



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20546

December 29, 1983

MEMORANDUM FOR: William J. Dircks, Executive Director
for Operations

FROM: Nunzio J. Palladino *NJ*

SUBJECT: FEDERAL ASSISTANCE WITH EMERGENCY PLANNING

In a December 20 New York Times article, Governor Cuomo reportedly said, "state might participate if U.S. provides manpower." Later in the article the Governor reportedly stated that "his demand for Federal support for emergency planning applied to all nuclear power plants, not just Shoreham."

I would like your reactions to this article with specific reference to items having generic significance. In particular and apart from the Shoreham proceeding, I would like to know:

- What already existing Federal programs would be responsive to Governor Cuomo's suggestions (e.g. DOE NEST and NRC regional response teams)?
- What other items could be provided by NRC (e.g., training)?
- What agencies might be appropriate for providing items that NRC cannot?
- What items simply would not be appropriate for the Federal Government to provide?
- What information, if any, do we have on other agency views regarding Governor Cuomo's statements?
- Should any of this be proper for the Federal Government to provide, what would be the next steps?

Please send me a note or see me on this by January 10.

cc: Commissioner Gilinsky
Commissioner Roberts
Commissioner Asselstine
Commissioner Bernthal
SECY
OGC
OPE

*8406110368(2)
KA*

Rec'd Off. CDO
Date... 12-19-83
Time... 1:12

FEMA

NEW YORK, N.Y.—
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M - 905,675
S - 1,498,875

CUOMO STAYS OPEN TO SHOREHAM PLAN

Says State Might Participate if U.S. Provides Manpower

By MICHAEL DRESKES

Governor Cuomo said yesterday that if the Federal Government provided enough manpower and other resources New York State might participate in a plan to evacuate residents near the Shoreham nuclear power plant on Long Island, even if Suffolk County refuses to cooperate.

Since the beginning of his administration, Mr. Cuomo had taken no position on whether Shoreham should operate, but has received many proposals and suggestions on aspects of the plant's safety and economics.

He said yesterday that it would be wrong to interpret his remarks as a signal that the plant should open and that if the Federal Government did nothing he would oppose the holding of an operating license.

His comments in a series of interviews, represented a division between Mr. Cuomo and Suffolk County, which does not want the nearly completed \$1.5-billion, \$300-megawatt Shoreham plant to go into operation.

"I did not rule out evacuation under any and all circumstances," Mr. Cuomo said. "The county says something different under no circumstances. The difference between me and Cobelan is that he says I won't even consider the possibility and I say

Continued on Page B2, Column 1

State Might Take Part in Plan For Shoreham, Cuomo Says

Continued From Page A1

that's not reasonable. I will consider it." He was referring to Peter F. Cobelan, the Suffolk County Executive.

The comments were the first by the Governor since a commission he set up on Shoreham issued its report on the effects of opening or abandoning the plant and since he went to Suffolk last week for hearings on the issue.

Michael R. Patterson, the director of corporate communications for the Long Island Lighting Company, the plant's owner, issued this response.

"I cannot overemphasize the fact that the company is more than willing to cooperate with government in the development of an emergency plan to protect the public. We view the Governor's leadership as an essential ingredient to any rational solution."

Capt. Eugene Long Island

Mr. Cobelan, a Republican, rejected Mr. Cuomo's position that Federal help would make a difference. Mr. Cobelan's deputy, Frank R. Jones, said: "It wouldn't make a difference whether you have the French Foreign Legion or the New York Mets. Our studies show you can't evacuate Long Island. Over 700,000 people would clog the roads."

The plant is on Suffolk's North Shore, 25 miles east of New York City.

Mr. Cuomo cautioned that he thought it was unlikely that the Federal Government would meet all his demands. If the Federal Government does nothing at all, he said, it will not be possible to draw up an acceptable emergency plan and he would, like Cobelan, not oppose opening the plant.

The Nuclear Regulatory Commission requires a plan for protecting residents around nuclear power plants before it will allow the plants to go into

operation. Mr. Cuomo has so far reported Suffolk County in its refusal to submit any plan.

Long has submitted its own plan which is now before the N.R.C. Mr. Cuomo says the Long plan will be work.

"Given the present plan I am going to oppose the granting of an operating license every way I can," he said.

But Mr. Cuomo said Congress and the N.R.C. could change the matter by adopting measures that, he is convinced, they have no intention of doing.

Earlier this year Mr. Cuomo submitted several such proposals.

Mr. Cuomo said he is seeking the establishment of a military reserve command that would plan for emergency activities in the event of a disaster. He is also asking for financial support, military assistance in the form of helicopters and training for the police, National Guard or any other workers who would be expected to participate in an emergency plan.

"If they give us more manpower and police, it might make sense to us," he said.

Mr. Cuomo also stressed that without any changes in Federal law include a specific veto for the Governor over whether the plant should open, something he said supporters of other power have opposed.

He also said that his demand for Federal support for emergency plans applied to all nuclear power plants, just Shoreham. "It would have to be nationwide," he said.

Mr. Cuomo's remarks came at a critical moment for him in the Shoreham situation. For months, he has left questions about Shoreham unanswered. He was awaiting the report of his



CHAIRMAN

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Since the beginning of his administration, Mr. Cuomo has taken no position on whether Shoreham should operate, but has offered many proposals and suggestions on issues of the plant's safety and economics.

He said yesterday that it would be wrong to interpret his remarks as a signal that the plant should open, and that if the Federal Government did nothing he would oppose the issuing of an operating license.

His comments, in a series of interviews, represented a division between Mr. Cuomo and Suffolk County, which does not want the nearly completed \$3.5 billion, 809-megawatt Shoreham plant to go into operation.

"I did not rule out evacuation under any and all circumstances," Mr. Cuomo said. "The county says something different: under no circumstances. The difference between me and Cobalan is that he says I won't even consider the possibility and I say

Continued on Page B3, Column 5

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Michael R. Patterson, the director of corporate communications for the Long Island Lighting Company, the plant's owner, issued this response:

"I cannot overemphasize the fact that the company is more than willing to cooperate with government in the development of an emergency plan to protect the public. We view the Governor's leadership as an essential ingredient to any rational solution."

"Can't Evacuate Long Island"

Mr. Cobalan, a Republican, rejected Mr. Cuomo's position that Federal help would make a difference. Mr. Cobalan's deputy, Frank R. Jones, said: "It wouldn't make a difference whether you have the French Foreign Legion or the New York Mets. Our studies show you can't evacuate Long Island. Over 750,000 people would clog the roads."

The plant is on Suffolk's North Shore, 25 miles east of New York City.

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"Given the present plan I am going to oppose the granting of an operating license every way I can," he said.

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Earlier this year Mr. Cuomo submitted several such proposals.

Mr. Cuomo said he is seeking the establishment of a military-style command team that would plan for and oversee activities in the event of an emergency. He is also asking for financial support, military assistance such as helicopters and training for the state police, National Guard or any other workers who would be expected to participate in an emergency plan.

"If they give us more manpower at one point it might make sense to participate," he said.

Mr. Cuomo also stressed that he wanted any change in Federal law to include a specific veto for the Governor over whether the plant should open, something he said supporters of nuclear power have opposed.

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Mr. Cuomo's remarks came at a critical moment for him in the Shoreham situation. For months, he has put off questions about Shoreham, saying he was awaiting the report of his commission.

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812

for Winkler, 13.
We were directed to prepare
a draft joint letter from
Pulidino, Giuffrida to Governor
Cuomo. Ed Jordan believes
you are the proper person at
FEMA to coordinate. Would
you & your staff please review
this and provide me your
comments for revision.

please address
the FRERP support
to Winkler

The Honorable Mario N. Cuomo
Governor of New York
Albany, New York 12224

Thanks Ken Perkins
492-7361

Dear Governor Cuomo:

We recognize that for some time you have been concerned about the appropriate response of Federal agencies in a nuclear power plant accident. We are ^{aware} ~~sure~~ that last spring you made several proposals to members of Congress which you believed would provide a more appropriate role for the Federal government in a nuclear reactor emergency. We believe that some aspects of your proposals are currently planned for in a Federal radiological response, although they may not be well advertised. There are other aspects of your proposal that we are less comfortable with, but we recognize the concerns which prompted all of your proposals.

We would like first to describe those aspects of your proposals that we believe are currently addressed in Federal plans for radiological emergency response. Under these Federal plans there are extensive resources which would be available to support the State and local authorities in response to any major radiological emergency.

FEMA
IE

FEMA has the responsibility for assuring that the Federal response is coordinated under an "umbrella" response plan, i.e., a plan which provides the outline of Federal responsibilities, notifications, deployment of personnel to the site, functions of various facilities, etc. The current plan is the Master Plan (Enclosure 1) which is expected to be superseded in 1984 by the Federal Radiological Emergency Response Plan (FRERP). The FRERP is an expansion of the Master Plan to include guidance for a Federal response to all types of civil radiological emergencies, including nuclear weapons and transportation accidents.

Under both of these plans, significant Federal resources have been committed to provide assistance to support State and local authorities. As you are aware, the Federal government has a broad range of resources. The Federal government is prepared, upon State request, to bring a significant portion of these resources to bear to help protect the public health and safety. Some of the major functions which the Federal government is ready to provide to the State and local authorities are:

Radiological Monitoring Assistance - The Department of Energy (DOE) has a mandate to provide radiological assistance to State and local authorities to monitor the offsite effects and evaluate the radiological impacts. This is done by providing radiological assistance teams from the National laboratories plus the specialized DOE response teams such as the Nuclear Emergency Search Team (NEST) and the Aerial Measurements System (AMS). The Environmental Protective Agency (EPA) and other Federal agencies will also provide similar assistance. These resources include field radiological survey teams, sample collectors, analytical capability, aerial surveillance,

communications equipment, and means for consolidating, collating, and distributing the data and evaluations to offsite authorities and the other Federal agencies. At THE Three Mile Island emergency, there were in excess of 150 technicians at the scene performing this function. This was a small portion of the total Federal resources that could have been made available to this effort.

Technical Assistance - The NRC has developed a comprehensive incident response program in which the NRC will independently evaluate the status of the reactor core and containment, estimate potential offsite impacts, and develop an independent assessment of utility protective action recommendations. This is accomplished by a continuous exchange of data between NRC and the utility and evaluation of that data by NRC technical expertise with some consultation with other Federal agencies, as necessary. These evaluations and assessments are continually discussed with State officials in an effort to assure that the protective action decisionmaker is provided with the assessment of the major participants in an appropriate context.

Military Assistance - After declared a Presidential Disaster, Public Law 92-288 authorizes FEMA to assist the State when their resources have been fully committed by an emergency of extraordinary portions. FEMA can give mission assignments to other Federal agencies, including the Department of Defense (DOD), to lend their resources to this effort. However, FEMA has never used military forces for police functions or emergency evacuations of the type that would be necessary in the event of an accident

*PH 92-288 assist
to National Guard
Proposed leg.
would provide
Emergency declar.
in this up to
\$5 million
JWS*

at a nuclear power plant. These powers reside with the State and local governments. Prior to the declaration of a Presidential Disaster, FEMA can request support from DOD. In accordance with the Federal response plan, DOD has agreed to provide resources in a major radiological emergency. At TMI, which was not a Declared Disaster, the DOD provided a significant amount of support in transporting emergency supplies and samples, providing communications support, and locating needed equipment. DOD radiological expertise was available but not needed.

Other Assistance - Each of the Federal agencies who have a role, i.e., either technical response, logistical support, or recovery, have delineated the actions and support they will provide to State and local authorities in the FRERP. This assistance will be coordinated by FEMA and includes tasks as diverse as:

- use of Federal assets and expertise in meeting communications requirements
- providing guidance and planning assistance for acceptable levels of radiation for the reentry of an evacuated population
- assist in planning for and placing evacuated individuals in available housing
- assist in providing livestock feed

A more complete listing of the assistance that can be provided by the various Federal agencies is provided in Enclosure 2.

We would also like to point out that FEMA conducts a comprehensive and well-respected program of training to State and local officials on radiological emergency response operations at its National Emergency Training Center in Emmitsburg, Maryland.

This outline of potential Federal support is rather brief. However, we wanted to bring to your attention that the Federal government has an extensive plan to assist State and local authorities in a major radiological emergency and is prepared to bring these extensive resources and capabilities to bear on the problem in a coordinated and timely manner. We are vitally interested in your views on the support that the Federal government is prepared to provide, and what additional support the Federal government should consider providing.

Further, senior management of FEMA and NRC would be pleased to meet with you or your representatives to discuss the question of Federal support if you feel that such a meeting would be useful. We would appreciate receiving your views on Federal support and the possibility of a meeting at your earliest convenience.

Sincerely,

Louis O. Giuffrida
Director
Federal Emergency Management Agency

Nunzio J. Palladino
Chairman
U.S. Nuclear Regulatory Commission

Document Name:
LETTER TO GOVERNOR CUOMO

Requestor's ID:
KAY

Author's Name:
Bernie Weiss

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EDO-13932 response