



Danny R. Keuter  
Vice President  
Nuclear Business Development

CNRO-2006-00031

May 30, 2006

Secretary  
U. S. Nuclear Regulatory Commission  
Washington, DC 20555-0001  
Attention: Rulemaking and Adjudications Staff

DOCKETED  
USNRC

May 31, 2006 (12:34pm)

OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

**SUBJECT:** Comments on Proposed Rule Concerning Licenses, Certifications, and Approvals for Nuclear Power Plants (RIN 3150-AG24)

**REFERENCE:** *Federal Register* Vol. 71, No. 48, Pages 12782-12932 dated March 13, 2006

Dear Madam Secretary:

Entergy Nuclear Inc. (Entergy) hereby submits comments on the above referenced proposed rule.

Entergy endorses the comments submitted by Nuclear Energy Institute (NEI) on behalf of the nuclear energy industry on May 16, 25 (two letters), and 30, 2006. We urge the Commission to carefully consider the comments provided by NEI regarding the rulemaking.

Entergy is concerned that the proposed rule would delete key finality provisions and establish new requirements contrary to the key Part 52 principle of finality for issues – including environmental issues – resolved in a prior ESP proceeding. Without finality, an ESP has no value. Multiple meetings between NEI and the NRC staff have failed to resolve these concerns.

While some of the proposed changes may clarify, correct and/or enhance the regulatory process for new plant licensing, Entergy remains concerned that the timing and quantity of the proposed changes and new requirements coupled with the current major efforts in process to revise the staff's Standard Review Plans and Regulatory Guidance have substantially eroded any predictability in the regulatory processes needed during the current preparations of COL applications. While some of the proposed changes are neutral or enhancements, others are problematic and will decrease regulatory effectiveness (e.g. changes which eliminate the requirement for the Commission to treat as resolved those issues previously resolved in an Early Site Permit proceeding).

If you have any questions concerning these comments, please contact me or George Zinke at (601) 368-5381.

Sincerely,



Dan Keuter  
Vice President

GAZ/DRK

cc: Mr. R. J. Bell (NEI)  
Mr. W. K. Hughey (ECH)  
Mr. C. R. Hutchinson (ECH)  
Mr. D. R. Keuter (ECH)  
Mr. F. G. Burford (ECH)  
Corporate File [2]

**From:** Carol Gallagher  
**To:** Evangeline Ngbea  
**Date:** 05/31/2006 10:44:06 AM  
**Subject:** Comment letter on Proposed Rule - Licenses, Certifications and Approvals for NPPs

Van,

Attached for docketing is a comment letter on the above noted proposed rule from Danny R. Keuter, Entergy Nuclear, Inc., that I received via the rulemaking website on 5/30/06.

Carol

**Mail Envelope Properties (447DABAE.92F : 5 : 35764)**

**Subject:** Comment letter on Proposed Rule - Licenses, Certifications and Approvals for NPPs  
**Creation Date** 05/31/2006 10:43:58 AM  
**From:** Carol Gallagher  
  
**Created By:** CAG@nrc.gov

**Recipients**

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ESN (Evangeline Ngbea)

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1686-0003.pdf	198408	05/31/2006 10:41:12 AM

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