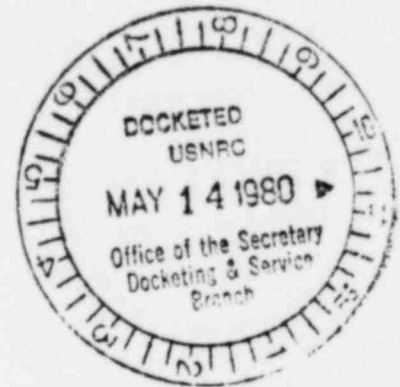


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PROPOSED RULE PR-19 (26)
(45 FR 19564)



Secretary of the Commission
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

Attn: Docketing and Service Branch

Gentlemen:

Following are our comments concerning the proposed amendments to 10 C.F.R. Part 19, Sections 19.2 and 19.14:

1. The regulation exceeds NRC jurisdiction and is without statutory basis.
2. The regulation is unconstitutional in that it would permit NRC officials to bring persons onto private property without the owner's consent.
3. The regulation would allow the NRC to invite representatives of a licensee's competitors, or other persons with interests adverse to a licensee, to view proprietary and confidential areas of a licensee's operations without any confidentiality requirement. It is unconscionable to promulgate a regulation which would permit such abuse.
4. The proposed regulation is unconstitutionally vague in its reference to "individuals with legitimate interests in matters pertaining to the inspection."
5. The proposed regulation should allow only a licensee's employees, or authorized representatives of the employee's bargaining unit, to accompany NRC personnel on inspection tours. Despite statements to the contrary in the prefatory comments appearing in the Federal Register, the effect of the proposed regulation would be to open inspection conferences to the general public. This will simply nullify the value of any such conferences.

Acknowledged by card. 5/14/80. mdy.

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6. Persons claiming to have a "legitimate interest" should be required to disclose exactly what groups they belong to, the membership of those groups and the funding of those groups. This is necessary so as to enable a logical determination of potential conflicts of interest.

7. The regulations should specifically provide that anyone coming on to a licensee's premises does so at their sole risk and expense.

8. Strict confidentiality requirements should be imposed on anyone coming onto the licensee's premises. Included in such requirements should be prohibitions on picture taking, recording, etc.

Respectfully submitted,



Thomas W. Pennington
Senior Corporate Counsel
and Secretary