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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:

PUBLIC SERVICE COMPANY OF
NEW HAMPSHIRE, et al

Docket Nos..

50-443 OL
50-444 OL

(Seabrook Station, Units 1 and 2)

SAPL RESPONSE TO APPLICANT AND STAFF RESPONSE TO SAPL CONTENTIONS
ON NEW HAMPSHIRE RADIOLOGICAL EMERGENCY RESPONSE PLAN

NOW COMES the Seacoast Anti-Pollution League, and responds to the objections and comments to its contentions on the New Hampshire Radiological Emergency Response Plan (NHRERP) as follows:

1. SAPL has no objection to further specifying the incompleteness in the NHRERP in the basis for its Contention 1. It does not agree that it has an obligation to incorporate the particular incompleteness as part of the Contention, which is, on its face "reasonably specific" in saying that the plan is incomplete.

However, in order to advise the Board and the parties of the further incompleteness which it contends renders the plan incomplete, it agrees to strike the last sentence from its statement of basis for the Contention, and to substitute the following:

The NHRERP is further incomplete in the following:

a. The evacuation routes have not been designated for persons in the various planning sectors around the Seabrook Plant. NUREG-0654 J10a. That is, the plan does not designate persons in which areas are to use the routes set out on the map furnished as Figure 2.6-1.

b. There is no indication to show that the response organizations have adequate manpower to meet the staffing

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requirements for evacuation, as required by 10 C.F.R. 50.47(b)(1).

c. There are no appended letters of agreement from any of the response organizations, with the exception of the KI policy letter from the Public Health Service, and therefore there is no basis for reasonable assurance that any of the response organizations have facilities or resources that can be relied upon in the event of an emergency. NUREG-0654 C 4.

d. The incident field office location and layout have not been designated. NHRERP 2.4-15.

e. No emergency public information has been provided as required by 10 C.F.R. 50.47 (b) 7 and NUREG-0654, G1 and G2.

f. The arrangements for communication services by the Rockingham County Dispatch have not been finalized. NUREG-0654 A (1) (e).

g. No transportation facilities have been designated in NHRERP 1.3-17, sufficient to meet the requirements of 50.47 (b) (3) and (8), NUREG-0654 J 10 (d)(g).

2. SAPL stands on Contention 2 in its present form, dealing with the lack of absence of clear authority for the Governor to perform his protective response requirements under state law.

3. As to Contention 3, SAPL notes that the Applicants have not objected to Contention 3, and the Staff has merely noted that it would "not object to an otherwise properly worded contention specifically asserting the NHRERP's failure to define the role of municipal corporations in the plan." In view of these responses, SAPL will stand on this Contention, since this is precisely what SAPL alleged as the basis for this Contention, namely the failure to define the role of the municipal corporations in the radiological response plan.

4. As to Contention 4, SAPL stands on this Contention, based upon its belief that the appropriate time to litigate the reasonableness and accuracy of evacuation time estimates is in the

hearing on the off-site planning issues. SAPL is aware that this Board has ruled on a Motion to Defer Consideration of Time Estimates by the Massachusetts Attorney General, that the Applicant's time estimates will be litigated at the upcoming August hearings, but adheres to the position that an overall determination of the time in which an evacuation of the 10 mile EPZ could be carried out depends upon the resolution of the issues concerning the adequacy and completeness of state and local emergency plans, and that this issue is therefore properly brought forward for consideration at that time.

Respectfully submitted,
Seacoast Anti-Pollution League
By its attorneys,
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