

DEPARTMENT OF THE INTERIOR AND RELATED
AGENCIES APPROPRIATIONS FOR 1978

T-1159

HEARINGS
BEFORE A
SUBCOMMITTEE OF THE
COMMITTEE ON APPROPRIATIONS
HOUSE OF REPRESENTATIVES
NINETY-FIFTH CONGRESS
FIRST SESSION

SUBCOMMITTEE ON THE DEPARTMENT OF THE INTERIOR AND
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ITEMIZATION OF ESTIMATE (cont.)

DEPARTMENT OF THE INTERIOR APPROPRIATION TITLE: Loan Guaranty and Insurance Fund	1976		1977		1978		Bureau of Indian Affairs Increase or Decrease 1978 over 1977
	Actual	FY Actual	Estimate	Estimate	Estimate	Estimate	
<u>Obligations by object</u>							
11.0 Personnel compensation	579,627	83,369	578,000	--	--	--	-578,000
12.0 Personnel benefits: Civilian	65,000	7,000	64,000	--	--	--	- 64,000
21.0 Travel and Transportation of persons	77,000	22,000	80,000	--	--	--	- 80,000
22.0 Transportation of Things	11,000	1,000	11,000	--	--	--	- 11,000
23.2 Other rent, communication and utilities	15,000	56,000	15,000	--	--	--	- 15,000
24.0 Printing and reproduction	2,000	--	2,000	--	--	--	- 2,000
25.0 Other services	100,000	76,000	1,536,000	--	--	--	-1,536,000
26.0 Supplies and materials	7,000	3,000	7,000	--	--	--	- 7,000
31.0 Equipment	7,000	1,000	7,000	--	--	--	- 7,000
33.0 Investments and loans	--	81,000	2,300,000	3,300,000	3,300,000	3,300,000	+1,000,000
41.0 Grants, subsidies and contributions	4,180,000	89,000	18,100,000	700,000	700,000	700,000	-17,400,000
99.0 Total obligations	5,043,627	419,369	22,700,000	4,000,000	4,000,000	4,000,000	-18,700,000

TRUST FUNDS

Highlight Statement

A. Tribal Funds:

Tribal funds are deposited into the U.S. Treasury pursuant to various acts of Congress to be made available for expenditure for the use and benefit of the respective tribal groups. About 300 Indian tribes, bands or identifiable groups have some 700 accounts which are maintained separately by the Bureau of Indian Affairs, and in a consolidated account in the U.S. Treasury, which are used for the conduct of tribal financial programs, enterprises, businesses, per capita payments and other tribal affairs. Approximately fifty percent of tribal income is derived from judgements or awards made pursuant to either general or specific acts of Congress. The balance of such income is derived from Federal management of tribal real properties, the title to which is held in trust by the United States for the tribes.

Tribal funds are available for various purposes, under various acts of Congress and are also subject to the provisions of tribal constitutions, bylaws, charters, and resolutions of the various tribes, bands or groups.

The Act of October 19, 1973 (87 Stat. 466) provides general authority for the distribution of funds appropriated in satisfaction of judgements of the Indian Claims Commission and the Court of Claims, subject to certain conditions, including the development of a plan for the use of the funds. Funds derived from the management of tribal trust properties are available for tribal use in accordance with approved budgets under permanent, annual or indefinite authorizations.

Funds programmed under permanent authorization are made available under legislation which gives the Secretary of the Interior continuing authority to carry out the provisions of specific acts, and can be disbursed either through the Indian Service Special Disbursing Agents' accounts or advanced to tribes for disbursement by their bonded tribal treasurers under approved plans of operation. These funds do not require annual approval by Congress but are reported annually in the budget schedules to give the Congress an opportunity to review the activity conducted under the authorities extended to the Secretary of the Interior.

In the absence of permanent legislation, annual authorization by the Congress is required to permit the use of tribal funds. Such authority is provided annually in the Department of the Interior Appropriations Act and includes two categories: (1) annual definite; and (2) annual indefinite.

Funds programmed under annual definite are not otherwise available for expenditure without Congressional action and the \$3 million requested for fiscal year 1978 is to provide the Secretary of the Interior with expenditure authority for the implementation of programs, for those tribes which are not sufficiently organized to be represented by a recognized governing body, or to permit disbursements through a Regional Disbursing Office when no other legislative authority exists. Expenditures made under this authority are individually made through the Treasury Regional Disbursing Offices, subject to the same regulations and procedures as appropriations from the general fund of the Treasury.

The annual indefinite authorization in the Appropriation Act, under the heading Tribal Funds, Provides the necessary authority, on an annual basis, for the Secretary of the Interior to withdraw from tribal accounts in the Treasury, funds needed to carry out programs designated by a particular tribe and approved by the Secretary for the conduct of tribal operations, including but not limited to: management of tribal resources and other programs designed to improve the situation of the general membership. These funds are advanced to tribes for disbursement by Indian Services Special Disbursing Agents or by bonded tribal treasurers under plans of operation.

B. Miscellaneous Trust Funds:

Included in this category are miscellaneous revenues derived from agencies and schools, which are not required to be used for other purposes, but are used to support schools and agency functions. It also includes contributions, donations, gifts, etc., to be used and/or invested with the income to be used for the relief and benefit of American Indians.

C. Alaska Native Fund:

This fund includes appropriations from the U.S. Treasury made in satisfaction of Sec. 6 (a) (1) of the "Alaska Native Claims Settlement Act" (P.L. 92-203, December 18, 1971) and income deposited pursuant to Sec. 6 (a) (3) and Sec. 9 of the same Act.

It is estimated that income deposited into the Fund will increase in FY 1978 due to increased revenues from oil, gas and mineral extractions for which royalties are paid into the Fund. The anticipated increase is primarily due to the projected start of North Slope oil being delivered through the Alaskan pipeline.

DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS
TRUST FUNDS
14-9973-0-7-999

Analysis of Changes in Requirements
(in thousands of dollars)

	Budget Authority	Outlay
1976 Total.....	251,172	165,077
<u>Decreases</u>		
Program decreases:		
Miscellaneous Trust.....	- 828	- 152
Funds Contributed for the Advancement of the Indian Race.....	- 119	- 34
<u>Increases</u>		
Program increases:		
Direct Program.....	1,062	1,062
Advances to Indian Tribes.....	3,200	2,778
Miscellaneous Permanent (Tribal).	23,061	2,797
Alaska Native Fund.....	<u>21,541</u>	<u>31,772</u>
1977 Total.....	299,089	203,300
Transition Quarter.....	(99,485)	(104,862)
<u>Decreases</u>		
Program decreases:		
Advances to Indian Tribes.....	- 2,400	-2,200
<u>Increases</u>		
Program increases:		
Alaska Native Fund.....	92,000	86,683
Miscellaneous Permanent (Tribal)	<u>1,311</u>	<u>19,217</u>
1978 Total.....	<u>390,000</u>	<u>307,000</u>

DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS

TRUST FUNDS

	<u>1976</u>	<u>1977</u>	<u>1977</u>	<u>1978</u>
1. Annual Definite Authorization.....	\$ 1,937,541	\$ 291,875	\$ 3,000,000	\$ 3,000,000
2. Annual Indefinite Authorization.....	22,200,000	5,990,000	25,400,000	23,000,000
3. Permanent Authorization.....	216,575,972	52,371,477	238,689,000	117,089,000
4. Alaska Native Fund.....	<u>10,458,896</u>	<u>40,831,803</u>	<u>32,000,000</u>	<u>124,000,000</u>
Total.....	<u>\$251,172,409</u>	<u>\$99,485,155</u>	<u>\$299,089,000</u>	<u>\$267,089,000</u>

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DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS
ANNUAL DEFINITE AUTHORIZATION---TRIBAL FUNDS

Statement Relating to 1976, 1977, 1977 & 1978 Programs

1976 Appropriation.....	\$3,000,000
1977 Appropriation.....	750,000
1977 Budget Estimate.....	3,000,000
Total Appropriation for 1977.....	3,000,000
Deductions: (None).....	-0-
Additions: (None).....	-0-
Total Estimate for 1978.....	<u>\$3,000,000</u>

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Analysis of Annual Definite Authorization, Tribal Trust Funds, by Activity:

ACTIVITY/SUBACTIVITY	APPROPRIATION 1976	APPROPRIATION 1977	1978 Budget Estimate	Increase (+) or Decrease (-) 1977 Compared w/1978
1. Education and Welfare Services	\$ 18,325	\$ 18,325	\$ 18,325	-0-
2. Resources Management	457,107	446,082	446,082	-0-
3. Construction & Land Acquisition	312,191	335,000	335,000	-0-
4. General Tribal Affairs	<u>1,149,918</u>	<u>2,200,593</u>	<u>2,200,593</u>	-0-
Total	<u>\$1,937,541</u>	<u>\$3,000,000</u>	<u>\$3,000,000</u>	

Tribal Funds--Annual Definite: Fiscal Year 1977, \$3,000,000: fiscal year 1978, \$3,000,000; no change.

STATUS OF PROGRAMS

Funds programmed under the annual definite authorization as shown on the following tabulation are to be used for various education and welfare programs, resources management, construction and land acquisition and general tribal affairs, including taxes and attorneys' fees. All amounts in the estimate have been requested properly by the Indians except the sum of \$1,035,610 for miscellaneous tribes. The amount under miscellaneous tribes is required to provide for additional tribal requests that can be anticipated during the fiscal year.

COMPARATIVE STATEMENT OF ANNUAL DEFINITE AUTHORIZATION BY TRIBE

STATE-AGENCY-TRIBE	1976	1979	1977	1978
<u>Arizona</u>	<u>240,184</u>	<u>62,683</u>	<u>241,000</u>	<u>241,000</u>
Port McDermitt	10,876	-0-	11,000	11,000
Navajo	198,103	51,973	200,000	200,000
Salt River--Pima	21,205	8,960	20,000	20,000
San Carlos	10,000	1,750	10,000	10,000
<u>California</u>	<u>273,466</u>	<u>1,013</u>	<u>275,390</u>	<u>275,390</u>
Agua Caliente	118,773	-0-	119,000	119,000
Colusa	2,000	-0-	2,000	2,000
Hoope Valley	108,037	-0-	110,000	110,000
Manchester Band of Pomo	2,500	-0-	2,500	2,500
Owens Valley	8,000	-0-	8,000	8,000
Resighini Rancheria	1,700	-0-	1,700	1,700
San Pasquel	2,050	-0-	2,100	2,100
Santa Rosa	590	1,013	590	590
Pala	18,335	-0-	18,000	18,000
Walker River	11,481	-0-	11,500	11,500
<u>Idaho</u>	<u>21,694</u>	<u>8,300</u>	<u>22,000</u>	<u>22,000</u>
Nex Perce	21,694	8,300	22,000	22,000
<u>Minnesota</u>	<u>80,000</u>	<u>20,000</u>	<u>84,000</u>	<u>84,000</u>
Red Lake	80,000	20,000	84,000	84,000
<u>Montana</u>	<u>315,191</u>	<u>-0-</u>	<u>338,000</u>	<u>338,000</u>
Blackfeet	3,000	-0-	3,000	3,000
Crow	312,191	-0-	335,000	335,000
<u>Oklahoma</u>	<u>270,006</u>	<u>95,449</u>	<u>267,000</u>	<u>267,000</u>
Cherokee	7,000	9,000	7,000	7,000
Choctaw	71,106	40,624	70,000	70,000
Creek	31,400	-0-	30,000	30,000
Osage	160,500	45,825	160,000	160,000
<u>Oregon</u>	<u>20,000</u>	<u>15,430</u>	<u>20,000</u>	<u>20,000</u>
Coeur d' Alene	20,000	15,430	20,000	20,000
<u>Washington</u>	<u>717,000</u>	<u>77,770</u>	<u>717,000</u>	<u>717,000</u>
Colville	132,600	36,300	133,000	133,000
Kalispel	-0-	1,500	-0-	-0-
Spokane	49,000	5,000	49,000	49,000
Yakima	535,400	34,970	535,000	535,000
<u>Wyoming</u>	<u>-0-</u>	<u>11,230</u>	<u>-0-</u>	<u>-0-</u>
Arapaho	-0-	5,615	-0-	-0-
Shoshone	-0-	5,615	-0-	-0-
<u>Miscellaneous Tribes</u>	<u>-0-</u>	<u>-0-</u>	<u>1,035,610</u>	<u>1,035,610</u>
<u>Grand Total</u>	<u>\$1,937,541</u>	<u>\$291,875</u>	<u>\$3,000,000</u>	<u>\$3,000,000</u>

DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS
TRIBAL TRUST FUNDS

In addition to the tribal funds authorized to be expended by existing law, there is hereby appropriated not to exceed \$3,000,000 from tribal funds not otherwise available for expenditure for the benefit of Indians and Indian tribes, including pay and travel expenses of employees; care, tuition, and other assistance to Indian children attending public and private schools (which may be paid in advance or from date of admission); purchase of land and improvements on land, title to which shall be taken in the name of the United States in trust for the tribe for which purchased; lease of lands and water rights; compensation and expenses of attorneys and other persons employed by Indian tribes under approved contracts; pay, travel, and other expenses of tribal officers, councils, and committees thereof, or other tribal organizations, including mileage for use of privately owned automobiles and per diem in lieu of subsistence at rates established administratively but not to exceed those applicable to civilian employees of the Government; relief of Indians, without regard to section 7 of the Act of May 27, 1930 (46 Stat. 391) including cash grants: Provided, that in addition to the amount appropriated herein, tribal funds may be advanced to Indian tribes during the current fiscal year for such purposes as may be designated by the governing body of the particular tribe involved and approved by the Secretary

(25 U.S.C. 123; Department of the Interior and Related Agencies Appropriation Act, 1977.)

TRUST FUNDS
Program and Financing (in thousands of dollars)

Identification code 14-9973-0-7-999	1976 act.	TQ act.	1977 est.	1978 est.
Program by activities:				
1. Direct program (limitation).....	1,938	292	3,000	3,000
2. Advances to Indian tribes (indefinite authorization).....	24,422	6,990	27,200	25,000
3. Miscellaneous permanent.....	129,181	54,491	137,100	149,800
4. Miscellaneous trust funds.....	4,669	10	4,500	4,500
5. Alaska Native fund.....	4,906	43,205	37,317	124,000
Total program costs ^{1/}	165,116	104,968	209,117	306,300
Change in selected resources (unpaid undelivered orders).....	437	361
10.00 Total obligations.....	165,553	105,329	209,117	306,300
Financing:				
21.00 Unobligated balance available, start of period:				
Treasury balance.....	363,427	-447,500	-438,875	-528,847
U.S. securities (par).....	9,881	-11,426	-14,206	-14,206
24.00 Unobligated balance available, end of period:				
Treasury balance.....	447,500	438,875	528,847	612,547
U.S. securities (par).....	11,426	14,206	14,206	14,206
Budget authority.....	251,172	99,485	299,089	390,000
Budget authority:				
Current:				
40.00 Appropriation.....	1,938	292	3,000	3,000
Appropriation (indefinite).....	22,200	5,990	25,400	23,000
Permanent:				
60.00 Appropriation (Alaska Native fund).....	8,745	40,000	30,000	30,000
Appropriation (Alaska Native fund--indefinite).....	1,714	832	2,000	94,000
Appropriation (indefinite).....	216,575	52,371	238,689	240,000
Relation of obligations to outlays:				
71.00 Obligations incurred, net.....	165,553	105,329	209,117	306,300
72.00 Obligated balance, start of period	1,375	1,851	2,318	8,136
74.00 Obligated balance, end of period..	-1,851	-2,319	-8,136	-7,436
90.00 Outlays.....	165,077	104,862	203,300	307,000

^{1/} Includes capital outlay as follows: 1976, \$838 thousand; TQ, \$105 thousand; 1977, \$860 thousand; 1978, \$860 thousand.

TRUST FUNDS

Object Classification (in thousands of dollars)

Identification code 14-9973-0-7-999	1976 act.	TQ act.	1977 est.	1978 est.
Personnel compensation:				
11.1 Permanent positions.....	1,652	216	1,640	1,640
11.3 Positions other than permanent.....	518	68	698	704
11.5 Other personnel compensation.....	301	39	300	300
11.8 Special personnel services payments.....	290	38	300	300
Total personnel compensation.....	2,761	361	2,938	2,944
12.1 Personnel benefits: Civilian.....	207	43	220	222
21.0 Travel and transportation of persons.....	274	52	288	294
22.0 Transportation of things.....	313	58	320	320
23.2 Other rent, communications and utilities.....	304	74	320	330
24.0 Printing and reproduction.....	17	4
25.0 Other services.....	16,703	3,935	16,580	18,400
26.0 Supplies and materials.....	1,021	17	1,050	1,080
31.0 Equipment.....	426	90	400	400
32.0 Lands and structures.....	412	15	460	460
33.0 Investments and loans.....	138	87
41.0 Grants, subsidies and contributions	221	10
44.0 Refunds.....	142,766	100,759	186,551	281,834
Subtotal.....	165,563	105,331	209,127	306,310
95.0 Quarters and subsistence charges...	10	2	10	10
95.0 Total obligations.....	165,553	105,329	209,117	306,300

Personnel Summary

Total number of permanent positions.....	122	...	120	120
Full-time equivalent of other positions..	60	...	80	80
Average paid employment.....	175	...	193	193
Average GS grade.....	7.90	...	7.98	8.01
Average GS salary.....	\$14,332	...	\$14,620	\$14,766
Average salary of ungraded positions.....	\$13,684	...	\$15,052	\$16,708



U.S. Department of Agriculture

1978 BUDGET EXPLANATORY NOTES

FOREST SERVICE