

MEMORANDUM OF UNDERSTANDING

Chapter XXX, page 8

NOTE: This is a sample MOU. DRMOs having working MOUs with their generating activities do not need to change to this format. A provision in the ISA can be used vice the MOU.

MOU Between DRMO (Name) AND (Generating Activity)

1. **PURPOSE:** To establish procedures for generating activities to turn-in and DRMO processing of refrigeration equipment and appliances, still containing the refrigerant, which may fail reutilization, transfer, donation or sale (RTDS) and has to be downgraded to scrap or sent to a landfill.

2. AUTHORITY: *Authority to execute this agreement on behalf of the DRMS and the above named command/activity/agency is vested in the respective Commanders of both activities, or their designated representatives, pursuant to authority contained in DoD Instruction 4000.19, August 9, 1995, Interservice and Intragovernmental Support. 18 July 2003*

3. REFERENCES:

- a. Section 608 of the Clean Air Act Amendment of 1990 – prohibits venting of class I or class II Class I and Class II Ozone Depleting Substances to the environment.
- b. 40 CFR 82.154(h)(3) - Allows the sale of refrigerants still contained in an appliance.
- c. 40 CFR 82.156(f) - Requires the removal of refrigerants from refrigeration equipment and appliances prior to final disposal as scrap or to a landfill. Requires a signed and dated statement with the name and address of the certified technician who recovered the refrigerant that the refrigerant has been removed/recovered in compliance with the regulation.
- d. DoD 4160.21-M, Chapter 10, Attachment 1, Item 24c.
- e. DRMS-I 6050.1, Chapter XXX, paragraph F.
- f. International DRMOs must check the FGS/OEBGD. MOAs must be specifically tailored to fit host nation, FGS and contract requirements. This MOA should also include details about funding and responsibilities, if not covered in the ISA.

4. PROCEDURES:

- a. The generating activity may turn-in refrigeration equipment and appliances still containing the refrigerant to the DRMO for reutilization, transfer, donation and sale (RTDS) in accordance with references b and d above.
- b. The generating activity will assign the proper supply condition code to the property and the DRMO will assign the proper disposal code.
- c. If the property fails the RTDS process and is downgraded to scrap or must go to a landfill, the generating activity will be notified by the DRMO, within _____ days, that the refrigerant must be recovered/removed from the property by the generating activity within _____ days.

d. The generating activity, upon notification, has the responsibility of funding and ensuring that the refrigerant is removed/recovered from the property prior to going to scrap or to a landfill. Per federal regulation a certified technician using certified equipment must remove/recover the refrigerant. The generating activity will provide the DRMO with a signed/dated statement that the refrigerant has been removed/recovered in compliance with references c and d above.

e. The signed statement/certificate will be retained for 3 years with the turn-in document, DD Form 1348-1A by the DRMO and the generating activity and be available, if required, for inspections.

f. The DRMO will downgrade the property to scrap once the signed certificate has been received and dispose of the scrap.

5. **SPECIAL PROVISIONS:** None. Or, add special provisions that are unique to your DRMO and generating activities to ensure a workable MOU. For example, DRMOs may want to attach a copy of the Turn-In Flow Chart and Sample Certificate.

(DRMO Chief Signature and date)
(Address/POC/Phone No.)

(Generating Activity signature and date)
(Address/POC/Phone No.)