



Michael S. Dukakis
Governor

Charles V. Barry
Secretary

The Commonwealth of Massachusetts
Executive Office of Public Safety

One Ashburton Place

Boston, Massachusetts 02108 (617) 727-7775

July 8, 1988

William T. Russell, Regional Administrator
U.S. Nuclear Regulatory Commission
Region I
475 Allendale Road
King of Prussia, PA 19406

Dear Mr. Russell:

I am writing to inform you that Governor Dukakis and Attorney General Shannon, on behalf of the Commonwealth of Massachusetts, agree to abide by the "Guidelines For Accompaniment On The Integrated Assessment Team Inspection," subject to the resolution of items we have brought to the attention to Chairman Zech. (see enclosure).

Essentially, we believe it is in the Commonwealth's best interests and in keeping with the purposes of the augmented team inspection to permit the Commonwealth to have more than one observer or participant. Also, we believe that the Commonwealth's role should not be defined so narrowly as to exclude the opportunity to review licensee performance and behavior. Accordingly, we would like to renew our request that we be permitted to employ more than one observer, and that in addition to the state observers and S.L.O. that a representative of the Attorney General's Office be permitted to attend the entrance and exit interviews associated with the Integrated Assessment Team Inspection (IATI).

Sincerely,

Charles V. Barry
Secretary of Public Safety

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NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD
KING OF PRUSSIA, PENNSYLVANIA 19406

13 JUL 1988

Mr. Charles V. Barry
Secretary of Public Safety
Executive Office of Public Safety
One Ashburton Place
Boston, MA 02108

Dear Mr. Barry:

I have received your letter of July 8, 1988 regarding the Commonwealth of Massachusetts' request to participate as an observer in the Integrated Assessment Team Inspection (IATI).

My understanding of your July 8, 1988 letter indicates that the Commonwealth of Massachusetts agrees to abide by the "Guidelines for Accompaniment on the Integrated Assessment Team Inspection", subject to the resolution of items brought to the attention of Chairman Zech by a letter dated July 7, 1988. In that the issues contained in the letter of July 7, 1988 go beyond the established Region I protocol, we are not prepared at this time to address these issues pending review and response by the Chairman. In the interim, our standard protocol, utilized by other states to provide for inspection involvement, and forwarded to you on June 1, 1988 remains available. I believe our standard protocol conforms with NRC's proposed policy regarding Cooperation with States at Commercial Nuclear Power Plants and Other Production and Utilization Facilities, published in the Federal Register on June 13, 1988, (see 53FR21961). It will be necessary for the appropriate state representative to agree to the guidelines and have the designated representative acknowledge by his signature that he will follow the protocol.

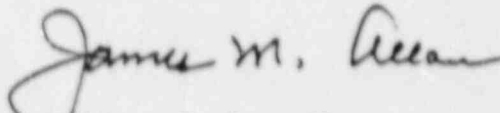
I would like to clarify two points made in both your July 8, 1988 letter to me and in the July 7, 1988 letter to Commissioner Zech. First, the designated individual will accompany the NRC inspector(s) and will be given access to all aspects of the team inspection, including team meetings and entrance and exit meetings with the licensee. The representative is expected to make observations relative to the licensee and work within the inspection team concept to have his/her issues addressed. Second, with respect to the number of state observers, as has been the case in a number of past state accompaniments, we expect the Commonwealth representative to collect and coordinate the concerns from the various interests within the Commonwealth, be they from the local governments or from the State's Attorney General's Office. In short, we place the burden on the the Commonwealth's representative to represent the many views from within the Commonwealth. Those views and issues should be made known and will be considered for inspection review during development of the inspection scope. This precludes the need to have multiple representatives from each of those state groups. This protocol has proven effective in meeting the mutual needs of the states of New Jersey, New York, Pennsylvania, and Vermont in past applications.

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If you feel the need to better understand the basis for the established protocol, I would propose that a meeting be held in Region I with the appropriate Commonwealth of Massachusetts representative available to address these issues. This meeting will be a noticed public meeting and should be held at a schedule consistent with your previous request to participate in the IATs.

If you have any questions regarding the above matters, please contact Mr. S. Collins (215) 337-5126 or Ms. Marie Miller (215) 337-5246 of my staff.

Sincerely,


for William T. Russell
Regional Administrator

cc:

R. Bird, Senior Vice President - Nuclear
X. Highfill, Station Director
R. Anderson, Plant Manager
J. Keyes, Licensing Division Manager
E. Robinson, Nuclear Information Manager
R. Swanson, Nuclear Engineering Department Manager
The Honorable Edward J. Markey
The Honorable Edward P. Kirby
The Honorable Peter V. Fornan
B. McIntyre, Chairman, Department of Public Utilities
Chairman, Plymouth Board of Selectmen
Chairman, Duxbury Board of Selectmen
Plymouth Civil Defense Director
P. Agnes, Assistant Secretary of Public Safety, Commonwealth of
Massachusetts
S. Pollard, Massachusetts Secretary of Energy Resources
R. Shimshak, MASSPIRG
Public Document Room (PDR)
Local Public Document Room (LPDR)
Nuclear Safety Information Center (NSIC)
NRC Resident Inspector
Commonwealth of Massachusetts (2)



The Commonwealth of Massachusetts

Executive Office of Public Safety

One Ashburton Place

Boston, Massachusetts 02108 (617) 727-7775

Michael S. Dukakis
Governor

Charles V. Barry
Secretary

July 20, 1988

William T. Russell, Regional Administrator
U.S. Nuclear Regulatory Commission
Region One
475 Allendale Road
King of Prussia, Pa. 19406

Dear Mr. Russell:

We are in receipt of your letter dated July 13, 1988, regarding our letter to you of July 8, 1988 and our letter to Chairman Zech dated July 7, 1988 concerning the participation of the Commonwealth in the Integrated Assessment Team Inspection of the Pilgrim Nuclear Power Plant scheduled to commence on August 8, 1988. I appreciate the additional information you have provided about the upcoming inspection.

We are still awaiting a reply from Chairman Zech and will continue to press for greater participation in the IATI than current plans provide for. Nevertheless, this is to assure you of our intention to participate in the IATI in accordance with the existing N.R.C. protocol. I plan to represent the S.L.O. at the entrance and exit interviews, and Mr. Steven Sholly of MHB Associates will be the designated observer of the Commonwealth of Massachusetts. A copy of the inspection protocol signed by Mr. Sholly has been forwarded to Region One staff under separate cover.

If there are further details that need to be addressed, please do not hesitate to contact me.

Sincerely,

Peter W. Agnes, Jr.
Peter W. Agnes, Jr.
Assistant Secretary

cc: Mr. Steven Olesky
Deputy Attorney General

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