

Interagency Agreements, DSMOAs, and Cooperative Agreements

Interagency Agreements

Federal facilities are required to enter into an Interagency Agreement (IAG) or a Federal Facility Agreement (FFA) within 180 days of completion of the remedial investigation and feasibility study (RI/FS) at a National Priorities List (NPL) installation, per the Superfund Amendments and Reauthorization Act (SARA) provisions codified as CERCLA §120(e)(2). The IAG outlines the responsibilities of the Military Components, the U.S. Environmental Protection Agency (U.S. EPA), and frequently, the state in the cleanup process. The IAG allows U. S. EPA and states to assume regulatory oversight over environmental restoration activities at Department of Defense (DoD) installations. CERCLA §120(e)(5) requires that information on (1) the number of IAGs and FFAs signed and in negotiation; (2) the costs associated with IAGs; (3) public comments; and (4) IAG/FFA

developments within the previous fiscal year be reported in the Annual Report to Congress (Table C-1). The information provided here is for fiscal year 1999 (FY99).

The three IAGs signed in FY99 bring the total number of DoD IAGs to 111. Table C-2 lists all installations that conducted negotiations or signed IAGs or FFAs in FY99.

Other information required by CERCLA §120(e)(5) is provided below.

Cost estimates and budgetary proposals for IAGs: Table B-1 provides (1) information on the costs that each DoD installation has incurred through FY99 and (2) estimates of each installation’s costs from FY00 through site closeout.

Public comments regarding proposed IAGs: No public comments were received during FY99.

Table C-1: IAG/FFA Status Summary

Component	IAGs/FFAs Signed in FY99	IAGs/FFAs in Negotiation in FY99
Army	0	3
Navy	2	3
Air Force	0	2
DLA	0	0
FUDS	1	2
Total	3	10

Table C-2: Installations That Conducted Negotiations or Signed IAGs or FFAs in FY99

Installation Name	IAG/FFA Status (signed or negotiated)	Description of cases in which negotiations are under way or no agreement was reached within 180 days of completion of the RI/FS
ARMY		
Fort Eustis	Negotiations ongoing	The RI/FS is not complete, and a Record of Decision has not been prepared. FFA negotiations between the Army and U.S. EPA are considered ongoing until the FS is complete.
Fort Meade	Negotiations ongoing	Two Records of Decision have been signed for Tipton Army Airfield operable units. Partial deletion of a portion of Fort Meade (Tipton Army Airfield) is under way. Fort Meade was in the latter stages of its cleanup program when it was listed on the NPL in 1998. Negotiations on FFA language are in progress.
Redstone Arsenal	Negotiations ongoing	All RI/FSs are not complete; however, FFA negotiations are ongoing between the Army and U.S. EPA. After final review, it is anticipated that the FFA will be signed in FY00.
NAVY		
Bedford Naval Weapons Industrial Reserve Plant	Signed FFA	Navy and U.S. EPA signed the FFA in September 1999.
Cherry Point Marine Corps Air Station	Negotiations ongoing	Land use control issues with U.S. EPA and the state were resolved with the signing of a Land Use Control Assurance Plan. The FFA is in final draft circulation and should be signed in FY00.
Mechanicsburg Naval Inventory Control Point	Negotiations ongoing	Negotiations are taking longer than expected. U.S. EPA has modified some of the standard language, and the Pennsylvania Department of Environmental Protection has requested that Navy make additional changes. Partnering efforts and cleanup progress continue at the site.
Portsmouth Naval Shipyard	Signed FFA	The Navy and U.S. EPA signed the FFA in September 1999.

Table C-2: Installations That Conducted Negotiations or Signed IAGs or FFAs in FY99 (continued)

Installation Name	IAG/FFA Status (signed or negotiated)	Description of cases in which negotiations are under way or no agreement was reached within 180 days of completion of the RI/FS
NAVY		
South Weymouth Naval Air Station (SOWEY)	Negotiations ongoing	IAG/FFA negotiation continued through the end of FY99. An agreement is expected to be signed in the first quarter of FY00. SOWEY has not completed an RI/FS. Therefore, SOWEY has not exceeded the permitted 180 days for reaching agreement on an IAG/FFA after completion of the RI/FS.
AIR FORCE		
Langley Air Force Base	Negotiations ongoing	The 180 days for reaching agreement after completion of the RI/FS on an IAG/FFA has not been exceeded.
Tyndall Air Force Base	Negotiations ongoing	The 180 days for reaching agreement after completion of the RI/FS on an IAG/FFA has not been exceeded.
FUDS		
Former Nansmond Ordnance Depot	Negotiating two agreements	Negotiations have been stalled due to U.S. EPA refusal to complete negotiations for a site wide IAG.
Hastings Groundwater Contamination Site	Signed IAG	FUDS and U.S. EPA signed an IAG in March 1999.

Technology Cooperative Agreements

As required by the FY98 National Defense Authorization Act, DoD must report on the following information:

- Number of Technology Cooperative Agreements
- Partners in each such agreement
- Description of the nature of the technology involved in the agreement

DoD did not participate in any Technology Cooperative Agreements in FY99.

DSMOAs and Cooperative Agreements

As described in the Today's Improvements, Tomorrow's Goals chapter of this report, the Defense and State Memorandum of Agreement (DSMOA) program reimburses states for reviewing investigation and cleanup efforts at DoD active or closing installations or Formerly Used Defense Sites. In order for a state or territory to receive DSMOA funding, it must first secure approval of a Cooperative Agreement (CA) detailing a 2-year work plan and planned projects for the following 4 years, including cost estimates.

Of the 50 states, 1 district (District of Columbia), and 5 U.S. territories that are eligible for reimbursement under the DSMOA program, only 4 states and 1 territory have not

taken advantage of the program. Utah signed a DSMOA in FY99. Of the states and territories eligible for DSMOA funding, 45 states, the District of Columbia, and 2 territories have submitted applications for Cooperative Agreements to receive the funding.

A list of the states and territories eligible to participate in the DSMOA program, and their status as of September 30, 1999, is presented in Table C-3 of this appendix.

In FY99, the Military Components gave over \$24.8 million to states for the DSMOA program. The distribution of DSMOA funding by state for FY99 is provided in the Today's Improvements, Tomorrow's Goals chapter of this Report (page 46).

**Table C-3 States and Territories Eligible for the DSMOA and Cooperative Agreement Program:
Agreement Status as of September 30, 1999**

State or Territory	DSMOA Signed	CA Application Date	CA Period	POC	POC Phone Number
Alabama	05/29/90	02/06/98	07/01/98 - 6/30/00	Larry Bryant	(334) 271-7738
Alaska	06/04/90	07/17/98	07/01/98 - 06/30/00	Jennifer Roberts	(907) 269-7553
American Samoa	07/10/91	NA	NA	Sheila Wiegman	(684) 633-2304
Arizona	03/13/91	05/30/98	07/01/98 - 06/30/00	Moses Olade	(602) 207-4245
Arkansas	NA	NA	NA	NA	NA
California	05/31/90	06/20/98	07/01/98 - 06/30/00	Jennie Lewis	(916) 323-3506
Colorado	10/18/93	06/09/98	07/01/98 - 06/30/00	Jeff Edson	(303) 692-3388
Connecticut	04/23/98	08/04/98	07/01/98 - 06/30/00	Mark Lewis	(860) 424-3768
Delaware	02/26/90	05/29/98	06/01/98 - 06/30/00	Jim Poling	(302) 395-2600
District of Columbia	05/09/94	09/15/98	07/01/98 - 06/30/00	Jim Sweeney	(202) 535-2270
Florida	06/14/90	07/16/98	07/01/98 - 06/30/00	Eric Nuzie	(850) 921-9999
Georgia	05/08/90	NA	NA	Jim Ussery	(404) 656-2833
Guam	11/27/91	06/10/98	07/01/98 - 06/30/00	Lance Richman	(671) 475-1613
Hawaii	09/10/91	05/15/98	07/01/98 - 06/30/00	Michael Miyasaka	(808) 586-4698
Idaho	02/06/91	02/25/98	07/01/98 - 06/30/00	Dean Nygard	(208) 373-0285
Illinois	12/17/92	06/30/98	07/01/98 - 06/30/00	Stephen Nussbaum	(217) 782-9803

Table C-3 States and Territories Eligible for the DSMOA and Cooperative Agreement Program: Agreement Status as of September 30, 1999 (continued)

State or Territory	DSMOA Signed	CA Application Date	CA Period	POC	POC Phone Number
Indiana	04/17/91	07/12/98	07/01/98 - 06/30/00	Rex Osborn	(317) 234-0351
Iowa	NA	NA	NA	NA	NA
Kansas	08/06/92	05/10/98	07/01/98 - 06/30/00	Randy Carlson	(785) 296-1682
Kentucky	06/06/91	06/09/98	07/01/98 - 06/30/00	Nini Hughes	(502) 564-2225
Louisiana	11/13/91	05/28/98	07/01/98 - 06/30/00	Kristine Carter	(225) 765-0697
Maine	06/24/91	04/15/98	07/01/98 - 06/30/00	Denise Messier	(207) 287-4851
Mariana Islands	10/18/91	06/10/98	07/01/98 - 06/30/00	Ignacio Cabrera	(670) 234-6114
Maryland	11/26/90	03/02/98	07/01/98 - 06/30/00	Shari Wilson	(410) 631-3437
Massachusetts	10/18/91	04/06/98	05/01/98 - 06/30/00	Anne Malewicz	(617) 292-5659
Michigan	08/27/92	06/16/98	07/01/98 - 06/30/00	Oladipo Oyinsan	(517) 335-0223
Minnesota	06/28/91	04/29/98	07/01/98 - 06/30/00	Gary Krueger	(651) 296-6139
Mississippi	10/13/89	06/09/98	07/01/98 - 06/30/00	Philip Weathersby	(601) 961-5302
Missouri	05/22/91	06/07/98	07/01/98 - 06/30/00	Bob Geller	(573) 751-3907
Montana	04/17/98	03/27/99	01/01/99 - 06/30/00	Brenda Harping	(406) 444-5974
Nebraska	09/29/92	05/10/98	11/01/98 - 06/30/00	Wade Gregson	(402) 471-3388
Nevada	09/12/90	05/27/98	07/01/98 - 06/30/00	Paul Liebendorfer	(775) 687-4670

**Table C-3 States and Territories Eligible for the DSMOA and Cooperative Agreement Program:
Agreement Status as of September 30, 1999 (continued)**
TABLE C-2. DSMOAs AND COOPERATIVE AGREEMENTS (CONTINUED)

State or Territory	DSMOA Signed	CA Application Date	CA Period	POC	POC Phone Number
New Hampshire	01/22/93	06/12/98	07/01/98 - 06/30/00	Richard Pease	(603) 271-3649
New Jersey	04/03/92	03/23/98	07/01/98 - 06/30/00	Dhruva Kanjarpane	(609) 633-1455
New Mexico	06/12/90	06/10/98	07/01/98 - 06/30/00	Julie Jacobs	(505) 827-2776
New York	06/06/91	04/24/98	07/01/98 - 06/30/00	Marsden Chen	(518) 457-3976
North Carolina	06/06/91	05/22/98	07/01/98 - 06/30/00	Grover Nicholson	(919) 733-2801
North Dakota	NA	NA	NA	NA	NA
Ohio	10/06/92	05/04/98	07/01/98 - 06/30/00	Bonnie Buthker	(937) 285-6469
Oklahoma	12/28/92	06/22/98	07/01/98 - 06/30/00	Hal Cantwell	(405) 702-5139
Oregon	NA	NA	NA	NA	NA
Pennsylvania	04/14/94	09/30/98	07/01/98 - 06/30/00	Gary Moulder	(717) 787-7566
Puerto Rico	02/04/91	NA	NA	Miguel Maldonado	(787) 766-0368
Rhode Island	09/26/91	06/25/98	07/01/98 - 06/30/00	Warren Angell	(401) 222-3872
South Carolina	05/08/91	05/26/98	07/01/98 - 06/30/00	Kathy Williams	(803) 896-4140
South Dakota	10/25/91	03/05/98	07/01/98 - 06/30/00	Mark Lawrensen	(605) 773-5868
Tennessee	06/02/92	06/17/98	07/01/98 - 06/30/00	Bill Forrester	(615) 532-0913
Texas	04/08/91	07/16/98	07/01/98 - 06/30/00	Allan Posnick	(512) 239-2332

Table C-3 States and Territories Eligible for the DSMOA and Cooperative Agreement Program: Agreement Status as of September 30, 1999 (continued)

State or Territory	DSMOA Signed	CA Application Date	CA Period	POC	POC Phone Number
Utah	11/11/98	09/29/98	07/01/98 - 06/30/00	Martin Gray	(801) 538-6819
Vermont	06/22/90	06/24/98	07/01/98 - 06/30/00	Chuck Schwer	(802) 241-3876
Virgin Islands	NA	NA	NA	NA	NA
Virginia	08/31/90	06/08/98	07/01/98 - 06/30/00	Erica Dameron	(804) 698-4201
Washington	02/03/94	01/02/98	07/01/98 - 06/30/00	Tim Nord	(360) 407-7226
West Virginia	05/24/90	04/09/98	07/01/98 - 06/30/00	Tom Bass	(304) 558-5033
Wisconsin	07/22/92	11/13/95	07/01/95 - 03/31/98	Mark Gordon	(608) 266-7278
Wyoming	06/27/90	05/28/98	07/01/98 - 06/30/00	Daniel Moore	(307) 777-7092

Total Possible DSMOAs = 56 (50 states; 5 territories; 1 district)

Total Signed DSMOAs = 51 (46 states; 4 territories; 1 district)

Total Signed CAs = 48 (45 states; 2 territories; 1 district)

NA means not applicable, or states or territories without a DSMOA or a CA program as of September 30, 1999.