

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:
Elizabeth S. Bowers, Chairman
Dr. Oscar H. Paris
Frederick J. Shon



SERVED DEC 16 1980

In the Matter of:

LONG ISLAND LIGHTING COMPANY

(Shoreham Nuclear Power Station,
Unit 1)

Docket No. 50-322

December 16, 1980

THE COMPTROLLER GENERAL'S OPINION
RELATIVE TO PROCEDURAL ASSISTANCE
IN ADJUDICATORY LICENSING PROCEEDINGS

On July 23, 1980, the Commission published the notice of "Procedural Assistance in Adjudicatory Licensing Proceedings" (45 Fed. Reg. 49535). On December 3, 1980, the Comptroller General issued an opinion that this aid was not permitted under the law.

A copy of the Comptroller General's opinion and his letter to Chairman Ahearne is enclosed for your convenience.

FOR THE ATOMIC SAFETY AND
LICENSING BOARD

Elizabeth S. Bowers
ADMINISTRATIVE JUDGE

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COMPTROLLER GENERAL OF THE UNITED STATES
WASHINGTON, D.C. 20541

IN REPLY
REFER TO: B-200585

December 3, 1980

The Honorable John F. Ahearne
Chairman, Nuclear Regulatory Commission

Dear Mr. Chairman:

We are enclosing for your information our letter of this date to the Chairman, Subcommittee on Energy Research and Production, Committee on Science and Technology, House of Representatives. In our letter we conclude that the Nuclear Regulatory Commission may not lawfully use funds appropriated by the Energy and Water Development Appropriation Act, 1981, Pub. L. No. 96-367, 94 Stat. 1331, to implement the procedural cost reduction program announced by the Commission in the Federal Register on July 25, 1980 (45 Fed. Reg. 49535).

Sincerely yours,

Comptroller General
of the United States

Enclosure

DUPLICATE DOCUMENT

Entire document previously
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