



Implementation of the American Rescue Plan (Public Law 117-2)

March 2021 Consultation



Welcome



Agenda

Introductions

American Rescue Plan (ARP) investments for Indian Affairs

Tribal Consultation Topics

- Collection of tribal enrollment information
- ASIA/BIA process for distributing \$900M ARP funds
- BIE process for distributing \$850M ARP funds

ARP Investments for Indian Affairs

ARP: \$1.75 billion across Indian Affairs for the following:

Section 11002: \$900 million provided to the Bureau of Indian Affairs

SEC. 11002. BUREAU OF INDIAN AFFAIRS.

(a) **IN GENERAL.**—In addition to amounts otherwise made available, there is appropriated for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, \$900,000,000 to remain available until expended, pursuant to the Snyder Act (25 U.S.C. 13), of which—

- (1) \$100,000,000 shall be for Tribal housing improvement;
- (2) \$772,500,000 shall be for Tribal government services, public safety and justice, social services, child welfare assistance, and for other related expenses;
- (3) \$7,500,000 shall be for related Federal administrative costs and oversight; and
- (4) \$20,000,000 shall be to provide and deliver potable water.

ARP Investments for Indian Affairs (cont.)

ARP: \$1.75 billion across Indian Affairs for the following:

Section 11005: \$850 million provided to the Bureau of Indian Education

SEC. 11005. BUREAU OF INDIAN EDUCATION.

In addition to amounts otherwise available, there is appropriated to the Bureau of Indian Education for fiscal year 2021, out of any money in the Treasury not otherwise appropriated, \$850,000,000, to remain available until expended, to be allocated by the Director of the Bureau of Indian Education not more than 45 calendar days after the date of enactment of this Act, for programs or activities operated or funded by the Bureau of Indian Education, for Bureau-funded schools (as defined in section 1141(3) of the Education Amendments of 1978 (25 U.S.C. 2021(3)), and for Tribal Colleges or Universities (as defined in section 316(b)(3) of the Higher Education Act of 1965 (20 U.S.C. 1059c(b)(3))).

Collection of Tribal Enrollment Information

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TRIBAL ENROLLMENT DATA COLLECTION

This is a request for updated Tribal enrollment information. This Tribal enrollment information will be consolidated at the headquarters offices in Washington, DC and used by Indian Affairs (IA) to support decisions regarding the allocation of funds and services to tribes. IA may also provide the information to other Federal agencies for their use in making fund distributions.

(Please insert requested information & sign below)

Tribe Name: -- Choose Tribe --

Tribal Enrollment Number: _____ as of February 1, 2021

(Please check box for concurrence)

I have read the above disclaimer and agree to the use of this information for these purposes. Further, I hereby certify I am authorized by the governing body of the Tribe named above to submit the information included with this form and that it is true and correct to the best of my knowledge. I further understand that anyone who knowingly and willfully makes a false statement to the United States Government may be subject to criminal prosecution under the False Statements Accountability Act of 1996, 18 U.S.C. 1001.

Signature _____ Date _____

Printed Name & Title _____

Tribal Enrollment Information

- Total count of each Tribe's enrolled members.

Draft Form

- Tribe name
- Total enrollment as of 02/01/2021
- Certification by Tribal chair or Designated Tribal official

Collection of Tribal Enrollment Information (cont.)

Proposed 3-Stage Process

Stage 1: Collect Information at Regional level.

- Enrollment certification forms collected by the Regions

Stage 2: Combine Full List

- Following receipt by Regional offices, Central Office (Office of Indian Services) coordinates to compile the list

Stage 3: Use of information by other Federal agencies and Transparency

- Freedom of Information Act and Open Data Act requirements
- Coordination with other Federal agencies

ASIA/BIA Funding Distribution Process

***\$900 million provided to the
Bureau of Indian Affairs***

\$772.5 Million

for tribal government services, public safety and justice, social services, Indian child welfare and related expenses

\$100 million

for tribal housing improvement

\$20 million

for delivery of potable water

\$7.5 million

for administrative costs and oversight

ASIA/BIA Funding Distribution Process

\$772.5M for tribal government services, public safety and justice, social services, Indian child welfare and related expenses

1. Provide majority of funding through Aid to Tribal Government (TPA) funding line and allow tribes to reprogram as necessary?
 - Use formula based on newly collected enrollment data?
2. Allocate some funding for Public Safety and Justice (because it can't receive reprogrammed funding under TPA from the Aid to Tribal Government funding line)?
 - Distribute funds based on direct service needs and existing allocation of recurring annual funding level for OJS-funded, tribally operated programs?



ASIA/BIA Funding Distribution Process (cont.)

\$20M provide and deliver potable water

Funds managed by BIA DBD for Field Operations (Regions) and allocated to tribes as needed to meet highest needs?

\$100M for housing improvement

Allocate approximately 35% of total to ensure all tribes have a minimum start level of funding of \$60,000? Total is estimated to be \$34.5 Million (of the \$100 Million)

Distribute remaining funds on pro-rata basis based on enrollment data? (remaining \$65.5 Million)





BIE Funding Distribution Process

\$850M provided to BIE

What factors to use to determine fair and equitable distribution between K-12 and Tribal Colleges and Universities?

Investments in other areas?

- Develop Learning Management System (LMS) and related information technology investments for instructional continuity?
- Facility-related improvements to ensure adequate ventilation and support social distancing?

Written Comments

Please submit
comments or
questions by March
31, 2021 to:
consultation@bia.gov



THANK
YOU!

www.indianaffairs.gov