

MEMORANDUM OF UNDERSTANDING
BETWEEN THE
U. S. ENVIRONMENTAL PROTECTION AGENCY
AND THE
U.S. DEPARTMENT OF DEFENSE

Subject: Support for Implementation of Fast Track Cleanup at Closing Department Of Defense (DOD) Installations

1. Purpose: The purpose of this Memorandum of Understanding (MOU) is to establish responsibilities and funding for the U.S. Environmental Protection Agency's (EPA) assistance in accelerating cleanup at closing DOD installations. This MOU is entered pursuant to the Defense Authorization Amendments and Base Closure and Realignment Act (1988), Section 204, (a)(3) and The Defense Base Closure and Realignment Act of 1990, Section 2905, (a)(1)(E) (10 U.S.C. 2687).

2. Scope: DOD will make funds available to EPA annually, beginning in Fiscal Year 1994, for Fast Track Cleanup assistance at bases designated for closure and accelerated cleanup in the 1988, 1991, and 1993 closure rounds. Fast Track Cleanup support for bases listed for closure in subsequent years may be incorporated via an amendment to this agreement. This program will continue for a minimum of five years. As the lead agency for implementation of the President's Fast Track Cleanup, DOD requires additional assistance from EPA at facilities where cleanup will be accelerated in support of economic revitalization of surrounding communities. The scope of work is described in Attachment A.

3. Program Funding: Funds up to \$7 million will be made available for FY 1994. The cost estimate for FY 1995 through FY 1998 is currently projected not to exceed \$7 million annually. Any changes to this maximum amounts for future fiscal years must be agreed to by both parties not later than August 30 of the previous fiscal year. These changes will be incorporated into this MOU via an amendment. Nothing in this MOU shall be interpreted to require obligation or payment in violation of the provisions of the Anti-Deficiency Act (31 U.S.C. 1341).

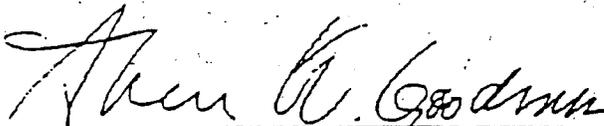
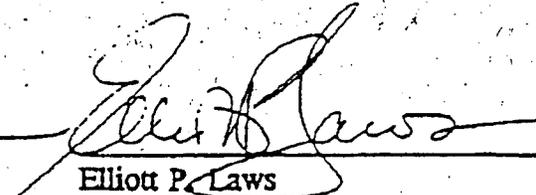
Funds shall be provided to EPA annually through the issuance of a Military Interdepartmental Purchase Requisition (MIPR) by the U.S. Army, as the DOD Executive Agent for funding transfers to support this program. Funds will be transferred as requested by EPA and approved by the Deputy Undersecretary of Defense (Environmental Security). Funds will be used for salaried EPA employees and costs related to their activities.

4. Program duration and termination: This agreement expires September 30, 1998, but may be extended upon the agreement of the signatories to this MOU. Modifications to this MOU may be made upon the mutual agreement of the signatories; however, modifications shall be made in writing. The MOU will remain unchanged absent a response. Conflicts arising

Attachment 2

between the signatories shall be resolved administratively between the agencies. Absent agreement, dispute resolution shall be in accordance with procedures resolving disputes between Federal agencies.

5. Reporting: EPA agrees to provide quarterly reports demonstrating program progress and internal review to the Office of the Deputy Under Secretary of Defense (Environmental Security), The Pentagon, 3400 Defense Pentagon, Washington, DC 20301-3400. Reports shall include, as a minimum, program progress/achievements, expenditures to date, and reports from internal program reviews.

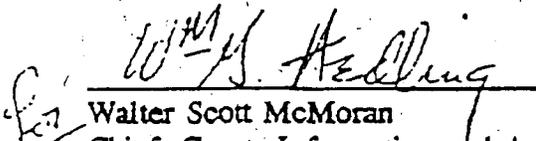



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Environmental Protection Agency

Date: 3 FEB 1994

Date: FEB 3 1994



Walter Scott McMoran
Chief, Grants Information and Analysis Branch
Environmental Protection Agency Action Official

Date: 2/9/94