DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

25 CFR Parts 26, 27

RIN 1076–AE88

Job Placement and Training

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Proposed rule.

SUMMARY: This rule would consolidate requirements governing the Employment Assistance Program and the Adult Vocational Training Program. These programs assist Indian people to obtain job skills and to obtain and retain permanent employment. Combining these regulations will be consistent with changes to the Department’s budget, which has combined these two regulations into one line item.

DATES: Submit comments on or before July 8, 2008.

ADDRESSES: Comments should be sent to Robert W. Middleton, PhD, Director, Office of Indian Energy and Economic Development, either by facsimile at (202) 208–4564, or by mail to 1951 Constitution Avenue, NW., Mailstop 20–SIB, Washington, DC 20245 or via the Federal rule making portal at http://www.regulations.gov. Follow the instructions for submitting comments. Comments on the information collection burden, including comments on or requests for copies of the [name of application form], are separate from those on the substance of the rule.

Send comments on the information collection burden to: Desk Officer for the Department of the Interior Office of Management & Budget, e-mail: oira_docket@omb.eop.gov, or (202) 395–6566 (fax). Please also send a copy of your comments to BIA at one of the addresses shown above.

FOR FURTHER INFORMATION CONTACT: You may request further information or obtain copies of the proposed information collection request from Lynn Forcia, Chief, Division of Workforce Development, telephone (202) 219–5270 or Jody Garrison, Manpower Development Specialist, at (202) 208–2685.

SUPPLEMENTARY INFORMATION:

I. Background
II. Statutory Authority
III. Procedural Requirements
   A. Civil Justice Reform (Executive Order 12988)
   B. Regulatory Planning and Review (Executive Order 12866)
   C. Regulatory Flexibility Act
   D. Takings (Executive Order 12630)
   E. Federalism (Executive Order 13132)

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F. National Environmental Policy Act
G. Unfunded Mandates Act of 1995
H. Paperwork Reduction Act of 1995
I. Consultation With Indian Tribes
   (Executive Order 13175)
J. Small Business Regulatory Enforcement
   Fairness Act (SBREFA)
K. Data Quality Act
L. Effects on the Energy Supply (E.O.
   13211)
M. Clarity of This Regulation
N. Public Availability of Comments
III. Drafting Information
I. Background
   The President’s Regulatory Reform
   Initiative requires Federal agencies to
   streamline the regulatory process, to
   remove obsolete regulations, and to
   reduce the regulatory burden on the
   public. This rule would consolidate
   requirements governing the
   Employment Assistance Program and
   the Adult Vocational Training Program
   into one “Job Placement and Training
   Program.” This revision is consistent
   with the Department of the Interior’s
   budget, which has integrated the two
   programs, Adult Vocational Training
   and the Direct Employment programs,
   into one comprehensive line item: The
   Job Placement and Training Program.
   The revision of this regulation was
   previously recommended by the Public
   Law 102–477 Tribal Work Group, tribes,
   and BIA program staff and is part of the
   President’s Regulatory Reform Initiative.
   The purpose of the Department of the
   Interior’s Job Placement and Training
   Program is to enhance employment
   opportunities for eligible Indians and to
   provide related services as necessary for
   them to gain full self-sufficiency or non-
   subsidized employment. The program
   services are not intended to duplicate or
   supplant other job placement or training
   authorities, resources, or services, but
   are designed to complement and
   supplement where there may be gaps in
   an individual self-sufficiency plan. This
   program’s emphasis will focus on
   individual self-sufficiency through the
   implementation of a well-conceived
   plan that is designed to improve the
   individual’s standard of living. The
   program may be administered through
   the Self-Determination or Self-
   Governance process, Public Law 102–
   477 Tribal Plan authority, or other
   similar authorities.
   We have developed the proposed
   draft regulations working with tribal
   representatives. During our National
   Public Law 102–477 conference in
   Reno, Nevada held from October 30–
   November 1, 2007, the proposed draft
   regulations and their effect on Job
   Placement and Training were discussed.
   Three hundred twenty-eight individuals
   attended the conference. The proposed
   regulations were also discussed at the
   Annual Alaska Bureau Service
   We received numerous comments
   throughout a previous informal review
   process for more than the past five
   years. Some comments recommended
   more clarity or consistency and more
detail or additional language in order to
   better clarify the Job Placement and
   Training Program. We have attempted to
   incorporate these comments whenever
   possible.
   Publication of the proposed rule by
   the Department of the Interior
   (Department) provides the public with
   an opportunity to participate in the rule-
making process. Interested persons may
   submit written comments regarding the
   proposed rule to the location identified
   in the ADDRESSES section of this
document.
II. Statutory Authority
   The authority to issue rules and
   regulations is vested in the Secretary of
   the Interior by 5 U.S.C. 301 and Sections
   463 and 465 of the Revised Statutes, 25
III. Procedural Requirements
   A. Civil Justice Reform (Executive Order
      12988)
      The Department has certified to the
      Office of Management and Budget
      (OMB) that this proposed rule meets the
      applicable standards provided in
      Sections 3(a) and 3(b)(2) of Executive
      Order 12988. Specifically, this rule:
      (a) Meets the criteria of section 3(a)
      requiring that all regulations be
      reviewed to eliminate errors and
      ambiguity and be written to minimize
      litigation; and
      (b) Meets the criteria of section 3(b)(2)
      requiring that all regulations be written
      in clear language and contain clear legal
      standards.
   B. Regulatory Planning and Review
      (Executive Order 12866)
      This proposed rule is not a significant
      regulatory action and the Office of
      Management and Budget has not
      reviewed this rule under Executive
      Order 12866. We have made the
      assessments required by E.O. 12866 and
      the results are given below.
      (a) This rule will not have an effect of
      $100 million or more on the economy.
      Further, this rule will not adversely
      affect in a material way the economy,
      productivity, competition, jobs, the
      environment, public health or safety, or
      State, local, or tribal governments or
      communities. This rule combines two
      programs into one, reflecting a change to
      the Department’s budget, which
      consolidated funding for the two
      programs into one line item. The
      purpose of the program is to assist
      eligible clients to obtain job skills and
      to find and retain a job leading to self-
      sufficiency. Any effect on productivity,
      competition, jobs, and tribal
governments or communities will be
      positive.
      (b) This rule will not create a serious
      inconsistency or otherwise interfere
      with an action taken or planned by
      another agency. This rule encourages
      coordination with other agency
      programs offering job training and
      placement assistance. For example, the
      rule states that the Bureau will consider
      other available resources, including
      those offered by other agencies, in
determining financial need; allows the
      Bureau or tribal service provider to
      enter into agreements with appropriate
      Federal, state, or local government
      agencies, among other organizations, to
      provide facilities and services required
      for vocational training programs; and
      encourages partnering with similar
      programs and resources that may be
      offered by other agencies or
      organizations.
      (c) This rule does not alter the
      budgetary effects of entitlements, grants,
      user fees, or loan programs or the rights
      or obligations of their recipients. This
      rule does not alter any budgetary effects
      or the rights or obligations of recipients
to job placement and training services;
the rule merely consolidates programs
to reflect consolidation into one budget
line item.
      (d) This rule does not raise novel legal
      or policy issues. The Bureau or tribal
      service providers have been providing
      the types of services covered by this
      consolidated rule and the legal and
      policy basis for providing these services
      has been well established.
   C. Regulatory Flexibility Act
      This proposed rule will not have a
      significant economic impact on a
      substantial number of small entities
      under the Regulatory Flexibility Act (5
      U.S.C. 601 et seq.). This rule offers job
      training and placement assistance to
      certain eligible individuals and will not
      affect small entities.
   D. Takings (Executive Order 12630)
      The Department has determined that
      this proposed rule does not have
      significant “takings” implications. The
      proposed rule does not pertain to
      “taking” of private property interests,
      nor does it affect private property.
   E. Federalism (Executive Order 13132)
      The Department has determined that
      this proposed rule does not have
significant federalism effects because it pertains solely to Federal-tribal relations and will not interfere with the roles, rights and responsibilities of states. Therefore, a Federalism Assessment is not required.

F. National Environmental Policy Act

The Department has determined that this proposed rule does not constitute a major Federal action significantly affecting the quality of the human environment and that no detailed statement is required pursuant to the National Environmental Policy Act of 1969.

G. Unfunded Mandates Act of 1995

This proposed rule imposes no unfunded mandates on any governmental or private entity and is in compliance with the provisions of the Unfunded Mandates Act of 1995. Additionally, this rule does not have a significant or unique effect on State, local or tribal governments or the private sector. The rule addresses a program that offers assistance to eligible individuals to obtain job skills and to find and retain a job leading to self-sufficiency; it does not require any action or service by any governmental or private entity. A statement containing the information required by the Unfunded Mandates Reform Act (2 U.S.C. 1531 et seq.) is not required.

H. Paperwork Reduction Act of 1995

The information collection requirements contained in the proposed regulations have been submitted to the Office of Management and Budget (OMB) for reinstatement under 44 U.S.C. 3504(h). The agency may not collect information and an individual need not respond if there is no valid OMB clearance number identified on the form. Applications for training assistance must be submitted on an application form obtained from a local Bureau of Indian Affairs agency or a tribal contractor office. This information is collected to determine whether an Indian person is eligible to participate in the Employment Assistance program, to determine the amount of assistance needed, to determine whether the client is successful in completing the program, to determine whether the training resulted in obtaining a job, and to determine if the training resulted in an earnings gain. A response is required to obtain a benefit. Preparation of the application is estimated to take 30 minutes at a cost of $10 per respondent.

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(b) Use the active voice to address readers directly;
(c) Use clear language rather than jargon;
(d) Be divided into short sections and sentences; and
(e) Use lists and tables wherever possible.

If you feel that we have not met these requirements, send us comments by one of the methods listed in the Addresses section. To better help us revise the rule, your comments should be as specific as possible. For example, you should tell us the numbers of the sections or paragraphs that are unclear. Written, which sections or sentences are too long, the sections where you feel lists or tables would be useful, etc.

N. Public Availability of Comments

Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

III. Drafting Information

The primary author of this document is Lynn Forcia, Division of Workforce Development.

List of Subjects in 25 CFR Parts 26 and 27

Employment, Grant programs—Indians, Indians—Adult education, Indians—Vocational education, Manpower training programs—Occupational training.


Carl J. Artman,
Assistant Secretary—Indian Affairs.

For the reasons given in the preamble, under the authority of 5 U.S.C. 301 and sections 463 and 465 of the Revised Statutes, 25 U.S.C. 2 and 9, the Department of the Interior proposes to amend Part 26 and Part 27 of Title 25, Chapter I of the Code of Federal Regulations as set forth below.

Title 25—Indians

Chapter I—Bureau of Indian Affairs, Department of the Interior

1. Revise part 26 to read as follows:

PART 26—JOB PLACEMENT AND TRAINING PROGRAM

Subpart A—General Applicability

Sec.

26.1 What terms do I need to know?
26.2 Who authorizes this collection of information?
26.3 What is the purpose of the Job Placement and Training Program?
26.4 Who administers the Job Placement and Training Program?
26.5 Who may be eligible for Job Placement and Training?
26.6 Who is eligible to receive financial assistance?
26.7 How is financial need established?
26.8 Where do I go to apply for Job Placement and Training assistance?
26.9 How do I apply for assistance?
26.10 When will I find out if I have been selected for Job Placement and Training assistance?
26.11 What type of Job Placement and Training assistance may be approved?
26.12 Who provides the Job Placement and Training?
26.13 How long may I be in training and how long can I receive other assistance?
26.14 What or who is a service provider?
26.15 What makes an applicant eligible for Job Placement and Training services?
26.16 If I am awarded financial assistance, how much will I receive?
26.17 Can more than one family member be financially assisted at the same time?
26.18 What kind of supportive services are available?
26.19 Will I be required to contribute financially to my employment and training goals?
26.20 Can I be required to return portions of my grant?
26.21 Can this program be combined with other similar programs for maximum benefit?
26.22 May we integrate Job Placement and Training funds into our Public Law 102–477 Plan?
26.23 What is an Individual Self-Sufficiency Plan (ISP)?

Subpart B—Job Placement Services

26.24 What is the scope of the Job Placement Program?
26.25 What constitutes a complete Job Placement Program application?
26.26 What job placement services may I receive?
26.27 What kind of job placement support services can I expect?
26.28 What follow-up services are available after I become employed?

Subpart C—Training Services

26.29 What is the scope of the Job Training Program?
26.30 Does the Job Training Program provide part-time training or short-term training?
26.31 May I repeat my job training?
26.32 What constitutes a complete Job Training Program application?
26.33 How do I show that I need job training?
26.34 What type of job training assistance may be approved?
26.35 What kind of support services are available to me?
26.36 What follow-up service is available after I complete training?

26.37 Are there training standards that I must follow?

Subpart D—Appeal by an Applicant

26.38 May I appeal a decision about my application?


Subpart A—General Applicability

§ 26.1 What terms do I need to know?

As used in this part:

Bureau means the Bureau of Indian Affairs (BIA).

Department means the Department of the Interior.

Gainful Employment means work resulting in self-sufficiency.

Indian means any person who is a member of a federally-recognized tribe, including Alaska Natives.

Individual Self-Sufficiency Plan (ISP) means a written plan designed to meet the goal of employment through specific actions that meet the needs of the individual. The plan is jointly developed and is signed by both the client and the servicing office. The ISP addresses the client’s barriers to employment and a plan of action to address barriers.

Must means a mandatory act or requirement.

On or Near Reservation means those areas or communities adjacent or contiguous to reservations, or service areas where Job Training and Placement programs are provided upon approval of the Assistant Secretary—Indian Affairs or his designee.

On-the-Job-Training (OJT) means a written agreement for an employer to provide training to a participant who engages in productive work that provides knowledge or skills essential to the full and adequate performance of the job. The employer receives reimbursement from the Job Training Program for the wage rate of the participant. OJT may last as long as needed to meet the goal(s) in the participant’s ISP.

Permanent Employment means a year-round job or one that re-occurs seasonally, lasting at least 90 days per work season.

Service Area means a location agreed to by the tribe with the Bureau to provide Job Training and Placement Services.

Servicing Office means the Bureau office or the office of the tribal service provider that administers the Job Training and Placement Program.

Tribal Governing Body means the recognized entity empowered to exercise governmental authority over a federally recognized tribe.
Tribe means any tribal entity listed in the Federal Register notice that the Secretary of the Interior publishes under Public Law 103–454, 108 Stat. 4791.

Underemployed means an individual who is working but whose income is insufficient to meet essential needs.

Unempied means an individual who is not currently working or employed.

Unmet need means the difference between available resources and the cost associated with finding gainful employment.

Vocational Training means technical training that leads to permanent and gainful employment.

We, us or our means the Secretary of the Interior, or an official in the Office of the Assistant Secretary—Indian Affairs, or an official in the Bureau of Indian Affairs to whom the Secretary has delegated authority.

§ 26.2 Who authorizes this collection of information?

The information collection requirement contained in §26.9 has been approved by the Office of Management and Budget under the Paperwork Reduction Act of 1995, 44 U.S.C. 3507(d), and assigned clearance number OMB 1076–0062. This information is collected to determine whether an Indian person is eligible to participate in the Job Placement and Training Program and to determine the amount of assistance needed.

§ 26.3 What is the purpose of the Job Placement and Training Program?

The purpose of the Job Placement and Training Program is to assist eligible clients to obtain job skills and to find and retain a job leading to self-sufficiency.

§ 26.4 Who administers the Job Placement and Training Program?

The Job Placement and Training Program is administered by the Bureau of Indian Affairs or a tribal service provider. Tribes are encouraged to provide services directly to Indians by either entering into a Public Law 93–638 contract with the Bureau or a compact with the Office of Self-Governance.


§ 26.5 Who may be eligible for Job Placement and Training?

You may apply for assistance for employment or training if all of the following criteria are met:

(a) You meet the definition of Indian in §26.1; and
(b) You are residing on or near an Indian reservation or in a service area; and
(c) You are unemployed or underemployed or need and can benefit from employment assistance as determined by your servicing office; and
(d) You complete an ISP.

§ 26.6 Who is eligible to receive financial assistance?

Financial assistance is only available to persons:

(a) Approved for training that will lead to permanent, gainful and meaningful employment; or
(b) Who have obtained a job and need financial assistance to retain the job, as determined by the servicing office.

§ 26.7 How is financial need established?

You must show that current income and other available resources are not sufficient to meet employment or training goals.

§ 26.8 Where do I go to apply for Job Placement and Training assistance?

You may apply for Job Placement and Training assistance at the servicing office nearest to your current residence.

§ 26.9 How do I apply for assistance?

(a) You should contact the BIA office or the tribal service provider which is nearest to your current residence to get an application form; and
(b) You must complete the application process as established by your servicing office; and
(c) You must complete and sign an ISP.

§ 26.10 When will I find out if I have been selected for Job Placement and Training assistance?

(a) Your servicing office will notify you in writing within 30 calendar days once it receives a completed job training application request; or
(b) Your servicing office will notify you within five business days once it has received a completed Job Placement application and written job offer.

§ 26.11 What type of Job Placement and Training assistance may be approved?

Services provided may include funding for employment, training or supplemental assistance that supports job placement or training activities (see subpart B of this part for Job Placement or subpart C of this part for Training Services).

§ 26.12 Who provides the Job Placement and Training?

The Bureau or a tribal service provider may enter into contracts or agreements to provide facilities and services required for vocational training programs with:

(a) Indian tribal governing bodies. Training programs not operated by the tribe may be approved by the tribal service provider.
(b) Appropriate Federal, state, or local government agencies;
(c) Public or private schools with a recognized reputation in vocational education and successfully obtaining employment for graduates;
(d) Education firms that operate residential training centers; and
(e) Corporations and associations or small business establishments with apprenticeship or on-the-job training programs leading to a skilled employment.

§ 26.13 How long may I be in training and how long can I receive other assistance?

(a) Your training at any approved institution, apprenticeship, and/or on-the-job training must not exceed 24 months (see §26.18 for full-time definition) of full-time actual training hours.
(b) Registered nurse training must not exceed 36 months of full actual training hours.
(c) You may receive other financial assistance under this program determined by your ISP that you have developed with your tribal service provider.

§ 26.14 What or who is a service provider?

A service provider is an administrative unit of a BIA Regional Office, a BIA Agency Office, a BIA Field Office, a Tribal contracted office, or Alaska Native Federally Recognized Tribe, or a tribal organization, that provides grants to help offset the cost of vocational or technical training (at approved places), or immediate job placement services. To the extent resources will allow, other kinds of support service may also be available.

§ 26.15 What makes an applicant eligible for Job Placement and Training services?

A person is eligible for services if the applicant meets the definition of an American Indian or Alaska Native, who can demonstrate an unmet need and show a need for job training or placement services in order to become gainfully and meaningfully employed. Someone who is skilled, but needs financial assistance to get a job, and one who shows an aptitude and potential to benefit from this service is also eligible for services.
§ 26.16 If I am awarded financial assistance, how much will I receive?
(a) The amount of financial assistance you receive depends on your unmet needs. If applicable, you should apply for:
(1) A Pell Grant if your training institution offers this grant.
(2) Other education grants or loans for which you may qualify.
(b) The Bureau or tribal service provider will award financial assistance up to the level of your unmet need to the extent resources are available. It is possible that the combination of available financial assistance will not equal your financial need.

§ 26.17 Can more than one family member be financially assisted at the same time?
Yes, more than one family member can be assisted, providing that each applicant is eligible.

§ 26.18 What kinds of supportive services are available?
The BIA or tribal service provider may provide, but is not limited to, the following:
(a) Assistance in completing an application form and supporting documents.
(b) A description of the Job Placement and Training Program and related services.
(c) An assessment of eligibility.
(d) An assessment of need for employment services (or a combination of training and employment services).
(e) The creation of an ISP (which may include training and other support services).
(f) Counseling services that address cultural differences and strengthen probability of client success.
(g) Referral to other appropriate services.
(h) Youth work experience.
(i) Tools for employment.
(j) Initial union dues.
(k) Transportation of household effects.
(l) Security and safety deposits.
(m) Items to improve personal appearance such as professional work clothing.
(n) Housewares such as bedding and appliances.
o) Childcare.

§ 26.19 Will I be required to contribute financially to my employment and training goals?
Yes, Job Placement and Training Program clients are required to seek other funding, including the use of personal resources as a condition of their ISP.

§ 26.20 Can I be required to return portions of my grant?
Yes, grants are awarded for a specific purpose as described in the applicant’s ISP. If the funds cannot be spent according to the ISP, the unused portion must be immediately returned to the service provider’s job placement and training budget.

§ 26.21 Can this program be combined with other similar programs for maximum benefit?
Yes, combining this program with other programs is encouraged, to the extent that laws governing program services permit partnering with similar programs and resources.

§ 26.22 May we integrate Job Placement and Training funds into our Public Law 102–477 Plan?
Yes, tribes may integrate Job Placement and Training Program funds into their Public Law 102–477 Plan.

§ 26.23 What is an Individual Self-Sufficiency Plan (ISP)?
(a) An ISP is a document that:
(1) Spells out the details necessary for a client to assume a meaningful job (usually within a short period);
(2) Supplements the application process and includes needed finances, special clothing, transportation, and support services necessary for employment;
(3) Identifies all financial resources and determines the employment or training objective and activities planned to reach the objective;
(4) Outlines how the applicant will participate in job placement, where resources will allow.
(b) The employer’s job information and offer should be included in the ISP, which becomes a part of the application (and supporting documents).
(c) The ISP must indicate that the services received will meet the individual’s and tribal goals.

Subpart B—Job Placement Services

§ 26.24 What is the scope of the Job Placement Program?
The Job Placement Program assists Indian people who have job skills to obtain and retain gainful employment toward self-sufficiency.

§ 26.25 What constitutes a complete Job Placement Program application?
(a) An application form signed by the applicant and servicing office representative.
(b) An ISP, including a list of goods and services needed to get the applicant to the job, signed by the applicant and servicing representative.
(c) An accepted official document that shows the formal relationship between the applicant and a federally-recognized tribe and/or a document that shows an applicant’s eligibility for services.
(d) A statement by the service provider that the applicant has been declared eligible for services.
(e) A financial statement that reflects the applicants’ unmet need.
(f) An employer certification that the applicant has been hired. The certification shall include, at a minimum: job title, beginning date, beginning wage, date first full paycheck will be issued, and expected duration of the job.

§ 26.26 What Job Placement services may I receive?
As determined by the service provider, you may receive any of the following services such as transportation to work for a limited period, funds to finalize your job resume, and job placement assistance.

§ 26.27 What kind of Job Placement support services can I expect?
Service office representatives will make the determination of what support services are necessary and to be funded. Examples of job placement support services include, but are not limited to, resume preparation, interview techniques, job retention, and related resourceful living skills.

§ 26.28 What follow-up services are available after I become employed?
As determined by the service provider, the following type of services may be available to you: temporary housing, transportation to work for a limited period of time, work clothing, and childcare.

Subpart C—Training services

§ 26.29 What is the scope of the Job Training Program?
A service provider may offer career counseling, recommend training institutions that properly prepare applicants for entry into their career field, and help prepare applicants for gainful employment to the extent program funding will allow and based on applicants’ established need.

§ 26.30 Does the Job Training Program provide part-time training or short-term training?
Yes, part-time and short-term training are allowable provided the training assists individuals to develop skills necessary to acquire gainful employment, in accordance with the ISP, and depending upon availability of resources. Part-time means no less than
six credit units per semester (based on a nine-month school year).

§ 26.31 May I repeat my training?
Eligibility for repeat training and other financial assistance will be determined by your tribal service provider.

§ 26.32 What constitutes a complete Job Training Program application?
A request for training includes:
(a) Completed application form,
(b) ISP,
(c) Tribal affiliation document,
(d) Selective Service registration,
(e) Letter of acceptance from school,
(f) Statement of financial need, and
(g) Statement of eligibility.

§ 26.33 How do I show I need job training?
The need for Job Placement and Training is shown by completing an application for training and demonstrating financial need.

§ 26.34 What type of training assistance may be approved?
The following types of training that lead to gainful employment may be approved:
(a) Nationally accredited vocational training,
(b) Training and non-accredited vocational courses provided by a tribe,
(c) Training programs not operated by the tribe but approved by the service provider,
(d) Apprenticeship training supervised by a state apprenticeship agency or council or by the Federal Apprenticeship Training Service that is provided by a corporation or association that has been training bona fide apprentices for at least one year or any other apprenticeship program approved by the service provider, or
(e) On-the-job training offered by a public or private business that provides technical training.

§ 26.35 What kind of support services are available to me?
As determined by the service provider, training support services include, but are not limited to, stipends, public transportation, and childcare.

§ 26.36 What follow-up service is available after I complete training?
Job Placement assistance may follow training.

§ 26.37 Are there training standards that I must follow?
Yes, students must maintain the minimum academic requirements and be in good standing as set forth by the training institute. If an applicant is separated from training for good cause, the applicant may be responsible for repaying any portion of misused funds.

Subpart D—Appeal by an Applicant
§ 26.38 May I appeal a decision about my application?
If the servicing agency denies your application you may appeal under 25 CFR Part 2 by sending your appeal to your service provider. You will be provided with the information on how to appeal the decision in the decision letter.

PART 27—[REMOVED]

2. Remove part 27.

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