



**NEW YORK STATE
WORKFORCE DEVELOPMENT SYSTEM
TECHNICAL ADVISORY #14-9**

NOVEMBER 12, 2014

To: Workforce Development Community

Subject: Effect of the Nonprofit Revitalization Act on Local Workforce Investment Areas

PURPOSE

The purpose of this Workforce Development System Technical Advisory (TA) is to inform local workforce investment areas (LWIAs) about the Nonprofit Revitalization Act of 2013 and its impact on local governance.

This advisory provides an addendum to information found in Technical Advisory #01-19.1 *Governance Issues for Local Workforce Investment Boards*, dated March 2, 2010.

ACTION

Local Workforce Investment Board (LWIB) directors should read the attached guidance. Information relating to the recently enacted Nonprofit Revitalization Act of 2013 (L.2013, Chapter 549, herein called "the Act") has been added as Attachment A.

LWIBs incorporated under the Not-for-Profit-Corporation law must comply with this legislation. Directors of such LWIBs must review their governance policies and by-laws to ensure compliance with the Act. Revisions to local policies, procedures, and by-laws should be made as appropriate.

BACKGROUND

During the first year of WIA implementation, each local board was responsible for developing and instituting its own policies, procedures and by-laws. As this process moved forward, questions arose on a variety of topics. The New York State Department of Labor, in its role of providing technical assistance and oversight, has developed the information provided in TA # 01-19.1 in response to questions from the local areas. This technical advisory has been updated to reflect the Act.

REFERENCES

Nonprofit Revitalization Act of 2013 (NYS Laws of 2013 Chapter 549)

INQUIRIES

Questions regarding this TA may be directed to: Your state representative. However, this Technical Advisory (and attachment) is not intended as legal advice regarding the Act or notification of all changes to policies, procedures or by-laws that may be required by local boards to comply with the Act. Local

boards should consult with their legal counsel and review their policies, procedures and by-laws as needed.

ATTACHMENTS

- A. [Information relating to the Nonprofit Revitalization Act of 2013 and its effect on LWIAs.](#)