

Guidance language for Alaska tribes on Elements 2 and 4:

Element 2: Oversight and enforcement authorities or other mechanisms and resources:

*“The State of Alaska Department of Environmental Conservation (DEC) has legal oversight and enforcement authorities in statute that meet the requirements of this element, with the exception of the Metlakatla Tribe. Alaska Tribes can move towards oversight through tribal creation of codes and ordinances over Tribal members that meet or exceed the state of Alaska standards. In coordinating and collaborating with the Alaska Department of Environmental Conservation, a federally recognized tribe does not give up any of their sovereign rights.”*

Element 4: Mechanisms for approval of a cleanup plan and verification and certification that cleanup is complete:

*“In Alaska, DEC has the capacity and statutory authority to approve cleanup plans and verify that cleanup efforts fulfill a responsible party’s obligations. The [TRP name] TRP will work directly with the State of Alaska to ensure all site-activity in the community is verified and certified. As an example, the [TRP] coordinates and collaborates with the DEC in the approval of the cleanup plans and throughout the cleanup planning process. In coordinating and collaborating with the Alaska Department of Environmental Conservation, a federally recognized tribe does not give up any of their sovereign rights.”*