

EMPLOYMENT AND TRAINING ADMINISTRATION ADVISORY SYSTEM U.S. DEPARTMENT OF LABOR Washington, D.C. 20210	CLASSIFICATION Trade Adjustment Assistance
	CORRESPONDENCE SYMBOL OTAA
	DATE April 14, 2023

ADVISORY: TRAINING AND EMPLOYMENT GUIDANCE LETTER NO. 14-22

TO: STATE WORKFORCE AGENCIES
STATE WORKFORCE LIAISONS
AFFILIATE AMERICAN JOB CENTER MANAGERS
COMPREHENSIVE AMERICAN JOB CENTER MANAGERS
STATE WORKFORCE ADMINISTRATORS
STATE AND LOCAL WORKFORCE BOARD CHAIRS AND DIRECTORS
STATE LABOR COMMISSIONERS
STATE UI DIRECTORS
RAPID RESPONSE COORDINATORS
TRADE ADJUSTMENT ASSISTANCE LEADS

FROM: BRENT PARTON /s/
Acting Assistant Secretary

SUBJECT: Trade Adjustment Assistance (TAA) for Workers Program Phase-out
Termination Frequently Asked Questions (FAQs)

1. **Purpose.** To provide clarifying information to State Workforce Agencies or agencies designated by Governors as “Cooperating State Agencies” (CSAs or “States”) about Trade Adjustment Assistance (TAA) Program phase-out termination, continuing program operations, and prior guidance that remains applicable after June 30, 2022, under the Termination provision established by Section 406 of the Trade Adjustment Assistance Reauthorization Act of 2015 (TAARA 2015).
2. **Action Requested.** Use this document as companion guidance to Training and Employment Guidance Letter (TEGL) No. 24-20 and TEGL No. 24-20, Change 1, *Operating Instructions for Implementing the Reversion Provisions of the Amendments to the Trade Act of 1974 Enacted by the Trade Adjustment Assistance Reauthorization Act of 2015*, and TEGL No. 13-21, *Trade Adjustment Assistance (TAA) for Workers and Alternative Trade Adjustment Assistance (ATAA) and Reemployment Trade Adjustment Assistance (RTAA) Program Operations after June 30, 2022*. States must promptly ensure that the appropriate staff and workforce partners are notified of and familiar with the contents of this TEGL.
3. **Summary and Background.**
 - a. Summary – This TEGL reminds states that although the program termination provision prohibits the Department from certifying petitions for TAA group eligibility as of July 1, 2022, there is no cliff termination. States are required to continue serving trade-affected

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workers from worker groups certified prior to that date. A series of questions and answers is attached. The Department will issue separate guidance regarding funding allocations for fiscal year 2023. The TAA Program will continue under the termination provisions until reauthorized by Congress.

- b. Background – Phase-out Termination took effect on July 1, 2022, and will continue until such time as the TAA Program is reauthorized. The Department and the states, as agents of the Secretaryⁱ, are required to continue to operate the program under the sunset provisions explained in TEGL No. 13-21 and further clarified in this TEGL.

4. **Phase-out Termination Questions and Answers.** The Department is providing this information to further explain TAA Program operation under the Phase-out Termination provisions and action CSAs must continue to take while administering the program in its current state (i.e., until Congress enacts legislation to reauthorize the program).

The information contained in the Attachment to this TEGL is grouped into three categories: General Questions, Questions on Receipt of Benefits and Services under Phase-out Termination, and Questions on the Effect of Phase-out Termination on TAA Program Operations. The questions and answers provided in this TEGL and the information in TEGL No. 13-21, TEGL No. 24-20, and TEGL No. 24-20 Change 1, inform states on how the TAA Program must operate under appropriate amendments and provide background information to facilitate an effective understanding of the Phase-out Termination provisions. The Department will provide guidance on the availability and use of FY 2023 Program funds.

5. **Inquiries.** Please direct inquiries to the appropriate Regional Office.

6. **References.**

- Chapter 2 of Title II of the Trade Act of 1974, as amended (Pub. L. 93-618) (Trade Act) (codified at 19 U.S.C. §§ 2271 et seq.);
- Pub. L. 114-27, Trade Adjustment Assistance Reauthorization Act of 2015 (TAARA 2015);
- Pub. L. 112-40, Trade Adjustment Assistance Extension Act of 2011 (TAAEA);
- Pub. L. 111-5, Trade and Globalization Adjustment Assistance Act of 2009 (TGAAA);
- Pub. L. 107-210, Trade Adjustment Assistance Reform Act of 2002 (TAARA 2002);
- TAA Final Rule, 20 CFR Part 618, 85 FR 51896 (August 21, 2020);
- Agreement Between the Governor and Secretary of Labor, United States Department of Labor, to carry Out the Provisions of Subchapters A, B, and C of Chapter 2 of Title II of the Trade Act of 1974, as amended by the Trade Adjustment Assistance Reauthorization Act of 2015;
- TEGL No. 11-02 and Changes 1, 2, and 3 - *Operating Instructions for Implementing the Amendments to the Trade Act of 1974 Enacted by the Trade Act of 2002*;
- TEGL No. 22-08 and Change 1 - *Operating Instructions for Implementing the Amendments to the Trade Act of 1974 Enacted by the Trade and Globalization Adjustment Assistance Act of 2009*;

- *TEGL No. 24-20 and Change 1 - Operating Instructions for Implementing the Reversion Provisions of the Amendments to the Trade Act of 1974 Enacted by the Trade Adjustment Assistance Reauthorization Act of 2015;*
- *TEN No. 1-21 - Frequently Asked Questions Relating to Trade Adjustment Assistance Program Reversion 2021; and*
- *TEGL No. 13-21 - Trade Adjustment Assistance (TAA) for Workers and Alternative Trade Adjustment Assistance (ATAA) and Reemployment Trade Adjustment Assistance (RTAA) Program Operations after June 30, 2022.*

7. Attachment(s).

Attachment I: Trade Adjustment Assistance: Phaseout Termination Frequently Asked Questions (FAQs)

ⁱ As provided in the Agreement Between the Governor and Secretary of Labor, United States Department of Labor, to Carry Out the Provisions of Subchapters A, B, and C of Chapter 2 of Title II of the Trade Act of 1974, as amended by the Trade Adjustment Assistance Reauthorization Act of 2015.