Side-by-Side Comparison of Occupational Training Provisions in House and Senate WIA Reauthorization Bills and the Workforce Innovation and Opportunity Act (WIOA)

May 2014

Introduction

The following summary was prepared by the National Skills Coalition. It compares occupational training and adult education and family literacy provisions¹ in the bipartisan, bicameral Workforce Innovation and Opportunity Act (WIOA) with the House and Senate Workforce Investment Act (WIA) reauthorization proposals, and with current law. The summary, while addressing a number of key provisions, is not exhaustive.

Background

WIA, originally authorized in 1998, is now more than a decade overdue for Congressional reauthorization. In the years since its passage, WIA has failed to keep pace with changing economic conditions. The law's original emphasis on short-term training and rapid re-employment is increasingly inconsistent with growing demands for longer-term training aligned to high-growth and emerging industries. Administrative barriers make it difficult for local providers to help participants who require multiple services, undermining the law's vision for cross-program alignment. Steady declines in funding—formula funding decreased by nearly 30 percent over the last decade—have made it ever more difficult to meet the needs of participants. Many state and local systems have adopted innovative strategies despite the limitations of current law, but these efforts could be greatly strengthened if federal policy was updated to reflect best practices in the field.

In 2013, the House and Senate released WIA reauthorization proposals that were substantially different from one another. In the House, reauthorization efforts focused largely on reducing the number of programs within WIA. In March 2013, the House passed the SKILLS Act (H.R. 803), legislation authored by Higher Education and Workforce Training subcommittee chair Virginia Foxx (R-NC). The SKILLS Act would have eliminated 35 existing programs and consolidate the funding for such programs into a single Workforce Investment Fund. The Senate released its WIA reauthorization bill, the Workforce Investment Act of 2013 (S.1356) in July 2013. S. 1356 cleared the Health, Education, Labor and Pensions (HELP) committee on a

¹ The occupation training provisions fall under Title I and the adult education and family literacy provisions fall under Title II of current law and the House-passed WIA reauthorization bill. The Senate bill creates a new Title I, primarily focused on infrastructure and governance issues. Occupational training issues fall under Title II and adult education and family literacy provisions fall under Title III in the Senate WIA reauthorization bill.



bipartisan basis but was not brought to the Senate floor. The Senate bill—crafted on a bipartisan basis by Senator Patty Murray (D-WA) and Senator Johnny Isakson (R-GA), ranking member of the Employment and Workplace Safety subcommittee—did not include consolidation language similar to the House.

The Workforce Innovation and Opportunity Act (WIOA)

On May 21, Senators Murray (D-WA), Harkin (D-IA), Alexander (R-TN), and Isakson (R-GA), along with Representatives Kline (R-MN), Foxx (R-NC), Miller (D-CA), and Hinojosa (D-TX) <u>introduced the Workforce Innovation and Opportunity Act</u> (WIOA), bipartisan, bicameral legislation reauthorizing the Workforce Investment Act (WIA). WIOA would reauthorize the program for six years, from 2015 through 2020. The bipartisan bill is a product of lengthy "preconference" negotiations between the Committee on Education and the Workforce and HELP.

Though it appears the Senate language was used as a starting point in many places, the final product incorporates substantial portions of both the House and Senate versions of the bill. In general, the bill focuses on streamlining programs, reporting and administration. The bill eliminates 15 existing federal training programs—including WIA incentive grants, WIA Pilots and Demonstration Projects, and the Workforce Innovation Fund (WIF). It creates common measures across "core" programs for both adults and youth, and mandates a single, unified plan for all core programs.

The bill maintains the existing basic structure of WIA (i.e., an occupational training title; an adult basic education [ABE], literacy and English language acquisition [ESL] title; Wagner-Peyser; and Vocational Rehabilitation), and does not create a single block grant or otherwise consolidate current funding streams.

The bill amends current law in a number of ways. Key changes include:

- *Workforce Investment Boards (WIBs).* WIOA generally maintains the current structure of state and local workforce boards, continuing to require a business majority and chair. However, the number of required members is reduced.
- *State and local plans*. WIOA requires a single, unified State plan covering all core programs authorized under the bill. The plan must describe the State's overall strategy for workforce development and how the strategy will meet identified skill needs for workers, job seekers and employers. Local plans must be aligned to the strategy described in the State plan, and must describe how services provided at the local level will be aligned to regional labor market needs.
- *Performance measures*. WIOA creates a single set of common measures for adults across all core programs authorized under the bill, including both occupational training and adult education programs, and a similar set of common measures across all youth



serving programs authorized under the bill. Adult measures include: unsubsidized employment; median earnings; receipt of a secondary diploma or recognized postsecondary credential; measurable skills gains toward a credential or employment; and employer engagement.

- *American Job Centers (one-stop centers)*. WIOA requires State boards to establish criteria for use by local boards to assess the "effectiveness, physical and programmatic accessibility, and continuous improvement" of American Job Centers at least every three years. The bill maintains current requirements for mandatory one-stop partners to reach a voluntary agreement to fund infrastructure costs; however, if local areas fail to come to an agreement, a State mandated funding mechanism may be imposed upon those local areas.
- *Employment and Training Activities.* WIOA codifies the elimination of the original "sequence of services," and combines core and intensive services into a new "career services" category. The bill signals to states and local areas an interest in seeing a number of existing best practices adopted or expanded, including: career pathways (including integrated or contextualized ABE, ESL, and occupational training); industry or sector partnership (local WIBs are required to "convene, use, or implement" sector partnerships); and an increased focus on the attainment of industry-recognized certificates and credentials linked to in-demand occupations.
- *State-wide set aside (i.e. governor's set aside)*. WIOA restores the state-wide set-aside to 15 percent.
- *Funding levels*. Unlike current law, which simply specifies "such sums as necessary", WIOA includes specific funding levels for each fiscal year (FY) 2015 through 2020 for the WIA Youth, Adult, and Dislocated Worker programs. Funding levels in FY 2015 are consistent with levels established under the Bipartisan Budget Act, which means that the programs would be funded at post-sequester levels. Funding levels are increased each year, and generally reach FY 2010 levels by FY 2017. **However**, it is important to understand that these are just authorization levels and actual funding levels will continue to be determined through the annual appropriations process. Unless Congress takes steps to undo the existing budget caps and mandatory cuts under sequestration, it is extremely unlikely that programs will be fully funded at these authorized levels.
- *Data and accountability issues*. WIOA includes a revised performance system, making all programs accountable for the same core metrics. The bill also adds requirements for performance reporting, expands use of UI wage records across all programs; requires coordination of state and federal evaluation efforts; and establishes a new Workforce Information Advisory Council.



WIA is more than a decade overdue for reauthorization, and it is important that Congress demonstrate its support for federal investments in a skilled workforce by strengthening and improving the federal workforce development system. Employment, occupational training and adult education programs remain extremely vulnerable to funding cuts so long WIA remains unauthorized. WIOA takes an important step to protect these programs. While National Skills Coalition would have liked to see the bill go further than it does on certain issues, we are supportive of its passage.

Because WIOA is a bipartisan, bicameral bill that has the support of both House and Senate leadership, it is our expectation that the bill will move fairly quickly through both chambers. It is likely that the Senate will try to advance the bill through a unanimous consent (UC) agreement in early June (which means that the bill would not be brought to the floor for debate or amendments). Once the Senate passes the bill, the House would then take it up, possibly on the suspension calendar (an expedited process which requires two-thirds vote for passage, but, again, limits debate and amendments). Although the Administration has offered limited comments on the bill so far, it seems likely that President Obama would sign the bill if it is passed by both chambers. National Skills Coalition will provide updates as they become available.

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Current Law	Senate Bill (S. 1356) ¹	House Bill (H.R. 803)	The Workforce Innovation and Opportunity Act (WIOA; H.R. 803 as amended)
State Boards			
Membership—	Membership—Revises current law	Membership—Revises current law	Membership – revises current law
• Governor	as follows:	to require only the governor,	to require:
• Two members of each chamber	 Majority of representatives 	representatives of business, chief	Governor
of the state legislature, and	must be employers or	elected officials, a state agency	• One member of each chamber
• Representatives appointed by	representatives of business or	official responsible for economic	of the State legislature
the governor, including:	trade associations	development and other such	Representatives appointed by
 Business representatives 	• At least 20 percent must be	representatives as the governor	the Governor, including:
 Chief elected officials 	representatives of labor and	should designate to serve on the	o Employers,
(representing both cities and	CBOs or youth serving	board.	representatives of
counties where appropriate)	organizations	• Requires that two-thirds of	business or trade
 Labor representatives 	• Adds representatives of a joint	board members be	associations (must be
 Youth organization 	labor-management program or	representatives of the business	majority of board)
representatives	apprenticeship program as a	community	 Representatives of
 Representatives of 	required partner		workforce in the state
individuals and			(must be at least 20
organizations with			percent of board),
experience and expertise in			including:
the delivery of workforce			 Required: labor

¹ Occupational training provisions can be found in Title I in current law and in the House bill. The Senate bill split the occupational training provisions into two separate titles, Title I and Title II.



 investment activities including chief executive officers of community colleges and community based organizations Lead state officials of mandatory partner agencies Other representatives and state agency officials that the governor may designate Members must represent diverse regions of the state and a majority must be business representatives State may use an alternative entity as a state board if it was in existence on December 31, 1997; was established under JTPA or is substantially similar to a state board required under WIA; and includes representatives of business and labor organizations 			 representatives, representatives of a joint labor- management partnership or apprenticeship program; and Permissible: representatives of community-based organizations serving individuals with barriers to employment, and youth organization representatives Lead state officials of agencies responsible for core programs Chief elected officials Other representatives and state agency officials the governor may designate Maintains geographic diversity requirement Prohibits representation of multiple categories Authorizes governor to select
			Authorizes governor to select chairperson.
State Board Function			
Functions-	Functions-	Functions-Modifies functions of	Functions—largely adopts Senate
• Development of the state plan	• Development of the state plan	the state board to also include:	bill language.
• Development of continuous	• Review of statewide policies	• Reviewing and developing	 Adds requirement that states
improvement of statewide	and programs and	statewide policies and	develop strategies to align

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activities, including linkages to assure coordination and nonduplication of activities and review of local plans

- Commenting at least once annually on Perkins performance measures
- Designation of local areas
- Development of adult and youth allocation formulas
- Development and continuous improvement of comprehensive state performance measures
- Preparation of annual report to Secretary of DOL
- Development of statewide employment statistics system under Wagner-Peyser Act
- Development of application for incentive grants

development of recommendations on actions that should be taken by state to align core and other programs in a manner that supports a comprehensive system and meets the workforce needs of the state

- Review and provision of comments on state plans for activities and programs of onestop partners that are not core programs
- Development of guidance for the implementation and continuous improvement of the workforce development system (addressing alignment, career pathways, sector partnerships, coordination between states and local areas, identification of regions, technical assistance, case management information systems)
- Development and update of comprehensive state performance accountability measures, including state adjusted levels of performance
- Identification and dissemination on best practices

programs in a manner that supports a comprehensive statewide workforce development system, including determining whether the state should consolidate additional programs into the Workforce Investment Fund

- Development of a statewide workforce and labor market information system
- Developing strategies across local areas to meet the needs of business and support economic growth
- Identifying and disseminating information on best practices for one-stops
- Program oversight
- Developing comprehensive state performance measures
- Eliminates grandfather clause permitting alternative entities to operate in lieu of state workforce boards

technology and data systems across one-stop partner programs to enhance service delivery and improve efficiencies in reporting on performance accountability measures

	 Development and review of statewide policies affecting the coordinated provision of services through the one-stops Development of allocation formulas for distribution of formula funds to local areas Preparation of annual reports Development of statewide workforce and labor market information system 		
Unified State Plan	_		
Term —Requires a state plan that outlines a five-year strategy for the	Term —Requires single four-year plan covering the core programs.	Term —Requires three-year plan.	Term —Requires single four-year plan covering the core programs.
statewide workforce investment	Requires state board to review the	Contents of Plan—	
system.	plan after two years and the	• Eliminates current requirement	Contents of Plan-
	governor to submit modifications	for detailed plans relating to	Strategic Planning: essentially
Contents of Plan-	to reflect changes in the labor	activities carried out under the	adopts Senate bill language.
• Description of the state board	market or economic conditions.	Wagner-Peyser Act	Operational Planning:
• Description of the state-		 Adds requirement that state 	Maintains broad requirements
imposed requirements	Contents of Plan—	plan include description of	of Senate bill
• Description of the state	• Strategic Planning: elements	state criteria for determining	
performance accountability	include analysis of economic	eligibility of training providers	
system	conditions in the state; analysis	 Requires description of 	
• Information describing the	of knowledge and skill needs	procedures that will be taken	
needs of the state regarding	of employers; analysis of	by the state to assure	
current and projected	workforce in the state,	coordination of and avoid	
employment opportunities, the	including educational and skill	duplication among programs	
job skills necessary to obtain	levels; analysis of workforce	and a description of common	
such employment, skills and	development activities in the	data collection and reporting	
economic development needs	state, including strengths and	processes used for such	
of the state, and the type and	weaknesses; a description of	programs	

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availability of workforce	the state's strategic vision and	 Eliminates requirement that 	
investment activities in the	goals for preparing an	state plan provide opportunity	
state	educated and skilled	for business and labor to	
Identification of local areas	workforce; and a strategy for	comment on plan prior to	
designated in the state	aligning core programs and	submission	
• Identification of the criteria to	other resources to achieve the	 Requires state plan to include 	
be used for the appointment of	strategic vision and goals	description of how state will	
members of local boards	 Operational Planning: 	serve certain populations,	
• Detailed plans required under	descriptions of:	including low-income	
section 8 of the Wagner-Peyser	• How lead state agency	individuals, youth, dislocated	
Act	responsible for core	workers, and others	
• Description of the procedures	programs will implement	 Eliminates requirement for 	
that will be taken by the state	state strategy (including	state plan to include	
to assure coordination of and	descriptions of activities	information on youth activities	
avoid duplication among WIA;	that will be funded and	Adds requirement that state	
Wagner-Peyser; Title I of the	aligned; how entities will	plan include description of	
Rehabilitation Act; TANF,	collaborate with entities	strategies and services that will	
Food Stamp employment,	serving populations	more fully engage businesses	
training and work activities;	covered by different titles;	Adds requirement that state	
Older Americans Act	how entities will use career	plan will convene or help	
programs; Trade Adjustment	pathways, how community	convene sector partnerships	
Assistance, veterans	colleges and career and	Adds requirement that state	
employment and training	technical education schools	plan include description of	
services, National and	will be engaged; how	how state will utilize	
Community Service Act	supportive services and	technology to facilitate access	
activities; CSBG employment	technology will be used;	to services in remote areas	
and training activities; HUD	how activities will be	 Adds requirement that state 	
employment and training	coordinated with economic	plan include description of	
activities; and unemployment	development strategies);	state strategy for encouraging	
insurance programs	• State operating systems	regional cooperation within	
Description of common data	and policies (including	state and across state borders	
collection and reporting	descriptions of how state	 Adds requirement that state 	

processes for above listed	will assist local boards and	plan include descriptions of	
programs	one-stop operators and	actions it will take to foster	
 Description of the public 	partners; common data	communication and	
comment and input process	collection reporting	partnerships with non-profits	
 Information regarding 	process; how core	 Adds requirement that state 	
leveraging of resources	programs and one-stop	plan include a description of	
• Assurances of fiscal control	partner programs will be	process and methodology for	
and fund accounting	assessed and results;	determining one-stop partner	
procedures to ensure the	methods for distributing	contributions for cost of one-	
proper disbursement of funds	funds to core programs;	stop infrastructure	
• Description of the methods and	how agencies will align and	• Adds requirement that state	
factors state will use to	integrate available data;	plan include description of	
distribute funds to local areas	how state will assist local	strategies it will use to assist at-	
 Information specifying actions 	areas in implementing an	risk and out-of-school youth in	
that constitute conflict of	integrated case	acquiring the education and	
interest	management information	skills to succeed in the labor	
• Description of state strategy for	system)	market	
assisting local areas in	o Program-specific	• Adds requirement that state	
development and	requirements (including	plan include description of	
implementation of fully	state policies or guidance;	how state will furnish	
operational one-stop delivery	local areas and process for	employment and training and	
system	designation; appeals	supportive services to veterans	
 Description of the appeals 	process for designation and		
process	infrastructure funding;		
• Description of the competitive	criteria local boards must		
process for grants and	use to award youth		
contracts	activities grants; how		
 Description of adult and 	eligible agencies will align		
dislocated worker training	adult education standards		
activities to be provided, rapid	with state academic content		
response activities, procedures	standards; how state will		
the local boards will use to	fund local adult education		

 identify eligible providers of training services (other than for on-the-job training and customized training) Lists of special populations for which plan must specify how service needs will be met Description of the state strategy for providing youth activities, criteria local boards will use in awarding grants to youth providers, how the state will coordinate youth activities with Job Corps and the youth opportunity grant activities 	activities; how agency will assess quality of adult education providers); and o Assurances (including that state has established quality control and administrative policies)		
State Unified Plan/Combined State			
State Unified Plan—Permits state	Combined State Plan—Permits	State Unified Plan—Permits state	Combined State Plan—Permits
to develop and submit a state	state to develop and submit a	to develop and submit a state	state to develop and submit a
unified plan in lieu of separate	combined state plan for the core	unified plan for programs	combined state plan for the core
plans for all of the programs or	programs and one or more of the	authorized by Titles I and II and	programs and one or more of the
activities covered in the state	following programs, in lieu of	one or more of the following	following programs in lieu of
unified plan.	submitting multiple plans: Carl D.	programs: programs authorized by	submitting multiple plans: Carl D.
• State unified plan must cover:	Perkins Act programs; TANF block	the Rehabilitation Act of 1973;	Perkins Act programs; TANF block
secondary (with approval from	grant programs; SNAP E&T	secondary and postsecondary	grant programs; SNAP E&T
the state legislature) and	programs; Trade Adjustment	career education programs	programs; Trade Adjustment
postsecondary programs under	Assistance activities; VETS	authorized under the Carl D.	Assistance activities; VETS
the Carl D. Perkins Act and	programs; UI programs, SCSEP	Perkins Career and Applied	programs; UI programs; SCSEP
Title I and II activities	programs; CDBG authorized	Technology Education Act; Trade	programs; CDBG authorized
 State unified plan may also 	programs; CSBG authorized	Adjustment Assistance activities;	programs; CSBG authorized

² Titled "State Unified Plan" in current law and in the House bill and "Combined State Plan" in Senate bill.

cover: SNAP E&T programs;	programs; or prisoner reentry	registered apprenticeship	programs
Trade Adjustment Assistance	programs.	programs; CSBG authorized	• Core programs covered by the
activities; programs authorized	 Core programs covered in the 	programs; TANF block grant	combined plan are still subjects
under the Wagner-Peyser Act;	combined plan are still subject	programs; UI programs; SNAP	to the requirements of the state
programs authorized under	to the requirements they would	E&T programs; CDBG authorized	unified plan
Title I of the Rehabilitation Act	be subject to under the state	programs; programs and activities	
of 1973; VETS programs; UI	unified plan	authorized under the Public Works	
programs; TANF block grant		and Economic Development Act of	
programs; SCSEP programs;		1965; and VETS programs	
CDBG authorized programs;		• Permits states to propose to	
and CSBG authorized		consolidate the amount (in	
programs		whole or in part) provided for	
• Programs in the state unified		activities or programs	
plan are subject to the		dedicated to employment and	
requirements applicable to a		training into the Workforce	
plan or application for		Investment Fund	
assistance under the federal		• Requires states, in carrying out	
authorizing program		consolidation to continue to	
authorizing the activity or		meet the program	
program		requirements, limitations and	
		prohibitions of any federal	
		statute authorizing the activity	
		or program consolidated into	
		the workforce investment fund	
		and to continue meet the intent	
		and purpose of such program ³	
		• Exempts funds allocated under	
		the Carl D. Perkins Career and	

³ It remains unclear how states will be able to demonstrate that they have met the reporting requirements for individual programs if the funds for those programs are consolidated into a single fund. Given that challenge, it appears that this provision may have the effect of "waiving" the requirements of those individual programs.

		Technical Education Act of 2006 and the Rehabilitation Act of 1973 from consolidation	
Local Workforce Investment Areas/ Areas ⁴	Local Workforce Development		
 Designation of Areas – Requires governor in designating local workforce investment areas to consider: Geographic areas served by local educational agencies and intermediate educational agencies Geographic areas served by postsecondary and area vocational educational schools; The extent to which such local areas are consistent with labor market areas The distance individuals will need to travel to receive services The resources of such local areas to effectively administer workforce investment activities Other Means of Designation – provides for automatic designation 	 Designation of Areas – Requires governor, in designating a local area to consider: Extent to which the areas are consistent with labor market areas The extent to which the areas are consistent with regional economic development areas Whether the areas have the necessary federal and non- federal resources to administer employment and training activities Permits automatic designation of existing local areas Single State Local Areas – Permits continuation of designation, provides for redesignation, describes makeup of the board, and the effect on the local plan and 	 Designation of Areas – Makes the following changes to current law: Eliminates provision relating to automatic and temporary designation of local workforce investment areas Modifies factors a governor must use in designating local areas Authorizes any state to be designated a single workforce area Adds provision authorizing states to require local areas in a designated region to prepare a single regional plan in lieu of separate local plans 	 Regions – requires states to identify regions in consultation with local boards and chief elected officials in local areas. Local Areas – requires Governor to designate local areas through consultation with the state board and after consulting chief elected officials and local boards. Governor must consider: Maintains considerations in Senate bill language Adds provision permitting governor to approve request of any unit of general local government for designation if state board recommends designation Adds provision requiring state to provide redesignation assistance
of local areas, temporary and	functions.		Regional Coordination-requires

⁴ Designated "Local Workforce Development Areas" in S. 1356 and WIOA.



subsequent designation, and			local boards and chief elected
designation on recommendation of	Regional Planning—		officials in each planning region to
the state board.	8		1 0 0
the state board.	• Requires state to identify		engage in a regional planning
	regions in the state and for		process resulting in a regional plan
Regional Planning—Permits state	those regions that cover two or		(that incorporates local plans for
to designate the state as a single	more local areas. Local boards		each area in the planning region),
state local area and permits state to	comprising a region must		establishment of regional service
require regional planning by local	submit regional plans		strategy, the development of sector
boards for a designated region in	describing cooperative		initiatives for in-demand sectors or
the state.	initiatives and incorporating		occupations in the region, the
	local plans		collection and analysis of regional
	• If in two years post-enactment		market data, establishment of
	a local area is a member of a		administrative cost arrangements,
	planning region, it must		coordination of supportive
	demonstrate it (1) participated		services, coordination with
	in preparing a regional plan		regional economic development
	and (2) developed and		services, and establishment for an
	implemented regional service		agreement on how planning region
	strategies		will negotiate performance
	• Authorizes two or more states		accountability measures with
	to designate interstate regions		governor.
	as planning regions and jointly		80,0000
	exercise state functions		Single State Local Areas – permits
			previous designation; requires
			local plan to be submitted as part
			of the state plan
Local Board			of the state plan
Membership—Must include	Membership – Must include	Membership—	Membership—largely adopts
-	representatives of:	• Eliminates requirement that	Senate bill language.
representatives of:Business (majority of members)	 Business (majority of members 	 Emmates requirement that local board include 	
	Business (majority of members must be business		1
must be business		representatives from local	representative of a joint labor-
representatives)	representatives)	educational entities, labor	management partnership must

• Local educational entities, including representatives of local educational agencies, local school boards, entities providing adult education and literacy, and postsecondary educational institutions (including representatives of community colleges where such entities exist)

- Labor organizations
- Community-based
 organizations
- Economic development agencies
- Each one-stop partner
- Other entities the chief local elected official determines appropriate

Youth Councils – Requires establishment of Youth Councils as a subgroup of local board to develop portion of local plan relating to youth; recommend providers of youth activities to be awarded grants/contracts, and conduct oversight of providers; coordinate WIA-funded youth activities; other duties determined appropriate by chair of local board.

- Labor, CBOs and youth serving organizations (must make up at least 20 percent of the board)
- Entities administering education and training activities including ABE, higher education, labormanagement programs
- Economic and community development entities including a representative of state employment service and a representative of a local vocational rehabilitation program
- Other entities identified by local chief elected official.

Youth Councils—Eliminates Youth Councils.

Standing Committees—Requires board to establish standing committees that assist with operational and other issues relating to the one-stop delivery system, youth services, and individuals with disabilities.

Board Functions—Maintains existing functions but adds requirements relating to employer organizations, communitybased organizations, economic development agencies, and one-stop partners.

• Requires two-thirds business majority on local board.

Youth Councils—Eliminates Youth Councils

Other Changes to Current Law – Eliminates provisions related to concentrated employment programs and authorizing alternative entities in lieu of local boards.

Board Functions – Functions to include:

- Developing and submitting local plan
- Conducting workforce research and labor market analysis, and assisting governor in developing the statewide workforce and labor market information system
- Meeting the needs of business and supporting economic growth by enhancing communication, coordination, and collaboration among

be included among the labor, CBO and youth-serving organization contingent

Standing Committees—Adopts Senate bill language.

Board Functions—Adopts Senate bill language.

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Alternative Entities – Allows	engagement, leveraging of non-	businesses, economic	
alternative entities to be	federal resources, and leading	development agencies, and	
grandfathered in as local boards if	efforts to develop career pathways	service providers	
they 1) existed as of December 31,	and promote other proven and	 Develop a budget for local 	
1997 and 2) were established under	promising practices (including the	activities	
JTPA or are	establishment of industry or sector	 Selecting one-stop operators 	
substantially similar to local	partnerships).	and identifying eligible	
boards; and 3) include		providers of work-ready and	
representatives of business and		training services	
labor.		 Negotiating local performance measures 	
Board Functions—		• Developing strategies for	
• Develop and submit a local		technology improvements to	
plan		facilitate access to services in	
• Designate or certify one-stop		the local area	
operators			
• Identify eligible providers of			
youth activities by awarding			
grants or contracts on a			
competitive basis			
• Identify eligible providers of			
training services			
• If the one-stop operator does			
not provide intensive services,			
identify eligible providers of			
intensive services by awarding			
contracts			
Develop a budget			
Conduct oversight			
Negotiate and reach agreement			
on local performance measures			
Assist the governor in			



 developing the statewide employment statistics system under the Wagner-Peyser Act Coordinate workforce investment activities with economic development strategies and develop other employer linkages with such activities Promote the active participation of private sector employers 			
Local Plan			
Plan Term – Requires local board	Plan Term—Four years. Local	Plan Term —Three years.	Plan Term – Adopts Senate bill
to develop and submit to governor	board must review two years into		language.
a comprehensive five-year local	the four-year plan and submit	Plan Contents – Must include	
plan in partnership with	modifications to reflect changes in	descriptions of:	Plan Contents – Adopts Senate bill
appropriate chief elected official.	the labor market and economic	• The analysis of local economic	language.
	conditions.	and workforce conditions	
Plan Contents—		• The one-stop delivery system	
 Identification of the local 	Plan Contents – In addition to	in the local area	
workforce investment needs of	current law, must include	• The strategies and services that	
businesses, jobseekers, and	descriptions of:	will be used to more fully	
workers, the current and	• Strategic planning elements	engage businesses	
projected employment	Workforce development	How local board will convene	
opportunities, and the job skills	system in the local area	or help convene industry	
necessary to obtain such	• How local board will expand	partnerships	
employment opportunities	access to employment, training,	• How the local board will	
• Description of the one-stop	education and supporting	coordinate local workforce	
system, including how the	services	activities with statewide	
local board will ensure the	• The strategies and services that	activities	

continuous improvement of the eligible providers of services, and a copy of each MOU between the LWIB and each one-stop partner

- Description of the local levels of performance
- Description and assessment of the type and availability of adult and dislocated worker employment and training activities in the area
- Description of how the LWIB will coordinate workforce activities with statewide rapid response activities
- Description of the type and availability of youth services
- Description of the process for public input and comment on the local plan prior to submission
- Identification of the entity responsible for the disbursal of grant funds
- Description of the competitive process to be used to award grants
- Other such information as the governor may require

will be used to facilitate employer engagement; meet the needs of business; better coordinate programs and economic development; and strengthen linkages between one-stop delivery system and UI

- How local board will coordinate education and workforce activities with secondary and postsecondary programs
- Plans to maximize coordination of services provide by the state employment service
- How board will coordinate with adult education and literacy programs
- How one-stop centers are implementing and transitioning into an integrated, technology enabled intake and case management information system

• How local area will coordinate
activities with local area's
disability community

- Local levels of performance
- The process used by the board to provide an opportunity for public comment prior to plan submission
- How local area will serve the employment and training needs of certain populations, including dislocated workers, low-income individuals, English learners, and others
- The entity responsible for disbursal of grant funds
- Strategies and services that will be used in the local area to assist at-risk youth and out ofschool youth
- How local area will furnish employment and training and supportive services to veterans
- Eliminates requirement that local plan provide opportunity for business and labor organizations to comment on plan prior to submission

State Performance Accountability System

Core Indicators— ⁵	Core Indicators for Title II, Title	Core Indicators for Title I, Title II,	Core Indicators for Title I, Title II,
• Adults and Older Youth (19-	III, Title IV and Title V	and Title IV programs—	Title III, and Title IV programs—
			 Core Indicators for Title I, Title II, Title III, and Title IV programs— The percentage of participants in unsubsidized employment during second quarter after exit Percentage of program participants in unsubsidized employment during the fourth quarter after exit Median earnings of participants in unsubsidized employment during second quarter after exit Percentage of participants who obtain a recognized postsecondary credential, secondary school diploma or equivalent during participation or within 1 year after program exit Percentage of participants who
rate at six months is measured, rather than earnings change. • Core Indicators for Younger	an education or training program that leads to a recognized postsecondary credential or employment	recognized postsecondary credential, including a registered apprenticeship, or a secondary school diploma or	 Percentage of participants who during a program year are in education that leads to a recognized postsecondary
Youth	and who are achieving	equivalent, during	credential or employment and
(14-18)—	measurable gains toward those	participation or within one	who are achieving measurable
• Attainment of basic skills	goals	year after exit	gains towards those goals
and work readiness or	 Indicators of effectiveness in 	• The percentage and number of	 Indicators of effectiveness in

⁵ Most states have adopted the "common measures" (entered employment, employment retention, and average earnings for adults and dislocated workers; placement in employment or education, attainment of a degree or certificate, and literacy and numeracy gains for youth) via waivers.

taking into account factors including differences in economic conditions, participant characteristics at entry, and services to be provided

occupational skills

diplomas and their

o Attainment of high school

recognized equivalents

advanced training, or

military service,

apprenticeships

• Customer satisfaction

State Adjusted Levels of

year. Adjustment factors:

Performance—Set for first three

years; adjusted levels for fourth

and fifth years set prior to fourth

• Extent to which levels will

• How levels compare with

assist state in attaining high

level of customer satisfaction

adjusted levels of other states

indicators

o Placement and retention in

postsecondary education or

placement and retention in

employment, or qualified

Customer satisfaction of

employers and participants

serving employers

Core Indicators for Youth-

- Percentage of program participants who are in education or training or employed during second quarter after exit
- Percentage of participants who are in education or training activities or employed during fourth quarter after exit
- Median earnings of participants who are employed during the second quarter after exit
- Percentage of program participants who during a program year are in education or training program that leads to a postsecondary credential or employment and who are achieving measurable gains toward those goals
- Indicators of effectiveness in serving employers

Indicator Relating to Credential – participants who have earned a credential shall only be included in the percentage counted as meeting the criteria of they have obtained

participants who, during a program year, are in an education or training program that leads to a recognized postsecondary credential, a secondary school diploma or equivalent, or unsubsidized employment, and are achieving measurable basic skills gains toward such credential or employment

- The percentage and number of participants who obtain unsubsidized employment in the field relating to the training services received
- Requires the Secretary of Labor to use core indicators of performance to assess the effectiveness of the programs and activities carried out by the one-stop delivery system

Indicator Relating to Credential-

participants who have earned a credential shall only be included in the percentage counted as meeting the criteria of they have obtained or retained employment or are in an education or training program leading to a recognized credential within one year of exit.

serving employers

Primary Indicators for Youth-

- Percentage of program participants who are in education or training activities, or in unsubsidized employment during second quarter after exit
- Percentage of participants who are in education or training activities or in unsubsidized employment during fourth quarter after exit
- Median earnings of participants in unsubsidized employment during second quarter after exit
- Percentage of participants who obtain a recognized postsecondary credential, secondary school diploma or equivalent during participation or within 1 year after program exit
- Percentage of participants who during a program year are in education that leads to a recognized postsecondary credential or employment and who are achieving measurable gains towards those goals



• Extent to which levels promote continuous improvement in performance and ensure optimal return on investment of federal funds	or retained employment or are in an education or training program leading to a recognized credential within one year of exit. Other Indicators – Requires secretaries of Labor and Education to establish one or more primary indicators of performance that indicate the effectiveness in serving employers. Permits state to identify additional measures in state plan. State Adjusted Levels of Performance – Set for the first two years; adjusted levels for third and fourth years prior to third year.	Other Indicators—permits a state to identify additional indicators. State Adjusted Levels of Performance—eliminates requirement that state levels of performance be negotiated for the fourth and fifth program year.	 Indicators of effectiveness in serving employers Indicator Relating to Credential— Adopts House and Senate bill language. Other Indicators—Adopts Senate bill language. State Adjusted Levels of Performance—Adopts Senate bill language. Definitions of Indicators of Performance—requires DOL and DoEd to issue definitions for performance indicators.
Local Performance Accountability	Measures		
Local performance measures consist of the same core indicators and customer satisfaction indicators required for states.	Core indicators are the same as state indicators; local areas negotiate local levels of performance with governor, chief elected official.	Largely maintains current law. Eliminates language on customer satisfaction indicators.	Adopts Senate bill language.
Evaluation, Sanctions and Performa	*		
Sanctions for State Failure to Meet Performance Measures—If a state fails to meet state adjusted levels of performance relating to core and customer satisfaction	Essentially maintains existing language relating to evaluation of state programs, fiscal and management accountability systems, and state and local failure	Sanctions for State Failure to Meet Performance Measures — Amends current law to require the secretary to reduce a state's grant if it fails to meet its performance	Essentially maintains existing language relating to evaluation of state programs, fiscal and management accountability systems, and state and local failure

indicators for a program for any program year, the secretary shall, upon request provide technical assistance. If such failure continues for a second consecutive year, the secretary may reduce by not more than five percent, the amount of the grant that would be payable for the immediately succeeding program year. Such penalty shall be based on the degree of failure to meet state adjusted levels of performance.

Sanctions for Local Failure to Meet Performance Measures: If a local area fails to meet levels of performance in relation to core and customer satisfaction indicators, the governor, or upon request of the governor, the secretary, shall provide technical assistance. If such failure continues for a second year, the governor shall take corrective actions, which may require appointment of a new local board, prohibit use of eligible providers and one-stop partners identified as achieving a poor level of performance, or take other such actions as the governor determines are appropriate.

to meet performance measures.

Performance Reports-

- Requires secretaries of Labor and Education to develop performance report templates for use by states, local areas, and eligible providers
- State and Local Performance Reports: includes level of performance under accountability measures (including with respect to individuals with barriers to employment disaggregated by subpopulation); total number of participants served by each program (disaggregated); and number of participants enrolled in more than one program
- Eligible Training Provider Performance Reports: includes levels of performance under accountability measures; total number of individuals engaging in the program of study; the total number of participants served by each adult and dislocated worker program (including number of individuals w/ barriers to

levels for two consecutive years and to return rescinded grant funds to the Treasury.

Sanctions for Local Failure to Meet Performance Measures— Amends current law to require a local area to develop a reorganization plan if it fails to meet performance measures for two consecutive years. Requires the governor, if such failure continues for a third consecutive year, to reduce the grant amount, based on the degree of failure to meet local levels of performance. to meet performance measures.

Performance Reports-

- Requires DOL and DoEd to develop performance report templates for use by states, local areas, and eligible providers
- State and Local Performance Reports: includes level of performance under accountability measures (including with respect to individuals with barriers to employment disaggregated by subpopulation); total number of participants served by each program (disaggregated); number of participants receiving career and training services and the funds spent on each type of service; number of participants who exited from career and training services; average cost per participant of participants who received career and training services; the percentage of participants who received training services and obtained unsubsidized employment in field related to that training; percentage of







			exited from training services, disaggregated; and the average cost per participant receiving training services Pay-for-Performance Contract Strategy Incentives – permits Governor to use non-federal funds to establish incentives for local boards to implement pay-for- performance contract strategy for training service delivery.
Workforce Innovation and Replicat	tion Grants		
N/A	Requires secretaries of Labor and Education to award on a competitive basis, workforce innovation and replication grants to state partnerships and regional entities. Grants awarded to eligible entities must be used to support innovative new strategies and activities, or the replication and expansion of effective evidence- based strategies and activities that are designed to align and strengthen the state's workforce development system. • Requires a 50 percent match • Three-year non-renewable term	N/A	Not authorized.

Youth Innovation and Replication	Grants		
N/A	Requires secretaries of Labor and	N/A	Not authorized.
	Education to award on a		
	competitive basis, innovation and		
	replication grants to eligible		
	entities to support the		
	demonstration of innovative new		
	strategies and activities, or the		
	replication and expansion of		
	effective evidence-based strategies		
	and activities designed to		
	substantially improve education		
	and employment outcomes for		
	eligible youth.		
	• Requires 50 percent matching		
	share from non-federal		
	resources, cash or in-kind.		
	Allows financial hardship		
	waiver		
	• Grant is three years, non-		
	renewable		
One-Stop Delivery System: Partner			
Required Partners—	Required Partners—	Required Partners – Eliminates	Required Partners—Adopts
WIA Title I programs	 Partners required under 	requirement that the Senior	Senate bill language.
Wagner-Peyser programs	current law	Community Service Employment	
• Adult Education and Literacy	• Programs under the Second	program and TANF be mandatory	Responsibilities of Required
programs	Chance Act	partner programs and eliminates	Partners—Essentially adopts
Rehabilitation Act programs	• TANF (unless the governor	reference to SNAP E&T and TANF	Senate bill language.
Welfare-to-Work	makes a written determination	as optional partner programs.	
Older Americans Act programs	to exclude TANF)		Additional Partners—Adopts
Perkins postsecondary		Responsibilities of Required	Senate bill language.
vocational education activities	Responsibilities of Required	Partners —Required partners must:	

 Trade Adjustment Assistance 	Partners —Required partners must:	 Provide access through the 	Memorandum of
and NAFTA-TAA programs	 Make available through the 	one-stop delivery system to	Understanding-Adopts Senate
 Veterans Employment and 	one-stop system the core	programs and activities carried	bill language.
Training	services applicable to such	out by the entity	
 Community Service Block 	program or activity	 Use a portion of funds 	One-Stop Operators -Adopts
Grant employment and	 Use a portion of funds 	available to the program to	Senate bill language.
training activities	available for the program and	maintain the one-stop delivery	
• HUD employment and training	activities to maintain the one-	system, including	
activities	stop system, including	infrastructure costs	
 Unemployment compensation 	infrastructure costs of one-stop	• Enter into a local MOU with	
programs	centers	the local board	
Responsibilities of Required	• Enter into a local MOU with	• Participate in the operation of	
Partners —Required partners must:	the local board, relating to the	the one-stop system consistent	
 Make available to participants 	operation of the one-stop	with the MOU	
through a one-stop system the	system		
core services applicable to such	• Participate in the operation of	Additional Partners – Eliminates	
program or activity	the one-stop system, consistent	reference to SNAP E&T and TANF	
• Participate in the operation of	with the MOU and federal law	as optional partner programs.	
the system consistent with	• Provide representation on the	Adds employment and training	
terms of a memorandum of	state board	programs administered by the	
understanding and with the		Social Security Administration, the	
requirements of federal law	Additional Partners-With	Small Business Administration,	
applicable to the program.	approval of local board and chief	and public libraries to list of	
	elected official:	optional partner programs	
	 Employment and training 		
Additional Partners – May add if	programs administered by the	Memorandum of	
local board and chief elected	SSA	Understanding—essentially	
official approve participation:	 SNAP and SNAP E&T 	maintains current law. Adds	
• TANF	programs	requirement that MOU be	
 Food Stamp employment, 	Client assistance programs	reviewed not less than once every	
training, and work programs	 National and Community 	three years.	
 National and Community 	Service state grants		

Service Act programs	Other appropriate federal, state	One-Stop Operators –	
• Other federal, state, or local	or local employment,	 Eliminates option to designate 	
programs, including private	education and training	one-stop operators through	
sector programs	programs	agreement between local	
		boards and three or more	
Memorandum of Understanding	Memorandum of	partner programs	
(MOU) – Requires local board and	Understanding—Largely	• Eliminates provision allowing	
one-stop partners to enter into an	maintains current law, adding:	employment services agencies	
MOU concerning the operation of	 Methods to ensure needs of 	to serve as one-stop operators	
the one-stop delivery system in the	workers and youth (including	• Eliminates grandfather	
local area, that describes:	individuals with barriers to	provision for one-stop delivery	
• The services to be provided	employment) are addressed	systems in place prior to WIA	
through the one-stop delivery	Procedure for amending and	enactment	
system	assurances the MOU will be		
• How the costs of such services	reviewed once every two years		
and operating costs will be			
funded	One-Stop Operators —Essentially		
• Methods of referral of	maintains current law. Adds new		
individuals between the one-	requirement that state and local		
stop operator and one-stop	boards ensure one-stop operators		
partners for services and	do not establish practices that		
activities	create disincentives to providing		
• Duration of the MOU	services to individuals with		
	barriers to employment who may		
One-Stop Operators -Requires	require longer-term services.		
local board, with chief elected			
official to designate or certify one			
stop operators and to terminate			
operators for cause. Eligible			
entities will be designated or			
certified by a competitive process			
in accordance with an agreement			

reached by local board and			
consortium of entities that at a			
minimum includes three or more			
one-stop partners. One stop			
operators may include:			
postsecondary institutions,			
employment service agencies,			
private nonprofits (including			
CBOs), private for-profit entities,			
government agencies, or another			
interested organization or entity			
Includes grandfather provision			
for pre-WIA one-stops.			
Establishment of One-Stop Deliver			
Required services —Providing:	Required services —Essentially	Required services —Essentially	Required Services – Essentially
Core services	maintains current law.	maintains current law. Designates	maintains current law.
Access to intensive services		core and intensive services as	Consolidates core and intensive
and training services	Service delivery—Essentially	"work ready" services.	services as "career services."
Access to permissible local	maintains current law.		
employment and training		Service delivery—Essentially	Service Delivery – Essentially
activities	Co-location—Requires	maintains current law.	maintains current law.
Access to programs and	employment services offices to be		
activities carried out by one-	collocated with one-stop centers.	One-stop center certification—	Co-location —Adopts Senate bill
stop partners		Requires state board to establish	language.
Access to national employment	Continuous Improvement –	procedures for certifying on-stop	
statistics and all job search,	Requires state board to establish	centers for purposes of awarding	Continuous Improvement – In
placement, and other labor	objective criteria and processes to	one-stop infrastructure funds.	order to be eligible for
exchange services under the	assess effectiveness, physical and		infrastructure funding, requires
Wagner-Peyser Act	programmatic accessibility, and	Infrastructure Funding—Provides	state board to establish objective
	continuous improvement of one-	that a portion of federal funds be	criteria and processes to assess
Service delivery —The one-stop	stop centers and the one-stop	made available to a state for	effectiveness, physical and

delivery system:

- Must at a minimum make each of these programs, services and activities accessible in not less than one physical center in each local area
- May also make programs and services and activities available through a network of affiliated sites and through a network of eligible one-stop partners
- May have specialized centers to address special needs (i.e. dislocated workers, youth, key industry sectors)

delivery system, including standards relating to service coordination.

Infrastructure Funding—Local areas may fund infrastructure costs through methods described in the MOU or through a new state infrastructure funding method.

- If local areas fail to reach an agreement through MOU, required partner programs most provide the governor with a "covered portion" to assist with one-stop infrastructure costs
- Funds provided for "covered portion" may only come from administrative funds
- Contributions are capped at:

 Three percent of federal funds provided to a state for a fiscal year for WIA youth, adult, and dislocated worker programs and the Employment Service; and
 1.5 percent of federal funds provided to a state for a fiscal year for all other required partners
- Federal direct spending programs not required to

partner programs participating in the one-stop delivery systems must be provided by the governors who must then allocate funds to local areas to assist in paying for one-stop infrastructure costs.

• Provides that in addition to infrastructure funds made available, a portion of funds or non-cash resources of participating one-stop partners must be used to cover the costs of infrastructure not covered by the funds made available by the governor programmatic accessibility, and continuous improvement of onestop centers and the one-stop delivery system, including standards relating to service coordination.

Infrastructure Funding—Adopts Senate bill language.



	provide more than the cost of		
	proportionate use of the one-		
	stop centers for the program in		
	the state		
	• Requires a portion of federal		
	funds (or non-cash resources)		
	made available to required or		
	additional partners to be used		
	to pay for additional costs for		
	operating the one-stop system		
	that are not covered by		
	infrastructure funds		
Identification of Eligible Providers	of Training Services		
Eligibility – To be eligible to	Eligibility—Maintains current	Eligibility—Maintains current	Eligibility-Maintains current
receive funds, provider is required	law.	law.	law.
to be:			
• A postsecondary institution	State Criteria—	State Criteria—	State Criteria—
that is eligible to receive	• Requires governor in	• Must take into account:	Largely maintains Senate
federal funds under the Higher	developing criteria a range of	 Performance of training 	language. Adds requirement
Education Act of 1965 and that	factors, including:	providers respect to	that state consider the degree
provides a program that leads	 Performance of training 	performance accountability	to which the training programs
to an associate or baccalaureate	providers with respect to	measures	of such providers relate to in-
degree, or certificate	performance accountability	 Whether the training 	demand industry sectors and
• A registered apprenticeship	measures	programs of such providers	occupations in the state.
program	 The need to ensure access to 	relate to in-demand	-
 Another public or private 	training services throughout	occupations	State Information
provider of a program of	the state	• The need to ensure access to	Requirements—largely adopts
training services (conditional	 Ability of providers to offer 	training throughout the state	Senate bill language. Adds
eligibility)	programs leading to	o The ability of providers to	requirement that providers may
• Providers of on-the-job or	recognized postsecondary	offer programs leading to a	receive initial eligibility for only 1
customized training shall not	credentials	recognized postsecondary	year for a particular program.

be subject to these requirements

State Criteria – automatic initial eligibility for postsecondary educational institutions and registered apprenticeship programs. For other eligible providers, governor shall establish a procedure for local boards to determine initial eligibility.

- In establishing subsequent eligibility procedures, local boards must consider the specific economic, geographic and demographic factors in the local area and the characteristics of the populations served by providers seeking eligibility
- Requires training providers to submit information on performance and performance cost and training services information for all participants who received assistance

- Program quality
- The ability of providers to provide training to individuals who are employed and those with barriers to employment
- Allows local areas to establish additional criteria and information requirements or require higher levels of performance than required under state criteria
- Requires training providers to submit information on provider performance, postsecondary credentials received by participants, program costs for participants, program completion rate
- Establishes factors governor should consider in devising criteria for initial eligibility

State Information Requirements—

 Requires training service provider to submit information to the State, including: information on the performance of the provider with respect to the performance accountability

credential

- Information that providers are requires to report to state agencies with respect to federal and state programs
- Other factors deemed appropriate
- Requires that training providers submit information to the state on degree and industry-recognized certifications received by participants, cost of attendance, program completion rate, provider performance and other information
- Provides for review and renewal of provider eligibility every three years
- Permits local areas to establish additional criteria

Eligible Providers of Youth Activit	 measures; information on recognized postsecondary credentials received by participants; information on cost of attendance; information on program completion rates; and information on state criteria. Permits local board to establish criteria and information requirements Permits providers to seek initial eligibility by providing program-specific information based on criteria established by the state. 		
Requires local board to award grants and contracts to eligible providers on a competitive basis based on recommendations of the youth council and the criteria set forth in the state plan and to conduct oversight with respect to providers.	 Requires local board to award grants to providers based on criteria set forth in the state plan and to conduct oversight with respect to providers. Adds authorization for local boards to sole-source award grants if it determines there are insufficient providers to award grants on a competitive basis. 	H.R. 803 repeals the Youth Activities section of the Workforce Investment Act.	 Largely adopts Senate bill language. Adds requirement that local board should consider the ability of the providers to meet performance accountability measures
State Allotments for Youth Workfo			
 State Allotment Formula— 33 1/3 percent based on relative number of unemployed individuals in areas of 	 State Allotment Formula – 33 1/3 percent based on relative number of individuals in the civilian labor force ages 16-21 	H.R. 803 repeals the Youth Activities section of the Workforce Investment Act.	 State Allotment Formula – Maintains current law regarding state formula allotments (adds provision on

substantial unemployment

- 33 1/3 percent based on relative excess number of unemployed individuals
- 33 /13 percent based on relative number of disadvantaged youth
- Hold harmless and small state minimum provisions
- Outlying areas: requires secretary to reserve no more than .25 percent of funds made available for states and outlying areas for outlying areas
- Requires secretary to, in fiscal years in which appropriations for youth activities are equal to or less than \$1B, reserve a portion of the amount appropriated for youth opportunity grants (capped at \$250M) and youth activities under migrant and seasonal farmworker programs (capped at four percent of funding for youth activities in excess of \$1B)
- Requires secretary to make funds available for Native American programs

- 33 1/3 percent based on relative number of unemployed individuals
- 33 1/3 percent based on relative number of disadvantaged youth ages 16-21
- Hold harmless and small minimum state provisions
- Maintains current law regarding outlying areas
- Eliminates requirement that secretary reserve excess funding for youth opportunity grants. Caps funding for youth activities under migrant and seasonal farmworker programs at \$10M
- Caps total allotment for Native American youth workforce investment activities at 1.5 percent

concentrated employment programs and disadvantaged youth)

- Changes hold harmless to require that no state receive less than the greater of either
 90 percent of the previous year's allotment or 100 percent of the FY 2014 allotment.
 Maintains current law provision on small state minimum.
- Maintains current law regarding minimum and maximum allotment percentages
- Requires DOL, in years for which appropriations for youth activities exceeds \$925,000,000 to reserve a portion (not more than \$10M) for youth activities for migrant and seasonal farmworkers
- Adopts Senate bill language regarding Native American youth
- Maintains current law regarding outlying areas



Within-State Allocations for Youth	Activities		
Not more than 15 percent of youth formula funds can be reserved at the state level. Funds allocated to local areas based on each of the three factors used by secretary to determine state allocation. Allows states to in lieu of the formula allocation to reserve not less than 70 percent for the formula allocation and use the remainder on the basis of a formula that incorporates additional factors relating to excess youth poverty and unemployment. Sets administrative cost limits at 10 percent.	Essentially maintains current law. Adds requirement that not less than 80 percent of the remaining allotment using the same state allocation formula (including minimum and maximum percentages) and not more than 20 percent as a "youth discretionary allocation" to local boards with a significant number of eligible youth. Limits local administrative costs to ten percent of local allocation.	H.R. 803 repeals the Youth Activities section of the Workforce Investment Act.	Maintains current law regarding within state allocations.
Youth Activities			
 Required Statewide Activities— Disseminating a list of eligible providers of youth activities Carrying out same activities described under required adult activities (below) Providing additional assistance to local areas that have high concentrations of eligible youth Allowable Statewide Activities— Carrying out same activities 	 Required Statewide Activities— No required activities. Allowable Statewide Activities – Funds may be used for: Conducting evaluations, research or demonstrations relating to meeting the education and employment needs of youth Providing assistance to local areas coordinating local 	H.R. 803 repeals the Youth Activities section of the Workforce Investment Act.	 Required Statewide Activities – Conducting evaluations of youth investment activities, in coordination with federal evaluations Disseminating a list of eligible providers of youth activities Providing assistance to local areas for local coordination Operating a fiscal management accountability information system

described as allowable	activities	Carrying out monitoring and
statewide adult activities	 Providing technical assistance 	oversight activities
(below)	 Operating a fiscal and 	Providing additional assistance
 Carrying out, on a statewide 	management accountability	to local areas that have high
basis, programs that	information system	concentrations of eligible youth
incorporate local elements and	 Carrying out monitoring and 	
requirements	oversight activities	Allowable Statewide Activities –
	 Supporting the development of 	Conducting research and
Local Elements and Requirements	alternative programs and	demonstrations relating to
-	activities that enhance choices	meeting the education and
• Provide objective assessment of	available to eligible youth	employment needs of youth
the academic/skill/service	 Supporting the provision of 	 Supporting the development of
levels and needs of each	core services	alternative, evidence-based
participant	 Supporting financial literacy 	programs to enhance choices
• Develop service strategies for	• Requires at least 75 percent of	for eligible youth
each participant that are	available statewide funds and	Supporting the provision of
directly linked to the indicators	75 percent of funds made	career services via the one-stop
of performance and that	available to local areas to be	delivery system
identify career pathways	used to provide workforce	Supporting financial literacy
• Provide activities leading to	investment activities for out-of-	Providing technical assistance
the attainment of a secondary	school youth (exception	
school diploma or	available for states receiving	Local Elements and
postsecondary credential,	the minimum allotment)	Requirements-
preparation for postsecondary	• Limits administrative set aside	Largely adopts Senate bill
opportunities that have strong	to 5 percent of allocation	language regarding program
linkages between academic	-	design and elements
instruction opportunities,	Local Elements and	Adds provision allowing local
preparing students for	Requirements –essentially	board to implement a pay-for-
unsubsidized learning	maintains current law.	performance contract strategy
opportunities, and effective	Includes additional local	for the local elements. Allows
connections to employers	elements: Adds to current	board to use 10 percent of the
• Provide elements consisting of	program elements under	funds

tutoring, alternative secondary school services, summer employment opportunities, internships, occupational skills training, leadership development, supportive services, adult mentoring, follow-up services, and comprehensive guidance and counseling	current law, including: paid and unpaid work experiences, contextualized education, financial literacy education, entrepreneurial skills training, services that provide labor market and employment information in in-demand industry sectors, and services that help youth prepare and transition to postsecondary education and training		
State Allotments for Adult and Dis	located Worker Employment and		
Training Activities			
Adult State Allotment Formula	Adult State Allotment Formula –	Adult State Allotment Formula	Adult State Allotment Formula—
• 33 1/3 percent based on relative	• 40 percent based on relative	Creates a Workforce Investment	Maintains current law.
number of unemployed	number of unemployed	fund.	
individuals in areas of	individuals in areas of	• 25 percent based on relative	Dislocated Worker State
substantial unemployment (at	substantial unemployment	number of unemployed	Allotment – Adopts Senate bill
least 6.5 percent)	• 25 percent based on relative	individuals in areas of	language.
• 33 1/3 percent based on relative	number of individuals in the	substantial unemployment	
excess number of unemployed	civilian labor force	 25 percent based on relative number of individuals in the 	Appropriations—authorized:Youth workforce investment
individuals (number above 4.5	 35 percent based on relative number of disadvantaged 	civilian labor force	Youth Workforce investment activities:
percent)33 1/3 percent based on relative	adults	 25 percent based on the relative 	2015 ¢020 420 000
• 55 1/5 percent based on relative number of disadvantaged	 Maintains current law 	• 25 percent based on the relative number of individuals in the	001 (#000 000 000
adults	• Walitants current law regarding hold harmless and	state who have been	201 - #002 100 000
 Hold harmless and small state 	small state minimum	unemployed for 15 weeks or	0010 0000 140 000
• Flotd Harmess and small state minimum provisions	allotments.	more	2010 #0.12 020 000
1	 Maintains current law 		
Requires secretary to reserve	• maintains current law	• 25 percent based on the relative	o 2020: \$963,837,000
not more than ¼ of one percent for outlying areas Dislocated Worker State Allotment— • 33 1/3 percent based on relative number of unemployed individuals • 33 1/3 percent based on relative excess number (number above 4.5 percent) of unemployed individuals • 33 1/3 percent based on relative number of individuals in each state who have been unemployed for 15 weeks or more • 20 percent of funds reserved by secretary for technical assistance, demonstration projects, National Emergency Grants, and assistance to outlying areas Appropriations—Such sums as may be necessary for fiscal years	regarding outlying areas Dislocated Worker State Allotment – • Largely maintains current law. Provides for reallocation of unobligated balance of adult or dislocated worker funds. • Provides for minimum (100 percent) and maximum (130 percent) allotment percentages • Requires secretary to reserve .25 percent for assistance in outlying areas. Appropriations —Such sums as may be necessary for fiscal years FY 2014-2018.	number of disadvantaged youth in each state • Requires secretary to reserve 0.5 percent for technical assistance and evaluations (divided equally) • Requires secretary to reserve not more than one percent for Native American programs • Requires secretary to reserve not more than 25 percent for Job Corps • Requires secretary to reserve 3.5 percent for emergency grants • Hold harmless provision Appropriations\$6,245,318,000 for FY 2014 and each of the six succeeding fiscal years. ⁶	 Adult employment and training activities: 2015: \$766,080,000 2016: \$825,252,000 2017: \$842,376,000 2018: \$861,060,000 2019: \$881,303,000 2020: \$899,987,000 Dislocated worker employment and training activities: 2015: \$1,222,457,000 2016: \$1,316,880,000 2017: \$1,344,205,000 2019: \$1,406,322,000 2020: \$1,436,137,000
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	and Dislocated Worker		
Employment and Training Activitie			

⁶ Effectively caps funding at this level for FY 2014 and each of the six succeeding fiscal years.

	1		1
Adult Activities—	Adult Activities – Essentially	Within State Allocations—	Adult Activities – essentially
 Requires governor to reserve not more than 15 percent of adult, dislocated worker, and youth funds for statewide workforce investment activities⁷ Requires governor to reserve not more than 25 percent of allotment for statewide rapid response activities Formula allocation for within- state adult activities is identical to statewide formula allocation Provides states the option to disburse 70 percent of allocation in accordance with 	maintains current law. Dislocated Worker Activities — Essentially maintains current law. Amends provision regarding transfer authority to allow the governor to move up to 100 percent of funds between adult and dislocated worker programs.	 Requires governor to reserve up to 15 percent of total amount for statewide activities (not more than 25 percent of which must be reserved for statewide rapid response activities) Requires governor to reserve 15 percent for "individuals with barriers to employment" grants Requires governor to allocate remaining Workforce Investment Fund allotment funds (after all required reservations to 	 maintains current law. Requires governor to reserve not more than 15 percent of adult, dislocated worker, and youth funds for statewide workforce investment activities Adds provision clarifying that allocations should be used to contribute to the cost of the one-stop delivery system and to provide employment and training services. Adds provision increasing amount available for reallocation from 10 percent to 20 percent (available from the
formula and allocating the remaining portion incorporating additional factors such as excess poverty or unemployment.		 local areas) according to the same formula used to determine state allotments. Eliminates references to separate adult and dislocated worker funding 	prior year allocation). Dislocated Worker Activities — Essentially maintains current law. Amends provision regarding transfer authority to allow the
 Dislocated Worker Activities – Requires state to allocate funds according based on allocation formula prescribed by the governor Allows governor to reserve 15 			 governor to move up to 100 percent of funds between adult and dislocated worker programs. Adds provision clarifying that allocations should be used to contribute to the

⁷ Provisions included in the FY 2011 and FY 2012 appropriations bills reduced the governor's set-aside to five percent. The 2014 omnibus increased the set aside to 8.75 percent.

 percent of funds for statewide workforce investment activities and an additional 25 percent for statewide rapid response activities Provides governor with transfer authority to move up to 20 percent of funds between adult and dislocated worker programs 			 cost of the one-stop delivery system and to provide employment and training services. Adds provision increasing amount available for reallocation from 10 percent to 20 percent (available from the prior year allocation).
Statewide Activities for Adults and Required Statewide Activities—	l Dislocated Workers Required Statewide Activities –	Required Statewide Activities—	Required Statewide Activities –
 Statewide rapid response activities Disseminating state list of eligible providers, performance and program cost information Conducting evaluations Providing incentive grants to local areas for regional cooperation, local coordination of activities, and exemplary performance on local performance measures Providing technical assistance to local areas that fail to meet local performance measures Assisting in the establishment and operation of one-stop delivery systems Operating a fiscal and 	 Statewide rapid response activities Building capacity by providing assistance to state entities and agencies, local areas, one-stop partners and operators for a range of activities Operating a fiscal and management accountability system Carrying out monitoring and oversight activities Disseminating state list of eligible providers Conducting evaluations Developing strategies that lead to comparable pay for men and women 	 Disseminating state list of eligible training providers Supporting provision of work- ready services in the one-stop delivery system Implementing strategies and services that will be used to serve at-risk and out-of-school youth Conducting evaluations Providing technical assistance to local areas that fail to meet performance measures Operating a fiscal and management accountability system Carrying out monitoring and oversight of these activities 	 Adopts Senate bill language (with exception of provision requiring state to develop strategies that lead to comparable pay for men and women) Allowable Statewide Activities – largely adopts Senate bill language, except: Eliminates provision regarding displaced homemakers Adds development or identification of education or training programs that respond to real time data analysis, utilize direct and prior learning assessment, that evaluate skills, and ensure that credits are portable and stackable

NATIONAL SKILLS COALITION Every worker. Every industry. A strong economy.

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 management accountability information system Allowable Statewide Activities – Not more than five percent can be used for administrative activities Providing capacity building and technical assistance Research and demonstrations Innovative incumbent worker training programs Programs targeted to empowerment zones and enterprise communities Programs to increase the number of individuals training for and placed in non- traditional employment Other activities 	 Allowable Statewide Activities— Implementing innovative programs and strategies designed to meet the needs of all employers in the state Developing strategies for effectively serving individuals with barriers to employment Programs to increase the number of individuals training for and placed in non-traditional employment Carrying out activities to facilitate remote access to services provided through the one-stop delivery system Other activities 	 Allowable Statewide Activities – Implementing innovative programs and strategies designed to meet the needs of all employers in the state Providing incentive grants to local areas for regional cooperation among local boards Developing strategies for effectively integrating programs and services among one-stop partners Carrying out activities to facilitate remote access to services provided through the one-stop delivery system Incorporation of pay-forperformance contracting strategies Other activities Statewide Grants for Individuals with Barriers to Employment – reserves two percent of Workforce Investment Fund for grants awarded by governors to eligible entities to carry out employment and training activities for individuals with barriers to employment.	 Adds providing technical assistance to local areas implementing pay-for- performance strategies

lequired Local Activities—	Required Local Activities –	Required Local Activities—	Required Local Activities—
• Establish a one-stop delivery	• Establish and provide services	• Establish a one-stop delivery	Largely adopts Senate bill
system	through one-stop delivery	system	language
• Provide core services through	system	• Provide work ready services	Consolidates core and
one-stop delivery system	Provide core services	(core and intensive services	intensive services as "career
(which include determination	• Provide intensive services	under current law)	services"
of eligibility, outreach, intake,	• Designate a dedicated business	 Amends current law to 	• Adds requirement for local
initial skills assessment, job	liaison	eliminate separate references	area to establish and develop
search and placement	• Requires priority for	to adults and dislocated	relationships and networks
assistance, provision of	individuals on public	workers	with small employers and the
employment statistics	assistance, other low-income	o Adds new activities to	intermediaries
information; provision of	individuals, and individuals	current law, including	• Adds requirement to develop,
performance information and	who are basic skills deficient.	assistance in obtaining	convene, or implement
cost and other services)	• Permits governor or local	eligibility determinations	industry or sector partnership
 Provide intensive services 	board to increase OJT	under the one-stop partner	• Allows training contracts to b
(which include comprehensive	reimbursement to an amount	programs through activities;	used for pay-for-performance
and specialized skills	up to 75 percent above the	provision of labor exchange	contracts
assessments; development of	wage rate	services; administration of	
an individual employment		the work test for the	Sequence of Services—Adopts
plan; counseling; case	Sequence of Services—Clarifies	unemployment	Senate bill language.
management; and short-term	that individuals are not required to	compensation system;	
pre-vocational services)	receive core or intensive services	assistance establishing	Permissible Local Activities—
 Provide training services 	prior to receiving training services	eligibility for programs of	Largely adopts Senate bill
(which includes occupational		financial aid assistance; the	language.
skills training, OJT, private-	Permissible Local Activities -	provision of information	Adds implementation of pay-
sector training; skills	 Discretionary one-stop 	regarding federal tax credits	for-performance contract
upgrading; entrepreneurial	delivery activities	available to individuals	strategy.
training; job readiness training;	 Supportive services 	relation to education, job	Increases amount local board
customized training; adult	 Needs-related payments 	training and employment;	can reserve for incumbent
education and literacy	 Incumbent worker training 	comprehensive and	worker training from Senate
activities)	programs (requires employers	specialized assessments of	bill (20 percent versus 15

	to pay for non-federal share)	the skill levels and service	percent)
Sequence of Services—	 Transitional jobs (not more 	needs of workers;	percent)
 Requires intensive services to 	than 10 percent of funds	development of an	
be provided only to those	allocated)	individual employment	
adults and dislocated workers	unocuccuy	plan; counseling; case	
who are unemployed and are	Use of Individual Training	management; short-term	
unable to	Accounts—Maintains requirement	pre-career services;	
obtain employment through	that training services be provided	internships and work	
core services and who have	through ITAs.	experience; and literacy	
been determined by the one-	Expands current list of	activities	
stop operator to be in need of	exceptions where training may	• Eliminates references to	
more intensive services to	be provided through contracts	youth activities	
obtain employment; or who are	for services	 Provide training services 	
employed but who are	 Increases reimbursement level 	 Eliminates provision relating to 	
determined by one-stop	for OJT to 75 percent of a	supportive services and needs-	
operator to be in need of	participants wage rate	related payments	
intensive services in order to	• Expands the list of permissible	• Requires board to employ a	
obtain/retain employment that	local	veteran employment specialist	
allows self-sufficiency	employment and training	· · · · · · · · · · · · · · · · · · ·	
• Requires training services only	activities	Permissible Local Activities—	
to be provided to adults and	• Allows local areas to provide	 Discretionary one-stop 	
dislocated workers who have	work support activities to help	delivery activities	
met the eligibility requirements	low-wage workers retain and	Incumbent worker training	
for intensive services but who	enhance employment	programs	
are unable to obtain	Maintains current language	I O I I	
employment through such	allowing local areas to provide	Use of Individual Training	
services; who after an	needs-related payments to	Accounts/Career Enhancement	
interview, evaluation or	adults or dislocated workers	Accounts—	
assessment and case	who are unemployed and do	Redesignates individual training	
management, have been	not qualify for unemployment	accounts as "career enhancement	
determined by a one-stop	compensation	accounts." Authorizes local	
operator or partner to be in	• Allows local boards to reserve	boards to coordinate career	

need of training services; who select programs of training services that are directly linked to employment opportunities unable to obtain other grant assistance, or require assistance beyond what is available under other grant programs, and who are determined to be eligible in accordance with the priority system (giving priority to low- income individuals and recipients of public assistanceup to 15 percent of adult and dislocated worker funds for training programs or sources. Authorizes local boards to help individuals establish "enhanced career accounts" that include funds from other programs and sources beyond the regular career enhancement account. • Maintains exceptions in current law • Adds exception allowing for training to be provided through a contract with an institution of higher education to facilitate the training of multiple individuals in in- delivery activities • Needs related paymentsUse of Individual Training Accounts— • Requires training services be provided through ITAs • Sceptions: • On-the-job training provided by an employer or customized training of Iocal board determines there are an insufficientup to 15 percent of adult and discource board to adult a set and to adult a set and to adult a set adult and to adult adult a set adult and training of multiple individuals in in- denivery activities to adult adu				гт
services that are directly linked to employment opportunities in the local area; who are unable to obtain other grant assistance, or require assistance beyond what is available under other grant programs; and who are determined to be eligible in accordance with the priority system (giving priority to low- income individuals and recipients of public assistance • Discretionary one-stop delivery activities • Supportive services • Needs related payments • Needs related payments • Requires training services be provided through Training Accounts— • Requires training provided by an employer or customized training • of Hocal board determines	need of training services; who	up to 15 percent of adult and	enhancement accounts with other	
to employment opportunities in the local area; who are upon determination by local board)				
in the local area; who are unable to obtain other grant assistance, or require assistance beyond what is available under other grant programs; and who are determined to be eligible in accordance with the priority system (giving priority to low- income individuals and recipients of public assistance Permissible Local Activities— • Discretionary one-stop delivery activities • Needs related payments • Needs related payments • Needs related payments • Requires training services be provided through ITAs • Exceptions: • On-the-job training provided by an employer or customized training • If local board determines	5	e	01 0	
unable to obtain other grant assistance, or require assistance beyond what is available under other grant programs; and who are determined to be eligible in accordance with the priority system (giving priority to low- income individuals and recipients of public assistanceboardcareer accounts" that include funds from other programs and sources beyond the regular career enhancement account.Permissible Local Activities— 0. Discretionary one-stop delivery activities• Maintains exceptions in current law • Adds exception allowing for training to be provided through a contract with an institution of higher education to facilitate the training of multiple individuals in in- demand sectors and occupationsVes of Individual Training Accounts - • Requires training provided by an employer or customized training • If local board determinesExceptions: e o o If local board determinesoOn-the-job training provided ditermines• Maintains exceptions: e total determines	1 5 11	· · ·	1	
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are determined to be eligible in accordance with the priority system (giving priority to low- income individuals and recipients of public assistance• Maintains exceptions in current lawPermissible Local Activities — • Discretionary one-stop delivery activities• Adds exception allowing for training to be provided through a contract with an institution of higher education to facilitate the training of multiple individuals in in- demand sectors and occupationsUse of Individual Training Accounts — • Requires training services be provided through ITAs• Exceptions: o On-the-job training provided by an employer or customized training o If local board determines• Maintains exceptions in current law	beyond what is available under		, e	
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 system (giving priority to low- income individuals and recipients of public assistance Permissible Local Activities— Discretionary one-stop delivery activities Supportive services Needs related payments Use of Individual Training Accounts— Requires training services be provided through ITAs Exceptions: On-the-job training provided by an employer or customized training If local board determines Adds exception allowing for training to be provided through a contract with an institution of higher education to facilitate the training of multiple individuals in in- demand sectors and occupations If local board determines 	0		Maintains exceptions in current	
income individuals and recipients of public assistance Permissible Local Activities • Discretionary one-stop delivery activities • Needs related payments • Requires training services be provided through ITAs • Exceptions: • On-the-job training provided by an employer or customized training • If local board determines	accordance with the priority		law	
recipients of public assistance recipients re			 Adds exception allowing for 	
Permissible Local Activities— institution of higher education • Discretionary one-stop to facilitate the training of delivery activities multiple individuals in in- e Supportive services occupations • Needs related payments occupations Use of Individual Training Accounts— • Requires training services be provided through ITAs institution of higher education • Discretions: o On-the-job training provided • If local board determines institution of higher education	income individuals and		e i	
Permissible Local Activities – to facilitate the training of multiple individuals in indemand sectors and occupations • Supportive services occupations • Needs related payments occupations Use of Individual Training Accounts – Provided through ITAs • Exceptions: o On-the-job training provided by an employer or customized training • If local board determines occupations	recipients of public assistance		0	
 Discretionary one-stop delivery activities Supportive services Needs related payments Use of Individual Training Accounts – Requires training services be provided through ITAs Exceptions: On-the-job training provided by an employer or customized training If local board determines 			institution of higher education	
delivery activities demand sectors and occupations • Supportive services occupations • Needs related payments - Use of Individual Training - Accounts – - • Requires training services be provided through ITAs - • Exceptions: - • On-the-job training provided by an employer or customized training - • If local board determines -	Permissible Local Activities —		C	
 Supportive services Needs related payments Use of Individual Training Accounts – Requires training services be provided through ITAs Exceptions: On-the-job training provided by an employer or customized training If local board determines 	Discretionary one-stop		-	
 Needs related payments Use of Individual Training Accounts – Requires training services be provided through ITAs Exceptions: On-the-job training provided by an employer or customized training If local board determines 	delivery activities			
 Needs related payments Use of Individual Training Accounts – Requires training services be provided through ITAs Exceptions: On-the-job training provided by an employer or customized training If local board determines 	Supportive services		occupations	
Use of Individual Training Accounts – • Requires training services be provided through ITAs • Exceptions: • On-the-job training provided by an employer or customized training • If local board determines	11			
Accounts – • Requires training services be provided through ITAs • Exceptions: • On-the-job training provided by an employer or customized training • If local board determines	r - y			
Accounts – • Requires training services be provided through ITAs • Exceptions: • On-the-job training provided by an employer or customized training • If local board determines	Use of Individual Training			
 Requires training services be provided through ITAs Exceptions: On-the-job training provided by an employer or customized training If local board determines 	C			
 provided through ITAs Exceptions: On-the-job training provided by an employer or customized training If local board determines 				
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by an employer or customized training o If local board determines	1			
customized training o If local board determines	, 01			
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there are an insufficient				
	there are an insufficient			

 number of training providers in the local area to accomplish the purposes of an ITA system o If local board determines there is a training services program of demonstrated effectiveness operated by a CBO or other private organization to serve individuals with barriers to employment Requires training services to be linked to in-demand occupations in the local area 			
Job Corps Authorizes the Job Corps program.	Authorizes the Job Corps program.	Authorizes the Job Corps program.	Authorizes the Job Corps program.
National Programs			
Native American Programs –	Native American Programs—	Repealed —	Native American Programs –
authorizes a competitive grant	Largely retains previsions under	Native American programs	Adopts Senate bill language.
program to award grants, or enter	current law except:	 Migrant and seasonal 	Authorization of

into contracts or cooperative agreements with Indian tribes, tribal organizations, Alaska native entities, Indian-controlled organizations serving Indians, or Native Hawaiian organizations to carry out workforce investment activities and supplemental services.

Migrant and Seasonal Farmworker Programs-

authorizes a competitive grant program to award grants to eligible entities to carry out workforce investment activities and provide related assistance for eligible migrant and seasonal farmworkers.

Veterans' Workforce Investment **Programs**—Authorizes secretary to conduct either directly, or through grants and contracts, programs to meet the needs for workforce investment activities of veterans with service-connected disabilities, who have significant barriers to employment, who served on active duty during a war, and recently separated veterans.

- Requires secretary to award grants every four years (instead of two years)
- Adds new requirements related to the primary indicators of performance

Migrant and Seasonal Farmworker Programs—Largely retains provisions under current law except:

- Requires secretary to award grants every four years (instead of two years)
- Adds new requirements related to the primary indicators of performance
- Adds customized career and technical education to the list of authorized activities
- Requires secretary to reserve up to one percent of funds appropriated for discretionary purposes

Veterans' Workforce Investment **Programs**—Largely retains provisions under current law. Adds new provision requiring that performance accountability measures for grant and contract recipients include the primary

farmworker programs

- Veterans' workforce investment programs
- Youth opportunity grant program

Appropriations:

- 2015: \$46,082,000 0
- 2016: \$49,641,000
- 2017: \$50,671,000 Ο
- 2018: \$51,795,000 Ο
- 2019: \$53,013,000 0
- 2020: \$54,137,000

Migrant and Seasonal

Farmworker Programs-Adopts Senate bill language.

- Authorization of Appropriations:
 - o 2015: \$81,896,000
 - o 2016: \$88,222,000
 - o 2017: \$90,052,000
 - o 2018: \$92,050,000
 - o 2019: \$94,214,000
 - 2020: \$96,211,000 Ο

Veterans Workforce Investment **Program**—repealed.

Youth Opportunity Grantsrepealed.

Technical Assistance-Adopts Senate bill language.

Authorization of Appropriations: o 2015: \$3,000,000 o 2016: \$3,232,000



indicators of norformance and	
indicators of performance, and	o 2017: \$3,299,000 2018: \$2,272,000
Youth Opportunity Grants – agreements on adjusted levels of	o 2018: \$3,372,000 2010
establishes a grant program to performance with respect to those	o 2019: \$3,451,000
provide activities for youth to indicators.	o 2020: \$3,524,000
increase long-term employment	
for youth who live inYouth Opportunity Grants –	
empowerment zones, enterprise <i>repealed</i> .	
communities, and high-poverty Technical Assistance —	
areas and who seek assistance. • Adds requirement that the	
secretary provide technical	
Technical Assistance – Requires assistance in the development	
secretary to provide, coordinate and implementation of an	
and support the development of integrated technology-enabled	
training, technical assistance, staff intake and case management	
development and other activities information for programs	
to states. carried out under this act	
Requires secretary to reserve Adds to the list of technical	
no more than five percent of assistance activities that may	
funds reserved for dislocated be provided by the secretary	
worker national activities to • Requires secretary to establish	
provide technical assistance to new system through which	
states that states can share information on	
fail to meet the state promising and proven	
performance accountability practices.	
measures	
Demonstration, Pilot, Research and Multistate Projects	
Demonstration and Pilot Demonstration and Pilot Repealed	Evaluations —Adopts Senate bill
Projects —Secretary is required to Projects —Eliminates	language.
carry out, through grants and Demonstration and Pilot Projects	Authorization of
contracts, demonstration and pilot section. Replaced with Evaluations	Appropriations:

projects that include provision of direct services to individuals to enhance employment opportunities and an evaluation component.

Research Projects—Requires secretary to carry out research projects, through grants and contracts that will contribute to the solution of employment problems in the U.S. In addition, requires a two-year study on formula improvement for distribution of adult employment and training funds.

Multiservice Projects, Research Projects, and Multistate Projects—Requires secretary to conduct, through grants or contracts, multiservice and research projects. Permits secretary to carry out through grants and contracts, multistate projects.

Dislocated Worker Projects— Requires secretary to use not more than ten percent of funds for demonstration and pilot projects to

carry out projects relating to the

and Research section.

Evaluations—Requires secretary to continually evaluate programs and activities, addressing: general effectiveness of programs and activities in relation to their cost; the effectiveness of the performance accountability measures relating to those activities; the effectiveness of the mechanisms for delivery of service; the impact of programs and activities on the participants and the community; the impact on related programs; the extent to which programs and activities meet the needs of various demographic groups.

Research, Studies and Multistate Projects—Requires secretary to every two years publish a plan that describes the research, studies, and multistate project priorities of the Department for employment and training activities over the five years following submission.

Dislocated Worker Projects— Essentially maintains current law.

2015: \$91,000,000 0 2016: \$98,029,000 0 2017: \$100,063,000 2018: \$102,282,000 Ο o 2019: \$104,687,000 2020: \$106,906,000 0 Research. Studies and Multistate **Projects**—Essentially adopts Senate bill language. **Dislocated Worker Projects**-Essentially maintains current law. Community-Based Job Training-Repealed.



employment and training needs of	Energy Efficiency and Renewable	
dislocated workers.	Energy Worker Training	
	Program —Maintains current law	
Evaluations – Requires secretary	requiring secretary to establish an	
to provide for the continuing	energy efficiency and renewable	
evaluation of the programs and	energy worker training program	
activities carried out under the	that includes a grant program and	
Workforce Investment Act.	a national research program.	
	Integrated Workforce Training	
	Programs for Adults Who are	
	English Language Learners—	
	Requires secretary to establish and	
	implement a national	
	demonstration project designed to	
	analyze and provide data on	
	workforce training programs that integrate English language	
	acquisition and occupational	
	training.	
	Community-Based Job Training—	
	Authorizes secretaries of Labor	
	and Education to establish and	
	implement a national	
	demonstration project designed to	
	(a) develop local innovative	
	solutions to the workforce	
	challenges facing in-demand	
	industry sectors with labor	
	shortages and (b) increase	
	employment opportunities for	



	workers by establishing partnerships among education entities, workforce development systems, and businesses in in- demand industry sectors.		
National Emergency Grants/Nation	al Dislocated Worker Grants		
Authorizes secretary to award national emergency grants to provide employment and training assistance affected by major economic dislocations; to provide assistance to a state in which there is an area that has suffered a major emergency or disaster; and to provide additional assistance to a state or local board for eligible dislocated workers where the state or local board has expended the funds provided and can demonstrate the need for additional funds.	Redesignates national emergency grants as "national dislocated worker grants." Defines "emergency or disaster" and "disaster area." Expands secretary's authority to provide assistance to such states.	Repealed.	Adopts Senate bill language.
YouthBuild			
YouthBuild was transferred from the US Department of Housing and Urban Development to the Employment and Training Administration in 2007.	 Largely maintains current law, except: Adds new purpose "to improve the quality and energy efficiency of community and other nonprofit facilities" 	Repealed.	 Largely adopts Senate bill language. Expands list of industry sectors for apprenticeship programs Authorization of Appropriations: 2015: \$77,534,000

Requires secretary to est	ablish	• 2016: \$83,523,000
expected levels of perfor		• 2017: \$85,256,000
relating to each of the pr		• 2018: \$87,147,000
indicators of performance	ce for	• 2019: \$89,196,000
eligible youth activities	and	• 2020: \$91,087,000
permits the secretary to		
establish additional indi	cators	
Requires secretary to res	erve	
five percent of funds for		
management and techni	cal	
assistance		

Side-by-Side Comparison of Adult Education & Family Literacy Provisions in House and Senate WIA Reauthorization Bills⁸

Current Law	Senate Bill (S. 1365)	House Bill (H.R. 803)	WIOA (H.R. 803 as amended)
Federal Provisions	-		
Reservation of Funds —Secretary	Reservation of Funds —Secretary	Reservation of Funds —Secretary	Authorization of
must reserve:	must reserve:	must reserve two percent for	Appropriations—
• 1.5 percent for the National	 Two percent for national 	national activities	• 2015: \$ 577,667,000
Institute for Literacy ⁹	leadership activities		• 2016: \$ 622,286,000
• 1.5 percent for national	• 12 percent for grants to states	Allotments – Essentially maintains	• 2017: \$ 635,198,000
leadership activities	to support integrated English	current law.	• 2018: \$ 649,287,000
• Requires secretary to make	literacy and civics education		• 2019: \$ 664,552,000
available 1.72 percent to the			• 2020: \$ 678,640,000
Secretary of Labor for incentive	Allotments – Largely maintains		
grants	current law, except:		Reservation of Funds-Adopts

⁸ Title II under current law and in the House Bill. Title III in the Senate bill.



⁹ The National Institute for Literacy was closed out in 2009.

	Requires that eligible agencies		Senate bill language.
 Allotments – Initial Allotments: Requires secretary to allot \$100,000 to an eligible agency in an outlying area and \$250,000 to any other eligible agency Additional Allotments: requires secretary to allot all remaining funds to eligible agencies according to a formula that reflects the number of "qualifying adults" in each state or outlying area compared with the total number of such adults in all states and outlying areas Hold harmless: Provides that no eligible agency may receive less than 90 percent of 	 Requires that engible agencies that only receive an initial allotment shall receive 100 percent of their initial allotment in the subsequent year Requires secretary, from the national leadership activities reserve, make grants to eligible agencies to provide state activities Performance accountability – Aligns Title III (adult education) programs and activities to the performance accountability provisions described in Title I. 		 Senate bill language. Allotments – Largely maintains current law, except: Requires that eligible agencies that only receive an initial allotment shall receive 100 percent of their initial allotment in the subsequent year Requires secretary, from the national leadership activities reserve, make grants to eligible agencies to provide state activities Performance Accountability – Aligns Title III (adult education) programs and activities to the performance accountability provisions described in Title I.
the allotment received for the preceding fiscal year			provisions described in Thie I.
Performance Accountability — establishes a comprehensive performance accountability system for adult education and literacy programs and activities.			
State Provisions			
State Administration – Requires	State Administration—Essentially	State Administration – Essentially	State Administration—Essentially

eligible agencies to be responsible	maintains current law.	maintains current law.	maintains current law.
for state administration of			
activities including: development	State Distribution of Funds—	State Distribution of Funds—	State Distribution of Funds—
and implementation of the state	Requires eligible agencies:	Maintains current law.	Requires eligible agencies:
plan; consultation with other	• To use not less than 80 percent		• To use not less than 82.5
appropriate agencies, groups, and	to award grants and contracts	State Leadership Activities—	percent to award grants and
individuals; and coordination and	to local providers and carry out	makes state leadership allowable	contracts to local providers and
non-duplication with other federal	corrections education	rather than required. Allowable	to carry out corrections
programs.	programs (not more than 20	activities include:	education programs (not more
	percent for corrections	• The establishment or operation	than 20 percent for corrections
State Distribution of Funds—	education)	of professional development	education)
Requires eligible agencies:	• To use not more than 15	programs	• To not use more than 12.5
• To use not less than 82.5	percent to carry out state	• Technical assistance to eligible	percent to carry out state
percent of grant funds to	leadership activities	providers	leadership activities
award grants and contracts to	• To use not more than five	• Coordination with other public	• To use not more than 5 percent
local providers and to carry out	percent for administrative	programs (including welfare-	for administrative expenses (or
correctional programs	expenses (or \$85,000,	to-work, workforce	\$85,000, whichever is greater)
• To use not more than 12.5	whichever is greater)	development, and job training	 Maintains matching
percent of grant funds to carry	 Maintains matching 	programs)	requirement in current law
out state leadership activities	requirement in current law	 Development and 	
• To use not more than five		implementation of a system to	State Leadership Activities—
percent for administrative	State Leadership Activities—	assist in the transition from	Essentially maintains same
expenses	 Required activities: alignment 	adult basic education to	required activities as Senate bill.
 To provide non-federal match 	of adult education and literacy	postsecondary education	
of 25 percent (12 percent for	activities other core programs	• Integration of literacy,	State Plan—Adopts Senate bill
outlying areas)	and one stop-partners;	instructional, and	language.
	professional development;	occupational skills training and	
State Leadership Activities –	technical assistance;	promotion of linkages with	Corrections Education-Adopts
Requires eligible agencies to use	monitoring and evaluation of	employees.	changes made by House and
funds for one or more of the	adult education and literacy		Senate bills.
following activities: establishment	activities.	State Plan – Requires eligible	
or operation of professional	• Permissible activities include:	agencies to submit three-year state	

development programs; technical assistance to eligible providers; technology assistance; support of state or regional networks of literacy resource centers; monitoring and evaluation of the quality and improvement in adult education and literacy activities; incentives for program coordination and performance awards; developing and disseminating curricula; coordination with existing support services; integration of literacy instruction and occupational skills training; linkages with postsecondary.

State Plan—Requires eligible agency to establish a five-year state plan. Plan must include:

- An objective assessment of the needs of individuals in the state or outlying area for adult education and literacy activities, including individuals most in need or hardest to serve
- A description of the adult education and literacy activities to be carried out
- A description of how the

support of state or regional networks of literacy resource centers; development and implementation of technology applications; developing and disseminating curricula; developing content and models for integrated education and training and career pathways; developing a system to assist with the transition from adult education to postsecondary; integration of literacy and English language instruction and occupational skills training and linkages to employers; activities to promote workplace adult education and literacy activities; identifying curriculum frameworks and aligning rigorous content standards; development and piloting of new and promising assessment tools and strategies and options for improving teacher quality and retention.

State Plan—Eliminates current state plan requirements and requires state plan to be approved as part of a unified or combined state plan under Title I. plans. Provides that state plan can be submitted as part of a state unified plan. state plan must include:

- An objective assessment of the needs of individuals in the state or outlying area for adult and family literacy education programs, including individuals most in need or hardest to serve
- A description of the adult and family literacy education programs to be carried out
- An assurance that funds will not be expended for any purpose other than for activities under Title II
- A description of how the eligible agency will annually evaluate and measure the effectiveness and improvement of Title II programs using the indicators of performance described in sec. 136
- A description of how the eligible agency will fund local activities in accordance with measurable goals described in sec. 231
- An assurance that the eligible agency will expend funds in a



eligible agency will evaluate the effectiveness of programs

- A description of the performance measures and how such performance measures will improve adult education activities in the state
- An assurance that the eligible agency will award not less than one grant under this subtitle to an eligible provider who offers flexible schedules and necessary support services
- An assurance that the funds received under this subtitle will not be expended for any other purpose
- A description of how the eligible agency will fund local activities
- An assurance that the eligible agency will expend funds in a manner consistent with fiscal requirements provided
- A description of the process that will be used for public participation and comment with respect to the state plan
- Description of how eligible agencies will develop program strategies for certain populations

Corrections Education—Requires eligible agencies to carry out academic programs, including: adult education and literacy activities; special education; secondary school credit; integrated education and training; career pathways; concurrent enrollment, peer tutoring; and transfer to reentry initiatives.





• A description of how the	activities;
activities carried out under this	 A description of how the state
title will be integrated with	will provide direct and
other adult education and	equitable access for eligible
literacy activities going on in	providers;
the state	An assessment of the adequacy
	of the state or outlying area
• A description of the steps the	system to ensure teacher
eligible agency will take to	quality, and a description of
ensure direct and equitable	how the state or outlying area
access	will improve teacher quality;
	and
Corrections Education -Requires	• A description of how the
eligible agency to carry out	eligible agency will consult
corrections education or education	with any state agency
for other institutionalized	responsible for postsecondary
individuals, including basic	education to prepare students
education, special	to enter postsecondary
education programs; English	education without the need for
literacy programs; and secondary	remediation
school credit programs.	
	Corrections Education —Largely
	maintain current law, but expands
	use of funds provision to include:
	basic skills education, special
	education programs, reading,
	writing, speaking, and math
	programs, secondary school credit
	or diploma programs, or
	equivalent, and integrated
	education and training.
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Grants and Contracts for Eligible P	roviders		
Grants and Contracts-Requires	Grants and Contracts – Requires	Grants and Contracts – Essentially	Grants and Contracts-Adopts
eligible agencies to award	eligible agencies to award	maintains current law.	Senate bill language.
multiyear grants or contracts on a	multiyear grants or contracts on a		
competitive basis within the state	competitive basis within the state	Measurable Goals-Builds upon	Considerations – Essentially
or outlying area. Eligible providers	or outlying area. Requires eligible	the Considerations requirements in	adopts Senate bill language.
must provide instruction in one or	providers to establish or operate	current law by adding:	
more of the following categories:	programs that provide adult	• The activities of the eligible	Local Application – Adopts Sena
 Adult education and literacy 	education and literacy activities.	provider employ advances in	bill language.
services (including workplace		technology; the activities	
literacy services)	Considerations —In awarding	provide instruction in real-life	Administrative Costs –
• Family literacy services	grants, eligible agencies must	contexts; the activities are	Essentially maintains current law
 English literacy programs 	consider a range of factors,	staffed by well-trained	
	including: degree to which the	instructors, counselors and	
Considerations – In awarding	eligible provider would be	administrators; the activities	
grants, eligible agencies must	responsible to regional needs, and	are coordinated with other	
consider several factors, including:	serving community members most	available resources in the	
degree to which provider will	in need; capacity, including past	community; the activities offer	
establish measurable goals for	effectiveness on primary indicators	flexible schedules and support	
participant outcomes; past	of performance; whether provider	services; the activities include a	
effectiveness of eligible provider;	demonstrates alignment between	high-quality information	
commitment of eligible provider to	proposed activities and the	management system; the local	
serve community members most in	strategies and goals of the local	communities have a	
need; whether the program is of	plan; whether provider's program	demonstrated need for	
sufficient intensity and duration	is of sufficient intensity and	additional English language	
and uses instructional practices;	quality; whether activities provide	acquisition programs; the	
whether activities are research-	learning in context; whether	capacity of the eligible	
based; whether activities provide	activities coordinate with other	provider to produce valid	
learning in real life contexts;	resources in the	information on performance	
whether activities coordinate with	community; and provider's	results; adult education and	
other available community	capacity to provide integrated	family literacy education	
resources; and whether the	education and training.	programs offer rigorous	

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1 1	Local application – Builds on	
enrollment with Title II programs);	current law by adding a	
how they will meet state adjusted	requirement that providers also	
levels of performance; how they	describe how they would meet the	
will fulfill one-stop partners	measurable goals.	
responsibilities; and how they will		
provide services to meet the needs	Administrative Costs – Essentially	
of eligible individuals.	maintains current law.	
Administrative Costs – Essentially		
maintains current law.		
Administrative Provisions –	Administrative Provisions –	Administrative Provisions –
Essentially maintains current law.	largely maintains current law.	Essentially maintains current law.
	Eliminates current maintenance of	
National Institute for Literacy—	effort provisions.	National Institute for Literacy—
Removes existing language		Removes existing language
authorizing a National Institute for	National Institute for Literacy—	authorizing a National Institute for
Literacy.	Removes existing language	Literacy.
	authorizing a National Institute for	
National Leadership Activities—	Literacy.	National Leadership Activities—
Required activities: assistance with		largely adopts Senate bill
Required activities: assistance with performance indicators; assistance	National Activities—Requires	largely adopts Senate bill language.
1	National Activities —Requires secretary to carry out a program of	
	levels of performance; how they will fulfill one-stop partners responsibilities; and how they will provide services to meet the needs of eligible individuals. Administrative Costs – Essentially maintains current law. Administrative Provisions – Essentially maintains current law. National Institute for Literacy – Removes existing language authorizing a National Institute for Literacy. National Leadership Activities –	current law to require provider to also describe: how they will provide services in alignment with the local plan (including how provider will promote co- enrollment with Title II programs); how they will meet state adjusted levels of performance; how they will fulfill one-stop partners responsibilities; and how they will provide services to meet the needs of eligible individuals.Local application — Builds on current law by adding a requirement that providers also describe how they would meet the measurable goals.Administrative Costs — Essentially maintains current law.Administrative Costs — Essentially maintains current law.Administrative Provisions — Essentially maintains current law.Administrative Provisions — largely maintains current law.National Institute for Literacy — Removes existing language authorizing a National Institute for Literacy.Administrative for Literacy — Removes existing language authorizing a National Institute for Literacy.

spending during third	and evaluation. Allowable	include: providing technical	evaluation of programs and
	activities: technical assistance;	1 0	activities under this title every
preceding fiscal year. Provides		assistance upon request to eligible	5
procedures and formulas to be	disbursement of competitive	entities; providing for the conduct	4 years.
used where eligible agencies	grants and contracts to national	of research on national literacy	
fail to meet MOE requirements.	networks of nonprofits,	basic skill acquisition levels among	Integrated English Literacy and
	institutions of higher education,	adults, including English learners;	Civics Education —largely
National Institute for Literacy—	and libraries to build capacity of	improving the coordination,	maintains Senate language.
Establishes a National Institute for	networks' members to meet the	efficiency, and effectiveness of	Adds requirement that
Literacy.	performance requirements of	adult education and workforce	integrated education must be
	eligible providers; other national	development services at the	done in combination with
National Leadership Activities—	leadership activities, through	national, state, and local levels;	integrated education and
Requires secretary to establish and	grants or contracts.	determining how participation in	training activities
carry out a program of national		adult education, English language	 Adds reporting requirement
leadership activities to enhance the	Integrated English Literacy and	acquisition, and family literacy	
quality of adult education and	Civics Education —Requires	education prepares individuals for	
literacy programs. Allowable	secretary to award by formula,	entry into and success in	
activities include: technical	grants to states for integrated	postsecondary education and	
assistance; funding activities	English literacy and civics	employment, and the effect of	
through grants to develop or	education. Formula: 65 percent on	prison-based services on	
improve strategies for educating	basis of state need for services; 35	recidivism; evaluating how	
adults, improving the quality of	percent on basis of whether the	different types of providers	
adult literacy, or carrying out	state experienced growth in LPRs.	measurably improve the skills of	
research or demonstration projects.		participants in adult education,	
		English language acquisition, and	
		family literacy programs;	
		identifying model integrated basic	
		and workplace skills education	
		program and effective strategies	
		for serving adults with disabilities;	
		and other activities.	
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