



NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

ED
To Be...

OFFICE OF THE SECRETARY
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-5950

Jennifer A. Salisbury
CABINET SECRETARY

ENTERED

December 16, 1996

RECEIVED

DEC 18 1996

NM ENVIRONMENT DEPARTMENT
OFFICE OF THE SECRETARY

Mr. George Dials, Manager
Carlsbad Area Office
U.S. Department of Energy
P.O. Box 3090
Carlsbad, New Mexico 88221

Dear Mr. Dials:

This is in regard to your letter of November 29, 1996, providing notification of DOE's intent to commence shipments to WIPP within a year (*i.e.*, by November 30, 1997). On behalf of Governor Gary E. Johnson and members of the N.M. Radioactive Waste Consultation Task Force, thank you for this notice and for your commitment to provide more detailed information on the first shipments as it becomes available.

In order to assist you in meeting the State's notification requirements with respect to WIPP shipments, I am enclosing a copy of a living document entitled "WIPP Shipment Notification to New Mexico," Rev. 2, November 1996. This document, developed in consultation with all State agencies represented on the Task Force, identifies the specific information we are requesting concerning advance notice about prospective shipments of transuranic waste to WIPP. Included are written, electronic, and other types of notification requirements governing the first and all subsequent shipments to the repository. Your stated intent to send us, by January 31, 1997, a projected shipment schedule for all of calendar year 1998-- and to update that schedule every six months, dovetails precisely with those initial requirements listed in the enclosure.

It is my full intention to continue the cooperative working relationship we have had with DOE-CAO regarding advance notice of WIPP shipments. We remain committed to further refining the enclosed notification procedures so as to efficiently and effectively meet our respective needs.

Sincerely,

Jennifer A. Salisbury
Cabinet Secretary and Chair
N.M. Radioactive Waste Consultation Task Force

c: Governor Gary E. Johnson
Task Force Cabinet Agencies (NMED)

961208



WIPP SHIPMENT NOTIFICATION TO NEW MEXICO

Procedures Applicable to the 1st WIPP Shipment

- *Annual Schedule:*

1. To be developed by the U.S. Department of Energy's Carlsbad Area Office (DOE-CAO), in consultation with the State of New Mexico, no later than one (1) year prior to the projected date of the first waste shipment to WIPP, as such date is indicated on the most current version of the DOE-CAO Disposal Decision Plan for WIPP.
2. To be in writing.
3. To be provided directly to the Governor of New Mexico, the Chair of the N.M. Radioactive Waste Consultation Task Force (Task Force), and to the Secretary of the N.M. Department of Public Safety (DPS), as indicated in Attachment I.
4. To include the most current, accurate information available on the projected timing and number of prospective WIPP shipments from each point-of-origin site over the coming year, beginning on the date of the first shipment to the repository. In addition, the schedule will delineate this information:
 - a. by date of initial shipment (*i.e.*, month and calendar year of initial shipment from each point-of-origin site);
 - b. by priority ranking for shipment dispatch (*i.e.*, which site ships first, which one second, third, etc.);
 - c. by rate of dispatch (*i.e.*, average number of shipments per week from each point-of-origin site); and,
 - d. by proper shipping name, type of isotope (*e.g.*, Pu239), and transuranic waste classification (*i.e.*, either contact-handled or remote-handled).
5. To be updated no later than (6) six months from the date of issuance. The revised annual schedule, reflecting a full one-year projection of WIPP shipments, shall be delivered to those individuals identified in Paragraph 3, above.

- *Monthly Posting of Six-week Projection on TRANSCOM:*

1. DOE-CAO will provide to the TRANSCOM Control Center (TCC) at the end of each month, beginning no later than October 1997, a six-week projection of scheduled WIPP shipments.

Procedures Applicable to the 1st WIPP Shipment (continued)

2. Any subsequent changes to the information provided in the monthly six-week projection will be forwarded without undue delay by DOE-CAO to the TCC for immediate posting on TRANSCOM.
3. DOE-CAO will work with the TCC to ensure the monthly six-week projection is posted accurately and immediately on the TRANSCOM system.

● *Fourteen (14) days prior to 1st WIPP shipment:*

1. Direct written notice to the Governor, the Task Force Chair, and to the DPS Secretary, as indicated in Attachment I.
2. DOE-CAO shall immediately notify the Governor, the Task Force Chair, and the DPS Secretary, both in writing and by phone, of any changes to the information provided in the 14-day advance written notice that occur prior to the 48-hour notice, below. In addition, any such changes shall be posted immediately on the TRANSCOM system.

● *Seven (7) days prior to 1st WIPP shipment:*

1. DOE-CAO will provide to the TCC at least seven (7) days prior to the 1st WIPP shipment such updated and revised information as is necessary on said shipment, including the bill of lading.
2. DOE-CAO will work with the TCC to ensure the seven-day revised and updated schedule is posted accurately and immediately on the TRANSCOM system.
3. Any subsequent changes to the information provided in the 7-day notice will be posted immediately on TRANSCOM.

● *Forty-eight (48) hours prior to 1st WIPP shipment:*

1. Direct phone call and facsimile to the Governor, the Task Force Chair, and to the DPS Secretary, as indicated in Attachment I.
2. Posting/verification of information on TRANSCOM.

● *Thirty (30) minutes prior to a WIPP shipment entering the State of New Mexico:*

1. One of the drivers of the WIPP vehicle will directly contact by phone the Raton Port of Entry operated by the MTD, as indicated in Attachment I.

Procedures Applicable to the 1st WIPP Shipment (continued)

- *Notification on TRANSCOM of Shipment Arrival at the WIPP Site:*
 1. DOE-CAO will notify the TCC of the shipment's arrival at the WIPP site.
 2. DOE-CAO will work with the TCC to ensure information on each shipment's arrival at WIPP is posted accurately and immediately on the TRANSCOM system.

Procedures Applicable to All Subsequent WIPP Shipments

- *Annual Schedule:*
 1. To be developed by the U.S. Department of Energy's Carlsbad Area Office (DOE-CAO), in consultation with the State of New Mexico, no later than January 31 of each year, beginning in the calendar year immediately following the one in which the first WIPP shipment occurs.
 2. To be in writing.
 3. To be provided directly to the Governor of New Mexico, the Task Force Chair, and to the DPS Secretary, as indicated in Attachment I.
 4. To include the most current, accurate information available on the projected timing and number of prospective WIPP shipments from each point-of-origin site over the coming year. In addition, the schedule will delineate this information:
 - a. to indicate the opening of any new shipping corridors;
 - b. by rate of dispatch (*i.e.*, average number of shipments per week from each point-of-origin site); and
 - c. by type of transuranic waste (*i.e.*, either contact-handled or remote-handled).
 5. To be updated no later than July 31 of each year. The revised annual schedule, reflecting a full one-year projection of WIPP shipments, shall be delivered to those individuals identified in Paragraph 3, above.

Procedures Applicable to All Subsequent WIPP Shipments (continued)

- *Monthly Posting of Six-week Projection on TRANSCOM:*
 1. DOE-CAO will provide to the TRANSCOM Control Center (TCC) at the end of each month, beginning October 1997, a six-week projection of scheduled WIPP shipments.
 2. Any subsequent changes to the information provided in the monthly six-week projection will be forwarded without undue delay by DOE-CAO to the TCC for immediate posting on TRANSCOM.
 3. DOE-CAO will work with the TCC to ensure the monthly six-week projection is posted accurately and immediately on the TRANSCOM system.

- *Seven-day Update on TRANSCOM:*
 1. DOE-CAO will provide to the TCC at least seven (7) days prior to each WIPP shipment such updated and revised information as is necessary on said shipment.
 2. DOE-CAO will work with the TCC to ensure the seven-day revised and updated schedule is posted accurately and immediately on the TRANSCOM system.
 3. Any subsequent changes to the information provided in the 7-day notice will be posted immediately on TRANSCOM.

- *Thirty (30) minutes prior to a WIPP shipment entering the State of New Mexico¹:*
 1. One of the drivers of the WIPP vehicle will directly contact by phone the nearest Port of Entry operated by the MTD, as indicated in Attachment I.

¹This 30-minute notification will be provided on a trial basis for a period of six months. At the end of this six-month trial, DOE-CAO and the State will jointly assess and evaluate whether it should continue.

**ATTACHMENT I:
WIPP SHIPMENT NOTIFICATION TO NEW MEXICO**

Governor Gary E. Johnson
State Capitol Building, 4th Floor
Santa Fe, NM 87503
Phone: 505/827-3000
Fax: 505/827-3026

Alternates: Lou Gallegos, Chief of Staff
Kelly Ward, Deputy Chief of Staff

Jennifer A. Salisbury, Cabinet Secretary and Chair
N.M. Radioactive Waste Consultation Task Force
2040 Pacheco Street
Santa Fe, NM 87505
Phone: 505/827-5950
Fax: 505/827-1150

Alternates: Chris Wentz, Task Force Coordinator
Heidi Snow, Task Force Assistant Coordinator

Darren White, Cabinet Secretary
N.M. Department of Public Safety
4491 Cerrillos Road
P.O. Box 1628
Santa Fe, NM 87504
Phone: 505/827-3370
Fax: 505/827-3434

Alternates: John Shea, DPS WIPP Coordinator
(505/476-9628:Office 505/690-1420:Mobile)
State Police Headquarters Communications Center
(505/827-9126; available 24 hours/day)

New Mexico Motor Transportation Division (MTD):

Raton Port of Entry (for Hanford, INEL, Rocky Flats shipments)
Phone: 505/445-8419
Fax: 505/445-2098

Pojoaque Port of Entry (for LANL shipments)
Phone: 505/455-2221

Carlsbad Port of Entry (for SRS, Mound, ANL-E, Oak Ridge shipments)
Phone: 505/885-2026

Alternates: Bill Brubaker, MTD WIPP Coordinator (505/827-0644)
Lt. Tim Dabbs, MTD Director (505/827-0321)



Department of Energy

Carlsbad Area Office
P. O. Box 3090
Carlsbad, New Mexico 88221

• Received

DEC 02 1996

November 29, 1996

Ms. Jennifer Salisbury
Cabinet Secretary
NM Energy, Minerals & Natural Resources Dept.
2040 S. Pacheco Street
Santa Fe, NM 87505

Dear Ms. Salisbury:

I am pleased to announce that the Carlsbad Area Office (CAO) intends to initiate transuranic waste shipments to the Waste Isolation Pilot Plant (WIPP) within the next year. As required by the U.S. Congress in passing the WIPP Land Withdrawal Amendment Act, these shipments will begin by November 30, 1997.

This notification responds to the following requirements:

- The WIPP Land Withdrawal Act (amended in October 1996) directing the DOE to notify the states and Indian tribes in advance of any shipments to be made to the WIPP; and
- Requirements drafted by the Western Governors' Association and the State of New Mexico to provide advance notice of any transuranic waste shipments and at least a one year advance notification of the DOE's intent to make the first shipment.

In accordance with these requirements, I will send you, by January 31, 1997, a projected shipment schedule for all of calendar year 1998. This annual schedule will be updated every six months.

The first shipments, which will come from the Idaho National Engineering Laboratory, the Rocky Flats Environmental Technology Site, and the Los Alamos National Laboratory, will carry contact-handled waste that meets all waste acceptance criteria certification and transportation requirements. As soon as the CAO has updated shipping schedules, I will provide you with additional information about radioisotope and curie content of the first shipments.

These shipments will culminate many years of environmental research the Department of Energy has dedicated to establishment of safe disposal of transuranic radioactive waste. I appreciate the cooperative working relationship we have had with your office to achieve this milestone.

If you have any questions about the shipping schedule or protocols, please call me at (505) 234-7300.

Sincerely,

A handwritten signature in cursive script that reads "George E. Dials".

George E. Dials
Manager



Printed on recycled paper