

(2) provides for establishing and carrying out programs of short-term education or training (including specialized extension courses, management and executive development seminars, and full-time intensive programs of study) such programs to be carried out through contracts or other arrangements with public or nonprofit educational institutions;

(3) provides for obtaining the participation of local governmental officials in carrying out the program;

(4) provides reasonable opportunity for both State and local public service personnel to receive education and training;

(5) sets forth such fiscal control and fund accounting procedures as may be necessary to assure proper disbursement of, and accounting for, Federal funds paid to the State (including any such funds paid by the State to any other public agency) under this part; and

(6) provides for making such reports, in such form, and containing such information, as the Commission may reasonably require to carry out its functions under this part, and for keeping such records and for affording such access thereto as the Commission may find necessary to assure the correctness and verification of such reports.

(b) The Commission shall approve any State plan and any modification thereof which complies with the provisions of subsection (a).

PAYMENTS TO STATES

SEC. 314. From the amounts allotted to each State under section 312, the Commission shall pay to that State an amount equal to one-half of the amount expended by the State in carrying out its State plan. Such payments may be made in installments, and in advance or by way of reimbursement, when necessary adjustments on account of overpayments or underpayments.

PART C—ADMINISTRATION OF STATE PLAN; JUDICIAL REVIEW

ADMINISTRATION OF STATE PLAN

SEC. 321. (a) The Commission shall not finally disapprove any State plan submitted under this title, or any modification thereof without first affording the State agency administering the plan reasonable notice and opportunity for a hearing.

(b) Whenever the Commission, after reasonable notice and opportunity for a hearing to such State agency, finds that—

(1) that the State plan has been so changed that it no longer complies with the provisions of section 303(a) or 313(a), as the case may be, or

(2) that in the administration of the plan there is a failure to comply substantially with any such provisions, the Commission shall notify such State agency that the State will not be regarded as eligible to participate in the program affected until the Commission is satisfied that there is no longer any such failure to comply.

JUDICIAL REVIEW

SEC. 322. (a) If any State is dissatisfied with the Commission's final action with respect to the approval of its State plan submitted under section 303(a) or 313(a), as the case may be, or with its final action under section 321(b), such State may, within sixty days after notice of such action, file with the United States Court of Appeals for the Circuit in which such State is located a petition for review of that action. A copy of the petition shall be forthwith transmitted by the clerk of the court to the Commission. The Commission thereupon shall file in the court the record of the proceedings on which it based its action as provided in section 3112 of title 28, United States Code.

(b) The findings of fact by the Commission, if supported by substantial evidence, shall be conclusive; but the court, for good cause shown, may remand the case to the Commission to take further evidence, and the Commission may thereupon make new or modified findings of fact and may modify its previous action, and shall certify to the court the record of the further proceedings. Such new or modified findings of fact shall likewise be conclusive if supported by substantial evidence.

(c) The court shall have jurisdiction to affirm the action of the Commission or to set it aside, in whole or in part. The judgment of the court shall be subject to