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(Original Signature of Member)

112TH CONGRESS
1ST SESSION

H. R. _____

To consolidate and streamline redundant and ineffective Federal workforce development programs to increase accountability, reduce administrative bureaucracies, and put Americans back to work.

IN THE HOUSE OF REPRESENTATIVES

Ms. FOXX introduced the following bill; which was referred to the Committee
on _____

A BILL

To consolidate and streamline redundant and ineffective Federal workforce development programs to increase accountability, reduce administrative bureaucracies, and put Americans back to work.

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.**

4 This Act may be cited as the “Streamlining Work-
5 force Development Programs Act of 2011”.

1 **SEC. 2. REFERENCES.**

2 Except as otherwise expressly provided, wherever in
3 this Act an amendment or repeal is expressed in terms
4 of an amendment to, or repeal of, a section or other provi-
5 sion, the amendment or repeal shall be considered to be
6 made to a section or other provision of the Workforce In-
7 vestment Act of 1998 (20 U.S.C. 9201 et seq.).

8 **SEC. 3. EFFECTIVE DATE.**

9 Except as otherwise provided, this Act and the
10 amendments made by this Act shall be effective with re-
11 spect to fiscal year 2013 and succeeding fiscal years.

12 **TITLE I—AMENDMENTS TO THE**
13 **WORKFORCE INVESTMENT ACT**

14 **SEC. 101. STATE WORKFORCE INVESTMENT BOARDS.**

15 Section 111 is amended—

16 (1) in subsection (b)—

17 (A) in paragraph (1)—

18 (i) by striking subparagraph (B);

19 (ii) by redesignating subparagraph

20 (C) as subparagraph (B); and

21 (iii) in subparagraph (B) (as so redес-
22 ignated)—

23 (I) by amending clause (i)(II) to
24 read as follows:

25 “(II) represent businesses, in-
26 cluding large and small businesses,

1 with immediate and long-term employ-
2 ment opportunities in in-demand in-
3 dustries and other occupations impor-
4 tant to the State economy; and”;

5 (II) by striking clause (iii) and
6 inserting the following:

7 “(iii) a State agency official respon-
8 sible for economic development; and”.

9 (III) by striking clauses (iv)
10 through (vi);

11 (IV) by amending clause (vii) to
12 read as follows:

13 “(vii) such other representatives and
14 State agency officials as the Governor may
15 designate.”; and

16 (V) by redesignating clause (vii)
17 as clause (iv);

18 (B) by amending paragraph (3) to read as
19 follows:

20 “(3) MAJORITY.—A 2/3 majority of the mem-
21 bers of the board shall be representatives described
22 in paragraph (1)(C)(i).”;

23 (2) by amending subsection (d) to read as fol-
24 lows:

1 “(d) FUNCTIONS.—The State board shall assist the
2 Governor of the State as follows:

3 “(1) STATE PLAN.—Consistent with section
4 112, develop a State plan.

5 “(2) STATEWIDE WORKFORCE DEVELOPMENT
6 SYSTEM.—Review and develop statewide policies and
7 programs in the State in a manner that supports a
8 comprehensive Statewide workforce development sys-
9 tem that will result in meeting the workforce needs
10 of the State and its local areas. Such review shall in-
11 clude determining whether the State should consoli-
12 date additional programs into the Workforce Invest-
13 ment Fund under section 132(b)(1).

14 “(3) WORKFORCE AND LABOR MARKET INFOR-
15 MATION SYSTEM.—Develop a statewide employment
16 statistics system described in section 15(e) of the
17 Wagner-Peyser Act, which may include using exist-
18 ing information conducted by the State economic de-
19 velopment agency or related entity in developing
20 such system.

21 “(4) EMPLOYER ENGAGEMENT.—Develop strat-
22 egies across local areas that meet the needs of em-
23 ployers and support economic growth in the State by
24 enhancing communication, coordination, and collabo-

1 ration among employers, economic development enti-
2 ties, and service providers.

3 “(5) DESIGNATION OF LOCAL AREAS.—Des-
4 ignate local areas as required under section 116.

5 “(6) ONE-STOP DELIVERY SYSTEM.—Identify
6 and disseminate information on best practices for ef-
7 fective operation of one-stop centers, including use
8 of innovative business outreach, partnerships, and
9 service delivery strategies.

10 “(7) PROGRAM OVERSIGHT.—Conduct the fol-
11 lowing program oversight:

12 “(A) Reviewing local plans.

13 “(B) Conducting oversight for State em-
14 ployment and training activities authorized
15 under section 134.

16 “(C) Preparing an annual report to the
17 Secretary described in section 136(d).

18 “(8) DEVELOPMENT OF PERFORMANCE MEAS-
19 URES.—Develop and ensure continuous improvement
20 of comprehensive State performance measures, in-
21 cluding State adjusted levels of performance, to as-
22 sess under section 136(b) the effectiveness of the
23 workforce investment activities in the State.”;

24 (3) by striking subsection (e);

1 (4) by redesignating subsection (f) as sub-
2 section (e);

3 (5) by inserting after subsection (e) (as so re-
4 designated), the following:

5 “(f) STAFF.—The State board may employ staff to
6 assist in carrying out the functions described in subsection
7 (d).”; and

8 (6) in subsection (g), by inserting “electronic
9 means and” after “on a regular basis through”.

10 **SEC. 102. STATE PLAN.**

11 Section 112—

12 (1) in subsection (a)—

13 (A) by striking “127 or”; and

14 (B) by striking “5-year strategy” and in-
15 serting “4-year strategy”; and

16 (2) in subsection (b)—

17 (A) by amending paragraph (4) to read as
18 follows:

19 “(4) information describing—

20 “(A) the economic conditions in the State;

21 “(B) the immediate and long-term skilled
22 workforce needs of in-demand industries and
23 other occupations important to the State econ-
24 omy;

1 “(C) the knowledge and skills of the work-
2 force in the State; and

3 “(D) workforce development activities (in-
4 cluding education and training) in the State;”;

5 (B) by amending paragraph (7) to read as
6 follows:

7 “(7) a description of the State criteria for de-
8 termining the eligibility of training providers in ac-
9 cordance with section 122, including how the State
10 will take into account the performance of providers
11 and whether the training programs relate to occupa-
12 tions that are in-demand;’”.

13 (C) by amending paragraph (8) to read as
14 follows:

15 “(8)(A) a description of the procedures that will
16 be taken by the State to assure coordination of, and
17 avoid duplication among, the programs and activities
18 identified under section 501(b)(2); and

19 “(B) a description of common data collection
20 and reporting processes used for the programs and
21 activities described in subparagraph (A) carried out
22 by one-stop partners, including—

23 “(i) assurances that such processes use
24 quarterly wage records for performance meas-

1 ures described in section 136(b)(2)(A) that are
2 applicable to such programs or activities; or

3 “(ii) if such wage records are not being
4 used for the performance measures, an identi-
5 fication of the barriers to using such wage
6 records and a description of how the State will
7 address such barriers within one year of the ap-
8 proval of the plan;”;

9 (D) in paragraph (9), by striking “, includ-
10 ing comment by representatives of businesses
11 and representatives of labor organizations,”;

12 (E) in paragraph (11), by striking “under
13 sections 127 and 132” and inserting “under
14 section 132,”;

15 (F) by striking paragraph (12);

16 (G) by redesignating paragraphs (13)
17 through (18) as paragraphs (12) through (17),
18 respectively;

19 (H) in paragraph (16) (as so redesign-
20 ated)—

21 (i) in subparagraph (A)—

22 (I) by striking “and” at the end
23 of clause (iii);

24 (II) by amending clause (iv) to
25 read as follows:

1 “(iv) how the State will serve the em-
2 ployment and training needs of dislocated
3 workers (including displaced homemakers),
4 low-income individuals (including recipients
5 of public assistance), individuals with lim-
6 ited English proficiency, homeless individ-
7 uals, individuals training for nontraditional
8 employment, youth, older workers, ex-of-
9 fenders, migrant and seasonal farm-
10 workers, refugee and entrants, veterans
11 (including disabled and homeless veterans),
12 and Native Americans; and”;

13 (III) by adding at the end the
14 following new clause:

15 “(v) a description of how the State
16 will—

17 “(I) consistent with section 188
18 and Executive Order 13217 (42
19 U.S.C. 12131 note), serve the employ-
20 ment and training needs of individuals
21 with disabilities; and

22 “(II) consistent with sections 504
23 and 508 of the Rehabilitation Act of
24 1973, include the provision of out-
25 reach, intake, assessments, and serv-

1 ice delivery, the development of per-
2 formance measures, the training of
3 staff, and other aspects of accessibility
4 to programs and services under this
5 subtitle;” and

6 (ii) in subparagraph (B), by striking
7 “to the extent practicable” and inserting
8 “in accordance with the requirements of
9 the Jobs for Veterans Act (Public Law
10 107–288) and the amendments made by
11 such Act (except sections 4103A and 4104
12 of title 38, United States Code)”;

13 (I) by striking paragraph (17) (as so re-
14 designated) and inserting the following:

15 “(17) a description of the strategies and pro-
16 grams providing outreach to businesses, identifying
17 workforce needs of businesses in the State, and en-
18 suring that such needs will be met (including the
19 needs of small businesses), which may include—

20 “(A) implementing innovative programs
21 and strategies designed to meet the needs of all
22 businesses in the State, including small busi-
23 nesses, which may include incumbent worker
24 training programs or industry or sector part-
25 nerships, and make the statewide workforce in-

1 vestment system more relevant to the needs of
2 State and local businesses, consistent with the
3 objectives of this title; and

4 “(B) providing incentives and technical as-
5 sistance to assist each local area in the State in
6 more fully engaging all employers, including
7 small employers, in local workforce investment
8 activities—

9 “(i) to make the workforce investment
10 system more relevant to the needs of area
11 businesses; and

12 “(ii) to better coordinate workforce in-
13 vestment, economic development, and post-
14 secondary education and training efforts to
15 contribute to the economic well-being of
16 the local area and region, as determined
17 appropriate by the local board;

18 “(18) a description of how the State will utilize
19 technology to facilitate access to services in remote
20 areas, which may be used throughout the State;

21 “(19) a description of the State strategy and
22 assistance to be provided for encouraging regional
23 cooperation within the State and across State bor-
24 ders, as appropriate; and

1 “(20) a description of the actions that will be
2 taken by the State to foster communication and
3 partnerships with non-profit organizations (including
4 community, faith-based, and philanthropic organiza-
5 tions) that provide employment-related, training,
6 and complementary services, to enhance the quality
7 and comprehensiveness of services available to par-
8 ticipants under this title.”;

9 (3) in subsection (c), by striking “period,
10 that—” all that follows through paragraph (2) and
11 inserting “period, that the plan is inconsistent with
12 the provisions of this title.”; and

13 (4) in subsection (d), by striking “5-year” and
14 inserting “4-year”.

15 **SEC. 103. LOCAL WORKFORCE INVESTMENT AREAS.**

16 Section 116 is amended—

17 (1) in subsection (a)—

18 (A) in paragraph (1)—

19 (i) in subparagraph (A)—

20 (I) by striking “Except as pro-
21 vided in subsection (b), and consistent
22 with paragraphs (2), (3), and (4), in”
23 and inserting “In”; and

24 (II) by striking “127 or”; and

1 (ii) by amending subparagraph (B) to
2 read as follows:

3 “(B) CONSIDERATIONS.—In making the
4 designation of local areas, the Governor shall
5 take into consideration the following:

6 “(i) The extent to which such local
7 areas are consistent with labor market
8 areas.

9 “(ii) The extent to which labor market
10 areas align with economic development re-
11 gions.

12 “(iii) Whether such local areas have
13 the appropriate education and training
14 providers to meet the needs of the local
15 workforce.

16 “(iv) The distance that individuals
17 will need to travel to receive services pro-
18 vided in such local areas.”;

19 (B) by amending paragraph (2) to read as
20 follows:

21 “(2) TECHNICAL ASSISTANCE.—The Secretary
22 shall, if requested by the Governor of a State, pro-
23 vide the State with technical assistance in making
24 the determinations required under paragraph (1).
25 The Secretary shall not issue regulations governing

1 determinations to be made under paragraph (1).”;
2 and

3 (C) by striking paragraph (3) and insert-
4 ing the following:

5 “(3) DESIGNATION ON RECOMMENDATION OF
6 STATE BOARD.—The Governor may approve a re-
7 quest from any unit of general local government (in-
8 cluding a combination of such units) for designation
9 as a local area under paragraph (1) if the State
10 board determines, taking into account the factors
11 described in clauses (i) through (iv) of paragraph
12 (1)(B), and recommends to the Governor, that such
13 area shall be so designated.”;

14 (D) by striking paragraph (4); and

15 (E) by redesignating paragraph (5) as
16 paragraph (4);

17 (2) by amending subsection (b) to read as fol-
18 lows:

19 “(b) SINGLE STATES.—Consistent with subsection
20 (a)(1)(B), the Governor may designate a State as a single
21 State local area for the purposes of this title.”.

22 **SEC. 104. LOCAL WORKFORCE INVESTMENT BOARDS.**

23 Section 117 is amended—

24 (1) by striking subsection (c)(1)(C); and

25 (2) by striking subsection (i).

1 **SEC. 105. LOCAL PLAN.**

2 Section 118(b) is amended—

3 (1) by striking “and” at the end of paragraph

4 (9);

5 (2) redesignating paragraph (10) as paragraph

6 (11); and

7 (3) inserting after paragraph (9), the following:

8 “(10) a description of how the local area will
9 serve the employment and training needs of dis-
10 located workers (including displaced homemakers),
11 low-income individuals (including recipients of public
12 assistance), individuals with limited English pro-
13 ficiency, homeless individuals, individuals training
14 for nontraditional employment, youth, older workers,
15 ex-offenders, migrant and seasonal farmworkers, ref-
16 ugee and entrants, veterans (including disabled vet-
17 erans and homeless veterans), and Native Ameri-
18 cans; and”.

19 **SEC. 106. ESTABLISHMENT OF ONE-STOP DELIVERY SYS-**
20 **TEM.**

21 Section 121 is amended—

22 (1) in subsection (b)—

23 (A) in paragraph (1)(B)—

24 (i) by striking clause (vi); and

1 (ii) by redesignating clauses (vii)
2 through (xii) as clauses (vi) through (xi),
3 respectively; and

4 (B) in paragraph (2)(B)—

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

6 (ii) by redesignating clauses (iii)
7 through (v) as clauses (ii) through (iv), re-
8 spectively;

9 (2) in subsection (d)(2)—

10 (A) by amending subparagraph (A) to read
11 as follows:

12 “(A) shall be designated or certified as a
13 one-stop operator through a competitive proc-
14 ess; and”; and

15 (B) in subparagraph (B), by striking
16 clause (ii) and redesignating clauses (iii)
17 through (vi) as clauses (ii) through (v), respec-
18 tively; and

19 (3) by striking subsection (e) and redesignating
20 subsection (f) as subsection (e).

21 **SEC. 107. IDENTIFICATION OF ELIGIBLE PROVIDERS OF**
22 **TRAINING SERVICES.**

23 Section 122 is amended—

1 (1) in subsection (b)(2)(C), by striking “, in-
2 cluding representatives of business and labor organi-
3 zations”;

4 (2) in subsection (c)(3), by striking “, including
5 representatives of business and labor organizations”;
6 and

7 (3) in subsection (d)(3)(A), by striking “in sec-
8 tions 128(a) and 133(a)(1), as appropriate” and in-
9 serting “in section 133(a)(1)”.

10 **SEC. 108. IDENTIFICATION OF ELIGIBLE PROVIDERS OF**
11 **YOUTH ACTIVITIES.**

12 Section 123 is repealed.

13 **SEC. 109. GENERAL AUTHORIZATION.**

14 Chapter 5 of title I is amended—

15 (1) by striking the heading related to chapter 5
16 and inserting the following: “**EMPLOYMENT**
17 **AND TRAINING ACTIVITIES**”; and

18 (2) in section 131—

19 (A) by striking “paragraphs (1)(B) and
20 (2)(B) of”; and

21 (B) by striking “adults, and dislocated
22 workers” and inserting “adults, dislocated
23 workers, youth, veterans, and targeted popu-
24 lations”.

1 **SEC. 110. STATE ALLOTMENTS.**

2 Section 132 is amended—

3 (1) by amending subsection (a) to read as fol-
4 lows:

5 “(a) IN GENERAL.—The Secretary shall—

6 “(1) reserve 2 percent of the total amount ap-
7 propriated under subsections (a) through (d) of sec-
8 tion 137 for a fiscal year, of which—

9 “(A) not less than 85 percent shall be used
10 for national emergency grants under section
11 173;

12 “(B) not more than 10 percent may be
13 used for demonstration projects under section
14 171; and

15 “(C) not more than 5 percent may be used
16 to provide technical assistance under section
17 170; and

18 “(2) from the remaining amount appropriated
19 under section 137(a) for a fiscal year, make allot-
20 ments in accordance with subsection (b)(1);

21 “(3) from the remaining amount appropriated
22 under section 137(b) for a fiscal year, make allot-
23 ments in accordance with subsection (b)(2);

24 “(4) from the remaining amount appropriated
25 under section 137(c) for a fiscal year, make allot-
26 ments in accordance with subsection (b)(3); and

1 “(5) from the remaining amount appropriated
2 under section 137(d) for a fiscal year, make allot-
3 ments in accordance with subsection (b)(4).”; and
4 (2) by amending subsection (b) to read as fol-
5 lows:

6 “(b) ALLOTMENT AMONG STATES FOR EMPLOYMENT
7 AND TRAINING ACTIVITIES.—

8 “(1) WORKFORCE INVESTMENT FUND.—

9 “(A) RESERVATION FOR OUTLYING
10 AREAS.—

11 “(i) IN GENERAL.—From the amount
12 made available under subsection (a)(2) for
13 a fiscal year, the Secretary shall reserve
14 not more than $\frac{1}{4}$ of 1 percent to provide
15 assistance to the outlying areas.

16 “(ii) RESTRICTION.—The Republic of
17 Palau shall cease to be eligible to receive
18 funding under this subparagraph upon en-
19 tering into an agreement for extension of
20 United States educational assistance under
21 the Compact of Free Association (approved
22 by the Compact of Free Association
23 Amendments Act of 2003 (Public Law
24 108–188) after the date of enactment of

1 the Streamlining Workforce Development
2 Programs Act of 2011.

3 “(B) STATES.—

4 “(i) IN GENERAL.—After determining
5 the amount to be reserved under subpara-
6 graph (A), the Secretary shall allot the re-
7 mainder of the amount referred to in sub-
8 section (a)(2) for a fiscal year to the
9 States pursuant to clause (ii) for employ-
10 ment and training activities and statewide
11 workforce investment activities.

12 “(ii) FORMULA.—Subject to clauses
13 (iii) and (iv), of the remainder—

14 “(I) $33\frac{1}{3}$ percent shall be allot-
15 ted on the basis of the relative num-
16 ber of unemployed individuals in areas
17 of substantial unemployment in each
18 State, compared to the total number
19 of unemployed individuals in areas of
20 substantial unemployment in all
21 States;

22 “(II) $33\frac{1}{3}$ percent shall be allot-
23 ted on the basis of the relative num-
24 ber of individuals in the civilian labor
25 force in each State as compared to the

1 total number of such individuals in all
2 States; and

3 “(III) 33 $\frac{1}{3}$ percent shall be allot-
4 ted on the basis of the relative num-
5 ber of individuals in a State who have
6 been unemployed for 15 weeks or
7 more, compared to the total number
8 of individuals in all States who have
9 been unemployed for 15 weeks or
10 more.

11 “(iii) MINIMUM AND MAXIMUM PER-
12 CENTAGES.—

13 “(I) MINIMUM PERCENTAGE.—
14 The Secretary shall ensure that no
15 State shall receive an allotment under
16 this subparagraph for a fiscal year
17 that is less than 90 percent of the al-
18 lotment percentage of the State for
19 the preceding fiscal year.

20 “(II) MAXIMUM PERCENTAGE.—
21 Subject to subclause (I), the Secretary
22 shall ensure that no State shall re-
23 ceive an allotment under this subpara-
24 graph for a fiscal year that is more
25 than 130 percent of the allotment per-

1 centage of the State for the preceding
2 fiscal year.

3 “(iv) SMALL STATE MINIMUM ALLOT-
4 MENT.—Subject to clause (iii), the Sec-
5 retary shall ensure that no State shall re-
6 ceive an allotment under this subparagraph
7 for a fiscal year that is less than $\frac{2}{10}$ of 1
8 percent of the remainder described in
9 clause (i) for the fiscal year.

10 “(v) DEFINITIONS.—For the purpose
11 of the formula specified in this subpara-
12 graph:

13 “(I) INDIVIDUAL.—The term ‘in-
14 dividual’ means an individual who is
15 not less than age 16 and not more
16 than age 72.

17 “(II) ALLOTMENT PERCENT-
18 AGE.—The term ‘allotment percent-
19 age’—

20 “(aa) used with respect to
21 fiscal year 2012, means the per-
22 centage of the amounts allotted
23 to States under the provisions
24 listed in paragraphs (1) through
25 (6) of section 201 of the Stream-

1 lining Workforce Development
2 Programs Act of 2011 and chap-
3 ter 5 of this title (as such provi-
4 sions and chapter were in effect
5 on the day before the date of en-
6 actment of such Act) that is re-
7 ceived under such provisions and
8 under such chapter by the State
9 involved for fiscal year 2012; and
10 “(bb) used with respect to
11 fiscal year 2013 or a subsequent
12 year, means the percentage of the
13 remainder described in clause (i)
14 that is received through an allot-
15 ment made under this subpara-
16 graph for the fiscal year.

17 “(2) STATE YOUTH WORKFORCE INVESTMENT
18 FUND.—

19 “(A) RESERVATION FOR OUTLYING
20 AREAS.—

21 “(i) IN GENERAL.—From the amount
22 made available under subsection (a)(3) for
23 a fiscal year, the Secretary shall reserve
24 not more than $\frac{1}{4}$ of 1 percent to provide
25 assistance to the outlying areas.

1 “(ii) RESTRICTION.—The Republic of
2 Palau shall cease to be eligible to receive
3 funding under this subparagraph upon en-
4 tering into an agreement for extension of
5 United States educational assistance under
6 the Compact of Free Association (approved
7 by the Compact of Free Association
8 Amendments Act of 2003 (Public Law
9 108–188) after the date of enactment of
10 the Streamlining Workforce Development
11 Programs Act of 2011.

12 “(B) STATES.—

13 “(i) IN GENERAL.—After determining
14 the amount to be reserved under subpara-
15 graph (A), the Secretary shall allot the re-
16 mainder of the amount referred to in sub-
17 section (a)(3) for a fiscal year to the
18 States pursuant to clause (ii) for State
19 youth activities.

20 “(ii) FORMULA.—Subject to clauses
21 (iii) and (iv), of the remainder—

22 “(I) 50 percent shall be allotted
23 on the basis of the relative number of
24 disadvantaged youth who are ages 16
25 through 24 in each State, compared

1 to the total number of disadvantaged
2 youth who are ages 16 through 24 in
3 all States; and

4 “(II) 50 percent shall be allotted
5 on the basis of the relative number of
6 secondary school dropouts who are
7 ages 16 and 17 compared to the total
8 number of secondary school dropouts
9 who are ages 16 and 17 in all States.

10 “(iii) MINIMUM AND MAXIMUM PER-
11 CENTAGES.—

12 “(I) MINIMUM PERCENTAGE.—

13 The Secretary shall ensure that no
14 State shall receive an allotment under
15 this subparagraph for a fiscal year
16 that is less than 90 percent of the al-
17 lotment percentage of the State for
18 the preceding fiscal year.

19 “(II) MAXIMUM PERCENTAGE.—

20 Subject to subclause (I), the Secretary
21 shall ensure that no State shall re-
22 ceive an allotment under this subpara-
23 graph for a fiscal year that is more
24 than 130 percent of the allotment per-

1 centage of the State for the preceding
2 fiscal year.

3 “(iv) SMALL STATE MINIMUM ALLOT-
4 MENT.—Subject to clause (iii), the Sec-
5 retary shall ensure that no State shall re-
6 ceive an allotment under this subparagraph
7 for a fiscal year that is less than $\frac{2}{10}$ of 1
8 percent of the remainder described in
9 clause (i) for the fiscal year

10 “(v) DEFINITIONS.—For the purpose
11 of the formula specified in this subpara-
12 graph:

13 “(I) ALLOTMENT PERCENT-
14 AGE.—The term ‘allotment percent-
15 age’—

16 “(aa) used with respect to
17 fiscal year 2012, means the per-
18 centage of the amounts allotted
19 to States under the provisions
20 listed in paragraphs (7) through
21 (9) of section 201 of the Stream-
22 lining Workforce Development
23 Programs Act of 2011 (as such
24 provisions were in effect on the
25 day before the date of enactment

1 of such Act) that is received
2 under such provisions by the
3 State involved for fiscal year
4 2012; and

5 “(bb) used with respect to
6 fiscal year 2013 or a subsequent
7 year, means the percentage of the
8 remainder described in clause (i)
9 that is received through an allot-
10 ment made under this subpara-
11 graph for the fiscal year.

12 “(II) DISADVANTAGED YOUTH.—
13 The term ‘disadvantaged youth’
14 means an individual who is age 16
15 through 24 who receives an income, or
16 is a member of a family that received
17 a total family income, that, in relation
18 to family size, does not exceed the
19 higher of—

20 “(aa) the poverty line; or

21 “(bb) 70 percent of the
22 lower living standard income
23 level.

24 “(3) VETERANS WORKFORCE INVESTMENT
25 FUND.—

1 “(A) RESERVATION FOR OUTLYING
2 AREAS.—

3 “(i) IN GENERAL.—From the amount
4 made available under subsection (a)(4) for
5 a fiscal year, the Secretary shall reserve
6 not more than $\frac{1}{4}$ of 1 percent to provide
7 assistance to the outlying areas.

8 “(ii) RESTRICTION.—The Republic of
9 Palau shall cease to be eligible to receive
10 funding under this paragraph upon enter-
11 ing into an agreement for extension of
12 United States educational assistance under
13 the Compact of Free Association (approved
14 by the Compact of Free Association
15 Amendments Act of 2003 (Public Law
16 108–188) after the date of enactment of
17 the Streamlining Workforce Development
18 Programs Act of 2011.

19 “(B) STATES.—

20 “(i) IN GENERAL.—After determining
21 the amount to be reserved under subpara-
22 graph (A), the Secretary shall allot the re-
23 mainder of the amount referred to in sub-
24 section (a)(4) for a fiscal year to the

1 States pursuant to clause (ii) for veterans
2 employment and training activities.

3 “(ii) FORMULA.—Subject to clauses
4 (iii) and (iv), the remainder shall be allot-
5 ted on the basis of the relative number of
6 unemployed veterans in each State, com-
7 pared to the total number of unemployed
8 veterans in all States.

9 “(iii) MINIMUM AND MAXIMUM PER-
10 CENTAGES.—

11 “(I) MINIMUM PERCENTAGE.—
12 The Secretary shall ensure that no
13 State shall receive an allotment under
14 this subparagraph for a fiscal year
15 that is less than 90 percent of the al-
16 lotment percentage of the State for
17 the preceding fiscal year.

18 “(II) MAXIMUM PERCENTAGE.—
19 Subject to subclause (I), the Secretary
20 shall ensure that no State shall re-
21 ceive an allotment under this subpara-
22 graph for a fiscal year that is more
23 than 130 percent of the allotment per-
24 centage of the State for the preceding
25 fiscal year.

1 “(iv) SMALL STATE MINIMUM ALLOT-
2 MENT.—Subject to clause (iii), the Sec-
3 retary shall ensure that no State shall re-
4 ceive an allotment under this subparagraph
5 for a fiscal year that is less than $\frac{2}{10}$ of 1
6 percent of the remainder described in
7 clause (i) for the fiscal year.

8 “(v) DEFINITION.—For the purpose
9 of the formula specified in this subpara-
10 graph, the term ‘allotment percentage’—

11 “(I) used with respect to fiscal
12 year 2012, means the percentage of
13 the amounts allotted to States under
14 the provisions listed in paragraphs
15 (12) through (15) of section 201 of
16 the Streamlining Workforce Develop-
17 ment Programs Act of 2011 (as such
18 provisions were effect on the day be-
19 fore the date of enactment of such
20 Act) that is received under such provi-
21 sions by the State involved for fiscal
22 year 2012; and

23 “(II) used with respect to fiscal
24 year 2013 or a subsequent year,
25 means the percentage of the remain-

1 der described in clause (i) that is re-
2 ceived through an allotment made
3 under this subparagraph for the fiscal
4 year.

5 “(4) TARGETED POPULATIONS WORKFORCE IN-
6 VESTMENT FUND.—

7 “(A) RESERVATION FOR OUTLYING
8 AREAS.—

9 “(i) IN GENERAL.—From the amount
10 made available under subsection (a)(5) for
11 a fiscal year, the Secretary shall reserve—

12 “(I) not more than $\frac{1}{4}$ of 1 per-
13 cent to provide assistance to the out-
14 lying areas; and

15 “(II) not more than 1.5 percent
16 to provide assistance to Indian Tribes.

17 “(ii) RESTRICTION.—The Republic of
18 Palau shall cease to be eligible to receive
19 funding under this subparagraph upon en-
20 tering into an agreement for extension of
21 United States educational assistance under
22 the Compact of Free Association (approved
23 by the Compact of Free Association
24 Amendments Act of 2003 (Public Law
25 108–188) after the date of enactment of

1 the Streamlining Workforce Development
2 Programs Act of 2011.

3 “(B) STATES.—

4 “(i) IN GENERAL.—After determining
5 the amount to be reserved under subpara-
6 graph (A), the Secretary shall allot the re-
7 mainder of the amount referred to in sub-
8 section (a)(5) for a fiscal year to the
9 States pursuant to clause (ii) for refugee
10 and entrant, ex-offender, migrant and sea-
11 sonal farmworker, and Native American
12 employment and training activities.

13 “(ii) FORMULA.—Subject to clauses
14 (iii) and (iv), the remainder shall be allot-
15 ted on the basis of the relative number of
16 refugee and entrants, ex-offenders, migrant
17 and seasonal farmworkers, and Native
18 Americans who are unemployed in each
19 State, compared to the total number of ref-
20 ugee and entrants, ex-offenders, migrant
21 and seasonal farmworkers, and Native
22 Americans who are unemployed in all
23 States.

24 “(iii) MINIMUM AND MAXIMUM PER-
25 CENTAGES.—

1 “(I) MINIMUM PERCENTAGE.—

2 The Secretary shall ensure that no
3 State shall receive an allotment under
4 this subparagraph for a fiscal year
5 that is less than 90 percent of the al-
6 lotment percentage of the State for
7 the preceding fiscal year.

8 “(II) MAXIMUM PERCENTAGE.—

9 Subject to subclause (I), the Secretary
10 shall ensure that no State shall re-
11 ceive an allotment under this subpara-
12 graph for a fiscal year that is more
13 than 130 percent of the allotment per-
14 centage of the State for the preceding
15 fiscal year.

16 “(iv) SMALL STATE MINIMUM ALLOT-
17 MENT.—Subject to clause (iii), the Sec-
18 retary shall ensure that no State shall re-
19 ceive an allotment under this subparagraph
20 for a fiscal year that is less than $\frac{2}{10}$ of 1
21 percent of the remainder described in
22 clause (i) for the fiscal year.

23 “(v) DEFINITION.—For the purpose
24 of the formula specified in this subpara-
25 graph, the term ‘allotment percentage’—

1 “(I) used with respect to fiscal
2 year 2012, means the percentage of
3 the amounts allotted to States under
4 the provisions listed in paragraphs
5 (16) through (23) of section 201 of
6 the Streamlining Workforce Develop-
7 ment Programs Act of 2011 (as such
8 provisions were effect on the day be-
9 fore the date of enactment of such
10 Act) that is received under such provi-
11 sions by the State involved for fiscal
12 year 2012; and

13 “(II) used with respect to fiscal
14 year 2013 or a subsequent year,
15 means the percentage of the remain-
16 der described in clause (i) that is re-
17 ceived through an allotment made
18 under this subparagraph for the fiscal
19 year.”.

20 **SEC. 111. WITHIN STATE ALLOCATIONS.**

21 Section 133 is amended—

22 (1) by amending subsection (a) to read as fol-
23 lows:

24 “(a) RESERVATIONS FOR STATE ACTIVITIES.—

1 “(1) STATEWIDE EMPLOYMENT AND TRAINING
2 ACTIVITIES.—

3 “(A) IN GENERAL.—The Governor of a
4 State shall reserve up to 15 percent of the total
5 amount allotted to the State under section
6 132(b)(1)(B) for a fiscal year to carry out the
7 statewide activities described in section 134(a).

8 “(B) STATEWIDE RAPID RESPONSE ACTIVI-
9 TIES.—Of the amount reserved under subpara-
10 graph (A) for a fiscal year, the Governor of the
11 State shall reserve not more than 10 percent
12 for statewide rapid response activities described
13 in section 134(a)(2)(A).

14 “(2) STATEWIDE YOUTH WORKFORCE INVEST-
15 MENT FUND.—The Governor of a State may reserve
16 up to 2 percent of the total amount allotted to the
17 State under section 132(b)(2)(B) for a fiscal year to
18 carry out the statewide activities described in section
19 134(a).

20 “(3) STATEWIDE VETERANS WORKFORCE IN-
21 VESTMENT FUND ACTIVITIES.—The Governor of a
22 State may reserve up to 2 percent of the total
23 amount allotted to the State under section
24 132(b)(3)(B) for a fiscal year to carry out statewide
25 activities described in section 134(a).

1 “(4) STATEWIDE TARGETED POPULATION
2 WORKFORCE INVESTMENT FUND ACTIVITIES.—The
3 Governor of a State may reserve up to 2 percent of
4 the total amount allotted to the State under section
5 132(b)(4)(B) for a fiscal year to carry out the state-
6 wide activities described in section 134(a).”;

7 (2) by amending subsection (b) to read as fol-
8 lows:

9 “(b) WITHIN STATE ALLOCATION.—

10 “(1) STATEWIDE EMPLOYMENT AND TRAINING
11 ACTIVITIES.—The Governor, acting in accordance
12 with the State plan, and after consulting with chief
13 elected officials in the local areas, shall—

14 “(A) allocate the funds that are allotted to
15 the State for employment and training activities
16 and statewide workforce investment activities
17 under section 132(b)(1)(B) and not reserved
18 under subsection (a)(1), in accordance with
19 paragraph (2)(A);

20 “(B) award the funds that are allotted to
21 the State for State youth activities under sec-
22 tion 132(b)(2)(B) and not reserved under sub-
23 section (a)(2) through competitive grants to eli-
24 gible entities, in accordance with section 135;

1 “(C) allocate the funds that are allotted to
2 the State for veterans employment and training
3 activities under section 132(b)(3)(B) and not
4 reserved under subsection (a)(3), in accordance
5 with paragraph (2)(B); and

6 “(D) allocate the funds that are allotted to
7 the State for targeted populations employment
8 and training activities under section
9 132(b)(4)(B) and not reserved under subsection
10 (a)(4), in accordance with paragraph (2)(C).

11 “(2) FORMULA ALLOCATIONS.—

12 “(A) WORKFORCE INVESTMENT FUND.—

13 “(i) ALLOCATION.—In allocating the
14 funds described in paragraph (1)(A) to
15 local areas, a State shall allocate—

16 “(I) $33\frac{1}{3}$ percent on the basis
17 described in section 132(b)(B)(ii)(I);

18 “(II) $33\frac{1}{3}$ percent on the basis
19 described in section 132(b)(B)(ii)(II);
20 and

21 “(III) $33\frac{1}{3}$ percent on the basis
22 described in section 132(b)(B)(ii)(III).

23 “(ii) MINIMUM AND MAXIMUM PER-
24 CENTAGES.—

1 “(I) MINIMUM PERCENTAGE.—

2 The State shall ensure that no local
3 area shall receive an allotment under
4 this subparagraph for a fiscal year
5 that is less than 90 percent of the al-
6 location percentage of the local area
7 for the preceding fiscal year.

8 “(II) MAXIMUM PERCENTAGE.—

9 Subject to subclause (I), the State
10 shall ensure that no local area shall
11 receive an allocation for a fiscal year
12 under this subparagraph for a fiscal
13 year that is more than 130 percent of
14 the allocation percentage of the local
15 area for the preceding fiscal year.

16 “(iii) DEFINITIONS.—For the purpose
17 of the formula specified in this subpara-
18 graph:

19 “(I) INDIVIDUAL.—The term ‘in-
20 dividual’ means an individual who is
21 not less than age 16 and not more
22 than age 72.

23 “(II) ALLOCATION PERCENT-
24 AGE.—The term ‘allocation percent-
25 age’—

1 “(aa) used with respect to
2 fiscal year 2012, means the per-
3 centage of the amounts allocated
4 to local areas under paragraphs
5 (1) through (6) of section 201 of
6 the Streamlining Workforce De-
7 velopment Programs Act of 2011
8 and chapter 5 of this title (as
9 such provisions and such chapter
10 were in effect on the day before
11 the date of enactment of such
12 Act) that is received under such
13 provisions and such chapter by
14 the local area involved for fiscal
15 year 2012; and

16 “(bb) used with respect to
17 fiscal year 2013 or a subsequent
18 year, means the percentage of the
19 funds described in clause (i) that
20 is received through an allocation
21 made under this subparagraph
22 for the fiscal year.

23 “(B) VETERANS WORKFORCE INVESTMENT
24 FUND.—

1 “(i) ALLOCATION.—In allocating the
2 funds described in paragraph (1)(C) to
3 local areas, a State shall allocate the funds
4 on the basis described in section
5 132(b)(3)(B)(ii).

6 “(ii) MINIMUM AND MAXIMUM PER-
7 CENTAGES.—

8 “(I) MINIMUM PERCENTAGE.—
9 The State shall ensure that no local
10 area shall receive an allocation under
11 this subparagraph for a fiscal year
12 that is less than 90 percent of the al-
13 lotment percentage of the local area
14 under this subparagraph for the pre-
15 ceding fiscal year.

16 “(II) MAXIMUM PERCENTAGE.—
17 Subject to subclause (I), the State
18 shall ensure that no local area shall
19 receive an allocation for a fiscal year
20 under this subparagraph for a fiscal
21 year that is more than 130 percent of
22 the allotment percentage of the local
23 area for the preceding fiscal year.

1 “(iii) DEFINITION.—For the purpose
2 of the formula specified in this subpara-
3 graph, the term ‘allocation percentage’—

4 “(I) used with respect to fiscal
5 year 2012, means the percentage of
6 the amounts allocated to local areas
7 under paragraphs (12) through (15)
8 of section 201 of the Streamlining
9 Workforce Development Programs Act
10 of 2011 (as such provisions were in
11 effect on the day before the date of
12 enactment of such Act) that is re-
13 ceived under such provisions by the
14 local area involved for fiscal year
15 2012; and

16 “(II) used with respect to fiscal
17 year 2013 or a subsequent year,
18 means the percentage of the funds de-
19 scribed in clause (i) that is received
20 through an allocation made under this
21 subparagraph for the fiscal year.

22 “(C) TARGETED POPULATIONS WORK-
23 FORCE INVESTMENT FUND.—

24 “(i) ALLOCATION.—In allocating the
25 funds described in paragraph (1)(D) to

1 local areas, a State shall allocate funds on
2 the basis described in section
3 132(b)(4)(B)(ii).

4 “(ii) MINIMUM AND MAXIMUM PER-
5 CENTAGES.—

6 “(I) MINIMUM PERCENTAGE.—

7 The State shall ensure that no local
8 area shall receive an allotment under
9 this paragraph for a fiscal year that is
10 less than 90 percent of the allotment
11 percentage of the local area under this
12 subparagraph for the preceding fiscal
13 year.

14 “(II) MAXIMUM PERCENTAGE.—

15 Subject to subclause (I), the State
16 shall ensure that no local area shall
17 receive an allotment for a fiscal year
18 under this paragraph that is more
19 than 130 percent of the allotment per-
20 centage of the local area under this
21 subparagraph for the preceding fiscal
22 year.

23 “(iii) DEFINITION.—For the purpose
24 of the formula specified in this subpara-
25 graph, the term ‘allocation percentage’—

1 “(I) used with respect to fiscal
2 year 2012, means the percentage of
3 the amounts allocated to local areas
4 under paragraphs (16) through (23)
5 of section 201 of the Streamlining
6 Workforce Development Programs Act
7 of 2011 (as such provisions were in
8 effect on the day before the date of
9 enactment of such Act) that is re-
10 ceived under such provisions by the
11 local area involved for fiscal year
12 2012; and

13 “(II) used with respect to fiscal
14 year 2013 or a subsequent year,
15 means the percentage of the funds de-
16 scribed in clause (i) that is received
17 through an allocation made under this
18 subparagraph for the fiscal year.”.

19 (3) in subsection (c)—

20 (A) by amending paragraph (1) to read as
21 follows:

22 “(1) IN GENERAL.—The Governor, may in ac-
23 cordance with this subsection, reallocate to eligible
24 local area within the State amounts that are allo-
25 cated under subsection (b) for employment and

1 training activities and that are available for realloca-
2 tion.”;

3 (B) in paragraph (2), by striking “para-
4 graph (2)(A) or (3) of subsection (b) for such
5 activities” and inserting “subsection (b) for
6 such activities” ;

7 (C) by amending paragraph (3) to read as
8 follows:

9 “(3) REALLOCATIONS.—In making reallocations
10 to eligible local areas of amounts available pursuant
11 to paragraph (2) for a program year, the Governor
12 shall allocate to each eligible local area within the
13 State an amount based on the relative amount allo-
14 cated to such local area under subsection (b)(2) for
15 such activities for such prior program year, as com-
16 pared to the total amount allocated to all eligible
17 local areas in the State under subsection (b)(2) for
18 such activities for such prior program year.”; and

19 (D) in paragraph (4), by striking “para-
20 graph (2)(A) or (3) of”; and

21 (4) by adding at the end the following new sub-
22 section:

23 “(d) LOCAL ADMINISTRATIVE COST LIMIT.—Of the
24 amounts allocated to a local area under this section for
25 a fiscal year, not more than 10 percent of the amount

1 may be used by the local board involved for the adminis-
2 trative costs of carrying out local workforce investment ac-
3 tivities in the local area under this chapter.”.

4 **SEC. 112. USE OF FUNDS FOR EMPLOYMENT AND TRAINING**
5 **ACTIVITIES.**

6 Section 134 is amended—

7 (1) in subsection (a)—

8 (A) by amending paragraph (1) to read as
9 follows:

10 “(1) IN GENERAL.—

11 “(A) IN GENERAL.—Subject to subpara-
12 graph (C), funds reserved by a Governor for a
13 State as described in paragraphs (1)(A), (2),
14 (3), and (4) of section 133(a)—

15 “(i) shall be used to carry out the
16 statewide employment and training activi-
17 ties described in paragraph (2)(B); and

18 “(ii) may be used to carry out any of
19 the statewide employment and training ac-
20 tivities described in paragraph (3).

21 “(B) STATEWIDE RAPID RESPONSE ACTIVI-
22 TIES.—Funds reserved by a Governor for a
23 State as described in section 133(a)(1)(B) shall
24 be used to carry out the statewide rapid re-
25 sponse activities described in paragraph (2)(A).

1 “(C) SPECIAL RULE.—Funds reserved by a
2 Governor for State as described in paragraphs
3 (2), (3), and (4) of section 133(a) shall be used
4 by the State to assist those individuals who are
5 described in paragraphs (2)(B)(ii), (3)(B)(ii),
6 and (4)(B)(ii) of section 132(b), respectively.”;

7 (B) in paragraph (2)—

8 (i) in subparagraph (A), by striking
9 “section 133(a)(2)” and inserting “section
10 133(a)(1)(B)”;

11 (ii) in subparagraph (B), by striking
12 “sections 128” through “carry” and in-
13 serting “section 133(a)(1)(A) to carry”;

14 (C) in paragraph (3)—

15 (i) by striking “ACTIVITIES.—” and
16 all that follows through “A State” and in-
17 serting “ACTIVITIES.—A State”;

18 (ii) by striking “sections 128(a)”
19 though “to carry” and inserting “section
20 133(a)(1)(A) to carry”;

21 (iii) by striking subparagraph (B);

22 (iv) by redesignating clauses (i)
23 through (vii) as subparagraphs (A)
24 through (G), respectively; and

1 (v) in subparagraph (A) (as so reded-
2 ignated), by striking “subject to subpara-
3 graph (B)”;

4 (D) by adding at the end the following new
5 paragraph:

6 “(4) LIMITATION.—Not more than 5 percent of
7 the funds allotted under section 132(b) to a State
8 may be used by the State for administrative activi-
9 ties carried out under this subsection.”;

10 (2) by amending subsection (b) to read as fol-
11 lows:

12 “(b) LOCAL EMPLOYMENT AND TRAINING ACTIVI-
13 TIES.—

14 “(1) IN GENERAL.—Subject to paragraph (2),
15 funds allocated to a local area under section
16 133(b)—

17 “(A) shall be used to carry out employ-
18 ment and training activities described in section
19 (d); and

20 “(B) may be used to carry out employment
21 and training activities described in section (e).

22 “(2) SPECIAL RULE.—Funds allocated to a
23 local area under subparagraphs (B) and (C) of sec-
24 tion 133(b)(2) shall be used by the local board in-
25 volved to assist those individuals who are described

1 in subparagraphs (B)(i) and (C)(i) of section
2 133(b)(2), respectively.”;

3 (3) in subsection (d)—

4 (A) in paragraph (1)(A)—

5 (i) in the matter preceding clause (i),
6 by striking “area for adults” through
7 “shall” and inserting “area under section
8 133(b) shall”; and

9 (ii) in clause (ii), by striking “to
10 adults and dislocated workers, respec-
11 tively,”; and

12 (iii) in clauses (iii) and (iv), by strik-
13 ing “to adult and dislocated workers, re-
14 spectively, described in such paragraph”;

15 (B) in paragraph (2), by striking “who are
16 adults and dislocated workers”;

17 (C) in paragraph (3)(A), in the matter
18 preceding clause (i)(I), by striking “for adults”
19 through “respectively” and inserting “under
20 section 133(b) shall be used to provide training
21 services to individuals”;

22 (D) in paragraph (4)(A), in the matter
23 preceding clause (i), by striking “for adults”
24 through “respectively” and inserting “under

1 section 133(b) shall be used to provide training
2 services to individuals”; and

3 (4) by adding at the end the following new sub-
4 section:

5 “(f) LOCAL VETERANS’ EMPLOYMENT REPRESENTA-
6 TIVE.—

7 “(1) IN GENERAL.—From the funds allocated
8 to a local area under section 133(b)(2)(B)(ii), a local
9 area shall hire and employ one or more local vet-
10 erans’ employment representatives to carry out em-
11 ployment, training, and placement services under
12 this subsection.

13 “(2) PRINCIPAL DUTIES.—A local veterans’ em-
14 ployment representative in a local area shall—

15 “(A) conduct outreach to employers in the
16 local area to assist veterans, including disabled
17 veterans, in gaining employment, including—

18 “(i) conducting seminars for employ-
19 ers; and

20 “(ii) in conjunction with employers,
21 conducting job search workshops, and es-
22 tablishing job search groups; and

23 “(B) facilitate employment, training, and
24 placement services furnished to veterans, in-
25 cluding disabled veterans, in the local area

1 under the one-stop delivery system under sec-
2 tion 121.

3 “(3) HIRING PREFERENCE FOR VETERANS AND
4 INDIVIDUALS WITH EXPERTISE IN SERVING VET-
5 ERANS.—A local area shall, to the maximum extent
6 practicable, employ veterans or individuals with ex-
7 pertise in serving veterans to serve as the local vet-
8 erans’ employment representative and carry out the
9 services described in paragraph (2). In hiring an in-
10 dividual to serve as a local veterans’ representative,
11 a local board shall give preference to veterans and
12 other individuals in the following order:

13 “(A) To qualified service-connected dis-
14 abled veterans.

15 “(B) If no veteran described in subpara-
16 graph (A) is available, to any other veterans.

17 “(C) If no veteran described in subpara-
18 graph (A) or (B) is available, to any other indi-
19 viduals with expertise in serving veterans.

20 “(4) REPORTING.—Each local veterans’ employ-
21 ment representative shall be administratively respon-
22 sible to the manager of the one-stop delivery center
23 in the local area and shall provide reports, not less
24 frequently than quarterly, to the manager of such
25 center and to the Director for Veterans’ Employ-

1 ment and Training for the State on compliance by
2 the representative with Federal law and regulations
3 with respect to the special services and hiring pref-
4 erences described in paragraph (3) for veterans and
5 individuals with expertise in serving veterans.”.

6 **SEC. 113. STATE YOUTH WORKFORCE INVESTMENT FUND**
7 **ACTIVITIES.**

8 Chapter 5 of subtitle B of title I is amended by add-
9 ing at the end the following new section:

10 **“SEC. 135. STATE YOUTH WORKFORCE INVESTMENT FUND**
11 **ACTIVITIES.**

12 “(a) IN GENERAL.—Of the funds allotted to a State
13 under section 132(b)(2)(B), the Governor of a State—

14 “(1) may reserve up to 5 percent to provide
15 technical assistance to, and conduct evaluations as
16 described in section 172 of the programs and activi-
17 ties carried out under this section; and

18 “(2) using the remainder, shall award grants,
19 on a competitive basis, to eligible entities to carry
20 out programs and activities authorized under this
21 section to assist eligible youth in acquiring the edu-
22 cation and skills, credentials, and employment expe-
23 rience necessary to succeed in the labor market.

24 “(b) ELIGIBLE ENTITY DEFINED.—For purposes of
25 this section, the term ‘eligible entity’ means—

1 “(1) a local board or a consortium of local
2 boards;

3 “(2) a nonprofit entity, for-profit entity, or a
4 consortium of nonprofit or for-profit entities with a
5 demonstrated record of—

6 “(A) placing youth into year-round employ-
7 ment;

8 “(B) successfully implementing dropout re-
9 covery activities, or

10 “(C) successfully implementing intensive
11 and fully supervised programs of education, ca-
12 reer training, and work experience; or

13 “(3) a consortium of the entities described in
14 paragraphs (1) and (2).

15 “(c) GRANT PERIOD.—

16 “(1) IN GENERAL.—A grant under this sub-
17 section shall be awarded for a period of 1 year.

18 “(2) GRANT RENEWAL.—A Governor of a State
19 may renew, for up to 4 additional 1-year periods, a
20 grant awarded under this section.

21 “(d) AUTHORITY TO REQUIRE MATCH.—A Governor
22 of a State may require that eligible entities receiving
23 grants under this section provide a non-Federal share of
24 the cost of activities carried out under this section.

1 “(e) ELIGIBLE YOUTH.—To be eligible to participate
2 in activities under this section, an individual shall be a
3 youth between the ages 16 and 24 as of the time the eligi-
4 bility determination is made by the Governor of the State
5 who is—

6 “(1) a secondary school dropout;

7 “(2) a member of a low-income family;

8 “(3) a youth in foster care (including youth
9 aging out of foster care);

10 “(4) a youth offender;

11 “(5) a youth who is an individual with a dis-
12 ability;

13 “(6) a child of incarcerated parents; or

14 “(7) a migrant youth.

15 “(f) USE OF FUNDS.—An eligible entity receiving a
16 grant under this section shall use such funds for activities
17 that are designed to assist eligible youth in acquiring the
18 education and skills, credentials, and employment experi-
19 ence that are necessary to succeed in the labor market
20 by carrying out at least one of the following:

21 “(1) Training and internships for out-of-school
22 youth in in-demand industries or occupations impor-
23 tant to the State and local economy.

24 “(2) Dropout recovery activities that are de-
25 signed to lead to the attainment of a secondary

1 school diploma, General Education Development
2 (GED) credential, or other State-recognized equiva-
3 lent (including recognized alternative standards for
4 individuals with disabilities).

5 “(3) Activities designed to assist special youth
6 populations, such as court-involved youth, homeless
7 youth, foster-children, young parents, and youth
8 with disabilities.

9 “(4) Activities combining remediation of aca-
10 demic skills, work readiness training, and work expe-
11 rience, and including linkages to postsecondary edu-
12 cation and training, apprenticeships, and career-lad-
13 der employment.

14 “(5) Operating a residential center, such as a
15 Job Corps Center described in subsection (i) if the
16 requirements described in paragraph (3) of such
17 subsection are met, that shall be operated so as to
18 provide enrollees, in a well-supervised setting, with
19 access to activities described in this subsection.

20 “(6) Other evidence-based strategies or activi-
21 ties designed to improve the education and employ-
22 ment outcomes for youth.

23 “(g) APPLICATIONS.—To be eligible to receive a
24 grant under this section, an eligible entity shall submit
25 an application to a State at such time, in such manner,

1 and containing such information as the State may require,
2 including—

3 “(1) a description of how the strategies and ac-
4 tivities will be aligned with the State plan submitted
5 under section 112 and the local plans submitted
6 under section 118 with respect to the areas of the
7 State that will be the focus of grant activities under
8 this section;

9 “(2) a description of the educational and skills
10 training programs and activities the eligible entity
11 will provide to eligible youth under this section;

12 “(3) how the eligible entity will collaborate with
13 State and local workforce investment systems estab-
14 lished under this title in the provision of such pro-
15 grams and activities;

16 “(4) a description of the programs of dem-
17 onstrated effectiveness on which the provision of
18 such educational and skills training programs and
19 activities are based, and a description of how such
20 programs and activities will improve the education
21 and skills training for eligible youth;

22 “(5) a description of youth populations to be
23 served and the skill needs of those populations, and
24 the manner in which eligible youth will be recruited
25 and selected as participants;

1 “(6) a description of the private and public, and
2 local and State resources that will be leveraged, in
3 addition to the grant funds provided under this sec-
4 tion, to provide the programs and activities under
5 this section, and how the entity will ensure the sus-
6 tainability of such programs and activities after
7 grant funds are no longer available;

8 “(7) a description of the extent of the involve-
9 ment of employers in such programs and activities;

10 “(8) a description of the levels of performance
11 the eligible entity expects to achieve with respect to
12 the indicators of performance for youth specified in
13 section 136(b)(2)(A)(ii); and

14 “(9) a detailed budget and a description of the
15 system of fiscal controls, and auditing and account-
16 ability procedures that will be used to ensure fiscal
17 soundness for the programs and activities provided
18 under this section.

19 “(h) FACTORS FOR AWARD.—

20 “(1) IN GENERAL.—In awarding grants under
21 this section, a State shall consider—

22 “(A) the quality of the proposed programs
23 and activities;

24 “(B) the goals to be achieved;

1 “(C) the likelihood of successful implemen-
2 tation;

3 “(D) the extent to which the proposed pro-
4 grams and activities—

5 “(i) are based on proven strategies or
6 demonstrated results; or

7 “(ii) will expand the education and
8 skills training for eligible youth;

9 “(E) the extent of collaboration with the
10 State and local workforce investment systems in
11 carrying out the proposed programs and activi-
12 ties;

13 “(F) the extent of employer involvement in
14 the proposed programs and activities;

15 “(G) whether there are other Federal and
16 non-Federal funds available for similar activi-
17 ties to the proposed programs and activities,
18 and the additional State, local, and private re-
19 sources that will be provided to carry out the
20 proposed programs and activities;

21 “(H) the quality of the proposed programs
22 and activities in meeting the needs of the eligi-
23 ble youth to be served; and

24 “(I) the extent to which the proposed pro-
25 grams and activities will expand on services

1 provided to individuals between 16 and 24 years
2 of age provided under section 134.

3 “(2) EQUITABLE GEOGRAPHIC DISTRIBUTION.—In awarding grants under this section the
4 State shall ensure an equitable distribution of such
5 grants across geographically diverse areas.
6

7 “(i) ADDITIONAL USES OF FUNDS.—

8 “(1) IN GENERAL.—If the requirements de-
9 scribed in paragraph (3) are met, an eligible entity
10 may use a grant received under this section to oper-
11 ate a Job Corps Center that was established under
12 subtitle C (as in effect on the day before the enact-
13 ment of the Streamlining Workforce Development
14 Programs Act of 2011) and in existence on the day
15 before the enactment of such Act to—

16 “(A) provide work-based learning through-
17 out the enrollment of the enrollees of such Cen-
18 ter; and

19 “(B) assist the enrollees in obtaining
20 meaningful unsubsidized employment, partici-
21 pating in secondary or postsecondary education
22 programs, enrolling in other suitable career
23 training programs, or satisfying Armed Forces
24 requirements, on completion of their enrollment.

1 “(2) LIMITATION.—An eligible entity may use
2 not more than 10 percent of the grant funds re-
3 ceived under this section for construction and facili-
4 ties improvement of a Job Corps Center.

5 “(3) REQUIREMENTS.—In order for an eligible
6 entity to operate a Job Corps Center under para-
7 graph (1), the following requirements shall be met:

8 “(A) The State has submitted to the Sec-
9 retary, a written request for the appropriate
10 title and deed for such Job Corps Center, and
11 has been granted such title and deed under
12 paragraph (4)(A).

13 “(B) The State agency, or appropriate
14 agency responsible for inspecting public build-
15 ings and safeguarding the health of disadvan-
16 taged students, has conducted an in-person re-
17 view of the physical condition and health-related
18 activities of the Job Corps Center. Such review
19 shall include a passing rate of occupancy under
20 State and local ordinances.

21 “(C) The State has demonstrated, as part
22 of the State plan in section 112, that it has de-
23 veloped and will enforce professional standards
24 of conduct.

25 “(4) SECRETARIAL ACTIONS.—

1 “(A) IN GENERAL.—Upon receiving a writ-
2 ten request from a State under paragraph
3 (3)(A), the Secretary, in coordination with the
4 Administrator of the General Services Adminis-
5 tration, shall transfer the title and deed for the
6 appropriate Job Corps Center to the State
7 within 30 days. The Secretary shall be prohib-
8 ited from imposing any requirement on a State
9 in exchange for such title and deed.

10 “(B) TRANSITION.—After 365 calendar
11 days after the date of enactment of Stream-
12 lining Workforce Development Programs Act of
13 2011, the Secretary shall transfer all Job Corps
14 Centers with respect to which the Secretary has
15 not received a written request under paragraph
16 (3)(A) to the Administrator of the General
17 Services Administration for disposal of excess
18 Federal real property.”.

19 **SEC. 114. PERFORMANCE ACCOUNTABILITY SYSTEM.**

20 Section 136 is amended—

21 (1) in subsection (b)—

22 (A) by amending paragraphs (1) and (2)
23 to read as follows:

24 “(1) IN GENERAL.—For each State, the State
25 performance measures shall consist of—

1 “(A)(i) the core indicators of performance
2 described in paragraph (2)(A); and

3 “(ii) additional indicators of performance
4 (if any) identified by the State under paragraph
5 (2)(C); and

6 “(B) a State adjusted level of performance
7 for each indicator described in subparagraph
8 (A).

9 “(2) INDICATORS OF PERFORMANCE.—

10 “(A) CORE INDICATORS OF PERFORM-
11 ANCE.—

12 “(i) IN GENERAL.—The core indica-
13 tors of performance for the program of em-
14 ployment and training activities authorized
15 under section 134, the program of adult
16 education and literacy activities authorized
17 under title II, and the program authorized
18 under title I of the Rehabilitation Act of
19 1973 (29 U.S.C. 720 et seq.), other than
20 section 112 or part C of that title (29
21 U.S.C. 732, 741), shall consist of—

22 “(I) the percentage of program
23 participants who are employed during
24 the first or second full calendar quar-
25 ter after exit from the program;

1 “(II) the percentage of program
2 participants who are employed during
3 the 2 full calendar quarters subse-
4 quent to the earliest full calendar
5 quarter during which the participant
6 was employed as described in sub-
7 clause (I);

8 “(III) the median earnings of
9 program participants who are em-
10 ployed during the 2 subsequent full
11 calendar quarters described in sub-
12 clause (II); and

13 “(IV) the percentage of program
14 participants who obtain a recognized
15 postsecondary credential, or a sec-
16 ondary school diploma or its recog-
17 nized equivalent (subject to clause iii),
18 during participation in or within 1
19 year after exit from program.

20 “(ii) CORE INDICATORS FOR ELIGIBLE
21 YOUTH.—The core indicators of perform-
22 ance for the program of youth activities
23 authorized under section 135, shall in-
24 clude—

1 “(I) the percentage of program
2 participants who are in education or
3 training activities, employed, or in the
4 military service, during the first or
5 second full calendar quarter after exit
6 from the program;

7 “(II) the percentage of program
8 participants who obtain a recognized
9 postsecondary credential described in
10 clause (i)(IV), or a secondary school
11 diploma or its recognized equivalent
12 (subject to clause (iii)), during partici-
13 pation in or within 1 year after exit
14 from the program; and

15 “(III) the median earnings of
16 program participants who are em-
17 ployed during the 2 subsequent full
18 calendar quarters described in sub-
19 clause (II).

20 “(iii) INDICATOR RELATING TO CRE-
21 DENTIAL.—For purposes of clause (i)(IV)
22 or (ii)(II), program participants who ob-
23 tain a secondary school diploma or its rec-
24 ognized equivalent shall be included in the
25 percentage counted as meeting the cri-

1 terion under such clause only if such par-
2 ticipants, in addition to obtaining such di-
3 ploma or its recognized equivalent, have
4 obtained employment or are in an edu-
5 cation or training program leading to a
6 recognized postsecondary credential de-
7 scribed in clause (i)(IV) within 1 year after
8 exit from the program.

9 “(B) ADDITIONAL INDICATORS.—A State
10 may identify in the State plan additional indica-
11 tors for workforce investment activities author-
12 ized under this subtitle.”;

13 (B) in paragraph (3)—

14 (i) in subparagraph (A)—

15 (I) in the heading, by striking
16 “AND CUSTOMER SATISFACTION INDI-
17 CATOR”;

18 (II) in clause (i), by striking
19 “and the customer satisfaction indi-
20 cator described in paragraph (2)(B)”;

21 (III) in clause (ii), by striking
22 “and the customer satisfaction indi-
23 cator of performance, for the first 3”
24 and inserting “, for the first 2”;

25 (IV) in clause (iii)—

1 (aa) in the heading, by
2 striking “3 YEARS” and inserting
3 “2 YEARS”; and

4 (bb) by striking “and the
5 customer satisfaction indicator of
6 performance, for the first 3 pro-
7 gram years” and inserting “for
8 the first 2 program years”;

9 (V) in clause (iv), by striking
10 subclause (I) and redesignating sub-
11 clauses (II) and (II) as subclauses (I)
12 and (II), respectively;

13 (VI) in clause (v)—

14 (aa) in the heading, by
15 striking “4TH AND 5TH YEARS”
16 and inserting “**3RD AND 4TH**
17 **YEARS**”;

18 (bb) by striking “4th pro-
19 gram year” and inserting “3rd
20 program year”; and

21 (cc) by striking “4th and
22 5th program years” and inserting
23 “3rd and 4th program years”;

24 (VII) in clause (vi), by striking
25 “described in clause (iv)(II)” and in-

1 serting “described in clause (iv)(I)”;
2 and
3 (ii) in subparagraph (B), by striking
4 “paragraph (2)(C)” and inserting “para-
5 graph (2)(B)”;
6 (2) in subsection (c)(1)(A)—
7 (A) by amending clause (i) to read as fol-
8 lows:
9 “(i) the core indicators of perform-
10 ance described in subsection (b)(2)(A) for
11 activities described in such subsection,
12 other than statewide workforce investment
13 activities; and”; and
14 (B) in clause (ii), by striking “(b)(2)(C)”
15 and inserting “(b)(2)(B)”;
16 (3) in subsection (d)—
17 (A) in paragraph (1)—
18 (i) by striking “127 or”; and
19 (ii) by striking “and the customer sat-
20 isfaction indicator” each place it appears;
21 (B) in paragraph (2)—
22 (i) by striking “and” at the end of
23 subparagraph (E);

1 (ii) by striking the period at the end
2 of subparagraph (F) and inserting “; and”;
3 and

4 (iii) by adding at the end, the fol-
5 lowing:

6 “(G) with respect to each local area in the
7 State—

8 “(i) the number of individuals who re-
9 ceived core, intensive, and training services
10 under section 134(d) during the most re-
11 cent program year and fiscal year, and the
12 preceding 5 program years, and where the
13 individuals received the training,
14 disaggregated by the type of entity that
15 provided the training;

16 “(ii) the number of individuals who
17 successfully exited out of core, intensive,
18 and training services under section 134(d)
19 during the most recent program year and
20 fiscal year, and the preceding 5 program
21 years, and where the individuals received
22 the training, disaggregated by the type of
23 entity that provided the training; and

24 “(iii) the average cost per participant
25 of those individuals who received core, in-

1 tensive, and training services under section
2 134(d) during the most recent program
3 year and fiscal year, and the preceding 5
4 programs years, and where the individuals
5 received the training, disaggregated by the
6 type of entity that provided the training.”;
7 and

8 (C) in paragraph (3), by striking “through
9 publication” and inserting “through electronic
10 means”;

11 (4) in subsection (g)(1)(B), by striking “may
12 reduce by not more than 5 percent,” and inserting
13 “shall reduce”;

14 (5) in subsection (h)(2)—

15 (A) in subparagraph (A), by amending the
16 matter preceding clause (i) to read as follows:

17 “(A) IN GENERAL.—If such failure con-
18 tinues for a second consecutive year, the Gov-
19 ernor shall take correction actions, including
20 the development of a reorganization plan. Such
21 plan shall—”;

22 (B) by redesignating subparagraphs (B)
23 and (C) as subparagraphs (C) and (D), respec-
24 tively;

1 (C) by inserting after subparagraph (A),
2 the following:

3 “(B) REDUCTION IN THE AMOUNT OF
4 GRANT.—If such failure continues for a third
5 consecutive year, the Governor of a State shall
6 reduce the amount of the grant that would (in
7 the absence of this subparagraph) be payable to
8 the local area under such program for the pro-
9 gram year after such third consecutive year.
10 Such penalty shall be based on the degree of
11 failure to meet local levels of performance.”;

12 (D) in subparagraph (C)(i) (as so redesign-
13 nated), by striking “a reorganization plan
14 under subparagraph (A) may, not later than 30
15 years after receiving notice of the reorganiza-
16 tion plan, appeal to the Governor to rescind or
17 revise such a plan” and inserting “correction
18 actions under subparagraphs (A) and (B) may,
19 not later than 30 days after receiving notice of
20 the actions, appeal to the Governor to rescind
21 or revise such actions”; and

22 (E) in subparagraph (D) (as so redesign-
23 nated), by striking “subparagraph (B)” and in-
24 serting “subparagraph (C)” each place it ap-
25 pears; and

1 (6) in subsection (i)(1)(B), by striking “sub-
2 section (b)(2)(C)” and inserting “subsection
3 (b)(2)(B)”.

4 **SEC. 115. AUTHORIZATION OF APPROPRIATIONS.**

5 Section 137 is amended to read as follows:

6 **“SEC. 137. AUTHORIZATION OF APPROPRIATIONS.**

7 “(a) EMPLOYMENT AND TRAINING ACTIVITIES.—
8 There are authorized to be appropriated to carry out the
9 activities described in section 132(a)(2), \$4,300,000,000
10 for fiscal year 2013 and each of the 5 succeeding fiscal
11 years.

12 “(b) STATEWIDE YOUTH EMPLOYMENT AND TRAIN-
13 ING ACTIVITIES.—There are authorized to be appro-
14 priated to carry out the activities described in section
15 132(a)(3), \$1,900,000,000 for fiscal year 2013 and each
16 of the 5 succeeding fiscal years.

17 “(c) VETERANS EMPLOYMENT AND TRAINING AC-
18 TIVITIES.—There are authorized to be appropriated to
19 carry out the activities described in section 132(a)(4),
20 \$218,000,000 for fiscal year 2013 and each of the 5 suc-
21 ceeding fiscal years.

22 “(d) TARGETED POPULATIONS EMPLOYMENT AND
23 TRAINING ACTIVITIES.—There are authorized to be ap-
24 propriated to carry out the activities described in section

1 132(a)(5), \$581,000,000 for fiscal year 2013 and each of
2 the 5 succeeding fiscal years.”.

3 **SEC. 116. EVALUATIONS.**

4 Section 172 is amended—

5 (1) in subsection (a), by striking “the Secretary
6 shall provide for the continuing evaluation of the
7 programs and activities,” and inserting “the Sec-
8 retary, through grants, contracts, or cooperative
9 agreements, shall conduct, at least once every 5
10 years, an independent evaluation of the programs
11 and activities”; and

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

13 “(g) PUBLIC AVAILABILITY.—The results of the eval-
14 uations conducted under this section shall be made pub-
15 licly available, including by posting such results on the De-
16 partment’s website.”.

17 **SEC. 117. STATE UNIFIED PLAN.**

18 Section 501 is amended—

19 (1) by amending subsection (b) to read as fol-
20 lows:

21 “(b) STATE UNIFIED PLAN.—

22 “(1) IN GENERAL.—A State may develop and
23 submit to the appropriate Secretaries a State unified
24 plan for 2 or more of the activities or programs set
25 forth in paragraph (2). The State unified plan shall

1 cover one or more of the activities set forth in sub-
2 paragraphs (A) and (B) of paragraph (2) and may
3 cover one or more of the activities set forth in sub-
4 paragraphs (C) through (M) of paragraph (2). For
5 purposes of this paragraph, the activities and pro-
6 grams described in subparagraphs (A) and (B) of
7 paragraph (2) shall not be considered to be 2 or
8 more activities or programs for purposes of the uni-
9 fied plan. Such activities or programs shall be con-
10 sidered to be 1 activity or program.

11 “(2) ACTIVITIES AND PROGRAMS.—The activi-
12 ties and programs referred to in paragraph (1) are
13 as follows:

14 “(A) Programs and activities authorized
15 under title I.

16 “(B) Programs and activities authorized
17 under title II.

18 “(C) Programs authorized under the Reha-
19 bilitation Act of 1973.

20 “(D) Secondary career education programs
21 authorized under the Carl D. Perkins Career
22 and Applied Technology Education Act.

23 “(E) Postsecondary career education pro-
24 grams authorized under the Carl D. Perkins
25 Career and Applied Technology Education Act.

1 “(F) Programs and activities authorized
2 under title II of the Trade Act of 1974.

3 “(G) National Apprenticeship Act of 1937.

4 “(H) Programs authorized under the Com-
5 munity Services Block Grant Act.

6 “(I) Programs authorized under the part A
7 of title IV of the Social Security Act.

8 “(J) Programs authorized under State un-
9 employment compensation laws (in accordance
10 with applicable Federal law).

11 “(K) Work programs authorized under sec-
12 tion 6(o) of the Food Stamp Act of 1977.

13 “(L) Programs and activities authorized
14 title I of the Housing and Community Develop-
15 ment Act of 1974.

16 “(M) Programs and activities authorized
17 under the Public Workers and Economic Devel-
18 opment Act of 1965.”; and

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

20 “(e) AUTHORITY TO CONSOLIDATE FUNDS INTO
21 WORKFORCE INVESTMENT FUND.—

22 “(1) IN GENERAL.—A State may consolidate
23 funds allotted to a State under an approved applica-
24 tion under subsection (d) into the Workforce Invest-
25 ment Fund under section 132(b)(1) in order to re-

1 duce inefficiencies in the administration of federally-
2 funded State and local employment and training
3 programs.

4 “(2) TREATMENT OF FUNDS.—

5 “(A) IN GENERAL.—Notwithstanding sub-
6 section (c), a State with an approved applica-
7 tion under subsection (d) may treat any and all
8 funds consolidated into the Workforce Invest-
9 ment Fund as if they were original funds allot-
10 ted to a State under section 132(b)(1)(A).

11 “(B) APPLICABILITY.—Such a State shall
12 continue to make reservations, except the res-
13 ervation under section 133(a)(1)(B), and allot-
14 ments in accordance with section 133(b)(2).”.

15 **TITLE II—REPEALS**

16 **SEC. 201. REPEALS.**

17 The following provisions are repealed:

18 (1) Chapter 4 of title I of the Workforce Invest-
19 ment Act of 1998.

20 (2) Title V of the Older Americans Act of 1965.

21 (3) Sections 1 through 13 of the Wagner-
22 Peyser Act of 1933.

23 (4) Section 428 of the H-1B Visa Reform Act
24 of 2004.

1 (5) Section 6(d)(4) and paragraphs (1) through
2 (5) of section 16(h) of the Food Stamp Act of 1977.

3 (6) Sections 101(39), 104(k)(6), and
4 311(b)(3)(9) of the Comprehensive Environmental
5 Response, Compensation, and Liability Act of 1980
6 (42 U.S.C. 9601(39); 9604(k)(6); and
7 9660(b)(3)(9)) and section 8001 of the Solid Waste
8 Disposal Act.

9 (7) Subtitle C of title I of the Workforce Invest-
10 ment Act of 1998.

11 (8) Section 173A of the Workforce Investment
12 Act of 1998.

13 (9) Section 509 of title 32, United States Code
14 (National Guard Youth Challenge Program of oppor-
15 tunities for civilian youth).

16 (10) Youth Conservation Corps Act of 1970 (16
17 U.S.C 1701 et seq.).

18 (11) Public Lands Corps Act of 1993 (16
19 U.S.C 1721–1730a).

20 (12) Sections 4103A and 4104 of title 38,
21 United States Code.

22 (13) Section 168 of the Workforce Investment
23 Act of 1998.

24 (14) Section 2021 of title 38, United States
25 Code (Homeless Veterans Reintegration Programs).

1 (15) Section 1144 of title 10, United States
2 Code (Employment assistance, job training assist-
3 ance, and other transitional services).

4 (16) Section 166 of the Workforce Investment
5 Act of 1998.

6 (17) Section 167 of the Workforce Investment
7 Act of 1998.

8 (18) Section 171(d) of the Workforce Invest-
9 ment Act of 1998.

10 (19) Section 1151 of title 20, United States
11 Code (Grants to States for workplace and commu-
12 nity transition training for incarcerated individuals).

13 (20) Section 612 of title 42, United States
14 Code (Grants for Indian Tribes).

15 (21) Snyder Act of 1921 (25 U.S.C. 13), In-
16 dian Adult Vocational Training Act of 1956 (25
17 U.S.C. 309), and the Indian Self-Determination and
18 Education Assistance Act (25 U.S.C. 450b et seq.).

19 (22) Section 412 of the Immigration and Na-
20 tionality Act (8 U.C. 1522), section 501(a) of the
21 Refugee Education Assistance Act of 1980 (94 Stat.
22 1809; 8 U.S.C. 1522 note), sections 212 through
23 235 of the William Wilberforce Trafficking Victims
24 Protection Reauthorization Act of 2008 (Public Law

1 110–457) and the amendments made by such sec-
2 tions.

3 (23) Section 231 of the Second Chance Act of
4 2007 (Public law 110–199).

5 (24) Chapter 27 of title 29, United States Code
6 (Women in Apprenticeship and Nontraditional Occu-
7 pations)

8 (25) Section 242 of the Workforce Investment
9 Act of 1998.

10 (26) Section 169 of the Workforce Investment
11 Act of 1998.

12 (27) Section 171(e) of the Workforce Invest-
13 ment Act of 1998.

14 **TITLE III—AMENDMENTS TO**
15 **THE REHABILITATION ACT OF**
16 **1973**

17 **SEC. 301. AMENDMENTS TO TITLE I.**

18 Part A of title I of the Rehabilitation Act of 1973
19 (29 U.S.C. 720 et seq.) is amended—

20 (1) in subsection (a) of section 101—

21 (A) in paragraph (22)—

22 (i) by striking “carrying out part B of
23 title VI, including”; and

1 (ii) by striking “that part to supple-
2 ment funds made available under part B
3 of”;

4 (B) in paragraph (24)(A), by striking
5 “part A of title VI” and inserting “section
6 109A”; and

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

8 “(25) COLLABORATION WITH INDUSTRY.—The
9 State plan shall describe how the designated State
10 agency will carry out the provisions of section 109A,
11 including—

12 “(A) the criteria such agency will use to
13 award grants under such section; and

14 “(B) how the activities carried out under
15 such grants will be coordinated with other serv-
16 ices provided under this title.”; and

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

18 **“SEC. 109A. COLLABORATION WITH INDUSTRY.**

19 “(a) AUTHORITY.—A State shall use not less than
20 one-half of one percent of the payment the State received
21 under section 111 for a fiscal year to award grants to eligi-
22 ble entities to create practical job and career readiness and
23 training programs, and to provide job placements and ca-
24 reer advancement.

1 “(b) APPLICATION.—To receive a grant under this
2 section, an eligible entity shall submit an application to
3 a designated State agency at such time, in such manner,
4 and containing such information as such agency shall re-
5 quire. Such application shall include, at a minimum—

6 “(1) a plan for evaluating the effectiveness of
7 the program;

8 “(2) a plan for collecting and reporting the
9 data and information described under subparagraphs
10 (A) through (C) of section 101(a)(10), as deter-
11 mined appropriate by the designated State agency;
12 and

13 “(3) a plan for providing for the non-Federal
14 share of the costs of the program.

15 “(c) ACTIVITIES.—An eligible entity receiving a grant
16 under this section shall use the grant funds to carry out
17 a program that provides one or more of the following.

18 “(1) Job development, job placement, and ca-
19 reer advancement services for individuals with dis-
20 abilities.

21 “(2) Training in realistic work settings in order
22 to prepare individuals with disabilities for employ-
23 ment and career advancement in the competitive
24 market.

1 “(3) Providing individuals with disabilities with
2 such support services as may be required in order to
3 maintain the employment and career advancement
4 for which the individuals have received training.

5 “(d) AWARDS.—Grants under this section shall—

6 “(1) be awarded for a period not to exceed 5
7 years; and

8 “(2) be awarded competitively.

9 “(e) ELIGIBLE ENTITY DEFINED.—For the purposes
10 of this section, the term ‘eligible entity’ means a for-profit
11 business, alone or in partnership with one or more of the
12 following—

13 “(1) community rehabilitation providers;

14 “(2) Indian tribes; and

15 “(3) tribal organizations.

16 “(f) FEDERAL SHARE.—The Federal share of a pro-
17 gram under this section shall not exceed 80 percent of the
18 costs of the program.

19 “(g) ELIGIBILITY FOR SERVICES.—An individual
20 shall be eligible for services provided under a program
21 under this section if the individual is determined under
22 section 102(a)(1) to be eligible for assistance under this
23 title.”.

1 **SEC. 302. AMENDMENTS TO TITLE III.**

2 Title III of the Rehabilitation Act of 1973 (29 U.S.C.
3 771 et seq.) is amended—

4 (1) in section 301(a)—

5 (A) in paragraph (2), by inserting “and”
6 at the end;

7 (B) by striking paragraphs (3) and (4);
8 and

9 (C) by redesignating paragraph (5) as
10 paragraph (3);

11 (2) in section 302(g)—

12 (A) in the heading, by striking “And In-
13 Service Training”; and

14 (B) by striking paragraph (3);

15 (3) by striking sections 304 and 305; and

16 (4) by redesignating section 306 as section 304.

17 **SEC. 303. REPEAL OF TITLE VI.**

18 The Rehabilitation Act of 1973 (29 U.S.C. 701 et
19 seq.) is amended by repealing title VI.