



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
REGION I  
631 PARK AVENUE  
KING OF PRUSSIA, PENNSYLVANIA 19406

December 4, 1987

George Dean  
Assistant Attorney General  
One Ashburton Place  
Room 2010  
Boston, Massachusetts 02108

Dear Mr. Dean:

Subject: October 8, 1987 Meeting with Commonwealth of Massachusetts  
Regarding the Pilgrim Nuclear Power Station

On October 8, 1987 a meeting was held at the Region I office, King of Prussia, Pennsylvania with five Massachusetts officials to discuss the Commonwealth's concerns and the status of the NRC staff position on emergency planning, safety enhancements, and management deficiencies regarding the Pilgrim Nuclear Power Station. The meeting was requested by Massachusetts's Assistant Secretary of Public Safety. Enclosure 1 is a copy of the meeting agenda incorporating the topics requested by the Commonwealth representatives. Enclosure 2 is the list of meeting attendees. The following is a summary of the significant items discussed.

At the start, Jay Gutierrez, Regional Counsel, explained that although the NRC was prepared during the meeting to discuss the status of the issues of concern to the Commonwealth, the staff was not prepared in the meeting to discuss how each issue would be resolved or how it would factor into the staff's final decision on the 2.206 petition currently under review. With this understanding, the discussion was opened by John Judge, representing the Governor's office, who stated the Commonwealth's position regarding Pilgrim Restart. In summary, the Commonwealth requested that the NRC conduct full adjudicatory hearings on the Pilgrim restart issues related to management deficiencies, reactor safety issues, and emergency evacuation planning; and that Boston Edison be prohibited from taking any actions towards restart, including refueling. (Note: On October 15, 1987, Governor Dukakis and Attorney General Shannon filed a 2.206 petition with the NRC requesting a full adjudicatory hearing to address and resolve the plant's management, plant design and emergency planning deficiencies. The petition also requested an immediate order precluding Boston Edison from taking actions in its power ascension program until a hearing is held.) Representative Lawrence Alexander added that the State and local emergency plans should be approved by the Governor and local Selectmen; and that a full scale exercise should be held to evaluate the emergency plans prior to restart. When asked about the status of the offsite plans, Peter Agnes stated Massachusetts is working in good faith with Boston Edison to gather information, but that they have not made a determination if adequate plans can be developed for the Pilgrim facility. A copy of the results of emergency planning activities will be provided when available.

In response to the Commonwealth's statements of concern, William Russell, Regional Administrator acknowledged the Commonwealth's efforts in emergency planning and participation in the restart process. He stated that the

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decision to restart Pilgrim would be made by the Commission after significant review by Region I, Headquarters and the Commission. Russell reiterated NRC's position that the FEMA Emergency Planning deficiencies would be addressed along with the other Pilgrim issues prior to restart. Also, the staff will conduct meetings in the vicinity of the Pilgrim Station to hear public comments on the Boston Edison Company's restart plan.

With regard to NRC staff position on specific issues requested by the Massachusetts officials, the following information was provided;

Security Violations

- Currently in the NRC enforcement process, and therefore cannot discuss predecisional information.

BECo Proposal to Postpone Biannual Exercise

- BECo request for deferral of full scale exercise is under NRC staff review. Limited scale exercise is scheduled for December 9, 1987.

NRC Position on H.R. 1570 (The Nuclear Power Response System Act)

- Statement presented by Chairman Zech on H.R. 1570 on October 1, 1987 provided to Massachusetts officials.

BECo Safety Enhancement Program/NRC Review

- Described Licensee 50.59 Review, NRC Safety Evaluations and No Significant Hazards Determination.

Allegations

- Described how allegations are processed by NRC.
- With regard to the excessive overtime allegations, the licensee will provide a report to the NRC.

Documents supplementing the discussion of these topics were transmitted to the Massachusetts State Liaison Officer on November 9, 1987 (Enclosure 3).

Sincerely,

*Marie T. Miller*

Marie T. Miller  
Regional State Liaison Officer

Enclosures:  
As Stated

cc: PDR  
LPDR

MEETING AGENDA  
COMMONWEALTH OF MASSACHUSETTS  
AND  
U.S. NUCLEAR REGULATORY COMMISSION STAFF  
OCTOBER 8, 1987

|          |   |                  |
|----------|---|------------------|
| 9:30 am  | INTRODUCTIONS   | Marie Miller     |
| 9:35 am  | OPENING REMARKS   | William Russell  |
|          | DISCUSSION OF COMMONWEALTH'S CONCERNS   |                  |
| 9:45 am  | NRC position on offsite emergency planning deficiencies identified in FEMA's Interim Finding Report and Sec. Barry's Report   | Thomas T. Martin |
| 10:00 am | Status of Commonwealth's plan with BECo to resolve offsite EP deficiencies  | Peter Agnes(MA)  |
| 10:15 am | NRC status on the following: review of security violations, BECo proposal to postpone Biennial Exercise, and NRC position on State's plans to enlarge the Pilgrim EPZ and on proposed federal legislation (H.R. 1570) to establish an Emergency Response Data System (ERDS) | T.T. Martin      |
| 10:40 am | NRC position on BECo's Safety Enhancement Program and Proposed Revision 4 of EOP Guidelines   | Bruce Boger      |
| 11:00 am | NRC review of the Pilgrim Plant for determination of restart  | William Kane     |
| 11:25 am | Status of NRC review of allegations of excessive overtime   | Samuel Collins   |
| 11:30 am | CLOSING REMARKS   | W. Russell       |

There will be a closed meeting with the Commonwealth of Massachusetts officials following the above meeting to discuss the scope of an integrated performance assessment inspection that the NRC is planning to undertake at Pilgrim, and to discuss possible State involvement in this inspection and an onsite safety monitoring program by the State.

MEETING ATTENDEES

NUCLEAR REGULATORY COMMISSION STAFF

William Russell, Regional Administrator, Region I  
James Allan, Deputy Regional Administrator, Region I  
Bruce Boger, Assistant Director for Region I Reactors, NRR  
William Johnston, Acting Director, Division of Reactor Safety, (DRS), Region I  
William Kane, Director, Division of Reactor Projects, (DRP), Region I  
Thomas T. Martin, Director, Division of Radiation Safety and Safeguards,  
Region I  
Samuel Collins, Deputy Director, Division of Reactor Projects, Region I  
James Wiggins, Chief, Projects Branch 3, DRP  
Richard Wessman, Project Manager, Pilgrim, NRP  
Randy Blough, Chief, Projects Section 3B, DRP  
Clay Warren, Senior Resident Inspector, Pilgrim, DRP  
Lawrence Doerflein, Project Engineer, RPS 3B, DRP  
Jeffrey Lyash, Resident Engineer, Pilgrim, DRP  
Roy Fuhrmeister, Reactor Engineer, RPS 3B, DRP  
Jay Gutierrez, Regional Counsel, Region I  
Karl Abraham, Public Affairs Officer, Region I  
Marie Miller, Regional State Liaison Officer, Region I  
Rosemary Hogan, Emergency Preparedness Branch, NRR  
Donald Hickman, Division of Licensee Performance and Quality Evaluation, NRR

COMMONWEALTH OF MASSACHUSETTS

Peter Agnes, Assistant Secretary of Public Safety  
Rep. Lawrence Alexander, House Chairman, MA Legislature Joint Comm. on Energy  
George Dean, Assistant Attorney General  
John Judge, Governor's Office  
Robert Boulay, Dir., Civil Defense Agency, Office of Emergency Preparedness

MEMBERS OF PUBLIC

Dr. Donald Muirhead, Duxbury Board of Health, Member of CURE  
Mary Ott, Co-Chair, Duxbury CURE  
Elaine Robinson, Manager, Nuclear Information, Boston Edison  
William Stowe, Boston Edison, Legal