

(f) Oversight**(1) Annual evaluations**

Not later than 1 year after the date on which the Secretary awards a grant to an eligible applicant under the program, and annually thereafter for the duration of the grant, the Secretary shall conduct an evaluation of, and prepare a report on, the eligible applicant, which shall—

- (A) describe the performance of the eligible applicant; and
- (B) be used in determining the ongoing eligibility of the eligible applicant.

(2) Annual report**(A) In general**

Not later than 1 year after the date on which the Secretary awards a grant to an eligible applicant under the program, and annually thereafter for the duration of the grant, each eligible applicant receiving an award under the program shall submit to the Secretary a report describing the services the eligible applicant provided under the program during the preceding year.

(B) Report content

The report described in subparagraph (A) shall include—

- (i) a detailed breakdown of the Native businesses and Native entrepreneurs receiving services from the business incubator, including, for the year covered by the report—

- (I) the number of Native businesses and Native entrepreneurs participating in or receiving services from the business incubator and the types of services provided to those Native businesses and Native entrepreneurs;

- (II) the number of Native businesses and Native entrepreneurs established and jobs created or maintained; and

- (III) the performance of Native businesses and Native entrepreneurs while participating in the business incubator and after graduation or departure from the business incubator; and

- (ii) any other information the Secretary may require to evaluate the performance of a business incubator to ensure appropriate implementation of the program.

(C) Limitations

To the maximum extent practicable, the Secretary shall not require an eligible applicant to report under subparagraph (A) information provided to the Secretary by the eligible applicant under other programs.

(D) Coordination

The Secretary shall coordinate with the heads of other Federal agencies to ensure that, to the maximum extent practicable, the report content and form under subparagraphs (A) and (B) are consistent with other reporting requirements for Federal programs that provide business and entrepreneurial assistance.

(3) Report to Congress**(A) In general**

Not later than 2 years after the date on which the Secretary first awards funding

under the program, and biennially thereafter, the Secretary shall submit to the Committee on Indian Affairs of the Senate and the Committee on Natural Resources of the House of Representatives a report on the performance and effectiveness of the program.

(B) Contents

Each report submitted under subparagraph (A) shall—

- (i) account for each program year; and
- (ii) include with respect to each business incubator receiving grant funds under the program—

- (I) the number of Native businesses and Native entrepreneurs that received business incubation or other services;

- (II) the number of businesses established with the assistance of the business incubator;

- (III) the number of jobs established or maintained by Native businesses and Native entrepreneurs receiving business incubation services, including a description of where the jobs are located with respect to reservation communities;

- (IV) to the maximum extent practicable, the amount of capital investment and loan financing accessed by Native businesses and Native entrepreneurs receiving business incubation services; and

- (V) an evaluation of the overall performance of the business incubator.

(Pub. L. 116-174, §4, Oct. 20, 2020, 134 Stat. 840.)

§ 5804. Regulations

Not later than 180 days after October 20, 2020, the Secretary shall promulgate regulations to implement the program.

(Pub. L. 116-174, §5, Oct. 20, 2020, 134 Stat. 847.)

§ 5805. Schools to business incubator pipeline

The Secretary shall facilitate the establishment of relationships between eligible applicants receiving funds through the program and educational institutions serving Native American communities, including tribal colleges and universities.

(Pub. L. 116-174, §6, Oct. 20, 2020, 134 Stat. 847.)

§ 5806. Agency partnerships

The Secretary shall coordinate with the Secretary of Agriculture, the Secretary of Commerce, the Secretary of the Treasury, and the Administrator of the Small Business Administration to ensure, to the maximum extent practicable, that business incubators receiving grant funds under the program have the information and materials needed to provide Native businesses and Native entrepreneurs with the information and assistance necessary to apply for business and entrepreneurial development programs administered by the Department of Agriculture, the Department of Commerce, the Department of the Treasury, and the Small Business Administration.

(Pub. L. 116-174, §7, Oct. 20, 2020, 134 Stat. 847.)