UNITED STATES DEPARTMENT OF LABOR

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NATIVE AMERICAN EMPLOYMENT AND TRAINING COUNCIL

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MEETING

+ + + + +

WEDNESDAY

WEDNESDAY
SEPTEMBER 23, 2021

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The Council met via videoteleconference at 1:30 p.m., Darrell Waldron, Chair, presiding.

PRESENT

DARRELL WALDRON, Region 1 & 2, Chair
JACOB BERNAL, Region 6, Vice Chair
KIM KANIATOBE CARROLL, Other Disciplines,
Secretary
CHRISTINE CAMPBELL, Region 5
LORA ANN CHAISSON, Region 4
PATRICIA HIBBELER, Region 6
MATTHEW LAMONT, Other Disciplines
CANDACE LOWRY, Region 3
ERWIN PAHMAHMIE, JR., Region 4
JOSEPH QUINTANA, Region 6
GARY RICKARD, Region 6
KAY SEVEN, Other Disciplines
WINONA WHITMAN, Region 6

ALSO PRESENT

ATHENA BROWN, Designated Federal Official
SUZIE CASAL, Tribal Tech, LLC
COURTNEY McCUSKER, Tribal Tech, LLC
LORENDA SANCHEZ, CA Indian Manpower Consortium

C-O-N-T-E-N-T-S

Call to Order/Roll Call 4
Approve Minutes and Follow-up of motions and resolutions - June 15-16, 2021 Council Meeting; Review and Approval of Agenda
Report Out on Meeting with Secretary Walsh
WIOA Reauthorization, NAETC
recommendations/discussion
Training and Technical Assistance,
Outlining Priorities
NAETC Subcommittees Review
NAETC Two-Year Strategic Plan Update
477 Update from Federal Partners Meeting 125
Recap
Adjourn

1 P-R-O-C-E-E-D-I-N-G-S 2 (1:36 p.m.)So I'm going to go 3 CHAIR WALDRON: ahead and call the meeting to order. 4 5 approximately 25 minutes of 2:00. We're about four minutes off. And you guys can all hear. 6 I can see, let me say it again. Okay, 7 8 so we're going to move into the blessing. Athena 9 Brown? 10 MS. BROWN: Creator, open our hearts 11 to peace and healing across all nations. We ask 12 that you provide protection for all people of the Earth. 13 14 We give thanks for bringing us here 15 together today and ask that you give blessings to 16 all the individuals who help to serve our Indian 17 community.

We ask that you provide us direction, keep us humble, allow us understanding and forgiveness of ourselves and others.

Help us keep focus on our mission and purpose as we seek to serve our Indian and Native

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American communities and all people. 1 2 We ask special blessings to our veterans, military, children, and youth and 3 4 elders, and those that are sick or facing challenges beyond their control. 5 Thank you for the gift of this day and 6 7 every day. We ask all of these blessings in the 8 name of our heavenly Father and Creator. Amen. CHAIR WALDRON: Yes, so are we going 9 to do roll call? Is Kim on? 10 11 MEMBER CARROLL: I am on. 12 CHAIR WALDRON: Okay, great. 13 going to do some announcements for structure, Kim. 14 MS. BROWN: Good afternoon to everyone. 15 16 This is Athena Brown. I'm the Designated Federal 17 Official for the U.S. Department of Labor, Native 18 American Employment and Training Council Meeting. 19 This is a public meeting of the Native 20 American Employment and Training Council. 21 meeting is subject to the rules of the Federal

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Advisory Committee Act.

The meeting is facilitated by our Council Chair, Darrell Waldron, or in Darrell's absence, Jacob Bernal, who is our vice chair.

The meeting is being recorded verbatim, so please note that the chair must first recognize anyone request to speak and that includes those that are on virtual.

So I would ask that the council members before they speak, clearly state your name or the region or discipline that you represent for recording purposes.

And also during the meeting, we ask that only the council members or individuals announced and recognized by the Chair speak during the meeting.

Members of the public should hold their comment until Day 2, September 23, at 3:00 p.m.

I would also like our TAT contractor,
Suzie Casal from Tribal Tech, to go over some
navigation tricks for the first-time users of
Zoom.

1	And Tribal Tech, when you are done you
2	can turn it back over to the Chair, Darrell
3	Waldron. Thank you.
4	CHAIR WALDRON: Thank you. And I
5	appreciate everyone's attempt. I know during
6	these COVID times it is difficult to where
7	someone's in person here and electronic, so we're
8	going to do the best that we can.
9	I'm sure there will be one or two
10	hiccups so do have some patience. So at this
11	point, I'd like to get, so if we can get Kim to
12	do roll call.
13	MEMBER CARROLL: Kim Carroll, Other
14	Disciplines, and I'll begin roll call. I'll
15	start with Christine Campbell.
16	MEMBER CAMPBELL: Present.
17	MEMBER CARROLL: Lora Ann Chaisson?
18	Region Four? No? Patricia Hibbeler, Region Six?
19	MEMBER HIBBELER: Present.
20	MEMBER CARROLL: Joe Hobot, Region
21	Five? Matthew Lamont, Other Disciplines?
22	MEMBER LAMONT: Present.

1	MEMBER CARROLL: Candace Lowry, Region
2	Three?
3	MEMBER LOWRY: Candace Lowry, Region
4	Three, present.
5	MEMBER CARROLL: Erwin Pahmahmie,
6	Region Four? Joseph Quintana, Region Six?
7	MEMBER QUINTANA: Present.
8	MEMBER CARROLL: Gary Rickard, Region
9	Six? Kay Seven, Other Disciplines?
10	MEMBER SEVEN: Present.
11	MEMBER CARROLL: Winona Whitman,
12	Region Six?
13	MEMBER WHITMAN: Present.
14	MEMBER CARROLL: Chief Anne
15	Richardson, Region Two? Michael Tucker, Region
16	Six? Jacob Bernal, Region Six? Darrell Waldron,
17	Region One and Two?
18	CHAIR WALDRON: Present.
19	MEMBER CARROLL: Kim Carroll, Other
20	Disciplines, present. We have nine members
21	present.
22	CHAIR WALDRON: So we do have a quorum

1	so thank you everyone. So the next item on the
2	agenda is the minutes.
3	You guys had a chance to review them.
4	Any corrections? If not, the Chair will
5	entertain a motion.
6	MEMBER CAMPBELL: So moved.
7	CHAIR WALDRON: We have a motion.
8	MEMBER CAMPBELL: Region Five,
9	Christine Campbell, so moved.
10	MEMBER HIBBELER: Patricia Hibbeler,
11	Region Six, second.
12	CHAIR WALDRON: Motion has been made
13	and seconded. Any discussion? Questions? All
14	those in favor, signify by saying aye.
15	(Chorus of aye.)
16	CHAIR WALDRON: Opposed? Abstention?
17	The records show it is unanimously passed.
18	MEMBER CARROLL: Mr. Chair?
19	CHAIR WALDRON: I'm sorry?
20	MEMBER CARROLL: Excuse me, Kim
21	Carroll, Other Disciplines. Chairman Waldron, I
22	just received a message from Erwin. He's trying

1	to get into the meeting.
2	CHAIR WALDRON: Thank you. Ms.
3	Carroll, can we verify the count of members
4	present.
5	We have 10 on our end. Can we verify
6	the number? You said nine. Did you count
7	yourself?
8	MEMBER CARROLL: Yes, I had nine.
9	Gary Rickard? I thought I saw his name on there,
10	but he did not respond.
11	CHAIR WALDRON: I think Erwin is the
12	tenth one, trying to get in.
13	MEMBER CARROLL: Okay, Erwin, and Lora
14	Ann is also trying to get in.
15	MEMBER CHAISSON: I just got in.
16	Thank you.
17	MEMBER CARROLL: Ah, there you are.
18	Okay.
19	CHAIR WALDRON: Thank you.
20	MEMBER PAHMAHMIE: Good to see
21	everybody.
22	MEMBER CARROLL: Erwin.

1	CHAIR WALDRON: Now we have 11. Kim?
2	Well, Lora Ann, too.
3	MEMBER CARROLL: With 11, we have a
4	quorum.
5	CHAIR WALDRON: Thank you.
6	MEMBER SEVEN: Would it help if we
7	write in the chat that we're here?
8	CHAIR WALDRON: I'm sorry?
9	MEMBER SEVEN: Would it help if we
10	write in chat that we're present?
11	CHAIR WALDRON: Yes, I think it would.
12	We're still recording. We can't see the chat
13	from this distance, but you can have it.
14	Thank you. So Suzie, I was mentioning
15	you speak. Try to speak directly into the
16	microphone.
17	So this next topic here, report out of
18	the meeting, Secretary Walsh, and then there were
19	some follow-up from some of the other members.
20	Did I miss something?
21	MS. BROWN: Did you approve the
22	minutes?

CHAIR WALDRON: Yes. So there was some follow-up discussions with some of the other folks that met with us as part of the meeting of the Secretary.

And I know some members had conversations with them as well. And if some of those around is called today, try to fill in some of the sports.

So we had what I considered to be a very good meeting with the Secretary. We discussed our circumstances with him and some of our concerns that we were asking for support on.

There was an acknowledgement of understanding of those concerns and there appeared to be a positive attitude toward some of our requests back and forth.

We did reiterate that he would make himself available to speak with us, that doing it potentially by Zoom made it easy for his office to communicate.

We did have a follow-up meeting with him with another committee, and that was part of

some of the requests that we talked about and has found a favorable consideration for the things that we are asking for.

If you remember, we put forth a statement of urgency in transition, and there were some other discussions around meeting of the folks that are working with the jobs program and with the state programs, including the Native American and the MOUs and things of that nature.

Anybody else want to add anything else on how they felt the discussion went? It was with the full council.

Anybody on the call? So there were two follow-up discussions, one with Brent, I forget his last name. Brent Parton, also with Richard Cesar.

With Brent, we went over the statement of urgency with a little bit more detail for him.

And they had a couple of questions.

And we sent him a copy of some of the old statements that we had done in the past that we felt were not dealt with, and we added in some

new ones.

We felt the budget increase, the cost of training increase because of COVID, had everybody switching into electronic type training, and that we really pleaded for an increase to our budget to rise in cost per participant in order to be competitive with what's coming with apprenticeship and what's coming with infrastructure and all the opportunities that arise in this administration with our community.

Brent reechoed support, that they would keep us informed on the discussions back and forth.

And then we communicated one more time with a committee involved with some of the discussions that we had in our document.

And I think it was the Center on

Education Committee for Appropriations called and
was very interested in the document and wanted to
have a follow-up call on that.

So I feel good about our

communications with him. I think we presented a good case. He was animated back and forth with us.

He mentioned a couple of contacts. We have been in touch with them. I am feeling good about first interaction and our second with him.

I know there was still some business that we would like to get done while we meet these next two days, as part of our youth program and performances and also information in the town meeting that we heard yesterday around a new law, I guess, that's going to become our performance about our petition that's going into employment.

And then when they potentially three to six months out, but they'd still have to be working with the same company. If they are not, it's considered not employed.

And they're looking for a methodology to better collect that information. There was quite a big discussion around it.

And I would hope that we would let a resolution on our opinion of it today, because

that's what they're looking for. 1 2 I think the consultation is around October 19, was it? Do you remember? 3 Yes, it's coming up. 4 MS. BROWN: CHAIR WALDRON: Which would be tribal 5 consultation with our tribal leadership. 6 7 think we put forth our recommendations from here. 8 And I also think that there is 9 probably some communications back and forth with our tribal leadership participating in that call. 10 11 Seems like the methodology itself is 12 what they're looking for. And there is a 13 question about the youth, because the youth, a 14 lot of them are high school, they work for the summer, and then they go back to school and 15 16 finish, so we don't know that they should be 17 affected by it because they're not going to be in 18 the same employment. 19 So I see some of that discussion 20 taking place while we're here and also some

discussion around the competitiveness in this

program.

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At one time, it was not competitive. 1 2 It was formula funded. And when we have these competitions, it's like only three or four, our 3 competition out of 160 or whatever the number is 4 5 of grantees. That just seems to be a waste of 6 7 resources, time and energy, particularly with the 8 infrastructure bill passing and get some of the 9 persons that we want to deal with that would be 10 associated around Secretary Walsh. 11 Any comments and/or discussion for the 12 record around that? 13 MEMBER SEVEN: This is Kay, I have my 14 hand up. 15 CHAIR WALDRON: Go ahead. 16 MEMBER SEVEN: Both of the meetings 17 that were with the Secretary of Labor, I guess 18 for the council members that weren't present, I 19 guess, is there, did anyone take any minutes or

CHAIR WALDRON: We are waiting for an

have a summary of what occurred and what our next

steps will be?

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official response. We had an oversight that got 1 2 lost somewhere in the transaction. And it's an actual letter that we 3 4 needed. We don't know what happened to the 5 letter. We did another letter today and 6 followed it out. And so official response has 7 8 not come back. Is that accurate, Athena? 9 MS. BROWN: Athena Brown speaking on behalf of the Division of Indian and Native 10 11 American programs. Kay, let me just clarify your 12 question. 13 Are you asking about the recommendations that went forward to the 14 Secretary of Labor for NAETC or are you asking 15 16 about the upcoming consultation? 17 MEMBER SEVEN: I believe it was, 18 Darrell, were you, you were doing a report based 19 on the Letter sent to the Secretary, right? 20 I believe it was, Darrell, were you, 21 you were going to generate a report based on what

you sent to the Secretary right?

MS. BROWN: So the letter has been -I, on behalf of DINAP, forwarded the letter to
the -- to the correspondence tracking system.

A question came up that they were expecting the letter with the recommendations to be on letterhead, specifically stating that they were submitted on behalf of the Native American Employment and Training counsel.

And I just received a copy of the letter from Kim Carroll. So there a little bit of confusion about how the letter was transmitted.

As you know, through the Federal Advisory Committee Act, the Department to act very mindful, that everything has to be real official, even if it does come through email.

So there was a little confusion about the way that the recommendations came through and they just wanted to make sure that the council had officially transmitted those recommendations.

So my understanding is that the Committee Management Officer in the Department of

Labor deferred to the Employment and Training
Administration through Kim Vitelli.

And I believe that they went ahead and processed, recorded the recommendations and the Department will be preparing an official response.

But nonetheless, my understanding,

Darrell, correct me if we're wrong, or if I'm

wrong, is that today, Darrell signed a letter

transmitting the recommendations again on Rhode

Island letterhead, specifically stating that

attached is the official transition document with

the NAETC recommendation.

But I just want to make clear that the Department has put forward those recommendations to our correspondence tracking system. So we are preparing a response. Thank you.

CHAIR WALDRON: Thank you. Does that help? So in your minutes, near the, I guess toward the center, there's the update from the Secretary of Labor which kind of highlights some of the comments that I was just talking about

that we voted on today.

But as of right now, there is no official guidance back from the Department of Labor because they're just now receiving the letter.

I do anticipate, and it's something that I'm asking this question, I do anticipate another meeting because there's a couple issues.

It's been difficult to conduct business and get answers back with what's happened with the COVID with us only meeting two times.

And one of the times was just to update and reinforce the work that's been going on with new members that were put on.

And so the other reason we had one, the one we just finished up at these minutes of forum, was an official working meeting.

And now that council is about to change again because the time allotted to those members has expired and new members have been put forward.

Originally, we had it staggered terms 1 2 so that we always could meet and have authority. So October 23, we should know who the new folks 3 4 are who have been assigned. And so I think we can put forth a 5 6 heavy agenda. 7 MEMBER SEVEN: I have my hand up. 8 CHAIR WALDRON: Many have resubmitted 9 their nominations and so we're expecting them to be in authority around October 23. 10 11 And so I think we build an agenda item 12 moving into that and then we have to schedule a 13 meeting. Athena, the Chair recognizes Athena. 14 MS. BROWN: So al the terms expire on 15 October 23. We have received all the 16 nominations. The closing date was August 30th. 17 So currently, as a DFO, I am compiling 18 all of the materials along with the decision memo 19 that will move forward through the correspondence 20 tracking system internally to the Department of 21 Labor.

All of the candidates that submitted

nominations will be vetted. There have been, there are some new nominations, and there are a few council members that did not submit application for renomination.

So as you know, the charter requires that we have 15 members but no more than 20 on the council, and there have been several members that would fit in other disciplines.

So we are, in the Department, we will be reviewing those nominees, submitting the recommendation forward to our clearance process after all of those candidates are vetted, either through Departmental clearance and/or White House vetting, and then those recommendations will, once they're vetted, they will formally be put forward to the Office of the Secretary where they are again reviewed.

So once they submit their review and agree to who is going to serve on the council, the formal letters will be sent out to the Advisory Council members confirming their nomination.

And the date that it is confirmed will 1 2 start the next two-year term. So for instance, they were confirmed two years ago on October 23, 3 4 2019. 5 Two-year term expires October 23, 6 2021, and this new term will start whenever the 7 Secretary of Labor officially signs your letter. 8 Thank you. 9 CHAIR WALDRON: Thank you, Athena, so 10 11 Permission to speak? MEMBER HIBBELER: 12 CHAIR WALDRON: Yes. Chair recognizes 13 Patty. 14 MEMBER HIBBELER: Patty Hibbeler, 15 Region Six. Athena, do you have any kind of 16 timeframe for when you think that might occur? When the letters would be distributed? 17 18 MS. BROWN: I can give my best guess, 19 and I would anticipate at least perhaps late 20 October, because we've already started the 21 compilation of all the bios and the other types 22 of information.

And once I forward that, it won't be 1 2 until after this week because I'll be back in the office next week. So that will go forward to 3 4 EPA. MEMBER HIBBELER: Thank you. Quicker 5 than I thought. 6 MS. BROWN: Well, that's just my best 7 8 guesstimate. The process, internal process, 9 these clearance processes, take a long time, and decision memos take a long time because they go 10 11 through multiple clearances. 12 So it may be even later than that. 13 I'm just guessing. 14 MEMBER HIBBELER: Thank you. 15 CHAIR WALDRON: For those, with all 16 due respect, I believe we are meeting next week 17 to ask you about business that needs to move 18 forward to benefit our community. 19 There will be effective advisory for 20 the secretary, and I know there's been some 21 communications back and forth on our workgroups

meeting in between the meetings, whether it's

officially allowed, whether it's unofficially allowed, but it makes it difficult for important things of this nature to move.

So we effectively had two meetings.

One was an update and discussion about strategic planning, and then the second one we actually conducted some business and this body is about to end.

So the new body will won't be in its place but I think maybe we can put forth a working agenda that hopefully we can pick up when the new group is officially put into their authority.

Otherwise, we may not be effective enough to validate change. You know, it's moving slow, but it is moving on the appropriations and all the opportunity to put language enforces is probably now.

And the reason that this document is over consideration for reauthorization, and we need to be careful with confusion as well, prior to someone to work with.

1 Again, within the federal government 2 sometimes, there are so many technicalities in there that we are not as prudent as a DFO who is 3 4 advising us. 5 But in the same stance, you've got to do business and get business done. But when a 6 favorable administration and a favorable 7 8 secretary brought to me, and I think it's 9 important that we move with an assertive approach, improve the quality of this program in 10 11 the light of the shift. 12 I think we have some business. have a consideration for reauthorization. 13 14 get some discussion on it and see what we can do 15 about moving it forward. 16 So I'll give you a couple minutes to 17 go over it. I'm sure you guys have a copy of it 18 where you are. 19 MEMBER SEVEN: A copy of what? 20 CHAIR WALDRON: It's called a 21 Consideration for Reauthorization.

MEMBER SEVEN: Can I ask a question

before we go over the document?

CHAIR WALDRON: Yes.

MEMBER SEVEN: So I guess you know we're looking at a transition from this council to the next council. I guess I'm a little confused with the meetings of the Secretary of Labor.

So I think the meetings that were all on the best interest of the 166 and 477 grantee, but not necessarily from the council.

But I entertain that the next council convening is, traditionally we have a single sitting with the Secretary of Labor.

And so hopefully at that next time, we able to officially meeting at the Council of the Secretary of Labor versus having to sidetrack and go through different means where I'm just catching up on all the news that has happened since the meeting started, when I know that at one point, I wanted to sure that, that is a not, who are the team members that had the meeting with Secretary and I had to make sure that the

1	577 Tribe was also present as well.
2	CHAIR WALDRON: So Secretary with this
3	body, we all met and discussed
4	MEMBER HIBBELER: The authority of the
5	council?
6	CHAIR WALDRON: I believe it was most
7	of them in attendance. Am I saying that
8	correctly, Patty? Margaret. Yes, I know
9	Margaret was there.
10	MEMBER HIBBELER: Yes, so just a point
11	of clarification, Chairman, Patty Hibbeler,
12	Region Six, so when we met in our last meeting
13	and Chairman was on for just, he was with us for
14	a short amount of time. He had just joined.
15	So Secretary Walsh was there moved.
16	So I don't think we exactly had the best
17	conversation we would have liked.
18	I think that Kay, and Kay, correct me
19	if I'm wrong, you're alluding to was at the end
20	of our Council meeting.
21	Chairman, you had mentioned you and
22	Margaret were going to meet face-to-face. Your

1	secretary, I'm not clear if that happened.
2	CHAIR WALDRON: Thank you. So
3	MEMBER HIBBELER: So I think that's
4	what Kay is alluding to.
5	CHAIR WALDRON: So there was a
6	separate meeting, where it would be origins of
7	the documents that we forward, which was to the
8	NINAETC employment committee for the conference,
9	whereas myself, Lorenda Sanchez, Margarette and
10	Jacob Bernal joined in, and we had the
11	conversation furthering the ethics that we put
12	forth in the recommendations.
13	But we are anticipating and inviting
14	him to our next council meeting, whenever that
15	would be, once we are in place.
16	And they are looking forward to that
17	meeting as it was communicated this week by
18	Richard Cesar.
19	MEMBER SEVEN: So yes, you're talking
20	about our June agenda where we had Marty Walsh on
21	our agenda at that time.
22	CHAID WAIDDON. Ves We invited him

He sounds eager to, Richard Cesar, he sounds eager to meet with us.

So going back to my comments about putting forth an aggressive agenda and doing some business, hopefully while we're here this week that we can have those discussions when we meet with him, which I hope is soon.

So you have in your packet considerations for WIOA authorization, and we also have some discussion around what we heard yesterday about entering into employment with our participants remain under the same employer to count as a positively employed participant.

If they are not with the same employer, we do not get that. It is not a supplemental benefit for them being employed with a different employer. That was discussed yesterday.

Yes, the Chair recognizes Athena Brown.

MS. BROWN: This is Athena Brown speaking on behalf of the Division of Indian and

Native American Programs, and I want to provide some clarification for those who are participating virtually and who may have not been able to listen to the town hall meeting yesterday conducted by the Department of Labor.

The Department of Labor is coming out with a notice of proposed rulemaking because one of the performance indicators serving the effectiveness of employers has never really been defined in WIOA law.

All the other performance indicators were defined, but that one indicator was never defined.

So in October, on October 18, I believe, the Department, we had a Town Hall at this conference just to go over preliminary information on what the Department is moving forward in planning in terms of the formal tribal consultation.

And that's what Chairman Waldron alluded to is that perhaps recommendations can come from the body regarding that proposed

rulemaking and recommendation to this counsel. 1 2 Some of the questions that arose yesterday from the town hall was, is this measure 3 4 going to be applicable to the Supplemental Use 5 Services Program. As all of you know, a very large 6 percentage of our grantees operate summer only 7 8 programs, and this would of course affect those 9 grantees. Further, right now, we do not have a 10 data collection system in place for collecting 11 12 these measures. 13 We only have a data collecting system 14 for collecting information for the adult program. So all those considerations have to be 15 16 considered by this body and they are open to 17 taking suggestions from this council to move 18 forward with recommendation. Thank you. 19 CHAIR WALDRON: Great. Thank you, 20 Okay. Kim, you have your hand raised? Athena. 21 You're on mute. 22 MEMBER SEVEN: I did earlier, so I'm

not too sure how to let you know we're raising 1 2 our hand. Okay, so Suzie Casal, 3 CHAIR WALDRON: 4 are you able to see them, Suzie? Okay, so we 5 will acknowledge the hands. So I would instruct, if you can at 6 7 this point, go through this document. You know, 8 guys, I just get frustrated because we only have 9 a little time, right, that we get together and we have to learn to move our agenda. 10 11 So I'd just like to get to this one so 12 we can get some work done. We've got a short 13 agenda today and a time span, and I think this is 14 very important what's on here because it is going to affect us. 15 16 So if we could just summarize it a 17 little bit and we can discuss it. Chair 18 recognizes Christine. 19 MEMBER CAMPBELL: Thank you, Chairman. 20 Christine Campbell, Region Five. I'm looking at 21 the document --22 CHAIR WALDRON: Turn your mic, please.

	sorry. sorry.
2	MEMBER CAMPBELL: No, I think it's
3	good to have my back to the okay, thank you.
4	Is that better?
5	So I'm looking at the document,
6	Considerations for WIOA Reauthorization. I'm
7	looking at number three on the first page,
8	Section 166, where it states, every four years
9	the Secretary shall on a competitive basis.
10	I don't know we put that in there, but
11	I'm suggesting that that come out, the
12	competitive basis, and that it used to be
13	discretionary basis?
14	CHAIR WALDRON: I think you're stating
15	what the process is now in this statement, and at
16	one time it was not competitive. It became
17	competitive.
18	MEMBER CAMPBELL: So is this worded
19	correct as is?
20	CHAIR WALDRON: I believe the
21	statement there is worded now, and then we are
22	going to

1	MEMBER CAMPBELL: Okay.
2	CHAIR WALDRON: hopefully affect
3	some recommendations for change.
4	MEMBER CAMPBELL: Okay. That was my
5	comment on that, number three. Thank you.
6	MEMBER CARROLL: Chairman?
7	CHAIR WALDRON: Yes?
8	MEMBER CARROLL: Kim Carroll, Other
9	Disciplines. Do I understand that the
10	recommendations that we're considering that we're
11	considering are to those things that are written
12	in red?
13	CHAIR WALDRON: I believe so but
14	mine's not in red.
15	MEMBER CARROLL: But it appears that
16	there's a paragraph and the end of each of them
17	that, not of each of them but under some of them.
18	I can send this document if that would be
19	helpful.
20	CHAIR WALDRON: In black and white.
21	MEMBER CARROLL: Okay. The first
	-

1	number 1, the very last paragraph, Recommendation
2	to Emphasize a Political and Legal Relationship.
3	CHAIR WALDRON: That's not Section C?
4	MEMBER CARROLL: This is Section
5	166(a)(2) Purpose, Indian Policy.
6	CHAIR WALDRON: Okay, (a)(2), yes. So
7	that is a proposed change.
8	MEMBER CARROLL: Correct. And that's
9	what is in red. The rest of it is in black. And
10	then number 2, the entire paragraph is in red.
11	Am I understanding it?
12	And then like number 3, the first
13	paragraph is in black, but then the next
14	paragraph is in red. So I'm not real sure how it
15	applies to the first paragraph.
16	I would think that is where we would
17	want to put competitive.
_ /	35 Fut 35
18	CHAIR WALDRON: So now that we can see
18	CHAIR WALDRON: So now that we can see
18 19	CHAIR WALDRON: So now that we can see it in color, which is nice, these are the

1	section that that's hard for me to read. I
2	can't see it. I'm old now.
3	MEMBER CARROLL: Can you see my
4	screen? Do you want me to share my screen?
5	Would that do better?
6	CHAIR WALDRON: You have it up on the,
7	I think it's up on the screen now by somebody.
8	MEMBER CARROLL: Okay, great. I'll be
9	quiet, then. Thank you.
10	CHAIR WALDRON: No, no, you were very
11	helpful. So let's go back to Christine's
12	comments in Section 3 and see what's in red.
13	So identification has been issued in
14	the WIOA. All tribes, tribal organizations,
15	Indian Controlled Organizations, on and off
16	reservations, serving Indian care, no Indians
17	left behind.
18	We want to add that language there?
19	Am I correct in that? Did you folks mean that in
20	that manner?
21	MEMBER CARROLL: I'm not
22	CHAIR WALDRON: Sure.

MEMBER CARROLL: Thank you, Chair. 1 2 CHAIR WALDRON: That is what we're proposing as a change, or in addition to it. 3 I think there's some second recommendations later 4 in the document that's more direct but that was 5 6 only one. 7 MEMBER CARROLL: Okay. Okay. 8 CHAIR WALDRON: All right. So this is 9 consideration for reauthorization to add language to it to reinforce our position for our 10 11 communities. 12 And by stating this, is what it's 13 presently in there, in black. So this can be 14 added to, amended, and we move now, because we're 15 in a discussion at this time. 16 MS. BROWN: Chair? Yes, the Chair 17 CHAIR WALDRON: 18 recognizes Athena. 19 MS. BROWN: Athena Brown on behalf of the Division of Indian and Native American 20 21 Program. I believe that the intent of that was

to change a program from a competitive basis.

1 So strike, I think the intent was 2 actually to strike "shall on a competitive basis." 3 Then it would read, "every four years, 4 5 the secretary shall make grants to or enter into 6 contracts or competitive" the rest of that 7 sentence. Okay. Thank you. 8 MEMBER CARROLL: Chair? 9 CHAIR WALDRON: Yes? Hi, Kim Carroll, 10 MEMBER CARROLL: 11 other disciplines. Should we entertain a motion 12 to make that change since that's not on this 13 document? 14 CHAIR WALDRON: Right, so we can 15 effectively mark this document up now, is that 16 correct? Yes, so, yes, we can. 17 So the Chair recognizes Kim Carroll's 18 motion. What is the motion? 19 MEMBER CARROLL: The motion is to 20 strike, to recommend that they strike "on a 21 competitive basis" under Section 166(b), Program Authorized. 22

1	CHAIR WALDRON: And so then finish
2	with the record attempting to find. That would
3	eliminate a competitive basis and then it would
4	just pick up make grants to, is that correct?
5	MEMBER CARROLL: Yes, sir.
6	CHAIR WALDRON: So the Chair has,
7	there's a motion on the floor. Is there a
8	second?
9	MEMBER CAMPBELL: Yes, Region Five,
10	Christine Campbell, I second.
11	CHAIR WALDRON: The motion has been
12	made and a second. Is there any discussion or
13	questions on the motion? All those in favor,
14	signify by saying aye.
15	(Chorus of aye.)
16	CHAIR WALDRON: Nays? Objections?
17	Passes unanimously.
18	MEMBER CARROLL: Thank you.
19	CHAIR WALDRON: And the second
20	MEMBER HIBBELER: Chair?
21	CHAIR WALDRON: Yes?
22	MEMBER HIBBELER: Permission to speak?

Patty Hibbeler, Region Six. I'm wondering since 1 2 some people have it in red and some may not, but we just go through one by one? 3 4 So that way, we have clear in the 5 minutes what we're agreeing to and what we may want to change that language. 6 So just a point of 7 process, if that's helpful. 8 It is, and when we CHAIR WALDRON: 9 look at the document, there is a little bit difference in the boxes. 10 11 They don't have section titles in them so you can kind of pick up because I'm trying to 12 13 identify the various now. 14 So we want to move over to the Okay. next section or did you want to go back up to the 15 16 document to Section 166, Purpose and Policy? 17 And then underneath, recognition that 18 we are emphasizing things that would improve 19 through the relationship. You want to stop 20 there? No? 21 MEMBER HIBBELER: Absolutely. 22 Chair, I also have a question. Patti Hibbeler,

Region Six.

Who drafted this? For many of us, it's the first time that people are seeing it. So given the background would be helpful.

CHAIR WALDRON: This is a form that we have the authority to bring a subject matter expert to the table. That's the exact thing that I think will clarify what we're all trying to do.

It does not make it easy with the electronics and not seeing what everybody has.

It's discombobulated.

MEMBER HIBBELER: The chair recognizes

Lorenda Sanchez. The chair is recognizing a

subject matter expert on the language that we are

working presently on. Here, you want to use that

chair?

MEMBER SANCHEZ: Sure. Hello, Lorenda Sanchez, Executive Director, California Indian Manpower Consortium and a former member of the Native American Employment and Training Council.

In preparing the transition paper, for the Secretary Walsh and the new administration,

documents that have been previous prepared and executed through discussion and motions of the council over the Workforce Innovation Opportunity Act, that timeframe, were reviewed and used to share with the current administration the concerns that had been worked at the prior council meeting and also had discussion by the council and the workgroups who are looking at what we called the Statement of Urgency and Opportunity for our Indian Workforce Development.

The paper included both Section 166,
Indian and Native American programs, and the
concerns of the Public Law 102.47750 Workgroup.

We looked at the strength of the current Workforce Innovation Opportunity Act legislation, but we also spent a little bit of time and hope to be able to address some of the issues that are included in the current law, which have not been really addressed by the administration for the Indian Programs.

And so several of those areas include the areas around the performance indicators and

standards for Indian programs.

Some of the program concerns also extend on our programs being subject to review as competitive grants versus formula grants.

We looked at a number of the references in the law to the Indian Self-Determination and Education Assistance Act and the federal government to government relationship that we felt were very important as obligations to our community and looked at some of the funding concerns and wanted considerations to address those matters.

We have had issue with the travel consultations and felt that that needed to be more structured and strengthened as true consultation.

And we've also had concerns about our condition of Indian and Native American programs and the staffing level being needed to be addressed with a number of grants, system grantees that are a part of the Indian and Native American programs.

And even though some of the programs are PL102477, the finance office still has to work with those grants and those transfer processes.

So the strengths of the program are, of course in the intent and purpose of our program, and I think that that's in the basis and the foundation of our new program.

The law has not really changed since the Comprehensive Training Act. One of the only changes has been that Congress has added entrepreneurial skills to one of the intents of program activities.

But the remainder of our programs

addressing the academic, occupational, and

literacy skills of the Indian and Native America,

Alaskan Native, and Native Hawaiian is key.

We look at, of course, converting the economic and social development of Indian and Alaskan Natives and Native Hawaiian communities in accordance with the goals and values of such communities.

And I think that's one of the critical areas of our program and that needs to be a foundation.

The Indian Policy, of course, having the programs be consistent with the principles of the Indian Self-Determination and Education

Assistance Act and the government-to-government relationship between the federal government and the Indian Tribal government is also key in the reauthorization.

We have been very steadfast about maintaining a national status for the Indian and Native American Program and had to do what we could to not have our programs be transferred to the states.

And that, because of the governmentto-government relationships, that our programs be administered at the national level.

And I believe we're one of the very few programs that continues to be administered at the national level. And that is very key for our program.

And then in the programs that are authorized, that's where we came up with the need to revisit the language in regards to the competitive basis, and that that language was not favorable to our overall community, and that it must be the tribes, as tribes, eligible to receive funding.

It could be appropriate for them to be competitive, that the basis and the formulas that are used for the distribution of funding should be by Indian controlled organization, and that those organizations should go through a process that is not based on competitive nature, but more and more to have the state programs, are provided contractual or their funds granted through formula basis rather than competitive basis.

So that is one of their other areas.

The administrative responsibility, very small support for our advisory council.

Our council is representative of our community and that language, we are very committed to supporting for any future

legislation.

The organizational structure, in the law it does state that the secretary shall designate a single organizational unit within the Department that shall have the responsibility of the administration of our attributes under the section.

And that unit is the Division of

Indian and Native American Programs, and our goal
is to keep that organizational unit structure in
any reauthorization language.

Very important is the consolidation of funds, which allows for the transfer of funding from the Department of Labor to the Department of Interior, for the Public 102477 programs.

And those are the areas that were very critical we felt for the total consideration of the administration as they start looking at the WIOA.

Areas that are weak, of course, the appropriations. We're very pleased that the current discretion with the secretary's office

and also encouraged by Richard Cesar and comments yesterday about increasing our funding level.

Many of our newer programs may not realize that our program was once funded at a level of \$220 million.

It's been a long time since we have seen that level of funding. So even doubling our funding at this time would be a generous step forward for our program.

The program plans, I think one of the things that we look at is going to the four-year strategy but tying it back to the intent and purpose of our program.

Yet, our programs would be designed to meet the needs of our community and not only program services, but the outcomes reflect the community.

And then that's where we go into the discussion on the performance accountability measures. And there are a couple areas in that there are I think pretty important for us.

I know that we have plans for our

program outcomes to near the six outcomes for both the adults as well as the youth program.

But I think realistically, we need to look at both programs. So our concern, or many concerns, deal with the effectiveness of being clear and how that would fit with especially our youth programs, which are providing services on same employer employments as a base goal for those tribal SYS programs, social youth services programs.

And for anticipating some of the language in the employer protectiveness indicator, performance indicator, our youth may not be with the same employer the second or fourth quarters after they've exited because probably 99 percent of them go back to school.

Some of them may come back the next year. Some may not. And then also for our adults, it was noted yesterday, but we also have been very vocal over the years that many of our employees, especially in the Alaskan Native community are seasonal workers.

Then it becomes playing a game with 1 2 more people come on than they go off so that you can meet your outcomes. 3 And that's where not following the 4 5 needs of our communities gets to be a little challenge. 6 But also is very similar in some of 7 8 our more rural communities that have a lot of 9 people that work within the park services and U.S. Forest Service. 10 11 Those are also seasonal employment. 12 So those improvements in how our programs are to 13 be measured for performance need to have some 14 provision for indoor waivers or special language 15 built into our plans so that our programs can achieve and meet the goals of our communities. 16 17 CHAIR WALDRON: So are we better? 18 MEMBER SANCHEZ: I don't know if that 19 helps. 20 CHAIR WALDRON: Are we better on the 21 screen? So maybe the methodology that we're

using is confusing.

When did everybody receive it? 1 2 Probably that's part of the problem. know? So when we were drafting the other 3 4 document that went in for urgency and 5 consideration, that's how we did it. We showed the old language and then we 6 7 showed the recommendation for the new language 8 and that's how we drafted it back and forth with 9 each other so that there was a clear 10 understanding what we were proposing to change, 11 right? 12 We didn't change things with the staff 13 that we were working with. So this was the 14 method that we used, but it is important, again, 15 to move on these topics. 16 And so if this is formatted better, 17 maybe a complete document, that we're asking for 18 recommendations and motions on the move forward 19

rather than sharing in this way is better.

I guess we're open to that. So this was the best method that worked for us. other documents that get strong consideration, I

20

21

1 believe that they are going to improve some of 2 the things that we have in it. So what is the better way to get new 3 4 information to you guys? It could just be a 5 straight up document that we're looking to go 6 over and vote on, or you like the old language and then what we're proposing, and then work 7 8 independently line by line, which would consume 9 quite a bit of time. I just ask that so that we can have --10 11 MEMBER SEVEN: This is Kay. 12 CHAIR WALDRON: Chair recognizes Joe 13 and then Kay. 14 MR. OUINTANA: Good afternoon, I hope that you and your families are 15 everyone. 16 well. Joseph Quintana, Region Six 17 representative. 18 I want to thank you for sharing the 19 advisement on how this document came to be. Ι 20 also want to share and make public that I do 21 agree with the chairman.

I do feel like we shouldn't be

constrained. I know that time is very valuable for all of us.

I think that we do need to figure out an easier mode as far as being able to go over recommendations and making decisions as quick as possible. We are very limited by time.

But in regards to a document like this, as I started to review it, I was thinking back to our overall strategic plan and how it aligned with what we have in store for this body of work and how we can best address the issues that lie for all of our communities.

And I think, too, as I've read through this, is just looking at just key wording that we're leaving out in regards to financial literacy, modernizing our overall workforce going forward, and something that none of us could have foreseen was, of course, the COVID crisis.

And COVID recovery effort isn't going to happen in a year. We might see the ramifications two to five years from now and we're going to continue to have to address that.

Wondering if we can come up with a better way and especially not within such a short amount of time but having enough time to be able to come back with proper recognition.

I think we can all agree that we want to push things forward, we want to make them

to push things forward, we want to make them available to the Department of Labor as soon as possible, because our community members can't wait one more day for us to make some, to make our recommendations known.

So that would just be my initial advice. Of course, we could go through the document and I do have, I did write some specific notes to address.

But I do appreciate, like I mentioned before, at least we have something to start with but we also have something to defer to with the strategic plan that we can also refer to as well. Thank you all.

CHAIR WALDRON: Thank you. Chair recognizes Kay.

MEMBER SEVEN: Kay Seven. I'm in

Region Six representing Other Disciplines. So I guess my question would be for Athena.

So I guess I'm trying to wrap my head around the urgency with having this council recommend a document to be done by tomorrow and how that compares with the timeline for a reauthorization schedule.

And then like Joe, I guess, try to keep our arenas distinct and clear with how we navigate addressing the needs of Indian country.

It wasn't your 477 or 166. And we have that body, our national event, and maybe that's where the role lies within that sector with our grantee communities, working throughout the year on documents like this that we could procure and take to a council and work on this in unit at this other level to bring to the attention of the council to take to the secretary.

So just thinking about things strategically from here on out, to keep us together.

At some point, I was feeling to ask, 1 2 how much longer are we going to stay together as grantees as one conference or convention of 3 4 people, just based on activity that I've seen 5 this last year? But I'm saying that from the 477 side 6 If we need to make sure that all our 7 of it. 8 tribal communities that we represent, that 9 there's always that sense of inclusion with what is going on at whatever table we're sitting at. 10 11 But I just go back to Athena. 12 give me a better picture of what the WIOA authorization schedule looks like for rulemaking, 13 14 and is it, does the council need, is it important 15 for the council to make a decision before we 16 leave this week? 17 Because it's going to be too late 18 before another council is reorganized. Darrell, may I speak? 19 MS. BROWN: 20 CHAIR WALDRON: Yes, Chair recognizes 21 Athena Brown. 22 MS. BROWN: Okay. Thank you, Kay, for the question. I'll try to answer them as best I can, although I personally cannot give any set dates because I don't think that there have been set dates established by Congress WIOA Reauthorization.

Although I can say there are the subcommittees and committees that are working in contacting interest groups to get their recommendation.

So I know they're looking for feedback on WIOA. As many of you know, WIOA was authorized back in 2015, 2014, and it was with bipartisan support of both Republicans and Democrats.

And the bill went through Congress very quickly before anybody really had an opportunity to look at fixing some of the language that went forward.

So over the years, we've known that there's some issue around the performance indicators and having the native programs require to respond to the same performance indicators

that the state was being such a small program.

In addition, the youth program. We all know that we have a supplemental youth program that only receives \$1.5 million of the state budget.

So there's a number of things that we know are substantive that need to addressed in the reauthorization of WIOA.

But there's other things that
hopefully all of you working throughout the years
have noticed from over time, maybe some small
fixes to the language that we would definitely
like to recommend.

So I can share with you that the

Department is also looking at fixes to some of

the language in WIOA, and that's just from

working with all of the different partners across

the board and OWI, including the Native American

programs.

So the administration themselves will be making recommendations also on the reauthorization of WIOA.

But this is really the opportunity for the Indian and Native American community to also look and make some substantive recommendations.

And you may not agree on all of those things or it may not even be inclusive of all of those things, but there's a mechanism that Congress has in place for getting input from the public.

But this body can also make recommendations to the Secretary of Labor on very specific things that we know for sure that we want to include in the reauthorization of WIOA.

And some of those other things, you may just want to address separately, either through direct recommendations to Congress, which everybody is entitled to.

So that's a body, that's a Native

American Employment and Training Council, a FACA

council that has the ability to make those

recommendations to the Secretary of Labor.

You have that opportunity through this body to make some substantive changes.

Recommendations, excuse me.

CHAIR WALDRON: Yes, so we are running out of time on this topic here on the agenda, the Chair recognizes Jacob Bernal.

VICE CHAIR BERNAL: Thank you, Mr. Chair. Jacob Bernal, Region Six. I thought at this point, it may be helpful to give a quick historical perspective or a background.

I think a lot of people may be a little confused, and I was confused myself, but according to my records, a statement of urgency, I'm doing this chronologically, was developed in May 2021.

We were instructed and informed we could not present that document on behalf of the council because it wasn't duly presented and approved.

Therefore, the statement of urgency was presented under the heading of National Congress, American Indian, the 477 Group, and the Native American Employment and Training Council Committee.

Subsequent to that, we had a meeting on June 15 and 16, that's the entire council, and the concept the paper was presented, and it was approved and endorsed by the council and gave us the green light to move forward at the request of Secretary of Labor to have further dialog.

And that was the council meeting back on June 15 and 16. On June 30, a small group of us, including Margaret, Darrell, Greg Smith,

Lorenda Sanchez, and Athena Brown were present with Secretary of Labor, and the topic of reauthorization surfaced, how important that was to all Indians.

And during that meeting, Secretary of
Labor requested and encouraged the council to
submit recommendations on reauthorization.

And it's very critical because he also stated that it does help with American Families
Plan and American Jobs Plan, and we didn't want to be left out of anything.

That's when we started work on these recommendations for reauthorization. The

1 decision was that that document would be 2 presented at a future date and time to the full council. 3 4 It just so happens that's what we're 5 doing here today. But I don't know if that helps 6 or not chronically. I hope it gives you a little 7 8 background or context of how we got to this 9 So thanks for listening. point. 10 CHAIR WALDRON: Thank you, Jacob. 11 thought I'd come back to the methodology and the 12 work that we've done to the document, whether this format works or it doesn't work. 13 14 We are tasked to enter our next agenda 15 item in time, and I think we have to stay within the agenda time. Is that correct, Athena? 16 17 MS. BROWN: Yes, you could always 18 modify the agenda if you need more time. 19 could even vote on it now. 20 CHAIR WALDRON: All right. So I don't 21 know if you can hear the discussion. So it was,

we can change our agenda timeline to be able to

continue, trying to get to the format here, trying to see what we're going to do about a decision.

We can take it back to our rooms or our homes where we may be electronically, go through it tonight, and then be prepared to do something with it tomorrow.

There's a couple other items that we want to discuss and reference while we're here and it takes a very long time for stuff to get from our meeting to the people that it needs to get to, then come back and then go into change.

This particular body will be the authority for the new one in, and I want to try to get some time before we leave tomorrow to talk about staggering and try to put that on maybe a longer-term agenda so that you don't need the entire council because you leave a title meeting or it's not, we are training everyone and then it's over, and there's nothing that's been done.

I don't want to have that particular reputation with this committee. I want to push

things forward. So it is five minutes until 1 2 three, so what is the pleasure of the council? 3 MEMBER SEVEN: Kay Seven. 4 CHAIR WALDRON: Chair recognize Kay. 5 You're on mute. 6 MEMBER SEVEN: Sorry. So Kay Seven, 7 Region Six, Other Disciplines. So what I did is 8 I just put my comment in the box, chat box, where 9 what I wanted to say was, Jacob, thank you for the historical context. 10 11 Whether we're a council member or 12 whether we're with the national conference, 13 somehow we need to just always strategically 14 thing, like I read the document here, no Indians are left behind. 15 16 But I felt a little left behind and 17 I'm just now catching up with what happened in 18 the past few months. 19 And if we were all on the same page 20 over the summer months, it would have made things 21 a lot easier to get things done today.

But I know we're all busy people.

pandemic created more business for all of us with what we do.

So third, that we can keep up with the time and we are moving toward taking action and making decisions together in a good timely manner.

But I am in support of what we're doing, because especially, what Darrell, what Jacob said, the secretary encouraged this.

And so if I had known back then that that's what resulted of that meeting then I could have done my readying during the summer to present that document if I had seen a draft.

CHAIR WALDRON: Right. So they will call this meeting and we are running out of time rapidly.

I had anticipated the reorganization late in March, April, and there was a statement made in one of our meetings that left unfunded, they don't usually recommend many changes.

That's why you ask for an increase. So it is leaving you out. Patty?

1 MEMBER HIBBELER: Patty Hibbeler, 2 Section Six. So, Jacob, I also want to thank you for giving that little history piece and Lorenda, 3 4 thank you so much for going through things. I am feeling a sense of urgency that 5 we want to pass this and I think we should. 6 I do 7 know that people want to review it in detail. 8 It would be my recommendation to the 9 council that we hold and vote on this tomorrow but that we do vote on it before we leave, so 10 people have a chance to read it tonight, provide 11 12 their input, and we go through it in detail 13 today. 14 I would ask that we look at things at our agenda tomorrow that perhaps we could move to 15 16 today so we have that time tomorrow as we adjust the schedule. So that's my recommendation, 17 18 chairman. 19 CHAIR WALDRON: Thank you. 20 MEMBER CARROLL: I also give that 21 recommendation. It's a recommendation, 22 CHAIR WALDRON:

1 then. 2 MEMBER CARROLL: I second that motion. I can make it a motion. 3 4 CHAIR WALDRON: So I appreciate that, 5 and I think it's the best course of action. 6 then maybe as we wrap up maybe we can find an inside out methodology that's going to work for a 7 8 lot of us. 9 MEMBER CARROLL: Mr. Chair? CHAIR WALDRON: 10 Yes? 11 Kim Carroll, Other MEMBER CARROLL: 12 Disciplines. I would like to say one thing as 13 you are reviewing this. 14 This document, as Lorenda very eloquently pointed out, has arisen over several 15 16 years and several other advisory councils. 17 It has been worked on by and approved 18 by other advisory councils. Now, during that 19 time other things have come up that we as a 20 council have not had an opportunity to address. 21 And I know that there are other things

that we would like to see in here. I would like

1 for you to understand that everything that is in 2 here currently has been approved by an advisory council and is a recommendation. Thank you. 3 4 CHAIR WALDRON: Thank you. I found 5 out many years ago that bothered me because he wanted to become a decision-making body. 6 7 That's what is going to empower our 8 programs and our communities and get us listened 9 And I thank the Secretary who put that on 10 our lap. 11 And he rose to it with the first piece 12 of the document. And I think it's important to make decisions before we leave. 13 14 With that being said, it sounds like we're going to review this, go over this tonight, 15 16 and then tomorrow we're going to go over the 17 agenda again. 18 We're a little bit past our agenda, 19 which I think is --Point of order. 20 MEMBER CARROLL: We 21 have a question on the table that we need to vote 22 on.

1	CHAIR WALDRON: Right. It's time for
2	us to see I'm sorry, who was it?
3	MEMBER CARROLL: Kim Carroll. We have
4	a motion on the floor that needs voted on.
5	CHAIR WALDRON: I don't know if it was
6	an actual motion. Patty didn't make it as a
7	motion. Someone seconded a non-motion. Do you
8	want to make that motion?
9	MEMBER CARROLL: Kim. May I make that
10	motion?
11	MEMBER HIBBELER: So Chairman, I would
12	like to make that as a motion. Patricia
13	Hibbeler, Region Six.
14	CHAIR WALDRON: Will you repeat the
15	motion, please?
16	MEMBER HIBBELER: Absolutely. So I
17	would like to make a motion that we take tonight
18	to review the considerations for WIOA
19	authorization.
20	We go through it in detail tomorrow
21	and we vote. And that we adjust the agenda and
22	some items from tomorrow to today so we have that

1	dedicated time at tomorrow's meeting.
2	CHAIR WALDRON: You heard the motion.
3	Is there a second?
4	MEMBER CARROLL: I second it. Kim
5	Carroll.
6	CHAIR WALDRON: Kim Carroll seconded
7	it. Any discussion or questions? All those in
8	favor signify by saying aye.
9	(Chorus of aye.)
LO	CHAIR WALDRON: Opposed? Abstentions?
L1	Passes unanimously. Thank you. That is a motion
L 2	we can carry through.
L3	All right, so the next topic was
L 4	training and technical assistance, outlining
L5	priorities. If we move aggressively, we can
L6	catch up, I think.
L7	That was between 2:30 and 3:00. I
L8	think this is one of the more important topics
L9	moving forward.
20	So unless with this new administration
21	finishes changing at a rapid pace, they're
22	changing in our audits, they're changing in our

programs and our grants management.

There were several good workshops here that outlined possible changes coming through.

So I'll open that up for discussion.

Training and technical assistance outlining priorities. Mr. Chair recognizes
Athena Brown.

MS. BROWN: Athena Brown on behalf of DINAP. So training on technical assistance contract, we still have support of the national and regional conferences.

We also support the peer-to-peer training. We've identified that we do need to provide more training in the area of virtual training and technical assistance people because of the climate that we're in in the pandemic, we found that many of our grantees struggle with technology.

So we built that as a priority into the contract, but we certainly would like to have some feedback from the council on how they feel this national and regional PAP sessions are

structured.

One of the identified needs that DINAP has noted just in the work that we do in performing our monitoring and our risk analysis and our risk assessment is a diary for financial expertise.

And we did provide, we now provide a financial person that works with the Tribal Tech contract to assist grantees in that specific area.

But down the line we're going to be making that a priority simply because we've seen a lot of the non-profit organizations struggle with the programs with financial management and administration.

But we have an opportunity at the beginning of each year when the training and technical assistance contract comes up for renewal.

We're asked to make recommendations on areas that the council would like to see prioritized on behalf of the grantees and we'd

like to receive your input.

CHAIR WALDRON: I'll say a couple comments to stimulate the conversation. I found a disconnect between our conferences and planning in the community that we do it for.

We did send out lots of questionings through these Mail Chimps, and I find that there was definitely a disconnect in it.

I'm not quite sure why. I broke away from it a little while and coming back I found it very choppy and not communicative.

While the committees elected to grantees, we probably moved about it in the general assembly and grantees are creating a workshop around how grantees get access, how we're going to need you folks here, but I am concerned to the methodology that we are using and what I have been seeing coming out from the some of the opportunities which are massive in that we've had to miss it.

So I'll throw that out there just for opening up the flood gate of communication. I

think there needs to be, if that grant gets used, there needs to be a method that is more structured. I'll open the floor.

CHAIR WALDRON:

MEMBER PAHMAHMIE: Mr. Chairman?

Yes.

MEMBER PAHMAHMIE: Erwin Pahmahmie,
Region Four. Yes, I would like to say that in
the thoughts of things being more virtual and
technology and stuff, and also, I agree with your
thoughts, too. I was disconnected on the start
community.

At times, like you said, we see a lot more new faces than we have in the past. And a lot of us older folks that have been around for a while are going to be retiring soon.

And this is something that was brought up a while back but with a lot of it being virtual now, there is some opportunities there that we have, in thoughts of mentorship amongst ourselves.

Even as a representative here, myself, I mean, other than just a lot of the things that

I can't do were presented to me through our policy, but there's not a lot of guidance on what I should be doing, such as conducting, in my own region, conducting listening sessions or even just trying to connect with people I represent.

It's also a thing that I feel that this committee, as a body, that we emphasize more of a format or uniform guidance, that would be also to our benefit, because while I'm representing people under 166 and 477, at times I don't always get to meet with these people and you know me.

What I'm trying to say is we want to make sure that everybody's being represented and stuff.

So I would also like to make a way where we can provide guidance and even, like I said, just something that just shows that we're going to be moving forward together as well as providing the structure.

You know me. Everybody likes structure. I like to know what, if possible,

what's in my realm of engaging in the community I 1 2 represent. At the same time, too, I mean, like I 3 4 say, I already know what I can't do. 5 Certain things, representing things, thanks to Athena and the information she always 6 7 provides us as council members. Thank you. 8 CHAIR WALDRON: So I guess in regards 9 to the comment about communication, it's probably something that we can better improve on and get 10 11 that clear out there, even amongst ourselves 12 here, that there are sometimes so many rules that the effects of what we're assembled for become 13 14 counterproductive. And then sometimes in fear of making 15 16 mistakes of doing something wrong, we become 17 immobilized in making decisions. 18 I was amazed to hear that a series of 19 older grantees lost their grant to what was 20 probably very solvable issues and effective 21 communication.

I'm sure they were communicated to.

I don't really know, but I just think that is the 1 2 responsibility of these national conferences to prevent that from happening. 3 So I think communication is key. 4 5 remember 25-30 people involved with conferences all the time, and they were community members 6 that were funded and they were great. 7 8 They would move. They would go off 9 They would all have the topics. into a room. They'd discuss it and they would bring back 10 recommendations. 11 12 And the primary responsibility of the 13 executive council was to accept or reject the 14 recommendations. Now we communicate plans soup and 15 16 notes and get very few people informed. 17 think we need to loop a communication problem. 18 And I think the effect here, like 19 today, we can have some effect, some positive 20 effect, because it's difficult. 21 But what are the instructions for us 22 talking between me and another? We keep

repeating private things.

I would like to see an overall of some of it and a more communicative method. I did talk to who I consider to be an up-and-coming young man in the audience that approached me yesterday and had some questions about shadowing us, being more involved in some of the meetings.

And he said, in a year or two I'd like to jump in, and I think he needs to be doing that.

And I think right now we're just caught up in getting concerns and then it becomes stuck.

And technical assistance is what keeps our people funded. Christine?

MEMBER CAMPBELL: Thank you, Chairman.

Region Five, Christine Campbell. I have a

friendly suggestion.

Even with the, well, like the wheel of, I forget the sessions I attended with Carl, but the upcoming, our four-year strategic plan, and those are recorded now.

And so we can go back and look at them 1 2 again. And then folks that were not here at the conference and not able to attend that, I really 3 4 need to get into this, but it may be needed. 5 The accountability of a grantee, maybe 6 that we email the grantee's fed reps, email the grantees and say, look, this is the training 7 8 session that is mandated for you. 9 And then maybe we wouldn't lose grantees. I'm not sure who we lost. You said 10 11 older grantees that we've lost. 12 CHAIR WALDRON: I don't say I'll 13 repeat it, but over time there's been about --14 MEMBER CAMPBELL: Right, right, not aging out but they should know better, in other 15 16 words. 17 So maybe, and somebody will probably 18 shoot me or something for saying this, but maybe 19 we need to make some trainings mandated. 20 I forget, was it Herb Talon that used 21 to do that? Sit at the table and check us off. 22 Oh, yeah, she was in there.

I really don't want to get into that, 1 2 but we have to do something to make grantees responsible and understand carryover and 3 4 understand their responsibilities. I know some grantees make their 5 participants responsible, so why aren't -- why 6 7 aren't we being responsible. 8 CHAIR WALDRON: I agree. 9 MEMBER CAMPBELL: And we could do that through virtual trainings that have already been 10 11 developed, and with the conference committee, 12 when they meet, maybe that can be recorded. And then folks that are interested in 13 14 being involved in the conference committee can see what really goes on and pick up some good 15 16 feedback from younger folks. 17 CHAIR WALDRON: I've recorded a lot of 18 the sessions, so I can make those available. 19 MEMBER CAMPBELL: That may be helpful. 20 Just friendly suggestions. Thank you. 21 MEMBER HIBBELER: Patty Hibbeler, 22 Region Six. So I would agree. I think that's a

really great idea and the pre-recorded sessions are certainly helpful.

I also think it might be helpful for us to think about a system where we can mentor new directors and mentor any new grantees that's amended, because it is a complicated system.

It's a complicated program. Those of us that have been on it for a long time should get that. And then also, mentoring the younger people coming up.

So I think I've heard from Lorenda and others and from you that we really need to start to mentor more of our younger people to be able to take those positions and to be there when we all start to retire.

Because the system itself has its own foundation that it sits on, but we need to keep that moving into the future.

Athena, I'd also like to just ask about the contract with Tribal Tech and to express my graciousness and my thanks for Tribal Tech for everything that they do for the DINAP

1 system. 2 And I'm not sure when their contract ends and what that looks like going forward. 3 4 MS. BROWN: We just renewed their 5 contract, Patty, so their contract goes for 6 another year. 7 But I did see that Courtney McCusker 8 is on the line and she is the Tribal Tech project 9 manager. So, Courtney, I don't know if you want 10 11 to report out. She may not be on the line. Ι 12 don't know what that means. I only see the 13 videos. 14 MS. MCCUSKER: Hi, yes. I am. I was having trouble getting off mute. Yes, good 15 16 afternoon, everybody. And I've been happy to 17 listen in. 18 So, yes, we are just in option year two of this contract. It's a five-year contract. 19 20 We're option year two, now three, sorry. 21 So we're in the third year of a five-

year contract, or optional contract, so they're

renewed every year.

And then I guess that would be on the DOL side is the end of that five-year period they determine renewing it.

We have myself, Suzie Casal, and BC EchoHawk, and hopefully everybody's had some contact with them, at least one of us over the last couple years.

But we are also not quite two fulltime staff between the three of us on this contract.

So we're happy to step in where we can and it is helpful to know what some of the trainings are and where we can support.

We're definitely looking into some other virtual options, now that that's really a lot of the reality right now.

So, yes, happy to be listening in and keep up with the recommendations. If there's any specific questions or anything else, let me know, Athena. I'm happy to share.

MS. BROWN: I would like to add to

Courtney's report that we were able to put somebody on that could assist financially under the peer-to-peer support.

We also added Terry Clark because there's a large focus on GPMS and Suzie Casal who helps us out with these advisory council meetings.

And Suzie also helps out with tech support and with GPMS online training. So that's going to be ongoing as long as we have GPMS in place, so the Tribal Tech contract will also support that.

But, Patty, getting back to your recommendation, I think that it's a great idea.

DINAP used to request a peer provider go out with the FPOs when they go onsite.

So we do onboard new grantees and that onboarding process goes through the entire grant process from staffing to organizational structure, regulations, explaining financial and administrative responsibilities under the grant.

If they have a board, we try to meet

1 with the board as well to provide that training 2 while onsite. So we used to take peer providers with 3 us when we did our onsite reviews because 4 5 sometimes having a peer provider is not as intimidating. 6 7 Having the fed rep go out and look at 8 compliance issues while trying to provide 9 training and technical assistance at the same time. 10 11 I've asked the fed rep to identify 12 potential peer providers that we could call on 13 occasionally to go out with us on those reviews, 14 and of course, that could be supported under our 15 peer provider funds through the Tribal Tech 16 contract. 17 CHAIR WALDRON: The Chair recognizes 18 Joe. 19 MR. QUINTANA: Joseph Quintana, Region I just want to uplift some of the stuff 20 Six. 21 that was shared.

I feel like utilizing new

opportunities for communication, I think we're all learning the importance of that, especially working through the COVID crisis.

But as a new grantee ourselves, I can understand the support is much needed. And I think not only utilizing your federal representative but being able to build some type of trust and support network along with the other agencies who are more seasoned who've been through the ups and downs, who can tell you the dos and don'ts, but also who can give you best practices on how to be very successful.

Of course, us writing a proposal doesn't necessarily mean it's going to be successful long-term the way that we envision it to be, and I think being able to utilize that initial support offhand would be tremendously beneficial to us.

And I think going back to being able to talk about the effectiveness of this body utilizing, referencing the video from our chairman, being able to describe the

responsibilities of this particular advisory board and our relationship to the Department of Labor, would also be effective.

And then being able to do some preconference work, I think offering some of that before you go type of information would be beneficial as well.

CHAIR WALDRON: Thank you very much.

MEMBER RICKARD: This is Gary. May I
make a comment?

MEMBER RICKARD: When we're talking

It sounds like Gary.

CHAIR WALDRON:

about peer to peer training, what I can hear is technical assistance for new managers or new program operators, I hear a lot of technical assistance training, but in my 30-some years of working in this program and being associated with it, I find that one of the biggest problems in the program is the failure to give the proper training to the case managers as they come on.

And after a year or so they get frustrated because they haven't had the training

1 they need and I know for the last 30 years, I've 2 given what I call a case management for beginners, and I find that over half the people 3 4 in there are new people every year. 5 And so the turnover is just tremendous 6 for the case managers, and I feel that's because 7 they haven't had the proper training. 8 One of the things that happens is not 9 knowing how to manage a caseload, is the caseload builds up on them. 10 11 Pretty soon it gets overwhelming, and 12 they say I can't do this job, I quit, and here 13 comes a new one in again and the same thing over 14 and over. 15 So in the peer to peer trainings, I 16 feel it is essential that the program be designed 17 to actually teach case management for our 18 Thank you. program. 19 CHAIR WALDRON: Thank you, Gary. Any 20 other comments or discussion? Patty? 21 MEMBER HIBBELER: Patty Hibbeler,

Region Six. I'd just like to add one other topic

that I think is important to make sure lands on our discussion, and that's really training for the non-profit organizations that are administering this program.

And that's really board member training for their fiduciary responsibilities.

So Athena, that might be part of the financial piece that you're already planning, but if not, I think that's important. Thank you.

CHAIR WALDRON: So I would, and again, talking about making decisions, a strategy as a committee that we can help with some recommendations.

A couple things. I voice with all due respect to everybody, we have the 1 percent and 0.5 percent that we vote on annually and biannually that goes to the contractor that goes to the cost of the conference, and the registration fees that are charged from the grantee.

And there are hopefully carryover dollars that benefit are added to. And it just

seems like the grantee is paying a couple of different times.

And we're losing grantees so we need a structure that works. But I don't know what the Department of Labor's responsibility is to finance the training, which most grantees are helping to pay to do that.

But I think you've got to find the happy medium there so your dollars are used most effectively, and the grantees know that and DOL is able to get an effective methodology down and have them do what their responsibilities are so that our grantees are growing.

I think the high turnover is because the budget remains the same and they know after a couple years there's no advancing.

And in some cases, if they are their own funding source, then there again, it's diminishing someone's pay after for a long time.

So I hope that we have a budget increase that is somewhat substantial and an opportunity that begins to reevaluate a system

that is going to benefit our grantees.

I do remember a very young grant management officer named Duane Hall many years ago, talked about a certification process that could be done through peers as a multiregional national training.

And then they could take some of that certification and go to the national conference to get it.

And we could break it into a document so that we get a report back as one of the assigned people and as the executive committee who has the conference.

That gives them a strong indicator on what we need to be training that following year, what some of the weaknesses were.

We were very lucky this year that because of a lack of people being at work and doing a lot more communication back and forth that we had a very good lineup with our federal budget officers, but that could change.

The secret's going to be in the next

few months after they get back and they will be meeting.

So again, homework to think about tonight before we leave, we have some

And I just think if we have structure in communication with the grantee, we can find better tools, I think that you have a tremendous good team with lots of experience, with lots of life experiences that we can use to benefit our grantees. But I hate to see the stagnation of some of the small grantees who have program resources, because there are so many.

So I challenge you to come up with some recommendations that we can maybe before we close tomorrow that we can put forth in the DINAP program, anticipating an increase in some of the funding.

I think we appreciate that. I want to leave it there. I think we can take a little break. We're well past our break.

Maybe 10 minutes. I think we have

recommendations.

about 10 minutes. That's with the agenda at 1 2 about 2:30. That's 20 past. So 20 of, everybody come back. Is that okay? 3 4 (Whereupon, the above-entitled matter 5 went off the record at 3:30 p.m. and resumed at 3:52 p.m.) 6 Okay, so hopefully 7 CHAIR WALDRON: 8 everybody is back. We were on training and 9 technical assistance, outlining priorities. So if you could give that some thought 10 and then we can make some recommendations. 11 12 I do feel it's going to get better 13 connected to the community we service, 14 particularly around trainings. And I think our fed reps are a good 15 source of information. So what they may be 16 17 seeing in the programs, as well as the 1 percent, 18 the 0.5 percent registration, the money carried 19 over, all that kind of stuff, to what is the best 20 use there. 21 Because if there's an increase coming 22 in funding, there may be more than available.

1 So the next item was tech subcommittee 2 reviews. I don't know what really happened there. So what happened was, after the call 3 we had with this body and Secretary's office, 4 5 there was some other folks that was on the call, and people were invited to call them and have 6 7 conversations. 8 I'm not sure what took place. I know 9 I ended up having conversations with Richard Cesar and Greg, just for, they advocated for our 10 11 program. 12 Did anybody else have any contact with any other of the Secretary's staff that was on 13 the call with us? 14 There was a couple of White House 15 16 The Jobs program offered us to get 17 involved. We did send them some copies of our 18 document. 19 They had some money that I don't believe Labor had been included as of the time we 20 21 spoke and there was a lot of it.

No?

Okay.

Moving on to two-year

strategy plan update. I attended some of the workshops. There was a lot of information that we do not get now.

So there was some of it we already know and some of it we don't know. There was a point spread system in it. There seems to be some more sys co questions that needed to be answered.

And I think if I remember, Duane had said maybe sometime in February, is that correct?

DFO Athena Brown? That we would have a notice out on new grant opportunities?

MS. BROWN: Yes.

CHAIR WALDRON: So multiregional meeting, to plan a meeting prior to that to get another training session in.

It's a little bit limited as to what you can discuss in the workshop there because all the information isn't out as of yet.

But it is at this point, unless we're able to slow it down or stop it, there appears to be competition coming. And I believe it's for

1 four years. 2 And there was a great deal of discussion back and forth around the 20 percent 3 4 or 15 percent indirect, and it was going four 5 years and plan ahead on four years in the some of the budget cuts. 6 So I'll open the floor for discussion 7 8 on that, and maybe somebody with more information 9 than I do. So was this part of his workshop? 10 11 can't see what's up on the screen. Oh, yes, 12 please. Chair recognizes Athena Brown. 13 MS. BROWN: Darrell, for 14 clarification, this is an advisory council twoyear strategic plan, not the strategic plan for 15 16 the grantees, which is a funding --17 CHAIR WALDRON: Oh, sorry. 18 mistake. I was focused on the grant 19 applications. 20 MS. BROWN: So, Athena Brown. This is 21 the most recent strategic plan. We haven't

22

updated it since then.

We haven't added any additional subtasks or tasks. But I believe all of the council has a copy, but if not, perhaps Suzie can, or can everybody read that screen there?

CHAIR WALDRON: Can you guys on the call, are you able to see that screen and read it?

(Chorus of yes.)

CHAIR WALDRON: So we never finished because of the COVID and we never had another meeting is basically what happened.

So Patty, can you give us a little fill-in. You were chairing that, am I correct?

MEMBER HIBBELER: Absolutely. So

just, this is Patty Hibbeler, Region Six. Just a little refresher. We had all come together as a committee on June 17 and 18.

So that's when we met. We had a strategic planning session. Very thankful for Tribal Tech and their technology to get us all on to really look at some of the issues and some of the concerns and to look at our notes from those

two days.

So we had some really robust discussions and very good participation from the committee throughout those two days.

All of those notes were certainly sent to all of us, and then Tribal Tech drafted this strategy plan for us moving forward.

As Athena and Darrell said, we haven't gone back and visited it as a committee at this point.

I'd actually recommend we have some dialog about what we want to do with this. It'd be my recommendation, I think, before that October 23 date that we look at it, we clean it up, we put some timelines, we put some structure to it so it's really there and in place for the new committee moving forward.

CHAIR WALDRON: I agree. Does everybody else agree with that? I really want to push forward on decision making and I think that we'll need this document.

MEMBER HIBBELER: And I believe,

correct me if I'm wrong, Athena, but I believe we 1 2 can have those planning sessions because we won't be making any official decisions that we need to 3 4 vote on, but we can have a planning session to clean this up. 5 And so if we can get even some 6 7 semblance of dates and times of what work for 8 people, we could make that happen. 9 It's a work in progress. MS. BROWN: 10 CHAIR WALDRON: So we can just 11 communicate amongst ourselves and set a date, set 12 it up and go. Do we have to contact you or 13 somebody to be the DFO on it? 14 No, I think is part of the MS. BROWN: -- Athena Brown -- this is part of the effective 15 16 management work group, but it's an ongoing work 17 in progress as part of this council. 18 MEMBER CARROLL: Do we have a list? 19 Darrell? Mr. Chair? 20 CHAIR WALDRON: Yes. 21 MEMBER CARROLL: Kim Carroll, Other 22 I was going to make the suggestion

that we have a list of our current workgroups.

And I'm not sure that we do have a list of who all is on each of those. If we don't, my suggestion is going to be that everyone email me their preferences so that we can get a roster going and then, because those workgroups can continue to meet even though the individuals on them may be off the council, correct, Athena?

CHAIR WALDRON: She's asking a question. Even though they may be removed from the advisory board, they can continue to meet?

MEMBER CARROLL: As a workgroup?

MS. BROWN: Yes, the workgroups are separate from the advisory council. However, the process works, the workgroups make recommendations to the council and they only become formal recommendations once they're accepted by the council.

So the workgroups purpose is to come up with recommendations that they can then submit to the council and then they council will vote to approve those recommendations.

So one of the things that we never did accomplish was to get a listing from the council members on which workgroups they wanted to participate in, but also we were supposed to reach out to other people outside of the council that might be subject matter experts, like Lorina Sanchez who served on the effective management workgroup.

At one time Norm DeWeaver actually headed the census workgroup. And so right now we have three work groups, the census workgroup, the effective management workgroup, and the performance and reporting workgroup that we combined.

The other workgroups that there was a question mark about was the youth workgroup. But under FACA, it is recommended that we have the name of the workgroup, we have a chair of the workgroup, and usually the chair is someone that participates from the council, and then a defined objective of the, defined mission of each one of those workgroups.

1 MEMBER CARROLL: Thank you, Athena, 2 and my thought was that we should ensure that we have those workgroups identified and the 3 4 participants identified. 5 One thought I had was that we could look at the last listing that we had of members 6 of the work groups and perhaps reach out to them 7 8 to see their interest in continuing, as well as 9 asking each of the council members which ones they're most interested in as well. 10 11 MS. BROWN: They're all on all of 12 them. 13 MEMBER CARROLL: Do we want to keep it 14 that way where we're all on all of them? 15 CHAIR WALDRON: I'm sorry, Kim, we 16 were kind of discussing the same topic. Could 17 you repeat your statement, please? 18 MEMBER CARROLL: Sure. No, I was 19 asking if, I was saying that that was my thought, was that we should go ahead and make sure that we 20 21 have these workgroups identified and we know who 22 the participants are and what their mission is so

that they can continue working so that when the 1 2 new council does come in, there are some recommendations that can be presented to them as 3 4 former council workgroup's recommendation. 5 CHAIR WALDRON: Absolutely, and we were discussing around the same line because we'd 6 like to get these three committees up and appoint 7 8 a chair to them. 9 And that's a question I was saying. 10 This does not improve effective management. have a chair. 11 12 That most of the members going 13 forward, because we don't want to pick a non-14 member to chair one of these committees, so the 15 census, effective management, performance and 16 reporting. 17 So yes, and I agree with you 100 18 percent, we need to keep working to make the 19 recommendations. 20 MEMBER CARROLL: So would it be helpful, are we, okay, my other question was, is 21

everyone on the advisory council on all of the

workgroups or not?

CHAIR WALDRON: Mostly everybody is on the effective management, I believe.

MEMBER SEVEN: So, Kay Seven, Region Seven, Other Disciplines. So Athena, I guess, so you're saying that under FACA, that we have our workgroup name, the chair, and the defining purpose or mission.

Does that require an in-house approval internally or is that something you can proceed with as of today moving on?

And then also, who is on the effective management workgroup? I don't have a list of names.

And I was just thinking, can we make a council decision at least maybe to keep the effective management, making it official, if there's some internal processes that I have to set a defined mission right now before this council expires, is to have the strategic plan document worked on prior to October 23.

CHAIR WALDRON: First part of your

question, for the DFO, the internal process.

MS. BROWN: Athena Brown with DINAP.

I am also the Designated Federal Officer. I've asked Darrell if we could identify a chairman of the workgroups that don't currently have a chairman.

Right now, the only one with a chair that I know of is the effective management workgroup, and that's Patty Hibbeler.

And she worked with the council to put together the strategic two-year plan, but one of the paths that we have identified in that strategic plan was to identify who is going to serve on other workgroups.

Because some of the council members may or may not wish to serve on something like the census workgroup or performance and reporting.

For instance, the 477 grantees don't have the same reporting requirements that the Department puts out for the Section 166 grantees, so I don't know if all of the 477 representatives

on the council want to participate on a performance and reporting workgroup.

So I had suggested to Darrell that today if we could identify a chair of the other two workgroups and then move forward to identify members that may want to serve on those workgroups in addition to thinking about some of the subject matter experts that we have outside of this council amongst our grantee community or the 477 workgroup that might be willing to serve on those committees.

They're all voluntary. They're not paid. We do not reimburse for travel. So what we try to do is we try to arrange those workgroup meetings at the national or regional conferences or sometimes in concert with other types of meetings that are being held where our grantees and the 477 representatives are present.

CHAIR WALDRON: And then we were discussing, does it have to be the chair that is on the committee and were they moving forward?

So we didn't want to select someone

who was not going to serve again to be a chair, 1 2 so we want to pick somebody that is moving forward. 3 4 MEMBER HIBBELER: And Patty Hibbeler, 5 Region Six. I also have a question. Would we want to at this time also determine if there are 6 7 other committees we would like to add or not? 8 CHAIR WALDRON: I don't have the 9 documents in front of me, but there are a series of them. 10 11 MEMBER HIBBELER: Right, but we could 12 actually make a motion to add them at this time, 13 is that correct? 14 CHAIR WALDRON: We could, but we would 15 need to know what they are. 16 MEMBER SEVEN: Kay Seven, Region Six, 17 Other Disciplines. So, Patty, in response to 18 your question, I'm wondering do we have a 19 description or definition of what each workgroup, 20 what topics they would cover? 21 Because I'm thinking statute, regulation, reauthorization. As the Departments 22

talk you might want to, what category do they fall under if any or does this need another group? Or is that all under effective management?

MS. BROWN: Yes, each one of these workgroups have members that previously served.

And so I'm just going to read off, for instance, the effective management workgroup, which we need to update the mission objectives, the issues, identify the issues and the deliverables.

Because this is an outdated workgroup description. The mission and objectives of the effective management workgroup was to streamline multiple workgroups of the advisory council, to develop recommendations to the full NAETC matters of a general nature affecting the operation of administration of the Section 166 program.

These matters may overlap with a combination of other workgroup objectives and may be on issues of urgency or on one-time projects as assigned by the council.

And so the deliverables of the

effective management workgroup may be tasked with developing recommendations to the full council for the complete implementation of WIOA over the next two years.

So the reason why I'm saying that, we can identify deliverables but, when I say we, I mean the entire workgroup once you determine those members.

so here's the members that we have recorded previously. And I know some of them may no longer be with our programs.

Carla Bolan, Kim Carroll, Christine
Moley, Anne Richardson, Roselyn Shirley, Darrell
Waldrin, Dave Gipp, Alton Richardson, Winona
Whitman, Jacob Bernal, Lorenda Sanchez, Curtis
Osceola, and Margaret Zientek.

So whoever is the chair would probably, it would probably be best if they had a copy of this document that I maintain and then maybe I contact those individuals to see if they're still willing to serve.

I do know that some of them are no

1 longer, you know, have retired and I think Dr. 2 Gipp has passed, and Alton Richardson is retired. Curtis Osceola, he's no longer with 3 4 the program. So, yes, we do have some small 5 changes. And then the new council members, they 6 also desire to be a part of this workgroup. 7 8 we want to make sure that we include that 9 opportunity. 10 CHAIR WALDRON: Okay. 11 MEMBER HIBBELER: Patty Hibbeler, 12 Section Six. I'm curious if there's any requirement or thought that all of the council 13 members are on a minimum of one committee or not. 14 Digressing a little 15 CHAIR WALDRON: 16 bit, that list was put together when we were not 17 allowed to meet anymore. 18 The advisory board created the 19 effective management so that we can meet as a 20 workgroup and to bring our decisions forward. 21 So I think we can. I mean, the chair 22 appoints, so we can do that with reinforcements

1 on the group. 2 My question would be: what recommendations were brought forward and what was 3 Because that is an old list. 4 5 And Kay Seven, Other MEMBER SEVEN: Disciplines, Region Six. So I'm also wondering, 6 7 is census even a necessary workgroup? 8 Or can the census topic fall under 9 effective management as a question or as a 10 measure of part of the operations and administration of a 166 program. 11 12 So I think the reason why we had the 13 census workgroup is that our formula is a 14 formula-funded program, but we've not had a I guess census, the way it's changed with the 15 16 American Indian Community Survey, I think changed 17 the game for a census workgroup. 18 I guess that's the question. Is this 19 workgroup still necessary or is it a topic that 20 can fall under effective management?

diving into it. I ran into him in the hallway,

CHAIR WALDRON:

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Well, Duane is really

and I know that he was working on information. 1 2 Is that for this body or is that for the grantees? He's got it somewhat deciphered. 3 4 So do you think we should get a statement from 5 his for this body for where we are with census? I know it was stopped dead short because of the 6 7 COVID. 8 MEMBER CARROLL: Mr. Chair? 9 CHAIR WALDRON: Yes? 10 MS. BROWN: We're jumping from one to 11 the other, then. CHAIR WALDRON: Yes, Chair recognizes 12 13 Kim. 14 MEMBER CARROLL: Yes, Kim Carroll, Other Disciplines. I think that it would be a 15 16 good idea if the census workgroup also worked on the labor force survey. 17 18 Perhaps instead of just a census 19 workgroup, unless we still felt that that is 20 necessary, that we have a workgroup for data, 21 just basically for data, whether it's census

data, labor force report data, tribal surveys,

whatever the need for data for Native Americans 1 2 and American Indians comes up, I think we need to have a say in all those. 3 They do really affect a lot of our 4 5 formulas, a lot of programs that are formula funded. That would just be my suggestion. 6 7 CHAIR WALDRON: That's a good point. 8 And if we go forward with recommendations with 9 formula funded and non-competition, it will have an effect. No, it will not. 10 11 MS. BROWN: Athena Brown, DINAP. 12 program remains a formula-funded program by law. It will not have an effect. 13 14 However, the use of effective data, we're still using old census data because we 15 16 haven't run the revised numbers. 17 CHAIR WALDRON: So coming back to 18 that, we need to pick chairs for census and 19 performance and reporting. And I think some of the comments that 20 21 Kim made, you can address in it, and I would just 22 recommend that they put strong recommendations as far as when you move on.

I've never did in all the years need to get a tabulation of all the motions, resolutions that we put forth, what the answers were for them.

We may have some from the community when they can give public comments. So I want to push it. Athena?

MS. BROWN: Thank you. Athena Brown,
DINAP. I would recommend we start rather than go
all over the place, we start with each workgroup,
or excuse me, each subcommittee, ask for a
councilmember to volunteer to head that
committee, and then that councilmember would be
responsible for putting together the interested
members along with an objective, the tasks, which
can always be modified or changed depending,
because, like I said, this is a work in progress.
So I think that that would be a good
start.

CHAIR WALDRON: Do we have any, let's look at these three. We have one chair for

1	effective management, a volunteer and a
2	councilmember who is moving forward for census,
3	including folks on the phone.
4	MEMBER HIBBELER: How would we know
5	who that is?
6	CHAIR WALDRON: Well, if you put your
7	name forward, there's probably a good chance.
8	Appreciate it. It was stated that a lot of them
9	would move ahead.
10	MEMBER SEVEN: Are we going to stay
11	with one work group at a time until effective
12	management is done?
13	CHAIR WALDRON: That one is done.
14	MEMBER SEVEN: Okay, so Patty is chair
15	and then Patty will go out and seek the members.
16	CHAIR WALDRON: Right.
17	MEMBER SEVEN: Right. Okay.
18	CHAIR WALDRON: Now we're trying to
19	get the census and the performance and reporting
20	next.
21	MEMBER SEVEN: Athena, do you have the
22	names for the census workgroup that is currently

listed?

MS. BROWN: Yes. Let me pull it up. They actually a mission and an objective, to require that all allotments to the grants to outlying areas shall be based on the latest available data and estimates satisfactory to the Secretary, that all data related to disadvantaged adults and disadvantaged youth shall be based on the most recent data from the Bureau of the Census, and that ETA applies the notice of public rulemaking, stating that the data and definitions used to implement the funding of formulas as provided by the U.S. Bureau of the Census.

The issues, and this is a while back, ETA states that they do not have the funds to run the census tabs for the Indian and Native

American program.

The DINAP submitted an issue paper as part of the fiscal 2017 budget request, and DINAP requested additional funds for the Section 166 program, to include both a request to support the special census for American Indians, Alaskan

Natives, and Native Hawaiians.

The deliverable was that the workgroup was tasked with developing the most beneficial option to use for the formula funds, utilizing current census data, and presenting the options to the full advisory committee for recommendation to the secretary.

The workgroup members were Alton

Richardson, who at that time was serving as a

chair for the advisory council, Norm DeWeaver,

David Gipp, Winona Whitman, Jacob Bernal, Lorenda

Sanchez, Michael Tucker, Paula Starr, and Duane

Hall, who was the subject matter expert from

DINAP. Do you want me to go to the next

committee?

CHAIR WALDRON: Well, she recommended one at a time, so --

MS. BROWN: Okay.

CHAIR WALDRON: So we're on the census. Does somebody want to volunteer to chair that?

22 MEMBER CARROLL: Mr. Chair?

1	CHAIR WALDRON: Yes.
2	MEMBER CARROLL: Kim Carroll, Other
3	Disciplines, I would volunteer for census.
4	CHAIR WALDRON: Awesome. Kim is the
5	chair. Okay. So performance and reporting?
6	MS. BROWN: At that time, they had two
7	separate committees, but we have since combined
8	them.
9	So, I would just say that we combined
10	the performance and reporting workgroup into one,
11	but I still have it listed as two.
12	So the duty, the mission was to
13	develop a set of performance indicators and
14	standards in addition to the primary indicators
15	for performance described in Section 116 of the
16	WIOA.
17	The recent issues, WIOA requires core
18	performance indicators for the development and
19	youth program, which is a drastic change to the
20	performance indicators under the WIOA.
21	As stated above, the council is
22	required to develop additional performance

measures, indicators in addition to the core indicators.

The performance workgroup is tasked with developing recommendations to the full advisory council.

And I can share that that's exactly what this workgroup did was they provided recommendations to the full advisory council and the council voted to approve those recommendations and those recommendations were sent forward to the Secretary of Labor.

But at that time, the workgroup
members included Roselyn Shirley, who was at the
time on the council, and she served as chair,
Winona Whitman, Al Richardson, David Gipp,
Christine Moley, Curtis Osceola, Cynthia
Lindquist, Tara Andradi, Jennifer Hall and Duane
Hall both served as subject matter experts for
the DINAP.

CHAIR WALDRON: They were discussing those performances yesterday. Do we have a volunteer to chair this? Performance and

reporting?

Yes, sure. We're going to read the other members because we haven't already thought of it.

MS. BROWN: So under the reporting, the IPN reporting like I said, we combined it with performance and they were tasked on developing a recommendation to the advisory council on the software development necessary to track the core performance indicators.

And that's what is now known as GPS, we just recently implemented. So Winona Whitman was the chair, Alton Richardson, Lorenda Sanchez, Roselyn Shirley, Darrell Waldron, Greg Greer, who is with Northern California Indian Development, Terry Clark, who at the time was with the Florida Governor's Council, Lois Bethard, who I believe is no longer with the American Indian Center, Greg Mandrill, and Duane Hall and Jennifer, the subject matter experts for DINAP.

CHAIR WALDRON: Anybody volunteering?

Just appoint them, I guess. I have some people

1	in mind.
2	MS. BROWN: Quiet.
3	MEMBER SEVEN: So this will be a
4	temporary thing until we make the transition to a
5	new council. Maybe someone will step up by that
6	time.
7	CHAIR WALDRON: Well, we're hoping the
8	chair we pick is going to move forward after the
9	23rd and still be with us. But I'd appoint Joe
10	over here.
11	I just looked at him. You do a good
12	job. Really good on detail.
13	MEMBER HIBBELER: Congratulations,
14	Joe.
15	CHAIR WALDRON: Okay. All right. So
16	in that case, Joe. He said yes. It'll be good.
17	You can bring on anybody you want. Are you
18	accepting?
19	MR. QUINTANA: I'm on another
20	committee as chair.
21	CHAIR WALDRON: Well, the other one,
22	well, those are other ones, but this one's an

_	important one.
2	You have to work only on good
3	performances, because we have this one problem
4	coming which is this law now. There are going to
5	be discussions.
6	We have a chair. Congratulations.
7	You'll have plenty of help. They're not paying
8	them.
9	CHAIR WALDRON: All right. So we have
LO	effective management done. Census is done.
L1	Performance and reporting is done. What else do
L 2	we have?
L3	Do we want to that's a lot. Okay.
L 4	I'm sorry?
L5	MEMBER CARROLL: Would you please
L6	repeat who the chair is for the last one?
L 7	CHAIR WALDRON: I'm sorry, you came
L8	across a little blurry.
L9	MEMBER CARROLL: Kim Carroll, Other
20	Disciplines. Can you repeat who the chair is for
21	performance and reporting, please?
22	CHAIR WALDRON: Joe Quintana.

MEMBER CARROLL: Thank you.

CHAIR WALDRON: So if there aren't any other committees, I just want you to think, and we can handle it tomorrow, about T&A and all that, because that's coming with the budget increase hopefully. So we may change it. So put that on there.

So now we're in the part of the agenda for 477. A little behind. Update, federal partners meeting. Who's presenting that? 477 update from the federal partners meeting. Kay?

Are you able to do that, Kay?

MEMBER SEVEN: Yes. S-- Kay Seven,
Region Six, Other Disciplines. So after the
statute came across, 115-93, the Indian
Employment Training Council, Religious Services
Consolidation Act of 2017, the statutory measure
with the federal responsibility for the
Department of Interior to organize an annual
meeting of the tribes and the federal partners.

So we had a meeting last Thursday,
September 16, and the primary concern of the

first set of seven tribes is being non-response by the federal agency for the tribe's request to relook at the memorandum of agreement, the MOA, that was struck by the federal agency as little or no consultation for the tribes.

And we've been opposed to the MOA since December of 2018 when it was released to the tribe.

So we got to listen to Bryan Newland as our new Assistant Secretary of Indian Affairs.

First, his job is addressing the issue and is working towards the response as the lead federal agency to the tribe.

So we're looking forward to activity on that part for tribes to, the loss from the tribal perspective is that this is going to be legislation that will sustain us over decades.

And it's a federal law that we pursued, legislation was pursued, was intended to resolve issues that we don't live with since 1992, with the legislation then public number 2477, and then continuing as amended in 2001.

So we had a, I guess, good meeting. 1 2 We were able to express our viewpoint and know that there still is no activity with that 3 4 request, but that the new Assistant Secretary 5 will move forward. The Assistant Secretary did share with 6 7 us that his plan is to bring this up as a topic 8 with their tribal nations meeting that is coming 9 up at the White House with the tribal leaders. So a topic we'll continue to pursue. 10 11 Kim, was there any other meetings that you got Thursday that I missed? 12 13 MEMBER CARROLL: There was a, I agree 14 with everything you said. There was one thing 15 that struck me. 16 Out of 12 federal partners, there were 17 only six there. So that kind of tells you how 18 our federal partner meetings generally go. 19 CHAIR WALDRON: Well, thank you for 20 that. So we caught up to our agenda. 21 recap. So just, we want to be decision-oriented,

push decisions forward.

We have this information that we went 1 2 over today, considerations that we looked at, and come forth tomorrow to vote on it. 3 4 And we're going to think about a 5 methodology to it. We have several outstanding issues moving forward with this Secretary of 6 7 Labor. 8 A lot of requests that we put in. And 9 we want to make some time to discuss the waiver 10 of the youth, or resolutions on the youth. 11 Consider the weight that performance 12 is given with this new law that is coming in 13 around employment when they're checked on in the 14 second quarter. I did get a note that be careful 15 16 because the census here is determining the 17 allocation. 18 So we've got to be careful how that is 19 read and make sure that that is correct moving forward with that. 20 21 And we'll report out a bit on the 22 training and technical assistance methodology and

maybe format moving forward, thinking about an 1 2 increase in the budget. I think that's kind of a recap of what 3 4 we've talked about today and what we have to do tonight. 5 And we picked the chairs for those 6 7 committees. And I'm hoping that they move 8 forward and they get to pick other members. 9 Patty? 10 MEMBER HIBBELER: Patty Hibbeler, 11 Region Six. I just want to make a quick comment. 12 So I remember at one of our meetings, I don't know if it was the last one or the one 13 14 before, we did have an individual come from the 15 data department, whatever the name of that 16 department is, in WIOA. 17 Actually came and said as part of the 18 census that they were actually looking at several 19 different data sources, not just the U.S. Census. We raised a concern about COVID and 20 the response to the native community and 21 22 completion of the census, the U.S. Census, and

the gentleman's name, excuse me, I just can't 1 2 remember, actually said that they were looking at other data sources, looking at a 360 kind of 3 convergence of that data in determining what our 4 census is for funding. 5 CHAIR WALDRON: Chair recognizes 6 7 Athena. Thank you. Athena Brown, 8 MS. BROWN: 9 Patty, that was the American Indian Labor DINAP. 10 Force Report, Wayne Gordon. 11 And that report does not relate to the 12 census data used for the Section 166 formula. 13 Rather, we've been tasked under the 14 new amended law, 477 amended law, to produce American Indian Labor Force Report. 15 16 And they've never really had a formal 17 way of looking at the data collection, whether it 18 be through the American Indian Community Survey, 19 the census, the Bureau of Indian Affairs using, I 20 think in the past used different types of data 21 collection.

Surveys, informal surveys, not OMB-

approved surveys. So Wayne Gordon was basically describing looking at a number of data sources to produce that report.

MEMBER SEVEN: Kay Seven, Other

Disciplines. Wayne Gordon was a presenter at our

annual meeting last Thursday, and he said that

there will be a publication, a report ready this

fall, publication on how did we get here.

And he did say he was involved with the census, Department of Interior, he has reviewed documents, historical documents of the last 20 years of the Indian Labor Force Report.

So I guess a publication is coming out. He said it is in review right now, the draft paper is in review, so perhaps by the time the next council comes on we're hear from Wayne, come back to the table to report out.

CHAIR WALDRON: So just food for thought. I just recently got appointed to a new data collection group. They're young PhDs that are just 100 percent engulfed in data.

And they collect data nationally.

When I got on it, it was a little brain burning keeping up with them, but I noticed that they were tracking all kinds of data but there was not any Native American data.

And when I asked why, they said because they represent less than 3 percent. They don't collect data on groups less than 3 percent.

So I pushed these issues with the governmental entities, the government, and they're supposed to get back on me.

But this data, and I can send you the information. It's quite a packet. It's going to be pushing this type of stuff across the country.

They're using huge data collection.

I don't how much money they've got but it's an awful lot, and they're collecting a lot of data to be not on it, although they did, they were considering indigenous, so combining indigenous and Native Americans.

We don't want indigenous. They get above that 3 percent. So if you're counted, because we have like 1 percent, then they're not

collecting it. 1 2 So these little tidbits of data we can get and continue to push is going to become 3 4 valuable. 5 So I mention that. It may not be in your area yet. The meetings are two-hours long. 6 There's a series of a dozen of them. 7 8 I'm attending a six-hour meeting on 9 the same topic on Friday with all the Ivy League university presidents. 10 11 So there's a lot going on right now in 12 this country as to who we all are and what is 13 going on. And they're putting, I'm assuming it's 14 all about, it could be about infrastructure. 15 16 don't really know, but they are collecting a lot. 17 Just keep our voices heard as much as 18 we could, as much as we can. 19 So we got to end a little early, which is nice. We can recess until tomorrow unless the 20 law says we can't. We can recess, right? 21

22

think so?

1	We'll recommend, we'll receive a
2	motion to recess until tomorrow.
3	MEMBER HIBBELER: So moved.
4	CHAIR WALDRON: Motion is made by
5	Patty. Is there a second?
6	MEMBER CAMPBELL: Second by Christine.
7	And I didn't catch the name.
8	MEMBER CHAISSON: Lora Ann.
9	CHAIR WALDRON: Lora Ann. How you
10	doing, Lora Ann?
11	MEMBER CHAISSON: Hanging in there.
12	CHAIR WALDRON: So that motion moves
13	unanimously. So congratulations to our new
14	chairs. We'll give you the six-inch document
15	package tomorrow.
16	So please read and prepare for
17	tomorrow so we can make a motion. Thank you,
18	guys.
19	(Whereupon, the above-entitled matter
20	went off the record at 4:41 p.m.)
21	
22	

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<u>C E R T I F I C A T E</u>

This is to certify that the foregoing transcript

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and Training Council

Before: U.S. DOL

Date: 09-22-21

Place: teleconference

was duly recorded and accurately transcribed under my direction; further, that said transcript is a true and accurate record of the proceedings.

Court Reporter

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