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*Provided by Ralph
7/20/81 for implementation*

MEMORANDUM FOR: Thomas F. Carter, Jr., Deputy Director
Division of Fuel Cycle and Material Safety

FROM: Leland C. Rouse, Chief
Advanced Fuel & Spent Fuel Licensing Branch

SUBJECT: PROPOSED LICENSE FEE SCHEDULE REVISION

As discussed during our meeting this date with staff members of the License Fee Management Branch, on the basis of the proposed approach to revision of license fees I strongly recommend a modification of License Fee Category 1.H. in Section 170.31, 10 CFR 170. Rationale for this modification is given below.

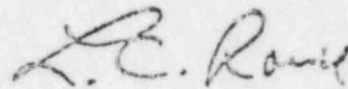
Category 1.H. presently has a fee breakdown into six (6) types of license applications for independent spent fuel storage facilities -- custom designs, standardized designs and duplicate designs each either at a new site or on the site of an existing nuclear facility. This fine tuning is unwarranted in view of the lack of any experience and data for review of proposed spent fuel storage installations under the recently promulgated 10 CFR Part 72. Accordingly, we believe that Category 1.H. should reflect only two types of license applications as follows:

1. Licenses for receipt and storage of spent fuel where the independent spent fuel storage installation will be located on a new site; and,
2. Licenses for receipt and storage of spent fuel where the independent spent fuel storage installation will be located at the site of an existing licensed nuclear facility. (Note: reference to footnote 5 of 170.31 should be made.)

We will provide estimates of resource requirements to enable proposed fee ranges for the above two cases on the basis of new custom designs for the storage installations. Applicants will clearly recognize that fees would be less if they propose to use a standardized design previously reviewed by the NRC (none have been proposed under Part 72 although we expect to receive topical reports on dry storage cask designs) or if they propose to duplicate a design previously licensed (no new installations have yet been proposed under Part 72).

We have coordinated the above recommendation with the Division of Safeguards. They agree with the proposed breakdown of Category 1.H. and will provide estimates of resource requirements for fee ranges to fit the two cases.

In addition to the above and as also discussed with members of the License Fee Management Branch, we recommend a new fee category be established to cover a new licensing activity that has developed, i.e., the licensing of contingency storage of low level wastes at power reactor sites under 10 CFR Part 30. On first glance, it appeared that a new category might be added under Category 4 of 170.31 to cover this licensing activity. Accordingly, we will develop resource estimates for fee ranges for "Licenses specifically authorizing contingency storage of low level waste at power reactor sites."



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cc: G. McCorkle, SG
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