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**ENVIRONMENT DEPARTMENT**  
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MARK E. WEIDLER  
SECRETARY

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DEPUTY SECRETARY

February 7, 1997

Mr. David Neleigh, Chief  
Multimedia Planning and Permitting Division  
USEPA Region 6  
1445 Ross avenue, Suite 1200  
Dallas, Texas 75202-2733

RE: EPA Corrective Action Correspondence

Dear Mr. Neleigh:

The Water and Waste Management Division (WWMD) of the New Mexico Environment Department (NMED) would like to request copies of correspondence for which the Hazardous and Radioactive Materials Bureau (HRMB) does not have a signed copy (see attachment A). Attached tables summarize the current status of the HRMB's response to the following Environmental Protection Agency (EPA)-generated Corrective Action (CA) correspondence at Los Alamos National Laboratory (LANL). Correspondence sent to HRMB from EPA on Hazardous and Solid Waste Amendments (HSWA) CA activities have not been addressed for either/any of the following reasons: 1) HRMB does not have a formal signed copy, 2) a response is pending resolution of ecological risk-assessment policy issues or other programmatic issues, or 3) HRMB does not agree with EPA comments. HRMB reviews all correspondence received from EPA to ensure consistency of technical and policy issues prior to issuing a response.

Since receiving CA authorization, at LANL, HRMB has responded to 21 EPA-generated letters, does not agree with 2 letters received, does not have a signed copy of 20 letters; is in the process of preparing 6 letters, and has received, but not responded to 6 letters. The letters HRMB has not responded to are being withheld pending resolution of ecological risk-assessment policy issues or other programmatic issues.

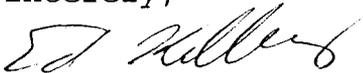


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WWMD appreciates the high quality of comments recently received from EPA and the enhanced communication observed between EPA and HRMB staff members. Thank you for your attention in this matter. If you should have any questions or comments please contact either myself or Mr. Robert S. "Stu" Dinwiddie of my staff at (505) 827-1558.

Sincerely,

  
Ed Kelley, Director  
Water and Waste Management Division  
New Mexico Environment Department

ED:td

cc: Benito Garcia, HRMB Chief  
Robert S. "Stu" Dinwiddie, Program Manager  
Teri Davis, HRMB  
FILE HSWA LANL G/P

## ATTACHMENT A

HRMB requests signed copies of the following EPA documents:

Comments Sent	NMED Sent	Name and Type of Document Sent (Revised as of 12/31/96)	Peer Review
4/5/96		Additional Information on Newly Identified AOC	Not approval doc
4/26/96		NOD for SAP for SWMU 21-018(b)	Not PR; outfall
4/26/96		NOD for Phase II SAP 21-024(i)	Outfall; Not PR
4/26/96		Comments on Draft Expedited Cleanup; SWMU 16-020	Peer Reviewed
5/16/96		Request for Changes in Due Dates for RFI Reports at TA-35, -2 and -41	Not approval doc
5/16/96		Request for Changes in Due Dates for RFI Reports at TAs-6, 7, 8, 9, 22, 40, 58, 62	Not approval doc
5/23/96		Review of Second Background Study for LANL; reviewed by M. Morton and S. Ellinger	Peer Reviewed
5/24/96		Approval of Deferred Action for SWMU 3-037, RFI Report	Not approval doc
6/7/96		2nd NOD for SWMU 31-001	Not PR; additional report required
6/20/96		Review of Draft Expedited Cleanup Completion Reports for LANL	Internal NMED
6/20/96		Review of NOD Response for SWMUs 10-001(a-d): 2nd NOD	Not PR; additional SAP required
6/18/96		NOD for SAP at SWMUs 21-016(a-c); reviewed by A. Chang	Peer Reviewed

Comments Sent	NMED Sent	Name and Type of Document Sent (Revised as of 12/31/96)	Peer Review
7/1/96		Approval letter of SAP for SWMU 1-007(1)	Not PR; similar sites already PR
7/8/96		Approval letter for RFI Report TA-33, MDA K	Peer Reviewed
7/17/96		Approval of RFI Report for TA-33 (14 SWMUs)	Peer Reviewed
7/17/96		Approval of RFI Report for TA-39	Peer Reviewed
7/18/96		NOD for RFI Report on SWMU 0-039; reviewed by A. Chang	Peer Reviewed
7/23/96		Approval letter for RFI Report on TA-45	PR no longer accepting documents
7/30/96		Approval of RFI Report for TA-36	ditto
8/6/96		Approval letter for RFI Report on TA-42	ditto

## ATTACHMENT B

The following summarizes the status of additional EPA correspondence in question:

Comments Sent	NMED Sent	Name and Type of Document Sent (Revised as of 12/31/96)	Peer Review
2/9/96	3/13/96	NOD for RFI Report TA-33 MDA K; Reviewed by S. Ellinger	Not PR; APR Ltr in PR
2/13/96	6/19/96	NOD for RFI Report TA-42; reviewed by P. Simiensi	Peer Reviewed
2/14/96	3/22/96	NOD for RFI Report TA-50; reviewed by P. Simiensi	Peer Reviewed
2/13/96	3/22/96	NOD for RFI Report for TA-48; reviewed by P. Simiensi	Peer Reviewed
2/8/96	3/13/96	NOD for RFI Report for SWMU 3-056(c)	Peer Reviewed
2/14/96	5/96	Comments on the Risk-Based Corrective Action Process at Los Alamos and Sandia	PR by Risk Assessment
2/15/96	7/10/96	Letter on QA problems with LANL Mobile Analytical Labs	Not approval doc
2/26/96	4/3/96	Imposing Corrective Measure Study for SWMU 16-021(c)	Not Approval doc
3/26/96	pending policy decision	Comments on Draft Ecological Risk Assessment Approach for LANL	PR by Risk Assessment
3/26/96	7/1/96	NOD for RFI Report on SWMU 0-030(g)	Not PR; outfalls
4/5/96	7/10/96	Stormwater Issue at TA-32	Not approval doc
4/5/96	7/10/96	Request for Extension for SAP at TA-21	Not approval doc

Comments Sent	NMED Sent	Name and Type of Document Sent	Peer Review
4/5/96	internal	RFI Report for Drilling at Material Disposal Area G	Not approval doc; for NMED internal
4/8/96	internal	Revised Priorities for Deliverable/Field work	Internal to NMED
4/16/96	4/24/96	NOD for RFI Report at TA-33 (14 SWMUs)	Peer Reviewed
5/1/96	7/10/96 nonAPR	Approval RFI Report for Channels at MDAs G, H, J, and L in TA-54	Not PR; partial sampling results
5/23/96	pending policy decision	NOD on RFI Report for TA-15; reviewed by P. Simiensi	Peer Reviewed
5/31/96	7/1/96 NOD now	Approval for RFI Reports 1B, 1C and Addendum 1B and 1C for TA-21	Not PR; septic tanks and outfalls
6/7/96	pending eco-risk	2nd NOD for SWMU 31-001	Not PR; additional report required
6/10/96	8/19/96	NOD for RFI Report TA-50 (3 SWMUs); reviewed by S. Ellinger	Peer Reviewed
6/11/96	7/1/96	RFI Report for SWMU 21-029, non-concur on NFA	Not approval doc
6/12/96	internal	Letter on latest version of the HSWA Module	Internal NMED
6/20/96	8/19/96	Extension Request for RFI Report MDA V at TA-21	Not approval doc
6/28/96	pending eco-risk	Approval for RFI Report for TA-32	Not PR; will undergo Phase II
6/28/96	pending eco-risk	Approval Letter for RFI Report for SWMU 3-010(a)	Peer Reviewed
6/24/96	pending eco-risk	NOD Response for TA-1, Aggregate F; Approval letter	Not PR; septic tank

Comments Sent	NMED Sent	Name and Type of Document Sent	Peer Review
7/12/96	8/16/96	NOD for RFI Report TA-14,12,67; reviewed by A. Chang	Peer Reviewed
7/17/96	HRMB does not agree	Approval of RFI Report for TAs 18 and 27	Not PR; similar sites already PR
7/23/96	8/19/96	Approval w/ Mod for RFI Report on TA-50	NOD peer reviewed
7/24/96	8/19/96	Approval letter w/ Mod for RFI Report on TA-48	ditto
7/26/96	Denial issued in Sept.	2nd NOD for RFI Work Plan for Addendum I OU 1114 reviewed by RM	ditto
10/29/96	in-progress	NOD letter for RFI Report on PRSs in TAs 8 and 9. Allen Chang	peer review complete, sent to PR 8/26/96
12/10/96	in-progress	NOD letter for RFI Report for SWMUs in TAs 20, 53, and 72. Allen Chang.	In peer review, sent 9/16/96
12/24/96	in-progress	NOD letter for RFI Report for PRSs in TA0-028. Allen Chang.	In peer review, sent 10/28/96
	in-progress	NOD letter for RFI Report for PRSs in TA-35. Allen Chang.	In peer review, sent 11/4/96
12/19/96	in-progress	NOD letter on LANL's SOP's for Environmental Restoration. Rich Mayer	No peer review, contractor review, then review by EPA WAM
12/20/96	in-progress	NOD letter on PRS 33-008(c) work plan. Allen Chang.	Sent to Peer review 11/15/96