

TERA
~~Central Files~~

MAY 09 1980

The Honorable Charles E. Grassley
United States House of Representatives
Washington, D. C. 20515

Dear Mr. Grassley:

I have been requested to respond to your letter of January 3, 1980, to Chairman Ahearn which references a letter to your office of December 5, 1979, from John D. Crandall, Director, Iowa State Office of Disaster Services. Mr. Crandall had attached a copy of his letter of December 4, 1979, to Commissioner Hendrie in which he expressed concern about funding for the development of State and local government emergency plans and the timetable for submittal, review, and approval of such plans.

NRC has an active program in progress for upgrading emergency preparedness around all operating nuclear power plants. The program includes visits to the reactor and its environs by emergency preparedness teams and meetings with licensed utilities, local and State authorities to discuss upgrading emergency preparedness. Such meetings are held in the locale of the reactor to facilitate receiving comments and questions from the public.

President Carter, in his statement of December 7, 1979, on the Kemeny Commission Report on Three Mile Island, transferred responsibility to the Federal Emergency Management Agency to head up all offsite emergency activities and to complete a thorough review of emergency plans in all the States with operating nuclear reactors by June 1980. The NRC works closely with FEMA in this regard. Upon completion of its review, FEMA will present its findings on the adequacy of offsite emergency plans to NRC, and the NRC will then make the final licensing decision. A Memorandum of Understanding has been signed on January 14, 1980, by NRC and FEMA to accomplish a prompt improvement in radiological emergency planning and preparedness that defines responsibilities and areas of cooperation for the two agencies. In January 1980, a document entitled "Criteria for Preparation and Evaluation of Radiological Emergency Response Plans and Preparedness in Support of Nuclear Power Plants" (NUREG-0654; FEMA-REP-1), which had been jointly prepared by NRC and FEMA, was published for interim use and comment. The criteria are consistent with those acceptance criteria used by the aforementioned emergency preparedness teams and enclosed with the NRC letter to Power Plant Licensees dated October 10, 1979.

During the site visit, the Emergency Planning Teams instruct the licensee to submit a revised and upgraded draft emergency plan that meets the new criteria within 5 weeks of the date of the visit. Written questions by the NRC staff may subsequently be necessary to elicit additional information. A proposed rule published in the Federal Register on December 19, 1979

TDK-5-1
Emergency
Plan

8005280362

(44 F.R. 75167) would require NRC concurrence in the appropriate State and local government emergency response plans prior to operating license issuance and to avoid shutdown of an operating plant. The proposed rule would make that requirement effective not later than January 1, 1981.

As of the present date, FEMA is not funded to provide direct financial assistance for the upgrading of State and local plans. In a number of States, Oregon and California for example, NRC licensees are required by State law to provide various financial resources to support emergency planning and preparedness activities supportive of their nuclear power stations. New York and Ohio have similar funding legislation in progress. It is also expected that the nuclear facility operator will have an interest in providing certain manpower, items of equipment or other resources which the State and local governments may need but are themselves unable to provide.

I trust that this information is responsive to Mr. Crandall's concerns.

Sincerely,

(Signed) E. Kevin Cornell

WJ
William J. Dircks
Acting Executive Director
for Operations

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MGroff	
Gertter (EDO-8142)	
Attorney, OELD	

*For previous concurrence see attached yellow
**Identical letter sent to Roger Jepsen

EDO	OELD	EDO EKC	OCA
*KPerkins	<i>R Voegt.</i>	<i>WJDircks</i>	
3/6/80	5/5/80	5/8/80	5/ /80

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FROM:		ACTION CONTROL		DATES		CONTROL NO.	
Sen. J. P. Jopson Sen. Charles Grassley (2 letters)		COMPL DEADLINE		7-25-80		08142	
TO:		ACKNOWLEDGMENT		DATE OF DOCUMENT		updated 8-1-80	
CA & Records		INTERIM REPLY		PREPARE FOR SIGNATURE OF:		<input type="checkbox"/> CHAIRMAN	
		FINAL REPLY		<input checked="" type="checkbox"/> EXECUTIVE DIRECTOR		OTHER:	
		FILE LOCATION		6. 1/1/80			
DESCRIPTION <input type="checkbox"/> LETTER <input type="checkbox"/> MEMO <input type="checkbox"/> REPORT <input type="checkbox"/> OTHER				SPECIAL INSTRUCTIONS OR REMARKS			
Encl. Identical letter to John D. Crandall re NRC's power plant contingency planning requirements				REF: CDO 8055 Prepare separate letters to Sen. Jopson & Rep. Grassley			
CLASSIFIED DATA							
DOCUMENT/COPY NO.		CLASSIFICATION					
NUMBER OF PAGES		CATEGORY					
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ASSIGNED TO:		DATE		INFORMATION ROUTING		LEGAL REVIEW <input type="checkbox"/> FINAL <input type="checkbox"/> COPY	
Jopson		1-10-80		Ryan J. Cook		NO LEGAL OBJECTIONS NOTIFY:	
						<input type="checkbox"/> EDO ADMIN & CORRES BR	
						EXT. _____	
						COMMENTS, NOTIFY:	
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				JCAE NOTIFICATION RECOMMENDED: <input type="checkbox"/> YES <input type="checkbox"/> NO			

NRC FORM 232
(11-75)

EXECUTIVE DIRECTOR FOR OPERATIONS

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80-0052

No. ~~79-3476~~ Logging Date 1/9/80

NRC SECRETARIAT

TO: Commissioner _____ Date _____
 Exec. Dir./Oper. _____ Gen. Counsel _____
 Cong. Liaison _____ Solicitor _____
 Public Affairs _____ Secretary _____

Incoming: Senator Roger ~~Johnson~~ Jepsen
 From: Constituent referral from Iowa Dept. of Public Defense, Office of Disaster Services
 To: OCA Date Undated
 Subject: ~~XXXXXXXX~~ Complaint that NRC nuclear power plant contingency planning requirements have created difficulties for Iowa

- Prepare reply for signature of:
- Chairman
 - Commissioner _____
 - EDO, GC, CL, SOL, PA, SECY
 - Signature block omitted
 - _____
 - Return original of incoming with response

No - they mean Emergency Planning

- For direct reply* Suspense: January 21
- For appropriate action
 - For information
 - For recommendation

Remarks: OCA to Acknowledge

For the Commission: Combs

*Send three (3) copies of reply to Secy Mail Facility

80-CC49

No. 79-8470 Logging Date 1/8/80

NRC SECRETARIAT

- TO: Commissioner _____ Date _____
- Exec. Dir./Oper. _____ Gen. Counsel _____
- Cong. Liaison _____ Solicitor _____
- Public Affairs _____ Secretary _____
- _____

Incoming: Rep Charles Grassley, Constituent Referral

From: John Crandall, Director

Office of Disaster Services, Des Moines, Iowa

To: Ahearne Date 1/3/80

Subject: re the affect that NRC's new nuc power
contingency planning has had on the State of Iowa

- Prepare reply for signature of: *NO! they mean Emergency Planning*
- Chairman _____
- Commissioner _____
- EDO, GC, CL, SOL, PA, SECY _____
- Signature block omitted _____
- _____
- Return original of incoming with response

- For direct reply* Suspense: Jan 17
- For appropriate action
- For information
- For recommendation

Remarks: _____

For the Commission: Billie

*Send three (3) copies of reply to Secy Mail Facility