

1 BUREAU OF INDIAN AFFAIRS AND BUREAU OF INDIAN  
2 EDUCATION  
3 OPERATION OF INDIAN PROGRAMS  
4 (INCLUDING TRANSFER OF FUNDS)

5 For expenses necessary for the operation of Indian  
6 programs, as authorized by law, including the Snyder Act  
7 of November 2, 1921 (25 U.S.C. 13), the Indian Self-De-  
8 termination and Education Assistance Act of 1975 (25  
9 U.S.C. 5301 et seq.), the Education Amendments of 1978  
10 (25 U.S.C. 2001–2019), and the Tribally Controlled  
11 Schools Act of 1988 (25 U.S.C. 2501 et seq.),  
12 \$2,360,911,000, to remain available until September 30,  
13 2019, except as otherwise provided herein; of which not  
14 to exceed \$8,500 may be for official reception and rep-  
15 resentation expenses; of which not to exceed \$74,650,000  
16 shall be for welfare assistance payments: *Provided*, That  
17 in cases of designated Federal disasters, the Secretary  
18 may exceed such cap, from the amounts provided herein,  
19 to provide for disaster relief to Indian communities af-  
20 fected by the disaster: *Provided further*, That federally rec-  
21 ognized Indian tribes and tribal organizations of federally  
22 recognized Indian tribes may use their tribal priority allo-  
23 cations for unmet welfare assistance costs: *Provided fur-*  
24 *ther*, That not to exceed \$662,570,000 for school oper-  
25 ations costs of Bureau-funded schools and other education

1 programs shall become available on July 1, 2018, and  
2 shall remain available until September 30, 2019: *Provided*  
3 *further*, That not to exceed \$50,991,000 shall remain  
4 available until expended for housing improvement, road  
5 maintenance, attorney fees, litigation support, land  
6 records improvement, and the Navajo-Hopi Settlement  
7 Program: *Provided further*, That notwithstanding any  
8 other provision of law, including but not limited to the  
9 Indian Self-Determination Act of 1975 (25 U.S.C. 5301  
10 et seq.) and section 1128 of the Education Amendments  
11 of 1978 (25 U.S.C. 2008), not to exceed \$80,168,000  
12 within and only from such amounts made available for  
13 school operations shall be available for administrative cost  
14 grants associated with grants approved prior to July 1,  
15 2018: *Provided further*, That any forestry funds allocated  
16 to a federally recognized tribe which remain unobligated  
17 as of September 30, 2019, may be transferred during fis-  
18 cal year 2020 to an Indian forest land assistance account  
19 established for the benefit of the holder of the funds within  
20 the holder's trust fund account: *Provided further*, That  
21 any such unobligated balances not so transferred shall ex-  
22 pire on September 30, 2020: *Provided further*, That in  
23 order to enhance the safety of Bureau field employees, the  
24 Bureau may use funds to purchase uniforms or other iden-  
25 tifying articles of clothing for personnel.

## 1 CONTRACT SUPPORT COSTS

2 For payments to tribes and tribal organizations for  
3 contract support costs associated with Indian Self-Deter-  
4 mination and Education Assistance Act agreements with  
5 the Bureau of Indian Affairs for fiscal year 2018, such  
6 sums as may be necessary, which shall be available for  
7 obligation through September 30, 2019: *Provided*, That  
8 notwithstanding any other provision of law, no amounts  
9 made available under this heading shall be available for  
10 transfer to another budget account.

## 11 CONSTRUCTION

## 12 (INCLUDING TRANSFER OF FUNDS)

13 For construction, repair, improvement, and mainte-  
14 nance of irrigation and power systems, buildings, utilities,  
15 and other facilities, including architectural and engineer-  
16 ing services by contract; acquisition of lands, and interests  
17 in lands; and preparation of lands for farming, and for  
18 construction of the Navajo Indian Irrigation Project pur-  
19 suant to Public Law 87-483; \$202,213,000, to remain  
20 available until expended: *Provided*, That such amounts as  
21 may be available for the construction of the Navajo Indian  
22 Irrigation Project may be transferred to the Bureau of  
23 Reclamation: *Provided further*, That not to exceed 6 per-  
24 cent of contract authority available to the Bureau of In-  
25 dian Affairs from the Federal Highway Trust Fund may

1 be used to cover the road program management costs of  
2 the Bureau: *Provided further*, That any funds provided for  
3 the Safety of Dams program pursuant to the Act of No-  
4 vember 2, 1921 (25 U.S.C. 13), shall be made available  
5 on a nonreimbursable basis: *Provided further*, That for fis-  
6 cal year 2018, in implementing new construction, replace-  
7 ment facilities construction, or facilities improvement and  
8 repair project grants in excess of \$100,000 that are pro-  
9 vided to grant schools under Public Law 100–297, the  
10 Secretary of the Interior shall use the Administrative and  
11 Audit Requirements and Cost Principles for Assistance  
12 Programs contained in part 12 of title 43, Code of Federal  
13 Regulations, as the regulatory requirements: *Provided fur-*  
14 *ther*, That such grants shall not be subject to section  
15 12.61 of title 43, Code of Federal Regulations; the Sec-  
16 retary and the grantee shall negotiate and determine a  
17 schedule of payments for the work to be performed: *Pro-*  
18 *vided further*, That in considering grant applications, the  
19 Secretary shall consider whether such grantee would be  
20 deficient in assuring that the construction projects con-  
21 form to applicable building standards and codes and Fed-  
22 eral, tribal, or State health and safety standards as re-  
23 quired by section 1125(b) of Public Law 95–561 (25  
24 U.S.C. 2005(b)), with respect to organizational and finan-  
25 cial management capabilities: *Provided further*, That if the

1 Secretary declines a grant application, the Secretary shall  
2 follow the requirements contained in section 5205(f) of  
3 Public Law 100–296 (25 U.S.C. 2504(f)): *Provided fur-*  
4 *ther*, That any disputes between the Secretary and any  
5 grantee concerning a grant shall be subject to the disputes  
6 provision in section 2508 of Public Law 100–297 (25  
7 U.S.C. 2507(e)): *Provided further*, That in order to ensure  
8 timely completion of construction projects, the Secretary  
9 may assume control of a project and all funds related to  
10 the project, if, within 18 months of the date of enactment  
11 of this Act, any grantee receiving funds appropriated in  
12 this Act or in any prior Act, has not completed the plan-  
13 ning and design phase of the project and commenced con-  
14 struction: *Provided further*, That this appropriation may  
15 be reimbursed from the Office of the Special Trustee for  
16 American Indians appropriation for the appropriate share  
17 of construction costs for space expansion needed in agency  
18 offices to meet trust reform implementation.

19 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND  
20 MISCELLANEOUS PAYMENTS TO INDIANS

21 For payments and necessary administrative expenses  
22 for implementation of Indian land and water claim settle-  
23 ments pursuant to Public Laws 99–264, 100–580, 101–  
24 618, 111–11, 111–291, and 114–322, and for implemen-

1 tation of other land and water rights settlements,  
2 \$55,457,000, to remain available until expended.

3 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

4 For the cost of guaranteed loans and insured loans,  
5 \$9,272,000, of which \$1,252,000 is for administrative ex-  
6 penses, as authorized by the Indian Financing Act of  
7 1974: *Provided*, That such costs, including the cost of  
8 modifying such loans, shall be as defined in section 502  
9 of the Congressional Budget Act of 1974: *Provided fur-*  
10 *ther*, That these funds are available to subsidize total loan  
11 principal, any part of which is to be guaranteed or insured,  
12 not to exceed \$123,565,389.

13 ADMINISTRATIVE PROVISIONS

14 The Bureau of Indian Affairs may carry out the oper-  
15 ation of Indian programs by direct expenditure, contracts,  
16 cooperative agreements, compacts, and grants, either di-  
17 rectly or in cooperation with States and other organiza-  
18 tions.

19 Notwithstanding Public Law 87-279 (25 U.S.C. 15),  
20 the Bureau of Indian Affairs may contract for services in  
21 support of the management, operation, and maintenance  
22 of the Power Division of the San Carlos Irrigation Project.

23 Notwithstanding any other provision of law, no funds  
24 available to the Bureau of Indian Affairs for central office  
25 oversight and Executive Direction and Administrative

1 Services (except executive direction and administrative  
2 services funding for Tribal Priority Allocations, regional  
3 offices, and facilities operations and maintenance) shall be  
4 available for contracts, grants, compacts, or cooperative  
5 agreements with the Bureau of Indian Affairs under the  
6 provisions of the Indian Self-Determination Act or the  
7 Tribal Self-Governance Act of 1994 (Public Law 103–  
8 413).

9       In the event any tribe returns appropriations made  
10 available by this Act to the Bureau of Indian Affairs, this  
11 action shall not diminish the Federal Government’s trust  
12 responsibility to that tribe, or the government-to-govern-  
13 ment relationship between the United States and that  
14 tribe, or that tribe’s ability to access future appropria-  
15 tions.

16       Notwithstanding any other provision of law, no funds  
17 available to the Bureau of Indian Education, other than  
18 the amounts provided herein for assistance to public  
19 schools under 25 U.S.C. 452 et seq., shall be available to  
20 support the operation of any elementary or secondary  
21 school in the State of Alaska.

22       No funds available to the Bureau of Indian Edu-  
23 cation shall be used to support expanded grades for any  
24 school or dormitory beyond the grade structure in place  
25 or approved by the Secretary of the Interior at each school

1 in the Bureau of Indian Education school system as of  
2 October 1, 1995, except that the Secretary of the Interior  
3 may waive this prohibition when the Secretary determines  
4 such waiver is needed to support accomplishment of the  
5 mission of the Bureau of Indian Education. Appropria-  
6 tions made available in this or any prior Act for schools  
7 funded by the Bureau shall be available, in accordance  
8 with the Bureau's funding formula, only to the schools in  
9 the Bureau school system as of September 1, 1996, and  
10 to any school or school program that was reinstated in  
11 fiscal year 2012. Funds made available under this Act  
12 may not be used to establish a charter school at a Bureau-  
13 funded school (as that term is defined in section 1141 of  
14 the Education Amendments of 1978 (25 U.S.C. 2021)),  
15 except that a charter school that is in existence on the  
16 date of the enactment of this Act and that has operated  
17 at a Bureau-funded school before September 1, 1999, may  
18 continue to operate during that period, but only if the  
19 charter school pays to the Bureau a pro rata share of  
20 funds to reimburse the Bureau for the use of the real and  
21 personal property (including buses and vans), the funds  
22 of the charter school are kept separate and apart from  
23 Bureau funds, and the Bureau does not assume any obli-  
24 gation for charter school programs of the State in which  
25 the school is located if the charter school loses such fund-



1 ing. Employees of Bureau-funded schools sharing a cam-  
2 pus with a charter school and performing functions related  
3 to the charter school's operation and employees of a char-  
4 ter school shall not be treated as Federal employees for  
5 purposes of chapter 171 of title 28, United States Code.

6       Notwithstanding any other provision of law, including  
7 section 113 of title I of appendix C of Public Law 106–  
8 113, if in fiscal year 2003 or 2004 a grantee received indi-  
9 rect and administrative costs pursuant to a distribution  
10 formula based on section 5(f) of Public Law 101–301, the  
11 Secretary shall continue to distribute indirect and admin-  
12 istrative cost funds to such grantee using the section 5(f)  
13 distribution formula.

14       Funds available under this Act may not be used to  
15 establish satellite locations of schools in the Bureau school  
16 system as of September 1, 1996, except that the Secretary  
17 may waive this prohibition in order for an Indian tribe  
18 to provide language and cultural immersion educational  
19 programs for non-public schools located within the juris-  
20 dictional area of the tribal government which exclusively  
21 serve tribal members, do not include grades beyond those  
22 currently served at the existing Bureau-funded school,  
23 provide an educational environment with educator pres-  
24 ence and academic facilities comparable to the Bureau-  
25 funded school, comply with all applicable Tribal, Federal,

1 or State health and safety standards, and the Americans  
2 with Disabilities Act, and demonstrate the benefits of es-  
3 tablishing operations at a satellite location in lieu of incur-  
4 ring extraordinary costs, such as for transportation or  
5 other impacts to students such as those caused by busing  
6 students extended distances: *Provided*, That no funds  
7 available under this Act may be used to fund operations,  
8 maintenance, rehabilitation, construction or other facili-  
9 ties-related costs for such assets that are not owned by  
10 the Bureau: *Provided further*, That the term “satellite  
11 school” means a school location physically separated from  
12 the existing Bureau school by more than 50 miles but that  
13 forms part of the existing school in all other respects.

14 DEPARTMENTAL OFFICES

15 OFFICE OF THE SECRETARY

16 DEPARTMENTAL OPERATIONS

17 For necessary expenses for management of the De-  
18 partment of the Interior and for grants and cooperative  
19 agreements, as authorized by law, \$122,940,000, to re-  
20 main available until September 30, 2019; of which not to  
21 exceed \$15,000 may be for official reception and represen-  
22 tation expenses; and of which up to \$1,000,000 shall be  
23 available for workers compensation payments and unem-  
24 ployment compensation payments associated with the or-  
25 derly closure of the United States Bureau of Mines; and