

INDIAN AFFAIRS DIRECTIVES TRANSMITTAL SHEET

(modified DI-416)

DOCUMENT IDENTIFICATION NUMBER 76 IAM 6	SUBJECT Acquisition Policy using Revenue from the Indian Land Consolidation Program Acquisition Fund	RELEASE NUMBER #08-28
FOR FURTHER INFORMATION Indian Land Consolidation Center, BIA		DATE MAY 09 2008

EXPLANATION OF MATERIAL TRANSMITTED:

Pursuant to the 130 DM 3.4, the Indian Land Consolidation Center is responsible for establishing land consolidation polices, providing technical advice and assistance to Regions with regard to the implementation of the land acquisition program. The Center is also responsible to provide oversight, direction, monitoring and program evaluation for the Indian Land Consolidation Program.

The purpose of this policy is to establish procedures for the purchase of fractionated land interest(s) by the Indian Land Consolidation Program (ILCP) using revenue from a Reservation/Land Area Code (LAC) Acquisition Fund.

Please direct any questions to the Indian Land Consolidation Center at (715) 682-0310.



Jerry L. Gidner
Director, Bureau of Indian Affairs

FILING INSTRUCTIONS:

Remove: None

Insert: 76 IAM 6 (New)

INDIAN AFFAIRS MANUAL

Part 76
Chapter 6

Indian Land Consolidation Program
Acquisition using Revenue from the Indian Land
Consolidation Program Acquisition Fund

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- 1.1 Purpose.** The purpose of this policy is to establish procedures for the purchase of fractionated land interest(s) by the Indian Land Consolidation Program (ILCP) using revenue from a Reservation/Land Area Code (LAC) Acquisition Fund.
- 1.2 Scope.** This policy applies to the following seven BIA Regional Offices: Navajo, Midwest, Great Plains, Northwest, Western, Eastern Oklahoma, and Rocky Mountain.
- 1.3 Policy.** The revenue generated from the fractionated interests purchased by ILCP is deposited into an individual Tribal Acquisition Fund established in TFAS (Trust Funds Account System) for each Reservation/LAC. The revenue in each Tribal Acquisition Fund is transferred on a periodic basis to FFS (Federal Finance System) and the ILCP Acquisition Account. Pursuant to Section 216, all revenue earned from the interests purchased shall be used to acquire additional fractional interests including some or all of the undivided interests available to the Secretary under Section 205 (Tribal Purchase, Partition of Highly Fractionated Lands) on that Reservation/LAC. Should a Reservation/LAC no longer remain an active ILCP participant, thus becoming “inactive,” the revenue generated from purchased fractionated land interests will be used according to the ILCP policies and procedures in place at the time a request is received by the Central Acquisition Center (CAC) or ILCC.
- 1.4 Authority.**
 - A. The American Indian Probate Reform Act** of October 27, 2004, P. L.108-374 (118 Stat. 1773).
 - B. The Indian Land Consolidation Act** of November 7, 2000, amended P.L.106-462 (114 Stat. 1991). See Section 213-216 of the Act.
- 1.5 Responsibilities.**
 - A. Director, Bureau of Indian Affairs (BIA)** is responsible for the development of National Policy affecting Indian lands.
 - B. Director, Indian Land Consolidation Center** is responsible for coordinating the Bureau’s nationwide program to consolidate fractionated interests in Indian lands pursuant to statutory requirements.
 - C. Deputy Bureau Director, Field Operations, BIA** is responsible for overseeing the Regional Directors and disseminating policy to them.
 - D. Deputy Bureau Director, Trust Services, BIA** is responsible for assisting in the dissemination of trust resource policy and information to the Regional Directors.
 - E. Regional Directors, BIA** are responsible for carrying out policy as directed, and for overseeing the implementation of policy either directly or via Agency Superintendents.