

EDO Principal Correspondence Control

FROM: DUE: 08/05/02

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DOC DT: 07/01/02  
FINAL REPLY:

Governor George E. Pataki

TO:

Chairman Meserve

FOR SIGNATURE OF :

\*\* GRN \*\*

CRC NO: 02-0485

Travers, EDO

DESC:

ROUTING:

NRC and FEMA to Conduct a Federal Review of Safety and Security Measures at the Indian Point Facility and Other Nuclear Facilities, Including Review of Offsite Safety and Evacuation Planning

Travers  
Paperiello  
Kane  
Norry  
Craig  
Burns/Cyr  
Zimmerman, NSIR  
Collins, NRR

DATE: 07/15/02

ASSIGNED TO:

CONTACT:

RI

Miller

SPECIAL INSTRUCTIONS OR REMARKS:

Ref. G20020105.

OFFICE OF THE SECRETARY  
CORRESPONDENCE CONTROL TICKET

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**PAPER NUMBER:** LTR-02-0485 **LOGGING DATE:** 07/11/2002  
**ACTION OFFICE:** EDO

**AUTHOR:** Gov George Pataki  
**AFFILIATION:** NY  
**ADDRESSEE:** Richard Meserve  
**SUBJECT:** Urges the NRC and FEMA to conduct a federal review of safety and security measures at the Indian Point facility and other nuc fac, including review of offsite safety and evacuation planning....

**ACTION:** Appropriate  
**DISTRIBUTION:** RF

**LETTER DATE:** 07/01/2002  
**ACKNOWLEDGED:** No  
**SPECIAL HANDLING:**

**NOTES:** OCM #11191  
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**DATE DUE:** **DATE SIGNED:**

EDO --G20020425



STATE OF NEW YORK

GEORGE E. PATAKI  
GOVERNOR

July 1, 2002

Dear Messrs. Meserve and Allbaugh:

I am writing in response to Mr. Meserve's letter of May 10, 2002 concerning my request that the Nuclear Regulatory Commission (NRC) and the Federal Emergency Management Agency (FEMA) conduct a review of federal management of offsite safety and evacuation planning, and also explore the potential for additional safety and security measures at the Indian Point nuclear power plant and the other nuclear facilities in New York State.

In my initial letter to you of February 6, 2002, I highlighted the need for a comprehensive NRC review of the adequacy of existing federal management of offsite safety and evacuation planning. The safety of the surrounding communities and plant workers, as well as the ability to ensure effective evacuation procedures in the event of an incident, is a paramount concern. In the case of Indian Point, which is located approximately 35 miles north of New York City, public concern has understandably escalated in the wake of the September 11th terrorist attack. The NRC's February 25, 2002 "review and revise" order mandating that plant operators re-evaluate evacuation plans has not addressed or relieved these heightened community concerns.

Although I understand that the formal process of evaluating security measures and evacuation plans must be conducted in the most secure manner, I also believe that the opportunity for meaningful and thoughtful public input is indispensable. The NRC's legal authority to exempt from disclosure sensitive information relating to the security of nuclear facilities makes it the most appropriate entity to bring together local governments, state and federal officials, and community members for a comprehensive analysis of the Indian Point offsite security and evacuation plan.

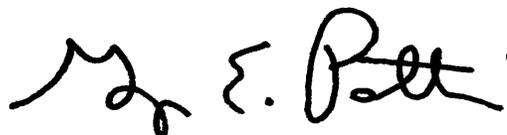
In light of the new challenges we face as a nation, I cannot over-emphasize the need to continually review and, whenever possible, enhance the safety and security measures in place at our nation's nuclear facilities. This effort is critical not only to ensuring public safety, but in securing public trust in these facilities. This need is particularly evident with respect to those facilities that are located in general proximity to areas that have already experienced the worst of our nation's battle with terror.



Messrs. Meserve and Allbaugh  
July 1, 2002  
Page Two

In light of these concerns, I renew my request of February 6, 2002 and encourage NRC and FEMA to conduct a federal review of the safety and security measures in place at Indian Point and our other nuclear facilities, including a review of offsite safety and evacuation planning with an opportunity for public input. In the meantime, please be aware that New York State will be moving forward with its own review, including a consideration of measures that would further increase the safety and security of our citizens and communities.

Very truly yours,

A handwritten signature in black ink, appearing to read "M. E. Pelt". The signature is fluid and cursive, with a distinct dot at the end of the final stroke.

The Honorable Richard A. Meserve  
Chairman  
United States Nuclear Regulatory Commission  
Washington, D.C. 20555-0001

The Honorable Joe M. Allbaugh  
Director  
Federal Emergency Management Agency  
500 C Street  
Washington, D.C. 20472