EPA’s National Priorities (OECA) Concerning Tribal Lands

- To significantly improve human health and the environment in Indian country through EPA working with tribes on:
  - compliance assistance,
  - compliance monitoring,
  - and enforcement activities.

- The focus remains on improving compliance at public drinking water systems, improving solid waste management compliance and investigating and reducing threats posed by illegal dumping in Indian country, and improving multimedia compliance at schools.
Region 9 Drinking Water Enforcement Strategy

- Improve drinking water quality for all Region 9 communities

- Address all arsenic MCL violations within 2 years (i.e., systems should have complied with new arsenic standard by January 2008)

- Respond to Senator Boxer’s concerns re implementation of drinking water rules

- Leverage increased water infrastructure funding to address highest priority needs
PWSS Drinking Water Compliance

US population served meeting all health-based standards
Region 9 Enforcement Actions
Addressing Arsenic MCL Violations

![Graph showing enforcement actions for FY08 and FY09 (projected).]
Region 9 Drinking Water Enforcement Strategy

- Develop Compliance Assistance Plans (CAPs) for all Tribally-owned systems
- Formal enforcement actions for BIA-owned/operated systems
- Compliance assistance and formal enforcement on case-by-case basis for privately-owned/operated systems

Option: Administrative Orders on Consent for all systems
Region 9 Drinking Water
Enforcement Implementation Process

- **Statutory Language**
  - The SDWA, 42 U.S.C. § 300j-11(a)(b), authorizes the Administrator to treat Indian Tribes as States.

- **Guidance**
  - 1984 Indian Policy
  - Memorandum: *Enforcement at Public Water Systems in Indian Country* (March 31, 2009)
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