

Ongoing BIA Trust Reform Work



Presentation to the

National Commission on Indian Trust Administration and Reform

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What has been done to date?

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Studies / Overviews

- As-Is
- To-Be
- Comprehensive Trust Management Plan
- Fiduciary Trust Model

Applications

- **TAAMS** (Trust Asset & Accounting Mgmt System)
 - **Modules**
 - Forestry
 - Title
 - Oil and Gas
 - Acquisitions and Disposals
 - ILCA
 - Mapping (in process)
 - Rights of Way
 - Surface Leasing
 - Range Permitting
 - Name / Address (centerpiece)
- ProTrac
- FTTS / SharePoint

Office of Trust Services

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Program Areas

- Forestry
- Wildland Fire Management
- Probate
- Real Estate Services
- Land and Title Records Office
- Natural Resources
- Climate Change
- Geospatial

Initiatives / Current Affairs

- Leasing Regulations
- Fee to Trust
- Indian Affairs Collaboration Tool (SharePoint)
- BIA Streamlining Plan

Where is it?

55 MILLION ACRES

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Continental U.S.

Alaska

45 Million Acres Tribal Trust
10 Million Acres held for 335,000 Unique Landowners

25,000	Agricultural Leases
35,000	Residential Leases
3,500	Business Leases
10,000	Non-Producing Oil & Gas Leases
7,000	Producing Oil & Gas Leases
22,000	Active Rights of Way
3,500	Range Permits
240	Forestry Contracts



CANADA

Northwest Region

Rocky Mountain Region

Great Plains Region

Midwest Region

Eastern Region

Western Region

Southwest Region

Southern Plains Region

Pacific Region

Southern Oklahoma Region



BIA Office of Trust Services

This is a map of the United States showing Indian Lands. The map is divided into ten regions: Northwest, Rocky Mountain, Great Plains, Midwest, Eastern, Southern Plains, Western, Southwest, Pacific, and Alaska. It features a grid of latitude and longitude, labels for major cities, and geographical features like the Great Lakes and the Gulf of Mexico. A legend in the bottom right corner identifies symbols for cities, American Indian Reservations (AIR), Federally Recognized Tribes, Public Domain, and Trust Land. A scale bar indicates 1:4,500,000. The map is dated March 2012.

Indian Lands in the United States

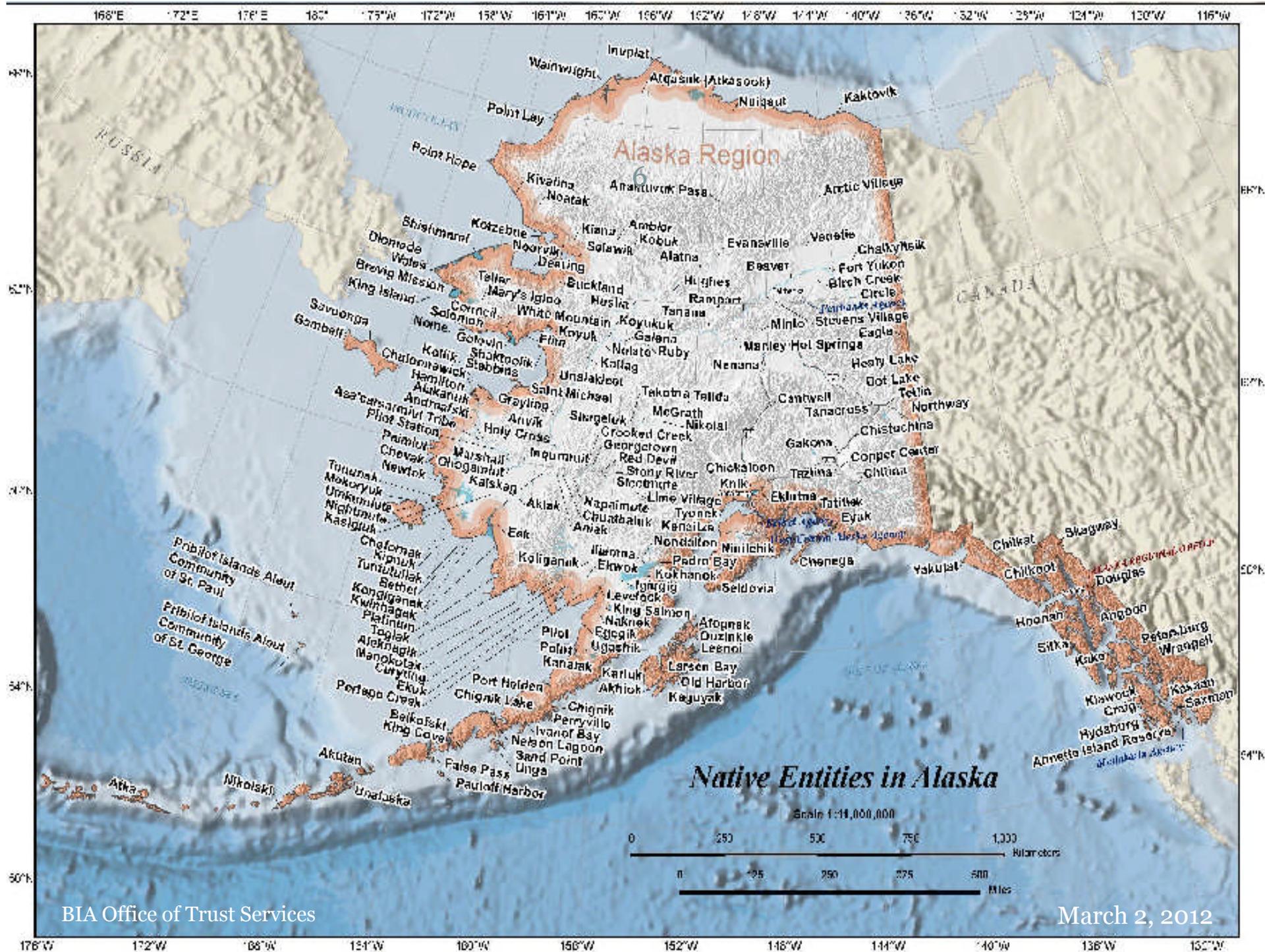
Scale 1:4,500,000



This map was created by the Department of the Interior, Bureau of Indian Affairs, Office of Trust Services, Division of Virginia, Power and Safety of Data, Lakewood, Colorado.

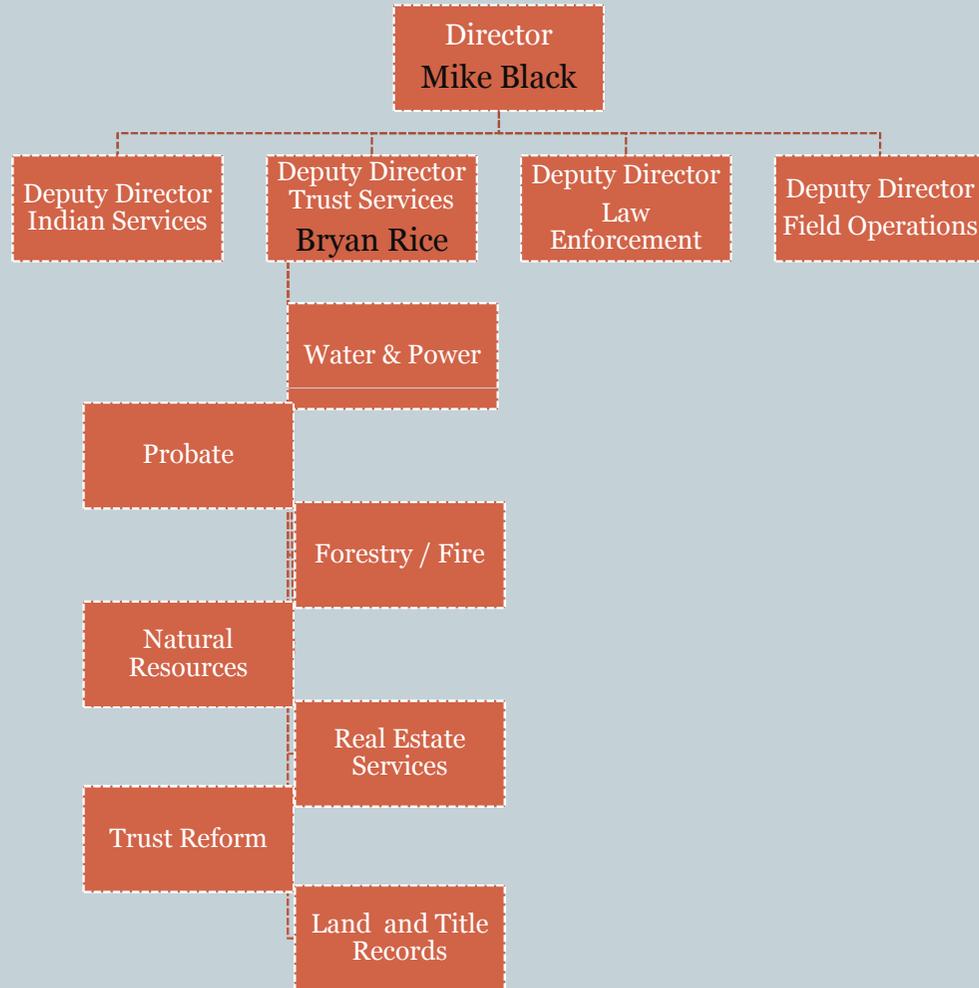
- Legend**
- Cities
 - American Indian Reservations (AIR)
 - Federally Recognized Tribes
 - Public Domain
 - Trust Land
 - Interstate
 - State/Regional Office and Central Office
 - All-Indian

March 2012



BIA Office of Trust Services

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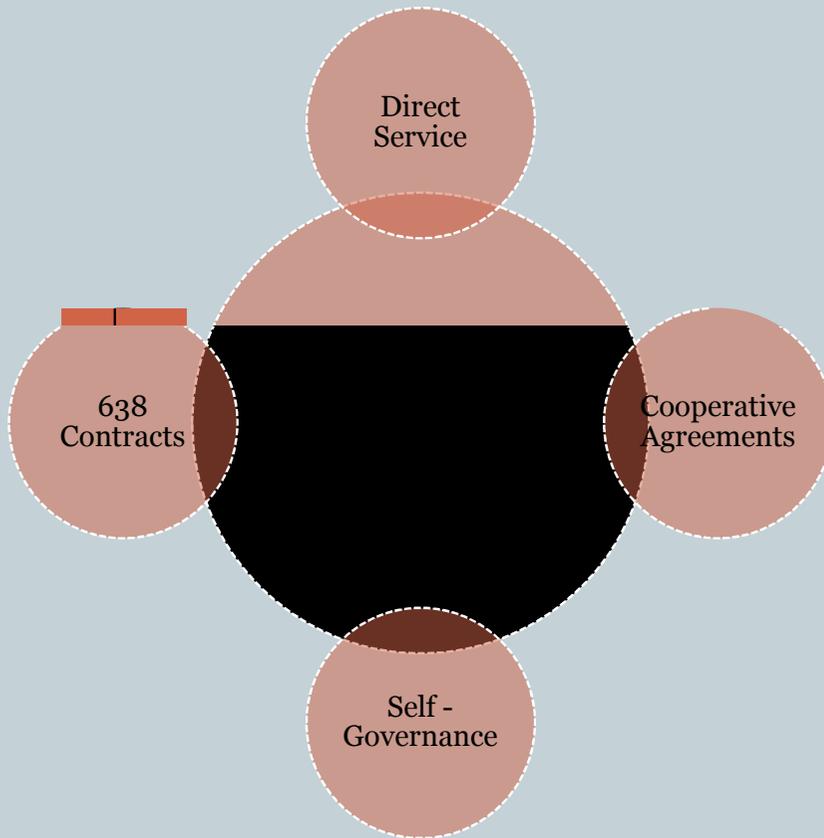


BIA – Staff

- 4800 Full Time Employees
- 775 Office of Trust Services
 - 110 Central Office
 - 665 Regional / Agency Staff

Management Complexities

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Managing the Land

Forestry and Wildland Fire Management

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1. Planning & Scheduling

- In accordance with tribal objectives and the principals of sustainable forestry.

2. Implementation

- Prescribe forest treatments, harvest forest products, convert to revenue stream that is transferred to beneficiaries.

3. Protection

- Protect Indian forests from severe impacts caused by wildland fire and other catastrophic events.

4. Technical Assistance / Oversight

- Provide technical assistance and program oversight to ensure program consistency and the adherence of policy requirements.

Managing the Land

Natural Resources Management

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Three Program Elements

- 1. *Fish, Wildlife and Recreation***
- 2. *Agriculture and Rangeland Management***
 - Range permitting revenue stream*
- 3. *Natural Resources Damage Assessment & Restoration***

Managing the Land Fish, Wildlife and Recreation

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Six Key Program Elements

1. **Rights Protection Implementation**
2. **Tribal Management Development Program**
3. **Endangered Species**
4. **Fish, Wildlife and Recreation**
5. **Fish Hatchery Operations Program**
6. **Base Funding (TPA) for about 25 Tribes**

Managing the Land

Natural Resources Damage Assessment

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- **Partnering**

Affected Tribal, State, and Federal Agencies

- **Goal**

Restore natural resources injured as a result of oil spills or hazardous substance releases into the environment.

Managing the Land

Agriculture and Rangeland Management

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- 1. *Conservation and Management Plans***
- 2. *Leases and permits.***
- 3. *Noxious Weeds Program (Invasives)***
- 4. *Technical Assistance / Oversight***

Protecting and Managing the Resources Water and Power

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Program Elements

- 1. Water Rights & Water Resources Management, Planning & Pre-development**
 - Protection of Indian Water Rights
 - Water Resources Management
- 2. Irrigation & Power**
 - 15 revenue projects with >700,000 acres
 - Navajo Indian Irrigation Project > 70,000 acres
 - 3 power distribution projects (one is hydropower)
- 3. Safety of Dams**
 - Inspections, evaluations, rehabilitation, maintenance, security
 - 137 high and significant hazard dams
- 4. FERC/Hydroelectric Power Licensing & Re-licensing**
 - Protection of Indian resources

Managing Ownership Probate

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The program is responsible for preparation of probate cases for submission to responsible decision makers for determination of legal heirs or devisees and subsequent distribution of the estates

Interagency Process

- **Bureau of Indian Affairs/ Office of the Special Trustee and the Office of Hearings and Appeals**

Managing the Ownership

Land Titles and Records Office (LTRO) Program

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Program Functions

Official Federal office-of-record for Federal Indian trust and restricted lands

1. *Record all Land Title and Records Documents*
 - *11,000 deeds processed annually*
2. *Title Image Repository*
3. *Determine, Maintain, and Certify All Indian Land Ownership and Encumbrance-on-Ownership for Indian Trust and Restricted Lands*
4. *Issue “Title Status Reports” (TSRs): certification of title admissible as evidence of land ownership*

Managing the Land

Real Estate Services Program

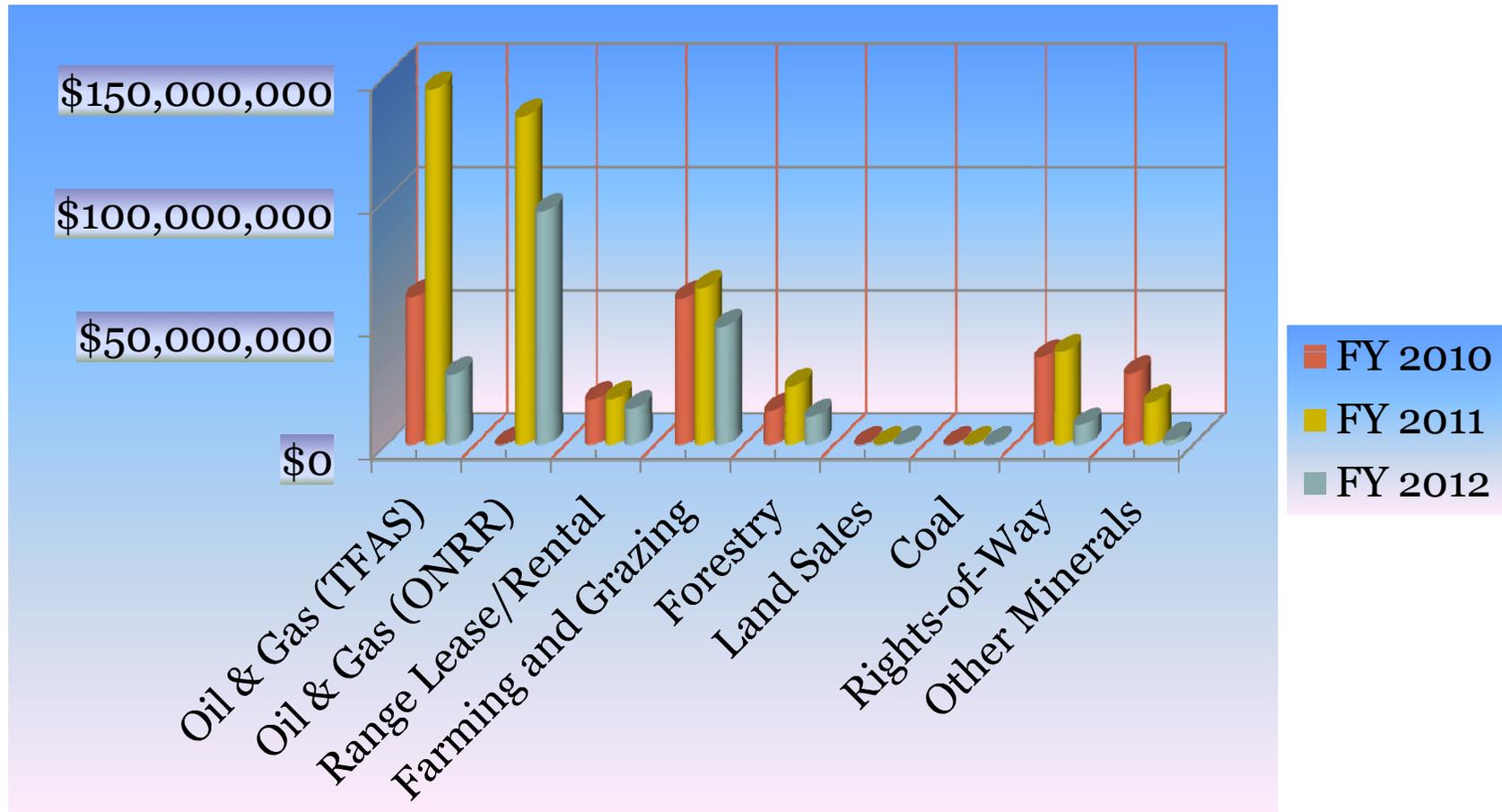
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This Program supports general real estate services and land use planning services to individual Indian allottees, Tribes and Alaska Natives, land leasing and land title activities, lease compliance, unresolved rights issues and cadastral surveys.

- **Fee into Trust**
- **Trust into Fee**
- **Federal into Trust**
- **Reservation Proclamations**
- **Leasing**
- **Rights of Way**

Trust Revenue

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As-Is

- 8 Processes to 5
 1. Financial Operations
 2. Beneficiary Services
 3. Ownership
 4. Land & Natural Resource Planning
 5. Natural Resource Use & Authority

Note: Probate, Cadastral Survey and Title were all condensed into ownership.

To-Be

- Attempt to establish clear objectives for all DOI employees to assist in the management of the trust.
- Identify and recommend changes
 - Existing Policies / Procedures
 - Laws / Regulations
- Common Sense Approach

Comprehensive Trust Management Plan

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- Beneficiary Trust Representation
- Trust Fund Management
- Stewardship and Management of Land and Natural Resources

Fiduciary Trust Model

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- **Designed to enhance**
 - Beneficiary Services for Tribes and Individuals
 - Ownership information
 - Land Natural Resource Assets
 - Trust Fund Assets
 - Indian Self-Governance
 - Self-Determination
 - Administrative Services

Initiatives

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- Climate Change
- Leasing Regulations
- Fee to Trust
- Indian Affairs Collaboration Tool (SharePoint)
- BIA Streamlining Plan

Climate Change

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- **Climate Change Coordinator – DC**
 - Collateral Regional Coordinators
 - Information Brokers
 - Collaborators
 - Northwest Landscape Conservation Cooperative
 - Co-Led BIA / US Fish and Wildlife Service
 - Coordination of Science and Land Management Activities

Leasing Regulations

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25 CFR 162

- BIA has deadlines for processing the lease documents (30 days for residential, 60 days for business and wind or solar resource).
- Amendments and subleases are deemed approved after a certain period of time.
- BIA must defer to the tribe's negotiated lease compensation value for tribal land.
- Clarifies that improvements on Indian land are not subject to State or local taxes or fees.

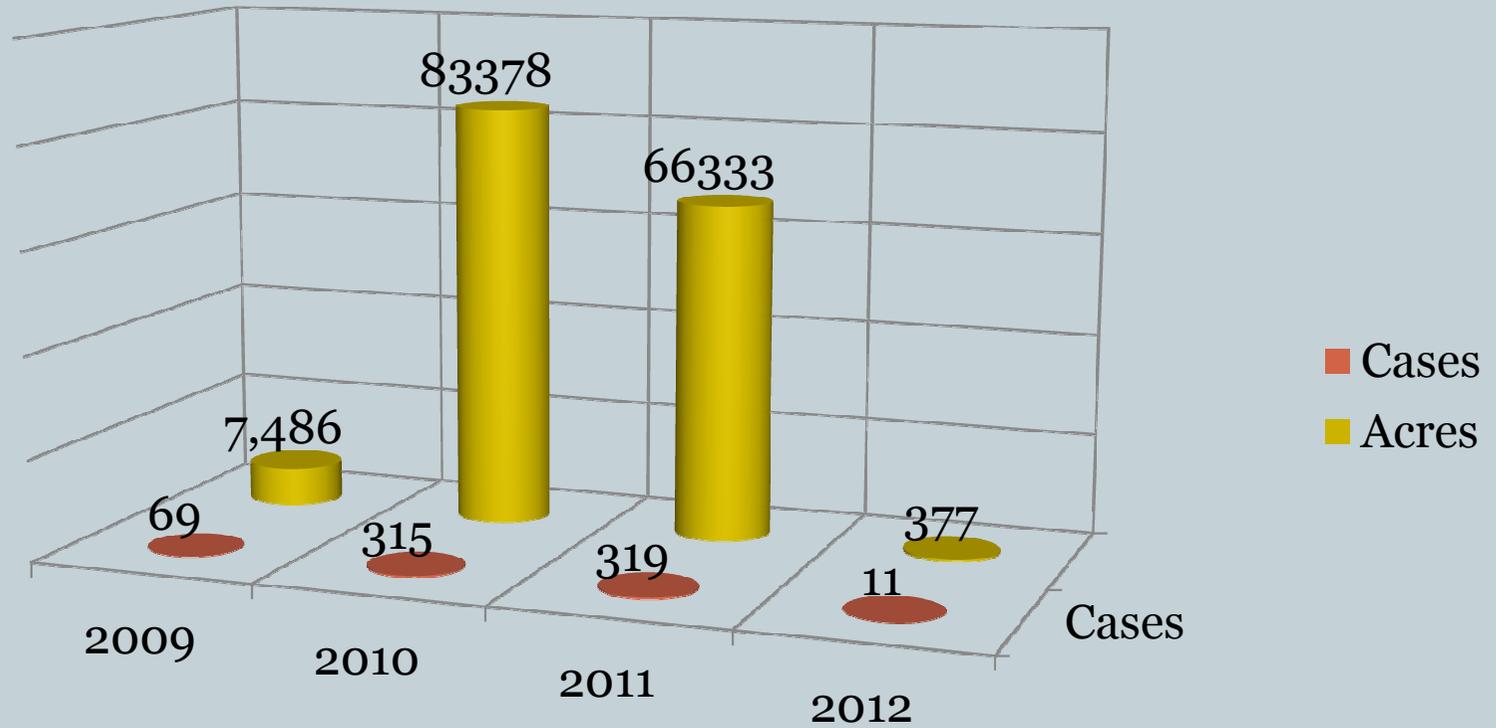
Fee to Trust

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- Secretarial Priority
- Fee to Trust Tracking System (FTTS)
 - In process of decommissioning
- SharePoint F2T
 - Managed in the field
- 1% of all Real Estate Transactions

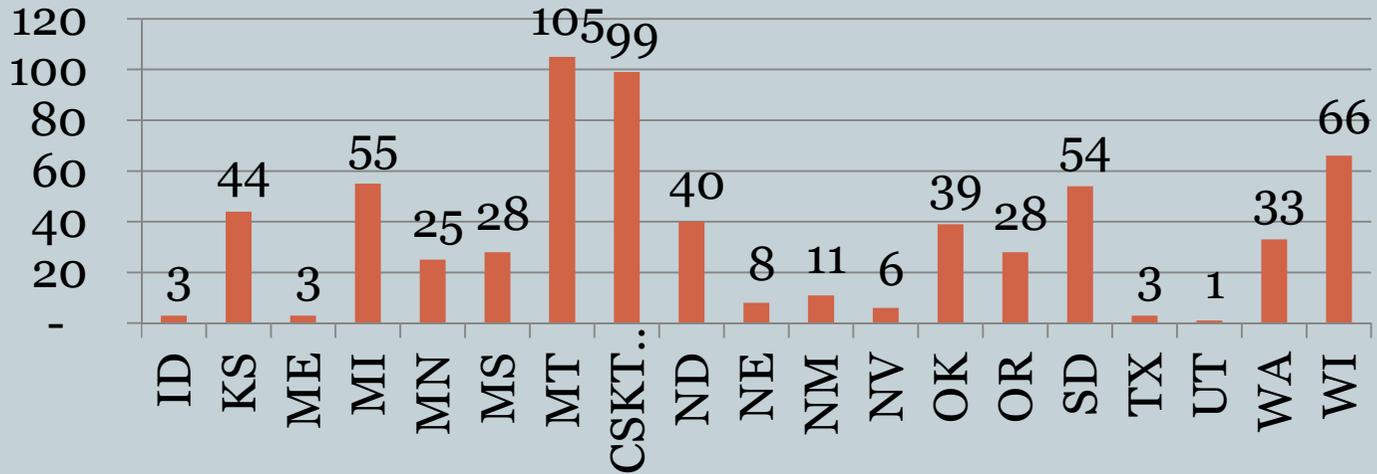
Fee to Trust (cont.)

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Fee to Trust (cont. 2)

Total Cases (19 States)



F2T Category Applications (Total 714)



SharePoint -Indian Affairs Collaboration Tool

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- Technology for
 - Digitization versus Automation
 - Communication
 - Business Processes
 - Training Development
 - Enterprise Solutions
 - Lync
 - ESRI ArcGIS
 - Mobile Devices

Streamlining Plan

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- **FY 2013 President's Budget**
 - Reduction of \$15 million
 - Voluntary Early Retirement Authority
 - Voluntary Separation Incentive Program
 - Space
 - Technology
 - Organizational Structure

Moving Forward

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Questions / Discussion

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Thank you

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