



OFFICE OF THE
COMMISSIONER

UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555

December 20, 1984

MEMORANDUM FOR: William J. Dircks
Executive Director for Operations

Herzel H.E. Plaine
General Counsel

FROM: Thomas M. Roberts *TR*

SUBJECT: FUNDING OF NRC'S HIGH LEVEL WASTE MANAGEMENT PROGRAM
COSTS UNDER THE NUCLEAR WASTE POLICY ACT OF 1982 -- USE
OF NUCLEAR WASTE FUND (SECY-84-456)

Although I am sympathetic to the NRC recovering the full cost of its activities related to the licensing of the repositories under the Nuclear Waste Policy Act I need more information before I can cast my vote. In this regard, I would like the following examined:

- o The analysis provided in SECY-84-456 addresses the use of funds from the Nuclear Waste Fund. Please provide an analysis of the use of imposing licensing fees to recover costs. Can a licensing fee be imposed to recover not only strictly licensing items, but technical assistance projects related to licensing?
- o In the CRBR licensing case, the NRC was in an analogous situation to the upcoming repository licensing, i.e., having the Department of Energy be a licensee before the NRC. What were the financial arrangements in the CRBR case? If licensing fees were imposed, were they paid from appropriated funds?

cc: Chairman Palladino
Commissioner Asselstine
Commissioner Bernthal
Commissioner Zech
OPE
SECY✓