



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

SECRETARY

October 11, 2005

COMMISSION VOTING RECORD

DECISION ITEM: SECY-05-0164

TITLE: ANNUAL FEE CALCULATION METHOD

The Commission (with all Commissioners agreeing) approved the subject paper as recorded in the Staff Requirements Memorandum (SRM) of October 11, 2005.

This Record contains a summary of voting on this matter together with the individual vote sheets, views and comments of the Commission.

A handwritten signature in black ink, appearing to read "Annette Vietti-Cook".

Annette L. Vietti-Cook
Annette L. Vietti-Cook
Secretary of the Commission

Attachments:

1. Voting Summary
2. Commissioner Vote Sheets

cc: Chairman Diaz
 Commissioner Merrifield
 Commissioner Jaczko
 Commissioner Lyons
 OGC
 CFO
 EDO

VOTING SUMMARY - SECY-05-0164

RECORDED VOTES

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIP	COMMENTS	DATE
CHRM. DIAZ	X				X	9/29/05
COMR. MERRIFIELD	X					9/23/05
COMR. JACZKO	X				X	9/28/05
Comr. LYONS	X					9/26/05

COMMENT RESOLUTION

In their vote sheets, all Commissioners approved the staff's recommendation. Chairman Diaz and Commissioner Jaczko provided some additional comments. Subsequently, their comments were incorporated into the guidance to staff as reflected in the SRM issued on October 11, 2005.

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary

FROM: CHAIRMAN DIAZ


SUBJECT: **SECY-05-0164 - ANNUAL FEE CALCULATION METHOD**

Approved ^{w/Comments} Disapproved Abstain

Not Participating

COMMENTS:

See attached comments.



 SIGNATURE

Sept 29, 05

 DATE

Entered on "STARS" Yes No

Chairman Diaz comments on SECY-05-0164

I approve with the following comments.

I appreciate the staff's efforts to streamline NRC's license fee development process by requesting relief from providing the Commission with data using the percent change method. The magnitude of changes in the FY 2006 budget, such as new reactor licensing, and security are significant and calculation of fees using the percent change method is not necessary in developing the FY 2006 Proposed Fee Rule. I believe, however, that the Commission should be informed of the impact of NRC fees using both calculation methods in future years. I also believe that the level of precision used in calculating the allocation of costs to specific classes using the percent change method does not need to be as high as in the past. The staff should reexamine this issue to determine if, by providing the Commission with a gross estimate of percentage points by which each specific class would be adjusted, it would allow the CFO to issue the fee rule earlier in the year and still keep the Commission fully informed of the options and impact of the changes.



NOTATION VOTE

RESPONSE SHEET


TO: Annette Vietti-Cook, Secretary
FROM: COMMISSIONER MERRIFIELD
SUBJECT: **SECY-05-0164 - ANNUAL FEE CALCULATION METHOD**

Approved Disapproved Abstain

Not Participating

COMMENTS:

No comment.



SIGNATURE

DATE *9/27/05*

Entered on "STARS" Yes No

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary
FROM: COMMISSIONER JACZKO
SUBJECT: **SECY-05-0164 - ANNUAL FEE CALCULATION METHOD**

Approved Disapproved Abstain

Not Participating

COMMENTS: See attached comments.



SIGNATURE


9/28/05

DATE

Entered on "STARS" Yes No

**Commissioner Jaczko's Comments on SECY-05-0164
Annual Fee Calculation Method**

I approve the staff's recommendation to eliminate the requirement that OCFO calculate annual fees two ways each year. Additionally, I believe this paper and the associated voting record should be made publicly available.



Gregory B. Jaczko

9/28/05

Date


NOTATION VOTE
RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary
FROM: COMMISSIONER LYONS
SUBJECT: **SECY-05-0164 - ANNUAL FEE CALCULATION METHOD**

Approved X Disapproved _____ Abstain _____

Not Participating _____

COMMENTS:



SIGNATURE
9/26/05

DATE

Entered on "STARS" Yes X No _____