

**17 JUNE 2021 BOARD MEETING
DISCUSSION AGENDA ITEM**

AGENDA ITEM: 10

SUBJECT:

DESIGNATING TRIBAL BENEFICIAL USES: PROPOSED PROCESS

BOARD ACTION:

Information Item Only

BACKGROUND:

The State Water Resources Control Board established three new beneficial use definitions in 2017, two of them specific to Tribes: Tribal Traditional Culture (CUL) and Tribal Subsistence Fishing (T-SUB). The definitions are as follows:

- Tribal Tradition and Culture (CUL): Uses of water that support the cultural, spiritual, ceremonial, or traditional rights or LIFEWAYS of CALIFORNIA NATIVE AMERICAN TRIBES, including, but not limited to: navigation, ceremonies, or fishing, gathering, or consumption of natural aquatic resources, including fish, shellfish, vegetation, and materials.
- Tribal Subsistence Fishing (T-SUB): Uses of water involving the non-commercial catching or gathering of natural aquatic resources, including fish and shellfish, for consumption by individuals, households, or communities of California Native American Tribes to meet needs for sustenance.
- Subsistence Fishing (SUB): Uses of water involving the non-commercial catching or gathering of natural aquatic resources, including fish and shellfish, for consumption by individuals, households, or communities, to meet needs for sustenance.

The first two definitions, CUL and T-SUB, are defined as Tribal Beneficial Uses, or TBUs. The Regional Water Boards will be adding the new definitions to the Basin Plans and, as appropriate, considering designating specific waterways with TBUs. Central Valley Water Board staff have developed a proposed process for the Region's consideration of TBU designations and will present the proposed process to the Board for discussion.

RECOMMENDATION:

Not applicable

REVIEWS:

Management Review:	Meredith Howard, 5-12-2021
Legal Review:	BTD, 5-14-2021

BOARD MEETING LOCATION:

Central Valley Regional Water Quality Control Board
11020 Sun Center Dr. #200
Rancho Cordova, CA 95670

Internet Zoom Meeting