

# May 2022 Federal Register Update

AIPI tracked the following Federal Register notices affecting Indian Country for the month of May 2022. This list includes notices published between April 25, 2022 and May 20, 2022.

1. **[Notice of Approved Class III Tribal Gaming Ordinances](#)**
  - Published on April 26, 2022.
  - The purpose of this notice is to inform the public of Class III tribal gaming ordinances approved by the Chairman of the National Indian Gaming Commission.
  - For further information, contact Tearanie McCain, Office of General Counsel at the National Indian Gaming Commission, 202-632-7003, or by facsimile at 202-632-7066.
  
2. **[Applications for New Awards; Education Innovation and Research \(EIR\) Program-Early-Phase Grants](#)**
  - Published on April 27, 2022.
  - The Department of Education is issuing a notice inviting applications for fiscal year 2022 for the EIR program—Early-phase Grants, Assistance Listing Number 84.411C (Early-phase Grants). Bureau of Indian Education Schools are eligible applicants to this program.
  - Deadline for Notice of Intent to Apply is May 27, 2022.
  - Deadline for the Transmittal of Applications is July 21, 2022.
  - Deadline for Intergovernmental Review is September 21, 2022.
  - For the addresses for obtaining and submitting an application, please refer to the Common Instructions for Applicants to Department of Education Discretionary Grant Programs, published in the Federal Register on December 27, 2021 (86 FR 73264), and available at [www.federalregister.gov/d/2021-27979](http://www.federalregister.gov/d/2021-27979).
  - For further information, contact Yvonne Crockett, U.S. Department of Education, 400 Maryland Avenue SW, Room 3E344, Washington, DC 20202-5900. Telephone: (202) 453-7122. Email: [eir@ed.gov](mailto:eir@ed.gov).
  
3. **[Applications for New Awards; Education Innovation and Research \(EIR\) Program-Expansion Grants](#)**
  - Published on April 27, 2022.
  - The Department of Education (Department) is issuing a notice inviting applications for fiscal year (FY) 2022 for the EIR program—Expansion Grants, Assistance Listing Number 84.411A (Expansion Grants). Bureau of Indian Education Schools are eligible applicants to this program.
  - Deadline for the Notice of Intent to Apply is May 27, 2022.
  - Deadline for the transmission of applications is June 21, 2022.
  - Deadline for intergovernmental review is August 22, 2022.

- For the addresses for obtaining and submitting an application, please refer to the Common Instructions for Applicants to Department of Education Discretionary Grant Programs, published in the Federal Register on December 27, 2021 (86 FR 73264) and available at [www.federalregister.gov/d/2021-27979](http://www.federalregister.gov/d/2021-27979).
- For further information, contact Yvonne Crockett, U.S. Department of Education, 400 Maryland Avenue SW, Room 3E344, Washington, DC 20202-5900. Telephone: (202) 453-7122 or email [eir@ed.gov](mailto:eir@ed.gov).

4. **[Applications for New Awards; Education Innovation and Research \(EIR\) Program-Mid-Phase Grants](#)**

- Published on April 27, 2022.
- The Department of Education (Department) is issuing a notice inviting applications for fiscal year (FY) 2022 for the EIR program—Mid-phase Grants, Assistance Listing Number 84.411B (Mid-phase Grants). Bureau of Indian Education Schools are eligible applicants to this program.
- Deadline for the Notice of Intent to Apply is May 27, 2022.
- Deadline for the transmission of applications is June 21, 2022.
- Deadline for intergovernmental review is August 22, 2022.
- For the addresses for obtaining and submitting an application, please refer to the Common Instructions for Applicants to Department of Education Discretionary Grant Programs, published in the Federal Register on December 27, 2021 (86 FR 73264) and available at [www.federalregister.gov/d/2021-27979](http://www.federalregister.gov/d/2021-27979).
- For further information, contact Yvonne Crockett, U.S. Department of Education, 400 Maryland Avenue SW, Room 3E344, Washington, DC 20202-5900. Telephone: (202) 453-7122 or email [eir@ed.gov](mailto:eir@ed.gov).

5. **[Federal Acknowledgment of American Indian Tribes](#)**

- Published on April 27, 2022.
- This proposed rule seeks input on continuation of an express prohibition on re-petitioning under the U.S. Department of the Interior's regulations for Federal acknowledgment of Indian Tribes. The acknowledgment regulations do not provide a regulatory path that allows re-petitioning, and since 1994, the regulations have expressly prohibited petitioners who have received a negative final determination from the Department from re-petitioning. The Department of Interior seeks input on maintaining the ban with revised justifications.
- Comments may be submitted through the following:
  - Federal rulemaking portal: <https://www.regulations.gov>. Follow the instructions for submitting comments.
  - Email: [consultation@bia.gov](mailto:consultation@bia.gov). Include the number 1076-AF67 in the subject line of the message.
  - Consultation with Indian Tribes. The Department will conduct two virtual consultation sessions and will accept oral and written comments through July 6, 2022..

- Thursday, June 2, 2022, 3 p.m. to 5 p.m. ET consultation session: <https://www.zoomgov.com/meeting/register/vJlscu2prz4pHbtqqZn0-5f8oRU5jEYKGDg>.
      - Monday, June 6, 2022, 2 p.m. to 4 p.m. ET consultation session: <https://www.zoomgov.com/meeting/register/vJlscu-opjMtHR5nht0X2HKcjOh35Oz23SU>.
      - Thursday, June 9, 2022, 3 p.m. to 5 p.m. ET listening session: <https://www.zoomgov.com/meeting/register/vJlscOGpqj8uG09-rMrR2FeecAzGmJmf78s>.
    - For further information, contact Steven Mullen, Federal Register Liaison, Office of Regulatory Affairs & Collaborative Action—Indian Affairs, (202) 924-2650, email: [RACA@bia.gov](mailto:RACA@bia.gov).
6. **[Notice of FTA Transit Program Changes, Authorized Funding Levels and Implementation of the Infrastructure Investment and Jobs Act; and FTA Fiscal Year 2022 Apportionments, Allocations, Program Information and Interim Guidance.](#)**
- Published on April 28, 2022.
  - This notice announces changes in Federal Transit Administration (FTA) programs in accordance with amendments to Federal public transportation law by the Bipartisan Infrastructure Law. This includes revised requirements and funding amounts for programs such as the Tribal Transit Program.
  - For further information, please contact John Bodnar, Director, Office of Transit Programs, at (202) 366-9091. Please contact the appropriate FTA Regional Office for any specific requests for information or technical assistance.
    - FTA Regional Office contact information is available at: <https://www.transit.dot.gov/about/regional-offices/regional-offices>.
7. **[Notice of Request for Information on Formula Grants to States and Indian Tribes for Preventing Outages and Enhancing the Resilience of the Electric Grid.](#)**
- Published on May 3, 2022.
  - The U.S. Department of Energy invites public comment on its request for information (RFI) regarding formula grants to be awarded to States and Indian Tribes to support investments for preventing outages and enhancing the resilience of the electric grid. The purpose of the RFI is to collect stakeholder feedback to inform DOE's structuring of such formula grants to States and Indian Tribes, with funding made available through a provision of the Infrastructure Investment and Jobs Act.
  - Responses to the RFI must be received by no later than 11:59 p.m. EDT on June 2, 2022.
  - Interested parties are to submit questions, comments, and responses to the Department's RFI to the following email address: [40101formulagrants@hq.doe.gov](mailto:40101formulagrants@hq.doe.gov). Include "Formula Grants to States and Indian Tribes for Preventing Outages and Enhancing the Resilience of the Electric Grid"

in the subject line of the email. Responses must be provided as attachments to an email. Responses must be provided as a Microsoft Word (.docx) attachment to the email, and no more than 5 pages in length, 12-point font, 1-inch margins. If possible, copy and paste the RFI sections as a template for your responses. It is recommended that attachments with file sizes exceeding 25MB be compressed (i.e., zipped) to ensure message delivery. Only electronic responses will be accepted. The complete RFI document, as well as, documents describing DOE's plans for implementing section 40101(d), and other pertinent information are available at <https://netl.doe.gov/bilhub/grid-resilience/formula-grants>.

- For further information, please contact Patricia Hoffman, Grid Deployment Office, U.S. Department of Energy, 1000 Independence Avenue SW, Washington, DC 20585 (202)-586-6074, [pat.hoffman@hq.doe.gov](mailto:pat.hoffman@hq.doe.gov).

8. **[Missing or Murdered Indigenous Persons Awareness Day, 2022](#)**

- Proclamation 10389 of May 4, 2022.
- Presidential declaring May 5, 2022, as Missing or Murdered Indigenous Persons Awareness Day.

9. **[Applications for New Awards; Native American-Serving Nontribal Institutions Program](#)**

- Published on May 10, 2022.
- The Department of Education (Department) is issuing a notice inviting applications for new awards for fiscal year (FY) 2022 for the Native American-Serving Nontribal Institutions Program, Assistance Listing Number 84.031X.
- Deadline for the transmission of applications is July 11, 2022.
- Deadline for intergovernmental review is September 7, 2022.
- For the addresses for obtaining and submitting an application, please refer to our Common Instructions for Applicants to Department of Education Discretionary Grant Programs, published in the Federal Register on December 27, 2021 (86 FR 73264) and available at [www.federalregister.gov/d/2021-27979](http://www.federalregister.gov/d/2021-27979).
- For further information, please contact Don Crews, U.S. Department of Education, 400 Maryland Avenue SW, Room 2B110, Washington, DC 20202-4260. Telephone: (202) 453-7920 or email [Don.Crews@ed.gov](mailto:Don.Crews@ed.gov).