

AA61-2

PDR

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4/2/81

Tom

Attached is a copy of the NRC (Reed) memo of 6/1/80. It raises 3 questions. I have marked up the copy to identify the 3.

- ① I believe that codified material in § 2105 (a)(3) tracks the statute. In the summary on "supplementary information" the use of "commercial or large" is for the general public.

I don't know what criteria NRC uses but 104 c is beyond the statutory reach of the "n.s.h." consideration related to mandatory pre-notices.

- ③ In my mind the set of facilities defined by "all 103, 104 b and testing facilities under 104 c" is not congruent with "a facility of a type described in § 50.21 (b) or § 50.22 of this chapter as testing facility" as defined in § 50.3(a).

This issue should be faced in regulatory reform not here.

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