

JJ Lease or Royalty of Indian Land

REVISION 40
(02/01/16 - 03/31/16)

A participant may own or be allotted part of reservation land. The participant may lease the land to others depending on the agreement with the tribe or stipulation on the land.

A Native American participant or the Native American family may own land that is not part of the reservation. The participant may lease this land to others.

Income from the lease or royalty of Indian land is not countable as unearned income.

Treat land lease funds in a **BIA** account prior to the month of application as a resource.

Treat all deposits of land lease income posted during the application month or following month as unearned income.

Payment of lease or royalty income is countable.

The following applies for CA:

- Count the income when received and made available for pick up in the BIA office.
Key the LL AP Unearned Income Code in the INC TYP field on UNIC.
- Count the income monthly when it is available monthly.
Key the LL BO Unearned Income Code in the INC TYP field on UNIC.
- Count the income that is received less frequently than monthly when it becomes available.
Key the LL AP Unearned Income Code in the INC TYP field on UNIC.

The following applies for NA:

- The first \$2000 per person each calendar year is NOT COUNTABLE. Count the remaining income when received and made available for pick up in the BIA office.

Key the LL AP Unearned Income Code in the INC TYP field on UNIC.

- When the income is received monthly, count only the income that exceeds \$2000 per person each calendar year in the month received monthly. (See [Indian Claims-Public Law](#))

Key the LL BO Unearned Income Code in the INC TYP field on UNIC.

- Use the land lease income received from the previous calendar year to [annualize income](#) received less frequently than monthly. Count only the income that exceeds \$2,000 per person each calendar year.

Key the LL FS Unearned Income Code in the INC TYP field on UNIC.