

118TH CONGRESS
2D SESSION

H. R. 10425

To amend and reauthorize the Workforce Innovation and Opportunity Act
and the Older Americans Act of 1965.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 16, 2024

Ms. FOXX (for herself and Mr. SCOTT of Virginia) introduced the following bill; which was referred to the Committee on Education and the Workforce, and in addition to the Committees on Ways and Means, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend and reauthorize the Workforce Innovation and
Opportunity Act and the Older Americans Act of 1965.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. REFERENCES.**

4 Except as expressly provided otherwise, any reference
5 to “this Act” contained in any division of this Act shall
6 be treated as referring only to the provisions of that divi-
7 sion.

1 **DIVISION A—A STRONGER**
 2 **WORKFORCE FOR AMERICA ACT**

3 **SEC. 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This division may be cited as the
 5 “A Stronger Workforce for America Act”.

6 (b) TABLE OF CONTENTS.—The table of contents for
 7 this division is as follows:

Sec. 1. Short title; table of contents.

TITLE I—WORKFORCE DEVELOPMENT ACTIVITIES

Subtitle A—General Provisions

Sec. 101. Purposes.

Sec. 102. Definitions.

Sec. 103. Table of contents amendments.

Subtitle B—System Alignment

CHAPTER 1—STATE PROVISIONS

Sec. 111. State workforce development board.

Sec. 112. Unified State plan.

CHAPTER 2—LOCAL PROVISIONS

Sec. 115. Workforce development areas.

Sec. 116. Local workforce development boards.

Sec. 117. Local plan.

CHAPTER 3—PERFORMANCE ACCOUNTABILITY

Sec. 119. Performance accountability system.

Subtitle C—Workforce Investment Activities and Providers

CHAPTER 1—WORKFORCE INVESTMENT ACTIVITIES AND PROVIDERS

Sec. 121. Establishment of one-stop delivery systems.

Sec. 122. Identification of eligible providers of training services.

Sec. 123. Eligible providers of youth workforce investment activities.

CHAPTER 2—YOUTH WORKFORCE INVESTMENT ACTIVITIES

Sec. 131. Reservations; Reallocation.

Sec. 132. Use of funds for youth workforce investment activities.

CHAPTER 3—ADULT AND DISLOCATED WORKER EMPLOYMENT AND
 TRAINING ACTIVITIES

- Sec. 141. State allotments.
- Sec. 142. Reservations for State activities; within State allocations; Reallocation.
- Sec. 143. Use of funds for employment and training activities.

CHAPTER 4—GENERAL WORKFORCE INVESTMENT PROVISIONS

- Sec. 145. Authorization of appropriations.

Subtitle D—Job Corps

- Sec. 151. Purposes.
- Sec. 152. Definitions.
- Sec. 153. Individuals eligible for the Job Corps.
- Sec. 154. Recruitment, screening, selection, and assignment of enrollees.
- Sec. 155. Job Corps Campuses.
- Sec. 156. Program activities.
- Sec. 157. Counseling and job placement.
- Sec. 158. Support.
- Sec. 159. Operations.
- Sec. 160. Standards of conduct.
- Sec. 161. Community participation.
- Sec. 162. Workforce councils.
- Sec. 163. Advisory committees.
- Sec. 164. Experimental projects and technical assistance.
- Sec. 165. Special provisions.
- Sec. 166. Management information.
- Sec. 167. Job Corps oversight and reporting.
- Sec. 168. Authorization of appropriations.
- Sec. 169. Conforming amendments.

Subtitle E—National Programs

- Sec. 171. Native American programs.
- Sec. 172. Migrant and seasonal farmworker programs.
- Sec. 173. Technical assistance.
- Sec. 174. Evaluations and research.
- Sec. 175. National dislocated worker grants.
- Sec. 176. YouthBuild Program.
- Sec. 177. Reentry employment opportunities.
- Sec. 178. Youth apprenticeship readiness grant program.
- Sec. 179. Strengthening community colleges grant program.
- Sec. 180. Authorization of appropriations.

Subtitle F—Administration

- Sec. 191. Requirements and restrictions.
- Sec. 192. Monitoring.
- Sec. 193. Fiscal controls; sanctions.
- Sec. 194. Administrative adjudication.
- Sec. 195. Judicial review.
- Sec. 196. General waivers of statutory or regulatory requirements.
- Sec. 197. State flexibility pilot authority.
- Sec. 198. General program requirements.

TITLE II—ADULT EDUCATION AND LITERACY

- Sec. 201. Purpose.
- Sec. 202. Definitions.
- Sec. 203. Authorization of appropriations.
- Sec. 204. Special rule.
- Sec. 205. Performance accountability system.
- Sec. 206. Matching requirement.
- Sec. 207. State leadership activities.
- Sec. 208. Programs for corrections education and other institutionalized individuals.
- Sec. 209. Grants and contracts for eligible providers.
- Sec. 210. Local application.
- Sec. 211. Local administrative cost limits.
- Sec. 212. National leadership activities.
- Sec. 213. Integrated English literacy and civics education.

TITLE III—AMENDMENTS TO OTHER LAWS

- Sec. 301. Amendments to the Wagner-Peyser Act.
- Sec. 302. Job training grants.
- Sec. 303. Access to National Directory of New Hires.
- Sec. 304. References to other laws.

TITLE IV—DEPARTMENT OF LABOR TECHNICAL ASSISTANCE

- Sec. 401. Technical assistance for transforming to competitive integrated employment.

TITLE V—GENERAL PROVISIONS

- Sec. 501. Report on data capability and interoperability of Federal and State databases and data exchange agreements.
- Sec. 502. Effective dates; transition authority.

TITLE I—WORKFORCE DEVELOPMENT ACTIVITIES Subtitle A—General Provisions

SEC. 101. PURPOSES.

Section 2 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3101) is amended—

(1) in paragraph (1), by striking “support services” and inserting “supportive services”;

(2) in paragraph (2), by inserting “, for youth and adults,” after “economic development systems”;

1 (3) in paragraph (6), by striking “of the work-
2 force, reduce welfare dependency,” and inserting “of
3 the workforce, provide economic mobility, reduce de-
4 pendency on public assistance programs,”; and

5 (4) by adding at the end the following:

6 “(7) To prepare a globally competitive work-
7 force by developing robust education and skills devel-
8 opment programs for youth to access career path-
9 ways that will lead such youth into in-demand indus-
10 try sectors and occupations.”.

11 **SEC. 102. DEFINITIONS.**

12 (a) FOUNDATIONAL SKILL NEEDS.—Section 3(5) of
13 the Workforce Innovation and Opportunity Act (29 U.S.C.
14 3102(5)) is amended to read as follows:

15 “(5) FOUNDATIONAL SKILL NEEDS.—The term
16 ‘foundational skill needs’ means, with respect to an
17 individual who is a youth or adult, that the indi-
18 vidual—

19 “(A) has English reading, writing, or com-
20 puting skills at or below the 8th grade level on
21 a generally accepted standardized test; or

22 “(B) is unable to compute or solve prob-
23 lems, is unable to read, write, or speak English,
24 or does not possess digital literacy skills, at a
25 level necessary to function in the individual’s

1 education or occupation, in the individual's
2 family, or in society.”.

3 (b) CAREER PATHWAY.—Section 3(7)(F) of the
4 Workforce Innovation and Opportunity Act (29 U.S.C.
5 3102(7)(F)) is amended by striking “secondary school di-
6 ploma” and inserting “regular high school diploma”.

7 (c) EMPLOYER-DIRECTED SKILLS DEVELOPMENT.—
8 Section 3(14) of the Workforce Innovation and Oppor-
9 tunity Act (29 U.S.C. 3102(14)) is amended to read as
10 follows:

11 “(14) EMPLOYER-DIRECTED SKILLS DEVELOP-
12 MENT.—The term ‘employer-directed skills develop-
13 ment’ means skills development provided through a
14 program—

15 “(A) that is selected or designed to meet
16 the specific skill demands of an employer (in-
17 cluding a group of employers);

18 “(B) that is conducted pursuant to the
19 terms and conditions established under an em-
20 ployer-directed skills agreement described in
21 section 134(c)(3)(I), including a commitment
22 by the employer to employ an individual upon
23 successful completion of the program; and

24 “(C) for which the employer pays a portion
25 of the cost of the program, as determined by

1 the local board involved, which shall not be less
2 than—

3 “(i) 10 percent of the cost, in the case
4 of an employer with 50 or fewer employees;

5 “(ii) 25 percent of the cost, in the
6 case of an employer with more than 50 but
7 not more than 100 employees; and

8 “(iii) 50 percent of the cost, in the
9 case of an employer with more than 100
10 employees.”.

11 (d) DISLOCATED WORKER.—Section 3(15)(B) of the
12 Workforce Innovation and Opportunity Act (29 U.S.C.
13 3102(15)(B)) is amended—

14 (1) in clause (i), by inserting “, including such
15 a closure or layoff due to advances in automation
16 technology” before the semicolon; and

17 (2) in clause (iii), by striking “section
18 134(c)(2)(A)(xii)” and inserting “section
19 134(c)(2)(B)(vii)”.

20 (e) DISPLACED HOMEMAKER.—Section 3(16) of the
21 Workforce Innovation and Opportunity Act (29 U.S.C.
22 3102(16)) is amended, in the matter preceding subpara-
23 graph (A), by striking “family members” and inserting “a
24 family member”.

1 (f) ELIGIBLE YOUTH.—Section 3(18) of the Work-
 2 force Innovation and Opportunity Act (29 U.S.C.
 3 3102(18)) is amended by striking “out-of-school” and in-
 4 serting “opportunity”.

5 (g) ENGLISH LEARNER.—Section 3 of the Workforce
 6 Innovation and Opportunity Act (29 U.S.C. 3102) is fur-
 7 ther amended—

8 (1) in paragraph (21)—

9 (A) in the heading, by striking “LAN-
 10 GUAGE”; and

11 (B) by striking “language”; and

12 (2) in paragraph (24)(I), by striking “lan-
 13 guage”.

14 (h) INDIVIDUAL WITH A BARRIER TO EMPLOY-
 15 MENT.—Section 3(24) of the Workforce Innovation and
 16 Opportunity Act (29 U.S.C. 3102(24)) is amended—

17 (1) by amending subparagraph (F) to read as
 18 follows:

19 “(F) Justice-involved individuals.”;

20 (2) in subparagraph (G)—

21 (A) by striking “Homeless individuals (as”
 22 and inserting “Individuals experiencing home-
 23 lessness (meaning homeless individuals”;

1 (B) by striking “(42 U.S.C. 14043e-
2 2(6)))” and inserting “(34 U.S.C. 12473(6)))”;
3 and

4 (C) by striking “homeless children” and all
5 that follows through “defined” and inserting
6 “youth experiencing homelessness (meaning
7 homeless children or youths, as defined”;

8 (3) by redesignating subparagraphs (I) through
9 (N) as subparagraphs (J) through (O), respectively;
10 (4) by inserting after subparagraph (H) the fol-
11 lowing:

12 “(I) Opportunity youth.”; and

13 (5) in subparagraph (K), as so redesignated, by
14 striking “section 167(i)” and inserting “167(j)”.

15 (i) INDUSTRY OR SECTOR PARTNERSHIP.—Section
16 3(26) of the Workforce Innovation and Opportunity Act
17 (29 U.S.C. 3102(26)) is amended—

18 (1) in subparagraph (A)(ii), by striking “or an-
19 other labor representative, as appropriate;” and in-
20 serting “and, to the extent practicable, another labor
21 representative;”; and

22 (2) in subparagraph (B)—

23 (A) by redesignating clauses (vi) through
24 (xi) as clauses (viii) through (xiii), respectively;
25 and

1 (B) by striking clause (v) and inserting the
2 following:

3 “(v) State educational agencies or
4 local educational agencies;

5 “(vi) State higher education agencies,
6 as defined in section 103 of the Higher
7 Education Act of 1965 (20 U.S.C. 1003),
8 or State systems of higher education;

9 “(vii) other State or local agencies;”.

10 (j) LOCAL AREA.—Section 3(32) of the Workforce
11 Innovation and Opportunity Act (29 U.S.C. 3102(32)) is
12 amended by striking “sections 106(c)(3)(A)” and insert-
13 ing “sections 106(c)(4)(A)”.

14 (k) EDUCATIONAL AGENCIES.—Section 3(34) of the
15 Workforce Innovation and Opportunity Act (29 U.S.C.
16 3102(34)) is amended to read as follows:

17 “(1) LOCAL EDUCATIONAL AGENCY; STATE
18 EDUCATIONAL AGENCY.—The terms ‘local edu-
19 cational agency’ and ‘State educational agency’ have
20 the meanings given the terms in section 8101 of the
21 Elementary and Secondary Education Act of 1965.”.

22 (l) LOCAL PLAN.—Section 3(35) of the Workforce
23 Innovation and Opportunity Act (29 U.S.C. 3102(32)) is
24 amended by striking “section 106(c)(3)(B)” and inserting
25 “section 106(c)(4)(B)”.

1 (m) LOW-INCOME INDIVIDUAL.—Section
2 3(36)(A)(iii) of the Workforce Innovation and Oppor-
3 tunity Act (29 U.S.C. 3102(36)(A)(iii)) is amended—

4 (1) by striking “is a homeless individual (as”
5 and inserting “is an individual experiencing home-
6 lessness (meaning a homeless individual as”;

7 (2) by striking “(42 U.S.C. 14043e-2(6)))” and
8 inserting “(34 U.S.C. 12473(6)))”; and

9 (3) by striking “homeless child” and all that
10 follows through “defined” and inserting “youth ex-
11 perienceing homelessness (meaning a homeless child
12 or youth, as defined”.

13 (n) JUSTICE-INVOLVED INDIVIDUAL.—Section 3(38)
14 of the Workforce Innovation and Opportunity Act (29
15 U.S.C. 3102(38)) is amended—

16 (1) in the heading, by striking “OFFENDER”
17 and inserting “JUSTICE-INVOLVED INDIVIDUAL”;
18 and

19 (2) in the matter preceding subparagraph (A),
20 by striking “offender” and inserting “justice-in-
21 volved individual”.

22 (o) OPPORTUNITY YOUTH.—Section 3(46) of the
23 Workforce Innovation and Opportunity Act (29 U.S.C.
24 3102(46)) is amended—

1 (1) in the heading, by striking “OUT-OF-
 2 SCHOOL” and inserting “OPPORTUNITY”; and

3 (2) by striking “out-of-school” and inserting
 4 “opportunity”.

5 (p) PAY-FOR-PERFORMANCE CONTRACT STRAT-
 6 EGY.—Section 3(47) of the Workforce Innovation and Op-
 7 portunity Act (29 U.S.C. 3102(47)) is amended to read
 8 as follows:

9 “(47) PAY-FOR-PERFORMANCE CONTRACT
 10 STRATEGY.—The term ‘pay-for-performance contract
 11 strategy’ means a performance-based contract strat-
 12 egy that uses pay-for-performance contracts in the
 13 provision of services described in paragraph (2) or
 14 (3) of section 134(c) or activities described in sec-
 15 tion 129(c)(2), and includes—

16 “(A) contracts, each of which—

17 “(i) shall specify a fixed amount that
 18 will be paid to an eligible service provider
 19 (which may include a local or national
 20 community-based organization or inter-
 21 mediary, community college, or other pro-
 22 vider) based on the achievement of speci-
 23 fied levels of performance on the primary
 24 indicators of performance described in sec-
 25 tion 116(b)(2)(A) for target populations as

1 identified by the local board and which
2 shall identify a specific target for the num-
3 ber or percentage of individuals to be
4 served that will be individuals with barriers
5 to employment, within a defined timetable;
6 and

7 “(ii) may provide for bonus payments
8 to such service provider to expand capacity
9 to provide effective training and other serv-
10 ices, including bonus payments for exceed-
11 ing the identified target for serving individ-
12 uals with barriers to employment;

13 “(B) a strategy for validating the achieve-
14 ment of the performance described in subpara-
15 graph (A); and

16 “(C) a description of how the State or
17 local area will reallocate funds not paid to a
18 provider because the achievement of the per-
19 formance described in subparagraph (A) did not
20 occur, for further activities related to such a
21 contract strategy, subject to section
22 189(g)(2)(D).”.

23 (q) RAPID RESPONSE ACTIVITY.—Section 3(51) of
24 the Workforce Innovation and Opportunity Act (29 U.S.C.
25 3102(51)) is amended—

1 (1) in the matter preceding subparagraph (A),
2 by inserting “, through a rapid response unit” after
3 “designated by a State”;

4 (2) in subparagraph (B), by inserting before
5 the semicolon at the end the following: “, including
6 access through individual training accounts for eligi-
7 ble dislocated workers under section 414(c) of the
8 American Competitiveness and Workforce Improve-
9 ment Act of 1998 (29 U.S.C. 3224a)”;

10 (3) in subparagraph (D), by striking “and” at
11 the end;

12 (4) by redesignating subparagraph (E) as sub-
13 paragraph (F);

14 (5) by inserting after subparagraph (D) the fol-
15 lowing new subparagraph:

16 “(E) assistance in identifying workers eli-
17 gible for assistance, including workers who work
18 a majority of their time offsite or remotely;”;

19 (6) in subparagraph (F), as so redesignated, by
20 striking the period at the end and inserting “; and”;
21 and

22 (7) by adding at the end the following:

23 “(G) the provision of business engagement
24 or layoff aversion strategies and other activities

1 designed to prevent or minimize the duration of
2 unemployment, such as—

3 “(i) connecting employers to short-
4 term compensation or other programs de-
5 signed to prevent layoffs;

6 “(ii) conducting worker skill assess-
7 ment, and programs to match workers to
8 different occupations;

9 “(iii) establishing incumbent worker
10 training or other upskilling approaches, in-
11 cluding through incumbent worker
12 upskilling accounts described in section
13 134(d)(4)(E);

14 “(iv) facilitating business support ac-
15 tivities, such as connecting employers to
16 programs that offer access to credit, finan-
17 cial support, and business consulting; and

18 “(v) partnering or contracting with
19 business-focused organizations to assess
20 risks to companies, and to propose, imple-
21 ment, and measure the impact of strategies
22 and services to address such risks.”.

23 (r) SCHOOL DROPOUT.—Section 3(54) of the Work-
24 force Innovation and Opportunity Act (29 U.S.C.

1 3102(54)) is amended by striking “secondary school di-
 2 ploma” and inserting “regular high school diploma”.

3 (s) SUPPORTIVE SERVICES.—Section 3(59) of the
 4 Workforce Innovation and Opportunity Act (29 U.S.C.
 5 3102(59)) is amended by striking “housing,” and insert-
 6 ing “assistive technology, housing, food assistance,”.

7 (t) NEW DEFINITIONS.—Section 3 of the Workforce
 8 Innovation and Opportunity Act (29 U.S.C. 3102) is fur-
 9 ther amended by adding at the end the following:

10 “(72) CO-ENROLLMENT.—The term ‘co-enroll-
 11 ment’ means simultaneous enrollment in more than
 12 one of the programs or activities carried out by a
 13 one-stop partner specified in section 121(b)(1)(B).

14 “(73) DIGITAL LITERACY SKILLS.—The term
 15 ‘digital literacy skills’ has the meaning given the
 16 term in section 203.

17 “(74) EVIDENCE-BASED.—The term ‘evidence-
 18 based’, when used with respect to an activity, serv-
 19 ice, strategy, or intervention, or content of materials,
 20 means an activity, service, strategy, or intervention,
 21 or content of materials that—

22 “(A) demonstrates a statistically signifi-
 23 cant effect on improving participant outcomes
 24 or other relevant outcomes based on—

1 “(i) strong evidence from at least 1
 2 well-designed and well-implemented experi-
 3 mental study;

4 “(ii) moderate evidence from at least
 5 1 well-designed and well-implemented
 6 quasi-experimental study; or

7 “(iii) promising evidence from at least
 8 1 well-designed and well-implemented cor-
 9 relational study with statistical controls for
 10 selection bias; or

11 “(B)(i) demonstrates a rationale based on
 12 high-quality research findings or positive eval-
 13 uation that such activity, service, strategy, or
 14 intervention is likely to improve student out-
 15 comes or other relevant outcomes; and

16 “(ii) includes ongoing efforts to examine
 17 the effects of such activity, service, strategy, or
 18 intervention.

19 “(75) LABOR ORGANIZATION.—The term ‘labor
 20 organization’ means a labor organization, as defined
 21 in section 2(5) of the National Labor Relations Act
 22 (29 U.S.C. 152(5)), and an organization rep-
 23 resenting public sector employees.

24 “(76) REGULAR HIGH SCHOOL DIPLOMA.—The
 25 term ‘regular high school diploma’ has the meaning

1 given the term in section 8101 of the Elementary
 2 and Secondary Education Act of 1965 (20 U.S.C.
 3 7801).

4 “(77) UNIVERSAL DESIGN FOR LEARNING.—
 5 The term ‘universal design for learning’ has the
 6 meaning given the term in section 103 of the Higher
 7 Education Act of 1965 (20 U.S.C. 1003).

8 “(78) WORK-BASED LEARNING.—The term
 9 ‘work-based learning’ has the meaning given the
 10 term in section 3 of the Carl D. Perkins Career and
 11 Technical Education Act of 2006 (20 U.S.C.
 12 2302).”.

13 (u) REDESIGNATIONS.—Section 3 of the Workforce
 14 Innovation and Opportunity Act (29 U.S.C. 3102) is fur-
 15 ther amended by redesignating paragraphs (5), (6), (7),
 16 (8), (9), (14), (19), (20), (21), (22), (23), (24), (25), (26),
 17 (27), (28), (29), (30), (31), (32), (33), (34), (35), (36),
 18 (37), (38), (39), (40), (41), (42), (43), (44), (45), (46),
 19 (47), (48), (49), (50), (51), (52), (53), (54), (55), (56),
 20 (57), (58), (59), (60), (61), (62), (63), (64), (65), (66),
 21 (67), (68), (69), (70), (71), (72), (73), (74), (75), (76),
 22 (77), and (78), as paragraphs (24), (5), (6), (7), (8), (19),
 23 (20), (21), (22), (25), (26), (27), (28), (29), (30), (31),
 24 (32), (34), (36), (37), (38), (39), (40), (41), (42), (33),
 25 (43), (44), (45), (46), (47), (48), (50), (49), (51), (52),

(53), (54), (55), (56), (57), (59), (60), (61), (62), (63),
 (64), (65), (66), (67), (69), (70), (72), (73), (74), (75),
 (76), (77), (78), (9), (14), (23), (35), (58), (68), and (71),
 respectively.

SEC. 103. TABLE OF CONTENTS AMENDMENTS.

The table of contents in section 1(b) of the Workforce
 Innovation and Opportunity Act is amended—

(1) by redesignating the item relating to section
 172 as section 175;

(2) by inserting after the item relating to sec-
 tion 171, the following:

“Sec. 172. Reentry employment opportunities.

“Sec. 173. Youth apprenticeship readiness grant program.

“Sec. 174. Strengthening community colleges workforce development grants
 program.”; and

(3) by striking the item relating to section 190
 and inserting the following:

“Sec. 190. State flexibility pilot authority.”.

Subtitle B—System Alignment

CHAPTER 1—STATE PROVISIONS

SEC. 111. STATE WORKFORCE DEVELOPMENT BOARD.

Section 101 of the Workforce Innovation and Oppor-
 tunity Act (29 U.S.C. 3112) is amended—

(1) in subsection (b)(1)(C)(ii)(IV), by striking
 “out-of-school youth” and inserting “opportunity
 youth”; and

(2) in subsection (d)—

1 (A) in paragraph (3)(B), by striking “low-
 2 skilled adults” and inserting “adults with
 3 foundational skill needs”; and

4 (B) in paragraph (5)(A), by inserting after
 5 “including strategies” the following: “(such as
 6 the principles of universal design for learning)”.

7 **SEC. 112. UNIFIED STATE PLAN.**

8 Section 102 of the Workforce Innovation and Oppor-
 9 tunity Act (29 U.S.C. 3112) is amended—

10 (1) in subsection (b)—

11 (A) in paragraph (1)—

12 (i) by redesignating subparagraphs
 13 (C) through (E) as subparagraphs (D)
 14 through (F), respectively;

15 (ii) by inserting the following after
 16 subparagraph (B):

17 “(C) a description of—

18 “(i) how the State will use real-time
 19 labor market information to continually as-
 20 sess the economic conditions and workforce
 21 trends described in subparagraphs (A) and
 22 (B); and

23 “(ii) how the State will communicate
 24 changes in such conditions or trends to the
 25 workforce system in the State;”;

1 (iii) in subparagraph (D), as so redes-
2 ignated, by inserting “the extent to which
3 such activities are evidence-based,” after
4 “of such activities,”;

5 (iv) in subparagraph (E), as so redes-
6 ignated—

7 (I) by striking “and for meeting
8 the skilled workforce needs of employ-
9 ers” and inserting “and for preparing
10 workers to meet the skilled workforce
11 needs of employers and to enter and
12 remain in unsubsidized employment”;
13 and

14 (II) by striking “and” at the end;

15 (v) in subparagraph (F), as so redes-
16 ignated, by striking the period at the end
17 and inserting a semicolon; and

18 (vi) by adding at the end the fol-
19 lowing:

20 “(G) a description of any activities the
21 State is conducting to expand economic oppor-
22 tunity for individuals and reduce barriers to
23 labor market entry by—

24 “(i) developing, in cooperation with
25 employers, education and training pro-

1 viders, and other stakeholders, statewide
2 skills-based initiatives that promote the use
3 of demonstrated skills and competencies as
4 an alternative to the exclusive use of de-
5 gree attainment as a requirement for em-
6 ployment or advancement in a career; and

7 “(ii) evaluating the existing occupa-
8 tional licensing policies in the State and
9 identifying potential changes to recommend
10 to the appropriate State entity to—

11 “(I) remove or streamline licens-
12 ing requirements, as appropriate; and

13 “(II) improve the reciprocity of
14 licensing, including through partici-
15 pating in interstate licensing com-
16 pacts;

17 “(H) an analysis of the opportunity youth
18 population in the State, including the estimated
19 number of opportunity youth and any gaps in
20 services provided to such population by other
21 existing workforce development activities, as
22 identified under subparagraph (D);

23 “(I) a description of the availability of ap-
24 prenticeship and pre-apprenticeship programs

in the State and the providers of such programs, including any that serve youth; and

“(J) a description of any strategies the State will use to prioritize the funding of evidence-based programs through the funds available for statewide workforce development activities described in section 128(a).”; and

(B) in paragraph (2)—

(i) in subparagraph (B), by striking “including a description” and inserting “which may include a description”;

(ii) in subparagraph (C)—

(I) in clause (ii)(I), by inserting “utilizing a continuous quality improvement approach,” after “year,”; and

(II) in clause (viii), by striking “necessary for effective State operating systems and policies” and inserting “useful to States to be included in the State plan, on an optional basis”;

(iii) in subparagraph (D)(i)—

(I) in subclause (II), by striking “any”; and

1 (II) in subclause (IV), by striking

2 “section 121(h)(2)(E)” and inserting

3 “section 121(h)(1)(E)”; and

4 (iv) in subparagraph (E)—

5 (I) in clause (iv), by striking

6 “116(i)” and inserting “116(j)”; and

7 (II) in clause (x), by striking

8 “necessary for the administration of

9 the core programs” and inserting

10 “useful to States to be included in the

11 State plan, on an optional basis”; and

12 (2) in subsection (c)(3)—

13 (A) in subparagraph (A), by striking

14 “shall” the second place it appears and insert-

15 ing “may”; and

16 (B) in subparagraph (B)—

17 (i) by striking “required”; and

18 (ii) by inserting “, except that com-

19 municating changes in economic conditions

20 and workforce trends to the workforce sys-

21 tem in the State as described in subsection

22 (b)(1)(C) shall not be considered modifica-

23 tions subject to approval under this para-

24 graph” before the period at the end.

CHAPTER 2—LOCAL PROVISIONS

SEC. 115. WORKFORCE DEVELOPMENT AREAS.

(a) REGIONS.—Section 106(a) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3121(a)) is amended by adding at the end the following:

“(3) REVIEW.—Before the second full program year after the date of enactment of the A Stronger Workforce for America Act, in order for a State to receive an allotment under section 127(b) or 132(b) and as part of the process for developing the State plan, a State shall—

“(A) review each region in the State identified under this subsection (as such subsection was in effect on the day before the date of enactment of the A Stronger Workforce for America Act); and

“(B) after consultation with the local boards and chief elected officials in the local areas and consistent with the considerations described in subsection (b)(1)(B)—

“(i) revise such region and any other region impacted by such revision; or

“(ii) make a determination to maintain such region with no revision.”.

1 (b) LOCAL AREAS.—Section 106(b) of the Workforce
 2 Innovation and Opportunity Act (29 U.S.C. 3121(b)) is
 3 amended—

4 (1) in paragraph (1)—

5 (A) in subparagraph (A), by striking “sub-
 6 section (d), and consistent with paragraphs (2)
 7 and (3),” and inserting “subsection (d)”; and

8 (B) in subparagraph (B), by striking “(ex-
 9 cept for those local areas described in para-
 10 graphs (2) and (3))”; and

11 (2) by striking paragraphs (2) through (7), and
 12 inserting the following:

13 “(2) CONTINUATION PERIOD.—Except as pro-
 14 vided in paragraph (5) of this subsection and sub-
 15 section (d), in order to receive an allotment under
 16 section 127(b) or 132(b), the Governor shall main-
 17 tain the designations of local areas in the State
 18 under this subsection (as in effect on the day before
 19 the date of enactment of the A Stronger Workforce
 20 for America Act) until the end of the third full pro-
 21 gram year after the date of enactment of the A
 22 Stronger Workforce for America Act.

23 “(3) INITIAL ALIGNMENT REVIEW.—

24 “(A) IN GENERAL.—Prior to the third full
 25 program year after the date of enactment of the

1 A Stronger Workforce for America Act, the
2 Governor shall—

3 “(i) review the designations of local
4 areas in the State (as in effect on the day
5 before the date of enactment of the A
6 Stronger Workforce for America Act); and

7 “(ii)(I) based on the considerations
8 described in paragraph (1)(B), issue pro-
9 posed redesignations of local areas in the
10 State through the process described in
11 paragraph (1)(A), which shall—

12 “(aa) include an explanation
13 of the strategic goals and objec-
14 tives that the State intends to
15 achieve through such redesigna-
16 tions; and

17 “(bb) be subject to the ap-
18 proval of the chief elected offi-
19 cials of the local areas in the
20 State in accordance with the
21 process described in subpara-
22 graph (C); or

23 “(II) with respect to a State de-
24 scribed in subsection (d)(2)(B), if the
25 Governor determines that such State

1 should be designated as a single State
2 local area, conduct a process in ac-
3 cordance with the requirements of
4 subsection (d)(2).

5 “(B) DESIGNATION OF LOCAL AREAS.—A
6 redesignation of local areas in a State that is
7 approved by a majority of the chief elected offi-
8 cials of the local areas in the State through the
9 process described in subparagraph (C) shall
10 take effect on the first day of the 4th full pro-
11 gram year after the date of enactment of the A
12 Stronger Workforce for America Act.

13 “(C) PROCESS TO REACH MAJORITY AP-
14 PROVAL.—To approve a designation of local
15 areas in the State, the chief elected officials of
16 the local areas in the State shall comply with
17 the following:

18 “(i) INITIAL VOTE.—Not later than
19 60 days after the Governor issues proposed
20 redesignations under subparagraph (A),
21 the chief elected official of each local area
22 shall review the proposed redesignations
23 and submit a vote to the Governor either
24 approving or rejecting the proposed redес-
25 ignations.

1 “(ii) RESULTS OF INITIAL VOTE.—If
2 a majority of the chief elected officials of
3 the local areas in the State vote under
4 clause (i)—

5 “(I) to approve such proposed re-
6 designations, such redesignations shall
7 take effect in accordance with sub-
8 paragraph (B); or

9 “(II) to disapprove such proposed
10 redesignations, the chief elected offi-
11 cials of the local areas in the State
12 shall comply with the requirements of
13 clause (iii).

14 “(iii) ALTERNATE REDESIGNA-
15 TIONS.—In the case of the disapproval de-
16 scribed in clause (ii)(II), not later than
17 120 days after the Governor issues pro-
18 posed redesignations under subparagraph
19 (A), the chief elected officials of the local
20 areas in the State shall—

21 “(I) select 2 alternate redesigna-
22 tions of local areas—

23 “(aa) one of which aligns
24 with the regional economic devel-
25 opment areas in the State; and

1 “(bb) one of which aligns
 2 with the regions described in sub-
 3 paragraph (A) or (B) of sub-
 4 section (a)(2); and

5 “(II) conduct a vote to approve,
 6 by majority vote, 1 of the 2 alternate
 7 redesignations described in subclause
 8 (I).

9 “(iv) EFFECTIVE DATE OF ALTER-
 10 NATE DESIGNATIONS.—The alternate re-
 11 designations approved pursuant to clause
 12 (iii)(II) shall take effect in accordance with
 13 subparagraph (B).

14 “(4) SUBSEQUENT ALIGNMENT REVIEWS.—On
 15 the date that is the first day of the 12th full pro-
 16 gram year after the date of enactment of the A
 17 Stronger Workforce for America Act, and every 8
 18 years thereafter, the Governor shall—

19 “(A) review the designation of local areas;
 20 and

21 “(B) carry out the requirements of para-
 22 graph (3)(A)(ii), except that any redesignation
 23 of local areas in a State that is approved by a
 24 majority of the chief elected officials of the local
 25 areas in the State through the process de-

scribed in paragraph (3)(C) shall take effect on the first day of the next full program year after the Governor’s review pursuant to this paragraph.

“(5) INTERIM REVISIONS.—

“(A) APPROVAL OF CERTAIN REDESIGNATION REQUESTS.—

“(i) IN GENERAL.—At any time, and notwithstanding the requirements of paragraphs (2), (3), and (4), the Governor, upon receipt of a request for a redesignation of a local area described in clause (ii), may approve such request.

“(ii) REQUESTS.—The following requests may be approved pursuant to clause (i) upon request:

“(I) A request from multiple local areas to be redesignated as a single local area.

“(II) A request from multiple local areas for a revision to the designations of such local areas, which would not impact the designations of local areas that have not made such request.

1 “(III) A request for designation
 2 as a local area from an area described
 3 in section 107(c)(1)(C).

4 “(B) OTHER REDESIGNATIONS.—Other
 5 than the redesignations described in subpara-
 6 graph (A), the Governor may only redesignate
 7 a local area outside of the process described in
 8 paragraphs (3) and (4), if the local area that
 9 will be subject to such redesignation has not—

10 “(i) performed successfully;

11 “(ii) sustained fiscal integrity; or

12 “(iii) in the case of a local area in any
 13 planning region described in subparagraph
 14 (B) or (C) of subsection (a)(2), met the re-
 15 quirements described in subsection (c)(1).

16 “(C) EFFECTIVE DATE.—Any redesigna-
 17 tion of a local area approved by the Governor
 18 under subparagraph (A) or (B) shall take effect
 19 on the first date of the first full program year
 20 after such date of approval.

21 “(6) APPEALS.—

22 “(A) IN GENERAL.—The local board of a
 23 local area that is subject to a redesignation of
 24 such local area under paragraph (3), (4), or (5)
 25 may submit an appeal to maintain its existing

1 designation to the State board under an appeal
2 process established in the State plan as speci-
3 fied in section 102(b)(2)(D)(i)(III).

4 “(B) STATE BOARD REQUIREMENTS.—The
5 State board shall grant an appeal to maintain
6 an existing designation of a local area described
7 in subparagraph (A) only if the local board of
8 the local area can demonstrate that the process
9 for redesignation of such local area under para-
10 graph (3), (4), or (5), as applicable, has not
11 been followed.

12 “(C) SECRETARIAL REQUIREMENTS.—If a
13 request to maintain an existing designation as
14 a local area is not granted as a result of such
15 appeal, the Secretary, after receiving a request
16 for review from the local board of such local
17 area and determining that the local board was
18 not accorded procedural rights under the ap-
19 peals process referred to in subparagraph (A),
20 shall—

21 “(i) review the process for the redesi-
22 nation of the local area under paragraph
23 (3), (4), or (5), as applicable; and

24 “(ii) upon determining that the appli-
25 cable process has not been followed, re-

1 quire that the local area’s existing designa-
2 tion be maintained.

3 “(7) REDESIGNATION INCENTIVE.—The State
4 may provide funding from funds made available
5 under sections 128(a)(1) and 133(a)(1) to provide
6 payments to incentivize—

7 “(A) groups of local areas to request to be
8 redesignated as a single local area under para-
9 graph (5)(A);

10 “(B) multiple local boards in a planning
11 region to develop an agreement to operate as a
12 regional consortium under subsection (c)(3); or

13 “(C) effective provision of services to indi-
14 viduals served by a local area, including individ-
15 uals with barriers to employment, during the
16 first program year that begins after the redesi-
17 nation of a local area.”.

18 (c) REGIONAL COORDINATION.—Section 106(c) of
19 the Workforce Innovation and Opportunity Act (29 U.S.C.
20 3121(c)) is amended—

21 (1) in paragraph (1)—

22 (A) by redesignating subparagraphs (F)
23 through (H) as subparagraphs (G) through (I),
24 respectively; and

1 (B) by inserting the following after sub-
2 paragraph (E):

3 “(F) the establishment of cost arrange-
4 ments for services described in subsections (c)
5 and (d) of section 134, including the pooling of
6 funds for such services, as appropriate, for the
7 region;”;

8 (2) in paragraph (2), by inserting “, including
9 to assist with establishing administrative costs ar-
10 rangements or cost arrangements for services under
11 subparagraphs (F) and (G) of such paragraph”
12 after “delivery efforts”;

13 (3) by redesignating paragraph (3) as para-
14 graph (4); and

15 (4) by inserting after paragraph (2), as so
16 amended, the following:

17 “(3) REGIONAL CONSORTIUMS.—

18 “(A) IN GENERAL.—The local boards and
19 chief elected officials of any local area in any
20 planning region described in subparagraph (B)
21 or (C) of subsection (a)(2) may develop an
22 agreement to receive funding under section
23 128(b) and section 133(b) as a single consor-
24 tium for the planning region.

1 “(B) FISCAL AGENT.—If the local boards
2 and chief elected officials develop such an
3 agreement—

4 “(i) one of the chief elected officials in
5 the planning region shall designate the fis-
6 cal agent for the consortium;

7 “(ii) the local boards shall develop a
8 memorandum of understanding to jointly
9 administer the activities for the consor-
10 tium; and

11 “(iii) the required activities for local
12 areas under this Act (including the re-
13 quired functions of the local boards de-
14 scribed in section 107(d)) shall apply to
15 such a consortium as a whole and may not
16 be applied separately or differently to the
17 local areas or local boards within such con-
18 sortium.”.

19 (d) SINGLE STATE LOCAL AREAS.—Section 106(d)
20 of the Workforce Innovation and Opportunity Act (29
21 U.S.C. 3121(d)) is amended—

22 (1) by redesignating paragraph (2) as para-
23 graph (3); and

24 (2) by inserting after paragraph (1), the fol-
25 lowing:

1 “(2) NEW DESIGNATION.—

2 “(A) PROCESS.—If, upon a review de-
3 scribed in paragraph (3)(A) or (4)(B) of sub-
4 section (b) of a State described in subparagraph
5 (B) of this paragraph, the Governor of such
6 State determines, after consultation with the
7 State board, that such State should be des-
8 ignated as a single State local area—

9 “(i) the Governor shall propose to the
10 legislature of the State to designate such
11 State as a single State local area;

12 “(ii) in a case in which the majority
13 of the legislature of the State consents to
14 the Governor’s proposed designation—

15 “(I) such designation shall take
16 effect in accordance with subpara-
17 graph (C); and

18 “(II) the Governor shall identify
19 the State as a local area in the State
20 plan; and

21 “(iii) in a case in which in which the
22 majority of the legislature of the State
23 does not so consent to the Governor’s pro-
24 posed designation, the designations of the
25 local areas in the State shall be maintained

1 and shall be subject to the requirements of
2 subsection (b)(4).

3 “(B) STATE DESCRIBED.—A State de-
4 scribed in this subparagraph is a State that—

5 “(i) has not been designated as a sin-
6 gle State local area under paragraph (1);
7 and

8 “(ii)(I) has a population of less than
9 5,100,000, as determined by the last de-
10 cennial census preceding such designation;
11 or

12 “(II) contains 5 or fewer local areas.

13 “(C) EFFECTIVE DATE.—Notwithstanding
14 subsection (b)(2), a designation described in
15 paragraph (A) shall take effect on the later
16 of—

17 “(i) the first day of the third full pro-
18 gram year after the date of enactment of
19 the A Stronger Workforce for America Act;
20 or

21 “(ii) the first day of the first full pro-
22 gram year following the date on which the
23 Governor so designates the State as a sin-
24 gle State local area.

1 “(D) REESTABLISHMENT OF LOCAL
2 AREAS.—

3 “(i) IN GENERAL.—At the end of the
4 5-year period beginning on the date on
5 which a State is designated as a single
6 State local area under subparagraph (A),
7 the Secretary shall notify the Governor of
8 such State if, during such 5-year period,
9 the average of the overall State program
10 scores (as referred to in section 116(f)(2))
11 across the adult and dislocated worker pro-
12 grams and youth programs authorized
13 under chapters 2 and 3 of subtitle B are
14 lower than the average of the State overall
15 program scores across such programs dur-
16 ing the 5-year period ending on the date
17 prior the date on which such State was so
18 designated.

19 “(ii) DETERMINATION AFTER NO-
20 TICE.—

21 “(I) IN GENERAL.—If, after re-
22 ceiving the notice described in clause
23 (i) with respect to a State, the Gov-
24 ernor determines—

1 “(aa) that the designation of
2 the State as a single State local
3 area should be maintained, the
4 Governor shall comply with sub-
5 clause (II) or (III), as appro-
6 priate; or

7 “(bb) that such designation
8 should not be so maintained, the
9 Governor shall reestablish the
10 local areas that comprised the
11 State prior to the designation of
12 the State as a single State local
13 area under subparagraph (A),
14 and such reestablishment shall
15 take effect on the first day of the
16 first full program year after the
17 Governor receives such notice.

18 “(II) REQUIREMENTS FOR MAIN-
19 TAINING DESIGNATION.—A designa-
20 tion described in subclause (I)(aa)
21 with respect to a State may only be so
22 maintained if the Governor—

23 “(aa) not later than 180
24 days after the date on which
25 Governor receives the notice de-

1 scribed in clause (i), issues a
2 public notice of the determination
3 by the Governor that the designa-
4 tion of such State as a single
5 State local area should be main-
6 tained; and

7 “(bb) not later than 1 year
8 after the date on which the Gov-
9 ernor issues such public notice,
10 the Governor receives the consent
11 of a majority of the legislature of
12 the State to so maintain the des-
13 ignation.

14 “(III) FAILURE TO MEET RE-
15 QUIREMENTS.—If the Governor fails
16 to comply with each of the require-
17 ments of subclause (II) with respect
18 to a State—

19 “(aa) a designation de-
20 scribed in subclause (I)(aa) for
21 such State may not be so main-
22 tained; and

23 “(bb) the Governor shall re-
24 establish the local areas that
25 comprised the State prior to the

1 designation of the State as a sin-
2 gle State local area under sub-
3 paragraph (A), and such reestab-
4 lishment shall take effect on the
5 first full program year after the
6 date that is 1 year after the date
7 on which the Governor issues the
8 public notice described in sub-
9 clause (II)(aa) with respect to
10 the State.”.

11 (e) DEFINITION OF “PERFORMED SUCCESS-
12 FULLY”.—Section 106(e)(1) of the Workforce Innovation
13 and Opportunity Act (29 U.S.C. 3121(e)) is amended to
14 read as follows:

15 “(1) PERFORMED SUCCESSFULLY.—The term
16 ‘performed successfully’, used with respect to a local
17 area, means the local area is not subject to correc-
18 tive action as described in section 116(g)(2) on the
19 local performance accountability measures for the
20 most recent year for which data are available pre-
21 ceding the determination of performance under this
22 paragraph.”.

1 **SEC. 116. LOCAL WORKFORCE DEVELOPMENT BOARDS.**

2 (a) MEMBERSHIP.—Section 107(b) of the Workforce
3 Innovation and Opportunity Act (29 U.S.C. 3122(b)) is
4 amended—

5 (1) in paragraph (2)—

6 (A) in subparagraph (B)—

7 (i) by striking “20” and inserting
8 “30”; and

9 (ii) in clause (iv), by striking “out-of-
10 school youth” and inserting “opportunity
11 youth”; and

12 (B) in subparagraph (C)—

13 (i) in clause (i), by inserting after
14 “title II” the following: “(including activi-
15 ties through corrections education pro-
16 grams under such title)”;

17 (ii) in clause (ii), by inserting after
18 “community colleges” the following: “and,
19 as applicable, historically Black colleges
20 and universities (meaning part B institu-
21 tions as defined in section 322 of the
22 Higher Education Act of 1965 (20 U.S.C.
23 1061)), minority-serving institutions
24 (meaning institutions defined in any of
25 paragraphs (1) through (7) of section
26 371(a) of such Act (20 U.S.C.1067q(a)),

1 and Tribal colleges or universities (as such
2 term is defined in section 316(b) of such
3 Act (20 U.S.C. 1059c(b))) and comprehen-
4 sive transition and postsecondary programs
5 for students with intellectual disabilities
6 (as such term is defined in section 760 of
7 the Higher Education Act of 1965 (20
8 U.S.C. 1140)))”;

9 (iii) by adding at the end the fol-
10 lowing:

11 “(iv) may include faculty and staff
12 members working directly with students in
13 providing workforce investment activities
14 through education or training programs
15 that support an industry cluster.”;

16 (2) in paragraph (4)(A)—

17 (A) in clause (ii), by striking “include”
18 and all that follows through the period at the
19 end and inserting the following: “include—

20 “(I) representatives from commu-
21 nity-based organizations and other
22 representatives with professional ex-
23 pertise in youth workforce develop-
24 ment programs and with a dem-

1 onstrated record of success in serving
2 eligible youth;

3 “(II) opportunity youth, includ-
4 ing youth who are individuals with
5 disabilities;

6 “(III) at least one representative
7 of a public or nonprofit agency that
8 serves youth, including juvenile justice
9 and child welfare agencies, and at
10 least one representative of a local pub-
11 lic housing authority;

12 “(IV) for a local area in which a
13 Job Corps campus (as such term is
14 defined in section 142) is located, at
15 least one representative of that cam-
16 pus; and

17 “(V) for a local area in which a
18 center for a YouthBuild program (as
19 such term is defined in section
20 171(b)) is located, at least one rep-
21 resentative of that center.”; and

22 (B) by adding at the end the following:

23 “(iv) A standing committee to provide
24 information and to assist with planning,
25 operational, and other issues relating to

1 the engagement of representatives of the
2 workforce in the local area, which—

3 “(I) shall include at least one
4 representative of local labor organiza-
5 tions or joint labor-management orga-
6 nizations, including at least one rep-
7 resentative of either of such organiza-
8 tions with special interest or expertise
9 in youth workforce readiness or ap-
10 prenticeship and pre-apprenticeship
11 programs that serve youth; and

12 “(II) may include, in a local area
13 with a significant number of dis-
14 located workers (as determined by the
15 local board), at least one representa-
16 tive with special interest or expertise
17 in providing supports for finding edu-
18 cation, training, and employment op-
19 portunities for dislocated workers.

20 “(v) A standing committee to provide
21 information and to assist with planning,
22 operational, and other issues relating to
23 the engagement of educational entities in
24 the local area, which shall include, at a
25 minimum—

1 “(I) at least one representative of
2 a local educational agency that serves
3 students residing in such local area;

4 “(II) at least one representative
5 of institutions of higher education in
6 the local area, including community
7 colleges; and

8 “(III) at least one representative
9 of entities administering education
10 and training activities, including ca-
11 reer and technical education programs
12 or after- school and summer learning
13 programs, in the local area.

14 “(vi) A standing committee to provide
15 information and to assist with planning,
16 operational, and other issues relating to
17 the provision of services to justice- involved
18 individuals, including pre-release edu-
19 cation, training, and career services for
20 such individuals, which shall include—

21 “(I) at least one justice-involved
22 individual; and

23 “(II) representatives from com-
24 munity-based organizations with spe-
25 cial interest or expertise in reentry

1 services for incarcerated and justice-
 2 involved individuals, including at least
 3 one representative of an organization
 4 that is a recipient of a grant under
 5 section 172.”.

6 (b) FUNCTIONS OF LOCAL BOARD.—Section 107(d)
 7 of the Workforce Innovation and Opportunity Act (29
 8 U.S.C. 3122(d)) is amended—

9 (1) in paragraph (2)(A), by striking “section
 10 108(b)(1)(D)” and inserting “108(b)(1)(E)”;

11 (2) in paragraph (3), by inserting “, including,
 12 to the extent practicable, local representatives of the
 13 core programs and the programs described in section
 14 121(b)(1)(B),” after “system stakeholders”;

15 (3) in paragraph (4)—

16 (A) in subparagraph (B), by inserting
 17 “and industry and sector partnerships” after
 18 “intermediaries”;

19 (B) in subparagraph (C), by inserting “,
 20 local educational agencies, community colleges
 21 and other institutions of higher education”
 22 after “economic development entities”; and

23 (C) in subparagraph (D)—

24 (i) by striking “proven” and inserting
 25 “evidence-based”;

1 (ii) by inserting “individual” after
2 “needs of”; and

3 (iii) by inserting “from a variety of in-
4 dustries and occupations” after “and em-
5 ployers”;

6 (4) in paragraph (5), by inserting “and which,
7 to the extent practicable, shall be aligned with career
8 and technical education programs of study (as de-
9 fined in section 3 of the Carl D. Perkins Career and
10 Technical Education Act of 2006 (20 U.S.C.
11 2302(3)) offered within the local area” before the
12 period at the end;

13 (5) in paragraph (6)—

14 (A) in the heading, by striking “PROVEN”
15 and inserting “EVIDENCE-BASED”;

16 (B) in subparagraph (A)—

17 (i) by striking “proven” and inserting
18 “evidence-based”;

19 (ii) by inserting “and covered veterans
20 (as defined in section 4212(a)(3)(A) of
21 title 38, United States Code)” after “em-
22 ployment”; and

23 (iii) by inserting “, and give priority
24 to covered persons in accordance with sec-

1 tion 4215 of title 38, United States Code”

2 after “delivery system”; and

3 (C) in subparagraph (B), by striking

4 “proven” and inserting “evidence-based”;

5 (6) in paragraph (10)(C)—

6 (A) by inserting “, on the State eligible

7 training provider list,” after “identify”; and

8 (B) by inserting “that operate in or are ac-

9 cessible to individuals” after “training serv-

10 ices”; and

11 (7) in paragraph (12)(A), by striking “activi-

12 ties” and inserting “funds allocated to the local area

13 under section 128(b) and section 133(b) for the

14 youth workforce development activities described in

15 section 129 and local employment and training ac-

16 tivities described in section 134(b), and the activi-

17 ties”.

18 (c) LIMITATIONS.—Section 107(g)(1)(D) of the

19 Workforce Innovation and Opportunity Act (29 U.S.C.

20 3122(g)(1)(D)) is amended by striking “needed or” and

21 inserting the following: “, that the local board is failing

22 to meet the requirements for eligible providers of training

23 services under section 122, or”.

1 **SEC. 117. LOCAL PLAN.**

2 Section 108 of the Workforce Innovation and Oppor-
3 tunity Act (29 U.S.C. 3123) is amended—

4 (1) in subsection (a)—

5 (A) by striking “section 102(b)(1)(E)” and
6 inserting “section 102(b)(1)(F); and

7 (B) by striking “shall prepare” and insert-
8 ing “may prepare”; and

9 (2) in subsection (b)—

10 (A) in paragraph (1)—

11 (i) by redesignating subparagraphs
12 (D), (E), and (F) as subparagraphs (E),
13 (F), and (H), respectively;

14 (ii) by inserting the following after
15 subparagraph (C):

16 “(D) a description of—

17 “(i) how the local area will use real-
18 time labor market information to contin-
19 ually assess the economic conditions and
20 workforce trends described in subpara-
21 graphs (A), (B), and (C); and

22 “(ii) how changes in such conditions
23 or trends will be communicated to job-
24 seekers, education and training providers,
25 and employers in the local area;”;

1 (iii) in subparagraph (F), as so redes-
 2 ignated, by striking “and” at the end; and

3 (iv) by inserting after subparagraph
 4 (F), as so redesignated, the following:

5 “(G) an analysis, which may be conducted
 6 in coordination with the State, of the oppor-
 7 tunity youth population in the local area includ-
 8 ing the estimated number of such youth and
 9 any gaps in services for such population from
 10 other existing workforce development activities,
 11 as identified under paragraph (9), and a de-
 12 scription of how the local board will address any
 13 such gaps in services identified in such analysis;
 14 and”;

15 (B) in paragraph (2), by striking “section
 16 102(b)(1)(E)” and inserting “section
 17 102(b)(1)(F);

18 (C) in paragraph (4)—

19 (i) in subparagraph (A)—

20 (I) by striking “and” at the end
 21 of clause (iii); and

22 (II) by adding at the end the fol-
 23 lowing:

24 “(v) carry out any statewide skills-
 25 based initiatives identified in the State

1 plan that promote the use of demonstrated
2 skills and competencies as an alternative to
3 the exclusive use of degree attainment as a
4 requirement for employment or advance-
5 ment in a career; and”; and

6 (ii) in subparagraph (B), by striking
7 “customized training” and inserting “em-
8 ployer-directed skills development”;

9 (D) in paragraph (6)(B), by inserting “,
10 such as the use of affiliated sites” after
11 “means”;

12 (E) in paragraph (9)—

13 (i) by striking “including activities”
14 and inserting the following: “including—

15 “(A) the availability of community based
16 organizations that serve youth primarily during
17 nonschool time hours to carry out activities
18 under section 129;

19 “(B) activities”;

20 (ii) in subparagraph (B), as so redes-
21 ignated—

22 (I) by inserting “or evidence-
23 based” after “successful”; and

24 (II) by adding “and” at the end;

25 and

1 (iii) by adding at the end the fol-
 2 lowing:

3 “(C) the availability of preapprenticeship
 4 and apprenticeship programs serving youth;”;

5 (F) in paragraph (12), by inserting “in-
 6 cluding as described in section 134(c)(2),” after
 7 “system,”; and

8 (G) in paragraph (13), by inserting before
 9 the semicolon at the end the following: “, and
 10 encourage eligible youth who are enrolled in
 11 adult education and literacy activities under
 12 title II to co-enroll in youth workforce invest-
 13 ment activities carried out by the local board,
 14 as appropriate”.

15 **CHAPTER 3—PERFORMANCE** 16 **ACCOUNTABILITY**

17 **SEC. 119. PERFORMANCE ACCOUNTABILITY SYSTEM.**

18 (a) STATE PERFORMANCE ACCOUNTABILITY MEAS-
 19 URES.—

20 (1) PRIMARY INDICATORS OF PERFORMANCE.—

21 Section 116(b)(2)(A) of the Workforce Innovation
 22 and Opportunity Act (29 U.S.C. 3141(b)(2)(A)) is
 23 amended—

24 (A) in clause (i)—

25 (i) in subclause (II)—

1 (I) by striking “fourth” and in-
2 serting “second”; and

3 (II) by inserting “and remain in
4 unsubsidized employment during the
5 fourth quarter after exit from the pro-
6 gram” after “the program”;

7 (ii) in subclause (IV), by striking
8 “secondary school diploma” and inserting
9 “regular high school diploma”;

10 (iii) in subclause (V)—

11 (I) by striking “, during a pro-
12 gram year,”;

13 (II) by striking “are in” and in-
14 serting “enter into”; and

15 (III) by inserting before the
16 semicolon at the end the following:
17 “within 12 months after the quarter
18 in which the participant enters into
19 the education and training program”;
20 and

21 (iv) by amending subclause (VI) to
22 read as follows:

23 “(VI) of the program partici-
24 pants who received training services
25 during a program year, the percentage

1 of such program participants who par-
2 ticipated in on-the-job training, em-
3 ployer-directed skills development, in-
4 cumbent worker training, or an ap-
5 prenticeship.”;

6 (B) in clause (ii)—

7 (i) in subclause (II)—

8 (I) by striking “fourth” and in-
9 serting “second”;

10 (II) by inserting “, and who re-
11 main either in such activities or un-
12 subsidized employment during the
13 fourth quarter after exit from the pro-
14 gram” after “the program”; and

15 (III) by striking “and” at the
16 end;

17 (ii) in subclause (III)—

18 (I) by striking “(VI)” and insert-
19 ing “(V)”; and

20 (II) by striking the period at the
21 end and inserting “; and”; and

22 (iii) by adding at the end the fol-
23 lowing:

24 “(IV) of the program partici-
25 pants who exited the program during

1 a program year, the percentage of
 2 such program participants who com-
 3 pleted, prior to such exit, a work ex-
 4 perience as described in section
 5 129(c)(2)(C).”; and

6 (C) in clause (iii), by striking “secondary
 7 school diploma” and inserting “regular high
 8 school diploma”; and

9 (D) by striking clause (iv).

10 (2) LEVELS OF PERFORMANCE.—Section
 11 116(b)(3)(A) of the Workforce Innovation and Op-
 12 portunity Act (29 U.S.C. 3141(b)(3)(A)) is amend-
 13 ed—

14 (A) by amending clause (iii) to read as fol-
 15 lows:

16 “(iii) IDENTIFICATION IN STATE
 17 PLAN.—

18 “(I) SECRETARIES.—For each
 19 State submitting a State plan, the
 20 Secretary of Labor and the Secretary
 21 of Education shall, not later than
 22 January 15 of the year in which such
 23 State plan is submitted, for the first
 24 2 program years covered by the State
 25 plan, and not later than January 15

1 of the second program year covered by
2 the State plan, for the third and
3 fourth program years covered by the
4 State plan—

5 “(aa) propose to the State
6 expected levels of performance,
7 for each of the corresponding pri-
8 mary indicators of performance
9 for each of the programs de-
10 scribed in clause (ii) for such
11 State, which shall—

12 “(AA) be consistent
13 with the factors listed in
14 clause (v); and

15 “(BB) be proposed in a
16 manner that ensures suffi-
17 cient time is provided for
18 the State to evaluate and re-
19 spond to such proposals; and

20 “(bb) publish, on a public
21 website of the Department of
22 Labor, the statistical model de-
23 veloped under clause (viii) and
24 the methodology used to develop

1 each such expected level of per-
2 formance.

3 “(II) STATES.—Each State
4 shall—

5 “(aa) evaluate each of the
6 expected levels of performance
7 proposed under subclause (I)
8 with respect to such State;

9 “(bb) based on such evalua-
10 tion of each such expected level
11 of performance—

12 “(AA) accept the ex-
13 pected level of performance
14 as so proposed; or

15 “(BB) provide a coun-
16 terproposal for such ex-
17 pected level of performance,
18 including an analysis of how
19 the counterproposal address-
20 es factors or circumstances
21 unique to the State that
22 may not have been ac-
23 counted for in the expected
24 level of performance; and

1 “(cc) include in the State
 2 plan, with respect to each of the
 3 corresponding primary indicators
 4 of performance for each of the
 5 programs described in clause (ii)
 6 for such State—

7 “(AA) the expected
 8 level of performance pro-
 9 posed under subclause (I);

10 “(BB) the counter-
 11 proposal for such proposed
 12 level, if any; and

13 “(CC) the level of per-
 14 formance that is agreed to
 15 under clause (iv).”;

16 (B) in clause (iv)—

17 (i) in subclause (I)—

18 (I) in the second sentence, by
 19 striking “the levels identified in the
 20 State plan under clause (iii) and the
 21 factors described in clause (v)” and
 22 inserting “the factors described in
 23 clause (v) and any counterproposal,
 24 and the analysis provided by the State

1 with such counterproposal, described
 2 in clause (iii)(II)(bb)(BB)”; and

3 (II) in the third sentence, by
 4 striking “incorporated into the State
 5 plan” and inserting “included in the
 6 State plan, as described in clause
 7 (iii)(II)(cc),”; and

8 (ii) in subclause (II)—

9 (I) in the second sentence, by
 10 striking “the factors described in
 11 clause (v)” and inserting “the factors
 12 described in clause (v) and any coun-
 13 terproposal, and the analysis provided
 14 by the State with such counter-
 15 proposal, described in clause
 16 (iii)(II)(bb)(BB)”; and

17 (II) in the third sentence, by
 18 striking “incorporated into the State
 19 plan” and inserting “included in the
 20 State plan, as described in clause
 21 (iii)(II)(cc),”; and

22 (C) in clause (v)(II)—

23 (i) in the matter preceding item (aa),
 24 by striking “based on” and inserting
 25 “based on each consideration that is found

1 to be predictive of performance on an indi-
 2 cator for a program and consists of”; and
 3 (ii) in item (bb), by striking “ex-of-
 4 fender status, and welfare dependency”
 5 and inserting “justice-involved individual
 6 status, foster care status, school status,
 7 education level, highest grade level com-
 8 pleted, low-income status, and receipt of
 9 public assistance”.

10 (b) PERFORMANCE REPORTS.—Section 116(d) of the
 11 Workforce Innovation and Opportunity Act (29 U.S.C.
 12 3141(d)) is amended—

13 (1) by amending paragraph (1) to read as fol-
 14 lows:

15 “(1) IN GENERAL.—

16 “(A) TEMPLATES FOR PERFORMANCE RE-
 17 PORTS.—Not later than 12 months after the
 18 date of enactment of the A Stronger Workforce
 19 for America Act, the Secretary of Labor, in
 20 conjunction with the Secretary of Education,
 21 shall develop, or review and modify, as appro-
 22 priate, to comply with the requirements of this
 23 subsection, the templates for performance re-
 24 ports that shall be used by States (including by
 25 States on behalf of eligible providers of training

1 services under section 122) and local areas to
2 produce a report on outcomes achieved by the
3 core programs. In developing, or reviewing and
4 modifying, such templates, the Secretary of
5 Labor, in conjunction with the Secretary of
6 Education, shall take into account the need to
7 maximize the value of the templates for work-
8 ers, jobseekers, employers, local elected officials,
9 State officials, Federal policymakers, and other
10 key stakeholders.

11 “(B) STANDARDIZED REPORTING.—In de-
12 veloping, or reviewing and modifying, the tem-
13 plates under subparagraph (A), the Secretary of
14 Labor, in conjunction with the Secretary of
15 Education, shall ensure that States and local
16 areas, in producing performance reports for
17 core programs and eligible providers of training
18 services, collect and report information on com-
19 mon data elements—

20 “(i) in a comparable and uniform for-
21 mat; and

22 “(ii) using terms that are assigned
23 identical meanings across all such reports.

1 “(C) ADDITIONAL REPORTING.—The Sec-
2 retary of Labor, in conjunction with the Sec-
3 retary of Education—

4 “(i) in addition to the information on
5 the common data elements, may require
6 additional information with respect to any
7 core program as necessary for effective re-
8 porting; and

9 “(ii) shall periodically review any such
10 requirement for additional information to
11 ensure the requirement is necessary and
12 does not impose an undue reporting bur-
13 den.

14 “(D) PRIVACY.—The Secretary of Labor,
15 in conjunction with the Secretary of Education,
16 shall ensure subparagraph (B) is carried out in
17 a manner that protects and promotes individual
18 privacy and data security, in accordance with
19 applicable Federal privacy laws.

20 “(E) ACCESS TO WAGE RECORDS.—

21 “(i) ACCESS.—A State may facilitate
22 for a local area that meets the require-
23 ments of clause (ii), for the sole purpose of
24 fulfilling the reporting requirements under
25 this subsection, access to the quarterly

1 wage records (excluding such records made
2 available by any other State) of program
3 participants in the local area.

4 “(ii) PRIVACY PROTECTIONS.—To re-
5 ceive access to such quarterly wage
6 records, the local area shall have dem-
7 onstrated to the State the ability to com-
8 ply, and agree to comply, with all applica-
9 ble Federal and State requirements relat-
10 ing to the access and use of such quarterly
11 wage records, including requirements relat-
12 ing to data privacy and cybersecurity.”;

13 (2) in paragraph (2)—

14 (A) in subparagraph (B), by inserting “,
15 and aggregated to compare those levels of per-
16 formance for all individuals with barriers to em-
17 ployment with those levels of performance for
18 all other individuals” before the semicolon at
19 the end;

20 (B) in subparagraphs (D) and (F), by
21 striking “career and training services, respec-
22 tively” and inserting “career services, training
23 services, and supportive services, respectively”;

24 (C) by redesignating subparagraphs (J)
25 through (L) as subparagraphs (K) through (M),

1 respectively and inserting after subparagraph
2 (I) the following:

3 “(J) the median earnings gain of partici-
4 pants who received training services, calculated
5 as the median value of the difference between—

6 “(i) participant earnings in unsub-
7 sidized employment during the 4 quarters
8 after program exit; and

9 “(ii) participant earnings in the 4
10 quarters prior to entering the program;”;
11 and

12 (D) in subparagraph (L), as so redesign-
13 nated—

14 (i) by striking clause (ii); and

15 (ii) by striking “strategies for pro-
16 grams” and all that follows through “the
17 performance”, and inserting “strategies for
18 programs, the performance”;

19 (3) in paragraph (3)—

20 (A) in subparagraph (A), by striking “(L)”
21 and inserting “(M)”;

22 (B) in subparagraph (B), by striking
23 “and” at the end;

24 (C) by redesignating subparagraph (C) as
25 subparagraph (F); and

1 (D) by inserting after subparagraph (B)
 2 the following:

3 “(C) the percentage of the local area’s allo-
 4 cation under section 133(b) that the local area
 5 spent on services paid for through an individual
 6 training account described in section
 7 134(c)(3)(F)(iii) or a training contract de-
 8 scribed in section 134(c)(3)(G)(ii);

9 “(D) the percentage of the local area’s al-
 10 location under section 133(b) that the local
 11 area spent on supportive services;

12 “(E) the percentage of the local area’s al-
 13 location under section 133(b), if any, that is
 14 spent on incumbent worker training,
 15 disaggregated by whether the amount so spent
 16 was spent on the provision of incumbent worker
 17 training through contracts or through incum-
 18 bent worker upskilling accounts described in
 19 section 134(d)(4)(E); and”;

20 (4) by amending paragraph (4) to read as fol-
 21 lows:

22 “(4) CONTENTS OF ELIGIBLE TRAINING PRO-
 23 VIDERS PERFORMANCE REPORT.—

24 “(A) IN GENERAL.—The State shall use
 25 the information submitted by the eligible pro-

1 viders of training services under section 122
2 and administrative records, including quarterly
3 wage records, of the participants of the pro-
4 grams offered by the providers to produce a
5 performance report on the eligible providers of
6 training services in the State, which shall in-
7 clude, subject to paragraph (6)(C)—

8 “(i) with respect to each program of
9 study (or the equivalent) of a provider on
10 the list described in section 122(d)—

11 “(I) information specifying the
12 levels of performance achieved with
13 respect to the primary indicators of
14 performance described in subclauses
15 (I) through (IV) of subsection
16 (b)(2)(A)(i) with respect to all individ-
17 uals engaging in the program of study
18 (or the equivalent); and

19 “(II) the total number of individ-
20 uals exiting from the program of
21 study (or the equivalent),
22 disaggregated by whether such indi-
23 viduals completed the program of
24 study (or equivalent); and

1 “(ii) with respect to all eligible pro-
2 viders of training services under section
3 122—

4 “(I) the total number of partici-
5 pants who received training services
6 through each adult and dislocated
7 worker program authorized under
8 chapter 3 of subtitle B, disaggregated
9 by the type of entity that provided the
10 training services, during the most re-
11 cent program year and the 3 pre-
12 ceding program years;

13 “(II) the total number of partici-
14 pants who exited from training serv-
15 ices, disaggregated by the type of en-
16 tity that provided the training serv-
17 ices, and by whether such participants
18 completed the training services, dur-
19 ing the most recent program year and
20 the 3 preceding program years;

21 “(III) the average cost per par-
22 ticipant for the participants who re-
23 ceived training services, disaggregated
24 by the type of entity that provided the
25 training, during the most recent pro-

1 gram year and the 3 preceding pro-
2 gram years;

3 “(IV) the average of the per-pro-
4 gram ratios of median earnings in-
5 crease for a participant to the total
6 cost of the provider’s program, as de-
7 scribed in section 122(b)(5)(B)(i)(III)
8 for the participant; and

9 “(V) the number of individuals
10 with barriers to employment served by
11 each adult and dislocated worker pro-
12 gram authorized under chapter 3 of
13 subtitle B, disaggregated by each sub-
14 population of such individuals, and by
15 race, ethnicity, sex, and age; and

16 “(iii) to the extent practicable, with
17 respect to each recognized postsecondary
18 credential on the list of credentials award-
19 ed by eligible providers in the State de-
20 scribed in section 122(d)(2)—

21 “(I) information specifying the
22 levels of performance achieved with
23 respect to the primary indicators of
24 performance described in subclauses
25 (I) through (IV) of subsection

1 (b)(2)(A)(i) for all participants in the
2 State receiving such credential; and

3 “(II) information specifying the
4 levels of performance achieved with
5 respect to the primary indicators of
6 performance described in subclauses
7 (I) through (IV) of subsection
8 (b)(2)(A)(i) for participants in the
9 State receiving such credential who
10 are individuals with barriers to em-
11 ployment, disaggregated by each sub-
12 population of such individuals, and by
13 race, ethnicity, sex, and age.”; and

14 (5) in paragraph (6)—

15 (A) by amending subparagraph (A) to read
16 as follows:

17 “(A) STATE PERFORMANCE REPORTS.—
18 The Secretary of Labor and the Secretary of
19 Education shall annually make available the
20 performance reports for States containing the
21 information described in paragraph (2), which
22 shall include making such reports available—

23 “(i) digitally using transparent,
24 linked, open, and interoperable data for-
25 mats that are human readable and ma-

chine actionable such that the data from
these reports—

“(I) are easily understandable;

and

“(II) can be easily included in

web-based tools and services sup-

porting search, discovery, comparison,

analysis, navigation, and guidance;

“(ii) in a printable format; and

“(iii) in multiple languages, to the ex-
tent practicable.”;

(B) in subparagraph (B)—

(i) by striking “(including by elec-
tronic means), in an easily understandable
format,”; and

(ii) by adding at the end the fol-
lowing: “The Secretary of Labor and the
Secretary of Education shall include, on
the website where the State performance
reports are required under subparagraph
(A) to be made available, a link to local
area performance reports and the eligible
provider of training services report for
each State. Such reports shall be made

1 available in each of the formats described
2 in subparagraph (A).”; and

3 (C) by adding at the end the following:

4 “(E) RULE OF CONSTRUCTION.—Nothing
5 in this subsection shall be construed to require
6 the retroactive collection of information, from
7 program years prior to the effective date de-
8 scribed in section 502(a)(1) of the A Stronger
9 Workforce for America Act, that was not re-
10 quired under this subsection prior to that effec-
11 tive date.”.

12 (c) EVALUATION OF STATE PROGRAMS.—Section
13 116(e) of the Workforce Innovation and Opportunity Act
14 (29 U.S.C. 3141(e)) is amended—

15 (1) in paragraph (1)—

16 (A) in the first sentence, by striking “shall
17 conduct ongoing” and inserting “shall use data
18 to conduct analyses and ongoing”; and

19 (B) in the second sentence, by striking
20 “conduct the” and inserting “conduct such
21 analyses and”; and

22 (2) in paragraph (2), by adding “A State may
23 use various forms of analysis, such as machine
24 learning or other advanced analytics, to improve pro-

1 gram operations and outcomes and to identify areas
2 for further evaluation.” at the end.

3 (d) SANCTIONS FOR STATE FAILURE TO MEET
4 STATE PERFORMANCE ACCOUNTABILITY MEASURES.—
5 Section 116(f) of the Workforce Innovation and Oppor-
6 tunity Act (29 U.S.C. 3141(f)) is amended to read as fol-
7 lows:

8 “(f) SANCTIONS FOR STATE FAILURE TO MEET
9 STATE PERFORMANCE ACCOUNTABILITY MEASURES.—

10 “(1) TARGETED SUPPORT AND ASSISTANCE.—

11 “(A) IN GENERAL.—If a State fails to
12 meet 80 percent of the State adjusted level of
13 performance for an indicator described in sub-
14 section (b)(2)(A) (referred to in the regulations
15 carrying out this section as an ‘individual indi-
16 cator score’) for a core program for any pro-
17 gram year, the Secretary of Labor and the Sec-
18 retary of Education shall provide technical as-
19 sistance.

20 “(B) SANCTIONS.—

21 “(i) IN GENERAL.—If the State fails
22 in the manner described in subclause (I) or
23 (II) of clause (ii) with respect to the pro-
24 gram year specified in that subclause, the
25 percentage of each amount that could (in

1 the absence of this subsection) be reserved
2 by the Governor under section 128(a)(1)
3 for the immediately succeeding program
4 year shall be reduced by 5 percent and an
5 amount equivalent to the amount reduced
6 shall be returned to the Secretary of Labor
7 until such date as the Secretary of Labor
8 or the Secretary of Education, as appro-
9 priate, determines that the State meets the
10 State adjusted level of performance, in the
11 case of a failure described in clause (ii)(II),
12 or has submitted the reports for the appro-
13 priate program years, in the case of a fail-
14 ure described in clause (ii)(I).

15 “(ii) FAILURES.—A State shall be
16 subject to clause (i)—

17 “(I) if (except in the case of ex-
18 ceptional circumstances as determined
19 by the Secretary of Labor or the Sec-
20 retary of Education, as appropriate),
21 such State fails to submit a report
22 under subsection (d) for any program
23 year; or

1 “(II) for a failure under subpara-
2 graph (A) that has continued for a
3 second consecutive program year.

4 “(2) COMPREHENSIVE SUPPORT AND ASSIST-
5 ANCE.—

6 “(A) IN GENERAL.—If a State fails to
7 meet an average of 90 percent of the State ad-
8 justed levels of performance for a single core
9 program across all indicators of performance
10 (referred to in the regulations carrying out this
11 section as an ‘overall State program score’) for
12 any program year, or if a State fails to meet an
13 average of 90 percent of the State adjusted lev-
14 els of performance for a single indicator of per-
15 formance across all core programs (referred to
16 in the regulations carrying out this section as
17 an ‘overall State indicator score’) for any pro-
18 gram year, the Secretary of Labor and the Sec-
19 retary of Education shall provide technical as-
20 sistance, as described and authorized under sec-
21 tion 168(b), including assistance in the develop-
22 ment of a comprehensive performance improve-
23 ment plan.

24 “(B) SECOND CONSECUTIVE YEAR FAIL-
25 URE.—If such failure under subparagraph (A)

continues for a second consecutive program year, the percentage of each amount that could (in the absence of this subsection) be reserved by the Governor under section 128(a)(1) for the immediately succeeding program year shall be reduced by 8 percent and an amount equivalent to the amount reduced shall be returned to the Secretary of Labor until such date as the Secretary of Labor or the Secretary of Education, as appropriate, determines that the State meets such State adjusted levels of performance.

“(3) LIMITATION.—The total reduction under this subsection to the percentage of each amount that could (in the absence of this subsection) be reserved by the Governor under section 128(a)(1) may not exceed 10 percent for a program year.

“(4) REALLOTMENT OF REDUCTIONS.—

“(A) IN GENERAL.—The amounts available for reallocation for a program year shall be reallocated to a State (in this paragraph referred to as an ‘eligible State’) that—

“(i) was not subject to a reduction of funds under paragraph (1)(B) or paragraph (2)(B) of this subsection for such program year;

1 “(ii) in the case of amounts available
2 under section 127(b)(1)(C), was 1 of the 5
3 States that achieved, in the most recent
4 program year, the greatest increase from
5 the prior year to the average of the State’s
6 adjusted levels of performance across all
7 indicators of performance for the youth
8 program under chapter 2 of subtitle B;

9 “(iii) in the case of amounts available
10 under section 132(b)(1)(B), was 1 of the 5
11 States that achieved, in the most recent
12 program year, the greatest increase from
13 the prior year to the average of the State’s
14 adjusted levels of performance across all
15 indicators of performance for the adult
16 program under chapter 3 of subtitle B;
17 and

18 “(iv) in the case of amounts available
19 under section 132(b)(2)(B), was 1 of the 5
20 States that achieved, in the most recent
21 program year, the greatest increase from
22 the prior year to the average of the State’s
23 adjusted levels of performance across all
24 indicators of performance for the dis-

1 located worker program under chapter 3 of
2 subtitle B.

3 “(B) AMOUNTS AVAILABLE FOR REALLOT-
4 MENT.—In this paragraph, the term ‘amounts
5 available for reallocation for a program year’
6 means the amounts available under section
7 127(b)(1)(C) and paragraphs (1)(B) and (2)(B)
8 of section 132(b) for such program year which
9 could (in the absence of the requirements to re-
10 turn funds of paragraph (1)(B) or paragraph
11 (2)(B) of this subsection) have otherwise been
12 reserved under section 128(a)(1) by a Governor
13 of a State for such program year.

14 “(C) REALLOTMENT AMOUNTS.—In mak-
15 ing reallocations under subparagraph (A) for a
16 program year to eligible States, the Secretary
17 shall allot to each eligible State—

18 “(i) in the case of amounts available
19 under section 127(b)(1)(C), an amount
20 based on the relative amount of the allot-
21 ment made (before the reallocations under
22 this paragraph are made) to such eligible
23 State under section 127(b)(1)(C) for such
24 program year, compared to the total allot-
25 ments made (before the reallocations under

1 this paragraph are made) to all eligible
2 States under section 127(b)(1)(C) for such
3 program year;

4 “(ii) in the case of amounts available
5 under paragraph (1)(B) of section 132(b),
6 an amount based on the relative amount of
7 the allotment made (before the realloc-
8 ments under this paragraph are made) to
9 such eligible State under paragraph (1)(B)
10 of section 132(b) for such program year,
11 compared to the total allotments made (be-
12 fore the reallocations under this paragraph
13 are made) to all eligible States under para-
14 graph (1)(B) of section 132(b) for such
15 program year; and

16 “(iii) in the case of amounts available
17 under paragraph (2)(B) of section 132(b),
18 an amount based on the relative amount of
19 the allotment made (before the realloc-
20 ments under this paragraph are made) to
21 such eligible State under paragraph (2)(B)
22 of section 132(b) for such program year,
23 compared to the total allotments made (be-
24 fore the reallocations under this paragraph
25 are made) to all eligible States under para-

1 graph (2)(B) of section 132(b) for such
2 program year.”.

3 (e) SANCTIONS FOR LOCAL AREA FAILURE TO MEET
4 LOCAL PERFORMANCE ACCOUNTABILITY MEASURES.—
5 Section 116(g) of the Workforce Innovation and Oppor-
6 tunity Act (29 U.S.C. 3141(g)) is amended—

7 (1) in paragraph (1)—

8 (A) by inserting “80 percent of the” before
9 “local performance”; and

10 (B) by striking “local performance ac-
11 countability measures established under sub-
12 section (c)” and inserting “local level of per-
13 formance established under subsection (c) for
14 an indicator of performance described in sub-
15 section (b)(2)(A) for a single program, an aver-
16 age of 90 percent of the local levels of perform-
17 ance across all such indicators for a single pro-
18 gram, or an average of 90 percent of the local
19 levels of performance for a single such indicator
20 across all programs,”; and

21 (2) in paragraph (2)—

22 (A) by amending subparagraph (A) to read
23 as follows:

1 “(A) IN GENERAL.—If such failure con-
2 tinues, the Governor shall take corrective ac-
3 tions, which shall include—

4 “(i) in the case of such failure, as de-
5 scribed in paragraph (1), for a second con-
6 secutive year, on any single indicator,
7 across indicators for a single program, or
8 on a single indicator across programs, a 5-
9 percent reduction in the amount that
10 would (in the absence of this clause) be al-
11 located to the local area for the imme-
12 diately succeeding program year under
13 chapter 2 or 3 of subtitle B for the pro-
14 gram subject to the performance failure;

15 “(ii) in the case of such failure, as de-
16 scribed in paragraph (1), for a third con-
17 secutive year, the development of a reorga-
18 nization plan through which the Governor
19 shall—

20 “(I) require the appointment and
21 certification of a new local board, con-
22 sistent with the criteria established
23 under section 107(b);

24 “(II) prohibit the use of one-stop
25 delivery system contractors or service

1 providers identified as achieving a
 2 poor level of performance; and

3 “(III) redesignate a local area
 4 (which may include merging a local
 5 area with another local area), if the
 6 Governor determines that the likely
 7 cause of such continued performance
 8 failure of a local area is due to such
 9 local area’s designation being granted
 10 without the appropriate consideration
 11 of parameters described under section
 12 106(b)(1)(B); or

13 “(iii) taking another significant action
 14 determined appropriate by the Governor.”;

15 (B) in subparagraph (B)(i), by inserting
 16 “(ii)” after “subparagraph (A)”; and

17 (C) by adding at the end the following:

18 “(D) REALLOCATION OF REDUCTIONS.—

19 With respect to any amounts available to carry
 20 out section 128(b), paragraph (2)(A) or (3) of
 21 section 133(b), and section 133(b)(2)(B) to a
 22 Governor for a program year which would (in
 23 the absence of subparagraph (A)(i)) have other-
 24 wise been allocated by such Governor to a local
 25 area (referred to individually in this subpara-

graph as an ‘unallocated amount’) for such program year—

“(i) 10 percent of those 3 unallocated amounts shall be reserved by the Governor to provide technical assistance to local areas within the State that were subject to a reduction of allocation amounts pursuant to subparagraph (A)(i) for such program year; and

“(ii) the amounts remaining after the reservations under clause (i) shall be re-allocated by the Governor, to the local areas within the State that were not subject to a reduction of allocation amounts pursuant to subparagraph (A)(i) for such program year, in a manner determined by the Governor, which may take into consideration the extent to which local areas serve a significant number, as determined by the Governor, of individuals with barriers to employment.”.

(f) ESTABLISHING PAY-FOR-PERFORMANCE CONTRACT STRATEGY INCENTIVES.—Section 116(h) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3141(h)) is amended by striking “non-Federal funds” and

1 inserting “not more than 5 percent of the funds reserved
2 under section 128(a)(1)”.

3 (g) INFORMATION AND TECHNICAL ASSISTANCE.—
4 Section 116 of the Workforce Innovation and Opportunity
5 Act (29 U.S.C. 3141) is amended—

6 (1) by redesignating subsection (i) as subsection
7 (j); and

8 (2) by inserting after subsection (h) the fol-
9 lowing:

10 “(i) INFORMATION AND TECHNICAL ASSISTANCE.—
11 Beginning not later than 12 months after the date of en-
12 actment of the A Stronger Workforce for America Act,
13 the Secretary of Labor shall hold meetings with each State
14 board and State agency that administers a core program,
15 and that requests such a meeting, to provide information
16 and technical assistance concerning the performance ac-
17 countability measures established in accordance with sub-
18 section (b), and related requirements for States under this
19 section.”.

20 (h) FISCAL AND MANAGEMENT ACCOUNTABILITY IN-
21 FORMATION SYSTEMS.—Section 116(j) of the Workforce
22 Innovation and Opportunity Act (29 U.S.C. 3141(j)), as
23 so redesignated, is amended—

24 (1) in the first sentence of paragraph (2), by
25 inserting “, and may use information provided from

1 the National Directory of New Hires in accordance
2 with section 453(j)(8) of the Social Security Act (42
3 U.S.C. 653(j)(8))” after “State law”;

4 (2) by redesignating paragraph (3) as para-
5 graph (4); and

6 (3) by inserting after paragraph (2) the fol-
7 lowing:

8 “(3) DESIGNATED ENTITY.—The Governor
9 shall designate a State agency (or appropriate State
10 entity) to assist in carrying out the performance re-
11 porting requirements of this section for core pro-
12 grams and eligible providers of training services.
13 The designated State agency (or appropriate State
14 entity) shall be responsible for—

15 “(A) facilitating data matches using quar-
16 terly wage record information, including wage
17 record information made available by other
18 States, to measure employment and earnings
19 outcomes;

20 “(B) notifying State agencies that admin-
21 ister core programs and eligible providers of
22 training services of the State’s procedures for
23 data validation and reliability, as described in
24 subsection (d)(5); and

1 “(C) protection against disaggregation that
 2 would violate applicable privacy standards, as
 3 described in subsection (d)(6)(C).”.

4 (i) IMPLEMENTATION OF PERFORMANCE ACCOUNT-
 5 ABILITY MEASURES.—Section 116 of the Workforce Inno-
 6 vation and Opportunity Act (29 U.S.C. 3141) is amended
 7 by adding at the end the following:

8 “(k) IMPLEMENTATION OF PERFORMANCE ACCOUNT-
 9 ABILITY MEASURES.—Not later than 12 months after the
 10 date of enactment of the A Stronger Workforce for Amer-
 11 ica Act, the Secretary of Labor and the Secretary of Edu-
 12 cation shall fully implement the requirements of this sec-
 13 tion for programs described in subsection (b)(3)(A)(iv), in-
 14 cluding—

15 “(1) developing and disseminating the objective
 16 statistical adjustment model described in subsection
 17 (b)(3)(A)(viii) and using the model as described in
 18 subsection (b)(3)(A)(viii) for each program; and

19 “(2) notifying the State agencies carrying out
 20 such programs of the performance accountability
 21 measures established under this section, of the re-
 22 porting and evaluation requirements for such pro-
 23 grams, and of the sanctions requirements for pro-
 24 grams that fail to meet State adjusted levels of per-
 25 formance under subsection (b)(3)(A)(iv).”.

1 **Subtitle C—Workforce Investment**
 2 **Activities and Providers**

3 **CHAPTER 1—WORKFORCE INVESTMENT**
 4 **ACTIVITIES AND PROVIDERS**

5 **SEC. 121. ESTABLISHMENT OF ONE-STOP DELIVERY SYS-**
 6 **TEMS.**

7 (a) ONE-STOP PARTNERS.—Section 121(b) of the
 8 Workforce Innovation and Opportunity Act (29 U.S.C.
 9 3151(b)) is amended—

10 (1) in paragraph (1)—

11 (A) in subparagraph (B)—

12 (i) in clause (xi), by inserting “and”
 13 at the end;

14 (ii) by striking clause (xii); and

15 (iii) by redesignating clause (xiii) as
 16 clause (xii); and

17 (B) in subparagraph (C), by striking “sub-
 18 paragraph (B)(xiii)” and inserting “subpara-
 19 graph (B)(xii)”; and

20 (2) in paragraph (2)—

21 (A) in subparagraph (A), by striking
 22 “With” and inserting “At the direction of the
 23 Governor or with”; and

24 (B) in subparagraph (B)—

1 (i) in clause (vi), by striking “and” at
2 the end;

3 (ii) by redesignating clause (vii) as
4 clause (viii);

5 (iii) by inserting after clause (vi) the
6 following:

7 “(vii) any applicable economic devel-
8 opment and workforce development pro-
9 grams carried out in the State—

10 “(I) by the Economic Develop-
11 ment Administration;

12 “(II) under Public Law 117–167
13 (commonly known as the ‘CHIPS and
14 Science Act of 2022’);

15 “(III) under the Infrastructure
16 Investment and Jobs Act (Public Law
17 117–58); or

18 “(IV) under Public Law 117–168
19 (commonly known as the ‘Inflation
20 Reduction Act of 2022’); and”; and

21 (iv) in clause (viii), as so redesign-
22 nated—

23 (I) by inserting “opportunity
24 youth services,” after “education,”;
25 and

1 (II) by inserting “, by commu-
2 nity-based organizations,” after “li-
3 braries”.

4 (b) MEMORANDUM OF UNDERSTANDING.—Section
5 121(c)(2)(A)(iv) of the Workforce Innovation and Oppor-
6 tunity Act (29 U.S.C. 3151(c)(2)(A)(iv)) is amended by
7 striking “access to services, including access to technology
8 and materials, made” and inserting “access or referral to
9 services, including access or referral to technology, mate-
10 rials, and other supportive services, made”.

11 (c) ONE-STOP OPERATORS.—Section 121(d) of the
12 Workforce Innovation and Opportunity Act (29 U.S.C.
13 3151(d)) is amended—

14 (1) in paragraph (1), by striking “paragraphs
15 (2) and (3)” and inserting “paragraphs (2) and
16 (5)”;

17 (2) in paragraph (2)(B)—

18 (A) in the matter preceding clause (i), by
19 inserting “(including effectiveness in serving in-
20 dividuals with barriers to employment)” after
21 “demonstrated effectiveness”;

22 (B) in clause (i), by inserting after “edu-
23 cation” the following: “or an area career and
24 technical education school”;

25 (C) in clause (v), by striking “and”;

1 (D) by redesignating clause (vi) as clause
2 (viii);

3 (E) by inserting after clause (v) the fol-
4 lowing:

5 “(vi) a public library;

6 “(vii) a local board that meets the re-
7 quirements of paragraph (4); and”; and

8 (F) in clause (viii), as so redesignated, by
9 inserting after “labor organization” the fol-
10 lowing: “or joint labor-management organiza-
11 tion”;

12 (3) by redesignating paragraphs (3) and (4) as
13 paragraphs (5) and (6), respectively; and

14 (4) by inserting after paragraph (2) the fol-
15 lowing:

16 “(3) RESPONSIBILITIES.—

17 “(A) IN GENERAL.—In operating a one-
18 stop delivery system referred to in subsection
19 (e), a one-stop operator—

20 “(i) shall—

21 “(I) manage the physical and vir-
22 tual infrastructure and operations of
23 the one-stop delivery system in the
24 local area;

1 “(II) facilitate coordination
2 among the one-stop partners in such
3 one-stop delivery system; and

4 “(III) take the necessary steps to
5 ensure efficient and effective service
6 delivery for individuals served by the
7 one-stop delivery system, including in-
8 dividuals with barriers to employment;
9 and

10 “(ii) may, subject to the requirements
11 under subparagraph (B), directly provide
12 services to job seekers and employers.

13 “(B) INTERNAL CONTROLS.—In a case in
14 which a one-stop operator seeks to operate as a
15 service provider pursuant to subparagraph
16 (A)(ii), the local board shall establish internal
17 controls (which shall include written policies
18 and procedures)—

19 “(i) with respect to the competition in
20 which the one-stop operator will compete to
21 be selected as such service provider, and
22 the subsequent oversight, monitoring, and
23 evaluation of the performance of such one-
24 stop operator as such service provider; and

25 “(ii) which—

1 “(I) require compliance with—
2 “(aa) relevant Office of
3 Management and Budget circu-
4 lars relating to conflicts of inter-
5 est; and
6 “(bb) any applicable State
7 conflict of interest policy; and
8 “(II) prohibit a one-stop operator
9 from developing, managing, or con-
10 ducting the competition in which the
11 operator intends to compete to be se-
12 lected as a service provider.

13 “(4) LOCAL BOARDS AS ONE-STOP OPERA-
14 TORS.—Subject to approval from the chief elected
15 official and Governor and in accordance with any
16 other eligibility criteria established by the State, a
17 local board may serve as a one-stop operator, if the
18 local board—
19 “(A) enters into a written agreement with
20 the chief elected official that clarifies how the
21 local board will carry out the functions and re-
22 sponsibilities as a one-stop operator in a man-
23 ner that complies with the appropriate internal
24 controls to prevent any conflicts of interest,

1 which shall include how the local board, while
2 serving as a one-stop operator, will—

3 “(i) comply with the relevant Office of
4 Management and Budget circulars relating
5 to conflicts of interest; and

6 “(ii) any applicable State conflict of
7 interest policy; and

8 “(B) complies with the other applicable re-
9 quirements of this subsection.”.

10 (d) ONE-STOP DELIVERY.—Section 121(e) of the
11 Workforce Innovation and Opportunity Act (29 U.S.C.
12 3151(e)) is amended—

13 (1) in paragraph (1)—

14 (A) by redesignating subparagraphs (D)
15 and (E) as subparagraphs (E) and (F), respec-
16 tively; and

17 (B) by inserting after subparagraph (C)
18 the following:

19 “(D) provide referrals to supportive serv-
20 ices, to the extent practicable;”;

21 (2) in paragraph (2)—

22 (A) in subparagraph (A), to read as fol-
23 lows:

24 “(A) shall make each of the programs,
25 services (meaning a referral in the case of sup-

portive services, for the purposes of this paragraph), and activities described in paragraph (1) available—

“(i) at not less than 1 physical or virtual center for each local area of the State, except that, in the case of 1 or more local areas that share at least 1 common border, each such local area may share—

“(I) a virtual center if the local area complies with subparagraph (E);
or

“(II) a physical center, if such center is located in a location that promotes accessibility to services for individuals residing in all such local areas served by the center; and

“(ii) in a manner that is designed to promote efficiency, coordination, quality, and accessibility for individuals with barriers to employment, as determined by the local board, in the delivery of such programs, services, and activities;”;

(B) in subparagraph (B)(i), by inserting after “affiliated sites” the following: “(such as

1 a site of any of the entities described in sub-
2 section (d)(2)(B))”;

3 (C) in subparagraph (C)—

4 (i) by inserting after “centers” the
5 following: “(which may be virtual or phys-
6 ical centers)”;

7 (ii) by striking “and” at the end;

8 (D) in subparagraph (D)—

9 (i) by striking “as applicable and
10 practicable, shall” and inserting “in the
11 case of a one-stop delivery system that is
12 making each of the programs, services, and
13 activities described in paragraph (1) acces-
14 sible at not less than 1 physical center, as
15 described in subparagraph (A)(i)(II), shall,
16 as applicable and practicable,”;

17 (ii) by striking the period at the end
18 and inserting “, and local areas that share
19 at least 1 common border may coordinate
20 in making such programs, services, and ac-
21 tivities accessible through electronic means
22 through such a one-stop delivery system;
23 and”;

24 (E) by inserting after subparagraph (D)
25 the following:

1 “(E) in the case of a one-stop delivery sys-
2 tem that is making each of the programs, serv-
3 ices, and activities accessible through electronic
4 means, as described in subparagraph (A)(i)(I),
5 shall have not fewer than 2 affiliated sites (not
6 fewer than 1 of which will have not fewer than
7 1 professional staff member) with a physical lo-
8 cation where individuals can access, virtually,
9 each of the programs, services, and activities
10 described in paragraph (1) that are virtually ac-
11 cessible.”; and

12 (3) in paragraph (4), by inserting after the first
13 sentence the following: “The system identifier shall
14 be prominently and visibly displayed at each com-
15 prehensive and specialized one-stop center operated
16 by the one-stop delivery system, including physical
17 and virtual centers identified in paragraph (2)(A),
18 and the sites and centers described in subparagraphs
19 (B) through (E) of paragraph (2).”.

20 (e) CERTIFICATION AND IMPROVEMENT CRITERIA.—
21 Section 121(g)(2)(A) of the Workforce Innovation and
22 Opportunity Act (29 U.S.C. 3151(g)(2)(A)) is amended
23 by striking “under subsections (h)(1)” and inserting
24 “under subsections (h)(1)(C)”.

1 (f) FUNDING OF ONE-STOP INFRASTRUCTURE.—Sec-
 2 tion 121(h) of the Workforce Innovation and Opportunity
 3 Act (29 U.S.C. 3151(h)) is amended—

4 (1) by striking paragraph (1);

5 (2) by redesignating paragraphs (2) and (3) as
 6 paragraphs (1) and (2), respectively;

7 (3) in paragraph (1), as so redesignated—

8 (A) by amending subparagraph (B) to read
 9 as follows:

10 “(B) PARTNER CONTRIBUTIONS.—Subject
 11 to subparagraph (D), the covered portions of
 12 funding for a fiscal year shall be provided to
 13 the Governor from the programs described in
 14 subsection (b)(1) to pay the costs of infrastruc-
 15 ture of one-stop centers in local areas of the
 16 State.”;

17 (B) in subparagraph (C)(i)—

18 (i) by striking “for funding pursuant
 19 to clause (i)(II) or (ii) of paragraph (1)(A)
 20 by each partner,”; and

21 (ii) by striking the third sentence; and

22 (C) in subparagraph (D)—

23 (i) in clause (ii), by striking “For
 24 local areas in a State that are not covered

1 by paragraph (1)(A)(i)(I), the” and insert-
2 ing “The”;

3 (ii) in clause (ii)—

4 (I) in subclause (I)—

5 (aa) by striking “WIA” in
6 the header and inserting
7 “WIOA”; and

8 (bb) by striking “3 percent”
9 and inserting “5 percent”; and

10 (II) by striking subclause (III)

11 and inserting the following:

12 “(III) VOCATIONAL REHABILITA-
13 TION.—Notwithstanding subclauses
14 (I) and (II), an entity administering a
15 program described in subsection
16 (b)(1)(B)(iii) shall not be required to
17 provide from that program, under this
18 paragraph, a portion that exceeds 1.5
19 percent of the amount of Federal
20 funds provided to carry out such pro-
21 gram in the State for a program
22 year.”; and

23 (iii) in clause (iii), by striking “For
24 local areas in a State that are not covered

1 by paragraph (1)(A)(i)(I), an” and insert-
 2 ing “An”;

3 (4) in paragraph (2), as so redesignated—

4 (A) in subparagraph (A), by striking “pur-
 5 poses of assisting in” and inserting “purpose
 6 of”; and

7 (B) in subparagraph (B)—

8 (i) in the first sentence, by striking
 9 “not funding costs of infrastructure under
 10 the option described in paragraph
 11 (1)(A)(i)(I)”;

12 (ii) in the second sentence, by insert-
 13 ing after “local area,” the following: “the
 14 intensity of services provided by such cen-
 15 ters, the number and types of one-stop
 16 partners engaged by or providing services
 17 through such centers”;

18 (5) by inserting after paragraph (2), as so re-
 19 designated, the following:

20 “(3) SUPPLEMENTAL INFRASTRUCTURE FUND-
 21 ING.—For any fiscal year in which the allocation re-
 22 ceived by a local area under paragraph (2) is insuffi-
 23 cient to cover the total costs of infrastructure of
 24 one-stop centers in such local area, the local board,
 25 the chief elected official, and the one-stop partners

1 that have entered into the local memorandum of un-
 2 derstanding with the local board under subsection
 3 (c) may agree to fund the remainder of any such
 4 costs using a method described in such memo-
 5 randum.”; and

6 (6) in paragraph (4), by inserting after “oper-
 7 ation of the one-stop center” the following: “(wheth-
 8 er for in-person or virtual service delivery)”.

9 (g) OTHER FUNDS.—Section 121(i)(2) of the Work-
 10 force Innovation and Opportunity Act (29 U.S.C.
 11 3151(i)(2)) is amended by striking “intake,” and all that
 12 follows through “skills,” and inserting “intake, case man-
 13 agement, assessment of needs, appraisal of foundational
 14 skill needs,”.

15 **SEC. 122. IDENTIFICATION OF ELIGIBLE PROVIDERS OF**
 16 **TRAINING SERVICES.**

17 (a) IN GENERAL.—Section 122 of the Workforce In-
 18 novation and Opportunity Act (29 U.S.C. 3152) is amend-
 19 ed—

20 (1) by redesignating subsections (f) through (i)
 21 as subsections (g) through (j), respectively;

22 (2) by striking the section heading and all that
 23 follows through subsection (e) and inserting the fol-
 24 lowing:

1 **“SEC. 122. IDENTIFICATION OF ELIGIBLE PROVIDERS OF**
2 **TRAINING SERVICES.**

3 “(a) ELIGIBILITY.—

4 “(1) IN GENERAL.—Except as provided in sub-
5 section (i), the Governor, after consultation with the
6 State board and considering the State’s adjusted lev-
7 els of performance described in section
8 116(b)(3)(A)(iv), shall establish—

9 “(A) procedures regarding the eligibility of
10 providers of training services to receive funds
11 provided under section 133(b) for the provision
12 of training services through programs with eli-
13 gibility under this section (in this section re-
14 ferred to as ‘eligible programs’) in local areas in
15 the State; and

16 “(B) the minimum levels of performance
17 on the criteria for a program to receive such eli-
18 gibility.

19 “(2) PROVIDERS.—Subject to the provisions of
20 this section, to be eligible to receive those funds for
21 the provision of training services, the provider shall
22 be—

23 “(A) an institution of higher education
24 that provides a program that leads to a recog-
25 nized postsecondary credential;

1 “(B) an entity that carries out programs
2 registered under the Act of August 16, 1937
3 (commonly known as the ‘National Apprenticeship Act’; 50 Stat. 664, chapter 663; 29 U.S.C.
4 50 et seq.); or

6 “(C) another public or private provider of
7 a program of training services, which may include joint labor-management organizations,
8 providers of entrepreneurial skills development
9 programs, industry or sector partnerships,
10 groups of employers, trade or professional associations, and eligible providers of adult education and literacy activities under title II (if
11 such activities are provided in combination with
12 occupational skills training or integrated education and training programs).

17 “(3) INCLUSION IN LIST OF ELIGIBLE PROVIDERS.—A provider described in subparagraph (A)
18 or (C) of paragraph (2) shall comply with the criteria, information requirements, and procedures established under this section to be included on the list
19 of eligible providers of training services described in
20 subsection (d). A provider described in paragraph
21 (2)(B) shall be included and maintained on the list
22 of eligible providers of training services described in
23 of eligible providers of training services described in
24 of eligible providers of training services described in
25 of eligible providers of training services described in

1 subsection (d) for so long as the corresponding pro-
2 gram of the provider remains registered as described
3 in paragraph (2)(B).

4 “(b) CRITERIA AND INFORMATION REQUIRE-
5 MENTS.—

6 “(1) GENERAL CRITERIA FOR PROGRAMS.—
7 Each provider shall demonstrate to the Governor
8 that the program for which the provider is seeking
9 eligibility under this section—

10 “(A) prepares participants to meet the hir-
11 ing requirements of potential employers in the
12 State, or a local area within the State, for em-
13 ployment that—

14 “(i) is high-skill and high-wage; or

15 “(ii) is in an in-demand industry sec-
16 tor or occupation;

17 “(B) leads to a recognized postsecondary
18 credential;

19 “(C) has been offered by the provider for
20 not less than 1 year; and

21 “(D) meets the performance requirements
22 for eligibility described in paragraph (2).

23 “(2) PERFORMANCE CRITERIA FOR ELIGI-
24 BILITY.—

25 “(A) IN GENERAL.—The Governor shall—

1 “(i) establish and publicize minimum
2 levels of performance for each of the cri-
3 teria listed in subparagraph (B) that a
4 program offered by a provider of training
5 services shall achieve, for all participants
6 in the program (including participants for
7 whom the provider receives payments
8 under this title) for the program to receive
9 and maintain eligibility under this section;

10 “(ii) verify the performance achieved
11 by such a program with respect to each
12 such criterion to determine whether the
13 program meets the corresponding min-
14 imum level of performance established
15 under clause (i)—

16 “(I) in the case of the criteria de-
17 scribed in (ii) through (iv) of subpara-
18 graph (B), using State administrative
19 data (such as quarterly wage records);
20 and

21 “(II) in the case of the criteria
22 described in subparagraph (B)(i),
23 using any applicable method for such
24 verification; and

1 “(iii) in verifying the performance
2 achievement of a program to make such
3 determination, verify that such program
4 included a sufficient number of program
5 participants to protect participants’ per-
6 sonally identifiable information, and to
7 provide information that is a reliable indi-
8 cator of performance achievement.

9 “(B) PERFORMANCE CRITERIA.—The per-
10 formance criteria to receive and maintain eligi-
11 bility for a program under this section are each
12 of the following:

13 “(i) The credential attainment rate of
14 program participants (calculated as the
15 percentage of program participants who
16 obtain the recognized postsecondary cre-
17 dential that the program prepares partici-
18 pants to earn within 6 months after exit
19 from the program).

20 “(ii) The job placement rate of pro-
21 gram participants (calculated as the per-
22 centage of program participants in unsub-
23 sidized employment during the second
24 quarter after exit from the program).

1 “(iii) The median earnings of program
2 participants who are in unsubsidized em-
3 ployment during the second quarter after
4 exit from the program.

5 “(iv) The ratio of median earnings in-
6 crease to the total cost of program, cal-
7 culated as the ratio of—

8 “(I) the median value of the dif-
9 ference between—

10 “(aa) participant wages
11 from unsubsidized employment
12 during the second quarter after
13 program exit; and

14 “(bb) participant wages dur-
15 ing the quarter prior to entering
16 the program; to

17 “(II) the total cost of the pro-
18 gram (as described in paragraph
19 (5)(B)(i)(III)).

20 “(C) LOCAL CRITERIA.—With respect to
21 any program receiving eligibility under this sec-
22 tion from a Governor, a local board in the State
23 may require higher levels of performance than
24 the minimum levels of performance established
25 by the Governor under this paragraph for the

1 program to be an eligible program in the cor-
2 responding local area, but may not—

3 “(i) require any information or appli-
4 cation from the provider that is not re-
5 quired for such eligibility; or

6 “(ii) establish a performance require-
7 ment with respect to any criterion not list-
8 ed in subparagraph (B).

9 “(3) EMPLOYER-SPONSORED OR INDUSTRY OR
10 SECTORAL PARTNERSHIP DESIGNATION.—

11 “(A) IN GENERAL.—The Governor shall
12 establish procedures and criteria for a provider
13 to demonstrate that a program meets, in apply-
14 ing for an employer-sponsored designation for a
15 program that has received eligibility under this
16 subsection, which shall include demonstrating a
17 commitment from an employer or an industry
18 or sectoral partnership to—

19 “(i) pay to the provider, on behalf of
20 each participant enrolled in such program
21 under this Act, not less than 25 percent of
22 the total cost of the program (as described
23 in paragraph (5)(B)(i)(III)), which shall be
24 provided in lieu of 25 percent of the
25 amount that the provider would have oth-

erwise received under section 133(b) for the provision of training services by such program to such participant; and

“(ii) guarantee an interview and meaningful consideration for a job with the employer, or in the case of an industry or sector partnership, an employer within such partnership, for each such participant that successfully completes the program.

“(B) RESTRICTION ON FINANCIAL ARRANGEMENT.—A provider of a program receiving an employer-sponsored designation under this paragraph may not—

“(i) have an ownership stake in the employer or industry or sectoral partnership making a commitment described in subparagraph (A); or

“(ii) enter into an arrangement to reimburse an employer or partnership for the costs of a participant paid by such employer or partnership under this paragraph.

“(4) WORKFORCE INNOVATION LEADER DESIGNATION.—

1 “(A) IN GENERAL.—If the Governor deter-
2 mines that a program offered by an eligible pro-
3 vider meets the minimum levels of performance
4 described in subparagraph (B) to receive a
5 Workforce Innovation Leader (or WIL) des-
6 ignation, which designates the program as a
7 WIL program, the Governor shall grant the
8 program designation as a WIL program and in-
9 form the provider of such program of their abil-
10 ity to display the WIL seal, as described in sub-
11 paragraph (C), in marketing materials.

12 “(B) LEVELS.—A eligible program shall
13 meet the levels of performance to receive a WIL
14 designation if such program has achieved—

15 “(i) a credential attainment rate of
16 program participants (calculated as the
17 percentage of program participants who
18 obtain the recognized postsecondary cre-
19 dential that the program prepares partici-
20 pants to earn within 6 months after exit
21 from the program) of not less than 80 per-
22 cent;

23 “(ii) a job placement rate of program
24 participants (calculated as the percentage
25 of program participants in unsubsidized

1 employment during the second quarter
2 after exit from the program) of not less
3 than 70 percent;

4 “(iii) median earnings of program
5 participants who are in unsubsidized em-
6 ployment during the second quarter after
7 exit from the program that are not less
8 than 25 percent greater than the State-
9 level median earnings of individuals ages
10 25 through 34 in the labor force who have
11 only a regular high school diploma or its
12 recognized equivalent; and

13 “(iv) a ratio of greater than 1.5 of
14 median earnings increase to the total cost
15 of program, calculated as the ratio of—

16 “(I) the median value of the dif-
17 ference between—

18 “(aa) participant wages
19 from unsubsidized employment
20 during the second quarter after
21 program exit; and

22 “(bb) participant wages dur-
23 ing the quarter prior to entering
24 the program; to

1 “(II) the total cost of the pro-
2 gram (as described in paragraph
3 (5)(B)(i)(III)).

4 “(C) WIL SEAL.—Not later than 2 years
5 after the date of enactment of the A Stronger
6 Workforce for America Act, the Secretary shall
7 design a seal signifying that a program has
8 achieved a WIL designation, for the Governor
9 of each State to provide to any programs in
10 their State that achieve the performance nec-
11 essary to receive a WIL designation.

12 “(D) LOSS OF WIL DESIGNATION.—If, dur-
13 ing the annual review of eligibility described in
14 subsection (c)(3), the Governor determines that
15 a WIL program no longer meets the levels de-
16 scribed in subparagraph (B) or otherwise has
17 eligibility under this section revoked or termi-
18 nated, or the provider of the program has eligi-
19 bility terminated under subsection (g)(1)(A),
20 the Governor shall revoke the program’s WIL
21 designation and inform the provider of such
22 program that such provider may no longer dis-
23 play the WIL seal in marketing materials or
24 otherwise.

1 “(5) INFORMATION REQUIREMENTS.—A pro-
2 vider that seeks to establish eligibility under this
3 section, and an eligible provider, shall submit appro-
4 priate, accurate, and timely information to the Gov-
5 ernor, to enable the Governor to carry out sub-
6 section (d), with respect to all participants in each
7 eligible program (including participants for whom
8 the provider receives payments under this title) of-
9 fered by the provider, which information shall—

10 “(A) be made available by the State in a
11 common, linked, open, and interoperable data
12 format; and

13 “(B) consist of—

14 “(i) information on—

15 “(I) in the case of an eligible pro-
16 vider offering a program who is seek-
17 ing to maintain eligibility, the per-
18 formance of the program with respect
19 to the indicators described in section
20 116(b)(2)(A) for participants in the
21 program;

22 “(II) the recognized postsec-
23 ondary credentials received by such
24 participants, including, in relation to
25 each such credential, the issuing enti-

1 ty, any third-party endorsements, the
2 occupations for which the credential
3 prepares individuals, the competencies
4 achieved by the individuals, the level
5 of mastery of such competencies (in-
6 cluding how mastery is assessed)
7 achieved by the individuals, and any
8 transfer value or stackability;

9 “(III) the total cost of the pro-
10 gram, including the costs of the pub-
11 lished tuition and fees, supplies, and
12 books, and any other costs required
13 by the provider, for a participant in
14 the program;

15 “(IV) the percentage of such par-
16 ticipants that complete the program
17 within the expected time to comple-
18 tion; and

19 “(V) the program’s level of per-
20 formance on the criteria described in
21 paragraph (2) and not otherwise in-
22 cluded in clause (I) of this clause; and

23 “(ii) with respect to employment and
24 earnings measures described in subclauses
25 (I) through (III) of section 116(b)(2)(A)(i)

1 and the performance criteria described in
2 subsection (b)(2) for such participants—

3 “(I) the necessary information
4 for the State to develop program per-
5 formance data using State adminis-
6 trative data (such as quarterly wage
7 records); and

8 “(II) the necessary information
9 to determine the percentage of such
10 participants who entered unsubsidized
11 employment in an occupation related
12 to the program, to the extent prac-
13 ticable.

14 “(6) ELIGIBLE PROVIDER.—In this section,
15 other than subsection (i), a provider of an eligible
16 program under this section shall be considered to be
17 identified as an eligible provider of training services.

18 “(c) PROCEDURES.—

19 “(1) APPLICATION PROCEDURES.—The proce-
20 dures established under subsection (a) shall identify
21 the application process for a provider of training
22 services (for a program offered by the provider) to
23 become eligible to receive funds provided under sec-
24 tion 133(b) for the provision of training services.

25 That process shall be implemented in a manner that

1 minimizes the financial and administrative burden
2 on the provider and shall not require the submission
3 of information in excess of the information required
4 to determine a program's eligibility under para-
5 graphs (1), (2), and (5) of subsection (b). The pro-
6 cedures shall identify the respective roles of the
7 State and local areas in receiving and reviewing the
8 applications and in making determinations of such
9 eligibility based on the criteria, information require-
10 ments, and procedures established under this sec-
11 tion. The procedures shall also establish a process,
12 for a provider of training services to appeal a denial
13 or revocation or termination of eligibility under this
14 section, that includes an opportunity for a hearing
15 and prescribes appropriate time limits to ensure
16 prompt resolution of the appeal.

17 “(2) APPROVAL.—A Governor shall make a de-
18 termination of such eligibility with respect to a pro-
19 gram for which the provider is seeking eligibility
20 under this section not later than 30 days after re-
21 ceipt of an application submitted by such provider
22 consistent with the procedures in paragraph (1).

23 “(3) RENEWAL PROCEDURES.—The procedures
24 established by the Governor shall also provide for
25 annual review and renewal of eligibility under this

1 section for a program of training services that con-
2 tinues to meet the requirements under paragraphs
3 (1), (2), and (5) of subsection (b).

4 “(4) REVOCATION OF ELIGIBILITY.—The proce-
5 dures established under subsection (a) shall adhere
6 to the following requirements for revocation of eligi-
7 bility by the Governor:

8 “(A) FAILURE TO PROVIDE REQUIRED IN-
9 FORMATION.—With respect to a provider of
10 training services that is eligible under this sec-
11 tion for a program year with respect to an eligi-
12 ble program, but that does not provide the in-
13 formation described in subsection (b)(5) with
14 respect to such program for such program year
15 (including information on performance nec-
16 essary to determine if the program meets the
17 minimum levels of performance on the perform-
18 ance criteria to maintain eligibility), the pro-
19 vider shall be ineligible under this section with
20 respect to such program for the program year
21 after the program year for which the provider
22 fails to provide such information.

23 “(B) FAILURE TO MEET PERFORMANCE
24 CRITERIA.—

1 “(i) FIRST YEAR.—The provider of an
2 eligible program that has received eligi-
3 bility under subsection (c)(2) for a pro-
4 gram year but fails to meet the minimum
5 levels of performance on the performance
6 criteria described in subsection (b)(2) for
7 the most recent program year for which
8 performance data on such criteria are
9 available shall be notified of such failure by
10 the Governor.

11 “(ii) SECOND CONSECUTIVE YEAR.—A
12 program that fails to meet the minimum
13 levels of performance for a second consecu-
14 tive program year shall be ineligible under
15 this section with respect to such program
16 for the program year following such second
17 consecutive program year and until the
18 program meets the minimum levels of per-
19 formance.

20 “(iii) REAPPLICATION.—A provider
21 that loses eligibility under this subpara-
22 graph with respect to a program may re-
23 apply to receive eligibility for the program
24 according to the procedures described in
25 this subparagraph if the program meets

1 the minimum levels of performance de-
2 scribed in clause (i), for the most recent
3 program year for which performance data
4 on the performance criteria are available.

5 “(C) REPEATED FAILURE.—A program for
6 which the Governor revokes eligibility under
7 subparagraph (A) or (B)—

8 “(i) 2 times shall be determined ineli-
9 gible under this section by the Governor
10 for a period of at least 2 years;

11 “(ii) 3 times shall be determined ineli-
12 gible under the section by the Governor for
13 a period of at least 5 years; and

14 “(iii) more than 3 times shall be de-
15 termined ineligible under this section by
16 the Governor for a period of at least 10
17 years.

18 “(5) CONTINUITY OF TRAINING SERVICES.—A
19 provider of a program for which the Governor re-
20 vokes eligibility under paragraph (4) shall—

21 “(A) be prohibited from enrolling any new
22 participants whose participation would be fund-
23 ed under section 133(b) in the program and
24 from receiving any payments from funds pro-
25 vided under section 133(b) for any participants

1 not already enrolled in the program on the date
2 of revocation or termination until and unless
3 the Governor determines that the provider has
4 demonstrated that the program offered by the
5 provider has met the requirements for the pro-
6 vider to gain the opportunity to reapply for eli-
7 gibility under the procedure described in para-
8 graph (4)(B)(iii); and

9 “(B) enable each participant currently en-
10 rolled in the program, on the date of the rev-
11 ocation or termination, to complete such pro-
12 gram.

13 “(6) NOTIFICATION OF PROGRAM LOSS OF ELI-
14 GIBILITY.—The local board serving participants
15 whose participation is funded under section 133(b)
16 in a program for which eligibility is revoked by the
17 Governor under this subsection shall notify such par-
18 ticipants that such program no longer meets the
19 State’s requirements for eligible providers of train-
20 ing services under this Act and that the participant
21 has the opportunity to continue receiving training
22 services from such program, in order to complete the
23 program.

24 “(7) MULTISTATE PROVIDERS.—The proce-
25 dures established under subsection (a) shall specify

1 the process for any provider of training services of-
2 fering a program that is eligible under this section
3 in a first State to establish eligibility under this sec-
4 tion in an additional State, which shall, to the extent
5 practicable, minimize financial and administrative
6 burdens on any such provider by authorizing the
7 provider to submit the same application materials
8 and information to the Governor of the additional
9 State that was accepted by the Governor granting
10 the provider's eligibility in the first State, as long as
11 the program meets the applicable State requirements
12 for such eligibility established under subsection (b).

13 “(8) ONLINE PROVIDERS.—The procedures es-
14 tablished under subsection (a) shall apply to a pro-
15 vider that delivers training services exclusively on-
16 line. If a participant chooses a provider that delivers
17 training services exclusively online and is not located
18 in the State of the local area that approved such
19 training services for the participant in accordance
20 with section 133(c)(3)(A)(i), such provider shall be
21 ineligible to receive payment for such participant
22 from funds allotted to such State under section 132
23 unless such provider is on the list of eligible pro-
24 viders of training services described in subsection (d)
25 for such State with respect to the program involved.

1 “(d) LIST AND INFORMATION TO ASSIST PARTICI-
2 PANTS IN CHOOSING PROVIDERS.—

3 “(1) IN GENERAL.—In order to facilitate and
4 assist participants in choosing employment and
5 training activities and in choosing providers of train-
6 ing services, the Governor shall ensure that an ap-
7 propriate list of providers determined to be eligible
8 under this section to offer a program in the State
9 (and, as appropriate, in a local area), accompanied
10 by information identifying the recognized postsec-
11 ondary credential offered by the provider and other
12 appropriate information, is prepared. The list shall
13 be provided to the local boards in the State, and
14 made available to such participants and to members
15 of the public through the one-stop delivery system in
16 the State in accordance with paragraph (4).

17 “(2) CREDENTIAL NAVIGATION FEATURE.—

18 “(A) IN GENERAL.—In order to enhance
19 the ability of participants and employers to un-
20 derstand and compare the value of the recog-
21 nized postsecondary credentials awarded by eli-
22 gible programs offered by providers of training
23 services in a State, the Governor shall establish
24 (or develop in partnership with other States), a
25 credential navigation feature that allows partici-

1 pants and the public to search a list of such
2 recognized postsecondary credentials, and the
3 providers awarding and programs leading to
4 such a credential, which shall include, with re-
5 spect to each such credential (aggregated for all
6 participants in the State that have received
7 such credential through an eligible program
8 under this section or through, as applicable, an-
9 other program carried out under this title)—

10 “(i) the information required under
11 subsection (b)(5)(B)(i)(II); and

12 “(ii) the performance of participants
13 with respect to the indicators (relating to
14 employment and earnings outcomes) de-
15 scribed in subclauses (I) through (III) of
16 section 116(b)(2)(i).

17 “(B) RULE OF CONSTRUCTION.—Nothing
18 in this paragraph shall be construed to require
19 a State that has a credential navigation feature
20 that permits a search of a list containing the
21 information described in this paragraph to re-
22 place such credential navigation feature with
23 the feature described in subparagraph (A).

1 “(3) ACCOMPANYING INFORMATION.—The ac-
2 companying information referred to in paragraph (1)
3 shall consist of—

4 “(A) with respect to providers described in
5 subparagraphs (A) and (C) of subsection (a)(2),
6 information provided by such providers
7 (disaggregated by local areas served, as applica-
8 ble) in accordance with subsection (b);

9 “(B) with respect to a program described
10 in subsection (b)(3) that is offered by a pro-
11 vider, information promoting the program as
12 having an employer-sponsored designation and
13 identifying the employer or partnership spon-
14 soring the program; and

15 “(C) with respect to a program described
16 in subsection (b)(4) that is offered by a pro-
17 vider, information promoting the program as
18 being a WIL program and displaying the seal
19 described in subsection (b)(4)(C).

20 “(4) AVAILABILITY.—The list (including the
21 credential navigation feature described in paragraph
22 (2)), and the accompanying information shall be
23 made available to participants and to members of
24 the public through the one-stop delivery system in
25 the State—

1 “(A) on a publicly accessible website
2 that—

3 “(i) is consumer-tested; and

4 “(ii) is searchable, easily understand-
5 able, and navigable, and allows for the
6 comparison of eligible programs through
7 the use of language in a common, linked,
8 open, and interoperable data format; and

9 “(B) in a manner that does not reveal per-
10 sonally identifiable information about an indi-
11 vidual participant.

12 “(5) WEBSITE TECHNICAL ASSISTANCE.—The
13 Secretary shall—

14 “(A) upon request, provide technical assist-
15 ance to a State on establishing a website that
16 meets the requirements of paragraph (4); and

17 “(B) disseminate to each State effective
18 practices or resources from States and private
19 sector entities related to establishing a website
20 that is consumer-tested to ensure that the
21 website is searchable, easily understandable,
22 and navigable.

23 “(6) LIMITATION.—In carrying out the require-
24 ments of this subsection, no personally identifiable
25 information regarding a student, including a Social

1 Security number, student identification number, or
2 other identifier, may be disclosed without the prior
3 written consent of the student or student's parent in
4 compliance with section 444 of the General Edu-
5 cation Provisions Act (20 U.S.C. 1232g).

6 “(e) OPPORTUNITY TO SUBMIT COMMENTS.—In es-
7 tablishing, under this section, criteria, procedures, and the
8 list of eligible providers described in subsection (d), the
9 Governor shall provide an opportunity for interested mem-
10 bers of the public to make recommendations and submit
11 comments regarding such criteria, procedures, and list.

12 “(f) PROVIDER PERFORMANCE INCENTIVES.—

13 “(1) IN GENERAL.—The Governor shall estab-
14 lish a system of performance incentive payments to
15 be awarded to eligible providers in addition to the
16 amount paid under section 133(b) to such providers
17 for the provision of training services to participants
18 of eligible programs. Such system of performance in-
19 centive payments may be established to award the
20 payments to providers of eligible programs that—

21 “(A) achieve levels of performance above
22 the minimum levels established by the Governor
23 under subsection (b)(2);

24 “(B) serve a significantly higher number of
25 individuals with barriers to employment com-

1 pared to training providers offering similar
2 training services; or

3 “(C) achieve other performance successes,
4 including those related to jobs that provide eco-
5 nomic stability and upward mobility (such as
6 jobs with high wages and family sustainable
7 benefits) as determined by the State or the
8 local board.

9 “(2) INCENTIVE PAYMENTS.—Incentive pay-
10 ments to providers established under paragraph (1)
11 shall be awarded to eligible providers from funds re-
12 served by the Governor under section 128(a)(1), ex-
13 cept that not more than 5 percent of the funds re-
14 served by the Governor under section 128(a)(1) may
15 be used for such payments.”;

16 (3) by striking subsections (i) and (j) and in-
17 serting the following:

18 “(i) ON-THE-JOB TRAINING, EMPLOYER-DIRECTED
19 SKILLS DEVELOPMENT, INCUMBENT WORKER TRAINING,
20 AND OTHER TRAINING EXCEPTIONS.—

21 “(1) IN GENERAL.—Providers of on-the-job
22 training, employer-directed skills development, in-
23 cumbent worker training, internships, paid or un-
24 paid work experience opportunities, or transitional

1 employment shall not be subject to the requirements
2 of subsections (a) through (f).

3 “(2) COLLECTION AND DISSEMINATION OF IN-
4 FORMATION.—A one-stop operator in a local area
5 shall collect the minimum amount of information
6 from providers of on-the-job training, employer-di-
7 rected skills development, incumbent worker train-
8 ing, internships, paid or unpaid work experience op-
9 portunities, and transitional employment as nec-
10 essary to enable the use of State administrative data
11 to generate such performance information as the
12 Governor may require, and use the information to
13 determine whether the providers meet such perform-
14 ance criteria as the Governor may require. The one-
15 stop operator shall disseminate information identi-
16 fying such providers that meet the criteria as eligible
17 providers, and the performance information, through
18 the one-stop delivery system. Providers determined
19 to meet the criteria shall be considered to be identi-
20 fied as eligible providers of training services.

21 “(j) TECHNICAL ASSISTANCE.—The Governor may
22 apply to the Secretary for technical assistance, as de-
23 scribed in section 168(c), for purposes of carrying out the
24 requirements of the amendments made by the A Stronger
25 Workforce for America Act to this section, and the Sec-

1 retary shall provide such technical assistance in a timely
2 manner.”.

3 (b) REPORT TO CONGRESS ON STATE PERFORMANCE
4 CRITERIA.—Not later than 4 years after the date of enact-
5 ment of the A Stronger Workforce for America Act, the
6 Secretary shall submit a report to the Committee on Edu-
7 cation and the Workforce of the House of Representatives
8 and the Committee on Health, Education, Labor, and
9 Pensions of the Senate on eligible providers of training
10 services under section 122 of the Workforce Innovation
11 and Opportunity Act (29 U.S.C. 3152), as amended by
12 this division, in each State that shall include—

13 (1) the minimum levels of performance estab-
14 lished by the Governor of each State with respect to
15 the performance criteria under subsection (b)(2) of
16 that section 122 for such eligible providers of train-
17 ing services in the State;

18 (2) the number of such eligible providers of
19 training services in the State in each program year
20 that begins after the date of enactment of this Act,
21 compared with the number of such providers in the
22 State in the program year that began immediately
23 preceding that date of enactment; and

24 (3) the average length of time that such eligible
25 providers of training services in the State maintain

1 eligibility, disaggregated by the type of entity that
 2 provided the training services.

3 **SEC. 123. ELIGIBLE PROVIDERS OF YOUTH WORKFORCE IN-**
 4 **VESTMENT ACTIVITIES.**

5 Section 123(a) of the Workforce Innovation and Op-
 6 portunity Act (29 U.S.C. 3153(a)) is amended by insert-
 7 ing “, which may include providers of pre-apprenticeship
 8 programs, and apprenticeship programs, that serve
 9 youth,” before “identified based”.

10 **CHAPTER 2—YOUTH WORKFORCE**
 11 **INVESTMENT ACTIVITIES**

12 **SEC. 131. RESERVATIONS; REALLOCATION.**

13 (a) RESERVATIONS FOR STATEWIDE ACTIVITIES.—
 14 Section 128(a) of the Workforce Innovation and Oppor-
 15 tunity Act (29 U.S.C. 3163(a)) is amended—

16 (1) in paragraph (2), by striking “reserved
 17 amounts” in each place and inserting “reserved
 18 amounts required under paragraph (1)”; and

19 (2) by adding at the end the following:

20 “(3) CRITICAL INDUSTRY SKILLS FUND, AND
 21 INDUSTRY SECTOR PARTNERSHIP AND CAREER
 22 PATHWAYS DEVELOPMENT FUND.—

23 “(A) AUTHORIZED RESERVATION.—In ad-
 24 dition to the reservations required under para-
 25 graph (1) and section 133(a)(2), and subject to

1 subparagraph (B), the Governor may reserve
2 not more than 10 percent of each of the
3 amounts allotted to the State under section
4 127(b)(1)(C) and paragraphs (1)(B) and (2)(B)
5 of section 132(b) for a fiscal year to establish
6 and administer any one, or both, of the fol-
7 lowing:

8 “(i) A critical industry skills fund de-
9 scribed in section 134(a)(4).

10 “(ii) An industry or sector partner-
11 ship and career pathways development
12 fund described in section 134(a)(5).

13 “(B) MATCHING FUNDS.—

14 “(i) REQUIREMENT.—The amount of
15 funds reserved by a Governor under sub-
16 paragraph (A) for a fiscal year may not ex-
17 ceed the amount of funds that such Gov-
18 ernor commits to using from any of the
19 funds listed in clause (ii) of this subpara-
20 graph for the purposes of establishing and
21 administering the funds described in
22 clauses (i) and (ii) of subparagraph (A) for
23 such fiscal year.

1 “(ii) SOURCES OF MATCHING
2 FUNDS.—The funds listed in this clause
3 are as follows:

4 “(I) Funds reserved by the Gov-
5 ernor under paragraph (1) of this
6 subsection.

7 “(II) Other Federal funds not
8 described in subclause (I).

9 “(III) State funds.”.

10 (b) REALLOCATION AMONG LOCAL AREAS.—Section
11 128(c) of the Workforce Innovation and Opportunity Act
12 (29 U.S.C. 3173(c)) is amended—

13 (1) in paragraph (1), by inserting the following
14 before the period at the end: “as performance-based
15 incentive payments”; and

16 (2) in paragraph (4)—

17 (A) by striking “that does not” and insert-
18 ing the following: “that—

19 “(A) does not”;

20 (B) by striking the period at the end and
21 inserting a semicolon; and

22 (C) by adding at the end the following:

23 “(B) has met or exceeded an average of
24 100 percent of the local level of performance
25 described in section 116(c)(1)(B) for the local

1 area across all indicators for the youth program
 2 authorized under this chapter for the most re-
 3 cent program year for which performance data
 4 is available; and

5 “(C) was not subject to corrective action
 6 by the Governor under section 184(a)(5)(A) for
 7 a determination of non-compliance with the uni-
 8 form administrative requirements described in
 9 section 184(a)(3) for the program year for
 10 which the determination under paragraph (2) is
 11 made.”.

12 **SEC. 132. USE OF FUNDS FOR YOUTH WORKFORCE INVEST-**
 13 **MENT ACTIVITIES.**

14 (a) OPPORTUNITY YOUTH.—Section 129 of the
 15 Workforce Innovation and Opportunity Act (29 U.S.C.
 16 3164) is amended by striking “out-of-school” each place
 17 it appears and inserting “opportunity”.

18 (b) YOUTH PARTICIPANT ELIGIBILITY.—

19 (1) ELIGIBILITY DETERMINATION.—

20 (A) ELIGIBILITY.—Subparagraph (A) of
 21 section 129(a)(1) of the Workforce Innovation
 22 and Opportunity Act (29 U.S.C. 3164(a)(1)) is
 23 amended to read as follows:

24 “(A) ELIGIBILITY DETERMINATION.—

1 “(i) IN GENERAL.—To be eligible to
2 participate in activities carried out under
3 this chapter during any program year, an
4 individual shall, at the time the eligibility
5 determination is made, be an opportunity
6 youth or an in-school youth.

7 “(ii) ENROLLMENT.—If a one-stop
8 operator or eligible provider of youth work-
9 force activities carrying out activities under
10 this chapter reasonably believes that an in-
11 dividual is eligible to participate in such
12 activities, the operator or provider may
13 allow such individual to participate in such
14 activities for not more than a 40-day pe-
15 riod during which the operator or provider
16 shall obtain the necessary information to
17 make an eligibility determination with re-
18 spect to such individual (which may involve
19 working with such individual and other en-
20 tities in the local area, and using available
21 sources of administrative data, to obtain
22 the necessary information).

23 “(iii) DETERMINATION OF INELIGI-
24 BILITY.—With respect to an individual who
25 is determined to be ineligible for activities

1 under this chapter by a one-stop operator
2 or an eligible provider of youth workforce
3 activities during the period described in
4 clause (ii) and who does not qualify for an
5 exception under paragraph (3)(A)(ii) appli-
6 cable to the local area involved, such oper-
7 ator or service provider—

8 “(I) may—

9 “(aa) continue serving such
10 individual using non-Federal
11 funds; or

12 “(bb) end the participation
13 of such individual in activities
14 under this chapter and refer the
15 individual to other services that
16 may be available in the local area
17 for which the individual may be
18 eligible; and

19 “(II) shall be paid for any serv-
20 ices provided to such individual under
21 this chapter during the period de-
22 scribed in clause (ii) by the local area
23 involved using funds allocated to such
24 area under section 128(b).

1 “(iv) DETERMINATION PROCESS FOR
2 YOUTH EXPERIENCING HOMELESSNESS
3 AND FOSTER YOUTH.—In determining
4 whether an individual is eligible to partici-
5 pate in activities carried out under this
6 chapter on the basis of being an individual
7 who is a youth experiencing homelessness,
8 or a youth in foster care, as described in
9 subparagraph (B)(iii)(V), the one-stop op-
10 erator or service provider involved shall—

11 “(I) if determining whether the
12 individual is a youth experiencing
13 homelessness, use a process that is in
14 compliance with the requirements of
15 subsection (a) of section 479D of the
16 Higher Education Act of 1965 (20
17 U.S.C. 1087uu–2) for financial aid
18 administrators; and

19 “(II) if determining whether the
20 individual is a youth in foster care,
21 use a process that is in compliance
22 with the requirements of subsection
23 (b) of section 479D of the Higher
24 Education Act of 1965 (20 U.S.C.

1 1087uu–2) for financial aid adminis-
2 trators.”.

3 (B) DEFINITION OF OPPORTUNITY
4 YOUTH.—Subparagraph (B) of section
5 129(a)(1) of the Workforce Innovation and Op-
6 portunity Act (29 U.S.C. 3164(a)(1)) is amend-
7 ed—

8 (i) in the subparagraph heading, by
9 striking “OUT-OF-SCHOOL” and inserting
10 “OPPORTUNITY”;

11 (ii) in clause (i), by inserting “, except
12 that an individual described in subpara-
13 graph (IV) or (V) of clause (iii) may be at-
14 tending school (as defined under State
15 law)” after “(as defined under State law)”;

16 (iii) in clause (ii), by inserting before
17 the semicolon at the end, the following : “,
18 except that an individual described in sub-
19 paragraph (IV) or (V) of clause (iii) may
20 be not younger than age 14 or older than
21 age 24”; and

22 (iv) in clause (iii)—

23 (I) in subclause (III)—

24 (aa) in the matter preceding
25 item (aa)—

1 (AA) by striking “sec-
 2 ondary school diploma or its
 3 recognized equivalent” and
 4 inserting “regular high
 5 school diploma or its recog-
 6 nized equivalent”; and

7 (BB) by striking “and
 8 is” and inserting “and”;

9 (bb) in item (aa), by striking
 10 “basic skills deficient;” and in-
 11 serting “has foundational skill
 12 needs;”; and

13 (cc) in item (bb), by striking
 14 “an English language learner”
 15 and inserting “is an English
 16 learner”; and

17 (II) in subclause (V)—

18 (aa) by striking “A homeless
 19 individual (” and inserting “An
 20 individual experiencing homeless-
 21 ness (meaning a homeless indi-
 22 vidual,”;

23 (bb) by striking “(42 U.S.C.
 24 14043e-2(6))” and inserting “(34
 25 U.S.C. 12473(6))”; and

1 (cc) by striking “a homeless
 2 child or youth (” and inserting
 3 “a youth experiencing homeless-
 4 ness (meaning a homeless child
 5 or youth,”.

6 (C) DEFINITION OF IN-SCHOOL YOUTH.—
 7 Clause (iv) of section 129(a)(1)(C) of the Work-
 8 force Innovation and Opportunity Act (29
 9 U.S.C. 3164(a)(1)(C)) is amended—

10 (i) in subclause (I), by striking “Basic
 11 skills deficient.” and inserting “An indi-
 12 vidual who has foundational skill needs.”;

13 (ii) in subclause (II), by striking “lan-
 14 guage”;

15 (iii) by striking subclauses (III) and
 16 (IV); and

17 (iv) by redesignating subclauses (V),
 18 (VI), and (VII) as subclauses (III), (IV),
 19 and (V), respectively.

20 (D) RULE FOR CERTAIN OPPORTUNITY
 21 YOUTH.—Section 129(a)(1) of the Workforce
 22 Innovation and Opportunity Act (29 U.S.C.
 23 3164(a)(1)) is amended by adding at the end
 24 the following:

1 “(D) RULE FOR CERTAIN OPPORTUNITY
 2 YOUTH.—An opportunity youth described in
 3 subclause (IV) or (V) of subparagraph (B)(iii)
 4 who is attending any school (as defined under
 5 State law) shall be eligible to participate in any
 6 activity for in-school youth carried out under
 7 this chapter.”.

8 (2) EXCEPTION AND LIMITATION.—Section
 9 129(a)(3) of the Workforce Innovation and Oppor-
 10 tunity Act (29 U.S.C. 3164(a)(3)) is amended—

11 (A) in subparagraph (A)(ii), by striking
 12 “5” and inserting “10”; and

13 (B) in subparagraph (B)—

14 (i) by striking “5” and inserting
 15 “10”; and

16 (ii) by striking “paragraph
 17 (1)(C)(iv)(VII)” and inserting “paragraph
 18 (1)(C)(iv)(V)”.

19 (3) OPPORTUNITY YOUTH PRIORITY.—Section
 20 129(a)(4) of the Workforce Innovation and Oppor-
 21 tunity Act (29 U.S.C. 3164(a)(4)) is amended—

22 (A) in the paragraph heading, by striking
 23 “OUT-OF-SCHOOL” and inserting “OPPOR-
 24 TUNITY”;

25 (B) in subparagraph (A)—

1 (i) by striking “75” each place it ap-
2 pears and inserting “70”;

3 (ii) by inserting “the total amount of”
4 before “funds available”; and

5 (iii) by inserting “in the State” after
6 “subsection (c)”;

7 (C) in subparagraph (B)(i), by striking
8 “75” and inserting “70”;

9 (D) by redesignating subparagraph (B), as
10 so amended, as subparagraph (C); and

11 (E) by inserting after subparagraph (A)
12 the following:

13 “(B) LOCAL AREA TARGETS.—The local
14 board, the chief elected official, and the Gov-
15 ernor shall negotiate and reach agreement on
16 the minimum amount of funds provided to a
17 local area under subsection (c) that shall be
18 used to provide youth workforce investment ac-
19 tivities for opportunity youth based on the
20 needs of youth in the local area, which—

21 “(i) may not be an amount that is less
22 than 45 percent of the funds provided to
23 such local area under subsection (c); and

24 “(ii) shall be the amount that is nec-
25 essary for the State to meet the require-

1 ments of subparagraph (A) with respect to
2 the total amount of funds available for
3 local areas under subsection (c).”.

4 (c) REQUIRED STATEWIDE YOUTH ACTIVITIES.—
5 Section 129(b)(1) of the Workforce Innovation and Oppor-
6 tunity Act (29 U.S.C. 3164(b)(1)) is amended—

7 (1) in the matter preceding subparagraph (A),
8 by striking “sections 128(a)” and inserting “sections
9 128(a)(1)”;

10 (2) in subparagraph (B), by inserting “through
11 a website that is consumer-tested to ensure that the
12 website is easily understood, searchable, and navi-
13 gable and allows for comparison of eligible providers
14 based on the program elements offered by such pro-
15 viders and the performance of such providers on the
16 primary indicators of performance for the youth pro-
17 gram as described in section 116(b)(2)(A)(ii)” after
18 “under section 123”; and

19 (3) in subparagraph (D), by striking “section
20 116(i)” and inserting “section 116(j)”.

21 (d) ALLOWABLE STATEWIDE YOUTH ACTIVITIES.—
22 Section 129(b)(2) of the Workforce Innovation and Oppor-
23 tunity Act (29 U.S.C. 3164(b)(2)) is amended—

1 (1) in the matter preceding subparagraph (A),
2 by striking “sections 128(a)” and inserting “sections
3 128(a)(1)”;

4 (2) in subparagraph (C), by inserting “, which
5 may include providing guidance on career options in
6 in-demand industry sectors or occupations” after “in
7 the State”;

8 (3) in subparagraph (D)—

9 (A) in clause (iv), by striking “and” at the
10 end; and

11 (B) by inserting after clause (v) the fol-
12 lowing:

13 “(vi) supporting the ability to under-
14 stand relevant tax information and obliga-
15 tions;”;

16 (4) in subparagraph (E), by striking the period
17 at the end and inserting a semicolon; and

18 (5) by adding at the end the following:

19 “(F) establishing, supporting, and expand-
20 ing work-based learning opportunities, including
21 transitional jobs, that are aligned with career
22 pathways;

23 “(G) raising public awareness (including
24 through public service announcements, such as
25 social media campaigns and elementary and

1 secondary school showcases and school visits)
2 about career and technical education programs
3 and community-based and youth services orga-
4 nizations, and other endeavors focused on pro-
5 grams that prepare students for in-demand in-
6 dustry sectors or occupations;

7 “(H) developing partnerships between edu-
8 cational institutions (including area career and
9 technical schools and institutions of higher edu-
10 cation) and employers to create or improve
11 workforce development programs to address the
12 identified education and skill needs of the work-
13 force and the employment needs of employers in
14 the regions or local areas of the State, as deter-
15 mined based on the most recent analysis con-
16 ducted under subparagraphs (B) and (C) of
17 section 102(b)(1);

18 “(I) coordinating activities with providers
19 of a pre-apprenticeship program or apprentice-
20 ship program for youth in the State to estab-
21 lish, support, or expand the program described
22 in this subparagraph, including any such pro-
23 gram in the State receiving assistance under
24 section 173;

1 “(J) coordinating activities with entities
2 implementing reentry projects in the State fo-
3 cused on establishing or improving workforce
4 development programs for justice- involved
5 youth, including any such reentry projects in
6 the State receiving assistance under section
7 172; and

8 “(K) coordinating activities with agencies
9 implementing corrections education and other
10 education programs in the State focused on
11 providing incarcerated youth with education
12 and skills development programs, including any
13 such programs in the State receiving assistance
14 under section 225.”.

15 (e) LOCAL ELEMENTS AND REQUIREMENTS.—

16 (1) PROGRAM DESIGN.—Section 129(c)(1) of
17 the Workforce Innovation and Opportunity Act (29
18 U.S.C. 3164(c)(1)) is amended—

19 (A) in subparagraph (A), by striking
20 “basic skills” and inserting “foundational skill
21 needs”;

22 (B) in subparagraph (B), by inserting
23 “(which, in the case of a participant 18 years
24 or older, may include co-enrollment in any em-
25 ployment or training activity provided under

1 section 134 for adults)” after “services for the
2 participant”;

3 (C) in subparagraph (C)—

4 (i) in clause (i), by striking “sec-
5 ondary school diploma or its recognized
6 equivalent” and inserting “regular high
7 school diploma or its recognized equiva-
8 lent”; and

9 (ii) in clause (v), by inserting “high-
10 skill, high-wage, or” after “small employ-
11 ers, in”; and

12 (D) in subparagraph (D), by striking “10”
13 and inserting “30”.

14 (2) PROGRAM ELEMENTS.—Section 129(c)(2)
15 of the Workforce Innovation and Opportunity Act
16 (29 U.S.C. 3164(c)(2)) is amended—

17 (A) in the matter preceding subparagraph
18 (A), by striking “secondary school diploma or
19 its recognized equivalent” and inserting “reg-
20 ular high school diploma or its recognized
21 equivalent”;

22 (B) in subparagraph (A), by striking “sec-
23 ondary school diploma or its recognized equiva-
24 lent” and inserting “regular high school di-
25 ploma or its recognized equivalent”;

1 (C) in subparagraph (C)—

2 (i) in clause (i)—

3 (I) by striking “other” and in-
4 serting “year-round”; and

5 (II) by inserting “that meet the
6 requirements of paragraph (10)” after
7 “school year”;

8 (ii) in clause (ii), by inserting “and
9 apprenticeship programs that serve youth”
10 after “programs”;

11 (iii) by amending clause (iii) to read
12 as follows:

13 “(iii) internships that—

14 “(I) are paid internships or are
15 unpaid internships for which academic
16 credit may be awarded;

17 “(II) are, to the extent prac-
18 ticable, aligned with in-demand indus-
19 try sectors or occupations in the State
20 or local area; and

21 “(III) for which participants
22 shall be paid (by the entity providing
23 the internship, through funds allo-
24 cated to the local area pursuant to
25 paragraph (1) for the program, or by

1 another entity) if such internships are
2 longer than—

3 “(aa) 4 weeks in the sum-
4 mer or 8 weeks during the school
5 year for in-school youth and op-
6 portunity youth who are enrolled
7 in school; or

8 “(bb) 8 weeks for oppor-
9 tunity youth who are not enrolled
10 in school;”;

11 (iv) by redesignating clause (iv) as
12 clause (v);

13 (v) by inserting after clause (iii), as so
14 amended, the following:

15 “(iv) job shadowing;”;

16 (vi) in clause (v), as so redesignated,
17 by inserting “and” at the end; and

18 (vii) by adding at the end the fol-
19 lowing:

20 “(vi) work-based learning;”;

21 (D) in subparagraph (H), by striking
22 “adult mentoring” and inserting “coaching and
23 adult mentoring services”;

24 (E) in subparagraph (I), by inserting “(in-
25 cluding case management)” after “services”;

1 (F) in subparagraph (M)—

2 (i) by inserting “high-skill, high-wage,
3 or” before “in-demand industry”; and

4 (ii) by striking the “and” at the end;

5 (G) in subparagraph (N), by striking the
6 period at the end and inserting “; and”; and

7 (H) by adding at the end the following:

8 “(O) activities to develop fundamental
9 workforce readiness, which may include cre-
10 ativity, collaboration, critical thinking, digital
11 literacy, persistence, and other relevant skills.”.

12 (3) PRIORITY.—Section 129(c)(4) of the Work-
13 force Innovation and Opportunity Act (29 U.S.C.
14 3164(c)(4)) is amended to read as follows:

15 “(4) PRIORITY.—

16 “(A) WORK EXPERIENCES.—Not less than
17 40 percent of the funds allocated to the local
18 area as described in paragraph (1) shall be
19 used to provide in-school youth and opportunity
20 youth with activities under paragraph (2)(C).

21 “(B) APPRENTICESHIPS AND PRE-APPREN-
22 TICESHIPS FOR YOUTH.—Not less than 12 and
23 ½ percent of the funds used for the purposes
24 described in subparagraph (A) shall be used to

1 provide in-school youth and opportunity youth
 2 with activities under paragraph (2)(C)(ii).”.

3 (4) RULE OF CONSTRUCTION.—Section
 4 129(c)(5) of the Workforce Innovation and Oppor-
 5 tunity Act (29 U.S.C. 3164(c)(5)) is amended by in-
 6 serting “or local area” after “youth services”.

7 (5) LINKAGES.—Section 129(c)(7) of the Work-
 8 force Innovation and Opportunity Act (29 U.S.C.
 9 3164(c)(7)) is amended by inserting “, secondary
 10 schools, and area career and technical schools” after
 11 “agencies”.

12 (6) INDIVIDUAL TRAINING ACCOUNTS.—Section
 13 129(c) of the Workforce Innovation and Opportunity
 14 Act (29 U.S.C. 3164(c)) is amended by adding at
 15 the end the following:

16 “(9) INDIVIDUAL TRAINING ACCOUNTS.—

17 “(A) IN GENERAL.—Subject to subpara-
 18 graph (B), funds allocated pursuant to para-
 19 graph (1) to a local area may be used to pay,
 20 through an individual training account, an eligi-
 21 ble provider of training services described in
 22 section 122(d) for training services described in
 23 section 134(c)(3) provided to in-school youth
 24 who are not younger than age 16 and not older
 25 than age 21 and opportunity youth, in the same

1 manner that an individual training account is
2 used to pay an eligible provider of training serv-
3 ices under section 134(c)(3)(F)(iii) for training
4 services provided to an adult or dislocated
5 worker.

6 “(B) SPECIAL RULE FOR IN-SCHOOL
7 YOUTH YOUNGER THAN AGE 18.—To use an in-
8 dividual training account to pay for a program
9 of training services that will take place during
10 regular school hours for an in-school youth who
11 is younger than the age 18, the local area shall
12 receive written approval from the secondary
13 school at which the in-school youth is enrolled
14 prior to the start of the program of training
15 services.”.

16 (7) SUMMER AND YEAR-ROUND EMPLOYMENT
17 OPPORTUNITIES REQUIREMENTS.—Section 129(c) of
18 the Workforce Innovation and Opportunity Act (29
19 U.S.C. 3164(c)) is further amended by adding at the
20 end the following:

21 “(10) SUMMER AND YEAR-ROUND EMPLOYMENT
22 OPPORTUNITIES REQUIREMENTS.—

23 “(A) IN GENERAL.—A summer employ-
24 ment opportunity or a year-round employment
25 opportunity referred to in paragraph (2)(C)(i)

1 shall be a program that matches eligible youth
2 participating in such program with an appro-
3 priate employer (based on factors including the
4 needs of the employer and the age, skill, and in-
5 formed aspirations of the eligible youth) that—

6 “(i) shall include—

7 “(I) a component of occupational
8 skills education; and

9 “(II) not less than 2 of the ac-
10 tivities described in subparagraphs
11 (G), (H), (I), (K), (M), and (O) of
12 paragraph (2);

13 “(ii) may not use funds allocated
14 under this chapter to subsidize more than
15 50 percent of the wages of each eligible
16 youth participant in such program;

17 “(iii) in the case of a summer employ-
18 ment opportunity, complies with the re-
19 quirements of subparagraph (B); and

20 “(iv) in the case of a year-round em-
21 ployment opportunity, complies with the
22 requirements of subparagraph (C).

23 “(B) SUMMER EMPLOYMENT OPPOR-
24 TUNITY.—In addition to the applicable require-

1 ments described in subparagraph (A), a summer employment opportunity—

2 “(i) may not be less than 4 weeks;
3 and

4 “(ii) may not pay less than the highest applicable wage required by the applicable Federal, State, or local minimum wage law.

5 “(C) YEAR-ROUND EMPLOYMENT OPPORTUNITY.—In addition to the applicable requirements described in subparagraph (A), a year-round employment opportunity—

6 “(i) may not be shorter than 180 days or longer than 1 year;

7 “(ii) may not pay less than the highest applicable wage required by the applicable Federal, State, or local minimum wage law; and

8 “(iii) may not employ the eligible youth for less than 20 hours per week, except in instances when the eligible youth are under the age of 18 or enrolled in school.

9 “(D) PRIORITY.—In selecting summer employment opportunities or year-round employ-

1 ment opportunities for purposes of paragraph
 2 (2)(C)(i), a local area shall give priority to such
 3 opportunities that meet the requirements of this
 4 paragraph and that are in existing or emerging
 5 high-skill, high-wage, or in-demand industry
 6 sectors or occupations.”.

7 (8) CONFORMING AMENDMENT.—Section
 8 129(c)(3)(B) of the Workforce Innovation and Op-
 9 portunity Act (29 U.S.C. 3164(c)(3)(B)) is amended
 10 by striking “basic skills” and inserting
 11 “foundational skill needs”.

12 **CHAPTER 3—ADULT AND DISLOCATED**
 13 **WORKER EMPLOYMENT AND TRAIN-**
 14 **ING ACTIVITIES**

15 **SEC. 141. STATE ALLOTMENTS.**

16 Section 132(a)(2)(A) of the Workforce Innovation
 17 and Opportunity Act (29 U.S.C. 3172(a)(2)(A)) is amend-
 18 ed by—

19 (1) striking “, 169(c) (relating to dislocated
 20 worker projects),”; and

21 (2) by inserting “, and under subsections (c)
 22 (related to dislocated worker projects) and (d) (re-
 23 lated to workforce data quality initiatives) of section
 24 169” before “; and”

1 **SEC. 142. RESERVATIONS FOR STATE ACTIVITIES; WITHIN**
2 **STATE ALLOCATIONS; REALLOCATION.**

3 (a) RESERVATIONS FOR STATE ACTIVITIES.—Section
4 133(a) of the Workforce Innovation and Opportunity Act
5 (29 U.S.C. 3173(a)) is amended—

6 (1) in paragraph (1), by striking “section
7 128(a)” and inserting “section 128(a)(1)”; and

8 (2) by adding at the end the following:

9 “(3) CRITICAL INDUSTRY SKILLS FUND, AND
10 INDUSTRY OR SECTOR PARTNERSHIP AND CAREER
11 PATHWAYS FUND.—In addition to the reservations
12 required under paragraphs (1) and (2), the Gov-
13 ernor may make the reservation authorized under
14 section 128(a)(3).”.

15 (b) WITHIN STATE ALLOCATIONS.—Section
16 133(b)(1) of the Workforce Innovation and Opportunity
17 Act (29 U.S.C. 3173(b)) is amended—

18 (1) in subparagraph (A), by striking “sub-
19 section (a)(1)” and inserting “paragraph (1) or (3)
20 of subsection (a)”; and

21 (2) in subparagraph (B), by striking “para-
22 graph (1) or (2) of subsection (a)” and inserting
23 “paragraph (1), (2), or (3) of subsection (a)”.

24 (c) REALLOCATION AMONG LOCAL AREAS.—Section
25 133(c) of the Workforce Innovation and Opportunity Act
26 (29 U.S.C. 3173(c)) is amended—

(1) in paragraph (1), by inserting before the period at the end, the following: “as performance-based incentive payments”;

(2) in paragraph (4)—

(A) in subparagraph (A)—

(i) by striking “that does not” and inserting the following: “that—

“(i) does not”;

(ii) by striking “; and” and inserting a semicolon; and

(iii) by adding at the end the following:

“(ii) has met or exceeded an average of 100 percent of the local level of performance described in section 116(c)(1)(B) for the local area across all indicators for the adult program authorized under this chapter for the most recent program year for which performance data is available; and

“(iii) was not subject to corrective action by the Governor under section 184(a)(5)(A) for a determination of non-compliance with the uniform administrative requirements described in section

184(a)(3) for the program year for which the determination under paragraph (2) is made; and”; and

(B) in subparagraph (B)—

(i) by striking “that does not” and inserting the following: “that—

“(i) does not”;

(ii) by striking the period at the end and inserting a semicolon; and

(iii) by adding at the end the following:

“(ii) has met or exceeded an average of 100 percent of the local level of performance described in section 116(c)(1)(B) for the local area across all indicators for the dislocated worker program authorized under this chapter for the most recent program year for which performance data is available; and

“(iii) was not subject to corrective action by the Governor under section 184(a)(5)(A) for a determination of non-compliance with the uniform administrative requirements described in section 184(a)(3) for the program year for which

1 the determination under paragraph (2) is
 2 made; and”; and

3 (3) by adding at the end the following:

4 “(5) USE OF INCENTIVE FUNDS.—Any amounts
 5 provided to a local area as a performance incentive
 6 payment under this subsection shall not be subject
 7 to the requirements described in section
 8 134(c)(1)(B).”.

9 **SEC. 143. USE OF FUNDS FOR EMPLOYMENT AND TRAINING**
 10 **ACTIVITIES.**

11 (a) STATEWIDE EMPLOYMENT AND TRAINING AC-
 12 TIVITIES.—

13 (1) IN GENERAL.—Section 134(a)(1) of the
 14 Workforce Innovation and Opportunity Act (29
 15 U.S.C. 3174(a)(1))—

16 (A) in subparagraph (A), by striking
 17 “and” at the end;

18 (B) in subparagraph (B)—

19 (i) in the matter preceding clause (i),
 20 by striking “128(a)” and inserting
 21 “128(a)(1)”; and

22 (ii) by amending clause (ii) to read as
 23 follows:

24 “(ii) may be used to carry out any of
 25 the statewide employment and training ac-

1 activities described in paragraph (3) (includ-
 2 ing establishing and administering any
 3 one, or both, of the funds referred to in
 4 subparagraph (C));” and

5 (C) by inserting before the flush left text
 6 at the end the following:

7 “(C) as described in section 128(a)(3),
 8 shall be used to establish and administer any
 9 one, or both, of the following:

10 “(i) a critical industry skills fund de-
 11 scribed in paragraph (4); or

12 “(ii) an industry or sector partnership
 13 and career pathways development fund de-
 14 scribed in paragraph (5),”.

15 (2) REQUIRED STATEWIDE EMPLOYMENT AND
 16 TRAINING ACTIVITIES.—

17 (A) STATEWIDE RAPID RESPONSE ACTIVI-
 18 TIES.—Section 134(a)(2)(A) of the Workforce
 19 Innovation and Opportunity Act (29 U.S.C.
 20 3174(a)(2)(A)) is amended—

21 (i) in clause (i)—

22 (I) in subclause (I)—

23 (aa) by striking “working”
 24 and inserting “as a rapid re-
 25 sponse unit working”; and

1 (bb) by striking “and” at
2 the end;

3 (II) in subclause (II), by striking
4 the period at the end and inserting “;
5 and”; and

6 (III) by adding at the end the
7 following:

8 “(III) provision of additional as-
9 sistance to any local area that has ex-
10 cess demand for individual training
11 accounts for dislocated workers in
12 such local area and requests such ad-
13 ditional assistance under this sub-
14 clause in accordance with paragraph
15 (4) of section 414(c) of the American
16 Competitiveness and Workforce Im-
17 provement Act of 1998 (29 U.S.C.
18 3224a(5)), upon a determination by
19 the State that, in using funds allo-
20 cated to such local area pursuant to
21 paragraph (1) of such section 414(c)
22 and in using funds as required under
23 subsection (c)(1)(B) of this section for
24 the purpose described in paragraph
25 (2)(A) of such section 414(c)), the

1 local area is in compliance with the
2 requirements of such section 414(c).”;
3 and

4 (ii) by adding at the end the fol-
5 lowing:

6 “(iii) INSUFFICIENT FUNDS TO MEET
7 EXCESS DEMAND.—If a State determines
8 that a local area with excess demand as
9 described in clause (i)(III) has met the
10 compliance requirements described in such
11 clause, but the State does not have suffi-
12 cient funds reserved under section
13 133(a)(2) to meet such excess demand, the
14 State—

15 “(I) shall notify the Secretary of
16 such excess demand; and

17 “(II) if eligible, may apply for a
18 national dislocated worker grant
19 under section 170 of this Act.”.

20 (B) STATEWIDE EMPLOYMENT AND TRAIN-
21 ING ACTIVITIES.—Section 134(a)(2)(B) of the
22 Workforce Innovation and Opportunity Act (29
23 U.S.C. 3174(a)(2)(B) is amended—

24 (i) in clause (i)—

1 (I) in subclause (III), by striking
2 “and” at the end;

3 (II) by amending subclause (IV)
4 to read as follows:

5 “(IV) local areas, one-stop opera-
6 tors, one-stop partners, and eligible
7 providers, including the development
8 and training of staff, which may in-
9 clude—

10 “(aa) the development and
11 training of staff to provide infor-
12 mation about wage levels and
13 available benefits across in-de-
14 mand industry sectors or occupa-
15 tions, and information about op-
16 portunities for individuals with
17 barriers to employment to enter
18 in-demand industry sectors or oc-
19 cupations and nontraditional oc-
20 cupations;

21 “(bb) providing capacity
22 building and technical assistance
23 to State board and local board
24 members on the development of
25 exemplary program activities;

1 “(cc) the development and
2 education of staff to increase ex-
3 pertise in providing opportunities
4 for covered veterans (as defined
5 in section 4212(a)(3)(A) of title
6 38, United States Code) to enter
7 in-demand industry sectors or oc-
8 cupations and nontraditional oc-
9 cupations: and

10 “(dd) the provision of tech-
11 nical assistance to local areas
12 that fail to meet local perform-
13 ance accountability measures de-
14 scribed in section 116(c); and”;
15 and

16 (III) by adding at the end the
17 following:

18 “(V) local boards and eligible
19 providers of training services in car-
20 rying out the performance reporting
21 required under section 116(d), includ-
22 ing facilitating data matches for pro-
23 gram participants—

24 “(aa) using quarterly wage
25 record information (including the

1 wage records made available by
2 any other State and information
3 provided from the National Di-
4 rectory of New Hires in accord-
5 ance with section 453(j)(8) of the
6 Social Security Act (42 U.S.C.
7 653(j)(8)); and

8 “(bb) other sources of infor-
9 mation, as necessary to measure
10 the performance of programs and
11 activities conducted under this
12 chapter or chapter 2 of this sub-
13 title;”;

14 (ii) in clause (ii), by striking “section
15 106(b)(7)” and inserting “section
16 106(b)(6)”;

17 (iii) in clause (iii), by striking “section
18 116(i)” and inserting “section 116(j)”;
19 and

20 (iv) in clause (v)—

21 (I) in subclause (II)—

22 (aa) by striking “customized
23 training” and inserting “em-
24 ployer-directed skills develop-
25 ment”; and

1 (bb) by striking “transi-
2 tional jobs” and inserting “tran-
3 sitional jobs, or sponsors of ap-
4 prenticeships and pre-apprentice-
5 ships”;

6 (II) in subclause (III), by insert-
7 ing “, including business engaged in
8 joint labor-management partnerships”
9 before the semicolon;

10 (III) in subclause (IV), by insert-
11 ing “, including on the principles of
12 universal design for learning” before
13 the semicolon;

14 (IV) by redesignating subclauses
15 (V) and (VI) as subclauses (VI) and
16 (VII), respectively;

17 (V) by inserting after subclause
18 (IV) the following:

19 “(V) information on effective co-
20 ordination of supportive services for
21 workers and jobseekers;”;

22 (VI) in subclause (VI), as so re-
23 designated—

24 (aa) by striking “subsections
25 (d) and (h) of section 122” and

1 inserting “subsections (d) and (i)
2 of section 122”; and

3 (bb) by striking “and” at
4 the end; and

5 (VII) by adding at the end the
6 following:

7 “(VIII) information to partici-
8 pants on understanding and accessing
9 State-administered programs and
10 services available to jobseekers;”;

11 (v) by redesignating clause (vi) as
12 clause (vii);

13 (vi) by inserting after clause (v) the
14 following:

15 “(vi) notifying participants of an eligi-
16 ble program of training services whose par-
17 ticipation is funded under this Act, if such
18 program’s status as an eligible program of
19 training services is revoked under section
20 122(c)(4);”;

21 (vii) in clause (vii), as so redesign-
22 nated, by striking the period at the end
23 and inserting a semicolon; and

24 (viii) by adding at the end the fol-
25 lowing:

1 “(viii) coordinating (which may be
2 done in partnership with other States) with
3 industry organizations, employers (includ-
4 ing small and mid-sized employers), indus-
5 try or sector partnerships, training pro-
6 viders, local boards, and institutions of
7 higher education to identify or develop
8 competency-based assessments that are a
9 valid and reliable method of collecting in-
10 formation with respect to, and measuring,
11 the prior knowledge, skills, and abilities of
12 individuals who are adults or dislocated
13 workers for the purpose of—

14 “(I) awarding, based on the
15 knowledge, skills, and abilities of such
16 an individual validated by such assess-
17 ments—

18 “(aa) a recognized postsec-
19 ondary credential that is used by
20 employers in the State for re-
21 cruitment, hiring, retention, or
22 advancement purposes;

23 “(bb) postsecondary credit
24 toward a recognized postsec-
25 ondary credential aligned with in-

1 demand industry sectors and oc-
2 cupations in the State for the
3 purpose of accelerating attain-
4 ment of such credential; and

5 “(cc) postsecondary credit
6 for progress along a career path-
7 way developed by the State or a
8 local area within the State;

9 “(II) developing individual em-
10 ployment plans under subsection
11 (c)(2)(B)(vii)(II) that incorporate the
12 knowledge, skills, and abilities of such
13 an individual to identify—

14 “(aa) in-demand industry
15 sectors or occupations that re-
16 quire similar knowledge, skills,
17 and abilities; and

18 “(bb) any upskilling needed
19 for the individual to secure em-
20 ployment in such a sector or oc-
21 cupation; and

22 “(III) helping such an individual
23 communicate such knowledge, skills,
24 and abilities to prospective employers

1 through a skills-based resume, profile,
2 or portfolio; and

3 “(ix) disseminating to local areas and
4 employers information relating to the com-
5 petency-based assessments identified or de-
6 veloped pursuant to clause (viii), includ-
7 ing—

8 “(I) any credential or credit
9 awarded pursuant to items (aa)
10 through (cc) of clause (viii)(I);

11 “(II) the industry organizations,
12 employers, training providers, and in-
13 stitutions of higher education located
14 within the State that recognize the
15 knowledge, skills, and abilities of an
16 individual validated by such assess-
17 ments;

18 “(III) how such assessments may
19 be provided to, and accessed by, indi-
20 viduals through the one-stop delivery
21 system; and

22 “(IV) information on the extent
23 to which such assessments are being
24 used by employers and local areas in
25 the State.”.

1 (3) ALLOWABLE STATEWIDE EMPLOYMENT AND
2 TRAINING ACTIVITIES.—Section 134(a)(3)(A) of the
3 Workforce Innovation and Opportunity Act (29
4 U.S.C. 3174(a)(3)(A))—

5 (A) in clause (i)—

6 (i) by inserting “or evidence-based”
7 after “innovative”;

8 (ii) by inserting “local communities
9 and” after “needs of”;

10 (iii) by striking “customized training”
11 and inserting “employer-directed skills de-
12 velopment”;

13 (iv) by inserting “and partnerships
14 with” after “utilization of”;

15 (v) by inserting “and labor-manage-
16 ment partnerships” after “business inter-
17 mediaries”; and

18 (vi) by inserting “and medium-sized”
19 before “employers) in the State, and”;

20 (B) in clause (ii)—

21 (i) by inserting “, or bringing evi-
22 dence-based strategies to scale,” after
23 “strategies”; and

24 (ii) by inserting “supporting such in-
25 dividuals in achieving economic self-suffi-

1 ciency and mobility, and” after “employ-
2 ment and”;

3 (C) in clause (iii)—

4 (i) by striking “ and prior learning as-
5 sessment to” and inserting “, prior learn-
6 ing assessment, or a competency-based as-
7 sessment identified or developed by the
8 State under paragraph (2)(B)(viii), to”;
9 and

10 (ii) by striking “stackable” and insert-
11 ing “permit articulation into higher level
12 degree or other credential programs”;

13 (D) in clause (iv), by inserting “, which
14 may include on-the job training, employer-di-
15 rected skills development, transitional jobs, in-
16 dustry or sector partnerships, apprenticeships,
17 and other programs” after “employment”;

18 (E) in clause (v), by inserting “which ac-
19 tivities may incorporate the principles of uni-
20 versal design for learning and be” after “sub-
21 section (c)(3),”;

22 (F) in clause (viii)—

23 (i) in subclause (I), by inserting “, in-
24 cluding such activities funded through

1 other Federal and State laws” after “de-
2 velopment activities”; and

3 (ii) in subclause (II)—

4 (I) in item (cc), by inserting “ac-
5 tivities carried out by comprehensive
6 transition and postsecondary pro-
7 grams for students with intellectual
8 disabilities established under section
9 767 of the Higher Education Act of
10 1965 (20 U.S.C. 1140g),” after “de-
11 velopmental disabilities,”;

12 (II) in item (dd), by striking “ac-
13 tivities, including those” and inserting
14 “activities and services to promote
15 digital literacy skills, including activi-
16 ties and services”;

17 (III) in item (ee), by striking
18 “ex-offenders in reentering the work-
19 force; and” and inserting “ justice-in-
20 volved individuals in reentering the
21 workforce;”; and

22 (IV) by adding at the end the fol-
23 lowing:

24 “(gg) programs under the
25 Older Americans Act of 1965 (42

1 U.S.C. 3001 et seq.) that support
2 employment and economic secu-
3 rity; and”;

4 (G) in clause (xi), by inserting “that ex-
5 ceed the local levels of performance” after
6 “local areas”;

7 (H) in clause (xiii), by striking “and” at
8 the end;

9 (I) in clause (xiv)—

10 (i) by inserting “conducting feasibility
11 studies for the effectiveness of such strate-
12 gies in meeting the employment and skills
13 development needs of target populations in
14 the local areas that are using such feasi-
15 bility studies,” after “data collection,”; and

16 (ii) by striking the period at the end
17 and inserting a semicolon; and

18 (J) by adding at the end the following:

19 “(xv) supporting employers seeking to
20 implement skills-based hiring practices,
21 which may include technical assistance on
22 the use and validation of employment as-
23 sessments (including competency-based as-
24 sessments developed or identified by the
25 State pursuant to paragraph (2)(B)(viii)),

1 and support in the creation of skills-based
2 job descriptions;

3 “(xvi) developing partnerships be-
4 tween educational institutions (including
5 area career and technical education
6 schools, local educational agencies, and in-
7 stitutions of higher education) and employ-
8 ers to create or improve workforce develop-
9 ment programs to address the identified
10 education and skill needs of the workforce
11 and the employment needs of employers in
12 regions of the State, as determined by the
13 most recent analysis conducted under sub-
14 paragraphs (A), (B), and (D) of section
15 102(b)(1);

16 “(xvii) identifying and making avail-
17 able to residents of the State, free or re-
18 duced cost access to online skills develop-
19 ment programs that are aligned with in-de-
20 mand industries or occupations in the
21 State and lead to attainment of a recog-
22 nized postsecondary credential valued by
23 employers in such industries or occupa-
24 tions;

1 “(xviii) establishing and administering
2 a critical industry skills fund described in
3 paragraph (4); and

4 “(xix) establishing and administering
5 an industry or sector partnership and ca-
6 reer pathways development fund described
7 in paragraph (5).”.

8 (4) CRITICAL INDUSTRY SKILLS FUND.—Sec-
9 tion 134(a) of the Workforce Innovation and Oppor-
10 tunity Act (29 U.S.C. 3174(a)), as amended, is fur-
11 ther amended by adding at the end the following:

12 “(4) CRITICAL INDUSTRY SKILLS FUND.—

13 “(A) PERFORMANCE-BASED PAYMENTS.—

14 In addition to the funds described in paragraph
15 (3)(A), a State may use any funds reserved
16 under paragraph (3)(A) of section 128(a) to es-
17 tablish and administer a critical industry skills
18 fund to award performance-based payments on
19 a per-worker basis to eligible entities that pro-
20 vide, to prospective workers or incumbent work-
21 ers (which may include youth age 18 through
22 age 24), eligible skills development programs
23 that are in any of the industries and occupa-
24 tions identified by the Governor (in consultation
25 with the State board) for purposes of this para-

graph, and that will result in employment or retention with an employer in such an industry or occupation (in this paragraph referred to as a ‘participating employer’).

“(B) OPTIONAL PRIORITY.—The Governor (in consultation with the State board) may select the industries and occupations identified under subparagraph (A) that should be prioritized under this paragraph.

“(C) SUBMISSION OF PROPOSALS.—To be eligible to receive a payment under the critical industry skills fund established under this paragraph by a State, an eligible entity shall submit to the Governor, a proposal describing the eligible skills development program to be provided by the eligible entity under this paragraph, in such form, at such time, and containing such information, as the Governor may reasonably require.

“(D) REIMBURSEMENT FOR APPROVED PROPOSALS.—

“(i) STATE REQUIREMENTS.—

“(I) IN GENERAL.—With respect to each eligible entity whose proposal under subparagraph (C) has been ap-

1 proved by the Governor, the Governor
2 shall make payments (in an amount
3 determined by the Governor and sub-
4 ject to the requirements of subclause
5 (II) of this clause, subparagraph (E),
6 and any other limitations determined
7 necessary by the State) from the crit-
8 ical industry skills fund established
9 under this paragraph to such eligible
10 entity for each participant of the eligi-
11 ble skills development program de-
12 scribed in such proposal and with re-
13 spect to whom the eligible entity
14 meets the requirements of clause (ii).

15 “(II) PAYMENTS.—In making
16 payments to an eligible entity under
17 subclause (I) with respect to a partici-
18 pant—

19 “(aa) a portion of the total
20 payment shall be made after the
21 participant successfully completes
22 the eligible skills development
23 program offered by the eligible
24 entity; and

1 “(bb) the remainder of such
2 total payment shall be made after
3 the participant has been em-
4 ployed by the participating em-
5 ployer of the eligible entity for
6 the 6-month period after success-
7 ful completion of the program.

8 “(ii) ELIGIBLE ENTITY REQUIRE-
9 MENTS.—To be eligible to receive the pay-
10 ments described in clause (i) with respect
11 to a participant, an eligible entity shall
12 submit such documentation as the Gov-
13 ernor determines necessary to verify
14 whether the participant meets the require-
15 ments of items (aa) and (bb) of clause
16 (i)(II), and to comply with the perform-
17 ance reporting described in subparagraph
18 (F).

19 “(E) NON-FEDERAL COST SHARING.—

20 “(i) LIMITS ON FEDERAL SHARE.—An
21 eligible entity may not receive funds under
22 subparagraph (D) with respect to a partici-
23 pant of the eligible skills development pro-
24 gram offered by the eligible entity in ex-

1 cess of the following costs of such program
2 with respect to such participant:

3 “(I) In the case of a partici-
4 pating employer of such eligible entity
5 with 25 or fewer employees, 90 per-
6 cent of the costs.

7 “(II) In the case of a partici-
8 pating employer of such eligible entity
9 with more than 25 employees, but
10 fewer than 100 employees, 75 percent
11 of the costs.

12 “(III) In the case of a partici-
13 pating employer of such eligible entity
14 with 100 or more employees, 50 per-
15 cent of the costs.

16 “(ii) NON-FEDERAL SHARE.—

17 “(I) IN GENERAL.—Any costs of
18 the eligible skills development pro-
19 gram offered to a participant by such
20 eligible entity that are not covered by
21 the funds received under subpara-
22 graph (D) shall be the non-Federal
23 share provided by the eligible entity
24 (in cash or in-kind).

1 “(II) EMPLOYER COST SHAR-
2 ING.—If the eligible skills develop-
3 ment program is being provided on-
4 the-job, the non-Federal share pro-
5 vided by an eligible entity may include
6 the amount of the wages paid by the
7 participating employer of the eligible
8 entity to a participant while such par-
9 ticipant is receiving the training.

10 “(F) PERFORMANCE REPORTING.—Using
11 the participant information provided by eligible
12 entities under subparagraph (D)(ii), the State
13 shall submit to the Secretary a report, on an
14 annual basis, with respect to all participants for
15 which the eligible entities received funds under
16 this paragraph for the most recent program
17 year, which shall include—

18 “(i) the number of individuals who
19 participated in eligible skills development
20 programs provided by such eligible entities
21 through the critical industry skills fund
22 under this paragraph; and

23 “(ii) the performance of such partici-
24 pants on the primary indicators of per-

1 formance described in subclauses (I)
2 through (III) of section 116(b)(2)(A)(i).

3 “(G) DEFINITIONS.—In this paragraph:

4 “(i) ELIGIBLE ENTITY.—The term ‘el-
5 igible entity’ means—

6 “(I) a participating employer or
7 a group of participating employers;

8 “(II) an industry or sector part-
9 nership that includes a participating
10 employer; or

11 “(III) another entity serving as
12 an intermediary (such as a local
13 board) that is in partnership with a
14 participating employer.

15 “(ii) ELIGIBLE SKILLS DEVELOPMENT
16 PROGRAM.—The term ‘eligible skills devel-
17 opment program’, when used with respect
18 to an eligible entity—

19 “(I) means a program with re-
20 spect to which a State may set a max-
21 imum and minimum length (in
22 weeks);

23 “(II) includes work-based edu-
24 cation or related occupational skills
25 instruction that—

1 “(aa) develops the specific
2 technical skills necessary for suc-
3 cessful performance of the occu-
4 pations in which participants are
5 to be employed upon completion;
6 and

7 “(bb) may be provided—

8 “(AA) by the eligible
9 entity; or

10 “(BB) by any training
11 provider that is selected by
12 the eligible entity and with-
13 out regard to whether such
14 provider is on a list of eligi-
15 ble providers of training
16 services described in section
17 122(d); and

18 “(III) does not include employee
19 onboarding, orientation, or profes-
20 sional development generally provided
21 to employees.”.

22 (5) INDUSTRY OR SECTOR PARTNERSHIP AND
23 CAREER PATHWAYS DEVELOPMENT FUND.—Section
24 134(a) of the Workforce Innovation and Opportunity

1 Act (29 U.S.C. 3174(a)), as amended, is further
2 amended by adding at the end the following:

3 “(5) INDUSTRY OR SECTOR PARTNERSHIP AND
4 CAREER PATHWAYS DEVELOPMENT FUND.—

5 “(A) PURPOSE.—The purpose of this para-
6 graph is to establish new or expand existing in-
7 dustry or sector partnerships and career path-
8 way programs to encourage regional economic
9 growth and competitiveness, and improve work-
10 er training, retention, and advancement.

11 “(B) DESCRIPTION OF FUND.—In addition
12 to the funds described in paragraph (3)(A), a
13 State may use any funds reserved under para-
14 graph (3)(A) of section 128(a) to establish and
15 administer an industry or sector partnership
16 and career pathways development fund to
17 award grants to eligible partnerships to estab-
18 lish or expand industry or sector partnerships
19 that include employers in a high-growth or
20 high-wage industry of the State in order to
21 meet the following objectives:

22 “(i) Build capacity among such part-
23 nerships to prepare jobseekers and incum-
24 bent workers participating in such partner-

1 ships for careers in such a high-growth or
2 high-wage industry.

3 “(ii) Leverage the capacity of such
4 partnerships to develop, improve, expand,
5 or implement education, employment, and
6 training opportunities for individuals with
7 barriers to employment.

8 “(iii) Strengthen coordination between
9 such industry or sector partnerships and
10 one-stop partners for the local areas in-
11 volved that are described in paragraphs (1)
12 and (2) of section 121(b).

13 “(iv) Develop or expand a career
14 pathway program that utilizes integrated
15 education and training strategies and sup-
16 ports multiple points of entry and exit for
17 working learners.

18 “(C) DURATION.—Each grant awarded
19 under this paragraph shall be for a period of
20 not more than 2 years.

21 “(D) AWARD BASIS.—

22 “(i) GEOGRAPHIC DIVERSITY.—The
23 Governor shall award grants under this
24 paragraph in a manner that ensures geo-
25 graphic diversity in the areas in the State

1 in which activities will be carried out under
2 the grants.

3 “(ii) PRIORITY.—In awarding grants
4 under this paragraph, the Governor shall
5 give priority consideration to eligible part-
6 nerships that—

7 “(I) include (or will include) as a
8 partner in the industry or sector part-
9 nership to be established or expanded
10 under this paragraph, a 2-year public
11 institution of higher education;

12 “(II) demonstrate long-term sus-
13 tainability of such industry or sector
14 partnership; and

15 “(III) demonstrate the ability of
16 such industry or sector partnership to
17 serve individuals who—

18 “(aa) are individuals with a
19 barrier to employment, including
20 individuals with disabilities;

21 “(bb) are facing significant
22 worker dislocation due to a dis-
23 ruption or change in the regional
24 or State economy or labor mar-
25 ket;

1 “(cc) have traditionally been
2 underserved by regional economic
3 development and sector partner-
4 ship activities (including rural
5 areas in the State); or

6 “(dd) are—

7 “(AA) opportunity
8 youth, disadvantaged youth,
9 or disadvantaged adults; or

10 “(BB) unemployed in-
11 dividuals, within the mean-
12 ing of section 6(b)(1)(B) of
13 the Wagner-Peyser Act (29
14 U.S.C. 49e(b)(1)(B)).

15 “(iii) ADDITIONAL OPTIONAL PRI-
16 ORITY.—In awarding grants under this
17 paragraph, in addition to the priority con-
18 sideration required under clause (ii), the
19 Governor may give priority consideration
20 to eligible partnerships that include, or will
21 include, as a partner in the industry or
22 sector partnership to be established or ex-
23 panded under this section—

24 “(I) a 4-year public institution of
25 higher education at which the highest

1 degree that is predominantly awarded
2 to students is an associate degree; or
3 “(II) a 2-year Tribal College or
4 University (as defined in section
5 316(b) of the Higher Education Act
6 of 1965 (20 U.S.C. 1059c(b)).

7 “(E) APPLICATION.—

8 “(i) IN GENERAL.—An eligible part-
9 nership seeking a grant under this para-
10 graph shall submit an application to the
11 Governor at such time, in such manner,
12 and containing such information as the
13 Governor may reasonably require, includ-
14 ing the contents described in clause (ii).

15 “(ii) CONTENTS.—An eligible partner-
16 ship seeking a grant under this paragraph
17 shall submit an application to the Governor
18 under clause (i) containing, at minimum—

19 “(I) a description of the eligible
20 partnership, and the industry or sec-
21 tor partnership that will be estab-
22 lished or expanded with such grant;

23 “(II) the expected participation
24 and responsibilities of each of the

1 partners that will be included in such
2 industry or sector partnership;

3 “(III) a description of the high-
4 growth or high-wage industry sector
5 to be served by such industry or sec-
6 tor partnership, and a description of
7 how such industry sector was identi-
8 fied;

9 “(IV) a description of the work-
10 ers and other individuals who will be
11 targeted or recruited by such industry
12 or sector partnership, including the
13 number of workers and other individ-
14 uals who will be served by the part-
15 nership;

16 “(V) an analysis of the existing
17 labor market to be served by such in-
18 dustry or sector partnership, which in-
19 cludes—

20 “(aa) a description of poten-
21 tial barriers to employment for
22 the targeted workers and other
23 individuals;

24 “(bb) the estimated share of
25 such workers and other individ-

1 uals who are individuals with a
2 barrier to employment; and

3 “(cc) a description of strate-
4 gies that will be developed to help
5 such workers and other individ-
6 uals overcome such barriers;

7 “(VI) a description of the Fed-
8 eral and non-Federal resources, avail-
9 able under provisions of law other
10 than this paragraph, that will be le-
11 veraged in support of such industry or
12 sector partnership and the activities
13 carried out by the partnership under
14 this paragraph;

15 “(VII) a description, using com-
16 mon, linked, open-data descriptive
17 language, of the recognized postsec-
18 ondary credential that will be provided
19 to individuals who successfully com-
20 plete the education and training pro-
21 gram provided through an education
22 provider in such industry or sector
23 partnership;

24 “(VIII) an assurance that any el-
25 igible provider of training services in

1 such industry or sector partnership is
2 on a list of eligible providers of train-
3 ing services described in section
4 122(d); and

5 “(IX) a commitment from a par-
6 ticipating employer in such industry
7 or sector partnership to employ each
8 participant of such education and
9 training program (which may be a ca-
10 reer pathway program) for not less
11 than a 1-year period, in accordance
12 with the employment policies of such
13 employer, after successful completion
14 of the training portion of the edu-
15 cation and training program operated
16 by such participating employer.

17 “(F) USES OF FUNDS.—

18 “(i) IN GENERAL.—An eligible part-
19 nership awarded a grant under this para-
20 graph shall use such grant funds to estab-
21 lish a new industry or sector partnership
22 or expand the industry or sector partner-
23 ship of the eligible partnership to meet the
24 objectives listed in subparagraph (B)—

1 “(I) by engaging businesses in
2 accordance with clause (iii); and

3 “(II) by carrying out an edu-
4 cation and training program that—

5 “(aa) leads to the recognized
6 postsecondary credential de-
7 scribed in the eligible partner-
8 ship’s application in subpara-
9 graph (E)(ii)(VII);

10 “(bb) includes an appren-
11 ticeship, work-based learning, or
12 on-the-job training program that
13 leads to an employment commit-
14 ment described in subparagraph
15 (E)(ii)(IX) with a participating
16 employer of the industry or sec-
17 tor partnership;

18 “(cc) may include the devel-
19 opment or expansion of a new or
20 existing career pathway program
21 as described in clause (iv); and

22 “(dd) may include the provi-
23 sion of supportive services as de-
24 scribed in clause (v).

1 “(ii) PLANNING ACTIVITIES.—An eli-
2 gible partnership receiving a grant under
3 this paragraph may use not more than 20
4 percent of the grant funds to carry out
5 planning activities during the first year of
6 the grant period that are necessary to es-
7 tablish a new industry or sector partner-
8 ship or expand the industry or sector part-
9 nership of the eligible partnership, which
10 may include—

11 “(I) recruiting key stakeholders
12 in the high-growth or high-wage in-
13 dustry to be served by such industry
14 or sector partnership;

15 “(II) conducting outreach to local
16 businesses, employers, labor organiza-
17 tions, local boards, education and
18 training providers, and business and
19 employer associations;

20 “(III) identifying, through an
21 evaluation, the training needs of mul-
22 tiple businesses in the high-growth or
23 high-wage industry, including identi-
24 fying any needs for—

1 “(aa) skills critical to com-
2 petitiveness and innovation in the
3 high-growth or high-wage indus-
4 try;

5 “(bb) an education and
6 training program, including any
7 apprenticeship program or other
8 work-based learning program
9 supported by the grant; and

10 “(cc) the usage of career
11 pathways to align education and
12 training with job openings in the
13 high-growth or high-wage indus-
14 try; and

15 “(IV) recruiting individuals with
16 barriers to employment to participate
17 in the education and training pro-
18 gram.

19 “(iii) BUSINESS ENGAGEMENT.—An
20 industry or sector partnership established
21 or expanded with a grant under this para-
22 graph shall use the grant funds to engage
23 businesses (including small and medium-
24 sized businesses that are in the high-
25 growth or high-wage industry and that

1 may be a participating employer of the
2 partnership) in the establishment and im-
3 plementation of an apprenticeship, work-
4 based learning, or on-the-job training pro-
5 gram offered through the education and
6 training program of the partnership, and
7 which may include—

8 “(I) the navigation of the reg-
9 istration process for a sponsor of such
10 an apprenticeship program;

11 “(II) the connection of the busi-
12 ness with an education provider in the
13 industry or sector partnership to de-
14 velop classroom instruction to com-
15 plement learning through such an ap-
16 prenticeship, work-based learning, or
17 on-the-job training program;

18 “(III) the development of such a
19 work-based learning program;

20 “(IV) the provision of career
21 awareness activities for participants of
22 such an apprenticeship, work-based
23 learning, or on-the-job training pro-
24 gram, such as career guidance and
25 academic counseling;

1 “(V) the recruitment of individ-
2 uals with barriers to employment to
3 participate in such an apprenticeship,
4 work-based learning, or on-the-job
5 training program; and

6 “(VI) other evidence-based ap-
7 proaches to connecting businesses
8 with workers and establishing path-
9 ways to unsubsidized employment for
10 individuals participating in the edu-
11 cation and training program and
12 other programs funded under this
13 title.

14 “(iv) CAREER PATHWAY PROGRAMS.—

15 “(I) IN GENERAL.—An industry
16 or sector partnership established or
17 expanded with a grant under this
18 paragraph may use such grant funds
19 for the development or expansion of a
20 new or existing career pathway pro-
21 gram that utilizes integrated edu-
22 cation and training strategies and
23 supports multiple entry and exit
24 points for working students and other

1 working participants, which may in-
2 clude—

3 “(aa) dual-enrollment ap-
4 proaches for participants, includ-
5 ing youth, seeking to participate
6 in a career pathway program;

7 “(bb) strategies that help
8 working students and other non-
9 traditional and adult student
10 populations access skills and the
11 recognized postsecondary creden-
12 tials described in subparagraph
13 (E)(ii)(VII) of the eligible part-
14 nership’s application; and

15 “(cc) strategies that incor-
16 porate the principles of universal
17 design for learning.

18 “(II) AUTHORIZED ACTIVITIES.—

19 In establishing or expanding such new
20 or existing career pathway program,
21 the industry or sector partnership
22 may use a grant under this paragraph
23 for—

24 “(aa) the provision of evi-
25 dence-based professional develop-

1 ment for faculty and other staff
2 of an education provider in the
3 industry or sector partnership,
4 which may incorporate the prin-
5 ciples of universal design for
6 learning, as appropriate;

7 “(bb) the acquisition of
8 equipment necessary to support
9 the delivery of the career path-
10 way program; and

11 “(cc) any other evidence-
12 based activities to support the
13 development or implementation
14 of the career pathway program.

15 “(v) SUPPORTIVE SERVICES.—In ac-
16 cordance with section 181(h), an industry
17 or sector partnership established or ex-
18 panded with a grant under this paragraph
19 may use such grant funds to provide sup-
20 portive services to support the success of
21 individuals, including individuals with bar-
22 riers to employment, who are participating
23 in training services, as described in sub-
24 section (c)(3)(D), which are offered
25 through such partnership.

1 “(G) DESIGNATION OF A FISCAL AGENT.—

2 An eligible partnership receiving a grant under
3 this paragraph shall designate an entity of the
4 eligible partnership as the fiscal agent for the
5 receipt, management, and expenditure of the
6 grant funds.

7 “(H) NON-FEDERAL COST SHARING.—

8 “(i) LIMITS ON FEDERAL SHARE.—An
9 industry or sector partnership established
10 or expanded with a grant under this para-
11 graph may not receive such grant funds
12 for purposes of funding the education and
13 training program offered through such
14 partnership in excess of the following costs
15 of establishing, operating, and sustaining
16 such program:

17 “(I) In the case in which the par-
18 ticipating employers in such eligible
19 partnership employ 25 or fewer em-
20 ployees, 70 percent of the costs.

21 “(II) In the case in which the
22 participating employers in such eligi-
23 ble partnership employ more than 25
24 employees, but fewer than 100 em-
25 ployees, 55 percent of the costs.

1 “(III) In the case in which the
2 participating employers in such eligi-
3 ble partnership employ 100 or more
4 employees, 40 percent of the costs.

5 “(ii) NON-FEDERAL SHARE.—Any
6 costs of establishing, operating, and sus-
7 taining such program that are not covered
8 by the grant received under this paragraph
9 shall be the non-Federal share provided by
10 the industry or sector partnership.

11 “(I) PERFORMANCE REPORTING.—Not
12 later than 2 years after the first award of funds
13 under this paragraph is made by the Governor
14 and on an annual basis thereafter, the Governor
15 shall prepare and submit to the Secretary a re-
16 port with respect to the participants served by
17 each eligible partnership receiving funds under
18 this paragraph in the most recent program
19 year, which report shall include—

20 “(i) levels of performance achieved by
21 the eligible partnership, with respect to the
22 primary indicators of performance under
23 clause (i) or (ii) of section 116(b)(2)(A), as
24 applicable, for all individuals served by the
25 eligible partnership, disaggregated by race,

1 ethnicity, sex, disability status, and age;
2 and

3 “(ii) levels of performance achieved by
4 the eligible partnership with respect to the
5 primary indicators of performance under
6 clause (i) or (ii) of section 116(b)(2)(A), as
7 applicable, for individuals with barriers to
8 employment served by the eligible partner-
9 ship, disaggregated by race, ethnicity, sex,
10 disability status, and age.

11 “(J) AVAILABILITY OF REPORT.—The re-
12 port submitted by eligible partnerships under
13 subparagraph (I) shall—

14 “(i) be made digitally available by the
15 Secretary using linked, open, and inter-
16 operable data; and

17 “(ii) include the number of individuals
18 who were served by each such eligible part-
19 nership.

20 “(K) LIMIT ON ADMINISTRATIVE COSTS.—
21 An eligible partnership receiving a grant under
22 this paragraph may not use more than 10 per-
23 cent of the grant funds for administrative costs.

24 “(L) DEFINITIONS.—In this paragraph:

1 “(i) ELIGIBLE PARTNERSHIP.—The
2 term ‘eligible partnership’ means—

3 “(I) an industry or sector part-
4 nership that—

5 “(aa) includes a partici-
6 pating employer; and

7 “(bb) is seeking to further
8 implement or expand such indus-
9 try or sector partnership; or

10 “(II) a workforce collaborative
11 that is seeking to become an industry
12 or sector partnership that includes a
13 participating employer.

14 “(ii) HIGH-GROWTH OR HIGH-WAGE
15 INDUSTRY.—The term ‘high-growth or
16 high-wage industry’, when used with re-
17 spect to an eligible partnership, means an
18 industry that—

19 “(I) has, or is expected to have,
20 a high rate of growth and an unmet
21 demand for skilled workers, as deter-
22 mined by the Governor of the State in
23 which the eligible partnership is lo-
24 cated;

1 “(II) has been designated by the
2 Governor as an in-demand industry
3 experiencing high growth in such
4 State; and

5 “(III) includes occupations deter-
6 mined by the Governor—

7 “(aa) with wages that are
8 significantly higher than an occu-
9 pation of similar level of skill or
10 needed skill development; or

11 “(bb) that are aligned with
12 career pathways into higher wage
13 occupations.

14 “(iii) PARTICIPATING EMPLOYER.—
15 The term ‘participating employer’, when
16 used with respect to an eligible partner-
17 ship, means an employer in a high-growth
18 or high-wage industry that is (or will be)
19 part of the industry or sector partnership
20 that will be expanded (or established) by
21 the eligible partnership under this para-
22 graph.”.

23 (b) REQUIRED LOCAL EMPLOYMENT AND TRAINING
24 ACTIVITIES.—

1 (1) MINIMUM AMOUNT FOR SKILLS DEVELOP-
2 MENT.—Section 134(c)(1) of the Workforce Innova-
3 tion and Opportunity Act (29 U.S.C. 3174(c)(1)) is
4 amended—

5 (A) in subparagraph (A)(iv), by striking
6 “to” and inserting “to provide business services
7 described in paragraph (4) and”;

8 (B) by redesignating subparagraph (B) as
9 subparagraph (C); and

10 (C) by inserting after subparagraph (A),
11 as so amended, the following:

12 “(B) MINIMUM AMOUNT FOR SKILLS DE-
13 VELOPMENT.—

14 “(i) IN GENERAL.—Subject to clause
15 (ii), not less than 50 percent of the funds
16 described in subparagraph (A) shall be
17 used by the local area—

18 “(I) for the payment of training
19 services—

20 “(aa) provided to adults
21 under paragraph (3)(F)(iii); and

22 “(bb) provided to adults and
23 dislocated workers under para-
24 graph (3)(G)(ii); and

1 “(II) for the payment of training
2 services under paragraph (2)(A) of
3 section 414(c) of the American Com-
4 petitiveness and Workforce Improve-
5 ment Act of 1998 (29 U.S.C.
6 3224a(c)) after funds allocated to
7 such local area under paragraph (1)
8 of such section 414(c) have been ex-
9 hausted.

10 “(ii) EXCEPTION.—With respect to a
11 local area that uses any funds described in
12 subparagraph (A) to provide supportive
13 services, in accordance with subsection
14 (d)(2) of this section, for adults and dis-
15 located workers who are participating in
16 training services, or individualized career
17 services described in clauses (iii) and (vii)
18 of paragraph (2)(B) that enable participa-
19 tion in training services, each percentage
20 of such funds so used shall reduce, by one
21 percentage point, the percentage of such
22 funds required to be used by such local
23 area in accordance with clause (i), except
24 that such percentage of funds may not be

1 reduced by more than 10 percentage points
2 pursuant to this clause.”; and

3 (D) in subparagraph (C), as so redesign-
4 nated, by striking “and (ii)” and inserting “,
5 (ii), and (iv)”.

6 (2) CAREER SERVICES.—Section 134(c)(2) of
7 the Workforce Innovation and Opportunity Act (29
8 U.S.C. 3174(c)(2)) is amended—

9 (A) by redesignating subparagraphs (A)
10 through (C) as subparagraphs (B) through (D),
11 respectively;

12 (B) by inserting before subparagraph (B),
13 as so redesignated, the following:

14 “(A) BASIC CAREER SERVICES.—

15 “(i) IN GENERAL.—The one-stop de-
16 livery system—

17 “(I) shall coordinate with the
18 Employment Service office colocated
19 with the one-stop delivery system for
20 such Employment Service office to
21 provide, using the funds allotted to
22 the State under section 6 of the Wag-
23 ner-Peyser Act (29 U.S.C. 49e), basic
24 career services, which shall—

1 “(aa) include, at a min-
2 imum, the services listed in
3 clause (ii); and

4 “(bb) be available to individ-
5 uals who are adults or dislocated
6 workers in an integrated manner
7 to streamline access to assistance
8 for such individuals, to avoid du-
9 plication of services, and to en-
10 hance coordination of services;
11 and

12 “(II) may use funds allocated
13 under paragraph (1), as necessary, to
14 supplement the services that are pro-
15 vided pursuant to subclause (I) to in-
16 dividuals who are adults or dislocated
17 workers.

18 “(ii) SERVICES.—The basic career
19 services provided pursuant to clause (i)
20 shall include—

21 “(I) provision of workforce and
22 labor market employment statistics in-
23 formation, including the provision of
24 accurate (and, to the extent prac-
25 ticable, real-time) information relating

1 to local, regional, and national labor
2 market areas, including—

3 “(aa) job vacancy listings in
4 such labor market areas;

5 “(bb) information on job
6 skills necessary to obtain the jobs
7 included on such listings; and

8 “(cc) information relating to
9 local occupations in demand
10 (which may include entrepreneur-
11 ship opportunities), and the earn-
12 ings, skill requirements, and op-
13 portunities for advancement for
14 such occupations;

15 “(II) labor exchange services, in-
16 cluding job search and placement as-
17 sistance and, in appropriate cases, ca-
18 reer counseling, including—

19 “(aa) provision of informa-
20 tion on in-demand industry sec-
21 tors and occupations;

22 “(bb) provision of informa-
23 tion on nontraditional employ-
24 ment; and

1 “(cc) provision of informa-
2 tion on entrepreneurship, as ap-
3 propriate;

4 “(III)(aa) provision of informa-
5 tion, in formats that are usable by
6 and understandable to one-stop center
7 customers, relating to the availability
8 of supportive services or assistance,
9 including child care, child support,
10 medical or child health assistance
11 under title XIX or XXI of the Social
12 Security Act (42 U.S.C. 1396 et seq.
13 and 1397aa et seq.), benefits under
14 the supplemental nutrition assistance
15 program established under the Food
16 and Nutrition Act of 2008 (7 U.S.C.
17 2011 et seq.), assistance through the
18 earned income tax credit under sec-
19 tion 32 of the Internal Revenue Code
20 of 1986, and assistance under a State
21 program for temporary assistance for
22 needy families funded under part A of
23 title IV of the Social Security Act (42
24 U.S.C. 601 et seq.) and other sup-
25 portive services and transportation

1 provided through funds made avail-
2 able under such part, available in the
3 local area; and

4 “(bb) referral to the services or
5 assistance described in item (aa), as
6 appropriate;

7 “(IV) provision of information
8 and assistance regarding filing claims
9 for unemployment compensation; and

10 “(V) assistance in establishing
11 eligibility for programs of financial aid
12 assistance for training and education
13 programs that are not funded under
14 this Act.”;

15 (C) in subparagraph (B), as so redesign-
16 nated—

17 (i) in the heading, by striking the
18 heading and inserting “INDIVIDUALIZED
19 CAREER”;

20 (ii) in the matter preceding clause
21 (i)—

22 (I) by inserting “individualized”
23 before “career services”; and

1 (II) by inserting “shall, to the ex-
2 tent practicable, be evidence-based,”
3 before “and shall”;

4 (iii) in clause (iii), by inserting “, and
5 a determination (considering factors in-
6 cluding prior work experience, military
7 service, education, and the in-demand in-
8 dustry sectors and occupations in the local
9 area) of whether such an individual would
10 benefit from a competency-based assess-
11 ment developed or identified by the State
12 pursuant to subsection (a)(2)(B)(viii) to
13 accelerate the time to obtaining employ-
14 ment that leads to economic self-sufficiency
15 or career advancement” before the semi-
16 colon at the end;

17 (iv) by striking clauses (iv), (vi), (ix),
18 (x), and (xi);

19 (v) by redesignating clauses (v), (vii),
20 (viii), (xii), and (xiii) as clauses (iv), (v),
21 (vi), (vii), and (viii), respectively;

22 (vi) in clause (v), as so redesignated,
23 by inserting “and credential” after “by
24 program”;

1 (vii) in clause (vi), as so redesignated,
2 by inserting “and in multiple languages, to
3 the extent practicable,” after “customers,”;
4 and

5 (viii) in clause (vii), as so redesign-
6 nated—

7 (I) in subclause (I)(aa), as so re-
8 designated, by inserting “, including a
9 competency-based assessment devel-
10 oped or identified by the State pursu-
11 ant to subsection (a)(2)(B)(viii)” after
12 “tools”;

13 (II) in subclause (VI), by insert-
14 ing “digital literacy skills,” after
15 “learning skills,”;

16 (III) in subclause (X), by strik-
17 ing “or” at the end;

18 (IV) in subclause (XI)—

19 (aa) by striking “language”;

20 and

21 (bb) by striking “and” at
22 the end and inserting “or”;

23 (V) by adding at the end the fol-
24 lowing:

1 “(XII) review or creation of a re-
2 sume or similar document showcasing
3 the skills, experience, relevant creden-
4 tials, and education of the individual;
5 and”.

6 (D) by amending subparagraph (C), as so
7 redesignated, to read as follows:

8 “(C) USE OF PREVIOUS ASSESSMENTS.—A
9 one-stop operator or one-stop partner shall not
10 be required to conduct a new interview, evalua-
11 tion, or assessment of a participant under sub-
12 paragraph (B)(vii) if the one-stop operator or
13 one-stop partner determines that—

14 “(i) it is appropriate to use a recent
15 interview, evaluation, or assessment of the
16 participant conducted pursuant to another
17 education or training program; and

18 “(ii) using such recent interview, eval-
19 uation, or assessment will accelerate an eli-
20 gibility determination.”; and

21 (E) in subparagraph (D), as so redesign-
22 nated—

23 (i) in the matter preceding clause
24 (i)—

1 (I) by inserting “individualized”
2 before “career”; and

3 (II) by striking “subparagraph
4 (A)” and inserting “subparagraph
5 (B)”; and

6 (ii) in clause (ii), by inserting “, li-
7 braries, and community-based organiza-
8 tions” after “nonprofit service providers”.

9 (3) TRAINING SERVICES.—Section 134(c)(3) of
10 the Workforce Innovation and Opportunity Act (29
11 U.S.C. 3174(c)(3)) is amended—

12 (A) in subparagraph (A)—

13 (i) in clause (i), in the matter pre-
14 ceding subclause (I), by striking “clause
15 (ii)” and inserting “clause (ii) or (iii)”;

16 (ii) by amending clause (i)(II) to read
17 as follows:

18 “(II) who select programs of
19 training services that are directly
20 linked to the employment opportuni-
21 ties—

22 “(aa) in the local area or the
23 planning region;

24 “(bb) in another area to
25 which the adults or dislocated

1 workers are willing to commute
2 or relocate; or

3 “(cc) that may be performed
4 remotely;”.

5 (iii) by redesignating clause (iii) as
6 clause (iv);

7 (iv) by inserting after clause (ii) the
8 following:

9 “(iii) EMPLOYER REFERRAL.—

10 “(I) IN GENERAL.—A one-stop
11 operator or one-stop partner shall not
12 be required to conduct an interview,
13 evaluation, or assessment of an indi-
14 vidual under clause (i) if such indi-
15 vidual—

16 “(aa) is referred by an em-
17 ployer to receive on-the-job train-
18 ing or employer-directed skills de-
19 velopment in connection with
20 that employer; and

21 “(bb) has been certified by
22 the employer as being an indi-
23 vidual who is in need of training
24 services to obtain unsubsidized
25 employment with such employer

1 and who has the skills and quali-
2 fications to successfully partici-
3 pate in the selected program of
4 training services.

5 “(II) PRIORITY.—A one-stop op-
6 erator or one-stop partner shall follow
7 the priority system in effect under
8 subparagraph (E) to determine wheth-
9 er an individual who meets the re-
10 quirements of subclause (I) of this
11 clause is eligible to receive training
12 services.”; and

13 (v) by adding at the end the following:

14 “(v) ADULT EDUCATION AND FAMILY
15 LITERACY ACTIVITIES.—In the case of an
16 individual who, after an interview, evalua-
17 tion, or assessment under clause (i)(I), is
18 determined to not have the skills and
19 qualifications to successfully participate in
20 the selected program of training services
21 under clause (i)(I)(cc), the one-stop op-
22 erator or one-stop partner shall refer such
23 individual to adult education and literacy
24 activities under title II, including for co-en-

rollment in such activities, as appropriate.”;

(B) in subparagraph (B)—

(i) in clause (i)—

(I) in subclause (I), by striking “other grant assistance for such services, including” and inserting “assistance for such services under”; and

(II) by striking “under other grant assistance programs, including” and inserting “under”; and

(ii) by adding at the end the following:

“(iv) PARTICIPATION DURING ELIGIBILITY DETERMINATION.—An individual may participate in a program of training services during the period during which such individual’s eligibility for training services under subparagraph (A)(i) is being determined, except that the provider of such a program shall receive reimbursement under this Act for the individual’s participation during such period only if such individual is determined to be eligible under subparagraph (A)(i).”;

1 (C) in subparagraph (D)(xi), by striking
2 “customized training” and inserting “employer-
3 directed skills development”;

4 (D) in subparagraph (E)—

5 (i) by striking “are basic skills defi-
6 cient” and inserting “have foundational
7 skill needs”; and

8 (ii) by striking “paragraph
9 (2)(A)(xii)” and inserting “paragraph
10 (2)(B)(vii)”;

11 (E) in subparagraph (F)(ii), by inserting
12 “and the levels of performance for such pro-
13 viders on the performance criteria described in
14 section 122(b) for the 2 most recent program
15 years” after “in section 122(d)”;

16 (F) in subparagraph (G)(ii)—

17 (i) in subclause (II), by striking “cus-
18 tomized training” and inserting “employer-
19 directed skills development”; and

20 (ii) in subclause (IV)—

21 (I) by striking “is a” and insert-
22 ing “is an evidence-based”; and

23 (II) by inserting “and to support
24 such individuals in gaining requisite
25 skills for in-demand industry sectors

1 or occupations in the local area, ob-
2 taining recognized postsecondary cre-
3 dentials, and entering unsubsidized
4 employment” after “employment”;

5 (G) in subparagraph (H)—

6 (i) in clause (i), in the matter pre-
7 ceding subclause (I), by striking “reim-
8 bursement described in section 3(44)” and
9 inserting “reimbursement described in sec-
10 tion 3(48)”; and

11 (ii) in clause (ii)—

12 (I) in subclause (I), by inserting
13 “, such as the extent to which partici-
14 pants are individuals with barriers to
15 employment” after “participants”;
16 and

17 (II) in subclause (III), by insert-
18 ing “in an occupation or industry sec-
19 tor, including whether the skills a par-
20 ticipant will obtain are transferable to
21 other employers, occupations, or in-
22 dustries in the local area or the
23 State” after “opportunities”; and

24 (H) by adding at the end the following:

1 “(I) EMPLOYER-DIRECTED SKILLS DEVEL-
2 OPMENT.—An employer may receive a contract
3 from a local board to provide employer-directed
4 skills development to a participant or group of
5 participants if the employer submits to the local
6 board an agreement that establishes—

7 “(i) the provider of the skills develop-
8 ment program, which may be the employer;

9 “(ii) the length of the skills develop-
10 ment program;

11 “(iii) the recognized postsecondary
12 credentials that will be awarded to, or the
13 occupational skills that will be gained by,
14 program participants;

15 “(iv) the cost of the skills development
16 program;

17 “(v) the estimated earnings of pro-
18 gram participants upon successful comple-
19 tion of the program;

20 “(vi) the amount of such cost that will
21 be paid by the employer, which shall not be
22 less than the amount specified in subpara-
23 graph (C) of section 3(19); and

24 “(vii) a commitment by the employer
25 to employ the participating individual or

1 individuals upon successful completion of
2 the program.”.

3 (c) BUSINESS SERVICES.—Section 134(c) of the
4 Workforce Innovation and Opportunity Act (29 U.S.C.
5 3174(c)) is further amended by adding at the end the fol-
6 lowing:

7 “(4) BUSINESS SERVICES.—Funds described in
8 paragraph (1) shall be used to provide appropriate
9 recruitment and other business services and strate-
10 gies on behalf of employers, including small employ-
11 ers and mid-sized employers, that meet the work-
12 force investment needs of area employers, as deter-
13 mined by the local board and consistent with the
14 local plan under section 108, which services—

15 “(A) may be provided—

16 “(i) through effective business inter-
17 mediaries working in conjunction with the
18 local board;

19 “(ii) on a fee-for-service basis; or

20 “(iii) through the leveraging of eco-
21 nomic development, philanthropic, and
22 other public and private resources in a
23 manner determined appropriate by the
24 local board; and

1 “(B) may include one or more of the fol-
2 lowing:

3 “(i) Developing and implementing in-
4 dustry sector strategies (including strate-
5 gies involving industry partnerships, re-
6 gional skills alliances, industry skill panels,
7 and sectoral skills partnerships).

8 “(ii) Developing and delivering inno-
9 vative workforce investment services and
10 strategies for area employers, which may
11 include career pathways, skills upgrading,
12 skill standard development and certifi-
13 cation for recognized postsecondary creden-
14 tial or other employer use, apprenticeship,
15 developing and offering industry-recognized
16 credential (including short-term industry-
17 recognized credential) programs, including
18 those that support individuals with
19 foundational skill needs, and other effective
20 initiatives for meeting the workforce in-
21 vestment needs of area employers and
22 workers.

23 “(iii) Assistance to area employers in
24 managing reductions in force in coordina-
25 tion with rapid response activities provided

1 under subsection (a)(2)(A) and developing
2 strategies for the aversion of layoffs, which
3 strategies may include early identification
4 of firms at risk of layoffs, use of feasibility
5 studies to assess the needs of and options
6 for at-risk firms, and the delivery of em-
7 ployment and training activities to address
8 risk factors.

9 “(iv) The marketing of business serv-
10 ices offered under this title to appropriate
11 area employers, including small and mid-
12 sized employers.

13 “(v) Technical assistance or other
14 support to employers seeking to implement
15 skills-based hiring practices, which may in-
16 clude technical assistance on the use and
17 validation of employment assessments, in-
18 cluding competency-based assessments de-
19 veloped or identified by the State pursuant
20 to paragraph (2)(B)(viii), and support in
21 the creation of skills-based job descrip-
22 tions.

23 “(vi) Other services described in this
24 subsection, including providing information
25 and referral to microenterprise services, as

1 appropriate, and specialized business serv-
2 ices not traditionally offered through the
3 one-stop delivery system.”.

4 (d) PERMISSIBLE LOCAL EMPLOYMENT AND TRAIN-
5 ING ACTIVITIES.—

6 (1) ACTIVITIES.—Section 134(d)(1)(A) of the
7 Workforce Innovation and Opportunity Act (29
8 U.S.C. 3174(d)(1)(A)) is amended—

9 (A) in clause (iii), by striking “10 percent”
10 and inserting “30 percent”;

11 (B) in clause (v), by inserting “case man-
12 agement,” after “assessments,”;

13 (C) in clause (vi)—

14 (i) in subclause (III), by striking
15 “and” at the end;

16 (ii) by redesignating subclause (IV) as
17 subclause (VI); and

18 (iii) by inserting after subclause (III)
19 the following:

20 “(IV) employment and training
21 activities under subsections (d) and
22 (o) of section 6 of the Food and Nu-
23 trition Act of 2008 (7 U.S.C. 2015);

24 “(V) programs under the Older
25 Americans Act of 1965 (42 U.S.C.

1 3001 et seq.) that support employ-
2 ment and economic security; and”;

3 (D) in clause (vii)—

4 (i) in subclause (II)—

5 (I) by inserting “and providers of
6 supportive services,” after “small em-
7 ployers,”; and

8 (II) by striking “and” at the end;

9 (ii) in subclause (III), by inserting
10 “and” at the end; and

11 (iii) by adding at the end the fol-
12 lowing:

13 “(IV) to strengthen, through pro-
14 fessional development activities, the
15 knowledge and capacity of one-stop
16 staff to use the latest digital tech-
17 nologies, tools, and strategies to de-
18 liver high quality services and out-
19 comes for jobseekers, workers, and
20 employers, which may incorporate uni-
21 versal design for learning;”;

22 (E) by striking clause (ix);

23 (F) by redesignating clauses (x) through
24 (xii) as clauses (ix) through (xi), respectively;

1 (G) in clause (x), as so redesignated, by
2 striking “and” at the end;

3 (H) in clause (xi), as so redesignated, by
4 striking the period at the end and inserting a
5 semicolon; and

6 (I) by adding at the end the following:

7 “(xii) training programs for individ-
8 uals who are dislocated workers as a result
9 of advances in automation technology;

10 “(xiii) the use of competency-based
11 assessments for individuals upon initial as-
12 sessment of skills (pursuant to subsection
13 (c)(2)(A)(iii)) or completion of training
14 services or other learning experiences;

15 “(xiv) the development of partnerships
16 between educational institutions (including
17 area career and technical education
18 schools, local educational agencies, and in-
19 stitutions of higher education) and employ-
20 ers to create or improve workforce develop-
21 ment programs to address the identified
22 education and skill needs of the workforce
23 and the employment needs of employers in
24 a region, as determined based on the most

1 recent analysis conducted by the local
2 board under section 107(d)(2); and

3 “(xv) assistance to one or more public
4 libraries located in the local area that has
5 demonstrated success in leveraging addi-
6 tional resources (such as staff, facilities,
7 computers, and learning materials) to pro-
8 vide free and open access to individualized
9 career services, in order to promote and
10 expand access to such services.”.

11 (2) SUPPORTIVE SERVICES.—Section
12 134(d)(2)(B) of the Workforce Innovation and Op-
13 portunity Act (29 U.S.C. 3174(d)(2)(B)) is amend-
14 ed, by inserting “, including through programs of
15 one-stop partners, who are” after “programs”.

16 (3) NEEDS-RELATED PAYMENTS.—Section
17 134(d)(3) of the Workforce Innovation and Oppor-
18 tunity Act (29 U.S.C. 3174(d)(3)) is amended—

19 (A) in subparagraph (A), by inserting “or
20 for financial assistance through a program car-
21 ried out by a one-stop partner” after “com-
22 pensation”; and

23 (B) in subparagraph (B), by inserting “or
24 financial assistance through a program carried

1 out by a one-stop partner” after “compensa-
2 tion”

3 (4) INCUMBENT WORKER TRAINING PRO-
4 GRAMS.—

5 (A) IN GENERAL.—Section 134(d)(4)(A) of
6 the Workforce Innovation and Opportunity Act
7 (29 U.S.C. 3174(d)(4)(A)) is amended—

8 (i) in clause (i), by striking “20” and
9 inserting “30”;

10 (ii) by redesignating clauses (ii) and
11 (iii) as clauses (iii) and (iv), respectively;
12 and

13 (iii) by inserting after clause (i) the
14 following:

15 “(ii) INCREASE IN RESERVATION OF
16 FUNDS.—Notwithstanding clause (i)—

17 “(I) with respect to a local area
18 that had a rate of unemployment of
19 not more than 3 percent for not less
20 than 6 months during the preceding
21 program year, clause (i) shall be ap-
22 plied by substituting ‘40 percent’ for
23 ‘30 percent’; or

24 “(II) with respect to a local area
25 that meets the requirement in sub-

1 clause (I) and is located in a State
2 that had a labor force participation
3 rate of not less than 69 percent for
4 not less than 6 months during the
5 preceding program year, clause (i)
6 shall be applied by substituting ‘45
7 percent’ for ‘30 percent’.”.

8 (B) TRAINING ACTIVITIES.—Section
9 134(d)(4)(B) of the Workforce Innovation and
10 Opportunity Act (29 U.S.C. 3174(d)(4)(B)) is
11 amended—

12 (i) by striking “The training”, and in-
13 serting the following:

14 “(i) IN GENERAL.—The training”;

15 and

16 (ii) by striking “delivering training”
17 and inserting “delivering training, such as
18 industry or sector partnerships”.

19 (C) NON-FEDERAL SHARE.—Section
20 134(d)(4)(D)(ii)(III) of the Workforce Innova-
21 tion and Opportunity Act (29 U.S.C.
22 3174(d)(4)(D)(ii)(III)) is amended by striking
23 “50” and inserting “55”.

24 (D) INCUMBENT WORKER UPSKILLING AC-
25 COUNTS.—Section 134(d)(4) of the Workforce

1 Innovation and Opportunity Act (29 U.S.C.
2 3174(d)(4)) is further amended by adding at
3 the end the following:

4 “(E) INCUMBENT WORKER UPSKILLING
5 ACCOUNTS.—

6 “(i) IN GENERAL.—To establish in-
7 cumbent worker upskilling accounts
8 through which an eligible provider of train-
9 ing services under section 122 may be paid
10 for the program of training services pro-
11 vided to an incumbent worker, a local
12 board—

13 “(I)(aa) may use, from the funds
14 reserved by the local area under sub-
15 paragraph (A)(i), an amount that
16 does not exceed 5 percent of the funds
17 allocated to such local area under sec-
18 tion 133(b); or

19 “(bb) if the local area reserved
20 funds under subparagraph (A)(ii),
21 may use, from the funds reserved by
22 the local area under subparagraph
23 (A)(ii), an amount that does not ex-
24 ceed 10 percent of the funds allocated

1 to such local area under section
2 133(b); and

3 “(II) may use funds reserved
4 under section 134(a)(2)(A) for state-
5 wide rapid response activities and pro-
6 vided by the State to local area to es-
7 tablish such accounts.

8 “(ii) ELIGIBILITY.—

9 “(I) IN GENERAL.—Subject to
10 subclause (II), a local board that
11 seeks to establish incumbent worker
12 upskilling accounts under clause (i)
13 shall establish criteria for determining
14 the eligibility of an incumbent worker
15 to receive such an account, which
16 shall take into account factors of—

17 “(aa) the wages of the in-
18 cumbent worker as of the date of
19 determining such worker’s eligi-
20 bility under this clause;

21 “(bb) the career advance-
22 ment opportunities for the in-
23 cumbent worker in the occupa-
24 tion of such worker as of such
25 date; and

1 “(cc) the ability of the in-
2 cumbent worker to, upon comple-
3 tion of the program of training
4 services selected by such worker,
5 secure employment in an in-de-
6 mand industry or occupation in
7 the local area that will lead to
8 economic self-sufficiency and
9 wages higher than the current
10 wages of the incumbent worker.

11 “(II) LIMITATION.—

12 “(aa) IN GENERAL.—An in-
13 cumbent worker described in item
14 (bb) shall be ineligible to receive
15 an incumbent worker upskilling
16 account under this subparagraph.

17 “(bb) INELIGIBILITY.—Item
18 (aa) shall apply to an incumbent
19 worker—

20 “(AA) whose total an-
21 nual wages for the most re-
22 cent year are greater than
23 the median household in-
24 come of the State; or

1 “(BB) who has earned
2 a baccalaureate or profes-
3 sional degree.

4 “(iii) COST SHARING FOR CERTAIN IN-
5 CUMBENT WORKERS.—With respect to an
6 incumbent worker who is determined to be
7 eligible to receive an incumbent worker
8 upskilling account and who is not a low-in-
9 come individual—

10 “(I) such incumbent worker shall
11 pay not less than 25 percent of the
12 cost of the program of training serv-
13 ices selected by such worker; and

14 “(II) funds provided through the
15 incumbent worker upskilling account
16 established for such worker shall cover
17 the remaining 75 percent of the cost
18 of the program.”.

19 (E) TRANSITIONAL JOBS.—Section
20 134(d)(5) of the Workforce Innovation and Op-
21 portunity Act (29 U.S.C. 3174(d)(5)) is amend-
22 ed by striking “10” and inserting “15”.

23 (e) RULE OF CONSTRUCTION.—Section 134 of the
24 Workforce Innovation and Opportunity Act (29 U.S.C.

1 3174) is further amended by adding at the end the fol-
 2 lowing:

3 “(e) **RULE OF CONSTRUCTION.**—Nothing in this sec-
 4 tion shall be construed to abrogate a collective bargaining
 5 agreement that covers employees of an entity providing a
 6 program of training services, including an incumbent
 7 worker training program.”.

8 **CHAPTER 4—GENERAL WORKFORCE**

9 **INVESTMENT PROVISIONS**

10 **SEC. 145. AUTHORIZATION OF APPROPRIATIONS.**

11 Section 136 of the Workforce Innovation and Oppor-
 12 tunity Act (29 U.S.C. 3181) is amended to read as follows:

13 **“SEC. 136. AUTHORIZATION OF APPROPRIATIONS.**

14 “(a) **YOUTH WORKFORCE INVESTMENT ACTIVI-**
 15 **TIES.**—There are authorized to be appropriated to carry
 16 out the activities described in section 127(a)
 17 \$976,573,900 for each of the fiscal years 2025 through
 18 2030.

19 “(b) **ADULT EMPLOYMENT AND TRAINING ACTIVI-**
 20 **TIES.**—There are authorized to be appropriated to carry
 21 out the activities described in section 132(a)(1)
 22 \$912,218,500 for each of the fiscal years 2025 through
 23 2030.

24 “(c) **DISLOCATED WORKER EMPLOYMENT AND**
 25 **TRAINING ACTIVITIES.**—There are authorized to be ap-

1 appropriated to carry out the activities described in section
2 132(a)(2) \$1,391,483,193 for each of the fiscal years
3 2025 through 2030.”.

4 **Subtitle D—Job Corps**

5 **SEC. 151. PURPOSES.**

6 Section 141 of the Workforce Innovation and Oppor-
7 tunity Act (29 U.S.C. 3191) is amended—

8 (1) by striking “centers” each place it appears
9 and inserting “campuses”; and

10 (2) in paragraph (1)(A)—

11 (A) by striking “secondary school diplo-
12 mas” and inserting “regular high school diplo-
13 mas or their recognized equivalents”;

14 (B) in clause (i), by striking “or” at the
15 end;

16 (C) in clause (ii), by striking “, including
17 an apprenticeship program; and” and inserting
18 “; or”; and

19 (D) by adding at the end the following:

20 “(iii) enrollment in an apprenticeship
21 program; and”.

22 **SEC. 152. DEFINITIONS.**

23 Section 142 of the Workforce Innovation and Oppor-
24 tunity Act (29 U.S.C. 3192) is amended—

1 (1) in paragraphs (1), (7), (8), and (10), by
2 striking “center” each place it appears and inserting
3 “campus”;

4 (2) in paragraph (1)(B), by inserting “the com-
5 munity in which the Job Corps campus is located or
6 the” after “serves”;

7 (3) in paragraph (5)—

8 (A) by striking “secondary school diploma
9 or” and inserting “regular high school diploma
10 or its”;

11 (B) by striking “that prepares” and insert-
12 ing “that—

13 “(A) prepares”;

14 (C) in subparagraph (A), as so redesign-
15 ated, by striking the period at the end and in-
16 serting “; and”; and

17 (D) by adding at the end the following:

18 “(B) may lead to the attainment of a rec-
19 ognized postsecondary credential.”; and

20 (4) in paragraph (7), by striking “CENTER” in
21 the heading and inserting “CAMPUS”.

22 **SEC. 153. INDIVIDUALS ELIGIBLE FOR THE JOB CORPS.**

23 Section 144 of the Workforce Innovation and Oppor-
24 tunity Act (29 U.S.C. 3194) is amended—

25 (1) in subsection (a)—

1 (A) in paragraph (1)—

2 (i) by striking “21” and inserting
3 “24”;

4 (ii) by inserting “ or, if the date of
5 enrollment is not greater than 60 days
6 after the date of application, the date of
7 application,” after “enrollment,”;

8 (iii) by amending subparagraph (A) to
9 read as follows:

10 “(A) an individual who is age 16 or 17
11 shall be eligible only upon an individual deter-
12 mination by the director of a Job Corps campus
13 that such individual meets the criteria described
14 in subparagraph (A) or (B) of section
15 145(b)(1); and”;

16 (iv) in subparagraph (B), by striking
17 “either”;

18 (B) in paragraph (2), by inserting after
19 “individual” the following: “or a resident of a
20 qualified opportunity zone as defined in section
21 1400Z–1(a) of the Internal Revenue Code of
22 1986”;

23 (C) in paragraph (3)—

24 (i) by amending subparagraph (A) to
25 read as follows:

1 “(A) Has foundational skill needs.”; and

2 (ii) in subparagraph (C)—

3 (I) by striking “A homeless indi-
4 vidual (as” and inserting “An indi-
5 vidual experiencing homelessness
6 (meaning a homeless individual as”;

7 (II) by striking “(42 U.S.C.
8 14043e-2(6)))” and inserting “(34
9 U.S.C. 12473(6)))”; and

10 (III) by striking “homeless child
11 or youth (as” and inserting “youth
12 experiencing homelessness (meaning a
13 homeless child or youth as”;

14 (2) in subsection (b)—

15 (A) in the heading, by inserting “AND
16 CERTAIN OTHER ARMED FORCES MEMBERS”
17 after “VETERANS”; and

18 (B) by inserting “or a member of the
19 Armed Forces eligible for preseparation coun-
20 seling of the Transition Assistance Program
21 under section 1142 of title 10, United States
22 Code,” after “a veteran”; and

23 (3) by inserting at the end the following:

24 “(c) SPECIAL RULE FOR YOUTH EXPERIENCING
25 HOMELESSNESS AND FOSTER YOUTH.—In determining

1 whether an individual is eligible to enroll for services
 2 under this subtitle on the basis of being a youth experi-
 3 encing homelessness, or a youth in foster care, as de-
 4 scribed in subsection (a)(3)(C), staff shall—

5 “(1) if determining whether the individual is a
 6 youth experiencing homelessness, use a process that
 7 is in compliance with the requirements of subsection
 8 (a) of section 479D of the Higher Education Act of
 9 1965 (20 U.S.C. 1087uu–2) for financial aid admin-
 10 istrators; and

11 “(2) if determining whether the individual is a
 12 youth in foster care, use a process that is in compli-
 13 ance with the requirements of subsection (b) of such
 14 section 479D of the Higher Education Act of 1965
 15 (20 U.S.C. 1087uu–2) for financial aid administra-
 16 tors.”.

17 **SEC. 154. RECRUITMENT, SCREENING, SELECTION, AND AS-**
 18 **SIGNMENT OF ENROLLEES.**

19 Section 145 of the Workforce Innovation and Oppor-
 20 tunity Act (29 U.S.C. 3195) is amended—

21 (1) in subsection (a)—

22 (A) in paragraph (2)—

23 (i) in subparagraph (A), by striking
 24 “45” and inserting “55”;

1 (ii) in subparagraph (D), by striking
2 “and”;

3 (iii) in subparagraph (E), by striking
4 the period and inserting “; and”; and

5 (iv) by adding at the end the fol-
6 lowing:

7 “(F) assist applicable one-stop centers and
8 other entities identified in paragraph (3) in de-
9 veloping joint applications for Job Corps,
10 YouthBuild, and the youth activities described
11 in section 129.”; and

12 (2) in subsections (b), (c), and (d)—

13 (A) by striking “center” each place it ap-
14 pears and inserting “campus”; and

15 (B) by striking “centers” each place it ap-
16 pears and inserting “campuses”.

17 **SEC. 155. JOB CORPS CAMPUSES.**

18 Section 147 of the Workforce Innovation and Oppor-
19 tunity Act (29 U.S.C. 3197) is amended—

20 (1) in the heading, by striking “**CENTERS**”
21 and inserting “**CAMPUSES**”;

22 (2) in subsection (a)—

23 (A) in paragraph (1)—

24 (i) by striking “center” each place it
25 appears and inserting “campus”; and

1 (ii) in subparagraph (A), by inserting
2 after “area career and technical education
3 school,” the following: “an institution of
4 higher education,”;

5 (B) in paragraph (2)—

6 (i) in subparagraph (A)—

7 (I) by striking “center” each
8 place it appears and inserting “cam-
9 pus”; and

10 (II) by inserting after “United
11 States Code,” the following: “and sec-
12 tion 159(f)(2)(B)(i)(III),”; and

13 (ii) in subparagraph (B)—

14 (I) in clause (i)—

15 (aa) by striking “operate a
16 Job Corps center” and inserting
17 “operate a Job Corps campus”;

18 (bb) by striking subclause
19 (IV);

20 (cc) by redesignating sub-
21 clauses (I), (II), (III), and (V),
22 as subclauses (III), (IV), (V),
23 and (VI), respectively;

1 (dd) by inserting before sub-
2 clause (III), as so redesignated,
3 the following:

4 “(I)(aa) in the case of an entity
5 that has previously operated a Job
6 Corps campus, a numeric metric of
7 the past achievement on the primary
8 indicators of performance for eligible
9 youth described in section
10 116(b)(2)(A)(ii); or

11 “(bb) in the case of an entity
12 that has not previously operated a Job
13 Corps campus, a comparable alter-
14 native numeric metric on the past ef-
15 fectiveness of the entity in successfully
16 assisting at-risk youth to connect to
17 the labor force, based on such primary
18 indicators of performance for eligible
19 youth;

20 “(II) in the case of an entity that
21 has previously operated a Job Corps
22 campus, any information regarding
23 the entity included in any report de-
24 veloped by the Office of Inspector

1 General of the Department of
2 Labor;”;

3 (ee) in subclause (III), as so
4 redesignated, by striking “cen-
5 ter” and inserting “campus”;

6 (ff) by amending subclause
7 (IV), as so redesignated, to read
8 as follows:

9 “(IV) the ability of the entity to
10 offer career and technical education
11 and training that has been proposed
12 by the workforce council under section
13 154(c), including—

14 “(aa) the degree to which
15 such education and training re-
16 flects employment opportunities
17 in the local areas in which enroll-
18 ees at the campus intend to seek
19 employment; and

20 “(bb) the degree to which
21 such education and training leads
22 to a recognized postsecondary
23 credential, or postsecondary cred-
24 it, that permits articulation into

1 a higher level or other degree or
2 credential program;”;

3 (gg) in subclause (V), as so
4 redesignated, by striking “center
5 is located;” and inserting “cam-
6 pus is located, including agree-
7 ments to provide off-campus
8 work-based learning opportunities
9 aligned with the career and tech-
10 nical education provided to en-
11 rollees; and”; and

12 (hh) by amending subclause
13 (VI), as so redesignated, to read
14 as follows:

15 “(VI) the ability of the entity to
16 implement an effective behavior man-
17 agement plan, as described in section
18 152(a), and maintain a safe and se-
19 cure learning environment for enroll-
20 ees.”; and

21 (II) in clause (ii), by striking
22 “center” and inserting “campus”; and

23 (C) in paragraph (3)—

24 (i) by striking “center” each place it
25 appears and inserting “campus”;

1 (ii) in subparagraph (B), by inserting
2 “or postsecondary credit, which credit shall
3 permit articulation into a credential pro-
4 gram” after “program”;

5 (iii) in subparagraph (D), by inserting
6 after “is located” the following: “, includ-
7 ing agreements to provide off-campus
8 work-based learning opportunities aligned
9 with the career and technical education
10 provided to enrollees”;

11 (iv) by redesignating subparagraphs
12 (E), (F), (G), (H), (I), (J), and (K) as
13 subparagraphs (F), (G), (H), (I), (J), (K),
14 and (L), respectively; and

15 (v) by inserting after subparagraph
16 (D) the following:

17 “(E) A description of the policies that will
18 be implemented at the campus regarding secu-
19 rity and access to campus facilities, including
20 procedures to report on and respond to viola-
21 tions of the disciplinary policy described in sec-
22 tion 152(b) and other emergencies occurring on
23 campus.”;

24 (3) in subsection (b)—

1 (A) in the heading, by striking “CENTERS”
2 and inserting “CAMPUSES”;

3 (B) by striking “center” each place it ap-
4 pears and inserting “campus”;

5 (C) by striking “centers” each place it ap-
6 pears and inserting “campuses”;

7 (D) in paragraph (2)(A), by striking “20
8 percent” and inserting “25 percent”; and

9 (E) in paragraph (3)(A)(iv), by striking
10 “secondary school diplomas” and inserting
11 “regular high school diplomas”;

12 (4) in subsection (c)—

13 (A) by striking “centers” and inserting
14 “campuses”; and

15 (B) by striking “20 percent” and inserting
16 “30 percent”;

17 (5) in subsection (d)—

18 (A) in the first sentence, by striking “cen-
19 ters” and inserting “campuses”; and

20 (B) in the second sentence, by striking
21 “centers” and inserting “Centers”;

22 (6) in subsection (e)—

23 (A) in paragraph (1), by striking “centers”
24 and inserting “campuses”; and

1 (B) in paragraph (2), by striking “450b)”
2 and inserting “5304”;

3 (7) in subsection (f), by striking “2-year pe-
4 riod” and inserting “3-year period”; and

5 (8) in subsection (g)—

6 (A) by striking “center” each place it ap-
7 pears and inserting “campus”;

8 (B) in paragraph (1)—

9 (i) by striking subparagraphs (A) and
10 (B) and inserting the following:

11 “(A) failed to achieve an average of 80
12 percent or higher of the expected level of per-
13 formance under section 159(c)(1) across all of
14 the primary indicators of performance for eligi-
15 ble youth described in section 116(b)(2)(A)(ii);
16 or

17 “(B) failed to—

18 “(i) take reasonable measures to
19 achieve an average of 80 percent of the
20 planned average onboard strength that was
21 agreed to in the agreement described in
22 subsection (a)(1)(A); or

23 “(ii) achieve an average of 60 percent
24 of the planned average onboard strength

1 that was agreed to in the agreement de-
2 scribed in subsection (a)(1)(A).”;

3 (C) in paragraph (2)(B), by inserting “or
4 onboard strength or enrollment” after “per-
5 formance”;

6 (D) in paragraph (3), by striking “shall
7 provide” and inserting “shall provide, at least
8 30 days prior to renewing the agreement”; and

9 (E) in paragraph (4)—

10 (i) in subparagraph (C), by striking
11 “and” after the semicolon;

12 (ii) by redesignating subparagraph
13 (D) as subparagraph (E); and

14 (iii) by inserting after subparagraph
15 (C) the following:

16 “(D) has maintained a safe and secure
17 campus environment; and”.

18 **SEC. 156. PROGRAM ACTIVITIES.**

19 Section 148 of the Workforce Innovation and Oppor-
20 tunity Act (29 U.S.C. 3198) is amended—

21 (1) by striking “center” each place it appears
22 and inserting “campus”;

23 (2) by striking “centers” each place it appears
24 and inserting “campuses”;

25 (3) in subsection (a)—

1 (A) in the subsection heading, by striking
2 “CENTERS” and inserting “CAMPUSES”;
3 and

4 (B) in paragraph (1)—

5 (i) by inserting “incorporate the prin-
6 ciples of universal design for learning and
7 may” after “may”;

8 (ii) by inserting before the period at
9 the end the following: “, and productive ac-
10 tivities, such as tutoring or other skills de-
11 velopment opportunities, for enrollees to
12 participate in outside of regular class time
13 and work hours”; and

14 (iii) by striking “clauses (i) through
15 (xi) of section 134(c)(2)(A)” and inserting
16 “subclauses (I) through (V) of section
17 134(c)(2)(A)(ii) or in clauses (i) through
18 (viii) of section 134(c)(2)(B)”;

19 (4) in subsection (b), by striking “career and
20 technical educational institutions” and inserting
21 “area career and technical education schools”;

22 (5) in subsection (c)(1)—

23 (A) by striking “the eligible providers” and
24 inserting “any eligible provider”; and

1 (B) by inserting after “under section 122”
2 the following: “that is aligned with the career
3 and technical education an enrollee has com-
4 pleted”; and

5 (6) in subsection (d), by inserting “, in coordi-
6 nation with the operator of the Job Corps program
7 in which a graduate was enrolled,” after “Sec-
8 retary”.

9 **SEC. 157. COUNSELING AND JOB PLACEMENT.**

10 Section 149(b) of the Workforce Innovation and Op-
11 portunity Act (29 U.S.C. 3199(b)) is amended—

12 (1) by inserting “, in coordination with the op-
13 erator of a Job Corps campus,” after “The Sec-
14 retary”;

15 (2) by inserting “assigned to such campus”
16 after “for enrollees”; and

17 (3) by inserting “, in coordination with the op-
18 erator,” after “, the Secretary”.

19 **SEC. 158. SUPPORT.**

20 Section 150 of the Workforce Innovation and Oppor-
21 tunity Act (29 U.S.C. 3200) is amended—

22 (1) in subsection (a), by striking “centers” and
23 inserting “campuses”; and

24 (2) by adding at the end the following:

1 “(d) PERIOD OF TRANSITION.—Notwithstanding the
2 requirements of section 146(b), a Job Corps graduate may
3 remain an enrollee and a resident of a Job Corps campus
4 for not more than one month after graduation as such
5 graduate transitions into independent living and employ-
6 ment if such graduate receives written approval from the
7 director of the Job Corps campus to remain such a resi-
8 dent.”.

9 **SEC. 159. OPERATIONS.**

10 Section 151 of the Workforce Innovation and Oppor-
11 tunity Act (29 U.S.C. 3201) is amended—

12 (1) by striking “center” each place it appears
13 and inserting “campus”; and

14 (2) by adding at the end the following:

15 “(d) LOCAL AUTHORITY.—

16 “(1) IN GENERAL.—Subject to the limitations
17 of the budget approved by the Secretary for a Job
18 Corps campus, the operator of a Job Corps campus
19 shall have the authority, without prior approval from
20 the Secretary, to—

21 “(A) hire staff and provide staff profes-
22 sional development;

23 “(B) set terms and enter into agreements
24 with Federal, State, or local educational part-
25 ners, such as secondary schools, institutions of

1 higher education, child development centers,
2 units of Junior Reserve Officers' Training
3 Corps programs established under section 2031
4 of title 10, United States Code, or employers;
5 and

6 “(C) engage with and educate stakeholders
7 (including eligible applicants for the Job Corps)
8 about Job Corps operations, selection proce-
9 dures, and activities.

10 “(2) NONAPPLICABILITY.—Notwithstanding
11 section 6702 of title 41, United States Code, or any
12 other provision of law, chapter 67 of such title shall
13 not apply to any agreement described in paragraph
14 (1)(B) for the purpose of providing child care to en-
15 rollees between an entity described in such para-
16 graph and an operator of a Job Corps campus, if
17 the operator is not using amounts made available
18 under this subtitle to pay for such child care serv-
19 ices.

20 “(e) PRIOR NOTICE.—Prior to making a change to
21 the agreement described in section 147(a) or an operating
22 plan described in this section, the Secretary shall solicit
23 from the operators of the Job Corps campuses information
24 on any operational costs the operators expect to result
25 from such change.”.

1 **SEC. 160. STANDARDS OF CONDUCT.**

2 Section 152 of the Workforce Innovation and Oppor-
3 tunity Act (29 U.S.C. 3202) is amended—

4 (1) by striking “centers” each place it appears
5 and inserting “campuses”;

6 (2) in subsection (a), by inserting “As part of
7 the operating plan required under section 151(a),
8 the director of each Job Corps campus shall develop
9 and implement a behavior management plan con-
10 sistent with the standards of conduct and subject to
11 the approval of the Secretary.” at the end;

12 (3) in subsection (b)(2)—

13 (A) in subparagraph (A), by striking “or
14 disruptive”; and

15 (B) in subparagraph (C)(ii), by inserting
16 “, subject to the appeal process described in
17 subsection (c)” after “subparagraph (A)”; and

18 (4) by amending subsection (c) to read as fol-
19 lows:

20 “(c) APPEAL PROCESS.—

21 “(1) ENROLLEE APPEALS.—A disciplinary
22 measure taken by a director under this section shall
23 be subject to expeditious appeal in accordance with
24 procedures established by the Secretary.

25 “(2) DIRECTOR APPEALS.—

1 “(A) IN GENERAL.—Not later than 1 year
2 after the date of enactment of the A Stronger
3 Workforce for America Act, the Secretary shall
4 establish an appeals process under which the di-
5 rector of a Job Corps campus may submit a re-
6 quest that an enrollee who has engaged in an
7 activity which is a violation of the guidelines es-
8 tablished pursuant to subsection (b)(2)(A) re-
9 main enrolled in the program, but be subject to
10 other disciplinary actions in lieu of automatic
11 separation from the program.

12 “(B) CONTENTS.—A request under sub-
13 paragraph (A) shall include—

14 “(i) a signed certification from the di-
15 rector attesting that, to the belief of the di-
16 rector, the continued enrollment of such
17 enrollee would not impact the safety or
18 learning environment of the campus; and

19 “(ii) the behavioral records of such
20 enrollee.

21 “(C) DEFAULT APPROVAL.—The Secretary
22 shall review such appeal within 30 days of re-
23 ceiving such appeal and either approve or deny
24 the appeal. An appeal shall be considered ap-

1 proved if the Secretary has not denied such ap-
2 peal after 30 days.”.

3 **SEC. 161. COMMUNITY PARTICIPATION.**

4 Section 153 of the Workforce Innovation and Oppor-
5 tunity Act (29 U.S.C. 3203) is amended—

6 (1) by striking “center” each place it appears
7 and inserting “campus”;

8 (2) in subsection (a), by striking “centers” and
9 inserting “campuses”;

10 (3) in subsection (b)(1)(C)—

11 (A) in clause (iii), by striking “and” at the
12 end; and

13 (B) by adding at the end the following:

14 “(v) industry or sector partnerships, where
15 applicable; and”; and

16 (4) in subsection (c), in the heading, by striking
17 “CENTERS” and inserting “CAMPUSES”.

18 **SEC. 162. WORKFORCE COUNCILS.**

19 Section 154 of the Workforce Innovation and Oppor-
20 tunity Act (29 U.S.C. 3204) is amended—

21 (1) by striking “center” each place it appears
22 and inserting “campus”;

23 (2) in subsection (b)(1)—

24 (A) in subparagraph (B), by striking
25 “and” at the end;

1 (B) by redesignating subparagraph (C) as
2 subparagraph (D); and

3 (C) by inserting the following after sub-
4 paragraph (B):

5 “(C) representatives of community-based
6 organizations; and”;

7 (3) in subsection (c)(2)(C), by inserting “, rec-
8 ognized postsecondary credentials,” after “skills”;
9 and

10 (4) in subsection (d), in the heading, by strik-
11 ing “NEW CENTERS” and inserting “NEW CAM-
12 PUSES”.

13 **SEC. 163. ADVISORY COMMITTEES.**

14 Section 155 of the Workforce Innovation and Oppor-
15 tunity Act (29 U.S.C. 3205) is amended—

16 (1) by striking “The Secretary” and inserting
17 “(a) IN GENERAL.—The Secretary”;

18 (2) by striking “centers” and inserting “cam-
19 puses”;

20 (3) by striking “center” and inserting “cam-
21 pus”; and

22 (4) by adding at the end the following:

23 “(b) ADVISORY COMMITTEE TO IMPROVE JOB CORPS
24 SAFETY AND PERFORMANCE.—Not later than one year
25 after the date of enactment of the A Stronger Workforce

1 for America Act, the Secretary shall establish an advisory
 2 committee to provide recommendations on effective or evi-
 3 dence-based strategies to improve—

4 “(1) safety, security, and learning conditions on
 5 Job Corps campuses;

6 “(2) the standards for campus safety estab-
 7 lished under section 159(c)(4);

8 “(3) the levels of performance established under
 9 section 159(c)(1), including recommendations to im-
 10 prove the effectiveness and rigor of such levels of
 11 performance and recommendations to ensure such
 12 levels promote continuous performance improvement;
 13 and

14 “(4) the effectiveness of performance improve-
 15 ment plans and other measures to continuously im-
 16 prove the performance of the Job Corps program.”.

17 **SEC. 164. EXPERIMENTAL PROJECTS AND TECHNICAL AS-**
 18 **SISTANCE.**

19 Section 156 of the Workforce Innovation and Oppor-
 20 tunity Act (29 U.S.C. 3206) is amended—

21 (1) by striking “center” and inserting “cam-
 22 pus”;

23 (2) by striking “centers” and inserting “cam-
 24 puses”; and

25 (3) in subsection (b)—

1 (A) by striking “ $\frac{1}{4}$ of 1 percent to pro-
 2 vide” and inserting “1.25 percent to provide”;
 3 and

4 (B) in paragraph (1), by striking “and” at
 5 the end of subparagraph (C) and by adding at
 6 the end the following:

7 “(D) in the development and implementa-
 8 tion of a behavior management plan under sec-
 9 tion 152(a); and

10 “(E) in complying with the campus and
 11 student safety standards described in section
 12 159(c)(4); and”.

13 **SEC. 165. SPECIAL PROVISIONS.**

14 Section 158 of the Workforce Innovation and Oppor-
 15 tunity Act (29 U.S.C. 3208) is amended—

16 (1) by striking “center” each place it appears
 17 and inserting “campus”; and

18 (2) in subsection (f)—

19 (A) by striking “may accept on behalf of
 20 the Job Corps or individual Job Corps cam-
 21 puses charitable donations of cash” and insert-
 22 ing “(or the Secretary of Agriculture, as appro-
 23 priate), on behalf of the Job Corps, or a Job
 24 Corps campus operator, on behalf of such cam-

1 pus, may accept grants, charitable donations of
2 cash,”; and

3 (B) by inserting at the end the following:
4 “Notwithstanding sections 501(b) and 522 of
5 title 40, United States Code, any property ac-
6 quired by a Job Corps campus shall be directly
7 transferred, on a nonreimbursable basis, to the
8 Secretary.”.

9 **SEC. 166. MANAGEMENT INFORMATION.**

10 (a) LEVELS OF PERFORMANCE.—Section 159 of the
11 Workforce Innovation and Opportunity Act (29 U.S.C.
12 3209) is amended—

13 (1) by striking “center” each place it appears
14 and inserting “campus”;

15 (2) in subsection (c)—

16 (A) in paragraph (1)—

17 (i) by striking “The Secretary” and
18 inserting the following:

19 “(A) IN GENERAL.—The Secretary”;

20 (ii) by inserting “that are ambitious
21 yet achievable and” after “program”; and

22 (iii) by adding at the end the fol-
23 lowing new subparagraphs:

24 “(B) LEVELS OF PERFORMANCE.—In es-
25 tablishing the expected levels of performance

1 under subparagraph (A) for a Job Corps cam-
2 pus, the Secretary may take into account fac-
3 tors including—

4 “(i) how the levels involved compare
5 with the recent performance of such cam-
6 pus and the performance of other cam-
7 puses within the same State or geographic
8 region;

9 “(ii) the levels of performance set for
10 the primary indicators of performance de-
11 scribed in section 116(b)(2)(A)(ii) for the
12 youth programs authorized under chapter
13 2 of subtitle B for the State in which the
14 campus is located;

15 “(iii) the extent to which the levels in-
16 volved promote continuous improvement in
17 performance on the primary indicators of
18 performance by such campus and ensure
19 optimal return on the use of Federal
20 funds; and

21 “(iv) any other considerations identi-
22 fied by the Secretary after reviewing the
23 recommendations of the advisory group de-
24 scribed in section 155(b).

1 “(C) PERFORMANCE PER CONTRACT.—The
2 Secretary shall ensure the expected levels of
3 performance are established in the relevant con-
4 tract or agreement.

5 “(D) ADJUSTMENTS BASED ON ECONOMIC
6 CONDITIONS AND INDIVIDUALS SERVED DURING
7 THE PROGRAM YEAR.—

8 “(i) IN GENERAL.—In the event of a
9 significant economic downturn, the Sec-
10 retary shall adjust the applicable levels of
11 performance for each of the campuses for
12 a program year to reflect the actual eco-
13 nomic conditions during such program
14 year.

15 “(ii) REPORT TO CONGRESS.—Prior
16 to implementing the adjustments described
17 in clause (i), the Secretary shall submit to
18 the Committee on Education and the
19 Workforce of the House of Representatives
20 and the Committee on Health, Education,
21 Labor, and Pensions of the Senate a re-
22 port explaining the reason for such adjust-
23 ments.

24 “(E) REVIEW OF LEVELS OF PERFORM-
25 ANCE.—The Office of Inspector General of the

1 Department of Labor shall, every 5 years, sub-
2 mit to the Committee on Education and the
3 Workforce of the House of Representatives and
4 the Committee on Health, Education, Labor,
5 and Pensions of the Senate, and publish in the
6 Federal Register and on a publicly available
7 website of the Department, a report con-
8 taining—

9 “(i) a quadrennial review of the ex-
10 pected levels of performance; and

11 “(ii) an evaluation of whether—

12 “(I) the Secretary is establishing
13 such expected levels of performance in
14 accordance with this Act; and

15 “(II) such expected levels have
16 led to continued improvement of the
17 Job Corps program.”;

18 (B) in paragraph (2)(B), by striking “(L),
19 and (M)” and inserting “(M), and (N)”;

20 (C) in paragraph (3)(B), by striking “(J),
21 and (K)” and inserting “(K), and (L)”;

22 (D) by redesignating paragraph (4) as
23 paragraph (5);

24 (E) by inserting after paragraph (3) the
25 following:

1 “(4) CAMPUS SAFETY.—

2 “(A) IN GENERAL.—The Secretary shall
3 establish campus and student safety standards.
4 The Secretary shall provide technical assistance
5 and develop a safety improvement plan for a
6 Job Corps campus that fails to achieve such
7 standards.

8 “(B) CONSIDERATIONS.—In establishing
9 the campus and student safety standards under
10 subparagraph (A), the Secretary shall take into
11 account—

12 “(i) incidents related to safety that
13 are reported to the Secretary;

14 “(ii) survey data from enrollees, fac-
15 ulty, staff, and community members; and

16 “(iii) any other considerations identi-
17 fied by the Secretary after reviewing the
18 recommendations of the advisory group de-
19 scribed in section 155(b).”;

20 (F) in paragraph (5), as so redesignated—

21 (i) in subparagraph (A), by striking
22 “and” at the end;

23 (ii) in subparagraph (B), by striking
24 the period at the end and inserting a semi-
25 colon; and

1 (iii) by adding at the end the fol-
2 lowing:

3 “(C) the number of contracts that were
4 awarded a renewal compared to those eligible
5 for a renewal;

6 “(D) the number of campuses where the
7 contract was awarded to a new operator; and

8 “(E) the number of campuses that were
9 required to receive performance improvement,
10 as described under subsection (f)(2).”; and

11 (G) by adding at the end the following:

12 “(6) WAGE RECORDS.—The Secretary shall
13 make arrangements with a State or other appro-
14 priate entity to facilitate the use of State wage
15 records to evaluate the performance of Job Corps
16 campuses on the employment and earnings indica-
17 tors described in clause (i)(III) of subparagraph (A)
18 of section 116(b)(2) and subclauses (I) and (II) of
19 clause (ii) of such subparagraph for the purposes of
20 the report required under paragraph (5).”;

21 (3) in subsection (d)(1)—

22 (A) by inserting “and make available on
23 the website of the Department pertaining to the
24 Job Corps program in a manner that is con-
25 sumer-tested to ensure it is easily understood,

1 searchable, and navigable,” after “subsection
2 (c)(4),”;

3 (B) in subparagraph (B), by striking “gen-
4 der” and inserting “sex”;

5 (C) in subparagraph (F), by striking “reg-
6 ular secondary school diploma” and inserting
7 “regular high school diploma”;

8 (D) in subparagraph (G), by striking “reg-
9 ular secondary school diploma” and inserting
10 “regular high school diploma”;

11 (E) by redesignating subparagraphs (J)
12 through (O) as subparagraphs (K) through (P),
13 respectively; and

14 (F) by inserting the following after sub-
15 paragraph (I):

16 “(J) the number of appeals under section
17 152(c) and a description of each appeal that
18 was approved;”;

19 (4) in subsection (e), by striking “116(i)(2)”
20 and inserting “116(j)(2)”;

21 (5) in subsection (g)(2), by striking “comply”
22 and inserting “attest to compliance”.

23 (b) PERFORMANCE ASSESSMENTS AND IMPROVE-
24 MENTS.—Section 159(f) of the Workforce Innovation and

1 Opportunity Act (29 U.S.C. 3209) is amended to read as
2 follows:

3 “(f) PERFORMANCE ASSESSMENTS AND IMPROVE-
4 MENTS.—

5 “(1) ASSESSMENTS.—The Secretary shall con-
6 duct an annual assessment of the performance of
7 each Job Corps campus on the primary indicators of
8 performance described in section 116(b)(2)(A)(ii),
9 where each indicator shall be given equal weight in
10 determining the overall performance of the campus.
11 Based on the assessment, the Secretary shall take
12 measures to continuously improve the performance
13 of the Job Corps program.

14 “(2) PERFORMANCE IMPROVEMENT.—

15 “(A) COMPREHENSIVE IMPROVEMENT.—

16 “(i) IN GENERAL.—With respect to a
17 Job Corps campus that, for a program
18 year, performs as described in clause (ii)
19 and is not already subject to a perform-
20 ance improvement plan under this para-
21 graph for such program year or the suc-
22 ceeding program year, the Secretary shall
23 develop and implement, for a comprehen-
24 sive improvement period beginning with
25 the succeeding program year, a perform-

1 ance improvement plan that meets the re-
2 quirements of clause (iii).

3 “(ii) PERFORMANCE FAILURES.—A
4 Job Corps campus performs as described
5 in this clause if, for a program year, such
6 campus—

7 “(I) fails to meet an average of
8 90 percent on the expected levels of
9 performance across all the primary in-
10 dicators of performance specified in
11 subsection (c)(1); and

12 “(II) is ranked among the lowest
13 20 percent of all Job Corps campuses.

14 “(iii) PERFORMANCE IMPROVEMENT
15 PLAN REQUIREMENTS.—A performance im-
16 provement plan, with respect to a Job
17 Corps campus, shall require the Secretary
18 to take substantial action during a 3 con-
19 secutive program year period (in this para-
20 graph, referred to as a ‘comprehensive im-
21 provement period’) to improve the perform-
22 ance of such campus, which shall include—

23 “(I) providing technical assist-
24 ance to the campus;

1 “(II) changing the management
2 staff of the campus;

3 “(III) changing the career and
4 technical education and training of-
5 fered at the campus;

6 “(IV) replacing the operator of
7 the campus; or

8 “(V) reducing the capacity of the
9 campus.

10 “(B) CHRONIC FAILURE.—

11 “(i) IN GENERAL.—With respect to a
12 Job Corps campus that, for the two con-
13 secutive program years immediately fol-
14 lowing a comprehensive improvement pe-
15 riod and regardless of whether such cam-
16 pus is subject to a subsequent comprehen-
17 sive improvement period, fails to meet an
18 average of 85 percent on the expected lev-
19 els of performance across all the primary
20 indicators and is ranked among the lowest
21 15 percent of all Job Corps campuses, the
22 Secretary shall take further substantial ac-
23 tion to improve the performance of such
24 campus, which shall include—

25 “(I) relocating the campus;

1 “(II) closing the campus; or

2 “(III) notifying the State in
3 which the campus is located of such
4 failure and, if such State submits a
5 written plan to operate a residential
6 campus in the current location, the
7 Secretary—

8 “(aa) shall enter into a
9 memorandum of understanding
10 with the State for the purpose of
11 so operating a residential campus
12 and award funding directly to the
13 State for such purpose;

14 “(bb) may encourage inno-
15 vation in such memorandum of
16 understanding by waiving any
17 statutory or regulatory require-
18 ment of this subtitle except for
19 those related to participant eligi-
20 bility under section 144, program
21 activities under section 148,
22 counseling and job placement
23 under section 149, standards of
24 conduct under section 152, and
25 performance reporting and ac-

1 countability under this section;
2 and

3 “(cc) if a State chooses to
4 award funds received under this
5 clause to an entity that is not a
6 State agency or other State enti-
7 ty, require that such State de-
8 velop award criteria that will give
9 priority consideration for the pri-
10 mary contract or grant for oper-
11 ation of the campus to any appli-
12 cant that is a non-profit organi-
13 zation with expertise in serving
14 opportunity youth and that oth-
15 erwise meets such award criteria.

16 “(ii) INDIAN TRIBES.—

17 “(I) IN GENERAL.—In the case
18 of a Job Corps campus described in
19 clause (i) that is located on an Indian
20 reservation, subclause (III) of such
21 clause shall be applied by—

22 “(aa) by substituting ‘Indian
23 Tribe’ for ‘State’ in each place it
24 appears; and

1 “(bb) in item (cc), by sub-
2 stituting ‘Tribal organization’ for
3 ‘State agency or other State enti-
4 ty’.

5 “(II) DEFINITION.—In this para-
6 graph, the terms ‘Indian Tribe’ and
7 ‘Tribal organization’ have the mean-
8 ings given such terms in subsections
9 (e) and (l), respectively, of section 4
10 of the Indian Self-Determination and
11 Education Assistance Act (25 U.S.C.
12 5304).

13 “(3) ADDITIONAL PERFORMANCE IMPROVE-
14 MENT.—In addition to the performance improvement
15 plans required under paragraph (2), the Secretary
16 may develop and implement additional performance
17 improvement plans for a Job Corps campus that
18 fails to meet criteria established by the Secretary
19 other than the expected levels of performance de-
20 scribed in subsection (c)(1).

21 “(4) CIVILIAN CONSERVATION CENTERS.—With
22 respect to a Civilian Conservation Center that, for 3
23 consecutive program years, fails to meet an average
24 of 90 percent of the expected levels of performance
25 across all the primary indicators of performance

1 specified in subsection (c)(1) and is ranked among
2 the lowest 15 percent of campuses, the Secretary of
3 Labor or, if appropriate, the Secretary of Agri-
4 culture shall select, on a competitive basis, an entity
5 to operate part or all of the Civilian Conservation
6 Center in accordance with the requirements of sec-
7 tion 147.”.

8 (c) CONFORMING AMENDMENTS.—Section 159 of the
9 Workforce Innovation and Opportunity Act (29 U.S.C.
10 3209) is further amended—

11 (1) in subsection (a)(3), by striking “centers”
12 and inserting “campuses”;

13 (2) in subsection (g)(1), in the heading, by
14 striking “CENTER” and inserting “CAMPUS”; and

15 (3) in subsection (j), in the heading, by striking
16 “CENTER” and inserting “CAMPUS”.

17 **SEC. 167. JOB CORPS OVERSIGHT AND REPORTING.**

18 Section 161 of the Workforce Innovation and Oppor-
19 tunity Act (29 U.S.C. 3211) is amended—

20 (1) in subsection (c)—

21 (A) in the heading, by striking “CENTER”
22 and inserting “CAMPUS”; and

23 (B) by striking “center” and inserting
24 “campus”;

1 (2) by redesignating subsection (d) as sub-
2 section (e); and

3 (3) by inserting after subsection (c) the fol-
4 lowing new subsection:

5 “(d) REPORT ON IMPLEMENTATION OF REC-
6 COMMENDATIONS.—The Secretary shall, on an annual
7 basis, prepare and submit to the applicable committees a
8 report regarding the implementation of all outstanding
9 recommendations regarding the Job Corps program from
10 the Office of Inspector General of the Department of
11 Labor or the Government Accountability Office.”.

12 **SEC. 168. AUTHORIZATION OF APPROPRIATIONS.**

13 Section 162 of the Workforce Innovation and Oppor-
14 tunity Act (29 U.S.C. 3212) is amended to read as follows:

15 **“SEC. 162. AUTHORIZATION OF APPROPRIATIONS.**

16 “There are authorized to be appropriated to carry out
17 this subtitle \$1,760,155,000 for each of the fiscal years
18 2025 through 2030.”.

19 **SEC. 169. CONFORMING AMENDMENTS.**

20 Section 146(a) of the Workforce Innovation and Op-
21 portunity Act (29 U.S.C. 3196(a)) is amended by striking

22 “App. 451” and inserting “3801”.

1 **Subtitle E—National Programs**

2 **SEC. 171. NATIVE AMERICAN PROGRAMS.**

3 Section 166 of the Workforce Innovation and Oppor-
4 tunity Act (29 U.S.C. 3221) is amended—

5 (1) in subsection (a)(2), by striking “(25
6 U.S.C. 450 et seq.)” and inserting “(25 U.S.C.
7 5301 et seq.)”;

8 (2) in subsection (b)—

9 (A) in paragraph (2), by striking “(25
10 U.S.C. 450b)” and inserting “(25 U.S.C.
11 5304)”; and

12 (B) in paragraph (3), by inserting “(20
13 U.S.C. 7517)” before the period at the end;

14 (3) in subsection (d)(1)—

15 (A) in subparagraph (A), by striking
16 “and”;

17 (B) in subparagraph (B)—

18 (i) by striking “leading” and inserting
19 “or self-employment that leads”; and

20 (ii) by striking the period at the end
21 and inserting “; and”; and

22 (C) by adding at the end the following:

23 “(C) are evidence-based, to the extent
24 practicable.”;

1 (4) in subsection (d)(2), by striking subpara-
2 graph (B) and inserting the following:

3 “(B) ADMINISTRATIVE COSTS.—Not more
4 than 15 percent of the funds made available to
5 an entity under subsection (c) may be used for
6 the administrative costs of the activities and
7 services described in subparagraph (A).

8 “(C) SPECIAL RULES.—

9 “(i) ELIGIBILITY.—Notwithstanding
10 any other provision of this section, individ-
11 uals who were eligible to participate in pro-
12 grams under section 401 of the Job Train-
13 ing Partnership Act (as such section was
14 in effect on the day before the date of en-
15 actment of the Workforce Investment Act
16 of 1998) shall be eligible to participate in
17 an activity assisted under this section.

18 “(ii) TRANSFER OF UNOBLIGATED
19 FUNDS.—An entity receiving funds under
20 subsection (c) may transfer such funds
21 that are unobligated for an award year to
22 the following award year for activities de-
23 scribed in subparagraph (A)(i) in that fol-
24 lowing award year.”;

1 (5) in subsection (e)(3), by inserting “or to de-
2 velop skills necessary for successful self-employ-
3 ment” before the semicolon at the end;

4 (6) in subsection (h)—

5 (A) in paragraph (1)—

6 (i) in the heading, by striking the
7 heading and inserting “PERFORMANCE
8 STANDARDS”;

9 (ii) by striking subparagraph (A) and
10 inserting the following:

11 “(A) CONSULTATION ON PERFORMANCE
12 STANDARDS.—The Secretary, in consultation
13 with the Native American Employment and
14 Training Council, shall develop performance
15 standards on the primary indicators of perform-
16 ance described in section 116(b)(2)(A) that
17 shall be applicable to programs under this sec-
18 tion.”; and

19 (iii) in subparagraph (B), in the mat-
20 ter preceding clause (i), by striking “indi-
21 cators and”;

22 (B) in paragraph (2), by striking “section
23 116(b)(2)(A)” and all that follows through the
24 period at the end of the paragraph and insert-
25 ing the following: “section 116(b)(2)(A)—

1 “(A) taking into consideration—

2 “(i) economic conditions;

3 “(ii) characteristics and needs of the
4 individuals and groups served, including
5 the differences in needs among such
6 groups in various geographic service areas;
7 and

8 “(iii) other appropriate factors, in-
9 cluding the economic circumstances of the
10 communities served; and

11 “(B) using, to the extent practicable, the
12 statistical adjustment model under section
13 116(b)(3)(A)(viii).”; and

14 (C) by adding at the end the following:

15 “(3) PROGRAM PLAN.—The levels agreed to
16 under paragraph (2) shall be the adjusted levels of
17 performance and shall be incorporated in the pro-
18 gram plan.

19 “(4) WAGE RECORDS.—

20 “(A) IN GENERAL.—The Secretary shall
21 make arrangements with any State or other ap-
22 propriate entity to facilitate the use of State
23 wage records to evaluate the performance of en-
24 tities funded under this section on the employ-
25 ment and earnings indicators described in sub-

1 clauses (I) through (III) of section
2 116(b)(2)(A)(i) for the purposes of the report
3 required under paragraph (5).

4 “(B) OTHER WAGE RECORDS.—For any
5 individual working in Indian country (as de-
6 fined in section 1151 of title 18, United States
7 Code) whose wages are not submitted to a rel-
8 evant State as an unemployment insurance
9 wage record, the Indian tribe with jurisdiction
10 over that Indian country may submit other
11 forms of documentation of the wages of such in-
12 dividual to the State for purposes of the report
13 required under paragraph (5).

14 “(5) PERFORMANCE RESULTS.—For each pro-
15 gram year, the Secretary shall make available on a
16 publicly accessible website of the Department of
17 Labor a report on the performance, during such pro-
18 gram year, of entities funded under this section
19 on—

20 “(A) the primary indicators of performance
21 described in section 116(b)(2)(A); and

22 “(B) the adjusted levels of performance for
23 such entities as described in paragraph (2).”;

24 (7) in subsection (i)—

25 (A) in paragraph (4)—

1 (i) in subparagraph (A)—

2 (I) by striking “Using” and in-
3 serting the following:

4 “(i) ESTABLISHMENT.—Using”; and

5 (II) by adding at the end the fol-
6 lowing:

7 “(ii) RECOMMENDATIONS.—The Sec-
8 retary shall meet, on not less than an an-
9 nual basis, with the Council to consider
10 recommendations from the Council on the
11 operation and administration of the pro-
12 grams assisted under this section.”;

13 (ii) in subparagraph (B)—

14 (I) by striking “The Council”
15 and inserting the following:

16 “(i) IN GENERAL.—The Council”; and

17 (II) by inserting at the end the
18 following:

19 “(ii) VACANCIES.—An individual ap-
20 pointed to fill a vacancy on the Council oc-
21 curring before the expiration of the term
22 for which the predecessor of such indi-
23 vidual was appointed shall be appointed
24 only for the remainder of that term. Such
25 an individual may serve on the Council

1 after the expiration of such term until a
2 successor is appointed.”; and

3 (iii) in subparagraph (F), by inserting
4 “, virtually or in person” before the period
5 at the end; and

6 (B) in paragraph (6)—

7 (i) by striking “more than one State”
8 and inserting “a State”;

9 (ii) by inserting “or provided by an-
10 other grantee that receives funds awarded
11 under subtitle B from any State for adult,
12 youth, or dislocated worker programs”
13 after “this title”;

14 (iii) by striking “Governors of the af-
15 fected States” and inserting “Governor of
16 any affected State”; and

17 (iv) by striking “the States” and in-
18 serting “the State or other grantee”; and

19 (8) by amending subsection (k)(2) to read as
20 follows:

21 “(2) AUTHORIZATION OF APPROPRIATIONS.—

22 There are authorized to be appropriated to carry out
23 this subsection \$542,000 for each of the fiscal years
24 2025 through 2030.”.

1 **SEC. 172. MIGRANT AND SEASONAL FARMWORKER PRO-**
2 **GRAMS.**

3 Section 167 of the Workforce Innovation and Oppor-
4 tunity Act (29 U.S.C. 3222) is amended—

5 (1) in subsection (b)—

6 (A) by striking “To be” and inserting the
7 following:

8 “(1) IN GENERAL.—To be”; and

9 (B) by adding at the end the following:

10 “(2) PROHIBITION ON GEOGRAPHIC LIMITA-
11 TIONS.—In determining eligibility under paragraph
12 (1), the Secretary may not place limitations on the
13 geographic location of the entity or on the intended
14 area to be served.”;

15 (2) in subsection (c), by adding at the end the
16 following:

17 “(5) WAGE RECORDS.—The Secretary shall
18 make arrangements with a State or other appro-
19 priate entity to facilitate the use of State wage
20 records to evaluate the performance of entities fund-
21 ed under this section on the employment and earn-
22 ings indicators described in subclauses (I) through
23 (III) of section 116(b)(2)(A)(i) for the purposes of
24 the report required under paragraph (6).

25 “(6) PERFORMANCE RESULTS.—For each pro-
26 gram year, the Secretary shall make available on a

1 publicly accessible website of the Department a re-
2 port on the performance, during such program year,
3 of entities funded under this section on—

4 “(A) the primary indicators of performance
5 described in section 116(b)(2)(A); and

6 “(B) the adjusted levels of performance for
7 such entities as described in paragraph (3).”;

8 (3) in subsection (d)(1), by inserting “develop-
9 ment of digital literacy skills,” after “literacy in-
10 struction,”;

11 (4) by redesignating subsections (e) through (i)
12 as subsections (f) through (j), respectively;

13 (5) by inserting after subsection (d) the fol-
14 lowing:

15 “(e) ADMINISTRATIVE COSTS.—Not more than 10
16 percent of the funds provided to an entity under this sec-
17 tion may be used for the administrative costs of the activi-
18 ties and services carried out under subsection (d).”; and

19 (6) in subsection (i), as so redesignated—

20 (A) in the heading, by striking “ALLOCA-
21 TION” and inserting “ALLOCATION; FUNDING
22 OBLIGATION”;

23 (B) by striking “From” and inserting the
24 following:

25 “(1) FUNDING ALLOCATION.—From”; and

1 (C) by adding at the end the following:

2 “(2) FUNDING OBLIGATION.—Funds appro-
3 priated and made available to carry out this section
4 for any fiscal year may be obligated by the Secretary
5 during the period beginning on April 1 of the cal-
6 endar year that begins during such fiscal year and
7 ending on June 30 of the following calendar year to
8 be made available to an entity described in sub-
9 section (b).”.

10 **SEC. 173. TECHNICAL ASSISTANCE.**

11 (a) GENERAL TECHNICAL ASSISTANCE.—Section
12 168(a)(1) of the Workforce Innovation and Opportunity
13 Act (29 U.S.C. 3223(a)(1)) is amended—

14 (1) by striking “appropriate training, technical
15 assistance, staff development” and inserting “appro-
16 priate education, technical assistance, professional
17 development for staff”;

18 (2) in subparagraphs (B), (C), and (D), by
19 striking “training” each place it appears and insert-
20 ing “professional development”;

21 (3) by redesignating subparagraphs (G) and
22 (H) as subparagraphs (J) and (K), respectively; and

23 (4) by inserting after subparagraph (F) the fol-
24 lowing:

1 “(G) assistance to the one-stop delivery
 2 system and the Employment Service established
 3 under the Wagner-Peyser Act for the integra-
 4 tion of basic career service activities pursuant
 5 to section 134(c)(2)(A);

6 “(H) assistance to States with maintain-
 7 ing, and making accessible to jobseekers and
 8 employers, the lists of eligible providers of
 9 training services required under section 122;

10 “(I) assistance to States that apply for
 11 such assistance under section 122(j) for the
 12 purposes described in such subsection;”.

13 (b) PERFORMANCE ACCOUNTABILITY TECHNICAL
 14 ASSISTANCE.—Section 168(b) of the Workforce Innova-
 15 tion and Opportunity Act (29 U.S.C. 3223(b)) is amend-
 16 ed—

17 (1) in the header, by striking “DISLOCATED
 18 WORKER” and inserting “PERFORMANCE ACCOUNT-
 19 ABILITY”; and

20 (2) in paragraph (1)—

21 (A) in the first sentence—

22 (i) by inserting “, pursuant to para-
 23 graphs (1) and (2) of section 116(f),” after
 24 “technical assistance”; and

1 (ii) by striking “with respect to em-
2 ployment and training activities for dis-
3 located workers” and inserting “with re-
4 spect to the core programs”; and

5 (B) in the second sentence—

6 (i) by striking “assistance to dis-
7 located workers” and inserting “assistance
8 to individuals served by a core program”;
9 and

10 (ii) by striking “provided to dislocated
11 workers” and inserting “provided to such
12 individuals”.

13 (c) COMMUNITIES IMPACTED BY SUBSTANCE USE
14 DISORDERS.—Section 168 of the Workforce Innovation
15 and Opportunity Act (29 U.S.C. 3223) is further amended
16 by adding at the end the following:

17 “(d) COMMUNITIES IMPACTED BY SUBSTANCE USE
18 DISORDERS.—The Secretary shall, as part of the activities
19 described in subsection (c)(2), evaluate and disseminate
20 to States and local areas information regarding evidence-
21 based and promising practices for addressing the economic
22 workforce impacts associated with high rates of substance
23 use disorders, which information shall—

24 “(1) be updated annually to reflect the most re-
25 cent and available research; and

1 “(2) include information—

2 “(A) shared by States and local areas re-
3 garding effective practices for addressing such
4 impacts; and

5 “(B) on how to apply for any funding that
6 may be available under section 170(b)(1)(E).”.

7 **SEC. 174. EVALUATIONS AND RESEARCH.**

8 (a) IN GENERAL.—Section 169 of the Workforce In-
9 novation and Opportunity Act (29 U.S.C. 3224) is amend-
10 ed—

11 (1) in subsection (a)—

12 (A) in paragraph (2)—

13 (i) by redesignating subparagraph (G)
14 as subparagraph (H);

15 (ii) in subparagraph (F)—

16 (I) by striking “; and” at the
17 end; and

18 (II) by inserting “, including in-
19 dividuals with barriers to employ-
20 ment” after “demographic groups”;
21 and

22 (iii) by inserting the following after
23 subparagraph (F):

24 “(G) the extent to which such programs or
25 activities are using emerging technology to—

1 “(i) collect, analyze, use, and dissemi-
2 nate accurate and transparent local and
3 State level labor market information;

4 “(ii) integrate administrative data, in
5 accordance with Federal and State privacy
6 laws, to more comprehensively understand
7 and improve education and workforce out-
8 comes; and

9 “(iii) identify and address deficiencies
10 in existing Federal, State, and local work-
11 force data infrastructure and related
12 source systems; and”;

13 (B) in paragraph (3)—

14 (i) by striking “The Secretary” and
15 inserting the following:

16 “(A) IN GENERAL.—The Secretary”; and

17 (ii) by adding at the end the following
18 new subparagraph:

19 “(B) LIMITATION.—The Secretary may
20 not use the authority described in subparagraph
21 (A) if the evaluations required under paragraph
22 (1) have not been initiated or completed in the
23 time period required.”; and

24 (C) in paragraph (4), in the second sen-
25 tence—

1 (i) by striking “The Secretary” and
2 inserting “Beginning after the date of en-
3 actment of the A Stronger Workforce for
4 America Act, the Secretary”; and

5 (ii) by striking “2019” and inserting
6 “2028”; and

7 (2) in subsection (b)—

8 (A) by amending paragraph (4) to read as
9 follows:

10 “(4) STUDIES AND REPORTS.—

11 “(A) STUDY ON EMPLOYMENT CONDI-
12 TIONS.—The Secretary, in coordination with
13 other heads of Federal agencies, as appropriate,
14 may conduct a study examining the nature of
15 participants’ unsubsidized employment after
16 exit from programs carried out under this
17 Act—

18 “(i) including with respect to factors
19 such as the availability of paid time off in
20 the employment, health and retirement
21 benefits provided through the employment,
22 workplace safety standards at the place of
23 employment, the predictability and stability
24 of the work schedule for the employment,
25 the ability to obtain through the employ-

1 ment credentials that may permit articula-
2 tion into a higher level or other degree or
3 credential program, and advancement op-
4 portunities in the employment; and

5 “(ii) that includes a description of the
6 feasibility of Congress establishing,
7 through future legislation, an indicator of
8 performance under section 116 related to
9 such factors.

10 “(B) STUDY ON IMPROVING WORKFORCE
11 SERVICES FOR INDIVIDUALS WITH DISABIL-
12 ITIES.—The Secretary of Labor, in coordination
13 with the Secretary of Education and the Sec-
14 retary of Health and Human Services, may con-
15 duct studies that analyze the access to services
16 by individuals with disabilities, including wheth-
17 er an individual who is unable to receive serv-
18 ices under title IV due to a wait list for such
19 services is able to receive services under titles I
20 through III.

21 “(C) STUDY ON THE EFFECTIVENESS OF
22 PAY FOR PERFORMANCE.—The Secretary shall,
23 not later than 4 years after the date of enact-
24 ment of the A Stronger Workforce for America
25 Act, conduct a study that—

1 “(i) compares the effectiveness of the
2 pay-for-performance strategies used under
3 sections 129, 134, and 172 after such date
4 of enactment to the awarding of grants
5 and contracts under such sections as in ef-
6 fect on the day before the date of enact-
7 ment of such Act; and

8 “(ii) examines, with respect to grants
9 under sections 129, 134, and 172 after
10 such date of enactment—

11 “(I) the competition structure of
12 pay-for-performance grants and con-
13 tracts under such sections;

14 “(II) the quality of applications
15 received for grants and contracts
16 under such sections; and

17 “(III) whether individuals with
18 barriers to employment were effec-
19 tively served under the pay-for-per-
20 formance strategies for grants and
21 contracts under such sections.

22 “(D) STUDY ON INDIVIDUAL TRAINING AC-
23 COUNTS FOR DISLOCATED WORKERS.—The Sec-
24 retary shall, not later than 4 years after the
25 date of enactment of the A Stronger Workforce

1 for America Act, conduct a study that compares
2 the usage of individual training accounts for
3 dislocated workers after such date of enactment
4 to the usage of such accounts prior to such date
5 of enactment, including a comparison of—

6 “(i) the types of training services and
7 occupations targeted by dislocated workers
8 when using their individual training ac-
9 counts; and

10 “(ii) the effectiveness of the skills de-
11 velopment funded through individual train-
12 ing accounts in helping such individuals at-
13 tain credentials and secure unsubsidized
14 employment.

15 “(E) STUDY ON STATEWIDE CRITICAL IN-
16 DUSTRY SKILLS FUNDS.—The Secretary shall,
17 not later than 4 years after the date of enact-
18 ment of the A Stronger Workforce for America
19 Act, conduct a study that will review the usage
20 of statewide critical industry skills funds estab-
21 lished by States under section 134(a)(4) and
22 identify, for purposes of measuring the overall
23 effectiveness of the program—

24 “(i) the industries targeted by the
25 funds under section 134(a)(4);

1 “(ii) the occupations for which work-
2 ers are being upskilled;

3 “(iii) how frequently skills develop-
4 ment is provided to prospective workers
5 and incumbent workers, and

6 “(iv) the reported performance out-
7 comes.

8 “(F) STUDY ON INDUSTRY OR SECTOR
9 PARTNERSHIP AND CAREER PATHWAYS DEVEL-
10 OPMENT FUNDS.—The Secretary shall, not later
11 than 4 years after the date of enactment of the
12 A Stronger Workforce for America Act, conduct
13 a study that will review the usage of industry
14 or sector partnership and career pathways de-
15 velopment funds established by States under
16 section 134(a)(5) and identify, for purposes of
17 measuring the overall effectiveness of the pro-
18 gram—

19 “(i) the industries targeted by the
20 funds under section 134(a)(5) and the
21 growth in employment opportunities in
22 such industries over the period of the
23 study;

24 “(ii) the occupations workers are re-
25 ceiving skills development for and how fre-

1 frequently such skills development is occur-
2 ring through the funds under section
3 134(a)(5);

4 “(iii) the States where such funds
5 were used to establish new industry or sec-
6 tor partnerships, the States where such
7 funds were used to expand existing indus-
8 try or sector partnerships, and an overview
9 of the types of partners participating in
10 such partnerships; and

11 “(iv) the reported performance out-
12 comes.

13 “(G) STUDY ON THE EFFECTIVENESS OF
14 EMPLOYER-BASED TRAINING.—The Secretary
15 shall, not later than 4 years after the date of
16 enactment of the A Stronger Workforce for
17 America Act, conduct a study that measures
18 the effectiveness of on-the-job training, em-
19 ployer-directed skills training, apprenticeship,
20 and incumbent worker training under this title
21 in preparing jobseekers and workers, including
22 those with barriers to employment, for unsub-
23 sidized employment. Such study shall include
24 the cost per participant and wage and employ-

1 ment outcomes, as compared to other methods
2 of training.

3 “(H) STUDY ON THE EFFECTIVENESS AND
4 USE OF EMERGING TECHNOLOGY IN THE WORK-
5 FORCE DEVELOPMENT SYSTEM.—The Secretary
6 shall, not later than 4 years after the date of
7 enactment of the A Stronger Workforce for
8 America Act, conduct a study that—

9 “(i) measures the effectiveness of
10 emerging technology (including artificial
11 intelligence and machine learning) and
12 other advanced computational methods, in
13 improving State workforce development
14 system service delivery, labor market data
15 system performance, data collection and in-
16 tegration to understand participant and
17 program outcomes, and end-user tools for
18 facilitating career exploration or related
19 data insights;

20 “(ii) measures the extent to which
21 States have adopted and implemented such
22 technology and methods in their workforce
23 development systems, including by describ-
24 ing how the technology or method is being
25 used, analyzing the accuracy of such tech-

nology or method, and identifying any exhibited bias by any such technology or method; and

“(iii) includes an analysis of the consequences of advances in automation technology on employment opportunities, skills development, including digital literacy skills development, and worker dislocation.

“(I) STUDY ON THE ALIGNMENT BETWEEN EDUCATION AND WORKFORCE DEVELOPMENT SYSTEMS.—The Secretary of Labor, in coordination with the Secretary of Education, shall, not later than 4 years after the date of enactment of the A Stronger Workforce for America Act, conduct a study on the alignment of workforce development programs under this Act with elementary and secondary education and post-secondary education. The study shall examine—

“(i) State efforts to integrate data related to career and technical education programs, dual enrollment programs, pre-apprenticeships and apprenticeships, and other work-based learning programs to inform decisionmaking and improve educational opportunities and outcomes;

1 “(ii) challenges related to and strate-
2 gies that promote such alignment to facili-
3 tate student participation in high-quality
4 college and career pathways; and

5 “(iii) governance structures and fund-
6 ing sources to promote such alignment.

7 “(J) STUDY ON JOB CORPS.—The Sec-
8 retary of Labor shall, not later than 4 years
9 after the date of enactment of the A Stronger
10 Workforce for America Act, conduct an evalua-
11 tion that—

12 “(i) uses the most rigorous available
13 methods that are appropriate and feasible
14 to evaluate program effectiveness;

15 “(ii) measures the effect of the Job
16 Corps program on participating individuals
17 on outcomes related to the purposes de-
18 scribed in section 141(1), including edu-
19 cational attainment, employment, earnings,
20 and other related outcomes, compared with
21 the non-participant peers of those individ-
22 uals, to determine if the program has a
23 statistically significant effect (including
24 long-term effects) on such outcomes; and

1 “(iii) evaluates the cost-effectiveness
2 of the program.

3 “(K) REPORTS.—The Secretary shall pre-
4 pare and disseminate to the Committee on
5 Health, Education, Labor, and Pensions of the
6 Senate and the Committee on Education and
7 the Workforce of the House of Representatives,
8 and on the publicly available website of the De-
9 partment, reports containing the results of the
10 studies conducted under this paragraph.”; and

11 (B) in paragraph (5), by adding at the end
12 the following:

13 “(C) EVALUATION OF GRANTS.—

14 “(i) IN GENERAL.—For each grant or
15 contract awarded under this paragraph,
16 the Secretary shall conduct a rigorous eval-
17 uation of the multistate project to deter-
18 mine the impact of the activities supported
19 by the project, including the impact on the
20 employment and earnings of program par-
21 ticipants.

22 “(ii) REPORT.—The Secretary shall
23 prepare and disseminate to the Committee
24 on Health, Education, Labor, and Pen-
25 sions of the Senate and the Committee on

1 Education and the Workforce of the House
2 of Representatives, and to the public, in-
3 cluding through electronic means, reports
4 containing the results of evaluations con-
5 ducted under this subparagraph.”.

6 (b) WORKFORCE DATA QUALITY INITIATIVE.—Sec-
7 tion 169 of the Workforce Innovation and Opportunity Act
8 (29 U.S.C. 3224) is further amended by adding at the
9 end the following:

10 “(d) WORKFORCE DATA QUALITY INITIATIVE.—

11 “(1) GRANT PROGRAM.—Of amounts made
12 available pursuant to section 132(a)(2)(A) for any
13 program year, the Secretary shall use not less than
14 5 percent and not more than 10 percent of such
15 amounts, and may also use funds authorized for
16 purposes of carrying out this section, to award
17 grants to eligible entities to create workforce longitu-
18 dinal data systems and associated resources for the
19 purposes of strengthening program quality, building
20 State capacity to produce evidence for decision-
21 making, meeting performance reporting require-
22 ments, protecting privacy, and improving trans-
23 parency.

24 “(2) APPLICATION.—To be eligible to receive a
25 grant under this subsection, an eligible entity shall

1 submit an application to the Secretary at such time
2 and in such manner as the Secretary may require,
3 which shall include—

4 “(A) a description of the proposed activi-
5 ties that will be conducted by the eligible entity,
6 including a description of the need for such ac-
7 tivities and a detailed budget for such activities;

8 “(B) a description of the expected out-
9 comes and outputs (such as systems or prod-
10 ucts) that will result from the proposed activi-
11 ties and the proposed uses of such outputs;

12 “(C) a description of how the proposed ac-
13 tivities will—

14 “(i) support the reporting of perform-
15 ance data, including employment and earn-
16 ings outcomes, for the performance ac-
17 countability requirements under section
18 116, including outcomes for eligible pro-
19 viders of training services;

20 “(ii) improve workforce data stand-
21 ardization across programs in the State;
22 and

23 “(iii) improve the collection, accuracy,
24 timeliness, and usability of real-time, econ-

1 omy-wide data on new and emerging skills
2 and in-demand occupational roles;

3 “(D) a description of the methods and pro-
4 cedures the eligible entity will use to ensure the
5 security and privacy of the collection, storage,
6 and use of all data involved in the systems and
7 resources supported through the grant, includ-
8 ing compliance with State and Federal privacy
9 and confidentiality statutes and regulations;
10 and

11 “(E) a plan for how the eligible entity will
12 continue the activities or sustain the use of the
13 outputs created with the grant funds after the
14 grant period ends.

15 “(3) PRIORITY.—In awarding grants under the
16 subsection, the Secretary shall give priority to—

17 “(A) eligible entities that are—

18 “(i) a State agency of a State that
19 has not previously received a grant from
20 the Secretary for the purposes of this sub-
21 section and demonstrates a substantial
22 need to improve its data infrastructure; or

23 “(ii) a consortium of State agencies
24 that is comprised of State agencies from
25 multiple States and includes at least one

1 State agency described in clause (i) and
2 has the capacity to make significant con-
3 tributions toward building interoperable,
4 cross-State data infrastructure; and

5 “(B) eligible entities that will use grant
6 funds to—

7 “(i) expand the adoption and use of
8 linked, open, and interoperable data on
9 credentials, including through the develop-
10 ment of a credential registry or other tools
11 and services designed to help learners and
12 workers make informed decisions, such as
13 the credential navigation feature described
14 in section 122(d)(2);

15 “(ii) participate in and contribute
16 data to a multistate data collaborative, in-
17 cluding data that provide participating
18 States the ability to better understand—

19 “(I) earnings and employment
20 outcomes of individuals who work out-
21 of-State; and

22 “(II) cross-State earnings and
23 employment trends;

24 “(iii) enhance collaboration with pri-
25 vate sector workforce and labor market

1 data entities and the end-users of work-
2 force and labor market data, including in-
3 dividuals, employers, economic development
4 agencies, and workforce development pro-
5 viders;

6 “(iv) leverage the use of non-Federal
7 contributions to improve workforce data in-
8 frastructure, including staff capacity build-
9 ing; or

10 “(v) expand existing statewide inte-
11 grated longitudinal data systems, including
12 such systems receiving assistance under
13 section 208 of the Educational Technical
14 Assistance Act of 2002 (20 U.S.C. 9607).

15 “(4) USE OF FUNDS.—In addition to the activi-
16 ties described in paragraph (3)(B), an eligible entity
17 awarded a grant under this subsection may use
18 funds to carry out any of the following activities:

19 “(A) Developing or enhancing a State’s
20 workforce longitudinal data system, including
21 by participating and contributing data to the
22 State’s data system, if applicable, that links
23 with elementary and secondary school and post-
24 secondary data.

1 “(B) Accelerating the replication and
2 adoption of data systems, projects, products, or
3 practices already in use in one or more States
4 to other States.

5 “(C) Research and labor market data im-
6 provement activities to improve the timeliness,
7 relevance, and accessibility of such data
8 through pilot projects that are developed locally
9 but designed to scale to other regions or States.

10 “(D) Establishing, enhancing, or con-
11 necting to a system of interoperable learning
12 and employment records that provides individ-
13 uals who choose to participate in such system
14 ownership of a verified and secure record of
15 their skills and achievements and the ability to
16 share such record with employers and education
17 providers.

18 “(E) Developing policies, guidelines, and
19 security measures for data collection, storing,
20 and sharing to ensure compliance with relevant
21 Federal and State privacy laws and regulations.

22 “(F) Increasing local board access to and
23 integration with the State’s workforce longitu-
24 dinal data system in a secure manner.

1 “(G) Creating or participating in a data
2 exchange for collecting and using standards-
3 based jobs and employment data including, at a
4 minimum, job titles or occupation codes.

5 “(H) Improving State and local staff ca-
6 pacity to understand, use, and analyze data to
7 improve decisionmaking and improve partici-
8 pant outcomes.

9 “(5) ADMINISTRATION.—

10 “(A) DURATION.—A grant awarded under
11 this subsection may be for a period of up to 3
12 years.

13 “(B) SUPPLEMENT, NOT SUPPLANT.—
14 Funds made available under this subsection
15 shall be used to supplement, and not supplant,
16 other Federal, State, or local funds used for de-
17 velopment of State data systems.

18 “(C) REPORT.—Each eligible entity that
19 receives a grant under this subsection shall sub-
20 mit a report to the Secretary not later than 180
21 days after the conclusion of the grant period on
22 the activities supported through the grant and
23 improvements in the use of workforce and labor
24 market information that have resulted from
25 such activities.

1 “(6) DEFINITIONS.—In this subsection, the
2 term ‘eligible entity’ means a State agency or con-
3 sortium of State agencies, including a multistate
4 data collaborative, that is or includes the State agen-
5 cies responsible for—

6 “(A) State employer wage records used by
7 the State’s unemployment insurance programs
8 in labor market information reporting and anal-
9 ysis and for fulfilling the reporting require-
10 ments of this Act;

11 “(B) the production of labor market infor-
12 mation; and

13 “(C) the direct administration of one or
14 more of the core programs.”.

15 **SEC. 175. NATIONAL DISLOCATED WORKER GRANTS.**

16 Section 170 of the Workforce Innovation and Oppor-
17 tunity Act (29 U.S.C. 3225) is amended—

18 (1) in subsection (b)—

19 (A) in paragraph (1)—

20 (i) in subparagraph (C), by striking
21 “and” at the end;

22 (ii) in subparagraph (D)(ii), by strik-
23 ing the period at the end and inserting “;
24 and”; and

1 (iii) by adding at the end the fol-
2 lowing:

3 “(E) to an entity described in subsection
4 (c)(1)(B) to provide employment and training
5 activities related to the prevention and treat-
6 ment of substance use disorders, including ad-
7 diction treatment, mental health treatment, and
8 pain management, in an area that, as a result
9 of widespread substance use, addiction, and
10 overdoses, has higher-than-average demand for
11 such activities that exceeds the availability of
12 State and local resources to provide such activi-
13 ties.”; and

14 (B) by adding at the end the following:

15 “(3) PERFORMANCE RESULTS.—The Secretary
16 shall collect the necessary information from each en-
17 tity receiving a grant under this section to determine
18 the performance of such entity on the primary indi-
19 cators of performance described in section
20 116(b)(2)(A)(i) and make such information available
21 on the publicly accessible website of the Department
22 in a format that does not reveal personally identifi-
23 able information.”; and

24 (2) in subsection (c)—

25 (A) in paragraph (1)(A)—

1 (i) by striking “subsection (b)(1)(A)”
 2 and inserting “subparagraph (A) or (E) of
 3 subsection (b)(1)”; and

4 (ii) by striking “, in such manner, and
 5 containing such information” and inserting
 6 “and in such manner”; and
 7 (B) in paragraph (2)—

8 (i) in subparagraph (B)—

9 (I) in the heading, by striking
 10 “RETRAINING” and inserting
 11 “RESKILLING”; and

12 (II) by striking “retraining” and
 13 inserting “reskilling”;

14 (ii) by redesignating subparagraphs
 15 (C) and (D) as subparagraphs (D) and
 16 (E), respectively; and

17 (iii) by inserting after subparagraph
 18 (B) the following:

19 “(C) SUBSTANCE USE RELATED
 20 GRANTS.—In order to be eligible to receive em-
 21 ployment and training assistance under a na-
 22 tional dislocated worker grant awarded pursu-
 23 ant to subsection (b)(1)(E), an individual shall
 24 be—

25 “(i) a dislocated worker;

1 “(ii) a long-term unemployed indi-
2 vidual;

3 “(iii) an individual who is unemployed
4 or significantly underemployed as a result
5 of widespread substance use in the area; or

6 “(iv) an individual who is employed or
7 seeking employment in a health care pro-
8 fession involved in the prevention and
9 treatment of substance use disorders, in-
10 cluding such professions that provide ad-
11 diction treatment, mental health treat-
12 ment, or pain management.”.

13 **SEC. 176. YOUTHBUILD PROGRAM.**

14 Section 171 of the Workforce Innovation and Oppor-
15 tunity Act (29 U.S.C. 3226) is amended—

16 (1) in subsection (a)—

17 (A) in paragraph (4), by striking “home-
18 less individuals” and inserting “individuals ex-
19 perience homelessness”; and

20 (B) in paragraph (5), by striking “home-
21 less and low-income families” and inserting
22 “low-income families and families of individuals
23 experiencing homelessness”;

24 (2) in subsection (b)—

1 (A) by amending paragraph (4) to read as
2 follows:

3 “(4) INDIVIDUAL EXPERIENCING HOMELESS-
4 NESS.—The term ‘individual experiencing homeless-
5 ness’ means an individual who is a homeless indi-
6 vidual (as defined in section 41403(6) of the Vio-
7 lence Against Women Act of 1994 (34 U.S.C.
8 12473(6)) or a homeless child or youth (as defined
9 in section 725(2) of the McKinney-Vento Homeless
10 Assistance Act (42 U.S.C. 11434a(2))).”;

11 (B) in paragraph (5), by striking “home-
12 less individuals” and inserting “individuals ex-
13 perienicing homelessness”;

14 (C) in paragraph (7), by striking “(25
15 U.S.C. 450b)” and inserting “(25 U.S.C.
16 5304)”; and

17 (D) in paragraph (12), by striking “home-
18 less individuals” and inserting “individuals ex-
19 perienicing homelessness”;

20 (3) in subsection (c)—

21 (A) by amending paragraph (1) to read as
22 follows:

23 “(1) AMOUNT OF GRANTS; RESERVATION.—

24 “(A) AMOUNT OF GRANTS.—Subject to
25 subparagraph (B), the Secretary is authorized

1 to make grants to applicants for the purpose of
2 carrying out YouthBuild programs approved
3 under this section.

4 “(B) RESERVATION FOR RURAL AREAS
5 AND INDIAN TRIBES.—

6 “(i) TRIBAL RESERVATION.—Subject
7 to clause (iii), in carrying out subpara-
8 graph (A), the Secretary shall reserve not
9 less than 5 percent of the total amount ap-
10 propriated for the purposes of that sub-
11 paragraph to make grants to applicants
12 that are—

13 “(I) Indian tribes, tribal organi-
14 zations, or Native Hawaiian organiza-
15 tions (as such term is defined in sec-
16 tion 166(b)); or

17 “(II) carrying out programs for
18 the benefit of Indians.

19 “(ii) RURAL RESERVATION.—Subject
20 to clause (iii), in carrying out subpara-
21 graph (A), the Secretary shall reserve not
22 less than 10 percent of the total amount
23 appropriated for purposes of that subpara-
24 graph to make grants to applicants that
25 are located in rural areas.

1 “(iii) EXCEPTION.—If the Secretary
2 does not receive a sufficient number of ap-
3 plications of sufficient quality to award the
4 amounts reserved under clause (i) or
5 amounts reserved under clause (ii) in ac-
6 cordance with the requirements of the ap-
7 plicable clause, the Secretary may—

8 “(I) award grants to applicants
9 described in clause (i) or clause (ii),
10 as the case may be, in an amount not
11 to exceed \$1,500,000 per grant; and

12 “(II) use any remaining amount
13 reserved under the applicable clause
14 to, notwithstanding the requirements
15 of that clause, award grants under
16 subparagraph (A) to other applica-
17 tions that are not described in such
18 clause.”;

19 (B) in paragraph (2)—

20 (i) in subparagraph (A)—

21 (I) in clause (iv)—

22 (aa) in subclause (II), by
23 striking “language learners” and
24 inserting “learners”;

1 (bb) in subclause (III), by
2 striking “a secondary” and in-
3 serting “a regular high”; and

4 (cc) in subclause (IV), by
5 striking “required” and inserting
6 “available Federal, State, or in-
7 stitutional”;

8 (II) in clause (v), by striking
9 “drug and alcohol abuse” and insert-
10 ing “substance use disorder”;

11 (III) in clause (vii)—

12 (aa) by inserting “to ensure
13 full participation in a YouthBuild
14 program, including such services
15 for individuals with disabilities,”
16 after “services”; and

17 (bb) by inserting “unsub-
18 sidized” after “retaining”; and

19 (IV) in clause (viii), by inserting
20 “, including career services” after
21 “assistance”;

22 (ii) in subparagraph (B), by striking
23 “homeless individuals” and inserting “indi-
24 viduals experiencing homelessness” each
25 place the term appears; and

1 (iii) by adding at the end the fol-
2 lowing:

3 “(I) Provision of meals and other food as-
4 sistance to participants in conjunction with an-
5 other activity described in this paragraph.

6 “(J) Provision of information on and refer-
7 ral to Federal and State means tested pro-
8 grams.”;

9 (C) in paragraph (3)—

10 (i) in subparagraph (A), by striking
11 “such time, in such manner, and con-
12 taining such information” and inserting
13 “such time and in such manner”; and

14 (ii) in subparagraph (B)—

15 (I) in the header, by striking
16 “MINIMUM REQUIREMENTS” and in-
17 serting “REQUIREMENTS”;

18 (II) by striking “, at a min-
19 imum”;

20 (III) in clause (iii), by striking
21 “unions” and inserting “labor organi-
22 zations”;

23 (IV) by amending clause (v) to
24 read as follows:

1 “(v) a description of the educational
2 and job training activities, work opportuni-
3 ties, postsecondary education and training
4 opportunities, and other services that will
5 be provided to participants, and how those
6 activities, opportunities, and services will—

7 “(I) prepare youth for employ-
8 ment in in-demand industry sectors or
9 occupations in the labor market area
10 described in clause (i); and

11 “(II) support youth in attaining
12 a regular high school diploma or its
13 recognized equivalent;”;

14 (V) in clause (vii)—

15 (aa) by striking “(including
16 agencies of Indian tribes)” and
17 inserting “, Indian tribes, tribal
18 organizations, and tribal edu-
19 cational agencies (as such term is
20 defined in section 6132(b) of the
21 Elementary and Secondary Edu-
22 cation Act of 1965 (20 U.S.C.
23 7452(b)))”; and

24 (bb) by striking “homeless
25 individuals and other agencies

1 that serve youth who are home-
2 less individuals,” and inserting
3 “individuals experiencing home-
4 lessness and other agencies that
5 serve youth who are individuals
6 experiencing homelessness,”;
7 (VI) in clause (x), by inserting
8 “located in the region proposed to be
9 served by such applicant, as applica-
10 ble” after “tribes”;
11 (VII) by amending clause (xii) to
12 read as follows:
13 “(xii) a description of the levels of
14 performance the applicant expects to
15 achieve on the primary indicators of per-
16 formance described in section
17 116(b)(2)(A)(ii);”;
18 (VIII) in clause (xiii), by striking
19 “unions” and inserting “labor organi-
20 zations”;
21 (IX) by redesignating clauses
22 (xv) through (xxi) as clauses (xvi)
23 through (xxii), respectively; and
24 (X) by inserting after clause (xiv)
25 the following:

1 “(xv) a description of any strategies
2 the applicant will use to engage program
3 participants in providing feedback and in-
4 forming decision-making related to the
5 program;”; and

6 (D) in paragraph (4)—

7 (i) by striking “such selection criteria
8 as the Secretary shall establish under this
9 section, which shall include criteria” and
10 inserting “selection criteria”;

11 (ii) in subparagraph (I), by striking
12 “homeless individuals” and inserting “indi-
13 viduals experiencing homelessness”;

14 (iii) in subparagraph (J)(iii), by add-
15 ing “and” after the semicolon;

16 (iv) in subparagraph (K), by striking
17 “; and” and inserting a period; and

18 (v) by striking subparagraph (L);

19 (4) in subsection (d)—

20 (A) in paragraph (1), by striking “home-
21 less individuals” and inserting “individuals ex-
22 perienceing homelessness”; and

23 (B) in paragraph (2), by striking “home-
24 less individuals” and inserting “individuals ex-
25 perienceing homelessness”;

1 (5) in subsection (e)(1)—

2 (A) in subparagraph (A)(ii), by striking
3 “offender” and inserting “who is a justice-in-
4 volved individual”; and

5 (B) in subparagraph (B)(i)—

6 (i) by striking “are basic skills defi-
7 cient” and inserting “have foundational
8 skill needs”; and

9 (ii) by striking “secondary” and in-
10 serting “regular high”;

11 (6) in subsection (f), by striking paragraph (2)
12 and inserting the following:

13 “(2) USE OF WAGE RECORDS.—The Secretary
14 shall make arrangements with a State or other ap-
15 propriate entity to facilitate the use of State wage
16 records to evaluate the performance of YouthBuild
17 programs funded under this section on the employ-
18 ment and earnings indicators described in section
19 116(b)(2)(A)(ii) for the purposes of the report re-
20 quired under paragraph (3).

21 “(3) PERFORMANCE RESULTS.—For each pro-
22 gram year, the Secretary shall make available, on a
23 publicly accessible website of the Department, a re-
24 port on the performance of YouthBuild programs,

1 during such program year, funded under this section
2 on—

3 “(A) the primary indicators of performance
4 described in section 116(b)(2)(A)(ii); and

5 “(B) the expected levels of performance for
6 such programs as described in paragraph (1).

7 “(4) CONSULTATION.—In establishing expected
8 levels of performance under paragraph (1), the Sec-
9 retary shall consult, on not less than an annual
10 basis, with entities carrying out YouthBuild pro-
11 grams to ensure such levels of performance account
12 for the workforce development and postsecondary
13 education experiences of youth served by such pro-
14 grams.”;

15 (7) in subsection (g), by inserting at the end
16 the following:

17 “(4) ANNUAL RELEASE OF FUNDING OPPOR-
18 TUNITY ANNOUNCEMENT.—The Secretary shall, to
19 the greatest extent practicable, announce new fund-
20 ing opportunities for grants under this section dur-
21 ing the same time period each year for which such
22 grants are available.”; and

23 (8) by amending subsection (i) to read as fol-
24 lows:

1 “(i) AUTHORIZATION OF APPROPRIATIONS.—There
2 are authorized to be appropriated to carry out this section
3 \$108,150,000 for each of the fiscal years 2025 through
4 2030.”.

5 **SEC. 177. REENTRY EMPLOYMENT OPPORTUNITIES.**

6 Subtitle D of title I of the Workforce Innovation and
7 Opportunity Act (29 U.S.C. 3221 et seq.) is amended—

8 (1) by redesignating section 172 as section 175;

9 and

10 (2) by inserting after section 171 the following:

11 **“SEC. 172. REENTRY EMPLOYMENT OPPORTUNITIES.**

12 “(a) PURPOSES.—The purposes of this section are—

13 “(1) to improve the employment, earnings, and
14 skill attainment, and reduce recidivism, of adults
15 and youth who have been involved with the justice
16 system;

17 “(2) to prompt innovation and improvement in
18 the reentry of justice-involved individuals into the
19 workforce so that successful initiatives can be estab-
20 lished or continued, and replicated; and

21 “(3) to further develop the evidence on how to
22 improve employment, earnings, and skill attainment,
23 and reduce recidivism, of justice-involved individuals,
24 through rigorous evaluations of specific services pro-
25 vided, including how they affect different popu-

1 lations and how they are best combined and
2 sequenced, and disseminate such evidence to entities
3 supporting the reentry of justice-involved individuals
4 into the workforce.

5 “(b) REENTRY EMPLOYMENT OPPORTUNITIES PRO-
6 GRAM.—

7 “(1) IN GENERAL.—From the amounts appro-
8 priated under section 175(e) and not reserved under
9 subsection (h), the Secretary shall carry out a Re-
10 entry Employment Opportunities Program, through
11 which the Secretary—

12 “(A) except as provided in subparagraph
13 (B), in order to implement reentry projects that
14 serve eligible adults or eligible youth shall, on
15 a competitive basis—

16 “(i) make direct awards (through
17 grants, contracts, or cooperative agree-
18 ments) to eligible entities to implement
19 such reentry projects; and

20 “(ii) in any year for which the Sec-
21 retary makes awards under clause (i),
22 make intermediary awards to eligible enti-
23 ties who are national or regional inter-
24 mediaries, who shall use the award
25 funds—

1 “(I) to make direct awards to eli-
2 gible entities to implement such re-
3 entry projects; or

4 “(II) to implement such reentry
5 projects; and

6 “(B) in order to implement youth reentry
7 employment opportunities projects, through
8 that program, that serve eligible youth shall, on
9 a competitive basis—

10 “(i) make direct awards to youth
11 project eligible entities to implement such
12 youth reentry projects; and

13 “(ii) in any year for which the Sec-
14 retary makes awards under clause (i),
15 make intermediary awards to youth project
16 eligible entities who are national or re-
17 gional intermediaries, who shall use the
18 award funds—

19 “(I) to make direct awards to
20 youth project eligible entities to imple-
21 ment such youth reentry projects; or

22 “(II) to implement such youth re-
23 entry projects.

1 “(2) ALLOCATION TO ACTIVITIES.—From the
2 amounts appropriated under section 175(e) and not
3 reserved under subsection (h), the Secretary—

4 “(A) shall use not less than 20 percent of
5 such amounts for awards under paragraph
6 (1)(A) to eligible entities to serve as national or
7 regional intermediaries to provide the award
8 funds to other eligible entities—

9 “(i) to implement reentry projects de-
10 scribed in paragraph (1)(A); and

11 “(ii) to monitor and support such en-
12 tities;

13 “(B) shall use not less than 20 percent of
14 such amounts for direct or intermediary awards
15 under paragraph (1)(B) to—

16 “(i) implement youth reentry projects
17 described in paragraph (1)(B); and

18 “(ii) in cases in which the award re-
19 cipients make direct awards to other youth
20 reentry project eligible entities, monitor
21 and support such entities;

22 “(C) shall use 20 percent of such amounts,
23 from the portion reserved to carry out para-
24 graph (1)(A), to award funds to eligible entities
25 using pay-for-performance contracts—

1 “(i) that specify a fixed amount that
2 will be paid to such an entity based on the
3 achievement, within a defined timeframe,
4 of proposed levels of performance described
5 under subsection (e)(2)(A) on the indica-
6 tors of performance described in subsection
7 (e)(1)(A)(i); and

8 “(ii) which may provide for bonus
9 payments to such entity to expand capacity
10 to provide effective services; and

11 “(D) shall ensure awards made under this
12 section are made to eligible entities from geo-
13 graphically diverse areas, in addition to giving
14 the priorities described in paragraph (5).

15 “(3) INITIAL AWARD PERIODS.—The Secretary
16 shall make an award under this section for an initial
17 period of not more than 4 years.

18 “(4) ADDITIONAL AWARDS.—The Secretary
19 may make, for a period of not more than 4 years,
20 1 or more additional awards to an eligible entity
21 that received an award under this section if the eligi-
22 ble entity achieved the levels of performance agreed
23 upon with the Secretary (as described in subsection
24 (e)(2)) for the most recent award period.

1 “(5) PRIORITY.—In awarding funds under this
2 section, the Secretary shall give priority to eligible
3 entities whose applications submitted under sub-
4 section (c) demonstrate a commitment to use such
5 funds to implement a reentry project—

6 “(A) that will serve a high-poverty area;

7 “(B) that will enroll eligible youth or eligi-
8 ble adults—

9 “(i) prior to the release of such indi-
10 viduals from incarceration in a correctional
11 institution; or

12 “(ii) not later than 90 days after such
13 release;

14 “(C) whose strategy and design are evi-
15 dence-based;

16 “(D) for which the eligible entity will es-
17 tablish a partnership with—

18 “(i) a business;

19 “(ii) an institution of higher education
20 or provider under section 122 (as deter-
21 mined by the State where services are
22 being provided) to provide project partici-
23 pants with a program leading to a recog-
24 nized postsecondary credential in an in-de-
25 mand industry sector or occupation;

1 “(iii) a local educational agency; or

2 “(iv) an agency that receives assist-
3 ance for a program under section 225;

4 “(E) that provides training services, in-
5 cluding employment-directed skills development
6 and on-the-job training, that are designed to
7 meet the specific requirements of an employer
8 (including a group of employers), industry, or
9 sector, and are conducted with a commitment
10 by the employer to employ individuals upon suc-
11 cessful completion of the preparation; and

12 “(F) that will serve a rural area.

13 “(6) CONSTRUCTION.—

14 “(A) PROJECTS WITH INTERMEDIARIES.—

15 An intermediary who receives funds under para-
16 graph (1), to the extent that the intermediary
17 uses the funds to make direct awards to eligible
18 entities, shall carry out the functions of the
19 Secretary described in paragraphs (3), (4), and
20 (5) of this subsection, and paragraphs (1), (2)
21 (other than paragraph (2)(J)), and (4) of sub-
22 section (c).

23 “(B) REENTRY EMPLOYMENT OPPORTUNI-
24 TIES PROGRAM PROJECTS.—For purposes of
25 this section, a reference to an eligible entity,

1 used with respect to a youth reentry project
2 carried out under paragraph (1)(B), shall be
3 considered to be a reference to a youth project
4 eligible entity.

5 “(c) APPLICATION.—

6 “(1) FORM AND PROCEDURE.—To be qualified
7 to receive funds under this section, an eligible entity
8 shall submit an application to the Secretary at such
9 time, and in such manner, as is determined by the
10 Secretary, and containing the information described
11 in paragraph (2) and, as applicable, paragraph (3)
12 or (4).

13 “(2) CONTENTS.—An application submitted by
14 an eligible entity under paragraph (1) shall contain
15 the following:

16 “(A) A description of the eligible entity, in-
17 cluding the experience of the eligible entity in
18 providing education, employment, and training
19 services for justice-involved individuals.

20 “(B) A description of the needs that will
21 be addressed by the reentry project supported
22 by the funds received under this section and the
23 target participant population and the geo-
24 graphic area to be served.

1 “(C) A description of the proposed edu-
2 cation, employment, and training services and
3 supportive services, if applicable, to be provided
4 under such reentry project, and how such ac-
5 tivities will prepare participants for employment
6 in an in-demand industry sector or occupation
7 within the geographic area to be served by such
8 reentry project.

9 “(D) The anticipated schedule for carrying
10 out the activities proposed for the reentry
11 project.

12 “(E) A description of—

13 “(i) the partnerships the eligible enti-
14 ty will establish with agencies and entities
15 within the criminal justice system, agencies
16 and entities within the juvenile justice sys-
17 tem, local boards, one-stop operators, one-
18 stop partners, community-based organiza-
19 tions, and employers (including local busi-
20 nesses) to provide participants in the re-
21 entry project with work-based learning, job
22 placement, and recruitment (if applicable);
23 and

24 “(ii) how the eligible entity will co-
25 ordinate its activities with other services

1 and benefits available to justice-involved
2 individuals in the geographic area to be
3 served by the reentry project.

4 “(F) A description of the manner in which
5 individuals will be recruited and selected for
6 participation for the reentry project.

7 “(G) A detailed budget and a description
8 of the system of fiscal controls, and auditing
9 and accountability procedures, that will be used
10 to ensure fiscal soundness for the reentry
11 project.

12 “(H) A description of the proposed levels
13 of performance to be achieved with respect to
14 the indicators of performance described in sub-
15 section (e).

16 “(I) A description of the evidence-based
17 practices the eligible entity will use in adminis-
18 tration of the reentry project.

19 “(J) An assurance that the eligible entity
20 will collect, disaggregate by each subpopulation
21 of individuals with barriers to employment, and
22 by race, ethnicity, sex, and age, and report to
23 the Secretary the data required with respect to
24 the reentry project carried out by the eligible
25 entity for purposes of determining levels of per-

1 formance achieved and conducting the evalua-
2 tion under this section.

3 “(K) An assurance that the eligible entity
4 will provide a match as described in subsection
5 (d)(4).

6 “(L) A description of how the eligible enti-
7 ty plans to continue the reentry project after
8 the award period.

9 “(M) For any project offering a recognized
10 postsecondary credential, a description of how
11 the project leads to the credential.

12 “(N) For a project that also serves as a
13 program carried out under section 225, a de-
14 scription of how the award funds will be used
15 to carry out the education described in section
16 225, in conjunction with the activities described
17 in subsection (d).

18 “(3) ADDITIONAL CONTENT FOR INTER-
19 MEDIARY APPLICANTS.—An application submitted by
20 an eligible entity seeking to serve as a national or
21 regional intermediary as described in subparagraph
22 (A) or (B) of subsection (b)(1) shall also contain
23 each of the following:

24 “(A) An identification and description of
25 the eligible entities that will be subawardees of

1 such intermediary and implement the reentry
2 projects, which shall include subawardees in—

3 “(i) 3 or more noncontiguous metro-
4 politan areas or rural areas; and

5 “(ii) not fewer than 2 States.

6 “(B) A description of the services and sup-
7 ports the intermediary will provide to the sub-
8 awardees, including administrative and fiscal
9 support to ensure the subawardees comply with
10 all subaward requirements.

11 “(C) A description of how the intermediary
12 will facilitate the replication of evidence-based
13 practices or other best practices identified by
14 the intermediary across all subawardees.

15 “(D) If such intermediary is currently re-
16 ceiving, or has previously received, funds under
17 this section as an intermediary to implement a
18 reentry project, an assurance that none of the
19 subawardees identified under subparagraph (A)
20 are current or were previous subawardees of the
21 intermediary for such reentry project and failed
22 to meet the levels of performance established
23 for such reentry project.

24 “(4) ADDITIONAL CONTENT FOR YOUTH REO
25 APPLICATIONS.—An application submitted under

1 paragraph (1) by a youth project eligible entity seek-
2 ing to serve youth applicants through an award de-
3 scribed in subsection (b)(1)(B) shall also contain the
4 following:

5 “(A) A description of—

6 “(i) how the youth reentry project will
7 facilitate the enrollment of eligible youth in
8 a program of a local educational agency, a
9 program of adult education and literacy
10 activities, a YouthBuild program, the Job
11 Corps, or a program of an institution of
12 higher education;

13 “(ii) how the youth reentry project
14 will connect eligible youth with mentors or
15 peer support groups to provide guidance,
16 encouragement, and positive role modeling
17 during the reentry process;

18 “(iii) how the youth reentry project
19 will involve family members, guardians,
20 and other supportive people in an eligible
21 youth’s life in the reentry process;

22 “(iv) how the youth reentry project
23 will provide or support access to counseling
24 and substance use disorder programs for
25 an eligible youth;

1 “(v) how the youth reentry project
2 will assist eligible youth to find safe and
3 stable housing;

4 “(vi) how the youth reentry project
5 will ensure activities carried out under an
6 award described in subsection (b)(1)(B)
7 are designed to meet the needs of the pop-
8 ulation served; and

9 “(vii) the experience of the eligible en-
10 tity in providing services to youth, includ-
11 ing eligible youth, and the strategies the el-
12 igible entity will use to ensure that services
13 provided are age-appropriate for eligible
14 youth.

15 “(B) A description of how a youth project
16 eligible entity plans to provide skills develop-
17 ment, for stakeholders involved in an eligible
18 youth’s reentry, on best practices pertaining to
19 eligible youth and reentry.

20 “(d) USES OF FUNDS.—

21 “(1) REQUIRED ACTIVITIES.—An eligible entity
22 that receives funds under this section shall use such
23 funds to implement a reentry project for eligible
24 adults, eligible youth, or both, that provides each of
25 the following:

1 “(A) One or more of the individualized ca-
2 reer services listed in subclauses (I) through
3 (IX) of section 134(c)(2)(B)(vii).

4 “(B) One or more of the training services
5 listed in clauses (i) through (xi) in section
6 134(c)(3)(D), including subsidized employment
7 opportunities through transitional jobs.

8 “(C) For participants who are eligible
9 youth, 1 or more of the program elements listed
10 in subparagraphs (A) through (O) of section
11 129(c)(2).

12 “(2) ALLOWABLE ACTIVITIES.—An eligible enti-
13 ty that receives funds under this section may use
14 such funds to provide to eligible adults, eligible
15 youth, or both, each of the following:

16 “(A) Followup services after placement in
17 unsubsidized employment as described in sec-
18 tion 134(c)(2)(B)(viii).

19 “(B) Apprenticeship programs.

20 “(C) Education in digital literacy skills.

21 “(D) Mentoring.

22 “(E) Assistance in obtaining employment,
23 including as a result of the eligible entity—

1 “(i) establishing and developing rela-
2 tionships and networks with large and
3 small employers; and

4 “(ii) coordinating with employers to
5 develop employer-directed skills develop-
6 ment programs and on-the-job training.

7 “(F) Assistance with driver’s license rein-
8 statement (including assistance with removing
9 or expunging records as permitted under the
10 applicable Federal or State law to facilitate that
11 reinstatement) and fees for driver’s licenses and
12 other necessary documents for employment and
13 removing barriers to employment.

14 “(G) Provision of or referral to evidence-
15 based mental health treatment by licensed prac-
16 titioners.

17 “(H) Provision of or referral to substance
18 use disorder treatment services, provided that
19 funds awarded under this section are only used
20 to provide such services to participants who are
21 unable to obtain such services through other
22 programs providing such services.

23 “(I) Provision of or referral to supportive
24 services, provided that, notwithstanding section
25 181(h)(2), no more than 10 percent of funds

1 awarded to an eligible entity under this section
2 may be used to provide such services to partici-
3 pants who may be able to obtain such services
4 through other programs providing such services.

5 “(3) ADMINISTRATIVE COST LIMIT.—An eligible
6 entity may not use more than 7 percent of the funds
7 received under this section for administrative costs,
8 including for costs related to collecting information,
9 analysis, and coordination for purposes of subsection
10 (e) or (f).

11 “(4) MATCHING.—An eligible entity shall pro-
12 vide a match, which may be provided in cash or in-
13 kind, for the costs of the project in an amount that
14 is not less than 25 percent of the total amount of
15 funds awarded to the entity under this section for
16 the period involved, except that the Secretary may
17 waive the matching requirement, on a case-by-case
18 basis and for not more than 20 percent of all awards
19 made under this section, if the eligible entity in-
20 volved demonstrates significant financial hardship.

21 “(e) LEVELS OF PERFORMANCE.—

22 “(1) ESTABLISHMENT OF LEVELS.—

23 “(A) IN GENERAL.—The Secretary shall
24 establish expected levels of performance for re-
25 entry projects funded under this section for—

1 “(i) each of the primary indicators of
2 performance—

3 “(I) for adults, as described in
4 section 116(b)(2)(A)(i), for eligible
5 adults in reentry projects for eligible
6 adults or reentry projects for both eli-
7 gible adults and eligible youth; and

8 “(II) for youth, as described in
9 section 116(b)(2)(A)(ii), for eligible
10 youth in reentry projects for eligible
11 youth or reentry projects for both eli-
12 gible adults and eligible youth; and

13 “(ii) an indicator of performance es-
14 tablished by the Secretary with respect to
15 participant recidivism.

16 “(B) UPDATES.—The levels established
17 under subparagraph (A) shall be updated for
18 each 4-year-award period.

19 “(2) AGREEMENT ON LEVELS OF PERFORM-
20 ANCE.—In establishing and updating levels of per-
21 formance under paragraph (1), the Secretary shall
22 reach agreement on such levels with the eligible enti-
23 ties receiving awards under this section that will be
24 subject to such levels, based on, as the Secretary de-
25 termines relevant for each indicator of performance

1 applicable under paragraph (1), each of the fol-
2 lowing factors:

3 “(A) The proposed levels of performance of
4 each such eligible entity described in the appli-
5 cation submitted under subsection (c)(2)(H).

6 “(B) The local economic conditions of the
7 geographic area to be served by each such eligi-
8 ble entity, including differences in unemploy-
9 ment rates and job losses or gains in particular
10 industries.

11 “(C) The characteristics of project partici-
12 pants when entering the project involved, in-
13 cluding—

14 “(i) criminal records;

15 “(ii) indicators of work history;

16 “(iii) work experience;

17 “(iv) educational or occupational skills
18 attainment;

19 “(v) levels of literacy or English pro-
20 ficiency;

21 “(vi) disability status;

22 “(vii) homelessness; and

23 “(viii) receipt of public assistance.

24 “(3) FAILURE TO MEET LEVELS OF PERFORM-
25 ANCE.—In the case of an eligible entity that fails to

1 meet the levels of performance established under
2 paragraph (1) and updated to reflect the actual local
3 economic conditions and characteristics of partici-
4 pants (as described in subparagraphs (B) and (C) of
5 paragraph (2)) served by the reentry project involved
6 for any award year, the Secretary shall provide tech-
7 nical assistance to the eligible entity, including the
8 development of a performance improvement plan.

9 “(f) EVALUATION OF REENTRY PROJECTS.—

10 “(1) IN GENERAL.—Not later than 5 years
11 after the first award of funds under this section is
12 made, the Secretary (acting through the Chief Eval-
13 uation Officer) shall meet each of the following re-
14 quirements:

15 “(A) DESIGN AND CONDUCT OF EVALUA-
16 TION.—Design and conduct an evaluation to
17 evaluate the effectiveness of the reentry projects
18 funded under this section, which meets the re-
19 quirements of paragraph (2), and includes an
20 evaluation of each of the following:

21 “(i) The effectiveness of such projects
22 in assisting individuals with finding unsub-
23 sidized employment, and maintaining un-
24 subsidized employment during the second

1 quarter and fourth quarter after exit from
2 the project.

3 “(ii) The effectiveness of such projects
4 in assisting individuals with earning recog-
5 nized postsecondary credentials.

6 “(iii) The effectiveness of such
7 projects in relation to their cost, including
8 the extent to which the projects improve
9 reentry outcomes, including in employ-
10 ment, compensation (which may include
11 wages earned and benefits), career ad-
12 vancement, measurable skills gains, and
13 recognized postsecondary credentials
14 earned, and including the extent to which
15 the projects reduce recidivism of partici-
16 pants in comparison to comparably situ-
17 ated individuals who did not participate in
18 such projects.

19 “(iv) The effectiveness of specific
20 services and interventions provided and of
21 the overall project design.

22 “(v) If applicable, the extent to which
23 such projects effectively serve various de-
24 mographic groups, including people of dif-
25 ferent geographic locations, ages, races,

1 national origins, and criminal records, and
2 individuals with disabilities.

3 “(vi) If applicable, the appropriate-
4 ness of the sequencing, combination, or
5 concurrent structure, of services for each
6 subpopulation of individuals who are par-
7 ticipants in such projects, such as the
8 order, combination, or concurrent structure
9 of services in which transitional jobs and
10 occupational skills development are pro-
11 vided, to ensure that such participants are
12 prepared to fully benefit from education,
13 employment, and training services provided
14 under the project.

15 “(vii) Limitations or barriers to edu-
16 cation and employment encountered by
17 participants served by the projects as a re-
18 sult of occupational or educational licens-
19 ing restrictions.

20 “(B) DATA ACCESSIBILITY.—Make avail-
21 able, on the publicly accessible website managed
22 by the Department of Labor, data collected
23 during the course of evaluation under this sub-
24 section, in an aggregated format that does not
25 disclose personally identifiable information.

1 “(2) DESIGN REQUIREMENTS.—An evaluation
2 under this subsection—

3 “(A) shall—

4 “(i) be designed by the Secretary (act-
5 ing through the Chief Evaluation Officer)
6 in conjunction with the eligible entities car-
7 rying out the reentry projects being evalu-
8 ated;

9 “(ii) include analysis of participant
10 feedback and outcome and process meas-
11 ures; and

12 “(iii) use designs that employ the
13 most rigorous analytical and statistical
14 methods that are reasonably feasible, such
15 as the use of control groups; and

16 “(B) may not—

17 “(i) collect personally identifiable in-
18 formation, except to the extent such infor-
19 mation is necessary to conduct the evalua-
20 tion; or

21 “(ii) reveal or share personally identi-
22 fiable information.

23 “(3) PUBLICATION AND REPORTING OF EVAL-
24 UATION FINDINGS.—The Secretary (acting through
25 the Chief Evaluation Officer) shall—

1 “(A) in accordance with the timeline deter-
2 mined to be appropriate by the Chief Evalua-
3 tion Officer, publish an interim report on such
4 evaluation;

5 “(B) not later than 90 days after the date
6 on which any evaluation is completed under this
7 subsection, publish and make publicly available
8 the results of such evaluation; and

9 “(C) not later than 60 days after the com-
10 pletion date described in subparagraph (B),
11 submit to the Committee on Education and the
12 Workforce of the House of Representatives and
13 the Committee on Health, Education, Labor,
14 and Pensions of the Senate a report on such
15 evaluation.

16 “(g) ANNUAL REPORT.—

17 “(1) CONTENTS.—Subject to paragraph (2),
18 the Secretary shall post, using transparent, linked,
19 open, and interoperable data formats, on the publicly
20 accessible website described in subsection (f)(1)(B),
21 an annual report, covering the most recent program
22 preceding the report, on—

23 “(A) the number of individuals who par-
24 ticipated in projects assisted under this section
25 during the program year;

1 “(B) the percentage of such individuals
2 who successfully completed the requirements of
3 such projects;

4 “(C) the performance of eligible entities on
5 such projects as measured by the indicators of
6 performance set forth in subsection (e); and

7 “(D) an explanation of any waivers grant-
8 ed by the Secretary of the matching require-
9 ment under subsection (d)(4).

10 “(2) DISAGGREGATION.—The information pro-
11 vided under subparagraphs (A) through (C) of para-
12 graph (1) with respect to a program year shall be
13 disaggregated by each project assisted under this
14 section for such program year.

15 “(h) RESERVATION OF FUNDS.—Of the funds appro-
16 priated under section 175(e) for a fiscal year, the Sec-
17 retary—

18 “(1) may reserve not more than 5 percent for
19 the administration of awards made under this sec-
20 tion, of which not more than 2 percent of the appro-
21 priated funds may be reserved for the provision of—

22 “(A) technical assistance to eligible entities
23 that receive funds under this section; and

24 “(B) outreach and technical assistance to
25 eligible entities desiring to receive such funds,

1 including assistance with application develop-
2 ment and submission; and

3 “(2) shall reserve not less than 1 percent and
4 not more than 2.5 percent for the evaluation activi-
5 ties under subsection (f) or to support eligible enti-
6 ties with any required data collection, analysis, and
7 coordination related to such evaluation activities.

8 “(i) DEFINITIONS.—In this section:

9 “(1) AWARD.—The term ‘award’ means an
10 award of funds through a grant, contract, or cooper-
11 ative agreement.

12 “(2) CHIEF EVALUATION OFFICER.—The term
13 ‘Chief Evaluation Officer’ means the head of the
14 independent evaluation office located in the Office of
15 the Assistant Secretary for Policy of the Department
16 of Labor.

17 “(3) CORRECTIONAL INSTITUTION.—The term
18 ‘correctional institution’ has the meaning given the
19 term in section 225(e).

20 “(4) ELIGIBLE ENTITY.—The term ‘eligible en-
21 tity’ means—

22 “(A) a private nonprofit organization
23 under section 501(c)(3) of the Internal Revenue
24 Code of 1986 that is exempt from taxation

1 under section 501(a) of such Code, including a
2 community-based or faith-based organization;

3 “(B) a local board;

4 “(C) a State or local government;

5 “(D) an Indian or Native American entity
6 eligible for grants under section 166;

7 “(E) a labor organization or joint labor-
8 management organization;

9 “(F) an industry or sector partnership;

10 “(G) an institution of higher education; or

11 “(H) a consortium of the entities described
12 in subparagraphs (A) through (G).

13 “(5) ELIGIBLE ADULT.—The term ‘eligible
14 adult’ means a justice-involved individual who is age
15 25 or older.

16 “(6) ELIGIBLE YOUTH.—The term ‘eligible
17 youth’ means a justice-involved individual who is not
18 younger than age 14 or older than age 24.

19 “(7) HIGH-POVERTY.—The term ‘high-poverty’,
20 when used with respect to a geographic area, means
21 an area with a poverty rate of at least 20 percent
22 as determined based on the most recently available
23 data from the American Community Survey con-
24 ducted by the Bureau of the Census.

1 “(8) JUSTICE-INVOLVED INDIVIDUAL.—Not-
2 withstanding section 3, the term ‘justice-involved in-
3 dividual’ means—

4 “(A) an individual of any age who—

5 “(i) not more than 5 years before en-
6 rollment in a project funded under sub-
7 section (b)(1)—

8 “(I) was released from incarcer-
9 ation in a correctional institution (in-
10 cluding being enrolled in a work re-
11 lease center at the institution); or

12 “(II) finished serving an alter-
13 native sentence, or a sentence to a di-
14 version program, ordered through the
15 adult criminal justice system; or

16 “(ii) on such date of enrollment, is
17 subject to the adult criminal justice sys-
18 tem, including an individual who—

19 “(I) is incarcerated in a correc-
20 tional institution (including being en-
21 rolled in a work release center at the
22 institution), but is scheduled to be re-
23 leased not more than 180 days after
24 such date of enrollment;

1 “(II) is residing in a residential
2 reentry center;

3 “(III) is subject to electronic or
4 home-based monitoring;

5 “(IV) is in the community on
6 probation or parole; or

7 “(V) is serving an alternative
8 sentence, or a sentence to a diversion
9 program, ordered through that sys-
10 tem; or

11 “(B) an individual who—

12 “(i) is not younger than age 14 or
13 older than age 24; and

14 “(ii) has been—

15 “(I) charged with, or convicted
16 of, any criminal offense; or

17 “(II) charged with, detained for,
18 or adjudicated of, a delinquent act or
19 status offense in a juvenile court.

20 “(9) YOUTH PROJECT ELIGIBLE ENTITY.—The
21 term ‘youth project eligible entity’ means—

22 “(A) an organization described in section
23 501(c)(3) of the Internal Revenue Code of 1986
24 that is exempt from taxation under section
25 501(a) of such Code; or

1 “(B) a State or local juvenile justice agen-
2 cy, or a State or local adult correctional agency
3 with a focus on eligible youth.”.

4 **SEC. 178. YOUTH APPRENTICESHIP READINESS GRANT**
5 **PROGRAM.**

6 Subtitle D of title I of the Workforce Innovation and
7 Opportunity Act (29 U.S.C. 3221 et seq.) is further
8 amended by inserting after section 172, as added by the
9 preceding section, the following:

10 **“SEC. 173. YOUTH APPRENTICESHIP READINESS GRANT**
11 **PROGRAM.**

12 “(a) PURPOSES.—The purposes of this section are—

13 “(1) to increase earnings and employment for
14 in-school youth and opportunity youth, ages 16
15 through 24, through enrollment in and completion of
16 evidence-based pre-apprenticeship programs and ap-
17 prenticeship programs that serve youth;

18 “(2) to engage educational entities, organiza-
19 tions carrying out programs that serve opportunity
20 youth, local educational agencies, State boards, local
21 boards, employers, workforce partners (including
22 one-stop partners), and other apprenticeship inter-
23 mediaries, to establish innovative models for pre-ap-
24 prenticeship programs and apprenticeship programs
25 that serve youth, including coordinating with pro-

1 grams that offer supportive services that can enable
2 participation in and completion of the program; and

3 “(3) to promote alignment between education
4 and workforce development systems (such as
5 through public-private partnerships) to enable in-
6 school youth and opportunity youth to participate in
7 postsecondary education and career pathways, in-
8 cluding apprenticeships, that result in careers.

9 “(b) YOUTH APPRENTICESHIP READINESS GRANT
10 PROGRAM.—

11 “(1) IN GENERAL.—From the amounts made
12 available to carry out this section under section
13 414(c) of the American Competitiveness and Work-
14 force Improvement Act (29 U.S.C. 3224a) and not
15 reserved under paragraph (2), the Secretary shall,
16 on a competitive basis, make grants to eligible enti-
17 ties for projects to develop new or expand existing
18 pre-apprenticeship programs and apprenticeships
19 that serve youth.

20 “(2) ADMINISTRATIVE RESERVATION.—Of the
21 amounts made available to carry out this section, the
22 Secretary may reserve not more than 5 percent for
23 the administration of grants made under this sec-
24 tion, including—

1 “(A) not more than 3 percent for the pro-
2 vision of technical assistance to eligible entities
3 during the application period or the implemen-
4 tation phase of such grant; and

5 “(B) not more than 2 percent for evalua-
6 tions of employment and earnings outcomes de-
7 scribed in clauses (vi), (vii), and (viii) of sub-
8 section (e)(2)(B), identifying best practices, and
9 facilitating the sharing of best practices among
10 eligible entities by carrying out the identifica-
11 tion and dissemination described in subsection
12 (f)(2).

13 “(3) GRANT PERIOD.—The Secretary shall
14 make such a grant for a period of not more than 4
15 years and may extend the grant for a period of not
16 more than 2 additional years if the grant recipient
17 is making progress in achieving the objectives of the
18 project’s identified programs.

19 “(4) PRIORITY.—In making grants under this
20 section, the Secretary shall give priority to eligible
21 entities that—

22 “(A) serve an area with significant work-
23 force shortages in the industry sector or occu-
24 pation for which the eligible entity proposes to
25 establish an identified program;

1 “(B) propose to expand or have a dem-
2 onstrated track record of expanding employ-
3 ment opportunities and career pathways for in-
4 dividuals with a barrier to employment;

5 “(C) propose to primarily serve a popu-
6 lation that is located in a rural or urban com-
7 munity and has an area median household in-
8 come of not more than 150 percent of the pov-
9 erty line; or

10 “(D) include within the eligible entity a
11 high-need local educational agency or a high-
12 need educational service agency.

13 “(5) MATCHING REQUIREMENT FOR GRANTS.—

14 In order to receive a grant from the Secretary under
15 this section, an eligible entity shall provide a non-
16 Federal contribution, which may be provided in cash
17 or in-kind, for the costs of the project in an amount
18 that is not less than 25 percent of the total amount
19 of funds awarded to the entity for such period.

20 “(c) APPLICATION.—An eligible entity that desires to
21 receive a grant under this section shall submit an applica-
22 tion to the Secretary at such time and in such manner
23 as the Secretary may require and shall include the fol-
24 lowing:

1 “(1)(A) A description of the eligible entity’s
2 proposed project, to be supported by such grant, in-
3 cluding a provision identifying whether such project
4 will develop or expand 1 or more pre-apprenticeship
5 programs or 1 or more apprenticeship programs that
6 serve youth.

7 “(B) Except in the case of an identified pro-
8 gram by an eligible entity described in subsection
9 (i)(5)(A)(i) that is an apprenticeship program that
10 serves youth and requires each enrolled youth ap-
11 prentice to have a regular high school diploma (or
12 recognized equivalent) as a condition of enrollment,
13 an assurance that each identified program will be
14 designed to enable—

15 “(i) in-school youth to receive a regular
16 high school diploma (in partnership with the
17 local educational agency that serves such youth)
18 and receive a recognized postsecondary creden-
19 tial (other than such a credential that is a bac-
20 calaureate degree) upon completion of the pro-
21 gram; or

22 “(ii) opportunity youth to receive a high
23 school diploma or recognized equivalent and re-
24 ceive a recognized postsecondary credential
25 (other than such a credential that is a bacca-

1 laureate degree) upon completion of the pro-
2 gram.

3 “(2) A description of the eligible entity and a
4 description of how such eligible entity will—

5 “(A) engage with employers to develop or
6 expand, and sustain, each identified program;
7 and

8 “(B) combine academic, career and tech-
9 nical education, or related classroom instruction
10 with on-the-job training, allowing youth to de-
11 velop industry-specific or occupation-specific
12 workplace competencies and skills.

13 “(3) A description of the need for and design
14 of the project, including—

15 “(A) a description of the specific youth
16 population to be served by the project, includ-
17 ing—

18 “(i) the subgroups of participants in
19 the population and skill levels of such par-
20 ticipants, and whether such participants
21 are in-school youth or opportunity youth;

22 “(ii) how the project will increase em-
23 ployment opportunities for youth who are
24 individuals with a barrier to employment

1 and youth from different subgroups of par-
2 ticipants; and

3 “(iii) how the eligible entity will en-
4 sure that a wide range of youth, including
5 youth who are individuals with a barrier to
6 employment and youth from different sub-
7 groups of participants, are able to partici-
8 pate in each identified program;

9 “(B) a description of the industry sector or
10 occupation targeted through the eligible entity’s
11 proposed project, the projected demand for the
12 project in the area served by the eligible entity,
13 and a citation of the data source for the pro-
14 jected demand;

15 “(C) a description of the on-the-job train-
16 ing portion of the project, including a list of the
17 partners responsible for providing the on-the-
18 job training, and how such training will be de-
19 signed flexibly to meet the needs and schedule
20 of in-school youth and opportunity youth;

21 “(D) a description of the related classroom
22 instruction portion of the project, including—

23 “(i) how coursework for that instruc-
24 tion will be integrated into each identified
25 program and developed in conjunction with

1 and provided by education and training
2 providers that are or are within the eligible
3 entity, the specific partners that will pro-
4 vide the related classroom instruction, and
5 (as applicable) how the program may be
6 aligned with the programs of early college
7 high schools or dual or concurrent enroll-
8 ment programs to support youth pre-ap-
9 prentices or apprentices involved in earning
10 postsecondary credit;

11 “(ii) with respect to an identified
12 project by an eligible entity described in
13 subsection (i)(5)(A)(ii) that is designed to
14 serve in-school youth, a description of how
15 the eligible entity, through the project, will
16 partner with the local educational agency
17 that serves such youth to align challenging
18 State academic standards and occupational
19 skill standards to enable such youth to ob-
20 tain a regular high school diploma while
21 served by the program; and

22 “(iii) an explanation of how the
23 project will combine academic, career and
24 technical education, or related classroom
25 instruction with on-the-job training;

1 “(E) a description of the proposed sup-
2 portive services strategy for the youth pre-ap-
3 prentices or apprentices involved, how the
4 project will partner with or refer youth pre-ap-
5 prentices or apprentices to entities in the area
6 served by the eligible entity that provide sup-
7 portive services, how such supportive services
8 will promote retention in and completion of the
9 identified program involved, and the projected
10 Federal, State, and local costs of such sup-
11 portive services;

12 “(F) if the eligible entity proposes to oper-
13 ate an apprenticeship program that serves
14 youth—

15 “(i) the youth apprenticeship agree-
16 ment the eligible entity intends to use;

17 “(ii) a description of how such eligible
18 entity will incorporate into the apprentice-
19 ship program recognized postsecondary
20 credentials that enable youth apprentices
21 to articulate to employment or higher level
22 degree or other credential programs for
23 multiple pathways, including enrollment in
24 postsecondary education and employment;
25 and

1 “(iii) if the eligible entity proposes to
2 develop a new apprenticeship program that
3 serves youth, a description of how the lead
4 applicant and partners will register such
5 new program with the Office of Appren-
6 ticeship or State apprenticeship agency
7 and ensure the employer or sponsor is in
8 compliance with the standards and require-
9 ments of a registered apprenticeship under
10 the Act of August 16, 1937 (commonly
11 known as the ‘National Apprenticeship
12 Act’; 50 Stat. 664, chapter 663; 29 U.S.C.
13 50 et seq.), and that youth apprentices will
14 earn a recognized postsecondary credential;
15 and

16 “(G) if the eligible entity proposes to oper-
17 ate a pre-apprenticeship program—

18 “(i) a description of how the eligible
19 entity, through the program, will connect
20 participants to and prepare participants
21 for an apprenticeship program; and

22 “(ii) an explanation of how the eligible
23 entity, in carrying out the project involved,
24 will work with alternative and non-tradi-

1 tional schools, institutions of higher edu-
2 cation, and opportunity youth programs.

3 “(4) A description of how the eligible entity will
4 promote alignment between local or State education
5 and workforce development systems by supporting
6 policies or practices that facilitate transitions from
7 secondary school (including alternative and nontradi-
8 tional schools) and pre-apprenticeship programs to
9 apprenticeship programs and postsecondary edu-
10 cation.

11 “(5) A description of expected outcomes and
12 outputs from the project that includes—

13 “(A) an attestation that the eligible entity
14 will report to the Secretary, in a timely and
15 complete manner, the information required
16 under subsection (e); and

17 “(B) estimated levels of performance over
18 each year of the grant period for each of the in-
19 dicators described in subparagraphs (B) and
20 (C) of subsection (e)(2).

21 “(6) A description of the roles and responsibil-
22 ities of each entity involved in the project, including
23 any such entity that is a State or local government
24 entity, qualified intermediary, service provider, inde-
25 pendent evaluator, or other stakeholder.

1 “(7) An attestation that the eligible entity has,
2 or will attempt to develop, a memorandum of under-
3 standing with any relevant State workforce agency
4 to facilitate matches to wage record data for youth
5 pre-apprentices or apprentices to obtain the nec-
6 essary information to fulfill the requirements of sub-
7 section (e)(2).

8 “(8) The total intended budget for the project,
9 including a description of any additional resources
10 that may supplement the amount awarded under
11 this section, including any funds the eligible entity
12 intends to use to fulfill the matching funds require-
13 ment described under subsection (b)(5), and a de-
14 scription of the eligible entity’s plan to sustain the
15 project funded through the grant beyond the conclu-
16 sion of the grant period.

17 “(9) For any program offering a recognized
18 postsecondary credential, a description of how the
19 program leads to the credential.

20 “(d) USES OF FUNDS.—

21 “(1) IN GENERAL.—An eligible entity receiving
22 a grant under this section shall use the grant funds
23 to carry out the project proposed under subsection
24 (c) for purposes of carrying out 1 or more of the fol-
25 lowing activities:

1 “(A) Develop or expand a pre-apprentice-
2 ship program.

3 “(B) Develop or expand an apprenticeship
4 program that serves youth, including registering
5 such a program and its youth apprentices
6 through the Office of Apprenticeship or an ap-
7 plicable State apprenticeship agency.

8 “(2) ADDITIONAL USES.—An eligible entity re-
9 ceiving a grant under this section may use the grant
10 funds, for each identified program, to—

11 “(A) recruit youth to and enroll youth in
12 an identified program, including conducting
13 outreach to individuals with a barrier to em-
14 ployment and individuals preparing for non-
15 traditional employment (when the identified
16 program is in such field);

17 “(B) conduct participant assessments to
18 determine skill levels;

19 “(C) support the provision of on-the-job
20 training for participants in accordance with
21 subsection (c)(3)(C), including by developing or
22 modifying training activities to meet the needs
23 of participants, as applicable;

24 “(D) support the provision of related class-
25 room instruction by education and training pro-

viders for participants in accordance with subsection (c)(3)(D), including—

“(i) the development of courses at the secondary level—

“(I) that are aligned with requirements to obtain a regular high school diploma and integrated into the identified program; and

“(II) that may be aligned with the requirements of early college high schools or dual or concurrent enrollment programs to support youth pre-apprentices or youth apprentices involved in earning postsecondary credit;

“(ii) if the identified program is designed to serve in-school youth, the alignment of challenging State academic standards and occupational skill standards in secondary education;

“(iii) payment of participant tuition or other educational fees for projects; and

“(iv) the provision of instructional materials, equipment, and educational technology for such instruction;

1 “(E) provide supportive services such as
2 transportation, child care, dependent care,
3 housing, and needs-related payments to enable
4 youth to participate in and complete the edu-
5 cation and training activities of the identified
6 program;

7 “(F) provide professional development op-
8 portunities for secondary and postsecondary
9 educators, and employers and mentors in the
10 project, to prepare the educators, employers,
11 and mentors to effectively support youth par-
12 ticipating in the identified program;

13 “(G) increase awareness among parents,
14 educators, students (especially individuals with
15 a barrier to employment, individuals from un-
16 derserved populations, and individuals from
17 nontraditional apprenticeship populations), and
18 employers or apprenticeship sponsors in the tar-
19 geted service area about the benefits of youth
20 participating in a pre-apprenticeship program
21 or an apprenticeship program that serves youth;

22 “(H) promote innovation, inclusion in the
23 identified program, and alignment of the pro-
24 gram with programs authorized under the Carl

1 D. Perkins Career and Technical Education Act
2 of 2006 (20 U.S.C. 2301 et seq.); and

3 “(I) develop and integrate data collection
4 systems, including within a statewide longitu-
5 dinal data system, to track educational and em-
6 ployment outcomes of participants in the identi-
7 fied program.

8 “(3) SUPPORTIVE SERVICES.—An eligible entity
9 receiving a grant under this section may use, as pro-
10 vided in paragraph (2)(E), not more than 15 percent
11 of grant funds awarded under this section to provide
12 supportive services in accordance with that para-
13 graph.

14 “(e) LEVELS OF PERFORMANCE.—

15 “(1) TARGETED LEVELS OF PERFORMANCE.—

16 “(A) IN GENERAL.—An eligible entity re-
17 ceiving a grant under this section shall, in ac-
18 cordance with the indicators for participant out-
19 comes described in paragraph (2)(B) and for
20 program outputs described in paragraph (2)(C),
21 identify targeted levels of performance for such
22 indicators, which shall, at minimum, be equal to
23 or greater than the estimated levels of perform-
24 ance identified by the eligible entity in the enti-
25 ty’s application under subsection (c)(5).

1 “(B) AGREEMENT ON TARGETED LEVELS
2 OF PERFORMANCE.—Not later than 2 months
3 after the identification described in subpara-
4 graph (A), the eligible entity shall reach an
5 agreement with the Secretary on levels of per-
6 formance for each indicator described in sub-
7 paragraphs (B) and (C) of paragraph (2).

8 “(2) ANNUAL RECIPIENT REPORT.—

9 “(A) IN GENERAL.—Not later than 2 years
10 after receipt of a grant under this section and
11 annually thereafter, the eligible entity shall pre-
12 pare and submit to the Secretary a report eval-
13 uating the performance and impact of the
14 project funded through the grant with respect
15 to participant outcome and program output in-
16 dicators described in subparagraphs (B) and
17 (C), disaggregated by the subgroups of partici-
18 pants subject to paragraph (3).

19 “(B) PARTICIPANT OUTCOMES.—Con-
20 sistent with subparagraph (A), an eligible entity
21 receiving a grant under this section shall report
22 to the Secretary data, for each identified pro-
23 gram carried out by the eligible entity, on par-
24 ticipant outcome indicators for each such pro-
25 gram consisting of the—

1 “(i) total participants served and en-
2 rolled in any identified program,
3 disaggregated by youth pre-apprentices
4 and apprentices;

5 “(ii) retention rate during each fiscal
6 year of participants enrolled in any identi-
7 fied program in the project that have not
8 completed such program, compared to that
9 retention rate for the previous fiscal year,
10 disaggregated by youth pre-apprentices
11 and apprentices;

12 “(iii) total participants who attain a
13 regular high school diploma or recognized
14 equivalent, disaggregated by youth pre-ap-
15 prentices and apprentices;

16 “(iv) total participants who complete
17 such an identified program;

18 “(v) total participants who receive an
19 associate or baccalaureate degree or other
20 type of recognized postsecondary credential
21 during or upon completion of the identified
22 program;

23 “(vi) median hourly wage of youth
24 pre-apprentices (as applicable) or youth
25 apprentices on the date of exit from the

1 identified program and during the second
2 and fourth quarters after exit from the
3 program, and a comparison of such wage
4 to the local median hourly wage for the in-
5 dustry sector or occupation for which the
6 identified program is targeted;

7 “(vii) total participants in employ-
8 ment during the second and fourth quarter
9 after exit from the program; and

10 “(viii) total participants who complete
11 a pre-apprenticeship program,
12 disaggregated by the type of education,
13 skills development, and apprenticeship op-
14 portunities or employment pursued by such
15 youth pre-apprentices after such comple-
16 tion.

17 “(C) PROGRAM OUTPUTS.—Consistent
18 with subparagraph (A), an eligible entity receiv-
19 ing a grant under this section shall report to
20 the Secretary data on program output indica-
21 tors consisting of the—

22 “(i) total number of all identified pro-
23 grams developed or expanded during the
24 period covered by the report, disaggregated

1 by pre-apprenticeship programs and ap-
2 prenticeship programs that serve youth;

3 “(ii) total number of apprenticeships
4 that serve youth, if applicable, that were
5 developed or expanded during that period,
6 including an apprenticeship program ex-
7 panded as described in subsection (d)(1) to
8 new industry sectors, occupations, or serv-
9 ice areas;

10 “(iii) total number of employers who
11 became engaged in an identified program
12 during that period, as a direct result of a
13 grant under this section; and

14 “(iv) for each year of the period cov-
15 ered by the report, the total share of the
16 grant received under this section spent by
17 the eligible entity on the uses of funds de-
18 scribed under subparagraphs (C) and (D)
19 of subsection (d)(2).

20 “(3) DISAGGREGATION.—The disaggregation of
21 data under paragraph (2) shall not be required in a
22 case where the number of participants in the sub-
23 group of participants is insufficient to yield statis-
24 tically reliable information or the results would re-

1 veal personally identifiable information about an in-
2 dividual participant.

3 “(4) USE OF RESULTS.—

4 “(A) EVALUATION.—

5 “(i) ANNUAL EVALUATION.—Not later
6 than 2 years after the date of enactment
7 of the A Stronger Workforce for America
8 Act and annually thereafter, the Secretary
9 shall evaluate whether each eligible entity
10 involved met the agreed levels of perform-
11 ance described in paragraph (1)(B) for
12 each of the eligible entity’s identified pro-
13 grams.

14 “(ii) END OF PROGRAM EVALUA-
15 TION.—Not later than 30 days after each
16 cohort of participants completes an eligible
17 entity’s identified program, the Secretary
18 shall evaluate whether the eligible entity
19 met the agreed levels of performance for
20 that identified program.

21 “(B) TECHNICAL ASSISTANCE.—If the
22 Secretary determines under subparagraph (A)
23 that an eligible entity fails to meet 1 or more
24 of the agreed levels of performance for an iden-
25 tified program, the Secretary shall provide tech-

1 nical assistance, including assistance in the de-
2 velopment of a performance improvement plan.

3 “(C) NONRENEWAL OF GRANT.—If the
4 Secretary determines, 1 year after the eligible
5 entity receives that technical assistance and im-
6 plements that plan, that the eligible entity fails
7 to meet the agreed levels of performance de-
8 scribed in paragraph (1)(B) for an identified
9 program, the Secretary shall not extend a grant
10 for that eligible entity for that program under
11 subsection (b).

12 “(f) EVALUATIONS AND REPORTS.—

13 “(1) REPORT TO CONGRESS.—Not later than
14 24 months after the date of enactment of the A
15 Stronger Workforce for America Act and annually
16 thereafter, the Secretary, in coordination with the
17 Secretary of Education, using data reported by eligi-
18 ble entities pursuant to the requirements under sub-
19 section (e)—

20 “(A) shall publish the data;

21 “(B) shall prepare and make publicly avail-
22 able a report containing the data on the indica-
23 tors described in subparagraphs (B) and (C) of
24 subsection (e)(2); and

1 “(C) shall submit the report to the Com-
2 mittee on Health, Education, Labor, and Pen-
3 sions of the Senate and the Committee on Edu-
4 cation and the Workforce of the House of Rep-
5 resentatives.

6 “(2) SHARING OF BEST PRACTICES.—Not later
7 than 2 years after the date of enactment of A
8 Stronger Workforce for America Act, the Secretary
9 shall use funds reserved under subsection (b)(2)(C)
10 to identify and disseminate, through a website devel-
11 oped by the Department of Labor, best practices in
12 developing and expanding pre-apprenticeship oppor-
13 tunities or apprenticeship opportunities for youth
14 used by—

15 “(A) eligible entities receiving a grant
16 under this section; and

17 “(B) States and local areas adopting inno-
18 vative and effective practices to develop and ex-
19 pand such opportunities.

20 “(g) COMPLIANCE WITH OTHER LAWS AND AGREE-
21 MENTS.—

22 “(1) COLLECTIVE BARGAINING.—Nothing in a
23 youth apprenticeship agreement under this section
24 shall be construed to invalidate an applicable provi-
25 sion in a collective bargaining agreement, between

1 employers and employees, that establishes higher
2 standards for programs in the national apprentice-
3 ship system.

4 “(2) CHILD LABOR.—

5 “(A) IN GENERAL.—An eligible entity car-
6 rying out a project under this section shall en-
7 sure compliance with the provisions on child
8 labor under the Fair Labor Standards Act of
9 1938 (29 U.S.C. 201 et seq.) and State law (in-
10 cluding Federal and State regulations under
11 those laws), and with State workers’ compensa-
12 tion laws.

13 “(B) MINIMUM LEGAL AGE.—The eligible
14 entity shall only serve in-school youth, and op-
15 portunity youth, who are not younger than the
16 minimum legal age to be employed as appren-
17 tices under the Fair Labor Standards Act of
18 1938 (29 U.S.C. 201 et seq.) and any applica-
19 ble State laws.

20 “(C) PRE-APPRENTICESHIP EXCEPTION.—

21 An eligible entity that prepares or intends to
22 prepare individuals for a covered occupation
23 may submit an application under subsection (c)
24 to develop or expand a pre-apprenticeship pro-
25 gram that serves a youth who is younger than

1 the age of 18 only if the program is limited to
2 classroom instruction in the covered occupation.

3 “(h) SPECIAL RULES REGARDING PROTECTIONS FOR
4 YOUTH IN PROGRAMS THAT PREPARE YOUTH FOR COV-
5 ERED OCCUPATIONS.—

6 “(1) PRE-APPRENTICESHIPS IN COVERED OCCU-
7 PATIONS FOR YOUTH UNDER THE AGE OF 18.—A
8 pre-apprenticeship program supported using funds
9 awarded under this section that serves or intends to
10 serve a youth who is younger than the age of 18 and
11 prepares such youth for a covered occupation may
12 only provide classroom instruction to such youth in
13 such program and may not provide on-the-job train-
14 ing in a covered occupation to such youth in such
15 program.

16 “(2) PROHIBITION ON YOUTH APPRENTICE-
17 SHIPS IN COVERED OCCUPATIONS FOR YOUTH
18 UNDER THE AGE OF 18.—An apprenticeship pro-
19 gram that serves youth that is supported using
20 funds awarded under this section and that prepares
21 a youth apprentice for a covered occupation may not
22 enroll in such program a youth who is younger than
23 the age of 18.

24 “(3) APPRENTICESHIPS FOR YOUTH UNDER
25 THE AGE OF 18.—An apprenticeship program sup-

1 ported using funds awarded under this section may
2 serve youth who are not younger than age 16 or
3 older than age 17, provided that such program is
4 not preparing such youth for a covered occupation.

5 “(i) DEFINITIONS.—In this section:

6 “(1) APPRENTICESHIP PROGRAM THAT SERVES
7 YOUTH.—The term ‘apprenticeship program that
8 serves youth’ means a registered apprenticeship pro-
9 gram registered by the Office of Apprenticeship or
10 a State apprenticeship agency under the Act of Au-
11 gust 16, 1937 (commonly known as the ‘National
12 Apprenticeship Act’; 50 Stat. 664, chapter 663; 29
13 U.S.C. 50 et seq.), that is designed for youth not
14 younger than age 16 or older than age 24.

15 “(2) COVERED OCCUPATION.—The term ‘cov-
16 ered occupation’ means an occupation in—

17 “(A) manufacturing;

18 “(B) construction;

19 “(C) mining;

20 “(D) trenching or excavation;

21 “(E) logging or an occupation related to
22 timber;

23 “(F) work involving a saw mill;

24 “(G) work involving the operation of heavy
25 machinery;

1 “(H) work involving exposure to radio-
2 active substances or to ionizing radiations;

3 “(I) meat processing;

4 “(J) demolition;

5 “(K) explosives; or

6 “(L) work in any industry sector or occu-
7 pation that is prohibited to a youth who is
8 younger than the age of 18 under the laws or
9 policies of the State where the work occurs.

10 “(3) CTE TERMS.—The terms ‘Tribally con-
11 trolled college or university’ and ‘Tribally controlled
12 postsecondary career and technical institution’ have
13 the meanings given the terms ‘tribally controlled col-
14 lege or university’ and ‘tribally controlled postsec-
15 ondary career and technical institution’, respectively,
16 in section 3 of the Carl D. Perkins Career and Tech-
17 nical Education Act of 2006 (20 U.S.C. 2302).

18 “(4) EDUCATION AND TRAINING PROVIDER.—
19 The term ‘education and training provider’ means—

20 “(A) an area career and technical edu-
21 cation school;

22 “(B) an early college high school;

23 “(C) a provider of a dual or concurrent en-
24 rollment program;

1 “(D) a community-based organization that
2 offers job training;

3 “(E) a high school operated by a local edu-
4 cational agency;

5 “(F) a local educational agency, edu-
6 cational service agency, or State educational
7 agency;

8 “(G) a Tribal education agency (meaning
9 such an agency within the meaning of section
10 3(20)(E) of the Carl D. Perkins Career and
11 Technical Education Act of 2006 (20 U.S.C.
12 2302(20)(E))), Tribally controlled college or
13 university, or Tribally controlled postsecondary
14 career and technical institution;

15 “(H) the Bureau of Indian Education;

16 “(I) an institution of higher education;

17 “(J) a State entity that coordinates higher
18 education, such as a community college system
19 office, a single State educational board, or
20 State higher education agency (as defined in
21 section 103 of the Higher Education Act of
22 1965 (20 U.S.C. 1003));

23 “(K) a historically Black college or univer-
24 sity, meaning a part B institution as defined in

1 section 322 of the Higher Education Act of
2 1965 (20 U.S.C. 1061);

3 “(L) a minority-serving institution;

4 “(M) a local agency administering plans
5 under title I of the Rehabilitation Act of 1973
6 (29 U.S.C. 720 et seq.), other than section 112
7 or part C of that title (29 U.S.C. 732, 741);

8 “(N) a related integrated instruction pro-
9 vider, including a qualified intermediary acting
10 as a related integrated instruction provider as
11 approved by the Office of Apprenticeship or a
12 State apprenticeship agency recognized by the
13 Secretary;

14 “(O) a consortium of entities described in
15 any of subparagraphs (A) through (N); or

16 “(P) as used with respect to an eligible en-
17 tity described in paragraph (5)(A)(i), the joint
18 labor-management organization that is such eli-
19 gible entity.

20 “(5) ELIGIBLE ENTITY.—

21 “(A) IN GENERAL.—The term ‘eligible en-
22 tity’ means—

23 “(i) a joint labor-management organi-
24 zation; or

25 “(ii) a partnership that—

1 “(I) shall include as the lead ap-
2 plicant 1 entity that is—

3 “(aa) an education and
4 training provider;

5 “(bb) a workforce develop-
6 ment system entity;

7 “(cc) a qualified inter-
8 mediary;

9 “(dd) a State agency of the
10 State in which the partnership is
11 located; or

12 “(ee) a joint labor-manage-
13 ment organization;

14 “(II) shall include as a partner—

15 “(aa) at least 1 employer or
16 an industry or trade association
17 that represents at least 2 employ-
18 ers;

19 “(bb) an education and
20 training provider;

21 “(cc) the State apprentice-
22 ship agency;

23 “(dd) a local board or the
24 State board;

1 “(ee) a local educational
2 agency, if the partnership is serv-
3 ing in-school youth; or

4 “(ff) a qualified inter-
5 mediary; and

6 “(III) may include as an addi-
7 tional partner—

8 “(aa) the State educational
9 agency;

10 “(bb) an institution of high-
11 er education;

12 “(cc) an Indian Tribe;

13 “(dd) the State entity that
14 coordinates higher education,
15 such as a community college sys-
16 tem office, a single State edu-
17 cational board, or State higher
18 education agency (as defined in
19 section 103 of the Higher Edu-
20 cation Act of 1965 (20 U.S.C.
21 1003));

22 “(ee) a community-based or-
23 ganization that offers job train-
24 ing; or

1 “(ff) a joint labor-manage-
2 ment organization.

3 “(B) RULE OF CONSTRUCTION.—For pur-
4 poses of this section, a reference to a lead appli-
5 cant, partner, or partnership between a lead ap-
6 plicant and partners, with respect to an eligible
7 entity described in subparagraph (A)(i), shall be
8 deemed to be a reference to the eligible entity.

9 “(6) ESEA TERMS.—The terms ‘dual or con-
10 current enrollment program’, ‘early college high
11 school’, ‘educational service agency’, and ‘high
12 school’ have the meanings given the terms in section
13 8101 of the Elementary and Secondary Education
14 Act of 1965 (20 U.S.C. 7801).

15 “(7) GRANT.—The term ‘grant’ means a con-
16 tract, cooperative agreement, or award.

17 “(8) HIGH-NEED EDUCATIONAL SERVICE AGEN-
18 CY.—The term ‘high-need educational service agen-
19 cy’ means an educational service agency that serves
20 a significant number or percentage of high-need
21 local educational agencies.

22 “(9) HIGH-NEED LOCAL EDUCATIONAL AGEN-
23 CY.—The term ‘high-need local educational agency’
24 has the meaning given the term in section 200 of the
25 Higher Education Act of 1965 (20 U.S.C. 1021).

1 “(10) IDENTIFIED PROGRAM.—The term ‘iden-
2 tified program’ means a pre-apprenticeship program,
3 or youth program that serves youth, that is proposed
4 to be carried out by an eligible entity in an applica-
5 tion approved under subsection (c) for a project.

6 “(11) MINORITY-SERVING INSTITUTION.—The
7 term ‘minority-serving institution’ means an institu-
8 tion defined in any of paragraphs (1) through (7) of
9 section 371(a) of the Higher Education Act of 1965
10 (20 U.S.C. 1067q(a)).

11 “(12) NATIONAL APPRENTICESHIP SYSTEM.—
12 The term ‘national apprenticeship system’ means the
13 apprenticeship programs, apprenticeship programs
14 that serve youth, and pre-apprenticeship programs
15 that are approved by the Office of Apprenticeship or
16 State apprenticeship agencies.

17 “(13) PRE-APPRENTICESHIP PROGRAM.—The
18 term ‘pre-apprenticeship program’ means a program
19 that—

20 “(A) prepares youth to enroll in and com-
21 plete an apprenticeship program;

22 “(B) maintains a written partnership with
23 an apprenticeship program; and

24 “(C) in the case of a program with respect
25 to a covered occupation, is provided only

1 through classroom instruction for any youth
2 pre-apprentice who is younger than the age of
3 18.

4 “(14) QUALIFIED INTERMEDIARY.—The term
5 ‘qualified intermediary’—

6 “(A) means a nonprofit entity operating in
7 a State or local area that demonstrates exper-
8 tise and experience in serving participants, em-
9 ployers, and schools by—

10 “(i) building, sustaining, measuring,
11 and improving the quality and performance
12 of apprenticeship programs that serve
13 youth;

14 “(ii) assisting in the design, approval,
15 registration, and implementation of ap-
16 prenticeship programs that serve youth, in-
17 cluding program development and meeting
18 program requirements, including registra-
19 tion and reporting requirements;

20 “(iii) in collaboration with 1 or more
21 State educational agencies, local edu-
22 cational agencies, or institutions of higher
23 education included in the eligible entity in-
24 volved, providing collaborative professional
25 development activities such as training for

1 workplace supervisors, mentors, counselors,
2 and teachers, instructors, and other edu-
3 cators;

4 “(iv) supporting the recruitment for,
5 retention in, and completion of apprentice-
6 ship programs that serve youth with re-
7 spect to potential or enrolled youth appren-
8 tices, including youth apprentices who are
9 from low-income backgrounds or members
10 of nontraditional apprenticeship popu-
11 lations;

12 “(v) developing and providing sup-
13 portive services including by partnering
14 with organizations to provide access to or
15 referrals for supportive services, financial
16 literacy services, and other support based
17 upon needs of potential or enrolled youth
18 apprentices; or

19 “(vi) serving as a program sponsor;
20 and

21 “(B) may consist of—

22 “(i) a joint labor-management organi-
23 zation;

24 “(ii) a community-based organization;
25 or

1 “(iii) an industry association.

2 “(15) STATE.—The term ‘State’ means each of
3 the several States of the United States, the District
4 of Columbia, the Commonwealth of Puerto Rico, and
5 an outlying area.

6 “(16) STATE AGENCY.—The term ‘State agen-
7 cy’ means a State educational agency, State work-
8 force agency, or State apprenticeship agency.

9 “(17) STATE APPRENTICESHIP AGENCY.—The
10 term ‘State apprenticeship agency’ means an agency
11 of a State government that has been authorized by
12 the Office of Apprenticeship to register and oversee
13 apprenticeship programs and has the responsibility
14 and accountability for apprenticeship programs with-
15 in the State.

16 “(18) SUBGROUP OF PARTICIPANTS.—The term
17 ‘subgroup of participants’ means—

18 “(A) in-school youth;

19 “(B) opportunity youth; and

20 “(C) each of the special populations, as de-
21 fined in section 3 of the Carl D. Perkins Career
22 and Technical Education Act of 2006 (20
23 U.S.C. 2302).

24 “(19) WORKFORCE DEVELOPMENT SYSTEM EN-
25 TITY.—The term ‘workforce development system en-

1 tity’ means an entity that is involved in admin-
2 istering a workforce development system established
3 under this Act, which shall be a State board, a local
4 board, or an Indian Tribe, Tribal organization, or
5 Native Hawaiian organization, as defined in section
6 166(b).

7 “(20) YOUTH.—The term ‘youth’ means an in-
8 dividual who is not younger than age 16 or older
9 than age 24.

10 “(21) YOUTH APPRENTICE.—The term ‘youth’,
11 used with respect to an apprentice, means a youth
12 who is participating in an apprenticeship program
13 that serves youth.

14 “(22) YOUTH APPRENTICESHIP AGREEMENT.—
15 The term ‘youth apprenticeship agreement’ means a
16 written agreement under subsection (c)(3)(F) that is
17 agreed to by each of the following:

18 “(A) A youth.

19 “(B) The youth’s parent or legal guardian,
20 as applicable.

21 “(C) One or more local educational agen-
22 cies, if the eligible entity involved is serving in-
23 school youth.

24 “(D) The youth apprenticeship sponsor,
25 which may be an employer.

1 “(E) As applicable, a qualified inter-
 2 mediary for an apprenticeship program that
 3 serves youth.

4 “(F) As applicable, one or more institu-
 5 tions of higher education.

6 “(G) As applicable, one or more employers.

7 “(23) YOUTH PRE-APPRENTICE.—The term
 8 ‘youth’, used with respect to a pre-apprentice, means
 9 a youth who is participating in a pre-apprenticeship
 10 program.”.

11 **SEC. 179. STRENGTHENING COMMUNITY COLLEGES GRANT**
 12 **PROGRAM.**

13 Subtitle D of title I of the Workforce Innovation and
 14 Opportunity Act (29 U.S.C. 3221 et seq.) is further
 15 amended by inserting after section 173, as added by the
 16 preceding section, the following:

17 **“SEC. 174. STRENGTHENING COMMUNITY COLLEGES WORK-**
 18 **FORCE DEVELOPMENT GRANTS PROGRAM.**

19 “(a) PURPOSES.—The purposes of this section are—

20 “(1) to establish, improve, or expand high-qual-
 21 ity workforce development programs at community
 22 colleges; and

23 “(2) to expand opportunities for individuals to
 24 obtain recognized postsecondary credentials that are
 25 nationally or regionally portable and stackable for

1 high-skill, high-wage, or in-demand industry sectors
2 or occupations.

3 “(b) STRENGTHENING COMMUNITY COLLEGES
4 WORKFORCE DEVELOPMENT GRANTS PROGRAM.—

5 “(1) IN GENERAL.—From the amounts appro-
6 priated to carry out this section under section 175(f)
7 and not reserved under paragraph (2), the Secretary
8 shall, on a competitive basis, make grants to eligible
9 institutions to carry out the activities described in
10 subsection (e).

11 “(2) RESERVATION.—Of the amounts appro-
12 priated to carry out this section under section
13 175(f), the Secretary may reserve not more than 2
14 percent for the administration of grants awarded
15 under this section, including—

16 “(A) providing technical assistance and
17 targeted outreach to support eligible institu-
18 tions serving a high number or high percentage
19 of low-income individuals or individuals with
20 barriers to employment, and rural-serving eligi-
21 ble institutions, to provide guidance and assist-
22 ance in the process of applying for grants under
23 this section; and

24 “(B) evaluating and reporting on the per-
25 formance and impact of programs funded under

1 this section in accordance with subsections (f)
2 through (h).

3 “(c) AWARD PERIOD.—

4 “(1) INITIAL GRANT PERIOD.—Each grant
5 under this section shall be awarded for an initial pe-
6 riod of not more than 4 years.

7 “(2) SUBSEQUENT GRANTS.—An eligible insti-
8 tution that receives an initial grant under this sec-
9 tion may receive one or more additional grants
10 under this section for additional periods of not more
11 than 4 years each if the eligible institution dem-
12 onstrates that, during the most recently completed
13 grant period for a grant received under this section,
14 such eligible institution achieved the levels of per-
15 formance agreed to by the eligible institution with
16 respect to the performance indicators specified in
17 subsection (f).

18 “(d) APPLICATION.—

19 “(1) IN GENERAL.—To be eligible to receive a
20 grant under this section, an eligible institution shall
21 submit an application to the Secretary at such time
22 and in such manner as the Secretary may require.

23 “(2) CONTENTS.—An application submitted by
24 an eligible institution under paragraph (1) shall in-
25 clude a description of each the following:

1 “(A) The extent to which the eligible insti-
2 tution has demonstrated success building part-
3 nerships with employers in in-demand industry
4 sectors or occupations to provide students with
5 the skills needed for occupations in such indus-
6 tries and an explanation of the results of any
7 such partnerships.

8 “(B) The methods and strategies the eligi-
9 ble institution will use to engage with employers
10 in in-demand industry sectors or occupations,
11 including any arrangements to place individuals
12 who complete the workforce development pro-
13 grams supported by the grant into employment
14 with such employers.

15 “(C) The proposed eligible institution and
16 industry partnership that the eligible institution
17 will establish or maintain to comply with sub-
18 section (e)(1), including—

19 “(i) the roles and responsibilities of
20 each employer, organization, agency, or in-
21 stitution of higher education that the eligi-
22 ble institution will partner with to carry
23 out the activities under this section; and

1 “(ii) the needs that will be addressed
2 by such eligible institution and industry
3 partnership.

4 “(D) One or more industries that such
5 partnership will target and real-time labor mar-
6 ket data demonstrating that those industries
7 are aligned with employer demand in the geo-
8 graphic area to be served by the eligible institu-
9 tion.

10 “(E) The extent to which the eligible insti-
11 tution can—

12 “(i) leverage additional resources to
13 support the programs to be funded with
14 the grant, which shall include written com-
15 mitments of any leveraged or matching
16 funds for the proposed programs; and

17 “(ii) demonstrate the future sustain-
18 ability of each such program.

19 “(F) The steps the institution will take to
20 ensure the high quality of each program to be
21 funded with the grant, including the career
22 pathways within such programs.

23 “(G) The population and geographic area
24 to be served by the eligible institution, including

1 the number of individuals the eligible institution
2 intends to serve during the grant period.

3 “(H) The workforce development programs
4 to be supported by the grant.

5 “(I) The recognized postsecondary creden-
6 tials that are expected to be earned by partici-
7 pants in such workforce development programs
8 and the related high-skill, high-wage, or in-de-
9 mand industry sectors or occupations for which
10 such programs will prepare participants.

11 “(J) The evidence upon which the edu-
12 cation and skills development strategies to be
13 used in such workforce development programs
14 are based and an explanation of how such evi-
15 dence influenced the design of the programs to
16 improve education and employment outcomes.

17 “(K) How activities of the eligible institu-
18 tion are expected to align with the workforce
19 strategies identified in—

20 “(i) any State plan or local plan sub-
21 mitted under this Act by the State, out-
22 lying area, or locality in which the eligible
23 institution is expected to operate;

24 “(ii) any State plan submitted under
25 section 122 of the Carl D. Perkins Career

1 and Technical Education Act of 2006 (20
2 U.S.C. 2342) by such State or outlying
3 area; and

4 “(iii) any economic development plan
5 of the chief executive of such State or out-
6 lying area.

7 “(L) The goals of the eligible institution
8 with respect to—

9 “(i) capacity building (as described in
10 subsection (f)(1)(B)); and

11 “(ii) the expected performance of indi-
12 viduals participating in the programs to be
13 offered by the eligible institution, including
14 with respect to any performance indicators
15 applicable under section 116 or subsection
16 (f) of this section.

17 “(3) CONSIDERATION OF PREVIOUS EXPERI-
18 ENCE.—The Secretary may not disqualify an eligible
19 institution from receiving a grant under this section
20 solely because such institution lacks previous experi-
21 ence in building partnerships, as described in para-
22 graph (2)(A).

23 “(4) PRIORITY.—In awarding grants under this
24 section, the Secretary shall give priority to eligible
25 institutions that—

1 “(A) will use the grant to serve—

2 “(i) individuals with barriers to em-
3 ployment; or

4 “(ii) incumbent workers who need to
5 gain or improve foundational skills to en-
6 hance their employability;

7 “(B) use competency-based assessments,
8 such as the competency-based assessment iden-
9 tified by the State in which the eligible institu-
10 tion is located under section 134(a)(2)(B)(vii),
11 to award academic credit for prior learning for
12 programs supported by the grant; or

13 “(C) have, or will seek to have, the career
14 education programs supported by the grant in-
15 cluded on the list of eligible providers of train-
16 ing services under section 122 for the State in
17 which the eligible institution is located.

18 “(e) USES OF FUNDS.—

19 “(1) ELIGIBLE INSTITUTION AND INDUSTRY
20 PARTNERSHIP.—For the purpose of carrying out the
21 activities specified in paragraphs (2) and (3), an eli-
22 gible institution that receives a grant under this sec-
23 tion shall establish a partnership (or continue an ex-
24 isting partnership) with one or more employers in an
25 in-demand industry sector or occupation (in this sec-

1 tion referred to as an ‘eligible institution and indus-
2 try partnership’) and shall maintain such partner-
3 ship for the duration of the grant period. The eligi-
4 ble institution shall ensure that the partnership—

5 “(A) targets one or more specific high-
6 skill, high-wage, or in-demand industries;

7 “(B) includes collaboration with the work-
8 force development system;

9 “(C) serves adult and dislocated workers,
10 incumbent workers, and new entrants to the
11 workforce;

12 “(D) uses an evidence-based program de-
13 sign that is appropriate for the activities carried
14 out by the partnership;

15 “(E) incorporates work-based learning op-
16 portunities; and

17 “(F) incorporates, to the extent appro-
18 priate, virtual service delivery to facilitate tech-
19 nology-enabled learning.

20 “(2) REQUIRED ACTIVITIES.—An eligible insti-
21 tution that receives a grant under this section shall,
22 in consultation with the employers in the eligible in-
23 stitution and industry partnership described in para-
24 graph (1)—

1 “(A) establish, improve, or expand high-
2 quality, evidence-based workforce development
3 programs, career pathway programs, or work-
4 based learning programs (including apprentice-
5 ship programs or preapprenticeships);

6 “(B) provide career services to individuals
7 participating in the programs funded with the
8 grant to facilitate retention and program com-
9 pletion, which may include—

10 “(i) career navigation, coaching,
11 mentorship, and case management serv-
12 ices, including providing information and
13 outreach to individuals with barriers to
14 employment to encourage such individuals
15 to participate in programs funded with the
16 grant; and

17 “(ii) providing access to course mate-
18 rials, technological devices, required equip-
19 ment, and other supports necessary for
20 participation in and successful completion
21 of such programs; and

22 “(C) make available, in a format that is
23 open, searchable, and easily comparable, infor-
24 mation on—

1 “(i) curricula and recognized postsec-
2 ondary credentials offered through pro-
3 grams funded with the grant, including
4 any curricula or credentials created or fur-
5 ther developed using such grant, which for
6 each recognized postsecondary credential,
7 shall include—

8 “(I) the issuing entity of such
9 credential;

10 “(II) any third-party endorse-
11 ments of such credential;

12 “(III) the occupations for which
13 the credential prepares individuals;

14 “(IV) the skills and competencies
15 necessary to achieve to earn such cre-
16 dential;

17 “(V) the level of mastery of such
18 skills and competencies (including how
19 mastery is assessed); and

20 “(VI) any transfer value or
21 stackability of the credential;

22 “(ii) any skills or competencies devel-
23 oped by individuals who participate in such
24 programs beyond the skills and com-
25 petencies identified as part of the recog-

1 nized postsecondary credential awarded;
2 and

3 “(iii) related employment and earn-
4 ings outcomes on the primary indicators of
5 performance described in subclauses (I)
6 through (III) of section 116(b)(2)(A)(i).

7 “(3) ADDITIONAL ACTIVITIES.—In addition to
8 the activities required under paragraph (2), an eligi-
9 ble institution that receives a grant under this sec-
10 tion shall, in consultation with the employers in the
11 eligible institution and industry partnership de-
12 scribed in paragraph (1), carry out one or more of
13 the following activities:

14 “(A) Establish, improve, or expand—

15 “(i) articulation agreements (as de-
16 fined in section 486A(a) of the Higher
17 Education Act of 1965 (20 U.S.C.
18 1093a(a)));

19 “(ii) credit transfer agreements;

20 “(iii) corequisite remediation pro-
21 grams that enable a student to receive re-
22 medial education services while enrolled in
23 a postsecondary course rather than requir-
24 ing the student to receive remedial edu-
25 cation before enrolling in such a course;

1 “(iv) dual or concurrent enrollment
2 programs;

3 “(v) competency-based education and
4 assessment; or

5 “(vi) policies and processes to award
6 academic credit for prior learning or for
7 the programs described in paragraph
8 (2)(A).

9 “(B) Establish or implement plans for pro-
10 viders of the programs described in paragraph
11 (2)(A) to meet the criteria and carry out the
12 procedures necessary to be included on the list
13 of eligible providers of training services de-
14 scribed in section 122(d).

15 “(C) Purchase, lease, or refurbish special-
16 ized equipment as necessary to carry out such
17 programs, provided that not more than 15 per-
18 cent of the funds awarded to the eligible insti-
19 tution under this section may be used for activi-
20 ties described in this subparagraph.

21 “(D) Reduce or eliminate unmet financial
22 need relating to the cost of attendance (as de-
23 fined under section 472 of the Higher Edu-
24 cation Act of 1965 (20 U.S.C. 1087ll)) of par-
25 ticipants in such programs.

1 “(4) ADMINISTRATIVE COST LIMIT.—An eligible
2 institution may use not more than 7 percent of the
3 funds awarded under this section for administrative
4 costs, including costs related to collecting informa-
5 tion, analysis, and coordination for purposes of sub-
6 section (f).

7 “(f) LEVELS OF PERFORMANCE AND PERFORMANCE
8 REVIEWS.—

9 “(1) IN GENERAL.—The Secretary shall develop
10 and implement guidance that establishes the levels
11 of performance that are expected to be achieved by
12 each eligible institution receiving a grant under this
13 section. Such levels of performance shall be estab-
14 lished on the following indicators:

15 “(A) Each of the primary indicators of
16 performance for adults described in section
17 116(b)(2)(A)(i), which shall be applied for all
18 individuals who participated in a program that
19 received funding from a grant under this sec-
20 tion.

21 “(B) The extent to which the eligible insti-
22 tution built capacity by—

23 “(i) increasing the breadth and depth
24 of employer engagement and investment in
25 workforce development programs in the in-

1 demand industry sectors and occupations
2 targeted by the eligible institution and in-
3 dustry partnership established or main-
4 tained by the eligible institution under sub-
5 section (e)(1);

6 “(ii) designing or implementing new
7 and accelerated instructional techniques or
8 technologies, including the use of advanced
9 online and technology-enabled learning
10 (such as immersive technology); and

11 “(iii) increasing program and policy
12 alignment across systems and decreasing
13 duplicative services or service gaps.

14 “(C) With respect to individuals who par-
15 ticipated in a workforce development program
16 funded with the grant—

17 “(i) the percentage of participants
18 who successfully completed the program;
19 and

20 “(ii) of the participants who were in-
21 cumbent workers at the time of enrollment
22 in the program, the percentage who ad-
23 vanced into higher level positions during or
24 after completing the program.

1 “(2) CONSULTATION AND DETERMINATION OF
2 LEVELS OF PERFORMANCE.—

3 “(A) CONSIDERATION.—In developing lev-
4 els of performance in accordance with para-
5 graph (1), the Secretary shall take into consid-
6 eration the goals of the eligible institution pur-
7 suant to subsection (d)(2)(L).

8 “(B) DETERMINATION.—After completing
9 the consideration required under subparagraph
10 (A), the Secretary shall separately determine
11 the levels of performance that will apply to each
12 eligible institution, taking into account—

13 “(i) the expected levels of performance
14 of each eligible institution with respect to
15 the goals described by the eligible institu-
16 tion pursuant to subsection (d)(2)(L); and

17 “(ii) local economic conditions in the
18 geographic area to be served by the eligible
19 institution, including differences in unem-
20 ployment rates and job losses or gains in
21 particular industries.

22 “(C) NOTICE AND ACKNOWLEDGMENT.—

23 “(i) NOTICE.—The Secretary shall
24 provide each eligible institution with a
25 written notification that sets forth the lev-

1 els of performance that will apply to the el-
2 igible institution, as determined under sub-
3 paragraph (B).

4 “(ii) ACKNOWLEDGMENT.—After re-
5 ceiving the notification described in clause
6 (i), each eligible institution shall submit to
7 the Secretary written confirmation that the
8 eligible institution—

9 “(I) received the notification; and

10 “(II) agrees to be evaluated in
11 accordance with the levels of perform-
12 ance determined by the Secretary.

13 “(3) PERFORMANCE REVIEWS.—On an annual
14 basis during each year of the grant period, the Sec-
15 retary shall evaluate the performance during such
16 year of each eligible institution receiving a grant
17 under this section in a manner consistent with the
18 levels of performance determined for such institution
19 pursuant to paragraph (2).

20 “(4) FAILURE TO MEET LEVELS OF PERFORM-
21 ANCE.—After conducting an evaluation under para-
22 graph (3), if the Secretary determines that an eligi-
23 ble institution did not achieve the levels of perform-
24 ance applicable to the eligible institution under para-
25 graph (2), the Secretary shall—

1 “(A) provide technical assistance to the eli-
2 gible institution; and

3 “(B) develop a performance improvement
4 plan for the eligible institution.

5 “(g) EVALUATIONS AND REPORTS.—

6 “(1) IN GENERAL.—Not later than 4 years
7 after the date on which the first grant is made
8 under this section, the Secretary shall design and
9 conduct an evaluation to determine the overall effec-
10 tiveness of the eligible institutions receiving a grant
11 under this section.

12 “(2) ELEMENTS.—The evaluation of the effec-
13 tiveness of eligible institutions conducted under
14 paragraph (1) shall include an assessment of the
15 general effectiveness of programs and activities sup-
16 ported by the grants awarded to such eligible insti-
17 tutions under this section, including the extent to
18 which the programs and activities—

19 “(A) developed new, or expanded existing,
20 successful industry sector strategies, including
21 the extent to which such eligible institutions
22 deepened employer engagement and developed
23 workforce development programs that met in-
24 dustry skill needs;

1 “(B) created, expanded, or enhanced ca-
2 reer pathways, including the extent to which the
3 eligible institutions developed or improved com-
4 petency-based education and assessment, credit
5 for prior learning, modularized and self-paced
6 curricula, integrated education and workforce
7 development, dual enrollment in secondary and
8 postsecondary career pathways, stacked and
9 latticed credentials, and online and distance
10 learning;

11 “(C) created alignment between eligible in-
12 stitutions and the workforce development sys-
13 tem;

14 “(D) assisted individuals with finding, re-
15 taining, or advancing in employment;

16 “(E) assisted individuals with earning rec-
17 ognized postsecondary credentials; and

18 “(F) provided equal access to various de-
19 mographic groups, including people of different
20 geographic locations, ages, races, national ori-
21 gins, and sexes.

22 “(3) DESIGN REQUIREMENTS.—The evaluation
23 under this subsection shall—

24 “(A) be designed by the Secretary (acting
25 through the Chief Evaluation Officer) in con-

1 junction with the eligible institutions being eval-
2 uated;

3 “(B) include analysis of program partici-
4 pant feedback and outcome and process meas-
5 ures; and

6 “(C) use designs that employ the most rig-
7 orous analytical and statistical methods that
8 are reasonably feasible, such as the use of con-
9 trol groups.

10 “(4) DATA ACCESSIBILITY.—The Secretary
11 shall make available on a publicly accessible website
12 of the Department of Labor any data collected as
13 part of the evaluation under this subsection. Such
14 data shall be made available in an aggregated for-
15 mat that does not reveal personally identifiable in-
16 formation and that ensures compliance with relevant
17 Federal laws, including section 444 of the General
18 Education Provisions Act (commonly known as the
19 ‘Family Educational Rights and Privacy Act of
20 1974’) (20 U.S.C. 1232g).

21 “(5) PUBLICATION AND REPORTING OF EVAL-
22 UATION FINDINGS.—The Secretary (acting through
23 the Chief Evaluation Officer) shall—

24 “(A) in accordance with the timeline deter-
25 mined to be appropriate by the Chief Evalua-

1 tion Officer, publish an interim report on the
2 preliminary results of the evaluation conducted
3 under this subsection;

4 “(B) not later than 60 days after the date
5 on which the evaluation is completed under this
6 subsection, submit to the Committee on Edu-
7 cation and the Workforce of the House of Rep-
8 resentatives and the Committee on Health,
9 Education, Labor, and Pensions of the Senate
10 a report on such evaluation; and

11 “(C) not later than 90 days after such
12 completion date, publish and make the results
13 of such evaluation available on a publicly acces-
14 sible website of the Department of Labor.

15 “(h) ANNUAL REPORTS.—The Secretary shall make
16 available on a publicly accessible website of the Depart-
17 ment of Labor, in transparent, linked, open, and inter-
18 operable data formats, the following information:

19 “(1) The performance of eligible institutions on
20 the capacity-building performance indicator set forth
21 under subsection (f)(1)(B).

22 “(2) The performance of eligible institutions on
23 the workforce development participant outcome per-
24 formance indicators set forth under subsection
25 (f)(1)(C).

1 “(3) The number of individuals enrolled in
2 workforce development programs funded with a
3 grant under this section.

4 “(i) DEFINITIONS.—In this section:

5 “(1) CHIEF EVALUATION OFFICER.—The term
6 ‘Chief Evaluation Officer’ means the head of the
7 independent evaluation office located in the Office of
8 the Assistant Secretary for Policy of the Department
9 of Labor.

10 “(2) COMMUNITY COLLEGE.—The term ‘com-
11 munity college’ means—

12 “(A) a public institution of higher edu-
13 cation (as defined in section 101(a) of the
14 Higher Education Act (20 U.S.C. 1001(a)), at
15 which—

16 “(i) the highest degree awarded is an
17 associate degree; or

18 “(ii) an associate degree is the most
19 frequently awarded degree;

20 “(B) a branch campus of a 4-year public
21 institution of higher education (as defined in
22 section 101 of the Higher Education Act of
23 1965 (20 U.S.C. 1001)), if, at such branch
24 campus—

1 “(i) the highest degree awarded is an
2 associate degree; or

3 “(ii) an associate degree is the most
4 frequently awarded degree;

5 “(C) a 2-year Tribal College or University
6 (as defined in section 316(b)(3) of the Higher
7 Education Act of 1965 (20 U.S.C.
8 1059c(b)(3))); or

9 “(D) a degree-granting Tribal College or
10 University (as defined in section 316(b)(3) of
11 the Higher Education Act of 1965 (20 U.S.C.
12 1059c(b)(3))) at which—

13 “(i) the highest degree awarded is an
14 associate degree; or

15 “(ii) an associate degree is the most
16 frequently awarded degree.

17 “(3) ELIGIBLE INSTITUTION.—The term ‘eligi-
18 ble institution’ means—

19 “(A) a community college;

20 “(B) a postsecondary vocational institution
21 (as defined in section 102(c) of the Higher
22 Education Act of 1965 (20 U.S.C. 1002(c))); or

23 “(C) a consortium of such colleges or insti-
24 tutions.

1 “(j) SUPPLEMENT NOT SUPPLANT.—Funds made
2 available under this section shall be used to supplement,
3 and not supplant, other Federal, State, and local public
4 funds made available for carrying out the activities de-
5 scribed in this section.”.

6 **SEC. 180. AUTHORIZATION OF APPROPRIATIONS.**

7 Section 175 of the Workforce Innovation and Oppor-
8 tunity Act, as so redesignated, is amended—

9 (1) by redesignating subsections (e) and (f) as
10 subsections (g) and (h), respectively; and

11 (2) by striking subsections (a) through (d) and
12 inserting the following:

13 “(a) NATIVE AMERICAN PROGRAMS.—There are au-
14 thorized to be appropriated to carry out section 166 (not
15 including subsection (k) of such section) \$61,800,000 for
16 each of the fiscal years 2025 through 2030.

17 “(b) MIGRANT AND SEASONAL FARMWORKER PRO-
18 GRAMS.—There are authorized to be appropriated to carry
19 out section 167 \$100,317,900 for each of the fiscal years
20 2025 through 2030.

21 “(c) TECHNICAL ASSISTANCE.—There are authorized
22 to be appropriated to carry out section 168 \$5,000,000
23 for each of the fiscal years 2025 through 2030.

24 “(d) EVALUATIONS AND RESEARCH.—There are au-
25 thorized to be appropriated to carry out section 169

1 \$12,720,000 for each of the fiscal years 2025 through
2 2030.

3 “(e) REENTRY PROGRAM.—There are authorized to
4 be appropriated to carry out section 172 \$115,000,000 for
5 each of the fiscal years 2025 through 2030.

6 “(f) STRENGTHENING COMMUNITY COLLEGES PRO-
7 GRAM.—There are authorized to be appropriated to carry
8 out section 173 \$65,000,000 for each of the fiscal years
9 2025 through 2030.”.

10 **Subtitle F—Administration**

11 **SEC. 191. REQUIREMENTS AND RESTRICTIONS.**

12 (a) LABOR STANDARDS.—Section 181(b) of the
13 Workforce Innovation and Opportunity Act (29 U.S.C.
14 3241(b)) is amended by adding at the end the following:

15 “(8) CHILD LABOR.—Individuals in on-the-job
16 training or individuals employed in programs and
17 activities under this title shall be employed in ac-
18 cordance with the provisions on child labor under
19 the Fair Labor Standards Act of 1938 (29 U.S.C.
20 201 et seq.) and applicable State law.

21 “(9) CONSULTATION.—If an employer provides
22 on-the-job training, incumbent worker training, or
23 employer-directed skills development with funds
24 made available under this title directly to employees
25 of such employer that are subject to a collective bar-

1 gaining agreement with the employer, the employer
2 shall consult with the labor organization that rep-
3 resents such employees on the planning and design
4 of such training or development.”.

5 (b) REMEDIES.—Section 181(c)(3)(B) of the Work-
6 force Innovation and Opportunity Act (29 U.S.C.
7 3241(c)(3)(B)) is amended by inserting “for a period of
8 not less than 2 years” before the semicolon at the end.

9 (c) RELOCATION.—Section 181(d)(2) of the Work-
10 force Innovation and Opportunity Act (29 U.S.C.
11 3241(d)(2)) is amended by striking “incumbent worker
12 training,” and inserting “incumbent worker training, em-
13 ployer-directed skills development,”.

14 (d) SUPPORTIVE SERVICES.—Section 181 of the
15 Workforce Innovation and Opportunity Act (29 U.S.C.
16 3241) is amended by adding at the end the following:

17 “(h) SUPPORTIVE SERVICES.—Except as provided in
18 section 134(d)(2), funds provided under this title may only
19 be used to provide supportive services to individuals who—

20 “(1) are participating in activities under pro-
21 grams authorized under this title;

22 “(2) are unable to obtain the supportive serv-
23 ices through programs listed in section 121(b)(2);
24 and

1 “(3) require supportive services to enable par-
2 ticipation in activities under programs authorized
3 under this title.”.

4 **SEC. 192. MONITORING.**

5 Section 183 of the Workforce Innovation and Oppor-
6 tunity Act (29 U.S.C. 3243) is amended by striking “re-
7 cipients” each place it appears and inserting “recipients
8 and subrecipients”.

9 **SEC. 193. FISCAL CONTROLS; SANCTIONS.**

10 Section 184(b) of the Workforce Innovation and Op-
11 portunity Act (29 U.S.C. 3244(b)) is amended—

12 (1) by redesignating paragraphs (1), (2), and
13 (3) as paragraphs (3), (5), and (6), respectively;

14 (2) by inserting before paragraph (3), as so re-
15 designated, the following:

16 “(1) IN GENERAL.—For the purposes of this
17 title, a substantial violation shall—

18 “(A) be determined in accordance with the
19 procedures established by the Governor as de-
20 scribed in paragraph (2); and

21 “(B) include any willful violation of the re-
22 quirements under subsections (a) or (b) of sec-
23 tion 181 for which there has been a final deter-
24 mination of the violation without any remaining
25 right to appeal.

1 “(2) PROCEDURES.—The Governor shall estab-
2 lish procedures to be used by local areas and, in the
3 case of funds described in section 128(a) or per-
4 taining to the enforcement provisions under section
5 122(g), by any other individual or entity specified by
6 the Governor to determine if a substantial violation
7 of this title has occurred.”;

8 (3) in paragraph (3), as so redesignated—

9 (A) in subparagraph (A), by striking “;
10 or” and inserting a semicolon;

11 (B) in subparagraph (B)(v), by striking
12 the period at the end and inserting “; or”; and

13 (C) by adding at the end the following:

14 “(C) reduce any local allotment under sec-
15 tion 128(b) or 133(b) to the local area involved
16 by not more than 5 percent for the fiscal year
17 after the fiscal year in which the substantial
18 violation, for which corrective action was not
19 taken, occurred.”;

20 (4) by inserting after paragraph (3), as so re-
21 designated, the following:

22 “(4) REALLOCATION OF REDUCTIONS.—Any
23 amount that was reduced from an allotment to a
24 local area in accordance with paragraph (3)(C) shall
25 be reallocated by the Governor to the other local

1 areas within the State that are not subject to an ac-
2 tion described in paragraph (3) in a manner deter-
3 mined by the Governor, which may take into consid-
4 eration whether such other local area is serving a
5 significant number of individuals with barriers to
6 employment.”;

7 (5) in paragraph (5), as so redesignated, by
8 striking “(A) and (B)” and inserting “(A), (B), and
9 (C)”;

10 (6) in paragraph (6), as so redesignated, by
11 striking “paragraph (1)” and inserting “paragraph
12 (2)”

13 **SEC. 194. ADMINISTRATIVE ADJUDICATION.**

14 Section 186(a) of the Workforce Innovation and Op-
15 portunity Act (29 U.S.C. 3246(a)) is amended by striking
16 “184” and inserting “181 or 184”.

17 **SEC. 195. JUDICIAL REVIEW.**

18 Section 187(a)(1) of the Workforce Innovation and
19 Opportunity Act (29 U.S.C. 3247(a)(1)) is amended by
20 striking “184” and inserting “181 or 184”.

21 **SEC. 196. GENERAL WAIVERS OF STATUTORY OR REGU-**
22 **LATORY REQUIREMENTS.**

23 Section 189(i)(3)(A)(i) of the Workforce Innovation
24 and Opportunity Act (29 U.S.C. 3249(i)(3)(A)(i)) is
25 amended by striking “procedures for review and approval

1 of plans” and inserting “the procedures for review and
2 approval of plans, the performance reports described in
3 section 116(d), and the requirement described in section
4 134(c)(1)(B)”.

5 **SEC. 197. STATE FLEXIBILITY PILOT AUTHORITY.**

6 Section 190 of the Workforce Innovation and Oppor-
7 tunity Act (29 U.S.C. 3250) is amended to read as follows:

8 **“SEC. 190. STATE FLEXIBILITY PILOT AUTHORITY.**

9 “(a) PURPOSE.—The purpose of this section is to—

10 “(1) authorize States to apply under this sec-
11 tion, in the case of an eligible State, on behalf of the
12 State as a whole, or for any State, on behalf of a
13 local area or a consortium of local areas in the
14 State, to receive the allotments or allocations of the
15 State or the local areas, respectively, for youth work-
16 force investment activities under chapter 2 of sub-
17 title B and adult and dislocated worker employment
18 and training activities under chapter 3 of subtitle B
19 as a consolidated grant for 5 years for the purpose
20 of carrying out a pilot project to pursue innovative
21 reforms to achieve better outcomes for jobseekers,
22 workers, employers, and taxpayers; and

23 “(2) require that rigorous evaluations be con-
24 ducted to demonstrate if better outcomes and oppor-
25 tunities to achieve economic self-sufficiency for par-

1 participants, including participants receiving a priority
2 for services under this section, and associated inno-
3 vative reforms to improve service delivery were
4 achieved as a result of such pilot projects.

5 “(b) GENERAL AUTHORITY.—

6 “(1) WAIVERS, PILOT PROJECT GRANT
7 AMOUNTS, AND RESERVATIONS.—Notwithstanding
8 any other provision of subtitle A or B, except as oth-
9 erwise provided in this section, during the pilot
10 project period applicable to a pilot project approved
11 for a State pursuant to subsection (d)(3), the Sec-
12 retary, the Governor of a State participating in such
13 pilot project on behalf of the State as a whole, local
14 area, or consortium of local areas, and a local area
15 or consortium of local areas on whose behalf a Gov-
16 ernor is participating in such a pilot project, shall,
17 as applicable, comply with each of the following:

18 “(A) WAIVERS.—Subject to paragraph (2),
19 the Secretary shall waive for the State as a
20 whole, or for the local area or the consortium
21 of local areas selected by the State to carry out
22 such pilot project, all the statutory and regu-
23 latory requirements of subtitles A and B.

1 “(B) PILOT PROJECT GRANT AMOUNTS.—
2 For each fiscal year applicable to a pilot period,
3 the Secretary shall carry out the following:

4 “(i) STATE AS A WHOLE.—In a case
5 of a State approved to carry out a pilot
6 project under this section on behalf of the
7 State as a whole, distribute as a consoli-
8 dated sum to the State, for purposes of
9 carrying out the project, the State’s total
10 allotment for such fiscal year under—

11 “(I) subsections (b)(1)(C) and
12 (c) of section 127;

13 “(II) paragraphs (1)(B) and
14 (2)(B) of section 132(b); and

15 “(III) section 132(c).

16 “(ii) LOCAL AREA.—In a case of a
17 local area selected by a State and approved
18 to carry out a pilot project under this sec-
19 tion, require the State to—

20 “(I) distribute as a consolidated
21 sum to the local board for such local
22 area, for purposes of carrying out the
23 project, the local area’s allocation for
24 such fiscal year under—

1 “(aa) subsections (b) and (c)
2 of section 128; and

3 “(bb) subsections (b) and
4 (c) of section 133; or

5 “(II) if the local board of the
6 local area enters into a written agree-
7 ment with the State for the State to
8 serve as the fiscal agent for the local
9 board during the pilot project, use the
10 funds described in subclause (I) for
11 purposes of carrying out the project
12 on behalf of the local board.

13 “(iii) CONSORTIUM OF LOCAL
14 AREAS.—In a case of a consortium of local
15 areas selected by a State and approved to
16 carry out a pilot project under this section,
17 require the State to—

18 “(I) distribute as a consolidated
19 sum to the consortium, for purposes
20 of carrying out the project, the total
21 amount of the allocations for the local
22 areas in such consortium for such fis-
23 cal year under—

24 “(aa) subsections (b) and (c)
25 of section 128; and

1 “(bb) subsections (b) and
2 (c) of section 133; or

3 “(II) if the consortium enters
4 into a written agreement with the
5 State for the State to serve as the fis-
6 cal agent for the consortium during
7 the pilot project, use the funds de-
8 scribed in subclause (I) for purposes
9 of carrying out the project on behalf
10 of such consortium.

11 “(C) STATE RESERVATION.—The Governor
12 of a State participating in a pilot project on be-
13 half of the State as a whole shall reserve not
14 less than 25 percent of the consolidated sum al-
15 lotted to the State, as described in subpara-
16 graph (B)(i), for the purpose of developing and
17 implementing evidence-based workforce develop-
18 ment activities in the State. Such activities—

19 “(i) shall comply with the priority of
20 service requirement described in subsection
21 (e)(3); and

22 “(ii) may include strategies such as—
23 “(I) innovative skills development
24 programs to improve employment out-

1 comes for jobseekers, incumbent work-
2 ers, and dislocated workers;

3 “(II) job training programs and
4 assistance with removing barriers to
5 employment for justice-involved indi-
6 viduals;

7 “(III) pre-apprenticeships, ap-
8 prenticeships, and evidence-based
9 workforce development and employ-
10 ment opportunities, including for
11 youth (particularly opportunity
12 youth);

13 “(IV) the development and
14 strengthening of industry or sector
15 partnerships and training programs
16 offered under such partnerships;

17 “(V) the optimization of sup-
18 portive service delivery and the inte-
19 gration of such services within the
20 workforce system to promote retention
21 in and completion of training pro-
22 grams for participants served under
23 the pilot project; and

24 “(VI) other strategies as may be
25 appropriate and necessary to achieve

1 better outcomes for jobseekers, work-
2 ers, employers, and taxpayers, as de-
3 termined by the Governor.

4 “(D) LOCAL AREA AND CONSORTIUM RES-
5 ERVATION.—A local area or a consortium of
6 local areas for which a pilot project is author-
7 ized under this section shall reserve not less
8 than 25 percent of the consolidated sum allot-
9 ted, as described in clause (ii) or (iii), respec-
10 tively, of subparagraph (B), to the local area or
11 consortium of local areas, respectively, for the
12 purpose of developing and implementing evi-
13 dence-based workforce development activities
14 described in subparagraph (C) in the local area
15 or local areas served by the consortium, respec-
16 tively.

17 “(2) EXCEPTIONS.—

18 “(A) IN GENERAL.—A State, local area, or
19 consortium of local areas carrying out a pilot
20 project under this section shall comply with
21 statutory or regulatory requirements of this Act
22 relating to—

23 “(i) performance accountability and
24 reporting, except as otherwise provided in
25 this section;

1 “(ii) the membership of local boards
2 or State boards in instances where a State
3 carrying out a pilot project will maintain
4 the use of such local boards or State
5 boards, respectively, during the pilot
6 project period;

7 “(iii) the requirement to set minimum
8 levels of performance on the criteria de-
9 scribed in section 122(b)(2)(B) for any
10 providers of training services that will re-
11 ceive funding under the pilot project;

12 “(iv) the establishment of the one-stop
13 delivery system to make the services and
14 activities carried out under the pilot
15 project available to individuals in the
16 State, local area, or consortium of local
17 areas carrying out the pilot project, except
18 that, of the requirements in section 121(e),
19 such one-stop delivery system shall only be
20 required to meet the requirements of para-
21 graph (2) of that section and only with re-
22 spect to the services and activities of the
23 pilot project;

24 “(v) the fiscal and management ac-
25 countability information systems described

1 in section 116(j) and, in the case of a pilot
2 project carried out by a local area or con-
3 sortium of local areas, the provisions on
4 fiscal integrity described in section 106;
5 and

6 “(vi) the priority of service described
7 in section 134(c)(3)(E).

8 “(B) APPLICABILITY OF DEFINED
9 TERMS.—In carrying out a pilot project under
10 this section, a State, local area, or consortium
11 of local areas may only use a term defined in
12 section 3 to describe an activity carried out
13 under such pilot project if the State, local area,
14 or consortium of local areas gives such term the
15 same meaning as such term is given under such
16 section.

17 “(C) RULE OF CONSTRUCTION.—Nothing
18 in subparagraph (A)(iv) shall be construed to
19 prevent a State, local area, or consortium of
20 local areas carrying out a pilot project under
21 this section from deciding to maintain the one-
22 stop delivery system in effect for the State,
23 local area, or consortium, respectively, prior to
24 the start of the pilot project.

1 “(3) AUTHORITY FOR THIRD-PARTY EVALUA-
2 TION.—

3 “(A) IN GENERAL.—Not later than 180
4 days after the first pilot project is approved
5 under this section, the Secretary shall contract
6 with a third-party evaluator to conduct a rig-
7 orous evaluation of each pilot project approved
8 under this section. The evaluation shall—

9 “(i) cover the entire period of each
10 pilot project;

11 “(ii) include a description of—

12 “(I) the populations served under
13 the pilot project, including with re-
14 spect to individuals with barriers to
15 employment served under the pilot
16 project, disaggregated by each sub-
17 population of such individuals, and by
18 race, ethnicity, sex, and age;

19 “(II) the services provided
20 through the pilot project, the pro-
21 viders of such services, and the cost of
22 such services, disaggregated by the
23 type of service provided;

24 “(III) if the pilot project is car-
25 ried out by a State, the geographic

1 distribution within the State of the
2 services provided under the pilot
3 project; and

4 “(IV) the workforce development
5 systems in the State, local area, or
6 consortium of local areas that were af-
7 fected, and the nature of such effects,
8 as a result of the pilot project;

9 “(iii) compare the employment and
10 earnings outcomes of participants in activi-
11 ties carried out under the pilot project
12 to—

13 “(I) the outcomes of similarly sit-
14 uated individuals who do not partici-
15 pate in such activities and who are lo-
16 cated in such State, such local area,
17 or a local area in such consortium, as
18 applicable;

19 “(II) the outcomes of similarly
20 situated participants in similarly situ-
21 ated States or local areas within such
22 States, as applicable, that do not re-
23 ceive authority to carry out a pilot
24 project under this section; and

1 “(III) the outcomes of partici-
2 pants in activities under chapter 2 or
3 3 of subtitle B in the State, local
4 area, or a local area in the consortium
5 that was awarded a waiver prior to
6 the award of such waiver;

7 “(iv) conduct a qualitative analysis
8 that identifies any practices or strategies
9 (including promising, evidence-based, or in-
10 novative practices and strategies) that—

11 “(I) would not have been con-
12 ducted without the waiving of statu-
13 tory or regulatory provisions through
14 the pilot project; and

15 “(II) led to changes in employ-
16 ment and earnings outcomes for the
17 participants, including employment
18 and earnings outcomes for partici-
19 pants who are opportunity youth and
20 individuals with barriers to employ-
21 ment; and

22 “(v) compare the outcomes for sub-
23 clauses (I), (II), and (III) of clause (iii)
24 with respect to the subpopulations de-
25 scribed in section 116(d)(2)(B).

1 “(B) REPORT.—Not later than 2 years
2 after the final year of a pilot project approved
3 under this section, the Secretary shall submit to
4 the Committee on Education and the Workforce
5 of the House of Representatives and the Com-
6 mittee on Health, Education, Labor, and Pen-
7 sions of the Senate the results of the evaluation
8 conducted under this paragraph.

9 “(c) PILOT PERIOD; LIMITATIONS.—

10 “(1) IN GENERAL.—A pilot project approved
11 under this section for a State, local area, or consor-
12 tium—

13 “(A) shall be carried out for a 5-year pilot
14 project period; and

15 “(B) may be renewed for an additional 4-
16 year pilot project period, if the State, local
17 area, or consortium—

18 “(i) for each of the final 3 years of
19 the preceding 5-year pilot project period,
20 meets its expected levels of performance
21 established under subsection (f)(1)(C); and

22 “(ii) for the final year of the pre-
23 ceding 5-year pilot project period, achieves
24 a performance improvement of not less
25 than an average of a 5-percent increase

1 across all of the indicators of performance
2 described in clauses (i) and (ii) of sub-
3 section (f)(1)(A), compared with—

4 “(I) the highest level of perform-
5 ance for the corresponding indicators
6 of performance, as described in sub-
7 section (f)(1)(B)(i) with respect to
8 such State, for the most recent pro-
9 gram year that ended prior to the be-
10 ginning of the first year of the pre-
11 ceding 5-year pilot project period; or

12 “(II) the alternate baseline level
13 of performance for the corresponding
14 indicators of performance that is
15 agreed upon between the State and
16 the Secretary under subsection
17 (f)(1)(B)(ii).

18 “(2) LIMITATIONS.—

19 “(A) PILOT PERIOD LIMITATIONS.—For
20 each pilot period (including renewals of such
21 period) the Secretary may not approve—

22 “(i) more than 5 pilot projects for eli-
23 gible States described in paragraph (3) to
24 carry out a pilot project described in sub-

1 section (b)(1)(B)(i), except as provided in
2 subparagraph (C); and

3 “(ii) more than 4 pilot projects for
4 local areas (or consortia of local areas) to
5 carry out a pilot project described in clause
6 (ii) or (iii) of subsection (b)(1)(B).

7 “(B) STATE LIMITATIONS.—Not more
8 than 1 pilot project may be approved under this
9 section per State. For purposes of this subpara-
10 graph, a pilot project described in clause (ii) or
11 (iii) of subsection (b)(1)(B) approved for a local
12 area or a consortium of local areas, respectively,
13 in a State shall be considered a pilot project ap-
14 proved under this section for the State.

15 “(C) SUBSEQUENT APPROVAL.—Notwith-
16 standing subparagraph (A)(i), the Secretary
17 may award authority to carry out a pilot project
18 for a State as a whole under this section to 2
19 additional eligible States described in paragraph
20 (3), if, at the beginning of the third year of the
21 pilot projects awarded to the 5 eligible States
22 under subparagraph (A)(i), each of such
23 States—

24 “(i) has met or exceeded expected lev-
25 els of performance under the primary indi-

1 cators of performance described in section
2 116(b)(2)(A); and

3 “(ii) meets the requirement described
4 in subsection (e)(4).

5 “(3) ELIGIBLE STATES.—The Secretary may
6 not approve a pilot project for a State as a whole
7 described in subsection (b)(1)(B)(i) unless, at the
8 time of submission of the application, such State is
9 an eligible State, meaning—

10 “(A) a State designated as a single State
11 local area under section 106(d), including a
12 State that has received consent to be so des-
13 ignated under section 106(d)(2); or

14 “(B) a State with—

15 “(i) a labor force participation rate
16 that is less than 60 percent for the most
17 recent program year; and

18 “(ii) a population of less than
19 5,100,000, as determined by the most re-
20 cent decennial census released by the Bu-
21 reau of the Census.

22 “(4) EQUITABLE FLEXIBILITY PILOT AUTHOR-
23 ITY.—No less than 2 and no more than 3 of the eli-
24 gible States for which the Secretary awards author-
25 ity to carry out a pilot project for the eligible State

1 as a whole under this section shall be States eligible
2 under paragraph (3)(B), at the time of submission
3 of the application, except that in the case of subse-
4 quent approval described in paragraph (2)(C), ex-
5 actly 50 percent of the eligible States for which the
6 Secretary awards authority under such paragraph to
7 carry out a pilot project for the eligible State as a
8 whole shall be States eligible under paragraph
9 (3)(B).

10 “(d) APPLICATION.—

11 “(1) IN GENERAL.—To be eligible to carry out
12 a pilot project under this section, a State shall sub-
13 mit to the Secretary an application at such time and
14 in such manner as the Secretary may reasonably re-
15 quire, and containing the information described in
16 paragraph (2).

17 “(2) CONTENT.—Each application submitted by
18 a State under this subsection shall include the fol-
19 lowing:

20 “(A) A description of the pilot project to
21 be carried out under this section, including—

22 “(i) whether the project will be car-
23 ried out—

24 “(I) by the State as a whole;

25 “(II) by a local area, and if so—

1 “(aa) an identification of—

2 “(AA) such local area;

3 and

4 “(BB) whether the

5 local area will be the fiscal

6 agent for the project, or

7 whether the local board has

8 entered into a written agree-

9 ment with the State for the

10 State to serve as the fiscal

11 agent during the project;

12 and

13 “(bb) written verification

14 from the local board for such

15 local area that such local board

16 agrees—

17 “(AA) to carry out such

18 project; and

19 “(BB) to the fiscal

20 agent identified in item

21 (aa)(BB); or

22 “(III) by a consortium of local

23 areas in the State, and if so—

24 “(aa) an identification of—

1 “(AA) each local area
2 that comprises the consor-
3 tium; and

4 “(BB) the local area
5 that will serve as the fiscal
6 agent for the consortium
7 during the project, or wheth-
8 er the consortium has en-
9 tered into a written agree-
10 ment with the State for the
11 State to serve as the fiscal
12 agent; and

13 “(bb) written verification
14 from each local board of each
15 local area identified in item
16 (aa)(AA) that such local board
17 agrees—

18 “(AA) to carry out such
19 project as a consortium; and

20 “(BB) to the fiscal
21 agent for the consortium
22 identified in item (aa)(BB);

23 “(ii) a description of the activities to
24 be carried out under the project, includ-
25 ing—

1 “(I) the activities to be carried
2 out under the reservation required
3 under subparagraph (C) or (D) of
4 subsection (b)(1), as applicable;

5 “(II) how the activities will com-
6 ply with the priority of service de-
7 scribed in subsection (e)(3); and

8 “(III) how the activities will be
9 made available through the one-stop
10 delivery system described in sub-
11 section (b)(2)(A)(iv);

12 “(iii) the goals the State, local area,
13 or consortium intends to achieve through
14 such activities, which shall be aligned with
15 the purpose described in subsection (a);
16 and

17 “(iv) a description of any reforms or
18 improvements, including any reforms or
19 improvements that may be evidence-based,
20 to service delivery to be carried out under
21 the project.

22 “(B) A description of the performance out-
23 comes the State, the local area, or consortium
24 expects to achieve for such activities for each

1 year of the pilot project period as described in
2 subsection (f)(1).

3 “(C) A description of how the State, local
4 area, or consortium consulted with employers,
5 the State board, and the local boards in the
6 State in determining the activities to carry out
7 under the pilot project.

8 “(D) A description of how the State will
9 make such activities available to jobseekers and
10 employers in each of the local areas in the State
11 or, in a case of a project that will be carried out
12 by a local area or a consortium, a description
13 of how such services will be made available to
14 jobseekers and employers in such local area or
15 each of the local areas in the consortium.

16 “(E) A description, if appropriate, of how
17 the State, local area, or consortium will inte-
18 grate the funds received, and the activities car-
19 ried out, under the pilot project under this sec-
20 tion with funds and activities for State work-
21 force development programs and other Federal,
22 State, or local workforce, education, or social
23 service programs (including the programs and
24 activities listed in section 103(a)(2), the pro-
25 gram of adult education and literacy activities

1 authorized under title II, and the program au-
2 thorized under title I of the Rehabilitation Act
3 of 1973 (29 U.S.C. 720 et seq.)).

4 “(F) An assurance that the State, local
5 area, or consortium will meet the requirements
6 of this section.

7 “(3) SECRETARIAL APPROVAL.—

8 “(A) IN GENERAL.—The Secretary shall—

9 “(i) approve an application submitted
10 under this subsection, and the pilot project
11 described in such application, not later
12 than 90 days after the date on which such
13 application is submitted, unless the Sec-
14 retary meets the requirements of clause
15 (ii); and

16 “(ii) have the authority to disapprove
17 such application only if, by not later than
18 90 days after the date on which such appli-
19 cation is submitted, the Secretary—

20 “(I) determines—

21 “(aa) that such application
22 is subject to the limitations de-
23 scribed in subsection (c)(2); or

1 “(bb) that such application
2 fails to meet the requirements of
3 this section; and

4 “(II) in a case which the Sec-
5 retary makes the determination de-
6 scribed in subclause (I)(bb), provides
7 to the State a written explanation of
8 initial disapproval that meets the re-
9 quirements of subparagraph (B).

10 “(B) INITIAL DISAPPROVAL.—An expla-
11 nation of initial disapproval provided by the
12 Secretary to a State under subparagraph
13 (A)(ii)(II) shall provide the State with—

14 “(i) a detailed explanation of why the
15 application does not meet the requirements
16 of this section; and

17 “(ii) if the State is not subject to the
18 limitations described in subsection (c), an
19 opportunity to revise and resubmit the
20 State’s application under this section.

21 “(C) RULE OF CONSTRUCTION.—Nothing
22 in this paragraph shall be construed to require
23 the Secretary to approve more pilot projects
24 than allowed under the limitations described in
25 subsection (c)(2).

1 “(4) PRIORITY.—In approving pilot projects
2 under this section in the case that more eligible
3 States, for the State as a whole, or more States, on
4 behalf of local areas and consortia of local areas,
5 have submitted applications that meet the require-
6 ments of this section than the Secretary is allowed
7 to approve pursuant to the limitations described in
8 subsection (c)(2), the Secretary shall give priority
9 consideration as follows:

10 “(A) For applications seeking a pilot
11 project for the eligible State as a whole—

12 “(i) first, to applications submitted by
13 eligible States with a population of not
14 more than 5,000,000 and not less than 15
15 workforce boards, as of the date of enact-
16 ment of the A Stronger Workforce for
17 America Act; and

18 “(ii) second, to applications submitted
19 by eligible States that have achieved the
20 State adjusted levels of performance for
21 the youth program authorized under chap-
22 ter 2 of subtitle B and the adult and dis-
23 located worker programs authorized under
24 chapter 3 of subtitle B in the most recent

1 program year for which performance infor-
2 mation is available.

3 “(B) For applications seeking a pilot
4 project for a local area or consortium of local
5 areas, to applications submitted by local areas
6 or consortia of local areas that have achieved
7 the negotiated local levels of performance for
8 such youth program and such adult and dis-
9 located worker programs in the most recent
10 program year for which performance informa-
11 tion is available.

12 “(e) STATE PILOT PROJECT REQUIREMENTS.—A
13 State, local area, or consortium that has been approved
14 to carry out a pilot project under this section shall meet
15 each of the following requirements:

16 “(1) USE OF FUNDS.—Use the funds received
17 pursuant to subsection (b)(1)(B) solely to carry out
18 the activities of the pilot project to achieve the goals
19 of the pilot project, as described in subsection
20 (d)(2)(A).

21 “(2) ADMINISTRATIVE COSTS LIMITATION.—
22 Use not more than 10 percent of the funds received
23 pursuant to subsection (b)(1)(B) for a fiscal year for
24 the administrative costs of carrying out the pilot
25 project.

1 “(3) PRIORITY FOR SERVICES.—Give priority
2 for services under the project to veterans and their
3 eligible spouses in accordance with the requirements
4 of section 4215 of title 38, United States Code, re-
5 cipients of public assistance, low-income individuals,
6 individuals who have foundational skill needs, oppor-
7 tunity youth, and dislocated workers.

8 “(4) NUMBER OF PARTICIPANTS.—Serve a
9 number of participants under the activities of the
10 pilot project for each year of the pilot project period
11 that—

12 “(A) is greater than the number of partici-
13 pants served by such State, local area, or con-
14 sortium, as applicable, under the programs de-
15 scribed in subparagraph (A) of section 3(13)
16 for the most recent program year that ended
17 prior to the beginning of the first year of the
18 pilot project period; or

19 “(B) is not less than the number of par-
20 ticipants to be served under the activities of the
21 pilot project that is agreed upon between the
22 State, local area, or consortium, as applicable,
23 and the Secretary—

1 “(i) prior to the Secretary’s approval
2 of the application submitted under sub-
3 section (d); and

4 “(ii) after the Secretary takes into ac-
5 count—

6 “(I) the goals the State, local
7 area, or consortium intends to achieve
8 through the pilot project; and

9 “(II) the participants the State,
10 local area, or consortium intends to
11 serve under such project.

12 “(5) REPORTING OUTCOMES.—Submit, on an
13 annual basis, to the Secretary a report, with respect
14 to such State, local area, or consortium—

15 “(A) on participant outcomes for each in-
16 dicator of performance described in subsection
17 (f)(1)(A) for the activities carried out under the
18 project;

19 “(B) on the applicable requirements of sec-
20 tion 116(d)(2), including—

21 “(i) subparagraph (B) of such section;
22 and

23 “(ii) subparagraphs (C), (D), (E),
24 (F), (G), and (J) of such section, as such

1 subparagraphs are applicable to activities
2 under the pilot project; and

3 “(C) containing a description of how the
4 State spent the amounts reserved under sub-
5 section (b)(1)(C) or the local area or consor-
6 tium spent the amounts reserved under sub-
7 section (b)(1)(D), as applicable, and any evi-
8 dence-based practices developed with such
9 amounts.

10 “(6) COMPLIANCE WITH CERTAIN EXISTING RE-
11 QUIREMENTS.—Comply with the statutory or regu-
12 latory requirements listed in subparagraphs (A) and
13 (B) of subsection (b)(2).

14 “(f) PERFORMANCE ACCOUNTABILITY.—

15 “(1) ESTABLISHMENT OF BASELINE LEVELS
16 FOR PERFORMANCE.—

17 “(A) IN GENERAL.—Each State shall de-
18 scribe in the application submitted under sub-
19 section (d), for each year of the pilot project pe-
20 riod—

21 “(i) with respect to participants who
22 are at least 25 years old, the expected
23 State levels of performance or expected
24 local levels of performance, as the case
25 may be, for each of the indicators of per-

1 formance under section 116(b)(2)(A)(i) for
2 the activities carried out under the project
3 under this section, which shall meet the re-
4 quirements of subparagraph (B); and

5 “(ii) with respect to participants who
6 are at least 16 years old and not older
7 than 24 years old, the expected State levels
8 of performance or expected local levels of
9 performance, as the case may be, for each
10 of the indicators of performance under sec-
11 tion 116(b)(2)(A)(ii) for the activities car-
12 ried out under the project under this sec-
13 tion, which shall meet the requirements of
14 subparagraph (B).

15 “(B) FIFTH YEAR.—Each of the expected
16 levels of performance established pursuant to
17 subparagraph (A) for each of the indicators of
18 performance for the fifth year of the pilot
19 project period shall be higher than—

20 “(i) the highest State adjusted or ne-
21 gotiated local level of performance, as ap-
22 plicable, for the corresponding indicator of
23 performance for the programs described in
24 subparagraph (A) of section 3(13), for the
25 most recent program year for such State

1 that ended prior to the beginning of the
2 first year of the pilot project period; or

3 “(ii) an alternate baseline level of per-
4 formance that—

5 “(I) shall not be lower than the
6 most recent State adjusted or nego-
7 tiated local level of performance (in-
8 cluding any revisions) for the cor-
9 responding indicator of performance
10 for the youth program under chapter
11 2 of subtitle B or the adult or dis-
12 located worker program under chapter
13 3 of such subtitle (using the program
14 determined most applicable by the
15 Governor of the State submitting the
16 application), taking into account the
17 goals the State intends to achieve
18 through the pilot project and the par-
19 ticipants the State intends to serve
20 through such project; and

21 “(II) is agreed upon between the
22 State and the Secretary—

23 “(aa) prior to the Sec-
24 retary’s approval of the applica-

1 tion submitted under subsection
2 (d); and

3 “(bb) after the Secretary
4 takes into account—

5 “(AA) the goals the
6 State intends to achieve
7 through the pilot project;
8 and

9 “(BB) the participants
10 the State intends to serve
11 under such project.

12 “(C) AGREED LEVEL FOR PERFORMANCE
13 ON EXPECTED LEVELS OF PERFORMANCE.—

14 Prior to approving an application for a pilot
15 project submitted by a State, and using the ex-
16 pected levels of performance described in such
17 application, the Secretary shall reach an agree-
18 ment with such State on the expected levels of
19 performance for each of the indicators of per-
20 formance. In reaching an agreement on such
21 expected levels of performance, the Secretary
22 and the State may consider the factors de-
23 scribed in section 116(b)(3)(A)(v).

24 “(2) SANCTIONS.—

1 “(A) IN GENERAL.—The sanctions de-
2 scribed in section 116(f)(1)(B) shall apply to a
3 State, local area, or consortium of local areas
4 beginning on the third year of the pilot project
5 period (and, for failures described in clause
6 (ii)(II) of that section, shall first apply for con-
7 secutive failures in that third year and the fol-
8 lowing year) for such State, local area, or con-
9 sortium, except that the expected levels of per-
10 formance established under paragraph (1) shall
11 be—

12 “(i) deemed to be levels of perform-
13 ance agreed to under section
14 116(b)(3)(A)(iv), for purposes of this para-
15 graph; and

16 “(ii) adjusted at the end of each pro-
17 gram year to reflect the actual characteris-
18 tics of participants served and the actual
19 economic conditions experienced using a
20 statistical adjustment model similar to the
21 model described in section
22 116(b)(3)(A)(viii).

23 “(B) INELIGIBILITY FOR RENEWAL.—A
24 State, local area, or consortium that is subject

1 to such sanctions shall be ineligible to renew its
2 pilot project period under subsection (c).

3 “(3) IMPACT OF LOCAL OR CONSORTIUM PILOT
4 PROJECTS ON STATEWIDE ACCOUNTABILITY.—With
5 respect to a State with an approved pilot project for
6 a local area or consortium of local areas in the
7 State—

8 “(A) the performance of such local area or
9 consortium for the programs described in sub-
10 paragraph (A) of section 3(13) shall not be in-
11 cluded in the levels of performance for such
12 State for any of such programs for purposes of
13 section 116 for any program year that is appli-
14 cable to any year of the pilot project period;
15 and

16 “(B) with respect to any local areas of the
17 State that are not part of the pilot project, the
18 State shall reach a new agreement with the
19 Secretary, for purposes of section 116(b)(3)(A),
20 on levels of performance for such programs for
21 such program years.

22 “(g) TERMINATION.—Except as provided under sub-
23 section (c)(1)(B), the Secretary may not approve a pilot
24 project after December 31, 2030.”.

1 **SEC. 198. GENERAL PROGRAM REQUIREMENTS.**

2 Section 194 of the Workforce Innovation and Oppor-
3 tunity Act (29 U.S.C. 3254)) is amended by adding at
4 the end the following:

5 “(16)(A) IN GENERAL.—Each recipient of
6 funds described in section 128(a), section 128(b), or
7 section 133(b) or under subtitle C or D (including
8 a provider described in section 122(i) that is award-
9 ed such funds by a State or local area) shall provide
10 to the appropriate entity an assurance that the re-
11 cipient will adhere to the requirements under sub-
12 sections (a) and (b) of section 181.

13 “(B) APPROPRIATE ENTITY.—For the purposes
14 of this paragraph, the term ‘appropriate entity’
15 means—

16 “(i) in the case of any funds described in
17 section 128(a), the Governor of the State pro-
18 viding such funds;

19 “(ii) in the case of any funds described in
20 section 128(b) or section 133(b), the local
21 board providing such funds; and

22 “(iii) in the case of any funds under sub-
23 title C or D, the Secretary.

24 “(17) REGARDING STATES WITH LOW POPU-
25 LATION DENSITY.—

1 “(A) LOW-DENSITY WORKFORCE AREA
2 CONSIDERATIONS.—In the case of a local area
3 located in a ‘low-density workforce area’, sec-
4 tion 129(c)(4) shall be applied—

5 “(i) by substituting ‘25 percent’ for
6 ‘40 percent’; and

7 “(ii) by substituting ‘7 and 1/2 per-
8 cent’ for ‘12 and 1/2 percent’.

9 “(B) LOW-DENSITY WORKFORCE AREA
10 DEFINITION.—In this title, the term ‘low-den-
11 sity workforce area’ means a State with a popu-
12 lation density of less than 1.5 persons per
13 square mile, as determined by the most recent
14 decennial census of the Bureau of the Census.”.

15 **TITLE II—ADULT EDUCATION** 16 **AND LITERACY**

17 **SEC. 201. PURPOSE.**

18 Section 202 of the Workforce Innovation and Oppor-
19 tunity Act (29 U.S.C. 3271) is amended—

20 (1) in paragraph (1), by inserting “(including
21 digital literacy skills)” before “necessary”;

22 (2) in paragraph (3), by striking “secondary
23 school diploma” and inserting “regular high school
24 diploma or its recognized equivalent”; and

1 (3) in paragraph (4), by striking “English lan-
2 guage learners” and inserting “English learners”.

3 **SEC. 202. DEFINITIONS.**

4 Section 203 of the Workforce Innovation and Oppor-
5 tunity Act (29 U.S.C. 3272) is amended—

6 (1) in paragraph (1)—

7 (A) in subparagraph (A)—

8 (i) by striking “and speak” and in-
9 serting “listen, speak, and comprehend”;
10 and

11 (ii) by striking “secondary” and in-
12 serting “regular high”;

13 (B) in subparagraph (B), by striking
14 “and” at the end;

15 (C) by redesignating subparagraph (C) as
16 subparagraph (D); and

17 (D) by inserting after subparagraph (B)
18 the following:

19 “(C) develop and use digital literacy skills;
20 and”;

21 (2) by redesignating paragraphs (3) through
22 (14), (15), (16), and (17), as paragraphs (4)
23 through (15), (17), (18), and (19), respectively;

24 (3) by inserting after paragraph (2) the fol-
25 lowing:

1 “(3) DIGITAL LITERACY SKILLS.—The term
2 ‘digital literacy skills’ has the meaning given the
3 term in section 202 of the Museum and Library
4 Services Act (20 U.S.C. 9101).”;

5 (4) in paragraph (5)(C) (as so redesignated)—

6 (A) by striking clause (i) and inserting the
7 following:

8 “(i) has foundational skill needs;”;

9 (B) in clause (ii), by striking “secondary”
10 and inserting “regular high”; and

11 (C) in clause (iii), by striking “English
12 language learner” and inserting “English learn-
13 er”;

14 (5) in paragraph (7) (as so redesignated)—

15 (A) in subparagraph (A), by striking
16 “English language learners” and inserting
17 “English learners”; and

18 (B) in subparagraph (B)(i)(I), by striking
19 “secondary” and inserting “regular high”;

20 (6) in paragraph (8) (as so redesignated)—

21 (A) in the paragraph heading, by striking
22 “LANGUAGE”; and

23 (B) in the matter preceding subparagraph
24 (A), by striking “English language learner” and
25 inserting “English learner”;

1 (7) in the matter preceding subparagraph (A)
2 in paragraph (10) (as so redesignated), by inserting
3 “and educational” after “the economic”;

4 (8) in paragraph (13) (as so redesignated)—

5 (A) by striking “English language learn-
6 ers” and inserting “English learners”; and

7 (B) by striking “and may include work-
8 force training.” and inserting the following:
9 “and may—

10 “(A) include skills development, postsec-
11 ondary preparation activities, digital literacy
12 skills instruction, financial literacy instruction,
13 and workforce training; and

14 “(B) be provided concurrently with other
15 activities and services, such as adult edu-
16 cation.”;

17 (9) in paragraph (14) (as so redesignated), by
18 striking “and speak in English, compute, and solve
19 problems,” and inserting “speak, and comprehend in
20 English, compute, solve problems, and have digital
21 literacy skills,”; and

22 (10) by inserting after paragraph (15) (as so
23 redesignated) the following:

24 “(16) POSTSECONDARY PREPARATION ACTIVI-
25 TIES.—The term ‘postsecondary preparation activi-

1 ties’ means academic counseling (which may be pro-
2 vided by a college and career navigator) and services
3 designed to support enrollment and success in post-
4 secondary education that include assisting individ-
5 uals to—

6 “(A) identify postsecondary educational op-
7 tions that prepare individuals for unsubsidized
8 employment;

9 “(B) navigate the transition from adult
10 education to postsecondary education;

11 “(C) navigate the transition from adult
12 education to workforce development programs
13 and services;

14 “(D) coenroll in adult education and work-
15 force development programs, if applicable;

16 “(E) improve academic skills so that indi-
17 viduals are prepared to participate in postsec-
18 ondary education without need for remediation;
19 or

20 “(F) learn notetaking, study skills, and
21 other skills that promote student success in
22 postsecondary education.”.

23 **SEC. 203. AUTHORIZATION OF APPROPRIATIONS.**

24 Section 206 of the Workforce Innovation and Oppor-
25 tunity Act (29 U.S.C. 3275) is amended to read as follows:

1 **“SEC. 206. AUTHORIZATION OF APPROPRIATIONS.**

2 “‘There are authorized to be appropriated to carry out
3 this title \$751,042,100 for each of the fiscal years 2025
4 through 2030.’”.

5 **SEC. 204. SPECIAL RULE.**

6 Section 211 of the Workforce Innovation and Oppor-
7 tunity Act (29 U.S.C. 3291) is amended—

8 (1) in subsection (d)(3), by striking “sec-
9 ondary” and inserting “regular high”; and

10 (2) in subsection (e)(3), by striking “period de-
11 scribed in section 3(45)” and inserting “period de-
12 scribed in subparagraph (B) of section 3(50)”.

13 **SEC. 205. PERFORMANCE ACCOUNTABILITY SYSTEM.**

14 Section 212 of the Workforce Innovation and Oppor-
15 tunity Act (29 U.S.C. 3292) is amended to read as follows:

16 **“SEC. 212. PERFORMANCE ACCOUNTABILITY SYSTEM.**

17 “(a) IN GENERAL.—Programs and activities author-
18 ized in this title are subject to the performance account-
19 ability provisions described in section 116, except that the
20 indicator described in subsection (b)(2)(A)(i)(VI) of such
21 section shall be applied as if it were the percentage of pro-
22 gram participants who exited the program during the pro-
23 gram year and completed an integrated education and
24 training program.

25 “(b) DATA COLLECTION.—Notwithstanding section
26 134(a) of the Higher Education Act of 1965 (20 U.S.C.

1 1015c(a)), the Secretary is authorized to collect
2 deidentified participant-level data for participants in pro-
3 grams and activities funded under this title on the infor-
4 mation required for State performance reports as de-
5 scribed in section 116(d) for the sole purpose of admin-
6 istering the performance accountability system under sec-
7 tion 116.”.

8 **SEC. 206. MATCHING REQUIREMENT.**

9 Section 222(b) of the Workforce Innovation and Op-
10 portunity Act (29 U.S.C. 3302(b)) is amended by adding
11 at the end the following:

12 “(3) PUBLIC AVAILABILITY OF INFORMATION
13 ON MATCHING FUNDS.—Each eligible agency shall
14 maintain, on a publicly accessible website of such
15 agency and in an easily accessible format, informa-
16 tion documenting the non-Federal contributions
17 made available to programs that offer adult edu-
18 cation and literacy activities or family literacy activi-
19 ties pursuant to this subsection, including—

20 “(A) the sources of such contributions, ex-
21 cept that in the case of private contributions,
22 names of the individuals or entities providing
23 such contributions may not be disclosed; and

24 “(B) in the case of funds made available
25 by a State or outlying area, an explanation of

1 how such funds are distributed to eligible pro-
2 viders.”.

3 **SEC. 207. STATE LEADERSHIP ACTIVITIES.**

4 Section 223(a) of the Workforce Innovation and Op-
5 portunity Act (29 U.S.C. 3303(a)) is amended—

6 (1) in paragraph (1)—

7 (A) in subparagraph (A), by striking “ac-
8 tivities.” and inserting “activities and the iden-
9 tification of opportunities to coordinate with ac-
10 tivities supported under the Carl D. Perkins
11 Career and Technical Education Act of 2006
12 (20 U.S.C. 2301 et seq.) to expand integrated
13 education and training programs.”;

14 (B) in subparagraph (C)—

15 (i) in clause (i), by striking “based on
16 the most rigorous or scientifically valid re-
17 search available and appropriate, in read-
18 ing, writing, speaking, mathematics,” and
19 inserting “based on evidence-based prac-
20 tices, in reading, writing, speaking,
21 English comprehension, mathematics,”;

22 (ii) in clause (ii), by striking “and” at
23 the end;

24 (iii) in clause (iii), by striking the pe-
25 riod at the end and inserting “; and”; and

1 (iv) by adding at the end the fol-
2 lowing:

3 “(iv) assistance in reporting partici-
4 pant outcomes for the performance ac-
5 countability system described in section
6 212, including facilitating partnerships
7 with the appropriate State entities to con-
8 duct matches with State administrative
9 data (such as wage records) to determine
10 program performance on the indicators of
11 performance described in subclauses (I)
12 through (III) of section 116(b)(2)(A)(i)
13 and which may include assistance in inte-
14 grating with statewide longitudinal data
15 systems.”;

16 (C) by redesignating subparagraph (D) as
17 subparagraph (E); and

18 (D) by inserting after subparagraph (C)
19 the following:

20 “(D) The development, identification, ac-
21 quisition, and dissemination (which may be
22 done in coordination with other States) of evi-
23 dence-based instructional materials (to the ex-
24 tent available) that lead to literacy, English lan-
25 guage acquisition, a recognized postsecondary

1 credential, or any combination of such results;
2 and—

3 “(i) are designed to meet the needs of
4 adult learners, including English learners,
5 and may be developed for integrated edu-
6 cation and training in an in-demand indus-
7 try sector or occupation within the State;
8 and

9 “(ii) will improve the instruction pro-
10 vided pursuant to the local activities re-
11 quired under section 231(b).”; and

12 (2) in paragraph (2)—

13 (A) by redesignating subparagraphs (E),
14 (F), (G), (H), (I), (J), (K), (L), and (M), as
15 subparagraphs (F), (G), (H), (I), (J), (K), (L),
16 (M), and (R), respectively;

17 (B) by inserting after subparagraph (D)
18 the following:

19 “(E) Developing content and models for
20 programs that support family literacy activi-
21 ties.”;

22 (C) in subparagraph (J)(i) (as so redesign-
23 nated)—

1 (i) by striking “mathematics, and
2 English” and inserting “mathematics,
3 English”; and

4 (ii) by striking “acquisition;” and in-
5 serting “acquisition, and digital literacy
6 skills;”;

7 (D) by striking subparagraph (K) (as so
8 redesignated) and inserting the following:

9 “(K) Developing and piloting of strategies
10 for improving adult educator recruitment, qual-
11 ity, and retention, such as—

12 “(i) the provision of professional de-
13 velopment; and

14 “(ii) the development and mainte-
15 nance of policies for awarding recognized
16 postsecondary credentials to adult edu-
17 cators who demonstrate effectiveness at
18 improving the achievement of adult stu-
19 dents.”;

20 (E) in subparagraph (L) (as so redesign-
21 ated), by striking “English language learners”
22 and inserting “English learners”;

23 (F) in subparagraph (M) (as so redesign-
24 ated), by inserting “, which may include
25 through partnerships with local educational

1 agencies or public agencies to recruit eligible in-
2 dividuals” after “employers”; and

3 (G) by inserting after subparagraph (M)
4 (as so redesignated) the following:

5 “(N) Performance incentive payments to
6 eligible providers, including incentive payments
7 linked to increased use of integrated education
8 and training or other forms of instruction link-
9 ing adult education with the development of oc-
10 cupational skills for an in-demand industry sec-
11 tor or occupation in the State.

12 “(O) Strengthening the quality and effec-
13 tiveness of adult education and programs that
14 support family literacy activities in the State
15 through support for program quality standards
16 and accreditation requirements.

17 “(P) Raising public awareness (including
18 through public service announcements, such as
19 social media campaigns) about career and tech-
20 nical education programs and community-based
21 organizations, and other endeavors focused on
22 programs that prepare individuals for in-de-
23 mand industry sectors or occupations.

24 “(Q) Postsecondary preparation activi-
25 ties.”.

1 **SEC. 208. PROGRAMS FOR CORRECTIONS EDUCATION AND**
2 **OTHER INSTITUTIONALIZED INDIVIDUALS.**

3 Section 225 of the Workforce Innovation and Oppor-
4 tunity Act (29 U.S.C. 3305) is amended—

5 (1) by striking subsection (a) and inserting the
6 following:

7 “(a) PROGRAM AUTHORIZED.—

8 “(1) IN GENERAL.—From funds made available
9 under section 222(a)(1) for a fiscal year, each eligi-
10 ble agency shall carry out corrections education and
11 education for justice-involved individuals and other
12 institutionalized individuals.

13 “(2) PRIORITY.—An eligible agency granting
14 awards from funds authorized under paragraph (1)
15 shall give priority to an eligible entity that proposes
16 to operate an educational program in a correctional
17 institution that is also served by a program author-
18 ized under section 172.”;

19 (2) in subsection (b)—

20 (A) in the matter preceding paragraph (1),
21 by striking “for criminal offenders in correc-
22 tional institutions and for other institutional-
23 ized individuals” and inserting “for justice-in-
24 volved individuals in correctional institutions
25 and for other institutionalized individuals”; and

1 (B) in paragraph (3), by striking “sec-
2 ondary school credit” and inserting “attainment
3 of a regular high school diploma or its recog-
4 nized equivalent”;

5 (3) in subsection (c), by striking “criminal of-
6 fenders” and inserting “justice-involved individuals”;

7 (4) by redesignating subsections (d) and (e) as
8 subsections (e) and (f), respectively;

9 (5) by inserting after subsection (c) the fol-
10 lowing:

11 “(d) COORDINATION.—Each eligible agency that is
12 using assistance provided under this section to carry out
13 a program for justice-involved individuals within a correc-
14 tional institution shall—

15 “(1) coordinate such educational programs with
16 career and technical education activities provided to
17 individuals in State institutions from funds reserved
18 under section 112(a)(2)(A) of the Carl D. Perkins
19 Career and Technical Education Act of 2006 (20
20 U.S.C. 2322(a)(2)(A));

21 “(2) identify opportunities to develop integrated
22 education and training opportunities for such indi-
23 viduals;

1 “(3) coordinate with institutions of higher edu-
2 cation operating a prison education program in the
3 State; and

4 “(4) if the correctional institution is also served
5 by a program authorized under section 172, provide
6 a description of how the award funds under this sec-
7 tion will be used to carry out the activities described
8 in section 172, in conjunction with the activities de-
9 scribed in subsection (b).”;

10 (6) in subsection (e) (as so redesignated), by
11 striking “criminal offenders” and inserting “justice-
12 involved individuals”; and

13 (7) in subsection (f) (as so redesignated)—

14 (A) in paragraph (1)(F), by striking
15 “criminal offenders” and inserting “justice-in-
16 volved individuals”; and

17 (B) by striking paragraph (2) and insert-
18 ing the following:

19 “(2) **JUSTICE-INVOLVED INDIVIDUAL.**—The
20 term ‘justice-involved individual’ means any indi-
21 vidual who has been adjudicated delinquent or con-
22 victed of a crime and imprisoned under Federal or
23 State law.

24 “(3) **PRISON EDUCATION PROGRAM.**—The term
25 ‘prison education program’ has the meaning given

1 the term in section 484 of the Higher Education Act
2 of 1965 (20 U.S.C. 1091).”.

3 **SEC. 209. GRANTS AND CONTRACTS FOR ELIGIBLE PRO-**
4 **VIDERS.**

5 Section 231 of the Workforce Innovation and Oppor-
6 tunity Act (29 U.S.C. 3321) is amended—

7 (1) in subsection (a)—

8 (A) by striking “From grant funds” and
9 inserting the following:

10 “(1) IN GENERAL.—From grant funds”; and

11 (B) by adding at the end the following:

12 “(2) PROMPT AVAILABILITY OF FUNDS.—Each
13 eligible agency shall ensure that funds are available
14 for reimbursement to an eligible provider that is
15 awarded a multiyear grant or contract under para-
16 graph (1) not later than 45 days after the date on
17 which the multiyear grant or contract is awarded.”;

18 (2) in subsection (d), by striking “section
19 203(4)” and inserting “section 203(5)”;

20 (3) in subsection (e)—

21 (A) in paragraph (1)(B)(ii), by striking
22 “English language learners” and inserting
23 “English learners”;

24 (B) in paragraph (5)—

1 (i) in subparagraph (A), by striking
2 “and” at the end;

3 (ii) in subparagraph (B), by adding
4 “and” at the end; and

5 (iii) by adding at the end the fol-
6 lowing:

7 “(C) uses instructional materials that are
8 designed to meet the needs of adult learners
9 and English learners and are evidence-based (to
10 the extent practicable), which may include, but
11 shall not be required to include, the instruc-
12 tional materials disseminated by the State
13 under section 223(a)(1)(D);”;

14 (C) in paragraph (6)—

15 (i) by striking “speaking, mathe-
16 matics, and English” and inserting
17 “speaking and listening, mathematics,
18 comprehension, and English”; and

19 (ii) by inserting before the semicolon
20 at the end the following: “, which may in-
21 clude the application of the principles of
22 universal design for learning”; and

23 (D) in paragraph (10), by inserting “local
24 educational agencies,” after “strong links
25 with”; and

1 (4) by adding at the end the following:

2 “(f) COST ANALYSIS.—In determining the amount of
3 funds to be awarded in grants or contracts under this sec-
4 tion, the eligible agency may consider the costs of pro-
5 viding learning in context, including integrated education
6 and training and workplace adult education and literacy
7 activities, and the extent to which the eligible provider in-
8 tends to serve individuals using such activities, in order
9 to align the amount of funds awarded with such costs.”.

10 **SEC. 210. LOCAL APPLICATION.**

11 Section 232 of the Workforce Innovation and Oppor-
12 tunity Act (29 U.S.C. 3322) is amended—

13 (1) in paragraph (4), by inserting “and coordi-
14 nate with the appropriate State entity” after “data”;

15 (2) in paragraph (6), by striking “; and” and
16 inserting “, such as how the eligible provider may
17 provide adult education and literacy activities in a
18 manner that is integrated with postsecondary prepa-
19 ration activities to enable students to prepare for op-
20 portunities to attain a recognized postsecondary cre-
21 dential;”;

22 (3) by redesignating paragraph (7) as para-
23 graph (8); and

24 (4) by inserting after paragraph (6) the fol-
25 lowing:

1 “(7) a description of how the eligible provider
2 will provide learning in context, including through
3 partnerships with employers to offer workplace adult
4 education and literacy activities and integrated edu-
5 cation and training; and”.

6 **SEC. 211. LOCAL ADMINISTRATIVE COST LIMITS.**

7 Section 233(a) of the Workforce Innovation and Op-
8 portunity Act (29 U.S.C. 3323(a)) is amended—

9 (1) in paragraph (1), by striking “95” and in-
10 serting “85”; and

11 (2) by striking paragraph (2) and inserting the
12 following:

13 “(2) the remaining amount—

14 “(A) not to exceed 10 percent, may be
15 used for professional development for adult edu-
16 cators; and

17 “(B) not to exceed 5 percent, shall be used
18 for planning, administration (including carrying
19 out the requirements of section 116), profes-
20 sional development of administrative staff, and
21 the activities described in paragraphs (3) and
22 (5) of section 232.”.

23 **SEC. 212. NATIONAL LEADERSHIP ACTIVITIES.**

24 Section 242 of the Workforce Innovation and Oppor-
25 tunity Act (29 U.S.C. 3332) is amended—

(1) in subsection (b)(1), by striking “116;” and inserting “116, including the dissemination of effective practices used by States to use statewide longitudinal data systems or other sources of administrative data to determine program performance and reduce the data collection and reporting burden on eligible providers;”; and

(2) in subsection (c)—

(A) in paragraph (1)—

(i) in subparagraph (A), by inserting “including, where appropriate, the application of the principles of universal design for learning and” after “literacy activities,”;

(ii) in subparagraph (B), by striking “English language learners” and inserting “English learners”; and

(iii) in subparagraph (C), by inserting “skills” after “digital literacy”; and

(B) in paragraph (2)—

(i) in subparagraph (C)—

(I) in clause (i), by striking “rigorous research” and inserting “evidence-based practices”; and

(II) in clause (vii)—

1 (aa) in subclause (I), by
2 striking “adults with” and all
3 that follows through the semi-
4 colon and inserting “adults with
5 disabilities, including adults with
6 learning disabilities, and with
7 adults who are English learn-
8 ers;”;

9 (bb) in subclause (III), by
10 striking “and” after the semi-
11 colon;

12 (cc) in subclause (IV), by in-
13 serting “and” after the semi-
14 colon; and

15 (dd) by adding at the end
16 the following:

17 “(V) programs that offer family
18 literacy activities;”;

19 (ii) in subparagraph (F), by striking
20 “and” after the semicolon;

21 (iii) by redesignating subparagraph
22 (G) as subparagraph (J); and

23 (iv) by inserting after subparagraph
24 (F) the following:

1 “(G) developing and rigorously evaluating
2 programs for the preparation of effective adult
3 educators and disseminating the results of such
4 evaluations;

5 “(H) carrying out initiatives to support the
6 effectiveness and impact of adult education,
7 that States may adopt on a voluntary basis,
8 through—

9 “(i) the development and dissemina-
10 tion of staffing models, which may include
11 full-time staffing models, that prioritize
12 demonstrated effectiveness and continuous
13 improvement in supporting the learning of
14 adult students; and

15 “(ii) the evaluation and improvement
16 of program quality standards and accredi-
17 tation requirements;

18 “(I) providing technical assistance to eligi-
19 ble agencies regarding effective professional de-
20 velopment for programs that offer adult edu-
21 cation and literacy activities or family literacy
22 activities; and”.

1 **SEC. 213. INTEGRATED ENGLISH LITERACY AND CIVICS**
2 **EDUCATION.**

3 Section 243(c)(1) of the Workforce Innovation and
4 Opportunity Act (29 U.S.C. 3333(c)(1)) is amended by
5 striking “English language learners” and inserting
6 “English learners”.

7 **TITLE III—AMENDMENTS TO**
8 **OTHER LAWS**

9 **SEC. 301. AMENDMENTS TO THE WAGNER-PEYSER ACT.**

10 (a) DEFINITIONS.—Section 2(5) of the Wagner-
11 Peyser Act (29 U.S.C. 49a(5)) is amended by inserting
12 “the Commonwealth of the Northern Mariana Islands,
13 American Samoa,” after “Guam,”.

14 (b) UNEMPLOYMENT COMPENSATION LAW REQUIRE-
15 MENT.—Section 5(b)(1) of the Wagner-Peyser Act (29
16 U.S.C. 49d(b)(1)) is amended by inserting “the Common-
17 wealth of the Northern Mariana Islands, or American
18 Samoa,” after “Guam,”.

19 (c) ALLOTMENTS.—Section 6 of the Wagner-Peyser
20 Act (29 U.S.C. 49e) is amended—

21 (1) in subsection (a)—

22 (A) by striking “except for Guam” and in-
23 serting “except for Guam, the Commonwealth
24 of the Northern Mariana Islands, and American
25 Samoa”;

1 (B) by striking “first allot to Guam and
2 the Virgin Islands” and inserting the following:
3 “first allot—

4 “(1) to Guam and the Virgin Islands”;

5 (C) by striking the period at the end and
6 inserting “; and”; and

7 (D) by adding at the end the following:

8 “(2) beginning with the first fiscal year for
9 which the total amount available for allotments
10 under this section is greater than the total amount
11 available for allotments under this section for fiscal
12 year 2024, and for each succeeding fiscal year, to
13 each of the Commonwealth of the Northern Mariana
14 Islands and American Samoa, an amount which is
15 equal to one-half of the amount allotted to Guam
16 under paragraph (1) for the corresponding fiscal
17 year.”; and

18 (2) in subsection (b)(1), in the matter following
19 subparagraph (B), by inserting “, the Common-
20 wealth of the Northern Mariana Islands, American
21 Samoa,” after “Guam”.

22 (d) USE OF FUNDS.—Section 7 of the Wagner-
23 Peyser Act (29 U.S.C. 49f) is amended—

24 (1) in subsection (a)(1), by striking “and refer-
25 ral to employers” and inserting “referral to employ-

ers, and the services described in section 134(c)(2)(A)(ii) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3174(c)(2)(A)(ii)) when provided by the employment service office colocated with the one-stop delivery system”; and

(2) in subsection (e), by inserting before the period at the end the following: “and in accordance with the requirements of section 134(c)(2)(A)(i)(I) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3174(c)(2)(A)(i)(I))”.

(e) WORKFORCE AND LABOR MARKET INFORMATION SYSTEM.—Section 15 of the Wagner-Peyser Act (29 U.S.C. 491–2) is amended—

(1) in subsection (a)(1)—

(A) in subparagraph (A)—

(i) in the matter preceding clause (i), by striking “timely manner” and inserting “manner that is as close to real-time as practicable”;

(ii) in clause (i), by striking “part-time, and seasonal workers” and inserting “part-time, contingent, and seasonal workers, and workers engaged in alternative employment arrangements”;

1 (iii) by redesignating clauses (iii) and
2 (iv) as clauses (iv) and (v), respectively;
3 and

4 (iv) by inserting after clause (ii), the
5 following:

6 “(iii) real-time trends in new and
7 emerging occupational roles, and in new
8 and emerging skills by occupation and in-
9 dustry, with particular attention paid to
10 State and local conditions;”;

11 (B) in subparagraph (B)(i), by inserting
12 “(including, to the extent practicable, real-
13 time)” after “current”; and

14 (C) in subparagraph (G), by striking
15 “user-friendly manner and” and inserting
16 “manner that makes the data, information, and
17 analysis available on-demand and is user-friend-
18 ly,”;

19 (2) in subsection (b)(2)(F)—

20 (A) in clause (i), by striking “; and” and
21 inserting “(including, to the extent practicable,
22 provided in real time);”;

23 (B) by redesignating clause (ii) as clause
24 (iii); and

1 (C) by inserting after clause (i), as so
2 amended, the following:

3 “(ii) the capabilities of digital tech-
4 nology and modern data collection ap-
5 proaches are effectively utilized; and”;

6 (3) in subsection (e)(2)(H), by striking “section
7 116(i)(2) of the Workforce Innovation and Oppor-
8 tunity Act” and inserting “section 116(j)(2) of the
9 Workforce Innovation and Opportunity Act”; and

10 (4) by amending subsection (g) to read as fol-
11 lows:

12 “(g) AUTHORIZATION OF APPROPRIATIONS.—There
13 is authorized to be appropriated to carry out this section
14 \$64,532,600 for each of the fiscal years 2025 through
15 2030.”.

16 **SEC. 302. JOB TRAINING GRANTS.**

17 Section 414(c) of the American Competitiveness and
18 Workforce Improvement Act of 1998 (29 U.S.C. 3224a)
19 is amended to read as follows:

20 “(c) JOB TRAINING GRANTS.—

21 “(1) ALLOTMENT.—

22 “(A) IN GENERAL.—Of the funds available
23 under section 286(s)(2) of the Immigration and
24 Nationality Act (8 U.S.C. 1356(s)(2)), the Sec-
25 retary of Labor shall, for each fiscal year—

1 “(i) return permanently 12 percent of
2 such amounts in each fiscal year to the
3 general fund of the Treasury;

4 “(ii) use \$65,000,000 of such funds to
5 carry out the program established under
6 section 173 of the Workforce Innovation
7 and Opportunity Act; and

8 “(iii) using the funds remaining after
9 carrying out clauses (i) and (ii), make al-
10 lotments to each State that receives an al-
11 lotment under section 132(b) of the Work-
12 force Innovation and Opportunity Act (29
13 U.S.C. 3172(b)) for the purpose of pro-
14 viding training services through individual
15 training accounts for eligible dislocated
16 workers as described in paragraph (2)(A).

17 “(B) RESERVATION; ALLOTMENT AMONG
18 STATES.—

19 “(i) RESERVATION.—From the
20 amount made available under subpara-
21 graph (A)(iii) for a fiscal year, the Sec-
22 retary shall reserve not more than $\frac{1}{4}$ of 1
23 percent of such amount to provide assist-
24 ance to the outlying areas for the purpose
25 described in paragraph (2)(A).

1 “(ii) ALLOTMENT AMONG STATES.—
2 Subject to clause (iii) of this subpara-
3 graph, the Secretary shall use the remain-
4 der of the amount made available under
5 subparagraph (A)(iii) (in this subpara-
6 graph referred to as the ‘remainder
7 amount’) for a fiscal year to make allot-
8 ments to States described in subparagraph
9 (A)(iii) on the following basis:

10 “(I) 33 and $\frac{1}{3}$ percent shall be
11 allotted on the basis of the relative
12 number of unemployed individuals in
13 each such State, compared to the total
14 number of unemployed individuals in
15 all such States.

16 “(II) 33 and $\frac{1}{3}$ percent shall be
17 allotted on the basis of the relative
18 number of disadvantaged adults in
19 each such State, compared to the total
20 number of disadvantaged adults in all
21 such States.

22 “(III) 33 and $\frac{1}{3}$ percent shall be
23 allotted on the basis of the relative
24 number of individuals in the civilian
25 labor force in each such State, com-

1 pared to the total number in the civil-
2 ian labor force in all such States.

3 “(iii) SMALL STATE MINIMUM.—The
4 Secretary shall ensure that no State shall
5 receive an allotment under this subpara-
6 graph for a fiscal year that is less than—

7 “(I) in the case of a fiscal year
8 for which the remainder amount is
9 not more than \$180,000,000, $\frac{3}{10}$ of 1
10 percent of such remainder amount;
11 and

12 “(II) in the case of a fiscal year
13 for which the remainder amount ex-
14 ceeds \$180,000,000, the total of—

15 “(aa) $\frac{3}{10}$ of 1 percent of
16 \$180,000,000; and

17 “(bb) $\frac{2}{5}$ of 1 percent of
18 such excess amount.

19 “(iv) DISADVANTAGED ADULT DE-
20 FINED.—For purposes of this subpara-
21 graph and subparagraph (C), the term
22 ‘disadvantaged adult’ has the meaning
23 given such term in section
24 132(b)(1)(B)(v)(IV) of the Workforce In-

novation and Opportunity Act (29 U.S.C.
3172(b)(1)(B)(v)(IV)).

“(v) REALLOTMENT.—

“(I) IN GENERAL.—The Secretary of Labor shall, in accordance with this clause, reallocate to eligible States amounts that are made available to States from allotments made under this subparagraph (referred to individually in this subsection as a ‘State allotment’) and that are available for reallocation.

“(II) AMOUNT.—The amount available for reallocation for a program year is equal to the amount by which the unobligated balance of the State allotment, at the end of the program year prior to the program year for which the determination under this subclause is made, exceeds 20 percent of such allotment for the prior program year.

“(III) REALLOTMENT.—In making reallocations to eligible States of amounts available pursuant to sub-

1 clause (II) for a program year, the
2 Secretary shall allot to each eligible
3 State an amount based on the relative
4 amount of the State allotment for the
5 program year for which the deter-
6 mination is made, as compared to the
7 total amount of the State allotments
8 for all eligible States for such pro-
9 gram year.

10 “(IV) ELIGIBILITY.—For pur-
11 poses of this subsection, an ‘eligible
12 State’ means a State that does not
13 have an amount available for reallocot-
14 ment under subclause (II) for the pro-
15 gram year for which the determina-
16 tion under subclause (II) is made.

17 “(C) WITHIN STATE ALLOCATIONS.—

18 “(i) IN GENERAL.—The Governor
19 shall allocate the funds allotted to the
20 State under subparagraph (B) for a fiscal
21 year to the local areas in the State on the
22 following basis:

23 “(I) 33 and $\frac{1}{3}$ percent of the
24 funds on the basis described in sub-
25 paragraph (B)(ii)(I).

1 “(II) 33 and $\frac{1}{3}$ percent of the
2 funds on the basis described in sub-
3 paragraph (B)(ii)(II).

4 “(III) 33 and $\frac{1}{3}$ percent of the
5 funds on the basis described in sub-
6 paragraph (B)(ii)(III).

7 “(ii) APPLICATION.—For purposes of
8 carrying out clause (i)—

9 “(I) references in subparagraph
10 (B)(ii) to a State shall be deemed to
11 be references to a local area; and

12 “(II) references in subparagraph
13 (B)(ii) to all States shall be deemed to
14 be references to all local areas in the
15 State involved.

16 “(iii) REALLOCATION AMONG LOCAL
17 AREAS.—

18 “(I) IN GENERAL.—The Gov-
19 ernor may, in accordance with this
20 clause and after consultation with the
21 State board, reallocate to eligible local
22 areas within the State amounts that
23 are made available to local areas from
24 allocations made under this subpara-
25 graph (referred to individually in this

1 subsection as a ‘local allocation’) and
2 that are available for reallocation.

3 “(II) AMOUNT.—The amount
4 available for reallocation for a pro-
5 gram year is equal to the amount by
6 which the unobligated balance of the
7 local allocation, at the end of the pro-
8 gram year prior to the program year
9 for which the determination under
10 this subclause is made, exceeds 20
11 percent of such allocation for the
12 prior program year.

13 “(III) REALLOCATION.—In mak-
14 ing reallocations to eligible local areas
15 of amounts available pursuant to sub-
16 clause (II) for a program year, the
17 Governor shall allocate to each eligible
18 local area within the State an amount
19 based on the relative amount of the
20 local allocation for the program year
21 for which the determination is made,
22 as compared to the total amount of
23 the local allocations for all eligible
24 local areas in the State for such pro-
25 gram year.

1 “(IV) ELIGIBILITY.—For pur-
2 poses of this subsection, an eligible
3 local area means a local area that
4 does not have an amount available for
5 reallocation under subclause (II) for
6 the program year for which the deter-
7 mination under subclause (II) is
8 made.

9 “(2) USE OF FUNDS.—

10 “(A) IN GENERAL.—Funds allocated pur-
11 suant to paragraph (1) to a local area shall be
12 used to pay, through the use of an individual
13 training account in accordance with section
14 134(c)(3)(F)(iii) of the Workforce Innovation
15 and Opportunity Act (29 U.S.C.
16 3174(c)(3)(F)(iii)), an eligible provider of train-
17 ing services from the list of eligible providers of
18 training services described in section 122(d) of
19 such Act (29 U.S.C. 3152(d)) for training serv-
20 ices provided to eligible dislocated workers in
21 the local area.

22 “(B) REQUIREMENTS FOR LOCAL
23 AREAS.—As a condition of receipt of funds
24 under paragraph (1), a local area shall agree to
25 each of the following:

1 “(i) REQUIRED NOTICE TO WORK-
2 ERS.—Prior to an eligible dislocated work-
3 er selecting a program of training services
4 from the list of eligible providers of train-
5 ing services under section 122(d) of the
6 Workforce Innovation and Opportunity Act
7 (29 U.S.C. 3152(d)), the local area shall
8 inform such dislocated worker of any op-
9 portunities the dislocated worker may have
10 to participate in on-the-job training or em-
11 ployer-directed skills development funded
12 through such local area.

13 “(ii) AMOUNTS AVAILABLE.—Except
14 as provided in clause (iv)(II), a local
15 area—

16 “(I) may not limit the maximum
17 amount available for an individual
18 training account for an eligible dis-
19 located worker under subparagraph
20 (A) to an amount that is less than
21 \$5,000; and

22 “(II) may not pay an amount,
23 through the use of an individual train-
24 ing account under subparagraph (A),
25 for training services provided to an el-

1 eligible dislocated worker that exceeds
2 the costs of such services.

3 “(iii) WIOA FUNDS.—A local area
4 may not use funds made available to the
5 local area for a fiscal year pursuant to sec-
6 tion 134(c)(1)(B) of the Workforce Innova-
7 tion and Opportunity Act (29 U.S.C.
8 3174(c)(1)(B)) to make payments under
9 subparagraph (A) until the funds allocated
10 to the local area pursuant to paragraph (1)
11 of this subsection for such fiscal year have
12 been exhausted.

13 “(iv) EXHAUSTION OF ALLOCA-
14 TIONS.—Upon the exhaustion of the funds
15 allocated to the local area pursuant to
16 paragraph (1) of this subsection, for the
17 purpose of paying, through the use of indi-
18 vidual training accounts under subpara-
19 graph (A), the costs of training services for
20 eligible dislocated workers in the local area
21 seeking such services, the local area—

22 “(I) shall use any funds made
23 available to the local area pursuant to
24 section 134(c)(1)(B) of the Workforce
25 Innovation and Opportunity Act (29

1 U.S.C. 3174(c)(1)(B)) to pay for such
2 costs under subparagraph (A) (other
3 than any costs that exceed the limit
4 set by the local area pursuant to
5 clause (ii) or subclause (II)); and

6 “(II) for any eligible dislocated
7 worker who is not a low-income indi-
8 vidual, may limit the maximum
9 amount available for the individual
10 training account under subparagraph
11 (A) for such worker to an amount
12 that is less than \$5,000.

13 “(3) ELIGIBLE DISLOCATED WORKER.—A dis-
14 located worker shall be an eligible dislocated worker
15 for purposes of this subsection if the dislocated
16 worker—

17 “(A) meets the requirements under section
18 134(c)(3)(A)(i) of the Workforce Innovation
19 and Opportunity Act (29 U.S.C.
20 3174(c)(3)(A)(i)) to be eligible for training
21 services; and

22 “(B) has not received training services
23 through an individual training account under
24 this subsection or under section
25 134(c)(3)(F)(iii) of the Workforce Innovation

1 and Opportunity Act (29 U.S.C.
2 3174(c)(3)(F)(iii)) during the preceding 5-year
3 period or, if such a worker has received such
4 training services during such period, the worker
5 has been granted an exception by the local area
6 due to an exceptional circumstance, as deter-
7 mined by the local area.

8 “(4) EXCESS DEMAND.—Upon the exhaustion
9 of the funds allocated to a local area pursuant to
10 paragraph (1) of this subsection and any funds that
11 may be available to such local area pursuant to sec-
12 tion 134(c)(1)(B) of the Workforce Innovation and
13 Opportunity Act (29 U.S.C. 3174(c)(1)(B)) for the
14 purpose described in paragraph (2)(A) of this sub-
15 section, the local area—

16 “(A) may request additional funds for such
17 purpose from the Governor under section
18 134(a)(2)(A)(i)(III) of the Workforce Innova-
19 tion and Opportunity Act (29 U.S.C.
20 3174(a)(2)(A)(i)(III)); and

21 “(B) shall not be required to pay for train-
22 ing services or establish an individual training
23 account for an eligible dislocated worker.

24 “(5) DEFINITIONS.—Except as otherwise speci-
25 fied, a term used in this subsection shall have the

1 meaning given such term in section 3 of the Work-
 2 force Innovation and Opportunity Act (29 U.S.C.
 3 3102).

4 “(6) RULE OF CONSTRUCTION.—Nothing in
 5 this subsection shall be construed to provide an indi-
 6 vidual with an entitlement to a service under this
 7 subsection or under title I of the Workforce Innova-
 8 tion and Opportunity Act (29 U.S.C. 3111 et seq.)
 9 or to mandate a State or local area to provide a
 10 service if Federal funds are not available for such
 11 service.”.

12 **SEC. 303. ACCESS TO NATIONAL DIRECTORY OF NEW**
 13 **HIRES.**

14 Section 453(j)(8) of the Social Security Act (42
 15 U.S.C. 653(j)(8)) is amended—

16 (1) in subparagraph (A)—

17 (A) by inserting “or conducting the report-
 18 ing and evaluation activities required under sec-
 19 tion 116 of the Workforce Innovation and Op-
 20 portunity Act (29 U.S.C. 3141)” after “State
 21 law”; and

22 (B) by striking “such program” and in-
 23 serting “such programs”; and

1 (2) in subparagraph (C)(i), by striking “pur-
2 poses of administering a program referred to” and
3 inserting “the purposes specified”.

4 **SEC. 304. REFERENCES TO OTHER LAWS.**

5 (a) REFERENCES TO PROVISIONS OF THE WORK-
6 FORCE INNOVATION AND OPPORTUNITY ACT.—

7 (1) Section 8041(g)(2)(C) of the SUPPORT for
8 Patients and Communities Act (29 U.S.C.
9 3225a(g)(2)(C)) is amended by striking “section
10 172(f) of such Act (29 U.S.C. 3227(f))” and insert-
11 ing “section 175(h) of such Act (29 U.S.C.
12 3227(h))”.

13 (2) Section 60302(23) of the Digital Equity Act
14 of 2021 (47 U.S.C. 1721(23)) is amended by strik-
15 ing “section 3(66) of the Workforce Innovation and
16 Opportunity Act (29 U.S.C. 3102(66))” and insert-
17 ing “section 3 of the Workforce Innovation and Op-
18 portunity Act (29 U.S.C. 3102)”.

19 (b) RELATED PROVISIONS.—

20 (1) Section 286(s)(2) of the Immigration and
21 Nationality Act (8 U.S.C. 1356(s)(2)) is amended by
22 striking “demonstration programs and projects” and
23 inserting “the programs, activities, and uses”.

24 (2) Section 1154 of title 10, United States
25 Code, is amended—

1 (A) in paragraphs (2)(C) and (3)(D) of
2 subsection (a), by striking “Job Corps center as
3 defined” and inserting “Job Corps campus as
4 described”;

5 (B) in subsection (d)(4)(A)(ii), by striking
6 “Job Corps centers” and inserting “Job Corps
7 campuses”; and

8 (C) in subsection (e)(2)(E), by striking
9 “Job Corps center” and inserting “Job Corps
10 campus”.

11 (3) Section 7102(c) of the SUPPORT for Pa-
12 tients and Communities Act (42 U.S.C. 290bb-
13 7a(c)) is amended—

14 (A) in paragraph (2)(I), by striking “(I)”
15 and all that follows through “meaning”, and in-
16 serting the following:

17 “(I) OPPORTUNITY YOUTH.—The term
18 ‘opportunity youth’ has the meaning”; and

19 (B) in paragraph (3)(A), by striking “out-
20 of-school” and inserting “opportunity”.

1 **TITLE IV—DEPARTMENT OF**
2 **LABOR TECHNICAL ASSISTANCE**

3 **SEC. 401. TECHNICAL ASSISTANCE FOR TRANSFORMING TO**
4 **COMPETITIVE INTEGRATED EMPLOYMENT.**

5 (a) IN GENERAL.—From the amounts appropriated
6 under subsection (c), the Secretary (acting through the
7 Office of Disability Employment Policy in partnership
8 with the Employment and Training Administration), in
9 partnership with the Administration for Community Liv-
10 ing of the Department of Health and Human Services and
11 the Office of Special Education and Rehabilitative Serv-
12 ices of the Department of Education, shall establish a
13 Center for Technical Assistance for Transforming to Com-
14 petitive Integrated Employment to—

15 (1) provide technical assistance to employers
16 who are transitioning from employing individuals
17 with disabilities using special certificates on such
18 transition, which shall include technical assistance
19 on providing services that result in competitive inte-
20 grated employment;

21 (2) provide technical assistance to State agen-
22 cies seeking to support such employers described in
23 paragraph (1) on such transition described in para-
24 graph (1) on coordination and alignment of services
25 and funding in support of such transition, including

1 technical assistance on how such services and fund-
2 ing can result in competitive integrated employment;

3 (3) in providing the technical assistance de-
4 scribing in paragraphs (1) and (2), coordinate such
5 technical assistance with education materials and op-
6 portunities made available through existing technical
7 assistance provided by—

8 (A) the Office of Disability Employment
9 Policy;

10 (B) the Employment and Training Admin-
11 istration;

12 (C) the Administration for Community
13 Living of the Department of Health and
14 Human Services; and

15 (D) the Office of Special Education and
16 Rehabilitative Services of the Department of
17 Education; and

18 (4) in providing the technical assistance de-
19 scribed in paragraphs (1) and (2), make use of tech-
20 nical assistance that is in existence on the date of
21 enactment of this Act, including the CIE Trans-
22 formation Hub, the Advancing State Policy Integra-
23 tion for Recovery and Employment Initiative, and
24 the National Expansion of Employment Opportuni-
25 ties Network.

1 (b) DEFINITIONS.—In this section:

2 (1) COMPETITIVE INTEGRATED EMPLOY-
3 MENT.—The term “competitive integrated employ-
4 ment” has the meaning given the term in section
5 7(5) of the Rehabilitation Act of 1973 (29 U.S.C.
6 705(5)).

7 (2) DISABILITY.—The term “disability” in-
8 cludes any intellectual, developmental, mental health,
9 or other disability.

10 (3) INDIVIDUALS WITH DISABILITIES.—The
11 term “individuals with disabilities” means individ-
12 uals described in section 14(c)(1) of the Fair Labor
13 Standards Act of 1938 (29 U.S.C. 214(c)(1)).

14 (4) SECRETARY.—The term “Secretary” means
15 the Secretary of Labor.

16 (5) SPECIAL CERTIFICATE.—The term “special
17 certificate” means a special certificate issued under
18 section 14(c) of the Fair Labor Standards Act of
19 1938 (29 U.S.C. 214(c)).

20 (6) STATE.—The term “State” means each of
21 the 50 States, the District of Columbia, the Com-
22 monwealth of Puerto Rico, and the territory of
23 Guam.

1 (c) AUTHORIZATION OF APPROPRIATIONS.—There is
2 authorized to be appropriated to carry out this section,
3 \$10,000,000 for each of fiscal years 2025 through 2030.

4 **TITLE V—GENERAL PROVISIONS**

5 **SEC. 501. REPORT ON DATA CAPABILITY AND INTEROPER-**
6 **ABILITY OF FEDERAL AND STATE DATABASES**
7 **AND DATA EXCHANGE AGREEMENTS.**

8 The Workforce Innovation and Opportunity Act (29
9 U.S.C. 3101 et seq.) is amended by striking section 505
10 and inserting the following:

11 **“SEC. 505. REPORT ON DATA CAPABILITY AND INTEROPER-**
12 **ABILITY OF FEDERAL AND STATE DATABASES**
13 **AND DATA EXCHANGE AGREEMENTS.**

14 “(a) IN GENERAL.—The Comptroller General of the
15 United States shall prepare and submit an interim report
16 and a final report to Congress regarding existing Federal
17 and State databases and data exchange agreements, as of
18 the date of the report, and the interoperability of data in
19 such databases and agreements, that contain job training
20 information relevant to the administration of programs
21 authorized under this Act (as amended by the A Stronger
22 Workforce for America Act) and the amendments made
23 by this Act (as so amended).

24 “(b) REQUIREMENTS.—The report required under
25 subsection (a) shall—

1 “(1) list existing Federal and State databases
2 and data exchange agreements described in sub-
3 section (a) and, for each, describe—

4 “(A) the purposes of the database or
5 agreement;

6 “(B) the data elements, such as wage and
7 employment outcomes, contained in the data-
8 base or accessible under the agreement;

9 “(C) the data elements described in sub-
10 paragraph (B) that are shared between States;

11 “(D) the Federal and State workforce
12 training programs from which each Federal and
13 State database derives the data elements de-
14 scribed in subparagraph (B);

15 “(E) the number and type of common data
16 elements across such databases and data ex-
17 change agreements;

18 “(F) the number and type of Federal and
19 State agencies having access to such data;

20 “(G) the number and type of private re-
21 search organizations having access to, through
22 grants, contracts, or other agreements, such
23 data;

24 “(H) whether the database or data ex-
25 change agreement provides for opt-out proce-

1 dures for individuals whose data is shared
2 through the database or data exchange agree-
3 ment; and

4 “(I) the volume of data being shared and
5 applied to improve performance accountability
6 and effectiveness of programs under this Act;

7 “(2) study the effects that access by State
8 workforce agencies and the Secretary of Labor to
9 the databases and data exchange agreements de-
10 scribed in subsection (a) would have on efforts to
11 carry out this Act and the amendments made by this
12 Act, and on individual privacy;

13 “(3) explore opportunities to enhance—

14 “(A) the quality, reliability, timeliness, and
15 reporting frequency of the data included in such
16 databases and data exchange agreements; and

17 “(B) the commonality and interoperability
18 of data elements included in such databases and
19 data exchange agreements;

20 “(4) describe, for each database or data ex-
21 change agreement considered by the study described
22 in subsection (a), the number of individuals whose
23 data is contained in each database or accessible
24 through the data agreement, and the specific data

1 elements contained in each that could be used to
2 personally identify an individual;

3 “(5) include the number of data breaches hav-
4 ing occurred since 2014 to data systems adminis-
5 tered by Federal and State agencies;

6 “(6) include the number of data breaches re-
7 garding any type of personal data having occurred
8 since 2014 to private research organizations with
9 whom Federal and State agencies contract for stud-
10 ies;

11 “(7) include a survey of the security protocols
12 used for protecting personal data, including best
13 practices shared amongst States for access to, and
14 administration of, data elements stored and rec-
15 ommendations for improving security protocols for
16 the safe warehousing of data elements;

17 “(8) include an evaluation of the State wage
18 interchange system developed by the Department of
19 Labor and report on the effectiveness of the system
20 in facilitating data exchange between State agencies
21 for the purpose of assessing and reporting on State
22 and local performance for the programs authorized
23 under this Act;

24 “(9) include an assessment of the feasibility,
25 costs, and potential impacts of establishing federally-

1 designated, transparent, interoperable, and non-
2 proprietary data exchange standards using human
3 readable and machine actionable data formats for
4 necessary categories of information that a State
5 agency operating a program under this Act may re-
6 ceive through each database or data exchange agree-
7 ment described in subsection (a);

8 “(10) include a survey of—

9 “(A) customer service and outcome man-
10 agement systems utilized by States for pro-
11 grams under each title of this Act;

12 “(B) the level of interoperability (if any) of
13 such systems;

14 “(C) whether any State has successfully
15 connected such a system serving a program
16 under a title of this Act with such a system
17 serving a program under another title of this
18 Act; and

19 “(D) the benefits achieved through any
20 such connection; and

21 “(11) describe the most significant develop-
22 ments and advancements pertaining to Federal and
23 State databases and data exchange agreements de-
24 scribed in subsection (a) since the final report was
25 submitted by the Comptroller General to Congress

1 under this section, as in effect on the day before the
2 date of enactment of the A Stronger Workforce for
3 America Act.

4 “(c) TIMING OF REPORTS.—

5 “(1) INTERIM REPORT.—Not later than 18
6 months after the date of enactment of the A Strong-
7 er Workforce for America Act, the Comptroller Gen-
8 eral shall prepare and submit to Congress an interim
9 report regarding the initial findings of the report re-
10 quired under this section.

11 “(2) FINAL REPORT.—Not later than 2 years
12 after the date of enactment of the A Stronger Work-
13 force for America Act, the Comptroller General shall
14 prepare and submit to Congress the final report re-
15 quired under this section.”.

16 **SEC. 502. EFFECTIVE DATES; TRANSITION AUTHORITY.**

17 (a) EFFECTIVE DATES.—

18 (1) IN GENERAL.—This division, and the
19 amendments made by this division, shall take effect
20 on the first day of the first full program year after
21 the date of enactment of this Act, except as other-
22 wise provided in this division.

23 (2) PERFORMANCE ACCOUNTABILITY SYS-
24 TEM.—The amendments made to section 116 of the
25 Workforce Innovation and Opportunity Act (29

1 U.S.C. 3141) by this division shall take effect on the
2 first day of the second full program year after the
3 date of enactment of this Act, except that—

4 (A) the amendments to clauses (iii)
5 through (v) of subsection (b)(3)(A) of that sec-
6 tion 116 shall take effect on January 1, 2026;
7 and

8 (B) the amendment to paragraph (1) of
9 subsection (d) of that section 116, the amend-
10 ments to subsections (i) and (j) of that section
11 116 that are made by section 119(g) of this di-
12 vision, and the amendment to subsection (k) of
13 that section 116, shall take effect on the day
14 that is 1 year after the date of enactment of
15 this Act.

16 (3) ONE-STOP DELIVERY SYSTEM.—The amend-
17 ments made to section 121 of the Workforce Innova-
18 tion and Opportunity Act (29 U.S.C. 3151) by this
19 division shall take effect on the first day of the sec-
20 ond full program year after the date of enactment
21 of this Act.

22 (4) YOUTH WORKFORCE INVESTMENT ACTIVI-
23 TIES.—The amendments made to section 129 of the
24 Workforce Innovation and Opportunity Act (29
25 U.S.C. 3164) by this division shall take effect on the

1 first day of the second full program year after the
2 date of enactment of this Act.

3 (5) ADULT AND DISLOCATED WORKER ACTIVITIES.—The amendments made to section 134 of the
4 Workforce Innovation and Opportunity Act (29
5 U.S.C. 3174) by this division shall take effect on the
6 first day of the second full program year after the
7 date of enactment of this Act.

8 (6) JOB CORPS MANAGEMENT INFORMATION
9 REQUIREMENTS.—The amendments made to section
10 159 of the Workforce Innovation and Opportunity
11 Act (29 U.S.C. 3209) by this division shall take ef-
12 fect on the first day of the second full program year
13 after the date of enactment of this Act.

14 (b) TRANSITION AUTHORITY.—

15 (1) IN GENERAL.—Pursuant to section 503(a)
16 of the Workforce Innovation and Opportunity Act
17 (29 U.S.C. 3343(a)), the Secretary of Labor and the
18 Secretary of Education shall, effective on the date of
19 enactment of this Act, have the authority to take
20 such steps as are necessary to provide for the or-
21 derly implementation of the amendments to the
22 Workforce Innovation and Opportunity Act (29
23 U.S.C. 3101 et seq.) by this division, including ad-
24

1 dressing cross references to provisions specified in
2 subparagraphs (A) and (B) of subsection (a)(2).

3 (2) TERMINATION.—The authority described in
4 paragraph (1) shall terminate on the first day of the
5 second full program year after the date of enactment
6 of this Act.

7 (c) TRANSITION PERIOD FOR IMPLEMENTATION.—

8 (1) ELIGIBLE PROVIDERS OF TRAINING SERV-
9 ICES.—Each Governor and local board shall imple-
10 ment the requirements of section 122 of the Work-
11 force Innovation and Opportunity Act (29 U.S.C.
12 3152), as amended by this division, not later than
13 the first day of the second full program year after
14 the date of enactment of this Act. In order to facili-
15 tate early implementation of that section 122, the
16 Governor may establish transition procedures under
17 which eligible providers of training services under
18 chapter 1 of subtitle B of title I of the Workforce
19 Innovation and Opportunity Act (29 U.S.C. 3151 et
20 seq.), as such chapter was in effect on the day be-
21 fore the date of enactment of this Act, may continue
22 to be eligible to provide such services until December
23 31, 2026, or until such earlier date as the Governor
24 determines to be appropriate.

25 (2) STATE PLANS AND LOCAL PLANS.—

1 (A) MODIFICATION OF PLANS.—Not later
2 than the first day of the second full program
3 year after the date of enactment of this Act—

4 (i) each Governor of a State shall sub-
5 mit to the Secretary of Labor any modi-
6 fications to the State plan in effect for
7 such State that are necessary for the State
8 plan to comply with the amendments made
9 by this division to section 102 of the Work-
10 force Innovation and Opportunity Act (29
11 U.S.C. 3112); and

12 (ii) each local board shall submit to
13 the Governor of a State any modifications
14 to the local plan in effect for the local area
15 served by the local board that are nec-
16 essary for the local plan to comply with the
17 amendments made by this division to sec-
18 tion 108 of the Workforce Innovation and
19 Opportunity Act (29 U.S.C. 3123).

20 (B) NEW PLANS.—Not later than the first
21 day of the fourth full program year after the
22 date of enactment of this Act—

23 (i) each Governor of a State shall sub-
24 mit to the Secretary of Labor a new State
25 plan for such State that complies with the

1 requirements of section 102 of the Work-
2 force Innovation and Opportunity Act (29
3 U.S.C. 3112), as amended by this division;
4 and

5 (ii) each local board shall submit to
6 the Governor of a State a new local plan
7 for the local area served by the local board
8 that complies with the requirements of sec-
9 tion 108 of the Workforce Innovation and
10 Opportunity Act (29 U.S.C. 3123), as
11 amended by this division.

12 (3) DEFINITIONS.—In this subsection, the
13 terms “local board”, “local plan”, “State”, “State
14 plan”, and “training services” have the meanings
15 given the terms in section 3 of the Workforce Inno-
16 vation and Opportunity Act (29 U.S.C. 3102).

17 (d) CONFORMING AMENDMENTS.—

18 (1) REPEAL.—Subsections (a) through (e) of
19 section 503 of the Workforce Innovation and Oppor-
20 tunity Act (29 U.S.C. 3343) are repealed.

21 (2) REGULATIONS.—Section 503 of such Act is
22 amended—

23 (A) by redesignating subsections (f) and
24 (g) as subsections (a) and (b), respectively;

1 (B) by amending subsection (a) to read as
2 follows:

3 “(a) REGULATIONS.—

4 “(1) PROPOSED REGULATIONS.—Not later than
5 180 days after the date of enactment of the A
6 Stronger Workforce for America Act, the Secretary
7 of Labor, and the Secretary of Education, as appro-
8 priate, shall develop and publish in the Federal Reg-
9 ister proposed regulations relating to the transition
10 to, and implementation of, the A Stronger Work-
11 force for America Act, including the amendments to
12 this Act made by the A Stronger Workforce for
13 America Act.

14 “(2) FINAL REGULATIONS.—Not later than 12
15 months after the date of enactment of the A Strong-
16 er Workforce for America Act, the Secretaries de-
17 scribed in paragraph (1), as appropriate, shall de-
18 velop and publish in the Federal Register final regu-
19 lations relating to the transition to, and implementa-
20 tion of, the A Stronger Workforce for America Act,
21 including the amendments to this Act made by the
22 A Stronger Workforce for America Act.”; and

23 (C) in subsection (b), as so redesignated,
24 by striking “subsection (f)” and inserting “sub-
25 section (a)”.

1 (3) EFFECTIVE DATE.—The amendments made
 2 by this subsection shall take effect on the date of en-
 3 actment of this Act.

4 **DIVISION B—OLDER AMERICANS**
 5 **ACT REAUTHORIZATION ACT**
 6 **OF 2024**

7 **SEC. 1. SHORT TITLE.**

8 This division may be cited as the “Older Americans
 9 Act Reauthorization Act of 2024”.

10 **SEC. 2. TABLE OF CONTENTS.**

11 The table of contents for this division is as follows:

Sec. 1. Short title.
 Sec. 2. Table of contents.
 Sec. 3. References.
 Sec. 4. Definitions.

TITLE I—STRENGTHENING THE AGING NETWORK TO MEET THE
 NEEDS OF OLDER INDIVIDUALS

Sec. 101. Declaration of objectives.
 Sec. 102. Addressing mental health and substance use disorders and cognitive
 impairments of older individuals.
 Sec. 103. List of national resource centers.
 Sec. 104. Awareness of relevant Federal programs.
 Sec. 105. Evaluations and surveys.
 Sec. 106. Contracting.
 Sec. 107. Guidance on reallocation of funding between area agencies on aging.
 Sec. 108. Right to first refusal.
 Sec. 109. Area agency on aging capabilities.
 Sec. 110. Supporting older individuals with disabilities through improved co-
 ordination.
 Sec. 111. Business acumen, fiscal training, and technical assistance.
 Sec. 112. Enhancing access to assistive technology.
 Sec. 113. White House Conference on Aging.
 Sec. 114. Technical amendments.

TITLE II—IMPROVING HEALTH OUTCOMES AND ENCOURAGING
 INDEPENDENCE FOR OLDER INDIVIDUALS

Sec. 201. Disease prevention and health promotion services.
 Sec. 202. Improving health outcomes.
 Sec. 203. Technical assistance on evidence-based programs.
 Sec. 204. Enhancing multipurpose senior centers.

- Sec. 205. Addressing home modifications.
- Sec. 206. National resource center for engaging older adults.
- Sec. 207. Multigenerational and civic engagement activities.
- Sec. 208. Report relating to health outcomes for older individuals living with
or near family members.
- Sec. 209. Improving broadband coordination and reducing social isolation.

TITLE III—ENHANCING INNOVATION AND FLEXIBILITY IN NUTRITION SERVICES

- Sec. 301. Medically tailored meals.
- Sec. 302. Grab-and-go meals.
- Sec. 303. GAO study on Nutrition Services Incentive Program.
- Sec. 304. Innovations in nutrition programs and services.

TITLE IV—SUPPORTING FAMILY CAREGIVERS

- Sec. 401. Improving the National Family Caregiver Support Program.
- Sec. 402. Emphasizing respite care.
- Sec. 403. Clarifying supportive services.
- Sec. 404. Direct care workforce resource center.
- Sec. 405. Supporting Grandparents Raising Grandchildren Act.
- Sec. 406. RAISE Family Caregivers Act.

TITLE V—COMMUNITY SERVICE SENIOR OPPORTUNITIES ACT

- Sec. 501. Improving the Community Service Employment Program.
- Sec. 502. GAO report on alignment within the Community Service Employment
Program.

TITLE VI—IMPROVING SERVICES FOR NATIVE ELDERS

- Sec. 601. Older Americans Tribal Advisory Committee.
- Sec. 602. Supportive services; set aside.
- Sec. 603. GAO report on Tribal services.
- Sec. 604. Technical amendments.

TITLE VII—STRENGTHENING THE LONG-TERM CARE OMBUDSMAN PROGRAMS AND ELDER ABUSE PREVENTION

- Sec. 701. Director of the Office of Long-Term Care Ombudsman Programs.
- Sec. 702. Legal assistance training resources relating to elder abuse prevention.
- Sec. 703. Improving training of volunteers under the State Long-Term Care
Ombudsman Program.
- Sec. 704. Reporting on State Long-Term Care Ombudsman Programs.
- Sec. 705. Study on State Long-Term Care Ombudsman Programs.

TITLE VIII—AUTHORIZATIONS OF APPROPRIATIONS

- Sec. 801. Administration on Aging.
- Sec. 802. Grants for State and community programs on aging.
- Sec. 803. Activities for health, independence, and longevity.
- Sec. 804. Community Service Senior Opportunities Act.
- Sec. 805. Grants for Native Americans.
- Sec. 806. Allotments for elder rights protection activities.

1 **SEC. 3. REFERENCES.**

2 Except as otherwise expressly provided in this divi-
3 sion, wherever in this division an amendment or repeal is
4 expressed in terms of an amendment to, or a repeal of,
5 a section or other provision, the reference shall be consid-
6 ered to be made to that section or other provision of the
7 Older Americans Act of 1965 (42 U.S.C. 3001 et seq.).

8 **SEC. 4. DEFINITIONS.**

9 In this division, the terms “area agency on aging”,
10 “Assistant Secretary”, “older individual”, and “Sec-
11 retary” have the meanings given such terms in section 102
12 of the Older Americans Act of 1965 (42 U.S.C. 3002).

13 **TITLE I—STRENGTHENING THE**
14 **AGING NETWORK TO MEET**
15 **THE NEEDS OF OLDER INDIVIDUALS**
16

17 **SEC. 101. DECLARATION OF OBJECTIVES.**

18 Section 101 (42 U.S.C. 3001) is amended—

19 (1) in the matter preceding paragraph (1), by
20 striking “of the following objectives:” and inserting
21 “of the objectives of—”;

22 (2) in each of paragraphs (1) through (10), by
23 amending the first word so that it begins with a low-
24 ercase letter;

1 (3) in each of paragraphs (1) through (8), by
2 striking the period at the end and inserting a semi-
3 colon;

4 (4) in each of paragraphs (9) and (10), by
5 striking the period at the end and inserting “; and”;

6 (5) in paragraph (2), by inserting “to improve
7 health outcomes and reduce health care expendi-
8 tures” after “economic status”;

9 (6) by redesignating paragraphs (1) through
10 (10) as subparagraphs (A) through (J), respectively,
11 and adjusting the margins accordingly;

12 (7) in the matter preceding subparagraph (A)
13 (as so redesignated), by striking “our democratic so-
14 ciety, the older people” and inserting the following:
15 “our democratic society—

16 “(1) the older people”; and

17 (8) by adding at the end the following:

18 “(2) the families of older individuals and com-
19 munity-based organizations, including faith-based or-
20 ganizations, also play a vital role in supporting and
21 honoring older individuals and their happiness, dig-
22 nity, and independence.”.

1 **SEC. 102. ADDRESSING MENTAL HEALTH AND SUBSTANCE**
2 **USE DISORDERS AND COGNITIVE IMPAIR-**
3 **MENTS OF OLDER INDIVIDUALS.**

4 Section 201(f) (42 U.S.C. 3011(f)) is amended to
5 read as follows:

6 “(f)(1) The Assistant Secretary may designate an of-
7 ficer or employee who shall be responsible for the adminis-
8 tration of services for mental health and substance use
9 disorders and cognitive impairments authorized under this
10 Act and serve as an effective and visible advocate for the
11 related needs of older individuals within the Department
12 of Health and Human Services, including by ensuring that
13 relevant information disseminated and research conducted
14 or supported by the Department takes into consideration
15 such services.

16 “(2) It shall be the duty of the Assistant Secretary,
17 acting through the individual designated under paragraph
18 (1), and in consultation with the heads of relevant agen-
19 cies within the Department of Health and Human Serv-
20 ices, including the Substance Abuse and Mental Health
21 Services Administration, to develop objectives, priorities,
22 and a long-term plan for supporting State and local efforts
23 under this Act involving education about, and prevention,
24 detection, and treatment of, mental health and substance
25 use disorders and cognitive impairments, including age-re-
26 lated dementia, depression, and Alzheimer’s disease and

1 related neurological disorders with neurological and or-
2 ganic brain dysfunction.

3 “(3) Not later than 2 years after the date of enact-
4 ment of the Older Americans Act Reauthorization Act of
5 2024, the Assistant Secretary shall report to the Com-
6 mittee on Health, Education, Labor, and Pensions of the
7 Senate, the Special Committee on Aging of the Senate,
8 and the Committee on Education and the Workforce of
9 the House of Representatives on the activities of the offi-
10 cer or employee designated under paragraph (1) in car-
11 rying out the requirements under this subsection, includ-
12 ing any activities to identify and reduce duplication and
13 gaps across the Department in such information dissemi-
14 nated and research conducted or supported by the Depart-
15 ment.”.

16 **SEC. 103. LIST OF NATIONAL RESOURCE CENTERS.**

17 Section 202 (42 U.S.C. 3012) is amended—

18 (1) in subsection (d)(4), by striking “Resource
19 Center on Elder Abuse” and inserting “Center”; and

20 (2) by striking subsection (h) and inserting the
21 following:

22 “(h)(1) The Assistant Secretary shall publish online
23 in a publicly accessible format, on an annual basis, a list
24 of national resource centers and demonstration projects

1 authorized under, or administratively established through
2 funds provided under, this Act.

3 “(2) The Assistant Secretary shall ensure that the
4 list published pursuant to paragraph (1)—

5 “(A) includes—

6 “(i) a description of each such center and
7 demonstration project, including the projected
8 goals and activities of each such center and
9 demonstration project;

10 “(ii) a citation to the statutory authoriza-
11 tion of each such center and demonstration
12 project, or a citation to the statutory authority
13 that the Assistant Secretary relies upon to ad-
14 ministratively establish each such center and
15 demonstration project;

16 “(iii) the award amount for each such cen-
17 ter and demonstration project; and

18 “(iv) a summary of any evaluations re-
19 quired under this Act for each such center, in-
20 cluding a description of any measures of effec-
21 tiveness; and

22 “(B) is directly provided to State agencies, area
23 agencies on aging, and the Committee on Health,
24 Education, Labor, and Pensions and the Special
25 Committee on Aging of the Senate and the Com-

Title II (42 U.S.C. 3011 et seq.) is amended by in-
serting after section 203A (42 U.S.C. 3013a) the fol-
lowing:

9 “In carrying out section 203(a)(1), the Assistant Sec-
10 retary shall coordinate with the heads of relevant Federal
11 departments and agencies to ensure that the aging net-
12 work and individuals served under this Act are aware of,
13 and, subject to applicable eligibility criteria, have access
14 to, Federal programs that may advance the objectives of
15 this Act, including programs described in section 203(b)
16 and other programs to meet housing, health care, and
17 other supportive service needs to help such individuals age
18 in place.”.

20 Section 206 (42 U.S.C. 3017) is amended—

21 (1) by striking subsection (d) and inserting the
22 following:

23 “(d)(1) In carrying out evaluations under this sec-
24 tion, the Secretary shall—

1 “(A) award grants to, or enter into contracts
2 with, public or nonprofit private organizations or
3 academic or research institutions to survey State
4 agencies, area agencies on aging, and other program
5 and project participants about the strengths and
6 weaknesses of the programs and projects; and

7 “(B) conduct, where appropriate, evaluations
8 that compare the effectiveness of related programs
9 in achieving common objectives.

10 “(2) The surveys and evaluations under paragraph
11 (1) shall include information on programs, services, use
12 and sources of funding (including any transfer of funding
13 between area agencies on aging), identified unmet need
14 for services and related indicators, and any other chal-
15 lenges faced by State agencies and area agencies on aging
16 in carrying out the activities of this Act.

17 “(3) The Secretary shall, in carrying out the evalua-
18 tions under paragraph (1), consult with organizations con-
19 cerned with older individuals, including organizations that
20 represent minority individuals, older individuals residing
21 in rural areas, and older individuals with disabilities.”;
22 and

23 (2) in subsection (g), by striking “him” and in-
24 serting “the Secretary”.

1 **SEC. 106. CONTRACTING.**

2 (a) IN GENERAL.—Section 212 (42 U.S.C. 3020c) is
3 amended—

4 (1) in the section heading, by striking “**AND**
5 **GRANT AUTHORITY**”;

6 (2) by striking subsection (a) and inserting the
7 following:

8 “(a) IN GENERAL.—Subject to subsection (b), this
9 Act shall not be construed to prevent a recipient of a grant
10 or a contract under this Act (other than title V) from en-
11 tering into a contract, commercial relationship, or other
12 business arrangement (referred to in this section as an
13 ‘agreement’) with a profitmaking organization for the re-
14 cipient to provide services to individuals or entities not
15 otherwise receiving services under this Act, provided
16 that—

17 “(1) in the case funds provided under this Act
18 are used in developing or carrying out the agree-
19 ment—

20 “(A) such agreement guarantees that the
21 cost is reimbursed to the recipient;

22 “(B) if such agreement provides for the
23 provision of 1 or more services, of the type pro-
24 vided under this Act by or on behalf of such re-
25 cipient, to an individual or entity seeking to re-
26 ceive such services—

1 “(i) the individuals and entities may
2 only purchase such services at their fair
3 market rate;

4 “(ii) all costs incurred by the recipient
5 in providing such services (and not other-
6 wise reimbursed under subparagraph (A)),
7 are reimbursed to such recipient; and

8 “(iii) except in the case of an agree-
9 ment with a health plan or health care pro-
10 vider, the recipient reports the rates for
11 providing such services under such agree-
12 ment in accordance with subsection (c) and
13 the rates are consistent with the prevailing
14 market rate for provision of such services
15 in the relevant geographic area as deter-
16 mined by the State agency or area agency
17 on aging (as applicable); and

18 “(C) any amount of payment to the recipi-
19 ent under the agreement that exceeds reim-
20 bursement under this subsection of the recipi-
21 ent’s costs is used to provide, or support the
22 provision of, services under this Act; and

23 “(2) subject to subsection (e), in the case no
24 funds provided under this Act are used in developing
25 or carrying out the agreement—

1 “(A) not later than 45 days after the
2 agreement first goes into effect, and annually
3 thereafter until the termination of such agree-
4 ment, the recipient of a grant or contract under
5 this Act shall, in writing—

6 “(i) notify the State agency of—

7 “(I) the existence of the agree-
8 ment; and

9 “(II) the services provided and
10 populations served under the agree-
11 ment; and

12 “(ii) provide assurances to the State
13 agency that—

14 “(I) nothing in the agreement—

15 “(aa) undermines—

16 “(AA) the duties of the
17 recipient under this Act; or

18 “(BB) the provision of
19 services in accordance with
20 this Act; or

21 “(bb) violates any other
22 terms and conditions of an award
23 received by the recipient under
24 this Act; and

1 “(II) any potential real or per-
2 ceived conflict of interest with respect
3 to the agreement has been prevented,
4 mitigated, or otherwise addressed, in-
5 cluding providing a description of any
6 such conflicts of interest and a de-
7 scription of the actions taken to miti-
8 gate such conflicts of interest; and

9 “(B) not later than 45 days after the pop-
10 ulation or services under the agreement sub-
11 stantially change due to an amendment to the
12 agreement, the recipient shall, in writing—

13 “(i) notify the State agency of such
14 change; and

15 “(ii) provide the assurances described
16 in subparagraph (A)(ii) with respect to
17 such change.”;

18 (3) by striking subsection (b) and inserting the
19 following:

20 “(b) ENSURING APPROPRIATE USE OF FUNDS.—An
21 agreement—

22 “(1) described in subsection (a)(1) may not—

23 “(A) be made without the prior approval of
24 the State agency (or, in the case of a grantee
25 under title VI, without the prior recommenda-

1 tion of the Director of the Office for American
2 Indian, Alaska Native, and Native Hawaiian
3 Programs and the prior approval of the Assist-
4 ant Secretary), after timely submission of all
5 relevant documents related to the agreement in-
6 cluding information on all costs incurred; or

7 “(B) directly or indirectly provide for, or
8 have the effect of, paying, reimbursing, sub-
9 sidizing, or otherwise compensating an indi-
10 vidual or entity in an amount that exceeds the
11 fair market value of the services subject to such
12 agreement; and

13 “(2) described in subsection (a) may not—

14 “(A) result in the displacement of services
15 otherwise available to an older individual with
16 greatest social need, an older individual with
17 greatest economic need, or an older individual
18 who is at risk for institutional placement; or

19 “(B) in any other way compromise, under-
20 mine, or be inconsistent with the objective of
21 serving the needs of older individuals, as deter-
22 mined by the Assistant Secretary.”;

23 (4) by striking subsection (c) and inserting the
24 following:

1 “(c) MONITORING AND REPORTING.—To ensure that
2 any agreement described in subsection (a)(1) complies
3 with the requirements of this section and other applicable
4 provisions of this Act, the Assistant Secretary shall de-
5 velop and implement uniform monitoring procedures and
6 reporting requirements consistent with the provisions of
7 subparagraphs (A) through (E) of section 306(a)(13) in
8 consultation with the State agencies and area agencies on
9 aging. The Assistant Secretary shall conduct a review on
10 the impact of such agreements on the provision of services
11 under this Act, including the number of agreements per
12 State, summaries of such agreements, and the impact of
13 such agreements on access to services consistent with the
14 goals of this Act. The Assistant Secretary shall annually
15 prepare and submit to the Committee on Health, Edu-
16 cation, Labor, and Pensions of the Senate, the Special
17 Committee on Aging of the Senate, and the Committee
18 on Education and the Workforce of the House of Rep-
19 resentatives the findings of such review.”; and

20 (5) by striking subsection (e) and inserting the
21 following:

22 “(e) REQUESTING ADDITIONAL INFORMATION FOR
23 CERTAIN NON-OAA AGREEMENTS.—

24 “(1) IN GENERAL.—In the case of an agree-
25 ment described in subsection (a)(2), if the State

1 agency has a reasonable belief that an agreement
2 may violate the assurances provided under sub-
3 section (a)(2)(A)(ii), the State agency may request
4 additional information from the recipient of funds
5 under this Act that is a party to such agreement,
6 which may include a request for a copy of such
7 agreement. Such recipient shall make a good faith
8 effort to address such request for additional infor-
9 mation, except that such recipient shall not provide
10 agreements or other data that are restricted under
11 the terms of a non-disclosure agreement signed by
12 such recipient. If such recipient declines to provide
13 a copy of an agreement to a State agency, such re-
14 cipient shall provide a justification to the State
15 agency within 30 days of receiving such request.

16 “(2) CONFIDENTIALITY.—A State agency shall
17 keep confidential, as required by applicable Federal
18 and State law, all information received under this
19 subsection that is—

20 “(A) a trade secret;

21 “(B) commercial or financial information;

22 and

23 “(C) information obtained from an indi-
24 vidual that is privileged and confidential.

25 “(f) DEFINITIONS.—In this section:

1 “(1) COST.—The term ‘cost’ means an expense,
2 including an administrative expense, incurred by a
3 recipient in developing or carrying out an agreement
4 described in subsection (a), whether the recipient
5 contributed funds, staff time, or other plant, equip-
6 ment, or services to meet the expense.

7 “(2) RECIPIENT.—The term ‘recipient’ means
8 an area agency on aging in a State with multiple
9 planning and service areas.”.

10 (b) AREA PLANS.—Section 306 (42 U.S.C. 3026) is
11 amended—

12 (1) in subsection (a)(13)—

13 (A) in subparagraph (B)(i), by striking
14 “any service to older individuals” and inserting
15 “any service under this Act to older individuals
16 or caregivers”; and

17 (B) in subparagraph (E), by inserting “or
18 caregivers under this Act” after “older individ-
19 uals”; and

20 (2) in subsection (g), by inserting “, except as
21 provided under section 212(a)(2),” after “Nothing
22 in this Act”.

1 **SEC. 107. GUIDANCE ON REALLOCATION OF FUNDING BE-**
2 **TWEEN AREA AGENCIES ON AGING.**

3 (a) IN GENERAL.—Not later than 1 year after the
4 date of enactment of this Act, the Assistant Secretary
5 shall disseminate one-time guidance to State agencies (as
6 defined in section 102 of the Older Americans Act of 1965
7 (42 U.S.C. 3002)) and area agencies on aging on cir-
8 cumstances under which funds appropriated pursuant to
9 part B and subparts 1 and 2 of part C of title III of the
10 Older Americans Act (42 U.S.C. 3030d et seq., 42 U.S.C.
11 3030e et seq., 42 U.S.C. 3030f et seq.) may be appro-
12 priate to reallocate between area agencies on aging within
13 a single State, with the approval of the State agency and
14 the concurrence of any involved area agencies on aging,
15 within a budget year.

16 (b) CONSIDERATIONS.—In disseminating the guid-
17 ance under subsection (a), the Assistant Secretary may
18 consider circumstances that affect the expenditure of the
19 funds described in such subsection.

20 **SEC. 108. RIGHT TO FIRST REFUSAL.**

21 Section 305(b)(5)(B) (42 U.S.C. 3025(b)(5)(B)) is
22 amended to read as follows:

23 “(B) Whenever a State agency designates a new area
24 agency on aging after the date of enactment of the Older
25 Americans Act Reauthorization Act of 2024, the State

1 agency shall give the right to first refusal to a unit of
 2 general purpose local government if—

3 “(i) such unit can meet the requirements of
 4 subsection (c);

5 “(ii)(I) such unit has demonstrated experience
 6 administering services for older individuals; or

7 “(II) the State agency determines that there is
 8 not another entity eligible under subsection (c)(1)
 9 within the planning and service area with such dem-
 10 onstrated experience; and

11 “(iii) the boundaries of such unit and the
 12 boundaries of the planning and service area are rea-
 13 sonably contiguous.”.

14 **SEC. 109. AREA AGENCY ON AGING CAPABILITIES.**

15 (a) ORGANIZATION.—Section 305(c) (42 U.S.C.
 16 3025(c)) is amended—

17 (1) by redesignating paragraphs (1) through
 18 (5) as subparagraphs (A) through (E), respectively,
 19 and moving such subparagraphs 2 ems to the right;

20 (2) by striking “shall be” and inserting the fol-
 21 lowing: “shall—

22 “(1) be—”;

23 (3) in subparagraph (E), as so redesignated—

24 (A) by striking “(b)(5)” and inserting

25 “(b)(5)(A)”; and

1 (B) by inserting “and” after the semicolon;
2 and

3 (4) by striking “and shall provide assurance,
4 determined adequate by the State agency, that the
5 area agency on aging will have the ability to develop
6 an area plan and to carry out, directly or through
7 contractual or other arrangements, a program in ac-
8 cordance with the plan within the planning and serv-
9 ice area.” and inserting the following:

10 “(2) provide assurance, determined adequate by
11 the State agency, that the area agency on aging will
12 have the ability, and maintain the capabilities nec-
13 essary, to develop an area plan as required under
14 section 306(a), and carry out, directly or through
15 contractual or other arrangements, and oversee ac-
16 tivities in accordance with—

17 “(A) the plan within the planning and
18 service area;

19 “(B) any other relevant requirements of
20 this Act;

21 “(C) other applicable Federal and State
22 laws; and

23 “(D) other terms and conditions of awards
24 received under this Act.”.

1 (b) PLANS.—Section 306(f)(1) (42 U.S.C.
2 3026(f)(1)) is amended—

3 (1) by inserting “the assurances required under
4 section 305(c)(2),” after “of this section,”; and

5 (2) by striking the period at the end and insert-
6 ing “, and if the State agency determines, in the dis-
7 cretion of the State agency, that an area agency on
8 aging failed in 2 successive years to comply with the
9 requirements under this title, then the State agency
10 may require the area agency on aging to submit a
11 plan for a 1-year period that meets such require-
12 ments, for subsequent years until the State agency
13 determines that the area agency on aging is in com-
14 pliance with such requirements.”.

15 **SEC. 110. SUPPORTING OLDER INDIVIDUALS WITH DISABIL-**
16 **ITIES THROUGH IMPROVED COORDINATION.**

17 (a) AREA PLANS.—Section 306(a)(5) (42 U.S.C.
18 3026(a)(5)) is amended by striking “with agencies that
19 develop or provide services for individuals with disabili-
20 ties” and inserting “with entities that develop or provide
21 services for individuals with disabilities, which may include
22 centers for independent living, relevant service providers,
23 and other community-based organizations, as appro-
24 priate”.

1 (b) SUPPORTING OLDER INDIVIDUALS WITH DIS-
2 ABILITIES THROUGH IMPROVED COORDINATION.—

3 (1) IN GENERAL.—The Administrator of the
4 Administration for Community Living of the Depart-
5 ment of Health and Human Services (referred to in
6 this section as the “Administrator”) shall identify—

7 (A) opportunities to improve coordination
8 between the aging and disability networks,
9 which may include the formation of partner-
10 ships to serve individuals eligible for programs
11 under the Older Americans Act of 1965 (42
12 U.S.C. 3001 et seq.);

13 (B) lessons learned from disability net-
14 works, including centers for independent living,
15 State developmental disabilities councils, univer-
16 sity centers for excellence in developmental dis-
17 abilities education, research, and service, and
18 State protection and advocacy agencies that
19 could improve operations and service delivery
20 within the aging network; and

21 (C) any technical assistance needs related
22 to subparagraphs (A) and (B).

23 (2) GUIDANCE.—Not later than 2 years after
24 the date of enactment of this Act, the Administrator
25 shall issue guidance to State agencies and area

1 agencies on aging on strategies to leverage disability
2 networks, including centers for independent living,
3 State developmental disabilities councils, university
4 centers for excellence in developmental disabilities,
5 education, research, and service, and State protec-
6 tion and advocacy agencies, as appropriate, to
7 strengthen the provision of services under the Older
8 Americans Act of 1965 (42 U.S.C. 3001 et seq.).

9 (3) TECHNICAL ASSISTANCE.—The Adminis-
10 trator shall coordinate across the Administration for
11 Community Living to address any technical assist-
12 ance needs identified under paragraph (1)(C) in a
13 manner that does not unnecessarily duplicate other
14 technical assistance activities carried out prior to the
15 date of enactment of this Act.

16 (c) DEFINITIONS.—Section 102 (42 U.S.C. 3002) is
17 amended—

18 (1) in paragraph (4), by striking “(as defined
19 in section 3 of the Americans with Disabilities Act
20 of 1990 (42 U.S.C. 12102))”;

21 (2) in paragraph (13), by striking “The term”
22 and all that follows through “adjustment.” and in-
23 serting “The term ‘disability’ has the meaning given
24 such term in section 3 of the Americans with Dis-
25 abilities Act of 1990 (42 U.S.C. 12102).”; and

1 (3) in paragraph (49)(B), by striking “of the
2 major life activities specified in subparagraphs (A)
3 through (G) of paragraph (8)” and inserting “major
4 life activities specified in section 3(2) of the Ameri-
5 cans with Disabilities Act of 1990 (42 U.S.C.
6 12102(2)).”.

7 **SEC. 111. BUSINESS ACUMEN, FISCAL TRAINING, AND TECH-**
8 **NICAL ASSISTANCE.**

9 Section 307(a) (42 U.S.C. 3027(a)) is amended by
10 adding at the end the following:

11 “(31) The plan shall provide assurances that
12 the State agency, to the extent feasible and when
13 applicable and appropriate, provides technical assist-
14 ance for area agencies on aging related to the devel-
15 opment of business acumen, sound fiscal practices,
16 capacity building, organizational development, inno-
17 vation, and other methods of growing and sustaining
18 the capacity of the aging network to carry out activi-
19 ties funded under this Act to serve older individuals
20 and caregivers most effectively.”.

21 **SEC. 112. ENHANCING ACCESS TO ASSISTIVE TECHNOLOGY.**

22 Section 307(a) (42 U.S.C. 3027(a)), as amended by
23 section 111 of this division, is further amended by adding
24 at the end the following:

1 “(32) The plan shall provide assurances that
2 the State will coordinate services, to the extent fea-
3 sible, with lead agencies designated to carry out
4 State assistive technology programs under the As-
5 sistive Technology Act of 1998 (29 U.S.C. 3001 et
6 seq.) and with area agencies on aging to assist eligi-
7 ble older individuals, including older individuals with
8 disabilities, in accessing and acquiring assistive tech-
9 nology.”.

10 **SEC. 113. WHITE HOUSE CONFERENCE ON AGING.**

11 Title II of the Older Americans Act Amendments of
12 1987 (42 U.S.C. 3001 note; Public Law 100–175) is
13 amended by striking title II and inserting the following:

14 **“TITLE II—WHITE HOUSE**
15 **CONFERENCE ON AGING**

16 **“SEC. 201. AUTHORIZATION OF THE CONFERENCE.**

17 “(a) AUTHORITY TO CALL CONFERENCE.—Not ear-
18 lier than January 21, 2025 and not later than December
19 31, 2025, the President shall convene the White House
20 Conference on Aging in order to fulfill the purpose set
21 forth in subsection (c) and to make fundamental policy
22 recommendations regarding programs that are important
23 to older individuals and to the families and communities
24 of such individuals.

1 “(b) PLANNING AND DIRECTION.—The Conference
2 described in subsection (a) shall be planned and conducted
3 under the direction of the Secretary, in cooperation with
4 the Assistant Secretary for Aging, the Director of the Na-
5 tional Institute on Aging, the Administrator of the Centers
6 for Medicare and Medicaid Services, the Social Security
7 Administrator, and the heads of such other Federal agen-
8 cies serving older individuals as are appropriate. Planning
9 and conducting the Conference includes the assignment of
10 personnel.

11 “(c) PURPOSE.—The purpose of the Conference de-
12 scribed in subsection (a) shall be to gather individuals rep-
13 resenting the spectrum of thought and experience in the
14 field of aging to—

15 “(1) evaluate the manner in which the objec-
16 tives of the Older Americans Act of 1965 (42 U.S.C.
17 3001 et seq.) can be met by using the resources and
18 talents of older individuals, of families and commu-
19 nities of such individuals, and of individuals from
20 the public and private sectors;

21 “(2) evaluate the manner in which Federal poli-
22 cies, programs, and activities meet and respond to
23 the needs of older individuals, including an examina-
24 tion of innovative and fiscally responsible strategies
25 relating to retirement security, caregiving, nutrition

1 and supportive services, health care, elder justice,
2 and long-term services and supports;

3 “(3) be informed by the work and recommenda-
4 tions of the Interagency Coordinating Committee on
5 Healthy Aging and Age-Friendly Communities,
6 evaluate the recommendations of the Committee,
7 and, as appropriate, suggest implementation strate-
8 gies for such recommendations; and

9 “(4) develop recommendations to guide the
10 President, Congress, and Federal agencies in im-
11 proving Federal programs that serve older individ-
12 uals, which may relate to the prevention and mitiga-
13 tion of disease, injury, abuse, social isolation, loneli-
14 ness, and economic insecurity, including food insecu-
15 rity, and promotion of healthy aging in place.

16 “(d) CONFERENCE PARTICIPANTS AND DELE-
17 GATES.—

18 “(1) PARTICIPANTS.—In order to carry out the
19 purposes of this section, the Conference shall bring
20 together—

21 “(A) representatives of Federal, State,
22 Tribal, and local governments;

23 “(B) professionals and volunteers who are
24 working in the field of aging; and

1 “(C) representatives of the general public,
2 particularly older individuals.

3 “(2) SELECTION OF DELEGATES.—The dele-
4 gates shall be selected without regard to political af-
5 filiation or past partisan activity and shall, to the
6 best of the appointing authority’s ability, be rep-
7 resentative of the spectrum of thought in the field
8 of aging. Delegates shall include older individuals,
9 individuals who are professionals in the field of
10 aging, individuals who are community leaders, mi-
11 nority individuals, individuals from rural areas, low-
12 income individuals, and representatives of Federal,
13 State, Tribal, and local governments.

14 **“SEC. 202. CONFERENCE ADMINISTRATION.**

15 “(a) ADMINISTRATION.—In administering this sec-
16 tion, the Secretary shall—

17 “(1) consult with relevant State, Tribal, and
18 local officials, stakeholders, and subject matter ex-
19 perts in planning the Conference;

20 “(2) request the cooperation and assistance of
21 the heads of such other Federal departments and
22 agencies, including such officials of the Interagency
23 Coordinating Committee on Healthy Aging and Age-
24 Friendly Communities, as may be appropriate in the
25 carrying out of this section;

1 “(3) make available for public comment a pro-
2 posed agenda for the Conference, which will reflect
3 to the greatest extent possible the major issues fac-
4 ing older individuals, consistent with the provisions
5 of section 201(c);

6 “(4) prepare and make available such back-
7 ground materials for the use of delegates to the Con-
8 ference as the Secretary deems necessary; and

9 “(5) engage such additional personnel as may
10 be necessary to carry out the provisions of this sec-
11 tion without regard to provisions of title 5, United
12 States Code, governing appointments in the competi-
13 tive service, and without regard to chapter 51 and
14 subchapter III of chapter 53 of such title, relating
15 to classification and General Schedule pay rates.

16 “(b) DUTIES.—The Secretary shall, in carrying out
17 the Secretary’s responsibilities and functions under this
18 section, and as part of the White House Conference on
19 Aging, ensure that—

20 “(1) the agenda prepared under subsection
21 (a)(3) for the Conference is published in the Federal
22 Register not later than 30 days after such agenda
23 is approved by the Secretary;

24 “(2) the personnel engaged under subsection
25 (a)(5) shall be fairly balanced in terms of points of

1 views represented and shall be appointed without re-
2 gard to political affiliation or previous partisan ac-
3 tivities;

4 “(3) the recommendations of the Conference
5 are not inappropriately influenced by any appointing
6 authority or by any special interest, but will instead
7 be the result of the independent judgment of the
8 Conference; and

9 “(4) current and adequate statistical data, in-
10 cluding decennial census data, and other information
11 on the well-being of older individuals in the United
12 States, are readily available, in advance of the Con-
13 ference, to the delegates of the Conference, together
14 with such information as may be necessary to evalu-
15 ate Federal programs and policies relating to aging.
16 In carrying out this subparagraph, the Secretary is
17 authorized to make grants to, and enter into cooper-
18 ative agreements with, public agencies and nonprofit
19 private organizations.

20 “(c) GIFTS.—The Secretary may accept, on behalf of
21 the United States, gifts (in cash or in kind, including vol-
22 untary and uncompensated services) that shall be available
23 to carry out this title. Gifts of cash shall be available in
24 addition to amounts appropriated to carry out this title.

1 Gifts may be earmarked by the donor for a specific pur-
2 pose.

3 “(d) RECORDS.—The Secretary shall maintain
4 records regarding—

5 “(1) the sources, amounts, and uses of gifts ac-
6 cepted under subsection (c); and

7 “(2) the identity of each person receiving assist-
8 ance to carry out this title, and the amount of such
9 assistance received by each such person.

10 **“SEC. 203. REPORT OF THE CONFERENCE.**

11 “(a) PRELIMINARY REPORT.—Not later than 100
12 days after the date on which the Conference adjourns, the
13 Secretary shall publish and deliver to the States a prelimi-
14 nary report on the Conference. Comments on the prelimi-
15 nary report of the Conference shall be accepted by the Sec-
16 retary.

17 “(b) FINAL REPORT.—Not later than 180 days after
18 the date on which the Conference adjourns, the Secretary
19 shall publish and transmit to the President and to Con-
20 gress recommendations resulting from the Conference and
21 suggestions for any administrative action and legislation
22 necessary to implement the recommendations contained
23 within the report.

24 **“SEC. 204. DEFINITIONS.**

25 “In this title:

1 “(1) CONFERENCE.—The term ‘Conference’
2 means the White House Conference on Aging.

3 “(2) SECRETARY.—The term ‘Secretary’ means
4 the Secretary of Health and Human Services.

5 “(3) STATE.—The term ‘State’ means any of
6 the several States, the District of Columbia, the
7 Commonwealth of Puerto Rico, Guam, American
8 Samoa, the Virgin Islands of the United States, the
9 Trust Territory of the Pacific Islands, or the Com-
10 monwealth of the Northern Mariana Islands.”.

11 **SEC. 114. TECHNICAL AMENDMENTS.**

12 The Older Americans Act of 1965 (42 U.S.C. 3001
13 et seq.) is amended—

14 (1) in section 201(d)(3)(J) (42 U.S.C.
15 3011(d)(3)(J)), by striking “Speaker of the House
16 of Representatives and the President pro tempore of
17 the Senate” and inserting “Committee on Health,
18 Education, Labor, and Pensions of the Senate and
19 the Committee on Education and the Workforce of
20 the House of Representatives”;

21 (2) in section 202(b)(8)(E) (42 U.S.C.
22 3012(b)(8)(E)), by striking “preventative health
23 benefits under the provisions of, and amendments
24 made by, the Medicare Prescription Drug, Improve-

1 ment, and Modernization Act of 2003” and inserting
2 “preventive health benefits under such program”;

3 (3) in section 203(c)(7) (42 U.S.C.
4 3013(c)(7))—

5 (A) in the matter preceding subparagraph
6 (A), by striking “the Committee on Education
7 and Labor of the House of Representatives”
8 and inserting “the Committee on Education
9 and the Workforce of the House of Representa-
10 tives”; and

11 (B) in subparagraph (C), by striking
12 “chairman” and inserting “chairperson”;

13 (4) in section 339 (42 U.S.C. 3030g–21), by
14 striking “this chapter” each place it appears and in-
15 serting “this part”; and

16 (5) in section 432(b)(1) (42 U.S.C.
17 3033a(b)(1)), by striking “Speaker of the House of
18 Representatives and the President pro tempore of
19 the Senate” and inserting “Committee on Health,
20 Education, Labor, and Pensions of the Senate and
21 the Committee on Education and the Workforce of
22 the House of Representatives”.

1 **TITLE II—IMPROVING HEALTH**
2 **OUTCOMES AND ENCOUR-**
3 **AGING INDEPENDENCE FOR**
4 **OLDER INDIVIDUALS**

5 **SEC. 201. DISEASE PREVENTION AND HEALTH PROMOTION**
6 **SERVICES.**

7 Section 102(14) (42 U.S.C. 3002(14)) is amended—

8 (1) in subparagraph (B), by inserting “heart
9 rate, respiratory function,” after “hearing,”;

10 (2) in subparagraph (K), by inserting “pro-
11 viding” before “information”;

12 (3) by redesignating subparagraphs (L), (M),
13 (N), and (O), as subparagraphs (M), (N), (O), and
14 (P), respectively;

15 (4) by inserting after subparagraph (K) the fol-
16 lowing:

17 “(L) providing information concerning
18 testing, diagnosis, and treatment of infectious
19 diseases, taking into consideration infectious
20 diseases for which older individuals are at in-
21 creased risk of infection or serious health out-
22 comes;”; and

23 (5) in subparagraph (P), as so redesignated, by
24 striking “subparagraphs (A) through (N)” and in-
25 serting “subparagraphs (A) through (O)”.

1 **SEC. 202. IMPROVING HEALTH OUTCOMES.**

2 (a) RESEARCH AND EVALUATION ACTIVITIES.—Sec-
3 tion 201 (42 U.S.C. 3011) is amended—

4 (1) in subsection (c)(3)(B), by striking “in be-
5 half” and inserting “on behalf”; and

6 (2) in subsection (g)—

7 (A) in paragraph (3)(A)(ii), by inserting
8 “reduction of health care expenditures,” after
9 “quality of life,”; and

10 (B) in paragraph (7), by inserting “and
11 recommendations relating to further research,
12 evaluation, and demonstration projects con-
13 ducted under this section” after “title IV”.

14 (b) FALLS PREVENTION PROGRAMS.—Section
15 411(a)(15) (42 U.S.C. 3032(a)(15)) is amended to read
16 as follows:

17 “(15) bringing to scale and sustaining evidence-
18 based falls prevention programs to reduce the num-
19 ber of falls, fear of falling, and fall-related injuries
20 affecting older individuals, including older individ-
21 uals with disabilities, which shall—

22 “(A) provide training and technical assist-
23 ance to the aging network; and

24 “(B) share best practices with the aging
25 network, including the Aging and Disability Re-
26 source Centers;”.

1 (c) INTERAGENCY COORDINATING COMMITTEE ON
2 HEALTHY AGING AND AGE-FRIENDLY COMMUNITIES.—
3 Section 203(c) (42 U.S.C. 3013(c)) is amended—

4 (1) in paragraph (6)(B)—

5 (A) in clause (ii), by striking “and” after
6 the semicolon;

7 (B) in clause (iii), by inserting “and” after
8 the semicolon; and

9 (C) by adding at the end the following:

10 “(iv) strategies to address social isolation,
11 including by promoting strong and stable con-
12 nections across different generations in a family
13 and in the community;” and

14 (2) in paragraph (7), as amended by section
15 114(3) of this division—

16 (A) in subparagraph (B), by striking
17 “and” at the end;

18 (B) by redesignating subparagraph (C) as
19 subparagraph (D); and

20 (C) by inserting after subparagraph (B)
21 the following:

22 “(C) contains an assessment of the effec-
23 tiveness of relevant Federal efforts and pro-
24 grams, including implementation of best prac-
25 tices described in paragraph (6)(B); and”.

1 **SEC. 203. TECHNICAL ASSISTANCE ON EVIDENCE-BASED**
2 **PROGRAMS.**

3 (a) **TECHNICAL ASSISTANCE.**—The Assistant Sec-
4 retary, at the request of a State agency (as defined in sec-
5 tion 102 of the Older Americans Act of 1965 (42 U.S.C.
6 3002)) or area agencies on aging, may provide technical
7 assistance on the requirements of evidence-based pro-
8 grams under the Older Americans Act of 1965 (42 U.S.C.
9 3001 et seq.).

10 (b) **CONSIDERATION.**—The Assistant Secretary may
11 consider whether there are evidence-informed practices,
12 based on the best available science, that may improve
13 health outcomes.

14 **SEC. 204. ENHANCING MULTIPURPOSE SENIOR CENTERS.**

15 (a) **IN GENERAL.**—Section 202(a)(30) (42 U.S.C.
16 3012(a)(30)) is amended by inserting “, access to services
17 provided at multipurpose senior centers, and (where ap-
18 propriate) the establishment and maintenance of multi-
19 purpose senior centers” before the semicolon at the end.

20 (b) **AREA AGENCY ON AGING PLANS.**—Section
21 306(a)(2)(A) (42 U.S.C. 3026(a)(2)(A)) is amended by in-
22 serting “, including those services provided at multipur-
23 pose senior centers, where appropriate” before the semi-
24 colon at the end.

25 (c) **STATE PLANS.**—Section 307(a)(2)(A) (42 U.S.C.
26 3027(a)(2)(A)) is amended by inserting “and, to the ex-

1 tent feasible, make such evaluation public” before the
2 semicolon at the end.

3 **SEC. 205. ADDRESSING HOME MODIFICATIONS.**

4 (a) INDOOR AIR QUALITY.—Section 361(c) (42
5 U.S.C. 3030m(c)) is amended by striking “buildings” and
6 all that follows and inserting “buildings and residences
7 where older individuals congregate or live”.

8 (b) WEATHERIZATION.—Section 321(a)(4) (42
9 U.S.C. 3030d(a)(4)) is amended by striking subparagraph
10 (A) and inserting “(A) to assist older individuals in ob-
11 taining and maintaining adequate housing, including resi-
12 dential repair and renovation projects, and (if assistance
13 for weatherization projects does not unnecessarily dupli-
14 cate other Federal assistance available) weatherization
15 projects, designed to enable older individuals to maintain
16 their homes in conformity with minimum housing and (as
17 applicable and appropriate) other relevant standards, in
18 order to support such older individuals in aging in place
19 and maintaining their health;”.

20 **SEC. 206. NATIONAL RESOURCE CENTER FOR ENGAGING**
21 **OLDER ADULTS.**

22 Section 411(a)(18) (42 U.S.C. 3032(a)(18)) is
23 amended by inserting “, such as providing appropriate
24 training, resources, and best practices to the aging net-
25 work” after “older individuals”.

1 **SEC. 207. MULTIGENERATIONAL AND CIVIC ENGAGEMENT**

2 **ACTIVITIES.**

3 Section 417 (42 U.S.C. 3032f) is amended—

4 (1) in subsection (a)—

5 (A) in the matter preceding paragraph (1),
6 by striking “projects,” and all that follows
7 through “to—” and inserting the following:
8 “projects to serve individuals in younger gen-
9 erations and older individuals by developing,
10 carrying out, and promoting participation in
11 multigenerational activities to—”;

12 (B) in paragraph (2), by adding “and” at
13 the end;

14 (C) in paragraph (3), by striking “opportu-
15 nities for older individuals to become a mentor
16 to individuals in younger generations; and” and
17 inserting “opportunities—

18 “(A) for older individuals to become men-
19 tors to individuals in younger generations; and

20 “(B) at facilities that serve older individ-
21 uals or individuals in younger generations, at
22 which multigenerational activities might
23 occur.”; and

24 (D) by striking paragraph (4);

25 (2) in subsection (c)(2), by striking “(4)” and
26 inserting “(3)”;

1 (3) in subsection (d)—

2 (A) by striking paragraph (1); and

3 (B) by redesignating paragraphs (2)
4 through (5) as paragraphs (1) through (4), re-
5 spectively;

6 (4) in subsection (g)—

7 (A) in paragraph (1), in the matter pre-
8 ceding subparagraph (A), by striking “of enact-
9 ment of the Supporting Older Americans Act of
10 2020,” and inserting “on which the first grant
11 is awarded under this section following the date
12 of enactment of the Older Americans Act Reau-
13 thorization Act of 2024,”; and

14 (B) in paragraph (2), in the matter pre-
15 ceding subparagraph (A), by striking “the
16 Speaker of the House of Representatives and
17 the President pro tempore of the Senate” and
18 inserting “the Committee on Health, Edu-
19 cation, Labor, and Pensions of the Senate and
20 the Committee on Education and the Workforce
21 of the House of Representatives”; and

22 (5) in subsection (h)(1), by striking “or a fam-
23 ily support program.” and inserting “or a family
24 support program, or a program at a multipurpose

1 senior center, long-term care facility, or any other
2 residential facility for older individuals.”.

3 **SEC. 208. REPORT RELATING TO HEALTH OUTCOMES FOR**
4 **OLDER INDIVIDUALS LIVING WITH OR NEAR**
5 **FAMILY MEMBERS.**

6 (a) IN GENERAL.—The Secretary shall prepare a re-
7 port that assesses—

8 (1) the health outcomes for older individuals
9 who live with, on the same property as, or otherwise
10 in the community in close geographic proximity, rel-
11 ative to the area, to family members; and

12 (2) the degree to which programs under the
13 Older Americans Act of 1965 (42 U.S.C. 3001 et
14 seq.) promote living in the settings described in
15 paragraph (1), as appropriate.

16 (b) INCLUSION.—The report described under sub-
17 section (a) shall include—

18 (1) an assessment of physical and mental health
19 outcomes of older individuals who live in the settings
20 described in subsection (a)(1) in comparison to phys-
21 ical and mental health outcomes of older individuals
22 who do not live in such settings;

23 (2) an assessment of the extent to which living
24 in such settings mitigates social isolation and loneli-
25 ness in older adults; and

1 (3) a description of the different types of such
2 settings and whether, and to what extent, findings
3 under paragraphs (1) and (2) vary across such dif-
4 ferent types.

5 (c) SUBMISSION.—Not later than 2 years after the
6 date of enactment of this Act, the Secretary shall submit
7 to the Committee on Health, Education, Labor, and Pen-
8 sions and the Special Committee on Aging of the Senate
9 and the Committee on Education and the Workforce of
10 the House of Representatives the report required by sub-
11 section (a).

12 **SEC. 209. IMPROVING BROADBAND COORDINATION AND**
13 **REDUCING SOCIAL ISOLATION.**

14 (a) IN GENERAL.—The Assistant Secretary shall, as
15 appropriate, coordinate with the Assistant Secretary of
16 Commerce for Communications and Information of the
17 National Telecommunications and Information Adminis-
18 tration to ensure that the aging network (as defined in
19 section 102 of the Older Americans Act of 1965 (42
20 U.S.C. 3002)) and other relevant stakeholders are aware
21 of, and, subject to applicable eligibility criteria, have ac-
22 cess to, Federal programs relating to digital literacy and
23 the adoption of broadband that may support healthy aging
24 and aging in place for older individuals.

1 (b) REPORT.—Not later than 90 days after the date
2 of enactment of this Act, the Assistant Secretary shall pre-
3 pare, and submit to the Committee on Health, Education,
4 Labor, and Pensions, the Special Committee on Aging,
5 and the Committee on Commerce, Science, and Transpor-
6 tation of the Senate and the Committee on Education and
7 the Workforce of the House of Representatives, a report
8 regarding any coordination efforts carried out pursuant to
9 subsection (a).

10 **TITLE III—ENHANCING INNOVA-**
11 **TION AND FLEXIBILITY IN NU-**
12 **TRITION SERVICES**

13 **SEC. 301. MEDICALLY TAILORED MEALS.**

14 (a) DEFINITIONS.—Section 102(14) (42 U.S.C.
15 3002(14)) is amended—

16 (1) in subparagraph (C), by inserting “, which
17 may include counseling related to the provision of
18 medically tailored meals,” after “counseling”; and

19 (2) in subparagraph (D), by inserting “(includ-
20 ing from medically tailored meals)” after “improved
21 nutrition”.

22 (b) ADMINISTRATION OF NUTRITION SERVICES.—
23 Section 205(a)(2)(A) (42 U.S.C. 3016(a)(2)(A)) is
24 amended—

1 (1) in clause (vi), by inserting “, including
2 through the use of innovative approaches” after
3 “systems”; and

4 (2) in clause (viii), by inserting “and innovative
5 interventions” after “including strategies”.

6 (c) NUTRITION EDUCATION.—Section 214(2)(C) (42
7 U.S.C. 3020e(2)(C)) is amended by inserting “, including
8 interventions,” after “other activities”.

9 (d) NUTRITION SERVICES PURPOSES.—Section
10 330(3) (42 U.S.C. 3030d–21(3)) is amended by inserting
11 “, tailored to their individual medical and nutritional
12 needs to the extent feasible,” after “services”.

13 **SEC. 302. GRAB-AND-GO MEALS.**

14 Section 308(b)(4) (42 U.S.C. 3028(b)(4)) is amended
15 by adding at the end the following:

16 “(E) A State may elect in its plan under section 307
17 to allow use of not more than 25 percent of the funds
18 received by such State under subpart 1 of part C, cal-
19 culated after any transfers under subparagraphs (A) and
20 (B) are completed, to make meals available at congregate
21 meal sites or other community locations for consumption
22 by older individuals outside such sites and locations, such
23 as carry-out or similar meals. A State electing to allow
24 use of funds under the preceding sentence shall—

1 “(i) ensure that such allowable use com-
2 plements the delivery of services through the con-
3 gregate meals program under section 331; and

4 “(ii) notify the Assistant Secretary of such elec-
5 tion, including a description of the amount and per-
6 centage of funds received by such State under sub-
7 part 1 of part C to be used for such purposes.”.

8 **SEC. 303. GAO STUDY ON NUTRITION SERVICES INCENTIVE**
9 **PROGRAM.**

10 (a) IN GENERAL.—The Comptroller General of the
11 United States shall conduct a study to evaluate the Nutri-
12 tion Services Incentive Program under section 311 (42
13 U.S.C. 3030a) (referred to in this section as the “Pro-
14 gram”).

15 (b) INCLUSIONS.—The study under this section—

16 (1) shall—

17 (A) include an assessment of how States
18 and Tribal organizations use funding provided
19 under the Program, including the degree to
20 which States and Tribal organizations use such
21 funding to procure food products from local or
22 regional producers for meals supported under
23 the Program; and

1 (B) identify any challenges or barriers to
2 increasing the use of local and regional pro-
3 ducers under the Program; and

4 (2) may make recommendations related to im-
5 proving the effectiveness of the Program, including
6 with respect to the use of local and regional pro-
7 ducers.

8 (c) REPORT TO CONGRESS.—Not later than 18
9 months after the date of enactment of this Act, the Comp-
10 troller General of the United States shall submit to the
11 Committee on Health, Education, Labor, and Pensions
12 and the Special Committee on Aging of the Senate and
13 the Committee on Education and the Workforce of the
14 House of Representatives a report on the results of the
15 study under this section.

16 **SEC. 304. INNOVATIONS IN NUTRITION PROGRAMS AND**
17 **SERVICES.**

18 Subpart 3 of part C of title III (42 U.S.C. 3030g–
19 21 et seq.) is amended by adding at the end the following:

20 **“SEC. 340. INNOVATIONS IN NUTRITION PROGRAMS AND**
21 **SERVICES.**

22 **“(a) DEMONSTRATION TO REDUCE HUNGER, FOOD**
23 **INSECURITY, AND MALNUTRITION.—**

24 **“(1) IN GENERAL.—**From funds available
25 under paragraph (5), the Assistant Secretary shall

1 make grants, on a competitive basis, to eligible enti-
2 ties, to achieve the purposes of section 330(1) by de-
3 veloping, testing, implementing, and evaluating inno-
4 vative local or regional approaches to improve the
5 quality, effectiveness, efficiency, and outcomes of nu-
6 trition projects and services described in sections
7 311, 331, and 336.

8 “(2) ELIGIBILITY.—In order to be eligible for a
9 grant under paragraph (1), an entity shall—

10 “(A) be—

11 “(i) a State agency, an area agency
12 on aging, an Indian Tribe, a Tribal organi-
13 zation, or another public or nonprofit pri-
14 vate entity, including a nutrition service
15 provider, a multipurpose senior center, a
16 health care entity, or an institution of
17 higher education; or

18 “(ii) a partnership between any enti-
19 ties described in clause (i); and

20 “(B) submit an application at such time
21 and in such manner as the Assistant Secretary
22 may require, including—

23 “(i) a description of an innovative ap-
24 proach referred to in paragraph (1) that

1 the entity proposes to implement under the
2 grant;

3 “(ii) a plan for evaluating the effec-
4 tiveness, including cost-effectiveness, of the
5 innovative approach proposed; and

6 “(iii) a plan for the publication of the
7 results of such evaluation.

8 “(3) PRIORITY.—In selecting eligible entities
9 for grants under this subsection, the Assistant Sec-
10 retary shall give priority to eligible entities proposing
11 to carry out a grant in 1 or more rural areas.

12 “(4) REPORT.—Not later than 1 year after the
13 date of enactment of the Older Americans Act Reau-
14 thorization Act of 2024, and annually thereafter, the
15 Assistant Secretary shall submit a report to the
16 Committee on Health, Education, Labor, and Pen-
17 sions and the Special Committee on Aging of the
18 Senate and the Committee on Education and the
19 Workforce of the House of Representatives describ-
20 ing any activities carried out under paragraph (1),
21 an assessment of the outcomes of such activities
22 using rigorous methodologies, and recommendations
23 for inclusion of any successful innovative approaches
24 within nutrition programs established under this
25 Act.

1 “(5) RESERVATION.—From the total of the
2 amounts made available for a fiscal year under para-
3 graphs (1) and (2) of section 303(b) and in section
4 311(e), the Assistant Secretary shall reserve an
5 amount equal to not more than 1 percent to carry
6 out activities described in paragraph (1) of this sub-
7 section.

8 “(b) INNOVATIVE APPROACHES TO REDUCE HUN-
9 GER, FOOD INSECURITY, AND MALNUTRITION.—

10 “(1) IN GENERAL.—Subject to paragraph (6),
11 in carrying out nutrition projects established under
12 this Act, a State agency or title VI grantee may im-
13 plement innovative approaches, including any appli-
14 cable approaches implemented previously by the As-
15 sistant Secretary or pursuant to subsection (a), that
16 are demonstrated to be effective, to achieve the pur-
17 poses described in section 330(1) by improving—

18 “(A) the quality, composition, preparation,
19 modality, delivery, or location of meals provided
20 to older individuals under this Act; or

21 “(B) the efficiency and effectiveness of dis-
22 tributing, delivering, or otherwise making meals
23 available to older individuals under this Act.

24 “(2) WAIVER.—At the request of a State agen-
25 cy implementing an approach under paragraph (1),

1 the Assistant Secretary may waive any requirements
2 of subpart 1 or 2 with respect to such State agency
3 if such requirements impede the ability of such State
4 agency to successfully implement such an approach.

5 “(3) FLEXIBILITY.—The Secretary shall pro-
6 vide maximum flexibility to a title VI grantee imple-
7 menting an approach under paragraph (1) in the
8 same manner as the Secretary provides maximum
9 flexibility in accordance with section 614(c)(3).

10 “(4) SUNSET.—The authority to carry out ac-
11 tivities described in paragraph (1) shall expire on
12 October 1, 2029.

13 “(5) REPORT.—Not later than September 30,
14 2028, the Assistant Secretary shall submit a report
15 to the Committee on Health, Education, Labor, and
16 Pensions and the Special Committee on Aging of the
17 Senate and the Committee on Education and the
18 Workforce of the House of Representatives describ-
19 ing any activities carried out by State agencies or
20 title VI grantees under paragraph (1), an assess-
21 ment of the outcomes of such activities using rig-
22 orous methodologies, and recommendations for inclu-
23 sion of any successful innovative approaches within
24 nutrition programs established under this Act.

1 “(6) USE OF ALLOTMENT.—If the amount ap-
 2 propriated to carry out section 311 for a fiscal year
 3 exceeds the amount appropriated to carry out sec-
 4 tion 311 for the prior fiscal year or fiscal year 2024,
 5 whichever is greater, a State agency and title VI
 6 grantee in receipt of an allotment under section
 7 311(b) may elect to use the difference between the
 8 allotment received for the fiscal year and the allot-
 9 ment received for the prior fiscal year or fiscal year
 10 2024, whichever is greater, for activities described in
 11 paragraph (1).

12 “(7) RULE OF CONSTRUCTION.—Nothing in
 13 this subsection shall be construed as limiting or pro-
 14 hibiting the requirements described in section 339
 15 from applying to nutrition projects utilizing an inno-
 16 vative approach under this subsection.”.

17 **TITLE IV—SUPPORTING FAMILY** 18 **CAREGIVERS**

19 **SEC. 401. IMPROVING THE NATIONAL FAMILY CAREGIVER** 20 **SUPPORT PROGRAM.**

21 (a) STATE REQUIREMENTS FOR STATE AND COMMU-
 22 NITY PROGRAMS ON AGING GRANTS.—Section
 23 305(a)(3)(E) (42 U.S.C. 3025(a)(3)(E)) is amended—

24 (1) in clause (i), by striking “and” at the end;

1 (2) in clause (ii), by striking the period at the
2 end and inserting “; and”; and

3 (3) by adding at the end the following:

4 “(iii) available supports for family
5 caregivers and older relative caregivers (as
6 defined in section 372(a)).”.

7 (b) AREA PLAN REQUIREMENTS.—Section
8 306(a)(7)(D) (42 U.S.C. 3026(a)(7)(D)) is amended—

9 (1) in clause (i), by striking “and” at the end;

10 (2) in clause (ii), by adding “and” after the
11 semicolon; and

12 (3) by adding at the end the following:

13 “(iii) available supports for family
14 caregivers and older relative caregivers (as
15 defined in section 372(a));”.

16 (c) DEFINITIONS RELATING TO THE NATIONAL FAM-
17 ILY CAREGIVER SUPPORT PROGRAM.—

18 (1) IN GENERAL.—Section 372(a) (42 U.S.C.
19 3030s(a)) is amended—

20 (A) in paragraph (1)—

21 (i) in the first sentence, by striking

22 “The term” and inserting the following:

23 “(A) IN GENERAL.—The term”; and

24 (ii) in subparagraph (A) (as so des-
25 ignated), in the second sentence—

1 (I) by striking the period at the
2 end and inserting “; and”;

3 (II) by striking “Such assess-
4 ment shall be administered through”
5 and inserting the following:

6 “(B) ADMINISTRATION OF ASSESS-
7 MENTS.—A caregiver assessment under sub-
8 paragraph (A) shall—

9 “(i) be administered through”; and

10 (III) by adding at the end the
11 following:

12 “(ii) take into account—

13 “(I) linguistic and cultural dif-
14 ferences;

15 “(II) the ease for the caregiver to
16 access information, supports, or serv-
17 ices, and the timeliness of access to
18 such information, supports, or serv-
19 ices;

20 “(III) barriers to accessing infor-
21 mation, supports, or services;

22 “(IV) the availability of informa-
23 tion, supports, or services in accessible
24 formats; and

1 “(V) the quality of information,
2 supports, or services received, and the
3 degree to which it is helpful to the
4 caregiver.”;

5 (B) by striking paragraph (2) and insert-
6 ing the following:

7 “(2) CHILD OR YOUTH.—The term ‘child or
8 youth’ means an individual who is not more than—

9 “(A) 18 years of age; or

10 “(B) 22 years of age, in the case of an in-
11 dividual who is enrolled in any form of school-
12 ing (including on a part-time basis), includ-
13 ing—

14 “(i) in high school or secondary school
15 (as such terms are defined in section 8101
16 of the Elementary and Secondary Edu-
17 cation Act of 1965 (20 U.S.C. 7801)); or

18 “(ii) in an institution of higher edu-
19 cation (as defined in section 102 of the
20 Higher Education Act of 1965 (20 U.S.C.
21 1002)).”; and

22 (C) in paragraph (4)(B)—

23 (i) in clause (i), by inserting “adult”
24 after “or other”; and

1 (ii) by amending clause (iii) to read as
2 follows:

3 “(iii)(I) has a legal relationship to the
4 child or youth, such as legal custody, adop-
5 tion, or guardianship, or is raising the
6 child or youth informally; and

7 “(II) in the case of a child or youth
8 described in paragraph (2)(B) who is 18
9 years of age or older, had established such
10 a legal relationship, or began raising such
11 child or youth informally, prior to the child
12 or youth reaching the age of 18; and”.

13 (2) CONFORMING AMENDMENTS.—Part E of
14 title III (42 U.S.C. 3030s et seq.) is amended—

15 (A) by inserting “or youth” after “child”
16 each place it appears (other than in sections
17 372(a)(2) (as amended by paragraph (1)(B))
18 and 372(a)(4)(B)(iii) (as amended by para-
19 graph (1)(C)(ii))); and

20 (B) in section 373(c)(2)(B) (42 U.S.C.
21 3030s–1(c)(2)(B)), by inserting “or youth”
22 after “children”.

23 (d) PROGRAM AUTHORIZED.—Section 373 (42
24 U.S.C. 3030s–1) is amended—

25 (1) in subsection (b)(3)—

1 (A) by inserting “which may include trauma-informed services, peer supports,” after “individual counseling,”; and

2
3
4 (B) by inserting “elder abuse prevention,” after “nutrition,”;

5
6 (2) in subsection (c)—

7 (A) in the subsection heading, by striking
8 “PRIORITY” and inserting “PRIORITY; CONSIDERATION”; and

9
10 (B) by adding at the end the following:

11 “(3) CONSIDERATION.—In providing services
12 under this part, the State shall consider—

13 “(A) that older relative caregivers caring
14 for multiple children or youth may need greater
15 resources and supports; and

16 “(B) the circumstances and unique needs
17 of different types of caregivers, including the
18 needs of children or youth and their older relative caregivers whose families have been affected by substance use disorder, including
19 opioid use disorder.”;

20
21 (3) in subsection (e)—

22 (A) in the matter preceding paragraph (1),
23 by striking “Not later than” and all that follows through “the Assistant Secretary shall”
24
25

1 and inserting “The Assistant Secretary shall,
2 on a regular basis”;

3 (B) in paragraph (1)—

4 (i) in subparagraph (B), by striking
5 “and” at the end;

6 (ii) by redesignating subparagraph
7 (C) as subparagraph (D); and

8 (iii) by inserting after subparagraph
9 (B) the following:

10 “(C) the use of caregiver assessments;
11 and”; and

12 (C) in paragraph (2), by striking “make
13 available” and inserting “prepare, publish, and
14 disseminate”;

15 (4) in subsection (i)—

16 (A) in paragraph (1), by inserting “, which
17 may include the improvement of the quality and
18 consistency of caregiver assessments and access
19 to other information, supports, or services”
20 after “section 631”; and

21 (B) in paragraph (2), by inserting “(in-
22 cluding outcome measures)” after “program
23 evaluation”; and

24 (5) in subsection (j)—

1 (A) in the matter preceding paragraph (1),
2 by striking “Not later than” and all that fol-
3 lows through “shall provide technical assist-
4 ance” and inserting “Beginning not later than
5 1 year after the date of enactment of the Older
6 Americans Act Reauthorization Act of 2024,
7 the Assistant Secretary, in consultation with
8 stakeholders with appropriate expertise and, as
9 appropriate, informed by the most recent strat-
10 egy developed under the RAISE Family Care-
11 givers Act (42 U.S.C. 3030s note) and the most
12 recent report developed under the Supporting
13 Grandparents Raising Grandchildren Act (Pub-
14 lic Law 115–196; 132 Stat. 1511), shall pro-
15 vide ongoing technical assistance”;

16 (B) in paragraph (2), by striking “and” at
17 the end;

18 (C) by redesignating paragraph (3) as
19 paragraph (4); and

20 (D) by inserting after paragraph (2) the
21 following:

22 “(3) the quality and consistency of caregiver as-
23 sessments used across States; and”.

1 **SEC. 402. EMPHASIZING RESPITE CARE.**

2 Section 321(a)(19) (42 U.S.C. 3030d(a)(19)) is
3 amended to read as follows:

4 “(19) services, which may include respite care
5 through various models, designed to support family
6 members and other persons providing voluntary care
7 to older individuals that need long-term care serv-
8 ices, which may include older individuals with cog-
9 nitive impairments such as Alzheimer’s disease and
10 related disorders with neurological and organic brain
11 dysfunction;”.

12 **SEC. 403. CLARIFYING SUPPORTIVE SERVICES.**

13 Section 321(a)(18) (42 U.S.C. 3030d(a)(18)) is
14 amended by striking “mentally impaired older individuals”
15 and inserting “older individuals with cognitive, physical,
16 or mental impairments”.

17 **SEC. 404. DIRECT CARE WORKFORCE RESOURCE CENTER.**

18 Section 411(a)(13) (42 U.S.C. 3032(a)(13)) is
19 amended—

20 (1) in subparagraph (B), by adding “and” at
21 the end;

22 (2) by redesignating subparagraphs (A) and
23 (B) as clauses (i) and (ii), respectively, and adjust-
24 ing the margins accordingly;

25 (3) in the matter preceding clause (i) (as so re-
26 designated)—

1 (A) by inserting “and, as appropriate, the
2 heads of other relevant Federal departments
3 and agencies” after “Labor”; and

4 (B) by striking “workers, and the solie-
5 iting,” and inserting the following: “workers,
6 including—

7 “(A) the soliciting,”; and

8 (4) by adding at the end the following:

9 “(B) the establishment and operation of a
10 national resource center that supports the
11 growth and professionalization of the direct
12 care workforce necessary to meet the needs of
13 older individuals and individuals with disabil-
14 ities, and, in a manner that does not unneces-
15 sarily duplicate the activities of other resource
16 centers supported by the Assistant Secretary,
17 that addresses training and other educational
18 needs of family caregivers, which activities of
19 the center may include—

20 “(i) the provision of training and
21 technical assistance, including through the
22 development and dissemination of edu-
23 cational materials, to States, long-term
24 services and supports providers, direct care
25 workers, and family caregivers; and

1 “(ii) promoting existing, and sup-
2 porting the demonstration of new, strate-
3 gies for the recruitment, retention, career
4 development, or advancement of direct care
5 workers to reduce barriers to entry for a
6 diverse and high-quality direct care work-
7 force, including providing wages, benefits,
8 and advancement opportunities needed to
9 attract or retain direct care workers;”.

10 **SEC. 405. SUPPORTING GRANDPARENTS RAISING GRAND-**
11 **CHILDREN ACT.**

12 (a) FINDINGS.—The Supporting Grandparents Rais-
13 ing Grandchildren Act (Public Law 115–196; 132 Stat.
14 1511) is amended by striking section 2.

15 (b) DEFINITIONS.—The Supporting Grandparents
16 Raising Grandchildren Act is amended by redesignating
17 section 4 as section 2 and moving the section so as to
18 follow section 1.

19 (c) ADVISORY COUNCIL.—Section 3 of the Sup-
20 porting Grandparents Raising Grandchildren Act is
21 amended—

22 (1) in subsection (b)—

23 (A) in paragraph (1)—

1 (i) by redesignating subparagraphs
 2 (G) through (I) as subparagraphs (H)
 3 through (J);

4 (ii) by inserting after subparagraph
 5 (F) the following:

6 “(G) The Assistant Secretary for Health.”;

7 (iii) in subparagraph (I), as so rededesignated,
 8 by striking “of children”; and

9 (iv) in subparagraph (J), as so redesignated,
 10 by striking “relatives” and inserting
 11 “relative caregivers”; and

12 (B) by adding at the end the following:

13 “(3) LIMITATION ON NON-FEDERAL MEMBERS.—Not more than 10 members of the Advisory
 14 Council may be individuals who are not Federal officers or employees.”;

17 (2) in subsection (c)—

18 (A) in paragraph (1)—

19 (i) in subparagraph (A)—

20 (I) in the matter preceding clause

21 (i), by striking “relatives” and inserting
 22 “relative caregivers”; and

23 (II) in clause (i)—

24 (aa) by striking “the
 25 health,” and inserting “the near-

1 and long-term health, including
2 mental health,”; and

3 (bb) by striking “care; and”
4 and inserting “care, including
5 any needs related to the cir-
6 cumstances that caused such
7 children to be raised by a grand-
8 parent or older relative caregiver;
9 and”; and

10 (ii) in subparagraph (B)—

11 (I) by striking “(B)” and all that
12 follows through “In” and inserting
13 the following:

14 “(B) CONSIDERATIONS.—In”; and

15 (II) by striking “needs of those
16 affected by the opioid crisis” and in-
17 serting “needs and challenges of indi-
18 viduals affected by substance use dis-
19 order, including opioid use disorder,
20 or, as applicable and appropriate,
21 needs and challenges of individuals re-
22 lated to other circumstances, which
23 may include public health emer-
24 gencies”;

25 (B) in paragraph (2)—

1 (i) in subparagraph (A), in the matter
2 preceding clause (i), by striking “enact-
3 ment of this Act” and inserting “enact-
4 ment of the Older Americans Act Reau-
5 thorization Act of 2024”; and

6 (ii) in subparagraph (B)—

7 (I) in clause (i)—

8 (aa) by striking “relatives”
9 and inserting “relative care-
10 givers”; and

11 (bb) by striking “needs of
12 children” and all that follows
13 through “epidemic;” and insert-
14 ing “needs of children and their
15 older relative caregivers who have
16 been affected by substance use
17 disorder, including opioid use dis-
18 order;”;

19 (II) in clause (ii), by striking the
20 “and” at the end;

21 (III) by redesignating clause (iii)
22 as clause (iv); and

23 (IV) by inserting after clause (ii)
24 the following:

1 “(iii) a description of any activities of
2 the Department of Health and Human
3 Services to evaluate the effectiveness of
4 supportive services in addressing the needs
5 of children and their older relative care-
6 givers, including those who have been af-
7 fected by substance use disorder, including
8 opioid use disorder, and any related find-
9 ings; and”;

10 (C) in paragraph (3)—

11 (i) in the matter preceding subpara-
12 graph (A)—

13 (I) by striking “(3)” and all that
14 follows through “Not” and inserting
15 the following:

16 “(3) FOLLOW-UP REPORTS.—Not”;

17 (II) by striking “2 years” and in-
18 serting “180 days”; and

19 (III) by inserting after “sub-
20 mitted,” the following: “and every 2
21 years thereafter until the Advisory
22 Council terminates under subsection
23 (f),”; and

1 (D) in paragraph (4) by striking “rel-
2 atives” each place it appears and inserting “rel-
3 ative caregivers”;

4 (3) in subsection (d), by striking “the Federal
5 Advisory Committee Act (5 U.S.C. App.)” and in-
6 serting “chapter 10 of title 5, United States Code.”;
7 and

8 (4) in subsection (f), by striking “terminate”
9 and all that follows through “Act.” and inserting
10 “terminate on September 30, 2029.”.

11 **SEC. 406. RAISE FAMILY CAREGIVERS ACT.**

12 (a) STRATEGY.—Section 3 of the RAISE Family
13 Caregivers Act (42 U.S.C. 3030s note) is amended—

14 (1) in subsection (c)—

15 (A) in the matter preceding paragraph (1),
16 by inserting “(or the Secretary’s designee)”
17 after “The Secretary”; and

18 (B) in paragraph (1), by inserting “and
19 made publicly available by the Secretary,” after
20 “caregiver programs,”; and

21 (2) in subsection (d)(2), by inserting “in” after
22 “caregiver programs”.

23 (b) COUNCIL.—Section 4(e) of that Act (42 U.S.C.
24 3030s note) is amended by striking “The Federal Advi-

1 sory Committee Act (5 U.S.C. App.)” and inserting
 2 “Chapter 10 of title 5, United States Code,”.

3 (c) SUNSET EXTENSION.—Section 6 of that Act (42
 4 U.S.C. 3030s note) is amended by striking “terminate”
 5 and all that follows through “Act.” and inserting “termi-
 6 nate on September 30, 2029.”.

7 **TITLE V—COMMUNITY SERVICE** 8 **SENIOR OPPORTUNITIES ACT**

9 **SEC. 501. IMPROVING THE COMMUNITY SERVICE EMPLOY-** 10 **MENT PROGRAM.**

11 (a) PROGRAM.—Section 502(b)(1) (42 U.S.C.
 12 3056(b)(1)) is amended—

13 (1) in subparagraph (C)(ii), by striking “section
 14 513(a)(2)(E)” and inserting “section 513(a)(2)(F)”;
 15 and

16 (2) in subparagraph (E), by inserting “older in-
 17 dividuals,” after “youth,”.

18 (b) PERFORMANCE.—Section 513 (42 U.S.C. 3056k)
 19 is amended—

20 (1) in subsection (a)(2)—

21 (A) in subparagraph (D)(iii), by inserting
 22 “, including toward the long-term performance
 23 goals determined by the Department of Labor
 24 under the Government Performance and Re-
 25 sults Act of 1993 (Public Law 103–62; 107

1 Stat. 285) and the amendments made by such
2 Act,” after “core measures”;

3 (B) by redesignating subparagraph (E) as
4 subparagraph (F); and

5 (C) by inserting after subparagraph (D)
6 the following:

7 “(E) BIENNIAL REPORT.—Not later than
8 2 years after the date of enactment of the Older
9 Americans Act Reauthorization Act of 2024,
10 and every 2 years thereafter during the period
11 of the program described in section 502(a)(1),
12 the Secretary shall prepare, make publicly avail-
13 able, and submit to the Committee on Health,
14 Education, Labor, and Pensions and the Spe-
15 cial Committee on Aging of the Senate and the
16 Committee on Education and the Workforce of
17 the House of Representatives a report regard-
18 ing the methodology used to arrive at the ex-
19 pected levels of performance described in sub-
20 paragraph (B) for each grantee, including the
21 particular statistical model used and other fac-
22 tors taken into account, as described in sub-
23 paragraph (D).”;

24 (2) in subsection (b)(1)(C), by striking “fourth
25 quarter after exit from the project” and inserting

1 “second quarter after exit from the project and re-
2 main in unsubsidized employment during the fourth
3 quarter after exit from the project”;

4 (3) in subsection (c) and paragraphs (1)(A),
5 (2)(A), and (3)(A) of subsection (d), by striking
6 “subsection (a)(2)(E)” and inserting “subsection
7 (a)(2)(F)”; and

8 (4) in subsection (d)—

9 (A) in paragraph (2)(B)(iii), by adding at
10 the end the following: “For grants awarded on
11 or after the date that is 2 years after the date
12 of enactment of the Older Americans Act Reau-
13 thorization Act of 2024, any grantee who has
14 failed to meet the expected levels of perform-
15 ance for the 2 consecutive years prior to the
16 subsequent grant competition under section 514
17 shall not be allowed to compete in the subse-
18 quent grant competition under section 514 fol-
19 lowing the second consecutive year of failure
20 but may compete in the next such grant com-
21 petition after that subsequent competition.”;
22 and

23 (B) in paragraph (3)(B)(iii), by adding at
24 the end the following: “For grants awarded on
25 or after the date that is 2 years after the date

1 of enactment of the Older Americans Act Reau-
2 thorization Act of 2024, if the Secretary deter-
3 mines that the State fails to meet the expected
4 levels of performance described in subparagraph
5 (A) for 2 consecutive program years, the Sec-
6 retary shall provide for the conduct by the
7 State of a competition to award the funds allot-
8 ted to the State under section 506(e) for the
9 first full program year following the Secretary's
10 determination.”.

11 (c) DEFINITIONS AND RULE.—

12 (1) DEFINITIONS.—Section 518(a)(1)(A) (42
13 U.S.C. 3056p(a)(1)(A)) is amended to read as fol-
14 lows:

15 “(A) social, health, welfare, and edu-
16 cational services (including literacy tutoring and
17 services provided by the aging network), legal
18 and other counseling services and assistance
19 (including tax counseling and assistance and fi-
20 nancial counseling), and library, recreational,
21 and other similar services;”.

22 (2) RULE.—Section 518(b)(2)(F) (42 U.S.C.
23 3056p(b)(2)(F)) is amended to read as follows:

24 “(F) has failed to find employment after receiv-
25 ing any combination of training services or the fol-

1 lowing career services provided under title I of the
 2 Workforce Innovation and Opportunity Act (29
 3 U.S.C. 3111 et seq.)—

4 “(i) initial or comprehensive skills assess-
 5 ment;

6 “(ii) labor exchange services;

7 “(iii) provision of workforce and labor mar-
 8 ket information or job search assistance;

9 “(iv) development of an individual employ-
 10 ment plan;

11 “(v) group or individual counseling;

12 “(vi) career planning;

13 “(vii) internship, work experience, work-
 14 force preparation activities, or prevocational
 15 services;

16 “(viii) English language acquisition and in-
 17 tegrated education and training; or

18 “(ix) followup services;”.

19 **SEC. 502. GAO REPORT ON ALIGNMENT WITHIN THE COM-**
 20 **MUNITY SERVICE EMPLOYMENT PROGRAM.**

21 (a) REVIEW.—Not later than 18 months after the
 22 date of enactment of this Act, the Comptroller General
 23 of the United States shall complete a review in which the
 24 Comptroller General—

25 (1) evaluates—

1 (A) the distinct differences and similarities
2 between the older American community service
3 employment program as authorized under title
4 V of the Older Americans Act of 1965 (42
5 U.S.C. 3056 et seq.) and the programs carried
6 out under title I of the Workforce Innovation
7 and Opportunity Act (29 U.S.C. 3111 et seq.);
8 and

9 (B) how the programs described in sub-
10 paragraph (A) serve older individuals in seeking
11 and obtaining community service employment;

12 (2) analyzes the expected levels of performance
13 described in section 513(a) of the Older Americans
14 Act of 1965 (42 U.S.C. 3056k(a)), the efficacy and
15 impacts of the indicators of performance described
16 in section 513(b) of the Older Americans Act of
17 1965 (42 U.S.C. 3056k(b)), and corrective measures
18 described in section 513(d) of the Older Americans
19 Act of 1965 (42 U.S.C. 3056k(d)) for the older
20 American community service employment program,
21 compared with the expected levels of performance,
22 efficacy and impacts of the indicators of perform-
23 ance, and corrective measures described in section
24 116 of the Workforce Innovation and Opportunity
25 Act (29 U.S.C. 3141) for programs authorized

1 under title I of such Act, including the efficacy of
2 the indicators of performance described in section
3 513(b) of the Older Americans Act of 1965 (42
4 U.S.C. 3056k(b)) for individuals described in sub-
5 section (a)(3)(B)(ii) or subsection (b) of section 518
6 of the Older Americans Act of 1965 (42 U.S.C.
7 3056p);

8 (3) develops recommendations for any alter-
9 native measures that may better measure the effi-
10 cacy of the older American community service em-
11 ployment program as authorized under title V of the
12 Older Americans Act of 1965 (42 U.S.C. 3056 et
13 seq.) for individuals described in subsection
14 (a)(3)(B)(ii) or subsection (b) of section 518 of the
15 Older Americans Act of 1965 (42 U.S.C. 3056p) to
16 achieve the objectives described in section 101 of the
17 Older Americans Act of 1965 (42 U.S.C. 3001); and

18 (4) evaluates how the Department of Labor co-
19 ordinates delivery of services with State and national
20 grantees under title V of the Older Americans Act
21 of 1965 (42 U.S.C. 3056 et seq.) and with States
22 and local workforce development areas under title I
23 of the Workforce Innovation and Opportunity Act
24 (29 U.S.C. 3111 et seq.) to serve older individuals.

1 (b) REPORT TO CONGRESS.—Not later than 180 days
2 after the review required under this section is completed,
3 the Comptroller General shall submit to the Committee
4 on Health, Education, Labor, and Pensions and the Spe-
5 cial Committee on Aging of the Senate and the Committee
6 on Education and the Workforce of the House of Rep-
7 resentatives a report on the results of such review.

8 **TITLE VI—IMPROVING SERVICES**
9 **FOR NATIVE ELDERS**

10 **SEC. 601. OLDER AMERICANS TRIBAL ADVISORY COM-**
11 **MITTEE.**

12 Section 201(c) (42 U.S.C. 3011(c)) is amended by
13 adding at the end the following:

14 “(4)(A) In addition to other methods of govern-
15 ment-to-government consultation between the Ad-
16 ministration and Indian Tribes and conferring with
17 organizations representing Native Hawaiians, the
18 Assistant Secretary shall establish an advisory com-
19 mittee, to be known as the ‘Older Americans Tribal
20 Advisory Committee’ (referred to in this paragraph
21 as the ‘Committee’) to provide advice and guidance
22 to the Assistant Secretary on matters relating to the
23 needs of older individuals who are Native Americans
24 and implementation of related programs and activi-
25 ties under this Act.

1 “(B) The Committee shall be composed of 11
2 voting, non-Federal members, including—

3 “(i) geographically diverse individuals with
4 expertise on the range of issues affecting Indian
5 Tribes, organizations representing Native Ha-
6 waiians, and older individuals who are Native
7 Americans;

8 “(ii) not less than 1 member who is an
9 Alaska Native; and

10 “(iii) not less than 1 member who is a Na-
11 tive Hawaiian.

12 “(C) The Committee shall include non-voting,
13 ex officio representatives of relevant Federal depart-
14 ments and agencies, including—

15 “(i) the Administration;

16 “(ii) the Indian Health Service;

17 “(iii) the Centers for Medicare & Medicaid
18 Services;

19 “(iv) the Department of the Interior;

20 “(v) the Department of Labor; and

21 “(vi) any other agency or office with sub-
22 ject matter expertise that the Assistant Sec-
23 retary determines appropriate.

24 “(D) The Committee shall meet in person not
25 less frequently than twice each year.

1 “(E) The Committee shall coordinate, as appro-
2 priate, with the Secretary’s Tribal Advisory Com-
3 mittee of the Department of Health and Human
4 Services.

5 “(F)(i) Not less frequently than once each year,
6 the Committee shall submit to the Assistant Sec-
7 retary and make publicly available a report that de-
8 scribes—

9 “(I) the activities of the Committee during
10 the previous year; and

11 “(II) recommendations for administrative
12 action, including the identification of any statu-
13 tory barriers to carrying out such recommenda-
14 tions, for the following year.

15 “(ii) Not later than 60 days after the date on
16 which the Assistant Secretary receives a report
17 under clause (i), the Assistant Secretary shall sub-
18 mit to the Committee a written response to such re-
19 port.

20 “(G) Chapter 10 of title 5, United States Code, shall
21 not apply to the Committee.

22 “(H) In establishing, developing procedures for, and
23 operating the Committee, the Assistant Secretary shall—

24 “(i) consult with Indian Tribes and confer with
25 organizations representing Native Hawaiians; and

1 “(ii) take into consideration best practices of
2 other Tribal advisory committees operated by the
3 Department of Health and Human Services before
4 the date of enactment of the Older Americans Act
5 Reauthorization Act of 2024.”.

6 **SEC. 602. SUPPORTIVE SERVICES; SET ASIDE.**

7 (a) SUPPORTIVE SERVICES.—Section 636 (42 U.S.C.
8 3057k–21) is amended—

9 (1) in subsection (a), by striking “may” and in-
10 serting “shall, as practicable,”; and

11 (2) in subsection (b)(2), by striking “in-home
12 assistance” and inserting “in-home services”.

13 (b) FUNDING SET ASIDE.—Section 644 (42 U.S.C.
14 3057o) is amended—

15 (1) by striking “Of” and inserting the fol-
16 lowing:

17 “(a) IN GENERAL.—Of”; and

18 (2) by adding at the end the following:

19 “(b) REPORT.—Not later than 1 year after the date
20 of enactment of the Older Americans Act Reauthorization
21 Act of 2024, the Assistant Secretary shall submit to the
22 Committee on Health, Education, Labor, and Pensions of
23 the Senate and the Committee on Education and the
24 Workforce of the House of Representatives, a report on
25 the use of funds under part D. Such report shall include—

1 “(1) the total amount of funds made available
2 under subsection (a) to carry out part D for each
3 fiscal year;

4 “(2) a list of award recipients under part D;
5 and

6 “(3) a summary of supportive services for
7 healthy aging and independence provided under part
8 D.”.

9 **SEC. 603. GAO REPORT ON TRIBAL SERVICES.**

10 Not later than 18 months after the date of enactment
11 of this Act, the Comptroller General of the United States
12 shall submit to Congress a report that—

13 (1) evaluates and identifies barriers to Indian
14 Tribes (as defined in section 4 of the Indian Self-
15 Determination and Education Assistance Act (25
16 U.S.C. 5304)) and organizations serving Native Ha-
17 waiians accessing programs under title VI of the
18 Older Americans Act of 1965 (42 U.S.C. 3057 et
19 seq.), and coordination of such programs under such
20 title VI with programs funded under titles III and
21 IV of such Act (42 U.S.C. 3021 et seq., 42 U.S.C.
22 3031 et seq.), including by—

23 (A) estimating the number of Native
24 Americans unserved by programs under such
25 title VI;

1 (B) identifying States and area agencies
2 on aging making grants to Indian Tribes under
3 such title III; and

4 (C) providing estimates of funding nec-
5 essary to support programs under such title VI
6 for all Tribal organizations (as defined in sec-
7 tion 4 of the Indian Self-Determination and
8 Education Assistance Act (25 U.S.C. 5304))
9 and organizations serving Native Hawaiians
10 that are not eligible under such title VI (as in
11 effect on the date of enactment of this Act);
12 and

13 (2) details how grantees under title V of the
14 Older Americans Act of 1965 (42 U.S.C. 3056 et
15 seq.) are serving older individuals who are Native
16 Americans with funds received under such title V,
17 including by evaluating how the Secretary of Labor
18 coordinates with State and national grantees under
19 such title V to serve older individuals who are Native
20 Americans.

21 **SEC. 604. TECHNICAL AMENDMENTS.**

22 The Older Americans Act of 1965 (42 U.S.C. 3001
23 et seq.) is amended—

24 (1) in section 102 (42 U.S.C. 3002)—

1 (A) in paragraph (27), by striking “the
2 term ‘Indian tribe’ means any tribe” and insert-
3 ing “the term ‘Indian Tribe’ means any Tribe”;
4 and

5 (B) in paragraph (56), by striking “the
6 term ‘tribal organization’ means” and inserting
7 “the term ‘Tribal organization’ means”;

8 (2) in section 418(a)(2)(6) (42 U.S.C.
9 3032g(a)(2)(6)), by striking “Speaker of the House
10 of Representatives and the President pro tempore of
11 the Senate” and inserting “Committee on Health,
12 Education, Labor, and Pensions of the Senate and
13 the Committee on Education and the Workforce of
14 the House of Representatives”;

15 (3) in section 612(c) (42 U.S.C. 3057c(c))—

16 (A) by striking “terms ‘Indian tribe’ and
17 ‘tribal organization’ have” and inserting “terms
18 ‘Indian Tribe’ and ‘Tribal organization’ have”;
19 and

20 (B) by striking “(25 U.S.C. 450b)” and
21 inserting “(25 U.S.C. 5304)”; and

22 (4) by striking “tribe”, “tribes”, and “tribal”
23 each place such terms appear and inserting “Tribe”,
24 “Tribes”, and “Tribal”, respectively.

1 **TITLE VII—STRENGTHENING**
 2 **THE LONG-TERM CARE OM-**
 3 **BUDSMAN PROGRAMS AND**
 4 **ELDER ABUSE PREVENTION**

5 **SEC. 701. DIRECTOR OF THE OFFICE OF LONG-TERM CARE**
 6 **OMBUDSMAN PROGRAMS.**

7 Section 201(d)(2)(A) (42 U.S.C. 3011(d)(2)(A)) is
 8 amended, in the second sentence, by inserting “serve on
 9 a full-time basis and” after “shall”.

10 **SEC. 702. LEGAL ASSISTANCE TRAINING RESOURCES RE-**
 11 **LATING TO ELDER ABUSE PREVENTION.**

12 Section 201(e)(2)(A) (42 U.S.C. 3011(e)(2)(A)) is
 13 amended by striking clause (v) and inserting the following:

14 “(v) establishing an information clear-
 15 inghouse to collect, maintain, and dissemi-
 16 nate information concerning best practices
 17 and resources for training, technical assist-
 18 ance, and other activities, which may in-
 19 clude training resources for paralegals or
 20 law students who are under the direct su-
 21 pervision of an attorney, to assist State
 22 Long-Term Care Ombudsman programs,
 23 adult protective services programs, and
 24 other legal services relating to defense of
 25 guardianship, promotion of self-determina-

tion, and the matters described in clause
(ii)(I), and to assist States and commu-
nities to carry out evidence-based programs
to prevent and address elder abuse, ne-
glect, and exploitation;”.

**SEC. 703. IMPROVING TRAINING OF VOLUNTEERS UNDER
THE STATE LONG-TERM CARE OMBUDSMAN
PROGRAM.**

Section 712 (42 U.S.C. 3058g) is amended—

(1) in subsection (h)(5)—

(A) in the matter preceding subparagraph

(A)—

(i) by striking “the representatives”

and inserting “each type of representa-
tive”; and

(ii) by inserting “types of” before
“unpaid volunteers”;

(B) in subparagraph (A), by inserting “for
each such type of representative” before the
semicolon at the end;

(C) in subparagraph (B)(iii), by striking
“and” at the end;

(D) in subparagraph (C), by adding “and”
at the end; and

(E) by adding at the end the following:

1 “(D) with respect to representatives of the
2 Office who are unpaid volunteers, take into con-
3 sideration the degree to which each such type of
4 unpaid volunteer performs activities requiring
5 specialized training, with a goal of reducing un-
6 necessary training requirements for prospective
7 unpaid volunteers;”; and

8 (2) by adding at the end the following:

9 “(k) TRAINING REQUIREMENTS FOR UNPAID VOL-
10 UNTEERS.—

11 “(1) IN GENERAL.—In providing the model
12 standards described in subsection (h)(5), the Direc-
13 tor of the Office of Long-Term Care Ombudsman
14 Programs shall review and, as necessary, update
15 such model standards on a regular basis to tailor
16 such model standards to the individualized training
17 needs of each type of representative of the Office, in-
18 cluding each type of unpaid volunteer.

19 “(2) CONSIDERATIONS.—In carrying out para-
20 graph (1), the Director of the Office of Long-Term
21 Care Ombudsman Programs shall take into consider-
22 ation the degree to which each type of representative
23 of the Office performs activities that require special-
24 ized training, with a goal of reducing unnecessary
25 training requirements for unpaid volunteers.”.

1 **SEC. 704. REPORTING ON STATE LONG-TERM CARE OM-**
2 **BUDSMAN PROGRAMS.**

3 Chapter 2 of subtitle A of title VII (42 U.S.C. 3058f
4 et seq.) is amended by adding at the end the following:

5 **“SEC. 714. REPORTS TO CONGRESS.**

6 “Each year, the Assistant Secretary shall submit to
7 the Committee on Health, Education, Labor, and Pen-
8 sions and the Special Committee on Aging of the Senate
9 and the Committee on Education and the Workforce of
10 the House of Representatives, and make publicly available,
11 a report that—

12 “(1) aggregates all reports submitted under sec-
13 tion 712(h) for such year; and

14 “(2) provides a summary of the findings of
15 such reports.”.

16 **SEC. 705. STUDY ON STATE LONG-TERM CARE OMBUDSMAN**
17 **PROGRAMS.**

18 (a) IN GENERAL.—The Assistant Secretary shall
19 seek to enter into a contract with the National Academies
20 of Sciences, Engineering, and Medicine (referred to in this
21 section as the “National Academies”) to conduct a study
22 on the State Long-Term Care Ombudsman programs car-
23 ried out under the Older Americans Act of 1965 (42
24 U.S.C. 3001 et seq.), including an assessment of the effec-
25 tiveness of such programs and any related challenges and
26 recommendations. The study shall include an assessment

1 of the current (as of the date on which the contract is
2 entered into) recommended staff-to-bed ratio for such pro-
3 grams, as appropriate.

4 (b) REPORT.—Not later than 18 months after the
5 date on which a contract is entered into under subsection
6 (a), the National Academies shall publicly issue a report
7 on the findings of the study under this section.

8 **TITLE VIII—AUTHORIZATIONS** 9 **OF APPROPRIATIONS**

10 **SEC. 801. ADMINISTRATION ON AGING.**

11 Section 216 (42 U.S.C. 3020f) is amended—

12 (1) in subsection (a), by striking
13 “\$43,937,410” and all that follows through “fiscal
14 year 2024” and inserting “\$55,469,968 for fiscal
15 year 2025, \$55,469,968 for fiscal year 2026,
16 \$55,469,968 for fiscal year 2027, \$55,469,968 for
17 fiscal year 2028, and \$55,469,968 for fiscal year
18 2029”; and

19 (2) in subsection (b)—

20 (A) in paragraph (1), by striking
21 “\$2,180,660” and all that follows through “fis-
22 cal year 2024” and inserting “\$2,753,033 for
23 fiscal year 2025, \$2,753,033 for fiscal year
24 2026, \$2,753,033 for fiscal year 2027,

1 \$2,753,033 for fiscal year 2028, and
2 \$2,753,033 for fiscal year 2029”;

3 (B) in paragraph (2), by striking
4 “\$1,988,060” and all that follows through “fis-
5 cal year 2024” and inserting “\$2,509,880 for
6 fiscal year 2025, \$2,509,880 for fiscal year
7 2026, \$2,509,880 for fiscal year 2027,
8 \$2,509,880 for fiscal year 2028, and
9 \$2,509,880 for fiscal year 2029”;

10 (C) in paragraph (3), by striking
11 “\$1,371,740” and all that follows through “fis-
12 cal year 2024” and inserting “\$1,731,790 for
13 fiscal year 2025, \$1,731,790 for fiscal year
14 2026, \$1,731,790 for fiscal year 2027,
15 \$1,731,790 for fiscal year 2028, and
16 \$1,731,790 for fiscal year 2029”; and

17 (D) in paragraph (4), by striking
18 “\$8,687,330” and all that follows through “fis-
19 cal year 2024” and inserting “\$10,967,554 for
20 fiscal year 2025, \$10,967,554 for fiscal year
21 2026, \$10,967,554 for fiscal year 2027,
22 \$10,967,554 for fiscal year 2028, and
23 \$10,967,554 for fiscal year 2029”.

1 **SEC. 802. GRANTS FOR STATE AND COMMUNITY PROGRAMS**
2 **ON AGING.**

3 (a) IN GENERAL.—Section 303 (42 U.S.C. 3023) is
4 amended—

5 (1) in subsection (a)(1), by striking
6 “\$412,029,180” and all that follows through “fiscal
7 year 2024” and inserting “\$520,177,347 for fiscal
8 year 2025, \$520,177,347 for fiscal year 2026,
9 \$520,177,347 for fiscal year 2027, \$520,177,347 for
10 fiscal year 2028, and \$520,177,347 for fiscal year
11 2029”;

12 (2) in subsection (b)—

13 (A) in paragraph (1), by striking
14 “\$530,015,940” and all that follows through
15 “fiscal year 2024” and inserting “\$669,132,913
16 for fiscal year 2025, \$669,132,913 for fiscal
17 year 2026, \$669,132,913 for fiscal year 2027,
18 \$669,132,913 for fiscal year 2028, and
19 \$669,132,913 for fiscal year 2029”; and

20 (B) in paragraph (2), by striking
21 “\$268,935,940” and all that follows through
22 “fiscal year 2024” and inserting “\$381,342,000
23 for fiscal year 2025, \$381,342,000 for fiscal
24 year 2026, \$381,342,000 for fiscal year 2027,
25 \$381,342,000 for fiscal year 2028, and
26 \$381,342,000 for fiscal year 2029”;

1 (3) in subsection (d), by striking
2 “\$26,587,360” and all that follows through “fiscal
3 year 2024” and inserting “\$33,565,929 for fiscal
4 year 2025, \$33,565,929 for fiscal year 2026,
5 \$33,565,929 for fiscal year 2027, \$33,565,929 for
6 fiscal year 2028, and \$33,565,929 for fiscal year
7 2029”; and

8 (4) in subsection (e), by striking
9 “\$193,869,020” and all that follows through “fiscal
10 year 2024” and inserting “\$244,755,171 for fiscal
11 year 2025, \$244,755,171 for fiscal year 2026,
12 \$244,755,171 for fiscal year 2027, \$244,755,171 for
13 fiscal year 2028, and \$244,755,171 for fiscal year
14 2029”.

15 (b) NUTRITION SERVICES INCENTIVE PROGRAM.—
16 Section 311(e) (42 U.S.C. 3030a(e)) is amended by strik-
17 ing “\$171,273,830” and all that follows through “fiscal
18 year 2024” and inserting “\$216,229,264 for fiscal year
19 2025, \$216,229,264 for fiscal year 2026, \$216,229,264
20 for fiscal year 2027, \$216,229,264 for fiscal year 2028,
21 and \$216,229,264 for fiscal year 2029”.

22 **SEC. 803. ACTIVITIES FOR HEALTH, INDEPENDENCE, AND**
23 **LONGEVITY.**

24 Section 411(b) (42 U.S.C. 3032(b)) is amended—

1 (1) in paragraph (1), by striking
2 “\$14,514,550” and all that follows through “fiscal
3 year 2024” and inserting “\$26,564,974 for fiscal
4 year 2025, \$26,564,974 for fiscal year 2026,
5 \$26,564,974 for fiscal year 2027, \$26,564,974 for
6 fiscal year 2028, and \$26,564,974 for fiscal year
7 2029”; and

8 (2) in paragraph (2), by striking
9 “\$15,613,440” and all that follows through “fiscal
10 year 2024” and inserting “\$19,711,608 for fiscal
11 year 2025, \$19,711,608 for fiscal year 2026,
12 \$19,711,608 for fiscal year 2027, \$19,711,608 for
13 fiscal year 2028, and \$19,711,608 for fiscal year
14 2029”.

15 **SEC. 804. COMMUNITY SERVICE SENIOR OPPORTUNITIES**

16 **ACT.**

17 Section 517(a) (42 U.S.C. 3056o(a)) is amended by
18 striking “\$428,000,000” and all that follows through “fis-
19 cal year 2024” and inserting “\$540,340,139 for fiscal
20 year 2025, \$540,340,139 for fiscal year 2026,
21 \$540,340,139 for fiscal year 2027, \$540,340,139 for fis-
22 cal year 2028, and \$540,340,139 for fiscal year 2029”.

23 **SEC. 805. GRANTS FOR NATIVE AMERICANS.**

24 Section 643 (42 U.S.C. 3057n) is amended—

1 (1) in paragraph (1), by striking
2 “\$37,102,560” and all that follows through “fiscal
3 year 2024” and inserting “\$47,028,435 for fiscal
4 year 2025, \$47,028,435 for fiscal year 2026,
5 \$47,028,435 for fiscal year 2027, \$47,028,435 for
6 fiscal year 2028, and \$47,028,435 for fiscal year
7 2029”; and

8 (2) in paragraph (2), by striking
9 “\$10,759,920” and all that follows through “fiscal
10 year 2024” and inserting “\$13,584,151 for fiscal
11 year 2025, \$13,584,151 for fiscal year 2026,
12 \$13,584,151 for fiscal year 2027, \$13,584,151 for
13 fiscal year 2028, and \$13,584,151 for fiscal year
14 2029”.

15 **SEC. 806. ALLOTMENTS FOR ELDER RIGHTS PROTECTION**
16 **ACTIVITIES.**

17 Section 702 (42 U.S.C. 3058a) is amended—

18 (1) in subsection (a), by striking
19 “\$18,066,950” and all that follows through “fiscal
20 year 2024” and inserting “\$22,809,108 for fiscal
21 year 2025, \$22,809,108 for fiscal year 2026,
22 \$22,809,108 for fiscal year 2027, \$22,809,108 for
23 fiscal year 2028, and \$22,809,108 for fiscal year
24 2029”; and

1 (2) in subsection (b), by striking “\$5,107,110”
2 and all that follows through “fiscal year 2024” and
3 inserting “\$6,447,609 for fiscal year 2025,
4 \$6,447,609 for fiscal year 2026, \$6,447,609 for fis-
5 cal year 2027, \$6,447,609 for fiscal year 2028, and
6 \$6,447,609 for fiscal year 2029”.

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