

104TH CONGRESS
1ST SESSION

H. R. 1426

To assist States and secondary and postsecondary schools to develop, implement, and improve school-to-work opportunities systems so that all students have an opportunity to acquire the knowledge and skills needed to meet challenging State academic standards and industry-based skill standards and to prepare for postsecondary education, further learning, and a wide range of opportunities in high-skill, high-wage careers, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 6, 1995

Mr. CLAY (for himself and Mr. WILLIAMS) introduced the following bill; which was referred to the Committee on Economic and Educational Opportunities

A BILL

To assist States and secondary and postsecondary schools to develop, implement, and improve school-to-work opportunities systems so that all students have an opportunity to acquire the knowledge and skills needed to meet challenging State academic standards and industry-based skill standards and to prepare for postsecondary education, further learning, and a wide range of opportunities in high-skill, high-wage careers, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 That this Act may be cited as the “Career Preparation
2 Education Reform Act of 1995”.

3 TITLE I—AMENDMENTS TO THE CARL D. PER-
4 KINS VOCATIONAL AND APPLIED TECH-
5 NOLOGY EDUCATION ACT

6 AMENDMENT TO THE ACT

7 SEC. 101. The Carl D. Perkins Vocational and Ap-
8 plied Technology Education Act (20 U.S.C. 2301 et seq.;
9 hereinafter referred to as “the Act”) is amended in its
10 entirety to read as follows:

11 “SHORT TITLE; TABLE OF CONTENTS

12 “SECTION 1. (a) SHORT TITLE.—This Act may be
13 cited as the ‘Carl D. Perkins Career Preparation Edu-
14 cation Act’.

15 “(b) TABLE OF CONTENTS.—The table of contents
16 for this Act is as follows:

“TABLE OF CONTENTS

“Sec. 1. Short title; table of contents.

“Sec. 2. Declaration of policy, findings, and purpose.

“Sec. 3. Authorization of appropriations.

“TITLE I—PREPARING STUDENTS FOR CAREERS

“PART A—IMPROVING STATE AND LOCAL PROGRAMS

“Sec. 101. Priorities.

“Sec. 102. State leadership activities.

“Sec. 103. Local activities.

“Sec. 104. Combination of funds.

“Sec. 105. State plans.

“Sec. 106. State administration.

“Sec. 107. Local applications.

“Sec. 108. Performance goals and indicators.

“Sec. 109. Evaluation, improvement, and accountability.

“PART B—ALLOCATING STATE AND LOCAL RESOURCES

- “Sec. 111. Allotments.
- “Sec. 112. Within-State allocation.
- “Sec. 113. Distribution of funds.

“TITLE II—NATIONAL SUPPORT FOR STATE AND LOCAL
REFORMS

- “Sec. 201. Awards for excellence.
- “Sec. 202. National activities.
- “Sec. 203. National assessment.
- “Sec. 204. National research center.
- “Sec. 205. Data systems.
- “Sec. 206. Career preparation for Indians and Native Hawaiians.

“TITLE III—GENERAL PROVISIONS

- “Sec. 301. Waivers.
- “Sec. 302. Effect of Federal payments.
- “Sec. 303. Identification of State-imposed requirements.
- “Sec. 304. Out-of-State relocations.
- “Sec. 305. Definitions.

1 “DECLARATION OF POLICY, FINDINGS, AND PURPOSE

2 “SEC. 2. (a) DECLARATION OF POLICY.—The Con-
3 gress declares it to be the policy of the United States that,
4 in order to meet new economic challenges brought about
5 by changing technologies and increasing international eco-
6 nomic competition, the Nation must put in place a system
7 that enables all students to obtain the education needed
8 to pursue productive and adaptable careers.

9 “(b) DECLARATION OF FINDINGS.—The Congress
10 finds that—

11 “(1) although employment and earnings in-
12 creasingly depend on educational attainment and the
13 ability to acquire and transfer skills among jobs in
14 broad clusters of occupations or industry sectors, a
15 majority of high school graduates in the United
16 States lack sufficient curriculum focus to prepare

1 them for completing a two-year or four-year college
2 degree or for entering careers with a high-skill, high-
3 wage potential;

4 “(2) enactment of the Goals 2000: Educate
5 America Act has helped to establish a new frame-
6 work for education reform, based on challenging
7 State academic standards and industry-based skill
8 standards for all students;

9 “(3) enactment of the School-to-Work Opportu-
10 nities Act of 1994 has helped to catalyze the devel-
11 opment, in all States, of statewide systems offering
12 opportunities for all students to participate in
13 school-based, work-based, and connecting activities
14 leading to postsecondary education, further learning,
15 and first jobs in high-skill, high-wage careers;

16 “(4) the GI Bill for America’s Workers, of
17 which this Act is a key component, will further
18 strengthen the capacity of States, schools, and busi-
19 nesses, working together, to upgrade the skills of
20 youth and to prepare them for high-wage careers;

21 “(5) local, State, and national programs sup-
22 ported under the Carl D. Perkins Vocational and
23 Applied Technology Education Act have assisted
24 many students in obtaining occupational and aca-
25 demic skills, as well as employment, but now these

1 programs must become part of the larger reforms
2 taking place under the School-to-Work Opportunities
3 Act of 1994;

4 “(6) when properly aligned with related Federal
5 statutes and the broader reforms that States and lo-
6 calities carry out under the Goals 2000: Educate
7 America Act, this Act can enhance the capacity of
8 States to establish school-to-work opportunities sys-
9 tems that serve all students, enable a greater num-
10 ber of students to achieve to challenging State aca-
11 demic standards and industry-based skill standards,
12 and contribute to enabling all Americans to prosper
13 in a highly competitive, technological economy;

14 “(7) certain individuals (including students with
15 disabilities, educationally or economically disadvan-
16 taged students, students of limited English pro-
17 ficiency, incarcerated youth, migrant children, foster
18 children, school dropouts, and women) often face
19 great challenges in acquiring the academic knowl-
20 edge and occupational skills needed for successful
21 employment and thus may need special assistance
22 and services to allow them to participate fully in ca-
23 reer preparation activities;

24 “(8) Federal resources currently support a
25 maze of employment-related education and training

1 programs that are often focused on specific content
2 areas or populations, have conflicting or overlapping
3 requirements, and are not administered in an inte-
4 grated manner, thus inhibiting the capacity of State
5 and local administrators to implement programs that
6 meet the needs of individual States and localities;

7 “(9) the Federal Government can—through a
8 performance partnership with States and localities
9 based on clear programmatic goals, increased State
10 and local flexibility, improved accountability, and
11 performance goals, indicators, and incentives—pro-
12 vide to States and localities financial assistance for
13 the expansion of school-to-work opportunities sys-
14 tems in all States, as well as for services and activi-
15 ties that ensure that all students, including students
16 with special needs, have full access to the programs
17 offered through those systems; and

18 “(10) the Federal Government can also assist
19 States and localities by carrying out nationally sig-
20 nificant research, development, demonstration, dis-
21 semination, evaluation, capacity-building, data col-
22 lection, training, and technical assistance activities
23 that support State and local efforts to implement
24 successfully services and activities that are funded
25 under this Act, as well as to implement State and

1 local career preparation activities that are supported
2 with their own resources.

3 “(c) DECLARATION OF PURPOSE.—The purpose of
4 this Act is to assist all students, through a performance
5 partnership with States and localities, to acquire the
6 knowledge and skills they need to meet challenging State
7 academic standards and industry-based skill standards
8 and to prepare for postsecondary education, further learn-
9 ing, and a wide range of opportunities in high-skill, high-
10 wage careers. This purpose shall be pursued through sup-
11 port for State and local efforts that—

12 “(1) build on the efforts of States and localities
13 under the School-to-Work Opportunities Act, as well
14 as the Goals 2000: Educate America Act and other
15 legislation;

16 “(2) integrate reforms of vocational education
17 with overall State reforms of academic preparation
18 in schools;

19 “(3) promote, in particular, the development of
20 activities and services that integrate academic and
21 occupational instruction, link secondary and post-
22 secondary education, link school-based and work-
23 based learning, coordinate efforts for in-school and
24 out-of-school youth, and enable students to complete
25 career majors in broad occupational clusters;

1 “(4) increase State and local flexibility in pro-
2 viding services and activities designed to develop, im-
3 plement, and improve school-to-work opportunities
4 systems, as well as integrating these services and ac-
5 tivities with services and activities supported with
6 other Federal, State, and local funds, such as those
7 under the Job Training Partnership Act, in ex-
8 change for clear accountability for results;

9 “(5) provide all students, including students
10 who are members of special populations, with the op-
11 portunity to participate in the full range of career
12 preparation services and activities; and

13 “(6) benefit from national research, develop-
14 ment, demonstration, dissemination, evaluation, ca-
15 pacity-building, data collection, training, and tech-
16 nical assistance activities supporting the develop-
17 ment, implementation, and improvement of school-
18 to-work opportunities systems.

19 “AUTHORIZATION OF APPROPRIATIONS

20 “SEC. 3. (a) STATE AND LOCAL ACTIVITIES.—There
21 are authorized to be appropriated to carry out title I, sec-
22 tion 201, section 206(a), and section 206(d) of this Act
23 \$1,141,088,000 for the fiscal year 1996 and such sums
24 as may be necessary for each of the fiscal years 1997
25 through 2005.

1 “(4) effectively link secondary and postsecond-
2 ary education;

3 “(5) provide students, to the extent possible,
4 with strong experience in, and understanding of, all
5 aspects of the industry they are preparing to enter;

6 “(6) combine school-based and work-based in-
7 struction, including instruction in general workplace
8 competencies;

9 “(7) provide school-site and workplace
10 mentoring; and

11 “(8) provide career guidance and counseling for
12 students at the earliest possible age, including the
13 provision of career awareness, exploration, and guid-
14 ance information to students and their parents that
15 is, to the extent possible, in a language and form
16 that the students and their parents understand.

17 “STATE LEADERSHIP ACTIVITIES

18 “SEC. 102. Each State that receives a grant under
19 this title shall, from amounts reserved for State leadership
20 activities under section 112(c), conduct services and activi-
21 ties that further the development, implementation, and im-
22 provement of its statewide school-to-work opportunities
23 system and that are integrated, to the maximum extent
24 possible, with broader educational reforms underway in
25 the State as well as activities the State carries out under
26 the Goals 2000: Educate America Act, the School-to-Work

1 Opportunities Act of 1994, title II of the Job Training
2 Partnership Act, and the Elementary and Secondary Edu-
3 cation Act of 1965, including such activities as—

4 “(1) providing comprehensive professional de-
5 velopment for vocational teachers, academic teach-
6 ers, and career guidance personnel that—

7 “(A) will help such teachers and personnel
8 to meet the goals established by the State
9 under section 108; and

10 “(B) reflects the State’s assessment of its
11 needs for professional development, as deter-
12 mined under section 2205(b)(2)(C) the Elemen-
13 tary and Secondary Education Act of 1965, and
14 is integrated with the professional development
15 activities that the State carries out under title
16 II of that Act;

17 “(2) developing and disseminating curricula
18 that are aligned, as appropriate, with challenging
19 State academic standards and industry-based skill
20 standards;

21 “(3) monitoring and evaluating the quality of,
22 and improvement in, services and activities con-
23 ducted with assistance under this Act;

24 “(4) promoting equity in secondary and post-
25 secondary education and, to the maximum extent

1 possible, ensuring opportunities for all students, in-
2 cluding students who are members of special popu-
3 lations, as well as single parents and single, preg-
4 nant women, to participate in education activities
5 that are free from sexual and other harassment and
6 that lead to high-skill, high-wage careers;

7 “(5) improving career guidance and counseling
8 for students, including use of one-stop career cen-
9 ters;

10 “(6) expanding and improving the use of edu-
11 cational technology;

12 “(7) supporting partnerships of local edu-
13 cational agencies, institutions of higher education,
14 and, as appropriate, other entities, such as employ-
15 ers, labor organizations, and community-based orga-
16 nizations, to provide models, such as youth develop-
17 ment partnerships as described in section 202(a)(3)
18 and tech-prep education, for enabling all students,
19 including students who are members of special popu-
20 lations, to achieve to challenging State academic
21 standards and industry-based skill standards;

22 “(8) promoting the dissemination and use of oc-
23 cupational information, including use of one-stop ca-
24 reer centers;

1 “(9) providing financial incentives or awards to
2 one or more local recipients in recognition of exem-
3 plary quality or innovation in education services and
4 activities, or exemplary services and activities for
5 students who are members of special populations, as
6 determined by the State through a peer review proc-
7 ess, using performance goals and indicators de-
8 scribed in section 108 or other appropriate criteria;

9 “(10) supporting vocational student organiza-
10 tions, especially with respect to efforts to increase
11 the participation of students who are members of
12 special populations in such organizations;

13 “(11) serving special populations and individ-
14 uals in State institutions, such as State correctional
15 institutions and institutions that serve individuals
16 with disabilities.

17 “LOCAL ACTIVITIES

18 “SEC. 103. (a) GENERAL REQUIREMENTS.—Each
19 local recipient that receives a subgrant under this title
20 shall use funds to—

21 “(1) conduct services and activities that further
22 the development, implementation, and improvement
23 of the school-to-work opportunities system in the
24 State;

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

1 “(3) focus assistance under this title on schools
2 or campuses that serve the highest numbers or per-
3 centages of students who are members of special
4 populations.

5 “(b) AUTHORIZED ACTIVITIES.—Each local recipient
6 that receives a subgrant under this title may use funds
7 to—

8 “(1) provide services and activities that promote
9 the priorities described in section 101, such as—

10 “(A) developing curricula, including estab-
11 lishing and expanding career majors;

12 “(B) acquiring and adapting equipment,
13 including instructional aids;

14 “(C) providing professional development
15 activities;

16 “(D) providing services, directly or through
17 community-based organizations, such as cur-
18 riculum modification, equipment modification,
19 classroom modification, supportive personnel,
20 instructional aids and devices, guidance, career
21 information, English language instruction, and
22 child care, to meet the education needs of stu-
23 dents who are members of special populations;

24 “(E) providing tech-prep education services
25 and activities;

1 “(F) carrying out activities that ensure ac-
2 tive and continued involvement of business and
3 labor in the development, implementation, and
4 improvement of a school-to-work opportunities
5 system in the State;

6 “(G) matching students with the work-
7 based learning opportunities of employers; and

8 “(H) providing assistance to students who
9 have participated in services and activities
10 under this Act in finding an appropriate job
11 and continuing their education and training;
12 and

13 “(2) carry out other services and activities that
14 meet the purpose of this Act.

15 “(c) EVALUATION ACTIVITIES.—In order to improve
16 educational practices and performance of all students, in-
17 cluding students who are members of special populations,
18 each local recipient that receives a subgrant under this
19 title may use such funds to carry out the evaluation under
20 section 109(a)(1) or 109(a)(2).

21 “(d) EQUIPMENT.—Equipment acquired or adapted
22 with funds under this title may be used for other instruc-
23 tional purposes when not being used to carry out this title
24 if such acquisition or adaptation was reasonable and nec-
25 essary for providing services or activities under this title

1 and such other use is incidental to, does not interfere with,
2 and does not add to the cost of, the use of such equipment
3 under this title.

4 “COMBINATION OF FUNDS

5 “SEC. 104. (a) IN GENERAL.—In order to develop,
6 implement, and improve school-to-work opportunities sys-
7 tems, States and local recipients that are assisted under
8 this Act may combine funds from programs listed in sub-
9 section (e) in accordance with subsections (b) through (d).

10 “(b) STATE LEADERSHIP ACTIVITIES.—A State may
11 combine funds authorized under section 112(c) with funds
12 available for State leadership activities under one or more
13 of the programs listed in subsection (e) in order to carry
14 out State leadership activities that are authorized under
15 this title as well as under such other program or pro-
16 grams.

17 “(c) LOCAL ACTIVITIES.—A local recipient may com-
18 bine funds authorized under section 112(a) with funds
19 available for services and activities related to the develop-
20 ment, implementation, or improvement of school-to-work
21 opportunities systems in one or more of the programs list-
22 ed in subsection (e) in order to provide services and activi-
23 ties that are authorized under this title as well as under
24 such other program or programs.

25 “(d) ADMINISTRATION.—Nothing in this section shall
26 be construed to—

1 2000: Educate America Act, the School-to-Work Opportu-
2 nities Act of 1994, section 14302 of the Elementary and
3 Secondary Education Act of 1965, the Job Training Part-
4 nership Act, and any other Federal education and training
5 program. If the State has an approved State plan under
6 section 213(d) of the School-to-Work Opportunities Act
7 of 1994, it shall base its plan under this section on that
8 plan. If the State does not have an approved plan under
9 section 213(d) of the School-to-Work Opportunities Act
10 of 1994, it shall base its plan under this section on an
11 objective assessment of its progress in developing, imple-
12 menting, and improving its school-to-work opportunities
13 system and in meeting the priorities described in section
14 101.

15 “(b) APPROVALS.—(1) Notwithstanding the designa-
16 tion of the responsible agency or agencies under section
17 112, the agencies that shall approve the State plan under
18 subsection (a) are—

19 “(A) the State educational agency; and

20 “(B) each of the State agencies responsible for
21 higher education (including community colleges) that
22 the State chooses.

23 “(2) The Secretary shall approve a State plan under
24 subsection (a) if the plan meets the requirements of this
25 section and is of sufficient quality to meet the purpose

1 of this Act. The Secretary shall establish a peer review
2 process to make recommendations regarding approval of
3 the State plan and revisions to the plan. The Secretary
4 shall not finally disapprove a State plan before giving the
5 State reasonable notice and an opportunity for a hearing.

6 “(c) CONSULTATION.—(1) In developing and imple-
7 menting its plan under subsection (a), and any revisions
8 under subsection (f), the State shall consult widely with
9 individuals, employers, and organizations in the State that
10 have an interest in education and training, such as those
11 described in section 213(d)(5) of the School-to-Work Op-
12 portunities Act of 1994, and individuals, employers, and
13 organizations that have an interest in education and train-
14 ing for students who are members of special populations.

15 “(2) The State educational agency shall submit the
16 State plan under this section, and any revisions to the
17 State plan under subsection (f), to the Governor for review
18 and comment and shall ensure that any comments the
19 Governor may have are included with the State plan or
20 revision when the State plan or revision is submitted to
21 the Secretary.

22 “(d) CONTENTS.—(1) Each State plan under sub-
23 section (a) shall describe how the State will use funds
24 under this title to—

1 “(A) develop, implement, or improve the state-
2 wide school-to-work opportunities system and ad-
3 dress the priorities described in section 101;

4 “(B) ensure that all students, including stu-
5 dents who are members of special populations, have
6 the opportunity to achieve to challenging State aca-
7 demic standards and industry-based skill standards
8 and will be prepared for postsecondary education,
9 further learning, and entrance into high-skill, high-
10 wage careers;

11 “(C) establish performance goals and indicators
12 described in section 108;

13 “(D) further the State’s approved State plan
14 under section 213(d) of the School-to-Work Oppor-
15 tunities Act of 1994 or address the needs identified
16 in the State’s objective assessment of its progress in
17 developing, implementing, and improving its school-
18 to-work opportunities system; and

19 “(E) carry out State leadership activities under
20 section 102.

21 “(2) Each State plan under subsection (a) shall also
22 describe how the State will integrate its services and ac-
23 tivities under this title with broad educational reforms in
24 the State, including those under the Goals 2000: Educate
25 America Act and the School-to-Work Opportunities Act of

1 1994, as well as related services and activities under the
2 Elementary and Secondary Education Act of 1965, the
3 Job Training Partnership Act, and relevant employment,
4 training, and welfare programs carried out in the State.

5 “(e) ASSURANCES.—Each State plan under sub-
6 section (a) shall contain assurances that the State will—

7 “(1) comply with the requirements of this Act
8 and the provisions of the State plan; and

9 “(2) provide for the fiscal control and fund ac-
10 counting procedures that may be necessary to ensure
11 the proper disbursement of, and accounting for,
12 funds paid to the State under this Act.

13 “(f) REVISIONS.—When changes in conditions or
14 other factors require substantial revision to an approved
15 State plan under subsection (a), the State shall submit
16 revisions to the State plan to the Secretary. State plan
17 revisions shall be approved by the State educational agen-
18 cy and each of the State agencies responsible for higher
19 education (including community colleges) that approved
20 the State plan.

21 “STATE ADMINISTRATION

22 “SEC. 106. (a) RESPONSIBLE AGENCY OR AGEN-
23 CIES.—Any State desiring to receive a grant under section
24 111(f) shall, consistent with State law, designate an edu-
25 cational agency or agencies that shall be responsible for

1 the administration of services and activities under this
2 Act, including—

3 “(1) the development, submission, and imple-
4 mentation of the State plan;

5 “(2) the efficient and effective performance of
6 the State’s duties under the Act; and

7 “(3) consultation with other appropriate agen-
8 cies, groups, and individuals that are involved in the
9 development and implementation of services and ac-
10 tivities assisted under this Act, such as business, in-
11 dustry, parents, students, teachers, labor organiza-
12 tions, community-based organizations, State and
13 local elected officials, and local program administra-
14 tors.

15 “(b) SPECIAL ACTIVITIES.—Any State that receives
16 a grant under section 111(f) shall—

17 “(1) gather and disseminate data on the effec-
18 tiveness of services and activities related to the
19 State’s school-to-work opportunities system in meet-
20 ing the educational and employment needs of women
21 and students who are members of special popu-
22 lations;

23 “(2) review proposed actions on applications,
24 grants, contracts, and policies of the State to help
25 to ensure that the needs of women and students who

1 are members of special populations are addressed in
2 the administration of this title;

3 “(3) recommend outreach and other activities
4 that inform women and students who are members
5 of special populations about their education and em-
6 ployment opportunities;

7 “(4) advise local educational agencies, post-
8 secondary educational institutions, and other inter-
9 ested parties in the State on expanding career prep-
10 aration opportunities for women and students who
11 are members of special populations and helping to
12 ensure that the needs of men and women in training
13 for nontraditional jobs are met; and

14 “(5) work to eliminate bias and stereotyping in
15 education at the secondary and postsecondary levels.

16 “LOCAL APPLICATIONS

17 “SEC. 107. (a) ELIGIBILITY.—Schools and other in-
18 stitutions or agencies eligible to apply, individually or as
19 consortia, to a State for a subgrant under this title are—

20 “(1) local educational agencies;

21 “(2) area vocational education schools that pro-
22 vide education at the postsecondary level;

23 “(3) institutions of higher education; and

24 “(4) postsecondary educational institutions con-
25 trolled by the Bureau of Indian Affairs or operated
26 by or on behalf of any Indian tribe that is eligible

1 to contract with the Secretary of the Interior for the
2 administration of programs under the Indian Self-
3 Determination Act or the Act of April 16, 1934.

4 “(b) APPLICATION REQUIREMENTS.—Any applicant
5 that is eligible under subsection (a) and that desires to
6 receive a subgrant under this title shall, according to re-
7 quirements established by the State, submit an application
8 to the agency or agencies designated under section 106.
9 In addition to including such information as the State may
10 require and identifying the results the applicant seeks to
11 achieve, each application shall also describe how the appli-
12 cant will use funds under this title to—

13 “(1) develop, improve, or implement a school-to-
14 work opportunities system in secondary and post-
15 secondary schools and address the priorities de-
16 scribed in section 101, in accordance with section
17 103;

18 “(2) evaluate progress toward the results it
19 seeks to achieve, consistent with the performance
20 goals and indicators established under section 108;

21 “(3) coordinate its services and activities with
22 related services and activities offered by community-
23 based organizations, employers, and labor organiza-
24 tions, and, to the extent possible, integrate its serv-
25 ices and activities under this title with broad edu-

1 cational reforms in the State, including those under
2 the Goals 2000: Educate America Act and the
3 School-to-Work Opportunities Act of 1994, as well
4 as related services and activities under the Elemen-
5 tary and Secondary Education Act of 1965, the Job
6 Training Partnership Act, and relevant employment,
7 training, and welfare programs carried out in the
8 State; and

9 “(4) consult with students, their parents, and
10 other interested individuals or groups, in developing
11 their services and activities.

12 “PERFORMANCE GOALS AND INDICATORS

13 “SEC. 108. (a) IN GENERAL.—(1) Any State desiring
14 to receive a grant under section 111(f) shall—

15 “(A) establish performance goals to define the
16 level of performance to be achieved by students
17 served under this title and to evaluate the quality
18 and effectiveness of services and activities under this
19 title;

20 “(B) express such goals in an objective, quan-
21 tifiable, and measurable form;

22 “(C) establish performance indicators that the
23 State and local recipients will use in measuring or
24 assessing progress toward achieving such goals; and

25 “(D) provide biennial reports to the public and
26 to the Secretary, in accordance with section 109(c),

1 on the State’s progress in achieving its goals, includ-
2 ing information on the progress of students who are
3 members of special populations.

4 “(2) Any State may also use amounts it receives for
5 State leadership activities under section 112(c) to evaluate
6 its entire school-to-work opportunities system in secondary
7 and postsecondary schools and to carry out activities
8 under paragraph (1)(D).

9 “(b) PERFORMANCE INDICATORS.—The Secretary
10 shall, in collaboration with the Secretary of Labor, work
11 with States to ensure that their performance goals under
12 this section are consistent with challenging State academic
13 standards and industry-based skill standards and their
14 State goals established under the School-to-Work Oppor-
15 tunities Act of 1994 and title II of the Job Training Part-
16 nership Act. Performance goals established under para-
17 graph (1)(A) of subsection (a) shall be in accord with the
18 national education goals and with the purpose of this Act.
19 Performance indicators established under paragraph
20 (1)(C) of subsection (a) shall include at least—

21 “(1) achievement to challenging State academic
22 standards, such as those established under Goals
23 2000: Educate America Act, and industry-based skill
24 standards;

1 “(2) receipt of a high school diploma, skills cer-
2 tificate, and postsecondary certificate or degree; and

3 “(3) job placement, retention, and earnings,
4 particularly in the career major of the student.

5 “(c) TRANSITION.—Before it establishes performance
6 goals and indicators under subsection (a), each State re-
7 ceiving funds under this title shall use the system of stand-
8 ards and measures developed under section 115 of the
9 Carl D. Perkins Vocational and Applied Technology Edu-
10 cation Act as in effect prior to the enactment of this Act.
11 A State shall use its performance goals and indicators es-
12 tablished under subsection (a) not later than July 1, 1997.

13 “(d) TECHNICAL ASSISTANCE.—The Secretary shall
14 provide technical assistance to the States regarding the
15 development of the State’s performance goals and indica-
16 tors under subsection (a). Notwithstanding any other pro-
17 vision of law, the Secretary may use funds appropriated
18 for title II to provide technical assistance under this
19 section.

20 “EVALUATION, IMPROVEMENT, AND ACCOUNTABILITY

21 “SEC. 109. (a) LOCAL EVALUATION.—(1) Each local
22 recipient of a subgrant under this title shall biennially
23 evaluate, using performance goals and indicators described
24 in section 108, and report to the State regarding, its use
25 of funds under this title to develop, implement, or improve
26 a school-to-work opportunities system at the local level

1 and the effectiveness of its services and activities sup-
2 ported under this title in achieving the priorities described
3 in section 101, including the progress of students who are
4 members of special populations.

5 “(2) Such local recipients may evaluate portions of
6 its school-to-work opportunities system that are not sup-
7 ported with funds under this title, including its entire sys-
8 tem. If such recipient does so, it need not evaluate sepa-
9 rately that portion of its school-to-work opportunities sys-
10 tem supported with funds under this title.

11 “(b) IMPROVEMENT ACTIVITIES.—If a State deter-
12 mines, based on the local evaluation under subsection (a)
13 and applicable performance goals and indicators estab-
14 lished under section 108, that a local recipient is not mak-
15 ing substantial progress in achieving the purpose of this
16 Act in accordance with the priorities described in section
17 101, the State shall work jointly with the local recipient
18 to develop a plan, in consultation with teachers, parents,
19 and students, for improvement for succeeding school
20 years. If, after three years of implementation of the im-
21 provement plan, the State determines that the local recipi-
22 ent is not making sufficient progress, the State shall take
23 whatever corrective action it deems necessary, consistent
24 with State law. The State shall take corrective action only
25 after it has provided technical assistance to the recipient

1 and shall ensure that any corrective action it takes allows
2 for continued career preparation education services and
3 activities for the recipient's students.

4 “(c) STATE REPORT.—The State shall, once every
5 two years on a schedule determined by the Secretary, re-
6 port to the Secretary on the quality and effectiveness of
7 its services and activities provided through its grant under
8 title I, based on the performance goals and indicators es-
9 tablished under section 108.

10 “(d) TECHNICAL ASSISTANCE.—If the Secretary de-
11 termines that the State is not properly implementing its
12 responsibilities under subsection (b), or is not making sub-
13 stantial progress in meeting the purpose of this Act or
14 carrying out services and activities that are in accord with
15 the priorities described in section 101, based on the per-
16 formance goals and indicators established under section
17 108, the Secretary shall work with the State to implement
18 improvement activities.

19 “(e) WITHHOLDING OF FEDERAL FUNDS.—If, after
20 a reasonable time, but not earlier than one year after im-
21 plementation of the improvement activities described in
22 subsection (d), the Secretary determines that the State is
23 not making sufficient progress, based on the performance
24 goals and indicators established under section 108, the
25 Secretary shall, after notice and opportunity for a hearing,

1 withhold from the State all, or a portion, of the State's
2 allotment under this title. The Secretary may use funds
3 withheld under the preceding sentence to provide, through
4 alternative arrangements, services and activities within the
5 State that meet the purpose of this Act and are in accord
6 with the priorities described in section 101.

7 "PART B—ALLOCATING STATE AND LOCAL RESOURCES

8 "ALLOTMENTS

9 "SEC. 111. (a) AWARDS FOR EXCELLENCE.—In each
10 fiscal year after the fiscal year 1998, from the amount
11 made available under section 3(a) for title I, the Secretary
12 may reserve not more than 10 percent for carrying out
13 section 201.

14 "(b) ALLOTMENT FOR INDIANS AND NATIVE HAWAI-
15 IANS.—In each fiscal year, from the amount made avail-
16 able under section 3(a) for title I, the Secretary shall re-
17 serve 1.50 percent of which—

18 "(1) 1.25 percent shall be for carrying out sec-
19 tion 206(a); and

20 "(2) 0.25 percent shall be for carrying out sec-
21 tion 206(d).

22 "(c) ALLOTMENT TO STATES.—(1) Subject to para-
23 graph (2), from the remainder of the sum available for
24 title I, the Secretary shall allot to each State for each fis-
25 cal year—

1 “(A) an amount that bears the same ratio to 50
2 percent of the sum being allotted as the product of
3 the population aged 15 to 19, inclusive, in the State
4 in the fiscal year preceding the fiscal year for which
5 the determination is made and the State’s allotment
6 ratio bears to the sum of the corresponding products
7 for all the States; and

8 “(B) an amount that bears the same ratio to 50
9 percent of the sum being allotted as the product of
10 the population aged 20 to 24, inclusive, in the State
11 in the fiscal year preceding the fiscal year for which
12 the determination is made and the State’s allotment
13 ratio bears to the sum of the corresponding products
14 for all the States.

15 “(2)(A) Notwithstanding any other provision of law
16 and subject to subparagraph (B), for any fiscal year
17 through the fiscal year 1998 no State shall receive for
18 services and activities authorized by title I of this Act less
19 than 90 percent of the sum of the payments made to the
20 State for the fiscal year 1995 for programs authorized by
21 title II and parts A, B, and E of title III of the Carl D.
22 Perkins Vocational and Applied Technology Education
23 Act.

24 “(B) If for any fiscal year the amount appropriated
25 for services and activities authorized by title I and avail-

1 able for allotment under this section is insufficient to sat-
2 isfy the provisions of subparagraph (A), the Secretary
3 shall ratably reduce the payments to all States for such
4 services and activities as necessary.

5 “(C) Notwithstanding any other provision of law, the
6 allotment for this title for each of American Samoa,
7 Guam, the Northern Mariana Islands, and the Virgin Is-
8 lands shall not be less than \$200,000.

9 “(d) ALLOTMENT RATIO.—The allotment ratio of
10 any State shall be 1.00 less the product of—

11 “(1) 0.50; and

12 “(2) the quotient obtained by dividing the per
13 capita income for the State by the per capita income
14 for all the States (exclusive of American Samoa,
15 Guam, Puerto Rico, the Northern Mariana Islands,
16 and the Virgin Islands), except that—

17 “(A) the allotment ratio shall in no case be
18 more than 0.60 or less than 0.40; and

19 “(B) the allotment ratio for American
20 Samoa, Guam, Puerto Rico, the Northern Mari-
21 ana Islands, and the Virgin Islands shall be
22 0.60.

23 “(e) REALLOTMENT.—If the Secretary determines
24 that any amount of any State’s allotment under subsection
25 (c) for any fiscal year will not be required for carrying

1 out the services and activities for which such amount has
2 been allotted, the Secretary shall make such amount avail-
3 able for reallocation to one or more other States. Any
4 amount reallocated to a State under this subsection shall
5 be deemed to be part of its allotment for the fiscal year
6 in which it is obligated.

7 “(f) STATE GRANTS.—From the State’s allotment
8 under subsection (c), the Secretary shall make a grant for
9 each fiscal year to each State that has an approved State
10 plan under section 105.

11 “(g) DEFINITIONS AND DETERMINATIONS.—For
12 purposes of this section—

13 “(1) allotment ratios shall be computed on the
14 basis of the average of the appropriate per capita in-
15 comes for the three most recent consecutive fiscal
16 years for which satisfactory data are available;

17 “(2) the term ‘per capita income’ means, with
18 respect to a fiscal year, the total personal income in
19 the calendar year ending in such year, divided by the
20 population of the area concerned in such year; and

21 “(3) population shall be determined by the Sec-
22 retary on the basis of the latest estimates available
23 to the Department that are satisfactory to the Sec-
24 retary.

1 “WITHIN-STATE ALLOCATION

2 “SEC. 112. (a) IN GENERAL.—(1) For each of the
3 fiscal years 1996 and 1997, the State shall award as
4 subgrants to local recipients at least 80 percent of its
5 grant under section 111(f) for that fiscal year.

6 “(2) For each of the fiscal years 1998 through 2005,
7 the State shall award as subgrants to local recipients at
8 least 85 percent of its grant under section 111(f) for that
9 fiscal year.

10 “(b) STATE ADMINISTRATION.—(1) The State may
11 use an amount not to exceed 5 percent of its grant under
12 section 111(f) for each fiscal year for administering its
13 State plan, including developing the plan, reviewing local
14 applications, supporting activities to ensure the active par-
15 ticipation of interested individuals and organizations, and
16 ensuring compliance with all applicable Federal laws.

17 “(2) Each State shall match, from non-Federal
18 sources and on a dollar-for-dollar basis, the funds used
19 for State administration under paragraph (1).

20 “(c) STATE LEADERSHIP.—The State shall use the
21 remainder of its grant under section 111(f) for each fiscal
22 year for State leadership activities described in section
23 102.

24 “DISTRIBUTION OF FUNDS

25 “SEC. 113. (a) DISTRIBUTION OF FUNDS AT THE
26 SECONDARY LEVEL.—(1) Except as provided in sub-

1 sections (c), (d), and (e), each State shall, each fiscal year,
2 distribute to local educational agencies, or consortia of
3 such agencies, within the State funds under this title avail-
4 able for secondary school education services and activities
5 that are conducted in accordance with the priorities de-
6 scribed in section 101. Each local educational agency or
7 consortium shall be allocated an amount that bears the
8 same relationship to the amount available as that local
9 educational agency or consortium was allocated under sub-
10 part 2 of part A of title I of the Elementary and Second-
11 ary Education Act of 1965 in the preceding fiscal year
12 bears to the total amount received under such subpart by
13 all the local educational agencies in the State in such fiscal
14 year.

15 “(2) In applying the provisions of paragraph (1), the
16 State shall—

17 “(A) distribute those funds that, based on the
18 distribution formula under paragraph (1), would
19 have gone to a local educational agency serving only
20 elementary schools, to the local educational agency
21 that provides secondary school services to secondary
22 school students in the same attendance area;

23 “(B) distribute to a local educational agency
24 that has jurisdiction over secondary schools, but not
25 elementary schools, funds based on the number of

1 students that entered such secondary schools in the
2 previous year from the elementary schools involved;
3 and

4 “(C) distribute funds to an area vocational edu-
5 cation school in any case in which—

6 “(i) the area vocational education school
7 and the local educational agency or agencies
8 concerned have an agreement to use such funds
9 to provide services and activities in accordance
10 with the priorities described in section 101; and

11 “(ii) the area vocational education school
12 serves an equal or greater proportion of stu-
13 dents with disabilities or economically disadvan-
14 taged students than the proportion of these stu-
15 dents under the jurisdiction of the local edu-
16 cational agencies sending students to the area
17 vocational education school.

18 “(b) DISTRIBUTION OF FUNDS AT THE POST-
19 SECONDARY LEVEL.—(1) Except as provided in sub-
20 sections (c), (d), and (e), each State shall, each fiscal year,
21 distribute to eligible institutions, or consortia of such insti-
22 tutions, within the State funds under this title available
23 for postsecondary school education services and activities
24 that are conducted in accordance with the priorities de-
25 scribed in section 101. Each such eligible institution or

1 consortium shall be allocated an amount that bears the
2 same relationship to the amount of funds available as the
3 number of Pell Grant recipients and recipients of assist-
4 ance from the Bureau of Indian Affairs enrolled by such
5 institution or consortium in the preceding fiscal year bears
6 to the number of such recipients enrolled in such programs
7 within the State in such fiscal year.

8 “(2) For the purposes of this section—

9 “(A) the term ‘eligible institution’ means—

10 “(i) an institution of higher education;

11 “(ii) a local educational agency providing
12 education at the postsecondary level;

13 “(iii) an area vocational education school
14 providing education at the postsecondary level;
15 and

16 “(iv) a postsecondary educational institu-
17 tion controlled by the Bureau of Indian Affairs
18 or operated by or on behalf of any Indian tribe
19 that is eligible to contract with the Secretary of
20 the Interior for the administration of programs
21 under the Indian Self-Determination Act or the
22 Act of April 16, 1934; and

23 “(B) the term ‘Pell Grant recipient’ means a
24 recipient of financial aid under subpart 1 of part A
25 of title IV of the Higher Education Act of 1965.

1 “(c) ALTERNATIVE DISTRIBUTION FORMULA.—The
2 State may distribute funds under subsection (a) or (b)
3 using an alternative formula if the State demonstrates to
4 the Secretary’s satisfaction that such alternative formula
5 better meets the purpose of this Act, is in accord with
6 the priorities described in section 101, and that—

7 “(1) in the case of funds distributed to second-
8 ary schools—

9 “(A) the formula described in subsection
10 (a) does not result in a distribution of funds to
11 the local educational agencies or consortia that
12 serve secondary school students with the great-
13 est need for services and activities under this
14 title, including students who are members of
15 special populations; and

16 “(B) the alternative formula would better
17 serve the needs of these students; and

18 “(2) in the case of funds distributed to post-
19 secondary schools—

20 “(A) the formula described in subsection
21 (b) does not result in a distribution of funds to
22 the eligible institutions or consortia that have
23 the highest numbers or percentages of economi-
24 cally disadvantaged students, as described in
25 subsection (g); and

1 “(B) the alternative formula would result
2 in such a distribution.

3 “(d) MINIMUM SUBGRANT AMOUNTS.—(1)(A) Ex-
4 cept as provided in subparagraph (B), no local educational
5 agency shall be eligible for a subgrant under this title un-
6 less the amount allocated to that agency under subsection
7 (a) or (c) equals or exceeds \$15,000.

8 “(B) The State may waive the requirement in sub-
9 paragraph (A) in any case in which the local educational
10 agency—

11 “(i) enters into a consortium with one or more
12 other local educational agencies to provide services
13 and activities conducted in accordance with the pri-
14 orities described in section 101 and the aggregate
15 amount allocated and awarded to the consortium
16 equals or exceeds \$15,000; or

17 “(ii) is located in a rural, sparsely-populated
18 area and demonstrates that the agency is unable to
19 enter into a consortium for the purpose of providing
20 services and activities conducted in accordance with
21 the priorities described in section 101.

22 “(2)(A) Except as provided in subparagraph (B), no
23 eligible institution shall be eligible for a subgrant under
24 this title unless the amount allocated to that institution
25 under subsection (b) or (c) equals or exceeds \$50,000.

1 “(B) The State may waive the requirement in sub-
2 paragraph (A) in any case in which the eligible institu-
3 tion—

4 “(i) enters into a consortium with one or more
5 other eligible institutions to provide services and ac-
6 tivities conducted in accordance with the priorities
7 described in section 101 and the aggregate amount
8 allocated and awarded to the consortium equals or
9 exceeds \$50,000; or

10 “(ii) is a tribally controlled community college.

11 “(e) SECONDARY-POSTSECONDARY CONSORTIA.—
12 The State may distribute funds available in any fiscal year
13 for secondary and postsecondary schools, as applicable, to
14 one or more local educational agencies and one or more
15 eligible institutions that enter into a consortium in any
16 case in which—

17 “(1) the consortium has been formed to provide
18 services and activities conducted in accordance with
19 the priorities described in section 101; and

20 “(2) the aggregate amount allocated and
21 awarded to the consortium under subsections (a),
22 (b), and (c) equal or exceeds \$50,000.

23 “(f) REALLOCATIONS.—The State shall reallocate to
24 one or more local educational agencies, eligible institu-
25 tions, and consortia any amounts that are allocated in ac-

1 cordance with subsections (a) through (e), but that would
2 not be used by a local educational agency or eligible insti-
3 tution, in a manner the State determines will best serve
4 the purpose of this Act and be in accord with the priorities
5 described in section 101.

6 “(g) ECONOMICALLY DISADVANTAGED STUDENTS.—
7 For the purposes of this section, the State may determine
8 the number of economically disadvantaged students on the
9 basis of—

10 “(1) eligibility for free or reduced-price meals
11 under the National School Lunch Act, the program
12 for aid to dependent children under part A of title
13 IV of the Social Security Act, or benefits under the
14 Food Stamp Act of 1977;

15 “(2) the number of children counted for alloca-
16 tion purposes under title I of the Elementary and
17 Secondary Education Act of 1965; or

18 “(3) any other index of disadvantaged economic
19 status if the State demonstrates to the satisfaction
20 of the Secretary that the index is more representa-
21 tive of the number of low-income students than the
22 indices described in paragraphs (1) and (2).

1 “TITLE II—NATIONAL SUPPORT FOR STATE
2 AND LOCAL REFORMS

3 “AWARDS FOR EXCELLENCE

4 “SEC. 201. The Secretary, may, from the amount re-
5 served under section 111(a) for any fiscal year after the
6 fiscal year 1998, and through a peer review process, make
7 performance awards to one or more States that have—

8 “(1) exceeded in an outstanding manner the
9 performance goals set in section 108;

10 “(2) implemented exemplary school-to-work op-
11 portunities systems in secondary and postsecondary
12 schools in accordance with the priorities described in
13 section 101; or

14 “(3) provided exemplary education services and
15 activities for students who are members of special
16 populations.

17 “NATIONAL ACTIVITIES

18 “SEC. 202. (a) GENERAL AUTHORITY.—(1) In order
19 to carry out the purpose of this Act, the Secretary may,
20 directly or through grants, contracts, or cooperative agree-
21 ments, carry out research, development, dissemination,
22 evaluation, capacity-building, and technical assistance ac-
23 tivities with regard to the services and activities carried
24 out under this Act. The Secretary shall coordinate activi-
25 ties carried out under this section with related activities
26 under the School-to-Work Opportunities Act of 1994, the

1 Goals 2000: Educate America Act, the Job Training Part-
2 nership Act, and the Elementary and Secondary Edu-
3 cation Act of 1965.

4 “(2) Research and development activities carried out
5 under this section may include support for States in their
6 development of performance goals and indicators estab-
7 lished under section 108. The Secretary shall broadly dis-
8 seminate information resulting from research and develop-
9 ment activities carried out under this Act, and shall ensure
10 broad access at the State and local levels to the informa-
11 tion disseminated.

12 “(3) Activities carried out under this section may in-
13 clude support for youth development partnerships that are
14 promoted by the Secretary and the Secretary of Labor,
15 working with other agencies and entities such as the Cor-
16 poration for National and Community Service, and that
17 facilitate innovative arrangements at the State and local
18 level among business, community-based organizations,
19 labor organizations, and educational institutions.

20 “(4) Activities carried out under this section may in-
21 clude support for occupational and career information sys-
22 tems.

23 “(5) The Secretary shall coordinate technical assist-
24 ance activities carried out under this section with related
25 technical assistance activities carried out under the Job

1 Training Partnership Act and title XIII of the Elementary
2 and Secondary Education Act of 1965.

3 “(b) PROFESSIONAL DEVELOPMENT.—(1) The Sec-
4 retary may, directly, or through grants, contracts, or coop-
5 erative agreements, support professional development ac-
6 tivities for educators (including teachers, administrators,
7 and counselors) to help to ensure that all students receive
8 an education that enables them to enter high-skill, high-
9 wage careers. Entities eligible to receive funds under this
10 subsection are institutions of higher education, other pub-
11 lic or private nonprofit organizations or agencies, and con-
12 sortia of such institutions, organizations, or agencies.

13 “(2)(A) Professional development activities supported
14 under this subsection shall—

15 “(i) be tied to challenging State academic
16 standards and industry-based skill standards;

17 “(ii) take into account recent research on teach-
18 ing and learning;

19 “(iii) be of sufficient intensity and duration to
20 have a positive and lasting impact on the educator’s
21 performance;

22 “(iv) include strong substantive and pedagogical
23 components; and

24 “(v) be designed to improve educators’ skills in
25 such areas as integrating academic and vocational

1 instruction, articulating secondary and postsecond-
2 ary education, combining school-based and work-
3 based instruction, and using occupational and career
4 information.

5 “(B) Funds under this subsection may be used for
6 such activities as pre-service and inservice training and
7 support for development of local, regional, and national
8 educator networks that facilitate the exchange of informa-
9 tion relevant to the development of school-to-work oppor-
10 tunities systems.

11 “(3) In supporting activities under this subsection,
12 the Secretary shall give priority to designing and imple-
13 menting new models of professional development for edu-
14 cators, and preparing educators to use innovative forms
15 of instruction, such as worksite learning and the integra-
16 tion of academic and occupational instruction. The Sec-
17 retary shall coordinate the professional development activi-
18 ties carried out under this subsection with related activi-
19 ties carried out under the Job Training Partnership Act
20 and title II of the Elementary and Secondary Education
21 Act of 1965, as well as with other related professional de-
22 velopment activities supported by the Department.

23 “NATIONAL ASSESSMENT

24 “SEC. 203. (a) GENERAL AUTHORITY.—(1) The Sec-
25 retary shall conduct a national assessment of services and
26 activities assisted under this Act, through independent

1 studies and analyses, including, when appropriate, studies
2 based on data from longitudinal surveys, that are con-
3 ducted through one or more competitive awards.

4 “(2) The Secretary shall appoint an independent ad-
5 visory panel, consisting of administrators, educators, re-
6 searchers, and representatives of business, industry, labor,
7 and other relevant groups, as well as representatives of
8 Governors and other State and local officials, to advise
9 the Secretary on the implementation of such assessment,
10 including the issues to be addressed, the methodology of
11 the studies, and the findings and recommendations. The
12 panel, at its discretion, may submit to the Congress an
13 independent analysis of the findings and recommendations
14 of the assessment.

15 “(b) CONTENTS.—The assessment required under
16 subsection (a) shall examine the extent to which services
17 and activities assisted under this Act have achieved their
18 intended purposes and results, including the extent to
19 which—

20 “(1) State and local services and activities have
21 developed, implemented, or improved systems estab-
22 lished under the School-to-Work Opportunities Act
23 of 1994;

24 “(2) services and activities assisted under this
25 Act succeed in preparing students, including stu-

1 dents who are members of special populations, for
2 postsecondary education, further learning, or entry
3 into high-skill, high-wage careers;

4 “(3) students who participate in services and
5 activities supported under this Act succeed in meet-
6 ing challenging State academic and industry-based
7 skill standards; and

8 “(4) the system improvement, participation,
9 local and State assessment, and accountability provi-
10 sions of this Act, including the performance goals
11 and indicators established under section 108, are ef-
12 fective.

13 “(c) REPORT.—The Secretary shall submit to the
14 Congress an interim report on or before July 1, 2000, and
15 a final report on or before July 1, 2004.

16 “NATIONAL RESEARCH CENTER

17 “SEC. 204. (a) GENERAL AUTHORITY.—(1) The Sec-
18 retary may, through a grant or contract, establish one or
19 more national centers in the areas of applied research, de-
20 velopment, and dissemination. The Secretary shall consult
21 with the Secretary of Labor and with States prior to es-
22 tablishing one or more such centers.

23 “(2) Entities eligible to receive funds under this sec-
24 tion are institutions of higher education, other public or
25 private nonprofit organizations or agencies, and consortia
26 of such institutions, organizations, or agencies.

1 “(3) The national center in existence on the date of
2 the enactment of the Career Preparation Education Re-
3 form Act of 1995 shall continue to receive assistance
4 under this section in accordance with the terms of its cur-
5 rent award.

6 “(b) ACTIVITIES.—(1) The applied research, develop-
7 ment, and dissemination activities carried out by the na-
8 tional center or centers shall include—

9 “(A) activities that assist recipients of funds
10 under this Act to meet the requirements of section
11 103; and

12 “(B) such other activities as the Secretary de-
13 termines to be appropriate to achieve the purpose of
14 this Act.

15 “(2) The center or centers conducting the activities
16 described in paragraph (1) shall annually prepare a sum-
17 mary of key research findings of such center or centers
18 and shall submit copies of the summary to the Secretaries
19 of Education, Labor, and Health and Human Services.
20 The Secretary shall submit that summary to the Commit-
21 tee on Labor and Human Resources of the Senate, and
22 the Committee on Economic and Educational Opportuni-
23 ties of the House of Representatives.

24 “DATA SYSTEMS

25 “SEC. 205. (a) IN GENERAL.—The Secretary shall
26 maintain a data system to collect information about, and

1 report on, the condition of school-to-work opportunities
2 systems and on the effectiveness of State and local services
3 and activities carried out under this Act in order to pro-
4 vide the Secretary and the Congress, as well as Federal,
5 State, local, and tribal agencies, with information relevant
6 to improvement in the quality and effectiveness of career
7 preparation education activities and services. The Sec-
8 retary shall periodically report to the Congress on the Sec-
9 retary's analysis of performance data collected each year
10 pursuant to this Act.

11 “(b) CONTENTS.—The data system shall—

12 “(1) provide information to evaluate, to the ex-
13 tent feasible, the participation and performance of
14 students, including students who are members of
15 special populations;

16 “(2) include data that are at least nationally
17 representative;

18 “(3) report on career preparation in the context
19 of education reform; and

20 “(4) be based, to the extent feasible, on data
21 from general purpose data systems of the Depart-
22 ment or other Federal agencies, augmented as nec-
23 essary with data from additional surveys focusing on
24 career preparation education.

1 “(c) COORDINATION.—(1) The Secretary shall con-
2 sult with a wide variety of experts in academic and occupa-
3 tional education, including individuals with expertise in
4 the development and implementation of school-to-work op-
5 portunities systems, in the development of data collections
6 and reports under this section.

7 “(2) In maintaining the data system, the Secretary
8 shall—

9 “(A) ensure that the system, to the extent prac-
10 ticable, uses comparable information elements and
11 uniform definitions common to State plans, perform-
12 ance indicators, and State and local assessments;
13 and

14 “(B) cooperate with the Secretaries of Com-
15 merce and Labor to ensure that the data system is
16 compatible with other Federal information systems
17 regarding occupational data, and to the extent fea-
18 sible, allow for international comparisons.

19 “(3) The Secretary and the Secretary of Labor shall
20 jointly define common terms and definitions that all State
21 grantees and local applicants shall use in program admin-
22 istration, data collection and reporting, and evaluation at
23 all levels for programs supported under this Act and the
24 Job Training Partnership Act.

1 “(d) ASSESSMENTS.—(1) As a regular part of its as-
2 sements, the National Center for Education Statistics
3 shall collect and report information on career preparation
4 at the secondary school level for a nationally representa-
5 tive sample of students, including students who are mem-
6 bers of special populations, which shall allow for fair and
7 accurate assessment and comparison of the educational
8 achievement of students in the areas assessed. Such as-
9 sessment may include international comparisons.

10 “(2) The Commissioner of Education Statistics may
11 authorize a State educational agency, or consortium of
12 such agencies, to use items and data from the National
13 Assessment of Educational Progress for the purpose of
14 evaluating a course of study related to services and activi-
15 ties under title I, if the Commissioner has determined in
16 writing that such use will not—

17 “(A) result in the identification of characteris-
18 tics or performance of individual schools or students;

19 “(B) result in the ranking or comparing of
20 schools or local educational agencies;

21 “(C) be used to evaluate the performance of
22 teachers, principals, or other local educators for re-
23 ward or punishment; or

24 “(D) corrupt the use or value of data collected
25 for the National Assessment.

1 grees, and enter employment related to their career
2 major.

3 “(2)(A) The Secretary shall make such a grant or
4 cooperative agreement—

5 “(i) upon the request of any Indian tribe that
6 is eligible to contract with the Secretary of the Inte-
7 rior for programs under the Indian Self-Determina-
8 tion Act or the Act of April 16, 1934; or

9 “(ii) upon the application (filed under such con-
10 ditions as the Secretary may require) of any Bu-
11 reau-funded school that offers secondary programs.

12 “(B)(i) A grant or cooperative agreement under this
13 subsection with any tribal organization shall be subject to
14 the terms and conditions of section 102 of the Indian Self-
15 Determination Act, and shall be conducted in accordance
16 with the provisions of sections 4, 5, and 6 of the Act of
17 April 16, 1934 that are relevant to the services and activi-
18 ties administered under this subsection.

19 “(ii) A grant or cooperative agreement under this
20 subsection with any Bureau-funded school shall not be
21 subject to the requirements of the Indian Self-Determina-
22 tion Act or the Act of April 16, 1934.

23 “(C) Any tribal organization or Bureau-funded school
24 eligible to receive assistance under this subsection may

1 apply individually or as part of a consortium with another
2 tribal organization or school.

3 “(D) The Secretary may not place upon such grants
4 or cooperative agreements any restrictions relating to pro-
5 grams or results other than those that apply to grants or
6 cooperative agreements to States under this Act.

7 “(3) Any tribal organization or Bureau-funded school
8 receiving assistance under this subsection may provide sti-
9 pends to students who are undertaking career preparation
10 education and who have acute economic needs that cannot
11 be met through work-study programs.

12 “(4) In making grants or cooperative agreements
13 under this subsection, the Secretary shall give special con-
14 sideration to awards that involve, are coordinated with, or
15 encourage, tribal economic development plans.

16 “(b) ASSISTANCE TO TRIBALLY CONTROLLED POST-
17 SECONDARY VOCATIONAL INSTITUTIONS.—(1) The Sec-
18 retary may make five-year grants to tribally controlled
19 postsecondary vocational institutions to provide basic sup-
20 port for educating Indian students, including support for
21 the operation, maintenance, and capital expenses of such
22 institutions.

23 “(2) To be eligible for assistance under this sub-
24 section, a tribally controlled postsecondary vocational in-
25 stitution shall—

1 “(A) be governed by a board of directors or
2 trustees, a majority of whom are Indians;

3 “(B) demonstrate adherence to stated goals, a
4 philosophy, or a plan of operation that fosters indi-
5 vidual Indian economic self-sufficiency;

6 “(C) have been in operation for at least three
7 years;

8 “(D) hold accreditation with, or be a candidate
9 for accreditation by, a nationally recognized accredit-
10 ing authority for postsecondary vocational education;

11 “(E) offer technical degrees or certificate-grant-
12 ing programs; and

13 “(F) enroll the full-time equivalent of not less
14 than 100 students, of whom a majority are Indians.

15 “(3) The Secretary shall, based on the availability of
16 appropriations, distribute to each tribally controlled voca-
17 tional institution having an approved application an
18 amount based on full-time equivalent Indian students at
19 each such institution.

20 “(c) ACCOUNTABILITY.—The Secretary shall require
21 from each institution assisted under this section such in-
22 formation regarding fiscal control and program quality
23 and effectiveness as is reasonable.

24 “(d) ASSISTANCE TO NATIVE HAWAIIANS.—From
25 the funds reserved under section 111(b)(2) for each fiscal

1 year, the Secretary shall make one or more grants to, or
2 enter into one or more cooperative agreements with, orga-
3 nizations, institutions, or agencies with experience provid-
4 ing educational and related services to Native Hawaiians
5 to develop and provide, for the benefit of Native Hawai-
6 ians, services and activities that are consistent with the
7 purpose of this Act and conducted in accordance with the
8 priorities described in section 101.

9 “(e) DEFINITIONS.—For the purpose of this section:

10 “(1) The term ‘Bureau-funded school’ has the
11 same meaning given ‘Bureau funded school’ in sec-
12 tion 1146(3) of the Education Amendments of 1978
13 (25 U.S.C. 2026(3)).

14 “(2) The term ‘full-time equivalent Indian stu-
15 dents’ means the sum of the number of Indian stu-
16 dents enrolled full time at an institution, plus the
17 full-time equivalent of the number of Indian stu-
18 dents enrolled part time (determined on the basis of
19 the quotient of the sum of the credit hours of all
20 part-time students divided by 12) at such institu-
21 tion.

22 “(3) The terms ‘Indian’ and ‘Indian tribe’ have
23 the meaning given such terms in section 2 of the
24 Tribally Controlled Community College Assistance
25 Act of 1978.

1 “TITLE III—GENERAL PROVISIONS

2 “WAIVERS

3 “SEC. 301. (a) REQUEST FOR WAIVER.—Any State
4 may request, on its own behalf or on behalf of a local re-
5 cipient, a waiver by the Secretary or the Secretary of
6 Labor, as appropriate, of one or more statutory or regu-
7 latory provisions described in this section in order to carry
8 out more effectively State efforts to reform education and
9 develop school-to-work opportunities systems in the State.

10 “(b) GENERAL AUTHORITY.—(1) Except as provided
11 in subsection (d), the Secretary may waive any require-
12 ment of any statute listed in subsection (c), or of the regu-
13 lations issued under that statute, and the Secretary of
14 Labor may waive any statutory or regulatory requirement
15 under the Job Training Partnership Act, for a State that
16 requests such a waiver—

17 “(A) if, and only to the extent that, the Sec-
18 retary or the Secretary of Labor determines that
19 such requirement impedes the ability of the State to
20 carry out State efforts to reform education and de-
21 velop school-to-work opportunities systems in the
22 State;

23 “(B) if the State waives, or agrees to waive,
24 any similar requirements of State law;

1 “(C) if, in the case of a statewide waiver, the
2 State—

3 “(i) has provided all local recipients of as-
4 sistance under this Act in the State with notice
5 of, and an opportunity to comment on, the
6 State’s proposal to request a waiver; and

7 “(ii) has submitted the comments of such
8 recipients to the appropriate Secretary; and

9 “(D) if the State provides such information as
10 the Secretary or the Secretary of Labor reasonably
11 requires in order to make such determinations.

12 “(2) The Secretary or the Secretary of Labor, as ap-
13 propriate, shall act promptly on any request submitted
14 under paragraph (1).

15 “(3) Each waiver approved under this subsection
16 shall be for a period not to exceed five years, except that
17 the Secretary or the Secretary of Labor may extend such
18 period if the Secretary or the Secretary of Labor deter-
19 mines that the waiver has been effective in enabling the
20 State to carry out the purpose of this Act.

21 “(c) PROGRAMS.—(1) The statutes subject to the
22 waiver authority of the Secretary under this section are—

23 “(A) this Act;

24 “(B) part A of title I of the Elementary and
25 Secondary Education Act of 1965 (authorizing pro-

1 grams and activities to help disadvantaged children
2 meet high standards);

3 “(C) part B of title II of the Elementary and
4 Secondary Education Act of 1965 (Dwight D. Eisen-
5 hower Professional Development Program);

6 “(D) title IV of the Elementary and Secondary
7 Education Act of 1965 (Safe and Drug-Free Schools
8 and Communities Act of 1994);

9 “(E) title VI of the Elementary and Secondary
10 Education Act of 1965 (Innovative Education Pro-
11 gram Strategies);

12 “(F) part C of title VII of the Elementary and
13 Secondary Education Act of 1965 (Emergency Im-
14 migrant Education Program); and

15 “(G) the School-to-Work Opportunities Act of
16 1994.

17 “(2) The Secretary may not waive any requirement
18 under paragraph (1)(G) without the concurrence of the
19 Secretary of Labor.

20 “(d) WAIVERS NOT AUTHORIZED.—The Secretary or
21 the Secretary of Labor may not waive any statutory or
22 regulatory requirement of the programs listed in sub-
23 section (c) relating to—

24 “(1) the basic purposes or goals of the affected
25 programs;

1 “(2) maintenance of effort;

2 “(3) comparability of services;

3 “(4) the equitable participation of students at-
4 tending private schools;

5 “(5) parental participation and involvement;

6 “(6) the distribution of funds to States or to
7 local recipients;

8 “(7) the eligibility of an individual for partici-
9 pation in the affected programs;

10 “(8) public health or safety, labor standards,
11 civil rights, occupational safety and health, or envi-
12 ronmental protection; or

13 “(9) prohibitions or restrictions relating to the
14 construction of buildings or facilities.

15 “(e) TERMINATION OF WAIVERS.—The Secretary or
16 the Secretary of Labor, as appropriate, shall periodically
17 review the performance of any State for which that Sec-
18 retary has granted a waiver under this section and shall
19 terminate such waiver if the Secretary determines that the
20 performance of the State affected by the waiver has been
21 inadequate to justify a continuation of the waiver, or the
22 State fails to waive similar requirements of State law in
23 accordance with subsection (b)(1)(B).

24 “EFFECT OF FEDERAL PAYMENTS

25 “SEC. 302. (a) STUDENT FINANCIAL ASSISTANCE.—

26 (1) The portion of any student financial assistance re-

1 ceived under this Act that is made available for attendance
2 costs described in paragraph (2) shall not be considered
3 as income or resources in determining eligibility for assist-
4 ance under any program of welfare benefits, including aid
5 to families with dependent children under a State plan ap-
6 proved under part A of title IV of the Social Security Act
7 and aid to dependent children, that is funded in whole or
8 in part with Federal funds.

9 “(2) For purposes of this subsection, attendance
10 costs are—

11 “(A) tuition and fees normally assessed a stu-
12 dent carrying the same academic workload, as deter-
13 mined by the institution, including costs for rental
14 or purchase of any equipment, materials, or supplies
15 required of all students in the same course of study;
16 and

17 “(B) an allowance for books, supplies, transpor-
18 tation, dependent care, and miscellaneous personal
19 expenses for a student attending the institution on
20 at least a half-time basis, as determined by the insti-
21 tution.

22 “(b) INSTITUTIONAL AID.—No State shall take into
23 consideration payments under this Act in determining, for
24 any educational agency or institution in that State, the

1 eligibility for State aid, or the amount of State aid, with
2 respect to public education within the State.

3 “IDENTIFICATION OF STATE-IMPOSED REQUIREMENTS

4 “SEC. 303. Any State rule or policy imposed on the
5 provision of services or activities funded by this Act, in-
6 cluding any rule or policy based on State interpretation
7 of any Federal law, regulation, or guideline, shall be iden-
8 tified as a State-imposed requirement.

9 “OUT-OF-STATE RELOCATIONS

10 “SEC. 304. No funds provided under this Act shall
11 be used for the purpose of directly providing incentives
12 or inducements to an employer to relocate a business en-
13 terprise from one State to another if such relocation would
14 result in a reduction in the number of jobs available in
15 the State where the business enterprise is located before
16 such incentives or inducements are offered.

17 “DEFINITIONS

18 “SEC. 305. As used in this Act:

19 “(1) The term ‘all aspects of an industry’ has
20 the same meaning as given that term under section
21 4(1) of the School-to-Work Opportunities Act of
22 1994.

23 “(2) The term ‘all students’ has the same
24 meaning as given that term under section 4(2) of
25 the School-to-Work Opportunities Act of 1994.

1 “(3) The term ‘area vocational education
2 school’ means—

3 “(A) a specialized public high school that
4 provides vocational education to students who
5 are preparing to earn a high school diploma or
6 its equivalency and to enter the labor market;
7 or

8 “(B) a public technical institute or voca-
9 tional school that provides vocational education
10 to individuals who have completed or left high
11 school and who are preparing to enter the labor
12 market.

13 “(4) The term ‘career guidance and counseling’
14 has the same meaning as given that term under sec-
15 tion 4(4) of the School-to-Work Opportunities Act of
16 1994.

17 “(5) The term ‘career major’ has the same
18 meaning as given that term under section 4(5) of
19 the School-to-Work Opportunities Act of 1994.

20 “(6) The term ‘community-based organization’
21 means any such organization of demonstrated effec-
22 tiveness described in section 4(5) of the Job Train-
23 ing Partnership Act.

1 “(7) The term ‘institution of higher education’
2 has the same meaning as given that term under sec-
3 tion 1201(a) of the Higher Education Act of 1965.

4 “(8) The term ‘limited English proficiency’ has
5 the same meaning given such term in section
6 7501(8) of the Elementary and Secondary Edu-
7 cation Act of 1965.

8 “(9) The term ‘local educational agency’ has
9 the same meaning as given that term under section
10 4(10) of the School-to-Work Opportunities Act of
11 1994.

12 “(10) The term ‘school dropout’ has the same
13 meaning as given that term under section 4(17) of
14 the School-to-Work Opportunities Act of 1994.

15 “(11) The term ‘Secretary’ means the Secretary
16 of Education.

17 “(12) The term ‘skill certificate’ has the same
18 meaning as given that term under section 4(22) of
19 the School-to-Work Opportunities Act of 1994.

20 “(13) The term ‘special populations’ includes
21 students with disabilities, educationally or economi-
22 cally disadvantaged students, students of limited
23 English proficiency, foster children, migrant chil-
24 dren, school dropouts, students who are identified as
25 being at-risk of dropping out of secondary school,

1 students who are seeking to prepare for occupations
2 that are not traditional for their gender, and, to the
3 extent feasible, individuals younger than age 25 in
4 correctional institutions.

5 “(14) Except as otherwise provided, the term
6 ‘State’ includes, in addition to each of the several
7 States, the District of Columbia, the Commonwealth
8 of Puerto Rico, the Virgin Islands, Guam, American
9 Samoa, and the Northern Mariana Islands.

10 “(15) The term ‘State educational agency’ has
11 the same meaning as given that term under section
12 4(24) of the School-to-Work Opportunities Act of
13 1994.

14 “(16) The term ‘students with disabilities’
15 means students who have a disability or disabilities,
16 as such term is defined in section 3(2) of the Ameri-
17 cans With Disabilities Act of 1990.

18 “(17) The term ‘tribally controlled community
19 college’ means an institution that receives assistance
20 under the Tribally Controlled Community College
21 Assistance Act of 1976 or the Navajo Community
22 College Act.”.

23 TITLE II—EFFECTIVE DATE; TRANSITION

24 EFFECTIVE DATE

25 SEC. 201. This Act shall take effect on July 1, 1996.

TRANSITION

1
2 SEC. 202. Notwithstanding any other provisions of
3 law—

4 (1) upon enactment of the Career Preparation
5 Education Reform Act of 1995, a State or local re-
6 cipient of funds under the Carl D. Perkins Voca-
7 tional and Applied Technology Education Act may
8 use any such unexpended funds to carry out services
9 and activities that are authorized by either such Act
10 or the Carl D. Perkins Career Preparation Edu-
11 cation Act; and

12 (2) a State or local recipient of funds under the
13 Carl D. Perkins Career Preparation Education Act
14 for the fiscal year 1996 may use such funds to carry
15 out services and activities that are authorized by ei-
16 ther such Act or were authorized by the Carl D.
17 Perkins Vocational and Applied Technology Edu-
18 cation Act prior to its amendment.

19 TITLE III—AMENDMENTS TO OTHER ACTS

20 AMENDMENTS TO THE JOB TRAINING PARTNERSHIP ACT

21 SEC. 301. The Job Training Partnership Act (29
22 U.S.C. 1501 et seq.) is amended—

23 (1) in section (4)—

24 (A) in paragraph (14), by striking “in sec-
25 tion 521(22) of the Carl D. Perkins Vocational

1 Education Act” and inserting in lieu thereof
2 “section 4(10) of the School-to-Work Opportu-
3 nities Act of 1994”; and

4 (B) in paragraph (28), by striking “Voca-
5 tional Education Act” and inserting in lieu
6 thereof “Vocational and Applied Technology
7 Education Act as in effect on the day prior to
8 the date of enactment of the Career Prepara-
9 tion Education Reform Act of 1995”;

10 (2) in section 121(a)(2), by adding at the end
11 thereof the following sentence: “The State may sub-
12 mit such plan as part of a State plan, or amendment
13 to a State plan, under the Carl D. Perkins Career
14 Preparation Education Act or the School-to-Work
15 Opportunities Act of 1994.”;

16 (3) in section 122(b)—

17 (A) by amending paragraph (8) to read as
18 follows:

19 “(8) consult with the appropriate State agency
20 under section 106 of the Carl D. Perkins Career
21 Preparation Education Act to obtain a summary of
22 activities and an analysis of results in training
23 women in nontraditional employment under such
24 Act, and annually disseminate such summary to

1 service delivery areas, service providers throughout
2 the State, and the Secretary;” and

3 (B) in paragraph (11)(B), by striking
4 “section 113(b)(14) of the Carl D. Perkins Vo-
5 cational Education Act” and inserting in lieu
6 thereof “section 105(e)(2) of the Carl D. Per-
7 kins Career Preparation Education Act”;

8 (4) in section 123(c)—

9 (A) in paragraph (1)(E)(iii), by striking
10 “Carl D. Perkins Vocational and Applied Tech-
11 nology Education Act (20 U.S.C. 2301 et seq.)”
12 and inserting in lieu thereof “Carl D. Perkins
13 Career Preparation Education Act”; and

14 (B) in paragraph (2)(D)(iii), by striking
15 “Vocational and Applied Technology” and in-
16 serting in lieu thereof “Career Preparation”;

17 (5) in section 125—

18 (A) in subsection (a), by inserting after
19 “coordinating committee” a comma and “as de-
20 scribed in section 422(b) of the Carl D. Perkins
21 Vocational and Applied Technology Education
22 Act as in effect on the day prior to the date of
23 enactment of the Career Preparation Education
24 Reform Act of 1995,”;

1 (B) in subsection (b)(1), by striking out
2 “Vocational” and inserting in lieu thereof “Ca-
3 reer Preparation”; and

4 (C) in subsection (c), by inserting after
5 “Coordinating Committee” a comma and “as
6 established in section 422(a) of the Carl D.
7 Perkins Vocational and Applied Technology
8 Education Act as in effect on the day prior to
9 the date of enactment of the Career Prepara-
10 tion Education Reform Act of 1995,”;

11 (6) in section 205(a)(2), by striking “Carl D.
12 Perkins Vocational and Applied Technology Edu-
13 cation Act (20 U.S.C. 2301 et seq.)” and inserting
14 in lieu thereof “Carl D. Perkins Career Preparation
15 Education Act”;

16 (7) in section 265(b)(3), by striking “Carl D.
17 Perkins Vocational and Applied Technology Edu-
18 cation Act (20 U.S.C. 2301 et seq.)” and inserting
19 in lieu thereof “Carl D. Perkins Career Preparation
20 Education Act”;

21 (8) in section 314(g)(2), by striking out “Voca-
22 tional and Applied Technology” and inserting in lieu
23 thereof “Career Preparation”;

24 (9) in section 427(a)(1), by striking “local
25 agencies, including a State board or agency des-

1 ignated pursuant to section 111(a)(1) of the Carl D.
2 Perkins Vocational Act which operates or wishes to
3 develop area vocational education school facilities or
4 residential vocational schools (or both) as authorized
5 by such Act, or private organizations” and inserting
6 in lieu thereof “local agencies, or private organiza-
7 tions”;

8 (10) in section 455(b), by striking “Carl D.
9 Perkins Vocational and Applied Technology Edu-
10 cation Act (20 U.S.C. 2301 et seq.)” and inserting
11 in lieu thereof “Carl D. Perkins Career Preparation
12 Education Act”;

13 (11) in section 461(c), by striking out “Voca-
14 tional” and inserting in lieu thereof “Career Prepa-
15 ration”;

16 (12) in section 464—

17 (A) in subsection (a), by striking out “Carl
18 D. Perkins Vocational Education Act)” and in-
19 serting in lieu thereof “Carl D. Perkins Voca-
20 tional and Applied Technology Education Act
21 as in effect on the day prior to the date of en-
22 actment of the Career Preparation Education
23 Reform Act of 1995)”;

24 (B) in subsection (b), by striking out “In
25 additional to its responsibilities under the Carl

1 D. Perkins Vocational Education Act, the” and
2 inserting in lieu thereof “The”; and

3 (C) in subsection (c), by striking out “this
4 Act, under section 422 of the Carl D. Perkins
5 Vocational Education Act, and” and inserting
6 in lieu thereof “this Act and”;

7 (13) in section 605(c), by striking out “Voca-
8 tional Education Act)” and inserting in lieu thereof
9 “Vocational and Applied Technology Education Act
10 as in effect on the day prior to the date of enact-
11 ment of the Career Preparation Education Reform
12 Act of 1995)”;

13 (14) in section 701(b)—

14 (A) by amending paragraph (1) to read as
15 follows:

16 “(1) IN GENERAL.—For purposes of this title,
17 the term ‘applicable Federal human resource pro-
18 gram’ includes any program authorized under the
19 provisions of law described under paragraph (2)(A)
20 that the Governor and the head of the State agency
21 or agencies responsible for the administration of
22 such program jointly agree to include within the ju-
23 risdiction of the State Council.”; and

24 (B) in paragraph (2)(A)(ii), by striking
25 “Carl D. Perkins Vocational and Applied Tech-

1 nology Education Act (20 U.S.C. 2301 et seq.)”
2 and inserting in lieu thereof “Carl D. Perkins
3 Career Preparation Education Act”; and

4 (15) in section 703(a)(2), by striking the
5 comma after “section 123(a)(2)(D)” and “except
6 that, with respect to the Carl D. Perkins Vocational
7 and Applied Technology Education Act (20 U.S.C.
8 2301 et seq.), such State may use funds only to the
9 extent provided under section 112(g) of such Act”.

10 AMENDMENTS TO THE SMITH-HUGHES ACT

11 SEC. 302. The Act of February 23, 1917 (20 U.S.C.
12 11 et seq.) is amended—

13 (1) in section 1 (20 U.S.C. 11), by inserting
14 “through the fiscal year 1995” after “annually ap-
15 propriated”;

16 (2) in section 2 (20 U.S.C. 12)—

17 (A) by inserting “through the fiscal year
18 1995” after “there is annually appropriated”;
19 and

20 (B) by inserting “through the fiscal year
21 1995” after “There is appropriated for each fis-
22 cal year”;

23 (3) in section 3 (20 U.S.C. 13)—

24 (A) by inserting “through the fiscal year
25 1995” after “there is annually appropriated”;
26 and

1 (B) by inserting “through the fiscal year
2 1995” after “There is appropriated”;

3 (4) in section 4 (20 U.S.C. 14)—

4 (A) by inserting “through the fiscal year
5 1995” after “there is annually appropriated”;
6 and

7 (B) by inserting “through the fiscal year
8 1995” after “And there is appropriated”; and

9 (5) in section 7 (20 U.S.C. 15), by inserting
10 “through the fiscal year 1995” after “There is au-
11 thorized to be appropriated”.

12 AMENDMENTS TO THE ADULT EDUCATION ACT

13 SEC. 303. The Adult Education Act (20 U.S.C. 1201
14 et seq.) is amended—

15 (1) in section 322(a)(4), by striking “Voca-
16 tional and Applied Technology” and inserting in lieu
17 thereof “Career Preparation”;

18 (2) in section 342—

19 (A) in subsection (c)(11), by striking “Carl
20 D. Perkins Vocational Education Act of 1963”
21 and inserting in lieu thereof “Carl D. Perkins
22 Career Preparation Education Act”; and

23 (B) in subsection (d), by striking “Voca-
24 tional” and inserting in lieu thereof “Career
25 Preparation”; and

1 (3) by amending section 384(d)(1)(D)(ii) to
2 read as follows:

3 “(ii) be coordinated with activities
4 conducted by other educational and train-
5 ing entities that provide relevant technical
6 assistance;”.

7 AMENDMENTS TO THE SCHOOL-TO-WORK OPPORTUNITIES

8 ACT OF 1994

9 SEC. 304. The School-to-Work Opportunities Act (20
10 U.S.C. 1601 et seq.) is amended—

11 (1) in section 202(a)(3), by striking “Voca-
12 tional and Applied Technology” and inserting in lieu
13 thereof “Career Preparation”;

14 (2) in section 203(b)(2), by striking clause (I)
15 and redesignating clauses (J) and (K) as clauses (I)
16 and (J), respectively;

17 (3) in section 213—

18 (A) in subsection (d)(6)(B), by striking
19 “Vocational and Applied Technology” and in-
20 serting in lieu thereof “Career Preparation”;
21 and

22 (B) in subsection (b)(4), by striking clause
23 (I) and redesignating clauses (J) and (K) as
24 clauses (I) and (J), respectively;

25 (4) in section 403(a), by striking “the individ-
26 uals assigned under section 111(b)(1) of the Carl D.

1 Perkins Vocational and Applied Technology Edu-
2 cation Act (20 U.S.C. 2321(b)(1)),”;

3 (5) in section 404—

4 (A) by inserting “and” after “(29 U.S.C.
5 1733(b)),”; and

6 (B) by striking “and the National Network
7 for Curriculum Coordination in Vocational Edu-
8 cation under section 402(c) of the Carl D. Per-
9 kins Vocational and Applied Technology Edu-
10 cation Act (20 U.S.C. 2402(c)),”;

11 (6) in section 502(b)(6), by striking “Voca-
12 tional and Applied Technology” and inserting in lieu
13 thereof “Career Preparation”; and

14 (7) in section 505—

15 (A) in subsection (a)(2)(B)(i), by striking
16 “section 102(a)(3) of the Carl D. Perkins Voca-
17 tional and Applied Technology Education Act
18 (20 U.S.C. 2312(a)(3))” and inserting in lieu
19 thereof “section 112(c) of the Carl D. Perkins
20 Career Preparation Education Act”; and

21 (B) in subsection (e), by striking “section
22 201(b) of the Carl D. Perkins Vocational and
23 Applied Technology Education Act (20 U.S.C.
24 2312(a)(3))” and inserting in lieu thereof “sec-

1 tion 102 of the Carl D. Perkins Career Prepa-
2 ration Education Act”.

3 AMENDMENTS TO THE ELEMENTARY AND SECONDARY
4 EDUCATION ACT OF 1965

5 SEC. 305. The Elementary and Secondary Education
6 Act of 1965 (20 U.S.C. 6301 et seq.) is amended—

7 (1) in section 1114(b)(2)(C)(v), by striking
8 “Vocational and Applied Technology” and inserting
9 in lieu thereof “Career Preparation”;

10 (2) in section 9115(b)(5), by striking “Voca-
11 tional and Applied Technology” and inserting in lieu
12 thereof “Career Preparation”;

13 (3) by amending section 14302(a)(2)(C) to read
14 as follows: “(C) services and activities under section
15 102 of the Carl D. Perkins Career Preparation Edu-
16 cation Act;” and

17 (4) in section 14307(a)(1), by striking “Voca-
18 tional and Applied Technology” and inserting in lieu
19 thereof “Career Preparation”.

20 AMENDMENTS TO THE GOALS 2000: EDUCATE AMERICA
21 ACT

22 SEC. 306. The Goals 2000: Educate America Act (20
23 U.S.C. 5801 et seq.) is amended—

24 (1) in section 306—

25 (A) in subsection (c)(1)(A), by inserting
26 before the semicolon at the end thereof a

1 comma and “as in effect on the day prior to the
2 date of enactment of the Career Preparation
3 Education Reform Act of 1995, until not later
4 than July 1, 1998, and the performance goals
5 and indicators developed pursuant to section
6 108 of the Carl D. Perkins Career Preparation
7 Education Act thereafter”; and

8 (B) in subsection (1), by striking out “Vo-
9 cational and Applied Technology” and inserting
10 in lieu thereof “Career Preparation”; and

11 (2) in section 311(b)(6), by striking out “Voca-
12 tional and Applied Technology” and inserting in lieu
13 thereof “Career Preparation”.

14 OTHER TECHNICAL AND CONFORMING AMENDMENTS

15 SEC. 307. (a) HIGHER EDUCATION ACT OF 1965.—
16 The Higher Education Act of 1965 (20 U.S.C. 1001 et
17 seq.) is amended—

18 (1) by amending section 127(2) to read as fol-
19 lows:

20 “(2) have, as one of the partners participating
21 in an articulation agreement, an entity that uses
22 funds under title I of the Carl D. Perkins Career
23 Preparation Education Act to support tech-prep
24 education services and activities;”;

25 (2) in section 481(a)(3)(A), by striking “section
26 521(4)(C) of the Carl D. Perkins Vocational and

1 Applied Technology Education Act” and inserting in
2 lieu thereof “section 305(3)(B) of the Carl D. Per-
3 kins Career Preparation Education Act”;

4 (3) in section 484(l)(1), by striking “section
5 521(4)(C) of the Carl D. Perkins Vocational and
6 Applied Technology Education Act” and inserting in
7 lieu thereof “section 305(3)(B) of the Carl D. Per-
8 kins Career Preparation Education Act”; and

9 (4) in section 503(b)(2)(B)(vi), by striking “in
10 a Tech-Prep program under section 344 of the Carl
11 D. Perkins Vocational and Applied Technology Edu-
12 cation Act” and inserting in lieu thereof “in a tech-
13 prep program supported through services and activi-
14 ties under the Carl D. Perkins Career Preparation
15 Education Act”.

16 (b) INDIVIDUALS WITH DISABILITIES EDUCATION
17 ACT.—Section 626(g) of the Individuals with Disabilities
18 Education Act (20 U.S.C. 1400 et seq.) is amended by
19 striking out “Vocational and Applied Technology” and in-
20 serting in lieu thereof “Career Preparation”.

21 (c) REHABILITATION ACT OF 1973.—Section
22 101(a)(11)(A) of the Rehabilitation Act of 1973 (29
23 U.S.C. 701 et seq.) is amended by striking out “Voca-
24 tional and Applied Technology Education Act (20 U.S.C.

1 2301 et seq.)” and inserting in lieu thereof “Career Prep-
2 aration Education Act”.

3 (d) DISPLACED HOMEMAKERS SELF-SUFFICIENCY
4 ASSISTANCE ACT.—Section 9(a)(2) of the Displaced
5 Homemakers Self-Sufficiency Assistance Act (29 U.S.C.
6 2301 et seq.) is amended by inserting “as in effect on the
7 day prior to the date of enactment of the Career Prepara-
8 tion Education Reform Act of 1995 or the State agency
9 or agencies designated under section 106(a) of the Carl
10 D. Perkins Career Preparation Education Act,”.

11 (e) WAGNER-PEYSER ACT.—Section 7(c)(2)(A) of
12 the Act of June 6, 1933 (29 U.S.C. 49 et seq.) is amended
13 by striking out “Vocational and Applied Technology” and
14 inserting in lieu thereof “Career Preparation”.

15 (f) EQUITY IN EDUCATIONAL LAND-GRANT STATUS
16 ACT OF 1994.—Section 533(c)(4)(A) of the Equity in
17 Education Land-Grant Status Act of 1994 (7 U.S.C. 301
18 note; part C of title V of the Improving America’s Schools
19 Act) is amended by inserting after “(20 U.S.C.
20 2397h(3))” a comma and “as in effect on the day prior
21 to the date of enactment of the Career Preparation Edu-
22 cation Reform Act of 1995,”.

23 (g) TITLE 31, CHAPTER 67, OF THE UNITED STATES
24 CODE.—Section 6703(a)(12) of title 31, United States
25 Code (as added by section 31001 of the Violent Crime

1 Control and Law Enforcement Act of 1994) is amended
 2 by striking out “Vocational and Applied Technology” and
 3 inserting in lieu thereof “Career Preparation”.

4 (h) NONTRADITIONAL EMPLOYMENT FOR WOMEN
 5 ACT.—Section 2(b)(3) of the Nontraditional Employment
 6 for Women Act (29 U.S.C. 1501 note) is amended by
 7 striking out “Vocational and Applied Technology” and in-
 8 serting in lieu thereof “Career Preparation”.

9 (i) TRAINING TECHNOLOGY TRANSFER ACT OF
 10 1988.—Section 6107(6) of the Training Technology
 11 Transfer Act of 1988 (20 U.S.C. 5091 et seq.) is amended
 12 by inserting before the semicolon at the end thereof a
 13 comma and “as in effect on the day prior to the date of
 14 enactment of the Career Preparation Education Reform
 15 Act of 1995”.

16 (j) GENERAL REDESIGNATION.—Any other ref-
 17 erences to the Carl D. Perkins Vocational and Applied
 18 Technology Education Act shall be deemed to refer to the
 19 Carl D. Perkins Career Preparation Education Act.

○

HR 1426 IH—2

HR 1426 IH—3

HR 1426 IH—4

HR 1426 IH—5

HR 1426 IH—6