

114TH CONGRESS
2D SESSION

S. 3344

To amend the Carl D. Perkins Career and Technical Education Act of 2006 to encourage innovation, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 15, 2016

Mr. HATCH (for himself and Mr. BENNET) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Carl D. Perkins Career and Technical Education Act of 2006 to encourage innovation, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Innovation for Tomor-
5 row’s Workforce Act”.

6 **SEC. 2. INNOVATION FUND.**

7 Section 114 of the Carl D. Perkins Career and Tech-
8 nical Education Act of 2006 (20 U.S.C. 2324) is amend-
9 ed—

1 (1) in subsection (d), by adding at the end the
2 following:

3 “(6) INNOVATION.—

4 “(A) GRANT PROGRAM.—To identify and
5 support innovative strategies and activities to
6 improve career and technical education and
7 align workforce skills with labor market needs,
8 the Secretary may award grants, by using
9 early-phase, mid-phase, and expansion grants,
10 to eligible entities to—

11 “(i) create, develop, implement, or
12 take to scale evidence-based, field-initiated
13 innovations, including through a pay for
14 success initiative to improve student out-
15 comes in career and technical education,
16 which may include activities that—

17 “(I) improve career and technical
18 education outcomes of students served
19 by eligible entities under this title;

20 “(II) improve career and tech-
21 nical education teacher effectiveness;

22 “(III) improve the transition of
23 students from secondary education to
24 postsecondary education, apprentice-
25 ships, or employment;

1 “(IV) improve the incorporation
2 of comprehensive work-based learning
3 into career and technical education;

4 “(V) increase the effective use of
5 technology within career and technical
6 education programs;

7 “(VI) support new models for in-
8 tegrating academic content, career
9 and technical education, and pre-ap-
10 prenticeship and apprenticeship con-
11 tent in such programs;

12 “(VII) support the development
13 and enhancement of innovative deliv-
14 ery models for career and technical
15 education;

16 “(VIII) work with industry to de-
17 sign and implement courses or pro-
18 grams of study aligned to labor mar-
19 ket needs in new or emerging fields;

20 “(IX) integrate science, tech-
21 nology, engineering, and mathematics
22 fields, including computer science edu-
23 cation, with career and technical edu-
24 cation;

1 “(X) support innovative ap-
2 proaches to career and technical edu-
3 cation by redesigning the high school
4 experience for students, which may in-
5 clude evidence-based transitional sup-
6 port strategies for students who have
7 not met postsecondary education eligi-
8 bility requirements;

9 “(XI) improve career and tech-
10 nical education concentrator employ-
11 ment outcomes in nontraditional
12 fields; or

13 “(XII) support the use of career
14 and technical education programs and
15 career and technical programs of
16 study in a coordinated strategy to ad-
17 dress identified employer needs and
18 workforce shortages, such as short-
19 ages in the early childhood, elemen-
20 tary school, and secondary school edu-
21 cation workforce; and

22 “(ii) rigorously evaluate such innova-
23 tions.

24 “(B) MATCHING FUNDS.—

1 “(i) MATCHING FUNDS REQUIRED.—
2 Except as provided under clause (ii), to re-
3 ceive a grant under this paragraph, an eli-
4 gible entity shall demonstrate that match-
5 ing funds will be provided, through cash or
6 in-kind contributions, from public or pri-
7 vate sources in an amount equal to not less
8 than 25 percent of the funds provided
9 under such grant.

10 “(ii) EXCEPTION.—The Secretary
11 may waive the matching fund requirement
12 under clause (i) if the eligible entity dem-
13 onstrates exceptional circumstances.

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

18 “(i) identifies and designates the
19 agency, institution, or school responsible
20 for the administration and supervision of
21 the program assisted under this paragraph;

22 “(ii) provides an assurance that
23 matching funds will be obtained before im-
24 plementation of the grant;

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

6 “(iv) describes how the program as-
7 sisted under this paragraph will be coordi-
8 nated with the activities carried out under
9 section 124 or 135.

10 “(D) PRIORITY.—In awarding grants
11 under this paragraph, the Secretary shall give
12 priority to applications from eligible entities
13 that will predominantly serve students from
14 low-income families.

15 “(E) GEOGRAPHIC DIVERSITY.—In award-
16 ing grants under this paragraph for a fiscal
17 year, the Secretary shall award not less than 25
18 percent of the total amount of funds available
19 for such fiscal year to eligible entities proposing
20 to fund career and technical education activities
21 that serve—

22 “(i) a local educational agency with
23 an urban-centric district locale code of 32,
24 33, 41, 42, or 43, as determined by the
25 Secretary;

1 “(ii) an institution of higher education
2 primarily serving one or more areas served
3 by such a local educational agency;

4 “(iii) a consortium of such local edu-
5 cational agencies or such institutions of
6 higher education;

7 “(iv) a partnership between—

8 “(I) an educational service agen-
9 cy or a nonprofit organization; and

10 “(II) such a local educational
11 agency or such an institution of high-
12 er education; or

13 “(v) a partnership between—

14 “(I) a grant recipient described
15 in clause (i) or (ii); and

16 “(II) a State educational agency.

17 “(F) USES OF FUNDS.—An eligible entity
18 that is awarded a grant under this paragraph
19 shall use the grant funds in a manner con-
20 sistent with subparagraph (A)(i).

21 “(G) EVALUATION.—Each eligible entity
22 receiving a grant under this paragraph shall—

23 “(i) provide for an independent eval-
24 uation of the activities carried out using
25 such grant; and

1 “(ii) submit to the Secretary an an-
2 nual report that includes—

3 “(I) a description of how funds
4 received under this paragraph were
5 used;

6 “(II) the performance of the eli-
7 gible entity with respect to, at a min-
8 imum, the performance indicators de-
9 scribed in section 113(a)(2), as appli-
10 cable, and disaggregated by—

11 “(aa) subgroups of students
12 described in section
13 1111(c)(2)(B) of the Elementary
14 and Secondary Education Act of
15 1965 (20 U.S.C. 6311(c)(2)(B)),
16 as amended by the Every Stu-
17 dent Succeeds Act (Public Law
18 114–95);

19 “(bb) special populations;
20 and

21 “(cc) as appropriate, each
22 career and technical education
23 program and career and technical
24 education program of study; and

1 “(III) a quantitative analysis of
2 the effectiveness of the project carried
3 out under this paragraph.

4 “(H) DEFINITIONS.—In this paragraph:

5 “(i) ELIGIBLE ENTITY.—The term ‘el-
6 igible entity’ means a consortium that
7 meets the following requirements:

8 “(I) The consortium includes one
9 or more of the following:

10 “(aa) A local educational
11 agency.

12 “(bb) An educational service
13 agency.

14 “(cc) An area career and
15 technical education school.

16 “(dd) A postsecondary edu-
17 cational institution receiving
18 funds under this Act.

19 “(ee) A State educational
20 agency.

21 “(ff) The Bureau of Indian
22 Education.

23 “(gg) A State apprenticeship
24 agency or apprenticeship sponsor.

1 “(II) The consortium may also
2 include regional, State, or local public
3 or private organizations or employers,
4 including community-based organiza-
5 tions.

6 “(III) The consortium is led by
7 an entity, or partnership of entities,
8 described in subclause (I) and identi-
9 fied as the leader of the eligible entity
10 in its application submitted under
11 subparagraph (C).

12 “(ii) PAY FOR SUCCESS INITIATIVE.—
13 The term ‘pay for success initiative’ has
14 the meaning given that term in section
15 8101 of the Elementary and Secondary
16 Education Act of 1965 (20 U.S.C. 7801).

17 “(I) AUTHORIZATION OF APPROPRIA-
18 TIONS.—There are authorized to be appro-
19 priated such sums as may be necessary to carry
20 out this paragraph.”; and

21 (2) in subsection (e), by inserting “(except for
22 subsection (d)(6))” after “section”.

1 **SEC. 3. OPEN EDUCATION RESOURCES.**

2 (a) STATE LEADERSHIP ACTIVITIES.—Section
3 124(c) of the Carl D. Perkins Career and Technical Edu-
4 cation Act of 2006 (20 U.S.C. 2344(c)) is amended—

5 (1) in paragraph (16)(B), by striking “and”;

6 (2) in paragraph (17), by striking the period at
7 the end and inserting a semicolon; and

8 (3) by adding at the end the following:

9 “(18) making all forms of instructional content
10 widely available, which may include use of open edu-
11 cational resources;”.

12 (b) LOCAL USES OF FUNDS.—Section 135(c) of the
13 Carl D. Perkins Career and Technical Education Act of
14 2006 (20 U.S.C. 2355) is amended—

15 (1) in paragraph (19)(D), by striking “and”
16 after the semicolon;

17 (2) by redesignating paragraph (20) as para-
18 graph (22); and

19 (3) by inserting after paragraph (19) the fol-
20 lowing:

21 “(20) to make all forms of instructional content
22 widely available, which may include use of open edu-
23 cational resources;”.

24 **SEC. 4. PAY-FOR-SUCCESS.**

25 (a) STATE LEADERSHIP ACTIVITIES.—Section
26 124(c) of the Carl D. Perkins Career and Technical Edu-

1 cation Act of 2006 (20 U.S.C. 2344(c)), as amended by
2 section 3, is further amended by adding at the end the
3 following:

4 “(19) supporting pay for success initiatives (as
5 defined in section 8101 of the Elementary and Sec-
6 ondary Education Act of 1965); and”.

7 (b) LOCAL USES OF FUNDS.—Section 135(c) of the
8 Carl D. Perkins Career and Technical Education Act of
9 2006 (20 U.S.C. 2355(c)), as amended by section 3, is
10 further amended by inserting after paragraph (20) the fol-
11 lowing:

12 “(21) to support pay for success initiatives (as
13 defined in section 8101 of the Elementary and Sec-
14 ondary Education Act of 1965); and”.

15 **SEC. 5. WORK-BASED LEARNING OPPORTUNITIES AND AP-**
16 **PRENTICESHIPS.**

17 (a) STATE LEADERSHIP ACTIVITIES.—Section
18 124(e) of the Carl D. Perkins Career and Technical Edu-
19 cation Act of 2006 (20 U.S.C. 2344(c)), as amended by
20 sections 3 and 4, is further amended by adding at the end
21 the following:

22 “(20) providing or supporting work-based learn-
23 ing opportunities, which may include employer-led
24 training resulting in a recognized credential and ap-
25 prenticeship programs.”.

1 (b) LOCAL USES OF FUNDS.—Section 135(b)(3) of
2 the Carl D. Perkins Career and Technical Education Act
3 of 2006 (20 U.S.C. 2355(b)(3)) is amended by striking
4 “which may include work-based learning experiences” and
5 inserting “which may include work-based learning oppor-
6 tunities, such as employer-led training resulting in a rec-
7 ognized credential and apprenticeship programs”.

○