panhandle Area Labor Availability Survey, which included all or part of seven Nebraska counties and areas of South Dakota and Wyoming, revealed that there were an estimated 22,765 potential job seekers, ages 18 and over, responding to the survey. The majority of potential job seekers in the survey area were currently employed (85.7 percent). Others were out of work or seeking to reenter the workforce after time spent in retirement or homemaking.

Potential job seekers indicated that they were willing to take new work or change jobs in the next year if a suitable job presented itself. The median minimum pay that potential job seekers required to improve their employment situation was \$16 for hourly employees and \$50,000 a year for salaried employees. The median tenure of employed potential job seekers at their current job was four years and six months. More than 40 percent of potential job seekers reported that they held a bachelor's degree.

As described above, active job seekers are a subset of potential job seekers who reported they were actively seeking a new job. An estimated 5,462 active job seekers, ages 18 and over, were seeking employment in the survey area at the time of the study. The median minimum pay that active job seekers required to improve their employment situation was \$16.50 for hourly employees and \$52,500 a year for salaried employees. Most active job seekers were employed (81.7 percent) and the median job tenure of active seekers was three years. More than 34 percent of active seekers indicated that they held a bachelor's degree and the most important factors when choosing a new job were:

- salary;
- health insurance; and
- job security/stability.

Further, the most common obstacles to improving employment situations among potential and active job seekers responding to surveys were:

- inadequate pay offered by area employers;
- lack of job opportunities in the area; and
- inadequate benefits offered by area employers.

This study identified a large pool of individuals actively seeking work, as well as potential job seekers, in the Panhandle labor market area. The findings from this study can be used to better understand what is important to these active and potential job seekers and the barriers they may see to accepting a new job.

⁸ Nebraska Department of Labor, NEworks, Office of Labor Market Information, Publications, Nebraska Labor Availability Reports, Panhandle Labor Availability Reports, https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Panhandle_LaborStudy2019.pdf [accessed January 16, 2022]

Sandhills area

LMI published the Sandhills Area labor availability report in June 2019.⁹ Results of the Sandhills Area Labor Availability Survey, which included Cherry County and all or part of nine other counties in the Valentine region of Nebraska and South Dakota, revealed that there were an estimated 6,328 potential job seekers, ages 18 and over. The majority of potential job seekers in the survey area were currently employed (87.3 percent). Others were out of work or seeking to reenter the workforce after time spent in retirement or homemaking.

Potential job seekers indicated that they were willing to take new work or change jobs in the next year if a suitable job presented itself. The median minimum pay that potential job seekers required to improve their employment situation was \$50,000 annually, or \$16.25 per hour (salaried and hourly paid employees were calculated separately). The median tenure of employed potential job seekers at their current job was seven years and four months. More than 37 percent of potential job seekers reported they held a bachelor's degree. Potential job seekers indicated dental insurance, salary, and paid vacation as the most important factors in improving their employment situation. Potential job seekers responding to the study surveys identified the most common obstacles to improving their employment situation as:

- lack of job opportunities in the area;
- inadequate pay offered at area employers; and
- inadequate benefits offered by area employers.

Again, as described above, active job seekers are a subset of potential job seekers who reported they were actively seeking a new job. An estimated 1,250 active job seekers, ages 18 and over, were seeking employment in the survey area at the time of the study. The median minimum pay that active job seekers required to improve their employment situation was \$15 for hourly employees and \$47,500 a year for salaried employees. Most active job seekers were employed (79 percent) and the median job tenure of active seekers was four years and eight months. More than 37 percent of active seekers held a bachelor's degree. The most important factors among active job seekers when choosing a new job were:

- health insurance;
- opportunity for advancement; and
- salary.

Further, the most common obstacles to improving employment situations among potential and active job seekers responding to surveys were

- inadequate pay offered by area employers;
- lack of job opportunities in the area; and
- inadequate benefits offered by area employers.

This study identified a large pool of individuals actively seeking work, as well as potential job seekers, in the Sandhills labor market area. The findings can be used to better understand what is important to these active and potential job seekers and the barriers they may see to accepting a new job.

Southwest area

LMI published the Southwest Area labor availability report in March 2021.¹⁰ Results of the Southwest Area Labor Survey, which included all or part of 13 Nebraska counties, revealed that there were an estimated 17,804 potential job seekers, ages 18 and over. The majority of potential job seekers in the survey area were currently employed (82.5 percent). Others were out of work or seeking to reenter the workforce after time spent in retirement or homemaking.

Potential job seekers identified the following factors as most important to improving their employment situation:

- salary;
- job security/stability; and
- retirement benefits.

⁹ Nebraska Department of Labor, NEworks, Office of Labor Market Information, Publications, Nebraska Labor Availability Reports, Valentine Area Labor Availability Reports,

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Panhandle_LaborStudy2019.pdf [accessed January 16, 2022]

¹⁰ Nebraska Department of Labor, NEworks, Office of Labor Market Information, Publications, Nebraska Labor Availability Studies, Southwest Nebraska Labor Availability Reports, https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Southwest_LAS_2020.pdf [accessed January 16, 2022]

Potential job seekers identified the following factors as the most common obstacles to improving their employment situation:

- lack of job opportunities in the area;
- inadequate pay; and
- inadequate benefits offered by area employers.

As mentioned above, active job seekers are a subset of potential job seekers who reported they were actively seeking a new job. An estimated 3,665 active job seekers, ages 18 and over, were seeking employment in the survey area at the time of the study. Most active job seekers were employed (71.6 percent) and over 37 percent of active seekers reported holding a bachelor's degree.

Veterans

According to 2019 American Community Survey 1-year Estimates, Veterans make up 7.7 percent of Nebraska's overall estimated population. Table 46 shows notable differences between Nebraska's overall population compared to Nebraska's Veteran population in 2019, of which the following are worth noting.

- 92.2 percent of Veterans were male compared to 49.3 percent of the civilian population
- 8.5 percent of Veterans were age 18 to 34 compared to 30.3 percent of civilians
- 23.1 percent of Veterans were age 35 to 54 compared to 31.5 percent of civilians
- 26.4 percent of Veterans were age 65 to 74 compared to 12.3 percent of civilians
- 25.7 percent of Veterans were age 75 and older compared to 9.2 percent of civilians
- 3.9 percent of Veterans were Hispanic or Latino compared to 9.2 percent of civilians
- Median income for Veterans was \$45,359 compared to \$35,058 for civilians ages 18 and over
- 5.9 percent of Veterans had income below poverty level compared to 9.6 percent of civilians
- 30.0 percent of Veterans were disabled compared to 14.8 of civilians

Table 46. Veterans in Nebraska, 2019

Data element	Total estimate #	Total estimate %	Veterans estimate #	Veteran estimate %
Civilian population 18 years and over	1,452,722	NA	112,177	7.7
PERIOD OF SERVICE	-	-	-	-
Gulf War (9/2001 or later) Veterans	NA	NA	24,976	22.3
Gulf War (8/1990 to 8/2001) Veterans	NA	NA	24,844	22.1
Vietnam era Veterans	NA	NA	40,484	36.1
Korean War Veterans	NA	NA	8,189	7.3
World War II Veterans	NA	NA	2,718	2.4
SEX	-	-	-	-
Male	716,387	49.3	103,467	92.2
Female	736,335	50.7	8,710	7.8
AGE	-	-	-	-
18 to 34 years	440,563	30.3	9,495	8.5
35 to 54 years	457,471	31.5	25,868	23.1
55 to 64 years	242,393	16.7	18,390	16.4
65 to 74 years	179,065	12.3	29,629	26.4
75 years and over	133,230	9.2	28,795	25.7
RACE AND HISPANIC OR LATINO ORIGIN	-	-	-	-
White alone	1,277,974	88.0	103,212	92.0
Black or African American alone	65,510	4.5	4,103	3.7
American Indian and Alaska Native alone	12,540	0.9	804	0.7
Asian alone	36,736	2.5	1,473	1.3
Native Hawaiian and Other Pacific Islander alone	N	N	N	N
Some other race alone	33,732	2.3	586	0.5
Two or more races	24,816	1.7	1,903	1.7
Hispanic or Latino (of any race)	133,405	9.2	4,327	3.9
White alone, not Hispanic or Latino	1,186,207	81.7	99,761	88.9
MEDIAN INCOME IN THE PAST 12 MONTHS (IN 2019 INFLATION-ADJUSTED DOLLARS)	-	-	-	-

Data element	Total estimate #	Total estimate %	Veterans estimate #	Veteran estimate %
Civilian population 18 years and over with income	\$35,058	NA	\$45,359	NA
Male	NA	NA	45,762	NA
Female	NA	NA	37,125	NA
EDUCATIONAL ATTAINMENT	-	-	-	-
Civilian population 25 years and over	1,267,085	NA	110,980	NA
Less than high school graduate	101,272	8.0	4,593	4.1
High school graduate (includes equivalency)	326,191	25.7	31,628	28.5
Some college or associate degree	419,194	33.1	44,241	39.9
Bachelor's degree or higher	420,428	33.2	30,518	27.5
EMPLOYMENT STATUS	-	-	-	-
Civilian population 18 to 64 years	1,140,427	NA	53,753	NA
Labor force participation rate	NA	83.7	NA	83.7
Civilian labor force 18 to 64 years	954,242	NA	44,983	NA
Unemployment rate	NA	3.1	NA	1.4
POVERTY STATUS IN THE PAST 12 MONTHS	-	-	-	-
Civilian population 18 years and over for whom poverty status is determined	1,408,353	NA	109,368	NA
Income in the past 12 months below poverty level	134,646	9.6	6,408	5.9
Income in the past 12 months at or above poverty level	1,273,707	90.4	102,960	94.1
DISABILITY STATUS				
Civilian population 18 years and over for whom poverty status is determined	1,408,353	NA	109,368	NA
With any disability	208,505	14.8	32,764	30.0
Without a disability	1,199,848	85.2	76,604	70.0

Source: United States Census Bureau, "Veteran Status 2018 American Community Survey 1-year Estimates,"

<https://data.census.gov/cedsci/table?q=nebraska%20Veterans&t=Veterans&g=0400000US31&tid=ACSST1Y2019.S2101> [accessed January 12, 2022]

Note. In the table, NA means not applicable, and N means data cannot be displayed because the number of sample cases is too small.

Federal program participation, poverty by demographic, economic well-being

Tables 47, 48, and 49 provide statistics on Federal program participation, poverty by demographic, and economic well-being in Nebraska.

Table 47. Federal program participation

Program	Number of individuals
Adults and children receiving welfare (TANF)	10,637
Children receiving food stamps (SNAP)	123,113
EITC (earned income tax credit) recipients	126,000
Families receiving childcare subsidies	5,500
Households receiving Federal rental assistance	28,000
Households receiving LIHEAP (Low Income Home Energy Assistance Program)	40,171
Number of children enrolled in Medicaid and CHIP	160,271
Number of women and children receiving WIC (Women, Infants and Children supplemental nutrition program)	35,833
Participants in all Head Start programs	5,149

Source: Spotlight on Poverty and Opportunity: The Source for News, Ideas, and Action, "Nebraska,"

<https://spotlightonpoverty.org/states/nebraska/> [accessed January 13, 2022]

Table 48. Poverty by demographic

Category	Amount
Child poverty rate	13.0%
Number of Hispanic children below 200% poverty	49,000
Percent of single-parent families with related children that are below poverty	27.0%
Senior poverty rate	7.2%
Women in poverty	10.9%

Source: Spotlight on Poverty and Opportunity: The Source for News, Ideas, and Action, "Nebraska,"

<https://spotlightonpoverty.org/states/nebraska/> [accessed January 13, 2022]

Table 49. Economic well-being

Condition	Amount
Extreme poverty rate	5.0%
Food insecurity	11.6%
Minimum Wage	\$9.00
Number of Hispanic children living in families where no parent has full-time, year-round employment	27,000
Percent of individuals who are uninsured	8.3%
Percent of jobs that are low wage	17.1%
Percent of working families under 200% of the poverty line	29.2%
Poverty rate	10.8%

Source: Spotlight on Poverty and Opportunity: The Source for News, Ideas, and Action, “Nebraska,” <https://spotlightonpoverty.org/states/nebraska/> [accessed January 13, 2022]

Underutilization

In 2020, the broadest measure of labor underutilization, designated U-6 (which includes the unemployed, workers employed part time for economic reasons, and those marginally attached to the labor force), was 8.2 percent in Nebraska, significantly lower than the 13.6 percent national rate. Regional Commissioner Jason Palmer noted that the six alternative measures of labor underutilization in Nebraska were significantly higher than the rates recorded in 2019. Nationally, all six measures had significant increases over the year (Table 50).

Table 50. Over-the-year change and measure of statistical significance in alternative measures of labor underutilization for the United States and Nebraska, 2019 to 2020 annual averages (percent)

Measure	United States, 2019	United States, 2020	Unites States, change 2019 to 2020	Nebraska, 2019	Nebraska, 2020	Nebraska, change 2019 to 2020
U-1 Persons unemployed 15 weeks or longer, as a percent of the civilian labor force	1.3	2.8	1.5*	0.8	1.4	0.6*
U-2 Job losers and persons who completed temporary jobs, as a percent of the civilian labor force	1.7	6.1	4.4*	1.2	2.9	1.7*
U-3 Total unemployed, as a percent of the civilian labor force (official concept of unemployment) (1)	3.7	8.1	4.4*	3.3	4.4	1.1*
U-4 Total unemployed plus discouraged workers, as a percent of the civilian labor force plus discouraged workers (2)	3.9	8.4	4.5*	3.4	4.6	1.2*
U-5 Total unemployed, plus discouraged workers, plus all other persons marginally attached to the labor force, as a percent of the civilian labor force plus all persons marginally attached to the labor force (2)	4.5	9.2	4.7*	3.8	5.2	1.4*
U-6 Total unemployed, plus all persons marginally attached to the labor force, plus total employed part time for economic reasons, as a percent of the civilian labor force plus all persons marginally attached to the labor force (2)	7.2	13.6	6.4*	6.2	8.2	2.0*

Footnotes:

(1) The U-3 rates presented are unofficial state estimates derived from the Current Population Survey (CPS). The official measure is a model-based estimate available through the Local Area Unemployment Statistics (LAUS) program at <https://www.bls.gov/laus/data.htm>.

(2) Persons marginally attached to the labor force are those who currently are neither working nor looking for work but indicate that they want and are available for a job and have looked for work sometime in the past 12 months. Discouraged workers, a subset of the marginally attached, have given a job-market related reason for not currently looking for work. Persons employed part time for economic reasons are those who want and are available for full-time work but have had to settle for a part-time schedule.

* indicates that the over-the-year change is statistically different at the 90-percent confidence level

Source: United States Department of Labor, Bureau of Labor Statistics, Alternative Measures of Labor Underutilization, Nebraska – 2020, https://www.bls.gov/regions/midwest/news-release/laborunderutilization_nebraska.htm [accessed January 13, 2022]

The official concept of unemployment, U-3 in the U-1 to U-6 range of measures, includes all jobless persons who are available to take a job and have actively sought work in the past 4 weeks. In Nebraska, 4.4 percent of the labor force was unemployed, as measured by U-3 in 2020, significantly lower than the national rate of 8.1 percent (Table 51). (The official measure of unemployment in states is derived using a statistical model that incorporates data from the Current Population Survey [CPS] and other sources, and this model-based estimate can differ from the direct CPS estimate discussed here.)

Table 51. Two alternative measures of labor underutilization, United States and Nebraska, annual averages

Year	United States U-3	Nebraska U-3	United States U-6	Nebraska U-6
2015	5.3	3.0	10.4	6.7
2016	4.9	3.4	9.6	6.2
2017	4.4	2.8	8.5	6.1
2018	3.9	2.8	7.7	5.8
2019	3.7	7.2	3.3	6.2
2020	8.1	13.6	4.4	8.2

Source: United States Department of Labor, Bureau of Labor Statistics, Alternative Measures of Labor Underutilization, Nebraska – 2020, https://www.bls.gov/regions/midwest/news-release/laborunderutilization_nebraska.htm [accessed January 13, 2022]

Nebraska had 45,700 unemployed residents in 2020 according to the CPS. In addition, there were 31,900 workers who were employed part time for economic reasons (also known as involuntary part time). These individuals were working part time because of slack work or business conditions, or because they were unable to find a full-time job (Table 52.) Nationwide, there were 7.23 million individuals working part time for economic reasons in 2020.

Table 52. Numbers of selected underutilized workers in Nebraska, annual averages (in thousands)

Worker category	2019	2020
Unemployed	34.3	45.7
Employed part-time for economic reasons	24.9	31.9
Marginally attached to the labor force	6.1	8.9

Source: United States Department of Labor, Bureau of Labor Statistics, Alternative Measures of Labor Underutilization, Nebraska – 2020, https://www.bls.gov/regions/midwest/news-release/laborunderutilization_nebraska.htm [accessed January 13, 2022]

In 2020, the number of individuals considered to be marginally attached to the labor force in Nebraska was 8,900. People marginally attached to the labor force are not working, but indicate that they would like to work, are available to work, and have looked for work at some time during the past 12 months, even though they had not searched for work in the 4 weeks preceding the survey for reasons such as school attendance or family responsibilities. In the United States, the number of people marginally attached totaled 1.96 million in 2020.

Discouraged workers, a subset of the marginally attached, are persons who are not currently looking for work because they believe no jobs are available for them. In 2020, there were 2,700 discouraged workers in Nebraska, accounting for 30 percent of all marginally attached workers in the state. The U-4 measure, which adds discouraged workers to the number of the unemployed (expressed as a percentage of the labor force plus the number of discouraged workers), was 4.6 percent in Nebraska in 2020, significantly lower than the 8.4 percent rate for the nation.

Individuals with disabilities¹¹

Nebraska is more successful at utilization of individuals with disabilities in its workforce compared to national averages. In 2019, a national organization that promotes meaningful employment, fair wages, and career advancement for people with disabilities recognized the Department of Health and Human Services (NDHHS) for efforts in Nebraska to move toward competitive integrated employment, a vision that all people have a right to be employed in the general workforce. The Association of People Supporting Employment (APSE) champions moving individuals with disabilities out of sheltered workshops and into the competitive workplace.

In 2016, Nebraska had 18 service providers who were allowed, by Federal law, to pay sub-minimum wages to some disabled workers. At that time, more than 2,100 Nebraskans with disabilities worked for less wages than their peers without disabilities. The most recent numbers, from 2018, indicate there are now only nine such service provider employers in the state and only 550 people with disabilities who are working for less than minimum wage. Additionally, APSE says in its

¹¹ Nebraska Department of Health and Human Services, May 14, 2019, “Individuals with Disabilities in Nebraska are going to Work” [Press Release] <http://dhhs.ne.gov/Pages/Individuals-With-Disabilities-in-Nebraska-Are-Going-to-Work.aspx> [accessed March 20, 2020]

report that 37 percent of Nebraskans with a cognitive disability, those served by the NDHHS Division of Developmental Disabilities, are currently employed, compared to the national average of just 25 percent. Nebraska is also significantly ahead of the national average for employment for people with any disability, at 48 percent, compared to the national average of just 34 percent. As of May 2019, more than 112,000 Nebraskans with disabilities, ages 18 to 64, were employed.

Individuals with intellectual and or developmental disabilities in Nebraska's workforce receive coordinated employment services through Vocational Rehabilitation, a partnership between the Nebraska VR Program, a division of the Nebraska Department of Education; the Nebraska Commission for the Blind and Visually Impaired; and NDHHS. The partnership works toward competitive integrated employment that includes pay at or above minimum wage that is not less than what others without a disability are receiving for the same type of job at a location where the employee interacts with other employees without disabilities in comparable positions and has opportunities for advancement, when appropriate. The partnership also provides career counseling, employment information, and referrals for individuals with disabilities who want to work.

Labor market trends

Industry and occupational projections

The Nebraska Department of Labor calculates long term occupational projections by combining industry projections with staffing patterns from the Bureau of Labor Statistics' Occupational Employment Statistics program. This combination reveals the occupational employment ratios within industries and forms the basis for long-term occupational projections. Nebraska's overall occupational employment is projected to increase by 5.5 percent from 2018 to 2028. The occupational groups projected to have the largest employment growth by percentage are healthcare support occupations (12.7 percent), computer and mathematical occupations (12.0 percent), and healthcare practitioners and technical occupations (11.5 percent). Healthcare practitioners and technical occupations are also projected to see the largest numeric change, adding 8,209 jobs. Office and administrative support occupations are projected to decrease in employment -0.3 percent from 2018-2028.. (Refer to Tables 9 through 12 in Section II.a.1.A for additional information on industry and occupational trends.)

Job growth by region

Table 53 shows projected employment growth by economic region from 2018 to 2028. The data also gives estimates of the number of job openings due to new job creation (jobs due to growth), and the number of job openings due to workers leaving their positions (jobs due to labor force exits and occupational transfers). The statewide projected job-growth rate of 8.9 percent is slightly higher than the national projected growth rate of 7.4 percent. The Omaha Consortium (Cass, Dodge, Sarpy, Saunders, and Washington Counties) and the state MSAs (Lincoln and Grand Island) are expected to grow at a much faster rate than the rest of the state. Jobs in the Omaha Consortium and the state MSAs are projected to increase by 7.8 to 11.7 percent, compared to around 2 to 6.6 percent in almost all other economic regions. The Omaha Consortium has the high projected job growth in the state at 11.7 percent, and the Panhandle economic region has the lowest at 2 percent.

Table 53. Job growth by Nebraska region, 2018 - 2028

Region	Job Growth %	Labor Force Exits	Occupational Transfers	Growth Openings
Omaha Consortium	11.7	233,334	320,715	57,241
Lincoln MSA	11.3	96,052	131,510	22,702
Grand Island MSA	7.8	23,798	33,410	3,803
Central	5.9	37,818	52,385	4,586
Mid Plains	4.3	26,214	36,998	2,358
Northeast	6.6	62,733	88,994	8,683
Panhandle	2.0	21,786	30,328	929
Sandhills	2.9	7,238	10,644	450
Southeast	4.6	27,800	39,349	2,672

Source: Nebraska Department of Labor, NEworks, Office of Labor Market Information, Publications, "Nebraska Economic Insight and Outlook,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/Uploads/Economic%20Insight%20and%20Outlook%202021_FINAL.pdf

[accessed January 13, 2022]

Education and skill levels of the workforce

Educational attainment

Table 54 provides information on 2019 educational attainment in Nebraska by age group, race/ethnic origin, and poverty rate for ages 25 years and older for whom poverty status is determined by educational attainment; and Table 55 compares Nebraska public school graduation rates by gender, race/ethnicity, and other groups.

Table 54. Educational attainment in Nebraska, 2019

Data element	Total estimate #	Total estimate %	Male estimate #	Male estimate %	Female estimate #	Female estimate %
AGE BY EDUCATIONAL ATTAINMENT	-	-	-	-	-	-
Population 18 to 24 years	187,542	NA	97,507	NA	90,035	NA
Less than high school graduate	17,267	9.2	10,799	11.1	6,468	7.2
High school graduate (includes equivalency)	54,485	29.1	32,863	33.7	21,622	24.0
Some college or Associate degree	88,816	47.4	43,495	44.6	45,321	50.3
Bachelor's degree or higher	26,974	14.4	10,350	10.6	16,624	18.5
Population 25 years and over	1,271,770	NA	624,305	NA	647,465	NA
Less than 9th grade	43,627	3.4	22,385	3.6	21,242	3.3
9th to 12th grade, no diploma	57,645	4.5	31,517	5.0	26,128	4.0
High school graduate (includes equivalency)	326,389	25.7	167,659	26.9	158,730	24.5
Some college, no degree	280,333	22.0	134,082	21.5	146,251	22.6
Associate degree	141,189	11.1	71,378	11.4	69,811	10.8
Bachelor's degree	277,159	21.8	130,034	20.8	147,125	22.7
Graduate or professional degree	145,428	11.4	67,250	10.8	78,178	12.1
High school graduate or higher	1,170,498	92.0	570,403	91.4	600,095	92.7
Bachelor's degree or higher	422,587	33.2	197,284	31.6	225,303	34.8
Population 25 to 34 years	257,931	NA	130,633	NA	127,298	NA
High school graduate or higher	241,022	93.4	121,835	93.3	119,187	93.6
Bachelor's degree or higher	101,570	39.4	42,819	32.8	58,751	46.2
Population 35 to 44 years	243,052	NA	123,646	NA	119,406	NA
High school graduate or higher	224,543	92.4	112,968	91.4	111,575	93.4
Bachelor's degree or higher	100,959	41.5	47,163	38.1	53,796	45.1
Population 45 to 64 years	458,492	NA	229,603	NA	228,889	NA
High school graduate or higher	419,062	91.4	207,049	90.2	212,013	92.6
Bachelor's degree or higher	140,843	30.7	66,256	28.9	74,587	32.6
Population 65 years and over	312,295	NA	140,423	NA	171,872	NA
High school graduate or higher	285,871	91.5	128,551	91.5	157,320	91.5
Bachelor's degree or higher	79,215	25.4	41,046	29.2	38,169	22.2
RACE AND HISPANIC OR LATINO ORIGIN BY EDUCATIONAL ATTAINMENT	-	-	-	-	-	-
White alone	1,130,659	NA	552,916	NA	577,743	NA
High school graduate or higher	1,057,326	93.5	512,635	92.7	544,691	94.3
Bachelor's degree or higher	387,792	34.3	180,111	32.6	207,681	35.9
White alone, not Hispanic or Latino	1,055,888	NA	515,052	NA	540,836	NA
High school graduate or higher	1,010,407	95.7	490,391	95.2	520,016	96.2
Bachelor's degree or higher	377,210	35.7	175,493	34.1	201,717	37.3
Black alone	54,590	NA	27,198	NA	27,392	NA
High school graduate or higher	46,584	85.3	24,326	89.4	22,258	81.3
Bachelor's degree or higher	11,824	21.7	6,397	23.5	5,427	19.8
American Indian or Alaska Native alone	10,910	NA	4,850	NA	6,060	NA
High school graduate or higher	9,098	83.4	4,112	84.8	4,986	82.3
Bachelor's degree or higher	1,161	10.6	278	5.7	883	14.6
Asian alone	30,283	NA	14,416	NA	15,867	NA
High school graduate or higher	23,469	77.5	11,093	76.9	12,376	78.0
Bachelor's degree or higher	14,277	47.1	6,572	45.6	7,705	48.6
Native Hawaiian and Other Pacific Islander alone	N	NA	N	NA	N	NA
High school graduate or higher	N	N	N	N	N	N
Bachelor's degree or higher	N	N	N	N	N	N
Some other race alone	26,006	NA	14,968	NA	11,038	NA

Data element	Total estimate #	Total estimate %	Male estimate #	Male estimate %	Female estimate #	Female estimate %
High school graduate or higher	15,784	60.7	8,712	58.2	7,072	64.1
Bachelor's degree or higher	1,994	7.7	1,166	7.8	828	7.5
Two or more races	18,136	NA	9,517	NA	8,619	NA
High school graduate or higher	17,197	94.8	9,097	95.6	8,100	94.0
Bachelor's degree or higher	5,518	30.4	2,760	29.0	2,758	32.0
Hispanic or Latino Origin	106,780	NA	55,913	NA	50,867	NA
High school graduate or higher	67,527	63.2	33,515	59.9	34,012	66.9
Bachelor's degree or higher	14,344	13.4	7,022	12.6	7,322	14.4
POVERTY RATE FOR THE POPULATION 25 YEARS AND OVER FOR WHOM POVERTY STATUS IS DETERMINED BY EDUCATIONAL ATTAINMENT LEVEL	-	-	-	-	-	-
Less than high school graduate	NA	19.9	NA	15.0	NA	25.4
High school graduate (includes equivalency)	NA	11.3	NA	9.6	NA	13.0
Some college or Associate degree	NA	7.2	NA	5.8	NA	8.5
Bachelor's degree or higher	NA	3.5	NA	3.2	NA	3.8

Source: United States Census Bureau, "EDUCATIONAL ATTAINMENT 2019 American Community Survey 1-year Estimates," <https://data.census.gov/cedsci/table?q=educational%20attainment&g=0400000US31&tid=ACSST1Y2019.S1501> [accessed January 13, 2022]

Note: In the table, NA means not applicable, and N means data cannot be displayed because the number of sample cases is too small.

Table 55. Distribution of Nebraska public school graduates by gender, race/ethnicity, and other groups, 2018-2019 compared to 2019-2020

Student group	Graduates 2018-2019	4-year graduation rate % 2018-2019	Graduates 2019-2020	4-year graduation rate % 2019-2020
Total Cohort Graduates	20,491	88	20,691	88
Male	10,122	85	10,230	84
Female	10,369	92	10,461	91
Race/ethnicity: White non-Hispanic	14,500	92	14,515	92
Race/ethnicity: Asian	528	84	567	87
Race/ethnicity: Native Hawaiian/Other Pac. Islander	21	75	24	73
Race/ethnicity: Hispanic	3,432	80	3,640	78
Race/ethnicity: Native American	235	71	186	72
Race/ethnicity: Black non-Hispanic	1,212	78	1,118	75
Race/ethnicity: Two or More Races	558	82	638	83
Other groups: Eligible for Free or Reduced Lunch	7,553	81	8,015	80
Other groups: Special Education Students	1,890	69	21	21
Other groups: English Language Learners	466	49	609	52

Source: Nebraska Coordinating Commission for Postsecondary Education, "2021 Nebraska Higher Education Progress Report," Table A3.1, https://ccpe.nebraska.gov/sites/ccpe.nebraska.gov/files/PR_2021.pdf [accessed January 13, 2022]

Language

Table 56 provides information on languages spoken at home and ability to speak English by Nebraskans. Of the 1,804,857 Nebraskans ages five years and older, 1,592,756 (88.2 percent) speak English only at home. Among the 212,101 Nebraskans who speak a language other than English (11.8 percent), the majority (137,592) speak Spanish and nearly half of those (59,504) speak English less than "very well."

Table 56. Languages spoken at home and ability to speak English by Nebraskans, 2019

Language and population group	Nebraska total estimated #	Nebraska total estimated %	Nebraska estimated #: Speak English only or speak English "very well"	Nebraska estimated %: Speak English only or speak English "very well"	Nebraska estimated #: Speak English less than "very well"	Nebraska estimated %: Speak English less than "very well"
Population ages 5 years and older	1,804,857	NA	1,714,234	95.0%	90,623	5.0%
Speak only English	1,592,756	88.2%	NA	NA	NA	NA
Speak a language other than English	212,101	11.8%	121,478	57.3%	90,623	42.7%
SPEAK A LANGUAGE OTHER THAN ENGLISH	-	-	-	-	-	-
Spanish	137,592	7.6%	78,088	56.8%	59,504	43.2%
5 to 17 years old	35,281	2.0%	26,369	74.7%	8,912	25.3%
18 to 64 years old	95,243	5.3%	48,363	50.8%	46,880	49.2%
65 years old and over	7,068	0.4%	3,356	47.5%	3,712	52.5%
Other Indo-European languages	23,298	1.3%	17,865	76.7%	5,433	23.3%
5 to 17 years old	2,870	0.2%	2,260	78.7%	610	21.3%
18 to 64 years old	16,750	0.9%	12,877	76.9%	3,873	23.1%
65 years old and over	3,678	0.2%	2,728	74.2%	950	25.8%
Asian and Pacific Island languages	28,927	1.6%	14,074	48.7%	14,853	51.3%
5 to 17 years old	4,022	0.2%	2,693	67.0%	1,329	33.0%
18 to 64 years old	22,099	1.2%	10,684	48.3%	11,415	51.7%
65 years old and over	2,806	0.2%	697	24.8%	2,109	75.2%
Other languages	22,284	1.2%	11,451	51.4%	10,833	48.6%
5 to 17 years old	5,970	0.3%	2,809	47.1%	3,161	52.9%
18 to 64 years old	16,084	0.9%	8,453	52.6%	7,631	47.4%
65 years old and over	230	0.0%	189	82.2%	41	17.8%
CITIZENS 18 YEARS AND OVER	-	-	-	-	-	-
All citizens 18 years old and over	1,388,950	NA	1,357,554	97.7%	31,396	2.3%
Speak only English	1,289,854	92.9%	NA	NA	NA	NA
Speak a language other than English	99,096	7.1%	67,700	68.3%	31,396	31.7%
Spanish	61,483	4.4%	42,614	69.3%	18,869	30.7%
Other languages	37,613	2.7%	25,086	66.7%	12,527	33.3%

Source: United States Census Bureau, "LANGUAGE SPOKEN AT HOME 2019 American Community Survey 1-year Estimates, Table S1601" <https://data.census.gov/cedsci/table?g=0400000US31&tid=ACSS1Y2019.S1601> [accessed January 13, 2022]

Skills Gaps

Introduction

The information provided in this section is derived from studies conducted during calendar years 2019 and 2020 by the Nebraska Department of Labor Office of Labor Market Information (LMI) regarding skills gaps among the following areas or regions:

- Central region;
- O'Neill area;
- Panhandle region;
- Southwest region; and
- Valentine area.

A skills gap is present if it is difficult for a large share of employers to hire in a particular occupation and there is a persistent gap between the demand for new workers and the number of individuals entering that occupation. In the following studies of skills gaps, two key questions were asked.

- In what part of the labor force, if any, is a skills gap present?
- Is the skills gap the result of a lack of education and training opportunities or are other factors at work?

Central region (Grand Island, Hastings, Kearney, and Lexington areas)¹²

The Nebraska Departments of Labor and Economic Development led efforts between September 2019 and mid-January 2020 to survey both households and businesses in the central region of Nebraska, which includes the Grand Island, Hastings, Kearney, and Lexington areas. Surveys were designed to examine the skills and work preferences of regional residents and the skill needs and training practices of local employers. These surveys were the *Central Nebraska Labor Availability Survey* and the *Central Nebraska Hiring and Training Needs Survey*. Results of the surveys can be used to assess the demand for and supply of labor in the combined area, which is composed of all of Adams, Buffalo, Clay, Dawson, Franklin, Gosper, Hall, Hamilton, Howard, Kearney, Merrick, Nuckolls, Phelps, and Webster Counties.

Survey results yielded information about the skills of the local workforce and the hiring and training needs of area businesses. Results provided insight into whether there are skills gaps present in individual occupations within the Grand Island, Hastings, Kearney, and Lexington areas. Survey results also indicated that skills gaps have potential to limit growth in the Grand Island, Hastings, Kearney, and Lexington area economies. In particular, 53.4 percent of central region employers reported that if they were asked to consider an expansion they would have difficulty finding workers, according to responses to the *Central Nebraska Hiring and Training Needs Survey*. The shares were 51.9 percent in Grand Island, 49.9 percent in Hastings, and 54.4 percent in Kearney. The share was much higher in Lexington, 68.4 percent.

Measuring the skills gap is challenging. After all, both businesses and workers are likely to cite difficulties in the labor market with some frequency. For employers, finding and maintaining a productive workforce is one of the key challenges of running a business. Likewise, finding and keeping meaningful employment is one of the key career challenges faced by workers. Consistent with this perspective, results from the *Central Nebraska Labor Availability Survey* indicated that 66.5 percent of Grand Island, Hastings, Kearney, and Lexington area job seekers found that a lack of local job opportunities was an obstacle to finding new employment. At the same time, 73.3 percent of employers responding to the *Central Nebraska Hiring and Training Needs Survey* indicated that it is difficult to hire workers. Do these survey responses mean that a broad-based skills gap is present in the Grand Island, Hastings, Kearney, and Lexington area economies? Not necessarily. After all, as noted above, we would anticipate a certain level of concern by businesses and people given the rigor of the labor market. A more interesting question would be: For which occupations is it most difficult to find workers, or to find a job? Further, to identify a skills gap in a particular occupation, we also must identify factors which are causing a lingering shortfall in the number of qualified and hireable workers available to employers.

Analyses are provided in Tables 57 through 64 for the following occupations in the central region:

- heavy and tractor-trailer truck drivers (SOC 53-3032)
- registered nurses (SOC 29-1141)
- accountants and auditors (SOC 13-2011)
- electricians (SOC 47-2111)
- welders, cutters, solderers and brazers (SOC 51-4121)
- automotive service technicians and mechanics (SOC 49-3023)
- carpenters (SOC 13-2072)
- farmworkers and laborers, crop, nursery and greenhouse (SOC 45-2092)

Table 57. Key findings regarding skills gaps for heavy and tractor-trailer truck drivers

Factor	Heavy and tractor-trailer truck drivers (SOC 53-3032)
Percent indicating it is difficult to hire	87.4%
Reasons for difficulty in hiring	-
Lack of experience	76.5%
Poor work history	76.2%
Lack of occupation-specific skills	70.0%

¹² Nebraska Department of Labor, “Grand Island, Hasting, Kearney, and Lexington Area Skills Gap Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Central_Skills_Gap_2020.pdf [accessed January 18, 2022]. The complete report may be accessed using the preceding link.

Factor	Heavy and tractor-trailer truck drivers (SOC 53-3032)
Failed background check	38.6%
Wage demands too high	41.2%
Lack of required licenses/certificates	63.3%
Language barriers	12.7%
Not enough applicants	91.2%
Availability for shifts required	30.7%
Lack of required education	18.8%
Overqualified	3.4%
Citizenship/work authorization	8.0%
Available housing	10.5%
Location of business	0.0%
Other	7.1%
Average annual openings	56
Community college certificate graduates – bus and truck driver, entering occupation in central region workforce annually	20
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	27.2%
Experience required but less than 1 year	35.2%
1 year or more experience required	37.6%

Source: Nebraska Department of Labor, “Grand Island, Hasting, Kearney, and Lexington Area Skills Gap Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Central_Skills_Gap_2020.pdf [accessed January 18, 2022].

Table 58. Key findings regarding skills gaps for registered nurses

Factor	Registered nurses (SOC 29-1141)
Percent indicating it is difficult to hire	84.7%
Reasons for difficulty in hiring	-
Lack of experience	18.0%
Poor work history	13.5%
Lack of occupation-specific skills	31.5%
Failed background check	9.9%
Wage demands too high	68.5%
Lack of required licenses/certificates	22.5%
Language barriers	5.5%
Not enough applicants	95.5%
Availability for shifts required	27.9%
Lack of required education	9.5%
Overqualified	4.5%
Citizenship/work authorization	0.0%
Available housing	5.4%
Location of business	9.0%
Other	4.5%
Average annual openings	67
College graduates – registered nursing, entering occupation in central region workforce annually	59
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	30.5%
Experience required but less than 1 year	31.3%
1 year or more experience required	38.2%

Source: Nebraska Department of Labor, “Grand Island, Hasting, Kearney, and Lexington Area Skills Gap Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Central_Skills_Gap_2020.pdf [accessed January 18, 2022].

Table 59. Key findings regarding skills gaps for accountants and auditors

Factor	Accountants and auditors (SOC 13-2011)
Percent indicating it is difficult to hire	91.4%
Reasons for difficulty in hiring	-
Lack of experience	90.5%
Poor work history	30.4%
Lack of occupation-specific skills	100.0%
Failed background check	0.0%
Wage demands too high	49.3%
Lack of required licenses/certificates	41.0%
Language barriers	0.0%
Not enough applicants	100.0%
Availability for shifts required	9.5%
Lack of required education	50.7%
Overqualified	0.0%
Citizenship/work authorization	0.0%
Available housing	0.0%
Location of business	41.0%
Other	9.5%
Average annual openings	14
College graduates, entering occupation in central region workforce annually	5+
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	8.7%
Experience required but less than 1 year	27.6%
1 year or more experience required	63.7%

Source: Nebraska Department of Labor, "Grand Island, Hastings, Kearney, and Lexington Area Skills Gap Report," https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Central_Skills_Gap_2020.pdf [accessed January 18, 2022].

Table 60. Key findings regarding skills gaps for electricians

Factor	Electricians (SOC 47-2111)
Percent indicating it is difficult to hire	91.7%
Reasons for difficulty in hiring	-
Lack of experience	72.7%
Poor work history	54.5%
Lack of occupation-specific skills	90.9%
Failed background check	9.1%
Wage demands too high	18.2%
Lack of required licenses/certificates	81.8%
Language barriers	0.0%
Not enough applicants	90.9%
Availability for shifts required	0.0%
Lack of required education	9.1%
Overqualified	0.0%
Citizenship/work authorization	0.0%
Available housing	0.0%
Location of business	0.0%
Other	0.0%
Average annual openings	9
Community college graduates – electrician programs, entering occupation in central region workforce annually	9
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	0.0%

Factor	Electricians (SOC 47-2111)
Experience required but less than 1 year	27.3%
1 year or more experience required	72.7%

Source: Nebraska Department of Labor, "Grand Island, Hasting, Kearney, and Lexington Area Skills Gap Report," https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Central_Skills_Gap_2020.pdf [accessed January 18, 2022].

Table 61. Key findings regarding skills gaps for welders, cutters, solderers, and braziers

Factor	Welders, cutters, solderers and braziers (SOC 51-4121)
Percent indicating it is difficult to hire	84.5%
Reasons for difficulty in hiring	-
Lack of experience	91.0%
Poor work history	80.5%
Lack of occupation-specific skills	77.0%
Failed background check	28.1%
Wage demands too high	37.1%
Lack of required licenses/certificates	16.0%
Language barriers	23.6%
Not enough applicants	84.0%
Availability for shifts required	18.5%
Lack of required education	23.0%
Overqualified	0.0%
Citizenship/work authorization	14.0%
Available housing	4.5%
Location of business	11.5%
Other	4.5%
Average annual openings	18
Community college graduates – welding technology, entering occupation in central region workforce annually	20
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	11.4%
Experience required but less than 1 year	40.0%
1 year or more experience required	48.7%

Source: Nebraska Department of Labor, "Grand Island, Hasting, Kearney, and Lexington Area Skills Gap Report," https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Central_Skills_Gap_2020.pdf [accessed January 18, 2022].

Table 62. Key findings regarding skills gaps for welders, cutters, solderers, and braziers

Factor	Automotive service technicians and mechanics (SOC 49-3023)
Percent indicating it is difficult to hire	89.0%
Reasons for difficulty in hiring	-
Lack of experience	67.9%
Poor work history	61.5%
Lack of occupation-specific skills	71.9%
Failed background check	28.4%
Wage demands too high	38.9%
Lack of required licenses/certificates	32.3%
Language barriers	8.5%
Not enough applicants	100.0%
Availability for shifts required	27.1%
Lack of required education	45.6%
Overqualified	2.7%
Citizenship/work authorization	0.0%
Available housing	9.6%
Location of business	0.0%

Factor	Automotive service technicians and mechanics (SOC 49-3023)
Other	0.0%
Average annual openings	10
Community college graduates – automotive mechanics, entering occupation in central region workforce annually	11
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	19.7%
Experience required but less than 1 year	32.4%
1 year or more experience required	47.8%

Source: Nebraska Department of Labor, “Grand Island, Hasting, Kearney, and Lexington Area Skills Gap Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Central_Skills_Gap_2020.pdf [accessed January 18, 2022].

Table 63. Key findings regarding skills gaps for carpenters

Occupation	Carpenters (SOC 47-2031)
Percent indicating it is difficult to hire	100.0%
Reasons for difficulty in hiring	
Lack of experience	90.0%
Poor work history	80.0%
Lack of occupation-specific skills	90.0%
Failed background check	50.0%
Wage demands too high	10.0%
Lack of required licenses/certificates	40.0%
Language barriers	40.0%
Not enough applicants	80.0%
Availability for shifts required	0.0%
Lack of required education	0.0%
Overqualified	0.0%
Citizenship/work authorization	30.0%
Available housing	10.0%
Location of business	0.0%
Other	0.0%
Average annual openings	22
Community college graduates – building/construction finishing, entering occupation in central region workforce annually	5
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	20.0%
Experience required but less than 1 year	30.0%
1 year or more experience required	50.0%

Source: Nebraska Department of Labor, “Grand Island, Hasting, Kearney, and Lexington Area Skills Gap Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Central_Skills_Gap_2020.pdf [accessed January 18, 2022].

Table 64. Key findings regarding skills gaps for farmworkers and laborers, crop nursery, and greenhouse

Factor	Farmworkers and laborers, crop nursery and greenhouse (SOC 45-2092)
Percent indicating it is difficult to hire	81.0%
Reasons for difficulty in hiring	-
Lack of experience	47.6%
Poor work history	61.6%
Lack of occupation-specific skills	36.2%
Failed background check	61.1%
Wage demands too high	63.8%

Factor	Farmworkers and laborers, crop nursery and greenhouse (SOC 45-2092)
Lack of required licenses/certificates	24.9%
Language barriers	11.3%
Not enough applicants	72.9%
Availability for shifts required	63.8%
Lack of required education	0.0%
Overqualified	0.0%
Citizenship/work authorization	11.3%
Available housing	0.0%
Location of business	11.6%
Other	11.3%
Average annual openings	65
High school graduates, entering occupation in central region workforce annually	43
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	72.1%
Experience required but less than 1 year	18.7%
1 year or more experience required	9.2%

Source: Nebraska Department of Labor, "Grand Island, Hasting, Kearney, and Lexington Area Skills Gap Report," https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Central_Skills_Gap_2020.pdf [accessed January 18, 2022].

O'Neill area¹³

The Nebraska Departments of Labor and Economic Development led efforts during late 2018 and early 2019 to survey both households and businesses in the O'Neill area. Surveys were designed to examine the skills and work preferences of regional residents and the skill needs and training practices of local employers. These surveys were the O'Neill Area Labor Availability Survey and the O'Neill Area Survey of Hiring and Training Needs. Results of the surveys can be used to assess the demand for and supply of labor in the O'Neill area, which is composed of all or most of Antelope, Boyd, Garfield, Holt, Keya Paha, Knox, Loup, Pierce, Rock and Wheeler counties and a portion of northern Boone County and western Cedar County.

Survey results yielded detailed information about the skills of the local workforce and the hiring and training activities of area businesses. These results provided significant insight into whether there are skills gaps present in individual occupations within the O'Neill area labor market. Such skills gaps are present if a high share of employers find that it is difficult to hire workers for an occupation and there is a persistent gap between the demand for workers and the number of workers entering the occupation. Survey results also indicated that skills gaps have potential to limit growth of the O'Neill area economy. In particular, a large percent of respondents to the O'Neill Area Survey of Hiring and Training Needs indicated that labor availability would be an issue if they were asked to consider a local expansion.

Measuring the skills gap is challenging. After all, both businesses and workers are likely to cite difficulties in the labor market with some frequency. For employers, finding and maintaining a productive work force is one of the key challenges of running a business. Likewise, finding and keeping meaningful employment is one of the key career challenges faced by workers. Sure enough, results from the O'Neill Area Labor Availability Survey indicate that 79.3 percent of O'Neill area job seekers find that a lack of local job opportunities is an obstacle to finding new employment. At the same time, 80.4 percent of employers responding to the O'Neill Area Survey of Hiring and Training Needs indicated that it is difficult to hire workers. Do these survey responses mean that a broad-based skills gap is present in the O'Neill area economy? Not necessarily. After all, as noted above, we would anticipate a certain level of concern by businesses and people given the rigor of the labor market. A more interesting question is: For which occupations is it most difficult to find a worker, or to find a job? Further, to identify a skills gap in a particular occupation, we also must identify factors which are causing a lingering shortfall in the number of qualified and employable workers available to employers.

¹³ Nebraska Department of Labor, "O'Neill Area Skills Gap Report," <https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/ONeillSkillsGap2019.pdf> [accessed January 18, 2022]. The complete report may be accessed using the preceding link.

Related data are provided in Tables 65 through 69 for the following occupations in the O'Neill area:

- farmworkers, farm, ranch, and aquaculture animals (SOC 45-2093)
- heavy and tractor-trailer truck drivers (SOC 53-3032)
- welders, cutters, solderers and brazers (SOC 51-4121)
- registered nurses (SOC 29-1141)
- licensed practical and licensed vocational nurses (SOC 29-2061)

Table 65. Key findings regarding skills gaps for heavy and tractor-trailer truck drivers

Occupation	Heavy and tractor-trailer truck drivers (SOC 53-3032)
Percent indicating it is difficult to hire	89.4%
Reasons for difficulty in hiring	-
Lack of experience	64.5%
Poor work history	73.7%
Lack of occupation-specific skills	71.5%
Failed background check	47.7%
Wage demands too high	50.8%
Lack of required licenses/certificates	68.4%
Language barriers	9.2%
Not enough applicants	96.9%
Availability for shifts required	21.5%
Lack of required education	12.4%
Overqualified	6.1%
Citizenship/work authorization	3.3%
Other	3.1%
Average annual openings	16
Community college certificate graduates – bus and truck driver, entering occupation in O'Neill area workforce annually	0
Seeking to re-enter the workforce – in occupation	18
Minimum experience requirement	-
No experience required	18.0%
Experience required but less than 1 year	48.8%
1 year or more experience required	33.2%

Source: Nebraska Department of Labor, "O'Neill Area Skills Gap Report,"

<https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/ONeillSkillsGap2019.pdf> [accessed January 18, 2022]

Table 66. Key findings regarding skills gaps for registered nurses

Occupation	Registered nurses (SOC 29-1141)
Percent indicating it is difficult to hire	86.1%
Reasons for difficulty in hiring	-
Lack of experience	13.4%
Poor work history	22.2%
Lack of occupation-specific skills	29.4%
Failed background check	15.6%
Wage demands too high	28.7%
Lack of required licenses/certificates	35.7%
Language barriers	0.0%
Not enough applicants	100.0%
Availability for shifts required	23.8%
Lack of required education	13.8%
Overqualified	6.6%
Citizenship/work authorization	0.0%
Other	6.6%
Average annual openings	9

Occupation	Registered nurses (SOC 29-1141)
College or community college graduates – registered nursing, entering occupation in O’Neill area workforce annually	2
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	64.2%
Experience required but less than 1 year	23.7%
1 year or more experience required	12.1%

Source: Nebraska Department of Labor, “O’Neill Area Skills Gap Report,”

<https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/ONeillSkillsGap2019.pdf> [accessed January 18, 2022]

Table 67. Key findings regarding skills gaps for licensed practical nurses and licensed vocational nurses

Occupation	Licensed practical and licensed vocational nurses (SOC 29-2061)
Percent indicating it is difficult to hire	69.3%
Reasons for difficulty in hiring	-
Lack of experience	0.0%
Poor work history	0.0%
Lack of occupation-specific skills	50.0%
Failed background check	0.0%
Wage demands too high	50.0%
Lack of required licenses/certificates	0.0%
Language barriers	0.0%
Not enough applicants	100.0%
Availability for shifts required	0.0%
Lack of required education	0.0%
Overqualified	0.0%
Citizenship/work authorization	0.0%
Other	0.0%
Average annual openings	3
Community college certificate graduates – licensed practical nurse, entering occupation in O’Neill area workforce annually	1
Seeking to re-enter the workforce – in occupation	21
Minimum experience requirement	-
No experience required	65.4%
Experience required but less than 1 year	34.6%
1 year or more experience required	0.0%

Source: Nebraska Department of Labor, “O’Neill Area Skills Gap Report,”

<https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/ONeillSkillsGap2019.pdf> [accessed January 18, 2022]

Table 68. Key findings regarding skills gaps for farmworkers, farm, ranch, and aquaculture animals

Occupation	Farmworkers, farm, ranch and aquaculture animals (SOC 45-2093)
Percent indicating it is difficult to hire	82.2%
Reasons for difficulty in hiring	-
Lack of experience	67.1%
Poor work history	59.3%
Lack of occupation-specific skills	52.8%
Failed background check	22.2%
Wage demands too high	34.3%
Lack of required licenses/certificates	3.7%
Language barriers	22.9%
Not enough applicants	82.4%
Availability for shifts required	19.3%

Occupation	Farmworkers, farm, ranch and aquaculture animals (SOC 45-2093)
Lack of required education	7.3%
Overqualified	0.0%
Citizenship/work authorization	26.8%
Other	0.0%
Average annual openings	15
High school graduates, entering occupation in O'Neill area workforce annually	11
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	42.3%
Experience required but less than 1 year	27.9%
1 year or more experience required	29.8%

Source: Nebraska Department of Labor, "O'Neill Area Skills Gap Report,"

<https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/ONeillSkillsGap2019.pdf> [accessed January 18, 2022]

Table 69. Key findings regarding skills gaps for welders, cutters, solderers, and braziers

Occupation	Welders, cutters, solderers and braziers (SOC 51-4121)
Percent indicating it is difficult to hire	88.6%
Reasons for difficulty in hiring	-
Lack of experience	39.1%
Poor work history	59.4%
Lack of occupation-specific skills	39.2%
Failed background check	46.4%
Wage demands too high	46.0%
Lack of required licenses/certificates	0.0%
Language barriers	0.0%
Not enough applicants	60.8%
Availability for shifts required	0.0%
Lack of required education	0.0%
Overqualified	0.0%
Citizenship/work authorization	31.9%
Other	5.2%
Average annual openings	4
Community college graduates – welding technology, entering occupation in O'Neill area workforce annually	1
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	48.0%
Experience required but less than 1 year	39.3%
1 year or more experience required	12.8%

Source: Nebraska Department of Labor, "O'Neill Area Skills Gap Report,"

<https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/ONeillSkillsGap2019.pdf> [accessed January 18, 2022]

Panhandle region (Scottsbluff, Alliance, and Chadron areas)¹⁴

The Nebraska Departments of Labor and Economic Development led efforts between September 2019 and mid-January 2020 to survey both households and businesses in the Scottsbluff, Alliance and Chadron area. Surveys were designed to examine the skills and work preferences of regional residents and the skill needs and training practices of local employers. These surveys were the Panhandle Area Labor Availability Survey and the Panhandle Area Hiring and Training Needs Survey. Results of the surveys can be used to assess the demand for and supply of labor in the combined area, which is

¹⁴ Nebraska Department of Labor, "Scottsbluff, Alliance, and Chadron Area Skills Gap Report,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Panhandle_Skills_Gap2019.pdf [accessed January 18, 2022]. The complete report may be accessed using the preceding link.

composed of all of Scotts Bluff, Box Butte, Dawes, Banner and Sioux counties as well as parts of Morrill and Sheridan counties, Goshen county Wyoming and Fall River county South Dakota.

Survey results yielded information about the skills of the local workforce and the hiring and training needs of area businesses. Results provided insight into whether there are skills gaps present in individual occupations within the Scottsbluff, Alliance and Chadron area. A skills gap is present in an occupation if a high share of employers find that it is difficult to hire workers and there is a persistent gap between the demand for workers and the number of hireable workers entering the occupation. Survey results also indicate that skills gaps have potential to limit growth in the Scottsbluff, Alliance and Chadron area economies. In particular, 50.3 percent of area employers report that if they were asked to consider an expansion they would have difficulty finding workers, according to responses to the Panhandle Area Hiring and Training Needs Survey. The shares are 44.8 percent in Scottsbluff, 56.8 percent in Alliance to 60.0 percent in Chadron.

Measuring the skills gap is challenging. After all, both businesses and workers are likely to cite difficulties in the labor market with some frequency. For employers, finding and maintaining a productive workforce is one of the key challenges of running a business. Likewise, finding and keeping meaningful employment is one of the key career challenges faced by workers. Consistent with this perspective, results from the Panhandle Area Labor Availability Survey indicated that 77.5 percent of Scottsbluff, Alliance, and Chadron area job seekers find that a lack of local job opportunities is an obstacle to finding new employment. At the same time, 72.1 percent of employers responding to the Panhandle Area Hiring and Training Needs Survey indicated that it is difficult to hire workers. Do these survey responses mean that a broad-based skills gap is present in the Scottsbluff, Alliance, and Chadron area economies? Not necessarily. After all, as noted above, we would anticipate a certain level of concern by businesses and people given the rigor of the labor market. A more interesting question is: For which occupations is it most difficult to find workers, or to find a job? Further, to identify a skills gap in a particular occupation, we also must identify factors, which are causing a lingering shortfall in the number of qualified and hireable workers available to employers.

Related data are provided in Tables 70 through 77 for the following occupations in the panhandle region:

- heavy and tractor-trailer truck drivers (SOC 53-3032)
- registered nurses (SOC 29-1141)
- rail car repairers (SOC 49-3043)
- packers and packagers, hand (SOC 53-7064)
- welders, cutters, solderers and brazers (SOCS 51-4121)
- bookkeeping, accounting and auditing clerks (SOC 43-3031)
- operating engineers (SOC 47-2073)
- construction laborers (SOC 47-2061)

Table 70. Key findings regarding skills gaps for heavy and tractor-training truck drivers

Occupation	Heavy and tractor-trailer truck drivers (SOC 53-3032)
Percent indicating it is difficult to hire	94.4%
Reasons for difficulty in hiring	-
Lack of experience	90.2%
Poor work history	78.2%
Lack of occupation-specific skills	84.2%
Failed background check	68.9%
Wage demands too high	37.7%
Lack of required licenses/certificates	88.8%
Language barriers	34.6%
Not enough applicants	61.7%
Availability for shifts required	40.2%
Lack of required education	34.1%
Overqualified	0.0%
Citizenship/work authorization	27.8%
Available housing	4.8%
Location of business	14.6%
Other	0.0%
Average annual openings	12

Occupation	Heavy and tractor-trailer truck drivers (SOC 53-3032)
Community college certificate graduates – bus and truck driver, entering occupation in panhandle region workforce annually	0
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	13.9%
Experience required but less than 1 year	35.1%
1 year or more experience required	50.9%

Source: Nebraska Department of Labor, "Scottsbluff, Alliance, and Chadron Area Skills Gap Report,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Panhandle_Skills_Gap2019.pdf [accessed January 18, 2022]

Table 71. Key findings regarding skills gaps for registered nurses

Occupation	Registered nurses (SOC 29-1141)
Percent indicating it is difficult to hire	80.4%
Reasons for difficulty in hiring	-
Lack of experience	24.3%
Poor work history	60.8%
Lack of occupation-specific skills	48.6%
Failed background check	12.2%
Wage demands too high	75.7%
Lack of required licenses/certificates	60.8%
Language barriers	0.0%
Not enough applicants	100.0%
Availability for shifts required	48.6%
Lack of required education	63.5%
Overqualified	0.0%
Citizenship/work authorization	0.0%
Available housing	12.2%
Location of business	0.0%
Other	0.0%
Average annual openings	22
College graduates – registered nursing, entering occupation in panhandle region workforce annually	Unknown
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	19.6%
Experience required but less than 1 year	48.9%
1 year or more experience required	31.5%

Source: Nebraska Department of Labor, "Scottsbluff, Alliance, and Chadron Area Skills Gap Report,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Panhandle_Skills_Gap2019.pdf [accessed January 18, 2022]

Table 72. Key findings regarding skills gaps for rail car repairers

Occupation	Rail car repairers (SOC 49-3043)
Percent Indicating It is Difficult to Hire	100.0%
Reasons for difficulty in hiring	-
Lack of experience	50.0%
Poor work history	50.0%
Lack of occupation-specific skills	50.0%
Failed background check	100.0%
Wage demands too high	50.0%
Lack of required licenses/certificates	0.0%
Language barriers	0.0%
Not enough applicants	100.0%
Availability for shifts required	0.0%

Occupation	Rail car repairers (SOC 49-3043)
Lack of required education	0.0%
Overqualified	0.0%
Citizenship/work authorization	0.0%
Available housing	0.0%
Location of business	0.0%
Other	0.0%
Average annual openings	5
Community college graduates, entering occupation in panhandle region workforce annually	6
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	50.0%
Experience required but less than 1 year	0.0%
1 year or more experience required	50.0%

Source: Nebraska Department of Labor, "Scottsbluff, Alliance, and Chadron Area Skills Gap Report."

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Panhandle_Skills_Gap2019.pdf [accessed January 18, 2022]

Table 73. Key findings regarding skills gaps for packers and packagers, hand

Occupation	Packers and packagers, help (SOC 53-7064)
Percent indicating it is difficult to hire	79.6%
Reasons for difficulty in hiring	-
Lack of experience	50.5%
Poor work history	100.0%
Lack of occupation-specific skills	37.9%
Failed background check	100.0%
Wage demands too high	50.5%
Lack of required licenses/certificates	0.0%
Language barriers	0.0%
Not enough applicants	100.0%
Availability for shifts required	0.0%
Lack of required education	0.0%
Overqualified	50.5%
Citizenship/work authorization	50.5%
Available housing	0.0%
Location of business	0.0%
Other	0.0%
Average annual openings	3
High school graduates, entering occupation in panhandle region workforce annually	3
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	59.8%
Experience required but less than 1 year	40.2%
1 year or more experience required	0.0%

Source: Nebraska Department of Labor, "Scottsbluff, Alliance, and Chadron Area Skills Gap Report."

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Panhandle_Skills_Gap2019.pdf [accessed January 18, 2022]

Table 74. Key findings regarding skills gaps for welders, cutters, solderers, and brazers

Occupation	Welders, cutters, solderers and brazers (SOC 51-4121)
Percent indicating it is difficult to hire	100.0%
Reasons for difficulty in hiring	-
Lack of experience	100.0%
Poor work history	88.9%
Lack of occupation-specific skills	100.0%

Occupation	Welders, cutters, solderers and brazers (SOC 51-4121)
Failed background check	31.5%
Wage demands too high	26.0%
Lack of required licenses/certificates	11.1%
Language barriers	0.0%
Not enough applicants	66.8%
Availability for shifts required	9.3%
Lack of required education	31.5%
Overqualified	11.1%
Citizenship/work authorization	0.0%
Available housing	0.0%
Location of business	22.1%
Other	0.0%
Average annual openings	3
Community college graduates – welding technology, entering occupation in panhandle region workforce annually	2
Seeking to re-enter the workforce – in occupation	139
Minimum experience requirement	-
No experience required	0.0%
Experience required but less than 1 year	55.4%
1 year or more experience required	44.6%

Source: Nebraska Department of Labor, “Scottsbluff, Alliance, and Chadron Area Skills Gap Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Panhandle_Skills_Gap2019.pdf accessed January 18, 2022]

Table 75. Key findings regarding skills gaps for bookkeeping, accounting, and auditing clerks

Occupation	Bookkeeping, auditing and accounting clerks (SOC 43-3031)
Percent indicating it is difficult to hire	95.0%
Reasons for difficulty in hiring	-
Lack of experience	87.3%
Poor work history	13.2%
Lack of occupation-specific skills	93.1%
Failed background check	6.9%
Wage demands too high	38.6%
Lack of required licenses/certificates	6.4%
Language barriers	0.0%
Not enough applicants	51.9%
Availability for shifts required	13.2%
Lack of required education	13.2%
Overqualified	0.0%
Citizenship/work authorization	0.0%
Available housing	0.0%
Location of business	0.0%
Other	5.3%
Average annual openings	6
Community college graduates – business programs, entering occupation in panhandle region workforce annually	15
Seeking to re-enter the workforce – in occupation	19
Minimum experience requirement	-
No experience required	6.0%
Experience required but less than 1 year	25.7%
1 year or more experience required	68.3%

Source: Nebraska Department of Labor, “Scottsbluff, Alliance, and Chadron Area Skills Gap Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Panhandle_Skills_Gap2019.pdf [accessed January 18, 2022]

Table 76. Key findings regarding skills gaps for operating engineers

Occupation	Operating engineers (SOC 47-2073)
Percent indicating it is difficult to hire	100.0%
Reasons for difficulty in hiring	-
Lack of experience	88.4%
Poor work history	87.2%
Lack of occupation-specific skills	88.4%
Failed background check	62.3%
Wage demands too high	62.1%
Lack of required licenses/certificates	50.5%
Language barriers	37.7%
Not enough applicants	87.1%
Availability for shifts required	36.6%
Lack of required education	12.8%
Overqualified	0.0%
Citizenship/work authorization	25.0%
Available housing	12.8%
Location of business	0.0%
Other	11.6%
Average annual openings	2
High school graduates, entering occupation in panhandle region workforce annually	2
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	0.0%
Experience required but less than 1 year	62.1%
1 year or more experience required	37.9%

Source: Nebraska Department of Labor, "Scottsbluff, Alliance, and Chadron Area Skills Gap Report,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Panhandle_Skills_Gap2019.pdf [accessed January 18, 2022]

Table 77. Key findings regarding skills gaps for construction laborers

Occupation	Construction laborers (SOC 47-2061)
Percent indicating it is difficult to hire	87.0%
Reasons for difficulty in hiring	-
Lack of experience	50.0%
Poor work history	83.3%
Lack of occupation-specific skills	66.7%
Failed background check	50.0%
Wage demands too high	16.7%
Lack of required licenses/certificates	16.7%
Language barriers	16.7%
Not enough applicants	83.3%
Availability for shifts required	16.7%
Lack of required education	0.0%
Overqualified	0.0%
Citizenship/work authorization	25.0%
Available housing	0.0%
Location of business	0.0%
Other	0.0%
Average annual openings	5
High school graduates, entering occupation in panhandle region workforce annually	5
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	39.1%
Experience required but less than 1 year	39.1%
1 year or more experience required	21.8%

Source: Nebraska Department of Labor, “Scottsbluff, Alliance, and Chadron Area Skills Gap Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Panhandle_Skills_Gap2019.pdf [accessed January 18, 2022]

Southwest region (North Platte, McCook, and Ogallala areas)¹⁵

The Nebraska Departments of Labor and Economic Development facilitated a set of surveys into the skill of workers and the skill needs of employers in the combined North Platte, McCook and Ogallala area. The surveys were conducted between September 2019 and mid-January 2020 (prior to the Coronavirus Pandemic). The southwest region includes the three cities as well as in-commuting zones in adjacent areas of the Southwest Nebraska. In-commuting zones were defined as zip codes with strong commuting connections to one or more of the three cities. In terms of counties, the region includes all of Lincoln, Keith, Red Willow, Perkins, Logan, Chase, Hayes, Frontier, Dundy and Hitchcock counties as well as parts of Deuel and Garden counties. The two surveys conducted were the Southwest Nebraska Labor Availability Survey and the Southwest Nebraska Survey of Hiring and Training Needs.

The study utilized survey results and secondary data about the North Platte, McCook, and Ogallala area to evaluate local job skills and assess whether skills gaps are present. A skills gap is present in an occupation if it is difficult for a large share of employers to hire and there is a persistent gap between the demand for new workers and the number of hireable workers entering that occupation. Results of the study suggested that over the next decade the annual flow of individuals into the workforce will be insufficient to match annual job openings in the North Platte, McCook, and Ogallala areas. There will be a deficit of nearly three hundred new entrants each year, including a deficit of new workers for all blue collar and service occupations and most white-collar occupations. While there is a deficit of new workers, there is more balance in the labor market for experienced workers. In most occupations, there were more experienced workers seeking a new job than gross job openings due to net employment growth, transfers between jobs in the occupation, and workers exiting the occupation. The result suggests a strong “churn” within the regional labor market, as job mobility is strong enough to improve the skills match between employers and experienced workers within an occupation group. Survey results, however, did indicate a large deficit of experienced job seekers in two blue collar occupations: installation, maintenance and repair workers and production workers.

Related data are provided in Tables 78 through 85 for the following occupations and cities in the southwest region:

- heavy and tractor-trailer truck drivers (SOC 53-3032), North Platte, McCook, and Ogallala
- registered nurses (SOC 29-1141), North Platte and McCook
- maintenance and repair workers, general (SOC 49-9071), North Platte, McCook, Ogallala
- laborers and freight, stock and material movers (SOC 53-7062), North Platte, McCook, and Ogallala
- welders, cutters, solderers and brazers (SOC 51-4121), North Platte and McCook
- automotive service technicians and mechanics (SOC 49-3023), North Platte, McCook, and Ogallala
- loan officers (SOC 13-2072), North Platte, McCook, and Ogallala
- construction laborers (SOC 47-2061), North Platte, McCook, and Ogallala

Table 78. Key findings regarding skills gaps for heavy and tractor-training truck drivers, North Platte, McCook, and Ogallala

Occupation	Heavy and tractor-trailer truck drivers (SOC 53-3032)
Percent indicating it is difficult to hire	87.6%
Reasons for difficulty in hiring	-
Lack of experience	76.6%
Poor work history	76.6%
Lack of occupation-specific skills	85.9%
Failed background check	71.6%
Wage demands too high	53.0%
Lack of required licenses/certificates	85.9%
Language barriers	0.0%
Not enough applicants	90.6%
Availability for shifts required	28.3%
Lack of required education	28.3%
Overqualified	0.0%
Citizenship/work authorization	0.0%

¹⁵ Nebraska Department of Labor, “North Platte, McCook, and Ogallala Area Skills Gap Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Southwest_Skills_Gap_2020.pdf [accessed January 18, 2022]. The complete report may be accessed using the preceding link.

Occupation	Heavy and tractor-trailer truck drivers (SOC 53-3032)
Available housing	33.2%
Location of business	24.6%
Other	9.4%
Average annual openings	15
Community college certificate graduates – bus and truck driver, entering occupation in panhandle region workforce annually	0
Seeking to re-enter the workforce – in occupation	15
Minimum experience requirement	-
No experience required	33.0%
Experience required but less than 1 year	28.7%
1 year or more experience required	38.3%

Source: Nebraska Department of Labor, “North Platte, McCook, and Ogallala Area Skills Gap Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Southwest_Skills_Gap_2020.pdf [accessed January 18, 2022]

Table 79. Key findings regarding skills gaps for registered nurses, North Platte and McCook

Occupation	Registered nurses (SOC 29-1141)
Percent indicating it is difficult to hire	77.8%
Reasons for difficulty in hiring	-
Lack of experience	71.4%
Poor work history	28.6%
Lack of occupation-specific skills	71.4%
Failed background check	0.0%
Wage demands too high	57.1%
Lack of required licenses/certificates	42.9%
Language barriers	0.0%
Not enough applicants	100.0%
Availability for shifts required	42.9%
Lack of required education	42.9%
Overqualified	0.0%
Citizenship/work authorization	0.0%
Available housing	28.6%
Location of business	42.9%
Other	0.0%
Average annual openings	11
College graduates – registered nursing, entering occupation in panhandle region workforce annually	0
Seeking to re-enter the workforce – in occupation	137
Minimum experience requirement	-
No experience required	44.4%
Experience required but less than 1 year	11.1%
1 year or more experience required	44.4%

Source: Nebraska Department of Labor, “North Platte, McCook, and Ogallala Area Skills Gap Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Southwest_Skills_Gap_2020.pdf [accessed January 18, 2022]

Table 80. Key findings regarding skills gaps for maintenance and repair workers, general, North Platte, McCook, and Ogallala

Occupation	Maintenance and repair workers, general (SOC 49-9071)
Percent indicating it is difficult to hire	77.5%
Reasons for difficulty in hiring	-
Lack of experience	100.0%
Poor work history	90.8%
Lack of occupation-specific skills	85.4%
Failed background check	25.1%
Wage demands too high	31.8%
Lack of required licenses/certificates	17.3%

Occupation	Maintenance and repair workers, general (SOC 49-9071)
Language barriers	9.4%
Not enough applicants	92.1%
Availability for shifts required	32.7%
Lack of required education	26.4%
Overqualified	15.7%
Citizenship/work authorization	9.4%
Available housing	17.0%
Location of business	0.0%
Other	0.0%
Average annual openings	5
Community college graduates, entering occupation in panhandle region workforce annually	1
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	26.1%
Experience required but less than 1 year	42.8%
1 year or more experience required	31.2%

Source: Nebraska Department of Labor, "North Platte, McCook, and Ogallala Area Skills Gap Report,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Southwest_Skills_Gap_2020.pdf [accessed January 18, 2022]

Table 81. Key findings regarding skills gaps for laborers and freight, stock and material movers, North Platte, McCook, and Ogallala

Occupation	Laborers and freight, stock and material movers (SOC 53-7062)
Percent indicating it is difficult to hire	90.5%
Reasons for difficulty in hiring	-
Lack of experience	45.3%
Poor work history	64.3%
Lack of occupation-specific skills	34.5%
Failed background check	64.3%
Wage demands too high	54.7%
Lack of required licenses/certificates	17.1%
Language barriers	0.0%
Not enough applicants	53.1%
Availability for shifts required	17.5%
Lack of required education	0.0%
Overqualified	18.6%
Citizenship/work authorization	0.0%
Available housing	0.0%
Location of business	0.0%
Other	18.6%
Average annual openings	11
High school graduates, entering occupation in panhandle region workforce annually	9
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	48.1%
Experience required but less than 1 year	51.9%
1 year or more experience required	0.0%

Source: Nebraska Department of Labor, "North Platte, McCook, and Ogallala Area Skills Gap Report,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Southwest_Skills_Gap_2020.pdf [accessed January 18, 2022]

Table 82. Key findings regarding skills gaps for welders, cutters, solderers and brazers, North Platte, and McCook

Occupation	Welders, cutters, solderers and brazers (SOC 51-4121)
Percent indicating it is difficult to hire	100.0%
Reasons for difficulty in hiring	-
Lack of experience	82.8%
Poor work history	86.0%
Lack of occupation-specific skills	100.0%
Failed background check	64.8%
Wage demands too high	29.9%
Lack of required licenses/certificates	40.5%
Language barriers	19.3%
Not enough applicants	86.0%
Availability for shifts required	0.0%
Lack of required education	40.5%
Overqualified	17.7%
Citizenship/work authorization	19.3%
Available housing	27.8%
Location of business	17.2%
Other	0.0%
Average annual openings	2
Community college graduates – welding technology, entering occupation in panhandle region workforce annually	5
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	0.0%
Experience required but less than 1 year	42.3%
1 year or more experience required	57.7%

Source: Nebraska Department of Labor, "North Platte, McCook, and Ogallala Area Skills Gap Report,"

https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Southwest_Skills_Gap_2020.pdf [accessed January 18, 2022]

Table 83. Key findings regarding skills gaps for automotive service technicians and mechanics, North Platte, McCook, and Ogallala

Occupation	Automotive service technicians and mechanics (SOC 49-3023)
Percent indicating it is difficult to hire	79.9%
Reasons for difficulty in hiring	-
Lack of experience	74.9%
Poor work history	67.8%
Lack of occupation-specific skills	76.8%
Failed background check	30.3%
Wage demands too high	35.6%
Lack of required licenses/certificates	41.2%
Language barriers	7.1%
Not enough applicants	57.3%
Availability for shifts required	21.3%
Lack of required education	32.2%
Overqualified	7.1%
Citizenship/work authorization	7.1%
Available housing	16.1%
Location of business	0.0%
Other	0.0%
Average annual openings	3
Community college graduates – business programs, entering occupation in panhandle region workforce annually	7
Seeking to re-enter the workforce – in occupation	40
Minimum experience requirement	-

Occupation	Automotive service technicians and mechanics (SOC 49-3023)
No experience required	12.9%
Experience required but less than 1 year	50.0%
1 year or more experience required	37.1%

Source: Nebraska Department of Labor, "North Platte, McCook, and Ogallala Area Skills Gap Report," https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Southwest_Skills_Gap_2020.pdf [accessed January 18, 2022]

Table 84. Key findings regarding skills gaps for loan officers, North Platte, McCook, and Ogallala

Occupation	Loan officers (SOC 13-2072)
Percent indicating it is difficult to hire	100.0%
Reasons for difficulty in hiring	-
Lack of experience	100.0%
Poor work history	20.3%
Lack of occupation-specific skills	100.0%
Failed background check	20.3%
Wage demands too high	79.7%
Lack of required licenses/certificates	20.3%
Language barriers	0.0%
Not enough applicants	100.0%
Availability for shifts required	0.0%
Lack of required education	20.3%
Overqualified	20.3%
Citizenship/work authorization	0.0%
Available housing	81.4%
Location of business	20.3%
Other	0.0%
Average annual openings	3
College graduates (returning to the area), entering occupation in panhandle region workforce annually	3
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	0.0%
Experience required but less than 1 year	59.3%
1 year or more experience required	40.7%

Source: Nebraska Department of Labor, "North Platte, McCook, and Ogallala Area Skills Gap Report," https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Southwest_Skills_Gap_2020.pdf [accessed January 18, 2022]

Table 85. Key findings regarding skills gaps for construction laborers, North Platte, McCook, and Ogallala

Occupation	Construction laborers (SOC 47-2061)
Percent indicating it is difficult to hire	80.9%
Reasons for difficulty in hiring	-
Lack of experience	80.9%
Poor work history	91.3%
Lack of occupation-specific skills	92.7%
Failed background check	71.0%
Wage demands too high	42.7%
Lack of required licenses/certificates	11.8%
Language barriers	23.7%
Not enough applicants	91.3%
Availability for shifts required	23.7%
Lack of required education	0.0%
Overqualified	0.0%
Citizenship/work authorization	0.0%
Available housing	23.7%
Location of business	11.8%
Other	0.0%
Average annual openings	3

Occupation	Construction laborers (SOC 47-2061)
High school graduates, entering occupation in panhandle region workforce annually	2
Seeking to re-enter the workforce – in occupation	128
Minimum experience requirement	-
No experience required	53.7%
Experience required but less than 1 year	35.7%
1 year or more experience required	10.6%

Source: Nebraska Department of Labor, “North Platte, McCook, and Ogallala Area Skills Gap Report,” https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/Southwest_Skills_Gap_2020.pdf [accessed January 18, 2022]

Valentine area¹⁶

The Nebraska Department of Labor led efforts to conduct two surveys regarding the skills of workers and skill needs of employers in the Valentine area. The surveys were conducted during late 2018 and early 2019. The Valentine area includes all or most of Blaine, Brown, Cherry, Grant, Hooker, Keya Paha, and Thomas counties in Nebraska and Todd and Tripp Counties in South Dakota, as well as a portion of eastern Garden and Sheridan counties in Nebraska. The two surveys used were the Valentine Area Labor Availability Survey and the Valentine Area Survey of Hiring and Training Needs. The current study utilized the results of both surveys, as well as secondary data about the Valentine area, to summarize information about job skills and whether a local skills gap is present. Results of the study suggested that over the next decade the annual flow of individuals into the workforce in the Valentine area will lag the projected annual job openings due to net job growth and worker replacement. This annual deficit is partly due to significant outmigration from the region. Larger deficits are found among teachers, health care practitioners, farm workers, office and administrative support workers and sales and related workers. For teachers and health care practitioners, efforts should be made to further expand on-line course opportunities so that students can earn degrees while living in the region. The state of Nebraska also can establish and expand incentive programs for students in these occupations to return to the region after receiving their degree. Among service and blue-collar occupations, these annual deficits also can arise because a significant share of workers are difficult to hire due to a “poor work history,” which typically means frequent job changes. There appears to be a large group of applicants who have some or all of the relevant occupation-specific skills, but who are still not appealing to employers due to a poor work history or an inability to pass a background check. This raises two key questions: Is there a subset of workers in these occupations with potential to change, that is, to become more committed to and a better team member at work? How would workers who are able to change be identified? To answer these questions, there should be extensive discussion with human resources representatives and direct supervisors of workers regarding practical steps workers can take, if any, over time to change a poor work history into a good work history. For all skilled blue-collar occupations such as construction and extraction, production, and installation, maintenance and repair, potential employees can be prepared through enhanced training, education, internship and apprenticeship opportunities developed through collaboration between employers, training entities and other education institutions. State government and local organizations also can participate by sharing the cost of these activities with employers.

In addition, analysis did not find that wage levels in the Valentine area are a significant challenge for hiring among the existing workforces. Specifically, in many occupation groups, the wage requirements of individuals seeking work: 1) represent only a moderate increase over their current wage and 2) are within the prevailing wages found in the Valentine area labor market. Evidence of a wage-based skills gap is found in just two occupation groups, managers and health care support workers. Wage levels in the Valentine area, however, may be an issue for attracting workers from outside the region. Many employers also are concerned that about the potential loss of skill and experience due to the retirement of workers over the next five years, including 28.3 percent who are very concerned. About one-third of employers are taking steps to address potential skills gaps due to upcoming retirements. Notably, 9.3 percent of employers are hiring workers with the lost skills. However, a more common approach is to utilize existing workers. Forty-four percent of employers are providing training or on-the-job mentoring to current or new workers and 13.0 percent are retaining retiring workers on a part-time basis.

¹⁶ Nebraska Department of Labor, “Valentine Area Skills Gap Report,” <https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/ValentineSkillsGap2019.pdf> [accessed January 18, 2022]. The complete report may be accessed using the preceding link.

Related data are provided in Tables 86 through 90 for the following occupations in the Valentine area:

- heavy and tractor-trailer truck drivers (SOC 53-3032)
- licensed practical and licensed vocational nurses (SOC 29-2061)
- farmworkers, farm, ranch and aquaculture animals (SOC 45-2093)
- welders, cutters, solderers and brazers (SOC 51-4121)
- agricultural equipment operators (SOC 45-2091)

Table 86. Key findings regarding skills gaps for heavy and tractor-trailer truck drivers

Occupation	Heavy and tractor-trailer truck drivers (SOC 53-3032)
Percent indicating it is difficult to hire	100.0%
Reasons for difficulty in hiring	-
Lack of experience	65.6%
Poor work history	71.4%
Lack of occupation-specific skills	74.9%
Failed background check	44.3%
Wage demands too high	32.8%
Lack of required licenses/certificates	71.8%
Language barriers	11.1%
Not enough applicants	84.9%
Availability for shifts required	21.7%
Lack of required education	35.0%
Overqualified	0.0%
Citizenship/work authorization	10.6%
Other	7.5%
Average annual openings	11
Community college certificate graduates – bus and truck driver, entering occupation in panhandle region workforce annually	0
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	17.7%
Experience required but less than 1 year	52.1%
1 year or more experience required	30.1%

Source: Nebraska Department of Labor, "Valentine Area Skills Gap Report,"

<https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/ValentineSkillsGap2019.pdf> [accessed January 18, 2022]

Table 87. Key findings regarding skills gaps for licensed practical and licensed vocational nurses

Occupation	Licensed practical and licensed vocational nurses (SOC 29-2061)
Percent indicating it is difficult to hire	100.0%
Reasons for difficulty in hiring	-
Lack of experience	0.0%
Poor work history	0.0%
Lack of occupation-specific skills	33.3%
Failed background check	0.0%
Wage demands too high	33.3%
Lack of required licenses/certificates	66.7%
Language barriers	0.0%
Not enough applicants	100.0%
Availability for shifts required	33.3%
Lack of required education	33.3%
Overqualified	0.0%
Citizenship/work authorization	0.0%
Other	33.3%
Average annual openings	2

Occupation	Licensed practical and licensed vocational nurses (SOC 29-2061)
College or community college graduates – licensed practical nursing, entering occupation in panhandle region workforce annually	1
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	66.7%
Experience required but less than 1 year	33.3%
1 year or more experience required	0.0%

Source: Nebraska Department of Labor, "Valentine Area Skills Gap Report,"

<https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/ValentineSkillsGap2019.pdf> [accessed January 18, 2022]

Table 88. Key findings regarding skills gaps for farmworkers, farm, ranch and aquaculture animals

Occupation	Farmworkers, farm, ranch and aquaculture animals (SOC 45-2093)
Percent indicating it is difficult to hire	91.3%
Reasons for difficulty in hiring	-
Lack of experience	55.8%
Poor work history	60.0%
Lack of occupation-specific skills	63.3%
Failed background check	21.1%
Wage demands too high	28.4%
Lack of required licenses/certificates	9.5%
Language barriers	3.2%
Not enough applicants	85.2%
Availability for shifts required	9.5%
Lack of required education	3.2%
Overqualified	6.3%
Citizenship/work authorization	9.5%
Other	3.2%
Average annual openings	15
High school graduates, entering occupation in panhandle region workforce annually	13
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	22.9%
Experience required but less than 1 year	23.8%
1 year or more experience required	53.4%

Source: Nebraska Department of Labor, "Valentine Area Skills Gap Report,"

<https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/ValentineSkillsGap2019.pdf> [accessed January 18, 2022]

Table 89. Key findings regarding skills gaps for welders, cutters, solderers and brazers

Occupation	Welders, cutters, solderers and brazers (SOC 51-4121)
Percent indicating it is difficult to hire	100.0%
Reasons for difficulty in hiring	-
Lack of experience	84.4%
Poor work history	84.4%
Lack of occupation-specific skills	53.2%
Failed background check	31.2%
Wage demands too high	50.6%
Lack of required licenses/certificates	0.0%
Language barriers	15.6%
Not enough applicants	100.0%
Availability for shifts required	65.1%
Lack of required education	0.0%
Overqualified	0.0%
Citizenship/work authorization	31.2%

Occupation	Welders, cutters, solderers and brazers (SOC 51-4121)
Other	15.6%
Average annual openings	3
Community college graduates – welding technology, entering occupation in panhandle region workforce annually	1 in 3 years
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	34.9%
Experience required but less than 1 year	33.8%
1 year or more experience required	31.2%

Source: Nebraska Department of Labor, “Valentine Area Skills Gap Report.” <https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/ValentineSkillsGap2019.pdf> [accessed January 18, 2022]

Table 90. Key findings regarding skills gaps for agricultural equipment operators

Occupation	Agricultural equipment operators (SOC 45-2091)
Percent indicating it is difficult to hire	100.0%
Reasons for difficulty in hiring	-
Lack of experience	36.4%
Poor work history	36.4%
Lack of occupation-specific skills	14.9%
Failed background check	36.4%
Wage demands too high	14.9%
Lack of required licenses/certificates	0.0%
Language barriers	0.0%
Not enough applicants	78.6%
Availability for shifts required	36.0%
Lack of required education	0.0%
Overqualified	0.0%
Citizenship/work authorization	14.9%
Other	0.0%
Average annual openings	5
High school graduates, entering occupation in panhandle region workforce annually	4
Seeking to re-enter the workforce – in occupation	0
Minimum experience requirement	-
No experience required	78.6%
Experience required but less than 1 year	0.0%
1 year or more experience required	21.4%

Source: Nebraska Department of Labor, “Valentine Area Skills Gap Report.” <https://neworks.nebraska.gov/admin/gsipub/htmlarea/uploads/ValentineSkillsGap2019.pdf> [accessed January 18, 2022]

2. Workforce Development, Education and Training Activities Analysis

The Unified or Combined State Plan must include an analysis of the workforce development activities, including education and training in the State, to address the education and skill needs of the workforce, as identified in (a)(1)(B)(iii) above, and the employment needs of employers, as identified in (a)(1)(A)(iii) above. This must include an analysis of—

A. The State’s Workforce Development Activities

Provide an analysis of the State’s workforce development activities, including education and training activities of the core programs, Combined State Plan partner programs included in this plan, and required ⁶ and optional one-stop delivery system partners.⁷ [6] Required one-stop partners: In addition to the core programs, the following partner programs are required to provide access through the one-stops: Career and Technical Education (Perkins), Community Services Block Grant, Indian and Native American programs, HUD Employment and Training programs, Job Corps, Local Veterans’ Employment Representatives and Disabled Veterans’ Outreach Program, National Farmworker Jobs program, Senior Community Service Employment program, Temporary Assistance for Needy Families (TANF) (unless the Governor determines TANF will not be a required partner), Trade Adjustment Assistance programs, Unemployment Compensation programs, and YouthBuild. [7] Workforce development activities may include a wide variety of programs and partners, including educational institutions, faith- and community-based organizations, and human services.

B. The Strengths and Weaknesses of Workforce Development Activities

Provide an analysis of the strengths and weaknesses of the workforce development activities identified in (A), directly above.

C. State Workforce Development Capacity

Provide an analysis of the capacity of State entities to provide the workforce development activities identified in (A), above.

State workforce development activities

The education and skills needs of the workforce and the employment needs of employers, as identified above, are addressed through delivery of basic and individualized career services by plan partner programs. Basic and individualized career services are provided in partnership with other required one-stop partners operating in Nebraska’s comprehensive American Job Centers and other one-stop centers. Tables 91 and 92 identify the plan partner programs that provide each career service. In addition, local workforce development boards ensure the involvement of other required and additional one-stop partners. Detailed descriptions of job seeker and employer services provided by each plan partner program are described below in Sections VI and VII of this plan. All career services are physically and programmatically accessible to individuals with disabilities and employers. Further, plan partners and required and additional one-stop partners assist employers through the delivery of other business services as described below in the key strengths section.

Table 91. Basic and individualized career services provided by core partner programs

Basic and individualized career services	Title I Adult, Dislocated Worker	Title II Adult Education	Title III Wagner-Peyser	Title IV VR - General	Title IV VR - Blind
Eligibility determinations adult, dislocated worker, or youth programs	Yes	–	–	–	Yes
Outreach, intake (including worker profiling), and orientation to information and other services available through the one-stop delivery system. For the TANF program, provide individuals with the opportunity to initiate an application for TANF assistance and non-assistance benefits and services.	Yes	Yes	Yes	–	Yes
Initial assessment of skill levels including literacy, numeracy, and English language proficiency, as well as aptitudes, abilities (including skills gaps), and supportive services needs	Yes	Yes	–	–	Yes
Labor exchange services, including: <ul style="list-style-type: none"> • Job search and placement assistance, and career counseling • Recruitment and other business services on behalf of employers, including information and referrals to specialized business services other than those traditionally offered through the one-stop delivery system 	Yes	Yes	Yes	Yes	Yes
Provision of referrals to and coordination of activities with other programs and services, including programs and services within the one-stop delivery system and, when appropriate, other workforce development programs	Yes	Yes	Yes	Yes	Yes
Provision of workforce and labor market employment statistics information, including the provision of accurate information relating to local, regional, and national labor market areas, including: <ul style="list-style-type: none"> • job vacancy listings in labor market areas; • information on job skills necessary to obtain the vacant jobs listed; and • information relating to local occupations in demand and the earnings, skill requirements, and opportunities for advancement for those jobs 	Yes	Yes	Yes	Yes	Yes
Provision of performance information and program cost information on eligible providers of education, training, and workforce services by program and type of providers	Yes	Yes	Yes	Yes	–
Provision of information, in usable and understandable formats and languages, about how the local area is performing on local performance accountability measures, as well as any additional performance information relating to the area's one-stop delivery system	Yes	Yes	Yes	Yes	–

	Title I Adult, Dislocated Worker	Title II Adult Education	Title III Wagner-Peyser	Title IV VR - General	Title IV VR - Blind
Basic and individualized career services					
Provision of information, in usable and understandable formats and languages, relating to the availability of supportive services or assistance, and appropriate referrals to those services and assistance, including: <ul style="list-style-type: none"> childcare; child support; medical or child health assistance available through the State's Medicaid program and Children's Health Insurance Program; benefits under SNAP; assistance through the earned income tax credit; and assistance under a State program for TANF, and other supportive services and transportation provided through that program 	Yes	Yes	–	Yes	Yes
Provision of information and meaningful assistance to individuals seeking assistance in filing a claim for unemployment compensation	Yes	–	Yes	–	Yes
Assistance in establishing eligibility for programs of financial aid assistance for training and education programs not provided under WIOA	Yes	Yes	–	Yes	Yes
Development of an individual employment plan, to identify employment goals, appropriate achievement objectives, and appropriate combination of services for the participant to achieve employment goals, including the list of and information about eligible training providers	Yes	Yes	–	Yes	Yes
Group [career] counseling	Yes	Yes	Yes	–	Yes
Individual [career] counseling	Yes	Yes	Yes	Yes	Yes
Career planning	Yes	Yes	Yes	Yes	–
Short-term pre-vocational services including development of learning skills, communication skills, interviewing skills, punctuality, personal maintenance skills, and professional conduct services to prepare individuals for unsubsidized employment or training	Yes			Yes	–
Internships and work experiences that are linked to careers	Yes	–	–	Yes	–
Workforce preparation activities	Yes	Yes	–	Yes	–
Financial literacy services	Yes	Yes	–	–	Yes
Out-of-area job search assistance and relocation assistance	Yes	–	–	Yes	Yes
English language acquisition and integrated education and training programs	Yes	Yes	–	–	Yes
Follow-up services, including counseling regarding the workplace, for participants in adult or dislocated worker workforce investment activities who are placed in unsubsidized employment, for up to 12 months after the first day of employment	Yes	Yes	–	Yes	–

Table 92. Basic and individualized career services provided by other plan partner programs

Basic and individualized career services	TANF	SNAP	Trade	JVSG	UI	SCSEP
Eligibility determinations adult, dislocated worker, or youth programs	Yes	–	–	–	–	–
Outreach, intake (including worker profiling), and orientation to information and other services available through the one-stop delivery system. For the TANF program, provide individuals with the opportunity to initiate an application for TANF assistance and non-assistance benefits and services.	Yes	Yes	–	Yes	–	–
Initial assessment of skill levels including literacy, numeracy, and English language proficiency, as well as aptitudes, abilities (including skills gaps), and supportive services needs	Yes	Yes	–	Yes	–	Yes
Labor exchange services, including: <ul style="list-style-type: none"> job search and placement assistance, and career counseling recruitment and other business services on behalf of employers, including information and referrals to specialized business services other than those traditionally offered through the one-stop delivery system 	Yes	Yes	Yes	Yes	–	Yes

Basic and individualized career services	TANF	SNAP	Trade	JVSG	UI	SCSEP
Provision of referrals to and coordination of activities with other programs and services, including programs and services within the one-stop delivery system and, when appropriate, other workforce development programs	Yes	Yes	Yes	Yes	–	Yes
Provision of workforce and labor market employment statistics information, including the provision of accurate information relating to local, regional, and national labor market areas, including: <ul style="list-style-type: none"> • job vacancy listings in labor market areas; • information on job skills necessary to obtain the vacant jobs listed; and • information relating to local occupations in demand and the earnings, skill requirements, and opportunities for advancement for those jobs 	Yes	Yes	Yes	Yes	–	Yes
Provision of performance information and program cost information on eligible providers of education, training, and workforce services by program and type of providers	–	–	Yes	Yes	–	–
Provision of information, in usable and understandable formats and languages, about how the local area is performing on local performance accountability measures, as well as any additional performance information relating to the area's one-stop delivery system	–	Yes	Yes	Yes	–	–
Provision of information, in usable and understandable formats and languages, relating to the availability of supportive services or assistance, and appropriate referrals to those services and assistance, including: <ul style="list-style-type: none"> • childcare; child support; medical or child health assistance available through the State's Medicaid program and Children's Health Insurance Program; benefits under SNAP; assistance through the earned income tax credit; and • assistance under a state program for TANF, and other supportive services and transportation provided through that program 	Yes	Yes	Yes	Yes	–	Yes
Provision of information and meaningful assistance to individuals seeking assistance in filing a claim for unemployment compensation	–	–	Yes	–	–	–
Assistance in establishing eligibility for programs of financial aid assistance for training and education programs not provided under WIOA	Yes	Yes	Yes	Yes	–	Yes
Development of an individual employment plan, to identify employment goals, appropriate achievement objectives, and appropriate combination of services for the participant to achieve employment goals, including the list of and information about eligible training providers	–	Yes	Yes	Yes	–	Yes
Group [career] counseling	Yes	–	Yes	Yes	–	Yes
Individual [career] counseling	Yes	Yes	Yes	Yes	–	Yes
Career planning	Yes	Yes	Yes	Yes	–	Yes
Short-term pre-vocational services including development of learning skills, communication skills, interviewing skills, punctuality, personal maintenance skills, and professional conduct services to prepare individuals for unsubsidized employment or training	Yes	Yes	Yes	Yes	–	Yes
Internships and work experiences that are linked to careers	–	Yes	–	–	–	Yes
Workforce preparation activities	–	Yes	Yes	Yes	–	Yes
Financial literacy services	–	Yes	–	Yes	–	Yes
Out-of-area job search assistance and relocation assistance	–	Yes	Yes	Yes	–	–
English language acquisition and integrated education and training programs	–	Yes	Yes	–	–	–
Follow-up services, including counseling regarding the workplace, for participants in adult or dislocated worker workforce investment activities who are placed in unsubsidized employment, for up to 12 months after the first day of employment	–	Yes	–	–	–	Yes

In addition to the services identified in Table 92, Nebraska’s Trade program will also provide the following services, as authorized by legislation and the US Department of Labor:

- training/TRA;
- co-enrollment and referral to partner programs;
- wage subsidy for reemployed older workers;
- job search allowances;

- relocation allowances; and
- HCTC tax credit.

Detailed descriptions of program services and benefits for TANF and SNAP are provided in the respective program-specific sections of Section VII..

Strengths, weaknesses, and challenges of workforce development activities

Key strengths

Plan partner programs, required and additional one-stop partner programs, and workforce system partners

Collaboration among workforce system partners

Through collaborative relationships, plan partners, other required and additional required one-stop partners, and other workforce system partners, high-quality career and business services are provided, addressing the needs of the job seekers, workers, and employers. Key collaborations among partners include:

- secondary and postsecondary institutions collaborative dual-credit secondary and postsecondary programs;
- earn-and-learn opportunities provided by community colleges, Registered Apprenticeship programs, and on-the-job training;
- a healthcare sector partnership among employers and training providers in the Greater Lincoln Workforce Development Area that matches occupational skills training opportunities with job seeker and worker skills needs;
- non-profit organizations that serve employers and specific job seeker and worker populations;
- workforce preparation academies, bring workforce development services to high school students, provide resume preparation assistance and mock interview services while the students learn about careers and services available to them;
- development of Community Impact Network with United Way, a task force that works to align resources, foster communication and cooperation, and bridge the gap between the multiple organizations that support children and families on the road to stability, with employment being a focus area;
- collaboration between local workforce development areas and Nebraska's Homeless Continuums of Care to provide workforce development and homeless services;
- case management and one-stop training for all core partners, attendees included Nebraska Department of Labor, local area WIOA Title I service providers (NDOL, National Able, Equus, DESI), Trade, Nebraska VR, SNAP Next Step, Reentry (RISE), TANF (ResCare), Ponca Tribe of Nebraska's WIOA, Proteus, YESS program, Mid-Plains Community College, Northeast Community College, Skills for Careers, Adult Basic Education, and other workforce system partners;
- cross training with WIOA Title I and SNAP Next Step staff on virtual service delivery, marketing and outreach, best practices, co-enrollment and co-case management, braided funding, and aligned performance;
- Trade and WIOA Title I collaboration to develop a standard operating procedure and complete cross-training on co-enrollment and co-case management; and
- collaboration between Nebraska Department of Labor and Nebraska VR to develop career pathways and increase sustainable employment for job seekers.

In addition to the collaborations listed above, collaborative relationships among plan partners, other required and additional required one-stop partners, and other workforce system partners, the following initiatives have resulted in the provision of high-quality career and business services are provided that addressing the needs of the job seekers, workers, and employers.

- JAG Nebraska (the Jobs for America's Graduates program operating in Nebraska) is a state-based program currently operating in the Greater Nebraska and Omaha Workforce Development Areas with plans to expand statewide. JAG Nebraska is dedicated to preventing high-school dropout among young people who have significant barriers to graduation or employment. JAG Nebraska provides a variety of services and special projects and activities. Below are two examples.
 - Norfolk – Macy JAG project: Native American youth living on the Omaha Reservation participate in work experience opportunities, cultivating crops in gardens on donated land, setting prices and marketing food for sale, and making decisions on which harvested crops are to be donate to the Umoⁿhoⁿ Nation Public School in Macy, Nebraska; and
 - Omaha Public School System: JAG students are brought to the Omaha American Job Center for a day of workshops including work readiness, program presentations, and familiarization with the AJC to encourage them to come in for employment and training activities and services.

- SNAP Next Step, an employment and training program provided through a partnership between the Nebraska Department of Health and Human Services and the Nebraska Department of Labor, places under-employed SNAP clients who are co-enrolled in WIOA Title I programs in jobs that pay family-sustaining wages.
- The Greater Omaha Workforce Development Area has partnered with the Omaha Public Power District (OPPD) Legacy Program. The Legacy Program is offered to high school seniors and provides opportunities for students to learn about character development and jobs available within OPPD and how to land those jobs;
- The Greater Nebraska Workforce Development Areas has partnered with SCSEP and Nebraska's library system to increase service delivery in rural areas by utilizing SCSEP participants as workforce navigators. Through this partnership, training is provided to library staff on workforce service offerings and how to be a good host agency; and SCSEP participants are trained on basic workforce service delivery and then assigned to a library to help job seekers access career center services in their community. Two sites have been selected to pilot this project in 2022.
- Greater Nebraska Title I and Title III staff have established a collaboration targeting youth participating in Job Corps programs to promote additional career and educational opportunities that will enhance and build upon Job Corps instruction and ensure seamless transition from training to careers with opportunities to advance within specific career fields. Through this collaboration, Title I and Title III staff present to upcoming Job Corps graduates on a rotatory basis so that each region has the opportunity to market employers in their local area in hopes of increasing youth talent to local employers.
- RISE, Nebraska's Reentry Program, uses an inside/out model that bridges incarceration to the community and considers all the critical steps in that journey, preparing and training people for each phase through intensive character development, employment readiness, job creation through entrepreneurship and case management and transforming people in the community by building awareness and empathy that leads to support and opportunity and healing families, creating employment pathways, and lowering recidivism.
- IGNITE Nebraska. Ignite Nebraska is a new workforce development model designed to spark meaningful career opportunities for individuals who are active in the workforce but underrepresented in higher-paying, high-impact industries. In collaboration with Bellevue University and community partners, Blue Cross and Blue Shield of Nebraska (BCBSNE) is providing accelerated higher learning and paid, on-the-job training in the field of information technology (IT). Upon program completion, participants will earn a full-time, rewarding job at BCBSNE or get help finding another local position to put their new skills to work. Ignite provides end-to-end support for individuals' career development, including:
 - identifying individuals who fit the criteria, need the support and have the desire;
 - eliminating financial barriers to post-secondary education and providing accelerated, specialized, hands-on, paid training that leads to a full-time position; and
 - ensuring access to necessary family and financial resources along the way.

Business-focused employer services

Plan partner programs and other required and additional one-stop partners, in partnership with local workforce development boards and other workforce system partners, provide business-focused services, including:

- job fairs, hiring events, and industry sector networks;
- Veteran-specific business services, including assistance with attracting, onboarding, and retention of Veterans and implementing Veteran-hiring initiatives;
- collaborative meetings among employers and workforce system partners and programs offering recruitment assistance and incentives;
- employer incentives, including tax incentives, grants from the Nebraska Department of Economic Development¹⁷ and grants from Nebraska's state-funded Worker Training Program;¹⁸
- incumbent worker and customized training services and referrals to specialized business services other than those typically offered through the one-stop delivery system;
- development of a labor market analysis tool to assist staff with the planning and implementation of career pathways in high demand fields with sustainable wages;
- assistance with development of Registered Apprenticeship programs, including youth Registered Apprenticeship programs (refer to Table 93);
- collaborative approach to Career Pathway development to increase recruiting and retention;
- business services for agricultural employers employing migrants and seasonal farmworkers;

¹⁷ Information on currently available grant opportunities through the Nebraska Department of Economic Development is accessible at <https://opportunity.nebraska.gov/ded-resources/>.

¹⁸ Information on Nebraska's Worker Training Program is accessible at <https://dol.nebraska.gov/ReemploymentServices/Training/WorkerTrainingProgram>.

- statewide and regional industry-specific labor market information, including information resulting from studies on labor availability, skills gaps, hiring and training needs;
- Rapid Response services for employers experiencing layoffs and business closures, including assistance for Trade-affected employers;
- assistance with compliance with the requirements of Section 3 of Americans with Disabilities Act, nondiscrimination and equal opportunity requirements of WIOA Sec. 188 and 29 CFR Part 38, and other workplace accessibility requirements; and
- worksite modifications to accommodate the needs of individuals with special workforce needs.

Regarding Registered Apprenticeship programs, there is willingness among employers to work collaboratively with one-stop delivery system partner programs, especially in relation to work-based education and training programs. This is apparent in light of the 65 percent increase in the number of Registered Apprenticeship programs across Nebraska between 2018 and 2022, including youth Registered Apprenticeship programs, as well as the 34 percent increase in the total number of participating employers between 2018 and 2022 (Table 93).

Table 93. Registered Apprenticeship programs and participating employers in Nebraska, 2018 to 2022

FY	Total programs	Registered programs	Total active employers (working with group programs)	New participating employers
2018	63	10	140	0
2019	76	16	151	11
2020	86	10	156	5
2021	102	16	177	21
2022	104	2	188	11

Source: US Department of Labor Office of Apprenticeship, Omaha, Nebraska, January 14, 2022

Leveraging of resources to serve job seekers, workers, and employers

Plan partner programs and other required and additional required one-stop partners continue to successfully coordinate program services and maximize the availability of services for job seekers, workers, and employers and eliminate duplication of services. Leveraging of resources is achieved through:

- co-enrollment of individuals in partner programs;
- coordination of funding for program participants taking part in occupational skills training, including those participating in Registered Apprenticeship programs;
- coordination of funding for supportive services for program participants, including transportation services which is an essential supportive service in Nebraska, especially within the Greater Nebraska Workforce Development Area, which is predominately rural, covering 88 of Nebraska’s 93 counties;
- cross-training of partner program staff on program eligibility requirements and program services;
- connecting employers with work-based training resources available through the Nebraska Department of Education Continuing Education Program, Nebraska Department of Labor, and the US Department of Labor Office of Apprenticeship;
- coordination with resources offered by Nebraska’s community colleges and private postsecondary career schools, as described below in Section III.2.G.;
- coordination of Rapid Response services with plan partner programs, required and additional one-stop partner programs, community-based organizations, local workforce development boards and chief elected officials, economic development organizations, education institutions, FEMA, NEMA, and Trade Adjustment Assistance as described below in Sections VI.a.2.B. – D.;
- coordination with economic development entities that support development and implementation of industry sector partnerships, including the Nebraska Department of Economic Development, as described below in Section III.2.I.;
- a written agreement between the Nebraska VR Program and Nebraska Department of Health and Human Services Division of Behavioral Health regarding evidence-based supported employment services to individuals with behavioral health diagnoses, as described in subsection n.2.B. of the Vocational Rehabilitation – General program-specific section of this plan modification; and
- a written agreement between the Nebraska VR Program and Nebraska Department of Health and Human Services Division of Developmental Disabilities regarding services for youth and adults with disabilities.

These leveraging efforts are supported by the Nebraska Partner Council, a public sector partnership among plan partner programs, required and additional one-stop partner programs, and other workforce system partners. The Council was

established in 2013 in an effort to better serve Nebraska's job seekers, workers, and employers. The efforts of the Council are described below in detail in Section II.c.1.

State funded or supported programs

Nebraska Worker Training Program

In accordance with Nebraska Rev. Stats. §§ 48-622.02 and 48-622.03, the Worker Training and Support Cash Fund is used to fund training opportunities that:

- expand Nebraska's workforce by increasing the pool of highly skilled workers in Nebraska;
- support public and private job training programs designed to train, retrain, or upgrade work skills of existing Nebraska workers of for-profit and not-for-profit businesses;
- recruit workers to Nebraska; and
- train new employees of expanding Nebraska businesses.

Economic development programs

As stated in Section III.a.2.I, the Nebraska Department of Economic Development funds economic development programs that benefit Nebraska communities and employers.

- The Community Development Block Grants program provides funding for community and economic development projects, including projects that benefit low- and moderate-income persons, prevent or eliminate slum or blight conditions, and solve catastrophic health and safety threats.
- The Customized Job Training Grant Program provides assistance to businesses for employee training that creates or retains quality jobs in Nebraska, including funding for on-the-job training; classroom training onsite or at a local community college; and tuition and fees, training manuals, and other reasonable costs.
- The Developing Youth Talent Initiative, which creates collaboration between Nebraska businesses and public schools and connects young Nebraskans to learning opportunities in the workforce that can play an important role in their decision to build their careers in Nebraska.
- Intern Nebraska provides financial assistance to businesses that create new internships in Nebraska and employ students who are in grades 11 and 12; students enrolled full-time in a college, university, or other institution of higher education; or recent graduates from a college, university, or other institution of higher education.

Job seekers and workers

Important factors affecting the key strengths of plan partner programs, required and additional one-stop partner programs and the success of Nebraska's employers are job seeker and worker strengths, including:

- willingness to learn and adapt to ever-changing labor market conditions and employer skills needs;
- resourcefulness;
- work ethic and motivation to succeed;
- diverse skills and backgrounds; and
- openness to and acceptance of change.

Key weaknesses, challenges, and opportunities

Plan partner programs, required and additional one-stop partner programs

Common intake procedures

A web-based common intake system (a website) was launched during Program Year 2019 for intake of potential program participants by core partner programs and other required and additional one-stop partner programs, as described in greater detail in Sections II.c. and III.b.1.A. The common intake system, however, was not utilized by partner programs as it did not interface with partner management information systems (MIS) and required duplicative data entry: once in the common intake system and again in partner MIS. Further, the common intake system did not cover intake for employers, a definitive weakness. The ongoing lack of a statewide common intake system for job seekers, workers, and employers continues to present challenges:

- inability to access intake documentation for job seekers, workers, and employers that has been previously collected by partner programs, which then requires redundant collection of intake documentation;
- fatigue among job seekers and workers who are required to continually provide the same documentation to multiple partner programs; and

- employer fatigue resulting from overlapping outreach efforts by one-stop delivery system partners.

Employer engagement in the one-stop delivery system

Employer engagement with the one-stop delivery system continues to be a challenge for some plan partner programs and other required and additional one-stop partners, especially following the onset of the pandemic. There is willingness among employers to work collaboratively with one-stop delivery system partner programs, especially in relation to work-based education and training programs and in consideration of increases in Registered Apprenticeship programs and employer participation from 2018 to 2022. (Refer to Table 92 above.) However, work remains to be done to increase employer engagement with other workforce development activities described above in this section and the business services described in the key strengths section.

Geographic distribution of target populations

The geographic distribution of Nebraskans who face barriers to employment presents unique challenges regarding service delivery and coordination of services in areas where these populations reside. This includes remote rural areas, areas with capacity issues, and individuals affected by other factors that complicate service delivery, including basic skills deficiency, language barriers, and transportation.

Geographic size of the state in contrast to population

As mentioned in Section II.a.1, the Nebraska covers 76,824 square miles, making it the 16th largest state in terms of geographic area,¹⁹ with the State's estimated population being 1,929,504 and approximately 56 percent of the population concentrated in three counties, Douglas, Lancaster, and Sarpy Counties (Omaha and Lincoln metro areas).²⁰ The concentration of the state's population in three counties directly affects formula-funded core programs that serve the remaining 90 counties, especially the ability of those programs to effectively serve remote rural areas.

Communication and common terminology among workforce system partners

Despite the availability of high-quality programs and a strong willingness to collaborate, plan partners and other required and additional one-stop partners struggle at times to communicate in a timely fashion in order to coordinate programming and avoid duplication of services. This is especially true at the frontline service-delivery level. Further, common terminology across partner programs affects effective, efficient service delivery across the statewide one-stop delivery system. Communication barriers, including issues relating to common terminology, is another issue that the State Board's Policy and Oversight Subcommittee is evaluating through its alignment workgroup, in addition to the common intake issues described above.

Job seekers and workers

In 2020, Nebraska's workforce system partners, including plan partners, other required and additional one-stop partners, and Nebraska's state board and local boards, identified challenges to meeting the workforce development needs of job seekers, workers, and employers:

- childcare;
- housing;
- access to health care services and resources;
- access to transportation;
- unrealistic expectations regarding hours, wages, and workplace benefits; and
- skills gaps.

While plan partners and required and additional one-stop partners have worked to meet those needs during the pandemic (refer to Section II.c.), those needs have increased.

State workforce development capacity

The plan partners and other required and additional one-stop system partners have the capacity to deliver the workforce development activities described above in Section II.a.1.A. Services are delivered to job seekers, workers, and employers onsite at four comprehensive American Job Centers and 14 additional one-stop centers. Services are also delivered electronically or virtually, as appropriate, through the partners' technology infrastructures. Business services are also delivered in-person at employer locations, and job seeker and worker services are delivered in-person at alternative

¹⁹ United States Census Bureau, "QuickFacts Nebraska," <https://www.census.gov/quickfacts/NE> [accessed January 6, 2022]

²⁰ Ibid.

locations for incarcerated individuals and individuals residing in remote rural areas who are not able to travel to a one-stop center or receive services electronically or virtually. Further, the plan partners and other required and additional one-stop system partners provide regular professional development for staff and program service providers. Technical assistance is also provided across partner programs, as needed.

b. State Strategic Vision and Goals

The Unified or Combined State Plan must include the State's strategic vision and goals for developing its workforce and meeting employer needs in order to support economic growth and economic self-sufficiency. This must include—

1. Vision

Describe the State's strategic vision for its workforce development system.

2. Goals

Describe the goals for achieving this vision based on the analysis in (a) above of the State's economic conditions, workforce, and workforce development activities. This must include—

(A) Goals for preparing an educated and skilled workforce, including preparing youth and individuals with barriers to employment⁸ and other populations.⁹

(B) Goals for meeting the skilled workforce needs of employers.

[8] Individuals with barriers to employment include displaced homemakers; low-income individuals; Indians, Alaska Natives, and Native Hawaiians; individuals with disabilities, including youth who are individuals with disabilities; older individuals; ex-offenders; homeless individuals, or homeless children and youths; youth who are in or have aged out of the foster care system; individuals who are English language learners, individuals who have low levels of literacy, and individuals facing substantial cultural barriers; eligible migrant and seasonal farmworkers (as defined at section 167(i) of WIOA and Training and Employment Guidance Letter No. 35-14); individuals within 2 years of exhausting lifetime eligibility under the Temporary Assistance for Needy Families Program; single parents (including single pregnant women); and long-term unemployed individuals. [9] Veterans, unemployed workers, and youth and any other populations identified by the State.

3. Performance Goals

Using the tables provided within each Core Program section, include the State's expected levels of performance relating to the performance accountability measures based on primary indicators of performance described in section 116(b)(2)(A) of WIOA. (This Strategic Planning element only applies to core programs.)

4. Assessment

Describe how the State will assess the overall effectiveness of the workforce development system in the State in relation to the strategic vision and goals stated above in sections (b)(1), (2), and (3) and how it will use the results of this assessment and other feedback to make continuous or quality improvements.

Vision

Nebraska's vision is to be a national model for the delivery of workforce development services.

Goals

Nebraska's two-part statewide goal for preparing an educated and skilled workforce that meets the needs of employers is the:

1. selection and prioritization of development of career pathways; and
2. alignment of the state's workforce development system.

2020 goals for career pathways

Through collaboration with the state board, local boards, one-stop partners, and other workforce system partners across the state, all plan partners will work together to:

1. select and prioritize development of career pathways for three or more in-demand sectors or occupations identified in Tables 9 through 12 of Section II.1.A;

2. identify three or more barriers to participation in the selected and prioritized career pathways among job seekers and workers (including unemployed workers), Veterans, and individuals with barriers to employment, including:
 - a. displaced homemakers;
 - b. low-income individuals;
 - c. Indians, Alaska Natives, and Native Hawaiians;
 - d. individuals with disabilities, including youth who are individuals with disabilities;
 - e. older individuals;
 - f. ex-offenders;
 - g. homeless individuals or homeless children and youths;
 - h. youth who are in or have aged out of the foster care system;
 - i. individuals who are English language learners;
 - j. individuals who have low levels of literacy;
 - k. individuals facing substantial cultural barriers;
 - l. eligible migrant and seasonal;
 - m. individuals within two years of exhausting lifetime eligibility under the Temporary Assistance for Needy Families Program;
 - n. single parents (including single pregnant women); and
 - o. long-term unemployed individuals;
3. identify five or more key barriers to participation in the selected and prioritized career pathways by employers and regional and local industry sector partnerships; and
4. determine methods for addressing identified barriers to participation in the selected and prioritized career pathways among:
 - a. job seekers and workers, Veterans, unemployed individuals, individuals with disabilities, and other individuals with barriers to employment; and
 - b. employers, in general, as well as regional and local industry sector partnerships.

Refer to Section II.c. for information on progress on this goal.

2020 goals for alignment

Through collaboration with the state board, local boards, one-stop partners, and other workforce system partners across the state, all plan partners will work together to:

- coordinate workforce development activities statewide, as well as regionally and locally;
- identify solutions for technology integration;
- evaluate alternative solutions for the state's common intake system;
- develop policies that support program and technology alignment;
- develop and disseminate online resources and information to support fully integrated customer service;
- develop and implement state-level cross training and technical assistance and cross training; and
- further the efforts of the state's public sector partnership.

Refer to Section II.c. for information on progress on this goal.

Performance goals

Performance goals are provided in the program-specific sections for the core programs.

Assessment

Assessment of the overall effectiveness of Nebraska's workforce development system in relation to the state's vision and goals will involve the collaborative efforts of plan partners. Data will be collected and analyzed by plan partners, including employment rates, median earnings, credential attainment rates, measurable skills gains, employer services, and other data. This data will be derived from the plan partners' respective management information systems, as well as the Nebraska Longitudinal Data System (NELDS) described below in Section III.b.6.B. Data analysis will allow plan partners to identify trends in workforce system performance and initiate necessary program refinements as part of a continuous improvement approach. (Refer also to Section III.b.4. for additional information on assessment.)

c. State Strategy

The Unified or Combined State Plan must include the State's strategies to achieve its strategic vision and goals. These strategies must take into account the State's economic, workforce, and workforce development, education and training

activities and analysis provided in Section (a) above. Include discussion of specific strategies to address the needs of populations provided in Section (a).

1. Describe the strategies the State will implement, including industry or sector partnerships related to in-demand industry sectors and occupations and career pathways, as required by WIOA section 101(d)(3)(B), (D). “Career pathway” is defined at WIOA section 3(7) and includes registered apprenticeship. “In-demand industry sector or occupation” is defined at WIOA section 3(23)
2. Describe the strategies the State will use to align the core programs, any Combined State Plan partner programs included in this Plan, required and optional one-stop partner programs, and any other resources available to the State to achieve fully integrated customer services consistent with the strategic vision and goals described above. Also describe strategies to strengthen workforce development activities in regard to weaknesses identified in section II(a)(2)

Updated information on implementation of the state’s strategies for the goals described in Section II.b.2 relating to career pathways is described below.

Progress on selection and prioritization of development of career pathways

Since the 2020 approval of this plan, the Policy and Oversight Subcommittee of the Nebraska Workforce Development Board (i.e., the State Board) established the Career Pathways Workgroup, comprising plan partners, required and additional one-stop partners, other workforce system partners, and local area representatives. While COVID impeded rapid progress, the Workgroup has identified nine in-demand industry sectors, the top five of which the Workgroup will focus its efforts for prioritized career pathway development. The top five industry sectors in Table 94 represent those that are in demand across all of Nebraska’s local workforce development areas.

Table 94. Selected priority in-demand industry sectors, statewide by local area

Rank	Priority in-demand industry sectors	In demand – Greater Lincoln Workforce Development Area	In demand – Greater Nebraska Workforce Development Area	In demand – Greater Omaha Workforce Development Area
1	Healthcare/medical	Yes	Yes	Yes
2	Manufacturing	Yes	Yes	Yes
3	Accommodation and food services	Yes	Yes	Yes
4	Heavy and tractor-trailer and transportation/warehouse	Yes	Yes	Yes
5	Construction	Yes	Yes	Yes
6	Educational services, pre-K through K12 and early childhood providers	No	Yes	Yes
7	Agribusiness/natural resources	Yes	Yes	No
8	Technology	Yes	No	Yes
9	Finance and insurance	No	Yes	Yes

Registered Apprenticeship

As mentioned in Section II.a.2.C. (key strengths subsection), plan partners, required and additional one-stop partners, and other workforce system partners collaborate on development and promotion of earn-and-learn opportunities provided by Registered Apprenticeship programs, as well as community colleges and through on-the-job training. Through collaboration with the US Department of Labor Office of Apprenticeship in Nebraska (NOA), the Nebraska Department of Labor (NDOL) Registered Apprenticeship Unit facilitates development of Registered Apprenticeship programs in Nebraska in support of and partnership with the NOA. NDOL’s Registered Apprenticeship Unit facilitated a 65 percent increase in the development rate for Registered Apprenticeship programs in Nebraska since 2018, as described in Table 93 in Section II.a.2.C.

Regarding the top five priority in-demand industry sectors listed above in Table 94:

- Nebraska has numerous active Registered Apprenticeship programs within the *manufacturing* and *construction* industry sectors.
- NDOL’s Registered Apprenticeship Unit was heavily involved in development of Nebraska’s first Registered Apprenticeship program in the *healthcare/medical* industry sector during NDOL’s implementation of its 2016 ApprenticeshipUSA grant.

- NDOL's Registered Apprenticeship Unit also supports the NOA's development of Registered Apprenticeship programs in the *heavy and tractor-trailer and transportation/warehouse* industry sector and promotes National Registered Apprenticeship programs in that industry sector.
- Since NDOL's formal establishment of its Registered Apprenticeship Unit in 2018, the total number of employers participating in Registered Apprenticeship programs has increased by 34 percent, as indicated in Table 93 in Section II.a.2.C. (key strengths subsection).

Collaborative expansion of Registered Apprenticeship in Nebraska, between the NOA and NDOL's Registered Apprenticeship Unit, supports the efforts of the Career Pathways Workgroup by providing additional career pathways opportunities for job seekers, workers, and employers. To propel increases in and promote those opportunities and enhance the efforts of the Workgroup:

- The NDOL Registered Apprenticeship Unit Program Coordinator is an active member of the Workgroup.
- The NDOL State Policy Unit Program Coordinator responsible for Nebraska's Eligible Training Provider List (ETPL) and WIOA Title I subject matter expert is also an active member of the Workgroup.
 - Note. The ETPL currently includes 57 Registered Apprenticeship programs, representing more than 50 percent of Nebraska's active Registered Apprenticeship programs.

For additional information on Registered Apprenticeship activities in Nebraska, please refer to Secs. II.c., III.a.2.A., III.a.2.B., III.a.2.F., III.a.2.G., III.a.2.H., VI.a.2.A., VI.b.1., VI.b.2., VI.b.3., and VI.c.3.

Progress on identification of barriers to participation in career pathways for priority in-demand industry sectors

Job seekers and workers (including unemployed workers), Veterans, and individuals with barriers to employment

In addition to identification of the top five priority in-demand industry sectors (Table 94), the Career Pathways Workgroup has identified seven critical barriers to participation in career pathway programs and systems among job seekers and workers, including unemployed workers, Veterans, and individuals with barriers to employment.

1. *Childcare.* The financial burden of childcare, especially for single parents, impedes continuous employment because of difficulties associated with acquiring and maintaining adequate affordable childcare, especially when there are disruptions to available childcare services due to uncommon circumstances such as COVID. Childcare issues result in difficulties with obtaining and maintaining employment and participating in career pathways programs and systems.
2. *Criminal history.* Some employment criteria established under Federal or State laws or employer business practices create structural barriers for ex-offenders attempting to obtain employment and participate in career pathways programs and systems.
3. *Low income.* Low income precludes individuals from obtaining employment in in-demand occupations due to lacking occupational training or credentials and/or transportation resources.
4. *Disability.* Unfavorable institutional employment structures may create barriers to obtaining employment and participating in career pathway programs and systems due to perceptions that individuals with health issues or disabilities:
 - a. lack necessary workplace skills and/or qualifications;
 - b. increase business costs; or
 - c. are likely to underperform.
5. *Cultural barriers.* Cultural differences, including limited English language proficiency, that conflict with regional or local norms, values, and beliefs create barriers to obtaining employment or participating in career pathway programs and systems among new-citizens and lawfully admitted permanent resident aliens, asylees, and other immigrants who are legally authorized to work in the US.
6. *Literacy and credentials.* Individuals lacking adequate literacy skills and/or credentials required to perform essential employment functions or minimum job requirements experience barriers when seeking employment or opportunities to participate in career pathways programs and systems.
7. *Aging out of foster care.* Youth who have been discharged from foster care due to age restrictions often lack adequate housing, transportation, and education or training necessary to obtain employment and participate in career pathways programs and systems.

Engagement of business and industry representatives regarding barriers to career pathways participation

As the Career Pathways Workgroup continues its work during Program Years 2022 and 2023, business and industry representatives of the top five priority in-demand industry sectors, including sponsors of Registered Apprenticeship programs, will be engaged to provide feedback on the seven barriers described in the previous section in order to identify the top four barriers for each of the five priority in-demand industry sectors. The Workgroup will also work with the business and industry representatives to identify methods for addressing the top four barriers, by priority in-demand

industry sector, to participation in career pathways among job seekers and workers (including unemployed workers), Veterans, individuals with barriers to employment (listed in Section II.b.2.), employers, and regional and local industry sector partnerships. In addition, the Workgroup also will engage and collaborate with the following entities to ensure a thorough evaluation of potential methods for addressing barriers:

- the Strategy and Innovation Subcommittee of the Nebraska Workforce Development Board;
- local boards and local area administrative entities;
- required and additional one-stop partners;
- employers and regional and local industry sector partnerships; and
- training providers across the state.

Career pathways tool

The Greater Nebraska Workforce Development Area now has a Career Pathways development tool. The Greater Nebraska One-stop Operator has provided training to all Nebraska Department of Labor business services representatives and most job seeker staff. The One-stop Operator is also working with Nebraska VR to provide the tool and training to their staff and convened Greater Nebraska one-stop partners to discuss career pathways and help bring together current efforts as a whole. The One-stop Operator will be participating in the Career Pathways Workgroup during Program Years 2022 and 2023 to facilitate engagement of business and industry representatives and enhance the Workgroup's efforts.

Progress on strategies for alignment

Since the 2020 approval of this plan, the Policy and Oversight Subcommittee of the Nebraska Workforce Development Board (i.e., the State Board) established the Alignment Workgroup, comprising plan partners, required and additional one-stop partners, other workforce system partners, and local area representatives. The State's progress on strategies for implementation of the goals described in Section II.b.2. relating to alignment of plan partner programs, required and additional one-stop partner programs, and other resources available in the State are described below.

Coordination of workforce development activities

The Alignment Workgroup has made progress on alignment of plan partner programs, other required and additional one-stop partner programs, and other resources available in the State by highlighting regional and local best practices during monthly Workgroup meetings. For example, the Greater Nebraska Workforce Development Area established partnerships with libraries in multiple communities. Greater Nebraska's partnership with the libraries was established to expand service delivery in rural areas through utilization of SCSEP participants who provide assistance to individuals seeking to enroll in programs using NEworks, the Nebraska Department of Labor MIS. During 2022 and 2013, the Workgroup will work on:

- inventorying and coordinating of services statewide to maximize service delivery for job seekers, workers, and employers; and
- researching and identifying technological resources that will support:
 - integration of supportive services available throughout the one-stop delivery system; and
 - participation in career pathway programs by job seekers, workers, employers, and industry sector partnerships.

Technology integration

The Alignment Workgroup has explored new technology that can help plan partner programs and other required and additional one-stop partner programs improve data sharing, including access to timely data necessary to initiate services across the statewide one-stop delivery system, assess service delivery, and meet performance-reporting requirements. For example, the Workgroup evaluated a new website launched by the Greater Lincoln Workforce Development Area that includes referral mechanisms. The Workgroup is also looking into the possibility of expanding the availability of the NEworks Eligibility Explorer to additional one-stop delivery system partners. (Refer to the next section for additional information on the Eligibility Explorer.)

Integrated technology would also support program refinements necessary for continuous improvement across the state's workforce development and one-stop delivery systems, including development of common intake procedures for the common intake system.

Common intake system

As stated in Section II.a.2.C., a web-based common intake system (a website) was launched during Program Year 2019 for intake of potential program participants by core partner programs and other required and additional one-stop partner programs, as described below in Section III.b.1.A. The common intake system, however, was not utilized by partner programs as it did not interface with partner management information systems (MIS) and required duplicative data entry:

once in the common intake system and again in partner MIS. Further, the common intake system did not cover intake for employers, a definitive weakness. The ongoing lack of a statewide common intake system for job seekers, workers, and employers continues to present challenges:

- inability to access intake documentation for job seekers, workers, and employers that has been previously collected partner programs, which then requires redundant collection of intake documentation;
- fatigue among job seekers and workers who are required to continually provide the same documentation to multiple partner programs; and
- employer fatigue resulting overlapping outreach efforts by one-stop delivery system partners.

Progress has been made recently on common intake since the 2020 approval of this plan. The Nebraska Department of Labor's MIS (NDOL MIS) now includes an Eligibility Explorer function, which allows potential program participants to indicate interest in multiple programs as part of their initial application process within the NDOL MIS. Programs that have access to data collected in the MIS during the initial application process including the Eligibility Explorer function are:

- Title I adult, dislocated worker, and youth programs;
- Title III Wagner-Peyser Employment Service;
- Employment services for Migrant and Seasonal Farmworkers;
- Jobs for Veterans State Grant program; and
- Trade Adjustment Assistance program.

Access to the NDOL MIS and the Eligibility Explorer is, however, limited to the partner programs listed above. Title II and Title IV partner programs do not utilize the NDOL MIS, and the same is true of other plan partner programs and required and additional one-stop partner programs. A partial solution to this limitation is the ability of partner programs utilizing the NDOL MIS to issue automated referrals to the Title II, Title IV, and other required and additional one-stop partner programs. The information provided in the automated referrals do not, though, include all intake data required by those programs.

The Workgroup will continue its evaluation of potential solutions to the common intake problem during Program Years 2022 and 2023.

Policy development

To further collaborative policy development efforts, the Alignment Workgroup is compiling contact information for individuals who have policy approval authority among plan partner programs and other required and additional one-stop partner programs. The intent behind this strategy is that partner programs will work individually and collectively to develop state-level policies that support program and technology alignment and collaboration at state, regional, and local levels, including policies regarding:

- memorandums of understanding and funding agreements;
- common intake;
- co-enrollment of participants;
- coordination of funding across programs; and
- priority of service.

Online resources

The Alignment Workgroup is working to fulfill this strategy by focusing Workgroup meeting agenda items related to customer service. This includes meetings focused on Greater Lincoln's web-based referral mechanism and Greater Nebraska's partnership with the library system. The Workgroup is looking find more ways to make existing online resources more readily available to plan partner programs and other required and additional one-stop partner programs to support fully integrated customer service. For example, the Nebraska Workforce Development Board is currently working on an initiative to create an online database of workforce groups and initiatives that support and implement career pathways, with an ultimate goal of increasing awareness regarding career pathways and integrating their use among workforce system partners.

Cross training and technical assistance

During Program Years 2022 and 2023, the Alignment Workgroup will begin work to develop and implement state-level cross training and technical assistance resources state, regional, and local area administrative staff and required and additional one-stop partner programs regarding:

- workforce system initiatives;
- technology;
- program policies;
- program eligibility, services, and terminology;
- program performance;
- best practices; and
- other workforce development activities.

Co-enrollment

As described in Section III.b.2, policies supporting the state's implementation of its strategies include a performance accountability policy that defines mandatory co-enrollment requirements, whenever eligibility permits, for:

- local Title I youth, adult, and dislocated worker programs;
- Title III Wagner-Peyser Employment Service;
- Jobs for Veterans State Grant program;
- Trade Adjustment Assistance program; and
- Dislocated Worker Grant programs, whether administered at state or local levels.

For the programs listed above, participants may be co-enrolled in include the following programs:

- local Title I youth, adult, and dislocated worker programs;
- Title II Adult Education and Family Literacy Act programs;
- Title III Wagner-Peyser Employment Service;
- Title IV vocational rehabilitation programs provided by the:
 - Nebraska Commission for the Blind and Visually Impaired; and
 - Nebraska Vocational Rehabilitation Program;
- Dislocated Worker Grant programs, whether administered at state or local levels;
- Indian and Native American (INA) employment and training programs;
- Job Corps;
- Jobs for Veterans State Grant program;
- National Farmworker Jobs Program provided by Proteus;
- Senior Community Service Employment Program;
- Trade Adjustment Assistance program;
- Unemployment Insurance, including NERes (Nebraska's RESEA program); and
- employment and training programs provided by:
 - Supplemental Nutrition Assistance Program (SNAP); and
 - Temporary Assistance for Needy Families program (TANF);
- YouthBuild.

Public sector partnership

The Alignment Workgroup, comprising plan partners, other required and additional one-stop partners, and other workforce system partners actively participate in the Nebraska Partner Council. The council was established in 2013 by state-level partners and programs, including core partners, other plan partners, and other required and additional one-stop partners to strengthen state-level partnerships that focus on:

- increasing access to and opportunities for the individuals served by Nebraska's one-stop delivery system regarding employment, education, training, and supportive services;
- improving the workforce system through:
 - coordination of funding streams;
 - targeted distribution of available funding streams;
 - coordination with planning regions and local workforce development areas to strengthen workforce system alignment;
 - targeted outreach to disadvantaged populations; and

- continuous improvement;
- supporting the alignment of the workforce, education, training, and economic development systems at state, regional, and local levels; and
- improving the quality and labor-market relevance of workforce investment, education, and economic development efforts through promotion of industry sector partnerships, career pathways, and regional service delivery strategies that provide:
 - job seekers and workers with occupational skills training and recognized postsecondary credentials that enable them to secure and advance in employment with family-sustaining wages; and
 - employers with the skilled workers they need to succeed in a global economy.

III. Operational Planning Elements

The Unified or Combined State Plan must include an Operational Planning Elements section that supports the State's strategy and the system-wide vision described in Section II(c) above. Unless otherwise noted, all Operational Planning Elements apply to Combined State Plan partner programs included in the plan as well as to core programs. This section must include—

a. State Strategy Implementation

The Unified or Combined State Plan must include—

1. State Board Functions

Describe how the State board will implement its functions under section 101(d) of WIOA (i.e., provide a description of Board operational structures and decision making processes to ensure such functions are carried out).

Board functions

The specific functions performed by the Nebraska Workforce Development Board pursuant to WIOA Sec. 101(d) include:

- developing and implementing the state plan;
- providing recommendations to help align the workforce system in the state;
- increasing activity in developing career pathways;
- unifying workforce investment activities with education and supportive services in the development of career pathways;
- improving outreach and access to programs;
- developing strategies for meeting the needs of employers and job seekers through sector partnerships (with an emphasis on in-demand industry sectors and occupations);
- developing and implementing the one-stop delivery system, including continuous improvement of the system;
- providing assistance to local boards, one-stop operators, and their partners;
- assisting with planning, including training and supportive services to workers, job seekers, and employers;
- identifying planning regions in consultation with local boards and CEOs;
- providing consultation to the Governor on the designation of local areas;
- assisting the Governor in the development and updating of comprehensive state performance accountability measures, including state-adjusted levels of performance, to assess the effectiveness of the core programs;
- developing policies to coordinate services;
- developing criteria and procedures for local board to use in assessing core programs;
- developing guidance for local boards on infrastructure costs and defining what required and additional one-stop partners must do to contribute to the services delivered through the one-stop delivery system
- defining the role and contributions of required one-stop partners, including methods for equitable and efficient cost allocation;
- developing strategies to improve technology for digital literacy and accelerating learning, accessibility, and professional development;
- reviewing the state plan at the end of the first two-year period of each four-year plan to submit modifications relating to labor market information, economic conditions, or other factors affecting the plan; and
- helping in designing evaluations of state programs.

Implementation of the Nebraska Workforce Development Board's functions is achieved through the Board's structure of standing committee and subcommittees. This structure includes the Executive Committee (standing committee) and the Policy and Oversight Subcommittee and Strategy and Innovation Subcommittee. Each member of the Board participates in at least one committee or subcommittee as described below. The subcommittees provide:

- functional oversight of planning in relation to the Board's functions; and
- recommendations to the full Board on implementation of its functions.

Decisions of the Board are made according to the requirements and procedures established in Sections 4.5 through 4.8, 5.4, and 5.8 of the Board's current bylaws.

Executive Committee

The Executive Committee has the authority to act on behalf of the Nebraska Workforce Development Board on issues that require action between scheduled Board meetings. As permitted under the bylaws of the Board, the Governor designates

the members of the Executive Committee of the Board. Section 5.3 of the bylaws requires that the membership of the Executive Committee include:

- the Chair;
- the Vice Chair;
- two representatives from the business category;
- one representative of a labor organization from the workforce category;
- one representative of an organization serving youth from the workforce category; and
- the Commissioner of the Nebraska Department of Labor.

Subcommittees

POLICY AND OVERSIGHT SUBCOMMITTEE

The Policy and Oversight Committee is assigned duties and responsibilities associated with policy development and oversight regarding the workforce development and one-stop delivery system, including development of Nebraska's WIOA state plan, review of the WIOA annual performance report narrative, WIOA Title I funding allocation formulas, and other duties as assigned by the Chair.

STRATEGY AND INNOVATION SUBCOMMITTEE

The Strategy and Innovation Committee is assigned duties and responsibilities associated with strategy and innovation regarding employer engagement, industry sector and public sector partnerships, career pathways, connecting workforce efforts, workforce-related grants, system-related grants, technology solutions, data priorities, continuous improvement, and other duties as assigned by the Chair.

2. Implementation of State Strategy

Describe how the lead State agency with responsibility for the administration of each core program or a Combined Plan partner program included in this plan will implement the State's Strategies identified in Section II(c). above. This must include a description of—

A. Core Program Activities to Implement the State's Strategy

Describe the activities the entities carrying out the respective core programs will fund to implement the State's strategies. Also, describe how such activities will be aligned across the core programs and Combined State Plan partner programs included in this plan and among the entities administering the programs, including using co-enrollment and other strategies, as appropriate.

Overview

Core programs will fund the activities and services described below to implement the State's strategies and create alignment across plan partner programs through the implementation of the strategies described above in Section II.c.

Title I adult, dislocated worker, and youth programs

TITLE I ADULT AND DISLOCATED WORKER PROGRAMS

Title I adult and dislocated worker programs provide the basic and individualized career services described in Table 91 of Section II.a.2.A of this plan. In addition, the programs provide the following training services for program participants and employers:

- occupational skills training, including training for nontraditional employment and enrollment of participants in Registered Apprenticeship programs;
- on-the-job training;
- incumbent worker training;
- programs that combine workplace training with related instruction, which may include cooperative education programs, including Registered Apprenticeship programs;
- training programs operated by the private sector;
- skills upgrading and retraining;
- entrepreneurial training;
- transitional jobs;
- job readiness training provided in combination with one or more of the training services listed in items 1 through 8;

- adult education and literacy activities, including English language acquisition and integrated education and training programs provided concurrently or in combination with 1 or more of the training services listed in items 1 through 8; and
- customized training conducted with a commitment by an employer or group of employers to employ an individual upon successful completion of the training.

TITLE I YOUTH PROGRAM ELEMENTS

Title I youth programs provide the following 14 youth program elements:

- tutoring, study skills training, instruction, and dropout prevention activities that lead to completion of a high school diploma or recognized equivalent;
- alternative secondary school and dropout recovery services that assist youth who have struggled in traditional secondary education or who have dropped out of school;
- paid and unpaid work experience, which are structured learning experiences in a workplace and provides opportunities for career exploration and skill development;
- occupational skills training provided through an organized program of study that provides specific skills and leads to proficiency in an occupational field, including Registered Apprenticeship programs and on-the-job-training;
- education offered concurrently with workforce preparation, an integrated education and training model combining workforce preparation, basic academic skills, and occupational skills;
- leadership development opportunities that encourage responsibility, confidence, employability, self-determination, and other positive social behaviors;
- supportive services that enable an individual to participate in youth program activities, including Registered Apprenticeship programs and on-the-job-training;
- adult mentoring, a formal relationship between a youth and an adult mentor with structured activities where the mentor offers guidance, support, and encouragement;
- follow-up services provided following program exit to help ensure youth succeed in employment or education;
- comprehensive guidance and counseling, which provides individualized counseling to participants, including drug/alcohol and mental health counseling;
- financial literacy education that provides youth with the knowledge and skills they need to achieve long-term financial stability;
- entrepreneurial skills training that provides the basics of starting and operating a small business and develops entrepreneurial skills;
- services that provide labor market information and offer employment and labor market information about in-demand industry sectors or occupations; and
- postsecondary preparation and transition activities that help youth prepare for and transition to postsecondary education and training.

BUSINESS SERVICES

Through the American Job Centers and other one-stop centers, Title I programs and other one-stop center partners deliver business services that assist employers with their business needs, including the provision of labor exchange services and labor market information. In addition, business services provided to employers, employer associations, and other such organizations may include those described in 20 CFR § 678.435(b). Further, business services consultants promote the benefits of becoming sponsors of Registered Apprenticeship programs and participating in Nebraska's Eligible Training Provider List as a solution to employer staffing needs.

Title II Adult Education and Family Literacy Act

Nebraska's Title II program provides the career services described in Table 91 of Section II.a.2.A of this plan, in addition to the following services:

- workplace adult education and literacy activities;
- family literacy activities;
- integrated English literacy and civics education;
- integrated education and training;
- distance education;
- remote learning and assessment;
- utilizing resources
- using information;
- working with others;

- understanding systems;
- transitional skills;
- civics education;
- rights and responsibilities of citizenship and civic participation;
- career interest assessment;
- employability skills improvement;
- transition planning and preparation activities; and
- career pathways.

These activities are aligned across the core and state plan partners based on the needs of the individuals served and eligibility for respective partner services. All eligible adult learners identified in WIOA Section 203(4) are served under Nebraska Title II, regardless of residency status, employment eligibility status, educational level or native language.

Title III Wagner-Peyser Act Employment Service

Nebraska's Wagner-Peyser Employment Service provides the career services described in Table 91 of Section II.a.2.A, as well as the services described in Wagner-Peyser program-specific Section VI. Through the American Job Centers and other one-stop centers, Wagner-Peyser and other one-stop center partners deliver business services that assist employers with their business needs, including the provision of labor exchange services and labor market information. In addition, business services provided to employers, employer associations, and other such organizations may include those described in 20 CFR § 678.435(b). Also, as mentioned above in the Title I subsection, business services consultants promote the benefits of becoming sponsors of Registered Apprenticeship programs and participating in Nebraska's Eligible Training Provider List as a solution to employer staffing needs.

Title IV Vocational Rehabilitation Programs

Nebraska's Title IV vocational rehabilitation programs collectively provide the career services described in Table 91 of Section II.a.2.A of this plan, in addition to the following services:

- career interest assessment;
- community- and job-based evaluations;
- functional skills assessment;
- disability skills training;
- customized job training;
- academic/foundation skills education;
- computer literacy education;
- postsecondary credentialing;
- networking/peer counseling (job clubs) services;
- self-employment services;
- employer incentives; and
- worksite modification.

Career pathways

The Nebraska VR Program (VR general) was awarded a Career Pathway Advancement Project (CPAP) 2.0 grant through the Rehabilitation Service Administration (RSA). The grant began October 2021 and will continue through June 2026. CPAP 2.0 represents the next evolution of Vocational Rehabilitation by proactively improving the likelihood of economic self-sufficiency for individuals with disabilities through an aggressive campaign of outreach, recruitment, and services to support advancement in the high demand jobs/career pathways of:

- administrative support;
- construction;
- healthcare;
- lodging;
- manufacturing;
- professional sales;
- restaurant and food/beverage service; and
- transportation, distribution and logistics (TDL).

The project builds on Nebraska VR's previous Nebraska Career Pathway Advancement Project grant which promoted upskilling/backfilling and advancing incumbent workers with disabilities, which ended June 2021. A proven

Upskill/Backfill business model will be used to create opportunities for former VR eligible individuals to advance in their careers and provide new opportunities for other VR eligible individuals to backfill the vacant positions. Allowing new VR eligible individuals to enter a career pathway of their interest with opportunities for advancement.

Alignment across the core programs and other state-plan partner programs

The activities described above will be aligned across all state plan partners programs to support implementation of the strategies described in Section II.c. through:

- collaboration and coordination among the plan partners and other workforce system partners;
- business-focused employer services; and
- leveraging of resources to service job seekers, workers, and employers.

Collaboration and coordination among workforce system partners

As described in detail in Section II.a.2.C. (key strengths subsection), plan partners, other required and additional required one-stop partners, and other workforce system partners, deliver high-quality career and business services, through strong collaborative relationships that address the needs of the job seekers, workers, and employers. Collaboration and coordination among plan partners, other required and additional required one-stop partners, and other workforce system partners also occurs through the Nebraska Partner Council, a public sector partnership that includes all plan partners, other required and additional one-stop partners, and other workforce system partners. The Council meets regularly and Council members serve on the subcommittees of the Nebraska Workforce Development Board and provide guidance and feedback to the Board regarding one-stop and workforce delivery system activities, including career pathway programs and initiatives. Plan partners, in collaboration with the Board, the Council, local workforce development boards, other required and additional required one-stop partners, and other workforce system partners will continue work on implementation of the strategies described in Section II.c.

Because programs and services provided among partner programs vary based on the focus of those programs and the requirements of their authorizing legislation, collaboration and coordination services at the service-delivery level is crucial to the implementation of the state's strategies. Service delivery staff will continue collaborate and coordinate services within and outside of the one-stop delivery system to ensure the availability of the full array of services within the State's workforce development system. This collaboration and coordination of services occurs through regular and ad hoc partner meetings, case management activities (including co-case management), co-enrollment, as well as participation in regional and local workforce system initiatives.

Business-focused approach to employer services

High quality business-focused employer services will continue to be provided by plan partners, other required and additional one-stop partners, and other workforce system partners as described in Section II.a.2.C. (key strengths subsection).

Leveraging of resources to serve job seekers, workers, and employers

As described in Section II.a.2.C. (key strengths section), plan partners, other required and additional one-stop partners, and other workforce system partners will continue to leverage resources as described in Section II.a.2.C. (key strengths subsection), including coordination and alignment with Registered Apprenticeship activities described in Secs. II.a.1.B., III.a.2.A., III.a.2.B., III.a.2.F., III.a.2.G., III.a.2.H., VI.a.2.A., VI.b.1., VI.b.2., VI.b.3., and VI.c.3.

B. Alignment with Activities Outside the Plan

Describe how the activities identified in (A) will be aligned with programs and activities provided by required one-stop partners and other optional one-stop partners and activities provided under employment, training (including Registered Apprenticeships), education (including career and technical education), human services and other programs not covered by the plan, as appropriate, assuring coordination of, and avoiding duplication among these activities.

Alignment with activities outside of the plan is described in Secs. II.a.1.B., II.c., III.a.2.A., III.a.2.B., III.a.2.F., III.a.2.G., III.a.2.H., VI.a.2.A., VI.b.1., VI.b.2., VI.b.3., and VI.c.3.

C. Coordination, Alignment and Provision of Services to Individuals

Describe how the entities carrying out the respective core programs, Combined State Plan partner programs included in this plan, and required and optional one-stop partner programs will coordinate activities and resources to provide comprehensive, high-quality, customer-centered services, including supportive services (e.g. transportation), to individuals, including those populations identified in section II(a)(1)(B), and individuals in remote areas. The activities described shall conform to the statutory requirements of each program.

Alignment and coordination of services among plan partners, other required and additional required one-stop partners, and other workforce system partners, as described in Section III.a.2.A. and Section II.a.2.C. (key strengths subsection). The plan partner programs and required and additional one-stop partner programs will continue to coordinate activities to provide comprehensive, high-quality, customer-centered services, including supportive services to individuals, including individuals with barriers to employment, populations identified in Section II.a.1.B., and individuals in remote areas. Further, alignment and coordination of services among plan partners, other required and additional required one-stop partners, and other workforce system partners, as described in Section III.a.2.A. and Section II.a.2.C. (key strengths subsection).

D. Coordination, Alignment and Provision of Services to Employers

Describe how the entities carrying out the respective core programs, any Combined State Plan partner program included in this plan, required and optional one-stop partner programs will coordinate activities and resources to provide comprehensive, high-quality services to employers to meet their current and projected workforce needs and to achieve the goals of industry or sector partners in the state. The activities described shall conform to the statutory requirements of each program.

Plan partner programs and required and additional one-stop partner programs have developed a statewide network of Business Services Consultants that focuses on connecting employers to highly qualified and skilled job seekers. This network developed one unified document of available business services and implemented multi-partner business services committees throughout the state. In addition, the network will continue to:

- conduct collaborative meetings with employers and various agencies offering recruitment assistance and incentives;
- assist with development and implementation of industry sector partner strategies; and
- host multi-partner job fairs, including job fairs for target populations, such as individuals with disabilities, Veterans, and ex-offenders.

In addition, plan partners and other required and additional one-stop partners, in partnership with local workforce development boards and other workforce system partners, will continue to provide business-focused business services as described in Section II.a.2.C. (key strengths subsection).

Layoff aversion services will also be provided to reduce the number of layoffs and closures, through the coordinated efforts of state agencies such as the Nebraska Department of Labor and the Nebraska Department of Economic Development, local chambers of commerce, and local Business Services Representatives.

E. Partner Engagement with Educational Institutions

Describe how the State's Strategies will engage the State's community colleges and area career and technical education schools, as partners in the workforce development system to create a job-driven education and training system. WIOA section 102(b)(2)(B)(iv).

The strategies described in Section II.c. regarding development of career pathways and initiatives will continue to rely heavily on engagement with the State's community colleges and area career and technical education schools. These institutions coordinate with employers to ensure programs align with and support Nebraska's in-demand industry sectors and occupations. Six community colleges serve the central, mid-plains, northeast, southeast, western, and metropolitan regions of the state. These institutions are tremendous partners in the workforce development efforts occurring within their respective regions:

- providing high-quality and affordable education and training programs along career pathways;
- coordinating programming with four-year institutions;
- developing and maintaining relationships with regional and local employers to align curriculum with industry and occupational needs;
- coordinating bridge and other programs to increase access; and
- supporting placement of students in employment that provides family-sustaining wages.

F. Partner Engagement with Other Education and Training Providers

Describe how the State's Strategies will engage the State's other education and training providers, including providers on the state's eligible training provider list, as partners in the workforce development system to create a job-driven education and training system.

During Program Years 2022 and 2023, implementation of the strategies described in Section II.c. regarding development of career pathways will rely heavily on engagement with the State's other education and training providers, including

secondary schools, four-year institutions, private postsecondary career schools, and Registered Apprenticeship programs. Like Nebraska's community colleges, these institutions and Registered Apprenticeship programs coordinate with Nebraska's employers to ensure education and training programs align with and support Nebraska's in-demand industry sectors and occupations. Collectively, the four-year institutions, private postsecondary career schools, community colleges, and Registered Apprenticeship programs offer more than 700 programs on Nebraska's Eligible Training Provider List that provide occupational skills training for in-demand occupations in Nebraska.

Implementation of the strategies will also rely heavily on engagement with the state's public schools. The Nebraska Department of Education reVISION²¹ program provides Nebraska public schools with the opportunity to analyze and transform their current career education systems in order to improve their ability to educate a qualified workforce that meets industry needs within an ever-changing economy. Working in collaboration with postsecondary education and regional workforce and economic development leaders, reVISION connects career educators, school administrators, school counselors, and industry professionals. Under the leadership of the Nebraska Department of Education and in partnership with the Nebraska Departments of Economic Development and Labor, the reVISION program is a strategic approach for schools to analyze their current career education system and make plans, as needed, for adjustments.

G. Leveraging Resources to Increase Educational Access

Describe how the State's strategies will enable the State to leverage other Federal, State, and local investments that have enhanced access to workforce development programs at the above institutions, described in section (E).

The strategies described in Section II.c. regarding development of career pathways and initiatives will enable the state to leverage other Federal, state, and local investments.

- Registered Apprenticeship services provided by the Nebraska Department of Labor (NDOL) enhance access to workforce development programs provided by secondary schools, community colleges, private postsecondary career schools, four-year institutions. NDOL assists Nebraska's US Department of Labor Office of Apprenticeship with development of Registered Apprenticeship programs, including youth Registered Apprenticeship programs provided in partnership with public schools that provide the related instruction.
- Nebraska's Community College Gap Assistance Program offers financial aid to community college students taking non-credit courses that could lead to jobs in in-demand occupations. State-level financial aid is provided for low-income students who are not eligible for Federal financial aid, because they are not enrolled in for-credit courses that lead to a degree. Gap Program funds are distributed to the State's six community colleges. The community colleges recruit and select eligible low-income students participating in eligible programs to receive state-funded grants. Eligible students must have a family income at or below 250 percent of Federal poverty guidelines. Student grants can be used for tuition, direct training costs, required books and equipment, and fees, including those for industry testing services and background check services.
- EducationQuest has college planning offices in Kearney, Lincoln, and Omaha where they provide resources that help students and parents research colleges, explore career options, search for scholarships, complete and file the FAFSA, and learn about student loans. All services are free and most are provided by appointment to provide families with one-on-one assistance. Students and parents also learn about college planning and financial aid through EducationQuest's statewide college fairs, educational planning programs, and financial aid programs. EducationQuest also creates college planning handbooks, newsletters, and brochures and distributes them to students and parents across the state.
- Students who face significant obstacles to higher education are the target of the Reaching Your Potential Scholarship Program, a need-based renewable scholarship program that provides approximately \$100,000 in scholarships each year. Applicants are referred to the program by community agencies and colleges.
- The EducationQuest Scholarship Program provides \$1.55 million in scholarship funding each year to Nebraska's nonprofit public and private colleges. The colleges then award the funds to eligible students who demonstrate financial need, which may include middle-income students, as well as low-income students.
- EducationQuest College Access Grants provide funding for Nebraska high schools that seek to develop or enhance college access activities within their school. The program's goal is to increase the number of Nebraska students going to college. Every two years, EducationQuest provides grants to approximately 15 high schools and commits funding to each school for four years. Funding amounts depend on the school's enrollment.
- EducationQuest's KnowHow2GO program focuses on early college awareness by promoting three steps 7th and 8th grade students should follow to prepare for college. EducationQuest provides free KnowHow2GO materials for students, parents, counselors, and agencies and coordinates statewide activities and events to promote the program.

²¹ Additional information on reVISION is accessible at <https://www.education.ne.gov/nce/revision/>.

- The Susan T. Buffett Foundation offers scholarships to college students in Nebraska. Scholarships are awarded on a competitive basis to first-time entering freshmen who reside in Nebraska and graduates of a Nebraska high schools with plans to attend a public institution in Nebraska and have demonstrated financial need.
- The Nebraska Opportunity Grant (NOG) program provides financial aid to students who are Nebraska residents; have not earned a bachelor's, graduate; or professional degree; have high financial need; and who are attending eligible postsecondary schools in Nebraska to earn a degree or credential. Scholarships are given based on financial need and can be renewed as long as academic and financial need requirements are met.
- The Federal Supplemental Educational Opportunity Grant (FSEOG) is a grant that is awarded to an undergraduate student who demonstrates exceptional financial need to help pay for their education. Awards can range from \$100–\$4,000 and do not need to be repaid.
- The Nebraska Rural Schools Scholarship is geared toward students in Nebraska that graduated from what is considered a rural high school. Rural is defined as a city or town with 10,000 or fewer residents. To qualify for the scholarship, students must have graduated in the top 10 percent of their class or be currently enrolled in college with at least a 3.5 grade point average. They must also be attending a community college, four-year college, or university within Nebraska.

H. Improving Access to Postsecondary Credentials

Describe how the State's strategies will improve access to activities leading to recognized postsecondary credentials, including Registered Apprenticeship certificates. This includes credentials that are industry-recognized certificates, licenses or certifications, and that are portable and stackable.

Implementation of the career pathways strategies described in Section II.c. will improve access to activities leading to recognized postsecondary credentials, including Registered Apprenticeship certificates of completion and industry-recognized certificates, licenses, certifications, and credentials that are portable and stackable through:

- coordination with entities implementing industry sector strategies focusing on in-demand jobs essential to the economic vitality of the Nebraska's communities and regions;
- scaling industry sector, public sector, and private partnerships that create customized workforce solutions and work-based training opportunities, including Registered Apprenticeship programs and pre-apprenticeship programs;
- identification of barriers to participation in career pathway programs and systems by job seekers, workers, employers, including industry sector partnerships;
- inventory and coordination of services statewide to maximize service delivery for job seekers, workers, and employers;
- identification of technological resources that support participation in career pathway programs and systems by job seekers, workers, and employers;
- promotion of career pathway programs and systems, including career readiness services;
- collaboration with workforce system partners that support career pathway programs and systems as described in Section III.a.2.G.;
- integrated education and training activities that provide adult education and literacy activities concurrently and contextually with workforce preparation activities and workforce training for a specific occupation or occupational cluster; and
- integrated English literacy and civics education activities that provide education services to English language learners, including professionals with degrees and credentials in their native countries, delivered in combination with integrated education and training.

I. Coordinating with Economic Development Strategies

Describe how the activities identified in (A) will be coordinated with economic development entities, strategies, and activities in the State.

Core partners will continue to coordinate activities identified in Section III.a.2.A. with economic development entities, strategies, and activities in the state through engagement and collaboration with:

- Blueprint Nebraska, a strategic plan to create a new standard of sustainable economic prosperity for all Nebraskans which was developed through engagement of more than 2,000 individuals and 60 plan-development events and championed by business leaders, Nebraska's Governor, and the president of the University of Nebraska system; and
- programs provided by the Nebraska Department of Economic Development, such as those described in Section II.a.2.C. (key strengths subsection).

b. State Operating Systems and Policies

The Unified or Combined State Plan must include a description of the State operating systems and policies that will support the implementation of the State strategy described in section **II Strategic Elements**. This includes—

The state operating systems and policies that will support the implementation of the state's strategies described in Section II are described below in section 1 through 9.

1. The State operating systems that will support the implementation of the State's strategies. This must include a description of—

A. State operating systems that support coordinated implementation of State strategies (e.g., labor market information systems, data systems, communication systems, case-management systems, job banks, etc.)

The operating systems that support implementation of the strategies described in Section II.c. include systems for case management, content/document management, labor market information, labor exchange, and performance accountability systems. Collectively, these systems provide information necessary to make data-driven decisions and track and monitor program activities. The data collected and maintained in the systems will continue to be essential to implementation of the strategies as plan partners work together to make data-driven decisions in collaboration with the Nebraska Workforce Development Board, the Nebraska Partner Council, local boards, local area administrative entities, required and additional one-stop partners, other workforce system partners, and training providers. The systems supporting implementation of the state's strategies are described separately in the following sections.

NEworks

NEworks is a comprehensive web-based management information system used by Title I programs, Title III Wagner-Peyser Employment Service, Trade Assistance Act, Jobs for Veterans State Grant program, and SNAP Next Step program for service delivery, case management, document management, and performance reporting. The management of multiple programs within a single system allows for integrated service delivery and performance reporting. NEworks also functions as Nebraska's self-service labor exchange for job seekers, workers, and employers; the operating system for the Nebraska Department of Labor Unemployment Insurance Benefits and Tax; and labor market information platform. NEworks also provides additional resources, including the Eligibility Explorer described in Section II.c. in addition to a resume builder, assessment and communication tools, online learning, and Nebraska's Eligible Training Provider List.

OnBase Enterprise Content Management (ECM)

ECM is a content management system used in conjunction with NEworks to store supporting eligibility documentation and case-management documentation. The electronic format leads to increased efficiency with data storage, retrieval, document sharing across programs, and off-site monitoring. In addition, ECM provides for secure segregation of disability-related documentation.

QE2

QE2 is a web-based case management and fiscal reporting system used by the Nebraska VR Program. The application was written in Ruby on Rails, an open-source object-oriented web framework, with a MySQL backend. End-user authentication utilizes the Nebraska Directory Services (NDS) framework. Development, hosting, and support are provided by Nebraska VR Program application developers and network administrators.

AWARE

AWARE is a client database management system used by the Nebraska Commission for the Blind and Visually Impaired that establishes:

- electronic reminders of service deadlines;
- ways for staff to communicate with each other about client needs and case service activities; and
- mechanisms for administrators to review work that is done, accomplishments made, and assessment of gaps in either the data management system itself or the Commission's service delivery system.

National Reporting System

The National Reporting System for Adult Education (NRS) is the accountability system for the federally funded adult education program, authorized by Section 212 of the Workforce Innovation and Opportunity Act (WIOA). The NRS includes the WIOA primary indicators of performance, measures that describe adult education students and their program participation, methodologies for collecting performance data, and program reporting procedures. NRS is an outcome-based

reporting system for the state-administered, Federally funded adult education program. Developed by the US Department of Education's Division of Adult Education and Literacy (DAEL), NRS continues a cooperative process through which state adult education directors and DAEL manage a reporting system that demonstrates learner outcomes for adult education. The Nebraska Department of Education, as the State Eligible Agency (SEA) for WIOA Title II funding, utilizes LACES-LiteracyPro Systems, Inc. (LACES) to meet the NRS reporting requirement for Nebraska's Adult Education program.

N-FOCUS

The Nebraska Family Online Client User System (N-FOCUS) is a computer software system used by the Nebraska Department of Health and Human Services' Temporary Assistance for Needy Families program. N-FOCUS is primarily an automated information database, but also contains many other functions. Public assistance programs, services, and information are stored in N-FOCUS, as well as providers and organizations.

Virtual One Stop (VOS) Greeter system

Under the RSI-DWG, the Nebraska Department of Labor, in collaboration with the Nebraska Workforce Development Board, acquired and launched the VOS Greeter system. The system provides the one-stop partners with enhanced capabilities to conduct real-time common intake and use common-intake data to make effective data-driven decisions.

Nebraska Longitudinal Data System (NELDS)

In 2015, Nebraska was awarded its second Workforce Data Quality Initiative Grant through the US Department of Labor. The grant funded the establishment of a workforce data warehouse, Nebraska Longitudinal Data System (NELDS). In addition to the fiscal and management information systems described above, the core partners also participate in NELDS, along with:

- NDOL UI Benefits and Tax;
- Nebraska Department of Motor Vehicles; and
- all community and state colleges, the state's university system, and Carl Perkins.

NDOL has extended data sharing agreements to include records of the following workforce system partners and programs:

- INA programs;
- Nebraska Department of Corrections.
- Nebraska Department of Education;
- Nebraska Veterans Affairs;
- Temporary Assistance to Needy Families (TANF); and
- US Department of Labor State Office of Apprenticeship (RAPIDS).

The data housed in NELDS is robust. Customized reports can be developed based on the needs of organizations participating in NELDS.

B. Data-collection and reporting processes used for all programs and activities, including those present in one-stop centers

Data-collection and reporting processes used for all programs and activities, including those present in one-stop centers.¹⁰ [10] For the PY 2016 state plan, descriptions of data collection and reporting processes need only include currently known indicators.

The state utilizes various methods for data-collection and reporting processes for programs and activities, as described in the previous section and below in Sections III.b.4 and III.b.6.

2. *The State policies that will support the implementation of the State's strategies (e.g., co-enrollment policies and universal intake processes where appropriate). In addition, provide the State's guidelines for State-administered one-stop partner programs' contributions to a one-stop delivery system*

Introduction

Policies supporting the implementation of the state's strategies include provisions regarding co-enrollment and guidelines for contributions by state-administered one-stop partner programs to the one-stop delivery system.

Co-enrollment

Policies supporting the state's implementation of its strategies include a performance accountability policy that defines mandatory co-enrollment requirements, whenever eligibility permits, for:

- local Title I youth, adult, and dislocated worker programs;
- Title III Wagner-Peyser Employment Service;
- Jobs for Veterans State Grant program;
- Trade Adjustment Assistance program; and
- Dislocated Worker Grant programs, whether administered at state or local levels.

For the programs listed above, participants may be co-enrolled in include the following programs:

- local Title I youth, adult, and dislocated worker programs;
- Title II Adult Education and Family Literacy Act programs;
- Title III Wagner-Peyser Employment Service;
- Title IV vocational rehabilitation programs provided by the:
 - Nebraska Commission for the Blind and Visually Impaired; and
 - Nebraska Vocational Rehabilitation Program;
- Dislocated Worker Grant programs, whether administered at state or local levels.
- Indian and Native American (INA) employment and training programs;
- Job Corps;
- Jobs for Veterans State Grant program;
- National Farmworker Jobs Program provided by Proteus;
- Senior Community Service Employment Program;
- Trade Adjustment Assistance program;
- Unemployment Insurance, including NERes, Nebraska's RESEA program; and
- employment and training programs provided by:
 - Supplemental Nutrition Assistance Program (SNAP); and
 - Temporary Assistance for Needy Families program (TANF);
- YouthBuild.

Contributions by state-administered one-stop partner programs

The State provides policy guidance regarding:

- timelines for developing, negotiating, and entering into MOUs and funding agreements and reporting outcomes of MOU and funding agreement negotiations;
- funding of infrastructure and additional costs of one-stop center operations using a local funding mechanism or the state funding mechanism; and
- establishes the process by which one-stop partners may appeal decisions regarding partners' required contributions under the state funding mechanism.

MOUs

PURPOSE AND DEVELOPMENT

An MOU is an agreement developed and executed by the local board and one or more one-stop partners, with the agreement of the CEO, that includes a funding agreement identifying the one-stop partner's contributions to funding of infrastructure and additional costs of one-stop center operations.²² Further, the MOU defines local area one-stop center operations and funding of those operations.

A single "umbrella" MOU and funding agreement may be developed and executed by the local board and two or more one-stop partners.²³ Establishing an umbrella MOU is encouraged for the sake of transparency. The local board, with the agreement of the CEO, may enter into a separate MOU with each one-stop partner or with groups of one-stop partners; however, the aim of the umbrella MOU is to allow partner programs to focus on service delivery and not the process of negotiating several MOUs.

²² 20 CFR § 678.500(a); TEGLs 16-16 and 16-16 Change 1

²³ 20 CFR § 678.500(a); TEGL 17-16

The US Departments of Education and Labor expect local areas to use a collaborative approach to MOU and funding agreement negotiations and encourage local boards, CEOs, and one-stop partners to work together when developing and amending MOUs and funding agreements, demonstrating the spirit and intent of WIOA to ensure the successful integration and implementation of partner programs in one-stop centers.²⁴ All individuals participating in the development and amendment of MOUs and funding agreements must negotiate in good faith to reach agreement.²⁵ In addition, each local board must document its negotiation of MOUs and funding agreements, including amendments, and efforts made to reach consensus.²⁶

REQUIRED ELEMENTS OF AN MOU²⁷

An MOU must include provisions describing:

1. services provided through one-stop centers in the local area, including the way services will be coordinated and delivered;
2. how the costs of the services and the operating costs of the centers will be funded;²⁸
3. methods for referring individuals by the one-stop operator to one-stop partners for appropriate services and activities;
4. methods for ensuring that the needs of job seekers, including youth and individuals with barriers to employment, are addressed when providing access to services, including access to technology and materials that are available through the one-stop center;
5. the duration (term) of the MOU and procedures for amending it;
6. assurances that the MOU will be reviewed and updated no less frequently than once every three years to:
 - a. ensure appropriate funding and delivery of services; and
 - b. reflect any changes to:
 - i. authorized signatory officials for the local board, CEO, or one-stop partners, meaning officials who have the authority to bind the local board, CEO, and one-stop partners to the terms and conditions of the MOU; and
 - ii. funding of infrastructure and additional costs of one-stop center operations, *including any changes to a partner's required cost contributions under the state funding mechanism*;
7. signatures of the local board chair and CEO and a representative of the one-stop partner having authority to bind the partner to the MOU.

An MOU may contain other provisions, provided they are consistent with WIOA Title I and its implementing regulations and statutes, as well as regulations authorizing one-stop partner programs.

FUNDING AGREEMENTS

Local board and CEO responsibilities regarding funding agreement development

The local board and CEO must:²⁹

- ensure that local area one-stop partners adhere to the guidance provided in this policy;
- work with partners to achieve consensus and informally mediate any possible conflicts or disagreements among partners; and
- provide technical assistance to new one-stop partners and local grant recipients to ensure that those entities are informed and knowledgeable of the elements contained in the MOU and the funding agreement.

²⁴ 20 CFR § 678.510(a); TEGL 16-16

²⁵ 20 CFR § 678.510(a); TEGL 17-16

²⁶ 20 CFR § 678.510(c)(1)

²⁷ WIOA Sec. 121(c)(2)(A); 20 CFR § 678.500(b) – (e); TEGL 16-16. The US Department of Labor, Employment and Training Administration provides a *Sample MOU and Infrastructure Costs Toolkit*, which is accessible at https://ion.workforcegps.org/resources/2017/03/23/13/30/Sample_MOU_Infrastructure_Costs_Toolkit.

²⁸ The US Department of Labor, Employment and Training Administration provides the *One-stop Operating Budget Training Series* at <https://ion.workforcegps.org/resources/2022/05/06/19/12/OneStopOperatingBudgetTrainingSeries>.

²⁹ 20 CFR § 678.715(b)

Required elements of a funding agreement

A funding agreement must include provisions describing the:³⁰

1. duration (term) of the funding agreement, which may differ from the duration (term) of the MOU;
2. budget for infrastructure and additional costs *and* an assurance that the budget will be reconciled periodically against actual costs incurred and adjusted accordingly to ensure that the budget:
 - a. reflects a cost allocation methodology that demonstrates how infrastructure costs are charged to the one-stop partner in proportion to its use of the one-stop center and relative benefit received; and
 - b. complies with Uniform Guidance³¹ or any corresponding similar regulation or ruling;
3. all parties to the agreement (local board, CEO, and one-stop partner(s));
4. steps the local board, CEO, and one-stop partner used to reach consensus on a local funding mechanism *or* an assurance that the local area followed the requirements of this policy if funding is based on the state funding mechanism;
5. process to be used by the local board, CEO, and one-stop partner to resolve issues during term of the agreement when the parties are at an impasse *or* consensus is not reached; and
6. periodic review and modification process to ensure equitable benefit among all one-stop partners.

Local funding mechanism

Under the local funding mechanism, the local board, CEO, and one-stop partner agree to budget amounts and methods for calculating amounts partners will contribute for funding of infrastructure and additional costs of one-stop center operations, based on proportionate share and relative benefit of the partner.

Infrastructure costs

The funding agreement must meet the following requirements regarding infrastructure costs.³²

1. Infrastructure costs must be funded through cash, fairly evaluated non-cash, or third-party in-kind partner contributions, including any funding from philanthropic organizations or other private entities or through other alternative financing options, to provide a stable and equitable funding stream for ongoing one-stop center operations.
2. One-stop partner contributions must be negotiated by the local board, CEO, and one-stop partner and the amounts to be contributed must be described in the funding agreement.
3. One-stop partners' proportionate share of funding must be calculated in accordance with the Uniform Guidance and based upon a reasonable cost allocation methodology³³ whereby infrastructure costs are charged to the partner programs *relative to the benefit received by the partner programs and in proportion to the programs' use of the one-stop center*; and the costs must be allowable, reasonable, necessary, and allocable.
4. One-stop partner contributions must be periodically reviewed and reconciled against actual costs incurred and adjusted to ensure that actual costs charged to partners are *proportionate to the partner programs' use of the one-stop center and relative benefit received*.

Additional costs

The funding agreement must meet the following requirements regarding additional costs.³⁴

1. The one-stop partner must use a portion of funds made available under their program's authorizing Federal legislation *or* make fairly evaluated in-kind contributions³⁵ to pay additional costs of one-stop center operations.

³⁰ 20 CFR § 678.755; TEGL 17-16

³¹ *Uniform Guidance* refers to 2 CFR Part 200

³² 20 CFR § 678.715(a); TEGL 17-16

³³ TEGL 17-16. Approaches to developing reasonable cost allocation methodologies are provided in the US Department of Labor "One-stop Comprehensive Financial Management Technical Assistance Guide – Part I," which is accessible at <https://dol.nebraska.gov/webdocs/getfile/b6a9aacd-a6be-44f3-b649-43dc12cd6c59>. The US Department of Labor, Employment and Training Administration provides a *Sample MOU and Infrastructure Costs Toolkit*, which is accessible at https://ion.workforcegps.org/resources/2017/03/23/13/30/Sample_MOU_Infrastructure_Costs_Toolkit.

³⁴ 20 CFR § 678.760

³⁵ Pursuant to TEGL 16-16 Change 1, SCSEP participants' community service hours can be considered as an in-kind contribution for purposes of SCSEP's contribution towards additional costs.

These other costs must include costs associated with the partners' provision of applicable career services and may include other costs, including shared services.

2. Shared services costs may include the costs of shared services that are authorized for and may be commonly provided through the one-stop partner programs to any individual, such as initial intake, assessment of needs, appraisal of basic skills, identification of appropriate services to meet such needs, referrals to other one-stop partners, and business services. Shared costs may also include shared costs of the local board's functions.
3. One-stop partner contributions to funding of additional costs related to operation of the one-stop center may be cash, non-cash, or third-party in-kind contributions, consistent with 20 CFR § 678.720(c).
4. The one-stop partner's share of additional costs must be allocated *proportionate to the partner program's use of the one-stop center and relative benefit received*, consistent with the Federal legislation authorizing the partner's program and consistent with all other applicable legal requirements, including Federal cost principles described in the Uniform Guidance or any corresponding similar regulation or ruling requiring that costs are allowable, reasonable, necessary, and allocable.
5. Additional costs agreed upon by the one-stop partners must be clearly defined in the funding agreement.

State funding mechanism

General requirements and limitations

If the local board, CEO, and all required one-stop partners in a local area reach an impasse *or* consensus is not reached on methods for sufficiently funding one-stop center infrastructure costs, the Governor must administer funding through the state funding mechanism for the program year impacted by the local area's failure to reach consensus.³⁶ To clarify, the state funding mechanism applies to the local area for the *entire applicable program year once implemented*. The Governor, through NDOL, determines required one-stop partner contributions under the state funding mechanism, except as described below.

NDOL does not determine infrastructure cost contributions for the following required one-stop partners under the state funding mechanism:³⁷

- Indian and Native American (INA) programs;
- WIOA Title II (Adult Education and Family Literacy Act) programs;
- programs provided under WIOA Title IV (programs delivered by the Nebraska Commission for the Blind and Visually Impaired and the Nebraska Vocational Rehabilitation Program); and
- Career and Technical Education programs provided under the Perkins Act.

The amount to be contributed by WIOA Title II and IV programs and Career and Technical Education programs must be determined by the Commissioner of the Nebraska Department of Education in consultation with the Commissioner of the Nebraska Department of Labor.³⁸

It is important to note the following points.

- *The state funding mechanism provides funding for infrastructure costs only.*³⁹ The local board must still come to agreement with one-stop partners on funding of additional costs, which must be documented in the funding agreement. While required one-stop partners must pay their proportionate share of additional costs relating to the operation of the one-stop delivery center,⁴⁰ failure to reach consensus on funding of additional costs *does not* trigger use of the state funding mechanism.
- *The state funding mechanism does not apply to additional one-stop partners* and cannot be triggered by an additional partner's disagreement with the terms of the funding agreement or their refusal to sign a funding agreement.

³⁶ 20 CFR §§ 678.725 and 678.730(a)

³⁷ 20 CFR § 678.730(c)

³⁸ 20 CFR § 678.730(c)(2)

³⁹ TEGL 17-16

⁴⁰ 20 CFR § 678.760(a)

State funding mechanism implementation

The process for determining required one-stop partner contributions under the state funding mechanism consists of five steps.⁴¹

1. Notice of failure to reach consensus given to NDOL

If the local board, CEO, and one or more required one-stop partners fail to reach consensus on methods of sufficiently funding a one-stop center's infrastructure costs and the amounts to be contributed by each partner program, the local board is required to notify NDOL. Notification must be given as described below.

2. Local negotiation materials provided to NDOL

To assist NDOL in making state-funding mechanism calculations and determinations, the local board must provide appropriate and relevant materials and documents used during negotiation of the local funding mechanism, preferably when notifying the NDOL of the failure to reach consensus. At a minimum, the local board must provide:

- the local board's local plan;
- the cost allocation methodology or methodologies proposed by the partners to be used in determining the proportionate share;
- the proposed amounts or budget to fund infrastructure costs and the amount of partner funds included;
- the type of funds available (cash, non-cash, and third-party in-kind contributions);
- any proposed or agreed upon one-stop center or system budget; and
- any partially agreed upon, proposed, or draft funding agreements.

The local board also may provide additional materials that it or NDOL finds appropriate.

3. Establishing the budget for infrastructure costs⁴²

If the local board provides an agreed-upon budget for infrastructure costs with its notification *and* only the individual programmatic contributions to funding of infrastructure costs funding are at issue, that budget may be used to calculate each required one-stop partner's contribution consistent with the cost allocation methodologies contained in the Uniform Guidance.

If an agreed-upon budget is not submitted *or* the agreed-upon budget does not adequately meet the needs of the local area, the formula established by the state board is used to determine the budget. To determine a budget using the state board formula, the one-stop center budget for the local area from the previous program year is adjusted by subtracting all:

- additional costs (i.e., non-infrastructure costs);
- costs charged to non-required one-stop partners and INA programs; and
- alternative funding that defrays infrastructure costs.

The resulting amount is the local area budget for infrastructure costs under the state funding mechanism. The budget may be increased by up to three percent, if warranted, based on materials provided with the local board's notification, subject to the approval of NDOL.

4. Establishing the cost allocation methodology⁴³

Once the budget is determined for a local area in step 1, the Commissioner of Labor, in consultation with Commissioner Education, must determine the appropriate cost allocation methodology to be applied to required one-stop partner programs in the local area, consistent with the Federal cost principles permitted under the Uniform Guidance, to fund the infrastructure costs budget. When determining each required one-stop partner's proportionate share of infrastructure costs,

⁴¹ TEGL 17-16

⁴² 20 CFR § 678.736; TEGL 17-16

⁴³ 20 CFR §§ 678.736 and 678.737

consideration must be given to the costs of administration of the one-stop delivery *system* for purposes not related to one-stop *centers*, such as:

- costs associated with maintaining the local board or information technology systems;
- statutory requirements for each partner program;
- required one-stop partners’ ability to fulfill such requirements; and
- all other applicable legal requirements.

Consideration may also be given to the extent to which the required one-stop partners in the local area have agreed in determining partners’ proportionate share, including any agreements reached at the local level by one or more partners, as well as any other materials or documents of the negotiating process provided by the local board.

5. Determining partner shares

Each required one-stop partner’s proportionate share of the infrastructure costs budget is determined, subject to the requirements and limitations established under 20 CFR § 678.738 and TEGL 17-16, using the four-step methodology described below. Required one-stop partners are then notified of their determined costs in writing according to timelines established in Table C below.

5.1. Determining maximum *statewide* contributions

Formula for calculations: $ma = sc \times ff$

- *ma* = maximum statewide contribution in dollars
- *sc* = statewide cap percentage
- *ff* = Federal funds

Example calculation:

Factor	Amount
<i>sc</i>	0.03
<i>ff</i>	\$1,000,000
<i>ma</i>	\$30,000

5.2. Determining maximum local contributions

Formula: $lc = ma \times u$

- *lc* = maximum local area contribution in dollars
- *ma* = maximum statewide contribution in dollars
- *u* = use of local area
 - $u = p1 / p2$
 - *p1* = local area population
 - *p2* = state population

Example calculation:

Factor	Amount
<i>p1</i>	90,000
<i>p2</i>	2,000,000
<i>u</i>	0.45

Factor	Amount
<i>ma</i>	\$30,000
<i>u</i>	0.45
<i>lc</i>	\$13,500

5.3. Determining proportionate share

Formula: $n1 / n2 = s$

- $n1$ = number of local area participants served by the required one-stop partner program at the one-stop center, as reported by the partner, during the previous program year (July 1 – June 30)
- $n2$ = number of local area participants served by all required one-stop programs at the one-stop center (sum of $n1$ for all partners) during the previous program year (July 1 – June 30)
- s = proportionate share

Example calculation:

Factor	Proportionate share
$n1$	1,500
$n2$	10,000
s	0.15

5.4. Determining contribution amount

Example calculation:

Partner	Statewide cap (sc)	Local area cap (lc)	Proportionate share % (s)	Proportionate share \$ ($s \times ff$)	Contribution amount
A	\$30,000	\$13,500	0.15	\$15,000	\$13,500

Note that a required one-stop partner’s *contribution amount* under the state funding mechanism *must not* exceed the local area percentage cap for the partner program. Refer to Table A for a listing of percentage caps for all required one-stop partner contributions under the state funding mechanism.

Table A. Percentage caps on required one-stop partner contributions under the state funding mechanism⁴⁴

Required one-stop partner (and authorizing legislation or authority)	Percentage limitation (cap)
1. Adult, Dislocated Worker, and Youth programs (WIOA Title IB)	Up to 3% of Federal fiscal year funds provided to the state for the program
2. Adult Education and Family Literacy Act (AEFLA) programs (WIOA Title II)	Up to 1.5% of Federal fiscal year funds provided to the state for the program
3. Career and technical education programs at the postsecondary level (The Strengthening Career and Technical Education Act for the 21 st Century (2018))	Up to 1.5% of the amount made available by the state for postsecondary level programs and activities and the amount of funds used by the state during the prior year to administer postsecondary level programs and activities
4. Employment and training activities carried out by the Department of Housing and Urban Development under <i>Jobs Plus Initiative grants</i>	Up to 1.5% of the amount of Federal funds provided to carry out the program in the state for a fiscal year
5. Employment and training activities carried out under the Community Services Block Grant (42 USC 9901 <i>et seq.</i>)	Up to 1.5% of the total amount of CSBG funds determined by the Nebraska Department of Health and Human Services to have been expended by local CSBG-eligible entities for the provision of employment and training activities during the prior Federal fiscal year for which information is available (as reported to the U.S. Department of Health and Human Services (HHS) on the CSBG Annual Report) and any additional amount that the Nebraska Department of Health and Human Services reasonably determines was expended for administrative

⁴⁴ 20 CFR § 678.738(c)(1) – (6)

Required one-stop partner (and authorizing legislation or authority)	Percentage limitation (cap)
	purposes in connection with these activities and was separately reported to HHS as an administrative cost
6. Ex-offender programs (Second Chance Act of 2007, Section 212)	Up to 1.5% of the amount of Federal funds provided to carry out the program in the state for a fiscal year
7. Jobs Corps (WIOA Title IC)	Up to 1.5% of the amount of Federal funds provided to carry out the program in the state for a fiscal year
8. Jobs for Veterans State Grant (JVSG) program (38 USC Chapter 41)	Up to 1.5% of the amount of Federal funds provided to carry out the program in the state for a fiscal year
9. Migrant and Seasonal Farmworker programs (WIOA Title ID)	Up to 1.5% of the amount of Federal funds provided to carry out the program in the state for a fiscal year
10. Native American programs (WIOA Title ID)	Not applicable
11. Programs authorized under Nebraska's Unemployment Compensation Law (Neb. Rev. Stat. § 48-617)	Up to 1.5% of the amount of Federal funds provided to carry out the program in the state for a fiscal year
12. Senior Community Service Employment Program (SCSEP) (Older Americans Act, Title V)	Up to 1.5% of the amount of Federal funds provided to carry out the program in the state for a fiscal year
13. Trade Adjustment Assistance programs (Trade Act of 1974, Title II, Chapter 2)	Up to 1.5% of the amount of Federal funds provided to carry out the program in the state for a fiscal year
14. Nebraska Commission for the Blind and Visually Impaired (WIOA Title IV) ⁴⁵	Up to 1.5% of the amount of Federal provided to carry out the combined WIOA Title IV programs in the state for a fiscal year, phased in over 4 years: <ul style="list-style-type: none"> • 0.75% year 1 (Program Year 2017) • 1.00% year 2 (Program Year 2018) • 1.25% year 3 (Program Year 2019) • 1.50% year 4 (Program Year 2020 and subsequent Program Years)
15. Nebraska Vocational Rehabilitation Program (WIOA Title IV) ⁴⁶	Up to 1.5% of the amount of Federal provided to carry out the combined WIOA Title IV programs in the state for a fiscal year, phased in over 4 years: <ul style="list-style-type: none"> • 0.75% year 1 (Program Year 2017) • 1.00% year 2 (Program Year 2018) • 1.25% year 3 (Program Year 2019) • 1.50% year 4 (Program Year 2020 and subsequent Program Years)
16. Wagner-Peyser Employment Service programs (WIOA Title III)	Up to 3% of the amount of Federal funds provided to carry out the program in the state for a fiscal year
17. Work, education, and training activities carried out by the Temporary Assistance for Needy Families (TANF) program (Social Security Act, Title IV, Part A)	Up to 1.5% of the total Federal TANF funds expended by the Nebraska Department of Health and Human Services for work, education, and training activities during the prior Federal fiscal year (as reported to the U.S. Department of Health and Human Services (HHS) on the quarterly TANF Financial Report form), plus any additional amount of Federal TANF funds that the Nebraska Department of Health and Human Services reasonably determines was expended for administrative costs in connection with these activities but that was separately reported to HHS as an administrative cost
18. YouthBuild (WIOA Title ID)	Up to 1.5% of the amount of Federal funds provided to carry out the program in the state for a fiscal year

⁴⁵ Pursuant to the preamble discussion on 20 CFR § 678.738, in states where there are two VR agencies (general and blind), the combined contribution from the programs cannot be required to exceed the cap, which is based on the total VR allotment to the state.

⁴⁶ Ibid.

Reporting outcomes of negotiations

NOTIFICATION REQUIREMENTS

Each local board must notify NDOL of the outcomes of its MOU and funding agreement negotiations⁴⁷ according to the timelines in Tables B and C below. Under certain conditions, as described in the tables, the local board is also required to notify the state board, as well as state agencies responsible for administering partner programs.

Notifications to NDOL and the state board must be submitted by email to:

- Bradley Pierce, Director of the Division of Reemployment Services, at bradley.pierce@nebraska.gov;
- WIOA policy mailbox at ndol.wioa_policy@nebraska.gov; and

Notifications to entities responsible for administering required one-stop partner programs must be submitted according to directions provided by the one-stop partners.

NOTIFICATIONS WHEN CONSENSUS IS REACHED

If consensus is reached during MOU and/or funding agreement negotiations, the local board must promptly notify NDOL that consensus has been reached. Notification must be submitted by email to:

- Bradley Pierce, Director of the Division of Reemployment Services, at bradley.pierce@nebraska.gov;
- WIOA policy mailbox at ndol.wioa_policy@nebraska.gov; and

Note that submission of supporting documentation is not required when consensus is reached.

NOTIFICATIONS WHEN CONSENSUS IS NOT REACHED⁴⁸

MOU negotiations

If the local board and CEO fail to reach consensus during MOU negotiations with one or more required one-stop partners, email notifications must be sent according to the timelines described in Table B and the *Notification requirements* section above. Notifications must include, as attachments, the materials and documents used during negotiations as described above in the *State funding mechanism implementation* section. NDOL will provide technical assistance to local boards according to the timelines described in Table B.

Table B. Timelines when consensus is not reached on MOUs

Responsible party – event	Deadline
Local board – notifies NDOL that it has reached an impasse or failed to reach consensus with 1 or more required one-stop partners during negotiation of MOUs	No later than April 1 of the applicable year
NDOL – provides initial technical assistance to the local board and requires the local board and CEO to resume negotiations for up to 30 days	No longer than 30 days starting on April 1
Local board – notifies NDOL of the outcome of the first round of resumed negotiations	No later than May 1
NDOL – if the local board and CEO remain at an impasse or fail to reach consensus with 1 or more required one-stop partners following the first round of resumed negotiations, NDOL provides follow-up technical assistance to the local board and requires the local board and CEO to resume negotiations for up to 30 additional days	No longer than 30 days starting on May 1
Local board – notifies NDOL of the outcome of the second round of resumed negotiations; and if the impasse is not resolved or consensus is not reached, the local board must also notify the state board, as well as the entity responsible for administering the applicable partner program	No later than June 1
NDOL – if the local board remains at an impasse or fails to reach consensus with 1 or more required one-stop partners following the second round of resumed negotiations,	No longer than 30 days starting on June 1

⁴⁷ TEGL 17-16

⁴⁸ 20 CFR § 678.510(c)

Responsible party – event	Deadline
NDOL provides additional technical assistance to the local board and requires the local board and CEO to resume negotiations for up to 30 additional days	
Local board – notifies NDOL of the outcome of the final round of resumed negotiations; and if the local board fails to execute MOUs within 30 days of additional technical assistance, local board must also report the failure to the state board and the entity responsible for administering the applicable required one-stop partner programs	No later than July 1
NDOL – reports the failure to execute MOUs with 1 or more required one-stop partners to the Secretary of Labor and the head of any other Federal agency with responsibility for oversight of the applicable required one-stop partner’s program	Within 15 days of receipt of notification of failure to execute MOUs by July 1

*Funding agreement negotiations*⁴⁹

If the local board and CEO reach an impasse or fail to reach consensus during funding agreement negotiations with one or more required one-stop partners, email notification must be made as described in Table C and the *Notification requirements* section above. Notifications must include the documentation described in item 2 of the *State funding mechanism implementation* section above.⁵⁰ NDOL will provide technical assistance to local boards as described in Table C.

Table C. Timelines when consensus is not reached on funding agreements

Responsible party – event	Deadline
Local board – notifies NDOL that it has reached an impasse or failed to reach consensus with 1 or more required one-stop partners during negotiation of funding agreements	No later than April 1 of the applicable year
NDOL – provides initial technical assistance to the local board and requires the local board to resume negotiations for up to 30 days	No longer than 30 days starting on April 1
Local board – notifies NDOL of the outcome of the first round of resumed negotiations	No later than May 1
NDOL – if the local board and CEO remain at an impasse or fail to reach consensus with 1 or more required one-stop partners following the first round of resumed negotiations, NDOL provides follow-up technical assistance to the local board and requires the local board and CEO to resume negotiations for up to 30 additional days	No longer than 30 days starting on May 1
Local board – notifies NDOL of the outcome of the second round of resumed negotiations	No later than June 1
NDOL – if the local board and CEO remain at an impasse or fail to reach consensus with 1 or more required one-stop partners following the second round of resumed negotiations, NDOL provides additional technical assistance to the local board and requires the local board and CEO to resume negotiations for up to 30 additional days	No longer than 30 days starting on June 1
Local board – notifies NDOL of the outcome of the final round of resumed negotiations; and if the local board and CEO remain at an impasse or fail to reach consensus within 30 days of additional technical assistance, the state funding mechanism takes effect for the local area for the applicable program year	No later than July 1
NDOL – notifies all required one-stop partners in the local area of required contribution amounts for the applicable program year	Within 30 days of receipt of notification of failure to reach consensus following final round of resumed negotiations
Required one-stop partners – submit written appeals regarding required contribution amounts	No later than 15 days after notification of required contribution amounts
NDOL – completes hearings and makes determinations on appeals regarding required contribution amounts	Within 30 days after receipt of appeals, absent extenuating circumstances
Local board – executes funding agreements with all required one-stop partners based on required contribution amounts	Within 30 days of determinations on appeals

⁴⁹ 20 CFR § 678.510(c)

⁵⁰ TEGL 17-16

Appeal process for the state funding mechanism⁵¹

A required one-stop partner may appeal the determination of its required contribution to funding of infrastructure costs under the state funding mechanism. The appeal may be made based on a claim that the determination is inconsistent with the requirements and limitations established under 20 CFR § 678.738 *or* the principles of proportionate share and relative benefit.

WHEN AND HOW TO APPEAL

To appeal a determination of its required contribution to funding of infrastructure costs, a required one-stop partner must:

- a. submit the appeal in writing within 15 days of NDOL's notification to the partner regarding its required contribution; and
- b. provide the following information with the written appeal:
 - a. description of the partner's basis for appeal; and
 - b. rationale for reversing the determination or establishing a compromise.

The written appeal, including supporting documentation, must be submitted to:

Commissioner of Labor
Nebraska Department of Labor
PO Box 94600
Lincoln, NE 68509-4600

In addition, the appeal and supporting documentation must be sent simultaneously by email to:

- the chair of the local board and CEO according to the directions provided by each;
- all other required one-stop partners operating in the local area according to directions provided by the partners;
- Bradley Pierce, Director, Division of Reemployment Services, Nebraska Department of Labor at bradley.pierce@nebraska.gov; and
- the WIOA policy mailbox at ndol.wioa_policy@nebraska.gov.

DETERMINATION OF AN APPEAL

Absent extenuating circumstances, the Commissioner of Labor will assign a hearing officer and a hearing will take place and a determination made within 30 days of the receipt of the written appeal and supporting documentation. The hearing will include a:

1. statement of the reason for the determination of the required one-stop partner's required contribution;
2. statement by the partner, describing why the decision should be reversed or a compromise established; and
3. final judgment that will include an explanation of the reasons for retention or reversal of the determination or establishment of a compromise.

3. *State Program and State Board Overview*A. *State Agency Organization*

Describe the organization and delivery systems at the State and local levels for the programs covered in the plan, including the organizational structure. Include an organizational chart.

The organization and delivery systems at the state and local levels for plan partner programs fall under three leadership structures, as illustrated in Image 1.

- The Governor provides leadership for and oversight of the Nebraska Departments of Labor and Health and Human Services.
- The Board of Commissioners provides leadership for and oversight of the Nebraska Commission for the Blind and Visually Impaired.
- The State Board of Education provides leadership for and oversight of the Nebraska Department of Education.

⁵¹ 20 CFR § 678.750

Image 1. Organization and delivery systems at the state level for programs covered in the state plan

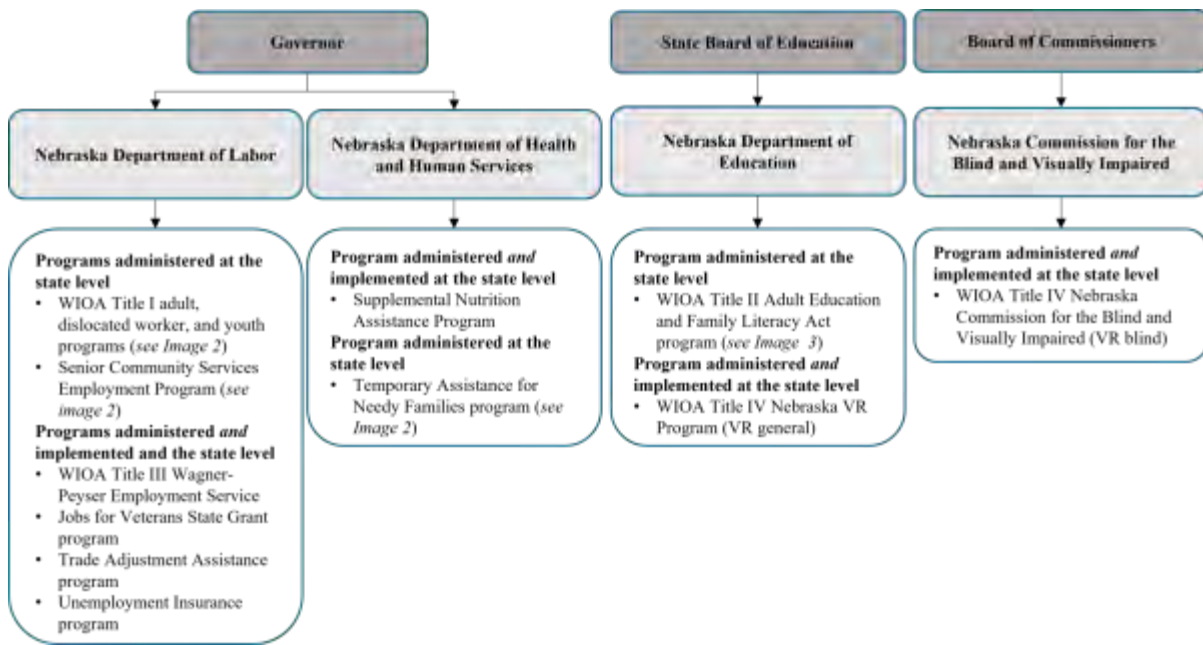


Image 2. Organization and delivery systems at the local level: WIOA Title I, SCSEP, and TANF

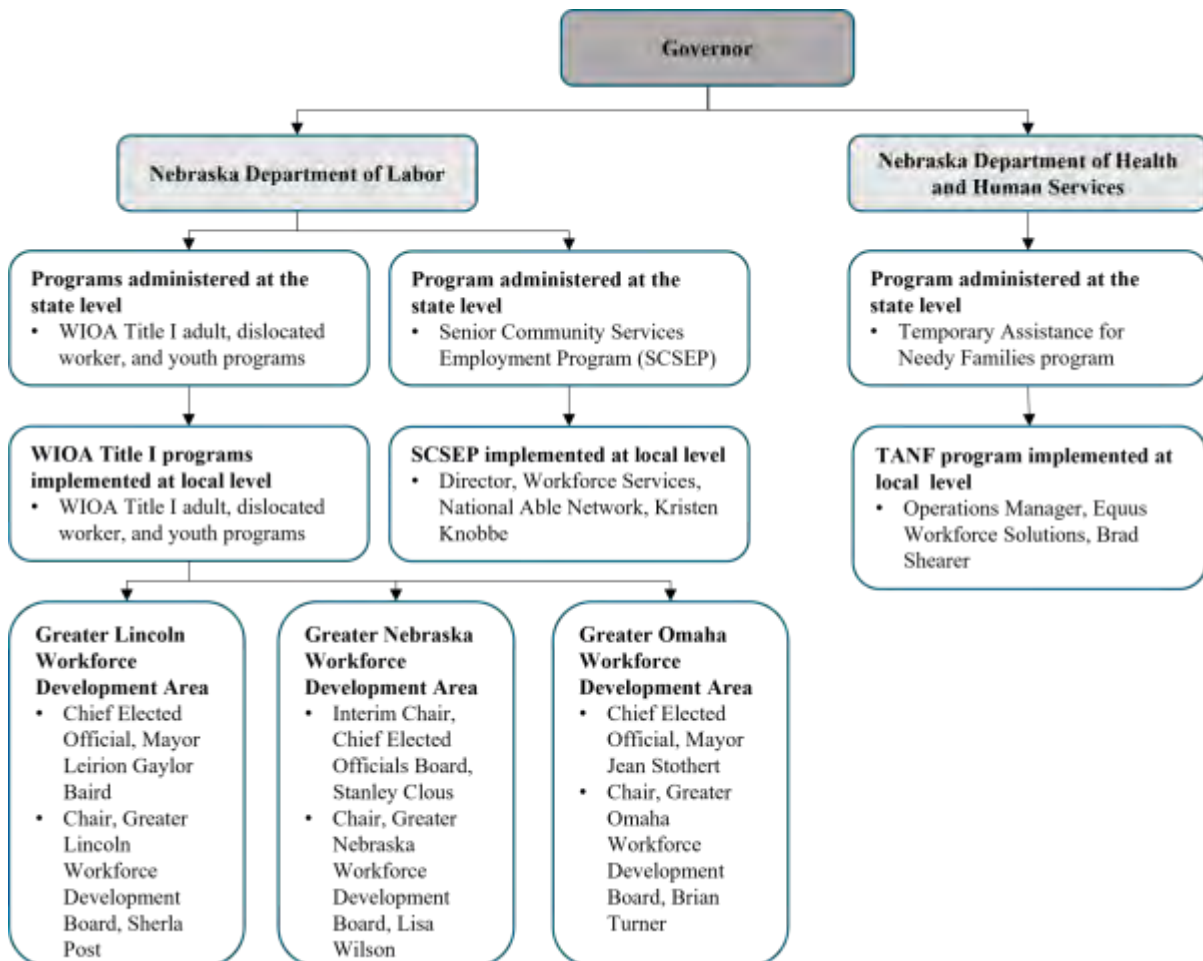
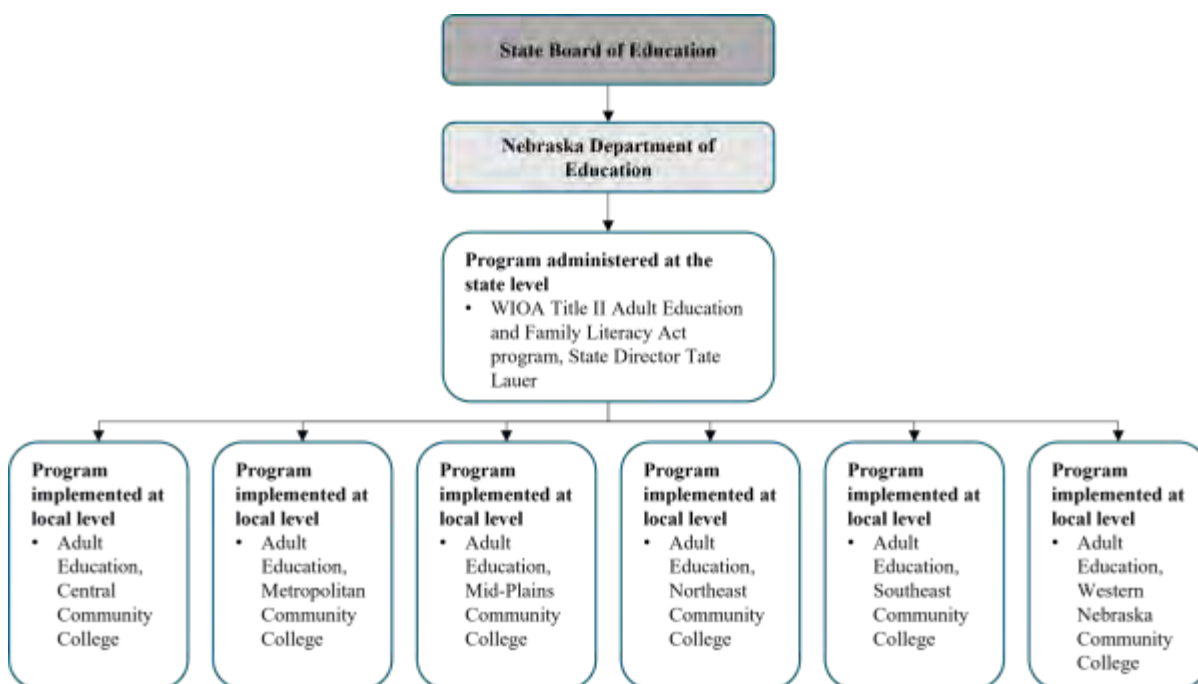


Image 3. Organization and delivery systems at the local level: WIOA Title II



Under the Nebraska Department of Labor, as illustrated in Images 1 and 2:

- Title I adult, dislocated worker, youth programs, are administered at the state level and implemented at the local level by subrecipients.
 - Local implementation of Title I adult, dislocated worker, and youth programs services occurs within Nebraska’s three local workforce development areas, with leadership and oversight provided by Chief Elected Officials and Chairs of local workforce development boards:
 - Greater Lincoln Workforce Development Area:
 - Chief Elected Official: Mayor Leirion Gaylor Baird; and
 - Chair, Greater Lincoln Workforce Development Board, Sherla Post;
 - Greater Nebraska Workforce Development Area:
 - Chief Elected Officials Board: Interim Chair Stanley Clouse; and
 - Chair, Greater Nebraska Workforce Development Board, Lisa Wilson;
 - Greater Omaha Workforce Development Area:
 - Chief Elected Official: Mayor Jean Stothert; and
 - Chair, Greater Omaha Workforce Development Board, Brian Turner.
- Title III Wagner-Peyser Employment Service is administered and implemented at the state level.
- Jobs for Veterans State Grant program is administered and implemented at the state level.
- Senior Community Services Employment Program is administered at the state level and implemented at the local level by a subrecipient.
 - Local implementation of SCSEP is the responsibility of subrecipient National Able.
- Trade Adjustment Assistance program is administered and implemented at the state level.
- Unemployment Insurance is administered and implemented at the state level.

Under the Nebraska Department of Health and Human Services, as illustrated in Images 1 and 2:

- Supplemental Nutrition Assistance Program is administered and implemented at the state level; and
- Temporary Assistance for Needy Families program is administered at the state level and implemented at the local level by a subrecipient.
 - Local implementation of TANF is the responsibility of Equus Workforce Solutions.

Under the Nebraska Department of Education:

- The Title II Adult Education program is administered at the state level and implemented at the local level by subrecipients, as illustrated in Image 3:
 - Central Community College Adult Education program;

- Metropolitan Community College Adult Education program;
- Mid-Plains Community College Adult Education program;
- Northeast Community College Adult Education program;
- Southeast Community College Adult Education program; and
- Western Nebraska Community College Adult Education program.
- The Title IV Vocational Rehabilitation (general) program is administered and implemented at the state level by the Nebraska VR Program, as illustrated in Image 1.

Under the Nebraska Commission for the Blind and Visually Impaired, as illustrated in Image 1:

- The Title IV Vocational Rehabilitation (blind) program is administered and implemented at the state level by the Nebraska Commission for the Blind and Visually Impaired.

B. State Board

Provide a description of the State Board, including—

The membership of the Nebraska Workforce Development Board currently comprises the Governor, one legislative representative,⁵² and 27 members who represent business, labor, workforce, community-based organizations, education, and government:

- 14 business representatives (with 1 current vacancy);
- 6 workforce and labor representatives (with 1 current vacancy);
- 3 individuals representing Titles I, II, III and IV;
- 1 local governance representative (with 1 current vacancy);
- 1 individual representing state-level economic development; and
- 1 individual representing a state-administered one-stop partner program.

i. Membership Roster

Provide a membership roster for the State Board, including members’ organizational affiliations.

The current membership roster for the Nebraska Workforce Development Board, including organization affiliations, is provided in Table 95.

Table 95. Nebraska Workforce Development Board membership roster

Name	Title	Organization	Category of representation
Pete Ricketts	Governor	State of Nebraska	Governor
Ben Hansen*	Senator	Nebraska State Legislature	Legislative
Elizabeth Babcock	Director of Communication and Talent Development	Adams Land & Cattle, LLC	Business
Brian E Deakin	HR Manager	BD Medical - Holdrege	Business
Michael Geary	Owner	CMG Holdings	Business
James Hanson, Jr.	Owner/Founder	inTouch Communications	Business
Mark Moravec (Chair)	Business Development Manager	Chief Industries, Inc.	Business
Kyle J. Nixon	General Manager	Novozymes	Business
Don Nordell	Director	Black Hills Energy	Business
Terri Ridder	HR Director	Franciscan Care Services, Inc.	Business
Bradley Schroeder	Director of Total Rewards	Children's Hospital & Medical Center	Business
Jennifer Sedlacek	Senior Director, PTC Operations	Union Pacific Railroad	Business
Jim Smith	Executive Director	Blueprint Nebraska	Business
Becky L. Stitt	Regional Human Resources Manager	Western Sugar Cooperative	Business
Lisa Wilson	Plant HR Manager	Case New Holland Industrial (CNHI)	Business
Vacancy**	---	---	Business

⁵² Nebraska’s legislature is a unicameral having only one chamber and, therefore, only one appointed legislative representative.

Name	Title	Organization	Category of representation
Greg Adams	Executive Director	Nebraska Community College Association	Workforce
Paul Turman	Chancellor	Nebraska State College System	Workforce
Gary D. Dixon, Jr	Financial/Secretary-Treasurer	Steamfitters and Plumbers Local 464	Workforce, Apprenticeship
Allan F. Hale	Executive Director	National Electrical Contractors Association	Workforce, Labor Organization
Susan Martin	President/Secretary-Treasurer	Nebraska State AFL-CIO	Workforce, Labor Organization
Jason Feldhaus	Vice President of Connected Youth Initiatives	Nebraska Children and Families Foundation	Workforce, Youth
Vacancy**	---	---	Workforce, Youth
John Albin	Commissioner	Nebraska Department of Labor	Lead state official with primary responsibility for Titles I and III
Lindy Foley	Director	Nebraska Vocational Rehabilitation	Lead state official with primary responsibility for Title IV - General
Tate Lauer	State Director of Adult Education	Nebraska Department of Education	Lead state official with primary responsibility for Title II
Kyle Arganbright	Mayor	City of Valentine	Local Chief Elected Official
Vacancy**	---	---	Local Chief Elected Official
Anthony Goins	Director	Nebraska Department of Economic Development	Lead state official representing economic development
Dannette R. Smith	CEO	Nebraska Department of Health and Human Services	Lead state official representing a one-stop partner program

* Nebraska’s state legislature is a unicameral having only one chamber. For that reason, the Nebraska Workforce Development Board includes only one legislative representative in its membership.

** Vacancy is due to resignation. The Governor’s office is in the process of making a new appointment.

ii. Board Activities

Provide a description of the activities that will assist State Board members and staff in carrying out State Board functions effectively.

Newly appointed members of the Nebraska Workforce Development Board (NWDB) are provided with information regarding:

- purposes and requirements of the Workforce Innovation and Opportunity Act, including the required functions of state workforce development boards;
- responsibilities of NWDB members, including the assigned duties and responsibilities of NWDB subcommittees; and
- the Board’s bylaws.

Additionally, all NWDB members have access to Nebraska Department of Labor websites, which include:

- WIOA policies;
- employment data and program statistics;
- labor market information publications;
- statutes and regulations; and
- other workforce- and labor-related information.

Administrative support and guidance is provided to the NWDB by the Nebraska Department of Labor regarding planning, coordination, and development of:

- state plans and modifications;
- policies; and

- annual WIOA reports.

NDOL subject matter experts and advisors support the NWDB and the Executive Committee, Policy and Oversight Subcommittee, and Strategy and Innovation Subcommittee (described above in Section III.a.1.).

4. Assessment and Evaluation of Programs and One-Stop Program Partners

A. Assessment of Core Programs

Describe how the core programs will be assessed each year based on State performance accountability measures described in section 116(b) of WIOA. This State assessment must include the quality, effectiveness, and improvement of programs broken down by local area or provider. Such state assessments should take into account local and regional planning goals.

Core programs will be assessed each year based on the state's performance accountability measures and quality, effectiveness, and improvement of the core programs, broken down by core program provider. Assessment will be based on core program performance reports regarding negotiated levels of performance and the criteria established in 20 CFR § 677.190. Assessment may also be based on data derived from the Nebraska Longitudinal Data System (described in Section III.b.1.A.), which provides the data necessary to assess trends in the progress of participants who are exiting from core programs and entering into, persisting in, and completing postsecondary education or entering into or remaining in employment. (Additional information regarding use of data for assessments is provided below in Section III.b.6.) Assessments will be facilitated by the Nebraska Workforce Development Board in collaboration with the core partners and the Nebraska Department of Labor.

B. Assessment of One-Stop Partner Programs

Describe how other one-stop delivery system partner program services and Combined State Plan partner programs included in the plan will be assessed each year. Such state assessments should take into account local and regional planning goals.

Other plan partners and one-stop delivery system partner program services will be assessed annually. Assessments will be facilitated by the Nebraska Workforce Development Board, in collaboration with the plan partners and the Nebraska Department of Labor, and based on a standardized self-assessment form addressing the following factors:

- operational and programmatic coordination;
- service hours;
- compliance with Equal Opportunity requirements established under 29 CFR Part 38, including physical and programmatic accessibility;
- responsiveness to needs of one-stop delivery system customers;
- applicable compliance with common identifier requirements;
- provision of program services, including career services and youth program elements, as applicable;
- priority of service, including Veterans' priority and Title I adult program priority, as applicable;
- professional development for program staff;
- customer satisfaction;
- evaluations of internal operations; and
- compliance with applicable privacy laws and regulations, including FERPA.

The form will be distributed annually by local area one-stop operators to local-level plan partner programs and other one-stop partner programs.

C. Previous Assessment Results

Beginning with the state plan modification in 2018 and for subsequent state plans and state plan modifications, provide the results of assessments of the effectiveness of the core programs and other one-stop partner programs and Combined State Plan partner programs included in the Unified or Combined State plan during the preceding 2-year period (i.e. the 2-year period of the plan modification cycle). Describe how the State is adapting its strategies based on these assessments.

Assessment of the effectiveness of core programs was not conducted during the preceding two-year cycle due the constraints of COVID placed upon the operations of the core programs. Subject to the ongoing limitations of COVID, plan partners will collaborate with members of the Nebraska Workforce Development Board's Policy and Oversight Subcommittee and representatives from the Nebraska Department of Labor to establish a timeline for assessment of the effectiveness of core programs.

During Program Year 2020, annual assessments of other plan partners and one-stop delivery system partner programs were also delayed due the constraints of COVID; however, the Program Year 2021 annual assessment is currently underway

using the methodology described in the preceding session. The assessments are expected to be completed by June 30, 2022.

D. Evaluation

Describe how the State will conduct evaluations and research projects on activities under WIOA core programs; how such projects will be coordinated with, and designed in conjunction with, State and local boards and with State agencies responsible for the administration of all respective core programs; and, further, how the projects will be coordinated with the evaluations provided for by the Secretary of Labor and the Secretary of Education under WIOA.

As an update, the State has conducted a preliminary evaluation project (a pilot project) on activities under WIOA core programs, specifically Title I and III programs. As mentioned in Nebraska's Program Year 2020 performance report narrative, the State identified the need to enhance its continuous improvement strategies across the State's entire one-stop delivery system. After preliminary discussions and planning during Program Year 2019, the State contracted with an external evaluator during the first quarter of Program Year 2020. The evaluator focused on identification of barriers to success and adaptations for service delivery under pandemic and post-pandemic economic environments and assessed the State's four comprehensive American Job Centers and 10 affiliate sites based qualitative and quantitative methodologies. Results of the study were available during the third quarter of Program Year 2020. (It is important to note that the study was conducted during the height of the pandemic.)

- Staff in 14 offices were interviewed/surveyed, including staff at the Director, Administrator, Regional Manager, Supervisor, and Case Manager levels.
- Overall results of staff interviews/surveys revealed that:
 - 74 percent felt that the quality of an organization is determined by the quality of relationships; and
 - 65 percent indicated stress relating to an inability to directly assist customers with Unemployment Compensation issues during the peak of the pandemic.
- Staff at all levels identified two key opportunities for continuous improvement:
 - more frequent programmatic training opportunities for field-level staff with state-level program leaders; and
 - training for Title I and III merit staff with NDOL's Unemployment Insurance division staff.

Two important outcomes of this evaluation project, which were implemented during the first quarter of Program Year 2021:

- formalization of a programmatic training structure for field-level staff with state-level program leaders; and
- a process-improvement project on the provision of "meaningful assistance" for UI claimants.

Following completion of the meaningful-assistance process-improvement project, Nebraska's meaningful-assistance curriculum/process was implemented during the first quarter of Program Year 2021, as mentioned. While Nebraska's unemployment rate has been low historically, its post-pandemic unemployment rate dropped further and has been the lowest in the nation for some time, even under catastrophic economic conditions, demonstrating the value and significance of this particular evaluation project and the resulting process-improvement project on the provision meaningful assistance.

NDOL's Title I and III partner programs, along with Title II and IV partner programs, will coordinate with the Nebraska Workforce Development Board, local workforce development boards, and state agencies responsible for core program administration regarding potential evaluation and research projects on the activities of core programs and the potential for complementing process-improvement projects. The State of Nebraska, as a whole, follows the Lean Sigma Six process-improvement model in order to improve, enhance, and streamline its effectiveness. NDOL will recommend use of the Lean Sigma Six process-improvement model, which was used during the evaluation pilot project, when core partner programs are considering future evaluation projects which will be done in coordination with the Nebraska Workforce Development Board, local workforce development boards, and state agencies responsible for core program administration. In addition, the state will use the Evaluation Readiness Assessment Tool and Evaluation Design Assessment Tool provided by Federal partners to:

- develop a clear understanding of the state's readiness to conduct additional rigorous evaluation projects;
- identify strengths and deficiencies of Nebraska's one-stop delivery system;
- establish feasible actions to improve the State's evaluation capacities to meet WIOA evaluation requirements; and
- highlight major design and implementation issues to consider when planning future evaluation projects.

Further, NDOL staff will be participating in the upcoming US Department of Labor listening session on evaluations in order to learn about best practices and hear about lessons learned in relation to WIOA evaluation requirements.

The state will use the tools and methodologies described above to identify areas where technical assistance or additional resources may be needed from Federal partners. In addition to the Lean Sigma Six process-improvement model, the state may also consider other evaluation models to meet evaluation requirements, such as the Provus Model (also known as the Discrepancy Evaluation Model). In any case, the state will review current and recent evaluations conducted by the US Departments of Education and Labor to avoid duplicative effort.

5. Distribution of Funds for Core Programs

Describe the methods and factors the State will use in distributing funds under the core programs in accordance with the provisions authorizing such distributions.

A. For Title I Programs

Provide a description of the written policies that establish the State's methods and factors used to distribute funds to local areas for—

i. Youth Activities in Accordance with WIOA Section 128(b)(2) or (b)(3)

The state’s program funding policy describes the methods and factors used to distribute funds to local areas for Title I youth programs. The state uses the formula defined in WIOA Sec. 128 (b)(2)(A)(i) for allocation of funds to local areas, subject to the minimum-percentage requirement defined in WIOA Sec. 128 (b)(2)(A)(ii). Youth funds may be made available for obligation by local areas beginning April 1 for the program year that begins the following July 1. Youth funds are typically available for distribution to local areas on July 1. The availability of youth funds for distribution to local areas is subject to the requirements and limitations of Federal fiscal year appropriations for programs and activities carried out under WIOA Title I. Youth funds must be made available by the state for distribution to a local area by the latter of:

- 30 days after the funds are made available to the state; or
- 7 days after the date of approval of the local plan or local plan modification.

ii. Adult and Training Activities in Accordance with WIOA Section 133(b)(2) or (b)(3)

The state’s program funding policy describes the methods and factors used to distribute funds to local areas for Title I adult programs. The state uses the formula defined in WIOA Sec. 133 (b)(2)(A)(i) for allocation of adult funds to local areas, subject to the minimum-percentage requirement defined in WIOA Sec. 133 (b)(2)(A)(ii). Adult funds are available for obligation by local areas beginning July 1. Adult program year funds (also known as base funds) are typically available for distribution to local areas on July 1, and fiscal year funds (also known as advance funds) are typically available for distribution to local areas on October 1. The availability of adult funds for distribution to local areas is subject to the requirements and limitations of Federal fiscal year appropriations for programs and activities carried out under WIOA Title I. Adult funds must be made available for distribution by the state to a local area by the latter of:

- 30 days after the funds are made available to the state; or
- 7 days after the date of approval of the local plan or local plan modification.

iii. Dislocated Worker Employment and Training Activities in Accordance with WIOA Section 133(b)(2) and Based on Data and Weights Assigned

The state’s program funding policy describes the methods and factors used to distribute funds to local areas for Title I dislocated worker programs. Allocation of dislocated worker funds to local areas is based on factors and weights listed in Table 96, which are prescribed by the Governor as required under WIOA Sec. 133(b)(2)(B)(i) and subject to the minimum-percentage requirement defined in WIOA Sec. 133 (b)(2)(A)(iii).

Table 96. Dislocated worker allocation factors

Allocation Factor	Weight
Ensured unemployment data	15%
Unemployment concentrations	15%
Plant closings and mass layoff data	20%
Declining industries data	5%
Farmer-rancher economic hardship data	5%
Long-term unemployment data	20%
Dislocated worker program enrollment data	20%
Total	100%

Calculation of dislocated worker allocations of funds is made in two steps.

1. The state determines the portion of the state's allotment of dislocated worker funds to be assigned to each allocation factor described in Table 96.
2. The state determines the percentage amount of the assigned portion to be applied to each local area for each allocation factor.

Dislocated worker funds are available for obligation by local areas beginning July 1. Dislocated worker program year funds (also known as base funds) are typically available for distribution to local areas on July 1, and fiscal year funds (also known as advance funds) are typically available for distribution to local areas on October 1. The availability of dislocated worker funds for distribution to local areas is subject to the requirements and limitations of Federal fiscal year appropriations for programs and activities carried out under WIOA Title I. Dislocated worker funds must be made available for distribution by the state to a local area by the latter of:

- 30 days after the funds are made available to the state; or
- 7 days after the date of approval of the local plan or local plan modification.

B. For Title II

- i. Describe how the eligible agency will award multi-year grants or contracts on a competitive basis to eligible providers in the State, including how eligible agencies will establish that eligible providers are organizations of demonstrated effectiveness*

From grant funds made available under section 222(a)(1) of the Act, the Nebraska Adult Education at the Nebraska Department of Education, as the State Eligible Agency (SEA), will award competitive multiyear grants or contracts to eligible providers within the State to enable the eligible providers to develop, implement, and improve adult education and literacy activities within the State.

Nebraska Adult Education will require that each eligible provider receiving a grant use the funding to establish or operate programs that provide adult education and literacy activities, including programs that provide such activities concurrently.

Nebraska Adult Education will host a statewide request for applications for WIOA Title II funding for Sections 231, 225 and 243. Eligible providers will identify the funding sources for which they are applying.

Eligible providers for Title II, as defined in Section 203(5), means an organization that has demonstrated effectiveness in providing adult education and literacy activities that may include -

1. a local educational agency;
2. a community-based organization or faith-based organization;
3. a volunteer literacy organization;
4. an institution of higher education;
5. a public or private nonprofit agency;
6. a library;
7. a public housing authority;
8. a nonprofit institution that is not described in any of subparagraphs (A) through (G) and has the ability to provide adult education and literacy activities to eligible individuals;
9. a consortium or coalition of the agencies, organizations, institutions, libraries, or authorities described in any of subparagraphs (1) through (8); and
10. a partnership between an employer and an entity described in any of subparagraphs (A) through (I).

An eligible provider must demonstrate past effectiveness by providing performance data on its record of improving the skills of eligible individuals, particularly eligible individuals who have low levels of literacy, in the content domains of reading, writing, mathematics, English language acquisition, and other subject areas relevant to the services contained in the State's application for funds.

An eligible provider must also provide information regarding its outcomes for participants related to employment, attainment of secondary school diploma or its recognized equivalent, and transition to postsecondary education and training.

Eligible providers may meet the requirements of demonstrated effectiveness in two ways:

1. An eligible provider that has been funded under title II of the Act must provide performance data required under section 116 to demonstrate past effectiveness.

2. An eligible provider that has not been previously funded under title II of the Act must provide performance data to demonstrate its past effectiveness in serving basic skills deficient eligible individuals, including evidence of its success in achieving outcomes listed above.

Eligible providers will submit an application to Nebraska Department of Education including information required by Nebraska Adult Education as well as items in Section 232 of WIOA, including:

- a description of how funds awarded under this title will be spent consistent with the requirements of this title;
 - a description of any cooperative arrangements the eligible provider has with other agencies, institutions, or organizations for the delivery of adult education and literacy activities;
 - a description of how the eligible provider will provide services in alignment with the local plan under section 108, including how such provider will promote concurrent enrollment in programs and activities under Title I, as appropriate;
 - a description of how the eligible provider will meet the State adjusted levels of performance described in section 116(b)(3), including how such provider will collect data to report on such performance indicators;
 - a description of how the eligible provider will fulfill one-stop partner responsibilities as described in section 121(b)(1)(A), as appropriate;
 - a description of how the eligible provider will provide services in a manner that meets the needs of eligible individuals; and
 - information that addresses the considerations described under section 231(e), as applicable.
- ii. *Describe how the eligible agency will ensure direct and equitable access to all eligible providers to apply and compete for funds and how the eligible agency will ensure that it is using the same grant or contract announcement and application procedure for all eligible providers*

Nebraska Adult Education will ensure that all eligible providers have direct and equitable access to apply and compete for grants by issuing a request for proposals announcement through various media sources that are accessible by all applicants, to include; newspapers, State-sponsored social media and the Nebraska Department of Education website. Announcement of funding opportunity will not be sent to single sources or through other means during the competitive process. Requests for additional information or requests for grant applications will be directed to only those announcements to maintain direct and equitable access and to ensure fairness in the application process. All Nebraska Adult Education staff will be given specific instructions to follow during the competitive process.

During the competitive process, eligible providers will submit an intent to apply notice to the Nebraska Department of Education. Nebraska Adult Education will then send the same grant application to each applicant directly to ensure that only the same application is used by all applicants. Eligible applicants will submit an application for each funding source for which they are applying.

C. Vocational Rehabilitation Program

In the case of a State that, under section 101(a)(2)(A)(i) of the Rehabilitation Act designates a State agency to administer the part of the Vocational Rehabilitation (VR) services portion of the Unified or Combined State Plan under which VR services are provided for individuals who are blind, describe the process and the factors used by the State to determine the distribution of funds among the two VR agencies in the State.

As per longstanding agreement, the Federal allotment of total dollars to Nebraska is divided as follows: 15.5 percent to the Nebraska Commission for the Blind and Visually Impaired and 84.5 percent to the Nebraska VR Program.

6. Program Data

A. Data Alignment and Integration

Describe the plans of the lead State agencies with responsibility for the administration of the core programs, along with the State Board, to align and integrate available workforce and education data systems for the core programs, unemployment insurance programs, and education through postsecondary education, and to the extent possible, the Combined State Plan partner programs included in this plan. The description of the State's plan for integrating data systems should include the State's goals for achieving integration and any progress to date.

- i. *Describe the State's plans to make the management information systems for the core programs interoperable to maximize the efficient exchange of common data elements to support assessment and evaluation*

The Nebraska Department of Labor (NDOL) and the Nebraska Department of Education's Nebraska VR Program (NDE-VR) are currently working on an interface to exchange participant enrollment data between their respective systems to

report co-enrollment information between local Title I programs, Title III Wagner-Peyser Employment Service, Job for Veterans State Grant program, Trade Adjustment Assistance program, and Dislocated Worker Grant programs administered at state and local levels. The interface will run quarterly. In addition, data sharing agreements between NDOL and NDE-VR allow for reporting of aggregated co-enrollment data for the programs. Because of the data sharing agreements, NDOL is able to aggregate data provided by NDE-VR regarding the “effectiveness in serving employers” performance indicator.

NDOL and the Nebraska Department of Education will continue to work together to share data from their respective management information systems in order to exchange common data elements in support of assessment and evaluation of core programs Title II and Title IV programs.

ii. Describe the State's plans to integrate data systems to facilitate streamlined intake and service delivery to track participation across all programs included in this plan

As described in sections in Sections II.a.2.C., II.c., and III.b.1.A., a web-based common intake system (a website) was launched during Program Year 2019 for intake of potential program participants by core partner programs and other required and additional one-stop partner programs. The common intake system, however, was not utilized by partner programs as it did not interface with partner management information systems (MIS) and required duplicative data entry: once in the common intake system and again in partner MIS. Further, the common intake system did not cover intake for employers, a definitive weakness.

Progress has been made recently, however, on common intake since the 2020 approval of this plan. The Nebraska Department of Labor's MIS (NDOL MIS) now includes an Eligibility Explorer function, which allows potential program participants to indicate interest in multiple programs as part of their initial application process within the NDOL MIS. Programs that have access to data collected in the MIS during the initial application process including the Eligibility Explorer function are:

- Title I adult, dislocated worker, and youth programs;
- Title III Wagner-Peyser Employment Service;
- Employment services for Migrant and Seasonal Farmworkers;
- Jobs for Veterans State Grant program; and
- Trade Adjustment Assistance program.

Access to the NDOL MIS and the Eligibility Explorer is, however, limited to the partner programs listed above. Title II and Title IV partner programs do not utilize the NDOL MIS, and the same is true of other plan partner programs and required and additional one-stop partner programs. A partial solution to this limitation is the ability of partner programs utilizing the NDOL MIS to issue automated referrals to the Title II, Title IV, and other required and additional one-stop partner programs. The information provided in the automated referrals do not, though, include all intake data required by those programs.

In addition to the Eligibility Explorer function, the NDOL MIS includes the Virtual One Stop Greeter system (VOS Greeter). VOS Greeter is used in one-stop centers across the state. It provides required and additional one-stop partners in each one-stop center with the ability to perform real-time common intake and make effective data-driven decisions. Using VOS Greeter, one-stop center customers check in using a tablet or computer and identify which partner or partners they are there to meet. The system then sends an email alert to appropriate staff members, notifying them they have a customer. In addition, reports may be run using VOS Greeter data, identifying one-stop centers visited by customers, date and time of visits, reasons for visits, and staff members assisting customers.

Intake information collected under the Eligibility Explorer and VOS Greeter is used to determine program referrals, especially the information collected through VOS Greeter based on the embedded checklist of that the one-stop customer uses to identify individual needs. Following referral to one-stop partner programs, including plan partner programs, program-specific information required by individual partners is collected by the respective programs. For example, if a one-stop customer indicates interest in applying for TANF benefits during the common intake process, the customer is referred to the TANF program, either on-site or through direct linkage. In relation to TANF and SNAP specifically, individuals interested in applying for TANF or SNAP benefits can do so outside of the one-stop delivery system through ACCESSNebraska (<http://dhhs.ne.gov/pages/accessnebraska.aspx>).

iii. Explain how the State board will assist the governor in aligning technology and data systems across required one-stop partner programs (including design and implementation of common intake, data collection, etc.) and how such alignment will improve service delivery to individuals, including unemployed individuals

The Nebraska Workforce Development Board (NWDB) will continue to assist the Governor, in collaboration with the Nebraska Department of Labor (NDOL), with alignment of technology and data systems across required one-stop partner programs. Assistance provided to the Governor by NWDB is facilitated through its subcommittees (described above in Section III.a.1) with guidance provided and supported by NDOL. Examples of alignment include the:

- Eligibility Explorer function in NDOL's management information system, NWorks (described above in Sections II.c. and III.b.1.A.);
- VOS Greeter (described above in Section III.b.1.A); and
- integration of NDOL's Unemployment Insurance (UI) programs (benefits and tax) into NWorks:
 - creating a streamlined experience for UI claimants and employers;
 - providing efficient exchange of UI payment data and other elements required for accurate reporting;
 - supporting goals of NERes, Nebraska's RESEA program;
 - providing information sharing and customer tracking capabilities between UI and NERes; and
 - facilitating the provision of meaningful assistance at one-stop centers across the state.

Alignment of technology and data systems improves service delivery to customers by increasing communication among partner programs that need to work together to ensure their shared customers are receiving the full array of available services from required one-stop programs.

iv. Describe the State's plans to develop and produce the reports required under section 116, performance accountability system. (WIOA section 116(d)(2))

As required under WIOA Section 116(i)(1), core partners have established and operate their respective fiscal and management information systems to meet the reporting requirements outlined in WIOA Section 116(d)(2).

- The Nebraska Department of Labor (NDOL) uses NWorks, NDOL's management information system of record, to track and report reportable data elements for the Title I adult, dislocated workers, and youth programs and Title III Wagner-Peyer Employment Service, as well as eligible providers of training services.
 - Local boards and CEOs use their respective fiscal systems for fiscal management and reporting, as required under WIOA Section 116(i)(1) and use NWorks to support NDOL's Title I performance-reporting activities.
- The Nebraska Department of Education, as the State Eligible Agency (SEA) for WIOA Title II funding, utilizes LACES-LiteracyPro Systems, Inc. to track and report reportable data elements and meet the NRS (National Reporting System) reporting requirements for Nebraska's Title II Adult Education program (refer also to Section III.b.1.A).
- The Nebraska VR Program (Title IV) utilizes QE2, a web-based case management and fiscal reporting system, to operate its fiscal and accountability data in order to record, track, and report required data elements.
- The Nebraska Commission for the Blind and Visually Impaired (Title IV) uses AWARE, a client database management system to track and report reportable data elements (refer also to Section III.b.1.A).

B. Assessment of Participants' Post-program Success

Describe how lead State agencies will use the workforce development system to assess the progress of participants who are exiting from core programs in entering, persisting in, and completing postsecondary education, or entering or remaining in employment. States may choose to set additional indicators of performance.

As described in Section II.b.4. (assessment subsection), Nebraska Longitudinal Data System (NELDS) provides the data necessary to assess the progress of participants who are exiting from core programs in entering, persisting in, and completing postsecondary education, or entering or remaining in employment. Data from each program's management information system is populated in NELDS, including data from WIOA Titles I through IV, Trade Adjustment Assistance, UI Benefits, UI Tax, FEDES, SWIS, Career Technical Education postsecondary, and the Nebraska Department of Motor Vehicles.

NELDS establishes linkage processes to the Nebraska Department of Education Student and Staff Record System, using a combination of data elements to identify students (social security number, unique student identification number or name, gender, age, and other identifiers). This identification method was established to meet the requirements of Family Education Rights and Privacy Act (FERPA) regulations and provide for the collection of a variety of data, such as test scores, names of teachers, graduation rates, and transcripts, all of which are cross-referenced to postsecondary and workforce outcomes. Through wage matching in relation to the core programs and other programs and services described above, program managers and policymakers can determine:

- workforce and training services received;
- employment status during second and fourth quarters after program exit;

- median earnings during the second quarter after program exit;
- credential attainment rates; and
- use of UI benefits.

C. Use of Unemployment Insurance (UI) Wage Record Data

Explain how the State will meet the requirements to utilize quarterly UI wage records for performance accountability, evaluations, and as a source for workforce and labor market information, consistent with Federal and State law. (This Operational Planning element applies to core programs.)

Through data sharing agreements with the Nebraska Department of Labor, core partner programs use UI wage records to assess workforce performance, as part of an overall strategy for performance accountability, evaluations, and as a source for workforce and labor market information. Nebraska signed the agreement to participate in the new State Wage Interchange System (SWIS) effective January 1, 2020. SWIS is the mechanism through which Nebraska can exchange wage data on an interstate basis with other states needing the wage data for WIOA performance reporting and is specifically designed to help facilitate the generation of aggregate statistical reports and subsequent analysis in satisfaction of Federal and state performance.

D. Privacy Safeguards

Describe the privacy safeguards incorporated in the State's workforce development system, including safeguards required by section 444 of the General Education Provisions Act (20 U.S.C. 1232g) and other applicable Federal laws.

shared between the parties is subject Section 444 of the General Education Provisions Act (20 USC 1232g) and other applicable Federal privacy laws. Plan partners work with their respective legal counsels to review all interagency agreements involving data sharing and ensure the inclusion of provisions regarding:

- privacy safeguards;
- use of available data security protocols; and
- assurances to protect the privacy of data shared, manipulated, and extracted.

Plan partner staff accessing and utilizing protected data are subject to the privacy provisions of interagency agreements, as well as the data usage policies of their respective agencies, all of which define the purposes and proper use of protected data.

WIOA authorizes the collection of eligibility, enrollment, and participant data. Only the minimum number of data elements are maintained and shared between plan partners to meet WIOA performance reporting requirements. Any data released or shared between or among plan partners is in aggregate form and does not reveal personally identifiable information. Shared wage and education data will be used solely for:

- program administration;
- Federal and state reporting; and
- statistical research.

All necessary steps are taken to protect shared data from unauthorized disclosure and personally identifiable information will be destroyed when no longer needed for the purposes of performance reporting.

7. Priority of Service for Veterans

Describe how the State will implement and monitor the priority of service provisions for veterans in accordance with the requirements of the Jobs for Veterans Act, codified at section 4215 of 38 U.S.C., which applies to all employment and training programs funded in whole or in part by the Department of Labor. States should also describe the referral process for veterans determined to have a significant barrier to employment to receive services from the Jobs for Veterans State Grants (JVSG) program's Disabled Veterans' Outreach Program (DVOP) specialist.

The state implements and monitors priority of service for Veterans in accordance with the requirements of the Jobs for Veterans Act regarding all employment and training programs funded in whole or in part by the US Department of Labor (USDOL). Priority of service requirements are established in the state's policy on priority populations and priority of service, including directives regarding local area policies and procedures on implementation of priority of service and monitoring of priority of service. Under the state's policy, the state requires that one-stop partner staff give priority for career services, training, and employment services as described below for Title I adult and dislocated worker programs, Title III Wagner-Peyser Employment Service, and JVSG.

Title I adult program

For the Title I Adult program, priority of service is based on the following structure:

1. First, to Veterans and eligible spouses of Veterans who are:
 - a. recipients of public assistance;
 - b. low-income; or
 - c. basic-skills deficient;
2. Second, to individuals who are not Veterans and eligible spouses of Veterans but are:
 - a. recipients of public assistance;
 - b. low-income; or
 - c. basic-skills deficient;
3. Third, to Veterans and eligible spouses of Veterans who are not:
 - a. recipients of public assistance;
 - b. low-income; or
 - c. basic-skills deficient
4. Last, to non-Veterans who are not:
 - a. recipients of public assistance;
 - b. low-income; or
 - c. basic-skills deficient.

Title I dislocated worker program

Services to eligible WIOA dislocated worker program participants must be provided in the following order:⁵³

1. First, the individual must meet the eligibility criteria described in WIOA Section 3(15) and the state's policy on program eligibility.
2. Second, if the individual meets program eligibility criteria *and* is a Veteran or eligible spouse of a Veteran, the individual must be given priority over dislocated workers who are non-Veterans.

Service members exiting the military, including recipients of Unemployment Compensation for Ex-Military members (UCX), generally qualify as dislocated workers.⁵⁴ Military spouses of service members exiting the military may also qualify as dislocated workers.⁵⁵

Title III Wagner-Peyser Employment Service

Veterans and eligible spouses of Veterans must receive priority of service over all other Wagner-Peyser Employment Services program participants.⁵⁶

JVSG

Disabled Veterans Outreach Program (DVOP) specialists must provide career services to eligible Veterans and eligible spouses of Veterans. DVOP specialists must prioritize services to:

- special disabled Veterans;⁵⁷
- other disabled Veterans;⁵⁸ and
- other eligible Veterans who are economically or educationally disadvantaged.⁵⁹

⁵³ TEGL 22-04

⁵⁴ Ibid.

⁵⁵ TEGL 03-15

⁵⁶ TEGL 10-09; VPL 07-09

⁵⁷ *Special disabled Veteran* means (1) a veteran who is entitled to compensation (or who but for the receipt of military retired pay would be entitled to compensation) under laws administered by the Secretary for a disability rated at 30 percent or more or 10 or 20 percent in the case of a veteran who has been determined under 38 USC § 3106 to have a serious employment handicap; or (2) a person who was discharged or released from active duty because of service-connected disability.

⁵⁸ *Disabled Veteran* means a Veteran who is entitled to compensation (or who but for the receipt of military retired pay would be entitled to compensation) under laws administered by the Secretary; or a person who was discharged or released from active duty because of a service-connected disability.

⁵⁹ *Eligible Veteran* means a person who (1) served on active duty for a period of more than one-hundred eighty (180) days and was discharged or released therefrom with other than a dishonorable discharge; (2) was discharged or released from active duty because of a service-connected disability; (3) as a member of a reserve component under an order to active duty served on active duty during a period of war or in a campaign or expedition for which a campaign badge is authorized and was discharged or released from such duty with other than a dishonorable discharge; (4) or was discharged or released from active duty by reason of a sole survivorship

Further, DVOP specialists must limit their activities to providing services to eligible Veterans and eligible spouses who:⁶⁰

- meet the definition of an individual with a Significant Barrier to Employment (SBE); or
- are Veterans ages 18 through 24.

Outreach and processes

Priority of service for Veterans is highlighted and promoted on the state's Priority of Service webpage (<https://dol.nebraska.gov/EmploymentAndTraining/Veterans/VeteranServices/PriorityofService>), through distribution of program materials throughout the one-stop delivery system, and by workforce system partners.

All American Job Centers have integrated the JVSG program into their one-stop delivery system. Signage at one-stop centers promotes priority of service for Veterans and greeter staff asks individuals if they have ever served in the military. If so, greeter staff advises the individuals that they may qualify for Veterans' priority of service. In addition, all one-stop centers utilize the VOS (Virtual One Stop) Greeter. The VOS Greeter provides a digital checklist that is completed by staff or one-stop customers and identifies SBE's. (As described in Sections III.b.1.A and III.b.6.A.ii, The VOS provides the one-stop partners with enhanced capabilities to conduct real-time common intake and use common-intake data to make effective data-driven decisions.)

When a Veteran or eligible person is determined to have an SBE, they are referred to DVOP staff for individualized career services. DVOPs serve as case managers for Veterans having SBEs. At least one DVOP and/or LVER staff member is located in each region of the state along with at least one Wagner-Peyser Employment Service staff member trained and certified in Veterans programs by the National Veterans Training Institute.

If a Veteran or eligible person does not have an SBE, the individual still receives priority of service in programs funded in whole or in part by USDOL. If the individual is referred to a partner administering a USDOL-funded program, the individual's status as a Veteran or eligible person is communicated to the partner to ensure priority of service.

Monitoring priority of service

The State WIOA monitor assesses local area compliance with priority of service requirements established in the state's policy and in Federal law, rules, regulations, and guidance. In addition, the state's JVSG Program Coordinator conducts quality assurance reviews monthly, including reviews of participant records in the state's mismanagement information system, NEworks, to ensure that priority of service is occurring and consistently provided.

Local area priority of service

Local area compliance with the priority requirements established under the state's policy must be monitored by the local board or its designated local area monitor in accordance with its local area policy on monitoring. Monitoring must include a review of the processes established under the local area policy on ensuring priority of service.

8. Addressing the Accessibility of the One-Stop Delivery System for Individuals with Disabilities

Describe how the one-stop delivery system (including one-stop center operators and the one-stop delivery system partners), will comply with section 188 of WIOA (if applicable) and applicable provisions of the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) with regard to the physical and programmatic accessibility of facilities, programs, services, technology, and materials for individuals with disabilities. This also must include a description of compliance through providing staff training and support for addressing the needs of individuals with disabilities. Describe the State's one-stop center certification policy, particularly the accessibility criteria.

EO reviews

The state's compliance with the requirements of WIOA Sec. 188 and the American with Disabilities Act regarding physical and programmatic accessibility is addressed under Nebraska's Nondiscrimination Plan, which includes provisions for

discharge. The Secretary of Labor does not interpret the statutes to require priority to be given in the order that these groups are listed. Instead, DVOP specialists must provide the same priority to serving special disabled, other disabled and other Veterans prioritized by the Secretary, including those the Secretary has identified as having Significant Barriers to Employment

⁶⁰ VPL 04-14; In recent years, Veterans ages 18-24 have experienced a higher rate of unemployment than other Veterans as well as non-Veterans of the same age. The Department of Labor is anticipating an increase in the number of Veterans 18-24 transitioning from active military service. This group of Veterans may also possess limited civilian work history, which can make transitioning to the civilian labor force more difficult. Based on these facts, the Secretary has determined Veterans between the ages of 18 and 24 may need and benefit from the intensive services provided by a DVOP specialist.

Equal Opportunity (EO) reviews of the one-stop delivery system. The Nebraska Department of Labor State Monitoring Unit performs the EO reviews.

Assistive technology

In 2016, the state submitted an Unemployment Insurance Supplemental Budget Request (SBR) to fund assistive technology upgrades. Following approval of the request, the State worked with the Assistive Technology Partnership (ATP) to identify components required to provide state-of-the art hardware and software to one-stop centers across the state. Based on the outcome of the consultation with ATP and available funding through the SBR, the state was able to upgrade assistive technology, as described in Table 97.

Table 97. Assistive technology

Item	Quantity
Acrobat Reader	13
XY Tables	13
Merlin Smart Reader	13
Flex Station adjustable table	13
Kensington Privacy Monitor Screens	27
Contour Keyboard	14
Contour Mouse	14
Hearing Devices: Clearsounds Headset	13
Hearing Devices: Clearsounds Neck loop	13
Zoom Text Software Enterprise License	15
Dell Optiplex 5050 SFF XCTO PC's	14
Ultra Sharp 24" Monitors	27
Amplified Phone Clearsounds CSC 600	15

In addition, Nebraska's Title IV programs provide access in their respective offices to assistive technology, such as:

- computer screen magnification and screen reading software;
- HD camera to enlarge printed copy;
- adjustable height work surface table;
- 24" Ultra Sharp computer monitor;
- privacy monitor screen;
- accessible computer keyboard and mouse;
- amplified headset and neck loop amplifier, both with TCoil;
- amplified phone with option to use amplified headset or neck loop amplifier;
- OCR reading device that will verbally read aloud printed materials; and
- updated desktop PCs.

Staff training and support

In September 2018, training and support was provided for one-stop center staff and co-located partners to ensure appropriate use and application of assistive technology. One-stop center staff also received training and support on addressing the needs of individuals with disabilities. Further, the Nebraska VR Program makes available to one-stop centers training on Nebraska VR's referral process and disability etiquette.

Non-discrimination and Equal Opportunity policy

The state's non-discrimination and equal opportunity policy requires that each local board ensure its one-stop centers provide equal access to programs and services.

Physical accessibility requirements

Recipients⁶¹ must ensure that no qualified individual with a disability is excluded from participation in, or be denied the benefits of a recipient's service, program, or activity or be subjected to discrimination by any recipient because a recipient's facilities are inaccessible or unusable by individuals with disabilities.

Programmatic accessibility

Each recipient must ensure that all WIOA Title I financially assisted programs and activities are programmatic accessible, which includes:

- providing reasonable accommodations for individuals with disabilities;
- making reasonable modifications to policies, practices, and procedures;
- administering programs in the most integrated setting appropriate;
- communicating with persons with disabilities as effectively as with others; and
- providing appropriate auxiliary aids or services, including assistive technology devices and services, where necessary to afford individuals with disabilities an equal opportunity to participate in, and enjoy the benefits of, the program or activity.

Reasonable accommodations and modifications

With regard to employment and aid, benefits, service, and training, each recipient must:

- provide reasonable accommodation to qualified individuals with disabilities who are applicants, registrants, eligible applicants/registrants, participants, employees, or applicants for employment, unless providing the accommodation would cause undue hardship; and
- make reasonable modifications in policies, practices, or procedures when the modifications are necessary to avoid discrimination on the basis of disability, unless making the modifications would fundamentally alter the nature of the service, program, or activity.

Communications

Each recipient must take appropriate steps to ensure that communications with individuals with disabilities are as effective as communications with others, including communications with program applicants and participants, applicants for employment and employees, members of the public, and their companions.

Assurances

Each recipient of WIOA Title I financial assistance must provide written assurances that it will adhere to and comply with the requirements of WIOA Sec. 188 and 29 CFR Part 38.

- In the case of a local board, the assurances are included in the local board's WIOA Title I grant agreement with NDOL.
- For all other recipients of WIOA Title I financial assistance provided through the local board, the assurances must be provided in writing as part of an appropriate written agreement between the recipient and the local board or its authorized designee.

Equal Opportunity Notice

Each recipient of WIOA Title I financial assistance must provide initial and continuing notice that it does not discriminate on any prohibited basis. The notice must be provided to:

- registrants;
- applicants;
- participants;
- applicants for employment and employees;

⁶¹ For purposes of the policy, the term *recipient* means any entity that receives WIOA Title I funds either directly from the US Department of Labor or through the Governor or another recipient, including, but not limited to, local workforce development boards; one-stop operators; one-stop delivery system partners; Job Corps contractors and center operators, excluding the operators of Federally-operated Job Corps centers; Job Corps national training contractors; outreach and admissions agencies, including Job Corps contractors that perform these functions; placement agencies, including Job Corps contractors that perform these functions; and other national program recipients, including Native American program recipients; Migrant and Seasonal Farmworker Program recipients; and YouthBuild recipients; and other subrecipients, except for service providers. Individuals participating in WIOA Title I programs are not recipients

- unions or professional organizations that hold collective bargaining or professional agreements with the recipient;
- subrecipients that receive WIOA Title I financial assistance from the recipient; and
- members of the public, including those with impaired vision or hearing and those with limited English proficiency.

The notice must contain the specific wording identified in 29 CFR § 38.35.

Publications, broadcasts, and other communications

PUBLICATION OF THE EQUAL OPPORTUNITY NOTICE

At a minimum, the Equal Opportunity Notice must be:

- posted prominently, in reasonable numbers and places, in available and conspicuous physical locations and on the recipient's web site pages;
- disseminated in internal memoranda and other written or electronic communications with staff;
- included in employee and participant handbooks or manuals regardless of form, including electronic and paper form if both are available;
- provided to each participant and employee; and
- made part of each participant's and employee's file and be a part of both paper and electronic files, if both are maintained.

In addition, the Equal Opportunity Notice must be:

- provided in appropriate formats to registrants, applicants, eligible applicants/registrants, applicants for employment and employees and participants with visual impairments;
- provided to participants in appropriate languages other than English; and
- initially published and provided within 90 calendar days of the latter of January 3, 2017 or the first date the requirements of WIOA Sec. 188 and 29 CFR Part 38 apply to the recipient (i.e., within 90 days of first becoming a recipient).

Where the Equal Opportunity Notice has been given in an alternate format to registrants, applicants, eligible applicants/registrants, participants, applicants for employment and employees with a visual impairment, a record that the alternate-format notice has been given must be made a part of the employee's or participant's file.

PRINTED AND ELECTRONIC MATERIALS AND VERBALLY-PROVIDED INFORMATION

Recipients must indicate:

- the WIOA Title I financially assisted program or activity in question is an equal opportunity employer/program; and
- auxiliary aids and services are available upon request to individuals with disabilities.

This requirement applies to recruitment brochures and other materials that are ordinarily distributed or communicated in written and/or oral form, electronically and/or on paper, to staff, clients, or the public at large, to describe WIOA Title I financially assisted program or activities or the requirements for participation by recipients and participants. When these materials indicate that the recipient may be reached by voice telephone, the materials must also prominently provide the telephone number of the text telephone (TTY) or other equally effective telecommunications system, such as a relay service, videophone, or captioned telephone used by the recipient.

INFORMATION PROVIDED THROUGH NEWS MEDIA

Recipients that publish or broadcast program information in the news media must ensure that the publications and broadcasts state that:

- the WIOA Title I financially assisted program or activity in question is an equal opportunity employer/program (or otherwise indicate that discrimination in the WIOA Title I financially assisted program or activity is prohibited by Federal law); and
- auxiliary aids and services are available upon request to individuals with disabilities.

ORIENTATIONS

During each presentation to orient new participants, new employees, and/or the general public to its WIOA Title I financially assisted program or activity, a recipient must include a discussion of rights under the nondiscrimination and

equal opportunity provisions of WIOA, including the right to file a complaint of discrimination with the recipient or CRC Director. This information must be communicated in appropriate languages and in formats accessible for individuals with disabilities. When possible, the Equal Opportunity Notice should be provided in print and signed by WIOA Title I program participants and employees of the recipient and retained on file.

Affirmative outreach

Recipients must take appropriate steps to ensure that they are providing equal access to their WIOA Title I financially assisted programs and activities. These steps should involve reasonable efforts to include members of the various groups protected under 29 CFR Part 38, including but not limited to:

- individuals with limited English proficiency;
- individuals with disabilities;
- persons of different sexes and age groups; and
- persons of various racial and ethnic/national origin groups and religions.

Collection and maintenance of EO data

Each recipient must collect data and maintain records the CRC Director finds necessary to determine whether the recipient has complied or is complying with the nondiscrimination and equal opportunity provisions of WIOA Sec. 188 and 29 CFR Part 38. The system and format in which the records and data are kept must be designed to allow the Governor and CRC to conduct statistical or other quantifiable data analyses to verify the recipient's compliance with WIOA Sec. 188 and 29 CFR Part 38.

Records must be collected and maintained on:

- program applicants;
- registrants;
- eligible applicants/registrants;
- participants;
- terminees;
- employees; and
- applicants for employment.

Each recipient must record the race/ethnicity, sex, age, and where known, disability status of the groups specified above. Beginning on January 3, 2019, each recipient must also record the limited English proficiency and preferred language of each applicant, registrant, participant, and terminee. This collected information must be stored in a manner that ensures confidentiality, and must be used only for the purposes of:

- recordkeeping and reporting;
- determining eligibility, where appropriate, for WIOA Title I financially assisted programs or activities;
- determining the extent to which the recipient is operating its WIOA Title I financially assisted program or activity in a nondiscriminatory manner; and
- other uses authorized by law.

MEDICAL AND DISABILITY-RELATED INFORMATION

Any medical or disability-related information obtained about a particular individual, including information that could lead to the disclosure of a disability, must be collected on separate forms. All such information, whether in hard copy, electronic, or both, must be maintained in one or more separate files, apart from any other information about the individual, and treated as confidential. Whether these files are electronic or hard copy, they must be locked or otherwise secured (for example, through password protection).

COMPLAINTS

Each recipient must maintain, and submit to CRC upon request, a log of complaints filed with the recipient that allege discrimination on the basis of:

- race;
- color;
- religion;
- sex (including pregnancy, childbirth, and related medical conditions);
- national origin;

- age;
- disability;
- political affiliation or belief;
- citizenship; or
- participation in a WIOA Title I financially assisted program or activity.

The log must include:

- the name and address of the complainant;
- the basis of the complaint;
- a description of the complaint;
- the date the complaint was filed;
- the disposition and date of disposition of the complaint; and
- other pertinent information.

Information that could lead to identification of a particular individual as having filed a complaint must be kept confidential.

Where designation of individuals by race or ethnicity is required, the guidelines of the Office of Management and Budget must be used.

A service provider's responsibility for collecting and maintaining the information required under this section may be assumed by the Governor or local area grant recipient, as provided in the state's nondiscrimination plan.

INFORMATION TO BE PROVIDED TO CRC

Notification of administrative enforcement actions or lawsuits. Each recipient must promptly notify the CRC Director when any administrative enforcement actions or lawsuits are filed against it alleging discrimination on the basis of:

- race;
- color;
- religion;
- sex (including pregnancy, childbirth, and related medical conditions);
- national origin (including limited English proficiency);
- age;
- disability;
- political affiliation or belief; or
- for beneficiaries, applicants, and participants only, on the basis of citizenship or participation in a WIOA Title I financially assisted program or activity.

This notification must include the:

- names of the parties to the action or lawsuit;
- forum in which each case was filed; and
- relevant case numbers.

Compliance reviews and complaint investigations. Each recipient, as part of a compliance review or monitoring activity conducted or carried out by the CRC Director, must provide the following information:

- the name of any other Federal agency that conducted a civil rights compliance review or complaint investigation, and that found the grant applicant or recipient to be in noncompliance, during the two years before the grant application was filed or CRC began its examination; and
- information about any administrative enforcement actions or lawsuits that alleged discrimination on any protected basis, and that were filed against the grant applicant or recipient during the two years before the application or renewal application, compliance review, or monitoring activity.

This information must include the:

- names of the parties;
- forum in which each case was filed; and
- relevant case numbers.

At the discretion of the CRC Director, recipients may be required to provide, in a timely manner:

- any information and data that the Director considers necessary to investigate complaints and conduct compliance reviews on bases prohibited under the nondiscrimination and equal opportunity provisions of WIOA and 29 CFR Part 38; and
- the particularized information and/or to submit the periodic reports that the CRC Director considers necessary to determine compliance with the nondiscrimination and equal opportunity provisions of WIOA or 29 CFR Part 38.

Where designation of individuals by race or ethnicity is required, the guidelines of the Office of Management and Budget must be used.

RECORDS RETENTION

Each recipient must maintain the following records, whether they exist in electronic form (including email) or hard copy, for a period of not less than three years from the close of the applicable program year:

- records of applicants, registrants, eligible applicants/registrants, participants, terminees, employees, and applicants for employment; and
- other records as are required under 29 CFR Part 38 or by the CRC Director.

Where a discrimination complaint has been filed or compliance review initiated, every recipient that possesses or maintains any type of hard-copy or electronic record related to the complaint (including records that have any relevance to the underlying allegations in the complaint, as well as records regarding actions taken on the complaint) or to the subject of the compliance review must preserve all records, regardless whether hard-copy or electronic, that may be relevant to a complaint investigation or compliance review, and maintain those records for a period of not less than three years from the date of final action related to resolution of the complaint or compliance review.

RECORDS ACCESS

Each recipient must permit access by the CRC Director or the Director's designee during its hours of operation to its premises and to its employees and participants, to the extent that such individuals are on the premises during the course of the investigation, for the purpose of conducting complaint investigations, compliance reviews, or monitoring activities associated with a state's development and implementation of a nondiscrimination plan, and for inspecting and copying such books, records, accounts and other materials as may be pertinent to ascertain compliance with and ensure enforcement of the nondiscrimination and equal opportunity provisions of WIOA or 29 CFR Part 38.

Asserted considerations of privacy or confidentiality are not a basis for withholding information from CRC and will not bar CRC from evaluating or seeking to enforce compliance with the nondiscrimination and equal opportunity provisions of WIOA Sec. 188 and 29 CFR Part 38.

Whenever any information that the Director asks a recipient to provide is in the exclusive possession of another agency, institution, or person, and that agency, institution, or person fails or refuses to furnish the information upon request, the recipient must certify to CRC that it has made efforts to obtain the information and that the agency, institution, or person has failed or refused to provide it. This certification must list the name and address of the agency, institution, or person that has possession of the information and the specific efforts the recipient made to obtain it.

Procedures

COMPLAINT FILING

Any individual, or individual's representative, who believes that the individual or any specific class of individuals, has been or is being subjected to discrimination, harassment, or retaliation prohibited under WIOA Sec. 188 or 29 CFR Part 38 may file a written complaint. The complaint may be filed with the recipient's EO Officer or the Director, Civil Rights Center, U.S. Department of Labor, Room N4123, 200 Constitution Avenue, NW, Washington, DC 20210.

Generally, a complaint must be filed within 180 days of the alleged discrimination, harassment, or retaliation. However, for good cause shown, the CRC Director may extend the filing time. The time period for filing is for the administrative convenience of CRC and does not create a defense for the respondent.

Each complaint must be filed in writing, either electronically or in hard copy, and must contain the following information:

- the complainant's name, mailing address, and, if available, email address (or another means of contacting the complainant);
- the identity of the respondent (the individual or entity that the complainant alleges is responsible for the discrimination);

- a description of the complainant's allegations, which must include enough detail to allow the CRC Director or the recipient, as applicable, to decide whether CRC or the recipient, as applicable, has jurisdiction over the complaint; the complaint was filed in time; and the complaint has apparent merit, in other words, whether the complainant's allegations, if true, would indicate noncompliance with any of the nondiscrimination and equal opportunity provisions of WIOA Sec. 188 or 29 CFR Part 38; and
- the written or electronic signature of the complainant or the written or electronic signature of the complainant's representative.

A complaint may be filed by completing and submitting CRC's Complaint Information Form and Privacy Act Consent, which may be obtained either from the recipient's EO Officer or from CRC. The forms are available electronically on CRC's website and in hard copy via postal mail upon written request to Director, Civil Rights Center, U.S. Department of Labor, Room N4123, 200 Constitution Avenue, NW, Washington, DC 20210.

RIGHT TO REPRESENTATION

Both the complainant and the respondent have the right to be represented by an attorney or other individual of their choice.

COMPLAINT PROCESSING PROCEDURES FOR RECIPIENTS

The procedures that a recipient adopts and publishes for processing complaints permitted under WIOA Sec. 188 and 29 CFR Part 38 must state that the recipient will issue a written notice of final action on complaints within 90 calendar days of the date on which the complaint is filed. At a minimum, the procedures must include the following elements:

- initial, written notice to the complainant that contains the following information:
 - an acknowledgment that the recipient has received the complaint;
 - notice that the complainant has the right to be represented in the complaint process;
 - notice of rights contained in 29 CFR § 38.35; and
 - notice that the complainant has the right to request and receive, at no cost, auxiliary aids and services, language assistance services, and that this notice will be translated into the non-English languages as required in 29 CFR §§ 38.4(h) – (i), 38.34, and 38.36.
- a written statement of the issue(s), provided to the complainant, that includes the following information:
 - a list of the issues raised in the complaint; and
 - For each such issue, a statement whether the recipient will accept the issue for investigation or reject the issue, and the reasons for each rejection;
- a period for fact-finding or investigation of the circumstances underlying the complaint;
- a period during which the recipient attempts to resolve the complaint which must include alternative dispute resolution (ADR), as described in 29 CFR § 38.72(c);
- a written notice of final action, provided to the complainant within 90 calendar days of the date on which the complaint was filed, that contains the following information:
 - for each issue raised in the complaint, a statement of either:
 - the recipient's decision on the issue and an explanation of the reasons underlying the decision; or
 - a description of the way the parties resolved the issue; and
 - notice that the complainant has a right to file a complaint with CRC within 30 days of the date on which the notice of final action is received if the complainant is dissatisfied with the recipient's final action on the complaint.

ALTERNATIVE DISPUTE RESOLUTION (ADR)

The recipient's ADR procedures must provide for the following.

- The complainant may attempt ADR at any time after the complainant has filed a written complaint with the recipient, but before a Notice of Final Action has been issued.
- The choice whether to use ADR or the customary process rests with the complainant.
- A party to any agreement reached under ADR may notify the CRC Director in the event the agreement is breached. In such circumstances, the following rules will apply.
 - The non-breaching party may notify with the CRC Director within 30 days of the date on which the non-breaching party learns of the alleged breach; and
 - The CRC Director must evaluate the circumstances to determine whether the agreement has been breached. If the Director determines that the agreement has been breached, the complaint will be reinstated and processed in accordance with the recipient's procedures.

If the parties do not reach an agreement under ADR, the complainant may file a complaint with the CRC Director as described in 29 CFR §§ 38.69 – 38.71.

COMPLAINT PROCESSING PROCEDURES FOR SERVICE PROVIDERS

The Governor or the local area grant recipient (i.e., Chief Elected Official), as provided in the state's nondiscrimination plan, must develop and publish, on behalf of its service providers, the complaint processing procedures required in 29 CFR § 38.72. The service providers must then follow those procedures.

NOTICE OF RECIPIENT'S LACK OF JURISDICTION

If a recipient determines that it does not have jurisdiction over a complaint, it must notify the complainant, in writing within five business days of making such determination. This notice of lack of jurisdiction must include:

- a statement of the reasons for that determination; and
- notice that the complainant has a right to file a complaint with CRC within 30 days of the date on which the complainant receives the notice.

NOTICE OF FINAL ACTION

If the recipient issues a notice of final action before the 90-calendar day period ends, but the complainant is dissatisfied with the recipient's decision on the complaint, the complainant or the complainant's representative may file a complaint with the CRC Director within 30 days after the date on which the complainant receives the notice. If, by the end of 90 calendar days from the date on which the complainant filed the complaint, the recipient has failed to issue a notice of final action, the complainant or the complainant's representative may file a complaint with the CRC Director within 30 calendar days of the expiration of the 90-calendar day period. In other words, the complaint must be filed with the CRC Director within 120-calendar days of the date on which the complaint was filed with the recipient.

One-stop delivery system assessment and one-stop center certification policy

The state's policy on one-stop delivery system assessment and one-stop center certification establishes criteria and procedures for assessment of local one-stop delivery systems and one-stop centers and certification of one-stop centers.

Effectiveness

The local board's assessment of the effectiveness of the local one-stop delivery system and one-stop centers must include how well the system and centers:

- integrate available services for job seekers and employers;
- meet the workforce development needs of job seekers and employment needs of local employers;
- operate in a cost-efficient manner;
- coordinate services among the one-stop partner programs; and
- provide access to one-stop partner program services to the maximum extent practicable, including providing services outside of regular business hours where there is a workforce need as identified by the local board.

In addition, the local board's assessment of the effectiveness of the local one-stop delivery system and one-stop centers must take into account feedback from one-stop customers.

Physical and programmatic accessibility

The local board's assessment of the physical and programmatic accessibility of the local one-stop delivery system and one-stop centers must include how well the system and centers take actions to comply with the requirements established in WIOA Sec. 188 and its implementing rule, 29 CFR Part 38, regarding equal opportunity and non-discrimination. The actions must include:

1. providing reasonable accommodations for persons with disabilities;
2. making reasonable modifications to policies, practices, and procedures where necessary to avoid discrimination against persons with disabilities;
3. administering programs in the most appropriate integrated setting;
4. communicating with persons with disabilities as effectively as with others;
5. providing appropriate auxiliary aids and services, including assistive technology devices and services when necessary, to afford persons with disabilities an equal opportunity to participate in and enjoy the benefits of the program or activity;
6. providing physical accessibility for persons with disabilities; and

7. utilizing the common identifier (*American Job Center or a proud partner of the American Job Center network*) on all:
 - a. products, programs, activities, services, electronic resources, facilities, and related property and new materials used in the one-stop delivery system; and
 - b. exterior branding, including signage.

All one-stop centers, including affiliate sites and specialized centers, must comply with the physical and programmatic accessibility requirements defined in described in this Section II(b), WIOA Sec. 188, and 29 CFR Part 38.

Continuous improvement

The local board's assessment of the continuous improvement of the local one-stop delivery system and one-stop centers:

- must include how well the system and centers support the achievement of the negotiated local levels of performance for the indicators described in WIOA Sec. 116(b)(2) and 20 CFR § 677.205; and
- may include other continuous improvement factors such as having:
 - a regular process for identifying and responding to technical assistance needs of the system and centers;
 - a regular system of continuing professional staff development; and
 - systems in place to capture and respond to specific customer feedback.

Local criteria

A local board may establish additional assessment criteria or set higher standards for service coordination than those established in this policy. If additional criteria are established, the local board must review and update the criteria every two years as part of its regional and local plan development process.

Procedures

Methods for (a) assessment of the local one-stop delivery system and one-stop centers and (b) certification of one-stop centers must be established in writing by the local board prior to commencement of the assessment and certification process. In addition, the methods must be based on the criteria described above.

Each local board must notify the Nebraska Department of Labor (NDOL) of the outcomes of the assessments of the system and centers and certification of centers. The notification must be made by email submitted to ndol.wioa_policy@nebraska.gov and must:

- include a clear and descriptive written analysis of compliance of the systems and centers with the criteria established above; and
- identify all certified one-stop centers in the local area, including affiliate sites, and provide, for each center, the physical address, phone number, website address, and contact information for the one-stop operator.

Timelines

As of July 1, 2017, each local board must:

- assess its local one-stop delivery system and one-stop centers at least once every three years using the criteria and procedures described in above; and
- certify at least one comprehensive one-stop center at least once every three years using the criteria, procedures, and methods described in above.

The notification described above must be submitted to NDOL no later than June 1 of the applicable year.

9. Addressing the Accessibility of the One-Stop Delivery System for Individuals who are English Language Learners

Describe how the one-stop delivery system (including one-stop center operators and the one-stop delivery system partners) will ensure that each one-stop center is able to meet the needs of English language learners, such as through established procedures, staff training, resources, and other materials.

In addition to the state's Nondiscrimination Plan and policy on nondiscrimination and equal opportunity, which are described in the preceding section, Nebraska has established a Limited English Proficiency (LEP) Plan. The LEP Plan ensures that individuals with limited English proficiency are able to access programs and services provided through the one-stop delivery system on an equitable basis. Key features of the LEP Plan include:

- establishment of an LEP planning committee to provide guidance and leadership around the equitable provision of services to individuals with limited English proficiency;

- thorough assessment of the language needs of the populations served by attempting to identify LEP individuals;
- availability of specific resources at one-stop centers, include bilingual staff, LanguageLine or International Communications translation services, referral to ESL resources and the availability of materials in Spanish; and
- training staff on serving individuals with LEP needs.

The current LEP plan is accessible on the Nebraska Department of Labor Manuals, Plans, and Reports webpage (<https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/ManualsPlansReports>).

The Nebraska Department of Labor (NDOL) public website (dol.nebraska.gov) provides information for job seekers, workers, and employers, including information about reemployment services, unemployment insurance benefits, labor law, as well as information for businesses, labor market information, publications and legal guidance, access to agency news and NEworks (NDOL's labor exchange, management information system, and unemployment insurance interface). The website includes an option for translation of the site via Google Language Tools. The translation through Google utilizes an automated translation process that provides an approximation of the site's original content. NDOL provides a Translation Disclaimer Statement on the website, indicating the possibility of potential issues with the automated translation process. Languages available through the automated translation process include Spanish, Chinese, French, German, Italian, Korean, Russian, Polish, Arabic, Portuguese, Japanese, and Norwegian. The website provides information on how to contact local field staff for additional assistance. In addition, NEworks, which includes the state's labor-exchange system, is available in Spanish.

English-as-a-second Language (ESL) instruction is available throughout the state to provide populations with low levels of English literacy with the instruction they need to improve fluency. Referral to providers of ESL education and the provision of transportation and other forms of assistance necessary to access these courses will continue to occur through one-stop centers.

IV. Coordination with State Plan Programs

Describe the methods used for joint planning and coordination among the core programs, and with the required one-stop partner programs and other programs and activities included in the Unified or Combined State Plan.

Joint planning and coordination for development of the Combined State Plan for Program Years 2020 through 2023 was facilitated by the Nebraska Workforce Development Board (the Board) during Program Year 2019. The Board hosted the Strategy Workshop: 2020 – 2023 State Plan for Nebraska's Workforce System, on behalf of Governor Pete Ricketts and the plan partners. The purpose of the workshop was to obtain input from the shareholders of Nebraska's workforce system. That input was used by the Board and plan partners during development of the Combined State Plan during subsequent a two-day plan-development workshop hosted by the Board's Policy and Oversight Subcommittee and attended by:

- representatives from plan partner programs;
- representatives from all local workforce development boards; and
- representatives of required one-stop partner programs and other workforce system partners, including the Nebraska Department of Economic Development.

Since approval of the Combined State Plan in June 2020, implementation of the Combined State Plan and ongoing joint planning and coordination among the plan partner programs, required one-stop partner programs, and other workforce system programs has been and will continue to be facilitated by the Board's Policy and Oversight Subcommittee and its workgroups. (Refer to Section II.c. for information on the Subcommittee's workgroups.) In addition, the Nebraska Partner Council has and will continue to support implementation of the Combined State Plan during Program Years 2022 and 2023 through service of its members on the Board's three subcommittees. (Refer to Sections II.c. and III.a.2.A. for information on the Nebraska Partner Council.)

V. Common Assurances (For All Core Programs)

The Unified or Combined State Plan must include assurances that:

The State Plan must include	Include
1. The State has established a policy identifying circumstances that may present a conflict of interest for a State Board or local board member, or the entity or class of officials that the member represents, and procedures to resolve such conflicts;	Yes
2. The State has established a policy to provide to the public (including individuals with disabilities) access to meetings of State Boards and local boards, and information regarding activities of State Boards and local boards, such as data on board membership and minutes;	Yes
3. The lead State agencies with optimal policy-making authority and responsibility for the administration of core programs reviewed and commented on the appropriate operational planning elements of the Unified or Combined State Plan, and approved the elements as serving the needs of the populations served by such programs;	Yes
4. (a) The State obtained input into the development of the Unified or Combined State Plan and provided an opportunity for comment on the plan by representatives of local boards and chief elected officials, businesses, labor organizations, institutions of higher education, the entities responsible for planning or administering the core programs, required one-stop partners and the other Combined Plan programs (if included in the State Plan), other primary stakeholders, including other organizations that provide services to individuals with barriers to employment, and the general public, and that the Unified or Combined State Plan is available and accessible to the general public; (b) The State provided an opportunity for review and comment on the plan by the State Board, including State agency official(s) for the Unemployment Insurance Agency if such official(s) is a member of the State Board;	Yes
5. The State has established, in accordance with WIOA section 116(i), fiscal control and fund accounting procedures that may be necessary to ensure the proper disbursement of, and accounting for, funds paid to the State through allotments made for the core programs to carry out workforce development activities;	Yes
6. The State has taken appropriate action to secure compliance with uniform administrative requirements in this Act, including that the State will annually monitor local areas to ensure compliance and otherwise take appropriate action to secure compliance with the uniform administrative requirements under WIOA section 184(a)(3);	Yes
7. The State has taken the appropriate action to be in compliance with WIOA section 188, Nondiscrimination, as applicable;	Yes
8. The Federal funds received to carry out a core program will not be expended for any purpose other than for activities authorized with respect to such funds under that core program;	Yes
9. The State will pay an appropriate share (as defined by the State board) of the costs of carrying out section 116, from funds made available through each of the core programs;	Yes
10. The State has a one-stop certification policy that ensures the physical and programmatic accessibility of all one-stop centers with the Americans with Disabilities Act of 1990 (ADA);	Yes
11. Service providers have a referral process in place for directing Veterans with Significant Barriers to Employment (SBE) to DVOP services, when appropriate; and	Yes
12. Priority of service for Veterans and eligible spouses is provided in accordance with 38 USC 4215 in all workforce preparation, development or delivery of programs or services funded directly, in whole or in part, by the Department of Labor.	Yes

VI. Program-Specific Requirements for Core Programs

The State must address all program-specific requirements in this section for the WIOA core programs regardless of whether the State submits either a Unified or Combined State Plan.

Program-specific requirements for adult, dislocated worker, and youth activities under Title IB

The Unified or Combined State Plan must include the following with respect to activities carried out under subtitle B—

a. General requirements

1. Regions and Local Workforce Development Areas

A. Identify the regions and the local workforce development areas designated in the state

Planning region

In lieu of Nebraska's three previously designated planning regions, the Governor designated a single statewide planning region during Program Year 2020. All Nebraska local areas have been assigned to the statewide planning region.

Local workforce development areas

Boundaries for Nebraska's three local workforce development areas remain unchanged:

- Greater Omaha Local Workforce Development Area, serving Douglas, Sarpy, and Washington counties;
- Greater Lincoln Local Workforce Development Area, serving Lancaster and Saunders counties; and
- Greater Nebraska Local Workforce Development Area, serving the remaining 88 Nebraska counties.

B. Describe the process used for designating local areas, including procedures for determining whether the local area met the criteria for “performed successfully” and “sustained fiscal integrity” in accordance with 106(b)(2) and (3) of WIOA. Describe the process used for identifying regions and planning regions under section 106(a) of WIOA. This must include a description of how the state consulted with the local boards and chief elected officials in identifying the regions

Local area designation

Initial designation

If a local board and CEO request initial designation for a local area, the request must be approved if the local area, for the two program years preceding the date of enactment of WIOA (Program Years 2012 and 2013):

- was designated as a local area under WIA;
- performed successfully based on the local area having had no failures of any individual performance measure for two consecutive program years prior to the enactment of WIOA
 - failure meant the local area did not meet performance when the actual performance achieved against an individual performance measure was less than 80 percent of the negotiated level of performance; and
- sustained fiscal integrity.

All Nebraska local areas received initial designation prior to the effective date of this policy in accordance with WIOA Sec. 106(b)(1) – (2) and 20 CFR § 679.250(a) – (b).

New local area designation

The Governor may designate a new local area, meaning one that was not designated as a local area under the Workforce Investment Act of 1998 (WIA), provided the proposed new local area:⁶²

- is consistent with local labor market areas;
- has a common economic development area; and
- has necessary Federal and non-Federal resources, including appropriate education and training institutions, to administer Title IB adult, dislocated worker and youth program activities.

Redesignation

Local boards and CEOs within a planning region may make a joint written request for redesignation of their respective local areas as a single local area. If the Governor approves the request, the state board must authorize use of WIOA Title I statewide funds to facilitate redesignation activities. Activities that may be carried out by local areas approved for redesignation include:

⁶² 20 CFR § 679.240(a)

- convening sessions and conferences on the topic of redesignation;
- renegotiating contracts and agreements impacted by redesignation; and
- other activities directly associated with redesignation deemed appropriate by the state board.

If statewide funds are not available, funds for redesignation activities may be provided in the next program year.

Subsequent designation

If a local board and CEO request subsequent designation for a local area, the request must be approved if the local area, for the two most recent program years of initial designation:

1. performed successfully, as defined below; and
2. sustained fiscal integrity, as defined below.

In addition, if the local area is part of a planning region, the local board and CEO must have participated in a regional planning process that resulted in the following activities:

- preparation of a regional plan;
- establishment of regional service strategies, including use of service delivery agreements;
- development and implementation of sector initiatives for in-demand industry sectors or occupations for the region;
- collection and analysis of regional labor market data in conjunction with the state;
- establishment of administrative cost arrangements for the region, including pooling of funds for administrative costs;
- coordination of transportation and other supportive services for the region, as appropriate;
- coordination of activities with regional economic development providers; and
- establishment of an agreement concerning how the planning region will:
 - collectively negotiate and reach agreement with NDOL on local levels of performance; and
 - report on the performance accountability measures described in WIOA Sec. 116(c) for the local areas or the planning region.

Performed successfully and sustained fiscal integrity

Under the state's current performance accountability policy, procedures for determining whether a local area met criteria for *performed successfully* and *sustained fiscal integrity* are consistent with WIOA Sec. 106(b)(2) and (3), 20 CFR § 679.260(a) and (b), and TEGL 11-19.

Performed successfully

For Program Year 2022 and forward, the standard of *performed successfully* is measured based on for the following Title I performance indicators:

- employment rate second quarter after program exit;
- employment rate fourth quarter after program exit;
- median earnings second quarter after program exit;
- credential attainment; and
- measurable skills gains.

The Nebraska Department of Labor (NDOL) has established the following thresholds for determining a local area's failure to meet adjusted levels of performance for Title I programs.⁶³

- *Individual local-area single indicator score.* For any single adult, dislocated worker, or youth program, failure to meet an adjusted level of performance occurs when any *local-areas single indicator score* falls below 50 percent of the local area's adjusted level of performance for that single indicator during the previous two consecutive program years.
- *Overall local-area single program score.* For any single adult, dislocated worker, or youth program, failure to meet overall adjusted levels of performance for the program occurs when the *overall local-area single program score* falls below 90 percent of the overall adjusted levels of performance for that single program during the previous two consecutive program years.

⁶³ 20 CFR § 677.190(d); TEGL 11-19

- *Overall local-area single indicator score.* For any single performance indicator across all local area adult, dislocated worker, and youth programs, failure to meet adjusted levels of performance for the indicator occurs when the *overall local-area single indicator score* falls below 90 percent of the adjusted levels of performance for that indicator during the previous two consecutive program years.

Sustained fiscal integrity

The standard of *sustained fiscal integrity* means the Secretary of the US Department of Labor has not made a formal determination that either the grant recipient or administrative entity for the local area, for the two-year period preceding the date of a request for designation as a local area, misexpended funds due to willful disregard of the requirements of applicable regulations; gross negligence; or failure to comply with accepted standards of administration.

General procedural requirements

General procedural requirements for designation and redesignation of local areas include:⁶⁴

- consultation with the Nebraska Workforce Development Board, local boards, and chief elected officials;
- consideration of comments received through a public comment process, which must:
 - provide an opportunity for comment by representatives of local boards, chief elected officials, businesses, institutions of higher education, labor organizations, other primary stakeholders, and the general public regarding designation or redesignation of local areas, as applicable; and
 - offer adequate time for public comment prior to designation or redesignation of local areas;
- consideration of the extent to which local areas, including potential new local areas:
 - are consistent with labor market areas in the state;
 - are consistent with regional economic development areas in the state; and
 - have Federal and non-Federal resources necessary to effectively administer activities required under Title I and other applicable provisions of WIOA, including whether the areas have the appropriate education and training providers, such as institutions of higher education and area career and technical education schools.

New local area procedural requirements⁶⁵

The Governor may approve at any time a request from a unit of general local government or combination of units a request for designation of a new local area, meaning one that was not designated as a local area under the Workforce Investment Act of 1998. In addition to the general procedural requirements described in above, the following procedures must be followed for new local area designation.

- The unit or combination of units seeking designation as a new local area must submit a written request and documentation demonstrating the requirements described above for new local area designation and general procedural requirements described above have been met.
- The request and documentation must be submitted simultaneously by email to Bradley Pierce, Director, Reemployment Services Division, at bradley.pierce@nebraska.gov and the policy mailbox at ndol.wioa_policy@nebraska.gov.
- Following receipt of the request and documentation, NDOL will:
 - review the request and documentation to ensure the request and documentation meet the requirements of 20 CFR § 679.240 and requirements described above for new local area designation and general procedural requirements described above; and
 - prepare a written recommendation for consideration by the Nebraska Workforce Development Board (Board) and the Governor.
- NDOL will provide to the Board for review and consideration during the Board's next regularly scheduled meeting:
 - the submitted request and documentation; and
 - NDOL's recommendation on the request.
- Following the Board's review and consideration of the submitted request and documentation, NDOL will forward to the Governor the:
 - submitted request and documentation;
 - the Board's recommendation; and
 - NDOL's recommendation.

⁶⁴ WIOA Sec. 106(b)(1); 20 CFR § 679.230

⁶⁵ 20 CFR § 679.240

- The Governor will review the materials and will make a determination within 120 calendar days, absent extenuating circumstances.
- NDOL will notify the Board, unit or units, and existing local boards and chief elected officials of the Governor's determination.

Redesignation procedural requirements

In addition to the general procedural requirements described in above, the following procedures must be followed for redesignation of two or more local areas as a single local area.

- Local boards and chief elected officials seeking redesignation as a single local area must:
 - prepare a joint written request and documentation:
 - demonstrating general procedural requirements have been met; and
 - describing reasonable and verifiable projected costs for redesignation activities;
 - submit the request and documentation simultaneously by email to:
 - Bradley Pierce, Director, Reemployment Services Division, at bradley.pierce@nebraska.gov; and
 - the policy mailbox at ndol.wioa_policy@nebraska.gov.
- Following receipt of the request and documentation, NDOL will:
 - review the request and documentation to ensure the request meets the requirements of 20 CFR § 679.280 and general procedural requirements described above;
 - verify the availability of Title I statewide funds for the current program year; and
 - prepare a written recommendation for consideration by Nebraska Workforce Development Board (Board).
- NDOL will provide to the Board for review and consideration during the Board's next regularly scheduled meeting:
 - the submitted request and documentation;
 - NDOL's assessment of the availability of Title I statewide funds; and
 - NDOL's recommendation on the request.
- Following the Board's review and consideration of the submitted request and documentation, NDOL will forward to the Governor:
 - the submitted request and documentation;
 - the Board's recommendation;
 - NDOL's assessment of the availability of Title I statewide funds; and
 - NDOL's recommendation on the request.
- The Governor will review the materials and will make a determination within 120 calendar days, absent extenuating circumstances.
- NDOL will notify the Board and local boards and chief elected officials of the Governor's determination.
- If the Governor approves the request, the Board must authorize use of Title I statewide funds during its next regularly scheduled meeting, provided Title I statewide funds are available for the current program year. If statewide funds are not available during the program year when the request is approved, funds from the next program year may be provided.

Subsequent designation procedural requirements

The Governor must approve a request from a local board and chief elected official for subsequent designation if the requirements for subsequent designation have been met.⁶⁶

- The local board and chief elected official seeking subsequent designation must submit a written request and documentation demonstrating the requirements of 20 CFR § 679.250(b) and requirements for subsequent designation described above have been met.
- The request and documentation must be submitted by email to Bradley Pierce, Director, Reemployment Services Division, at bradley.pierce@nebraska.gov and the policy mailbox at ndol.wioa_policy@nebraska.gov.
- Following receipt of the request and documentation, NDOL will:
 - review the request and documentation to ensure the request and documentation meet the requirements of 20 CFR § 679.250 and requirements for subsequent designation described above; and
 - prepare a written recommendation for consideration by the Governor.
- NDOL will provide to the Governor for review and consideration:
 - the submitted request and documentation; and

⁶⁶ 20 CFR § 679.250(b)

- NDOL's recommendation.
- The Governor will review the materials and will make a determination within 120 calendar days, absent extenuating circumstances.
- NDOL will notify the local board and chief elected official of the Governor's determination.

Continued subsequent designation

For local areas that have received subsequent designation, the local board and chief elected official are considered as having requested continued subsequent designation unless the local board and chief elected official notify the Governor in writing that they no longer seek continued subsequent designation.⁶⁷ The notification must be made in writing by email to Bradley Pierce, Director, Reemployment Services Division, at bradley.pierce@nebraska.gov and the policy mailbox at ndol.wioa_policy@nebraska.gov. The notification will be transmitted to the Governor by NDOL.

Review following subsequent designation

The Governor must review a local area that has received subsequent designation during each four-year state-plan planning cycle to evaluate whether the local area continues to meet requirements for subsequent designation as described in Section I(d).⁶⁸ In addition, the Governor may review a local area at any time to evaluate whether it continues to meet requirements for subsequent designation described in Section I(d).⁶⁹

Planning region identification

In 2016, the Governor designated three planning regions and assigned Nebraska's three local workforce development areas to the planning regions:

- Greater Omaha Workforce Development Area was assigned to the Metro Region (covering Dodge, Douglas, Cass, Sarpy, Saunders, and Washington Counties).
- Greater Lincoln Workforce Development Area was assigned to the Southeast Region (covering Fillmore, Gage, Jefferson, Johnson, Lancaster, Nemaha, Otoe, Pawnee, Richardson, Saline, Seward, Thayer, and York Counties).
- Greater Nebraska Workforce Development Area was assigned to the Greater Nebraska Region (covering the remaining 74 counties in Nebraska).

Because the boundaries of each planning region included counties from multiple local areas, it was necessary for the State to obtain a waiver to retain the designated planning regions and assignments of the local areas. The State's waiver expired on June 30, 2020. Submission of a new waiver request to retain the State's existing three planning regions and local area assignments was considered. Four factors were evaluated:

- Burden placed on local areas regarding regional planning and development of regional plans. WIOA requires that local areas assigned to a planning region participate in regional planning activities and development of a regional plan. Under the waiver, the Greater Lincoln and Greater Omaha Workforce Development Areas were required to participate in regional planning activities and development of two regional plans due to the overlapping planning region and local area boundaries; and the Greater Nebraska Workforce Development Area was required to participate in planning activities for development of three regional plans. Involvement in the development of multiple regional plans has proven to place an excessive burden on each local area and ineffective regarding efficient use of local area resources.
- Current commuting patterns of Nebraska's workers. Statewide commuting patterns of Nebraska workers were key factors in identifying the State's original planning regions in 2016. Commuting patterns of Nebraska's workers were reevaluated based on 2020 data, which revealed that commuting patterns have shifted materially since 2016.
- Mobility of individuals participating in WIOA Title IB adult, dislocated worker, and youth programs. An evaluation of the in-state mobility of individuals participating in Title IB programs showed that a significant number of job seekers and workers are relocating within the State and seeking Title IB employment and training services in two or more local areas. This indicates that a statewide, planned, and coordinated approach to delivery of Title IB program services across all local areas under the framework of a single statewide regional plan would benefit job seekers and workers, as well as employers.
- The goals and strategies of the Combined State Plan for Nebraska's Workforce System for July 1, 2020 through June 30, 2024. The goals and strategies in the Combined State Plan focus on alignment of the State's workforce development system and prioritization of development of career pathways for Nebraska's job seekers, workers,

⁶⁷ 20 CFR § 679.250(e)

⁶⁸ 20 CFR § 679.250(d)(2)

⁶⁹ 20 CFR § 679.250(d)(1)

and employers. To implement the goals and strategies defined in the Combined State Plan, it is important that Nebraska's local areas work collaboratively, under the framework of a single statewide regional plan, in partnership with the Nebraska Workforce Development Board, the Combined State Plan partners, one-stop delivery system partners, and other workforce system partners.

On behalf of the Governor, NDOL consulted with representatives of CEOs and local workforce development boards in October 2020, a summary of the evaluation was provided for review and discussion during the consultation. The local areas agreed with the establishment of a single statewide planning region. For these reasons, the Governor established a single statewide planning region in December 2020 and assigned Nebraska's three local areas to the statewide planning region at that time.

C. Provide the appeals process referred to in section 106(b)(5) of WIOA relating to designation of local areas

Appeal process

A local board and CEO may appeal a denied request for designation (or redesignation) as a local area to the Nebraska Workforce Development Board and United States Secretary of Labor (Secretary), according to the procedures described below.

Appeal to the Nebraska Workforce Development Board

The local board and CEO must submit a written request for a hearing to the Chair of the Nebraska Workforce Development Board within 15 calendar days of the date of notification of denial of the request for designation. The written request must include a description of the basis for the appeal and be submitted by certified mail, return receipt requested, to: Chair, Nebraska Workforce Development Board, Attention: State WIOA Team, Division of Reemployment Services, Nebraska Department of Labor, 550 South 16th Street, Lincoln, NE 68508. In addition, a copy of the appeal must be submitted simultaneously by email to NDOL at ndol.wioa_policy@nebraska.gov.

Absent extenuating circumstances, the Chair of the Nebraska Workforce Development Board will assign a hearing officer and a hearing will take place within 15 calendar days of the Chair's receipt of the written request for a hearing. The hearing will include:

1. a statement of the reason(s) for denial of the request for designation; and
2. an appeal by the local board and CEO describing why the decision should be reversed or a compromise established.

The Chair will render a decision within 15 calendar days of the date of the hearing.

Appeal to the Secretary of Labor

If a decision on the appeal is not rendered by the Chair of the Nebraska Workforce Development Board within a reasonable amount of time *or* if the appeal does not result in designation, the local board and CEO may request a review by the Secretary. When appealing to the Secretary, the local board and CEO must file the appeal no later than 30 calendar days after receipt of written notification of denial from the Chair of the Nebraska Workforce Development Board. In the appeal to the Secretary, the local board and CEO must establish that:

1. procedural rights under the appeal process set forth in this policy were not afforded; or
2. the local area meets the requirements for designation provided under WIOA Secs. 106(b)(2) or 106(b)(3) and 20 CFR § 679.250.

The appeal to the Secretary must be submitted by certified mail, return receipt requested, to: Secretary, United States Department of Labor, 200 Constitution Avenue NW, Washington, DC 20210, Attention: ASET.

In addition, a copy of the appeal to the Secretary must be submitted simultaneously by certified mail, return receipt requested, to: Chair, Nebraska Workforce Development Board, Attention: State WIOA Team, Division of Reemployment Services, Nebraska Department of Labor, 550 South 16th Street, Lincoln, NE 68508. In addition, a copy of the appeal to the Secretary must also be submitted simultaneously by email to NDOL at ndol.wioa_policy@nebraska.gov.

In making a determination, the Secretary may consider any comments submitted by the Nebraska Workforce Development Board in response to the appeal. The Secretary must issue a written decision to the Governor and the appellant.

D. Provide the appeals process referred to in section 121(h)(2)(E) of WIOA relating to determinations for infrastructure funding

Appeal process

A required one-stop partner may appeal the determination of its required contribution to funding of infrastructure costs under the state funding mechanism. An appeal may be made based on:⁷⁰

1. proposed amounts or budget to fund infrastructure costs;
2. proposed one-stop center budgets;
3. amount of total partner funds included;
4. types of funds or non-cash contributions;
5. individual programmatic contributions to infrastructure funding based on proportionate use of the one-stop center and relative benefit received; or
6. a claim that the determination is inconsistent with the requirements and limitations established under 20 CFR § 678.738.

To appeal a determination of its contribution to funding of infrastructure costs, a required one-stop partner must:

- submit the appeal in writing within 15 days of NDOL’s notification to the partner regarding its required contribution; and
- provide the following information with the written appeal:
 - description of the partner’s basis for appeal; and
 - rationale for reversing the determination or establishing a compromise.

The written appeal, including supporting documentation, must be submitted to: Commissioner of Labor, Nebraska Department of Labor, PO Box 94600, Lincoln, NE 68509-4600.

In addition, copy of the appeal and supporting documentation must be sent simultaneously by email to:

- the chair of the applicable local board and CEO;
- all other required one-stop partners operating in the local area;
- Bradley Pierce, Director, Reemployment Services Division, Nebraska Department of Labor at bradley.pierce@nebraska.gov; and
- WIOA policy mailbox at ndol.wioa_policy@nebraska.gov.

Absent extenuating circumstances, the NDOL Commissioner will assign a hearing officer and a hearing will take place and a determination made within 30 days of the receipt of the written appeal and supporting documentation. The hearing will include a:

- statement of the reason for the determination of the required one-stop partner’s required contribution;
- statement by the partner, describing why the decision should be reversed or a compromise established; and
- final judgment that will include an explanation of the reasons for retention or reversal of the determination or establishment of a compromise.

2. *Statewide activities*

A. Provide State policies or guidance for the statewide workforce development system and for use of State funds for workforce investment activities

The state’s current policies are listed in Table 98, with descriptions of primary topics covered in the policies.⁷¹

Table 98. State level policies, WIOA Title I and trade adjustment assistance

Category	Title	Primary topics
Governance	Workforce Development Boards and Chief Elected Officials	State board membership, functions, and conflict of interest requirements; local board membership, functions, conflict of interest requirements, certification criteria and procedures, and decertification criteria and procedures; CEO functions and conflict of interest requirements

⁷⁰ 20 CFR § 678.735(a) – (b)

⁷¹ The state’s current policy manual is accessible at <https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/Policies>.

Category	Title	Primary topics
Governance	Local Areas and Statewide Planning Region	Local area designation, redesignation, and appeal procedures regarding denial of designation; procedures; identification of the statewide planning region
Governance	Regional and Local Plans	Requirements for development of regional and local plans, including required planning activities and content, public comment and accessibility requirements, and technical assistance requirements; criteria for modification and revision of regional and local plans; submission procedures for regional and local plans; approval process for regional and local plans
Governance	Memorandums of Understanding and Funding Agreements	Purpose, scope, and development of MOUs and funding agreements; reporting outcomes of negotiations on MOUs and funding agreements; state funding mechanism appeal process for required one-stop partners
One-stop Delivery System	One-stop Delivery System Assessment and One-stop Center Certification	Requirements for one-stop delivery system assessment and one-stop center certification
One-stop Delivery System	One-stop Operator Competitive Selection	Competitive selection requirements; eligible entities; one-stop operator responsibilities and prohibited functions; the Uniform Guidance and procurement standards; essential contract elements; monitoring of one-stop operators
One-stop Delivery System	Priority Populations and Priority of Service	Priority of service; priority requirements for use of Title I, Title III, and JVSG funds; local area compliance and monitoring of priority of service
Performance Accountability	Performance Accountability	Performance accountability requirements applicable to Title I youth, adult, and dislocated worker programs, Title III Wagner-Peyser Employment Service, Jobs for Veterans State Grant program, Trade Adjustment Assistance program, and National Dislocated Worker Grant programs; primary indicators of performance; categories of enrollment and exit; incumbent worker training and performance accountability; administrative requirements of performance accountability; corrective action and sanctions
Administrative Requirements	Youth, Adult, and Dislocated Worker Program Funding	Formulas for determining state allotments and local area allocations; funding distribution and availability; return and reallocation of unexpended local area allocations; recapture and reallocation of unobligated local area allocations; recapture and reallocation of unobligated state allotments
Administrative Requirements	Procurement	Administrative requirements for procurement of goods and services; procurement standards and methods
Administrative Requirements	Records Management	Records management requirements for Title I youth, adult, and dislocated worker programs; Title III Wagner-Peyser Employment Service; Jobs for Veterans State Grant program; Trade Adjustment Assistance program; and discretionary grant programs; requirements regarding records management systems, electronic case files, records correction, records retention, and access
Administrative Requirements	Quarterly Reporting and the Financial Request and Reporting System	Financial reporting requirements; requesting Title I disbursements; corrective action, sanctions, and repayment; appeals and administrative hearings
Administrative Requirements	Nondiscrimination and Equal Opportunity	Obligation to ensure nondiscrimination and equal opportunity; requirements and procedures; consequences regarding noncompliance
Administrative Requirements	Grievances and Complaints – WIOA Title I	Noncriminal grievance and complaint requirements and procedures, including state and Federal appeal procedures; criminal complaint requirements and procedures
Youth, Adult, and Dislocated Worker	Program Eligibility for Youth, Adults, and Dislocated Workers	General eligibility requirements; specific eligibility requirements for youth, adult, and dislocated worker programs; nondiscrimination
Youth, Adult, and Dislocated Worker	Adult and Dislocated Worker Programs	Requirements regarding career services, training services, supportive services, co-enrollment and coordination of services, and privacy

Category	Title	Primary topics
Youth, Adult, and Dislocated Worker	Youth Program	Program design; service provider selection and procurement, including consumer choice requirements and youth service provider lists; pay-for-performance contract strategies and contracts; community involvement, framework, and expenditures; program services [elements], including occupational skills training and follow-up services
Youth, Adult, and Dislocated Worker	Eligible Training Providers	Eligibility criteria and process; denial or termination of eligibility; program performance reports; individual training accounts; roles and responsibilities of the state and local boards
Youth, Adult, and Dislocated Worker	On-the-job Training	On-the-job (OJT) requirements; use of funds for OJT; appeal and grievance procedures
Youth, Adult, and Dislocated Worker	Work-based Training	Work-based training services for adults, dislocated workers, employers; Registered Apprenticeship programs; prohibited activities
Rapid Response	Rapid Response Services	Purpose and types of Rapid Response services; circumstances requiring Rapid Response services; roles and responsibilities of staff involved in the delivery of Rapid Response services
Trade Adjustment Assistance (TAA)	Trade Adjustment Assistance Program	Applicable program directives and guidance; co-enrollment of TAA-certified workers; expenditure limitations for training services

The State’s policies are based on the state’s reading of the applicable statutes, regulations, rules, and guidance released by the US Government and the State of Nebraska and are subject to change as revised or additional statutes, regulations, rules and guidance are issued.

B. Describe how the State intends to use Governor’s set aside funding. Describe how the State will utilize Rapid Response funds to respond to layoffs and plant closings and coordinate services to quickly aid companies and their affected workers. States also should describe any layoff aversion strategies they have implemented to address at risk companies and workers

Nebraska will utilize Governor’s set-aside funding for delivering Rapid Response services to businesses and employees experiencing a dislocation event to maximize quickly public and private resources and to minimize the disruptions on companies, affected workers, and communities. Rapid Response activities are overseen by the Nebraska Department of Labor and are delivered at the local-area level by workforce and community partners. The Rapid Response team of workforce professionals includes:

- Unemployment Insurance representatives;
- Trade Adjustment Assistance representatives;
- Wagner-Peyser Employment Service representatives;
- WIOA Title I programs representatives; and
- other community partners including healthcare, financial planning, and community assistance.

Other partners that NDOL collaborates with include:

- local boards and chief elected officials;
- economic development organizations;
- educational institutions; and
- local community organizations.

Local Rapid Response team members typically provide customized activities onsite at an affected company or alternate location, to assist companies and workers through the transitions associated with job loss. Due to COVID, many employers understandably did not want to hold large events in person. Rapid Response services were quickly modified to provide virtual offerings via Webex.

Rapid Response activities are provided for any dislocation, regardless of company size and number laid off. An onsite or virtual response will be offered to all companies facing a downsizing or closing and all services will be tailored to the needs and schedules of the affected employees.

The topics presented at Rapid Response events regularly include:

- American Job Center resources;

- Title I adult and dislocated worker program services;
- Unemployment Insurance benefits;
- Trade Adjustment Assistance (if Trade certified);
- employment services;
- labor market information;
- financial counseling programs;
- resume and interview guidance;
- Veterans program assistance;
- local health and human services programs; and
- health insurance options.

Rapid Response events are used to connect directly with affected workers to introduce them to the workforce system. Follow-up outreach is conducted for additional partner program service referrals. A questionnaire is distributed at each event and used to identify dislocated workers' needs and interests for future workforce services. This questionnaire is offered on paper during in person events and via a SurveyMonkey link for events offered remotely. Rapid Response survey data will also be used with the submission of a Dislocated Worker Grant in situations that warrant additional funding to address increased need for employment and training services.

In addition to assisting employers who are in the final stages of closing or laying off individuals, Nebraska also provides layoff aversion services to assist employers who are in the early stages of laying off or closing. Identification of these situations comes from partnerships with economic development, chambers of commerce, industry associations, and local area business service representatives of the core partner programs. During initial consultations with employers, business services representatives (BSRs) provide information to employers to increase employer awareness and outreach to BSRs when they are considering decisions that may impact their current workers. The information provided includes information relating to opportunities to receive assistance with skills upgrade and incumbent worker training, customized training, English-as-a-Second Language (ESL) classes, and basic skills training.

The Rapid Response team will closely collaborate with and leverage existing relationships between employers and business service representatives to identify opportunities for layoff aversion assistance. A successful layoff-aversion strategy will incorporate the utilization of funds from multiple sources including grants from Nebraska's Worker Training Program, WIOA Title I programs, Dislocated Worker Grants, and core partner programs.

C. In addition, describe the State policies and procedures to provide Rapid Responses in cases of natural disasters including coordination with FEMA and other entities

In response to a layoff or closure as the result of a natural disaster, the Rapid Response team will quickly organize an event in coordination with FEMA and NEMA representatives:

- FEMA: Region VII contact is 816-283-7061 or FEMARegion7info@fema.dhs.gov
- NEMA: Emergency Management Program Specialist at 402-471-7426

Essential planning topics will address:

- whether an individual assistance declaration has been requested/approved;
- whether a Disaster Recovery Center (DRC) is available in the area;
- what services will be available to workers through FEMA; and
- logistics of internet availability, space, capacity limitations, and related issues.

The Rapid Response team will also closely coordinate with Unemployment Insurance, especially in the event of a Presidential declaration for Disaster Unemployment Assistance (DUA).

Options for meeting places across the state will depend on the type and severity of the natural disaster along with the location of the affected workers. If the President issues an Individual Assistance (IA) declaration, FEMA will open Disaster Recovery Centers (DRCs), which may be used for Rapid Response events and used as Red Cross Stations and community centers.

A Rapid Response event for a natural disaster will include more than the traditional mandated partners in order to coordinate and inform local and national disaster relief efforts. Information will be exchanged with agencies and contacts that can meet the needs of the impacted individuals, based on the type and severity of the natural disaster, including emergency housing and clothing and nutritional needs. The list of invited additional partners may include, but would not be limited to:

- Federal Emergency Management Agency (FEMA);

- Nebraska Emergency Management Agency (NEMA);
- Red Cross;
- faith-based organizations; and
- community-based organizations.

The Rapid Response team will play a key role in recommending the request of disaster Dislocated Worker Grant funding if it is determined that there is an opportunity to support clean-up and recovery efforts in the impacted area.

D. Describe how the State provides early intervention (e.g., Rapid Response) to worker groups on whose behalf a Trade Adjustment Assistance (TAA) petition has been filed. (Section 134(a)(2)(A).) This description must include how the State disseminates benefit information to provide trade-affected workers in the groups identified in the TAA petitions with an accurate understanding of the provision of TAA benefits and services in such a way that they are transparent to the trade-affected dislocated worker applying for them (Trade Act Sec. 221(a)(2)(A) and Sec. 225; Governor-Secretary Agreement). Describe how the State will use funds that have been reserved for Rapid Response to provide services for every worker group that files a TAA petition.

Nebraska provides early intervention services, such as Rapid Response services, to all worker groups, including workers identified in a TAA petition filing, when notified of a possible layoff or closure. All layoffs and closures identified by the Rapid Response team are investigated by the state TAA Program Coordinator to determine if conditions indicate that a TAA petition should be filed on behalf of the workers. A Trade petition is filed if research demonstrates that foreign trade may have contributed to the downsizing or closure. Once a petition is certified, a worker list is obtained from the company and a Rapid Response event is hosted with content specific to the identified Trade-affected workers, including information relating to TAA and TRA benefits. Additional agenda topics include an orientation to Nebraska's one-stop delivery system and services available from partner programs including WIOA Title I dislocated worker programs and the Wagner-Peyser Employment Service.

Rapid Response activities related to the TAA program must include:

- provision of information and access to unemployment compensation benefits and programs, such as short-term compensation, comprehensive one-stop system services, and employment and training activities, and information on the TAA program; and
- delivery of services to worker groups for which a TAA petition has been filed.

Upon receipt of a certified TAA petition, a notice will be sent from the state TAA Program Coordinator to all eligible workers to notify them of their TAA eligibility. Workers are then contacted by phone and email to ensure they received the notice. A public notice is also published in the local-area newspaper, and social media is utilized to increase visibility of the notice. The mailed notifications contain information on TAA program benefits along with details of the related Rapid Response event; including location, date, time, and contact information for the local TAA program representative. Follow-up outreach is conducted to members of the eligible worker group who do not attend the Rapid Response event, offering an individualized orientation of TAA benefits.

b. Adult and Dislocated Workers Program Requirements

1. Work-based training models

If the State is utilizing work-based training models (e.g. on-the-job training, incumbent worker training, transitional jobs, and customized training) as part of its training strategy and these strategies are not already discussed in other sections of the plan, describe the State's strategies for how these models ensure high quality training for both the participant and the employer.

Work-based training in Nebraska's one-stop delivery system is driven locally and at the State level with education as a supporting component. Work-based training activities provide access to training services that align with in-demand industry sectors and occupations, including on-the-job training, work experiences, and internships; Registered Apprenticeship programs; and customized training and incumbent worker training programs that ensure quality work-based training activities for employers and participants. (Work-based training models are also discussed in Secs. II.a.2.C. and III.2.H.)

Work-based training activities and opportunities are developed as described below.

1. Local Title I program staff coordinate with business services consultants and employers to develop on-the-job training, internship, and work experience opportunities for Title I participants based on established individual employment plans for adults and dislocated workers and individual service strategies for youth.

- a. Examples of successful work-based training models include SCSEP's partnership with Nebraska's statewide library system, Job Corps, RISE (Nebraska's Reentry Program), and IGNITE Nebraska (see Section II.a.2.C., key strengths subsection).
2. Registered Apprenticeship programs are established by Nebraska's US Department of Labor Office of Apprenticeship, facilitated by the Nebraska Department of Labor (NDOL) Registered Apprenticeship Unit, as described in Secs. II.a.2.C. (key strengths subsection).
3. Registered Apprenticeship programs are also established by Nebraska's US Department of Labor Office of Apprenticeship in partnership with Northeast Community College (NECC) through its Pathways 2 Tomorrow in collaboration with the Nebraska Departments of Economic Development, Education, and Labor (<https://northeast.edu/news/article/4765-northeast-becomes-registered-apprenticeship-program-sponsor-through-department-of-labor>). Through the partnership and collaborations, NECC has become a sponsoring intermediary of two Registered Apprenticeship programs: Helpdesk Technician and Certified Nurse Aide.
4. Customized training and incumbent training programs are developed, approved, and implemented by local workforce development boards in partnership with employers, local Title I programs, and other workforce system partners.

Regarding the development of Registered Apprenticeship programs mention in item 2 above, NDOL's Registered Apprenticeship Unit Program Coordinator and NDOL's State Policy Unit Program Coordinator, who manages the State's Eligible Training Provider List (ETPL), work closely to maximize the number of Registered Apprenticeship programs on the ETPL. As mentioned in Sec. II.c., Nebraska's ETPL includes 57 Registered Apprenticeship programs, representing more than 50 percent of Nebraska's active Registered Apprenticeship programs. Also mentioned in Sec. II.c., both program coordinators are active members of the State Board's Career Pathways workgroup. (Refer to Sec. II.c. for detailed information on the efforts and progress of the Career Pathways workgroup.)

Decisions made by local boards and Title I programs relating to work-based training opportunities in Nebraska's in-demand industry sectors are data driven. In April 2016, the Nebraska State Legislature passed the Sector Partnership Program Act (Neb. Rev. Stat. §§ 48-3401 - 48-3407). The purpose of the Act is to support local sector partnerships that will close skill gaps in high-demand sectors of business and industry. By conducting labor availability and skills gap studies, the Sector Partnership Program identifies work-based training opportunities to ensure that the state's workforce and economic development activities, including those of local boards and Title I programs, align with the needs of employers in the state's key industries. (Refer to Section II.a.1.B. for information on Nebraska's labor availability and skills gaps.)

2. Registered Apprenticeship

Describe how the State will incorporate Registered Apprenticeship into its strategy for service design and delivery (e.g., job center staff taking applications and conducting assessments).

Service design to support employers and registered apprenticeship sponsors

The Nebraska Department of Labor (NDOL) adopted a holistic approach to working with employers in order to identify the most practical workforce solutions. All NDOL business service representatives are trained to discuss Registered Apprenticeship with employers, answer questions, and identify employers best suited for implementing a program. Additionally, representatives from the Nebraska Department of Economic Development have been trained to support businesses as well. Businesses requesting assistance with program development and sponsors of Registered Apprenticeship programs requiring technical assistance are referred to the NDOL Registered Apprenticeship Program Coordinator.

When a business decides to build a Registered Apprenticeship program, a one-on-one consultation is scheduled to discuss program objectives. The NDOL Program Coordinator is responsible for coordinating these efforts. NDOL serves as an organizer between local educational institutions, sponsoring employers, and the US Department of Labor Office of Apprenticeship in order to bring the appropriate parties together for program development. The NDOL Program Coordinator assists with building new programs, revision of established programs, and submission to the Office of Apprenticeship.

Once a program is approved, NDOL staff provides sponsors with the following technical assistance strategies:

- delivering guidance regarding best practices for Registered Apprenticeship program implementation;
- coordinating and facilitating apprentice-recruiting events at American Job Centers for participating employers;
- organizing signing ceremonies for new program promotion and apprentice recruitment, including the signing of new apprentices into established programs;
- providing guidance on Registered Apprenticeship regulations and serving as a liaison or first point of contact for employers and the US Department of Labor Office of Apprenticeship; and

- connecting sponsors with one-stop delivery system programs in order to encourage recruitment of underserved populations, adult and dislocated workers, and Veteran services, including the provision of guidance and promotional material regarding the automatic inclusion Registered Apprenticeship sponsors on the Eligible Training Provider List and instructions on how to request inclusion on the list.

NDOL, in partnership with the US Department of Labor Office of Apprenticeship, engages in strategies for mentor support and training that encourages self-sustainability and self-efficacy. Traditionally, strong programs have well-developed mentoring programs that are employer driven. NDOL executes two primary approaches for providing support/training assistance to mentors: consultation and connection to educational institutions for support.

- NDOL delivers consultation services as a standard practice when programs are in development. This includes connections to established programs willing to serve as employer peer-to-peer mentors in alike industries. This peer-to-peer exchange enables businesses to gain best-practice knowledge from others within the same industry. NDOL is encouraging this peer-to-peer approach between high schools participating in youth Registered Apprenticeship programs. Peer-to-peer engagement enables high schools to align established career and technical education practices with the Registered Apprenticeship system. In addition, NDOL supports employers by offering guidance for best practices and creating a strong mentorship programs. All programs are built through one-on-one consultation, which includes the creation of mentorships within each company. NDOL includes the US Department of Labor Office of Apprenticeship as necessary to ensure that employers are compliant with regulations relating to mentorship.
- The second approach to serving program mentors is engaging local community colleges and industry associations to provide resources and education for program mentors. NDOL continues to build relationships with the local educational system in order to provide customized training for mentors, which may include project management and leadership education.

Service design to support recruitment of apprentices

In order to encourage recruitment of apprentices, including individuals from underrepresented populations, NDOL is utilizing two strategies.

- First, NDOL promotes Registered Apprenticeship with community organizations and workforce partners. NDOL partner organizations are encouraged to refer job seekers to the NDOL Registered Apprenticeship team for assistance. Currently, NDOL has two Workforce Coordinators located in eastern and western areas of Nebraska that can assist with directing job seekers to apprenticeship opportunities. Both Workforce Coordinators coordinate their Registered Apprenticeship responsibilities with their responsibilities to implement other reemployment programs. This results in integration of Registered Apprenticeship with the state's other reemployment programs. These Workforce Coordinator staffing positions are connected to the Apprenticeship Expansion Grant and will be a part of this state plan until June 30, 2022. At the conclusion of the grant, NDOL will assess statewide staffing needs and methods for continued support of Registered Apprenticeship.
- Second, Registered Apprenticeship program sponsors are invited to job fairs at local American Job Centers to promote Registered Apprenticeship and recruit apprentices. Currently, NDOL assists any Registered Apprenticeship program that uses American Job Centers across the state for applying and submission of minimum requirements. NDOL is currently working with other sponsoring programs to offer this service as well.

NDOL will continue developing key partnerships with the purpose of engaging job seekers and underrepresented populations. The NDOL Registered Apprenticeship Program Coordinator provides outreach by making presentations and providing promotional materials, so community organizations can seamlessly find Registered Apprenticeship information as needed. Additionally, NDOL is planning for a Registered Apprenticeship group to meet quarterly that will include employers, community organizations, and other workforce partners for generating a more cohesive system.

3. Training Provider Eligibility Procedure

Provide the procedure, eligibility criteria, and information requirements for determining training provider initial and continued eligibility, including Registered Apprenticeship programs (WIOA Section 122).

Eligibility is based on the characteristics of the training provider and the training provider's program(s).

Provider eligibility requirements

Training providers that are not sponsors of registered apprenticeship programs

For training providers that are *not* sponsors or sponsoring intermediaries of Registered Apprenticeship programs or sponsors of National Registered Apprenticeship programs, all criteria listed below must be met.

1. The training provider must provide information about its organization and information for its primary representative.⁷²
2. The training provider must be one of the following:⁷³
 - a. Industry Recognized Apprenticeship program;⁷⁴
 - b. postsecondary education institution; or
 - c. other public or private provider of training, such as a:
 - i. community-based organization;
 - ii. joint labor-management organization; or
 - iii. provider of Title II Adult Education and Family Literacy Act activities, provided the activities occur in combination with work-based training.
3. The training provider must have been in operation at least 12 months at the time of application. This is a State requirement.
4. The training provider must be authorized by accrediting or governing authorities to provide training services in Nebraska or to Nebraska residents.⁷⁵
5. For traditional postsecondary schools, such as four-year universities and colleges and community colleges, the governing authority is the higher education authority that accredited the school.
6. For private postsecondary career schools operating in Nebraska or outside of Nebraska, the governing authority is the Nebraska Department of Education in accordance with the Nebraska Private Postsecondary Career School Act.⁷⁶
7. The training provider must provide information on its participation (or non-participation) in the Federal Pell Grant Program.
8. The training provider must:
9. comply with the requirements of:⁷⁷
10. WIOA Sec. 188 and 29 CFR Part 38, which prohibit discrimination on the basis of age, disability, sex, race, color, national origin, political affiliation or belief, or student status; discrimination against certain noncitizens; and assistance for facilities used for religious instruction or worship; and
11. the Americans with Disabilities Act, as amended;
 - a. provide physical and programmatic accessibility to its programs for individuals who are employed and individuals with barriers to employment, including individuals with disabilities;
 - b. submit timely and accurate program performance reports as required above; and
 - c. retain documentation verifying the accuracy of submitted program performance reports and provide access to the documentation as required under 2 CFR § 200.333 and described below.
12. The training provider must not be debarred, suspended, or otherwise excluded from or ineligible for participation in Federal programs or activities.⁷⁸

Training providers that are sponsors of Registered Apprenticeship programs

Registered Apprenticeship sponsors and programs that are automatically eligible for inclusion on the ETPL and exempt from the eligibility requirements described above include:⁷⁹

1. sponsors and programs that have been approved by the US Department of Labor *Nebraska* Office of Apprenticeship;
2. sponsoring intermediaries and programs that have been approved by the US Department of Labor *Nebraska* Office of Apprenticeship:
 - a. that provide the required related technical instruction; and

⁷² 20 CFR § 680.430(a)

⁷³ 20 CFR § 680.410(d); TEGL 8-19

⁷⁴ Industry Recognized Apprenticeship programs and non-sponsoring intermediaries of Registered Apprenticeship programs *are not automatically eligible* for inclusion on the ETPL and *are* subject to the eligibility criteria and processes described in Section I and Section II [TEGL 8-19].

⁷⁵ 20 CFR § 680.460(f)(5)

⁷⁶ Neb Rev. Stat. §§ 85-1601 – 85-1658 (Title 92, Chapter 41)

⁷⁷ 20 CFR § 683.285

⁷⁸ 20 CFR § 683.250(a)(4)

⁷⁹ TEGLs 08-19 and 08-19 Change 1

- b. have signed participation agreements with Nebraska employers;
3. sponsors and programs that have been approved by the US Department of Labor *National Office of Apprenticeship* and:
 - a. have an operational presence in Nebraska; or
 - b. provide on-line instruction that is available in Nebraska.

Note. Training providers who are *non-sponsoring* intermediaries of Registered Apprenticeship programs are subject to all eligibility requirements described above. It is important to note, however, that employers who sign participation agreements with *non-sponsoring* intermediaries pursuant to the intermediaries' standards approved by the US Department of Labor *Nebraska Office of Apprenticeship* are automatically eligible for inclusion on the ETPL, because employers become sponsors of the Registered Apprenticeship programs based on their participation agreements with intermediaries.

Program eligibility requirements

Programs provided by training providers that are not sponsors of Registered Apprenticeship programs

Initial eligibility for new programs

In addition to provider eligibility requirements described above, the requirements listed below for initial eligibility for new programs must be met.⁸⁰

1. The program must provide one or more courses or classes leading to one or more of the following outcomes:
 - a. industry-recognized certificate or certification;
 - b. license recognized by the Federal government, State of Nebraska, or another state;
 - c. postsecondary diploma;
 - d. associate or baccalaureate degree;
 - e. secondary-school diploma or its equivalent earned in conjunction with occupational skills training;
 - f. employment; or
 - g. measurable skills gains toward employment.
2. The training provider must submit a complete program application in NEworks for the program that includes:⁸¹
 - a. a thorough program description;
 - b. clear information about the provider's business partnerships in relation to the program;
 - c. complete cost information for the program;
 - d. identification of all locations where the program is offered;
 - e. information addressing the program's alignment with in-demand occupations in Nebraska;⁸² and
 - f. other information required in the program application.
3. The training provider must provide verifiable program-specific performance data, as required below, for the cohort of students that participated in the program during the previous full 12-month period that began on July 1 and ended on June 30, based on the following performance indicators:⁸³
 - a. employment rates at the second quarter after program exit;
 - b. employment rates at the fourth quarter after program exit;
 - c. median earnings at the second quarter after program exit; and
 - d. credential attainment rates.

It is important to note that initial eligibility may be granted for only one year⁸⁴ starting on the date initial eligibility is granted. Before continued eligibility will be granted, the requirements described in the next section must be met.

Continued eligibility for current programs

In addition to provider eligibility requirements described above, the requirements listed below for initial eligibility for new programs must be met.⁸⁵

1. The program must provide one or more courses or classes leading to one or more of the following outcomes:
 - a. industry-recognized certificate or certification;
 - b. license recognized by the Federal government, State of Nebraska, or another state;

⁸⁰ 20 CFR §§ 680.450(e) and 680.490; TEGL 8-19

⁸¹ TEGL 08-19

⁸² Data on in-demand occupations in Nebraska is provided by the Nebraska Department of Labor and is accessible at <https://neworks.nebraska.gov/vosnet/gsipub/documentView.aspx?enc=oduMpwMRTIOnt7W7WO2/Ew==>.

⁸³ TEGL 08-19, Attachment III

⁸⁴ WIOA Sec. 122(b)(4)(B)

⁸⁵ 20 CFR §§ 680.450(e) and 680.490; TEGL 8-19

- c. postsecondary diploma;
 - d. associate or baccalaureate degree;
 - e. secondary-school diploma or its equivalent earned in conjunction with occupational skills training;
 - f. employment; or
 - g. measurable skills gains toward employment.
2. The training provider must submit a complete program application in NEworks for the program that includes:⁸⁶
 - a. a thorough program description;
 - b. clear information about the provider's business partnerships in relation to the program;
 - c. complete cost information for the program;
 - d. identification of all locations where the program is offered;
 - e. information addressing the program's alignment with in-demand occupations in Nebraska;⁸⁷ and
 - f. other information required in the program application.
 3. The training provider must provide verifiable program-specific performance data, as required program-specific performance data as required below, for the cohort of students that participated in the program during the previous full 12-month period that began on July 1 and ended on June 30, based on the following factors:⁸⁸
 - a. employment rates at the second quarter after program exit;
 - b. employment rates at the fourth quarter after program exit;
 - c. median earnings at the second quarter after program exit; and
 - d. credential attainment rates.
 4. The training provider must provide verifiable program-specific performance data, as required below, for the cohort of students that participated in the program during the previous 12-month period that began on July 1 and ended on June 30, based on the following factors:⁸⁹
 - a. employment rates at the second quarter after program exit;
 - b. employment rates at the fourth quarter after program exit;
 - c. median earnings at the second quarter after program exit; and
 - d. credential attainment rates.

It is important to note that continued eligibility may be granted for only two years starting on the date continued eligibility is granted.⁹⁰

Additional eligibility criteria that may be considered

In addition to the eligibility requirements described above, the State may also consider the following factors when determining training provider and initial and continued program eligibility:⁹¹

1. the State's obligation to ensure access to training services throughout Nebraska and through the use of technology;
2. information reported to state agencies regarding Federal and state training programs other than programs authorized under WIOA Title I;
3. encouraging the use of industry-recognized certificates and credentials;
4. quality of programs and ability of training providers to offer programs leading to postsecondary credentials; and
5. other factors the State may determine as appropriate.

Training provider use of third parties to provide training

If a training provider contracts with a third party to provide training services for a program *and* that third party awards the resulting credential, that third party must be authorized by accrediting or governing authorities to provide training services in Nebraska or to Nebraska residents.⁹²

1. For traditional postsecondary schools, such as four-year universities and colleges and community colleges, the governing authority is the higher education authority that accredited the school.

⁸⁶ TEGL 08-19

⁸⁷ Data on in-demand occupations in Nebraska is provided by the Nebraska Department of Labor and is accessible at <https://neworks.nebraska.gov/vosnet/gsipub/documentView.aspx?enc=oduMpwMRTiOnt7W7WO2/Ew==>.

⁸⁸ TEGL 08-19, Attachment III

⁸⁹ TEGL 08-19, Attachment III

⁹⁰ TEGL 08-19, Attachment III

⁹¹ 20 CFR § 680.460(f)

⁹² 20 CFR § 680.460(f)(5)

2. For private postsecondary career schools operating in Nebraska or outside of Nebraska, the governing authority is the Nebraska Department of Education in accordance with the Nebraska Private Postsecondary Career School Act.⁹³

Ineligible programs

The following types of programs *are not* eligible for inclusion on the ETPL:

- programs associated solely with occupations resulting in commission-only earnings; and
- programs that are not linked to employment opportunities in in-demand occupations in Nebraska.

The following training services funded with WIOA Title I adult, dislocated worker, and youth program funds are excluded from inclusion on the ETPL:⁹⁴

- on-the-job training;
- customized training;
- incumbent worker training;
- internships;
- paid or unpaid work experiences; and
- transitional jobs.

Processes

Initial eligibility application process: New training provider and new program

A training provider that wishes to apply for new training provider eligibility and new program eligibility must take the following actions.

1. On the NEworks sign-in page under “Option 3”, register for a new provider account (takes approximately 10 minutes). Contact the policy mailbox at ndol.wioa_policy@nebraska.gov for a video on how to register for a provider account.
2. Once the new account request is approved, access the NEworks sign-in page and sign into the provider account under “Option 1” using the username and password created during the account registration process.
3. Then, add a new education or training program (i.e., program of training services) by completing a program application.
4. In addition to entering information about the program (program description, credential(s) to be earned, program costs and schedules, etc.), verifiable program-specific performance data must be uploaded for the cohort of all students that enrolled⁹⁵ in the program during the previous full 12-month period that began on July 1 and ended on June 30, based on the following performance indicators:⁹⁶
 - a. employment rates at the second quarter after program exit;
 - b. employment rates at the fourth quarter after program exit;
 - c. median earnings at the second quarter after program exit; and
 - d. credential attainment rates.

Contact the policy mailbox at ndol.wioa_policy@nebraska.gov for a video on how to add a new education or training program (i.e., program of training services) and upload program performance data.

As stated above, initial eligibility is limited to one year.⁹⁷

Initial eligibility application process: Current training provider and new program

An approved training provider that wishes to apply for new program eligibility must take the following actions.

1. Access the NEworks sign-in page and sign into the provider account under “Option 1” using the username and password created during the account registration process.
2. Add a new education or training program (i.e., program of training services) by completing a program application.

⁹³ Neb Rev. Stat. §§ 85-1601 – 85-1658 (Title 92, Chapter 41)

⁹⁴ 20 CFR § 680.530(a)

⁹⁵ Performance reporting is required only for individuals enrolled in the program of training services (i.e., program of study) and is not required for individuals who elect to take an individual course that is part of the program [TEGLs 03-18 and 08-19 Attachment I].

⁹⁶ TEGL 08-19, Attachment III

⁹⁷ WIOA Sec. 122(b)(4)(B)

3. In addition to entering information about the program (program description, credential(s) to be earned, program costs and schedules, etc.), verifiable program-specific performance data must be uploaded for the cohort of all students that participated in the program during the previous full 12-month period that began on July 1 and ended on June 30, based on the following performance indicators:⁹⁸
 - a. employment rates at the second quarter after program exit;
 - b. employment rates at the fourth quarter after program exit;
 - c. median earnings at the second quarter after program exit; and
 - d. credential attainment rates.

Contact the policy mailbox at ndol.wioa_policy@nebraska.gov for a video on how to add a new education or training program (i.e., program of training services) and upload program performance data.

As stated above, initial eligibility is limited to one year.⁹⁹

Continued eligibility application process: Current provider and current program

Current training providers that wish to apply for continued eligibility for currently approved program must take the following actions during the 30-day period preceding expiration of the program's eligibility, whether it be expiration of initial or continued eligibility.

1. Access the NEworks sign-in page and sign into the provider account under "Option 1" using the username and password created during the account registration process.
2. Review and update the education or training program application and submit the program application for review.
3. In addition to reviewing and updating information about the program (program description, credential(s) to be earned, program costs and schedules, etc.), verifiable program-specific performance data must be uploaded for the cohort of all students that participated in the program during the previous full 12-month period that began on July 1 and ended on June 30, based on the following performance indicators:¹⁰⁰
 - a. employment rates at the second quarter after program exit;
 - b. employment rates at the fourth quarter after program exit;
 - c. median earnings at the second quarter after program exit; and
 - d. credential attainment rates.

Continued eligibility is limited to two years.¹⁰¹

Eligibility determinations

New training provider

During review of an NEworks new provider account request, the State verifies the training provider meets eligibility requirements described above. The State will issue an eligibility determination to the training provider by email within 15 calendar days of the date of the new account request, absent extenuation circumstances.

Current training provider

As part of the review process for initial or continued eligibility for programs, the State verifies the training provider continues to meet eligibility requirements described above. If the State determines the training provider no longer meets eligibility requirements described above, the State will notify the training provider by email within 10 days of commencement of the review process for initial or continued eligibility for programs, absent z

Initial and continued eligibility for programs

Program applications for initial and continued eligibility are reviewed by the State based on the applicable requirements defined above. Program eligibility determinations will not be completed until:

- training provider eligibility has been verified for initial eligibility or reverified for continued eligibility; and
- each submitted program application is fully complete, including uploaded program-specific performance data as described in Sections II(a), II(b), and II(c), as applicable.

⁹⁸ TEGL 08-19, Attachment III

⁹⁹ WIOA Sec. 122(b)(4)(B)

¹⁰⁰ TEGL 08-19, Attachment III

¹⁰¹ TEGL 08-19, Attachment II

The State will issue a program eligibility determination to the training provider by email within 30 days of the date of submission of a complete application, absent extenuation circumstances.

Minimum program-specific performance standards for program eligibility determinations

Training provider programs must meet or exceed the following minimum program performance standards in order to receive initial eligibility and receive and maintain continued eligibility, as reported in the program-specific performance data uploaded in the program-specific program application in accordance with sections above:¹⁰²

- at least 50 percent of all students who enrolled in the program of training services (i.e., program of study) are in unsubsidized employment during the second quarter after program exit;
- at least 65 percent of all students who enrolled in the program of training services (i.e., program of study) are in unsubsidized employment during the fourth quarter after program exit;
- median earnings at the second quarter after program exit for all students who enrolled in the program of training services (i.e., program of study) are at least 50 percent of the average of the State's negotiated levels of performance for all Title I programs; and
- credential attainment rates for all students who enrolled in the program of training services (i.e., program of study) are at least 50 percent of the average of the State's negotiated levels of performance for all Title I programs.

Registered Apprenticeship programs

Nebraska Registered Apprenticeship programs

Automatic eligibility

Registered Apprenticeship programs registered by the US Department of Labor *Nebraska* Office of Apprenticeship are automatically eligible for inclusion on the ETPL¹⁰³ and are not subject to:

- eligibility requirements defined above;
- eligibility processes defined above;
- program-specific minimum program performance standards as defined above; or
- program-specific performance reporting requirements described below.

Outreach to non-participating Nebraska registered apprenticeship sponsors

On an annual basis, the State contacts the US Department of Labor *Nebraska* Office of Apprenticeship to obtain contact information (i.e., email addresses) for Nebraska sponsors of active Registered Apprenticeship programs, including sponsoring intermediaries of Nebraska Registered Apprenticeship programs. The State then contacts the sponsors of those programs by email:

1. to promote participation in Nebraska's ETPL, providing information on the benefits of participation; and
2. advises the sponsors that, if interested in participating, all that's required is submission to the policy mailbox at ndol.wioa_policy@nebraska.gov:
 - a. a PDF version of the complete program standards (including all applicable attachments);
 - b. the number of active apprentices; and

The State may also request information on the cost of the related technical instruction (RTI) if the sponsor is not the provider of the RTI.¹⁰⁴

National Registered Apprenticeship programs

Automatic eligibility

Sponsors and programs that have been approved by the US Department of Labor *National* Office of Apprenticeship and have an operational presence in Nebraska or provide on-line instruction that is available in Nebraska are automatically eligible for inclusion on Nebraska's ETPL¹⁰⁵ are not subject to:

- eligibility requirements defined above;

¹⁰² Performance reporting is required only for individuals enrolled in the program of training services (i.e., program of study) and is not required for individuals who elect to take an individual course that is part of the program [TEGLs 03-18 and 08-19 Attachment I].

¹⁰³ 20 CFR § 680.470(a)

¹⁰⁴ TEGL 8-19

¹⁰⁵ 20 CFR § 680.470(a); TEGL 8-19 Change 1

- eligibility processes defined above;
- program-specific minimum program performance standards defined above; or
- program-specific performance reporting requirements defined below.

Outreach to non-participating National Registered Apprenticeship sponsors

DIRECT CONTACT WITH THE STATE

Sponsors of National Registered Apprenticeship programs are not contacted by the State to promote participation in Nebraska's ETPL. However, if the sponsors contact the State directly requesting inclusion in Nebraska's ETPL, the State contacts the US Department of Labor *Nebraska* Office of Apprenticeship to confirm registration status of the sponsor and program. If the sponsor's and program's status is confirmed, the State advises the sponsor that all that's required is submission to the policy mailbox at ndol.wioa_policy@nebraska.gov:

- a PDF version of the complete program standards (including all applicable attachments); and
- the number of active apprentices in Nebraska.

The State may also request information on the cost of the related technical instruction (RTI) if the sponsor is not the provider of the RTI.¹⁰⁶

INDIRECT CONTACT WITH THE STATE

If the National Office of Apprenticeship contacts the State on behalf of National Registered Apprenticeship programs that request inclusion in Nebraska's ETPL, the State advises the National Office of Apprenticeship that all that's required is submission to the policy mailbox at ndol.wioa_policy@nebraska.gov:

- a PDF version of the complete program standards (including all applicable attachments); and
- the number of active apprentices in Nebraska.

The State may also request information on the cost of the related technical instruction (RTI) if the sponsor is not the provider of the RTI.¹⁰⁷

Maintenance of Nebraska Registered Apprenticeship programs and National Registered Apprenticeship programs

Once included on the Nebraska ETPL, the Registered Apprenticeship or National Registered Apprenticeship programs are maintained on the ETPL:¹⁰⁸

- for as long as the program remains registered with the US Department of Labor *Nebraska* Office of Apprenticeship or the US Department of Labor *National* Office of Apprenticeship and the sponsor confirms biennially that the program should remain on the ETPL;
- until the sponsor contacts NDOL by email at ndol.wioa_policy@nebraska.gov and requests to be removed from the ETPL; or
- unless the sponsor's or program's eligibility is denied or terminated, as described below

Denial or termination by NDOL

NDOL is solely responsible for making determinations on the denial or termination of eligibility for inclusion on the ETPL and will do so based on:¹⁰⁹

- the provisions of WIOA, its implementing rules and regulations, and other applicable laws, rules, and regulations;
- eligibility documentation that substantiates the determination; and
- if applicable, any supplemental criteria and information and performance requirements established by a local board under local policy.

In the case of termination of eligibility, NDOL will notify the training provider, sponsor of a Registered Apprenticeship program, or sponsor of a National Registered Apprenticeship program in writing of termination of eligibility and provide the reason(s) for termination.

¹⁰⁶ TEGL 8-19

¹⁰⁷ TEGL 8-19

¹⁰⁸ 20 CFR §§ 680.460(j) and 680.470(b)

¹⁰⁹ 20 CFR §§ 680.470(c) and 680.480

Reasons for denial or termination

1. NDOL must deny or terminate ETPL inclusion of any training provider or program that fails to meet eligibility requirements defined above,¹¹⁰ including failure to submit timely, accurate, and verifiable program-specific performance data as defined above.
2. NDOL must deny or terminate ETPL inclusion of sponsors of *Nebraska* Registered Apprenticeships and *National* Registered Apprenticeships and their respective programs and when it is determined that the programs are no longer registered with the US Department of Labor *Nebraska* Office of Apprenticeship or the US Department of Labor *National* Office of Apprenticeship, as applicable, based on confirmation by the applicable registering authority. In the event that sponsors have more than one program, the sponsor will remain on the ETPL along with any programs that are still registered with the applicable registering authority.
3. NDOL must terminate the eligibility of a training provider, sponsor of a *Nebraska* Registered Apprenticeship program, or sponsor of a *National* Registered Apprenticeship program for a period of not less than two years and require repayment of Title I funds received by the provider or sponsor during the period of noncompliance, when it is determined through investigation by the Commissioner of Labor, Reemployment Services Division Director, and the NDOL Office of the General Counsel that the training provider or sponsor:¹¹¹
 - a. intentionally supplied inaccurate information, or an individual supplying information on behalf of the training provider or sponsor intentionally supplied inaccurate information;
 - b. substantially violated any provision of WIOA Title I:¹¹²
 - i. including the requirement to adhere to the nondiscrimination requirements of WIOA Sec. 188 and 29 CFR Part 38;
 - ii. including the requirement to adhere to the requirements of the Americans with Disabilities Act, as amended; or
 - iii. by refusing to submit timely, accurate, and verifiable program-specific performance data as defined above (does not apply to sponsors of *Nebraska* Registered Apprenticeship or *National* Registered Apprenticeship programs);
 - c. intentionally failed to retain or provide access to program-specific documentation, as required below.
4. NDOL may terminate the eligibility of a training provider or program for other substantial violations relating to the provisions of WIOA, its implementing rules and regulations, and other applicable laws, rules, and regulations, including requirements established by a local board under local policy.
5. For Registered Apprenticeship and National Registered Apprenticeship programs on the ETPL, NDOL verifies the program's registration status once every two years with Nebraska's US Department of Labor State Office of Apprenticeship.¹¹³ Programs that are no longer registered will be removed from the ETPL and notified in writing of the reason for removal.

The remedies and penalties prescribed under WIOA, and in this policy, supplement but do not supplant other civil and criminal remedies and penalties in other provisions of law.¹¹⁴

Removal process based on conditions of ineligibility

In the event that NDOL determines that a training provider, sponsor of a *Nebraska* Registered Apprenticeship program, or sponsor *National* Registered Apprenticeship program is not or is no longer eligible for ETPL inclusion based on the conditions described below, paragraphs 1 and 2, NDOL will notify the training provider or sponsor by email that eligibility has been denied or terminated and provide:

- reason(s) for denial or termination based on applicable provisions of this policy;
- a copy of this policy; and
- supporting documentation provided to NDOL by the US Department of Labor *Nebraska* Office of Apprenticeship or the US Department of Labor *National* Office of Apprenticeship, as applicable.

The training provider or sponsor may appeal the decision to deny or terminate ETPL inclusion as required above.

Removal process based on substantial violations

¹¹⁰ 20 CFR § 680.480(c)

¹¹¹ 20 CFR §§ 680.460(1)(2), 680.470(c), and 680.480(b)

¹¹² When determining a substantial violation, NDOL must take into account exceptional circumstances beyond the training provider's or sponsor's control, such as natural disasters, unexpected personnel transitions, and unexpected technology-related issues [20 CFR § 680.460(1)(2)].

¹¹³ 20 CFR § 680.460(j)

¹¹⁴ WIOA Sec. 122(f)(2)

As mentioned above, the Commissioner of Labor, Reemployment Services Division Director, and the NDOL Office of the General Counsel (collectively, the Review Panel) investigates allegations of substantial violations, based on conditions described above, by:

- reviewing all available documentation allegedly supporting allegations of substantial violations, including applicable Federal statutes, rules, and regulations and the provisions this policy, along with the submitted complaint and its supporting documentation, as available; and
- interviewing involved program staff and complainants, when possible.

Once the Review Panel reasonably determines the allegations of substantial violations are valid, NDOL issues written notice to the applicable training provider, *Nebraska* Registered Apprenticeship program sponsor, or *National* Registered Apprenticeship program sponsor of NDOL's intent to remove the effected provider and/or program from ETPL inclusion and impose time-based and financial sanctions described above. In its written notice, NDOL advises the provider or sponsor of its right to appeal.

Appeal process

Training providers and sponsors of *Nebraska* Registered Apprenticeship and *National* Registered Apprenticeship programs may appeal denials or terminations of eligibility, including denial or termination of local eligibility by a local board.¹¹⁵ To appeal, the training provider or sponsor must submit a written request for a hearing to the Commissioner of Labor at the address provided below within 30 calendar days of notification of denial or termination.

Commissioner of Labor
Nebraska Department of Labor
PO Box 94600
Lincoln, NE 68509-4600

Absent extenuating circumstances, the Commissioner will assign a hearing officer and a hearing will take place within 30 calendar days of the Commissioner's receipt of the written request for a hearing. The hearing will include:

- a statement of the reasons why training provider or sponsor eligibility was denied or terminated; and
- an appeal by the training provider or sponsor describing why the decision should be reversed or a compromise established.

The Commissioner will render a final judgment that will include the length of time the training provider or sponsor remains ineligible, financial sanctions to be imposed, and conditions under which reinstatement of training provider or sponsor eligibility are justified.

A decision issued under this appeal process may not be appealed to the Secretary of Labor.¹¹⁶

Denial or termination by local boards¹¹⁷

If a local board requires supplemental criteria and information from local training providers or has established levels of performance higher than those required by NDOL according to local policy, as permitted below, the local board may deny or terminate a program's local eligibility for failure to meet those supplemental requirements or standards. Training providers may appeal a local board's denial or termination of local eligibility, according to the procedures described above.

4. *Describe how the state will implement and monitor the priority for public assistance recipients, other low-income individuals, and individuals who are basic skills deficient in accordance with the requirements of WIOA sec. 134(c)(3)(e), which applies to individualized career services and training services funded by the adult formula program*

Implementation of adult program priority of service

Applicable definitions

Definitions for the italicized terms used in this section are provided below, along with other definitions for terms used within the definitions, all of which are based on program-specific discretionary or statutory priorities or preferences pursuant to Federal statutes or regulations.

¹¹⁵ 20 CFR §§ 680.480(d) and 683.630(b)

¹¹⁶ 20 CFR § 683.630(b)(3)

¹¹⁷ 20 CFR § 680.480(e)

Active duty

*Active duty*¹¹⁸ means full-time duty in the active military service of the United States. *Active duty* includes full-time training duty, annual training duty, and attendance while in the active military service at a school designated as a service school by law or by the Secretary of the military department concerned.

Active duty does not include full-time National Guard duty.¹¹⁹

Active military, naval, air, or space service

Active military, naval, air, or space service includes:¹²⁰

- active duty;
- any period of *active duty* for training during which the individual concerned was disabled or died from a disease or injury incurred or aggravated in line of duty;
- any period of inactive duty training during which the individual concerned was disabled or died:
 - from an injury incurred or aggravated in line of duty; or
 - from an acute myocardial infarction, a cardiac arrest, or a cerebrovascular accident occurring during such training;
- full-time duty in the National Guard or a Reserve component.

Active military, naval, air, or space service does not include full-time duty for training purposes, meaning training that is often referred to as “weekend” or “annual” training for National Guard or a Reserve components.¹²¹

Basic skills deficient

An individual who is *basic skills deficient* is:¹²²

- a youth who has English reading or writing skills or computing skills at or below the 8th grade level based on a generally accepted standardized test; or
- a youth or adult, including an English-language learner, who is unable to compute or solve problems, or read, write, or speak English at a level necessary to function on the job, in the individual’s family, or in society.

Covered person

Covered person[6] means a *Veteran* or *eligible spouse*.

Eligible spouse

Eligible spouse,¹²³ as defined in 38 USC § 4215(a), means the spouse of any of the following:

- any *Veteran* who died of a service-connected disability;
- any member of the Armed Forces serving on active duty who, at the time of application for the priority, is listed in one or more of the following categories and has been so listed for a total of more than 90 days:
 - missing in action;
 - captured in line of duty by a hostile force; or
 - forcibly detained or interned in the line of duty by a foreign government or power;
- any *Veteran* who has a total disability resulting from a service-connected disability, as evaluated by the US Department of Veterans Affairs (USDVA); or
- any *Veteran* who died while a total disability resulting from a service-connected disability was in existence, as evaluated by USDVA.

Note.¹²⁴ An *eligible spouse* whose eligibility is derived from a living *Veteran* or military service member would lose their eligibility if the *Veteran* or military service member were to lose the status that is the basis for the eligibility (e.g., if a *Veteran* with a total service-connected disability were to receive a revised disability rating at a lower level). Similarly, for

¹¹⁸ 10 USC § 101(d)(1)

¹¹⁹ 10 USC § 101(d)(1)

¹²⁰ 38 USC § 101(24); 38 CFR § 17.31

¹²¹ 20 CFR § 1010.110

¹²² WIOA Sec. 3(5)

¹²³ 20 CFR § 1010.110

¹²⁴ TEGL 07-09

an eligible spouse whose eligibility is derived from a living *Veteran* or military service member, that *eligible spouse’s* eligibility would be lost upon divorce from the *Veteran* or military service member.

Low-income individual

A *low-income individual* is one who meets one or more of the criteria described in Table A.¹²⁵

Table A. Criteria for determining an individual is low-income

Low-income criteria	
1.	The individual currently receives or is a member of a family currently receiving assistance through: <ol style="list-style-type: none"> a. Supplemental Nutrition Assistance Program; b. Temporary Assistance for Needy Families Program; c. Supplemental Security Income through the Social Security Administration; or d. state or local income-based public assistance.
2.	In the past 6 months, the individual has received or is a member of a family that has received assistance through: <ol style="list-style-type: none"> a. Supplemental Nutrition Assistance Program; b. Temporary Assistance for Needy Families Program; c. Supplemental Security Income through the Social Security Administration; or d. state or local income-based public assistance.
3.	The individual is in a family whose total family income does not exceed the higher of: ¹²⁶ <ol style="list-style-type: none"> a. the current Federally established poverty line; or b. 70 percent of the Federally established lower living standard income level (LLSIL).
4.	The individual is a homeless individual who: ¹²⁷ <ol style="list-style-type: none"> a. lacks a fixed, regular, and adequate nighttime residence; and is b. sharing the housing of other persons due to loss of housing, economic hardship, or a similar reason; c. living in a motel, hotel, trailer park, or campground due to the lack of alternative adequate accommodations; d. living in an emergency or transitional shelter; or e. awaiting foster care placement; f. has a primary nighttime residence that is a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings; g. is a migratory youth who is living in circumstances described in Sections 4.a. and 4.b. of this table; h. lives in cars, parks, public spaces, abandoned buildings, substandard housing, bus or training stations, or similar settings; or i. is a runaway.
	1. The individual receives or is eligible to receive a free or reduced-price lunch under the Richard B. Russell National School Lunch Act, unless the individual is a recipient of a secondary school diploma or its recognized equivalent.
5.	The individual is a foster child on behalf of whom state or local government payments are made.
6.	The individual is a person with a disability whose income meets the income requirement of Sections 3.a. or 3.b. of this table.

Military spouse

For purposes of dislocated worker program priority of service, *military spouse* means:¹²⁸

- an individual who is married to an *active-duty* service member, including National Guard or Reserve personnel on *active duty*; or
- a surviving spouse of an *active-duty* service member who lost their life while on *active-duty* service in Afghanistan, Iraq or other combat-related areas.

¹²⁵ WIOA Sec. 3(36)

¹²⁶ The term “lower living standard income level” (LLSIL) means the income level determined annually by the Secretary of Labor based on the most recent lower living family budget issued by the Secretary. Refer to NDOL’s current notice on income guidelines for information on the current LLSIL.

¹²⁷ 42 USC §§ 14043e-2(6) and 11434a(2)

¹²⁸ TEGL 22-04

Further, the policy clarifications provided in Section II(b)(1) and Section II(b)(2) also apply.¹²⁹

Non-covered person

*Non-covered person*¹³⁰ means any individual who does not meet the definition of *Veteran* or *eligible spouse*.

Personally identifiable information

*Personally identifiable information*¹³¹ (*PII*) means information that can be used to distinguish or trace an individual's identity, either alone or when combined with other personal or identifying information that is linked or linkable to a specific individual. Some information that is considered to be *PII* is available in public sources such as telephone books, public websites, and university listings. This type of information is considered to be public *PII* and includes, for example, first and last name, address, work telephone number, email address, home telephone number, or general educational credentials. The definition of *PII* is not anchored to any single category of information or technology. Rather, it requires a case-by-case assessment of the specific risk that an individual can be identified. Non-*PII* can become *PII* whenever additional information is made publicly available, in any medium and from any source, that could be used to identify an individual when combined with other available information.

Qualified job training program

*Qualified job training program*¹³² means any program or service for workforce preparation, development, or delivery that is directly funded, in whole or in part, by USDOL.

Separating military service member

*Separating military service member*¹³³ means an individual that is being discharged under honorable conditions, either voluntarily or involuntarily.

Service-connected disability

*Service-connected disability*¹³⁴ means with respect to disability or death that such disability was incurred or aggravated, or that the death resulted from a disability incurred or aggravated, in line of duty in *Active military, naval, air, or space service*.

Veteran

*Veteran*¹³⁵ means a person who served in the *active military, naval, air, or space service*, and who was discharged or released therefrom under conditions other than dishonorable, as specified in 38 USC § 101(2). *Active military, naval, air, or space service* includes full-time duty in the National Guard or a Reserve component, except for full-time duty for training purposes (i.e., that which often is referred to as “weekend” or “annual” training).

Adult priority of service requirements

Adult programs, which meet the definition of *qualified job training program*, must prioritize delivery of individualized career services and training services to *Veterans, eligible spouses*, and certain *non-covered persons*.¹³⁶ Local boards and their respective adult programs must ensure that at least 75 percent of adult participants receiving individualized career and training services in the adult program are from at least one of the adult priority groups (recipients of public assistance, low-income individuals, or individuals who are basic skills deficient including English Language Learners), in addition to implementing overlying priority of service requirements for *Veterans* and *eligible spouses* as they relate to adult program priority.¹³⁷ NDOL will provide mandatory technical assistance to local area adult programs that fail to meet the 75 percent threshold described above.

Order of priority

¹²⁹ TEGL 22-04

¹³⁰ 20 CFR § 1010.110

¹³¹ 20 CFR § 1010.110

¹³² 20 CFR § 1010.110

¹³³ TEGL 22-04

¹³⁴ 38 CFR § 3.1

¹³⁵ 20 CFR § 1010.110; 38 USC § 101(2)

¹³⁶ It is important to note that there are no restrictions to providing basic career services (as permitted under Section I(f) regarding *statutory targeting programs*); basic career services may be provided to any eligible adult [TEGL 19-16].

¹³⁷ TEGL 07-20

Individualized career services and training services for adult program participants must be provided in the following order:¹³⁸

1. to *Veterans* and *eligible spouses* who are:
 - a. recipients of public assistance;¹³⁹
 - b. low-income individuals; or
 - c. basic-skills deficient;
2. to *non-covered persons* who are:
 - a. recipients of public assistance;
 - b. low-income individuals; or
 - c. basic-skills deficient
3. to *Veterans* and *eligible spouses* who are not:
 - a. recipients of public assistance;
 - b. low-income individuals; or
 - c. basic-skills deficient
4. to priority populations established by the local board, consistent with the “local priority populations” section below;
5. to *non-covered persons* who are not:
 - a. recipients of public assistance;
 - b. low-income individuals; or
 - c. basic-skills deficient.

Excluded income and benefits when determining low-income individual status for Veterans and eligible spouses

As indicated in 20 CFR § 683.230, when past income is an eligibility determinant for Federal employment or training programs (i.e., *qualified job training programs*), any amounts received as military pay or allowances by any person who served on *active duty*, and certain other specified benefits, must be disregarded for *Veterans* and *eligible spouses* for whom those amounts would normally be applied in making an eligibility determination. This applies when determining an individual’s status as a *low-income individual* for eligibility purposes. This also applies when income is used as a factor when a local area provides priority of service for *low-income individuals* using adult program funds.¹⁴⁰ *Veterans* and *eligible spouses* must still meet adult program eligibility criteria to receive priority services under the program. Specifically, when determining *low-income individual* status for *Veterans* and *eligible spouses*, the following income and benefits must be disregarded:¹⁴¹

- any amounts received as military pay or allowances by any person while serving on *active duty*;
- any amounts received by *separating military service members*;
- any amounts received by a *Veteran* under the following chapters of Title 38 of the US Code:
 - Chapter 11, Compensation for Service-Connected Disability or Death;
 - Chapter 13, Dependency and Indemnity Compensation for Service-Connected Deaths;
 - Chapter 30, All-Volunteer Force Education Assistance Program;
 - Chapter 31, Training and Rehabilitation for Veterans with Service-Connected Disabilities;
 - Chapter 32, Post-Vietnam Era Veterans’ Educational Assistance; and
 - Chapter 36, Administration of Educational Benefits;
- any amounts received by *Veterans* or *eligible spouses* under Title 10 of the US Code, Chapter 106, Educational Assistance for Members of the Selected Reserve.

*Local priority populations*¹⁴²

A local board may establish policies and processes that give priority to other individuals eligible to receive individualized career services and training services, provided that the policies and processes are consistent with priority of service for *Veterans* and *eligible spouses* as required under 20 CFR § 680.650 and the priority provisions of WIOA Sec. 134(c)(3)(E); 20 CFR § 680.600 and 20 CFR § 683.230; and the State’s policy on priority of service. It is important to note that priority of service for locally established priority populations does not override statutory priorities for adults who are recipients of public assistance, *low-income individuals*, or basic skills deficient or *Veteran* and *eligible spouse* priority populations.¹⁴³

¹³⁸ WIOA Sec. 134(c)(3)(E); 20 CFR §§ 680.600 and 680.650; TEGLs 10-09, 19-16, and 07-20; VPL 07-09

¹³⁹ *Public assistance* refers to programs listed in row 1 of Table A (above).

¹⁴⁰ Refer to 20 CFR §§ 680.600 and 680.650.

¹⁴¹ 38 USC § 4213; TEGL 19-16

¹⁴² TEGL 19-16

¹⁴³ TEGL 07-20

Implementation of priority-of-service oversight and monitoring requirements by local adult programs

Oversight

Under the State's policy on priority of service policy, each local board must:

- ensure its adult, dislocated worker, and youth program staff and local area administrative entity staff comply with the requirements of this section and the State's policy on priority of service policy;¹⁴⁴
- ensure its local plan addresses the requirements of this policy, including the requirements established in the State's policy on priority of service policy;
- ensure appropriate implementation of local priority-of-service policies and procedures at all one-stop centers in its respective local area;
- make all local area priority-of-service policies and procedures readily available to and easily accessible by the general public and adult, dislocated worker, and youth program participants, including those who are *covered entrants*, *Veterans*, and *eligible spouses*, by:
 - publishing them on local area websites in machine-readable format; and
 - making printed versions available at all one-stop centers in its respective local area;
- ensure that signage is prominently displayed in each one-stop center announcing the availability of priority of service for *covered persons* (*Veterans* and *eligible spouses*) through its adult, dislocated worker, and youth programs.

Monitoring

Under the State's policy on priority of service policy, each local board must establish policies and procedures that address oversight and monitoring of priority of service for *covered entrants* and *covered persons* receiving services through its adult, dislocated worker, and youth programs. The local board's policies and procedures must, at a minimum, comply with the requirements of the State's policy on priority of service policy and clearly define actions that must be taken by local area administrative entity staff when:

- performing quarterly monitoring of implementation of the requirements of this policy and the local board's priority-of-service policies and procedures by local area adult, dislocated worker, and youth program staff, in accordance with Federal laws and regulations and State policies, which must include review of randomly sampled¹⁴⁵ participant records in NEworks and source documentation in NEworks or ECM, as applicable;
- submitting accurate quarterly priority-of-service monitoring reports to the local board, subject to limitations necessary to protect *PII* as defined in Section I(a)(8); and
- developing and implementing corrective action as required to ensure priority of service for:
 - youth who are *low-income individuals* through its youth program; and
 - *covered entrants* and *covered persons* receiving services through its adult, dislocated worker, and youth programs.

Implementation of priority-of-service oversight and monitoring requirements by the State Monitoring Unit

Overview

As stated in the State's state monitoring program policy,¹⁴⁶ NDOL is responsible for oversight and monitoring of Nebraska's Title I *subrecipients*. Oversight is performed in many ways, through evaluation of local area Title I record correction requests; scheduled annual monitoring, including risk assessments, and desktop reviews; and analysis of local area Title I program implementation of priority of service, performance, and financial reports. NDOL may also evaluate other materials, data, and conditions relevant to local area operations.

The State Monitoring Program, in general:¹⁴⁷

- conducts annual on-site monitoring reviews¹⁴⁸ of local area compliance with 2 CFR Part 200, as required under WIOA Sec. 184(a)(3), WIOA and its implementing rules, regulations, and guidance, as well as requirements established under the State's policies;

¹⁴⁴ The State's policy manual is accessible at <https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/Policies>

¹⁴⁵ To obtain sets of randomly sampled case files, contact the NEworks Help Desk at ndol.networkshelp@nebraska.gov. The criteria for sampling are defined in the State's policy on records management, which is accessible at <https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/Policies>

¹⁴⁶ The State's policy manual is accessible at <https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/Policies>.

¹⁴⁷ 20 CFR § 683.410(b)(2)

¹⁴⁸ Virtual monitoring reviews may be conducted under certain circumstances.

- ensures that local Title I *subrecipient* policies established to achieve program performance and outcomes meet the objectives of WIOA and its implementing rules, regulations, and guidance, as well as requirements established under the State's policies;¹⁴⁹
- enables the SMU to determine if *subrecipients* and *contractors* have demonstrated substantial compliance with WIOA and its implementing rules, regulations, and guidance, including 2 CFR Part 200, as well as requirements established under the State's policies;
- enables the SMU to ensure compliance with the nondiscrimination, disability, and equal opportunity requirements of WIOA Sec. 188, including the Assistive Technology Act of 1998 (29 USC § 3003), as well as requirements established under the State's policies; and
- enables NDOL to determine whether a local plan should be disapproved for failure to demonstrate acceptable progress in addressing deficiencies, as required under WIOA Sec.108(e).

Under the State Monitoring Program policy, the following activities and actions must occur.¹⁵⁰

- The SMU must conduct an annual on-site monitoring review¹⁵¹ of *subrecipient* compliance with 2 CFR Part 200, as required under WIOA Sec. 184(a)(3), WIOA and its implementing rules, regulations, and guidance, as well as requirements established under the State's policies.
- NDOL must require its *subrecipients* to take prompt corrective action be taken if any substantial violation of 2 CFR Part 200 are found.
- The Governor must impose sanctions pursuant to WIOA Sec. 184(b) – (c) in the event of a *subrecipient's* failure to take corrective actions required under paragraph 2.

Note. The SMU may issue additional requirements and instructions to *subrecipients* subsequent to monitoring activities.¹⁵²

The State Monitoring Unit (SMU) uses NDOL's Comprehensive Monitoring Guide (CMG)¹⁵³ as a tool when performing on-site and virtual reviews of the core activities of the State's Title I *subrecipients*. The purposes of SMU reviews are to evaluate:

- *subrecipient* management and administration of Title I grants;
- quality of *subrecipient* Title I programs and services; and
- performance of *subrecipient* grants to determine if *subrecipient* programs are operating in compliance with their respective grant agreements with NDOL; Federal and State laws, regulations, rules, guidance, and policies; and 2 CFR Part 200, in a manner that ensures achievement of Title I *subrecipient* goals and outcomes.

On-site or virtual monitoring is one of many oversight tools employed by the SMU that help the SMU with assessing Title I *subrecipient* technical assistance needs to achieve success in program goals and deliverables. NDOL monitors its Title I *subrecipients* to assess appropriate implementation of priority of service, measure programmatic progress, ensure compliance, assess responsible use of Federal funds, ensure continuous improvement, and develop technical assistance plans.

The SMU issues its planned monitoring schedules on an annual basis.¹⁵⁴ In addition, the SMU may schedule ad hoc monitoring events and single audits, as circumstances require. In both cases, established schedules may be adjusted to accommodate the business purposes of NDOL, including the SMU.

Timelines

Annual comprehensive monitoring

When the SMU announces a monitoring event based on the State's WIOA Title I Comprehensive Monitoring Schedule, or schedules ad hoc monitoring events or single audits, the announcement will include timelines for the following activities and actions, pursuant to the State's Comprehensive Monitoring Guide:

- focus of the review;

¹⁴⁹ The State's policy manual is accessible at <https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/Policies>

¹⁵⁰ 20 CFR §§ 683.410(b)(3) through 683.410(b)(7)(iii)

¹⁵¹ Again, virtual monitoring reviews may be conducted under certain circumstances.

¹⁵² 20 CFR § 683.410(b)(7)

¹⁵³ The Comprehensive Monitoring Guide is accessible at

<https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/ManualsPlansReports>, under the *WIOA Monitoring and Oversight* subsection.

¹⁵⁴ The Comprehensive Monitoring Guide is accessible at

<https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/ManualsPlansReports>, under the *WIOA Monitoring and Oversight* subsection.

- review period;
- submission of requested documents and materials to be reviewed;
- entrance conference;
- review of participant records;
- exit conference; and
- planned release of the monitoring report, which will typically occur within 45 days of the exit conference, absent extenuating circumstances.

Note that timelines established in announcements for annual comprehensive monitoring events, ad hoc monitoring events, or single audits may be adjusted to accommodate the business purposes of NDOL, including the business purposes of the SMU.

Single audits

When the SMU schedules a single audit of a particular local area, the announcement made to the local area will include timelines for conduct of the single audit, which will be based on applicable criteria in the Comprehensive Monitoring Guide and additional guidance provided by the US Department of Labor.

If NDOL identifies any substantial violation of 2 CFR Part 200 regarding use of Title I funds by a *subrecipient* through compliance monitoring or financial audits, or other means such as single audits, NDOL must require corrective actions to secure compliance with the requirements of 2 CFR Part 200,¹⁵⁵ in addition to the requirements established under WIOA, its implementing rules, regulations and guidance, as well as the States policies.¹⁵⁶

Sanctions

If NDOL identifies any substantial violation of the 2 CFR Part 200 regarding use of Title I funds by a *subrecipient* through compliance monitoring or financial audits, or other means such as single audits, and a local board fails to take corrective actions as required by NDOL, including its SMU, the Governor must:¹⁵⁷

- issue a notice of intent to revoke approval of all or part of the local board's local plan; *or*
- impose a reorganization plan, which may include:
 - decertifying the local board;
 - prohibiting the use of Eligible Training Providers by the local area;
 - selecting an alternative entity to administer the local board's affected Title I program;
 - merging the local area into one or more other local areas; or
 - making other changes as the Secretary of the US Department of Labor (Secretary) or the Governor determine necessary to secure compliance.

Repayment of misexpended funds

If the Secretary requires that the State repay funds to the US Department of Labor as a result of a determination that a *subrecipient* expended funds in a manner contrary to the requirements of WIOA Title I, NDOL will deduct an amount equal to the misexpenditure from subsequent Program Year allocations to the affected local area from funds reserved for administrative costs of the local Title I program involved.¹⁵⁸

Appeals and administrative adjudication

A *subrecipient* found in substantial violation of 2 CFR Part 200 regarding use of Title I funds through financial or compliance monitoring or audits or other means *and* has received notice from the Governor that either all or part of its local area plan will be revoked *or* that a reorganization will occur may appeal the sanction imposed by the Governor to the Secretary.¹⁵⁹ The Governor's sanction will not become effective until the time for appeal has expired or the Secretary has issued a decision.¹⁶⁰

The *subrecipient's* appeal must be filed no later than 30 calendar days after receipt of written notification of local plan revocation or imposed reorganization.¹⁶¹ The appeal must be submitted by certified mail, return receipt requested, to:

¹⁵⁵ WIOA Sec. 184(a)(5)(A); 20 CFR § 683.410(b)(4)

¹⁵⁶ The State's policy manual is accessible at <https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/Policies>

¹⁵⁷ WIOA Sec. 184(b)(1)

¹⁵⁸ WIOA Sec. 184(c)(3) – (4); 20 CFR § 683.410(b)(5)

¹⁵⁹ WIOA Sec. 184(b)(2)(A); 20 CFR § 683.650(a)

¹⁶⁰ WIOA Sec. 184(b)(2)(A); 20 CFR § 683.650(a)

¹⁶¹ 20 CFR § 683.650(a)

- Secretary, US Department of Labor, 200 Constitution Avenue NW, Washington, DC 20210, Attention: ASET;¹⁶² and
- Office of the Governor, PO Box 94848, Lincoln, NE 68509-4848.¹⁶³

Further, NDOL requires that a copy of the appeal be provided simultaneously by certified mail, return receipt requested, to:

- Commissioner of Labor, Nebraska Department of Labor, PO Box 94600, Lincoln, NE 68509-4600; and
- Director, Reemployment Services Division, Nebraska Department of Labor, PO Box 94600, Lincoln, NE 68509-4600.

The Secretary will notify the *subrecipient* and the Governor in writing of the Secretary's decision within 45 calendar days after receipt of the appeal.¹⁶⁴ In making this decision, the Secretary may consider any comments submitted by the Governor in response to the appeal.

Adjudication

If the *subrecipient* is dissatisfied with the Secretary's final decision, the local area may appeal to the US Department of Labor Office of Administrative Law Judges by requesting a hearing.¹⁶⁵ The request for a hearing must:¹⁶⁶

- specifically identify the issues or findings in the Secretary's final decision upon which review is requested;
- be transmitted by certified mail, return receipt requested, to Chief Administrative Law Judge, US Department of Labor, Suite 400, 800 K Street NW, Washington, DC 20001; and
- be provided simultaneously to Secretary, US Department of Labor, 200 Constitution Avenue NW, Washington, DC 20210, Attention: ASET.

Further, NDOL requires that a copy of the secondary appeal be provided simultaneously by certified mail, return receipt requested, to:

- Commissioner of Labor, Nebraska Department of Labor, PO Box 94600, Lincoln, NE 68509-4600; and
- Director, Reemployment Services Division, Nebraska Department of Labor, PO Box 94600, Lincoln, NE 68509-4600.

Note that a *subrecipient's* failure to request a hearing within 21 calendar days of receipt of the Secretary's final decision constitutes the *subrecipient's* waiver of its right to administrative adjudication.¹⁶⁷

Further, note that issues or findings identified in the Secretary's final decision that are not specified in the *subrecipient's* request for review, or the Secretary's entire final decision when no hearing has been requested within the 21-day period, are considered resolved and not subject to further review.¹⁶⁸ Only alleged violations of WIOA, its implementing regulations, the applicable grant or other agreement under WIOA raised in the Secretary's final decision and the *subrecipient's* request for hearing are subject to review.¹⁶⁹

5. Describe the state's criteria regarding local area transfer of funds between the adult and dislocated worker programs

The state's criteria regarding transfer of funds between local area adult and dislocated worker programs are established under the state's policy on program funding. The policy states that a local board may transfer up to 100 percent of a program year allocation for its adult program and dislocated worker program between the two programs. The local board must obtain written approval from the Nebraska Department of Labor (NDOL) before the transfer can be made.

Criteria and factors

In its evaluation of a transfer request, NDOL may take into account the following criteria and factors:

- employment and service needs of the local area (both job seekers and employers);

¹⁶² 20 CFR § 683.650(d)

¹⁶³ 20 CFR § 683.650(d)

¹⁶⁴ WIOA Sec. 184(b)(2)(B)

¹⁶⁵ WIOA Sec. 186(a); 20 CFR § 683.800(a), (c), and (d)

¹⁶⁶ WIOA Sec. 186(b)

¹⁶⁷ 20 CFR § 683.800(b)

¹⁶⁸ 20 CFR § 683.800(c)

¹⁶⁹ 20 CFR § 683.800(c)

- current labor market information and demographics;
- consistency with broader strategies in the local plan;
- whether the local area is meeting negotiated levels of performance;
- that career and training services must continue to be made available to both adults and dislocated workers;
- availability of funds to support the transfer; and
- any other considerations NDOL considers necessary to determine the appropriateness of the transfer.

Any transfer request that is incomplete or conflicts with Federal, state, or local laws, rules, regulations, guidance, or policies will not be approved.

Submission of requests

A local board must submit a written request to transfer funds using a transfer request form. The request form must be submitted by email to:

- John Albin, Commissioner of Labor, NDOL, john.albin@nebraska.gov;
- Bradley Pierce, Director, Reemployment Services Division, NDOL, bradley.pierce@nebraska.gov;
- Rea Easton, Chief Financial Officer, Finance Division, NDOL, rea.easton@nebraska.gov; and
- WIOA policy mailbox at ndol.wioa_policy@nebraska.gov.

Determination on requests

Absent extenuating circumstances, a determination on a transfer request will be made in writing within 60 calendar days of NDOL's receipt of a fully completed transfer request form.

c. With respect to youth workforce investment activities authorized in section 129 of WIOA—

1. *Identify the State-developed criteria to be used by local boards in awarding grants or contracts for youth workforce investment activities and describe how the local boards will take into consideration the ability of the providers to meet performance accountability measures based on primary indicators of performance for the youth program as described in section 116(b)(2)(A)(ii) of WIOA in awarding such grants or contracts.[SEC. 102(B)(2)(D)(I)(V)]*

Youth service provider selection and procurement

The State has established criteria to be used by local boards in awarding grants or contracts for youth workforce investment activities. This criteria is provided under two policies, the youth program and procurement policies, which are included in the state's currently policy manual.¹⁷⁰

Youth policy: Service provider selection and procurement

Each local board (or its fiscal agent) has the option of directly providing some or all of the required youth employment and training activities, rather than entering into a grant or contract to provide the activities. If a local board chooses to award grants or contracts to youth service providers to carry out some or all of the youth employment and training activities, the following requirements apply.

1. The local board must ensure that grants and contracts are awarded on a competitive basis and must procure youth service providers in accordance with:
 - a. local procurement policies and procedures and applicable state and local procurement laws; and
 - b. principles of competitive procurement in 2 CFR Parts 200 and 2900 (the Uniform Guidance), including 2 CFR Part 180 (OMB Guidelines to agencies on Government-wide Debarment and Suspension (Non-procurement)).
2. If the local board determines there are an insufficient number of youth service providers in the local area, such as a rural area, the local board may award grants or contracts on a non-competitive basis. Non-competitive procurement must be conducted in accordance with:
 - a. local procurement policies and procedures and applicable state and local procurement laws; and
 - b. principles of non-competitive procurement in 2 CFR Parts 200 and 2900 (the Uniform Guidance), including 2 CFR Part 180 (OMB Guidelines to agencies on Government-wide Debarment and Suspension (Non-procurement)).

¹⁷⁰ The state's current policy manual is accessible at <https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/Policies>.

3. The local board may implement a pay-for-performance contract strategy for one or more of the required 14 program elements and may reserve and use not more than 10 percent of the total youth program funds allocated to the local area for pay-for-performance contract strategies.
4. When selecting youth service providers, the local board must take into consideration the ability of youth service providers to meet performance accountability measures based on the primary indicators of performance for youth programs, which are described in detail in the State's performance accountability policy.
5. If the local board has a standing youth committee, the local board may assign the function of selecting and recommending youth service providers to the committee.
6. Contracts for training services may be used instead of ITAs only when the local board has fulfilled the applicable consumer choice requirements *and* at least one of the following conditions exist.
 - a. The training services are on-the-job-training (OJT), customized training, incumbent worker training, or transitional jobs.
 - b. The local board determines there are an insufficient number of ETPs in the local area to accomplish the purpose of a system of ITAs. The local board's determination process must be described in its local plan, which must provide for a public comment period of at least 30 days for interested providers of training services. If the local board elects to contract with training providers for occupational skills training, the local board must ensure the providers are authorized or licensed to provide training services in Nebraska or to Nebraska residents by applicable accrediting or governing authorities, which may include the Nebraska Department of Education according to the requirements of the Nebraska Private Postsecondary Career School Act (Title 92, Nebraska Administrative Code, Chapter 41).
 - c. The local board determines there is a program of training services offered in the local area by a community-based organization (or other private organization) that has demonstrated effectiveness in serving individuals with barriers to employment, subject to the following requirements.
 - i. The local board must develop criteria to be used in determining demonstrated effectiveness, particularly as it applies to the individuals with barriers to employment to be served. The criteria may include:
 1. financial stability;
 2. demonstrated performance in the delivery of services to individuals with barriers to employment based on measures such as program completion rate; attainment of the skills, certificates, or degrees the program is designed to provide; placement after training in unsubsidized employment; and retention in employment; and
 3. how the specific program relates to the workforce investment needs identified in the board's local plan.
 - d. The local board determines that it would be most appropriate to contract with an institution of higher education (or other accredited, authorized, or licensed provider of training services) in order to facilitate the training of *multiple individuals* in in-demand industry sectors or occupations, as long as the contract does not limit consumer choice. If the selected provider of training services is not an institution of higher education, the provider must be authorized or licensed to provide training services in Nebraska or to Nebraska residents by applicable accrediting or governing authorities, which may include the Nebraska Department of Education according to the requirements of the Nebraska Private Postsecondary Career School Act (Title 92, Nebraska Administrative Code, Chapter 41).
 - e. The local board is considering entering into a pay-for-performance contract and ensures that the contract is consistent with the requirements of 20 CFR § 683.510.

Procurement policy: Administrative requirements and procurement standards and methods

Administrative requirements

The provisions of the policy apply to administrative entities in their role as pass-through entities that award:

- subawards to subrecipients to carry out part of the local WIOA Title I program; and
- contracts to contractors for purchasing property or other services needed to carry out WIOA Title I programs.

Procurement standards

Administrative entities must follow the procurement standards established in the Uniform Guidance, key provisions of which are summarized below to stress their importance.

Each administrative entity must:

- use its own documented procurement policies and procedures, provided they conform to the standards identified in the Uniform Guidance;

- maintain written standards of conduct covering conflicts of interest and governing the actions of its employees engaged in the selection, award, and administration of subawards and contracts;
- maintain written standards of conduct covering organizational conflicts of interest if the administrative entity has a parent, affiliate, or subsidiary organization that is not a state or local government;
- maintain, retain, and provide access records detailing the history of procurement;
- make case-by-case determinations on:
 - whether the third party qualifies as a subrecipient or a contractor based on the substance of the administrative entity’s relationship with that party; and
 - the appropriate legal instrument for procurement (grant agreement, pay-for-performance contract, cooperative agreement, contract) and ensure that the provisions required under the Uniform Guidance are included;
- conduct all procurement transactions in a manner providing full and open competition;
- take all necessary affirmative steps to assure that minority businesses, women's business enterprises, and firms in labor surplus areas are used when possible;
- ensure that subawards and contracts are not awarded to third parties that are debarred, suspended, or excluded from or ineligible for participation in Federal programs;
- award subawards and contracts only to third parties capable of successful performance under the provisions of their respective agreement or contract;
- maintain oversight to ensure that subrecipients perform according to the provisions of their respective grant agreement, pay-for-performance contract, or cooperative agreement; and
- be responsible for the settlement of all contractual and administrative issues arising out of agreements and contracts.

Procurement methods

Table 101 provides an overview of permitted procurement methods, which are described in detail in 2 CFR § 200.320. Local boards must use one of these methods or the leveraged resource method described below Table 101.

Table 101. Methods of procurement

Method	Description
Micro-purchase	Procurement by micro-purchase is the acquisition of supplies or services, the aggregate dollar amount of which does not exceed the micro-purchase threshold. To the extent possible, local boards must distribute micro-purchases equitably among qualified third parties. Micro-purchases may be awarded without soliciting competitive quotations if the local board considers the price to be reasonable.
Small purchase procedure	The small purchase procedure is the relatively simple and informal procurement method for securing services that do not cost more than the Simplified Acquisition Threshold. If small purchase procedure is used, price or rate quotations must be obtained from an adequate number of qualified third parties.
Sealed bid (formal advertising)	Under the sealed bid procedure, bids are publicly solicited and a firm fixed price contract (lump sum or unit price) is awarded to the third party whose bid, conforming to all the material terms and conditions of the invitation for bids, is the lowest in price.
Competitive proposal	The technique of the competitive proposal is normally conducted with more than one provider submitting an offer, and either a fixed price or cost-reimbursement type contract is awarded. It is generally used when conditions are not appropriate for the use of sealed bids.
Noncompetitive (sole source) proposal	The noncompetitive (sole source) proposal method is procurement through solicitation of a proposal from only one third party. Noncompetitive procurement may be used only when: <ol style="list-style-type: none"> a. the item is available only from a single source; b. public exigency or emergency will not permit a delay resulting from competitive solicitation; c. the US Department of Labor Employment and Training Administration <i>or</i> NDOL expressly authorizes noncompetitive proposals in response to a written request from the administrative entity; d. after solicitation of a number of sources, competition is determined inadequate; or e. there are an insufficient number of eligible youth providers or Eligible Training Providers in the local area, which is determined according to local procurement policies and procedures.

Local WIOA Title I programs are not required to use program funds for procurement of program services and may leverage partner resources to provide some or all services. If a program service is not funded with program funds, the local board or applicable Title I program provider must:

- have a written agreement with the partner to ensure that the service will be offered; and
 - ensure that the service is closely connected to and coordinated with the program.
2. *Describe the strategies the State will use to achieve improved outcomes for out-of-school youth as described in 129(a)(1)(B), including how it will leverage and align the core programs, any Combined State Plan partner programs included in this Plan, required and optional one-stop partner programs, and any other resources available.*

Overview

The State has implemented collaboration and coordination strategies to achieve improved outcomes for Title I out-of-school youth (OSY), including those who are:¹⁷¹

1. dropouts;
2. within the age of compulsory school attendance but haven't attended school for at least the most recent complete school year calendar quarter;
3. recipients of secondary school diplomas or recognized equivalents who are also low-income individuals and:
 - a. basic skills deficient; or
 - b. English language learners;
4. subject to the juvenile or adult justice system.

In addition to ensuring youth program elements are available to OSY, the State has implemented additional strategies, including:

1. co-enrollment requirements for OSY eligible for partner programs; and
2. coordination and collaboration with:
 - a. Title II Adult Education;
 - b. Title III Wagner-Peyser Employment Service;
 - c. Title IV programs:
 - i. Nebraska VR Program; and
 - ii. Nebraska Commission for the Blind and Visually Impaired;
 - d. Connected Youth Initiative;
 - e. Nebraska Continuums of Care;
 - f. Project Everlast;
 - g. Fostering Achievement Network;
 - h. Bring Up Nebraska;
 - i. SNAP Next Step;
 - j. TANF; and
 - k. United Way Opportunity Youth Initiative.

Co-enrollment

Title I youth programs are required under the State's performance accountability policy co-enroll youth program participants, including OSY, when eligibility permits. Partner programs in which youth participants may be co-enrolled include:

1. local adult and dislocated worker programs;
2. Title II Adult Education and Family Literacy Act program;
3. Title III Wagner-Peyser Employment Service program;
4. Title IV Vocational Rehabilitation programs provided by the:
5. Nebraska Commission for the Blind and Visually Impaired; and
6. Nebraska Vocational Rehabilitation Program;
7. DWG programs, when available;
8. Indian and Native American (INA) employment and training programs, as applicable;
9. Job Corps;
10. JVSG;

¹⁷¹ WIOA 129(a)(1)(B)

11. National Farmworker Jobs Program provided by Proteus;
12. TAA;
13. Unemployment Insurance; and
14. employment and training programs provided by:
15. Supplemental Nutrition Assistance Program (SNAP); and
16. Temporary Assistance for Needy Families program (TANF);
17. YouthBuild.

For co-enrolled OSY, case management is coordinated across programs serving OSY and a primary case manager identified. Case management (including joint case management) for co-enrolled OSY is designed based on the needs of OSY to ensure career pathways are developed based on needs assessments and ensuring ongoing and successful progress and achievement of short- and long-term goals identified in OSY individual service strategies, including soft skills and basic skills development, credential attainment (including high-school diplomas or equivalents), and participation in occupational skills training or work-based training.

Local Title I youth programs collaborate and coordinate services with the partners programs listed below and refer OSY to the programs, as appropriate:

1. Title II Adult Education and Family Literacy Act program providers;
2. Title III Wagner-Peyser Employment Service;
3. Title IV Vocational Rehabilitation programs provided by the:
4. Nebraska Commission for the Blind and Visually Impaired; and
5. Nebraska Vocational Rehabilitation Program;
6. other state plan partner programs, which are described below in Sec. VII:
7. TANF;
8. SNAP employment and training programs;
9. TAA (services described in Sec. II.a.2.C., Table 92);
10. JVSG; and
11. Unemployment Insurance;
12. Other workforce system partners (see subsections below):
 - a. Bring Up Nebraska;
 - b. Connected Youth Initiative;
 - c. Fostering Achievement Network;
 - d. Nebraska Continuums of Care;
 - e. Project Everlast;
 - f. SNAP Next Step; and
 - g. United Way Opportunity Youth Initiative.

Collaboration and coordination of services by Title I youth programs with core partners, other state plan partners, and other workforce system partners eliminates duplication of services and maximizes use of Title I program and partner resources in order to provide OSY with access to the full array of workforce investment activities available through the State's one-stop delivery system and improve outcomes for OSY.

Bring Up Nebraska

Bring Up Nebraska works to keep children safe, support strong parents, and help families address challenges before they become a crisis, which addresses services for OSY. Bring Up Nebraska collaborative partners include:

- First Lady of Nebraska Susanne Shore
- Administrative Office of Courts and Probation;
- Annie E. Casey Foundation – CHAMPS;
- Casey Family Programs;
- Center for the Study of Social Policy;
- Children & Family Coalition of Nebraska (CAFCON);
- Nebraska Child Abuse Prevention Fund Board;
- Nebraska Department of Education;
- Nebraska Children and Families Foundation; and
- Nebraska Department of Health & Human Services.

Connected Youth Initiative

The Connected Youth Initiative (CYI) seeks to build Connected Youth Communities and collaborations across rural Nebraska to help unconnected youth, including OSY, with experience in the foster care and juvenile justice systems and those struggling with homelessness or are disconnected from a family structure. CYI is youth driven and utilizes community resources to improve youth opportunities and networks for housing, transportation, health care, connections to peer and adult supports, educational attainment, employment, career pathways, and financial empowerment. Central Plains Center for Services partners across the state in bringing CYI to rural Nebraska.

Fostering Achievement Network – Nebraska

Fostering Achievement in Nebraska (FAN) network convenes statewide stakeholders and leaders to share best practices and accelerate the discussion on the intersection of unconnected and opportunity students and postsecondary policy and practice in Nebraska. Data, best practices, and student voices are utilized to improve equitable outcomes in postsecondary education attainment for students who are unconnected and/or considered opportunity students in Nebraska:

- educational attainment: the completion of credential beyond high school diploma or GED such as certificate, associate degree, bachelor's degree, and professional degree;
- unconnected youth: young people aged 14 to 26 that have experience in public systems such as foster care, juvenile justice, probation, homeless, and/or are at-risk of homelessness and/or experienced or at-risk of human trafficking; and
- opportunity students: population of postsecondary students that include those that are pregnant/parenting, first-generation, indigenous, immigrant, and/or refugee.

FAN is a cross-sector stakeholder network that aims to (1) increase the number of unconnected and opportunity students who enter into, persist in, and graduate from postsecondary education or training and (2) build and strengthen the education-to-career pipeline for Nebraska's unconnected and opportunity students by 2025. This is achieved through identified goals, strategies, and strategic partnerships in the following areas:

- identification and creation of resources needed to succeed in postsecondary pathways; including financing education and training, access to wraparounds support, and leveraging resources from multiple partners;
- creating and coordinating multiple entry points to postsecondary education; including identifying young people, aligning multiple systems, strengthening accessible pathways into education and training programs, informing students and prospective students of options and strengthening advisement;
- preparing students to succeed academically, including higher education developmental course reform, pathways to college at the secondary level, and academic services; and
- creating and strengthening connection to career and employment; including creating and strengthening apprenticeship opportunities, partnering with workforce boards and employers, establishing connections to quality jobs, and strengthening 2- and 4-year and graduate education pathways and stackable credentialing programs.

FAN is also focused on two systems-level strands, critical to each goal and strategy listed above:

- building whole family supports using a 2Gen focus; and
- understanding opportunities and successes through success indicators, data, tracking and monitoring.

Nebraska Continuums of Care

The Nebraska Continuums of Care system is a community and regionally based process that provides a comprehensive and coordinated housing and service delivery system. The US Department of Housing and Urban Development initiated the Continuum of Care process in 1994. The process promotes a coordinated and strategic planning approach for programs that assist families and individuals who are homeless or at risk of homelessness. The Continuum of Care System has the goal of stably housing all persons who are homeless or at risk of homelessness. This means identifying all homeless and at-risk-of-homelessness populations in communities, including youth, understanding their needs, and building a comprehensive and responsive system. The Continuum of Care System helps communities and regions strategically plan for and provide a balance of emergency, transitional, and permanent housing and services to address the needs of individuals who are homeless or at risk of homelessness, so they are able to make the critical transition to jobs, independent living, and permanent housing. It is widely recognized that homelessness is not due to just a lack of shelter. Homelessness encompasses a wide range of conditions and involves a variety of unmet needs as well as underlying economic, physical, and social challenges. Nebraska's Continuum of Care System operates statewide through the:

- Lincoln Continuum of Care;
- Metro Area Continuum of Care for the Homeless; and
- Nebraska Balance of State Continuum of Care.

Two of Nebraska's three local boards have entered memorandums of understanding regarding referrals between local Title I programs and the continuums of care and coordination of services between the programs and continuums. The third local board is currently working on establishment of a similar memorandum of understanding.

Project Everlast

Project Everlast works to help foster youth, including OSY, establish lifelong connections. These youth deserve the advice, support, and community built for typical teens. Project Everlast promotes use of community resources to improve youth opportunities and networks for:

- housing;
- transportation;
- health care;
- education;
- employment;
- daily living; and
- personal and community engagement.

Starting at Project Everlast's inception in 2007, keeping the youth voice front and center was the primary goal. Youth representatives with experience in foster care played a key role in the initial planning process in Omaha and have continued to shape the direction of Project Everlast.

- Council members are asked for input on legislative bills, new programs, and policy changes that effect youth in care, a big example of that is the work that was done on the Bridges to Independence program, the Know Your Rights brochure, and the Youth Court Questionnaire.
- Legislative Day is an annual event where young people present their support of legislative bills that may be heard during the legislative session that affect youth and young adults.
- Project Everlast's statewide councils. Across the state, these dedicated youth groups connect with one another and the larger community through service projects, training and education, and opportunities to have input in the state's management of the foster care system.
- Governor's Youth Advisory Council. This select group of young people has the opportunity to provide input directly to Nebraska's Governor on issues affecting them.
- Speakers Bureau. A collection of expertly trained young people who are empowered to share their stories for policy makers, community groups, and private philanthropic organizations.

SNAP Next Step

As described in Sections II(a)(2)(C), II(c), VII (TANF), and VII (SNAP), SNAP Next Step is an employment and training program provided by the Nebraska Department of Health and Human Services SNAP E&T Program and the Nebraska Department of Labor (NDOL) that places under-employed clients of the Supplement Nutrition Assistance Program, including OSY, in jobs that pay family-sustaining wages (described in Section II(a)(2)(C)).

United Way Opportunity Youth Initiative

The Opportunity Youth Alliance (OYA) is a collective impact group that works to connect youth between the ages of 16 and 24 with basic-needs services, educational opportunities, and employment prospects. Created with help from the national Forum for Youth Investment, guidance from the Aspen Institute, and research from the US Department of Education, the Alliance formalized community efforts to serve opportunity youth. Currently, OYA consists of more than 40 agency partners with participation from government, non-profit and for-profit employers from across the Omaha-Council Bluffs metro area. As part of its work to reconnect opportunity youth to education and employment, OYA mapped existing services and resources that serve disconnected youth in the Omaha-Council Bluffs metro area. Through this effort, OYA recognized a need to link existing community support systems and help youth navigate those systems. This led OYA to develop and implement the Opportunity Youth Hub. The Hub is housed at Nebraska Children and Families Foundation (NCFE), expanding NCFE's existing work with youth aging out of foster care. The Hub helps program providers access community resources for opportunity youth clients and provides direct navigation services to opportunity youth. Navigation coaches assigned by the Hub support the success of opportunity youth in three ways:

- Ensure stability: To help opportunity youth achieve stability, a Hub coach connects the youth to community resources such as housing supports, health services, clothing assistance, food access and more.
- Reconnect opportunity youth: Once opportunity youth have secured basic supports, the Hub coach leverages local partnerships to connect the individual to education, training, and employment services.

- Provide a safety net: Opportunity youth will face continued barriers while developing skills and knowledge necessary to succeed. The Hub and the assigned coach also act as a safety net while the youth continues down the path to stability.
- 3. Describe how the state will ensure that all 14 program elements described in WIOA section 129(c)(2) are made available and effectively implemented, including quality pre-apprenticeship programs under the work experience program element. [SEC. 102(B)(2)(D)(I)(I)]

The State’s current youth program policy¹⁷² requires that local boards:

- include in their local plan a description of the design framework of their local youth programs, including how the 14 program elements required under 20 CFR § 681.460 are made available within that framework; and
- establish agreements with youth service providers to ensure that the program elements will be offered and are connected and coordinated with the youth program.

The State reviews local plans to determine whether local boards have sufficiently designed the framework of local Title I youth programs and effectively planned for the provision of the 14 youth program elements. If local plans do not adequately describe frameworks for local youth programs, the State requires revision of the local plans and provides technical assistance to ensure that youth program elements are made available and effectively implemented. Annually, through the State’s monitoring process, the availability and provision of youth program elements in each local area are reviewed to determine effective implementation of the program elements based on the criteria established under the State’s policies, as well as WIOA and its implementing regulations. In addition to the State’s monitoring process, the State will continue to provide technical assistance to local youth programs regarding the State’s policies and provide technical assistance on an ad hoc basis based on specific needs. The State also provides continued technical assistance to local youth programs regarding performance on youth program performance indicators based on quarterly and annual youth program performance reports and will require corrective action when local youth programs fail to meet negotiated levels of performance.

Consistent with WIOA Sec. 129(c)(5), the policy does not require that each local youth program provider must provide all 14 required program elements. Instead, the policy requires that the local youth program provider provide *access* to all of the required elements based on established agreements with youth service providers. Through the State’s monitoring process, the State determines if local boards have established appropriate agreements with youth service providers that ensure the availability of all youth program elements. The State provides technical assistance to local youth programs when it is determined that the programs have not established appropriate agreements that ensure the availability of all youth program elements as described in the State’s current youth program policy and current procurement policy.¹⁷³

The State’s Apprenticeship Program Coordinator works with the State’s Title I Program Coordinator and local Title I programs and business services representatives regarding the availability and benefits of quality pre-apprenticeship programs. The Program Coordinators work together to provide information and technical assistance to local Title I youth programs regarding quality pre-apprenticeship and youth Registered Apprenticeship programs operating in Nebraska.

The State’s current workforce development board and chief elected officials policy¹⁷⁴ also requires that local boards, in partnership with the local CEO, provide oversight and monitoring of Title I programs, as described in Table 102.

Table 102. Required oversight and monitoring activities for local boards and CEOs

Required activity
Conducting oversight and monitoring of Youth, Adult, and Dislocated Worker program activities and the entire one-stop delivery system in the local area
Ensuring appropriate use and management of funds provided under WIOA Title IB for youth, adult, and dislocated worker activities and the one-stop delivery system in the local area
For workforce development activities, ensuring appropriate use, management, and investment of funds to maximize performance outcomes under WIOA Sec. 116
Providing oversight and monitoring of local area operations and activities supported by WIOA Title IB funding
Monitoring local board activities to: <ul style="list-style-type: none"> • assure compliance with applicable Federal requirements; and • assure performance expectations are being achieved

¹⁷² The state’s current policy manual is accessible at <https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/Policies>.

¹⁷³ The state’s current policy manual is accessible at <https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/Policies>.

¹⁷⁴ The state’s current policy manual is accessible at <https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/Policies>.

Required activity
Conducting monitoring of subawards to one-stop operators, service providers, and other subrecipients to ensure (1) subawards are used for authorized purposes in compliance with Federal statutes, regulations, and the terms and conditions of the subaward and (2) subaward performance goals are achieved, which must include: <ul style="list-style-type: none"> • reviewing financial and performance reports required of the subrecipient by the local board; • ensuring that subrecipients take timely and appropriate action on all deficiencies detected through audits, on-site reviews, and other means; and • issuing a management decision for audit findings as required by 2 CFR § 200.521
Ensuring contractors perform in accordance with the terms, conditions, and specifications of their contracts or purchase orders
Evaluating and monitoring the local board's compliance with statutes, regulations and the terms and conditions of its WIOA grant agreement
Taking prompt action when instances of noncompliance are identified, including noncompliance identified in audit and monitoring findings

The State Monitor reviews local area monitoring and oversight procedures and activities regarding the ongoing availability and effective implementation of youth program elements. The State Monitor coordinates with the State's Title I Administrator, Program Coordinator, and Program Analyst to determine the completeness of the procedures and activities. Technical assistance is provided if it is determined that monitoring and oversight procedures and activities are inadequate.

4. *Provide the language contained in the State policy for "requiring additional assistance to enter or complete an educational program, or to secure and hold employment" criterion for out-of-school youth specified in WIOA section 129(a)(1)(B)(iii)(VIII) and for "requiring additional assistance to complete an education program, or to secure and hold employment" criterion for in-school youth specified in WIOA section 129(a)(1)(C)(iv)(VII). If the state does not have a policy, describe how the state will ensure that local areas will have a policy for these criteria.*

Definitions and eligibility documentation requirements regarding the "requires additional assistance" criteria must be established at the local level pursuant to the State's policy on program eligibility¹⁷⁵ for adults, dislocated workers, and youth. The State will ensure that local areas have policies regarding these criteria through the State's monitoring process.

5. *Include the State definition, as defined in law, for not attending school and attending school as specified in WIOA Section 129(a)(1)(B)(i) and Section 129(a)(1)(C)(i). If State law does not define "not attending school" or "attending school," indicate that is the case and provide the state policy for determining whether a youth is attending or not attending school.*

Neb. Rev. Stat. § 79-201. Compulsory education; attendance required; exceptions; reports required.

(1) For purposes of this section, a child is of mandatory attendance age if the child (a) will reach six years of age prior to January 1 of the then-current school year and (b) has not reached eighteen years of age.

(2) Except as provided in subsection (3) of this section, every person residing in a school district within the State of Nebraska who has legal or actual charge or control of any child who is of mandatory attendance age or is enrolled in a public school shall cause such child to enroll in, if such child is not enrolled, and attend regularly a public, private, denominational, or parochial day school which meets the requirements for legal operation prescribed in Chapter 79, or a school which elects pursuant to section 79-1601 not to meet accreditation or approval requirements, each day that such school is open and in session, except when excused by school authorities or when illness or severe weather conditions make attendance impossible or impracticable.

(3) Subsection (2) of this section does not apply in the case of any child who:

- (a) Has obtained a high school diploma by meeting the graduation requirements established in section 79-729;
- (b) Has completed the program of instruction offered by a school which elects pursuant to section 79-1601 not to meet accreditation or approval requirements;
- (c) Has reached sixteen years of age and has been withdrawn from school pursuant to section 79-202;
 - (i) Will reach six years of age prior to January 1 of the then-current school year, but will not reach seven years of age prior to January 1 of such school year,
 - (ii) such child's parent or guardian has signed an affidavit stating that the child is participating in an education program that the parent or guardian believes will prepare the child to enter grade one for the following school year, and (iii) such affidavit has been filed by the parent or guardian with the school district in which the child resides;

¹⁷⁵ The state's current policy manual is accessible at <https://dol.nebraska.gov/ReemploymentServices/Training/WIOA/Policies>

- (iii) Will reach six years of age prior to January 1 of the then-current school year but has not reached seven years of age,
 - (iv) such child's parent or guardian has signed an affidavit stating that the parent or guardian intends for the child to participate in a school which has elected or will elect pursuant to section 79-1601 not to meet accreditation or approval requirements and the parent or guardian intends to provide the Commissioner of Education with a statement pursuant to subsection (3) of section 79-1601 on or before the child's seventh birthday, and
 - (v) such affidavit has been filed by the parent or guardian with the school district in which the child resides; or
 - (vi) Will not reach six years of age prior to January 1 of the then-current school year and such child was enrolled in a public school and has discontinued the enrollment according to the policy of the school board adopted pursuant to subsection (4) of this section.
- (4) The board shall adopt policies allowing discontinuation of the enrollment of students who will not reach six years of age prior to January 1 of the then-current school year and specifying the procedures therefor.
- (a) Each school district that is a member of a learning community shall report to the learning community coordinating council on or before September 1 of each year for the immediately preceding school year the following information:
 - (b) All reports of violations of this section made to the attendance officer of any school in the district pursuant to section 79-209;
 - (c) The results of all investigations conducted pursuant to section 79-209, including the attendance record that is the subject of the investigation and a list of services rendered in the case;
 - (d) The district's policy on excessive absenteeism; and
 - (e) records of all notices served and reports filed pursuant to section 79-209 and the district's policy on habitual truancy.
6. *If using the basic skills deficient definition contained in WIOA Section 3(5)(B), include the State definition which must further define how to determine if an individual is unable to compute or solve problems, or read, write, or speak English, at a level necessary to function on the job, in the individual's family, or in society. If not using the portion of the definition contained in WIOA Section 3(5)(B), indicate that is the case.*

The State defines "basic skills deficient" according to WIOA Sec. 3(5)(A)-(B), as an individual who is a:

- youth that has English reading, writing, or computing skills at or below the 8th grade level on a generally accepted standardized test; or
- youth or adult that is unable to compute or solve problems, or read, write, or speak English, at a level necessary to function on the job, in the individual's family, or in society.

The State requires that local boards establish policies that:

- describes quantifiable methods that must be used to determine eligibility based on the "basic skills deficient" criterion, which must include use of assessment instruments that are valid and appropriate for the target population and the provision of reasonable accommodations during the assessment process for individuals with disabilities; and
- describes documentation required to demonstrate basic skills deficiency, as required for Federal reporting, based on this criterion.

d. Single-area State Requirements

In States where there is only one local workforce investment area, the governor serves as both the State and local chief elected official. In such cases, the State must submit any information required in the local plan (WIOA section 106(d)(2)). States with a single workforce area must include—

1. *Any comments from the public comment period that represent disagreement with the Plan. (WIOA section 108(d)(3).)*
2. *The entity responsible for the disbursement of grant funds, as determined by the governor, if different from that for the State. (WIOA section 108(b)(15).)*
3. *A description of the type and availability of WIOA title I Youth activities and successful models, including for youth with disabilities. (WIOA section 108(b)(9).)*

Nebraska is not a single-area state.

4. *A description of the roles and resource contributions of the one-stop partners.*

Nebraska is not a single-area state.

5. *The competitive process used to award the subgrants and contracts for title I activities.*

Nebraska is not a single-area state.

6. *How training services outlined in section 134 will be provided through individual training accounts and/or through contracts, and how such training approaches will be coordinated. Describe how the State will meet informed customer choice requirements regardless of training approach.*

Nebraska is not a single-area state.

7. *How the State Board, in fulfilling Local Board functions, will coordinate title I activities with those activities under title II. Describe how the State Board will carry out the review of local applications submitted under title II consistent with WIOA secs. 107(d)(11)(A) and (B)(i) and WIOA sec. 232.*

Nebraska is not a single-area state.

8. *Copies of executed cooperative agreements which define how all local service providers will carry out the requirements for integration of and access to the entire set of services available in the one-stop delivery system, including cooperative agreements with entities administering Rehabilitation Act programs and services.*

Nebraska is not a single-area state.

e. Waiver Requests (optional)

States wanting to request waivers as part of their title I-B Operational Plan must include a waiver plan that includes the following information for each waiver requested:

1. *Identifies the statutory or regulatory requirements for which a waiver is requested and the goals that the State or local area, as appropriate, intends to achieve as a result of the waiver and how those goals relate to the Unified or Combined State Plan;*
2. *Describes the actions that the State or local area, as appropriate, has undertaken to remove State or local statutory or regulatory barriers;*
3. *Describes the goals of the waiver and the expected programmatic outcomes if the request is granted;*
4. *Describes how the waiver will align with the Department's policy priorities, such as:*
 - A. Supporting employer engagement;*
 - B. Connecting education and training strategies;*
 - C. Supporting work-based learning;*
 - D. Improving job and career results, and*
 - E. Other guidance issued by the department.*
5. *Describes the individuals affected by the waiver, including how the waiver will impact services for disadvantaged populations or individuals with multiple barriers to employment; and*
6. *Describes the processes used to:*
 - A. Monitor the progress in implementing the waiver;*
 - B. Provide notice to any local board affected by the waiver;*
 - C. Provide any local board affected by the waiver an opportunity to comment on the request;*
 - D. Ensure meaningful public comment, including comment by business and organized labor, on the waiver.*
 - E. Collect and report information about waiver outcomes in the State's WIOA Annual Report.*

7. *The Secretary may require that States provide the most recent data available about the outcomes of the existing waiver in cases where the State seeks renewal of a previously approved waiver.*

Waivers

The State of Nebraska seeks approval of two statutory waivers, pursuant to WIOA Sec. 189(i)(3), 20 CFR §§ 679.600 – 679.620, and TEGL 8-18. If approved, the waivers will support enhancement of WIOA Title I youth workforce investment activities.

1. Waiver of the 75 percent out-of-school youth expenditure requirements

Background

Nebraska is committed to providing in-school youth (ISY) with a variety of opportunities aimed at increasing high school graduation rates, attainment of postsecondary credentials, and quality employment in in-demand occupations.

JAG Nebraska¹⁷⁶

Nebraska's ongoing commitment to increasing high-school graduation rates, attainment of postsecondary credentials, and quality employment in in-demand occupations for in-school youth is evident through its implementation of JAG Nebraska. JAG National was launched in 1979 and is currently operating in 40 states, serving more than 1.4 million students since 1979. In January of 2019, JAG Nebraska started with three sites in Columbus, Fremont, and Macy. On July 1, 2020 JAG Nebraska established a multi-year partnership with the Nebraska Department of Labor (NDOL) and United Way of the Midlands (UWM). UWM holds the affiliation agreement with JAG National for the JAG Nebraska program and through this governance structure JAG Nebraska is forming a broad base of public, philanthropic, and education support from the school districts in creating a strong and programmatic foundation. Because of the excitement and progress of JAG Nebraska, Nebraska welcomed numerous new JAG Nebraska sites starting in the Fall of 2020:

- Fremont High School (grades 9 and 10);
- Grand Island Senior High School (grades 11 and 12);
- Hastings Senior High School (grades 11 and 12);
- Nebraska City High School (grades 11 and 12); and
- York High School (grades 11 and 12);
- Omaha Public School system (OPS):
 - Bryan Middle School and Monroe Middle School (grades 7 and 8)
 - Benson High School (grades 9 and 10);
 - Bryan High School (grades 9 and 10); and
 - Nathan Hale Middle School (grades 7 and 8);
- Norris Middle School (grades 7 and 8).

Table 103. Actual JAG Nebraska enrollments, program year 2019

Program Year 2019	Number of students
Total Enrollment PY2019-2020 (three programs)	130
Total Number in Follow Up (Class of 2019)	13
Total Number Served (Class of 2020)	143

Table 104. Actual JAG Nebraska enrollments, Program Year 2020

Program Year 2020	Number of students
Total Enrollment PY2020-2021 (10 programs)	354
Total Number in Follow Up (Class of 2020)	44
Total Number Served (Class of 2021)	398

Table 105. Projected JAG Nebraska enrollments, Program Year 2021

Program Year 2021	# of students
Projected Number of Participants PY2021-2022 (14 programs)	580
Total Number in Follow Up (Class of 2021)	114

¹⁷⁶ JAG Nebraska, "2020 – 2021 End-of-Year Report"

Program Year 2021	# of students
Projected Number Served including Follow Up PY2021-2022	694

JAG Nebraska’s program model continues to be successful in addressing dropout prevention by providing schools in Nebraska with resources that engage student learning, promote healthy lifestyles, remove barriers that impede student success. JAG Nebraska also provides supportive services to reduce absenteeism, decrease office referrals, raise GPAs and motivate Nebraska’s young adults to become successful after high school graduation.

JAG Nebraska strives to select those students with the highest need for the program. When selecting students for the program, JAG Nebraska considers three key factors:

1. Do the students need, want, or can they benefit from the services JAG Nebraska provides?
2. Does the class roster indicate equitable composition, 50 percent female and 50 percent male?
3. Is JAG Nebraska recruiting 25 percent of the students considered top tier academically, 50 percent in the middle tier, and 25 percent in the lower tier?

The top five challenges that JAG Nebraska students struggle with on a daily basis are ranked below in Table 106.

Table 106. Top 5 challenges to reaching success

Rank	Challenge	% of students experiencing challenges
1	Lacking marketable occupational skills that are in demand in the labor market	92
2	Economically disadvantaged, defined by public assistance, TANF, or free lunch status	86
3	Having inadequate or no work experience	84
4	Lacking motivation or maturity to pursue education or career goals	78
5	Experiencing low academic performance	71

Since the pandemic began, JAG Nebraska specialists continued to support JAG students both in-school and virtually. Daily lessons were provided to all participants and each participant was responsible for submitting homework, which was recorded for accountability. The JAG Nebraska specialists also documented records on absenteeism, office referrals, GPAs, and noting whether or not students were on track to graduate. The latter was determined by the number of passing grades they received in a given time period or credit deficiency. This information was collected from prior year, end of year (December 2019, pre-pandemic), mid-year (January 2021), and end of year (June 2021). From this data, JAG Nebraska determined that absences increased during that timeframe by 19 percent and office referrals decreased by 0.06 percent. During the same time period, GPAs increased by 0.08 percent and 87 percent of all JAG participants were on track to graduate, a 10 percent increase from the pre-pandemic period.

Every JAG Nebraska high school graduate receives 12 months of follow-up support services after graduation. The JAG Nebraska program relies heavily on the outcomes entered into the JAG Force data management system with the end goal of assuring the successful transition from graduation to full or part time employment, enlistment in the military, or post-secondary education for each graduate. On May 31, 2021, JAG Nebraska collected performance data and the results for the Class of 2020 were exemplary. This data is what sets JAG Nebraska apart from the rest. Through this accountability system, JAG Nebraska continues to raise the bar on reaching successful graduation rates, positive outcomes, and placements in employment, post-secondary education, vocational training, trade certification, or the military.

Table 107 lists JAG Nebraska’s performance outcomes as of May 31, 2021 across the three programs at Columbus High School, Fremont High School and Umó^ohoⁿ Nation School, Macy. For the Class of 2020, the graduation rate was a remarkable 100 percent, while the nation’s overall graduation rate was 85 percent.

Table 107. JAG Nebraska performance outcomes for the Class of 2019 and the Class of 2020

Metrics	JAG standard	Class of 2019	Class of 2020	Class of 2021 ¹⁷⁷
Graduates	90%	100%	100%	94%
Non-graduates	<2%	0/13	0/44	7/114
Total civilian job placements and military service	60%	54%	77%	N/A

¹⁷⁷ Performance outcomes for Class of 2021 will be collected for the 2021 Program Year during the 12-month follow up period. With 7 non-graduates the specialists will work those students to see that they have a plan and are on track to graduate before the follow up period ends on May 31, 2022.

Metrics	JAG standard	Class of 2019	Class of 2020	Class of 2021 ¹⁷⁷
Total in full-time employment	60%	29%	79%	N/A
Total positive outcomes	75%	92%	86%	N/A
Further education rate	35%	38%	43%	N/A

Registered Apprenticeship

In 2016, Nebraska received an ApprenticeshipUSA Accelerator Grant to support rapid expansion of Registered Apprenticeship programs in Nebraska. Nebraska increased employer participation in Registered Apprenticeship by 31 percent during the grant period, June 2016 – May 2018. Since the conclusion of the Accelerator Grant, NDOL has continued its efforts to facilitate development of Registered Apprenticeship in Nebraska, in partnership with Nebraska’s US Department of Labor Office of Apprenticeship; and employers continue to demonstrate willingness to work collaboratively with one-stop delivery system partner programs, especially in relation to work-based education and training programs. This is apparent in light of the 65 percent increase in the number of Registered Apprenticeship programs across Nebraska between 2018 and 2022, including youth Registered Apprenticeship programs, as well as the 34 percent increase in the total number of participating employers between 2018 and 2022 (Table 108).

Table 108. Nebraska registered Apprenticeship programs and participating employers, 2018 to 2022

FY	Total programs	Registered programs	Total active employers (working with group programs)	New participating employers
2018	63	10	140	0
2019	76	16	151	11
2020	86	10	156	5
2021	102	16	177	21
2022	104	2	188	11

Source: US Department of Labor Office of Apprenticeship, Omaha, Nebraska, January 14, 2022

In addition to expanding Registered Apprenticeship in Nebraska, the Nebraska Department of Labor (NDOL), in partnership with the US Department of Labor State Office of Apprenticeship, has developed and continues to develop Registered Apprenticeship programs for youth, ages 16 and older, through collaboration with public and private high schools and employers in Nebraska. The youth Registered Apprenticeship programs allow high school juniors and seniors to simultaneously further their educational attainment and earn wages. This provides participating youth with significant advantages as they embark on their career pathways.

Impact

Together, Nebraska’s local WIOA Title I youth programs, JAG Nebraska, and Registered Apprenticeship provide all of the 14 Title I youth program elements (Table 109). However, given the 25 percent limitation on ISY spending, the impact of these evidence-supported and proven programs for ISY is limited. Waiver approval would increase ISY spending, support increased ISY participation in JAG Nebraska and Registered Apprenticeship, and result in increased positive outcomes for Nebraska’s ISY. Additional ISY funding made available through approval of this waiver could also be utilized to provide ISY with incentive payments in recognition of achieving predetermined benchmarks and goals that align with Title I youth programs and participation in Registered Apprenticeship and pre-apprenticeship programs and JAG, which will likely increase ISY program participation, retention, and completion.

Table 109. Alignment of Title I youth program services, Registered Apprenticeship, and JAG

WIOA Title I Youth Program Elements	Title I youth services	Registered Apprenticeship	JAG Nebraska
1. Tutoring, study skills training, instruction and dropout prevention	X	X	X
2. Alternative secondary school and dropout recovery services	X	-	X
3. Paid and unpaid work experience	X	X	X
4. Occupation skills training	X	X	-
5. Education offered concurrently with workforce preparation	X	X	X
6. Leadership development opportunities	X	-	X
7. Supportive services	X	-	X
8. Adult mentoring	X	X	X

WIOA Title I Youth Program Elements	Title I youth services	Registered Apprenticeship	JAG Nebraska
9. Comprehensive guidance and counseling	X	-	-
10. Financial literacy education	X	-	-
11. Entrepreneurial skills training	X	-	X
12. Services that provide labor market information	X	-	X
13. Postsecondary preparation and transition activities	X	X	X
14. Follow-up services	X	-	X

In addition to serving more ISY, approval of this waiver will also benefit Nebraska’s economy through the development of a diverse and skilled workforce through development of career pathways, one of Nebraska’s two key goals (see Section II.b.2.). Collectively, expansion of JAG Nebraska and Registered Apprenticeship programs for youth, result in enhanced career pathway opportunities for ISY, as well as OSY, leading to increased high-school graduation rates, attainment of postsecondary credentials, and quality employment in in-demand occupations. In addition, these efforts (a) foster stronger relationships among Nebraska’s workforce system partners, including communities, secondary and postsecondary schools, and parents and families and (b) increase the impact of shared goals to support Nebraska youth, and (c) build a strong talent pipeline.

Statutory and/or regulatory requirements to be waived

For Program Years 2022 and 2023, NDOL is seeking a waiver of requirements established under WIOA Sec. 129(a)(4)(A) and 20 CFR § 681.410, which mandate that at least 75 percent of funds allotted to states under WIOA Sec. 127(b)(1)(C), reserved under WIOA Sec. 128(a), and available for statewide activities under WIOA Sec. 129(b) must be used to provide youth workforce investment activities for OSY; and available to local workforce development areas (local areas) under WIOA Sec. 129(c) be used to provide youth workforce investment activities for OSY.

- NDOL is seeking a waiver of the requirement to expend at least 75 percent of youth formula funds on OSY. Nebraska is requesting that the required OSY expenditure rate be reduced to 50 percent.
- NDOL is seeking a waiver of the requirement that local area OSY spending meet the 75 percent minimum expenditure rate. In addition, Nebraska is requesting that the 50 percent OSY expenditure rate be calculated at the state-level rather than by each local area’s rate of expenditure.
- Nebraska is seeking a waiver of the limitation that no more than 25 percent of local area youth formula funds be expended on ISY workforce investment activities. In addition, Nebraska is requesting that the 50 percent ISY expenditure rate be calculated at the state-level rather than by each local area’s rate of expenditure.
- Nebraska is seeking a waiver of the requirement to expend 75 percent of the Governor’s reserve of youth formula funds on OSY statewide workforce investment activities. Nebraska is requesting that this percentage-expenditure requirement be eliminated to allow flexibility of funding for special projects that meet the vision *and goals of Nebraska*.

Actions undertaken to remove state or local statutory or regulatory barriers

Currently, there are no state or local statutory or regulatory barriers to implementing the requested waiver. State law, regulations, and policy statements are in compliance with current Federal law.

State strategic goal

Nebraska’s strategic goal under this waiver is to increase the number of youths participating in evidence-based programs that result in positive outcomes for ISY and OSY, including high school graduation, participation in postsecondary education, career development, and employment. This goal aligns with one of Nebraska’s two-part statewide goals for preparing an educated and skilled workforce that meets the needs of employers is the: selection and prioritization of development of career pathways (see Section II.b.2.).

Projected programmatic outcomes resulting from waiver implementation

The projected programmatic outcomes during the performance of this waiver are:

- 10 new ISY participating in JAG Nebraska statewide during each of Program Years 2022 and 2023;
- 5 new ISY participating in youth Registered Apprenticeship programs during each of Program Years 2022 and 2023;

- 10 percent increase in local area high school graduation rates among Title I youth participating in JAG Nebraska compared to Title I youth not participating in JAG Nebraska during Program Years 2022 and 2023; and
- 10 percent statewide increase in Q2 and Q4 employment retention rates among Title I youth participating in youth Registered Apprenticeship programs compared to Title I youth not participating in youth Registered Apprenticeship programs during Program Years 2022 and 2023.

Alignment with Department policy priorities

WIOA places an emphasis on pre-employment education and development as well as access to work-based learning opportunities. The purposes of JAG Nebraska strongly support the purposes of local area Title I youth programs, especially in relation to drop-out prevention. Further, and as stated in TEN 31-16, Registered Apprenticeship is a (a) valuable work-based training opportunity that can provide youth with academic and workplace skills and (b) proven model of job preparation that combines paid on-the-job training and related instruction to progressively increase workers' skill levels and wages. Approval of this waiver will align with the Department's policy priorities for Title I youth programs through increased services for ISY leading to greater numbers of skilled youth available to enter the workforce.

Individuals, groups, or populations benefitting from the waiver

Approval of this waiver will enhance Nebraska's ability to serve ISY, including those with basic skills deficiency and those who are English language learners, offenders, in or have aged out of foster care, pregnant or parenting, have a disability, or require additional assistance to complete education or secure employment.¹⁷⁸

Approval of this waiver will also enhance local area Title I youth programs ability to enhance services for ISY, while continuing to serve OSY.

Monitoring of waiver implementation and outcome

NDOL will monitor progress and ensure accountability for use of Federal funds in connection with this waiver by collecting and reviewing monthly expenditure and performance data. In addition, NDOL will utilize a pre-existing framework to develop relevant performance data reports to assist impacted Title I service providers with effectively monitoring the agreed-upon, objectively measurable, projected programmatic outcomes associated with this waiver. NDOL will utilize internal data reporting available in its management information system of record (NEworks). These reports will be provided to impacted Title I youth programs.

Notice to Local Boards and Public Comment

On February 16, 2022, NDOL published this waiver request on its public website, as part of the publication of the 2022 modification of Nebraska's Combined State Plan. NDOL published a "Notice of Public Comment" in major newspapers statewide regarding this waiver request. The mandatory 30-day public comment period will be provided, commencing on February 16, 2022. The State received no public comments on this waiver request.

2. Waiver of the prohibition against ISY use of individual training accounts (ITAs) for occupational skills training

Background

In addition to enhancing services for ISY through approval of the waiver of the OSY 75 percent expenditure rate, as described above, reduction of the mandatory expenditure rate to 50 percent (measured statewide) will meet an identified need among Nebraska's Title I youth programs, providing opportunities for ISY to participate in occupational skills training using youth-program funded ITAs.

All of Nebraska's local area Title I youth programs have expressed interest in and support of a waiver that would allow ISY to utilize ITAs funded by Title I youth programs in order obtain credentials through occupational skills training, especially ISY youth who are low-income and seeking a credential that would their attainment of part-time employment, while attending school and allow the ISY to contribute to household income, as needed. In addition to expanding options for ISY occupational skills training, approval of this waiver would:

- enhance ISY consumer choice regarding occupational skills training;
- reduce paperwork regarding Title I youth participants who are age-eligible for Title I adult programs and required to co-enroll in a Title I adult program in order to use an ITA to obtain Title I funded occupational skills training; and

¹⁷⁸ 20 CFR § 681.220(d)

- reduce financial burden on Title I adult programs resulting from co-enrollment of Title I youth program participants, solely for the purpose of establishing an ITA to support occupational skills training.

This waiver request, if approved, supports principles of accountability and ease of administration. Co-enrollment of Title I youth ages 18 and older in a Title I adult program would not be necessary under this waiver and would eliminate administrative burdens associated with unnecessary co-enrollment. Further, an ITA could be issued from one Title I funding source and would increase programmatic accountability. In addition, approval of this waiver would enhance the availability of occupational skills training to ISY ages 14 and older.

Statutory and/or regulatory requirements to be waived

For Program Years 2022 and 2023, NDOL is seeking a waiver of requirements established under 20 CFR § 681.550 for Title I youth program participants ages 16 and older.

Actions undertaken to remove state or local statutory or regulatory barriers

Currently, there are no state or local statutory or regulatory barriers to implementing the requested waiver. State law, regulations, and policy statements are in compliance with current Federal law.

State strategic goal

Nebraska's strategic goal under this waiver is to enhance efforts of state plan partners regarding goals and strategies to overcome barriers to participation in career pathway program and system (see Sections II.b.2. and II.c.).

Projected programmatic outcomes resulting from waiver implementation

The projected programmatic outcomes during the performance of this waiver are:

- establishment of 30 ITAs (statewide) using Title I youth program funds during each of Program Years 2022 and 2023; and
- credential attainment rates of 90 percent among Title I youth program participants who have utilized an ITA funded by Title I youth programs.

Alignment with Department policy priorities

In the WIOA Final Rule, the intent of using ITAs for Title I OSY is to expand training options, increase program flexibility, enhance consumer choice, and reduce paperwork. Nebraska wants ISY to also have the same options. Implementation of this waiver, if approved, would encourage ISY to seriously consider career pathways in in-demand occupations. Approval of this waiver would also assist with preparation of an emerging workforce with candidates who are ready for work.

Individuals, groups, or populations benefitting from the waiver

- Approval of this waiver will enhance Nebraska's ability to serve ISY, including those with basic skills deficiency and those who are English language learners, offenders, in or have aged out of foster care, pregnant or parenting, have a disability, or require additional assistance to complete education or secure employment.¹⁷⁹

Approval of this waiver will also enhance the ability of local area Title I youth programs to enhance services for ISY, while continuing to serve OSY.

Monitoring of waiver implementation and outcome

NDOL will monitor progress on implementation of this waiver and ensure accountability for use of Federal funds in connection with this waiver during routine monitoring and oversight of local area Title I subrecipients.

Notice to Local Boards and Public Comment

On February 16, 2022, NDOL published this waiver request on its public website, as part of the publication of the 2022 modification of Nebraska's Combined State Plan. NDOL published a "Notice of Public Comment" in major newspapers statewide regarding this waiver request. The mandatory 30-day public comment period will be provided, commencing on February 16, 2022. The State received no public comments on this waiver request.

¹⁷⁹ 20 CFR § 681.220(d)

Title IB Assurances

The State Plan must include assurances that:

The State Plan must include	Include
<i>1. The State has implemented a policy to ensure Adult program funds provide a priority in the delivery of training services and individualized career services to individuals who are low income, public assistance recipients and basic skills deficient;</i>	Yes
<i>2. The State has implemented a policy to ensure local areas have a process in place for referring veterans with significant barriers to employment to career services provided by the JVSG program’s Disabled Veterans’ Outreach Program (DVOP) specialist;</i>	Yes
<i>3. The State established a written policy and procedure that set forth criteria to be used by chief elected officials for the appointment of local workforce investment board members;</i>	Yes
<i>4. The State established written policy and procedures to ensure local workforce investment boards are certified by the governor every two years in accordance with WIOA section 107(c)(2);</i>	Yes
<i>5. Where an alternative entity takes the place of a State Board, the State has written policy and procedures to ensure the alternative entity meets the definition under WIOA section 101(e) and the legal requirements for membership;</i>	Yes
<i>6. The State established a written policy and procedure for how the individuals and entities represented on the State Workforce Development Board help to determine the methods and factors of distribution, and how the State consults with chief elected officials in local areas throughout the State in determining the distributions;</i>	Yes
<i>7. The State will not use funds received under WIOA Title I to assist, promote, or deter union organizing in accordance with WIOA section 181(b)(7);</i>	Yes
<i>8. The State distributes adult and youth funds received under WIOA equitably throughout the State, and no local area suffers significant shifts in funding from year-to-year during the period covered by this plan;</i>	Yes
<i>9. If a State Workforce Development Board, department, or agency administers State laws for vocational rehabilitation of persons with disabilities, that board, department, or agency cooperates with the agency that administers Wagner-Peyser services, Adult and Dislocated Worker programs and Youth Programs under Title I;</i>	Yes
<i>10. The State agrees to report on the impact and outcomes of its approved waivers in its WIOA Annual Report.</i>	Yes
<i>11. The State has taken appropriate action to secure compliance with the Uniform Guidance at 2 CFR 200 and 2 CFR 2900, including that the State will annually monitor local areas to ensure compliance and otherwise take appropriate action to secure compliance with the Uniform Guidance under section WIOA 184(a)(3);</i>	Yes

Adult program performance indicators

Performance goals for the core programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as “baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit);*
- *Credential Attainment Rate; and*

- *Measurable Skill Gains*

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit); and
- Median Earnings (Second Quarter after Exit)

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit);
- Median Earnings (Second Quarter after Exit); and
- Credential Attainment Rate

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	75.0	78.0	75.0	78.0
Employment (Fourth Quarter After Exit)	75.5	75.5	75.5	75.5
Median Earnings (Second Quarter After Exit)	6,000.0	6,500.0	6,000.0	6,500.0
Credential Attainment Rate	58.0	62.0	58.0	62.0
Measurable Skill Gains	38.0	57.0	38.0	57.0
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable 1	Not Applicable 1	Not Applicable 1

¹ “Effectiveness in Serving Employers” is still being developed and this data will not be entered in the 2022 State Plan modifications.

Dislocated Program Performance Indicators

Performance Goals for the Core Programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as “baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit);*
- *Credential Attainment Rate; and*
- *Measurable Skill Gains*

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit); and*
- *Median Earnings (Second Quarter after Exit)*

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit); and*
- *Credential Attainment Rate*

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	83.4	85.0	83.4	85.0
Employment (Fourth Quarter After Exit)	82.9	82.9	82.9	82.9
Median Earnings (Second Quarter After Exit)	7,950.0	8,300.0	7,950.0	8,300.0
Credential Attainment Rate	57.0	61.0	57.0	61.0
Measurable Skill Gains	42.0	69.0	42.0	69.0
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹

¹ “Effectiveness in Serving Employers” is still being developed and this data will not be entered in the 2022 State Plan modifications.

Youth Program Performance Indicators

Performance Goals for the Core Programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as “baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit);
- Median Earnings (Second Quarter after Exit);
- Credential Attainment Rate; and
- Measurable Skill Gains

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit); and
- Median Earnings (Second Quarter after Exit)

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable

Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit); and*
- *Credential Attainment Rate*

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	75.0	75.0	75.0	75.0
Employment (Fourth Quarter After Exit)	74.0	74.0	74.0	74.0
Median Earnings (Second Quarter After Exit)	3,000.0	3,800.0	3,000.0	3,800.0
Credential Attainment Rate	51.8	47.0	51.8	47.0
Measurable Skill Gains	38.8	45.0	38.8	45.0
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable 1	Not Applicable 1	Not Applicable 1

¹ *“Effectiveness in Serving Employers” is still being developed and this data will not be entered in the 2022 State Plan modifications.*

Program-Specific Requirements for Wagner-Peyser Program (Employment Services)

All Program-Specific Requirements provided for the WIOA core programs in this section must be addressed for either a Unified or Combined State Plan.

a. Employment Service Staff

1. *Describe how the State will staff the provision of labor exchange services under the Wagner-Peyser Act, such as through State employees, including but not limited to state merit staff employees, staff of a subrecipient, or some combination thereof.*

Nebraska plans to continue providing labor exchange services using state merit-staff employees exclusively.

2. *Describe how the State will utilize professional development activities for Employment Service staff to ensure staff is able to provide high quality services to both jobseekers and employers*

Professional development opportunities will be made available to Wagner-Peyser Employment Service (ES) staff through a variety of methods, including:

- ES in-service trainings provided by program administration, focused on specific topics and agenda items that will provide insight and guidance to assist job in performing ES duties, such as:
 - serving individuals with disabilities, veterans, MSFWs, and unemployment insurance claimants;
 - using labor market information in career planning and reemployment;
 - resume writing and interviewing best practices;
 - presentation skills;
 - motivational interviewing skills; and
 - active listening skills;
- the State of Nebraska Employee Development Center, which provides training opportunities in-person and through technology (webinars, recorded trainings, live streaming, etc.) on a variety of topics ranging from technical skills to customer service for government employees; and
- one-stop delivery system and community-partner trainings and conference opportunities.

Staff development will focus on assessing and reinforcing the core responsibilities and functions of ES, while also addressing new opportunities for ES to expand its role with special projects or initiatives. ES staff and managers will be given the opportunity to identify their training needs through yearly surveys.

External stressors presented by the COVID-19 pandemic led to the creation of additional ES Job Seeker administrative support. In October 2021, a new Program Coordinator role over ES Job Seeker services was created. This position was created to enhance training, resources, and administrative support to ES Job Seeker focused staff. The creation of this position was aligned with a pre-existing Program Coordinator role over ES Employer services.

Additional guidance, training, job aids, and resources have been created and provided to staff who provide labor exchange services. All trainings are archived and loaded in the learning management system (Employee Development Center) for new and existing staff.

3. *Describe strategies developed to support training and awareness across core programs and the Unemployment Insurance (UI) program and the training provided for Employment Services and WIOA staff on identification of UI eligibility issues and referral to UI staff for adjudication*

UI provides regular training for ES and WIOA Title I staff throughout the year to assist staff in identifying potential UI eligibility issues. ES and WIOA Title I staff are trained by UI supervisors to identify potential UI eligibility issues and then to report the issues to UI staff. The creation of a UI Eligibility Assessment case note in NEworks[1] assists ES and WIOA staff in accurately reviewing UI eligibility issues and communicating such information to UI staff. This case note outlines the following eligibility information which is then viewable by ES, WIOA, and UI staff withing NEworks:

- employer confirmed attachment;
- enrolled in approved training program;
- a union member with a hiring hall;
- part of the short-time compensation program;
- not eligible for RESEA (see notes below for details);
- gained new employment without employer-confirmation;
- returned to work without employer-confirmation;
- claimant location outside of Nebraska;

- not able to work;
- not available for employment;
- active resume not on file;
- quit their job;
- refusal to return to work;
- refusal to interview for job opportunities; and
- discrepancies found (i.e. expired ID, missing ID, incorrect SSN, other).

UI staff communicates the referral process for information to ES and WIOA Title I staff and other one-stop partners and provides staff training to all interested parties.

UI is integrated into and highly involved in the mandatory annual training conducted for ES staff; and partner programs are invited to attend the trainings to gain a better understanding of the UI system and procedures. Partner trainings are conducted at the UI administrative building and on site at AJCs to best accommodate partner needs and resources. UI also provides legislative and programmatic updates to ES and WIOA Title I staff, as they occur, to inform staff of potential impacts to the shared customer base.

During the pandemic, it was quickly noted that ES and WIOA staff required additional training and resources to serve UI claimants more effectively. The creation of federal pandemic-related UC programs, in addition to traditional programs, added to the complexity of staff training. In October of 2021, Unemployment Insurance and ES management partnered to develop an Unemployment Insurance 'Meaningful Assistance' training curriculum. The training was provided to ES and WIOA Title I managers and staff with an overview of the following:

- Unemployment Insurance program design and eligibility requirements;
- claimant rights and responsibilities;
- initial claim filing assistance;
- weekly certifications assistance;
- work search activity logs;
- document uploads; and
- interpretation and resolution of commonly identified issues.

Along with the training, ES staff received:

- navigational overview of UI related screens in NEworks;
- increased access to UI related pages in NEworks;
- UI training guides, job aids, and step by step guides;
- access to the recording which was loaded in the learning management system (Employee Development Center) for new and existing staff to view; and
- a document outlining specific key UI contacts for ES staff to be able to utilize for direct contact for specific claim issues in order to make communication more efficient and effective in resolving issues.

The aforementioned 'Meaningful Assistance' service delivery model and training resources have been formally documented and are utilized for both initial staff onboarding trainings and annual refresher training for incumbent staff. New staff members must complete 'Meaningful Assistance' training within 14 calendar days of hire. In 2021, one hundred percent (100%) of ES and WIOA Title I staff completed 'Meaningful Assistance' training. This has become a permanent annual goal moving forward.

[1] NEworks is the State's management information system of record.

b. Explain how the State will provide information and meaningful assistance to individuals requesting assistance in filing a claim for unemployment compensation through one-stop centers, as required by WIOA as a career service

Nebraska's implementation of a 'Meaningful Assistance' service delivery model utilizing ES and WIOA Title I staff greatly improved the quality of services provided to individuals filing a UC claim through the one-stop centers. Not only has the service delivery model improved customer service, but it has also created a time-savings for UI staff, who are able to spend more time performing claim adjudication and improving adjudication timeliness.

In addition to ES 'Meaningful Assistance', pandemic pressure also led to inter-divisional restructuring of staff located in the one-stop centers. Every region across the state is now assigned 1.0 FTE UI Claims Specialist to provide additional direct services to individuals beyond the scope of meaningful assistance. This additional resource also functions as a force-multiplier by continually improving the knowledge base of ES and WIOA Title I staff performing similar functions.

UI provides dedicated phone lines in the one-stop centers across the state. The phones are labeled with a sign designating them as a resource for individuals seeking assistance with filing an UI claim. In addition to the dedicated phones, there are also dedicated computers for use of filing an UI claim. ES staff is trained on the process for UI claim filing by customers and provide direct assistance with customer questions about the general UI process. In addition to dedicated phones, there is also dedicated UI benefits staff in the Grand Island, Lincoln, and Omaha AJCs that provide direct assistance to customers while navigating the initial UI claim and the weekly claims process. When UI staff is not present in a one-stop center, high levels of customer service can still be achieved as UI staff have the ability to remote in, on select computers in the one-stop centers to provide real-time technical assistance to customers filing for UI benefits. While ES staff is not equipped to provide direct information on UI customer benefits, one-stop center staff focuses on quality customer service and a streamlined customer experience.

One-stop centers are provided with UI information and materials that can be disseminated to customers with questions on filing UI claims. The information is reviewed with the customers to clarify language and provide guidance on the steps a customer must follow to file an UI claim, weekly certification, and job searches in NEworks. The use of NEworks, the integrated single sign-on system claimants use to register for work and file a UI claim, streamlines the process for claimants by allowing one-stop centers to provide information and assistance. One-stop center staff is trained on use of NEworks as a tool to provide employment and UI benefits navigational services. Staff's strong knowledge and constant use of the system allows them to provide meaningful assistance to UI claimants as they use the system to file UI claims, register for work, and meet work search requirements.

With these modernizations and improvements in mind, in late 2020 the Nebraska Department of Labor formally re-branded its Office of Employment and Training to the Office of Reemployment Services, highlighting its expanded interoperability with the Office of Unemployment Insurance.

c. Describe the State's strategy for providing reemployment assistance to UI claimants and other unemployed individuals

Overview

Nebraska's reemployment strategy for UI claimants and other unemployed individuals has led to the development of the NERes program. NERes creates a single, comprehensive service model for delivering reemployment services, with the UI claimant as the core consumer of the model. UI claimants are customers of the one-stop delivery system. Nebraska places an emphasis on early intervention and continuing engagement with UI claimants, with a goal of gainful employment. This reemployment strategy allows claimants and job seekers to enter the reemployment system through a common entry point and their connection with an array of services and tools needed for effective job searching and rapid reemployment. With NERes, Nebraska uses technology and innovative strategies to assist UI claimants and job seekers in their return to the workforce.

NERes connects unemployed individuals with the full range of reemployment services available through the Nebraska Department of Labor (NDOL) and other workforce partners. NERes seeks to accelerate opportunities for individuals to obtain gainful employment after job separation. NERes was developed to meet the Federal requirements of the Worker Profiling Reemployment System (WPRS) and Reemployment and Eligibility Assessment (REA) programs. NERes has evolved to meet the standards of newly implemented of Reemployment Services and Eligibility Assessment (RESEA) program, which replaced REA. Since its development, NERes has expanded its services to include all initial non-exempt UI claimants in order to provide early intervention and resources to promote quick reentry into the workforce. The use of high quality, effective reemployment tools is the cornerstone of NERes and is the key strategy for developing an available workforce for Nebraska. NDOL's Office of Unemployment Insurance and Office of Reemployment Services collaborate extensively and continue to strengthen its partnership to provide employment services and reemployment assistance to Nebraskans impacted by job loss.

Each NERes service has a defined set of criteria that are designed to assist claimants and job seekers in meeting their reemployment needs and program requirements. NERes services provided to claimants include:

- 1-on-1 Visits: program and one-stop center orientation; LMI; skills assessment overview (Nebraska Career Connections and NEworks); work search activities; UI eligibility assessment; Individual Employment Plans (IEPs); review of skills assessment; review of work search activities.
- referral to necessary services: workshops; Wagner-Peyser Employment Service; training services; Nebraska VR Program; WIOA Title I programs; Veteran services; other one-stop services; services available through community-based organizations.
- appropriate follow-up services: comparing employment status to IEPs; review work search activities; meeting with claimants up to two additional times.

Reemployment Opportunities

NEres provides tools and resources for individuals to increase their re-employment options via successful job matching. Through NEres, quality job matches are initiated through:

- work search activities;
- job referrals; and
- virtual recruiter notifications.

These preliminary steps to a successful job match provide NEres participants the opportunity to explore viable employment options that match their knowledge, skills, and abilities (KSA). Employment opportunities that are refined by and based on participant KSAs will lead to greater success in reemployment.

NEres Service Delivery and Locations

NEres staff are assigned to primary office locations across the seven regions of the state and provide one-on-one visits, referrals to services, and follow-up services provided in person, or over the phone, or face-to-face through video conferencing. Claimants are automatically directed to the appropriate NEres location based on their home county.

Pandemic flexibilities were introduced in 2020 to allow RESEA services to be delivered through virtual platforms. NDOL capitalized on this flexibility and transitioned to a mostly virtual model. Not only did the implementation of virtual services reduce the spread of COVID-19, but it also actually improved RESEA show-rates. Nebraska plans to continue utilizing virtual flexibilities for the duration of federal pandemic authorization.

d. Describe how the State will use W-P funds to support UI claimants, and the communication between W-P and UI, as appropriate including the following:

- 1. Coordination of and provision of labor exchange services for UI claimants as required by the Wagner-Peyser Act;*

Wagner-Peyser funds are used to support UI claimants through regular and ongoing provision of labor-exchange services. NDOL uses NEworks as its labor exchange platform. NEworks offers customers a powerful and robust system for job searches. From quick job searches to advanced searches, NEworks features a host of options to view and apply for job openings across the state. NEworks provides job search and employment assistance opportunities that can be self-assisted or staff assisted. As a web-based system, NEworks provides claimants with 24/7 access to look for employment opportunities that meet their needs at their convenience. NEworks also allows staff and employers to view job seeker resumes, work history, and create job referrals based on the claimants' interests, skills, and abilities. The Virtual Recruiter provided in NEworks is another job-matching tool that provides claimants with direct information about employment opportunities that match their interests, skills, and abilities. Further, ES supports UI claimants through job search and placement assistance by providing staff-assisted services based on the needs of each claimant and their employment goals and work experience, including:

- evaluation of claimant abilities, job search approaches, advice on alternatives job search techniques, and assistance with company and industry research;
- resume-development in one-on-one and group workshop settings; and
- development of cover letter's and other employment related correspondence.

ES also utilizes additional technology platforms to disseminate information to and communicate with UI claimants. Social media, virtual services, and user-friendly mobile applications provide 24/7 access to services and communication tools intended to support employment opportunities. The same tools allow program staff to follow-up, maintain contact with claimants, and ensure ES and reemployment services for UI claimants are being utilized in an effective manner to promote and encourage reemployment and career opportunities that match job seekers' KSAs.

In addition to the services and assistance for claimants provided through NEworks and other platforms, ES coordinates with UI on a regular basis to discuss the provision and recording of reemployment services for UI claimants and assess current practices for opportunities for improvement. UI supervisors and staff are included in ES training, as participants and trainers, in order to communicate necessary and relevant strategies for provision of reemployment services to shared customers.

In October 2019, NDOL implemented an enhancement to NEworks that fully integrated the NEworks labor exchange platform with NDOL's UI benefit payment system. The enhanced system allows UI claimants to search for work, maintain eligibility for UI benefits, and connect with reemployment services through one integrated system.

2. *Registration of UI claimants with the State's employment service if required by State law;*

UI claimants are required by Nebraska state statute to register with the state's labor exchange system, NEworks. NEworks is the single sign-on system for ES customers and UI claimants. ES staff works directly with UI claimants in one-stop centers or by phone to provide registration assistance on the NEworks system. Computers available in the resource rooms at one-stop centers provide direct customer access to NEworks and staff assistance is available, when necessary. ES staff recognizes that some customers lack computer literacy skills. To assist customers in overcoming this barrier, ES coordinates with local literacy groups, education institutions, and community-based organizations to provide computer literacy services, either in the one-stop centers or at other locations in the community. ES also conducts NEworks workshops to assist claimants in registering for work and navigating the labor exchange system. ES workshops include NEworks registration, resumes workshops, and job search workshops.

3. *Administration of the work test for the State unemployment compensation system, including making eligibility assessments (for referral to UI adjudication, if needed), and providing job finding and placement services for UI claimants; and*

ES staff are trained by NDOL's Office of Unemployment Insurance (UI) regarding eligibility issues and how to communicate those issues to UI. This training is also a component of ES 'Meaningful Assistance' curriculum that is utilized for all new hires and as an annual refresher for incumbent staff. Identified eligibility issues are documented and communicated to UI the same day the issues are identified to allow UI to follow up accordingly utilizing standardized communication. Eligibility reviews are conducted the day UI claimants engage with staff physically or virtually to access services. In addition, specific UI trained staff are located in each region to provide direct UI adjudication and eligibility support. UI Staff are also trained in referring claimants in need of job search assistance to ES staff.

4. *Provision of referrals to and application assistance for training and education programs and resources.*

ES staff assesses claimants to determine their KSAs. Assessments include an initial assessment, either a formal or informal needs assessment based on first direct contact with claimants to determine their needs and appropriate services. Assessments may also include an interest/aptitude and skills assessment, which involves the administration of a formal assessment measuring the possession of interest in, or ability to acquire job skills or knowledge. Examples of interest/aptitude and skills assessments include Nebraska Career Connections, NEworks Skills Analyzer, O*NET Online, My Next Move, Career One Stop, My Skills My Future, and CASAS.

Based on claimant conversations, interviews, and assessments, ES staff makes appropriate referrals to employment, training, and education programs that can assist claimants with acquiring necessary upskilling required to be competitive in their reemployment efforts. Referrals to employment, training, and education programs are based on claimant needs and circumstances. Referrals are documented in NEworks to track progress of partnership development and use of community resources. ES staff also provide additional assistance if required by claimants regarding completion of application or job-reference materials. This additional assistance is provided on a case-by-case basis based on the needs of claimants.

Sharing of information on training and education programs and materials is a key strategy to support ES staff in their abilities to make appropriate referrals for claimants. ES staff communicates with training and education partners to determine current training and education opportunities and minimum requirements for claimants to participate in those opportunities.

e. *Agricultural Outreach Plan (AOP). Each State agency must develop an AOP every four years as part of the Unified or Combined State Plan required under sections 102 or 103 of WIOA. The AOP must include an assessment of need. An assessment need describes the unique needs of farmworkers in the area based on past and projected agricultural and farmworker activity in the State. Such needs may include but are not limited to employment, training, and housing.*

1. *Assessment of Need. Provide an assessment of the unique needs of farmworkers in the area based on past and projected agricultural and farmworker activity in the State. Such needs may include but are not limited to employment, training, and housing.*

Agriculture data from prior and current program years continue to be the foundation of this program plan to provide Wagner-Peyser funded services and activities to the agricultural community under the one-stop delivery system. Proteus, Nebraska's National Farmworker Jobs Program grantee, reports that the main needs of MSFWs are housing and food. Housing is a challenge in rural areas of Nebraska, particularly for farmworkers with limited income who require affordable housing. The expedited SNAP benefits process is promising; however, some Nebraska migrant farmworkers are not in the same place week-to-week thus limiting access. In addition to those basic needs, Nebraska MSFWs also require language acquisition and occupational skills training. Both needs significantly affect the end goal of job placement for the MSFW

population. In addition to language acquisition, the needs of Nebraska’s MSFWs center on skills attainment, which can be addressed with training assistance and permanent employment opportunities that match the available skills sets of the MSFWs. A cultural connection and sense of belonging is a common need for MSFWs. The limited presence of individuals with similar cultural backgrounds that settle in Nebraska communities where MSFWs settle can be offset through community engagement and educational opportunities. Education beyond occupational skills training is also a need. Basic literacy training is a common need among MSFWs, many of whom have limited reading and writing ability in their native languages as well as English.

2. *An assessment of the agricultural activity in the State means: 1) Identifying the top five labor-intensive crops, the months of heavy activity, and the geographic area of prime activity; 2) Summarize the agricultural employers’ needs in the State (i.e. are they predominantly hiring local or foreign workers, are they expressing that there is a scarcity in the agricultural workforce); and 3) Identifying any economic, natural, or other factors that are affecting agriculture in the State or any projected factors that will affect agriculture in the State*

1. Identifying the top five labor-intensive crops, the months of heavy activity, and the geographic area of prime activity

Table 110. Top five labor-intensive crops; months of heavy activity; geographic area of prime activity

Crops	Months of activity	Geographic area
Alfalfa	May – October	Statewide
Dry beans	May – October	Western Nebraska
Sugar beets	April – October	Panhandle of Nebraska
Fruits and vegetables	April – October	Eastern Nebraska
Corn	April – October	Statewide

- Summarize the agricultural employers’ needs in the state (i.e., are they predominantly hiring local or foreign workers, are they expressing that there is a scarcity in the agricultural workforce)

Nebraska’s agricultural employers are expressing a need for more agricultural workers. While there is still a need for some handwork in the fields, the majority of agricultural employers’ labor needs are for agricultural equipment operators, including combine and tractor operators, fertilizer transporters, and grain hauling to storage facilities. Each year the number of employers requesting H-2A workers has increased significantly. In FY16, Nebraska processed 92 certified H-2A petitions. By the end of FY20, that number increased to 221. When examining the use of seasonal agricultural labor through the H-2A program, Nebraska trends consistently with national growth. A 2021 study conducted by the United States Department of Agriculture, Economic Research Service, found that certified H-2A positions increased by more than 200% from 2010 to 2019. The increasing trend has continued during the COVID-19 pandemic.

Several factors are affecting agriculture in Nebraska, including mechanization, herbicide resistant weeds, and increases in fruit and vegetable production. Automation and changes in planting techniques and weed control have drastically reduced the need for MFSWs in some areas of the state for crops like sugar beets and potatoes, which have traditionally required handwork. Row planting for some crops has been replaced by the drilling method of planting, which provides closer spacing of the plants and makes the application of chemicals to control weeds more effective, thereby reducing the need for hand weeding and hoeing efforts. However, Proteus and Nebraska Extension Educators have expressed that some weeds are now proving resistant to herbicides, which has increased the need for hand hoeing of weeds in some parts of the state.

According to the Nebraska Department of Agriculture, the number of Nebraska’s fruit and vegetable growers has increased over the past decade from 78 in 2000 to more than 600 in recent years. Most produce growers remain small family farm operations, and it is difficult to estimate how many employ seasonal workers who are not family members.

3. *An assessment of the unique needs of farmworkers means summarizing Migrant and Seasonal Farm Worker (MSFW) characteristics (including if they are predominantly from certain countries, what language(s) they speak, the approximate number of MSFWs in the State during peak season and during low season, and whether they tend to be migrant, seasonal, or year-round farmworkers). This information must take into account data supplied by WIOA Section 167 National Farmworker Jobs Program (NFJP) grantees, other MSFW organizations, employer organizations, and State and/or Federal agency data sources such as the U.S. Department of Agriculture and the U.S. Department of Labor (DOL) Employment and Training Administration*

Most migrant farmworkers in Nebraska are from Texas, Florida, Colorado, California, Georgia, Missouri, and Kansas. The primary language spoken by migrant farmworkers is Spanish. Proteus estimates that there are approximately 1,000 migrant farmworkers in Nebraska through the peak season and 250 migrant farmworkers during the low season. According to the 2017 Agricultural Census, agricultural employers employed 1,048 migrant farmworkers in Nebraska.

Estimating the number of seasonal farmworkers proves far more difficult in a state where agricultural employment still accounts for twenty-five percent of employment opportunities. According to the 2017 Agricultural Census, agricultural employers reported employing 24,553 workers for less than 150 days. There is mostly likely significant duplication in this count; it is almost guaranteed that both migrant and seasonal farmworkers were employed by more than one agricultural employer. Furthermore, the use of NEworks is traditionally limited for this population given their limited time in the area and access to technology. The common populations for MSFWs are seasonal and year-round farmworkers, with migrant workers making up a smaller portion of MSFWs in the state. The peak season for MSFWs in the state is May through October annually, with low seasons occurring in the late fall through early spring (November – April).

There were only 81 seasonal farmworkers registered in NEworks in PY18. During PY20, that figure grew to 232 registered seasonal farmworkers. Although this figure can be partly explained by effective outreach and access to technology, Nebraska has experienced an increase in MSFW populations during the COVID-19 pandemic.

4. Outreach Activities

The local offices outreach activities must be designed to meet the needs of MSFWs in the State and to locate and contact MSFWs who are not being reached through normal intake activities. Describe the State agency's proposed strategies for:

Nebraska's outreach activities are described below in subsections 4.A. through 4.E.

A. *Contacting farmworkers who are not being reached by the normal intake activities conducted by the employment service offices*

ES staff data mines information in NEworks to identify MSFWs and proactively conducts outreach to offer and promote permanent employment opportunities. The proliferation of virtual services attributed to the pandemic has improved data mining outcomes for all target populations. ES also partners with Proteus to provide information and conduct workshops for their MSFW customers. Other outreach efforts include:

- identification of community organizations that may come into contact with MSFWs:
 - churches with Spanish mass;
 - migrant Head Start programs;
 - libraries;
 - community-based organizations;
 - service agencies;
 - Proteus; and
 - Legal Aid;
- identification of businesses that may have contact with MSFWs, such as ethnic markets, laundromats, restaurants, motels, and salons.

Available resources for the MSFW outreach include an MSFW brochure and MSFW information bulletin. In addition to these state-developed materials, AJCs, other one-stop centers, and outreach staff provide information on local resources designed for the MSFW population. Outreach workers encourage MSFWs to go to the nearest AJC or other one-stop center for services. If the MSFWs cannot or do not wish to access services at AJCs or other one-stop centers, outreach workers provide onsite assistance with preparation of applications, assistance in obtaining referrals to specific employment opportunities, guidance in the preparation of complaints, referral to supportive services, and help in making appointments and arranging transportation. In all case, when appropriate, bilingual staff is available to conduct outreach activities.

B. *Providing technical assistance to outreach staff. Technical assistance must include trainings, conferences, additional resources, and increased collaboration with other organizations on topics such as one-stop center services (i.e. availability of referrals to training, supportive services, and career services, as well as specific employment opportunities), the Employment Service and Employment-Related Law Complaint System ("Complaint System" described at 20 CFR 658 Subpart E), information on the other organizations serving MSFWs in the area, and a basic summary of farmworker rights, including their rights with respect to the terms and conditions of employment.*

Technical assistance (TA) is provided to outreach workers through in-person trainings, prior to the beginning of the peak season and through regularly scheduled technical conference calls and video conferences with local outreach staff during the peak MSFW season. MSFW partners will be invited to in-person trainings conference calls, including Proteus, the Nebraska Department of Education Migrant Education Program, and Legal Aid. Training topics will include the Complaint System, farmworker rights, best practices for outreach, and the Agricultural Recruitment System. TA calls throughout the season will refresh outreach workers' knowledge about the complaint system, supportive services, and partner programs and serve as an opportunity for outreach workers to ask questions and share best practices. The final TA call at the end of

the season recaps success stories and opportunities identified for the following year. Resources are provided to outreach workers for their incorporation into their MSFW outreach practices.

C. Increasing outreach worker training and awareness across core programs including the Unemployment Insurance (UI) program and the training on identification of UI eligibility issues

ES staff partner on a regular basis with the UI program in order to serve customers in an informative manner about the availability of services and eligibility issues. This same knowledge is leveraged by staff when outreaching to and serving MSFWs. UI assistance to MSFWs has improved through the development and implementation of ES meaningful assistance service delivery model and training. The UI program is integrated into mandatory annual training for ES staff. UI supervisors prepare and conduct training to educate ES staff on how to identify and report potential UI eligibility issues. Referrals regarding potential issues are provided to UI staff for adjudication through standardized communications described earlier.

ES staff works directly with the NFJP grantee, Proteus, and the Nebraska Department of Education Migrant Education Program to find and reach MSFW populations in order to directly share information about ES, including the ES complaint system. ES staff partner with local and regional advocacy groups, such as the Nebraska Appleseed Center for Law in the Public Interest and Legal Aid of Nebraska, to share and disseminate information to farmworkers about their rights. In addition, MSFW outreach staff seeks out advocacy groups and partners when promoting ES services for MSFW populations. During partnership development, outreach staff will request printed and electronic materials to share with other partners and promote to MSFWs directly, in order to inform them of services and agencies intended to serve and assist MSFWs.

D. Providing State merit staff outreach workers professional development activities to ensure they are able to provide high quality services to both jobseekers and employers

ES conducts monthly TA video conferences with ES staff to provide tools and resources to equip staff with determining and meeting the needs of job seekers and employers. Topics include changes in state or federal regulation, updated features and training within NEworks, and implementation of quality assurance requirements. In addition to monthly TA video conferences, there are regular in-service training opportunities conducted throughout the year to share new or updated information and best practices. Examples of in-service training include attending relevant state and federal roundtables or conferences, enrollment in State of Nebraska professional development courses and leadership programs, and other emerging professional development opportunities. ES is constantly looking for innovative ways to train staff and provide them new resources. In 2021, NDOL implemented a series of new quality control policies, including the standardization of required, supplemental and exploratory program-specific training for MSFW outreach staff.

E. Coordinating outreach efforts with NFJP grantees as well as with public and private community service agencies and MSFW groups

ES partners across the state with Proteus, Nebraska's NFJP grantee. After completion of competitive bidding processes, Proteus and the Nebraska Department of Labor signed an MOU on February 5, 2019 which outlines the partnership. The MOU ensures collaborative outreach to migrant and seasonal farmworkers (MSFWs) is successful to address barriers to employment and the provision of supportive services. The agreement expresses the joint willingness to work cooperatively and expeditiously to assure maximum services and outreach to MSFWs, combine resources and knowledge for more efficient service delivery and outreach, coordinate and exchange information to meet the unique needs of MSFWs, and the ongoing process for the SMA to receive input on improving communication with the American Job Centers (AJCs), One-Stop Centers, and all other workforce partners to provide more effective coordination of services to MSFWs in such areas as outreach, referrals, complaints, access to career pathways, job training, outreach worker contacts, job referrals, and other supportive services.

Proteus is collocated in some AJCs and other one-stop centers and has access to services available across the state, even where they do not have a physical presence in AJCs or other one-stop centers. ES and Proteus staff partner at administrative, management, and staff levels, designing partnership opportunities that are appropriate for each community or region based on the needs of the current MSFW population.

Concentrated outreach is undertaken during the peak periods of MSFW activity, typically May through October. Outreach workers, in coordination with Proteus, maintain a record of outreach activities that includes the names of MSFWs. These records are especially utilized when an application is taken, referral to a job is made, or a complaint is documented. This data is retained and preserved through the NEworks, Nebraska's management information system. NEworks allows the Nebraska Department of Labor (NDOL) to track the number of MSFWs contacted, any follow-up contacts that are made, and the types of services provided. This information is provided to the US Department of Labor Employment and Training

Administration in the quarterly "Services to Migrant and Seasonal Farmworker Reports" (ETA Form 5148, LEARS Reporting System).

To assist with outreach, NDOL has developed a brochure detailing available services needed by MSFWs. The brochure is available in Spanish and English. The brochure is an important resource for direct outreach and connecting with programs serving the MSFWs that are collocated at AJCs and other one-stop centers, as well as other programs and agencies serving MSFWs. The three most important resource partners for MSFWs in Nebraska are the Nebraska Department of Education migrant program, migrant health programs, and Proteus, Nebraska's NFJP grantee. Coordination among these partners will continue to be of special importance to Nebraska's Wagner-Peysner Employment Service.

5. *Services provided to farmworkers and agricultural employers through the one-stop delivery system*

Describe the State agency's proposed strategies for:

- A. *Providing the full range of employment and training services to the agricultural community, both farmworkers and agricultural employers, through the one-stop delivery system. This includes:*
 - i. *How career and training services required under WIOA Title I will be provided to MSFWs through the one-stop centers*
 - ii. *How the state serves agricultural employers and how it intends to improve such services*

Career and training services

MSFW outreach activities are coordinated primarily through Nebraska's one-stop delivery system. Dedicated state merit staff who meet the requirements set forth in 20 CFR § 653.107 cover each region of the state and are responsible for conducting outreach to employers and MSFWs in their surrounding areas of service. Utilization of a common case management system and Title I adult program case managers is a key strategy in providing MSFW populations with WIOA Title I employment and training services. Utilizing the same state merit staff to conduct MSFW outreach and Title I adult program case management will allow staff to build relationships, identify needs and barriers, and provide continuous and comprehensive services through the Title I adult program. In local areas where WIOA Title I program services are contracted, MSFW outreach workers will maintain relationships with MSFWs and the contracted Title I case managers to increase the likelihood of MSFW program participation and success.

Serving agricultural employers

Agricultural employers receive services from ES staff. ES services include posting of open positions in NEworks, recruitment of job seekers, hosting of job fairs, sharing open positions with partner organizations, and access to training services, such as Nebraska's state-funded Worker Training Program, which provides incumbent workers with the training necessary to be successful on the job. However, Nebraska has never taken a focused approach with agricultural employers despite the need. NDOL will leverage its existing partnerships with Proteus, the Nebraska Department of Education Migrant Education Program, and Legal Aid of Nebraska to identify agricultural employers and their needs as they relate to employment and training. By leveraging existing partnerships with organizations that agricultural employers trust, NDOL anticipates an increase in the usage rate of employer services and additional WIOA Title I services in ways that benefit both the employer and MSFWs.

- B. *Marketing the employment service complaint system to farmworkers and other farmworker advocacy groups*

MSFW outreach activities involve the provision of information about the ES Complaint System and a summary of farmworker rights with respect to employment. The ES Complaint System is also shared on the Nebraska Department of Labor's Labor Standards web page and with MSFW partners, AJCs, other one-stop centers, and farmworker advocacy groups, including Legal Aid of Nebraska and Nebraska Appleseed. ES outreach staff and partners receive biannual training regarding the ES Complaint System.

- C. *Marketing the Agricultural Recruitment System for U.S. Workers (ARS) to agricultural employers and how it intends to improve such publicity.*

MSFW outreach workers and business services representatives will market the Agricultural Recruitment System to agricultural employers, including Farm Labor Contractors. Beginning in 2020, MSFW outreach workers and business service representatives are trained on how the Agricultural Recruitment System (ARS) functions, allowing them to explain the benefits of advertising job openings in Nebraska's agricultural worker supply states. In addition, staff will be provided with marketing resources advertising ARS. As part of monthly technical assistance calls, MSFW outreach staff will discuss best practices for reaching agricultural employers to share with business service representatives throughout the state during

their monthly TA calls. Subsequent training will be ongoing and additional resources provided as necessary and as requested.

6. Other Requirements

A. Collaboration

Describe any collaborative agreements the state workforce agency (SWA) has with other MSFW service providers including NFJP grantees and other service providers. Describe how the SWA intends to build upon/increase collaboration with existing partners and in establishing new partners over the next four years (including any approximate timelines for establishing agreements or building upon existing agreements).

Proteus and NDOL entered into a collaborative agreement, which includes information about reporting apparent violations, and development of partnership and training opportunities across agencies, as well as signatures of both Proteus and Nebraska's State Monitor Advocate (SMA). The agreement was finalized and signed by all parties in February 2019.

At the local level, ES staff meets with partner agencies at least quarterly. The local partner meetings include representatives from Proteus, other local one-stop center partners, and other local service providers, which may include the Nebraska Department of Education Migrant Education Program. As collaborative agreements are established statewide, local partnership meetings will be encouraged and strengthened.

In January 2018, NDOL began state-level monthly meetings with Legal Aid of Nebraska, Proteus, and Nebraska Department of Education Migrant Education Program to coordinate services for Nebraska's MSFWs. Subsequent meetings included the SNAP Outreach program and the Salvation Army's SAFE-T program, which assists human trafficking survivors and works to combat human trafficking in Nebraska. Further, MSFW partners are eager to provide occupational safety training programs to MSFWs and employers, cross training for outreach staff from all programs throughout the state, and the development of a MSFW needs assessment. Additional collaborative projects and agreements will be developed as needs arise.

B. Review and Public Comment

In developing the AOP, the SWA must solicit information and suggestions from NFJP grantees, other appropriate MSFW groups, public agencies, agricultural employer organizations, and other interested organizations. In addition, at least 45 calendar days before submitting its final AOP, the SWA must provide a proposed plan to NFJP grantees, public agencies, agricultural employer organizations, and other organizations expressing an interest and allow at least 30 days for review and comment. The SWA must: 1) Consider any comments received in formulating its final proposed AOP; 2) Inform all commenting parties in writing whether their comments have been incorporated and, if not, the reasons therefore; and 3) Transmit the comments and recommendations received and its responses with the submission of the AOP.

The AOP must include a statement confirming NFJP grantees, other appropriate MSFW groups, public agencies, agricultural employer organizations and other interested employer organizations have been given an opportunity to comment on the AOP. Include the list of organizations from which information and suggestions were solicited, any comments received, and responses to those comments.

The Agricultural Outreach Plan has been published for public comment as part of this modification. Informed parties include all Nebraska Department of Labor (NDOL) American Job Centers and NDOL locations in Nebraska; Legal Aid of Nebraska; Nebraska Department of Education (including Migrant Education Program); Proteus, Inc. (NFJP Grantee). A 30-day public comment period was provided. No public comments were received regarding the AOP.

Proteus and NDOL entered into a collaborative agreement, which includes information about reporting apparent violations, and development of partnership and training opportunities across agencies, as well as signatures of both Proteus and Nebraska's SMA. The agreement was finalized and signed by all parties in February 2019 and remains in effect.

At the local level, ES staff meets with partner agencies at least quarterly. The local partner meetings include representatives from Proteus, other local one-stop center partners, and other local service providers, which may include the Nebraska Department of Education Migrant Education Program. As collaborative agreements are established statewide, local partnership meetings will be encouraged and strengthened.

NDOL has continued state-level monthly meetings with Legal Aid of Nebraska, Proteus, and Nebraska Department of Education Migrant Education Program to coordinate services for Nebraska's MSFWs. Subsequent meetings included the SNAP Outreach program and the Salvation Army's SAFE-T program, which assists human trafficking survivors and works to combat human trafficking in Nebraska. Further, MSFW partners are eager to provide occupational safety training programs to MSFWs and employers, cross training for outreach staff from all programs throughout the state, and the

development of a MSFW needs assessment. Additional collaborative projects and agreements will be developed as needs arise.

C. Data Assessment

Review the previous four years Wagner-Peyser data reports on performance. Note whether the State has been meeting its goals to provide MSFWs quantitatively proportionate services as compared to non-MSFWs. If it has not met these goals, explain why the State believes such goals were not met and how the State intends to improve its provision of services in order to meet such goals.

- Program Year 2019: 2 of 7 goals met
- Program Year 2020: 4 of 7 goals met

During Program Year 2017 and the first two quarters of Program Year 2018, MSFW services were not managed by NDOL's Reemployment Services Division, rather by the Departments' Legal Division. This resulted in a lack of coordination with farmworker advocacy groups, WIOA Title I staff, and MSFW outreach staff. Because of this lack of coordination, identifying and providing services to this population was limited and not as focus. NDOL made the decision during the third quarter of Program Year 2018 to move MSFW outreach and services to the Office of Reemployment Services for full integration with WIOA Title I and III services and programming. During the third and fourth quarters of Program Year 2018, new protocols, procedures, and partnerships were developed with farmworker advocacy organizations to ensure the MSFW population is served equitably when compared to the general ES participant population. During the fourth quarter of Program Year 2018, a State Monitor Advocate within was appointed from within the Office of Reemployment Services to ensure compliance and performance goals are achieved in relation to the MSFW population. During the first and second quarters of Program Year 2019, MSFW outreach staff were identified and provided training, along with their managers, regarding new outreach requirements, documents, strategies, and goals.

This restructuring has proven successful. Within one full program year, Nebraska successfully met four of its seven quantitative MSFW goals compared to the year before. The State will continue to improve training and service delivery to facilitate continuous improvement.

D. Assessment of Progress

The plan must include an explanation of what was achieved based on the previous AOP, what was not achieved and an explanation as to why the State believes the goals were not achieved, and how the State intends to remedy the gaps of achievement in the coming year.

Since the previous AOP was written, many achievements have been made in relation to MSFW outreach collaborations and partnerships. MSFW outreach achievements have also been made in relation to expanded TA, including TA provided to NDOL leadership, the SMA, and MSFW outreach staff, as well as farmworker advocacy organizations throughout the state.

To demonstrate progress, a Federal review conducted by the US Department of Labor in August 2019 identified several gaps. Those gaps included a lack of state merit staff who met the requirements of 20 § CFR 653.107 completing MSFW outreach and a failure to monitor MSFW services according to regulation. By November 2019, NDOL identified and trained MSFW outreach workers who do meet regulatory requirements.

In July of 2021, a federal review of Nebraska was again conducted by the US Department of Labor. The review found no compliance issues with NDOL's administration of MSFW services, noting significant improvements. Despite the lack of findings, NDOL continues to promote training and technical assistance needs across the state and with federal partners.

E. State Monitor Advocate

The plan must contain a statement confirming the State Monitor Advocate has reviewed and approved the AOP.

The SMA reviewed and approved the AOP.

Wagner-Peyser Assurances

The State Plan must include assurances that:

<i>The State Plan must include</i>	Include
1. The Wagner-Peyser Act Employment Service is co-located with one-stop centers or a plan and timeline has been developed to comply with this requirement within a reasonable amount of time (sec 121(e)(3));	Yes
2. If the State has significant MSFW one-stop centers, the State agency is complying with the requirements under 20 CFR 653.111, State Workforce Agency staffing requirements;	Yes
3. If a State Workforce Development Board, department, or agency administers State laws for vocational rehabilitation of persons with disabilities, that board, department, or agency cooperates with the agency that administers Wagner-Peyser Act services, Adult and Dislocated Worker programs and Youth Programs under Title I; and	Yes
4. SWA officials: 1) Initiate the discontinuation of services; 2) Make the determination that services need to be discontinued; 3) Make the determination to reinstate services after the services have been discontinued; 4) Approve corrective action plans; 5) Approve the removal of an employer’s clearance orders from interstate or intrastate clearance if the employer was granted conditional access to ARS and did not come into compliance within 5 calendar days; 6) Enter into agreements with State and Federal enforcement agencies for enforcement-agency staff to conduct field checks on the SWAs’ behalf (if the SWA so chooses); and 7) Decide whether to consent to the withdrawal of complaints if a party who requested a hearing wishes to withdraw its request for hearing in writing before the hearing.	Yes

Wagner Peyser Program Performance Indicators

Performance Goals for the Core Programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as “baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit);
- Median Earnings (Second Quarter after Exit);
- Credential Attainment Rate; and
- Measurable Skill Gains

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit); and
- Median Earnings (Second Quarter after Exit)

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit); and*
- *Credential Attainment Rate*

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	73.0	73.0	73.0	73.0
Employment (Fourth Quarter After Exit)	73.0	73.0	73.0	73.0
Median Earnings (Second Quarter After Exit)	6,300.0	6,500.0	6,300.0	6,500.0
Credential Attainment Rate	Not Applicable	Not Applicable	Not Applicable	Not Applicable
Measurable Skill Gains	Not Applicable	Not Applicable	Not Applicable	Not Applicable
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹

¹ *“Effectiveness in Serving Employers” is still being developed and this data will not be entered in the 2022 State Plan modifications.*

Program-specific Requirements for Adult Education and Family Literacy Act Programs

The Unified or Combined State Plan must include a description of the following as it pertains to adult education and literacy programs and activities under title II of WIOA, the Adult Education and Family Literacy Act (AEFLA).

a. Aligning of Content Standards

Describe how the eligible agency has aligned its content standards for adult education with State-adopted challenging academic content standards, as adopted under section 1111(b)(1) of the Elementary and Secondary Education Act of 1965, as amended (20 U.S.C. 6311(b)(1)).

Nebraska Adult Education has adopted the College and Career Readiness Standards for Adult Education <https://lincs.ed.gov/publications/pdf/CCRStandardsAdultEd.pdf>; as well as the English Language Proficiency Standards for Adult Education <https://lincs.ed.gov/publications/pdf/elp-standards-adult-ed.pdf>. Nebraska Revised Statute 79-760.01 requires the Nebraska State Board of Education to “adopt measurable academic content standards for at least the grade levels required for statewide assessment.” Those standards shall cover the subject areas of reading, writing, mathematics, science, and social studies, and the State Board of Education shall develop a plan to review and update standards for those subject areas every seven years.

With the adoption of the national standards for Adult Education, the Nebraska Department of Education, as the State Eligible Agency for federal funding under the Adult Education and Family Literacy Act (WIOA Title II), has aligned Adult Education standards with those for at least the grade levels required for statewide assessment. The standards contained in the College and Career Readiness Standards for Adult Education and English Language Proficiency Standards for Adult Education meet or exceed those adopted by the State. Providers receiving Title II funding are required to utilize curriculum that align with the standards, thus ensuring that students gain the knowledge identified in the standards. Each provider, upon receipt of funding, is required to submit a curriculum alignment certification to the State Office. Local providers work closely with curriculum vendors to ensure compliance.

b. Local Activities

Describe how the State will, using the considerations specified in section 231(e) of WIOA, fund each eligible provider to establish or operate programs that provide any of the following adult education and literacy activities identified in section 203 of WIOA, including programs that provide such activities concurrently. The Unified or Combined State Plan must include at a minimum the scope, content, and organization of these local activities.

Adult Education and Literacy activities (section 203 of WIOA)

1. Adult education;
2. Literacy;
3. Workplace adult education and literacy activities;
4. Family literacy activities;
5. English language acquisition activities;
6. Integrated English literacy and civics education;
7. Workforce preparation activities; or
8. Integrated education and training that:
 - a. Provides adult education and literacy activities, concurrently and contextually with both, workforce preparation activities, and workforce training for a specific occupation or occupational cluster, and
 - b. Is for the purpose of educational and career advancement.

Special Rule. Each eligible agency awarding a grant or contract under this section shall not use any funds made available under this title for adult education and literacy activities for the purpose of supporting or providing programs, services, or activities for individuals who are under the age of 16 and are enrolled or required to be enrolled in secondary school under State law, except that such agency may use such funds for such purpose if such programs, services, or activities are related to family literacy activities. In providing family literacy activities under this title, an eligible provider shall attempt to coordinate with programs and services that are not assisted under this title prior to using funds for adult education and literacy activities under this title for activities other than activities for eligible individuals.

Nebraska Adult Education awards multiyear grants, on a competitive basis, to eligible providers to develop, implement and improve adult education and literacy activities within the State. An eligible provider must be an organization that has demonstrated effectiveness in providing adult education and literacy activities. These organizations may include: a local education agency; a community-based organization or faith-based organization; a volunteer literacy organization; an institution of higher education; a public or private nonprofit agency; a library; a public housing authority; a non-profit institution that is not described and has the ability to provide adult education and literacy activities to eligible individuals;

a consortium or coalition of the agencies, organizations, institutions, libraries or authorities described; and a partnership between an employer and an entity described.

During the competitive process, emphasis is placed on ensuring direct and equitable access to the application with public notice being made across the State. Nebraska Adult Education provides access to the same application for all applicants which are submitted to the State Office by the posted deadline. In order to determine demonstrated effectiveness of all applicants, specific data for adult education related activities is requested in the application. Through the review of data, determination is made on whether the applicant is in fact, an organization of demonstrated effectiveness. Performance benchmarks were included in the application to ensure fairness and equity when making this determination. Accommodation is made for applicants that were previously funded and also for those applicants that were not previously funded under AEFLA. Once applicants are determined to be organizations of demonstrated effectiveness, applications are reviewed and scored with additional reviews taking place by the local board in order to ensure alignment with local workforce plans. This process is further described below.

Nebraska Adult Education requires that each eligible provider receiving a grant use the grant funding to establish and operate programs that provide adult education and literacy activities, including programs that provide such activities concurrently.

All applicants for federal funding under WIOA Title II are required to submit a grant application that includes a written narrative on how the applicant meets the considerations identified in WIOA Section 231(e). Responses provided in the application are reviewed and scored by an established review committee, using a published rubric. Grant applications are also submitted to each local workforce board for a review of consistency with the local plan and to provide the workforce board an opportunity to make recommendations to Nebraska Adult Education to promote alignment with the local plan. Recommendations made by the local board will be considered by Nebraska Adult Education in determining the extent to which the application addresses the required considerations in Section 231(e) of WIOA.

Nebraska Adult Education provides a wide variety of activities to meet the needs of adult learners. All activities provide a foundation of English language acquisition for non-native English speakers, basic skills improvement and adult secondary education for adult learners who do not have a secondary school diploma or recognized equivalent. Instruction may include the following:

- Math;
- Reading;
- Writing
- Science;
- Social Studies;
- Language Arts;
- Civics Education;
- Use of Technology

All adult learners enrolled in Nebraska Adult Education receive a career pathways intake, which includes an interview to help instructors identify the mid and long-term goals of the student. Transition plans focus on postsecondary education, training programs and employment opportunities.

Nebraska Adult Education also supports family literacy activities that are of sufficient intensity and quality, to make sustainable improvements in the economic prospects for a family and that better enable parents or family members to support their children's learning needs, and that integrate:

- Parent or family adult education and literacy activities that lead to readiness for postsecondary education or training, career advancement and economic self sufficiency
- Interactive literacy activities between parents or family members and their children
- Training for parents or family members regarding how to be the primary teacher for their children and full partners in the education of their children
- Age appropriate education to prepare children for success in school and life experiences

Nebraska's Integrated English Literacy and Civics Education activities provide services for English language learners who are adults, including professionals with degrees and credentials in their native countries. Such services are delivered in combination with integrated education and training, which focus on a service approach that provides adult education and literacy activities concurrently and contextually with workforce preparation activities and workforce training for a specific occupation or occupational cluster for the purpose of education and career advancement.

Workforce preparation activities are designed to help an individual acquire a combination of basic academic skills, critical thinking skills, digital literacy skills and self-management skills. Providers focus on improving an adult learner's competency in utilizing resources and information for educational and career advancement, learning to work effectively with others and skills that are focused on increasing an individual's ability to successfully enter the workforce and maintain consistent employment. With a focus on career pathways at intake, adult learners prepare for successful transition to postsecondary education and training opportunities and employment.

Per WIOA Section 203(4), Nebraska Adult Education serves only eligible individuals:

- (A) who have attained 16 years of age;
- (B) who are not enrolled or required to be enrolled in secondary school under State law; and
- (C) who-
 - (i) are basic skills deficient;
 - (ii) do not have a secondary school diploma or its recognized equivalent, and have not achieved an equivalent level of education; or
 - (iii) are English language learners.

c. Corrections Education and other Education of Institutionalized Individuals

Describe how the State will establish and operate programs under section 225 of WIOA for corrections education and education of other institutionalized individuals, including how it will fund, in accordance with the requirements of title II subtitle C, any of the following academic programs for:

- Adult education and literacy activities;
- Special education, as determined by the eligible agency;
- Secondary school credit;
- Integrated education and training;
- Career pathways;
- Concurrent enrollment;
- Peer tutoring; and
- Transition to re-entry initiatives and other post release services with the goal of reducing recidivism.

Each eligible agency using funds provided under Programs for Corrections Education and Other Institutionalized Individuals to carry out a program for criminal offenders within a correctional institution must give priority to serving individuals who are likely to leave the correctional institution within 5 years of participation in the program.

Nebraska Adult Education providers choosing to serve adult learners in a correctional setting will identify this funding section in the combined Section 231 / 225 application during the open competitive process. Programs receiving section 225 funding to serve adult learners in the State's correctional institutions must establish programs identified in the regulations and provide:

- Adult education and literacy activities based on the adult learners educational functioning level determined through assessment;
- English language acquisition activities for adult learners who are non-native English speakers;
- A career pathways intake and interview to determine the mid- and long-term goals of adult learners, including transition to postsecondary education, job training and employment upon release;
- Concurrent enrollment while incarcerated;
- Transition to re-entry initiatives and other post release services in cooperation with State partners; and
- Other services offered by the correctional agency.

Nebraska Adult Education shall use not less than 82.5 percent of the grant funds to award grants under section 231 and to carry out section 225, of which not more than 20 percent of such amount shall be available to carry out section 225.

Nebraska Adult Education providers receiving section 225 funding are required at the time of application, to identify how the provider will prioritize service to individuals who are likely to leave the correctional institution within 5 years of participation in the program.

Nebraska's correctional education providers mainly consist of state-level corrections through the Nebraska Department of Correctional Services and through local county-level correctional institutions. There is a strong focus on providing quality and efficient adult education and literacy activities that help inmates achieve their learning goals. These goals most often are focused on achieving a high school equivalency credential prior to release. All adult learners in Nebraska, including inmates in corrections education, spend time working on a career pathways plan that identifies various goals for each adult

learner. This plan helps instructional staff identify the needs of the student as well as helps inform on instructional materials and curricula.

d. Integrated English Literacy and Civics Education Program

Describe how the State will establish and operate Integrated English Literacy and Civics Education programs under Section 243 of WIOA, for English language learners who are adults, including professionals with degrees and credentials in their native countries, including how the Integrated English Literacy and Civics Education program under section 243(a) of WIOA will be delivered in combination with integrated education and training activities.

Describe how the State will fund, in accordance with the requirements of title II, subtitle C, an Integrated English Literacy and Civics Education program and how the funds will be used for the program.

Describe how the Integrated English Literacy and Civics Education program under section 243(a) of WIOA will be designed to prepare adults who are English language learners for, and place such adults in, unsubsidized employment in in-demand industries and occupations that lead to economic self-sufficiency.

Describe how the Integrated English Literacy and Civics Education program under section 243(a) of WIOA will be designed to integrate with the local workforce development system and its functions to carry out the activities of the program.

As described in section b, all applicants of section 243 funding are provided direct and equitable access to the same application for funding which are submitted to the State Office by the posted deadline. Section 243 is a separate application and an optional funding source made available to applicants.

In order to determine demonstrated effectiveness of all applicants, specific data for adult education related activities is requested in the application. Through the review of data, determination is made on whether the applicant is in fact, an organization of demonstrated effectiveness. Benchmarks were designated in the application to ensure fairness and equity when making this determination. Accommodation is made for applicants that were previously funded and also for those applicants that were not previously funded under AEFLA. Once applicants are determined to be organizations of demonstrated effectiveness, applications are reviewed and scored with additional reviews taking place by the local board in order to ensure alignment with local workforce plans.

Providers receiving section 243 funding will establish and operate programs and activities that serve English language learners who are adults including professionals with degrees and credentials in their native countries. Activities will include adult education and literacy services and will be delivered in combination with integrated education and training activities. Typically, in the State of Nebraska, many adults served under Section 243 are already job attached when they enroll in adult education. A main focus of serving this population is to help them learn the language skills and educational credentials that will allow them to focus on higher paying employment and or enroll in postsecondary education to further advance their education.

All English language learners served under section 243 will receive instruction in English language acquisition focusing on English oral communication improvement, as well as reading, writing and comprehension skills in English and mathematics. English language learners arrive in the State from numerous countries; therefore, Nebraska Adult Education implements various curricula that are robust and intuitive for speakers of languages other than English. Teaching approaches are culturally sensitive and focus on building a community of learners yet remains focused on each individual's learning goals and needs. Adult learners under this section will also receive instruction on the rights and responsibilities of citizenship and civic participation and may include workforce training. This approach helps ensure that displaced persons and refugee populations who arrive in our programs have a sense of belonging and better understand their long-term citizen options.

Nebraska Adult Education will continue to ensure that Integrated English Literacy and Civics Education program activities are integrated with the local workforce development system and its functions. Local program providers are encouraged to work with their local workforce development board to assist in identifying and aligning educational and career services to meet the needs of their local and regional area. Partnering with WIOA programs focused on job training and workforce preparation is beneficial but not always possible due to eligibility requirements of Title I programs. Under the Nebraska Constitution, education is made available to all persons.

In the development of their Integrated Education and Training (IET) program, local program providers are required to, with the support of their local workforce development system, align each program to their local area's priority workforce sectors, demonstrate demand for employment in their local labor markets and establish that the employment leads to economic self-sufficiency for participants.

e. State Leadership

1. *Describe how the state will use the funds to carry out the required state leadership activities under section 223 of WIOA*

Nebraska Adult Education will continue to prioritize the coordination of services and the promoting of partnerships. This includes regular meetings with WIOA partners at the State, but more importantly, at the local levels. Students will be served by partners concurrently, but without duplication.

WIOA continues to transform Nebraska Adult Education with a career pathways focus supported by College and Career Readiness Standards. The statewide career pathways intake process is a required component of program enrollment and orientation activities. Students are prepared to consistently keep their end-goal in sight.

Career pathways are supported with referrals to partners both concurrently and as the student transitions. Consistent assessments across core programs allows for a streamlined approach to serving students. Utilizing the same assessment tool allows for unifying goals, coordinating progress and eliminating duplication.

Nebraska Adult Education relies on multiple methods to deliver high-quality professional development activities across the state. These methods will continue and include utilization of a small cohort model with a train-the-trainer approach, online training programs, face-to-face trainings, web-based meetings and conference calls and attending both State and National conferences. Nebraska Adult Education will continue to partner with content experts to deliver training opportunities to eligible providers.

Technical assistance activities to eligible providers have proven invaluable to ensure compliance under the Act, but also to improve instructional outcomes that benefit students. Nebraska Adult Education will continue to modify and update technical assistance to meet the needs of both students and providers. Desktop monitoring of student outcomes and data provides the State with the ongoing opportunity to identify areas of improvement, thus ensuring compliance. This process has allowed providers to conduct their own technical assistance and professional development activities with local instructors and staff.

Nebraska Adult Education, with guidance from the Office of Career, Technical and Adult Education, continues to update its monitoring and evaluation of all eligible providers across the State. The State monitoring plan will consist of on-site, targeted and desktop monitoring of providers. Routine communication with directors and program staff helps ensure understanding and compliance under Title II.

State leadership funds are used in the development of quality professional development and technical assistance activities at the State Office level. Through well-defined and targeted professional development and technical assistance activities, the State Office can effectively determine performance improvement needs of each local provider.

Each year, the State Office reevaluates the performance outcomes of the State, the training needs of both administrative staff and instructional staff at the local level. Once determinations are made, an updated annual training plan is created. This process ensures that as the needs of adult learners change and the support and training needs of the instructors are identified, the State Office can provide relevant and accurate professional development activities and ongoing technical assistance on a monthly and sometimes weekly basis.

Nebraska Adult Education has a robust and modifiable audit and evaluation process in place to best determine monitoring protocols and needs. Through consistent and supportive technical assistance, positive performance efforts are maximized and student success improves.

Through State Leadership, a training website ensures ongoing access to past trainings is made available to all local staff and instructors. State staff also provide targeted technical assistance for program improvement through various means of communication. Monthly scheduled calls, zoom meetings and one-on-one calls are all imperative in ensuring positive progress, communication and performance outcomes. Targeted meetings focus on NRS performance through data mining and evaluation training as well as local monitoring training to help providers discover issues within the data at the local level. State Leadership funds are also used to support local program staff attending the myriad of professional development opportunities and technical assistance trainings.

2. *Describe how the state will use the funds to carry out permissible state leadership activities under section 223 of WIOA, if applicable*

Nebraska Adult Education is committed to providing resources, training and assistance to ensure adult learners across the State have access to quality instruction, to improve English language acquisition, basic skills and preparedness for high school equivalency examinations.

Distance Education continues to be an integral part of Nebraska Adult Education. With the large rural areas, this form of learning provides access to a wider population of adult learners, especially those who are unable to travel regularly to a

class site. The addition of remote learning via online applications such as Zoom due to the barriers create by the pandemic have also proven invaluable to reaching a larger number of adult learners across the state, especially when travel is not possible.

The State Office will continue a proactive approach to improving outcomes for the primary indicators of performance described in section 116. Policies and procedures to improve exit-based outcomes will be disseminated to eligible providers. Training will be conducted across all programs with the expectation that eligible providers will take an active role in improving performance outcomes.

With established employer-partner models, Nebraska Adult Education will support efforts at the local level to promote and establish new partnerships that integrate adult education and literacy activities, as well as English language instruction with occupational skill training at employer sites. A strong focus on workplace adult education and literacy activities is paramount to the success of Title II as a core partner.

f. Assessing Quality

Describe how the eligible agency will assess the quality of providers of adult education and literacy activities under title II and take actions to improve such quality, including providing the activities described in section 223(a)(1)(B) of WIOA.

Nebraska Adult Education has an established process to assess and evaluate providers of adult education across the State that can be easily modified as conditions change. Nebraska Adult Education will also continue to provide ongoing technical assistance and professional development necessary to ensure improvement and compliance.

Professional development is evaluated with a multi-faceted approach. Evaluation surveys, feedback solicited both informally and formally, as well as targeted evaluation of training results through data analysis are all used to assess the quality of professional development opportunities. Training needs are assessed and suggested through specific questions on quarterly reports, self-assessments, data quality checklists, data analysis, and direct communication as well as noted through desk-top and on site monitoring, whenever possible. Professional development opportunities are selected to address these needs utilizing the best available research and are evaluated to determine the extent that the need was met. Data analysis of outcomes ensures the intent of training is reached by enhancing student performance. Evaluations inform the need for and selection of further professional development opportunities.

Assessment and Monitoring Processes:

1. Risk Assessment- A detailed annual risk assessment is conducted on each eligible provider to identify needs for monitoring, technical assistance and professional development.
2. Self-Assessment- Each provider conducts a self-assessment to identify strengths as well as needs for technical assistance and professional development.
3. Quarterly Reports- Each provider will submit reports quarterly to monitor progress towards attainment of performance targets, analyze data regarding the previous quarter, as well as identify barriers and training needs.
4. Data Quality Checklist- A checklist designed to monitor data and ensure the accuracy of the information entered in the National Reporting System management information system will be conducted annually for each provider.
5. Desktop Monitoring- Continual monitoring of reports in LACES will allow the State Office to track performance as well as the accuracy of data.
6. On Site Monitoring- Monitoring protocol allows the State to review programmatic information through interview, reviewing materials, as well as direct observation.
7. Program Improvement Plan- As issues are identified, providers are required to submit program improvement plans to address issues and identify strategies for improvement.
8. Corrective Action Plan- Findings that are identified through monitoring will be addressed by requiring the program to submit a corrective action plan that identifies the finding and the plan for resolution including the timeline.
9. Technical Assistance- Technical assistance will be provided to address any needs identified through these evaluative processes.
10. Professional Development- Targeted professional development on best practices to ensure quality will be provided on an ongoing basis both virtually as well as face-to-face. The selection and evaluation of trainings will be focused on the end user: the improvement of services provided for and by the instructor and the impact on the student's performance.

Adult Education and Family Literacy Act Program Certifications

States must provide written and signed certifications that:

The State Plan must include	Include
1. The plan is submitted by the State agency that is eligible to submit the plan;	Yes
2. The State agency has authority under State law to perform the functions of the State under the program;	Yes
3. The State legally may carry out each provision of the plan;	Yes
4. All provisions of the plan are consistent with State law;	Yes
5. A State officer, specified by title in the certification, has authority under State law to receive, hold, and disburse Federal funds made available under the plan;	Yes
6. The State officer who is submitting the plan, specified by the title in the certification, has authority to submit the plan;	Yes
7. The agency that is submitting the plan has adopted or otherwise formally approved the plan; and	Yes
8. The plan is the basis for State operation and administration of the program;	Yes

Adult Education and Family Literacy Act Program Assurances

The State Plan must include assurances that:

The State Plan must include	Include
1. The eligible agency will expend funds appropriated to carry out title II of the Workforce Innovation and Opportunity Act (WIOA) only in a manner consistent with fiscal requirements under section 241(a) of WIOA (regarding the supplement-not-supplant requirement);	Yes
2. The eligible agency will ensure that there is at least one eligible provider serving each local area, as defined in section 3(32) of WIOA;	Yes
3. The eligible agency will not use any funds made available under title II of WIOA for the purpose of supporting or providing programs, services, or activities for individuals who are not “eligible individuals” within the meaning of section 203(4) of WIOA, unless it is providing programs, services or activities related to family literacy activities, as defined in section 203(9) of WIOA;	Yes
4. Using funds made available under title II of WIOA to carry out a program for criminal offenders within a correctional institution, the eligible agency will give priority to serving individuals who are likely to leave the correctional institution within five years of participation in the program.	Yes
5. The eligible agency agrees that in expending funds made available under Title II of WIOA, the eligible agency will comply with sections 8301 through 8303 of the Buy American Act (41 U.S.C. 8301-8303).	Yes

Authorizing or Certifying Representative

Certification Regarding Lobbying

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the

required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions. Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Please download and sign the forms below. Please scan and return the forms to wioa@ed.gov at the same time you submit your State Plan via the portal.

1. SF424B - Assurances – Non-Construction Programs (<http://www2.ed.gov/fund/grant/apply/appforms/appforms.html>)
2. Grants.gov - Certification Regarding Lobbying (<http://www2.ed.gov/fund/grant/apply/appforms/appforms.html>)
3. SF LLL Form – Disclosure of Lobbying Activities (required, only if applicable) (<http://www2.ed.gov/fund/grant/apply/appforms/appforms.html>)

Applicant’s organization	Enter information in this column
Applicant’s Organization	Nebraska Department of Education
Printed name and title of authorized representative	Enter information in this column
First Name	Matthew
Last Name	Blomstedt, Ph.D.
Title	Commissioner of Education
Email	Matt.Blomstedt@nebraska.gov

Section 427 of the General Education Provisions Act (GEPA)

In the text box below, describe the steps the applicant proposes to take to ensure equitable access to, and participation in, its Federally-assisted program for students, teachers, and other program beneficiaries with special needs provide the information to meet the requirements of Section 427 of the General Education Provisions Act (GEPA), consistent with the following instructions posted at <https://www2.ed.gov/fund/grant/apply/appforms/gepa427.doc>.

Nebraska Adult Education at the Nebraska Department of Education, serving as the State Eligible Agency (SEA) for WIOA Title II funding, Adult Education and Family Literacy Act, ensures that all students, teachers and program participants with barriers will have equitable access to enroll in and participate in Adult Education programs across Nebraska. All eligible providers receiving funds under the Act are required to submit a General Education Provisions Act (GEPA) Attestation form on an annual basis to Nebraska Department of Education. Included in this Attestation is:

1. The eligible provider’s determination whether any barriers included in the statute may prevent students, teachers etc. from such access or participation in, the federally-funded project or activity; and-
2. A succinct description of how the eligible provider will address any barriers that are applicable to circumstances that arise.

Nebraska Adult Education ensures equitable access is provided to all adult learners, teachers, programs and stakeholders through monitoring.

The Nebraska Department of Education continuously evaluates State Leadership activities to ensure full equitable access to training and professional development in a variety of platforms, delivery formats and follow-up access via the web. Administrative activities ensure that all stakeholders are given equitable access through a partnership with our subrecipient providers. Through this partnership, an ongoing evaluation process exists to avoid access barriers for all sponsored activities.

The Office of Adult Education at the Nebraska Department of Education has a process in place to continuously monitor all expenditures, both local program level and State level to ensure full compliance.

Adult Education and Literacy Program Performance Indicators

Performance Goals for the Core Programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as “baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit);*
- *Credential Attainment Rate; and*
- *Measurable Skill Gains*

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit); and*
- *Median Earnings (Second Quarter after Exit)*

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit); and*
- *Credential Attainment Rate*

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	47.0	48.0	47.0	48.5
Employment (Fourth Quarter After Exit)	48.0	49.0	48.0	49.5
Median Earnings (Second Quarter After Exit)	6,800	6,800	6,800	6,900
Credential Attainment Rate	40.0	44.0	40.0	44.5
Measurable Skill Gains	43.0	43.0	43.0	44.0
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹

¹ *“Effectiveness in Serving Employers” is still being developed and this data will not be entered in the 2022 State Plan modifications.*

Program-Specific Requirements for Vocational Rehabilitation (Combined or General)

The Vocational Rehabilitation (VR) Services Portion of the Unified or Combined State Plan [13] must include the following descriptions and estimates, as required by section 101(a) of the Rehabilitation Act of 1973, as amended by title IV of WIOA: Sec. 102(b)(2)(D)(iii) of WIOA

a. Input of State Rehabilitation Council

All agencies, except for those that are independent consumer-controlled commissions, must describe the following:

- 1. Input provided by the state rehabilitation council, including input and recommendations on the VR services portion of the unified or combined state plan, recommendations from the council's report, the review and analysis of consumer satisfaction, and other council reports that may have been developed as part of the council's functions;*

The State Rehabilitation Council (SRC) is made up of individuals from across the state that have an interest in working with Nebraska VR to ensure the needs of Nebraskans who experience a disability are being met in the most effective and efficient manner possible. Council members review, analyze, and advise Nebraska VR regarding the agency's performance. They also help develop, agree to, and review the agency's goals and priorities. The Council meets quarterly and is composed of 3 subcommittees: Client Services, Employer, and Transition. Each SRC member selects a subcommittee to participate in based on their interests and background. These committees provide the Council members the opportunity to provide feedback on topics relevant to their individual group.

SRC annual events: (1) Entrepreneur of Distinction Awards: The SRC selected and recognized Nebraska VR clients who were successful in their self-employment ventures. (2) Annual outreach to the State Senators to provide information about Nebraska VR.

- **The Client Services Committee** reviewed and analyzed the Client Satisfaction Survey results. The Committee monitored the number of surveys completed, percentage still employed, reasons why clients are no longer employed, does the job meet their current needs, what service did VR provide that was most helpful, and are clients very likely or somewhat likely to recommend VR to a friend or family member. Some recommendations suggested for the survey are (1) contact with a VR Office Director and/or the Client Assistance Program when concerns are reported while the survey is being completed and (2) monitor the number of "Other" answers by adding additional choices on the survey, and (3) revise the client satisfaction surveys to get more detail as to why jobs ended. The Committee evaluated the year end survey report and identified any possible trends. The Committee also recommended to the Client Assistance Program the Consumer Input Committee be reactivated so Nebraska VR could use this format to obtain immediate feedback on any agency policy and procedures.
- **The Employer Services Committee** selected the Entrepreneur of Distinction Annual Award winners, discussed and provided feedback on VR job placement services, job seeking training, Certificate Programs and Project SEARCH. The committee recommended improvements that could be made to the Business Advisory Council by building awareness and meeting on a more regular basis. The Committee also reviewed the retention process/questions staff must follow when working with employers and offered suggestions, clarification and combination of some questions regarding accommodations, employer language and immediate risk of losing the job. Information was shared regarding the Project SEARCH Pre-Employment Transition Services Job Fair. The Committee provided feedback about partnerships with businesses and Project SEARCH sites. The Committee engaged in discussion about defining the award criteria and a nomination form for the Disability Employment and Inclusion Awards. The Committee offered recommendations for recruitment of additional business representatives for the SRC.
- **The Transition Committee** focused on policies and procedures relating to high school aged students and families including discussions on Pre-Employment Transition Services as defined in WIOA. The Committee reviewed feedback from the summer transition programs. Feedback from VR staff who were invited to attend Individualized Education Program (IEP) meetings was also addressed. Additionally, there were discussions regarding (1) current progress and challenges in transition services, (2) collaboration with Parent Training and Information Center, (3) strategies to improve transition assessments, (4) survey results with teachers and school staff, and (5) outreach and training for the schools. The SRC provided feedback and supported combining the VR Adult and Transition Workbooks that explore client interests, assets, work history, and employment needs used to develop the Individualized Plan for Employment. The SRC recommended adding Benefits Analysis to the booklet and provided feedback and suggestions to make the VR Transition pamphlets more user-friendly language by eliminating VR terminology.

Written reports are submitted at each meeting for the Council to review from the Nebraska Youth Leadership Council, Client Assistance Program, Assistive Technology Partnership, VR Ombudsman, Deaf and Hard of Hearing Committee, and the Nebraska Statewide Independent Living Council.

SRC members provided additional input on many issues including: entering into an Order of Selection (OOS), closing all priority groups, removal of individuals off the wait list in Priority Group 1, the importance of job retention services, support of the Needs Assessment Survey, suggestions for questions, and who should receive the survey and pros and cons of a potential e-newsletter for individuals on the wait list. The SRC suggested VR explore opportunities to increase the number of Native Americans with disabilities being served. With the only Vocational Rehabilitation Services Project for American Indians with Disabilities in Nebraska no longer being funded, VR will approach other eligible tribes and organizations to apply for (American Indian Vocational Rehabilitation (AIVR) grants.

Nebraska VR went into an OOS on December 11, 2017. At that time, the VR Director summarized the funding of Nebraska VR and reviewed the OOS as discussed at prior Council meetings. The VR Director summarized the state/federal match that is utilized for VR funding and why Nebraska VR is now facing a situation where adequate resources are not available to meet the needs of all individuals requiring VR services. The VR Director discussed the four biggest costs of VR: case services, staff, indirect costs and rent costs and the impact of resource decisions for each area. The VR Director stated VR needs to go into an OOS to meet budget needs. Council members discussed the need to go into an OOS. The VR Director reviewed the three priority categories of an OOS. The VR Director shared the priority categories as follows: Priority Group

- 1 — individuals with severe physical or mental impairment resulting in a rating of very low in two or more functional areas. Functional areas include mobility, communication, interpersonal skills, self-care, self-direction, work tolerance and work skills. Priority group
- 2 — an individual with severe physical or mental impairment resulting in a very low rating in one functional area. Priority group
- 3 — all eligible individuals. The VR Director then discussed the administration of the OOS.

The VR Director shared they are currently gathering information to determine which priority groups will need to be closed. As part of the State Plan process, a VR agency can offer retention services, assist individuals who are in immediate risk of losing their job, and therefore, the individual can be considered a top priority and removed from the wait list. The VR Director suggested Nebraska VR choose that option as we do not want individuals losing jobs; sharing it is easier to keep individuals employed than to find new employment. The VR Director stated that in terms of administration they will monitor expenditures and revenue and every month a committee will review the agency's revenues and expenditures and determine how many individuals might be pulled off the wait list to receive services. Members discussed Council support of the necessity for an OOS. The VR Director reported the OOS will go into effect as soon as approval is received from RSA. VR has instated an immediate hiring freeze and will be eliminating as much discretionary spending as possible to maintain funds for case services. The VR Director shared that students in Pre-Employment Transition Services who are not currently receiving VR services will be placed on a wait list for VR services if they apply for and are determined eligible for VR services. They will continue to receive Pre-Employment Transition Services. The students who are currently receiving Pre-Employment Transition Services and are determined eligible for VR will continue to receive Pre-Employment Transition Services.

Chris Gaspari moved to support VR's proposal to RSA for an OOS, Gayle Hahn seconded the motion. There were no objections to the motion. The motion carried by unanimous consent.

The VR Director continued to update the SRC on the implementation of the OOS. At the April 23, 2018 SRC Executive Committee meeting, discussion was held on current obligations and expenditures. Although it was anticipated that case service expenditures would decline after closing Priority Groups 2 and 3 that was not the case. Therefore, in consultation with the SRC, the decision was made to close Priority Group 1 resulting in 3 out of 3 Priority Groups closed. The SRC Executive Committee was in agreement and supportive of the decision to close Priority Group 1.

During the regularly scheduled May 8, 2018 meeting, the VR Director provided an OOS update. The VR Director reiterated the justification for closing the Priority Groups and the on-going efforts to monitor the VR budget as well as continuous communication and collaboration with VR partners in support of the information and referral process.

The VR Director shared a leadership team was created with a representative from each office in October, 2018. The leadership team worked together to discuss providing quality services. This leadership team determined three (3) priorities:

1. improving and maintaining outreach procedures;
2. developing and appreciating staff;
3. establishing, developing, and improving community rehabilitation programs.

Nebraska VR Leadership Council continued to implement and monitor progress of these priorities in PY 2018-19.

At the August, 2019 SRC meeting, the VR Director updated the Council on the OOS reviewing the state funding increase that became available July 1st. 300 individuals were removed from the wait list.

In the October, 2019 SRC meeting, the VR Director provided an update. VR was awarded the full amount requested for federal reallocation. With the reallocation, 1,000 individuals were removed from the wait list in October. There was an overview of VR staffing. Nearly 50 vacancies since implementing the OOS necessitated a review of filling these positions by capacity in each office in order to continue to aggressively remove individuals from the wait list.

During the development of the WIOA State Plan, the SRC Executive Committee and Council were consulted and provided an opportunity to comment. A summary of the comments provided by the SRC include:

- Goal 1: There were no additions.
- Goal 2: An SRC member asked how this would be measured.
- Goal 3: There were no additions.
- Goal 4: The SRC members asked that SRC and educators be included.
- Goal 5: There were no additions.
- Strategy 1: The SRC members asked that SRC and educators be included. It was suggested to identify rural as a specific strategy for job development and job coaches in the rural areas of Nebraska.
- Strategy 2: It was suggested to add the VR/ATP monthly meetings and VR is a member of the ATP Advisory Council.
- Strategy 3: It was suggested to add SRC and educators to the first bullet. It was suggested to add sign language interpreting to the second bullet. It was suggested to consider Trans-Act as a resource to the third bullet.
- Strategy 4: It was suggested to add as a bullet point, continued training for VR staff related to IEP development and participation in meetings.
- Strategy 5: SRC offered Family Employment Awareness Training (FEAT) as an example of this strategy.
- Strategy 6: There were no comments.
- Strategy 7: There were no comments.

During the February 9, 2021 SRC meeting the VR Director presented to the Council supporting information for moving forward with opening Priority Group 1. The Director's Report included progress the agency had made hiring approximately 25 staff since the hiring freeze was lifted in September 2019. Additionally, the Director provided updates on the number of individuals in each priority group. As of February 2021, over 4,100 individuals had been removed from VR's wait list. In January, Nebraska VR began making weekly pulls from the wait list resulting in little to no wait time for individuals becoming eligible for services in Priority Group 1.

On April 9, 2021 the SRC Executive Committee convened and reviewed updated information for the WIOA State Plan related to the Order of Selection (Sections (k) and (m)). There was a formal vote in favor of Nebraska VR updating its applicable sections of the State Plan and hosting a public meeting on April 29, 2021 with the intent to open Priority Group 1 as soon as approval was received from RSA. At the May 11, 2021, State Rehabilitation Council meeting the Council was updated on the Public Meeting held on April 29, 2021. It was shared 83 people registered to participate and 62 attended. There were partners present from a variety of agencies including the Brain Injury Association-NE, State Department of Health and Human Services, Disability Rights Nebraska, Parent Information and Training Center and the Ombudsman office. There were no additional comments or input regarding the Order of Selection Public Meeting from the State Rehabilitation Council members.

During the August 10, 2021 meeting, the VR Director updated the SRC on its progress serving Priority Group 1 (open category) and its efforts to re-engage with individuals who are waiting for VR services in Priority Group 2. The Director shared continued plans to remove all remaining individuals in Priority Group 2 to best position the agency to open this Priority Group, as well. The August 2021 agenda also included an overview and progress report on Nebraska VR's portion of the WIOA Combined State Plan.

The Nebraska VR Director provided an update during the October 12, 2021 SRC meeting regarding the agency's progress serving Priority Group 2 and projections and timelines to begin re-engaging Priority Group 3. It was shared there are less than 400 individuals on the Priority Group 3 wait list and being able to work through Nebraska VR's policy and process for following up with this group will give the agency a better understanding of the actual number of people still needing services from Nebraska VR.

On February 8, 2022, Nebraska VR provided an overview of its progress on the WIOA state plan goals and priorities. Additionally, data for each of the common performance measures were highlighted.

The SRC was invited to attend the public meeting with all core partners which was held on March 2, 2022 to solicit feedback on the entire WIOA Combined State Plan.

2. *The designated State unit's response to the Council's input and recommendations; and*

The agency agreed with all the recommendations and will take or has taken necessary action to implement.

The SRC and Nebraska VR jointly agreed to the input and recommendations for the WIOA State Plan.

3. *The designated State unit's explanations for rejecting any of the Council's input or recommendations.*

The agency did not reject any of the Council's input or recommendations.

b. *Request for Waiver of Statewideness*

When requesting a waiver of the statewideness requirement, the designated State unit must identify the types of services to be provided by the program on a non-statewide basis. The waiver request must also include written assurances that:

1. *A local public agency will provide the non-Federal share of costs associated with the services to be provided in accordance with the waiver request;*

Nebraska VR is not requesting a Waiver of Statewideness.

2. *The designated State unit will approve each proposed service before it is put into effect; and*

N/A

3. *Requirements of the VR services portion of the Unified or Combined State Plan will apply to the services approved under the waiver.*

N/A

c. *Cooperative Agreements with Agencies Not Carrying Out Activities Under the Statewide Workforce Development System*

Describe interagency cooperation with and utilization of the services and facilities of agencies and programs that are not carrying out activities through the statewide workforce development system with respect to:

1. *Federal, State, and local agencies and programs;*

Nebraska VR seeks to work cooperatively with numerous other state and local agencies and programs. Collaborative efforts are manifested through coordinated committees throughout the state with Nebraska VR state office and local field staff actively participating. Examples of the committees Nebraska VR serves on includes, but are not limited to: Nebraska Planning Council on Developmental Disabilities, State Advisory Council on Mental Health Services, Nebraska Special Education Advisory Council, Metro Regional Secondary Transition Project, Omaha Public School Superintendent Special Education Advisory Committee, Transition Practitioners Committee & Advisory Committee, Nebraska Brain Injury Advisory Council, Local Community Resource Committees, Assistive Technology Partnership (ATP) Advisory Council, Alternative Finance Loan Advisory Council, Nebraska Children's Commission Juvenile Services Committee, Protection and Advocacy for Individuals with Mental Illness Advisory Council, Prevention Partnership with the Nebraska Children and Families Foundation, Autism Standing Committee, Autism State Collaborative, local Chambers of Commerce, Nebraska Transition College: Employment and Housing Committee and the Residential Pilot Program Committee, Nebraska Department of Education's Social Emotional Learning Committee, CSAVR's Diversity, Equity and Inclusion Professional Network, Training Coordinators CoP, Employ Committees throughout the state, NET – National Employment Team, Business Advisory Councils (Part of Project SEARCH),and Transition Advisory Committee.

Nebraska VR maintains interagency agreements with Nebraska Health and Human Services/Divisions of Developmental Disabilities and Behavioral Health, Nebraska Commission for the Blind and Visually Impaired, and Nebraska Department of Education/Special Education for purposes of providing an understood and coordinated effort to achieve employment goals for persons with disabilities.

Nebraska VR maintains written agreements with the following programs to coordinate efforts and services to assist persons with disabilities to achieve employment success. The following agencies represent various locations throughout the state and serve individuals experiencing disabilities such as severe and persistent mental illness, developmental disability, brain injury, autism spectrum disorders, and those experiencing multiple disabilities:

Achievements Neb LLC, Angel Guardians Inc., Black Hills Works, Cirrus House, Inc., Community Alliance Rehabilitation Services, Community Alternatives Ne Inc., Community Options Individual and Family Services, dba Consulting, LLC, Developmental Disability Center of Nebraska, LLC, Easter Seals Nebraska, Easter Seals Society of Nebraska Inc., Eastern Nebraska Human Services Agency DBA ENCOR, Envisions of Norfolk Inc., Envisions Inc., Goodwill Industries of Greater Nebraska, Habilitative Opportunities LLC, Hands of Heartland Inc., Independent Horizons LLC, Integrated Life Choices, Madonna School, MAGIS Residential Services LLC, Mental Health Association of Nebraska, Mosaic, Mid-NE Individual Services, North Platte Opportunity Center, Ollie Webb Center, Inc., PAKS Developmental Services Inc., Region I Office of Human Development, Region V Services, South Central Developmental Services, Southwest Area Training Services, The Autism Center of Nebraska, The Community Supports Network Inc., Versatile Support Services Inc., Vital Services, and Vocational Development Center Inc.

Written agreements are also maintained to outline roles and responsibilities for Project SEARCH. Project SEARCH partners in Nebraska include:

- **Businesses:** Cornhusker Marriott, Madonna Rehabilitation Hospital, Embassy Suites La Vista, Embassy Suites Lincoln, St. Francis CHI Health, Heritage at Sterling Ridge, Mary Lanning Health Care, Children's Hospital and Medical Center, York General Hospital, and CHI Health Good Samaritan Medical Center, and Mid-Plains Community College.
- **Schools:** Crete Public Schools, Elkhorn Public Schools, Grand Island Public Schools, Hastings Public Schools, Kearney Public Schools, Lincoln Public Schools, Millard Public Schools, Norris Public Schools, North Platte Public Schools, Papillion LaVista School District, Westside Community Schools, and Educational Service Units 6, 7 and 9.

To maximize limited resources and assist individuals to access other programs which can provide needed services essential to individuals achieving employment, Nebraska VR works cooperatively with and utilizes numerous services and facilities within the state. These services and facilities include Centers for Independent Living, the Parent Training and Information Center, Apprenticeship Programs, schools, Educational Service Units and businesses.

2. State programs carried out under section 4 of the Assistive Technology Act of 1998;

The Nebraska Assistive Technology Partnership (ATP), part of Nebraska VR and the Nebraska Department of Education (NDE), receives a grant from NDE/Special Education to provide services to professionals (e.g. IEP/IFSP Team) working with children, ages birth to 21, with disabilities. These services include technical assistance and training on assistive technology (AT). Examples of technical assistance and trainings provided are how to consider AT in the IEP/IFSP, how to conduct an AT assessment, how to acquire and provide AT tools/systems, implementing AT effectively, and evaluating the effectiveness of the AT for the student/child. ATP also promotes the use of AT through various awareness activities and maintains a statewide assistive technology loan pool that professionals can access in order to fill a temporary need for a student/child or assist in the AT decision-making process. The vision of the ATP-Education program is to ensure that individual children/students can be successful by creating systemic capacity that results in quality AT services for every child/student who needs AT.

The agency contracts with the Nebraska ATP to provide rehabilitation engineering and AT services to agency clients at all stages of the rehabilitation process. Clients are referred to ATP by Nebraska VR staff for all AT assessments, funding coordination and assistive technology solutions. ATP offices are located throughout the state and in some cities are co-located with the VR office. Nebraska VR will continue to participate in the VR/ATP monthly meetings and serve as a member of the ATP Advisory Council.

3. Programs carried out by the Under Secretary for Rural Development of the Department of Agriculture;

Nebraska VR works cooperatively with and utilizes Rural Economic Area Partnerships, and other programs carried out by the Under Secretary for Rural Development of the United States Department of Agriculture, when these programs and resources are available to local communities for economic development, and to the extent such cooperation and utilization is permissible under the Rehabilitation Act, as amended.

Nebraska VR works with AgrAbility which is a National AgrAbility Project (NAP) and a State/Regional AgrAbility Project (SRAP). All AgrAbility Projects report to the USDA Cooperative State Research, Education, and Extension Service in Washington, D.C. The National AgrAbility Project and its state programs are supported by the United States Department of Agriculture (USDA) through a competitive grant process. Nebraska AgrAbility is a joint effort of the University of Nebraska Extension and Easterseals Nebraska.

Since 1995 Nebraska AgrAbility has helped individuals with disabilities overcome barriers to continue in their chosen agricultural profession. The vision of AgrAbility is to enhance quality of life for farmers, ranchers, and other agricultural workers with disabilities, so that they, their families, and their communities continue to succeed in rural America.

Nebraska VR and AgrAbility staff are to work collaboratively in serving farmers/ranchers with a disability. Nebraska VR services are available to clients working with the AgrAbility project that are necessary to prepare for, secure, retain, advance or regain an employment outcome, e.g., assessment to determine vocational rehabilitation needs, counseling and guidance, information and referral, physical and mental restoration services, vocational training, maintenance, transportation, occupational licenses, tools, equipment, initial stocks and supplies, rehabilitation technology and technical assistance.

Most AgrAbility clients are expressing a need for rehabilitation technology to maintain their current employment. Nebraska VR determines the employment status (self-employed, partner, contract worker or labor-employee) and the specific vocational needs of the individual to determine the next steps. For self-employed, partners, and contract workers, Nebraska VR determines ownership and financial viability of the business prior to investing state and federal funds. If the business is viable, AgrAbility conducts an assessment of the work environment to provide recommendations for accommodations to Nebraska VR and the client. If a business is determined not to be viable, all Nebraska VR services are available to assist the client in finding alternate employment or referral to other resources for assistance. An individual who is an employee of an agricultural business is subject to employment laws surrounding reasonable accommodation by the employer in the workplace. Nebraska VR does not conduct a financial viability study of the business in these cases but includes the employer/owner of the business in the AgrAbility assessment and plans to accommodate the client. The Nebraska VR Program Director of Counseling and AgrAbility staff meet regularly to discuss service expectations to ensure consistency across the state.

4. *Non-educational agencies serving out-of-school youth; and*

Nebraska VR works closely with local Workforce Boards in coordinating services and supports for out-of-school youth. An agreement providing data exchange and sharing of information has been established between Nebraska VR and the local Workforce Boards. Nebraska VR staff also participate in the Fostering Connections-Education Initiative a committee that works on issues related to systems involved with youth and statewide facility-based youth.

5. *State use contracting programs.*

The State of Nebraska does not have a state use contracting program.

d. *Coordination with Education Officials*

Describe:

1. *The designated State unit's plans, policies, and procedures for coordination with education officials to facilitate the transition of students with disabilities from school to the receipt of VR services, including pre-employment transition services, as well as procedures for the timely development and approval of individualized plans for employment for the students*

The Office of Special Education, under the Nebraska Department of Education, is responsible for the provision of a free and appropriate public education. Nebraska VR is the adult services agency responsible for providing vocational rehabilitation services. There is a current Inter-Departmental Agreement to facilitate the transition of students receiving special education services.

Nebraska has a strong tradition of local control with over 250 local school districts offering secondary education. Many districts are small, enrolling fewer than 100 secondary students, and having less than 10 students with disabilities. Nebraska has VR Specialists assigned to each of the Nebraska high schools partnering and collaborating with school staff in providing transition services including Pre-Employment Transition Services. Nebraska VR's policies and procedures are consistent with the Act's timely expectation for the development and approval of projected post school employment outcomes for all students who are eligible for Nebraska VR employment services.

Nebraska VR and Nebraska Commission for the Blind and Visually Impaired (NCBVI) have jointly agreed on the minimum age of 14 for students with disabilities to begin the provision of Pre-Employment Transition Services per the NCBVI and Nebraska VR Cooperative Agreement. Staff may use a projected post school employment outcome to develop the IPE with students eligible for pre-employment transition after eligibility for VR services is established. The IPE should be developed/approved within 90 days of determining eligibility for students. The IPE with projected post-school employment outcome should:

- Outline the services and activities that will guide the individual's career exploration;
- Include the Pre-Employment Transition Services necessary for the student to explore career options;
- Align with the Individualized Education Program (IEP) or 504 services, as applicable;
- Facilitate the individual's exploration and identification of an employment goal based upon informed choice;
- Be a specific projected post school employment outcome;

- Be amended during the career development process and revised to a specific employment goal once this process is completed. Staff must amend the IPE as soon as they have agreed on an employment goal prior to graduation or exit from the secondary school setting.
2. *Information on the formal interagency agreement with the State educational agency with respect to:*
 - A. *Consultation and technical assistance to assist educational agencies in planning for the transition of students with disabilities from school to post-school activities, including VR services;*

The Inter-Departmental Agreement with the Nebraska Department of Education outlines the consultation and technical assistance needed to assist local educational agencies and Educational Service Units in planning for Pre-Employment Transition Services and the transition of students with disabilities from school to post-school activities, including employment, post-secondary education, vocational rehabilitation services or services from an appropriate adult service agency.

The current Inter-Departmental Agreement to facilitate the transition of students receiving special education services was signed by the Director of Nebraska VR, Director of Special Education, and the Commissioner of Education, effective January 1, 2022 through December 31, 2022.

Nebraska VR will provide consultation and technical assistance to Local Educational Agencies (LEAs) regarding services to potentially eligible and eligible students with disabilities (SWD). These services are intended to benefit SWD as they transition from school to post-secondary life related to an employment outcome. Consultation and technical assistance will encompass sharing specialized knowledge of disabilities and the implications for employment, labor market information and information about in-demand industry sectors, career pathways, rehabilitative services such as assistive technology, types of educational and occupational training needed to succeed in the workplace, post-secondary opportunities, understanding employer expectations, youth leadership opportunities, and linkages to other service agencies. Such consultation will be shared individually with LEAs as needed and requested by VR Pre-Employment Transition Coordinators and as members of state and regional advisory and capacity building teams. A Transition Services Planner booklet serves as a guide to educators in arranging Pre-Employment Transition Services and VR services for SWD and a Transition Partnership Planning Agreement is completed on an annual basis with every high school in the state to define roles and responsibilities as well as guide the coordination of effective transition service delivery. Consultation and technical assistance is provided face-to-face, via telephone conference calls or alternative video conferencing platforms.

The Program Director for Transition participates as a member of the Nebraska Special Education Advisory Council (SEAC), the Transition Practitioners Advisory Council, and other statewide bodies related to transition service planning and delivery.

- B. *Transition planning by personnel of the designated State agency and educational agency that facilitates the development and implementation of their individualized education programs;*

Transition partnership planning occurs with schools, Educational Service Units, and Nebraska VR at the local level. This planning promotes a coordinated effort between the local school, ESU, and the local Nebraska VR Office. The planning process identifies the nature and scope of services the local Nebraska VR Office will provide in coordination with the efforts of the school and/or ESU. The process addresses the schedule of events and activities, expected outcomes, and a process to evaluate the effectiveness of the partnership. Nebraska VR develops local interagency agreements with school districts and Educational Service Units to address the coordination of the provision of Pre-Employment Transition Services to students with disabilities and the joint responsibilities of each agency in providing and paying for Pre-Employment Transition Services and transition services. Yearly surveys are completed with school and ESU personnel to support continuous improvement.

- C. *Roles and responsibilities, including financial responsibilities, of each agency, including provisions for determining State lead agencies and qualified personnel responsible for transition services;*

The Inter-Departmental Agreement between Nebraska VR and the Nebraska Department of Education/Office of Special Education specifies roles and responsibilities, including financial obligations for both Nebraska VR and the Nebraska Department of Education/Office of Special Education in the provision of transition services including Pre-Employment Transition Services. Nebraska VR continues to work closely with the Office of Special Education, i.e., providing cross-training to schools, Educational Service Units, and Nebraska VR staff about the provisions to WIOA pertinent to transition services, and jointly developed a Transition Planning Guide for use by school staff, agency staff, parents, and students to help guide the transition process.

The roles, responsibilities and financial responsibilities for Nebraska VR specified in the Inter-Departmental Agreement include:

- Provide Pre-Employment Transition Services in collaboration and coordination with the LEA ensuring that services, including individuals served under an IPE, are not duplicative nor do they supplant existing LEA services
- Provide consultation and technical assistance to educators
- Participate in the development of the employment related components of the IEP based on individual need
- Develop an IPE for students within 90 days of eligibility unless an extension is approved
- Ensure the IEP goals are consistent with the IPE employment goals
- Provide or arrange for services required by the IPE goal
- Provide assistance in the purchase of tools, supplies or other job related personal expenses for eligible students who have demonstrated success as it relates to the IPE goal
- Arrange and pay for job development needed to serve students with the most significant disabilities who require supported employment services and assist in the coordination of long term supports
- Assure the completion of certain service related activities and that these activities are documented before a 14 (c) may begin compensating a youth with a disability at sub-minimum wage
- Use information provided by education to provide appropriate Pre-Employment Transition Services and to determine eligibility for VR services, securing additional information only when necessary and assuming the financial cost of obtaining additional information

NDE Office of Special Education will ensure LEAs understand their responsibilities to:

- Provide all existing educational assessment and performance information relevant to the determination of VR eligibility and to assist in the delivery of Pre-Employment Transition Services
- Consult with Nebraska VR for identification of students' vocational needs and services
- Develop and complete the transition component of the IEP based on individual need
- Ensure IEP transition/employment goals are consistent with IPE goals where appropriate
- Work with Nebraska VR staff to identify appropriate referrals and supports needed to complete a VR application where appropriate
- Pay for all services listed on the IEP unless another agency or entity agrees to provide such services
- Provide and/or pay for job coaching when needed as part of the instructional component of the IEP
- Provide and/or pay for extended school year supports as needed
- Advise the LEA not to enter into an agreement with an entity holding a special wage certificate under 14 (c) of the Fair Labor Standards Act for the purpose of operating a program where the SWD is engaged in work at a subminimum wage
- Refer any student with a disability known to be seeking subminimum wage to Nebraska VR and provide documentation about the provision of Pre-Employment Transition Services
- Request consultation and technical assistance from Nebraska VR for planning and implementation of transition services

Nebraska VR and NDE work collaboratively to determine who is the lead agency and qualified personnel. At a state level, Nebraska VR and NDE meet regularly to discuss the delivery of Pre-Employment Transition Services. Nebraska VR takes the lead in ensuring the delivery of Pre-Employment Transition Services and partners with NDE on specific measures to support such delivery, e.g. joint guidance documents for school districts, summer transition program funding, and transition services monitoring efforts.

On the annual Partnership Planning agreement that is completed with every school district, the question of who will provide each of the five (5) Pre-Employment Transition Services is addressed as well as how VR, the school, and the Educational Service Unit will collaborate around the delivery of Pre-Employment Transition and Transition Services. VR Pre-Employment Transition Coordinators provide direct services to students and are trained in the delivery of Pre-Employment Transition and Transition Services and provided resources through the Nebraska VR Job Planning Resource Guide. Pre-Employment Transition Coordinators work collaboratively with school and Educational Service Unit staff to identify the services required by students and to plan the most effective service delivery method including which agency will take the lead on such delivery. In a multi-tiered system of support (MTSS), Nebraska VR involvement is directly related to the level of support needed by the student and the point at which VR involvement is required.

The Inter-Departmental Agreement between Nebraska VR and NDE contains a clause to accommodate amendments at any time based on mutual consent of the parties and requiring the amendment to be written, signed, and dated. At this time, no changes are anticipated in the Agreement prior to its end date of 12/31/2022.

D. Procedures for outreach to and identification of students with disabilities who need transition services.

Outreach and identification efforts are directed to special education staff, school administration, career and technical education, school counseling, school nursing, and school personnel having knowledge of students with disabilities, including those not receiving special education services. In addition, outreach efforts are made to students with disabilities and their parents.

Following are examples of transition services outreach and collaboration:

- Nebraska VR serves on the Nebraska Department of Education's Special Education Advisory Council. This committee meets throughout the year to share information, identify issues, and coordinate secondary education and transition services for students with disabilities.
- Nebraska VR and the Nebraska Department of Education/Office of Special Education co-funds a Youth Leadership Facilitator and a Nebraska Youth Leadership Council.
- Serving on the statewide Nebraska Youth Leadership Council provides an opportunity for youth with disabilities to develop leadership skills and promote self-advocacy. The Council works with youth and organizations across the state to promote the Council's goals and activities and the maintenance of regional councils. There are five (5) regional councils across the state and each council meets four (4) times throughout the year and all councils come together for a statewide meeting in the summer. Council members reach out to students and youth with disabilities as well as to community members to highlight and promote awareness of disability rights issues.
- Nebraska VR provides financial support and consultation for five (5) regional Transition Youth Conferences for students, aged 16-21, hosted at local community college sites. The conferences focus on employment, post-secondary educational opportunities, self-advocacy, utilizing community supports, and assistive technology. The students are exposed to a variety of interactive and informative discussions and activities to prepare for learning, working, and navigating as a young adult in the real world.
- In an interagency collaborative effort, Nebraska VR partnered with the Nebraska Department of Education/Office of Special Education, ESUs, Disability Service Offices at Institutes for Higher Education, and PTI Nebraska to participate in a Capacity Building Institute hosted by the National Secondary Transition Technical Assistance Center. Work continues at a local level to develop resources which will help professionals, parents, and students answer critical questions about the coordination of services and access to resources surrounding the five (5) required Pre-Employment Transition Services activities.
- Nebraska VR is providing financial support to the Nebraska Department of Education/Office of Career and Technical Education to provide training to guidance counselors and special education staff regarding the Career Pathway Advancement Project (CPAP) grant. The Office of Career and Technical Education office will educate high school staff regarding the training and employment opportunities for students when referred to Nebraska VR Career Pathway Recruiters. Local school staff will also be made aware of the grant by Nebraska VR staff that work with transition students within the high schools. This will encourage referrals to Nebraska VR for students interested in career pathway advancement.
- The Nebraska Assistive Technology Partnership (ATP), part of Nebraska VR and the Nebraska Department of Education (NDE), receives a grant from NDE/Office of Special Education to provide services to professionals (e.g. IEP/IFSP Team) working with children, ages birth to 21, with disabilities. These services include technical assistance and training on assistive technology (AT). Examples of technical assistance and trainings provided are how to consider AT in the IEP/IFSP, how to conduct an AT assessment, how to acquire and provide AT tools/systems, implementing AT effectively, and evaluating the effectiveness of the AT for the student/child. ATP also promotes the use of AT through various awareness activities and maintains a statewide assistive technology loan pool that professionals can access in order to fill a temporary need for a student/child or assist in the AT decision-making process. The vision of the ATP-Education program is to ensure that individual children/students can be successful by creating systemic capacity that results in quality Assistive Technology services for every child/student who needs AT.
- Nebraska VR supports fifteen (15) Project SEARCH sites across the state. Consistent with the national model, Project SEARCH is a partnership between Nebraska VR, a business, area school systems, the Nebraska Commission for the Blind and Visually Impaired, Assistive Technology Partnership, and Division of Developmental Disabilities. The one (1) year school-to-work program is business-led and takes place entirely in the workplace. The experience includes a combination of classroom instruction, career exploration, and hands-on training through worksite rotations. While completing the rotations, the students have the opportunity to gain transferable skills, practice self-advocacy, and demonstrate work readiness. Nebraska's Project SEARCH programs are hosted in a variety of businesses including hotels, hospitals, and distribution.
- Nebraska VR funds Family Employment Awareness Training (FEAT) provided by PTI Nebraska. The goals of FEAT are to increase expectations for competitive, integrated employment for students with disabilities and to increase knowledge of state and federal resources to support the employment of young people with disabilities.

- Nebraska VR has supported summer transition programs across the state in conjunction with the Nebraska Department of Education through partnerships with agencies, businesses, schools and educational service units. The summer transition programs were provided pursuant to a yearly formal Request for Proposal process.

Nebraska VR and Nebraska Commission for the Blind and Visually Impaired (NCBVI) have jointly agreed on the minimum age of 14 for students with disabilities to begin the provision of Pre-Employment Transition Services per the NCBVI and Nebraska VR Cooperative Agreement.

Having a VR Pre-Employment Transition Services Coordinator in every high school across the state and having an annual Partnership Planning agreement ensures that SWD are identified statewide. Partnership with alternative and systems involved schools is also in place.

Referral Process

Who should refer students? Special Education educators, guidance counselors, school nurses, school psychologists, speech language pathologists, administrators, regular educators, and parents/guardians may refer students to Nebraska VR. Students may also self-refer.

Who should be referred? Students verified for Special Education, students under a 504 Accommodation Plan, students with a disability for the purposes of section 504 (even if they do not have a 504 Accommodation Plan in place).

When should a referral be made? Students may be referred at age 14 to begin the process of engaging in Pre-Employment Transition Services. Typically, students are referred in the second semester of their sophomore year or at the beginning of their junior year. In certain circumstances, it may be in the student's best interest to be referred at an earlier age.

What is the referral process? Any referral source may complete a Nebraska VR Referral form and submit to the Nebraska VR Pre-Employment Transition Services Coordinator. The Nebraska VR Pre-Employment Transition Services Coordinator will contact the student and parent or authorized representative within 10 days of the referral. An appointment will be scheduled at the earliest possible time to provide Pre-Employment Transition Services Orientation and to complete a Pre-Employment Transition Services Consent and Release form or an application for VR services. A parent or guardian consent is required for students under the age of 19 and all students with an IEP.

A Pre-Employment Transition Services Coordinator is assigned to every high school in Nebraska and a Partnership Planning agreement is signed with every school district every year, outlining the process for VR referral and discussing the options for obtaining parent/authorized representative signatures. In some cases, where practical, an educator may obtain parental/authorized representative signature on the Pre-Employment Transition Services Consent & Release form.

A parent or authorized representative signature on the Pre-Employment Transition Consent and Release form is sufficient to verify the student's disability for the purposes of Pre-Employment Transition Services. Further information can be gathered to assist with planning including the MDT report, IEP, medical information, etc.

Nebraska VR determines the number of potentially eligible students with disabilities in the state through:

- partnership planning meetings and agreements,
- accessing data from the Nebraska Department of Education,
- meeting annually with schools (to complete the transition agreement) and this is an opportunity to identify students on IEPs, 504 plans and those who might be potentially eligible for our services and exchange of information from Developmental Disability Services regarding potentially eligible students.

e. Cooperative Agreements with Private Nonprofit Organizations

Describe the manner in which the designated State agency establishes cooperative agreements with private non-profit VR service providers.

Nebraska VR has written procedures for establishing written agreements with 410 service providers, including private nonprofit vocational rehabilitation service providers. These procedures emphasize the role of local VR offices in identifying needs for specific vocational rehabilitation services responsive to the needs of persons with significant disabilities in their areas. They also emphasize the role of local VR and community rehabilitation staff in monitoring the agreements, including usage and effectiveness of services.

Background screening is required for all individual providers with written agreements who provide job coaching, independent living skills exploration and training, supported and customized employment, and self-employment consultation. Providers who employ individuals who deliver services requiring background screening must furnish written

assurances those employees have not been convicted of a felony or misdemeanor involving neglect and/or abuse of a child or vulnerable adult before the written agreement is approved.

Currently, Nebraska VR does not have any formal Cooperative Agreements that utilize state and local dollars for matching federal funds.

f. Arrangements and Cooperative Agreements for the Provision of Supported Employment Services

Describe the designated State agency's efforts to identify and make arrangements, including entering into cooperative agreements, with other State agencies and other appropriate entities in order to provide supported employment services and extended employment services, as applicable, to individuals with the most significant disabilities, including youth with the most significant disabilities.

On the state level, Nebraska VR has agreements with the Nebraska Department of Health and Human Services Divisions of Developmental Disabilities (DDD) and Behavioral Health (DBH). The agreements outline coordination of efforts for the delivery of supported employment services to those mutually served by the agencies.

The interagency agreement with DDD includes referral by DDD of those individuals who desire competitive, integrated employment. Nebraska VR determines eligibility and the need for VR services including supported employment and develops the Individualized Plan for Employment (IPE), authorizing supported employment under a milestones payment schedule. The agencies, under written agreement, share information on the status of applications for developmental disabilities services of students exiting education programs (to coordinate efforts for services upon exit from the education system), and communicate on matters related to supported employment provider implementation of the sub-minimum wage requirements under the Workforce Innovation and Opportunity Act (WIOA). VR also agrees to provide information for individual planning purposes including individuals' status with regard to being able to benefits from VR services as well as information about extended service needs upon VR closure.

Under an Interagency Agreement with DBH, Nebraska VR determines eligibility for VR services and refers individuals to supported employment providers that have agreements with both VR and DBH. Together, the agencies fund supported employment milestones under a braided payment schedule. Supported employment services begin after job placement and are to maintain and support an individual with the most significant disabilities in employment. Job placement services are VR services.

At the local level, Nebraska VR enters into written service agreements with providers of supported employment services. These providers are either agency providers — public or private non-profit community rehabilitation programs and private for-profit entities or individual providers certified by Medicaid to provide DDD services. Nebraska VR has a written policy and procedures for entering into these agreements.

g. Coordination with Employers

Describe how the designated State unit will work with employers to identify competitive integrated employment and career exploration opportunities in order to facilitate the provision of:

1. VR Services; and

In Nebraska, coordination with employers is essential to creating competitive integrated employment and exploration opportunities. In an effort to increase the partnerships Nebraska VR has with employers, the following activities have been implemented:

Nebraska VR's Dual Customer Approach

Nebraska VR has engaged in a dual customer approach to the provision of employment-related services for many years as embodied in its mission statement, "We help people with disabilities prepare for, obtain, and maintain employment while helping businesses recruit, train, and retain employees with disabilities." This has led to a job-driven approach in Nebraska VR's development of customized training programs such as Project SEARCH, Work-Based Learning Experiences, and On the Job Evaluation and Training sites. Nebraska VR extended the job-driven emphasis with the implementation of a "Meet You Where You Are" model that includes a Progressive Employment focus engaging individuals in an element of work as quickly as possible. Nebraska VR staff are actively involved in the recruitment and support of businesses to partner with VR.

Business Account Managers and Placement Specialists

Nebraska VR has created five (5) positions designated as Business Account Managers (BAMs) whose role is fostering relationships with current and prospective business partners. As the BAMs meet with employers, the focus is not only on current hiring needs and exploration of opportunities that may eventually lead a client to employment, but also on providing

education and resources to businesses regarding accommodations, creating an inclusive workplace, disability etiquette, and other related topics. The first part of these coordinated exploration opportunities includes but are not limited to: On the Job Evaluation (OJE), Work-Based Learning Experiences (WBLE), mock interviews, and company tours. The second piece of this partnership includes training, outreach, and resource sharing. Over time, Nebraska VR will consider increasing the number of BAMs available in the state.

Nebraska VR Placement Specialists are available across the state to assist individuals with disabilities find and keep jobs. The Placement Specialists work with clients and businesses to ensure appropriate supports are available for job seeking and job retention.

Placement Specialists and BAMs enter business information into an electronic Employer Database application. This application is accessible to all Nebraska VR staff. It not only provides the agency with “business memory,” it also allows Nebraska VR to track employer contacts and the variety of career exploration activities each business is willing to complete. The Employer Database has been updated so we can now track the number and types of employer outreaches that are being conducted for Nebraska VR’s purposes as well as federal 911 reporting.

Nebraska VR’s Talent Bank is another resource available to staff. The Talent Bank can graphically display aggregate information from the case management system by client job goal. This allows teams to strategically target employers by sectors in response to the number of job goals presented.

As the BAMs and Placement Specialists are meeting with employers, anecdotal labor market information is gathered. Employers are sharing current hiring needs with VR staff. The use of anecdotal and real time labor market information is an important component of Nebraska VR’s work to support businesses.

BAMs have recently developed a Business Newsletter that is sent out quarterly to share information with our businesses and help keep them engaged with Nebraska VR.

Career Pathways Advancement Project

Nebraska VR applied for and received a Disability Innovation Fund-Career Advancement Initiative Model Grant. This is a 5-year grant and began October 1, 2021.

ADA and Section 503 Training

There are a variety of opportunities available for Nebraska VR to present ADA and Section 503 information to businesses. Nebraska VR maintains memberships with fourteen (14) Chambers of Commerce across the state. VR staff have presented at ADA conferences and hosted National Disability Employment Awareness Month forums.

NET and TAP

Nebraska’s Program Director for Business Services is a National Employment Team (NET) contact. Nebraska’s NET contact receives timely information about national job openings and partnerships and participates in conference call business meetings. This relationship has opened the doors to multiple partnerships with businesses whom we have struggled to connect with at the local level. Nebraska VR staff receive information/training specific to the Talent Acquisition Portal (TAP) and its benefits are shared with businesses.

2. Transition services, including pre-employment transition services, for students and youth with disabilities.

Nebraska VR and Nebraska Commission for the Blind and Visually Impaired (NCBVI) have jointly agreed on the minimum age of 14 for students with disabilities to begin the provision of Pre-Employment Transition Services per the NCBVI and Nebraska VR Cooperative Agreement.

Work-Based Learning Experiences

Many of the activities highlighted under (1) VR Services also enhance Nebraska VR’s transition services including Pre-Employment Transition Services. For example, as the Business Account Managers are working with employers, opportunities for students and youth are also explored. These work-based learning opportunities may include informational interviews, paid or unpaid work-based learning experiences, job shadows, and company tours.

Project SEARCH and Business Advisory Councils

There are currently fourteen (14) Project SEARCH sites in Nebraska. Consistent with the national model, Project SEARCH is a partnership between Nebraska VR, a business, area school systems, the Nebraska Commission for the Blind and Visually Impaired, Assistive Technology Partnership, and Division of Developmental Disabilities. The one (1) year school-to-work program is business-led and takes place entirely in the workplace. The experience includes a combination of

classroom instruction, career exploration, and hands-on training through worksite rotations. While completing the rotations, the students have the opportunity to gain transferable skills, practice self-advocacy, and demonstrate work readiness. Nebraska's Project SEARCH programs are hosted in a variety of businesses including hotels, hospitals, and colleges.

There are currently two (2) Project SEARCH Business Advisory Councils (BAC) in Nebraska, with the potential expansion of four (4) more. The goal of the BAC is to broaden the program across a variety of industries, provide individuals with disabilities access to the resources they need to be successfully employed in a wide-range of fields and serve as a platform to further educate business professionals about the benefits of employing individuals with disabilities. The measurable goal is 100% employment of Project SEARCH intern participants. Between the two (2) Nebraska BACs there are more than twenty-four (24) businesses involved. Nebraska VR will consider the expansion of BACs.

Sector Partnerships

Recently, Nebraska worked to develop several sector partnerships throughout the state. These partnerships are business-led with a focus on a specific prominent industry in that area (healthcare, manufacturing, etc.). A champion in that industry is assigned to lead the meetings and the goal of the sector is determined by each area (recruitment, retention, partnering with schools, etc.).

h. Interagency Cooperation

Describe how the designated State unit will collaborate with the State agency responsible for administering each of the following programs to develop opportunities for competitive integrated employment, to the greatest extent practicable:

1. The State Medicaid plan under title XIX of the Social Security Act;

Nebraska VR and the Division of Developmental Disabilities (DDD) of the Nebraska Department of Health and Human Services (DHHS), which administers Medicaid state waivers for people with intellectual and developmental disabilities, collaborate in the following ways according to a Memorandum of Understanding:

Reciprocal referrals between agencies:

DDD refers to Nebraska VR eligible persons of any age who desire to seek competitive, integrated employment. DDD provides a copy of the individual's current Individual Support Plan (ISP) for use in developing and complementing the VR IPE and DDD service coordinators are invited to meetings in which Individualized Plans for Employment (IPE) are developed.

Nebraska VR counselors are trained to identify and support people to apply for developmental disabilities services so that extended services can be accessed under Nebraska's waivers.

An administrative process completed by the two agencies supports the identification of students graduating from Nebraska's schools so that efforts can be made to identify potential extended services funding after Nebraska VR services are complete.

Liaison staff:

Liaison staff from Nebraska VR and the DDD meet regularly to address concerns, develop and improve joint processes, identify training needs of staff in both agencies, and conduct such training.

Directors and program administrative staff from both agencies meet regularly to assess processes and resolve issues that arise.

Confidentiality of Information:

The Memorandum of Understanding between DDD and Nebraska VR outlines agreements to ensure records are maintained in a confidential manner and communication between agencies is completed via encrypted email.

2. The State agency responsible for providing services for individuals with developmental disabilities; and

Nebraska VR accepts referrals of people with developmental disabilities who have a desire to seek competitive, integrated employment and coordination of services with the Nebraska Health and Human Services, Division of Developmental Disabilities (DDD) agency to support employment goals. Nebraska VR works with DDD-contracted providers, developing service agreements for the provision of supported employment services. Nebraska VR develops supported employment plans in cooperation with the State DDD Service Coordinator and supported employment provider, authorizes supported employment under a milestone payment schedule, and supports transition to extended services funded by DDD upon successful closure of the VR case.

Under Nebraska VR’s written agreement, Nebraska VR and DDD share information on the status of referrals and applications for both agencies and eligibility status or students exiting education programs. Communication occurs regarding supported employment provider implementation of sub-minimum wage requirements consistent with and in compliance with the Workforce Innovation and Opportunity Act. In addition, Nebraska VR provides written documentation about individuals’ inability to benefit from VR services or about specific long-term support needs so that individuals can be appropriate and effectively served.

Nebraska VR has a representative on the Nebraska Council of Developmental Disabilities and a liaison with DDD. Periodically, training is provided to staff of both agencies by the liaisons.

3. *The State agency responsible for providing mental health services.*

Nebraska VR and Nebraska Health and Human Services, Division of Behavioral Health (DBH) provide braided funding for an outcome-based milestone system of supported employment for eligible individuals with diagnoses of serious mental illness and/or substance use disorders. The two (2) agencies share information on funding levels, persons served, and related data to monitor and evaluate the implementation of supported employment programs for this population. VR has service agreements with supported employment providers that contract with six (6) Behavioral Health Regions funded by DBH. Nebraska VR pays for three (3) of the four (4) supported employment milestones; DBH pays for one (1) of the four (4) milestones as well as extended supports after VR closure.

Regular communication is key to ensuring on-going success of this model. DBH and VR staff at the administrative level meet regularly to discuss implementation issues that arise including, most recently, VR’s Order of Selection (OOS). While under OOS, VR was unable to fund milestones in accordance with the interagency agreement; DBH was able to prioritize the supported employment program for funding so that all milestones could be paid by DBH. When VR began serving people from its wait list, the agency coordinated efforts with DBH to return to braided funding of milestones.

All local VR teams have at least one (1) designated liaison who meets regularly with each area supported employment provider. In addition, the VR Program Director and/or VR Office Directors meet quarterly with supported employment providers to discuss data reports identifying progress to consider what is working and process improvements to achieve greater success of the supported employment program.

i. *Comprehensive System of Personnel Development; Data System on Personnel and Personnel Development*

Describe the designated State agency's procedures and activities to establish and maintain a comprehensive system of personnel development designed to ensure an adequate supply of qualified State rehabilitation professional and paraprofessional personnel for the designated State unit, including the following:

1. *System on Personnel and Personnel Development*

A. *Qualified Personnel Needs*

Describe the development and maintenance of a system for collecting and analyzing on an annual basis data on qualified personnel needs with respect to:

- i. *The number of personnel who are employed by the state agency in the provision of VR services in relation to the number of individuals served, broken down by personnel category;*

Nebraska VR (VR) maintains a system for collecting and analyzing data on qualified personnel needs which includes: the number of personnel currently employed by VR by personnel category, the number of positions currently available to VR by personnel category, and projections of the number of personnel who will be needed in five (5) years by personnel category. The table summarizes this information for direct service personnel as of February 2, 2022:

Table 111: Direct Service Personnel Employees

Category	Rehab Specialists	Service Specialists	Associates
Direct Service Personnel Employed	50.9	52.15	30.75
Personnel to Client Ratio after IPE	1:30	1:30	1:50
Personnel to Clients Ratio All Clients	1:140	1:137	1:232
Projected Staffing Requirements <i>(All vacancies filled)</i>	63.9	62.16	43.75
Current Vacancies	13	10	13
Projected Replacement Needs (5 year total)	16	7	10

Table 112. Non-Direct Service Personnel Employed

Category	Senior Administrator	Program Directors Office Directors	Information Technology	Program Specialists Administrative Specialists Administrative Associates	Office Associates
Non-Direct Service Personnel Employed	2	19.95	6	12.35	3
Projected Staffing Requirements	2	20.95	7	13:35	4
Current Vacancies	0	1	1	1	1
Project Replacements (5 year total)	1	6	2	3	1

ii. *The number of personnel currently needed by the State agency to provide VR services, broken down by personnel category; and*

See the two tables above.

iii. *Projections of the number of personnel, broken down by personnel category, who will be needed by the State agency to provide VR services in 5 years based on projections of the number of individuals to be served, including individuals with significant disabilities, the number of personnel expected to retire or leave the field, and other relevant factors.*

See the two tables above.

B. Personnel Development

Describe the development and maintenance of a system for collecting and analyzing on an annual basis data on personnel development with respect to:

i. *A list of the institutions of higher education in the State that are preparing VR professionals, by type of program;*

There are no institutions of higher education in Nebraska receiving funds from WIOA to prepare vocational rehabilitation professionals.

With changes in the Comprehensive System of Personnel Development requirements and hiring bachelor’s with paid and unpaid disability-related experience and Master’s in other disability-related disciplines, requesting enrollment statistics from Nebraska post-secondary institutions’ current Bachelor and master’s candidates in a number of disability and business/employment related disciplines is neither feasible nor helpful. Consequently, there is no personnel development data system on potential graduates.

ii. *The number of students enrolled at each of those institutions, broken down by type of program; and*

N/A

iii. *The number of students who graduated during the prior year from each of those institutions with certification or licensure, or with the credentials for certification or licensure, broken down by the personnel category for which they have received, or have the credentials to receive, certification or licensure.*

N/A

2. Plan for Recruitment, Preparation and Retention of Qualified Personnel

Describe the development and implementation of a plan to address the current and projected needs for qualified personnel including, the coordination and facilitation of efforts between the designated State unit and institutions of higher education and professional associations to recruit, prepare, and retain personnel who are qualified, including personnel from minority backgrounds and personnel who are individuals with disabilities.

There is a projected need to replace an average of 15-20 VR service delivery staff annually due to resignations and retirements over the next five (5) years. The dual customer focus of serving both individuals with a disability and employers along with a heightened emphasis on providing Pre-Employment Transition Services to students with a disability and serving youth with a disability may have an impact on how staff are recruited.

Recruitment

The ability of Nebraska VR to recruit qualified specialists continues to be impaired by the absence of:

- a federal traineeship support for a long-term rehabilitation training program in Nebraska,
- the inadequate regional supply of qualified applicants with an obligation to the public vocational rehabilitation program, and
- recruiting personnel having a 21st century understanding of the evolving labor force and needs of individuals with disabilities.

As previously stated, there are no institutions of higher education in Nebraska receiving funds to prepare vocational rehabilitation professionals. However, Nebraska VR has had staff enrolled in programs located in other states.

Nebraska Department of Education and Nebraska VR policy supports continuing education for employees in two (2) primary ways: (1) allowing employees to take post-secondary coursework during work time, or (2) reimbursement for job-related post-secondary coursework taken by the employee on non-work time.

Qualified rehabilitation and service specialists are actively recruited from the Nebraska higher education institutions as well as rehabilitation education programs located primarily in the Midwest. The agency supplements the distribution of Rehabilitation and Service Specialists' vacancy postings by sending announcements directly to the following:

- University of Nebraska Lincoln
- University Nebraska Omaha
- University Nebraska Kearney
- Midland University
- Creighton University
- Bellevue University
- Chadron State College
- Doane College
- Wayne State College

The following are rehabilitation education programs in adjacent and other Midwest states the agency sends specialist vacancy announcements.

- Northern Colorado
- Drake University
- Emporia State University
- South Dakota State University
- St. Cloud State University
- The University of Iowa
- University of Wisconsin-Stout

There is active recruitment of qualified personnel with disabilities and those from racial and ethnic minorities. Our vacancy postings are sent to the Urban League of Nebraska, the Nebraska State Independent Living Council, the State Rehabilitation Council, the five Nebraska Centers for Independent Living and the Center for Independent Living in Council Bluffs, Iowa.

An increased salary differential is offered to individuals who are bilingual or fluent in Spanish or American Sign Language (ASL).

Retention

The VR Director offers an opportunity for all staff to provide personal feedback on specific policies, procedures, or any concern a staff member has by anonymously posting questions to "Ask the Director" on an internal website.

Nebraska VR offers staff work schedule options which include but are not limited to a 4 day workweek (four-10 hour workdays) and compressed workweek (four-9 hour workdays and one-4 hour workday). This option provides a measure of autonomy to staff in balancing work and family. Staff may also work remotely for a maximum of 24 hours per week.

On-line exit interviews are offered to staff exiting the agency. The goal of the interview is to assess why people leave, look for trends, and to learn if there was anything the agency could have done to retain them.

3. *Personnel Standards*

Describe the State agency's policies and procedures for the establishment and maintenance of personnel standards consistent with section 101(a)(7)(B) to ensure that designated State unit professional and paraprofessional personnel are adequately trained and prepared, including:

- A. Standards that are consistent with any national or State-approved or -recognized certification, licensing, registration, or other comparable requirements that apply to the profession or discipline in which such personnel are providing VR services; and*

Nebraska VR employs staff in twelve (12) self-directed teams and one (1) administrative team throughout the state to provide services and supports.

During FY 2003, Nebraska VR implemented the new "VR Service Specialist" personnel classification. This position was created as the result of a Nebraska Department of Education position classification study based on job analyses of current job incumbents. The study found that the direct service work performed by Nebraska VR staff fell into three (3) distinct classes of personnel instead of the two (2) that existed. It was recommended that VR create a VR Service Specialist position classification located between the VR Associate and VR Rehabilitation Specialist positions comprised of job duties taken from the other two (2) classifications.

VR Associate and VR Senior Associate

VR Associates provide direct support to teams serving persons with disabilities seeking employment, provide follow-up monitoring with clients, request/collect necessary medical, demographic, financial, and employment information, maintain confidential staff files, make copies, route information, process mail, maintain mailing lists, perform receptionist duties, validate and process bills for payment, prepare authorizations, procure agreed-upon goods and services, verify their receipt, and work with providers regarding payments.

Associate academic degree standards

There are no national or state approved or state-recognized standards applicable to the associate position. The highest entry-level academic degree required for comparable work in the Nebraska Department of Education Classification System requirements is a high school diploma. All currently employed associates meet or exceed this standard. Minimum Qualifications: High school diploma or equivalent and one year of experience related to the essential functions of the position. Any equivalent education and/or work experience may be substituted in order to meet the minimum qualifications of the position.

VR Service Specialist and VR Senior Service Specialist

VR Service Specialists provide direct support to persons with disabilities seeking employment. Their responsibilities include conducting orientation to Social Security benefits and benefits analysis, client orientation, respond to basic questions about vocational rehabilitation, assist clients in developing resumes and completing job applications, arrange job shadowing experiences and information interviews, record basis for extension of time to determine eligibility, basis for termination of VR services for reasons other than ineligibility, and trial work experience periodic assessment plan, analyze and synthesize client medical, demographic, and employment information, analyze client strengths and barriers, assess independent living skills, conduct job site analysis, make appropriate referrals to community resources, provide individualized planning and Individualized Plan for Employment (IPE) development.

VR Service Specialist academic degree standards

There are no national or state approved or state-recognized standards applicable to the VR Service Specialist. The highest entry-level academic degree required for comparable work in the Nebraska Department of Education Classification System requirement is the baccalaureate degree in a field of study reasonably related to vocational rehabilitation. Fields of study for this position include vocational rehabilitation counseling, social work, psychology, disability studies, business administration, human resources, special education, supported employment, customized employment, economics or another field that reasonably prepares individuals to work with clients and employers. In addition to the baccalaureate degree is paid or unpaid work experience for not less than one-year directly working with individuals with disabilities. All currently employed VR Service Specialists meet this standard. Minimum Qualifications: Bachelor's degree in a related field or bachelor's degree in another field and a minimum of two years of work experience related to the essential functions of the position.

VR Rehabilitation Specialist and VR Senior Rehabilitation Specialist

VR Rehabilitation Specialists make determinations and provide specialized direct services to persons with disabilities pursuing employment goals. Their responsibilities include facilitating and supporting clients in overcoming barriers to employment, interacting with clients with disabilities and responding to their individual needs which may include approving employment outcomes, finalizing and approving Individualized Plans for Employment (IPEs) and amendments to IPEs, approving IPE annual reviews, determining eligibility, priority group, and recording basis for eligibility, priority group, IPE, and employment outcome determinations and approvals.

VR Rehabilitation Specialist academic degree standards

There are no national or state approved or state-recognized standards applicable to the VR Rehabilitation Specialists. The highest entry-level academic degree required for comparable work in the Nebraska Department of Education Classification System requirement is the master's degree or doctoral degree. Fields of study for this position include vocational rehabilitation counseling, law, social work, psychology, disability studies, business administration or another field that reasonably provides competence in the employment sector, in a disability field, or in both business-related and rehabilitation-related fields. All currently employed VR Rehabilitation Specialists meet this standard. Minimum Qualifications: Master's degree with emphasis in one of the following areas: Vocational Rehabilitation Counseling, Counseling and Guidance, or other related counseling programs.

- B. The establishment and maintenance of education and experience requirements, in accordance with section 101(a)(7)(B)(ii) of the Rehabilitation Act, to ensure that the personnel have a 21st century understanding of the evolving labor force and the needs of individuals with disabilities.*

Establishment and implementation of education and experience requirements for hiring Nebraska VR Service Specialists and Rehabilitation Specialists with a 21st century understanding of the labor force is required in the Nebraska Department of Education Classification System.

Nebraska VR has worked diligently the past few years to ensure we continue to evolve and meet the needs of individuals with disabilities and an ever-changing labor force. Nebraska VR's most significant change has been the creation of the Business Account Manager (BAM) role. This position is designed specifically to build relationships with Nebraska businesses, learn about their evolving needs, and track labor market developments. They perform these functions by going out into the community and meeting with business owners/managers and working with them to help meet their needs whether those needs are for hiring, training or consultation. The BAMs regularly attend trainings and other educational opportunities to keep up-to-date on national business practices as well as local trends.

The BAMs share this information with Nebraska VR staff through WIN (Work in Nebraska) meetings, team meetings, and through email communications. In addition, Nebraska VR keeps an employer database that is accessible to every Nebraska VR staff member that contains all the information regarding each of the businesses VR has developed within the state. It not only contains information about the business itself, but what kind of outreach has been conducted with that business and what types of engagements they will consider. BAMs have also worked with WIOA partners to establish Employ groups throughout the state that track and report local business needs and practices, perform outreach in their community, conduct tours of businesses, and report out on the latest labor market trends.

In addition to the BAM role and the Employ meetings, Nebraska VR regularly engages businesses with VR clients in different opportunities that allow not only the person with a disability to gain experience in the field, but also provide VR with a pulse on current business practice and engagements. These opportunities can include Work Based Learning Experiences, On the Job Evaluations, On the Job Training or Job Shadowing. It's through these experiences VR keeps up-to-date on the labor force as well as maintaining strong business relations in communities.

Nebraska VR must provide staff with timely training on Nebraska labor market information and trends, career pathways, the world of work and career connections in order to equip VR staff with the knowledge to counsel individuals with disabilities in their pursuit of work and career and provide effective employment services.

4. Staff Development

Describe the State agency's policies, procedures, and activities to ensure that, consistent with section 101(a)(7)(C) of the Rehabilitation Act, all personnel employed by the designated State unit receive appropriate and adequate training in terms of:

- A. A system of staff development for professionals and paraprofessionals within the designated State unit, particularly with respect to assessment, vocational counseling, job placement, and rehabilitation technology, including training implemented in coordination with entities carrying out State programs under section 4 of the Assistive Technology Act of 1998; and*

For staff development purposes, the organizational knowledge and skill base is made up of the three (3) major domains: Disabilities, Service Delivery Processes, and Team Services. These domains are critical knowledge and skills shared by all team members.

Nebraska VR provides and supports on-going, professional career development training which may be provided either internal or external to the agency.

Internal

- New Staff Training: Newly hired VR Rehabilitation Specialists, VR Service Specialists, and VR Associates must be provided with intensive initial post-hire training to assure they possess critical performance-related vocational rehabilitation knowledge and skills. This includes Assistive Technology Partnership training. The agency continues to explore different ways of utilizing videoconferencing, podcasts or streaming videos as a way to deliver timely training to new staff. New employee training classes include the following:
- VR Implementation Training (eligibility and planning, ATP, vocational evaluation, Section 511, SSA benefits, State Rehabilitation Council, State Independent Living Council, informed choice, CAP, fair hearings, Progressive Employment/Meet You Where You Are Model, CPAP, Pre-Employment Transition, Transition, supported employment, employment/business, confidentiality, ethics, and criminal background.)
- QE2 Case Management System (case review discussion)
- Motivational Interviewing: Staff receive 2 phases of Motivational Interviewing training to contextualize the use of Motivational Interviewing in practice. Training is provided to all new staff, as well as experienced staff with supervisor recommendation.
- VR University: A committee identifies training needs based on staff recommendations and agency/organization networking and arranges this training for all staff. Currently this training is occurring monthly.
- Policy/Procedures: Program Directors provide specialized training by virtual platforms to update all staff on any policy/procedure/chapter changes. Examples of specific types of team services training provided directly by our staff include community-based assessment, career counseling, vocational evaluation, job placement, and job retention assistance. Also included are Social Security benefits, job seeking skills training, maintaining individual service records, and arranging financial assistance to procure agreed upon goods and services.
- Committees: There are internal committees for each direct service (Employment, Self-Employment, Evaluation, Consumer Input, Counselor, Leadership, Transition, and Benefits). These committees identify any concerns or needed training trends.
- Each Office Director assesses the current knowledge, skill, and ability of the team and its members, and identifies the personnel development activities necessary to enable the team and its members to achieve their strategic and performance goals and identifies how the personnel development activities will be arranged.

External

Staff have the opportunity to participate in webinars, workshops, seminars and concentrated training activities to improve their skills. The staff can identify their own training activities or can be identified by their Office Director.

One required goal of the annual performance review of all staff relates to training needs identified by the staff member.

- B. Procedures for the acquisition and dissemination of significant knowledge from research and other sources to designated State unit professionals and paraprofessionals.*

It is essential all of Nebraska VR's administrative staff to stay current on research trends and methodologies. The vocational rehabilitation program is ever changing because the world of work is constantly changing and the finding/creating opportunities for individuals with disabilities to find employment must never end. Staying current on research allows VR to continually build knowledge and facilitate learning.

It is specifically the responsibility of the Program Directors with Nebraska VR to provide extensive direction and professional-level technical program support in the areas of compliance, regulations, rules, policies, procedures and standards; to develop and maintain technical programs and services; apply current/new management practices, techniques, and methodologies. The Program Directors have the responsibility to stay current with any research trends and, if appropriate, review/change policies, procedures, and training.

When possible staff will participate in national conferences. Administrative staff will attend the spring and fall CSAVR Conferences where practices and research-based ideas are shared. Nebraska also participates in regional training with Kansas, Missouri, and Iowa. This is also the same opportunity for training and sharing of practices.

Rehabilitation Services Administration (RSA) created Training and Technical Assistance Centers (TAC) and demonstration projects to assist state vocational rehabilitation agencies and partners in providing services to individuals

with disabilities. Each TAC focuses its efforts on a specific set of topics designed to provide universal, targeted, and intensive technical assistance (TA) for the purpose of improving services to individuals with disabilities to maximize their employment, independence, and integration into the community and the competitive labor market.

Vocational Rehabilitation Technical Assistance Center for Quality Management to enhance service deliver and maximize outcomes through quality program and resource management.

Nebraska VR has been involved with demonstration projects, e.g., Progressive Employment, Certificate Program, and Career Pathways for Individuals with Disabilities Model.

When Nebraska VR becomes aware of new initiatives, this information is brought to administrative staff, discussed in any of the standing direct services committees and determine if any policies, procedures or training should be changed as a result.

Nebraska VR has created the VR University. This committee identifies training needs based on staff recommendations and agency/organization networking and arranges this training for all staff. Currently this training is occurring monthly. This is also an opportunity to invite speakers on specific topics to keep VR staff up-to-date on current trends and processes, e.g., DACA, Autism Association, Epilepsy Association, and the ADA Center.

Nebraska VR's partnerships with service providers, WIOA core partners, disability groups, and advocacy groups is another way VR has stayed current with research trends.

5. *Personnel to Address Individual Communication Needs*

Describe how the designated State unit has personnel or obtains the services of other individuals who are able to communicate in appropriate modes of communication with or in the native language of applicants or eligible individuals who have limited English speaking ability.

Nebraska VR, to the maximum extent possible, recruits and hires qualified personnel who are able to communicate in the native languages of applicants and recipients with limited English speaking ability. An increased salary differential is offered to individuals who are bilingual or fluent in American Sign Language (ASL). Interpreter services for persons with limited English speaking ability are obtained from agencies, vendors, ethnic organizations, and advocacy groups. Nebraska VR has staff with sign language skills and staff fluent in a foreign language.

Deaf Services Unlimited is contracted with to provide Video Remote Interpreting (VRI) and Communication Access Realtime Translation (CART) services. Exclusive Reporting Inc dba Inclusive Communication Access Nebraska is contracted with to provide CART services. These remote services are provided when in-person interpreting services are not available. The State of Nebraska has recently passed legislation requiring the use of only licensed sign language interpreters and licensed VRI businesses in Nebraska.

6. *Coordination of Personnel Development Under the Individuals with Disabilities Education Act*

As appropriate, describe the procedures and activities to coordinate the designated State unit's comprehensive system of personnel development with personnel development under the Individuals with Disabilities Education Act.

Nebraska VR coordinates with the Comprehensive System of Personnel Development under the Individuals with Disabilities Education Act (IDEA) by: (1) exchanging needs assessment/survey findings in areas or topics of mutual concern, (2) exchanging schedules of training and personnel development activities, and (3) joint development of training programs of mutual concern and priority, and joint funding of trainer costs for conducting joint training, when appropriate.

Additional details regarding the coordination of personnel development are provided in Section (d) of the State Plan.

j. *Statewide Assessment*

1. *Provide an assessment of the rehabilitation needs of individuals with disabilities residing within the State, particularly the VR services needs of those:*

A. *With the most significant disabilities, including their need for supported employment services;*

Overview

This summary represents the cumulative findings of the 2019 Comprehensive Statewide Needs Assessment (CSNA) conducted on behalf of Nebraska VR by Gemini Research and Training (GRT).

Nebraska VR administrative staff met with GRT staff multiple times to define the scope of activities including identification of specific data sources to be used in the comprehensive statewide needs assessment (CSNA). It was agreed this report would rely heavily on actual data from clients and constituents within the state rather than on secondary data analysis of existing sources. In this way, the CSNA would more readily identify any unmet needs of clients served by Nebraska VR in order to improve services to current and future clients. It is expected data provided in this report will assist Nebraska VR in developing their state plan.

The following sources of data were selected for use in the CSNA and are described in more detail within the report:

- Population data from census
- Data from RSA case closures
- Survey of Nebraska VR clients
- Survey of employers who worked with Nebraska VR
- Survey of the needs of transition-age youth and their need for Pre-Employment Transition Services.
- Survey of current Nebraska VR staff
- Survey of other stakeholders

Nebraska Population Data

According to the U.S. Census estimates for July 1, 2017, there were 1,920,076 individuals living in Nebraska. These data are based on the 2010 Census, which demonstrated that 1,826,334 individuals were residing in Nebraska. These data show a 5.1% increase in Nebraska's population over this period of time. Based on this population, there are an estimated 24.8% of persons who were under 18 years of age, 15% of persons who were 65 years or older, with 60.2% of individuals falling between the ages of 18-65. The Census also showed 50.2% of the population are female, 88.9% were white alone, 5% were black or African American, 1.4% Alaskan or Native American, 2.5% Asian, with 2.1% reporting two or more races. Across the racial groups, some 10% also reported being of Hispanic origin.

The Census data also showed in 2017, 90.7% of Nebraskans were high school graduates, while 30% held at least a bachelor's degree with a median annual income of \$54,300.

RSA-911 Data

During FFY 2017, specifically October 1, 2016—June 30, 2017, Nebraska VR served a total of 8,272 clients. These clients were an average of 44.38 years in age, (SD=14.85) ranging from 16 to 75 years. These individuals were approximately evenly distributed between males and females, who were 85.7% of white or Caucasian origin, another 14.2% reported being African American, while Asian and Native American were less than one percent. Across these categories, 4.7% reported being of Hispanic origin.

During FFY 2018, the number of clients served dropped to 4,936, and in FFY 2019, that number was 2,444. Nebraska VR has been under an order of selection which explains the decrease in the overall number of clients served. It should be noted in FFY 2017, 1,788 individuals were closed successfully from the agency. In FFY 2018 this number was 1,596, and in FFY 2019 this number was 690. Based on these data, the relative proportion of clients successfully closed out of those served was 22% in FFY 2017, 32% in FFY 2018, and 28% in FFY 2019, which suggests the agency is maintaining the quality of its service delivery. The following table provides the total applicants, total closed, those closed successfully, the total number served, and the proportion of those successful out of the population actually receiving services.

Table 113. Service delivery

Status	FFY17	FFY18	FFY19
Applications	4500	3147	2208
Total Exited	5615	5261	3029
Successful	1788	1596	690
Total Served	8272	4936	2444
Success/served	21.61509	32.33387	28.23241

Consequently, based on these rehabilitation and population data the total number served has decreased in the last several years overall. This is most likely due to the Order of Selection and reduction in available funds. Given this scenario, the agency seems to have maintained consistency in its service delivery despite the cutbacks in funding.

Nebraska VR Survey Request for Input

Client Survey

During September-November 2019, several surveys were conducted with former clients of the Nebraska VR agency. These surveys collected data from the perspective of the client directly. Data were obtained on Nebraska VR clients for Federal Fiscal Years 2017-2019. Complete data including demographics were obtained on 140 clients. These individuals were an average of 47 years old, 83% report being of Anglo-American descent, with the remaining categories comprising the rest. The majority of clients (23%) report a physical disability is their primary impairment with hard of hearing being the second-most reported primary disability (20%).

Employer Survey

As part of the CSNA, employers across the state were contacted to participate in this survey to determine the extent to which they worked with Nebraska VR in helping clients with disabilities to find work and what their feedback was regarding what more Nebraska VR could do to support employers.

Complete data were collected from 57 employers who represented a broad variety of occupations. Of the sample, 60% reported having previously worked with Nebraska VR in placing a client with a disability in employment.

Pre-Employment Transition Students Survey

The next survey was conducted on the pre-employment transition-age population in the state. In order to maintain privacy for the youth, the decision was made to survey the parent or caregiver. Responses to questions about the youth were therefore provided by the primary caregiver responding to the survey. Complete data were collected on 48 youth who were an average of 18.02 years in age (SD=2.36), ranging from 7 to 22 years of age. These were 21 females (42%), 27 males (54%), with two who preferred not to answer (4%). These students were two African Americans (4.08%); one Asian American, Asian (2.04%); two Hispanic, Latino (including Puerto Rican) (4.08%); 42 White or Caucasian (85.71%); and two who preferred not to answer (4.08%). When asked about the primary disability, there were 16 with Autism (32.65%); one Deaf (2.04%) one Epilepsy Seizure Disorder (2.04%); one Hard of Hearing (2.04%); four Intellectual Disability (8.16%); 13 Learning Disability (26.53%); One Physical Disabilities (2.04%) and 12 Other (Specify) (24.49%).

Nebraska VR Staff Survey

The next group surveyed for the 2019 CSNA was staff of the VR agency. This included vocational rehabilitation counselors, supervisors, and others who play a pivotal role in the delivery of rehabilitation services within the state. Complete data were obtained from 61 individuals during this survey.

Stakeholder Survey

The next group to be analyzed in the 2019 CSNA was the other key stakeholders across the state of Nebraska. This includes those individuals representing organizations or groups who have a vested interest in the outcomes for Nebraska's clients with disabilities but who are not otherwise represented in other areas of this study. For this survey, complete data were obtained for 35 individuals representing the following groups: Parent of a student in Nebraska (11.40%), Teacher of students in Nebraska (2.90%), Special educator in Nebraska (11.40%), Workforce Partner (2.90%), Member of a support group (5.70%), Service Provider (25.70%), State Agency (8.60%), Advocacy Group (14.30%), and Other (specify) (17.10%). For those who chose other, they wrote in family member, member of the DD council, student in Nebraska with disabilities, Vocational Coordinator for individuals with disabilities, and Work at a lunchroom in a school with special needs students.

Summary of Survey Results

An Executive Summary of the Comprehensive Statewide Needs Assessment can be found at: http://vr.nebraska.gov/2019_Needs_Assessment_Survey_Results_ExecutiveSummary.pdf.

(1) Provide an assessment of the rehabilitation needs of individuals with disabilities residing within the State, particularly the VR services needs of those:

A. with the most significant disabilities, including their need for supported employment services;

Themes and priorities from the CSNA include:

(1) Addressing the all-around needs of the individual in order to be successful

1. Housing
2. Medication and health-related needs

3. Transportation
4. Support groups
5. Living wage
6. Person-centered planning
7. Rehabilitation technology services to accommodate functional limitations. Nebraska VR continues a strong ongoing partnership with the Nebraska Assistive Technology Partnership (ATP) that allows Nebraska VR to offer up-to-date and effective rehabilitation technology service to our clients throughout the VR process. The identification of solutions through a technology transfer approach has provided individuals with significant disabilities expanded opportunities for employment as reflected in our program's increase in successful employment outcomes. ATP staff are co-located in most of the VR services offices which facilitates this effective collaboration.
8. Transportation for employment and independence. Nebraska's 88 rural counties lack transportation resources that limit the opportunities for employment and independence among persons with significant work disabilities. Resources for addressing this need vary by community and for the most part transportation services are viewed as likely areas for budget cuts. Private and non-profit transportation resources also struggle with maintaining service levels essential to the elderly and persons with significant disabilities even in the more populous counties and cities. An emerging trend among students and youths with disabilities is the lack of interest in obtaining a driver's license which contributes to the issue of transportation.

(2) Working with Businesses

1. Accommodations and discrimination in the workplace
2. Purposeful employment, training and advancement opportunities
3. Customized Employment
4. Increasing the availability of trained job coaches
5. Skill training services provided in integrated competitive employment and community settings. Many individuals with cognitive disabilities struggle with traditional post-secondary classroom and/or segregated training programs. In addition to On-The-Job Training services, Certificate Programs and Project SEARCH sites have proven to be another successful alternative for adults and students to achieve employment without pursuing post-secondary training. The collaboration between businesses and community colleges in the Certificate Programs and business and high schools in the Project SEARCH programs results in individuals with cognitive and other impairments acquiring the desired work skills and jobs.

(3) Partnering with Providers

1. Improve communication and quality of partnerships
2. Helping service providers think creatively to meet client's employment needs
3. Emphasis on informed choice
4. Challenge of locating, accessing and coordinating needed community services and supports. Consistent with prior comprehensive assessment of rehabilitation needs, individuals with the most significant disabilities continue to have complex needs, complicated by poverty. Social services and support networks, both governmental and non-profit, have not been able to maintain much less increase service levels to meet these needs. However, Nebraska VR intends to maintain its strategic office locations across the state and travel to all counties.

B. Who are minorities;

Executive Summary

The following is an Executive Summary from the Nebraska Department of Health and Human Services Office of Health Disparities and Health Equity, *Profile of the Minority Population in Nebraska, Office of Health Disparities and Health Equity, Health Equity for all Nebraskans*, May, 2015.

Nebraska continues to become more diverse. In 2010, the population of Nebraska was 1,826,341 and minorities represented 17.9% of the total population. Hispanics were the largest minority group at 9.2% of the state population. African Americans were the second-largest minority group at 4% of the state population. Followed by Asians, American Indian or Alaska Natives and Native Hawaiian/other Pacific Islander. Hispanics accounted for 51% of the total 326,588 minority population.

The minority population in Nebraska has been increasing more rapidly than the non-Hispanic (NH) White population. According to the U.S. Census Bureau, from 2000 to 2010, Nebraska's racial/ethnic minority population grew from 216,769 to 326,588, a 50.7% increase while the non-Hispanic White population had only a 0.4% increase. In the mid-1990s, the U. S. Census Bureau projected Nebraska's minority populations would reach 14.4% of the total population by the year 2025. In 2005, 20 years ahead of those projections, the racial ethnic minority population of Nebraska was estimated to be 14.6%.

Nebraska has a rapidly growing minority population comprised increasingly by persons of Hispanic/Latino origin. Hispanics are the fastest-growing minority group in Nebraska. The Hispanic/Latino population increased from 36,969 in 1990 to 94,425 in 2000, to 167,405 in 2010.⁶ These numbers represent a 352.8% increase of the Hispanic population in the state between 1990 and 2010, a 155.4% increase between 1990 and 2000, and a 77.3% increase between 2000 and 2010. In 1990, the population of Nebraska was 1,578,385. Of that number, the Hispanic population accounted for 2.3%. In 2000, the population of Nebraska was 1,711,263 and the Hispanic population accounted for 5.5%. In 2010, the population of Nebraska had risen to 1,826,341 and the Hispanic population accounted for 9.2% of Nebraska's total population.

Compared with the non-Hispanic White population, Hispanics had a larger proportion of young people and a smaller proportion of older people. In 2010, about one-third (36%) of Hispanics were under 15 years old, about 89% of Hispanics were younger than 45, while only 3% of Hispanics were 65 and older.⁷ In the same year, 18.3% of non-Hispanic Whites were under 15 years old, 56% were younger than 45, and 15.6% were 65 and older.

Asians were the third fastest-growing minority group, with a 47.26% population increase during the 2000-2010 period.⁸ In 2000, the Asian population accounted for 1.3% of the total Nebraska population and accounted for 1.8% of the total Nebraska population in 2010. In 2010, about 23% of Asians were under 15 years old, about 77% of Asians were younger than 45, while only 5% of Asians were 65 and older.

Nebraska's minority population had a larger proportion of young people and a smaller proportion of older people. In 2010, nearly one-third (33.2%) of the minority population were under 15 years old, about 80.6% were younger than 45, while only 4.1% were 65 and older. In the same year, 18.3% of non-Hispanic Whites were under 15 years old, 56% were younger than 45, and 15.6% were 65 and older.

According to the U.S. Census Bureau's American Community Survey, of the total foreign-born population in Nebraska in 2010, the largest share (51.5%) were from Central America, 24.6% from Asia, 9.9% from Europe, 8.7% were from Africa.

The top five countries of birth of the foreign born in Nebraska were Mexico, India, El Salvador, Vietnam, and China. In 2010, Mexico accounted for 41% of all foreign-born Nebraska residents. India was the birthplace of the next largest with 5.1%, followed by El Salvador with 5.1%, Vietnam with 3.8% and China with 2.8%.

Of the foreign-born Nebraska residents in 2010, 26.7% entered the country prior to 1990, 34.7% between 1990 and 1999, and 38.5% in 2000 or later. Approximately 73% of foreign-born Nebraskans entered the U.S. after 1990.

According to the Office of Health Disparities & Health Equity, Nebraska Department of Health & Human Service's 2021 Nebraska Minorities Disparity Facts Chart Book currently in Nebraska, the minority population accounts for approximately 22% of the population, increasing by almost 30%. When compared to the White population increase (0.8%), tremendous increases were seen across all minority populations. The largest population increases were amongst the Asian (59.9%), Hispanic (31.2%), and Native Hawaiian and Other Pacific Islanders (23.8%) populations.

Themes and priorities from Nebraska VR's CSNA include:

- Increasing the number of VR bilingual staff
- Increasing staff diversity and equity of services
- Nebraska VR will continue to align efforts with the Nebraska Department of Education to:
 - address inequities by focusing on opportunities for all clients and students;
 - adopt a relentless focus on outcomes that ensure all stakeholders deliver on the promise of equity; and
 - focus on equity of opportunity, services, and successful outcomes across race, gender, ethnicity, language, disability, sexual orientation, family background, adverse events, and/or family income.

(4) Diverse Employment Opportunities (VR creates business relationships with businesses to meet clients' needs)

(5) Cultural Competency Awareness

Below is a list of rehabilitations needs of individuals with disabilities who are minorities, including their need for specific vocational rehabilitation services or supported employment services as identified through our most recent December 2019 Comprehensive Statewide Needs Assessment:

- Accessible outreach services
- Language services prior to application and eligibility
- Access to referral services
- Vocational oriented ESL classes
- Effective assessment services in the community
- Career Counseling
- Employer advocacy-finding employers who speak different languages or willing to hire individuals who don't

- Physical and mental restoration
- Understanding of benefits services and supports
- Transportation
- Tools and uniforms for work
- Training
- Job retention
- Disability Awareness
- Placement services/Job seeking skills
- Self-Advocacy
- Bilingual job coaches
- Bilingual service providers
- Language interpreters

C. Who have been unserved or underserved by the VR program;

Themes and priorities for serving unserved and underserved from Nebraska VR's CSNA include:

- Maintain a continued focus on competitive integrated employment.
- Maintain relationships with service providers, businesses, community resources, schools, and educational service units.
- Foster cultural competencies and address barriers presented by poverty.
- Prioritize hiring bilingual staff.
- Establish and maintain service agreements with qualified foreign language interpreters and utilize phone and video remote foreign language interpreting when on-site interpreting is not available. This would also include sign language interpreting
- Continue to translate agency audio/visual media, brochures and forms in other languages.

Nebraska VR received a Traumatic Brain Injury (TBI) State Partnership Program Mentor Grant from the federal Administration for Community Living in June 2018. The purpose of the 3-year grant is to create and strengthen a system of services and supports that maximizes the independence, well-being, and health of people with TBI. Nebraska VR is the lead agency for brain injury in the state, and collaborates with other state agencies, organizations and advocates to carry out grant-funded activities. While progress has been made in strengthening Nebraska's service and support system, information collected in a 2019 statewide Needs Survey indicates there are still service gaps for this population.

SSDI and/or SSI recipients may be an underserved population by virtue of the fact that Nebraska VR's percentage of clients receiving SSDI and/or SSI is below the national and agency mean. However, SSA data indicates that the state's percentage of individual's aged 18 – 64 on SSDI or SSI on the basis of a disability is also below the national average.

Strides have continued to be made in using screening tools and specialized vocational assessments to identify Nebraska VR clients with brain injury and other cognitive disorders in order to better align services and supports required to achieve employment. The identification and use of assistive technology options have also proven to be beneficial to individuals with a brain injury.

Staff identified individuals who are of Hispanic/Latino origin as unserved/underserved and Nebraska has a rapidly growing minority population comprised increasingly by persons of Hispanic/Latino origin. Hispanics are the fastest-growing minority group in Nebraska.

D. Who have been served through other components of the statewide workforce development system; and

Themes and priorities from Nebraska VR's CSNA include:

- Improved communication with Workforce partners
- Improved disability awareness
- Provide training to all employers about how disability impacts work and accommodations

As a result of Nebraska VR implementing an Order of Selection (OOS), since 2018, there has been an increase in the number of referrals VR has made to other agencies and community providers.

Information and Referral services (I&R) are provided whether or not the individual chooses to apply for VR services, priority group(s) are closed and/or the individual chooses not to be placed on the wait list. Nebraska VR provides I&R to community resources and partners in the statewide workforce development system including but not limited to the American Job Center, Adult Education, Independent Living Centers, Employment Networks, and counseling, college and

career centers. Local VR offices have a customized listing of community-specific resources which can be provided to individuals. This helps to ensure the agency is assisting the person in navigating the community support options available to him/her.

Prior to implementing the OOS, Nebraska VR provided training to referral partners. This was an opportunity for VR to share information about the OOS and to answer any questions about the reasons for implementing OOS.

VR field offices continue to invite community partners to team meetings so more information can be shared about each other’s services. This exchange of information helps to foster collaboration while also building the list of potential resources VR can offer as part of the I&R process.

Nebraska VR staff serve on the regional workforce boards. It is important that VR staff are aware of and promote among its clients, the jobs-driven, work-based learning, career pathways and industry sector initiatives put forth by the workforce development system. Additionally, the Nebraska VR Director is now a member of the Statewide Workforce Board.

F. Who are youth with disabilities and students with disabilities, including, as appropriate, their need for pre-employment transition services or other transition services?

Nebraska VR and Nebraska Commission for the Blind and Visually Impaired (NCBVI) have jointly agreed on the minimum age of 14 for students with disabilities to begin the provision of Pre-Employment Transition Services per the NCBVI and Nebraska VR Cooperative Agreement.

The information for this section was collected from the Nebraska Education Profile which is maintained by the Nebraska Department of Education.

There has been a steady increase in the number of students receiving special education in Nebraska over the past three (3) years:

- 2016-17 - 14.97%
- 2017-18 - 15.12%
- 2018-19 - 15.48%

When comparing the student count data to the number of students receiving Pre-Employment Transition Services there is a continued need for on-going communication between Nebraska VR staff and school administrators and staff to ensure services are available to students who may benefit from Pre-Employment Transition Services or, as necessary, VR services. In some cases, VR is reporting serving individuals who have left high school and, therefore, no longer captured in the student count yet VR is providing services because the individuals remain eligible for Pre-Employment Transition Services.

Nebraska VR maintains its commitment to serving students and partnering with schools by ensuring every public high school in the state is assigned a VR Specialist. The agency continues to measure its effectiveness with partnering and meeting the needs of students utilizing daily feedback and a formal survey disseminated each spring.

Table 114. Students with disabilities

Age	Count of Students with Disabilities in Nebraska	Receiving Pre-ETS Services
14	3,410	58
15	3,187	311
16	2,885	818
17	2,718	1,230
18	1,167	961
19	375	435
20	270	274
21	36	88

While Nebraska continues to have one of the highest 4-year high school graduation rates in the country (88%), there is still concern for those students with disabilities who have dropped out of school or who graduate but do not make a successful transition to employment and independence and become involved within the Juvenile Justice system or dependent on public assistance. The provision of Pre-Employment Transition Services will hopefully lead to a more successful transition for all students and youth with a disability into employment and adult life.

As mentioned previously, Nebraska VR has a significant presence in the high schools across the state assessing and counseling, attending IEPs, and working with the schools and other community partners. This provides a foundation for developing and offering a wide range of Pre-Employment Transition Services.

On average, 56.07% of clients served by Nebraska VR are age 21 or younger when applying for VR services. This is an approximate 21% increase from the percentage reported in the previous State Plan.

Themes and priorities from Nebraska VR's CSNA include:

- Communication with parents
- Individualized time with students and parents to discuss options or lack of options
- What to expect from VR, a better understanding
- Building a resume
- Understanding the importance of job benefits
- IT skills
- Interview skills
- Social skills
- Money skills

2. *Identify the need to establish, develop, or improve community rehabilitation programs within the State; and*

Themes and priorities from Nebraska's CSNA include:

- Increase/improve communication between Nebraska VR and the community rehabilitation programs
- Establish accountability and evaluation measures for determining quality services delivered by community rehabilitation programs
- Developing community rehabilitation programs in rural areas (training on customized employment as a viable option for meeting the needs of clients and businesses)
- Maintaining community rehabilitation programs in urban areas
- Particular emphasis will be focused on establishing and developing supported employment services for youth exiting high school prior to age 21 and expanding supported employment services for individuals with autism spectrum disorders or acquired brain injuries.
- Strides have been made in developing and improving evidence-based, flexible vocational skill training, behavior management, and rehabilitation technology services and supports to be provided in natural environments including integrated competitive employment sites.

3. *Include an assessment of the needs of individuals with disabilities for transition career services and pre-employment transition services, and the extent to which such services are coordinated with transition services provided under the Individuals with Disabilities Education Act*

See (j)(1)(E) above

k. *Annual Estimates*

Describe:

1. *The number of individuals in the State who are eligible for services*

The 2021 Annual Disability Statistics Compendium published by the Rehabilitation Research and Training Center on Disability Statistics provides the following resident counts for years 2017-2020:

- 2017 = 1,892,212 residents
- 2018 = 1,929,268 residents
- 2019 = 1,934,408 residents
- 2020 = 1,910,229 residents

Of the approximately 1.9 million residents in Nebraska in year 2020, 218,665 (11.5%) were reported as experiencing a disability.

State resident projections for year 2025 = 1,812,787. Of the approximate 1.8 million residents in Nebraska in 2025, it is predicted 208,470 (11.5%) will experience a disability.

State resident projections for year 2030 = 1,820,247. Of the approximate 1.8 million residents in Nebraska in 2030, it is predicted 209,328 (11.5%) will experience a disability.

The 2021 Annual Disability Statistics Compendium estimates 1.9% of Nebraska residents experience a vision disability; therefore, these individuals could be eligible for VR services but would likely be served by the Nebraska Blind Agency and not Nebraska VR (General).

2. *The number of eligible individuals who will receive services under:*

A. *The VR Program;*

Title 1, Part B

Table 115. Service delivery

Status	FFY17	FFY18	FFY19	FFY20	FFY21	FFY22	FFY23
Applications	4500	3147	2208	1595	1190	1272	1352
Total Exited	5615	5261	3029	5305	4584	4672	
Successful	1788	1596	690	389	496	800	
Total Served	8272	4936	2444	2141	2914	3386	3882
Success/served	21.6	32.3	28.2	18.1	15.8		

Nebraska VR anticipates the number of these exits will decrease as the amount of time on the wait list shortens for Priority Group 3. Priority Group 1 was opened effective July 2021 and all individuals assigned Priority Group 2 were removed by October 1, 2021. Individuals assigned Priority Group 3 are placed on a wait list. Nebraska VR has opened Priority Groups 1 and 2 and Priority Group 3 has a wait list.

B. *The Supported Employment Program; and*

Title VI, Part B

Nebraska VR has mostly served individuals in Priority Group 1, those with the most significant disabilities, since implementing the OOS. This has resulted in an increased percentage of supported employment cases.

The following represents the proportion of eligible individuals who receive supported employment services:

FFY18

- 1280 Total IPEs Written
- 402 Supported Employment
- 31.4% Supported Employment

FFY19

- 259 Total IPEs Written
- 111 Supported Employment
- 43% Supported Employment

FFY20

- 887 Total IPEs Written
- 494 Supported Employment
- 56% Supported Employment

FFY21

- 1213 Total IPEs Written
- 642 Supported Employment
- 53% Supported Employment

FFY22 (estimated)

- 1312 Total IPEs Written
- 464 Supported Employment
- 35% Supported Employment

FFY23 (estimated)

- 1846 Total IPEs Written
- 646 Supported Employment
- 35% Supported Employment

It is anticipated the percentage of supported employment cases will decline in FFY22 due to serving more clients from Priority Group 2.

Nebraska VR receives a separate supported employment grant award to deliver supported employment services (\$270,000). Should the amount spent exceed the supported employment grant amount, the agency will use Title 1, Part B funds.

C. Each priority category, if under an order of selection.

FFY21 — Total to be served = 2914

Priority Group 1 — 2387

Nebraska VR has served 1935 cases in FFY21 under Priority Group 1. Estimating an additional 452 individuals will be served in the final quarter, Nebraska VR estimates a total of 2919 individuals will be served in FFY21.

Priority Group 2 — 337

Individuals in Priority Group 2 currently being served is 223. After Priority Group 1 is open, 100 individuals from Priority Group 2 will be taken off the wait list each month for the remaining quarter of FFY21 (300 total). Data has shown approximately 62% of clients that come off the wait list no longer require VR services, as services were received elsewhere or their circumstances have changed, so of the 300 new cases, the estimated number of clients served from Priority Group 2 will be 114.

Priority Group 3 – 190

Individuals in Priority Group 3 currently being served is 190. Individuals in Priority Group 3 currently on the wait list will not be served.

FFY22 — Total to be served = 3386

Priority Group 1	Priority Group 2	Priority Group 3
2357	744	285

FFY23 — Total to be served = 3882

Priority Group 1	Priority Group 2	Priority Group 3
2352	628	902

3. *The number of individuals who are eligible for VR services, but are not receiving such services due to an order of selection; and*

The wait list has been eliminated for Priority Groups 1 and 2. Also, the agency has implemented processes for re-engaging with individuals on the wait list for Priority Group 3. Staffing will continue to be monitored to evaluate how soon the wait list can be eliminated for Priority Group 3. Based on current projections, the number of individuals who are eligible for VR services who will not receive such services due to the OOS are:

FFY22 —
 Priority Group 3: 364

FFY23 —
 Priority Group 3: 0

Nebraska VR has been working to get staffing back to the level it was prior to the implementation of OOS. There are currently 29 field office vacancies (20 specialist and 9 associate vacancies) compared to 11 field office vacancies prior to OOS. As vacancies continue to be filled, Nebraska VR anticipates an increase in the number of clients able to be served. With additional staff, Nebraska VR has opened Priority Group 1 and Priority Group 2.

4. *The cost of services for the number of individuals estimated to be eligible for services. If under an order of selection, identify the cost of services for each priority category.*

Nebraska VR's projections for FFY 2020-23 are specified in Tables VR43 through VR46 of this PDF: http://vr.nebraska.gov/Tables43_46_2021.pdf. In summary, the tables depict the number of new cases for FFY 2013 through FFY 2023 for Priority Groups 1, 2, and 3. The table reflects the number of cases expected to have an expenditure in the year of eligibility and subsequent years of service. Less than half of new cases have an expenditure the first year and even fewer the second year and substantially less after that. The table is used to formulate the projections for the number of eligibilities and the projected cost of services for FFY 2020-23.

The cost of services for the number of individuals estimated to be served by each Priority Group is as follows:

FFY20

Priority	Group	1	Cost	of	Services:	\$2,013,267.16
Priority	Group	2	Cost	of	Services:	\$526,564.32
Priority	Group	3	Cost	of	Services:	\$265,057.97
Total for FFY 20: \$2,804,889.45						

FFY21

Priority	Group	1	Cost	of	Services:	\$1,904,687.01
Priority	Group	2	Cost	of	Services:	\$525,134.61
Priority	Group	3	Cost	of	Services:	\$231,380.08
Total for FFY 21: \$2,661,201.70						

FFY22

Priority	Group	1	Cost	of	Services:	\$1,710,634.42
Priority	Group	2	Cost	of	Services:	\$368,325.86
Priority	Group	3	Cost	of	Services:	\$162,840.36
Total for FFY 22: \$2,241,840.36						

FFY23

Priority	Group	1	Cost	of	Services:	\$2,216,686.22
Priority	Group	2	Cost	of	Services:	\$456,766.86
Priority	Group	3	Cost	of	Services:	\$267,478.78
Total for FFY 23: \$2,940,931.86						

The estimated amount to be expended is not at the level it was prior to OOS as the number of new cases has not yet reached pre-OOS levels. It is anticipated the number of new cases will continue to increase as Priority Groups 1 and 2 are open.

l. State Goals and Priorities

The designated State unit must:

- 1. Identify if the goals and priorities were jointly developed and agreed to by the State VR agency and the State Rehabilitation Council, if the State has a Council, and jointly agreed to any revisions*

Nebraska VR's State Goals and Priorities have been aligned to the strategic vision of Nebraska's Workforce Development System. The vision maintains a shared focus on seamlessly providing services to jobseekers, including individuals with disabilities, at all stages of employment and providing a trained and qualified workforce for businesses. The Needs Assessment Survey results were evaluated with Nebraska VR's Leadership Council and the Nebraska State Rehabilitation Council's Executive Committee meeting in January 2020.

Nebraska VR conducted its last comprehensive needs assessment in September 2019. The next needs assessment will be scheduled during the fall of 2022. Therefore, the goals and strategies identified in this section have not been modified. Progress on the goals and implementation of strategies are outlined in section (p).

During the development of the WIOA State Plan, the SRC Executive Committee and Council were consulted and provided an opportunity to comment. A summary of the comments provided by the SRC include:

- Goal 1: There were no additions.
- Goal 2: An SRC member asked questioned how this would be measured.
- Goal 3: There were no additions.
- Goal 4: The SRC members asked that SRC and educators be included.
- Goal 5: There were no additions.

- Strategy 1: The SRC members asked that SRC and educators be included. It was suggested to identify rural as a specific strategy for job development and job coaches in the rural areas of Nebraska.
- Strategy 2: It was suggested to add the VR/ATP monthly meetings and VR is a member of the ATP Advisory Council.
- Strategy 3: It was suggested to add SRC and educators to the second bullet. It was suggested to add sign language interpreting to the fifth bullet. It was suggested to consider Trans-Act as a resource to the sixth bullet.
- Strategy 4: It was suggested to add as a bullet point, continued training for VR staff related to IEP development and participation in meetings.
- Strategy 5: SRC offered Family Employment Awareness Training (FEAT) as an example of this strategy.
- Strategy 6: There were no comments.
- Strategy 7: There were no comments.

2. *Identify the goals and priorities in carrying out the VR and Supported Employment programs*

Goal 1: Increase the number of individuals who exit VR supported employment with competitive integrated employment.

- Baseline: In PY 2019 Total SE cases closed: 103; Total successful: 47; Percentage: 45.63% people who received VR supported employment (SE) or customized employment exited with competitive integrated employment.
- PY 2020 Target: 47.0% of people who receive VR supported employment (SE) or customized employment will exit with competitive integrated employment.
- PY 2021 Target: 49.0% of people who receive VR supported employment (SE) or customized employment will exit with competitive integrated employment.
- PY 2022 Target: 51% of people who receive VR supported employment (SE) or customized employment will exit with competitive integrated employment.
- PY 2023 Target: 53% of people who receive VR supported employment (SE) or customized employment will exit with competitive integrated employment.

Priorities:

1. Increase monitoring and addressing lack of progress in supported employment cases. Increase transparency with numbers to help propel services forward. Mandatory Team Meeting if individual is not employed within 90 days.
2. Continue to implement the Rapid Engagement model.
3. Utilize Employ Meetings, i.e. EmployLNK, EmployOMA, EmployNP.
4. Continued focus on students and youth to help change the mindset about obtaining competitive integrated employment.
5. 'VR Victories' shared at beginning of any meeting where there are community partners or stakeholders so positive, real examples of competitive integrated employment can be highlighted. Use same case collection process as in place for Transition Newsletter.
6. Continue to monitor data across the state to determine where there are successful outcomes so best practices can be replicated.
7. Explore performance based contracting and the potential for implementing this as a way of achieving successful outcomes.
8. Evaluate training needs of the supported employment service providers.
9. Address the low number of supported employment providers and specialty providers, i.e., Acquired Brain Injury (ABI), across the state and ways to increase access to training in order to increase the number of those providers available to VR clients with those needs.
10. Consider in-house training for VR staff to develop expertise in understanding and implementing the employment support needs of clients with ABI and Autism.
11. Move more individuals to economic self-sufficiency through the implementation of lessons learned from the federally funded Career Pathways Advancement Project (CPAP). Over the past five (5) years CPAP was funded under a grant from RSA and uses an "Upskill/Backfill" model to train individuals in emerging and growing industry sectors. As the end of the fifth year of the project approaches, Nebraska VR will explore methods for sustaining aspects of the grant project.

Goal 2: Increase the number of students/interns completing Project SEARCH and obtaining competitive integrated employment.

Baseline: During outcome years September 2015-August 2018, Nebraska Project SEARCH sites report an aggregate 98.8% (289/293) completion rate for Project SEARCH interns. Of those completers, 187 (64.7%) are reported as employed following the Project SEARCH program.

- PY 2020 Target: 66% of Project SEARCH interns become competitively employed following completion of the program.
- PY2021 Target: 68% of Project SEARCH interns become competitively employed following completion of the program.
- PY2022 Target: 69% of Project SEARCH interns become competitively employed following completion of the program.
- PY2023 Target: 70% of Project SEARCH interns become competitively employed following completion of the program.

Priorities:

- Focus on Business Advisory Council development/maintenance and Steering Committee Meetings. Steering Committee is a basic expectation in the Project SEARCH fidelity model all sites should be required to meet.
- Team discussions with schools about referring most appropriate candidates to Project SEARCH.
- Increase role in monitoring and addressing lack of progress. Be more transparent with numbers to help propel services forward. If Project SEARCH interns have not found a job by late spring, pull team back together to brainstorm and plan Rapid Engagement activities.
- Require Steering Committee participation in MOU with each Project SEARCH location. Form Peer Network by providing examples of successful steering committees and contact information to those who are struggling.
- VR Application completed prior to the start of the program, preferably a year prior to start.
- Maximize the capacity of each program by working with schools to identify students that could be interns.
- Each program completes a bi-annual self-audit in the first semester of the program year (evaluating the previous year).
- Statewide Coordinator organizes quarterly meetings during the school year for Project SEARCH teachers to discuss strategies, struggles, and progress.
- Conduct an annual Statewide Meeting that brings in national Project SEARCH expertise for all stakeholders in order to support the goals of Project SEARCH.
- Continue on-going discussions with Developmental Disabilities regarding support and funding for Adult Project SEARCH interns statewide.

Goal 3: Improve quality and consistency of supported employment services through the development and implementation of best practices for service providers.

Priorities:

- Monitor the data across the state and determine whether best practices correlate with consistently good outcomes among service providers. Evaluate the methods being utilized in these areas and incorporate them in other areas through training as well as service agreement and policy modification.
- Explore performance-based contracting and the potential for implementing this as a way of achieving more successful outcomes.
- Evaluate training needs of the providers and identify ways for improved relationships with local businesses and enhance the services provided. Develop and provide appropriate training to meet the needs of the providers to include the two (2) training tracks listed:
 - For employment specialists: Job development, working with employers, job coaching, customizing a job description, fading supports, along with understanding how to go from IPE to closure—looking at the job goal, identifying prospective employers, job leads, using personal and family social capital to aid in the search, creative problem-solving, as well as all the other aspects of how to provide quality, individualized supports.
 - For staff who are supervising the employment specialists: Quality assurance/documentation of supports, reporting and billing for services.
 - For both groups: Foundational training aimed at addressing attitudinal barriers to employment for people with the most significant disabilities.
- Increase role in monitoring and addressing lack of progress in supported employment cases.
- Address the low number of supported employment providers and specialty providers, i.e., ABI, across the state and ways to increase access to training in order to increase the number of those providers available to clients with those needs.
- Provide policy modification and training, to include training in best practices and quality standards, to VR staff to ensure understanding of the level of involvement to maintain throughout the progress of the supported employment case.

Goal 4: Improve communication with clients, businesses, stakeholders, service providers, core partner programs, SRC, educators, and staff members.

Priorities:

Clients —

- Initiate phone calls to Priority 1 clients on the wait list every 6-8 weeks to confirm contact information is correct and to inquire on I & R resources and if they were helpful. Consider less frequent contact with Priority 2 and Priority 3 clients; however, I & R resources will be more important for them. Will start by outlining up front process once eligibility is completed so clients will be expecting contact.
- Motivational Interviewing: Nebraska VR is committed to integrating motivational interviewing as a strategy to help clients determine if they are ready to make decisions about the next steps to getting a job and as a strategy to keep clients engaged in the process. This is a client-centered directive counseling approach to assist clients to recognize and reduce barriers to change. Motivational interviewing has been shown to increase client motivation and promote more active participation in services.
- Meet You Where You Are: MYWYA is a major initiative of Nebraska VR that captures how the agency intends to provide services to all individuals with disabilities who come to VR for services. The initiative respects that each individual comes with a different set of experiences, skills, knowledge and interests and uses that information to determine, in collaboration with the individual, what services are of most benefit. Instead of the traditional linear process, the agency aligns the strengths of the VR team and other resources in a way that recognizes the uniqueness of each individual and assists with achieving their employment goals in a timely manner. Rapid Engagement, based on Vermont's Progressive Employment model, is a tool or strategy, as an element of the MYWYA model that seeks to connect an individual with a business in the community as soon as possible. This could be a mock interview, an individual tour, volunteer work, an on the job evaluation or on the job training. Rapid Engagement allows an individual to gain exposure to the world of work, acquire work experience, and creates an opportunity for the employer to get to know the individual without an obligation to hire. Rapid Engagement can also be a potential placement strategy as an employer may ultimately find the individual to be a good fit for their business.
- Increase communication with clients via text, as this has been reported as a preferred method of communication by many clients/students.
- Increase the use of professional interpreters and other means of communication for those clients that require those services.
- Provide training opportunities to staff so it can be ensured written methods of communication with clients are 508 compliant.
- Rapid Engagement is a major initiative of Nebraska VR that captures how the agency intends to provide services to all individuals with disabilities who come to VR for services. The initiative respects that each individual comes with a different set of experiences, skills, knowledge and interests and uses that information to determine, in collaboration with the individual, what services are of most benefit.

Businesses —

- Offer more basic ADA Training; Tap into small businesses.
- Explore trade organizations for possible network development (Nebraska Motel and Hotel Organizations, Cattlemen's Association, Federation of Independent Businesses).
- Invite more businesses to participate in the Employ meetings throughout the state with Zoom being an option for participation.
- Encourage more business participation in the Business Advisory Council (BAC) meetings throughout the state, look at offering Zoom options for these meetings as well.
- Maintain the Business Account Manager model and consider expansion to other areas of the state. Nebraska VR has hired Business Account Managers (BAM) in Omaha, Norfolk, and Kearney to establish relationships with businesses, trade associations, business and human resources organizations to identify staffing patterns, skill requirements, support needs, training preferences, etc., to be an effective representative to Nebraska VR teams on behalf of businesses. The BAMs will seek out opportunities to establish work-based learning partnerships, OJE/OJTs, apprenticeships, and internships with businesses. These positions take a jobs-driven approach in aligning the education and training requirements of businesses with the qualifications of VR eligible clients to better meet the workforce needs of employers.

Educators/Schools —

- Presentation at School Board Conference in Omaha each November. Marketing with Counselors and Nurses. Consistency statewide with utilizing newsletters.

- Providers share “VR Victories” via I/DD LISTSERV quarterly.
- Utilize alternative methods, i.e., Zoom, for attending meetings in order to manage time more efficiently, cut down on travel time, and be present at more meetings.
- Utilize social media such as Instagram and Snap Chat for marketing blasts.
- Conduct monthly collaborative meetings with Career and Technical Education and Office of Special Education.
- Connect what VR is doing with each student’s coursework and develop more consistency in coordinating school transition services.

Core Partner Programs —

- Organize quarterly calls to keep partners up-to-date on what we are working on. Share “VR Victories” to start each meeting. Continue to explore co-locating in areas of the state in which this is not yet occurring.
- Expand the Employ meetings throughout the state as a way of meeting and sharing resources with core partners.
- Continue participation on the Nebraska Partners Council. The Partner Council represents program stakeholders in Nebraska’s Workforce Delivery System model. The Nebraska Partner Council works to strengthen cross-agency partnerships that focus on workforce solutions to ensure subpopulations are being afforded quality work opportunities and employers have a diverse and ready workforce. Beginning during the summer of 2020, the Nebraska VR Director will be the Council Chair.
- Collaborate with core partners on the development and availability of soft skills training for all individuals. The core partners will explore the possibility of joint soft skills training. The potential collaboration could reduce duplication and increase the availability of training opportunities across the state.

Stakeholders —

- More transparency on external VR website.
- Increase relationships/networking with advocacy and support groups, i.e., ARC, NAMI, BIA-NE, to include relationships with local chapters.

Goal 5: Develop cultural competencies to ensure equitable access to Nebraska VR services.

Priorities:

- VR forms can be difficult to understand if English is not one’s first language. Use Google Translate or other translation services for pdf conversion for any form required in a different language.
- Provide Bridges Out of Poverty to all staff.
- Explore utilizing the Online Diversity Calendar. This resource offers access to tools for awareness and inclusion ready to auto-schedule to VR staff and social media that will integrate with Outlook. Examples include: a diversity newsletter, awareness of cultural and religious holidays (when not to schedule appointments and expect clients to come to the VR Office, monthly themes, important dates, awareness of customs).
- Each office will explore ethnicities/cultural groups present in the catchment area.
- VR applications should include a question regarding primary language spoken by client and this should be recorded in QE2.
- Field offices should develop relationships with local community groups/leaders and staff should regularly spend time at these locations in order to take applications, meet with clients, etc.
- Staff should download iTranslate (or a similar app) on their iPads and be familiar with its use so that if a client comes into the office and is unable to speak English, or speak it fluently, the app could be used to communicate with them on that initial visit.
- Staff should explore resources available at Department of Health and Human Services Office of Health Disparities and Health Equity. The possibility for training for all staff from this agency could be explored.
- Actively develop a cultural competency training that is mandatory for all staff. Training for staff should include the differences between ethnicity and culture, to include the fact that cultural diversity is much broader than ethnicity, and can include such groups as Deaf Culture, socioeconomic status, etc.
- Nebraska VR will align the priorities of this goal with the Equity Initiatives outlined in Nebraska Department of Education’s Vision and Strategic Direction document.

3. Ensure that the goals and priorities are based on an analysis of the following areas:

- A. The most recent comprehensive statewide assessment, including any updates;*

See 3A, 3B, 3C.

The above goals and priorities are consistent with the most recent statewide comprehensive assessment as previously described.

B. The State’s performance under the performance accountability measures of section 116 of WIOA; and

Nebraska has continued to collect and study data for the accountability measures to ensure PY 2022 and 2023 Performance data can be submitted as *Expected Levels of Performance* for all five WIOA performance indicators in PY 2022 State Plan Modifications. The five indicators include: Measurable Skill Gains Rate (baseline previously established), Employment Rate 2nd Quarter, Median Earnings 2nd Quarter, Employment Rate 4th Quarter, and Credential Attainment Rate. Historical data on these indicators were studied in order to establish the expected levels of performance and RSA’s statistical adjustment model guidance was also used.

While reviewing the most recent data on these indicators (PY20), Nebraska’s results can be summarized by its performance and in comparison to national rankings:

Ranked 8th for the Measurable Skill Gain Rate (MSG) at 61.3%. The national MSG Rate for PY 2020 was 44%. (States’ performance ranged significantly and 26 states were below the national rate.)

Ranked 7th for the Employment Rate Second Quarter after Exit at 58.5%. The PY 2020 national rate was 46.4%. (18 states below the national rate.)

Ranked 13th for the Median Earnings Second Quarter after Exit at \$5,057. The PY 2020 National Median Earnings: \$4,022.

Ranked 3rd for the Employment Rate Fourth Quarter after Exit at 57.4%. The PY 2020 National Rate: 41.7% (16 states below the national rate.)

Ranked 18th for the Credential Attainment Rate at 31.7%. The PY 2020 national rate is 26.3%. (25 states below the national rate.)

Indicators of Performance for Nebraska

Table 116. Measurable Skill Gains

	PY 2020	PY 2021
Negotiated Target	26.0%	27%
Performance	61.3%	N/A
Met/Not Met	MET	IN PROGRESS

Table 117. Historical data used to examine expected levels of performance, participants

Participants	2017	2018	2019	2020
Participants Served	6,159	3,405	2,499	2,990
Participants Exited	3,032	1,717	832	1,011

Table 118. Historical data used to examine expected levels of performance, performance indicators

State Level WIOA Performance Indicators	2017	2018	2019	2020
Measurable Skill Gains Rate	29.0%	26.0%	31.8%	61.3%
Employment Rate – 2 nd Quarter After Exit	-	17.5%	64.4%	58.5%
Median Earnings – 2 nd Quarter After Exit	-	\$4,208	\$4,445	\$5,057
Employment Rate – 4 th Quarter After Exit	-	-	62.7%	57.4%
Credential Attainment Rate	-	-	18.4%	31.7%

C. Other available information on the operation and effectiveness of the VR program, including any reports received from the State Rehabilitation Council and findings and recommendations from monitoring activities conducted under section 107.

The State Rehabilitation Council and Nebraska VR work in collaboration to conduct a client satisfaction survey. This survey will continue and will be reviewed to make revisions as necessary based on rules and regulations including any pertinent standards and indicators under the performance measures. Refer to (a) Input of State Rehabilitation Council.

m. Order of Selection

Describe:

1. Whether the designated State unit will implement and order of selection. If so, describe:

A. The order to be followed in selecting eligible individuals to be provided VR services

The order to be served

Nebraska VR remains in an Order of Selection (OOS). The agency received approval from RSA to implement OOS in December, 2017. As of April, 2018, all three (3) Priority Groups were closed. Priority Groups 2 and 3 were closed in December 2017 and Priority Group 1 was closed in April, 2018. In July 2021, Nebraska VR followed necessary processes in order to open Priority Group 1; Priority Group 2 will be opened 10/1/21. As a result, Nebraska VR is implementing the following:

- Priority Group 1: Open — no wait list
- Priority Group 2: Open — no wait list
- Priority Group 3: Closed — wait list

Individuals who have applied for services in FFY 2018, 2019 and 2020 were assessed and eligibility was determined and a Priority Group was assigned. Eligible client's names have been placed on a wait list and the VR agency has continued to have monthly meetings to determine when and how many individuals on the wait list can be removed. When removing individuals from the wait list, individuals from Priority Group 2 will be removed first (those determined significantly disabled), and next, those in Priority Group 3. The rationale for Priority Group assignment will appear in the client's case file.

Each client is notified in writing of all the Priority Groups, his/her assignment to a Priority Group, and if the Priority Group is open or closed. The written notification also includes an individual's priority assignment can be re-evaluated if new or additional information becomes available which affects the individual's functional limitations. Additionally, the written notification indicates his/her right to appeal the Priority Group assignment through informal or formal review and of the availability of assistance from the Client Assistance Program.

Individuals who are placed in a closed Priority Group will be provided:

- a. VR information and guidance (which may include counseling and referral to community resources for job placement) using appropriate modes of communication to assist them in preparing for, securing, retaining/regaining or advancing in employment.
- b. Referral to other appropriate Federal and State programs including programs carried out by other components of the statewide workforce development system best suited to address the specific employment needs of the individual along with information identifying a specific point of contact within the agency.

All funding arrangements for providing services shall be consistent with the OOS. If any funding arrangements are inconsistent with the OOS, Nebraska VR shall renegotiate these funding arrangements so they are consistent with the OOS.

The following outlines Nebraska VR policy and process for implementing the OOS:

Procedure for processing applications:

- Upon receipt of referral, the Specialist meets with the applicant to complete the application and inform them about OOS (Priority Group 1 and 2 open and Priority Group 3 closed).
- The Specialist will input data and application date and determine eligibility within 60 days from the date of application.
- After eligibility determinations are made, the client will be assigned to a Priority Group based on their functional limitations and need for VR services over an extended period of time.
- The client's name will be put on a wait list if placed in a closed Priority Group. The eligibility/Priority Group letter will be sent to all new clients.

Procedure for putting clients on the wait list:

- For each closed Priority Group, clients will be put on the wait list based upon application date.
- The Administrative Office will be responsible to maintain the wait list.

Procedure for taking clients off the wait list:

1. The Administrative Office will determine when to open or close a Priority Group based upon Nebraska VR’s financial and personnel resources. One Priority Group will be opened at a time to clear the wait list for that Priority Group before opening the next Priority Group.
2. The Administrative Office will use information from the annual estimates process outlined in description (k) of the VR portion of the State Plan to assess the agency’s Order of Selection.
3. The clients will be notified by letter from the Administrative Office their name is coming off the wait list with a copy of the letter being sent to their Specialist.
4. The Specialist will contact the client.
5. The Specialist will complete the IPE within 90 days from the date the client was taken off the wait list.

Pre-Employment Transition Services

- Students who are considered “potentially eligible” for VR services will receive Pre-Employment Transition Services regardless of the OOS and are served when a signed Pre-Employment Transition Consent and Release is in place.
- Students with disabilities who apply for VR services and who began receiving Pre-Employment Transition Services prior to applying for and being determined eligible will continue to have access to Pre-Employment Transition Services even if their Priority Group is closed. (Cannot receive any individualized VR services until Priority Group is being served and they come off the wait list)
- Any student with a disability that has applied for VR services who is not yet participating in Pre-Employment Transition Services when the eligibility determination is made and who is placed in a closed Priority Group will be served when funding is sufficient by the date the application is signed by the client. (Cannot receive Pre-Employment Transition Services)
- Any student with a disability who is determined eligible for VR services and placed in an open Priority Group can receive the full range of services offered through VR including Pre-Employment Transition Services and individualized VR services.

Under the OOS, Nebraska VR will continue to provide services to all individuals who were already receiving services under an approved Individualized Plan for Employment (IPE) prior to final approval of the OOS by RSA and implementation by Nebraska VR. Nebraska VR was approved by RSA and began implementing the OOS in December of 2017. The agency has removed over 5,400 people from the wait list since October of 2018. Data during the years of OOS has shown that approximately 62% of clients that come off the wait list no longer require VR services as services were received elsewhere or their circumstances have changed.

Nebraska VR’s projections for FFY 2020-23 are specified in Tables VR47 through VR50 of this PDF, http://vr.nebraska.gov/Tables47_50_2021.pdf. In summary, the tables depict the number of new cases for FFY 2013 through FFY 2023 for Priority Groups 1, 2, and 3. The table reflects the number of cases expected to have an expenditure in the year of eligibility and subsequent years of service. Less than half of new cases have an expenditure the first year and even fewer the second year and substantially less after that. The table is used to formulate the projections for the number of eligibilities and the projected cost of services for FFY 2020-23.

The cost of services for the number of individuals estimated to be served by each Priority Group is as follows:

FFY20

Priority	Group	1	Cost	of	Services:	\$2,013,267.16
Priority	Group	2	Cost	of	Services:	\$526,564.32
Priority	Group	3	Cost	of	Services:	\$265,057.97
Total for FFY 20: \$2,804,889.45						

FFY21

Priority	Group	1	Cost	of	Services:	\$1,904,687.01
Priority	Group	2	Cost	of	Services:	\$525,134.61
Priority	Group	3	Cost	of	Services:	\$231,380.08
Total for FFY 21: \$2,661,201.70						

FFY22

Priority	Group	1	Cost	of	Services:	\$1,710,634.42
Priority	Group	2	Cost	of	Services:	\$368,325.86

Priority Group 3 Cost of Services: \$162,840.36
 Total for FFY 22: \$2,241,840.36

FFY23

Priority Group 1 Cost of Services: \$2,216,686.22
 Priority Group 2 Cost of Services: \$456,766.86
 Priority Group 3 Cost of Services: \$267,478.78
 Total for FFY 23: \$2,940,931.86

The estimated amount to be expended is not at the level it was prior to OOS as the number of new cases has not yet reached pre-OOS levels. It is anticipated the number of new cases will continue to increase as Priority Groups are open. Effective July, 2021, the agency opened Priority Group 1. Priority Group 2 is also open.

B. The justification for the order

Reduction in VR staff

Since entering into the OOS and closing all three (3) Priority Groups, Nebraska VR reduced its personnel costs through instituting a hiring freeze. It took approximately two (2) years for the agency to realize the necessary savings of \$2,261,067 as a result of the hiring freeze. Now that the VR agency has met the savings projections while under an OOS, efforts have been underway to refill vacancies so VR field offices are at a staffing capacity which will support its plan for removing individuals from the wait list. Since September 2019, Nebraska VR has filled 53 positions and has 17 currently in progress. There are currently 36 vacancies (VR Service/Rehab Specialists and Associates only) compared to 11 field office vacancies prior to OOS. As vacancies continue to be filled, Nebraska VR anticipates an increase in the number of clients served. With additional staff, Nebraska VR has opened Priority Groups 1 and 2.

Even with the unprecedented challenges in 2020, Nebraska VR implemented an aggressive plan for hiring and on-boarding new staff to support the removal of individuals from the wait list. The continued efforts to fill vacancies and retain staff supports the agency’s move to opening Priority Groups 1 and 2. Nebraska VR does offer retention services under the OOS so it is possible for the agency to serve individuals in any of its Priority Groups should the criteria be met as outlined below.

Managing the VR Wait List

As of February 9, 2022, there are 364 individuals on Nebraska’s wait list. This includes:

- Priority 1: 0
- Priority 2: 0
- Priority 3: 364

C. The service and outcome goals

Tables VR47 through VR50, (accessible in this PDF: http://vr.nebraska.gov/Tables47_50_2021.pdf), depict the number of new cases for FFY 2013 through FFY 2023 for Priority Groups 1, 2, and 3. The table reflects the number of cases expected to have an expenditure in the year of eligibility and subsequent years of service. Less than half of new cases have an expenditure the first year and even fewer the second year and substantially less after that. The table is used to formulate the service and outcome goals for the number of individuals to be served and the projected case services expenditures for FFY 2020-23.

Table 119. The service and outcome goals for FFY17-FFY23

Status	FFY17	FFY18	FFY19	FFY20	FFY21	FFY22	FFY23
Applications	4500	3147	2208	1595	1190	1272	1352
Total Exited	5615	5261	3029	5305	4584	4672	
Successful	1788	1596	690	389	496	800	
Total Served	8272	4936	2444	2141	2914	3386	3882
Success/served	21.6	32.3	28.2	18.1	15.8		

D. Time within which these goals may be achieved for individuals in each priority category within the order; and

Timeline to achieve goals

Table 120. Application to close successful (days)

Application to close successful (days)	FY 16	FY 17	FY 18	FY 19	FY 20	FY 21	FY 22	FY 23
Priority Group 1	441	453	475	613	1075	842	796	682
Priority Group 2	463	557	1287	242	1271	1085	849	716
Priority Group 3	619	655	1380	1349	1674	2121	2371	1800

Table 121. Application to close unsuccessful (days)

Application to close unsuccessful (days)	FY 16	FY 17	FY 18	FY 19	FY 20	FY 21	FY 22	FY 23
Priority Group 1	341	416	475	724	580	493	502	462
Priority Group 2	368	417	1287	911	1215	1073	882	788
Priority Group 3	495	600	1138	1077	1290	1741	1331	981

Table 122. Plan to close successful (days)

Plan to close successful (days)	FY 16	FY 17	FY 18	FY 19	FY 20	FY 21	FY 22	FY 23
Priority Group 1	356	362	400	608	648	417	487	402
Priority Group 2	390	470	1276	932	1101	947	568	516
Priority Group 3	476	522	1138	1147	1489	1874	2077	1064

Table 123. Plan to close unsuccessful (days)

Plan to close unsuccessful (days)	FY 16	FY 17	FY 18	FY 19	FY 20	FY 21	FY 22	FY 23
Priority Group 1	432	501	450	657	747	508	422	418
Priority Group 2	502	487	1304	960	1306	1739	676	550
Priority Group 3	487	607	1223	1064	1240	1715	2173	1803

Reference

450 days=1 year, 3 months; 1200 days=3 years, 3 months; 1600 days=4 years, 5 months

The average number of days presented above include the amount of time an individual is on the OOS wait list. The average number of days for each of the above categories have been impacted by the implementation of the OOS. Nebraska VR projects individuals from the wait list in Priority Groups 2 and 3 will be served in FFY 22. Nebraska VR has provided significant technical assistance to staff and implemented internal controls in the agency's case management system to address timely services. Therefore, it is anticipated once an individual is removed from the wait list, there will continue to be improved timelines for achieving these goals.

E. How individuals with the most significant disabilities are selected for services before all other individuals with disabilities

Nebraska VR has determined it is necessary to continue to implement the OOS as it continues to fill vacancies and appropriately train staff; therefore, maintaining a wait list for Priority Group 3.

Each client will be notified in writing of all the Priority Groups, his/her assignment to a Priority Group, and if the Priority Group is open or closed. The written notification also includes an individual's Priority Group assignment can be re-evaluated if new or additional information becomes available which affects the individual's functional limitations. Additionally, the written notification indicates his/her right to appeal the Priority Group assignment through informal or formal review and of the availability of assistance from the Client Assistance Program.

Nebraska VR serves individuals with the most significant disabilities (Priority Group 1) before all other individuals with disabilities.

- Priority Group 1 (Individuals with Most Significant Disabilities) will be served first;
- Priority Group 2 (Individuals with Significant Disabilities) will be served second; and
- Priority Group 3 (Individuals with Non-Significant Disabilities) will be served third.

Descriptions of Priority Groups:

1. Priority Group 1: Clients determined to have a most significant disability. These are clients with severe physical or mental impairments that seriously limit two (2) or more functional capacities and who require multiple services over an extended period of time.
2. Priority Group 2: Clients determined to have a significant disability. These are clients with severe physical or mental impairments that seriously limit one (1) or more functional capacities and who require multiple VR services over an extended period of time.
3. Priority Group 3: Clients determined to have a non-significant disability. All other VR eligible clients.

An individual with a disability means an individual who has a physical or mental impairment, whose impairment constitutes or results in a substantial impediment to employment; and who can benefit in terms of an employment outcome from the provision of vocational rehabilitation services.

Significance of disability and Priority Group are determined after reviewing the client's medical records, assessment reports, and determine the client's ability to complete work-related tasks. These work-related tasks are categorized into 7 functional capacity areas:

- Communication
- Mobility
- Self-direction
- Work tolerance
- Interpersonal skills
- Self-care
- Work skills

The OOS shall not be based on any other factors, including:

- Any duration of residency requirement, provided the individual is present in the State;
- Type of disability;
- Age, gender, race, color or national origin;
- Source of referral;
- Type of expected employment outcome;
- The need for specific services or anticipated cost of services required by an individual; or
- The income level of an individual or an individual's family.

2. *If the designated State unit has elected to serve eligible individuals, regardless of any established order of selection, who require specific services or equipment to maintain employment*

Exceptions to Policy on OOS:

Nebraska VR elects to serve individuals who require specific services or equipment to maintain employment regardless of their Priority Group. Priority will be given to individuals currently working but would almost certainly lose his or her current job if not provided specific services or equipment in the very near future that would enable him or her to retain that employment.

- An IPE can be developed and the services required can be provided immediately.
- VR services can only be provided to maintain the current employment.
- The client is not eligible for post-employment services.
- The case record must document communication from the employer stating the employee is at immediate risk of losing their job.
- The client is not required to disclose the disability to the employer.
- The client requires only specific services or equipment that will keep the client in his/her current job.

Note 1: This exemption does not apply to those losing jobs because the employer is going out of business, eliminating the job, or for other business-related decisions.

Note 2: This exemption does not apply to clients who are underemployed or seeking to maximize their employment.

Note 3: This exemption does not apply to those who are seeking to change employer.

n. *Goals and Plans for Distribution of title VI Funds*

1. *Specify the State's goals and priorities for funds received under section 603 of the Rehabilitation Act for the provision of supported employment services*

Nebraska VR has allocated the funds received under section 603 to providing supported employment (SE) services to persons with the most significant intellectual disabilities and behavioral health disabilities. The program's expenditures for SE services to this population are supplemented by section 110 funds. With the funds under 603(d) to be expended on youth with the most significant disabilities, additional 110 funds will be needed to continue the service level for persons with most significant disabilities. The funds received under Title VI, 603 will continue to be distributed in the form of contractual payments for the costs of SE services provided to eligible persons with the most significant intellectual and behavioral health disabilities.

Nebraska VR conducted its last comprehensive needs assessment in September 2019. The next needs assessment will be scheduled during the fall of 2022. Therefore, the goals and strategies identified in this section have not been modified. Progress on the goals and implementation of strategies are outlined in section (p).

In an effort to align state plan initiatives, the following goals and priorities are also outlined in Nebraska's draft Olmstead Plan. The goals and priorities, specific to supported employment, for PY 2020-2023 are:

Increase the number of individuals who exit VR supported employment with competitive integrated employment.

- Baseline: In PY 2019 — Total SE cases closed: 103; Total successful: 47; Percentage: 45.63% people who received VR supported employment (SE) or customized employment exited with competitive integrated employment.
- PY 2020 Target: 47.0% of people who receive VR SE or customized employment will exit with competitive integrated employment.
- PY 2021 Target: 49.0% of people who receive VR SE or customized employment will exit with competitive integrated employment.
- PY 2022 Target: 51% of people who receive VR SE or customized employment will exit with competitive integrated employment.
- PY 2023 Target: 53% of people who receive VR SE or customized employment will exit with competitive integrated employment.

Priorities:

1. Increase monitoring and addressing lack of progress in supported employment cases. Increase transparency with numbers to help propel services forward. Mandatory Team Meeting if individual is not employed within 90 days.
 2. Continue to implement the Rapid Engagement model.
 3. Utilize Employ Meetings, i.e. EmployLNK, EmployOMA, EmployNP.
 4. Continued focus on students and youth to help change the mindset about obtaining competitive integrated employment.
 5. 'VR Victories' shared at beginning of any meeting where there are community partners or stakeholders so positive, real examples of competitive integrated employment can be highlighted. Use same case collection process as in place for Transition Newsletter.
 6. Continue to monitor data across the state to determine where there are successful outcomes so best practices can be replicated.
 7. Explore performance based contracting and the potential for implementing this as a way of achieving successful outcomes.
 8. Evaluate training needs of the supported employment service providers.
 9. Address the low number of supported employment providers and specialty providers, i.e., Acquired Brain Injury (ABI), across the state and ways to increase access to training in order to increase the number of those providers available to VR clients with those needs.
 10. Consider in-house training for VR staff to develop expertise in understanding and implementing the employment support needs of clients with ABI and Autism.
2. *Describe the activities to be conducted, with funds reserved pursuant to section 603(d), for youth with the most significant disabilities, including:*

- A. *The provision of extended services for a period not to exceed 4 years; and*

A work group has been developed by Nebraska VR to study current practices and establish ways to identify, develop, and/or fund extended services (including VR funding extended services for youth with the most significant disabilities). Some youth are eligible for funding for such services from Nebraska's Health and Human Services Behavioral Health and Developmental Disabilities divisions.

The work group reviewed information and determined findings from a pilot study. The study was conducted with a small group of clients whose extended support funding could not be identified at the time the SE plan was developed. Based on the pilot data and other anecdotal information, considerations are:

- Development of an alternative plan to SE and
- Creative methods to develop and identify funding for extended services to support a person to maintain their job after transition from VR services

The work group also described provision of extended services for youth with the most significant disabilities, for a period of time not to exceed 4 years, or until age 25, whichever occurs first. The transition to extended services will occur after the youth receives up to 24 months of supported employment services. Nebraska VR will fund such services when there is no other resource to provide the service through interagency agreements—including those with Nebraska Health and Human Services' Behavioral Health and Developmental Disabilities Divisions. It is recognized that youth with autism and those with brain injury who are determined to have the most significant disabilities are two populations who may be without readily-available or readily-identified funding for extended supports.

The work group's product will be guidance and training on creative ways to provide needed services as well as development of a plan for extended supports. This work group will include plans and goals to provide/fund extended supports to this population as permitted in regulation

- B. How the State will leverage other public and private funds to increase resources for extended services and expanded supported employment opportunities for youth with the most significant disabilities.*

Nebraska VR has a written agreement with the State of Nebraska's Health and Human Services Division of Behavioral Health that promotes evidence-based supported employment services to individuals with behavioral health diagnoses. Nebraska VR and the Division of Behavioral Health Services co-fund the SE milestones with Nebraska VR paying three (3) milestones and the Division of Behavioral Health funding one (1) milestone and paying for extended supports for those age 19 and over.

Nebraska VR also has a written agreement with the State of Nebraska's Health and Human Services Division of Developmental Disabilities. The Division agrees to fund extended services to youth and adults qualifying for developmental disabilities after transition from VR SE milestones funding.

With these written agreements, VR leverages public funds for both SE and extended services.

o. State's Strategies

Describe the required strategies and how the agency will use these strategies to achieve its goals and priorities, support innovation and expansion activities, and overcome any barriers to accessing the VR and the Supported Employment programs (See sections 101(a)(15)(D) and (18)(B) of the Rehabilitation Act and section 427 of the General Education Provisions Act (GEPA)):

1. The methods to be used to expand and improve services to individuals with disabilities

- Continue to focus on relationship building with businesses, service providers, SRC, educators, and Workforce partners.
- Develop a multi-year training plan for new and existing staff on how to use engagement strategies throughout the VR process.
- Conduct annual case reviews completed by the Program Team and Office Directors.
- Continue to use social media strategies to increase opportunities for communication with clients, businesses, service providers, Workforce partners, and staff members.
- Identify the needs for job development and job coaches in the rural areas of Nebraska.

These strategies listed match the priorities and goals outlined in description I. Goals and Priorities.

2. How a broad range of assistive technology services and devices will be provided to individuals with disabilities at each stage of the rehabilitation process and on a statewide basis

Nebraska VR will improve and maintain assistive technology services with the following strategies:

- Maintain the VR partnership with Nebraska Assistive Technology Partnership (ATP) through the delivery model to schools as summarized below:
 - The Nebraska Assistive Technology Partnership (ATP), part of Nebraska VR and the Nebraska Department of Education (NDE), receives a grant from NDE/Special Education to provide services to

professionals (e.g. IEP/IFSP Team) working with children, ages birth to 21, with disabilities. These services include technical assistance and training on assistive technology (AT). Examples of technical assistance and trainings provided are how to consider AT in the IEP/IFSP, how to conduct an AT assessment, how to acquire and provide AT tools/systems, implementing AT effectively, and evaluating the effectiveness of the AT for the student/child. ATP also promotes the use of AT through various awareness activities and maintains a statewide assistive technology loan pool that professionals can access in order to fill a temporary need for a student/child or assist in the AT decision-making process. The vision of the ATP-Education program is to ensure that individual children/students can be successful by creating systemic capacity that results in quality Assistive Technology services for every child/student who needs AT

- Maintain the VR partnership with Nebraska ATP as summarized below:
 - The agency contracts with the Nebraska ATP to provide rehabilitation engineering and assistive technology services to agency clients at all stages of the rehabilitation process. Clients are referred to ATP by Nebraska VR staff for all assistive technology assessments, funding coordination and assistive technology solutions. ATP offices are located throughout the state and in some cities are co-located with the VR office. VR will continue to participate in the VR/ATP monthly meetings and serve as a member of the ATP Advisory Council.

3. *The outreach procedures that will be used to identify and serve individuals with disabilities who are minorities, including those with the most significant disabilities, as well as those who have been unserved or underserved by the VR program*

Nebraska VR will improve and maintain outreach procedures using the following strategies:

- Maintain a continued focus on competitive integrated employment.
- Maintain relationships with service providers, businesses, community resources, schools, SRC, and educational service units.
- Foster cultural competencies and address barriers presented by poverty.
- Prioritize hiring bilingual staff.
- Establish and maintain service agreements with qualified foreign language interpreters and utilize phone and video remote foreign language interpreting when on-site interpreting is not available. This will also include sign language interpretation services.
- Continue to translate agency audio/visual media, brochures and forms in other languages. It was suggested to consider Trans-Act as a resource.

4. *The methods to be used to improve and expand VR services for students with disabilities, including the coordination of services designed to facilitate the transition of such students from school to postsecondary life (including the receipt of VR services, postsecondary education, employment, and pre-employment transition services)*

- Maintain the state and regional Youth Leadership Councils that provide students with opportunities to develop leadership skills. Seek input on suggestions from a youth perspective on the 5 core Pre-Employment Transition Services activities.
- Develop, revise, and disseminate publications on Pre-Employment Transition Services and Transition Services for both youth and students with a disability and their families.
- Maintain existing Project SEARCH sites.
- Continue representation on the Special Education Advisory Council (SEAC) subcommittees.
- Continue to serve on the Nebraska Transition Advisory Committee and the Transition Practitioner's Committee.
- Continue to develop agreements with local LEAs for provision of Pre-Employment Transition Services.
- Continue training for VR staff related to IEP development and participation in meetings.

Nebraska VR and Nebraska Commission for the Blind and Visually Impaired (NCBVI) have jointly agreed on the minimum age of 14 for students with disabilities to begin the provision of Pre-Employment Transition Services per the NCBVI and Nebraska VR Cooperative Agreement.

5. *If applicable, plans for establishing, developing, or improving community rehabilitation programs within the State*

Nebraska VR will continue to establish, develop, and improve community rehabilitation programs using the following strategies:

- Develop mutual accountability for milestones.
- Seek training partnerships.
- Develop and implement best practices with community providers.

6. *Strategies to improve the performance of the State with respect to the performance accountability measures under section 116 of WIOA*

- Continue to develop strategies and engage in activities in coordination with the appropriate six (6) core partner programs and participating Combined State Plan partners to establish benchmarks.

7. *Strategies for assisting other components of the statewide workforce development system in assisting individuals with disabilities*

- Continue participation on the Nebraska Partners Council to strengthen cross agency partnerships that focus on workforce solutions.
- Continue involvement in the State and local Workforce Boards.
- Dovetail with the Nebraska Department of Labor's established career pathways initiatives through our Career Pathways Advancement Project.

8. *How the agency's strategies will be used to:*

- A. *Achieve goals and priorities by the State, consistent with the comprehensive needs assessment;*

The goals and priorities outlined in the State Plan are supported by the agency strategies and were informed by the Comprehensive Statewide Needs Assessment. These strategies align with the state goals and priorities in description (1).

- B. *Support innovation and expansion activities; and*

The State Rehabilitation Council provides input and guidance on VR's innovative approaches to service delivery including the Meet You Where You Are model, the use of motivational interviewing techniques, and the expanded use of social media. Members also provide direction on strategies to reach underserved and unserved through expanded and innovative marketing strategies.

- C. *Overcome identified barriers relating to equitable access to and participation of individuals with disabilities in the State VR Services Program and the State Supported Employment Services Program.*

The proactive strategies listed above are expected to address identified barriers such as locating, accessing, and coordinating needed community services and supports expanding work-based training opportunities throughout the entire state. Nebraska VR remains committed to serving individuals with disabilities in their local communities. To be successful this includes establishing partnerships and collaborations with local businesses, local community resources, schools, and other programs.

p. *Evaluation and Reports of Progress: VR and Supported Employment Goals*

Describe:

1. *An evaluation of the extent to which the VR program goals described in the approved VR services portion of the Unified or Combined State Plan for the most recently completed program year were achieved. The evaluation must:*

- A. *Identify the strategies that contributed to the achievement of the goals*

The following represents Nebraska VR's evaluation and report of progress on the agency's PY19, PY20, and PY21 Goals and Priorities.

Program Goal 1 and Strategies: Increase the number of individuals who exit VR supported employment with competitive integrated employment.

Table 124. Projected number of individuals who exit VR supported employment with competitive integrated employment

	PY 2019	PY 2020	PY2021	PY2022	PY2023
Target or Baseline	Baseline Year	47%	49%	51%	53%
Performance	45.6%	51.4%	47.8%*		
Met/Not Met	N/A	MET	IN PROGRESS		

*Reporting period not yet complete (data available 10/2/2021-2/1/2022)

Source: QE2, VR’s case management system

1. Changes in monitoring of progress will occur with a revamped Supported Employment (SE) program following the Cost Methodology Study completion in 2022.
2. Nebraska VR hosted multiple trainings in 2021 related to the Progressive Employment Model.
3. Employ meetings continue and Work in Nebraska (WIN) meetings are now held throughout the state which may be correlated with an increase in successful outcomes for SE.
4. Evaluate training needs of the SE service providers. The need for training and how to pay for it is being considered in the Cost Methodology Study of Supported Employment.
5. Move more individuals to economic self-sufficiency through the implementation of lessons learned from the federally funded Career Pathways Advancement Project (CPAP). Over the past five (5) years CPAP was funded under a grant from RSA and uses an “Upskill/Backfill” model to train individuals in emerging and growing industry sectors. In an effort to sustain and expand the lessons learned from CPAP, Nebraska VR applied for and received a Disability Innovation Fund-Career Advancement Initiative Model grant. This is a five year grant which began October 1, 2021.
6. Summary: Success — Increase in successful outcomes may be correlated with increase in available jobs across the state. A significant challenge in providing SE in Nebraska is a shortage in the staff who provide such services. SE providers across the state report many open positions and an inability to fill them, meaning that, while jobs may be plentiful, supported employment staff to help people obtain and retain those jobs are scarce.

Program Goal 2 and Strategies: Increase the number of students/interns completing Project SEARCH and obtaining competitive integrated employment.

Table 125. Projected number of students/interns completing Project SEARCH and obtaining competitive integrated employment

	PY 2019	PY 2020	PY2021	PY2022	PY2023
Target or Baseline	Baseline Year	66%	68%	69%	70%
Performance	64.7%	65.7%			
Met/Not Met	N/A	NOT MET			

Source: National Project SEARCH data base

Nebraska VR hosted nine (9) statewide training sessions for all Project SEARCH sites. This fidelity model training was directed to the following staff: Instructors, Skills Trainers, Nebraska VR Pre-Employment Transition Services Coordinators, and Business Liaisons.

The training sessions were offered by National Project SEARCH staff and were organized using the priorities identified in this goal including but not limited to: Steering Committee functions, Business Advisory Councils, recruitment and intern selection.

Nebraska VR continues to lead discussions with partners in the Omaha area to support the resurrection of an adult Project SEARCH site. It is anticipated the site will begin in the fall of 2022.

Program Goal 3 and Strategies: Improve quality and consistency of supported employment services through the development and implementation of best practices for service providers.

Data and anecdotal information on provider performance was reviewed and discussed by the assigned Program Director and Office Director in several cases prior to offering to renew Service Agreements. In several cases, providers that exhibited poor performance or failure to meet standards for communication and support provision were given a list of improvements needed over the next year when new Service Agreements and heightened expectations will be implemented.

Nebraska VR will explore performance-based contracting and the potential for implementing this as a way of achieving more successful outcomes. Performance-based contracting will be an area of discussion in the development of rate methodology for upgrades to the SE program.

The Program Director for Community Services has reviewed and evaluated training requirements of providers and found the following:

1. Developmental Disabilities providers whose certification is accepted as the basis for Service Agreements with Nebraska VR presently have no standards for training in SE.
2. Behavioral Health providers are required to be JCAHO/Joint Commission/CARF accredited as a condition of contracting with the Behavioral Health Regions to provide services. Such accreditation does require standardized training in provision of SE services.
3. Development of uniform expectations and standards for training are included in the Supported Employment Cost Methodology Study with costs for training to be standardized and built into provider rates.

Program Goal 4 and Strategies: Improve communication with clients, businesses, stakeholders, service providers, core partner programs, SRC, educators, and staff members.

- Re-engagement strategies for individuals on the wait list.
- Statewide trainings related to Motivational Interviewing and Progressive Employment.
- Expansion of the Nebraska VR business services team.
- Trainings and collaborative opportunities with other state agencies, providers, and businesses statewide (Employ meetings and Business Advisory Council meetings)
- Nebraska VR led trainings and quarterly meetings with service providers.
- Utilizing SRC committees to focus on WIOA Combined State Plan goals and priorities.
- Maximizing virtual platforms and in-person service delivery to meet the individual needs of students and schools.
- Continuity of Operations Plan implementation to address COVID-19 Nebraska VR and ATP protocols.
- Emphasis on disability, equity, and inclusion.

Program Goal 5 and Strategies: Develop cultural competencies to ensure equitable access to Nebraska VR services

Google Translate and iTranslate are options available to staff. Staff are encouraged to seek interpreting services when available and possible to ensure the conversation regarding services is consistent with that of a conversation with someone who's primary language is English. It is understood that applications like Google Translate are not 100% accurate, so staff are advised to seek resources and reach out to bilingual staff for additional support.

Bridges Out of Poverty training is projected to take place after June 2022 to continue the conversation around the Nebraska VR developed cultural competency training that addresses unconscious bias, intersecting identities, and cultural humility. With this will include a series of discussion topics for teams to explore to better understand the Bridges framework as it relates to poverty and other social constructs and barriers.

The *Online Diversity Calendar* is a resource which offers access to tools for awareness and inclusion ready to auto-schedule to Nebraska VR staff and social media that will integrate with Outlook. Examples include: a diversity newsletter, awareness of cultural and religious holidays (when not to schedule appointments and expect clients to come to the VR Office, monthly themes, important dates, awareness of customs). By signing up for the *Online Diversity Calendar's* Diversity, free access is granted to download the annual calendar or automatically add cultural and religious events to an Outlook calendar. The co-facilitators of the Inclusion, Diversity, & Equity Committee have piloted this and plan to introduce it to the other committee members for discussion.

Office Directors in each Nebraska VR field office were required as part of an annual goal to conduct an analysis of unserved and underserved populations in the catchment area. These results will be used for planning and outreach in 2022-24.

Nebraska VR's case management system, QE2, now includes a checkbox for Spanish communication to serve as a reminder for interpreting services and written communication in Spanish. Other options for additional preferred languages in QE2 or VR applications and forms are not available at this time.

iTranslate is already included on most agency issued iPhones and iPads. Staff are asked to submit a helpdesk ticket to request the application if it is unavailable. It is understood that the application is not 100% accurate and may be beneficial for an immediate need, so staff are advised to seek resources and reach out to bilingual staff for additional support.

A VR Program Director represented Nebraska VR on The Pregnancy Risk Assessment Monitoring System (PRAMS) work group in 2021. PRAMS is a research project sponsored by the Centers for Disease Control and Prevention and the Nebraska Department of Health and Human Services. The goal of PRAMS is to improve the health of mothers and babies in Nebraska. The factsheet generated, *Pregnant and Parenting People with Disabilities in Nebraska*, is an annual resource developed for providers and professionals. This report was shared with all Nebraska VR staff through the November 2021 internal newsletter.

Cultural competency training will be conducted in June 2022 in collaboration with trainers from George Washington University, the National Technical Assistance Center on Transition (NTACT:C), and the Center for Innovative Training in Vocational Rehabilitation (CIT-VR). Training will address unconscious bias, intersecting identities, and cultural humility over a 2-day training session to allow continued conversation after the initial training. This training will be recorded and viewable to current and future staff. Nebraska VR University is also provided as an on-going monthly training opportunity for staff to learn about local communities, resources, and programs to assist with working with our unserved and underserved populations as well as other programs to assist with diverse client needs.

B. Describe the factors that impeded the achievement of the goals and priorities

Nebraska VR received formal approval from RSA in December 2017 to implement an OOS. By April 2018, all three (3) priority categories were closed. Nebraska VR is making steady progress removing individuals from the wait list and have Priority Groups 1 and 2 open with fewer than 400 people waiting for services in Priority Group 3.

It is recognized community partners have been impacted by increased referrals from VR as a result of having a wait list. On-going conversations among the partners has allowed for timely information about VR services and the agency’s efforts to manage the wait list.

A significant challenge in providing SE in Nebraska is a shortage in the staff who provide such services. SE providers across the state report many open positions and an inability to fill them, meaning that, while jobs may be plentiful, supported employment staff to help people obtain and retain those jobs are scarce.

2. *An evaluation of the extent to which the Supported Employment program goals described in the Supported Employment Supplement for the most recent program year were achieved. The evaluation must:*

A. Identify the strategies that contributed to the achievement of the goals

Program Goal 1 and Strategies; Increase the number of individuals who exit VR supported employment with competitive integrated employment.

Table 126. Projected number of individuals who exit VR supported employment with competitive integrated employment

	PY 2019	PY 2020	PY2021	PY2022	PY2023
Target or Baseline	Baseline Year	47%	49%	51%	53%
Performance	45.6%	51.4%	47.8%*		
Met/Not Met	N/A	MET	IN PROGRESS		

*Reporting period not yet complete (data available- 10/2/2021-2/1/2022)

Source: QE2- VR’s case management system

- Maintained SE partnerships for mental health in all six (6) regions of the state.
- Implemented SE milestones and payment system for individuals with behavioral health, autism, brain injury, and intellectual disabilities.
- Utilized Title 1 funds to supplement Title VI, Part B funds to adequately address the mental health SE service needs in the State of Nebraska.
- Nebraska VR has been actively engaged in the State of Nebraska’s development of the Olmstead Plan. This planning has provided a different level of opportunity for collaboration and leveraging resources to support individuals with disabilities and access to the most integrated settings.

Program Goal 2 and Strategies: Improve quality and consistency of supported employment services through the development and implementation of best practices for service providers.

- Analysis of provider performance data prior to issuing new Service Agreements.
- Extensive rate methodology study conducted.
- Review and evaluation of service provider training requirements.

B. Describe the factors that impeded the achievement of the goals and priorities

- The continued delay in the compliance date for a move to integrated employment settings for individuals with intellectual disabilities by the Center of Medicare and Medicaid Services resulted in a diminished sense of urgency for family members and providers to move individuals into competitive integrated employment instead of sheltered workshop employment.
- Due to VR’s OOS, a significantly lower number of referrals were made to providers for SE.

3. *The VR program’s performance on the performance accountability indicators under section 116 of WIOA*

Nebraska has continued to collect and study data for the accountability measures to ensure PY 2022 and 2023 Performance data can be submitted as *Expected Levels of Performance* for all five WIOA performance indicators in PY 2022 State Plan Modifications. The five (5) indicators include: Measurable Skill Gains Rate (baseline previously established), Employment Rate 2nd Quarter, Median Earnings 2nd Quarter, Employment Rate 4th Quarter, and Credential Attainment Rate. Historical data on these indicators were studied in order to establish the expected levels of performance and RSA’s statistical adjustment model guidance was also used.

While reviewing the most recent data on these indicators (PY20), Nebraska’s results can be summarized by its performance and in comparison to national rankings:

Ranked 8th for the Measurable Skill Gain Rate (MSG) at 61.3%. The national MSG Rate for PY 2020 was 44%. (States’ performance ranged significantly and 26 states were below the national rate.)

Ranked 7th for the Employment Rate Second Quarter after Exit at 58.5%. The PY 2020 national rate was 46.4%. (18 states below the national rate.)

Ranked 13th for the Median Earnings Second Quarter after Exit at \$5,057. The PY 2020 National Median Earnings: \$4,022.

Ranked 3rd for the Employment Rate Fourth Quarter after Exit at 57.4%. The PY 2020 National Rate: 41.7% (16 states below the national rate.)

Ranked 18th for the Credential Attainment Rate at 31.7%. The PY 2020 national rate is 26.3%. (25 states below the national rate.)

Indicators of Performance for Nebraska

Table 127. Measurable Skill Gains

	PY 2020	PY 2021
Negotiated Target	26.0%	27%
Performance	61.3%	N/A
Met/Not Met	MET	IN PROGRESS

Table 128. Historical data used to examine expected levels of performance, participants

Participants	2017	2018	2019	2020
Participants Served	6,159	3,405	2,499	2,990
Participants Exited	3,032	1,717	832	1,011

Table 129. Historical data used to examine expected levels of performance, performance indicators

State Level WIOA Performance Indicators	2017	2018	2019	2020
Measurable Skill Gains Rate	29.0%	26.0%	31.8%	61.3%
Employment Rate – 2 nd Quarter After Exit	-	17.5%	64.4%	58.5%
Median Earnings – 2 nd Quarter After Exit	-	\$4,208	\$4,445	\$5,057
Employment Rate – 4 th Quarter After Exit	-	-	62.7%	57.4%
Credential Attainment Rate	-	-	18.4%	31.7%

4. *How the funds reserved for innovation and expansion (I&E) activities were utilized*

I & E Funding for PY 2020 was used to support the State Rehabilitation Council.

q. *Quality, Scope, and Extent of Supported Employment Services*

Include the following:

1. *The quality, scope, and extent of supported employment services to be provided to individuals with the most significant disabilities, including youth with the most significant disabilities*

Quality of supported employment services

All services provided will be of high quality, as judged by prevailing professional standards and such legal standards as may apply. Persons licensed, certified, or registered in accordance with the laws of the State of Nebraska to perform the services will render these services or, if the service is not regulated by the State, by persons who are able to demonstrate they are qualified by reason of education, training, and experience to perform the services.

Scope of supported employment services

The services made available by Nebraska VR using Title VI funds are limited to those initial services resulting in stable job performance in an integrated competitive work setting. These may include, as appropriate to individual needs:

1. Intensive on-the-job skills training and other training, based on individual need, is provided by skilled job trainers, co-workers, and other qualified persons based on a systematic analysis of the work to be performed, and a systematic analysis of the employer's performance expectations and requirements. It is conducted in accordance with a written plan identifying the methods of teaching, instruction, and behavior management necessary to enable the individual to acquire skills and master the work to be performed, to regulate behavior in accordance with the employer's requirements and expectations and achieve stable job performance. The training provides for a systematic reduction of intensive teaching, instruction, and behavior management methods to the lowest intervention level necessary to maintain stable job performance.
2. Other vocational rehabilitation services that are needed to achieve and maintain job stability include, but are not limited to, interpreter services for individuals with hearing impairments to permit communication between the individual and the skilled job trainer.
3. Occupational licenses and permits required by federal, state, and local law to perform an occupation.
4. Occupational tools and equipment required by the employer but not routinely provided to new employees.
5. Rehabilitation technology services including adaptations and modifications of the workplace.
6. Work clothing and uniforms required by the employer but not routinely provided to new employees, and safety shoes and other articles of clothing necessary to permit safe performance on the job.
7. Transportation from place of residence to the work site and return until the person can pay for the cost from earnings and/or work incentives.
8. Benefits planning to ensure an understanding of work incentives and earnings reporting requirements.
9. Customized employment services to enhance the likelihood of competitive, integrated employment for individuals with significant disabilities.
10. Follow-up services, including regular contact with the employer, the individual with a most significant disability, the individual's parents, guardian or other representative, in order to reinforce and stabilize the job placement.
11. On-going monitoring services from the time of job placement until the transition to extended services from one or more extended services providers. These services include, at a minimum, the assessment of employment stability and, based on that assessment, the coordination or provision of specific services needed to maintain employment stability.

Extent of supported employment services

1. Intensive on-the-job and other training services are provided to the person to the extent necessary to achieve stable job performance or to determine on the basis of clear and convincing evidence this cannot be achieved. Supported employment services are provided for a maximum of 24 cumulative months, with up to an additional 48 months of extended services provided to a youth with a disability (16-24) utilizing Title VI funds unless a longer period is identified in the IPE of the person.
2. Other services are made available to the extent necessary to support the individual achieving a successful competitive integrated outcome.
3. Follow-up services are provided to the individual to the extent necessary to assure that job stability has occurred, or to determine on the basis of clear and convincing evidence that job stability cannot be achieved.
4. On-going monitoring services are provided, at a minimum, twice monthly at the work site to assess employment stability and, based on that assessment, to coordinate or provide specific services needed to maintain employment stability. If off-site monitoring is determined to be appropriate, and is included in the person's IPE, it must, at a minimum, include two meetings with the person and one contact with the employer each month. Providers of supported employment services document the number and type of monitoring visits and report this information to the VR staff.

2. *The timing of transition to extended services*

Nebraska VR transitions the person to extended services provided by other public agencies, nonprofit agencies or organizations, employers, natural supports, or other entities no later than 24 cumulative months after placement in supported employment (unless a longer period is established in the IPE), provided that —

1. the person has made substantial progress toward their hours per week goal in the IPE,
2. the individual is stabilized on the job,
3. the team agrees with the decision, and
4. extended services are available to youth with the most significant disabilities up to for a period of time not to exceed 4 years or until such time the youth reaches the age of 25 and no longer meets the definition of a youth with a disability, whichever occurs first.

Vocational Rehabilitation (Combined or General) Certifications

States must provide written and signed certifications that:

1. *The (enter the name of designated State agency or designated State unit, as appropriate,) is authorized to submit the VR services portion of the Unified or Combined State Plan under title I of the Rehabilitation Act of 1973 (Rehabilitation Act), as amended by WIOA[14], and its supplement under title VI of the Rehabilitation Act[15];*

Enter the name of designated State agency or designated State unit, as appropriate

Nebraska Division of Rehabilitation Services

2. *As a condition for the receipt of Federal funds under title I of the Rehabilitation Act for the provision of VR services, the (enter the name of designated State agency)[16] agrees to operate and administer the State VR Services Program in accordance with the VR services portion of the Unified or Combined State Plan[17] , the Rehabilitation Act, and all applicable regulations[18] , policies, and procedures established by the Secretary of Education. Funds made available under section 111 of the Rehabilitation Act are used solely for the provision of VR services and the administration of the VR services portion of the Unified or Combined State Plan;*

Enter the name of designated State agency

Nebraska Division of Rehabilitation Services

3. *As a condition for the receipt of Federal funds under title VI of the Rehabilitation Act for supported employment services, the designated State agency agrees to operate and administer the State Supported Employment Services Program in accordance with the supplement to the VR services portion of the Unified or Combined State Plan[19] , the Rehabilitation Act, and all applicable regulations[20] , policies, and procedures established by the Secretary of Education. Funds made available under title VI are used solely for the provision of supported employment services and the administration of the supplement to the VR services portion of the Unified or Combined State Plan;*
4. *The designated State agency and/or the designated State unit has the authority under State law to perform the functions of the State regarding the VR services portion of the Unified or Combined State Plan and its supplement;*
5. *The State legally may carry out each provision of the VR services portion of the Unified or Combined State Plan and its supplement.*
6. *All provisions of the VR services portion of the Unified or Combined State Plan and its supplement are consistent with State law.*
7. *The (enter the name of authorized representative below) has the authority under State law to receive, hold, and disburse Federal funds made available under the VR services portion of the Unified or Combined State Plan and its supplement;*

Enter the name of authorized representative below

Lindy Foley

8. *The (enter the title of authorized representative below) has the authority to submit the VR services portion of the Unified or Combined State Plan and the supplement for Supported Employment services;*

Enter the title of authorized representative below

Director

9. *The agency that submits the VR services portion of the Unified or Combined State Plan and its supplement has adopted or otherwise formally approved the plan and its supplement.*

Footnotes

[14] Public Law 113-128.

[15] Unless otherwise stated, "Rehabilitation Act" means the Rehabilitation Act of 1973, as amended by WIOA, signed into law on July 22, 2014

[16] All references in this plan to "designated State agency" or to "the State agency" relate to the agency identified in this paragraph.

[17] No funds under title I of the Rehabilitation Act may be awarded without an approved VR services portion of the Unified or Combined State Plan in accordance with section 101(a) of the Rehabilitation Act.

[18] Applicable regulations, in part, include the Education Department General Administrative Regulations (EDGAR) in 34 CFR parts 76, 77, 79, 81, and 82; 2 CFR part 200 as adopted by 2 CFR part 3474; and the State VR Services program regulations.

[19] No funds under title VI of the Rehabilitation Act may be awarded without an approved supported employment supplement to the VR services portion of the Unified or Combined State Plan in accordance with section 606(a) of the Rehabilitation Act

[20] Applicable regulations, in part, include the citations in footnote 6

Certification Signature

Signatory information	Enter Signatory information in this column
Name of Signatory	Lindy Foley
Title of Signatory	Director
Date Signed	March 14, 2022

Assurances

The designated State agency or designated State unit, as appropriate and identified in the State certifications included with this VR services portion of the Unified or Combined State Plan and its supplement, through signature of the authorized individual, assures the Commissioner of the Rehabilitation Services Administration (RSA), that it will comply with all of the requirements of the VR services portion of the Unified or Combined State Plan and its supplement, as set forth in sections 101(a) and 606 of the Rehabilitation Act. The individual authorized to submit the VR services portion of the Unified or Combined State Plan and its supplement makes the following assurances:

The State Plan must provide assurances that:

<i>The State Plan must include</i>	Include
<i>1. Public Comment on Policies and Procedures: The designated State agency assures it will comply with all statutory and regulatory requirements for public participation in the VR Services Portion of the Unified or Combined State Plan, as required by section 101(a)(16)(A) of the Rehabilitation Act.</i>	
<i>2. Submission of the VR services portion of the Unified or Combined State Plan and Its Supplement: The designated State unit assures it will comply with all requirements pertaining to the submission and revisions of the VR services portion of the Unified or Combined State Plan and its supplement for the State Supported Employment Services program, as required by sections 101(a)(1), (22), (23), and 606(a) of the Rehabilitation Act; section 102 of WIOA in the case of the submission of a unified plan; section 103 of WIOA in the case of a submission of a Combined State Plan; 34 CFR 76.140.</i>	

<i>The State Plan must include</i>	Include
3. <i>The designated State agency or designated State unit, as appropriate, assures it will comply with the requirements related to: Administration of the VR services portion of the Unified or Combined State Plan:</i>	
3.a. <i>The establishment of the designated State agency and designated State unit, as required by section 101(a)(2) of the Rehabilitation Act</i>	
3.b. <i>The establishment of either a State independent commission or State Rehabilitation Council, as required by section 101(a)(21) of the Rehabilitation Act. The designated State agency or designated State unit, as applicable (A or B must be selected):</i>	
3.b.(A) <i>“is an independent State commission” (Yes/No)</i>	No
3.b.(B) <i>“has established a State Rehabilitation Council” (Yes/No)</i>	Yes
3.c. <i>Consultations regarding the administration of the VR services portion of the Unified or Combined State Plan, in accordance with section 101(a)(16)(B) of the Rehabilitation Act</i>	
3.d. <i>The financial participation by the State, or if the State so elects, by the State and local agencies, to provide the amount of the non-Federal share of the cost of carrying out the VR program in accordance with section 101(a)(3)</i>	
3.e. <i>The local administration of the VR services portion of the Unified or Combined State Plan, in accordance with section 101(a)(2)(A) of the Rehabilitation Act. Select yes or no, as appropriate, to identify if the designated State agency allows for the local administration of VR funds (Yes/No)</i>	No
3.f. <i>The shared funding and administration of joint programs, in accordance with section 101(a)(2)(A)(ii) of the Rehabilitation Act. Select yes or no, as appropriate, to identify if the designated State agency allows for the shared funding and administration of joint programs (Yes/No)</i>	No
3.g. <i>Statewideness and waivers of statewideness requirements, as set forth in section 101(a)(4) of the Rehabilitation Act. Is the designated State agency requesting or maintaining a waiver of statewideness for one or more services provided under the VR services portion of the Unified or Combined State Plan? (Yes/No) See Section 2 of this VR services portion of the Unified or Combined State Plan</i>	No
3.h. <i>The descriptions for cooperation, collaboration, and coordination, as required by sections 101(a)(11) and (24)(B); and 606(b) of the Rehabilitation Act</i>	
3.i. <i>All required methods of administration, as required by section 101(a)(6) of the Rehabilitation Act</i>	
3.j. <i>The requirements for the comprehensive system of personnel development, as set forth in section 101(a)(7) of the Rehabilitation Act</i>	
3.k. <i>The compilation and submission to the Commissioner of statewide assessments, estimates, State goals and priorities, strategies, and progress reports, as appropriate, and as required by sections 101(a)(15), 105(c)(2), and 606(b)(8) of the Rehabilitation Act</i>	
3.l. <i>The reservation and use of a portion of the funds allotted to the State under section 110 of the Rehabilitation Act for the development and implementation of innovative approaches to expand and improve the provision of VR services to individuals with disabilities, particularly individuals with the most significant disabilities</i>	
3.m. <i>The submission of reports as required by section 101(a)(10) of the Rehabilitation Act</i>	
4. <i>Administration of the Provision of VR Services: The designated State agency, or designated State unit, as appropriate, assures that it will:</i>	
4.a. <i>Comply with all requirements regarding information and referral services in accordance with sections 101(a)(5)(D) and (20) of the Rehabilitation Act</i>	
4.b. <i>Impose no duration of residence requirement as part of determining an individual's eligibility for VR services or that excludes from services under the plan any individual who is present in the State in accordance with section 101(a)(12) of the Rehabilitation Act</i>	
4.c. <i>Provide the full range of services listed in section 103(a) of the Rehabilitation Act as appropriate to all eligible individuals with disabilities in the State who apply for services in accordance with section 101(a)(5) of the Rehabilitation Act? (Yes/No)</i>	No
4.d. <i>Determine whether comparable services and benefits are available to the individual in accordance with section 101(a)(8) of the Rehabilitation Act</i>	
4.e. <i>Comply with requirements regarding the provisions of informed choice for all applicants and eligible individuals in accordance with section 102(d) of the Rehabilitation Act</i>	
4.f. <i>Comply with requirements regarding the provisions of informed choice for all applicants and eligible individuals in accordance with section 102(d) of the Rehabilitation Act</i>	
4.g. <i>Provide vocational rehabilitation services to American Indians who are individuals with disabilities residing in the State, in accordance with section 101(a)(13) of the Rehabilitation Act</i>	

<i>The State Plan must include</i>	Include
4.h. Comply with the requirements for the conduct of semiannual or annual reviews, as appropriate, for individuals employed either in an extended employment setting in a community rehabilitation program or any other employment under section 14(c) of the Fair Labor Standards Act of 1938, as required by section 101(a)(14) of the Rehabilitation Act	
4.i. Meet the requirements in sections 101(a)(17) and 103(b)(2) of the Rehabilitation Act if the State elects to construct, under special circumstances, facilities for community rehabilitation programs	
4.j. With respect to students with disabilities, the State,	
4.j.i. Has developed and will implement,	
4.j.i.I. Strategies to address the needs identified in the assessments; and	
4.j.i.II. Strategies to achieve the goals and priorities identified by the State, to improve and expand vocational rehabilitation services for students with disabilities on a statewide basis; and	
4.j.ii. Has developed and will implement strategies to provide pre-employment transition services (sections 101(a)(15) and 101(a)(25))	
5. Program Administration for the Supported Employment Title VI Supplement:	
5.a. The designated State unit assures that it will include in the VR services portion of the Unified or Combined State Plan all information required by section 606 of the Rehabilitation Act	
5.b. The designated State agency assures that it will submit reports in such form and in accordance with such procedures as the Commissioner may require and collects the information required by section 101(a)(10) of the Rehabilitation Act separately for individuals receiving supported employment services under title I and individuals receiving supported employment services under title VI of the Rehabilitation Act	
5.c. The designated state unit will coordinate activities with any other State agency that is functioning as an employment network under the Ticket to Work and Self-Sufficiency program under Section 1148 of the Social Security Act	
6. Financial Administration of the Supported Employment Program:	
6.a. The designated State agency assures that it will expend no more than 2.5 percent of the State's allotment under title VI for administrative costs of carrying out this program; and, the designated State agency or agencies will provide, directly or indirectly through public or private entities, non-Federal contributions in an amount that is not less than 10 percent of the costs of carrying out supported employment services provided to youth with the most significant disabilities with the funds reserved for such purpose under section 603(d) of the Rehabilitation Act, in accordance with section 606(b)(7)(G) and (H) of the Rehabilitation Act	
6.b. The designated State agency assures that it will use funds made available under title VI of the Rehabilitation Act only to provide supported employment services to individuals with the most significant disabilities, including extended services to youth with the most significant disabilities, who are eligible to receive such services; and, that such funds are used only to supplement and not supplant the funds provided under Title I of the Rehabilitation Act, when providing supported employment services specified in the individualized plan for employment, in accordance with section 606(b)(7)(A) and (D), of the Rehabilitation Act	
7. Provision of Supported Employment Services:	Yes
7.a. The Designated State Agency Assures That it Will Provide Supported Employment Services as Defined in Section 7(39) of the Rehabilitation Act	
7.b. The designated State agency assures that:	
7.b.i. The comprehensive assessment of individuals with significant disabilities conducted under section 102(b)(1) of the Rehabilitation Act and funded under title I of the Rehabilitation Act includes consideration of supported employment as an appropriate employment outcome, in accordance with the requirements of section 606(b)(7)(B) of the Rehabilitation Act	
7.b.ii. An individualized plan for employment that meets the requirements of section 102(b) of the Rehabilitation Act, which is developed and updated with title I funds, in accordance with sections 102(b)(3)(F) and 606(b)(6)(C) and (E) of the Rehabilitation Act	

Vocational Rehabilitation Program Performance Indicators

Performance Goals for the Core Programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as “baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit);*
- *Credential Attainment Rate; and*
- *Measurable Skill Gains*

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit); and*
- *Median Earnings (Second Quarter after Exit)*

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit); and*
- *Credential Attainment Rate*

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	45.0%	60.5%	46.0%	61.5%
Employment (Fourth Quarter After Exit)	40.0%	60.0%	41.0%	61.0%
Median Earnings (Second Quarter After Exit)	\$5,000	\$5,058	\$5,500	\$5,500
Credential Attainment Rate	25.0%	31.8%	26.0%	32.8%
Measurable Skill Gains	43.0%	61.5%	44.0%	62.5%
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹

¹ "Effectiveness in Serving Employers" is still being developed and this data will not be entered in the 2022 State Plan modifications.

Program-Specific Requirements for Vocational Rehabilitation (Blind)

The Vocational Rehabilitation (VR) Services Portion of the Unified or Combined State Plan [13] must include the following descriptions and estimates, as required by section 101(a) of the Rehabilitation Act of 1973, as amended by title IV of WIOA:

[13] Sec. 102(b)(2)(D)(iii) of WIOA

a. Input of State Rehabilitation Council

All agencies, except for those that are independent consumer-controlled commissions, must describe the following:

- 1. Input provided by the State Rehabilitation Council, including input and recommendations on the VR services portion of the Unified or Combined State Plan, recommendations from the Council's report, the review and analysis of consumer satisfaction, and other Council reports that may have been developed as part of the Council's functions;*

The Nebraska Commission for the Blind and Visually Impaired (NCBVI) is an independent consumer-controlled agency. Since it is governed by a Board of consumers, there is no State Rehabilitation Council.

- 2. The designated State unit's response to the Council's input and recommendations; and*

Not applicable.

- 3. The designated State unit's explanations for rejecting any of the Council's input or recommendations.*

Not applicable.

b. Request for Waiver of Statewide

When requesting a waiver of the statewide requirement, the designated State unit must identify the types of services to be provided by the program on a non-statewide basis. The waiver request must also include written assurances that:

- 1. A local public agency will provide the non-Federal share of costs associated with the services to be provided in accordance with the waiver request;*

NCBVI provides services statewide and does not contract with local agencies that provide match. Therefore, there is no request for a waiver.

- 2. The designated State unit will approve each proposed service before it is put into effect; and*

NCBVI provides services statewide and does not contract with local agencies that provide match. Therefore, there is no request for a waiver.

- 3. Requirements of the VR services portion of the Unified or Combined State Plan will apply to the services approved under the waiver.*

NCBVI provides services statewide and does not contract with local agencies that provide match. Therefore, there is no request for a waiver.

c. Cooperative Agreements with Agencies Not Carrying Out Activities Under the Statewide Workforce Development System

Describe interagency cooperation with and utilization of the services and facilities of agencies and programs that are not carrying out activities through the statewide workforce development system with respect to:

- 1. Federal, State, and local agencies and programs;*

Nebraska Commission for the Blind and Visually Impaired (NCBVI) works across the state of Nebraska to establish interagency cooperation with, and utilization of the services of all relevant entities, including those which are not within the Workforce Development System. NCBVI administrative personnel communicate and cooperate with representatives of the statewide or corporate level of such entities. Counseling and other staff of our District and area rehabilitation offices do so in their areas. There are no State Use Contracting programs in Nebraska.

In each area where we had employees, NCBVI staff identify and network with a wide range of professionals in both the public and the private sectors. Doing so serves multiple purposes. NCBVI's VR professionals become well versed in the resources and opportunities available to blind consumers across Nebraska. They are able to make NCBVI services known to those same entities, to educate them about the resource available to them from blind and visually impaired individuals in their community. In some cases, NCBVI Counselors participate with local Chambers of Commerce, Lions Clubs, Rotary Clubs, Commissions or Area Agencies on Aging, Community Networking Councils, Project Search, and related organizations.

The United States Rural Development Agency (RDA) administers programs related to self-employment, business opportunities, housing, and other community economic development activities. NCBVI collaborates by providing information to counseling staff about the RDA programs that might benefit their clients. NCBVI VR Counselors also provide information to RDA representatives about efforts to assist blind and visually impaired Nebraskans to access funds available for developing self-employment and business opportunities.

NCBVI works to assure that all the programs of the RDA in Nebraska are available to clients. We also are available to provide training about NCBVI services, and about blindness, to RDA personnel. With this training, they are able to provide reciprocal referrals to persons participating in their programs who might be eligible for services from our agency. NCBVI staff are located in six locations (in four locations staff telecommute from home); NCBVI staff work in all communities across the State of Nebraska. Agency staff members go to where the referrals and clients live, to provide the rehabilitation services specific to each individual. In each area and statewide, they work with local, state, and regional resources available. These include, but are not limited to, small business, women's and minority business initiatives, community commercial, recreational and educational programs, religious entities (churches, synagogues, mosques), and private or public organizations are available and relevant to helping blind Nebraskans achieve their employment goals.

2. State programs carried out under section 4 of the Assistive Technology Act of 1998;

NCBVI provides assistive technology services throughout the state of Nebraska to blind and visually impaired consumers. The Commission's three technology specialists provide assessment, consultative support, and training on mainstream and access technology products. The specialists participate in trainings and research to discover technology solutions and provide consumers and businesses the ability to weigh the pros and cons of specific technologies to support their informed choice. Furthermore, NCBVI collaborates with Assistive Technology Partnership throughout the state in field offices and is active on the ATP Advisory Council.

3. Programs carried out by the Under Secretary for Rural Development of the Department of Agriculture;

The United States Rural Development Agency (RDA) administers programs related to self-employment, business opportunities, housing, and other community economic development activities. NCBVI collaborates by providing information to counseling staff about the RDA programs that might benefit their clients. NCBVI VR Counselors also provide information to RDA representatives about efforts to assist blind and visually impaired Nebraskans to access funds available for developing self-employment and business opportunities.

4. Non-educational agencies serving out-of-school youth; and

NCBVI programs partner with non-educational agencies serving out-of-school youth. Some of those partners are: Mexican American Commission, Latino American Commission, Nebraska Ombudsman Office, Developmental Services of Nebraska, Latino Center of the Midlands, United Way, and Nebraska Foundation for Visually Impaired, among others. If they are out of school, NCBVI provides training opportunities in-house by NCBVI staff (i.e. Nebraska Center for the Blind, employment workshops, etc.).

5. State use contracting programs.

NCBVI does not have any state use contracts.

d. Coordination with Education Officials

Describe:

- 1. The designated State unit's plans, policies, and procedures for coordination with education officials to facilitate the transition of students with disabilities from school to the receipt of VR services, including pre-employment transition services, as well as procedures for the timely development and approval of individualized plans for employment for the students*

Consistent with requirements of the Workforce Investment and Opportunities Act, NCBVI coordinates with entities within the WIOA system, including teachers of the visually impaired, the Nebraska Center for the Education of Children who are Blind or Visually Impaired (NCECBVI), and education officials, to facilitate the transition of students with disabilities from school to the vocational rehabilitation service system. We have developed a number of strategies to address the seamless transition from school to work for blind students. The most formal is a Cooperative Agreement, signed and updated periodically. The Nebraska Department of Education administers NCECBVI, therefore, our agreement is included within the Nebraska Department of Education-Office of Special Education Memorandum of Understanding (MOU) executed on August 25, 2021. The Agreement states that a person is eligible for Nebraska VR services if they have a disability that impacts their ability to prepare for, find, or keep a job. A person must also require and be able to benefit from VR services. Students aged 14-21, who are involved In Special Education, or are served under a 504 Plan, may receive Pre-Employment Transition Services (Pre-ETS).

Both agencies may include students with a disability typically served by the other agency when providing group pre-employment transition services.

NCBVI has created a Pre-ETS Memorandum of Understanding (MOU) that outlines the procedures for providing Pre-ETS to students. NCBVI and the local educational agencies (LEAs), must work together to provide or arrange for the provision of Pre-ETS services for all eligible and potentially eligible blind and visually impaired students. Pre-ETS services are a defined set of five required and nine authorized services, which also includes allowable transition coordination efforts. Pre-ETS services may be provided to all blind and visually impaired students regardless of whether an application has been completed, eligibility has been determined, or an IPE developed. NCBVI may take applications on all those potentially eligible students who may be eligible for VR services. The five required Pre-ETS services may occur in group or individualized settings. As NCBVI staff build rapport with a student, Pre-ETS services will become more individualized for each consumer. Because all of the required Pre-ETS services are incorporated in statewide programming and at district level group and individual activities, NCBVI staff must document service delivery in these areas when they occur. NCBVI ensures that no individual with a disability is excluded from participation in or be denied the benefits of services, programs, or activities. Therefore, if a student with a disability requires an auxiliary aid or service to access or participate in any of the required Pre-ETS services we must pay for such costs.

Pre-ETS are tracked in our case management system, AWARE, through the use of adding all applicable transition services to an IPE when the client reaches the minimum age, the education of the client is kept up-to-date by staff and used when determining if the client meets the requirements of a Student with a Disability and thus Pre-ETS services can be provided, and monthly reports are generated to staff listing current clients who meet the age requirements to ensure all applicable clients are receiving Pre-ETS services. For students eligible for VR services, an IPE will be developed and Pre-ETS services will be explained in detail to students and parents/guardians. NCBVI staff will document services provided to eligible students by recording Actual Service Records in AWARE and authorizations may be completed for eligible students for the 5 required Pre-ETS services. NCBVI follows the same timeline for Pre-ETS clients as non-Pre-ETS clients for VR services (60 days to determine eligibility, 90 days to initiate an IPE).

- 2. Information on the formal interagency agreement with the State educational agency with respect to:*

- A. Consultation and technical assistance to assist educational agencies in planning for the transition of students with disabilities from school to post-school activities, including VR services;*

On August 25, 2021, the Nebraska Commission for the Blind and Visually Impaired (NCBVI) signed a memorandum of understanding with the Nebraska Department of Education-Office of Special Education outlining mutual collaboration to serve students who are blind-deaf-blind. The agreement includes consultation and technical assistance to assist educational agencies in planning for the transition of students with disabilities from school to post-school activities, including VR services.

NCBVI staff will provide consultation and technical assistance to Local Educational Agencies (LEAs) and students with disabilities. These services are intended to benefit students with disabilities as they transition from secondary school to

post-secondary life related to an employment outcome. These services are to assist school personnel in developing a seamless system of transition for all students.

NCBVI may provide services to students of all ages, and while most of these students will be receiving special education services under an IEP or 504 plan, it is not a requirement to be eligible for NCBVI services.

NCBVI provides consultation and technical assistance to the LEAs on the additional services available by NCBVI of Pre-employment transition services (Pre-ETS) to students who are between the ages of 14-21. Services may include, but are not limited to, tours of universities and vocational training programs, employer or business site visits to learn about career opportunities, career fairs coordinated with Workforce Development partners and employers to facilitate mock interviews, resume writing, job exploration counseling, work place readiness, work-based learning, counseling on opportunities at post-secondary institutions, self-advocacy and other general services applicable to students with disabilities. These services may be provided in groups when applicable but are most often provided on an individual basis. Pre-employment transition services (Pre-ETS) are considered an early start on career exploration for students with disabilities and are provided to students who are eligible for NCBVI services or have signed up as a potentially eligible client to NCBVI.

NCBVI counselors, when given adequate notice, will prioritize attending IEP meetings for students who are receiving NCBVI services to provide consultation and technical assistance to vision teachers and parents regarding vocational rehabilitation services, including transition and Pre-ETS.

NCBVI also provides consultations and technical assistance on assistive technology that may be of benefit to the student. NCBVI has a team of rehabilitation technology specialists who are highly trained in the area of assistive technology as it relates to vision loss and blindness.

NCBVI also has a representative who will attend NDE transition practitioners/advisory council meetings to provide consultation and technical assistance on the services the agency provides, including transition and Pre-ETS.

NCBVI will provide consultation and compliment instruction in the areas of orientation and mobility, braille, Industrial arts, home management, etc. in accordance with the IEP.

NCBVI staff informs the LEAs that our agency provides Pre-ETS services starting at the age of 14. When the youth is ready for employment, counselors will also work with the student to place them in employment settings consistent with their strengths, preferences, resources, priorities, concerns, abilities, capabilities, interest, and informed choice.

Furthermore, NCBVI also provides consultation and technical assistance to the LEAs on that our agency will assure the completion, and provide as necessary, transition services to students who plan to enter into subminimum wage employment at a 14(c) entity and ensure that proper documentation is completing before the youth enters sub-minimum wage employment.

The Nebraska Department of Education-Office of Special Education memorandum includes an agreement with NCECBVI. Part of this memorandum outlines the mutual collaboration to serve students who are blind/deaf-blind. NCECBVI is the entity under the Nebraska Department of Education that provides consultation and technical assistance to the LEAs on the area of education for blind and visually impaired children. The MOU, among working in partnership, also mentioned NCBVI's providing consultation and technical assistance to NCECBVI regarding vocational rehabilitation services, including transition and Pre-ETS services. In this Agreement the following is outlined:

1. NCBVI is the Vocational Rehabilitation agency for blind, visually impaired, and deaf-blind persons in Nebraska. NCBVI provides a broad range of rehabilitation and education skills and techniques to persons who are blind, visually impaired, and deaf-blind, including those with all other disabilities who are also blind or visually impaired, supporting them to be full participants in adult life both for employment and independent living.
2. NCBVI may be involved with students of any age. Involvement with younger students will generally be for the provision of independent living skills training or parent training, whereas services for students aged 14-21 may also include vocational and other post-school goals. An NCBVI staff member may participate in the IEP/IFSP process when invited by the student, parent, or school and when adequate notification of the meeting is given
3. NCBVI provides the following consultation to NCECBVI and the LEAs: offering education and training of parents and students, serving as a technology resource, providing specific skill training, offering connection to role models, mentors and peers, offering access to transition programs, and providing opportunities to interface with consumer groups for mentoring and advocacy skills.

The NCBVI Executive Director also comes to the annual meeting of the NCECBVI stakeholders, where administrators of special education/vision teachers, transition statewide director, parents of blind children, and more come to talk and advise NCECBVI. As a stakeholder, NCBVI explains to the rest of the vision teacher professionals the VR process and Pre-ETS

services, eligibility and how we can collaborate to serve youth with blindness. Our Lincoln District staff and Center also meets with NCECBVI on quarterly basis.

Consultation services provided by NCBVI include:

- Advice on Vocational Evaluations,
- Instruction or training for the individual to minimize the limitations of the visual disability, which may include cane travel, Braille, disability information, non-visual techniques, and advice on assistive technology.

A part of the executed memorandum of understanding with the Nebraska Department of Education-Office of Special Education includes an agreement with NCECBVI. This agreement seeks to establish a framework of consistent outreach on both sides to assist one another and ultimately blind and visually impaired students and their families who have access to NCBVI and NCECBVI services and seeks to strengthen the collaborative efforts between our two organizations to move toward a more seamless exchange of information to the potentially eligible students we both serve.

Potentially eligible students with disabilities in Nebraska would fall between the age range of 14 up through the end of their 21 year, which aligns with the transition services age range in Nebraska under Rule 51 and IDEA. Nebraska VR General and NCBVI have signed an agreement stating that Pre-ETS services will be for students ages 14-21. These students can either be eligible for or receiving special education services or considered disabled under a 504 plan.

B. Transition planning by personnel of the designated State agency and educational agency that facilitates the development and implementation of their individualized education programs;

The Nebraska Commission for the Blind and Visually Impaired (NCBVI) and the Nebraska Department of Education-Office of Special Education (DOE) has renewed a Memorandum of Understanding (MOU) in August 2021. Included in the MOU are provisions for consultations and technical assistance, transition planning, coordinating the IEP and the IPE for roles and responsibilities amongst key individuals, financial responsibilities, and procedures for outreach. The purpose is to coordinate and promote the cooperation of the programs and services available to students who are blind (including additional disabilities), deaf-blind and visually impaired during the transition process.

The DOE and NCBVI will work together to implement services at the local level through communication and collaboration with the Local Educational Agencies (LEAs) across the state of Nebraska. This relationship will include collaborating with other departments, divisions, and agencies as needed to ensure the needs of students with disabilities are met and to remove barriers that may interfere with their success in education and eventual independent living.

LEAs and NCBVI will maintain communication regarding services that are being provided to minimize duplication of services. Coordination of these services should lead to maximizing the services that each agency can provide. Discussions will occur to identify and address gaps in services.

NCBVI and LEAs are both responsible for the development and completion of the transition component of a student's Individualized Education Plan (IEP) in concert with the student, the parents, and the IEP team. NCBVI and LEAs should ensure IEP employment goals are consistent with the goal on the Individualized Plan for Employment (IPE), where appropriate. Pre-employment transition services are provided to students in the 14-21 age range. IEP teams and NCBVI counselors will consider four factors to determine when employment preparation should start and the intensity of the services that should be provided:

1. Student knowledge and skills;
2. Student learning characteristics, including student response to ease of accessibility and accommodations;
3. Complexity of support needs, and;
4. Number of environments effected.

The more intense the need for services, the earlier preparation should start and the more people who have specialized knowledge (e.g. work experience counselors, NCBVI counselors) should be involved. In some instances, it may be in the student's best interest to start preparing for the student's transition to independence prior to the age of 14, such as in the instances of teaching the student to use assistive technology to independently complete tasks rather than only accommodating with a reader and scribe for tasks.

The LEA and NCBVI must collaborate to ensure the provision of the following pre-employment transition services to students:

1. Job exploration counseling;
2. Work-based learning experiences;

3. Counseling on opportunities for enrollment in comprehensive transition or post-secondary educational programs at institutions of higher education;
4. Workplace readiness training to develop social and independent living skills; and,
5. Instruction in self-advocacy, which may include peer mentoring.

NCBVI Responsibilities

NCBVI will have staff who will provide consultation and technical assistance to Local Educational Agencies (LEAs) and students with disabilities. These services are intended to benefit students with disabilities as they transition from secondary school to post-secondary life related to an employment outcome. These services are to assist school personnel in developing a seamless system of transition for all students.

NCBVI may provide services to students of all ages, and while most of these students will be receiving special education services under an IEP or 504 plan, it is not a requirement to be eligible for NCBVI services.

NCBVI offers additional services of Pre-employment transition services to students who are between the ages of 14-21. Services may include, but are not limited to, tours of universities and vocational training programs, employer or business site visits to learn about career opportunities, career fairs coordinated with Workforce Development partners and employers to facilitate mock interviews, resume writing, job exploration counseling, work place readiness, work-based learning, counseling on opportunities at post-secondary institutions, self-advocacy and other general services applicable to students with disabilities. These services may be provided in groups when applicable but are most often provided on an individual basis. Pre-employment transition services (Pre-ETS) are considered an early start on career exploration for students with disabilities and are provided to students who are eligible for NCBVI services or have signed up as a potentially eligible client to NCBVI.

NCBVI offers services statewide; counselors are available to every school in the state. Counselors will maintain cooperative working relationship with LEAs. Counselors may develop and implement additional training programs and employment initiatives when needs are identified and agreed upon.

NCBVI counselors, when given adequate notice, will prioritize attending IEP meetings for students who are receiving NCBVI services.

NCBVI provides consultations on assistive technology that may be of benefit to the student.

A NCBVI representative will attend NDE transition practitioners/advisory council meetings.

NCBVI counselors will inform LEAs when clients are receiving NCBVI services who are also enrolled in their school district.

NCBVI counselors will compliment instruction in the areas of orientation and mobility, braille, etc. in accordance with the IEP. If additional services are being provided to the student that may impact their schooling and are not listed in the IEP, it will be communicated to the designated school contact.

NCBVI staff will provide Pre-ETS starting at the age of 14. When the youth is ready for employment, counselors will also work with the student to place them in employment settings consistent with their strengths, preferences, resources, priorities, concerns, abilities, capabilities, interest, and informed choice.

NCBVI will assure the completion, and provide as necessary, transition services to students who plan to enter into subminimum wage employment at a 14(c) entity and ensure that proper documentation is completing before the youth enters sub-minimum wage employment.

Department of Education/LEA Responsibilities

The LEA will facilitate referrals to parents/guardians of potential students of the services that NCBVI can offer and assist with referrals as requested. The LEA will ensure informed written consent for release of information is obtained prior to sharing information with NCBVI. Guardians of students who are receiving services from a Teacher of the Visually Impaired, Orientation and Mobility Specialist, or Certified Braille Instructor will receive information about the services NCBVI can provide and will facilitate referrals as appropriate.

The LEA will invite the NCBVI counselor to IEP meetings for all students with visual impairments including blindness and deaf-blindness, after parental consent is obtained by the LEA specific to outside agencies. Educators will request consultation and technical assistance services from NCBVI when needed in order to plan for individual transition needs.

The LEA will arrange for the provision of services in orientation and mobility and braille by certified providers as identified by the IEP. Educators will share results of the assessments and training plans with the family and NCBVI counselor upon obtainment of release of information.

The LEA will identify locations in the school buildings for the NCBVI counselor to meet with students (and staff, as appropriate) during scheduled visits.

The DOE will advise that the LEA will not enter into an agreement with an entity holding a special wage certificate under section 14(c) of the Fair Labor Standards Act for the purpose of operating program under which a youth with a disability is engaged in work at a sub-minimum wage. The LEA will refer any student with a visual impairment related disability known to be seeking sub-minimum wage employment to NCBVI and provide documentation regarding the provision of Pre-ETS for those seeking sub-minimum wage employment.

Financial Responsibilities

LEA will pay for all services listed on the IEP unless another agency or entity agrees to provide such services.

Assistive Technology needs are determined by the IEP team, and provided by the LEA. In some instances, NCBVI may use funding available to provide assistive technology if the client would benefit having the item in situations that are limited by the school or to keep it post-secondary.

All consultation and technical assistance services NCBVI provides to the LEA are done at no cost.

C. Roles and responsibilities, including financial responsibilities, of each agency, including provisions for determining State lead agencies and qualified personnel responsible for transition services;

NDE is responsible for assuring that a free, appropriate public education, in accordance with federal and state laws, rules and regulations, to children with disabilities from date of diagnosis to age 21 or graduation. Local school districts and Educational Service Units operate under the structure of NDE and are responsible to fund the education of children with disabilities who are in that particular district. This may include direct provision of educational services in the district itself or at NCECBVI. Ongoing communication amongst NCBVI, educators, parents, and students, are an important strength to the overall transition efforts in Nebraska. NCBVI counselors and administrators will continue a process of informing educators and service providers about the services NCBVI has available to children who are blind. Students of NCECBVI and those attending school in their local school districts also have the opportunity to participate in specialized NCBVI programs for children and youth. We invite educators to also attend and observe our programs for students. NCBVI youth programs are offered each year. In all NCBVI Transition Programs our participants are exposed to successful adult blind role models. The impact of the events is clear in terms of self-confidence, blindness skills, and elevated expectations. We can see qualitatively that many if not most adults who have attended such programs in previous years, are active, competent members of the workforce and their communities. NCBVI recently acquired a data management system which will enable us to track results quantitatively as well. Project Independence (PI) is a five day summer program for transition clients seven-twelve years old. PI provides counseling on attitudes about blindness, self-esteem building, recreational and social experiences. It enables students to develop and to utilize relevant skills in conjunction with the discussions and activities. The opportunity to be with other blind and visually impaired children is a vital factor to the success of the program participants. In addition to monthly conference calls and consumer conventions, Mentoring for Excellence retreats are offered at least twice per school year, from Thursday evening through Saturday noon. Pre-ETS and other transition aged students from across the state participate in the opportunity for base work learning, advocacy skills, and fellowship with blind and visually impaired peers and adult role models. The curriculum focuses on the five Pre-ETS required areas mandated by WIOA and personal achievement. Through workshops, videos, role-play activities and group discussion, young people explore a variety of topics relative to their everyday lives and to their career aspirations. Participants have the opportunity to learn from and with each other about how to be competent and successful in all aspects of their lives. WAGES (Work and Gain Experience in the Summer) is a summer employment program for students sixteen up to they approach high school graduation. WAGES provides students with an average of 30 hours per week work experience, social skills, advocacy skills, peer interaction, and the opportunity to enhance pre-employment and independent living skills. Participants are trained in job-readiness skills, perform actual jobs with businesses in the community, and practice the behaviors needed to maintain employment. WAGES also enhances entities within the workforce system, particularly those participating employers who learn the value of employees who are blind or visually impaired. Fifteen percent (15%) of VR funds are committed to the provision of pre-employment transition services to blind and visually impaired students in transition between 14 and up to, but not including 22 years of age. NCBVI District Supervisors and NCBVI staff work to strengthen the partnership with educational institutions statewide with the objective of making a smooth transition from school to adult life and the world of work possible for more blind and visually impaired students and youth. NCBVI staff members work with local Workforce Investment Boards and Youth Councils to inform them of the program and to develop the job opportunities for the young blind participants.

D. Procedures for outreach to and identification of students with disabilities who need transition services.

The District supervisors and field counselors continue to work on a statewide basis to enhance communication between NCBVI, educators at all levels, and families with children identified as having a visual disability. These efforts include meetings with local Educational Service Units and school districts, together with the NCBVI technology specialists, and local VR staff to further reach out and identify students with visual disabilities who need transition services. In addition, NCBVI has an MOU with NCECBVI in which all the vision teachers in Nebraska will get information from our agency regarding Pre-ETS; including referral procedures. NCBVI's MOU with the Department of Education-Office of Special Education states that the LEA will facilitate referrals to parents/guardians of potential students of the services that NCBVI can offer and assist with referrals as requested. They will also ensure informed written consent for release of information is obtained prior to sharing information with NCBVI.

An Agreement was signed by NE-VR and NCBVI on December 18, 2019 stating that the age to provide Pre-ETS to students with disabilities is age 14 up to 22.

NCBVI uses a Fiscal Forecast to come up with the estimate of potentially eligible students for Pre-ETS. The Nebraska Center for the Education of Children who are Blind and Visually Impaired (NCECBVI) has the official number of blind and visually impaired students in Nebraska. This child count report is reviewed by NCBVI to find out the projected number of students for the subsequent school year. That new number will be multiplied with the average cost per student to determine the projected expenditures for the five authorized activities. The Deputy Director of Finance then reviews the time charging to Pre-ETS and make a projection to the end of the FFY. That number will be added to the required spending, leaving the remainder available for authorized activities and coordination services under Pre-ETS. The Executive Director and Deputy Director of Finance review all the budget information to make a final determination on the NCBVI spending allocation for Pre-ETS.

e. Cooperative Agreements with Private Nonprofit Organizations

Describe the manner in which the designated State agency establishes cooperative agreements with private non-profit VR service providers.

Most private non-profit vocational rehabilitation service providers in Nebraska do not specifically serve persons who are blind or visually impaired; however, NCBVI works cooperatively with community rehabilitation programs when the needs and interests of mutual clients dictate. These non-profit organizations are Region V, Region 1 Office of Human Development – Scottsbluff, Outlook Nebraska, Developmental Services of Nebraska – Kearney, Goodwill Industries, South Central Behavioral Services – Cozad, Project Search, Mid-Nebraska Individual Services, Children's Hospital and Medical Center-Westside Community Schools, Columbus Community Hospital, and Madonna Rehab Hospital. NCBVI also partners with the Nebraska Foundation for Visually Impaired Children in the provision of assistive technology for blind and visually impaired children under 14 years of age on an ongoing basis.

f. Arrangements and Cooperative Agreements for the Provision of Supported Employment Services

Describe the designated State agency's efforts to identify and make arrangements, including entering into cooperative agreements, with other State agencies and other appropriate entities in order to provide supported employment services and extended employment services, as applicable, to individuals with the most significant disabilities, including youth with the most significant disabilities.

Nebraska Commission for the Blind and Visually Impaired (NCBVI) enters into cooperative agreements with other state agencies and providers of supported employment when specific clients are identified as candidates for those services. The agreements are based on a model utilized for the purpose of providing supported employment, including the assurance of long term services. NCBVI's Deputy Director of Services has lead responsibility for Supported Employment. She is the point of contact for the Nebraska Department of Health and Human Services-Division of Developmental Disabilities (NDHHS-DDD). NCBVI Field Supervisors and Vocational Rehabilitation Counselors typically identify providers of supported employment services and make the necessary contractual arrangements. Each blind and visually impaired individual with a developmental disability has a case service coordinator employed by the NDHHS-DDD. The case service coordinator is responsible for leading a multi-disciplinary team in the development of an Individualized Service Plan (ISP) for mutual clients served by NCBVI and NDHHS-DDD. When supported employment services are involved, NCBVI provides incentive payments at specific intervals (start of job search, start of employment, stabilization, maintenance, and start of long-term support.). This arrangement is in accordance with the "milestones" model used by Nebraska VR. Supported employment services begin after job placement and are to maintain and support an individual with the most significant disabilities in employment. Job placement services are VR services (34 C.F.R. 361.48(b)).

NCBVI has an MOU with the NDHHS-DDD to share information and to serve clients mutually. NCBVI is currently contracting for supported employment services on behalf of blind persons provided by the Autism Center of Nebraska.

NCBVI collaborated with the Department of Education, Special Education and Vocational Rehabilitation (Nebraska VR Services) in the development of policies and procedures more clearly delineating the responsibilities of the different agencies and institutions involved and the scope and nature of services available to younger persons with disabilities in transition from school. The Collaborative Agreement between NCBVI, Department of Education – Office of Special Education, and the Nebraska Center for the Education of Children who are Blind or Visually Impaired, applies to persons who are likely to require supported employment or extended services in the future, as well as those students without this need. NCBVI has MOUs with VR general, Assistive Technology Partnership, several public schools and employers to serve students under Project Search. These MOUs are renewed every year.

g. Coordination with Employers

Describe how the designated State unit will work with employers to identify competitive integrated employment and career exploration opportunities in order to facilitate the provision of:

1. VR Services; and

The business community is a key customer for vocational rehabilitation. NCBVI professionals across the State have active approaches to reaching out to employers in their areas of coverage. NCBVI counselors and supervisors are engaged with the American Job Centers (AJC) and the WIOA state and local boards. In addition, VR counselors and supervisors are members of employer groups, or business networking organizations, as available in each area. These include local Chambers of Commerce, leadership organizations on several cities, and other entities established for businesses to connect in a meaningful way.

Employers and Human Resource personnel of companies are invited to tour the Nebraska Center for the Blind. This gives them a chance to learn about the potential capability of blind persons as potential employees and to dispel misconceptions held by many people about blindness, and thus be opened to give blind people internships or OJTs opportunities. Furthermore, VR professionals, including counselors and technology specialists in particular are available to spend time at companies to assess the positions or openings, to identify if any accommodations may be needed and to provide information about the various technologies and adaptations that can facilitate employing blind and visually impaired persons in most every occupation. Our field staff also bring our consumers to employment conferences and job fairs. Information is also provided about the resources available – some directly from NCBVI, such as paying for technology, or from external sources, such as tax supports or benefits to the employer as a result of hiring a person with a disability.

NCBVI has developed partnerships with a number of employers where our clients get career exploration and/or on the Job Training Opportunities (OJT). NCBVI liability insurance covers the client so the employers do not have to be concerned about it when providing career exploration or OJT opportunities.

Below are the types of career exploration opportunities (e.g. internships, OJT's, and work adjustment training) that have been developed with employers to facilitate the provision of VR services: Strictly Business (Graphic Artist), Leadership Lincoln (Clerical), Antonio's Taste of Lincoln (Food Service Vending), Lincoln City Libraries (Custodial), Holiday Inn Southwest Hotel (Housekeeping), Lincoln Humane Society (Animal Care Staff), University of Nebraska-Lincoln (Food Service Worker and Daycare Worker), Pizza Hut (Custodial), Butler County Health Care Center (Laundry Worker), Taco Johns (Busser), Ambassador Care Center (Laundry Worker), Nebraska Games and Parks (Groundskeeper), Canine Design (Bathing Assistant), Anytime Fitness (Custodial), Valentino's Pizza (Busser), Lincoln Public Schools (Busser), Lancaster County Records & Information Management (Document Shredder), Lincoln Children's Museum (Daycare Assistant), State Capitol (Tour Guide), University Daycare (Childcare Provider), YMCA (Custodial), Latino American Commission (Clerical Worker), State Ombudsman Office (Clerical Worker), Embassy Suites Hotel (Custodial, Dishwasher, and Maintenance), Cornhusker Marriott Hotel (Housekeeping, Food Service, Banquet Set Up, and Maintenance), St. Elizabeth's Hospital (Groundskeeper), Columbus Hospital (Housekeeping), York General Hospital (Clerical, Food Service, Environmental Services), Big Mama restaurant (Cook), Michael's Craft Store (Stocking, Shipping & Receiving), Genesis Gym (Gym Attendant), Canine Design (Kennel Assistant), Goodwill (Crew Member, Retail Stocker), Bakers (Courtesy Clerk), Hy-Vee (Courtesy Clerk), Henry Doorly Zoo (Ambassador in Education Department), Zoo Restaurant (Food Prep and Serving), Carroll Center, Boston, Ma (Social Worker Intern), Douglas County Hospital (Social Worker Intern), Boys Town National Hospital Camp Abilities (Camp Counselor), Outlook Nebraska (Admin Assistant for Enrichment Program), Old Navy (Shipping & Receiving Clerk), Radio Talking Book (Volunteer Coordinator), TLC (Pet Sitting and Dog Walker), Bennett Martin Library (Library Aide), No More Empty Pots (Food Service/Chef), YMCA (Life Guard and Instructor), Pitch Pizza (Food Prep), Lincoln Public Schools (Assistant to Choir Director), Calvert Recreation Center, Lincoln (Camp Leader), and AME Computer Repair (Computer Technician).

2. Transition services, including pre-employment transition services, for students and youth with disabilities.

Transition services, including Pre-Employment Transition services (Pre-ETS) for students and youth with disabilities are key to life-long successful employment of persons with disabilities. NCBVI has a strong emphasis on building the skills and abilities of blind and visually impaired youth and blind students, so that they will be successful. The Work And Gain Experience in the Summer (WAGES) program is an example already in place. WAGES first focuses on identifying employers who will hire young clients for a nearly full-time job during the summer. Employers involved are encouraged to consider the youth as any employee, with high expectations for performance. NCBVI provides wages to the clients and consultation and technology to the employers. This and other such programs are effective in the career success of the young clients; they are also instrumental in enabling employers to have direct experience with the benefits of hiring people who are blind. This promotes more opportunities for VR clients of all ages to achieve full-time integrated employment. Mentoring for Excellence is a program for Pre-ETS students and transition clients where they get services on the five areas required by WIOA; NCBVI contract this program with the National Federation of the Blind. We are also working on partnering with NCECBVI and ATP to provide equipment and training to Vision Teachers and blind students on science, technology, engineering, and math (STEM) so blind students can be better prepare for a career in the future.

To ensure continued access to these services during the COVID-19 pandemic, the Mentoring for Excellence workshops were completed online by our students. As the number of positive COVID-19 cases decrease, the workshops will be in person again. The National Federation of the Blind also offered different modules each quarter that students could take online. NCBVI paid for the fees associated with the access to the modules.

An Agreement was signed by NE-VR and NCBVI on December 18, 2019 stating that the age to provide Pre-ETS to students with disabilities is age 14 up to 22.

h. Interagency Cooperation

Describe how the designated State unit will collaborate with the State agency responsible for administering each of the following programs to develop opportunities for competitive integrated employment, to the greatest extent practicable:

1. The State Medicaid plan under title XIX of the Social Security Act;

The Nebraska Commission for the Blind and Visually Impaired (NCBVI) has an Interagency Agreement with the Nebraska Department of Health and Human Services, Division of Developmental Disabilities in which cooperation and collaboration regarding the State Medicaid plan under title XIX of the Social Security Act is addressed.

The purpose of the Agreement is to establish the terms and conditions of the relationship between the parties regarding the exchange of information related to DHHS Medicaid beneficiaries referred to or currently receiving services from NCBVI. According to this interagency agreement:

DHHS Developmental Disabilities (DD) shall:

1. Refer to NCBVI eligible Medicaid beneficiaries who have a visual impairment along with other disabilities and who desire to seek competitive integrated employment, including those beneficiaries receiving Supplemental Security Income (SSI) and Social Security Disability Insurance (SSDI). Such referral shall include any case information related to the current Individual Support Plan (ISP) needed to determine eligibility under this agreement; and,
2. Provide information on the status of applications for developmental disabilities services and eligibility of students exiting education programs so that DHHS/DD and NCBVI can coordinate efforts to provide uninterrupted services to such students.

NCBVI shall:

1. Communicate with DHHS/DD on matters related to Supported Employment Provider implementation of sub minimum wage requirements consistent with and in compliance with the Workforce Innovation and Opportunity Act,
2. Work with DHHS/DD to determine the status of referrals and applications for VR clients and students receiving Pre-Employment Transition Services,
3. Provide written documentation when an individual is determined unable to benefit from VR services in terms of an employment outcome because of the severity of their disability,
4. Provide to DHHS/DD the names of beneficiaries as they are removed from the VR wait list,
5. Provide detailed, written documentation of VR clients' specific long-term support needs when closure occurs and milestones ends,
6. Provide periodic reports of services authorized, based on mutually agreed upon content; and
7. Comply with the HIPAA Business Associate Agreement.

DHHS/DD and NCBVI shall:

1. Share information and data as mutually agreed upon in order to most effectively and efficiently serve those clients to whom each agency provides services.

2. *The State agency responsible for providing services for individuals with developmental disabilities; and*

NCBVI collaborates with the Nebraska Department of Health and Human Services–Division of Developmental Disabilities services (NDHHS–DDD) to identify potential clients, coordinate service plans and share funding for those individuals in the System who are described as blind and visually impaired.

3. *The State agency responsible for providing mental health services.*

Representatives of NCBVI and the Department of Health and Human Services–Division of Behavioral Health (NDHHS–DBH) are in contact to discuss how our two agencies can work together to provide VR services and to promote competitive integrated employment opportunities on behalf of blind and visually impaired people with behavioral health conditions. Services include A method for providing supported employment services similar to the milestone approach used by Nebraska VR General. Other mental health services are provided statewide by various entities. NCBVI personnel in each area cooperate with those providers to ensure that mutual clients, or persons who may need both VR and mental health services, will be adequately and appropriately served.

i. Comprehensive System of Personnel Development; Data System on Personnel and Personnel Development

Describe the designated State agency's procedures and activities to establish and maintain a comprehensive system of personnel development designed to ensure an adequate supply of qualified State rehabilitation professional and paraprofessional personnel for the designated State unit, including the following:

1. System on Personnel and Personnel Development

A. Qualified Personnel Needs

Describe the development and maintenance of a system for collecting and analyzing on an annual basis data on qualified personnel needs with respect to:

- i. The number of personnel who are employed by the State agency in the provision of VR services in relation to the number of individuals served, broken down by personnel category;*

NCBVI staffing complement totals forty-two and one fourth (42.25) FTEs: forty-one (41) full-time staff persons and two (2) part-time staff. NCBVI personnel include nine (9) vocational rehabilitation (VR) counselors; three (3) District supervisors and one (1) Center supervisor; sixteen (16) rehabilitation teachers (orientation counselors); two (2) program specialists (one (1) in technology; one (1) in Nebraska Business Enterprises); one half time (.5) Vocational Rehabilitation Technician. There are also ten and three-fourths (10.75) administrative/business personnel including one (1) executive director, two (2) deputy directors (one (1) for services and programs and one (1) for finance); one (1) Administrative Program Officer II for data management, one (1) Administrative Program Officer I for NBE and one (1) Administrative Technician who is the Executive Director's assistant; one (1) IT Support Analyst, one (1) Accountant II; and two and three-fourths (2.75) Accountant I's.

The Nebraska Business Enterprises (NBE) program consists of a team including one (1) Program Specialist, one (1) Administrative Program Officer I, and one (1) Orientation Counselor, and part of the time of the VR Deputy Director. All NCBVI Vocational Rehabilitation Counselors meet the state standard by having achieved the status of Certified Vocational Rehabilitation Counselor for the Blind (CVRCB). Twelve (12) staff members hold graduate degrees of a master's or higher, including one J.D. These positions are all included in the total agency staffing, mentioned above.

- ii. *The number of personnel currently needed by the State agency to provide VR services, broken down by personnel category; and*

At end of PY 2020, 463 consumers received vocational rehabilitation services (all statuses, from applicant through full services). NCBVI projects the total number of person to be 475 in PY 2022 and 500 in PY 2023. The ratio of applicants and eligible individuals served to Vocational Rehabilitation Counselors will be 47.5 to 1 in PY 2022 and 50 to 1 in PY 2023. The current staffing level enable NCBVI to provide core services to customers. Generally, the number of individuals served each year does not change a great deal.

- iii. *Projections of the number of personnel, broken down by personnel category, who will be needed by the State agency to provide VR services in 5 years based on projections of the number of individuals to be served, including individuals with significant disabilities, the number of personnel expected to retire or leave the field, and other relevant factors.*

When numbers of referrals increase, we work to find ways to effectively streamline our processes to enable us to continue meeting customer needs. Budgetary considerations and state regulations which limit personnel per agency prevent us from changing our staffing to any great extent. However, we monitor services to assure that all core services are provided and that all active Individualized Plans for Employment are carried out in full. Policy and procedures were in place as we implemented Order of Selection in March 2019. However, we were able to get more state funds and therefore balanced our budget and moved out of Order of Selection in March 2020. NCBVI is currently not in an Order of Selection. As stated, to date we are able to manage the number of personnel who will be needed by the Commission to provide vocational rehabilitation services to all eligible individuals. During the next five years, we project that the number of individuals served including those with significant disabilities, will neither increase nor decrease significantly from the current level. In February 2019, due to the lack of funds, we had to lay off twelve (12) staff, from which four (4) were part time. No VR counselors were laid off. one (1) technology specialist and one (1) Program specialist retired, and; one (1) Orientation Counselor (Braille instructor at the Training Center) and one (1) VR counselor retired. NCBVI was able to acquire additional funds from the Nebraska Unicameral and therefore we were able to rehire some Orientation Counselors for the Training Center and the field; and a Program Specialist for NBE. Other vacancies projected during the next five years, based on potential retirement age and age of the individual, include: three (3) Orientation Counselors (one shop instructor and one orientation and mobility instructor, both at the Training Center and one orientation counselor for the field), two (2) Vocational Rehabilitation Counselors, one (1) District Supervisor, one (1) part time Vocational Rehabilitation Technician (Apartment Resources at the Training Center), one (1) Administrative Program Officer I for NBE. The plan is to consider the needs of the agency as people retire. When any vacancy occurs, we assess client needs statewide, to determine whether to change the staffing patterns. We may decide to move any vacant position to a different location in the State or to put the resources toward a different position.

Row	Job Title	Total positions	Current vacancies	Projected vacancies over the next 5 years
1	Vocational Rehabilitation Counselors	9	1	1
2	Vocational Rehabilitation Technicians	0.5	0	0.5
3	Orientation Counselors (Rehab Teachers)	16	5	2
4	Program Specialists (Technology, Transition, OIB, NBE)	2	0	0
5	Vocational Rehabilitation Supervisors	4	0	1
6	Deputy Directors	2	0	0
7	Business, Personnel, Other	7.75	1	3
8	Executive Director	1	0	0

B. Personnel Development

Describe the development and maintenance of a system for collecting and analyzing on an annual basis data on personnel development with respect to:

- i. *A list of the institutions of higher education in the State that are preparing VR professionals, by type of program;*

There are no institutions of higher education in Nebraska that are preparing vocational rehabilitation professionals. The State law mandating standards for Certified Vocational Rehabilitation Counselor for the Blind (CVRCB) enables NCBVI to hire, train and maintain qualified staff. This is especially important because there are no post-secondary degree programs in Rehabilitation Counseling within Nebraska. It is extremely rare that our job candidates have a CRC, and rarely do applicants have a master’s or bachelor’s degree in Rehabilitation Counseling specifically. There are no institutions of higher

education in Nebraska receiving funds under Title III of the Rehabilitation Act, to prepare vocational rehabilitation professionals in the disciplines designated in the Act [29 USC 771(b)(1)(B)].

ii. The number of students enrolled at each of those institutions, broken down by type of program; and

- Institutions - 0
- Students enrolled - 0
- Employees sponsored by agency and/or RSA - 0
- Graduates sponsored by agency and/or RSA Graduates from the previous year - 0

iii. The number of students who graduated during the prior year from each of those institutions with certification or licensure, or with the credentials for certification or licensure, broken down by the personnel category for which they have received, or have the credentials to receive, certification or licensure.

As stated above, there are no institutions of higher education in Nebraska receiving funds under Title III of the Rehabilitation Act, to prepare vocational rehabilitation professionals in the disciplines designated in the Act [29 USC 771(b)(1)(B)]. Nor are there any colleges or universities offering academic programs in vocational rehabilitation at the Baccalaureate or Graduate degree levels. Therefore, there is no coordination or facilitation of recruitment, preparation or retention efforts between NCBVI and colleges or universities within Nebraska.

2. Plan for Recruitment, Preparation and Retention of Qualified Personnel

Describe the development and implementation of a plan to address the current and projected needs for qualified personnel including, the coordination and facilitation of efforts between the designated State unit and institutions of higher education and professional associations to recruit, prepare, and retain personnel who are qualified, including personnel from minority backgrounds and personnel who are individuals with disabilities.

Currently, there is one (1) vacancy for a Vocational Rehabilitation Counselor, one (1) vacancy for an Orientation Counselor (NBE), four (4) vacancies for Orientation Counselors; and one (1) vacancy for an IT Support Analyst for Administration. When vacancies occur within our VR positions, NCBVI recruits through local and statewide newspapers, State of Nebraska Personnel services, consumer organizations of blind persons, University graduate programs beyond our immediate geographic area, and related list-serves. As a result, about 30% of NCBVI's staff is blind. As stated above, there are no institutions of higher education in Nebraska receiving funds under Title III of the Rehabilitation Act, to prepare vocational rehabilitation professionals in the disciplines designated in the Act [29 USC 771(b)(1)(B)]. Nor are there any colleges or universities offering academic programs in vocational rehabilitation at the Baccalaureate or Graduate degree levels. Therefore, there is no coordination or facilitation of recruitment, preparation or retention efforts between the Commission and colleges or universities within Nebraska. There are, however, some such graduate programs in the Midwest. NCBVI has contacted the university placement offices of nine institutions. All have indicated that they will post any job openings that we transmit to them. During 2014, we began to do this on a routine basis. The goal is to recruit recent graduates to apply for open positions with NCBVI in the future. Non-Discriminatory Plan NCBVI always strives to be non-discriminatory in hiring, retention, and promotion of staff from minority backgrounds and with disabilities. To recruit qualified personnel including those from minority backgrounds and those with disabilities, NCBVI follows federal Affirmative Action guidelines. We recruit via national consumer groups of blind individuals. To prepare and retain all personnel, including those from minority backgrounds and those with disabilities, the initial preparation and the ongoing training plan are individualized according to each person's specific education needs and also encompasses training issues that will maximize the agency's effectiveness and efficiency.

3. Personnel Standards

Describe the State agency's policies and procedures for the establishment and maintenance of personnel standards consistent with section 101(a)(7)(B) to ensure that designated State unit professional and paraprofessional personnel are adequately trained and prepared, including:

- A. Standards that are consistent with any national or State-approved or -recognized certification, licensing, registration, or other comparable requirements that apply to the profession or discipline in which such personnel are providing VR services; and*

Nebraska statute requires a State Certification for Vocational Rehabilitation Counselors for the Blind. This law is the highest standard in Nebraska for the discipline of rehabilitation counseling for the blind. All NCBVI Vocational Rehabilitation Counselors meet the state standard by having achieved the status of Certified Vocational Rehabilitation Counselor for the Blind. Twelve staff members also hold degrees of a master's or higher. Certified Vocational

Rehabilitation Counselor for the Blind (CVRCB) is defined as a person who is certified to practice vocational rehabilitation counseling for blind persons and holds a certificate issued by NCBVI. Vocational rehabilitation counseling for the blind is defined as the process implemented by a person who operates a comprehensive and coordinated program designed to assist blind persons to gain or maintain remunerative employment, to enlarge economic opportunities for blind persons, to increase the available occupational range and diversity for blind persons, and to stimulate other efforts that aid blind persons in becoming self-supporting. The qualifications to be a certified vocational rehabilitation counselor for the blind in Nebraska are: (a) to have a bachelor's degree from an appropriate educational program approved by the NCBVI Executive Director; (b) to have completed six hundred (600) hours of immersion training under supervision (for persons with any functional vision) at the Nebraska Center for the Blind (operated by NCBVI); and (c) to have completed appropriate continued education training credits as approved by the NCBVI Executive Director. The plan for training newly hired personnel who do not meet the established standards is as follows: New hires for VR Counselor positions must have the bachelor's degree (a) before hire. Training in the immersion setting (b), begins on the first day of the second week of employment. It continues for 600 hours of their employment, that is roughly four (4) months of work time. The time period allowed is sometimes extended if there are interruptions to the training, such as leave needed for illness, vacation, or sometimes meetings that must be attended, etc. The continuing education credits (c) are accrued over time and are reviewed every three years to qualify for certification renewal. Intensive systematic immersion training of six hundred (600) hours is provided by NCBVI Nebraska Training Center for all newly hired counselors, followed by three months of training in the field specific to the individual's new position. This training provides an orientation to the agency understanding of all aspects of blindness and the strategy of service delivery that grows out of that knowledge. The training includes reading and discussion of many articles and documents in the blindness field, and skills training in non-visual techniques and technologies through hands-on experiences. To a lesser degree, paraprofessional or support personnel also receive intensive pre-service training in the office where they will be working at the start of their employment. In addition, we have one (1) staff member with a National Orientation and Mobility Certification on Orientation and Mobility (NOMC), one (1) staff member with a National Certification in Rehabilitation Teaching for the Blind (NCRTB) and five (5) staff with National Certification in Unified English Braille (NCUEB).

- B. The establishment and maintenance of education and experience requirements, in accordance with section 101(a)(7)(B)(ii) of the Rehabilitation Act, to ensure that the personnel have a 21st century understanding of the evolving labor force and the needs of individuals with disabilities.*

Following Center Training, newly hired rehabilitation personnel continue with two to three months of on-the-job training activities for specific job duties including agency policies and procedures, accessing local resources, sensitivity training, social security, vocational counseling techniques, consumer group information, etc. The topics covered include a wide range of policies and procedures, counseling techniques, teaching modalities, etc. Each Certified Vocational Rehabilitation Counselor for the Blind shall, in the period since his or her certificate was issued or last renewed, complete continuing competency requirements as set forth by NCBVI under the Executive Director's approval. Annually, each employee and supervisor review performance and plan for individualized training. The goals include activities to enhance abilities in blindness skills, to refresh and deepen understanding of philosophical concepts, to expand professional knowledge within the field of rehabilitation counseling for the blind, and opportunities for training specific to rehabilitation counseling for specific positions. Discussions of appropriate training and services are held in local offices and by the Administrative Team in Central office. Employees are also encouraged to spend time with other staff to learn new practices and to stimulate ongoing improvement.

4. Staff Development

Describe the State agency's policies, procedures, and activities to ensure that, consistent with section 101(a)(7)(C) of the Rehabilitation Act, all personnel employed by the designated State unit receive appropriate and adequate training in terms of:

- A. A system of staff development for professionals and paraprofessionals within the designated State unit, particularly with respect to assessment, vocational counseling, job placement, and rehabilitation technology, including training implemented in coordination with entities carrying out State programs under section 4 of the Assistive Technology Act of 1998; and*

Supervisors have provided data regarding their staff's education, including degrees held. As mentioned above, the CVRCB Certification requirement is a bachelor's degree approved by the Executive Director, and 600 hours of intensive training at the NCBVI Nebraska Center for the Blind. We encourage VR Counselors to pursue additional academic work. NCBVI has two offices (Lincoln and Omaha), and 9 staff without a physical office but working with clients in the North Platte district and Norfolk. Some of these locales are many hours away from colleges or universities with graduate programs relevant to this endeavor. Distance learning is an option for some parts of a degree program but may not fulfill all requirements for such a program. Many activities are conducted in the team setting. This enables mentoring of staff less experienced by

those with more expertise in a particular area. Individual staff members may also schedule time with others to expand their own knowledge, skills and experience in areas needing to be strengthened. When we have enough funds, we bring trainers on placement, Pre-ETS, Customized Employment; send staff to the National Rehabilitation Leadership Institute and other training opportunities around the country. These skills help counselors build more positive working relationships with clients towards the achievement of individualized service goals and objectives. NCBVI coordinates efforts with institutions of higher education, organized consumer groups and professional associations to recruit, prepare, and retain qualified personnel, including personnel from minority backgrounds, and personnel who are individuals with disabilities. Continuing efforts ensure that all personnel are adequately trained and prepared to meet standards that are based on the highest requirements in the State and to become certified in accordance with State Law. NCBVI also works to ensure the availability of personnel internally (or from external resources) who are, to the maximum extent feasible, trained to communicate in the native language or mode of communication of an applicant or eligible individual. Ongoing staff development activities will ensure that all NCBVI personnel receive appropriate and adequate training. Funds from several segments of the NCBVI budget are committed to developing personnel, including funding training from the Nebraska Center for the Blind, as well as tuition and related expenses for expanding the capacities of NCBVI staff. Ongoing training is made available to all staff on relevant and timely topics. Retaining qualified personnel is important because of the investment we make with the intensive Center Training as well as our willingness to reimburse tuition for course work. Topics of focused training sessions may include, but are not limited to:

- Laws and regulations, including the Rehabilitation Act, Randolph–Sheppard, the Workforce Innovation and Opportunity Act, Americans with Disabilities Act, Individuals with Disabilities Education Act, and others,
- methods to help clients of all ages achieve successful employment in high–quality positions with benefits and opportunities for advancement,
- using data to measure the success of concentrated efforts for achieving goals of high quality employment outcomes,
- providing effective services to transition–aged persons who are blind or visually impaired, including approaches to outreach and service delivery;
- ways to work effectively with the increasing number of older individuals who are losing vision but still want or need to be a part of the workforce,
- serving persons with multiple disabilities, especially deaf–blindness,
- assistive technology, including non–visual and low vision options,
- maximizing effectiveness in the group training or counseling setting,
- Social Security information, including benefits counseling and PASS plan development, supported employment, workplace policies, positive philosophical understandings of blindness, diversity awareness and sensitivity training, especially to working with people from poverty, and
- additional relevant issues, e.g. transportation, crisis management, etc.

The long–range plan for ongoing development of staff is based upon needs identified by our annual processes for comprehensive statewide needs assessment. The plan is updated and kept current with ideas or issues identified from ongoing client satisfaction surveys, employee requests for additional training on specific topics, and internal data collection from the NCBVI data management system.

B. Procedures for the acquisition and dissemination of significant knowledge from research and other sources to designated State unit professionals and paraprofessionals.

Significant knowledge from research and other sources is disseminated to staff members; thus ensuring access to new knowledge and learning in the field of vocational rehabilitation. The system of staff development provides for on–going renewal and enhancing of the individual and the agency's organizational knowledge and expertise.

We have an annual State Staff meeting in which staff who went to different training provide a report and share the knowledge learned from the training they attended. In addition, Each of the three districts, the Training Center, and the NBE program have at least one meeting per month to talk about their team progress and some results from research and resources available are share at this meetings. Furthermore, whenever a staff member receives information relevant to the services we provide, this is being shared via email to all staff.

5. Personnel to Address Individual Communication Needs

Describe how the designated State unit has personnel or obtains the services of other individuals who are able to communicate in appropriate modes of communication with or in the native language of applicants or eligible individuals who have limited English speaking ability.

NCBVI has several employees across the State of Nebraska with bilingual skills in English and Spanish. Independent contracts are established as needed to obtain services from individuals who are able to communicate in the native language of applicants or clients who have limited English speaking ability or in appropriate modes of communication. Contracts have included, but are not limited to American Sign Language, including Tactile Signing for Deaf-Blind individuals, Spanish, French, Turkish, Arabic, Vietnamese, Burmese, Karen, Swahili and others according to the needs of applicants and eligible individuals.

6. Coordination of Personnel Development Under the Individuals with Disabilities Education Act

As appropriate, describe the procedures and activities to coordinate the designated State unit's comprehensive system of personnel development with personnel development under the Individuals with Disabilities Education Act.

NCBVI coordinates with the Comprehensive System of Personnel Development under the Individuals with Disabilities Education Act (IDEA) in several ways. NCBVI and a team of educators and other stakeholders established a Protocol for educators and NCBVI counselors, for providing high quality services to blind and visually impaired children and youth in Nebraska. The handbook is titled *Opening Doors: A Transition Guide*. This tool serves as a vehicle for educating parents and families, service providers, educators, and others about the best way for children from birth through transition age, to obtain the education and rehabilitation services that will move them into adulthood successfully. NCBVI provides information to educators and to VR personnel about training opportunities relevant to personnel development in the fields of both education and vocational rehabilitation. NCBVI counselors, especially those who work with transition age clients, meet on ongoing basis with vision teachers in their statewide conferences and attend regular meetings with NCECBVI. Additional joint personnel development efforts will be held when specific issues of mutual concern are identified. For example, teachers of blind children from the public school system provide presentations to NCBVI at Staff Meetings. NCBVI staff members provide presentations at training sessions of the school system, university and college classes, and other opportunities which arise. We will continue to explore ways to assure success in education and quality employment. One avenue will be collaborating with the WinAHEAD organization (Western Iowa and Nebraska Association on Higher Education and Disabilities). On an ongoing basis, the primary emphasis will be individual communication between NCBVI counselors and parents, teachers and others in the education system.

j. Statewide Assessment

1. Provide an assessment of the rehabilitation needs of individuals with disabilities residing within the State, particularly the VR services needs of those:

A. With the most significant disabilities, including their need for supported employment services;

Nebraska Commission for the Blind and Visually Impaired (NCBVI) is the Designated State Agency responsible under State law for operating the vocational rehabilitation program for the blind in Nebraska. A governing board, the majority of whom are persons who are blind or visually impaired, appointed by the Governor of the State of Nebraska serves to assure the agency is consumer-controlled. NCBVI undertakes to review and analyze the effectiveness of services and consumer satisfaction with services provided by the Commission, vocational rehabilitation services provided by other state, public and private entities, and employment outcomes achieved by eligible individuals receiving vocational rehabilitation services from NCBVI, to assure high quality, career track employment outcomes, with health and other employment benefits, wages comparable to state wages for non-disabled persons, and equity for persons of minority status.

Formal Comprehensive Statewide Needs Assessment (CSNA)

During PY 2017, NCBVI established a contract with the Louisiana Tech University-Professional Development and Research Institute on Blindness Research and Training LLC, which addressed needs on serving students under the Pre-Employment Transition Services to cover the period of 2014 through 2018. The assessment included surveys of blind clients closed either in status 26 or 28, members of NCBVI staff, and employers who have had experience with NCBVI staff and clients. Semi-structured interviews were conducted with other key informants. In addition, existing data from various sources was analyzed, such as the RSA-911 data for NCBVI, American Community Survey data, and Bureau of Labor Statistics labor and economic forecasts. Data gathering began in February 2018 and continued through June 2018. The full report was provided to NCBVI in June 2018. Analysis was conducted primarily during the first quarter of program year 2018. The next Statewide Assessment will cover the period of PY 2018 through PY 2021. The contract for the CSNA has been finalized and is currently being conducted for completion by December 31, 2022.

Serving consumers with the most significant and multiple disabilities is a need that grows in complexity and numbers. The agency will work to increase staff members' expertise in a variety of disabilities, including deaf-blindness, brain injury, and others. In addition, it is important to partner with other entities specializing in serving persons with specific disabilities other than blindness. There is a need to increase competitive employment outcomes for clients with multiple disabilities.

Caseloads were reviewed to identify clients with multiple disabilities and strategies were developed to more effectively provide the services needed by those individuals.

B. Who are minorities;

The population of Nebraska is not that diverse in terms of race and ethnicity, but diversity has been increasing. The agency works to assure that contacts are made to minority populations in every area of the State. The Louisiana Tech University-Professional Development and Research Institute on Blindness results from 2018 show that there is a need to analyze the work being done. It is important to make meaningful contacts with diverse populations, to effectively reach persons who might be eligible for agency services. Materials were revised to have different languages available, including print, online, and video productions for public use. A translation tool is available at the agency website, allowing the user to read all content in a wide range of language options. There is a need to increase the proportions of people served from minority populations who achieve competitive employment outcomes. The efforts to date have focused on increasing outreach to all Nebraskans. This effort will continue, along with examination of barriers that inhibit successful outcomes. Efforts statewide assure that regardless of race or ethnicity, quality services are provided at referral, application, and throughout the VR process.

The 2018 CSNA cited that in the specific area of supported employment, no consumers reported this as an area of need or had advice for the Commission in this area. Staff cited supported employment as an area that needed additional focus and improvement on par with many other services, but not better or worse than many other services offered. Key informants did cite supported employment as an area that was very important and needed improvement.

Additionally, in the 2018 CSNA it indicated that across the RSA data reports, consumer, staff, pre-ETS and employer surveys, the ethnic diversity of the consumers served is on par with the demographics for the state of Nebraska. The RSA closure data 85.7% of consumers were of white or Caucasian origin, another 14.2% reported being African American, while Asian and Native American were less than one percent. Across these categories, 4.7% reported being of Hispanic Origin. According to the consumer survey, which was entirely voluntary, the ethnic composition was 45 individuals who were white or Caucasian (83.33%), three were African American (5.56%), two were Hispanic or Latino (3.7%), one Native American (1.85%) and three who preferred not to answer (5.56%). These data are very similar to the population data for Nebraska and so the rates of service seem to be on par.

C. Who have been unserved or underserved by the VR program;

Several data sources indicated that services to consumers with multiple disabilities need improvement. According to the RSA-911 analyses, consumers with multiple disabilities were competitively employed at a significantly lower rate after receiving services than other consumers. In the consumer survey, respondents who had multiple disabilities reported a greater need for services in many areas compared to those with blindness or visual impairment only. In terms of services for which a need remained after the completion of their rehabilitation program, respondents with multiple disabilities had similar or higher remaining needs in all areas. They reported a higher remaining need (compared to those without multiple disabilities) in 47.4% (n=9) of the services asked about. Almost all staff (94.7%) indicated that improving services to consumers with multiple disabilities was a moderate or critical need. This item had the fewest number of people who did not consider it a need (only one staff person rated this as limited or no need). Four of the eight key informants identified persons with multiple disabilities as a group that was unserved or underserved by NCBVI. One key informant mentioned that counselors tended to not have knowledge about other disabilities, and there was a need for them to have this knowledge in order to serve this group appropriately. In terms of suggestions by participants about how to better serve this population and meet their needs, four key informants indicated that it is important for NCBVI to partner with other agencies or organizations that have some expertise with the additional disabilities of this group. Three staff members mentioned that additional training or professional development about other disabilities was needed, and two staff members suggested partnering with other professionals or organizations that have expertise with other disabilities.

In the 2018 CSNA, when staff were asked about their effectiveness in working with underserved populations, many felt that the needs of this group are the same as the needs for all other consumers; however, they felt that the Native American population, recent African immigrants, non-English speaking persons and the older blind were particularly vulnerable and needed additional support. When staff were asked what the Commission could do better to meet this need, the largest consensus revolved around the need for additional staff training on serving these populations.

NCBVI's last CSNA was completed in June 2018. The contract for the CSNA has been finalized and is currently being conducted for completion by December 31, 2022.

D. Who have been served through other components of the statewide workforce development system; and

Assistance related to employment is another identified need. The needs can be broken into three major areas: career exploration and guidance, searching for and obtaining employment, and working with employers on accommodations and

other on-the-job requirements. More specifically, the needs include help with finding a job, finding job leads or contacting employers, working with employers on job accommodations, completing applications, exploring career options, and developing clients' skills for seeking and obtaining competitive employment. The world of work and life in general requires increasing needs for technology related skills and equipment. The highest focus of need from consumer surveys was in this area. Training in access technology is an area of high need, according to the assessment. This is consistent with our ongoing needs assessment with consumers statewide, described below, which we conduct every year. Employers surveyed also indicated that assistance with technology will help them to hire and retain employees with vision impairments. The Technology Team, works to enhance their own expertise, to train other staff, to provide opportunities for training consumers, and to identify additional opportunities available from external resources. Another area identified is the importance of partnering with other organizations, agencies, groups, etc. In particular, other components of the statewide workforce development system are key entities with whom to partner. Much is done and will continue to be done throughout the state. Staff members in each geographic area are encouraged to engage in networking opportunities with businesses in their locale. We engage with the Local Workforce Boards in all parts of the State. This helps to assure that we do have knowledge of and interaction with other components of the workforce system statewide. When staff members learn of new entities, or ones that have not worked with NCBVI in the past, the information is shared with other staff and consumers who need it. NCBVI is strongest when collaborating with and learning from people and groups that may have resources beyond its own. With the exception of Omaha and Lincoln metropolitan areas, most of the state is rural. There are small and medium sized towns sprinkled across the state. Still it is critical that we work to ensure our ability to achieve competitive employment outcomes for clients living in rural Nebraska. NCBVI data show that the rates of acceptance for services and competitive employment are actually slightly better for rural-based clients than for urban. However, there may be a perception amongst individuals who feel isolated and unable to connect with employment, leading to a sense that this is an unmet need. It is also not unusual for VR Counselors in the rural areas to be frustrated by limited employment opportunities for their clients. The fact that this need emerged as critical in the survey reinforces the need to strengthen networking efforts, outreach to potential clients and employers, and building skills among agency staff to make sure that all areas of the state are served fully, including rural, urban, and metropolitan.

NCBVI's last CSNA was completed in June 2018. The contract for the CSNA has been finalized and is currently being implemented for completion by December 31, 2022.

E. Who are youth with disabilities and students with disabilities, including, as appropriate, their need for pre-employment transition services or other transition services.

NCBVI is committed to the provision of rehabilitation services to blind and visually impaired children and youth and their families as early as possible in the child's development. Special programs such as Project Independence for children between the ages of eight and thirteen stress the importance of self-confidence and independence using the alternative skills of blindness. Programs for blind and visually impaired teens such as WAGES (Work and Gain Experience in the Summer) and the Mentoring for Excellence provide valuable work experiences and, opportunities for developing social and advocacy skills needed for success in later life. Other programs such as Employment Conference, Blind and Socially Savvy and the College Workshop also help blind and visually impaired students make the transition to life after high school. In the coming year, NCBVI will increase efforts promoting more job opportunities for blind and visually impaired youth in their home communities throughout the school year. NCBVI's field supervisors and the Training Center supervisor continue strengthening the relationship between NCBVI and schools statewide on behalf of blind and visually impaired students. Fifteen percent (15%) of funds allocated to NCBVI for vocational rehabilitation services are dedicated to providing pre-employment transition services to blind and visually impaired students between the ages of 14 and up to but not including 22, and; 50 percent (50%) of funds for supported employment services are committed to providing pre-employment transition services to blind and visually impaired students in the same age group. Increasing the number of blind and visually impaired youth in transition achieving their individual employment goals continues to be a major objective for NCBVI in PY 2022-23. Transition-aged clients are encouraged to elevate their expectations for personal achievement. This can translate to higher education, often delaying their ultimate employment. It may take more years to reach that goal, but when they do, it will be in a career that will pay well, have benefits, and the chance for promotions. All closures that did not achieve their vocational goals, including Transition clients who were closed unsuccessful from active services, are studied for more effective intervention methodologies. We will determine if there are differences between those who choose to continue their education and those who do not. We also will explore any commonalities among cases closed unsuccessfully. There may be strategies which can be used to improve the employment outcomes and the resulting rehab rate.

NCBVI's last CSNA was completed in June 2018. The contract for the CSNA has been finalized and is currently being conducted for completion by December 31, 2022.

During the COVID-19 pandemic, services to this population have remained in person as much as possible unless positive cases were at an elevated level. At that time, services were completed via online platforms. NCBVI noticed that students chose to complete their postsecondary education online or put on hold taking classes until the positive cases

decreased. NCBVI staff remain committed to this population and support their vocational goal through Pre-Employment Transition services and other services as needed. Staff are continuously checking in with students and parents on how to best support them during this time. When meeting in person, NCBVI staff take all appropriate precautions as indicated by the state and local government as well as the CDC. NCBVI also verifies which method consumers would like to meet in person, phone or via an online platform with an emphasis on in person whenever possible.

2. Identify the need to establish, develop, or improve community rehabilitation programs within the State; and

For the effort to establish, develop or improve community rehabilitation programs (CRPs), NCBVI collaborates with a wide range of community partners statewide, working together to develop and improve services, especially with the new RSA requirements for supported employment. NCBVI provides services and training on all areas regarding blindness and visual impairment, thus we do not find the need to establish new CRPs to provide vocational rehabilitation services for the blind in Nebraska. We work mainly with CRPs that provide services and training for the most significant disabled. According to the most recent CSNA of June 2018, the area that needs improvement is for NCBVI staff having more knowledge on how to work with clients with the most significant disabilities, and for the CRPs to learn more about blindness. Therefore, NCBVI field staff is working with CRPs on common clients and sharing expertise. Agency staff members also work with CRPs and independent living centers to assure that services are coordinated and meeting the needs of Nebraskans with disabilities, especially those who are blind or visually impaired along with multiple disabilities. In addition to services specific to individuals, collaboration on other projects occurs as the need and opportunity arises. The activities enable NCBVI to inform many persons about the services available to individuals who are blind, thus expanding opportunities to those who are, or who may become, eligible for services of the Vocational Rehabilitation or the Supported Employment program. The agency collaborates with the Nebraska Department of Health and Human Services–Division of Developmental Disabilities services (NDHHS–DDD) to identify potential clients, coordinate service plans and share funding for those individuals in the System who are described as blind and visually impaired. Efforts have been initiated to establish a similar relationship with the Department of Health and Human Services–Division of Behavioral Health (NDHHS–DBH) on behalf of blind and visually impaired clients with behavioral health issues. For the most part, job coaching to SE clients is provided through contracts with community rehabilitation programs. DDD provides ongoing funding for the job supports. Contracts with CRPs and coordination for services all serve to expand, develop and improve such programs across the State of Nebraska. Part of the Comprehensive Statewide Needs Assessment from June 2018, gathered information regarding this question from the staff survey and the key informant interviews. One item on the staff survey addressed this, and staff suggested to continue to improve our partnership and collaboration with CRPs. NCBVI currently partners with community programs to identify and to address consumer needs.

NCBVI's last CSNA was completed in June 2018. The contract for the CSNA has been finalized and is currently being implemented for completion by December 31, 2022.

3. Include an assessment of the needs of individuals with disabilities for transition career services and pre-employment transition services, and the extent to which such services are coordinated with transition services provided under the Individuals with Disabilities Education Act

With the increased emphasis on Pre-Employment Transition Services, students and programming to enhance their skills in the areas of job readiness, community based integration skills and exploration of potential pathways in both college and/or job settings, NCBVI has adopted several new strategies designed to assess both the needs of our staff and clients with regard to the transition process. An Agreement was signed by NE-VR and NCBVI on December 18, 2019 stating that the age to provide Pre-ETS to students with disabilities is age 14 up to 22.

The following five needs were mentioned the most frequently at the most recent CSNA, from June 2018:

1. Youth and their families wished they had known about NCBVI and the services available to their child earlier in junior high and high school.
2. Youth and their families wished that NCBVI could provide more skills training during the school year, such as independent living skills and cane travel.
3. Youth and their families wished that NCBVI could provide more assistance, both in the summer and during the school year, for youth to find and maintain part-time jobs and internships.
4. Youth and their families wished that NCBVI staff who mentioned services, such as cane travel training and the WAGES program, would have followed up and ensured that these services were actually provided.
5. Youth and their families wished that NCBVI programs and services took into consideration the varying needs and life situations of students with different levels of functional vision.

In order to address the needs outlined above, NCBVI will adopt the following strategies:

1. The Nebraska Commission for the Blind and Visually Impaired will explore additional strategies to reach out to blind high school students, their families, teachers of the visually impaired, and high schools. NCBVI field counselors will attend the Individualized Education Program meetings of blind and low vision students and offer additional blindness skills training and employment readiness training to students and their families as part of their Individualized Education Program. NCBVI staff continue to attend Stakeholder meetings at NCECBVI, the statewide program for blind and visually impaired youth, meetings of the transition practitioners committees, and various district meetings of teachers of the visually impaired, in an effort to assess the needs of students and teachers and to offer our expertise in meeting these needs. The above will help teachers of the blind and visually impaired to know that the Commission for the Blind is the rehabilitation agency for blind youth.
2. Nebraska Commission for the Blind and Visually Impaired in conjunction with the Nebraska Department of Labor will explore apprenticeship opportunities for blind students to gain experience in the workforce and develop work readiness skills.
3. Nebraska Commission for the Blind and Visually Impaired will develop a follow-up checklist for staff to use with Pre-ETS program participants, to assist participants in continuing to use the skills and tools they learned during NCBVI programs and to provide additional information about resources and opportunities.

k. Annual Estimates

Describe:

1. The number of individuals in the State who are eligible for services

Nebraska's Disability and Health State Profile (Center for Disease Control and Prevention) says:

- Currently, roughly 3% of the population in Nebraska has a functional vision impairment, which may make them eligible for services in Nebraska according to our eligibility requirements. This is an increase from 1% to 3%.

The 2020 Census indicates that the population in Nebraska was:

- 2023 estimate: 1.969 million
- 2022: 1.966 million
- 2021: 1.963 million
- 2020: 1.961 million

If 3% of Nebraska's population has a functional visual impairment, this is roughly:

- 2023: 59,070 people with functional visual impairments
- 2022: 58,980 people with functional visual impairments

NCBVI provides services to blind consumers besides in Vocational Rehabilitation (Independent Living for Older Blind and Independent Living for consumers through 54 years of age). In PY 2020, including the 463 VR consumers served, NCBVI served 992 consumers.

As more consumers apply for services, NCBVI does not anticipate any issues serving these consumers from a fiscal perspective with our grants, state funds and re-allotment received. Although NCBVI will continue to look at avenues to fill vacant position and retain our tenured staff, our agency will provide services to all who are eligible. NCBVI staff work with schools and the community to promote our services across all ages who have functional blindness. Since WIOA implementation in PY 2017, NCBVI averages 437 applicants per program year across all case types.

2. The number of eligible individuals who will receive services under:

A. The VR Program;

NCBVI anticipates serving 500 clients in FY 2022 and 525 in FY 2023

B. The Supported Employment Program; and

NCBVI anticipates serving 80 clients in FFY 2022 within Supported Employment and 85 clients in FFY 2023.

C. Each priority category, if under an order of selection.

N/A

3. *The number of individuals who are eligible for VR services, but are not receiving such services due to an order of selection; and*

0

4. *The cost of services for the number of individuals estimated to be eligible for services. If under an order of selection, identify the cost of services for each priority category.*

The total cost of services for the number of individuals estimated to be eligible for services in FFY 2022 is \$3,250,000 and FFY 2023 is \$3,500,000

1. *State Goals and Priorities*

The designated State unit must:

1. *Identify if the goals and priorities were jointly developed and agreed to by the State VR agency and the State Rehabilitation Council, if the State has a Council, and jointly agreed to any revisions*

Nebraska VR's State Goals and Priorities have been aligned to the strategic vision of Nebraska's Workforce Development System. The vision maintains a shared focus on seamlessly providing services to job seekers, including individuals with disabilities, at all stages of employment and providing a trained and qualified workforce for businesses. The Needs Assessment Survey results were evaluated with Nebraska VR's Leadership Council and the Nebraska State Rehabilitation Council's Executive Committee meeting in January 2020.

During the development of the WIOA State Plan, the SRC Executive Committee and Council were consulted and provided an opportunity to comment. A summary of the comments provided by the SRC include:

- Goal 1: There were no additions.
- Goal 2: An SRC member asked questioned how this would be measured.
- Goal 3: There were no additions.
- Goal 4: The SRC members asked that SRC and educators be included.
- Goal 5: There were no additions.
- Strategy 1: The SRC members asked that SRC and educators be included. It was suggested to identify rural as a specific strategy for job development and job coaches in the rural areas of Nebraska.
- Strategy 2: It was suggested to add the VR/ATP monthly meetings and VR is a member of the ATP Advisory Council.
- Strategy 3: It was suggested to add SRC and educators to the second bullet. It was suggested to add sign language interpreting to the fifth bullet. It was suggested to consider Trans-Act as a resource to the sixth bullet.
- Strategy 4: It was suggested to add as a bullet point, continued training for VR staff related to IEP development and participation in meetings.
- Strategy 5: SRC offered Family Employment Awareness Training (FEAT) as an example of this strategy.
- Strategy 6: There were no comments.
- Strategy 7: There were no comments.

2. *Identify the goals and priorities in carrying out the VR and Supported Employment programs*

Goal 1: Increase the number of individuals who exit VR supported employment with competitive integrated employment.

Baseline: In PY 2019 Total SE cases closed: 103; Total successful: 47; Percentage: 45.63% people who received VR supported employment (SE) or customized employment exited with competitive integrated employment.

PY 2020 Target: 47.0% of people who receive VR supported employment (SE) or customized employment will exit with competitive integrated employment.

PY 2021 Target: 49.0% of people who receive VR supported employment (SE) or customized employment will exit with competitive integrated employment.

PY 2022 Target: 51% of people who receive VR supported employment (SE) or customized employment will exit with competitive integrated employment.

PY 2023 Target: 53% of people who receive VR supported employment (SE) or customized employment will exit with competitive integrated employment.

Goal 2: Increase the number of students/interns completing Project SEARCH and obtaining competitive integrated employment.

Baseline: During outcome years September 2015-August 2018, Nebraska Project SEARCH sites report an aggregate 98.8% (289/293) completion rate for Project SEARCH interns. Of those completers, 187 (64.7%) are reported as employed following the Project SEARCH program.

PY 2020 Target: 66% of Project SEARCH interns become competitively employed following completion of the program.

PY2021 Target: 68% of Project SEARCH interns become competitively employed following completion of the program.

PY2022 Target: 69% of Project SEARCH interns become competitively employed following completion of the program.

PY2023 Target: 70% of Project SEARCH interns become competitively employed following completion of the program.

Goal 3: Improve quality and consistency of supported employment services through the development and implementation of best practices for service providers.

Goal 4: Improve communication with clients, businesses, stakeholders, service providers, core partner programs, SRC, educators, and staff members.

Goal 5: Develop cultural competencies to ensure equitable access to Nebraska VR services.

3. *Ensure that the goals and priorities are based on an analysis of the following areas:*

A. *The most recent comprehensive statewide assessment, including any updates;*

See 3A, 3B, 3C.

The above goals and priorities are consistent with the most recent statewide comprehensive assessment as previously described.

B. *The State's performance under the performance accountability measures of section 116 of WIOA; and*

For the first two (2) years of PY 2020-23 Plans, the VR program authorized under Title I of the Rehabilitation Act of 1973, as amended by Title IV of WIOA, will have two (2) full years of data available for the Measurable Skill Gains indicator only. Therefore, Nebraska VR has designated the following indicators as baseline for the VR program for PY 2020 and PY 2021.

- Employment (2nd quarter after exit)
- Employment (4th quarter after exit)
- Median earnings (2nd quarter after exit) and
- Credential attainment rate

Nebraska VR will continue to collect and report on all indicators including those that have been designated as baseline. The actual performance data reported by this program for indicators designated as baseline for PY 2020 and 2021 will serve as baseline data for future years. Nebraska VR will submit expected levels of performance for these indicators for PY 2022 and 2023.

The effectiveness of serving employers indicator is a shared outcome across all six (6) programs in the state. In accordance with Appendix 1, states are not required to submit an expected level of performance for the effectiveness in serving employers for PY 2020 and 2021. Nebraska core programs are expected to collect data and report on this indicator for PY 2020 and 2021 as they did for PYs 2016-2019.

Each core program will submit an expected level of performance for all the other indicators with the exception of the four (4) indicators designated as baseline for the VR program in PY 2020 and 2021. VR will work with the Department during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as baseline. VR will update its plan to include the agreed upon negotiated levels of performance.

Measurable skill gains baseline —

PY 2017 — 21.3%

PY 2018 — 29.9%

Expected levels of performance —

PY 2020 — 14%

PY 2021 — 15%

PY 2022 — 15.5%

PY 2023 — 16%

Updated for PY 2022 and PY 2023

Measurable Skill Gain

Baseline:

PY 2018: 26.0%

PY 2019: 31.8%

Negotiated levels:

PY 2020: 26.0%

PY 2021: 27.0%

Expected levels:

PY 2022: 43.0%

PY 2023: 44.0%

Employment 2nd Quarter after Exit

Baseline:

PY 2019: 64.4%

PY 2020: 58.5%

Expected levels:

PY 2022: 45.0%

PY 2023: 46.0%

Median Earnings

Baseline:

PY 2019: \$4,445.00

PY 2020: \$5,057.00

Expected levels:

PY 2022: \$5,000.00

PY 2023: \$5,500.00

Employment 4th Quarter after Exit

Baseline:

PY 2019: 62.7%

PY 2020: 57.4%

Expected levels:

PY 2022: 40.0%

PY 2023: 41.0%

Credential Attainment Rate

Baseline:

PY 2019: 18.4%

PY 2020: 31.7%

Expected levels:

PY 2022: 25.0%

PY 2023: 26.0%

The expected levels of performance were based on two (2) years of baseline data provided by RSA and negotiated between both State of Nebraska VR agencies.

- C. Other available information on the operation and effectiveness of the VR program, including any reports received from the State Rehabilitation Council and findings and recommendations from monitoring activities conducted under section 107.*

NCBVI goals are based on factors identified through analysis of the comprehensive statewide assessments, both the contracted research project and the ongoing public forums, and results of federal RSA Monitoring and oversight. The operation and effectiveness of the VR–B program is reviewed by the NCBVI Board of Commissioners at quarterly meetings, reviews of reports to federal and state entities, and follow–up from previous RSA Monitoring activities and reports.

m. Order of Selection

Describe:

- 1. Whether the designated State unit will implement and order of selection. If so, describe:*

- A. The order to be followed in selecting eligible individuals to be provided VR services*

NCBVI was under an Order of Selection since March 2019. However, the State legislators increased our funding level and we are able to serve all clients in the wait list, and; as of March 2020 we are off Order of Selection. Policy and procedures are in place to implement Order of Selection should it ever be imminent again. It is not expected that an Order of Selection will be required during FY 2022-23.

- B. The justification for the order*

Not applicable.

- C. The service and outcome goals*

Not applicable.

- D. Time within which these goals may be achieved for individuals in each priority category within the order; and*

Not applicable.

- E. How individuals with the most significant disabilities are selected for services before all other individuals with disabilities*

Not applicable.

- 2. If the designated State unit has elected to serve eligible individuals, regardless of any established order of selection, who require specific services or equipment to maintain employment*

Not applicable.

n. Goals and Plans for Distribution of title VI Funds

1. Specify the State's goals and priorities for funds received under section 603 of the Rehabilitation Act for the provision of supported employment services

Since our total VR grant award is split between NCBVI and general VR, our agencies have collaborated to ensure the total amount awarded is spent annually on Supported Employment clients. We have signed documentation to transfer a portion of our SE funds to general VR in order to satisfy RSA guidelines. NCBVI and VR will continue to work together on an annual basis to determine if funds need to be transferred again. For NCBVI, we have two goals for the provision of SE services:

Goal 1: For the Supported Employment (SE) program, NCBVI is to develop appropriate individualized SE placements for blind and visually impaired persons with developmental disabilities.

Priorities for Goal 1:

1. Identify clients who are eligible for receiving SE services.
2. Increase training opportunities that NCBVI can offer to clients in the SE program.
3. Work with area employers to increase opportunities.
4. Learn about post-employment services.

Goal 2: It is also the goal of NCBVI's SE program to develop appropriate individualized SE placements for blind and visually impaired persons with significant secondary disabilities including brain injury, mental illness, hearing impairment, or other multiple disabilities occurring after consumers have reached the age of 21.

Priorities for Goal 2:

1. Education of NCBVI staff.
2. Develop training opportunities that NCBVI can provide consumers after the completion of their secondary education.
3. Develop employment opportunities for consumers.

2. Describe the activities to be conducted, with funds reserved pursuant to section 603(d), for youth with the most significant disabilities, including:

A. The provision of extended services for a period not to exceed 4 years; and

NCBVI typically does not expend funds to extended services. Generally, if the individual has a secondary disability other than a significant behavioral health condition or autism, there may not be a source of ongoing financial support for these services extending beyond the time allowed for NCBVI support. In such cases, the Deputy Director of Services and the immediate supervisor of field services works with the NCBVI Counselor involved to identify possible resources for the ongoing support, such as developing a PASS (Plan to Achieve Self Sufficiency) or personal resources. With any extended services funded by NCBVI for a youth, they will be utilized only up to 48 months or until the youth with a disability turns 25.

On-going Support Services are those services that are needed to support and maintain an individual with a most significant disability, including a youth with a most significant disability in SE; based upon:

1. The rehabilitation needs of the individual identified in the Individualized Plan for Employment (IPE); from the time of job placement until transition to extended services provided throughout the individual's term of employment in a particular job placement;
2. Include an assessment of employment stability and provisions of specific services or the coordination of services at or away from the worksite that are needed to maintain stability based on:
 - a. At a minimum, twice-monthly monitoring at the worksite of each consumer in SE; or
 - b. If under specific circumstances, especially at the request of the consumer, the IPE provides for off-site monitoring twice monthly meetings with the individual
3. On-going Support Services consist of:
 - a. Any particularized assessment supplementary to the comprehensive assessment of rehabilitation needs
 - b. The provision of skilled job trainers who accompany the consumer for intensive job skill training at the work site;
 - c. Job development and training;
 - d. Social Skills training;
 - e. Regular observation or supervision of the consumer;

- f. Follow-up services including regular contact with the employers, the consumer; the parents, family members, guardians, advocates or authorized representatives of the consumer, and other suitable professional and informed advisors, in order to reinforce and stabilize the job placement;
 - g. Facilitation of natural supports at the worksite;
 - h. Any other service identified in the scope of VR services for individuals; or
 - i. Any service similar to the foregoing services
4. Extended Services Consists of on-going support services and other appropriate services that are:
 - a. Needed to support and maintain a consumer with a most significant disability, including a youth with a most significant disability, in SE;
 - b. Organized or made available, singly or in combination, in such a way as to assist and eligible consumer in maintaining SE;
 - c. Based on the needs of an eligible consumer, as specified in an IPE;
 - d. Provided by a State agency, a private nonprofit organization, employer, or any other appropriate resource, after a consumer has made the transition from NCBVI time-limited services; and
 - e. Provided to a youth with the most significant disability after the youth obtains CIE and SE services have been provided. Extended services can be provided by NCBVI until the youth turns 25 years of age or for four years, whichever occurs first.

The intent of SE services is for a consumer with the most significant disability to work toward CIE. Therefore, beginning at Job Stabilization / Transition to Extended Services, the consumer must be working to their maximum potential and earning at least minimum wage. NCBVI will not fund Extended On-going Support Services except in the instance of a youth with a most significant disability. In such instances, NCBVI will provide extended services for a period of not more than 48 months or when the youth with most significant disabilities turns 25 years of age. For consumers who are adults (25 and older) NCBVI may only support up to 24 months and under certain circumstances longer if documented. If a comparable benefit is available to provide extended services to youth, NCBVI will not fund extended services. However, if NCBVI is funding extended services for youth, the IPE will cover one year only and should be continued every year until either the services are no longer needed, another funding source is identified, services have been provided for 48 months, or the youth reaches his or her 25th birthday.

When NCBVI has funded extended services for a youth, the NCBVI case file may not be closed successfully, even if the employment has stabilized, until the extended supports have transitioned to the Medicaid Waiver or other public/private funding for 90 days after NCBVI has stopped funding. A plan of natural supports should be implemented simultaneously with the extended services.

B. How the State will leverage other public and private funds to increase resources for extended services and expanded supported employment opportunities for youth with the most significant disabilities.

NCBVI typically does not expend funds to extended services. Our agency will utilize outreach efforts to various employers to increase their knowledge about our clients. Our agency also partners with the American Job Centers in Nebraska.

o. State's Strategies

Describe the required strategies and how the agency will use these strategies to achieve its goals and priorities, support innovation and expansion activities, and overcome any barriers to accessing the VR and the Supported Employment programs (See sections 101(a)(15)(D) and (18)(B) of the Rehabilitation Act and section 427 of the General Education Provisions Act (GEPA)):

1. The methods to be used to expand and improve services to individuals with disabilities

Based on NCBVI's 2018 Consumer Needs Assessment:

1. Clients who were surveyed and unemployed, listed lack of transportation was cited as the single biggest factor in their inability to find or keep work. As such, our priority is to utilize the NOI to continue to provide these services to Pre-Employment Transition Services eligible students and utilize our 15% set aside to do so. In the specific area of supported employment, staff cited supported employment as an area that needed additional focus and improvement on par with many other services, but not better or worse than many other services offered. Key informants did cite supported employment as an area that was very important and needed improvement. NCBVI has a contact at DD within the Nebraska Workforce and attends meetings at our office with district supervisors, Deputy Directors and Executive Director in attendance to maintain a relationship with the agency and determine best avenues for supporting these clients.
2. When staff were asked about their effectiveness in working with underserved populations, many felt that the needs of this group are the same as the needs for all other consumers; however, they felt that the Native American

population, recent African immigrants, non-English speaking persons and the older blind were particularly vulnerable and needed additional support. When staff were asked what the Commission could do better to meet this need, the largest consensus revolved around the need for additional staff training on serving these populations. NCBVI worked with the State of Nebraska to appropriate more funds to Older Blind consumers. This was accepted by the legislature and NCBVI has begun work on more opportunities to expand our services to this population through technology devices and aids as well as hosting conferences. With our re-allotment funds, leadership is looking to provide further training in the areas of minorities and other populations. Statistically Nebraska is a majority white/Caucasian populated state but we are always looking at ways to make sure our services are available to all consumers, regardless of race or ethnicity.

3. The survey asked what the Commission could do more of to increase their presence or use of other statewide Workforce components, they stated:
 - a. Host a program for employers, create a video or pamphlet of blind people of Nebraska performing their jobs independently or with accommodations.
 - b. Partnerships with Region V and other agencies. Try to be respectful of the complicated relationships between all the agencies.
 - c. transportation especially in rural areas

NCBVI is a part of the American Job Centers and also has completed MOUs with Nebraska DHHS, the Nebraska Center for the Education of Children who are Blind and Visually Impaired (NCECBVI), the Department of Education, The Enrichment Foundation, The Greater Nebraska Workforce Development Board, Nebraska VR and the Nebraska Educational Service Units for Project Search. These MOUs will continue to foster the work we have accomplished as a part of WIOA.

- The Key Informants survey consisted entirely of parents, teachers or special educators for youth. A summary of the major themes noted by key informants related to the existing need were:
 - Help with transition into adulthood
 - Services in rural areas
 - I think there is a gap ... for services for kids with multiple special needs. Our son is blind (ROP Stage V & has Autism).
 - transition and inclusion with their typical peers

NCBVI has two physical offices and staff on other four rural areas throughout the State of Nebraska, to reach blind and visually impaired persons in their home communities. Vocational Rehabilitation staff travel around their areas to meet with referrals and clients, to educate the public and employers, and to reach out to individuals who may need our services. NCBVI counselors and technology specialists attend IEP meetings at the school as well as are in constant communication to promote our services. We continue to provide staff with trainings to further educate on ways to include all clients in group activities and provide the necessary supports. Our districts have also started to provide workshops for Pre-Employment Transition students to attend and learn skills in a fun and educational environment with their fellow peers.

2. *How a broad range of assistive technology services and devices will be provided to individuals with disabilities at each stage of the rehabilitation process and on a statewide basis*

NCBVI provides assistive technology services throughout the state of Nebraska to blind and visually impaired consumers. NCBVI's team of three technology specialists provides assessment, consultative support, and training on mainstream and access technology products. The specialists participate in trainings and research to discover technology solutions and provide consumers the ability to weigh the pros and cons of specific technologies to support their informed choice. Technology training is also provided in the NCBVI Center for the Blind. In addition, several VR counselors and Orientation Counselors are very familiar with accessible technology, as they are users themselves, and are available to help with basic assessment and teaching of some adaptive equipment. We also contract with third parties to make software accessible and with others to provide training when additional consultation is needed. NCBVI collaborates with the Assistive Technology Partnership (ATP) throughout the state. NCBVI will purchase hardware and software to make science lab accessible to blind students. Potential trainers and blind students will take training about the use of these software and hardware as part of the overall package.

3. *The outreach procedures that will be used to identify and serve individuals with disabilities who are minorities, including those with the most significant disabilities, as well as those who have been unserved or underserved by the VR program*

Through the leadership of the NCBVI Deputy Director of Services and the three district Supervisors, field Counselors work to identify and serve blind and visually impaired individuals who are of minority backgrounds, have the most significant

disabilities, and those who have been unserved or underserved by NCBVI. Direct contact is made with organizations and populations in each area of the state, to assure that the availability of services is made known to all who might be eligible.

NCBVI Staff Outreach is determined by counselor and other staff geographic territory. NCBVI annual participation in following Community Events for 2023 are: Cinco De Mayo, Health Fair & Parade, Juneteenth Health Fair and Parade, World Refugee Day, Pride Parade and Events, and Deaf Awareness Activities.

NCBVI Staff attends several monthly meetings with organizations that serve minorities. We attend Partner Forum meetings which are organized by the American Job Center. NCBVI staff also attend meetings to collaborate on employment opportunities (presenting to employers, hosting hiring events, etc.). We provided training to each of these groups about the services that NCBVI can offer. Some of the partners that attend these meetings: American Job Centers, Ponca Tribe, Proteus- serves Migrant and Seasonal Farmworkers, Veteran's Administration, Community Action Programs, Community Alliance, Housing Authority of Lincoln/Omaha, Lincoln Literacy, SODO- represents an impoverished neighborhood in Lincoln, Asian Center, National Able, Job Corps, Nebraska VR, Latino Center of the Midland, Urban League of Nebraska, Refugee Empowerment Center, Lincoln Catholic Social Services, Lincoln Partnership for Economic Development, Healthy Families America, The Center for People in Need, Nebraska Department of Labor, Lutheran Family Services, Equus, Health Center of Nebraska, Charles Drew, R.I.S.E.- Provides services to Justice Involved individuals, Veteran's Administration, Department of Labor, Platte Community College, Metro Community College, Northeast Community College, The Liberty Center, Centro Coalition in Grand Island, NE, United by Culture Media at Central Community College in Lexington, NE, Clark N Williams Multicultural Learning Center in Scottsbluff, NE, Multicultural Youth Leadership Conference Board for Western Nebraska, and the Office of Multicultural Affairs at the University of Nebraska at Kearney. In addition, the North Platte district attends Community Connection meetings in four communities.

Quarterly meetings that NCBVI staff attend include the following: DeafBlind Interagency Meeting, Nebraska Commission for the Deaf, Nebraska Center for the Education of Students that are Blind and Visually Impaired.

Individual contacts by NCBVI staff have been made with the following entities that serve minorities: Carl T Curtis Health Center in Macy, NE, Lincoln/Lancaster Health Department, Lincoln Human Rights Commission, Lutheran Family Services, Malone Center, Yazidi Cultural Center, Refugee Task Force, League of Human Dignity, City of Omaha Mayors Commission for Citizens with Disabilities, City of Omaha Human Rights and Relations Department, Inter-Cultural Senior Center, Eastern Nebraska Office on Agency, University of Nebraska at Omaha Refugee, and Immigrant Community Resource Center.

Additional strategies used are mailings with brochures and contact information on an annual basis to eye doctors, senior centers, and area agencies on aging, and many other agencies and organizations who work underserved and minority populations.

4. *The methods to be used to improve and expand VR services for students with disabilities, including the coordination of services designed to facilitate the transition of such students from school to postsecondary life (including the receipt of VR services, postsecondary education, employment, and pre-employment transition services)*

There is an emphasis upon providing effective services to the transition population, particularly pre-employment transition service eligible students. From the RSA perspective, as well as this agency, it is crucial to increase successful outcomes for clients who begin rehabilitation services from the age of 14 through age 24. NCBVI closely reviews all transition cases closed without achieving employment outcomes. Through this process, approaches and services are analyzed to determine how successes for transition clients can be increased. At the same time, case reviews are conducted on all transition cases closed that did achieve employment outcomes. The level and types of services provided and the success achieved are examined based upon benchmarks established by RSA and WIOA common performance measures.

An Agreement was signed by NE-VR and NCBVI on December 18, 2019 stating that the age to provide Pre-ETS to students with disabilities is age 14 up to 22. The maximum age for transition-age youth is through age 24.

5. *If applicable, plans for establishing, developing, or improving community rehabilitation programs within the State*

Workshops are provided in various locations around Nebraska to spotlight the capabilities of blind individuals. The agency partners with other agencies, consumer organizations, communities, and groups; including Disability Rights Nebraska, Nebraska Assistive Technology Partnership (ATP), the Statewide Independent Living Council, Olm Stead State Plan Steering Committee, Workforce Development Councils, educational entities, hospitals, multi-cultural centers, community rehabilitation programs (Martin Luther Homes, Quality Living), and a wide range of other entities.

6. *Strategies to improve the performance of the State with respect to the performance accountability measures under section 116 of WIOA*

As more data becomes available utilizing the six Common Performance measures we will look at how to best improve our performance. We currently track wages received through Unemployment Insurance and self-reported mechanisms to satisfy the percentage of program participants who are in unsubsidized employment during the 2nd and 4th quarter after program exit and also the median earnings of those participants during the 2nd quarter after exit. By tracking these in our case management system, we can verify if the client has been at the same employer during those quarters after exit. Our staff work with clients and schools to obtain grades, progress reports and certificates of completion to verify educational credential attainments and measurable skill gains. The credentials and skill gains are not entered into our case management system until the documentation has been obtained. We have been meeting with the Department of Labor to verify they have all of the information needed to report on the effectiveness of serving employers.

7. *Strategies for assisting other components of the statewide workforce development system in assisting individuals with disabilities*

Various activities enable NCBVI to inform other components of the statewide workforce development system about the services available to individuals who are blind, thus expanding opportunities to those who are, or who may become, eligible for services of the Vocational Rehabilitation or the Supported Employment program. At the Statewide level, NCBVI is actively engaged with the WIOA Core Partners efforts; in local workforce areas, NCBVI staff collaborates with other components of the workforce system to assure there is knowledge of and access to providing services to persons who are blind or visually impaired. The agency website is updated continuously and provides information to the public about available services and resources, avenues to apply for services, and ask questions, and so forth. In 2020-2024, employment conferences for clients will continue as long as available funds and resources allow. The conferences are an effective approach to expand and improve efforts to secure high quality employment outcomes for job ready consumers and to enable pre-employment services clients to gain skills and resources for achieving employment. Included in the conferences are motivational speakers, sessions on resume writing, interviewing and related skills, technology demonstrations, mock interviews with local businesspeople, and a job fair with local businesses present. Employers have an opportunity to meet blind job candidates in a setting conducive to exploring the options for both blind consumers and for business representatives. Clients learn and practice many skills necessary to succeed in the world of work. Instructional videos developed and produced by NCBVI continue being used by clients, for self-study on blindness skills, between appointments with Rehabilitation Counselors and teachers.

8. *How the agency's strategies will be used to:*

A. *Achieve goals and priorities by the State, consistent with the comprehensive needs assessment;*

The strategies NCBVI has adopted to achieve the goals after discussion of the 2018 CSNA results are:

- NCBVI staff have partnered with Project Search, participate in local educational outreach meetings, developed a MOU with NDE to work in the local school districts, conducts educational consultation with schools, attend ESU Resource and Parent Resource Nights to network with Special Education teachers and directors, and meet quarterly with vision teachers within districts and the Nebraska Center for Education of Children that are Blind and Visually Impaired to build relationships with schools and vision teachers across the state.
- NCBVI have staff that are members of the local workforce boards, attend agency partner forums across the state, had training on Apprenticeships with the NDOL, attend Employ Link, Employ Oma, Employ GI, Employ Kearney, Employ Pan Handle, Employ North Platte, and Employ Norfolk, participate in the Omaha Youth Council to address WBLE's and summer employment opportunities for students, and have frequent interactions with Job Corps. NDOL has had much turnover, and apprenticeships are an on-going partnership to develop with NDOL.
- NCBVI developed a Pre-ETS checklist as a follow-up guide for Pre-ETS consumers to continue the acquisition and progression of skills under Pre-ETS services.
- NCBVI collaborates and participates on a statewide basis for the Job Fair for Project Search, participates in the two job fairs a year with Employ Link, and collaborated with Heartland Workforce Solutions job fairs on a quarterly basis. NCBVI will provide an employment conference in 2020.
- NCBVI staff conduct outreach and network with area businesses on a regular basis across the state with a focus of either full-time or part-time employment as well as explore WBLE and internship opportunities. NCBVI districts are developing and maintaining an employer spreadsheet to track these employer outreach and networking contacts.
- NCBVI developed and provided agency staff with a list of free resources to assist consumers exploring and pursuing self-employment as a vocational goal.

- NCBVI staff were provided a list of internal resources (i.e. agency staff) who are a good resource for supported employment.
- NCBVI has developed a contract to provide training to our staff on placement strategies for consumers with significant multiple disabilities in 2020. NCBVI also addresses these topics and discuss strategies at statewide training events and local partner meetings with NDOL, Employ groups, and workforce partner meetings across the state. NCBVI supervisors meet and share what is happening in their districts monthly, which includes local employer tours as well as the Heartland Workforce solution CENT Tours of businesses by sectors which allow individuals to learn about available jobs, work skills needed, and participate in a job fair.
- NCBVI staff were provided an internal staff resource directory for assistance in diverse consumer needs.
- NCBVI provided a statewide Older Blind Conference in 2019 and offers group teaching options across the state in each district.

B. Support innovation and expansion activities; and

Title I Innovation and Expansion funds is being used to cover the subscription fee for the operation and maintenance of AWARE, the data management system used by NCBVI. Work with the data management system will address all goals. This data management is enabling NCBVI to analyze the effectiveness of all parts of the system. The data based results can be used to add value to overall efforts of the agency, achieve established goals, and to identify future needs and challenges.

C. Overcome identified barriers relating to equitable access to and participation of individuals with disabilities in the State VR Services Program and the State Supported Employment Services Program.

Partnering with other organizations throughout Nebraska and the nation is crucial to assuring equitable access to and participation of individuals who are blind and visually impaired in the State VR and SE services programs. Resources external to NCBVI can help to address areas and issues of potential barriers. Partnering with other agencies, components of the statewide workforce system, consumer organizations and experts expands the capacities of NCBVI and of those other entities. It is a viable way to better serve hard to reach consumers and to improve services with limited funding. Particularly in rural areas, collaboration improves outreach and services to those living in less-populated communities.

p. Evaluation and Reports of Progress: VR and Supported Employment Goals

Describe:

1. An evaluation of the extent to which the VR program goals described in the approved VR services portion of the Unified or Combined State Plan for the most recently completed program year were achieved. The evaluation must:

A. Identify the strategies that contributed to the achievement of the goals

Mission

The mission of NCBVI is “Empowering Blind Individuals, Promoting Opportunities, and Building Belief in the Blind.” NCBVI’s primary priority is to enable persons who are blind and visually impaired, including those with multiple disabilities (i.e., hearing impairment, brain injury, mental illness) to achieve their individual goals for competitive integrated employment (including supported employment). A secondary priority is to enable persons who are blind and visually impaired, including those who also have multiple disabilities, to achieve their individual goals to live independently and to be full participants in their home communities. Particular emphasis is given to the provision of pre-employment transition services to blind students ages 14 years and up to but not including age 22.

Goals

NCBVI’s goals are based on factors identified through analysis of comprehensive statewide assessments, the contracted research projects, and ongoing public forums. 2020 State Plan program goals for NCBVI are extensions of the goals identified on the 2018 State Plan:

1. Increase the number and percentage of clients achieving full-time (31+ hours per week) competitive employment outcomes.

Twenty-three (23) VR clients were closed in Status 26 during PY 2020 indicating that employment goals were achieved, compared to thirty-nine (39) in PY 2019. In PY 2020, 17 consumers worked full time, or 73.91% of cases closed in Status 26 achieved full-time employment, compared to 27 consumers, or 69.23% achieving full-time employment in PY 2019. Our goal specifically focused on employment with more than 31 hours per week. The goal of increasing the percentage of status 26 closures achieving full-time employment in PY 2020 was met; however, the goal of increasing the number of

status 26 closures achieving full-time employment in PY 2020 was not met. NCBVI had determined this is due to the COVID-19 pandemic. Overall we saw less placements due to stalls in postsecondary education, opportunities for On-The-Job Trainings, and job loss in specific areas. We have already met the same amount of closures in PY 2021 as we had in all of PY 2020. Our hope is that as we continue to see the positive COVID-19 cases decrease and more job opportunities, this number will continue to rise. NCBVI district supervisors have met to determine goals of successful closure numbers across the state to ensure we are doing everything possible to help our consumers with their Vocational Goals.

2. Increase the ratio of average hourly earnings of clients who become employed compared to average earnings in the state.

The average hourly wage of cases closed in status 26 during PY 2020 was \$16.46. Using the Department of Labor (DOL) the average hourly wage for Nebraska in the second quarter of 2021 (\$24.93), the ratio of average hourly wage of cases closed in status 26 with DOL estimates is .66. The average hourly wage of cases closed in status 26 during PY 2019 was \$16.87. Using DOL estimates for the average hourly wage for Nebraska in the second quarter of 2020 (\$23.96), the ratio of average hourly wage of cases closed in status 26 with DOL estimates of the average overall hourly wage in Nebraska is .70. Goal number 2 was not met. Again, based on the data and overall consumer appointments we've had, it is determined that the lower number is due to COVID-19. We had 16 less closures, which could affect our average of pay in successful closures. NCBVI wanted to verify the occupations our consumers obtained were good and stable for a long period past case closure. Our consumers may have acquired employment but counselors did not specify it as stable until agreed by the counselor/consumer, which would have been longer timeframe. This is directly correlated to the pandemic. We have also seen across the United States a concern of the rate of pay for numerous jobs, which could affect the jobs our consumers are finding. So far, in PY 2021, our average rate of pay is \$19.16 so we are seeing again our consumers obtain good jobs in competitive areas. When looking at the median earnings data from our RSA 911, our median earnings went from \$5,000 in PY 2019 to \$7,959 in PY 2020. NCBVI leadership and supervisor staff meet on a monthly basis to ensure our consumers continue to have opportunities for competitive employment and share ways to improve access to job fairs, on-the-job trainings and other methods to assist with finding good paying jobs.

3. Increase the rehabilitation rate for transition aged clients in PY 2019 over the previous fiscal year.

NCBVI has started reporting on start and end dates of Pre-Employment Transition services on students starting in PY 2021 to align with new RSA 911 regulations. In PY 2020, NCBVI served 106 students who were qualified to receive Pre-Employment Transition Services. In PY 2019, we served 114. NCBVI prefers to start working as early as possible in the child's development. Special programs such as Project Independence for children between the ages of seven and fourteen stress the importance of self-confidence and independence using the alternative skills of blindness. Programs for blind and visually impaired teens such as WAGES (Work and Gain Experience in the Summer) and Mentoring for Excellence provide valuable work experiences and opportunities for developing interpersonal skills needed for success in later life. Other programs such as the College Workshop and Blind and Socially Savvy also help blind and visually impaired students make the transition to life after high school. In the coming year, NCBVI will increase efforts promoting more job opportunities for blind and visually impaired students in their home communities throughout the school year. Due to COVID-19, NCBVI has seen a drop-off of participation in Pre-Employment Transition Services due to students having to do school virtually as well as the services we provide and the programs we offer being online. We anticipate seeing a rise in the number of students once we are able to provide more in-person programs, services and are able to attend IEP meetings in person instead of virtual.

Our field supervisors and counselors are strengthening the relationship between NCBVI and schools statewide on behalf of blind and visually impaired students and also their parents/guardians. Fifteen percent (15%) of funds allocated to NCBVI for vocational rehabilitation services are dedicated to providing pre-employment transition services to blind and visually impaired students between the ages of 14 and up to but not including 22; 50 percent (50%) of funds for supported employment services are committed to providing transition services to blind and visually impaired youth up to but not including age 26. As mentioned above, in PY 2020 we served 106 students under Pre-ETS. Increasing the number of blind and visually impaired students served with Pre-ETS services and youth with transition services achieving their individual employment goals is a major objective for NCBVI in PY 2021. Transition-aged clients are encouraged to elevate their expectations for personal achievement. This can translate to higher education, often delaying their ultimate employment. It may take more years to reach that goal, but when they do, it will be in a career that will pay well, have benefits, and the chance for promotions. We will explore any commonalities among cases closed unsuccessfully. There may be strategies which can be used to improve the employment outcomes and the resulting rehab rate.

An Agreement was signed by NE-VR and NCBVI on December 18, 2019 stating that the age to provide Pre-ETS to students with disabilities is age 14 up to 22.

4. Improve the quality assurance system.

In 2017, NCBVI launched AWARE, a client database management system, to replace eForce, the previous system. AWARE is more comprehensive and effective on all levels of the process, such as establishing electronic reminders of service deadlines; ways for staff to communicate with each other about client needs and case service activities; mechanisms for administrators to review work that is done, accomplishments made, and to assess gaps in either the data management system itself or the agency's service delivery system. As there is more time using the new system, NCBVI staff is better able to track effectiveness of programs and in other ways, assure that high quality services are provided to accomplish successful outcomes for clients.

To achieve the goals and priorities of achieving high-quality successful employment for clients, NCBVI is using many approaches. Each situation is individualized, thus the strategies and solutions for each client is unique. This approach is productive in many ways. It helps each individual client to clarify personal goals and then to achieve those goals. It helps to model for the individual that throughout life, one can accomplish new things by thinking creatively and having the confidence to try new approaches. It also helps rehabilitation staff by reinforcing creative, individualized thinking, which in turn stimulates creative thinking for the next client who walks in the door.

Clients are encouraged to examine whether, if not for blindness, he or she would still be in the workforce. If so, counselors help individuals to understand blindness and to raise personal expectations and aspirations. This process often leads to employment goals for individuals who otherwise would not have believed that they could be successful in the job market as a blind or visually impaired person.

Our field supervisors had developed partnership with their local businesses and local governments to educate them about our agency and the capability of the blind in the workforce. NCBVI has also developed workshops for clients that give a jump-start toward competitive employment. They also serve to educate businesspeople about the features and benefits involved with hiring blind job candidates, the capabilities of blind individuals, and technology related to blind persons in the workplace. These events have been highly effective in the short term and are expected to garner additional benefits over time.

On November 2018, NCBVI entered into a contract under the Randolph-Sheppard program with Offutt Air Base, Strategic Command (USSTRATCOM) to run a federal cafeteria and also 26 break rooms for vending machines; which started to operate in July 2019. Furthermore, in May 2019, Nebraska adopted a State law that strengthens the Nebraska Business Enterprises Program and thus got more state buildings for vending machines, including 13 new locations with the Nebraska Department of Corrections. In addition, we filed for arbitration against the Veterans Administration to get vending permits for a couple of new buildings, one was built in 2020 in Omaha and the other for Lincoln built in 2021. We settled and VA agreed to give us those permits/sites, and blind vendors are currently operating them. Blind vendors will be able to make more money as a result of NCBVI's efforts to expand the NBE program. The upturn in the national economy over the past couple of years has created a more favorable labor market allowing NCBVI to add six vending sites; one of which was our first micro-market. However, there are still pressures which make getting a job more difficult for individuals who are blind or visually impaired. It is hoped that the overall economic situation in Nebraska and across the country will continue to improve during the next two years, which will allow the NBE program to continue to grow and expand.

B. Describe the factors that impeded the achievement of the goals and priorities

Evaluation of Program Effectiveness.

Every year, NCBVI evaluates the effectiveness of its vocational rehabilitation program in several different ways; using data and input from Rehabilitation Services Administration (RSA), employers, consumers and the general public, staff members, the Client Assistance Program, and private or other public entities with whom the agency collaborates. Most important, service recipients are asked for their evaluation of services provided at several stages of their program.

The needs of Nebraskans who are blind or have visual impairments are identified on a statewide basis through public forums and meetings, surveys of clients after completion of Center training, after case closure, and changes at statuses 18 and 20. There is ongoing communication with the NCBVI Governing Board of Commissioners (four of five of whom are blind) and the agency's accessible website. Work continues with the resultant feedback, to best address identified needs and to modify procedures for the future. The public forums held throughout the year continue to confirm and reinforce findings of that formalized needs assessment.

Statewide Needs Assessment.

In 2018, NCBVI initiated a contract for a statewide needs assessment with Louisiana Tech University-Professional Development and Research Institute on Blindness Research and Training LLC. The assessment includes surveys of blind clients who were closed either in status 26 or 28, members of NCBVI staff, and employers who have had experience with

NCBVI staff and clients. Semi-structured interviews were conducted with other key informants. In addition, existing data from various sources were analyzed, such as the RSA-911 data for NCBVI, American Community Survey data, and Bureau of Labor Statistics labor and economic forecasts. Some of the more important research findings of the statewide needs assessment issued in PY 2018 were as follows:

Individuals with the most significant disabilities, including their need for supported employment services

Regarding the provision of services to individuals with the most significant disabilities, the Nebraska Commission for the Blind and Visually Impaired is tasked with the mission to serve individuals with legal blindness and significant visual impairment, which meets the definition of the Rehabilitation Services Administration's definition of "most significantly disabled." To that end, the data show that most consumers served by NCBVI (54%) have a primary disability of legal blindness, with the remainder being visually impaired. Regarding the satisfaction with the services that were provided, 80% of consumers surveyed stated being satisfied or very satisfied with the services being provided. According to the chart of services that were provided to consumers, it appears that most of the indicated services were used by all consumers. Of the consumers surveyed, 59% were employed full or part time or were self-employed, 47% had access to medical and dental insurance, and 52% had access to retirement. Of those who were employed, 79% said they were satisfied or very satisfied with their job, and these individuals reported an average monthly salary over \$2,000. Of those who were unemployed, lack of transportation was cited as the single biggest factor in their inability to find or keep work.

In the specific area of supported employment, no consumers reported this as an area of need or had advice for the Commission in this area. Staff cited supported employment as an area that needed additional focus and improvement on par with many other services, but not better or worse than many other services offered. Key informants did cite supported employment as an area that was very important and needed improvement. A couple of comments from key informants in supported employment were:

- Having significant additional disabilities means that support will always be needed at some level for success in employment. That initial one on one support can be phased out to minimal assistance of coworkers if training is thorough and over a lengthy period. Supported employment encourages communication and understanding.
- Many students learn by repetition. If a job coach was available to demonstrate and observe, students would find more success because it would become their routine.

Individuals with disabilities who are minorities and individuals with disabilities who have been unserved or underserved by the vocational rehabilitation program

Across the RSA data reports, consumer, staff, pre-ETS and employer surveys, the ethnic diversity of the consumers served is on par with the demographics for the state of Nebraska. The RSA closure data 85.7% of consumers were of white or Caucasian origin, another 14.2% reported being African American, while Asian and Native American were less than one percent. Across these categories, 4.7% reported being of Hispanic. According to the consumer survey, which was entirely voluntary, the ethnic composition was 45 individuals who were white or Caucasian (83.33%), three were African American (5.56%), two were Hispanic or Latino (3.7%), one Native American (1.85%) and three who preferred not to answer (5.56%). These data are similar to the population data for Nebraska and so the rates of service seem to be on par.

When staff were asked about their effectiveness in working with underserved populations, many felt that the needs of this group are the same as the needs for all other consumers; however, they felt that the Native American population, recent African immigrants, non-English speaking persons and the older blind were particularly vulnerable and needed additional support. When staff were asked what the Commission could do better to meet this need, the largest consensus revolved around the need for additional staff training on serving these populations.

Individuals with disabilities served through other components of the statewide workforce development system

When key informants were asked what the Commission could do more of to increase their presence or use of other statewide Workforce components, they stated:

- Host a program for employers, create a video or pamphlet of blind people of Nebraska performing their jobs independently or with accommodations.
- Partnerships with Region V and other agencies. Try to be respectful of the complicated relationships between all the agencies.
- transportation especially in rural areas.

Youth with disabilities, and students with disabilities, including their need for pre-employment transition services

NCBVI maintains an active database of all consumers being served, including those of Pre-Employment Transition Service (Pre-ETS) age. In PY 2018 NCBVI had 144 youth on its Pre-ETS caseload, who were an average of 16.44 years of age (SD=2.06), ranging from 12.58 to 21.22 years. These youth included 70 females (48.61%) and 73 males (50.69%). All

these youth had an active service plan, and NCBVI also reported on 100 youth who had a Pre-ETS service plan but are no longer in that status. Of those youth, 48% had obtained a rehabilitation outcome.

As part of this comprehensive statewide needs assessment, two specific surveys were conducted to determine the extent to which NCBVI was meeting the needs of this population, one on the pre-ETS youth themselves and the second of key informants. On the Pre-ETS service, the sample consisted of 19 youth who reported an average age of 18.05 years (SD=3.26), ranging from 15 to 26 years. These youth were 13 females (65.00%) and seven males (35.00%), who were 16 White or Caucasian (80.00%), two Asian American, Asian (10.00%) and two Hispanic, Latino (including Puerto Rican) (10.00%). This group mostly had visual acuity of legal blindness or less, as follows: 20/200 or better (n=10, 62.50%); 20/200-20/400 (n=2, 12.50%), 20/400-20/800 (n=11, 6.25%), 20/800 or worse, but could count fingers (n=2, 12.50%), totally blind (n=1, 6.25%). All youth reported having no additional disabilities. When asked about their satisfaction with services provided, the vast majority (85%) said they were satisfied. Yet, individual comments indicate areas of need that youth or their parents felt needed to be addressed.

The Key Informants survey consisted entirely of parents, teachers or special educators for youth. A summary of the major themes noted by key informants related to the existing need were:

- help with transition into adulthood.
- Services in rural areas
- I think there is a gap for services for kids with multiple special needs. Our son is blind (ROP Stage V & has Autism).
- transition and inclusion with their typical peers

In summary, the Nebraska Commission for the Blind and Visually Impaired has demonstrated a long and strong track record of effectively serving the blind and visually impaired residents of Nebraska. The number of consumers served has increased faster than the population would indicate, the numbers closed with employment outcomes has increased, and the provision of services to transition age youth is on par. Nevertheless, the data demonstrate continued need for staff training, especially in the areas of serving underserved populations, increased programming for transition-age youth, and increased focus on utilizing other areas of the workforce to help in the rehabilitation process. All of these data are reported in detail in the subsequent sections.

2. *An evaluation of the extent to which the Supported Employment program goals described in the Supported Employment Supplement for the most recent program year were achieved. The evaluation must:*

A. *Identify the strategies that contributed to the achievement of the goals*

The primary goal for the SE Program is to develop supported employment opportunities for persons who experience a significant secondary disability (i.e., developmental disability, acquired brain injury, mental illness, or other significant disability limiting a person's ability to maintain competitive employment without ongoing support).

An agreement with the Nebraska Health and Human Services System provides the expertise and resources, including ongoing support, to develop and sustain individualized services. Each individual with a developmental disability has a case manager service coordinator, employed by the Nebraska Health and Human Services, Division of Developmental Disabilities (NHHS–DDD). The case service coordinator is responsible for developing an Individual Service Plan (ISP) for each client. When supported employment services are involved, NCBVI provides incentive payments at specific intervals (start of job search, start of employment, stabilization, maintenance, and start of long-term support.). This arrangement is in accordance with the “milestones” model used by Nebraska VR General to serve mutual clients interested in supported employment services shared with NDHHS–DDD.

Blind and visually impaired individuals with mental health issues, acquired brain injury, or other significant disabilities with onset of disability occurring after the age of 21 may also be candidates for SE services, and NCBVI is exploring ways to expand SE opportunities with these individuals through partnerships with relevant state agencies and non-profit SE service providers.

NCBVI works to enhance the potential to achieve employment outcomes in cases that often require maximizing resources and creativity. SE funds are utilized for training of clients who are Deaf–Blind or have other multiple disabilities. As appropriate, some clients are referred to the Helen Keller National Center (HKNC) for intensive training, not available in Nebraska. In recent years, there have been more Deaf–Blind individuals who have personal goals to become employed, who qualify for Supported Employment and for whom Supported Employment is indicated. In addition to the actual job coaching and ongoing supports, it is crucial for such individuals to enhance their capabilities for productive lives.

B. Describe the factors that impeded the achievement of the goals and priorities

As outreach efforts are made to behavioral health agencies, resistance has been encountered to working with NCBVI. We believe that this is due in part to a general lack of understanding about NCBVI being the entity responsible for funding Supported Employment services for the blind. That is, that NCBVI is the same as Nebraska VR General in this regard. We believe that ignorance and lack of information about blindness also contributes to the hesitation experienced by other human service professionals unfamiliar with blind people. NCBVI field staff continue doing outreach work with other state agencies; as well as bringing health professionals to tour our Training Center and anticipate that this will lead to more interaction between our two agencies. To that end, efforts to educate behavioral health and other human service professionals will continue.

3. The VR program's performance on the performance accountability indicators under section 116 of WIOA

Analyses of performance accountability indicators under section 116 of WIOA have started to be collected based on quarters after closure. Highlights of data so far include For PY 2020, we reported 121 measurable skill gains and had 21 clients who had the same employer in the 2nd and 4th quarter after exit. Also, according to our Statewide Needs Assessment survey results regarding current employment situation, 16 were employed full time (27.12%), nine were employed part time (15.25%), ten were self-employed or independent contractors (16.95%), six were college or vocational students (10.17%), one was retired (1.69%), 16 were unemployed (27.12%), and one was volunteering part or full time (1.69%). For those who reported some level of employment, when asked how many years they had been at their current job, 34 individuals responded, stating an average of 5.41 years (SD=5.86), ranging from three months up to 28 years.

4. How the funds reserved for innovation and expansion (I&E) activities were utilized

In PY 2018, NCBVI utilized I&E funds (\$28,999) to pay for maintenance and update for AWARE, the client data management system produced by Alliance Enterprises. NCBVI also has a contract for PY 2021 (\$145,040) with Alliance Enterprises to expand the AWARE system to include a financial interface so all the client's expenditures can be track with all the client's services.

q. Quality, Scope, and Extent of Supported Employment Services

Include the following:

1. The quality, scope, and extent of supported employment services to be provided to individuals with the most significant disabilities, including youth with the most significant disabilities

Supported Employment (SE) is an employment option available to individuals with the most significant disabilities receiving services from NCBVI. An individual with the most significant disability is defined in rule (Title 192 Nebraska Administrative Code, Chapter 1) as an individual with a severe visual impairment or combination of visual, physical, or mental impairments which profoundly limits one or more functional capacities (such as mobility, communication, self-care, self-direction, interpersonal skills, work tolerance, or work skills) in terms of an employment outcome; and an individual whose vocational rehabilitation can be expected to require extensive or intensive SE services.

NCBVI provides financial support of SE services using Title IV Subtitle B funds only if the placement is expected to meet the following conditions:

- The placement is community-based.
- The consumer is integrated into the workforce with other non-disabled individuals.
- The consumer earns at least minimum wage.
- The need for ongoing support is expected to continue indefinitely.

NCBVI works in partnership with the Department of Health and Human Services–Division of Developmental Disabilities (NDHHS–DDD) in the provision of SE services to blind and visually impaired individuals with developmental disabilities. Each individual with a developmental disability has a case service coordinator, employed by NDHHS–DDD. The case service coordinator is responsible for developing an Individualized Service Plan (ISP) for each client. When supported employment services are involved, NCBVI provides incentive payments at specific intervals (start of job search, start of employment, stabilization, maintenance, and start of long-term support.). This arrangement is in accordance with the “milestones” model used by Nebraska VR General to serve mutual SE clients shared with NDHHS–DDD.

Collaborative working relationships with state agencies and service providers are currently being explored to extend SE service opportunities to blind and visually impaired consumers with acquired brain injury, mental health conditions, autism,

or other significant secondary disabilities. These agencies or service providers include the Nebraska Department of Behavioral Health, the Nebraska Mental Health Association, and Autism Center of Nebraska.

A small number of blind and visually impaired consumers with significant, non–developmental secondary disabilities occurring after age 21 might benefit from SE services. Generally, however, if the individual has a secondary disability other than a significant behavioral health condition or autism, there may not be a source of ongoing financial support for SE services extending beyond the time allowed for NCBVI support. In such cases, the Deputy Director of Services and the immediate supervisor of field services works with the NCBVI Counselor involved to identify possible resources for the ongoing support, such as developing a PASS (Plan to Achieve Self Sufficiency) or personal resources. The Deputy Director also provides statewide training and information to NCBVI personnel regarding the SE program.

NCBVI has service contracts with a number of providers in the Nebraska Developmental Disabilities system and with private providers of job coaching and related services. Contracts are developed on behalf of individuals with the most significant disabilities with both private and public providers who are actively seeking suitable work placements for them in integrated settings. We expect to provide SE services to approximately 80 clients in PY 2021.

2. The timing of transition to extended services

NCBVI Supported Employment clients are transitioned to extended services provided by other public agencies, non-profit organizations, employers, natural supports or other entities. Extended services can be funded to youth with the most significant disabilities for up to 48 months or until the client turns 25. The transition to extended services is based upon a) substantial progress made toward hours per week goal in the IPE, b) the client is stabilized on the job, and c) that extended services will be available and provided without a break in services.

Vocational Rehabilitation (Blind) Certifications

States must provide written and signed certifications that:

- 1. The (enter the name of designated State agency or designated State unit, as appropriate,) is authorized to submit the VR services portion of the Unified or Combined State Plan under title I of the Rehabilitation Act of 1973 (Rehabilitation Act), as amended by WIOA[14], and its supplement under title VI of the Rehabilitation Act[15];*

Enter the name of designated State agency or designated State unit, as appropriate

Nebraska Commission for the Blind and Visually Impaired

- 2. As a condition for the receipt of Federal funds under title I of the Rehabilitation Act for the provision of VR services, the (enter the name of designated State agency)[16] agrees to operate and administer the State VR Services Program in accordance with the VR services portion of the Unified or Combined State Plan[17], the Rehabilitation Act, and all applicable regulations[18], policies, and procedures established by the Secretary of Education. Funds made available under section 111 of the Rehabilitation Act are used solely for the provision of VR services and the administration of the VR services portion of the Unified or Combined State Plan;*

Enter the name of designated State agency

Nebraska Commission for the Blind and Visually Impaired

- 3. As a condition for the receipt of Federal funds under title VI of the Rehabilitation Act for supported employment services, the designated State agency agrees to operate and administer the State Supported Employment Services Program in accordance with the supplement to the VR services portion of the Unified or Combined State Plan[19], the Rehabilitation Act, and all applicable regulations[20], policies, and procedures established by the Secretary of Education. Funds made available under title VI are used solely for the provision of supported employment services and the administration of the supplement to the VR services portion of the Unified or Combined State Plan;*
- 4. The designated State agency and/or the designated State unit has the authority under State law to perform the functions of the State regarding the VR services portion of the Unified or Combined State Plan and its supplement;*
- 5. The State legally may carry out each provision of the VR services portion of the Unified or Combined State Plan and its supplement.*

6. *All provisions of the VR services portion of the Unified or Combined State Plan and its supplement are consistent with State law.*
7. *The (enter the name of authorized representative below) has the authority under State law to receive, hold, and disburse Federal funds made available under the VR services portion of the Unified or Combined State Plan and its supplement;*

Enter the name of authorized representative below

Carlos Serván

8. *The (enter the title of authorized representative below) has the authority to submit the VR services portion of the Unified or Combined State Plan and the supplement for Supported Employment services;*

Enter the title of authorized representative below

Executive Director

9. *The agency that submits the VR services portion of the Unified or Combined State Plan and its supplement has adopted or otherwise formally approved the plan and its supplement.*

Footnotes

[14] Public Law 113-128.

[15] Unless otherwise stated, "Rehabilitation Act" means the Rehabilitation Act of 1973, as amended by WIOA, signed into law on July 22, 2014.

[16] All references in this plan to "designated State agency" or to "the State agency" relate to the agency identified in this paragraph.

[17] No funds under title I of the Rehabilitation Act may be awarded without an approved VR services portion of the Unified or Combined State Plan in accordance with section 101(a) of the Rehabilitation Act.

[18] Applicable regulations, in part, include the Education Department General Administrative Regulations (EDGAR) in 34 CFR parts 76, 77, 79, 81, and 82; 2 CFR part 200 as adopted by 2 CFR part 3474; and the State VR Services program regulations.

[19] No funds under title VI of the Rehabilitation Act may be awarded without an approved supported employment supplement to the VR services portion of the Unified or Combined State Plan in accordance with section 606(a) of the Rehabilitation Act.

[20] Applicable regulations, in part, include the citations in footnote 6.

Certification Signature

Signatory information	Enter Signatory information in this column
Name of Signatory	Carlos Servan
Title of Signatory	Executive Director
Date Signed	March 23, 2022

Assurances

The designated State agency or designated State unit, as appropriate and identified in the State certifications included with this VR services portion of the Unified or Combined State Plan and its supplement, through signature of the authorized individual, assures the Commissioner of the Rehabilitation Services Administration (RSA), that it will comply with all of the requirements of the VR services portion of the Unified or Combined State Plan and its supplement, as set forth in sections 101(a) and 606 of the Rehabilitation Act. The individual authorized to submit the VR services portion of the Unified or Combined State Plan and its supplement makes the following assurances: The State Plan must provide assurances that:

<i>The State Plan must include</i>	Include
<i>1. Public Comment on Policies and Procedures: The designated State agency assures it will comply with all statutory and regulatory requirements for public participation in the VR Services Portion of the Unified or Combined State Plan, as required by section 101(a)(16)(A) of the Rehabilitation Act.</i>	
<i>2. Submission of the VR services portion of the Unified or Combined State Plan and Its Supplement: The designated State unit assures it will comply with all requirements pertaining to the submission and revisions of</i>	

<i>The State Plan must include</i>	Include
<i>the VR services portion of the Unified or Combined State Plan and its supplement for the State Supported Employment Services program, as required by sections 101(a)(1), (22), (23), and 606(a) of the Rehabilitation Act; section 102 of WIOA in the case of the submission of a unified plan; section 103 of WIOA in the case of a submission of a Combined State Plan; 34 CFR 76.140.</i>	
<i>3. The designated State agency or designated State unit, as appropriate, assures it will comply with the requirements related to: Administration of the VR services portion of the Unified or Combined State Plan:</i>	
<i>3.a. The establishment of the designated State agency and designated State unit, as required by section 101(a)(2) of the Rehabilitation Act</i>	
<i>3.b. The establishment of either a State independent commission or State Rehabilitation Council, as required by section 101(a)(21) of the Rehabilitation Act. The designated State agency or designated State unit, as applicable (A or B must be selected):</i>	
<i>3.b.(A) "is an independent State commission" (Yes/No)</i>	Yes
<i>3.b.(B) "has established a State Rehabilitation Council" (Yes/No)</i>	No
<i>3.c. Consultations regarding the administration of the VR services portion of the Unified or Combined State Plan, in accordance with section 101(a)(16)(B) of the Rehabilitation Act</i>	
<i>3.d. The financial participation by the State, or if the State so elects, by the State and local agencies, to provide the amount of the non-Federal share of the cost of carrying out the VR program in accordance with section 101(a)(3)</i>	
<i>3.e. The local administration of the VR services portion of the Unified or Combined State Plan, in accordance with section 101(a)(2)(A) of the Rehabilitation Act. Select yes or no, as appropriate, to identify if the designated State agency allows for the local administration of VR funds (Yes/No)</i>	No
<i>3.f. The shared funding and administration of joint programs, in accordance with section 101(a)(2)(A)(ii) of the Rehabilitation Act. Select yes or no, as appropriate, to identify if the designated State agency allows for the shared funding and administration of joint programs (Yes/No)</i>	No
<i>3.g. Statewideness and waivers of statewideness requirements, as set forth in section 101(a)(4) of the Rehabilitation Act. Is the designated State agency requesting or maintaining a waiver of statewideness for one or more services provided under the VR services portion of the Unified or Combined State Plan? (Yes/No) See Section 2 of this VR services portion of the Unified or Combined State Plan</i>	No
<i>3.h. The descriptions for cooperation, collaboration, and coordination, as required by sections 101(a)(11) and (24)(B); and 606(b) of the Rehabilitation Act</i>	
<i>3.i. All required methods of administration, as required by section 101(a)(6) of the Rehabilitation Act</i>	
<i>3.j. The requirements for the comprehensive system of personnel development, as set forth in section 101(a)(7) of the Rehabilitation Act</i>	
<i>3.k. The compilation and submission to the Commissioner of statewide assessments, estimates, State goals and priorities, strategies, and progress reports, as appropriate, and as required by sections 101(a)(15), 105(c)(2), and 606(b)(8) of the Rehabilitation Act</i>	
<i>3.l. The reservation and use of a portion of the funds allotted to the State under section 110 of the Rehabilitation Act for the development and implementation of innovative approaches to expand and improve the provision of VR services to individuals with disabilities, particularly individuals with the most significant disabilities</i>	
<i>3.m. The submission of reports as required by section 101(a)(10) of the Rehabilitation Act</i>	
<i>4. Administration of the Provision of VR Services: The designated State agency, or designated State unit, as appropriate, assures that it will:</i>	
<i>4.a. Comply with all requirements regarding information and referral services in accordance with sections 101(a)(5)(D) and (20) of the Rehabilitation Act</i>	
<i>4.b. Impose no duration of residence requirement as part of determining an individual's eligibility for VR services or that excludes from services under the plan any individual who is present in the State in accordance with section 101(a)(12) of the Rehabilitation Act</i>	
<i>4.c. Provide the full range of services listed in section 103(a) of the Rehabilitation Act as appropriate to all eligible individuals with disabilities in the State who apply for services in accordance with section 101(a)(5) of the Rehabilitation Act? (Yes/No)</i>	Yes
<i>4.d. Determine whether comparable services and benefits are available to the individual in accordance with section 101(a)(8) of the Rehabilitation Act</i>	
<i>4.e. Comply with requirements regarding the provisions of informed choice for all applicants and eligible individuals in accordance with section 102(d) of the Rehabilitation Act</i>	
<i>4.f. Comply with requirements regarding the provisions of informed choice for all applicants and eligible individuals in accordance with section 102(d) of the Rehabilitation Act</i>	

<i>The State Plan must include</i>	Include
4.g. Provide vocational rehabilitation services to American Indians who are individuals with disabilities residing in the State, in accordance with section 101(a)(13) of the Rehabilitation Act	
4.h. Comply with the requirements for the conduct of semiannual or annual reviews, as appropriate, for individuals employed either in an extended employment setting in a community rehabilitation program or any other employment under section 14(c) of the Fair Labor Standards Act of 1938, as required by section 101(a)(14) of the Rehabilitation Act	
4.i. Meet the requirements in sections 101(a)(17) and 103(b)(2) of the Rehabilitation Act if the State elects to construct, under special circumstances, facilities for community rehabilitation programs	
4.j. With respect to students with disabilities, the State,	
4.j.i. Has developed and will implement,	
4.j.i.I. Strategies to address the needs identified in the assessments; and	
4.j.i.II. Strategies to achieve the goals and priorities identified by the State, to improve and expand vocational rehabilitation services for students with disabilities on a statewide basis; and	
4.j.ii. Has developed and will implement strategies to provide pre-employment transition services (sections 101(a)(15) and 101(a)(25))	
5. Program Administration for the Supported Employment Title VI Supplement:	
5.a. The designated State unit assures that it will include in the VR services portion of the Unified or Combined State Plan all information required by section 606 of the Rehabilitation Act	
5.b. The designated State agency assures that it will submit reports in such form and in accordance with such procedures as the Commissioner may require and collects the information required by section 101(a)(10) of the Rehabilitation Act separately for individuals receiving supported employment services under title I and individuals receiving supported employment services under title VI of the Rehabilitation Act	
5.c. The designated state unit will coordinate activities with any other State agency that is functioning as an employment network under the Ticket to Work and Self-Sufficiency program under Section 1148 of the Social Security Act	
6. Financial Administration of the Supported Employment Program:	
6.a. The designated State agency assures that it will expend no more than 2.5 percent of the State's allotment under title VI for administrative costs of carrying out this program; and, the designated State agency or agencies will provide, directly or indirectly through public or private entities, non-Federal contributions in an amount that is not less than 10 percent of the costs of carrying out supported employment services provided to youth with the most significant disabilities with the funds reserved for such purpose under section 603(d) of the Rehabilitation Act, in accordance with section 606(b)(7)(G) and (H) of the Rehabilitation Act	
6.b. The designated State agency assures that it will use funds made available under title VI of the Rehabilitation Act only to provide supported employment services to individuals with the most significant disabilities, including extended services to youth with the most significant disabilities, who are eligible to receive such services; and, that such funds are used only to supplement and not supplant the funds provided under Title I of the Rehabilitation Act, when providing supported employment services specified in the individualized plan for employment, in accordance with section 606(b)(7)(A) and (D), of the Rehabilitation Act	
7. Provision of Supported Employment Services:	Yes
7.a. The Designated State Agency Assures That it Will Provide Supported Employment Services as Defined in Section 7(39) of the Rehabilitation Act	
7.b. The designated State agency assures that:	
7.b.i. The comprehensive assessment of individuals with significant disabilities conducted under section 102(b)(1) of the Rehabilitation Act and funded under title I of the Rehabilitation Act includes consideration of supported employment as an appropriate employment outcome, in accordance with the requirements of section 606(b)(7)(B) of the Rehabilitation Act	
7.b.ii. An individualized plan for employment that meets the requirements of section 102(b) of the Rehabilitation Act, which is developed and updated with title I funds, in accordance with sections 102(b)(3)(F) and 606(b)(6)(C) and (E) of the Rehabilitation Act	

Vocational Rehabilitation Program Performance Indicators

Performance Goals for the Core Programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as “baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit);*
- *Credential Attainment Rate; and*
- *Measurable Skill Gains*

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit); and*
- *Median Earnings (Second Quarter after Exit)*

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit); and*
- *Credential Attainment Rate*

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	45.0%	60.5%	46.0%	61.5%
Employment (Fourth Quarter After Exit)	40.0%	60.0%	41.0%	61.0%
Median Earnings (Second Quarter After Exit)	\$5,000.00	\$5,058.00	\$5,500.00	\$5,500.00
Credential Attainment Rate	25.0%	31.8%	26.0%	32.8%
Measurable Skill Gains	43.0%	61.5%	44.0%	62.5%
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹

¹ "Effectiveness in Serving Employers" is still being developed and this data will not be entered in the 2022 State Plan modifications.

VII. Program-Specific Requirements for Combined State Plan Partner Programs

States choosing to submit a Combined State Plan must provide information concerning the six core programs—the Adult program, Dislocated Worker program, Youth program, Wagner-Peyser Act program, Adult Education and Family Literacy Act program, and the Vocational Rehabilitation program— and also submit relevant information for any of the eleven partner programs it elects to include in its Combined State Plan. When a State includes a Combined State Plan partner program in its Combined State Plan, it need not submit a separate plan or application for that particular program. 24 If included, Combined State Plan partner programs are subject to the “common planning elements” in Sections II-IV of this document, where specified, as well as the program-specific requirements for that program.

[24] States that elect to include employment and training activities carried out under the Community Services Block Grant (CSBG) Act (42 U.S.C. 9901 et seq.) under a Combined State Plan would submit all other required elements of a complete CSBG State Plan directly to the Federal agency that administers the program. Similarly, States that elect to include employment and training activities carried by the Department of Housing and Urban Development would submit all other required elements of a complete State Plan for those programs directly to the Federal agency that administers the program.

Temporary Assistance for Needy Families (TANF)

States that include TANF in the Combined State Plan must outline how the State will meet the requirements of section 402 of the Social Security Act including how it will:

(OMB Control Number: 0970-0145)

a. Conduct a program designed to serve all political subdivisions in the State (not necessarily in a uniform manner) that provides assistance to needy families with (or expecting) children and provides parents with job preparation, work, and support services to enable them to leave the program, specifically cash assistance, and become self-sufficient (section 402(a)(1)(A)(i) of the Social Security Act)

- Nebraska will continue to serve families who are Nebraska residents and:
- Are composed of either one or two parents; or
- Specified relatives, conservator, or guardian; and
- Who are expecting their first child to be born within the next 90 days; or
- Who care for children under the age of 18; or
- Up to age 19 if still in secondary school or participating in Employment First after dropping out of school; and,
- Whose family's income and resources meet the current means test. Nebraska will operate a statewide program which provides temporary financial assistance for needy families with minor children and a mandatory work program known as the Employment First Program.

Eligibility for TANF

Nebraska's TANF cash assistance program is called Aid to Dependent Children (ADC). Eligibility is limited to needy families with dependent children or parent(s) with an unborn child in the final trimester. A needy family is defined as a family consisting of children who are living in the home of a relative, guardian, or conservator unless removed from that home by judicial determination and whose income and resources are below the standards which are applied on a statewide basis.

Usually, the child shares the same household with the parent, relative, guardian, or conservator. However, a home is considered to exist as long as the parent or relative exercise responsibility for the care and control of the child, even though circumstances may require the temporary absence of from the customary family setting. Allowable absences include:

- A child receiving medical care or education which requires the child to live away from the home.
- A child out of the home for a visit not to exceed three months.
- Emergency situations that deprive the child of a parent, relative, guardian, or conservator's care (may not continue beyond three months except in case of extended hospitalization).

If the child is living with a relative, the relative must be a father, mother, grandfather, grandmother, brother, sister, stepfather, stepmother, stepbrother, stepsister, uncle, aunt, first cousin, second cousin, nephew, or niece. These relatives may be half blood, related by adoption, or from a preceding generation. A child may also live with the spouse of any persons previously named even after death or divorce has terminated the marriage. The child may also live with a court appointed guardian or conservator.

The needs of the parent(s), needy caretaker relative, guardian or conservator may be included in the ADC financial payment. To be eligible they shall:

- Assign support rights to DHHS;
- Cooperate with the Child Support Enforcement Unit;
- Live with the child in a place of residence they maintain;
- Be in need, as determined by assistance requirements and standards;
- Cooperate in developing and completing a Self-Sufficiency Contract; and,
- Not be eligible for the Aid to the Aged, Blind and Disabled (AABD) program.

If there is more than one child in the household of a non-relative, all children for whom assistance is requested must be included in a single grant unit and budgeted accordingly. Deprivation of parental support or care is not an eligibility requirement. Unmarried parents living together as a family shall be considered a family unit when paternity for the child(ren) has been acknowledged or established. When unmarried parents are living as a family, and one parent is ineligible, the ineligible parent and their child(ren) are not included in the ADC unit. If otherwise financially eligible, the other parent, and any children not shared with the ineligible parent, may continue to receive ADC cash assistance.

Eligibility for ADC cash assistance must be redetermined every six months. A family will be eligible for financial assistance and services if:

- The family's countable income is under the standards in effect on July 1, 2013, adjusted biennially using the Consumer Price Index (CPI) for the previous two years; and,
- Countable resources do not exceed \$4,000 for a single individual and \$6,000 for two or more.

Any person convicted in federal or state court of having fraudulently misrepresented their residence in order to obtain assistance in two or more states is ineligible for ADC cash assistance for ten years from the date of conviction.

An individual is ineligible for ADC cash assistance during any period in which the individual is:

- Fleeing to avoid prosecution or custody or confinement after conviction for a crime or attempt to commit a crime that is a felony under the law of the place from which the individual is fleeing; or
- Violating a condition of federal or state probation or parole.

An individual who commits any offense after August 22, 1996, which is classified as a felony and which has as an element the possession, use, or distribution of a controlled substance and is convicted under federal or state law after August 22, 1996, is permanently ineligible to be included in the ADC cash assistance unit.

As a condition of eligibility for ADC cash assistance, a client determined to be a work-eligible individual and subject to Employment First participation must complete their Employment First Self-Sufficiency Contract before the family can be determined eligible to receive ADC cash assistance. If a client does not cooperate in developing and completing an Employment First Self-Sufficiency Contract, the family is ineligible for ADC cash assistance.

Benefits

Effective September 1, 2015 the maximum amount of ADC cash assistance provided will be fifty-five percent (55%) of the ADC Standard of Need based on the number of eligible members in the unit. ADC cash assistance eligibility is determined in two steps; the first step is determining initial eligibility during the application process. If the unit is found eligible during step one, the second step is determining the unit's grant amount or ongoing grant eligibility. Once a unit is found eligible during step one, they are not again subjected to step one unless a financially responsible adult is being added to the unit.

1. Determining eligibility during the initial application process, or when adding a financially responsible individual to an existing ADC unit, consists of the following steps:
 - a. Calculate total gross earned income;
 - b. Subtract 20 percent of total gross earned income;
 - c. Subtract childcare expense paid out-of-pocket;
 - d. The result after step C is the net (countable) earned income.
 - e. Compare the result of step D to the appropriate standard of need;
 - f. If the result of step D is less than the appropriate standard of need, proceed to #2. If the result of step D is greater than or equal to the standard of need, proceed to step G.
 - g. If during the initial application process, deny the application. If when adding a financially responsible individual to an existing ADC unit, determine eligibility for transitional benefits.
2. Determining ongoing eligibility will consist of the following steps:
 - a. Calculate total gross earned income;
 - b. Subtract 50 percent of total gross earned income;
 - c. Subtract childcare expense paid out-of-pocket;
 - d. The result of step C is the net (countable) earned income.
 - e. Subtract the net (countable) earned income from the appropriate Standard of Need;
 - f. Compare the result of step E to the appropriate payment standard and show lower amount;
 - g. Subtract unearned income from the amount shown in step F; and,
 - h. The result of step G is the amount of the grant.

ADC cash assistance is time-limited for families that include an adult or minor parent who meets the federal definition of a work-eligible individual. Families subject to the time limit may receive an ADC cash payment for which they are eligible for a total of 60 months in a lifetime. The 60-month lifetime limit begins with the first month the family is determined to be eligible for and receives ADC cash assistance.

Childcare assistance may be available at no cost to families receiving ADC cash assistance or whose gross earned, and unearned income, is at or below 100 percent of the Federal Poverty Level. Families whose incomes are above the current income standard for the full Child Care Subsidy program may be eligible for a partial subsidy if their gross earned and

unearned income is at or below 185 percent of the Federal Poverty Level. Families must show a need for receiving Child Care Subsidy, such as but not limited to; job search, employment, education, and training, incapacitated parent, and need to obtain medical care. A family who is receiving ADC, including a family where one or more members are not included in the ADC unit because of receipt of Supplemental Security Income (SSI)/AABD are eligible for childcare at no cost.

Transitional benefits

An ADC case may receive up to five transitional cash payments, each payment being equal to one-fifth of the ADC Payment Standard for the family's size at the time the family becomes ineligible for an ADC cash payment, if:

1. The unit lost eligibility for an ADC cash payment because of increased earnings or increased hours of employment of the parent or needy caretaker relative or guardian or conservator.
2. The unit meets the requirements to qualify for Transitional Medical Assistance.
3. The unit must have lost eligibility for an ADC cash payment in the month immediately preceding the first month of eligibility for the transitional cash payment.
4. In order to continue to receive transitional cash payments for the full five-month period, the family must meet the following requirements:
 - a. The family's earned income cannot exceed 185 percent of the Federal Poverty Level for the family's size;
 - b. The parent or needy caretaker relative or guardian or conservator must be employed;
 - c. The family continues to reside in the State of Nebraska;
 - d. The family must continue to include a dependent child; and
 - e. The family must remain ineligible to receive an ADC cash payment.

Transitional cash payments will be funded with state dollars only. The state general funds used for transitional cash payments will apply towards Nebraska's Maintenance-of-Effort requirement. This additional cash benefit was created effective October 1, 2007.

A family whose income exceeds 185 percent of the Federal Poverty Level may receive Child Care until the family's income exceeds 85 percent of the State Median Income during the eligibility period or 200 percent of the Federal Poverty Level at redetermination.

Employment First

ORIENTATION ASSESSMENT/SELF-SUFFICIENCY CONTRACT. The orientation is done as an introduction to the Employment First program and the comprehensive assets assessment. The orientation highlights the responsibilities the client will be expected to fulfill if they become eligible for ADC cash assistance. The orientation also provides the client with detailed information regarding all Employment First requirements, program expectations, participation options, services, and time limits. An assessment will be completed with each participant. The purpose of the assessment is to gather and organize information about the participant's skills, aptitudes, strengths, interests, goals, prior work experience, family circumstances, and employability. The assessment is an ongoing process. Reassessment occurs when a participant's circumstances change when they are not able to continue forward movement in the activities included in their Self-Sufficiency Contract, or at any time the case manager or the participant determines it is necessary.

Based on the results of the assessment, an individualized Self-Sufficiency Contract, which incorporates a detailed Service Plan, will be developed. The Contract will stress urgent action toward economic independence. It will outline and define both DHHS' responsibilities and the family's responsibilities. The Service Plan will be used as a flexible tool. If the participant is not achieving progress in their Contract, it will be evaluated and changed accordingly.

Supportive Services

Supportive Services will be provided to the extent determined necessary to permit the individual to participate in any Employment First approved work activity, including the administrative process of orientation, assessment, self-sufficiency planning, and Self-Sufficiency Contract development, if no other source is available. Case management and necessary supportive services may be provided for the duration of the client's participation in all Employment First approved work activities and, if needed, after the loss of eligibility for ADC cash assistance due to earned income, and if the individual was either cooperating with or participating in Employment First at the time.

1. Extended Employment First Supportive Services can be provided for up to three months for all approved work activities included in the participant's Self-Sufficiency Contract; and
2. Transitional Employment First Supportive Services can be provided for up to six months if the Supportive Services are determined as necessary and critical for maintaining or retaining the participant's employment.

Supportive Services include the following:

Clothing. The purchase of clothing necessary for the individual to effectively participate in any of their approved component activities, including employment, may be approved.

1. Expenses for Education and Training. The participant must apply for student financial aid before Job Skills Training, Vocational Training, or Post-Secondary Education can be approved and included in the Self-Sufficiency Contract unless the program is not eligible for student financial aid or the participant has other financial resources available to pay for the cost of training.
 - a. Certification Programs. Expenses related to training programs not covered by student financial aid can be considered if there is no other source of payment.
 - b. Adult Education Programs. The registration fee for all approved adult education programs may be authorized.
2. Employment Expenses. Expenses necessary and required for employment, such as uniforms, special clothing, or tools, may be authorized. There must be verification from the employer indicating the items required are required for employment. Transportation expenses may be provided until the participant receives their first full paycheck from their job. Expenses related to the start-up or development of a business are not allowed.
3. Medical Services. Employment-related medical services not covered by Medicaid may be authorized if they are necessary for the client to participate in Employment First activities or accept employment. The participant must have cooperated to establish Medicaid eligibility. Medical services are authorized at Medicaid rates.
4. Relocation. Expenses related to relocation may be authorized if necessary for the participant to accept employment or participate in an education or training activity. In order to have such expenses authorized it must not be feasible for the participant to commute on a daily basis.
5. Transportation. DHHS may authorize payment for transportation to enable a participant to participate in any Employment First component. Bus tokens or tickets, commercial transportation, gasoline vouchers, car repairs, and relocation assistance are some examples of transportation services that can be provided. Public transportation must be used when available.
6. Vehicle Repairs. Allowable repairs are those that are necessary for the vehicle to be in safe and reliable operating condition. Cosmetic repairs cannot be authorized. Repairs cannot be authorized if the cost of all repairs during a 12 month period exceeds the value of the vehicle.
 - a. Vehicle Purchase. The purchase of an automobile is allowed for participants who have gained permanent employment for 30 or more hours per week and no other transportation is available. There must be verification that the employment is a permanent position and the participant will be working 30 or more hours per week. There must also be documentation that the participant has a valid driver's license. The purchase price is limited to \$2,000.
 - b. Vehicle loan payment. Vehicle payments can be authorized one time in a 12 month period if the participant has a notice of repossession and the payment will resolve the emergency.
 - c. Commercial Transportation. Commercial transportation can only be authorized for up to four weeks in a 12 month period.
 - d. Fuel and Oil. Fuel can be provided for transportation to and from the individual's home and the approved activity site. This includes transporting children to and from their childcare provider or school if childcare transportation by the childcare provider or school is not available. There must be documentation that the participant has a valid driver's license, and current insurance and registration for the vehicle being used. An unlicensed participant may receive a gas voucher if they are going to use it as a contribution to a carpool or to someone else who is providing them transportation for Employment First purposes. Fuel should not be authorized for participants engaged in AmeriCorps or Federal work study because stipends from these programs are intended to cover transportation expenses.
 - e. Vehicle Registration. Up to \$500 of the cost of registering a participant's vehicle is allowed if the vehicle is required for participation. The cost of specialty license plates must not be authorized. There must be documentation that the participant has a valid driver's license and insurance.
 - f. Insurance. Payment of vehicle insurance is limited to a one-time three month premium for basic liability coverage. Full coverage is allowed if the vehicle has a lien on it and the lender requires full coverage. The participant must be the owner of the vehicle.
 - g. Driver's License. The cost of reinstating a driver's license is allowed unless the loss was due to driving while intoxicated or under the influence of drugs.
 - h. Exempt Public Transportation. Exempt Public Transportation must be utilized prior to all other Transportation if available and appropriate for the participant's circumstances.

Safety and in-home services

DHHS will use TANF funds to support an array of services to assist needy families with children so that children can be cared for in their own homes by DHHS, Division of Children and Family Services (CFS) staff. The services provided meet the first and fourth statutory purposes of TANF (as specified at §260.20(a) and (d) of this chapter).

The eligibility criteria will be needs-based as indicated by the family's program eligibility status for Aid to Dependent Children (ADC), Supplemental Nutrition Assistance Program (SNAP), Supplemental Security Income (SSI), or Medicaid. Medicaid eligibility will be based on parent income and not state ward status of an identified child.

The target population is identified through the assessment of maltreatment reports of abuse or neglect by CFS staff. The target population is families whose child or children (ages 0 through 18) are involved in a proceeding in the juvenile court system and placed in the custody of DHHS (court involved) or whose families are in need of support services to safely care for their children in their own home (non-court involved).

Nebraska uses Structured Decision Making (SDM) for the assessment of reports of maltreatment. SDM is a set of evidence-based assessment tools utilized to provide structure for gathering information at critical case management decision points. SDM increases the consistency and validity of decisions related to child safety, targeting resources to families at high risk of future maltreatment, supporting decisions for using out-of-home care, and determining case closure. SDM also can be used to aggregate assessment and decision data to inform agency monitoring, planning, and budgeting. The goals of the model are to reduce subsequent harm to children, including re-referral, repeat maltreatment (in-home and out-of-home), and to reduce the time to permanency for children served by the DCFS.

The array of services include:

1. In-Home Safety Service is a rapid response, home-based intervention service delivered by trained professionals to manage identified safety threats in order to safely maintain the child in the family home. Trained professionals shall intervene if safety of the child(ren) is compromised. Trained professionals shall provide training, modeling, and coaching to the parent or caretaker when necessary to facilitate the child remaining safely placed in the family home.
2. Intensive Family Preservation (IFP) Service is defined as intensive crisis intervention, therapeutic intervention, and life skills education for the target population identified below provided in the home or at a location identified in the service referral. This service is designed to strengthen the family system, improve family functioning, increase access to community resources, and assist in accessing informal and formal supports to preserve the family unit. This service is designed to create sustainable change in the family unit by focusing on interventions that build on family strengths in order to eliminate safety threats and/or reduce the risk of child maltreatment. This service must be delivered in the family home or their community, available 24 hours a day, seven days a week, including holidays and weekends. This service must include multiple face-to-face direct contacts and indirect contacts (e.g., telephone calls, e-mail) with the family each week.
3. Family Support Service is defined as the provision of face-to-face assistance, coaching, teaching, role modeling, and the supervision of visits when applicable by a trained professional in the family home or community based setting. Family Support Service promotes family well-being and enhances the protective factors, i.e., knowledge of parenting and child development, resilience, social connections, concrete supports, and social and emotional competence.
4. Agency Supported Respite Care is defined as the temporary care and supervision of youth referred by DHHS that is provided in a licensed foster home during an urgent or pre-planned situation. The Contractor shall communicate all known information about the child to the respite care family. The Contractor will also provide input to planning processes i.e. Family Team Meetings, Independent Living Plans and preparation of Case Plans and Court Reports when requested by DHHS. The Contractor will provide any information requested by DHHS necessary to complete reports required by any applicable Federal or State law and regulation. The Contractor shall be in compliance with all DHHS policy and regulation, to include regulation and licensure established by the Division of Public Health. The Contractor shall be responsible for transporting children in respite care to their home school, activities, and services that are located within a 25-mile radius from the foster care home. Activities and services are expected to include visits with the child's family members, behavioral health appointments, medical appointments, and extra-curricular activities
5. Drug Testing and Lab Confirmation Service is defined as a point of collection test by a trained employee in which specimens such as urine, saliva, and breath are used to determine a positive or negative drug test result. Collection of a urine specimen will be conducted through line of sight observation of the client by a trained employee of the same gender. Drug testing includes the collection of a sweat specimen obtained through the use of a patch. A refusal by the client is defined as the client choosing not to provide a specimen to the Contractor at a designated time and place. All refusals must be reported to the DHHS case manager or supervisor by the end of the next business day, unless otherwise noted in the service referral. A no show by the client is defined as the client not

being present to provide a specimen to the Contractor at the designated time and place. All no shows must be reported to the DHHS case manager or supervisor by the end of the next business day, unless otherwise noted in the service referral. Laboratory test confirmation is defined as screening the collected specimen by a laboratory to detect the presence of a specific drug(s) or substance(s) and the concentration of the drug(s) or substance(s) as identified and requested in the Service Referral. Laboratory test confirmation includes the written verification of the results. The Contractor's drug testing protocol and policy shall be consistent with the Substance Abuse and Mental Health Services Administration (SAMHSA). The Contractor's drug testing protocol, policy, and rates shall be submitted to each Service Area Contract Liaison where the service will be provided.

6. Family Peer Support services are time-limited and designed for the caregiver of a youth with a severe emotional disturbance or substance use disorder and who has experienced behavioral/emotional challenges in the home, school, and/or community. Services utilize a parent peer coaching model to facilitate system navigation, accessing community resources and other benefits, engaging with formal and informal supports to ensure that the elements of the family plan for the youth and family are planned for, and progress towards goals and objectives occur. Services are designed to increase capacity and skills to prevent/stabilize crisis within the family, caregiver, or prevent out of home placement of the youth.

*Please note, a Federal Court has ruled it is unconstitutional to mandate drug test for Public Welfare individuals.

- b. *Require a parent or caretaker receiving assistance to engage in work (defined by the State) once the State determines the parent or caretaker is ready to engage in work, or once he or she has received 24 months of assistance, whichever is earlier, consistent with the childcare exception at 407(e)(2) (section 402(a)(1)(A)(ii) of the Social Security Act)*

EMPLOYMENT FIRST PARTICIPATION Nebraska has adopted the federal definition of work-eligible individuals. All individuals who are defined as work-eligible, including parents and needy care-takers, are required to participate in the Employment First program.

Once a family applies for ADC cash assistance, all work-eligible individuals are referred to the Employment First program at the time of the intake interview. The work-eligible individual is required to complete an Employment First Self – Sufficiency Contract within eight days of the referral and immediately engage in approved work activities unless they otherwise qualify for an exemption from Employment First.

Dependent children aged 15 or younger (including an emancipated minor) and dependent children aged 16, 17, or 18 who are full-time students regularly attending an elementary or secondary school, or a dependent child aged 16 or 17 who is a full-time student and regularly attending college, are not required to participate in the Employment First program.

Definition of Work Eligible Individuals

Nebraska excludes from the definition of Work Eligible Individuals:

1. A minor parent who is not a head-of-household;
2. A non-recipient parent of children receiving TANF/Maintenance of Effort (MOE) who is ineligible to receive assistance due to immigration status;
3. An individual receiving assistance under an approved Tribal TANF program;
4. A non-recipient parent of children receiving TANF/MOE who is not receiving TANF benefits due to receipt of Supplemental Security Income (SSI) or Social Security Disability Insurance (SSDI); and
5. A parent needed in the home to care for a disabled family member who is not attending school full-time.*

*Nebraska Policy states: "The need for such care must be supported by a signed statement from a licensed medical professional.

Disability of the family member

The disability of the family member being cared for should be evaluated periodically, depending on the diagnosis and prognosis for recovery in order to determine if the parent is still needed in the home to provide care. The case manager must review the exempt status:

1. At the time of redetermination of eligibility for ADC;
2. When the case manager becomes aware of a change which may affect exempt status; or
3. Within 30 calendar days of a request by the client or another case manager to reconsider "mandatory status."

Solely state-funded program for specified exemptions

Nebraska has implemented a solely-state funded program for families receiving ADC cash assistance where the adult or minor parent qualifies for one of the specified exemptions. To allow for more flexibility in serving these families, this

program is not funded with federal TANF funds. Cash assistance provided to these families will be funded with state dollars only. The state general funds used for cash assistance for this program will not count toward Nebraska's TANF maintenance-of-effort requirement and therefore are not subject to any federal TANF requirements. This program was created effective October 1, 2006. This solely state-funded program allows Nebraska to exempt from the work participation requirements and federal time limits those families where the adult or minor parent is incapacitated with a medically determinable physical, mental or emotional impairment or who has significant barriers to participation in approved work activities. Nebraska will provide the services necessary to help these individuals overcome and/or remove the barriers preventing them from effectively engaging in approved work activities and attaining the maximum level of economic independence possible for their families through work.

The following individuals are exempt from participating in Employment First and are exempt from the state and federal time limit for the length of time they qualify for the exemption:

1. A person who meets incapacity requirements as follows:
 - a. The individual has an illness or injury serious enough to temporarily prevent entry into employment or participating in another Employment First component activity for up to three months; or
 - b. The individual is incapacitated with a medically determinable physical or mental impairment which, by itself or in conjunction with age, prevents the individual from engaging in employment or participating in another Employment First component activity and which is expected to exist for a continuous period exceeding three months.
2. A person aged 65 or older.
3. A parent who is needed in the home on a continuous basis to provide care for a disabled family member living in the home who does not attend school on a full-time basis and no other appropriate member of the household is available to provide the needed care.
4. A victim of domestic violence and where participation in Employment First approved work activities would make it more difficult for the individual to escape violence, or unfairly penalize the individual, or would put the individual at risk of further domestic violence.
5. A single custodial parent who is unable to participate because they cannot obtain childcare for their child aged five or younger due to one or more of the following reasons:
 - a. Unavailability of appropriate childcare within a reasonable distance from the client's home or work site;
 - b. Unavailability or unsuitability of informal childcare by a relative or under other arrangements; or
 - c. Unavailability of appropriate and affordable formal childcare arrangements.

Two-parent families are allowed the same exemptions as are single-parent families but will remain in the solely state-funded program for two-parent families. If both parents in a two-parent family qualify for an exemption, the family will be exempt from the state time limit for the length of time both parents qualify for an exemption.

- c. *Ensure that parents and caretakers receiving assistance engage in work in accordance with section 407 (section 402(a)(1)(A)(iii) of the Social Security Act). Consistent with the required strategic elements discussed in section II (a)(2) herein, provide a specific analysis of how the State's workforce development activities are addressing employment and training services for parents or caretakers receiving assistance*

Nebraska's approved work activities are:

Core activities:

1. Unsubsidized Employment;
2. Subsidized Private or Public Sector Employment;
3. Work Experience;
4. On-the-Job Training;
5. Job Search/Job Readiness;
6. Community Service;
7. Vocational Training;
8. Providing Child Care Services to an Individual Who is Participating in a Community Service Program; and,
9. Post-Secondary Education.

Non-Core Activities:

1. Job Skills Training Directly Related to Employment;
2. Education Directly Related to Employment; and,
3. Satisfactory Attendance at Secondary School or in a Course of Study Leading to a Certificate of General Equivalence.

Sanctions

Non-cooperation with the program requirements will result in the following sanctions:

1. ADC cash assistance will be reduced by \$50 for each dependent child who fails to attend school if the student's parent has not taken reasonable steps to encourage the child to remain in school.
2. Non-cooperation with Child Support Enforcement will result in a 25 percent reduction in the ADC cash payment and the removal of the sanctioned individual's needs from the medical unit.
3. Refusal to apply for potential income will result in the suspension or closure of the ADC case.
4. Failure of a needy caretaker relative, guardian, or conservator to participate in the Employment First program results in the removal of the individual's needs from the ADC unit. The sanction will last until the failure to participate ceases.
5. Failure of a dependent child aged 16, 17, or 18 to attend school without participating in any other Employment First approved work activity results in removal of the child's needs from the ADC unit. The sanction will last until the failure to participate ceases.
6. If the parent(s) fails to participate in the Employment First program, the result is the loss of ADC cash assistance for the entire family. The length of this sanction is:
 - a. The first sanction will last one month or until the failure to cooperate ceases, whichever is longer.
 - b. The second sanction will last three months or until the failure to cooperate ceases, whichever is longer.
 - c. The third and subsequent sanctions will last 12 months or until the failure to cooperate ceases, whichever is longer.

Documentation

1. Identifying work-eligible individuals - In the process of gathering data for the ACF-199 we first determine the adult's status in the TANF case. Work-eligible individuals are:
 - a. An adult recipient of cash assistance from TANF or SSP-MOE funds.
 - b. A minor parent recipient who is head-of-household
 - c. Non Recipient parents with a reason of:
 - i. Child Support Sanction;
 - ii. Convicted Drug Felon;
 - iii. Third Party Medical Sanction;
 - iv. Intentional Program Violation Sanction;
 - v. Fleeing Felon;
 - vi. SSN Sanction; or,
 - vii. Misrepresenting Residency Sanction

Through data entry requirements in DHHS's automated eligibility system (N-FOCUS); the categories of work-eligible individuals are identified in N-FOCUS as "Financially Responsible" within the TANF case. Compiling the data for the ACF-199 submission includes reading each case for the relationship between the adult(s) and children in the TANF case. When there are two adults, each with a parental relationship to the children, it is identified as a two-parent family with corresponding work participation requirements. If there is only one identified adult, or minor parent head-of-household, with a parent relationship to the children in the case, it will be included in the overall work participation data.

Nebraska has developed tools for use by case managers and workers to track and verify the actual hours of participation by work-eligible individuals. These tools will be required for use on a statewide basis and are included as an attachment to this plan. N-FOCUS only allows staff to enter participation hours for federally defined activities, thereby assuring DHHS does not report non-countable activities.

Additionally, DHHS has established a team of Economic Assistance Program Accuracy Specialists as part of the Research, Planning and Evaluation team that has responsibility for reading a select number of cash assistance cases each month to ensure benefits are accurately determined. Furthermore, the TANF Policy Unit has four (4) designated staff who conduct reviews of the Employment First related TANF cases each month. These reviews monitor the actual case accuracy for assessments, service plans, supportive services, and participation verification and documentation for each individual.

The designated TANF Program Accuracy Specialists review an average of 360 cases each month to ensure compliance with TANF Work Verification Procedures and Requirements. Online management reports, based on these reviews, are available to identify program areas where staff need to be provided with additional information. Conducting a random sample of approximately 4,334 TANF cases provides results in which DHHS can be 99% confident that the results are within 2% of what would be found if all the state's 6,632 cases were reviewed.

A designated TANF Program Specialist completes a second-level review on 20% of selected TANF Program Accuracy Specialist's portion of the 360 monthly case reviews.

DHHS continues to monitor case activity from the ACF-199 report. When areas of inaccuracy are identified, contact is made with DHHS staff. The expectation is the identified cases will be corrected, and the DHHS staff will develop a greater understanding of the program and system processes.

Each month a management report is generated from N-FOCUS listing Employment First cases where the individual is exempt from participation, and the exemption exceeds the maximum number of months allowed by policy. These reports show cases by Service Area, Office, Supervisor, and Worker and are to be reviewed by case management staff. Staff ensures accuracy of the work activity information by reviewing the monthly Case Activity Report and submitting report findings to DHHS.

These reports are to be reviewed by Employment First Case Management Supervisors with the expectation that staff will follow through with processes necessary to ensure accuracy of the work activity information. As supervisors review the monthly Case Activity Reports, any miscalculation that resulted in incorrect entry will be reflected in the reports.

The State of Nebraska will maintain all pertinent findings produced through these internal control processes and will be made available for use by ACF and other auditors in their review of Nebraska's work participation verification system.

Each month the Employment First Case Manager calculates the verified hours of participation and enters that amount in the automated eligibility system. These hours are then read during the ACF-199 process and transmitted as Work Participation. The previously described case review processes compare the data in the Employment First case file with the data input into N-FOCUS to verify accuracy of the data. In addition, each month, following the run of data for the ACF-199 report, a listing of cases submitted is generated. This list shows the Work Activity, the number of hours submitted, and the participation status for each adult or minor parent head of household. This report is reviewed on a monthly basis by a policy staff, and any inaccurate entry of data is noted at that time.

The monthly Work Participation report from the ACF-199 data is based on the complete caseload.

Emergency Assistance to Needy Families with Children (EA)

Nebraska's Emergency Assistance program provides financial assistance and/or services to or on behalf of a needy child(ren) and any other members of the household to meet needs that have been caused by an emergency situation when the needs cannot be met because of destitution. The program provides a means to deal with financial situations that are threatening the health or wellbeing of an eligible child and family. Emergency Assistance benefits must be used to help return the family to a stable environment that they will be able to maintain. The Emergency Assistance program is funded with federal funds only. Emergency Assistance may be provided to a needy child and any other member of the household in which the child is living only if:

1. The child is age 18 or younger (a pregnant woman with no other children may be eligible);
2. The child is currently living with one or both parents, or is temporarily absent from their home and within six months before the month in which assistance is required, was living with a specified relative* or a legally appointed guardian or conservator** in a place of residence maintained as their own home;
3. The household is without income and resources immediately accessible to meet the needs that are caused by the emergency situation;
4. The child meets requirements of citizenship or eligible alien status***;
5. The household meets relevant income eligibility requirements. The family's gross monthly income must not exceed 185 percent of Nebraska's ADC Standard of Need for the family size; and,
6. The destitution or need did not arise because the child (if age 16 or older and not in school) or the relative responsible for support and care refused without good cause to accept employment or training for employment or quit a job without good cause. However, if the child or family member refused without good cause to accept employment or training for employment or quit a job without good cause, but the emergency was not caused by this action, the family is still eligible for EA.

* A specified relative is defined as a relative with whom a child must be living or have been living within six months prior to the month in which EA is requested. A specified relative includes a child's father, mother, grandfather, grandmother, brother, sister, stepfather, stepmother, stepbrother, stepsister, uncle, aunt, first cousin, second cousin, nephew or niece are specified relatives. These relatives may be half-blood relation, related by adoption, or from a preceding generation as denoted by prefixes of grand, great, great-great, or great-great-great. A child may also live with the spouse of any persons previously named even after the marriage has been terminated by death or divorce.

** Under Nebraska law, a guardian has the same powers, rights and duties that a parent has respecting his or her minor child, and a conservator has all powers which he or she could exercise if not under a disability (Nebraska Revised Statutes §§30-2628 and 30-2637).

***Nebraska verifies citizenship/alien status for all applicable members, but if an individual does not provide verification or does not have an eligible status, they are not eligible for Emergency Assistance. If there are no children who meet this requirement, there is no eligibility for Emergency Assistance. If at least one child meets the criteria, a payment would be considered on behalf of that child only.

Supportive Services and Work Supports for Child Welfare Families

Supportive services and work supports may be approved to assist families with safely caring for their children in their own homes. Families must need support in order to work or participate in activities such as job search, community service, education, or training. Services provided will meet the TANF Purpose One: "to provide assistance to needy families so that children may be cared for in their own homes or in the homes of relatives;" and TANF Purpose Two: "to end dependence of needy parents on government benefits by promoting job preparation, work and marriage by supporting parents job and career advancement activities." Families must be at or below 200 percent of the Federal Poverty Level (FPL) to qualify for the program. The funding method is federal dollars only.

Nebraska Supplemental Nutrition Assistance Program (SNAP) Next Step

The SNAP Employment and Training (SNAP Next Step) Program helps SNAP participants gain skills, training, or work experience to increase their ability to obtain regular employment that leads to economic self-sufficiency. Additionally, the Employment and Training program offers a way to allow SNAP recipients to meet SNAP work requirements. Services provided will meet the TANF Purpose Two: "to end the dependence of needy parents on government benefits by promoting job preparation, work, and marriage by supporting parents job and career advancement activities." Eligible participants must be families with dependents under age 19 with a SNAP recipient enrolled in the Employment and Training program. Services are considered non-assistance by the agency. The funding method is federal dollars only.

The Nebraska Healthy Marriages and Responsible Fatherhood Initiative

The Nebraska Healthy Marriages and Responsible Fatherhood Initiative goals are to strengthen the positive father-child engagement, improve healthy relationships (including a couple and co-parenting) marriage, and improve employment and economic mobility opportunities for non-custodial fathers. The Nebraska Healthy Marriages and Responsible Fatherhood Initiative will support families with income below two hundred percent (200%) of the Federal Poverty Level (FPL) utilizing TANF funds.

The Nebraska Healthy Marriages and Responsible Fatherhood Initiative include the following activities: improving father's economic stability through job-readiness training; financial counseling and planning; relationship building after incarceration; and skill-based parenting education. Participation in this program meets TANF Purpose Two: "End the dependence of needy parents on government benefits by promoting job preparation, work, and marriage," and TANF Purpose Four: "Encourage the formation and maintenance of two-parent families."

d. Take such reasonable steps as the State deems necessary to restrict the use and disclosure of information about individuals and families receiving assistance under the program attributable to funds provided by the Federal Government (section 402(a)(1)(A)(iv) of the Social Security Act)

All information regarding individuals and families will remain confidential and available only for the purposes of the effective administration of the program and to other federal or state agencies as appropriate. All employees are trained in the need to maintain the confidentiality of information. All DHHS staff must complete Health Insurance Portability and Accountability Act (HIPAA) and Social Security Administration (SSA) confidentiality training, and all contractors must agree to and sign HIPAA Business Associates Agreements and SSA Access agreements.

Access to DHHS's computer system, N-FOCUS, is defined by a security role that is attached to a person's identification (ID), and access to information is defined and limited by job responsibilities. A personal logon ID cannot be issued until the individual completes a state developed orientation course. The orientation includes a review of data privacy and ethics as they pertain to client information.

All DHHS staff, contractors, temporary workers, and business partners are aware of the Information Technology (IT) Policies, Procedures, and Safeguards implemented by DHHS and understand their roles and responsibilities in ensuring DHHS IT resources are secure and protected. There are two sections to the Security Awareness Training. The first section, "Information Technology Computer User Security Awareness," must be completed by any individual who uses a DHHS computer. The second section, "Internal Revenue Service (IRS) Federal Tax Information Appropriate Use and Disclosure," must be completed by every DHHS staff person who accesses IRS Federal Tax Information in the N-FOCUS data system.

- e. Establish goals and take action to prevent and reduce out-of-wedlock pregnancies, with special emphasis on teenage pregnancies (section 402(a)(1)(A)(v) of the Social Security Act)*

Out of Wedlock Births

Nebraska reproductive health

Nebraska Family Council is the Federal Grantee administering the statewide Title X Family Planning Program. Title X delegate clinics provide reproductive health education and comprehensive medical services that are an integral part of prevention and good health. Nebraska Family Planning Council:

1. Promotes responsible behavior, families' well-being, and healthy babies.
2. Reduces mother and infant death, unintended pregnancies, child abuse, and sexually transmitted diseases.
3. Allows timing of pregnancies when couples are in the best position to care for new children.

Eleven delegate clinics provide services to people, both female and male, regardless of income, marital status, age, national origin, or residence.

Services at delegate sites are confidential and provided in a setting that preserves and protects the privacy and rights of each person. Medical services include:

Physical exams:

1. Cervical cancer screening;
2. Breast cancer screening;
3. STD testing and treatment;
4. High blood pressure screening;
5. Anemia screening;
6. Pregnancy testing;
7. Contraceptive methods; and,
8. Referrals and links to community resources.

Education services include:

1. Reproductive and preventative health;
2. Self-breast and testicular exams;
3. Contraceptive methods;
4. Sexually Transmitted Disease (STD)/ Human immunodeficiency virus (HIV) risks; and,
5. Infertility information.

Nebraska Reproductive Health manages a part of the Title V Maternal Child and Adolescent Health (MCH) block grant specific to Adolescent Reproductive Health. Reproductive Health also manages state funds made available to public health clinics for colposcopy training and equipment. Colposcopy is used to detect abnormal cells, cancer, and human papilloma virus (HPV).

The purpose of the Maternal and Child Health (MCH) Block Grant Adolescent Reproductive Health sub-awards is to engage adolescents to increase their utilization of reproductive health services.

The primary goals of increased utilization are to:

1. Increase adolescents' ability to make informed decisions about their reproductive health;
2. Decrease STD/ Sexually Transmitted Infection (STI) rates and;
3. Decrease the number of unintended pregnancies.

Jobs of America's Graduates (JAG)

Nebraska DHHS has an interagency agreement with the Nebraska Department of Labor (NDOL) to fund the Jobs for America's Graduates (JAG) program. This program is dedicated to supporting young people who face significant challenges to assist them in staying in school through graduation, pursue post-secondary education, and secure quality entry-level jobs leading to career advancement opportunities. Services provided will meet the TANF Purpose Three: "to prevent and reduce the incidence of out-of-wedlock pregnancies" by providing intervention and improved life prospects for students who show evidence of failing, dropping out, or engaging in negative behaviors that can lead to dependency, out-of-wedlock births, imprisonment, and/or other undesirable outcomes which may lead to the detriment and impoverishment of youth. Eligible young people for the Nebraska JAG program must have barriers, as defined by the JAG program that makes them more at risk in graduating from high school, pursuing post-secondary education, and/or a

successful addition to the labor force. Services are considered non-assistance by the agency. TANF funding method is federal dollars only.

Nebraska-Maternal, Infant, Early Childhood Home Visiting Program (N-MIECHV)

The Nebraska-Maternal, Infant, Early Childhood Home Visiting Program (N-MIECHV) supports pregnant or parenting families of children from birth to age five who may struggle with significant life stressors, such as poverty, exposure to violence or substance abuse, teen parenting, or military families with one or both parents in service. Services provided will meet TANF Purpose Three: “to prevent and reduce the incidence of out-of-wedlock pregnancies” and establish annual numerical goals for preventing and reducing the incidence of these pregnancies. Families must be at or below 250 percent of the Federal Poverty Level (FPL) to qualify for the program. The funding method is federal dollars only.

The Nebraska Crisis Pregnancy Program

The Nebraska Crisis Pregnancy program will initiate new and expanded services to support pregnant women, parents, and other relatives caring for children twelve (12) months old or younger. The program will be offered statewide by utilizing a statewide network of local service providers.

Crisis pregnancy support services will include information and counseling regarding pregnancy, fetal development, childbirth, childcare, parenting, and adoption. In addition, the program will offer mentoring services related to parenting and life skills, referrals to other services that support pregnant females and delivery, as well as referrals to other services available to support pregnant females and childbirth, including neonatal health care services. The program will also include the promotion and public awareness of resources that support childbirth programs to provide expectant parents in obtaining certain goods and services, such as cribs, car seats, maternity, and baby clothes. This program does not provide services under the definition of assistance as defined at 45 CFR 260.31.

The Nebraska Crisis Pregnancy program will provide services under TANF Purpose One: “Provide assistance to needy families so that children can be cared for in their own homes or in the homes of relatives” and TANF Purpose Two: “End the dependency of needy parents by promoting job preparation, work and marriage” to support pregnant women and families with income below two hundred percent (200%) of the Federal Poverty Level (FPL). Services provided under TANF Purpose Three: “Prevent and reduce the incidence of out-of-wedlock pregnancies”, and services provided under TANF Purpose Four: “Encourage the formation and maintenance of two-parent families” will both support needy and non-needy pregnant women and families.

Abstinence Education

Title V Sexual Risk Avoidance Education Grant Program (SRAE)

Nebraska's Title V SRAE program seeks to address the influences, views, and challenges facing our State's youth population through a broad life course framework by implementing medically accurate and evidence-based programming. SRAE-supported programming provides youth opportunities to build connections with caring adults that enhance critical knowledge and skills about STD prevention, sexual risk avoidance, values clarification, communication, and healthy relationships and behaviors in the context of their lives. Program sites are dispersed throughout the state with focus on areas with higher than statewide teen birth and/or STD/STI rates, or where disparities in teen birth rates and/or STD/STI rates are documented.

Personal Responsibility Education Grant Program (PREP)

The overarching goal statement for Nebraska's PREP is for Nebraska youth to be empowered to live safe, healthy, and successful lives through relationships with caring and supportive adults guiding them to development healthy behaviors, healthy relationships and life skills. PREP programming applies a Positive Youth Development framework in educational settings to build knowledge and skills around goal setting, values, communication skills, sexual health, birth control, STD/STI's, and healthy relationships and behaviors in the context of their lives. Program sites are dispersed throughout the state with focus on areas with higher than statewide teen birth and/or STD/STI rates, or where disparities in teen birth rates and/or STD/STI rates are documented.

- f. Conduct a program designed to reach State and local law enforcement officials, the education system, and relevant counseling services, that provides education and training on the problem of statutory rape so that teenage pregnancy prevention programs may be expanded to include men (section 402(a)(1)(A)(vi) of the Social Security Act)*

State Rape Education Program

Nebraska Revised Statutes 28–317 to 321, Crimes and Punishments, does not distinguish between genders. The State Rape Education Program serves all genders equally without distinction. The educational services provided are the same for both

genders statewide. The program receives grant from the Center of Disease Control (CDC) which must be spent on rape prevention.

The Nebraska Law Enforcement Training Center, the Nebraska State Patrol, and the Omaha Police Department are the three entities responsible for providing training to Nebraska's law enforcement officials on the problem of statutory rape. In addition, DHHS contracts with the Nebraska Domestic Violence Sexual Assault Coalition to provide training and technical assistance to local rape crisis centers as well as local police departments upon request regarding statutory rape.

The Lindsay Ann Burke Act (Nebraska Revised State Statute 79-2,141) requires each school district to provide dating violence training to staff deemed appropriate by a school district's administration. The dating violence training shall include, but not be limited to, basic awareness of dating violence, warning signs of dating violence, and the school district's dating violence policy. The Nebraska Department of Education provides resources to schools to be utilized in their training including information on statutory rape.

g. Implement policies and procedures as necessary to prevent access to assistance provided under the State program funded under this part through any electronic fund transaction in an automated teller machine or point-of-sale device located in a place described in section 408(a)(12), including a plan to ensure that recipients of the assistance have adequate access to their cash assistance (section 402(a)(1)(A)(vii) of the Social Security Act)

Nebraska uses the U.S. Bank ReliaCard for TANF benefits. The ReliaCard Visa is a prepaid debit card, offered to DHHS grant recipients, clients and individual service providers who wish to receive their benefits electronically. This No-Cost or Low-Cost payment method is a great alternative to paper checks and direct deposit because it is fast, secure, convenient and easy.

1. Fast & Efficient – Individuals do not have to wait for the mail to arrive and have no risk of lost or stolen checks; their money is automatically deposited to their card account.
2. Safe & Secure – There is no need to carry large amounts of cash. Cardholders can get cash from many retailers, over one million Visa/Plus branded Automated Teller Machines (ATMs) and any bank or credit union accepting Visa.
3. Convenient – Over 20 million merchants nationwide and more internationally, accept the ReliaCard. It can be used to make purchases everywhere Visa debit cards are accepted, including grocery stores, gas stations and restaurants.
4. Easy – No existing bank account, credit approval or minimum balance is required.

TANF EBT restrictions P. L. 112-96 (Middle Class Tax Relief and Job Creation Act of 2012)

Nebraska has reached agreement with U. S. Bank, the vendor for our electronic benefit card to restrict access to automated teller machines or point-of-sale devices in casinos, gaming establishments, liquor stores, and retail establishments which provide adult-oriented entertainment. The restrictions will be placed based on vendor codes for these establishments and thus recipients of assistance will be able to access their benefits at any teller machine or point-of-sale device at other locations. Nebraska recipients of TANF assistance are not charged fees for use of their electronic benefit cards at any device.

h. Ensure that recipients of assistance provided under the State program funded under this part have the ability to use or withdraw assistance with minimal fees or charges, including an opportunity to access assistance with no fee or charges, and are provided information on applicable fees and surcharges that apply to electronic fund transactions involving the assistance, and that such information is made publicly available (section 402(a)(1)(A)(viii) of the Social Security Act)

The ReliaCard Visa (Electronic Benefit Transfer card) is a No-Cost or Low-Cost payment method for DHHS TANF cash grant recipients and individual service providers. It is fast, secure, convenient, and efficient and most services are free. The TANF cash payment recipient receives a Fee Schedule listing the fees and surcharges when their ReliaCard is sent to them. The following services are free with the Nebraska ReliaCard: Online Customer Service Live Customer Service Representative; Automated Interactive Voice Response; Standard Card Replacement; Account Maintenance; Teller Cash Withdrawal; ATM Withdrawals at U.S. Bank or MoneyPass® ATM; 1st ATM use per month for non-U.S. Bank; or non-MoneyPass ATM Optional service to receive e-mail, text alert or mobile phone alert to notify account holder of deposit, address change, funds added, low balance and/or zero/negative balance. The following services have fees for the Nebraska ReliaCard: \$1.00 Fee for Out-of-Network Withdrawal; \$1.00 fee for International ATM Withdrawal; \$2.00 Fee for Card to Bank Transfer; \$15.00 Fee for Card Replacement Expedited; \$1.00 Fee for Inactivity after 365 days.

- i. Indicate whether it intends to treat families moving from another State differently from other families under the program, and if so how (section 402(a)(1)(B)(i) of the Social Security Act)*

Nebraska will continue to serve families moving to Nebraska under the same program regulations as are applied to other Nebraska families.

- j. Indicate whether it intends to provide assistance to non-citizens, and if so include an overview of the assistance (section 402(a)(1)(B)(ii) of the Social Security Act)*

Nebraska will continue to serve qualified aliens as defined in section 431 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (PRWORA), as amended, under the same program regulations as are applied to other Nebraska families.

- k. Set forth objective criteria for the delivery of benefits and the determination of eligibility and for fair and equitable treatment, including an explanation of how it will provide opportunities for recipients who have been adversely affected to be heard in a State administrative or appeal process (section 402(a)(1)(B)(iii) of the Social Security Act)*

APPEALS/MEDIATION

Every applicant for or recipient of assistance or services provided through DHHS has the right to appeal to the Director of DHHS for a fair hearing on any action or inaction with regard to the assistance or services. The request for a fair hearing must be filed in writing within 90 days following the date the notice of adverse action is mailed. If an applicant wishes to appeal due to inaction, they must request a fair hearing within 90 days of the date the application was signed. Requests for a fair hearing filed within ten days following the date the notice of adverse action is mailed will stay the adverse action until a fair hearing decision is rendered, unless otherwise requested by the client.

Employment First participants have the right to independent mediation if the participant is unhappy with a case manager's action or inaction; or when DHHS has determined that the participant has not complied with the terms of the Self-Sufficiency Contract; or the participant contends that DHHS has not fulfilled its terms of the Self-Sufficiency Contract. The request for mediation must be requested within 90 days following the date the notice of adverse action is mailed. Requests for mediation requested within ten days following the date the notice of adverse action is mailed will stay the adverse action until a decision is reached through mediation. If the individual is unhappy with a case manager's action or inaction, the individual has 30 days from the date of the case manager's action or inaction or the date the individual became aware of the case manager's action or inaction to request mediation.

- l. Indicate whether the State intends to assist individuals to train for, seek, and maintain employment (Section 402(a)(1)(B)(v) of the Social Security Act)—*

- 1. Providing direct care in a long-term care facility (as such terms are defined under section 1397j of this title); or*
- 2. In other occupations related to elder care, high-demand occupations, or occupations expected to experience labor shortages as, determined appropriate by the State for which the State identifies an unmet need for service personnel, and, if so, shall include an overview of such assistance.*

Elder care

Nebraska assists Employment First participants to train for, seek, and maintain employment providing direct care in long-term care facilities, and in other occupations related to elder care determined appropriate by the state for which the state identifies an unmet need for service personnel.

To help communities address the growing need for personnel in the eldercare and healthcare fields, where possible, the Employment First program will partner with community organizations, schools and businesses in developing and funding community responsive customized training for certified nursing assistants (CNA) and certified medication aides (CMA). Nebraska promotes and funds CNA and CMA training, for which state and federal financial aid is not available. Job skills training and vocational training in eldercare and healthcare occupations are approved work activities under the Employment First program.

- m. Provide for all MOE-funded services the following information: the name of the program benefit or service, and the financial eligibility criteria that families must meet in order to receive that benefit or service. In addition, for TANF MOE-funded services (co-mingled or segregated MOE) describe the program benefit provided to eligible families (SSP services do not have to include a description but the Department of Health and Human Services encourages it) (§263.2(b)(3) & §263.2(c) preamble pages 17826-7)*

Separate state program for specified exemptions

Nebraska has implemented a separate state program for single-parent families receiving ADC cash assistance where the adult or minor parent qualifies for one of the specified exemptions. ADC cash assistance provided to these families will be funded with state dollars only. The state general funds used to support this separate state program will apply towards Nebraska's Maintenance-of-Effort requirement. This program was created effective October 1, 2006.

The following individuals are exempt from participating in Employment First and are exempt from the state and federal time limit for the length of time they qualify for the exemption:

1. A pregnant woman beginning the first of the month before the month of the mother's due date.
2. A parent or needy caretaker relative, guardian or conservator of a child under the age of 12 weeks. This exemption can be extended if a written statement from the attending physician states that the parent requires additional post-partum recovery time, or special medical conditions of the child require the presence of at least one parent or needy caretaker relative, guardian, or conservator.

Nebraska will continue to report on all TANF families and separate state funded families in the quarterly TANF data report (ACF-199) as required.

Separate state program for post-secondary education

Nebraska has implemented a separate state program for single-parent families where the adult or minor parent is participating in an approved post-secondary education component activity. ADC cash assistance provided to these families will be funded with state dollars only. The state general funds used to support this separate state program will apply towards Nebraska's Maintenance-of-Effort requirement. This separate state program took effect November 1, 2004.

Nebraska's Section 1115 waivers allowed the state to count post-secondary education as an approved work activity. With the loss of the Section 1115 waivers, Nebraska's post-secondary education component activity became inconsistent with approved federal work activities. Post-secondary education is specified as an allowable activity under the Nebraska Welfare Reform Act. By creating this separate state program Nebraska will be able to continue post-secondary education as an allowable work activity. Nebraska will continue to report on all TANF families and separate state funded families in the quarterly TANF data report (ACF-199) as required.

Nebraska's maintenance-of-effort qualifying expenditures

To receive full federal TANF funding, Nebraska must have qualifying state expenditures to meet at least 75% of the 1995 level of expenditures. Effective October 1, 2007, Nebraska's TANF Maintenance-of-Effort (MOE) requirement is \$28,375,365 at the 75% level and \$30,267,056 at the 80% level.

The following are the qualifying state expenditures for Nebraska's TANF Maintenance-of-Effort requirement beginning Federal Fiscal Year (FFY) 2006, with the exception of Nebraska's Earned Income Tax Credit which began qualifying as a TANF Maintenance-of-Effort expenditure for FFY 2007:

1. Cash Assistance. Nebraska's Aid to Dependent Children (ADC) program provides cash assistance to low-income families with minor children to help to meet their basic needs. This program is funded with both TANF federal funds and state general funds. Eligibility is based on the same criteria for TANF cash assistance.
2. Employment Assistance. Nebraska's Employment First program provides education, training, employment preparation activities, and supportive services along with other activities and services to recipients of ADC cash assistance. The Employment First program is designed to move families, who are receiving ADC cash assistance, quickly into employment so that they may become economically independent. In order to promote job advancement and job retention, supportive services may be provided after the loss of eligibility for ADC cash assistance due to earned income:
 - a. Extended supportive services: Supportive services determined necessary to participate in all approved Employment First activities included in a participant's Self-Sufficiency Contract may be provided for up to three months, if needed, after the loss of eligibility for ADC cash assistance due to earned income.

- b. Transitional supportive services: Supportive services determined necessary and critical for job retention may be provided for up to six months, if needed, after the loss of eligibility for ADC cash assistance due to earned income.
3. Administrative Expenses. Nebraska expends funds to administer Nebraska's assistance programs. These administrative costs support staff and necessary overhead. These qualifying state expenditures are developed through our Cost Allocation Plan.
4. Information Systems Expenses. Nebraska expends funds to provide information systems to provide needed information to staff regarding eligibility, client activities, cash payments and services for families receiving assistance. These qualifying state expenditures are developed through our Cost Allocation Plan.
5. Child Care Assistance. Nebraska's Child Care Subsidy program subsidizes childcare costs for eligible families. Child Care Subsidy may be available at no cost to families receiving ADC cash assistance or whose gross earned and unearned income is at or below 100 percent of the Federal Poverty Level. Families whose incomes are above the current income standard for the full subsidy may be eligible for a partial subsidy if their gross earned and unearned income is at or below 130 percent of the Federal Poverty Level at initial eligibility or 185 percent of the Federal Poverty Level at redetermination. Families must also show a need for receiving a childcare subsidy, such as, but not limited to, job search, employment, education, training, incapacitated parent, and need to obtain medical care.
6. Tribal TANF Programs. Nebraska provides a fair and equitable share of state Maintenance-of-Effort funds to Nebraska Tribes in support of their federally approved Tribal TANF programs. DHHS specifies that the state Maintenance-of-Effort funds provided to the Tribes be used for Tribal cash payments to eligible families. Eligibility is defined in their Tribal Family Assistance Plan (TFAP). DHHS requires the reporting of the use of these funds and the number of families served with these funds.
7. Nebraska Earned Income Tax Credit (EITC). Most states levy state income taxes, but the tax burden on low-income families varies significantly depending on where they live. A growing number of states offset this burden with state earned income tax credits and/or state child and dependent care tax credits. These credits are typically based on provisions in the federal income tax code, but states make all decisions regarding eligibility and benefit levels. This tax credit is now refundable, which means it will first be used to lower or eliminate any state income tax the individual might owe, and if the credit is larger than what the individual owes in state tax, the amount will be refunded. Nebraska is counting only the refundable portion of the Nebraska EITC as a qualifying state expenditure for Nebraska's TANF Maintenance-of-Effort requirement. See requirements below for Nebraska EITC.
 - a. The income eligibility criteria rules are the same as the federal EITC (2021); The income limit for one- parent family with two qualifying children is \$47,915/year (2021). The benefit level refundable credit is 10% of federal EITC (2021);
 - b. The maximum benefit for a family with two qualifying children is \$598/year (2021).
8. Nebraska Child and Dependent Care Tax Credit. The Child and Dependent Care Tax Credit is a tax benefit that helps families pay for the childcare they need in order to work or look for work. The credit is also available to families that must pay for the care of a spouse or an adult dependent who is incapable of caring for himself or herself. Nebraska is counting only the refundable portion of the Nebraska Child and Dependent Care Tax Credit as a qualifying state expenditure for Nebraska's TANF Maintenance-of-Effort requirement. See requirements below for Nebraska's Child and Dependent Care Tax Credit:
 - a. The income eligibility criteria for the Child and Dependent Care Tax Credit are the same as for federal credit (2021). There is no income limit for a family with two or more qualifying children, but there is a phase-out schedule if a family's income is over \$438,000. Eligible childcare expenses follow the same rules as federal credit (2021);
 - b. Eligible childcare expenses follow the same rules as federal credit (2021);
 - c. The benefit level for refundable credit is based on 25–100% of the federal credit, depending on income (2021). The maximum benefit for a family with two qualifying children is \$16,000/year (2021).
9. Lifespan Respite Subsidy Program for Children. DHHS, Office of Home and Community-Based Services offers respite service to caregivers who need a temporary break from care giving so they can come back refreshed and ready to provide good care again. Respite service pays someone to come into the home, take care of a child with disabilities or special needs, and give the primary caregiver a temporary break. This would include adult children caring for siblings with disabilities or special needs and parents of children with disabilities or special needs. This program pays for respite services (someone to come into the home to care for a child with a disability or special needs to give the primary caregiver a temporary break). It is for people who are not receiving the service from another government program. Caregivers who need a temporary break from providing care to persons of any age with special needs. Examples of special needs are developmental and physical limitations, emotional or behavioral disorders, chronic illness, Alzheimer's disease and related health concerns, or persons at risk of abuse and neglect. The Lifespan Respite Subsidy Program serves clients whose monthly, adjusted gross income is at or below 312% of the Federal Poverty Guidelines. If eligible, the program will provide a payment for respite services up to \$125 per client per recipient per month except for recipients DHHS has approved for exceptional circumstances funding, including crisis respite.

TANF Certifications

States that include TANF in the Combined State Plan must provide a certification by the chief executive officer of that State, that during the fiscal year, the State will:

<i>The State Plan must include</i>	Include
<i>1. Operate a child support enforcement program under the State Plan approved under part D. (section 402(a)(2) of the Social Security Act);</i>	Yes
<i>2. Operate a foster care and adoption assistance program under the State Plan approved under part E, and that the State will take such actions as are necessary to ensure that children receiving assistance under such part are eligible for medical assistance under the State Plan under title XIX. (section 402(a)(3) of the Social Security Act);</i>	Yes
<i>3. Specify which State agency or agencies will administer and supervise the program referred to in paragraph (1) for the fiscal year, which shall include assurances that local governments and private sector organizations (section 402(a)(4) of the Social Security Act)—</i>	
<i>3. (A) have been consulted regarding the plan and design of welfare services in the State so that services are provided in a manner appropriate to local populations; and</i>	Yes
<i>3. (B) have had at least 45 days to submit comments on the plan and the design of such services;</i>	Yes
<i>4. Provide each member of an Indian tribe, who is domiciled in the State and is not eligible for assistance under a tribal family assistance plan approved under section 412, with equitable access to assistance under the State program funded under this part attributable to funds provided by the Federal Government. (section 402(a)(5) of the Social Security Act);</i>	Yes
<i>5. Establish and enforce standards and procedures to ensure against program fraud and abuse, including standards and procedures concerning nepotism, conflicts of interest among individuals responsible for the administration and supervision of the State program, kickbacks, and the use of political patronage. (section 402(a)(6) of the Social Security Act);</i>	Yes
<i>6. (optional) Establish and Enforcing standards and procedures to (section 402(a)(7) of the Social Security Act).—</i>	
<i>6.i. screen and identify individuals receiving assistance under this part with a history of domestic violence while maintaining the confidentiality of such individuals;</i>	Yes
<i>6.ii. refer such individuals to counseling and supportive services; and</i>	Yes
<i>6.iii. waive, pursuant to a determination of good cause, other program requirements such as time limits (for so long as necessary) for individuals receiving assistance, residency requirements, child support cooperation requirements, and family cap provisions, in cases where compliance with such requirements would make it more difficult for individuals receiving assistance under this part to escape domestic violence or unfairly penalize such individuals who are or have been victimized by such violence, or individuals who are at risk of further domestic violence.</i>	Yes

Employment and Training Programs Under the Supplemental Nutrition Assistance Program (Programs Authorized Under Section 6(d)(4) of the Food and Nutrition Act of 2008 (7 U.S.C. 2015(d)(4)))

a. General Requirements [27]

The State agency must prepare and submit an Employment and Training (E&T) Plan to its appropriate Food and Nutrition Service (FNS) Regional Office. The E&T Plan must be available for public inspection at the State agency headquarters. A State agency may include its plan for the SNAP E&T program in a Combined Plan under WIOA but will require FNS approval prior to implementation and must continue to make a copy of the plan available for public inspection. If a State includes SNAP E&T in a Combined Plan under WIOA, the State agency will detail the following for each year covered by the Combined Plan: [27] 7 CFR § 273.7(c)(6)

1. *The nature of the E&T components the State agency plans to offer and the reasons for such components, including cost information. The methodology for State agency reimbursement for education components must be specifically addressed. If a State agency plans to offer supervised job search in accordance with paragraph (e)(2)(i) of this section, the State agency must also include in the E&T plan a summary of the State guidelines implementing supervised job search. This summary of the State guidelines, at a minimum, must describe: The criteria used by the State agency to approve locations for supervised job search, an explanation of why those criteria were chosen, and how the supervised job search component meets the requirements to directly supervise the activities of participants and track the timing and activities of participants;*

Non-Education, Non-Work Components:

1. Component Name: **Supervised Job Search**

- a. Description of Component: Supervised job search is offered for participants who are work-ready as determined by assessment, recently unemployed, underemployed or prefer job search to other components. The supervision is completed in any of the four following ways:
 - i. Online – NDOL has a website (NEWorks), accessible from anywhere, through which clients can apply for jobs which tracks jobs for which client has applied. For this section of the component, NEWorks is the state approved location. Clients are credited 1 hour for each application. The time includes time to research and submit applications.
 - ii. In-person – Clients that go out into the community to apply for jobs are required to keep a log of the time it takes to apply. During weekly face-to-face contact, or telephone contact if the client is unable to get to an office, workers review and sign off on the time. If clients do not keep exact time, they provide verification of applications and they are credited 1 hour for each application. The state approved locations for this section of the component are the places of employment at which the client is applying and the NDOL office for weekly check-ins or via telephone if the client is unable to get to an office.
 - iii. With worker – Clients meet monthly with the worker, during which time the worker assists with applications as necessary. Number of applications and time spent is tracked by worker. NDOL offices are the state approved locations for this section of the component.
 - iv. With NDOL – Clients can use NDOL computer labs at NDOL offices for job searching that are supervised by an NDOL worker and have the NDOL worker sign and verify the hours. NDOL offices are the state approved location for this section of the component.
- b. Requirements: Register with NDOL; Report minimum of 5 job contacts weekly for up to 8 weeks total to Employment Specialist. Contact with worker weekly and meet in-person with worker once per month. This applies to all supervision methods.
- c. Geographic area: All 18 E&T Counties, including SNAP Next Step.
- d. Target audience: Work Ready ABAWDs, Unemployed & Underemployed
- e. Anticipated monthly participants (unduplicated count): 20
- f. Anticipated monthly cost: \$1,368.33
- g. Provider(s) of component: SNAP E&T Employment Specialist

2. Component Name: **Job Search Training**

- a. Description of Component: This component is offered for participants who need soft skills for work readiness and job search, such as setting goals, solving problems, choosing careers, using the internet, creating resumes, completing applications and improving interviewing skills. Referrals are given to local resources for health and financial help. Job search training may be combined with unsupervised job search consisting of no more than 50% of the time spent in the component.

- b. Requirements: Discuss handouts with Employment Specialist about tips for job applications, resumes, and job interviews and complete a master application and/or resume. Client works with Employment Specialist for 1 to 5 hours per week based on level of assistance needed.
 - c. Geographic area: All 18 E&T Counties, including SNAP Next Step.
 - d. Target audience: ABAWDs, Unemployed & Underemployed
 - e. Anticipated monthly participants (unduplicated count): 10
 - f. Anticipated monthly cost: \$684.17
 - g. Provider(s) of component: SNAP E&T Employment Specialist.
3. Component Name: **Job Retention Services**
- a. Description of Component: Job retention services are offered for E&T participants who gain employment after participating in another E&T component. Includes mentoring and job coaching from Employment Specialist, plus supportive services if needed for a minimum of 30 days up to 90 days.
 - b. Requirements: Verify New employment
 - c. Geographic area: All 18 E&T Counties, including SNAP Next Step.
 - d. Target audience: ABAWDs and Underemployed
 - e. Anticipated monthly participants (unduplicated count): 15
 - f. Anticipated monthly cost: \$1,026.25
 - g. Provider(s) of component: SNAP E&T Employment Specialist

Education Components:

1. Component Name: **Basic Education**
- a. Description of Component: Basic education is offered for participants who need Adult Basic Education, High School Equivalency, and English as Second Language classes to increase employability and/or prepare participant for vocational education. State education funds do not cover these classes. Participants are referred to partners NDOL and VR plus any local programs for possible funding first. If not eligible, may use E&T funds. Education may be combined with unsupervised job search consisting of no more than 50% of the time spent in the component.
 - b. Requirements: Verify enrollment, completion of program, received a certificate. Education level of effort requirement is a minimum of 12 hours per month. Contact with Employment Specialist and client once per week, face-to-face if able otherwise via telephone, to discuss enrollment, progress, and any needs.
 - c. Geographic area: All 18 E&T Counties, including SNAP Next Step.
 - d. Target audience: ABAWDs, Unemployed & Underemployed
 - e. Anticipated monthly participants (unduplicated count): 3
 - f. Anticipated monthly cost: \$892.85
 - g. Provider(s) of component: NDOL or VR contractors – community colleges, etc.
2. Component Name: **Vocational Career Education**
- a. Description of Component: Short term training for in demand job skills and/or credentials needed to prepare participant for work in current or emerging high demand occupations. The most common certifications are for Commercial Driver's Licenses (CDL) for trucking and certified nursing assistant certifications. Participants are referred to partners NDOL and VR plus federal financial aid and any local programs for possible funding first. If not eligible, may use E&T funds. Education may be combined with unsupervised job search consisting of no more than 50% of the time spent in the component.
 - b. Requirements: Verify enrollment, attendance, whether passed, received a certificate, credential or license. Education level of effort requirement is a minimum of 12 hours per month. Contact with Employment Specialist and client once per week, face-to-face if able otherwise via telephone, to discuss enrollment, progress, and any needs.
 - c. Geographic area: All 18 E&T counties, including SNAP Next Step. Target audience: Low skilled ABAWDs, Unemployed & Underemployed
 - d. Target audience: Low skilled ABAWDs, Unemployed and Underemployed
 - e. Anticipated monthly participants (unduplicated count): 4
 - f. Anticipated monthly cost: \$1,190.47
 - g. Provider(s) of component: NDOL or VR contractors – community colleges, etc.

Work Experience Components:

1. Component Name: **On-the-job Training**
- a. Description of Component: Training by an employer that is provided to a paid participant engaged in productive work to develop specific occupational skills or obtain specialized skills required by an employer that the participant does not already possess. Participants are referred to partners (identified

below) for OJT. NDOL runs OJT and NDOL pays the subsidized wages. SNAP E&T then assists participants with supportive services to be successful. OJT’s and training is determined by NDOL. NDOL determines any training with the employers providing the OJT’s. Labor Market information is used to determine high demand careers.

- b. Requirements: Verify enrollment, attendance, whether passed, received a certificate, credential or license. Education level of effort requirement is a minimum of 12 hours per month. Contact with Employment Specialist at NDOL and client once per week, face-to-face if able otherwise via telephone, to discuss enrollment, progress, and any needs.
- c. Geographic area: All 18 E&T counties, including SNAP Next Step.
- d. Target audience: Low skilled ABAWDs, Unemployed & Underemployed
- e. Anticipated monthly participants (unduplicated count): 1
- f. Anticipated monthly cost: \$959.53
- g. Provider(s) of component: NDOL or VR contractors – community colleges, etc.

No additional services are currently offered, but the Department is currently reviewing the other potential E&T services to see what the program can effectively offer. Prior to implementation, the Department will consult with outside agencies and the Workforce Development board to determine the most effective way in which to do so.

- 2. *A description of the case management services and models, how participants will be referred to case management, how the participant’s case will be managed, who will provide case management services, and how the service providers will coordinate with E&T providers, the State agency, and other community resources, as appropriate. The State plan should also discuss how the State agency will ensure E&T participants are provided with targeted case management services through an efficient administrative process;*

Case management services are offered by E&T Workforce Coordinators and partners. As part of the initial referral to the appropriate Workforce Coordinator or partner, it is expected that case management is also provided by the entity providing services, or co-case management when a client is enrolled in multiple programs. Each partner or Workforce Coordinator is responsible for case management for all of their E&T participants. Case management can be done virtually or in person. Workforce Coordinators conduct weekly case management check-ins to ensure progress with employment plans and to help overcome barriers to meet self-sufficiency. Case management is individualized based on the participant's employment plan.

- 3. *An operating budget for the Federal fiscal year with an estimate of the cost of operation for each Federal fiscal year covered by the Combined Plan. Any State agency that requests 50 percent Federal reimbursement for State agency E&T administrative costs, other than for participant reimbursements, must include in its plan, or amendments to its plan, an itemized list of all activities and costs for which those Federal funds will be claimed, including the costs for case management and casework to facilitate the transition from economic dependency to self-sufficiency through work. Costs in excess of the Federal grant will be allowed only with the prior approval of FNS and must be adequately documented to assure that they are necessary, reasonable and properly allocated. A State must submit a plan amendment to request budget adjustments at least 30 days prior to planned implementation;*

Table A. Anticipated budget for FFY 2022

Funding Source	Administrative Costs	Participant Reimbursement Costs	Total
Federal Allocation 100%	\$316,163.04	\$0	\$316,163.04
50/50 Administrative reimbursements	\$890,102	\$0	\$890,102
50/50 Participant reimbursements	\$0	\$49,112	\$49,112
Pledge/ABAWD (estimated)	\$0	\$0	\$0
Match funds	-	-	-
State agency	\$0	\$37,362	\$37,362
County (total)	\$0	\$0	\$0
Third party partner (Urban League of Nebraska; National Able Network; Grand Island YWCA)	\$192,301	\$7,250	\$199,551
Community based partner (note name)	\$0	\$0	\$0
Community college (Metropolitan Community College)	\$697,801	\$4,500	\$702,301
Alternate Funding	-	-	-
Direct foundation (note name)	\$0	\$0	\$0
Employer grants (note name)	\$0	\$0	\$0
Cash incentives (note name)	\$0	\$0	\$0

Funding Source	Administrative Costs	Participant Reimbursement Costs	Total
Other (TANF allowable expenses)	\$0	\$550,000	\$550,000
Total	\$2,096,367.04	\$648,224	\$2,744,591.04

Table A provides the anticipated budget for FFY 2022 Nebraska expects similar allocations for 100% and 50/50 funding for future FFYs. For FFYs 2021 through 2024, TANF funding is anticipated to increase as follows:

- 2021 - \$35,365
- 2022 - \$550,000
- 2023 - \$1,500,000
- 2024 - \$1,500,000

4. *The categories and types of individuals the State agency intends to exempt from E&T participation, the estimated percentage of work registrants the State agency plans to exempt, and the frequency with which the State agency plans to reevaluate the validity of its exemptions;*

Nebraska’s SNAP E&T program is voluntary, so there are no exemption types being used. All individuals that wish to participate and are close enough to an office to be able to participate may participate. Only aliens that are not work-eligible and most children under age 18 cannot participate.

5. *The characteristics of the population the State agency intends to place in E&T;*

Answer included in section 3.

6. *The estimated number of volunteers the State agency expects to place in E&T;*

In FFY 2020, Nebraska SNAP E&T expects to enroll 250 volunteer participants in the program. The program will be expanding into the Omaha area starting in FFY 2021 so there are not accurate estimates at this time due to the uncertain nature of the programing.

7. *The geographic areas covered and not covered by the E&T Plan and why, and the type and location of services to be offered;*

Currently SNAP E&T is offered in the cities listed below and the surrounding areas. “Surrounding areas” is not fully defined in order to allow anyone that can reasonably participate in the program to participate, regardless of distance. The cities are:

- Scottsbluff
- Sidney
- North Platte
- Lexington
- Kearney
- Grand Island
- Hastings
- Columbus
- Norfolk
- Omaha

All service are offered in all locations. As previously mentioned, the program has expanded into Omaha starting in FFY 2021 and all services will be offered.

8. *The method the State agency uses to count all work registrants as of the first day of the new fiscal year;*

A report is run by the system in the early morning of October 1st every year that checks for all work registered individuals entered into the N-FOCUS system with an active SNAP case.

9. *The method the State agency uses to report work registrant information on the quarterly Form FNS–583;*

After the report that generates on October 1st, a second report is run on October 2nd and then the first of the month for every subsequent month in the FFY in order to capture new work registrants. This monthly number is compared against the October 1st and other reports prior to it in the year to determine if an individual is a unique or duplicate work registrant.

10. *The method the State agency uses to prevent work registrants from being counted twice within a Federal fiscal year. If the State agency universally work registers all SNAP applicants, this method must specify how the State agency excludes those exempt from work registration under 7 C.F.R. §273.7(b)(1). If the State agency work registers nonexempt participants whenever a new application is submitted, this method must also specify how the State agency excludes those participants who may have already been registered within the past 12 months as specified under 7 C.F.R. §273.7(a)(1)(i);*

Included in Section 8

11. *The organizational relationship between the units responsible for certification and the units operating the E&T components, including units of the Statewide workforce development system, if available. FNS is specifically concerned that the lines of communication be efficient and that noncompliance by the participant be reported to the certification unit within 10 working days after the noncompliance occurs;*

Eligibility Workers (EWs) are responsible for certification and the E&T Workforce Coordinators are responsible for operating the E&T program. Because of the DHHS's partnership with NDOL, the SNAP Next Step workers are located in NDOL American Jobs Center offices whereas EWs are located in DHHS offices. The one exception is the E&T worker in Kearney who works out of a DHHS office. At any time an EW determines a client might be eligible for E&T/Next Step, the can either directly refer to an E&T worker or via an e-mail set up for all referrals.

12. *The relationship between the State agency and other organizations it plans to coordinate with for the provision of services, including organizations in the Statewide workforce development system, if available. Copies of contracts must be available for inspection; The State agency must document how it consulted with the State workforce development board. If the State agency consulted with private employers or employer organizations in lieu of the State workforce development board, it must document this consultation and explain the determination that doing so was more effective or efficient. The State agency must include in its E&T State plan a description of any outcomes from the consultation with the State workforce development board or private employers or employer organizations. The State agency must also address in the E&T State plan the extent to which E&T activities will be carried out in coordination with the activities under title I of WIOA;*

Nebraska DHHS and DOL's WIOA Title I specifically partner together to co-enroll clients in order to provide comprehensive services and for the programs to assist each other in provide services. This portion of E&T is referred to as Next Step.

13. *The availability, if appropriate, of E&T programs for Indians living on reservations after the State agency has consulted in good faith with appropriate tribal organizations;*

Nebraska E&T Services are not offered in the areas that have Tribal affiliation at this time. If E&T becomes available in those areas, the SNAP Program Manager will consult with the Tribal Organizations to explain the program and its benefits. Thus far, NDHHS has not provided a consultation because E&T has not been offered in a tribal community. If E&T becomes available then consultations will be done annually to support the tribal organization's access to the program. No individuals from a tribe are currently served by the program.

14. *If a conciliation process is planned, the procedures that will be used when an individual fails to comply with an E&T program requirement. Include the length of the conciliation period; and*

Because SNAP E&T is not mandatory in Nebraska, there is currently no conciliation process.

15. *The payment rates for childcare established in accordance with the Child Care and Development Block Grant provisions of 45 CFR 98.43 and based on local market rate surveys.*

SNAP E&T has not developed childcare payment rates. The Child Care Subsidy program in Nebraska covers all SNAP E&T clients that are in need of childcare assistance.

16. *The combined (Federal/State) State agency reimbursement rate for transportation costs and other expenses reasonably necessary and directly related to participation incurred by E&T participants. If the State agency proposes to provide different reimbursement amounts to account for varying levels of expenses, for instance for greater or lesser costs of transportation in different areas of the State, it must include them here.*

Allowable participant reimbursements depend on the E&T component and the participant's need. Reimbursements must be for supportive services that are needed by the participant to participate and be successful in that component and must not be available to them from other agencies, grants or other sources at little or no cost. Allowable examples of participant reimbursements may include, but are not limited to:

1. Transportation expense to participate such as gasoline or bus passes. This is commonly \$10 to \$30 weekly, depending on current local prices and commute distance, minor car repairs, etcetera.
2. Job Search related expenses such as clothing needed for job interviews.
3. Work-related expenses such as specific clothing, uniform or tools required for a specific job that a participant has accepted.
4. Education and/or Training related expenses such as books, equipment, exam or certificate fees required for training.
5. Mandatory background checks if required and not normally paid by the employer or school.
6. Tuition for Basic Education and Vocational Training

Under special circumstances the SNAP Program Manager may approve an amount over the maximum caps. Below notes the cap maximums allowed by NDHHS per participant per E&T FFY:

1. Transportation cap - \$500
2. Job search related expense cap - \$100
3. Work Related expenses cap - \$200
4. Education and/or training related expense cap - \$500
5. Background check cap - \$100
6. Tuition cap - \$3,000
7. Combined cap for all reimbursable expenses - \$4,400. NOTE: If someone would exceed the cap, the SNAP Program Manager will determine if the expense will be allowable past the cap.

17. *Information about expenses the State agency proposes to reimburse. FNS must be afforded the opportunity to review and comment on the proposed reimbursements before they are implemented.*

Included in section 15.

18. *For each component that is expected to include 100 or more participants, reporting measures that the State will collect and include in the annual report in paragraph (c)(17) of this section. Such measures may include:*

- A. *The percentage and number of program participants who received E&T services and are in unsubsidized employment subsequent to the receipt of those services;*
- B. *The percentage and number of participants who obtain a recognized credential, a registered apprenticeship, or a regular secondary school diploma (or its recognized equivalent), while participating in, or within 1 year after receiving E&T services;*
- C. *The percentage and number of participants who are in an education or training program that is intended to lead to a recognized credential, a registered apprenticeship an on-the-job training program, a regular secondary school diploma (or its recognized equivalent), or unsubsidized employment;*
- D. *Measures developed to assess the skills acquisition of E&T program participants that reflect the goals of the specific components including the percentage and number of participants who are meeting program requirements or are gaining skills likely to lead to employment; and*
- E. *Other indicators approved by FNS in the E&T State plan.*

b. *Able-bodied Adults without Dependents (ABAWD) [28]*

A State agency interested in receiving additional funding for serving able-bodied adults without dependents (ABAWDs) subject to the 3- month time limit, in accordance with 7 C.F.R. §273.7(d)(3), must include the following for each Federal fiscal year covered by the Combined Plan under WIOA: [28] 7 CFR § 273.7(c)(7)

1. *Its pledge to offer a qualifying activity to all at-risk ABAWD applicants and recipients;*

Nebraska is not a pledge state for ABAWD; however the Department does still serve ABAWDs. As of August 1st, 2019, NDHHS identified 16,093 unduplicated ABAWDs statewide receiving SNAP benefits. This number constitutes approximately 10.08% of all active SNAP participants. A significant need for our ABAWD population is services for homelessness. Eligibility Workers (EWs) provide ABAWD clients with local resources upon request.

EWs are alerted that an ABAWD will be losing his/her eligibility ~30 days before what will be the close effective date. EWs are instructed to contact clients to determine if any new exemptions have arisen or to see if the client is either employed or volunteering. When speaking with the client, EWs inform them of the ABAWD exemptions, including the ability to volunteer.

If the client is within an area served by E&T and/or Next Step, the E&T specialists contact ABAWDs to try to enroll them and to support them in their ability to meet the ABAWD work requirement through a qualifying E&T component.

The two components that NDHHS offer that meet the ABAWD work requirements are Basic Education and Vocational Training

2. Estimated costs of fulfilling its pledge;

Nebraska is not a pledge state. See b. 1.

3. A description of management controls in place to meet pledge requirements;

Nebraska is not a pledge state. See b. 1.

4. A discussion of its capacity and ability to serve at-risk ABAWDs;

See b. 1.

5. Information about the size and special needs of its ABAWD population; and

See b. 1.

6. Information about the education, training, and workfare components it will offer to meet the ABAWD work requirement

See b. 1.

Trade Adjustment Assistance (TAA)

There are no program-specific state planning requirements for TAA. If the state includes TAA in a Combined State Plan, the state must incorporate TAA in its responses to the common planning elements in sections II, III, IV, and V of the WIOA State Plan requirements instrument.

Has the state incorporated TAA into the sections indicated above?

Yes

Jobs for Veterans' State Grants

(OMB Control Number: 1225-0086)

The Jobs for Veterans' State Grants (JVSG) are mandatory, formula-based staffing grants to States (including DC, PR, VI and Guam). The JVSG is funded annually in accordance with a funding formula defined in the statute (38 U.S.C. 4102A (c) (2) (B) and regulation and operates on a fiscal year (not program year) basis, however, performance metrics are collected and reported quarterly on a Program Year basis (as with the ETA-9002 Series). Currently, VETS JVSG operates on a multi-year grant approval cycle modified and funded annually.

In accordance with 38 U.S.C. § 4102A(b)(5) and § 4102A(c), the Assistant Secretary for Veterans' Employment and Training (ASVET) makes grant funds available for use in each State to support Disabled Veterans' Outreach Program (DVOP) specialists and Local Veterans' Employment Representatives (LVER) staff. As a condition to receive funding, 38 U.S.C. § 4102A(c)(2) requires States to submit an application for a grant that contains a State Plan narrative, which includes:

- a. How the State intends to provide employment, training and job placement services to veterans and eligible persons under the JVSG;*

Introduction

Nebraska will support 6.0 full time FTE DVOP positions, 4.0 (three full-time and two half-time) FTE LVER positions, and 3.0 FTE Consolidated positions beginning fiscal year 2022, each with specific duties and responsibilities. The introduction of Consolidated positions is new to Nebraska and intended to expand and enhance LVER services to employers in rural areas of the state. These specific service areas have experienced a decline in its veteran population as time continues to distance us from Vietnam, Gulf War, and Global War on Terror Campaign Veterans. The intent of these positions is to improve the effectiveness of simultaneously connecting veterans served by the consolidated positions to local area employers; while also increasing veterans hiring practices and employer support within the local business community.

DVOPs and LVERs have formed strong partnerships with other one-stop programs to integrate Veteran services and to promote employment, training, and placement opportunities for Veterans throughout all areas of the state. This includes integration with state and Federal agencies. This integration ensures that qualified Veterans can be simultaneously enrolled with other partner programs such as Wagner-Peyser, Trade Adjustment Assistance (TAA), Workforce Innovation and Opportunities Act (WIOA), Vocational and Rehabilitation Employment Program (VR&E) and others.

Nebraska National Guard

In collaboration with the Nebraska National Guard (NENG), Wagner-Peyser staff routinely attends unit demobilization and reintegration trainings to assist eligible Veterans with employment and training services. These events, known as "Yellow Ribbon Events," provide staff an opportunity to promote Veteran services to newly separated Veterans. DVOPs work with Wagner-Peyser staff to inform and educate them on relevant information to promote and share. NDOL conducts training sessions to present job search, resume, and interviewing skills workshops to NENG members during weekend unit trainings and other appropriate occasions. NDOL will develop, implement, and offer new and updated informational sessions during NENG weekend training sessions as needed.

Nebraska VR Program

The Nebraska VR sponsors a statewide Brain Injury Advisory Council (BIAC) and facilitates education and trainings for those providing services to this unique population with Federal Traumatic Brain Injury (TBI) grant funds. NDOL is working to ensure that all DVOP and LVER staff has the opportunity to attend these informational sessions and to access free, online TBI education and training resources. This allows the DVOP and LVER staff to address the employment barriers created by TBIs. Training provided through the BIAC has been integrated as a mandatory annual training for JVSG staff

Veterans Benefits Administration

NDOL continues to develop and refine the relationship with the Veterans Benefits Administration Regional Office regarding assistance and monitoring of Chapter 31 Veterans. In Nebraska, the state Intensive Services Coordinator (ISC) provides Chapter 31 referrals from VR&E Counselors to DVOP staff across the state. Upon receipt of the referral, DVOP staff provides initial Labor Market Information (LMI) or employment services. Initial LMI is provided to help the Vocational Rehabilitation Counselor (VRC) and the Veteran choose suitable occupation and training choices leading to self-sufficiency. DVOPs, with assistance from LVER staff, provide employment and placement services near the completion of the Veteran's Chapter 31 training.

Nebraska Department of Correctional Services

DVOPs provide outreach, employment, and training information to incarcerated Veterans at state- and county-level correctional facilities, the majority of which are located near the Lincoln and Omaha AJCs. DVOP-outreach at these facilities is scheduled as needed when Veterans are identified within the incarcerated population. Eligible incarcerated Veterans who are approved for work release are referred to DVOPs for job development and other placement activities and provide optimal support as the incarcerated Veteran transitions to life outside the correctional institution.

Nebraska Homeless Continuums of Care

The preponderance of homeless Veterans are located in the Omaha and Lincoln metropolitan service delivery areas, which have the greatest number of support agencies available to provide assistance through the Nebraska Homeless Continuums of Care and their community partners. However, regardless of location, when a homeless Veteran is identified, DVOPs will commence and coordinate support activities with local shelters and health organizations to provide for basic subsistence needs and referral to job training activities or agencies. If job ready, DVOPs provide job placement and referral services and initiate contact with public housing and social service agencies to provide needed support services when transitioning to employment.

All DVOP and LVER staff has the responsibility to expand partnerships and coordination with other resource and community agencies in their locations in order to locate and assist the various Veteran groups and provide additional services. LVER staff will work with industry employers and employer associations to identify the skills needed for in-demand occupations. If applicable, LVERs will provide information on military skill identifiers and military occupational specialties that possess similar skills and experiences but may be unknown to employers due to differences between military and civilian terminology. LVER staff will work with additional agencies including Nebraska State Vocational Rehabilitation, local County Veteran Service Offices, Vet Centers, satellite VA clinics, homeless shelters, and NENG units, etc., to develop the in-demand skills that have been identified. LVERs will keep DVOPs well informed of in-demand occupations and related job training opportunities. DVOPs will present information on services and opportunities in high-demand, high-skill, and high-wage occupations while conducting career counseling. DVOPs will assist Veterans and eligible spouses in making decisions based on individual needs in conjunction with the projected labor market information.

The Nebraska Department of Labor (NDOL) has partnered with the US Department of Labor Office of Apprenticeship to assist with the screening and assessment for the local electrical workers and steamfitters unions. Additionally, NDOL has developed a dedicated Veteran's services web page outlining available resources. Through this web page, Veterans and military personnel can access the current NDOL office directory that provides location and contact information for one-stop centers across the state. The web page includes information regarding priority of service, job search services, job fair information, and links to other Veteran service organizations, Federal employment information, and state and Federal benefit information.

COVID-19 Pandemic

During the COVID-19 pandemic, Nebraska developed new and innovative approaches to better serve Veterans and provide priority of service for assistance with traditional and pandemic UI claims. Beginning in PY19 and ending in PY20, NDOL contracted with a local call center to provide additional claim specialist support. This contract included the creation of a CRM that interfaced between the contractor and NDOL merit staff. On a daily basis, claimants in the contact queue were screened for veteran's service and received priority of service, as well as an immediate referral to their local DVOP for program eligibility determination and enrollment. This process was highlighted as a national best practice to other states.

Success regarding services to Veterans will be monitored and assessed through existing reporting mechanisms. This includes quarterly reports and reports located within NEworks (Nebraska's management information system). These reports currently provide information on employment and training activities for Veterans with SBE's and the targeted populations at state, regional, or local levels.

- b. *The duties assigned to DVOP specialists and LVER staff by the State; specifically implementing DVOP and LVER duties or roles and responsibilities as outlined in 38 U.S.C. § 4103A and 4104. These duties must be consistent with current guidance;*

DVOP Staff

Nebraska will support six (6.0 FTE) DVOP positions in this next fiscal year, each with specific duties and requirements. All DVOPs are state merit staff assigned to an American Job Center across the state located in Grand Island, Columbus, Norfolk, Omaha, and Lincoln. DVOPs are integrated into the one-stop delivery system and are well versed in the process of developing and maintaining strong relationships with other service providers and program partners to promote employment, training, and placement services for Veterans. NDOL conducts numerous public relations activities to ensure

the public is aware of the services available to Veterans. This includes the use of informational pamphlets, webpages, and social media posts containing information about the employment services offered by DVOPs and LVERs.

DVOPs will provide or coordinate the full range of employment and training services to Veterans with SBE's and other eligibles in accordance with the VPL 03-14 Change 2 and VPL 03-19. The intent is to serve Veterans with SBE's and other eligibles with the following Significant Barriers to Employment (SBE) or within the following target populations:

1. special disabled or disabled Veterans;
2. Vietnam Era Veterans;
3. homeless Veterans, to include those fleeing domestic violence and other dangerous or life-threatening conditions;
4. recently separated service members who at any point in the previous 12 months has been unemployed for 27 or more weeks;
5. offenders who are currently incarcerated or released from incarceration;
6. Veterans lacking a high school diploma or equivalent;
7. low-income Veterans;
8. Veterans between the ages of 18-24;
9. Transitioning Service Members (TSM's) identified as in need of individualized career services;
10. members of the Armed Forces who are wounded, ill, or injured and receiving treatment in a Military Treatment Facility (MTF) or Warrior Transition Unit (WTU); and
11. spouses or other family caregivers of wounded, ill, or injured members of the Armed Forces.

These Veterans may be identified and referred through other partner or program staff such as WIOA Title I and III programs, Trade Adjustment Assistance (TAA), Unemployment Insurance, Nebraska Department of Health and Human Services, Nebraska VR Program, and Veteran County Service officers. Regardless of the referral source, the provision of direct services provided by DVOP staff to Veterans with a SBE may include:

1. initial and/or in-depth assessment;
2. individualized career services as defined in VPL 3-14;
3. case management activities and established case files;
4. Individual Employment Plans (IEP);
5. provision of labor market information;
6. referral to supportive service programs and resources;
7. co-enrollment (shared case management responsibility) with other agency, state or partner staff;
8. job search assistance;
9. job development; and
10. individual or group career counseling.

DVOP staff will also place emphasis on outreach activities and partnerships with other NDOL partners and programs within their local communities to locate those Veterans who may benefit from individualized services. DVOPs will provide technical assistance or guidance as needed to community-based organizations and assist other NDOL staff in carrying out their responsibilities to serve Veterans.

All VR&E/Chapter 31 Veterans referrals will be disseminated to DVOP staff. The referral process will be coordinated through the State ISC. VR&E counselors will outline needed services for the Veteran that may include the need for labor market information, assessments, and job placement services. DVOP staff will case manage and track those Veterans deemed as job ready or who are within 60 days of completing their Individual Written Rehabilitation Plan (IWRP). DVOP staff will be required to maintain regular communication with the Veteran and provide monthly updates to the ISC regarding the Veterans' progress.

DVOP responsibilities and job functions

DVOP Responsibilities and Job Functions include:

1. Outreach
 - a. provide outreach services to the entire service area, including surrounding towns outside of the NDOL location;
 - b. actively recruit eligible Veterans and spouses through consistent and on-going efforts, which include:
 - i. partnering with Wagner-Peyser Employment Service staff regarding referrals to DVOPs;
 - ii. developing and expanding partnerships with agencies that serve Veterans;
 - iii. communicating with Veteran service staff from other Veteran programs, such as Nebraska Veteran Affairs, and Veteran Service Officers (VSOs); and

- iv. partnering with community colleges, state colleges, universities and other educational institutions to obtain Veteran referrals;
 - c. review newly registered reports in NEworks (Nebraska's management information system) and partner with Wagner-Peyser Employment Service staff to receive Veteran referrals; and
 - d. maintain beneficial relationships with area VSOs, VFWs, American Legions, local armories, Salvation Army, rescue mission, Goodwill, National Guard and Reserve, community foundations, chambers of commerce, and other organizations that serve SBE veterans within their area of operation;
2. Service Delivery
 - a. recruit, enroll, and maintain an active caseload that corresponds to the staffing matrix: 1.0 FTE = minimum of 40 unique newly case-managed Veterans annually;
 - b. provide all Veterans on the caseload with individualized career services;
 - c. maintain an active caseload that accurately reflects the Veterans being provided individualized career services;
 - d. remove Veterans from case management at the conclusion of ongoing individualized career services; and
 - e. continuously evaluate the individualized career services provided to Veterans to determine if sufficient progress is being made and how the Veteran is benefitting from case management;
 3. Program Knowledge
 - a. be informed of changes in Veteran related policies and programs and share relevant information with staff and management;
 - b. attend National Veterans Training Institute (NVTI) training; and
 - c. participate in Vets Technical Assistance activities, webinars, and trainings.

Management responsibilities to support DVOPs

Management responsibilities to support DVOPs include:

The manager is responsible for the workload and production level of the DVOP. To ensure that that the DVOP is working productively and meeting the goals of the VETS program, the Manager will:

1. meet on a regular basis with the DVOP to discuss the following:
 - a. outreach and enrollment efforts;
 - b. obstacles that are preventing the DVOP from meeting expectations;
 - c. enrollments and services provided since the previous meeting;
 - d. DVOP strengths and opportunities for improvement; and
 - e. issues, questions, and concerns will be discussed;
2. review all new enrollments to ensure data integrity and program eligibility are met;
3. determine the need for and request technical assistance from the Veterans Program Coordinator;
4. assist in coordinating necessary NEworks Training and technical assistance to be provided by the manager, NDOL administration, and/or the Veterans Program Coordinator;
5. assist in coordinating National Veterans Training Institute (NVTI) training;
6. monitor DVOP progress using NEworks reports;
7. run and share appropriate NEworks reports, including Enrolled Individual reports and Services Provided Individual reports, to inform the DVOP of progress and identify areas of concern; and
8. conduct quality control (monitoring, data integrity, oversight, etc.) to ensure that program guidelines, rules, and expectations are followed.

LVER Staff

Nebraska will support three full-time and two half-time (4.0 FTE) LVER positions in the upcoming fiscal year, each with specific duties and requirements. All DVOPs are state merit staff assigned to an American Job Center across the state located in Hastings, Norfolk, Omaha, and Lincoln. One of the half-time (0.5 FTE) LVER staff is the JVSG Program Coordinator who is located in Grand Island.

LVER responsibilities and job functions

The outlined duties do not preclude the overarching LVER responsibility to ensure that Veterans are provided the full range of labor exchange services to meet their employment and training needs. The LVER shall be available to provide guidance and/or technical assistance to NDOL staff regarding the identification and referral of those Veterans who may benefit from more individualized career services, by either DVOP staff or other partner programs.

The LVER's two primary roles per 38 U.S.C. 4104(b), VPL 3-14, and NVTI Employer Outreach training, are to:

1. conduct outreach to area employers to assist veterans in gaining employment; and
2. facilitate employment, training, and placement services furnished to veterans in the American Job Center (AJC), defined as capacity building within the AJC.

The LVER is also responsible for advocating for all veterans, not just SBE veterans, and will be a fully integrated member of the AJC's business services team to advocate for veteran hiring. Nebraska's service model does not allow for placement of both business service representatives (BSR) and LVER staff in all regions. Therefore, BSR staff will fulfill the role of the LVER if there is no LVER located in their region. If any BSR staff requires assistance with helping an employer attract, onboard, or retain veterans or assisting an employer with setting up a veteran hiring initiative, the BSR contacts and teams up with the LVER to serve the employer.

Role 1 – Outreach to employers to facilitate Veteran employment

1. conduct outreach to area employers to assist veterans in gaining employment by:
 - a. marketing veterans as individuals with highly marketable skills and experience;
 - b. conducting employer outreach to build relationships;
 - c. coordinating and participating with other business outreach efforts;
 - d. contacting individual employers on behalf of Chapter 31 Veterans;
 - e. coordinating with unions, apprenticeship programs and businesses or business organizations to promote and secure employment and training programs for Veterans;
 - f. informing federal contractors of the process to recruit qualified Veterans
 - g. planning and participating in job and career fairs;
 - h. promoting credentialing and licensing opportunities for Veterans;
 - i. conducting seminars for employers; and
 - j. coordinating and participating with other business outreach efforts by tapping into employer contacts and networks.

Role 2 – Capacity building within the AJC

1. facilitate employment, training, and placement services as defined by VETS as the act of “capacity building” within the AJC to ensure easier access to the appropriate employment and training services for job seeking veterans:
 - a. playing an important role in assisting with the development of the service delivery strategies for Veterans in their assigned AJC;
 - b. advocating for Veterans by educating all AJC partner staff on current employment initiatives and programs for veterans, including priority of service, WIOA Title I, and other partner programs;
 - c. working directly with other AJC partner staff to assist with placement of Veteran participants;
 - d. providing targeted referral to employers and job openings; and
 - e. conducting job search assistance workshops for Veterans.

Consolidated Staff

Beginning in Fiscal Year 2022, the Department will support three consolidated positions (3.0 FTE) each with specific duties and responsibilities. All consolidated positions are filled by state merit staff assigned to an American Job Center across the state located in Scottsbluff, North Platte, and Beatrice.

Consolidated responsibilities and job functions

Consolidated positions will share the same responsibilities and job functions as DVOPs and LVERs at a 50% ratio. These Consolidated positions will be implemented to best serve the unique economic conditions and Veteran populations of the Panhandle, Mid-Plains and Southeast regions through leveraging DVOP and LVER functions.

JVSG Program Coordinator

One 1.0 FTE Program Coordinator will be assigned to the state's administrative office and serve as the state JVSG Program Coordinator. Primary duties for the JVSG Program Coordinator will be to provide technical assistance to DVOPs and LVERs regarding guidance issued by NDOL and the US Department of Labor and other policies and mandates regarding services for Veterans. This position will also be responsible for all quarterly and annual reporting requirements as defined in the JVSG. This LVER will also assist in coordinating staff attendance at Veteran-focused job fairs, Nebraska National Guard demobilization activities in their assigned areas, and compiling the Quarterly Managers Report on Services to Veterans.

c. *The manner in which DVOP specialists and LVER staff are integrated into the State’s employment service delivery system or American Job Center;*

DVOP, LVER, and Consolidated staff are strategically integrated into the State's employment service delivery system and American Job Centers network by allocating grant funded staff proportionately to regional service demand. There are four comprehensive American Job Centers and ten additional one-stop center locations in Nebraska.

Table132: Deployment of JVSG Staff within Nebraska

Region	Program	Number of Staff	Number of Counties
Panhandle	Consolidated	1.0	11
Mid-Plains	Consolidated	1.0	19
Southeast	Consolidated	1.0	13
Central	DVOP	1.0	22
Northeast	DVOP	2.0	23
Lincoln	DVOP	1.0	2
Omaha	DVOP	2.0	3
Central	LVER	0.5	22
Northeast	LVER	1.0	23
Omaha	LVER	1.0	3
Lincoln	LVER	1.0	2
Administration	LVER	.50	Program Support

NDOL will work to fill any JVSG vacancies as expeditiously as possible. When notified of a potential opening or staff intent to vacate a position, managers will seek approval or authorization from management to hire as soon as possible. This may include filling vacant positions with temporary or interim positions. Additionally, NDOL will make every attempt to satisfy the requirements of 38 USC 4102A(c)(8), which states that all newly assigned DVOP and LVER staff will receive training from the National Veterans’ Training Institute within 18 months of assignment.

d. *The Incentive Award program implemented using the 1% grant allocation set aside for this purpose, as applicable;*

Overview

USDOL VETS issued Grant Officer’s Memorandum No. 02-22 (Jobs for Veterans State Grants Incentive Award Program Update) on February 22nd, 2022. This memorandum clarified the use of incentive award funds for FY 2022 JVSG awards. SWAs *must* (emphasis added), rather than may, direct one percent of the amount of each grant for the purpose of making cash incentive awards. Furthermore, non-cash incentive awards must be reprogrammed as charges to the base allocation, which excludes the mandatory one percent set-aside for cash incentive awards to individuals or employment service offices.

Nebraska has historically utilized incentive award funds for a variety of purposes in compliance with Veterans Program Letter (VPL) 04-19. However, on February 1st, 2022 VETS issued VPL 01-22 which immediately superseded VPL 04-19. In VPL 01-22, Attachment 5 (Technical Assistance Guidance for Jobs for Veterans State Grant Incentive Award Plans) provides updated guidance to SWAs to reflect relevant changes.

Incentive Award Plan

In Nebraska, state laws and union agreements limit cash awards for the recognition of individual staff with cash awards based on Section 81-1307(7) Revised Statutes of Nebraska, and Chapter 18, of the Nebraska Classified System Personnel Rules. Nebraska will utilize our incentive award structure to provide cash awards primarily to employment services offices while utilizing a smaller percentage of cash awards directly to recognize select individuals and their unique impact on overall performance.

I. Objectives

Through highlighting and rewarding both the employment service offices and specific individual achievements, Nebraska’s incentive award program encourages a collective will to achieve excellence in the provision of services to veterans and/or to demonstrate improvements to the system for the delivery of such services. Leveraging the comprehensive network of workforce programs available within the One-Stop Delivery system, then customizing relevant resources to the individual Veteran, is a key strategy in Nebraska.

Oftentimes, innovative ideas are created by an individual, but successfully implemented through teamwork and coordinated process within the entire employment services office. By highlighting and rewarding such excellence, Nebraska’s incentive

award program helps scale best-practices across the state and encourages continuous improvement at both the individual and collective office levels.

II. Selection and Award Process

A. Structure

Cash incentive awards will be obligated into two distinct categories using a percentage-based allocation (to account for fluctuations in federal funding levels and provide general flexibility):

- 'Office Award': Employment Services Offices (80%): Nebraska will distribute four (4) office cash awards at \$2000/each
- 'Impact Award'; Individuals (20%): Nebraska will distribute four (4) cash awards at \$500/each

Note: Upon scoring completion, in the case of a tie in which funds do not allow for all tying submissions to receive the award. An equal split of either the Office and/or Individual amounts, respectively will be made to include tying offices and/or individuals. Thus, reducing the original amount intended in the respective category to an equal share across the category's recipients which in-turn will adjust number of Offices and/or Individual's award.

Each year, the State will determine the; (1) exact dollar amount assigned to the respective categories, (2) number and spending limit of impact (individual), and (3) number and spending limit of office awards.

Office Awards

Office awards will be awarded to local employment services offices based on the merit of their collective achievements in serving Veterans and promoting excellence. Cash awarded to each office will be spent at the discretion (with administrative approval) of the local office manager. Purchases must be of collective benefit to the office, and be made in compliance with VPL 01-22, the terms and conditions of the federal award, and allowable within the context of 2 CFR Part 200.

Impact Awards

Impact (individual) cash awards will be awarded to eligible recipients who's individual impact merits such recognition. In accordance with VPL 01-22, TAG Attachment 5, eligible recipients may include:

- Disabled Veterans' Outreach Program (DVOP) Specialists;
- Local Veterans' Employment Representative (LVER) staff;
- Consolidated DVOP/LVER staff; and
- Any individual providing employment, training, and placement services to Veterans under the Workforce Innovation and Opportunity Act (WIOA), including labor exchanges funded by the Wagner-Peyser Act

Nebraska Department of Labor additionally requires eligible incentive recipients to have no previous or pending personal reprimand(s) within the last calendar year and must have met minimum performance expectations as assigned by departmental administration.

Individual cash awards (\$500) are required to be reported on W-2 as taxable income.

B. Selection Criteria

Every year, a 'Selection Committee' comprised of the Nebraska Department of Labor (NDOL) Veterans Program Administrator, and Field Operations Administrator, and Veterans Program Coordinator will convene to evaluate and select applications for award. Members of the Committee are ineligible to receive individual awards and ineligible to nominate an Office and/or Individual Award. Selection criteria for impact (individual) awards and office awards will vary. All applications or nominations received will be scored by the committee utilizing an objective scoring rubric with specific evaluation criteria per award category.

Applications or nominations for impact (individual) awards and office awards may be submitted by any American Job Center (AJC) staff.

Applications or nominations for impact (individual) awards must demonstrate an instance or instance(s) of exceptional service to Veterans that occurred during the current program year (July 1-June 30). Examples may include, but are not limited to:

- Exemplary success story showcasing substantial assistance with overcoming SBEs leading to successful job placement or occupational skills training
- Developing and sharing a best practice that has greatly benefited Veterans

- Launching a new program or initiative that promotes employment or training opportunities for Veterans, SBE Veterans, and other eligible populations.
- Applications or nominations for office awards must also demonstrate an instance or instance(s) of exceptional service to Veterans, within the collective environment of the American Job Center. Examples may include but are not limited to: Fostering or strengthening partners relations at the local level that are of benefit to Veterans, directly resulting in successful job placement(s) or occupational skills training of Veterans, SBE Veterans, and other eligible populations.
- Implementing exceptional priority-of-services throughout the local workforce system
- Providing significant and demonstrable improvements in the provision of services to Veterans throughout the local workforce system

C. Selection Process

Prior to the application period beginning, the Committee shall distribute a standardized application/nomination form to all AJC staff. Upon completion of the selection process, the Committee will provide its detailed recommendations to the NDOL Reemployment Services Director for review and approval.

The committee will follow an annual selection schedule to ensure awards are granted and funds expended in a timely fashion (dates subject to change):

Date	Action
May 20	Application Period Begins
June 24	Application Period Ends
June 25	Application Scoring Begins
July 8	Award Recipients Announced
July 22	Purchase Requests Due
August 1	Purchase Requests Approved
September 30	FY Incentive Funds Expended/Obligated
December 31	FY Incentive Funds Liquidated

e. The populations of eligible veterans to be served, including any additional populations designated by the Secretary as eligible for services, and any additional populations specifically targeted by the State Workforce Agency for services from one-stop delivery system partners (e.g., Native American veterans; veterans in remote rural counties or parishes);

In accordance with VPL 03-14 Change 2 and VPL 03-19, Nebraska is placing emphasis on service to Veterans in need of individualized career services. In order to identify Veterans most in need, all American Job Centers (AJC) and one-stop centers will conduct “first point of contact” initial assessments. Veterans are afforded the opportunity to disclose voluntarily information that allows AJC and one-stop center staff to determine if there is a need for individualized career services. If there is a need, the Veteran with Significant Barriers to Employment (SBE's) or other eligible is referred to a DVOP to deliver individualized career services as defined in Veterans Program Letter VPL 03-14 Changes 1 and 2 and VPL 03-19 and listed below.

1. Special disabled or disabled Veterans, as those terms are defined in 38 USC § 4211(1) and (3) are those who:
 - a. are entitled to compensation, or but for the receipt of military retired pay would be entitled to compensation, under laws administered by the Secretary of Veterans Affairs; or
 - b. were discharged or released from active duty because of a service-connected disability.
2. Vietnam-era Veterans are those who are defined as an eligible veteran and either:
 - a. served at least one day in the Republic of Vietnam between February 28, 1961 and May 7, 1975; or
 - b. served at least one day on active duty at any location between August 5, 1964 and May 7, 1975.
3. Homeless Veterans, including those fleeing from domestic violence and other dangerous or life-threatening conditions, as defined in VPL 3-14 Change 2.
4. Recently separated service members, as defined in 38 USC § 4211(6), are those who at any point in during the previous 12 months have been unemployed for 27 or more weeks, and transitioning service members (TSMs) identified as in need of intensive services are those who:
 - a. do not meet career readiness standards receiving a "warm handover" from commander or as documented on form DD-2958; or
 - b. were released from active duty because of a service-connected disability.
5. Offenders, as defined under WIOA Sec. 3(38), are those who are currently incarcerated or have been released from incarceration.

6. Veterans lacking a high school diploma or equivalent are considered.
7. Veterans who are low-income individuals, as defined under WIOA Sec. 3 (36), are considered.
8. Veterans who are between the ages of 18-24 are considered.
9. Members of the Armed Forces who are wounded, ill, or injured and receiving treatment in a Military Treatment Facility (MTF) or Warrior Transition Unit (WTU) are considered.
10. Spouses or other family caregivers of such wounded, ill, or injured members of the Armed Forces are considered.

f. How the State implements and monitors the administration of priority of service to covered persons;

The state elects at this time to describe how the state implements and monitors priority of service to covered persons in this section.

TEN 15-10 defines a *covered person* as a “veteran who is eligible or spouse of an eligible veteran who is entitled to receive priority of service is a person who has served at least one day in the active military, naval, or air service, and who was discharged or released from service under any condition other than a condition classified as dishonorable is a covered person. This definition includes Reserve units and National Guard units activated for Federal Service.”

As patrons enter the American Job Center or affiliated site, staff promptly ask “Have you served, or your spouse ever served in the United States Military? If patron responds “yes” a follow-up question of “What type of discharge did you or your spouse receive?”. Any discharge that is not dishonorable would then qualify this individual as a veteran who is entitled to priority of service. If individual has been identified to receive priority of service this would constitute that veteran and eligible spouse to be given priority over non-covered persons for the receipt of employment, training, and placement services provided under a qualified job training program. After priority of service identification has been made, the covered person is either provided a list of Significant Barrier to Employment (SBE) to review or staff can verbally ask additional questions to determine if the Veteran has a Significant Barrier to Employment. Veterans with SBE's and other eligibles with the following SBEs or within the following target populations:

1. special disabled or disabled Veterans;
2. Vietnam Era Veterans;
3. homeless Veterans, to include those fleeing domestic violence and other dangerous or life-threatening conditions;
4. recently separated service members who at any point in the previous 12 months has been unemployed for 27 or more weeks;
5. offenders who are currently incarcerated or released from incarceration;
6. Veterans lacking a high school diploma or equivalent;
7. low-income Veterans;
8. Veterans between the ages of 18-24;
9. Transitioning Service Members (TSM's) identified as in need of individualized career services;
10. members of the Armed Forces who are wounded, ill, or injured and receiving treatment in a Military Treatment Facility (MTF) or Warrior Transition Unit (WTU); and
11. spouses or other family caregivers of wounded, ill, or injured members of the Armed Forces.

If Veteran has been identified to have an SBE, staff will immediately refer the Veteran to a Disabled Veterans' outreach Program Specialist (DVOP)/Consolidated Position (CP) to provide or coordinate a full range of employment and training services to the Veteran with an SBE and other eligibles. If a Veteran does not identify with an SBE a direct referral is made to the appropriate Wagner-Peyser Job Seeker staff or Local Veterans' Employment Representative (LVER) to provide or coordinate employment and training services.

g. How the State provides or intends to provide and measure, through both the DVOP and American Job Center staff:

1. Job and job training individualized career services,

Per VPL 01-22, a response to this section is not required.

2. Employment placement services, and

Per VPL 01-22, a response to this section is not required.

3. Job-driven training and subsequent placement service program for eligible veterans and eligible persons;

Per VPL 01-22, a response to this section is not required.

h. The hire date along with mandatory training completion dates for all DVOP specialists and LVER staff; and

Listed below are staff hire dates and mandatory training completion dates for DVOP Specialists:

1. Larry Leathermon – hire date June 21, 2021; mandatory training ongoing
2. Thomas Gann – hire date August 11, 2014; mandatory training completed June 5, 2015
3. Josephine Young – hire date June 7, 2021; mandatory training ongoing
4. Paul Curry – hire date December 7, 2020; mandatory training complete March 12, 2021
5. Mike Nordyke – hire date October 15, 2018; mandatory training complete March 22, 2019
6. Art Davis – hire date October 4, 2010; mandatory training complete September 2, 2011
7. Nina Rogers – hire date February 1, 2013; mandatory training complete November 22, 2013
8. Andrew Strasburg – hire date October 3, 2016; mandatory training complete September 15, 2017

Listed below are staff hire dates and mandatory training completion dates for LVER staff (including the Program Coordinator) staff:

1. Joshua Whited (Veteran Program Coordinator) – promoted March 15, 2021; mandatory training complete June 5, 2015
2. Katherine Brown – hire date July 6, 2021; mandatory training ongoing
3. Sadie Dorn – hire date January 1, 2021; mandatory training complete March 26, 2021
4. Jonathan Lokamas – hire date February 3, 2020; mandatory training complete August 14, 2020
5. Vacant (Lincoln) – hire date pending; mandatory training pending

Note: State of Nebraska hire dates may not align with start dates as DVOP Specialists or LVERs.

Additional NVTI training is made available to DVOP Specialists and LVER staff as schedules allow. NVTI training is prioritized for new hires in order comply with training mandates.

i. Such additional information as the Secretary may require.

The table below represents Nebraska’s PY 2020 and PY 2021 negotiated and adjusted levels of performance:

Performance Indicators	PY 2020 Negotiated Level	PY 2020 Adjusted Level	PY 2021 Negotiated Level	PY 2021 Adjusted Level
Employment (Second Quarter After Exit)	55.0%	62.1%	55.0%	-
Employment (Fourth Quarter After Exit)	55.0%	57.7%	55.0%	-
Median Earnings (Second Quarter After Exit)	\$6,482	\$7,204	\$6,482	-

*Outcome data (adjusted levels of performance) for PY 2021 not available at time of submission

For PY 2022 and PY 2023, Nebraska proposes the following expected (target) levels of performance for its JVSG program.

Performance Indicators	PY 2020 Negotiated Level	PY 2020 Adjusted Level	PY 2021 Negotiated Level	PY 2021 Adjusted Level
Employment (Second Quarter After Exit)	57.0%	-	57.0%	-
Employment (Fourth Quarter After Exit)	56.0%	-	56.0%	-
Median Earnings (Second Quarter After Exit)	\$6,600	-	\$6,600	-

Unemployment Insurance (UI)

(OMB Control Number: 1205-0132)

The Unemployment Insurance (UI) program requires a State Quality Service Plan (SQSP) on a 2-year planning cycle that is a condition of receipt of administrative funding to administer the program. The SQSP is the State's UI performance management and planning process that allows for an exchange of information between Federal and State partners to enhance the UI program's ability to reflect their joint commitment to performance excellence and client-centered services. A formal two-year SQSP is submitted biennially. On the off years, States may be required to modify the SQSP with additional corrective action plans and narrative if they are failing any new performance measures, and they are required to provide updated budget documents, certifications, and assurances. ETA Handbook No. 336, 18th Edition provides detailed guidance for the preparation and submittal of the SQSP and supplemental guidance is provided in an annual UIPL, issued as UIPL 15-19 for the FY 2020 SQSP. The Social Security Act (SSA) sections 302 and 303 authorize the Secretary of Labor to provide funds to administer the UI program and govern the expenditure of those funds. States that choose the option to include UI in a WIOA Combined State Plan will be required to submit their SQSP through the Combined State Plan process. The SQSP must be prepared in accordance with the instructions in ET Handbook 336, 18th Edition and there are no changes to the established SQSP cycle if a State chose to submit their SQSP through the Combined State Plan process.

a. Contents of a Complete UI SQSP Package

A complete UI SQSP package includes the following documents, as described in Chapter 1, ETA Handbook 336, 18th Edition:

1. Transmittal Letter

A cover letter to the appropriate Regional Office (RO) transmitting all the required SQSP documents.



Pete Ricketts, Governor



October 26, 2021

Mr. Jason M. Hudson
 U.S. Department of Labor, Region V
 Employment & Training Administration
 230 South Dearborn, Room 602
 Chicago, IL 60604

Dear Mr. Hudson:

The Nebraska Unemployment Insurance State Quality Service Plan (SQSP) has been prepared in accordance with the guidelines established by the United States Department of Labor, Employment, and Training Administration; contained in ET Handbook No. 336, 18th Edition, Change 4 (UIPL 25-21) and Additional Planning Guidance for the Fiscal Year (FY) 2021 Unemployment Insurance (UI) State Quality Service Plan (SQSP) (UIPL 24-21).

Transmitted with this letter is an electronic copy of the Nebraska Unemployment Insurance SQSP for Fiscal Year 2022.

The Nebraska Department of Labor staff is available for discussion, and clarification of this document. Please contact Bennie Shobe, Unemployment Insurance Tax Program Analyst at 402-471-9881 with any questions.

Sincerely,

John H. Albin
 Commissioner of Labor

Enclosures

Department of Labor
 350 S. 16th Street, PO Box 9400
 Lincoln, Nebraska 68509-4400

dol.nebraska.gov

For more information, contact: (402) 471-7100
 TDD: (402) 471-7100

John H. Albin, Commissioner of Labor
 Mails: 402-471-9000 Fax: 402-471-9977
 Email: admin@laboffice@nebraska.gov

2. Budget Worksheets/Forms

Budget worksheets/forms and plan for program administration based on projected allocations received from the Federal partner. These forms include Worksheet UI-1 and SF 424, SF 424A and SF 424B. The SF 424A is only required if the State vary the quarterly distribution of base claims activity staff years.

OMB Number: 4040-0004
 Expiration Date: 12/31/2022

Application for Federal Assistance SF-424		
* 1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	* 2. Type of Application: <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision	* If Revision, select appropriate letter(s): <input type="text"/> * Other (Specify): <input type="text"/>
* 3. Date Received: <input type="text" value="03/25/2021"/>	4. Applicant Identifier: <input type="text"/>	
5a. Federal Entity Identifier: <input type="text"/>	5b. Federal Award Identifier: <input type="text"/>	
State Use Only:		
6. Date Received by State: <input type="text"/>	7. State Application Identifier: <input type="text"/>	
8. APPLICANT INFORMATION:		
* a. Legal Name: <input type="text" value="Nebraska Department of Labor"/>		
* b. Employer/Taxpayer Identification Number (EIN/TIN): <input type="text" value="47-0491233"/>	* c. UEI: <input type="text" value="078072446000"/>	
d. Address:		
* Street1: <input type="text" value="550 South 16th Street"/>	Street2: <input type="text"/>	
* City: <input type="text" value="Lincoln"/>	County/Parish: <input type="text" value="Lancaster"/>	
* State: <input type="text" value="NE: Nebraska"/>	Province: <input type="text"/>	
* Country: <input type="text" value="USA: UNITED STATES"/>	* Zip / Postal Code: <input type="text" value="68509-4600"/>	
e. Organizational Unit:		
Department Name: <input type="text" value="Department of Labor"/>	Division Name: <input type="text" value="Unemployment Insurance"/>	
f. Name and contact information of person to be contacted on matters involving this application:		
Prefix: <input type="text" value="Mrs."/>	* First Name: <input type="text" value="John"/>	
Middle Name: <input type="text" value="J."/>	* Last Name: <input type="text" value="Albin"/>	
Suffix: <input type="text"/>	Title: <input type="text" value="Commissioner of Labor"/>	
Organizational Affiliation: <input type="text"/>		
* Telephone Number: <input type="text" value="402-471-3405"/>	Fax Number: <input type="text" value="402-471-9917"/>	
* Email: <input type="text" value="John.albin@nebraska.gov"/>		

Application for Federal Assistance SF-424	
<p>* 9. Type of Applicant 1: Select Applicant Type:</p> <input type="text" value="A: State Government"/> <p>Type of Applicant 2: Select Applicant Type:</p> <input type="text"/> <p>Type of Applicant 3: Select Applicant Type:</p> <input type="text"/> <p>* Other (specify):</p> <input type="text"/>	
<p>* 10. Name of Federal Agency:</p> <input type="text" value="United States Department of Labor"/>	
<p>11. Catalog of Federal Domestic Assistance Number:</p> <input type="text" value="17-225"/> <p>CFDA Title:</p> <input type="text"/>	
<p>* 12. Funding Opportunity Number:</p> <input type="text" value="UIFL: 25-21"/> <p>* Title:</p> <input type="text" value="Fiscal Year (FY) 2022 State Workforce Agency Unemployment Insurance (UI) Resource Planning Targets and Guidelines"/>	
<p>13. Competition Identification Number:</p> <input type="text"/> <p>Title:</p> <input type="text"/>	
<p>14. Areas Affected by Project (Cities, Counties, States, etc.):</p> <input type="text"/> <div style="display: flex; justify-content: space-around;"> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/> </div>	
<p>* 15. Descriptive Title of Applicant's Project:</p> <input type="text" value="Nebraska UI Base Grant for FY2022"/>	
<p>Attach supporting documents as specified in agency instructions.</p> <div style="display: flex; justify-content: space-around;"> <input type="button" value="Add Attachments"/> <input type="button" value="Delete Attachments"/> <input type="button" value="View Attachments"/> </div>	

Application for Federal Assistance SF-424	
16. Congressional Districts Of:	
* a. Applicant: <input type="text" value="NE 311"/>	* b. Program/Project: <input type="text" value=""/>
Attach an additional list of Program/Project Congressional Districts if needed: <input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
17. Proposed Project:	
* a. Start Date: <input type="text" value="10/01/2021"/>	* b. End Date: <input type="text" value="09/30/2022"/>
18. Estimated Funding (\$):	
* a. Federal:	<input type="text" value="15,749,943.00"/>
* b. Applicant:	<input type="text" value=""/>
* c. State:	<input type="text" value=""/>
* d. Local:	<input type="text" value=""/>
* e. Other:	<input type="text" value=""/>
* f. Program Income:	<input type="text" value=""/>
* g. TOTAL:	<input type="text" value="15,749,943.00"/>
* 19. Is Application Subject to Review By State (Under Executive Order 12372 Process)?	
<input type="checkbox"/> a. This application was made available to the State under the Executive Order 12372 Process for review on <input type="text"/>	
<input type="checkbox"/> b. Program is subject to E.O. 12372 but has not been selected by the State for review.	
<input checked="" type="checkbox"/> c. Program is not covered by E.O. 12372.	
* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If "Yes", provide explanation and attach: <input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 216, Section 1001) <input checked="" type="checkbox"/> ** I AGREE <small>** The list of certifications and assurances, or an internet site where you may obtain the list, is contained in the announcement or agency specific instructions.</small>	
Authorized Representative:	
First Name: <input type="text" value="John"/>	Last Name: <input type="text" value="Loken"/>
Middle Name: <input type="text" value=""/>	
* Last Name: <input type="text" value="Loken"/>	
Suffix: <input type="text" value=""/>	
* Title: <input type="text" value="Coordinator of Labor"/>	
* Telephone Number: <input type="text" value="402-471-3405"/>	* Fax Number: <input type="text" value="402-471-9957"/>
* Email: <input type="text" value="john.loken@nebraska.gov"/>	
* Signature of Authorized Representative: 	* Date Signed: <input type="text" value="10/26/2021"/>

SECTION A - BUDGET SUMMARY

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Total (g)
1		\$ 15,749,043.00	\$	\$	\$	\$ 15,749,043.00
2						
3						
4						
5. Totals		\$ 15,749,043.00	\$	\$	\$	\$ 15,749,043.00

Standard Form 424A (Rev. 7-97)
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SECTION B - BUDGET CATEGORIES

6. Object Class Categories	GRANT PROGRAM, FUNCTION OR ACTIVITY				Total (5)
	(1)	(2)	(3)	(4)	
a. Personnel	\$	\$	\$	\$	\$
b. Fringe Benefits					
c. Travel					
d. Equipment					
e. Supplies					
f. Contractual					
g. Construction					
h. Other					
i. Total Direct Charges (sum of 6a-6h)					\$
j. Indirect Charges					\$
k. TOTALS (sum of 6i and 6j)	\$	\$	\$	\$	\$
7. Program Income	\$	\$	\$	\$	\$

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SECTION C - NON-FEDERAL RESOURCES					
(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS	
8.					
9.					
10.					
11.					
12. TOTAL (sum of lines 8-11)					
SECTION D - FORECASTED CASH NEEDS					
	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$ 15,749,083.00	\$ 3,937,021.00	\$ 3,937,021.00	\$ 3,937,021.00	\$ 3,937,021.00
14. Non-Federal	\$				
15. TOTAL (sum of lines 13 and 14)	\$ 15,749,083.00	\$ 3,937,021.00	\$ 3,937,021.00	\$ 3,937,021.00	\$ 3,937,021.00
SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT					
(a) Grant Program	FUTURE FUNDING PERIODS (YEARS)				
	(b) First	(c) Second	(d) Third	(e) Fourth	
16.					
17.					
18.					
19.					
20. TOTAL (sum of lines 16 - 19)					
SECTION F - OTHER BUDGET INFORMATION					
21. Direct Charges:		22. Indirect Charges:			
23. Remarks:					

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 Prescribed by GME (Division A-102) Page 2

View Burden Statement

OMB Number: 4040-0007
Expiration Date: 02/28/2022

ASSURANCES - NON-CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0040), Washington, DC 20503.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:


- | | |
|---|--|
| <ol style="list-style-type: none"> 1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application. 2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award, and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives. 3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain. 4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency. 5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4733) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F). 6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation | <p>Act of 1973, as amended (29 U.S.C. §704), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§801 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.</p> <ol style="list-style-type: none"> 7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-046) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases. 8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds. |
|---|--|

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Prescribed by OMB Circular A-102

- 9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.
- 10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
- 11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514, (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990, (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
- 12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
- 13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
- 14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
- 15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
- 16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
- 17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
- 18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
- 19. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL 	TITLE Commissioner of Labor
APPLICANT ORGANIZATION Nebraska Department of Labor	DATE SUBMITTED 11/15/2021

Standard Form 424B (Rev. 7-97) Back

3. The State Plan Narrative

State Plan Narrative is a vital element of the SQSP that provides a vehicle for sharing with the Federal partner State-specific efforts that affect the administration of the UI Program. The State Plan Narrative allows the State to describe in a single narrative: a) State performance in comparison to the Government Performance Review Act goals; b) actions planned to correct deficiencies regarding UI programs, UI program reviews and reporting requirements; and c) results of customer satisfaction surveys (optional).

STATE PLAN NARRATIVE

Nebraska – FY 2022

A – Overview

FY 2021 has been overshadowed by a global pandemic that has severely impacted all states. Nebraska has made taking and processing benefit claims a priority. Along with managing the increased claims workload, Nebraska successfully implemented the federal program changes including the extension of Pandemic Unemployment Assistance (PUA), Pandemic Emergency Unemployment Compensation (PEUC), Federal Pandemic Unemployment compensation (FPUC), and the implementation of Mixed Earners Unemployment Compensation. Although we continue to focus on processing claims, the increased claims workload has made it challenging to meet First Payment Promptness.

In October 2019, the Nebraska Department of Labor (NDOL) successfully implemented their modernized Unemployment Insurance Benefits system through Geographic Solutions (GSI) and began taking claims on NEworks. The Department continues to work with GSI to look for ways to improve the processing of claims.

In the spring of 2020, the NDOL initiated the process to modernize the UI Tax system. The Department continues to work with GSI to prepare for the UI Tax Modernization, which will go launch in December 2021. The modernization of the UI Benefits and UI Tax systems provides a better customer experience and affords NDOL staff the opportunity for additional training, which will lead to better performance numbers across all categories.

UIConnect, the UI Tax employer portal, allows employers to register for a UI Account, file Combined Tax and Wage reports and paid quarterly contributions. A majority of Nebraska employers file UI Combined Tax Reports electronically using UIConnect or by using a third party or Bulk filer to submit their quarterly reports. In the fourth quarter CY 2020, 57,223 combined tax reports (92.29% of a total 62,004 filings) were filed electronically of which 31,138 (54.41%) were filed via UIConnect. Approximately 94% of payments were received electronically. With the modernization of the UI Tax system, the employers who use currently file using UIConnect will receive assistant transitioning to NEworks during the fall of 2021.

Nebraska recognizes the importance of maintaining a solvent trust fund. An array system has been used since CY 2006 to determine employer combined tax rates. Since the deployment of the Array System, the trust fund balance dropped below the solvency range for the CY 2010 following the end of the great recession. Since CY 2013, the trust fund balance returned to solvent range and has remained there. This has allowed the expected yield to repeatedly fall below prior year benefit payments. Nebraska maintains one of the highest solvency rates in the nation, posting an Average High Cost Multiple (AHCm) of 1.55 for 2020—slightly lower than it was in the spring of 2019 of 1.33.

B – Federal Emphasis

Improving State Capacity to Administer and Operate the UI Program Effectively

In the first quarter of FY 2021 Nebraska continued to experience an increased workload associated with the COVID-19 public health emergency. With this came high turnover and the loss of key subject matter experts. This loss emphasized the importance of strengthening our succession planning and ongoing staff development, which NDOL will focus on in FY22. NDOL will review training strategies to ensure they account for succession planning and will utilize the online training courses available through NASWA for ongoing staff development.

The COVID-19 public health emergency brought many challenges, including a surge in claims, which required staff to take on additional capacity, the need to expand training to address the additional capacity, and an

increase in fraudulent claims and the type of fraud. Nebraska will be incorporating the lessons learned from our response to the COVID-19 public health emergency. From these lessons learned, NDOL will also be able to improve the timely delivery of benefit payments and the reduce the adjudication and appeal claims backlog.

NDOL will continue to examine the current business processes to identify areas where program operations and performance can be improved. Implementing changes in these areas will lead to improved timeliness and accuracy of benefit payments, as well as reduce the number of improper payments. This will also allow NDOL to continue to provide adjudication and claims processing performance that meets the standards established by USDOL. Nebraska is also working with the Tiger Team to address any agreed upon areas related to a reduction in backlog, fraud prevention and detection, correspondence, and benefit distribution.

Improving Prevention, Detection, and Recovery of UI Improper Payments

In recent years, Nebraska has focused UI Program integrity efforts on decreasing improper payments rates by emphasizing Employment Services Registration. Nebraska requires claimants to use a Single Sign-On solution integrating the Agency's Employment and Training (E&T) and UI computer systems. All workers filing an unemployment claim are required to register with Employment and Training prior to filing an initial claim, virtually eliminating Employment Services registration errors. Initially, claimant Single Sign On and the required employment services registration led to a decline, improper payments attributable to registration. Yet improper payment rates continue to be an issue. Higher levels of initial claims related to the COVID 19 pandemic placed additional stresses on the system which lead to a temporary relaxation of some of these requirements.

BAM statistics indicate Nebraska has experienced an increase in Benefit Year Earnings (BYE) improper payments and to poor reporting of separations monies received by claimants, i.e., Severance, Vacation, Supplemental Social Security (SSI) and pension payments. Improving Nebraska's overpayment detection and recovery rate is a high priority and will be discussed in the Integrity Action Plan.

Along with an additional focus of detection of overpayments, Nebraska continues to see success in the recovery of improper payments through the Treasury Offset Program (TOP) and State Income Tax Intercept (SITI). Both programs have proved valuable for the ongoing recovery of eligible debts. Procedurally, the Agency revised policies allowing State Income Tax Intercept efforts to broaden resulting in increased recovery. Additionally, Nebraska provides claimants an online payment portal providing an electronic payment method for claimants with overpayment collections due.

Workforce Innovation and Opportunity Act (WIOA)

Wagner-Peyser funds support unemployment insurance claimants through the regular and ongoing provision of Employment Services throughout the workforce system. Nebraska Department of Labor has a contract with Geographic Solutions Inc (GSI) for the NWorks Virtual One Stop (VOS) module system used for Employment Services, including labor exchange services. These systems were integrated with GUS in the spring of 2020.

NWorks offers customers a powerful and robust system to search for job openings. The state's public labor exchange provides job search and employment assistance opportunities that can be self-assisted (by the customer) or staff-assisted. The web-based system means these services are available for customers to access directly 24/7, and at their convenience. It also allows staff and employers to view job seeker resumes and work history and create job referrals based on the candidate's abilities.

UI provides dedicated phone lines in the One-Stop Centers located across the state. The phones are labeled with a sign designating them as a resource for individuals seeking assistance with filing a UI claim. In addition to the dedicated phones, there are also dedicated computers for use of filing a UI claim. Employment Services staff are

trained on the process for UI claim filing by customers and provide direct assistance with customer questions about the general UI process. While Employment Services staff is not equipped to provide specific information on the customer's unemployment insurance claim, the One-Stop Centers focus on quality customer service and a streamlined customer experience.

One-Stop Center staff are trained on the NEworks system as a tool to provide Employment Services. The staff's strong knowledge and constant use of the system allows them to provide meaningful assistance to UI claimants as they use the system to file UI claims, register for work, and meet Nebraska's work search requirements.

Employment Services staff are cross-trained with UI staff and supervisors to have a better understanding of the claimants' experience and challenges when filing a UI claim. This information and shared experience provides the customer with as much assistance as possible, whether they are talking to Employment Services staff or UI staff.

C - Program Review Deficiencies

N/A

D - Program Deficiencies

N/A

E - Reporting Deficiencies

Federal Reporting — Data Validation, Population reporting.

During FY2020 Data Validation Module 4 (Separations, Non-Separations, Appeals) and Module 3 (Benefits) were not submitted timely. Personnel retirement and departures created a gap in knowledge and understanding of the importance of timely reporting. Reporting reminders and deadline dates have been placed on electronic calendars with reminders to facilitate timely filing.

F - Customer Service Surveys

N/A

G - Other

N/A

In accordance with ET Handbook 336, 18th Edition, [Change 3](#), NDOL instituted plans or measures to comply with SQSP Assurance requirements, as follows:

Assurance H – Assurance of Contingency Planning

NDOL, in partnership with the State of Nebraska Department of Administrative Services Safety Emergency Preparedness Response Coordinator, manage NDOL's Continuity of Operations Plan which is a statewide initiative covering all agencies of state government.

The plan was finalized in September of 2018. Essential staff training was conducted the week of October 15, 2018 and all involved parties engaged in a tabletop exercise in October 2018. The COOP plan was finalized in December of 2018 and is updated as needed.

In 2018, all IT Data Center operations transitioned to a hot site at the City of Omaha/Douglas County DOTCOMM data center. This second site is over 50 miles away from the state's primary data center to further protect assets and facilities in the event of a disaster.

NDOL also conducts scheduled inspections of the state Data Center off-site storage, and disaster recovery site annually, in compliance with IRS Publication 1075 and NIST requirements to ensure security protocols are in place for the protection of information and information systems. The most recent inspection was in June 2021.

Assurance J - Assurance of Automated Information Systems Security

NDOL undergoes independent security assessments on IT systems at least every three years, leveraging Federal partners wherever possible.

In 2020, all major UI IT systems and IT Operational practices were inspected by IRS Safeguards as part of the agency's normal FTI inspection cycle. Findings for the systems are remediated as part of the agency POA&M.

Additionally, the State Auditor performs annual audits of NDOL's IT operations as part of normal auditing activity.

NDOL performs ongoing monitoring of all UI systems in accordance with documented policies and procedures. In July 2020, NDOL engaged a security consultant to perform a National Institute of Standards and Technology (NIST) Cyber Security Framework (CSF) and Risk Management Framework (RMF) Security Assessment of their operations and technical infrastructure.

NDOL uses a variety of security tools including:

Veracode identifies software vulnerabilities across UI systems. This tool helps to prevent threats posed by hackers who are targeting software vulnerabilities to gain access to critical data. NDOL conducts a series of scans on UI systems, which provide categorized analytics to improve performance. NDOL uses the outcomes to mitigate application risk at the code level. NDOL's system security plan clearly defines procedures and timelines for conducting scans for risk management and audit compliance.

QRadar is used to collect a complete set of data from the IT environment for processing and analysis of relevant information from multiple dimensions, allowing NDOL to perform real time threat management. Logs are reviewed continually to detect and respond to breaches and threats.

Microsoft System Center Configuration Manager is used for remote control, patch management, software distribution, operating system deployment, network access protection, and hardware and software inventory capabilities.

NDOL's security team is responsible for reviewing the POA&M and security-related projects or activities. Changing technology requires conscientious and steady assessment of the System Security plan. In strict compliance with legislation, regulations and other applicable requirements, NDOL is committed to compliance with NIST SP 800-53 Recommended Security Controls for Federal Information Systems and Organizations.

NDOL's security and risk assessment policy addresses purpose, scope, roles, responsibilities, management commitment, coordination among agency entities, and compliance; and procedures to facilitate the implementation of the risk assessment policy and associated risk assessment controls. The policy is reviewed and updated every three years and procedures are reviewed annually.

Assurance K – Assurance of Disaster Unemployment Assistance (DUA)

In accordance with TEN 13-21, Nebraska Department of Labor – Unemployment Insurance Division plans require all staff in the Unemployment Insurance Division to have completed DUA training that is provided by NASWA. Over the last two years, the Nebraska Department of Labor conducted Informal trainings in Foundational Training on 11/9/2020, 11/23/2020, 12/07/2020, 01/19/2021, 02/16/21, 03/15/21, 03/29/21, 4/13/21, & 07/19/21 training classes. An updated DUA Standard Operating Procedure (SOP) will be available to staff and located on the internal shared drive

4. Corrective Action Plans (CAPs)

CAPs are expected as a part of the SQSP when State's annual performance does not meet the established criteria for core measures, Secretary's Standards, UI program, assurances, and other program deficiencies identified in the annual SQSP guidance provided by the Department. The CAP must list both specific milestones for key corrective actions or improvement activities, and the completion date for each milestone.

First Payment Promptness												
State: Nebraska				Federal Fiscal Year: 2021-2022 SQSP Corrective Action Plan & Progress Report								
Back to District Overview 2021		Back to Alternate Overview 2022		Instructions								
Performance Measures	ALP	CAP Based on SQSP 2021 Performance Level	CAP Based on SQSP 2022 Performance Level	Target (Targeted Performance)	12/31/2020 Quarter 1	3/31/2021 Quarter 2	6/30/2021 Quarter 3	9/30/2021 Quarter 4	12/31/2021 Quarter 5	3/31/2022 Quarter 6	6/30/2022 Quarter 7	9/30/2022 Quarter 8
First Payment Promptness: 1/3 of all 1st payments within 14/21 days after the compensable week.	4.97%	81.37%	85.98%	Target	43.3%	53.3%	57.5%	62.1%	63.6%	75.2%	81.2%	87.7%
				Actual								
First Payment Promptness: 14/21 days for state UI full weeks	4.87%	82.78%	85.72%	Target	43.3%	53.3%	57.5%	62.1%	63.6%	75.2%	81.2%	87.7%
				Actual	74.8%	76.8%						
Regional Office Comments in cell below												
Corrective Action Plan Summary:												
The Summary must provide:												
A. The Reason for the deficiency												
During FY 2020 timely first payments were impacted by the ongoing high workload.												
B. Provide a description of your "Plan-Do-Check-Act" corrective action plan which will be undertaken to achieve the acceptable level of performance. Examples of major actions and activities, aka, Milestones, include IT requirements, business process analysis, training, implementing process improvements, measuring efficiencies, etc. Please include a description of these actions/activities in each stage of your "Plan-Do-Check-Act" corrective action plan.												
UI Program Supervisor and Program Resource Specialist staff will develop and conduct additional training programs in areas of registration and non-registration adjudication in addition to hiring new staff and												
C. If a plan is in place the previous year, an explanation of why the actions contained in that plan were not successful in improving performance, and, an explanation of why the actions now specified will be more successful.												
This plan was in place last year, but pandemic related workload hampered progress.												
D. A brief description of plans for monitoring and assessing accomplishment of planned actions and for controlling quality after achieving performance goals.												
All managers staff will provide assistance and mentoring to adjudicators. Each quarter, ongoing training sessions are conducted based on quarterly BTQ results.												
NOTE: Enter an "X" in the box to the right if the desired improvements will not be accomplished by the end of the current fiscal year (the two consecutive fiscal years for which the plan is in effect). Summarize, below, the major actions remaining to be taken in subsequent fiscal years and include a projected completion date as to when the performance goal will be achieved.												
X												
(Continuing Major Actions in this cell.)												
Milestones												
1. UI Modernization: Implementation of new benefit payment system began in fall of 2019. The UI modernization new system has provided opportunities to identify and address delays.											Completion Date	
											Multi-year	
Quarter 1 status report (12/31/2020):												
Without the modernization of our system, we would not have been able to pay out benefits as timely as we have under the previous system.												
Quarter 2 status report (3/31/2021):												
With the CAA and AFP, like most states we have been working hard to update our systems to implement these program (PEUC, PUA, MEUC, PEUC and PUA AFP) changes to Payout benefits. We feel that we are												
Quarter 3 status report (6/30/2021):												
We continued to make adjustments so we received additional guidance from our DOL partners on AFP implementation and continue to pay out benefits as efficiently as possible while working through all												
Quarter 4 status report (9/30/2021):												
Quarter 5 status report (12/31/2021):												
Quarter 6 status report (3/31/2022):												
Quarter 7 status report (6/30/2022):												
Quarter 8 status report (9/30/2022):												
2. Hire and Train additional staff to meet the increased workload											Completion Date	
Completion Date: On Going (Drop Down Box does not work.)											Multi-year	
Quarter 1 status report (12/31/2020):												
We revamped our training outline, hired 4 fulltime Program Resource Specialist/trainers, cross trained additional benefits staff and have gone from 35 educators to almost 200 adjudicators.												
Quarter 2 status report (3/31/2021):												
We continued to hire staff throughout the quarter to recover from losses due to turnover and promotion.												
Quarter 3 status report (6/30/2021):												
We have experienced a significant amount of additional turnover and lack of prepared and/or qualified candidates to interview as replacements. We continue to prepare our staff throughout the quarter with cross												
Quarter 4 status report (9/30/2021):												
Quarter 5 status report (12/31/2021):												
Quarter 6 status report (3/31/2022):												
Quarter 7 status report (6/30/2022):												
Quarter 8 status report (9/30/2022):												
3. (Enter next milestone here)											Completion Date	
Quarter 1 status report (12/31/2020):												
Quarter 2 status report (3/31/2021):												
Quarter 3 status report (6/30/2021):												
Quarter 4 status report (9/30/2021):												
Quarter 5 status report (12/31/2021):												
Quarter 6 status report (3/31/2022):												
Quarter 7 status report (6/30/2022):												
Quarter 8 status report (9/30/2022):												

Effective Audit Measure (EAM) - Score ≥ 7; exceed all 4 factors											
State: Nebraska				Federal Fiscal Year: 2021-2022 NSOP Corrective Action Plan & Progress Report							
Back to Biennial Overview 2021		Back to Alternate Overview 2021		Instructions							
Performance Measure	ALP	OP based on NSOP 2021 Performance Level	State's Target/Actual Performance	12/31/2020 Quarter 1	3/31/2021 Quarter 2	6/30/2021 Quarter 3	9/30/2021 Quarter 4	12/31/2021 Quarter 5	3/31/2022 Quarter 6	6/30/2022 Quarter 7	9/30/2022 Quarter 8
EAM - Factor 1 (Contributory Employers Audited)	Score ≥ 1		Target								
			Actual								
EAM - Factor 3 (Total Wages Audited)	Score ≥ 1		Target	0.8	0.6	0.7	0.8	0.9	1.0	1.0	1.0
			Actual	0.3							
Regional Office Comments in call below:											
Corrective Action Plan Summary:											
The Summary must provide:											
<p>A. The Reason for the deficiency:</p> <p>Management error in 2019 for setting the number of audits to complete to 62. Previously, this number was set at 65 per field representative. The result was the unit came up short by approximately 48 audits. This number had an adverse effect on the third measure (Percentage of total wages audited) during the third quarter of 2019 and carried over to the fourth quarter of 2019. During the months of requests for UI benefits spiked, all field staff was shifted to assist in benefits adjudication of 20-3. I am projecting that situation will remain unchanged for 20-4. Deficiency was perpetuated when UI Tax was unable to fill vacant field staff positions (registrations and retirements) because of an agency-wide hiring freeze.</p> <p>B. Provide a description of your "Plan-Do-Check-Act" corrective action plan which will be undertaken to achieve the acceptable level of performance. Examples of major actions and activities, aka, Milestones, include IT requirements, business process analysis, training, implementing process improvements, measuring effectiveness, etc. Please include a description of these actions/activities in each stage of your "Plan-Do-Check-Act" corrective action plan.</p> <p>Hiring and training additional field staff will be a challenge to already stretched management staff and an agency imposed hiring freeze.</p> <p>C. If a plan was in place the previous year, an explanation of why the actions contained in that plan were not successful in improving performance, and, an explanation of why the actions now specified will be more successful.</p> <p>New CAP for FY2021</p> <p>D. A brief description of plans for monitoring and assessing accomplishment of planned actions and for controlling quality after achieving performance goals.</p> <p>More interaction with audit selection process between supervisor and field staff.</p> <p>NOTE: Enter an "X" in the box to the right if the desired improvements will not be accomplished by the end of the current fiscal year (the two consecutive fiscal years for which the plan is in effect). Summarize below the major actions remaining to be taken in subsequent fiscal years and include a projected completion date as to when the performance goal will be achieved.</p> <p>(Remaining Major Actions in this cell)</p>											
Milestones											
1. Review Benefits workload, Local Health Directives and travel restrictions. When field Representatives are able to safely make visits to employers, audits will ensue.										Completion Date	
										Multi-year	
<p>Quarter 1 status report (12/31/2020):</p> <p>Audits completed remotely for 4th quarter 2020 amounted to 30% of what staff normally completes. Employers' lock and travel restrictions affect the level of productivity.</p> <p>Quarter 2 status report (3/31/2021):</p> <p>Travel is still restricted so all audit activity is completed remotely. For the quarter ending 3/31/21, 182 audits were completed. This compares favorably to the 204 audits that were completed during the quarters ending 05-31-2020. Before the pandemic hit and before tax staff were reallocated to benefits functions.</p> <p>Quarter 3 status report (6/30/2021):</p> <p>UI Tax anticipates an uptick in all audit measures. The area of most concern remains the third audit measure (Percentage of Total Wages). In Nebraska, Total Wages have continued to increase and the current hiring freeze has limited our ability to compensate that increase by filling open field staff positions.</p> <p>Quarter 4 status report (9/30/2021):</p> <p>Quarter 5 status report (12/31/2021):</p> <p>Quarter 6 status report (3/31/2022):</p> <p>Quarter 7 status report (6/30/2022):</p> <p>Quarter 8 status report (9/30/2022):</p>											
2. Review audit leads and potential employers to establish consistent audits. Increase the number of audits each field representative is expected to complete. Establish alternative method to conduct audits including (but not limited to) email, telephone calls and videoconferencing.										Completion Date	
										Multi-year	
<p>Quarter 1 status report (12/31/2020):</p> <p>Remote audits are picking up for quarter 1 of 2021.</p> <p>Quarter 2 status report (3/31/2021):</p> <p>Now that tax staff is back from assisting in UI benefit functions, I anticipate a continued upswing in metrics relating to audit completions and performance measures.</p> <p>Quarter 3 status report (6/30/2021):</p> <p>Travel restrictions were lifted 05-01-2021. Tax field representatives are doing both virtual and in-person audits. Audit numbers for period ending 06-30-2021 were 200 completed audits. This compares favorably to pre-pandemic numbers (same time period of 2019).</p> <p>Quarter 4 status report (9/30/2021):</p> <p>Quarter 5 status report (12/31/2021):</p> <p>Quarter 6 status report (3/31/2022):</p> <p>Quarter 7 status report (6/30/2022):</p> <p>Quarter 8 status report (9/30/2022):</p>											

Detection of Overpayments												
State: Nebraska				Federal Fiscal Year: 2021-2022 NSP Corrective Action Plan & Progress Report								
Back to Biennial Overview 2021		Back to Alternate Overview 2022			Institutions							
Performance Measure	ACP	CAP Based on NSP 2021 Performance Level	CAP Based on NSP 2022 Performance Level	State's Target/Actual Performance	11/30/2020 Quarter 1	3/30/2021 Quarter 2	6/30/2021 Quarter 3	9/30/2021 Quarter 4	12/31/2021 Quarter 5	3/31/2022 Quarter 6	6/30/2022 Quarter 7	9/30/2022 Quarter 8
Detection of Overpayments - Core Measure - 250% & 295% of Detectable/Recoverable Ops are Established for Recovery	250% & a 95%	85.26%	88.80%	Target	47.73%	48.22%	49.23%	50.26%	51.09%	51.69%	54.61%	55.75%
Actual					87.33%	93.19%						
Regional Office Comments in cell below:												
Corrective Action Plan Summary: The Summary must provide:												
A. The Reason for the deficiency.												
<p>The agency has experienced significant turnover in staff and reallocation of team resources to test and support the modernization of the UI benefits system.</p> <p>B. Provide a description of your "Plan-Do-Check-Act" corrective action plan which will be undertaken to achieve the acceptable level of performance. Examples of major actions and activities, aka, Milestones, include IT requirements, business process analysis, training, implementing process improvements, measuring effectiveness, etc. Please include a description of these actions/activities in each stage of your "Plan-Do-Check-Act" corrective action plan.</p> <p>We are strategically planning for the hiring and training of additional staff to support the detection, establishment, and recovery of overpayments. In addition, we continue to</p> <p>C. If a plan was in place the previous year, an explanation of why the actions contained in that plan were not successful in improving performance, and, an explanation of why the actions now specified will be more successful.</p> <p>D. A brief description of plans for monitoring and assessing accomplishment of planned actions and for controlling quality after achieving performance goals. We will continue to assess on an ongoing basis the amount of overpayments that are detected through cross match processes and other detection methods.</p> <p>NOTE: Enter an "X" in the box to the right if the desired improvements will not be accomplished by the end of the current fiscal years (the two consecutive fiscal years for which the plan is in effect). Summarize, below, the major actions remaining to be taken in subsequent fiscal years and include a projected completion date as to when the performance goal will be achieved.</p> <p><i>(Remaining Action Items in this cell.)</i></p>												
X												
Milestones												
1. Use system features to identify Overpayments ready for establishment after appeal period on Notice of Overpayments is completed to ensure establishment of OP timely.										Completion Date		
										Multi-year		
<p>Quarter 1 status report (12/31/2020): Additional staff were hired in Q4 2020 to assist with workload related to Overpayment creation and establishment. In addition, we created reports to identify overpayments created by claims center.</p> <p>Quarter 2 status report (3/31/2021): To address turnover of SPCs Program and train supervisor (outside agency), additional supervisors and team member were hired and trained on fraud detection and establishment of overpayments. Many are</p> <p>Quarter 3 status report (6/30/2021): Many SPC staff participants in additional training and certification programs for fraud investigation and have been practicing/putting what they have learned in their training in this quarter to use.</p> <p>Quarter 4 status report (9/30/2021):</p> <p>Quarter 5 status report (12/31/2021):</p> <p>Quarter 6 status report (3/31/2022):</p> <p>Quarter 7 status report (6/30/2022):</p> <p>Quarter 8 status report (9/30/2022):</p>												
2. Increased training of staff on detection processes and working with Claims Center personnel on issues that can cause overpayment through their adjudication process.										Completion Date		
										Multi-year		
<p>Quarter 1 status report (12/31/2020): With the addition of 4 trainers, we continued the development and implementation of training on detection methods and claimant education.</p> <p>Quarter 2 status report (3/31/2021): Training was provided and continues with respect to detection/investigation methods.</p> <p>Quarter 3 status report (6/30/2021): We continue to cross train staff in detection/investigation methods throughout the claims center. This is integrated into our foundational and education training curricula.</p> <p>Quarter 4 status report (9/30/2021):</p> <p>Quarter 5 status report (12/31/2021):</p> <p>Quarter 6 status report (3/31/2022):</p> <p>Quarter 7 status report (6/30/2022):</p> <p>Quarter 8 status report (9/30/2022):</p>												

Benefits Data Validation													
State: Nebraska		Fiscal Year: 2021-2022 WSP Corrective Action Plan & Progress Report											
Back to Benefit Overview 2021		Back to Nebraska Overview 2021		Indicators									
Performance Measure	A.P.	WSP Benefit or WSP 2021 Performance Item	WSP Indicator or WSP 2021 Performance Item	Measures Target/Actual Performance	12/31/2020 Quarter 1	3/31/2021 Quarter 2	6/30/2021 Quarter 3	9/30/2021 Quarter 4	12/31/2021 Quarter 5	3/31/2022 Quarter 6	6/30/2022 Quarter 7	9/30/2022 Quarter 8	
Data Validation Benefits – All Submitted and Passing	Submitted & Passing	Population 1 - Validated	Population 1 - Validated	Target	N/A	N/A	Pass	N/A	N/A	N/A	Pass	N/A	
		Population 1 - Actual	Population 1 - Actual	Actual	4,282	N/A							
		Population 2 - Validated	Population 2 - Validated	Target	N/A	N/A	Pass	N/A	N/A	N/A	N/A	Pass	N/A
		Population 2 - Actual	Population 2 - Actual	Actual	8,828	N/A							
		Population 3 - Validated	Population 3 - Validated	Target	N/A	N/A	Pass	N/A	N/A	N/A	N/A	Pass	N/A
		Population 3 - Actual	Population 3 - Actual	Actual	4,888	N/A							
		Population 3a - Validated	Population 3a - Validated	Target	N/A	N/A	Pass	N/A	N/A	N/A	N/A	Pass	N/A
		Population 3a - Actual	Population 3a - Actual	Actual	N/A	N/A							
		Population 4 - Validated	Population 4 - Validated	Target	N/A	N/A	Pass	N/A	N/A	N/A	N/A	Pass	N/A
		Population 4 - Actual	Population 4 - Actual	Actual	4,828	N/A							
		Population 11 - Validated	Population 11 - Validated	Target	N/A	N/A	Pass						
		Population 11 - Actual	Population 11 - Actual	Actual	1,000	N/A							
		Population 12 - Validated	Population 12 - Validated	Target	N/A	N/A	Pass	N/A	N/A	N/A	N/A	Pass	N/A
		Population 12 - Actual	Population 12 - Actual	Actual	4,228	N/A							
		Population 13 - Validated	Population 13 - Validated	Target	N/A	N/A	Pass	N/A	N/A	N/A	N/A	Pass	N/A
Population 13 - Actual	Population 13 - Actual	Actual	4,888	N/A									
Med 1 Benefits	Med 1 Benefits	Target											
		Actual											
Med 4 Deps	Med 4 Deps	Target											
	not submitted	Actual											
Med 4 Nonmed	Med 4 Nonmed	Target											
	not submitted	Actual											

Regional Office Comments (if any):

Corrective Action Plan Summary:
The Summary must provide:

A. The Reason for the Deficiency:
Factors related to this indicator include data discrepancies in Population 3 and failure to submit the remaining populations. Further, Population 7 failed due to failing to calculate in the first quarter with several data errors.

B. Provide a description of your "Plan-to-Check-Act" corrective action plan which will be undertaken to achieve the acceptable level of performance. Examples of major actions and activities, etc. Milestones include if requirements, business process analysis, training, implementing process improvements, measuring effectiveness, etc. Please include a description of these actions/activities in each stage of your "Plan-to-Check-Act" corrective action plan.

Will continue to review population for the 2021 issue on 10/15/2021 (WSP-Mile 100)

C. If a plan was in place the previous year, an explanation of why the actions contained in that plan were not successful in improving performance, and, an explanation of why the actions now specified will be more successful.

D. A brief description of plans for monitoring and assessing accomplishment of planned actions and for controlling quality after achieving performance goals.

Reopening and support the WSP Data Integrity Working Group that will monitor and assess the ongoing efforts of WSP 2021 data.

Notes: Enter an "X" in the box to the right if the desired improvements will not be accomplished by the end of the current fiscal year (the two consecutive fiscal years for which the plan is in effect). Summary: Review the major actions remaining to be taken in subsequent fiscal years and include a projected completion date as to when the performance goal will be achieved.

Additional Information on this indicator:

Milestones	Completion Date
1. Created new internal process for completion of 227 report to simplify data gathering that helped ensure more accurate reporting and consistent process.	Multi-year
Quarter 1 status report (3/31/2020): Established a new process of calculating the 227 report with the engagement of Human Resources, Benefits Payment Consultants, and all benefits management.	
Quarter 2 status report (6/30/2020): Continue to fine tune the calculation of the 227 process with Human Resources, HR staff, management, and have included data warehouse analyst and vendor support matter superior their report due to error.	
Quarter 3 status report (9/30/2020): Fully build program and team support working with management to create and create a comprehensive report process for the 227.	
Quarter 4 status report (12/31/2020):	
Quarter 5 status report (3/31/2021):	
Quarter 6 status report (6/30/2021):	
Quarter 7 status report (9/30/2021):	
Quarter 8 status report (12/31/2021):	
2. Continued meetings of the WSP Data Integrity Working Group to address previous issues. Completion Date: 05-06-2020	Multi-year
Quarter 1 status report (3/31/2020): Continue to engage members of this working group whenever possible and evaluated it to include data warehouse team members.	
Quarter 2 status report (6/30/2020): Expanded this group to include working with our external system vendor submit matter reports on their reports team.	
Quarter 3 status report (9/30/2020): Continue to engage members of this working group whenever possible and evaluated it to include HR staff and HR team members and incorporate all work for various data reporting.	
Quarter 4 status report (12/31/2020):	
Quarter 5 status report (3/31/2021):	
Quarter 6 status report (6/30/2021):	
Quarter 7 status report (9/30/2021):	
Quarter 8 status report (12/31/2021):	
3. Continue ongoing analysis and development of 227 report and population.	Multi-year
Quarter 1 status report (3/31/2020): This process is ongoing.	
Quarter 2 status report (6/30/2020): This process is ongoing.	
Quarter 3 status report (9/30/2020): This process is ongoing.	
Quarter 4 status report (12/31/2020):	
Quarter 5 status report (3/31/2021):	
Quarter 6 status report (6/30/2021):	
Quarter 7 status report (9/30/2021):	
Quarter 8 status report (12/31/2021):	

Benefit Accuracy Measurement (BAM)											
State: Nebraska				Federal Fiscal Year: 2021-2022 MSP Corrective Action Plan & Progress Report							
Back to Annual Overview 2021			Back to Alternative Disputes 2022			Instructions					
Performance Measures	APR	CAP Revision MSP 2022 Performance Level	State's Target/Actual Performance	12/31/2020 Quarter 1	3/31/2021 Quarter 2	6/30/2021 Quarter 3	9/30/2021 Quarter 4	12/31/2021 Quarter 5	3/31/2022 Quarter 6	6/30/2022 Quarter 7	9/30/2022 Quarter 8
BAM Operations Compliant - Mandatory Comparison Reports	± 13%		Target Actual								
Regional Office Comments to call before:											
Corrective Action Plan Summary: The summary must provide: A. The reason for the deficiency As a result of the suspension of the BAM program due to the COVID-19 pandemic and ensuing state challenges, the denied claims comparison data for the first two quarters of 2022 (which would normally be B. Provide a description of your "Plan-Do-Check-Act" corrective action plan which will be undertaken to achieve the acceptable level of performance. Examples of major actions and activities aka, Milestones, include IT requirements, business process analysis, training, implementing process improvements, measuring effectiveness, etc. Please include a description of these actions/activities in each stage of your "Plan-Do-Check-Act" corrective action plan As the volume of claims and the workload begins to go down, the BAM unit will return to normal operations and the size (and number) of claims included in the sample will become appropriately C. If a plan was in place the previous year, an explanation of why the actions contained in that plan were not successful in improving performance; and, an explanation of why the actions now specified will be more successful. What will return to pre-pandemic performance levels? D. A brief description of plans for monitoring and assessing accomplishment of planned actions and for controlling quality after achieving performance goals. What will monitor case selection methods to ensure proper sample levels. NOTE: Enter an "X" in the box to the right if the desired improvements will not be accomplished by the end of the current fiscal year (the two consecutive fiscal years for which the plan is in effect). Summarize, below, the major actions remaining to be taken in subsequent fiscal years and include a projected completion date as to when the performance goal will be achieved. (Increasing Minor Actions in the AM.)											
Milestones											
1. Review staffing levels and workload in the BAM unit										Completion Date	
Quarter 1 status report (12/31/2020):											
Quarter 2 status report (3/31/2021):											
Quarter 3 status report (6/30/2021):											
Quarter 4 status report (9/30/2021):											
Quarter 5 status report (12/31/2021):											
Quarter 6 status report (3/31/2022):											
Quarter 7 status report (6/30/2022):											
Quarter 8 status report (9/30/2022):											
2. Review sampling and case selection for quarters used to gauge performance										Completion Date	
Quarter 1 status report (12/31/2020):											
Quarter 2 status report (3/31/2021):											
Quarter 3 status report (6/30/2021):											
Quarter 4 status report (9/30/2021):											
Quarter 5 status report (12/31/2021):											
Quarter 6 status report (3/31/2022):											
Quarter 7 status report (6/30/2022):											
Quarter 8 status report (9/30/2022):											

5. UI Program Integrity Action Plan (UI IAP)

The UI IAP outlines the strategies the State will undertake during the planning period regarding the prevention reduction and recovery of UI improper payments.

Alternate UI Integrity Action Plan (IAP)			
Back to Biennial Overview 2021		Back to Alternate Overview 2022	
State	Federal Fiscal Year	Accountable Agency Official(s):	
0	2022	Andi Bridgmon, UI Director	
Top Three Root Causes (Calendar Year 2020)		Calendar Year 2019	Calendar Year 2020
https://www.dpi.gov/agencies/data/unemployment-insurance-payment-accuracy/		(% of \$ Overpaid)	(% of \$ Overpaid)
Root Cause #1:	Separation Issues	19.17%	49.530%
Root Cause #2:	Benefit Year Earnings	24.44%	27.977%
Root Cause #3:	Sev./Vac./SSI/Pension	13.82%	9.931%
National Priority Strategies and Additional Strategies			
Tools, Strategies, Process Improvements, Procedural Changes to Combat Fraud and Identity Theft and Enhance Recovery Efforts			
Use of UI Integrity Center Resources			
State and Employer Use of SIDES			
Support Claimant Compliance with State Work Search Requirements			
Overpayment Recovery Efforts (Including High Dollar Overpayments)			
Summary: Provide a detailed summary of the integrity plan that the state developed to combat fraud and identity theft; reduce the UI improper payment rate (targeting root causes); improve prevention, detection, and recovery of improper and fraudulent overpayments; and address the current National Priorities and additional strategies outlined in the SQSP UIPL.			
Nebraska will continue to address issue of UI Fraud by regularly reviewing NASWA fraud alerts and use of integrity Data hub. UI Staff will expand expand work search and able/available weekly certifications along with further engagement with law enforcement.			
Six-Month Update (October-March): Provide a progress report on all integrity strategies outlined in the IAP and provide details on any new identity theft and fraud prevention strategies, solutions, and/or activities; changes to existing integrity strategies; plan or strategy delays; positive outcomes; and identified successes.			

Instructions for the following section: In each individual section below, provide the state's top three focused strategies that will be employed to correct or reduce the root cause of overpayments or to address the National Priorities. Additional lines are available in each section to include other significant

Root Cause #1: Separation Issues			
Strategies	Actions	Targets & Milestones	Resources
Review mis-match reports	Staff review of Claimant ID enhance agency's preceutes and activities Proactive review of mismatches	On Going	Experienced Adjudication staff
UI Modernization with better SIDES/ of Graphic Solution Unemployment Systems (GUS) integration employer will provided an opportunity to submit more detailed separation information.	Moniter adjudication timeliness and accuracy over the course of the new software deployment.	Weekly, Monthly, Quarterly reviews of performance of both software and staff.	IT personnel, Claims and Adjuication Supervisors BPC staff and BAM Unit.
Claim specialist and adjudicator training associated with application of Nebraska Employment Security Law (NESL).	Continue regular trainings with each group with new hires and refresher courses with other adjudicators. Supervisors and veteran staff will provide additional coaching. A better understanding of the applicable NESL should lead to faster and more accurate adjudication of claims	Weekly, Monthly, Quarterly reviews of staff performance.	UI Program Resource Specialist, Claims and Adjuication Supervisors BPC staff and veteran adjudicators
Claim specialist and adjudicator training associated with new software.	Prior to the deployment of GUS, training specialist from of Graphic Solution provided four weeks of training on the new software. UI Program Resource Specialist, supervisors and veteran staff will provide instruction and coaching of "best practices" A better understanding of the applicable NESL should lead to faster and more accurate adjudication of claims	Weekly, Monthly, Quarterly reviews of staff performance.	Graphic Solution trainers, Claims and Adjuication Supervisors BPC staff and veteran adjudicators
Developed enhanced training materials and specialized reference materials addressing seperation issues	With the deployment of new UI Benefits software program, Nebraska will ensure claims specialists and adjudicators have up-to-date resource materials and provide regular updates as needed.	Training and practice are ongoing	UI Program Resource Specialist, Claims and Adjuication Supervisors BPC staff and veteran adjudicators
Additional:			

Root Cause #2: Benefit Year Earnings			
Strategies	Actions	Targets & Milestones	Resources
Use the NDNH	Refine logic used to identify unreported earnings	On going	
Use the SDNH	Refine logic used to identify unreported earnings	On going	
Prevention of Fraudulent claims by Identity Theft and to build stronger cases for prosecutions by development of a cross match with the Department of Motor Vehicles.	DMV cross match enhances verification of claimant's information in cases from possible identity Theft.	Ongoing	IT personnel, Legal Counsel, BPC staff, Interface with Department of Motor Vehicles personnel
Prevention of false claim and improper payments by development of a cross match with Nebraska HHS Vital Statistics Department	The Vital Statistics cross match enhances verification of claimant's information including date of birth, marriage or divorce for name changes, and date of death.	9/30/2019	IT personnel, Legal Counsel, BPC staff, Interface with DHHS Vital Statistics personnel
Prevention of Improper payments by review of New Hires audit practices.	Review of current policies and procedures for timely handling of Nebraska and National New Hires audits.	Weekly managerial review of New Hire audit data and development of Internal policy	BPC staff, UI Managers.
BPC Audits: Development of Training Manual and best practices for the New Benefit Audit Tracking System (BATS) in the BPS program	The current Benefits Investigation Tracking System (BITS) in BPS program has changed the flow of how BPC staff handles the investigations information. This flow moved from an offline, manual orientation into an online ability that quickly assesses and impacts claimant fraud. Nebraska will monitor and review staff in the new system and develop best practice standards for individual use and for training of new staff.	Development of procedural and training materials, (Ongoing) Ongoing analysis of BATS effectiveness and best practice	BPC staff, BAM staff, UI managers, Benefits staff, IT staff
BPC Audits: Receiving data and addressing issue more timely	Shorten time span on time when cross-match audits are sent from 30/60/90 days to 15 day first notice and 15 day 2nd notice then phone call.	Ongoing analysis of impact to shortening intervals for effectiveness	BPC staff, IT Staff, UI Managers
Additional:			

Root Cause #3: Sev./Vac./SSI/Pension			
Strategies	Actions	Targets and Milestones	Resources
GIALT	All claims go through this process	On going	GUS Software
2			
3			
Additional:			

Tools, Strategies, Process Improvements, Procedural Changes to Combat Fraud and Identity Theft and Enhance Recovery Efforts			
Strategies	Actions	Targets and Milestones	Resources
GIALT	All claims go through this process	On going	GUS Software
Use of two factor Authorization	Review fraudulent indicators, check claims and flag them for potential fraud	On going	GUS Software
Additional:			

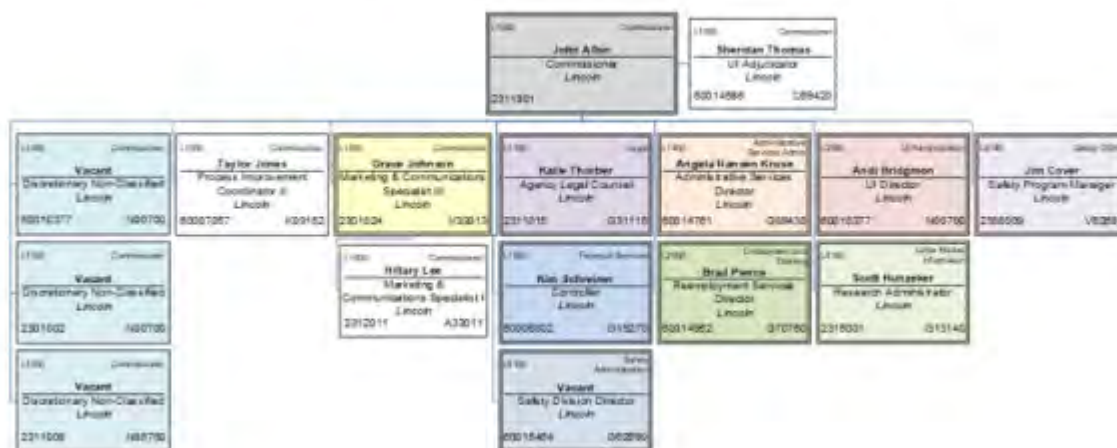
Use of UI Integrity Center Resources			
Strategies	Actions	Targets and Milestones	Resources
Use Fraud Alerts	Review each NASWA new Alerts Version 4	On going	NASWA
Upgrade IDV	use IDH ID verification and cross reference claimant data	On going	NASWA
Additional:			

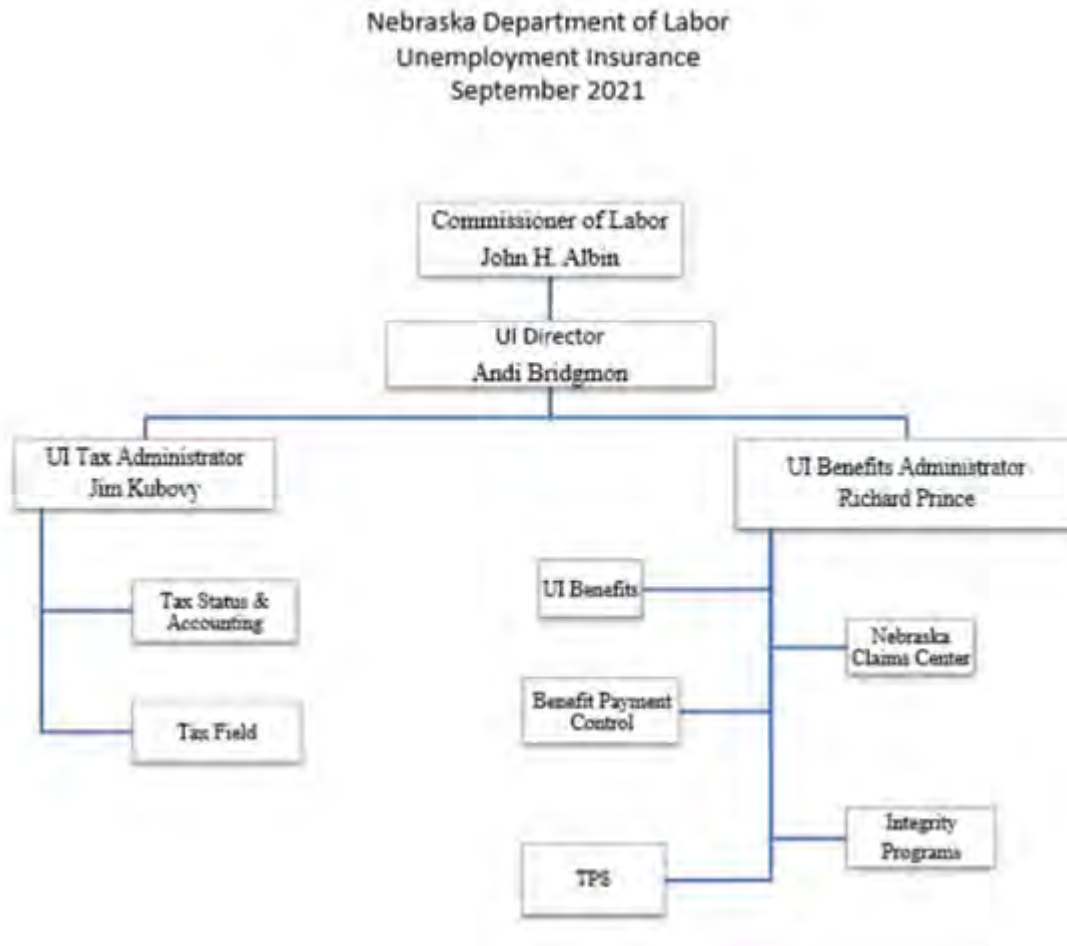
State and Employer Use of SIDES			
Strategies	Actions	Targets and Milestones	Resources
Improve SIDES messaging to employers	Continue to encourage employer to enroll in SIDES	On going	Gus Software
Additional:			
Support Claimant Compliance with State Work Search Requirements			
Strategies	Actions	Targets and Milestones	Resources
Expand the Able/Available Review	Modernize standards to be more inclusive		
Expand reemployment activities	Modernize to keep up with trends		
Additional:			
Overpayment Recovery Efforts (Including High Dollar Overpayments)			
Strategies	Actions	Targets and Milestones	Resources
Explore legal options/ work with attorney general	Work with and coordinate with them to contact/ recover overpayments	On going	
Use law enforcement/ Engage State patrol and Local agencies	Work with and coordinate with them to contact/ recover overpayments	On going	
Additional:			

6. Organizational Chart

The organization chart must conform to the requirement for delivery of service through public employment offices, or such other designated providers as the Secretary may authorize; show the State's configuration from the Governor of the State down to the point of Employment Service and UI customer service delivery; and provide sufficient detail to show each organizational unit involved and the title of the unit manager.

Nebraska Department of Labor





7. SQSP Signature Page

The State administrator must sign and date the SQSP Signature Page. By signing the Signature Page, the State administrator certifies that the State will comply with all the assurances and activities contained in the SQSP guidelines.

Though a State needs to submit the complete SQSP package on a 2-year cycle, there are certain documents contained in the SQSP package which are required to be submitted by States annually as part of the off-year submission. The documents which are required to be submitted annually are considered a modification to the complete SQSP submitted the previous year. Since funds for State UI operations are appropriated each year, each State is required to annually submit the transmittal letter, budget worksheets, organizational chart and the signature page. The modification may also include CAPs for new identified performance deficiencies, and any required modifications to existing CAPs.

Since the UI program is a required one-stop partner, States have the option of including UI in the Combined State Plan authorized by WIOA sec. 103.

U.S. Department of Labor
SQSP SIGNATURE PAGE

OMB Approval No. 1205-0132 Expires 12/31/2022

U.S. DEPARTMENT OF LABOR Employment and Training Administration	FEDERAL FISCAL YEAR FY2022	STATE NE
UNEMPLOYMENT INSURANCE STATE QUALITY SERVICE PLAN SIGNATURE PAGE		
<p>This Unemployment Insurance State Quality Service Plan (SQSP) is entered into between the Department of Labor, Employment and Training Administration, and</p> <p style="text-align: center;">_____ Nebraska Department of Labor _____ (NAME OF STATE AGENCY)</p> <p>The Unemployment Insurance SQSP is part of the State's overall operating plan and, during this Federal fiscal year, the State agency will adhere to and carry out the standards set forth in Federal UI Law as interpreted by the DOL, and adhere to the Federal requirements related to the use of granted funds.</p> <p>All work performed under this agreement will be in accordance with the assurances and descriptions of activities as identified in the SQSP Handbook and will be subject to its terms.</p>		
PRINTED NAME AND TITLE	SIGNATURE	DATE
John H. Albin _____ STATE ADMINISTRATOR		10/26/2021
DOL APPROVING OFFICIAL (Regional Office) _____		
DOL APPROVING OFFICIAL (National Office) (if required) _____		

conferencing

b. Requirements for States electing to include UI in the Combined State Plan

States that elect to include UI in the Combined State Plan must:

1. Submit an SQSP in the following manner depending on their timing in the SQSP cycle:

- A. If a State is in the first year of their 2-year cycle, the State is required to submit the most recently approved complete SQSP package. A complete SQSP package will include the Transmittal Letter, Budget Worksheets/Forms, State Plan Narrative, CAPs (including the milestones and the completion date for each*

milestone), the UI IAP, Organizational Chart, and the SQSP Signature Page. One of the key goals for the UI program is to ensure that claimants are able to successfully return to work. As such, the SQSP State Plan Narrative must provide a discussion of the plan coordination with other WIOA Combined Plan programs to ensure a coordinated effort and integrated service delivery.

Nebraska is in the 2nd year of the two year cycle.

- B. If a State is in the second year of the 2-year cycle, the State is required to submit the most recently approved complete SQSP package with a modification that must include the Transmittal Letter, Budget Worksheets/Forms, Organizational Chart, and the SQSP Signature page. The modification may also include CAPs for new identified performance deficiencies, and any required modifications to existing CAPs. The CAP must list both specific milestones for key corrective actions or improvement activities, and the completion date for each milestone.*
- 2. Submit the required off-year SQSP components as a modification to the Combined State Plan on the same cycle as the regular SQSP process which must be approved by September 30th each year*

Senior Community Service Employment Program (SCSEP)

(OMB Control No. 1205-0040)

a. Economic Projections and Impact

1. *Discuss long-term projections for jobs in industries and occupations in the State that may provide employment opportunities for older workers. (20 CFR 641.302(d)) (May alternatively be discussed in the economic analysis section of strategic plan.)*

In Section II.a. of this plan modification, Tables 9 through 14 provide an overview of the long-term projections for jobs in industries and occupations with an analysis of the education, work experience, and training required. Industry sectors with the projected highest growth by numeric change include Services-Providing, Health Care and Social Assistance, Goods-Producing, Educational Services, and Professional, Scientific, and Technical Services. Table 133 below shows the top five industries by percent of the total workforce.

Table 133. 2018-2028 Industry Change in Employment by Percent of Total Workforce

Industry Title	2018 Annual Employment	2018 Percent of Total Workforce	2028 Projected Employment	2028 Percent of Total Workforce	Change in Employment 2018-2028
Services-Providing	865,202	76.5%	912,718	76.5%	47,516
Goods-Producing	209,972	18.6%	221,681	18.6%	11,709
Health Care and Social Assistance	144,626	12.8%	161,318	13.5%	16,692
Educational Services (including state and local gov)	103,115	9.1%	108,863	9.1%	5,748
Retail Trade	107,790	9.5%	107,272	9.0%	-518

Source: Nebraska Department of Labor, NEworks, Labor Market Data

The top five occupations with the projected highest growth by numeric change include Healthcare Practitioners and Technical Occupations, Management Occupations, Health Diagnosing and Treating Practitioners, Food Preparation and Serving Related Occupations, and Transportation and Material Moving Occupations. Table 134 below shows the occupations most in need by projected employment and percent of workforce.

Table 134. 2018-2028 Occupation Change in Employment by Percent of Total Workforce

Standard Occupation Classification Title	2018 Estimated Employment	2018 Percent of Total Employment	2028 Projected Employment	2028 Percent of Total Employment
Office and Administrative Support	164,479	14.5%	163,920	13.7%
Sales and Related	106,042	9.4%	108,013	9.0%
Transportation and Material Moving	85,458	7.6%	90,606	7.6%
Food Preparation and Serving Related	84,752	7.5%	90,064	7.5%
Production	80,284	7.1%	82,581	6.9%
Healthcare Practitioners and Technical	71,681	6.3%	79,890	6.7%
Management Occupations	69,026	6.1%	74,606	6.3%
Education, Training, and Library	66,851	5.9%	70,516	5.9%
Retail Sales Workers	58,679	5.2%	58,467	4.9%
Business and Financial Operations	56,882	5.0%	61,266	5.1%

2. *Discuss how the long-term job projections discussed in the economic analysis section of strategic plan relate to the types of unsubsidized jobs for which SCSEP participants will be trained and the types of skill training to be provided. (20 CFR 641.302(d))*

As the economy has moved toward COVID recovery, Nebraska has seen very low unemployment rates. Worker shortages across the state in many industries have led businesses to expand their recruitment pools. Table 135 shows the top 10 occupation groups experiencing labor shortages by comparing the number of jobseekers to current openings. The majority of occupations available in Nebraska require a high school diploma or less, as shown in Table 136. These categories currently make up 63.1% of total employment in 2018 and will remain roughly the same in 2028, with a projection of 62.3%.

Table 135. Jobs and Candidates by Occupation Group

Occupation Group	Job Openings	Candidates	Potential Candidates Per Job Opening
Healthcare Practitioners and Technical Occupations	7,254	1,168	0.16
Architecture and Engineering Occupations	1,277	587	0.46
Education, Training, and Library Occupations	1,507	734	0.49
Computer and Mathematical Occupations	1,669	1,239	0.74
Life, Physical, and Social Science Occupations	473	395	0.84
Protective Service Occupations	429	446	1.04
Healthcare Support Occupations	1,643	1,877	1.14
Business and Financial Operations Occupations	1,238	1,475	1.19
Installation, Maintenance, and Repair Occupations	1,446	1,904	1.32
Arts, Design, Entertainment, Sports, and Media Occ	760	1,078	1.42

Source: Nebraska Department of Labor, NEworks, Labor Market Data, “Jobs and Candidates by Occupation Group” [Downloaded December 28, 2021]

Table 136. 2018-2028 Long-term Occupational Projections by Education--Nebraska Statewide

Education	2018 Estimated Employment	2018 Percentage of Total Workforce	2028 Projected Employment	2028 Percentage of Total Workforce
Doctoral or professional degree	28,876	2.6%	31,220	2.6%
Master’s degree	16,653	1.5%	18,602	1.6%
Bachelor’s degree	233,525	20.6%	253,249	21.2%
Associate degree	22,879	2.0%	25,090	2.1%
Postsecondary non-degree award	82,688	7.3%	89,187	7.5%
Some college, no degree	32,420	2.9%	33,233	2.8%
High school diploma or equivalent	441,134	39.0%	457,801	38.4%
No formal educational credential	273,057	24.1%	285,251	23.9%

Produced by The Nebraska Department of Labor, Office of Labor Market Information, July 2020

The office jobs currently available require a working knowledge of computers. This technological experience is often underdeveloped in persons over 55 years of age. SCSEP will negotiate host agency agreements that provide participants with computer training. Nebraska SCSEP has developed and implemented call center training and a targeted curriculum for office technology skills. Basic computer skills training has been made available to all participants via a new online training platform. This training includes the technology needed to participate. A Customer Service and Support Training component which is part of the National Retail Federations will focus on meeting customer needs, establishing clarity and continuous improvement. Companies such as PayPal, Facebook, and Amazon have a presence in the populated part of the state where SCSEP has a significant number of slots. Currently in the early stages of implementation, the Greater Nebraska One-Stop Operator has developed a training for Workforce Navigators. Participants will receive training on basic workforce service delivery and be deployed to libraries, helping the local area to increase the footprint of each workforce office. These trainings do not require more than a high school diploma and will prepare participants for opportunities in many of the occupations with the highest need.

Nebraska SCSEP host agencies provide the location and skills training to support participants’ development of job skills for meeting their goal of locating a position in the workforce. Current placements include maintenance and custodial, office and administrative support, customer service/call-center, community and social services, transportation and material moving, food preparation and service, and retail. Nebraska SCSEP will continue work towards aligning the training with the top job openings in the state. Skills gained in office work and customer service settings are transferrable to some of the top occupations listed such as in healthcare and education settings.

Host agency training may need further supplementation by Nebraska SCSEP and WIOA partners to provide Nebraska employers with job-ready employees, which supports the career pathways goal and strategies described in Sections II.b.2. and II.c of this modification. As current SCSEP participants exit, Nebraska SCSEP will work to enroll new participants whose employment goals and assessment results support placement in healthcare, education, workforce, and personal service occupations listed above. New host agencies in these occupations will be recruited and OJE opportunities will be explored in the top occupations.

3. *Discuss current and projected employment opportunities in the State (such as by providing information available under §15 of the Wagner-Peyser Act (29 U.S.C. 491-2) by occupation), and the types of skills possessed by eligible individuals. (20 CFR 641.325(c))*

The current and projected employment opportunities in Nebraska are discussed in the economic analysis section of the strategic plan portion of the Nebraska Combined State Plan. Table 13 in Section II.a.1.A. of this modification identifies education and job training requirements for the current and projected top 20 demand occupations in the state. Table 137 identifies training and skills requirements for occupations that specifically correspond with the employable positions for older workers in our state.

Table 137. Occupations Projected to Grow in Nebraska for Older Nebraska Workers

Occupation	Education	Work Experience	Job Training
Food Preparation and Serving Workers	No formal educational credential	None	Short-term On-the-Job Training (OJT)
Personal Care Aides	High school diploma or equivalent	None	Short-term OJT
Janitors and Cleaners	No formal educational credential	None	Short-term OJT
Customer Service Representatives	High school diploma or equivalent	None	Short-term OJT
Laborers, Material Movers	No formal educational credential	None	Short-term OJT
Retail Salespersons	No formal educational credential	None	Short-term OJT
Social and Human Service Assistants	High school diploma or equivalent	None	Short-term OJT
Teacher Assistants	Some college, no degree	None	None
Receptionists and Information Clerks	High school diploma or equivalent	None	Short-term OJT
Office and Administrative Support Workers	High school diploma or equivalent	None	Short-term OJT

The SCSEP sub-grantee must conduct a thorough evaluation of each participant’s skills, work experience, and barriers to employment during the participant assessment. This information is used to develop an Individualized Employability Plan (IEP) to help guide job coaches in targeting the skills participants need to enhance in order to obtain unsubsidized employment.

The skills gained during a participant’s prior work experience can be transferrable by placing them in a well-matched training assignment based on an assessment of their education and skills. The type of skills an individual should possess in order to become employable also include soft skills such as dependability, commitment to doing quality work and good customer service orientation.

Table 138 summarizes SCSEP participant demographics for Nebraska for PY 2020 including the education skill level. Almost half of the SCSEP participants have a high school diploma and 17% have some college education. This educational level corresponds to the education required for the occupations listed above.

Table 138. SCSEP participant demographics for Nebraska for PY 2020 including the education skill level

Participant characteristics	State %
Male	48
Female	52
Age at enrollment: 55-59	26
Age at enrollment: 60-64	37
Age at enrollment: 65-69	17
Age at enrollment: 70-74	17
Age at enrollment: 75 and over	4
Ethnicity: Hispanic, Latino or Spanish Origin	7
Ethnicity: American Indian or Alaska Native	2
Ethnicity: Asian	2
Ethnicity: Black or African American	56
Ethnicity: Native Hawaiian or Pacific Islander	0
Ethnicity: White	35
Ethnicity: Two or more races	4
Education: 8 th grade and under	4
Education: 9 th grade – 11 th grade	13
Education: High school diploma or equivalent	43
Education: 1 – 3 years college	17
Education: Postsecondary certificate	4
Education: Associate degree	9
Education: Bachelor’s degree or equivalent	9
Education: Some graduate school	0
Education: Master’s degree	2
Education: Doctoral degree	0
Family income at or below the poverty level	87
Individuals with disabilities	31
Individuals with limited English proficiency	4
Individuals with low literacy skills	6
Individuals residing in rural areas	11
Individuals with low employment prospects	98
Veterans (or eligible spouse of veteran)	19

Source: SCSEP Performance and Results Quarterly (SPARQ) system for PY 2020

b. Service Delivery and Coordination

1. A description of actions to coordinate SCSEP with other programs. This may alternatively be discussed in the State strategies section of the strategic plan, but regardless of placement in document, must include:

A. Planned actions to coordinate activities of SCSEP grantees with WIOA title I programs, including plans for using the WIOA one-stop delivery system and its partners to serve individuals aged 55 and older. (20 CFR 641.302(g), 641.325(e))

As the new SCSEP grant recipient for the State of Nebraska (effective July 1, 2021), the Nebraska Department of Labor (NDOL) has renewed collaborative relationships and service coordination efforts with local area WIOA Title IB programs operating in Nebraska’s comprehensive American Jobs Centers (AJCs) and affiliate one-stop centers to ensure adequate and appropriate delivery of career services to SCSEP’s target service-delivery populations, including individuals who:

1. are 65 years of age or older;
2. have a disability;
3. have limited English proficiency or low literacy skills;
4. reside in a rural area;
5. are Veterans (or, in some cases, spouses of Veterans) for the purposes of § 2(a) of the Jobs for Veterans Act, 38 USC 4215(a) as set forth in 20 CFR § 641.510(b);
6. have low employment prospects;
7. have failed to find employment after using services provided through the One-Stop delivery system;
8. are homeless or are at risk for homelessness. (OAA § 518(b)); or

9. are formerly incarcerated or on supervision following release from prison or jail within five years of the date of initial SCSEP eligibility determination.

Further, SCSEP's utilization of technology is critical to cross-program collaboration and coordination of services. For that reason, NDOL is evaluating inclusion of Nebraska's SCSEP program as an NEworks[1] user program to enhance service coordination with local Title IB adult and dislocated worker programs, as well as JVSG, TAA, and SNAP E&T programs, as those programs utilize NEworks and inclusion of SCSEP as a user program would facilitate data sharing.

[1] NEworks is NDOL's management information system of record with the US Department of Labor.

B. Planned actions to coordinate activities of SCSEP grantees with the activities being carried out in the State under the other titles of the Older Americans Act (OAA). (20 CFR 641.302(h))

Nebraska SCSEP will coordinate with area agencies on aging, senior centers, and other community organizations regarding activities carried out under other titles of the Older Americans Act (OAA). Collaboration with these agencies will include outreach to and recruitment of new participants, establishing host agency sites with the agencies, and integrating Nebraska SCSEP into the service-delivery models of other agencies authorized under the Older Americans Act. This includes establishing a Nebraska SCSEP presence on the Aging and Disability Resource Center (ADRC) website (ADRCNebraska), coordinating with agencies that are able to provide transportation services for SCSEP participants, coordinating with partner agencies that need supportive services assistance available through Nebraska SCSEP, and working with agencies that serve minorities including Native Americans under Title VI of the OAA. The aging network familiarity with community supports makes the Area Agencies on Aging important partners for Nebraska SCSEP. Specifically, the grantee will carry out the following activities under OAA:

1. Share information and resources related to seniors' employment needs, support services to help remove barriers to employment and performance results with the State Advisory Council.
2. Explore opportunities to collaborate with the Office of Health Disparities and Health Equity, the State Latino Commission, the agency for the deaf and hard of hearing and other agencies in an effort to serve rural and minority populations.
3. Attend Area Agencies on Aging (AAAs) training when feasible.

C. Planned actions to coordinate SCSEP with other private and public entities and programs that provide services to older Americans, such as community and faith-based organizations, transportation programs, and programs for those with special needs or disabilities. (20 CFR 641.302(i))

Coordination with partner organizations is integral to meeting basic support needs of SCSEP participants outside of training to support older workers' employment goals and matching older workers with local employers. These organizations include human services, employment and training agencies, and employers.

The inadequacy of basic supports such as housing, transportation, and possible care needs of a frail spouse or parent will lower a SCSEP participant's chances of completing training and finding and keeping a job. Human service organizations such as the Nebraska Aging & Disability Resource Centers, the Nebraska Department of Health and Human Services (NDHHS) and Area Agencies on Aging will be central to addressing these basic support needs. NDHHS offers a wide variety of supports to help maintain individuals within their community. Specific programs which address common support needs include the Social Services Block Grant, Disabled Persons and Family Support, Lifespan Respite, and Medicaid Waivers. A sampling of possible support services includes transportation, energy assistance, housing and telephone assistance, Supplemental Nutrition Assistance Program (SNAP), adult day care for caregivers, and covering the Medicare premiums for eligible low-income beneficiaries. Nebraska SCSEP will use the 2-1-1 and other support organizations such as Easter Seals and Arc of Nebraska to identify support for individuals with disabilities. Nebraska SCSEP also provides digital literacy training, laptops and Wi-Fi services for participants as part of the call center/customer service training described above in Section a.2.

Local area agencies on aging are familiar with support needs of the elderly and are experienced in organizing community resources to address those needs. Nebraska SCSEP confers with the staff of each of Nebraska's eight area agencies on aging to address non-employment support needs of SCSEP participants. This partnership will continue to provide participants with information to address a variety of needs as well as a referral link to local agencies which provide assistance to the targeted population. The ADRC website provides linkages to a wide variety of community resources for SCSEP participants.

One significant barrier to employment for SCSEP participants is inadequate availability of transportation. The Senior Transportation Coalition is coordinated by Nebraska Easterseals and Nebraska AARP. Nebraska's efforts have focused on the development of local coordinated transportation initiatives and regional coordinated transportation systems. Interest in this initiative has come from human services, transportation providers, and State agencies, including Nebraska

Departments of Health and Human Services, Labor, and Transportation and Nebraska Public Service Commission. This interest indicates a continuing commitment to improve the availability and effectiveness of public transportation services. At this time, participants living in Douglas and Sarpy counties may be eligible for the Lyft 2-1-1 transportation program made possible by a grant from the United Way of the Midlands.

Inadequate housing is another major barrier to employment. Affordable housing is necessary to rebuild or maintain the economic life of SCSEP program participants. Housing issues range from locating affordable housing to accessing community supports such as energy assistance and weatherization. Both local area agencies on aging and community action programs are familiar with available affordable housing resources. The Lincoln and Omaha Housing Authorities are key partners in addressing issues related to homelessness. Program participants are often caregivers for a parent, spouse, or grandchild. The Nebraska Lifespan Respite Program, Care Management Program, and the Older Americans Act Caregiver Support Program assist these caregivers. The area agencies on aging are partners with the Lifespan Respite Program. These agencies also provide care management and operate caregiver support programs. In addition, a functional partnership between Nebraska SCSEP, local area agencies on aging, housing, and community service organizations is necessary to address multiple needs of the SCSEP participants. Further, Nebraska SCSEP program has renewed collaborative relationships and service coordination efforts with state plan core partner programs, including Title IB programs, and other state plan partner programs, as described in Section II.1.2.c. of this modification, regarding implementation of the State's goals and strategies for preparing an educated and skilled workforce that meets the needs of employers, as defined in Sections II.b.4. and II.c. Nebraska SCSEP will continue to coordinate with the Nebraska Partner Council to find skill gap, resource, and work readiness solutions and other innovative workforce solutions. Continued participation by Nebraska SCSEP on the Partner Council will help ensure that subpopulations and minority populations are being afforded good work opportunities and employers have a diverse and ready workforce. To supplant its effectiveness, collaboration, and coordination of services, Nebraska SCSEP is working to establish stronger relationships with other workforce system programs that provide services for SCSEP's target service-delivery populations.

D. Planned actions to coordinate SCSEP with other labor market and job training initiatives. (20 CFR 641.302(j))

SCSEP will coordinate with labor market and job training initiatives in the state to promote access and distribute essential information to individuals 55 and over facing barriers to employment. For SCSEP participants wishing to investigate training options and approved training providers, Nebraska's Eligible Training Provider List (ETPL) is available on NEworks to support decision making regarding occupational skills training opportunity. Nebraska SCSEP staff have also received training on the labor market information available on NEworks, as well as the ETPL and are equipped to assist SCSEP participants with each.

E. Actions to ensure that SCSEP is an active partner in the one-stop delivery system and the steps the State will take to encourage and improve coordination with the one-stop delivery system. (20 CFR 641.335)

As described above, Nebraska SCSEP is an active required one-stop partner in Nebraska's one-stop delivery system. Nebraska SCSEP has participated in joint planning sessions with state plan partners in development of this state plan and its modification, as well as past state plans and modifications and further development of Nebraska's one-stop delivery system and workforce system and will continue to participate as an engaged state plan partner. Nebraska SCSEP's active involvement in state plan development and as a required one-stop partner strategically supports the effectiveness of SCSEP and the needs of SCSEP participants. Further, NDOL-administered programs and local Title IB programs provide a wide variety of support services and employment and training activities, including work-based and occupational skills training. In addition, Nebraska SCSEP will coordinate development of OJEs with NDOL-administered, local Title IB programs, and other one-stop partner programs offering OJT to enhance job development initiatives with employers.

F. Efforts to work with local economic development offices in rural locations.

Nebraska SCSEP will continue to build partnerships with local economic development offices in rural areas. Local collaborations will be enhanced with the five economic development field offices as well as with the Latino Business Office in the Department of Economic Development. SCSEP participants can feed into the jobs created by the Rural Development Advantage program available to businesses in rural areas. Nebraska SCSEP will also support the economic development initiatives outlined in Sections II.a.2.C. (key strengths subsection) and III.2.I. of this plan modification.

2. The State's long-term strategy for engaging employers to develop and promote opportunities for the placement of SCSEP participants in unsubsidized employment. (20 CFR 641.302(e)) (May alternatively be discussed in the State strategies section of strategic plan.)

The State's long-term strategy to engage employers to develop and promote opportunities for placement of SCSEP participants in unsubsidized employment is discussed elsewhere in this plan. NEworks and Nebraska Career Connections and Career Link websites contain resources specific to employers. Nebraska SCSEP will continue to expand OJE

opportunities with employers for SCSEP participants. Nebraska SCSEP created a digital literacy and call center training program this year. Employer outreach will be enhanced with television and radio advertisements highlighting the value of the SCSEP. In addition, Nebraska SCSEP will promote employer incentives such as tax credits, Title IB customized training and incumbent worker training, and the Nebraska Advantage Act program to encourage employers to place SCSEP participants in jobs.

Nebraska SCSEP is currently working toward more established relationships with business service teams working in each local area. This partnership will educate Business Service Consultants on the supports provided through SCSEP and needs of the participants, allowing them to better speak to the program when working with a business. Additionally, these teams are educated on WOTC and Fidelity Bonds, which will help with the placement of formerly incarcerated individuals enrolled into SCSEP.

3. The State's long-term strategy for serving minority older individuals under SCSEP. (20 CFR 641.302 (c))

The State's long-term strategy for serving minority older individuals under SCSEP will include ongoing collaboration with agencies serving minority populations, such as Latino centers and the Migrant Seasonal Farmworker Program, utilizing television and radio ads in Spanish and Vietnamese and continued use of printed materials in Spanish. Nebraska SCSEP has partnered with the Intercultural Senior Center, the Asian Community Center, Ponca Housing Authority, and Winnebago Tribe to serve as host agencies to train SCSEP participants. Nebraska SCSEP will continue to use the program brochures in Spanish, Vietnamese, and other languages when conducting outreach.

4. A list of community services that are needed and the places where these services are most needed. Specifically, the plan must address the needs and location of those individuals most in need of community services and the groups working to meet their needs. (20 CFR 641.330)

The placement of Nebraskans who face barriers to employment present unique challenges in communicating and coordinating services to areas where these populations reside. This includes remote rural areas, where transportation and internet access issues can hinder service delivery and placement options.

Transportation challenges are similar throughout Nebraska, with service limitations including hours that don't serve second and third shift workers and limited to no route accessibility in some areas. The lack of a comprehensive and reliable transit system in all Nebraska communities is widely recognized. Efforts exist in Nebraska to address these shortfalls. The Nebraska Department of Transportation launched Phase 3 of the Mobility Management Project (<https://nebraskatransit.com/index.php/mobility-management/>) in July 2019. This phase consists of three stages, scheduled for completion in 2022.

Greater Lincoln is served by StarTran and provides bus passes, mileage reimbursement to participants who have a vehicle or an approved driver/vehicle arrangement, Uber/Lyft credits, or assistance through the Ponca Express. Fourteen Greater Nebraska communities have public transit within city limits, in addition to intercity routes connecting 30 Nebraska communities and four communities in neighboring states. Greater Omaha, which is served by Metro Transit, provides bus passes, gas cards, and Uber/Lyft credits. SCSEP participants in all three local areas are co-enrolled with partner programs, including WIOA and SNAP E&T, when possible to increase access to these supportive services.

The needs and resource accessibility of each community vary widely. Assistance with linkages, referrals, and accurate information about the availability of supportive service assistance includes, but is not limited to, WIOA Title IB programs, SNAP benefits, TANF, Community Action Partnerships, Nebraska VR, Veteran's assistance funds, financial assistance for education, county public assistance funds, etc. When possible, SCSEP participants are co-enrolled into Title IB programs, SNAP Next Step E&T, dislocated worker programs, Nebraska VR, TANF, and other partner programs. Partnerships exist and continue to be developed in each area to coordinate service delivery and address gaps. Coordination of various supportive services includes housing assistance, transportation, tools, and dependent care. Through collaboration and ongoing partner meetings, workforce system partners receive updated information and cross training on available services.

Partnerships with programs such as Families First Partnership in North Platte, Norfolk Family Coalition, and others throughout the state have been developed to coordinate provision of supportive services and ensure individuals requesting assistance from partner programs are connected with employment assistance to help them obtain self-sufficiency.

Access to internet service is also an issue in rural areas and for low-income populations. During COVID, Nebraska SCSEP worked with participants remotely to provide computer technology training, and SCSEP participants were provided computer equipment and assistance with internet access in order to participate in this training.

In the rural areas of Nebraska, community service training opportunities are limited to local schools and government agencies. COVID has made placement of participants more difficult as host agencies have closed or reduced participants due to safety requirements. Larger towns offer broader training options, which include health care, and a wider range of

community service organizations. Lincoln and Omaha have the widest range of community service possibilities including government offices (state, federal and local governments), hospitals (local, regional and university), to cultural centers, ethnic, minority and neighborhood organizations. Nebraska SCSEP is in dialog with the area agencies on aging and senior centers to determine community service needs and to recruit host agencies. A wide variety of community service organizations provide training for program participants and have the benefits of a part-time worker. Community service needs addressed through SCSEP includes educational activities, environmental quality, health care, housing, employment assistance, cultural and recreational services, as well as senior services such as nutrition sites, outreach and referral, and transportation.

5. *The State's long-term strategy to improve SCSEP services, including planned long-term changes to the design of the program within the State, and planned changes in the use of SCSEP grantees and program operators to better achieve the goals of the program. This may include recommendations to the Department as appropriate. (20 CFR 641.302(k))*

Program improvement during the remaining two years of this plan will continue to increasingly focus on growing industries, developing a closer working relationship with human service organizations, supporting employers, and equitably distributing SCSEP positions across our State. Plans include:

1. through partnerships with Nebraska's workforce system partner programs and organizations, develop on-the job training to address Nebraska growth industries;
2. continue relationships between Nebraska SCSEP, the Nebraska Aging Network (Aging and Disability Resource Centers and Area Agencies on Aging), and the State Department of Health and Human Services to address the multiple support needs common among SCSEP participants;
3. work with Medicaid to review program guidelines which count toward SCSEP training income when determining program eligibility:
 - a. Current rules require interested older persons to choose between training and Medicaid. This is a long-term goal as it involves regulation changes. However, Medicaid Expansion implemented in October 2020 may allow some SCSEP participants between the ages of 55 and 64 to qualify for Medicaid as the poverty threshold under Medicaid Expansion is higher at 138% of the poverty level or \$16,000 for a single individual.
4. review the distribution of positions to align with the eligible population of persons over 55 years of age, commuting patterns, industry concentrations, and education systems (community colleges);
5. monitoring of distribution within rural areas to ensure equitable distribution of SCSEP positions:
 - a. Shifting of positions will be accomplished gradually as participants leave this program.
6. work with Nebraska SCSEP service providers to assure timely reporting of participant activity into the Grant Performance Management System (GPMS), the new US Department of Labor web-based reporting and case management system).
6. *The State's strategy for continuous improvement in the level of performance for SCSEP participants' entry into unsubsidized employment, and to achieve, at a minimum, the levels specified in OAA Section 513(a)(2)(E)(ii). (20 CFR 641.302(f))*

Communication is vital for the Nebraska SCSEP. Program adjustments (due to revised regulations, processes, program performance measures, or employment niches for older workers) may be required for substantial changes in program operations. These developments are discussed with the Nebraska project sponsors during regular contacts or as needs arise.

Under Nebraska SCSEP, project sponsors receive grants to create and pay for part-time (usually 18 – 22 hours a week) community service positions for low-income persons ages 55 and over at local public or private nonprofit organizations. The program has a dual purpose to provide useful community service assignments for the enrollees while promoting transition to unsubsidized employment. Local public and private nonprofit organizations which provide training opportunities also benefit through the work completed by SCSEP enrollees.

Strategies for Improvement

Continue to improve the Assessments and Individualized Employment Plans (IEP) to help identify participant strengths and job training needs to enhance their skills to find unsubsidized employment.

1. Pursue On-the-job Experience (OJEs) through targeted job development and employer outreach
2. Explore new certification programs for customer service positions as Nebraska has a large number of employers with customer service/call center jobs. Work on a public-private partnership to develop a training program for this occupation by designing a curriculum that meets the employers' needs
3. Enhance job search opportunities the sub-grantee can provide at One-Stop centers through "Impact Thursdays." Equip staff to discuss strategies with participants to help them overcome personal issues such as self-confidence and dealing with family concerns/interruptions

4. Pursue joint employer outreach with WIOA partners in Greater Lincoln, Greater Nebraska, and Greater Omaha. Participate in monthly partner forums held in all three local areas
5. Strengthen assessments of participant skills, knowledge, interests, and aptitudes to define career objectives that are relevant for the participant's interests and abilities and local business needs
6. Research labor market information and consult with Boards, economic development agencies, chambers of commerce, and local business partners to identify targeted industries and high growth occupations appropriate for seniors
7. Utilize the new Grant Project Management System to track placements and make case notes to follow up with employers at regular intervals
8. Monitor sub-grantee performance in the area of placement in unsubsidized employment through quarterly conference calls, on-site visits, and provision of technical assistance
9. Identify employers that have successfully hired participants, are seeking older workers based on input from Boards and business organizations and are identified in labor market studies as major employers in industries where SCSEP participants seek employment
10. Publicize the success stories of former participants during the National Employ Older Worker Week
11. Remind participants and host agencies during orientations and throughout the training that SCSEP is a temporary training program and not an employment program
12. Coordinate with other programs such as the Work Opportunity Tax Credit and programs offering Incumbent Worker Training to help increase the participant employment rate through benefits for the employer. Participants are provided general and specific training to enhance their marketability to potential employers; training and resources provided include but are not limited to the following:
 - a. Basic education skills (GED preparation and language skills classes)
 - b. Basic or advanced computer skills including web-based skills and Microsoft Office Suite (some participants receive a loaner laptop)
 - c. Job readiness training through job search workshops, job clubs, and "Impact Thursdays" where job coaches discuss job search skills on a one-on-one basis with the participants
 - d. Education in specialized fields the participant may be interested in such as accounting, marketing, etc.
 - e. Soft skills training and self-improvement skills
 - f. Resources such as labor market information and approved training providers

Host agencies provide meaningful training for participants looking to refresh their skills to build on previous work experience. The most common occupations where host agencies help develop participant skills are administrative services, healthcare, retail, and food service. Several host agencies in Nebraska end up hiring the participant which makes the match between the participant and the host agency important in facilitating permanent employment. Nebraska SCSEP will utilize new avenues of reaching employers for job development and provide participants new tools to find employment. Collaborating with the Work Opportunity Tax Credit (WOTC) Program and the Federal Bonding Program going forward will be especially useful in helping participants who have a record of a felony prior to enrolling in SCSEP. Nebraska SCSEP will look into "pre-certifying" participants for WOTC in an effort to make them marketable to employers. The SCSEP will participate in virtual and in-person career fairs at the American Job Centers. In PY 2020 Nebraska missed the Employment Rate 4th quarter after exit but exceeded the Employment Rate 2nd quarter after exit. However, at the end of PY 2020 1st quarter Nebraska SCSEP has exceeded the Employment Rate 4th quarter after exit (YTD 33.3 with Goal being 26.2).

c. Location and Population Served, including Equitable Distribution

1. *A description of the localities and populations for which projects of the type authorized by title V are most needed. (20 CFR 641.325 (d))*

Nebraska Demographics

Two-thirds of Nebraska counties are not included in a Metropolitan Statistical Area (MSA) or a Micropolitan Statistical Area (MC). According to the Census of Agriculture, Economic Research Service, in 2017, there were 46,332 farms covering 92.2% of Nebraska. Yet, according to the Bureau of Economic Analysis, only 4.1% of Nebraskans were employed in the Agriculture industry in 2018. This is a reduction from 2016.

Twenty-eight of the 93 Nebraska counties are either part of the Omaha, Lincoln, or Grand Island MSA, or are part of a MC. The greatest percentage of employing industries in Nebraska are Services-Producing (76.5%), Goods-Producing (18.6%), Health Care and Social Assistance (12.8%), Educational Services (9.1%), and Retail Trade (9.5%). (Sources: Nebraska Department of Labor, Labor Market Information, Quarterly Census of Employment and Wages)

According to the US Census, the Nebraska population of those 55 years of age or above represents 554,751 individuals or 28.7% of the state population. According to the US Census, Nebraskans ages 65 or above represent 312,458 individuals or 16.2% of the total state population. The first of the baby boom generation reached 65 years of age in 2011. The population

over 65 will increase dramatically over the next decade as baby boomers continue to age. (Source: <https://neo.ne.gov/programs/stats/inf/77.html>).

Special Populations

The Older Americans Act requires this program provide priority in enrollment for eligible individuals who are Veterans or spouses of Veterans, those with greatest economic need, individuals who are minorities, and individuals with greatest social need, individuals who failed to find employment using available WIOA services, individuals who are homeless or at-risk of homelessness and those living in rural areas.

2. *List the cities and counties where the project will be conducted. Include the number of SCSEP authorized positions and indicate where the positions changed from the prior year.*

Table 139. Nebraska PY 2021 Authorized Positions

Type of Position	Number
Federal	203
State	63
TOTAL	266

County – Slots

1. Douglas – 46
2. Hall – 1
3. Holt – 1
4. Lancaster – 6
5. Nemaha – 1
6. Sarpy – 5
7. Scottsbluff – 1
8. Sherman – 1
9. Thayer – 1

3. *Describe current slot imbalances and proposed steps to correct inequities to achieve equitable distribution.*

Program Year: 2021; Quarter: 3

Table 140. Average Percentage of Variance

Service status	Number of Counties	Percent of All Counties	Average Percentage of Variance
Under-service	5	55.6%	29.5%
Over-service	4	44.4%	85.7%
Combined Total Under- and Over-service	10	100%	36.5%

Several counties where there is under-enrollment are extremely rural, which impacts the ability to enroll there easily. Douglas County, where there is also significant under-enrollment, was impacted greatly by COVID.

Nebraska SCSEP’s plan is to allow natural attrition in areas where there is over-enrollment and continue to recruit and enroll in the under-enrolled areas. There are no current plans to swap positions. However, data will be continuously reviewed to ensure positions are assigned to counties appropriately, ensuring access for those most in need. Nebraska’s sub-grantee has conducted a few new recruitment strategies to overcome the historic under enrollment due to the pandemic. With fewer events due to the pandemic, the sub-grantee has had to recruit in new ways. Targeted call lists were purchased from under enrolled areas, ads were placed in coupon books, and social media ads were implemented to increase enrollment. Nebraska SCSEP will analyze these efforts and ensure that best practices for recruitment continue.

4. *The State’s long-term strategy for achieving an equitable distribution of SCSEP positions within the State that:*
 - A. *Moves positions from over-served to underserved locations within the State in compliance with 20 CFR 641.365.*

The Nebraska Equitable Distribution (ED) Report provides a basis for determining a fair allocation of program positions with the State. This report is useful for determining where to locate new positions, fill vacant positions, or reduce positions,

as necessary. The most recent Nebraska Equitable Distribution Report prepared in 2021 is provided above and is based on the latest Census data for distribution of the SCSEP-eligible population within each state. The PY 2021 modified positions are 52. Nebraska SCSEP works with the National grantee operating in the state to coordinate equitable distribution of all modified positions. This total number for 2021 is 257.

B. Equitably serves rural and urban areas.

The distribution of the Nebraska SCSEP positions has supported the rural counties. Until the last few years Douglas County, which includes Omaha, had substantially fewer positions than were equitable. During this period, the grantee shifted a number of positions into Douglas County. Future equitable distribution discussions will focus upon the adequacy of position distribution within the urban and rural counties.

C. Serves individuals afforded priority for service under 20 CFR 641.520. (20 CFR 641.302(a), 641.365, 641.520)

Recruitment

Nebraska SCSEP maintains several partnerships to recruit eligible individuals into the SCSEP program with factors such as greatest economic need, social need and/or limited English proficient. Nebraska utilizes the area agencies on aging and Aging and Disability Resource Centers, senior centers, One-Stop centers, WIOA partners such as Vocational Rehabilitation and the Nebraska Commission for the Blind and Visually Impaired, the Latino Commission, Asian Center, and the Intercultural Senior Center to recruit those with greatest economic and social needs and limited English Proficient. Partnerships are being developed with reentry program providers and State and local correctional facilities to connect with individuals over 55 who have been incarcerated or under supervision in the last five years.

Enrollment priority will be given to Veterans and qualified spouses, eligible individuals having the greatest economic need and eligible individuals over 65 years of age. Nebraska SCSEP has a history of focusing efforts on older individuals both with incomes below the poverty level and those with greatest social need. At the end of first quarter PY 2021, the State SCSEP program provided 72% of its positions to minority individuals. Over 89% of the Nebraska’s grantee enrollees have annual incomes below the poverty level. Fifteen percent of these enrollees are Veterans. Among program participants, 63% are receiving public assistance and 91% are at risk of homelessness. Women over the age of 55 represent 50% of the total program enrollment. Nebraska SCSEP has renewed its partnerships with program providers serving these populations. Through these partnerships, an increased focus on co-enrollment and co-case management will improve recruitment of and service delivery toward high barrier participants.

The total number of participants assisted during PY 2020 were 54. Table 141 shows the percentage of eligible individuals that were assisted by the SCSEP program in PY 2020 that meet the criteria of greatest economic or social need, are limited English proficient, or were formerly incarcerated.

Table 141. Eligible individuals assisted by SCSEP in PY20 meeting greatest economic, social need, LEP criteria

Most in Need Measure	Percentage of SCSEP Participants
Individuals with disabilities	31%
Individuals with limited English Proficiency	4%
Individuals with low literacy skills	6%
Individuals residing in rural areas	11%
Individuals with low employment prospects	98%
Individuals who fail to find employment after WIOA Title I	67%
Individuals ages 75 and over at date of report	9%
Individuals who are homeless or at risk of homelessness	91%
Displaced homemakers	0%
Veterans (or eligible spouses)	19%
Post 9/11 era veterans	2%
Individuals receiving public assistance	61%
Individuals with severe disability	0%
Individuals who are frail	0%
Individuals old enough for but not receiving SS Title II	0%
Individuals with severely limited employment prospects in areas of persistent unemployment	0%
Individuals formerly incarcerated	0%

Source: SCSEP Performance and Results Quarterly (SPARQ) system for PY 2020

Increasing Placements to Employment

Increasing the placement of trainees requires that a variety of support services be focused upon all SCSEP trainees as they approach job-ready status. This may be in the form of participation in job-clubs or specialized training through Workforce Development Board partners. Other approaches include trial employment or on-the-job training (OJE) with potential employers. Trial employment or on-the-job training opportunities will be for a limited time with the expectation of a high rate of hiring by participating employers. This strategy will support resume development, interview skills, and applying on-line for area jobs. The subgrantee will continue to monitor participants’ job search by having them send job search logs. Job coaches will continue to meet with participants at “Impact Thursdays.” Nebraska will utilize new strategies to reach employers and conduct job development such as distributing employer brochures, airing television and radio ads, and using print media. Additionally, Nebraska SCSEP established the Bullhorn employer database and match system to assist with uploading of resumes and connecting job seekers with open positions. This system includes a self-serve job search training platform and learning management system as well as a resume builder.

High growth industries in Nebraska include customer service representatives and entry-level health care positions. These opportunities provide a livable wage for Nebraskans and a chance for advancement in growing organizations. Office support is another opportunity which matches the interest of many persons over the age of 55. However, all of these opportunities require a working knowledge of computers. Nebraska SCSEP set up a digital literacy and customer service / call center training in the fall of 2021 to prepare participants for contact tracing and remote call center jobs.

Continued success in meeting performance goals will require maintenance and further development of partnerships within the Workforce Development Board and business community. All three local areas in Nebraska have dedicated Business Services teams focused on bridging relationships with partner programs and businesses to support job placement efforts. Nebraska SCSEP will more intentionally partner with these groups to improve employment rates.

Program participants who locate employment will continue to receive program support. This support will consist of regular follow-ups at second quarter after participants exit from the program and after the fourth quarter after exit and with their employers. The purpose of follow-ups is to address any issues and support these workers in their new jobs.

5. *The ratio of eligible individuals in each service area to the total eligible population in the State. (20 CFR 641.325(a))*

The Nebraska eligible population over 60 years of age based on poverty level in the state is 29,693. The ratio of eligible individuals in each service area to the total eligible population in the state is provided in Table 142.

Table 142 (S1701). Ratio of eligible individuals in each service area to the total eligible population in the state

Nebraska Service Areas	Eligible Population	Ratio of Eligible-to-Eligible Population in the State
Central	2,515	.085
Lincoln MSA	3,607	.121
Mid Plains	1,465	.049
Northeast	2,128	.072
Omaha Consortium	12,749	.429
Panhandle	969	.033
Southeast	526	.018

Source: United State Census Bureau, 2015 – 2019 American Community Survey 5-year Estimates (S1701)

6. *The relative distribution of eligible individuals who:*

A. *Reside in urban and rural areas within the State*

According to population estimates from Census.gov, much of the State population growth has been in urban counties. The 2012 – 2016 American Community Survey notes that 35% of the Nebraska population over 60 years of age lives in rural areas. While biotechnology, internet commerce and transportation services are growing rapidly in the eastern cities, most of Nebraska is rural with an economy that is heavily farming and ranch dominated.

B. *Have the greatest economic need*

The term greatest economic need is defined as persons at or below the poverty level established by the US Department of Health & Human Services. The Nebraska population age 60 and over includes 29,693 individuals with incomes below the poverty level, and 21,722 individuals are over 65 with incomes below the poverty level (Source: U.S. Census Bureau, 2015-2019 American Community Survey 5-Year Estimates).

C. *Are minorities*

According to the U.S. Census, 2015-2019 American Community Survey 5-year estimates, there were about 17,673 Native Americans living in Nebraska. Population totals for other races, according to the U.S. Census were: White: 1.67 million, Black: 92,406, Asian: 45,655, Native Hawaiian: 1,327, and Two or more Races: 50,386. There were 208,271 Hispanics or Latinos living in Nebraska. Foreign born naturalized citizens represent 38.9% of Nebraska citizens. Of this, 47.9% are white, 12.2% are Black or African American, 26.9% are Asian, and 41.7% are Hispanic or Latino. Hispanics were the largest category of foreign-born population, at 70,742, and had the lowest rate of becoming naturalized US citizens.

For the Nebraska SCSEP, the term "minorities" includes American Indians or Alaskan Natives, Asians, Blacks or African Americans, Hispanics or Latino Americans, and Asians or Pacific Islanders. The majority of Nebraska’s African American population lives in Omaha and Lincoln. The distribution of Nebraska’s Hispanic population is broader with a presence in many of the smaller cities such as Norfolk, Lexington and Scottsbluff.

(Source: US Census Bureau)

D. Are Limited English Proficient

As shown in Table 141, 4% of SCSEP participants fell in the Limited English Proficiency measure in PY 2020. Five percent of Nebraska’s total population has limited English proficiency and .90% Native born individuals have limited English proficiency (source: 2013-2017 American Community Survey 5-year estimate).

The characteristics of the limited-English-proficient population in Nebraska is also discussed in the common section of the Nebraska Combined State Plan. Nebraska has established a Limited English Proficiency (LEP) Plan, which ensures that individuals with limited English proficiency are able to access programs and services provided through the One-Stop delivery system on an equitable basis. The LEP Plan is posted on the Nebraska Department of Labor “Manuals, Plans, and Reports” web page which is accessible at www.dol.nebraska.gov.

E. Have the greatest social need. (20 CFR 641.325(b))

Currently, Nebraska SCSEP serves individuals with the following social needs: disabilities (31%), limited English proficiency (4%), low literacy skills (6%), people receiving public assistance (61%), individuals who are homeless or at risk of homelessness (91%). In the future, SCSEP will continue to work with core and partner programs to continue receiving referrals in this manner.

F. Formerly incarcerated individuals, as defined in TEGL 17-20

Per Nebraska Department of Correctional Services, approximately 66 percent of the people in the State correctional facilities will be released within three years. Of the 2,507 people who were released from NDCS custody in FY18, 1,300 were classified to community custody. Table 143 below provides a breakdown of the population of individuals who were incarcerated or under supervision in 2020. While data is not currently available regarding the number of individuals over 55 who have been or will be released to the community, applying the currently percentage of Nebraska residents aged 60 and older (21.96%) it can be estimated that approximately 6,701 may be eligible for SCSEP services.

Table 143 Populations of Individuals Incarcerated or Under Supervision, 2020

	Population, January 1, 2020	Entries	Exits	Population, December 31, 2020	Number Change
State and Federal facilities	5682	2080	2453	5306	-376
Community Supervision	14000	10200	11300	12600	-1400
Probation	13023	8940	10301	11454	-1569
Parole	956	1221	1023	1156	200

Sources: United States Department of Justice, Bureau of Justice Statistics, “Prisoners in 2020 – Statistical Tables” and United States Department of Justice, Bureau of Justice Statistics, “Probation and Parole in the United States, 2020”

7. A description of the steps taken to avoid disruptions to the greatest extent possible, when positions are redistributed, as provided in 20 CFR 641.365; when new Census or other reliable data become available; or when there is over-enrollment for any other reason. (20 CFR 641.325(i), 641.302(b))

Communication is vital for Nebraska SCSEP. Program adjustments may be necessary for a variety of reasons. Reasons vary from the population shift documented by a new Census to an adjustment in funds available to support this program. Modest program adjustments (such as yearly Equitable Distribution position level changes) will not have an impact on current individual enrollees. Actual program shifts would occur as participants leave the program for unsubsidized jobs or for other reasons. A decrease in program funding will also require similar action. A substantial cut in funding may require a more significant program adjustment such as a reduction in the weekly training hours allotted to a participant. All participants will continue to receive program support during a program adjustment period. Disruption is avoided during natural disasters by contacting all participants, host agencies, and sub-grantee staff for accounting them and obtaining

updates on their status, as was done in 2019. Similarly, pandemic situations will be managed by revising or developing new policies, such as the sick leave policy to ensure participants receive the benefits on an ongoing basis, and development of a plan to ease the transition back to work for participants as well as host agencies. Participants received services virtually throughout peak periods of the pandemic and were asked to continue their job search during this time. These developments are discussed with the SCSEP subrecipient during regular contacts or as needs arise. If there is a change in the SCSEP subrecipient, Nebraska's state grantee will schedule a meeting with the outgoing and incoming subrecipient to develop a transition plan for informing participants and host agencies, transferring records, holding orientations for participants and host agencies and discuss continuity in administrative and programmatic functions.

Performance Indicator Appendix

All WIOA core programs

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Adult, Dislocated Worker, and Youth Activities - Adult Program Performance Indicators

Performance Goals for the Core Programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as “baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit);
- Median Earnings (Second Quarter after Exit);
- Credential Attainment Rate; and
- Measurable Skill Gains

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit); and
- Median Earnings (Second Quarter after Exit)

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit);
- Median Earnings (Second Quarter after Exit); and
- Credential Attainment Rate

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated

as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	75.0	78.0	75.0	78.0
Employment (Fourth Quarter After Exit)	75.5	75.5	75.5	75.5
Median Earnings (Second Quarter After Exit)	6,000.0	6,500.0	6,000.0	6,500.0
Credential Attainment Rate	58.0	62.0	58.0	62.0
Measurable Skill Gains	38.0	57.0	38.0	57.0
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹

¹ “Effectiveness in Serving Employers” is still being developed and this data will not be entered in the 2022 State Plan modifications.

Adult, Dislocated Worker, and Youth Activities - Dislocated Program Performance Indicators

Performance Goals for the Core Programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as “baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit);
- Median Earnings (Second Quarter after Exit);
- Credential Attainment Rate; and
- Measurable Skill Gains

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit); and*
- *Median Earnings (Second Quarter after Exit)*

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit); and*
- *Credential Attainment Rate*

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	83.4	85.0	83.4	85.0
Employment (Fourth Quarter After Exit)	82.9	82.9	82.9	82.9
Median Earnings (Second Quarter After Exit)	7,950.0	8,300.0	7,950.0	8,300.0
Credential Attainment Rate	57.0	61.0	57.0	61.0
Measurable Skill Gains	42.0	69.0	42.0	69.0
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹

¹ *“Effectiveness in Serving Employers” is still being developed and this data will not be entered in the 2022 State Plan modifications.*

Adult, Dislocated Worker, and Youth Activities - Youth Program Performance Indicators

Performance Goals for the Core Programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as “baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit);*
- *Credential Attainment Rate; and*
- *Measurable Skill Gains*

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit); and*
- *Median Earnings (Second Quarter after Exit)*

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit); and*
- *Credential Attainment Rate*

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	75.0	75.0	75.0	75.0
Employment (Fourth Quarter After Exit)	74.0	74.0	74.0	74.0
Median Earnings (Second Quarter After Exit)	3,000.0	3,800.0	3,000.0	3,800.0
Credential Attainment Rate	51.8	47.0	51.8	47.0
Measurable Skill Gains	38.8	45.0	38.8	45.0
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹

¹ “Effectiveness in Serving Employers” is still being developed and this data will not be entered in the 2022 State Plan modifications.

Wagner-Peyser Act - Wagner Peyser Program Performance Indicators

Performance Goals for the Core Programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as “baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit);
- Median Earnings (Second Quarter after Exit);
- Credential Attainment Rate; and
- Measurable Skill Gains

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit); and
- Median Earnings (Second Quarter after Exit)

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable

Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit); and*
- *Credential Attainment Rate*

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	73.0	73.0	73.0	73.0
Employment (Fourth Quarter After Exit)	73.0	73.0	73.0	73.0
Median Earnings (Second Quarter After Exit)	6,300.0	6,500.0	6,300.0	6,500.0
Credential Attainment Rate	Not Applicable	Not Applicable	Not Applicable	Not Applicable
Measurable Skill Gains	Not Applicable	Not Applicable	Not Applicable	Not Applicable
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹

¹ *“Effectiveness in Serving Employers” is still being developed and this data will not be entered in the 2022 State Plan modifications.*

Adult Education and Family Literacy Act Program - Adult Education and Literacy Program Performance Indicators

Performance Goals for the Core Programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as

“baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit);
- Median Earnings (Second Quarter after Exit);
- Credential Attainment Rate; and
- Measurable Skill Gains

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit); and
- Median Earnings (Second Quarter after Exit)

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit);
- Median Earnings (Second Quarter after Exit); and
- Credential Attainment Rate

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	47.0	48.0	47.0	48.5
Employment (Fourth Quarter After Exit)	48.0	49.0	48.0	49.5

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Median Earnings (Second Quarter After Exit)	6,800	6,800	6,800	6,900
Credential Attainment Rate	40.0	44.0	40.0	44.5
Measurable Skill Gains	43.0	43.0	43.0	44.0
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹

¹ “Effectiveness in Serving Employers” is still being developed and this data will not be entered in the 2022 State Plan modifications.

Vocational Rehabilitation Program (Combined or General) - Vocational Rehabilitation Program Performance Indicators

Performance Goals for the Core Programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as “baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit);
- Median Earnings (Second Quarter after Exit);
- Credential Attainment Rate; and
- Measurable Skill Gains

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit); and
- Median Earnings (Second Quarter after Exit)

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);
- Employment (Fourth Quarter after Exit);
- Median Earnings (Second Quarter after Exit); and
- Credential Attainment Rate

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	45.0%	60.5%	46.0%	61.5%
Employment (Fourth Quarter After Exit)	40.0%	60.0%	41.0%	61.0%
Median Earnings (Second Quarter After Exit)	\$5,000	\$5,058	\$5,500	\$5,500
Credential Attainment Rate	25.0%	31.8%	26.0%	32.8%
Measurable Skill Gains	43.0%	61.5%	44.0%	62.5%
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹

¹ “Effectiveness in Serving Employers” is still being developed and this data will not be entered in the 2022 State Plan modifications.

Vocational Rehabilitation Program (Blind) - Vocational Rehabilitation Program Performance Indicators

Performance Goals for the Core Programs

Each state submitting a Unified or Combined State Plan is required to identify expected levels of performance for each of the primary indicators of performance for the first two years covered by the plan. The state is required to reach agreement with the Secretary of Labor, in conjunction with the Secretary of Education, on state-negotiated levels of performance for the indicators for each of the first two years of the plan.

For Program Year (PY) 2016-2019 plans, the Departments used the transition authority under section 503(a) of WIOA to designate certain primary indicators of performance as “baseline” indicators to ensure an orderly transition from the requirements of the Workforce Investment Act of 1998 to those under WIOA. A “baseline” indicator was one for which states did not propose an expected level of performance and did not come to agreement with the Departments on negotiated levels of performance because sufficient data was not available to establish such performance levels. As a result, “baseline” indicators were not used in the end of the year adjustment of performance levels and were not used to determine failure to meet adjusted levels of performance for purposes of sanctions. The Departments designated indicators as “baseline” based on the likelihood of a State having insufficient data with which to make a reasonable determination of an expected level of performance.

For PYs 2020-2023 Plans, Title I programs (Adult, Dislocated Worker, and Youth) and the Title II program (Adult Education and Family Literacy Act) will have two full years of data available to make reasonable determinations of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- Employment (Second Quarter after Exit);

- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit);*
- *Credential Attainment Rate; and*
- *Measurable Skill Gains*

The Wagner-Peyser Act Employment Service program, authorized under the Wagner-Peyser Act, as amended by title III of WIOA, will have two full years of data available to make a reasonable determination of expected levels of performance for the following indicators for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit); and*
- *Median Earnings (Second Quarter after Exit)*

The Credential Attainment Rate and Measurable Skill Gains indicators do not apply to the Wagner-Peyser Act Employment Service program; therefore, this program will not submit expected levels of performance for these indicators.

For the first two years of PYs 2020-2023 Plans, the Vocational Rehabilitation (VR) program, authorized under title I of the Rehabilitation Act of 1973, as amended by title IV of WIOA, will have two full years of data available for the Measurable Skill Gains indicator only. Therefore, the Departments will designate the following indicators as “baseline” for the VR program for PY 2020 and PY 2021:

- *Employment (Second Quarter after Exit);*
- *Employment (Fourth Quarter after Exit);*
- *Median Earnings (Second Quarter after Exit); and*
- *Credential Attainment Rate*

VR agencies must continue to collect and report on all indicators, including those that have been designated as “baseline, pursuant to section 116(d) of WIOA.” The actual performance data reported by these programs for indicators designated as “baseline” for PY 2020 and PY 2021 will serve as baseline data in future years. The Departments will require VR agencies to submit expected levels of performance for these indicators for PY 2022 and PY 2023.

The Departments determined that the Effectiveness in Serving Employers indicator will be measured as a shared outcome across all six core programs within each state to ensure a holistic approach to serving employers. The Departments will continue piloting approaches for measuring this indicator for the first two years of PY 2020-2023 plans. Therefore, states are not required to submit an expected level of performance for the Effectiveness in Serving Employers indicator for PY 2020 and PY 2021. However, core programs are expected to collect data and report on this indicator for PY 2020 and PY 2021 as they did for PYs 2016-2019 plans.

Each core program must submit an expected level of performance for all of the other indicators, as applicable, with the exception of the four indicators designated as “baseline” for the VR program in PY 2020 and PY 2021. The Departments will work with states during the negotiation process to establish negotiated levels of performance for each of the primary indicators for the core programs not listed as “baseline.” Each state must update its plan to include the agreed-upon negotiated levels of performance before the Departments approve a state’s plan.

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Performance Indicators	PY 2022 Expected Level	PY 2022 Negotiated Level	PY 2023 Expected Level	PY 2023 Negotiated Level
Employment (Second Quarter After Exit)	45.0%	60.5%	46.0%	61.5%
Employment (Fourth Quarter After Exit)	40.0%	60.0%	41.0%	61.0%
Median Earnings (Second Quarter After Exit)	\$5,000.00	\$5,058.00	\$5,500.00	\$5,500.00
Credential Attainment Rate	25.0%	31.8%	26.0%	32.8%
Measurable Skill Gains	43.0%	61.5%	44.0%	62.5%
Effectiveness in Serving Employers	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹	Not Applicable ¹

¹ *“Effectiveness in Serving Employers” is still being developed and this data will not be entered in the 2022 State Plan modifications.*

Additional Indicators of Performance

States may identify additional indicators in the plan, including additional approaches to measuring Effectiveness in Serving Employers, and may establish levels of performance for each of the state indicators. Please identify any such state indicators under Additional Indicators of Performance.

Additional Indicators of Performance
The State has not identified additional indicators of performance.

Other Appendices

The State is not including other appendices.