

GENERAL  ELECTRIC

**NUCLEAR ENERGY
PRODUCTS DIVISION**

WILMINGTON MANUFACTURING
DEPARTMENT

May 29, 1980

CASTLE HAYNE ROAD • P. O. BOX 780 • WILMINGTON, N. C. 28401 • (919) 343-5000

Mr. Douglas Weiss, M/S 114-SS
License Fee Management Branch
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Dear Mr. Weiss:

Reference: NRC License SNM-1097, Docket #70-1113

Subject: Fee for Submittal of Physical Protection Plan

With reference to your letter dated May 21, 1980, in which you specified that we must pay a major safeguards amendment fee of \$6,900 in connection with submittal of our Physical Protection Plan pursuant to 10 CFR 73.47, in the past there have been no fees associated with such plans when they were required by a new or amended regulation. For example, we paid no fees in connection with submittal of our Measurement Control Plan pursuant to 10 CFR 70.57, or our Emergency Plan pursuant to a letter from the NRC dated 2/27/78, or for our Decommissioning Plan pursuant to Amendment #3 to SNM-1097 dated 1/11/78.

Since the new fee schedule was published by the NRC as a regulatory requirement on February 21, 1978, it seems inconsistent that a fee for submittal of the Physical Protection Plan should be required, whereas no fees were required for the previous submittals as detailed above.

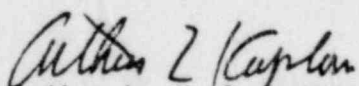
Also, it was my impression that license amendment fees would be charged for those amendments initiated by the licensee, rather than for new or revised requirements set upon the licensee by the NRC.

We assume that although you have requested a licensee fee in connection with the submittal of our Physical Protection Plan, we have still met the required submittal date of May 20, 1980, pursuant to 10 CFR 73.47.

We would appreciate your consideration of the above, in connection with the fee requirement for submittal of physical protection plans. Your prompt review of this matter would be appreciated.

Very truly yours,

GENERAL ELECTRIC COMPANY



Arthur L. Kaplan, Manager
Licensing & Compliance Audits
M/C J26

ALK:bmw

cc: Mr. G. W. McCorkle, M/S 881-SS

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