

2004 INTERGOVERNMENTAL MEETING WITH THE U.S. DEPARTMENT OF ENERGY

HILTON CRYSTAL CITY AT RONALD REAGAN NATIONAL AIRPORT
2399 JEFFERSON DAVIS HIGHWAY, ARLINGTON, VA 22202

PARTICIPATING INTERGOVERNMENTAL GROUPS
ENERGY COMMUNITIES ALLIANCE
ENVIRONMENTAL COUNCIL OF THE STATES
NATIONAL ASSOCIATION OF ATTORNEYS GENERAL
NATIONAL GOVERNORS ASSOCIATION
STATE AND TRIBAL GOVERNMENT WORKING GROUP

AGENDA

Tuesday, December 7, 2004

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| 6:00pm – 9:00pm | NAAG | <i>Charleston I</i> |
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Wednesday, December 8, 2004

| INTERGOVERNMENTAL GROUPS MEET SEPARATELY | | |
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| 8:00am – 10:00am | NGA Federal Facilities Task Force | <i>Dewey I</i> |
| 8:00am – 10:00am | NAAG | <i>Charleston I</i> |
| 8:00am – 9:45am | Tribal Executive Session (STGWG Tribal Members and DOE Tribal POCs) | <i>Farragut Room</i> |
| 8:30am – 11:30am | ECA | <i>Charleston II</i> |
| 10:15am – 11:45am | STGWG Executive Session | <i>Farragut Room</i> |

| INTERGOVERNMENTAL GROUPS MEET WITH DOE OFFICIALS | | |
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| 11:45am – 1:00pm | LUNCHEON Keynote Speaker: <i>Ambassador Linton F. Brooks</i> <i>Administrator, National Nuclear Security Administration</i> | <i>Decatur Room</i> |
| 1:00pm – 1:05pm | Reconvene in meeting room | <i>Farragut Room</i> |
| 1:05pm – 1:15pm | Introductions and welcoming remarks for Joint Meeting | <i>Farragut Room</i> |
| 1:15pm - 2:00pm | Office of Environmental Management – Progress Report <i>Acting Assistant Secretary Paul Golan, Office of Environmental Management</i> Mr. Golan will address: <ul style="list-style-type: none"> ◆ End states ◆ Progress on accelerated cleanup ◆ DOE-EM's priorities for the coming year ◆ Questions and Answers | <i>Farragut Room</i> |

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| 2:00pm – 3:15 pm | <p>PANEL DISCUSSION: End States—Outcome of Chicago Workshop and What’s Next Moderator: Doug Frost, Project Director, Office of Environmental Management</p> <p>Panelists:</p> <ul style="list-style-type: none"> • Kara Colton, Senior Policy Analyst, National Governors Association • Bob Goldsmith, Director, Office of Core Technical Group • Jim Woolford, Director, Federal Facilities Restoration and Reuse Office, US EPA • Tom Winston, Chief, Southwest District Office and Office of Federal Facilities Oversight, Ohio EPA • David Abelson, Executive Director Rocky Flats Coalition of Local Governments • Willie Preacher, Director, Tribal/DOE, Shoshone-Bannock Tribes <p>The session will begin with a brief overview of the output from the October 2004 DOE/Intergovernmental Groups Risk-Based End States Next Steps Workshop in Chicago and an update by DOE on how that output is being synthesized into workable next steps. A panel of representatives from DOE and intergovernmental groups will address key challenges and opportunities for End States implementation.</p> | Farragut Room |
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| 3:15 pm – 3:30pm | BREAK | Admiralty Ballroom Foyer |
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| 3:30 pm – 4:00 pm | <p>Report from Office of Civilian and Radioactive Waste on Yucca Mountain Jim Owendoff, Associate Director of Integration, Office of Civilian and Radioactive Waste</p> | Farragut Room |
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| 4:00 pm – 5:00pm | <p>Presentation—Natural Resource Damages Approaches</p> <p>Panelists:</p> <ul style="list-style-type: none"> • Eli Reinharz, Ecologist, NOAA Damage Assessment Center, National Oceanic and Atmospheric Administration • Vicky Peters, Senior Assistant Attorney General, State of Colorado • Steven Miller, Deputy Assistant General Council for the Environment, US Department of Energy <p>As some DOE sites begin to negotiate and execute agreements that speak to natural resource damages, Natural Resource Damages under CERCLA is a subject that remains to be fully developed in the context of the DOE sites. In the context of the Oil Pollution Act, the National Oceanic and Atmospheric Administration has developed an approach to damage assessment that is designed to expedite assessment and settlement. This presentation will explore this Cooperative Assessment initiative, specifically looking at:</p> <ul style="list-style-type: none"> • The parallels and differences between the two statutes • The possibility of adapting the Cooperative Assessment process to the CERCLA context. | Farragut Room |
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| 5:00pm – | DINNER ON YOUR OWN | |
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Thursday, December 9, 2004

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| 7:30pm – 8:30pm | BREAKFAST | <i>Admiralty Ballroom Foyer</i> |
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INTERGOVERNMENTAL GROUPS MEET WITH DOE OFFICIALS

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| 8:15am – 9:45am | PANEL DISCUSSION: Avoiding Gridlock: Obstacles to Waste Disposition <i>Moderator: Bill Ross, Ross & Associates Environmental Consulting</i> <i>Panelists:</i> <ul style="list-style-type: none">• <i>Cynthia Anderson, Director, Office of Federal Disposition Options</i>• <i>Dennis Ashworth, Director, Office of Transportation</i>• <i>Jerry Boese, Ross & Associates Environmental Consulting</i>• <i>Christine Gelles, Director, Office of Commercial Disposition Options</i>• <i>Frank Marcinowski, Deputy Assistant Secretary for Logistics & Waste Disposal Enhancement</i>• <i>Mike Wilson, Program Manager, Washington State Department of Ecology</i> <p>With the reorganization of EM, the Corporate Project Team effort, personnel changes, and the involvement of new DOE offices, much has changed in the waste management universe. This panel will review where we are and where we are going on some fundamental aspects of waste management: what are DOE's plans for treating and disposing of waste (especially, problematic or "orphan" waste), and what is the overarching picture of waste movement across the complex.</p> <p>Discussion topics will include:</p> <ul style="list-style-type: none">◆ Decision-making process for "orphan" wastes◆ Dealing with problematic wastes◆ Seeing the big picture of waste movement complex-wide◆ NNSA's approach to waste management and disposition◆ Status of process for moving RH-TRU waste to WIPP | <i>Farragut Room</i> |
| 9:45am – 10:30am | View from Capitol Hill and FY '05 Appropriations Brief <i>Gene Schmitt, Associate Deputy Assistant Secretary Office of Business Operations</i> | <i>Farragut Room</i> |

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| 10:30am – 10:45am | BREAK | |
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| 10:45am – 11:15am | Office of Legacy Management – Initiatives, Priorities, Progress <i>Dave Geiser, Director, Office of Policy and Site Transition, Office of Legacy Management</i> | <i>Farragut Room</i> |
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| 11:15am – 12:30pm | PANEL DISCUSSION: Long-Term Stewardship Moderator: Jon Sandoval, Co-Chair of ECOS Federal Facilities Forum | <i>Farragut Room</i> |
| | Panelists: <ul style="list-style-type: none"> • Arnie Edelman, REM, Environmental Stewardship Program Manager, Office of Science • Dave Geiser, Director, Office of Policy and Site Transition, Office of Legacy Management • Bob Goldsmith, Director, Office of Core Technical Group, Office of Environmental Management • Debbie Swichkow, Senior Advisor to the Director, Office of Nuclear Energy, Science and Technology | |
| | <p>The Office of Legacy Management, now one year old, is actively working on post-closure agreements for Rocky Flats, Weldon Spring, Fernald, and Mound. How are issues related to funding, roles and responsibilities, regulatory authority, applicability of state laws, and institutional controls being worked out, and what lessons have been learned that might apply broadly to other LTS sites?</p> <p>Discussion topics may include:</p> <ul style="list-style-type: none"> ◆ Status of post-closure planning at Rocky Flats, Weldon Spring, Fernald, and Mound ◆ Outlining roles and responsibilities of state, local, tribal, and private entities' roles as well as the Federal government's ◆ Federal compliance with state laws ◆ Update on lead regulator issue ◆ Data standards for institutional controls | |

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| 12:30pm – 1:45pm | LUNCHEON | <i>Decatur Room</i> |
| | Presentation by the Santa Clara Pueblo Tribal Dancers | |

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| 1:45 pm | PLENARY SESSION ADJOURNS | |
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| INTERGOVERNMENTAL GROUPS MEET JOINTLY | | |
| 1:45pm – 2:45pm | Intergovernmental Groups – Joint Meeting Facilitated Discussion: In light of what we learned in this meeting, what joint messages do the intergovernmental groups want to transmit to DOE? | <i>Farragut Room</i> |

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| 2:45pm - 3:00pm | ADJOURN TO INDIVIDUAL GROUP MEETINGS | |
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| INTERGOVERNMENTAL GROUPS MEET SEPARATELY | | |
| 3:00pm – 5:00pm | NGA Federal Facilities Task Force | <i>Dewey I</i> |
| 3:00pm – 5:00pm | NAAG reconvenes | <i>Charleston I</i> |
| 3:00pm – 5:00pm | STGWG Tribal Session | <i>Dewey II/III</i> |

Friday, December 10, 2004

8:30am – 11:30am

STGWG Open Session convenes

Dewey II/III