

NPDES CAFO Rule Implementation Status -- National Summary, Midyear 2011, completed 6/30/11 (as reported by EPA Regions)

State	EPA Region	Total CAFOs: Estimated number of facilities defined as CAFOs under NPDES*	CAFOs with NPDES permits†	State's planned date for completing NPDES program revisions to address all provisions of CAFO NPDES regulations‡
Connecticut	1	6	0	None needed
Maine	1	4	4	None needed
Massachusetts	1	1	0	N/A--State does not have NPDES program authorization
New Hampshire	1	1	0	N/A--State does not have NPDES program authorization
Rhode Island	1	0	0	(no CAFOs)
Vermont	1	17	0	completed
New Jersey	2	5	5	planned 10/10
New York	2	604	604	TBD
Puerto Rico	2	1	0	N/A--PR does not have NPDES program authorization
Virgin Islands	2	0	0	(no CAFOs)
Delaware	3	73	0	Planned 11/11
Maryland	3	150	74	Regs approved 1/10 (approval of tech standards pending)
Pennsylvania	3	349	306	TBD
Virginia	3	188	0	Regs approved 6/10 (approval of tech standards pending)
West Virginia	3	68	0	Regs partially approved 10/10, revisions under review
Alabama	4	558	487	permit by rule effective since August 2011
Florida	4	100	56	completed 3/10
Georgia	4	828	152	TBD
Kentucky	4	150	67	completed 1/10
Mississippi	4	433	190	completed 1/10
North Carolina	4	1,222	14	completed; effective based on revision filed w/ Senate 3/09
South Carolina	4	201	0	TBD
Tennessee	4	129	79	competed 5/11
Illinois	5	500	27	revised draft rules submitted to EPA 5/11; rule package due 9/11
Indiana	5	634	524	planned to public notice on 3/11
Michigan	5	220	196	None needed (per State assessment)
Minnesota	5	1,204	1,168	None needed (per State assessment)
Ohio	5	192	31	proposed rules public noticed 6/11
Wisconsin	5	220	220	TBD
Arkansas	6	2,110	0	None needed (per State assessment)
Louisiana	6	250	4	completed 4/09
New Mexico	6	171	17	N/A--State does not have NPDES program authorization
Oklahoma	6	626	163	N/A--State does not have NPDES CAFO program authorization
Texas	6	1,108	608	planned fall 2011
Iowa	7	1,648	147	planned 4/10
Kansas	7	446	446	TBD
Missouri	7	521	521	planned 2012
Nebraska	7	862	393	hearing held 6/11 for NPDES
Colorado	8	188	68	planned 8/11
Indian Country (R8)	8	10	3	N/A--tribes do not have NPDES program authorization
Montana	8	117	90	planned 6/10
North Dakota	8	77	0	TBD
South Dakota	8	402	400	TBD

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Utah	8	64	53	planned 6/11
Wyoming	8	51	45	planned 6/10; submitted revision package to EPA for review 12/09
Arizona	9	120	4	Rulemaking moratorium--TBD
California	9	1,011	188	No revision--State adopts prospectively
Hawaii	9	0	0	No CAFOs
Indian Country (R9)	9	1	0	N/A--no NPDES program authorization
Nevada	9	9	6	TBD
Alaska	10	0	0	(no CAFOs)
Idaho	10	365	103	N/A--State does not have NPDES program authorization
Oregon	10	552	552	None needed (per State assessment)
Washington	10	154	22	None needed (per State assessment)
TOTALS		18,921	8,037	

*All AFOs with numbers of animals above the size thresholds set out for large CAFOs are defined as CAFOs under the NPDES federal regulations. In some cases, such as Arkansas and Louisiana, the numbers have not yet been confirmed by the State.

†Under the NPDES CAFO regulations, CAFOs that discharge are required to seek NPDES permit coverage (40 CFR 122.23(d)(1)). As a consequence, the portion of CAFOs in each State that need NPDES coverage can vary from State to State.

‡Status indicated reflects current plans. In some cases, plans are still under discussion.