Office of the Garrison Commander

Mr. James Smith, Project Manager
Mailstop T8F5
US Nuclear Regulatory Commission
DERDIR, DURWP, NMSS
One White Flint North
11555 Rockville Pike
Rockville MD 20851

SUBJECT: Decommissioning Timeliness for Jefferson Proving Ground Nuclear Regulatory Commission License SUB-1435

Dear Mr. Smith:

Reference US Nuclear Regulatory Commission (NRC) license number SUB-1435 (Docket 040-08838) issued to the United States Department of Army, Rock Island Arsenal, for the possession of residual Depleted Uranium (DU) at Jefferson Proving Ground, Indiana. Provided as an enclosure is Nuclear Regulatory Commission Form 313 for license SUB-1435.

The US Army has reconsidered its approach to the continued operation of Jefferson Proving Ground (JPG) material license SUB-1435. In a letter dated February 18, 2016, the Army had indicated that it did not believe a timely decommissioning, under 10 CRF 40.42(d)(2), was applicable to the license SUB-1435. However, upon further consideration the US Army has determined it is in the best interest of the US Army and the public to pursue an exemption from a timely decommissioning under 10 CFR 40.42(d)(2).

To achieve this objective, the US Army requests an alternate decommissioning schedule per 40.42(i), i.e., an exemption from a timely decommissioning. In support of this exemption request, the US Army will begin developing a justification per 40.14(a).

This justification will demonstrate that the environmental and occupational risks of decommissioning JPG currently outweigh the benefits of that action. Further, the US Army will begin engaging the NRC in pre-application meetings to ensure the development and content of the exemption request conform to NRC guidance and expectations.
If you have any question concerning this letter, please contact Dr. Robert Cherry, the US Army Radiation Safety Officer for License SUB-1435. He can be reached at 210-466-0368 or Robert.N.Cherry.civ@mail.mil

Sincerely,

[Signature]

Elmer Speights Jr.
Colonel, Armor
Garrison Commander

Enclosure:
NRC Form 313 for license SUB-1435.
APPLICATION FOR MATERIALS LICENSE

INSTRUCTIONS: SEE THE APPROPRIATE LICENSE APPLICATION GUIDE FOR DETAILED INSTRUCTIONS FOR COMPLETING APPLICATION. SEND TWO COPIES OF THE ENTIRE COMPLETED APPLICATION TO THE NRC OFFICE SPECIFIED BELOW. AMENDMENTS/RENEWALS THAT INCREASE THE SCOPE OF THE EXISTING LICENSE TO A NEW OR HIGHER FEE CATEGORY WILL REQUIRE A FEE.

APPLICATION FOR DISTRIBUTION OF EXEMPT PRODUCTS FILE APPLICATIONS WITH:
MATERIALS SAFETY LICENSING BRANCH
DIVISION OF MATERIAL SAFETY, STATE, TRIBAL, AND RULEMAKING PROGRAMS
OFFICE OF NUCLEAR MATERIALS SAFETY AND SAFEGUARDS
U.S. NUCLEAR REGULATORY COMMISSION
WASHINGTON, DC 20555-0001

IF YOU ARE LOCATED IN:
ILLINOIS, INDIANA, IOWA, MICHIGAN, MINNESOTA, MISSOURI, OHIO, OR WISCONSIN,
SEND APPLICATIONS TO:
MATERIALS LICENSING BRANCH
U.S. NUCLEAR REGULATORY COMMISSION, REGION III
2443 WARRENVILLE ROAD, SUITE 210
Lisle, IL 60532-4352

ALASKA, ARIZONA, ARKANSAS, CALIFORNIA, COLORADO, HAWAII, IDAHO, KANSAS,
LOUISIANA, MISSISSIPPI, MONTANA, NEBRASKA, NEVADA, NEW MEXICO, NORTH
DAKOTA, OKLAHOMA, OREGON, PACIFIC TRUST TERRITORIES, SOUTH DAKOTA, TEXAS,
UTAH, WASHINGTON, OR WYOMING,
SEND APPLICATIONS TO:
NUCLEAR MATERIALS LICENSING BRANCH
U.S. NUCLEAR REGULATORY COMMISSION, REGION IV
1600 E. LAMAR BOULEVARD
ARLINGTON, TX 76011-4511

PERSONS LOCATED IN AGREEMENT STATES SEND APPLICATIONS TO THE U.S. NUCLEAR REGULATORY COMMISSION ONLY IF THEY WISH TO POSSESS AND USE LICENSED MATERIAL IN STATES SUBJECT TO U.S.NUCLEAR REGULATORY COMMISSION JURISDICTIONS.

1. THIS IS AN APPLICATION FOR (Check appropriate item)
   A. NEW LICENSE
   B. AMENDMENT TO LICENSE NUMBER
   C. RENEWAL OF LICENSE NUMBER

2. NAME AND MAILING ADDRESS OF APPLICANT (Include zip code)
   Colonel Elmer Speights, Jr.
   US Army Garrison Rock Island Arsenal (IMRI-ZA)
   1 Rock Island Arsenal
   Rock Island, IL 61299-5000

3. ADDRESS WHERE LICENSED MATERIAL WILL BE USED OR POSSESSED
   Jefferson Proving Ground
   Madison, IN 47250-5100

4. NAME OF PERSON TO BE CONTACTED ABOUT THIS APPLICATION
   Robert Cherry, Radiation Safety Officer
   BUSINESS TELEPHONE NUMBER
   (210) 466-0368
   BUSINESS CELLULAR TELEPHONE NUMBER
   (210) 313-0952
   BUSINESS EMAIL ADDRESS
   Robert.N.Cherry.civ@mail.mil

5. RADIOACTIVE MATERIAL
   a. Element and mass number; b. chemical and/or physical form; and c. maximum amount
   which will be possessed at any one time.

6. PURPOSE(S) FOR WHICH LICENSED MATERIAL WILL BE USED.

7. INDIVIDUAL(S) RESPONSIBLE FOR RADIATION SAFETY PROGRAM AND THEIR
   TRAINING EXPERIENCE.

8. TRAINING FOR INDIVIDUALS WORKING IN OR FREQUENTING RESTRICTED AREAS.

9. FACILITIES AND EQUIPMENT.

10. RADIATION SAFETY PROGRAM.

11. WASTE MANAGEMENT.

12. LICENSE FEES (Fees required only for new applications, with few exceptions)
   (See 10 CFR 170 and Section 170.31)
   FEE CATEGORY __________
   AMOUNT ENCLOSED $ __________

13. CERTIFICATION. (Must be completed by applicant) THE APPLICANT UNDERSTANDS THAT ALL STATEMENTS AND REPRESENTATIONS MADE IN THIS APPLICATION ARE BINDING UPON THE APPLICANT.
   THE APPLICANT AND ANY OFFICIAL EXECUTING THIS CERTIFICATION ON BEHALF OF THE APPLICANT, NAMED IN ITEM 2, CERTIFY THAT THIS APPLICATION IS PREPARED IN CONFORMITY WITH TITLE 10, CODE OF FEDERAL REGULATIONS, PARTS 30, 32, 33, 34, 35, 36, 37, 38, 39, AND 40, AND THAT ALL INFORMATION CONTAINED THEREIN IS TRUE AND CORRECT TO THE BEST OF THEIR KNOWLEDGE AND BELIEF.
   WARNING: 18 U.S.C. SECTION 1001 ACT OF JUNE 25, 1948 62 STAT. 749 MAKES IT A CRIMINAL OFFENSE TO MAKE A WILLFULLY FALSE STATEMENT OR REPRESENTATION TO ANY DEPARTMENT OR AGENCY OF THE UNITED STATES AS TO ANY MATTER WITHIN ITS JURISDICTION.

CERTIFYING OFFICER – TYPED/PRINTED NAME AND TITLE
Elmer Speights, Jr., Colonel, Armor, Garrison Commander,
US Army Garrison Rock Island Arsenal

SIGNATURE ___________________ DATE __________

FOR NRC USE ONLY

TYPE OF FEE __________
FEE CATEGORY __________
AMOUNT RECEIVED __________
CHECK NUMBER __________
COMMENTS __________

APPROVED BY ___________________ DATE __________

NRC FORM 313 (02-2016)
TO
MR. JAMES A. SMITH, JR.
NMSS/DUWP/MDB - MS 8 F5
ONE WHITE FLINT NORTH
11555 ROCKVILLE PIKE
ROCKVILLE MD 20852
(210) 466-0368

FROM
DONNA ANDERSON
HQ ARMY SUSTAINMENT COMMAND
BLDG 399, 4TH FLOOR NORTH AMSAS-LCM
ROCK ISLAND, IL 61299
UNITED STATES US

SHIP DATE: 11APR16
ACTWGT: 0.50 LB
CAD: 101682177
NET 3730

BILL SENDER

TUE - 12 APR 10:30A
PRIORITY OVERNIGHT

XC NSFA

20852
MD-US
IAD