

September 15 1981

Spence W. Perry, Esq.  
Office of the General Counsel  
Federal Emergency Management  
Agency  
500 C Street, S.W.  
Washington, DC 20472



In the Matter of  
Kansas Gas and Electric Company, et al.  
(Wolf Creek Generating Station, Unit No. 1  
Docket No. 50-482)

Dear Mr. Perry:

Currently pending before the NRC is an application for an operating license for the subject facility which is located near Burlington, Coffee County, Kansas. A number of persons, organizations and governmental agencies have intervened or are participating in an ongoing administrative proceeding regarding the operating license.

The purpose of this letter is to inform you of the offsite emergency planning related issue that has been raised in the proceeding (copy enclosed) and of the projected hearing schedule, so that FEMA's review and evaluation and preparation for hearing in those areas of FEMA responsibility (offsite emergency planning) may be undertaken promptly. The NRC Staff will seek to have FEMA prepare written testimony on the offsite planning aspects of the contention and provide witnesses to support such testimony at the hearing.

Under 10 C.F.R. § 50.47(a) of the NRC's regulations, no operating license for a nuclear power reactor will be issued unless a finding is made by the NRC that the state of onsite and offsite emergency preparedness provides reasonable assurance that adequate protective measures can and will be taken in a radiological emergency (10 C.F.R. § 50.47(a)(1)). The NRC will base its findings in this regard on a review of the FEMA findings and determinations on whether State and local emergency plans are adequate and capable of being implemented and on the NRC assessment as to whether the applicant's onsite emergency plans are adequate and capable of being implemented. (10 C.F.R. § 50.47(a)(2)). In view of these provisions of the NRC regulations, it will be necessary for the NRC Staff to prepare a written evaluation of the overall adequacy of emergency preparedness for Wolf Creek. This evaluation will be based in substantial part on FEMA's findings and determinations, pursuant to Section II.4 of FEMA/NRC Memorandum and Understanding of November 4, 1980. The NRC Staff's evaluation and, thus of necessity, the FEMA findings and determinations should be completed by April 1982.

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In the interest of getting FEMA's Wolf Creek review underway expeditiously, I suggest that we arrange a meeting involving the NRC Staff's Wolf Creek project manager and emergency planning personnel and those FEMA personnel who will be involved in the FEMA evaluation for Wolf Creek. At such a meeting, the NRC Staff will provide its projected detailed schedule for the Wolf Creek planning review and its reviews as to the needed supporting reviews and evaluations from FEMA. Please contact me at your convenience to set up such a meeting. I can be reached at (301) 492-8670.

Sincerely,

Myron Karman  
Deputy Assistant Chief  
Hearing Counsel

Enclosure: As stated

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ENCLOSURE

Local governments do not have a workable evacuation plan and the Wolf Creek facility should not be licensed until there is a workable plan and until the governmental bodies in the evacuation area are sufficiently staffed, equipped and funded to successfully carry out evacuation plans.