

**PR 30,32,33,34,36,37,39,51,71, and 73
(75FR33901)**

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USNRC

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Fax To: Secretary, USNRC (301) 415-1101

From: A Concerned Citizen

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

50

Subject: Comments on Proposed Rule NRC-2008-0120 (RIN 3150-A112)

Although this comment is submitted after the close of the comment period, I believe it is practical for the NRC to consider this comment, and request the NRC do so.

1. In § 37.57(c) the NRC proposed that licensees shall submit a written follow-up report within 30 days of a telephonic notification required under § 37.57(a). However, 30 days is insufficient time for licensees to complete an investigation, prepare, and submit a written report to the NRC. Additionally, this timeliness requirement is inconsistent with current Commission requirements for licensees to submit written follow-up reports found elsewhere in 10 CFR Chapter 1. Therefore, I recommend this requirement be changed to 60 days.
Basis for comment: The NRC's current regulations in 10 CFR Parts 50, 72 and 73 all require that written follow-up reports be submitted to the NRC within 60 days of a telephonic notification (see §§ 50.73, 72.75, and 73.71). Additionally, the security events reported under proposed § 37.57 are most similar in nature and scope to the security events reported under § 73.71. However, the NRC has not articulated a basis in the proposed rule to require this more restrictive timeliness.

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