

<b>Subject:</b> Environmental Restoration Transfer Fund <b>Appropriation Title:</b> Various Appropriations	<b>DoD Serial Number:</b> FY 09-33 IR
	<b>Includes Transfer?</b> Yes


<b>Component Serial Number:</b>  Line Item	(Amounts in Thousands of Dollars)							
	Program Base Reflecting Congressional Action		Program Previously Approved by Sec Def		Reprogramming Action		Revised Program	
	Quantity	Amount	Quantity	Amount	Quantity	Amount	Quantity	Amount
a	b	c	d	e	f	g	h	i

This reprogramming action transfers \$55.0 million from the Operation and Maintenance, Army, 09/09, appropriation and \$4.0 million from the Research, Development, Test, and Evaluation, Army, 08/09, appropriation back to the Environmental Restoration, Army, X appropriation pursuant to the authorities provided by Division C – Department of Defense Appropriation Act, 2009, of Public Law 110-329, the Consolidated Security, Disaster Assistance, and Continuing Appropriations Act, 2009. Under 10 U.S.C. 2703(c), funds transferred from the various Defense Environmental Restoration transfer appropriations to other Defense appropriations may only be obligated or expended for environmental restoration functions.

<b><u>FY 2009 REPROGRAMMING INCREASE:</u></b>		<b><u>+59,000</u></b>	
<b><u>Environmental Restoration, Army, X</u></b>		<b><u>+59,000</u></b>	
<u>Budget Authority</u>	456,837	-	59,000

<b><u>FY 2009 REPROGRAMMING DECREASES:</u></b>		<b><u>-59,000</u></b>	
<b><u>Operation and Maintenance, Army, 09/09</u></b>		<b><u>-55,000</u></b>	
<u>Budget Activity 4: Administration and Servicewide Activities</u>			
<u>Environmental Restoration</u>	-	451,837	396,837
<b><u>Research, Development, Test, and Evaluation, Army, 08/09</u></b>		<b><u>-4,000</u></b>	
<u>Budget Activity 6: RDT&amp;E Management Support</u>			
<u>PE 0605857A Environmental Quality Technology Mgmt Support</u>			
<u>Environmental Restoration</u>	-	4,000	-

Explanation: This request to reprogram \$55.0 million from the Operation and Maintenance, Army, 09/09, appropriation supports environmental restoration cleanup activities originally planned for execution in FY 2009. This work requires approval by environmental regulators before it can begin. Delays resulted from protracted negotiations with state and federal regulators of Federal Facilities Agreements (FFA) and environmental remedy selection at key cleanup sites. Negotiation of the FFA for Redstone Arsenal (involving the majority of this funding) was delayed as a result of disagreement between the Environmental Protection Agency and the State of Alabama over lead regulator status.

Approved (Signature and Date)  
 9/17/2009

Subject: Environmental Restoration Transfer Fund		DoD Serial Number: FY 09-33 IR
Appropriation Title: Various Appropriations		
		Includes Transfer? Yes

Component Serial Number:	<i>(Amounts in Thousands of Dollars)</i>							
	Program Base Reflecting Congressional Action		Program Previously Approved by Sec Def		Reprogramming Action		Revised Program	
Line Item	Quantity	Amount	Quantity	Amount	Quantity	Amount	Quantity	Amount
a	b	c	d	e	f	g	h	i

Delays occurred at the Fort Detrick, Maryland cleanup site when it was added to the National Priorities List in early FY 2009 and the lead environmental regulator shifted from the State of Maryland to EPA. Delays occurred at the Fort Eustis site awaiting cleanup decision agreements between EPA and the Commonwealth of Virginia regulators. Similar delays occurred at Fort Meade, Maryland involving an EPA Unilateral Administrative Order; Fort Belvoir, Virginia involving synchronization of a Military Munitions Response Program (MMRP) investigation with BRAC 2005 Military Construction actions; and Delta Range, a high priority MMRP site involving extensive synchronization with regulatory agencies. Of this \$55.0 million, \$45.0 million is now planned for award in the first quarter of FY 2010. The remaining \$10.0 million is scheduled for award in the second quarter of FY 2010.

This action also transfers \$4.0 million from the Research, Development, Test, and Evaluation, Army, 08/09, appropriation that supports a portion of the developmental costs for the Headquarters Army Environmental Information Technology System, a Business Process Reengineering effort for a new Environmental Restoration database. Delays in system reviews by stakeholders has slipped contract award to second quarter FY 2010.

Army leadership has committed to closely monitor all FY 2010 Environmental Restoration funds to ensure planned obligations remain on track.