



CHARLES CENTER • P. O. BOX 1475 • BALTIMORE, MARYLAND 21203

April 26, 1984

ARTHUR E. LUNDVALL, JR.  
VICE PRESIDENT  
SUPPLY

Office of Nuclear Reactor Regulation  
U.S. Nuclear Regulatory Commission  
Washington, D. C. 20555

ATTENTION: Mr. James R. Miller, Chief  
Operating Reactors Branch #3

SUBJECT: Calvert Cliffs Nuclear Power Plant  
Unit Nos. 1 & 2, Docket Nos. 50-317 & 50-318  
Request for Exemption

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REFERENCE: IE Information Notice 84-05, Revision 1 Exercise Frequency

Gentlemen:

On September 28, 1983, the Federal Emergency Management Agency (FEMA) published in the Federal Register (48 FR 44322) their final rule 44 CFR 350, "Review and Approval of State and Local Radiological Emergency Plans and Preparedness". Among other changes, this final rule amended the exercise frequency for State and local governments to a biennial requirement.

10 CFR 50, Appendix E, section IV.F.1.a states in part:

- "...1. A full-scale exercise which tests as much of the licensee, State, and local emergency plans as is reasonably achievable without mandatory public participation shall be conducted;
- a. For each site at which one or more power reactors are located and licensed for operation, at least once every five years and at a frequency which will enable each State and local government within the plume exposure pathway EPZ to participate in at least one full-scale exercise per year and which will enable each State within the ingestion pathway to participate in at least one full-scale exercise every three years ..."

As you are aware, the NRC published in the Federal Register on July 31, 1983, (48 FR 33307) proposed amendments to bring 10 CFR 50, Appendix E, Section IV.F.1.a, into substantial conformance with the FEMA ruling. However, as a result of the current schedule for publishing the proposed amendment to 10 CFR 50, Appendix E, we find that our CALVEX 84 exercise (scheduled for September 11, 1984) may not be performed in full compliance with the current 10 CFR 50, Appendix E requirement. Enclosure (1) indicates that the State of Maryland intends to adopt the provisions of 44 CFR 350 regarding biennial exercise frequency.

Rec'd w/ check  
# A220988 FOR  
\$4,400.00

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PDR ADDCK 05000317  
PDR

Mr. J. R. Miller  
April 26, 1984  
Page 2

Accordingly, as authorized under 10 CFR 50.12 we request exemption from 10 CFR 50, Appendix E, Section IV.F.1.a, as it applies to State and local government participation in an annual frequency exercise. In lieu of this requirement, the State and local government will participate fully in the CALVEX 85 exercise. Pending the timely implementation of proposed changes to 10 CFR 50, Appendix E, Section IV.F.1.a, we anticipate that this will be a one-time exemption applicable only to the CALVEX 84 exercise.

An evaluation by the FEMA Regional Assistance Committee pertaining to State and local government participation in the CALVEX 83 exercise, indicates that all jurisdictions reflected an adequate capability to respond to an offsite emergency for the Calvert Cliffs facility. Based on these results, we have concluded that this request for exemption will not adversely affect the state of emergency preparedness at the Calvert Cliffs facility.

#### FEE DETERMINATION

We have determined, pursuant to 10 CFR 170.22, that this request for exemption from specific 10 CFR 50, Appendix E regulations constitute one Class III and one Class I amendment. Accordingly, we are including BG&E Check Number A220988 in the amount of \$4,400 to cover the fee for this request.

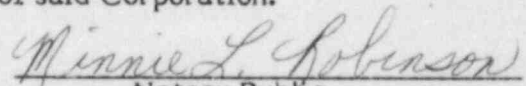
Very truly yours,



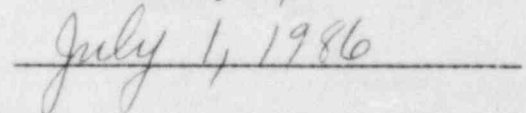
STATE OF MARYLAND :  
                              : TO WIT:  
CITY OF BALTIMORE :

Arthur E. Lundvall, Jr., being duly sworn states that he is Vice President of the Baltimore Gas and Electric Company, a corporation of the State of Maryland; that he provides the foregoing response for the purposes therein set forth; that the statements made are true and correct to the best of his knowledge, information, and belief; and that he was authorized to provide the response on behalf of said Corporation.

**WITNESS** my Hand and Notarial Seal:

  
Notary Public

My Commission Expires:



AEL/LOW/sjb

Mr. J. R. Miller  
April 26, 1984  
Page 3

cc: D. A. Brune, Esquire  
G. F. Trowbridge, Esquire  
D. H. Jaffe, NRC  
T. Foley, NRC  
T. Magette, DNR



ENCLOSURE (1)

DEPARTMENT OF  
PUBLIC SAFETY AND CORRECTIONAL SERVICESHARRY HUGHES  
GOVERNOR  
FRANK A. HALL  
SECRETARY  
PUBLIC SAFETY AND  
CORRECTIONAL SERVICESMARYLAND  
EMERGENCY MANAGEMENT AND  
CIVIL DEFENSE AGENCY  
SUDBROOK LANE & REISTERSTOWN ROAD  
PIKESVILLE, MARYLAND 21208  
AREA CODE 301-486-4422CALVIN A. LIGHTFOOT  
DEPUTY SECRETARY  
PUBLIC SAFETY AND  
CORRECTIONAL SERVICES  
Edwin O. Tremper, Acting  
DIRECTOR OF EMERGENCY MANAGEMENT  
AND CIVIL DEFENSE AGENCY

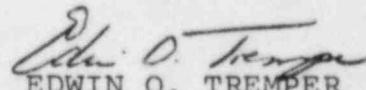
March 30, 1984

Mr. Thomas E. Forgette  
Supervisor - Emergency Planning  
Baltimore Gas & Electric Company  
Calvert Cliffs Nuclear Power Plant  
Lusby, Maryland 20657

Dear Tom:

This correspondence serves to officially inform you of the State of Maryland's intentions regarding implementation of final Rule 44 CFR 350.9. Per an exercise schedule agreed upon with FEMA Region III, the State has not scheduled an exercise with Calvert Cliffs Nuclear Power Plant for 1984. Our next exercise with Calvert Cliffs has been scheduled for September 10, 1985.

Sincerely,

  
EDWIN O. TREMPER  
Acting Director

EOT/CLR/bs

EFU

Received

Sent

4/4/84

FOLLOW UP

FILE NO.

9.1