

March 21, 2012

ALL AGREEMENT STATES

Proposed Rule - Fee Recovery For Fiscal Year 2012
(FSME-12-029)

Purpose: This is to inform you that the U.S. Nuclear Regulatory Commission (NRC) has published a proposed rule for comments to modify 10 CFR Parts 170 and 171 regarding the licensing, inspection and annual fees to recover approximately 90 percent of its fiscal year (FY) 2012 budget authority.

Background: These amendments are reviewed annually to support budget needs to implement the Omnibus Budget Reconciliation Act of 1990 (OBRA-90), as amended, which mandates that NRC recover through fees approximately 90 percent of its FY 2012 budget authority less the amount appropriated from the Waste Incidental to Reprocessing (WIR) and generic homeland security activities. The proposed rule would modify the fees assessed to those Agreement State licensees who perform work in Non-Agreement States under the reciprocity provisions of 10 CFR 150.20. The proposed rule was published in the *Federal Register* on March 15, 2012 (Volume 77, Number 51, pages 15530-15554). The comment period closes on April 16, 2012.

Discussion: The proposed rule is no longer being printed, but is available on the Federal eRulemaking Portal at: <http://www.Regulations.gov>; and search under Docket ID: NRC-2011-0207. The reciprocity fee can be found at the end of the Schedule of Materials Fees on pages 15549 of the March 15, 2012 *Federal Register* notice. The reciprocity fee is \$2,300 for FY 2012, the same as FY 2011. Please inform your licensees of the proposed fee rule and how they can access it.

If you have any questions regarding this correspondence, please contact me at 301-415-3340 or the individual named below.

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