



## Department of Energy

Washington, DC 20585

June 2, 2005

Ms. Jean Sulc, Chair  
Savannah River Site Citizens Advisory Board  
24 Harbor River Circle  
St. Helena Island, SC 29920

Dear Ms. Sulc:

The purpose of this letter is to respond to the Savannah River Site (SRS) Citizens Advisory Board (CAB) Recommendation 208, part seven, that was provided to me by SRS Manager Jeffrey Allison. While your recommendation is outside the scope of the Charter of the Environmental Management Site Specific Advisory Boards, I appreciate your comments concerning Local Stakeholder Organizations.

Secretary Bodman received an April 26, 2005, letter from several members of the Colorado Congressional delegation providing their views on establishing the Local Stakeholder Organizations at DOE 2006 post closure sites. The Office of Legacy Management has responsibility for the implementation of Local Stakeholder Organizations and is responding to the Colorado Congressional delegations's letter. I have forwarded your recommendation to the Office of Legacy Management. If you have any further questions, please contact me at (202) 586-7709 or Mr. Michael Owen, Director, Office of Legacy Management, at (202) 586-7550.

Sincerely,

Charles E. Anderson  
Principal Deputy Assistant Secretary  
for Environmental Management

Enclosure

cc: Jeffrey Allison, SRS  
Michael Owen, LM-1



# Congress of the United States

Washington, DC 20510

April 26, 2005

The Honorable Samuel Bodman  
Secretary  
Department of Energy  
1000 Independence Ave., SW  
Washington, DC 20585

Dear Secretary Bodman:

We are writing to express our views regarding the composition of the local stakeholder post-closure organization at the Rocky Flats Environmental Technology Site in Colorado.

As you know, Section 3118 of the Fiscal Year 2005 National Defense Authorization bill requires the Department of Energy to establish a local stakeholder organization (LSO) at the Department of Energy 2006 post closure sites. This provision further states that each LSO shall be composed of the elected officials of local governments or the designees of such officials as the Secretary considers appropriate.

We understand that the Department of Energy has been working with the local governments and the public on a proposal to establish the local stakeholder organization at Rocky Flats. We also understand that the Department of Energy has not yet officially determined the extent in which non-elected officials might participate.

While we believe local governments should be a significant majority in the local stakeholder organization, we support the inclusion of non-elected officials. We believe that some of these non-elected officials should be granted full voting rights. It is our understanding that Section 3118 provides the Department of Energy with the necessary legal authority and sufficient latitude to include elected and non-elected officials with full voting rights if the Department of Energy determines the inclusion of such officials to be appropriate.

In addition, we are aware that Section 3118 requires the LSO be created 6 months prior to closure of the site. Although the term "closure" is not defined in this provision, we suggest the Department of Energy consider closure in this context to be "regulatory closure" as opposed to physical closure. Using this definition of closure may reduce conflict between the newly created LSO and the ongoing work regarding the issues of physical and regulatory closure conducted by the Rocky Flats Coalition of Local Governments (RFCLOC) and the Rocky Flats Citizens Advisory Board (CAB).

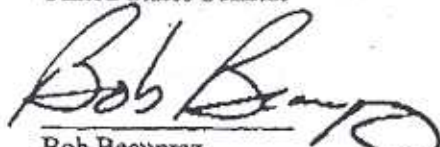
The RFCLOG and the RFCAB should be allowed to continue that work without the potential complications of involving a third entity - the LSO - in physical and regulatory closure issues. In sum, we believe that the LSO can still be created 6 months prior to regulatory closure and be ready to work on post-regulatory closure issues when that occurs.

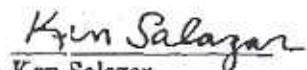
Finally, we note that local government officials and citizen activists have expended considerable time and energy debating the role of the non-elected officials in the Rocky Flats local stakeholder organization. While this issue is important, we believe other activities such as the completion of the clean-up and the upcoming regulatory closure are of greater importance to the community and require increased public scrutiny. Therefore, we urge you to promulgate an agreement on this issue at the earliest possible date.

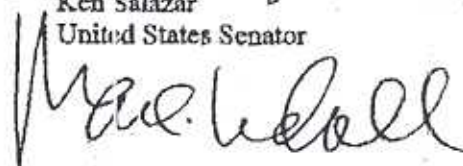
Thank you for considering our views, and we look forward to working with you in the future. If you have any questions, please do not hesitate to contact us.

Sincerely,

  
Wayne Allard  
United States Senator

  
Bob Beauprez  
United States Congressman

  
Ken Salazar  
United States Senator

  
Mark Udall  
United States Congressman