

EMPLOYMENT AND TRAINING ADMINISTRATION ADVISORY SYSTEM U.S. DEPARTMENT OF LABOR Washington, D.C. 20210	CLASSIFICATION TAA
	CORRESPONDENCE SYMBOL ONR
	DATE February 1, 2005

EMPLOYMENT AND TRAINING ORDER NO. 1-05

TO: NATIONAL AND REGIONAL OFFICES

FROM: EMILY STOVER DeROCCO
 Assistant Secretary



SUBJECT: Trade Adjustment Assistance Program (Trade Act of 1974) –
 Designation of Certifying Officers

1. **Purpose.** To designate certifying officers to carry out functions required for the worker adjustment assistance program under the Trade Act of 1974, as amended (the Act), including the Alternative Trade Adjustment Assistance program, and the regulations in the Code of Federal Regulations (CFR) at title 29, part 90.
2. **Directive Affected.** Employment and Training Order No. 1-01, February 14, 2001, 66 Fed. Reg. 29593 (May 31, 2001), is superseded.
3. **Background.** Persons designated as certifying officers are vested with certain authority and assigned to carry out responsibilities under 29 CFR part 90. Such authority and responsibilities include making determinations and issuing certifications with respect to the eligibility of groups of workers to apply for adjustment assistance under the Act and the program benefit regulations at 20 CFR part 617. The operating instructions for the Trade Adjustment Assistant Reform Act of 2002 amendments to the Trade Act of 1974 are contained in Training and Employment Guidance Letter, TEGL 11-02, and Change 1. The operating instructions for the alternative trade adjustment assistance provisions of the Reform Act are contained in Training and Employment Guidance Letter, TEGL 2-03, and Change 1. The Secretary of Labor's Order 3-81, June 1, 1981 (46 Fed. Reg. 31117-01 (June 12, 1981)), among other things- -

delegated authority and assigned responsibility [to the Assistant Secretary for Employment and Training] for coordinating, monitoring, and insuring that the functions of the Secretary of Labor under the Trade Act of 1974 are carried out, including but not limited to. . .[d]eveloping and promulgating program performance standards relating to the conduct of certification investigations, public hearings, issuance of notice of certification decisions, delivery of program benefits, and other processes involved in the administration of the trade

RECISSIONS ETO 1-01	EXPIRATION DATE Continuing
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adjustment assistance program. . .[and] determining eligibility of groups of workers to apply for adjustment assistance.

4. **Designation of Officials.** By virtue of the authority vested in me by Secretary's Order 3-81, the following officials of the Employment and Training Administration, United States Department of Labor, are hereby designated and/or redesignated as certifying officers for the trade adjustment assistance programs.

- a. Linda G. Poole, Program Analyst, Division of Trade Adjustment Assistance
- b. Elliott S. Kushner, Program Analyst, Division of Trade Adjustment Assistance
- c. Richard Church, Program Analyst, Division of Trade Adjustment Assistance

The foregoing designated certifying officers are delegated authority and assigned responsibility, subject to the general direction and control of the Assistant Secretary and Deputy Assistant Secretaries of the Employment and Training Administration, the Administrator of the Office of National Response, and the Program Manager for the Division of Trade Adjustment Assistance, to carry out the duties and functions of certifying officers under 29 CFR part 90 and any succeeding regulations.

5. **Effective Date.** This Order is effective on date of issuance.