

# OST DIRECTIVES TRANSMITTAL SHEET

(Modified DI -416)

<b>DOCUMENT IDENTIFICATION NUMBER</b> 500 DS 16	<b>Subject</b> Delegation to the Director, Trust Funds Management	<b>RELEASE NUMBER</b> 14-23
<b>FOR FURTHER INFORMATION</b> Deputy Special Trustee - Trust Services		<b>DATE</b> SEP 17 2014

**EXPLANATION OF MATERIAL TRANSMITTED:**

This chapter provides for delegation of authority from the Deputy Special Trustee – Trust Services as provided in **210 DM 26 and related DM Chapters** to the position of Director, Trust Funds Management.



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Douglas A. Lords, Deputy Special Trustee  
Trust Services

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**FILING INSTRUCTIONS:**

Remove: None

Insert: 500 DS 16

Office of the Special Trustee for American Indians  
DIRECTIVES SYSTEM MANUAL

Part 500

Delegation of Authority

Chapter 16

Delegation to Director, Trust Funds Management

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- 1.1 Purpose.** The Deputy Special Trustee – Trust Services delegates authority as provided in **210 DM 26** for the performance of certain program functions to the position of Director, Trust Funds Management, Office of the Special Trustee for American Indians (OST). This delegation provides for programmatic functions necessary to operate and to provide for increased beneficiary trust services.
- 1.2 Scope.** This Chapter applies to the position of Director, Trust Funds Management by delegated authority of the Deputy Special Trustee – Trust Services.
- 1.3 Policy.** It is the policy of the Office of the Special Trustee for American Indians (OST) to issue Delegations of Authority to appropriate positions within OST. Each delegation is issued in strict compliance with the provisions set forth in the Departmental Manual (DM). This delegation is authorized with consideration given to the:
- A.** Need for efficiency of operations.
  - B.** Availability of trained staff.
  - C.** Need to coordinate programs on an OST-wide basis.
- 1.4 Authority for Delegation.**
- A.** Organization, Office of the Special Trustee for American Indians in **110 DM 26**.
  - B.** Delegation of Authority to the Secretary of the Interior, General Provisions in **200 DM 1**.
  - C.** Delegations, Special Trustee for American Indians and the Principal Deputy Special Trustee in **209 DM 11** to exercise all of the authority of the Secretary, subject to the limitations in **200 DM 1**, relating to the trust responsibilities enumerated by Congress in Chapter 42 of Title 25 of the U.S. Code – American Indian Trust Fund Management Reform, Subchapters I & II (**25 U.S.C. § 4011 - 4029**).
  - D.** Delegation, Heads of offices, including the Deputy Special Trustees - Trust Services, within OST in **210 DM 26** to account for the daily and annual balance of all funds held in trust by the United States for the benefit of an Indian tribe or an individual Indian that are deposited or invested pursuant to the Act of June 24, 1938 (**25 U.S.C. 162a**).
  - E.** No power to divest responsibilities when delegated to another position within the organization as set forth in **200 DM 1.9**.
- 1.5 Delegation of Program Authority.** Specific, delegated authority by the Deputy Special Trustee – Trust Services to the position of Director, Trust Funds Management includes the following:
- A.** Authority to account for the daily and annual balance of funds held in trust by the United States for the benefit of an American Indian tribe or individual American Indian, and which are deposited or invested pursuant to the Act of June 24, 1938 (**25 U.S.C. 162a**).
  - B.** Account for trust matters in accordance with the United States Code, Code of Federal Regulations, applicable public laws, and applicable policies.

- C. Approve disbursement of tribal and/or individual Indian trust funds without limitation as to the amount.
  - D. Provide guidance to the office staff in trust business process areas involving receipting, processing, overnighter investing, accounting, and disbursing of trust funds.
  - E. Operate and control accounting activities that properly records funds disbursed and held in trust for individual Indians and tribes.
  - F. Coordinate with other federal agencies as necessary in the maintenance of trust accounts.
  - G. Provide centralized accounting services for trust funds management activities.
  - H. Work directly with field offices to ensure trust funds documentation supports financial and non-financial activities.
  - I. Authorize SEI Daily Settlement and Treasury activities.
- 1.6 Limitations.** This delegation is limited to trust program authority specifically related to the functions and responsibilities assigned to the Deputy Special Trustee – Trust Services and subject to the limitations in **200 DM 1**. Specific limitations are:
- A. This delegation excludes the authority to approve a tribal request to withdraw tribal funds from trust status under 25 CFR Part 1200 (American Indian Trust Fund Management Reform Act).
  - B. This delegation excludes the authority to invest Indian trust funds.
- 1.7 Effect of Delegation.** This delegation does not divest the power of the Deputy Special Trustee – Trust Services to exercise the authority stated in **paragraph 1.5**, nor does the delegation relieve the Deputy Special Trustee – Trust Services of the responsibility for action taken pursuant to the delegation.
- 1.8 Authority for Redlegation.** No other form of redelegation is authorized. The authority delegated by this directive shall not be redelegated without the prior approval of the Deputy Special Trustee – Trust Services.
- 1.9 Expiration Date.** This delegation of authority will remain in effect until amended, superseded, or revoked.