

## FUND DISTRIBUTION PROCESS

**Program:** Environmental Quality Projects

**Type of Funding:** Non-Recurring – Regional Project Funds

**Funding Authority/Responsibility:** 25 U.S.C. 13 (The Snyder Act of November 2, 1921), 42 Stat. 208, Pub.L. 67-85; 90 Stat. 2233, Pub.L. 94-482; 25 U.S.C. 5108 et seq. (The Indian Reorganization Act of 1934), 48 Stat. 984, Pub.L. 73-383; Pub.L. 103-263; 25 U.S.C. 450 (The Indian Self-Determination and Education Assistance Act), 88 Stat. 2203, Pub.L. 93-638; Pub.L. 100-472; 102 Stat. 2285, Pub.L. 103-413. 7 U.S.C. 136-136 y, Federal Insecticide, Fungicide & Rodenticide Act (FIFRA). 15 U.S.C. 2641 et seq., Asbestos Hazard Emergency Response Act (AHERA) of 1986. 15 U.S.C. 2602-2692, Toxic Substances Control Act (TSCA). 16 U.S.C. 1431-1434, Marine Protection, Research, & Sanctuaries Act of 1972, as amended. 33 U.S.C. 1251-1387, Federal Water Pollution Control Act, as amended. 33 U.S.C. 2702-2761, Oil Pollution Act (OPA) of 1990. 42 U.S.C. 300 f et seq., Safe Drinking Water Act (SDWA) of 1974 as amended. 42 U.S.C. 4321 et seq., as amended, National Environmental Policy Act of 1969 (NEPA). 42 U.S.C. 4901-4918, Noise Control Act of 1972. 42 U.S.C. 6901-6992, Solid Waste Disposal Act (SDWA). 42 U.S.C. 6901 et seq, Resource Conservation & Recovery Act (RCRA) of 1976. 42 U.S.C. 6961, Federal Facilities Compliance Act of 1992. 42 U.S.C. 7401-7671 q, Clean Air Act (CAA), as amended. 42 U.S.C. 9601-9675 et seq., Comprehensive Environmental Response, Compensation and Liability act, as amended in 42 U.S.C. 9601 35 seq. Superfund Amendments and Reauthorization Act (SAR) amended the Comprehensive Environmental Response, and Liability Act (CERCLA) of October 17, 1986. 42 U.S.C. 11011 et seq., Emergency Planning and Community Right-to-Know Act of 1986 (EPCRA). 42 U.S.C. 13101-13109, Pollution Prevention Act (PPA) of 1990. 49 U.S.C. 1801-1812, Hazardous Materials Transportation Act. Chief Financial Officers Act of 1990, Public Law 101-577, 101st Congress-Second Session. Government Management Reform Act of 1994, Public Law 103-356, 103rd Congress-Second Session. Omnibus Appropriations Act, 2009. Title VII General Provisions - Government-Wide Sec. 748. Pub.L. 111- 8, Mar. 11, 2009.

The Deputy Bureau Director, Office of Trust Services (OTS) has responsibility for this funding.

**Criteria for Distribution:** Funds for the Environmental Quality Program (EQP) have primary responsibility for monitoring environmental compliance of BIA activities with Federal regulations and standards, and identifying hazardous contaminated sites for remedial cleanup actions. The EQP supports funding for 12 Regional Environmental Scientists and other positions. The Environmental Management, Assessment and Performance (EMAP) program monitors environmental compliance of BIA program operations and activities at BIA and BIE facilities to ensure regulatory requirements are met. Facilities potentially covered by these audits include BIA Regional offices, BIA agencies, Law Enforcement/Detention Centers, Irrigation Projects, BIE Education Resource Centers (ERC), and BIE schools. BIA is responsible for all Indian Affairs assets on Indian Trust Lands, and Indian Affairs NEPA conformant activities, BECRM assists in guidance for NEPA compliance for all Indian Affairs Offices.

Regional Environmental Specialist/Scientists assess NEPA projects and NEPA staffing needs aligned by Indian Affairs NEPA EQP requirements and identify awards. Award amounts are conveyed to Central OTS DNR FWR for submission

### **Distribution Process:**

- Upon apportionment, the Office of Budget and Performance Management moves the Non-base funding to the Office of Trust Services. (within 5 days)
- OTS Division Chief, Program Management prepares FEDs and obtains signatures and submits the Regional FED to OBPM. (within 5 days)
- OBPM processes funds to the appropriate BIA Region (within 3 days)