---------- Forwarded message ---------  
From: \*Holleran, Minnie - ETA\* <[Holleran.Minnie@dol.gov](mailto:Holleran.Minnie@dol.gov)>  
Date: Mon, Sep 27, 2021 at 3:00 PM  
Subject: RE: WOTC Virginia FOIA Request  
To: McDonald, Debra <[debra.mcdonald@vec.virginia.gov](mailto:debra.mcdonald@vec.virginia.gov)>  
Cc: Pease, Wendy <[wendy.pease@vec.virginia.gov](mailto:wendy.pease@vec.virginia.gov)>, Delva, Jael - ETA <  
[Delva.Jael@dol.gov](mailto:Delva.Jael@dol.gov)>

Good afternoon Debra,

Based on our interpretation of TEGL 39-11, sharing the name of a  
business/businesses would not violate PII, unless you can clearly  
demonstrate that doing so “could be used to distinguish or trace an  
individual's identity, either alone or when combined with other personal or  
identifying information that is linked or linkable to a specific  
individual." However, the State of Virginia may have a state-level policy  
that prohibits the sharing of this information. We recommend that you  
consult with your state’s FOIA officer/ Information Control unit to  
determine participant information PII classifications, and “risk of harm.”  
Since these are state records, the state policy should be followed in  
determining whether or not, for example, the name of a business is  
considered Protected PII or Non-sensitive PII, “information that if  
disclosed, by itself, could not reasonably be expected to result in  
personal harm.”

I hope this information is helpful. Please contact me if you have  
additional questions.

Best,

Minnie

Minnie R. Holleran

U.S. Department of Labor

Employment & Training Administration

Division of Workforce Investment

Boston Regional Office

617.788.0169 <6177880169>