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EBASCO

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

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Attention: DOCKETING AND SERVICE BRANCH

Subject: COMMENTS ON PETITION FOR RULEMAKING
10CFR 50 DOCKET NO. PRM-50-32

Dear Sir:

The subject petition restates an issue that the NRC has previously evaluated and concluded that no action was required (see NUREG 0153 Issue 27). Ebasco endorses this position and suggests that any policy that recognizes nuclear attacks by enemies of the United States could not, in today's current legal environment, be limited to the issues raised by petitioner.

Should the NRC conclude that a rulemaking is necessary, Ebasco would recommend that the following issues be addressed:

- a. Under what policy does the NRC limit the consideration of nuclear attacks to the issue raised by petitioner? If the NRC extends its jurisdiction to this issue, then it is clear that public health and safety must be protected from the effects nuclear attacks have on nuclear plants. In order to support their burden of proof before the ASLB, applicants must rely on a clear statement of policy from the NRC commissioners.
- b. What are the design criteria for EMP hardening? In order to defend a design, the specific characteristics of the nuclear explosion must be defined. In order to justify the benefit, it must be shown that the plant and its operators will survive the nuclear explosion so that the hardened circuitry would be usable.

Should you have any questions on our comments, please contact Mr S G Prussman (212-839-3244).

Very truly yours,

J C Saldarini

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Manager
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