AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 7309
OFFERED BY MRS. MILLER-MEEKS OF IOWA

In lieu of the matter proposed to be inserted by the amendment, insert the following:

1 SECTION 1. SHORT TITLE.

This Act may be cited as the “The Workforce Innovation and Opportunity Act of 2022”.

4 SEC. 2. TABLE OF CONTENTS.

The table of contents for this Act is as follows:

Sec. 1. Short title.
Sec. 2. Table of contents.
Sec. 3. Definitions.

TITLE I—WORKFORCE DEVELOPMENT ACTIVITIES

Subtitle A—System Alignment

Sec. 101. State workforce development board.
Sec. 102. Unified State plan.
Sec. 103. Combined state plan.
Sec. 104. Workforce development areas.
Sec. 105. Local workforce development boards.
Sec. 106. Local plan.
Sec. 107. Performance accountability system.

Subtitle B—Workforce Investment Activities and Providers

Sec. 111. Establishment of one-stop delivery systems.
Sec. 112. Identification of eligible providers of training services.
Sec. 113. Within State allocations.
Sec. 114. Use of funds for youth workforce investment activities.
Sec. 115. Use of funds for employment and training activities.

Subtitle C—Job Corps

Sec. 121. Job Corps centers.
Sec. 122. Program activities.
Sec. 123. Standards of conduct.
Sec. 124. Advisory committees.
Sec. 125. Experimental projects and technical assistance.
Sec. 126. Job Corps Scholars activities.
Sec. 127. Authorization of appropriations.

Subtitle D—National Programs

Sec. 131. Evaluations and research.
Sec. 132. YouthBuild program.
Sec. 133. Justice-involved individuals Reentry Program Start-up Grants.
Sec. 134. Authorization of appropriations.

Subtitle E—Administration

Sec. 137. Secretarial administrative authorities and responsibilities.

TITLE II—ADULT EDUCATION AND LITERACY

Sec. 201. Authorization of appropriations.
Sec. 202. State leadership activities.
Sec. 203. Grants and contracts for eligible provider.

TITLE III—GENERAL PROVISIONS

Sec. 301. Executive agency review of occupational licensing requirements.

TITLE IV—AMENDMENTS TO THE WAGNER-PEYSER ACT

Sec. 401. Workforce and labor market information system.

TITLE V—AMENDMENTS TO THE REHABILITATION ACT OF 1973

Sec. 501. Competitive integrated employment.
Sec. 502. Authorization of appropriations.

1 SEC. 3. DEFINITIONS.

The Workforce Innovation and Opportunity Act (29 U.S.C. 3101 et seq.) is amended in section 3 (29 U.S.C. 3102)—

(1) in paragraph (7)(B), by striking “registered” and all that follows through “171)”;

(2) in paragraph (44)—

(A) in subparagraph (B), by striking “and” at the end;
(B) in subparagraph (C), by striking the period at the end and inserting ‘‘; and’’; and

(C) by adding at the end the following:

“(D) in a case in which each of the conditions under section 134(c)(3)(I)(i) are met with respect to such training (including the establishment of an on-the-job training agreement described in section 134(c)(3)(I)(iii)), provides the Federal share of the cost of training to the employer through an employer-directed skills account.”;

(3) by amending paragraph (47) to read as follows:

“(47) PAY-FOR-PERFORMANCE CONTRACT STRATEGY.—The term ‘pay-for-performance contract strategy’ means a procurement strategy that—

“(A) uses pay-for-performance contracts in the provision of training services described in section 134(c)(3) or activities described in section 129(c)(2), and includes—

“(i) contracts, each of which shall specify a fixed amount that will be paid to an eligible service provider (which may include a local or national community-based organization or intermediary, community
college, or other training provider, that is eligible under section 122 or 123, as appropriate) based on the achievement of specified levels of performance on the primary indicators of performance described in section 116(b)(2)(A) for target populations as identified by the local board (including individuals with barriers to employment), within a defined timetable, and which may provide for bonus payments to such service provider to expand capacity to provide effective training;

“(ii) a strategy for independently validating the achievement of the performance described in clause (i); and

“(iii) a description of how the State or local area will reallocate funds not paid to a provider because the achievement of the performance described in clause (i) did not occur, for further activities related to such a procurement strategy, subject to section 189(g)(4); and

“(B) does not require a local area to conduct a feasibility study prior to implementing such pay-for-performance contract strategy.”;
(4) by adding at the end the following:

“(72) DIGITAL LITERACY SKILLS.—The term ‘digital literary skills’ has the meaning given such term in section 202 of the Museum and Library Services Act (20 U.S.C. 9101).

“(73) EMPLOYER-SPONSORED SKILLS DEVELOPMENT.—The term “employer-sponsored skills development” means a skills development program—

“(A) that is selected by an employer to meet the specific skill demands of the employer;

“(B) that is conducted pursuant to terms and conditions which are established under an employer-sponsored skills development agreement described in section 134(c)(3)(I)(iv), including a commitment by the employer to employ an individual upon successful completion of the program;

“(C) for which an employer pays a portion of the cost of the program, which shall not be less than—

“(i) 10 percent of the cost, in the case of an employer with not more than 50 employees;

“(ii) 25 percent of the cost, in the case of an employer with more than 50
employees but not more than 100 employees; and

“(iii) 50 percent of the cost, in the case of an employer with more than 100 employees; and

“(D) for which the Federal share of the cost of the program is provided to the employer through an employer-directed skills account in accordance with section 134(e)(3)(I)(ii).

“(74) EVIDENCED-BASED.—The term “evidence-based”, when used with respect to an activity, strategy, or intervention, means an activity, strategy, or intervention that—

“(A) demonstrates a statistically significant effect on improving participant outcomes or other relevant outcomes based on— (i) strong evidence from at least 1 well-designed and well-implemented experimental study; (ii) moderate evidence from at least 1 well-designed and well-implemented quasi-experimental study; or (iii) promising evidence from at least 1 well-designed and well-implemented correlational study with statistical controls for selection bias; or
“(B)(i) demonstrates a rationale based on high-quality research findings or positive evaluation that such activity, strategy, or intervention is likely to improve participant outcomes or other relevant outcomes; and 

“(ii) includes ongoing efforts to examine the effects of such activity, strategy, or intervention.”; and

(5) by reordering paragraphs (1) through (74), as amended by this section, and the paragraphs added by this paragraph in alphabetical order, and renumbering such paragraphs as so reordered;

**TITLE I—WORKFORCE DEVELOPMENT ACTIVITIES**

Subtitle A—System Alignment

**SEC. 101. STATE WORKFORCE DEVELOPMENT BOARD.**

Section 101(d) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3111(d)) is amended—

(1) in paragraph (3)(D)—

(A) by striking “and jobseekers” and inserting “jobseekers, and entrepreneurs”; and

(B) by inserting “and entrepreneurial skills development and microenterprise services” after “occupations”; and

(2) in paragraph (5)—
(A) by inserting “evidence-based and other” after “information on”; and
(B) by inserting “evidence-based and other” after “including”.

SEC. 102. UNIFIED STATE PLAN.

Section 102(b) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3112(b)) is amended—

(1) in paragraph (1)—

(A) in subparagraph (A)—

(i) in clause (i), by striking “and” at the end;

(ii) in clause (ii), by “and” at the end;

and

(iii) by adding at the end the following:

“(iii) projected industries or sectors within the State expected to decline or face significant changes in employment opportunities;”;

(B) by redesignating subparagraphs (D) and (E) as subparagraphs (E) and (G), respectively;

(C) by inserting after subparagraph (C) the following:
“(D) an analysis of the extent to which the activities described in subparagraph (C) are evidence-based, and a description of the State’s plan for increasing the use of evidence-based activities in the State;”;

(D) in subparagraph (E), as so redesignated, by striking “and” at the end;

(E) by inserting after subparagraph (E), as so redesignated, the following:

“(F) a description of the occupational licensing requirements for specific occupations or industry sectors in the State; and”;

(F) in subparagraph (G), as so redesignated—

(i) by striking “(C)” and inserting “(D)”; and

(ii) by striking “subparagraph (D)” and inserting “subparagraph (E)”;

(2) in paragraph (2)—

(A) in subparagraph (C)—

(i) in clause (vii), by striking “and” at the end;

(ii) in clause (viii), by striking the period at the end and inserting “; and”; and
(iii) by adding at the end the following:

“(ix) how the State will disseminate information to the core programs and entities of the State’s workforce investment system on the availability and use of evidence-based activities.”;

(B) in subparagraph (D)(ii)—

(i) in subclause (V), by inserting “and” at the end; and

(ii) by adding at the end the following:

“(VI) the plan of the eligible agency to award grants and contracts to eligible providers under section 231 in a timely manner as required under subsection (a) of such section;”; and

(C) in subparagraph (E)(viii)(I), by inserting “, and award grants and contracts to eligible providers under section 231 in a timely manner as required under subsection (a) of such section” after “provisions”).
SEC. 103. COMBINED STATE PLAN.

Section 103(a)(2) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3113(a)(2)) is amended by adding at the end the following:

“(L) Employment and skills development activities carried out by the Small Business Administration, including such activities carried out by the Office of Entrepreneurial Development.”.

SEC. 104. WORKFORCE DEVELOPMENT AREAS.

Section 106 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3121) is amended—

(1) in subsection (a)(1), by striking “after consultation with the local boards and chief elected officials in the local areas” and inserting “after consultation with the State economic development agency, local boards, chief elected officials”;

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

“(C) CONSULTATIONS.—The State board, State economic development agency, chief elected officials, and local boards shall provide such consultations as requested by the Governor in a timely manner.”.

(3) in subsection (c)(1)—
(A) by redesignating subparagraphs (E), (F), (G), and (H) as subparagraphs (F), (G), (H), and (I), respectively; and

(B) by adding after subparagraph (D) the following:

“(E) the establishment of cost arrangements for services described in subsections (c) and (d) of section 134, including the pooling of funds for such costs;”.

SEC. 105. LOCAL WORKFORCE DEVELOPMENT BOARDS.

Section 107 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3122) is amended—

(1) in subsection (d)(6)—

(A) in the heading, by striking “PROVEN” and inserting “EVIDENCE-BASED”; and

(B) in subparagraph (A), by striking “proven” and inserting “evidence-based”; and

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

“(4) PROFESSIONAL DEVELOPMENT.—The local board may provide board and one-stop delivery system staff with professional development on—

“(A) the expanded use of digital technology and tools for augmenting and improving
the delivery of services to participants and employers; and

“(B) the identification and implementation of evidence-based strategies.”.

SEC. 106. LOCAL PLAN.

Section 108(b) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3123(b)) is amended—

(1) in paragraph (4)—

(A) in subparagraph (A)(iv), by striking “and” at the end;

(B) in subparagraph (B), by inserting “and” at the end; and

(C) by adding at the end the following:

“(C) that may include opportunities for workers participating in incumbent worker training programs, on-the-job training programs, or customized training programs to fulfill any applicable educational requirements necessary to obtain any professional license that may be required for such workers’ occupations;”;

(2) in paragraph (6)(B), by inserting “, including digital technology,” after “technology”; and
(3) in paragraph (19), by inserting “or employer-directed skills accounts” after “individual training accounts”.

SEC. 107. PERFORMANCE ACCOUNTABILITY SYSTEM.

Section 116 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3141) is amended—

(1) in subsection (b)—

(A) in paragraph (2)(B), by inserting “and the evidence that such indicators are correlated with program quality” after “indicators”; and

(B) in paragraph (3)(A), by adding at the end the following:

“(ix) Transparency requirement.—The Secretary of Labor in conjunction with the Secretary of Education shall publish on a publicly accessible website the statistical model developed under clause (viii), and the methodology used to develop each such proposed expected level of performance.”; and

(2) in subsection (d)(2)—

(A) in subparagraph (J), by inserting “and” at the end;

(B) by amending subparagraph (K) to read as follows:
“(K) to the extent practicable, the number and percentage of participants who obtained employment in an industry or sector related to their program of study upon exit from the program.”

Subtitle B—Workforce Investment Activities and Providers

SEC. 111. ESTABLISHMENT OF ONE-STOP DELIVERY SYSTEMS.

Section 121 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3151) is amended—

(1) in subsection (b)(A)(ii), by inserting “physical and virtual” after “of the”; and

(2) in subsection (e)—

(A) in paragraph (2)—

(i) in subparagraph (A)—

(I) by inserting “in person or virtually” after “accessible”; and

(II) by inserting “virtual or” before “physical”;

(ii) in subparagraph (B)(i), by inserting “(such as a community college campus, a secondary school, an area career and technical education school, or a public library)” after “sites”; and
(iii) in subparagraph (C), by inserting “virtual or physical” after “have”; and
(B) in paragraph (3), by inserting “, which may be virtual or physical,” after “one-stop centers”.

SEC. 112. IDENTIFICATION OF ELIGIBLE PROVIDERS OF TRAINING SERVICES.

Section 122 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3152) is amended—

(1) in subsection (a)—

(A) by amending paragraph (2) to read as follows:

“(2) PROVIDERS.—Subject to the provisions of this section, to be eligible to receive those funds for the provision of training services, the provider—

“(A) shall be—

“(i) an institution of higher education that provides a program that leads to a recognized postsecondary credential;

“(ii) an entity that carries out apprenticeships; or

“(iii) another public or private provider of a program of training services, which may include joint labor-management organizations, providers of entrepreneurial
skills development programs, business or industry associations, and eligible providers of adult education and literacy activities under title II, if such activities are provided in combination with occupational skills training; and

“(B) may include providers listed under subparagraph (A) delivering services in part, or exclusively, online.”; and

(B) in paragraph (3), by striking “A provider described in paragraph (2)(B) shall be included and maintained on the list of eligible providers of training services described in subsection (d) for so long as the corresponding program of the provider remains registered as described in paragraph (2)(B).”; 

(2) in subsection (b)—

(A) in paragraph (1)—

(i) in subparagraph (B), by inserting “and online learning platforms” after “technology”;

(ii) by redesignating subparagraph (J) as subparagraph (K); and

(iii) by inserting after subparagraph (I) the following:
“(J) The expected—

“(i) program cost of such program;

“(ii) skills taught as part of such program; and

“(iii) time to completion of such program.”.

(B) by redesignating paragraphs (3) and (4) as paragraphs (4) and (5), respectively;

(C) by adding after paragraph (2) the following:

“(3) STATES.—The State shall make available on a publicly accessible website—

“(A) the criteria, information requirements, and procedures regarding the eligibility of providers of services established pursuant to subsection (a)(2); and

“(B) the appropriate, accurate, and timely information each provider of services submits to the State in accordance with subparagraphs (A), (B), (C), (D), and (E) of paragraph (2).”;

(D) by amending paragraph (4), as so redesignated, to read as follows:

“(4) LOCAL CRITERIA AND INFORMATION REQUIREMENTS.—
“(A) IN GENERAL.—A local board in the State may establish criteria and information requirements in addition to the criteria and information requirements established by the Governor, or may require higher levels of performance than required for the criteria established by the Governor, for purposes of determining the eligibility of providers of training services to receive funds described in subsection (a) for the provision of training services in the local area involved.

“(B) LOCAL NOMINATIONS.—A local board may submit the name of a provider or providers, including online-only providers, to the Governor for inclusion of each such provider on the list of eligible providers described in subsection (a), if such a provider meets the applicable criteria described in paragraph (1) to meet training needs in the local area or region. The Governor shall make a decision not later than 30 days after the submission of such name or names under this subparagraph.”; and

(E) in paragraph (5)(B), as so redesignated, by inserting “A Governor shall make an eligibility determination under this paragraph
with respect to a provider not later than 30 days after receipt of an application for such a determination from such provider.” at the end; and

(3) in subsection (h)—

(A) in paragraph (1), by inserting “employer-sponsored skills development,” after “incumbent worker training,”; and

(B) in paragraph (2), by inserting “employer-sponsored skills development,” after “incumbent worker training.”.

SEC. 113. WITHIN STATE ALLOCATIONS.

Section 128(a)(1) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3163(a)(1)) is amended by striking “15” and inserting “30”.

SEC. 114. USE OF FUNDS FOR YOUTH WORKFORCE INVESTMENT ACTIVITIES.

Section 129(b)(2) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3164(b)(2)) is amended—

(1) in subparagraph (B), by inserting “, such as opportunities for youth to receive individualized skills development services,” after “eligible youth”; and

(2) in subparagraph (C), by inserting “, which may include providing guidance on career options in high-skill, high-wage, or in-demand industry sectors
or occupations in current or emerging professions and nontraditional fields (including skilled trades)” after “State”; 

(3) in subparagraph (D)(v), by striking “and” at the end; 

(4) in subparagraph (E), by striking the period and inserting a semicolon; and 

(5) by adding at the end the following: 

“(F) raising public awareness and conducting public service announcements about career and technical education programs and community-based and youth services organizations, including through social media campaigns, elementary and secondary school showcases and school visits, and other endeavors focused on programs that prepare students (especially students in underrepresented geographic areas) for high-skill, high-wage, or in-demand industry sectors or occupations in current or emerging professions and in nontraditional fields (such as skilled trades); and 

“(G) developing partnerships between educational institutions (including area career and technical education schools and institutions of higher education) and employers to create or
improve workforce development programs to ad-
dress the identified education and skill needs of
the workforce and the employment needs of em-
ployers in the regions of the State, as deter-
mined based on the most recent analysis con-
ducted under subparagraphs (B) and (C) of
section 102(b)(1).”.

SEC. 115. USE OF FUNDS FOR EMPLOYMENT AND TRAINING

ACTIVITIES.

(a) Statewide Employment and Training Ac-
tivities.—Section 134(a) of the Workforce Innovation
and Opportunity Act (29 U.S.C. 3174(a)) is amended—
(1) in paragraph (2)(B) is amended—
   (A) in clause (v)(VI), by striking the
   “and” after the semicolon;
   (B) in clause (vi), by striking the period at
   the end and inserting a semicolon; and
   (C) by adding at the end the following:
   “(vii) coordinating with industry orga-
nizations, employers (including small and
mid-sized employers), training providers,
local boards, and institutions of higher
education to identify or develop assess-
ments that—
“(I) are a valid and reliable method of collecting information; and

“(II) measure the prior knowledge, skills, competencies, and experiences of an individual for the purpose of—

“(aa) awarding postsecondary credit toward a recognized postsecondary credential aligned with in-demand industry sectors and occupations in the State;

“(bb) awarding a recognized postsecondary credential that is used by employers in the State for recruitment, hiring, retention, or advancement purposes;

“(cc) developing individual employment plans that incorporate the prior knowledge, skills, competencies, and experiences of an individual to identify skills related to an in-demand industry sector or occupation and any upskilling needed to secure
employment in such sector or occupation; and

“(dd) helping individuals communicate their prior knowledge, skills, competencies, and experiences to prospective employers through skills-based profiles or portfolios; and

“(viii) disseminating to local areas information relating to the assessments identified or developed pursuant to clause (vii), including—

“(I) any recognized postsecondary credential awarded through such an assessment;

“(II) the industry organizations, employers, training providers, and institutions of higher education located within the State that recognize the prior knowledge, skills, competencies, and experiences of an individual validated by such assessments; and

“(III) how such assessments may be provided to, and accessed by, indi-
viduals through the one-stop delivery system.”.

(2) in paragraph (3)(A)—

(A) in clause (i), by inserting “or evidence-based” after “innovative”;

(B) in clause (ii), by inserting “, or bringing evidence-based strategies to scale,” after “strategies”;

(C) in clause (iii)—

(i) by inserting “, and sharing information (in transparent, linked, open, and interoperable data formats) about,” after “identification of”; and

(ii) by inserting “and the sharing of information about such program in transparent, linked, open, and interoperable data formats” after “completion”;

(D) in clause (viii)(II)(dd), by inserting “, and digital literacy,” after “literacy”;

(E) in clause (xiii), by striking “and” at the end;

(F) in clause (xiv), by striking the period and inserting a semicolon; and

(G) by adding at the end the following:
“(xv) identifying and providing to employers information relating to best practices on the use of assessments, including such assessments developed or identified by the State pursuant to paragraph (2)(B)(vii);

“(xvi) providing technical assistance to employers seeking to use such assessments for hiring, promotion, or upskilling of employees;

“(xvii) supporting employers in the State seeking to implement a practice of hiring individuals based on their prior knowledge, skills, competencies, and experiences as an alternative to relying on post-secondary degree requirements in the hiring process;

“(xviii) conducting surveys of employers within the State, including employers in emerging sectors, to identify in-demand skills; and

“(xix) developing partnerships between educational institutions (including area career and technical education schools and institutions of higher education) and
employers to create or improve workforce development programs to address the identified education and skill needs of the workforce and the employment needs of employers in the regions of the State, as determined based on the most recent analysis conducted under subparagraphs (B) and (C) of section 102(b)(1).”.

(b) Required Local Employment and Training Activities.—Section 134(c) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3174(c)) is amended—

(1) in paragraph (2)(A)—

(A) by inserting “, shall, to the extent practicable, be evidence-based” after “system”;

(B) by amending clause (iii) to read as follows:

“(iii) initial assessment of skill levels (including literacy, numeracy, and English language proficiency), aptitudes, abilities (including skills gaps), and supportive service needs, and a determination (considering factors including prior work experience, military service, life experience, or education history, and in-demand industry sectors and occupations in the local area)
of whether such an individual would benefit from an assessment identified by the State pursuant to subsection (a)(2)(B)(vii) to measure the individual’s prior knowledge, skills, competencies, and experiences to accelerate the individual in obtaining employment that leads to economic self-sufficiency or career advancement;”; (C) in clause (vi)—

(i) by inserting “and, to the extent practicable, real-time” after “accurate”;

(ii) in subclause (II)—

(I) by inserting “and credentials” after “skills”; and

(II) by striking “and” at the end;

(iii) by redesignating subclause (III) as subclause (IV);

(iv) by inserting after subclause (II) the following:

“(III) information on education and skills development programs that are available for attaining needed skills and credentials for the jobs described in subclause (I), including information on the—
“(aa) most accelerated pathways to such skills and credentials (including information on career pathway programs in the local area); and

“(bb) quality of such programs, consistent with the performance information provided under clause (vii); and”; and

(v) in subclause (IV), as so redesignated—

(I) by inserting “, which may include information on resources to support entrepreneurship,” after “demand”; and

(II) by striking “and” at the end; and

(D) in clause (xii), by striking “and” at the end;

(E) in clause (xiii), by striking the period and inserting a semicolon; and

(F) by adding at the end the following:

“(xiv) provision of information on employers in the local areas that are offering employer-sponsored skills development or
on-the-job training programs that may be reimbursed through an employer-directed skills account established under section 134(c)(3)(I) and the performance information available on such programs; and

“(xv) provision of assistance, in coordination with employers in the local areas that are offering employer-sponsored skills development or on-the-job training, in establishing employer-sponsored skills development agreements or on-the-job training agreements.”;

(2) in paragraph (3)—

(A) in subparagraph (A)—

(i) in clause (i)—

(I) by inserting “or (iii)” after “clause (ii)”;

and

(II) in subclause (II), by inserting “, or to jobs that may be performed remotely” after “relocate”;

(ii) by redesignating clause (iii) as clause (iv); and

(iii) by inserting after clause (ii) the following:
“(iii) Participants selected for on-the-job training or employer-sponsored skills development.—A one-stop operator or one-stop partner shall not be required to conduct an interview, evaluation, or assessment of a participant under clause (i) if such participant is selected by an employer under section 134(c)(3)(I)(i) to receive on-the-job training or employer-sponsored skills development, and the applicable conditions under such section are met for such individual to receive such services.”;

(B) in subparagraph (C), by inserting “evidence-based, to the extent practicable, may be delivered both in-person or virtually, and may be” after “shall”;

(C) in subparagraph (D)—

(i) by inserting “shall, to the extent practicable, be evidence-based and” after “services”;

(ii) in clause (x), by striking “and” at the end;

(iii) in clause (xi), by striking the period at the end and inserting “; and”; and
(iv) by adding at the end the following:

“(xii) employer-sponsored skills development programs conducted with a commitment by an employer to employ an individual upon successful completion of such a program.”;

(D) in subparagraph (F)—

(i) by redesignating clauses (iv) and (v) as clauses (v) and (vi), respectively;

(ii) by inserting after clause (iii), the following:

“(iv) EMPLOYER-DIRECTED SKILLS ACCOUNTS.—In a case in which an individual is selected by an employer under section 134(c)(3)(I)(i) to receive on-the-job training or employer-sponsored skills development, and the applicable conditions under such section are met for such individual to receive such services, the one-stop operator involved shall arrange for payment for such services through an employer-directed skills account in accordance with section 134(c)(3)(I)(ii).”; and
(iii) in clause (v), as redesignated by subparagraph (A), by inserting “or employer-directed skills accounts” after “individual training accounts”;

(E) in subparagraph (G)—

(i) in clause (i), by striking “clause (ii)” and inserting “clauses (ii) and (iii)”;

(ii) in clause (iii), by inserting “or that may be performed remotely” after “relocate”;

(iii) by redesignating clause (iv) as clause (vi);

(iv) by inserting after clause (iii) the following:

“(iv) AUTHORIZED COSTS.—An individual training account may provide, in the case of a provider that charges tuition for a program, the cost of such tuition and nontuition items (including books, supplies, uniforms, tools, graduation fees, or licensing or certification exam fees).

“(v) EMPLOYER-DIRECTED SKILLS ACCOUNTS.—Services authorized under this paragraph may be provided pursuant to an employer-directed skills account in lieu of
an individual training account if such services are employer-sponsored skills development or on-the-job training and the applicable conditions under section 134(c)(3)(I)(i) are met for an individual to receive such services.”; and

(v) in clause (vi), as so redesignated, by inserting “, employer-directed skills accounts,” after “individual training accounts”; and

(F) by adding at the end the following:

“(I) EMPLOYER-DIRECTED SKILLS ACCOUNTS.—

“(i) IN GENERAL.—An individual shall receive on-the-job training or employer-sponsored skills development through the use of an employer-directed skills account, if each of the following conditions are met:

“(I) An employer selects the individual, who is not an employee of such employer, for on-the-job training or employer-sponsored skills development.
“(II)(aa) In the case of an individual selected under subclause (I) to receive on-the-job training, an on-the-job training agreement that meets the requirements of clause (iii) is established and signed by the individual and the employer; or

“(bb) in the case of an individual selected under subclause (I) to receive employer-sponsored skills development, an employer-sponsored skills development agreement that meets the requirements of clause (iv) is established and signed by the individual and the employer.

“(III) The employer submits to the local one-stop operator each of the following:

“(aa) A certification that the individual requires an on-the-job training or employer-sponsored skills development program to obtain employment with the employer, and has the skills and
qualifications to successfully participate in such a program.

“(bb) A certification that the employer will submit the necessary performance information to the one-stop operator in accordance with section 122(h).

“(cc) The on-the-job training agreement or the employer-sponsored skills development agreement described in subclause (II), as applicable.

“(IV) The one-stop operator involved reviews and approves each certification and agreement received under subclause (III).

“(ii) PAYMENT TO EMPLOYERS.—The one-stop operator involved in on-the-job training or employer-sponsored skills development under clause (i) shall arrange for the appropriate payment of such services through an employer-directed skills account as follows:

“(I) ON-THE-JOB TRAINING.—

For on-the-job training, the one-stop
operator involved shall reimburse the employer from funds in the employer-directed skills account in accordance to the reimbursement requirements of section 3(45)(B) and after receipt of documentation of the wages earned by the individual during such training.

“(II) EMPLOYER-SPONSORED SKILLS DEVELOPMENT.—For employer-sponsored skills development services, the one-stop operator involved shall reimburse the employer from funds in the employer-directed skills account for the Federal share of the costs of the program after receipt of documentation from the employer of payment of such costs.

“(iii) ON-THE-JOB TRAINING AGREEMENT.—An on-the-job training agreement under clause (i) shall—

“(I) establish—

“(aa) the length of the on-the-job training;

“(bb) the hourly wage rate of the individual;
“(cc) the skills necessary for
the job and the individual's cur-
rent skill level as of the date of
the agreement; and

“(dd) the skills to be learned
during the on-the-job training;

and

“(II) include an assurance that
the employer will provide the one-stop
operator involved with documentation
of the wages earned by the individual
while engaged in such on-the-job
training for the purpose of reimburse-
ment to the employer.

“(iv) EMPLOYER-SPONSORED SKILLS
DEVELOPMENT AGREEMENT.—An em-
ployer-sponsored skills development agree-
ment referred to in clause (i) shall estab-
lish—

“(I) the provider of the employer-
sponsored skills development program;

“(II) the length of such program;

“(III) the skills to be learned
during such program;
“(IV) a commitment by the employer to employ the individual upon successful completion of the program; “(V) the cost of the program; and “(VI) the amount of such cost that will be paid by the employer (the non-Federal share), which shall be not less than the amount specified in section 3(19)(C).”.

(3) PERMISSIBLE LOCAL EMPLOYMENT AND TRAINING ACTIVITIES.—Section 134(d) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3174(d)) is amended—

(A) in paragraph (1)(A)—

(i) in clause (iii)—

(I) by striking “not more than 10 percent of the total”; and

(II) by inserting “reserved under section 128(a) or’’ after “funds’’;

(ii) in clause (vii)—

(I) in subclause (II), by striking “and” at the end;

(II) in subclause (III), by inserting “and” at the end; and
(III) by adding at the end the following:

“(IV) to strengthen, through professional development activities, the knowledge and capacity of staff to use the latest digital technologies, tools, and evidence-based strategies to deliver services for jobseekers, workers, and employers;”;

(iii) in clause (xi), by striking the “and” after the semicolon;

(iv) in clause (xii), by striking the period at the end and inserting a semicolon; and

(v) by adding at the end the following:

“(xiii) assessments for individuals upon initial assessment of skills (pursuant to subsection (c)(2)(A)(iii)) or completion of training services or other learning experiences;

“(xiv) providing technical assistance or other support to employers seeking to use such assessments for hiring, promotion, or upskilling of employees;
“(xv) entering into an agreement with a third-party, nongovernmental entity, to study which occupations are in high demand in the local area or State;

“(xvi) assessments for individuals upon initial assessment of skills (pursuant to subsection (c)(2)(A)(iii)) or completion of training services or other learning experiences;

“(xvii) providing technical assistance or other support to employers seeking to use such assessments for hiring, promotion, or upskilling of employees; and

“(xviii) the development of partnerships between educational institutions (including area career and technical education schools and institutions of higher education) and employers to create or improve workforce development programs to address the identified education and skill needs of the workforce and the employment needs of employers in the region, as determined based on the most recent analysis conducted by the local board under section 107(d)(2).”; and
(B) in paragraph (4)(A)—

(i) in clause (i), by striking “20” and inserting “30”;

(ii) by redesignating clauses (ii) and (iii) as clauses (iii) and (iv), respectively; and

(iii) by inserting after clause (i) the following:

“(ii) INCREASE IN RESERVATION OF FUNDS.—The local board may increase such reservation of funds in clause (i) by—

“(I) substituting ‘40 percent’ for ‘30 percent’, if the amounts provided by such increase are used to expand work-based learning opportunities; or

“(II) substituting ‘50 percent’ for ‘30 percent’, if the local area is experiencing an unemployment rate at or below 3 percent.”.

(4) RELATED CONFORMING AMENDMENTS.—

The Workforce Innovation and Opportunity Act (29 U.S.C. 3101 et seq.) is amended—

(A) in section 134(c)(3)(H)(i) (20 U.S.C. 3174(c)(3)(H)(i)), by striking “section 3(44)” and by inserting “section 3(45)”; and
(B) in section 211(e)(3) (20 U.S.C. 3291(e)(3)), by striking “section 3(45)” and inserting “section 3(46)”.

SEC. 116. AUTHORIZATION OF APPROPRIATIONS.

Section 136 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3181) is amended—

(1) in subsection (a), by striking “$820,430,000 for fiscal year 2015, $883,800,000 for fiscal year 2016, $902,139,000 for fiscal year 2017, $922,148,000 for fiscal year 2018, $943,828,000 for fiscal year 2019, and $963,837,000 for fiscal year 2020” and inserting “$1,075,553,000 for each of fiscal years 2023 through 2028”;

(2) in subsection (b), by striking “$766,080,000 for fiscal year 2015, $825,252,000 for fiscal year 2016, $842,376,000 for fiscal year 2017, $861,060,000 for fiscal year 2018, $881,303,000 for fiscal year 2019, and $899,987,000 for fiscal year 2020” and inserting “$899,987,000 for each of fiscal years 2023 through 2028”; and

(3) in subsection (e), by striking “$1,222,457,000 for fiscal year 2015, $1,316,880,000 for fiscal year 2016,
$1,344,205,000 for fiscal year 2017,
$1,374,019,000 for fiscal year 2018,
$1,406,322,000 for fiscal year 2019, and
$1,436,137,000 for fiscal year 2020” and inserting
“$1,436,137,000 for each of fiscal years 2023 through 2028”.

“(6) TARGETED FUNDING FOR SKILLS DEVELOPMENT.—The local board shall reserve and use not less than 70 percent of the funds allocated to the local area involved under section 133(b) to provide services described in section 134(c)(3)(F)(iii) and section 122(h).”.

Subtitle C—Job Corps

SEC. 121. JOB CORPS CENTERS.

Section 147(a)(3) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3197(a)(3)) is amended—

(1) by redesignating subparagraphs (E) through (K) as subparagraphs (F) through (L), respectively; and

(2) by inserting after subparagraph (D) the following:

“(E) A statement of current campus policies regarding procedures and facilities for students and others to report criminal actions or other emergencies occurring on campus and
policies concerning the institution’s response to such reports.

“(F) A statement of current policies concerning security and access to campus facilities, including campus residences, and security considerations used in the maintenance of campus facilities.

“(G) A statement of current policies concerning law enforcement, including—

“(i) the working relationship of campus security personnel with State and local law enforcement agencies, including whether the center has agreements with such agencies, such as written memoranda of understanding, for the investigation of alleged criminal offenses; and

“(ii) policies which encourage accurate and prompt reporting of all crimes to the appropriate law enforcement agencies.

“(H) A description of the type and frequency of programs designed to inform students and employees about campus security procedures and practices and to encourage students and employees to be responsible for their own security and the security of others.”.
SEC. 122. PROGRAM ACTIVITIES.

Section 148(a)(1) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3198(a)(1)) is amended—

(1) by striking “IN GENERAL.—Each Job Corps center shall provide enrollees” and inserting “IN GENERAL.—Each Job Corps center shall—

“(A) provide enrollees”;

(2) by striking “literacy.” and inserting “literacy;”;

(3) by striking “Each Job Corps center” and all that follows through “section 134(c)(2)(A).” and inserting the following:

“(B) provide enrollees assigned to the center with access to career services described in clauses (i) through (xi) of section 134(c)(2)(A); and

(4) by adding at the end the following:

“(C) implement productive activities for enrollees to participate in, such as tutoring or other skills development opportunities, outside of regular class times and work hours, in order to increase supervision of enrollees and reduce behavioral infractions.”.
SEC. 123. STANDARDS OF CONDUCT.

Section 152(b) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3202(b)) is amended by adding at the end the following:

“(3) IN GENERAL.—The Secretary shall establish level 1 and level 2 infractions and shall require Directors of Job Corps Centers to report—

“(A) level 1 infractions—

“(i) within 6 hours of the center being made aware of an active student or on-duty staff death; and

“(ii) within 24 hours of the center being made aware of other significant incidents; and

“(B) level 2 infractions quarterly, which shall include the number and type of such infractions that occurred during such time period.

“(4) LEVEL 1 INFRACTIONS.—Level 1 infractions described in paragraph (3) shall consist of significant infractions and level 2 incidents described in paragraph (3) shall consist of minor infractions.”.

SEC. 124. ADVISORY COMMITTEES.

Section 155 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3205) is amended—

(1) by striking “The Secretary may establish” and inserting the following:
“(a) IN GENERAL.—The Secretary may establish’’;

and

(2) by adding at the end the following:

“(b) ADVISORY COMMITTEE TO IMPROVE ENROLLEE SAFETY AND OUTCOMES.—Not later than 6 months fol-
lowing enactment of the Workforce Innovation and Oppor-
tunity Act of 2022, the Secretary shall establish an advi-
sory committee to provide recommendations on evidence-
based research, as applicable, regarding effective strate-
gies to improve enrollee outcomes, safety, and security,
and conditions for enrollee learning.”.

SEC. 125. EXPERIMENTAL PROJECTS AND TECHNICAL AS-
SISTANCE.

Section 156(a) of the Workforce Innovation and Op-
portunity Act (29 U.S.C. 3206(a)) is amended by striking
the first sentence and inserting the following: “The Sec-
retary may carry out experimental, research, or dem-
onstration projects relating to carrying out the Job Corps
program, including the activities authorized under section
156A.”.

SEC. 126. JOB CORPS SCHOLARS ACTIVITIES.

(a) IN GENERAL.—Subtitle C of title I of the Work-
force Innovation and Opportunity Act (29 U.S.C. 3191 et
seq.) is amended by inserting after section 156 the fol-
lowing:
“SEC. 156A. JOB CORPS SCHOLARS ACTIVITIES.

“(a) IN GENERAL.—The Secretary shall issue grants, on a competitive basis, to eligible entities on an annual basis to carry out this section.

“(b) USE OF FUNDS.—An eligible entity—

“(1) shall use grant amounts received under this section to—

“(A) pay for the tuition and fees of Job Corps Scholars students (as described in subsection (d)) who are accepted into a covered program;

“(B) provide Job Corps Scholars students who have successfully completed a covered program and who are not yet employed, with up to 12 months of employment counseling and placement services; and

“(C) shall enroll Job Corps Scholars students in cohorts of approximately 40 students, with up to 2 cohorts permitted for each eligible entity each year;

“(2) may use grant amounts received under this section to—

“(A) support the covered program, including—

“(i) hiring up to two personal and career counselors and up to two employment
counselors to provide career counseling services for Job Corps Scholars students at such entity; and

“(ii) purchasing covered materials and education-related resources; and

“(B) enroll more than 40 Job Corps Scholars students per cohort, but must maintain a ratio of 1 counselor for every 20 students enrolled for each cohort, except that no grant funds may be used to cover the costs of any student over 40 per cohort; and

“(3) may not use—

“(A) grant amounts received under this section to provide the staff of such eligible entity with education, professional development, counseling of any type, or to subsidize the education or personal counseling of non-Job Corps Scholars students; and

“(B) more than 2 percent of grant amounts received under this section for the administrative expenses of carrying out this section.

“(c) COVERED PROGRAM.—
“(1) IN GENERAL.—A covered program under this section provides to Job Corps Scholars students—

“(A) a 12-month technical education component; and

“(B) up to 12 months of employment counseling and placement services.

“(2) DURATION.—A Job Corps Scholars student may not participate in a covered program for a period that exceeds a total of 24 months.

“(3) COMPLETION OF COVERED PROGRAM.—A Jobs Corps Scholars student successfully completes the technical education component of the program if such student—

“(A) earns a recognized postsecondary credential and academic credit, if academic credit is incorporated into such credential; and

“(B) completes such program within a period of 12 months.

“(4) EXTENSION.—A Jobs Corps Scholars student may take longer than 12 months to complete the technical education component of the program if such student needs additional time to complete the required developmental education coursework.
“(5) Recognized postsecondary credential.—An eligible entity shall not be required to create a recognized postsecondary credential or modify such credential to receive a grant under this section.

“(d) Job Corps Scholars Student.—

“(1) In general.—To be eligible as a Job Corps Scholars student under this section, an individual shall—

“(A) be a Job Corps-eligible youth between the age of 16 and 24 who satisfies the admission standards of the eligible entity receiving a grant under this section;

“(B) abide by all applicable student codes of conduct of such entity; and

“(C) be subject to the disciplinary policies of such entity.

“(2) Withdrawal, dismissal, or other termination.—A Job Corps Scholars student’s withdrawal, dismissal, or other termination of enrollment in the eligible entity will result in the student’s termination from the Job Corps Scholars activities.

“(3) Job Corps standards and procedures.—The Job Corps standards and procedures
described in section 145 shall not apply to Job Corps Scholars students.

“(e) REPORTS.—

“(1) REPORTS FROM ENTITIES.—Each eligible entity awarded a grant under this section shall submit an annual report to the Secretary that includes the following:

“(A) The number of Job Corps Scholars students served through the grant.

“(B) The number and percentage of such students who—

“(i) successfully completed the covered program;

“(ii) withdrew from such program; and

“(iii) obtained—

“(I) employment or career counseling services following successful completion of such program; and

“(II) unsubsidized employment upon successful program completion.

“(C) The percentage of program participants who are in unsubsidized employment during the second and fourth quarters after exit from such program.
“(D) The median earnings of program participants who are in unsubsidized employment during the second quarter after exit from such program.

“(2) REPORTS TO CONGRESS.—

“(A) IN GENERAL.—The Secretary shall submit to Congress an annual report on the outcomes and effectiveness of the program, including the information described under the reports required under paragraph (1).

“(B) PUBLICLY AVAILABLE.—The Secretary shall make each report required under subparagraph (A) publicly available.

“(f) DEFINITIONS.—In this section:

“(1) COVERED MATERIALS AND EDUCATION-RELATED RESOURCES.—The term ‘covered materials and education-related resources’ means the following:

“(A) Laboratory and workshop fees associated with the career and technical education program.

“(B) Learning activities.

“(C) Classroom equipment, supplies, and materials (including books and school supplies) for each Job Corps Scholars student.
“(D) Student activity fees.

“(E) Parking decals and associated fees.

“(F) Transportation costs to and from home for the duration of participation in the covered program.

“(G) Meal or food vouchers for the duration of participation in the covered program.

“(H) Any other costs included in the program’s cost of attendance, such as those described in section 472 of the Higher Education Act of 1965 (20 U.S.C. 1002).

“(2) ELIGIBLE ENTITY.—The term ‘eligible entity’ means an institution of higher education (given the meaning of such term in section 102(a) of the Higher Education Act of 1965 (20 U.S.C. 1002(a)))—

“(A) that operates a covered program; but

“(B) does not include an institution outside the United States.

“(3) TUITION AND FEES.—The term ‘tuition and fees’ means the cost associated with taking each course.”.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of the Workforce Innovation and Oppor-
tunity Act is amended by inserting after the item relating

to section 156 the following:

“156A. Job Corps Scholars activities.”.

SEC. 127. AUTHORIZATION OF APPROPRIATIONS.

Section 162 of the Workforce Innovation and Oppor-
tunity Act (29 U.S.C. 3212) is amended by striking “to
carry out this subtitle—” and all that follows through
“2020.” and inserting “to carry out this subtitle for each
of fiscal years 2023 through 2028.”.

Subtitle D—National Programs

SEC. 131. EVALUATIONS AND RESEARCH.

Section 169 of the Workforce Innovation and Oppor-
tunity Act (29 U.S.C. 3224) is amended—

(1) in subsection (b)—

(A) in paragraph (4)—

(i) by redesignating subparagraph (K)
as subparagraph (L); and

(ii) by inserting after subparagraph
(J) the following:

“(K) Study on entrepreneurial
skills development programs.—The Sec-
retary shall, through a grant or contract, con-
duct a three-year study on entrepreneurial skills
development programs, which shall—

“(i) include a review of—
“(I) successful practices for developing individuals’ entrepreneurial skills;

“(II) evidence-based and other best practices for entrepreneurial skills development programs;

“(III) qualifications needed for skills development providers to successfully develop individuals’ entrepreneurial skills;

“(IV) strategies for engaging employers and other private sector partners in entrepreneurial skills development programs;

“(V) evidence-based and other best practices for mentoring potential entrepreneurs;

“(VI) entrepreneurial skills development program outcomes that correlate with entrepreneurial success;

“(VII) how entrepreneurial skills development programs successfully measure participants’ progress;

“(VIII) the extent to which entrepreneurial skills development pro-
grams lead to industry recognized credentials;

“(IX) the impact, including the economic impact, of entrepreneurial skills development programs on states and communities;

“(X) the extent to which entrepreneurial skills development programs lead to increases in business development and job creation in states and communities;

“(XI) how entrepreneurial skills development programs identify potential program participants’ readiness for the program; and

“(XII) average earnings of participants who complete an entrepreneurial skills development program three years after completion of such program; and

“(ii) result in recommendations for States and local communities to expand access to entrepreneurial skills development programs.”; and
(B) in paragraph (5)(A), by inserting “which shall include individuals pursuing entre-
preneurship,” after “particular service popu-
lations,”; and

(2) in subsection (c), by striking the third sen-
tence and inserting the following: “Such projects may include demonstration and pilot projects relati-
ing to promoting self-employment, promoting entre-
preneurship, promoting job creation (especially for in-demand occupations), averting dislocations, assist-
ing dislocated farmers, assisting dislocated fisher-
men, developing career pathways and encouraging advancements, and promoting public works.”

SEC. 132. YOUTHBUILD PROGRAM.

Section 171 of the Workforce Innovation and Oppor-
tunity Act (29 U.S.C. 3226) is amended—

(1) in subsection (b), by striking paragraph (10) and redesignating paragraphs (11) and (12) as paragraphs (10) and (11), respectively;

(2) in subsection (c)—

(A) in paragraph (2)(A)(i), by striking “and registered apprenticeship” and inserting “and apprenticeship”;

(B) in paragraph (3)(B)—
(i) in clause (iii), by striking “out registered apprenticeship programs” and inserting “out apprenticeship programs”;
(ii) in clause (xiii), by striking “established registered apprenticeship” and inserting “established apprenticeship”
(3) in subsection (i), by striking “to carry out this section” and all that follows through “2020.” and inserting “to carry out this section $99,034,000 for each of fiscal years 2023 through 2028.”.

SEC. 133. JUSTICE-INVOLVED INDIVIDUALS REENTRY PROGRAM START-UP GRANTS.

Subtitle D of title I of the Workforce Innovation and Opportunity Act (29 U.S.C. 3221 et seq.) is amended—
(1) by redesignating section 172 as section 173;
(2) by inserting after section 171 the following:

“SEC. 172. JUSTICE-INVOLVED INDIVIDUALS REENTRY PROGRAM START-UP GRANTS.

“(a) PURPOSE.—The purpose of this section is to—
“(1) prompt innovation and improvement in the reentry of justice-involved individuals into the workforce so that successful initiatives can be continued and replicated; and
“(2) allow for the dissemination of information regarding best practices in preparing justice-involved individuals for sustained participation in the workforce.

“(b) DEFINITIONS.—In this section:

“(1) APPRENTICESHIP OPPORTUNITIES.—The term ‘apprenticeship opportunities’ includes registered apprenticeship, industry-recognized apprenticeship, preapprenticeship programs, and other worker-based learning opportunities.

“(2) ELIGIBLE ENTITY.—The term ‘eligible entity’ means—

“(A) a private nonprofit organization under section 501(c)(3) of the Internal Revenue Code of 1986, including a faith-based organization;

“(B) a local workforce development board;

“(C) a State or local government; or

“(D) an Indian or Native American entity eligible for grants under section 166.

“(3) ELIGIBLE PARTICIPANT.—The term ‘eligible participant’ means an individual—

“(A) who has been convicted as a juvenile or an adult and imprisoned under Federal or State law; or
“(B) who has not been released from prison or jail for more than 2 years before the date on which the individual begins participation.

“(e) Program Authorized.—

“(1) In general.—In carrying out the activities under this section, the Secretary shall, on a competitive basis, award grants for a period of not more than 5 years to eligible entities to enable such entities to provide job training, job placement services, and mentoring.

“(2) Priority.—In awarding grants, the Secretary shall give priority to eligible entities that—

“(A) establish partnerships with business or educational institutions to provide a program of study leading to postsecondary credentials in in-demand occupations; or

“(B) provide customized training that is designed to meet the specific requirements of an employer (including a group of employers) and is conducted with a commitment by the employer to employ an individual upon successful completion of the training.

“(3) Additional grants.—The Secretary may award, for not longer than a period of 5 years, one or more additional grants to an eligible entity that
received a grant under this section if the eligible entity—

“(A) demonstrates success in helping eligible participants reenter the workforce according to the performance indicators under subsection (g)(1); and

“(B) provides an assurance that the entity will provide a non-Federal contribution, including cash and in-kind donations, in an amount not less than 100 percent of the total funds awarded under the additional grant.

“(d) APPLICATION.—To be eligible to receive a grant under this section, an eligible entity shall submit an application to the Secretary, which shall include the following:

“(1) A detailed description of the program including the core services they will provide, how the eligible entity will recruit and select eligible participants for the program, how many participants they plan on serving each year, and the length of participation in the program.

“(2) A description of evidence-based or promising practices the eligible entity will use in the administration of the program.

“(3) A description of partnerships with local businesses to provide apprenticeship opportunities,
work-based learning, and job placement and recruit-
ment (if applicable).

“(4) An assurance that the eligible entity will
coordinate activities with workforce development pro-
grams and other services provided under this title,
including utilizing the one-stop delivery system of
the local workforce development areas to provide ap-
propriate services and recruit eligible individuals to
ensure the maximum number of eligible individuals
will have the opportunity to participate in the pro-
gram.

“(5) An assurance that the eligible entity will
provide a 50-percent match, as described in sub-
section (e).

“(6) A plan to coordinate with other programs
and entities, including those that may be provided
by such other programs and entities, to provide sub-
stance abuse treatment services, mental health treat-
ment services, housing services, and transportation
services.

“(7) An assurance that the eligible entity will
provide the data necessary for the indicators of per-
formance in subsection (g).

“(8) A plan to continue the program with non-
Federal funds after the grant period.
“(e) Matching Requirement.—In order to receive a grant from the Secretary under this section, each eligible entity shall provide a non-Federal contribution, including cash and in-kind donations, in an amount not less than 25 percent of the total funds awarded.

“(f) Use of Funds.—

“(1) In general.—A grant awarded under this section may be used to—

“(A) provide workforce development and job placement services to eligible participants, including occupational skills education, on-the-job training, apprenticeship opportunities, work experience, job referrals, basic skills remediation, educational services, work readiness activities, and post-placement support, in coordination with the one-stop partners and one-stop operators that provide services at any center operated under a one-stop deliver system established under section 121;

“(B) mentor eligible participants, including the provision of support, guidance, and assistance in the community and the workplace to address the challenges faced by justice-involved individuals;
“(C) provide outreach to State or Federal correctional facilities to increase awareness, identify and recruit eligible participants, provide screening and assessment of eligible participants and align educational offerings with existing services available to individuals who are presently incarcerated;

“(D) coordinate with employers to develop customized training programs and agreements around the hiring of eligible participants; or

“(E) carrying out the activities described in subparagraph (A), (B), (C), or (D) with respect to eligible participants who will be released from prison or jail within 90 days.

“(2) LIMITATIONS.—

“(A) CERTAIN SERVICES EXCLUDED.— Funds provided under this section may not be used to provide substance abuse treatment services, mental health treatment services, or housing services, except that such a grant may be used to coordinate with other programs and entities to provide substance abuse treatment services, mental health treatment services, or housing services to eligible participants.
“(B) Administrative Cost Limit.—A grantee may not use more than 10 percent of the funds received under a grant for administrative costs, including for the purpose of collecting information for purposes of subsection (g)(1).

“(C) Limit on Amount Paid as Stipends to Participants.—A grantee may not use more than 15 percent of the funds received under such grant to provide stipends to program participants while completing an educational or skill development program.

“(g) Performance Outcomes and Accountability.—

“(1) Indicators of Performance.—Each eligible entity receiving a grant under this section shall report each year to the Secretary on the following indicators of performance described in section 116(b)(2)(A):

“(A) The percentage of program participants who are in unsubsidized employment during the second quarter after exit from the program, as described in clause (i)(I) of such section or, in case of program participants who are youth, the percentage of program participants...
who are in education or training activities, or in unsubsidized employment during the second quarter after exit from the program, as described in clause (ii)(I) of such section.

“(B) The percentage of program participants who are in unsubsidized employment during the fourth quarter after exit from the program, as described in clause (i)(II) of such section or, in case of program participants who are youth, the percentage of program participants who are in education or training activities, or in unsubsidized employment during the fourth quarter after exit from the program, as described in clause (ii)(II) of such section.

“(C) The median earnings of program participants who are in unsubsidized employment during the second quarter after exit from the program, as described in clause (i)(III) of such section.

“(D) The percentage of program participants who obtain a recognized postsecondary credential, or a secondary school diploma or its recognized equivalent, during participation in or within one year after exit from the program, as described in clause (i)(IV) of such section.
“(E) The percentage of program participants who, during a program year, are in an education or training program that leads to a recognized postsecondary credential or employment and who are achieving measurable skill gains toward such a credential or employment, as described in clause (i)(V) of such section.

“(F) The indicators of effectiveness in serving employers established pursuant to clause (iv) of such section, as described in clause (i)(VI) of such section.

“(2) INDEPENDENT EVALUATION.—Not later than five years after the date of enactment of this section and from amounts made available under section 173(d), the Secretary shall provide for and report to Congress on an independent evaluation of the grant program established under this section that includes an assessment of the effectiveness of the grant program and the effectiveness of individual grantees included in the evaluation in reducing recidivism and assisting individuals in—

“(A) earning credentials;

“(B) finding and maintaining employment;

and

“(C) increasing their earnings.
“(3) REPORT.—The Secretary shall release an annual report on—

“(A) the number of individuals who participated in programs assisted under this section;

“(B) the percentage of individuals participating in a program assisted under this section that successfully completed the program; and

“(C) the performance of grantees as measured by the performance indicators set forth in paragraph (1).

“(4) DISSEMINATING BEST PRACTICES.—Using the findings of the independent evaluation under paragraph (2) the Secretary shall disseminate information to State and local government, local workforce development boards, and relevant stakeholders regarding best practices in providing workforce development opportunities for justice-involved individuals and reducing recidivism.

“(h) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to authorize any new appropriations to carry out the purpose of this section.”.

SEC. 134. AUTHORIZATION OF APPROPRIATIONS.

Section 173 of the Workforce Innovation and Opportunity Act, as so redesignated, is amended—
(1) in subsection (a), by striking “of such section)” and all that follows through “2020.” and inserting “of such section) $57,000,000 for each of fiscal years 2023 through 2028.”;

(2) in subsection (b), by striking “carry out section 167” and all that follows through “2020.” and inserting “carry out section 167 $96,211,000 for each of fiscal years 2023 through 2028.”;

(3) in subsection (c) by striking “carry out section 168” and all that follows through “2020.” and inserting “carry out section 168 $3,524,000 for each of fiscal years 2023 through 2028.”; and

(4) in subsection (d), by striking “carry out section 169” and all that follows through “2020.” and inserting “carry out section 169 $106,906,000 for each of fiscal years 2023 through 2028.”.

Subtitle E—Administration

SEC. 137. SECRETARIAL ADMINISTRATIVE AUTHORITIES AND RESPONSIBILITIES.

Section 189(i)(3) of the Workforce Innovation and Opportunity Act (29 U.S.C. 3249(i)(3)) is amended—

(1) in subparagraph (C) by striking “90” and inserting “60”; and
(2) in subparagraph (D) by inserting ‘‘, and
make a determination not later than 30 days after
such waiver is submitted’’ after ‘‘appropriate’’.

TITLE II—ADULT EDUCATION
AND LITERACY

SEC. 201. AUTHORIZATION OF APPROPRIATIONS.

Section 206 of the Workforce Innovation and Opportunity Act (29 U.S.C. 3275) is amended by striking
‘‘$577,667,000’’ and all that follows through ‘‘2020’’ and
inserting ‘‘$704,167,000 for each of fiscal years 2023
through 2028’’.

SEC. 202. STATE LEADERSHIP ACTIVITIES.

Subparagraph (M) of section 223(a)(2) of the Work-
force Innovation and Opportunity Act (29 U.S.C.
3303(a)(2)) is amended by striking the period at the end
and inserting ‘‘, which may include—

‘‘(i) providing guidance on career options
in high-skill, high-wage, or in-demand industry
sectors or occupations in current or emerging
professions (which may include skilled trades);
and

(ii) raising public awareness and con-
ducting public service announcements about ca-
career and technical education programs and com-
munity-based organizations, including through
social media campaigns and other endeavors fo-
cused on programs that prepare students for
high-skill, high-wage, or in-demand industry
sectors or occupations in current or emerging
professions (which may include skilled
trades).”.

SEC. 203. GRANTS AND CONTRACTS FOR ELIGIBLE PRO-
VIDER.

Section 231(a) of the Workforce Innovation and Op-
portunity Act (29 U.S.C. 3321(a)) is amended by insert-
ing “, in a timely manner,” after “award”.

TITLE III—GENERAL
PROVISIONS

SEC. 301. EXECUTIVE AGENCY REVIEW OF OCCUPATIONAL
LICENSING REQUIREMENTS.

Subtitle A of title V of the Workforce Innovation and
Opportunity Act (29 U.S.C. 3341 et seq.) is amended—
(1) by redesignating section 506 as section 507;

and

(2) by inserting after section 505 the following:

“SEC. 506. EXECUTIVE AGENCY REVIEW OF OCCUPATIONAL
LICENSING REQUIREMENTS.

“(a) In General.—Not later than 90 days after the
date of enactment of the Workforce Innovation and Op-
portunity Act of 2022, and every 2 years thereafter, the
Secretary of Labor, in consultation with the Secretary of Agriculture, the Secretary of Commerce, the Secretary of Defense, the Secretary of Education, the Secretary of Energy, the Secretary of Health and Human Services, the Secretary of Homeland Security, the Secretary of Housing and Urban Development, the Secretary of the Interior, the Secretary of State, the Secretary of Transportation, and the Secretary of Treasury, shall—

“(1) review any authority, regulation, or policy of, or Federal law that—

“(A) imposes an occupational licensing requirement with respect to any position (including any position of a contractor or subcontractor thereof) at the Executive agency; or

“(B) is causing a State, local, or tribal government to adopt an occupational licensing requirement for public and private sector positions within the State or area encompassing the jurisdiction of the local or tribal government;

“(2) identify any changes to such an authority, regulation, policy, or law that would result in no requirement or the least restrictive alternative to an occupation licensing requirement with respect to any such position while maintaining protection for con-
sumers and other individuals from significant and demonstrable harm to their health and safety; and

“(3) submit to the Director of the Office of Management and Budget, the Assistant to the President for Domestic Policy, and the Assistant to the President and Director of Intergovernmental Affairs a report that identifies such changes.

“(b) REPORT TO PRESIDENT AND CONGRESS.—Not later than 30 days after receiving the report under subsection (a)(3), the Director of the Office of Management and Budget shall—

“(1) submit to the President and to Congress such report; and

“(2) publish such report in the Federal Register.

“(c) OCCUPATIONAL LICENSE DEFINED.—In this section, the term ‘occupational license’ means a license, registration, or certification without which an individual lacks the legal permission of a State, local, or tribal government to perform certain defined services for compensation.”.
TITLE IV—AMENDMENTS TO THE WAGNER-PEYSER ACT

SEC. 401. WORKFORCE AND LABOR MARKET INFORMATION SYSTEM.

(a) Employment Service Offices.—Section 3(a) of the Wagner-Peyser Act (29 U.S.C. 49b(a)) is amended by adding at the end the following: “States may use a merit staffing model or a contract staffing model at State public employment service offices.”

(b) Authorization of Appropriations.—Section 15(g) of the Wagner-Peyser Act (29 U.S.C. 49l–2(g)) is amended by striking “$60,153,000 for” and all that follows through “year 2020.” and inserting “$70,667,000 for each of the fiscal years 2023 through 2028.”

TITLE V—AMENDMENTS TO THE REHABILITATION ACT OF 1973

SEC. 501. COMPETITIVE INTEGRATED EMPLOYMENT.

(a) Definition.—Section 7(5) of the Rehabilitation Act of 1973 (29 U.S.C. 705(5)) is amended—

(1) in subparagraph (B)—

(A) by striking “not including” and inserting “including social and interpersonal interactions with colleagues, vendors, customers, superiors, or other such persons who the employee
may come into contact with during the work
day and across workplace settings, other than”;

(B) by inserting “, except that such inter-
actions shall not be considered solely at the
work unit level” before the semicolon at the
end; and

(C) by striking “and” at the end;

(2) in subparagraph (C), by striking the period
at the end and inserting “; and”; and

(3) by adding at the end the following:

“(D) for which an individual may have
been paid—

“(i) by a contractor—

“(I) of the Federal Government
under a contract with the Federal
Government for which priority was
given to the contractor on the basis of
the bid of the contractor involving
supporting employment for individuals
with disabilities; or

“(II) of a State government
under a contract with the State gov-
ernment for which priority was given
to the contractor on the basis of the
bid of the contractor involving sup-
porting employment for individuals with disabilities;

“(ii) by a subcontractor at any tier of a contractor—

“(I) of the Federal Government under a subcontract for which priority was given to the subcontractor on the basis of the bid of the subcontractor involving supporting employment for individuals with disabilities; or

“(II) of a State government under a subcontract for which priority was given to the subcontractor on the basis of the bid of the subcontractor involving supporting employment for individuals with disabilities; or

“(iii) under a contract mandating direct labor-hour ratio of individuals with disabilities.”.

(b) RULE OF CONSTRUCTION.—Nothing in the amendments made by subsection (a) shall be construed to reduce the number of jobs available for referral by a State agency or other entity.

(c) SENSE OF CONGRESS.—It is the sense of Congress that jobs meeting the definition in section 7(5)(B)
of the Rehabilitation Act of 1973 (29 U.S.C. 705(5)(B)), as amended in subsection (a), and which derive from Federal or State contracts managed by community rehabilitation programs for the purposes of supporting employment for people with disabilities, shall be eligible to be considered—

(1) part of the competitive labor market; and

(2) an employment outcome for State vocational rehabilitation purposes.

SEC. 502. AUTHORIZATION OF APPROPRIATIONS.

(a) VOCATIONAL REHABILITATION SERVICES.—Section 100(b)(1) of the Rehabilitation Act of 1973 (29 U.S.C. 720(b)(1)) is amended—

(1) by striking “$3,302,053,000” and inserting “$3,719,121,000”; and

(2) by striking “2015 through 2020” and inserting “2023 through 2028”.

(b) CLIENT ASSISTANCE PROGRAM.—Section 112(h) of the Rehabilitation Act of 1973 (29 U.S.C. 732(h)) is amended to read as follows:

“(h) There are authorized to be appropriated to carry out the provisions of this section $14,098,000 for each of fiscal years 2023 through 2028.”.
(c) Research and Training.—Section 201 of the Rehabilitation Act of 1973 (29 U.S.C. 761) is amended to read as follows:


“There are authorized to be appropriated to carry out this title $122,143,000 for each of fiscal years 2023 through 2028.”.

(d) Training.—Section 302(i) of the Rehabilitation Act of 1973 (29 U.S.C. 772(i)) is amended to read as follows:

“(i) Authorization of Appropriations.—There are authorized to be appropriated to carry out this section $39,540,000 for each of fiscal years 2023 through 2028.”.

(e) Demonstration and Training Programs.—Section 303(e) of the Rehabilitation Act of 1973 (29 U.S.C. 773(e)) is amended to read as follows:

“(e) Authorization of Appropriations.—For the purpose of carrying out this section there are authorized to be appropriated $6,809,000 for each of fiscal years 2023 through 2028.”.

(f) National Council on Disability.—Section 405 of the Rehabilitation Act of 1973 (29 U.S.C. 785) is amended to read as follows:
SEC. 405. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated to carry out this title $3,743,000 for each of fiscal years 2023 through 2028.

(g) Architectural and Transportation Barriers Compliance Board.—Section 502(j) of the Rehabilitation Act of 1973 (29 U.S.C. 792(j)) is amended to read as follows:

“(j) There are authorized to be appropriated for the purpose of carrying out the duties and functions of the Access Board under this section $9,750,000 for each of fiscal years 2023 through 2028.”.

(h) Protection and Advocacy of Individual Rights.—Section 509(l) of the Rehabilitation Act of 1973 (29 U.S.C. 794e(l)) is amended to read as follows:

“(l) Authorization of Appropriations.—There are authorized to be appropriated to carry out this section $20,735,000 for each of fiscal years 2023 through 2028.”.

(i) Supported Employment.—Section 610 of the Rehabilitation Act of 1973 (29 U.S.C. 795o) is amended to read as follows:

“SEC. 610. AUTHORIZATION OF APPROPRIATIONS.

There is authorized to be appropriated to carry out this title $32,363,000 for each of fiscal years 2023 through 2028.”.
(j) INDEPENDENT LIVING SERVICES.—Section 714 of the Rehabilitation Act of 1973 (29 U.S.C. 796e–3) is amended to read as follows:

“SEC. 714. AUTHORIZATION OF APPROPRIATIONS.

“‘There are authorized to be appropriated to carry out this part $26,877,000 for each of fiscal years 2023 through 2028.’”.

(k) CENTERS FOR INDEPENDENT LIVING.—Section 727 of the Rehabilitation Act of 1973 (29 U.S.C. 796f–6) is amended to read as follows:

“SEC. 727. AUTHORIZATION OF APPROPRIATIONS.

“‘There are authorized to be appropriated to carry out this part $91,992,000 for each of fiscal years 2023 through 2028.’”.

(l) INDEPENDENT LIVING SERVICES FOR OLDER INDIVIDUALS WHO ARE BLIND.—Section 753 of the Rehabilitation Act of 1973 (29 U.S.C. 7696l) is amended to read as follows:

“SEC. 753. AUTHORIZATION OF APPROPRIATIONS.

“‘There are authorized to be appropriated to carry out this chapter $39,141,000 for each of fiscal years 2023 through 2028.’”.

[Blank]