

**RTOC ACTION ITEMS - WINTER 2018 MEETING with status updates as of 4.5.18**

<b>Category</b>	<b>From</b>	<b>Issue</b>	<b>Who</b>	<b>When</b>	<b>Status</b>
AIR	So Cal Geographic Area Melody Sees, Rob Roy, David Burt melodysees@gmail.com rob.roy@lajolla-nsn.gov dburt@rincontribe.org	Request an update on the status of EPA final rule decision that has special requirements for Tribes with trust lands in California, i.e. Stage 2 vapor recovery systems, for the purpose of meeting similar California regulation requirements, at certain Tribal gasoline dispensing facilities. Also request update on EPA response to Tribal comment letters.	Lisa Beckham	3/8/2019	<p>Complete. Response from EPA Air Division:</p> <ul style="list-style-type: none"> <li>• We are working on a general permit for gasoline stations located in tribal lands.</li> <li>• The requirement for new or modified gas stations to obtain a permit is an existing federal requirement, and the development of the general permit does not change that. A general permit is an option that would make the permitting process significantly shorter. Because there is no general permit option currently available, new and modified gas stations in California need to obtain site-specific Tribal Minor NSR permits prior to construction.</li> <li>• This is not a rule that applies to ALL gas stations on tribal lands within California. The general permit would only be available if you trigger the permitting requirements of the Tribal Minor NSR program when constructing a new gas station or expanding an existing gas stations, and then it is just an option for meeting the permitting requirements.</li> <li>• We public noticed the draft general permit in September 2015 and the comment period went through January 31, 2016.</li> <li>• The permit proposed to require Stage 2 vapor recovery controls on new and modified gas stations located in ozone nonattainment areas. The main pollutant emitted by gas stations is VOC, which contributes to ozone. The general permit does not contain any requirements for existing, unmodified gas stations.</li> <li>• We are still reviewing the comments received and working on our responses to those comments.</li> <li>• We expect to issue a final decision this calendar year, and any such decision will include our responses to the comments we received.</li> </ul>
AIR	So Cal Geographic Area Melody Sees, Rob Roy, David Burt melodysees@gmail.com rob.roy@lajolla-nsn.gov dburt@rincontribe.org	Many Tribes desire to start or expand air quality monitoring but funding is not available. How will EPA work to increase funding for the Tribal CAA 103 program?	Stephanie Valentine	3/8/2018	<p>Complete. Response from EPA Air Division:</p> <ul style="list-style-type: none"> <li>• Region 9 understands tribes' interest and need for increased funding for tribal air monitoring, and we will continue to convey this to EPA Headquarters. Unfortunately air funding has remained flat for the past several years. We encourage tribes to seek the assistance of the Tribal Air Monitoring Support Center, and to continue advocating in all forums available for additional funding. We are also looking into the use of less expensive sensor-based air monitoring.</li> </ul>

AIR/WATER	So Cal Geographic Area Melody Sees, Rob Roy, David Burt melodysees@gmail.com rob.roy@lajolla-nsn.gov dburt@rincontribe.org	Please provide an update on the pending applications for TAS applications under both the CWA and the CAA.	Jason Brush & Stephanie Valentine	by next RTOC	<p>Complete. Response from EPA R9 Air Division: The Tribal Coordinator in the Office of Air and Radiation (OAR) recently announced that the process for approving tribal applications for Treatment in the Same Manner as a State (TAS) under the Clean Air Act would be Regional review and approval for non-regulatory TAS actions, as it has been in the past, with notification to OAR. If a TAS application included a regulatory provision, it would need approval by the Administrator's Office. This is now consistent with the Clean Water Act TAS process.</p> <p>As a result of this announcement, the CAA TAS application from the La Jolla Band of Luiseno Mission Indians was approved on February 7, 2018, and presented to Rob Roy, Environmental Director of La Jolla, at the tribal leaders' listening session during last the RTOC meeting.</p> <p>Response from EPA R9 Water Division: The Region is pleased to announce the approval of the following four TAS applications at the Spring RTOC Meeting:</p> <p>La Jolla Band of Luiseno Indians: Air 103 Navajo Nation Supplemental Application : PWSS Rincon Band of Luiseno Indians: CWA 303 &amp; 401 Morongo Band of Mission Indians: CWA 303 &amp; 401</p> <p>The Region is diligently working on completing numerous other applications and hopes to announce their approvals at future RTOC meetings.</p>
GAP	Central CA Tribes: Nina Hapner, Stewarts Point Rancheria of Kashia Pomo Paula Britton, Cahto Tribe Meyo Marrufo, Guidiville Rancheria	Would like the full list of action items to be available within a month of the RTOC Meeting. We couldn't locate them on the EPA Website or in an email.	Kate Fenimore	by next RTOC	Complete. Action items posted to website.
GAP	Central CA Tribes: Nina Hapner, Stewarts Point Rancheria of Kashia Pomo Paula Britton, Cahto Tribe Meyo Marrufo, Guidiville Rancheria	Noted that it is hard to have three meetings so close together in San Francisco. Is there a possibility one will be in the North Bay? Maybe the Annual Conference in Sonoma County?	Laura Ebbert and Ruben Mojica	by next RTOC	Responded in meeting. Tribal Section will review 2018 RTOC with these cost considerations in mind.
GAP	Central CA Tribes: Nina Hapner, Stewarts Point Rancheria of Kashia Pomo Paula Britton, Cahto Tribe Meyo Marrufo, Guidiville Rancheria	ETEP – How many tribes are in danger of not receiving funding because of no ETEP? If there is the possibility of Tribes not having an ETEP, is EPA going to provide assistance, such as a circuit rider, to get this done?	Michelle Baker	3/8/2018	Complete. Responded in GAP Work Group meeting. Written summary from Tribal Section: Sixteen tribes may only be eligible to receive funds to complete their Tribal Environmental Plan (TEP) in FY19 which would lead to the completion of their ETEP. EPA has provided funding for tribes in their GAP awards to complete the plans, including funds for consultants to assist with this commitment. EPA R9 does not currently have a circuit rider to assist tribes to complete their TEPs and is looking into the possibility of using GAP funding for this purpose. R9 is inquiring about opportunities to set aside GAP allocation funding to support a circuit rider.
GAP	Central CA Tribes: Nina Hapner, Stewarts Point Rancheria of Kashia Pomo Paula Britton, Cahto Tribe Meyo Marrufo, Guidiville Rancheria	Noted there seems to [still] be an inconsistency of who is being told who has to report to GAP Online. This came up at the Summer Meeting. It could just be a miss communication because we know that Tribes in PPGs don't need to report to GAP Online. Need to make sure new staff (Tribal and EPA) are clear on this. In some cases, PO's are requiring Tribes to put the language in their GAP Grant.	Michelle Baker	3/8/2018	Complete. Only tribes that have stand-alone GAP awards are required to report in GAP Online. Tribes with a GAP award within a PPG can choose to report in GAP Online, however, they are not required to report in GAP Online. EPA will remind EPA project officers of this.

GAP	Eastern CA Tribes Alan Bacock, Big Pine Tribe	<i>GAP Workgroup Request for Discussion:</i> How much deobligated/unobligated GAP funds are at the region for GAP? What is the region's plan for use of deobligated and/or unobligated GAP funds? Why is there so much justification (which takes a considerable amount of tribal staff time) needed for modest increases to GAP funding to individual tribes? This workgroup would be a good place to discuss a plan to utilize GAP funding which has been deobligated or is unobligated. This question is also of interest due to the potential for Tribes being ineligible for full funding of GAP if they do not have a completed ETEP by next fiscal year.	Michelle Baker	3/8/2018	Complete. Responded in GAP Work Group meeting. Written summary from Tribal Section: All available deobligated funds go back to the GAP program and are used for future GAP awards. For example, in FY17, the GAP program received over \$21M in funding requests for FY18 GAP awards. Our budget for FY18 GAP awards was \$16.2M and we were able to award over \$17M due to deobligated funds. In FY18, EPA R9 anticipates using all available deobligated funds for FY19 GAP awards. Regarding the question about why EPA needs justification for modest increases to GAP awards, more details are needed to answer this question. EPA GAP staff would like to talk directly with the tribes about this concern. Perhaps this can be a topic for a GAP Workgroup session.
GAP	Eastern CA Tribes Alan Bacock, Big Pine Tribe	ETEP - How many Tribes in R9 are still in need of a Regulated Facilities Inventory and Areas of Involvement Document?	Michelle Baker	3/8/2018	Complete. EPA has completed and send the Regulated Facilities Inventory and Areas of Involvement Documents to all but one active GAP grantee. This grantee is waiting for their Areas of Involvement document.
GAP	Melody Sees melodysees@gmail.com	Please explain why Region 9 has different rules for consortia applying for GAP funding regarding support letters?	Michelle Baker	3/8/2018	Complete. Region 9 follows the requirements in the GAP Guidance for consortia documentation. We composed an alternative method for consortia to achieve that requirement for a subset of eligible consortia. That alternate method is currently being evaluated by AIEO. Stay tuned for further info at the Summer RTOC!
GAP	Nevada/ITCN	Request to schedule a meeting between consortia and EPA re: changes that are in process with consultation period, and how region is working on consortia issues within that. More clarification on consortia issues within the GAP program.	Michelle Baker	3/18/2018	In progress. If this question refers to the now-abandoned AIEO effort to achieve a waiver to the consortia documentation requirements, we can ask AIEO for an update on how they closed out that consultative process. Elsewise, there are no changes in process regarding the requirement for consortia eligibility and documentation of support for consortia activities. If AIEO upholds Region 9's flexibility approach to consortia documentation, we will convene all consortia and ensure they understand thoroughly the process, and confirm it in future GAP Notification materials.
GAP	So Cal Geographic Area Melody Sees, Rob Roy, David Burt melodysees@gmail.com rob.roy@lajolla-nsn.gov dburt@rincontribe.org	How many Tribes are eligible for GAP funding in Region 9? Of those Tribes how many were funded in FY17? How many were funded in FY18? Since Region 9 GAP was funded at the same budgetary levels in FY18 as in FY17, how was any unused funding distributed among the Tribes? A very beneficial use of this funding would be for it be committed to RTOC for the purpose of helping Tribes provide meaningful comment on upcoming consultations. An important consideration for this funding would be that it be used to establish a regulatory Tribal air monitoring network for the Salton Sea.	Michelle Baker	3/8/2018	Complete. There are 148 tribes and 6 tribal consortia in R9 that can be eligible GAP grantees and receive funding. Some grantees are working through grant enforcement issues and currently not receiving GAP funding, and some eligible grantees choose to not receive GAP funds for reasons unknown to EPA. Also, some tribes apply for, and receive two-year awards in any given year which impacts the number of GAP grantees receiving awards each FY. FY17, 113 tribes and 4 consortia were funded. In FY18, 110 tribes 4 consortia were funded. There were no funds unused, meaning all funding in FY17 and FY18 were distributed amongst tribes.
GAP	southern Arizona	Concerns re: PO and Tribe communications when staff changes. In Southern Arizona, a staff change resulted in budget issues. Seemed to be a communication issue related to the change of staff (within the Tribe). How can EPA better support new tribal staff with additional technical assistance to ensure these issues don't happen again? What is the communication protocol between tribes and EPA, particularly with new tribal environmental staff?	Michelle Baker	3/8/2018	Complete. EPA staff spoke with the Tribe directly about this concern and believe the issue is resolved. EPA will communicate with new tribal staff as the tribe requests.
GAP/EPA	Melody Sees melodysees@gmail.com	Request for EPA to acknowledge Tribal policies regarding signature authority on Tribal letters where there is a chain of command allowing someone else other than the Tribal Chairperson to sign official documents.	Laura Ebbert and Gretchen Busterud	by next RTOC	In Progress- EPA requests additional information: what materials are you referring to here? Is it in reference to grants.gov?

GENERAL	Central CA Tribes: Nina Hapner, Stewarts Point Rancheria of Kashia Pomo Paula Britton, Cahto Tribe Meyo Marrufo, Guidiville Rancheria	Heard that EPA has a new policy on leasing buildings. Was told that the EPA lab in Richmond, CA is being moved to another region. Is there going to be a regional replacement so that we are able to continue to have access for our lab work? What other EPA offices are being affected by this?	Peter Husby	3/8/2018	Responded in meeting. Summary from Peter Husby (Richmond Lab): The EPA Region 9 Laboratory in Richmond, CA will be moving. However, the lease at the current location has been extended until January 2022, to permit the preparation of new space to handle the operations. The main laboratory analytical functions of Region 9 will be re-located to EPA owned space at the Office of Research and Development's Western Ecology Division WED Laboratory in Corvallis, OR. That location will become the new Region 9 Laboratory. The Region 9 Lab's field functions and a limited modular laboratory will be co-located with our Superfund Emergency Response warehouse at a location in the East Bay. The take home message is that operations that support tribes will not change during the next two to three years, and will eventually be moved to new locations where they will continue to provide support to Region 9. Nationally, the EPA has announced that it will not renew leases on Regional labs in privately leased space. Currently, the lab's in Region 1, Chelmsford, MA; Region 6, Houston, TX; Region 7, Kansas City, KS, and Region 9, Richmond, CA are affected by this decision and will not have their leases renewed when they expire. Regional Labs in Region 4, Athens, GA and Region 8, Denver, CO are already in the process of leaving their leased space and co-locating in their current cities with other EPA facilities.
GENERAL	Nevada	What is the response to the comments delivered on strategic plan? How has EPA addressed some of the concerns that were shared in that consultation process?	EPA	by next RTOC	Addressed in meeting. Item forwarded to Consultation Work Group to further analyze the potential role of R9 is addressing consultation issues.
GENERAL/ CWA	Central CA Tribes: Nina Hapner, Stewarts Point Rancheria of Kashia Pomo Paula Britton, Cahto Tribe Meyo Marrufo, Guidiville Rancheria	What is the status of staff in the agency? It was noted that EPA Staffing situations is currently affecting one tribe's funding. Also noted by a tribe that CWA staff was unavailable for almost 5 months.	Jeff Scott/Jason Brush	by next RTOC	In progress. Along with other budget items at the Spring RTOC, EPA will share what information we can on staffing levels. If issues with individual staff communications arise, please contact that staff person's direct supervisor.
GMO	Central CA Tribes: Nina Hapner, Stewarts Point Rancheria of Kashia Pomo Paula Britton, Cahto Tribe Meyo Marrufo, Guidiville Rancheria	When are the grants available on the Grants.gov? Tribes were told when the notices go out for grants they can also be found on Grants.gov. It does not appear to be current yet.	Angela Mendiola	3/8/2018	Complete. Response from GMO: To get an Application Package under EPA's Continuing Environmental Program (e.g., General Assistance Program, CWA 106, CWA 319, etc.), the Grants.gov applicant needs to use one of two Funding Opportunity Numbers ("EPA-CEP-01" or "EPA-CEP-02") depending on the Code of Federal Domestic Assistance (CFDA) number. Use "EPA-CEP-01" for CFDA Numbers 66.001 through 66.605. Use "EPA-CEP-02" for CFDA Numbers 66.700 through 66.931 & 66.204. For Example: To get the Application Package for CFDA 66.605 (Performance Partnership Grant), use Funding Opportunity Number "EPA-CEP-01." To get the Application Package for CFDA 66.926 (General Assistance Program), use Funding Opportunity Number "EPA-CEP-02." You can contact your EPA Project Officer and/or Grants Specialist to determine the correct CFDA number to use. Also, please refer to Powerpoint presentation from Feb 8 Grants Session. Reminder: Effective Jan 1, 2018, Grants.gov implemented the Workspace platform. User guide and training videos are available at: Grants.gov Online User Guide: <a href="https://www.grants.gov/help/html/help/GetStarted/Get_Started.htm">https://www.grants.gov/help/html/help/GetStarted/Get_Started.htm</a> Training Resources & Videos: <a href="https://www.grants.gov/web/grants/applicants/applicant-training.html">https://www.grants.gov/web/grants/applicants/applicant-training.html</a> Grants.gov assistance is available 24 hours a day, 7 days a week at 1-800-518-4726 or support@grants.gov (closed on federal holidays)

RIPSC	Eastern CA Tribes Alan Bacock, Big Pine Tribe	<i>Resubmission from Summer RTOC:</i> Tribes would like to see EPA Project Officers read Tribal quarterly reports within a timely manner. Tribes are frustrated when no response is provided until the grant closeout when the PO lists that a task deemed fulfilled within a quarterly report is listed as not complete. We request that EPA POs read quarterly reports and respond within an acceptable timeframe (within 30 days) that the report is accepted, or request updates. If no response is received the report will be considered to be accepted as submitted.	RIPSC	3/8/2018	Complete. The Regional Indian Program Steering Committee reviewed this request and EPA agrees that timely responses are important. The issues has been raised with RIPSC and each office is evaluating their individual processes. EPA requests that in specific instances where this is an issue, tribal environmental staff contact individual program managers to ensure the issue is addressed in a timely fashion.  EPA programs review quarterly reports and deliverables as they are submitted. The time it takes staff to review submitted materials varies by program, as each program has different reporting requirements, and the reporting material volume and complexity of submissions varies.
RIPSC	So Cal Geographic Area Melody Sees, Rob Roy, David Burt melodysees@gmail.com rob.roy@lajolla-nsn.gov dburt@rincontribe.org	Please provide a more detailed response to the issue previously raised requesting the EPA Project Officers respond and approve quarterly reports in a timely manner (e.g. 60 days) and not doing more than a one-year review.		3/8/2018	Complete. The Regional Indian Program Steering Committee reviewed this request and EPA agrees that timely responses are important. The issues has been raised with RIPSC and each office is evaluating their individual processes. EPA requests that in specific instances where this is an issue, tribal environmental staff contact individual program managers to ensure the issue is addressed in a timely fashion.  EPA programs review quarterly reports and deliverables as they are submitted. The time it takes staff to review submitted materials varies by program, as each program has different reporting requirements, and the reporting material volume and complexity of submissions varies.
SUPERFUND	Central CA Tribes: Nina Hapner, Stewarts Point Rancheria of Kashia Pomo Paula Britton, Cahto Tribe Meyo Marrufo, Guidiville Rancheria	Who is the lead for the Emergency Planning Work Group? Could we have another updated workgroup list sent out?	Elena Neibaur and Lance Richman (Superfund)	3/8/2018	Complete. At the moment EPA is unable to co-lead the Emergency Planning Work Group but is able to provide resources for assistance related to emergency planning and response on an as needed basis and can provide related presentations at RTOC meetings. Dan Meer, EPA R9 Assistant Director for the Emergency Response, Preparedness and Prevention Branch, is the point of contact for questions related to emergency response and can be reached at Meer.Daniel@epa.gov or (415) 972.3132. The Federal Emergency Management Agency and the California Office of Emergency Services have tribal liaisons that can provide information on emergency planning resources. Those contacts are Christopher Poehlmann at FEMA (christopher.poehlmann@fema.dhs.gov, 510.627.7285) and Denise Shemenski at CalOES (denise.shemenski@caloes.ca.gov, 916.845.8163).  EPA's Brownfields program has a 128(a) State and Tribal Response Grant that tribes can apply for on an annual basis. The purpose of the grant is to establish or enhance a response program. For more information contact Jose Garcia at Garcia.Jose@epa.gov or (213) 244-1811.
SUPERFUND	Yerington Paiute	Anaconda Mine issues: inadequate consultation, EPA failed to meet with decision makers, Tribe demands equal representation and advanced notice of any meetings or visits. The information being provided to states can impact the tribes authority, tribes may have to go through states for funding. 10 days ago Yerington leadership met with R9 leadership and are now concerned that decisions are not being made at the regional level. Tribe requests additional information as to who they should be meeting with at the regional or national level.	Enrique Manzanilla	by next RTOC	In progress. EPA R9 is in the process of following up on the consultation with written communication from Enrique to each Tribal Chairman to document our consultation and coordination activities and explain how tribal input was considered in the final action.
SUPERFUND	Yerington Paiute, Walker River Paiute Leadership	Anaconda Mine issues: Enrique will meet with leadership from the two tribes to evaluate the consultation issue. In advance of the meeting, the Superfund division will assemble this inventory of meetings and correspondence with tribes, and analyze what transpired over the last year and see what could have been done differently or better. Participants will provide a status update at subsequent RTOCs, as available.	Enrique Manzanilla	by next RTOC	In progress. Enrique's letters to the Tribes on consultation will include an offer to meet at a mutually agreeable date and place to discuss the matter further.

Tribal Caucus	Melody Sees melodysees@gmail.com	How many Tribes in Region 9 have provided comments regarding the GAP Guidance? How many Tribes nationally have provided comments on GAP Guidance? Request copies of all Tribal comment letters written regarding the GAP Guidance.	AIEO	by next RTOC	In progress. As part of the GAP Guidance Evaluation, AIEO will be summarizing tribal comments regarding the guidance and will share this summary during our outreach efforts to tribes across all regions. When this material is available, and as part of our engagement with tribes in Region 9, we will be sure that Ms. Sees receives a copy.
Tribal Caucus	Tribal Section/ Damian Willson	No CY2019 and 2020 conference proposals have been received (email resent 2/2). Interested tribes should submit Letters of Intent by February 16th. See Damian Willson if you have any questions.	Tribal Caucus	2/16/2018	Complete. Submissions received.
WATER	Navajo	What will WOTUS changes mean for tribes with TAS?	Danielle Angeles/ Jason Brush	by next RTOC	Responded to in meeting. Written summary from Tribal Water Section: WOTUS is the universe of surface waters where CWA regulatory actions apply. If WOTUS shrinks or expands, so too does the geographic extent of CWA permitting programs. Tribes that already have TAS for CWA permitting/certification programs should expect the universe of waters where those permits/certifications are required to change along with WOTUS. However, Region 9 has no reason to believe that the process of granting TAS itself would change because of WOTUS. Change to WOTUS is not expected to affect a tribe's legal ability to protect tribal surface waters under tribal laws or ordinances.
WATER	Northern CA	Questions re: cannabis and state law: how will EPA requirements on waste discharge permits etc. be impacted by changes made at the state level? What happens to the existing processes now that this newly regulated industry has opened up? [will have a future conference call or breakout session on this topic]	Danielle Angeles/ Jason Brush	by next RTOC	Complete. Response from Water Division: EPA is aware the State of California is implementing a new program to regulate discharges from cannabis growing operations pursuant to state law provisions. To our knowledge, this program not implementing or based on Clean Water Act requirements as agricultural discharges are generally exempt from coverage by Clean Water Act NPDES permitting. At this time we are not anticipating changes in how EPA permits discharges for facilities in Indian Country. If cannabis growing operations are located on tribal land and discharging pollutants, we are willing to discuss whether and how those facilities are subject to Clean Water Act requirements if a tribe wishes to discuss the issue. Tribes may wish to consult with the Regional Water Boards to learn more about how the state is regulating cannabis growing operations.
WATER	So Cal Geographic Area Melody Sees, Rob Roy, David Burt melodysees@gmail.com rob.roy@lajolla-nsn.gov dburt@rincontribe.org	Please provide a status update on WOTUS rule changes.  Tribes monitor Tribal waters and there is no requirement for Tribal waters to be WOTUS to utilize EPA funding for monitoring. Therefore, any WOTUS change should not affect the ability of Tribes to use federal funding to implement Tribal WQS. Does EPA concur with this?  Since EPA retains enforcement authority under the Clean Water Act, how will enforcement of violations to Tribal WQS on streams be implemented if the definition of WOTUS changes to exclude ephemeral or intermittent streams?	Tomas Torres/Jason Brush	by next RTOC	Responded to in meeting. Written summary from Tribal Water Section: Region 9 has no reason to believe that any changes in a WOTUS definition will impact the ability of grant recipients to monitor non-WOTUS waters. As discussed at the Winter RTOC, we also note there is no enforcement authority for exceeding standards themselves--only for violation of limits set in a permit. Since CWA permits only apply to WOTUS, a change in WOTUS definition could change where permit enforcement can be exercised, which in turn could make achievement of a standard more or less challenging.
WATER	So Cal Geographic Area Melody Sees, Rob Roy, David Burt melodysees@gmail.com rob.roy@lajolla-nsn.gov dburt@rincontribe.org	Is the effort to develop federal Water Quality Standards still being considered?	Tomas Torres/Jason Brush	by next RTOC	Responded to in meeting. Written summary from Tribal Water Section: The baseline WQS are on hold. HQ Staff are hoping to brief the new AA sometime after May 2018. The AA has a list of priorities he is getting briefings on first that will take at least until May.
WATER	Southern CA	How will replacement of WOTUS impact 404 and 401 certification process?	Tomas Torres/Jason Brush	by next RTOC	Responded to in meeting. Written summary from Tribal Water Section: WOTUS is the universe of surface waters where 404, 401 and other CWA regulatory actions apply. If WOTUS shrinks or expands, so too does the geographic extent of the permitting programs of the CWA. Administratively, how permitting authorities (the Corps of Engineers, states, tribes) may change their processes for 404 and 401 in response to a WOTUS change is difficult to predict.

SOLID WASTE	In meeting	Develop dump clean up fact sheet, including information on wSTARS, funding (via HIS or EPA)	SW Work Group	by next RTOC	In progress. Tribal Solid Waste team is working on a document that will be presented and discussed further at the next Solid Waste Work Group meeting.
REGIONAL ADMINISTRATOR	In meeting	Set up conference call for NTC reps with OGC, AA for Air, AA for Water	Alexis Strauss	by next RTOC	In progress. EPA requests that the Tribal Caucus identify tribal representatives that would be interested in participating in the calls, the specific AAs those representatives would like to speak to, and a list of potential agenda topics.
ENFORCEMENT	Ronnie Ben	Send Ronnie Ben report out from inspection	Doug McDaniel	3/8/2018	Done. Inspection reports sent to Ronnie Ben following RTOC meeting.
AIR	In meeting	Distribute link for 2/28 meeting re: the repeal of the Clean Power Plan	Stephanie Valentine	2/21/2018	Done. <a href="https://www.epa.gov/stationary-sources-air-pollution/forms/san-francisco-listening-session-repealing-clean-power-plan">Https://www.epa.gov/stationary-sources-air-pollution/forms/san-francisco-listening-session-repealing-clean-power-plan</a>
PESTICIDES	Nina Hapner, Pesticides WG	Agenda item request for "Beginner's Pesticides" or Pesticides Needs Assessment session during full RTOC plenary day, including info on who currently works in pesticides office and what they currently do with tribes. Possibly include ITCA and ITCN in the presentation	Kate Fenimore/ Peter Earley	by next RTOC	In progress. Pesticides will present in the full plenary session. The Pesticides Office also shared the following document for tribes interested in starting or learning more about pesticides programs. <a href="https://www.epa.gov/pesticide-advisory-committees-and-regulatory-partners/guidance-basic-elements-epa-funded-tribal">https://www.epa.gov/pesticide-advisory-committees-and-regulatory-partners/guidance-basic-elements-epa-funded-tribal</a>
GAP	In meeting	Review needs assessment that tribes completed a few years ago	Kate Fenimore/ RTOC Organizers	by next RTOC	In progress. KF sent request for needs assessment to Tribal Caucus Co-Chair.