

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF SCIENCE AND TECHNOLOGY
STANDARDS AND HEALTH PROTECTION DIVISION
Data as of October 3, 2006**

Indian Tribal Approvals for the Water Quality Standards Program

The chart on the following pages includes all tribes that have applied to be treated in the same manner as a state (TAS) to administer the Water Quality Standards (WQS) program, as well as tribes for which EPA has promulgated federal WQS. Water quality standards adopted by a tribe become effective under the Clean Water Act (CWA) after EPA has approved both the tribe's TAS application and WQS.

Tribes with WQS effective under the CWA

Tribes with EPA-approved TAS applications and EPA-approved tribal WQS*	30
Tribes with federal WQS promulgated by EPA**	<u>1</u>
Total tribes with tribal or federal WQS effective under the Clean Water Act	31

Tribes that have submitted TAS applications to administer WQS programs

Tribes with EPA-approved TAS applications (includes the 30 above)	38
Tribes that have submitted TAS applications not yet approved by EPA***	18
Total tribes that have submitted TAS applications****	56

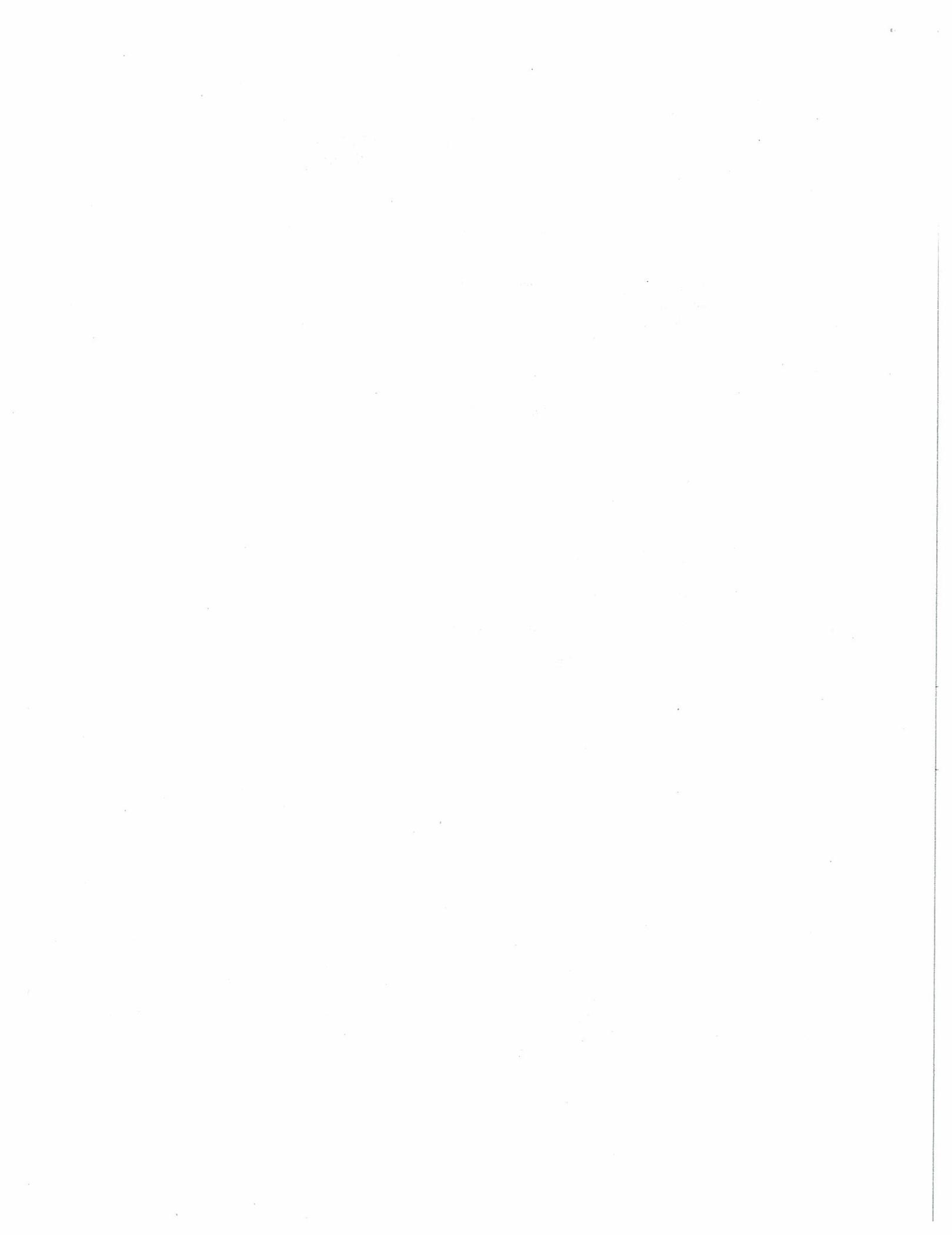
Source: EPA Regional Offices, based on application and submission records on file.

*Tribes for which EPA has approved both TAS applications and tribal WQS submissions. See 40 CFR 131.8 and 131.21. See 40 CFR 131.8 and 131.21. Generally these applications and approvals also include authority to perform Clean Water Act Section 401 certifications. See 40 CFR 131.4(c).

**Tribes for which EPA has promulgated water quality standards for reservation waters under section 303(c)(4) of the Clean Water Act.

***For 11 tribes, EPA is awaiting response/input from the Tribe to aid in further review of the application.

****Excludes 4 applications being treated as inactive for purposes of this chart.



TRIBE	EPA REG	TAS APPLICATION			INITIAL WQS SUBMISSION	
		SUBMITTED TO EPA	EPA NOTICE*	EPA APPROVAL	SUBMITTED TO EPA	EPA APPROVAL

**Tribes with EPA-approved TAS applications and Tribal WQS effective under the Clean Water Act
(by date of WQS approval)**

Pueblo of Isleta (NM)	6	13 Feb 1992	1 Jun 1992	13 Oct 1992	13 Feb 1992	24 Dec 1992
Pueblo of Sandia (NM)	6	21 Apr 1992	7 Oct 1992 13 Oct 1992	24 Dec 1992	21 Apr 1992	10 Aug 1993
Pueblo of San Juan (NM)	6	28 Sept 1992	11 Mar 1993	12 May 1993	28 Sept 1992	16 Sept 1993
Puyallup Tribe of Indians (WA)	10	24 Jun 1993	25 Aug 1993	25 May 1994	22 Aug 1994	31 Oct 1994
Pueblo of Santa Clara (NM)	6	13 Mar 1995	28 Apr 1995	19 Jul 1995	13 Mar 1995	19 Jul 1995
Pueblo of Picuris (NM)	6	1 May 1995	26 May 1995	7 Aug 1995	1 May 1995	7 Aug 1995
Pueblo of Nambe (NM)	6	11 May 1995	21 Jun 1995	18 Aug 1995	11 May 1995	18 Aug 1995
Mole Lake Band of the Lake Superior Tribe of Chippewa Indians, Sokaogon Chippewa Community (WI)	5	13 Aug 1994	18 Nov 1994	29 Sept 1995	16 Jan 1995	22 Jan 1996
Confederated Salish and Kootenai Tribes of the Flathead Reservation (MT)	8	22 Apr 1992 amended 13 Jul 1992	27 Jul 1993	1 Mar 1995	31 Mar 1995	18 Mar 1996 2 Apr 2003
Pueblo of Pojoaque (NM)	6	15 Dec 1995	19 Jan 1996	21 Mar 1996	15 Dec 1995	21 Mar 1996
Confederated Tribes of the Chehalis Reservation (WA)	10	16 Feb 1994	19 Jul 1994	7 Mar 1995	11 Mar 1996	3 Feb 1997
Pueblo of Tesuque (NM)	6	8 Jan 1997	21 Feb 1997	29 Apr 1997	8 Jan 1997	29 Apr 1997
Seminole Tribe (FL)	4	19 May 1993	19 Aug 1993	1 Jun 1994	20 Nov 1996	26 Sept 1997 (Big Cypress Reservation) 18 Nov 1998 (Brighton Reservation)
Miccosukee Tribe (FL)	4	27 May 1994	27 Jul 1994	20 Dec 1994	15 Jan 1998 amended WQS 4 Mar 1998	25 May 1999 15 Mar 2001 (Miccosukee Reserve Area)
Assiniboine and Sioux Tribes of the Fort Peck Indian Reservation (MT)	8	24 Mar 1994 amended 12 Apr 1995	9 May 1995	29 Aug 1996	3 Feb 1998	25 Apr 2000 4 Sept 2002
Pueblo of Acoma (NM)	6	15 Dec 1998	25 Jan 1999	17 Apr 2001	15 Dec 1998	17 Apr 2001
White Mountain Apache Tribe (AZ)	9	2 Aug 1995		3 Feb 1997	27 Mar 2000	27 Sept 2001
Confederated Tribes of the Warm Springs Reservation (OR)	10	20 Feb 1998	11 Jun 1998	25 May 1999	21 Dec 1998	28 Sept 2001
Confederated Tribes of Umatilla (OR)	10	20 Oct 1999	7 Feb 2000	30 Apr 2001	27 Sept 1999	18 Oct 2001

TRIBE	EPA REG	TAS APPLICATION			INITIAL WQS SUBMISSION	
		SUBMITTED TO EPA	EPA NOTICE*	EPA APPROVAL	SUBMITTED TO EPA	EPA APPROVAL
Fond du Lac Band of Chippewa (MN)	5	14 Jun 1995	14 Jul 1995	16 May 1996	18 Dec 1998 (initial WQS) 19 Oct 2001 (revised WQS)	27 Dec 2001
Hoopla Valley Tribe (CA)	9	21 May 1993		17 May 1996	18 Jul 2000	11 Sept 2002
Spokane Tribe of Indians (WA)	10	11 Dec 1997	5 May 1999	23 July 2002	18 Apr 2001	22 Apr 2003
Kalispel Indian Community (WA)	10	17 Nov 2000	5 Feb 2001	4 Nov 2002	24 Mar 2003	24 Jun 2004
Hualapai Indian Tribe (AZ)	9	1 Mar 2000	29 Dec 2000	22 July 2004	18 May 2004	17 Sept 2004
Port Gamble S'Klallam (WA)	10	6 Mar 2003	21 Apr 2003	24 Sept 2003	6 March 2003	27 Sept 2005
Grand Portage Band of Chippewa (MN)	5	13 Oct 1993	9 Mar 1994	16 Jul 1996	27 Sept 2005	2 Nov 2005
Big Pine Band of Owens Valley (CA)	9	1 Jun 2004	25 Apr 2005	24 Oct 2005	15 Nov 2005	18 Jan 2006
Navajo Nation (AZ, NM, UT)	9	22 Nov 1999	27 Jun 2001	20 Jan 2006	22 Nov 1999 (AG cert. 13 Apr 2000)	11 Apr 2006
Pueblo of Taos (NM)	6	10 Jun 2003	20 Apr 2004	8 Dec 2005	10 Jun 2003	19 Jun 2006
Makah Indian Nation (WA)	10	27 Jun 2001	28 Aug 2001	23 Dec 2003	27 Sept 2006	29 Sept 2006

Tribes with Federal WQS promulgated by EPA

Confederated Tribes of the Colville Reservation (WA)	10	Not applicable	Not applicable	Not applicable	Not applicable	Promulgated 6 Jul 1989
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**Tribes with EPA-approved TAS applications but WQS not yet effective under the CWA
(by date of TAS approval)**

Tulalip Tribes (WA)	10	11 Aug 1993	Sept 1993	9 May 1996		
St. Regis Band of Mohawk Indians (NY)	2	1 Feb 2000	24 Aug 2001	16 Oct 2002		
Pawnee Nation (OK)	6	2 Mar 1998	29 Apr 1998 16 Jul 2004	4 Nov 2004		
Coeur D'Alene Tribe (ID)	10	18 Mar 1999; 26 Jul 2002 (revised application)	3 Jun 1999 25 Jul 2003	5 Aug 2005	18 Mar 1999	Under Review
Ute Mountain Ute (CO)	8	29 Jun 2000 (additional info 28 Apr 2003, 5 May 2003); refinements to application 4 Apr 2005	16 Jul 2003	26 Sept 2005		

TRIBE	EPA REG	TAS APPLICATION			INITIAL WQS SUBMISSION	
		SUBMITTED TO EPA	EPA NOTICE*	EPA APPROVAL	SUBMITTED TO EPA	EPA APPROVAL
Paiute-Shoshone Indians of the Bishop Community (CA)	9	8 Jun 2000	May 2001	11 Apr 2006		
Northern Cheyenne (MT)	8	29 Apr 2002 2 Dec 2003 (supplemental application)	4 Sept 2002 12 Dec 2003	11 Aug 2006		
Twenty-Nine Palms (CA)	9	29 Jun 2005	12 May 2006	26 Oct 2006		

**Tribes that have submitted TAS applications that have not been approved by EPA
(by date of TAS submission)**

Confederated Tribes and Bands of the Yakama Indian Nation (WA)	10	4 Nov 1994 (additional info 21 Dec 1995)	Not issued	Pending Action by the Tribe		
Lummi Tribe (WA)	10	8 Mar 1995 (additional info 1 Feb 1999)	1 Jun 1999	Under Review		
Keweenaw Bay Indian Community (MI)	5	10 Aug 1995	6 Sept 1995	Pending Action by the Tribe		
Red Lake Band of Chippewa (MN)	5	7 Nov 1995	29 Mar 1996	Pending Action by the Tribe		
Three Affiliated Tribes of the Fort Berthold Reservation (ND)	8	30 Dec 1996	Not issued	Pending Action by the Tribe		
Salt River Pima-Maricopa Indian Community (AZ)	9	24 Jun 1999	Not issued	Pending Action by the Tribe	24 Jun 1999 (no AG cert.)	Under Review
Lac du Flambeau Band of Chippewa (WI)	5	12 Oct 2005	1 Dec 2005	Under Review		
Hopi Tribe (AZ)	9	20 Jun 2000	27 Jun 2001	Pending Action by the Tribe	20 Jun 2000	Under Review
Agua Caliente Band of Cahuilla Indians (CA)	9	07 Jan 2001	Not issued	Pending Action by the Tribe		
Yavapai-Prescott Nation (AZ)	9	23 Jan 2001	Not issued	Pending Action by the Tribe		
Cocopah Tribe (AZ)	9	14 Feb 2002	Not issued	Pending Action by the Tribe		
Ak Chin Indian Community of the Maricopa (Ak Chin) Indian Reservation (AZ)	9	03 Feb 2002	Not issued	Pending Action by the Tribe		
Pyramid Lake Paiute (NV)	9	18 Jun 2004	4 May 2006	Under Review		
Blackfeet Tribe (MT)	8	6 Oct 2004	Not issued	Under Review		
Shoshone-Bannock (ID)	10	27 Dec 2004	11 May 2005	Under Review		

TRIBE	EPA REG	TAS APPLICATION			INITIAL WQS SUBMISSION	
		SUBMITTED TO EPA	EPA NOTICE*	EPA APPROVAL	SUBMITTED TO EPA	EPA APPROVAL
Bad River Band of the Lake Superior Tribe of Chippewa Indians of the Bad River Reservation (WI)	5	1 Mar 2006	Not issued	Under Review		
Swinomish Indians of the Swinomish Reservation (WA)	10	15 Jun 2006	5 July 2006	Under Review		
Chemehuevi Tribe of the Chemehuevi Reservation (CA)	9	27 Apr 2006	Not issued	Pending Action by the Tribe		

*Notice issued pursuant to 40 CFR 131.8(c)(2), which states: "Within 30 days after the receipt of the Indian Tribe's [TAS] application, the Regional Administrator shall provide appropriate notice [to all appropriate governmental entities]. Notice shall...include information on the substance and basis of the Tribe's assertion of authority to regulate the quality of reservation waters..." EPA generally issues the notice when the application is complete.

Definitions:

- TAS Application - the tribe's application under section 518 of the Clean Water Act to be treated in a manner similar to a state (TAS) for purposes of administering a section 303(c) water quality standards program. See 40 CFR 131.8.
- WQS Submitted to EPA - the tribe's submission of water quality standards (WQS) to EPA for approval. EPA can approve such standards only if the tribe's TAS application has been approved.
- Initial WQS approved by EPA - date when EPA approved the initial submission of WQS. Revised water quality standards may have been subsequently adopted by tribes and approved by EPA. See EPA's web site for the full text of current tribal water quality standards at: <http://www.epa.gov/waterscience/standards/wqslibrary/tribes.html>
- Pending Action by the Tribe - EPA is awaiting response/input from the Tribe to aid in further review of the application. (11 TAS applications)
- Under Review - undergoing EPA Review. (7 TAS applications, 3 WQS submissions)

Notes:

- TAS application for the Menominee Indian Tribe (WI) was withdrawn 3/11/97 at the request of the Tribe.
- TAS approval for the Oneida Tribe of Indians (WI) was withdrawn 5/16/97 by EPA because of uncertainty about the administrative record.
- TAS approval for the Lac du Flambeau Band of Chippewa (WI) was withdrawn 5/16/97, but resubmitted as shown above.
- TAS application for the Southern Ute Indian Tribe (CO) was withdrawn at the request of the Tribe.
- TAS application for the Santee Sioux Tribe (NE) was withdrawn at the request of the Tribe.

Inactive status:

The following tribal TAS applications are being treated by EPA as inactive. This designation is for tracking purposes and has no effect on any other matters between EPA and the tribe. EPA retains the current file in inactive status. These tribes are free to submit new or supplemental applications at any time.

- Bois Forte Band of Chippewa (MN) – application submitted 18 Jul 1997, EPA notice issued 18 Aug 1995.
- Leech Lake Band of Chippewa (MN) – application submitted 15 Nov 1997.
- Mille Lacs Band of Chippewa (MN) – application submitted 30 Dec 1997.

- Red Cliff Band of Chippewa (WI) – application submitted 8 Mar 2000.

EPA Region	Initial WQS Approved	Federal WQS Promulgated	TAS Approved	TAS Not Yet Approved	Total TAS Applications
1					
2			1		1
3	No federally-recognized tribes				
4	2		2		2
5	3		3	4	7
6	10		11		11
7					
8	2		4	2	6
9	5		7	8	15
10	8	1	10	4	14
Total	30	1	38	18	56

Fiscal Year	TAS Applications	TAS Approved	Initial WQS Approved
1992	4	1	
1993	4	3	3
1994	5	2	
1995	8	7	3
1996	2	6	4
1997	2	2	3
1998	2		
1999	3	1	1
2000	8		1
2001	4	2	3
2002	3	1	3
2003	2	3	1
2004	2	1	2
2005	3	3	1
2006	4	5	5
2007		1	
Total	56	38	30

