



Department of Energy
 Richland Operations Office
 P.O. Box 550
 Richland, Washington 99352

JUN 12 2008

08-AMCP-0195

Ms. J. A. Hedges, Program Manager
 Nuclear Waste Program
 State of Washington
 Department of Ecology
 3100 Port of Benton
 Richland, Washington 99354

RECEIVED
 JUN 16 2008
EDMC

Dear Ms. Hedges:

HANFORD FEDERAL FACILITY AGREEMENT AND CONSENT ORDER (TRI-PARTY AGREEMENT) CHANGE PACKAGE M-91-08-03

The purpose of this letter is to transmit Tri-Party Agreement Change Package M-91-08-03 to the State of Washington Department of Ecology (Ecology) for approval. This change package combines the requirement of Tri-Party Agreement Interim Milestone M-91-45 to submit an annual report on remote handled and large container waste activities with the annual update of the M-91 Project Management Plan (PMP) required by Tri-Party Agreement Interim Milestone M-91-03. Combining these two milestones will provide a consolidated report of M-91 plans and activities. A draft of the change package was provided to your staff for review. The Tri-Party Agreement Interim Milestone M-91-45 information will be included in the June 2009 update of the M-91 PMP.

The U.S. Department of Energy, Richland Operations Office and Ecology public involvement staff have reviewed the change package and agree that the change does not meet the Tri-Party Agreement and Community Relations Plan significance criteria.

If you have any questions, please contact me, or your staff may contact Matt McCormick, Assistant Manager for the Central Plateau, on (509) 373-9971.

Sincerely,

David A. Brockman
 Manager

AMCP:GLS

Attachment

cc: See Page 2

Ms. J. A. Hedges
08-AMCP-0195

-2-

JUN 12 2008

cc w/attach:

G. Bohnee, NPT

L. Buck, Wanapum

N. Ceto, EPA

R. H. Engelmann, EFSH

S. Harris, CTUIR

R. Jim, YN

S. L. Leckband, HAB

M. L. Mandis, Ecology

D. E. McKenney, EFSH

K. Niles, ODOE

R. E. Piippo, FHI

K. M. Quigley, EFSH

D. G. Singleton, Ecology

R. Skinnarland, Ecology

J. G. Vance, FFS

Administrative Record (M-91)

Environmental Portal

Change Number M-91-08-03	Federal Facility Agreement and Consent Order Change Control Form Do not use blue ink. Type or print using black ink.	Date 5/30/2008
Originator Mark French		Phone (509) 373-9863
Class of Change <input type="checkbox"/> I – Signatories <input checked="" type="checkbox"/> II – Executive Manager <input type="checkbox"/> III – Project Manager		
Change Title Modification of Hanford Federal Facility Agreement and Consent Order Interim Milestones M-91-45 and M-91-03		
Description/Justification of Change This change package authorizes an update to the Hanford Federal Facility Agreement and Consent Order for the modification of two interim milestones. The complete scope of the M-91-45 interim milestone for an annual report for work relating to remote handled waste and large containers of remote handled and contact handled waste will be moved into the annual submittal of the M-91-03 project management plan. The integration of the M-91-45 scope into a single annual submittal eliminates a duplication of administrative effort in preparing and submitting two individual documents. The complete scope from M-91-45 will be moved to M-91-03.		
Impact of Change No impact to the environment or health and safety of the workforce. The change eliminates the duplication of administrative documentation. The information previously provided in September of each year through a separate M-91-45 report will now be consolidated into a single report, the M-91-03 project management plan that addresses all M-91 activities and is submitted annually in June.		
Affected Documents The Hanford Federal Facility Agreement and Consent Order, as amended and Hanford Site internal planning management, and budget documents (e.g., USDOE contractor Baseline Change Control documents; M-91-03 Hanford Site TRU mixed/mixed low level waste Project Management Plan, and LDR Report) as required.		
Approvals		
_____ Ecology	_____ Date	_____ Approved _____ Disapproved
_____ DOE-RL	 _____ Date	6/11/08 <input checked="" type="checkbox"/> Approved _____ Disapproved
_____ N/A	_____ Date	_____ Approved _____ Disapproved
_____ EPA	_____ Date	_____ Approved _____ Disapproved

Modifications to existing Tri-Party Agreement milestones are denoted with ~~strikeout~~; new milestone/text are denoted with shading.

<p>M-91-03</p>	<p>SUBMIT REVISION OF THE HANFORD SITE TRUM AND MIXED LOW LEVEL WASTE PROJECT MANAGEMENT PLAN (PMP) TO ECOLOGY PURSUANT TO AND IN COMPLIANCE WITH THE REQUIREMENTS OF AGREEMENT SECTION 11.5. REVISIONS OF THE PMP SHALL ADDRESS RCRA MIXED AND SUSPECT MIXED TRANSURANIC AND LOW LEVEL WASTE AND WILL CONSIDER AND EXPRESSLY EVALUATE THE IMPACT ON M-91 RETRIEVAL, TREATMENT AND PROCESSING CAPABILITIES, THAT MAY RESULT FROM RETRIEVAL, TREATMENT AND/OR PROCESSING OF ANY OTHER TRANSURANIC OR SUSPECT TRANSURANIC WASTE INCLUDING BUT NOT LIMITED TO OFF-SITE TRANSURANIC WASTE AND HANFORD SITE TRANSURANIC WASTE GENERATED AFTER 1/1/03.</p> <p>ANNUAL REVISIONS OF THE PMP WILL BE SUBMITTED ON JUNE 30 EVERY YEAR STARTING IN 2008 AND CONTINUING UNTIL THE M-91 MILESTONES ARE COMPLETED. THE PMP REVISIONS SHALL INCLUDE PLANS AND SCHEDULES TO MEET ALL THE REQUIREMENTS SET FORTH IN THE M-91 MILESTONE SERIES. EACH REVISION OF THE M-91-03 PMP SHALL, UPON APPROVAL BY ECOLOGY, SUPERSEDE PREVIOUS M-91-03 PMPs. EACH REVISION IS A DISTINCT WORK REQUIREMENT INDEPENDENTLY SUBJECT TO THE ENFORCEMENT PROVISIONS OF THIS AGREEMENT.</p> <p>THE PMP WILL INCLUDE A DESCRIPTION OF COMPLETED AND SCHEDULED WORK RELATING TO RH WASTE AND LARGE CONTAINERS OF RH AND CH WASTE PERFORMED IN ACCORDANCE WITH THE REQUIREMENTS OF THE M-91 MILESTONE SERIES. THE PMP WILL DOCUMENT WORK COMPLETED DURING THE PREVIOUS FEDERAL FISCAL YEAR AND WORK SCHEDULED FOR THE COMING FISCAL YEAR. THE PMP SHALL IDENTIFY BY CITATION ALL PUBLICLY AVAILABLE REPORTS DESCRIBING PERTINENT PROJECT ISSUES AND ACCOMPLISHMENTS, AND SHALL IDENTIFY ANTICIPATED PROJECTS FOR THE COMING YEAR.</p> <p>WITH RESPECT TO RH MIXED WASTE AND MIXED WASTE IN LARGE CONTAINERS, THE PMP SUBMITTED YEARLY WILL</p>	<p>DUE DATES AS INDICATED IN THE DESCRIPTIVE TEXT OF THIS MILESTONE</p>
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	<p>SPECIFICALLY INCLUDE AT LEAST ONE MEASURABLE ACTION(S) TO BE TAKEN BY DOE TO ACQUIRE CAPABILITIES TO MANAGE SUCH WASTES. THE PMP SHALL IDENTIFY SUCH MEASURABLE ACTIONS AT LEAST YEARLY.</p> <p>THE PMP SUBMITTED ON 12/31/2003 WILL NOT BE REQUIRED TO CONTAIN PLANS AND SCHEDULES FOR THE LDR TREATMENT (OR CERTIFICATION IN LIEU OF SUCH TREATMENT AS PROVIDED FOR IN M-91-42 AND M-91-44) OF TRUM WASTE. DOE SHALL REVISE THE PMP TO INCLUDE PLANS AND SCHEDULES FOR LDR TREATMENT (OR CERTIFICATION IN LIEU OF SUCH TREATMENT AS PROVIDED IN M-91-42 AND M-91-44) OF TRUM WASTE BY 12/28/06.</p> <p>PMP REVISIONS WILL BE SUBMITTED TO ECOLOGY FOR REVIEW AND APPROVAL AS PRIMARY DOCUMENTS PURSUANT TO AGREEMENT ACTION PLAN SECTION 9.2.1. DOE SHALL IMPLEMENT THE PLAN AS APPROVED.</p> <p>NOTE: WITH RESPECT TO PMP REVISIONS, THE REQUIREMENTS OF THIS MILESTONE CONCERNING PMP REVISIONS TO ADDRESS TRUM SHALL APPLY AS SET FORTH IN THE ACCOMPANYING SETTLEMENT AGREEMENT BETWEEN THE UNITED STATES AND THE STATE OF WASHINGTON, DEPARTMENT OF ECOLOGY, DATED OCTOBER 23, 2003.</p>	
<p>M-91-45</p>	<p>BY SEPTEMBER 30 OF EACH YEAR, DOE SHALL SUBMIT TO ECOLOGY A REPORT DESCRIBING COMPLETED AND SCHEDULED WORK RELATING TO RH WASTE AND LARGE CONTAINERS OF RH AND CH WASTE PERFORMED IN ACCORDANCE WITH THE REQUIREMENTS OF THIS MILESTONE SERIES. DOE'S REPORTS WILL DOCUMENT WORK COMPLETED DURING THE PREVIOUS FEDERAL FISCAL YEAR AND WORK SCHEDULED FOR THE COMING FISCAL YEAR. DOE'S REPORTS SHALL IDENTIFY BY CITATION ALL PUBLICLY AVAILABLE REPORTS DESCRIBING PERTINENT PROJECT ISSUES AND ACCOMPLISHMENTS, AND SHALL IDENTIFY ANTICIPATED PROJECTS FOR THE COMING YEAR.</p>	<p>9/30/2004 AND ANNUALLY THEREAFTER</p>