

EMPLOYMENT AND TRAINING ADMINISTRATION ADVISORY SYSTEM U.S. DEPARTMENT OF LABOR Washington, D.C. 20210	CLASSIFICATION WIOA – ETP Eligibility
	CORRESPONDENCE SYMBOL OWI
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ADVISORY: TRAINING AND EMPLOYMENT GUIDANCE LETTER NO. 8-19

TO: STATE WORKFORCE AGENCIES
 STATE WORKFORCE ADMINISTRATORS
 STATE WORKFORCE LIAISONS
 STATE AND LOCAL WORKFORCE BOARD CHAIRS AND DIRECTORS
 STATE LABOR COMMISSIONERS
 STATE APPRENTICESHIP AGENCIES
 STATE DIRECTORS OF THE OFFICE OF APPRENTICESHIP
 DISABLED VETERANS OUTREACH PROGRAM REPRESENTATIVES
 LOCAL VETERANS EMPLOYMENT REPRESENTATIVES

FROM: JOHN PALLASCH /s/
 Assistant Secretary

SUBJECT: Workforce Innovation and Opportunity Act (WIOA) Title I Training Provider Eligibility and State List of Eligible Training Providers (ETPs) and Programs

1. **Purpose.** The purpose of this guidance is to identify actions that states can take to meet requirements for training providers, program eligibility, and the state ETP list in WIOA Section 122 and 20 CFR part 680. WIOA and its regulations established the allowable types of training, including both work-based and classroom instruction, with the goal of ensuring provider performance, job-driven training, informed consumer choice, continuous improvement, and cost-effective investment of public funds. This guidance replaces Training and Employment Guidance Letter (TEGL) 41-14, *Workforce Innovation and Opportunity Act (WIOA or Opportunity Act) Title I Training Provider Eligibility Transition*, and the subsequent TEGL 41-14, Change 1.
2. **Action Requested.** States should review and, if necessary, update current ETP policies to ensure compliance with the WIOA statute, the Final Rule, and this TEGL.
3. **Summary and Background.**
 - a. Summary – WIOA Title I training can be provided through a variety of contract mechanisms, or it may be funded through an individual training account (ITA) that is used to purchase training from an ETP. This guidance focuses on the requirements for:

RESCISSIONS TEGL 41-14 and TEGL 41-14, Change 1	EXPIRATION DATE Continuing
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1) providing for certain training with contracts; 2) establishing initial provider and program eligibility and continued eligibility for use of ITAs; 3) establishing roles and responsibilities of states and local workforce development areas for maintaining the ETP list; 4) disseminating the ETP list; 5) addressing unique requirements for Registered Apprenticeship Programs (RAPs); and 6) suggesting actions for and tools to assist in meeting these requirements.

b. Background – Following the enactment of WIOA in 2014, the Department of Labor (Department) issued transition guidance about ETP requirements in TEGL 41-14 and the subsequent TEGL 41-14, Change 1 prior to the publication of the Final Rule. The transition guidance described both the timeline for transitioning from the Workforce Investment Act (WIA) to WIOA and operational requirements. This TEGL aligns to the Final Rule and provides additional guidance based on the Department’s review of state ETP policies provided by states in their WIOA Unified and Combined State Plans.

4. **Guidance.** See Attachments I – V for guidance.

5. **Inquiries.** For further information, please direct inquiries to the appropriate Regional Office.

6. **References.** See Attachment V.

7. **Attachments.**

- Attachment I – Requirements for Training Providers, Program Eligibility, and the State Eligible Training Provider List in Workforce Innovation and Opportunity Act Section 122 and 20 CFR part 680
- Attachment II – Eligible Training Provider Requirements and Responsibilities
- Attachment III – Eligible Training Provider Eligibility Policy Checklist
- Attachment IV – Registered Apprenticeship Program (RAP) Required Information for Eligible Training Provider List
- Attachment V – References