



STATE OF NEW YORK
EXECUTIVE CHAMBER
ALBANY 12224

MARIO M. CUOMO
GOVERNOR

November 29, 1984

Dear Mr. Denton:

By letter dated November 14, 1984, the Long Island Lighting Company requested that you forward to FEMA materials "to support a graded exercise which LILCO is planning for the week of February 11, 1985." This is to advise you that New York State is opposed to any such exercise and to request that the NRC not assist or cooperate in such an exercise over the objections of New York State.

LILCO's desire to implement its off-site emergency evacuation plan would be unlawful under the constitution and the laws of the State of New York. Both New York State and Suffolk County have filed a consolidated law suit against LILCO which is pending in the State Supreme Court in order to secure a conclusive judicial ruling to that effect. It is our view, therefore, that LILCO's exercise of its plan would be a premature pursuit of an unlawful objective. It would also constitute an affront to the sovereignty of the State of New York.

Given the posture of that case before the courts, as well as the continuing position of Suffolk County that an effective emergency evacuation plan for a nuclear accident at Shoreham is impossible, I ask that you reject LILCO's request to transmit any exercise material to FEMA and that you refrain from taking any steps which contribute to a usurpation by LILCO of the police powers of Suffolk County and the State of New York. Such rejection on your part would be consistent with Administration

8412050475 841129
PDR ADOCK 05000322
F PDR

Ans
1/1

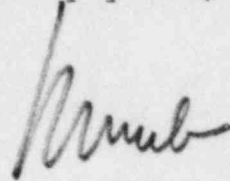
Mr. Harold Denton

- 2 -

November 29, 1984

policy as expressed in a letter written by President Reagan to Congressman Carnoy, dated October 11, 1984, a copy of which is annexed.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Michael", is written below the closing "Sincerely yours,".

Mr. Harold Denton, Director
Office of Nuclear Reactor Regulation
U.S. Nuclear Regulatory Commission
7920 Norfolk Avenue, Room P-4D4A
Bethesda, Maryland 20814

Enclosure

THE WHITE HOUSE

WASHINGTON

October 11, 1984

Dear Bill:

I want you to know of my appreciation for your continuing contributions to and support for my Administration. Your leadership and courage have been determining factors in the progress we have made in the last few years.

On a matter of particular concern to you and the people of Eastern Long Island, I wish to repeat Secretary Hodel's assurance to you that this Administration does not favor the imposition of Federal Government authority over the objections of state and local governments in matters regarding the adequacy of an emergency evacuation plan for a nuclear power plant such as Shoreham. Your concern for the safety of the people of Long Island is paramount and shared by the Secretary and me.

Thank you again for your support. I look forward to working with you in the years ahead.

Sincerely,

Ronald Reagan

The Honorable William Carney
House of Representatives
Washington, D.C. 20515



THE SECRETARY OF ENERGY
WASHINGTON, D.C. 20585

October 2, 1984

Honorable William Carney
House of Representatives
Washington, D. C. 20515

Dear Bill:

I want to take this opportunity to update you on our activities regarding the Shoreham nuclear power plant. As we assured you last spring and at other times when we discussed the concerns of the citizens of Long Island regarding Shoreham, the Department of Energy does not favor the imposition of Federal Government authority over the objections of any state and local government in matters regarding the adequacy of an emergency evacuation plan for a nuclear power plant such as Shoreham.

Our position is clear. The Reagan Administration has always had faith in the ability of American citizens and local elected officials to handle the problems which confront them directly. As one of Long Island's most capable and vigorous elected officials, your advice and counsel regarding energy and economic policies which affect the future of your constituents have been extremely valuable to President Reagan and me. As I mentioned to you earlier this year when you brought in industrial, labor, and Government leaders of the First District to visit with me, you have been a vigorous advocate of the interests of Long Island, especially in behalf of Brookhaven National Laboratory and other Federal facilities.

I look forward to your continued wise counsel on these and other issues in the years ahead.

Sincerely,

DONALD PAUL HODEL