

NEW YORK STATE
DISASTER PREPAREDNESS COMMISSION

Public Security Building
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Albany, N.Y. 12226



David Axelrod, M.D.
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OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Hon. Lawrence Brenner
Atomic Safety and Licensing Board
U.S.A. Nuclear Regulatory Commission
Washington, D.C. 20555

Re: In the Matter of LONG ISLAND
LIGHTING COMPANY (Shoreham
Nuclear Power Station, Unit 1)
Docket No. 50-322-OL

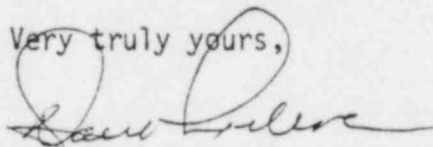
Dear Mr. Brenner:

Counsel for the State Intervenor has forwarded to me your Memorandum Requesting Submission of Views of New York State on Emergency Planning, dated February 28, 1983. I have set forth below the State's responses to the three requests for clarification stated on page three of your memorandum:

1. Your request number one implies that the State should give an opinion with respect to the possibility of evacuation plans by either Suffolk County or the State itself. Is there any reason why the question should not be expanded to include the possibility of federal action as provided for in section five of the recently enacted P.L. 97-415?
2. In response to your request number two, the State continues to believe that the State, as well as the federal government, may play some role in achieving an accommodation between Suffolk County and LILCO.

3. In response to your request number three, the LILCO plan assumes implementation by Suffolk County which has specifically rejected the possibility of implementing any plan. Therefore, State review would be unavailing in any event. However, under P.L. 97-415, the federal government, in the absence of a state or local emergency preparedness plan and at the request of the utility, appears to have the option of determining that "there exists a State, local or utility plan which provides reasonable assurance that public health and safety is not endangered by operation of the facility concerned." (Emphasis added).

Very truly yours,

A handwritten signature in dark ink, appearing to read "David Axelrod", written over the typed name below.

David Axelrod, M. D.
Chairman