

<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> TAA
	<b>CORRESPONDENCE SYMBOL</b> OTAA
	<b>DATE</b> September 23, 2016

**ADVISORY: TRAINING AND EMPLOYMENT GUIDANCE LETTER NO. 5-15, CHANGE 1**

**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  
RAPID RESPONSE COORDINATORS  
TRADE ADJUSTMENT ASSISTANCE LEADS

**FROM:** PORTIA WU /s/  
Assistant Secretary

**SUBJECT:** Change 1 to the Trade Adjustment Assistance (TAA) Operating Instructions for Implementing the Amendments to the Trade Act of 1974 Enacted by the Trade Adjustment Assistance Reauthorization Act of 2015 (TAARA 2015)

1. **Purpose.** To provide corrections to the TAA Operating Instructions for Implementing the Amendments to the Trade Act of 1974, issued in Training and Employment Guidance Letter (TEGL) No. 5-15 dated September 4, 2015.
2. **References.**
  - TEGL No. 5-15, *Operating Instructions for Implementing the Amendments to the Trade Act of 1974 Enacted by the Trade Adjustment Assistance Reauthorization Act of 2015 (TAARA 2015)*
3. **Background.** In TEGL No. 5-15, the Department issued technical guidance to states to implement the TAARA 2015. This change clarifies information given in TEGL No. 5-15 and its Attachment A.
4. **Corrections.** The corrections to TEGL No. 5-15, and its Attachment A include:
  - Correction of an error under the “Income Support (TRA)” section on page 6 in TEGL No. 5-15. The word “consecutive” should be removed from the sentence

<b>RESCISSIONS</b> None	<b>EXPIRATION DATE:</b> Continuing
----------------------------	---------------------------------------

- in the fourth bullet. The corrected sentence should read: “Payment of up to 13 weeks of Completion TRA if the workers must undertake additional weeks of education to complete a program of TAA training and earn a degree or industry-recognized credential.”
- Correction of an error under the “Older Worker Wage Supplement (RTAA)” section on page 7 in TEGL No. 5-15. The second mention of the phrase “full-time” should be removed from the sentence in the fourth bullet. The corrected sentence should read: “Workers may qualify for RTAA while working full-time or part-time if they are also enrolled in TAA approved training.”
  - Correction of an error under the “Secondarily-Affected Worker Certification Criteria” section on page A-19 in TEGL No. 5-15, Attachment A, Section B.2. The letter (c) should be removed from the first sentence of the statutory citation and replaced with (b). The corrected sentence should read: “(b) *ADVERSELY AFFECTED SECONDARY WORKERS.*”
  - Correction of an error under the “Training Benchmarks to Meet Completion TRA Eligibility Requirements” section on page A-38 in TEGL No. 5-15, Attachment A, Section C.5.1. The word “since” should be removed from the second sentence in the fifth paragraph in the section, and replaced with the word “or.” The corrected sentence should read: “Two substandard reviews indicate that the worker will not be able to meet both benchmarks and must result in a modification to the training plan or the worker will no longer be eligible for Completion TRA and a modification of the training plan may be the only way the worker can complete training.”
  - Correction of an error under the “Individual Eligibility” section on page A-69 in TEGL No. 5-15, Attachment A, Section H.3, Paragraph 3(b). The phrases “(full-time) TAA approved training program” and “TAA approved training program (either part-time or full-time)” should be included in the second sentence. The corrected sentence should read: “Similar to the statutory requirement in Section 236(g) of the 2009 Act, the 2011 Act, and the 2015 Act that TRA benefits may only be paid when enrolled in a (full-time) TAA approved training program, eligibility for RTAA benefits based on part-time employment and participation in training requires enrollment in a TAA approved training program (either part-time or full-time) as well.”
5. **Action Requested.** Cooperating State Agencies (CSAs) are requested to review the above information and attachment and disseminate the corrections to appropriate staff.
6. **Inquiries.** CSAs should direct all inquiries to the appropriate ETA Regional office.

7. **Attachment.**

Attachment A. Corrected and Revised Version – Operating Instructions for Implementing the Trade Adjustment Assistance Reauthorization Act of 2015 (TAARA 2015)