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June 2, 1994

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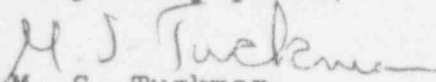
NUMBER
CORRE PR 170 & 171
(59 FR 24065)

Secretary of the Commission
U. S. Nuclear Regulatory Commission
Washington, D. C. 20555

Subject: Proposed Revisions to 10 CFR Parts 170 and 171 Fees for
Fiscal Year 1994; Duke Power Company Comments

The proposed revisions to the fee schedule are consistent with the requirements of the Omnibus Budget Reconciliation Act of 1990, in that they provide for approximately 100% recovery of the NRC's budget for the fiscal year. The willingness and ability of the NRC to hold the line on, and indeed reduce, their recoverable budget from fiscal year 1993 is commendable. One aspect of the fee allocation process that is of concern to Duke Power Company, however, is the proposed increase in the annual fee for Independent Spent Fuel Storage Installations from \$136,200 to \$363,500; an increase of 166%. No other category of fee rose as dramatically. Further, no explanation was given to account for the abrupt increase. The proposed rule simply states that "the generic costs of \$2.2 million have been spread uniformly among those licensees..." The generic costs for fiscal year 1993 for spent fuel storage licensees were budgeted at \$700,000 (Reference: 58 FR 38678). As a minimum, the NRC staff should identify the additional resources that are to be expended in this area that necessitate the 214% increase in generic costs for spent fuel storage licenses.

Very truly yours,


M. S. Tuckman

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