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**To:** WED Area Directors  
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SC Works Operators  
TAA Case Managers

**From:** Michelle Paczynski, AED – Workforce Development   
Grey Parks, AED – Employment Services   
Kevin Cummings, AED – Technical Services, Policies, and Reporting 

**Subject:** Trade Adjustment Assistance (TAA) Program Sunset Provisions

**Date:** July 22, 2022

Without congressional action prior to July 1, 2022, the TAA program expired, triggering the TAA program's "sunset" or termination provisions. Termination follows a one-year period from July 1, 2021, to June 30, 2022, known as Reversion 2021, which limited group eligibility, reduced program funding, and restricted benefits available to workers.

**Training and Other Activities Funds.** Fiscal years 2020, 2021, and 2022 remain available for expenditure under the terms and conditions of their awards and subject to the regulations of the TAA program under which an individual worker is certified, as well as operating instructions listed in section four of TEG 13-21.

**Eligibility.** Participants enrolled in the TAA program prior to June 30, 2022, will continue to be funded by TAA after the sunset date, so long as they remain eligible for the TAA program. Additionally, individuals not enrolled prior to July 1, 2022, may still be eligible for the TAA program. To be entitled to TAA benefits and services on, and after, July 1, 2022, a worker must meet the following conditions:

- Fall under a petition filed and certified on, or before, June 30, 2022
- Be an adversely affected worker (AAW), under 20 CFR 618.110, who was totally or partially separated from adversely affected employment on, or before, June 30, 2022

**NOTE:** For the 2015 Program, adversely affected incumbent workers (AAIW), defined in 20 CFR 618.110, who were threatened with total or partial separation on, or before,

June 30, 2022, are eligible for TAA; however, AAIWs are not eligible for services under Reversion 2021.

- Meet or continue to meet the individual eligibility requirements in accordance with relevant operating instructions and regulations at 20 CFR 618, including any applicable deadlines

**Older Worker Wage Subsidies.** For TAA-eligible workers, 50 years of age or older, Alternative Assistance (ATAA) and Reemployment Trade Adjustment Assistance (RTAA) can subsidize 50% of the difference in the wages earned at the time of separation from the TAA-certified employment and the wages earned in reemployment. Participants who were eligible for older worker wage subsidies, and had received at least one payment on, or before, June 30, 2022, will continue to receive this benefit for as long as they remain eligible for the benefit. Eligible individuals who did not begin receiving this benefit prior to July 1, 2022, are not eligible for these benefits under the TAA sunset provisions.

**Petitions.** Only petitions that are filed and certified on, or before, June 30, 2022, may allow a worker in the covered group to be eligible for TAA after June 30, 2022. Petitions filed before July 1, 2022, that have not been certified will remain in a pending status. If legislation is issued reinstating the TAA program, the reauthorizing legislation will govern how pending petitions are handled. DOL will not accept any petitions filed after July 1, 2022, unless and until the TAA program is reauthorized.

**Reporting Requirements.** There are no changes to the reporting requirements under the TAA program on or after July 1, 2022.

**Operating Instructions.** Operating instructions for administering the benefits and services to workers under the TAA program are as follows:

- 2002 Program—TEGL 11-02 and Changes 1, 2, and 3, unless modified by 20 CFR part 618
- 2009 Program—TEGL 22-08 and Change 1, unless modified by 20 CFR part 618
- 2011 and 2015 Program—20 CFR part 618
- Reversion 2021—20 CFR part 618 and TEGL 24-20
- TAA Program Termination – TEGL 13-21

Questions may be directed to [PolnPro@dew.sc.gov](mailto:PolnPro@dew.sc.gov).