



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20545

November 29, 1989

The Honorable Tom Bevill, Chairman
Subcommittee on Energy and Water Development
Committee on Appropriations
United States House of Representatives
Washington, DC 20515

Dear Mr. Chairman:

In December 1988, the Commission published a final rule which amended its regulations by revising the fee schedules contained in 10 CFR 170 and 171. The revised schedules were adopted to permit the Commission to more fully recover its costs for identifiable services and to implement Section 5607 of the Omnibus Budget Reconciliation Act of 1987. At that time, the Commission indicated in the final rule that a rulemaking to update the fees for radioisotope licenses (small programs covered by 10 CFR Parts 30, 40 and 70) and for inspection of these programs would commence in 1989. We are now proposing to amend 10 CFR 170.31 to accomplish this.

The proposed amendments would (1) establish a ceiling of \$50,000 for topical report reviews, (2) update the schedule of fees in 10 CFR 170.31 for small radioisotope programs including the addition of a fee for byproduct material applications for decommissioning, (3) amend 10 CFR 170.20 to change the cost per professional staff-hour from \$86 based on the FY 1989 budget to \$95 per hour based on the FY 1990 budget, (4) delete exemption provisions in 10 CFR 170.11(a)(3) and clarify (a)(4) and (a)(5) for ease of administration in collecting fees, (5) add a new exemption provision in 10 CFR 170.11(a)(11) to provide that Indian tribes and Indian organizations will be exempt from payment of fees, and (6) revise 10 CFR 170.12(h) to request that bills in excess of \$5,000 be paid by electronic fund transfer in accordance with U.S. Department of the Treasury cash management initiatives.

Enclosed is a copy of the Notice of Proposed Rulemaking which is being transmitted to the Office of the Federal Register for publication. This notice provides 30 days after publication for public comments.

Sincerely,

A handwritten signature in cursive script, appearing to read "R M Scroggins".

Ronald M. Scroggins
Controller

Enclosure:
Proposed Revision to 10 CFR 170

cc: Representative John T. Myers

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