

DOE EM CLEANUP AND COMPLIANCE AGREEMENT FACT SHEET

SUMMARY

Data Element	Data
Site	Nevada Test Site
Agreement Name	Settlement Agreement for Transuranic (TRU) Mixed Waste Storage Issues at the Nevada Test Site (NTS)
State	Nevada
Agreement Type	Settlement Agreement
Legal Driver(s)	RCRA
Scope Summary	Settle the Finding of Alleged Violation (FOAV) and Order of November 1, 1990, and the FOAV of June 24, 1991, related to the TRU waste storage pad at Area 5 of the NTS
Parties	DOE; Nevada Department of Environmental Protection
Date	6/11/1992

SCOPE

- Settle the Finding of Alleged Violation (FOAV) and Order of November 1, 1990, and the FOAV of June 24, 1991, related to the TRU waste storage pad at Area 5 of the NTS.

ESTABLISHING MILESTONES

- Within 90 days of the effective date of this Agreement, DOE will provide to NDEP documentation of why the current inventory of TRU mixed waste cannot be removed until after WIPP becomes operational.
- DOE will report annually on its progress in certifying that the TRU waste stored at NTS meets the WIPP Waste Acceptance Criteria (WAC).

FUNDING

- No specific provisions are set forth in this document.

PENALTIES

- No specific monetary penalties are contained within this Agreement.
- The State covenants not to initiate or maintain any civil claim or action against DOE for the alleged violations addressed by this Agreement, for as long as DOE/NV is in compliance with this Agreement.
- In the event of any dispute regarding the terms or implementation of this Agreement, DOE and NDEP agree to attempt to resolve the dispute informally through discussions. If a resolution cannot be achieved, the matter will be referred to the Nevada State Director, Department of Conservation of Natural Resources, and the DOE Manager of DOE/NV for final resolution.