

June 5, 2015

Andrew Mitchell, Director
Technological Hazards Division
Federal Emergency Management Agency
1800 South Bell Street
Arlington, VA 20598-3025

SUBJECT: EXEMPTION OF SAN ONOFRE NUCLEAR GENERATING STATION FROM
OFF-SITE RADIOLOGICAL EMERGENCY PLANNING REQUIREMENTS AND
MODIFICATION OF THE SAN ONOFRE OPERATING LICENSES

Dear Mr. Mitchell:

This is to notify you that on June 4, 2015, the U.S. Nuclear Regulatory Commission (NRC) granted an exemption to Southern California Edison (SCE or the licensee) from certain emergency planning (EP) requirements in Section 50.47, "Emergency plans," and Appendix E, "Emergency Planning and Preparedness for Production and Utilization Facilities," to Title 10 of the *Code of Federal Regulations* (10 CFR) Part 50, thereby allowing SCE to discontinue off-site radiological EP activities and reduce the scope of its on-site EP at the San Onofre Nuclear Generating Station (SONGS), Units 1, 2, and 3, respectively, and Independent Spent Fuel Storage Installation (ISFSI). On June 5, 2015, the NRC staff issued amendments to the SONGS 1, 2, and 3 operating licenses, authorizing changes based on the exemptions (Agencywide Documents Access and Management System (ADAMS) Accession Nos. ML15105A349 (Emergency Action Levels) and ML15126A461 (Emergency Plan)). A copy of the NRC's exemption and associated safety evaluation for the requested exemption is enclosed (Accession No. ML15082A204).

SONGS Units 1, 2 and 3 are decommissioning nuclear power reactors located approximately 45 miles southeast of Long Beach, California in San Diego County, approximately 62 miles southeast of Los Angeles and approximately 51 miles northwest of San Diego, on an 84-acre site located entirely within the Camp Pendleton Marine Corps Base. The 10 CFR Part 50 licenses for SONGS no longer authorize operation of the reactors, or emplacement or retention of fuel into the reactor vessels, as specified in 10 CFR 50.82(a)(2). SCE is authorized to possess and store spent nuclear fuel at the permanently shut-down and defueled SONGS facility. Spent fuel is currently stored on site at SONGS in spent fuel pools and an ISFSI.

The regulations in 10 CFR 50.47 and Appendix E to 10 CFR Part 50 require that each nuclear power reactor licensee establish and maintain emergency plans and preparedness. The regulations include standards for both on-site and off-site radiological emergency plans. However, the regulations do not take into account the reduced risk of an off-site radiological release at a permanently shut-down and defueled power reactor, as compared to an operating nuclear power plant. The NRC has concluded that the EP requirements for SONGS, as modified by the enclosed exemption and safety evaluation, and approved by the license amendments, would provide: (1) an adequate basis for an acceptable state of

emergency preparedness; and (2) in conjunction with arrangements made with off-site response agencies, reasonable assurance that adequate protective measures can and will be taken in the event of a radiological emergency at SONGS.

Based on the exemptions granted to SCE, the NRC no longer requires the Federal Emergency Management Agency (FEMA) to monitor, review, or report on off-site radiological EP and preparedness activities at SONGS, in accordance with the Memorandum of Understanding between FEMA and the NRC as contained in Appendix A to 44 CFR Part 353. EP and preparedness will be limited to on-site activities; notification of off-site authorities in event of an emergency classification; requiring only on-site exercises with the opportunity for off-site response organization participation; and only maintaining arrangements for off-site response organizations (i.e., law enforcement, fire and medical services) that may respond to on-site emergencies as identified in the licensee's permanently defueled emergency plan.

It should be noted that SCE is required to implement the amendments that incorporate the EP exemptions for SONGS Units 1, 2, and 3 within 60 days of the NRC staff approving the amendments. The NRC's expectation is that SCE will communicate its schedule for implementation of the amendments to the State of California and local authorities, and to the NRC staff.

The NRC staff requests that FEMA notify the appropriate State and local governments that, at the time of implementation, off-site radiological emergency plans, as described in 44 CFR Part 350, are no longer required for the SONGS site due to the permanently shut-down and defueled condition of the facility based on the NRC's granting of the license amendments that implement the exemptions. Based on the information communicated to the NRC staff by the licensee, the NRC will inform FEMA of the expected implementation date of the license amendments that incorporate the EP exemptions.

A. Mitchell

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Should you need more information or support in interfacing with State and local government officials on this manner, please contact Joseph Anderson of my staff at (301) 287-9300.

Sincerely,

James W. Andersen for */RA/*

Robert J. Lewis, Director
Division of Preparedness and Response
Office of Nuclear Security and Incident Response

Enclosure:

Letter to Mr. Palmisano Re: San Onofre
Nuclear Generating Station, Unit 1, 2, and 3
and Independent Spent Fuel Storage Installation –
Exemptions from Certain Emergency Planning
Requirements and Related Safety Evaluation
(TAC Nos. MF3835, MF3836, MF3837)

cc: T. Greten, FEMA
V. Quinn, FEMA
A. Coons, FEMA
T. Hobbs, FEMA