



FEMA

August 2, 2019

MEMORANDUM FOR: Thomas Von Essen
Regional Administrator, FEMA Region II

FROM: Alex Amparo
Assistant Administrator, National Preparedness Directorate

SUBJECT: U.S. Nuclear Regulatory Commission 10 CFR §50.54 (q) Exemption
for the Oyster Creek Nuclear Generating Station

The U.S. Nuclear Regulatory Commission (NRC) has officially notified this agency of the granting of an exemption to Exelon Generation Company, LLC (Exelon) from certain provisions of 10 CFR §50.54 (q) concerning emergency response planning. Specifically, this exemption allows Exelon to discontinue its offsite radiological planning activities; and as a result, no longer requires FEMA to review, monitor, and report activities associated with offsite radiological emergency planning and preparedness for the Oyster Creek Nuclear Generating Station (OCNGS). The NRC approved the amendments to the operating license that support the exemptions on October 16, 2018.

The NRC exemption documentation states, "Emergency planning and preparedness will be limited to on-site activities; notification of off-site authorities in event of an emergency classification; requiring only on-site exercises with the opportunity for off-site response organization participation; and only maintaining arrangements for off-site response organizations (i.e., law enforcement, fire and medical services) that may respond to on-site emergencies as identified in the licensee's permanently defueled emergency plan."

Considering the basis of this exemption, permanent shut-down of the reactor and defueled condition of the plant, effective September 17, 2018, FEMA discontinued evaluation of offsite emergency planning and preparedness activities for the site. Emergency planning and preparedness are limited to onsite activities, simple notification to offsite authorities, and training of offsite personnel who may need to respond onsite (e.g., police, fire and ambulance personnel).

The Region II Technological Hazards Branch staff will prepare a letter for your signature informing the Governor of New Jersey, Philip Murphy, of the cessation of FEMA-supported radiological emergency planning activities for the Oyster Creek site.

Governor Murphy's office will notify the appropriate state and local government officials that FEMA will no longer review, evaluate, and monitor offsite radiological emergency planning and preparedness activities surrounding the Oyster Creek site in accordance with 44 C.F.R. Part 350 after September 18, 2019.

If you have any questions regarding this matter, please contact Michael S. Casey, Ph.D., Director Technological Hazards Division at (202) 212-1226.

cc: Michael S. Casey Ph.D., Director, Technological Hazards Division
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