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THE STATE OF NEW HAMPSHIRE



THE ATTORNEY GENERAL

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October 10, 1978

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Mr. Ronald L. Ballard, Chief  
Environmental Projects Branch 1  
Division of Site Safety and  
Environmental Analysis  
U.S. Nuclear Regulatory Commission  
Washington, D.C. 20555

Re: Seabrook Station Recertification Procedure  
Docket Nos. 50-443 and 50-444

Dear Mr. Ballard:

I received your letter concerning the above dated September 19, 1978. If the Seabrook Station was required to be equipped with a closed cycle cooling system, recertification by the New Hampshire Site Evaluation Committee under RSA 162-F would be required. However, the recertification proceeding would not necessarily deal with all issues which were previously considered. Without attempting to analyze the record issue by issue, I am sure that a number of issues dealt with at the initial hearing would not have to be reviewed. However, I must add in the same breath that there are quite obviously a number of issues which would have to be reviewed entirely. It is difficult to estimate the amount of time necessary for such a review procedure. However, the statute places a maximum evaluation time of sixteen (16) months.

It is difficult to answer your question, with regard to the information which would have to accompany an application, in the abstract. I think it is clear that any application would have to be accompanied by sufficient information to provide the public a fair opportunity to determine the nature of the proposed facility such that meaningful analysis and comment could be made during the hearings. While I realize that the above statement is not extremely helpful to you in your attempt to determine a specific time period of delay, it is difficult to be more precise without an issue by issue determination of which issues would be involved in the recertification proceeding. In any event, it would appear that a complete re-engineering of the facility would not have to be accomplished prior to making an application.

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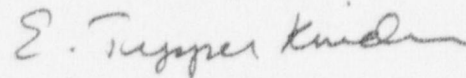
OFFICE OF THE ATTORNEY GENERAL

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Mr. Ronald L. Ballard, Chief  
October 10, 1978

Please advise me if you need additional information. If you wish to discuss this matter, please feel free to contact me by telephone (603-271-3679).

Very truly yours,

A handwritten signature in dark ink, appearing to read "E. Tupper Kinder". The signature is fluid and cursive, with a long horizontal stroke at the end.

E. Tupper Kinder  
Assistant Attorney General  
Environmental Protection Division

jlg