

<b>EMPLOYMENT AND TRAINING ADMINISTRATION</b> <b>ADVISORY SYSTEM</b> <b>U.S. DEPARTMENT OF LABOR</b> <b>Washington, D.C. 20210</b>	<b>CLASSIFICATION</b> Unemployment Insurance
	<b>CORRESPONDENCE SYMBOL</b> OUI/DL
	<b>DATE</b> March 7, 2024

**ADVISORY: UNEMPLOYMENT INSURANCE PROGRAM LETTER NO. 09-24**

**TO:** STATE WORKFORCE AGENCIES

**FROM:** BRENT PARTON /s/  
Principal Deputy Assistant Secretary

**SUBJECT:** Revisions to the ETA 9128 Reemployment Services and Eligibility Assessment (RESEA) Workload Quarterly Report (OMB No. 1205-0456)

1. **Purpose.** To transmit instructions for implementing revisions to the ETA 9128 Reemployment Services and Eligibility Assessment Workload report.
2. **Action Requested.** The U.S. Department of Labor (Department), Employment and Training Administration (ETA) requests state agency administrators to provide information contained in this Unemployment Insurance Program Letter (UIPL) to appropriate staff. This information should be shared with staff working in the following program areas, and other relevant staff: the UI program; RESEA program; RESEA program partners; Unemployment Insurance Required Reports (UIRR) and/or Information Technology; and Workforce Information/Labor Market information programs. ETA’s expectation is for states to begin reporting the revised line items as soon as feasible, with a full implementation of the revised ETA 9128 RESEA Workload report no later than February 20, 2025 (reflecting the due date of the report for the quarter ending December 31, 2024).
3. **Summary and Background.**
  - a. Summary – This UIPL announces revisions to the ETA 9128 Reemployment Services and Eligibility Assessment Workload report that are being implemented to capture information about states’ subsequent RESEA activities (as explained below in Background), and to account for individuals selected for RESEA participation, who are later determined to be ineligible for RESEA participation before the initial RESEA appointment.
  - b. Background –As part of the ongoing expansion of the permanently authorized RESEA program, many states have modified their RESEA programs to include additional RESEA meetings, referred to as subsequent meetings. Additionally, states have also expanded both their integrity and quality assurance processes to identify claimants who before the initial RESEA meetings were incorrectly profiled, otherwise ineligible for RESEA, or potentially fraudulent. The ETA 9128 Reemployment Services and Eligibility Assessment Workload report revisions enable ETA to capture and analyze data for these

<b>RESCISSIONS</b> None	<b>EXPIRATION DATE</b> Continuing
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common state modifications to RESEA operations, and provide a more comprehensive accounting of states' RESEA workloads.

The Department uses the information collected in the ETA 9128 Reemployment Services and Eligibility Assessment Workload report to:

1. Evaluate state performance in terms of service delivery;
2. Report on the RESEA activities, including the number of initial and subsequent scheduled RESEA sessions; the number of individuals who participated in initial and subsequent RESEA sessions; the number of individuals who failed to appear for scheduled initial and subsequent RESEA sessions; results of assessments; average weeks to reemployment; and average weeks of benefit payments; and
3. The number of individuals reporting to reemployment services or training.

The RESEA program bridges UI and other Workforce programs, and includes state-level discretion on how RESEA activities are staffed and delivered. Although states have discretion in RESEA program staffing, (a) state UI program staff member(s) must be available and must be involved in the RESEA functions, including reporting. Each quarter, before submission, the ETA 9128 Reemployment Services and Eligibility Assessment Workload report is to be reviewed by (a) UI staff member(s) for accuracy and to ensure timely submission to ETA. Depending on a state's RESEA program design, accurate and timely reporting may require collaboration between UI and RESEA program staff.

Section 303(a)(6) of the Social Security Act, 42 U.S.C. 503(a)(6), gives the U.S. Secretary of Labor the authority to implement the ETA 9128 RESEA Workload report. This revised ETA 9128 RESEA Workload report is authorized by Office of Management and Budget Approval No. 1205-0456, expiration date 12/31/2025.

#### **4. Additions and Revisions to the ETA 9128 RESEA Workload Report.**

- a. **Purpose of Change.** To capture workloads associated with the increasing use of subsequent RESEA meetings, the ETA 9128 Reemployment Services and Eligibility Assessment Workload report has been revised to include a breakout of initial and subsequent activities data. Approximately half of all states and territories operating RESEA programs include subsequent RESEA meetings as part of the RESEA program design, and it is anticipated that other states will follow with similar expansions.
- b. **Timeframe for States to Adopt Changes.** ETA has completed its revisions to the ETA 9128 Reemployment Services and Eligibility Assessment Workload report in the UIRR application and the new fields are now available for data entry. ETA's expectation is for states to begin reporting the revised line items as soon as feasible, with a full implementation of the revised ETA 9128 Reemployment Services and Eligibility Assessment Workload report no later than February 20, 2025 (reflecting the due date of the report for the quarter ending December 31, 2024).

**c. Explanation of Revisions.** The following section provides updated instructions for each of the 7 lines impacted by this change.

1. Item 1a. Scheduled Initial RESEAs Determined Ineligible for Participation.

Enter the number of scheduled RESEAs from Item 1 that were later identified as being *incorrectly selected or ineligible* for RESEA participation before the initial RESEA meeting occurs. The identification of claimants determined to be incorrectly selected or ineligible for RESEA will depend on state specific UI and RESEA program requirements. Common examples include instances where a claimant is in approved training; is receiving unemployment compensation (UC) other than regular UC, such as extended benefits; has a return-to-work date; secures work only through a union hiring hall; was disqualified from UC for a non-related eligibility issue; or the claim has been determined to be fraudulent. Once an individual is counted in this line item, the individual **will not** be included in any other subsequent items on the report.

2. Item 2a. Initial.

Enter the number of RESEAs for which an official notice was sent to the claimant instructing claimants to report to RESEA services. This number includes both those scheduled *initial* RESEAs for which claimants reported as directed, which are reported in item 3a, and those scheduled *initial* RESEAs for which claimants failed to report, which are reported in item 15a. It also includes rescheduled *initial* RESEAs for those claimants who failed to report. It **does not include** those initial RESEAs for which claimants cancelled in advance, and which were rescheduled with no disqualification.

3. Item 2b. Subsequent.

Enter the number of *subsequent* RESEAs for which claimants were instructed to report for additional RESEA services. This number includes both those scheduled *subsequent* RESEAs for which claimants reported as directed, which are reported in item 3b, and those scheduled subsequent RESEAs for which claimants failed to report, which are reported in item 15b. It also includes rescheduled *subsequent* RESEAs for those claimants who failed to report for subsequent RESEAs. It **does not include** those subsequent RESEAs for which claimants cancelled in advance, and which were rescheduled with no disqualification.

4. Item 3a. Initial.

Enter the number of completed RESEAs to which claimants *reported as directed*. Include RESEAs that were conducted for claimants who were rescheduled for a RESEA after missing an appointment.

5. Item 3b. Subsequent.

Enter the number of completed subsequent RESEAs to which claimants *reported as directed*. Include subsequent RESEAs that were conducted for claimants who were rescheduled for a subsequent RESEA after missing an appointment.

6. Item 15a. Initial.

Enter the number of initial RESEAs for which claimants were scheduled to report and *failed* to do so. This number includes those claimants who were sent an official notice to report for an initial RESEA and *who did not report* as directed. It includes claimants who *failed* to report and who were subsequently rescheduled for an initial RESEA at a different time. It **does not include** initial RESEAs that were cancelled in advance by claimants and for which no disqualification was issued.

7. Item 15b. Subsequent.

Enter the number of subsequent RESEAs for which claimants were scheduled to report and *failed* to do so. This number includes those claimants who were notified to report for a subsequent RESEA and *who did not report* as directed. It includes claimants who *failed* to report and who were subsequently rescheduled for a subsequent RESEA at a different time. It **does not include** subsequent RESEAs that were cancelled in advance by claimants and for which no disqualification was issued.

5. **Inquiries.** Please direct inquiries to the appropriate ETA Regional Office and copy [OUI.RESEA@dol.gov](mailto:OUI.RESEA@dol.gov).

6. **References.**

- ET Handbook 401, 5<sup>th</sup> Edition,  
[https://www.dol.gov/sites/dolgov/files/ETA/handbooks/2017/ETHand401\\_5th.pdf](https://www.dol.gov/sites/dolgov/files/ETA/handbooks/2017/ETHand401_5th.pdf)
- Section 303(a)(6) of the Social Security Act, 42 U.S.C. 503(a)(6)

7. **Attachments.**

- Revised ETA 9128 Reemployment Services and Eligibility Assessment Workload (OMB No. 1205-0456) report.