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To: Local Workforce Area Signatory Officials
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DEW Area Directors
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From: Nina Staggers, AED – Workforce Development
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Subject: **Rescission of Work Authorization Requirements**

Date: April 7, 2026

On July 10, 2025, the Department of Labor (DOL) published *Training and Employment Guidance Letter (TEGL) 10-23, Change 2, Work Authorization Verification in Grant Programs Administered by the Employment and Training Administration*, directing the public workforce development system to update all policies and procedures to ensure that all participants served are legally authorized to work in the United States. In compliance with this, the Department of Employment and Workforce (DEW) published *State Instruction Letter (SIL) 25-06, Work Authorization Requirements*, providing guidance on the requirements to verify work authorization for the Workforce Innovation and Opportunity Act (WIOA), Wagner-Peyser (WP), Trade Adjustment Assistance (TAA), National Dislocated Worker Grants (DWGs), Reemployment Services and Eligibility Assessment (RESEA), and Migrant and Seasonal Farmworker (MSFW) programs.

On March 18, 2026, DOL published *TEGL 10-23, Change 3, Rescission of Training and Employment Guidance Letter No. 10-23, Change 2*. With this rescission, DOL will engage in notice-and-comment rulemaking via the *Federal Register* to facilitate further consideration and implementation of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (PRWORA) requirements, and to obtain input from interested stakeholders.

In response to *TEGL 10-23, Change 3*, **DEW is rescinding *SIL 25-06***. We will await further guidance from DOL once the notice-and-comment rulemaking period has concluded and will then publish updated state guidance in accordance with any updated Federal guidance received.

NOTE: The requirements outlined in *TEGL 23-19, Change 3, Guidance for Validating Required Performance Data Submitted by Grant Recipients of U.S. DOL Workforce Programs*, are not affected by the rescission of *TEGL 10-23, Change 2*. State guidance on data validation requirements can be found in *SIL 20-09, Change 1, Performance Data Validation for DOL Workforce Programs*. The Wagner-Peyser program is not expected to meet the requirements for the data element **Eligibility to Work** on the SIL 20-09 attachment, WIOA Required Source Documentation, until the updated work authorization guidance is published.

Questions may be directed to WorkforcePolicy@dew.sc.gov.