

WIA/ADULT ED/PERKINS ACT ACCOUNTABILITY SYSTEM CROSS-WALK

	Workforce Investment Act Title I	Adult Education and Family Literacy Act	Perkins Vocational and Technical Education Act
<i>Purpose</i>	"assess the effectiveness of States and local areas in achieving continuous improvement of workforce investment activities funded under this subtitle, in order to optimize the return on investment of Federal funds in statewide and local workforce investment activities" [sec. 136(a)]	"assess the effectiveness of eligible agencies in achieving continuous improvement of adult education and family literacy activities funded under this subtitle, in order to optimize the return on investment of Federal funds in adult education and literacy activities" [sec. 212(a)]	"assess the effectiveness of the State in statewide progress in vocational and technical education, and to optimize the return of investment of Federal funds in vocational and technical education activities" [sec. 113(a)]
<i>Specifications for Indicators</i>	Levels of performance "shall, at a minimum— (I) be expressed in an objective, quantifiable, and measurable form; and (II) show the progress of the eligible agency toward continuously improving in performance." [sec. 136(b)(3)(A)(i)]	Levels of performance "shall, at a minimum— (I) be expressed in an objective, quantifiable, and measurable form; and (II) show the progress of the eligible agency toward continuously improving in performance." [sec. 212(b)(3)(A)(i)]	Levels of performance "shall, at a minimum-- (I) be expressed in a percentage or numerical form, so as to be objective, quantifiable, and measurable; and (II) require the State to continually make progress toward improving the performance of vocational and technical education students." [sec. 113(b)(3)(A)(i)]
<i>State Role</i>	No comparable provision	No comparable provision	"Indicators of performance... shall be established solely by each eligible agency with input from eligible recipients." [sec. 113 (b)(2)(D)]

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<i>Existing Indicators</i>	No comparable provision	No comparable provision	"If a State previously has developed State performance measures that meet the requirements of this section, the State may use such performance measures to measure the progress of vocational and technical education students." [sec. 113(b)(2)(C)]
<i>Factors To Be Considered in State/Secretary Agreement</i>	<p>Agreement "shall take into account—</p> <ul style="list-style-type: none"> the extent to which the levels involved will assist the State in attaining a high level of customer satisfaction; how the levels compare with the State adjusted levels of performance established for other States, taking into account factors including differences in economic conditions, the characteristics of participants when the participants entered the program, and the services to be provided; and the extent to which such levels involved promote continuous improvement in performance on the performance measures by such State and ensure optimal return on the investment of Federal funds." <p>[sec. 136(b)(3)(A)(iv)]</p>	<p>Agreement "shall take into account—</p> <ul style="list-style-type: none"> how the levels involved compare with the eligible agency adjusted levels of performance established for other eligible agencies, taking into account factors including the characteristics of participants when the participants entered the program, and the services or instruction to be provided; and the extent to which such levels involved promote continuous improvement in performance on the performance measures by such eligible agency and ensure optimal return on the investment of Federal funds." <p>[sec. 212(b)(3)(iv)]</p>	<p>Agreement "shall take into account—</p> <ul style="list-style-type: none"> how the levels of performance involved compare with the State adjusted levels of performance established for other States taking into account factors including the characteristics of participants when the participants entered the program and the services or instruction to be provided; and the extent to which such levels of performance promote continuous improvement on the indicators of performance by such State." <p>[sec. 113(b)(3)(A)(vi)]</p>

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<i>Role of the Secretary</i>	<p>No comparable provision</p> <p>No comparable provision, but approval of State plan is contingent upon agreement on performance levels with the Secretary.</p>	<p>No comparable provision</p> <p>No comparable provision, but approval of State plan is contingent upon agreement on performance levels with the Secretary.</p>	<p>"The role of the Secretary in the agreement described in clauses (iii) and (v) is limited to reaching agreement on the percentage or number of students who attain the State adjusted levels of performance." [sec. 113(b)(3)(A)(iv)]</p> <p>Secretary may disapprove State plan if "the State's levels of performance on the core indicators of performance consistent with section 113 are not sufficiently rigorous to meet the purpose of this Act" [sec. 122(e)(1)(B)]</p>
<i>Revisions</i>	<p>"If unanticipated circumstances arise in a State resulting in a significant change in the factors described in clause (iv)(II) ['differences in economic conditions, the characteristics of participants when the participants entered the program, and the services to be provided'], the Governor may request that the State adjusted levels of performance...be revised. The Secretary, after collaboration with the representatives described in subsection (i), shall issue objective criteria and methods for making such revisions." [sec. 136(b)(3)(A)(vi)]</p>	<p>"If unanticipated circumstances arise in a State resulting in a significant change in the factors described in clause (iv)(II) ['the extent to which such levels involved promote continuous improvement in performance on the performance measures by such eligible agency and ensure optimal return on the investment of Federal funds'], the eligible agency may request that the eligible agency adjusted levels of performance...be revised. The Secretary, after collaboration with the representatives described in section 136(j), shall issue objective criteria and methods for making such revisions." [sec. 212(b)(3)(vi)]</p>	<p>"If unanticipated circumstances arise in a State resulting in a significant change in the factors described in clause (vi)(II) ['the extent to which such levels of performance promote continuous improvement on the indicators of performance by such State'], the eligible agency may request that the State adjusted levels of performance... be revised. The Secretary shall issue objective criteria and methods for making such revisions." [sec. 113(b)(3)(A)(vii)]</p> <p><i>NOTE: Technical amendment needed here—reference probably should be to participant characteristic factors in clause (vi)(I)</i></p>

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<i>Sanctions</i>	<p>If State fails to meet State adjusted levels of performance "for a second consecutive year, or if a State fails to submit a report under subsection (d) for any program year, the Secretary may reduce by not more than 5 percent, the amount of the grant that would (in the absence of this paragraph) be payable to the State under such program for the immediately succeeding program year. Such penalty shall be based on the degree of failure to meet State adjusted levels of performance." [sec. 136(g)(1)(B)]</p>	<p>No authority for sanctions against State.</p>	<p>"If an eligible agency fails to meet the State adjusted levels of performance, has not implemented an improvement plan as described in paragraph (1), has shown no improvement within 1 year after implementing an improvement plan as described in paragraph (1), or has failed to meet the State adjusted levels of performance for 2 or more consecutive years, the Secretary may, after notice and opportunity for a hearing, withhold from the eligible agency all, or a portion of, the eligible agency's allotment under this title. The Secretary may waive the sanction under this paragraph due to exceptional or uncontrollable circumstances such as a natural disaster or a precipitous and unforeseen decline in the financial resources of the State." [sec. 123(d)2]</p>
<i>Use of Indicators for Local Evaluation</i>	<p>Annual State evaluation of the extent to which local areas attain State adjusted levels of performance and local measures of performance is implicit in sec. 136 (d).</p>	<p>In State plan, eligible agency must describe "how the eligible agency will evaluate annually the effectiveness of the adult education and literacy activities based on the performance measures described in section 212" [sec. 224(b)(3)]</p> <p>Annual local reporting of performance on core indicators implicit in sec. 212.</p>	<p>"Each eligible agency shall evaluate annually, using the State adjusted levels of performance, the vocational and technical education activities of each eligible recipient receiving funds under this title." [sec. 123(b)]</p>

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<i>Performance Reporting</i>	<p>"(d) Report—</p> <p>(1) Each State that receives an allotment under section 127 or 132 shall annually prepare and submit to the Secretary a report on the progress of the State in achieving State performance measures, including information on the levels of performance achieved by the State with respect to the core indicators of performance and the customer satisfaction indicator. The annual report also shall include information regarding the progress of local areas in the State in achieving local performance measures, including information on the levels of performance achieved by the areas with respect to the core indicators of performance and the customer satisfaction indicator. The report also shall include information on the status of State evaluations of workforce investment activities described in subsection (e).</p>	<p>Each eligible agency "shall annually prepare and submit to the Secretary a report on the progress of the eligible agency in achieving eligible agency performance measures, including information on the levels of performance achieved by the eligible agency with respect to the core indicators of performance." [sec. 212(c)(1)]</p>	<p>Each eligible agency "shall annually prepare and submit to the Secretary a report regarding--</p> <p>(A) the progress of the State in achieving the State adjusted levels of performance on the core indicators of performance; and</p> <p>(B) information on the levels of performance achieved by the State with respect to the additional indicators of performance, including the levels of performance for special populations.</p> <p>(2) Special populations: The report submitted by the eligible agency in accordance with paragraph (1) shall include a quantifiable description of the progress special populations participating in vocational and technical education programs have made in meeting the State adjusted levels of performance established by the eligible agency. [sec. 113(c)]</p>

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<i>Performance Reporting</i>	<p>(2) Additional information.—In preparing such report, the State shall include, at a minimum, information on participants in workforce investment activities authorized under this subtitle relating to--</p> <p>(A) entry by participants who have completed trainingservices provided under section 134(d)(4) into unsubsidized employment related to the training received;</p> <p>(B) wages at entry into employment for participants in workforce investment activities who entered unsubsidized employment, including the rate of wage replacement for such participants who are dislocated workers;</p> <p>(C) cost of workforce investment activities relative to the effect of the activities on the performance of participants;</p> <p>(D) retention and earnings received in unsubsidizedemployment 12 months after entry into the employment;</p> <p>(E) performance with respect to the indicators of performance specified in subsection (b)(2)(A) of participants in workforce investment</p>		<p>"(4) Collection of state information and report:</p> <p>(A) In general: The Secretary may collect and disseminate information from States regarding State efforts to meet State adjusted levels of performance described in section 113.</p> <p>(B) Report: The Secretary shall gather any information collected pursuant to subparagraph (A) and submit a report to the Committee on Education and the Workforce of the House of Representatives and the Committee on Labor and Human Resources of the Senate."</p> <p>[sec. 114(c)(4)]</p> <p>"All eligible agencies receiving assistance under this Act shall cooperate with the Secretary in implementing the information systems developed pursuant to this Act." [sec. 114(b)(2)]</p>

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<i>Performance Reporting</i>	<p>activities who received the training services compared with the performance of participants in workforce investment activities who received only services other than the training services (excluding participants who received only self-service and informational activities); and</p> <p>(F) performance with respect to the indicators of performance specified in subsection (b)(2)(A) of recipients of public assistance, out-of-school youth, veterans, individuals with disabilities, displaced homemakers, and older individuals." [section 136(d)]</p> <p>(c) Accessibility of Reports.—Each State, each local board, and each recipient (other than a subrecipient, subgrantee, or contractor of a recipient) receiving funds under this title--</p> <p>(1) shall make readily accessible such reports concerning its operations and expenditures as shall be prescribed by the Secretary;</p> <p>(2) shall prescribe and maintain comparable management information systems, in accordance with guidelines that shall be prescribed by the Secretary, designed to facilitate</p>		

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<i>Performance Reporting</i>	<p>the uniform compilation, cross tabulation, and analysis of programmatic, participant, and financial data, on statewide, local area, and other appropriate bases, necessary for reporting, monitoring, and evaluating purposes, including data necessary to comply with section 188 [nondiscrimination]; and</p> <p>(3) shall monitor the performance of providers in complying with the terms of grants, contracts, or other agreements made pursuant to this title.</p> <p>(d) Information To Be Included in Reports.—</p> <p>(1) In general.--The reports required in subsection (c) shall include information regarding programs and activities carried out under this title pertaining to—</p> <p>(A) the relevant demographic characteristics (including race, ethnicity, sex, and age) and other related information regarding participants;</p> <p>(B) the programs and activities in which participants are enrolled, and the length of time that participants are engaged in such programs and</p>		

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<i>Performance Reporting</i>	<p>activities;</p> <p>(C) outcomes of the programs and activities for participants, including the occupations of participants, and placement for participants in nontraditional employment;</p> <p>(D) specified costs of the programs and activities; and</p> <p>(E) information necessary to prepare reports to comply with section 188[nondiscrimination].</p> <p>(2) Additional requirement.—The Secretary shall ensure that all elements of the information required for the reports described in paragraph (1) are defined and reported uniformly." [sec. 185]</p>		
<i>Data Collection—Use of Wage Records</i>	<p>"In measuring the progress of the State on State and local performance measures, a State shall utilize quarterly wage records, consistent with State law. " [sec. 136(f)(2)]</p>	No comparable requirement.	No comparable requirement.

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Data Collection—Confidentiality	"In carrying out the requirements of this Act, the State shall comply with section 444 of the General Education Provisions Act (20 U.S.C. 1232g) (as added by the Family Educational Rights and Privacy Act of 1974)."[sec. 136(f)(3)]	FERPA automatically applies to entities receiving funds	FERPA automatically applies to entities receiving funds
Data Collection—Comparability	<p>"(i) Other Measures and Terminology.—</p> <p>(1) Responsibilities.--In order to ensure nationwide comparability of performance data, the Secretary, after collaboration with representatives of appropriate Federal agencies, and representatives of States and political subdivisions, business and industry, employees, eligible providers of employment and training activities, educators, and participants, with expertise regarding workforce investment policies and workforce investment activities, shall issue—</p> <p>(A) definitions for information required to be reported under subsection (d)(2);</p> <p>(B) terms for a menu of additional indicators of performance described in subsection (b)(2)(C) to assist States in assessing their progress toward State workforce investment</p>	<p>"(a) In General.--In order to ensure nationwide comparability of performance data, the Secretary of Labor and the Secretary of Education, after consultation with the representatives described in subsection (b), shall issue definitions for indicators of performance and levels of performance established under titles I and II.</p> <p>(b) Representatives.--The representatives referred to in subsection (a) are representatives of States (as defined in section 101) and political subdivisions, business and industry, employees, eligible providers of employment and training activities (as defined in section 101), educators, participants in activities carried out under this Act, State Directors of adult education, providers of adult education, providers of literacy services, individuals with expertise in serving the employment and training needs of eligible youth (as defined in section 101), parents, and other interested</p>	"The Secretary shall, to the extent feasible, ensure that the performance information system is compatible with other Federal information systems." [sec. 114(a)(2)]

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Data Collection—Comparability	<p>goals; and</p> <p>(C) objective criteria and methods described in subsection (b)(3)(A)(vi) for making revisions to levels of performance.</p> <p>(2) Definitions for core indicators.—The Secretary and the representatives described in paragraph (1) shall participate in the activities described in section 502 concerning the issuance of definitions for indicators of performance described in subsection (b)(2)(A). [sec. 136(i)]</p> <p>"(a) In General.--In order to ensure nationwide comparability of performance data, the Secretary of Labor and the Secretary of Education, after consultation with the representatives described in subsection (b), shall issue definitions for indicators of performance and levels of performance established under titles I and II.</p> <p>(b) Representatives.--The representatives referred to in subsection (a) are representatives of States (as defined in section 101) and political subdivisions, business and industry, employees, eligible providers of employment and training activities (as defined in section 101), educators, participants in activities carried out under this Act, State</p>	<p>parties, with expertise regarding activities authorized under this Act."</p> <p>[section 502]</p>	

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<i>Data Collection—Comparability</i>	Directors of adult education, providers of adult education, providers of literacy services, individuals with expertise in serving the employment and training needs of eligible youth (as defined in section 101), parents, and other interested parties, with expertise regarding activities authorized under this Act." [section 502]		
<i>Data Collection—Cost</i>	No comparable provision.	No comparable provision.	"(1) Collection of information at reasonable cost: The Secretary shall take such action as may be necessary to secure at reasonable cost the information required by this title. To ensure reasonable cost, the Secretary, in consultation with the National Center for Education Statistics, the Office of Vocational and Adult Education, and an entity assisted under section 118 shall determine the methodology to be used and the frequency with which information is to be collected." [sec. 114(b)(1)]
<i>Information Dissemination</i>	"The Secretary— (A) shall make the information contained in such reports [State performance reports] available to the general public through publication and other appropriate methods;	"The Secretary— (A) shall make the information contained in such reports [eligible agency performance reports] available to the general public through publication and other appropriate methods;	"The Secretary-- (A) shall make the information contained in such reports [annual performance reports by eligible agencies] available to the general public;

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<i>Information Dissemination</i>	<p>(B) shall disseminate State-by-State comparisons of the information; and</p> <p>(C) shall provide the appropriate congressional committees with copies of such reports."</p> <p>[sec. 136(d)(3)]</p>	<p>(B) shall disseminate State-by-State comparisons of the information; and</p> <p>(C) shall provide the appropriate committees of Congress with copies of such reports."</p> <p>[sec. 212(c)(2)]</p>	<p>(B) shall disseminate State-by-State comparisons of the information; and</p> <p>(C) shall provide the appropriate committees of Congress copies of such reports." [sec. 113(c)(3)]</p> <p>"The Secretary annually shall report to Congress on the Secretary's aggregate analysis of performance information collected each year pursuant to this title, including an analysis of performance data regarding special populations."</p> <p>[sec. 114(a)(1)]</p>