

**A RESOLUTION OF THE NEW YORK CITY
WORKFORCE INVESTMENT BOARD POLICY COMMITTEE
APPROVING ADDITIONAL COMPLIANCE STANDARDS FOR
TRAINING PROVIDERS**

WHEREAS, the New York City Workforce Investment Board (“WIB”) is committed to an effective and productive ITA system; and

WHEREAS, the WIB Policy Committee has determined that the acceptance of ITAs by training providers shall constitute the charging tuition or fees under Section 5001 of the New York State Education Law (“NYSEL”);

WHEREAS, Section 5001 of the NYSED requires training providers that accept tuition or fees to be licensed or registered by the New York State Education Department and to obtain approval of the applicable state oversight body for each curriculum or course in accordance with the regulations;

NOW, THEREFORE, BE IT RESOLVED by the Policy Committee as follows:

All training providers on the EPTL (“Training Providers”) and any of their subcontractors that provide courses funded by ITAs (“Subcontractors”) shall be required to obtain (i) the appropriate licensing or registration by the New York State Education Department, and (ii) approval of the applicable state oversight body for each curriculum or course funded by ITAs. Each Training Provider that is not currently licensed or registered with the New York State Education Department, or who subcontracts with Subcontractor(s) that are not currently licensed or registered with the New York State Education Department, shall be immediately notified of these requirements and shall have until three months from the notification to initiate the application process for the applicable state approvals. Provided the Training Provider and all of such Training Provider’s Subcontractors take immediate and good faith steps to apply for all applicable state licenses, registrations and approvals, the Training Provider and Subcontractors shall be given a grace period until one year after notification (“Grace Period”) to come into compliance.

By the conclusion of the Grace Period, the Training Provider and Subcontractor(s) must provide the Board with proof of all necessary documentation of licensing or registration by the New York State Education Department and approval of the applicable state oversight body for each curriculum or course funded by ITAs.

If a Training Provider does not receive a license or registration by the end of the Grace Period, such Training Provider shall be removed from the EPTL until such time as the license or registration is obtained. If a Subcontractor does not receive a license or registration by the end of the Grace Period, such Subcontractor’s courses and curriculums shall not be eligible for ITA funding until such time as the license or registration is obtained. If course or curriculum approvals are not provided by the end of the Grace

Period, those courses or curriculums that have not been approved shall not be ITA-eligible until such time as such approvals are obtained. No new Training Providers shall be added to the WPTL which do not have the required licensing, registration and approvals. SBS has the discretion to extend the grace period depending on extenuating circumstances provided by the Training Provider or Subcontractor.

This policy shall be effective immediately. This policy does not supersede the May 2008 Policy Regarding Compliance Standards for NYS Licensed Training Providers, which remains in effect.