

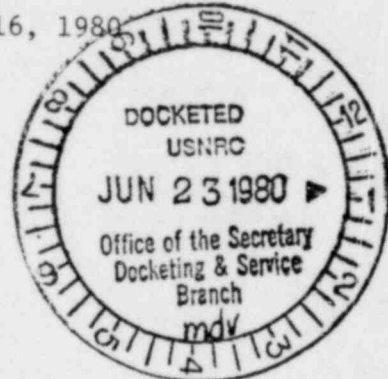
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PROPOSED RULE PR-2,50 (2)
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June 16, 1980



Secretary, United States
Nuclear Regulatory Commission
Washington, D.C. 20555

Attention: Docketing and Service Branch

Gentlemen:

The purpose of this letter is to provide comments on Possible Amendments to "Immediate Effectiveness" Rule published in the Federal Register Vol. 45, No. 101, Thursday, May 22, 1980.

We have been involved in pursuing an application before the Nuclear Regulatory Commission for a Construction Permit with our client, Public Service Company of Oklahoma for over five years. In the current regulatory atmosphere we can not determine, nor can the NRC tell us, when a Construction Permit might be issued. It is clearly obvious that rule changes are required in order to permit the utility industry to seriously consider utilization of nuclear technology in meeting our nations energy needs. Such changes should not, however, add to the multi-year schedule that already exists for processing such applications. On the contrary, rule changes should be instigated which permit timely and complete hearings in a reasonable time period. All of the options under consideration, except for retention of the present rule, essentially add to the schedule without any assurance that the licensing process will be conducted in a timely and efficient manner. Under options A through D, it is inevitable that additional time will be required because it is well known that intervenors rely on the use of the law for delaying actions, even when no real issues are contested.

It certainly is in the best interest of the nation to decide all issues related to siting of a nuclear power plant which could affect the design, prior to permitting the affected portion of the plant to be constructed. The current regulations clearly allow for reasonably intelligent people to stay any decision related to the granting of a construction permit if reasonable doubt exists regarding the suitability of the site. Utility management, most of all, is interested in the timely satisfaction of requirements prior to the commitment of large sums of money for construction.

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Acknowledged by card. 6/23/80.mdv.

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Secretary, United States
Nuclear Regulatory Commission

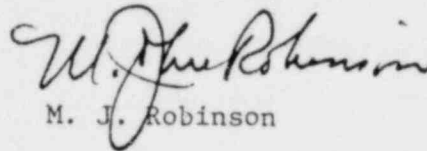
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In summary, we oppose options A through D, because these options will almost certainly assure a longer licensing schedule, without any assurance that decisions will ensue in a timely manner. In the absence of a proposed rule that would both assure a timely decision making process and minimize changes during the construction period, the current regulations (Option E) are preferred over proposed Options A through D.

Very truly yours,

BLACK & VEATCH

A handwritten signature in cursive script, appearing to read "M. J. Robinson".

M. J. Robinson

dlw