



OFFICE OF THE UNDER SECRETARY OF DEFENSE

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ACQUISITION,
TECHNOLOGY
AND LOGISTICS

MEMORANDUM FOR DEPUTY ASSISTANT SECRETARY OF THE ARMY
(ENVIRONMENT, SAFETY, AND OCCUPATIONAL HEALTH)
DEPUTY ASSISTANT SECRETARY OF THE NAVY
(ENVIRONMENT)
DEPUTY ASSISTANT SECRETARY OF THE AIR FORCE
(ENVIRONMENT, SAFETY, AND OCCUPATIONAL HEALTH)
STAFF DIRECTOR, DEFENSE LOGISTICS AGENCY (DSS-E)

SUBJECT: Potentail Sites with Munitions of Unknown Origin Procedures – Update to DoD Manual (DoDM) 4715.20, “Defense Environmental Restoration Program (DERP) Management,” March 9, 2012

The attached procedures provide guidance on addressing munitions that appear to be military munitions, but upon discovery cannot be attributed to a specific DoD Component, and are encountered on property that is not currently and may never have been owned by, leased to, or otherwise possessed by a DoD Component. Your staff requested that we develop these procedures to save time and resources when determining responsibility for these munitions of unknown origin. Based on discussions with the Cleanup Committee, we will include these procedures as a new section in DoDM 4715.20, “Defense Environmental Restoration Program (DERP) Management,” March 9, 2012, paragraph 2 of Enclosure 3 (i.e., DERP Eligibility).

The procedures outline the steps for addressing these potential sites, including determining if the munition is a military munition, and if so, whether the source of the munition is attributable to a Formerly Used Defense Site (FUDS) or a DoD Component. The procedures also provide guidance for the Deputy Under Secretary of Defense for Installations and Environment (DUSD(I&E)) to assign or reassign the responsibility to a DoD Component or a non-DoD entity.

This memorandum will serve as official guidance until the procedures are included in DoDM 4715.20. My point of contact for these munitions procedures is Ms. Deborah Morefield at 703-571-9067.

Maureen Sullivan
Director

(Environment, Safety, and Occupational Health)

Attachment:
As stated

Attachment 1: Potential Sites with Munitions of Unknown Origin

2. DERP ELIGIBILITY

i Potential Sites with Munitions of Unknown Origin

(1) For munitions that appear to be military munitions, which cannot upon discovery be attributed to a specific DoD Component, and are encountered on property that is not currently and may never have been owned by, leased to, or otherwise possessed the United States and under the jurisdiction of the Secretary of Defense:

a. The DoD Component that first becomes aware of such a situation will immediately inform the Office of the Deputy Under Secretary of Defense for Installations and Environment (ODUSD(I&E)) of the circumstances and provide ODUSD (I&E) available information and documents concerning the situation.

b. ODUSD(I&E) will request the Office of the Deputy Assistant Secretary of the Army for Environment, Safety, and Occupational Health (ODASA(ESOH)) to determine, within 14 days, whether:

(1) The property where the munitions were encountered is listed as a Formerly Used Defense Site (FUDS); or

(2) The munitions encountered could have been fired or migrated from an adjacent DoD military installation or FUDS, or if possible;

(3) The munitions encountered is a DoD military munition or could be related to a DoD or a non-DoD activity.

c. If ODASA(ESOH) determines the property on which the munitions are located is not a listed FUDS, and the source of the munitions cannot reasonably be attributed to a FUDS or some other non-DoD source, ODASA(ESOH) will promptly notify ODUSD(I&E). ODUSD(I&E) will request the DoD Components, including the FUDS Program Office, research the matter (see 1.d. below), review available and relevant information, and provide feedback to DUSD(I&E), within 30 days, for its consideration. ODUSD(I&E) will then determine whether a DoD Component should take action regarding the munitions or the property where the munitions are located should be referred back to ODASA(ESOH) for further FUDS determination, or other action is appropriate, including informing State or local officials if an entity other than a DoD Component appears to be the source of the munitions.

d. The DoD Components will conduct a search of relevant files and records and, to the extent they are able based on their respective reviews, provide ODUSD(I&E) with relevant information needed for DUSD(I&E) to determine if:

(1) The munitions encountered are DoD military munitions and a DoD Component should take action. In this case, DUSD(I&E) will:

(a) Request the appropriate DoD Component address the situation; and

(b) Designate the appropriate funding source and authority for its use.

(2) The munitions are not associated with a DoD Component. In this case, ODUSD(I&E) will refer the matter to the appropriate non-DoD entity for resolution.

(2) If, after DUSD(I&E) has assigned a DoD Component to take action, additional information becomes available that clearly identifies that another DoD Component should be assigned as the lead, DUSD(I&E) will, in coordination with the DoD Components, determine whether the response action will be reassigned.

(3) Should sufficient additional information become available indicating that DUSD(I&E)'s determination that the munitions are, or are not, associated with a DoD Component was in error, DUSD(I&E) will reconsider and take appropriate action.