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Dated: June 8, 2012.

Paul Zimmerman,
General Counsel.

DEPARTMENT OF THE INTERIOR
Bureau of Indian Affairs

Solicitation for Comments on the Proposed Realignment of the Division of Workforce Development from the Office of Indian Energy and Economic Development to the Office of the Deputy Director—Indian Affairs, Bureau of Indian Affairs

AGENCIES: Office of the Assistant Secretary—Indian Affairs and Bureau of Indian Affairs, Interior.

ACTION: Notice.

SUMMARY: The Office of the Assistant Secretary—Indian Affairs (AS–IA) is considering realigning the Division of Workforce Development (DWD), now located in the Office of Indian Energy and Economic Development (IEED) within AS–IA, to the Bureau of Indian Affairs, under the Office of the Deputy Director—Indian Services. This notice seeks comments on this proposed realignment from federally recognized American Indian Tribes and Alaska Native entities.

DATES: Interested persons are invited to submit comments on or before July 27, 2012.


FOR FURTHER INFORMATION CONTACT: You may request further information from Mr. Jack Stevens, Acting Director, Division of Workforce Development, Office of Indian Energy and Economic Development, U.S. Department of the Interior. Telephone: (202) 208–6764.

SUPPLEMENTARY INFORMATION:

I. Abstract

The AS–IA is considering realigning the DWD, now located in IEED, to the BIA, under the Office of the Deputy Director—Indian Services, to improve management efficiencies and strengthen the Public Law 102–477 demonstration project.

In 2005, DWD was realigned from the Office of Tribal Services (now the Office of the Deputy Director—Indian Services), BIA to the Office of Self-Governance. On August 29, 2006, it was realigned again, into IEED. The purpose of the action under consideration is to return DWD to the Office of the Deputy Director—Indian Services. This realignment will not result in any loss of funding or staff positions for DWD nor will it alter in any respect its responsibility to:

• Administer the Job Placement and Training Program under 25 CFR part 26
Rather, the realignment would reunite DWD with the Division of Human Services and the Division of Self-Determination, which perform complementary services and which are within the office of the Deputy Director—Indian Services. DWD transmits welfare funding under the BIA’s General Assistance Program and the Tribal Temporary Assistance to Needy Families Program (TANF); job placement and training aid under the Department of Health and Human Service’s Native Employment Works Program (NEW) program, the Department of Labor’s Workforce Investment Act (WIA), and the Department of Labor’s Section 166 Comprehensive Services Program and its Section 166 Supplemental Youth Services Program; funding for child welfare and child protective services under the Child Care and Development Fund Program (CCDF); funding for school supplies under the BIE Johnson-O’Malley (JOM) programs; and funding for burial services under 25 CFR 20.324–20.326. These operations align with the Division of Human Services, which administers social service, welfare assistance, and American Indian child welfare matters.

DWD provides many of its funding awards through Public Law 93–638 contracts, which the Division of Self-Determination oversees. The Division of Self-Determination also provides Public Law 93–638 training and technical assistance to the BIA and tribes and certifies Awarding Officials who monitor the performance of Public Law 93–638 contracts. For these operational reasons, AS–IA proposes to return DWD to its original home in the BIA.


Donald E. Laverdure, Acting Assistant Secretary—Indian Affairs.

DEPARTMENT OF THE INTERIOR
Bureau of Indian Affairs

Seminole Nation of Oklahoma—Alcohol Control and Enforcement Ordinance

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice.

SUMMARY: This notice publishes the Seminole Nation of Oklahoma—Alcohol Control and Enforcement Ordinance. The Ordinance regulates and controls the possession, sale and consumption of liquor within the Seminole Nation of Oklahoma’s Indian country. This Ordinance allows for the possession and sale of alcoholic beverages within the jurisdiction of the Seminole Nation of Oklahoma, will increase the ability of the tribal government to control the distribution and possession of liquor within their Indian country, and at the same time, will provide an important source of revenue, the strengthening of the tribal government and the delivery of tribal services.

DATES: Effective Date: This Ordinance is effective 30 days after June 12, 2012.

FOR FURTHER INFORMATION CONTACT: Diane Buck, Acting Tribal Government Officer, Eastern Oklahoma Regional Office, Bureau of Indian Affairs, P.O. Box 8002, Muskogee, OK 74402, Phone: (918) 781–4685; Fax: (918) 781–4649; or De Springer, Office of Indian Services, Bureau of Indian Affairs, 1849 C Street NW, MS–4513–MB, Washington, DC 20240; Telephone (202) 513–7626.


This notice is published in accordance with the authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs. I certify that the General Council of the Seminole Nation of Oklahoma passed and approved TO 20011–05 to amend Title 24 of the Seminole Nation Code of Laws and the Alcohol Control and Enforcement Ordinance on May 10, 2011.


Donald E. Laverdure, Acting Assistant Secretary—Indian Affairs.

The Seminole Nation of Oklahoma—Alcohol Control and Enforcement Ordinance, as amended, shall read as follows:

Section 701. Title

This Ordinance shall be known as the “Seminole Nation of Oklahoma Alcohol Control and Enforcement Ordinance.”

Section 702. Authority

This Ordinance is enacted pursuant to Article V of the Constitution of the Seminole Nation of Oklahoma.

Section 703. Purpose

The purpose of this Ordinance is to regulate and control the manufacture, distribution, possession, and sale of alcohol on Tribal lands of the Seminole Nation of Oklahoma. The enactment of this Ordinance will enhance the ability of the Seminole Nation of Oklahoma to control all such alcohol-related activities within the jurisdiction of the Tribe and will provide an important source of revenue for the continued operation and strengthening of the Seminole Nation of Oklahoma and the delivery of important governmental services.

Section 704. Application of Federal Law

Federal law forbids the introduction, possession and sale of liquor in Indian Country (18 U.S.C. § 1154 and other statutes), except when in conformity both with the laws of the State and the Tribe (18 U.S.C. § 1161). As such, compliance with this Ordinance shall be in addition to, and not a substitute for, compliance with the laws of the State of Oklahoma.

Section 705. Administration of Ordinance

The General Council, through its powers vested under Article V of the Constitution of the Seminole Nation of Oklahoma and this Ordinance, delegates to the Alcohol Regulatory Authority the authority to exercise all of the powers and accomplish all of the purposes as set forth in this Ordinance, which may include, but are not limited to, the following actions:

A. Adopt and enforce rules and regulations for the purpose of effectuating this Ordinance, which includes the setting of fees, fines and other penalties;
B. Execute all necessary documents; and
C. Perform all matters and actions incidental to and necessary to conduct its business and carry out its duties and functions under this Ordinance.

Section 706. Sovereign Immunity Preserved

A. The Tribe is immune from suit in any jurisdiction except to the extent that the General Council of the Seminole Nation of Oklahoma expressly and unequivocally waives such immunity by approval of such written resolution.
B. Nothing in this Ordinance shall be construed as waiving the sovereign