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June 12, 1980

In reply refer to 80ESG-5748

Mr. Douglas Weiss  
License Fee Management Branch  
Silver Spring Office  
Office of Administration  
U. S. Nuclear Regulatory Commission  
Washington, DC 20555

Subject: Safeguards Amendment Fee, Docket 70-25

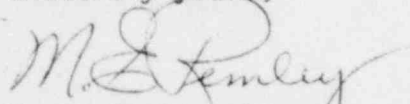
Dear Mr. Weiss:

Your letter of June 2, 1980, indicated that our physical protection plan for special nuclear material of moderate and low strategic significance has been classified as requiring a major amendment to License SNM-21. Therefore, a major safeguards amendment fee of \$8,300 is required as specified in Category 1A of Section 170.31 of 10 CFR 170. A check in the amount of \$8,300 payable to the U. S. Nuclear Regulatory Commission is enclosed in payment of that fee.

However, we wish to point out that our submission of the plan had been made solely in response to a new regulatory requirement and was not an application for any new authority or activity to be implemented under License SNM-21.

We believe that submissions to meet the requirements of new regulations should not be subject to the imposition of application fees for amendments to existing licenses. We submit that the current interpretations of the applicability of license amendment application fees to this submission is irregular, and we solicit review and reconsideration of the necessity for the enclosed fee.

Sincerely yours,



M. E. Remley, Director  
Health, Safety & Radiation Services

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Enclosure: Check No. 07116152

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