

## Technical Assistance Guidance

**TAG 34-2019**

Issued Date: **June 28, 2019**

Subject: Guidance on WIOA Title I Funding and the Marijuana Industry

### **Purpose**

This TAG provides sub-recipients with guidance to improve quality of service, effective management practices and ensure compliance with Federal, State and local regulations.

### **Background**

On November 8, 2016, Nevada voters approved Question 2, which legalizes, regulates and taxes recreational marijuana throughout the state and allows adults 21 or older to possess up to one ounce of marijuana and grow up to six plants beginning on January 1, 2017.

As a result, WC has received questions regarding if WIOA Title I funds can be used to support employment activities in the marijuana industry.

### **References**

21 U.S.C. 812

### **Guidance**

Federal law classifies marijuana as a Schedule 1 narcotic (21 U.S.C. 812), therefore marijuana is still illegal from a federal standpoint. WC sub-recipient contracts require funds to be expended in accordance with all applicable federal statutes, regulations and policies. As such, WIOA Title I funds **cannot** be used to provide services that directly or indirectly support the marijuana industry. This includes, but is not limited to: entering job orders in the state MIS (currently EmployNV), job referrals, employer outreach, hiring events, supportive services, career counseling and training activities.

In addition, the prohibition applies to all levels of the supply chain that supports the marijuana industry, including but not limited to manufacturers of packaging and products related to the sale and support of the marijuana industry.

### **Action**

Please share this information with all WIOA Title I staff and other interested parties. WC will continue to provide technical assistance to support the workforce system. For more information and/or updates, please contact your contract administrator at your earliest convenience.

### **Technical Assistance**

Available upon request.