



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

PDR-016

JUL 30 1984

Nicholas S. Reynolds, Esquire
Bishop, Liberman, Cook, Purcell & Reynolds
1200 Seventeenth Street, NW
Washington, DC 20036

IN RESPONSE REFER
TO FOIA-84-564

Dear Mr. Reynolds:

This is in partial response to your letter of July 6, 1984, in which you requested, pursuant to the Freedom of Information Act and 10 CFR 9.3 of the Commission's regulations, five categories of documents pertaining to the newly promulgated 10 CFR Part 170.

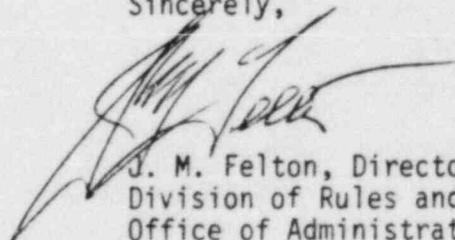
Enclosed are the documents listed on Appendices A, B, and C. The documents total 813 pages, and there are, so far, 28 Hours (20 professional and 8 clerical) of reported search time. The charges for reproducing documents are \$0.05 per page, \$12 per hour for professional search, and \$5 per hour for clerical search.

Since we anticipate that there will be several responses to your request, as many of the NRC staff offices have not provided full responses to date, we would appreciate your letting us know if you would prefer either to be billed with each response letter or to receive a single billing with our final response.

In addition to the documents listed on the appendices, we have been advised that SECY-83-495, dated December 2, 1983, is already publicly available for review and copying at the NRC's Public Document Room (PDR), located at 1717 H Street, NW, Washington, DC. The document is 165 pages in length and the accession number is 8405150509. A previous Freedom of Information Act request, FOIA-82-607 (KNOWLES), may be of interest to you. This request was made shortly after the proposed rule to amend 10 CFR Part 170 was published in November 1982. This FOIA request is also available for review at the PDR under the above-cited FOIA number.

The search for and review of additional documents subject to your request have not been completed. As soon as that search and review are completed, we will contact you.

Sincerely,



J. M. Felton, Director
Division of Rules and Records
Office of Administration

Enclosures: As stated

8502130041 840730
PDR FOIA
REYNOLD84-564 PDR

APPENDIX A

CY 1980

1. October 1980 Program Planning & Status Assessment System (7 pages)

CY 1981

2. 12/29/81 Note to R. S. Brown from John G. Davis, re: Fee Vs. Non-Fee Work
3. 12/16/81 Note to John G. Davis from R. S. Brown, re: Fee Vs. Non-Fee Work with attached table of costs (6 pages)
4. 12/15/84 Table - Fee vs. Non-Fee Work (4 pages)
5. 12/15/81 Handwritten table - Fee vs. Non-Fee Work (6 pages)
6. 12/14/81 Memo for Robert S. Brown from John B. Martin, re: Estimates of Licensee Fee vs Non Fee Work with attached Handwritten table (2 pages)
7. 12/11/81 Note to Bill Miller from John Evans, re FY 82 Resources for Materials Licensing (2 pages)
8. 12/11/81 Memo for R. S. Brown from D. R. Chapell, re: Estimates of Licensee Fee vs. Non-Fee Work, with attached Handwritten Table (2 pages)
9. 12/11/81 Note to Claudia Seelig from Elise with attached handwritten Table (2 pages)
10. 12/10/81 NMSS Program Planning & Status Assessment System, Staffhours Utilization Report (15 pages)
11. 12/8/81 Memo for R. F. Burnett, R. E. Cunningham, and J. B. Martin, from R. S. Brown, re: Estimates of License Fee vs. Non-fee Work, with attached handwritten table (5 pages)
12. 11/3/81 Memo for Burnett, Cunningham, and Martin from R. S. Brown, re: Pending NMSS License Fee Cases with attached deferred revenue sheets (5 pages)
13. 10/30/81 NMSS Activities other than Casework Licensing
14. 7/22/81 Note to Claudia Seelig from Elise Heumann, re: Proposed License Fee Schedule Revision with attached NMSS License Fee Information (3 pages)
15. 7/20/81 Memo for William O. Miller from R. S. Brown, re: Modification of License Fee Categories with two attached memo (4 pages)
16. 7/17/81 NMSS Licensee Fee Information Tables (5 pages)

CY 1981 Contd.

- 17 7/17/81 Memo for Thomas F. Carter from Leland C. Rouse, re: Proposed License Fee Schedule Revision (2 pages)
18. 7/24/81 Memo for William O. Miller from R. S. Brown, re: Proposed License Fee Schedule Revision with attached NMSS License Fee Information Tables (12 pages)
19. 7/21/81 Memo for R. S. Brown from John B. Martin, re: Proposed License Fee Schedule Revision (3 pages)
20. 3/22/81 Handwritten notes, re: License Fees

CY 1982

21. 10/26/82 Memo for Patricia Norry from R. S. Brown, re: Federal Register Notice
22. 10/22/82 (?) Memo for George Beveridge from George McCorkle, re: Federal Register Notice
23. 9/29/82 Memo for William O. Miller from R. S. Brown, re: License Fee Schedule (2 pages)
24. 4/5/82 Fee vs. Non-fee Work Table
25. 3/31/82 Memo for William O. Miller from R. S. Brown, re: License Fees with attached Fee vs. Non-fee tables (6 pages)
26. 3/26/82 Memo for R. S. Brown from Joseph Bunting, re: Estimates of License Fee vs. Non-fee Work
27. 3/26/82 Handwritten note to Claudia from Elise with attached Fee vs. Non-fee Tables (6 pages)
28. 3/26/82 Memo for Daniel J. Donoghue from Richard E. Cunningham, re: Proposed License Fee Schedule Revision with attached Schedule of Average Professional Staff Time for Material Licenses (7 pages)
29. 3/26/82 Same as No. 27, figures on table have been altered (4 pages)
30. 3/25/82 Tables - Time Charged to FC Casework During FY81 (30 pages)
31. 3/25/82 Tables - Time Charged to FC Casework During FY81 (14 pages)
32. 3/24/82 Memo for Burnett, Cunningham and Martin from R. S. Brown, re: Estimates of License Fee vs. Non-fee Work with attached tables (4 pages)

CY 1982 Contd.

33. 3/24/82 Tables - Fee vs. Non-fee Work with handwritten notes (7 pages)
34. 3/22/82 Handwritten notes - License Fee Meeting (2 pages)
35. 3/19/82 Materials Licensing Branch Activities FY82 (3 pages)
36. 3/16/82 Routing Slip to J. Holloway from Claudia Seelig, re: Transmitting copy of NMSS end of FY81 financial plan
37. 3/8/82 Routing Slip to 4 addressees from John Evans with attached Fee vs. Non-fee Table (6 pages)
38. 3/11/82 Memo for Daniel J. Donoghue from Richard E. Cunningham, re: Proposed License Fee Schedule Revision
39. 3/5/82 Memo for Thomas Carter from R. S. Brown, re: Proposed License Fee Schedule Revision with attached draft memo for Donoghue from Davis (4 pages)
40. 3/4/82 Memo for Thomas Carter from R. S. Brown, re: Proposed License Fee Revision
41. 3/4/82 Position Paper on License Fee Schedule Revisions (2 pages)
42. 3/3/82 J. Hickey Opinion on fees - handwritten tables (10 pages)
43. Undated Handwritten tables (5 pages)
44. 3/82 Handwritten tables (5 pages)
45. Undated Pending Cases in several Program Codes - Handwritten
46. Undated Caseload - NMSS (7 pages)
47. Undated Factors B. S. Data - Handwritten (4 pages)
48. Undated NMSS - FY 81 Costs
49. 2/17/82 Memo for John D. Evans from Ralph M. Wilde, re: Proposed License Fee Revision - Casework Review Effort with attached Professional Processing Time Tables (22 pages)
50. 1/26/82 Memo for Donoghue from John Davis, re: Proposed License Fee Schedule Revision with attached Professional Processing Time Tables (15 pages)
51. 1/21/82 Memo for Richard E. Cunningham from R. S. Brown, re: Proposed License Fee Revision
52. 1/20/82 Memo for R. S. Brown from Richard E. Cunningham, re: Proposed License Fee Revision with attached Professional Processing Time Tables (15 pages)

53. 1/20/82 Memo for the File from Claudia Seelig, re: Meeting on Fee vs. Non-fee Work
54. 1/12/82 Handwritten notes regarding License Fee Revision, with doodles on second page (2 pages)
55. 1/8/82 Handwritten notes regarding SY Labor Rates Used in Budget Submission (Hours) (3 pages)
56. 1/8/82 Memo for Richard Cunningham from Bernard Singer, re: Proposed License Fee Schedule Revision
57. 1/6/82 Memo for Those on Attached List from R. S. Brown, re: Meeting on License Fees (2 pages)
58. 1/82 Handwritten Tables, with attached typed Materials Licensing Decision Unit tables (12 pages)

CY 1983

59. 12/13/83 Note to John G. Davis from R. S. Brown, re: Impact and Changes from Current License Fee Rule
60. 10/7/83 Memo for William O. Miller from R. S. Brown, re: Revision of 10 CFR 170 with attached License Fee Estimates and Assumptions used (11 pages)
61. 10/5/83 Memo for R. S. Brown from Donald Chapell, re: Revision of 10 CFR 170 with attached NMSS License Fee Information Tables (11 pages)
62. 9/29/83 Memo for William O. Miller from R. S. Brown, re: Revision of 10 CFR 170 with attachments as stated (7 pages)
63. 9/15/83 Memo for R. S. Brown from Robert Browning, re: Revision to 10 CFR 170 with attachments as stated (8 pages)
64. 9/6/83 Memo for R. S. Brown from R. F. Burnett, re: Revision of 10 CFR 170, License Fee Schedule, with attached License Fee Information (4 pages)
65. 8/19/83 Memo for Cunningham, Burnett, and Browning from R. S. Brown, re: Revision of 10 CFR 170 with attached handwritten notes regarding 8/10/83 meeting (3 pages)
66. 8/8/83 Memo for Cunningham, Burnett and Browning from R. S. Brown, re: Meeting on License Fees with attached staff hour and contract cost data sheets (14 pages)
67. 7/28/83 Memo for Patricia Norry from R. S. Brown, re: Final Rule Changes for 10 CFR 170 with attached revised fees (16 pages)

CY 1983 Conted.

68. 7/22/83 Memo for R. S. Brown from Robert Browning, re: Final Rule Changes for 10 CFR 170
69. 7/21/81 Memo for R. S. Brown from John B. Martin, re: Proposed License Fee Schedule Revision with attached NMSS License Fee Information Backup (4 pages)
70. 7/21/83 Note to Claudia Seelig from Bernard Singer, re: Comments on Final Rule Changes for 10 CFR 170 (2 pages)
71. 7/18/83 Note to Claudia Seelig from Hal Black, re: Final Rule Changes to 10 CFR 170
72. 6/20/83 Handwritten note regarding ranges for category IC
73. 5/25/83 Memo for Regional Administrators and Branch Chiefs, from Richard Cunningham, re: FC Policy and Guidance Directive 83-13; Establishment of Revised Program Codes for Materials Licenses other than Fuel Cycle with attached tables (6 pages)
74. 5/5/83 Routing Slip to Dave Clark from Claudia Seelig, re: Transmittal of NMSS Procedures for Capturing License Fee Data (2 pages)
75. Undated Handwritten notes, identify common costs in SOW
76. Undated Materials Licensing - Program Codes and categories of fees (4 pages)
77. 3/28/83 Memo for Charles A. Beckwith from Donald Loosley, re: Accounting of Costs for License Fee Purposes
78. 3/24/83 Note to C. Beckwith from Claudia Seelig, re: Contract Cost Reporting for License Fees
79. Undated Note to John Hickey from Elise, re: Development of system for actual hours worked
80. 3/15/83 Memo for Robert S. Brown from Richard Cunningham, re: Proposed Revision of 10 CFR PART 170 with attached 1/26/83 memo to Cunningham from Brown with attached PPSAS sheets and list of expanded Program Codes (13 pages)
81. 3/10/83 Memo for Robert Brown from Richard Cunningham, re: Simpson Hearings with attached side-by-side comparison of current fee schedule and proposed revised schedule (9 pages)
82. 2/2/83 Memo for William O. Miller from R. S. Brown, re: Proposed License Fee Schedule Inquiry with attached assumption sheets (3 pages)
83. 1/26/83 Memo for Richard Cunningham from R. S. Brown, re: Proposed Revision of Part 170

CY 1983 Contd.

84. Undated Schedule of Fees for Materials Licenses and Other Regulatory Services (2 pages)

CY 1984

85. 6/25/84 Memo for R. S. Brown from Robert Erickson, re: Implementation of New License Fee Schedule
86. 6/22/84 Handwritten note to Claudia from Elise, re: "Date Received" activity in relation to the new fee schedule with attached note from Elise to 8 individuals and an undated memo for Cunningham, Burnett and Browning from R. S. Brown (3 pages)
87. 6/22/84 Memo for File PPB 2.6.1 from Claudia Seelig, re: Meeting regarding fee memo generation program (2 pages)
88. 6/21/84 Memo for Cunningham, Burnett and Browning from R. S. Brown re: Implementation of New License Fee Schedule
89. 6/11/84 Memo for William O. Miller from J. Roberts, re: Costs and Manhours for Licensing Action (2 pages)
90. 6/1/84 Memo for Isaac A. Kirk from R. S. Brown, re: PPSAS Maintenance with attached PPSAS list (4 pages)
91. 4/26/84 Handwritten note by Claudia regarding Commission affirmation of new fee rule
92. 4/4/84 Memo for R. S. Brown from Robert Burnett, re: License Fee Contract Costs
93. 4/2/84 Memo for Eleni David from Ralph M. Wilde, re: License Fee Contract Costs
94. 4/2/84 Memo for Isaac Kirk from R. S. Brown, re: PPSAS Maintenance with attached PPSAS list (10 pages)
95. 3/30/84 Memo for File PPB 2.6.1 from Claudia Seelig, re: License Fee meeting (3 pages) also includes memo for William O. Miller from B. Kosla dated 3/3/84
96. 3/30/84 Memo for Cunningham, Burnett, and Browning from R. S. Brown, re: License Fee Contract Costs
97. 2/28/84 Memo for File PPB 2.17 from John D. Evans, re: RITS Meeting on February 22-24, 1984 with handout attached (11 pages)
98. 2/22/84 Handwritten notes summarizing things to do RITS meeting with attached list of attendees (2 pages)

CY 1984 Contd.

99. 1/18/84

Briefing Sheet, with attached sheets for briefing session
(14 pages)

APPENDIX B

1. 5/21/84 Office of Public Affairs Release No. 84-60, "NRC Revises License Fee Schedule"
2. 6/15/84 Highlights, Information Systems Branch, TAPSS, with attached 6/11/84 memo to Regional RITS Coordinators from Phyllis Smith (4 pages)
3. Undated Fee Recovery Cost Status Section (5 pages)
4. Undated Page 3 excerpt, TAPSS
5. 12/1/83 Letter to Robert W. Barber from C. A. Beckwith, re: Laboratory Cost Reports with attached Plant Specific Cost tables (26 pages)
6. 7/29/83 Memo for Patricia Norry from Learned Barry, re: Final Rule Changes for 10 CFR 170
7. 5/31/83 Letter to Howard M. Messner from Learned Barry with attached License Fee Recovery Procedures (7 pages)
8. 5/16/83 Note for 7 named individuals from C. A. Beckwith with attached draft letter to Mary Lee Mason (3 pages)
9. 5/5/83 Memo for Jesse Funches from Isaac Kirk, re: Automatic Data Processing (ADP) Status Report for NRR with attached report (3 pages)
10. 1/21/83 Letter to P. Marshall Ryan, DOE, from Learned Barry, re: Types of cost reporting that NRC needs from DOE field offices (2 pages)
11. 11/22/82 Important notice to all Parts 30, 40, 50, 70, 71 and 72 Licensees and Applicants and Reactor Vendors, re: Proposed Revision to Part 170 (License Fees) (17 pages)
12. 4/6/83 Letter to Mary Lee Mason from C. A. Beckwith, re: Technical Support Projects with attached listing (2 pages)

APPENDIX C

1. 12/17/82 Federal Register Notice correcting 10 CFR Part 170, "Proposed Revision of License Fee Schedules (2 pages)"
2. 1/6/83 Memo for Edwin G. Triner from William O. Miller, re: Request for Staff Year Data with attached letter from San Diego Gas & Electric dated 12/9/82 (Comment letter No. 1) (3 pages)
3. 1/26/83 Federal Register Notice extending comment period on proposed rule to amend 10 CFR Part 170
4. 2/4/83 Memo for Patricia Norry from William O. Miller, re: Revised License Fee Schedule - Status
5. 2/16/83 Memo for Herb Berkow from William O. Miller, re: Clarification of Collection of Fees and Reactor Facility Licenses under the Current and Proposed Revision to Part 170 (2 pages)
6. 3/8/83 Memo for Faith Brenneman from William O. Miller, re: Cost Backup Information for Waste Burial Facilities
7. 3/11/83 Memo for George M. Mathews from William O. Miller, re: License Fee Reporting of Actual Manhours Charged to Licensees by Inspection Report Number
8. 6/30/83 Memo for Files from Douglas Weiss, re: Proposed Fee Category 9 of Section 170.31 (no attachments)
9. 7/15/83 Memo for Clare Miles from William O. Miller, re: Draft Public Announcement - License Fees with attached draft (4 pages)
10. 8/4/83 Memo for Patricia Norry and Michael Springer from William O. Miller, re: Inspection Effort (no attachments)
11. 8/17/83 Memo for John Evans from William O. Miller, re: Staff-Hour Information (no attachments)
12. 9/9/83 Memo for Elliott Greher from William O. Miller, re: Proposed IE MPS Office Procedure 0405 (2 pages)
13. 10/21/83 Note for Joe Felton from Bill Miller, re: Transmittal of License Fee Paper, without draft paper
14. 11/2/83 Memo for Patricia Norry from William O. Miller, re: Summary of Interoffice Comments regarding the July 11, 1983 Fee Paper which were not used in the Final Rule (3 pages)

15. 1/25/84 Memo for Herbert Berkow from William O. Miller, re: Fee Guidance to NRR staff without attachments
16. 1/26/84 Memo for Charles Fitzgerald from William O. Miller, re: Non-routine Inspections (2 pages)
17. 2/7/84 Memo for Charles Fitzgerald from William O. Miller, re: RWATS/RITS Compatibility with new License Fee Rule
18. 2/9/84 Memo for James L. Blaha from William O. Miller, re: IE Headquarters Support of new "License Fee-Final Rule" SECY-83-495
19. 2/17/84 Memo for Charles Fitzgerald from William O. Miller, re: RWATS/RITS Compatibility with new License Fee Rule (2 pages)
20. 2/28/84 Memo for Files from Doug Weiss, re: Inspection Fees
21. 3/7/84 Memo for Alois J. Burda from William O. Miller, re: RWATS/RITS Compatibility with New License Fee Rule
22. 3/7/84 Memo to Regional Directors of DRMA from William O. Miller, re: License Fee Requirements and RWAT/RITS system (3 pages) without enclosure
23. 3/13/84 Memo for Bernard Singer from William O. Miller, re: Proposed Revision to 10 CFR 170 without attachments
24. 3/16/84 Note for Robert Fonner from Bill Miller, re: Revisions to Materials License Categories with attached categories (4 pages)
25. 3/16/84 Memo for Files from Glenda Jackson, re: Proposed Fee Categories 3H, 3I, 3J and 3K
26. 4/9/84 Memo for Files from William O. Miller, re: Professional Staff Hour Data (5 pages)
27. 4/23/84 Memo for Charles Fitzgerald from William O. Miller, re: ADP Requirements for LFMB Reports to support new License Fee Rule with attached computer specifications and sample output formats (29 pages)
28. 5/8/84 Memo for Alois J. Burda from William O. Miller, re: License Fees
29. 5/14/84 Memo for Joseph Felton from William O. Miller, re: License Fee Paper transmitted for publication (68 pages)

30. 5/17/84 Memo for 10 named individuals from William O. Miller, re: Final License Fee Rule
31. 5/18/84 Memo for Charles Fitzgerald from William O. Miller, re: ADP Requirements for LFMB Reports to support new License Fee Rule, dated April 23, 1984 (2 pages)
32. 5/24/84 Important Notice for all Parts 30, 40, 50, 55, 61, 70, 71, 72 and 73 Licensees, Applicants and Vendors (10 pages)
33. 6/11/84 Memo for Charles Fitzgerald from William O. Miller, re: Additional requirement for License Fee reporting computer request with attached examples of revisions made to requested formats (4 pages)
34. 6/11/84 Memo for William E. Manion from William O. Miller, re: License and Inspection fees revenue codes (2 pages)
35. 6/12/84 Federal Register notice correcting the Final Rule revising the License Fee Schedule
36. 6/13/84 Memo for Brenda Shelton from William O. Miller, re: Internal Distribution of the 10 CFR 170 published May 21, 1984 without attachment (2 pages)
37. 6/20/84 Memo for Files from William O. Miller, re: Telecon with Roger Fortuna
38. 6/22/84 Memo for 12 named individuals from William O. Miller, re: Revised Part 170 on Fees with attached interim guidance (4 pages)
39. 6/27/84 Memo for Al Burda from William O. Miller, re: Mrs. Patricia Norry's February 10, 1983 Memorandum to Richard DeYoung without attachment
40. 6/27/84 Memo for Lars Solander from William O. Miller, re: P. G. Norry's Memorandum to H. R. Denton without attachments
41. 6/28/84 Memo for Patricia Norry from William O. Miller, re: NRR Procedures for processing RAMS and Technical Support data with attached handwritten sheets regarding TAPSS (4 pages)
42. 6/29/84 Memo for Charles Fitzgerald from William O. Miller, re: Modification of the "766" System fee reports
43. 7/10/84 Memorandum for 12 named individuals from William O. Miller, re: Procedures for Administration of the revised Fee Rule (10 CFR 170) with three sets of procedures attached (80 pages)