

**Allen, Pam, NMENV**

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**From:** Maestas, Ricardo, NMENV  
**Sent:** Tuesday, January 17, 2012 12:44 PM  
**To:** Allen, Pam, NMENV  
**Subject:** FW: anniversary date training

Pam,  
Please include this in the December WIPP file

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**From:** Kliphuis, Trais, NMENV  
**Sent:** Tuesday, December 27, 2011 2:15 PM  
**To:** Holmes, Steve, NMENV; Maestas, Ricardo, NMENV  
**Subject:** FW: anniversary date training

fyi

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**From:** Kliphuis, Trais, NMENV  
**Sent:** Tuesday, December 27, 2011 2:15 PM  
**To:** 'Unger, Randy - DOE'  
**Cc:** Kieling, John, NMENV  
**Subject:** anniversary date training

Hi Randy,

Thanks again for sending this. I noticed a significant difference between what you sent and the WIPP permit. In the UTC case, the training never expires beyond the anniversary date and at WIPP, with the proposed change, the training may not be completed until after the anniversary date.

My staff (Richardo) also noticed

**As stated previously, states may interpret the regulatory requirements more stringently than the federal regulations and should be consulted for an interpretation on this matter.**

this:

In any case, once we received the list of training that the proposed language affects, we will most likely grant the change as a Class 1, as John and Jim had indicated.

Hope your holidays were wonderful. If you can let me know when I'll get the list, that would be helpful.

Thanks.

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**From:** Unger, Randy - DOE [<mailto:randy.unger@wipp.ws>]  
**Sent:** Thursday, December 22, 2011 4:54 PM  
**To:** Kliphuis, Trais, NMENV  
**Cc:** Fesmire, Courtland - DOE; Farrell, Richard - DOE  
**Subject:** RE: my email

Thanks, Trais.

I've attached the correspondence between United Technologies (UT) and EPA regarding the subject qualification question.

In this question, UT provides a 90-day window in which personnel requiring refresher training would be allowed to requalify any time within a 90-day period before the participant's anniversary date. Therefore, as noted in the documentation, if a participant's training anniversary occurred on 1 June, that individual would be allowed to take the refresher as early as 1 March of the following year. This then, could result in the participant going as long as 15 months between training in the following year.

UT requests guidance as to whether this practice complies with the EPA regulatory interpretation regarding annual training, and EPA concurs with the practice.

I'll be in next week, but will be on leave the following two weeks. If you have any other questions thereafter, please contact Richard Farrell (week of the 3<sup>rd</sup> of January – 575-234-7459) or Court Fesmire (week of the 9<sup>th</sup> of January—575-234-7548), who will be acting for me until my return on 17 January.

Otherwise, I hope you'll receive all the presents you're expecting this year!

Thanks again and Merry Christmas!

randy

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**From:** Kliphuis, Trais  
**Sent:** Wednesday, December 21, 2011 2:59 PM  
**To:** Unger, Randy - DOE  
**Subject:** my email

Hi Randy,

Here is my email.

Thanks for following up on this.

Happy holidays!