



# New Mexico Environment Department

Radioactive and Hazardous Materials Committee

September 9, 2020

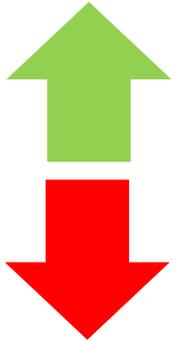


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# Hazardous Waste Bureau

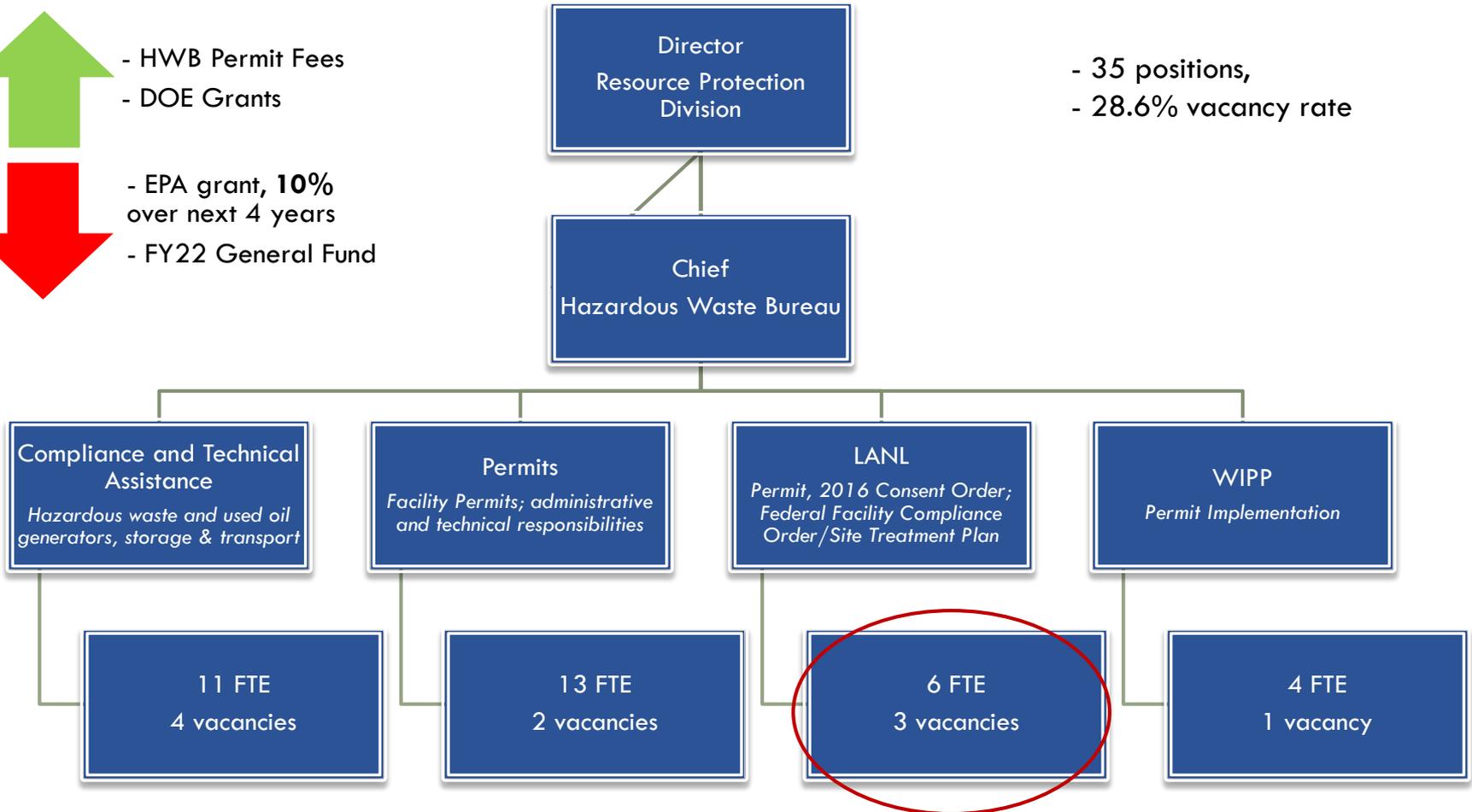
## Funding



- HWB Permit Fees
- DOE Grants
- EPA grant, **10%** over next 4 years
- FY22 General Fund

## Staff Resources

- 35 positions,
- 28.6% vacancy rate



# Los Alamos National Laboratory



Previous update provided on 08/23/2019, presentation available at:  
<https://www.nmlegis.gov/agendas/RHMCageAug23.19.pdf>



# Regulatory Authority

- The June 2016 Consent Order and Agreement (COA) is a mechanism for enforcing clean up of legacy waste
  - Other hazardous wastes are governed by their hazardous waste permit
  
- Legacy clean up activities are organized by “campaigns” using a risk-based approach:
  - 17 identified campaigns (e.g., Chromium Interim Measures and Characterization, RDX Characterization Campaign and Remedy Campaign, Technical Area (TA)-21 Demolition & Decommissioning (D&D) and Cleanup Campaign, Material Disposal Area (MDA) C Remedy Campaign, etc.)



# Regulatory Authority

## Federal FY 2019

- ❑ 17 Milestones completed
- ❑ 2 Extensions granted
- ❑ 1 Extension denied, \$58,000 penalty collected
- ❑ 71 Additional deliverables completed (monitoring reports, certificates of completion, etc.)

## Federal FY 2020

- ❑ 17 Milestones Selected
- ❑ 17 Targets for FY 2021
- ❑ 15 Targets for FY 2022

**Federal FY 2021** - Plan submitted to NMED in August. Last week, NMED countered DOE's submission after raising significant concerns about their proposal.



# Regulatory Authority

## Resource Conservation & Recover Act/NM Hazardous Waste Act Permit

- New Mexico Hazardous Waste regulations

## Federal Facility Compliance Order

- Incorporates annual Site Treatment Plan
- Waste tracking and notification requirements



# Next Steps

## Compliance Oversight

- Over \$275,000 penalties collected in last 18 months for violation of the COA and FFCO
- Annual inspection conducted August 2020
- NMED is monitoring compliance requirements as resources allow

## Collaboration

*Next Community Engagement Meeting in **October 2020***

- Community Engagement Meeting in January 2020 provided feedback on 2016 COA shortcomings
- Stakeholder Technical Working Group Meeting

## Annual Planning Process

- DOE submitted annual proposal August 2020
- NMED will accept nothing less than a fully-funded, robust plan that ensures timely clean up of legacy wastes