



UNITED STATES DEPARTMENT OF EDUCATION

WASHINGTON, D.C. 20202- \_\_\_\_\_

MEMORANDUM FOR: State Workforce Directors  
State Directors of Higher Education Agencies  
State Directors of Community, Junior, and Technical Colleges  
State Directors of Employment Security Agencies

FROM: William D. Hansen, Deputy Secretary of Education *William D. Hansen*  
Emily Stover DeRocco, Assistant Secretary of the Department of  
Labor for Employment and Training *Emily Stover DeRocco*

SUBJECT: Rescission of January 19, 2001, Memorandum

DATE: January 30, 2003

On January 19, 2001, the U.S. Departments of Education and Labor jointly issued a Memorandum entitled, "Application of FERPA to Reporting for Eligible Training Providers Under Title I of WIA." Subsequently, the Department of Education, which has responsibility for administering the Family Educational Rights and Privacy Act (FERPA), thoroughly reviewed the applicability of FERPA in this circumstance and has issued a revised memorandum (copy enclosed). As a result, the memorandum dated January 19, 2001, is rescinded. States are encouraged to refer to the enclosed guidance issued by the Department of Education in complying with FERPA.

States that, as a result of this rescission, are unable, or find it impractical, to devise eligible training provider performance reporting systems under title I of the Workforce Investment Act of 1998 (WIA) consistent with State and Federal law are encouraged to contact the U.S. Department of Labor (USDOL). In appropriate circumstances, USDOL will take the effects of this rescission into consideration when assessing a State's compliance with eligible training provider performance reporting requirements under title I of WIA.

Enclosure