

DOCKET NOS. 50-245
50-336

JUL 03 1979

Northeast Nuclear Energy Company
ATTN: Mr. W. G. Council
Vice President
P.O. Box 270
Hartford, Connecticut 06101

Gentlemen:

This office has received a copy of your letter dated March 23, 1979, which transmitted your Safeguards Contingency Plan to the Office of Nuclear Reactor Regulation for review and approval as required by 10 CFR 50.34(d) and 73.40(b) of the Commission's regulations. The Plan is for the Millstone Nuclear Power Station Units 1 and 2 under Facility Licenses DPR-21 and DPR-65. The submittal was not accompanied by an approval/amendment fee as required by Section 170.22 of 10 CFR Part 170. Requests for approvals and/or license amendments such as identified above should be classified in the manner set forth in Section 170.22. Section 170.12(c) requires that your company provide a proposed determination of the amendment (approval) class, state the basis therefor, and submit the fee with your application for the approval or amendment.

Based on a preliminary review of your Plan, we have determined that it involves consideration of a safeguards issue requiring a Class III fee of \$4,000 for one of the units and a duplicate fee of \$400 for the other unit. Fees are payable to the U.S. Nuclear Regulatory Commission by check, draft or money order. If after the final evaluation of your plan is completed it is determined that it was incorrectly classified, you will be refunded any overpayment or billed for any additional amount due. Although it is recognized that Millstone Unit 1 is not essentially identical to Unit 2, because of the nature of the item being considered and the fact that both units are on the same site with one major review covering both units, we have determined that for this item your Company should pay a single Class III and a duplicate fee rather than two Class III fees.

Your current Contingency Plan, and the Guard Training Plans which are to be submitted by August 23, 1979, for review and approval are not considered applications or filings requested by the Commission for its convenience for the purpose of simplifying or clarifying a license or its appended Technical Specifications. Some of the items now required to be submitted for review and approval are as a result of regulations which were promulgated prior to the March 23, 1978 revision of Part 170 which added the new Section 170.22.

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Even though a regulation became effective prior to March 23, 1978, this does not mean that submittals now received and requiring review and approval are exempt from fees.

If we can be of assistance to you, call 301/492-7225.

Sincerely,

Original Signed by:
Reba M. Diggs

Reba M. Diggs
Facilities Program Coordinator
License Fee Management Branch
Office of Administration

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OFFICE	LFMB:ADM	LFMB:ADM	RSLB*	SLB*	*See 50-331 for
SURNAME	RMDiggs:slc	CHolloway	RClark	RFonner	concurrences.
DATE	6/28/79	6/17/79	1/179	1/179	