

July 28, 1983

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In the Matter of  
LONG ISLAND LIGHTING COMPANY  
(Shoreham Nuclear Power Station, Unit 1)  
Docket No. 50-322 (Emergency Planning)

Dear Mr. Latham:

As previously requested by you, I am enclosing a copy of a letter dated July 22, 1983, from the NRC (William J. Dircks) to FEMA (Jeffrey S. Bragg) regarding the LILCO Transition Plan for the Shoreham Nuclear Power Station.

Sincerely,

Bernard M. Bordenick  
Counsel for NRC Staff

Enclosure: As Stated  
cc: (w/enclosure)

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JUL 22 1983

Mr. Jeffrey S. Bragg  
Executive Deputy Director  
Federal Emergency Management Agency  
500 C Street, S.W.  
Washington, D.C. 20472

Dear Mr. Bragg:

On June 23, 1983, your agency reported to the NRC the results of your review of the LILCO Transition Plan for the Shoreham Nuclear Power Station. In your report you found 34 inadequacies in the plan in terms of NUREG-0654/FEMA-REP-1, Rev. 1, and in addition, set forth two preconditions that had to be met for there to be a FEMA finding on whether the Transition Plan was implementable and whether LILCO had the ability to implement the plan. These preconditions involved a determination as to the legal authority of the utility to manage and implement the plan, and a need for a full scale exercise to demonstrate an ability to implement the plan.

We recognize that a full scale exercise must be conducted to demonstrate LILCO's ability to implement the plan before it can be authorized to operate the Shoreham facility in excess of five percent of rated power. However, it is unclear from a reading of your report as to what FEMA's views would be as to the adequacy of the Transition Plan if the preconditions were removed and the 34 inadequacies were corrected. Specifically, would FEMA find the Transition Plan acceptable if these encumbrances were removed?

In order for us to have a better understanding of FEMA's views in this regard, I would appreciate your advice as to whether FEMA would find that there exists reasonable assurance that the LILCO Transition Plan, as written, is adequate and capable of implementation if the noted inadequacies were cured and there existed no question of legal authority to carry out the plan.

Thank you very much for your attention to this matter.

Sincerely,

(Signed) William J. Dircks

William J. Dircks  
Executive Director for Operations