

AMERICORPS RULEMAKING II
SIDE BY SIDE OF SUBSTANTIVE CHANGES

TOPIC	CURRENT	FINAL PROPOSED RULE
Member evaluations	Grantees must evaluate members at mid- and end of term.	Removes the mid-term evaluation requirement for those members who leave service early. Adds language to preamble about the structure and documentation of the evaluation. Adds language stating that completion of service hours isn't necessary for satisfactory service and that release for cause is not a per se disqualification from serving a second term.
Performance measurement	Grantees are required to report on outputs at the end of the first year, outputs and intermediate outcomes at the end of the second year, and outputs, intermediate outcomes, and end outcomes by the end of year three.	Changes requirement so that grantees must report on outputs at the end of the first year and outputs and intermediate outcomes in years two or three, but are not required to report on end outcomes.
National service insignia	Restrictions are focused on grantees	Clarifies that the use of national service insignia is subject to Corporation approval.
False or misleading statements	Potential gaps in ability to recover funds improperly received.	Adds provision stating that an individual who makes a materially false or misleading statement is subject to having the benefit forfeited and the qualification revoked.
Inspector General access to grantee records	IG was not included in one government-wide regulation's list of those with access to grantee records.	Adds IG to list.
State service plans	Regulations include overlapping requirements that go beyond statute	Codifies one list of requirements streamlined to match statute.

In addition to these substantive changes, the proposed rule will also codify long-standing grant provisions or other practices, and make technical changes in the following areas:

TOPIC	FINAL PROPOSED RULE
Definition of Participant	Adds “member” to regulations as synonymous with “participant.”
Prohibited Activities	Codifies voter registration drives in regulatory list of prohibited activities (omitted in earlier rulemaking).
Living Allowance Disbursement	Codifies long-standing rules relating to the distribution of the living allowance (not a wage, regular payments, no lump sum payment)
Living Allowance Waiver	Codifies long-standing permission for an individual to waive receipt of the living allowance
Civil Rights	Codifies notice requirements and language on the right to file a complaint.
State Commission Membership	Aligns State Commission membership requirements to the statute.
Prohibition on Split-funded Project	Clarifies definition of “same project” and codifies current practice of allowing applicants to submit more than one applicant for the same project with the understanding that only one may be funded.
Small state minimum and timeframe for formula requests (non regulatory issue)	Beginning in FY 2008, the deadline will be earlier. Any unrequested funds remaining after the deadline will be reallocated to small states whose initial allocations are less than \$500,000 and for other authorized purposes, as appropriate.