

TRAINING AND EMPLOYMENT NOTICE	<b>NO.</b> 39-15
	<b>DATE</b> June 9, 2016

**TO:** ALL INDIAN AND NATIVE AMERICAN GRANTEEES

**FROM:** PORTIA WU /s/  
Assistant Secretary

**SUBJECT:** Native American Employment and Training Council Call for Nominations

- 1. Purpose.** To request nominations for consideration by the Secretary of Labor, Thomas E. Perez, for appointment to fill the expiring terms of membership on the Native American Employment and Training Council (Council) by the Workforce Innovation and Opportunity Act (WIOA) Section 166 grantees.
- 2. References.** Public Law 113-128 of the WIOA, section 166 (i)(4)(A).
- 3. Background.** The Council is mandated by WIOA, which states that the Secretary shall establish a Native American Employment and Training Council to facilitate the consultation described in Section 166(i)(2) and to provide the advice described in Section 166(i)(4)(C) of the statute. The Council is a non-discretionary committee that is operated in accordance with the provisions of the Federal Advisory Committee Act (FACA), as amended 5 U.S.C., App 2, and implementing regulations (41 CFR 101-6 and 102-3). The current Council Charter was renewed for two years, effective September 11, 2015. The Charter provides for the Council to be composed of no less than 15 members, but no more than 20, appointed by the Secretary pursuant to WIOA Section 166 (i)(4)(B), who are representatives of Indian tribes, tribal organizations, Alaska Native entities, Indian-controlled organizations serving Indians, or Native Hawaiian organizations.

Except as otherwise required by law, Council membership will be consistent with the applicable FACA regulations, as follows: a) membership on the Council will be fairly balanced; b) members will come from a cross-section of those directly affected, interested, and qualified as appropriate to the nature and functions of the Council; and c) the composition of the Council will therefore depend upon several factors, including i) the Council's mission; ii) the geographic, ethnic, social, economic, or scientific impact of the advisory committee's recommendations; iii) the types of specific perspectives required; iv) the need to obtain divergent points of view on the issues before the Council, such as, for example, those of consumers, technical experts, the public at-large, academia, business, or other sectors; and v) the relevance of State, local, or tribal governments to the development of the Council's recommendations.

To the extent permitted by FACA and other laws, Council membership should also be consistent with achieving the greatest impact, scope, and credibility among diverse

stakeholders. The diversity in such membership includes, but is not limited to, race, gender, disability, sexual orientation, and gender identity.

- 4. Action Requested.** The Secretary is seeking representatives for Hawaii, Oklahoma, Region II (Philadelphia) and Region IV (Dallas) listed below, and representatives from the “Other Discipline” category. For the “Other Discipline” representatives, the Secretary is seeking tribal nominations in the areas of business and entrepreneurship, economic development, secondary and post-secondary education, health care, and veteran services to join the Council and provide expertise on the WIOA Indian and Native American Programs. Instructions on submitting recommendations follow in this section.

Appointments for the following 5 members will expire on November 14, 2016:

REGION II, PHILADELPHIA (includes PA, WV, and VA)

Chief G. Anne Richardson

REGION IV, DALLAS (includes AR, CO, LA, MT, ND, NM, OK, SD, TX, UT, and WY)

Vacant

OKLAHOMA

Ms. Carla Bowlan

HAWAII

Ms. Winona Whitman

OTHER DISCIPLINE (Please Note: Only one slot for Other Discipline will be filled)

Mr. Michael Hunter

Dr. David Gipp

In reference to the “Other Discipline” memberships, the FACA regulations at 41 CFR Section 102-3.30(c), requires advisory committees to have a balanced membership, in terms of the points of view represented and the functions to be performed. Factors to be considered in achieving such a membership depend upon several elements including the vision and mission of the Secretary. Prospective nominees may represent various areas of expertise such as technical experts (e.g., “businesses, entrepreneurs”), education (including tribal colleges or universities), health care, elected tribal leaders, business, or other sectors. These individuals, as are members of the Council, must be representative of Indian tribes, tribal organizations, Alaska Native entities, Indian-controlled organizations serving Indians, or Native Hawaiian organizations. In nominating “Other Discipline” representatives, the factors described above must be considered.

Members of the Council shall serve at the pleasure of the Secretary for a two-year term designated by the Secretary in writing. The Secretary may consider nominations for

appointment to the Council as submitted by the grantee or tribal communities. All members listed above are eligible for nomination.

The Department will accept nominations from all grantees to fill seats on the Council representing “Other Discipline” memberships. Indian tribes and Indian, Alaskan Native, and Native Hawaiian organizations that do not administer a Section 166 grant may also submit nominations. Public Law 102-477 grantees and tribal officials are also eligible for appointment to the Council.

In submitting nominations, consideration should be given as to the availability of the nominee to attend and actively participate in Council meetings (a minimum of two meetings annually), the ability to serve on Council workgroups, and provide feedback to the grantee community. Communication between the Council member and his or her constituency is essential to the partnership between the Department and Indian and Native American communities. Members of the Council shall serve without compensation but shall be allowed travel expenses, including per diem in lieu of subsistence, as authorized by Section 166 (i)(4)(D)(i) and (ii) of WIOA.

The Division of Indian and Native American Programs will accept nominations electronically submitted to Athena Brown, Designated Federal Officer (DFO), at [brown.athena@dol.gov](mailto:brown.athena@dol.gov) or by fax at (202) 693-3817. A biography, resume, and acceptance form must be included in the nomination package. In addition, include the name and telephone number of the individual who is submitting the nomination. This information also may be mailed to:

U.S. Department of Labor  
Employment and Training Administration  
Division of Indian and Native American Programs  
200 Constitution Avenue, N.W.  
Room S-4209  
Washington, DC 20210

Attention: Athena Brown, DFO  
Phone: (202) 693-3737

All nominations must be submitted to the Department (**U.S. Postmarked or electronically dated, E-mailed, or faxed**) no later than 30 calendar days, excluding any Federal holidays, from the date of this notice. Submit Council nominations on the attached form and include a signed acceptance form from the nominee. The nomination package also may be sent by commercial carrier to the above address.

5. **Inquiries.** Inquiries should be directed to Ms. Athena Brown, DFO, at (202) 693-3737.
6. **Attachments.**  
Council Nomination Form  
Nomination Acceptance Form