

DE 01-254

NUCLEAR EMERGENCY PLANNING

**Petition of the Office of Emergency Management that the
Chairman of the New Hampshire Public Utilities Commission
Assess North Atlantic Energy Service Corporation for the
Estimated Costs to Maintain the New Hampshire Radiological
Emergency Response Plan for the Seabrook Station Nuclear Power
Plant**

**Order Authorizing the New Hampshire Office of Emergency
Management to Assess North Atlantic Energy Service Corporation
the Amount of \$1,461,868**

O R D E R N O. 23,890

January 8, 2002

The New Hampshire Office of Emergency Management (NHOEM) submitted a letter on December 4, 2001 requesting that the Chairman of the New Hampshire Public Utilities Commission (Commission), pursuant to RSA 107-B, assess North Atlantic Energy Service Corporation (North Atlantic) for the estimated costs to maintain the New Hampshire Radiological Emergency Response Plan (RERP) for the Seabrook Station Nuclear Power Plant. The request provides the estimated annual costs associated with personnel, training, associated expenses and equipment expenses incurred by local municipalities, state agencies and outside support agencies that have responsibilities with respect to the Seabrook Station RERP.

The total requested assessment for the Fiscal Year 2002 consists of two parts: (1) \$1,461,868 for State agency

and outside support agency costs; and (2) the direct provision of certain equipment and/or services in support of the RERP.

The financial support consists of the following:

10 Permanent Personnel	\$	477,642
16 Unclassified Employees	\$	27,000
18 Duty Officer (Overtime)	\$	4,000
20 Current Expense	\$	70,000
28 Rent	\$	40,000
30 Equipment	\$	42,000
31 Replacement Dosimeters	\$	0
40 Indirect Cost	\$	22,625
46 Consultants	\$	35,000
49 OCPH	\$	266,000
50 PT Temporary Personnel/OT	\$	113,221
60 Fringe Benefits	\$	188,518
70 In State Travel	\$	12,750
80 Out of State Travel	\$	7,500
91 Rockingham County	\$	34,392
92 Vehicle Lease	\$	11,000
94 Local Support	\$	76,270
96 Other State Departments	\$	24,150
97 Other Agencies	\$	<u>9,800</u>
TOTAL	\$	1,461,868

The NHOEM requests that payments of the above assessment be made in response to monthly invoices prepared by NHOEM and submitted to North Atlantic. North Atlantic will prepare each check made payable to Treasurer, State of New Hampshire and send payment to the NHOEM within 30 days after receipt of each invoice. The NHOEM also indicates that it reserves the right to transfer funds between classes as necessary in accordance with State of New Hampshire Administrative Rules.

RSA 107-B sets forth the Commission's jurisdiction over the assessment of these costs. It provides in pertinent part:

107-B:1 Nuclear Emergency Response Plan.

- I. The director of emergency management shall, in cooperation with the affected local units of government, initiate and carry out a nuclear emergency response plan as specified in the licensing regulations of each nuclear electrical generating plant. The chairman of the public utilities commission shall assess a fee from the utility, as necessary, to pay for the cost of preparing the plan and providing the equipment and materials to implement it.

107-B:3 Assessment.

- I. The cost of preparing, maintaining, and operating the nuclear planning and response program shall be assessed against each utility which has applied for a license to operate or is licensed to operate a nuclear generating

facility which affects municipalities under RSA 107-B:1, II, in such proportions as the chairman of the public utilities commission determines to be fair and equitable.

The NHOEM submits, and the supporting schedules support, that the above stated costs will provide the resources and personnel required by the various State agencies and outside agencies.

Pursuant to RSA 107-B:1, I have reviewed, with the assistance of New Hampshire Public Utilities Commission Staff, the NHOEM's request and supporting data. I find that the budget costs contained therein relate to preparing the plan and providing equipment and materials necessary to implement it. I also find that the direct assessment of equipment and/or services is related to preparing the RERP and providing equipment and/or services necessary to implement it. Therefore, the assessment of \$1,461,868 for Fiscal Year 2002 and the direct provision of equipment and/or services is approved, as specified above.

The NHOEM proposed billing mechanism is reasonable. Accordingly, NHOEM is authorized to prepare monthly invoices and submit them to North Atlantic. Within thirty (30) days of receipt of each invoice, North Atlantic will prepare a check made payable to Treasurer, State of New Hampshire, and remit payment to NHOEM. The NHOEM is also authorized to reserve the

right to transfer funds between classes as necessary in accordance with State of New Hampshire Administrative Rules.

Based upon the foregoing, it is hereby

ORDERED, that \$1,461,868 for Fiscal Year 2002 for estimated annual costs associated with personnel, training, current expenses and equipment incurred by State agencies and outside support agencies plus the incorporation of local administration and training costs be assessed against North Atlantic pursuant to RSA 107-B; and it is

FURTHER ORDERED, that the NHOEM is authorized to require North Atlantic to make payments against the total financial assessment of \$1,461,868 on a per invoice basis; and it is

FURTHER ORDERED, that these invoices be prepared and submitted to North Atlantic by NHOEM (with an information copy to be provided to the Chairman of the Commission); and it is

FURTHER ORDERED, that North Atlantic make payment within thirty (30) days of receipt of the invoice or be assessed a late penalty fee; and it is

FURTHER ORDERED, that the NHOEM is authorized to transfer funds between classes as necessary in accordance with State of New Hampshire Administrative Rules.

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By order of the Public Utilities Commission of New
Hampshire this eighth day of January, 2002.

Thomas B. Getz
Chairman

Attested by:

Debra A. Howland
Executive Director & Secretary