

Public Law 88-214

December 19, 1963
[H. R. 8720]

AN ACT

To amend the Manpower Development and Training Act of 1962.

Manpower De-
velopment and
Training Act of
1962, amendment.
76 Stat. 23.
42 USC 2571.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled. That section 101 of the Manpower Development and Training Act of 1962 (hereinafter referred to as "the Act") is amended by inserting after "sought out and trained" the following: "as quickly as is reasonably possible", and by inserting after "afforded to these people" the following: "with the least delay".

42 USC 2582.

SEC. 2. (a) Subsection (a) of section 202 of the Act is amended by striking out the second sentence thereof.

(b) Section 202 of the Act is amended by redesignating subsections (b) through (g) as subsections (c) through (h), respectively, and by inserting immediately after subsection (a) the following new subsection:

Special youth
programs.

"(b) Whenever appropriate the Secretary shall provide a special program for the testing, counseling, selection, and referral of youths, sixteen years of age or older, for occupational training and further schooling, who because of inadequate educational background and work preparation are unable to qualify for and obtain employment without such training and schooling."

(c) Subsection (d) of such section (as so designated prior to the redesignation provided for in subsection (b)) is amended by inserting after "training" in the first sentence thereof the following: "(other than for training under subsection (i))".

(d) Such section is further amended by adding at the end thereof the following new subsection:

Referrals.

"(i) Whenever appropriate, the Secretary of Labor may also refer for the attainment of basic education skills those eligible persons who indicate their intention to, and will thereby be able to, pursue courses of occupational training of a type for which there appears to be reasonable expectation of employment. Such referrals shall be considered a referral for training within the meaning of this Act, and such persons shall be eligible for training allowances for not to exceed an additional twenty weeks."

42 USC 2583.

SEC. 3. (a) Subsection (a) of section 203 of the Act is amended—

(1) by inserting in the second sentence of the first paragraph after "fifty-two weeks" the following: "(except where authorized for individuals referred for training under section 202(i))",

(2) by inserting in such sentence after "not exceed" the following: "\$10 more than",

(3) by inserting in the first sentence of the second paragraph after "less than" the following: "\$10 more than",

(4) by inserting in the second sentence of the second paragraph after "compensation and" the following: "\$10 more than", and

(5) by adding at the end of such subsection the following new paragraph:

Allowances.
42 USC 2601.

"The training allowance of a person engaged in full-time training under section 231 shall not be reduced on account of his part-time employment which does not exceed twenty hours per week, but shall be reduced in an amount equal to his full earnings for hours worked in excess of twenty hours per week."

(b) Subsection (c) of such section is amended to read as follows:

"(c) The Secretary of Labor shall pay training allowances only to unemployed persons who have had not less than two years of experience in gainful employment and who are either heads of families or heads of households as defined in the Internal Revenue

Code of 1954, or who are members of a household in which the head of the household or the head of the family is unemployed: *Provided*, That not more than one person in any one household may be receiving training allowances under this Act at any particular time. Notwithstanding the preceding sentence, the Secretary may pay training allowances at a rate not in excess of \$20 a week to youths seventeen years of age or older who require such training allowance in order to undertake training, who are referred for training in accordance with section 202(b), and who are not entitled to allowances under the preceding sentence, except that no such training allowance shall be paid to any such youth who has not graduated from high school, unless the Secretary has satisfied himself that such youth has continuously failed to attend school for a period of not less than one year and that the local authorities after pursuing all appropriate procedures, including guidance and counseling, have concluded, after considering any assistance available under section 13 of the Vocational Education Act of 1963, that further school attendance by such youth in any regular academic or vocational program is no longer practicable under the circumstances. Not more than 25 per centum of the persons who are receiving training allowances (or who would be entitled thereto but for receipt of unemployment compensation) may be youths under the age of twenty-two."

68A Stat. 1 et
seq.
26 USC 1 et
seq.
Conditions.

Ante, p. 412.

(c) Subsection (d) of such section is amended to read as follows:

"(d) For the fiscal year ending June 30, 1966, any amount paid to a State for training allowances under this section, or as reimbursement for unemployment compensation under subsection (h), shall be paid on condition that such State shall bear 33½ per centum of the amount of such payments, and for each fiscal year thereafter such amounts shall be paid on condition that such State shall bear 50 per centum of the amount of such payments."

Payments by
States.

(d) Paragraph (2) of subsection (h) of such section is amended by striking out "July 1, 1964, and for 50 per centum of the amount of such benefits paid on or after that date" and inserting in lieu thereof the following: "July 1, 1965, for 66⅔ per centum of the amount of such benefits paid during the fiscal year ending June 30, 1966, and 50 per centum of the amount of such benefits paid thereafter".

76 Stat. 679.

SEC. 4. (a) The center heading of section 205 of the Act is amended to read as follows: "ADVISORY COMMITTEES".

Advisory com-
mittees.
42 USC 2585.

(b) Subsection (b) of such section is amended to read as follows:

"(b) For the purpose of making expert assistance available to persons formulating and carrying on programs under this title, the Secretary shall, where appropriate, require the organization on a community, State, and/or regional basis of labor-management-public advisory committees."

(c) Subsections (d) and (e) of such section are amended by inserting "National Advisory" immediately before "Committee" each place it appears.

SEC. 5. Part A of title II of the Act is amended by adding at the end thereof the following new section:

"LABOR MOBILITY DEMONSTRATION PROJECTS

"SEC. 208. During the period ending June 30, 1965, the Secretary of Labor shall develop and carry out, in a limited number of geographical areas, pilot projects designed to assess or demonstrate the effectiveness in reducing unemployment of programs to increase the mobility of unemployed workers by providing assistance to meet their relocation expenses. In carrying out such projects the Secretary may provide such assistance, in the form of grants or loans, or both, only to involun-

tarily unemployed individuals who cannot reasonably be expected to secure full-time employment in the community in which they reside, have bona fide offers of employment (other than temporary or seasonal employment), and are deemed qualified to perform the work for which they are being employed. Where such assistance is provided in the form of grants, such grants may not exceed 50 per centum of the expenses incurred reasonably necessary to the transportation of the person who is relocating, and his family, and their household effects. Where such assistance is provided in the form of loans, or a combination of loans and grants, the total amount thereof may not exceed 100 per centum of such expenses and shall be made subject to such terms and conditions as the Secretary may prescribe. Of the funds appropriated for a fiscal year to carry out this title, not more than 2 per centum thereof, or \$4,000,000, whichever is the lesser, may be used for the purposes of this section."

42 USC 2601.

SEC. 6. (a) The first sentence of section 231 of the Act is amended by inserting before the period at the end thereof the following: ", except that with respect to education to be provided pursuant to referrals under subsection (b) or (i) of section 202, the Secretary of Health, Education, and Welfare may make arrangements for the provision of the education to be provided under such subsection through other appropriate education agencies".

42 USC 2582.

Facilities.

(b) The second sentence of section 231 of such Act is amended by striking out ", if facilities or services of such agencies or institutions are not adequate for the purpose," and by inserting before the period at the end of such sentence the following: "where such institutions can provide substantially equivalent training with reduced Federal expenditures".

Payments to
States.

(c) The third sentence of section 231 of such Act is amended to read as follows: "The State agency shall be paid 50 per centum of the cost to the State of carrying out the agreement, except that for the period ending June 30, 1965, the State agency shall be paid 100 per centum of the cost to the State of carrying out the agreement with respect to unemployed persons, and for the fiscal year ending June 30, 1966, the State agency shall be paid 66 $\frac{2}{3}$ per centum of such cost."

42 USC 2614.

SEC. 7. (a) Subsection (a) of section 304 of the Act is amended by striking out "and a like amount for the fiscal year ending June 30, 1965" and inserting in lieu thereof the following: "and each of the two succeeding fiscal years".

(b) Subsection (b) of such section is amended by striking out "\$161,000,000 for the fiscal year ending June 30, 1964, and a like amount for the fiscal year ending June 30, 1965" and inserting in lieu thereof the following: "\$161,000,000 for the fiscal year ending June 30, 1964, \$407,000,000 for the fiscal year ending June 30, 1965, and \$281,000,000 for the fiscal year ending June 30, 1966".

(c) Subsection (c) of such section is amended by striking out "and a like amount for the fiscal year ending June 30, 1965" and inserting in lieu thereof the following: "and each of the two succeeding fiscal years".

42 USC 2615.

SEC. 8. Section 305 of the Act is amended by striking out "vocational".

42 USC 2619.

SEC. 9. Subsections (a) and (b) of section 309 of the Act are each amended by striking out "March 1, 1964" and inserting in lieu thereof "April 1, 1964, April 1, 1965, and April 1, 1966".

42 USC 2620.

SEC. 10. Section 310 of the Act is amended by striking out "1965" both times it appears and inserting in lieu thereof "1966".

Approved December 19, 1963.