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



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June 18, 1981



The Honorable S.I. Hayakawa
United States Senate
Washington, D.C. 20510

Dear Senator Hayakawa:

Chairman Hendrie has asked me to respond to your letter of May 11, 1981 concerning correspondence you have received from Mr. A.S. Carstens. Mr. Carstens' correspondence with Members of the Congress on the issue of the rights of intervenors in NRC proceedings was brought to our attention by Congressman George E. Brown of California in March of this year. As we explained to Congressman Brown, the Commission has suspended its program of procedural assistance to intervenors following the December 3, 1980 Opinion of the Comptroller General that such a program would be unlawful under the provisions of Section 502 of the 1981 Energy and Water Development Appropriation Act, P.L. 96-367. Subsequent to our response to Mr. Brown, we received another Opinion of the Comptroller General dated May 11, 1981, approving the provision of transcripts to all parties in a proceeding. The Commission is presently considering whether it will take any action in light of this new Opinion. I have enclosed copies of our response to Congressman Brown, and of the May 1981 Comptroller General opinion.

If I can be of any further assistance, please do not hesitate to call on me.

Sincerely,

Leonard Bickwit, Jr.
General Counsel

Enclosure as stated

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