

March 11, 2003

Board Notification 2003-01

MEMORANDUM TO : Atomic Safety and Licensing Board  
and All Parties

FROM: Thomas McLaughlin, Project Manager **/RA/**  
Decommissioning Branch  
Division of Waste Management  
Office of Nuclear Material Safety  
and Safeguards

SUBJECT: SUPPLEMENTAL INFORMATION POTENTIALLY RELEVANT  
AND MATERIAL TO BOARD PROCEEDING IN THE MATTER  
OF THE U.S. ARMY AND THE JEFFERSON PROVING  
GROUND SITE

In conformance with the Commission's policy on notification of the Atomic Safety and Licensing Board (ASLB) of new, relevant, and material information, this memorandum provides the information discussed below.

In a letter dated February 4, 2003 (See Attached), the U.S. Army (the licensee) submitted a contingent request for an alternate decommissioning schedule for the Jefferson Proving Ground (JPG) license SUB-1435. The licensee states that the unexploded ordnance on site is a safety hazard and, therefore, the licensee would not be able to provide site-specific data if required by NRC during the technical review of the current decommissioning plan. The licensee proposes to submit a license amendment request for SUB-1435 that would create a 5-year renewable possession-only license for an indefinite time period. The licensee goes on to say that if NRC were to grant the license amendment, the licensee would then formally withdraw its current decommissioning plan since it would no longer be performing decommissioning at this time. The licensee would continue to conduct environmental monitoring as part of its radiation protection program to ensure that no depleted uranium is migrating off-site.

This information is being brought to the attention of the ASLB and all parties, as it may be relevant and material to issues pending before the ASLB.

Docket No. 40-8838-MLA  
ASLBP No. 00-776-04-MLA

Attachment: Letter from the U.S. Army dated February 4, 2003

cc w/attach: See next page

CONTACT: Thomas McLaughlin, NMSS  
301-415-5869

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and All Parties

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Decommissioning Branch  
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DATE	3/07/03		3/07/03		3/10/03		3/10/03		3/11/03	

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BOARD NOTIFICATION NO. 2003-01

U.S. ARMY  
(Jefferson Proving Ground Site)  
Docket No. 40-8838-MLA

Administrative Judge Alan S. Rosenthal,  
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Jefferson Proving Ground Site

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Jefferson Proving Ground Site

cc:

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U.S. ARMY SOLDIER AND BIOLOGICAL CHEMICAL COMMAND  
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5183 BLACKHAWK ROAD  
ABERDEEN PROVING GROUND  
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ATT. JOHN RUYACK

**ATTACHMENT**



REPLY TO  
ATTENTION OF

DEPARTMENT OF THE ARMY  
U.S. ARMY SOLDIER AND BIOLOGICAL CHEMICAL COMMAND  
5183 BLACKHAWK ROAD  
ABERDEEN PROVING GROUND, MARYLAND 21010-5424

04 FEB 2002

Office of the Director, Stockpile,  
Industrial, Remediation and Restoration

Mr. Larry Camper  
Chief, Decommissioning Branch  
Division of Waste Management  
Office of Nuclear Material Safety and Safeguards  
US Nuclear Regulatory Commission  
Washington DC 20555

Dear Mr. Camper:

In accordance with 10 CFR 40.42 (g) (2), the US Army makes a contingent request for an alternative schedule for submittal of a Decommissioning Plan for the termination of the Jefferson Proving Ground (JPG) license SUB-1435. The alternative schedule is necessary due to the acknowledged unexploded ordnance and the personnel safety hazard that would be created should the Army be requested by NRC to provide additional site specific data during technical review to further validate termination of the JPG license under 10 C.F.R. § 20.1403, restricted conditions.

The Army proposes that a license amendment for SUB-1435 be negotiated with NRC that would create a 5-year renewable possession only license for an indefinite time period. Contingent upon the successful negotiation of an indefinite duration possession only license amendment for JPG, the Army would then formally withdraw the revised Decommissioning Plan (June 2002) and Environmental Report (June 2002) for decommissioning of JPG administratively accepted by NRC for technical review on October 1, 2002.

Ms. Joyce Kuykendall, SBCCOM Radiation Safety Officer, may be contacted for additional information at (410) 436-7118, facsimile (410) 436-4445 or by email at [joyce.kuykendall@sbccom.apgea.army.mil](mailto:joyce.kuykendall@sbccom.apgea.army.mil).

Sincerely,

Dr. John Ferriter  
Director, Stockpile, Industrial,  
Remediation and Restoration