

DIRECTIVE
WORKFORCE SERVICES

Number: WSD12-4

Date: August 3, 2012
69:112:df:15618

TO: WORKFORCE DEVELOPMENT COMMUNITY

SUBJECT: 70 PERCENT LLSIL AND POVERTY GUIDELINES FOR 2012

EXECUTIVE SUMMARY:

Purpose:

This directive issues the 70 percent Lower Living Standard Income Level (LLSIL) for 2012 published by the Secretary of Labor in the Federal Register on March 28, 2012. It also issues the 2012 poverty guidelines published by the U.S. Department of Health and Human Services (HHS) in the Federal Register on January 26, 2012.

Scope:

The LLSIL and poverty guidelines are used to establish low-income status for Workforce Investment Act (WIA) Title I programs. Local Workforce Investment Areas (LWIA) use the LLSIL to determine eligibility for youth, eligibility for employed adults for certain services, self-sufficiency, and eligibility for the Work Opportunity Tax Credit. The LWIAs should consult the WIA and its regulations, and preamble for more specific guidance.

Effective Date:

The 2012 LLSIL and 2012 poverty guidelines became effective on their dates of publication in the Federal Register, March 28, 2012 and January 26, 2012, respectively.

REFERENCES:

- WIA Section 101(24), 101(25), 127(b)(2)(C), 132(b)(1)(B)(v)(IV), and 134(d)(3)(A)(ii)
- Title 20 Code of Federal Regulations (Title 20 CFR) Section 663.230
- Federal Register, Volume 77, Number 13, Annual Update of the HHS Poverty Guidelines for 2012 (January 26, 2012)
- Federal Register, Volume 77, Number 60, WIA; LLSIL (March 28, 2012)

STATE-IMPOSED REQUIREMENTS:

This directive contains one State-imposed requirement, which is in ***bold italic*** print.

FILING INSTRUCTIONS:

This directive supersedes Workforce Services Directive WSD11-2 dated July 5, 2011 and finalizes Workforce Services Draft Directive WSDD-70, issued for comment on June 14, 2012. There were no comments received during the draft comment period. Retain this directive until further notice.

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BACKGROUND:

The WIA Section 101(25)(B) sets the criteria LWIAs use in determining whether an individual is a low-income individual. This criteria includes two sets of data: the poverty guidelines, as published by HHS, and 70 percent of the LLSIL, as determined by the Secretary of Labor. The LWIAs use the higher of these two measures to establish low-income status for eligibility purposes of WIA Title I programs. The WIA requires annual revisions to both sets of data.

All LWIAs use the same poverty guidelines. However, the LLSIL identifies maximum qualifying income levels for residents in either of two broad geographic designations: metropolitan and nonmetropolitan areas. Metropolitan income levels apply to residents living within Metropolitan Statistical Areas (MSA) as defined by the Office of Management and Budget. Nonmetropolitan income levels apply to places with populations under 50,000. In addition to the broad metropolitan and nonmetropolitan designations, the Department of Labor identifies three MSAs in California that have unique LLSILs: the San Diego MSA, the Los Angeles/Riverside/Orange County MSA, and the San Francisco/Oakland/San Jose MSA.

POLICY AND PROCEDURES:

1. Select the appropriate table for use by your LWIA from the five tables in the Attachment. ***(In those instances where a LWIA encompasses both metropolitan and nonmetropolitan areas, the State has designated the higher of the LLSIL figures for use within the entire LWIA.)***
2. Use the higher of either the LLSIL or the poverty guideline for the appropriate family size to determine low-income status. A comparison of the applicant's actual family income during the six-month income determination period with the six-month figures on the charts enables the reviewer to immediately determine income status.
3. The WIA, together with Title 20 CFR 663.230, requires local boards to set the criteria for determining whether employment leads to self-sufficiency. At a minimum, such criteria must provide that self-sufficiency means employment that pays at least 100 percent of the LLSIL established for a LWIA.

ACTION:

Notify all affected staff of the changes to the LLSIL and poverty guidelines in this directive.

INQUIRIES:

If you have any questions, please contact your [Regional Advisor](#) at (916) 654-7799.

/S/ MICHAEL EVASHENK, Chief
Workforce Services Division

Attachment

70 PERCENT LLSIL AND POVERTY GUIDELINES FOR 2012

The Lower Living Standard Income Level (LLSIL) and poverty guidelines are used to establish low-income status for Workforce Investment Act (WIA) Title I programs. Local Workforce Investment Areas (LWIA) use the LLSIL to determine eligibility for youth, eligibility for employed adults for certain services, self-sufficiency, and eligibility for the Work Opportunity Tax Credit. The LWIAs should consult the WIA and its regulations, and preamble for more specific guidance.

Tables 1 through 5 show the 70 percent LLSIL and the poverty guidelines for western metropolitan and nonmetropolitan areas, and for three specific Metropolitan Statistical Areas in California. In addition, each LLSIL table includes the 100 percent LLSIL that establishes the Department of Labor's minimum self-sufficiency levels. The last column in each table shows the amount to be added to the figure for a family of six for each additional family member.

Since the income received during the six-month period immediately prior to the individual's application for WIA funded services is used for income determination, each chart below shows the six-month, as well as the annual, figures for each family size. A comparison of the applicant's actual family income during the six-month income determination period with the six-month figures on the charts enables the reviewer to immediately determine an individual's eligibility.

Effective Dates: LLSIL: March 28, 2012
 Poverty Guidelines: January 26, 2012

Table 1—San Diego Metropolitan Statistical Area							
LWIAs	San Diego Consortium						
Family Size							
	1	2	3	4	5	6	Each Add'l add
70% LLSIL							
Annual	\$ 11,280	\$ 18,478	\$ 25,370	\$ 31,316	\$ 36,957	\$ 43,222	\$ 6,265
6 Months	\$ 5,640	\$ 12,059	\$ 12,685	\$ 15,658	\$ 18,479	\$ 21,611	\$ 3,132
100%	\$ 16,114	\$ 26,397	\$ 36,243	\$ 44,737	\$ 52,795	\$ 61,746	\$ 8,951
Poverty Guidelines							
Annual	\$ 11,170	\$ 15,130	\$ 19,090	\$ 23,050	\$ 27,010	\$ 30,970	\$ 3,960
6 Months	\$ 5,585	\$ 7,565	\$ 9,545	\$ 11,525	\$ 13,505	\$ 15,485	\$ 1,980

Table 2—Los Angeles/Riverside/Orange County Metropolitan Statistical Area							
LWIAs	Anaheim Foothill E&T Consortium Pacific Gateway (formerly Long Beach City) Los Angeles City	Los Angeles County Orange County Riverside County Santa Ana City San Bernardino City	San Bernardino County SELACO Consortium South Bay Consortium Ventura County Verdugo Consortium				
Family Size							
	1	2	3	4	5	6	Each Add'l add
70% LLSIL							
Annual	\$ 10,312	\$ 16,898	\$ 23,200	\$ 28,641	\$ 33,797	\$ 39,530	\$ 5,733
6 Months	\$ 5,156	\$ 8,449	\$ 11,600	\$ 14,320	\$ 16,899	\$ 19,765	\$ 2,866
100%	\$ 14,731	\$ 24,140	\$ 33,143	\$ 40,915	\$ 48,281	\$ 56,471	\$ 8,190
Poverty Guidelines							
Annual	\$ 11,170	\$ 15,130	\$ 19,090	\$ 23,050	\$ 27,010	\$ 30,970	\$ 3,960
6 Months	\$ 5,585	\$ 7,565	\$ 9,545	\$ 11,525	\$ 13,505	\$ 15,485	\$ 1,980

Table 3—San Francisco/Oakland/San Jose Metropolitan Statistical Area							
LWIAs	Alameda County Contra Costa County Marin County Napa County NOVA Consortium	Oakland City Richmond City San Benito San Francisco City/Co. San Jose/Silicon Valley	San Mateo County Santa Cruz County Solano County Sonoma County				
Family Size							
	1	2	3	4	5	6	Each Add'l add
70% LLSIL							
Annual	\$ 10,511	\$ 17,224	\$ 23,639	\$ 29,182	\$ 34,439	\$ 40,278	\$ 5,839
6 Months	\$ 5,256	\$ 8,612	\$ 11,820	\$ 14,591	\$ 17,220	\$ 20,139	\$ 2,919
100%	\$ 15,016	\$ 24,605	\$ 33,770	\$ 41,689	\$ 49,198	\$ 57,540	\$ 8,342
Poverty Guidelines							
Annual	\$ 11,170	\$ 15,130	\$ 19,090	\$ 23,050	\$ 27,010	\$ 30,970	\$ 3,960
6 Months	\$ 5,585	\$ 7,565	\$ 9,545	\$ 11,525	\$ 13,505	\$ 15,485	\$ 1,980

Table 4— Metropolitan Areas							
LWIAs	Fresno County Golden Sierra Consortium Imperial County Kern/Inyo/Mono Consortium Kings County Madera County Merced County	Monterey County NoRTEC Consortium North Central Consortium Sacramento City/Co. San Joaquin County San Luis Obispo County Santa Barbara County	Stanislaus County Tulare County Yolo County				
Family Size							
	1	2	3	4	5	6	Each Add'l add
70% LLSIL							
Annual	\$ 9,815	\$ 16,084	\$ 22,083	\$ 27,261	\$ 32,169	\$ 37,625	\$ 5,456
6 Months	\$ 4908	\$ 8,042	\$ 11,042	\$ 13,631	\$ 16,085	\$ 18,813	\$ 2,728
100%	\$ 14,021	\$ 22,977	\$ 31,547	\$ 38,944	\$ 45,955	\$ 53,750	\$ 7,795
Poverty Guidelines							
Annual	\$ 11,170	\$ 15,130	\$ 19,090	\$ 23,050	\$ 27,010	\$ 30,970	\$ 3,960
6 Months	\$ 5,585	\$ 7,565	\$ 9,545	\$ 11,525	\$ 13,505	\$ 15,485	\$ 1,980

Table 5—Nonmetropolitan Areas							
LWIAs	Humboldt County Mendocino County	Mother Lode Consortium					
Family Size							
	1	2	3	4	5	6	Each Add'l add
70% LLSIL							
Annual	\$ 9,459	\$ 15,502	\$ 21,284	\$ 26,271	\$ 31,005	\$ 36,262	\$ 5,257
6 Months	\$ 4,729	\$ 7,751	\$ 10,642	\$ 13,136	\$ 15,503	\$ 18,131	\$ 2,628
100%	\$ 13,513	\$ 22,146	\$ 30,406	\$ 37,530	\$ 44,293	\$ 51,803	\$ 7,510
Poverty Guidelines							
Annual	\$ 11,170	\$ 15,130	\$ 19,090	\$ 23,050	\$ 27,010	\$ 30,970	\$ 3,960
6 Months	\$ 5,585	\$ 7,565	\$ 9,545	\$ 11,525	\$ 13,505	\$ 15,485	\$ 1,980