

## APPENDIX B OVERVIEW OF THE BRAC PROGRAM

### B-1. General.

a. The Base Closure and Realignment Act of 1988 (Public Law 100-526, 102 Stat. 2623) and the Defense Base Closure and Realignment Act of 1990 (Public Law 101-510, 104 Stat. 1808) provide for a recurring, systematic review and evaluation of all installations operated by the U.S. Armed Forces. The purpose of the process is to create operational, economic, and strategic efficiency by recommending closure and/or realignment of installations to best serve the defense needs of the United States. When the decision is made to close an installation, a Community Reuse Plan is prepared. The Community Reuse Plan identifies the proposed future use of the property that will be transferred to the private sector.

b. In 1993, the Community Reinvestment Program was introduced to speed the economic recovery of communities affected by BRAC decisions. As part of this program, DOD developed the Fast-Track Cleanup Program. The objectives of the Fast-Track Cleanup Program are to protect human health and the environment, to make property available for reuse and transfer as soon as possible, and to provide for effective community involvement. Under the Fast-Track Cleanup Program, DOD has developed guidance on the environmental review process that is to be used to reach a Finding of Suitability to Transfer (FOST) or Finding of Suitability to Lease (FOSL) for real property made available under the BRAC process. This guidance provides a framework for documenting the conclusion that a property is environmentally suitable for transfer by deed or by lease under Section 120(h) of CERCLA and the National Environmental Policy Act (NEPA).

c. Under the Fast-Track cleanup process, the DOD will indemnify lessees or owners of transferred property for claims arising from contamination resulting from past DOD operations. The FOST and FOSL processes used by DOD are similar. Figure B-1 and Figure B-2 illustrate the steps in the FOST and FOSL processes, respectively.

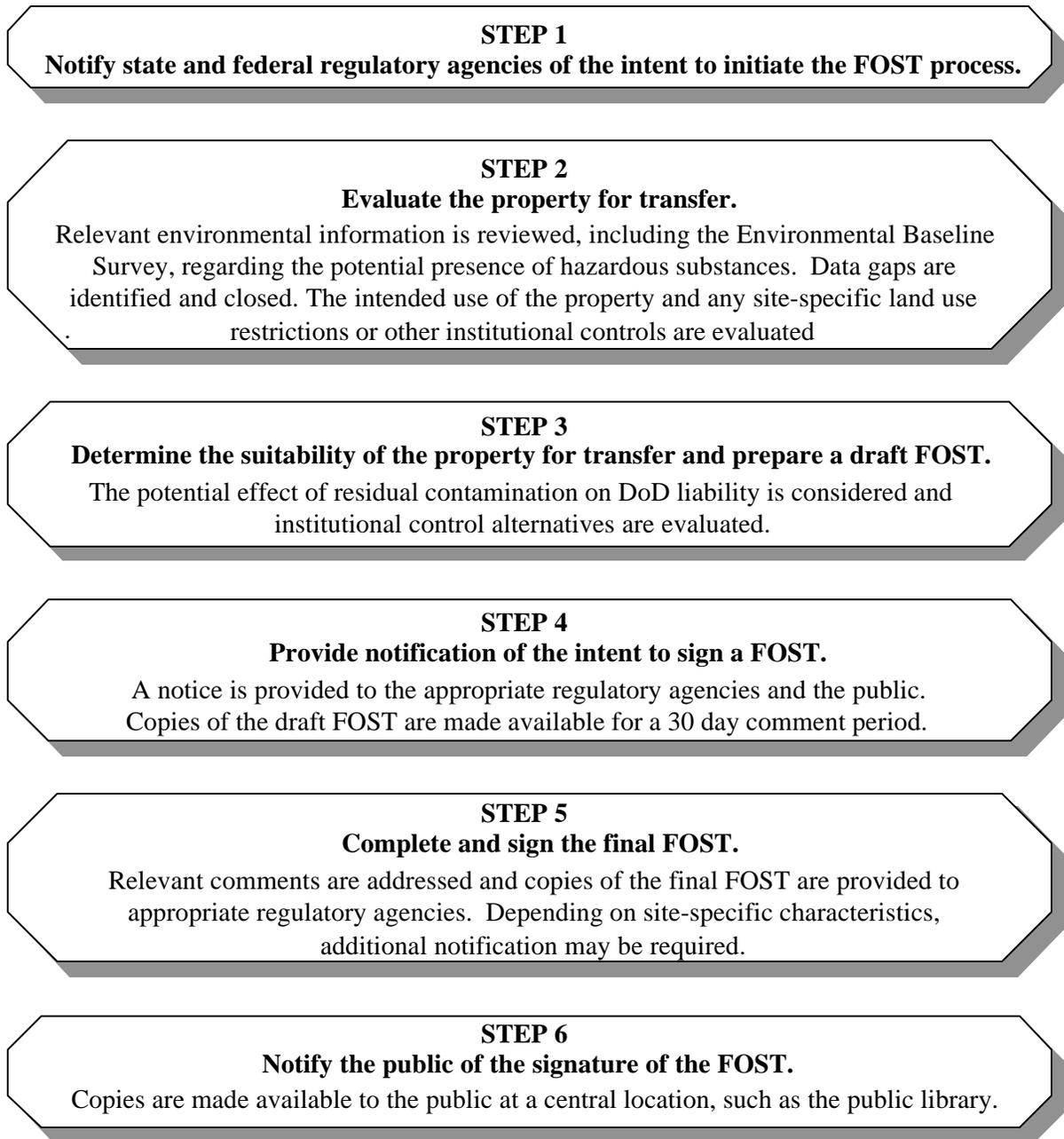


Figure B-1. BRAC Fast-Track Process: Finding of Suitability to Transfer (FOST)

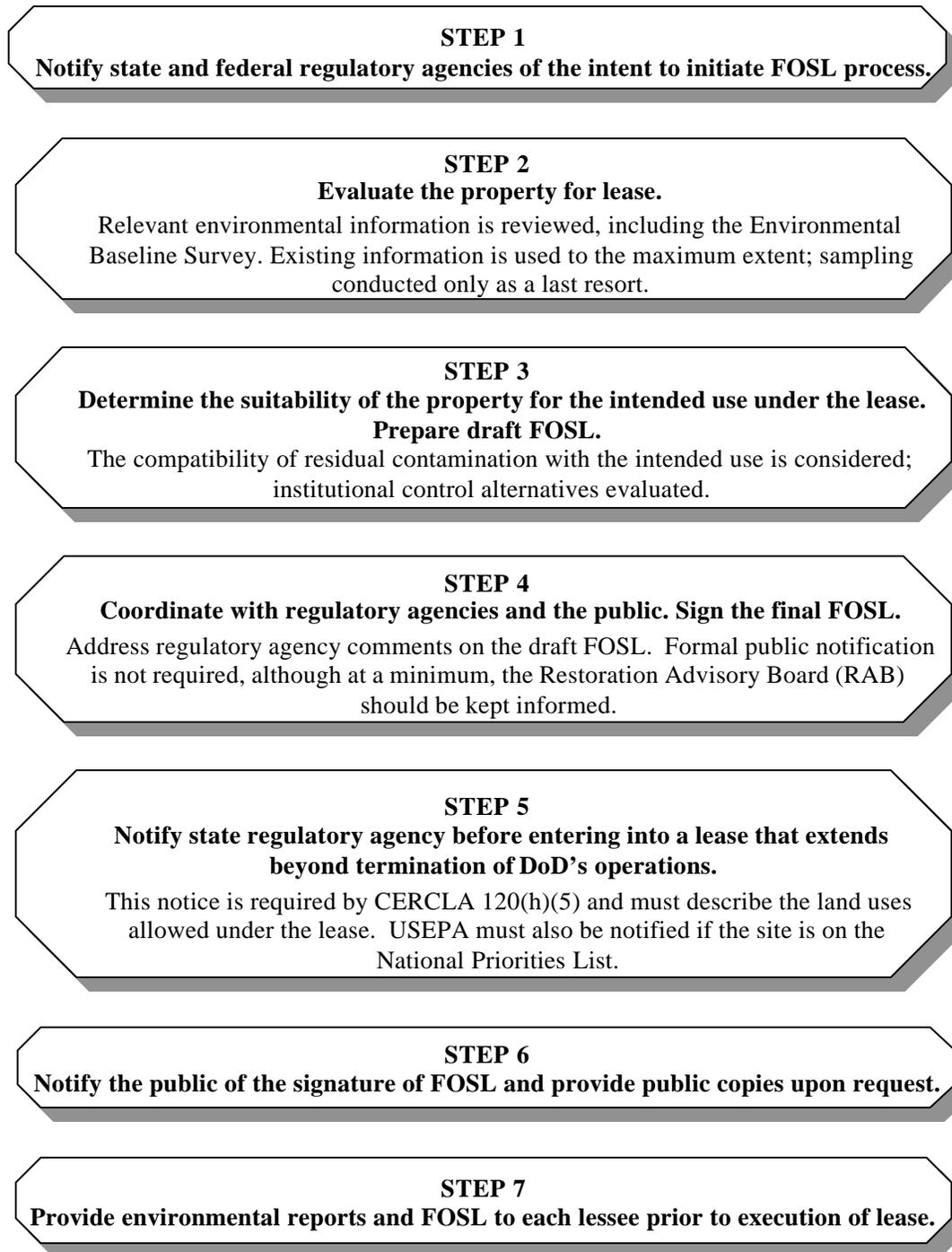


Figure B-2. BRAC Fast-Track Process: Finding of Suitability to Lease (FOSL)