

MEMORANDUM FOR THE RECORD
BETWEEN THE U.S. ENVIRONMENTAL PROTECTION AGENCY
THE U.S. ARMY CORPS OF ENGINEERS REGARDING
ESTABLISHMENT AND MAINTENANCE OF SUPERFUND SITE-SPECIFIC FILES
FOR THE COMPREHENSIVE ENVIRONMENTAL RESPONSE COMPENSATION AND
LIABILITY ACT OF 1980, AS AMENDED BY CERCLA

PURPOSE

The Environmental Protection Agency (EPA) has overall responsibility for implementing CERCLA (Superfund). By interagency agreement dated February 3, 1982, the U. S. Army Corps of Engineers (USACE) was designated by the Department of the Army to provide technical and management assistance to EPA in the implementation of the CERCLA program. The Superfund Amendments and Reauthorization Act of 1986 (SARA) provides for recovery from responsible parties of response costs incurred by the Federal Government. The USACE, in its role to provide assistance, must document costs by site to facilitate Superfund cost recover actions. This memorandum sets forth the basis of the parties' understanding on the establishment and maintenance of Superfund site-specific files.

BACKGROUND

1. The USACE has agreed to establish Superfund original site-specific financial documents for all site-specific interagency activity with EPA since inception of the Superfund program.
2. EPA agrees to sponsor the USACE on its contract 68-01-6176 to acquire the resources to create the files and reconcile with the USACE finance system until the EPA contract expires.
3. EPA agrees to sponsor the USACE on its renewed or replacement contract in subsequent years for as long as the need exists.
4. EPA agrees to fund the EPA contract through September 30, 1989 to support this effort.
5. EPA agrees to fund its contract in subsequent years to support this effort, subject to availability of funds.

EPA RESPONSIBILITIES

1. The EPA Office of the Comptroller, Financial Management Division will, in cooperation with the USACE Director of Resource Management, develop the Delivery Order Statement of Work for the period ending September 30, 1989 and will amend Statement of Work as necessary for fiscal year 1990, subject to availability of funds.

2. The EPA Financial Management Division, Superfund Accounting Branch will act as the EPA Delivery Order task manager and will formally approve contract payment vouchers based on certification by the USACE Director of Resource Management designee.

USACE RESPONSIBILITIES

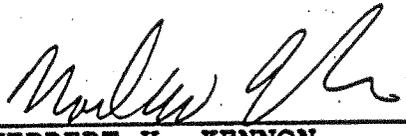
1. The USACE Director of Resource Management will designate a USACE Delivery Order Task Manager who will serve as the USACE point of contact and voucher certification official.
2. The USACE Task Manager will be responsible for certifying the accuracy of contract vouchers to the EPA Task Manager within two work days of receipt from the EPA Task Manager.
3. The USACE Task Manager will provide the contractor guidance and direction and the local Finance and Accounting Office will provide day-to-day guidance.
4. The USACE will establish site files in accordance with EPA guidelines.

EFFECTIVE DATE AND DURATION

This Memorandum of Record will become effective upon signature by both parties and will remain in effect until 30 days after the date either party notifies the other that it is terminated.


HENRY L. LONGEST II
Director, Office of Emergency
and Remedial Response
U. S. Environmental Protection Agency

Dated: 7/13/89


HERBERT H. KENNON
Chief, Engineering Division
Directorate of Engineering
and Construction
U. S. Army Corps of Engineers

Dated: 7/25/89