

103^D CONGRESS
2^D SESSION

H. R. 4407

To establish a comprehensive and efficient workforce preparation and development system in the United States, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 12, 1994

Mr. GOODLING (for himself, Mr. HOEKSTRA, Mr. BALLENGER, Mr. PETRI, Mr. CASTLE, Mr. FAWELL, Mr. KLUG, Mr. LEWIS of Florida, Mr. EWING, and Mr. SHAYS) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To establish a comprehensive and efficient workforce preparation and development system in the United States, and for other purposes.

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. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Consolidated and Reformed Education, Employment,
6 and Retraining Systems Act” or the “CAREERS Act”.

7 (b) TABLE OF CONTENTS.—The table of contents is
8 as follows:

Sec. 1. Short title; table of contents.

- Sec. 2. Findings and purposes.
- Sec. 3. Definitions.

TITLE I—FEDERAL RESPONSIBILITIES

Subtitle A—Federal Workforce Preparation and Development Council

- Sec. 101. Establishment.
- Sec. 102. Membership.
- Sec. 103. Co-chairpersons.
- Sec. 104. Duties.
- Sec. 105. Administration.
- Sec. 106. Agency contributions.
- Sec. 107. Report.

Subtitle B—National Commission for Employment Policy

- Sec. 111. Additional membership requirements.
- Sec. 112. Selection of chairman.
- Sec. 113. Functions of commission.
- Sec. 114. Reporting requirements.

Subtitle C—Federal Waiver Authority for Provisions of Workforce Preparation and Development Programs

- Sec. 121. Waiver authority.
- Sec. 122. Application.
- Sec. 123. Review of application.
- Sec. 124. Approval and disapproval of application.
- Sec. 125. Revocation of waiver.
- Sec. 126. Notification of inspector general.

Subtitle D—Implementation Grants and Technical Assistance

- Sec. 131. Authority.
- Sec. 132. Use of amounts.
- Sec. 133. Allocation requirement.
- Sec. 134. Authorization of appropriations.

TITLE II—STATE RESPONSIBILITIES

Subtitle A—State Human Resource Investment Council

- Sec. 201. Establishment.
- Sec. 202. Chairperson.
- Sec. 203. Duties.
- Sec. 204. Administration.

Subtitle B—Unified Single State Plan

- Sec. 211. Establishment.
- Sec. 212. Contents.
- Sec. 213. Sense of the Congress relating to cost-effective methods for collecting data for post-program follow-up of workforce preparation and development participants.
- Sec. 214. Annual reports.

Subtitle C—Unified Service Areas

- Sec. 221. Establishment.
- Sec. 222. Criteria.

Subtitle D—Local Workforce Development Boards

- Sec. 231. Establishment.
- Sec. 232. Membership.
- Sec. 233. Chairperson.
- Sec. 234. Duties.
- Sec. 235. Unified local plan.
- Sec. 236. Annual reports.

Subtitle E—Community Job Resource Centers

- Sec. 241. Purpose.
- Sec. 242. Establishment.
- Sec. 243. Duties.
- Sec. 244. Contribution of resources.

TITLE III—CONSOLIDATION OF FEDERAL WORKFORCE PREPARATION AND DEVELOPMENT PROGRAMS

Subtitle A—Adult Education and Literacy State Block Grant Program

- Sec. 301. Authorization of appropriations.
- Sec. 302. Use of funds; local applications.
- Sec. 303. Four-year State plan.
- Sec. 304. Adult education repeal provisions; conforming amendments.
- Sec. 305. Definitions.
- Sec. 306. Literacy amendments.

Subtitle B—Vocational and Technical Education State Block Grant Program

- Sec. 311. Authorization of appropriations.
- Sec. 312. Title I amendments.
- Sec. 313. State plan; funds.
- Sec. 314. Mandatory programs.
- Sec. 315. Mandatory Tech Prep education.
- Sec. 316. Repeal of special programs.
- Sec. 317. National programs.
- Sec. 318. Definitions.

Subtitle C—State Vocational Rehabilitation Block Grant Program

- Sec. 321. Consolidation of certain employment-related programs under Rehabilitation Act of 1973.

Subtitle D—Adult Employment and Training System

- Sec. 331. Purposes.
- Sec. 332. Combination of Federal funds by States and unified service areas.

CHAPTER 1—DISADVANTAGED ADULT EMPLOYMENT AND TRAINING BLOCK GRANT PROGRAM

- Sec. 341. Allotment and allocation.
- Sec. 342. Training and placement opportunities for older individuals.
- Sec. 343. Conforming amendments.

CHAPTER 2—DISLOCATED WORKER EMPLOYMENT AND TRAINING BLOCK
GRANT PROGRAM

- Sec. 351. Additional retraining services.
- Sec. 352. Special consideration for needs-related payments.
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CHAPTER 3—VETERANS' EMPLOYMENT AND TRAINING BLOCK GRANT
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- Sec. 361. Establishment of program.
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CHAPTER 4—JOB OPPORTUNITIES AND BASIC SKILLS ACT

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- Sec. 371. Statement of purpose.
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- Sec. 375. Linkages.
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- Sec. 381. Additional findings.
- Sec. 382. Additional employment and services provider.
- Sec. 383. Additional comprehensive plan requirements.
- Sec. 384. Additional duties of native American employment and training council.
- Sec. 385. Transfer of funds.
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Subtitle G—Migrant and Seasonal Farmworkers Employment, Training, and
Education Block Grant Program

- Sec. 391. Additional program and activity requirement.
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- Sec. 393. Repealers.
- Sec. 394. Conforming amendments.

TITLE IV—MISCELLANEOUS PROVISIONS

- Sec. 401. State workforce preparation and development coordination and innovation grants under Job Training Partnership Act.
- Sec. 402. Conforming amendment to Wagner-Peyser Act.
- Sec. 403. Additional repeals.

TITLE V—EFFECTIVE DATES AND TRANSITION

Sec. 501. Effective dates.

Sec. 502. Transition provision.

1 **SEC. 2. FINDINGS AND PURPOSES.**

2 (a) FINDINGS.—The Congress finds that—

3 (1) one of our Nation’s greatest economic re-
4 sources is our workers, who are the most productive
5 in the world;

6 (2) due to emerging technologies in the work-
7 place, global competition, the restructuring of work
8 organizations, the emergence of quality managing,
9 the loss of many low-skilled jobs, and more frequent
10 job and career shifts, American workers will need to
11 enhance their skills now and on a continuing and
12 lifelong basis;

13 (3) because our education and training pro-
14 grams have been developed independently over many
15 years, there is no national strategy for a coherent,
16 well-coordinated workforce preparation and develop-
17 ment system;

18 (4) reports from the General Accounting Office
19 recently identified 154 different Federal programs,
20 totaling \$24,000,000,000 administered by 14 dif-
21 ferent Federal agencies, which offer some form of
22 education, job training or employment assistance to
23 out-of-school youths and adults;

1 (5) these General Accounting Office reports le-
2 gitimately point to the many problems of duplication
3 and fragmentation that exist within the varied Fed-
4 eral workforce preparation and development pro-
5 grams;

6 (6) a major goal of any reform of the Federal
7 workforce preparation and development system must
8 be to eliminate unnecessary duplication and frag-
9 mentation in workforce preparation and development
10 programs, to ensure the highest quality of services
11 to the largest number of individuals;

12 (7) the focus of reform efforts should be to
13 streamline workforce preparation and development
14 programs at the Federal level and provide flexibility
15 needed by States and local communities to establish
16 and carry out effective and cohesive programs;

17 (8) while a major goal of this reform must be
18 to further consolidate similar programs, simply
19 blocking these programs together with no direction
20 for reform will not necessarily ensure a better sys-
21 tem;

22 (9) most of the pieces needed to develop a co-
23 herent workforce preparation and development sys-
24 tem exist at the Federal, State, and local levels, and
25 therefore massive new programs are not necessary;

1 (10) a strategic planning process is needed at
2 all levels of government to rationalize the use of re-
3 sources from numerous Federal education and train-
4 ing programs to ensure that each program contrib-
5 utes to a well-designed, high performance workforce
6 preparation and development system;

7 (11) many States and communities are experi-
8 menting with and designing workforce preparation
9 and development systems responsive to their needs,
10 and Federal efforts must enhance and encourage
11 their efforts, and not prescribe a single national so-
12 lution;

13 (12) the private sector must be viewed as a crit-
14 ical partner in the workforce preparation and devel-
15 opment system; and

16 (13) the public, which funds and uses workforce
17 preparation and development programs, should hold
18 the system accountable to high standards of per-
19 formance.

20 (b) PURPOSES.—The purposes of this Act are—

21 (1) to eliminate duplication and fragmentation
22 in Federal education, job training, and employment
23 programs that serve out-of-school youths and adults,
24 through the consolidation of Federal workforce prep-
25 aration and development programs, thus resulting in

1 administrative savings, and providing States and
2 local communities with streamlined and more flexible
3 funding for the purpose of better assisting such
4 youths and adults;

5 (2) to establish a framework at the Federal,
6 State, and local levels to develop a strategic planning
7 process and a coordinated, coherent administrative
8 structure for programs that prepare youths and
9 adults for the workplace;

10 (3) to encourage States and local communities
11 to develop strategic, collaborative leadership in the
12 planning and administration of Federal workforce
13 preparation and development programs to ensure
14 that such programs are responsive to the needs of
15 individuals desiring such services, workers, the com-
16 munity, and business and industry, as well as result-
17 ing in the elimination of fragmentation and duplica-
18 tion between workforce preparation and development
19 programs;

20 (4) to provide States and communities in-
21 creased flexibility in the design of a comprehensive
22 workforce preparation and development system by
23 waiving legislated and regulatory mandates of indi-
24 vidual workforce preparation and development pro-

1 grams, thereby allowing State and local innovation
2 and experimentation;

3 (5) to encourage communities to establish com-
4 munity job resource centers to serve as easily acces-
5 sible and recognized single points of entry into the
6 local workforce preparation and development system
7 where youths and adults may receive information
8 and assistance about the local labor market and re-
9 lated career opportunities, and assistance in entering
10 the appropriate workforce preparation and develop-
11 ment program;

12 (6) to expand and improve the quality and effi-
13 ciency of services provided under workforce prepara-
14 tion and development programs, particularly for in-
15 dividuals eligible for services under such programs
16 who have significant barriers to employment;

17 (7) to hold workforce preparation and develop-
18 ment programs accountable for providing high qual-
19 ity services; and

20 (8) to improve access to information regarding
21 career opportunities, eligibility for services, program
22 availability, and program performance through ex-
23 pansion of State and local management information
24 systems and improved and compatible data collec-
25 tion.

1 **SEC. 3. DEFINITIONS.**

2 For purposes of this Act, the following definitions
3 apply:

4 (1) LOCAL BOARD.—The term “Local Board”
5 means the Local Workforce Development Board es-
6 tablished in accordance with subtitle D of title II.

7 (2) SCHOOL-TO-WORK TRANSITION PRO-
8 GRAMS.—The term “school-to-work transition pro-
9 grams” means those programs which—

10 (A) provide integrated academic and occu-
11 pational learning, integrated school-based and
12 work-based learning, and establish linkages be-
13 tween secondary and postsecondary education;

14 (B) result in the achievement by students
15 of academic and occupational skills, workplace
16 readiness competencies, and experience in the
17 workplace; and

18 (C) include programs such as—

19 (i) youth apprenticeship programs;

20 (ii) technical preparation programs es-
21 tablished under the Carl D. Perkins Voca-
22 tional and Applied Technology Education
23 Act (20 U.S.C. 2301 et seq.);

24 (iii) school-to-work opportunities pro-
25 grams under the School-to-Work Opportu-
26 nities Act of 1994;

- 1 (iv) cooperative education programs;
2 (v) high school career academies; and
3 (vi) career awareness and exploration
4 programs.

5 (3) SERVICE DELIVERY AREA.—The term
6 “service delivery area” means the area established
7 under section 101 of the Job Training Partnership
8 Act (29 U.S.C. 1511).

9 (4) STATE.—The term “State” means any of
10 the several States, the District of Columbia, the
11 Commonwealth of Puerto Rico, the Commonwealth
12 of the Northern Mariana Islands, American Samoa,
13 Guam, the Virgin Islands, the Federated States of
14 Micronesia, the Republic of the Marshall Islands,
15 and Palau.

16 (5) STATE COUNCIL.—The term “State Coun-
17 cil” means the State human resource investment
18 council established in accordance with subtitle A of
19 title II.

20 (6) WORKFORCE PREPARATION AND DEVELOP-
21 MENT PROGRAMS.—The term “workforce prepara-
22 tion and development programs” means programs
23 under any of the following provisions of law:

1 (A) The Carl D. Perkins Vocational and
2 Applied Technology Education Act (20 U.S.C.
3 2301 et seq.).

4 (B) The Job Training Partnership Act (29
5 U.S.C. 1501 et seq.).

6 (C) The Wagner-Peyser Act (29 U.S.C. 49
7 et seq.).

8 (D) The Job Opportunities and Basic
9 Skills Training Program authorized under part
10 F of title IV of the Social Security Act (42
11 U.S.C. 681 et seq.).

12 (E) The Adult Education Act (20 U.S.C.
13 1201 et seq.).

14 (F) The Rehabilitation Act of 1973 (29
15 U.S.C. 701 et seq.).

16 (G) Chapter 2 of title II of the Trade Act
17 of 1974 (19 U.S.C. 2271 et seq.).

18 (H) Section 6(d)(4) of the Food Stamp
19 Act of 1977.

20 (I) Veterans vocational training programs
21 authorized under chapter 106 of title 10, Unit-
22 ed States Code, and chapters 30, 31, 32, 35,
23 and 41 of title 38, United States Code.

24 (J) Federal school-to-work transition pro-
25 grams, including school-to-work opportunities

1 programs under the School-to-Work Opportuni-
2 ties Act of 1994.

3 (K) Title IV of the Higher Education Act
4 of 1965 (20 U.S.C. 1070 et seq.).

5 (L) Chapter 1 of title I of the Elementary
6 and Secondary Education Act of 1965 (20
7 U.S.C. 2701 et seq.).

8 (M) Other Federal employment, education,
9 or training programs, identified and determined
10 appropriate by the Federal Council.

11 **TITLE I—FEDERAL**
12 **RESPONSIBILITIES**

13 **Subtitle A—Federal Workforce**
14 **Preparation and Development**
15 **Council**

16 **SEC. 101. ESTABLISHMENT.**

17 There is established the Federal Workforce Prepara-
18 tion and Development Council (in this Act referred to as
19 the “Federal Council”).

20 **SEC. 102. MEMBERSHIP.**

21 The Federal Council shall be composed of the follow-
22 ing members or their designees:

23 (1) The Secretary of Labor.

24 (2) The Secretary of Education.

1 (3) The Secretary of Health and Human Serv-
2 ices.

3 (4) The Secretary of Commerce.

4 (5) The Director of the Office of Management
5 and Budget.

6 (6) The heads of such other Federal agencies as
7 the President may designate.

8 **SEC. 103. CO-CHAIRPERSONS.**

9 The Secretary of Labor and the Secretary of
10 Education shall serve as co-chairpersons of the Federal
11 Council.

12 **SEC. 104. DUTIES.**

13 The Federal Council shall—

14 (1) based upon the recommendations of the Na-
15 tional Commission for Employment Policy, develop a
16 strategic plan to ensure that workforce preparation
17 and development programs contribute to a coherent
18 workforce preparation and development system in
19 the United States;

20 (2) based on the experience of States in using
21 waivers of Federal rules and regulations, make rec-
22 ommendations to appropriate Federal agencies relat-
23 ing to changes in such rules and regulations govern-
24 ing workforce preparation and development pro-
25 grams to ensure consistent interpretation, guidance,

1 and coordination of such programs across Federal
2 agencies;

3 (3) develop criteria for approving unified single
4 State plans containing waiver requests of Federal
5 rules, regulations, and provisions of law governing
6 workforce preparation and development programs;

7 (4) review and approve or disapprove such
8 State plans;

9 (5) provide grants and technical assistance to
10 States for the purpose of implementing such State
11 plans, as appropriate;

12 (6) evaluate the performance of States in imple-
13 menting unified single State plans and the results of
14 waivers of Federal rules, regulations, and provisions
15 of law governing workforce preparation and develop-
16 ment programs in meeting stated goals and objec-
17 tives contained in the State plans;

18 (7) develop recommendations for a common set
19 of core, competency-based outcome measurements
20 that can be used to determine individual and pro-
21 gram performance across workforce preparation and
22 development programs, and which, to the extent
23 practicable, should utilize educational competencies
24 and skill standards, and, at a minimum, should
25 measure—

1 (A) academic competency attainment and
2 gains of program participants;

3 (B) occupational competency attainment
4 and gains of program participants;

5 (C) employment or educational continu-
6 ation of program participants; and

7 (D) employment retention and earnings of
8 program participants;

9 (8) make recommendations to the Congress on
10 changes needed in Federal legislation to develop a
11 coherent workforce preparation and development
12 system in the United States, including specific rec-
13 ommendations for the elimination of fragmentation
14 and duplication among workforce preparation and
15 development programs and providing for the consoli-
16 dation of similar programs, where appropriate;

17 (9) make recommendations for the consolidation
18 of Federal administration of workforce preparation
19 and development programs, to the maximum extent
20 possible;

21 (10) make recommendations to appropriate
22 Federal agencies relating to development of regula-
23 tions to implement the amendments to the programs
24 described in title III;

1 (11) take steps to ensure the availability and
2 use of the most cost effective and uniform data col-
3 lection methods, including the utilization of unem-
4 ployment insurance wage records for the purpose of
5 obtaining employment and earnings data for post-
6 program follow-up of participants in Federal
7 workforce preparation and development programs;
8 and

9 (12) oversee the implementation and adminis-
10 tration of this Act.

11 **SEC. 105. ADMINISTRATION.**

12 The Federal Council is authorized—

13 (1) to prescribe such rules and regulations as
14 may be necessary for conducting the business of the
15 Federal Council; and

16 (2) to use the services, personnel, facilities, and
17 information of any Federal agency, State agency,
18 local agency, and private agency or organization,
19 with the consent of such agency.

20 **SEC. 106. AGENCY CONTRIBUTIONS.**

21 Upon request made by the co-chairpersons of the
22 Federal Council, each Federal agency (including the Na-
23 tional Occupational Information Coordinating Committee)
24 is authorized and directed to make its services, personnel,
25 facilities, and information available to the greatest prac-

1 ticable extent to the Federal Council for the purpose of
2 carrying out the duties specified in section 104.

3 **SEC. 107. REPORT.**

4 Not later than 2 years after the effective date of this
5 Act, the Federal Council shall submit to the President and
6 the Congress a report containing—

7 (1) an evaluation of the effectiveness of unified
8 single State plans relating to waivers of provisions of
9 law (and regulations under such provisions) under
10 workforce preparation and development programs,
11 including—

12 (A) the efficiency of services offered to in-
13 dividuals under such programs;

14 (B) the effectiveness of such programs in
15 meeting labor market needs and the needs of
16 businesses for a skilled workforce; and

17 (C) how individuals eligible for services
18 under such programs are impacted, especially
19 with regard to attainment of academic and oc-
20 cupational competencies and job retention;

21 (2) recommendations for a common perform-
22 ance measurement system that States and local sys-
23 tems may use in the development of integrated per-
24 formance measurement systems for all workforce
25 preparation and development systems; and

1 (3) recommendations for the further elimination
2 of fragmentation and duplication among workforce
3 preparation and development programs, including
4 recommendations for the further elimination or con-
5 solidation of duplicative programs where appro-
6 priate, and recommendations on the consolidation of
7 Federal administration of such programs.

8 **Subtitle B—National Commission**
9 **for Employment Policy**

10 **SEC. 111. ADDITIONAL MEMBERSHIP REQUIREMENTS.**

11 Section 472(a) of the Job Training Partnership Act
12 (29 U.S.C. 1772(a)) is amended—

13 (1) by striking “(a) There is established” and
14 inserting “(a)(1) There is established”;

15 (2) in the 3d sentence of paragraph (1) (as so
16 designated)—

17 (A) by striking “broadly”; and

18 (B) by inserting “and industry” after
19 “business”; and

20 (3) by adding at the end the following new
21 paragraph:

22 “(2) In making appointments under paragraph (1),
23 the President shall—

24 “(A) appoint members to the Commission who
25 are representative of both the political party of the

1 President and the opposite political party of the
2 President; and

3 “(B) appoint a substantial number of members
4 from among representatives of business and indus-
5 try.”.

6 **SEC. 112. SELECTION OF CHAIRMAN.**

7 Section 472(c)(1) of the Job Training Partnership
8 Act (29 U.S.C. 1772(c)(1)) is amended by adding at the
9 end the following new sentence: “The Chairman of the
10 Commission shall be selected by the President from among
11 members who are representatives of business, or from rep-
12 resentatives of business, trade, or professional associations
13 which represent the workforce preparation interests of
14 United States businesses.”.

15 **SEC. 113. FUNCTIONS OF COMMISSION.**

16 Section 473 of the Job Training Partnership Act (29
17 U.S.C. 1773) is amended—

18 (1) by striking “SEC. 473. The Commission
19 shall” and inserting “SEC. 473. (a) The Commission
20 shall”;

21 (2) in paragraph 10, by striking the “and” at
22 the end of such paragraph;

23 (3) in paragraph 11, by striking the period at
24 the end of such paragraph and inserting “; and”;

1 (4) by adding at the end the following new
2 paragraph:

3 “(12) conduct a study of existing workforce prepara-
4 tion and development programs to develop recommenda-
5 tions for the President, the Congress, and the Federal
6 Workforce Preparation and Development Council (estab-
7 lished under section 101 of the Consolidated and Re-
8 formed Education, Employment, and Retraining Systems
9 Act) on—

10 “(A) further elimination of fragmentation and
11 duplication among workforce preparation and devel-
12 opment programs, including recommendations for
13 the further consolidation and elimination of duplica-
14 tive programs, and recommendations on the consoli-
15 dation of the Federal administration of such pro-
16 grams;

17 “(B) further reforms necessary for the develop-
18 ment of a comprehensive and coherent system of
19 workforce preparation and development in the Unit-
20 ed States, including recommendations on how to—

21 “(i) tie together reform efforts in the ele-
22 mentary and secondary educational system,
23 workforce preparation and development pro-
24 grams, and postsecondary education programs
25 (including student financial aid programs) in

1 the development of a system of lifelong learning
2 in the United States;

3 “(ii) improve performance of such pro-
4 grams;

5 “(iii) expand services to eligible individuals
6 (as well as to the general public) under such
7 programs;

8 “(iv) ensure that such programs are re-
9 sponsive to the changing skill needs of Amer-
10 ican businesses; and

11 “(C) the development of consistent policies,
12 practices, and procedures to apply to the operation
13 of existing Federal workforce preparation and devel-
14 opment programs, including the development of—

15 “(i) common terms, definitions, reporting
16 requirements, and core data elements in order
17 to create cross-program intake, eligibility, and
18 assessment procedures;

19 “(ii) common performance standards, in-
20 cluding standards that focus on system-level
21 performance in addition to the outcomes of in-
22 dividual programs to enable policymakers to ex-
23 amine the collective effect of multiple workforce
24 preparation programs in achieving goals speci-
25 fied for particular populations; and

1 “(iii) a system utilizing unemployment in-
2 surance wage records for development of a na-
3 tionally usable system for cross-program, cross-
4 agency evaluations of participant outcomes, in-
5 cluding job placement, job retention, and wages
6 received.”; and

7 (5) by adding at the end the following new sub-
8 section:

9 “(b) For purposes of subsection (a), the term
10 ‘workforce preparation and development programs’ has
11 the meaning given such term in section 3(6) of the Con-
12 solidated and Reformed Education, Employment, and Re-
13 training Systems Act”.

14 **SEC. 114. REPORTING REQUIREMENTS.**

15 Section 475 of the Job Training Partnership Act (29
16 U.S.C. 1773) is amended—

17 (1) by striking “SEC. 475. The Commission
18 shall” and inserting “SEC. 475. (a) Except as pro-
19 vided in subsection (b), the Commission shall”; and

20 (2) by adding at the end the following new sub-
21 section:

22 “(b) Not later than 1 year after the date of the enact-
23 ment of this subsection, the Commission shall provide to
24 the President, the Congress, and the Federal Workforce
25 Preparation and Development Council established under

1 section 101 of the Consolidated and Reformed Education,
2 Employment, and Retraining Systems Act a report con-
3 taining the recommendations of the Commission developed
4 pursuant to section 473(12) (relating to workforce prepa-
5 ration and development programs).”.

6 **Subtitle C—Federal Waiver Author-**
7 **ity for Provisions of Workforce**
8 **Preparation and Development**
9 **Programs**

10 **SEC. 121. WAIVER AUTHORITY.**

11 (a) STATE PLANNING AND REPORTING PROC-
12 ESSES.—Notwithstanding any other provision of law, the
13 Federal Council, in accordance with the requirements of
14 this subtitle, may waive provisions of law (or regulations
15 under such provisions) relating to State planning and re-
16 porting processes under workforce preparation and devel-
17 opment programs contained in the unified single State
18 plan submitted under subtitle B of title II for the purpose
19 of consolidating such planning and reporting processes.

20 (b) OTHER PROVISIONS OF LAW.—

21 (1) IN GENERAL.—Notwithstanding any other
22 provision of law, the Federal Council, in accordance
23 with the requirements of this subtitle, may waive
24 other provisions of law (or regulations under such
25 provisions) under workforce preparation and devel-

1 opment programs contained in the unified single
2 State plan submitted under subtitle B of title II that
3 would prevent the application of consistent practices
4 and procedures relating to—

5 (A) the use of common definitions and
6 terms;

7 (B) performance standards;

8 (C) collection of common participant and
9 program data;

10 (D) common cost categories and cost limi-
11 tations; and

12 (E) except as provided in subsection (c),
13 any other appropriate provisions or procedures,
14 as determined by the Federal Council.

15 (2) REQUIREMENT WITH RESPECT TO WAIVER
16 OF PERFORMANCE STANDARDS.—The Federal Coun-
17 cil may waive a provision of law (or a regulation
18 under such provision) referred to in subparagraph
19 (B) of paragraph (1) (relating to performance stand-
20 ards) under a workforce preparation and develop-
21 ment program only if the State seeking the waiver
22 provides for the establishment of a single, integrated
23 performance measurement system to be used across
24 all workforce preparation and development programs
25 in accordance with section 212(7).

1 (c) LIMITATIONS.—The Federal Council may not
2 grant waivers of provisions of law (or regulations under
3 such provisions) under workforce preparation and develop-
4 ment programs that would alter—

5 (1) the purposes or goals of such programs;

6 (2) the allocation of funds under such pro-
7 grams;

8 (3) any provision of law under such programs
9 relating to public health or safety, civil rights, pro-
10 tectations granted under sections 503 and 504 of the
11 Rehabilitation Act of 1973 (29 U.S.C. 793 and
12 794), occupational safety and health, environmental
13 protection, displacement of current employees, or
14 fraud and abuse; and

15 (4) eligibility requirements under such pro-
16 grams, except that the Federal Council may grant a
17 waiver with respect to an eligibility requirement if
18 such waiver would provide for increased flexibility in
19 developing common definitions for individuals eligi-
20 ble for such programs.

21 (d) EXCLUSION OF CERTAIN PROGRAMS.—The Fed-
22 eral Council may not waive provisions of law or regulations
23 under—

24 (1) title IV of the Higher Education Act of
25 1965 (20 U.S.C. 1070 et seq.); and

1 (2) chapter 1 of title I of the Elementary and
2 Secondary Education Act of 1965 (20 U.S.C. 2701
3 et seq.).

4 **SEC. 122. APPLICATION.**

5 (a) IN GENERAL.—A State may, in accordance with
6 the requirements of this Act, submit to the Federal Coun-
7 cil an application in such form and containing such infor-
8 mation as the Federal Council may reasonably require for
9 the purpose of—

10 (1) waiving provisions of law or regulations
11 under workforce preparation and development pro-
12 grams conducted in such State for the 2-year period
13 beginning on the date such application is approved
14 by the Federal Council; and

15 (2) receiving grants and technical assistance
16 under subtitle D to carry out the activities described
17 in section 132.

18 (b) CONTENTS.—Such application shall contain—

19 (1) the unified single State plan developed
20 under subtitle B of title II containing the specific
21 provisions of law or regulations under the workforce
22 preparation and development programs for which the
23 State is seeking a waiver or waivers, including assur-
24 ances that such waiver or waivers will result in ex-
25 panded and improved services to and outcomes for

1 individuals eligible for assistance under such pro-
2 grams;

3 (2) assurances that the Governor of the State
4 has established unified service areas in the State in
5 accordance with subtitle C of title II;

6 (3) assurances that the State has established
7 local workforce development boards in accordance
8 with subtitle D of title II; and

9 (4) assurances that the State has established or
10 will provide for the establishment of community job
11 resource centers in accordance with subtitle E of
12 title II.

13 **SEC. 123. REVIEW OF APPLICATION.**

14 The Federal Council shall review each application
15 submitted by a State under section 122. In reviewing each
16 waiver request contained in each such application, the
17 Federal Council shall seek the input of the member of the
18 Council who has jurisdiction over the workforce prepara-
19 tion and development program to which such waiver re-
20 quest relates. In the case of a waiver request for a
21 workforce preparation and development program under
22 the jurisdiction of a Federal agency not represented on
23 the Federal Council, the Federal Council shall consult
24 with the head of such agency with respect to such waiver
25 request.

1 **SEC. 124. APPROVAL AND DISAPPROVAL OF APPLICATION.**

2 (a) **TIMING.**—The Federal Council shall review each
3 application submitted by a State in accordance with sec-
4 tion 122 promptly upon receipt and shall approve or dis-
5 approve such application not later than the end of the 30-
6 day period beginning on the date the Council receives such
7 application.

8 (b) **APPROVAL.**—The Federal Council may approve
9 an application and grant the waiver or waivers proposed
10 in such application (for the 2-year period beginning on the
11 date such application is approved by the Council), or pro-
12 vide a grant and technical assistance under subtitle D to
13 carry out the unified single State plan under subtitle B
14 of title II, as the case may be, if the State demonstrates
15 in the application that such waiver or waivers, or grant
16 and technical assistance, as the case may be, would
17 achieve coordination, expansion, and improvement in the
18 quality of services under workforce preparation and devel-
19 opment programs.

20 (c) **DISAPPROVAL AND RESUBMISSION.**—If the Fed-
21 eral Council determines the application is incomplete or
22 unsatisfactory, the Council shall, before the end of the
23 period referred to in subsection (a)—

24 (1) notify the State of the reasons for the fail-
25 ure to approve the application;

1 (2) notify the State that the application may be
2 resubmitted during the period referred to in para-
3 graph (3); and

4 (3) permit the State to resubmit a corrected or
5 amended application during the 30-day period begin-
6 ning on notification under this subsection.

7 (d) REVIEW OF RESUBMITTED APPLICATION.—The
8 Federal Council shall review and approve or disapprove
9 any application resubmitted under subsection (c) begin-
10 ning before the expiration of the 30-day period beginning
11 upon such resubmission.

12 **SEC. 125. REVOCATION OF WAIVER.**

13 If, after approving an application under section 124,
14 the Federal Council finds that the waiver or waivers ap-
15 proved under subsection (b) of such section do not achieve
16 coordination, expansion, and improvement in the quality
17 of services under the workforce preparation and develop-
18 ment programs to which such waiver or waivers relate, the
19 Federal Council may revoke the waiver or waivers in whole
20 or in part, effective at such time as the Council deems
21 appropriate.

22 **SEC. 126. NOTIFICATION OF INSPECTOR GENERAL.**

23 The Federal Council shall notify the inspector general
24 of any Federal agency which has jurisdiction over a
25 workforce preparation and development program for which

1 the Council has approved a waiver or waivers under
2 section 124(b).

3 **Subtitle D—Implementation Grants**
4 **and Technical Assistance**

5 **SEC. 131. AUTHORITY.**

6 The Federal Council is authorized to provide grants
7 and technical assistance to States that have in effect an
8 application approved pursuant to section 124 for the pur-
9 pose of carrying out the single State plan approved in such
10 application.

11 **SEC. 132. USE OF AMOUNTS.**

12 A State shall use amounts received from a grant
13 under section 131 for activities at both the State and local
14 levels to carry out the unified single State plan, including
15 activities that will promote leadership development, profes-
16 sional development, and cross-training of personnel from
17 the affected State and local agencies, team-building, stra-
18 tegic planning, development of new coordination strate-
19 gies, development of computerized management informa-
20 tion systems or labor market information systems, and de-
21 velopment and improvement of the system of community
22 job resource centers under subtitle E of title II.

1 **SEC. 133. ALLOCATION REQUIREMENT.**

2 A State shall provide at least 70 percent of amounts
3 received from a grant under section 131 to the Local
4 Boards in such State.

5 **SEC. 134. AUTHORIZATION OF APPROPRIATIONS.**

6 (a) IN GENERAL.—There are authorized to be appro-
7 priated \$50,000,000 for fiscal year 1995, and such sums
8 as may be necessary for each of the fiscal years 1996,
9 1997, 1998, and 1999, to provide implementation grants
10 and technical assistance to States under this subtitle.

11 (b) AVAILABILITY.—Amounts appropriated pursuant
12 to the authorization of appropriations under subsection (a)
13 are authorized to remain available until expended.

14 **TITLE II—STATE**
15 **RESPONSIBILITIES**
16 **Subtitle A—State Human Resource**
17 **Investment Council**

18 **SEC. 201. ESTABLISHMENT.**

19 (a) IN GENERAL.—Except as provided in subsection
20 (b), any State that desires—

21 (1) to participate in the development of a State-
22 wide, comprehensive workforce preparation and de-
23 velopment system,

24 (2) to have a unified single State plan approved
25 under subtitle B,

1 (3) to receive a waiver of provisions of law or
2 regulations under workforce preparation and devel-
3 opment programs under title I, and

4 (4) to receive a grant and technical assistance
5 under subtitle D of title I,

6 shall establish a State human resource investment council
7 (in this Act referred to as the “State Council”) in accord-
8 ance with title VII of the Job Training Partnership Act
9 (29 U.S.C. 1792 et seq.) to assist the Governor of such
10 State in developing a coordinated State strategy for
11 workforce preparation and development programs, includ-
12 ing programs for school-to-work transition and lifelong
13 learning.

14 (b) EXCEPTION.—

15 (1) IN GENERAL.—For purposes of satisfying
16 the requirement of subsection (a) with respect to the
17 establishment of the State human resource invest-
18 ment council in accordance with title VII of the Job
19 Training Partnership Act (29 U.S.C. 1792 et seq.),
20 a State may establish such a council that is com-
21 posed of the following individuals:

22 (A) The head of each State agency respon-
23 sible for the administration of Federal
24 workforce preparation and development pro-
25 grams.

1 (B) The director of the State Occupational
2 Information Coordinating Committee.

3 (C) The head of the State agency respon-
4 sible for commerce and economic development.

5 (D) Representatives of both business and
6 industry (representing both small and large
7 business), including members of private indus-
8 try councils established in accordance with sec-
9 tion 102 of the Job Training Partnership Act
10 (29 U.S.C. 1512), selected from among a list of
11 nominees submitted by State and local business
12 organizations and trade associations.

13 (E) Representatives of employees, both or-
14 ganized and non-union. Representatives of orga-
15 nized labor shall be selected from among nomi-
16 nees submitted by State labor federations.

17 (F) Representatives of education, training,
18 and other workforce preparation and develop-
19 ment programs, including—

20 (i) representatives of local educational
21 agencies or associations;

22 (ii) representatives of postsecondary
23 educational institutions, including commu-
24 nity and technical colleges;

1 (iii) representatives of vocational edu-
2 cation institutions or programs;

3 (iv) individuals with knowledge of and
4 qualifications with respect to serving spe-
5 cial populations, including individuals with
6 disabilities; and

7 (v) representatives of local welfare
8 agencies.

9 (2) ADDITIONAL MEMBERS.—In addition to the
10 individuals referred to in paragraph (1), the State
11 Council may also include the following individuals:

12 (A) Members of State legislatures.

13 (B) Locally-elected officials.

14 (C) Representatives of community-based
15 organizations.

16 (D) Members of the general public.

17 (3) ADDITIONAL REQUIREMENT.—A substantial
18 number of members of the State Council shall con-
19 sist of representatives of business and industry
20 under paragraph (1)(D).

21 **SEC. 202. CHAIRPERSON.**

22 The State Council shall select a chairperson of the
23 State Council from among the members of the Council
24 who are representatives from business and industry.

1 **SEC. 203. DUTIES.**

2 The State Council shall—

3 (1) assess the needs of the State with regard
4 to—

5 (A) current and projected demand for
6 workers by occupation;

7 (B) skill levels of the workforce and the
8 needs of business for a skilled workforce;

9 (C) economic development needs of the
10 State; and

11 (D) the type and availability of workforce
12 preparation and development programs in the
13 State;

14 (2) develop a unified single State plan in ac-
15 cordance with subtitle B for workforce preparation
16 and development programs, which shall include the
17 assessment of needs required under paragraph (1);

18 (3) develop statewide guidelines for the estab-
19 lishment of Local Boards and community job re-
20 source centers, including criteria—

21 (A) to be used for the selection of members
22 of such Boards;

23 (B) to measure the effectiveness of such
24 Boards; and

25 (C) to be used by Local Boards in the se-
26 lection or establishment of community job re-

1 source centers to ensure that the most effective
2 and efficient workforce preparation and devel-
3 opment service providers are chosen;

4 (4) provide, through the appropriate State
5 agencies, grants and technical assistance to Local
6 Boards in the State;

7 (5) provide a mechanism for waiving State rules
8 and provisions of law with respect to workforce prep-
9 aration and development programs upon request of
10 Local Boards;

11 (6) provide advice to the Governor with respect
12 to the designation of unified service areas estab-
13 lished under subtitle C;

14 (7) develop a strategy on how to use industry-
15 specific skill standards in the development of a
16 workforce preparation and development system, and
17 on how to encourage widespread use of such stand-
18 ards by business, industry, and providers of edu-
19 cation and training; and

20 (8) develop a strategy to collect and utilize in-
21 formation on the effectiveness of workforce prepara-
22 tion and development programs, and that of individ-
23 ual service providers, and to share such information
24 with consumers of such programs (through the use
25 of computer networks, where appropriate).

1 **SEC. 204. ADMINISTRATION.**

2 Each State Council may obtain the services of such
3 professional, technical, and clerical personnel as may be
4 necessary to carry out the duties specified in section 203.

5 **Subtitle B—Unified Single State**
6 **Plan**

7 **SEC. 211. ESTABLISHMENT.**

8 Any State that desires—

9 (1) to participate in the development of a State-
10 wide, comprehensive workforce preparation and de-
11 velopment system,

12 (2) to receive a waiver of provisions of law or
13 regulations under workforce preparation and devel-
14 opment programs under title I, and

15 (3) to receive a grant and technical assistance
16 under subtitle D of title I,

17 shall establish a unified single State plan for the purpose
18 of coordinating services under workforce preparation and
19 development programs. Such plan shall be developed by
20 the State Council, in consultation with the State education
21 agency and the State labor agency, and shall be approved
22 or disapproved by the Governor.

23 **SEC. 212. CONTENTS.**

24 Such unified single State plan shall contain the
25 following:

1 (1) Both short-term and long-term goals, and
2 related strategies, to ensure that workforce prepara-
3 tion and development programs contribute to a co-
4 herent workforce preparation and development sys-
5 tem in the State.

6 (2) An identification of the Federal workforce
7 preparation and development programs to be in-
8 cluded in the State's overall workforce preparation
9 and development system.

10 (3) A description of the State planning, report-
11 ing, and data collection processes for workforce
12 preparation and development programs, including a
13 description of the waivers requested with respect to
14 such processes, which, at a minimum, shall include
15 programs under the provisions of law referred to in
16 subparagraphs (A) through (E) of section 5(7), for
17 the purpose of consolidating such planning, report-
18 ing, and data collection processes.

19 (4) A description of all other waivers requested
20 for provisions of law or regulations under workforce
21 preparation and development programs, which in-
22 cludes the rationale for such requests and assur-
23 ances that the receipt of such waivers will result in
24 improved quality and efficiency of such programs.

1 (5) A description of how individuals eligible for
2 services under workforce preparation and develop-
3 ment programs, especially individuals with signifi-
4 cant barriers to employment, will be served in the
5 State.

6 (6) The types of services to be provided under
7 such programs, including a description of how each
8 individual workforce preparation and development
9 program will support and contribute to the overall
10 mission of the system.

11 (7) The performance measurement system or
12 systems the State will use to determine the effective-
13 ness of such programs. States that elect to establish
14 a single, integrated performance measurement sys-
15 tem for all such programs, should, at a minimum,
16 include the following 4 outcome measurements:

17 (A) Academic competency attainment and
18 gains of program participants.

19 (B) Occupational competency attainment
20 and gains of program participants.

21 (C) Employment or educational continu-
22 ation of program participants.

23 (D) Employment retention and earnings of
24 program participants.

1 (8) A description of the State waivers available
2 to local programs.

3 **SEC. 213. SENSE OF THE CONGRESS RELATING TO COST-EF-**
4 **FECTIVE METHODS FOR COLLECTING DATA**
5 **FOR POST-PROGRAM FOLLOW-UP OF**
6 **WORKFORCE PREPARATION AND DEVELOP-**
7 **MENT PARTICIPANTS.**

8 It is the sense of the Congress that States and unified
9 service areas should utilize cost-effective methods for col-
10 lecting data for post-program follow-up of participants of
11 workforce preparation and development programs. Such
12 methods should include utilization of unemployment insur-
13 ance wage records to obtain employment and earnings
14 data for such participants.

15 **SEC. 214. ANNUAL REPORTS.**

16 Any State that desires to participate in the develop-
17 ment of a comprehensive workforce preparation and devel-
18 opment system, and to receive a waiver of provisions of
19 law (or regulations under such provisions) under
20 workforce development programs under title I, shall sub-
21 mit to the Federal Council an annual report which evalu-
22 ates the progress in achieving the goals stated in the uni-
23 fied single State plan.

1 **Subtitle C—Unified Service Areas**

2 **SEC. 221. ESTABLISHMENT.**

3 The Governor of any State that desires to have a uni-
4 fied single State plan approved under subtitle B, to receive
5 grants and technical assistance under subtitle D of title
6 I, and to receive a waiver of provisions of law (or regula-
7 tions under such provisions) under workforce preparation
8 and development programs under title I shall, based upon
9 the recommendations of the State Council, and in con-
10 sultation and cooperation with local communities, ensure
11 the establishment of unified service areas throughout each
12 such State in accordance with this subtitle for the purpose
13 of providing community-wide workforce preparation and
14 development services in such State.

15 **SEC. 222. CRITERIA.**

16 In establishing unified service areas under section
17 221, the Governor, in consultation with local commu-
18 nities—

19 (1) shall take into consideration existing labor
20 market areas, units of general local government,
21 service delivery areas established under section 101
22 of the Job Training Partnership Act (29 U.S.C.
23 1511), and the distance travelled by individuals to
24 receive services;

25 (2) may merge existing service delivery areas;

1 (3) may not approve the establishment of any
2 unified service area that divides existing service de-
3 livery areas; and

4 (4) may not approve a total number of unified
5 service areas which is greater than the total number
6 of existing service delivery areas in that State.

7 **Subtitle D—Local Workforce**
8 **Development Boards**

9 **SEC. 231. ESTABLISHMENT.**

10 (a) IN GENERAL.—The Governor of any State that
11 desires to participate in the development of a workforce
12 preparation and development system, and receive a waiver
13 of provisions of law (or regulations under such provisions)
14 under workforce preparation and development programs
15 under title I, shall, in consultation with local communities,
16 ensure the establishment of a Local Workforce Develop-
17 ment Board (in this Act referred to as the “Local Board”)
18 in each unified service area established under subtitle C.

19 (b) DESIGNATION OF EXISTING WORKFORCE POLICY
20 COUNCILS.—

21 (1) IN GENERAL.—The chief elected officials in
22 a unified service area may designate existing
23 workforce policy councils as the Local Board only if
24 such councils—

1 (A) satisfy the membership requirements
2 under section 232;

3 (B) satisfy the selection criteria established
4 by the State Council; and

5 (C) are capable of performing the duties
6 specified in section 234.

7 (2) APPROVAL OR DISAPPROVAL BY GOV-
8 ERNOR.—The Governor shall approve or disapprove
9 any designation of an existing workforce policy coun-
10 cil under paragraph (1).

11 **SEC. 232. MEMBERSHIP.**

12 (a) IN GENERAL.—The Local Board shall consist
13 of—

14 (1) heads of local agencies responsible for pro-
15 grams under the Carl D. Perkins Vocational and
16 Applied Technology Education Act, the Job Training
17 Partnership Act, the Job Opportunities and Basic
18 Skills Training Program authorized under part F of
19 title IV of the Social Security Act, the Wagner-
20 Peyser Act, the Adult Education Act, and adminis-
21 trators of other workforce preparation and develop-
22 ment programs (as determined to be appropriate),
23 including the local program administrator respon-
24 sible for economic development in the unified service

1 area (consistent with the criteria established by the
2 State Council pursuant to section 203(3));

3 (2) representatives from business and industry,
4 including individuals serving on private industry
5 councils established under section 102 of the Job
6 Training Partnership Act (29 U.S.C. 1512) who are
7 owners of businesses, chief executives or chief oper-
8 ating officers of private businesses, and other busi-
9 ness executives with optimum policy-making author-
10 ity in local businesses, selected from among a list of
11 nominees submitted by local business organizations
12 and trade associations;

13 (3) representatives of employees, both organized
14 and non-union, with representatives of organized
15 labor selected from among nominees submitted by
16 local labor organizations;

17 (4) representatives of educational, social service,
18 and community-based organizations, including indi-
19 viduals nominated by regional or local educational
20 agencies or associations (including vocational edu-
21 cation), community and technical colleges, local
22 school boards, organizations representing individuals
23 with knowledge of and qualifications with respect to
24 serving individuals with disabilities, and local veter-
25 ans' organizations;

1 (5) locally-elected officials; and

2 (6) such other individuals as determined appro-
3 priate by the chief elected officials in the unified
4 service area (consistent with the selection criteria es-
5 tablished by the State Council pursuant to section
6 203(3)).

7 (b) SELECTION PROCESS.—

8 (1) ONE UNIT OF GOVERNMENT.—In any case
9 in which there is only one unit of general local gov-
10 ernment in the unified service area, the chief elected
11 official of such unit shall appoint the members to
12 the Local Board in accordance with the criteria de-
13 veloped by the State Council pursuant to section
14 203(3).

15 (2) TWO OR MORE UNITS OF GOVERNMENT.—
16 In any case in which there are two or more units of
17 general local government in the unified service area,
18 the chief elected officials of such units shall appoint
19 the members to the Local Board in accordance with
20 an agreement entered into by such units and in ac-
21 cordance with the criteria developed by the State
22 Council pursuant to section 203(3).

23 (c) TERMS.—The members of the Local Board shall
24 be appointed for either fixed or staggered terms and may
25 serve until their successors are appointed, consistent with

1 criteria established by the State Council pursuant to sec-
2 tion 203(3).

3 (d) ADDITIONAL REQUIREMENT.—A majority of the
4 members of the Local Board shall consist of representa-
5 tives from business and industry under subsection (a)(2).

6 **SEC. 233. CHAIRPERSON.**

7 The Local Board shall select a chairperson of the
8 Local Board from among the members of the Board who
9 are representatives from business and industry under sub-
10 section (a)(2).

11 **SEC. 234. DUTIES.**

12 Each Local Board, in partnership with the unit or
13 units of general local government within the unified serv-
14 ice area, shall—

15 (1) develop an annual unified local plan, as re-
16 quired under section 235, and submit such plan to
17 the State Council for approval;

18 (2) coordinate workforce preparation and devel-
19 opment programs in the unified service area, which,
20 at a minimum, shall include programs under the
21 provisions of law referred to in subparagraphs (A)
22 through (E) of section 5(7);

23 (3) develop a strategy to measure the perform-
24 ance of programs and individual service providers in

1 the unified service area to determine if the goals in
2 the unified local plan are being achieved;

3 (4) establish a network of community job re-
4 source centers for the unified service area for the
5 purpose of providing a “one-stop shopping” point of
6 entry for individuals desiring to participate in
7 workforce preparation and development programs
8 and similar State programs;

9 (5) develop a process by which to select or es-
10 tablish community job resource centers which en-
11 sures that the most effective and efficient workforce
12 preparation and development service providers are
13 chosen, taking into account similar statewide criteria
14 established by the State Human Resource Invest-
15 ment Council pursuant to section 203;

16 (6) receive and use funds from a grant received
17 by the State under subtitle D of title I;

18 (7) promote the adoption of industry-recognized
19 skill standards by local business and industry and
20 education and training providers;

21 (8) submit requests for waivers of provisions of
22 law and regulations under workforce preparation
23 and development programs to the State Council;

24 (9) help develop, as part of the community job
25 resource center, information available and appro-

1 piate for public use on eligibility requirements, the
2 availability, and the effectiveness of workforce prepa-
3 ration and development programs in the unified
4 service area; and

5 (10) carry out such other duties as determined
6 to be appropriated by the State Council.

7 **SEC. 235. UNIFIED LOCAL PLAN.**

8 (a) IN GENERAL.—A Local Board that desires—

9 (1) to participate in the development of a com-
10 prehensive workforce preparation and development
11 system in its unified service area,

12 (2) to receive funds for implementation and
13 technical assistance as provided in subtitle D of title
14 I, and

15 (3) to benefit from the issuance of waivers (as
16 provided for in the State plan),

17 shall, in partnership with the unit or units of general local
18 government within the unified service area, submit an an-
19 nual unified local plan to the State Council for approval
20 by such Council.

21 (b) CONTENTS.— Such local plan shall be consistent
22 with the unified single State plan and shall include the
23 following:

24 (1) Short-term and long-term goals, and related
25 strategies, to ensure that workforce preparation and

1 development programs contribute to a coherent
2 workforce preparation and development system in
3 the unified service area.

4 (2) A description of the Federal, and where ap-
5 plicable, State programs to be included in the uni-
6 fied service area's comprehensive workforce prepara-
7 tion and development system, including a description
8 of how funds used to carry out Federal workforce
9 preparation and development program funds in the
10 unified service area will be utilized.

11 (3) A description of requests for waivers of pro-
12 visions of law (or regulations under such provisions)
13 under Federal workforce preparation and develop-
14 ment programs, the rationale behind such waiver re-
15 quests, and assurances that the use of such waivers
16 will improve the quality and efficiency of the delivery
17 of services in the unified service area, as well as ex-
18 pand and improve such services to individuals eligi-
19 ble for services under such programs.

20 (4) A description of the role of the Local Board
21 in coordinating the efforts of individual workforce
22 preparation and development programs, and in fa-
23 cilitating an agreed upon identification of the roles
24 and responsibilities of individual programs in the

1 comprehensive workforce preparation and develop-
2 ment system.

3 (5) A description of strategies the Local Board
4 will undertake to fully involve local employers, and
5 other consumers, in the development of the
6 workforce preparation and development system, and
7 a description of how such system will be tied to both
8 short-term and long-term labor market and economic
9 development needs in the unified service area.

10 (6) A description of strategies the Local Board
11 will undertake to meet the needs of significant seg-
12 ments of the population, including the economically
13 disadvantaged, welfare recipients, at-risk youth, dis-
14 located workers, individuals with disabilities, and
15 other targeted populations with barriers to employ-
16 ment.

17 (7) A description of the performance measure-
18 ment system that the Local Board will utilize to de-
19 termine if the goals established in the unified local
20 plan are being achieved.

21 (8) A description of how community job re-
22 source centers are or will be established in the uni-
23 fied service area, including—

24 (A) a description of the criteria to be used
25 in the selection or establishment of community

1 job resource centers, which ensures that the
2 most effective and efficient workforce prepara-
3 tion and development service providers are cho-
4 sen, taking into account similar statewide cri-
5 teria established by the State Human Resource
6 Investment Council pursuant to section 203;

7 (B) a description of services to be offered
8 at such centers;

9 (C) an identification of the roles of individ-
10 ual workforce preparation and development pro-
11 grams in the operation of the centers; and

12 (D) a description of how the Local Board,
13 as provided under section 243(d) of this Act,
14 will expand services at such center to the gen-
15 eral public, including, where appropriate, a de-
16 scription of a fee for service structure to be im-
17 plemented by the Local Board.

18 (9) Such other information as requested by the
19 State Council.

20 **SEC. 236. ANNUAL REPORTS.**

21 Each Local Board shall submit to the State Council
22 an annual report that—

23 (1) evaluates the progress in achieving the goals
24 stated in the annual unified local plan developed and
25 submitted under section 235; and

1 (2) evaluates the effectiveness of coordinating
2 services under workforce preparation and develop-
3 ment programs.

4 **Subtitle E—Community Job**
5 **Resource Centers**

6 **SEC. 241. PURPOSE.**

7 The purpose of this subtitle is to encourage the estab-
8 lishment of a network of community job resource centers
9 in each unified service area to—

10 (1) improve access of individuals to workforce
11 preparation and development programs by creating
12 local common points of entry to such programs;

13 (2) better inform individuals regarding employ-
14 ment opportunities, local labor market conditions,
15 and on eligibility requirements, the availability, and
16 the performance of workforce preparation and devel-
17 opment programs; and

18 (3) encourage greater coordination and mini-
19 mize duplication of services among federally funded
20 workforce preparation and development programs.

21 **SEC. 242. ESTABLISHMENT.**

22 (a) IN GENERAL.—Any State that desires to receive
23 a waiver of provisions of law or regulations under
24 workforce preparation and development programs under
25 title I shall ensure, to the extent practicable, that each

1 Local Board, in consultation with a broad range of appro-
2 priate organizations, designates or establishes a network
3 of community job resource centers in the unified service
4 area of such Board to be composed of the eligible entities
5 described in subsection (b).

6 (b) ELIGIBLE ENTITIES.—Any entity or consortium
7 of entities located in the unified service area may apply
8 to be designated as a community job resource center under
9 this section. Such entities may include community and
10 technical colleges, local educational agencies, administra-
11 tive entities under the Job Training Partnership Act, em-
12 ployment service offices, welfare offices, community-based
13 organizations, private non-profit and private for-profit en-
14 tities, and other interested organizations and entities of
15 demonstrated effectiveness.

16 **SEC. 243. DUTIES.**

17 (a) CORE SERVICES.—

18 (1) IN GENERAL.—Each community job re-
19 source center established under section 242 shall
20 make available the following core services to inter-
21 ested individuals in the unified service area in which
22 such center is located:

23 (A) Outreach and intake services for
24 workforce preparation and development pro-
25 grams.

1 (B) A preliminary assessment of the skill
2 levels and service needs of each individual,
3 which may include such factors as basic skills,
4 occupational skills, career development skills,
5 prior work experience, employability, interests,
6 aptitudes, and supportive services.

7 (C) Information relating to local and
8 State, and if appropriate to regional or na-
9 tional, occupations in demand and skills re-
10 quirements for such occupations.

11 (D) Information relating to youth and
12 adult apprenticeship and other school-to-work
13 transition programs.

14 (E) Career counseling and career planning
15 based on a preliminary assessment of the indi-
16 vidual.

17 (F) Employability development services,
18 which may include assistance in the preparation
19 of a resume, job interview techniques, and work
20 department.

21 (G) Information relating to federally fund-
22 ed education and job training programs and
23 student aid programs, including the eligibility
24 requirements of and services provided by such
25 programs.

1 (H) Information relating to workforce
2 preparation and development programs avail-
3 able within the community.

4 (I) Information on how workforce prepara-
5 tion and development programs meet the per-
6 formance standards established by the State.

7 (J) A repository of information on indus-
8 try-recognized skill standards and assessments.

9 (K) Referral to agencies and programs
10 providing literacy services, workforce prepara-
11 tion and development, and supportive services.

12 (L) Worker profiling activities, which shall
13 identify those workers receiving unemployment
14 insurance benefits who are the most likely to be
15 long-term unemployed. Such activities shall be
16 conducted early in the process for claims of
17 such benefits and shall include referral of such
18 individuals to entities providing appropriate re-
19 training and adjustment services.

20 (M) Job listings for local labor market op-
21 portunities.

22 (2) PRIORITY.—In providing core services
23 under paragraph (1), each community job resource
24 center shall give priority to individuals who are eligi-

1 ble for services under any workforce preparation and
2 development program.

3 (b) ADDITIONAL SERVICES.—Each community job
4 resource center may provide the following additional serv-
5 ices to interested individuals in the unified service area
6 in which such center is located:

7 (1) Job search and job placement services.

8 (2) Any additional services with the concurrence
9 of the Local Board.

10 (c) SPECIALIZED EMPLOYER SERVICES.—Each com-
11 munity job resource center may provide customized
12 workforce development services to employers on a fee-for-
13 service basis.

14 (d) ALLOWABLE FEE-FOR-SERVICES.—Each commu-
15 nity job resource center may provide core services under
16 subsection (a), additional services under subsection (b), or
17 specialized employer services under subsection (c), to indi-
18 viduals who are not eligible under workforce preparation
19 and development programs and who are able to afford
20 such services on a reasonable fee-for-service basis to be
21 determined by the Local Board and approved by the State
22 Council.

23 (e) COMPUTERIZED INFORMATION MANAGEMENT.—
24 To the extent possible, the community job resource center
25 should utilize fully computerized information management

1 systems to facilitate access to labor market information,
2 program services, and information on program perform-
3 ance.

4 (f) ADDITIONAL REQUIREMENTS.—In providing serv-
5 ices under subsections (a) through (e), each community
6 job resource center shall ensure that referrals of individ-
7 uals to education or training programs are not based on
8 any financial incentives related to placement of such indi-
9 viduals.

10 **SEC. 244. CONTRIBUTION OF RESOURCES.**

11 Notwithstanding any other provision of law, adminis-
12 trators of local workforce preparation and development
13 programs may contribute staff and other resources for the
14 operation of community job resource centers that would
15 otherwise be used to perform similar services such as those
16 services described in section 243.

1 **TITLE III—CONSOLIDATION OF**
2 **FEDERAL WORKFORCE PREP-**
3 **ARATION AND DEVELOPMENT**
4 **PROGRAMS**

5 **Subtitle A—Adult Education and**
6 **Literacy State Block Grant Pro-**
7 **gram**

8 **SEC. 301. AUTHORIZATION OF APPROPRIATIONS.**

9 Section 313 of the Adult Education Act is amended
10 in subsection (a), by striking “such sums” the first place
11 it appears and all that follows through the end and insert-
12 ing the following:

13 “\$320,000,000 for fiscal years 1995 and 1996 to carry
14 out the provisions of this title of which—

15 “(1) \$305,000,000 shall be available to carry
16 out the State Block Grant program as authorized
17 under part B, State Adult Education and Literacy
18 Program, with not more than 20 percent of such
19 funds made available to fund State activities de-
20 scribed in section 322(b) of this Act; and

21 “(2) \$15,000,000 shall be available for pro-
22 grams authorized under part D, including the Na-
23 tional Institute for Literacy.”.

1 **SEC. 302. USE OF FUNDS; LOCAL APPLICATIONS.**

2 Section 322(b) of the Adult Education Act is amend-
3 ed to read as follows:

4 “(b) **ADDITIONAL USES OF FUNDS.**—Grants to
5 States provided under this section may also be used for
6 correctional education programs, State literacy resource
7 centers, workplace literacy programs, English literacy pro-
8 grams, and for the training of literacy teachers and volun-
9 teers.”.

10 **SEC. 303. FOUR-YEAR STATE PLAN.**

11 Section 342(c) of the Adult Education Act is amend-
12 ed—

13 (1) by striking paragraph 12 and inserting the
14 following:

15 “(12) describe steps taken to utilize and train
16 volunteers in the provision of literacy services, espe-
17 cially adult volunteers and the elderly, to the extent
18 that such volunteers supplement and do not sup-
19 plant salaried employees;”;

20 (2) by striking the period at the end of para-
21 graph (15) and inserting “; and”; and

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

23 “(16) describe steps the State will take in the
24 continuation of programs for correctional education,
25 State literacy resource centers, workplace literacy
26 programs, and programs for the homeless.”.

1 **SEC. 304. ADULT EDUCATION REPEAL PROVISIONS; CON-**
2 **FORMING AMENDMENTS.**

3 (a) GENERAL AMENDMENTS.—Sections 313(d), 326,
4 353, 356, and 382 of the Adult Education Act are re-
5 pealed.

6 (b) ADDITIONAL AMENDMENTS.—Part C of the
7 Adult Education Act is repealed.

8 (c) CONFORMING AMENDMENT.—(1) The heading of
9 part B is amended to read as follows:

10 **“PART B—STATE ADULT EDUCATION AND**
11 **LITERACY PROGRAMS”**

12 (2) The heading for part D of the Adult Education
13 Act is amended to read as follows:

14 **“PART D—NATIONAL ACTIVITIES”.**

15 **SEC. 305. DEFINITIONS.**

16 Section 312 of the Adult Education Act is amended
17 by adding at the end the following:

18 “(16) The term ‘programs for correctional edu-
19 cation’ means programs for criminal offenders in
20 corrections institutions and for other institutional-
21 ized individuals which include academic programs
22 for basic education, special education, bilingual or
23 English as a second language, vocational training, li-
24 brary development, corrections education programs,
25 guidance and counseling, and other supportive serv-
26 ices for criminal offenders which may emphasize co-

1 ordination of educational services with educational
2 institutions, community-based organizations of de-
3 monstrative effectiveness, and the private sector, de-
4 signed to provide education and training.

5 “(17) the term ‘State literacy resource centers’
6 means State or regional networks of centers de-
7 signed to enhance the coordination of literacy serv-
8 ices, enhance the capacity of State and local organi-
9 zations to provide literacy services through the diffu-
10 sion and adoption of state-of-the-art teaching meth-
11 ods and technologies, provide reciprocal linkages be-
12 tween the National Institute for Literacy and service
13 providers for the sharing of information, data, re-
14 search, and literacy resources, encourage govern-
15 ment and industry partnerships, provide training
16 and technical assistance to literacy instructors in
17 reading instruction and in use of state-of-the-art
18 methodologies, instructional materials, and tech-
19 nologies, and professional development.

20 “(18) the term ‘workplace literacy programs’
21 means programs built upon partnerships between
22 State educational agencies, local educational agen-
23 cies, institutions of higher education, or schools (in-
24 cluding employment and training agencies or com-
25 munity based organizations) and business, industry,

1 labor organizations, or private industry councils in
2 which literacy skills needed for the workplace are
3 taught by providing literacy and basic skills services
4 and activities, providing adult secondary education
5 services and activities which may lead to the comple-
6 tion of a high school diploma or its equivalent, by
7 meeting the literacy needs of adults with limited
8 English proficiency, upgrading or updating basic
9 skills of adults in accordance with changes in work-
10 place requirements, technology, products, or proc-
11 esses, improving the competency of adult workers in
12 speaking, listening, reasoning, and problem solving,
13 or providing education counseling and other support-
14 ive services to adult workers while they participate
15 in such programs.”.

16 **SEC. 306. LITERACY AMENDMENTS.**

17 (a) LITERACY FOR INCARCERATED INDIVIDUALS.—
18 Title VI of the National Literacy Act (20 U.S.C. 1211–
19 2) is repealed.

20 (b) VISTA LITERACY CORPS.—Section 109 of the Do-
21 mestic Volunteer Service Act of 1973 (42 U.S.C. 4959)
22 is repealed.

23 (c) LITERACY INITIATIVES FOR ADULT HOMELESS
24 INDIVIDUALS.—

1 (1) IN GENERAL.—Subtitle A of title VII of the
2 Stewart B. McKinney Homeless Assistance Act (42
3 U.S.C. 11421 et seq.) is hereby repealed.

4 (2) CONFORMING AMENDMENT.—The table of
5 contents of the Stewart B. McKinney Homeless As-
6 sistance Act is amended by striking the items relat-
7 ing to subtitle A of title VII of such Act.

8 **Subtitle B—Vocational and Tech-**
9 **nical Education State Block**
10 **Grant Program**

11 **SEC. 311. AUTHORIZATION OF APPROPRIATIONS.**

12 Section 3 of the Carl D. Perkins Vocational and Ap-
13 plied Technology Education Act is amended to read as fol-
14 lows:

15 **“SEC. 3. AUTHORIZATION OF APPROPRIATIONS.**

16 “(a) IN GENERAL.—There are authorized to be ap-
17 propriated \$1,183,000,000 for each of the fiscal years
18 1995 and 1996 to carry out the provisions of this Act of
19 which—

20 “(1) \$1,150,000,000 shall be available to carry
21 out the State Block Grant program as authorized
22 under title II; and

23 “(2) \$33,000,000 shall be available to carry out
24 National Activities as authorized under title IV.

1 “(b) TITLE I.—Of the amounts made available under
2 subsection (a)(1)—

3 “(1) 1.5 percent shall be available to carry out
4 the provisions of section 401 of the Job Training
5 Partnership Act (29 U.S.C. 1671), relating to em-
6 ployment and training block grant programs for Na-
7 tive Americans; and

8 “(2) .2 percent shall be available to carry out
9 the provisions of section 101A, relating to the terri-
10 tories.

11 “(c) NATIONAL PROGRAMS.—For each fiscal year,
12 the amounts made available pursuant to subsection (a)(2)
13 shall be available to carry out the provisions of title IV,
14 relating to national programs, except that, not more than
15 \$350,000 shall be available to carry out the provisions of
16 part D of title IV, relating to the National Council on Vo-
17 cational Education.”.

18 **SEC. 312. TITLE I AMENDMENTS.**

19 (a) ALLOTMENTS.—Section 101(a) of the Carl D.
20 Perkins Vocational and Applied Technology Education Act
21 is amended—

22 (1) in paragraph (1) by striking “remaining”
23 and all that follows through the end of such para-
24 graph and inserting the following:

1 made available under section 3(a)(1), the Secretary shall
2 reserve—

3 “(A) 1.5 percent for the purpose of carrying
4 out the provisions of section 401 of the Job Training
5 Partnership Act (29 U.S.C. 1671), relating to em-
6 ployment and training block grant programs for Na-
7 tive Americans; and

8 “(B) . 2 percent for the purpose of carrying out
9 section 101A.”;

10 (2) in clause (i) of paragraph (3)(A), by strik-
11 ing “or part B of title III”;

12 (3) in clause (ii) of paragraph (3)(A), by strik-
13 ing “or part B of title III”;

14 (4) in clause (i) of paragraph (3)(B), by strik-
15 ing “or part A, B, C, D, or E of title III”; and

16 (5) in clause (ii) of paragraph (3)(B), by strik-
17 ing “or part A, B, C, D, or E of title III”.

18 (b) WITHIN STATE ALLOCATION.—Section 102 of
19 the Carl D. Perkins Vocational and Applied Technology
20 Education Act is amended—

21 (1) in subsection (a)—

22 (A) in paragraph (2), by striking “10.5
23 percent” and all that follows and inserting “not
24 more than 20 percent of the allotment shall be
25 made available for State programs and activi-

1 ties described in section 201 and subpart B of
2 title II;”;

3 (B) by striking paragraph (3);

4 (C) in paragraph (4), by striking “of
5 which” and all that follows through the end and
6 inserting in lieu thereof the following:

7 “of which such amounts may be used for the
8 costs of—

9 “(A) developing the State plan;

10 “(B) reviewing local applications;

11 “(C) monitoring and evaluating program
12 effectiveness;

13 “(D) providing technical assistance; and

14 “(E) assuring compliance with all applica-
15 ble Federal laws, including required services
16 and activities for individuals who are members
17 of special populations.”; and

18 (D) by striking paragraph (5); and

19 (2) in subsection (c), by striking paragraphs (1)
20 through (3).

21 (c) ADMINISTRATION.—Subsection (b) of section 111
22 of the Carl D. Perkins Vocational and Applied Technology
23 Education Act is repealed.

1 (d) STATE COUNCIL AUTHORIZATION.—Subsection
2 (f)(1) of section 112 of the Carl D. Perkins Vocational
3 and Applied Technology Education Act is repealed.

4 **SEC. 313. STATE PLAN; FUNDS.**

5 (a) STATE PLAN REQUIREMENTS.—Section 113 of
6 the Carl D. Perkins Vocational and Applied Technology
7 Education Act is amended—

8 (1) in paragraph (22), by striking “and” at the
9 end;

10 (2) in paragraph (23), by striking the period
11 and inserting “; and”;

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

13 “(24) describe the extent to which programs for
14 single parents, displaced homemakers, and single
15 pregnant women, and sex equity programs are pro-
16 vided under the State Vocational Education Block
17 Grant.

18 “(25) describe the extent to which programs for
19 tech prep are provided under the State Vocational
20 Block grant.”.

21 (b) AUTHORIZED ACTIVITIES UNDER STATE PRO-
22 GRAMS.—Section 201(c) of Carl D. Perkins Vocational
23 and Applied Technology Education Act is amended—

24 (1) in paragraph (4), by striking “and” at the
25 end of such paragraph;

1 (2) in paragraph (5), by striking the period at
2 the end and inserting a semi-colon; and

3 (3) by adding at the end the following new
4 paragraphs:

5 “(6) business-labor-education partnerships;

6 “(7) corrections education; and

7 “(8) support for consumer and homemaking
8 education programs.”.

9 (c) USES OF FUNDS.—Section 235(c)(2) of the Carl
10 D. Perkins Vocational and Applied Technology Education
11 Act is amended—

12 (1) in subparagraph (D) by inserting “, includ-
13 ing comprehensive career guidance and counseling
14 programs” after “counseling”;

15 (2) in subparagraph (N) by striking the period
16 at the end and inserting “; and”; and

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

18 “(O) Consumer and Homemaking Education.”.

19 **SEC. 314. MANDATORY PROGRAMS.**

20 (a) SINGLE PARENTS, DISPLACED HOMEMAKERS,
21 SINGLE PREGNANT WOMEN.—Subsection (a) of section
22 221 of the Carl D. Perkins Vocational and Applied Tech-
23 nology Education Act is amended by striking “the
24 amount” and all that follows through “only to” and insert-
25 ing “funds received under this Act to—”.

1 (b) SEX EQUITY.—Section 222 of the Carl D. Per-
2 kins Vocational and Applied Technology Education Act is
3 amended—

4 (1) in subsection (a), by striking “Except as”
5 and all that follows through “only for” and inserting
6 “shall use funds received under this Act to—”.

7 (2) in subsection (b), by striking “The” and all
8 that follows through “the administrator” and insert-
9 ing “The State agency responsible for the adminis-
10 tration or the supervision of the State Vocational
11 Educational program under section 111(a)(1)”.

12 (c) CRIMINAL OFFENDERS.—Section 225 of the Carl
13 D. Perkins Vocational and Applied Technology Education
14 Act is repealed.

15 **SEC. 315. MANDATORY TECH PREP EDUCATION.**

16 Section 233 of the Carl D. Perkins Vocational and
17 Applied Technology Education Act is amended to read as
18 follows:

19 **“SEC. 233. TECH-PREP EDUCATION.**

20 (a) PROGRAM AUTHORIZED.—The State Board, in
21 accordance with the provisions of this part which are not
22 inconsistent with this paragraph, shall award grants for
23 tech-prep education programs to consortia of—

24 “(1) local educational agencies, intermediate
25 educational agencies or area vocational education

1 schools serving secondary school students, or second-
2 ary schools funded by the Bureau of Indian Affairs;
3 and

4 “(2)(A) nonprofit institutions of higher edu-
5 cation which offer a 2-year associate degree pro-
6 gram, a 2-year certificate program, and which are
7 qualified as institutions of higher education pursu-
8 ant to section 481(a) of the Higher Education Act
9 of 1965, including institutions receiving assistance
10 under the Tribally Controlled Community College
11 Assistance Act of 1978, or a 2-year apprenticeship
12 program that follows secondary instruction, if such
13 nonprofit institutions of higher education are not
14 prohibited from receiving assistance under part B of
15 the Higher Education Act of 1965 pursuant to the
16 provisions of section 435(a)(3) of such Act; or

17 “(B) proprietary institutions of higher edu-
18 cation which offer a 2-year associate degree program
19 and which are qualified as institutions of higher edu-
20 cation pursuant to section 481(a) of the Higher
21 Education Act of 1965 if such proprietary institu-
22 tions of higher education are not subject to a default
23 management plan required by the Secretary.

24 (b) TECH-PREP EDUCATION PROGRAMS.—

1 “(1) GENERAL AUTHORITY.—Each grant recipi-
2 ent shall use amounts provided under the grant to
3 develop and operate a 4-year tech-prep education
4 program.

5 “(2) CONTENTS OF PROGRAM.—Any such pro-
6 gram shall—

7 “(A) be carried out under an articulation
8 agreement between the participants in the con-
9 sortium;

10 “(B) consist of the 2 or 4 years of second-
11 ary school preceding graduation and 2 years of
12 higher education, or an apprenticeship program
13 of at least 2 years following secondary instruc-
14 tion, with a common core of required pro-
15 ficiency in mathematics, science, communica-
16 tions, and technologies designed to lead to an
17 associate degree or certificate in a specific ca-
18 reer field;

19 “(C) include the development of tech-prep
20 education program curricula appropriate to the
21 needs of the consortium participants;

22 “(D) include in-service training for teach-
23 ers that—

1 “(i) is designed to train teachers to
2 effectively implement tech-prep education
3 curricula;

4 “(ii) provides for joint training for
5 teachers from all participants in the con-
6 sortium; and

7 “(iii) may provide such training in
8 weekend, evening, and summer sessions,
9 institutes or workshops;

10 “(E) include training programs for coun-
11 selors designed to enable counselors to more ef-
12 fectively—

13 “(i) recruit students for tech-prep
14 education programs;

15 “(ii) ensure that such students suc-
16 cessfully complete such programs; and

17 “(iii) ensure that such students are
18 placed in appropriate employment;

19 “(F) provide equal access to the full range
20 of technical preparation programs to individuals
21 who are members of special populations, includ-
22 ing the development of tech-prep education pro-
23 gram services appropriate to the needs of such
24 individuals; and

1 “(G) provide for preparatory services
2 which assist all participants in such programs.

3 “(3) ADDITIONAL AUTHORIZED ACTIVITIES.—
4 Each such program may—

5 “(A) provide for the acquisition of tech-
6 prep education program equipment; and

7 “(B) as part of the program’s planning ac-
8 tivities, acquire technical assistance from State
9 or local entities that have successfully designed,
10 established and operated tech-prep programs.

11 “(c) APPLICATIONS.—

12 “(1) IN GENERAL.—Each consortium that de-
13 sires to receive a grant under this part shall submit
14 an application to the State Board, at such time and
15 in such manner as the State Board shall prescribe.

16 “(2) THREE-YEAR PLAN.—Each application
17 submitted under this section shall contain a 3-year
18 plan for the development and implementation of ac-
19 tivities under this part.

20 “(3) APPROVAL.—The State Board shall ap-
21 prove applications based on their potential to create
22 an effective tech-prep education program as provided
23 for in subsection (b).

1 “(4) SPECIAL CONSIDERATION.—The State
2 Board shall give special consideration to applications
3 which—

4 “(A) provide for effective employment
5 placement activities or transfer of students to
6 4-year baccalaureate degree programs;

7 “(B) are developed in consultation with
8 business, industry, labor unions, and institu-
9 tions of higher education that award bacca-
10 laureate degrees; and

11 “(C) address effectively the issues of drop-
12 out prevention and re-entry and the needs of
13 minority youths, youths of limited English pro-
14 ficiency, youths with disabilities, and disadvan-
15 taged youths.

16 “(5) EQUITABLE DISTRIBUTION OF ASSIST-
17 ANCE.—In making grants under this title, the State
18 Board shall ensure an equitable distribution of as-
19 sistance between urban and rural consortium partici-
20 pants.

21 “(6) NOTICE.—The Secretary shall notify the
22 State educational agency, the State agency for high-
23 er education, and the State council on vocational
24 education of any State or the State Human Invest-
25 ment Council, where established, each time a consor-

1 tium located in such State is selected to receive a
2 grant under this title.

3 “(d) DEFINITIONS.—For purposes of this section:

4 “(1) The term “articulation agreement” means
5 a commitment to a program designed to provide stu-
6 dents with a nonduplicative sequence of progressive
7 achievement leading to competencies in a tech-prep
8 education program.

9 “(2) The term “community college”—

10 “(A) has the meaning provided in section
11 1201(a) of the Higher Education Act of 1965
12 for an institution which provides not less than
13 a 2-year program which is acceptable for full
14 credit toward a bachelor’s degree; and

15 “(B) includes tribally controlled commu-
16 nity colleges.

17 “(3) The term “tech-prep education program”
18 means a combined secondary and postsecondary pro-
19 gram which—

20 “(A) leads to an associate degree or 2-year
21 certificate;

22 “(B) provides technical preparation in at
23 least 1 field of engineering technology, applied
24 science, mechanical, industrial, or practical art
25 or trade, or agriculture, health, or business;

1 “(C) builds student competence in mathe-
2 matics, science, and communications (including
3 through applied academics) through a sequen-
4 tial course of study; and

5 “(D) leads to placement in employment.

6 “(4) The terms “institution of higher edu-
7 cation” and “higher education” include institutions
8 offering apprenticeship programs of at least 2 years
9 beyond the completion of secondary school.”.

10 **SEC. 316. REPEAL OF SPECIAL PROGRAMS.**

11 (a) IN GENERAL.—Title III of the Carl D. Perkins
12 Vocational and Applied Technology Education Act is here-
13 by repealed.

14 (b) CONFORMING AMENDMENT.—The table of con-
15 tents of such Act is amended by striking the items relating
16 to title III.

17 **SEC. 317. NATIONAL PROGRAMS.**

18 (a) DEMONSTRATION PROGRAMS.—Part B of title IV
19 of the Carl D. Perkins Vocational and Applied Technology
20 Education Act is amended to read as follows:

21 **“PART B—DEMONSTRATION PROGRAMS.**

22 **“SEC. 411. GENERAL AUTHORITY.**

23 “From the amounts made available under section 101
24 of this Act in each fiscal year, the Secretary is authorized

1 to make demonstration grants to improve vocational edu-
2 cation training programs under this Act.”.

3 (b) BILINGUAL VOCATIONAL TRAINING.—Part E of
4 title IV of the Carl D. Perkins Vocational and Applied
5 Technology Education Act is repealed.

6 **SEC. 318. DEFINITIONS.**

7 Section 521 of the Carl D. Perkins Vocational and
8 Applied Technology Education Act is amended—

9 (1) in paragraph (31), by inserting “displaced
10 homemakers, single parents, single pregnant
11 women,” after “sex bias,”; and

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

13 “(44) The term ‘Business-Labor-Education
14 Partnership Programs’ means programs that are
15 conducted through partnerships of an area voca-
16 tional education schools, a State agency, a local edu-
17 cational agency, a secondary school funded by the
18 Bureau of Indian Affairs, and institutions of higher
19 education, a State corrections educational agency, or
20 an adult learning center, and business, industry,
21 labor organizations, or apprenticeship programs to
22 carry out business-labor-education partnership train-
23 ing programs which may provide apprenticeships
24 and internships in industry, provide new equipment,
25 provide teacher internships or teacher training,

1 bring representatives of business and organized
2 labor into the classroom, that increase the access to
3 and quality of programs for individuals who are
4 members of special populations, strengthen coordina-
5 tion between vocational education programs and the
6 labor and skill needs of business and industry, that
7 address the economic development needs of the area
8 served, provide training and career counseling that
9 will enable workers to retain their jobs, provide
10 training and career counseling that will enable work-
11 ers to upgrade their jobs, and address the needs of
12 new and emerging industry, particularly in high
13 technology fields.

14 “(44) The term ‘Consumer and Homemaking
15 Education Programs’, means programs that include
16 instructional programs, services, and activities that
17 prepare youth and adults for the occupation of
18 homemaking, and instruction in the areas of food
19 and nutrition, individual family health, consumer
20 education, family living and parenthood education,
21 child development and guidance, housing, home
22 management (including resource management), and
23 clothing and textiles.

24 “(45) the term ‘corrections education’ means
25 vocational education programs for juvenile and adult

1 criminal offenders that are run by correctional agen-
2 cies, including correctional institutions, and that give
3 special consideration to the provision of services to
4 offenders who are completing their sentences and
5 preparing for release, for programs in correctional
6 institutions that do not have such programs, and
7 that provide vocational education for women who are
8 incarcerated.

9 “(46) The term ‘tech-prep education program’
10 means a combined secondary and postsecondary pro-
11 gram which—

12 “(A) leads to an associate degree or 2-year
13 certificate;

14 “(B) provides technical preparation in at
15 least 1 field of engineering technology, applied
16 science, mechanical, industrial, or practical art
17 or trade, or agriculture, health, or business;

18 “(C) builds student competence in mathe-
19 matics, science, and communications (including
20 through applied academics) through a sequen-
21 tial course of study; and

22 “(D) leads to placement in employment.”.

1 **Subtitle C—State Vocational Reha-**
2 **ilitation Block Grant Program**

3 **SEC. 321. CONSOLIDATION OF CERTAIN EMPLOYMENT-RE-**
4 **LATED PROGRAMS UNDER REHABILITATION**
5 **ACT OF 1973.**

6 (a) SUPPORTED EMPLOYMENT FOR INDIVIDUALS
7 WITH MOST SEVERE DISABILITIES.—Section 101(a) of
8 the Rehabilitation Act of 1973 (29 U.S.C. 721(a)) is
9 amended—

10 (1) in paragraph (5), by amending subpara-
11 graph (B) to read as follows:

12 “(B) provide satisfactory assurances to the Commis-
13 sioner that the State has studied and considered a broad
14 variety of means for providing services to individuals with
15 the most severe disabilities, including the provision of serv-
16 ices leading to supported employment; and”;

17 (2) by amending paragraph (25) to read as fol-
18 lows:

19 “(25) provide assurances satisfactory to the Sec-
20 retary that the State has an acceptable plan for developing
21 a collaborative program with appropriate entities to pro-
22 vide supported employment services for individuals with
23 the most severe disabilities who require supported employ-
24 ment services to enter or retain competitive employment;”.

1 (b) SPECIAL RECREATION ACTIVITIES AND SERV-
2 ICES.—

3 (1) IN GENERAL.—Section 101(a)(12) of the
4 Rehabilitation Act of 1973 (29 U.S.C. 721(a)(12))
5 is amended—

6 (A) in subparagraph (A), by striking
7 “and” after the semicolon at the end;

8 (B) in subparagraph (B), by adding “and”
9 after the semicolon at the end; and

10 (C) by adding at the end the following sub-
11 paragraph:

12 “(C) provide for entering into agreements with the
13 operators of community rehabilitation programs or to
14 make awards of grants or contracts to nonprofit private
15 organizations, for the provision of special recreation activi-
16 ties and services, that are, whenever possible, provided in
17 settings with peers who are not individuals with disabil-
18 ities;”.

19 (2) SCOPE OF SERVICES.—Section 103(a) of
20 the Rehabilitation Act of 1973 (29 U.S.C. 723(a))
21 is amended—

22 (A) in paragraph (15), by striking “and”
23 after the semicolon at the end;

24 (B) in paragraph (16), by striking the pe-
25 riod at the end and inserting “; and”; and

1 (C) by adding at the end the following
2 paragraph:

3 “(17) special recreation activities and serv-
4 ices.”.

5 (c) PROJECTS WITH INDUSTRY.—Section 101(a) of
6 the Rehabilitation Act of 1973 (29 U.S.C. 721(a)) is
7 amended—

8 (1) in paragraph (35), by striking “and” after
9 the semicolon at the end;

10 (2) in paragraph (36), by striking the period at
11 the end and inserting “; and”; and

12 (3) by adding at the end the following para-
13 graph:

14 “(37) provide satisfactory assurances to the Commis-
15 sioner that the State has awarded grants to individual em-
16 ployers, community rehabilitation program providers,
17 labor unions, trade associations, Indian tribes, tribal orga-
18 nizations, designated States units, and other entities that
19 are jointly financed to create and expand job and career
20 opportunities for individuals with disabilities, which pro-
21 vide training in realistic work settings, job placements, de-
22 velopment and modification of jobs and career opportuni-
23 ties, and distribution of rehabilitation technology, includ-
24 ing necessary support services.”.

1 (d) DEFINITIONS.—Section 7 of the Rehabilitation
2 Act of 1973 (29 U.S.C. 706) is amended by adding at
3 the end the following paragraph:

4 “(36) The term ‘special recreation activities and serv-
5 ices’ means activities and services that provide individuals
6 with disabilities with recreational activities and related ex-
7 periences to aid in the employment, mobility, socialization,
8 independence, and community integration of such individ-
9 uals. These may include, but are not limited to, vocational
10 skills development, leisure education, leisure networking,
11 leisure resource development, physical education and
12 sports, scouting and camping, 4-H activities, music, danc-
13 ing, handicrafts, art, and homemaking.”

14 (e) RESERVATION FOR NATIVE AMERICANS’ EM-
15 PLOYMENT AND TRAINING BLOCK GRANT PROGRAM
16 UNDER JOB TRAINING PARTNERSHIP ACT.—Section
17 110(d)(1) of the Rehabilitation Act of 1973 (29 U.S.C.
18 730(d)(1)) is amended by striking “part D of this title”
19 and inserting “section 401 of the Job Training Partner-
20 ship Act (29 U.S.C. 1671)”.

21 (f) CONFORMING PROVISIONS.—

22 (1) REPEALS.—The Rehabilitation Act of 1973
23 (29 U.S.C. 701 et seq.) is amended by striking the
24 following provisions:

25 (A) Subsection (c) of section 311.

1 (B) Section 316.

2 (C) Parts B and C of title VI.

3 (2) FUNDING.—Section 100(b)(1) of the Reha-
4 bilitation Act of 1973 (29 U.S.C. 720(b)(1)) is
5 amended by adding at the end the following: “(For
6 fiscal year 1995, in determining the amount to be
7 appropriated under the preceding sentence, the
8 amount appropriated for fiscal year 1994 under this
9 subsection is deemed to be the sum of the aggregate
10 amount appropriated for carrying out section 311(c),
11 section 316, and parts B and C of title VI and the
12 amount actually appropriated under this subsection
13 for fiscal year 1994.)”.

14 (3) REDESIGNATIONS; CROSS-REFERENCES.—
15 The Rehabilitation Act of 1973 (29 U.S.C. 701 et
16 seq.) is amended—

17 (A) in section 101(a)(5)(A), by striking
18 “including individuals served under part C of
19 title VI of this Act”;

20 (B) in section 310, by striking “sections
21 311(d), 311(e), 312, and 316” and inserting
22 “sections 311(c), 311(d), and 312”;

23 (C) in section 311, by redesignating sub-
24 sections (d) through (f) as subsections (c)
25 through (e), respectively;

1 (D) in title VI, by redesignating part D as
2 part B; and

3 (E) in section 802(j)—

4 (i) in paragraph (1), by striking
5 “Consistent with” and all that follows
6 through “the Commissioner may” and in-
7 serting “The Commissioner may”; and

8 (ii) in paragraph (3)(B), by striking
9 clause (ii) and redesignating clauses (iii)
10 through (vi) as clauses (ii) through (v), re-
11 spectively.

12 **Subtitle D—Adult Employment and** 13 **Training System**

14 **SEC. 331. PURPOSES.**

15 The purposes of this subtitle are—

16 (1) to reduce fragmentation and duplication of
17 programs which currently serve adult education,
18 training, and employment needs;

19 (2) while maintaining the most basic targeting
20 of resources to serve populations determined to be
21 most in need of services, including the disadvan-
22 taged, dislocated workers, welfare recipients, and
23 veterans, to streamline the administration of train-
24 ing programs serving adults, and provide additional

1 flexibility for States and local service delivery areas
2 in the delivery of these services; and

3 (3) while services may continue to be provided
4 through existing service structures under this sub-
5 title, to encourage the delivery of services through
6 the establishment of one-stop career centers as es-
7 tablished under title II.

8 **SEC. 332. COMBINATION OF FEDERAL FUNDS BY STATES**
9 **AND UNIFIED SERVICE AREAS.**

10 (a) PURPOSES.—The purposes of this section are—

11 (1) to expedite the integration of activities of
12 the individual programs described in this subtitle;

13 (2) to maximize the effective use of resources;
14 and

15 (3) to increase flexibility in the development
16 and implementation of programs serving the employ-
17 ment and training needs of adults, including consoli-
18 dation of planning, data collection, and reporting re-
19 quirements for such programs.

20 (b) COMBINATION OF FUNDS.—

21 (1) IN GENERAL.—Notwithstanding any other
22 provision of law (except section 121(c) of this Act),
23 a State or eligible unified service area that receives
24 funds under 1 or more of the programs described in
25 this subtitle or under the Wagner-Peyser Act (29

1 U.S.C. 49 et seq.) may combine such funds to carry
2 out activities necessary to develop and implement an
3 integrated adult employment and training system.

4 (2) TIME LIMIT.—A State or eligible unified
5 service area may combine funds under paragraph (1)
6 for a period not to exceed 2 consecutive years, ex-
7 cept that the Secretary of Labor may extend such
8 period if the Secretary determines that such exten-
9 sion would further the purposes of this Act.

10 (c) SINGLE APPLICATION AND STATE PLAN.—A
11 State seeking to combine funds under this section shall—

12 (1) submit a single application containing a
13 State plan for the combination of funds for pro-
14 grams described in this subtitle to the Secretary of
15 Labor; and

16 (2) include in such plan the following—

17 (A) a description of the funds the State or
18 unified service area proposes to combine in ac-
19 cordance with this section;

20 (B) the activities to be carried out with
21 such funds;

22 (C) the specific outcomes expected of par-
23 ticipants in adult employment and training pro-
24 grams;

1 (D) evidence of support for the waiver re-
2 quest by the State agencies or officials with ju-
3 risdiction over the funds that would be com-
4 bined; and

5 (E) such other information as the Sec-
6 retary may require.

7 (d) ELIGIBLE UNIFIED SERVICE AREA.—A unified
8 service area shall be eligible to combine funds in accord-
9 ance with this section if such area—

10 (1) has adopted a one-stop delivery system in
11 accordance with title II of this Act for the purpose
12 of carrying out programs described in this subtitle;
13 and

14 (2) has received the approval of the State to
15 combine such funds, and such combination is con-
16 sistent with a State plan described in subsection (c)
17 that has been approved by the Secretary of Labor.

18 **CHAPTER 1—DISADVANTAGED ADULT EM-**
19 **PLOYMENT AND TRAINING BLOCK**
20 **GRANT PROGRAM**

21 **SEC. 341. ALLOTMENT AND ALLOCATION.**

22 (a) STATE RESERVATION.—Section 202(a)(2) of the
23 Job Training Partnership Act (29 U.S.C. 1602(a)(2)) is
24 amended—

1 (1) in the 1st sentence, by striking “77 per-
2 cent” and inserting “88 percent”; and

3 (2) in the 3d sentence, by striking “23 percent”
4 and inserting “12 percent”.

5 (b) LIMITATION.—Section 202(b)(2)(B) of such Act
6 (29 U.S.C. 1602(b)(2)(B)) is amended by striking “No
7 service delivery area” and inserting “Except with respect
8 to the 1st fiscal year beginning after the date of the enact-
9 ment of the Consolidated and Reformed Education, Em-
10 ployment, and Retraining Systems Act, no service delivery
11 area”.

12 (c) STATE ACTIVITIES.—Section 202(c) of such Act
13 (29 U.S.C. 1602(c)) is amended—

14 (1) in paragraph (1)—

15 (A) in the matter preceding subparagraph
16 (A), by striking “Of the remaining 23 percent”
17 and inserting “Of the remaining 12 percent”;
18 and

19 (B) by striking subparagraphs (B) through
20 (D) and inserting the following new subpara-
21 graphs:

22 “(B) 5 percent of the funds available for
23 such allotment under this part shall be allotted
24 to States in accordance with paragraph (2) to
25 carry out section 123; and

1 “(C) 2 percent of the funds available for
2 such allotment under this part shall be allotted
3 to the States in accordance with paragraph
4 (3).”; and

5 (2) in paragraph (3)(A), by striking “up to 33
6 percent of the amount allotted under paragraph
7 (1)(B)” and inserting “the amount allotted under
8 paragraph (1)(C)”.

9 **SEC. 342. TRAINING AND PLACEMENT OPPORTUNITIES FOR**
10 **OLDER INDIVIDUALS.**

11 Section 204(a)(2) of the Job Training Partnership
12 Act (29 U.S.C. 1604(a)(2)) is amended by adding at the
13 end the following new subparagraph:

14 “(C) TRAINING AND PLACEMENT OPPOR-
15 TUNITIES FOR OLDER INDIVIDUALS.—

16 “(i) IN GENERAL.—To the extent
17 practicable, each service delivery area shall
18 ensure the equitable provision of training
19 and placement opportunities for older indi-
20 viduals in private sector jobs.

21 “(ii) OLDER INDIVIDUAL DEFINED.—
22 For purposes of this subparagraph, the
23 term ‘older individual’ means an individual
24 who has attained the age of 55.”.

1 **SEC. 343. CONFORMING AMENDMENTS.**

2 (a) JOB TRAINING PARTNERSHIP ACT.—

3 (1) AUTHORIZATION OF APPROPRIATIONS.—

4 Section 3(a)(1) of the Job Training Partnership Act
5 (29 U.S.C. 1502(a)(1)) is amended to read as fol-
6 lows:

7 “SEC. 3. (a)(1) There are authorized to be appro-
8 priated to carry out part A of title II \$1,000,000,000 for
9 fiscal year 1995 and such sums as may be necessary for
10 each succeeding fiscal year.”.

11 (2) REPEALERS.—The following provisions of
12 such Act are hereby repealed:

13 (A) Paragraph (7) of section 106(b) (29
14 U.S.C. 1516(b)(7)).

15 (B) Subsection (d) of section 204 (29
16 U.S.C. 1604(d)).

17 (3) TITLE II HEADING.—Part A of title II of
18 such Act is amended by striking the heading of such
19 part and inserting the following new heading:

20 “PART A—DISADVANTAGED ADULT EMPLOYMENT AND
21 TRAINING BLOCK GRANT PROGRAM”.

22 (4) TABLE OF CONTENTS.—The table of con-
23 tents of such Act is amended by striking the item
24 relating to part A of title II and inserting the follow-
25 ing new item:

“Part A—Disadvantaged Adult Employment and Training Block Grant Program”.

1 (5) CROSS-REFERENCES.—Such Act (29 U.S.C.
2 1501 et seq.) is amended—

3 (A) in section 106(g), by striking “section
4 204(d)”;

5 (B) by striking subsection (d) of section
6 109;

7 (C) in the matter preceding paragraph (1)
8 of section 203(b), strike “section 204(d)” and
9 insert “section 204(a)(2)(C)”; and

10 (D) in the 1st sentence of section 203(c),
11 strike “section 204(d)” and insert “section
12 204(a)(2)(C)”.

13 (b) STEWART B. MCKINNEY HOMELESS ASSISTANCE
14 ACT.—

15 (1) IN GENERAL.—Subtitle C of title VII of the
16 Stewart B. McKinney Homeless Assistance Act (42
17 U.S.C 11441 et seq.), except section 738, is hereby
18 repealed.

19 (2) TABLE OF CONTENTS.—The table of con-
20 tents of such Act is amended by striking the items
21 relating to sections 731 through 737 and sections
22 739 through 741.

1 **CHAPTER 2—DISLOCATED WORKER EM-**
2 **PLOYMENT AND TRAINING BLOCK**
3 **GRANT PROGRAM**

4 **SEC. 351. ADDITIONAL RETRAINING SERVICES.**

5 Section 314(d)(1) of the Job Training Partnership
6 Act (29 U.S.C. 1661c(d)(1)) is amended—

7 (1) in subparagraph (H), by striking the “and”
8 at the end of such subparagraph;

9 (2) by redesignating subparagraph (I) as sub-
10 subparagraph (J); and

11 (3) by inserting after subparagraph (H) the fol-
12 lowing new subparagraph:

13 “(I) skills upgrading, if such upgrading is
14 to replace or update obsolete skills of individ-
15 uals with marketable skills, without which re-
16 employment in a high demand occupation or in-
17 dustry would be unlikely; and”.

18 **SEC. 352. SPECIAL CONSIDERATION FOR NEEDS-RELATED**
19 **PAYMENTS.**

20 Section 314(e) of the Job Training Partnership Act
21 (29 U.S.C. 1661c(e)) is amended by adding at the end
22 the following new paragraph:

23 “(3) In determining eligibility for needs-related pay-
24 ments, special consideration shall be given to eligible dis-

1 located workers who are dislocated due to policies of the
2 Federal Government, including—

3 “(A) Federal trade policy, in particular the
4 North American Free-Trade Agreement; or

5 “(B) reductions in expenditures by the United
6 States for defense or by closures of United States
7 military facilities.”.

8 **SEC. 353. CONFORMING AMENDMENTS.**

9 (a) AUTHORIZATION OF APPROPRIATIONS.—Section
10 3(b) of the Job Training Partnership Act (29 U.S.C.
11 1502(b)) is amended—

12 (1) in the matter preceding paragraph (1), by
13 striking “(other than section 326 thereof)”; and

14 (2) in paragraph (1), by striking
15 “\$980,000,000 for fiscal year 1989” and inserting
16 “\$1,392,000,000 for fiscal year 1995”.

17 (b) REPEALERS.—The following provisions of law are
18 hereby repealed:

19 (1) Section 325 of the Job Training Partner-
20 ship Act (29 U.S.C. 1662d) (relating to the defense
21 conversion adjustment program).

22 (2) Section 325A of such Act (29 U.S.C.
23 1662d-1) (relating to the defense diversification pro-
24 gram).

1 (3) Section 326 of such Act (29 U.S.C. 1662e)
2 (relating to the clean air employment transition as-
3 sistance program).

4 (4) Chapter 2 of title II of the Trade Act of
5 1974 (19 U.S.C. 2271 and following) and the items
6 relating to such chapter in the table of contents of
7 such Act.

8 (c) HEADING.—Title III of the Job Training Part-
9 nership Act (29 U.S.C. 1651 et seq.) is amended by strik-
10 ing the heading of such title and inserting the following
11 new heading:

12 **“TITLE III—DISLOCATED WORK-**
13 **ER EMPLOYMENT AND TRAIN-**
14 **ING BLOCK GRANT PRO-**
15 **GRAM”.**

16 (d) TABLE OF CONTENTS.—The table of contents of
17 the Job Training Partnership Act is amended—

18 (1) by striking the items relating to sections
19 325, 325A, and 326; and

20 (2) by striking the item relating to title III and
21 inserting the following new item:

 “TITLE III—DISLOCATED WORKER EMPLOYMENT AND TRAINING
 BLOCK GRANT PROGRAM”.

22 (e) CROSS-REFERENCES.—Section 3(b) of the Job
23 Training Partnership Act (29 U.S.C. 1502(b)) is amended
24 by striking “(other than section 326 thereof)”.

1 (f) OTHER CONFORMING AMENDMENTS.—

2 (1) Section 284(a) of the Trade Act of 1974
3 (19 U.S.C. 2395(a)) is amended by striking “A
4 worker” and all that follows through “section 250(c)
5 of this title, a” and inserting “A”.

6 (2) Section 285(c) of such Act (19 U.S.C. 2221
7 note) is amended—

8 (A) in paragraph (1) by striking “(1)” and
9 all that follows through “chapter 3,” and in-
10 sserting “No technical assistance may be pro-
11 vided under chapter 3”; and

12 (B) by striking paragraph (2).

13 (3) Section 286(d) of such Act (19 U.S.C.
14 2396(d)) is amended—

15 (A) in paragraph (1)(B)(i) by striking
16 “chapters 2 and 3” and inserting “chapter 3”;
17 and

18 (B) in paragraph (3)—

19 (i) by striking “chapters 2 and 3”
20 each place it appears and inserting “chap-
21 ter 3”;

22 (ii) by striking “2 or” each place it
23 appears;

24 (iii) in subparagraph (A) by striking
25 “—

1 “(i) the amounts”
2 and all that follows through “chapter 3,”
3 and inserting “the assistance provided
4 under chapter 3,”;

5 (iv) by striking “workers and”;

6 (v) by striking subparagraph (B) and
7 redesignating subparagraphs (C) and (D)
8 as subparagraphs (B) and (C), respec-
9 tively; and

10 (vi) in subparagraph (C) (as so reded-
11 ignated), by striking “subparagraph (C)”
12 and inserting “subparagraph (B)”.

13 (4) Section 287(b)(1)(B)(i) (19 U.S.C.
14 2397(b)(1)(B)(i)) is amended by striking “chapters
15 2 and 3” and inserting “chapter 3”.

16 **SEC. 354. AVAILABILITY OF FUNDS FROM REPEALED PRO-**
17 **VISIONS OF LAW.**

18 Notwithstanding any other provision of law, any
19 amounts appropriated to carry out the following provisions
20 of law which are not obligated or expended on or after
21 the end of the first fiscal year beginning after the date
22 of enactment of this part shall be made available to carry
23 out title III of the Job Training Partnership Act (29
24 U.S.C. 1651 et seq.):

1 “(2) the additional administrative cost for run-
2 ning this fragmented and uncoordinated system
3 takes funds directly away from the veterans who
4 need this assistance the most.

5 “(b) PURPOSES.—The purposes of this part are—

6 “(1) to streamline the current system of pro-
7 grams that serve our Nation’s veterans while also
8 ensuring that States and local areas receive the ap-
9 propriate level of funding necessary to assist the
10 number of veterans, including disabled and homeless
11 veterans, which reside within each State;

12 “(2) to provide flexibility to States and local
13 communities to use their share of funds in ways
14 which to best serve veterans and for the purpose of
15 targeting these funds more effectively to those veter-
16 ans most in need through utilization of new and ex-
17 isting structures such as one-stop centers to provide
18 these services; and

19 “(3) to improve such services and to provide
20 more veterans with such services.

21 **“SEC. 442. DEFINITIONS.**

22 “For the purposes of this part, the following defini-
23 tions apply:

24 “(1) ELIGIBLE VETERAN.—The term ‘eligible
25 veteran’ means a person who served on active duty

1 for a period of more than 180 days and was dis-
2 charged or released therefrom with other than a dis-
3 honorable discharge.

4 “(2) DISABLED VETERAN.—The term ‘disabled
5 veteran’ means—

6 “(A) a veteran who is entitled to com-
7 pensation (or who but for the receipt of military
8 retired pay would be entitled to compensation)
9 under laws administered by the Secretary; or

10 “(B) was discharged or released from ac-
11 tive duty because of a service-connected disabil-
12 ity.

13 “(3) HOMELESS VETERAN.—The term ‘home-
14 less veteran’ means a veteran who is homeless.

15 “(4) ELIGIBLE PERSON.—The term ‘eligible
16 person’ means—

17 “(A) the spouse of any person who died of
18 a service-connected disability;

19 “(B) the spouse of any member of the
20 Armed Forces serving on active duty who, at
21 the time of application for assistance under this
22 part, is listed, pursuant to section 556 of title
23 37, United States Code, in one or more of the
24 following categories and has been so listed for
25 a total of more than 90 days—

1 “(i) missing in action;

2 “(ii) captured in line of duty by a hos-
3 tile force; or

4 “(iii) forcibly detained or interned in
5 line of duty by a foreign government or
6 power; or

7 “(C) the spouse of any person who, as de-
8 termined by the Secretary of Veterans Affairs
9 under laws administered by the Secretary of
10 Veterans Affairs, has a total disability perma-
11 nent in nature resulting from a service-con-
12 nected disability or the spouse of a veteran who
13 died while a disability so evaluated was in exist-
14 ence.

15 “(5) STATE.—The term ‘State’ does not include
16 any of the territories.

17 “(6) TERRITORY.—The term ‘territory’ means
18 the Commonwealth of Puerto Rico, the Common-
19 wealth of the Northern Mariana Islands, American
20 Samoa, Guam, the Virgin Islands, the Federated
21 States of Micronesia, the Republic of the Marshall
22 Islands, and Palau.

23 “(7) OTHER TERMS.—The terms ‘Armed
24 Forces’, ‘active duty’, ‘service-connected’, ‘spouse’,

1 and ‘veteran’ have the same meaning given such
2 terms in section 101 of title 38, United States Code.

3 **“SEC. 443. ACTIVITIES AND ADMINISTRATION.**

4 “(a) AUTHORIZATION.—The Secretary shall conduct
5 in accordance with this part, directly or through grants
6 or contracts, activities to meet the employment and train-
7 ing needs of eligible veterans, disabled veterans, homeless
8 veterans, and eligible persons.

9 “(b) ADMINISTRATION RESPONSIBILITY.—The Sec-
10 retary shall conduct activities supported under this part
11 through the Assistant Secretary for Veterans’ Employ-
12 ment. In carrying out responsibilities under this part, the
13 Assistant Secretary for Veterans’ Employment shall—

14 “(1) be responsible for the awarding of grants,
15 entering into contracts, and the distribution of funds
16 under this part and for the establishment of appro-
17 priate fiscal controls, accountability, and program-
18 performance standards for grant recipients under
19 this part; and

20 “(2) consult with the Secretary of Veterans Af-
21 fairs and take steps to ensure that activities sup-
22 ported under this part are coordinated, to the maxi-
23 mum extent feasible, with related programs and ac-
24 tivities conducted under title 38, United States
25 Code.

1 **“SEC. 444. ALLOTMENT OF FUNDS.**

2 “(a) IN GENERAL.—From the funds made available
3 for any fiscal year to carry out this part, the Secretary
4 shall allot amounts as follows:

5 “(1) TERRITORIES.—Among the territories, .25
6 percent.

7 “(2) INDIAN TRIBES.—Among the Indian
8 tribes, 1.5 percent to carry out this part in accord-
9 ance with section 401.

10 “(3) STATES.—

11 “(A) IN GENERAL.—Subject to subpara-
12 graphs (B) and (C), the remainder of such
13 funds shall be allotted among the States on the
14 basis of the following factors:

15 “(i) The relative number of veterans
16 residing in the State as compared to the
17 total number of veterans in all States.

18 “(ii) The relative number of disabled
19 veterans residing in the State as compared
20 to the total number of disabled veterans in
21 all States.

22 “(iii) The relative number of homeless
23 veterans residing in the State as compared
24 to the total number of homeless veterans
25 in all States.

1 “(B) MINIMUM ALLOCATION.—No State,
2 to the extent which it may be determined, shall
3 receive less than 90 percent of total funds re-
4 ceived under this part for the fiscal year preced-
5 ing the fiscal year for which the determination
6 is made.

7 “(C) MAXIMUM ALLOCATION.—Beginning
8 in the second year after funds are first made
9 available under this part, no State, to the ex-
10 tent which it may be determined, shall receive
11 more than 130 percent of total funds received
12 under this part for the fiscal year preceding the
13 fiscal year for which the determination is made.

14 “(b) WITHIN STATE DISTRIBUTION.—The Governor
15 of a State shall allocate not less than 90 percent of the
16 amount allotted to the State under this part to unified
17 service areas, as established under subtitle C of title II
18 of the Consolidated and Reformed Education, Employ-
19 ment, and Retraining Systems Act (or to service delivery
20 areas until such time as such unified service areas are es-
21 tablished) for services authorized in this part, based on
22 an allocation formula prescribed by the Governor. Such
23 formula may be amended by the Governor not more than
24 once for each program year. Such formula shall utilize the
25 most appropriate information available to the Governor to

1 distribute amounts to address the needs of the veteran
2 population of the State, including the special needs of both
3 homeless and disabled veterans.

4 “(c) ELIGIBLE GRANTEES.—Funds allocated in a
5 unified service area or in a service delivery area, as the
6 case may be, shall be expended by eligible service providers
7 referred to in subsection (d), as determined by—

8 “(1) local workforce development boards estab-
9 lished under section 231 of the Consolidated and Re-
10 formed Education, Employment, and Retraining
11 Systems Act, in consultation with local veterans’ or-
12 ganizations; or

13 “(2) in areas where such boards have not yet
14 been established, the private industry council—

15 “(A) in conjunction with the local employ-
16 ment service and the chief elected official or of-
17 ficials for the service delivery area (designated
18 under this Act); and

19 “(B) in consultation with local veterans’
20 organizations.

21 “(d) ELIGIBLE SERVICE PROVIDERS.—Activities
22 supported under this part may be conducted through pub-
23 lic agencies, including the employment service or commu-
24 nity job resource centers established under title II of the
25 Consolidated and Reformed Education, Employment, and

1 Retraining Systems Act, and private nonprofit or private
2 for profit organizations who have an understanding of the
3 unemployment problems and needs of eligible veterans,
4 disabled veterans, homeless veterans and eligible persons,
5 familiarity with the area to be served, and the capability
6 to administer effectively a program of employment and
7 training assistance for such eligible individuals.

8 **“SEC. 445. USE OF FUNDS.**

9 “Activities supported under this part shall include the
10 following:

11 “(1) Services to expedite the reintegration of
12 homeless veterans into the labor force.

13 “(2) Services which actively promote the devel-
14 opment and establishment of employment, training,
15 and other related opportunities for veterans with
16 service-connected disabilities.

17 “(3) The appointment and support of full-time
18 local veterans’ representatives and disabled veteran
19 program specialists in each unified service area or
20 service delivery area receiving funds under section
21 444(b). Such representatives and specialists shall
22 have expertise in the areas for which they are re-
23 sponsible or shall be qualified veterans in the case
24 of local veterans’ representatives or qualified dis-
25 abled veterans in the case of disabled veteran pro-

1 gram specialists. In unified service areas where com-
2 munity job resource centers have been established,
3 at least one such center shall be designated as spe-
4 cializing in serving the needs of veterans and shall
5 include a representative who shall be responsible for
6 the following:

7 “(A) Functionally supervise the provision
8 of services to eligible veterans and eligible per-
9 sons by the local service providers.

10 “(B) Maintain regular contact with com-
11 munity leaders, employers, labor unions, train-
12 ing programs, and veterans’ organizations for
13 the purpose of keeping them advised of eligible
14 veterans, disabled veterans, and eligible persons
15 available for employment and training, and
16 keeping eligible veterans, disabled veterans, and
17 eligible persons advised of opportunities for em-
18 ployment and training.

19 “(C) Provide directly, or facilitate the pro-
20 vision of, labor exchange services by local em-
21 ployment service staff to eligible veterans, dis-
22 abled veterans, and eligible persons, including
23 intake and assessment, counseling, testing, job-
24 search assistance, and referral and placement.

1 “(D) Encourage employers and labor
2 unions to employ eligible veterans, disabled vet-
3 erans, and eligible persons and conduct on-the-
4 job training and apprenticeship programs for
5 such veterans and persons.

6 “(E) Promote and monitor the participa-
7 tion of veterans in federally-funded employment
8 and training programs.

9 “(F) Monitor the listing of jobs and subse-
10 quent referrals of qualified veterans, as re-
11 quired by section 4212 of title 38, United
12 States Code (relating to veterans’ employment
13 emphasis under Federal contracts).

14 “(G) Work closely with appropriate De-
15 partment of Veterans Affairs personnel engaged
16 in providing counseling or rehabilitation services
17 and cooperate with employers in identifying dis-
18 abled veterans who have completed or are par-
19 ticipating in a vocational rehabilitation training
20 program and who are in need of employment.

21 “(H) Refer eligible veterans, disabled vet-
22 erans, and eligible persons to training, support-
23 ive services, vocational education, vocational re-
24 habilitation, and educational opportunities, as
25 appropriate.

1 “(I) Assist, through automated data proc-
2 essing, in securing and maintaining current in-
3 formation regarding available employment and
4 training opportunities.

5 “(J) Cooperate with the staff of programs
6 operated under section 1712A of title 38, Unit-
7 ed States Code, in identifying and assisting vet-
8 erans who have readjustment problems and who
9 may need services available at community job
10 resource centers established under title II of the
11 Consolidated and Reformed Education, Employ-
12 ment, and Retraining Systems Act and at local
13 employment service offices.

14 “(K) When requested by a Federal or
15 State agency, a private employer, or a service-
16 connected disabled veteran, assist such agency,
17 employer, or veteran in identifying and acquir-
18 ing prosthetic and sensory aids and devices
19 needed to enhance the employability of disabled
20 veterans.

21 “(4) Activities to enhance services provided by
22 other providers of employment and training services
23 funded by Federal, State, or local government.

24 “(5) Activities to provide employment and
25 training services, including on-the-job training, to

1 such veterans not adequately provided by other pub-
2 lic employment and training services providers.

3 “(6) Outreach and public information activities
4 to develop and promote maximum job and job train-
5 ing opportunities for such veterans and to inform
6 such veterans about employment, job training, on-
7 the-job training and educational opportunities under
8 this Act, under title 38, United States Code, and
9 under other provisions of the law.”.

10 **SEC. 362. TRANSFER OF FUNDS.**

11 Notwithstanding any other provision of law, any
12 amounts appropriated to carry out the following provisions
13 of law which are not obligated or expended on or after
14 the end of the first fiscal year beginning after the date
15 of enactment of this part shall be made available to carry
16 out part C of title IV of the Job Training Partnership
17 Act (29 U.S.C. 1721):

18 (1) Section 4103A of title 38, United States
19 Code, relating to disabled veterans outreach pro-
20 gram.

21 (2) Section 4104 of title 38, United States
22 Code, relating to local veterans employment rep-
23 resentatives.

1 (3) Section 738 of Public Law 100–77 (42
2 U.S.C. 11448), relating to homeless veterans’
3 reintegration projects.

4 (4) That portion of chapter 31 of title 38, Unit-
5 ed States Code, relating to vocational rehabilitation
6 program.

7 (5) Chapter 41 of title 38, United States Code,
8 relating to job counseling, training, and placement
9 service for veterans.

10 (6) Service Members Occupational Conversion
11 and Training Act of 1992 (10 U.S.C 1143 note).

12 **SEC. 363. TRANSITION.**

13 The Secretary of Labor, through the Assistant Sec-
14 retary of Veterans Employment and Training and in co-
15 operation with the Secretary of Defense, shall provide for
16 the orderly implementation of part C of title IV of the
17 Job Training Partnership Act (29 U.S.C. 1721), as added
18 by section 361 of this Act.

19 **SEC. 364. REPEALERS.**

20 Effective on the date that is the first day of the sec-
21 ond fiscal year beginning after the date of enactment of
22 this Act, the following provisions of law are repealed:

23 (1) Sections 3116 and 3117 of title 38, United
24 States Code.

1 (2) Sections 4103A, 4104, and 4104A of title
2 38, United States Code.

3 (3) Section 738 of Public Law 100-77 (42
4 U.S.C. 11448).

5 (4) the Service Members Occupational Conver-
6 sion and Training Act of 1992 (10 U.S.C 1143
7 note).

8 **SEC. 365. CONFORMING AMENDMENTS.**

9 (a) JOB TRAINING PARTNERSHIP ACT.—

10 (1) AUTHORIZATION OF APPROPRIATIONS.—
11 Section 3(c) of such Act is amended by adding at
12 the end the following new paragraph:

13 “(6) In addition to amounts reserved under para-
14 graph (2)(B)(i) for a fiscal year to carry out part C of
15 title IV, there are authorized to be appropriated
16 \$172,380,000 for fiscal year 1995 and each succeeding
17 fiscal year.”.

18 (2) TABLE OF CONTENTS.—The table of con-
19 tents of the Job Training Partnership Act is amend-
20 ed by amending the items relating to part C of title
21 IV to read as follows:

“PART C—VETERANS’ EMPLOYMENT AND TRAINING BLOCK GRANT
PROGRAM

“Sec. 441. Findings and purposes.

“Sec. 442. Definitions.

“Sec. 443. Activities and administration.

“Sec. 444. Allotment of funds.

“Sec. 445. Use of funds.”.

1 (b) TITLE 38, UNITED STATES CODE.—(1) The table
2 of sections for chapter 31 of title 38, United States Code,
3 is amended by striking the items relating to sections 3116
4 and 3117.

5 (2) The table of sections for chapter 41 of title 38,
6 United States Code, is amended by striking the items re-
7 lating to sections 4103A and 4104.

8 (c) CROSS REFERENCES.—(1) Section 3106(e) of
9 title 38, United States Code, is amended by striking
10 “3117” and inserting “part C of title IV of the Job Train-
11 ing Partnership Act”.

12 (2) Section 3672(d) of title 38, United States Code,
13 is amended by striking “section 4103A of this title” and
14 inserting “part C of title IV of the Job Training Partner-
15 ship Act”.

16 (3) Section 4102 of title 38, United States Code, is
17 amended by inserting before the period at the end the fol-
18 lowing: “, including Part C of title IV of the Job Training
19 Partnership Act”.

20 (4) Section 4102A of title 38, United States Code,
21 is amended—

22 (A) in subsection (b)(5)—

23 (i) by striking “section 4103A(a)(1) of this
24 title” and inserting “part C of title IV of the
25 Job Training Partnership Act”; and

1 (ii) by striking “section 4104(b) of this
2 title” and inserting “part C of title IV of the
3 Job Training Partnership Act”;

4 (B) in subsection (b)(7), by striking “sections
5 4103A(a)(1) and 4104(a)(4), respectively, of this
6 title” and inserting “part C of title IV of the Job
7 Training Partnership Act”; and

8 (C) by striking out subsection (c).

9 (5) Section 4106(a) of title 38, United States Code,
10 is amended—

11 (A) by striking “paragraph (5) of section
12 4102A(b) of this title” and inserting “part C of title
13 IV of the Job Training Partnership Act”;

14 (B) by striking “appointed under section 4103A
15 of this title” and inserting “part C of title IV of the
16 Job Training Partnership Act”; and

17 (C) by striking “section 4104 of this title” and
18 inserting “part C of title IV of the Job Training
19 Partnership Act”.

20 (6) Section 4107(c)(5) of title 38, United States
21 Code, is amended by striking “sections 4103A and 4104
22 of this title” and inserting “part C of title IV of the Job
23 Training Partnership Act”.

24 (7) Section 739 of Public Law 100–77 (42 U.S.C.
25 11449) is amended—

1 (A) in subsection (a), by striking “, of which
2 \$2,200,000 shall be available only to carry out sec-
3 tion 738” each place it appears; and

4 (B) in subsection (c), by striking “other than
5 section 738 and for the program under section 738”.

6 **CHAPTER 4—JOB OPPORTUNITIES AND**
7 **BASIC SKILLS ACT**

8 **SEC. 368. AUTHORITY OVER THE JOB OPPORTUNITIES AND**
9 **BASIC SKILLS TRAINING PROGRAM TRANS-**
10 **FERRED TO THE SECRETARY OF LABOR.**

11 (a) IN GENERAL.—Section 481 of the Social Security
12 Act (42 U.S.C. 681) is amended by adding at the end the
13 following:

14 “(c) SECRETARY DEFINED.—As used in this part,
15 the term ‘Secretary’ means the Secretary of Labor, in con-
16 sultation with the Secretary of Health and Human Serv-
17 ices.”.

18 (b) PAYMENTS TO STATES.—Section 403(l) of such
19 Act (42 U.S.C. 603(l)) is amended by adding at the end
20 the following:

21 “(5) As used in this subsection, the term ‘Secretary’
22 means the Secretary of Labor, in consultation with the
23 Secretary of Health and Human Services.”.

24 (c) CONFORMING AMENDMENTS AND REPEALS.—

1 (1) Section 403(l)(3) of such Act (42 U.S.C.
2 603(l)(3)) is amended—

3 (A) in subparagraph (B)(iii), by striking
4 the 2nd sentence; and

5 (B) by amending subparagraph (D) to
6 read as follows:

7 “(D) For purposes of this paragraph, an individual
8 shall be considered a participant in the program under
9 part F if the individual is a participant (as defined in sec-
10 tion 4(37) of the Job Training Partnership Act) in a pro-
11 gram authorized by such Act.”.

12 (2) Section 482(a)(1) of such Act (42 U.S.C.
13 682(a)(1)) is amended by striking subparagraph
14 (C).

15 (3) Section 482(a)(2) of such Act (42 U.S.C.
16 682(a)(2)) is amended by striking “agency” and all
17 that follows through “402” and inserting “may de-
18 termine which State agency”.

19 (4) Section 483 of such Act (42 U.S.C. 683) is
20 hereby repealed.

21 (5) Section 484(d)(1) of such Act (42 U.S.C.
22 684(d)(1)) is amended by striking “and Labor”.

23 (6) Section 484 of such Act (42 U.S.C. 684) is
24 amended by striking subsection (f).

1 (7) Section 486(d) of such Act (42 U.S.C.
2 686(d)) is amended—

3 (A) by striking “of Health and Human
4 Services, in consultation with the Secretary of
5 Labor,”; and

6 (B) by striking “of Health and Human
7 Services” the 2nd place such term appears.

8 (8) Section 487 of such Act (42 U.S.C. 687) is
9 hereby repealed.

10 (d) PERFORMANCE STANDARDS.—

11 (1) DEVELOPMENT.—Not later than 6 months
12 after the date of the enactment of this Act, the Sec-
13 retary of Labor shall—

14 (A) in consultation with the Secretary of
15 Health and Human Services, representatives of
16 organizations representing Governors, State and
17 local program administrators, educators, State
18 Human Resource Investment Councils, commu-
19 nity-based organizations, recipients, and other
20 interested persons, develop performance stand-
21 ards with respect to the programs established
22 pursuant to part F of title IV of the Social Se-
23 curity Act that—

24 (i) are based, in part, on the results
25 of the studies conducted under section

1 203(c) of the Family Support Act of 1988,
2 and the initial State evaluations (if any)
3 performed under section 486 of the Social
4 Security Act; and

5 (ii) are consistent with the perform-
6 ance standards established under section
7 106(b) of the Job Training Partnership
8 Act, taking into account the increased dif-
9 ficulty in serving participants in the pro-
10 grams established under such part F;

11 (B) implement performance standards with
12 respect to specific measurements of outcomes,
13 which shall be based on the degree of success
14 which may reasonably be expected of States in
15 helping individuals to increase earnings, achieve
16 self-sufficiency, and reduce welfare dependency,
17 and shall not be measured solely by levels of ac-
18 tivity or participation;

19 (C) establish criteria to determine if per-
20 formance standards are being met; and

21 (D) establish a process to correct failure to
22 meet performance standards through such
23 means as the imposition of reorganization plans
24 and, in the case of failure to meet such stand-
25 ards for 2 consecutive years, the selection of al-

1 ternative entities to administer programs estab-
2 lished pursuant to part F of title IV of the So-
3 cial Security Act.

4 (2) USE OF STATE INFORMATION.—The Sec-
5 retary of Labor may collect information from the
6 States to assist in the development of performance
7 standards under paragraph (1), and shall include in
8 the regulations established pursuant to subsection
9 (f)(1)(A)(i) uniform reporting requirements under
10 which States must periodically furnish information
11 and data, including information and data (for each
12 activity authorized under programs established
13 under part F of title IV of the Social Security Act)
14 on the average monthly number of families assisted,
15 the types of such families, the amounts spent per
16 family, the length of their participation, and such
17 other matters as the Secretary may determine.

18 (3) PERIODIC REVIEW.—The Secretary of
19 Labor shall periodically review, and (to the extent
20 necessary) modify performance standards developed
21 under paragraph (1).

22 (4) MEASUREMENT OF STATE PROGRESS AND
23 PROVISION OF TECHNICAL ASSISTANCE.—The Sec-
24 retary of Labor shall develop and implement a sys-
25 tem for measuring State progress, providing tech-

1 nical assistance to enable States to meet perform-
2 ance standards, and modifying the Federal matching
3 rate to reflect the relative effectiveness of the var-
4 ious States in carrying out the program under part
5 F of title IV of the Social Security Act.

6 (e) REGULATIONS.—

7 (1) IN GENERAL.—The Secretary of Labor shall
8 issue proposed regulations for the implementation of
9 the amendments made by this section, including reg-
10 ulations that—

11 (A) coordinate the administration, at the
12 Federal, State, and local levels, of the programs
13 established under this part, with the adminis-
14 tration, at each such level, of the programs es-
15 tablished under the Job Training Partnership
16 Act, by providing for—

17 (i) the establishment and operation of
18 a common management information sys-
19 tem—

20 (I) in accordance with an ad-
21 vance automated data processing
22 planning document that meets the re-
23 quirements set forth in the lettered
24 subparagraphs of section 402(e)(1) of
25 the Social Security Act; and

1 (II) that meets the requirements
2 of section 165 of the Job Training
3 Partnership Act;

4 (ii) the use of the same cost categories
5 and definitions as are used under section
6 108 of the Job Training Partnership Act;
7 and

8 (iii) each hour of participation in a
9 program under the Job Training Partner-
10 ship Act in a State to be considered an
11 hour of participation in the program of the
12 State under part F of title IV of the Social
13 Security Act;

14 (B) establish incentives for the States to
15 establish systems under which local programs
16 established under such part F are administered
17 through community job resource centers estab-
18 lished pursuant to section 242 of this Act; and

19 (C) authorize the local workforce develop-
20 ment boards established under section 231 of
21 this Act, or in areas where such boards have
22 not yet been established, the private industry
23 Councils established under section 102 of the
24 Job Training Partnership Act, to oversee the
25 programs under this part.

1 (2) DEADLINE FOR ISSUANCE OF PROPOSED
2 REGULATIONS.—Not later than 6 months after the
3 date of the enactment of this Act, the Secretary of
4 Labor shall issue proposed regulations with respect
5 to the matters described in paragraph (1).

6 (3) DEADLINE FOR ISSUANCE OF FINAL REGU-
7 LATIONS.—Not later than 9 months after the date
8 of the enactment of this Act, the Secretary of Labor
9 shall issue final regulations with respect to the mat-
10 ters described in paragraph (1).

11 **Subtitle E—Youth Employment and** 12 **Training Block Grant Program**

13 **SEC. 371. STATEMENT OF PURPOSE.**

14 Section 261 of the Job Training Partnership Act (29
15 U.S.C. 1641 et seq.) is amended by inserting before the
16 period at the end the following: “, through the provision
17 of a comprehensive range of integrated education, train-
18 ing, employment, and social services to disadvantaged and
19 at risk youth who are not currently served or are under-
20 served by existing Federal education and training pro-
21 grams, particularly in areas of high poverty (both urban
22 and rural) and in areas of high crime”.

23 **SEC. 372. ALLOTMENT AND ALLOCATION.**

24 (a) TERRITORIES.—Section 262(a)(1) of the Job
25 Training Partnership Act (29 U.S.C. 1642(a)(1)) is

1 amended by striking “section 3(a)(1)” and inserting “sec-
2 tion 3(a)(2)”.

3 (b) STATE RESERVATION.—Section 262(a)(2) of
4 such Act (29 U.S.C. 1642(a)(2)) is amended—

5 (1) in the 1st sentence, by striking “82 per-
6 cent” and inserting “88 percent”; and

7 (2) in the 3d sentence, by striking “18 percent”
8 and inserting “12 percent”.

9 (c) LIMITATION.—Section 262(b)(2)(B) of such Act
10 (29 U.S.C. 1642(b)(2)(B)) is amended by striking “No
11 service delivery area” and inserting “Except with respect
12 to the 1st fiscal year beginning after the date of the enact-
13 ment of the Consolidated and Reformed Education, Em-
14 ployment, and Retraining Systems Act, no service delivery
15 area”.

16 (d) STATE ACTIVITIES.—Section 262(c)(1) of such
17 Act (29 U.S.C. 1642(c)(1)) is amended—

18 (1) in paragraph (1)—

19 (A) in the matter preceding subparagraph
20 (A), by striking “Of the remaining 18 percent”
21 and inserting “Of the remaining 12 percent”;

22 (B) by striking subparagraphs (B) and (C)
23 and inserting the following new subparagraphs:

24 “(B) 5 percent of the funds available for
25 such allotment under this part shall be allotted

1 to States in accordance with paragraph (2) to
2 carry out section 123; and

3 “(C) 2 percent of the funds available for
4 such allotment under this part shall be allotted
5 to States in accordance with paragraph (3).”;
6 and

7 (2) in paragraph (3)(A), by striking “up to 33
8 percent of the amount allotted under paragraph
9 (1)(B)” and inserting “the amount allotted under
10 paragraph (1)(C)”.

11 (e) DEFINITIONS AND RULE.—Section 262(d)(1)(A)
12 of such Act (29 U.S.C. 1642(d)(1)(A)) is amended by
13 striking “age 16 through 21” and inserting “age 14
14 through 21”.

15 **SEC. 373. ELIGIBILITY FOR SERVICES.**

16 Section 263(a)(1) of the Job Training Partnership
17 Act (29 U.S.C. 1643(a)(1)) is amended to read as follows:

18 “(1) is age 14 through 21; and”.

19 **SEC. 374. PROGRAM DESIGN.**

20 (a) AUTHORIZED SERVICES.—Section 264(c)(2) of
21 the Job Training Partnership Act (29 U.S.C. 1644(c)(2))
22 is amended—

23 (1) by redesignating subparagraphs (B)
24 through (D) as subparagraphs (C) through (E), re-
25 spectively; and

1 (2) by inserting after subparagraph (A) the fol-
2 lowing new subparagraph:

3 “(B) aggressive outreach and recruitment
4 efforts to encourage participation by disadvan-
5 taged youths who are currently unserved or un-
6 derserved by education and training programs,
7 including targeted measures specifically de-
8 signed to enlist the participation of youths, par-
9 ticularly males under the jurisdiction of the
10 child welfare, juvenile justice, and criminal jus-
11 tice systems, and teenaged parents;”.

12 (b) ADDITIONAL REQUIREMENTS.—Section
13 264(d)(1) of such Act (29 U.S.C. 1644(d)(1)) is amended
14 to read as follows:

15 “(1) STRATEGIES AND SERVICE REQUIRE-
16 MENTS.—In developing service strategies and de-
17 signing services for the programs under this part,
18 the service delivery area and workforce development
19 board established under title II of the Consolidated
20 and Reformed Education, Employment, and Retraining
21 Systems Act (or the private industry council if
22 such board is not yet established) shall make every
23 effort to—

1 “(A) utilize exemplary program strategies
2 and practices that are based on comprehensive
3 and integrated service delivery;

4 “(B) provide innovative approaches to
5 serving the hardest-to-serve youths in the com-
6 munity; and

7 “(C) establish programs that have the
8 demonstrated support of the community, as well
9 as programs that make use of the resources, ex-
10 pertise and commitment of programs under this
11 Act, of institutions of higher education, edu-
12 cation agencies, and vocational and technical
13 schools and institutions, community-based orga-
14 nizations, local employers and business organi-
15 zations, and others with expertise and commit-
16 ment to meeting the needs of at-risk youths.”.

17 (c) SUMMER YOUTH EMPLOYMENT AND TRAINING
18 ACTIVITIES.—Section 264 of such Act (29 U.S.C. 1644)
19 is amended—

20 (1) in subsection (a), by striking “The pro-
21 grams under this part” and inserting “Except as
22 provided in subsection (e), the programs under this
23 part”; and

24 (2) by adding at the end the following new sub-
25 section:

1 “(e) SUMMER YOUTH EMPLOYMENT AND TRAINING
2 ACTIVITIES.—

3 “(1) IN GENERAL.—Subject to paragraph (9),
4 funds available under this part may be used for
5 summer youth employment and training activities,
6 including—

7 “(A) basic and remedial education, aca-
8 demic enrichment institutional and on-the-job
9 training, work experience programs (including
10 work experience programs with private sector
11 employers), youth corps programs, employment
12 counseling, occupational training, preparation
13 for work, outreach and enrollment activities,
14 employability assessment, job referral and
15 placement, job search assistance and job club
16 activities, activities under programs described in
17 section 265(b), and any other employment or
18 job training activity designed to give employ-
19 ment to eligible individuals or prepare the indi-
20 viduals for, and place the individuals in, em-
21 ployment; and

22 “(B) supportive services necessary to en-
23 able such individuals to participate in the pro-
24 gram.

25 “(2) BASIC AND REMEDIAL EDUCATION.—

1 “(A) IN GENERAL.—A service delivery area
2 shall expend funds (available under this Act or
3 otherwise available to the service delivery area)
4 for basic and remedial education and training
5 as described in the job training plan under sec-
6 tion 104.

7 “(B) EDUCATION OR TRAINING.—The edu-
8 cation and training authorized by subparagraph
9 (A) may be provided by—

10 “(i) the year-round program;

11 “(ii) the Job Corps;

12 “(iii) the JOBS program;

13 “(iv) youth corps programs;

14 “(v) alternative or secondary schools;

15 or

16 “(vi) other education and training
17 programs.

18 “(3) ASSESSMENT AND SERVICE STRATEGY.—

19 “(A) ASSESSMENT.—

20 “(i) IN GENERAL.—Except as pro-
21 vided in clause (ii), the programs under
22 this subsection shall include an objective
23 assessment of the basic skills and support-
24 ive services needs of each participant,
25 which may include a review of occupational

1 skills, prior work experience, employability,
2 interests, and aptitudes.

3 “(ii) RECENT ASSESSMENT.—A new
4 assessment, or a factor of such assessment,
5 of a participant is not required if the pro-
6 gram determines it is appropriate to use a
7 recent assessment of the participant con-
8 ducted pursuant to another education or
9 training program (such as the JOBS pro-
10 gram or a regular high school academic
11 program).

12 “(B) SERVICE STRATEGY.—

13 “(i) IN GENERAL.—Except as pro-
14 vided in clause (ii), the programs under
15 this subsection shall include a service
16 strategy for participants, which may iden-
17 tify achievement objectives, appropriate
18 employment goals, and appropriate services
19 for participants, taking into account the
20 assessments conducted under subpara-
21 graph (A).

22 “(ii) RECENT SERVICE STRATEGY.—A
23 new service strategy for a participant is
24 not required if the program determines it
25 is appropriate to use a recent service strat-

1 egy developed for the participant under an-
2 other education or training program (such
3 as the JOBS program or a regular high
4 school academic program).

5 “(C) BASIC EDUCATION AND
6 PREEMPLOYMENT TRAINING.—The programs
7 under this subsection shall provide, either di-
8 rectly or through arrangements with other pro-
9 grams, each of the following services to a par-
10 ticipant where the assessment and the service
11 strategy indicate such services are appropriate:

12 “(i) Basic and Remedial Education.

13 “(ii) Preemployment and Work Matu-
14 rity Skills Training.

15 “(D) INTEGRATION OF WORK AND LEARN-
16 ING.—

17 “(i) WORK EXPERIENCE.—Work expe-
18 rience provided under this subsection, to
19 the extent feasible, shall include contextual
20 learning opportunities which integrate the
21 development of general competencies with
22 the development of academic skills.

23 “(ii) CLASSROOM TRAINING.—Class-
24 room training provided under this sub-
25 section shall, to the extent feasible, include

1 opportunities to apply knowledge and skills
2 relating to academic subjects to the world
3 of work.

4 “(4) FOLLOWUP SERVICES.—Service delivery
5 areas shall make followup services available for par-
6 ticipants if the service strategy indicates such serv-
7 ices are appropriate.

8 “(5) EDUCATIONAL LINKAGES.—In conducting
9 the program assisted under this subsection, service
10 delivery areas shall establish linkages with the ap-
11 propriate educational agencies responsible for service
12 to participants. Such linkages shall include arrange-
13 ments to ensure that there is a regular exchange of
14 information relating to the progress, problems and
15 needs of participants, including the results of assess-
16 ments of the skill levels of participants.

17 “(6) USE DURING SUMMER MONTHS OR EQUIV-
18 ALENT VACATION PERIOD.—

19 “(A) SUMMER MONTHS.—Except as pro-
20 vided in subparagraph (B), programs under this
21 subsection shall be conducted during the sum-
22 mer months.

23 “(B) VACATION PERIOD.—A service deliv-
24 ery area may, within the jurisdiction of any
25 local educational agency that operates schools

1 on a year-round, full-time basis, offer the pro-
2 grams under this subsection to participants
3 during a vacation period treated as the equiva-
4 lent of a summer vacation.

5 “(7) ELIGIBILITY.—An individual shall be eligi-
6 ble to participate in the program assisted under this
7 subsection if such individual—

8 “(A) is age 14 through 21; and

9 “(B)(i) is economically disadvantaged; or

10 “(ii) has been determined to meet the eligi-
11 bility requirements for free meals under the Na-
12 tional School Lunch Act (42 U.S.C. 1751 et
13 seq.) during the most recent school year.

14 “(8) PROHIBITION ON PRIVATE ACTIONS.—
15 Nothing in this subsection shall be construed to es-
16 tablish a right for a participant to bring an action
17 to obtain services described in the assessment or
18 service strategy developed under paragraph (3).

19 “(9) A service delivery area may use not more
20 than 30 percent of the funds provided under this
21 part for a fiscal year for costs associated with sum-
22 mer youth employment and training activities under
23 this subsection, except that costs associated with the
24 provision of basic and remedial education services
25 which are attributable to individuals who are partici-

1 pating in programs under this part on a year-round
2 basis shall not count toward such 30 percent limita-
3 tion.”.

4 **SEC. 375. LINKAGES.**

5 Section 265(b) of the Job Training Partnership Act
6 (29 U.S.C. 1645(b)) is amended—

7 (1) in paragraph (9), by striking “and” and the
8 end of such paragraph;

9 (2) by redesignating paragraph (10) as para-
10 graph (11); and

11 (3) by inserting after paragraph (9) the follow-
12 ing new paragraph:

13 “(10) the School-to-Work Opportunities Act of
14 1994; and”.

15 **SEC. 376. CONFORMING AMENDMENTS.**

16 (a) AUTHORIZATION OF APPROPRIATIONS.—

17 (1) PART C OF TITLE II.—Section 3(a)(2) of
18 the Job Training Partnership Act (29 U.S.C.
19 1502(a)(2)) is amended to read as follows:

20 “(2) There are authorized to be appropriated to carry
21 out part C of title II \$1,572,000,000 for fiscal year 1995
22 and such sums as may be necessary for each succeeding
23 fiscal year.”.

1 (2) PART H OF TITLE IV.—Section 3(c) of such
2 Act (29 U.S.C. 1502(c)) is amended by striking
3 paragraph (3) of such section.

4 (b) REPEALERS.—The following provisions of such
5 Act are hereby repealed:

6 (1) Part B of title II (29 U.S.C. 1630 et seq.).

7 (2) Part H of title IV (29 U.S.C. 1782 et seq.).

8 (c) TITLE II HEADING.—Part C of title II of such
9 Act is amended by striking the heading of such part and
10 inserting the following new heading:

11 “PART C—DISADVANTAGED YOUTH EMPLOYMENT AND
12 TRAINING BLOCK GRANT PROGRAM”.

13 (d) TABLE OF CONTENTS.—The table of contents of
14 such Act is amended—

15 (1) by striking the item relating to part C of
16 title II and inserting the following new item:

 “Part C—Disadvantaged Youth Employment and Training Block Grant
 Program”; and

17 (2) by striking the items relating to part H of
18 title IV.

19 (e) CROSS-REFERENCES.—Such Act (29 U.S.C. 1501
20 et seq.) is amended—

21 (1) in section 4(37), by striking “and followup
22 services authorized under section 253(d)”;

23 (2) in section 4(39), by striking “and followup
24 services authorized under section 253(d)”;

1 (3) in section 108(a)(6), by striking “, 256,”.

2 **Subtitle F—Native Americans’ Em-**
3 **ployment, Training, and Edu-**
4 **cation Block Grant Program**

5 **SEC. 381. ADDITIONAL FINDINGS.**

6 Section 401(a) of the Job Training Partnership Act
7 (29 U.S.C. 1671(a)) is amended—

8 (1) in paragraph (2), by striking the “and” at
9 the end of such paragraph;

10 (2) in paragraph (3), by striking the period at
11 the end and inserting a semi-colon; and

12 (3) by adding at the end the following new
13 paragraphs: “(4) although programs have been es-
14 tablished by the Federal Government to address
15 these problems, such programs have been developed
16 independently of one another, resulting in numerous
17 small programs only able to ‘go half way’ due to
18 such barriers as overly prescriptive regulations, un-
19 necessary administrative and paperwork require-
20 ments, insufficient funds, and conflicting definitions
21 among programs; and (5) demonstration projects
22 have shown the value of providing funds for these
23 programs in a more flexible fashion allowing for
24 more effective and efficient use of these funds.”.

1 **SEC. 382. ADDITIONAL EMPLOYMENT AND SERVICES PRO-**
2 **VIDER.**

3 Section 401(c)(1)(A) of the Job Training Partnership
4 Act (29 U.S.C. 1671(c)(1)(A)) is amended in the 1st sen-
5 tence by inserting “and tribally controlled postsecondary
6 vocational institutions,” after “Alaska Native Claims Set-
7 tlement Act,”.

8 **SEC. 383. ADDITIONAL COMPREHENSIVE PLAN REQUIRE-**
9 **MENTS.**

10 Section 401(c)(1)(A) of the Job Training Partnership
11 Act (29 U.S.C. 1671(c)(1)(A)) is amended—

12 (1) by striking “(A) In carrying out” and in-
13 serting “(A)(i) In carrying out”;

14 (2) in the 2d sentence of clause (i) (as des-
15 ignated by paragraph (1)), by striking “tribe, band,
16 or group” each place it appears and inserting “tribe,
17 band, group, or institution”;

18 (3) by adding at the end the following new
19 clause:

20 “(ii) The comprehensive plan referred to in clause (i)
21 shall include the following information:

22 “(I) An overview of the strategy to administer
23 the comprehensive employment and training pro-
24 gram.

25 “(II) A labor market analysis of the area being
26 served under the program.

1 “(III) An overview of the services to be pro-
2 vided under the program, including assurances that
3 the program will provide opportunities for—

4 “(aa) literacy education and general
5 equivalency degree programs for qualifying
6 adults;

7 “(bb) training in vocational education;

8 “(cc) vocational rehabilitation;

9 “(dd) training and employment services for
10 individuals receiving benefits or services under
11 any Federal or federally assisted program which
12 provides benefits or services based, in whole or
13 in part, on need; and

14 “(ee) summer jobs for youths.

15 “(IV) The performance goals required to be es-
16 tablished pursuant to subsection (h)(2).

17 “(V) A description of the individuals, if any,
18 who will receive priority for services under the pro-
19 gram.

20 “(VI) A description of how the program will be
21 coordinated with other similar programs, including
22 grant programs, within the same service delivery
23 area.

1 **SEC. 385. TRANSFER OF FUNDS.**

2 Notwithstanding any other provision of law, any
3 amounts appropriated to carry out the following provisions
4 of law which are not obligated or expended on or after
5 the end of the first fiscal year beginning after the date
6 of enactment of this subtitle shall be made available to
7 carry out section 401 of the Job Training Partnership Act
8 (29 U.S.C. 1671):

9 (1) Section 5330 of the Indian Education Act
10 of 1988 (25 U.S.C. 2631).

11 (2) The Indian Employment, Training and Re-
12 lated Services Act of 1992 (25 U.S.C. 3401 et seq.).

13 (3) Subsection (i) of section 482 of the Social
14 Security Act (42 U.S.C. 682(i)).

15 (4) Section 103 of the Carl D. Perkins Voca-
16 tional and Applied Technology Education Act (20
17 U.S.C. 2313).

18 (5) Part D of title I of the Rehabilitation Act
19 of 1973 (29 U.S.C. 750).

20 **SEC. 386. REPEALERS.**

21 Effective on the date that is the first day of the sec-
22 ond fiscal year beginning after the date of enactment of
23 this Act, the following provisions of law are repealed:

24 (1) Section 5330 of the Indian Education Act
25 of 1988 (25 U.S.C. 2631).

1 (2) The Indian Employment, Training and Re-
2 lated Services Act of 1992 (25 U.S.C. 3401 et seq.).

3 (3) Subsection (i) of section 482 of the Social
4 Security Act (42 U.S.C. 682(i)).

5 (4) Section 103 of the Carl D. Perkins Voca-
6 tional and Applied Technology Education Act (20
7 U.S.C. 2313).

8 (5) Part D of title I of the Rehabilitation Act
9 of 1973 (29 U.S.C. 750).

10 **SEC. 387. CONFORMING AMENDMENTS.**

11 (a) JOB TRAINING PARTNERSHIP ACT.—

12 (1) AUTHORIZATION OF APPROPRIATIONS.—
13 Section 3(c) of such Act (as amended by section
14 365(a)(1)) is further amended by adding at the end
15 the following new paragraph:

16 “(7) In addition to amounts reserved under para-
17 graph (2)(A)(i), section 444(a)(2), section 3(b)(1) of the
18 Carl D. Perkins Vocational and Applied Technology Edu-
19 cation Act (20 U.S.C. 2302(b)(1)), and section 110(d) of
20 the Rehabilitation Act of 1973 (29 U.S.C. 730(d)) for a
21 fiscal year to carry out section 401, there are authorized
22 to be appropriated \$54,600,000 for fiscal year 1995 and
23 each succeeding fiscal year.”.

24 (2) HEADINGS.—

1 (A) PART A HEADING.—Part A of title IV
2 of such Act (29 U.S.C. 1671 et seq.) is amend-
3 ed in the heading of such part by striking
4 “PROGRAMS” and inserting “BLOCK GRANT
5 PROGRAMS”.

6 (B) SECTION 401 HEADING.—Section 401
7 of such Act (29 U.S.C. 1671) is amended in the
8 heading of such section by striking “PRO-
9 GRAMS” and inserting “BLOCK GRANT PRO-
10 GRAM”.

11 (b) CARL D. PERKINS VOCATIONAL AND APPLIED
12 TECHNOLOGY EDUCATION ACT.—The table of contents of
13 the Carl D. Perkins Vocational and Applied Technology
14 Education Act (20 U.S.C. 2301 note) is amended by strik-
15 ing the item relating to section 103.

16 (c) REHABILITATION ACT OF 1973.—

17 (1) TABLE OF CONTENTS.—The table of con-
18 tents of the Rehabilitation Act of 1973 is amended
19 by striking the items relating to part D of title I.

20 (2) OTHER REFERENCE.—Section 101(a)(20)
21 of such Act (29 U.S.C 721(a)(20)) is amended by
22 striking “, except as otherwise provided in section
23 130,”.

1 **Subtitle G—Migrant and Seasonal**
2 **Farmworkers Employment,**
3 **Training, and Education Block**
4 **Grant Program**

5 **SEC. 391. ADDITIONAL PROGRAM AND ACTIVITY REQUIRE-**
6 **MENT.**

7 Section 402(c)(3) of the Job Training Partner-
8 ship Act (29 U.S.C. 1672(c)(3)) is amended by add-
9 ing at the end the following new sentence: “Such
10 programs and activities shall be designed to help mi-
11 grant and seasonal farmworkers complete a second-
12 ary education and begin and successfully complete
13 the 1st year of a postsecondary education.”.

14 **SEC. 392. TRANSFER OF FUNDS.**

15 Notwithstanding any other provision of law, any
16 amounts appropriated to carry out the following provisions
17 of law which are not obligated or expended on or after
18 the end of the first fiscal year beginning after the date
19 of enactment of this subtitle shall be made available to
20 carry out section 402 of the Job Training Partnership Act
21 (29 U.S.C. 1672):

22 (1) Subpart 5 of part A of title IV of the High-
23 er Education Act of 1965 (20 U.S.C. 1070d-2)

24 (2) Section 381 of the Adult Education Act.

1 **SEC. 393. REPEALERS.**

2 Effective on the date that is the first day of the sec-
3 ond fiscal year beginning after the date of enactment of
4 this Act, the following provisions of law are repealed:

5 (1) Subpart 5 of part A of title IV of the High-
6 er Education Act of 1965 (20 U.S.C. 1070d-2)

7 (2) Section 381 of the Adult Education Act.

8 **SEC. 394. CONFORMING AMENDMENTS.**

9 (a) AUTHORIZATION OF APPROPRIATIONS.—Section
10 3(c) of the Job Training Partnership Act (as amended by
11 sections 365(a)(1) and 386(a)(1)) is further amended by
12 adding at the end the following new paragraph:

13 “(8) In addition to amounts reserved under para-
14 graph (2)(A)(ii) for a fiscal year to carry out section 402,
15 there are authorized to be appropriated \$10,400,000 for
16 fiscal year 1995 and each succeeding fiscal year.”.

17 (b) HEADING.—Section 402 of such Act (29 U.S.C.
18 1671) is amended in the heading of such section by strik-
19 ing “PROGRAMS” and inserting “BLOCK GRANT PRO-
20 GRAM”.

1 **TITLE IV—MISCELLANEOUS**
2 **PROVISIONS**

3 **SEC. 401. STATE WORKFORCE PREPARATION AND DEVEL-**
4 **OPMENT COORDINATION AND INNOVATION**
5 **GRANTS UNDER JOB TRAINING PARTNER-**
6 **SHIP ACT.**

7 (a) IN GENERAL.—Section 123 of the Job Training
8 Partnership Act (29 U.S.C. 1533) is amended to read as
9 follows:

10 **“SEC. 123. STATE WORKFORCE PREPARATION AND DEVEL-**
11 **OPMENT COORDINATION AND INNOVATION**
12 **GRANTS.**

13 “(a) ALLOTMENT.—

14 “(1) IN GENERAL.—The Secretary shall allot to
15 the Governor sums made available to carry out this
16 section under sections 202(c)(1)(C) and
17 262(c)(1)(C) to pay for the Federal share of carry-
18 ing out the projects described in paragraph (2). The
19 Governor, in collaboration with the State education
20 agency, and the State agencies responsible for em-
21 ployment and training, vocational and adult edu-
22 cation, the JOBS program, and economic develop-
23 ment, shall establish requirements governing the use
24 and distribution of funds under this section, based
25 on recommendations of the State human resource in-

1 vestment council (where established) as provided
2 under subsection (c).

3 “(2) PROJECTS.—Funds allotted under para-
4 graph (1) shall be used for statewide projects utiliz-
5 ing model strategies for development of comprehen-
6 sive and fully integrated workforce preparation and
7 development programs for youths and adults at risk
8 of chronic unemployment or welfare dependency.
9 Such funds may be used to pay for the Federal
10 share of carrying out such projects, in accordance
11 with agreements under subsection (b), that—

12 “(A) provide school-to-work transition
13 services of demonstrated effectiveness, in con-
14 junction with those activities provided under the
15 School-to-Work Opportunities Act of 1994, that
16 increase the rate of graduation from high
17 school, or completion of the recognized equiva-
18 lent thereof of at-risk and disadvantaged
19 youths, including services that increase the rate
20 at which school dropouts return to regular or
21 alternative schooling and obtain a high school
22 degree or its equivalent, a certificate of mastery
23 in a skill or occupation, and result in entry into
24 postsecondary education or training, or entry
25 into a high-skill, high-wage occupation;

1 “(B) provide literacy and lifelong learning
2 opportunities and services of demonstrated ef-
3 fectiveness, in conjunction with activities pro-
4 vided under the Adult Education Act that—

5 “(i) enhance the knowledge and skills
6 of educationally and economically dis-
7 advantaged individuals; and

8 “(ii) result in increasing the employ-
9 ment and earnings of such individuals;

10 “(C) provide statewide coordinated ap-
11 proaches, including model programs, to train,
12 place, and retain women in nontraditional em-
13 ployment;

14 “(D) provide statewide coordinated and in-
15 novative approaches to further integration and
16 improvement of Federal, State, and local
17 workforce preparation and development pro-
18 grams, consistent (where applicable) with re-
19 forms established pursuant to the Goals 2000:
20 Education America Act, the School-to-Work
21 Opportunities Act of 1994, the Consolidated
22 and Reformed Education, Employment, and Re-
23 training Systems Act, Federal or State welfare
24 reform initiatives, and other reforms of
25 workforce preparation and development pro-

1 grams, as described in the Governor’s plan re-
2 quirements under subsection (c), with the goal
3 of leveraging other Federal, State, and local
4 community resources to address the
5 multifaceted problems of at-risk youths and
6 adults, and to encourage institutional change in
7 the development of comprehensive and inte-
8 grated education, training, employment, and so-
9 cial strategies for youths and adults at risk of
10 chronic unemployment and welfare dependency,
11 especially in high poverty and high crime areas;
12 and

13 “(E)(i) facilitate coordination of education
14 and training services for eligible participants in
15 projects described in subparagraphs (A)
16 through (D); and

17 “(ii) support activities pertaining to a
18 State human resources investment council that
19 meets the requirements of subtitle A of title II
20 of the Consolidated and Reformed Education,
21 Employment, and Retraining Systems Act.

22 “(3) FEDERAL SHARE.—The Federal share of the
23 cost of carrying out the projects described in paragraph
24 (2) shall be 50 percent.

25 “(b) AGREEMENTS REQUIRED.—

1 “(1) PARTIES TO AGREEMENTS.—In order to
2 receive funding for a project at the State or local
3 level, the projects described in subsection (a)(2) shall
4 be conducted within a State in accordance with
5 agreements that—

6 “(A) reflect the goals and services to be
7 provided by each individual project, as required
8 under subsection (c);

9 “(B) are developed collaboratively between
10 the Governor, and the relevant State agencies
11 or officials (including the State educational
12 agency where appropriate) for those projects
13 within their jurisdiction, the State human re-
14 source investment council (where established),
15 the appropriate administrative entities in serv-
16 ice delivery areas in the State, and other enti-
17 ties, such as other State agencies, local edu-
18 cational agencies, and alternative service provid-
19 ers; and

20 “(C) demonstrate the commitment to inte-
21 gration and coordination of service delivery of
22 the relevant entities listed in subparagraph (B).

23 “(2) CONTENTS OF AGREEMENTS.—

24 “(A) CONTRIBUTION.—The agreements de-
25 scribed in paragraph (1) shall provide for the

1 contribution by the State, from funds other
2 than the funds made available under this Act,
3 of a total amount equal to the funds allotted
4 under this section.

5 “(B) DIRECT COST OF SERVICES.—Such
6 amount may include the direct cost of employ-
7 ment or training services—

8 “(i) provided by State or local pro-
9 grams or agencies; or

10 “(ii) provided by other Federal pro-
11 grams or agencies in accordance with ap-
12 plicable Federal law.

13 “(c) GOVERNOR’S PLAN REQUIREMENTS.—Based
14 upon recommendations of the State human resource in-
15 vestment council (where established), the Governor and
16 the relevant State agencies or officials (including the State
17 educational agency, where appropriate) for those projects
18 within their jurisdiction shall collaboratively submit for in-
19 clusion in the Governor’s coordination and special services
20 plan, a description of—

21 “(1) the goals to be achieved and services to be
22 provided by the school-to-work transition programs
23 specified in subsection (a)(2)(A) that will receive the
24 assistance and that are consistent with the goals es-
25 tablished pursuant to the School-to-Work Opportuni-

1 ties Act of 1994, which at a minimum shall include
2 information regarding—

3 “(A) the activities and services that will re-
4 sult in increasing the number of at-risk and dis-
5 advantaged youths participating in school-to-
6 work opportunities programs and staying in or
7 returning to school and graduating from high
8 school or the equivalent;

9 “(B) the major components of the school-
10 to-work programs to be conducted under this
11 project, which shall supplement and be consist-
12 ent with school-to-work opportunities programs
13 established under the School-to-Work Opportu-
14 nities Act of 1994;

15 “(C) the opportunities that will be made
16 available for at-risk and disadvantaged youths
17 to obtain career path employment and post-
18 secondary education that would have otherwise
19 been unavailable;

20 “(D) the integration to be achieved in the
21 delivery of services between State and local edu-
22 cational agencies, service delivery areas, local
23 partnerships as established under the School-to-
24 Work Opportunities Act of 1994, and alter-

1 native service providers, such as community-
2 based and nonprofit organizations; and

3 “(E) the linkages that will be established
4 to avoid duplication and enhance the delivery of
5 services with programs under—

6 “(i) title II and part B of title IV;

7 “(ii) the Elementary and Secondary
8 Education Act (20 U.S.C. 2701 et seq.);

9 “(iii) the Carl D. Perkins Vocational
10 and Applied Technology Education Act (20
11 U.S.C. 2301 et seq.);

12 “(iv) the Individuals with Disabilities
13 Education Act (20 U.S.C. 1400 et seq.);

14 “(v) the Adult Education Act (20
15 U.S.C. 1201 et seq.);

16 “(vi) the JOBS program;

17 “(vii) the Goals 2000: Educate Amer-
18 ica Act;

19 “(viii) the School-to-Work Opportuni-
20 ties Act of 1994; and

21 “(ix) the National and Community
22 Service Act of 1990 (42 U.S.C. 12501 et
23 seq.);

24 “(2) the goals to be achieved and services to be
25 provided by the literacy and lifelong learning pro-

1 grams specified in subsection (a)(2)(B) that will re-
2 ceive the assistance, which description shall at a
3 minimum include information regarding—

4 “(A) the activities and services that will in-
5 crease the knowledge and skills of educationally
6 and economically disadvantaged individuals, and
7 result in increased employment and earnings
8 for such individuals;

9 “(B) the integration to be achieved be-
10 tween projects assisted under this section and
11 the 4-year State plan (and related needs assess-
12 ment carried out for the plan) developed in ac-
13 cordance with section 342 of the Adult Edu-
14 cation Act (20 U.S.C. 1206a);

15 “(C) the variety of settings, including
16 workplace settings, in which literacy training
17 and learning opportunities will be provided; and

18 “(D) the linkages that will be established
19 to avoid duplication and enhance the delivery of
20 services with programs under—

21 “(i) titles II and III;

22 “(ii) the Adult Education Act (20
23 U.S.C. 1201 et seq.);

1 “(iii) the Carl D. Perkins Vocational
2 and Applied Technology Education Act (20
3 U.S.C. 2301 et seq.);

4 “(iv) the Rehabilitation Act of 1973
5 (29 U.S.C. 701 et seq.);

6 “(v) the JOBS program;

7 “(vii) the National Literacy Act of
8 1991 (P.L. 102–73); and

9 “(viii) the National and Community
10 Service Act of 1990 (42 U.S.C. 12501 et
11 seq.);

12 “(3) the goals to be achieved and services to be
13 provided by the nontraditional employment for
14 women programs specified in subsection (a)(2)(C)
15 that will receive the assistance;

16 “(4) the goals to be achieved and services to be
17 provided under projects specified in subsection
18 (a)(2)(D) to provide statewide coordinated and inno-
19 vative approaches to further integration and im-
20 provement of Federal, State, and local workforce
21 preparation and development programs, which at a
22 minimum shall include a description of—

23 “(A) how such efforts will be coordinated
24 with reforms established pursuant to the Goals
25 2000: Education America Act, the School-to-

1 Work Opportunities Act of 1994, the Consoli-
2 dated and Reformed Education, Employment,
3 and Retraining Systems Act, Federal or State
4 welfare reform initiatives, and other reforms of
5 workforce preparation and development pro-
6 grams;

7 “(B) how such projects will leverage other
8 Federal, State, and local community resources
9 to address the multifaceted problems of at-risk
10 youths and adults, and encourage institutional
11 change in the development of comprehensive
12 and integrated education, training, employment,
13 and social strategies for youths and adults at
14 risk of chronic unemployment and welfare de-
15 pendency, especially in areas of high poverty
16 (including both urban and rural areas) and in
17 areas of high crime; and

18 “(C) how successful strategies resulting
19 from such projects can be replicated throughout
20 the State where appropriate.

21 “(d) LIMITATIONS ON EXPENDITURES.—

22 “(1) ECONOMICALLY DISADVANTAGED INDIVID-
23 UALS.—Not less than 75 percent of the funds allo-
24 cated for projects under subparagraphs (A) through
25 (D) of subsection (a)(2) shall be expended for

1 projects for economically disadvantaged individuals
2 who experience barriers to employment.

3 “(2) PRIORITY FOR FUNDING.—Priority shall
4 be given to projects designed to serve individuals
5 with the greatest barriers to employment in a service
6 delivery area or within a State, particularly projects
7 in high poverty areas (including both urban and
8 rural areas) and in areas of high crime through com-
9 prehensive, integrated, and innovative service strate-
10 gies.

11 “(3) COORDINATION OF SERVICES.—Not more
12 than 20 percent of the funds allocated under this
13 section may be expended to pay for the Federal
14 share of projects described in subsection (a)(2)(E)
15 at the State and local levels.

16 “(e) REPORTS AND RECORDS.—

17 “(1) REPORTS BY GOVERNORS.—The Governor
18 shall prepare reports on the projects funded under
19 this section, including such information as the Sec-
20 retary may require to determine the extent to which
21 the projects supported under this section result in
22 achieving the goals specified in paragraphs (1)
23 through (4) of subsection (c). The Governor shall
24 submit the reports to the Secretary at such intervals
25 as shall be determined by the Secretary.

1 “(2) RECORDS AND REPORTS OF RECIPI-
2 ENTS.—Each direct or indirect recipient of funds
3 under this section shall keep records that are suffi-
4 cient to permit the preparation of reports. Each re-
5 cipient shall submit such reports to the Secretary, at
6 such intervals as shall be determined by the Sec-
7 retary.”.

8 (b) CONFORMING AMENDMENT.—

9 (d) TABLE OF CONTENTS.—The table of contents of
10 such Act is amended by striking the item relating to sec-
11 tion 123 and inserting the following new item:

 “Sec. 123. State workforce preparation and development coordination and
 innovation grants.”.

12 **SEC. 402. CONFORMING AMENDMENT TO WAGNER-PEYSER**
13 **ACT.**

14 Section 7 of the Wagner-Peyser Act (29 U.S.C. 49f)
15 is amended by adding at the end the following new sub-
16 section:

17 “(e) The local employment service office shall partici-
18 pate in the operation of the community job resource cen-
19 ters established under subtitle E of title II of the Consoli-
20 dated and Reformed Education, Employment, and Re-
21 training Systems Act based on the plan developed by the
22 Local Board under such Act. Local employment service
23 offices may apply to be designated as a community job

1 resource center in accordance with section 242 of such
2 Act.”.

3 **SEC. 403. ADDITIONAL REPEALS.**

4 (a) IN GENERAL.—The following provisions of law
5 are hereby repealed:

6 (1) Section 6(d)(4) of the Food Stamp Act of
7 1977 (7 U.S.C. 2015(d)(4)).

8 (2) Section 204 of the Immigration Reform and
9 Control Act of 1986 (8 U.S.C. 1255a note).

10 (3) Title VII of the Domestic Volunteer Service
11 Act of 1973 (42 U.S.C. 5091 et seq.).

12 (4) Subpart F of part IV of subchapter A of
13 chapter 1 of the Internal Revenue Code of 1986.

14 (5) Subpart 4 of part A of title IV of the High-
15 er Education Act of 1965 (20 U.S.C. 1070c et seq.).

16 (6) Section 211 of the Appalachian Regional
17 Development Act of 1965.

18 **TITLE V—EFFECTIVE DATES**
19 **AND TRANSITION**

20 **SEC. 501. EFFECTIVE DATES.**

21 (a) IN GENERAL.—Except as provided in subsection
22 (b), this Act and the amendments made by this Act shall
23 take effect on the date of the enactment of this Act.

24 (b) EXCEPTIONS.—

1 (1) TITLE III.—Title III and the amendments
2 made by such title shall take effect on July 1, 1995.

3 (2) TITLE IV.—

4 (A) SECTION 401.—Section 401 and the
5 amendments made by such section shall take ef-
6 fect on July 1, 1995.

7 (B) SECTION 403.—

8 (i) IN GENERAL.—Except as provided
9 in clause (ii), section 403 and the amend-
10 ments made by such section shall take ef-
11 fect on October 1, 1994.

12 (ii) EXCEPTION.—The amendment
13 made by paragraph (5) of section 403 shall
14 take effect on July 1, 1995.

15 **SEC. 502. TRANSITION PROVISION.**

16 Not later than 180 days after the date of the enact-
17 ment of this Act, the Federal Council shall establish such
18 rules and procedures as may be necessary to provide for
19 an orderly transition to and implementation of the require-
20 ments established under this Act and the amendments
21 made by this Act.

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