

Natural Resource Trustees & Natural Resource Managers

Region IV RRT
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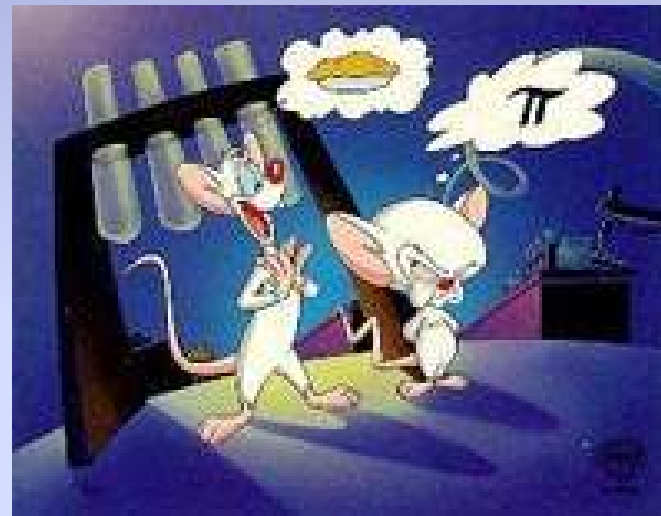
Natural Resource Managers & *Natural Resource Trustees*



Are they one and the same?

No, but sometimes Yes

- Resource and land managers are generally with the same agency as the trustee
- Resource and land management agencies have management responsibilities for trust natural resources



What is a Trustee?

- **A Federal Official** – designated by the President
- **A State Official** – designated by the Governor
- **A Tribal Official** – designated by governing body of a Tribe
- **A Foreign Official** – designated by the head of a foreign government

Trustee Authorities

- NCP – 40 CFR 300.210(c)(4), 300.615(c)(3)(i), 300.615(a)
- CERCLA section 107(f)(2)
- CWA section 311, as amended by OPA section 1006

What do Trustees do?

- participate in preparedness and response activities to avoid or minimize injury to natural resources
- assess damages for injury to, destruction of, or loss of natural resources under their trusteeship
- obtain compensation from the responsible party
- develop and implement a plan for restoration of injured resources

Who are the Federal Trustees?

- Department of the Interior
- Department of Commerce – delegated to NOAA
- Department of Energy
- Department of Agriculture
- Department of Defense
- any other Federal Land Managing Agency

- NOTE: Most “officials” are the trustee representative

What is a Resource Manager?

- develop, administer, analyze &/or implement authorized programs
- land, water, minerals, forests, oil, gas, agricultural, natural and cultural resources
- surface and subsurface resources

Resource Manger's Authorities

- Agency “Organic Act”
- Enabling Legislation
- Congressional Acts
- Executive Orders
- Agreements
- Treaties

What do Resource Managers do?

- management decisions are consistent with authorized purposes & management objectives
- manage resources to minimize impacts from allowable uses
- participate in preparedness and response activities to avoid or minimize impacts to resources under their management authority
- if Federal lands or resources affected, Federal manager may sit in UC to provide guidance/concurrence on response and protection strategies consistent with the special status of the affected resources

Who are the Resource Managers?

- Managers of designated areas
 - units of the National Parks System
 - units of the National Wildlife Refuge System
 - units of the National Forest System
 - units of the National Marine Sanctuaries
 - State parks and wildlife management areas
 - Tribal land
 - other land managing agencies

Who are the Resource Managers?

- Program managers
 - wildlife
 - fisheries
 - habitat
 - recreation
 - cultural and historic
 - minerals
 - water

In Summary

- “Natural Resource Trustee” defined in NCP
- Trustee reps are from land and resource management agencies
- a resource manager can be a trustee but generally not
- agency policy determine trustee responsibility and authority

