



DEPARTMENT OF THE ARMY
HEADQUARTERS, U. S. ARMY MATERIEL COMMAND
5001 EISENHOWER AVENUE, ALEXANDRIA, VA 22333-0001

August 29, 1990



Safety Office

File 12

Mr. John Kinneman
U.S. Nuclear Regulatory Commission
Region I
ATTN: Materials Licensing Branch
475 Allendale Road
King of Prussia, Pennsylvania 19406

Reference: AMCSF-P/90-0165/0174

Dear Mr. Kinneman:

In response to the Nuclear Regulatory Commission (NRC) Region I letter dated June 22, 1990, our higher headquarters has transmitted the NRC request for the Defense Logistics Agency (DLA) schedule of submission of license applications directly to DLA for reply to you. We have enclosed a copy of our higher headquarters correspondence for your information.

Please acknowledge receipt of correspondence on the enclosed DA Form 209, Delay, Referral or Follow-Up Notice. If you have any questions, please contact Ms. Patricia Elker, 202 274-9340.

Sincerely,

Patricia A. Elker
for Darwin N. Taras
Chief
Safety Office

Enclosures

Copies Furnished:
OASA (IL&E)
COMMANDER

CECOM, ATTN: AMSEL-SF
DESCOM, ATTN: AMSDS-SF
HQ, U.S. Nuclear Regulatory Commission, Office of Nuclear Material Safety and
Safeguards, Mail Stop 6H3, One White Flint, Washington, DC 20555

A/4

SEP 06 1990



DEPARTMENT OF THE ARMY
OFFICE OF THE ASSISTANT SECRETARY
WASHINGTON, DC 20310-0103



REPLY TO
ATTENTION OF

17 AUG 1990

MEMORANDUM FOR DIRECTOR, DEFENSE LOGISTIC AGENCY,
ATTN: DLA-W

SUBJECT: Defense Logistics Agency (DLA) Licensing for
Radioactive Material at Former Army Depots

The attached correspondence indicates that the Nuclear Regulatory Commission (NRC) has accepted the Memorandum of Agreement (MOA) between DLA and the U. S. Army Materiel Command (AMC).

The NRC recognizes the MOA as an interim solution. They stipulate that DLA obtain its own licenses, as soon as possible, but not later than the expiration dates of each license. Further, NRC seeks a schedule of DLA's submission of license applications by 31 October 1990.

Attached sheet provides a breakdown of the information required by NRC. Request that DLA furnish the missing data and provide the information to NRC. Kindly provide a copy of the response to the Commander, U. S. Army Materiel Command, ATTN: AMCSF, 5001 Eisenhower Avenue, Alexandria, VA 22333-0001.

Lewis D. Walker

Lewis D. Walker
Deputy Assistant Secretary of the Army
(Environment, Safety and Occupational Health)
OASA(I,L&E)

Attachments

cf:
DASD(FS,E&S)
SAIL-LOG
DACs-SF
AMCSF-P



UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
478 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19108

JUN 22 1990

License No. 29-01022-14
Docket No. 030-29741
Control No. 112685

Commander
U.S. Army Materiel Command
ATTN: AMCSF
5001 Eisenhower Avenue
Alexandria, Virginia 22333-0001

Gentlemen:

This letter accompanies the license amendment requested in your letter dated June 22, 1990.

From the June 5, 1990, meeting involving representatives of the Department of the Army (DOA), the Defense Logistics Agency (DLA), and the Nuclear Regulatory Commission's (NRC's) Headquarters (HQ) staffs, we recognize the high level of Department of Defense (DoD) management interest in the transfer of certain DOA depots to DLA control and DoD's accelerated schedule for these transfers. We also understand that it was only within the last few weeks that DoD, DLA, and DOA personnel planning these transfers recognized that these DOA/DLA transfers also involved NRC-licensed activities and that it was necessary to get NRC's prior written permission before the transfer could occur. Accordingly, we have issued the enclosed amendment(s) as an interim measure to meet DOA and DLA needs as well as the requirements of NRC's regulations. Please note that additional license amendments will be needed before changes are made in named personnel, operating procedures, or any other matter discussed in the documents incorporated by reference in each license.

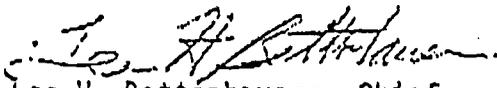
However, as noted in the June 5 meeting and in subsequent telephone conversations between NRC HQ personnel and representatives of DLA and DOA, the long-term solution is for DLA to obtain its own license(s) as quickly as possible, but not later than the expiration date on each affected license. Until DLA obtains its own licenses, DOA remains the licensee responsible for ensuring compliance with NRC regulations and all terms and conditions of its licenses.

We would appreciate receiving a schedule of DLA's submission of license applications. In the schedule, please provide the following information for each license affected by the transfer of DOA activities to DLA:

1. License number;
2. Name and address of DOA organization currently named in Items 1 and 2 of the license;
3. Expiration date;
4. Date by which DLA will submit application for license in its name;
5. NRC regional office responsible for licensing.

We would appreciate receiving your response to this letter by October 31, 1990. Please send copies of your response to the attention of Dr. John Glenn at NRC HQ and to the materials licensing sections in each affected NRC Regional Office.

Sincerely,


Lee H. Bettenhausen, Chief
Nuclear Materials Safety Branch
Division of Radiation Safety
and Safeguards



REGION III
799 ROOSEVELT ROAD
GLEN ELLYN, ILLINOIS 60137

JUL 02 1990

Commander
U.S. Army Material Command
ATTN: AMCSF-P
Ms. Patricia Elker, Chief
Health Physics
5001 Eisenhower Avenue
Alexandria, VA 22333-0001

Gentlemen:

Enclosed are Amendment Nos. 17, 17, 19, 13, 08, 16, 11, 08, and 18 to your NRC Licenses No. SUC-1380, 12-00722-04, 12-00722-06, 12-00722-07, 12-CC722-09, 12-00722-13, 12-00722-14, 21-01222-05 and 24-12705-01, respectively.

From the June 5, 1990, meeting involving representatives of the Department of the Army (DOA), the Defense Logistics Agency (DLA), and the Nuclear Regulatory Commission's (NRC's) Headquarters (HQ) staffs, we recognize the high level of Department of Defense (DoD) management interest in the transfer of certain DOA depots to DLA control and DoD's accelerated schedule for these transfers. We also understand that it was only within the last few weeks that DoD, DLA, and DOA personnel planning these transfers recognized that these DOA/DLA transfers also involved NRC-licensed activities and that it was necessary to get NRC's prior written permission before the transfer could occur. Accordingly, we have issued the enclosed amendment(s) as an interim measure to meet DOA and DLA needs as well as the requirements of NRC's regulations. Please note that additional license amendments will be needed before changes are made in named personnel, operating procedures, or any other matter discussed in the documents incorporated by reference in each license.

However, as noted in the June 5 meeting and in subsequent telephone conversations between NRC HQ personnel and representatives of DLA and DOA, the long-term solution is for DLA to obtain its own license(s) as quickly as possible, but not later than the expiration date on each affected license. Until DLA obtains its own licenses, DOA remains the licensee responsible for ensuring compliance with NRC regulations and all terms and conditions of its licenses.

We would appreciate receiving a schedule of DLA's submission of license applications. In the schedule, please provide the following information for each license affected by the transfer of DOA activities to DLA:

1. License number;
2. Name and address of DOA organization currently named in Items 1 and 2 of the license;

REC'D

19 JUL 1990

JUL 02 1990

3. Expiration date;
4. Date by which DLA will submit application for license in its name;
5. NRC regional office responsible for licensing.

We would appreciate receiving your response to this letter by October 31, 1990. Please send copies of your response to the attention of Dr. John Glenn at NRC HQ and to the materials licensing sections in each affected NRC Regional Office.

Please review the enclosed document carefully and be sure that you understand all conditions. You must conduct your program involving radioactive materials in accordance with the conditions of your NRC license, representations made in your license application, and NRC regulations. In particular, note that you must:

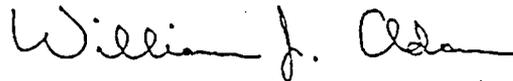
1. Operate in accordance with NRC regulations 10 CFR Part 19, "Notices, Instructions and Reports to Workers; Inspections," 10 CFR Part 20, "Standards for Protection Against Radiation," and other applicable regulations.
2. Possess radioactive material only in the quantity and form indicated in your license.
3. Use radioactive material only for the purpose(s) indicated in your license.
4. Notify NRC in writing of any change in mailing address.
5. Request and obtain appropriate amendment if you plan to change ownership of your organization, change locations of radioactive material, or make any other changes in your facility or program which are contrary to your license conditions or representations made in your license application and any supplemental correspondence with NRC. Any amendment request should be accompanied by the appropriate fee specified in 10 CFR Part 170.
6. Submit a complete renewal application with proper fee or termination request at least 30 days before the expiration date on your license. You will receive a reminder notice approximately 90 days before the expiration date. Possession of radioactive material after your license expires is a violation of NRC regulations.
7. Request termination of your license if you plan to permanently discontinue activities involving radioactive material prior to your expiration date.

JUL 02 1993

You will be periodically inspected by NRC. Failure to conduct your program in accordance with NRC regulations, license conditions, and representations in your license application will result in enforcement action against you in accordance with the General Policy and Procedures for NRC Enforcement Actions, 10 CFR Part 2, Appendix C.

If you have any questions or require clarification of any of the above stated information, contact us at (708) 790-5625.

Sincerely,



William J. Adam, Ph.D.
Materials Licensing Section

Enclosures:

1. Amendment No. 17, SUC-1380
2. Amendment No. 17, 12-00722-04
3. Amendment No. 19, 12-00722-06
4. Amendment No. 13, 12-00722-07
5. Amendment No. 08, 12-00722-09
6. Amendment No. 16, 12-00722-13
7. Amendment No. 11, 12-00722-14
8. Amendment No. 08, 21-01222-05
9. Amendment No. 18, 24-12705-01

cc w/enclosures:
J. Glenn, NMSS

DLA LICENSE APPLICATION SUBMISSION SCHEDULE

FOR

LICENSED MATERIALS AT FORMER ARMY DEPOTS

| <u>LICENSE NUMBER</u> | <u>NAME/ADDRESS OF DOA ORGANIZATION</u> | <u>EXPIRATION DATE</u> | <u>DLA SUBMIT DATE</u> | <u>NRC REG.</u> |
|---------------------------|--|----------------------------|----------------------------|---------------------|
| 29-01022-14 | US Army Comm Cnd Ft. Monmouth, NJ | 8-31-92 | | |
| SUC-1380 | US Army Armt Mun Chem Cnd Rock Island, IL | 10-31-93 | | |
| 12-00722-04 | same | 4-30-94 | | |
| 12-00722-06 | same | 4-30-94 | | |
| 12-00722-07 | same | 4-30-95 | | |
| 12-00722-09 | same | 1-30-91 | | |
| 12-00722-13 | same | 11-30-94 | | |
| 12-00722-14 | same | 5-31-91 | | |
| 21-01222-05 | US Army Tank Auto- motive Command Warren, MI | 5-31-92 | | |
| 24-12705-01 | US Army Troop Support Command St. Louis, MO | 2-28-94 | | |