To reauthorize the Carl D. Perkins Career and Technical Education Act of 2006.

IN THE HOUSE OF REPRESENTATIVES

JUNE 28, 2016

Mr. THOMPSON of Pennsylvania (for himself, Mr. BYRNE, Mr. CURBELO of Florida, Ms. CLARK of Massachusetts, Mr. LANGEVIN, and Mr. NOLAN) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To reauthorize the Carl D. Perkins Career and Technical Education Act of 2006.

1 Be it enacted by the Senate and House of Representa-
2 tives of the United States of America in Congress assembled,
3
4 SECTION 1. SHORT TITLE.
5
6 This Act may be cited as the “Strengthening Career
7 and Technical Education for the 21st Century Act”.
8
9 SEC. 2. TABLE OF CONTENTS.
10
11 The table of contents for this Act is as follows:

Sec. 1. Short title.
Sec. 2. Table of contents.
Sec. 3. References.
Sec. 4. Effective date.
Sec. 5. Table of contents of the Carl D. Perkins Career and Technical Education Act of 2006.

Sec. 6. Purpose.

Sec. 7. Definitions.

Sec. 8. Transition provisions.

Sec. 9. Prohibitions.

Sec. 10. Authorization of appropriations.

TITLE I—CAREER AND TECHNICAL EDUCATION ASSISTANCE TO THE STATES

PART A—ALLOTMENT AND ALLOCATION

Sec. 111. Within State allocation.

Sec. 112. Accountability.

Sec. 113. National activities.

Sec. 114. Tribally controlled postsecondary career and technical institutions.

Sec. 115. Occupational and employment information.

PART B—STATE PROVISIONS

Sec. 121. State plan.

Sec. 122. Improvement plans.

Sec. 123. State leadership activities.

PART C—LOCAL PROVISIONS

Sec. 131. Local application for career and technical education programs.

Sec. 132. Local uses of funds.

TITLE II—GENERAL PROVISIONS

Sec. 201. Federal and State administrative provisions.

TITLE III—AMENDMENTS TO THE WAGNER-PEYSER ACT

Sec. 301. State responsibilities.

1 SEC. 3. REFERENCES.

2 Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Carl D. Perkins Career and Technical Education Act of 2006 (20 U.S.C. 2301 et seq.).
SEC. 4. EFFECTIVE DATE.

This Act and the amendments made by this Act shall take effect beginning on July 1, 2017.


Section 1(b) of the Carl D. Perkins Career and Technical Education Act of 2006 is amended to read as follows:

“(b) Table of Contents.—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.
Sec. 2. Purpose.
Sec. 3. Definitions.
Sec. 4. Transition provisions.
Sec. 5. Privacy.
Sec. 6. Limitation.
Sec. 7. Special rule.
Sec. 8. Prohibitions.
Sec. 9. Authorization of appropriations.

TITLE I—CAREER AND TECHNICAL EDUCATION ASSISTANCE TO THE STATES

PART A—ALLOTMENT AND ALLOCATION

Sec. 111. Reservations and State allotment.
Sec. 112. Within State allocation.
Sec. 113. Accountability.
Sec. 114. National activities.
Sec. 115. Assistance for the outlying areas.
Sec. 116. Native American programs.
Sec. 117. Tribally controlled postsecondary career and technical institutions.

PART B—STATE PROVISIONS

Sec. 121. State administration.
Sec. 122. State plan.
Sec. 123. Improvement plans.
Sec. 124. State leadership activities.

PART C—LOCAL PROVISIONS

Sec. 131. Distribution of funds to secondary education programs.
Sec. 132. Distribution of funds for postsecondary education programs.
Sec. 133. Special rules for career and technical education.
Title II—General Provisions

Part A—Federal Administrative Provisions

Sec. 211. Fiscal requirements.
Sec. 212. Authority to make payments.
Sec. 213. Construction.
Sec. 214. Voluntary selection and participation.
Sec. 215. Limitation for certain students.
Sec. 216. Federal laws guaranteeing civil rights.
Sec. 217. Participation of private school personnel and children.
Sec. 218. Limitation on Federal regulations.
Sec. 219. Study on programs of study aligned to high-skill, high-wage occupations.

Part B—State Administrative Provisions

Sec. 221. Joint funding.
Sec. 222. Prohibition on use of funds to induce out-of-State relocation of businesses.
Sec. 223. State administrative costs.
Sec. 224. Student assistance and other Federal programs.”.

Sec. 6. Purpose.

Section 2 (20 U.S.C. 2301) is amended—

(1) in the matter preceding paragraph (1)—

(A) by striking “academic and career and technical skills” and inserting “academic knowledge and technical and employability skills”;

and

(B) by inserting “and programs of study” after “technical education programs”;

(2) in paragraph (3), by striking “, including tech prep education”;

(3) in paragraph (4), by inserting “and programs of study” after “technical education programs”; and
(4) in paragraph (6), by inserting “or programs” after “education schools”.

SEC. 7. DEFINITIONS.

Section 3 (20 U.S.C. 2302) is amended—

(1) by striking paragraphs (16), (23), (24), (25), (26), and (32);

(2) by redesignating paragraphs (8), (9), (10), (11), (12), (13), (14), (15), (17), (18), (19), (20), (21), (22), (27), (28), (29), (30), (31), (33), and (34) as paragraphs (9), (10), (13), (16), (17), (19), (20), (23), (25), (27), (28), (30), (32), (35), (38), (39), (40), (42), (43), (44), and (45), respectively;

(3) in paragraph (3)—

(A) in subparagraph (B), by striking “5 different occupational fields to individuals” and inserting “3 different fields, especially in in-demand industry sectors or occupations, that are available to all students”; and

(B) in subparagraph (D), by striking “not fewer than 5 different occupational fields” and inserting “not fewer than 3 different occupational fields”;  

(4) in paragraph (5)—

(A) in subparagraph (A)—

(i) in clause (i)—
(I) by striking “coherent and rigorous content aligned with challenging academic standards” and inserting “content aligned with the challenging State academic standards adopted by a State under section 1111(b)(1) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(b)(1))”; and

(II) by inserting “, especially in in-demand industry sectors or occupations” before the semicolon at the end;

(ii) in clause (ii), by striking “, an industry-recognized credential, a certificate, or an associate degree” and inserting “or a recognized postsecondary credential, which may include an industry-recognized credential”; and

(iii) in clause (iii), by striking “and” at the end;

(B) in subparagraph (B)—

(i) by inserting “, work-based, or other” after “competency-based”;
(ii) by striking “contributes to the” and inserting “supports the development of”; 

(iii) by striking the period at the end and inserting “; and”; and 

(iv) by striking “general”; and 

(C) by adding at the end the following: 

“(C) to the extent practicable, coordinate between secondary and postsecondary education programs, which may include— 

“(i) early college programs with articulation agreements and dual or concurrent enrollment program opportunities; or 

“(ii) programs of study that provide students with postsecondary credit; and 

“(D) may include career exploration at the high school level or as early as the middle grades (as such term is defined in section 8101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801)).”; 

(5) in paragraph (7)—

(A) in subparagraph (A), by striking “(and parents, as appropriate)” and inserting “(and, as appropriate, parents and out-of-school youth)”; and
(B) in subparagraph (B), by striking “financial aid,” and all that follows through the period at the end and inserting “financial aid, job training, secondary and postsecondary options (including baccalaureate degree programs), dual or concurrent enrollment programs, work-based learning opportunities, and support services.”;

(6) by inserting after paragraph (7) the following:

“(8) Career Pathways.—The term ‘career pathways’ has the meaning given the term in section 3 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3102).”;

(7) by inserting after paragraph (10) (as so redesignated by paragraph (2)) the following:

“(11) CTE Concentrator.—The term ‘CTE concentrator’ means—

“(A) at the secondary school level, a student served by an eligible recipient who has—

“(i) completed 3 or more career and technical education courses; or

“(ii) completed at least 2 courses in a single career and technical education program or program of study; or
“(B) at the postsecondary level, a student enrolled in an eligible recipient who has—

“(i) earned at least 12 cumulative credits within a career and technical education program, program of study, or career pathway; or

“(ii) completed such a program if the program encompasses fewer than 12 credits or the equivalent in total.

“(12) CTE PARTICIPANT.—The term ‘CTE participant’ means an individual who completes not less than 1 course or earns not less than 1 credit in a career and technical education program or program of study of an eligible recipient.”;

(8) by inserting after paragraph (13) (as so redesignated by paragraph (2)) the following:

“(14) DUAL OR CONCURRENT ENROLLMENT.—The term ‘dual or concurrent enrollment’ has the meaning given the term in section 8101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

“(15) EARLY COLLEGE HIGH SCHOOL.—The term ‘early college high school’ has the meaning given the term in section 8101 of the Elementary
and Secondary Education Act of 1965 (20 U.S.C. 7801).”;

(9) by inserting after paragraph (17) (as so redesignated by paragraph (2)) the following:

“(18) ELIGIBLE ENTITY.—The term ‘eligible entity’ means a consortium that—

“(A) shall include at least two of the following:

“(i) a local educational agency;

“(ii) an educational service agency;

“(iii) a postsecondary educational institution;

“(iv) an area career and technical education school;

“(v) a State educational agency; or

“(vi) the Bureau of Indian Education;

“(B) may include regional, State, or local public or private organizations, including community-based organizations; and

“(C) is led by an entity or partnership of entities described in subparagraph (A).”;

(10) in paragraph (19) (as so redesignated by paragraph (2)) to read as follows:

“(19) ELIGIBLE INSTITUTION.—The term ‘eligible institution’ means—
“(A) a consortium of 2 or more of the enti-
ties described in subparagraphs (B) through
(F);

“(B) a public or nonprofit private institu-
tion of higher education that offers career and
technical education courses that lead to tech-
nical skill proficiency, an industry-recognized
credential, a certificate, or a degree;

“(C) a local educational agency providing
education at the postsecondary level;

“(D) an area career and technical edu-
cation school providing education at the post-
secondary level;

“(E) a postsecondary educational institu-
tion controlled by the Bureau of Indian Affairs
or operated by or on behalf of any Indian tribe
that is eligible to contract with the Secretary of
the Interior for the administration of programs
under the Indian Self-Determination and Edu-
cation Assistance Act (25 U.S.C. 450 et seq.)
or the Act of April 16, 1934 (25 U.S.C. 452 et
seq.); or

“(F) an educational service agency.”;

(11) in paragraph (20) (as so redesignated by
paragraph (2)) to read as follows:
“(20) ELIGIBLE RECIPIENT.—The term ‘eligible recipient’ means—

“(A) an eligible institution or consortium of eligible institutions eligible to receive assistance under section 132; or

“(B) a local educational agency (including a public charter school that operates as a local educational agency), an area career and technical education school or program, an educational service agency, or a consortium of such entities, eligible to receive assistance under section 131.”;

(12) by adding after paragraph (20) (as so redesignated by paragraph (2)) the following:

“(21) ENGLISH LEARNER.—The term ‘English learner’ means—

“(A) a secondary school student who is an English learner, as defined in section 8101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801); or

“(B) an adult or an out-of-school youth who has limited ability in speaking, reading, writing, or understanding the English language and—
“(i) whose native language is a language other than English; or

“(ii) who lives in a family environment in which a language other than English is the dominant language.

“(22) Evidence-based.—The term ‘evidence-based’ has the meaning given the term in section 8101(21)(A) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801(21)(A)).’’;

(13) by inserting after paragraph (23) (as so redesignated by paragraph (2)) the following:

“(24) In-demand industry sector or occupation.—The term ‘in-demand industry sector or occupation’ has the meaning given the term in section 3 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3102).’’;

(14) by inserting after paragraph (25) (as so redesignated by paragraph (2)) the following:

“(26) Industry or sector partnership.— The term ‘industry or sector partnership’ has the meaning given the term in section 3 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3102).’’;

(15) by inserting after in paragraph (28) (as so redesignated by paragraph (2)) the following:
“(29) Local Workforce Development Board.—The term ‘local workforce development board’ means a local workforce development board established under section 107 of the Workforce Innovation and Opportunity Act.”;

(16) by inserting after paragraph (30) (as so redesignated by paragraph (2)) the following:

“(31) Out-of-School Youth.—The term ‘out-of-school youth’ has the meaning given the term in section 3 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3102).”;

(17) by inserting after paragraph (32) (as so redesignated by paragraph (2)) the following:

“(33) Paraprofessional.—The term ‘paraprofessional’ has the meaning given the term in section 8101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

“(34) Pay for Success Initiative.—The term ‘pay for success initiative’ has the meaning given the term in section 8101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801), except that such term does not include an initiative that—

“(A) reduces the special education or related services that a student would otherwise
receive under the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.); or

“(B) otherwise reduces the rights of a student or the obligations of an entity under the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.), the Rehabilitation Act of 1973 (29 U.S.C. 701 et seq.), or any other law relating to discrimination in the provision of programs and activities.”;

(18) by inserting after paragraph (35) (as so redesignated by paragraph (2)) the following:

“(36) PROGRAM OF STUDY.—The term ‘program of study’ means a coordinated, nonduplicative sequence of secondary and postsecondary academic and technical content that—

“(A) incorporates challenging State academic standards, including those adopted by a State under section 1111(b)(1) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(b)(1)), that—

“(i) address both academic and technical knowledge and skills, including employability skills; and
“(ii) are aligned with the needs of industries in the economy of the State, region, or local area;

“(B) progresses in specificity (beginning with all aspects of an industry or career cluster and leading to more occupational specific instruction);

“(C) has multiple entry and exit points that incorporate credentialing; and

“(D) culminates in the attainment of a recognized postsecondary credential.

“(37) Recognized postsecondary credential.—The term ‘recognized postsecondary credential’ has the meaning given the term in section 3 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3102).”;

(A) in subparagraph (B), by striking “foster children” and inserting “youth who are in or have aged out of the foster care system”;

(B) in subparagraph (E), by striking “and” at the end;
(C) in subparagraph (F), by striking “individuals with limited English proficiency.” and inserting “English learners;”; and

(D) by adding at the end the following:

“(G) homeless individuals described in section 725 of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11434a); and

“(H) youth with a parent who—

“(i) is a member of the armed forces (as such term is defined in section 101(a)(4) of title 10, United States Code); and

“(ii) is on active duty (as such term is defined in section 101(d)(1) of such title).”;

(20) by inserting after paragraph (40) (as so redesignated by paragraph (2)) the following:

“(41) SPECIALIZED INSTRUCTIONAL SUPPORT PERSONNEL.—The term ‘specialized instructional support personnel’ has the meaning given the term in section 8101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).”;

(21) in paragraph (43) (as so redesignated by paragraph (2)) by inserting “(including paraprofes-
tionals and specialized instructional support personnel)” after “supportive personnel”; and

(22) by adding at the end the following:

“(46) Universal design for learning.—The term ‘universal design for learning’ has the meaning given the term in section 8101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

“(47) Work-based learning.—The term ‘work-based learning’ means sustained interactions with industry or community professionals in real workplace settings, to the extent practicable, or simulated environments at an educational institution that foster in-depth, first-hand engagement with the tasks required of a given career field, that are aligned to curriculum and instruction.”.

SEC. 8. TRANSITION PROVISIONS.

Section 4 (20 U.S.C. 2303) is amended—

(1) by striking “the Secretary determines to be appropriate” and inserting “are necessary”;

(2) by striking “Carl D. Perkins Career and Technical Education Act of 2006” each place it appears and inserting “Strengthening Career and Technical Education for the 21st Century Act”; and

(3) by striking “1998” and inserting “2006”.

•HR 5587 IH
SEC. 9. PROHIBITIONS.

Section 8 (20 U.S.C. 2306a) is amended—

(1) in subsection (a), by striking “Federal Government to mandate,” and all that follows through the end and inserting “Federal Government—

“(1) to condition or incentivize the receipt of any grant, contract, or cooperative agreement, or the receipt of any priority or preference under such grant, contract, or cooperative agreement, upon a State, local educational agency, eligible agency, eligible recipient, eligible entity, or school’s adoption or implementation of specific instructional content, academic standards and assessments, curricula, or program of instruction (including any condition, priority, or preference to adopt the Common Core State Standards developed under the Common Core State Standards Initiative, any other academic standards common to a significant number of States, or any assessment, instructional content, or curriculum aligned to such standards);

“(2) through grants, contracts, or other cooperative agreements, to mandate, direct, or control a State, local educational agency, eligible agency, eligible recipient, eligible entity, or school’s specific instructional content, academic standards and assessments, curricula, or program of instruction (includ-
ing any requirement, direction, or mandate to adopt
the Common Core State Standards developed under
the Common Core State Standards Initiative, any
other academic standards common to a significant
number of States, or any assessment, instructional
content, or curriculum aligned to such standards);
and
“(3) except as required under sections 112(b),
211(b), and 223—
“(A) to mandate, direct, or control the al-
location of State or local resources; or
“(B) to mandate that a State or a political
subdivision of a State spend any funds or incur
any costs not paid for under this Act.”; and
(2) by striking subsection (d) and redesignating
subsection (e) as subsection (d).

SEC. 10. AUTHORIZATION OF APPROPRIATIONS.

Section 9 (20 U.S.C. 2307) is amended to read as
follows:

“SEC. 9. AUTHORIZATION OF APPROPRIATIONS.

“(1) $1,133,002,074 for fiscal year 2017;
“(2) $1,148,618,465 for fiscal year 2018;
“(3) $1,164,450,099 for fiscal year 2019;
“(4) $1,180,499,945 for fiscal year 2020;
“(5) $1,196,771,008 for fiscal year 2021; and
“(6) $1,213,266,339 for fiscal year 2022.”.

TITLE I—CAREER AND TECHNICAL EDUCATION ASSISTANCE TO THE STATES

PART A—ALLOTMENT AND ALLOCATION

SEC. 111. WITHIN STATE ALLOCATION.

Section 112 (20 U.S.C. 2322) is amended—

(1) in subsection (a)—

(A) in paragraph (1), by striking “10 percent” and inserting “15 percent”;

(B) in paragraph (2)—

(i) in subparagraph (A)—

(I) by striking “1 percent” and inserting “2 percent”; and

(II) by striking “State correctional institutions and institutions” and inserting “State correctional institutions, juvenile justice facilities, and educational institutions”; and

(ii) in subparagraph (B), by striking “available for services” and inserting “available to assist eligible recipients in providing services”; and
(C) in paragraph (3)(B), by striking “a local plan;” and inserting “local applications;”; and

(2) in subsection (c), by striking “section 135” and all that follows through the end and inserting “section 135—

“(1) in—

“(A) rural areas;

“(B) areas with high percentages of CTE concentrators or CTE participants; and

“(C) areas with high numbers of CTE concentrators or CTE participants; and

“(2) in order to—

“(A) foster innovation through the identification and promotion of promising and proven career and technical education programs, practices, and strategies, which may include practices and strategies that prepare individuals for nontraditional fields; or

“(B) promote the development, implementation, and adoption of programs of study or career pathways aligned with State-identified in-demand occupations or industries.”.

SEC. 112. ACCOUNTABILITY.

Section 113 (20 U.S.C. 2323) is amended—
(1) in subsection (a), by striking “comprised of the activities” and inserting “comprising the activities”; 

(2) in subsection (b)—

(A) by striking subparagraph (B) and redesignating subparagraph (C) as subparagraph (B);

(B) in subparagraph (B), as so redesignated, by striking “, and State levels of performance described in paragraph (3)(B) for each additional indicator of performance”; and

(C) by striking paragraph (2) and inserting the following:

“(2) INDICATORS OF PERFORMANCE.—

“(A) CORE INDICATORS OF PERFORMANCE FOR CTE CONCENTRATORS AT THE SECONDARY LEVEL.—Each eligible agency shall identify in the State plan core indicators of performance for CTE concentrators at the secondary level that are valid and reliable, and that include, at a minimum, measures of each of the following:

“(i) The percentage of CTE concentrators who graduate high school, as measured by—
“(I) the four-year adjusted cohort graduation rate (defined in section 8101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801)); and

“(II) at the State’s discretion, the extended-year adjusted cohort graduation rate defined in such section 8101 (20 U.S.C. 7801).

“(ii) CTE concentrator attainment of challenging State academic standards adopted by the State under section 1111(b)(1)(A) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(b)(1)(A)), and measured by the academic assessments described in section 1111(b)(2) of such Act (20 U.S.C. 6311(b)(2)).

“(iii) The percentage of CTE concentrators who, in the second quarter following the program year after exiting from secondary education, are in postsecondary education or advanced training, military service, or unsubsidized employment.
“(iv) Not less than one indicator of career and technical education program quality that—

“(I) shall include, not less than one of the following—

“(aa) the percentage of CTE concentrators graduating from high school having attained recognized postsecondary credentials;

“(bb) the percentage of CTE concentrators graduating from high school having attained post-secondary credits in the relevant career and technical educational program or program of study earned through dual and concurrent enrollment or another credit transfer agreement; or

“(cc) the percentage of CTE concentrators graduating from high school having participated in work-based learning; and

“(II) may include any other measure of student success in career
and technical education that is state-wide, valid, and reliable.

“(v) The percentage of CTE concentrators in career and technical education programs and programs of study that lead to nontraditional fields.

“(B) CORE INDICATORS OF PERFORMANCE FOR CTE CONCENTRATORS AT THE POSTSECONDARY LEVEL.—Each eligible agency shall identify in the State plan core indicators of performance for CTE concentrators at the postsecondary level that are valid and reliable, and that include, at a minimum, measures of each of the following:

“(i) The percentage of CTE concentrators, who, during the second quarter after program completion, are in education or training activities, advanced training, or unsubsidized employment.

“(ii) The median earnings of CTE concentrators in unsubsidized employment two quarters after program completion.

“(iii) The percentage of CTE concentrators who receive a recognized post-
secondary credential during participation
in or within 1 year of program completion.

“(iv) The percentage of CTE con-
centrators in nontraditional fields.

“(C) ALIGNMENT OF PERFORMANCE INDI-
cATORS.—In developing core indicators of per-
formance and additional indicators of perform-
ance under subparagraphs (A) and (B), an eli-
gible agency shall, to the greatest extent pos-
sible, align the indicators so that substantially
similar information gathered for other State
and Federal programs, or for any other pur-
pose, may be used to meet the requirements of
this section.”;

(D) in paragraph (3)—

(i) by amending subparagraph (A) to
read as follows:

“(A) STATE ADJUSTED LEVELS OF PER-
FORMANCE FOR CORE INDICATORS OF PER-
FORMANCE.—

“(i) IN GENERAL.—Each eligible
agency, with input from eligible recipients,
shall establish in the State plan submitted
under section 122, for the first 2 program
years covered by the State plan, levels of
performance for each of the core indicators of performance described in subparagraphs (A) and (B) of paragraph (2) for career and technical education activities authorized under this title. The levels of performance established under this subparagraph shall, at a minimum—

“(I) be expressed in a percentage or numerical form, so as to be objective, quantifiable, and measurable; and

“(II) be sufficiently ambitious to allow for meaningful evaluation of program quality.

“(ii) IDENTIFICATION IN THE STATE PLAN.—Subject to section 4, each eligible agency shall identify, in the State plan submitted under section 122, levels of performance for each of the core indicators of performance for the first 2 program years covered by the State plan.

“(iii) STATE ADJUSTED LEVELS OF PERFORMANCE FOR SUBSEQUENT YEARS.—Prior to the third program year covered by the State plan, each eligible
agency shall revise the State levels of performance for each of the core indicators of performance for the subsequent program years covered by the State plan, taking into account the extent to which such levels of performance promote meaningful program improvement on such indicators. The State adjusted levels of performance identified under this clause shall be considered to be the State adjusted levels of performance for the State for such years and shall be incorporated into the State plan.

“(iv) REPORTING.—The eligible agency shall, for each year described in clauses (i) and (iii), publicly report and widely disseminate the State levels of performance described in this subparagraph.

“(v) REVISIONS.—If unanticipated circumstances arise in a State, the eligible agency may revise the State adjusted levels of performance required under this subparagraph, and submit such revised levels of performance with evidence supporting the revision and demonstrating public consultation, in a manner consistent with the
process described in subsections (d) and (f) of section 122.”; and

(ii) by striking subparagraph (B) and inserting the following:

“(B) Actual Levels of Performance.—At the end of each program year, the eligible agency shall determine actual levels of performance on each of the core indicators of performance and publicly report and widely disseminate the actual levels of performance described in this subparagraph.”;

(E) in paragraph (4)—

(i) in subparagraph (A)—

(II) by striking clause (i)(I), by striking “consistent with the State levels of performance established under paragraph (3), so as” and inserting “consistent with the form expressed in the State levels, so as”;
(aa) by striking “third and fifth program years” and inserting “third program year”; and

(bb) by striking “corresponding” before “subsequent program years”;

(IV) in clause (v)—

(aa) by striking “and” at the end of subclause (I);

(bb) by redesignating subclause (II) as subclause (III);

(ec) by inserting after subclause (I) the following:

“(II) local economic conditions.”;

(dd) in subclause (III), as so redesignated, by striking “promote continuous improvement on the core indicators of performance by the eligible recipient.” and inserting “advance the eligible recipient’s accomplishments of the goals set forth in the local application; and”; and

(ee) by adding at the end the following:
“(IV) the eligible recipient’s ability and capacity to collect and access valid, reliable, and cost effective data.”;

(V) in clause (vi), by inserting “or changes occur related to improvements in data or measurement approaches,” after “factors described in clause (v),”; and

(VI) by adding at the end the following:

“(vii) REPORTING.—The eligible recipient shall, for each year described in clauses (iii) and (iv), publicly report the local levels of performance described in this subparagraph.”;

(ii) by striking subparagraph (B) and redesignating subparagraph (C) as subparagraph (B); and

(iii) in clause (ii)(I) of subparagraph (B), as so redesignated—

(I) by striking “section 1111(h)(1)(C)(i)” and inserting “section 1111(h)(1)(C)(ii)”;

and
(II) by striking “section 3(29)” and inserting “section 3(40)”; and

(F) in subsection (c)—

(i) in the heading, by inserting “STATE” before “REPORT”;

(ii) in paragraph (1)(B), by striking “information on the levels of performance achieved by the State with respect to the additional indicators of performance, including the” and inserting “the”; and

(iii) in paragraph (2)(A)—

(I) by striking “categories” and inserting “subgroups”;

(II) by striking “section 1111(h)(1)(C)(i)” and inserting “section 1111(h)(1)(C)(ii)”; and

(III) by striking “section 3(29)” and inserting “section 3(40)”.

SEC. 113. NATIONAL ACTIVITIES.

Section 114 (20 U.S.C. 2324) is amended—

(1) in subsection (a)—

(A) in paragraph (1)—

(i) by striking “The Secretary shall” and inserting “The Secretary shall, in con-
sultation with the Director of the Institute for Education Sciences,”; and

(ii) by inserting “from eligible agencies under section 113(c)” after “pursuant to this title”; and

(B) by striking paragraph (3);

(2) by amending subsection (b) to read as follows:

“(b) REASONABLE COST.—The Secretary shall take such action as may be necessary to secure at reasonable cost the information required by this title. To ensure reasonable cost, the Secretary, in consultation with the National Center for Education Statistics and the Office of Career, Technical, and Adult Education shall determine the methodology to be used and the frequency with which such information is to be collected.”;

(3) in subsection (c)—

(A) in paragraph (1)—

(i) by striking “, directly or through grants, contracts, or cooperative agreements,” and inserting “through grants”; and

(ii) by striking “and assessment”; and

(B) in paragraph (2)—
(i) in subparagraph (B), by inserting

“‚ acting through the Director of the Insti-

tute for Education Sciences,” after “de-

scribe how the Secretary”; and

(ii) in subparagraph (C), by inserting

“‚ in consultation with the Director of the

Institute for Education Sciences,” after

“the Secretary”;

(4) in subsection (d)—

(A) in paragraph (1)—

(i) in subparagraph (A)—

(I) by inserting “‚ acting through

the Director of the Institute for Edu-

cation Sciences,” after “The Sec-

retary”; and

(II) by striking “assessment”

each place such term appears and in-

serting “evaluation”; and

(ii) in subparagraph (B)—

(I) in clause (v), by striking “;

and” and inserting a semicolon;

(II) in clause (vi), by striking the

period at the end and inserting “‚,

which may include individuals with ex-

pertise in addressing inequities in ac-
cess to, and in opportunities for academic and technical skill attainment; and

(III) by adding at the end the following:

“(vii) representatives of special populations.”;

(B) in paragraph (2)—

(i) in the heading, by striking “AND ASSESSMENT”;

(ii) in subparagraph (A)—

(I) by inserting “, acting through the Director of the Institute for Education Sciences,” after “the Secretary”;

(II) by striking “and assessment”;

(III) by striking “Carl D. Perkins Act Career and Technical Education Improvement Act of 2006” and “Strengthening Career and Technical Education for the 21st Century Act”;

(IV) by striking “, contracts, and cooperative agreements that are” and inserting “to institutions of higher
education, public or private nonprofit organizations or agencies, or a con-
sortia of institutions of higher edu-
cation’’; and

(V) by adding at the end the fol-
lowing: ‘‘Such evaluation shall, when-
ever possible, use the most recent
data available from the 5-year period
preceding such evaluation.’’; and

(iii) by amending subparagraph (B) to
read as follows:

“(B) CONTENTS.—The evaluation required
under subparagraph (A) shall include descrip-
tions and evaluations of—

“(i) the extent and success of the inte-
gration of challenging State academic
standards adopted under 1111(b)(1) of the
Elementary and Secondary Education Act
of 1965 (20 U.S.C. 6311(b)(1)) and career
and technical education for students par-
ticipating in career and technical education
programs, including a review of the effect
of such integration on the academic and
technical proficiency achievement of such
students (including the number of such
students that receive a regular high school
diploma, as such term is defined under sec-
tion 8101 of the Elementary and Sec-
ondary Education Act of 1965 or a State-
defined alternative diploma described in
section 8101(25)(A)(ii)(I)(bb) of such Act

“(ii) the extent to which career and
technical education programs and pro-
grams of study prepare students, including
special populations, for subsequent employ-
ment in high-skill, high-wage occupations
(including those in which mathematics and
science, which may include computer
science, skills are critical), or for participa-
tion in postsecondary education;

“(iii) employer involvement in, benefit
from, and satisfaction with, career and
technical education programs and pro-
grams of study and career and technical
education students’ preparation for em-
ployment;

“(iv) efforts to expand access to ca-
reer and technical education programs of
study for all students; and
“(v) the impact of the amendments to this Act made under the Strengthening Career and Technical Education for the 21st Century Act, including comparisons, where appropriate, of—

“(I) the use of the comprehensive needs assessment under section 134(b);

“(II) the implementation of programs of study; and

“(III) coordination of planning and program delivery with other relevant laws, including the Workforce Innovation and Opportunity Act and the Elementary and Secondary Education Act of 1965.”; and

(iv) in subparagraph (C)(i)—

(I) by inserting “, in consultation with the Director of the Institute for Education Sciences,” after “the Secretary”;

(II) in subclause (I)—

(aa) by striking “assessment” and inserting “evaluation”; and
(bb) by striking “2010” and inserting “2019”; and

(III) in subclause (II)—

(aa) by striking “assessment” and inserting “evaluation”; and

(bb) by striking “2011” and inserting “2022”; and

(C) by striking paragraphs (3) and (4) and inserting the following:

“(3) INNOVATION.—

“(A) GRANT PROGRAM.—To identify and support innovative strategies and activities to improve career and technical education and align workforce skills with labor market needs as part of the plan developed under subsection (c) and the requirements of this subsection, the Secretary may award grants to eligible entities to—

“(i) create, develop, implement, or take to scale evidence-based, field initiated innovations, including through a pay for success initiative to improve student outcomes in career and technical education; and
“(ii) rigorously evaluate such innovations.

“(B) Eligible entity defined.—In this paragraph, the term ‘eligible entity’ means a consortium that—

“(i) shall include at least two of the following—

“(I) a local educational agency;

“(II) an educational service agency;

“(III) a postsecondary educational institution;

“(IV) an area career and technical education school;

“(V) a State educational agency;

or

“(VI) the Bureau of Indian Education;

“(ii) may include a regional, State, or local public or private organization, including a community-based organization; and

“(iii) is led by an entity or partnership of entities described in clause (i) and identified as the leader of the eligible enti-
ty in its application under subparagraph (D).

“(C) MATCHING FUNDS.—

“(i) MATCHING FUNDS REQUIRED.—

Except as provided under clause (ii), to receive a grant under this paragraph, an eligible entity shall, through cash or in-kind contributions, provide matching funds from public or private sources in an amount equal to at least 50 percent of the funds provided under such grant.

“(ii) EXCEPTION.—The Secretary may waive the matching fund requirement under clause (i) if the eligible entity demonstrates exceptional circumstances.

“(D) APPLICATION.—To receive a grant under this paragraph, an eligible entity shall submit to the Secretary at such a time as the Secretary may require, an application that—

“(i) identifies and designates the agency, institution, or school responsible for the administration and supervision of the program assisted under this paragraph;
“(ii) identifies the source and amount of the matching funds required under sub-
paragraph (C)(i);

“(iii) describes how the eligible entity will use the grant funds, including how such funds will directly benefit students, including special populations, served by the eligible entity;

“(iv) describes how the program assisted under this paragraph will be coordi-
nated with the activities carried out under section 124 or 135;

“(v) describes how the program assisted under this paragraph aligns with the single plan described in subsection (c); and

“(vi) describes how the program assisted under this paragraph will be evalu-
ated and how that evaluation may inform the report described in subsection (d)(2)(C).

“(E) GEOGRAPHIC DIVERSITY.—

“(i) IN GENERAL.—In awarding grants under this paragraph, the Secretary shall award no less than 25 percent of the total available funds for any fiscal year to
eligible entities proposing to fund career
and technical education activities that
serve—

“(I) a local educational agency
with an urban-centric district locale
code of 32, 33, 41, 42, or 43, as de-
determined by the Secretary;

“(II) an institution of higher
education primarily serving the one or
more areas served by such a local edu-
cational agency;

“(III) a consortium of such local
educational agencies or such institu-
tions of higher education;

“(IV) a partnership between—

“(aa) an educational service
agency or a nonprofit organiza-
tion; and

“(bb) such a local edu-
cational agency or such an insti-
tution of higher education; or

“(V) a partnership between—

“(aa) a grant recipient de-
scribed in subclause (I) or (II); and
“(bb) a State educational agency.

“(F) USES OF FUNDS.—An eligible entity that is awarded a grant under this paragraph shall use the grant funds, in a manner consistent with subparagraph (A)(i), to—

“(i) improve career and technical education outcomes of students served by eligible entities under this title;

“(ii) improve career and technical education teacher effectiveness;

“(iii) improve the transition of students from secondary education to postsecondary education;

“(iv) improve the incorporation of comprehensive work-based learning into career and technical education;

“(v) increase the effective use of technology within career and technical education programs;

“(vi) support new models for integrating academic content and career and technical education content in such programs;
“(vii) support the development and enhancement of innovative delivery models for career and technical education;

“(viii) work with industry to design and implement courses or programs of study aligned to labor market needs in new or emerging fields;

“(ix) integrate science, technology, engineering, and mathematics fields, including computer science education, with career and technical education;

“(x) support innovative approaches to career and technical education by redesigning the high school experience for students, which may include evidence-based transitional support strategies for students who have not met postsecondary education eligibility requirements;

“(xi) improve CTE concentrator employment outcomes in nontraditional fields; or

“(xii) support the use of career and technical education programs and programs of study in a coordinated strategy to address identified employer needs and
workforce shortages, such as shortages in
the early childhood, elementary school, and
secondary school education workforce.

“(G) EVALUATION.—Each eligible entity
receiving a grant under this paragraph shall
provide for an independent evaluation of the ac-
tivities carried out using such grant and submit
to the Secretary an annual report that in-
cludes—

“(i) a description of how funds re-
ceived under this paragraph were used;

“(ii) the performance of the eligible
entity with respect to, at a minimum, the
performance indicators described under
section 113, as applicable, and
disaggregated by—

“(I) subgroups of students de-
scribed in section 1111(c)(2)(B) of
the Elementary and Secondary Edu-
cation Act of 1965 (20 U.S.C.
6311(c)(2)(B));

“(II) special populations; and

“(III) as appropriate, each career
and technical education program and
program of study; and
“(iii) a quantitative analysis of the effectiveness of the project carried out under this paragraph.”; and

(5) by striking subsection (e) and inserting the following:

“(e) Authorization of Appropriations.—There are authorized to be appropriated to carry out this section—

“(1) $7,523,285 for fiscal year 2017;

“(2) $7,626,980 for fiscal year 2018;

“(3) $7,732,104 for fiscal year 2019;

“(4) $7,838,677 for fiscal year 2020;

“(5) $7,946,719 for fiscal year 2021; and

“(6) $8,056,251 for fiscal year 2022.”.

SEC. 114. TRIBALLY CONTROLLED POSTSECONDARY CAREER AND TECHNICAL INSTITUTIONS.

Section 117(i) (20 U.S.C. 2342(i)) is amended to read as follows:

“(i) Authorization of Appropriations.—There are authorized to be appropriated to carry out this section—

“(1) $8,400,208 for fiscal year 2017;

“(2) $8,515,989 for fiscal year 2018;

“(3) $8,633,367 for fiscal year 2019;

“(4) $8,752,362 for fiscal year 2020;
“(5) $8,872,998 for fiscal year 2021; and
“(6) $8,995,296 for fiscal year 2022.”.

SEC. 115. OCCUPATIONAL AND EMPLOYMENT INFORMATION.

Section 118 (20 U.S.C. 2328) is repealed.

PART B—STATE PROVISIONS

SEC. 121. STATE PLAN.

Section 122 (20 U.S.C. 2342) is amended—

(1) in subsection (a)—

(A) in paragraph (1)—

(i) by striking “6-year period” and inserting “4-year period”; and

(ii) by striking “Carl D. Perkins Career and Technical Education Improvement Act of 2006” and inserting “Strengthening Career and Technical Education for the 21st Century Act”;

(B) in paragraph (2)(B), by striking “6-year period” and inserting “4-year period”; and

(C) in paragraph (3), by striking “(including charter school)” and all that follows through “and community organizations)” and inserting “(including teachers, school leaders, authorized public chartering agencies, and charter school leaders, consistent with State law, employers,
labor organizations, parents, students, and community organizations’’; and

(2) by amending subsections (b), (c), (d), and (e) to read as follows:

“(b) Options for Submission of State Plan.—

“(1) Combined Plan.—The eligible agency may submit a combined plan that meets the require-
ments of this section and the requirements of section 103 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3113), unless the State opts to sub-
mit a single plan under paragraph (2) and informs the Secretary of such decision.

“(2) Single Plan.—If the eligible agency elects not to submit a combined plan as described in paragraph (1), such eligible agency shall submit a single State plan.

“(c) Plan Development.—

“(1) In General.—The eligible agency shall—

“(A) develop the State plan in consultation with—

“(i) representatives of secondary and postsecondary career and technical edu-
cation programs, including eligible recipients, and charter school representatives in States where such schools are in existence,
which shall include teachers, school leaders, specialized instructional support personnel (including guidance counselors), and paraprofessionals;

“(ii) interested community representatives, including parents and students;

“(iii) the State workforce development board described in section 101 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3111);

“(iv) representatives of special populations;

“(v) representatives of business and industry (including representatives of small business), which shall include representatives of industry and sector partnerships in the State, as appropriate, and representatives of labor organizations in the State; and

“(vi) representatives of agencies serving out-of-school youth, homeless children and youth, and at-risk youth; and

“(B) consult the Governor of the State, and the heads of other State agencies with authority for career and technical education pro-
grams that are not the eligible agency, with respect to the development of the State plan.

“(2) ACTIVITIES AND PROCEDURES.—The eligible agency shall develop effective activities and procedures, including access to information needed to use such procedures, to allow the individuals and entities described in paragraph (1) to participate in State and local decisions that relate to development of the State plan.

“(d) PLAN CONTENTS.—The State plan shall include—

“(1) a summary of State-supported workforce development activities (including education and training) in the State, including the degree to which the State’s career and technical education programs and programs of study are aligned with such activities;

“(2) the State’s strategic vision and set of goals for preparing an educated and skilled workforce (including special populations) and for meeting the skilled workforce needs of employers, including in-demand industry sectors and occupations as identified by the State, and how the State’s career and technical education programs will help to meet these goals;
“(3) a summary of the strategic planning elements of the unified State plan required under section 102(b)(1) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3112(b)(1)), including the elements related to system alignment under section 102(b)(2)(B) of such Act (29 U.S.C. 3112(b)(2)(B));

“(4) a description of the career and technical education programs or programs of study that will be supported, developed, or improved, including descriptions of—

“(A) the programs of study or career pathways to be developed at the State level and made available for adoption by eligible recipients, including those developed in conjunction with the State workforce development board;

“(B) the process and criteria to be used for approving locally developed programs of study or career pathways, including how such programs address State workforce development and education needs; and

“(C) how the eligible agency will—

“(i) make information on approved programs of study, including career explo-
ration, guidance and advisement resources, available to students and parents;

“(ii) ensure nonduplication of eligible recipients’ development of programs of study and career pathways;

“(iii) determine alignment of eligible recipients’ programs of study to the State, regional or local economy, including in-demand fields and occupations identified by the State workforce development board as appropriate;

“(iv) provide equal access to activities assisted under this Act for special populations;

“(v) align programs of study and career pathways to the needs of the State, regional, and local labor market, including, as appropriate, State, regional, or local labor market data;

“(vi) support effective and meaningful collaboration between secondary schools, postsecondary institutions, and employers; and
“(vii) improve outcomes for CTE concentrators, including those who are members of special populations;

“(5) a description of the criteria and process for how the eligible agency will approve eligible recipients for funds under this Act, including how—

“(A) each eligible recipient will promote academic achievement;

“(B) each eligible recipient will promote skill attainment, including skill attainment that leads to a recognized postsecondary credential; and

“(C) each eligible recipient will ensure the local need assessments under section 134 takes into consideration local economic and education needs, including where appropriate, in-demand industry sectors and occupations;

“(6) a description of how the eligible agency will carry out the activities described in section 124(b)(7);

“(7) a description of how the eligible agency will support the recruitment and preparation of teachers, including special education teachers, faculty, administrators, specialized instructional support personnel, and paraprofessionals, to provide ca-
rer and technical education instruction, leadership, and support;

“(8) a description of how funds received by the eligible agency through the allotment made under section 111 will be distributed—

“(A) among career and technical education at the secondary level, or career and technical education at the postsecondary and adult level, or both, including how such distribution will most effectively provide students with the skills needed to succeed in the workplace; and

“(B) among any consortia that may be formed among secondary schools and eligible institutions, and how funds will be distributed among the members of the consortia, including the rationale for such distribution and how it will most effectively provide students with the skills needed to succeed in the workplace;

“(9) a description of the procedure the eligible agency will adopt for determining State adjusted levels of performance described in section 113, which at a minimum shall include—

“(A) consultation with stakeholders identified in paragraph (1);
“(B) opportunities for the public to comment in person and in writing on the State adjusted levels of performance included in the State plan; and

“(C) submission of public comment on State adjusted levels of performance as part of the State plan; and

“(10) assurances that—

“(A) the eligible agency will comply with the requirements of this Act and the provisions of the State plan, including the provision of a financial audit of funds received under this Act, which may be included as part of an audit of other Federal or State programs;

“(B) none of the funds expended under this Act will be used to acquire equipment (including computer software) in any instance in which such acquisition results in a direct financial benefit to any organization representing the interests of the acquiring entity of the employees of the acquiring entity, or any affiliate of such an organization;

“(C) the eligible agency will use the funds to promote preparation for high-skill, high-
wage, or in-demand occupations and nontraditional fields, as identified by the State;

“(D) the eligible agency will use the funds provided under this Act to implement career and technical education programs and programs of study for individuals in State correctional institutions, including juvenile justice facilities in accordance with section 112(a)(2)(A); and

“(E) the eligible agency will provide local educational agencies, area career and technical education schools, and eligible institutions in the State with technical assistance.

“(e) Consultation.—

“(1) In general.—The eligible agency shall develop the portion of each State plan relating to the amount and uses of any funds proposed to be reserved for adult career and technical education, postsecondary career and technical education, and secondary career and technical education after consultation with the—

“(A) State agency responsible for supervision of community colleges, technical institutes, or other 2-year postsecondary institutions primarily engaged in providing postsecondary career and technical education; and
“(B) the State agency responsible for secondary education.

“(2) Objections of State Agencies.—If a State agency other than the eligible agency finds that a portion of the final State plan is objectionable, that objection shall be filed together with the State plan. The eligible agency shall respond to any objections of such State agency in the State plan submitted to the Secretary.

“(f) Plan Approval.—

“(1) In General.—The Secretary shall approve a State plan, or a revision to an approved State plan, unless the Secretary determines that the State plan, or revision, respectively, does not meet the requirements of this Act.

“(2) Disapproval.—The Secretary shall—

“(A) have the authority to disapprove a State plan only if the Secretary—

“(i) determines how the State plan fails to meet the requirements of this Act;

and

“(ii) immediately provides to the State, in writing, notice of such determination and the supporting information and
rationale to substantiate such determina-
tion; and

“(B) not finally disapprove a State plan,
except after making the determination and pro-
viding the information described in subpara-
graph (A) and giving the eligible agency notice
and an opportunity for a hearing.

“(3) TIMELINE.—A State plan shall be
deemed approved by the Secretary if the Secretary
has not responded to the eligible agency regarding
the State plan within 90 days of the date the Sec-
retary receives the State plan.”.

SEC. 122. IMPROVEMENT PLANS.

Section 123 (20 U.S.C. 2343) is amended—

(1) in subsection (a)—

(A) in paragraph (1)—

(i) by striking “percent of an agreed
upon” and inserting “percent of the”; and

(ii) by striking “appropriate agen-
cies,” and inserting “appropriate State
agencies,”;

(B) in paragraph (2)—

(i) by inserting “including after imple-
mentation of the improvement plan de-
scribed in paragraph (1),” after “purposes of this Act,”; and

(ii) by striking “Act” and inserting “subsection”;

(C) in paragraph (3)—

(i) by amending subparagraph (A) to read as follows:

“(A) IN GENERAL.—If the eligible agency fails to make any improvement in meeting any of the State adjusted levels of performance for any of the core indicators of performance identified under paragraph (1) during the first 2 years of implementation of the improvement plan required under paragraph (1), the eligible agency—

“(i) shall revise such improvement plan to address the reasons for such failure; and

“(ii) shall continue to implement such improvement plan until the agency meets at least 90 percent of the State adjusted level of performance for the same core indicators of performance for which the plan is revised.”; and
(ii) in subparagraph (B), by striking “sanction in” and inserting “requirements of”; and

(D) by striking paragraph (4);

(2) in subsection (b)—

(A) in paragraph (2), by striking “the eligible agency, appropriate agencies, individuals, and organizations” and inserting “local stakeholders included in section 134(d)(1)”;

(B) in paragraph (3), by striking “shall work with the eligible recipient to implement improvement actions consistent with the requirements of this Act.” and inserting “shall provide technical assistance to assist the eligible recipient in meeting its responsibilities under section 134.”;

(C) in paragraph (4)—

(i) by amending subparagraph (A) to read as follows:

“(A) IN GENERAL.—If the eligible recipient fails to make any improvement in meeting any of the local adjusted levels of performance for any of the core indicators of performance identified under paragraph (2) during a number
of years determined by the eligible agency, the
eligible recipient—

“(i) shall revise the improvement plan
described in paragraph (2) to address the
reasons for such failure; and

“(ii) shall continue to implement such
improvement plan until such recipient
meets at least 90 percent of an agreed
upon local adjusted level of performance
for the same core indicators of perform-
ance for which the plan is revised.”; and

(ii) in subparagraph (B)—

(I) in the matter preceding clause
(ii)—

(aa) by striking “In deter-
mining whether to impose sanc-
tions under subparagraph (A),
the” and inserting “The”; and

(bb) by striking “waive im-
posing sanctions” and inserting
“waive the requirements of sub-
paragraph (A)”;

(II) in clause (i), by striking “or”
at the end;
(III) in clause (ii), by striking the period at the end and inserting “; or”; and

(IV) by adding at the end the following:

“(iii) in response to a public request from an eligible recipient consistent with clauses (i) and (ii).”; and

(D) by striking paragraph (5); and

(3) by adding at the end the following:

“(c) PLAN DEVELOPMENT.—Except for consultation described in subsection (b)(2), the State and local improvement plans, and the elements of such plans, required under this section shall be developed solely by the eligible agency or the eligible recipient, respectively.”.

SEC. 123. STATE LEADERSHIP ACTIVITIES.

Section 124 (20 U.S.C. 2344) is amended—

(1) in subsection (a), by striking “shall conduct State leadership activities.” and inserting “shall—

“(1) conduct State leadership activities directly or through a grant process; and

“(2) report on the effectiveness of such use of funds in achieving the goals described in section 122(d)(2) and the State adjusted levels of performance described in section 113(b)(3)(A).”;
(2) in subsection (b)—

(A) by striking paragraphs (1) through (4) and inserting the following:

“(1) developing statewide programs of study, which may include standards, curriculum, and course development, and career exploration, guidance, and advisement activities and resources;

“(2) approving locally developed programs of study that meet the requirements established in section 122(c)(1)(B);

“(3) establishing statewide articulation agreements aligned to approved programs of study;

“(4) establishing statewide partnerships among local educational agencies, institutions of higher education, and employers, including small businesses, to develop and implement programs of study aligned to State and local economic priorities;”; and

(B) by striking paragraphs (6) through (9) and inserting the following:

“(6) serving individuals in State institutions, such as State correctional institutions, including juvenile justice facilities, and educational institutions that serve individuals with disabilities; and

“(7) for faculty providing career and technical education instruction and support services, high-
quality comprehensive professional development that
is, to the extent practicable, coordinated and aligned
with other professional development activities carried
out by the State (including under title II of the Ele-
mentary and Secondary Education Act of 1965 (20
U.S.C. 6601 et seq.) and title II of the Higher Edu-
cation Act of 1965 (20 U.S.C. 1021 et seq.)), in-
cluding programming that—

“(A) promotes the integration of the chal-
lenging State academic standards adopted by
the State under section 1111(b)(2) of the Ele-
mentary and Secondary Education Act of 1965
(20 U.S.C. 6311(b)(2)) and relevant technical
knowledge and skills;

“(B) prepares career and technical edu-
cation teachers, specialized instructional sup-
port personnel, and paraprofessionals to provide
appropriate accommodations for students who
are members of special populations, including
through the use of principles of universal design
for learning; and

“(C) increases understanding of industry
standards, as appropriate, for faculty providing
career and technical education instruction.”;
and
(3) in subsection (c), by striking paragraphs (1) through (17) and inserting the following:

“(1) awarding incentive grants to eligible recipients—

“(A) for exemplary performance in carrying out programs under this Act, which awards shall be based on—

“(i) eligible recipients exceeding the local adjusted level of performance established under section 113(b)(4)(A) in a manner that reflects sustained or significant improvement;

“(ii) eligible recipients effectively developing connections between secondary education and postsecondary education and training;

“(iii) the integration of academic and technical standards;

“(iv) eligible recipients’ progress in closing achievement gaps among sub-populations who participate in programs of study; or

“(v) other factors relating to the performance of eligible recipients under this
Act as the eligible agency determines are appropriate; or

“(B) if an eligible recipient elects to use funds as permitted under section 135(c);

“(2) providing support for the adoption and integration of recognized postsecondary credentials or for consultation and coordination with other State agencies for the identification, consolidation, or elimination of licenses or certifications which pose an unnecessary barrier to entry for aspiring workers and provide limited consumer protection;

“(3) the creation, implementation, and support of pay-for-success initiatives leading to recognized postsecondary credentials;

“(4) providing career and technical education services for adults and out-of-school youth concurrent with their completion of their secondary school education in a school or other educational setting;

“(5) the creation, evaluation, and support of competency-based curricula;

“(6) the creation, implementation, and support of programs of study or career pathways in areas declared to be in a state of emergency under section 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5191);
“(7) providing support for dual or concurrent enrollment programs, such as early college high schools;

“(8) improvement of career guidance and academic counseling programs that assist students in making informed academic and career and technical education decisions, including academic and financial aid counseling;

“(9) support for the integration of employability skills into career and technical education programs and programs of study;

“(10) support for programs and activities that increase access, student engagement, and success in science, technology, engineering, and mathematics fields (including computer science), particularly for students who are members of groups underrepresented in such subject fields, such as female students, minority students, and students who are members of special populations;

“(11) support for career and technical student organizations, especially with respect to efforts to increase the participation of students who are members of special populations;

“(12) support for establishing and expanding work-based learning opportunities;
“(13) support for preparing, retaining, and training of career and technical education teachers and paraprofessionals, such as preservice, professional development, and leadership development programs;

“(14) integrating and aligning programs of study with career pathways; and

“(15) supporting the use of career and technical education programs and programs of study aligned with State, regional, or local in-demand industry sectors or occupations identified by State or local workforce development boards.”.

PART C—LOCAL PROVISIONS

SEC. 131. LOCAL APPLICATION FOR CAREER AND TECHNICAL EDUCATION PROGRAMS.

Section 134 (20 U.S.C. 2354) is amended—

(1) in the section heading by striking “LOCAL PLAN” and inserting “LOCAL APPLICATION”; and

(2) in subsection (a)—

(A) in the heading, by striking “LOCAL PLAN” and inserting “LOCAL APPLICATION”; and

(B) by striking “submit a local plan” and inserting “submit a local application”; and

(C) by striking “Such local plan” and inserting “Such local application”; and
(3) by striking subsection (b) and inserting the following:

“(b) CONTENTS.—The eligible agency shall determine the requirements for local applications, except that each local application shall contain—

“(1) a description of the results of the comprehensive needs assessment conducted under subsection (c);

“(2) information on the programs of study approved by a State under section 124(b)(2) supported by the eligible recipient with funds under this part, including—

“(A) how the results of the comprehensive needs assessment described in subsection (c) informed the selection of the specific career and technical education programs and activities selected to be funded; and

“(B) a description of any new programs of study the eligible recipient will develop and submit to the State for approval;

“(3) a description of how the eligible recipient will provide—

“(A) career exploration and career development coursework, activities, or services;

“(B) career information; and
“(C) an organized system of career guidance and academic counseling to students before enrolling and while participating in a career and technical education program; and

“(4) a description of how the eligible recipient will—

“(A) provide activities to prepare special populations for high-skill, high-wage, or in-demand occupations that will lead to self-sufficiency; and

“(B) prepare CTE participants for non-traditional fields.

“(c) COMPREHENSIVE NEEDS ASSESSMENT.—

“(1) IN GENERAL.—To be eligible to receive financial assistance under this part, an eligible recipient shall—

“(A) conduct a comprehensive local needs assessment related to career and technical education; and

“(B) not less than once every two years, update such comprehensive local needs assessment.

“(2) REQUIREMENTS.—The comprehensive local needs assessment described under paragraph (1) shall include—
“(A) an evaluation of the performance of
the students served by the eligible recipient
with respect to State and local adjusted levels
of performance established pursuant to section
113, including an evaluation of performance for
special populations;

“(B) a description of how career and tech-
nical education programs offered by the eligible
recipient are—

“(i) sufficient in size, scope, and qual-
ity to meet the needs of all students served
by the eligible recipient;

“(ii) aligned to State, regional, or
local in-demand industry sectors or occupa-
tions identified by the State or local work-
force development board, including career
pathways, where appropriate; or

“(iii) designed to meet local education
or economic needs not identified by State
or local workforce development boards;

“(C) an evaluation of progress toward the
implementation of career and technical edu-
cation programs and programs of study;

“(D) an evaluation of strategies needed to
overcome barriers that result in lowering rates
of access to, or lowering success in, career and technical education programs for special populations;

“(E) a description of how the eligible recipient will improve recruitment, retention, and training of career and technical education teachers, faculty, and career, academic, and guidance counselors, including individuals in groups underrepresented in such professions; and

“(F) a description of how the eligible recipient will support the transition to teaching from business and industry.

“(d) CONSULTATION.—In conducting the comprehensive needs assessment under subsection (c), an eligible recipient shall involve a diverse body of stakeholders, including, at a minimum—

“(1) representatives of career and technical education programs in a local educational agency or educational service agency, including teachers and administrators;

“(2) representatives of career and technical education programs at postsecondary educational institutions, including teachers and administrators;
“(3) representatives of State or local workforce development boards and a range of local or regional businesses or industries;

“(4) parents and students;

“(5) representatives of special populations; and

“(6) representatives of local agencies serving out-of-school youth, homeless children and youth, and at-risk youth (as defined in section 1432 of the Elementary and Secondary Education Act of 1965).

“(e) CONTINUED CONSULTATION.—An eligible recipient receiving a financial assistance under this part shall consult with the entities described in subsection (d) on an ongoing basis to—

“(1) provide input on annual updates to the comprehensive needs assessment required under subsection (e);

“(2) ensure programs of study are—

“(A) responsive to community employment needs;

“(B) aligned with employment priorities in the State, regional, or local economy identified by employers and the entities described in subsection (d), which may include in-demand industry sectors or occupations identified by the local workforce development board;
“(C) informed by labor market information, including information provided under section 15(e)(2)(C) of the Wagner-Peyser Act (29 U.S.C. 491–2(e)(2)(C));

“(D) designed to meet current, intermediate, or long-term labor market projections; and

“(E) allow employer input, including input from industry or sector partnerships in the local area, where applicable, into the development and implementation of programs of study to ensure programs align with skills required by local employment opportunities, including activities such as the identification of relevant standards, curriculum, industry-recognized credentials, and current technology and equipment;

“(3) identify and encourage opportunities for work-based learning; and

“(4) ensure funding under this part is used in a coordinated manner with other local resources.”.

SEC. 132. LOCAL USES OF FUNDS.

Section 135 (20 U.S.C. 2355) is amended to read as follows:
“SEC. 135. LOCAL USES OF FUNDS.

“(a) GENERAL AUTHORITY.—Each eligible recipient that receives funds under this part shall use such funds to develop, coordinate, implement, or improve career and technical education programs to meet the needs identified in the comprehensive needs assessment described in section 134(c).

“(b) REQUIREMENTS FOR USES OF FUNDS.—Funds made available to eligible recipients under this part shall be used to support career and technical education programs that—

“(1) provide career exploration and career development activities through an organized, systematic framework designed to aid students, before enrolling and while participating in a program of study, in making informed plans and decisions about future education and career opportunities and programs of study, which may include—

“(A) introductory courses or activities focused on career exploration and career awareness;

“(B) readily available career and labor market information, including information on—

“(i) occupational supply and demand;

“(ii) educational requirements;
“(iii) other information on careers aligned to State or local economic priorities; and

“(iv) employment sectors;

“(C) programs and activities related to the development of student graduation and career plans;

“(D) career guidance and academic counselors that provide information on postsecondary education and career options; or

“(E) any other activity that advances knowledge of career opportunities and assists students in making informed decisions about future education and employment goals;

“(2) provide professional development for teachers, principals, school leaders, administrators, and career and guidance counselors with respect to content and pedagogy that—

“(A) supports individualized academic and career and technical education instructional approaches, including the integration of academic and career and technical education standards and curriculum;
“(B) ensures labor market information is used to inform the programs, guidance, and advisement offered to students;

“(C) provides educators with opportunities to advance knowledge, skills, and understanding of all aspects of an industry, including the latest workplace equipment, technologies, standards, and credentials;

“(D) supports administrators in managing career and technical education programs in the schools, institutions, or local educational agencies of such administrators; and

“(E) supports the implementation of strategies to improve student achievement and close gaps in student participation and performance in career and technical education programs;

“(3) provide services and activities that are of sufficient size, scope, and quality to be effective;

“(4) provide career and technical education students, including special populations, with the skills necessary to pursue high-skill, high-wage occupations;

“(5) support integration of academic skills into career and technical education programs and programs of study to support CTE participants at the
secondary school level in meeting the challenging State academic standards adopted under section 1111(b)(1) of the Elementary and Secondary Education Act of 1965 by the State in which the eligible recipient is located;

“(6) plan and carry out elements that support the implementation of programs of study and student achievement of the local adjusted levels of performance established under section 113, which may include—

“(A) curriculum aligned with the requirements for a program of study;

“(B) sustainable relationships among education, business and industry, and other community stakeholders, including industry or sector partnerships in the local area, where applicable, that are designed to facilitate the process of continuously updating and aligning programs of study with skills in demand in the State, regional, or local economy;

“(C) dual or concurrent enrollment programs, including early college high schools;

“(D) appropriate equipment, technology, and instructional materials aligned with business and industry needs, including machinery,
testing equipment, tools, implements, hardware
and software, and other new and emerging in-
structional materials;

“(E) a continuum of work-based learning
opportunities;

“(F) industry-recognized certification
exams or other assessments leading toward in-
dustry-recognized postsecondary credentials;

“(G) recruitment and retention efforts to
ensure effective educators and career and tech-
nical education program administrators;

“(H) where applicable, coordination with
other education and workforce development pro-
grams and initiatives, including career path-
ways and sector partnerships developed under
the Workforce Innovation and Opportunity Act;

“(I) expanding opportunities for students
to participate in distance career and technical
education and blended-learning programs;

“(J) expanding opportunities for students
to participate in competency-based education
programs;

“(K) improving career guidance and aca-
demic counseling programs that assist students
in making informed academic and career and
technical education decisions, including academic and financial aid counseling;

“(L) supporting the integration of employability skills into career and technical education programs and programs of study;

“(M) supporting programs and activities that increase access, student engagement, and success in science, technology, engineering, and mathematics fields (including computer science) for students who are members of groups underrepresented in such subject fields;

“(N) providing career and technical education for adults or a school-aged individual who has dropped out of a secondary school to complete secondary school education or upgrade technical skills; and

“(O) other activities to improve career and technical education programs; and

“(7) develop and implement evaluations of the activities carried out with funds under this part, including evaluations necessary to complete the comprehensive needs assessment required under section 134(e) and the local report required under section 113(b)(4)(C).
“(c) POOLING FUNDS.—An eligible recipient may pool a portion of funds received under this Act with a portion of funds received under this Act available to not less than 1 other eligible recipient to support implementation of programs of study through the activities described in subsection (b)(2).

“(d) ADMINISTRATIVE COSTS.—Each eligible recipient receiving funds under this part shall not use more than 5 percent of such funds for costs associated with the administration of activities under this section.”.

TITLE II—GENERAL PROVISIONS

SEC. 201. FEDERAL AND STATE ADMINISTRATIVE PROVISIONS.


(1) in section 311(b)—

(A) in paragraph (1)—

(i) by amending subparagraph (A) to read as follows:

“(A) IN GENERAL.—Except as provided in subparagraphs (B) and (C), in order for a State to receive its full allotment of funds under this Act for any fiscal year, the Secretary must find that the State’s fiscal effort per student, or the aggregate expenditures of such State, with

•HR 5587 IH
respect to career and technical education for the preceding fiscal year was not less than 90 percent of the fiscal effort per student, or the aggregate expenditures of such State, for the second preceding fiscal year.”; and

(ii) in subparagraph (B), by striking “shall exclude capital expenditures, special 1-time project costs, and the cost of pilot programs.” and inserting “shall, at the request of the State, exclude competitive or incentive-based programs established by the State, capital expenditures, special one-time project costs, and the cost of pilot programs.”; and

(B) by striking paragraph (2) and inserting the following:

“(2) FAILURE TO MEET.—The Secretary shall reduce the amount of a State’s allotment of funds under this Act for any fiscal year in the exact proportion by which the State fails to meet the requirement of paragraph (1) by falling below 90 percent of both the State’s fiscal effort per student and the State’s aggregate expenditures (using the measure most favorable to the State), if the State failed to meet such requirement (as determined using the
measure most favorable to the State) for 1 or more
of the 5 immediately preceding fiscal years.

“(3) WAIVER.—The Secretary may waive paragra-
graph (2) due to exceptional or uncontrollable cir-
cumstances affecting the ability of the State to meet
the requirement of paragraph (1).”;

(2) in section 317(b)(1)—

(A) by striking “may, upon written re-
quest, use funds made available under this Act
to” and inserting “may use funds made avail-
able under this Act to”; and

(B) by striking “who reside in the geo-
graphical area served by” and inserting “lo-
cated in or near the geographical area served
by”;

(3) by striking title II and redesignating title
III as title II;

(4) by redesignating sections 311 through 318
as sections 211 through 218, respectively;

(5) by redesignating sections 321 through 324
as sections 221 through 224, respectively; and

(6) by inserting after section 218 (as so redes-
ignated) the following:
“SEC. 219. STUDY ON PROGRAMS OF STUDY ALIGNED TO HIGH-SKILL, HIGH-WAGE OCCUPATIONS.

“(a) Scope of Study.—The Comptroller General of the United States shall conduct a study to evaluate—

“(1) the strategies, components, policies, and practices used by eligible agencies or eligible recipients receiving funding under this Act to successfully assist—

“(A) all students in pursuing and completing programs of study aligned to high-skill, high-wage occupations; and

“(B) any specific subgroup of students identified in section 1111(h)(1)(C)(ii) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(h)(1)(C)(ii)) in pursuing and completing programs of study aligned to high-skill, high-wage occupations in fields in which such subgroup is underrepresented; and

“(2) any challenges associated with replication of such strategies, components, policies, and practices.

“(b) Consultation.—In carrying out the study conducted under subsection (a), the Comptroller General of the United States shall consult with a geographically diverse (including urban, suburban, and rural) representation of—
“(1) students and parents;
“(2) eligible agencies and eligible recipients;
“(3) teachers, specialized instructional support personnel, and paraprofessionals, including those with expertise in preparing CTE students for non-traditional fields;
“(4) special populations; and
“(5) representatives of business and industry.
“(c) Submission.—Upon completion, the Comptroller General of the United States shall submit the study conducted under subsection (a) to the Committee on Education and the Workforce of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate.”.

TITLE III—AMENDMENTS TO THE WAGNER-PEYSER ACT

SEC. 301. STATE RESPONSIBILITIES.

Section 15(e)(2) of the Wagner-Peyser Act (29 U.S.C. 491–2(e)(2)) is amended—

(1) by striking subparagraph (B) and inserting the following:

“(B) consult with eligible agencies (defined in section 3 of the Carl D. Perkins Career and Technical Education Act of 2006 (20 U.S.C. 2302)), State educational agencies, and local
educational agencies concerning the provision of workforce and labor market information in order to—

“(i) meet the needs of secondary school and postsecondary school students who seek such information; and

“(ii) annually inform the development and implementation of programs of study defined in section 3 of the Carl D. Perkins Career and Technical Education Act of 2006 (20 U.S.C. 2302), and career pathways;”;

(2) in subparagraph (G), by striking “and” at the end;

(3) in subparagraph (H), by striking the period at the end and inserting “; and”; and

(4) by inserting after subparagraph (H) the following new subparagraph:

“(I) provide, on an annual and timely basis to each eligible agency (defined in section 3 of the Carl D. Perkins Career and Technical Education Act of 2006 (20 U.S.C. 2302)), the data and information described in subparagraphs (A) and (B) of subsection (a)(1).”.