

CLASS NUMBER PR-40,70,150 (9)
PROPOSED RULE (50 FR 19695)

Babcock & Wilcox

a McDermott Company

DOCKETED
USNRC

Naval Nuclear Fuel Division

July 15, 1985

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Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

Attn: Docketing and Service Branch

Gentlemen:

The Babcock & Wilcox Company, Naval Nuclear Fuel Division, has reviewed the Proposed Rule published in the Federal Register, Volume 50, No. 91, on Friday, May 10, 1985. The rule would in part eliminate the requirement for licensees to report certain source and special nuclear material inventory reports.

Proposed paragraph 70.53(a)(1) states in part, "... The Commission shall generate the statement as of March 31 and September 30 of each year and mail it to the licensee by April 15 and October 15. The licensee shall verify and update the statement and, if any change is necessary, submit a statement indicating the necessary changes to the Commission by April 30 and October 31 . . ." B&W proposes that the last sentence quoted above be revised to read as follows, "The licensee shall verify and update the statement and, if any change is necessary, submit a statement indicating the necessary changes to the Commission within 15 days of the receipt of the statement."

This change to the proposed rule is being requested because B&W may not receive the statement for 7 to 10 days after the Commission mails it by April 15 and October 15. (Similar type reports generated by NMMSS currently arrive at NNFD 7 to 10 days after the 15th day of the month following the report period). The short time between the date B&W could receive the statement and April 30 and October 31 would not allow sufficient time for the licensee to verify a six-month statement. For B&W, NNFD, there would be three statements to verify within this time period.

Although the 40.64(b) proposed rule change does not impact B&W, NNFD, at this time, the wording change proposed for 70.53(a)(1) would also be appropriate for 40.64(b).

Sincerely,

BABCOCK & WILCOX, NNFD

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N. A. Regan
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Nuclear Safety & Licensing Officer

NAR/khw

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add per Robertson, 88155

JUL 19 1985

Acknowledged by card.....