



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

83-1305

January 17, 1983

DOCKETED
USNRC

'83 JAN 24 09:05

The Honorable Charles E. Grassley
Member, United States Senate
206 Federal Building
101 First Street Southeast
Cedar Rapids, Iowa 52401

See
710649

OFFICE OF SECRETARY
DOCKETING & SERVICE
BRANCH

DOCKET NUMBER
PROPOSED RULE

PR-170

(47 FR 52454)

Dear Senator Grassley:

I am pleased to respond to your inquiry of January 7, 1983, regarding a letter from Mr. Warren J. Rogers of Mercy Hospital, Cedar Rapids, Iowa. Mr. Rogers' letter comments on the Commission's proposed schedule of revised fees for facilities and materials applications, renewals, amendments and licenses.

The Commission's policy of charging fees for applications, renewals, amendments and licenses is based on Title V of the Independent Offices Appropriation Act of 1952 (IOAA). Title V provides in pertinent part:

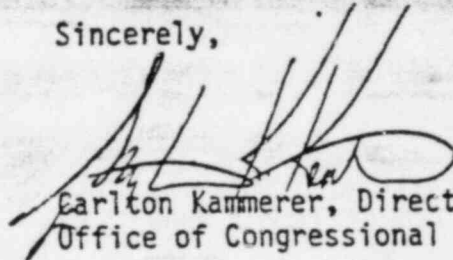
It is the sense of Congress that any work, service, publication, report, document, benefit, privilege, authority, use, franchise, license, permit, certificate, registration, or similar thing of value or utility performed, furnished, provided, granted, or issued by any Federal agency to or for any person...shall be self-sustaining to the full extent possible and...each Federal agency is authorized by regulation...to prescribe therefor such fee, and equitable taking into consideration direct and indirect cost to the Government, value to the recipient, public policy or interest served, and other pertinent facts...

Mr. Rogers comments specifically on the proposed fee for renewal of medical license. A license renewal involves a broad review of nearly all aspects of licensed operations. In the case of licenses issued to medical centers authorizing the use of by-product material for medical purposes, the program is normally renewed at a frequency of once every five years, for which a one-time fee of \$580 is proposed. The fee in question is designed to cover the Commission's cost of renewing the license. In determining the cost of renewing a licensed program, the Commission took into account the professional staff hours expended, on the average, to renew the license.

I am enclosing a copy of the Notice of Proposed Rulemaking which the Commission published for comment in the Federal Register on November 22, 1982. The comment period expires January 18, 1983. The fees shown in the proposed regulation are based on the Commission's FY 1981 costs. The Commission's fee schedule was last revised on March 23, 1978.

We are currently analyzing the written comments received by the Commission. In developing the final rule and revised schedule of fees, every effort will be made to develop an equitable schedule. Mr. Rogers' comments will be carefully considered in our deliberations.

Sincerely,



Carlton Kammerer, Director
Office of Congressional Affairs

Enclosure:
Notice of Proposed Rulemaking