

**Final 2026 Nationwide Permit (NWP) Regional Conditions
for the State of Arizona**

(Effective March 15, 2026, until March 15, 2031)

1. The permittee shall submit a pre-construction notification (PCN) for all 2026 NWPs, in accordance with General Condition 32, in the following circumstances:
 - a. Activities that would result in a loss* of waters of the United States within any special aquatic site including wetlands, mudflats, vegetated shallows, riffle and pool complexes, and sanctuaries and refuges (See 40 CFR Part 230.40-45). Activities shall not result in a loss greater than 0.10 acre;
 - b. Regulated activities proposed on Tribal Lands. This requirement does not apply to the tribal government entity that has jurisdiction over the Tribal Lands in question. Any submitted PCN must include documentation that demonstrates coordination with the relevant tribal government;
 - c. All waterbodies designated by the Arizona Department of Environmental Quality as Outstanding Arizona Waters (OAWs), within 1600 meters (or 1 mile) upstream and/or 800 meters (1/2 mile) downstream of a designated OAW, and on tributaries to OAWs within 1600 meters of the OAW (see <https://www.azdeq.gov/>).
2. For all NWPs on **non-Tribal Lands within the State of Arizona**, the permittee shall comply with all terms and conditions of the December 16, 2025, 401 WQC granted by the Arizona Department of Environmental Quality.
3. For NWPs 1-7, 9-23, 25, 27-33, 35-46, 48-55, 57-60, on **Tribal Lands in the state of Arizona where the U.S. Environmental Protection Agency (EPA) Region 9 is the certifying authority**, the permittee shall comply with all terms and conditions of the December 11, 2025, 401 WQC granted by the EPA.
4. For NWPs 3-6, 13, 15-17, 21-23, 27, 29-34, 36-39, 42, 43, 45, and 48-53, **on Tribal Lands in the state of Arizona where the Gila River Indian Community is the certifying authority**, the permittee shall comply with all terms and conditions of the December 2, 2025, 401 WQC granted by the GRIC.
5. The permittee shall apply for, receive, and comply with an individual 401 WQC for NWPs 7, 12, 14, 18, 19, 20, 25, 40, 41, 44, 46, 57, 58, and 59 within the lands of the **Gila River Indian Community** and for all NWPs within the lands of the **Salt River Pima-Maricopa Indian Community** and the **White Mountain Apache Tribe**.

* "Loss" means waters of the United States that are permanently adversely affected by filling, flooding, excavation, or drainage because of the regulated activity.

** "Tribal Lands" refers to any lands where the title is either: 1) held in trust by the United States for the benefit of any Indian tribe or individual; or 2) held by any Indian tribe or individual subject to restrictions by the United States against alienation.