

Reclamation Manual

Policy

Authority

The major laws, regulations, executive orders and memoranda, Departmental Manual chapters, and policies underlying the Bureau of Reclamation's authority and responsibility for working with Federally recognized Indian tribes include:

1. The Reclamation Act of June 17, 1902, as amended and supplemented (43 USC 371 et seq.) [Note: This authority includes, among other provisions, 43 USC 373d - Grants and Cooperative Agreements with Indian Tribes and Organizations.]
2. National Historic Preservation Act of 1966, as amended (54 USC 100101 et seq.)
3. National Environmental Policy Act of 1969, as amended (42 USC 4321, 4331-4335)
4. Indian Self-Determination Act, as amended (Title I of Pub. L. 93-638, 25 USC 450 et seq.)
5. Tribal Self-Governance Act, as amended (Title IV of Pub. L. 93-638, 25 USC 458aa-458hh)
6. Native American Graves Protection and Repatriation Act of 1990, as amended (25 USC 3001 et seq.)
7. American Indian Religious Freedom Act of 1978, as amended (42 USC 1996)
8. Archaeological Resources Protection Act of 1979, as amended (16 USC 470aa et seq.)
9. Contracts Under the Indian Self-Determination and Education Assistance Act (25 CFR Part 900)
10. Annual Funding Agreements Under the Tribal Self-Government Act Amendments to the Indian Self-Determination and Education Act (25 CFR Part 1000)
11. Native American Graves Protection and Repatriation Regulations (43 CFR Part 10)
12. Protection of Archaeological Resources (43 CFR Part 7)
13. Executive Order (EO) 13007 - Indian Sacred Sites (May 24, 1996)
14. EO 13175 - Consultation and Coordination with Indian Tribal Governments (November 6, 2000)
15. Executive Memorandum on Government-to-Government Relations with Native American Tribal Governments (April 29, 1994)

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16. Executive Memorandum on Government-to-Government Relationship with Tribal Governments (September 23, 2004)
17. Executive Memorandum on Tribal Consultation (complete and consistent implementation of EO 13175, November 5, 2009)
18. Secretarial Order (SO) 3206 - American Indian Tribal Rights, Federal-Tribal Trust Responsibilities, and the Endangered Species Act (June 5, 1997)
19. SO 3335 – Reaffirmation of the Federal Trust Responsibility to Federally Recognized Indian Tribes and Individual Indian Beneficiaries (August 20, 2014)
20. SO 3342 – Identifying Opportunities for Cooperative and Collaborative Partnerships with Federally Recognized Indian Tribes in the Management of Federal Lands and Resources (October 21, 2016)
21. JSO 3403, Amendment No. 1, “Fulfilling the Trust Responsibility to Indian Tribes in the Stewardship of Federal Lands and Water”
22. 502 DM 1: Policy and Responsibilities - Collaborative and Cooperative Stewardship with Tribes and the Native Hawaiian Community
23. 512 DM 2 - Departmental Responsibilities for Indian Trust Resources
24. 512 DM 3 - Departmental Responsibilities for Protecting/Accommodating Access to Indian Sacred Sites
25. 512 DM 4 – Department of the Interior Policy on Consultation with Indian Tribes and Alaska Native Corporations
26. 512 DM 5 – Procedures for Consultation with Indian Tribes
27. 301 DM 7: Departmental Responsibilities for Consideration and Inclusion of Indigenous Knowledge in Departmental Actions and Scientific Research
28. 303 DM 2 - Principles for Managing Indian Trust Assets
29. 303 DM 6 - Indian Fiduciary Trust Records
30. 36 CFR Part 800 – Protection of Historic Properties
31. RM LND P-01 – Cultural Resources Management, Natural and Cultural Resources Division
32. RM LND 02-01 – Cultural Resources Management, Environmental Compliance Division

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33. Criteria and Procedures for the Participation of the Federal Government in Negotiations for the Settlement of Indian Water Rights (Fed. Reg. 55, 9223, March 12, 1990)