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February 15, 2019

## GENERAL MEMORANDUM 19-005

### FY 2019 Omnibus Appropriations Bill Signed Into Law

On February 14, 2019, the House and Senate overwhelmingly approved an FY 2019 omnibus appropriations measure (H.J. Res. 31) providing funding through the end of the fiscal year for seven appropriations bills. The President signed the bill on February 15. Had the bill not been signed on February 15, another partial government shutdown would have begun.

For the first five months of the fiscal year these departments and agencies have been funded at FY 2018 levels. The appropriations bills in the omnibus measure are: Interior, Environment and Related Agencies; Agriculture; Commerce-Justice-Science; Financial Services and General Government; State-Foreign Operations; Transportation-Housing and Urban Development; and Homeland Security.

We attach the final FY 2019 funding charts for Indian Affairs (which includes the Bureau of Indian Affairs and the Bureau of Indian Education) and for the Indian Health Service (IHS). Congress rejected the funding cuts requested by the Administration. The final bill is \$17.4 million over the FY 2018 enacted level for Indian Affairs and \$266.4 million over the enacted level for the IHS. Detailed General Memoranda on the final FY 2019 appropriations for Indian Affairs and the IHS are forthcoming.

The experience of the recent 35-day partial government shutdown and yet another year of funding via Continuing Resolutions has generated increased interest in providing advance appropriations for tribal programs. Bills on this topic have been introduced by Senator Udall (D-NM; S 229) and Representative McCollum (D-MN, HR 1128) regarding selected Indian Affairs and IHS programs and HR 1135 by Representative Young (R-AK) concerning the IHS.

We expect the Administration to release an overall FY 2020 budget proposal the week of March 11 with more details to come the following week.

Please let us know if we may provide additional information regarding appropriations matters.

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DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019  
(Amounts in thousands)

	FY 2018 Enacted	FY 2019 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
State grants.....	115,000	---	115,000	---	+115,000
Total, Abandoned Mine Reclamation Fund.....	139,872	20,375	139,872	---	+119,297
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TOTAL, OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT.....	255,476	121,673	255,476	---	+133,803
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BUREAU OF INDIAN AFFAIRS AND BUREAU OF INDIAN EDUCATION					
Operation of Indian Programs					
Tribal Government:					
Aid to tribal government.....	28,698	24,326	28,902	+204	+4,576
Consolidated tribal government program.....	75,429	72,634	75,839	+410	+3,205
Self governance compacts.....	165,068	157,780	166,225	+1,156	+8,435
New tribes.....	1,120	1,120	1,120	---	---
Small and needy tribes.....	4,448	---	4,448	---	+4,448
Road maintenance.....	34,653	26,318	35,623	+1,170	+7,505
Tribal government program oversight.....	8,550	7,326	8,616	+66	+1,290
Subtotal.....	317,967	291,514	320,973	+3,006	+29,459
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DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019

(Amounts in thousands)

	FY 2016 Enacted	FY 2019 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Human Services:</b>					
Social services.....	52,832	32,864	53,084	+252	+20,220
Welfare assistance.....	76,000	65,794	76,000	---	+10,206
Indian child welfare act.....	19,080	13,686	19,154	+74	+5,458
Housing improvement program.....	9,708	---	9,708	---	+9,708
Human services tribal design.....	283	259	270	+7	+11
Human services program oversight.....	3,160	2,745	3,200	+20	+455
<b>Subtotal.....</b>	<b>161,063</b>	<b>115,358</b>	<b>161,418</b>	<b>+353</b>	<b>+46,058</b>
<b>Trust - Natural Resources Management:</b>					
Natural resources, general.....	4,862	4,868	6,419	+1,537	+1,553
Irrigation operations and maintenance.....	14,009	9,134	14,023	+14	+4,889
Rights protection implementation.....	40,161	24,737	40,273	+112	+15,536
Tribal management/development program.....	11,652	6,860	11,681	+29	+3,021
Endangered species.....	2,693	1,308	2,697	+4	+1,391
Cooperative landscape conservation.....	9,956	---	9,956	---	+9,956
Integrated resource information program.....	2,971	2,578	2,974	+3	+398
Agriculture and range.....	31,098	27,977	31,251	+155	+3,274
Forestry.....	54,877	48,872	55,591	+714	+6,719
Water resources.....	10,561	8,567	10,614	+33	+2,047
Fish, wildlife and parks.....	15,260	11,438	15,287	+27	+3,851
Resource management program oversight.....	6,084	5,293	6,104	+40	+811
<b>Subtotal.....</b>	<b>204,202</b>	<b>153,424</b>	<b>206,670</b>	<b>+2,666</b>	<b>+53,446</b>
<b>Trust - Real Estate Services.....</b>	<b>129,641</b>	<b>105,484</b>	<b>130,680</b>	<b>+839</b>	<b>+25,198</b>

DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019

(Amounts in thousands)

	FY 2018 Enacted	FY 2019 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
<b>Education:</b>					
<b>Elementary and secondary programs (forward funded):</b>					
ISEP formula funds.....	402,908	378,055	404,185	+1,259	+26,110
ISEP program adjustments.....	5,457	2,817	5,479	+22	+2,862
Education program enhancements.....	12,248	6,341	12,278	+30	+5,937
Tribal education departments.....	2,500	---	2,500	---	+2,500
Student transportation.....	56,285	50,802	56,413	+128	+5,611
Early child and family development.....	18,810	---	18,810	---	+18,810
Tribal grant support costs.....	81,036	73,973	82,935	+1,899	+8,962
Subtotal.....	579,242	511,788	582,580	+3,338	+70,792
<b>Post secondary programs (forward funded):</b>					
Tribal colleges and universities.....	69,793	65,884	70,793	+1,000	+5,129
Tribal technical colleges.....	7,505	8,484	7,505	---	+1,041
Haskell & SIPI.....	16,885	---	22,694	+5,809	+22,694
Subtotal.....	94,183	72,128	100,992	+6,809	+28,864
Subtotal, forward funded education.....	873,425	583,916	883,572	+10,147	+99,856
<b>Elementary and secondary programs:</b>					
Facilities operations.....	66,608	80,405	66,795	+2,187	+8,390
Facilities maintenance.....	59,552	53,723	59,774	+222	+6,051
Juvenile detention center education.....	500	---	500	---	+500
Johnson O'Malley assistance grants.....	14,903	---	14,903	---	+14,903
Subtotal.....	141,563	114,128	143,972	+2,409	+29,644

DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019

(Amounts in thousands)

	FY 2018 Enacted	FY 2019 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
<b>Post secondary programs:</b>					
Haskell & SIPI.....	22,513	19,376	---	-22,513	-19,376
Tribal colleges and universities supplements.....	1,220	1,148	1,220	---	+72
Scholarships & adult education.....	34,986	---	34,986	---	+34,986
Special higher education scholarships.....	2,992	---	2,992	---	+2,992
Science post graduate scholarship fund.....	2,450	---	2,450	---	+2,450
Subtotal.....	64,171	20,524	41,658	-22,513	+21,134
<b>Education management:</b>					
Education program management.....	24,957	15,575	25,053	+98	+9,478
Education IT.....	10,297	7,707	10,302	+5	+2,595
Subtotal.....	35,254	23,282	35,355	+101	+12,073
Subtotal, Education.....	914,413	741,850	904,557	-9,856	+162,707
<b>Public Safety and Justice:</b>					
<b>Law enforcement:</b>					
Criminal investigations and police services.....	211,632	190,753	213,309	+1,677	+22,556
Detention/corrections.....	100,456	94,027	102,982	+2,526	+8,955
Inspections/internal affairs.....	3,510	3,335	3,528	+18	+193
Law enforcement special initiatives.....	10,368	8,659	10,412	+44	+1,753
Indian police academy.....	4,802	4,665	4,825	+23	+260
Tribal justice support.....	22,264	7,233	22,271	+7	+15,038
VAWA.....	(2,000)	---	(2,000)	---	(+2,000)
PL 280 courts.....	(13,000)	---	(13,000)	---	(+13,000)

DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019  
(Amounts in thousands)

	FY 2018 Enacted	FY 2019 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Law enforcement program management.....	6,530	5,381	6,555	+25	+1,174
Facilities operations and maintenance.....	13,657	12,598	13,701	+44	+1,105
Tribal courts.....	30,618	22,110	32,244	+1,628	+10,134
Fire protection.....	1,583	1,372	1,590	+7	+218
Subtotal.....	405,520	350,131	411,517	+5,997	+61,388
Community and economic development.....	46,447	35,828	47,579	+1,132	+11,753
Executive direction and administrative services.....	231,747	209,409	230,985	-762	+21,578
(Amounts available until expended, account-wide).....	(53,991)	(35,598)	(55,174)	(+1,183)	(+19,578)
Total, Operation of Indian Programs.....	2,411,200	2,002,998	2,414,577	+3,377	+411,581
Contract Support Costs					
Contract support costs.....	238,600	242,000	242,000	+5,400	---
Indian self-determination fund.....	5,000	5,000	5,000	---	---
Total, Contract Support Costs.....	241,600	247,000	247,000	+5,400	---
Construction					
Education.....	238,245	72,851	238,250	+5	+185,399
Public safety and justice.....	35,309	10,421	35,310	+1	+24,889
Resources management.....	67,192	38,028	71,231	+4,039	+33,205
General administration.....	13,387	11,990	13,928	+561	+1,938
Subtotal.....	354,113	133,288	358,719	+4,608	+225,431

DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019  
(Amounts in thousands)

	FY 2018 Enacted	FY 2019 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Rescission.....	---	-21,387	---	---	+21,387
Total, Construction.....	354,113	111,921	356,719	+4,608	+246,798
Indian Land and Water Claim Settlements and Miscellaneous Payments to Indians					
Land Settlements:					
White Earth Land Settlement Act (Admin) (P.L.99-264)	625	---	625	---	+625
Hoopa-Yurok Settlement Act (P.L.100-580).....	250	---	---	-250	---
Water Settlements:					
Pyramid Lake Water Rights Settlement (P.L.101-618)..	142	---	142	---	+142
Navajo Water Resources Development Trust Fund (P.L.111-11).....	4,011	---	4,011	---	+4,011
Navajo-Gallup Water Supply Project (P.L.111-11).....	21,720	---	21,720	---	+21,720
Pechanga Band of Luiseno Mission Indians Water Rights Settlement Act (P.L.114-322).....	9,192	---	9,192	---	+9,192
Blackfeet Water Rights Settlement (P.L. 114-322).....	19,517	---	14,387	-5,150	+14,387
Unallocated.....	---	45,644	---	---	-45,644
Total, Indian Land and Water Claim Settlements and Miscellaneous Payments to Indians.....	55,457	45,644	50,057	-5,400	+4,413

DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2018  
(Amounts in thousands)

	FY 2018 Enacted	FY 2019 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Indian Guaranteed Loan Program Account					
Indian guaranteed loan program account.....	9,272	6,688	10,778	+1,507	+4,080
Administrative Provisions					
Rescission.....	-8,000	---	---	+8,000	---

TOTAL, BUREAU OF INDIAN AFFAIRS AND BUREAU OF INDIAN EDUCATION.....

	3,063,642	2,414,260	3,081,132	+17,490	+668,872
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DEPARTMENTAL OFFICES

Office of the Secretary

Leadership and administration.....	105,405	107,368	107,388	+1,963	---
Management services.....	18,777	27,305	27,305	+8,528	---
General reduction.....	---	---	-10,000	-10,000	-10,000
Total, Office of the Secretary.....	124,182	134,673	124,873	+491	-10,000



DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019  
(Amounts in thousands)

	FY 2018 Enacted	FY 2019 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Rescission.....	---	-85,000	---	---	+85,000
Total, all wildland fire accounts.....	2,880,338	2,439,988	3,004,888	+124,648	+565,000
Total, Forest Service without Wildland Fire Management.....	3,054,328	2,218,203	3,082,148	+27,820	+863,943
TOTAL, FOREST SERVICE.....	5,934,884	4,658,189	6,087,132	+152,488	+1,428,943
DEPARTMENT OF HEALTH AND HUMAN SERVICES					
INDIAN HEALTH SERVICE					
Indian Health Services					
Clinical Services:					
Hospital and health clinics.....	2,045,128	2,189,888	2,147,343	+102,215	-42,345
Dental health.....	195,283	203,783	204,872	+9,389	+889
Mental health.....	99,900	105,189	105,281	+5,381	+112
Alcohol and substance abuse.....	227,788	235,288	245,588	+17,778	+10,280
Purchased/referred care.....	982,885	954,957	984,819	+2,124	+8,882
Indian Health Care Improvement Fund.....	72,280	---	72,280	---	+72,280
Subtotal.....	3,803,074	3,888,883	3,739,861	+138,887	+51,078

DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019

(Amounts in thousands)

	FY 2018 Enacted	FY 2019 Request	Final Bill	Final Bill vs Enacted	Final Bill vs Request
Preventive Health:					
Public health nursing.....	85,043	87,023	89,159	+4,116	+2,136
Health education.....	19,871	---	20,588	+897	+20,588
Community health representatives.....	62,888	---	62,888	---	+82,888
Immunization (Alaska).....	2,127	2,035	2,127	---	+92
Subtotal.....	169,929	89,058	174,742	+4,813	+85,684
Other services:					
Urban Indian health.....	49,315	48,422	51,315	+2,000	+4,893
Indian health professions.....	49,363	43,394	57,383	+8,000	+13,989
Tribal management grant program.....	2,485	---	2,485	---	+2,485
Direct operations.....	72,338	73,431	71,538	-800	-1,893
Self-governance.....	5,806	4,787	5,806	---	+1,019
Subtotal.....	179,287	168,034	188,487	+8,200	+20,453
Total, Indian Health Services.....	3,952,290	3,945,975	4,103,190	+150,900	+157,215
Special Diabetes Program for Indians					
Program costs (legislative proposal).....	---	150,000	---	---	-150,000
Contract Support Costs					
Contract support.....	717,970	822,227	822,227	+104,257	---

DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2019  
(Amounts in thousands)

	FY 2018 Enacted	FY 2019 Request	Final B111	Final B111 vs Enacted	Final B111 vs Request
<b>Indian Health Facilities</b>					
Maintenance and improvement.....	167,527	75,745	167,527	---	+81,782
Sanitation facilities construction.....	192,033	101,772	192,033	---	+80,261
Health care facilities construction.....	243,480	79,500	243,480	---	+183,980
Facilities and environmental health support.....	240,758	228,852	252,060	+11,302	+23,208
Equipment.....	23,706	19,952	23,706	---	+3,754
Total, Indian Health Facilities.....	867,504	505,821	878,806	+11,302	+372,985
TOTAL, INDIAN HEALTH SERVICE.....	5,537,764	5,424,023	5,604,223	+266,459	+380,200
<b>NATIONAL INSTITUTES OF HEALTH</b>					
National Institute of Environmental Health Sciences....	77,349	53,987	79,000	+1,651	+25,033
<b>AGENCY FOR TOXIC SUBSTANCES AND DISEASE REGISTRY</b>					
Toxic substances and environmental public health.....	74,891	82,000	74,891	---	+12,691
TOTAL, DEPARTMENT OF HEALTH AND HUMAN SERVICES..	5,889,604	5,539,990	5,957,914	+268,110	+417,924