

# **Indian Trust Asset Management Plan (ITAMP) (Template)**

**NOTE: This template is intended for consultation discussion purposes only.**

## **Section I: Tribal Resolution** (containing)

- Tribal authority to act.
- Declaration that the federal government is not liable for actions taken by the Tribe under the ITAMP.
- If the ITAMP is to include a provision authorizing the Tribe to enter into, approve, or carry out a surface leasing transaction or forest land management activity without approval of the Secretary, the resolution must expressly authorize the inclusion of such provision in the ITAMP; and the Tribe must have adopted regulations expressly incorporated by reference into the ITAMP that have been approved by the Secretary under the HEARTH Act (for surface leasing approval authority) or are consistent with NIFRMA and provide for an environmental review process as described in ITARA 205(b)(2)(B) for forest land management activities.
- Recommended clauses, such as Whereas clauses:
  - o Declaration of programs covered under the ITAMP that are Compacted or Contracted under P.L. 93-638.
  - o Declaration to financially support actions taken under the ITAMP.
  - o Declaration of government infrastructure to manage under an ITAMP.

## **Section II: Purpose and Scope**

- Identify trust assets that would be subject to the Plan.
- Brief summary of Tribe's objectives and priorities.

## **Section III: Definitions**

## **Section IV: Laws and Application**

- The Indian Self-Determination and Education Assistance Act.
  - o In xxxxx the Tribe compacted xxxxxxxx programs under the ISDEAA.....
- The National Indian Forest Resources Management Act.
  - o The Tribe has managed its forest lands under the NIFRMA since xxxxxxxx and acknowledges its obligation to continue to manage.....
- Identify any federal regulations that will be superseded by tribal regulations.
- Tribal Environmental Policy Ordinance (TEPO).
  - o The Tribe passed into law the xxxxxxxx Tribal Environmental Policy Ordinance in xxxxxx to establish the tribal process for the protection of resources, provide for tribal involvement and review, etc.

- Tribal Air Quality Standards.
- Tribal Clean Water Standards.
- Tribal Historic Preservation Office (THPO).
- Tribal Wetlands Mitigation Ordinance.
- Tribal Lands and Leasing Authority.
- Tribal Public Safety Ordinance (roads and rights-of-way).
- Tribal Court.

### **Section V: Tribal Infrastructure Needed to meet Trust Asset Management Objectives**

- Describe the Tribe's capacity to manage Trust Assets.
  - o Position breakdown including the function of each position and how the position contributes to the management of Trust Assets.
    - Describe Delegations of Authority (who has the authority to make decisions for which activities).
  - o Describe the larger Departmental functions and how they support the Tribe's capacity to manage Trust Assets.
  - o Illustration of Tribal Government Structure.
    - An organization chart showing the contributing components.
      - Tribal Council.
      - Tribal Attorney's Office.
      - Tribal Executive Office.
      - Tribal Finance Office.
      - Internal Audit, Comptroller, or Compliance Office.
      - External Audit.
      - Tribal Court.
      - Cultural Office or THPO.
      - Resource Management Divisions.

### **Section VI: Financial Plan**

- Describe how the Tribe will financially support the ITAMP in the near and longer term.

### **Section VII: Reporting, Monitoring, and Compliance**

- Reporting.
  - o Describe what, how, and when (frequency) the Tribe will report information.
    - Annual Allowable Cut.
      - Acres Harvested, Volume, and Value.
    - Reforestation.
    - Pre-commercial Thinning.
    - Forest Health Projects.

- Forest Management Deductions.
    - Permits.
  - TAAMS.
- Monitoring.
  - Describe what and how ITAMP activities will be monitored.
    - Financial.
    - Legal.
    - Environmental / Mitigation.
    - Systems Security.
- Compliance.
  - Describe how ITAMP activities will be audited.

### **Section VIII: Dispute Resolution**

- Describe how disputes between the Tribe and the Federal Government will be resolved (non-binding mediation or other resolution).

### **Section IX: Voluntary Termination of an ITAMP**

- Describe the process whereby the Tribe would exit or partially exit the Demonstration Project.

### **If the Tribe is requesting approval authority as authorized by ITARA, the following are required in addition to the Tribe's ITAMP:**

- 1) **Tribal Resolution:** If the ITAMP is to include a provision authorizing the Tribe to enter into, approve, or carry out a surface leasing transaction or forest land management activity without approval of the Secretary, the resolution must expressly authorize the inclusion of such provision in the ITAMP; and the Tribe must have adopted regulations expressly incorporated by reference into the ITAMP that have been approved by the Secretary under the HEARTH Act (for surface leasing approval authority) or are consistent with NIFRMA and provide for an environmental review process as described in ITARA 205(b)(2)(B) for forest land management activities.
- 2) **Tribal Regulations:**
  - For Forest Land Management Activities
    - See 25 CFR Part 163 General Forestry Regulations.
  - For Surface Leasing Activities.
    - See 25 CFR Part 162 and HEARTH Act guidance.

**3) Forest Management Plan**

- A Forest Management Plan, approved by the Secretary, including all required supporting documentation.
  - o Tribal Resolution.
  - o Environmental Documents.
  - o Endangered Species Documents.

**Additional Supporting Documents (if applicable).**