

October 2022 Federal Register Update

APII tracked the following Federal Register notices affecting Indian Country for the month of October 2022. This list includes notices published between September 26, 2022 and October 21, 2022.

1. [Call for Nominations for Secretary Appointment to Treasury Tribal Advisory Committee](#)

- Published on October 4, 2022.
- The Designated Federal Officer of the Department of the Treasury Tribal Advisory Committee (TTAC) seeks nominees for one committee member. The TTAC was established to advise on matters related to the taxation of Indians, training and education for Internal Revenue Service (IRS) field agents who administer and enforce internal revenue laws with respect to Indian tribes, and training and technical assistance for tribal financial officers.
- Please send applications or recommendations to TTAC@treasury.gov, with a subject line “Treasury Tribal Advisory Committee member application or recommendation.” Self-nominations are welcome. The Department of the Treasury will accept applications for Secretarial appointments to the TTAC until November 18, 2022.
- The Department of the Treasury seeks applications from individuals with experience and qualifications in the subject areas identified by the TWGEA: the taxation of Indians, IRS field agent training, and Native American financial officer training and technical assistance. To apply, an applicant must submit an appropriately detailed resume and a cover letter that includes a description of the applicant's reasons for applying.

2. [2020 Census Tribal Consultation](#)

- Published on October 4, 2022.
- The Census Bureau will hold a Tribal consultation on the Detailed Demographic and Housing Characteristics File A (DHC-A) and Detailed Demographic and Housing Characteristics File B (Detailed DHC-B) on October 31, 2022, in Sacramento, California.
- The consultation registration link is <https://censustribalconsultationca.splashtat.com/>
- Deadline for input is November 30, 2022. Send comments to 2020DAS@census.gov Use the product name of either Detailed DHC-A or Detailed DHC-B in the subject line.

3. [Permits for Incidental Take of Eagles and Eagle Nests](#)

- Published on September 30, 2022.
- The U.S. Fish and Wildlife Service proposes rule revisions for a general permit option for qualifying wind-energy generation projects, power line infrastructure,

activities that may disturb breeding bald eagles, and bald eagle nest take. The revisions would propose to remove the current third-party monitoring requirement from eagle incidental take permits, and to update current permit fees and clarify definitions.

- Supplementary documents to this rulemaking action, including a draft environmental review and list of references cited, are available at <https://www.regulations.gov> in Docket No. FWS-HQ-MB-2020-0023. Documents and additional information can also be found at <https://www.fws.gov/regulations/eagle>.
- Written comments can be submitted through the following:
 - Supplementary documents to this rulemaking action, including a draft environmental review and list of references cited, are available at <https://www.regulations.gov> in Docket No. FWS-HQ-MB-2020-0023. Documents and additional information can also be found at: <https://www.fws.gov/regulations/eagle>.

4. Capabilities of Universities and Private-Sector Firms for Providing Technical Assistance to States, U.S. Territories, Indian Tribes, and Other Eligible Entities To Enhance the Resilience of Electricity Delivery Systems

- Published on October 7, 2022.
- The U.S Department of Energy (DOE) is seeking information from universities and private-sector firms, including non-profit organizations, on their capabilities for providing assistance to States, U.S. Territories, Indian Tribes, and other eligible entities to enhance their ability to plan and implement strategies for improving the resilience of systems that deliver electric power.
- Interested parties must check the full Federal Register notice for specific questions to respond to. Responses must be submitted to 40101TA@hq.doe.gov. Include “40101 TA RFI” in the subject line of the email.
- Responses to the RFI must be received by no later than 5:00 p.m. EDT on November 21, 2022.

5. National Call for Nominations for Resource Advisory Councils

- Published on October 5, 2022.
- The purpose of this notice is to request public nominations for 13 of the Bureau of Land Management's (BLM) statewide and regional Resource Advisory Councils (RAC) that have vacant positions or members whose terms are scheduled to expire. These RACs provide advice and recommendations to the BLM on land use planning and management of the National System of Public Lands within their geographic areas.
- Tribal government representatives are stakeholders that are eligible to be appointed to the RAC.
- Applications are available at your local BLM office or online at: https://www.blm.gov/sites/blm.gov/files/1120-019_0.pdf.

- BLM State Offices will issue press releases providing additional information for submitting nominations.
- For more information contact Carrie Richardson, BLM Office of Communications, at (202) 742-0649 or crichardson@blm.gov.

6. **[Native American Graves Protection and Repatriation Review Committee: Notice of Nomination Solicitation](#)**

- Published on October 5, 2022.
- The National Park Service is soliciting nominations for one member of the Native American Graves Protection and Repatriation Review Committee (Committee). The Secretary of the Interior will appoint one member from nominations submitted by Indian Tribes, Native Hawaiian organizations, or traditional Native American religious leaders. The nominee must be a traditional Indian religious leader.
- Nominations must be received by December 5, 2022, send nominations to Melanie O'Brien, Designated Federal Officer, National Native American Graves Protection and Repatriation Review Committee, via email nagpra_info@nps.gov.
- For further information contact Melanie O'Brien, via telephone at (202) 354-2201.

7. **[Advisory Committee on Tribal and Indian Affairs, Notice of Meeting](#)**

- Published on October 19, 2022.
- The Department of Veterans Affairs (VA) gives notice under the Federal Advisory Committee Act, 5 U.S.C. app. 2., that the Advisory Committee on Tribal and Indian Affairs will meet at the VA Central Office, 810 Vermont Avenue NW, Sonny Montgomery Room 230, Washington, DC on the following dates:
 - November 8, 2022, 1:00 - 4:00 PM EST.
 - November 9, 2022, 11:00 AM - 4:00 PM EST.
 - November 10, 2022, 10:00 AM - 12:00 PM EST.
- Virtual meeting links as well as meeting agendas are available on the full Federal Register link.

8. **[Notice of Deadline for Submitting Completed Applications To Begin Participation in the Tribal Self-Governance Program in Fiscal Year 2024 or Calendar Year 2024](#)**

- Published on October 19, 2022.
- In this notice, the Office of Self-Governance (OSG) establishes a March 1, 2023, deadline for Indian tribes/consortia to submit completed applications to begin participation in the tribal self-governance program in fiscal year (FY) 2024 or calendar year (CY) 2024.
- Completed application packages must be received by March 1, 2023 and can be sent to Sharee M. Freeman, Director, Office of Self-Governance, Department of the Interior, Mail Stop 3624-MIB, 1849 C Street NW, Washington, DC 20240.
- For further information contact Vickie Harvey, Office of Self Governance, Telephone (918) 931-0745.

9. **[Native American Graves Protection and Repatriation Act Systematic Process for Disposition and Repatriation of Native American Human Remains, Funerary Objects, Sacred Objects, and Objects of Cultural Patrimony](#)**

- Published on October 18, 2022.
- The Department of the Interior proposes to revise regulations to improve implementation of the Native American Graves Protection and Repatriation Act of 1990. These proposed regulations would clarify and improve upon the systematic process for the disposition and repatriation of Native American human remains, funerary objects, sacred objects, or objects of cultural patrimony. The proposed changes would provide a step-by-step roadmap for museums and Federal agencies to comply with requirements within specific timelines to facilitate the required disposition and repatriation. The proposed changes would describe the processes in accessible language with clear timelines and terms, reduce ambiguity, and improve efficiency in meeting the requirements. In addition, the proposed changes emphasize consultation in every step and defer to the customs, traditions, and Native American traditional knowledge of lineal descendants, Indian Tribes, and Native Hawaiian organizations.
- Comments on the proposed rule must be received by 11:59 p.m. EDT on January 17, 2023.
- Comments can be sent through the following with the Regulation Identifier Number (RIN) 1024-AE19:
 - Federal eRulemaking Portal: <https://www.regulations.gov>.
 - Mail to National NAGPRA Program, National Park Service, 1849 C Street NW, Mail Stop 7360, Washington DC 20240. Attn: Melanie O'Brien, Manager NAGPRA Rule Comments.
- For more information contact Melanie O'Brien, National NAGPRA Program, National Park Service, (202) 354-2201 or melanie_o'brien@nps.gov.

10. **[Self-Regulation of Class II Gaming](#)**

- Published on October 18, 2022.
- The National Indian Gaming Commission (NIGC) is amending its regulations regarding self-regulation of Class II gaming under the Indian Gaming Regulatory Act. The amendment revises the regulations to address an ambiguity in the petitioning process and clarifies the Office of Self-Regulation's (OSR) role once the Commission issues a certificate.
- The final rule is effective November 17, 2022.

11. **[Food Distribution Program on Indian Reservations Self-Determination Demonstration Project: Solicitation of Proposals for Additional Tribal Organizations To Participate](#)**

- Published on October 18, 2022.
- The Department of Agriculture (USDA) Food and Nutrition Service (FNS) is soliciting proposals from eligible Tribal Organizations to participate in a demonstration project to purchase agricultural commodities for the Food

Distribution Program on Indian Reservations (FDPIR). This demonstration project is authorized under the Agriculture Improvement Act of 2018. Response to this solicitation is available to Tribal Organizations that administer FDPIR and have not previously been awarded a contract. Tribal Organizations will be selected on a competitive basis and funding will be awarded through a self-determination contract.

- See the full Federal Register notice for more information about proposals. Proposals must be submitted by 11:59 p.m. ET on January 31, 2023.
- Email proposals to FDPIR-RC@usda.gov with subject line “FDPIR Demonstration Project.” Proposals received and date-stamped after the time listed in the DATES section of the notice will not be considered.
- For further information contact Barbara Lopez (barbara.lopez@usda.gov) and Rachel Schoenian (rachel.schoenian@usda.gov), Supplemental Nutrition and Safety Programs, Food and Nutrition Service, U.S. Department of Agriculture, 1320 Braddock Place, Alexandria, Virginia 22314, 703-305-2465 or email FDPIR-RC@usda.gov.

12. [Workforce Innovation and Opportunity Act: Native American Employment and Training Council](#)

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- Pursuant to the Federal Advisory Committee Act (FACA), as amended, and the Workforce Innovation and Opportunity Act (WIOA), notice is hereby given of the next meeting of the Native American Employment and Training Council (Council), as constituted under WIOA.
- The meeting will begin at 9:00 a.m. PDT, on Sunday, October 30, 2022, and continue until 4:30 p.m. The meeting will reconvene at 9:00 a.m., on Monday, October 31, 2022, and adjourn at 4:30 p.m. The period from 3:00 p.m., to 4:00 p.m., on October 31, 2022, is reserved for participation and comment by members of the public.
- The meeting will be held in person at the Citizen Hotel, 926 J Street, Sacramento, California, 95814.
- The meeting will also be accessible virtually on the Zoom.gov platform. To join the meeting use the following:
 - <https://www.zoomgov.com/j/1612156612>
 - Meeting ID: 161 215 6612

13. [Indigenous Peoples' Day, 2022](#)

- A proclamation by President Biden recognizing October 10, 2022, as Indigenous Peoples' Day.