

April 8, 2010 (11:45am)

OFFICE OF SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF



April 7, 2010
AET 10-0030

ATTN: Rulemakings and Adjudications Staff
Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

American Centrifuge Lead Cascade Facility
Docket Number 70-7003; License Number SNM-7003
Comment on Proposed Revision of Fee Schedules; Fee Recovery for FY 2010 - Federal
Register Notice 75 FR 11376 – Docket ID NRC-2009-0333

Dear Rulemakings and Adjudications Staff:

USEC Inc. (USEC) appreciates the opportunity to provide comments on the U.S. Nuclear Regulatory Commission's (NRC) Federal Register Notice (75 FR 11376) announcing its intention to amend the licensing, inspection, and annual fees charged to its applicants and licensees. USEC is particularly concerned with the increase in the 10 *Code of Federal Regulations* Part 171 annual fee for the Lead Cascade Demonstration Facility, fee category 1.A.(2)(b) from \$918,000 to \$1,053,000, which represents a 14.7% increase. The risk of this facility is very low relative to other operating fuel cycle facilities due to the small amount of radioactive material in the form of uranium hexafluoride that it is authorized to possess. Moreover, based on the evolution of our strategic plans since the Lead Cascade Demonstration Facility was initially licensed in 2004, we have not deployed all of the 240 centrifuge machines described in the Lead Cascade License Application and analyzed in the Integrated Safety Analysis (ISA). Of note is that the amount of radioactive material in use at any one time is a small percentage of the licensed limit of 250 kg U. Thus, the risk from operation of the facility is actually significantly less than the risk associated with the bounding assumptions analyzed in the ISA. This fact, taken with the low level of regulatory activity needed for the facility suggests a basis for mitigating the fee increase. Accordingly, based on the above, USEC respectfully requests that the NRC reconsider the increase in Part 171 fees in category 1.A.(2)(b) and evaluate whether a reduction in the annual fee is actually warranted.

USEC Inc.
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If you have any questions regarding this matter, please contact me at (301) 564-3470.

Sincerely,

A handwritten signature in black ink, appearing to read "Peter J. Miner". The signature is stylized and written in a cursive-like font.

Peter J. Miner

Director, Regulatory and Quality Assurance

cc: J. Downs, NRC HQ
J. Henson, NRC Region II
O. Siurano, NRC HQ
B. Smith, NRC HQ

Rulemaking Comments

From: Coriell, Kelly L [coriellkl@usec.com]
Sent: Wednesday, April 07, 2010 3:02 PM
To: Rulemaking Comments
Cc: Miner, Peter J; Sensue, Terry
Subject: AET 10-0030 Comment on Proposed Revision of Fee Schedules; Fee Recovery for FY 2010 - Federal Register Notice 75 FR 11376 - Docket ID NRC-2009-0333
Attachments: AET 10-0030 cover letter.pdf

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(148.184.100.43) with Microsoft SMTP Server id 8.1.393.1; Wed, 7 Apr 2010
15:02:36 -0400

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X-SBRS: 5.3

X-MID: 14689735

X-fn: AET 10-0030 cover letter.pdf

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by X2K8CASHUB1.ports.corp.ussec.com ([:1]) with mapi; Wed, 7 Apr 2010
15:02:29 -0400

From: "Coriell, Kelly L" <coriellkl@ussec.com>

To: "rulemaking.comments@nrc.gov" <rulemaking.comments@nrc.gov>

CC: "Miner, Peter J" <MinerP@ussec.com>, "Sensue, Terry" <sensuet@ussec.com>

Disposition-Notification-To: "Coriell, Kelly L" <coriellkl@ussec.com>

Date: Wed, 7 Apr 2010 15:02:29 -0400

Subject: AET 10-0030 Comment on Proposed Revision of Fee Schedules; Fee
Recovery for FY 2010 - Federal Register Notice 75 FR 11376 - Docket ID
NRC-2009-0333

Thread-Topic: AET 10-0030 Comment on Proposed Revision of Fee Schedules; Fee
Recovery for FY 2010 - Federal Register Notice 75 FR 11376 - Docket ID
NRC-2009-0333

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