

This page provides an abstract, justification, and target dates for a potential rule that the U.S. Nuclear Regulatory Commission (NRC) has prioritized in its Common Prioritization of Rulemaking listing.

Please visit the [Rulemaking Priorities](#) page on the NRC's public Web site for additional information about this page and to view the entire Common Prioritization of Rulemaking listing.

Variable Annual Fee Structure for Small Modular Reactors (Rev. 2)				
Abstract				
<p>This rule would amend the Nuclear Regulatory Commission's regulations governing annual fees to establish a variable annual fee structure for power reactors based on licensed power limits. The advanced notice of proposed rulemaking (ANPRM) was published in the <i>Federal Register</i> on March 25, 2009 (74 FR 12735), seeking comments from the public on a possible variable fee structure for Part 171 annual fees for power reactors based on licensed power limits. The comment period ended on June 8, 2009, and the Nuclear Regulatory Commission received 16 public comments. The Commission approved the staff's recommendation to establish a Nuclear Regulatory Commission workgroup to analyze suggested methodologies for a variable annual fee structure for power reactors in SECY-09-0137 dated October 13, 2009. On February 7, 2011, the Office of the Chief Financial Officer sent a memorandum to the Commission (ADAMS Accession No. ML110380251) responding to SECY-09-0137.</p>				
Justification				
<p>The rule scores 20 points (0, 5, 10, 5) because of the following reasons: A) Rule does not comply with any objective; B) Moderate contributor toward the openness goal and openness strategy 3; C) Significant contributor toward congressional mandate/priority/schedule and because the Commission has approved implementation of a variable annual fee structure for small and medium sized reactors; and D) Significant contributor toward regulatory burden reduction including significant public participation and addresses a petition for rulemaking.</p>				
Start Dates	Reg Basis Completed	PR Sent to Comm/EDO	FR Sent to Comm/EDO	Publication Date
05/15/2015	N/A	10/16/2015	02/18/2016	TBD