

THE SECRETARY OF THE INTERIOR
Washington

ORDER NO. 3296

SIGNATURE DATE: January 8, 2010

Subject: Implementation of Programs under the Indian Financing Act

Sec. 1 **Purpose.** The purpose of this Order is to further delegate the implementation of programs under the Indian Financing Act of 1974, 25 U.S.C. 1451 *et seq.* (Pub. L. 93-262, 88 Stat. 77), as amended (the “IFA”).

Sec. 2 **Background.** The IFA authorizes the issuance of loans, loan guaranties, and loan insurance for the benefit of Indian tribes, businesses, and individuals. In cases of debt owed to the Federal Government as a consequence of such loans, guaranties, or insurance, the IFA provides the Secretary plenary authority to cancel, compromise, or otherwise modify the debt (see 205 DM 7). The Office of Indian Energy and Economic Development under the Deputy Assistant Secretary - Policy and Economic Development within the Office of the Assistant Secretary - Indian Affairs is responsible for implementing the Act (110 DM 8.3).

Sec. 3 **Authority.** The authorities for this Order are the IFA, including without limitation 25 U.S.C. 1465, 1491, 1492, and 1496; and Section 2 of the Reorganization Plan No. 3 of 1950 (64 Stat. 1262).

Sec. 4 **Delegation.** In addition to the delegation of authority under 210 DM 8, the authority to implement the IFA is further delegated as follows:

a. The Chief of the Division of Capital Investment may authorize loan guaranties, loan insurance, interest subsidies, transaction terms, and debt collection strategies under the IFA. This authority may be further delegated to regional or zone managers carrying out Division of Capital Investment functions, provided that the specific matter in question represents a claim or contingent liability of the Department of not more than 5% of the current fiscal year ceiling allocated to IFA programs.

b. With the exception of the Chief of the Division of Capital Investment, any two of the other Chiefs of the Divisions within the Office of Indian Energy and Economic Development may, in consultation with the Office of the Solicitor, authorize the suspension or termination of collection activity, or the compromise of any debt arising under the IFA, in accordance with 205 DM 7.3. This authority may not be further redelegated.

Sec. 5 **Expiration Date.** This Order is effective immediately. It shall remain in effect until its provisions are converted to the Departmental Manual, or until it is amended, superseded, or revoked, whichever occurs first. In the absence of any of the foregoing actions, the provisions of this Order will terminate and become obsolete on November 30, 2010.

/s/ Ken Salazar
Secretary of the Interior

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