

111TH CONGRESS  
*1st Session*

HOUSE OF REPRESENTATIVES

REPORT  
111-278

ENERGY AND WATER DEVELOPMENT AND  
RELATED AGENCIES APPROPRIATIONS  
ACT, 2010

---

CONFERENCE REPORT

TO ACCOMPANY

H.R. 3183



SEPTEMBER 30, 2009.—Ordered to be printed

*\$10,000,000 previously appropriated for cleanup efforts at Argonne National Lab shall be transferred to "Non-Defense Environmental Cleanup": Provided further, That, of the amount appropriated in this paragraph, \$13,000,000 shall be used for the projects specified in the table that appears under the heading "Congressionally Directed Office of the Administrator (NNSA) Projects" in the joint explanatory statement accompanying the conference report on this Act.*

#### ENVIRONMENTAL AND OTHER DEFENSE ACTIVITIES

##### DEFENSE ENVIRONMENTAL CLEANUP

##### (INCLUDING TRANSFER OF FUNDS)

*For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other expenses necessary for atomic energy defense environmental cleanup activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, and the purchase of not to exceed four ambulances and three passenger motor vehicles for replacement only, \$5,642,331,000, to remain available until expended, of which \$463,000,000 shall be transferred to the "Uranium Enrichment Decontamination and Decommissioning Fund": Provided, That, of the amount appropriated in this paragraph, \$4,000,000 shall be used for projects specified in the table that appears under the heading "Congressionally Directed Defense Environmental Cleanup Projects" in the joint explanatory statement accompanying the conference report on this Act.*

##### OTHER DEFENSE ACTIVITIES

*For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other expenses, necessary for atomic energy defense, other defense activities, and classified activities, in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, and the purchase of not to exceed 12 passenger motor vehicles for replacement only, \$847,468,000, to remain available until expended: Provided, That of the amount appropriated in this paragraph, \$3,000,000 shall be used for projects specified in the table that appears under the heading "Congressionally Directed Other Defense Activities Projects" in the joint explanatory statement accompanying the conference report on this Act.*

##### DEFENSE NUCLEAR WASTE DISPOSAL

*For nuclear waste disposal activities to carry out the purposes of Public Law 97-425, as amended, including the acquisition of real property or facility construction or expansion, \$98,400,000, to remain available until expended.*

## ENVIRONMENTAL AND OTHER DEFENSE ACTIVITIES

## DEFENSE ENVIRONMENTAL CLEANUP

## (INCLUDING TRANSFER OF FUNDS)

The conference agreement provides \$5,642,331,000 for the Defense Environmental Cleanup program, instead of \$5,381,842,000 as proposed by the House and \$5,763,856,000 as proposed by the Senate.

*Internal Reprogramming Authority.*—In fiscal year 2010, the Department may transfer up to \$5,000,000 between accounts, as noted in the table below, to reduce health or safety risks or to gain cost savings as long as no program or project is increased or decreased by more than \$5,000,000 in total during the fiscal year. This reprogramming authority may not be used to initiate new programs or to change funding for programs specifically denied, limited, or increased by Congress in the Act or explanatory statement. The House and Senate Committees on Appropriations must be notified within thirty days of the use of this reprogramming authority.

## Account Control Points:

## Closure Sites

Savannah River site, nuclear material stabilization and disposition

Savannah River site, 2012 accelerations

Savannah River site, 2035 accelerations

Savannah River Tank Farm

Waste Isolation Pilot Plant

Idaho National Laboratory

Oak Ridge Reservation

Hanford site 2012 accelerated completions

Hanford site 2035 accelerated completions

National Nuclear Security Administration Sites

Office of River Protection (ORP) Waste Treatment & Immobilization Plant (WTP)—Waste Treatment Facilities A through D

ORP WTP Pretreatment facility

Program Direction

Program Support

Safeguards and Security

Uranium Enrichment D&D Fund contribution

Technology Development and Deployment

Construction line-items

*Closure Sites.*—The conference agreement includes \$41,468,000 for Closure Sites environmental cleanup activities.

*Hanford Site.*—The conference agreement provides \$990,080,000 for the Hanford Site.

*Idaho National Laboratory.*—The conference agreement provides \$464,168,000 for Idaho National Laboratory cleanup activities. The conference agreement does not include House language regarding the transfer of radioactive cleanup liabilities. The conferees are encouraged that the Office of Environmental Management (EM) has begun the process of accepting excess facilities and materials from the Nuclear Energy program, and urge the Department to assign disposition responsibility for remaining spent fuel, special nuclear material, and irradiated beryllium blocks. The con-

ferrees include \$34,268,000 for Spent Nuclear Fuel Stabilization and Disposition—2012, of which \$19,500,000 is included to prepare and treat sodium-bonded fuel within the EM portfolio.

*NNSA Sites.*—The conference agreement provides \$284,124,000 for cleanup activities at NNSA sites.

*Oak Ridge Reservation.*—The conference agreement provides \$178,768,000 for the Oak Ridge Reservation.

*Office of River Protection.*—The conference agreement provides \$1,098,000,000 for the Office of River Protection, to include \$690,000,000 for the Waste Treatment Plant.

*Savannah River Site.*—The conference agreement provides \$1,209,949,000 for cleanup activities at the Savannah River Site.

*Waste Isolation Pilot Plant.*—The conference agreement provides \$230,337,000 for the Waste Isolation Pilot Plant.

*Program Direction.*—The conference agreement provides \$345,000,000 for Program Direction.

*Program Support.*—The conference agreement provides \$34,000,000 for Program Support.

*Safeguards and Security.*—The conference agreement provides \$279,437,000 for Safeguards and Security.

*Technology Development and Deployment.*—The conference agreement provides \$20,000,000 for the Technology Development and Deployment program. The conferees encourage the Department to provide competitively awarded funding within available funds to take advantage of international technology transfer opportunities. The conferees encourage the National Tank Waste Program to work with the Office of River Protection to conduct scientific applied research and technology development activities that advance solutions for the treatment of tank wastes as described in the Technology Development and Deployment budget request.

*Federal Contribution to Uranium Enrichment Decontamination and Decommissioning Fund.*—The conference agreement provides \$463,000,000 for the Federal contribution to the Uranium Enrichment Decontamination and Decommissioning Fund as authorized in Public Law 102-486.

*Congressionally Directed Projects.*—The conference agreement provides \$4,000,000 for the following congressionally directed projects and activities. The agency should remind recipients that statutory cost-sharing requirements may apply to these projects.

**ENERGY AND WATER DEVELOPMENT— Continued**  
**[Congressionally Directed Spending Items]**

Agency	Account	Project	Amount	Requester(s)	
				House	Senate
Department of Energy	NNSA— Office of the Administrator	MOREHOUSE COLLEGE MINORITY ENERGY SCIENCE RESEARCH AND EDUCATION INITIATIVE	\$2,000,000	Lewis (GA); Marshall; Scott (GA)	Chambliss
Department of Energy	Defense Environmental Cleanup	CHARACTERISTICS AND CLEANUP OF THE U.S. NUCLEAR LEGACY (MS)	\$4,000,000		Cochran, Wicker
Department of Energy	Other Defense Activities— Health, Safety and Security	BURLINGTON ATOMIC ENERGY COMMISSION PLANT (BAECP) AND AMES LABORATORY FORMER WORKER MEDICAL SURVEILLANCE PROGRAM (FWP) (IA)	\$1,000,000	Loebsack	Harkin, Grassley
Department of Energy	Other Defense Activities— Health, Safety and Security	MEDICAL MONITORING AT PADUCAH, KY, PORTSMOUTH, OH, AND OAK RIDGE, TN (KY, OH, TN)	\$1,000,000	Whitfield	McConnell
Department of Energy	Other Defense Activities— Legacy Management	MAMSBURG MOUND ENERGY PARK REDEVELOPMENT	\$1,000,000	Turner	
Department of Energy	General Provisions	SECTION 314 WHITE RIVER MINIMUM FLOW, AR		Berry	