

§ 50.405 What is the structure of review committees?

The head of the agency, or his or her designee, shall appoint review committees to review adverse determinations made by officials for programs under their jurisdiction. * * *

7. § 50.406, paragraphs (a), (c), (d) and (g) and the first sentence of (e) are revised to read as follows:

§ 50.406 What are the steps in the process?

(a) A grantee with respect to whom an adverse determination described in § 50.404(a) above has been made and who desires a review of that determination must submit a request for such review to the head of the appropriate agency or his or her designee no later than 30 days after the written notification of the determination is received, except that if the grantee shows good cause why an extension of time should be granted, the head of the appropriate agency or his or her designee may grant an extension of time.

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(c) When a request for review has been filed under this subpart with respect to an adverse determination, no action may be taken by the awarding agency pursuant to such determination until the request has been disposed of, except that the filing of the request shall not affect any authority which the agency may have to suspend assistance or otherwise to withhold or defer payments under the grant during proceedings under this subpart. This paragraph does not require the awarding agency to provide continuation funding during the appeal process to a grantee whose noncompeting continuation award has been denied.

(d) Upon receipt of a request for review, the head of the agency or his or her designee will make a decision as to whether the dispute is reviewable under this subpart and will promptly notify the grantee and the office responsible for the adverse determination of this decision. If the head of the agency or his or her designee determines that the dispute is reviewable, he or she will forward the matter to the review committee appointed under § 50.405.

(e) The agency involved will provide the review committee appointed under § 50.405 with copies of all relevant background materials (including applications(s), award(s), summary statement(s), and correspondence) and

any additional pertinent information available. * * *

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(g) The review committee may, at its discretion, invite the grantee and/or the agency staff to discuss the pertinent issues with the committee and to submit such additional information as the committee deems appropriate.

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CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

45 CFR Parts 2500, 2501, 2502, 2503, 2504, 2505, and 2506

RIN 3045-AA20

Removal of Regulations for the Former Commission for National and Community Service

AGENCY: Corporation for National and Community Service.

ACTION: Final rule.

SUMMARY: The Corporation for National and Community Service hereby removes obsolete regulations. These regulations are related to the programs of its predecessor agency, the Commission on National and Community Service, and are no longer needed. The part numbers of the removal regulations are being reserved for future Corporation for National and Community Service regulations.

DATES: The removal of these regulations is effective on December 31, 1998.

FOR FURTHER INFORMATION CONTACT: Mr. Douglas H. Hilton, (202) 606-5000, ext. 396.

SUPPLEMENTARY INFORMATION: The National and Community Service Act of 1990, Public Law 101-610, 104 Stat. 3127, created the Commission on National and Community Service and authorized a number of programs to provide federal financial assistance to organizations that conducted national service programs. Pursuant to Public Law 101-610, the Commission adopted regulations to implement its programs as 45 C.F.R. Parts 2500, to 2506.

Subsequently the National and Community Service Trust Act of 1993, Public Law 103-82, 107 Stat. 785, amended the 1990 Act by: substituting new provisions replacing the programs originally authorized under the 1990 Act; creating the Corporation for

National and Community Service to carry out the new programs; and transferring the functions and personnel of the Commission to the Corporation. The Corporation has published its own regulations implementing national service programs as authorized under the 1993 amendments to the 1990 Act. Because the Corporation does not implement programs under the terms of the original 1990 Act and former Commission regulations, these regulations are being removed. However, the part numbers for those regulations are being reserved for future Corporation regulations.

List of Subjects

45 CFR Part 2500

Grant programs—social programs, Volunteers.

45 CFR Part 2501

Elementary and secondary education, Grant programs—social programs, Volunteers, Youth.

45 CFR Part 2502

Colleges and universities, Grant programs—social programs, Volunteers.

45 CFR Part 2503

Grant programs—social programs, Natural resources, Volunteers, Youth.

45 CFR Part 2504

Community action programs, Grant programs—social programs, Volunteers.

45 CFR Part 2505

Community development, Grant programs—social programs, Volunteers.

45 CFR Part 2506

Administrative practice and procedure, Grant programs—social programs, Reporting and recordkeeping requirements, Volunteers.

PARTS 2500 THROUGH 2506 [REMOVED AND RESERVED]

For reasons stated in the preamble, the Corporation for National and Community Service, under the authority of 43 U.S.C. 12501 *et seq.*, hereby amends 45 CFR Chapter XXV by removing and reserving Parts 2500, 2501, 2502, 2503, 2504, 2505, and 2506.

Dated: November 25, 1998.

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General Counsel.

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