

FUND DISTRIBUTION PROCESS

Program: Other Indian Rights Protection

Type of Funding: Recurring (Non-base)

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.

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

Criteria for Distribution: The Other Indian Rights Protection funding is distributed based upon the Regions submitting an annual report of numbers of pending rights protection cases.

At the first of the fiscal year, each Region submitted their annual report of pending rights protection cases. The distribution is made based upon the number of cases in a region as a percentage of the whole number of cases for the Bureau of Indian Affairs.

Distribution Process:

- Upon apportionment, the Office of Budget and Performance Management (OBPM) moves Non-base funding to the Office of Trust Services. (within 5 days)
- OTS prepares FED for the regional distributions based upon their designated percentage and obtains signatures and submits the Regional FED to OBPM. (within 10 days)
- OBPM processes funds to the Regions (within 3 days)
- Regional Realty office determines allocations to recipient tribes based upon submitted proposals.(within 3 days)

Regional Processing:

- Indian Self Determination (ISD) Awarding Official negotiates terms, conditions of award, including payments. They calculate Contract Support Costs and prepare contract award/modifications in PRISM. (within 5 days)
- The ISD Awarding Official prints and mails the award/modification to tribe for review and acceptance. (within 5 days)
- Tribal elected official approves award/modification and returns the documentation to the Region/Agency.
- The ISD Awarding Official executes the award/modification and releases the obligation in PRISM. PRISM interfaces with ASAP and funds are available to tribes. (within 3 days of receipt of signed document)

Tribes log into ASAP to draw funds into their account.