

Region VI Workforce Investment Board 107-109 Adams Street Suite 140 Fairmont, WV 26554	TAA and NAFTA-TAA /WIA
	Date August 20, 2003

Region VI Guidance Letter NO. D-03, R-2

To: All Job Service Managers
All Work4WV Centers
All ACMC Staff
All Local Service Providers

From: Region VI Workforce Investment Board, Inc.

Subject: Guidance on Integrating Services under the Trade Act Program- Trade Adjustment Assistance (TAA) and North American Free Trade Agreement-Trade Adjustment Assistance (NAFTA-TAA) with services provided under the Workforce Investment Act (WIA)

Purpose: To transmit guidance promoting the seamless integration and coordination of services provided under Trade Act programs-TAA and NAFTA-TAA with the services provided under WIA.

Reference: The Trade Act of 1974 (P.L. 93-618), as amended; 20 CFR part 617; the Workforce Investment Act of 1998 (P.L. 105-220); Training and Employment Information Notice (TEIN) No. 1-00 Training and Employment Guidance Letter (TEGL) No.5-00

Background: TEGL No.5-00 outlined a vision to integrate Trade Act Program services into the One-Stop Service Delivery System established by the Workforce Investment Act.

Policy: **Policy to follow when a TAA and/or NAFTA-TAA Company Petition is pending:**

1. WIA eligible, potential TAA and/or NAFTA-TAA eligible participants may be enrolled in training under WIA during the period of time between the application for company certification and the notification of approval of a company certification as TAA and/or NAFTA-TAA eligible.
2. Those enrolled in this manner must sign a disclaimer acknowledging that they are aware that they will be responsible for

the costs of training not covered by WIA in the event that the company petition for TAA and/or NAFTA-TAA certification is denied.

Policy to follow after a TAA and/or NAFTA-TAA Company Petition has been certified:

1. Workers from the certified eligible company are now considered eligible to apply for benefits under TAA and or NAFTA-TAA.
2. Accordingly, once their individual application for training has been TAA and/or NAFTA-TAA approved, they should be enrolled in training under TAA and/or NAFTA-TAA. They are not eligible to be enrolled in training under WIA while waiting for their individual application for training to be approved, **EXCEPT WHEN THE FOLLOWING CONDITIONS APPLY:**

Policy to follow after a TAA and/or NAFTA-TAA Company Petition has been certified, but TAA and/or NAFTA-TAA funding has been suspended or is limited:

1. WIA eligible, petition-certified TAA and/or NAFTA-TAA eligible participants may be enrolled in training under WIA during the period of time between the company certification and the notification of approval of the individual participant's application for training.
2. Those enrolled in this manner must sign a disclaimer acknowledging that they are aware that they will be responsible for the costs of training not covered by WIA in the event that the TAA and/or NAFTA-TAA funding is not approved.

Action: On the 8th day of January, 2002 an agreement was reached between the WV Development Office/Governor's Workforce Investment Office (Trade Adjustment Assistance Unit) and the Region VI Workforce Investment Board (WIB) to collaborate in providing retraining services in Region VI.

Expiration Date: This agreement will be in effect, subject to the availability of funds, until rescinded or modified by the Region VI WIB and or the Governor's Workforce Investment Division (Trade Adjustment Assistance Unit).