
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 25 Session of
2017

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JANUARY 31, 2017

REFERRED TO COMMITTEE ON LABOR AND INDUSTRY, JANUARY 31, 2017

AN ACT

1 Providing for school-to-work pilot programs; establishing the
2 CareerBound Program; providing for a tax credit; and imposing
3 powers and duties on the Department of Labor and Industry.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Short title.

7 This act shall be known and may be cited as the CareerBound
8 Act.

9 Section 2. Definitions.

10 The following words and phrases when used in this act shall
11 have the meanings given to them in this section unless the
12 context clearly indicates otherwise:

13 "Board." As defined in section 103 of the Workforce
14 Development Act.

15 "Business partner." A business entity authorized to do
16 business in this Commonwealth that employs individuals in a

1 high-priority occupation.

2 "CareerBound." The pilot program established in section 3.

3 "Department." The Department of Labor and Industry of the
4 Commonwealth.

5 "High-priority occupation." An occupation which is included
6 in the list issued by the department under section 1302(e) of
7 the Workforce Development Act.

8 "Institutions of higher education." The term includes any of
9 the following:

10 (1) A community college operating under Article XIX-A of
11 the act of March 10, 1949 (P.L.30, No.14), known as the
12 Public School Code of 1949.

13 (2) A university within the State System of Higher
14 Education.

15 (3) The Pennsylvania State University.

16 (4) The University of Pittsburgh.

17 (5) Temple University.

18 (6) Lincoln University.

19 (7) Any other institution that the Commonwealth
20 designates as a State-related institution of higher
21 education.

22 (8) The Thaddeus Stevens College of Technology.

23 (9) Any accredited private or independent college or
24 university.

25 "Local workforce investment board." As defined in section
26 103 of the Workforce Development Act.

27 "Participating agencies." The term includes the Department
28 of Education and the Department of Community and Economic
29 Development of the Commonwealth.

30 "Pass-through entity." A partnership as defined in section

1 301(n.0) of the Tax Reform Code, a single-member limited
2 liability company treated as a disregarded entity for Federal
3 income tax purposes or a Pennsylvania S corporation as defined
4 in section 301(n.1) of the Tax Reform Code.

5 "Payment." An amount of money paid in consideration for a
6 tax credit under section 7(e).

7 "Program partners." All entities that participate in a
8 school-to-work pilot program.

9 "Replacement school-to-work pilot program." A school-to-work
10 pilot program which has been approved to participate in
11 CareerBound under section 5(e).

12 "School partner." A school district, vocational-technical
13 school, intermediate unit, charter school or cyber charter
14 school.

15 "School-to-work pilot program." A pilot program which has
16 been approved to participate in CareerBound.

17 "Soft skills." The workplace interpersonal and professional
18 skills that are necessary for an employee to adhere to generally
19 accepted workplace behaviors. The term includes work ethic,
20 promptness, integrity and respect for others.

21 "Tax liability." An amount of tax due under Article III, IV,
22 VI, VII, VIII, IX or XV of the Tax Reform Code or under Article
23 XVI of the act of May 17, 1921 (P.L.682, No.284), known as The
24 Insurance Company Law of 1921.

25 "Taxpayer." A business entity authorized to do business in
26 this Commonwealth and subject to taxes imposed under Article
27 III, IV, VI, VII, VIII, IX or XV of the Tax Reform Code or a tax
28 under Article XVI of The Insurance Company Law of 1921. The term
29 includes a pass-through entity.

30 "Tax Reform Code." The act of March 4, 1971 (P.L.6, No.2),

1 known as the Tax Reform Code of 1971.

2 "Workforce Development Act." The act of December 18, 2001
3 (P.L.949, No.114), known as the Workforce Development Act.

4 Section 3. CareerBound Program.

5 (a) Establishment.--There is established within the
6 department a pilot program to be known as CareerBound.

7 (b) Administration.--The program shall be administered by
8 the department to empower local workforce investment boards,
9 school partners and business partners to collaboratively develop
10 innovative school-to-work pilot programs to do all the
11 following:

12 (1) Provide students with career exploration
13 opportunities and exposure to high-priority occupations which
14 will enable each student to make an informed decision on his
15 or her future career path.

16 (2) Provide local workforce investment boards with the
17 funding and support necessary to convene school partners and
18 business partners to implement innovative school-to-work
19 pilot programs.

20 (3) Provide business partners with an opportunity to
21 participate in a tax credit program and to develop
22 collaborative relationships with school partners and local
23 workforce investment boards so that the next generation of
24 workers are well-equipped to meet the demand for high-
25 priority occupations.

26 (4) Provide school partners with the funds and framework
27 to deliver to students a relevant and rigorous curriculum
28 which prepares students for high-priority occupations.

29 (5) Provide program partners with informational
30 resources to help them conduct successful school-to-work

1 pilot programs.

2 Section 4. School-to-work pilot program requirements.

3 (a) Curriculum.--The curriculum for a school-to-work pilot
4 program must include one or more of the following components:

5 (1) Early exposure. Curriculum approved under this
6 paragraph must provide students with a broad orientation to
7 the tools, processes and procedures used by individuals
8 employed in a high-priority occupation. Activities may
9 include student visits to a business partner's facilities for
10 company tours, demonstrations, field trips and lessons to
11 familiarize students with the basic features of a high-
12 priority occupation.

13 (2) Practical exposure. Curriculum approved under this
14 paragraph must provide students with a detailed understanding
15 of the tools, processes and procedures used by individuals
16 employed in a high-priority occupation. Activities may
17 include extended visits by students to a business partner's
18 facilities for demonstrations, job shadowing and hands-on
19 experience with the duties and skills necessary to be
20 employed in a high-priority occupation.

21 (3) Extended exposure. Curriculum approved under this
22 paragraph must provide students with an in-depth
23 understanding of the tools, processes and procedures used by
24 individuals employed in a high-priority occupation.
25 Activities may include apprenticeships, internships and
26 cooperative learning opportunities to give the student
27 practical knowledge which could be directly applicable to a
28 high-priority occupation.

29 (b) Occupational focus.--Curricula approved under subsection
30 (a) must be focused on providing students with exposure to high-

1 priority occupations which are either designated as high-
2 priority occupations Statewide or within the region served by
3 the local workforce investment board.

4 (c) Soft skills development.--Curricula approved under
5 subsection (a) must include some instruction on the development
6 of soft skills.

7 Section 5. Application and approval process.

8 (a) Application.--A local workforce investment board may
9 submit an application to the department requesting approval for
10 participation in CareerBound.

11 (b) Application requirements.--A completed application must
12 describe the proposed school-to-work pilot program on a form and
13 in a manner prescribed by the department. An application must
14 include all of the following:

15 (1) A list of program partners, including a declaration
16 of interest by at least one school partner and at least one
17 business partner. The program partners may include
18 institutions of higher education, nonprofit business-support
19 entities and economic development agencies.

20 (2) A description of proposed curriculum, encompassing
21 at least one component listed in section 4(a)(1), (2) and
22 (3).

23 (3) A projection of costs associated with the proposed
24 school-to-work pilot program, including an enumeration of any
25 opportunities to leverage other funding and programming
26 resources.

27 (4) A list of high-priority occupations which will be
28 the focus of the proposed school-to-work pilot program.

29 (5) Documentation of any commitment by a business
30 partner that plans to make payment to the CareerBound program

1 and will seek to utilize the tax credit provisions in section
2 7(a).

3 (6) A start date for the proposed school-to-work pilot
4 program.

5 (7) A list of clear objectives and measurable goals that
6 the proposed school-to-work pilot program will seek to
7 achieve.

8 (8) Documentation of an agreement among the program
9 partners describing the role of each program partner within
10 the proposed school-to-work pilot program and the
11 expectations that each program partner agrees to fulfill.

12 (c) Approval process.--

13 (1) The department, in consultation with participating
14 agencies and the board as needed, shall approve up to seven
15 school-to-work pilot programs for participation in
16 CareerBound.

17 (2) Priority must be given to a proposed school-to-work
18 pilot program demonstrating one or more of the following
19 characteristics:

20 (i) substantial program integration across
21 educational levels, including use of multiple curricula
22 components listed in section 4(a);

23 (ii) an ability to leverage other funding and
24 programming resources; or

25 (iii) a commitment from a business partner to
26 provide preferred interviews to students completing the
27 school-to-work pilot program.

28 (3) Additional consideration must be given to a proposed
29 school-to-work pilot program which includes multiple business
30 partners or multiple school partners or which targets middle

1 school or early high school students for early exposure
2 activities or which is integrated into a school partner's
3 curriculum as a credit course.

4 (d) Contractual relationship.--Within 30 days of the
5 completion of the approval process, the department shall enter
6 into a contract with all local workforce investment boards that
7 submitted an application that was approved. The contract shall
8 require the signatories to provide the services described in the
9 approved school-to-work pilot program from funds appropriated or
10 distributed for this purpose or from funds identified by the
11 participating agencies for this purpose under the general
12 appropriation act.

13 (e) Termination and replacement.--The department, in
14 consultation with participating agencies and the board as
15 needed, may terminate a school-to-work pilot program for failure
16 to comply with program requirements. Consistent with the
17 requirements in subsection (c), a replacement school-to-work
18 pilot program may be approved.

19 (f) Expiration.--A school-to-work pilot program shall expire
20 at the end of the fourth school year of operation.

21 Section 6. Program operation.

22 (a) Cooperative management.--In collaboration with the
23 participating agencies and the board, the department shall
24 manage the operation of CareerBound, establish an application
25 process, enumerate outcome-based metrics by which school-to-work
26 pilot programs will be evaluated in the reports under section 9
27 and institute guidelines and procedures as necessary to
28 implement CareerBound. The guidelines must enumerate allowed and
29 disallowed expenses, provided that administrative expenses over
30 5% shall be disallowed.

1 (b) Informational resources.--In collaboration with the
2 participating agencies and the board, the department shall
3 provide informational resources to help program partners conduct
4 successful school-to-work pilot programs.

5 (c) Distribution.--The department, in consultation with
6 participating agencies and the board as needed, shall determine
7 the distribution of available funds from the restricted account
8 in section 7(f) among the school-to-work pilot programs,
9 provided that a school-to-work pilot program receives no less
10 than 50% of the funds designated to it under section 7(d).

11 Section 7. Application for tax credit.

12 (a) Business partner.--A taxpayer that is a business partner
13 may apply to the Department of Community and Economic
14 Development for a tax credit. An application under this
15 subsection must include the amount of tax credit requested by
16 the taxpayer and must be made within 30 days of the taxpayer's
17 signing of the contract under section 5(d).

18 (b) Other taxpayers.--A taxpayer that is not a business
19 partner may apply to the Department of Community and Economic
20 Development for a tax credit. An application under this
21 subsection must include the amount of tax credit requested by
22 the taxpayer.

23 (c) Availability of tax credits.--The following shall apply:

24 (1) For taxpayers that are business partners applying
25 for a tax credit under subsection (a), tax credits under this
26 act shall be made available by the Department of Community
27 and Economic Development on a first-come, first-served basis
28 within the limitation established under subsection (g). The
29 availability of tax credits under this paragraph shall expire
30 90 days after completion of the approval process under

1 section 5(c).

2 (2) Tax credits remaining after the allocation under
3 paragraph (1) shall be made available to all other taxpayers
4 by the Department of Community and Economic Development on a
5 first-come, first-served basis within the limitation
6 established under subsection (g).

7 (d) Designation by taxpayer.--A taxpayer applying for a tax
8 credit under subsection (a) or (b) may designate a school-to-
9 work pilot program to receive funds under section 6(c).

10 (e) Payments.--A taxpayer that is approved to receive a tax
11 credit under subsection (a) or (b) shall make payment to the
12 Department of Community and Economic Development in the amount
13 approved by the Department of Community and Economic
14 Development. The payment shall be made in the manner prescribed
15 by the Department of Community and Economic Development.

16 (f) Restricted account.--The Department of Community and
17 Economic Development shall deposit all payments made under
18 subsection (e) into a restricted account for distribution to
19 school-to-work pilot programs according to section 6(c).

20 (g) Tax credit certificate.--The following shall apply:

21 (1) Upon receipt of payment under subsection (e), the
22 Department of Community and Economic Development shall issue
23 to the taxpayer a tax credit certificate equal to the total
24 tax credits approved for the taxpayer. For a taxpayer that is
25 a business partner applying under subsection (a), the tax
26 credit amount must be equal to 90% of the amount paid in
27 subsection (e). For a taxpayer applying under subsection (b),
28 the tax credit amount must be equal to 75% of the amount paid
29 in subsection (e).

30 (2) The tax credit certificate must state:

1 (i) The amount of tax credits that the taxpayer may
2 claim.

3 (ii) The tax years in which the tax credits may
4 first be utilized by the taxpayer.

5 (iii) A penalty or other remedy for noncompliance.

6 (iv) The procedure to be used for transferring the
7 tax credits to another taxpayer.

8 (v) Other requirements that the Department of
9 Community and Economic Development and Department of
10 Revenue consider to be necessary.

11 (h) Amount.--

12 (1) The total aggregate amount of all tax credits issued
13 under this act may not exceed \$10,000,000.

14 (2) The total amount of tax credits issued to a taxpayer
15 under this act may not exceed \$500,000.

16 Section 8. Carryover, carryback, refund and assignment.

17 (a) Carryover.--If the taxpayer cannot use the entire amount
18 of the tax credit for the taxable year in which the taxpayer is
19 eligible for the credit, the excess may be carried over to
20 succeeding taxable years and used as a credit against the
21 taxpayer's tax liability for those taxable years. Each time that
22 the tax credit is carried over to a succeeding taxable year it
23 shall be reduced by the amount of tax credits claimed during the
24 immediately preceding taxable year. The tax credits awarded
25 under this act may not be utilized for tax years beginning after
26 December 31, 2020.

27 (b) Carryback or refund.--A taxpayer may not be entitled to
28 carry back or obtain a refund of an unused tax credit.

29 (c) Sale or assignment.--A taxpayer, upon application to and
30 approval by the Department of Revenue, may sell or assign, in

1 whole or in part, a tax credit granted to the taxpayer under
2 this act if the taxpayer does not have a tax liability against
3 which the tax credit may be applied in a taxable year in which
4 the tax credit is permitted to be claimed. The Department of
5 Revenue shall establish guidelines for the approval of an
6 application under this subsection. Before an application is
7 approved, the Department of Revenue shall make a finding that
8 the taxpayer and its assignee have filed the required State tax
9 reports and returns for the taxable years and paid any balance
10 of State tax due as determined by the Department of Revenue.

11 (d) Purchaser and assignee.--The purchaser or assignee of a
12 tax credit under subsection (c) shall immediately claim the
13 credit against its tax liability in the taxable year in which
14 the purchase or assignment is made. The purchaser or assignee
15 may not carry back, carry forward or obtain a refund of or sell
16 or assign the tax credit. The purchaser or assignee shall notify
17 the Department of Revenue of the seller or assignor of the tax
18 credit in compliance with procedures specified by the Department
19 of Revenue.

20 Section 9. Annual and final reports.

21 (a) Annual reports.--Within 60 days of the end of a school
22 year in which a school-to-work pilot program is in operation,
23 the department, participating agencies and the board shall
24 jointly submit a report to the Governor, the Auditor General,
25 the chairperson and minority chairperson of the Appropriations
26 Committee of the Senate, the chairperson and minority
27 chairperson of the Education Committee of the Senate, the
28 chairperson and minority chairperson of the Labor and Industry
29 Committee of the Senate, the chairperson and minority
30 chairperson of the Appropriations Committee of the House of

1 Representatives, the chairperson and minority chairperson of the
2 Education Committee of the House of Representatives and the
3 chairperson and minority chairperson of the Labor and Industry
4 Committee of the House of Representatives regarding the
5 implementation of CareerBound and the school-to-work pilot
6 programs over the previous school year.

7 (b) Final report.--Within six months of the expiration of
8 the school-to-work pilot programs according to section 5(f), the
9 department, participating agencies and the board shall jointly
10 submit a report to the the Governor, the Auditor General, the
11 chairperson and minority chairperson of the Appropriations
12 Committee of the Senate, the chairperson and minority
13 chairperson of the Education Committee of the Senate, the
14 chairperson and minority chairperson of the Labor and Industry
15 Committee of the Senate, the chairperson and minority
16 chairperson of the Appropriations Committee of the House of
17 Representatives, the chairperson and minority chairperson of the
18 Education Committee of the House of Representatives and the
19 chairperson and minority chairperson of the Labor and Industry
20 Committee of the House of Representatives regarding the
21 implementation of CareerBound and the school-to-work pilot
22 programs.

23 (c) Report contents.--In addition to information or analysis
24 required by the department, in consultation with participating
25 agencies and the board as needed, the interim and final reports
26 must include information about each school-to-work pilot
27 program, including whether each school-to-work pilot program
28 achieved the clear objectives and measurable goals proposed
29 under section 5(b)(7), an analysis of each school-to-work pilot
30 program according to the outcome-based metrics enumerated by the

1 department in section 6(a), the number of participating students
2 and the amount spent. The reports must identify best practices
3 observed from among the most successful school-to-work programs.

4 Section 10. Effective date.

5 This act shall take effect immediately.