



**FY 2018 Omnibus Appropriations Bill Signed into Law
March 23, 2018**

Overview

After an earlier veto threat today, the President signed the \$1.3 trillion spending bill this afternoon, just hours before the current continuing resolution expires tonight at midnight.

The omnibus bill funds the federal government for the rest of the FY 2018 budget year, which ends September 30, and provides \$700 billion for the military and \$591 billion to non-defense agencies. The Defense spending increase is \$66 billion over the 2017 level, and the non-defense spending increase is \$52 billion more than last year. The spending bill could be the last major legislation that Congress will pass before the upcoming midterm elections. The omnibus spending bill rejects the deep reductions proposed in the President's FY 2018 budget request.

Key Points for Indian Country

- The Bureau of Indian Affairs budget will receive an increase of \$203.8 million over the FY17 enacted level, a 7.1 percent increase, for a total of \$3.01 billion.
- The Indian Health Service will receive an additional \$497.9 million over the FY17 enacted level, an increase of 10 percent, for a total of \$5.5 billion.
- The bill includes a 3 percent set aside for Indian tribes within the funds available under the Victims of Crimes Act (VOCA). The cap for these funds was set at \$4.4 billion, which amounts to \$133 million.
- The bill provides \$50 million for grants to Indian tribes or tribal organizations to address the opioid epidemic, and \$5 million for tribes in the Medication-Assisted Treatment for Prescription Drug and Opioid Addiction program.
- Infrastructure spending would increase for BIA and IHS construction, BIA road maintenance, and a \$100 million competitive grant program is added under Native American Housing Block Grants (NAHBG) in addition to the \$655 million provided for the NAHBG formula grants.

	FY17 Enacted	FY 2018 Request	Final Bill	Bill vs enacted	% bill vs. enacted	bill vs request	% bill vs. request
IHS Total	5,039,886	4,739,291	5,537,764	497,878	9.9%	798,473	16.8%
BIA/BIE Total	2,859,765	2,488,059	3,063,642	203,877	7.1%	575,583	23.1%

This analysis will draw from the bill [text](#) and the explanatory statements, linked below.

DIVISION G—Department of the Interior, Environment, and Related Agencies Appropriations Act, 2018

DIVISION B—Commerce, Justice, Science, and Related Agencies Appropriations Act, 2018

DIVISION H—Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2018

DIVISION A—Agriculture, Rural Development, and Related Agencies Appropriations Act, 2018

DIVISION D—Energy and Water Development and Related Agencies Appropriations Act, 2018

DIVISION E—Financial Services and General Government Appropriations Act, 2018

DIVISION L—Transportation, HUD, and Related Agencies Appropriations Act, 2018

Interior, Environment, and Related Agencies

(Page 35 of the Explanatory Text)

The FY 2018 Interior, Environment, and Related Agencies bill provides \$35.252 billion in discretionary funding, \$2.972 billion above the FY 2017 discretionary funding level.

Bureaus of Indian Affairs and Indian Education

The Bureau of Indian Affairs budget will receive an increase of \$203.8 million over the FY17 enacted level, a 7.1 percent increase, for a total of \$3.01 billion. The bill provides \$2.4 billion for Operation of Indian Programs, or a 3.1 percent increase over the FY17 enacted level. Overall, the eliminations and reductions proposed in the President's budget were rejected.

Significant increases and restorations include:

- Road Maintenance will receive a 14 percent increase to \$34.6 million.
- Restoration of the Tiwahe initiative at the fiscal year 2017 enacted level.
- \$2 million to implement the Violence Against Women Act for both training and specific Tribal court needs, and \$13 million to address the needs of Tribes affected by Public Law 83- 280.
- BIA Construction would increase by \$162 million to \$354.1 million, an 84 percent increase.
- \$7.5 million for the Bureau of Indian Affairs Law Enforcement Opioid initiative.

Construction Increases

Education Construction: "The Committees expect the increase provided for facilities improvement and repair to be used to address deficiencies identified by annual school safety inspections." (Page 42)

Public Safety Construction: "The Committees include funding for the replacement construction program, which has not received funding from the Bureau since fiscal year 2010, as other agencies have sought to build these facilities. The Committees also understand the Bureau currently has compiled a list of replacement facilities based upon the facilities condition index, inmate populations, and available space. It is the expectation the funding made available for this activity will utilize this list." (Page 43).

Resources Management Construction: "The Committees are aware of the aging Indian irrigation systems and that most of these systems are in need of major capital improvement; therefore, additional funding has been included to address the infrastructure needs. Additionally, it is the Committees' understanding that these projects are consistent with those activities authorized as part of the Water Infrastructure Improvements for the Nation Act (P.L. 114-322)." (Page 43.)

	FY17 Enacted	FY 2018 Request	Final Bill	Bill vs enacted	% bill vs. enacted	bill vs request	% bill vs. request
Tribal Government							
Aid to tribal government	27,118	25,127	28,698	1580	5.8%	3,571	14.2%
Consolidated tribal gov program	75,429	72,224	75,429		0.0%	3,205	4.4%
Self-governance compacts	162,346	156,634	165,069	2,723	1.7%	8,435	5.4%
New tribes	160	160	1,120	960	600.0%	960	600.0%
Small and needy tribes	4,448		4,448		0.0%	4,448	
Road maintenance	30,307	28,148	34,653	4,346	14.3%	6,505	23.1%
Tribal gov program oversight	8,377	8,014	8,550	173	2.1%	536	6.7%
Subtotal	308,185	290,307	317,967	9,782	3.2%	27,660	9.5%

Human Services							
Social services	52,343	34,987	52,832	489	0.9%	17,845	51.0%
Welfare assistance.	74,773	70,794	76,000	1,227	1.6%	5,206	7.4%
Indian child welfare act	18,946	14,918	19,080	134	0.7%	4,162	27.9%
Housing improvement program	9,708		9,708	0	0.0%	9,708	
Human services tribal design	254	243	263	9	3.5%	20	8.2%
Human services prog. oversight	3,137	3,007	3,180	43	1.4%	173	5.8%
Subtotal	159,161	123,949	161,063	1,902	1.2%	37,114	29.9%
Trust - Natural Resources Mgmt:							
Natural Resources, General	4,953	4,829	4,882	-71	-1.4%	53	1.1%
Irrigation op. & maintenance	12,905	14,009	14,009	1,104	8.6%	0	0.0%
Rights protection implement.	39,661	28,625	40,161	500	1.3%	11,536	40.3%
Tribal management/dev prog.	11,266	9,276	11,652	386	3.4%	2,376	25.6%
Endangered species	2,685	1,302	2,693	8	0.3%	1,391	106.8%
Cooperative landscape cons.	9,956		9,956	0	0.0%	9,956	
Integrated resource info. Prog.	2,996	2,815	2,971	-25	-0.8%	156	5.5%
Agriculture and range	30,769	28,822	31,096	327	1.1%	2,274	7.9%
Forestry	54,155	49,013	54,877	722	1.3%	5,864	12.0%
Water resources	10,450	8,534	10,581	131	1.3%	2,047	24.0%
Fish, wildlife and parks	15,203	12,414	15,260	57	0.4%	2,846	22.9%
Resource mgmt prgm oversight	5,993	5,823	6,064	71	1.2%	241	4.1%
Subtotal	200,992	165,462	204,202	3,210	1.6%	38,740	23.4%
Trust - Real Estate Services.	123,092	112,046	129,841	6,749	5.5%	17,795	15.9%
Education							
Elem. sec. pgms (fw funded):							
ISEP formula funds	400,223	376,775	402,906	2,683	0.7%	26,131	6.9%
ISEP program adjustments.	5,412	2,986	5,457	45	0.8%	2,471	82.8%
Ed. program enhancements	12,201	6,311	12,248	47	0.4%	5,937	94.1%
Tribal education departments	2,500	996	2,500	0	0.0%	1,504	151.0%
Student transportation	55,995	50,674	56,285	290	0.5%	5,611	11.1%
Early child family dev.	18,659	7,931	18,810	151	0.8%	10,879	137.2%
Tribal grant support costs	80,165	74,371	81,036	871	1.1%	6,665	9.0%
Subtotal	575,155	520,044	579,242	4,087	0.7%	59,198	11.4%
Post sec pgms (fw funded):							
Tribal colleges & universities	69,793	66,177	69,793	0	0.0%	3,616	5.5%
Tribal technical colleges	7,414	6,512	7,505	91	1.2%	993	15.2%
Haskell & SIPI			16,885	16,885		16,885	
Subtotal	77,207	72,689	94,183	16,976	22.0%	21,494	29.6%
Subtotal, forward funded ed.	652,362	592,733	673,425	21,063	3.2%	80,692	13.6%
Elementary & sec. prog.							
Facilities operations	66,219	60,218	66,608	389	0.6%	6,390	10.6%
Facilities maintenance	59,043	53,501	59,552	509	0.9%	6,051	11.3%
Juvenile detention center ed.	500		500	0	0.0%	500	
Johnson O'Malley assistance	14,778	10,152	14,903	125	0.8%	4,751	46.8%
Subtotal	140,540	123,871	141,563	1,023	0.7%	17,692	14.3%
Post-secondary programs:							
Haskell & SIPI	22,117	19,350	22,513	396	1.8%	3,163	16.3%
Tribal colleges & univ. supp	1,219	1,157	1,220	1	0.1%	63	5.2%
Tribal technical colleges							
Scholarships & adult education	34,783	25,214	34,996	213	0.6%	9,782	38.8%
Special higher ed scholarships	2,992		2,992	0	0.0%	2,992	
Science post grad scholarship	2,450		2,450	0	0.0%	2,450	
Subtotal	63,561	45,721	64,171	610	1.0%	18,450	40.4%
Education management:							
Edu. program management	24,763	16,188	24,957	194	0.8%	8,769	54.2%
Education IT	10,287	7,859	10,297	10	0.1%	2,438	31.0%

Subtotal	35,050	24,047	35,254	204	0.6%	11,207	46.6%
Subtotal, Education	891,513	786,372	914,413	22,900	2.6%	128,041	16.3%
Public Safety and Justice:							
Law Enforcement							
Crim. Invest. & police services	202,000	190,826	211,632	9,632	4.8%	20,806	10.9%
Detention/corrections	96,507	94,173	100,456	3,949	4.1%	6,283	6.7%
Inspections Internal affairs	3,475	3,317	3,510	35	1.0%	193	5.8%
Law enf. special initiatives	10,319	7,335	10,368	49	0.5%	3,033	41.3%
Indian police academy	4,862	4,642	4,902	40	0.8%	260	5.6%
Tribal justice support.	17,250	7,226	22,264	5,014	29.1%	15,038	208.1%
VAWA			(2,000)	(2,000)			
PL280 Courts	(10,000)		(13,000)				
Law enforcement prog. mgmt	5,978	5,894	6,530	552	9.2%	636	10.8%
Facilities op. and maintenance	13,165	12,552	13,657	492	3.7%	1,105	8.8%
Tribal Courts	30,753	21,984	30,618	-135	-0.4%	8,634	39.3%
Fire Protection	1,426	1,365	1,583	157	11.0%	218	16.0%
Subtotal	385,735	349,314	405,520	19,785	5.1%	56,206	16.1%
Community and economic dev.	41,844	39,464	46,447	4,603	11.0%	6,983	17.7%
Executive dir. & admin services	228,824	215,592	231,747	2,923	1.3%	16,155	7.5%
(Amounts available until expended, account-wide)	(49,122)	(35,434)	(53,991)	(4,869)		(18,557)	
Operation of Indian Programs	2,339,346	2,082,506	2,411,200	71,854	3.1%	328,694	15.8%
Contract support costs	273,000	236,600	236,600	-36,400	-13.3%	0	0.0%
Indian self-determination fund	5,000	5,000	5,000	0	0.0%	0	0.0%
Construction							
Education	133,257	80,187	238,245	104,988	78.8%	158,058	197.1%
Public safety and justice.	11,306	10,416	35,309	24,003	212.3%	24,893	239.0%
Resources management.	36,513	40,696	67,192	30,679	84.0%	26,496	65.1%
General administration	10,941	11,963	13,367	2,426	22.2%	1,404	11.7%
Total construction	192,017	143,262	354,113	162,096	84.4%	210,851	147.2%
Settlements	45,045	13,999	55,457	195,201	433.3%	41,458	296.1%
Indian Guaranteed Loan	8,757	6,692	9,272	515	5.9%	2,580	38.6%
Rescission	-3,400		-8,000	-4,600			
Total, BIA and BIE	2,859,765	2,488,059	3,063,642	203,877	7.1%	575,583	23.1%

Indian Health Service

The IHS will receive \$5.5 billion, an increase of \$497.8 million and 10 percent over FY 2017. All proposed cuts are restored and the increases are detailed in the funding table below.

Key Increases

- The agreement provides \$93.9 million to partially cover the cost of maintaining current levels of service (\$23.5 million for pay costs and \$70.4 million for medical inflation).
- The agreement includes \$60.3 for staffing newly opened health facilities, which is the full amount based upon updated estimates provided to the Committees.
- The agreement includes \$58 million for accreditation emergencies at an increasing number of direct service facilities, and is based upon updated and itemized information provided to the Committees on December 13, 2017. "The Committees consider the loss or potential loss of a Medicare or Medicaid agreement with the Centers for Medicare and Medicaid Services (CMS) at any facility to be an accreditation emergency" (page 75 of Interior explanatory text).

- In Alcohol and Substance Abuse, \$6.5 million is provided for for the Generation Indigenous initiative; \$1.8 million for the youth pilot project; and \$2 million to fund essential detoxification and related services provided by the Service's public and private partners to IHS beneficiaries.
- **Facilities Construction:** This line would receive a \$125 million increase. "The IHS is expected to aggressively work down the current Health Facilities Construction Priority System list, as well as work with the Department and Tribes to examine alternative financing arrangements and meritorious regional demonstration projects authorized under the Indian Health Care Improvement Act that would effectively close the service gap" (Page 80.)

	FY17 Enacted	FY 2018 Request	Final Bill	Bill vs enacted	% Δ bill vs. enacted	bill vs request	% Δ bill vs. request
Clinical Services:							
Hospital and health clinics	1,935,178	1,870,405	2,045,128	109,950	5.7%	174,723	9.3%
Dental health	182,597	179,751	195,283	12,686	6.9%	15,532	8.6%
Mental health	94,080	82,654	99,900	5,820	6.2%	17,246	20.9%
Alcohol and substance abuse	218,353	205,593	227,788	9,435	4.3%	22,195	10.8%
Purchased/referred care	928,830	914,139	962,695	33,865	3.6%	48,556	5.3%
Indian Health Care Imp. Fund			72,280	72,280		72,280	
Subtotal	3,359,038	3,252,542	3,603,074	244,036	7.3%	350,532	10.8%
Preventive Health:							
Public health nursing	78,701	77,498	85,043	6,342	8.1%	7,545	9.7%
Health education	18,663	18,313	19,871	1,208	6.5%	1,558	8.5%
Community health representatives	60,325	58,906	62,888	2,563	4.2%	3,982	6.8%
Immunization (Alaska)	2,041	1,950	2,127	86	4.2%	177	9.1%
Subtotal	159,730	156,667	169,929	10,199	6.4%	13,262	8.5%
Other services:							
Urban Indian health	47,678	44,741	49,315	1,637	3.4%	4,574	10.2%
Indian health professions	49,345	43,342	49,363	18	0.0%	6,021	13.9%
Tribal management grant program	2,465		2,465	0	0.0%	2,465	
Direct operations	70,420	72,338	72,338	1,918	2.7%	0	0.0%
Self-governance	5,786	4,735	5,806	20	0.3%	1,071	22.6%
Subtotal	175,694	165,156	179,287	3,593	2.0%	14,131	8.6%
Total , Indian Health Services	3,694,462	3,574,365	3,952,290	257,828	7.0%	377,925	10.6%
Contract Support	800,000	717,970	717,970	-82,030	-10.3%	0	0.0%
Indian Health Facilities							
Maintenance and improvement	75,745	60,000	167,527	91,782	121.2%	107,527	179.2%
Sanitation facilities construction	101,772	75,423	192,033	90,261	88.7%	116,610	154.6%
Health care facilities construction	117,991	100,000	243,480	125,489	106.4%	143,480	143.5%
Facilities & envir. health support	226,950	192,022	240,758	13,808	6.1%	48,736	25.4%
Equipment	22,966	19,511	23,706	740	3.2%	4,195	21.5%
Subtotal	545,424	446,956	867,504	322,080	59.1%	420,548	94.1%
Total , Indian Health Service	5,039,886	4,739,291	5,537,764	497,878	9.9%	798,473	16.8%

National Park Service

Within the amount for the Historic Preservation Fund, \$11.5 million will be provided in grants to tribes.

	2017 Enacted	2018 Request	Final Bill	Bill vs. Enacted	Bill vs. Request
Grants-In-Aid to Indian Tribes	10,485	8,966	11,485	+1,000	+2,519

Division B: Commerce-Justice-Science Appropriations

Department of Justice

There are two big changes in FY2018's omnibus appropriations bill for the Department of Justice. First, the bill includes a 3 percent set aside for Indian tribes within the funds available under the Victims of Crimes Act (VOCA). The cap for these funds was set at \$4.4 billion, which amounts to about \$133 million. This is an important step forward for Indian Country, which has the highest rate of criminal victimization and had up until this point been left out of this funding. This funding will address the longstanding inequity and meaningfully improve the landscape of victim services in Indian Country.

Second, this year's bill departs from the approach of FY2017 for much of the tribal criminal justice funding at DOJ. Last year's budget created a 7 percent set aside instead of directly appropriating funds for individual tribal programs at the Bureau of Justice Assistance (BJA), Office of Juvenile Justice & Delinquency Prevention (OJJDP), and the Community Oriented Policing Services (COPS) Office. This change was responsive to tribal requests for increased flexibility in DOJ tribal funding. However, this year's budget goes back to the old system of allocating directly for tribal programs within DOJ. The amount allocated for each is as follows:

- \$5 million for Tribal Youth Program
- \$30 million for COPS Tribal Resources Grant Programs
- \$35 million for Indian Tribes from OJP/BJA

Last year's consolidated funds totaled around \$66 million for tribal criminal justice assistance at DOJ. This year's total is \$70 million, which is an increase from the 7% set aside, but a \$5 million decrease from the FY16 numbers which allocated \$10 million for the Tribal Youth Programs but funded tribes through COPS and OJP at the same levels. While this is an increase in the overall funding available to tribal governments, it eliminates much needed flexibility and returns to more restricted silos of competitive grant funding.

Tribal funding otherwise remained the same.

- \$4 million for SDVCJ
- \$1 million for Research on Violence Against Indian Women
- \$500,000 for Indian Country—Sexual Assault Clearinghouse

Places where tribes are included in an instruction note:

- Due to the poor quality of past applications, the bill directs OJP to "consult with State and tribal governments to provide training and technical assistance in completing a successful application" for National Criminal Background Check System (NICS) related grant programs, the National Criminal History Improvement Program (NCHIP) and NICS Act Record Improvement Program (NARIP) grants. Including tribes in this technical assistance is important, as more tribes are applying for these funds and using them to access to federal criminal databases.
- The bill includes an additional \$22 million above FY2017 for "states, local communities, and tribal jurisdictions" to support youth impacted by opioids, which are allocated as an additional \$8 million specifically for an opioid affected youth initiative, and an additional \$14 million in additional funding for youth mentoring.

Division H: Labor-HHS-Education Appropriations

Substance Abuse and Mental Health Administration (SAMHSA)

Within the total provided for Mental Health Programs of Regional and National Significance (PRNS), the agreement includes \$2 million for American Indian and Alaska Natives under the National Strategy for Suicide Prevention; \$2.9 million for American Indian and Alaskan Native Suicide Prevention Initiative; and \$15 million for Tribal Behavioral Grants. An additional \$15 million for Tribal Behavioral Health Grants is provided under the Substance Abuse Prevention appropriation.

SAMHSA (Dollars in millions)	FY2017 Enacted	FY2018 Request	FY 2018 Omnibus	Change from 2018
Mental Health Appropriation				
AI/AN Suicide Prevention Initiative	2.9	2.9	2.9	0
Tribal Behavioral Health Grants	15	15	15	0
Substance Abuse Prevention Appropriation				
Tribal Behavioral Health Grants	15	15	15	0

Funding to Address the Opioid Epidemic: The agreement provides \$1 billion in new funding for grants to States to address the opioid crisis. This funding is in addition to the \$500 million provided in the 21st Century Cures Act. The bill provides \$50 million for grants to Indian tribes or tribal organizations to address the epidemic. In addition, the agreement provides \$84 million for the Medication-Assisted Treatment for Prescription Drug and Opioid Addiction program. Within that amount, the agreement includes \$5 million for grants to Indian tribes, tribal organizations, or consortia.

Administration for Children and Families (ACF)

Family Violence Prevention and Services: The agreement includes a \$9 million increase and directs ACF to use \$5 million of that increase to supplement existing funding for Native American tribes and tribal organizations. The agreement recognizes the importance of providing supports that are culturally appropriate to the populations they serve.

Native American Programs: The agreement includes \$12 million for Native American language preservation activities, including \$3 million for Generation Indigenous, and not less than \$4 million for language immersion programs authorized by section 803C(b)(7)(A)-(C) of the Native American Programs Act.

Kinship Navigator Programs: As parents struggle with opioid addiction and substance use disorder, more grandparents and relatives are taking primary responsibility for the care of children. The agreement includes \$20 million to assist States and Indian tribes to develop and enhance kinship navigator programs.

Administration for Community Living (ACL)

ACL (Dollars in thousands)	FY 2017 Enacted	FY 2018 President's Budget	Final Bill	Final Bill vs FY 2017	Final Bill vs. Request
Native American Caregivers Support (Part C)	7,556	7,517	9,556	+2,000	+2,039
Grants for Native Americans (Part A/B)	31,208	31,099	33,208	+2,000	+2,109

Native American Caregiver Support: Grants assist American Indian, Alaskan Native and Native Hawaiian families caring for older relatives with chronic illness or disability and grandparents caring for grandchildren. The program offers a variety of services that meet a range of caregivers' needs, including information and outreach, access assistance, individual counseling, support groups and training, respite care, and other supplemental services.

Department of Education

Department of Education Indian programs will see increases in the omnibus bill.

Department Education (Dollars in thousands)	FY 2017	FY 2018 Budget	FY 2018 Omnibus	Bill vs FY 2017	Bill vs. Request
Impact Aid	1,328,603	1,236,435	1,414,112	+85,509	+177,677
Indian Student Education (Title VII)	164,939	143,665	180,239	+15,300	+36,574
<i>Grants to Local Educational Agencies</i>	100,381	100,190	105,381	+5,000	+5,191
<i>Special Programs for Indian Children</i>	57,993	37,921	67,993	+10,000	+30,072
<i>National Activities</i>	6,565	5,554	6,865	+300	+1,311
Native Hawaiian Student Education	33,397	---	36,397	+3,000	+36,397
Alaska Native Edu. Equity Assistance Program	32,453	---	35,453	+3,000	+35,453
Strengthening AN/NH-Serving Inst (discr)	13,802	13,776	15,772	+1,970	+1,996
Strengthening Tribal Colleges (discretionary)	27,599	27,547	31,539	+3,940	+3,992
Tribally Controlled Post & Technical Institutions	8,286	8,270	9,469	+1,183	+1,199

Further, within the Institute of Museum and Library Services, the bill includes \$5 million for Native American Library Services and \$1.47 million for Native American/Hawaiian Museum Services.

Department of Labor (DOL)

Native American Programs: As part of the overall total provided to DOL, \$54 million is committed to Native American Programs, which is an increase of \$4 million from the FY 2017 enacted funding level.

DOL (Dollars in thousands)	FY 2017 Enacted	FY 2018 President's Budget	Final Bill	Final Bill vs FY 2017	Final Bill vs. Request
Native American Programs	50,000	49,905	54,000	+4,000	+4,095

Other

The Labor-Health-Human Services bill also includes \$16 million for Good Health and Wellness in Indian Country at the Centers for Disease Control (CDC) and not less than \$17.5 million for the Native Hawaiian Health Care Program.

Division A: Agriculture

Title 1 of the Appropriations bill addresses Agriculture and programs at the US Department of Agriculture. The USDA oversees many essential programs for Indian Country including nutrition programs, rural development and agricultural incentives for tribal farmers and producers. Among the highlights in the spending bill are \$600,000,000 for a rural broadband pilot program to assist in further closing the digital divide. \$10,000,000 in mandatory funding will be available to assist socially disadvantaged and veteran farmers and ranchers. Increase of \$500,000,000 for Water and Waste grants and loans to address infrastructure needs in Rural America, and directs the Secretary to prioritize communities that have the greatest infrastructure needs. The bill also directs the Secretary of USDA to “pursue innovative ways to address the problem” of “delivering USDA housing programs on tribal lands.” However, due to the recent reorganization at USDA, the Office of Tribal Relations (OTR) was moved under the Office of Public Partnerships and Engagement, and therefore funding for OTR was cut. The Office of Public Partnerships and Engagement saw a funding increase of \$3.5 million, and likely some will be directed to the Office of Tribal Relations, but it was not mentioned in the bill text.

Department of Agriculture (Dollars in thousands)	FY 2017	FY 2018 President's Budget	FY 2018 Omnibus	Final Bill vs FY 2017	Final Bill vs. Request
Office of Tribal Relations (USDA Reorganization moved this to OPPE)	502	4,859	0	-502	-501
Office of Public Partnerships and Engagement	1,209	1,171	4,711	+3,502	+3,540
Supplemental Nutrition Assistance Program	78,480,694	73,612,500	\$74,013,499	-4,467,195	+400,999
Food Distribution Program on Indian Reservations	153,000	153,000	153,000	0	0
Federally Recognized Tribes Extension Program	3,000	3,000	3,039	+39	+39
Indian Tribe Land Acquisition Loans	20,000	20,000	20,000	0	0
Highly Fractionated Land	10,000	0	10,000	0	+10,000

The USDA also oversees all land grant university funding and programs associated with Tribal Colleges and Universities.

Department of Agriculture (Dollars in millions)	FY 2017	FY 2018 President's Budget	FY 2018 Omnibus	Final Bill vs FY 2017	Final Bill vs. Request
1994 Institutions Extension Program (NIFA)	4,000	4,000	\$6,446	+2,446	+2,446
Native American Endowment Account (Corpus Payment)	11,880	11,857	11,880		+23
Tribal Colleges and Universities Essential Community Facilities Program	4,000	0	4,000,000	0	+4,000,000

Division D: Energy and Water Appropriations

Department of Energy (DOE)

Office of Indian Energy Policy and Programs: The bill would provide \$18 million for the Office of Indian Energy Policy and Programs. This is an increase of \$2 million over the FY 2017 enacted amount and \$8 million more than the FY 2018 budget request.

Tribal Energy Loan Guarantee Program: The bill would also provide \$1 million for the Tribal Energy Loan Guarantee Program. This program was authorized by the Energy Policy Act of 2005 but first received an appropriation (\$9 million) in FY 2017. DOE is in the process of implementing the loan guarantee program. The comment deadline is April 30, 2018.

Minority Serving Institutions Partnership Program: Of the \$52.963 million provided for Academic Alliances and Partnerships, \$19.832 million was allocated to the Minority Serving Institutions Partnership Program, of which \$2 million is dedicated to Tribal Colleges and Universities. In FY 2017, the Minority Serving Institutions Partnership Program received \$18.959 million with language expressly including, but not specifying an amount for, Tribal Colleges and Universities. The Minority Serving Institutions Partnership Program brings together the National Nuclear Security Administration and institutions and students interested in science, technology, engineering, and mathematics research fields.

Department of Energy	FY 2017 Enacted	FY 2018 President's Request	Final Bill	Final Bill vs. FY 2017	Final Bill vs. Request
Office of Indian Energy Policy & Programs	16,000	10,000	18,000	2,000	18,000
Tribal Energy Loan Guarantee	9,000	0	1,000	-8,000	1,000
Academic Alliances and Partnerships, Minority Serving Institutions Partnership Program, Tribal Colleges and Universities	See Above	N/A	\$2,000	N/A	N/A

Department of the Interior (DOI)

Native American Affairs Program: The omnibus provides \$12.425 million for the Bureau of Reclamation's (BOR) Native American Affairs Program. This amount is a \$1 million increase over FY 2017 enacted levels and \$2 million above the President's budget request. Through this program, BOR provides technical support for tribal water rights settlements and assists tribal governments to develop, manage, and protect their water resources.

Water Rights Settlements and Related Projects: The omnibus also includes funding through the BOR Water and Related Resources Account for tribal water rights settlements and related projects. Details for this funding is also provided in the table below.

Department of the Interior	FY 2017 Enacted	FY 2018 Request	Final Bill	Bill vs. FY17	Bill vs. Request
Native American Affairs Program	11,425	10,425	12,425	1,000	2,000
Aamodt Litigation Settlement	6,379	8,000	8,000	2,000	--
Blackfeet Settlement	--	10,000	10,000	--	--
Crow Tribe Rights	12,772	12,772	12,772	--	--
Navajo Gallup	87,000	67,797	67,797	-19,203	--
Ak Chin Indian Water Rights Settlement Act Project	15,735	16,200	16,200	465	--
San Carlos Apache Tribe Water Settlement Act Project	1,550	1,550	1,550	--	--
Columbia and Snake River Salmon Recovery Project	18,000	19,000 (7,100)*	19,000*	1,000	--
Animas-La Plata Project	2,652	3,945	3,945	1293	--

** The budget request indicates that \$7.1 million of the amount requested for the Columbia and Snake River Salmon Recovery Project would be to support the Nez Perce Settlement. The omnibus does not mention the \$7.1 million figure.*

DIVISION E – FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2018

Small Business Administration (SBA)

Within the SBA budget in the omnibus bill:

- \$130 million for Small Business Development Centers;
- \$3 million for the HUBZone program;
- and \$2 million for Native American outreach (the amount requested by NCAI for SBA’s Office of Native American Affairs in its Fiscal Year 2019 Indian Country Budget Request) (see p. 86 of the Division E Explanatory Statement).

Community Development Financial Institutions (CDFI) Fund

The bill allocates \$250 million for the CDFI Fund program. Of this total, a minimum of \$160 million must be used for financial assistance, technical assistance, training, and outreach, of which a minimum of \$16,000,000 is available until September 30, 2019 “for financial assistance, technical assistance, training, and outreach programs designed to benefit Native American, Native Hawaiian, and Alaska Native communities and provided primarily through qualified community development lender organizations with experience and expertise in community development banking and lending in Indian country, Native American organizations, tribes and tribal organizations, and other suitable providers is for technical assistance and other purposes for Native American, Native Hawaiian, and Alaska Native communities.” (pp. 477-478 of Division E). In addition, a minimum of 10 percent of the funding awarded must be directed to persistent poverty counties (20 percent or more of their population living in poverty over the past 30 years), a determination to be based on 2015 American Community Survey data (pp. 479-480 of Division E).

Economic Development Administration & Minority Business Development Agency

The bill allocates \$262.5 million in funding for the Economic Development Administration (EDA), a decrease of \$13.5 million in funding as compared to last year’s budget (p. 133). The bill also calls for \$39 million in federal support for the Minority Business Development Agency. NCAI had requested \$35 million in its Fiscal Year 2019 Indian Country Budget Request (p. 133).

Division L: Transportation-HUD Appropriations

Department of Housing and Urban Development

The bill rejects the cuts proposed in the President’s budget for many of the tribal programs in HUD.

The funding level in the Omnibus FY 2018 includes:

- NAHASDA: \$755 million (*see table below)
 - \$100 million is for a competitive grant that is to remain available until 2022
 - \$655 million for formula funding NAHASDA program

- Title VI Loans Program Account no greater than \$17 million
- Technical Assistance and Training: \$9 million
 - \$7 million for inspection, contracting expertise, training and technical assistance
 - No less than \$2 million for a national organization
- Section 184 would receive \$1 million to remain until amount has been expended
- Indian Community Development Block Grant: \$65 million.
- Native Hawaiian Housing Block Grant: \$2 million
- Tribal HUD-VASH program: \$5 million.

HUD	FY 2017 Enacted	FY 2018 Request	Final Bill	Bill vs. FY17	Bill vs. Request
Native American Housing Block Grant*	654,000	600,000	755,000	101,000	155,000
Formula Funding NAHASDA Program	654,000	600,000	655,000	1,000	55,000
Competitive Grant Program until 2022	--	--	100,000	100,000	100,000
Indian Housing Loan Guarantee Fund pgm	7,227	--	1,000	-6,227	+1,000
(Limitation on guaranteed loans)	(1,762,683)	--	(270,270)	(-1,492,413)	(+270,270)
Native Hawaii an Housing Block Grant	2,000	--	2,000	--	+2,000
Tribal HUD-VASH	7,000	7,000	5,000	-2,000	-2,000
Indian Community Dev Block Grant	60,000	--	65,000	+5,000	+65,000

Department of Transportation

The Omnibus budget FY 2018 provides a total of \$300 million for the nationally significant federal lands and tribal projects program. The Omnibus includes a competitive bridge program for \$225 million.

Funding levels for the Tribal Transportation Program and Tribal Transit Grant Program adhere to the authorization funding levels in the Fixing America's Surface Transportation (FAST) Act.

- Tribal Transportation Program \$485 million
- Tribal Transit Grant Program (Section 5311 Section (c)) \$35 million

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