



SUBJECT: PRIORITY OF SERVICE FOR VETERANS AND ELIGIBLE SPOUSES
Policy Number: WDC-1009 Rev1 WA

PURPOSE: To provide guidance for the application of priority of service for qualified programs administered by the Workforce Development Council and by the Employment Security Department (ESD) that receive funding from the Department of Labor. They include, but are not limited to, Wagner-Peyser, Trade Act, and the Workforce Investment Act (WIA) of 1998.

REFERENCES: Washington State System Policy #1009, Revision 1 and all references incorporated therein.

EFFECTIVE DATE: July 1, 2010

BACKGROUND: On December 19, 2008, the Department of Labor (DOL) issued new regulations (20 CFR 1010) implementing the Jobs for Veterans Act (JVA 2002) and the Veterans' Benefits, Health Care, and Information Technology Act (2006). The regulations went into effect on January 19, 2009 and set forth:

1. Set forth requirements for each "qualified" program to provide priority of service for veterans and eligible spouses and require all grantees to have policies providing priority of service whether provided on-line or in-person;
2. Require that, for the purposes of implementing priority of service, the broad definition of "veteran" meaning a person who served at least one day in the active military, naval, or air service, and who was discharged or released under conditions other than dishonorable be used (28 U.S.C. 1010(2)0; and
3. Add new requirements related to persons who physically access service delivery points or who access virtual service delivery programs on websites (See 20 CFR 1010.300):
 - a) Applicants to any "qualified" DOL programs and services must be able to learn about priority of service and to indicate whether they are veterans etc.
 - b) Program staff must initiate data collection for any person claiming priority at point of entry.
 - c) Applicants who are veterans must be given the menu of programs and services to which the priority applies, and any additional program eligibility requirements.

POLICY: Adopt the State of Washington Employment Security Department Worksource System Policy, Number 1009, Revision 1, Priority of Service to Veterans and Eligible Spouses dated December 21, 2009. This policy can be found at <http://www.wa.gov/esd/policies/systems.htm>.
