

## **Agreement to Renew the State Wage Interchange System (SWIS) Data Sharing Agreement**

**THIS AGREEMENT TO RENEW** sets out terms of renewal for the State Wage Interchange System (SWIS) Data Sharing Agreement (Agreement), which was entered into by and among the: individual State Unemployment Insurance Agencies (SUIAs) and Performance Accountability and Customer Information Agencies (PACIAs) of each state participating in the SWIS; U.S. Department of Labor (DOL), Employment and Training Administration (ETA); U.S. Department of Education (ED), Office of Career, Technical, and Adult Education (OCTAE) and Office of Special Education and Rehabilitative Services, Rehabilitation Services Administration (OSERS/RSA) (together, DOL/ETA, ED/OCTAE, and ED/OSERS/RSA may be referred to herein as the Federal Parties); and the Interstate Connection Network (ICON) Grantee.

**WHEREAS** pursuant to section XXV of the SWIS Agreement, “Effective Date and Expiration of the Agreement,” the SWIS Agreement was considered executed once signed by ETA, OCTAE, OSERS/RSA and all of one state’s SUIA(s) and PACIA(s), which occurred on June 27, 2019, thereby starting the SWIS Agreement’s five (5)-year term;

**WHEREAS** the initial five (5)-year term of the SWIS Agreement will end June 26, 2024;

**THIS AGREEMENT TO RENEW** the SWIS Agreement is entered into by and among the Federal Parties as of the date the last Federal Party signs, with the renewal coming into effect as of June 27, 2024, as provided below.

Pursuant to Section XXV of the SWIS Agreement, the Federal Parties may jointly agree in writing to renew the SWIS Agreement, without any additional action by the other parties to the Agreement.

1. **Agreement to Renew the SWIS Agreement.** The Federal Parties to the SWIS Agreement hereby agree to renew the SWIS Agreement, as amended, effective as of June 27, 2024 (the Renewal Date) for a renewal term of five (5) years ending on June 26, 2029.
2. **Renewal Determined by Federal Parties.** Pursuant to Section XXV of the SWIS Agreement, the renewal term agreed to by the Federal Parties in Section 1 hereof shall take effect on the Renewal Date and will take effect without the written approval or any other action by any party to the SWIS Agreement other than the Federal Parties that are party to this Agreement to Renew.
3. **Additional Renewal Terms.** Pursuant to section XXV of the SWIS Agreement, the Federal Parties hereby acknowledge and mutually agree that they may agree, in writing, to future additional SWIS Agreement renewal terms by following the renewal provisions set out in Section XXV.
4. **Effect of this Agreement.** This Agreement to Renew (a) does not in itself authorize the expenditure or reimbursement of any Federal or state funds, (b) is not intended to confer any right upon any private person, and (c) shall not be interpreted to limit, supersede, or otherwise affect a party’s normal operations or decisions in carrying out its mission, whether statutory or regulatory.
5. **Applicable Law.** This Agreement to Renew shall be governed by and construed in accordance with all applicable state or Federal laws.
6. **Counterparts.** This Agreement to Renew may be signed by the Federal Parties in any number of counterparts. Each counterpart shall be deemed an original agreement and all

counterparts together form one single agreement. A signed copy of the Agreement to Renew delivered by facsimile, e-mail or other means of electronic transmission shall be deemed to have the same legal effect as delivery of an original signed copy.

**Representation of Authority:** Each official signing this Agreement to Renew represents and warrants that they are duly authorized and have legal capacity to execute and deliver this Agreement to Renew on behalf of their agency or organization and that the agreement will constitute a valid and binding commitment of such party.

**Office of Career, Technical, and Adult Education: U.S. Department of Education**

By: \_\_\_\_\_ Date: \_\_\_\_\_

Title: Assistant Secretary for Career, Technical, and Adult Education

**Office of Special Education and Rehabilitative Services: U.S. Department of Education**

By: \_\_\_\_\_ Date: \_\_\_\_\_

Title: Assistant Secretary for Special Education and Rehabilitative Services

**Employment and Training Administration: U.S. Department of Labor**

By: \_\_\_\_\_ Date: \_\_\_\_\_

Title: Assistant Secretary for Employment and Training