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LILCO, December 10, 1984

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

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Before the Atomic Safety and Licensing Board

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

In the Matter of)	
)	
LONG ISLAND LIGHTING COMPANY)	Docket No. 50-322-OL-3
)	(Emergency Planning
(Shoreham Nuclear Power Station,)	Proceeding)
Unit 1))	

LILCO'S ANSWER TO
SUFFOLK COUNTY AND STATE OF NEW YORK
SUBMISSION PURSUANT TO MCGUIRE DECISION

The Intervenors have filed a December 5, 1984 motion ("Submission") requesting that the Board (1) reject certain of LILCO's proposed findings, (2) require LILCO to provide "all pertinent, updated data on the subject of the current actual composition of LERO, the projected future composition of LERO and how LILCO intends to achieve such composition," and (3) reverse its earlier decision not to entertain an untimely contention about LERO staffing and morale. Intervenors' Submission at 5. The motion is based on four newspaper clippings reporting that substantial numbers of LERO members have resigned.

LILCO opposes the motion in its entirety. In the first place, the inference the Intervenors draw from the news clippings -- that LERO presently suffers from a manpower shortage -- is incorrect. The attached Affidavit of John A.

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Weismantle^{1/} shows that LERO's present membership is well over its 1750-member goal. The Affidavit also shows that the Intervenor's have misunderstood the statement by LILCO's Chairman on which they rely.

In the second place, short-term fluctuations in LERO membership simply do not raise a safety issue. Volunteers can be expected to both enter and leave LERO as long as it exists. The daily or monthly variations in LERO's make-up are both details with which Licensing Boards should not have to contend, Louisiana Power & Light Co. (Waterford Steam Elec. Station, Unit 3), ALAB-732, 17 NRC 1076, 1107 (1983), and facts about the current state of emergency preparedness more appropriately left to FEMA's and the NRC Staff's continuing oversight, id. at 1103-04. Indeed, a serious shortage of manpower would be revealed by the FEMA graded exercise.

As the record reflects, LERO would investigate any apparent staffing problems and take corrective action if LERO's viability were threatened. See, e.g., Tr. 11,441, 11,427, 11,451 (Daverio). Moreover, LILCO is fully aware of its duty to report material new information to the Board. But the newspaper clippings cited by the Intervenor's do not rise to that level.

^{1/} The Affidavit is being executed today on Long Island; executed copies will be served as soon as we receive and copy it.

In short, the Intervenors' requests are unwarranted.
Their December 5 Submission should be denied.

Respectfully submitted,
LONG ISLAND LIGHTING COMPANY

BY James N. Christman
James N. Christman

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P.O. Box 1535
707 East Main Street
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DATED: December 10, 1984

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

Before the Atomic Safety and Licensing Board

In the Matter of)
)
LONG ISLAND LIGHTING COMPANY) Docket No. 50-327 OL-3
) (Emergency Planning
(Shoreham Nuclear Power Station,) Proceeding)
Unit 1))

AFFIDAVIT OF JOHN A. WEISMANTLE

My name is John A. Weismantle. I am the Manager of LERIO. My professional qualifications have already been entered into the record of this proceeding (Tab 20 following page 4068 of the hearing transcript). This affidavit is made in response to the "Suffolk County and State of New York Submission Pursuant to McGuire Decision" of December 5, 1984.

1. It is true that some LERO members resigned following the strike of last summer. It is also true, however, that some of them subsequently rejoined LERO, and that others who were not formerly members have joined.

2. The result is that, as of the morning of December 6, 1984, a total of 2,110 LILCO employees were members of LERO. Our goal is to have 1,750 LERO members. Thus, we have a margin of 360 above our goal.

3. The 1,750-member goal includes the overstaffing that LILCO witnesses testified about during the hearings, for example, at pages 28-30 of LILCO's prefiled written testimony on the training issues, located after page 11,140 of the hearing transcript. As that testimony shows, when we spoke of maintaining LERO staffing at 150%, we were talking about jobs that are needed only during evacuations, such as bus drivers and traffic guides. For these jobs, 100% staffing is the total number of bus drivers (for example) needed to provide a full ten-mile response; the extra 50% gives us assurance that the needed 100% will be available at any given time.

(Administrative support at the staging areas is staffed at 140%, as our testimony stated.) For LERO jobs that might have to be performed for a longer period than an evacuation would take, such as personnel at the EOC, staffing has been planned to support two 12-hour shifts plus a third, reserve shift.

4. Chairman Catacosinos's statement about LILCO's objective of building up the LERO roster 30%, as Attachment B to the Intervenors' December 5 Submission indicates, refers to 30% in excess of the goal of 1,750 referred to above. For jobs needed only during an evacuation, this means 30% over and above the 150%, for a total of 195% ($1.3 \times 1.5 = 1.95$).

5. Two other categories of people, not included in the 2,110, have volunteered for LERO and are considered "back-up" LERO workers. They are the following:

- (a) about 175 retired LILCO employees and
- (b) over 100 outside bus company bus drivers.

6. As of December 6, 1984, only 104 of the 2,110 LERO members lived inside the ten-mile plume exposure pathway EPZ.

7. Training for all LERO volunteers, including the "back-ups," is underway. LILCO expects that classroom training for everyone will be completed by January 31, 1984.

John A. Weismantle

Subscribed and sworn to before me this ____ day of _____, 1984.

My commission expires: _____.

Notary Public

CERTIFICATE OF SERVICE

In the Matter of
LONG ISLAND LIGHTING COMPANY
(Shoreham Nuclear Power Station, Unit 1)
Docket No. 50-322-OL-3

I hereby certify that copies of LILCO'S ANSWER TO SUFFOLK COUNTY AND STATE OF NEW YORK SUBMISSION PURSUANT TO MCGUIRE DECISION were served this date upon the following by first-class mail, postage prepaid or, as indicated by an asterisk, by Federal Express.

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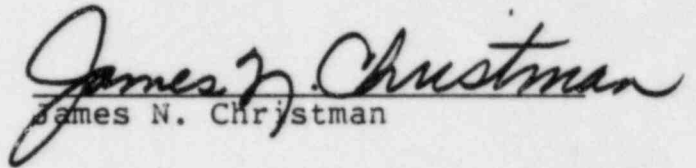
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DATED: December 10, 1984