

FUND DISTRIBUTION PROCESS

Program: Environmental Quality Program (TPA)

Type of Funding: Recurring (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. 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: The Environmental Quality Program (EQ) is tasked with the protection, restoration, and preservation of environmental and cultural resources of Native Americans. Through enforcement of applicable laws and regulations and assessment of activities impacting these resources, the program provides direction and guidance to tribes and other BIA programs in order to protect those resources most important to tribal communities.

As part of Bureau of Indian Affairs (BIA) funding, Tribal Priority Allocations (TPA) are the principal source of funds for tribal governments and agency offices at the reservation level to manage environmental programs. This Base funding is distributed based upon historical funding levels.

Distribution Process:

Upon apportionment, Indian Affairs Office of Budget and Performance Management transmits TPA Recurring Base funds to the appropriate BIA Region or to the Office of Self Governance (OSG) for distribution to the agency and tribal level. (within 5 days of apportionment)

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)

OSG Processing:

- For Tribal programs, once both OSG and OBPM are in agreement with the distribution list, a FED document is processed to OSG for fund distribution. (within 3 business days.)
- OSG will process the FED, subsequent PR, and obligate funding. (within 7 business days.)

Tribes log into ASAP to draw funds into their account.