

U.S. Department of Labor

Assistant Secretary for
Employment and Training
Washington, D.C. 20210



May 18, 2026

The Honorable Henry McMaster
Governor of South Carolina
State House
1100 Gervais Street
Columbia, SC 29201

Dear Governor McMaster:

Thank you for your waiver request submission to the U.S. Department of Labor (Department) regarding certain statutory and regulatory provisions of the Workforce Innovation and Opportunity Act (WIOA) and the accompanying plan to improve the statewide workforce development system (enclosed). The waiver request was received on March 9, 2026, as part of your recent WIOA State Plan modification submission. This letter provides the Employment and Training Administration's (ETA) official response to your request. This action is taken under the Secretary of Labor's authority to waive certain requirements of WIOA Title I, Subtitles A, B, and E, and Sections 8–10 of the Wagner-Peyser Act in WIOA Section 189(i).

Requested Waiver: Waiver of the obligation of eligible training providers (ETP) to report performance data on all students in a training program at WIOA Sections 116(d)(4)(A) and 122 and 20 CFR 677.230(a)(4) and (5) and 20 CFR 680.

ETA Response: ETA does not approve this waiver. As communicated in the previous response for this waiver request, dated July 7, 2021, and Training and Employment Guidance Letter (TEGL) No. 08-19: *Workforce Innovation and Opportunity Act (WIOA) Title I Training Provider Eligibility and State List of Eligible Training Providers (ETPs) and Programs*, ETA discontinued state use of this waiver effective June 30, 2021.¹ ETA further communicated in TEGL No. 05-25: *Maximizing Innovation in Workforce Innovation and Opportunity Act Programs*, that "ETA will not support waiver requests that do not advance the administration's key priorities, such as waivers of performance outcomes of participants and training providers." ETA acknowledges that collecting and reporting data on all students creates additional reporting responsibilities for WIOA training providers; however, public workforce system customers deserve quality training with proven success for positive outcomes. The information WIOA requires is one of the few mechanisms available in government to identify which training provider programs truly make a difference. The State must report all student performance information in the Program Year 2025 report, which is due to ETA on October 1, 2026.

¹ Employment and Training Administration. TEGL No. 08-19: Workforce Innovation and Opportunity Act (WIOA) Title I Training Provider Eligibility and State List of Eligible Training Providers (ETPs) and Programs. https://wdr.doleta.gov/directives/corr_doc.cfm?DOCN=5389. Published January 2, 2020.

ETA staff will continue to work with South Carolina to provide technical assistance to help overcome the data collection and reporting challenges, with the end goal of ensuring that all states have systems in place to report on all required data elements. ETA guidance issued in TEGl No. 08-19 and TEGl No. 03-18, *ETP Guidance under the Workforce Innovation and Opportunity Act*, provides implementation suggestions for building a quality ETP list and recommendations for reporting.²

If you have questions, feel free to contact my office at (202) 693-2772.

Sincerely,



Henry Mack, Ed.D.
Assistant Secretary

Enclosures

cc: William Floyd, Executive Director, South Carolina Department of Employment and Workforce
Renata Adjibodou, Regional Administrator, ETA
Latanya Lowery, Federal Project Officer, ETA

² Employment and Training Administration. TEGl No. 03-18, *Eligible Training Provider (ETP) Guidance under the Workforce Innovation and Opportunity Act*. https://wdr.doleta.gov/directives/corr_doc.cfm?DOCN=3527.
Published August 31, 2018.