

NUCLEAR REGULATORY COMMISSION

DOCKETED
USNRC

10 CFR PART 50

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State of South Carolina

Filing of Petition for Rulemaking

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Docket No. PRM-50-34

AGENCY: Nuclear Regulatory Commission.

DOCKET NUMBER

PETITION RULE PRM-50-34
(47 FR 50918)ACTION: Notice of Receipt of Petition for Rulemaking from the
State of South Carolina.

SUMMARY: The Commission is publishing for public comment this notice of receipt of a petition for rulemaking dated August 27, 1982, which was filed with the Commission by the State of South Carolina. The petition was docketed by the Commission on August 30, 1982, and has been assigned Docket No. PRM-50-34. The petitioner requests that the Commission amend its regulations in 10 CFR Part 50 to reduce the frequency of nuclear power plant emergency training exercises which require the participation of local government agencies.

DATE: Comment period expires JAN 10 1983

ADDRESSES: A copy of the petition for rulemaking is available for public inspection in the Commission's Public Document Room, 1717 H Street, NW., Washington, DC. A copy of the petition may be obtained by writing to the Division of Rules and Records, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555.

All persons who desire to submit written comments concerning the petition for rulemaking should send their comments to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Docketing and Service Branch.

FOR FURTHER INFORMATION CONTACT: John D. Philips, Chief, Rules and Procedures Branch, Division of Rules and Records, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Telephone: (301)492-7086 or Toll Free: 800-368-5642.

SUPPLEMENTARY INFORMATION: The petitioner states that local governments rely heavily on trained volunteer citizens to respond to emergencies. Thus, the current NRC requirement that a local government within the plume exposure pathway EPZ participate in at least one full-scale nuclear power plant emergency training exercise per year is, according to the petitioner, an undue burden on these volunteers since they would be participating in training exercises "on their own time."

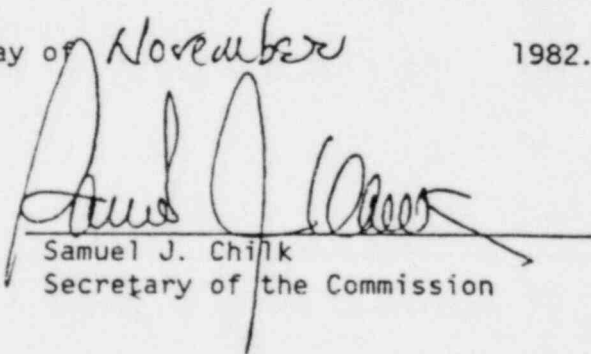
The petitioner also states that while the county in which a nuclear power reactor is located derives revenue from the reactor owner to help offset the cost of an annual full-scale exercise, other affected counties derive little or no revenue from the reactor owner and for these counties the cost of an annual full-scale exercise is an additional expense. The petitioner further states that most of the affected counties have a low economic base and the requirement for a full-scale exercise places an undue financial burden on county resources.

The petitioner requests that the Commission revise Appendix E, section IV.F.1., of 10 CFR Part 50 to read as follows:

- "1. Each licensee shall exercise at least annually the emergency plan for each site at which it has one or more power reactors licensed for operation. The licensee exercise shall include participation by offsite agencies at the following frequencies;
- A. The State shall participate in a full-scale exercise annually. The State shall rotate its schedule of annual full-scale exercises so that the exercises are with a different facility (site) licensed in the State each year. There will be full participation by the State at least once every five years, with the ingestion exposure pathway partially or wholly within the State.
 - B. The local governments that are located within the 10-mile plume exposure EPZ of facility selected for the States full-scale exercise will participate along with that facility and the State in a full-scale exercise.
 - C. The local government agencies, when not scheduled to participate in a full-scale exercise, will exercise as a minimum its communications and warning procedures in conjunction with the nuclear facilities annual exercise."

Finally, the petitioner states that while affected local governments do not question the need for appropriate plans, exercises, and training, they have questioned the need for an annual full-scale exercise.

Dated at Washington, DC this 2d. day of November 1982.



Samuel J. Chilk
Secretary of the Commission