

US EPA ARCHIVE DOCUMENT

## ATTACHMENT 2: REGION 5 NATURAL RESOURCE TRUSTEES

CERCLA and OPA authorize the U.S., States, and Indian Tribes to act on behalf of the public as Natural Resource Trustees for natural resources under their respective trusteeship [CERCLA §107(f)(1); OPA §1006(c)]. A directory of current Region 5 Trustee points of contact is provided on the following link:

<http://www.epa.gov/region5superfund/ecology/trustees.html>

### Federal Natural Resource Trustees

CERCLA §107(f)(2)(A) requires the President to designate in the National Contingency Plan (NCP) Federal officials who are to act on behalf of the public as Trustees for natural resources under Federal trusteeship. Section 300.600 of the NCP designates the Secretaries of the following Cabinet Departments to act as Trustees for the natural resources, subject to their respective management or control:

- **Department of the Interior (DOI)**

*Resources:* Certain anadromous fish, certain endangered species, certain marine mammals; Federally-owned minerals, migratory birds; National Wildlife Refuges and Fish Hatcheries; National Parks and Monuments; and Tribal resources, in cases where the U.S. acts on behalf of Indian Tribes.  
*Offices:* Bureau of Indian Affairs; Bureau of Land Management; Bureau of Mines; Bureau of Reclamation; Fish & Wildlife Service; Minerals Management Service; National Park Service; and U.S. Geological Survey.

- **Department of Agriculture (USDA)**

*Resources:* Federal rangeland, Federally-managed fisheries, Federally-owned or managed farmland, land enrolled in the Wetlands Reserve Program, National forest land.  
*Offices:* Forest Service, Natural Resources Conservation Service, and Conservation Reserve Program.

- **Department of Commerce (DOC) / National Oceanic and Atmospheric Administration (NOAA)**

*The DOC Secretary delegated Trustee responsibility to the Administrator of the National Oceanic and Atmospheric Administration (NOAA).*

*Resources:* Coastal environments, including salt marshes, tidal flats, estuaries, or other tidal wetlands; designated Estuarine Research Reserves or Marine Sanctuaries; endangered marine species; marine mammals; and rivers or tributaries to rivers which historically support or presently support anadromous fish such as salmon.

*NOAA Offices:* National Marine Fisheries Service; Office of Ocean and Coastal Resource Management; Office of Oceanography and Marine Services.

- **Department of Defense (DOD)**

*Resources:* All lands owned by DOD or the Army, Navy, Air Force, and Defense Logistics Agency. These lands include military bases and training facilities, research and development facilities, and munitions plants.

- **Department of Energy (DOE)**

*Resources:* All lands owned by DOE including national research and development laboratories, facilities, and offices.

## State Natural Resource Trustees

Resources include ground and surface water, and the resources' supporting ecosystems, that are within the boundary of the State; or belonging to, managed by, controlled by, or appertaining to the State such as State forest lands; State-owned minerals; State parks and monuments; State rare, threatened, and endangered species; and State wildlife refuges and fish hatcheries.

- Illinois: Co-Trustees are the Illinois Department of Natural Resources (IDNR) and the Illinois Environmental Protection Agency (IEPA).
- Indiana: Co-Trustees are the Indiana Department of Natural Resources (IDNR) and the Indiana Department of Environmental Management (IDEM).
- Michigan: Co-Trustees are the Michigan Department of Environmental Quality (MDEQ), the Michigan Department of Natural Resources (MDNR), and the Michigan Attorney General.
- Minnesota: Co-Trustees are the Minnesota Department of Natural Resources (MDNR) and the Minnesota Pollution Control Agency (MPCA).
- Ohio: The Trustee is the Ohio Environmental Protection Agency (OEPA)
- Wisconsin: The Trustee is the Wisconsin Department of Natural Resources (WDNR).

## Tribal Natural Resource Trustees

Tribal Chairmen (or heads of the governing bodies of Indian Tribes), or persons designated by Tribal officials, shall act as Tribal Trustees for natural resources belonging to, managed by, controlled by, or appertaining to the Indian Tribe, or held in trust for the benefit of such Indian Tribe, or belonging to a member of an Indian Tribe, if such resources are subject to a trust restriction on alienation [40 CFR §300.610]. The Secretary of the Interior may act as Trustee on behalf of a Tribe at the Tribe's request.

### **Minnesota**

- Bois Forte Band of Chippewa
- Fond du Lac Band of Chippewa
- Grand Portage Band of Chippewa
- Leech Lake Band of Ojibwe
- Lower Sioux Community
- Mille Lacs Band of Ojibwe
- Minnesota Chippewa Tribe
- Prairie Island Indian Community
- Red Lake Band of Chippewa
- Shakopee Mdewakanton Sioux Community
- Upper Sioux Community
- White Earth Reservation

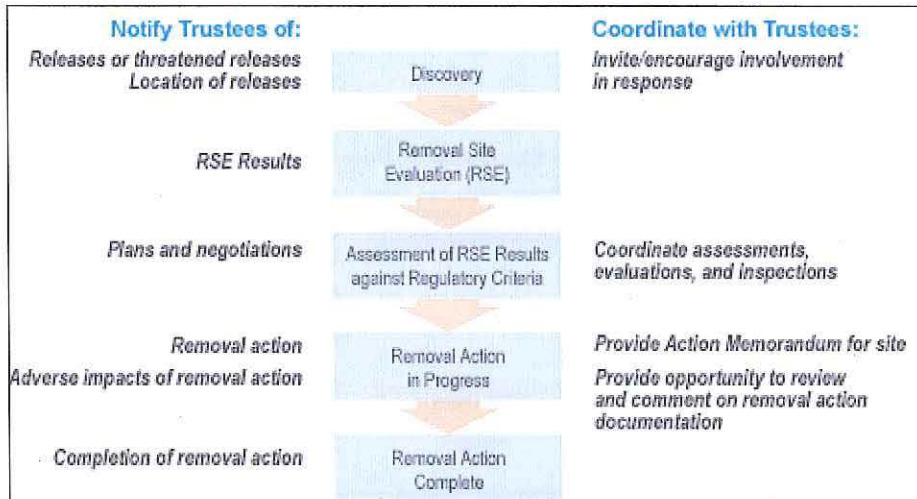
### **Wisconsin**

- Bad River Band of Lake Superior Chippewa
- Forest County Potawatomi Community
- Ho-Chunk Nation
- Lac Courte Oreilles Band of Chippewa
- Lac du Flambeau Band of Chippewa
- Menominee Indian Tribe of Wisconsin
- Oneida Tribe of Wisconsin
- Red Cliff Band of Lake Superior Chippewa
- St. Croix Chippewa Tribe of Wisconsin
- Sokaogon Chippewa Community
- Stockbridge-Munsee Community

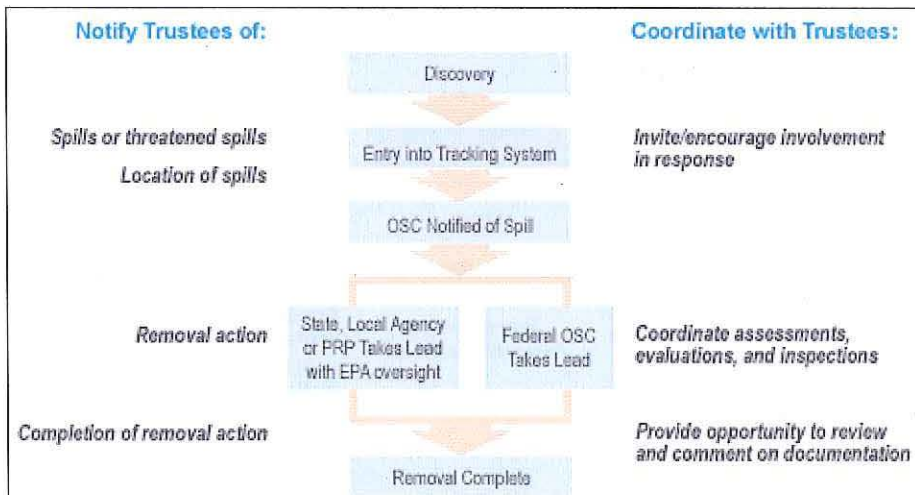
### **Michigan**

- Bay Mills Indian Community
- Chippewa-Ottawa Resource Authority
- Grand Traverse Band of Ottawa & Chippewa
- Hannahville Indian Community
- Inter-Tribal Council of Michigan
- Keweenaw Bay Indian Community
- Lac Vieux Desert Band of Chippewa
- Little River Band of Ottawa
- Little Traverse Bay Bands of Odawa
- Match-E-Be-Nash-She-Wish Band of
- Pottawatomi
- Nottawaseppi Huron Potawatomi
- Pokagon Band of Potawatomi
- Saginaw Chippewa Indian Tribe
- Sault Ste. Marie Tribe of Chippewa

### ATTACHMENT 3: FLOWCHARTS FOR TRUSTEE NOTIFICATION AND COORDINATION



**Table 1: Trustee Notification / Coordination for Removal Actions**



**Table 2: Trustee Notification / Coordination for Oil Spills**

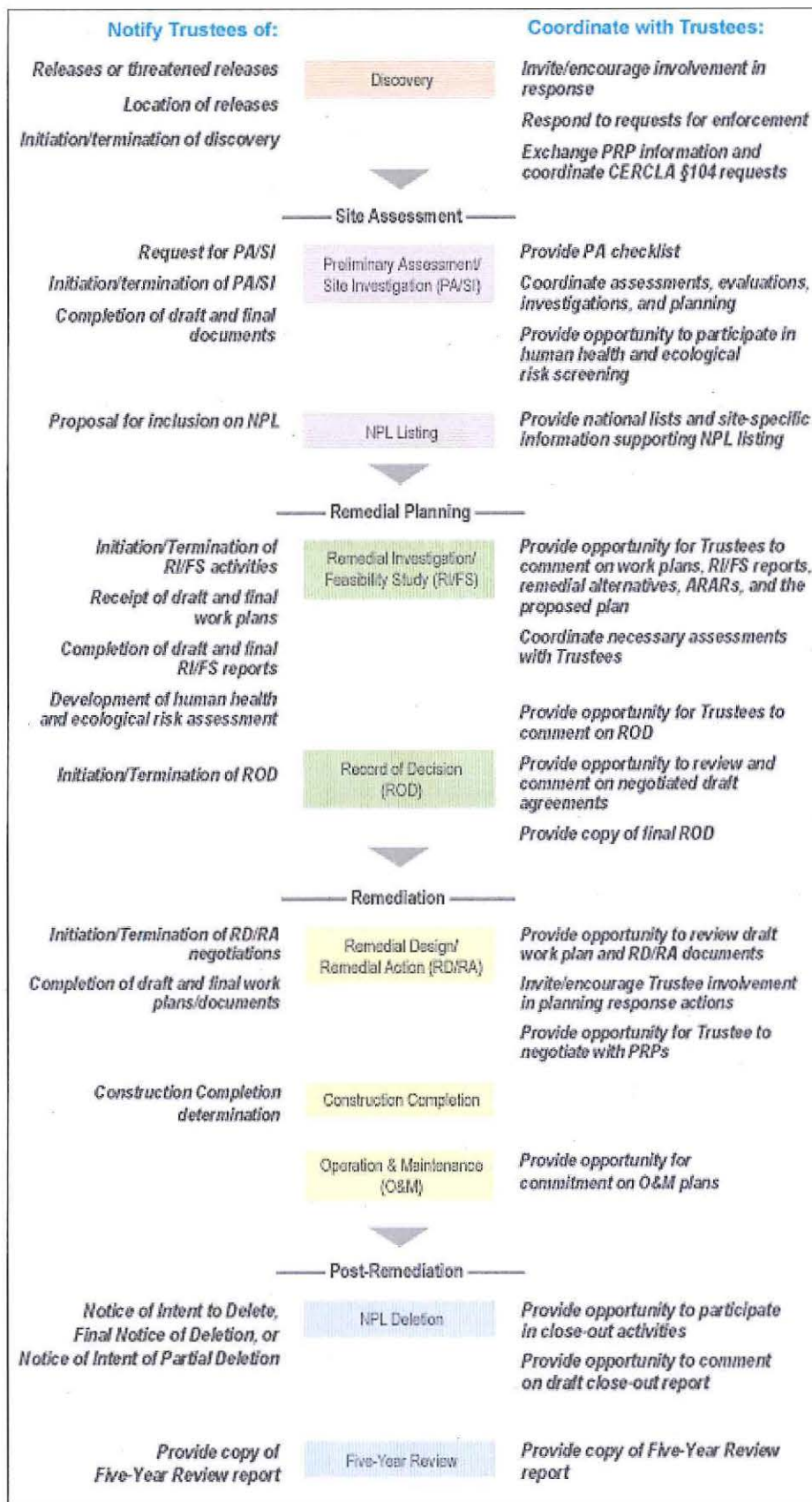


Table 3: Trustee Notification / Coordination for Remedial Response Actions