

July 3, 2002

ALL AGREEMENT STATES, MINNESOTA, PENNSYLVANIA, WISCONSIN

FINAL RULE -- 96 PERCENT FEE RECOVERY FOR FISCAL YEAR 2002 (STP-02- 052)

The U.S. Nuclear Regulatory Commission (NRC) would like to inform the Agreement States of a final rulemaking to 10 CFR Parts 170 and 171 regarding the licensing, inspection, and annual fees to recover approximately 96 percent of its fiscal year (FY) 2002 budget authority. The amendments are necessary in order to implement the Omnibus Budget Reconciliation Act of 1990 (OBRA-90), as amended, which mandates that NRC recover approximately 96 percent of its budget authority, less the amount appropriated from the Department of Energy administered Nuclear Waste Fund. The final rule will assess fees to those Agreement States licensees who perform work in Non-Agreement States under the reciprocity provisions of 10 CFR 150.20. The final rule was published in the *Federal Register* on June 24, 2002 (67 FR 42612) and the effective date for the final rule is August 23, 2002.

In the past, a Notice of Proposed Rulemaking (proposed rule) and a Notice of Final Rulemaking (final rule) on the fee rules have been mailed to all Agreement States, Non-Agreement States, and NRC licensees. However, as announced in the FY 1998 proposed fee rule, the final rule will no longer be mailed. In addition to publication in the *Federal Register*, the final rule can be obtained on the Internet at <http://ruleforum.llnl.gov>, by requesting a copy from the NRC's fee staff at (301) 415-7554, by e-mail at fees@nrc.gov, or by writing to the Office of the Chief Financial Officer, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001. The proposed rule will continue to be mailed as in past practice.

Please inform your licensees of the final fee rule and how they can access it. If you have any questions regarding this notice, please contact the individual listed below.

POINT OF CONTACT: Glenda Jackson
TELEPHONE: (301) 415-6057

INTERNET: gcj@nrc.gov
FAX: (301) 415-5387

Josephine M. Piccone, Deputy Director
Office of State and Tribal Programs

STP-02-052

Distribution:

DIR RF
SDroggitis
Agreement State File

DCD (SP03)
PDR (YES)

DOCUMENT NAME: C:\ORPCheckout\FileNET\ML021840518.wpd

To receive a copy of this document, indicate in the box: "C" = Copy without attachment/enclosure "E" = Copy with attachment/enclosure "N" = No copy

OFFICE	STP	<input type="checkbox"/>	OCFO	<input type="checkbox"/>	STP:DD	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
NAME	DMSollenberger:gd		GJackson		JPiccone				
DATE	07/1/02		(via e-mail) 07/1/02		07/3/02				