

Failure to Register with Selective Service Policy

Approved: July 10th, 2026

Purpose: To establish requirements and decision authority for determining eligibility for Workforce Innovation and Opportunity Act (WIOA) services when a male individual has failed to comply with Selective Service registration requirements, consistent with federal and state guidance.

Policy:

Nevadaworks shall ensure compliance with Selective Service registration requirements for all WIOA participants subject to such requirements. Individuals who failed to register with Selective Service and are age 26 or older may be determined eligible for WIOA services only if the failure to register is determined to have been not knowing and not willful, in accordance with applicable federal and state guidance.

Authority and Oversight:

Nevadaworks Workforce Development Board retains final authority for determinations regarding knowing and willful failure to register with Selective Service.

Service providers may conduct preliminary reviews, collect documentation, and submit recommendations with supporting evidence for approval by Nevadaworks or its designee.

Applicability:

This policy applies to:

- Adult
- Dislocated Worker
- Youth

participants subject to Selective Service registration requirements under WIOA.

Selective Service Requirements:

Individuals Under Age 26

Males born on or after January 1, 1960, who have not yet registered and are under age 26 must be referred for registration prior to enrollment. Failure to register when required results in ineligibility for WIOA services until registration occurs.

Individuals Age 26 or Older

A male individual who is age 26 or older, was required to register, and failed to do so may be considered for WIOA services only after a determination is made that the failure to register was not knowing and not willful.

To support this determination, the service provider may:

- Request a Status Information Letter from the Selective Service System; or
- Initiate a determination of knowing and willful failure consistent with TEGL 11-11, Change 2.

Determination Standards:

Documentation must reasonably demonstrate that the individual's failure to register was not knowing and not willful, considering factors outlined in federal guidance, including but not limited to:

- Awareness of the registration requirement;
- Circumstances during the period when registration was required;
- The individual's capacity to understand or comply with the requirement.

All determinations must be supported by documentation sufficient to withstand monitoring and audit review.

Service Restrictions Pending Determination:

Prior to a final eligibility determination:

- WIOA-funded training services and supportive services that obligate program funds shall not be authorized.
- Allowable career services may be provided at the service provider's discretion.

Eligibility Outcomes:

Not Required to Register

If documentation indicates the individual was not required to register, the individual may be enrolled and receive WIOA-funded services. Supporting documentation must be retained in the participant file.

Failure Determined Not Knowing and Not Willful

If Nevadaworks approves a determination that the failure to register was not knowing and not willful, the individual may be enrolled and receive WIOA-funded services. The determination and supporting rationale must be documented in the case file and management information system.

Failure Determined Knowing and Willful

If the failure to register is determined to be knowing and willful, the individual is ineligible for WIOA-funded services. The service provider must document the determination and notify the individual consistent with applicable grievance and appeal requirements.

Fiscal Safeguard:

Any WIOA-funded costs incurred for individuals later determined to be ineligible due to knowing and willful failure to register with Selective Service may be subject to disallowance.

Documentation and Recordkeeping:

All documentation related to Selective Service compliance and determinations must be:

- Maintained in the participant file;
- Entered and referenced in the management information system; and
- Retained in accordance with record retention requirements.

References:

TEGL 11-11, **Change 2** Selective Service Registration Requirements for Employment and Training Administration Funded Programs

SCP 1.6 Eligibility for Adult and Dislocated Worker Career and Training Activities

SCP 2.1 Participant Eligibility for Youth Services