



DOCKETED  
USNRC

**PERRY NUCLEAR POWER PLANT**

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**Donald C. Shelton**  
SENIOR VICE PRESIDENT  
NUCLEAR

OFFICE OF THE SECRETARY  
DOCKETING AND SERVICE  
BRANCH

March 11, 1996  
PY-CEI/NRR-2034L

DOCKET NUMBER  
PROPOSED RULE PR 20  
(61FR3334) **(45)**

Secretary, United States Nuclear Regulatory Commission  
Docketing and Service Branch  
Washington, D. C. 20555-0001

Gentlemen:

Subject: Reporting Requirements for Unauthorized Use of Licensed  
Radioactive Material

The Cleveland Electric Illuminating Company (CEI) is submitting comments on the proposed rule, "Reporting Requirements for Unauthorized Use of Licensed Radioactive Material," which was noticed in the January 31, 1996, Federal Register. CEI believes that the requirement of the Nuclear Regulatory Commission (NRC) for notification of the type of events in question are already contained in existing regulations. Specifically, 10 CFR 20.2201 and 10 CFR 20.2202. 10 CFR 20.2201 requires licensee's to notify the NRC of lost, stolen, or missing licensed material in an aggregate quantity equal to or greater than 1,000 times the quantity specified in appendix C to CFR 20.1001-20.2401. 10 CFR 20.2202, Notification of Incidents, states licensee's are required to notify the NRC should an event that involves loss of control of licensed material which threatens to cause an individual to receive dose or have an intake in excess of the annual limits. Therefore, CEI feels that the proposed rule is not warranted at this time.

If you have questions or require additional information please contact Mr. James D. Kloosterman, Manager - Regulatory Affairs at (216) 280-5833.

Very truly yours,

PDP/sc

cc: NRC Region III Administrator  
USNRC Document Control Desk (Docket No. 50-440)  
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Operating Companies  
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Toledo Edison

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