

115TH CONGRESS
2D SESSION

S. 2775

To award career pathways innovation grants to local educational agencies and consortia of local educational agencies, to provide technical assistance within the Office of Career, Technical, and Adult Education to administer the grants and support the local educational agencies with the preparation of grant applications and management of grant funds, to amend the Higher Education Act of 1965 to support community college and industry partnerships, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 26, 2018

Ms. SMITH introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To award career pathways innovation grants to local educational agencies and consortia of local educational agencies, to provide technical assistance within the Office of Career, Technical, and Adult Education to administer the grants and support the local educational agencies with the preparation of grant applications and management of grant funds, to amend the Higher Education Act of 1965 to support community college and industry partnerships, 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 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Investing in 21st Cen-
3 tury Workforce Partnerships Act”.

4 **SEC. 2. DEFINITIONS.**

5 In this Act:

6 (1) **ESEA DEFINITIONS.**—The terms “elemen-
7 tary school”, “high school”, “local educational agen-
8 cy”, “middle grades”, and “secondary school” have
9 the meanings given the terms in section 8101 of the
10 Elementary and Secondary Education Act of 1965
11 (20 U.S.C. 7801).

12 (2) **BUSINESS OR INDUSTRY PARTNER.**—The
13 term “business or industry partner” means—

14 (A) a business;

15 (B) an industry;

16 (C) a sector partnership (which has the
17 meaning given the term “industry or sector
18 partnership” in section 3 of the Workforce In-
19 novation and Opportunity Act (29 U.S.C.
20 3102));

21 (D) a community partner; or

22 (E) an intermediary organization.

23 (3) **CAREER PATHWAY.**—The term “career
24 pathway” has the meaning given the term in section
25 3 of the Workforce Innovation and Opportunity Act
26 (29 U.S.C. 3102).

1 (4) COMMUNITY PARTNER.—The term “com-
2 munity partner” means a nonprofit organization
3 that has expertise—

4 (A) in the planning and delivery of edu-
5 cation, career training, and related programs;

6 (B) in forging coordination and coopera-
7 tion between educators and other members of
8 the community;

9 (C) in training educators and other
10 deliverers of educational services; or

11 (D) in development and implementation of
12 data systems that measure the progress of stu-
13 dents, schools, and institutions of higher edu-
14 cation, or career pathways programs.

15 (5) ELIGIBLE AGENCY.—The term “eligible
16 agency” means—

17 (A) a local educational agency;

18 (B) a consortium of local educational agen-
19 cies or an agent operating on behalf of the con-
20 sortium; or

21 (C) a school operated or funded by the Bu-
22 reau of Indian Education.

23 (6) INDIAN.—The term “Indian” has the mean-
24 ing given the term in section 4 of the Indian Self-

1 Determination and Education Assistance Act (25
2 U.S.C. 5304).

3 (7) INSTITUTION OF HIGHER EDUCATION.—The
4 term “institution of higher education” has the
5 meaning given the term in section 101 of the Higher
6 Education Act of 1965 (20 U.S.C. 1001).

7 (8) INTERMEDIARY ORGANIZATION.—The term
8 “intermediary organization” means a nonprofit orga-
9 nization that has expertise in training, forging pub-
10 lic-private partnerships, systems development, capac-
11 ity-building, improving scalability, and evaluation.

12 (9) NATIVE HAWAIIAN.—The term “Native Ha-
13 waiian” has the meaning given the term in section
14 6207 of the Elementary and Secondary Education
15 Act of 1965 (20 U.S.C. 7517).

16 (10) PROGRAM OF STUDY.—The term “pro-
17 gram of study” means a State approved career and
18 technical education program of courses that articu-
19 lates between secondary and postsecondary school.

20 (11) REGISTERED APPRENTICESHIP PRO-
21 GRAM.—The term “registered apprenticeship pro-
22 gram” means a program registered under the Act of
23 August 16, 1937 (commonly known as the “National
24 Apprenticeship Act”; 50 Stat. 664, chapter 663; 29
25 U.S.C. 50 et seq.).

1 (12) SCHOOL PARTNERSHIP.—The term “school
2 partnership” means a partnership that—

3 (A) shall include, at a minimum—

4 (i) an eligible agency; and

5 (ii) one or more business or industry
6 partners; and

7 (B) may also include one or more of the
8 following partners:

9 (i) A community-based organization.

10 (ii) A joint labor-management part-
11 nership.

12 (iii) An institution of higher edu-
13 cation.

14 (iv) A State board or local board (as
15 such terms are defined in section 3 of the
16 Workforce Innovation and Opportunity Act
17 (29 U.S.C. 3102)).

18 (v) An apprenticeship college (as de-
19 fined as an institution partnership that is
20 registered under the Act of August 16,
21 1937 (commonly known as the “National
22 Apprenticeship Act”; 50 Stat. 664, chapter
23 663; 29 U.S.C. 50 et seq.) and is an insti-
24 tution of higher education (as defined in

1 section 101(a) of the Higher Education
2 Act of 1965 (20 U.S.C. 1001(a))).

3 (vi) Any other entity that the Sec-
4 retary, after consultation with the Sec-
5 retary of Labor, considers appropriate.

6 (13) SECRETARY.—The term “Secretary”
7 means the Secretary of Education.

8 **SEC. 3. SECONDARY SCHOOL TO CAREER PATHWAYS INNO-**
9 **VATION GRANT PROGRAM.**

10 (a) CAREER PATHWAYS INNOVATION GRANT PRO-
11 GRAM ESTABLISHED.—

12 (1) IN GENERAL.—From amounts made avail-
13 able to carry out this section, the Secretary, after
14 consultation with the Secretary of Labor, shall es-
15 tablish a career pathways innovation grant program,
16 through which the Secretary shall award grants, on
17 a competitive basis, to eligible agencies for the pur-
18 pose of addressing the specialized skill needs of busi-
19 ness and industry by carrying out programs of study
20 or career pathways programs, featuring school part-
21 nerships, that support career pathways in high
22 school or career exploration in the middle grades.

23 (2) DURATION.—A grant awarded under this
24 section—

25 (A) shall be for a period of 3 years; and

1 (B) may be renewed for one additional 2-
2 year period, if the eligible agency demonstrates
3 sufficient progress in achieving the goals of the
4 initial grant.

5 (b) APPLICATION.—

6 (1) IN GENERAL.—An eligible agency desiring a
7 grant under this section shall submit to the Sec-
8 retary an application at such time, in such manner,
9 and containing such information as the Secretary
10 may require.

11 (2) CONTENTS; PARTNERSHIP AGREEMENT.—
12 The application submitted under paragraph (1) shall
13 include—

14 (A) an initial partnership agreement, en-
15 tered into by the eligible agency and all mem-
16 bers of the school partnership, that—

17 (i) specifies the duties and responsibil-
18 ities of each partner;

19 (ii) describes the commitment of re-
20 sources or materials to be provided by each
21 partner toward the school partnership, en-
22 suring that the business or industry part-
23 ners in the school partnership provide an
24 amount of resources, in cash or in-kind, to-
25 ward the activities supported under the

1 grant that equals or exceeds the amount
2 contributed by the eligible agency and the
3 amount to be provided by the grant under
4 this section; and

5 (iii) describes how the overall goals of
6 the school partnership align with any
7 statewide or regional workforce develop-
8 ment strategies in existence at the time of
9 the application, including those established
10 under the Workforce Innovation and Op-
11 portunity Act (29 U.S.C. 3101 et seq.) or
12 the Carl D. Perkins Career and Technical
13 Education Act of 2006 (20 U.S.C. 2301 et
14 seq.);

15 (B) a description of how the eligible agency
16 and members of the school partnership will col-
17 laborate to ensure the quality of the career
18 pathways program offered under the grant, in-
19 cluding any program that leads to an industry-
20 certified credential or postsecondary credit lead-
21 ing to a degree or certification in a career path-
22 way;

23 (C) identification of the goals and meas-
24 ures used to define progress toward student
25 outcomes; and

1 (D) a strategic plan describing the role
2 and activities of the eligible agency and all
3 members of the school partnership in sup-
4 porting how the program will be sustained fol-
5 lowing the end of the grant.

6 (c) AWARD BASIS.—In awarding grants under this
7 section, the Secretary shall—

8 (1) ensure that, to the extent practicable based
9 on the applications received under subsection (b)—

10 (A) not less than 15 percent of the grant
11 funds available to carry out this section are
12 awarded to rural eligible agencies; and

13 (B) not less than 5 percent of the grant
14 funds available to carry out this section are
15 awarded to eligible agencies that serve a sub-
16 stantial percentage of Indian or Native Hawai-
17 ian children; and

18 (2) except to the extent necessary to comply
19 with paragraph (1), give priority to—

20 (A) any eligible agency whose school part-
21 nership includes an institution of higher edu-
22 cation offering postsecondary credits, or an en-
23 tity offering a registered apprenticeship pro-
24 gram that is articulated through secondary
25 school programming counting towards the reg-

1 istered apprenticeship requirements, through
2 the career pathways program under the grant;
3 and

4 (B) any eligible agency whose career path-
5 ways program—

6 (i) in a high school, offers concurrent
7 enrollment opportunities for postsecondary
8 credit; or

9 (ii) leads to an industry-certified cre-
10 dential.

11 (d) USE OF FUNDS.—

12 (1) REQUIRED USE OF FUNDS.—An eligible
13 agency receiving grant funds under this section shall
14 use grant funds to build or expand a career path-
15 ways program featuring school partnerships that
16 supports career pathways in high school or career
17 exploration in the middle grades.

18 (2) PERMISSIVE USE OF FUNDS.—An eligible
19 agency receiving grant funds under this section may
20 use grant funds either during or outside of the
21 school day or school year—

22 (A) to hire a designated career pathways
23 partnership coordinator to seek out and build
24 relationships with business or industry partners

1 to foster and manage the school partnerships
2 supported under the grant;

3 (B) for the costs of new equipment, infra-
4 structure (such as facilities, technology, and
5 staffing), or transportation related to the career
6 pathways program;

7 (C) to recruit, or assist with State licen-
8 sure and credential requirements, career and
9 technical education teachers, and others imple-
10 menting career pathways programs;

11 (D) to train or support the professional de-
12 velopment of career and technical education
13 teachers, and others implementing career path-
14 ways programs, including providing externship
15 opportunities for educators to spend time in in-
16 dustry;

17 (E) for youth apprenticeship, internship, or
18 experiential learning opportunities;

19 (F) to provide, as part of the career path-
20 ways program, coursework that awards postsec-
21 ondary credit at no cost to high school students;
22 and

23 (G) to support development of curricula
24 that offer industry-certified credentials.

25 (e) REQUIREMENTS.—

1 (1) MATCHING FUNDS.—An eligible agency that
2 receives a grant under this section shall provide, to-
3 ward the cost of the activities assisted under the
4 grant and from non-Federal sources, an amount
5 equal to or greater than the amount of the grant.
6 Such matching amount may be in cash or in-kind
7 and shall include support from business or industry
8 partners of a school partnership in accordance with
9 the partnership agreement described in subsection
10 (b)(2).

11 (2) PARTICIPATION OF BUSINESS OR INDUSTRY
12 PARTNER.—In any case where a business or indus-
13 try partner included in an initial partnership agree-
14 ment described in subsection (b)(2)(A) withdraws
15 from a school partnership supported under a grant
16 under this section, the eligible agency shall notify
17 the Secretary immediately of the withdrawal and of
18 the eligible agency's plan for obtaining a comparable
19 business or industry partner.

20 (f) REPORTS.—

21 (1) ELIGIBLE AGENCY REPORTS.—

22 (A) INTERIM REPORTS.—By not later than
23 18 months after receiving a grant under this
24 section, the eligible agency shall submit a report
25 to the Secretary demonstrating that the eligible

1 agency is achieving sufficient progress toward
2 the goals of the grant.

3 (B) FINAL REPORTS.—Each eligible agen-
4 cy receiving a grant under this section shall
5 prepare and submit to the Secretary a final re-
6 port regarding the use of funds for the grant,
7 including the outcomes of the activities assisted
8 under the grant, by not later than 90 days after
9 the end of the grant period.

10 (2) SECRETARY REPORTS.—The Secretary shall
11 prepare and submit to Congress, on an annual basis,
12 a report regarding the grant program under this sec-
13 tion that includes a summary of the reports received
14 under paragraph (1) during the preceding year and
15 the outcomes resulting from the use of grant funds.

16 **SEC. 4. CAREER PATHWAYS TECHNICAL ASSISTANCE.**

17 (a) IN GENERAL.—The Secretary, acting through the
18 Assistant Secretary of Career, Technical, and Adult Edu-
19 cation, shall—

20 (1) administer and manage the career pathways
21 innovation grants awarded under section 3;

22 (2) provide technical assistance to eligible agen-
23 cies preparing grant applications under section 3(b);
24 and

1 (3) support career pathways partnership coordi-
2 nators, or other personnel of eligible agencies that
3 have received a grant under section 3, in order to
4 ensure that—

5 (A) the eligible agency participates in the
6 required school partnership; and

7 (B) the grant results in positive program
8 outcomes.

9 (b) **DESIGNATED PERSONNEL FOR RURAL AND NA-**
10 **TIVE-SERVING APPLICATIONS.**—The Secretary shall des-
11 ignate not less than 1 employee of the Office of Career,
12 Technical, and Adult Education who will exclusively sup-
13 port rural and native-serving eligible agencies with the
14 preparation of grant applications under section 3(b) and
15 the development of school partnerships necessary to apply
16 for and implement a grant under section 3.

17 **SEC. 5. COLLEGE TO CAREER PATHWAYS INNOVATION**
18 **GRANT PROGRAM.**

19 Title III of the Higher Education Act of 1965 (20
20 U.S.C. 1051 et seq.) is amended by adding at the end
21 the following:

1 **“PART H—COLLEGE TO CAREER PATHWAYS**
2 **INNOVATION GRANT PROGRAM**
3 **“SEC. 399A. COLLEGE AND INDUSTRY PARTNERSHIPS PRO-**
4 **GRAM.**

5 “(a) GRANTS AUTHORIZED.—Not later than the end
6 of the first full fiscal year after the date of enactment of
7 the Investing in 21st Century Workforce Partnerships
8 Act, from funds appropriated under section 399B, the
9 Secretary (in coordination with the Secretary of Labor)
10 shall award competitive grants to eligible entities described
11 in subsection (b) for the purpose of developing, offering,
12 improving, and providing educational or career training
13 programs for students, including working students. The
14 grants shall be awarded for periods of 3 years and may
15 be renewed for 1 additional 2-year period.

16 “(b) ELIGIBLE ENTITY.—

17 “(1) PARTNERSHIPS WITH EMPLOYERS OR AN
18 EMPLOYER OR INDUSTRY PARTNERSHIP.—

19 “(A) GENERAL DEFINITION.—For pur-
20 poses of this section, an ‘eligible entity’ means
21 any of the entities described in subparagraph
22 (B) (or a consortium of any of such entities) in
23 partnership with employers or an employer or
24 industry partnership representing multiple em-
25 ployers.

1 “(B) DESCRIPTION OF ENTITIES.—The en-
2 tities described in this subparagraph are—

3 “(i) a community college;

4 “(ii) a 4-year public institution of
5 higher education (as defined in section
6 101(a)) that offers 2-year degrees, and
7 that will use funds provided under this sec-
8 tion for activities at the certificate and as-
9 sociate degree levels;

10 “(iii) a Tribal College or University
11 (as defined in section 316(b));

12 “(iv) an apprenticeship college (as de-
13 fined as an institution partnership that is
14 registered under the Act of August 16,
15 1937 (commonly known as the ‘National
16 Apprenticeship Act’; 50 Stat. 664, chapter
17 663; 29 U.S.C. 50 et seq.) and is an insti-
18 tution of higher education (as defined in
19 section 101(a))))); or

20 “(v) a public or private nonprofit, 2-
21 year institution of higher education (as de-
22 fined in section 102) in the Commonwealth
23 of Puerto Rico, Guam, the United States
24 Virgin Islands, American Samoa, the Com-
25 monwealth of the Northern Mariana Is-

1 lands, the Republic of the Marshall Is-
2 lands, the Federated States of Micronesia,
3 or the Republic of Palau.

4 “(2) ADDITIONAL PARTNERS.—

5 “(A) AUTHORIZATION OF ADDITIONAL
6 PARTNERS.—In addition to partnering with em-
7 ployers or an employer or industry partnership
8 representing multiple employers as described in
9 paragraph (1)(A), an entity described in para-
10 graph (1) may include in the partnership de-
11 scribed in paragraph (1) one or more of the or-
12 ganizations described in subparagraph (B).
13 Each eligible entity that includes one or more
14 such organizations shall collaborate with the
15 State board or local board in the area served by
16 the eligible entity.

17 “(B) ORGANIZATIONS.—The organizations
18 described in this subparagraph are as follows:

19 “(i) A provider of adult education (as
20 defined in section 203 of the Adult Edu-
21 cation and Family Literacy Act (29 U.S.C.
22 3272)) or an institution of higher edu-
23 cation (as defined in section 101).

24 “(ii) A community-based organization.

1 “(iii) A joint labor-management part-
2 nership.

3 “(iv) A State board.

4 “(v) An elementary school or sec-
5 ondary school, as defined in section 8101
6 of the Elementary and Secondary Edu-
7 cation Act of 1965.

8 “(vi) Any other organization that the
9 Secretaries consider appropriate.

10 “(c) EDUCATIONAL OR CAREER TRAINING PRO-
11 GRAM.—For purposes of this section, the Governor of the
12 State in which at least one of the entities described in sub-
13 section (b)(1)(B) of an eligible entity is located shall es-
14 tablish criteria for an educational or career training pro-
15 gram leading to a recognized postsecondary credential for
16 which an eligible entity submits a grant proposal under
17 subsection (d).

18 “(d) APPLICATION.—An eligible entity seeking a
19 grant under this section shall submit an application con-
20 taining a grant proposal, for an educational or career
21 training program leading to a recognized postsecondary
22 credential, to the Secretaries at such time and containing
23 such information as the Secretaries determine is required,
24 including—

25 “(1) a detailed description of—

1 “(A) the extent to which the educational or
2 career training program described in the grant
3 proposal aligns with—

4 “(i) an overall strategic plan devel-
5 oped by the eligible entity or entities;

6 “(ii) a statewide or regional workforce
7 development plan in existence at the time
8 of the application, including a plan estab-
9 lished under the Workforce Innovation and
10 Opportunity Act (29 U.S.C. 3101 et seq.)
11 or the Carl D. Perkins Career and Tech-
12 nical Education Act of 2006 (20 U.S.C.
13 2301 et seq.); and

14 “(iii) in-demand industry sectors or
15 occupations, as defined by the State or
16 designated governing board, as appro-
17 priate;

18 “(B) the extent to which the program will
19 meet the needs of employers in the area for
20 skilled workers in in-demand industry sectors or
21 occupations;

22 “(C) the extent to which the program will
23 meet the educational or career training needs of
24 students in the area;

1 “(D) the specific educational or career
2 training program and how the program meets
3 the criteria established under subsection (e), in-
4 cluding the manner in which the grant will be
5 used to develop, offer, improve, and provide the
6 educational or career training program;

7 “(E) any previous experience of the eligible
8 entity in providing educational or career train-
9 ing programs, the absence of which shall not
10 automatically disqualify an eligible institution
11 from receiving a grant under this section; and

12 “(F) how the program leading to the cre-
13 dential meets the criteria described in sub-
14 section (e); and

15 “(2) a detailed plan on how the entity will en-
16 sure that the program will meet the performance
17 measures described in subsection (g), and an assur-
18 ance that the entity will annually submit to the Sec-
19 retary information on the performance of the pro-
20 gram on the performance measures described in sub-
21 section (g).

22 “(e) CRITERIA FOR AWARD.—

23 “(1) IN GENERAL.—Grants under this section
24 shall be awarded based on criteria established by the
25 Secretaries, that include the following:

1 “(A) A determination of the merits of the
2 grant proposal submitted by the eligible entity
3 involved to develop, offer, improve, and provide
4 an educational or career training program to be
5 made available to students.

6 “(B) An assessment of the likely employ-
7 ment opportunities available in the area to indi-
8 viduals who complete an educational or career
9 training program that the eligible entity pro-
10 poses to develop, offer, improve, and provide.

11 “(C) An assessment of prior demand for
12 training programs by individuals eligible for
13 training and served by the eligible entity, as
14 well as availability and capacity of existing (as
15 of the date of the assessment) training pro-
16 grams to meet future demand for training pro-
17 grams.

18 “(2) PRIORITY.—In awarding grants under this
19 section, the Secretaries shall give priority to eligible
20 entities that—

21 “(A) include a partnership, with employers
22 or an employer or industry partnership, that—

23 “(i) pays a portion of the costs of
24 educational or career training programs;

1 “(ii) agrees to hire individuals who
2 have attained a recognized postsecondary
3 credential resulting from the educational or
4 career training program of the eligible en-
5 tity; or

6 “(iii) include an educational entity
7 that has sought and received bonding au-
8 thority to fund partnerships program;

9 “(B) enter into a partnership with a labor
10 organization or labor-management training pro-
11 gram to provide, through the program, tech-
12 nical expertise for occupationally specific edu-
13 cation necessary for a recognized postsecondary
14 credential leading to a skilled occupation in an
15 in-demand industry sector or occupation;

16 “(C) are focused on serving individuals
17 with barriers to employment, students who are
18 veterans, spouses of member of the Armed
19 Forces, incumbent workers who are low-skilled
20 and who need to increase their work-related
21 skills;

22 “(D) include any eligible entities serving
23 areas with high unemployment rates;

1 “(E) are eligible entities that include an
2 institution of higher education eligible for as-
3 sistance under this title or title V; and

4 “(F) ensure geographic diversity, including
5 appropriate representation of rural areas.

6 “(f) USE OF FUNDS.—Grant funds awarded under
7 this section shall be used for one or more of the following:

8 “(1) The development, offering, improvement,
9 and provision of educational or career training pro-
10 grams, that provide relevant job training for skilled
11 occupations, that lead to recognized postsecondary
12 credentials, that will meet the needs of employers in
13 in-demand industry sectors or occupations, and that
14 may include registered apprenticeship programs, on-
15 the-job training programs, and programs that sup-
16 port employers in upgrading the skills of their work-
17 force.

18 “(2) The development and implementation of
19 policies and programs to expand opportunities for
20 students to earn a recognized postsecondary creden-
21 tial, including a degree, in in-demand industry sec-
22 tors or occupations, including by—

23 “(A) facilitating the transfer of academic
24 credits between institutions of higher education,

1 including the transfer of academic credits for
2 courses in the same field of study;

3 “(B) expanding articulation agreements
4 and policies that guarantee transfers between
5 such institutions, including through common
6 course numbering and use of a general core
7 curriculum;

8 “(C) developing or enhancing student sup-
9 port services programs; and

10 “(D) establishing policies and processes for
11 assessing and awarding course credit for work-
12 related learning.

13 “(3) The creation of career pathways programs
14 that provide a sequence of education and occupa-
15 tional training that leads to a recognized postsec-
16 ondary credential, including a degree, including pro-
17 grams that—

18 “(A) blend basic skills and occupational
19 training;

20 “(B) facilitate means of transitioning par-
21 ticipants from non-credit occupational, basic
22 skills, or developmental coursework to for-credit
23 coursework within and across institutions;

24 “(C) build or enhance linkages, including
25 the development of dual enrollment programs

1 and early college high schools, between sec-
2 ondary education or adult education programs
3 (including programs established under the Carl
4 D. Perkins Career and Technical Education Act
5 of 2006 (20 U.S.C. 2301 et seq.) and title II
6 of the Workforce Innovation and Opportunity
7 Act (29 U.S.C. 3271 et seq.);

8 “(D) are innovative programs designed to
9 increase the provision of training for students,
10 including students who are members of the Na-
11 tional Guard or Reserves, to enter skilled occu-
12 pations in in-demand industry sectors or occu-
13 pations;

14 “(E) support paid internships that will
15 allow students to simultaneously earn credit for
16 work-based learning and gain relevant employ-
17 ment experience in an in-demand industry sec-
18 tor or occupation, which shall include opportu-
19 nities that transition individuals into employ-
20 ment; and

21 “(F) develop competency-based education
22 programs that offer an outcome-oriented ap-
23 proach through which recognized postsecondary
24 credentials are awarded based on successful
25 demonstration of skills and proficiency.

1 “(4) The development and implementation of—

2 “(A) a Pay-for-Performance program that
3 leads to a recognized postsecondary credential,
4 for which an eligible entity agrees to be reim-
5 bursed under the grant primarily on the basis
6 of achievement of specified performance out-
7 comes and criteria agreed to by the Secretary;
8 or

9 “(B) a Pay-for-Success program that leads
10 to a recognized postsecondary credential, for
11 which an eligible entity—

12 “(i) enters into a partnership with an
13 investor, such as a philanthropic organiza-
14 tion that provides funding for a specific
15 project to address a clear and measurable
16 educational or career training need in the
17 area to be served under the grant; and

18 “(ii) agrees to be reimbursed under
19 the grant only if the project achieves speci-
20 fied performance outcomes and criteria
21 agreed to by the Secretary.

22 “(g) PERFORMANCE MEASURES.—

23 “(1) IN GENERAL.—The Secretary shall estab-
24 lish performance measures for the programs carried
25 out under this section.

1 “(2) MEASURES.—The performance measures
2 shall consist of—

3 “(A) indicators of performance, including
4 the number of program participants who are in
5 unsubsidized employment during the second
6 quarter after exit from the program; and

7 “(B) a level of performance for each indi-
8 cator described in subparagraph (A).

9 “(3) MONITORING PROGRESS.—The Secretary
10 shall monitor the progress of eligible entities that re-
11 ceive grants under this section in ensuring that their
12 programs meet the performance measures.

13 **“SEC. 399B. AUTHORIZATION OF APPROPRIATIONS.**

14 “(a) IN GENERAL.—There are authorized to be ap-
15 propriated such sums as may be necessary to carry out
16 the program established by section 399A. Funds appro-
17 priated under this subsection shall remain available until
18 the end of the 5th full fiscal year after the date of enact-
19 ment of the Investing in 21st Century Workforce Partner-
20 ships Act.

21 “(b) ADMINISTRATIVE COST.—Not more than 5 per-
22 cent of the amounts made available under subsection (a)
23 may be used by the Secretaries for Federal administration
24 the program described in that subsection, including pro-

1 viding technical assistance and carrying out evaluations
2 for the program described in that subsection.

3 “(c) PERIOD OF AVAILABILITY.—The funds appro-
4 priated pursuant to subsection (a) for a fiscal year shall
5 be available for Federal obligation for that fiscal year and
6 the succeeding 4 fiscal years.

7 **“SEC. 399C. DEFINITIONS.**

8 “In this part:

9 “(1) IN GENERAL.—The terms ‘in-demand in-
10 dustry sector or occupation’, ‘individual with a bar-
11 rier to employment’, ‘local board’, ‘recognized post-
12 secondary credential’, and ‘State board’ have the
13 meanings given the terms in section 3 of the Work-
14 force Innovation and Opportunity Act (29 U.S.C.
15 3102).

16 “(2) COMMUNITY COLLEGE.—The term ‘com-
17 munity college’ has the meaning given the term ‘jun-
18 ior or community college’ in section 312(f).

19 “(3) EDUCATIONAL OR CAREER TRAINING PRO-
20 GRAM.—The term ‘educational or career training
21 program’ means—

22 “(A) a career pathways program, as de-
23 fined in section 3 of the Workforce Innovation
24 and Opportunity Act (29 U.S.C. 3102); or

1 “(B) a program with an integrated edu-
2 cation and training approach, as defined in sec-
3 tion 203 of the Adult Education and Family
4 Literacy Act (29 U.S.C. 3272).”.

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