

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

**SENATE JOINT MEMORIAL 57**

**46TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2004**

**INTRODUCED BY**

**Richard C. Martinez**

**A JOINT MEMORIAL**

**URGING THE DEPARTMENT OF ENERGY TO ABIDE BY THE STATE OF NEW MEXICO'S ORDER TO PROPERLY DISPOSE OF WASTE AT LOS ALAMOS NATIONAL LABORATORY AND TO RELEASE FEDERAL FUNDS FOR THAT EFFORT.**

**WHEREAS, the United States department of energy and the New Mexico department of environment are engaged in a lengthy dispute over a cleanup order issued in November 2002 in which the state noted that waste at Los Alamos national laboratory posed an "imminent and substantial endangerment to human health and the environment"; and**

**WHEREAS, the state's order provided a cleanup schedule and targeted hazardous and mixed wastes, including some radioactive material; and**

**WHEREAS, more than forty million dollars (\$40,000,000) in**  
**. 149427. 1**

underscored material = new  
[bracketed material] = del ete

underscored material = new  
[bracketed material] = delete

1 federal funds targeted for cleanup at Los Alamos national  
2 laboratory were withheld after negotiations concerning the  
3 cleanup order between the state and the department of energy  
4 broke down; and

5 WHEREAS, the state of New Mexico is properly insisting  
6 that a legally enforceable cleanup plan be adopted for waste at  
7 Los Alamos national laboratory, and the department of energy is  
8 instead proposing that it abide only by its own cleanup plan;  
9 and

10 WHEREAS, the state of New Mexico has been a good host to  
11 department of energy facilities for decades and hopes to  
12 continue in that capacity, but may find it difficult to do so  
13 if a cleanup plan for Los Alamos national laboratory that is  
14 satisfactory to the state is not implemented;

15 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE  
16 STATE OF NEW MEXICO that the department of energy be requested  
17 to abide by the state's cleanup order of November 2002 and that  
18 it release the more than forty million dollars (\$40,000,000) it  
19 is holding for cleaning up waste at Los Alamos national  
20 laboratory; and

21 BE IT FURTHER RESOLVED that copies of this memorial be  
22 transmitted to the United States department of energy and the  
23 New Mexico congressional delegation.