



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D. C. 20555

PDR

MAR 19 1979

DOCKET NO. 50-298

Nebraska Public Power District  
ATTN: Mr. Jay M. Pilant, Director  
of Licensing and Quality Assurance  
P.O. Box 499  
Columbus, Nebraska 68601

Gentlemen:

This office has received a copy of your July 5, 1978, filing of Amendment No. 40 to the Final Safety Analysis Report for your Cooper Nuclear Station which you submitted to the Office of Nuclear Reactor Regulation (NRR). It is our understanding that the Commission's Staff will review the updated Emergency Plan in Amendment No. 40 and issue a letter of approval or otherwise specifying their findings as to whether the plan continues to meet the requirements of Appendix E of 10 CFR Part 50. Consequently, your July 5 filing is subject to the fee requirements of 10 CFR Part 170. Reviews and approvals relating to a particular power plant should be classified in the same manner as applications for license amendments and fees determined and paid pursuant to Section 170.22 of 10 CFR Part 170 (copy enclosed). Section 170.12(c) requires that your company provide a proposed determination of amendment (approval) class, state the basis therefor, and submit the fee with your filing and/or amendment application.

We have determined from our preliminary review of your filing dated July 5 that it falls in fee Class III because it involves consideration of a single safety issue which requires a fee of \$4,000. You should forward the fee of \$4,000 promptly to this office. Fees are payable to the U.S. Nuclear Regulatory Commission by check, draft, or money order. If after the final review of your filing it is determined that it was incorrectly classified, you will be refunded any overpayment or billed for any additional amount due.

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

Sincerely,

*W. O. Miller*

William O. Miller, Chief  
License Fee Management Branch  
Office of Administration

Enclosure:  
Part 170

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