

June 10, 2013

MEMORANDUM TO: Michael A. Norato, Chief
Materials Decommissioning Branch
Decommissioning and Uranium Recovery
Licensing Directorate
Division of Waste Management
and Environmental Protection
Office of Federal and State Materials
and Environmental Management Programs

FROM: Dominick Orlando, Senior Project Manager */RA/*
Special Projects Branch
Decommissioning and Uranium Recovery
Licensing Directorate
Division of Waste Management
and Environmental Protection
Office of Federal and State Materials
and Environmental Management Programs

SUBJECT: MEETING SUMMARY - TECHNICAL MEETING BETWEEN THE
U.S. ARMY INSTALLATION MANAGEMENT COMMAND STAFF
AND U.S. NUCLEAR REGULATORY COMMISSION STAFF TO
DISCUSS LICENSING DEPLETED URANIUM AT THE ARMY'S
HAWAIIAN INSTALLATIONS (Docket No.: 04009083)

On May 30, 2013, staff from the U.S. Nuclear Regulatory Commission (NRC) met at NRC headquarters in Rockville, Maryland with staff from the U.S Army Installation Management Command (Army), Judge Advocate General and safety and environmental support staff. The purpose of the meeting was to discuss the licensing of depleted uranium (DU) from the Davy Crockett weapon spotting round at the Army's Schofield Barracks and Pohakuloa Training Area (PTA) installations in Hawaii. The meeting was noticed on the NRC website on May 13, 2013, (Agency Document Access and Management System (ADAMS) Accession No.: ML13129A101) and interested members of the public were offered the opportunity to observe the meeting and ask NRC staff questions at the conclusion of the business portion of the meeting. Enclosure is the meeting attendee list.

On June 28, 2012, NRC staff provided a draft license to the Army incorporating license conditions that the NRC staff determined were necessary to ensure that the Army complied with NRC's regulations and requirements for the possession of the DU (ML12179A321). The Army provided its comments on the draft license on September 10, 2012 (ML 12265A173). On December 12, 2012, NRC and Army staff's met to discuss the draft license and the NRC staff meeting summary included an assessment of the Army's comments on the draft license

CONTACT: Dominick Orlando, FSME/DWMEP
(301) 415- 6749

(ML12354A165). On February 6, 2013, the Army provided its comments on the meeting summary and staff assessment (ML13046A176). On May 9, 2013, the NRC staff provided proposed resolutions to the Army's concerns (ML 13126A298).

The May 30, 2013, meeting focused on the NRC staff's proposed resolutions to the license conditions that had not been resolved in previous meetings and correspondence with the Army.

At the beginning of the meeting, the Army provided an opening statement concerning their position on the licensing of the DU (ML13157A072). In summary, the Army continues to believe that an exemption from the licensing requirements for DU is warranted and the Army will continue to pursue this option. However, the Army stated that it would continue to work with NRC to obtain a license for its Hawaiian installations while it pursued an exemption and the Army did not object to any of the resolutions proposed by the NRC staff. The proposed resolutions are included in ML13126A298 and are not included in this meeting summary, as the Army did not object to, or request any modification of, the proposed resolutions.

During the meeting, the NRC staff asked the Army to clarify its position regarding the status of the Programmatic Agreement entitled "Programmatic Agreement [PA] among the United States Army Garrison Hawaii, the Hawai'i State Historic Preservation Office and the Advisory Council on Historic Preservation for Section 106 Responsibilities for the Army Transformation of the 2nd Brigade, 25th Infantry Division (light) to a Stryker Brigade. This question was to clarify the status of the PA because the Army verbally stated in March 2013 that the PA had expired and was no longer in force. In April 2013 the Office of Hawaiian Affairs (OHA) stated in a letter that the PA was the controlling historic preservation document for the Army at the Schofield Barracks and PTA. During the meeting, the Army stated that while the PA had expired, the Army continued to perform its activities in accordance with the PA. The NRC staff stated that it would prepare a letter to the Army requesting this clarification in writing.

The Army agreed to revise the Radiation Safety Plan for the Hawaiian installations and submit it to NRC for review to support the issuance of the license. In addition, the Army will develop plant and air sampling plans, a decommissioning cost estimate and a decommissioning financial surety instrument for submission to NRC after the license is issued.

After the completion of the business portion of the meeting interested members of the public asked the NRC questions and provided comments on the licensing of DU on Army installation in Hawaii. An official from the OHA posed questions to the Army about the PA and provided the OHA position on the PA.

NRC ACTION ITEMS:

- Prepare a letter to the Army requesting clarification of its position on the PA.
- Prepare a letter to the OHA acknowledging receipt of their letter and informing the OHA that NRC would request clarification from the Army on the status of the PA.
- Review the Army's revised Radiation Safety Plan and, if acceptable, complete the actions necessary to issue a license for the Hawaiian sites.

ARMY ACTION ITEMS:

- Revise the Radiation Safety Plan for the Schofield Barracks and PTA and submit them to NRC for review.
- Provide clarification on the Army's position regarding the status of the PA.

Enclosure:
Meeting Attendee List

ARMY ACTION ITEMS:

- Revise the Radiation Safety Plan for the Schofield Barracks and PTA and submit them to NRC for review.
- Provide clarification on the Army's position regarding the status of the PA.

Enclosure:
Meeting Attendee List

ML13157A286

OFC	DWMEP	DWMEP	DWMEP	DWMEP
NAME	DOrlando	SAchten	MNorato	DOrlando
DATE	6/06/13	6/06/13	6/07/13	6/10/13

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MEETING ATTENDEE LIST

U.S. Nuclear Regulatory Commission

Andrew Persinko	Decommissioning and Uranium Recovery Licensing Directorate/Division of Waste Management and Environmental Protection (DURLD/DWMEP)
Michael Norato	DURLD/DWMEP
Tanya Oxenberg	DURLD/DWMEP
John Clements	DURLD/DWMEP
Leah Parks	Environmental Protection and Performance Assessment Directorate (DWMEP)
Maureen Conley	Office of Public Affairs
Brett Klukan	Office of the General Counsel
D. Blair Spitzberg	Division of Nuclear Safety, Region IV
Dominick Orlando	DURLD/DWMEP

U.S. Army

COL Gregory Baldwin	Installation Management Command (IMCOM)
MAJ Paul Muething	Army Environmental Law Division
Ann Wright	Army Office of General Counsel
Greg Komp	Army Safety
Has Honerlah	Army Corps of Engineers
Robert Cherry	Army IMCOM

Enclosure