

**Nevada Department of Employment, Training and Rehabilitation  
Employment Security Division  
Workforce Programs**

**Workforce Innovation and Opportunity Act (WIOA)  
State Compliance Policy (SCP)**

**Policy Number: 5.3**

**Originating Office:** Department of Employment, Training and Rehabilitation (DETR);  
Workforce Programs

**Subject:** Restrictions on Lobbying

**Issued:** Replaces WIA Section 5.3 in State Compliance Policies; Approved non-substantive changes July 19, 2023.

**Purpose:** The purpose of this policy is to ensure all recipients and subrecipients receiving WIOA funds are aware of the regulations that apply to lobbying.

**State Imposed Requirements:** This directive may contain some state-imposed requirements. These requirements are printed in ***bold, italicized*** type.

**Authorities/References:** WIOA Law Section 194 (6) and Section 195; 29 CFR Part 93; Nevada SCPs

**ACTION REQUIRED:** Upon issuance bring this guidance to the attention of all WIOA service providers, Local Workforce Development Board (LWDB) board members and any other concerned parties. Any LWDB's policies, procedures, and or contracts affected by this guidance are required to be updated accordingly.

**Policy and Procedure:**

**Lobbying Activities**

All WIOA Title I recipients and subrecipients must comply with the restrictions on lobbying as specified in WIOA Law Sec. 194 (6), 195 and codified in USDOL's regulations at 29 CFR Part 93.

**Publicity Restrictions (WIOA Section 195)**

1. In general, no funds provided under this Act shall be used for:
  - A. publicity or propaganda purposes; or
  - B. the preparation, distribution, or use of any kit, pamphlet, booklet, publication, electronic communication, radio, television, or video presentation designed to support or defeat:

- i. the enactment of legislation before Congress or any State or local legislature or legislative body; or
- ii. any proposed or pending regulation, administrative action, or order issued by the executive branch of any State or local government.

Exception- Paragraph (1) shall not apply to:

- A. normal and recognized executive-legislative relationships;
- B. the preparation, distribution, or use of the materials described in paragraph (1)(B) in presentation to Congress or any State or local legislature or legislative body; or
- C. such preparation, distribution, or use of such materials in presentation to the executive branch of any State or local government.

#### Salary Restrictions

- 1. In general, no funds provided under this Act shall be used to pay the salary or expenses of any grant or contract recipient, or agent acting for such recipient, related to any activity designed to influence the enactment or issuance of legislation, appropriations, regulations, administrative action, or an Executive order proposed or pending before Congress or any State government, or a State or local legislature or legislative body.
- 2. Exception- Paragraph (1) shall not apply to:
  - A. normal and recognized executive-legislative relationships; or
  - B. participation by an agency or officer of a State, local, or tribal government in policymaking and administrative processes within the executive branch of that government.