



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

CA
2-24-6

OCT 31 1978

The Honorable H. John Heinz, III
United States Senate
Washington, D.C. 20510

Dear Senator Heinz:

This letter is in reply to your note of October 3, 1978, which forwarded for consideration by NRC a letter from Mr. R. G. Rankin of Pittsburgh, Pennsylvania dated September 11, 1978. Mr. Rankin's letter expressed concerns relating to NRC regulation 10 CFR Part 21, "Reporting of Defects and Noncompliance."

10 CFR Part 21 was published as a proposed rule in the Federal Register on March 3, 1975 (40 FR 8832), to implement Section 206, "Noncompliance," of Public Law 93-438, "Energy Reorganization Act of 1974" and was published as an effective rule in the Federal Register on June 6, 1977 (42 FR 28891).

Since that time we have received comments from individuals and organizations expressing difficulties similar to those put forth by Mr. Rankin. The Commission staff determined that these comments had merit and on October 3, 1978, the Commission approved an amendment to 10 CFR Part 21 to remedy the situation. This amendment became effective on publication in the Federal Register on October 19, 1978 (43 FR 48621).

I am enclosing two copies of the Federal Register notices that relate to the effective rule making. I believe this amendment addresses Mr. Rankin's concern and will be helpful to you in preparing your reply to Mr. Rankin.

Mr. Rankin's letter also expressed his concerns with "the General Services Administration regulation which requires a supplier to the government on contracts in excess of \$10,000 to identify the percentage of recovered

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material contained in each item." The General Services Administration, Congressional Affairs Office has been informed of your interest in this matter, and they have been requested to reply to you on that matter.

Sincerely,

(Signed)
William J. Dircks
Deputy Executive Director
for Operations

Enclosure: As stated

Record note: OCA (Pine) stated that action would be transferred to GSA by OCA originated correspondence. Enclosures include 42 FR 28891-6. 42 FR 34886, 42 FR 36803 and 43 FR 48621.

Task D5190,
Control SECY 78-1413, EDO 04646

ELD OCA EDO
W. Shapar CCKammerer
10/24/78 10/26/78

CRESS:NL	RSSB:SD	A:RSSB:SD	AD:GSA:SD	DIR:GSA:SD	DIR:GSA:SD
Job B 1 WE	Campbell, eh	DFSullivan	WMorrison	EARlotta	RBMinogue
10/17/78	10/19/78	10/14/78	10/20/78	10/17/78	10/23/78

bcc: w/o encl.
Record Facility Ba.
SD Alpha
SD Rdg.
RSSB Subj. D5190
RSSB Rdg.
RSSB WR
R. B. Minogue

G. A. Arlotto
R. Smith
D. Sullivan
W. E. Campbell, Jr.
M. Malsch, ELD
R. Reinmuth, IE
W. Russell, NRR

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Secy 78-1413
EDO 4646

OGC
L. Sapp, SD

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C. C. Kammerer, OCA

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