



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
WASHINGTON, D.C. 20555-0001

January 17, 2020

Mr. Bryan Frey
Department of the Army
Office of the Assistant Chief
of Staff for Installation Management
Installation Services
Directorate, Environmental Division
600 Army Pentagon, Room 5C121A-1
Washington, DC 20310

Mr. Timothy Mikulski
Department of the Army
Army Safety Office,
Chief of Staff, DACS-SF
9351 Hall Rd
Fort Belvoir, VA 22060

**SUBJECT: REQUEST FOR VERIFICATION OF U.S. NUCLEAR REGULATORY
COMMISSION'S CONCLUSIONS REGARDING DEPLETED URANIUM PLAN
FINDINGS**

Dear Mr. Frey and Mr. Mikulski:

As explained in the U.S. Nuclear Regulatory Commission's (NRC) "Implementation Plan to Identify Depleted Uranium on Military Ranges and Determine Its Licensing Status," (DU plan) (Agencywide Documents Access and Management System (ADAMS) Accession No. ML19072A214) dated February 22, 2019, the NRC was to perform a records review to confirm that all depleted uranium (DU) on active or inactive military ranges is either authorized by an NRC license or addressed through the NRC/U.S. Department of Defense (DoD) Memorandum of Understanding (MOU) for Coordination on Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) Response Actions on DoD Sites with Radioactive Materials (ADAMS Accession No. ML16092A294).

The NRC has completed its records review and we have not found any DoD DU military ranges that are unlicensed and not address through the MOU. As noted in the DU plan, the NRC is now requesting your review to ensure all sites have been appropriately identified. Please review the attached table and (1) confirm that the list includes all active and inactive military ranges with licensable quantities of DU that have not been completely remediated; (2) confirm whether each site is authorized by an existing NRC license, is subject to the DoD MOU, or is unlicensed; and (3) if you identify any sites in addition to what NRC has identified which are not currently licensed or covered under the MOU, please outline the Army's current controls for protection of public health and safety at the site. Once your response is received, the NRC staff will prepare a publicly available report with details on the search criteria used, the results of the searches, and your response to this letter.

The attached table also includes the NRC's understanding of how the listed ranges are monitored and controlled to ensure adequate protection of public health and safety. You are also requested to review this summarized information to check for completeness and accuracy.

If the Army identifies any sites that are unlicensed and not addressed through the MOU, appropriate action will be taken as discussed in Step 2(b), "Confirm Response through Inspection," and Step 3, "Regulatory Oversight of Unlicensed DU," of the DU plan. The NRC does not expect you to conduct radiological surveys try to detect any such unlicensed ranges as part of confirming the information within this letter.

As requested above, please review the attached table and provide any additions and corrections within 90-days of the date of this letter. The NRC appreciates your voluntary cooperation to ensure any unlicensed DU ranges that are not addressed through the MOU are identified and addressed in a timely manner.

If you have any questions on this issue, please contact Stephen Dembek, at 301-415-2342 or stephen.dembek@nrc.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "Stephen S. Koenick".

Stephen S. Koenick, Chief
Low-Level Waste and Projects Branch
Division of Decommissioning, Uranium Recovery
and Waste Programs
Office of Nuclear Material Safety
and Safeguards

Attachment

cc: D. Morefield, DoD
R. Cherry, Army

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PLAN FINDINGS **DATE January 17, 2020**

DISTRIBUTION:

P. Yadav
R. Evans
M. LaFranzo

ADAMS Accession No.: ML19346F896***via email**

OFFICE	DUWP	R I	R III	R IV
NAME	SDembek	ADimitriadis	MKunowski	HGepford
DATE	1/3/20	1/3/20	1/7/20	1/6/20
OFFICE	R-I	OGC	DUWP	
NAME	CCahill	EHouseman	SKoenick	
DATE	1/6/20	1/9/20	1/17/20	

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