



— State of —  
**North Dakota**  
*Office of the Governor*

**John Hoeven**  
*Governor*

April 3, 2009

Ms. Janet Sten  
Federal Coordinator for Plan Review and Approval  
USDOL/ETA  
Office of Workforce Investment  
Division of Workforce System Support, Room S4231  
200 Constitution Avenue NW  
Washington, DC 20210

Dear Ms. Sten:

North Dakota is requesting a One-Year Extension to Modification One which covers Years Three and Four of the Strategic Five-Year State Plan for Title I of the Workforce Investment Act of 1998 and the Wagner-Peyser Act, a One-Year extension of the PY 08 WIA and Wagner Peyser Performance Measures and an extension of existing Waivers.

This One-Year Extension request to the State Strategic Plan Modification for Title I of the Workforce Investment Act of 1998 and the Wagner-Peyser Act, the One-Year extension of the PY 08 WIA and Wagner-Peyser Performance measures and the extension of existing waivers are the result of a collaborative decision among the North Dakota Workforce Development Council and the partners (mandatory and optional) of the North Dakota Workforce System.

Public comment was solicited for our intent to seek a one-year extension for the plan extension, the extension of the performance measures and extension of existing waivers through newspaper advertisements and posting to the web sites of the North Dakota Department of Commerce and Job Service North Dakota.


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The One-Year State Strategic Plan Modification for the Title I of the Workforce Investment Act of 1998 and the Wagner-Peyser Act has been posted to the ND Department of Commerce website at <http://www.workforce.nd.gov/uploads/resources/76/2-year-strategic-plan.pdf>

. I certify that no changes will be made to the version of the state Plan posted on the website, unless the Department grants prior approval for such changes.

If you have any questions regarding Modification One STATE OF NORTH DAKOTA STRATEGIC FIVE-YEAR STATE PLAN For TITLE I OF THE WORKFORCE INVESTMENT ACT OF 1998 And THE WAGNER-PEYSER ACT, please contact me at 701-328-2200 or the Director of the North Dakota Workforce Development Council, James J. Hirsch, at 701-328-5345.

Sincerely,



John Hoeven  
Governor

C: Mr. Joe Juarez, USDOL

Encl: Extension of Existing Waivers  
Negotiated Levels of Performance

38:64:59

## ATTACHEMENT I EXTENSION OF EXISTING WAIVERS

### Extension of Existing Waivers and New Waiver Requests

North Dakota currently operates under 3 waivers approved by ETA. North Dakota wishes to extend the waivers through June 30, 2010 as part of the State Plan extension request. The waivers included in the extension are the following:

- Continue postponement of the implementation of the subsequent eligibility process for Eligible Training Providers as described in the Workforce Investment Act, Section 122 (c)(5). This waiver relieves the burden of subsequent eligibility requirements from many training providers, helping to ensure continued program participation by training providers.
- Continue the removal of the requirement for competitive procurement of training providers for 3 youth program elements: 1) paid and unpaid work experience, including internships and job shadowing; 2) supportive services; and 3) follow-up services for not less than 12 months after the completion of participation
- Replacing the 17(15 core and two customer satisfaction) indicators of performance for employment and training activities authorized under Section 136(b) of the Workforce Investment Act with the new common performance measures articulated by the U.S. Department of Labor in TEGL 17-05. North Dakota is working to move from individual program measures to integrated services and looks to the reporting of only Common Measures as the method to accomplish this integration.

ATTACHEMENT II NEGOTIATED LEVELS OF PERFORMANCE

**WORKFORCE INVESTMENT ACT**

Negotiated Performance Measures

Program Year 2008

| Performance Measure | Negotiated Performance Level |
|---------------------|------------------------------|
|---------------------|------------------------------|

|                            |            |
|----------------------------|------------|
| Entered Employment Rate    | 77.0%      |
| Employment Retention Rate* | 83.5%      |
| Average Earnings*          | \$9,400.00 |

|                           |             |
|---------------------------|-------------|
| Entered Employment Rate   | 84.5%       |
| Employment Retention Rate | 90.5%       |
| Average Earnings          | \$11,400.00 |

|                                     |       |
|-------------------------------------|-------|
| Placement In Employment or Educ.    | 64.0% |
| Attainment of Degree or Certificate | 43.5% |
| Literacy/Numeracy Gains             | 20.0% |

**WAGNER-PEYSER**

Negotiated Performance Measures

Program Year 2008

|                           |            |
|---------------------------|------------|
| Entered Employment Rate   | 72.5%      |
| Employment Retention Rate | 85.0%      |
| Average Earnings          | \$9,600.00 |