

United States Government

Department of Energy

memorandum

DATE: SEP 11 1987

REPLY TO
ATTN OF: RW-223

SUBJECT: Commitments Status Report from the DOE Meeting With States and Indian Tribes Held in Las Vegas, Nevada, May 28, 1987

TO: Distribution

The following status report is provided for Commitments 3, 4a, 5a, 6, 7, 8, 9, 13, 15, and 16 from the May 28, 1987, Las Vegas, Nevada, Meeting. We will report the status for the remaining Commitments at a later date.

If you have any questions or comments, please contact Judy Leahy on (202) 586-8320.

Commitment

Status

- | | |
|--|---|
| 3. Since all of the States and Indian Tribes were not invited to the Technical Code Coordinating Group (TCCG) meeting held on May 21-22, DOE will provide all TCCG meeting materials to the States and Indian Tribes. In the future DOE will ensure that all of the States and Indian Tribes receive invitations to all coordinating group meetings. | Completed. See Attachment 1, memorandum from H. Jackson Hale, dated August 18, 1987, to distribution. |
| 4a. DOE will provide summary information on the purpose of the technical coordinating groups to the States and Indian Tribes. | Completed. See Attachment 2, <u>Statement of Purpose of the Coordinating Groups</u> . |
| 5a. For Spokane #2, DOE will continue to work on the master calendar and set up a formal process to update and distribute the calendar to the States and Indian Tribes. | Completed. Master Calendar distributed monthly to affected parties. See Attachment 3, Memorandum from Stephen Kale, dated July 14, 1987, on Updating Master Calendar. |

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6. BWIP will provide the charge that is given to the hydrology task group to the States of Washington and Oregon and to the Indian Tribes before task group work begins.

Completed. See Attachment 4, letter from John Anttonen, dated July 28, 1987, to David Stewart-Smith on BWIP Hydrology Task Group. Same letter was sent to R. Halfmoon, W. Burke, R. Jim, and T. Husseman.
7. DOE will consider including representatives of the States of Washington and Oregon and of the Indian Tribes on the BWIP hydrology task group.

Completed. See Attachment 4.
8. SRPO will provide a status report on the 75-foot elevation change and any other pertinent changes relative to the Exploratory Shaft Facility in the baseline. SRPO will recheck the baseline distribution process and provide an analysis to the State of Texas within three weeks.

Completed. See Attachment 5, letter from R.C. Wunderlich, dated July 7, 1987, to Steve Frishman on ESF Title II Changes.
9. S. Kale will review with OGR staff the request of the States and Indian Tribes for an extension from a 90-day SCP public review schedule to a six-month review schedule, and report back to the States and Indian Tribes.

Completed. See Attachment 6, letters from Stephen Kale, dated September 3, 1987, to Melvin Sampson and Warren Bishop.
13. As recommended by the States and Indian Tribes, the Mission Plan Amendment will not define the consultation and cooperation (C&C) process. The Amendment will make references to: past C&C negotiations under Section 117(c) of the NWPA; the possibility of interim and/or partial agreements; and to the fact that generic negotiations are not acceptable.

Completed. Action taken June 9, 1987.
15. The Mission Plan Amendment description of past negotiations will be revised to reflect comments by the State of Washington.

Completed. Action taken June 9, 1987.

16. R. Gale will contact the Nez Perce, Umatilla, and Yakima representatives to obtain comments on the Mission Plan Amendment description of C&C negotiations with each of the Indian Tribes.

Completed. Telephone calls made June 6 and 8, 1987; no responses received.



Stephen H. Kale
Associate Director for
Geologic Repositories
Office of Civilian Radioactive
Waste Management

Attachments

DOE MEETING WITH STATES AND INDIAN TRIBES DISTRIBUTION LIST:

P. Alexander, Nez Perce Indian Tribe	F. Khattat, BIA
J. Anttonen, DOE-PO/BWIP	G. King, DOE-HQ/OPO
H. Aronson, Aronson & Associates	K. Klein, DOE-HQ/OSTS
A. Barros, Nez Perce Indian Tribe	J. Knight, DOE-HQ/OGR
A. Benson, DOE-HQ/OGR	S. Kraft, EEI
W. Bishop, WA-DOE	F. Kugzrak, Nez Perce Indian Tribe
G. Black, State of Oregon	M. Kunich, DOE-PO/NNWSI
M. Blazek, OR-DOE	M. Later, State of Utah
H. Bohlinger, State of Louisiana	J. Leahy, DOE-HQ/OGR
J. Bresee, DOE-HQ/OGR	D. Lettig, Yakima Indian Nation
G. Bronson, CTUIR	R. Loux, Jr., State of Nevada
M. Brown, Westinghouse Hanford Co.	E. Lundgaard, DOE-PO/NNWSI
W. Burke, CTUIR	L. Marks, DOE-HQ/OSTS
L. Calkins, CTUIR	B. Martin, Hall & Associates
G. Chehak, NCAI	S. Martin, State of Mississippi
F. Cook, NRC	L. McClain, DOE-PO/SRPO
U. Crowe, Yakima Indian Nation	C. McDavid, WESTON
R. DeVille, State of Louisiana	A. McDonough, DOE-HQ/OGR
L. Dick, CTUIR	R. Moffett, Nez Perce Indian Tribe
B. Dixon, State of Oregon	B. Mooney, State of Washington
W. Dixon, DOE-PO/NNWSI	M. Murphy, Duryea, Murphy
B. Easterling, DOE-HQ/OPO	R. Mussler, DOE-HQ/OGC
R. Forsythe, State of Mississippi	J. Neff, DOE-PO/SRPO
B. Foster, NCSL	T. Novak, State of Washington
J. Friloux, State of Louisiana	B. Oliver, State of Utah
B. Gale, DOE-HQ/OGR	M. Olsen, SAIC
R. Gale, DOE-HQ/OPO	R. Palm, State of Nevada
D. Gassman, DOE-PO/WMPONV	J. Palmer, State of Mississippi
C. Gertz, DOE-PO/NNWSI	J. Parker, State of Washington
J. Gervers, LATIR	R. Patt, State of Oregon
K. Goodmiller, GAO	E. Patten, Facilitator
K. Gover, Nez Perce Indian Tribe	C. Peabody, DOE-HQ/OGR
Green, Jr., State of Mississippi	H. Penney, Nez Perce Indian Tribe
U. Greene, Nez Perce Indian Tribe	M. Powell, DOE-PO/BWIP
G. Greene, Nez Perce Indian Tribe	M. Power, State of Washington
R. Halfmoon, Nez Perce Indian Tribe	P. Prestholt, NRC
D. Hancock, Southwest Research	W. Probst, DOE-HQ/OGR
B. Hanson, GAO	D. Provost, State of Washington
V. Harrison, Nez Perce Indian Tribe	D. Quaempts, CTUIR
M. Henry, Nez Perce Indian Tribe	B. Reilly, SAIC
M. Herwick, SAIC	J. Reuben, Nez Perce Indian Tribe
D. Hester, CTUIR	W. Rogers, CERT
R. Hilley, DOE-HQ/OSTS	S. Rouso, DOE-HQ/ORM
R. Holden, NCAI	C. Runyon, NCSL
N. Hovis, Yakima Indian Nation	J. Saltzman, DOE-HQ/OPO
D. Hoyle, AIF, Inc.	W. Scharber, State of Tennessee
T. Husseman, State of Washington	B. Schine, DOE-HQ
J. Hutchins, CERT	J. Schmidt, State of Nevada
T. Isaacs, DOE-HQ/OGR	C. Scott, Nez Perce Indian Tribe
R. Jim, Yakima Indian Nation	L. Shaw, WESTON
C. Johnson, State of Nevada	J. Siegel, AIF, Inc.
R. Kaiser, DOE-PO/NNWSI	R. Siek, Council of Energy Resource
S. Kale, DOE-HQ/OGR	D. Silver, State of Washington

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DOE MEETING WITH STATES AND INDIAN TRIBES DISTRIBUTION LIST (continued):

A. Slickpoo, Nez Perce Indian Tribe
D. Smith, State of Texas
J. Solorio, State of Nevada
W. Spell, State of Louisiana
L. Spruill, State of Mississippi
R. Stein, DOE-HQ/OGR
L. Steinmann, State of Washington
D. Stevens, David W. Stevens, Inc.
D. Stewart-Smith, OR-DOE
N. Still, NRC
R. Storey, State of Utah
H. Swainston, State of Nevada
D. Tahkeal, Yakima Tribal Council
E. Tana, NRC
B. Taylor, BIA
D. Tousley, Harmon & Weiss
Virgilio, NRC
T. Webster, Indian Health Services
J. Wesley, DOE-HQ/OGR
C. West, DOE-PO/NNWSI
D. White, Nez Perce Indian Tribe
M. Whitman, Consultant
M. Wilder, State of Washington
D. Wilson, Nez Perce Indian Tribe
J. Wisniewski, DOE-HQ/CP
J. Wittman, Yakima Indian Nation
D. Wolfe, CTUIR
B. Yallop, Yakima Indian Nation

9/08/87

ATTENDANCE

NAME	ORGANIZATION REPRESENTING	TELEPHONE
<u>NRC</u>		
Alan Duncan	NRC-NMSS/HLWM	FTS 427-4685
John Roberts	NRC-NMSS/FCMA	FTS 427-4205
James Schneider	NRC-NMSS/FCMA	(301) 437-4205
Jack Spraul	NRC-NRR/QA	FTS 492-4883
Fritz Sturz	NRC-NMSS/FCMA	FTS 427-4205
John Voglewede	NRC-NMSS/HLWM	FTS 427-4275
<u>TRIBAL REPRESENTATIVES</u>		
Sami Andrea	EWA/Yakima Indian Nation	(612) 332-0000
Glen Lane	Council of Energy Resource Tribes	(303) 832-6600
<u>DOE-TCCG</u>		
Hal Steinberg (Chairman)	DOE-HQ/OSTS	(202) 586-5616
Sid Ailes	Battelle-PMD/SRP	(614) 424-4912
Halil Avci	Battelle/OWTD	(312) 655-8642
Larry Clem	WESTON	(202) 646-6693
Jim Creer	Battelle-PNL	FTS 444-5853
Tony Eng	DOE-HQ/OGR	FTS 896-1715
Gregory Hartkopf	WESTON	(202) 646-6600
Dave Langstaff	DOE/RL-STD	FTS 444-1069
Jerald Leatham	EG&G Idaho	FTS 583-9253
Ginger Roccapiore	DOE-HQ/ORM	(202) 586-4780
Bill Roddy	ORNL	FTS 626-8348
Lawrence C. Sanchez	SNL/TTC	FTS 844-0423
Steve Singal	DOE-HQ/OGR	FTS 896-2878
Doug Smith	SAIC/NNWSI	FTS 575-1721

See packet 5
of 6 enclosures

WM DOCKET CONTROL
CENTER

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WM Record File	WM Project
<u>1A9</u>	<u>1</u>
	Docket No. _____
	PDR <input checked="" type="checkbox"/>
	LPDR _____
Distribution:	<u>Young, Ernest</u>
<u>REB 11313</u>	<u>Ballard</u>
<u>10B</u>	<u>Still</u>
(Return to WM, 623-SS)	<u>E. Tana</u>
<u>Dkunihiro</u>	<u>Rlickus</u>
<u>G. Sanborn</u>	<u>B. Trojanowski</u>

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