

PART B—STATE ADMINISTRATIVE PROVISIONS

§ 2411. Joint funding**(a) General authority**

Funds made available to eligible agencies under this chapter may be used to provide additional funds under an applicable program if—

- (1) such program otherwise meets the requirements of this chapter and the requirements of the applicable program;
- (2) such program serves the same individuals that are served under this chapter;
- (3) such program provides services in a coordinated manner with services provided under this chapter; and
- (4) such funds are used to supplement, and not supplant, funds provided from non-Federal sources.

(b) Applicable program

For the purposes of this section, the term “applicable program” means any program under any of the following provisions of law:

- (1) Chapters 2 and 3 of subtitle B of title I of the Workforce Innovation and Opportunity Act [29 U.S.C. 3161 et seq., 3171 et seq.].
- (2) The Wagner-Peyser Act [29 U.S.C. 49 et seq.].

(c) Use of funds as matching funds

For the purposes of this section, the term “additional funds” does not include funds used as matching funds.

(Pub. L. 88-210, title II, §221, formerly title III, §321, as added Pub. L. 109-270, §1(b), Aug. 12, 2006, 120 Stat. 745; amended Pub. L. 113-128, title V, §512(e)(7), July 22, 2014, 128 Stat. 1707; renumbered title II, §221, Pub. L. 115-224, title II, §201(a)(5), (7), July 31, 2018, 132 Stat. 1621.)

REFERENCES IN TEXT

The Workforce Innovation and Opportunity Act, referred to in subsec. (b)(1), is Pub. L. 113-128, July 22, 2014, 128 Stat. 1425. Chapters 2 and 3 of subtitle B of title I of the Act are classified generally to subparts 2 (§3161 et seq.) and 3 (§3171 et seq.), respectively, of part B of subchapter I of chapter 32 of Title 29, Labor. For complete classification of this Act to the Code, see Short Title note set out under section 3101 of Title 29 and Tables.

The Wagner-Peyser Act, referred to in subsec. (b)(2), is act June 6, 1933, ch. 49, 48 Stat. 113, as amended, which is classified generally to chapter 4B (§49 et seq.) of Title 29, Labor. For complete classification of this Act to the Code, see Short Title note set out under section 49 of Title 29 and Tables.

PRIOR PROVISIONS

A prior section 2411, Pub. L. 88-210, title III, §321, as added Pub. L. 105-332, §1(b), Oct. 31, 1998, 112 Stat. 3123, related to joint funding, prior to the general amendment of this chapter by Pub. L. 109-270.

Another prior section 2411, Pub. L. 88-210, title IV, §411, as added Pub. L. 101-392, title IV, §406(a), Sept. 25, 1990, 104 Stat. 812, authorized grants for demonstration programs, prior to the general amendment of this chapter by Pub. L. 105-332.

Another prior section 2411, Pub. L. 88-210, title IV, §411, as added Pub. L. 98-524, §1, Oct. 19, 1984, 98 Stat. 2470, related to programs and projects Secretary was authorized to carry out from available funds, prior to the general amendment of part B of former subchapter IV of this chapter by Pub. L. 101-392.

AMENDMENTS

2014—Subsec. (b)(1). Pub. L. 113-128 substituted “Chapters 2 and 3 of subtitle B of title I of the Work-

force Innovation and Opportunity Act” for “Chapters 4 and 5 of subtitle B of title I of Public Law 105-220”.

EFFECTIVE DATE OF 2018 AMENDMENT

Amendment by Pub. L. 115-224 effective July 1, 2019, see section 4 of Pub. L. 115-224, set out as a note under section 2301 of this title.

EFFECTIVE DATE OF 2014 AMENDMENT

Amendment by Pub. L. 113-128 effective on the first day of the first full program year after July 22, 2014 (July 1, 2015), see section 506 of Pub. L. 113-128, set out as an Effective Date note under section 3101 of Title 29, Labor.

§ 2412. Prohibition on use of funds to induce out-of-State relocation of businesses

No funds provided under this chapter shall be used for the purpose of directly providing incentives or inducements to an employer to relocate a business enterprise from one State to another State if such relocation will result in a reduction in the number of jobs available in the State where the business enterprise is located before such incentives or inducements are offered.

(Pub. L. 88-210, title II, §222, formerly title III, §322, as added Pub. L. 109-270, §1(b), Aug. 12, 2006, 120 Stat. 745; renumbered title II, §222, Pub. L. 115-224, title II, §201(a)(5), (7), July 31, 2018, 132 Stat. 1621.)

PRIOR PROVISIONS

A prior section 2412, Pub. L. 88-210, title III, §322, as added Pub. L. 105-332, §1(b), Oct. 31, 1998, 112 Stat. 3124, prohibited use of funds to induce out-of-State relocation of businesses, prior to the general amendment of this chapter by Pub. L. 109-270.

Another prior section 2412, Pub. L. 88-210, title IV, §412, as added Pub. L. 101-392, title IV, §406(a), Sept. 25, 1990, 104 Stat. 812, authorized grants for development, production, and distribution of instructional telecommunications materials and services, prior to the general amendment of this chapter by Pub. L. 105-332.

EFFECTIVE DATE OF 2018 AMENDMENT

Amendment by Pub. L. 115-224 effective July 1, 2019, see section 4 of Pub. L. 115-224, set out as a note under section 2301 of this title.

§ 2413. State administrative costs**(a) General rule**

Except as provided in subsection (b), for each fiscal year for which an eligible agency receives assistance under this chapter, the eligible agency shall provide, from non-Federal sources for the costs the eligible agency incurs for the administration of programs under this chapter, an amount that is not less than the amount provided by the eligible agency from non-Federal sources for such costs for the preceding fiscal year.

(b) Exception

If the amount made available from Federal sources for the administration of programs under this chapter for a fiscal year (referred to in this section as the “determination year”) is less than the amount made available from Federal sources for the administration of programs under this chapter for the preceding fiscal year, then the amount the eligible agency is required to provide from non-Federal sources for costs the eligible agency incurs for the administration

of programs under this chapter for the determination year under subsection (a) shall bear the same ratio to the amount the eligible agency provided from non-Federal sources for such costs for the preceding fiscal year, as the amount made available from Federal sources for the administration of programs under this chapter for the determination year bears to the amount made available from Federal sources for the administration of programs under this chapter for the preceding fiscal year.

(Pub. L. 88-210, title II, §223, formerly title III, §323, as added Pub. L. 109-270, §1(b), Aug. 12, 2006, 120 Stat. 745; renumbered title II, §223, Pub. L. 115-224, title II, §201(a)(5), (7), July 31, 2018, 132 Stat. 1621.)

PRIOR PROVISIONS

A prior section 2413, Pub. L. 88-210, title III, §323, as added Pub. L. 105-332, §1(b), Oct. 31, 1998, 112 Stat. 3124, related to State administrative costs, prior to the general amendment of this chapter by Pub. L. 109-270.

Another prior section 2413, Pub. L. 88-210, title IV, §413, as added Pub. L. 101-392, title IV, §406(a), Sept. 25, 1990, 104 Stat. 813, authorized establishment of demonstration centers for training of dislocated workers, prior to the general amendment of this chapter by Pub. L. 105-332.

Another prior section 2413, Pub. L. 88-210, title IV, §413, as added Pub. L. 98-524, §1, Oct. 19, 1984, 98 Stat. 2471, related to program of competitive grants to State boards for State programs involving loan of high-technology, state-of-the-art equipment to eligible recipients for use in local vocational education programs, prior to the general amendment of part B of former subchapter IV of this chapter by Pub. L. 101-392.

EFFECTIVE DATE OF 2018 AMENDMENT

Amendment by Pub. L. 115-224 effective July 1, 2019, see section 4 of Pub. L. 115-224, set out as a note under section 2301 of this title.

§ 2414. Student assistance and other Federal programs

(a) Attendance costs not treated as income or resources

The portion of any student financial assistance received under this chapter that is made available for attendance costs described in subsection (b) shall not be considered as income or resources in determining eligibility for assistance under any other program funded in whole or in part with Federal funds.

(b) Attendance costs

The attendance costs described in this subsection are—

(1) tuition and fees normally assessed a student carrying an academic workload as determined by the institution, and including costs for rental or purchase of any equipment, materials, or supplies required of all students in that course of study; and

(2) an allowance for books, supplies, transportation, dependent care, and miscellaneous personal expenses for a student attending the institution on at least a half-time basis, as determined by the institution.

(c) Costs of career and technical education services

Funds made available under this chapter may be used to pay for the costs of career and tech-

nical education services required in an individualized education program developed pursuant to section 1414(d) of this title and services necessary to meet the requirements of section 794 of title 29 with respect to ensuring equal access to career and technical education.

(Pub. L. 88-210, title II, §224, title III, §324, as added Pub. L. 109-270, §1(b), Aug. 12, 2006, 120 Stat. 746; renumbered title II, §224, Pub. L. 115-224, title II, §201(a)(5), (7), July 31, 2018, 132 Stat. 1621.)

PRIOR PROVISIONS

A prior section 2414, Pub. L. 88-210, title III, §324, as added Pub. L. 105-332, §1(b), Oct. 31, 1998, 112 Stat. 3124, limited Federal regulations, prior to the general amendment of this chapter by Pub. L. 109-270.

Another prior section 2414, Pub. L. 88-210, title IV, §414, as added Pub. L. 101-392, title IV, §406(a), Sept. 25, 1990, 104 Stat. 813, authorized grants for professional development, prior to the general amendment of this chapter by Pub. L. 105-332.

A prior section 2415, Pub. L. 88-210, title III, §325, as added Pub. L. 105-332, §1(b), Oct. 31, 1998, 112 Stat. 3124, which related to student assistance and other Federal programs, was omitted in the general amendment of this chapter by Pub. L. 109-270.

Another prior section 2415 and prior sections 2416 to 2424 were omitted in the general amendment of this chapter by Pub. L. 105-332.

Section 2415, Pub. L. 88-210, title IV, §415, as added Pub. L. 101-392, title IV, §406(a), Sept. 25, 1990, 104 Stat. 817, related to Blue Ribbon Vocational Education Programs.

Another prior section 2415, Pub. L. 88-210, title IV, §415, as added Pub. L. 98-524, §1, Oct. 19, 1984, 98 Stat. 2471, related to establishment by Secretary of demonstration centers for retraining of dislocated workers, prior to the general amendment of part B of former subchapter IV of this chapter by Pub. L. 101-392.

Section 2416, Pub. L. 88-210, title IV, §416, as added Pub. L. 101-392, title IV, §406(a), Sept. 25, 1990, 104 Stat. 818, related to development of business and education standards.

Section 2417, Pub. L. 88-210, title IV, §417, as added Pub. L. 101-392, title IV, §406(a), Sept. 25, 1990, 104 Stat. 818, related to educational programs for Federal correctional institutions.

Another prior section 2417, Pub. L. 88-210, title IV, §417, as added Pub. L. 98-524, §1, Oct. 19, 1984, 98 Stat. 2471; amended Pub. L. 99-159, title VII, §710, Nov. 22, 1985, 99 Stat. 907, related to establishment of grant program to establish and operate model centers for vocational education for older individuals, prior to the general amendment of part B of former subchapter IV of this chapter by Pub. L. 101-392.

Section 2418, Pub. L. 88-210, title IV, §418, as added Pub. L. 101-392, title IV, §406(a), Sept. 25, 1990, 104 Stat. 819, related to dropout prevention.

Section 2419, Pub. L. 88-210, title IV, §419, as added Pub. L. 101-392, title IV, §406(a), Sept. 25, 1990, 104 Stat. 819, related to model programs of regional training for skilled trades.

Section 2420, Pub. L. 88-210, title IV, §420, as added Pub. L. 101-392, title IV, §406(a), Sept. 25, 1990, 104 Stat. 820; amended Pub. L. 103-382, title III, §391(s)(6), Oct. 20, 1994, 108 Stat. 4025, related to demonstration projects for integration of vocational and academic learning.

Section 2420a, Pub. L. 88-210, title IV, §420A, as added Pub. L. 101-392, title IV, §406(a), Sept. 25, 1990, 104 Stat. 820, related to cooperative demonstration programs.

Section 2421, Pub. L. 88-210, title IV, §421, as added Pub. L. 98-524, §1, Oct. 19, 1984, 98 Stat. 2472; amended Pub. L. 101-392, title IV, §407, Sept. 25, 1990, 104 Stat. 822; Pub. L. 101-476, title IX, §901(a)(2), Oct. 30, 1990, 104 Stat. 1142; Pub. L. 103-227, title X, §1021, Mar. 31, 1994, 108 Stat. 269, authorized vocational education and occupational information data systems.