



OFFICE OF THE  
CHIEF FINANCIAL  
OFFICER

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

May 24, 2016

Mr. David Czufin  
Chairman, PMMP Executive Committee  
Electric Power Research Institute  
3420 Hillview Avenue  
Palo Alto, CA 94304-1395

Dear Mr. Czufin:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your December 21, 2015, letter requesting a fee waiver under 10 CFR 170.11(a)(1)(iii)(A)(1) for all fees associated with NRC's review of "Materials Reliability Program: Pressurized Water Reactor (PWR) Internals Inspection and Evaluation Guidelines (MRP-227-Rev. 1)."

The NRC has established regulations for the granting of fee exemptions under 10 CFR 170.11, "Exemptions," for which licensees may apply in accordance with 10 CFR 170.5, "Communications." The NRC staff has reviewed your request based on the following regulation, 10 CFR 170.11(a)(1)(iii):

- *10 CFR 170.11 (a) No application fees, license fees, renewal fee, inspection fees, or special project fees shall be required for: (1) A special project that is a request/report submitted to the NRC—(iii) As a means of exchanging information between industry organizations and the NRC. In order for the fee waiver to be granted under this paragraph it must meet three criteria:*
  - *(A) The report should be submitted for the specific purpose of supporting ongoing NRC generic regulatory improvements or efforts (e.g., rules, regulations, regulatory guides, and policy statements), and the agency, at the time the document is submitted, plans to use it for that purpose. The exemption applies even if ultimately the NRC does not use the document as planned.*

Your letter states that Electric Power Research Institute (EPRI) has submitted MRP-227-Rev. 1 as a means of exchanging information for the purpose of supporting generic regulatory improvements related to methodologies for demonstrating pressurized water reactor safety-related internals integrity throughout the life of the plant, including the extended period authorized by license renewal in accordance with 10 CFR Part 54. The NRC agrees with EPRI but the NRC does not plan to use it in the GALL revision. However, because a review of the topical report would generically resolve some action items from the review of MRP-227, Rev 0, there are some generic benefits. The NRC concludes this report meets this requirement.

- *(B) The NRC must be the primary beneficiary of the NRC's review and approval of these documents. This exemption does not apply to a topical report submitted for*

*the purpose of obtaining NRC approval for future use of the report by the industry to address licensing or safety issues, even though the NRC may realize some benefits from its review and approval of the document.*

Although the revision is primarily a benefit to the industry by generically addressing the action items, the topical report is also a benefit to NRC because staff would be able to close several action items from the MRP-227, Rev 0 review once rather than review them in individual license amendment requests. Thus it would save resources. Therefore, the NRC staff concludes that this report meets this regulation.

- *(C) The fee exemption is requested in writing to the Chief Financial Officer in accordance with 10 CFR 170.5, and the Chief Financial Officer grants this request in writing. The 10 CFR 170.5 states, "All communications concerning the regulations in this part should be addressed to the NRC's Chief Financial Officer, either by mail to the U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; by hand delivery to the NRC's offices at 11555 Rockville Pike, Rockville, Maryland; or, where practicable, by electronic submission, for example, via Electronic Information Exchange, or CD-ROM.*

The fee exemption request for MRP-227-Rev. 1 was submitted in writing by EPRI; therefore, EPRI's request meets this regulation.

The NRC staff concludes that NRC review of MRP-227-Rev. 1 for final NRC endorsement meets all criteria under 10 CFR 170.11(a)(1)(iii); therefore, the fee waiver request is approved. If you have any technical questions regarding this matter, please contact, Mr. Joseph Holonich at 301-415-7297. Please contact Mr. William Blaney, of my staff, at 301-415-5092, for any fee-related questions.

Sincerely,

*/RA/*

Maureen E. Wylie  
Chief Financial Officer

*the purpose of obtaining NRC approval for future use of the report by the industry to address licensing or safety issues, even though the NRC may realize some benefits from its review and approval of the document.*

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Sincerely,

*/RA/*

Maureen E. Wylie  
Chief Financial Officer

**Distribution:**

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Adams  Yes  No

SUNSI Review By: WB

Publicly Available  Non-Publicly Available  Sensitive

Non-Sensitive

**ADAMS Accession No: ML16098A264**

**\*via e-mail OCFO-**

**16-00023 \*see previous concurrence**

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