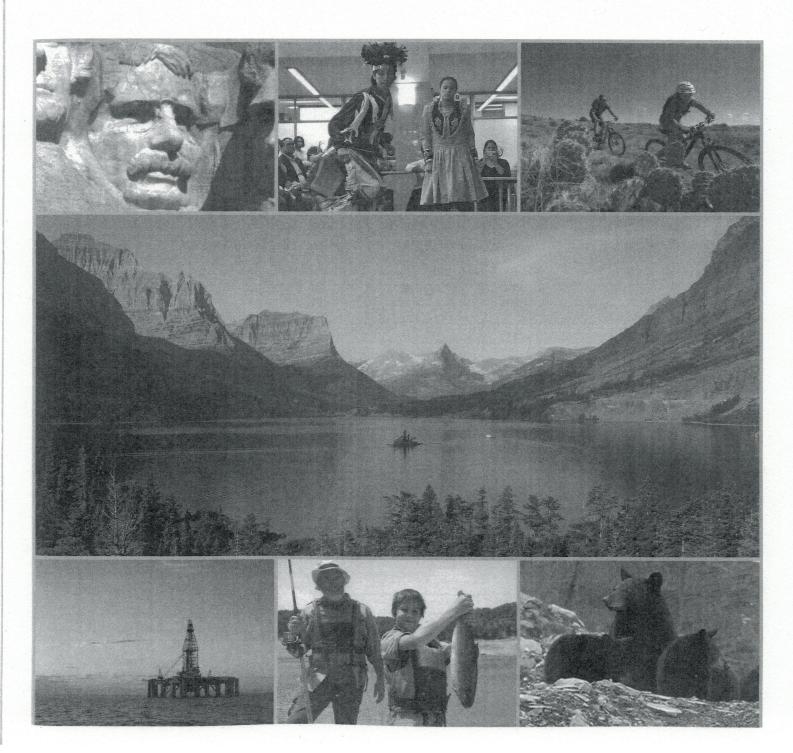
# Fiscal Year 2018 The Interior Budget in Brief May 2017







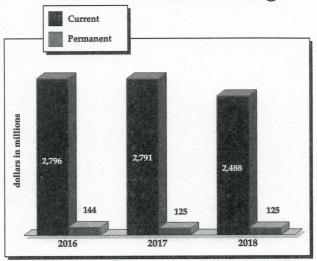
# **INDIAN AFFAIRS**

Mission – The mission of the Bureau of Indian Affairs is to enhance the quality of life, promote economic opportunity, and carry out the responsibility to protect and improve the trust assets of American Indians, Indian Tribes, and Alaska Natives. The mission of the Bureau of Indian Education is to provide quality education opportunities from early childhood through life in accordance with the Tribes' needs for cultural and economic well-being, in keeping with the wide diversity of Indian Tribes and Alaska Native villages as distinct cultural and governmental entities. Further, the BIE is to consider the whole person by taking into account the spiritual, mental, physical, and cultural aspects of the individual within his or her family and tribal or village context.

**Budget Overview**—The 2018 President's budget for Indian Affairs is \$2.5 billion in current appropriations, \$303.3 million below the 2017 CR baseline level reflecting the need to balance the budget by 2027. The BIA estimates staffing will equal 6,770 full time equivalents in 2018, a decrease of 241 FTE from 2017.

Indian Affairs plays an important role in carrying out Federal trust, treaty, and other responsibilities to 567 federally recognized Indian Tribes. Indian Affairs programs are built on strong and productive governmentto-government relations with Tribes. Programs serve approximately two million American Indians and Alaska Natives in tribal and native communities. The BIA provides direct services and funding for compacts and contracts for Tribes to provide Federal programs for a wide range of activities necessary for community development including natural resource management, law enforcement, and social service programs, among many others in Indian Country. The BIE manages a school system with 169 elementary and secondary schools and 14 dormitories providing educational services to 47,000 individual students, with an Average Daily Membership of 41,000 students in 23 States. The BIE also operates two post-secondary schools and administers grants for 28 tribally controlled colleges and universities and two tribal technical colleges.

# **Indian Affairs Funding**



The 2018 budget supports continuing efforts to advance self-governance and self-determination, maintain essential infrastructure and resources, promote educational outcomes for American Indian children, support human services activities, manage tribal natural resources, foster stronger economies and self-sufficiency, and maintain safe Indian communities. The BIA also works to bring tribal homelands into trust as requested by Tribes and protect Indian treaty rights.

Operation of Indian Programs – The 2018 budget for the Operation of Indian Programs account is \$2.1 billion, a decrease of \$181.1 million below 2017. Indian Affairs operational programs seek to improve educational outcomes for American Indian children, support human services activities, manage tribal natural resources, build stronger economies and self-sufficiency, and maintain safe Indian communities. In 2018, priority is given to programs serving the broadest audience rather than initiatives.

The Indian Affairs budget supports the Administration's focus on infrastructure with proposed increases totaling \$12.3 million, including \$3.8 million for programs in

#### INDIAN AFFAIRS FACTS

- The Bureau of Indian Affairs was established in 1824 under the War Department and transferred to the Department of the Interior in 1849.
- Provides services to nearly two million American Indians and Alaska Natives in 567 federally recognized Tribes in the 48 contiguous States and Alaska.
- Administers and manages 56 million surface acres and 59 million acres of subsurface mineral estates held in trust by the U.S. for individual Indians and Tribes.
- The Bureau of Indian Education provides education services to 47,000 individual students with an Average Daily Membership of 41,000 students in 23 States attending 183 schools and dormitories. The BIE also provides funding to 32 colleges, universities, and post-secondary schools.
- Employs nearly 8,000 personnel of whom over 80 percent are American Indian or Alaska Native.

the Operation of Indian Programs account. The budget includes an additional \$2.6 million for irrigation project operations and maintenance. The BIA has 17 Indian irrigation projects in its asset inventory, 15 of which are revenue-generating. This revenue is used to fund most of the operations and maintenance of the projects. Annual receipts for the revenue-generating projects exceeded \$33 million in 2016 which are reinvested into the projects. Indian irrigation projects deliver water to over 780,000 acres, through over 6,300 miles of canals, and more than 52,000 irrigation structures.

The budget also includes an increase of \$1.2 million for deferred maintenance of BIA-owned roads. The roads program has maintenance responsibility for approximately 29,000 miles of BIA-owned roads and over 900 bridges. The budget also includes an increase of \$2.0 million for deferred maintenance needs of regional and agency facilities at 127 locations to address safety, security, and handicap accessibility issues where Indian programs are administered.

Advancing Indian Education - The Interior budget proposes \$786.4 million for Indian education programs, a decrease of \$64.4 million. This includes \$643.9 million for Elementary and Secondary programs, \$118.4 million for Post-Secondary programs, and \$24.0 million for education management. The BIE serves as a capacity builder and service provider to support Tribes in educating their youth and delivering world-class and culturally appropriate education across Indian Country. The budget focuses on direct school operations including classroom instruction, text books, student transportation, language development programs, gifted and talented programs, and school maintenance. In some remotely located schools, funding also supports residential costs. Importantly, the budget continues to invest in activities that promote educational self-determination for tribal communities. Accordingly, the budget proposes \$74.4 million to fully fund Tribal

Grant Support Costs for Tribes which choose to operate BIE-funded schools, an increase of \$1.2 million. This level will support 100 percent of the estimated requirement.

The budget reduces several Elementary and Secondary programs that serve fewer Tribes, support activities outside the core BIE mission or are newer programs including decreases of \$2.4 million for ISEP Program Adjustments, \$5.8 million for Education Program Enhancements, \$1.0 million for Tribal Education Departments grants, \$7.7 million for Early Childhood and Family Development and \$4.6 million for Johnson O'Malley Assistance Grants. The budget proposes to eliminate the Juvenile Detention Center Education program, a reduction of \$499,000; Special Higher Education Scholarships, a reduction of \$2.7 million; and the Science Post Graduate Scholarship Fund, a reduction of \$2.4 million. The budget also eliminates \$5.1 million in one-time funding required to forward fund Tribal Technical Colleges.

Supporting Indian Families and Protecting Indian Country—Supporting Indian families and ensuring public safety are top priorities for tribal leaders. As part of the Indian Affairs mission to promote the development of prosperous tribal communities, the BIA Office of Indian Services supports a community-based approach to child welfare, family stability, and strengthening tribal communities as a whole. The budget includes \$123.9 million, a program reduction of \$23.3 million from 2017, in programs that provide social services, welfare assistance, and Indian Child Welfare Act protections. The reductions largely reflect elimination of funding for pilot programs for the Tiwahe initiative. The budget also proposes to eliminate the Housing Program, a reduction of \$8.0 million.

The BIA Office of Justice Services funds law enforcement and corrections to support safe tribal communities as well as technical assistance to Tribes to amend tribal legal codes to reflect provisions in the Tribal Law and Order Act of 2010 and the reauthorization of the Violence Against Women Act. In addition, BIA is also implementing training for direct service law enforcement program staff in the areas of law enforcement, social services, victim services, and courts and is making this training available to Tribes operating these programs under self-determination contracts and compacts. The budget proposes \$326.0 million to support 190 law enforcement programs and 96 corrections programs run both by Tribes and as direct services, a reduction of \$21.4 million. To minimize the impact on law enforcement and corrections programs, reductions were taken in programs that serve fewer Tribes or support activities outside the core OJS mission. Reductions include \$3.0 million for the pilot program to reduce recidivism, which was completed in 2017 and \$10.0 million provided to conduct tribal courts assessments located in P.L. 83-280 States. The budget includes \$22.0 million for Tribal Courts, a reduction of \$6.0 million, which eliminates increases provided under the Tiwahe initiative.

Supporting Sustainable Stewardship of Trust Resources and Lands - The 2018 budget supports Indian fiduciary trust responsibilities and the sustainable stewardship of trust lands, natural resources, and the environment in Indian Country. The budget proposes \$112.0 million for real estate services programs, a program decrease of \$17.4 million from 2017, largely reflecting a \$7.0 million reduction in Trust Services. The trust real estate program conducts a number of activities including Indian trust related information to support land and water resources uses, clean and sustainable energy development, and protection and restoration of ecosystems and important landscapes. The program also provides probate services to determine Indian trust assets, land title and records processing, geospatial support needs, and database management. The 2018 budget proposes \$165.5 million for natural resource management programs, a program reduction of \$27.4 million from 2017. Resource management project programs are reduced by \$7.1 million, and rights protection implementation is reduced by \$9.1 million. In addition, the budget eliminates Tribal Climate Resilience Awards funding, a reduction of \$9.9 million. The BIA natural resource programs assist Tribes in the management, development, and protection of Indian trust land and natural resources on 56 million surface acres and 59 million acres of subsurface mineral estates. These programs enable tribal trust landowners to optimize sustainable stewardship and use of resources, providing benefits such as revenue, jobs, and the protection of cultural, spiritual, and traditional resources.

Income from energy production is the largest source of revenue generated from trustlands, with royalty income of \$534.0 million in 2016. The 2018 budget proposes \$24.7 million for Minerals and Mining programs, essentially level

with 2017. The 2018 budget continues the commitment to the Indian Energy Service Center, which received initial funding in 2016. The Center will expedite the leasing, permitting, and reporting for conventional and renewable energy on Indian lands; provide resources to ensure development occurs safely and protects the environment; and manage risks appropriately with technical assistance to support assessment of the social and environmental impacts of energy development. The Center includes staff from BIA, the Offices of the Special Trustee and Natural Resources Revenue, and the Bureau of Land Management, all of which have responsibilities related to tribal energy advancement. Working with the Department of Energy's Tribal Energy Program, the Center provides a full suite of energy development related services to Tribes nationwide to meet the workload requirements of current demands for services. The Center coordinates and enhances the BIA ability to process leases, the BLM responsibility for Applications for Permit to Drill approval and monitoring, and the ONRR responsibilities for royalty accounting.

*Tribal Priority Allocations* – The 2018 budget proposes Tribal Priority Allocation funding of \$627.0 million, \$63.0 million less than 2017.

Contract Support Costs – The 2018 budget for the Contract Support Costs account is \$241.6 million, a decrease of \$35.4 million below 2017.

The President's budget maintains the Administration's strong support for the principle of tribal self-determination and strengthening tribal communities across Indian Country. Contract Support Costs support the ability of Tribes to assume responsibility for operating Federal programs. Based on the most recent analysis of funding levels in the 2018 request, the proposed amount will fully fund Contract Support Costs. The 2018 budget continues to request funding for Contract Support Costs in a separate indefinite current account.

Construction – The 2018 budget request for Construction is \$143.3 million, a decrease of \$50.3 million below 2017.

The Indian Affairs budget supports the Administration's focus on infrastructure with proposed increases in deferred maintenance projects for resource management infrastructure and regional and agency offices serving tribal programs and operations in Indian Country.

The 2018 budget prioritizes dams, irrigation projects, and irrigation systems which deliver water to aid economic development as well as protect lives, resources, and property. The budget proposes an additional \$2.5 million for the Safety of Dams program and \$1.8 million for dam maintenance. The program is currently responsible for 138 high or significant-hazard dams located

on 43 Indian reservations. The program maintains and rehabilitates dams to protect the purposes for which the dam was built and the floodplain downstream. The program contracts with Tribes to perform many aspects of the program. The budget includes an additional \$1.5 million for irrigation projects rehabilitation. The irrigation rehabilitation program addresses critical deferred maintenance and construction work on BIA-owned and operated irrigation facilities, with a focus on health and safety concerns. Many facilities are reaching 100 years old and are in need of major capital improvements.

The budget proposes \$80.2 million for Education Construction, \$57.8 million below 2017. Funding focuses on facility improvement and repair at existing schools. Available funding will continue completion of replacement schools on the 2004 school replacement list and design for the ten schools on the 2016 school replacement list. The 2018 budget temporarily suspends funding for Replacement School and Replacement Facility construction programs while the program focuses on effective management of the 2016 school replacement list.

Land and Water Claims Settlements – The 2018 budget continues to meet Federal responsibilities outlined in enacted settlements with Indian Tribes. Settlements resolve tribal land and water rights claims and ensure

Tribes have access to land and water to meet domestic. economic, and cultural needs. Many of the infrastructure projects supported in these agreements improve the health and well-being of tribal members and preserve existing economies and, over the long-term, bring the potential for jobs and economic development. The 2018 budget for authorized settlement payments is \$14.0 million, which will provide payments to ongoing settlements, the Navajo Trust Fund, and the Navajo-Gallup Water Supply Project. No enacted settlements are due to be completed in 2018. Reductions of \$35.4 million from 2017 reflect completion of BIA payments to the Aamodt settlement to meet the settlement enforceability date and elimination of one-time funding included in the 2017 budget to meet conditions of the Hoopa-Yurok Settlement. At the proposed funding level for settlements, the Department can continue to honor commitments within the statutory requirements for completion.

Indian Guaranteed Loan Program – The 2018 budget request for this program is \$6.7 million, \$1.0 million less than 2017. The funding level will guarantee \$87.4 million in loan principal to support Indian economic development.

Fixed Costs – Fixed costs of \$17.3 million are fully funded.

# SUMMARY OF BUREAU APPROPRIATIONS (all dollar amounts in thousands)

## Comparison of 2018 Request with 2017 CR Baseline

	20	)17 CR	2018	Request	Ch	ange
	FTE	Amount	FTE	Amount	FTE	Amount
Current						
Operation of Indian Programs	5,250	2,263,613	5,028	2,082,506	-222	-181,107
Reimbursable Programs	630	0	654	0	+24	0
Allocations from Others	465	0	441	0	-24	0
Contract Support Costs	0	277,000	0	241,600	0	-35,400
Construction	61	193,604	63	143,262	+2	-50,342
Reimbursable Programs	6	0	7	0	+1	0
Allocations from Others	275	0	251	0	-24	0
Indian Land and Water Claim Settlements						
and Miscellaneous Payments to Indians	1	49,381	1	13,999	0	-35,382
Indian Guaranteed Loan Program	0	7,733	0	6,692	0	-1,041
Subtotal, Current		2,791,331	6,445	2,488,059	-243	-303,272
Permanent and Trust						
Operation and Maintenance of Quarters	43	5,639	44	5,849	+1	+210
Miscellaneous Permanent Appropriations		113,698	281	114,820	+1	+1,122
White Earth Settlement Fund	0	3,000	0	3,000	0	0
Gifts and Donations	0	1,000	0	1,000	0	0
Indian Guaranteed Loan Program	0	2,000	0	0	0	-2,000
Subtotal, Permanent and Trust	323	125,337	325	124,669	+2	-668
TOTAL, BUREAU OF INDIAN AFFAIRS	7,011	2,916,668	6,770	2,612,728	-241	-303,940

# HIGHLIGHTS OF BUDGET CHANGES By Appropriation Activity/Subactivity

## APPROPRIATION: Operation of Indian Programs

	2016 Actual	2017 CR	2018 Request	Change
Tribal Government				
Aid To Tribal Government	24,833	24,786	25,127	+341
Government Program	77,088	76,942	72,224	-4,718
Self-Governance Compacts	162,321	162,012	156,634	-5,378
New Tribes	464	463	160	-303
Small and Needy Tribes	1,845	1,842	0	-1,842
Road Maintenance	26,693	26,642	28,148	+1,506
Tribal Govt Program Oversight	8,273	8,257	8,014	-243
Subtotal, Tribal Government	301,517	300,944	290,307	-10,637
Human Services				
Social Services	45,179	45,093	34,987	-10,106
Welfare Assistance	74,791	74,649	70,794	-3,855
Indian Child Welfare Act	15,641	15,611	14,918	-693
Housing Program	8,021	8,006	0	-8,006
Human Services Tribal Design	246	246	243	-3
Human Services Program Oversight	3,126	3,120	3,007	-113
Subtotal, Human Services	147,004	146,725	123,949	-22,776
Trust - Natural Resources Management				
Natural Resources	5,168	5,158	4,829	-329
Irrigation Ops and Maintenance	11,398	11,376	14,009	+2,633
Rights Protection Implementation	37,638	37,567	28,625	-8,942
Tribal Mgmt/Development Program	9,263	9,245	9,276	+31
Endangered Species	2,684	2,679	1,302	-1,377
Tribal Climate Resilience	9,955	9,936	0	-9,936
Integrated Resource Info Program	2,996	2,990	2,815	-175
Agriculture and Range	30,751	30,692	28,822	-1,870
Forestry	51,914	51,815	49,013	-2,802
Water Resources	10,367	10,348	8,534	-1,814
Fish, Wildlife, and Parks	13,646	13,620	12,414	-1,206
Resource Mgmt Program Oversight	6,066	6,055	5,823	-232
Subtotal, Trust - NR Management	191,846	191,481	165,462	-26,019
Trust - Real Estate Services				
Trust Services	15,043	15,014	8,328	-6,686
Navajo-Hopi Settlement Program	1,160	1,158	1,177	+19
Probate	11,928	11,905	11,869	-36
Land Title and Records Offices	13,905	13,879	13,478	-401
Real Estate Services	36,837	36,767	35,570	-1,197
Land Records Improvement	6,439	6,426	6,109	-317
Environmental Quality	15,792	15,762	13,208	-2,554
Alaskan Native Programs	1,017	1,015	0	-1,015
Rights Protection	11,845	11,822	9,284	-2,538
Real Estate Services Oversight	13,520	13,495	13,023	-472
Subtotal, Trust - Real Estate Services	127,486	127,243	112,046	-15,197
Public Safety and Justice				
Law Enforcement	347,976	347,315	325,965	-21,350
Tribal Courts	28,173	28,119	21,984	-6,135
Fire Protection	1,274	1,272	1,365	+93
Subtotal, Public Safety and Justice	377,423	376,706	349,314	-27,392

APPROPRIATION:	Operation	of Indian Programs	_(continued)

	2016 Actual	2017 CR	2018 Request	Change
Community and Economic Development				
Job Placement and Training	11,445	11,423	10,897	-526
Economic Development	1,794	1,790	1,725	-65
Minerals and Mining	25,153	25,106	24,709	-397
Community Development Oversight	2,227	2,223	2,133	-90
Subtotal, Comm and Econ Dev	40,619	40,542	39,464	-1,078
Executive Direction and Admin Services	229,662	229,225	215,592	-13,633
Bureau of Indian Education				
Elementary and Secondary				
Programs (forward funded)	553,458	552,406	520,044	-32,362
Elementary and Secondary Programs	134,263	134,008	123,871	-10,137
Post Secondary Programs (forward funded)	74,893	74,750	72,689	-2,061
Post Secondary Programs	64,602	64,480	45,721	-18,759
Education Management	25,151	25,103	24,047	-1,056
Subtotal, Bureau of Indian Education	852,367	850,747	786,372	-64,375
TOTAL APPROPRIATION	2,267,924	2,263,613	2,082,506	-181,107

## Detail of Budget Changes

	18 Change m 2017 CR		018 Change om 2017 CR
TOTAL APPROPRIATION	-181,107		
Tribal Government  Road Maintenance Program  TPA Self-Determination Programs.  Small and Needy Tribes -  Supplemental Funding Elimination  Oversight  Internal Transfers.  Fixed Costs	-10,637 +1,160 -13,490 -1,842 -416 +97 +3,854	Trust - Real Estate Services	-15,197 -9,518 -2,668 -1,008 -1,497 -1,015 -1,690 +356 +1,843
Human Services  TPA Social Service and Welfare Programs  Housing Program Elimination  Oversight  Internal Transfers  Fixed Costs  Trust - Natural Resources Management  Irrigation Operations and Maintenance  TPA Resource Management Programs  Resource Mgmt Projects	-22,776 -15,166 -8,006 -156 -133 +685 -26,019 +2,600 -3,292 -7,134	Public Safety and Justice	-27,392 -8,000 -2,000 -4,071 -10,000 -6,000 -64 -307 -365 +3,415
Treaty Rights Programs	-9,131 -9,936 -453 +30 +1,297	Community and Economic Development  Job Placement and Training  Economic Development  Minerals and Mining Program  Oversight  Internal Transfers  Fixed Costs	-1,078 -571 -90 -197 -423 -50 +253

## Detail of Budget Changes Operation of Indian Programs (continued)

	8 Change 2017 CR		.8 Change n 2017 CR
Executive Direction and Administrative Services Assistant Secretary Support TPA Exec Direction and Admin Srvcs Central Office Exec Direction and Admin Srvcs. Regional Office Exec Direction and Admin Srvcs Information Resources Technology Internal Transfers	-13,633 -1,500 -1,375 -4,648 -1,772 -5,020 -168	Juvenile Detention Center Education Program Tribal Education Departments Grants	-499 -1,000 -4,958 -5,090 -11,041 -5,182
Fixed Costs	+850	Education Management and Administration Internal Transfers	-1,260 +233
Bureau of Indian Education  Tribal Grant Support Costs  Direct Elementary/Secondary School Operations Supplemental E/S School Programs	-64,375 +1,231 -25,595 -16,155	Fixed Costs	

## APPROPRIATION: Contract Support Costs

	2016 Actual	2017 CR	2018 Request	Change
Contract Support	272,000	272,000	236,600	-35,400
Indian Self-Determination Fund	5,000	5,000	5,000	0
TOTAL APPROPRIATION	277,000	277,000	241,600	-35,400

## Detail of Budget Changes

	18 Change
from	m 2017 CR
TOTAL APPROPRIATION	-35,400
Contract Support Costs	-35,400

#### APPROPRIATION: Construction

	2016 Actual	2017 CR	2018 Request	Change
Education Construction	138,245	137,982	80,187	-57,795
Public Safety and Justice Construction	11,306	11,285	10,416	-869
Resources Management Construction	34,488	34,422	40,696	+6,274
Other Program Construction	9,934	9,915	11,963	+2,048
TOTAL APPROPRIATION	193,973	193,604	143,262	-50,342

See Appendix C for proposed 2018 construction projects

#### Detail of Budget Changes

	18 Change n 2017 CR		8 Change 2017 CR
TOTAL APPROPRIATION	-50,342		
Education Construction	-57,795 -45,417 -11,912 -500 +34	Survey and Design Safety of Dams Dam Maintenance Navajo Indian Irrigation Project Engineering and Supervision Fixed Costs	+724 +2,453 +1,804 -169 -124 +86
Public Safety and Justice Construction	-869 -395 -306 -171 +3	Other Program Construction	+2,048 +263 +1,748 +37
Resources Management Construction	+6,274 +1,500	Subtotals for Changes Across Multiple Subactivities Fixed Costs	[+160]

#### APPROPRIATION: Indian Land and Water Claim Settlements and Miscellaneous Payments to Indians

	2016 Actual	2017 CR	2018 Request	Change
Land Settlements				
White Earth Land Settlement	625	624	624	0
Hoopa-Yurok Settlement Fund	250	250	250	0
Water Settlements				
Pyramid Lake Water Rights Settlement	142	142	142	0
Navajo Water Resources				
Development Trust Fund	4,000	3,992	4,000	+8
Navajo Gallup Water Supply Project	9,000	8,983	8,983	0
Taos Pueblo Water Rights Settlement	29,212	29,156	0	-29,156
Aamodt Settlement	6,246	6,234	0	-6,234
TOTAL APPROPRIATION	49,475	49,381	13,999	-35,382

#### Detail of Budget Changes

2018 Change from 2017 CR

TOTAL APPROPRIATION ......-35,382

Navajo Water Resources Development Trust Fund +8
Taos Pueblo Water Rights Settlement Completion -29,156
Aamodt Settlement Completion -6,234

	2016 Actual	2017 CR	2018 Request	Change
TOTAL APPROPRIATION	7,748	7,733	6,692	-1,041

Detail of Budget Changes

2018 Change from 2017 CR

fron	n 2017 C
TOTAL APPROPRIATION	-1,041
Loan Subsidies Program Management	-1,000 -56
Fixed Costs	+15