

(4) improve career guidance and academic counseling for participating students through the development and implementation of graduation and career plans; and

(5) develop curriculum that supports effective transitions between secondary and postsecondary career and technical education programs.

**(e) Indicators of performance and accountability**

**(1) In general**

Each consortium shall establish and report to the eligible agency indicators of performance for each tech prep program for which the consortium receives a grant under this subchapter. The indicators of performance shall include the following:

(A) The number of secondary education tech prep students and postsecondary education tech prep students served.

(B) The number and percent of secondary education tech prep students enrolled in the tech prep program who—

- (i) enroll in postsecondary education;
- (ii) enroll in postsecondary education in the same field or major as the secondary education tech prep students were enrolled at the secondary level;
- (iii) complete a State or industry-recognized certification or licensure;
- (iv) successfully complete, as a secondary school student, courses that award postsecondary credit at the secondary level; and
- (v) enroll in remedial mathematics, writing, or reading courses upon entering postsecondary education.

(C) The number and percent of postsecondary education tech prep students who—

- (i) are placed in a related field of employment not later than 12 months after graduation from the tech prep program;
- (ii) complete a State or industry-recognized certification or licensure;
- (iii) complete a 2-year degree or certificate program within the normal time for completion of such program; and
- (iv) complete a baccalaureate degree program within the normal time for completion of such program.

**(2) Number and percent**

For purposes of subparagraphs (B) and (C) of paragraph (1), the numbers and percentages shall be determined separately with respect to each clause of each such subparagraph.

(Pub. L. 88-210, title II, § 203, as added Pub. L. 109-270, § 1(b), Aug. 12, 2006, 120 Stat. 738; amended Pub. L. 110-315, title IX, § 941(k)(2)(D)(iii), Aug. 14, 2008, 122 Stat. 3466; Pub. L. 114-95, title IX, § 9215(n)(10), Dec. 10, 2015, 129 Stat. 2170.)

**REPEAL OF SECTION**

*Pub. L. 115-224, § 4, title II, § 201(a)(5), July 31, 2018, 132 Stat. 1564, 1621, provided that, effective July 1, 2019, this section is repealed.*

**REFERENCES IN TEXT**

The Tribally Controlled Colleges and Universities Assistance Act of 1978, referred to in subsec. (a)(1)(B)(i)(I)(bb)(AA), is Pub. L. 95-471, Oct. 17, 1978, 92

Stat. 1325, which is classified principally to chapter 20 (§1801 et seq.) of Title 25, Indians. For complete classification of this Act to the Code, see Short Title note set out under section 1801 of Title 25 and Tables.

The Higher Education Act of 1965, referred to in subsec. (a)(1)(B)(i), is Pub. L. 89-329, Nov. 8, 1965, 79 Stat. 1219. Part B of title IV of the Act is classified generally to part B (§1071 et seq.) of subchapter IV of chapter 28 of this title. For complete classification of this Act to the Code, see Short Title note set out under section 1001 of this title and Tables.

**PRIOR PROVISIONS**

A prior section 2373, Pub. L. 88-210, title II, § 204, as added Pub. L. 105-332, § 1(b), Oct. 31, 1998, 112 Stat. 3118, related to tech-prep education, prior to the general amendment of this chapter by Pub. L. 109-270.

Another prior section 2373, Pub. L. 88-210, title III, § 223, as added Pub. L. 98-524, § 1, Oct. 19, 1984, 98 Stat. 2461; amended Pub. L. 100-418, title VI, § 6131(a)(2), Aug. 23, 1988, 102 Stat. 1509, provided for coordination of program with Job Training Partnership Act, prior to repeal by Pub. L. 101-392, title III, § 305, title VII, § 702(a), Sept. 25, 1990, 104 Stat. 786, 843, effective July 1, 1991.

A prior section 203 of Pub. L. 88-210 was classified to section 2372 of this title, prior to the general amendment of this chapter by Pub. L. 109-270.

Another prior section 203 of Pub. L. 88-210 was classified to section 2333 of this title, prior to the general amendment of former subchapter II of this chapter by Pub. L. 101-392.

**AMENDMENTS**

2015—Subsec. (c)(2)(D). Pub. L. 114-95 substituted “as part of a well-rounded education (as defined in section 7801 of this title)” for “in core academic subjects (as defined in section 7801 of this title)”.

2008—Subsec. (a)(1)(B)(i)(I)(bb)(AA). Pub. L. 110-315 substituted “the Tribally Controlled Colleges and Universities Assistance Act of 1978” for “the Tribally Controlled College or University Assistance Act of 1978”.

**EFFECTIVE DATE OF REPEAL**

Repeal effective July 1, 2019, see section 4 of Pub. L. 115-224, set out as an Effective Date of 2018 Amendment note under section 2301 of this title.

**EFFECTIVE DATE OF 2015 AMENDMENT**

Amendment by Pub. L. 114-95 effective Dec. 10, 2015, except with respect to certain noncompetitive programs and competitive programs, see section 5 of Pub. L. 114-95, set out as a note under section 6301 of this title.

**§ 2374. Consortium applications**

**(a) In general**

Each consortium that desires to receive a grant under this subchapter shall submit an application to the eligible agency at such time and in such manner as the eligible agency shall require.

**(b) Plan**

Each application submitted under this section shall contain a 6-year plan for the development and implementation of tech prep programs under this subchapter, which plan shall be reviewed after the second year of the plan.

**(c) Approval**

The eligible agency shall approve applications under this subchapter based on the potential of the activities described in the application to create an effective tech prep program.

**(d) Special consideration**

The eligible agency, as appropriate, shall give special consideration to applications that—

(1) provide for effective employment placement activities or the transfer of students to baccalaureate or advanced degree programs;

(2) are developed in consultation with business, industry, institutions of higher education, and labor organizations;

(3) address effectively the issues of school dropout prevention and reentry, and the needs of special populations;

(4) provide education and training in an area or skill, including an emerging technology, in which there is a significant workforce shortage based on the data provided by the eligible entity in the State under section 2328 of this title;

(5) demonstrate how tech prep programs will help students meet high academic and employability competencies; and

(6) demonstrate success in, or provide assurances of, coordination and integration with eligible recipients described in part C of subchapter I.

**(e) Performance levels**

**(1) In general**

Each consortium receiving a grant under this subchapter shall enter into an agreement with the eligible agency to meet a minimum level of performance for each of the performance indicators described in sections 2323(b) and 2373(e) of this title.

**(2) Resubmission of application; termination of funds**

An eligible agency—

(A) shall require consortia that do not meet the performance levels described in paragraph (1) for 3 consecutive years to re-submit an application to the eligible agency for a tech prep program grant; and

(B) may choose to terminate the funding for the tech prep program for a consortium that does not meet the performance levels described in paragraph (1) for 3 consecutive years, including when the grants are made on the basis of a formula determined by the eligible agency.

**(f) Equitable distribution of assistance**

In awarding grants under this subchapter, the eligible agency shall ensure an equitable distribution of assistance between or among urban and rural participants in the consortium.

(Pub. L. 88-210, title II, §204, as added Pub. L. 109-270, §1(b), Aug. 12, 2006, 120 Stat. 741.)

REPEAL OF SECTION

*Pub. L. 115-224, §4, title II, §201(a)(5), July 31, 2018, 132 Stat. 1564, 1621, provided that, effective July 1, 2019, this section is repealed.*

PRIOR PROVISIONS

A prior section 2374, Pub. L. 88-210, title II, §205, as added Pub. L. 105-332, §1(b), Oct. 31, 1998, 112 Stat. 3120, related to consortium applications, prior to the general amendment of this chapter by Pub. L. 109-270.

A prior section 204 of Pub. L. 88-210 was classified to section 2373 of this title, prior to the general amendment of this chapter by Pub. L. 109-270.

Another prior section 204 of Pub. L. 88-210 was classified to section 2334 of this title, prior to the general amendment of former subchapter II of this chapter by Pub. L. 101-392.

EFFECTIVE DATE OF REPEAL

Repeal effective July 1, 2019, see section 4 of Pub. L. 115-224, set out as an Effective Date of 2018 Amendment note under section 2301 of this title.

**§ 2375. Report**

Each eligible agency that receives an allotment under this subchapter annually shall prepare and submit to the Secretary a report on the effectiveness of the tech prep programs assisted under this subchapter, including a description of how grants were awarded within the State.

(Pub. L. 88-210, title II, §205, as added Pub. L. 109-270, §1(b), Aug. 12, 2006, 120 Stat. 742.)

REPEAL OF SECTION

*Pub. L. 115-224, §4, title II, §201(a)(5), July 31, 2018, 132 Stat. 1564, 1621, provided that, effective July 1, 2019, this section is repealed.*

PRIOR PROVISIONS

A prior section 2375, Pub. L. 88-210, title II, §206, as added Pub. L. 105-332, §1(b), Oct. 31, 1998, 112 Stat. 3120, required a report from grantees, prior to the general amendment of this chapter by Pub. L. 109-270.

A prior section 205 of Pub. L. 88-210 was classified to section 2374 of this title, prior to the general amendment of this chapter by Pub. L. 109-270.

EFFECTIVE DATE OF REPEAL

Repeal effective July 1, 2019, see section 4 of Pub. L. 115-224, set out as an Effective Date of 2018 Amendment note under section 2301 of this title.

**§ 2376. Authorization of appropriations**

There are authorized to be appropriated to carry out this subchapter such sums as may be necessary for fiscal year 2007 and each of the 5 succeeding fiscal years.

(Pub. L. 88-210, title II, §206, as added Pub. L. 109-270, §1(b), Aug. 12, 2006, 120 Stat. 742.)

REPEAL OF SECTION

*Pub. L. 115-224, §4, title II, §201(a)(5), July 31, 2018, 132 Stat. 1564, 1621, provided that, effective July 1, 2019, this section is repealed.*

PRIOR PROVISIONS

A prior section 2376, Pub. L. 88-210, title II, §207, as added Pub. L. 105-332, §1(b), Oct. 31, 1998, 112 Stat. 3121, related to demonstration programs, prior to the general amendment of this chapter by Pub. L. 109-270.

Another prior section 2376, Pub. L. 88-210, title III, §326, as added Pub. L. 100-418, title VI, §6131(a)(3), Aug. 23, 1988, 102 Stat. 1509, provided findings and purpose of special program of financial assistance to States to enable them to expand and improve vocational education programs designed to meet current needs for training, retraining, and employment development of adults who had completed or left high school and were preparing to enter or had entered the labor market, including workers who were 55 years of age and older, in order to equip adults with competencies and skills required for productive employment, prior to repeal by Pub. L. 101-392, title III, §305, title VII, §702(a), Sept. 25, 1990, 104 Stat. 786, 843, effective July 1, 1991.

A prior section 206 of Pub. L. 88-210 was classified to section 2375 of this title, prior to the general amendment of this chapter by Pub. L. 109-270.

A prior section 2377, Pub. L. 88-210, title II, §208, as added Pub. L. 105-332, §1(b), Oct. 31, 1998, 112 Stat. 3121, which related to authorization of appropriations, was omitted in the general amendment of this chapter by Pub. L. 109-270.