OCT 7 1980

Ms. Suzanne Pipp 1063 Cortez Drive Santa Maria, California 93454

Dear Ms. Pipp:

Your March 30, 1980 letter to President Carter regarding the Diablo Canyon nuclear plant has been referred to me for reply.

You expressed concern over the licensing of Diablo Canyon citing a Kemeny Commission Report statement on the potential for future accidents at nuclear plants. Let me assure you that the NRC has reacted positively to improve the safety of all nuclear power plants in operation and under construction based on the lessons learned from the Three Mile Island accident.

Based on the findings of the President's Commission on the accident (The Kemeny Commission), the recommendations of the Special Inquiry Group directed by Mitchell Rogovin, recommendations developed by internal NRC special task forces, and recommendations from other sources including the Advisory Committee on Reactor Safeguards, a comprehensive NRC Action Plan (NUREG-0660) developed as a result of the TMI-2 accident, was prepared and published in May 1980.

Consistent with the Nuclear Regulatory Commission guidance, the NRC staff is requiring all applicants for new operating licenses to modify the design and operation of their nuclear plants to conform to TMI-related requirements. NUREG-0694, published in June 1980, identified requirements applicable to Diablo Canyon and other plants and provided a schedule by which they must be implemented. Additional requirements and clarifications are being considered.

We have re-examined the Diablo Canyon facility for conformance to the NUREG-0694 requirements as they apply to fuel loading and low power testing and on August 6, 1980 issued our safety evaluation on these matters. Before the NRC staff can issue a license to load fuel and conduct low power (below 5 percent) tests, all of these requirements must be met, the Atomic Safety and Licensing Board for Diablo Canyon must rule favorably, and the Commission itself will review the record.

In addition, your letter expressed a concern over the release of low-level radiation normal with the operation of a nuclear plant. I am pleased to provide the enclosed response to this concern.

Furthermore, you state that possibly there is no need for this plant because of conservation. The National Environmental Policy Act requires us to consider whether there are environmentally preferable alternatives to a nuclear power plant proposed for licensing. We did this. Hearings were held on this environmental issue before construction permits were issued to construct this facility. Moreover, a favorable partial initial decision regarding environmental matters has been issued by the present Atomic Safety and Licensing Board considering all

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Ms. Suzanne Pipp

issues that have been properly brought before it for operating licenses for the Diablo Canyon facility. A copy of the Final Environmental Statement as well as other licensing documents and correspondence can be found in the Local Public Document Room (LPDR) maintained for Diablo Canyon. This LPDR is located at the California Polytechnic State University Library, Documents and Maps Department, San Luis Obispo, California 93407.

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I trust that this information is responsive to your request.

Sincerely,

Frank J. Miraglia, Acting Chief Licensing Branch No. 3 Division of Licensing

Enclosure: As stated

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