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VIRGINIA POWER

October 6, 1999

GL99-047

DOCKET NUMBER
PROPOSED RULE **PR** 30, 31, 32, 170 + 171
(64FR40295)

Secretary
U. S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
Attn: Rulemaking and Adjudications Staff

**REQUIREMENTS FOR CERTAIN GENERALLY LICENSED
INDUSTRIAL DEVICES CONTAINING BYPRODUCT MATERIAL;
10 CFR PARTS 30, 31, 32, 170, AND 171**

Virginia Power appreciates the opportunity to comment on the NRC's proposed amendment to its regulations governing the use of byproduct material in certain measuring, gauging, or controlling devices. Notice of the proposed rule was published in the Federal Register (Vol. 64, No. 142) on Monday, July 26, 1999, pages 40295-40310.

We generally concur with the proposed rulemaking with the following exceptions:

1. The proposed rule should clearly exempt 10CFR50 licensed power reactor facilities from the proposed requirements for registration and tracking of general licensed measuring, gauging or controlling devices.
2. A definition for measuring, gauging, or controlling devices should be included in 10CFR30. For example, the stations may have radiation monitoring system calibration or check sources that meet the radioactivity requirements for registration, but should not be considered measuring, gauging, or controlling devices.
3. Section 32.51a (b)(3) requires information on acceptable disposal options including estimated costs of disposal. Estimated costs of disposal should be deleted. Disposal availability and costs for disposal change continually and any estimated costs are likely to be meaningless at actual time of disposal.

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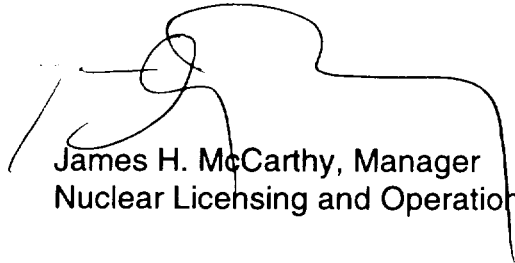
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If you need further information, please contact either:

Lee Thomasson Lee_Thomasson@vapower.com or (804) 273- 3066
Gwen Newman Gwen_Newman@vapower.com or (804) 273-4255

Respectfully,



James H. McCarthy, Manager
Nuclear Licensing and Operations Support