

1 nity development in conjunction with the priorities in sec-  
2 tion 403(a) of the Surface Mining Control and Reclama-  
3 tion Act of 1977: *Provided further*, That such additional  
4 amount shall be allocated to States and Indian Tribes  
5 within 60 days after the date of enactment of this Act.

6 BUREAU OF INDIAN AFFAIRS AND BUREAU OF INDIAN  
7 EDUCATION

8 OPERATION OF INDIAN PROGRAMS  
9 (INCLUDING TRANSFER OF FUNDS)

10 For expenses necessary for the operation of Indian  
11 programs, as authorized by law, including the Snyder Act  
12 of November 2, 1921 (25 U.S.C. 13), the Indian Self-De-  
13 termination and Education Assistance Act of 1975 (25  
14 U.S.C. 5301 et seq.), the Education Amendments of 1978  
15 (25 U.S.C. 2001–2019), and the Tribally Controlled  
16 Schools Act of 1988 (25 U.S.C. 2501 et seq.),  
17 \$2,403,890,000, to remain available until September 30,  
18 2020, except as otherwise provided herein; of which not  
19 to exceed \$8,500 may be for official reception and rep-  
20 resentation expenses; of which not to exceed \$76,000,000  
21 shall be for welfare assistance payments: *Provided*, That  
22 in cases of designated Federal disasters, the Secretary  
23 may exceed such cap, from the amounts provided herein,  
24 to provide for disaster relief to Indian communities af-  
25 fected by the disaster: *Provided further*, That federally rec-

1 ognized Indian tribes and tribal organizations of federally  
2 recognized Indian tribes may use their tribal priority allo-  
3 cations for unmet welfare assistance costs: *Provided fur-*  
4 *ther*, That not to exceed \$680,673,000 for school oper-  
5 ations costs of Bureau-funded schools and other education  
6 programs shall become available on July 1, 2019, and  
7 shall remain available until September 30, 2020: *Provided*  
8 *further*, That not to exceed \$54,174,000 shall remain  
9 available until expended for housing improvement, road  
10 maintenance, attorney fees, litigation support, land  
11 records improvement, and the Navajo-Hopi Settlement  
12 Program: *Provided further*, That notwithstanding any  
13 other provision of law, including but not limited to the  
14 Indian Self-Determination Act of 1975 (25 U.S.C. 5301  
15 et seq.) and section 1128 of the Education Amendments  
16 of 1978 (25 U.S.C. 2008), not to exceed \$81,036,000  
17 within and only from such amounts made available for  
18 school operations shall be available for administrative cost  
19 grants associated with grants approved prior to July 1,  
20 2019: *Provided further*, That any forestry funds allocated  
21 to a federally recognized tribe which remain unobligated  
22 as of September 30, 2020, may be transferred during fis-  
23 cal year 2021 to an Indian forest land assistance account  
24 established for the benefit of the holder of the funds within  
25 the holder's trust fund account: *Provided further*, That

1 any such unobligated balances not so transferred shall ex-  
2 pire on September 30, 2021: *Provided further*, That in  
3 order to enhance the safety of Bureau field employees, the  
4 Bureau may use funds to purchase uniforms or other iden-  
5 tifying articles of clothing for personnel.

6 CONTRACT SUPPORT COSTS

7 For payments to tribes and tribal organizations for  
8 contract support costs associated with Indian Self-Deter-  
9 mination and Education Assistance Act agreements with  
10 the Bureau of Indian Affairs for fiscal year 2019, such  
11 sums as may be necessary, which shall be available for  
12 obligation through September 30, 2020: *Provided*, That  
13 notwithstanding any other provision of law, no amounts  
14 made available under this heading shall be available for  
15 transfer to another budget account.

16 CONSTRUCTION

17 (INCLUDING TRANSFER OF FUNDS)

18 For construction, repair, improvement, and mainte-  
19 nance of irrigation and power systems, buildings, utilities,  
20 and other facilities, including architectural and engineer-  
21 ing services by contract; acquisition of lands, and interests  
22 in lands; and preparation of lands for farming, and for  
23 construction of the Navajo Indian Irrigation Project pur-  
24 suant to Public Law 87-483; \$359,419,000, to remain  
25 available until expended: *Provided*, That such amounts as

1 may be available for the construction of the Navajo Indian  
2 Irrigation Project may be transferred to the Bureau of  
3 Reclamation: *Provided further*, That not to exceed 6 per-  
4 cent of contract authority available to the Bureau of In-  
5 dian Affairs from the Federal Highway Trust Fund may  
6 be used to cover the road program management costs of  
7 the Bureau: *Provided further*, That any funds provided for  
8 the Safety of Dams program pursuant to the Act of No-  
9 vember 2, 1921 (25 U.S.C. 13), shall be made available  
10 on a nonreimbursable basis: *Provided further*, That for fis-  
11 cal year 2019, in implementing new construction, replace-  
12 ment facilities construction, or facilities improvement and  
13 repair project grants in excess of \$100,000 that are pro-  
14 vided to grant schools under Public Law 100-297, the  
15 Secretary of the Interior shall use the Administrative and  
16 Audit Requirements and Cost Principles for Assistance  
17 Programs contained in part 12 of title 43, Code of Federal  
18 Regulations, as the regulatory requirements: *Provided fur-*  
19 *ther*, That such grants shall not be subject to section  
20 12.61 of title 43, Code of Federal Regulations; the Sec-  
21 retary and the grantee shall negotiate and determine a  
22 schedule of payments for the work to be performed: *Pro-*  
23 *vided further*, That in considering grant applications, the  
24 Secretary shall consider whether such grantee would be  
25 deficient in assuring that the construction projects con-

1 form to applicable building standards and codes and Fed-  
2 eral, tribal, or State health and safety standards as re-  
3 quired by section 1125(b) of title XI of Public Law 95-  
4 561 (25 U.S.C. 2005(b)), with respect to organizational  
5 and financial management capabilities: *Provided further*,  
6 That if the Secretary declines a grant application, the Sec-  
7 retary shall follow the requirements contained in section  
8 5206(f) of Public Law 100-297 (25 U.S.C. 2504(f)): *Pro-*  
9 *vided further*, That any disputes between the Secretary  
10 and any grantee concerning a grant shall be subject to  
11 the disputes provision in section 5208(e) of Public Law  
12 107-110 (25 U.S.C. 2507(e)): *Provided further*, That in  
13 order to ensure timely completion of construction projects,  
14 the Secretary may assume control of a project and all  
15 funds related to the project, if, within 18 months of the  
16 date of enactment of this Act, any grantee receiving funds  
17 appropriated in this Act or in any prior Act, has not com-  
18 pleted the planning and design phase of the project and  
19 commenced construction: *Provided further*, That this ap-  
20 propriation may be reimbursed from the Office of the Spe-  
21 cial Trustee for American Indians appropriation for the  
22 appropriate share of construction costs for space expan-  
23 sion needed in agency offices to meet trust reform imple-  
24 mentation: *Provided further*, That of the funds made avail-  
25 able under this heading, \$10,000,000 shall be derived

1 from the Indian Irrigation Fund established by section  
2 3211 of the WIIN Act (Public Law 114–322; 130 Stat.  
3 1749).

4 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND  
5 MISCELLANEOUS PAYMENTS TO INDIANS

6 For payments and necessary administrative expenses  
7 for implementation of Indian land and water claim settle-  
8 ments pursuant to Public Laws 99–264, 100–580, 101–  
9 618, 111–11, 111–291, and 114–322, and for implemen-  
10 tation of other land and water rights settlements,  
11 \$55,457,000, to remain available until expended: *Pro-*  
12 *vided*, That the Secretary shall make payments in such  
13 amounts as necessary to satisfy the total authorized  
14 amount for the Navajo Nation Water Rights Trust Fund.

15 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

16 For the cost of guaranteed loans and insured loans,  
17 \$9,279,000, of which \$1,252,000 is for administrative ex-  
18 penses, as authorized by the Indian Financing Act of  
19 1974: *Provided*, That such costs, including the cost of  
20 modifying such loans, shall be as defined in section 502  
21 of the Congressional Budget Act of 1974: *Provided fur-*  
22 *ther*, That these funds are available to subsidize total loan  
23 principal, any part of which is to be guaranteed or insured,  
24 not to exceed \$123,565,389.

## 1 ADMINISTRATIVE PROVISIONS

2 The Bureau of Indian Affairs may carry out the oper-  
3 ation of Indian programs by direct expenditure, contracts,  
4 cooperative agreements, compacts, and grants, either di-  
5 rectly or in cooperation with States and other organiza-  
6 tions.

7 Notwithstanding Public Law 87–279 (25 U.S.C. 15),  
8 the Bureau of Indian Affairs may contract for services in  
9 support of the management, operation, and maintenance  
10 of the Power Division of the San Carlos Irrigation Project.

11 Notwithstanding any other provision of law, no funds  
12 available to the Bureau of Indian Affairs for central office  
13 oversight and Executive Direction and Administrative  
14 Services (except executive direction and administrative  
15 services funding for Tribal Priority Allocations, regional  
16 offices, and facilities operations and maintenance) shall be  
17 available for contracts, grants, compacts, or cooperative  
18 agreements with the Bureau of Indian Affairs under the  
19 provisions of the Indian Self-Determination Act or the  
20 Tribal Self-Governance Act of 1994 (Public Law 103–  
21 413).

22 In the event any tribe returns appropriations made  
23 available by this Act to the Bureau of Indian Affairs, this  
24 action shall not diminish the Federal Government’s trust  
25 responsibility to that tribe, or the government-to-govern-

1 ment relationship between the United States and that  
2 tribe, or that tribe's ability to access future appropria-  
3 tions.

4       Notwithstanding any other provision of law, no funds  
5 available to the Bureau of Indian Education, other than  
6 the amounts provided herein for assistance to public  
7 schools under 25 U.S.C. 452 et seq., shall be available to  
8 support the operation of any elementary or secondary  
9 school in the State of Alaska.

10       No funds available to the Bureau of Indian Edu-  
11 cation shall be used to support expanded grades for any  
12 school or dormitory beyond the grade structure in place  
13 or approved by the Secretary of the Interior at each school  
14 in the Bureau of Indian Education school system as of  
15 October 1, 1995, except that the Secretary of the Interior  
16 may waive this prohibition to support expansion of up to  
17 one additional grade when the Secretary determines such  
18 waiver is needed to support accomplishment of the mission  
19 of the Bureau of Indian Education, or more than one  
20 grade to expand the elementary grade structure for Bu-  
21 reau-funded schools with a K-2 grade structure on Octo-  
22 ber 1, 1996. Appropriations made available in this or any  
23 prior Act for schools funded by the Bureau shall be avail-  
24 able, in accordance with the Bureau's funding formula,  
25 only to the schools in the Bureau school system as of Sep-



1   tember 1, 1996, and to any school or school program that  
2   was reinstated in fiscal year 2012. Funds made available  
3   under this Act may not be used to establish a charter  
4   school at a Bureau-funded school (as that term is defined  
5   in section 1141 of the Education Amendments of 1978  
6   (25 U.S.C. 2021)), except that a charter school that is  
7   in existence on the date of the enactment of this Act and  
8   that has operated at a Bureau-funded school before Sep-  
9   tember 1, 1999, may continue to operate during that pe-  
10   riod, but only if the charter school pays to the Bureau  
11   a pro rata share of funds to reimburse the Bureau for  
12   the use of the real and personal property (including buses  
13   and vans), the funds of the charter school are kept sepa-  
14   rate and apart from Bureau funds, and the Bureau does  
15   not assume any obligation for charter school programs of  
16   the State in which the school is located if the charter  
17   school loses such funding. Employees of Bureau-funded  
18   schools sharing a campus with a charter school and per-  
19   forming functions related to the charter school's operation  
20   and employees of a charter school shall not be treated as  
21   Federal employees for purposes of chapter 171 of title 28,  
22   United States Code.

23       Notwithstanding any other provision of law, including  
24   section 113 of title I of appendix C of Public Law 106–  
25   113, if in fiscal year 2003 or 2004 a grantee received indi-

1 rect and administrative costs pursuant to a distribution  
2 formula based on section 5(f) of Public Law 101–301, the  
3 Secretary shall continue to distribute indirect and admin-  
4 istrative cost funds to such grantee using the section 5(f)  
5 distribution formula.

6 Funds available under this Act may not be used to  
7 establish satellite locations of schools in the Bureau school  
8 system as of September 1, 1996, except that the Secretary  
9 may waive this prohibition in order for an Indian tribe  
10 to provide language and cultural immersion educational  
11 programs for non-public schools located within the juris-  
12 dictional area of the tribal government which exclusively  
13 serve tribal members, do not include grades beyond those  
14 currently served at the existing Bureau-funded school,  
15 provide an educational environment with educator pres-  
16 ence and academic facilities comparable to the Bureau-  
17 funded school, comply with all applicable Tribal, Federal,  
18 or State health and safety standards, and the Americans  
19 with Disabilities Act, and demonstrate the benefits of es-  
20 tablishing operations at a satellite location in lieu of incur-  
21 ring extraordinary costs, such as for transportation or  
22 other impacts to students such as those caused by busing  
23 students extended distances: *Provided*, That no funds  
24 available under this Act may be used to fund operations,  
25 maintenance, rehabilitation, construction or other facili-

1 ties-related costs for such assets that are not owned by  
2 the Bureau: *Provided further*, That the term “satellite  
3 school” means a school location physically separated from  
4 the existing Bureau school by more than 50 miles but that  
5 forms part of the existing school in all other respects.

6 DEPARTMENTAL OFFICES

7 OFFICE OF THE SECRETARY

8 DEPARTMENTAL OPERATIONS

9 (INCLUDING TRANSFER OF FUNDS)

10 For necessary expenses for management of the De-  
11 partment of the Interior and for grants and cooperative  
12 agreements, as authorized by law, \$131,673,000, to re-  
13 main available until September 30, 2020; of which not to  
14 exceed \$15,000 may be for official reception and represen-  
15 tation expenses; and of which up to \$1,000,000 shall be  
16 available for workers compensation payments and unem-  
17 ployment compensation payments associated with the or-  
18 derly closure of the United States Bureau of Mines; and  
19 of which \$9,000,000 for the Office of Valuation Services  
20 is to be derived from the Land and Water Conservation  
21 Fund and shall remain available until expended; and of  
22 which \$9,704,000 for Indian land, mineral, and resource  
23 valuation activities shall remain available until expended:  
24 *Provided*, That funds for Indian land, mineral, and re-  
25 source valuation activities may, as needed, be transferred

1 to and merged with the Bureau of Indian Affairs and Bu-  
2 reau of Indian Education “Operation of Indian Programs”  
3 account and the Office of the Special Trustee for Amer-  
4 ican Indians “Federal Trust Programs” account: *Provided*  
5 *further*, That funds made available through contracts or  
6 grants obligated during fiscal year 2019, as authorized by  
7 the Indian Self-Determination Act of 1975 (25 U.S.C.  
8 5301 et seq.), shall remain available until expended by the  
9 contractor or grantee: *Provided further*, That within avail-  
10 able amounts provided under this heading, the Secretary  
11 of the Interior shall designate the rest area bound by Alex-  
12 andria Avenue, West Boulevard Drive, and the George  
13 Washington Memorial Parkway on the Mount Vernon  
14 Trail within the George Washington Memorial Parkway  
15 as the “Peter B. Webster III Memorial Area” and any  
16 reference in a law, map regulation, document, paper, or  
17 other record of the United States to the rest area shall  
18 be deemed to be a reference to the “Peter B. Webster III  
19 Memorial Area”; *Provided further*, That the Secretary of  
20 the Interior shall accept and expend private contributions  
21 for the design, procurement, preparation, and installation  
22 of a plaque honoring Peter B. Webster III on the condition  
23 that the Director of the National Park Service shall ap-  
24 prove the design and placement of the plaque: *Provided*  
25 *further*, That of the amounts made available under this

1 heading, \$400,000 shall be made available to the commis-  
2 sion established by section 3(a) of the Alyce Spotted Bear  
3 and Walter Soboleff Commission on Native Children Act  
4 (Public Law 114–244; 130 Stat. 981).

5 ADMINISTRATIVE PROVISIONS

6 For fiscal year 2019, up to \$400,000 of the payments  
7 authorized by chapter 69 of title 31, United States Code,  
8 may be retained for administrative expenses of the Pay-  
9 ments in Lieu of Taxes Program: *Provided*, That the  
10 amounts provided under this Act specifically for the Pay-  
11 ments in Lieu of Taxes program are the only amounts  
12 available for payments authorized under chapter 69 of  
13 title 31, United States Code: *Provided further*, That in the  
14 event the sums appropriated for any fiscal year for pay-  
15 ments pursuant to this chapter are insufficient to make  
16 the full payments authorized by that chapter to all units  
17 of local government, then the payment to each local gov-  
18 ernment shall be made proportionally: *Provided further*,  
19 That the Secretary may make adjustments to payment to  
20 individual units of local government to correct for prior  
21 overpayments or underpayments: *Provided further*, That  
22 no payment shall be made pursuant to that chapter to oth-  
23 erwise eligible units of local government if the computed  
24 amount of the payment is less than \$100.