

Onshore Energy and Mineral Lease Management Interagency SOP

Attachment A

Agency Responsibilities and Information Sharing

FLUID MINERALS – INDIAN

Attachment A
Agency Responsibilities and Information Sharing
FLUID MINERALS - INDIAN

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ACRONYMS

ABD	Abandoned
AFMSS	Automated Fluid Mineral Support System
APD	Application for Permit to Drill
AVSO	Appraisal and Valuation Services Office
BIA	Bureau of Indian Affairs
BLM	Bureau of Land Management
BTFA	Bureau of Trust Funds Administration
CA	Communitization Agreement
CFR	Code of Federal Regulations
CPI	Consumer Price Index
CRA	Compensatory Royalty Agreement
DEMD	Division of Energy and Mineral Development
DM	Departmental Manual
DME	Division of Mineral Evaluations
DOJ	Department of Justice
EOP	Explanation of Payments
EPA	Environmental Protection Agency
FOGRMA	Federal Oil and Gas Royalty Management Act of 1982
GDP	Geothermal Drilling Permit
I&E/PV	Inspection and Enforcement/Production Verification
ILCA	Indian Land Consolidation Act
IMDA	Indian Mineral Development Act
INC	Incident of Noncompliance
IPAC	Inter-governmental Payment and Collection system
KGRA	Known Geothermal Resource Area
KLA	Known Leasing Area
LAS	Lease Account Status
LMU	Logical Mining Unit
MLA	Mineral Leasing Act
MOU	Memorandum of Understanding
MSHA	Mine Safety Health Administration
MRMSS	Minerals Revenue Management Support System
NBC	National Business Center
NEPA	National Environmental Policy Act of 1969
NONC	Notice of Noncompliance
NPRA	National Petroleum Reserve Alaska
NTL	Notice to Lessees
OAC	Office of Appraisal Services
OCIO	Office of the Chief Information Officer
OGOR	Oil & Gas Operations Report
OIG	Office of Inspector General
ONRR	Office of Natural Resources Revenue
OSM	Office of Surface Mining

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P&A	Plugged and Abandoned
RIK	Royalty-in-Kind
ROW	Right-of-Way
RSFA	Royalty Simplification and Fairness Act
SF	Standard Form
TPAY	Tribal lockbox payment
UIC	Underground Injection Control

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ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
I. NONLEASING ACTIONS					
I.A Mineral potential valuation	S				<p>The Division of Mineral Evaluations (DME) serves the mineral assessment and mineral valuation needs of the following:</p> <ul style="list-style-type: none"> • Indian Land Consolidation Act • American Indian Probate Reform Act • Legal statute or court request • Appraisal and Valuation Services Office (AVSO) • Economic development plans of a reservation-wide scope <p>The Bureau of Indian Affairs (BIA) will request AVSO-DME to perform mineral assessments and economic valuation determinations. BIA may, at its discretion, release or authorize release of such assessments to tribes and/or individual Indian mineral owners (IIMOs) upon receipt from AVSO-DME.</p>
I.B Location of trust lands	S				BIA will provide BLM with an electronic, GIS compatible, list of all trust lands. The list is used by BLM, in part, to identify drainage, wells drilled without approval, and acreage determinations for communization and unit agreements, etc. Within 60 days of a change in trust status, BIA will notify BLM.
II. PRELEASING ACTIONS					
II.A Business leases	S				BIA is solely responsible for all facets of mineral business leases issued under 25 CFR Part 162. Collaboration with other agencies may be requested under side MOUs.
II.B Mineral potential evaluation	S				To determine if an area has future potential leasing possibilities, BIA may request a mineral potential evaluation from the BLM or DEMD. Within 60 days of the request, BLM or DEMD will respond to BIA with time frames to complete the mineral potential evaluation. Upon completion, BLM or DEMD will provide BIA with a written report of the evaluation findings. BIA may, at their discretion, release or authorize BLM or DEMD to release the evaluation to tribes or allottees. When future potential leasing possibilities are evident, specific tract areas should be identified.
II.C Tract evaluation	F				Within 60 days of a BIA request, BLM will complete an analysis of tracts available for lease and will provide BIA with a written report of its findings.
II.D List of leasable tracts	S				BIA will provide BLM a list of leasable tracts.
II.E Tract selection	F				BIA will identify unleased tracts for leasing. BLM will notify BIA of drainage, or if unleased lands are located within a unit or communization agreement and the need to offer the subject lands for leasing.

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ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
II.F Fair Market Value	F				Per 212 DM 33, AVSO-DME has delegated authority for determining fair market value for mineral leasing purposes. Within 30 days of receipt of BIA's request, AVSO-DME will provide BIA a fair market value recommendation, which will include, at a minimum: royalty rate, rental, and minimum bonus. A negotiated Statement of Work (SOW) may specify different time frames.
II.G Lease terms	F				BIA will provide BLM and ONRR with a copy of proposed nonstandard and negotiated lease terms. Within 30 days, BLM and ONRR will provide any comments. BIA will perform follow-up consultations with BLM and ONRR regarding the resolution of all their comments.
II.H NEPA compliance	F	F			The principle for determining the responsible agency for NEPA compliance is "the bureau taking the action"; e.g., BIA for lease approval, BLM for APDs and GDPs. Leasing of the trust mineral estate is solely BIA's responsibility; therefore, BIA is responsible for the preparation of NEPA documents necessary to support leasing. Any NEPA compliance documentation prepared pursuant to 40 CFR Chapter V (see 25 CFR 211.7) will also be in compliance with Departmental NEPA regulations at 43 CFR Part 46 and the appropriate Bureau Chapter of 516 DM. BLM will support BIA as a technical advisor.
II.I Geothermal resources	F				The development of trust geothermal resources is currently limited in scope. Therefore, this attachment does not separately address geothermal resource development. Provisions are in 25 CFR Parts 211, 212 and 225; in 43 CFR Part 3200; in Attachment B, section XII, Geothermal Leases; in Attachment F, "IMDA"; and in Attachment H, "Renewable Energy Resource Development on Indian Lands." Prior to approval, BIA will provide BLM and ONRR a copy of a proposed lease or agreement. Within 30 days, BLM and ONRR will provide any comments. BIA will perform follow-up consultations with BLM and ONRR regarding the resolution of all their comments.
III. LEASING ACTIONS					
III.A Sale notice	S				BIA will send the BLM office that has jurisdiction over the trust mineral estate a copy of the sale notice.
III.B Lease issuance	S				Within 30 days of issuance, BIA will send BLM a copy of the lease document.
III.B.1 Bonus bid	F				BIA will, within 30 days after the lease sale data has been compiled or a negotiated lease bid has been accepted, provide the BLM office that has jurisdiction over the trust mineral estate the lease sale bonus bid, royalty rate and rental rate results.
III.B.2 Rights-of-way (ROW)	S				BIA is responsible for ROWs across trust properties, both on-lease and off-lease. For nontrust properties, off-lease ROWs are the responsibility of the surface management agency.

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III.B.2a Surface damages					Within 30 days of BIA's request, the Appraisal and Valuation Services Office will provide BIA the value of the trust surface estate.
III.B.3 Surface use agreement	F	F			The preparation, execution, and administration of surface use agreements will follow the rules, regulations, and procedures of the responsible surface management agency as follows: <ul style="list-style-type: none"> • Federal minerals/Indian surface (BIA) • Indian minerals/Federal surface (BLM) • Indian minerals/Indian surface (BIA) • Fee, State minerals/Indian surface (BIA) For split-estate trust surface, BIA must record the surface use agreement with the Land Title and Records Office within 30 days after execution.
III.B.3a Bonding-on	F	F			Absent the successful execution of a surface use agreement, the agency responsible for the mineral estate will be responsible for the "bonding-on" process, which will include annual payment disbursements to the surface owner when required. For the federal mineral estate, when mutually agreed between the BIA and BLM, the BIA may assume BLM's responsibilities for the surface use agreement and disbursement of any annual payments required.
III.C Assignment of record title	F				Prior to BIA's approval of an assignment of record title, BIA may ask BLM to report on whether the lessee is in noncompliance or default of the lease terms as a result of a surface or subsurface operation. Within 30 days of a request, BLM will provide BIA a compliance history for the assignor and a recommendation on bond adequacy prior to assignment approval. Within 30 days of a BIA request, ONRR will provide BIA a statement of account that shows the assignor's or the assignee's open receivables, both royalty reports and invoices, and available funds. ONRR will also advise BIA if rent and minimum royalty are current on the lease. ONRR will provide BIA system access to its Data Warehouse, enabling BIA to view production and payment information. ONRR will follow up on all underpayments. Within 30 days of approval, BIA will provide BLM and ONRR with a copy of the assignment.
III.C.1 Record title inquiries	S				Within 30 days of ONRR's request, BIA will provide lessee of record information in a table format. The information will be based on information submitted by industry and contained in BIA's files.

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III.C.2 Assumption of a well by mineral trust owner	F				<p>Within 30 days of a BIA request, BLM will provide a recommendation and advice on the condition of the well, an estimate of remaining production, a final cost of abandonment and reclamation, and a final value to the trust owner. As a part of the BLM recommendation, operating equipment that is to remain with the well site will be stated, and an evaluation of its condition and usability for the continued operation by the trust owner.</p> <p>Within 30 days of a BIA request, ONRR will provide BIA a statement of account that shows the assignor's open receivables, both royalty reports and invoices, and available funds. ONRR will also advise BIA if rent and minimum royalty are current on the lease. ONRR will provide BIA system access to its Data Warehouse, enabling BIA to view production and payment information. ONRR will follow up on all underpayments.</p>
III.D Change in trust status	S				When a producing lease has an increase in the portion of the land or minerals in trust status, BIA will notify ONRR of the new fractional interest within 30 days of the effective date. BIA will instruct the lessee to notify payors of the change in the portion of trust ownership. For information about a decrease in the trust portion, see section III.D.1 Relinquishment of supervision.
III.D.1 Surrender of supervision	S				This action decreases the portion of the land or minerals in trust status. Within 30 days of the effective date, BIA will notify ONRR of a partial surrender of supervision or will notify BLM and ONRR of a full surrender of supervision. BIA will instruct the lessee to notify payors of the change in the portion of trust ownership. The period prior to surrender remains open for compliance and audit reviews. For total trust surrender information, see section III.E.3 Bond termination.
III.D.2 Other trust ownership changes	S				These actions are redistributions of trust ownership percentages. They may result from, i.e., ILCA, probate actions, or gift deeding. BIA will notify ONRR of other trust ownership changes prior to the next ONRR royalty distribution. BIA will instruct the lessee to notify payors of the change in trust ownership.
III.E Bonding					Lease Bonds include acceptable forms of security including, but not limited to, irrevocable letters of credit, treasury securities, and certificates of deposit.
III.E.1 Bond amount and acceptance	F				BIA may request a bond adequacy determination from BLM. BLM will respond within 30 days.

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III.E.1a Bond reduction request	F				Within 30 days of a BIA request, BLM will provide pertinent information for lease bond reduction requests. BIA may consult with ONRR regarding potential royalty liabilities. ONRR will determine the level of effort needed to review bond reduction requests based on lease history and internal policies. Within 30 days, ONRR will notify BIA of the actions necessary to provide assurance. Within 30 days after work completion, ONRR will notify BIA of their findings and if any additional actions are necessary.
III.E.1b Insufficient bond	F				BIA will monitor bonding sufficiency to cover operations, reclamation, and royalty obligations and, when necessary, take action to increase bond amount. BLM will review the bond and notify BIA of bond insufficiency related to operations and reclamation within 30 days of determination. If BLM is unable to perform a bond review within 30 days, BLM will provide BIA with a notification for a time extension within 15 days of receipt of a proposed CA technical review request. This extension notification will include an explanation and estimated timeframe for completion.
III.E.2 Demand for performance	F				ONRR (for royalty or bankruptcy) will notify BIA when a call on a lease bond is necessary. If requested BLM will provide BIA with pertinent information on noncompliance activities for determination for a demand on performance of a bond by BIA. BIA may consult with the Solicitor, and if so, the Solicitor will respond to BIA within 30 days. Within 30 days of receipt of notification from BLM or ONRR, or the Solicitor's opinion, BIA may demand performance from the surety; BIA will send a copy of their decision to the initiating agency office. Before issuing a demand for performance on its own initiative, BIA will notify BLM and ONRR. BLM and ONRR have 30 days to report on any additional default. Where there is competing interest in the bond, royalty matters take precedence. BIA will provide to BLM and ONRR a copy of the demand letter. Responsibility for further action returns to ONRR if only a rent or royalty-related debt remains after collection under the bond.
III.E.2a Demand status	S				Upon request, BIA will provide BLM and ONRR with a status report on a demand on the bond.
III.E.2b Demand payment	S				BIA will transfer appropriate funds to the respective agency within 30 days of receipt of funds that satisfy the demand requirements.

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III.E.3 Bond termination	F				<p>BIA will consult with BLM and ONRR on all bond termination/relinquishment requests to ensure that BLM has deemed the lessee's reclamations actions successful and that ONRR has collected all rents and royalties. Upon a BIA request, BLM and ONRR will determine the level of effort needed to review bond termination requests based on lease history and internal policies. Unless other time frames are negotiated, within 30 days, BLM and ONRR will notify BIA of the actions necessary to provide assurance. Within 30 days after work completion, BLM and ONRR will notify BIA of their findings and if any additional actions are necessary.</p> <p>Note: Timing requires further discussion with the Solicitor about how long to hold a bond and about a reasonable standard to release a bond.</p>
III.F Lease continuation					
III.F.1 Extensions – drilling, discovery on segregation, elimination from agreement	F				BLM will notify BIA within 30 days of well status determination. BIA will provide BLM and ONRR with a copy of their decision within 30 days.
III.F.2 Release	S				BIA will provide BLM and ONRR with a copy of the “release” decision (25 CFR 211.51. (c)) within five working days of their approval.
III.F.3 Production	J	J	J		<p>BLM will provide BIA and ONRR with the first production notice within 10 working days after receiving a notification of production from the operator. BIA will provide ONRR with a copy of the lease contract and related documents within 10 working days after receipt of the first production notice.</p> <p>BLM will update AFMSS within 10 working days of well status changes and provide well reference data to ONRR weekly. ONRR will make its automated production information available in electronic format to DEMD monthly. ONRR will provide production data to BLM weekly. ONRR will also use AFMSS to perform research to update production reports.</p>

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III.F.4 Suspension of operations and/or production	F				<p>BLM will make a recommendation to BIA on suspension of operations and/or production.</p> <p>BIA will provide a copy of the suspension of operations and/or production approval document to BLM and ONRR within 30 days of approval.</p> <p>Within 30 days of lifting a suspension, BIA will provide a copy of the approval document to BLM and ONRR.</p> <p>BIA will notify ONRR within 30 days to modify financial terms due to the approval or lifting of the suspension of operations and/or production if there have been any changes to lease-level obligations (rent, minimum royalty, advance royalty, etc.).</p>
III.F.5 Surrender	F				<p>BIA may request a lease inspection from BLM. Within 30 days of the request, BLM will notify BIA and ONRR of any operational or production reporting deficiencies.</p> <p>Within 30 days of a BIA request, ONRR will provide BIA and BLM with a statement of account for the lessee that shows open receivables, both royalty reports and invoices, and available funds. ONRR will also advise BIA if rent and minimum royalty are current on the lease. ONRR will follow up on all underpayments.</p> <p>BIA will provide a lease surrender document to BLM and ONRR within 30 days of the decision.</p>
III.G Lease consolidation or segregation	F				<p>BIA will consult with BLM and ONRR if one or more of the leases are producing. BIA will notify BLM and ONRR within 10 working days of approval.</p>
III.H Lease changes (modifications, readjustments, resurveys, etc.)	F				<p>BIA may request a lease status review from BLM. Within 30 days of the request, BLM will notify BIA and ONRR of any operational or production reporting deficiencies.</p> <p>Within 30 days of a BIA request, ONRR will provide BIA a statement of account for the lessee that shows open receivables, both royalty reports and invoices, and available funds. ONRR will also advise BIA if rent and minimum royalty are current on the lease. ONRR will follow up on all underpayments.</p> <p>Prior to approval, BIA will contact BLM if the modification could affect operations, or BIA will contact ONRR if the modification could affect financial terms. BIA will send BLM and ONRR a copy of the modification and amendment within 30 days of approval.</p>

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III.H.1 Nonstandard terms	F				Prior to approval, BIA will provide BLM and ONRR with a copy of proposed nonstandard lease terms. Within 30 days, BLM and ONRR will provide any comments. BIA will perform follow-up consultations with BLM and ONRR regarding the resolution of all their comments. BIA will send BLM and ONRR a copy of the modified lease within 30 days of approval.
III.H.2 Financial obligation adjustments	S				Prior to approval, BIA will provide ONRR with a copy of proposed financial obligation adjustments. Within 30 days, ONRR will provide any comments. BIA will perform follow-up consultations with ONRR regarding the resolution of all their comments. BIA will send ONRR a copy of the financial obligation adjustments within 30 days of approval.
III.I Lease termination, cancellation					
III.I.1 Termination	F				<p>BIA may request a lease inspection from BLM. Within 30 days of the request, BLM will notify BIA and ONRR of any operational or production reporting deficiencies.</p> <p>Within 30 days of a BIA request, ONRR will provide BIA a statement of account for the lessee that shows open receivables, both royalty reports and invoices, and available funds. ONRR will also advise BIA if rent and minimum royalty are current on the lease. ONRR will follow up on all underpayments.</p> <p>BIA will notify BLM 30 days before executing a proposed termination, and BIA will notify BLM and ONRR within 30 days of the termination.</p>
III.I.2 Cancellation	F				<p>Prior to BIA cancelling a lease, BIA will request a lease inspection from BLM. Within 30 days of the request, BLM will notify BIA and ONRR of any operational or production reporting deficiencies. Within 30 days of a BIA request, ONRR will provide BIA with a statement of account for the lessee that shows open receivables, both royalty reports and invoices, and available funds. ONRR will also advise BIA if rent and minimum royalty are current on the lease. ONRR will follow up on all underpayments.</p> <p>BLM and ONRR will coordinate on the production reporting requirements and disposition of the remaining inventory.</p>
III.I.2a Royalty liability	F				After consultation with the Solicitor, ONRR may request that BIA cancel a lease due to royalty liability. See section IX.C Cancellation of leases
III.J Expirations					

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III.J.1 Expiration of primary term	F				Within 30 days after the end of the primary lease term, BIA will notify BLM of potential lease expiration. Within five working days of BIA notification, BLM will notify BIA if drilling commenced prior to midnight on the lease expiration date.
III.J.2 Cessation of production	F				Within 120 days of production cessation, BLM will notify BIA. Within 30 days of BIA's determination of lease expiration, BIA will provide BLM and ONRR a copy of the decision.
IV. FORMAL AGREEMENTS					
IV.A Indian Mineral Development Act	F				See <i>Attachment F "BLM/BIA/ONRR Responsibilities and Procedures for IMDA."</i>
IV.B Royalty-in-Kind	F				<p>BIA will consult with BLM and ONRR before signing an RIK agreement. BIA is responsible for authorizing and administering an Indian RIK contract. Within 30 days of approval of the RIK agreement, BIA will provide BLM and ONRR with a copy. BLM and ONRR will perform their respective duties to ensure the Indian mineral owner receives accurate royalty volumes in-kind. ONRR may still perform compliance work to ensure production volumes were accurately reported and delivered to the royalty measurement point after the fact, or after the mineral owner takes possession/title.</p> <p>This usually takes place as the oil/gas flows through the royalty measurement point and is considered removed from the lease. Contractual terms that BLM or ONRR cannot enforce will be referred to BIA for enforcement. See section VI.D Royalty-in-Kind.</p>
IV.C Tribal Energy Resource Agreements (TERA)					See future SOP attachment for TERAs.
IV.D Drainage		S			BLM will perform a drainage review on Indian lands. BLM will advise BIA of a potential drainage situation. Within 30 days of a final drainage determination, BLM will provide BIA with a memorandum and supporting documentation to request corrective action, with a copy to ONRR. The BLM memorandum will contain drainage factors and the date when drainage began.
IV.D.1 Leased lands					For drainage on leased lands, ONRR will collect compensatory royalties through the payment of compensatory royalty assessments.
IV.D.1a Corrective actions	J	J	J		<p>Corrective actions that can be taken are:</p> <ul style="list-style-type: none"> • drilling a protective well, and payment of compensatory royalty assessments for past drainage; • entering into a Unit or Communitization Agreement with an effective date of initial drainage; or • relinquishment of the lease and payment pursuant to a compensatory royalty assessment. <p>Within 30 days of determination of a corrective action plan, BLM will notify BIA and ONRR.</p>

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IV.D.1b Production and royalty verification		J	J		<p>BLM will provide ONRR, and upon request BIA, with the monthly volumes and quality information for past drainage. ONRR will assign a value to those volumes and bill the appropriate parties for compensatory royalty due.</p> <p>BLM will verify the quantity and quality of the drainage in accordance with BLM's inspection and enforcement program strategies.</p> <p>ONRR will collect compensatory royalty from the lessee. ONRR will verify that the amounts paid are accurate in accordance with ONRR's compliance strategies.</p> <p>Within 30 days after ONRR resolves OGOR discrepancies, ONRR will advise BLM.</p>
IV.D.1c Notification of cessation of drainage	J	J			<p>BLM will notify BIA and ONRR within 30 days when the offending well has been ABD, or a protective well has commenced production. BIA will notify BLM and ONRR within 30 days when the Indian lease is committed to an agreement.</p>
IV.D.2 Unleased lands					<p>For drainage on unleased lands, ONRR will collect royalties through Compensatory Royalty Agreements (CRA).</p>
IV.D.2a Corrective actions	F				<p>Corrective actions that can be taken include:</p> <ul style="list-style-type: none"> • issue a lease (see section IV.D.1 Leased lands); • Issue a Unit Agreement or a CA and then immediately invoke the 8/8ths provision of the CA • execute a CRA <p>Within 30 days of determination of a corrective action plan, BIA will notify BLM and ONRR.</p>
IV.D.2b Review of CRA provisions	J	J			<p>BLM and BIA will consult on the terms and conditions of the CRA.</p>
IV.D.2c CRA approval	S				<p>BIA will provide a copy of the agreement to BLM and ONRR within 10 working days of approval.</p>
IV.D.2d CRA Production and royalty verification		F	F		<p>BLM will provide ONRR, and upon request BIA, with the monthly volumes and quality information for past drainage. ONRR will assign a value to those volumes and bill the appropriate parties for compensatory royalty due.</p> <p>BLM will verify production from Indian/Federal, State and fee wells.</p> <p>ONRR will verify royalty paid.</p> <p>Within 30 days after ONRR resolves the OGOR discrepancies, ONRR will advise BLM.</p>

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IV.D.2e Cessation of drainage		F			BLM will notify BIA within 30 days of the cessation of drainage for the need to terminate the CRA. Within 30 days of BIA termination of the CRA, BIA will notify BLM and ONRR.
IV.E Nonunitized secondary or tertiary production	F				BLM will provide BIA and ONRR a first production notice within 10 working days after receiving a notification of production from the operator. Upon request, BIA will provide ONRR a copy of the lease contract or approved lease-basis secondary or tertiary production recovery agreement. BLM will include a paragraph in their approval letter to instruct the operator to notify the appropriate payors of ONRR's royalty reporting requirements. BLM will update AFMSS within 10 working days of well status changes and provide well reference data to ONRR weekly.
IV.F Communitization	F				The Communitization Agreement (CA) approval process should not exceed a total of 120 days. The timeframe begins at the receipt of a proposed Communitization Agreement by BIA.
IV.F.1 Technical Review and Spacing Determination	J	J			<p><u>For all Communitization Agreements:</u></p> <p>Within five (5) days of receiving a proposed Communitization Agreement (CA), BIA will ask BLM (in writing) to perform a technical review and make a recommendation. (This section does not apply to the Five Civilized Tribes District Court Leases.)</p> <p>BLM will provide a recommendation to BIA within 30 days of receipt of a proposed Communitization Agreement. BLM jurisdictional offices will assign the Communitization Agreement a BLM serial number. BLM's technical review will reaffirm that the state and field rules, pertaining to spacing and pooling, are adequate to protect trust resources.</p> <p>If BLM is unable to perform a technical review within 30 days, BLM will provide BIA with a notification for a time extension within 15 days of receipt of a proposed CA technical review request. This extension notification will include an explanation and estimated timeframe for completion.</p>

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ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
IV.F.1.a Adjudication & Approval for Mixed Indian/Federal CAs	F	F			<p>For Mixed Indian/Federal Communitization Agreements: (For reference, a Mixed Indian/Federal CA refers to a CA that includes both Indian trust lands and Federal lands overseen by BLM.)</p> <p>Within 90 days of receiving a proposed communitization agreement, BIA will approve or deny the proposed CA with regards to the Indian trust lands within the communitized area. BIA will forward the package to BLM.</p> <p>Within 30 days of receipt of BIA's CA approval with regards to the Indian trust lands within the communitized area, BLM will approve or deny the proposed CA with regards to Federal lands in the CA. BLM will forward the completed approved CA package to the company. BLM will provide BIA and ONRR with a copy of the approved agreements.</p> <p>BLM's approval letter will instruct the operator to notify the appropriate payor(s) of ONRR's royalty reporting requirements.</p> <p>BLM will update AFMSS within 10 working days after approval and provide well reference data to ONRR weekly via automated data exchange.</p> <p>BIA will update TAAMS within 10 working days after approval.</p>
IV.F.1.b Adjudication & Approval for Indian-Only CAs	F				<p>For Indian-Only Communitization Agreements: (For reference, Indian-Only CA refers to a CA that includes Indian trust lands but does not include Federal lands overseen by BLM.)</p> <p>Within 120 days of receiving a proposed communitization agreement, BIA will approve or deny the proposed CA. BIA will forward the completed approved CA package to the company. Within 10 working days after approval, BIA will provide BLM and ONRR with a copy of the approved agreements and affected Indian leases.</p> <p>BIA's approval letter will instruct the operator to notify the appropriate payor(s) of ONRR's royalty reporting requirements.</p> <p>BLM will update AFMSS within 10 working days after approval and provide well reference data to ONRR weekly.</p>

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ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
IV.F.2 Determination of first/last production		S			<p>Within 10 working days of receipt of the operator's notice to BLM of establishing first or last production, BLM will provide BIA and ONRR with the first or last production notice.</p> <p>BIA will provide ONRR with a copy of the lease contract and related documents within 10 working days after receipt of the first production notice. BLM will update AFMSS within five working days after a well status change and provide well reference data to ONRR weekly via automated data exchange.</p>
IV.F.3 Lease termination within an active CA	S				<p>When BIA terminates a lease committed to a CA, any new lease encumbered to the previously leased Indian tract must join the CA. BIA will notify BLM and ONRR within 10 working days upon lease termination and within 10 working days after issuance of a new lease.</p> <p>Approved leases within an active CA will not be terminated for lack of production as they are receiving allocated production from the CA. Leases within an active CA may however be terminated for cause even though they receive allocated production from the CA. This may occur for any number of reasons including chronic nonpayment of royalties, gross failure to achieve workmen like conditions, etc.</p>
IV.F.4 CA Termination	F				<p>BLM will notify BIA and ONRR within 10 working days of the communitization agreement (CA) last production determination. BLM and ONRR will provide all documents required by BIA to support the termination process for the CA and the affected leases. BIA will notify BLM and ONRR within 30 days of the termination.</p>
IV.F.5 CA Change of Operator	F				<p>BIA will notify BLM of a change of operator and provide BLM a copy of the action document within 30 days of approval. BLM will update AFMSS within 10 working days of BIA's notification.</p> <p>In cases where BLM is notified of a change of operator, BLM will work with the operator and BIA to complete the actions required for a change of operator. BIA will provide BLM their concurrence of the change of operator within 30 days. BLM will update the Automated Fluid Minerals Support System (AFMSS) within 10 working days of BIA's concurrence.</p>
IV.G Unitization					
IV.G.1 Designation of logical unit area		S			<p>BLM will perform a technical review of the proposed unit area and make recommendations to the BIA for designation of the unit area.</p>
IV.G.2 Agreement application submittal		F			<p>Within 10 working days of receipt, BLM will send a proposed unit agreement to BIA and, if it is other than the model form, will send the agreement to ONRR, and, within 30 days, ONRR will review and comment. BLM will perform follow-up consultations with ONRR on their comments.</p>

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IV.G.3a Final approval or expansion of exploratory agreement (Indian unit agreement approved by BIA)	F				BLM will provide a recommendation to BIA on a unit agreement (43 CFR Part 3180, onshore oil and gas unit agreements; unproven areas). BLM jurisdictional offices will assign a unit agreement number using a BLM serial number. Upon approval of the unit agreement, BIA will notify BLM. BIA will provide a copy of approved agreements to ONRR within 10 working days after an approval.
IV.G.3b Final approval or expansion of exploratory agreement (BLM approved federal unit agreement with Indian lease participation)	J	J			BLM will provide a recommendation to BIA. BIA must concur within 30 days for BLM to include the Indian lease in the agreement. BIA and BLM will approve the unit agreement by signing the certification determination page. A BLM jurisdictional office will assign a unit agreement number using a BLM serial number. BLM will provide a copy of approved agreements to ONRR within 10 working days after an approval.
IV.G.4 Approval of secondary or tertiary unit	S				See sections <i>IV.G.3a</i> and <i>IV.G.3b Final approval or expansion of exploratory agreement</i> . BLM will update AFMSS within 10 working days after an approval and provide well reference data to ONRR weekly. BIA approval will instruct the unit operator to notify the appropriate payor(s) of ONRR's royalty reporting requirements.
IV.G.5 Secondary agreement allocation change		S			BLM will notify BIA and ONRR within 10 working days after BLM's approval of an allocation schedule change. BLM will monitor cumulative production volumes and will notify ONRR of phase changes within 30 days after a determination.
IV.G.6 Change of operator or sub-operator	F				BIA will notify BLM of a change of operator or sub-operator and provide BLM a copy of the action document within 30 days of approval. BLM will update AFMSS within 10 working days of BIA's notification. In cases where BLM is notified of a change of operator, BLM will work with the operator and BIA to complete the actions required for a change of operator. BIA will provide BLM their concurrence of the change of operator within 30 days. BLM will update AFMSS within 10 working days of BIA's concurrence. (For Federal units, see section <i>IV.G.3b Final approval or expansion of exploratory agreement (BLM approved federal unit agreement with Indian lease participation)</i>).
IV.G.7 Bond adequacy	F				BIA may request that BLM review the bond adequacy. BLM will respond within 30 days of receipt of a request.
IV.G.8 Plan of development		S			BLM will notify BIA within 10 working days of approval.
IV.G.9 First production		S			BLM will provide BIA and ONRR with the first production notice within 10 working days after determination of first production for the agreement. BLM will update AFMSS within 10 working days after a well status change and will provide well reference data to ONRR weekly. See section <i>IV.G.3a Final approval or expansion of exploratory agreement (Indian unit agreement approved by BIA)</i> .

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ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
IV.G.10 Paying well determination		S			Within 10 working days of BLM's paying well determination, BLM will notify BIA and ONRR.
IV.G.11 Nonpaying unit well determination		S			Within 10 working days of a nonpaying unit well determination, BLM will notify BIA and ONRR of its determination. See section III.F.3 Production if a nonpaying unit well is the first discovery of production on a lease.
IV.G.12 Amendments	F	F			See sections <i>IV.G.3a Final approval or expansion of exploratory agreement (Indian unit agreement approved by BIA)</i> and <i>IV.G.3b Final approval or expansion of exploratory agreement (BLM approved federal unit agreement with Indian lease participation)</i> .
IV.G.13 Participating area actions including initial, expansion/ contraction, consolidation, termination	F				Within 10 working days of the action, BLM will provide a recommendation to BIA for approval. BIA will provide BLM and ONRR with a copy of all participating area actions within 10 working days of the decision. BIA's approval letter will instruct the operator to notify the appropriate payor(s) of ONRR's royalty reporting requirements.
IV.G.14 Segregation of part of a lease from a unit	F				Segregation may be vertical or horizontal, depending on the lease terms. BIA will approve the segregation and will provide ONRR and BLM with documentation within 10 working days of approval.
IV.G.15 Unit contraction	F	F			See sections <i>IV.G.3a Final approval or expansion of exploratory agreement (Indian unit agreement approved by BIA)</i> and <i>IV.G.3b Final approval or expansion of exploratory agreement (BLM approved federal unit agreement with Indian lease participation)</i> .
IV.G.16 Termination/ cancellation	J	J			The agency issuing the final decision (see sections <i>IV.G.3a Final approval or expansion of exploratory agreement (Indian unit agreement approved by BIA)</i> and <i>IV.G.3b Final approval or expansion of exploratory agreement (BLM approved federal unit agreement with Indian lease participation)</i>) will provide BIA, BLM or ONRR, as appropriate, documentation within 10 days of an action.
IV.H Gas storage	F				Within 60 days of receiving a BIA request, BLM and ONRR will provide assistance to BIA on developing a new or renegotiated Gas Storage Agreement. This assistance includes advice on: the engineering; geological, economic, and accounting issues; value of any native gas; legal terms, performance clauses; penalties; termination rights; and other contract items related to the operation of a gas storage field. BLM will provide support and assistance on measurement requests.
IV.H.1 Review	F				BLM and ONRR will provide comments in response to BIA's request within 60 days after receiving BIA's draft Gas Storage Agreement. BIA will perform follow-up consultations with BLM and ONRR on their comments.

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IV.H.2 Approval	S				No documentation is needed by BLM or ONRR because a Gas Storage Agreement is a business lease, and approval is the sole responsibility of BIA.
IV.H.3 Reporting	F				The terms of the agreement and regulations will determine reporting requirements.
IV.H.4 Native gas	F				Native gas volumes are reported separately from injection and withdrawal volumes. The operator reports native gas volumes to ONRR, via a mineral lease. The operator reports injection and withdrawal volumes to BIA, via a business lease.
V. OPERATIONS					
V.A Approval of Applications for Permit to Drill (APDs)		F			<p>BLM has the authority for approval of all APDs for fluid mineral development on Federal onshore and Trust lands. BLM will process APDs according to Onshore Oil and Gas Order Number 1. BIA will provide comments and conditions of approval, as appropriate.</p> <p>See the principles for NEPA compliance under II.H NEPA compliance. The BIA agency and the BLM field or district office (or higher organizational levels) are encouraged to develop a side MOU to define their respective roles and responsibilities for implementation of NEPA requirements to support the APD. In the absence of a side MOU, BLM is responsible for ensuring compliance with all facets of the NEPA for APDs.</p> <p>BLM is responsible for the administration and acceptance of reclamation in the approved APD of Sundry Notices.</p>
V.B Geothermal – Approval of exploration and development plans		F			BLM has the authority for approval of GDPs and Geothermal Plans of Development under 43 CFR Part 3260 pursuant to 25 CFR Part 212.4. BLM will consult with BIA prior to approving a plan. Within 30 days of BLM's request, BIA will provide written comments.
V.C Change of operator	S				<p>BIA will notify BLM of a change of operator and will provide BLM a copy of the action document within 30 days of approval. BLM will update AFMSS within 10 working days of BIA's notification, and will provide successor of operator data to ONRR weekly, along with well reference data.</p> <p>In cases where BLM is notified of a change of operator, BLM will work with the operator and BIA to complete the actions required for a change of operator.</p>
V.D Operating rights	S				Pursuant to 25 CFR Part 211.53, no operating rights shall be assigned, sublet, or transferred, without the consent of the Secretary. When operating rights information is requested by BLM or ONRR, within 30 days BIA will provide copies of operating rights information submitted by industry to BIA.

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V.E Site security diagrams and plans		S			BLM will provide a site security diagram and plan to BIA or ONRR within 30 days of their request.
V.F First and last production		S			<p><u>First Production:</u> BLM will provide BIA and ONRR with the first production notice within 10 working days after receiving a notification of production from the operator. BIA will provide a copy of the lease document to ONRR within 10 working days of receipt of BLM's first production notice.</p> <p><u>Last Production:</u> Within 10 working days of determination, BLM will notify BIA and ONRR that production in paying quantities has ceased. BLM will also notify BIA and ONRR of any remaining produced minerals on the lease or agreement.</p> <p>BLM will update AFMSS within 10 working days of well production status changes and provide well reference data to ONRR weekly.</p>
V.G Diligent development		S			BLM will periodically, or upon request, review Indian lease operations to ensure diligent development in accordance with the guidelines and procedures established in the BLM's <i>Indian Diligence Manual</i> .
V.H Disposal of produced water		F			<p>BLM will authorize disposal of produced water in accordance with the terms and conditions of the APD and with Onshore Oil and Gas Order Number 7. BLM will consult with BIA and the Tribes to obtain conditions of approval prior to authorization. Other agencies may become involved, depending on the method of disposal; e.g., EPA if injected.</p> <p>When a split estate with Federal minerals and Trust surface is involved, BLM will consult with BIA to obtain conditions of approval for the surface use agreement, prior to authorization.</p> <p>The BIA will authorize the ROW if needed.</p>
V.I Approval of well deepening or plug-back		S			If there is no new surface disturbance, pursuant to 43 CFR Part 3162.3-2, BLM has sole responsibility. If the operator proposes new surface disturbance, see section V.A Approval of APDs. BLM will update AFMSS within 10 working days of work completion and provide well reference data to ONRR weekly.
V.J Well conversions		S			BLM will update AFMSS within 10 working days of well conversions and provide well reference data to ONRR weekly.
V.J.1 Water disposal					

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ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
V.J.1a On lease	J	J			The operator will file a Notice of Intent to Convert to Injection on Form BLM-3160-5 with BLM. In accordance with BLM Onshore Oil and Gas Order No. 7, the operator must obtain an Underground Injection Control (UIC) permit from the EPA, the EPA's designated agent, or, where the tribe has primacy, from the tribe. BLM will review the document to ensure technical and administrative accuracy and will approve only with BIA concurrence. BLM will send BIA a copy of the form, affected lease(s), and supporting documents within 10 working days of approval. The BIA will authorize the ROW if needed.
V.J.1b Off lease	F				The operator will file an application for a business lease with BIA. BLM will review the document to ensure technical accuracy. The operator must obtain a UIC permit from the EPA, the EPA's designated agent, or, where the tribe has primacy, from the tribe.
V.J.2 Production enhancement		F			The operator will file a Notice of Intent to Convert to Injection on BLM Form 3160-5 with BLM. In accordance with BLM Onshore Order No. 7, the operator must obtain a UIC permit from EPA, the EPA's designated agent, or, where the tribe has primacy, from the tribe. BLM will review the document to ensure technical and administrative accuracy and will approve only with BIA concurrence. BLM will send BIA a copy of the form, affected lease(s), and supporting documents within 10 working days of approval.
V.J.3 Water supply well	J	J			BLM will approve a well converted to water supply on a lease site with BIA concurrence. A tribal lease will require tribal concurrence. At the request of the Indian mineral owner, BLM will approve plugging a dry hole or an exhausted producing well back to the fresh water zone. BIA must concur.
V.K Other well status changes		S			BLM will notify BIA of long-term well status changes within five working days of approval. BLM will update AFMSS within 10 working days of well status changes and provide well reference data to ONRR weekly.
V.L Determination of beneficial use		F			BLM will notify ONRR of inappropriate claims of beneficial use within 10 working days of adjudication. ONRR will refer any unapproved or excessive beneficial use claims found during compliance activities to BLM for verification. BLM will respond to ONRR within 10 working days with the results of their research.
V.M Volume and measurement		S			BLM will verify production from Indian/Federal and, when appropriate, State and fee wells.
V.M.1 Standard of accuracy		S			BLM is responsible for ensuring that a measurement is in compliance with the Standard of Accuracy.

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V.M.2 Departure from equipment accuracy standard		S			BLM has the authority to approve a departure from the established standard.
V.M.3 Meter proving and calibration		S			BLM will ensure that meter-proving is performed by industry in accordance with the established standard.
V.M.4 Off-lease measurement		S			BLM has the authority to approve off-lease measurement. To support an ONRR compliance activity, BLM will provide copies of an off-lease measurement approval within 30 days of an ONRR request.
V.M.5 Surface commingling		S			BLM has the authority to approve surface commingling.
V.M.6 Sub-surface commingling		F			Pursuant to 43 CFR 3162.3-2, BLM has sole responsibility. BLM will update AFMSS within 10 working days of sub-surface commingling approval or when a producing interval or zone is affected and will provide well reference data to ONRR weekly. Within 30 days of sub-surface commingling approval, BLM will notify BIA.
V.N Avoidable loss of royalty-bearing minerals		J	J		BLM will make a determination if an avoidable loss of production has occurred and will notify BIA within 10 working days that a loss occurred. Within 30 days of receiving specific volume details from BLM, ONRR will take collection action and, when requested, will provide copies of the bill to BIA and BLM.
V.O Vented or flared		S			BLM has the authority to approve venting and flaring pursuant to 43 CFR 3179. BLM will defer to any BLM approved tribal resolution pursuant to 43 CFR 3179. ONRR will refer apparent excessive vented or flared volumes found during compliance activities to BLM for verification. BLM will respond to ONRR within 10 working days with the results of their research.
V.P Alleged theft		S			BLM will pursue alleged theft in accordance with BLM instructional manuals. This responsibility includes alleged employee misconduct. BLM will document an inspection related to alleged theft in AFMSS and will follow established procedures.
V.Q Down hole abandonment		F			BLM will advise BIA of the operator's intent for down-hole abandonment. BIA will respond within 30 days of the trust owner's request for other purposes of the well bore. BLM approves the plugging procedures and ensures proper down-hole abandonment. Within 30 days of abandonment acceptance, BLM will update AFMSS, and will provide well reference data to ONRR weekly.

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V.R Reclamation plan		F			BLM is responsible for the administration and acceptance of reclamation of the lease including all well-sites and infrastructure related disturbance, since the provisions of the APD include a reclamation plan.
V.R.1 Approval		F			See section <i>V.A Approval of APDs</i> . BLM will use BIA reclamation standards in evaluating the operator's restoration plan, or any modification thereof, as applicable. BIA will notify BLM within 30 days when BIA reclamation standards change.
V.R.2 Monitoring		F			BLM will monitor for reclamation plan compliance, consistent with the terms of any side MOUs related to approvals of APDs. See section <i>V.A Approval of APDs</i> .
V.R.3 Acceptance of reclamation		F			BLM will advise BIA of BLM's intent to accept the reclamation activity on the lease or agreement and, when requested by BIA, will coordinate a joint inspection. Within 60 days, BIA will respond with any concerns regarding the reclamation activities. BLM will notify BIA and the operator of acceptance of reclamation.
V.R.4 Release of bond	F				See section <i>III.E.3 Bond termination</i> .
VI. COLLECTIONS					
VI.A Revenue collections and billings					
VI.A.1 Leases					
VI.A.1a Bonus	J			J	BIA will bill, collect, and account for bonuses on all Indian fluid mineral leases, unless otherwise specified by the mineral estate owner and approved by the BIA superintendent. BIA will deposit accepted bonus bids into an BTFA-managed trust account.
VI.A.1b Rentals	J		J	J	BIA will bill, collect, and account for rental on a lease prior to BLMs notice of first production. BIA will deposit rentals into an BTFA-managed trust account. After BLM provides ONRR with a notice of first production, ONRR will collect, account for, and deposit rentals into an BTFA Treasury account. ONRR will bill late or underpaid rentals on producing leases. Tribal lease direct pay: The tribe will collect and account for all rentals, whether producing or not.
VI.A.1c Royalties			F		ONRR will collect, account for, and deposit royalties into an BTFA Treasury account for all Indian producing leases and agreements. ONRR will bill for late or underpaid royalties. Tribal lease direct pay: The tribe will collect, and ONRR will account for, royalties from Tribal direct pay leases.

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VI.A.1d Compliance- based collections			F		ONRR will bill, collect, and account for additional royalties resulting from compliance activities. Within 30 days of a request from BIA or a trust mineral owner, ONRR will share compliance collection information.
VI.A.1e Other collections	J			J	BIA will bill, collect, and account for other lease related revenue, e.g., surface damages, unless otherwise specified by the mineral estate owner and approved by the BIA superintendent. BIA will deposit these collections into an BTFA-managed trust account.
VI.A.1f Recoupment policy			F		ONRR will enforce recoupment procedures in accordance with ONRR rules, regulations, and policies.
VI.A.2 Allotted Lease Direct Pay					For allotted leases with direct pay, lessees or their designees submit payments directly to the lease owner rather than through ONRR.
VI.A.2a Authority	S				A mineral owner may request that BIA require the payor to make direct payment(s) to that mineral owner. BIA will approve or deny direct pay requests. Upon approval, BIA will update their ownership records to reflect that this mineral owner will not receive an allocation of revenues paid through ONRR. Within 30 days of approval, BIA will notify ONRR.
VI.A.2b Information exchanges	J		J		The payor will report the corresponding royalty transaction(s) to ONRR in accordance with ONRR reporting requirements. Within 30 days of a request from ONRR, BIA will provide a listing of direct pay authorizations.
VI.A.2c Authority verification	J		J		Within 30 days of identification, BIA will notify ONRR when unapproved direct payments occur. Within 30 days of receipt of BIA notification, ONRR will require the payor to correct reports and remit payment deficiencies.
VI.B Lease royalty rate adjustment	S				BIA will notify ONRR within 30 days of royalty rate adjustment. BIA requests production information from BLM if variable royalty rate is based on production level. An example of such an adjustment is an annual modification based on the Consumer Price Index.
VI.B.1 Variable royalty rate	S				BIA will notify ONRR of a royalty rate change within 30 days of approval.
VI.B.1a Countable wells		S			Within 30 days of an ONRR request, BLM will determine the number of countable wells, and will notify ONRR of their determination.
VI.B.1b Continuation of variable rate		S			Within 30 days of an ONRR request, BLM will determine production rates, and will notify ONRR of their determination.

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VI.C Compensatory Royalty Assessment			F		Within 30 days of receiving a final drainage determination from BLM, ONRR will initiate action to assess royalty value due. ONRR will send a copy of the resolution to the originating BLM office.
VI.D Royalty-in-Kind	J	J	J		For Indian leases in which royalties are paid in kind, ONRR will require from the lessee or their designee a Form ONRR-2014, Report of Sales and Royalty Remittance (royalty report), and the operator's Form ONRR-4054, Oil & Gas Operations Report, (production report). Exception: If the lessee is tribally owned, they are not legally required to submit a royalty report; however, a courtesy royalty report is encouraged and will enable ONRR to perform compliance work. BLM and ONRR will follow their normal processes to ensure compliance.
VI.E Avoidably lost mineral assessments		J	J		Within 30 days of receiving an avoidably lost mineral assessment from BLM, ONRR will initiate action to assess royalty value due. ONRR will send a copy of the resolution to the originating BLM office.
VI.F Assessments			F		Prior to disbursement, ONRR will notify BIA and the originating BLM office of an assessment resolution.
VII. REVENUE DISTRIBUTION					
VII.A Fund transfer			J	J	ONRR will transfer all Indian lease funds to an BTFA Treasury account on the next business day after receipt, if received prior to the ONRR cut-off time. BTFA will post funds to a tribe's account within one (1) business day of notification from ONRR.
VII.B Provide collection data to BIA/BTFA/tribal accounts	J		J	J	ONRR will provide all Indian lease collection data to BTFA by the next business day following the deposit date. ONRR will summarize collection data by deposit ticket for tribal and allotted Treasury accounts and provide a schedule of tribal amounts. Within five working days, ONRR will send BTFA documentation to support the daily collections data provided to BTFA.
VII.C Tribal lockboxes			S		Certain tribes have authorization to receive their funds directly. ONRR will coordinate with BIA and BTFA for tribal lockbox requests.
VII.D Explanation of Payments (EOP) to tribes	J		J	J	ONRR will provide a financial distribution report (Explanation of Payment Report) to the Tribes no later than the 10th of the month following the month of payment as required by 30 CFR Part 1219.104. BTFA will provide the Statement of Performance and the BIA will provide Tribes with any necessary information such as rents, bonuses, surface damages, etc.
VII.E Data transfer and distribution to allottees			S		Twice monthly, ONRR will provide the financial distribution report to BIA necessary to create the EOPs for mineral owners.

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Agency Responsibilities and Information Sharing
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ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
VII.E.1 Creation and mailing of Explanation of Payments (EOP) to allottees	J			J	When the financial distribution report is received from ONRR, BIA will apply the lease revenue to the TAAMS ownership file and create an Explanation of Payment Report (EOP) showing the distribution for each mineral owner. BTFA sends the EOP file to Treasury for printing and mailing of EOP's to each fund recipient.
VII.E.2 Payment posting and funds disbursement				F	BTFA will transfer the funds from the BTFA treasury account to the mineral estate owner's Individual Indian Money (IIM) account, then make payment via check, debit card, or automate clearing house (ACH) to the mineral estate owner.
VII.E.3 Data business rules			F		An allottee transaction reported to BIA by ONRR will be a net zero or positive amount for the lease. ONRR will suspend negative transactions until ONRR achieves a resolution with the industry reporter.
VII.F Payment and disbursement pending appeal			S		ONRR will require either a payment or surety bond in lieu of payment on an appealed bill. If ONRR receives revenue on an appealed bill, ONRR will forward the revenue to BTFA for investment, but ONRR will not provide BIA with distribution details until final resolution is reached.
VII.G Payment error resolution	F		F	F	Payment errors are resolved by the appropriate agency using their processes, rules, and regulations.
VIII. COMPLIANCE VERIFICATION					
VIII.A Prepare and coordinate compliance strategies		J	J		BLM and ONRR will coordinate requests for joint compliance strategies. BLM and ONRR may contract with a tribe to perform compliance activities pursuant to Public Law 95-638 and FOGRMA Section 202. Upon request, BLM and ONRR will notify the appropriate agencies and the lessee of compliance action results.
VIII.A.1 Allottee/tribal compliance requests	J	J	J		Tribes not covered by FOGRMA 202 agreements, and allottees, may ask that BIA determine lease term compliance, BLM perform surface compliance and production verification, and ONRR assess royalty compliance. (Side MOUs may govern agency responsibilities, as discussed in the cover memorandum.) Requests received by an agency without jurisdiction will be forwarded to the appropriate agency within five business days. Within 30 days, agencies will respond to requestors with a status of their request. The responsible agency provides copies of the request and the response to other agencies as appropriate.

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**Agency Responsibilities and Information Sharing
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ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
VIII.A.2 Other compliance requests		J	J		BLM performs surface and production compliance activities and ONRR performs royalty compliance activities and will coordinate appropriate production compliance aspects with BLM. Upon request by an individual or organization with standing, BLM and ONRR will determine the level of effort needed to complete compliance requests based on lease history and complexity. Unless other time frames are negotiated, within 30 days BLM and ONRR will notify the requestor of the actions necessary and an expected completion date. Within 30 days after work completion, BLM and ONRR will notify the requestor of their findings and whether additional actions are necessary to achieve compliance.
VIII.B Surface compliance	J	J			BLM has sole responsibility for all inspection and operations-related enforcement on all Federal and Indian lands, in accordance with Federal regulations, Onshore Orders, and NTLs on well pads, approved ancillary facilities, associated on-lease roads and other on lease aspects of the approved APD or Sundry Notice. Side MOUs may govern agency responsibilities (see section V.A <i>Approval of APDs</i>). The BIA has the sole responsibility for all ROWs. BLM will retain oversight authority on contracted (i.e., P.L. 93-638) or delegated (i.e., FOGRMA Section 202) inspections in accordance with Federal regulations, Onshore Orders, NTLs and BLM's annual strategy.
VIII.B.1 Undesirable events		J	J		BLM and ONRR will process undesirable events, i.e., spills and avoidable losses, in accordance with Federal rules, regulations, Onshore Orders, and NTLs. BLM will make avoidable/unavoidable loss and volume determinations, and within 30 days BLM will provide the determination to ONRR for valuation and collection. BLM will assure surface reclamation in accordance with reclamation requirements as defined in the approved APD or Sundry. Also see sections V.N Avoidable loss of royalty-bearing minerals and VI.E Avoidably lost mineral assessments
VIII.C Production compliance					
VIII.C.1 Production volume verification	J	J	J		BLM will verify production from Indian/Federal and, when appropriate, State and fee wells. Within 30 days of a request, BLM and ONRR will coordinate on work plans and share results. When requested, BLM and ONRR will coordinate site visits. BIA may also request and coordinate site visits. BLM will request the operator to modify OGORs when a volume discrepancy is found. If the operator fails to comply, BLM will request ONRR to issue an Order to Report. Within 30 days of resolution of the Order to Report, ONRR will notify the originating BLM office.

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Agency Responsibilities and Information Sharing
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ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
VIII.C.1a Production volume reporting verification			S		ONRR will perform Form ONRR-2014 and OGOR sales volume comparisons, and will request reporter corrections, when necessary, in accordance with ONRR rules, regulations, and policies. ONRR will provide updated production data to BLM weekly.
VIII.C.1b Production inventory verification		F			Within 30 days of a request from ONRR, BLM will validate inventories.
VIII.C.1c Vented and flared volume verification		J	J		Pursuant to 43 CFR 3179 Waste Prevention and Resource Conservation, BLM will monitor vented or flared volumes and will notify ONRR of any unapproved or unacceptable volumes. BLM will request that the operator modify OGORs when vented or flared volumes are either unapproved or unacceptable. If the operator fails to comply, BLM will request that ONRR initiate an action. Within 30 days of resolution of the action, ONRR will notify the originating BLM office.
VIII.C.2 Used on lease verification		F			BLM will request the operator to modify OGORs when volumes used on a lease are unacceptable. If the operator fails to comply, BLM will request that ONRR initiate an action. Within 30 days of resolution of the action, ONRR will notify the originating BLM office.
VIII.C.3 Missing production reports		F			BLM will request the operator to submit missing reports and wells. If the operator fails to comply, BLM will request that ONRR initiate an action on the operator via an official memo to ONRR. Within 30 days of resolution of the action, ONRR will notify the originating BLM office.
VIII.D Revenue compliance					Revenue compliance activities may include audit, compliance reviews, data mining, verification of financial lease terms, interest billing, etc.
VIII.D.1 Leasing revenue verification (nonroyalties)	S				BIA will verify nonroyalty lease revenues; i.e., pre-production rent, bonuses, surface damages, off-lease rights-of-way, and other revenue, in accordance with BIA rules, regulations, and policies.
VIII.D.2 Rent and royalty verification			S		ONRR will verify that rents and royalties are paid in accordance with ONRR rules, regulations, and policies.
VIII.D.2a Commodity price and allowances			S		ONRR will verify reported commodity prices and claimed allowances in accordance with ONRR rules, regulations, and policies.
VIII.D.2b Verification of royalty rate			S		ONRR will verify the accuracy of reported royalty rates. BLM and ONRR will coordinate as necessary. BLM will respond to an ONRR request within 30 days.
VIII.D.3 Gas storage fees	J	J			BIA is responsible for verifying gas storage injection and withdrawal volumes, and proper payment verification. BLM will provide support and assistance on measurement requests. See section <i>IV.H Gas storage</i>

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Agency Responsibilities and Information Sharing
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Version 3 (Effective: 02/10/2022)

ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
VIII.E Distribution compliance					
VIII.E.1 Leasing revenue	J			J	BIA and BTFA will verify lease revenue distributions in accordance with their rules, regulations, and policies.
VIII.E.2 Royalty revenue	J		J	J	In accordance with agency rules, regulations, and policies, ONRR will ensure royalty distribution files are accurate, and BIA and BTFA will ensure distributions to tribes and allottees are accurate.
VIII.F Compliance documentation requests		J	J		Upon request, each agency will provide a copy of documents, e.g., lease and compliance related documents, to respective offices, and to States and tribes working under delegated and cooperative agreements, at no cost, pursuant to <i>30 USC 1711(c)(3)</i> .
VIII.G Notice of noncompliance	F	F	F		BIA, BLM, and ONRR may issue a noncompliance notification in their respective areas of responsibility. The originating office will forward the notification to affected agencies within 30 days.
IX. NONCOMPLIANCE ENFORCEMENT AND RESOLUTION					
IX.A Shut-in (order to cease production)		F			BLM may initiate, or BIA or ONRR may request, an order to an operator to shut in a well or to cease production. BLM will coordinate with BIA, depending upon severity and urgency, and will issue the shut-in order. BLM will perform follow-up consultations with BIA or ONRR regarding their request. Within 30 days of the order to shut in or cease production, BLM will provide a copy of the order to BIA or ONRR.
IX.B Civil penalties and assessments	J	J	J		BIA, BLM, or ONRR may impose civil penalties and assessments in their respective areas of responsibility. Within 30 days of a BIA, BLM or ONRR request, agencies will provide appropriate documentation to the requestor.
IX.C Cancellation of leases					
IX.C.1 Violations of BIA regulations	F				BIA will coordinate with BLM and ONRR for any lease cancellation. BIA will notify BLM and ONRR within 30 days of a proposed lease cancellation. Also see section III.I.2 Cancellation

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ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
IX.C.2 Violations of BLM or ONRR regulations	F				ONRR may request that BIA cancel a lease due to royalty liability, or BLM may request that BIA cancel a lease due to operational deficiencies, when other means to gain compliance have failed. BIA may request BLM or ONRR to provide a summary of actions taken to date. If BIA requests supporting documentation, BLM and ONRR will provide such documentation within 30 days. BLM, BIA and ONRR will assist the Solicitor's Office in handling judicial proceedings (25 CFR 211.54; 43 CFR Part 3108.3(b)). Within 30 days of a BLM or ONRR lease cancellation request, BIA will provide a summary of actions taken to date or will notify BLM and ONRR of a proposed lease cancellation.
IX.D Settlements			F		While negotiating a settlement agreement, ONRR may request information from BIA and BLM. Within 30 days of an ONRR request, BIA and BLM will provide requested information. The Assistant Secretary for Indian Affairs will sign all settlement agreements. Within 30 days of the full execution of the settlement agreement that specifically fully resolves volume issues for a specified period of time, ONRR will send copies to BLM.
IX.E Interest on late payments			S		ONRR will calculate and bill interest on a late payment in accordance with ONRR rules, regulations, and policies.
IX.F Debt collection			S		ONRR will perform debt collection activities, including a referral to Treasury, in accordance with ONRR's rules, regulations, and policies. BIA and/or BLM will respond to ONRR's requests for required debt collection information (e.g., Lessee of Record, Operating Rights ownership) within 30 days. Should ONRR fail to collect outstanding debt, ONRR may recommend that BIA cancel the lease.
IX.F.1 Revocation of leasing and other privileges	F				ONRR may recommend that BIA request that the Departmental Suspension and Debarment Officer revoke the ability of a person or company to engage in leasing and other activities if that person or company inexcusably or willfully fails to pay a debt. BIA will respond to ONRR's recommendation within 60 days. BLM may request that the Departmental Suspension and Debarment Office revoke the ability of a person or company to engage in leasing and other activities if that person or company knowingly and willfully violates BLM's rules or regulations.
X. PROTESTS AND APPEALS					

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**Agency Responsibilities and Information Sharing
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ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
X.A Resolution	F	F	F		<p>Each agency will follow its established rules, regulations, and policies to resolve protests and appeals. Examples of items that lessees or operators may protest or appeal include, but are not limited to:</p> <ul style="list-style-type: none"> • Lease cancellation • Drainage assessments • Avoidable loss assessments • Lease bond increases • Agreement or contract actions (i.e.. compensatory royalty agreements or diligent development requirements) • Orders to Report or Pay <p>Agencies may request information from each other in order to resolve protests and appeals. Agencies will provide requested information within time frames established in the request. Bureaus may consult with the Solicitor's Office during the resolution of protests and appeals.</p>
XI. REPORTS AND INFORMATION SHARING					
XI.A Industry reporting	J	J	J		Each agency will follow its internal policies and procedures to resolve data discrepancies, and will coordinate, as needed, to resolve any issues.
XI.A.1 Extending Reporting Due Dates			F		A reporter requests to extend reporting due dates must be submitted to ONRR for approval. Within 30 days after ONRR approves reporting due date extensions, ONRR will notify BIA and BLM.
XI.A.2 Production and product quality data		J	J		BLM will update AFMSS within 10 working days and will provide well reference data to ONRR weekly. ONRR will provide production data to BLM weekly. ONRR will also use AFMSS to perform research to update production reports. Established time frames can be modified pursuant to section I. Introduction in the cover letter.
XI.A.2a Error Correction					ONRR is responsible for receipt, data entry, edit, error correction, and exception resolution for all industry-reported oil and gas production data. Production reporting errors may require BLM's assistance to resolve.
XI.A.2a(1) Fatal errors on original reports			S		ONRR is responsible for resolving all fatal errors for industry-submitted original report data. ONRR provides original report data that is free of fatal errors to BLM. As ONRR resolves fatal errors, ONRR provides the resolved report data to BLM.
XI.A.2a(2) Fatal errors on modified reports			S		ONRR is responsible for resolving all fatal errors for industry-submitted modified report data. Modified report data is not provided to BLM until ONRR resolves all fatal errors on the report.

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ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
XI.A.2a(3) Warning errors			S		ONRR transmits production data to BLM with warning errors identified.
XI.A.2a(4) Exceptions			F		ONRR is responsible for resolving all reporting exceptions, with BLM assistance as necessary, including missing wells, missing documents, royalty exceptions, and BLM-identified exceptions.
XI.A.3 Sales and royalty remittance data			S		ONRR will provide sales and royalty remittance data to BIA bimonthly. ONRR will make sales and royalty remittance data accessible to BLM through its automated systems.
XI.B Agency information sharing					
XI.B.1 Data access	J	J	J	J	Each agency will provide the other agencies with access to its IT systems, as appropriate. In accessing another agency's IT system, each agency will comply with that system's Rules of Behavior for access and use.
XI.B.2 Data requests	J	J	J	J	Agencies will respond within 30 days of a request from another agency for information not otherwise available through their IT systems.
XI.B.3 Public release of data	J	J	J	J	Before any agency releases, or otherwise makes available, another agency's data, they must first collaborate with the originating agency to ensure that the intended purpose of the information release is consistent with the original purpose of the data.
XI.C Bankruptcy notifications	J	J	J		<p>If a lessee, payor, or operator files for bankruptcy protection, ONRR will notify BIA and BLM as soon as feasible following receipt of notification. Likewise, BIA and BLM will notify ONRR as soon as feasible, but no later than 15 days after receipt, when they become aware of a bankruptcy notification or other related information, unless a specific time frame is necessary in order to comply with a court order.</p> <p>BIA will provide to ONRR or the Solicitor's Office lessee of record ownership information or operating rights ownership information. BIA will provide the current and historical lessee of record ownership information and/or operating rights ownership information within 10 days from the date of the notification of the bankruptcy filing.</p> <p>Agencies will coordinate with the Solicitor's Office and with each other to ensure that complete and accurate claims are submitted timely to the appropriate U.S. Bankruptcy Court on behalf of the Department.</p>

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Agency Responsibilities and Information Sharing
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ACTIVITY	BIA	BLM	ONRR	BTFA	REMARKS
XI.D Allottee/tribal inquiries	J	J	J	J	Tribes or allottees may have a question which requires the efforts of multiple bureaus or offices to resolve. Inquiries may be received through the BTFA call center, BTFA trust officers, bureau outreach sessions, or visits/phone calls to any agency. When necessary, requests received by an agency without jurisdiction will be provided to the agency that has jurisdiction within five days. Within 30 days, agencies will respond to requestors, and if appropriate, to the referring agency, with the status of the request. For inquiries received by the BTFA call center that are forwarded to the trust officer, the trust officer will relay the response to the requestor. See <i>Attachment E, "Information Sharing by BIA, BLM, DEMD, ONRR, OSM and BTFA"</i> .
XI.E Outreach	J	J	J	J	Agencies will communicate with tribes and allottees on trust-related issues or in response to inquiries. Agencies will communicate and coordinate with each other in order to prevent conflicting information dissemination, to promote efficiency, and to minimize imposition on the resources and time of tribes and allottees. Agencies will provide each other with 10 business days' advance notice of scheduled meetings with tribes or allottees.
XI.F Training					
XI.F.1 Industry training	J	J	J	J	As needs and opportunities for industry training that require multiple agency participation arise, the sponsoring agency will notify and coordinate with appropriate agencies. Within 30 days of a request, participating agencies will respond to the sponsoring agency.
XI.F.2 Employee training	J	J	J	J	As needs, class offerings, and opportunities for on-the-job training arise within an agency, the agency will notify the BLM-ONRR Minerals Liaison, who will serve as the central contact point for joint training. The Liaison will notify the other agencies and will facilitate joint training.

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Attachment A - Addendum 2

Onshore Energy and Mineral Lease Management Interagency Standard Operating Procedures

Attachment A - Addendum 2 incorporates updated provisions into the Onshore Energy and Mineral Lease Management Interagency Standard Operating Procedures (SOP). The following is a comprehensive list of amendments to the SOP:

Section IV.F - Changed language from “Within 30 days of a BIA request, BLM will perform a technical review and make a recommendation. (This section does not apply to the Five Civilized Tribes District Court Leases.) If BLM is unable to perform a technical review within 30 days, BLM will provide BIA with a notification for a time extension within 15 days of receipt of a proposed CA technical review request. This extension notification will include an explanation and estimated timeframe for completion.” to new language “The Communitization Agreement (CA) approval process should not exceed a total of 120 days. The timeframe begins at the receipt of a proposed Communitization Agreement by BIA.”

Section IV.F.1 – Changed from “State field rules or pooling” to “Technical Review and Spacing Determination.” The following language was added under the section: "For all Communitization Agreements: Within five (5) days of receiving a proposed Communitization Agreement (CA), BIA will ask BLM (in writing) to perform a technical review and make a recommendation. (This section does not apply to the Five Civilized Tribes District Court Leases.) BLM will provide a recommendation to BIA within 30 days of receipt of a proposed Communitization Agreement. BLM jurisdictional offices will assign the Communitization Agreement a BLM serial number. BLM’s technical review will re-affirm that the state and field rules, pertaining to spacing and pooling, are adequate to protect trust resources. If BLM is unable to perform a technical review within 30 days, BLM will provide BIA with a notification for a time extension within 15 days of receipt of a proposed CA technical review request. This extension notification will include an explanation and estimated timeframe for completion.”

Section IV.F.1 – Added subsection IV.F.1.a – Adjudication and Approval for Mixed Indian/Federal CAs. The following language was added under the section: "For Mixed Indian/Federal Communitization Agreements: (For reference, a Mixed Indian/Federal CA refers to a CA that includes both Indian trust lands and Federal lands overseen by BLM.) Within 90 days of receiving a proposed communitization agreement, BIA will approve or deny the proposed CA with regards to the Indian trust lands within the communitized area. BIA will forward the package to BLM. Within 30 days of receipt of BIA’s CA approval with regards to the Indian trust lands within the communitized area, BLM will approve or deny the proposed CA with regards to Federal lands in the CA. BLM will forward the completed approved CA package to the company. BLM will provide BIA and ONRR with a copy of the approved agreements. BLM's approval letter will instruct the operator to notify the appropriate payor(s) of ONRR's royalty reporting

requirements. BLM will update AFMSS within 10 working days after approval and provide well reference data to ONRR weekly via automated data exchange. BIA will update TAAMS within 10 working days after approval.”

Section IV.F.1 – Added subsection IV.F.1.b - Adjudication and Approval for Indian-Only CAs. The following language was added under the section: "For Indian-Only Communitization Agreements: (For reference, Indian-Only CA refers to a CA that includes Indian trust lands but does not include Federal lands overseen by BLM.) Within 120 days of receiving a proposed communitization agreement, BIA will approve or deny the proposed CA. BIA will forward the completed approved CA package to the company. Within 10 working days after approval, BIA will provide BLM and ONRR with a copy of the approved agreements and affected Indian leases. BIA's approval letter will instruct the operator to notify the appropriate payor(s) of ONRR's royalty reporting requirements. BLM will update AFMSS within 10 working days after approval and provide well reference data to ONRR weekly.”

Section IV.F.2 – Changed from “Approval” to “Determination of First/Last Production” Previous “Approval” section language was incorporated in Section IV.F.1.a and IV.F.1.b. The following language was added under the section: “Within 10 working days of receipt of the operator's notice to BLM of establishing first or last production, BLM will provide BIA and ONRR with the first or last production notice. BIA will provide ONRR with a copy of the lease contract and related documents within 10 working days after receipt of the first production notice. BLM will update AFMSS within five working days after a well status change and provide well reference data to ONRR weekly via automated data exchange.”

Section IV.F.3 – Renumbered to Section IV.F.2. Changed sentence “BLM will update AFMSS within 10 working days after a well status change...” to “BLM will update AFMSS within five working days after a well status change...”

Section IV.F.4 – Renumbered to Section IV.F.3. Language changed from “When BIA terminates a lease committed to a CA, any new lease issued must join the CA. BIA will notify BLM and ONRR within 10 working days upon lease termination and within 10 working days after issuance of a new lease” to new language “When BIA terminates a lease committed to a CA, any new lease encumbered to the previously leased Indian tract must join the CA. BIA will notify BLM and ONRR within 10 working days upon lease termination and within 10 working days after issuance of a new lease. Approved leases within an active CA will not be terminated for lack of production as they are receiving allocated production from the CA. Leases within an active CA may however be terminated for cause even though they receive allocated production from the CA. This may occur for any number of reasons including chronic non-payment of royalties, gross failure to achieve workmen like conditions, etc.”

Section IV.F.5 – Renumbered to Section IV.F.4

Section IV.F.6 – Renumbered to Section IV.F.5.

Section VII.E.1 – Changed language to “When the financial distribution report is received from ONRR, BIA will apply the lease revenue to the TAAMS ownership file and create an Explanation of Payment Report (EOP) showing the distribution for each

mineral owner. BTFA sends the EOP file to Treasury for printing and mailing of EOP's to each fund recipient."

Section XI.A.1 – Removed "Changes to reporting frequency" section from the SOP. Removed language: ONRR will send a lessee's or operator's request for non-monthly reporting on tribal leases/agreements to tribal offices, BLM, and BIA for concurrence. For allotted leases/agreements, ONRR will send the request to BIA and BLM. Agencies will respond within 30 days; otherwise, failure to respond is deemed to be concurrence with the proposal. ONRR will notify BLM, BIA, and the tribe (for tribal leases) when it implements non-monthly reporting frequencies.

Section XI.A.2 thru XI.A.4 – Renumbered to XI.A.1 thru XI.A.3

Section XI.C – Updated language to "If a lessee, payor, or operator files for bankruptcy protection, ONRR will notify BIA and BLM as soon as feasible following receipt of notification. Likewise, BIA and BLM will notify ONRR as soon as feasible, but no later than 15 days after receipt, when they become aware of a bankruptcy notification or other related information, unless a specific time frame is necessary in order to comply with a court order.

BIA will provide to ONRR or the Solicitor's Office lessee of record ownership information or operating rights ownership information. BIA will provide the current and historical lessee of record ownership information and/or operating rights ownership information within 10 days from the date of the notification of the bankruptcy filing.

Agencies will coordinate with the Solicitor's Office and with each other to ensure that complete and accurate claims are submitted timely to the appropriate U.S. Bankruptcy Court on behalf of the Department."

Table of Contents – Updated to page numbers and titles.

Acronyms – Added "OGOR – Oil & Gas Operations Report."

Entire Document – All mentions of IEED changed to DEMD.

Entire Document – All mentions of OST changed to BTFA.

All modifications were reviewed by subject matter experts from the following agencies:

Office of the Solicitor (SOL), Bureau of Indian Affairs (BIA), Bureau of Land Management (BLM), Office of Natural Resources Revenue (ONRR), Bureau of Trust Funds Administration (BTFA), and the Appraisal and Valuation Services Office (AVSO)

All of the agencies listed above are required to sign the Attachment A - Addendum 2.

Attachment A - Addendum 2 shall be effective the date of the final signature.



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Timothy J
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Timothy Hansen
Director
Appraisal and Valuation Services Office

Date

All modifications were reviewed by subject matter experts from the following agencies:

Office of the Solicitor (SOL), Bureau of Indian Affairs (BIA), Bureau of Land Management (BLM), Office of Natural Resources Revenue (ONRR), Bureau of Trust Funds Administration (BTFA), and the Appraisal and Valuation Services Office (AVSO)

All of the agencies listed above are required to sign the Attachment A - Addendum 2.

Attachment A - Addendum 2 shall be effective the date of the final signature.

Darryl LaCounte Digitally signed by Darryl
LaCounte
Date: 2022.01.24 15:36:39 -05'00'

Darryl LaCounte
Director
Bureau of Indian Affairs

Date

All modifications were reviewed by subject matter experts from the following agencies:

Office of the Solicitor (SOL), Bureau of Indian Affairs (BIA), Bureau of Land Management (BLM), Office of Natural Resources Revenue (ONRR), Bureau of Trust Funds Administration (BTFA), and the Appraisal and Valuation Services Office (AVSO)

All of the agencies listed above are required to sign the Attachment A - Addendum 2.

Attachment A - Addendum 2 shall be effective the date of the final signature.

**NICHOLAS
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Date: 2022.02.10
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Nicholas Douglas
Assistant Director of Energy, Minerals and
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Bureau of Land Management

Date

All modifications were reviewed by subject matter experts from the following agencies:

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All of the agencies listed above are required to sign the Attachment A - Addendum 2.

Attachment A - Addendum 2 shall be effective the date of the final signature.

Jerold Gidner

Jerold Gidner
Director
Bureau of Trust Funds Administration

1/21/2022

Date

All modifications were reviewed by subject matter experts from the following agencies:

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All of the agencies listed above are required to sign the Attachment A - Addendum 2.

Attachment A - Addendum 2 shall be effective the date of the final signature.

KIMBRA DAVIS

Digitally signed by KIMBRA DAVIS
Date: 2022.02.10 15:27:39 -07'00'

Kimbra Davis
Director
Office of Natural Resources Revenue

Date

All modifications were reviewed by subject matter experts from the following agencies:

Office of the Solicitor (SOL), Bureau of Indian Affairs (BIA), Bureau of Land Management (BLM), Office of Natural Resources Revenue (ONRR), Bureau of Trust Funds Administration (BTFA), and the Appraisal and Valuation Services Office (AVSO)

All of the agencies listed above are required to sign the Attachment A - Addendum 2.

Attachment A - Addendum 2 shall be effective the date of the final signature.

ERIC SHEPARD

Digitally signed by ERIC
SHEPARD
Date: 2022.02.09 13:31:31
-05'00'

Eric Shepard
Associate Solicitor
Office of the Solicitor

Date

Stephen L. Simpson

2/7/2022

Stephen Simpson
Senior Attorney
Office of the Solicitor, Division of Indian Affairs

Date

I am signing this Addendum subject to BIA's commitment to discuss and finalize, at a future date, a new addendum that will include necessary changes for SOP Sections IV.F.6 (now 5); IV.G.6; and V.C.