

From: Beth St. Mary
To: Anthony DiPalo
Date: Mon, Oct 4, 1999 6:15 PM
Subject: Part 72 Proposed Rule

Tony,

I have reviewed your proposed rule 10 CFR 72, "Clarification and Addition of Flexibility" and have the following concerns:

A new paragraph has been added at 72.140(c)(1) that requires "each licensee, applicant for a license, certificate holder, or applicant for a CoC to file a description of its QA program, including a discussion of which requirements or this subpart are applicable and how they will be satisfied." This appears to be a new requirement. If so, we need to know the burden for the requirement so that we can determine whether it will require a full OMB clearance or can be cleared using an NRC Form 670 for insignificant burdens. If a full clearance is necessary, the rule cannot be published until the clearance is ready for submittal to OMB.

In addition, you previously indicated that there would be no notifications of use of a previously approved QA program. However page 19 of the rule indicates that NRC expects three applications in 1999 and six applications each year in 2000 and 2001. Are any of these new CoC applicants, or are they all CoC applicants using an existing QA program?

Please let me know as soon as possible so that we can get OMB clearance and not have publication of the rule held up for information collection concerns.