

March 22, 2002

The Honorable Sandra R. Galef
New York State Assembly
Legislative Office Building, Room 540
Albany, New York 12248

Dear Ms. Galef:

I am responding on behalf of the Nuclear Regulatory Commission (NRC) to your letter of February 6, 2002, concerning general safety and security at the Indian Point 2 and 3 plants and the availability of additional measures to deter water craft access to the plants. You also urged that charges be pursued against certain hunters that were caught trespassing on Entergy property.

As you are aware, the NRC and its licensees have taken a number of steps following the terrorist attacks of September 11, 2001, to increase security at NRC licensed facilities, including implementation of a heightened security stance pursuant to safeguards advisories. At Indian Point, the Entergy security force was supplemented by the presence of State Police and the National Guard, including Hudson River patrols, plus the presence of local law enforcement personnel.

Most recently, the NRC issued Orders on February 25, 2002, to all commercial nuclear power plants to implement interim compensatory security measures for the current threat environment. Some of the requirements made mandatory by the orders formalize the security measures that NRC licensees had taken in response to advisories issued by the NRC in the aftermath of the September 11 terrorist attacks. Additional security enhancements, which have emerged from our on-going security review, are also spelled out in the Orders. The requirements will remain in effect until such time as the Commission determines that the level of threat has diminished, or that other security changes are needed following a comprehensive re-evaluation of current safeguards and security programs. The Commission views these compensatory measures as prudent, interim measures to address the current threat environment in a consistent manner throughout the nuclear reactor community. The specific actions are sensitive, but generally include requirements for increased patrols, augmented security forces and capabilities, additional security posts, installation of additional physical barriers, checks at greater stand-off distances, enhanced coordination with law enforcement and military authorities, and restrictive site access controls for all personnel. The Orders also require additional security measures pertaining to the waterways and the owner-controlled land outside of the plants' protected areas. Currently, the Coast Guard Auxiliary provides security measures to detect and deter water craft access to an exclusion area around the Indian Point plants.

The three turkey hunters who were trespassing on plant property were apprehended outside the protected area of the plant on property owned by Entergy, the Indian Point licensee.

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It is our understanding that Entergy elected to press charges against these individuals and that one of the hunters has been charged with trespassing. The other two individuals were subjected to fines. The NRC is not involved in this case.

If you have any further questions, please contact me.

Sincerely,

/RA/

Richard A. Meserve