

[FR Doc. E8-23354 Filed 10-3-08; 8:45 am]

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DEPARTMENT OF DEFENSE

Office of the Secretary

[Transmittal Nos. 08-82]

36(b)(1) Arms Sales Notification

AGENCY: Department of Defense, Defense Security Cooperation Agency.

ACTION: Notice.

SUMMARY: The Department of Defense is publishing the unclassified text of a section 36(b)(1) arms sales notification. This is published to fulfill the requirements of section 155 of Public Law 104-164 dated 21 July 1996.

FOR FURTHER INFORMATION CONTACT: Ms. B. English, DSCA/DBO/CFM, (703) 601-3740.

The following is a copy of a letter to the Speaker of the House of Representatives, Transmittals 08-82 with attached transmittal, policy justification, and Sensitivity of Technology.

September 25, 2008.

Patricia L. Toppings,
OSD Federal Register Liaison Officer,
Department of Defense.

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DEFENSE SECURITY COOPERATION AGENCY
2800 DEFENSE PENTAGON
WASHINGTON, DC 20301-2800

SEP 08 2008
In reply refer to:
USP008755-08

The Honorable Nancy Pelosi
Speaker of the House of Representatives
Washington, DC 20515-6501

Dear Madam Speaker:

Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 08-82, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to Israel for defense articles and services estimated to cost \$77 million. After this letter is delivered to your office, we plan to issue a press statement to notify the public of this proposed sale.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeffrey A. Wieringa".

Jeffrey A. Wieringa
Vice Admiral, USN
Director

Enclosures:

1. Transmittal
2. Policy Justification
3. Sensitivity of Technology

Same ltr to:

House

Committee on Foreign Affairs
Committee on Armed Services
Committee on Appropriations

Senate

Committee on Foreign Relations
Committee on Armed Services
Committee on Appropriations

Transmittal No. 08-82**Notice of Proposed Issuance of Letter of Offer
Pursuant to Section 36(b)(1)
of the Arms Export Control Act**

- (i) **Prospective Purchaser:** Israel
- (ii) **Total Estimated Value:**
- | | |
|---------------------------------|-----------------------------|
| Major Defense Equipment* | \$ 66 million |
| Other | <u>\$ 11 million</u> |
| TOTAL | \$ 77 million |
- (iii) **Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:** 1,000 GBU-39 Small Diameter Bombs (SDB1), 150 BRU-61/A SDB1 Mounting Carriages, 30 Guided Test Vehicles, 2 BRU-61/A SDB Instrumented Carriages, 7 Jettison Test Vehicles, 1 Separation Test Vehicle, 2 Reliability and Assessment Vehicles, 12 Common Munitions BIT and Reprogramming Equipment with Test Equipment and Adapters, 3 SDB1 Weapons Simulators, and 2 Load Crew Trainers. Also includes containers, flight test integration, spare and repair parts, support equipment, personnel training and equipment, publications and technical data, U.S. Government and contractor engineering and logistics personnel services, and other related elements of logistics support.
- (iv) **Military Department:** Air Force (QEG)
- (v) **Prior Related Cases, if any:** none
- (vi) **Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid:** none
- (vii) **Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold:** See Annex attached
- (viii) **Date Report Delivered to Congress:** SEP 08 2008

* as defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION**Israel – GBU-39 Small Diameter Bombs**

The Government of the Israel has requested a possible sale of 1,000 GBU-39 Small Diameter Bombs (SDB1), 150 BRU-61/A SDB1 Mounting Carriages, 30 Guided Test Vehicles, 2 BRU-61/A SDB Instrumented Carriages, 7 Jettison Test Vehicles, 1 Separation Test Vehicle, 2 Reliability and Assessment Vehicles, 12 Common Munitions BIT and Reprogramming Equipment with Test Equipment and Adapters, 3 SDB1 Weapons Simulators, and 2 Load Crew Trainers. Also includes containers, flight test integration, spare and repair parts, support equipment, personnel training and equipment, publications and technical data, U.S. Government and contractor engineering and logistics personnel services, and other related elements of logistics support. The estimated cost is \$77 million.

Israel's strategic position makes it vital to the United States' interests throughout the Middle East. Our policy has been to promote Middle East peace, support Israel's commitment to peace with other regional Arab countries, enhance regional stability and promote Israeli readiness and self-sufficiency. It is vital to the U.S. national interests to assist Israel to develop and maintain a strong and ready self-defense capability. This proposed sale is consistent with those objectives.

Israel will have no difficulty absorbing these additional bombs into its armed forces. The proposed sale will not affect the basic military balance in the region.

The principal contractor will be Boeing Integrated Defense Systems, Boeing Corporation, St. Louis, MO. There are no known offset agreements proposed in connection with this potential sale.

Implementation of this proposed sale will involve multiple trips to Israel by U.S. Government and contractor representatives for one-week intervals, for approximately three years.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

Transmittal No. 08-82**Notice of Proposed Issuance of Letter of Offer
Pursuant to Section 36(b)(1)
of the Arms Export Control Act****Annex
Item No. vii****(vii) Sensitivity of Technology:**

- 1. The GBU-39 Small Diameter Bomb (SDB 1) is a new 250-pound guided bomb, designed to provide high precision and effective stand-off range when launched from fighter bombers or unmanned platforms such as the F-15, the new F-35 Joint Strike Fighter and unmanned combat vehicles. The SDB1 enables the aircraft to carry four weapons on every precision-guided missile weapon station using a four-place carriage, the BRU-61/A. The weapon is equipped with a Global Positioning System-aided inertial navigation system. The SDB1 carries approximately 50 lbs of high explosive, yet its design provides the same penetration capability as the 2000 lb BLU-109. It is designed to destroy a variety of targets from ranges of 40 nautical miles, such as fuel depots and bunkers, and penetrate over 1.2 meters of steel reinforced concrete while inflicting minimum collateral damage.**

- 2. If a technologically advanced adversary were to obtain knowledge of the specific hardware and software elements, the information could be used to develop countermeasures that might reduce weapon system effectiveness or be used in the development of a system with similar or advanced capabilities.**

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DEPARTMENT OF DEFENSE

Office of the Secretary

Revision of the DoD 6055.09-STD, "Department of Defense Ammunition and Explosives Safety Standards"

AGENCY: Department of Defense.

ACTION: Notice of change.

SUMMARY: The Chairman, Department of Defense Explosives Safety Board (DDESB), is today announcing several changes to DoD 6055.9-STD, dated 5 October 2004. The DDESB is republishing the Standard (now DoD 6055.09-STD) with changes deliberated by the Voting Board members from October 5, 2004 to July 18, 2005.

The DDESB is taking this action pursuant to its statutory authority as set forth in Title 10, United States Code, Section 172 (10 U.S.C. 172) and DoD Directive 6055.9E, "Explosives Safety Management and the Explosives Safety Board (DDESB)," August 19, 2005. The Standard is applicable to the Office of the Secretary of Defense, the Military Departments, the Office of the Chairman of the Joint Chiefs of Staff, the Combatant Commands, the Office of the Inspector General of the Department of Defense, the Defense Agencies, the DoD Field Activities, and all other organizational entities in the Department of Defense (hereafter referred to collectively as the "DoD Components").

Through DoD 6055.09-STD, the DDESB establishes minimum explosives safety requirements for storing and handling ammunition and explosives. Copies of the revised Standard dated February 29, 2008, may be downloaded from the DoD Directives Program Web site at <http://www.dtic.mil/whs/directives>.

FOR FURTHER INFORMATION CONTACT: For more detailed information on specific aspects of this Standard, contact Dr. Jerry M. Ward, phone: (703) 325-2525; e-mail: Jerry.Ward@ddesb.osd.mil; DDESB, 2461 Eisenhower Avenue, Room 856C, Alexandria, VA 22331-0600.

SUPPLEMENTARY INFORMATION: Dating back to 1928 when Congress directed the Secretaries of the military departments to establish a joint board of officers to "keep informed on stored supplies of ammunition and components thereof * * *, with particular regard to keeping those supplies properly dispersed and stored

and to preventing hazardous conditions from arising to endanger life and property inside or outside of storage reservations," the DDESB (formerly known as the Ammunition Safety Board) has periodically revised or updated the Standard based on new scientific or technical information and explosives safety experience. The implementation of a change to DoD 6055.09-STD depends on formal publication of a change to DoD 6055.09-STD. In order to ensure compliance, the DoD Components modify their implementing procedures and standards accordingly.

This revision to the 5 October 2004 version of DoD 6055.09-STD incorporates, as appropriate, recommendations made by Voting Board members at the 327th DDESB meeting held on December 14, 2004, and the 328th DDESB meeting held on July 18, 2005, and included in their replies to DDESB vote by correspondence memoranda dated March 11, 2005 and June 30, 2005.

The changes included herein address the following:

- Replaces Chapter 12 "Real Property Contaminated with Ammunition, Explosives or Chemical Agents" with completely revised Chapter 12 "Real Property Known or Suspected to Contain Munitions and Explosives of Concern and Chemical Agents" that includes explosives safety standards for the identification and control of areas known or suspected to contain Munitions and Explosives of Concern (MEC) or Chemical Agents (CA), addresses explosives and CA safety aspects of response actions as well as special considerations, provides criteria for required safety submissions as well as for amendments and corrections to these submissions, provides criteria for after action reports, provides criteria for transfer of real property outside of DoD control

- Relocates criteria for the termination of use of facilities storing ammunition and explosives from the previous Chapter 12 to Chapter 1
- Includes a new Chapter 15 "Unexploded Ordnance (UXO)" that provides criteria for the disposition of UXO, addresses special considerations, provides criteria for access to areas known or suspected to contain UXO and for identification and control of such areas, provides minimum separation distances for UXO, addresses other considerations

- Includes a new Chapter 16 "Material Potentially Presenting an Explosives Hazard (MPPEH)" that provides explosives safety standards for MPPEH

- Expands Glossary to include new terms used in the revised Chapter 12, and new Chapters 15 and 16
- Removes the exception for quantity-distance (QD) application to roll-on and roll-off ammunition and explosives operations
 - Establishes criteria for the siting of and authorized operations at reduced QD magazines
 - Expands the criteria for application of no QD to ammunition and explosives stored in ships' magazines and intended for the service of shipboard armament or aircraft

In adopting these changes, the Chairman, DDESB has determined that the Standards, as changed, are at least as protective as the previous Standards.

Dated: September 29, 2008.

Patricia L. Toppings,

*OSD Federal Register Liaison Officer,
Department of Defense.*

[FR Doc. E8-23522 Filed 10-3-08; 8:45 am]

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DEPARTMENT OF DEFENSE

Office of the Secretary

Notification of Upcoming Meeting of the Defense Advisory Board for Employer Support of the Guard and Reserve (DAB-ESGR)

AGENCY: Department of Defense.

ACTION: Notice of open meeting.

SUMMARY: This notice announces a meeting of the DAB-ESGR. This meeting will focus on the response to a recommendation to create a single point communication system to notify employers of Guard and Reserve members. This meeting is open to the public.

DATES: November 19, 2008 (0830-1630 hours).

ADDRESSES: Crystal Gateway Marriott, 1700 Jefferson Davis Highway, Arlington VA 22202.

The public is asked to pre-register three weeks in advance of the meeting due to security and or seating limitations (*see* below information for pre-registration).

FOR FURTHER INFORMATION: Interested attendees may contact MAJ Elaine M. Gullotta at 703-696-1385 ext 540, or e-mail at elaine.gullotta@us.army.mil.

SUPPLEMENTARY INFORMATION:

Agenda

0830 Convene (Mr. James G. Rebholz, Chairman).
0835 Oath of Office (Mr. Frank Wilson).