

OMH / DOL Initiative Eligibility Certification

Individuals Name: _____

Date of Birth: _____ Social Security Number: _____

Sex: Male Female This Individual is currently unemployed (please check to certify:

Individual's Address: _____

Please check a box indicating method of validating individual's date of birth:

Driver's License Medicaid File

Other Please explain: _____

Our Agency extends a conditional offer of employment for the above named individual pending completion of the agreed upon training. The tentative position targeted is:

We agree to post this position on the Department of Labor's Job Exchange <http://www.labor.state.ny.us> website for an employer account. This service allows the employer to directly manage their job orders status throughout the recruitment process. Approval for access is received within 3 business days which allows the employer to then list their job orders. The job orders are open to the public on this website and the job orders also roll over into the Department of Labor's One Stop Operating System (OSOS) for local One-Stop service.

We agree to provide OMH with with this individual's quarterly earnings for 3 quarters post training completion. I have read the WIA requirements on the reverse side of this document and certify our compliance.

Signed: _____

Agency:

Date: _____

A participant in a program or activity authorized under Title I of WIA must not be placed in any employment where such assignment:

- would result in the displacement of any currently employed worker or loss of position (including partial displacement such as reduction in the hours of non-overtime work, wages or employment benefits) or result in the impairment of existing contracts for services or collective bargaining agreements (when a WIA Title I program or activity would be inconsistent with a collective bargaining agreement, the appropriate labor organization and employer must provide written concurrence before the program or activity begins);
- would result in the assignment of a participant or the filling of a position when any other person is on layoff from the same or any equivalent position or the employer has terminated the employment of any regular employee or otherwise reduced its workforce with the effect of filling the vacancy so created with a participant assigned pursuant to this section (for non-displacement purposes, NYSDOL defines “on layoff” as having occurred within the previous 120 days);
- would result in any infringement of the promotional opportunities of any current employed person.

In addition, NYSDOL policy requires that a participant in a program or activity authorized under title I of WIA must not be placed in any employment where such assignment:

- would result in the loss of a bargaining unit position as a result of work experience participants performing, in part or in whole, the work normally performed by the employee in such position; or
- is at any work site at which the regular employees are on a legal strike against the employer or are being subjected to lock out by the employer.