

**From:** [Concerned Citizens for Nuclear Safety](#)  
**To:** [the.secretary@hq.doe.gov](mailto:the.secretary@hq.doe.gov); [Hearing](#)  
**Subject:** CCNS comments and requests re: DOE Order 140.1  
**Date:** Friday, September 28, 2018 5:03:45 PM  
**Attachments:** [Call for Suspension of Order 140.1.pdf](#)

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**CONCERNED CITIZENS FOR NUCLEAR SAFETY**

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September 28, 2018

By email: [the.secretary@hq.doe.gov](mailto:the.secretary@hq.doe.gov)

The Honorable Rick Perry, Secretary  
U.S. Department of Energy  
1000 Independence Avenue  
Washington, DC 20585

Re: Request for Three Public Hearings in New Mexico to Address  
DOE Order 140.1 *Interface with the Defense Nuclear Facilities Safety Board*

Dear Secretary Perry:

Concerned Citizens for Nuclear Safety (CCNS), a 30-year old non-governmental organization based in Santa Fe, New Mexico, submits the following requests regarding the new Department of Energy (DOE) Order 140.1 *Interface with the Defense Nuclear Facilities Safety Board*.  
DOE must:

- <!--[if !supportLists]-->1. <!--[endif]-->Suspend implementation of DOE Order 140.1;
- <!--[if !supportLists]-->2. <!--[endif]-->Hold three public hearings in New Mexico to explain the need for the new order, its purpose, and its implementation; and accept and consider public comment submitted before and during the hearings; and
- <!--[if !supportLists]-->3. <!--[endif]-->Issue a revised order that does not impinge upon the Defense Nuclear Facilities Safety Board's ability to fulfill its statutory mission that is available for public review and comment.

As you know, New Mexico is the location of three key DOE defense nuclear facilities – Los Alamos National Laboratory, Sandia National Laboratories, and the Waste Isolation Pilot

Plant. The Defense Nuclear Facilities Safety Board (the Board) has a presence at each of these sites. CCNS relies on the Board and its staff to provide oversight and reporting about issues impacting worker and public health and safety at these facilities.

CCNS is concerned that in May 2018 DOE released its new Order 140.1 without providing public notice and opportunity for public comment. The Order restricts the Board's access to personnel, information, and defense nuclear facilities, such as the three in New Mexico.

CCNS supports the call by U.S. Senators Tom Udall and Martin Heinrich of New Mexico for DOE to immediately suspend the implementation of DOE Order 140.1 so that members of the Defense Nuclear Facilities Safety Board, Congress, and the public have an opportunity to "review and offer construction feedback on how to maintain and enhance the board's critical safety role."

CCNS respectfully requests DOE suspend implementation of DOE Order 140.1; hold three public meetings in New Mexico to explain DOE Order 140.1, as well as provide opportunity for public comment in communities neighboring the three DOE sites in New Mexico, specifically in Española, Albuquerque, and Carlsbad; and issue a revised order for public review and comment.

We enclose the unanimously approved September 25, 2018 letter to you from the Board of County Commissioners of Santa Fe County requesting DOE "suspend the implementation of Order 140.1 to allow the Defense Nuclear Facilities Safety Board (DNFSB), Congress, affected state and local governments, and the public sufficient time to review and comment on Order 140.1."

Thank you for your consideration of our requests.

Sincerely,

Joni Arends, Co-founder and Executive Director

Attachment: September 25, 2018 Board of County Commissioners of Santa Fe County letter to The Honorable Rick Perry, Secretary, U.S. DOE

cc: Defense Nuclear Facilities Safety Board at [hearing@dnfsb.gov](mailto:hearing@dnfsb.gov)

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