




DECISION

April 16, 2026

MEMORANDUM FOR THE SECRETARY

FROM: HENRY MACK, ED.D. 
Assistant Secretary for Employment and Training

SUBJECT: Request for Approval of the 30-Day Paperwork Reduction Act
Federal Register Notice for Form ETA-9142C, *CW-1 Application for Temporary Employment Certification*, and its Appendices
(Office of Management and Budget Control Number 1205-0534)

EXECUTIVE SUMMARY

This memorandum requests your approval to publish the attached 30-day Paperwork Reduction Act (PRA) *Federal Register* notice (FRN) relating to the Employment and Training Administration's (ETA) Form ETA-9142C, *CW-1 Application for Temporary Employment Certification*; Appendix A, *Employer-Client Information*; Appendix B, *Additional Worksite and Wage Information*; Appendix C, *Attorney/Agent/Employer Declarations*; Form ETA-9141C, *General Instructions*; Form ETA-9141C, *Application for Prevailing Wage Determination*; Form ETA-9142C *Final Determination*; and Form ETA-9142C, *General Instructions* (Office of Management and Budget [OMB] Control Number 1205-0534) (OMB 1205-0534). This PRA action seeks to revise the information collection request (ICR) with non-substantive changes to the general instructions. Once approved, this FRN will be published in the *Federal Register*, and the public will be provided with an opportunity to submit comments to OMB for 30 days after publication.

BACKGROUND/DISCUSSION

The PRA (Pub. L. 104-13) provides rules and parameters for federal agencies when collecting information from the public. The Northern Mariana Islands U.S. Workforce Act of 2018 (Pub. L. 115-218) (Workforce Act) extended the CW-1 program, a transitional visa program, through 2029 and requires that a CW-1 petition for temporary employment filed with the Department of Homeland Security (DHS) be accompanied by an approved temporary labor certification (TLC) from DOL. OMB 1205-0534 was created in connection with the Department's April 1, 2019, Interim Final Rule (IFR), which was published in response to the Workforce Act, which required the Secretary of Labor (Secretary) to promulgate an IFR implementing the CW-1 TLC and related provisions no later than 180 days from the date of enactment. *See* Pub. L. 115-218, sec. 3(b)(2). The IFR informed program users of the Department's statutory authority to implement the CW-1 TLC process, and the scope of the Department's role in receiving, reviewing, and

adjudicating CW-1 applications, and upholding the integrity of the Department's CW-1 temporary program.

To meet its statutory responsibilities under the INA, the Department needs to extend an existing information collection pertaining to employers seeking to import foreign labor into the Commonwealth of the Northern Mariana Islands. The Department uses the information collected through ETA-9142C, and any required appendices, to adjudicate TLC applications filed by employers seeking to employ CW-1 workers on a temporary basis. The Department determines whether the employer adequately sought available and willing U.S. workers qualified for the opportunity and whether U.S. workers who applied were rejected for lawful, job-related reasons.

In accordance with the PRA, this FRN notifies the public of the Department's intent to seek public comments for a period of thirty (30) days, to extend the validity of the IC associated with the CW-1 program. Publication of this routine FRN is critical to maintaining the validity of these forms. ETA's Office of Foreign Labor Certification will request that OMB approve the IC for a maximum three-year period. Should the IC expire, the ability to enforce these regulatory requirements through submission of an application, which ETA and DHS seek to continue to implement, would be severely impacted as well. Therefore, the Department seeks to publish this 30-day FRN to invite public comments in connection with extending the validity of these forms and updating the burden and cost associated with these IC activities, as required by the PRA.

OTHER DOL AGENCIES INVOLVED

The Office of the Solicitor's Employment and Training Labor Services Division reviewed these documents in advance. The Office of the Chief Information Officer prepared the 30-day FRN and is responsible for submission of the FRN to the Office of Intergovernmental and Regulatory Affairs for publication.

OTHER FEDERAL AGENCIES INVOLVED

N/A.

CONGRESSIONAL INTEREST

N/A.


DUE DATE FOR APPROVAL

Tuesday, April 21, 2026.

The Department is authorized to enforce the requirements under OMB Control Number 1205-0534 through **April 30, 2026**. ETA is requesting expeditious approval of the package to the greatest extent possible, but approval of the package by the Office of the Secretary by no later than Tuesday, April 21, 2026. The lapses in appropriations have resulted in a delay in this FRN's publication, resulting in a very short time to complete the PRA process prior to the

information collection expiration on April 30, 2026. Prompt approval, preferably earlier than the requested due date, and prompt submission to the Office of Federal Register is needed as ETA must publish the 30-day PRA FRN prior to the April 30, 2026, expiration date to maintain the validity of the information collection.

EXPEDITED APPROVAL REQUEST

 I acknowledge that I am requesting approval by Tuesday, April 21, 2026, which does not meet OSEC's required 30-day timeframe and will, therefore, require expedited Departmental clearance and OSEC review and approval. We are respectfully seeking expedited approval to comply with PRA laws and regulations and ensure the information collection covered under OMB 1205-0534 does not expire. The Department published a 60-day FRN in the *Federal Register* on February 3, 2026, to announce its proposal to extend the information collection tools covered under OMB 1205-0534. The comment period closed on April 6. It is imperative that this 30-day FRN is published as soon as possible to ensure the public has an opportunity to review the Department's proposal to extend information collection of the forms and instructions covered under OMB 1205-0534.

CONTACT

Brian D. Pasternak, Administrator, ETA's OFLC, (202) 513-7379, Pasternak.Brian@dol.gov.

ATTACHMENTS

1. *Federal Register* Notice
2. Supporting Statement
3. Form ETA-9141C – *General Instructions for Application for Prevailing Wage Determinations*
4. Form ETA-9141C – *Application for Prevailing Wage Determinations*
5. Form ETA-9142C – *CW-1 Application for Temporary Employment Certification*
6. Form ETA-9142C – *Appendix A: Employer-Client Information*
7. Form ETA-9142C – *Appendix B: Additional Worksite and Wage Information*
8. Form ETA-9142C – *Appendix C: Attorney/Agent/Employer Declarations*
9. Form ETA-9142C – *Final Determination*
10. Form ETA-9142C – *General Instructions for CW-1 Application for Temporary Employment Certification (clean)*
11. Form ETA-9142C – *General Instructions for CW-1 Application for Temporary Employment Certification (redlined)*

DECISION

SUBJECT: Request for Approval of the 30-Day Paperwork Reduction Act *Federal Register* Notice for Form ETA-9142C, *CW-1 Application for Temporary Employment Certification* and its Appendices (Office of Management and Budget Control Number 1205-0534).

RECOMMENDED COURSE OF ACTION: Approve the publication of the 30-day PRA FRN.

Approved: *Jim Wang-DeRosa*

Date: 4/16/26

Let's Discuss: _____

Date: _____

COMMENTS: