relatively low level the risk that
misstatements in amounts that would
be material in relation to the financial
statements being audited may occur
and not be detected within a timely pe-
riod by employees in the normal course
of performing their assigned functions;
(b) a single finding of known ques-
tioned costs subsequently disallowed
by a contracting officer or awarding of-
ficial that exceeds $10,000. If the audits
submitted under §1000.17(c) identify
any of the conditions described in this
section, the Tribe/Consortium must
also submit copies of the contracting
officer’s findings and determinations.

§ 1000.22 What are the consequences of
having a material audit exception?
If a Tribe/Consortium has a material
audit exception, the Tribe/Consortium
is ineligible to participate in self-gov-
erance until the Tribe/Consortium
meets the eligibility criteria in
§1000.16.

ADMISSION INTO THE APPLICANT POOL

§ 1000.23 How is a Tribe/Consortium
admitted to the applicant pool?
To be considered for admission in the
applicant pool, a Tribe/Consortium
must submit an application to the Di-
rector, Office of Self-Governance, 1849
C Street NW; MS 2542–MIB; Depart-
ment of the Interior; Washington, DC
20240. The application must contain the
documentation required in §1000.17.

§ 1000.24 When does OSG accept appli-
cations to become a member of the
applicant pool?
OSG accepts applications to become a member of the applicant pool at any
time.

§ 1000.25 What are the deadlines for a
Tribe/Consortium in the applicant
pool to negotiate a compact and an-
nual funding agreement (AFA)?
(a) To be considered for negotiations
in any year, a Tribe/Consortium must
be a member of the applicant pool on
March 1 of the year in which the nego-
tiations are to take place.
(b) An applicant may be admitted
into the applicant pool during one year
and selected to negotiate a compact
and AFA in a subsequent year. In this
case, the applicant must, before March
1 of the negotiation year, submit to
OSG updated documentation that per-
mits OSG to evaluate whether the
Tribe/Consortium still satisfies the ap-
lication criteria in 1000.17.

§ 1000.26 Under what circumstances
will a Tribe/Consortium be removed
from the applicant pool?
Once admitted into the applicant
pool, a Tribe/Consortium will only be
removed if it:
(a) Fails to satisfy the audit criteria
in §1000.17(c); or
(b) Submits to OSG a Tribal resolu-
tion and/or official action by the Tribal
governing body requesting removal.

§ 1000.27 How does the Director select
which Tribes in the applicant pool
become self-governance Tribes?
The Director selects up to the first 50
Tribes from the applicant pool in any
given year ranked according to the ear-
liest postmark date of complete appli-
cations. If multiple complete applica-
tions have the same postmark date and
there are insufficient slots available
for that year, the Director will deter-
mine priority through random selec-
tion. A representative of each Tribe/
Consortium that has submitted an ap-
application subject to random selection
may, at the option of the Tribe/Consor-
tium, be present when the selection is
made.

§ 1000.28 What happens if an applica-
tion is not complete?
(a) If OSG determines that a Tribe’s/
Consortium’s application is deficient,
OSG will immediately notify the Tribe/
Consortium of the deficiency by letter,
certified mail, return receipt re-
quested. The letter will explain what
the Tribe/Consortium must do to cor-
rect the deficiency.
(b) The Tribe/Consortium will have 20
working days from the date of receiv-
ing the letter to mail or telefax the
corrected material and retain the ap-
licant’s original postmark.
(c) If the corrected material is defi-
cient, the date of entry into the appli-
cant pool will be the date the complete
application is postmarked.
(d) If the postmark or date on the ap-
plicant’s response letter or telefax is
more than 20 working days after the