

**Local Workforce Area #10 Policy Letter 07-01**  
**on**  
**Definition of: Unlikely to Return to Employment in a Previous Industry or Occupation**

**Purpose:** To define: Unlikely to Return to Employment in a Previous Industry or Occupation when determining Dislocated Worker status for Workforce Innovation and Opportunity Act (WIOA) eligibility.

**Background:** This policy establishes the definition of “unlikely to return to employment in a previous industry or occupation” utilized to determine Dislocated Worker status for WIOA training Services.

This policy is based on ODJFS, WIOAPL 15-02 definition of: Unlikely to Return to Previous Industry or Occupation.

**Action:** The Local Area #10 Workforce Development Board utilizes the following definition when determining whether an individual is unlikely to return to a previous industry or Occupation:

**Unlikely to Return to Employment in a Previous Industry or Occupation exist when** an individual who is laid off without a recall date (or the recall date has passed) and falls into one of the following categories:

Unlikely to return to previous industry or occupation: An individual who is laid off without a recall date (or the recall date has passed) and falls into one of the following categories:

1. The number of jobs in the applicant's previous industry/occupation is declining based on Labor Market Information (LMI) data;
2. The projected annual increase in employment growth within the local area based on LMI or O\*Net is fewer than 100 jobs in the previous industry (including replacements) or the projected annual increase in growth openings is fewer than 30 jobs in the previous occupation;
3. The applicant is dislocated from a job not found on the most recent local or state list of demand occupations (if applicable);
4. The applicant has conducted a dedicated but unsuccessful job search in the previous industry/occupation, as evidenced by employer rejection letters or employer contact logs;
5. Evidence, preferably from several sources including OhioMeansJobs.com, professional journals, etc., of few openings in the previous industry or occupation; or

6. The applicant is unable to perform the duties of the previous job due to age, ability, or disability (as defined in this section).