



# Federal Emergency Management Agency

Washington, D.C. 20472

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BRANCH

Dear Mr. Brown:

DOCKET NUMBER

DOCT. UTIL. FAC 50-322-04-3

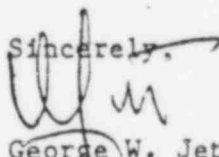
You are correct in your understanding that the Federal Emergency Management Agency (FEMA) is reviewing the utility prepared off-site plan for Shoreham under a request from the Nuclear Regulatory Commission (NRC) under the terms of the Memorandum of Understanding which exists between the two agencies with regard to radiological emergency preparedness matters. This agreement is supplemental to the 44 CFR 350 review process and was published at 45 CFR 82713 December 16, 1980.

The procedure for findings under the 44 CFR 350 process involves review of State and local governments' plans and preparedness. The MOU provides for findings outside of the 44 CFR 350 process as far as review is concerned in that a FEMA interim finding may be based on either a plan review or a review of plans and exercise results if exercise results are available.

In the context of this discussion I would remind you that while FEMA makes recommendations to the NRC on off-site planning and preparedness, the ultimate judgment of whether there is a sufficient level of planning and preparedness to give reasonable assurance of the public health and safety is a matter for NRC determination and is specifically reserved to that agency by statute and regulation.

At this stage of the FEMA review I would suggest the county forward any views it has as to plan elements or application to relevant Nureg 0654 Standards to FEMA's Region II office in New York. You may wish to send copies of this material to FEMA's national office as well, attention Mr. Richard Krimm, Assistant Associate Director, Office of Natural and Technological Hazards. It is my understanding that you have already established contact on behalf of your client with Mr. Frank Petrone, FEMA's Regional Director for Region II.

Sincerely,

  
George W. Jett  
General Counsel

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UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

DUCKETED  
DATE

BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

'84 FEB 14 A11:13

In the Matter of )

LONG ISLAND LIGHTING COMPANY )

(Shoreham Nuclear Power Station, Unit 1 )

Docket NO. 50-322-OL-3  
(Emergency Standby)

CERTIFICATE OF SERVICE

I hereby certify that copies of the February 8, 1984 Letter from George Jett General Counsel the Federal Emergency Management Agency to Herbert Brown have been served on the following by deposit in the United States mail, first class, this 10th day of February 1984:

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