

NOTATION VOTE

RESPONSE SHEET

NOTE: SENSITIVE  
INFORMATION - LIMITED TO  
NRC UNLESS THE  
COMMISSION DETERMINES  
OTHERWISE

TO: Annette Vietti-Cook, Secretary  
FROM: COMMISSIONER DICUS  
SUBJECT: SECY-99-053 - FY 1999 FEE RULE

*forward to  
Pete  
Jim  
Diane*

Approved XX Disapproved \_\_\_\_\_ Abstain \_\_\_\_\_

Not Participating \_\_\_\_\_

COMMENTS: See attached comments.

*Aneta Joy Dicus*  
SIGNATURE  
*February 26, 1999*  
DATE

Entered on "AS" Yes x No \_\_\_\_\_

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OTHERWISE

*C/9*

Commissioner Dicus' Comments on SECY-99-053

I agree with Commissioner McGaffigan's vote that rebaselining is needed for FY 1999 and that the only question is whether to impose the proposed 50 percent cap. Therefore, I too disapprove the "percent change" method (Option B) for determining FY 1999 annual fees. I also agree that the Commission would be best served by inviting a public debate on Option A (rebaselining) and Option C (rebaselining with a cap). However, instead of presenting Option C in the proposed rule as our preferred method of determining fees, I recommend that Options A and C be presented in an equal manner so that we do not bias the outcome of public comment.