

States to compile a database related to their demographics, capabilities, and activities. The database is used to guide programmatic decisions and provide information to the public and the fire service.

*Affected Public:* State, local or tribal government.

*Estimated Number of Respondents:* 6,370.

*Estimated Number of Responses:* 6,370.

*Estimated Total Annual Burden Hours:* 1,293.

*Estimated Total Annual Respondent Cost:* \$9,961.

*Estimated Respondents' Operation and Maintenance Costs:* \$0.

*Estimated Respondents' Capital and Start-Up Costs:* \$0.

*Estimated Total Annual Cost to the Federal Government:* \$55,573.

### Comments

Comments may be submitted as indicated in the **ADDRESSES** caption above.

Comments are solicited to (a) evaluate whether the proposed data collection is necessary for the proper performance of the agency, including whether the information shall have practical utility; (b) evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (c) enhance the quality, utility, and clarity of the information to be collected; and (d) minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, *e.g.*, permitting electronic submission of responses.

### Millicent L. Brown,

*Senior Manager, Records Management Branch, Office of the Chief Administrative Officer, Mission Support, Federal Emergency Management Agency, Department of Homeland Security.*

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## DEPARTMENT OF HOMELAND SECURITY

[Docket Number DHS-2021-0024]

### DHS Individual Complaint of Employment Discrimination, DHS Form 3090-1

**AGENCY:** Department of Homeland Security, (DHS).

**ACTION:** 30-Day notice and request for comments; extension without change of

a currently approved collection, 1610-0001.

**SUMMARY:** The Department of Homeland Security, will submit the following Information Collection Request (ICR) to the Office of Management and Budget (OMB) for review and clearance in accordance with the Paperwork Reduction Act of 1995. DHS previously published this information collection request (ICR) in the **Federal Register** on Friday, May 21, 2021 for a 60-day public comment period. There were no public comments received by DHS. The purpose of this notice is to allow additional 30-days for public comments.

**DATES:** Comments are encouraged and will be accepted until September 1, 2021. This process is conducted in accordance with 5 CFR 1320.1.

**ADDRESSES:** Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to [www.reginfo.gov/public/do/PRAMain](http://www.reginfo.gov/public/do/PRAMain). Find this particular information collection by selecting "Currently under 30-day Review—Open for Public Comments" or by using the search function.

**SUPPLEMENTARY INFORMATION:** Explain the circumstances that make the collection of information necessary. Identify any legal or administrative requirements that necessitate the collection. Attach a copy of the appropriate section of each statute and regulation mandating or authorizing the collection of information.

It is the policy of the Government of the United States to provide equal opportunity in employment for all persons, to prohibit discrimination in employment because of race, color, religion, sex (including pregnancy, gender identity, and sexual orientation), national origin, age, disability, protected genetic information, or status as a parent, and to promote the full realization of equal employment opportunity (EEO) through a continuing affirmative program in each agency.

Persons who claim to have been subjected to these types of discrimination, or to retaliation for opposing these types of discrimination or for participating in any stage of administrative or judicial proceedings relating to them, can seek a remedy under Title VII of the Civil Rights Act (Title VII) (42 U.S.C. 2000e *et seq.*) (race, color, religion, sex (including pregnancy, gender identity, and sexual orientation), national origin), the Age Discrimination in Employment Act (ADEA) (29 U.S.C. 621 *et seq.*) (age), the Equal Pay Act (29 U.S.C. 206(d)) (sex),

the Rehabilitation Act (29 U.S.C. 791 *et seq.*) (disability), the Genetic Information Nondiscrimination Act (GINA) (42 U.S.C. 2000ff *et seq.*) (genetic information), and Executive Order 11478 (as amended by Executive Orders 13087 and 13152) (sexual orientation or status as a parent).

The Department of Homeland Security (DHS), Office of Civil Rights and Civil Liberties (CRCL) adjudicates discrimination complaints filed by current and former DHS employees, as well as applicants for employment at DHS. The complaint adjudication process for statutory rights is outlined in the Equal Employment Opportunity Commission (EEOC) regulations found at Title 29, Code of Federal Regulations, Part 1614, and EEOC Management Directive 110. For complaints alleging discrimination prohibited by Executive Order 11478, DHS follows procedures similar to the procedures for statutory rights, to the extent permitted by law.

The recordkeeping provisions are designed to ensure that a current employee, former employee, or applicant for employment claiming to be aggrieved, or that person's attorney, provides a signed statement that is sufficiently precise to identify the aggrieved individual and the agency, and to describe generally the action(s) or practice(s) that form the basis of the complaint. The complaint must also contain a telephone number, email address, and address where the complainant or the representative can be contacted. The complaint form is used for original allegations of discrimination and for amendments to pending complaints of discrimination. The form also determines whether the person is willing to participate in mediation or other available types of alternative dispute resolution (ADR) to resolve the complaint; Congress has enacted legislation to encourage the use of ADR in the federal sector, and the form ensures that such an option is considered at this preliminary stage of the EEO complaint process.

A complainant may access the complaint form on the agency website and may submit a completed complaint form electronically to the relevant Component's EEO Office. The complaint form can then be directly uploaded into the DHS EEO Enterprise Complaints Tracking System, also known as "icomplaints."

The burden of compliance with the information collection requirement does not impact small businesses or other small entities.

The information collection frequency specified in the DHS complaint form is the minimum amount necessary and

appropriate for the agency to determine whether the allegations should be accepted for investigation, dismissed due to procedural grounds, or partially accepted and partially dismissed.

Complainants are provided a Privacy Act statement noting the purposes and uses of the information collected. No assurance of confidentiality is provided, because the collection is governed by EEOC Management Directive 110, which provides that "Once the complaint is filed, the complaint file, or part of it, may be shared only with those who are involved and need access to it. This includes the EEO Director, agency EEO officials, and possibly persons whom the aggrieved person has identified as being responsible for the actions that gave rise to the complaint. The complaint file is not a public document to be released outside the EEO complaint process. The identity of the aggrieved person does not remain confidential in the formal complaint process." EEOC Management Directive 110 provides that aggrieved persons be so informed by an EEO counselor prior to the initiation of a formal complaint.

There is a decrease in burden. The previous approval documentation mistakenly included the burden for Federal Employees. This error has been corrected, resulting in the reporting of a reduced annual burden.

The Office of Management and Budget is particularly interested in comments which:

1. Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
2. Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
3. Enhance the quality, utility, and clarity of the information to be collected; and
4. Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submissions of responses.

#### Analysis

*Agency:* Department of Homeland Security, (DHS).

*Title:* DHS Individual Complaint of Employment Discrimination, DHS Form 3090-1.

*OMB Number:* 1610-001.

*Frequency:* On Occasion.

*Affected Public:* Private Sector.

*Number of Respondents:* 136.

*Estimated Time per Respondent:* 1 Hour.

*Total Burden Hours:* 68.

**Robert Dorr,**

*Executive Director, Business Management Directorate.*

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**BILLING CODE 9112-FL-P**

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-6281-N-01]

### Notice of Final Determination for the Sharing of Formula Area Data as the Result of Expansion of Formula Area

**AGENCY:** Office of the Assistant Secretary for Public and Indian Housing, Housing and Urban Development (HUD).

**ACTION:** Notice.

**SUMMARY:** This notice advises the public of HUD's final determination to approve a Memorandum of Agreement (MOA) between the Kalispel Indian Community (KIC), Colville Indian Housing Authority (CIHA) and Spokane Indian Housing Authority (SIHA) to allocate Needs data under the Indian Housing Block Grant (IHBG) program. This MOA resulted from HUD's decision to include the balance of Pend Oreille, Spokane and Stevens counties in the state of Washington into the Formula Area of the KIC, creating overlapping Formula Areas for the KIC, CHIA and SIHA. Consistent with IHBG program regulations HUD is announcing its final determination to approve the MOA.

**DATES:** Effective Date: August 2, 2021.

**FOR FURTHER INFORMATION CONTACT:**

Hilary Atkin, Director, Office of Grants Management, Office of Native American Programs, Department of Housing and Urban Development, 451 Seventh Street SW, Room 9166, Washington, DC 20410, telephone 202-401-7914 (this is not a toll-free number). Hearing or speech-impaired individuals may access this number via TTY by calling the toll-free Federal Information Relay Service at 1-800-877-8339.

**SUPPLEMENTARY INFORMATION:** The Indian Housing Block Grant (IHBG) program allocation formula is authorized by section 302 of the Native American Housing Assistance and Self Determination Act of 1996 (25 U.S.C. 4101 *et seq.*) (NAHASDA). In accordance with program regulations at 24 CFR part 1000, funds appropriated

by Congress for the IHBG program are made to eligible grant recipients by formula to ensure the equitable and fair distribution of funds. The formula has four components including Need. Need is calculated using the seven factors listed at 24 CFR 1000.324, each based on a tribe's formula area. Should a tribe's formula area overlap with one or more other Indian tribes, 24 CFR 1000.326 provides the procedure HUD will use to resolve issue.

On October 22, 2020, HUD informed the KIC, CHIA and SIHA of its preliminary decision to increase the formula area of the KIC to include the balance of Pend Oreille, Spokane and Stevens counties in the state of Washington. HUD's preliminary decision was based on the Department of the Interior's Near Reservation Area Designation (44 FR 154, August 8, 1979). As a result of this decision overlapping formula areas were created for the KIC, CHIA and SIHA.

Whenever tribes have overlapping formula area, the Needs data for all the individual areas for all tribes are combined and then apportioned among the tribes in the overlap. Section 1000.326(b) provides that tribes affected may develop their own method of partitioning the Needs data associated with their overlapping geographies. Consistent with 24 CFR 1000.302, HUD is required to notify the affected Indian tribes by certified mail and provided the tribes with opportunity to comment for a period of not less than 90 days. HUD met this requirement with its October 22, 2020, letter to the KIC, SIHA and CIHA.

By letter dated December 3, 2020, KIC transmitted a MOA dated November 3, 2020, and signed by KIC, CIHA, and SIHA that outlined an alternative method of sharing data. The MOA provides that the KIC and SIHA will receive double their Tribal enrollment as their proportional share of the Needs component and the CIHA will receive as its proportional share, the remaining Needs portion. The formula area to be shared consists of the Reservation and trust lands of the three Tribes plus the balance of Douglas, Ferry, Lincoln, Okanogan, Pend Oreille, Spokane, and Stevens counties, all in the State of Washington. Finally, the MOA states that the agreement covers the period FY 2021 through FY 2025 unless it is terminated by any of the Tribes or extended by agreement of all Tribes. Absent any further notification from the Tribes, HUD will share Needs associated with the geographies listed above based on the method and time-period outlined in the MOA. HUD will resume allocating such Needs data based on