

# WASHINGTON JOURNAL OF ENVIRONMENTAL LAW & POLICY

VOLUME 5, ISSUE 1, JUNE 2015

---

Published by Students of the  
University of Washington School of Law

---

## CONTENTS

### ARTICLES

- “Lead in the Far North” By Acceding to the Law of the Sea  
Convention  
*Craig H. Allen* 1
- Proposed Indicators to Measure the Environmental  
Responsibility of Oil and Gas Companies and Regulatory  
Reforms to Improve Access to Information about Offshore  
Drilling  
*Wendy B. Jacobs and Aladdine D. Joroff* 15
- “We Didn’t Cross the Border; the Border Crossed Us”: Informal  
Social Adaptions to Formal Governance and Policies by  
Communities across the Bering Sea Region in the Russian Far  
East and United States  
*Sarah Roop, Lilian Alessa, Andrew Kliskey,  
Maryann Fidel, and Grace Beaujean* 69
- ARCTIC LAW AND POLICY YEAR IN REVIEW: 2014  
*Arctic Law & Policy Institute, University of Washington* 97

NOTES & COMMENTS

Comments on Proposed Revisions to Subpart J of the 1994  
National Contingency Plan

*Meghan Gavin* 177



**Washington Journal of Environmental Law & Policy**

University of Washington School of Law

William H. Gates Hall, Box 353020

Seattle, WA 98195-3020

(206) 543-8838; wjelp@uw.edu

<http://www.law.washington.edu/WJELP/>

The *Washington Journal of Environmental Law & Policy* (ISSN 2160-4169) is peer-reviewed and published semiannually by students of the University of Washington School of Law.

**Mission:** The Washington Journal of Environmental Law & Policy publishes legal scholarship on environmental affairs important to the Pacific Northwest region and beyond. By drawing expertise from across disciplines, the Journal will promote the investigation of current environmental law and proposed solutions for the future.

**Submissions:** We invite authors, including professionals and law students from the University of Washington and other law schools, to submit scholarly legal articles and essays on topics of environmental interest to the Pacific Northwest region, including British Columbia, Montana, Wyoming, Idaho and Alaska. We also invite authors to submit scholarly articles and essays on environmental topics that do not have a regional focus but nonetheless impact the Pacific Northwest region. We accept submissions at the address below:

Washington Journal of Environmental Law &amp; Policy

Attn: Articles Department

University of Washington

William H. Gates Hall

Box 353020

Seattle, WA 98195

wjelp@uw.edu

**Citation:** WASH. J. ENVTL. L & POL'Y

**Permission to Copy:** The Articles in this issue may be reproduced and distributed by nonprofit institutions for education purposes, provided that the copies are distributed at or below cost and identify the author, *Washington Journal of Environmental Law & Policy*, the volume, the number of the first page and the year of the article's publication.

# WASHINGTON JOURNAL OF ENVIRONMENTAL LAW & POLICY

VOLUME 5, ISSUE 1, JUNE 2015

---

## Editor-In-Chief

Talia Butler

**Associate  
Editor-In-Chief**  
Meghan Gavin

**Associate  
Editor-In-Chief**  
Michael Caulfield

**Associate  
Editor-In-Chief**  
Melanie Gillette

**Chief  
Managing Editor**  
Loren Halstrom

**Chief  
Articles Editor**  
Aejung Yoon

**Chief Notes  
& Comments  
Editor**  
Caitlyn Evans

**Executive  
Managing Editors**  
Nick Martin  
Robert Sykes  
Jenna Zwang

**Executive  
Articles Editor**  
Sandra Richani

**Executive Notes &  
Comments  
Editors**  
Mark Giuliano  
Carolyn Krol

## Editorial Staff

Katherine Brennan  
Zyanya Breuer  
Bridgette Cooper  
Chrissy Elles  
Andrew Fuller

Kendall Hamilton  
Dennis Kasimov  
Christie Lundquist  
Melissa Malstrom  
Frederic Sawyer  
Taylor Sproed

## EXTERNAL ADVISORY BOARD

### *Co-Chair*

Professor Gregory Hicks,  
*University of Washington*

### *Co-Chair*

Dr. Todd Wildermuth,  
*University of Washington*

Tyson Kade, *VanNess Feldman*

Paul Kampmeir, *Washington Forest Law Center*

Professor Sanne Knudsen, *University of Washington*

Ryan Kelly, *University of Washington*

Brad Marten, *Marten Law*

Mickey Moritz, *Center for Biological Diversity*

Vickie Patton, *Environmental Defense Fund*

Todd True, *Earthjustice*