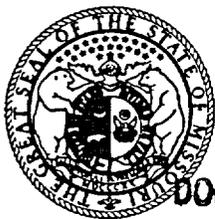


# EMERGENCY MANAGEMENT AGENCY



DEPARTMENT OF PUBLIC SAFETY  
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DOCKET NUMBER

PETITION RULE PRM 50-79  
(67FR 66588)

December 5, 2002

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USNRC



December 12, 2002 (11:04AM)

Secretary  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555-0001

OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

Attention: Rulemaking and Adjudication Staff

Docket Number: PRM 50-79

The State of Missouri has reviewed the Petition for NRC Rulemaking - Emergency Planning for Day Care Centers and Nursery Schools. We would like to take this opportunity to comment.

The issues raised by the Petitioner have been addressed by Missouri Nuclear Accident Plan and its ancillary documents. In particular:

1. Reception and Care Centers (also known as Congregate Care Facilities) have been designated for relocation for daycare centers as well as nursery schools. Relocation of children out of the Emergency Planning Zone prior to release of radioactive materials is designated at the Site Area Emergency.
2. Transportation resources for these centers and schools have been designated by the respective county's emergency management authorities, and will be supplemented by state resources, if requested.
3. These local communities will provide trained bus drivers for relocation. These bus drivers have been trained, not only in operation of the buses, but have had basic training in radiological preparedness and dosimetry.
4. Missouri polls the local daycare centers and nursery schools as to their staff size, population and transportation capabilities. Responses are then incorporated into the Special Facilities Radiological Emergency Plan and are shared with the local emergency management agency.
5. Those centers and schools not in the immediate area of siren coverage are provided with a tone alert radio. These are provided at no cost to these institutions.
6. Missouri Department of Health and Senior Services provides the State Emergency Management Agency with a list of licensed daycare centers and nursery schools within the emergency planning zone. Missouri uses this as a check to assure that all local emergency radiological response plans contain these special facilities.

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7. Missouri and the utilities send to each household in the emergency planning zone emergency brochures (Callaway) or calendars (Cooper) that contain information about reception and care centers and designated routes of evacuation out of the emergency planning zone.
8. Missouri and the local counties offer radiological emergency preparedness training to anyone requesting it.
9. Missouri provides a list of reception and care centers in the emergency section of local phone books and emergency brochures (or calendars).
10. Missouri has a list of local numbers to call for information in the emergency sections of the phone books as well as under the governmental listings (and in the emergency calendars and brochures). These local numbers make the need for 800 services superfluous.
11. The local media outlets use prescript messages in conjunction with the Emergency Alert System to notify the appropriate sub-areas of protective actions as recommended by the State.

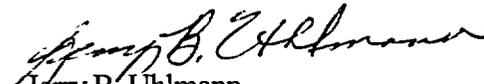
The Missouri Nuclear Accident Plan (and subordinate documents) does not address the following issues that were raised by the petitioner(s):

12. Missouri State law does not require seatbelts or child safety seats for use on school busses, which are the primary resources we would use to evacuate children from daycare centers and/or nursery schools. If it is required to use child safety seats for evacuation, then all school busses used in these types of evacuation would have to be retro-fitted with seat belts. If parents were required to provide a safety seat for their child, it would have to be done prior to an event, kept in storage at the daycare center (or nursery school) and then loaded on to the bus and installed which would delay the evacuation of the children from the Emergency Planning Zone.
13. Missouri Emergency Management officials do not conduct annual site inspections of daycare centers and nursery schools located in the Emergency Planning Zones; these facilities are licensed by the Missouri Department of Health and Senior Services.
14. Missouri does not have participation of the daycare centers or nursery schools in Federal Emergency Management Agency (FEMA) evaluated exercises. This would be an unreasonable requirement on the daycare community. Relocating these children during an exercise would be disruptive to their daily routine.
15. Missouri does not have fingerprint records or separate nuclear related identification cards of children attending daycare centers or nursery schools located in the Emergency Planning Zone. The Missouri Department of Health and Senior Services requires licensed daycare facilities and parents to have a mechanism for child responsibility.

16. Missouri does not have individual radiological emergency preparedness handouts for the parents of daycare centers or nursery school children located in the Emergency Planning Zone. Everyone in these areas have access to a telephone, with which they can contact the appropriate local officials identified in the annual brochure (Callaway) or calendar (Cooper). Missouri Emergency Management will provide a tailored plan for any daycare center or nursery school within the Emergency Planning Zone that requests one.
17. Missouri does not stockpile Potassium Iodine (KI) for the general population. There is no federal requirement to do so. Missouri believes in rapid, timely evacuation instead of the stockpiling of KI.
18. As a rule, Missouri does not train daycare center and nursery school employees on radiological emergency preparedness. However, any center or school requesting this training will be considered for it. Missouri offers annual training to all emergency response organizations within the Emergency Planning Zone. Missouri also encourages the local emergency management directors to meet with and provide special training to local daycare center and nursery school operators and their association.

The State of Missouri's position on the Petition for NRC Rulemaking- Emergency Planning for Daycare Centers and Nursery Schools- is that this petition should be disregarded in its entirety. We believe that the petitioner's request goes beyond what is reasonable and necessary emergency preparedness. Current Radiological Emergency Preparedness plans and procedures effectively protect the health and safety of all Missourians.

Sincerely,

  
Jerry B. Uhlmann  
Director

JBU/ESG/esg

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