

FEB 7 1985

MEMORANDUM FOR: Vandy Miller, Chief, Materials Licensing Branch, NMSS
FROM: William O. Miller, Chief, License Fee Management Branch, ADM
SUBJECT: APPLICABILITY OF FEE CATEGORY 3N FOR CALIBRATION AND
TRAINING SERVICE LICENSES

The purpose of this memorandum is to seek assistance from your office in determining whether or not fee Category 3N of \$170.31 is still appropriate for licenses authorizing calibration and training services for other licensees. Fee Category 3N is applicable to "Licenses that authorize services for other licensees, except for leak testing and waste disposal pickup services." The fee charged for the review of an application for a new license or renewal is \$930, and \$120 for an amendment review, based on average review times of 16 staff-hours and 2 staff-hours, respectively.

Recently, two service-type licensees wrote to us about the amount of the renewal fee for their licenses. Stan Huber Consultants submitted a letter dated December 18, 1984, copy attached, which requested that we "place calibration, training, and leak test service firms in only the "3P" category." (Leak test licenses are currently subject to fee Category 3P). Stan Huber's License 12-17503-01 authorizes the use of byproduct material for calibration and training purposes for other licensees. As justification for their request, Stan Huber stated that, because of the low radiation exposure potential, the uncomplicated licensing review, and the relatively simple type of license, the 3P "All other" fee category would be more appropriate. They expressed concern too that the fee to be charged for their license renewal is almost as much as the fee assessed for a broad scope license.

Another licensee, Radiation Consultants of Mid-America, had their NRC license (24-18831-01) terminated on December 11, 1984, because they felt the renewal fee, which exceeds \$1,000, was not reasonable or justified, and that NRC's review costs for their license could not be that much. Their license had authorized equipment calibration and leak test services for medical facilities. (See the attached copies of Radiation Consultant's two October 25, 1984 letters to NRC).

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Vandy Miller, Chief

- 2 -

In addition to the above letters, this office has received several telephone inquiries which expressed concern about the amount of the fee for the subject licenses, particularly for those licenses authorizing calibration services. For the most part, the licensees have suggested that the fee charged for the review of calibration services should be more in the line with the fee charged for licenses authorizing leak test services.

Accordingly, we request that you inform us, based on the average amount of effort expended to conduct the review, whether or not the fees assessed under fee Category 3N are appropriate for the review of calibration and training service licenses. If you determine that the fee is appropriate, we will continue to assess the current fees. If, on the other hand, you determine that the review effort for these licenses is either less than the fees charged in Category 3N or is more comparable to the review performed for a leak test service license, then we will consider adjusting the fees charged for calibration and training service licenses, based on the revised average staff-hours provided to us by your office.

We appreciate your assistance in this matter.

William O. Miller, Chief
License Fee Management Branch
Office of Administration

Attachment:
As stated

DISTRIBUTION:
License File
License Fee File
Pending Fee File
ASCabell, LFMB
LFMB R/F (2)

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