



**UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION I
475 ALLENDALE ROAD, SUITE 102
KING OF PRUSSIA, PA 19406-1415**

June 12, 2026

EAF-RI-2026-0026

Nathan Burt, Vice President of Operations
West Virginia University Hospitals, Inc.
P.O. Box 9006
Morgantown, WV 26506-9006

SUBJECT: NOTICE OF VIOLATION, EXERCISE OF ENFORCEMENT DISCRETION, AND PROPOSED IMPOSITION OF CIVIL PENALTY - \$9,000, - WEST VIRGINIA UNIVERSITY HOSPITALS, INC. - NRC INSPECTION REPORT 030-20233/2026-001

Dear Nathan Burt:

This letter refers to the announced inspection initiated remotely by the Nuclear Regulatory Commission (NRC) on January 20, 2026, and continued onsite from February 9-12, 2026, at your facility in Morgantown, West Virginia. The purpose of the inspection was to examine a reported loss of licensed radioactive material that was discovered by West Virginia University Hospitals, Inc. (WVUH) on January 16, 2026, involving a therapeutic dose of lutetium-177. A final exit meeting was conducted on April 14, 2026, and included you, Steven Root, your Radiation Safety Officer, as well as other WVUH representatives.

In our May 4, 2026, letter transmitting the inspection report ([ML26103A035¹](#)), we informed you that one of the two apparent violations (AVs) of NRC requirements identified in the inspection were being considered for escalated enforcement action, including a civil penalty. In the letter, we provided you with the opportunity to address the AVs identified in the report by either attending a pre-decisional enforcement conference, engaging the NRC in Alternative Dispute Resolution (ADR) mediation, or by providing a written response before we made our final enforcement decision.

In an email dated May 27, 2026, (ML26148A076), you provided a response to the AVs, and you described immediate and long-term corrective actions. These actions included procedures and training conducted to prevent recurrence. Based on the information developed during the inspection and the information that you provided in your response to the inspection report, the NRC has determined that two violations of NRC requirements occurred and is proceeding with enforcement action. These violations are cited in the enclosed Notice of Violation and Proposed Imposition of Civil Penalty (Notice) and the circumstances surrounding them are described in detail in the subject inspection report. The first violation (Violation I.A) involves the loss of a vial containing 241.83 millicuries (mCi) of lutetium-177 (Lu-177). The NRC considers the loss of

¹ Designation in parentheses refers to an Agencywide Documents Access and Management System (ADAMS) accession number. Documents referenced in this letter are publicly available using the accession number in ADAMS.

NRC-regulated material a significant regulatory and security concern because of the potential for unmonitored radiation exposure to members of the public. Therefore, this violation is categorized in accordance with the NRC Enforcement Policy as a Severity Level III (SL III) violation. The NRC Enforcement Policy can be found on the NRC's website at <http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol>.

The NRC considers civil penalties for violations associated with the loss of regulated material. In accordance with Section 3.6.h of the Enforcement Policy, "Use of Discretion in Determining the Amount of a Civil Penalty," the NRC is exercising discretion to propose imposition of a civil penalty of at least the base amount for this violation. A base civil penalty amount of \$7,000 is identified for the loss of regulated material in this case, as provided in Section 8, Table A, Item f.3 of the Enforcement Policy. However, based on Section 8, Table A, Item e. and Section 8, Table B of the Enforcement Policy, for a licensee of your type, the base civil penalty for a SL III violation not involving a lost source, would be \$9,000. Generally, WVUH can be identified for a civil penalty by aligning with the licensee type in Section 8, Table A, Item e. (medical, or other small material users). However, the NRC determined that issuance of a \$9,000 civil penalty is adequate for this case. Therefore, to emphasize the importance of maintaining control of licensed material, I have been authorized, after consultation with the Director, Office of Enforcement, to exercise enforcement discretion and issue the enclosed Notice in the amount of \$9,000 for the SL III violation. In addition, issuance of this Notice constitutes escalated enforcement action that may subject WVUH to increased inspection effort.

The NRC has also determined that a non-escalated Severity Level IV violation of NRC requirements occurred (Violation II.B). This violation involved the failure to report by telephone a loss of regulated material immediately, as required by 10 CFR 20.2201(a)(1)(i). This violation was also evaluated in accordance with the NRC Enforcement Policy. The violation is cited in the enclosed Notice and the circumstances surrounding it are described in detail in the subject inspection report. The violation is being cited in the Notice because it was identified by the NRC.

You may pay the proposed civil penalty in accordance with NUREG/BR-0254, currently Revision 14. When using NUREG/BR-0254 to pay the civil penalty, the invoice number should be used as the "enforcement action identifier" when submitting your payment through one of the approved methods listed in the brochure. The NRC may consider a request for additional time to pay the proposed civil penalty, including the option to enter into an installment agreement, if payment of the civil penalty as a lump sum in the required timeframe would pose a financial hardship. To request additional time to pay, you must submit a written request, with appropriate justification explaining your financial hardship, to NRCCollections.Resource@nrc.gov. All requests should be submitted in sufficient time to allow the NRC the ability to review your request for additional time to pay before the 30-day payment period expires.

If you disagree with this enforcement sanction, you may deny the violation, as described in the Notice, or you may request alternative dispute resolution (ADR) with the NRC in an attempt to resolve this issue. ADR is a general term encompassing various techniques for resolving conflicts using a neutral third party. The technique that the NRC has decided to employ is mediation. Mediation is a voluntary, informal process in which a trained neutral (the "mediator") works with parties to help them reach resolution. If the parties agree to use ADR, they select a mutually agreeable neutral mediator who has no stake in the outcome and no power to make decisions. Mediation gives parties an opportunity to discuss issues, clear up misunderstandings, be creative, find areas of agreement, and reach a final resolution of the issues. Additional

information concerning the NRC's ADR program can be found at <http://www.nrc.gov/about-nrc/regulatory/enforcement/adr.html>.

The Institute on Conflict Resolution (ICR) at Cornell University has agreed to facilitate the NRC's program as a neutral third party. If you are interested in pursuing this issue through the ADR program, please contact: (1) the ICR at (877) 733-9415; and (2) Monica Ford at 610-337-5214 **within 10 days** of the date of this letter. You may also contact both ICR and Monica Ford for additional information. Your submitted signed agreement to mediate using the NRC ADR program will stay the 30-day time period for payment of the civil penalties and the required written response, as identified in the enclosed notice, until the ADR process is completed.

The NRC has concluded that the following information is already adequately addressed on the docket in Inspection Report No. 030-20233/2026-001 and in your response letter dated May 27, 2026: (1) the reasons for the violation; (2) the corrective steps that have been taken and the results achieved; (3) the corrective steps that will be taken; and (4) the date when full compliance was achieved. Therefore, you are not required to respond to this letter unless the description in the above-referenced inspection report and your response letter does not accurately reflect your corrective actions or your position. In that case, or if you choose to provide additional information, you should follow the instructions specified in the enclosed Notice.

In accordance with 10 CFR 2.390 of the NRC's "Rules of Practice and Procedure," a copy of this letter, its enclosures, and your response, if you choose to provide one, will be made available electronically for public inspection in the NRC Public Document Room and from the NRC's Agencywide Documents Access and Management System, accessible from the NRC Website at <http://www.nrc.gov/reading-rm/adams.html>. To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the public without redaction. The NRC also includes significant enforcement actions on its website at <https://www.nrc.gov/about-nrc/regulatory/enforcement/current.html>.

If you have any questions concerning this matter, please contact Monica Ford of my staff at (610) 337-5214, or via electronic mail at Monica.Ford@nrc.gov.

Sincerely,

RAYMOND
MCKINLEY

Digitally signed by
RAYMOND MCKINLEY
Date: 2026.06.12 12:36:30
-04'00'

Raymond R. McKinley
Acting Regional Administrator.

Docket No. 030-20233
License No. 47-23066-02

Enclosure:

1. Notice of Violation and Proposed Imposition of Civil Penalty
2. Civil Penalty Invoice No. EAF-RI-2026-0026
3. NUREG/BR-0254 Payment Methods

SUBJECT: NOTICE OF VIOLATION, EXERCISE OF ENFORCEMENT DISCRETION, AND
PROPOSED IMPOSITION OF CIVIL PENALTY - \$9,000, - WEST VIRGINIA
UNIVERSITY HOSPITALS, INC. - NRC INSPECTION REPORT 030-
20233/2026-001 DATED JUNE 12, 2026

DISTRIBUTION w/encl:

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C Einberg, NMSS	
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RII, RIII, RIV (B Desai; D Betancourt-Roldan, B Alferink)	
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M Ferdas, DRSS, RI	R1DRSSMAILRESOURCE
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S Ruffin, DRSS, RI	
S Burnell, PAO-RI	
S Seeley, SAO-RI	
F Gaskins, SAO-RI	
B Klukan, ORA, RI	
L Casey, ORA, RI	

ADAMS ACCESSION NUMBERS: PKG ML26152A080 LTR ML26152A077

SCD ML26152A085

e-Concurrence Case. 20260601-10007

ENCLOSURE 1
NOTICE OF VIOLATION
AND
PROPOSED IMPOSITION OF CIVIL PENALTY

West Virginia University Hospitals, Inc.
Morgantown, West Virginia

Docket No. 030-20233
License No. 47-23066-02
EAF-RI-2026-0026

During an NRC inspection conducted between January 20, 2026, and March 23, 2026, a violation of NRC requirements was identified. In accordance with the NRC Enforcement Policy, the NRC proposes to impose a civil penalty pursuant to Section 234 of the Atomic Energy Act of 1954, as amended (Act), 42 U.S.C. 2282, and 10 CFR 2.205. The violation and associated civil penalty are set forth below.

I. Violation Assessed a Civil Penalty

- A. 10 CFR 20.2001(a) requires, in part, that a licensee shall dispose of licensed material only by transfer to an authorized recipient, decay in storage, or by release in effluents within the limits in 10 CFR Part 20.

Contrary to the above, on January 15, 2026, West Virginia University Hospitals, Inc. (WVUH) failed to dispose of licensed material only by transfer to an authorized recipient, decay in storage, or by release in effluents within the limits in 10 CFR Part 20. Specifically, the licensee inadvertently disposed of a 241.83 mCi dosage of lutetium-177 via ordinary non-hazardous trash processing and therefore failed to utilize an appropriate means of disposal via 10 CFR Part 20 Subpart K.

This is a Severity Level III violation (Enforcement Policy Section 2.3.4, 3.6.h, and 6.7.c.11). Civil Penalty - \$9,000.

II. Violation Not Assessed a Civil Penalty

- B. 10 CFR 20.2201(a)(1)(i) requires that each licensee shall report by telephone immediately after its occurrence becomes known to the licensee, any lost, stolen, or missing licensed material in an aggregate quantity equal to or greater than 1,000 times the quantity specified in Appendix C to Part 20 under such circumstances that an exposure could result to persons in unrestricted areas.

Contrary to the above, on January 16, 2026, WVUH failed to report by telephone immediately after its occurrence becomes known to the licensee, any lost, stolen, or missing licensed material in an aggregate quantity equal to or greater than 1,000 times the quantity specified in Appendix C to Part 20 under such circumstances that an exposure could result to persons in unrestricted areas. Specifically, the licensee provided its report by telephone approximately seven hours following discovery of the loss of 241.83 mCi of Lu-177 (an aggregate quantity greater than 1,000 times the quantity in Appendix C), a timeliness beyond what is expected by "immediate" reporting, consistent with RIS-2005-21.

Enclosure

This is a Severity Level IV violation (Enforcement Policy Section 6.9.d.2).

The NRC has concluded that information regarding the reason for the violations, the corrective actions taken and planned to correct the violations and prevent recurrence, and the date when full compliance was achieved is already adequately addressed on the docket in Inspection Report No. 030-20233/2026-001 and in the written response you submitted on May 27, 2026. However, if the description therein does not accurately reflect your position or your corrective actions, you are required to submit a written statement or explanation pursuant to 10 CFR 2.201 within 30 days of the date of the letter transmitting this Notice of Violation. In that case, or if you choose to respond, clearly mark your response as a Reply to a Notice of Violation, and send it to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852-2738, with a copy to the Regional Administrator, U.S., Nuclear Regulatory Commission, Region I, 475 Allendale Road, Suite 102, King of Prussia, PA 19406, and the Document Control Desk, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

WVUH may pay the civil penalty proposed above in accordance with NUREG/BR-0254, Revision 14.

WVUH may protest the imposition of the civil penalty in whole or in part, by a written answer addressed to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, within 30 days of the date of this Notice of Violation. Should WVUH fail to answer within 30 days of the date of this Notice of Violation, the NRC will issue an order imposing the civil penalty. Should WVUH elect to file an answer in accordance with 10 CFR 2.205 protesting the civil penalty, in whole or in part, such answer should be clearly marked as an "Answer to a Notice of Violation" and may: (1) deny the violation listed in this Notice of Violation, in whole or in part; (2) demonstrate extenuating circumstances; (3) show error in this Notice of Violation; or (4) show other reasons why the penalty should not be imposed. In addition to protesting the civil penalty in whole or in part, such answer may request remission or mitigation of the penalty.

In requesting mitigation of the proposed penalty, the response should address the factors addressed in Section 2.3.4 of the Enforcement Policy. Any written answer addressing these factors pursuant to 10 CFR 2.205 should be set forth separately from the statement or explanation provided pursuant to 10 CFR 2.201 but may incorporate parts of the 10 CFR 2.201 reply by specific reference (e.g., citing page and paragraph numbers) to avoid repetition. The attention of WVUH is directed to the other provisions of 10 CFR 2.205 regarding the procedure for imposing a civil penalty.

Upon failure to pay any civil penalty which subsequently has been determined in accordance with the applicable provisions of 10 CFR 2.205 to be due, this matter may be referred to the Attorney General, and the penalty, unless compromised, remitted, or mitigated, may be collected by civil action pursuant to Section 234c of the Act, 42 U.S.C. 2282(c).

The responses noted above, i.e., Reply to Notice of Violation, Statement as to Payment of a Civil Penalty, and Answer to a Notice of Violation, should be addressed to: Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852-2738, with a copy to the Regional Administrator, U.S. Nuclear Regulatory Commission, Region I, 475 Allendale Road, Suite 102, King of Prussia, PA 19406,

Enclosure

and the Document Control Center, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

If you choose to respond, your response will be made available electronically for public inspection in the NRC Public Document Room or in the NRC's Agencywide Documents Access and Management System, accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>. To the extent possible, your response should not include any personal privacy, proprietary, or safeguards information so that it can be made available to the public without redaction. If personal privacy or proprietary information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request that such material be withheld from public disclosure, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy or provide the information required by 10 CFR 2.390(b) to support a request for withholding confidential commercial or financial information). If safeguards information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21.

In accordance with 10 CFR 19.11, you may be required to post this Notice within two working days of receipt.

Dated this 12th day of June 2026

Enclosure



West Virginia University Hospitals, Inc.
P.O. BOX 9006
MORGANTOWN, WV 26506

06/15/2026

Address/Customer Information

West Virginia University Hospitals, Inc.
P.O. BOX 9006
MORGANTOWN, WV 26506

Customer Codes

Account Code: L00001929/1

Bill Information

Bill Number: EAF-RI-2026-0026
Amount Due: \$9,000.00
Due Date: 07/15/2026

Contact Us

Phone Number:
Fax Number:
Email Address:

Remit Payment Online at:

www.pay.gov
(see NUREG/BR-0254,
Payment Methods brochure for
other electronic payment options)

Bill Summary

Initial Charges	\$9,000.00
Discount	0.00
Surcharge	0.00
Interest Charges	0.00
Penalty Charges	0.00
Admin Charges	0.00
Bill Amount	\$9,000.00
Collected	0.00
Applied Credit	0.00
Adjustments	0.00
Amount Due	\$9,000.00

Credit Summary

Applied Credit	\$0.00
Unapplied Credit	0.00
Credit Total	\$0.00

Comments:

For questions, contact (301) 415-7554 or by email at Fees.Resource@nrc.gov. For NRC debt collection procedures, including interest and penalty provisions, see 31 U.S.C. 3717, 4 CFR 101-105, AND 10 CFR 15.

For NRC debt collection procedures, including interest and penalty provisions, see 31 U.S.C. 3717, 4 CFR 101-105 and 10 CFR 15.

If this invoice is related to an Order Imposing a Civil Penalty, West Virginia University Hospital is required to pay the Civil Penalty within 30 days of the Order date. If payment is in response to a Notice of Violation and Proposed Imposition of a Civil Penalty, please follow the instructions in the Notice. The NRC may consider a request for additional time to pay the Civil Penalty, including the option to enter into an installment agreement, if appropriate. All requests for additional time to pay an invoice must be submitted in writing, with appropriate justification, to NRCCollections.Resource@nrc.gov, and should be submitted sufficiently ahead of time to allow the NRC time to review the request for additional time to pay within the 30-day payment period. This Invoice is related to the Civil Penalty proposed or imposed under EAF-RI-2026-0026 issued to West Virginia University Hospital. Please include this reference number on your payment method (see attached Payments Methods Brochure).

Please see the NUREG/BR-0254, Payment Methods brochure for instructions on how to make domestic and international payments. EFFECTIVE OCTOBER 1, 2024, THE NRC ONLY ACCEPTS ELECTRONIC PAYMENT METHODS. PAPER METHODS OF PAYMENT, INCLUDING CHECKS, ARE NO LONGER ACCEPTED. THE NRC LOCKBOX IS CLOSED. PAPER-BASED PAYMENTS WILL BE RETURNED TO THE SENDER. Please refer to the terms and conditions brochure for information on interest, penalties, and administrative fees associated with delinquent payments. Please reference the invoice number on the remittance.

Customer Information

L00001929/1
West Virginia University Hospitals, Inc.
P.O. BOX 9006
MORGANTOWN, WV 26506

Change of Address:

Phone:

Remit Payment Online at:

www.pay.gov
(see NUREG/BR-0254,
Payment Methods brochure for
other electronic payment options)

This Payment References the following Bill:

EAF-RI-2026-0026

Outstanding Amount Due:

\$9,000.00

Amount Enclosed:

QUESTIONS?

If you have questions, please visit <https://www.nrc.gov> and search for "License Fees."

You can also direct questions to the NRC Accounts Receivable Help Desk by emailing Fees.Resource@nrc.gov, by calling (301) 415-7554, or by writing to the address below:

U.S. NUCLEAR REGULATORY COMMISSION
OCFO/DOC/LAFBB
Washington, DC 20555-0001



Payment Methods

U.S. NUCLEAR REGULATORY COMMISSION
OCFO/DOC/LAFBB
Washington, DC 20555-0001
PH (301) 415-7554



NUREG/BR-0254, Rev. 14
March 2025

STAY CONNECTED



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Paperwork Reduction Act Estimated burden per response to comply with this voluntary collection request: 10 minutes. This NUREG/BR provides information about available payment methods. The Office of Management and Budget (OMB) approved this information collection, approval number 3150-0190. Send comments regarding this information collection to the FOIA, Library, and Information Collections Branch (T6-A10M), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by email to Infocollects.Resource@nrc.gov, and to the OMB reviewer at OMB Office of Information and Regulatory Affairs (3150-0190), Attn: Desk Officer for the Nuclear Regulatory Commission, 725 17th Street, NW, Washington, DC 20503.

Public Protection Notification The NRC may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the document requesting or requiring the collection displays a currently valid OMB control number.

The NRC currently accepts electronic payment methods through www.pay.gov as described below. The agency provides step-by-step instructions for Pay.gov at <https://www.nrc.gov/about-nrc/regulatory/licensing/fees.html>; go to the "Methods of Payment" section and click on "Instructions."

PAYMENT BY AUTOMATED CLEARINGHOUSE/ELECTRONIC DATA INTERCHANGE

To pay by Automated Clearinghouse through Pay.gov, select Bank Account (ACH) and enter the required information.

You can also submit a copy of NRC Form 628 to your financial institution to initiate the Electronic Data Interchange payment to the NRC. You can obtain the form by calling the NRC Accounts Receivable Help Desk at (301) 415-7554.

PAYMENT BY DEBIT OR CREDIT CARD

The NRC accepts debit or credit card payments up to \$24,999.99. For payment by debit or credit card, go to Pay.gov, search for "Nuclear Regulatory Commission," and enter the required information.



PAYMENT BY DIGITAL WALLET

The NRC accepts payments up to \$10,000.00 by digital wallet. For payment by PayPal and Venmo, go to Pay.gov, search for "Nuclear Regulatory Commission," and enter the required information.



PAYMENT BY FEDWIRE

The U.S. Nuclear Regulatory Commission (NRC) can receive funds through the U.S. Department of the Treasury (Treasury) Fedwire Deposit System. The basic wire message format below complies with the Federal Reserve Board's standard structured third-party format for all electronic funds transfer (EFT) messages.

Refer to the sample EFT message to Treasury below. Each numbered field is described below.

The diagram shows a wire message format with the following fields and callouts:

- 1: TO (021030004)
- 2: FROM (021030004)
- 3: SENDER-DFI# (021030004)
- 4: SENDER-REF# (REF)
- 5: AMOUNT (\$)
- 6: ORDERING BANK AND RELATED DATA (TREAS NYC/CTR)
- 7: RECEIVER-DFI-NAME (BNF=/AC-31000001 OBI=)
- 8: RECEIVER-DFI-NAME (BNF=/AC-31000001 OBI=)
- 9: AGENCY LOCATION CODE (BNF=/AC-31000001)
- 10: THIRD-PARTY INFORMATION (BNF=/AC-31000001 OBI=)

- 1 RECEIVER-DFI#—Treasury's American Bankers Association (ABA) routing number for deposit messages is 021030004.
- 2 TYPE-SUBTYPE-CD—The sending bank will provide the type and subtype codes.
- 3 SENDER-DFI#—The sending bank will provide this number.
- 4 SENDER-REF#—The sending bank will insert this 16-character reference number at its discretion.
- 5 AMOUNT—The transfer amount must be punctuated with commas and a decimal point; use of the "\$" is optional. The depositor will provide this item.
- 6 SENDER-DFI-NAME—The sending Federal Reserve Bank will automatically insert this information.
- 7 RECEIVER-DFI-NAME—Treasury's name for deposit messages is "TREAS NYC." The sending bank will enter this name.
- 8 PRODUCT CODE—A product code of "CTR" for customer transfer should be the first item in the receiver text field. Other values may be entered, if appropriate, using the ABA's options. A slash must be entered after the product code.
- 9 AGENCY LOCATION CODE (ALC)—THIS ITEM IS OF CRITICAL IMPORTANCE. IT MUST APPEAR ON THE FUNDS TRANSFER DEPOSIT MESSAGE EXACTLY AS STATED TO ALLOW FOR THE AUTOMATED PROCESSING AND CLASSIFICATION OF THE FUNDS TRANSFER MESSAGE TO THE ALC OF THE APPROPRIATE AGENCY. The ALC identification sequence can, if necessary, begin on one line and end on the next line; however, the field tag "BNF=" must be on one line and cannot contain any spaces. The NRC's eight-digit ALC is BNF=/AC-31000001.

10 THIRD-PARTY INFORMATION—The field tag "OBI=" in the Originator to Beneficiary Information (OBI) field signifies the beginning of the free-form third-party text. All other identifying information intended to enable the NRC to identify the deposit—for example, NRC annual fee invoice number, description of fee, 10 CFR Part 171 annual fee, and licensee name—should be placed in this field. The optimum format for fields 7, 8, 9, and 10 using an eight-digit ALC is as follows:

TREAS NYC/CTR/BNF=/AC-31000001 OBI=

The optimum format, shown above, allows for 219 character positions of information following the "OBI=" indicator.

If the licensee's bank is not a member of the Federal Reserve System, the nonmember bank must transfer the necessary information and funds to a member bank, which then must transfer the information and funds to the local Federal Reserve Bank.

For a transfer of funds from a local Federal Reserve Bank to be recorded on the same day, the transfer must be received at the New York Federal Reserve Bank by 4 p.m., EST. Otherwise, the deposit will be recorded on the next workday.

TAXPAYER IDENTIFICATION NUMBER

You must file your Taxpayer Identification Number (TIN) with the NRC. Use NRC Form 531, "Request for Taxpayer Identification Number," to provide your TIN. You may obtain NRC Form 531 from the NRC website at <https://www.nrc.gov> by searching for "NRC Form 531," or call the NRC Accounts Receivable Help Desk at (301) 415-7554.

U.S. NUCLEAR REGULATORY COMMISSION (NRC)

LICENSE, ANNUAL, AND INSPECTION FEE INVOICE -- TERMS AND CONDITIONS

NOTICE: This invoice shows the fee assessed for a licensing action or inspection of your licensed program or the assessment of an annual fee. Fees are assessed in accordance with the pertinent schedules contained in the current 10 CFR Part 170 or 10 CFR Part 171. The revocation or termination of your license does not relieve you of the responsibility for any debt(s). The fee and associated interest, penalties, and administrative cost, if any, constitute a debt to the United States, and the invoice is the demand for payment required under Federal law and implementing regulations.

TERMS: Effective October 1, 2024, the NRC no longer accepts paper-based payments, including checks and paper credit card forms. The NRC lockbox is closed. Paper-based payments will be returned to the sender. Your electronic payment is due immediately and is payable via Pay.gov using a debit or credit card, PayPal account, Venmo account, or bank account (ACH), or electronic funds transfer (FedWire or ACH) made payable to the U.S. NRC. Federal agencies may make payment using the Intragovernmental Payment and Collection System (IPAC).

INTEREST: You will be assessed interest at the rate of 4% per year on debts owed to the NRC. The interest rate will remain fixed for the duration of the indebtedness. However, interest will be waived if payment is received within 30 days from the invoice date.

PENALTY: You will be assessed a penalty charge at the rate of 6% per year on any portion of a debt that is delinquent for more than 90 days. This charge will be calculated on or after the 91st day of delinquency but will accrue from the date the debt became delinquent. A debt is delinquent if it has not been paid by the invoice date.

ADMINISTRATIVE CHARGE: You will be assessed an administrative charge incurred for processing and handling your delinquent debt. This charge is \$15 a month and will be assessed each month the debt is delinquent. There will be an additional administrative charge of \$759 assessed if an Order Revoking License is issued to you for nonpayment of fees.

USE OF CONSUMER REPORTING AGENCIES AND CONTRACTING FOR COLLECTION SERVICES: All current consumer and commercial debt shall be reported to a credit reporting agency in accordance with 31 CFR Chapter IX, Part 901.5 and 10 CFR 15.26. When a debt is 120 days or more delinquent, the NRC is required to refer the debt to the Department of the Treasury (Treasury) for collections. Treasury may employ a variety of tools to collect your delinquent debt. These tools include administrative offset, Tax Refund Offset, wage garnishment, referral to a private collection agency and referral to the Department of Justice for litigation/collection. As a debtor, you are liable for all collection fees incurred with the collection of this debt.

10 CFR 170.41 FAILURE BY APPLICANT OR LICENSEE TO PAY PRESCRIBED FEES AND 10 CFR 171.23 ENFORCEMENT: If you fail to pay the prescribed fee or file a false certification for small entity status, the NRC will not process any applications for you and will revoke your license for nonpayment of the fee assessed. The filing of a false certification of small entity status could result in civil sanctions being imposed by the NRC under the Program Fraud Civil Remedies Act.

10 CFR 170.51 RIGHT TO DISPUTE ASSESSED FEES: Your request for review of the fees assessed, and appeal or disagreement with the prescribed fee, must be submitted in writing in accordance with the provisions of 10 CFR 15.31, "Disputed Debts."

CONTACTS: For questions about your invoice or to request a change of billing address, please call (301) 415-7554 or send an email to Fees.Resource@nrc.gov. To submit notice of bankruptcy, send written notification via email Fees.Resource@nrc.gov or by mail to:

LABOR ADMINISTRATION AND FEE BILLING BRANCH
OFFICE OF THE CHIEF FINANCIAL OFFICER
U.S. NUCLEAR REGULATORY COMMISSION
11545 ROCKVILLE PIKE
ROCKVILLE, MD 20852-2738

NRC PROCEDURES FOR EXTENDING PAYMENT DATES OF LICENSE, INSPECTION, AND ANNUAL FEE INVOICES

License, inspection, and annual fees are billed in accordance with the schedules contained in 10 CFR Part 170 and 10 CFR Part 171. Interest on the amount billed accrues from the invoice date but will be waived if the amount due is paid within 30 days after the invoice date. If an extension of time to pay is granted, interest will be waived if the debt is paid before the expiration of the extended period. The 45-day interest waiver period may be extended, at NRC's discretion, using the following procedures:

1. The NRC must receive your written request for an extension of the 45-day interest waiver period before expiration of the 45-day period. The request should explain why the debt is incorrect in fact or in law (10 CFR 15.31). If the request is not received within the 45-day interest waiver period, it will automatically be denied. Telephone requests for extensions will not be considered. Requests for extensions of the 45-day interest waiver period should be submitted to the Office of the Chief Financial Officer via the eBilling system, by email to FeeBillingInquiries.Resource@nrc.gov or by mail at:

LABOR ADMINISTRATION AND FEE BILLING BRANCH
(O-13A15) OFFICE OF THE CHIEF FINANCIAL OFFICER
U.S. NUCLEAR REGULATORY COMMISSION
11545 ROCKVILLE PIKE
ROCKVILLE, MD 20852-2738

2. Your explanation must have merit for the NRC to extend the 45-day

interest waiver period. A request is deemed to have merit if it causes the NRC to question whether the amount originally billed is correct.

A. If the explanation has merit, the NRC will notify you in writing that the request is granted and that the 45-day interest waiver period will be extended to a certain date. This date will be 30 days after the date the revised invoice is mailed. The amount on the revised invoice will constitute a final determination of the existence or amount of the debt. A final determination by NRC for this purpose need not await the outcome of litigation or further administrative review. Further extensions of the due date will not be granted. If the amount on the revised invoice is not paid within 30 days after the date the revised invoice is mailed, interest from the date of the original invoice will become due and payable.

B. NRC may, at its option, meet with your representatives to receive further evidence or arguments supporting your contentions.

C. Your request for an extension may be granted either for the entire amount originally billed or for a portion of the amount originally billed. If your request for an extension applies to only a portion of the originally billed amount, the remaining amount is due and payable and if it is not paid by the due date, interest from the date of the original invoice will be assessed.

(Continued on reverse)

D. If your explanation does not have merit and does not cause the NRC to question whether the amount originally billed is correct, your request will be denied. Failure of NRC to notify you before the end of the 45-day interest waiver period that a request for an extension has been denied will not constitute grounds for a waiver of interest.

E. The assertion that the invoice is unsupported by a sufficiently detailed breakdown of dates, hours, and other data does not constitute an explanation of why the amount billed is incorrect in fact or in law. If you view the information furnished with the invoice as insufficient for the purpose of a request for an extension, you should seek the necessary information as soon as possible in order that a request for extension can be submitted within the 45-day interest waiver period.

3. If an extension of the 45-day interest waiver period is granted and the amount originally billed remains unchanged, such extension will be stated on the revised invoice as provided in 2A above.

4. NRC records in support of billed fees are not subject to audit by non-Governmental entities. However, copies of records desired by you can be made available to you if they are reproduced at your expense. For any charges which may be assessed, refer to 10 CFR Part 9.

5. NRC will refund to you any amount which is later determined to be an overpayment, including interest, if any, which was paid by you on such amount. NRC is not authorized to pay interest on any part of a license, inspection, or annual fee which was paid to NRC and is later refunded.

PROCEDURES FOR ELECTRONIC FUNDS TRANSFER

The NRC can receive funds through the U.S. Department of the Treasury (Treasury) Fedwire Deposit System. The basic wire message format below complies with the Federal Reserve Board's standard structured third-party format for all electronic funds transfer (EFT) messages.

(1)		
021030004	(2)	
(3)	(4)	(5)
(6)	/	
(7) (8)		
TREAS NYC/CTR /		
(9)		
BNF=/AC-31000001 OBI=		
(10)		

A sample of an EFT message to Treasury and a narrative description of each field follow:

Field	Content
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(1)	RECEIVER-DFI# - Treasury's ABA number for deposit messages is 021030004
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(2)	TYPE-SUBTYPE-CD - The type and subtype code will be provided by the sending bank.
-----	--

(3)	SENDER-DFI# - This number will be provided by the sending bank.
-----	--

(4)	SENDER-REF# - The 16-character reference number is inserted by the sending bank at its discretion.
-----	---

(5)	AMOUNT - The transfer amount must be punctuated with commas and decimal point; use of the "\$" is optional. This item will be provided by the depositor
-----	--

(6)	SENDER-DFI-NAME - This information is automatically inserted by the Federal Reserve Bank.
-----	--

(7)	RECEIVER-DFI-NAME - Treasury's name for deposit messages is "TREAS NYC." This name should be entered by the sending bank.
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Field Content

(8) **PRODUCT CODE** - A product code of "CTR" for customer transfer should be the first data in the RECEIVER-TEXT field. Other values may be entered, if appropriate, using the ABA's options. A slash must be entered after the product code.

(9) **AGENCY LOCATION CODE (ALC)** - THIS ITEM IS OF CRITICAL IMPORTANCE. IT MUST APPEAR ON THE FUNDS TRANSFER DEPOSIT MESSAGE IN THE PRECISE MANNER AS STATED TO ALLOW FOR THE AUTOMATED PROCESSING AND CLASSIFICATION OF THE FUNDS TRANSFER MESSAGE TO THE AGENCY LOCATION CODE OF THE APPROPRIATE AGENCY. The ALC identification sequence can, if necessary, begin on one line and end on the next line; however, the field tag "BNF=" must be on one line and cannot contain any spaces. NRC's 8-digit ALC is

BNF=/AC-31000001

(10) **THIRD-PARTY INFORMATION** - The Originator to Beneficiary Information field tag "OBI=" is used to signify the beginning of the free-form third-party text. All other identifying information to enable the NRC to identify the deposit, for example, NRC annual fee invoice number, description of fee - 10 CFR 171 annual fee, and licensee name, should be placed in this field.

The optimum format for fields 7, 8, 9, and 10 using an 8-digit ALC is as follows:

TREAS NYC/CTR/BNF=/AC-31000001 OBI=

The optimum format, shown above, will allow 219-character positions of information following the "OBI=" indicator.

If the licensee's bank is not a member of the Federal Reserve System, the non-member bank must transfer the necessary information and funds to a member bank, which then must transfer the information and funds to the local Federal Reserve Bank.

For transfer of funds from local Federal Reserve Banks to be recorded on the same day, the transfer must be received at the New York Federal Reserve Bank by 4 p.m., EST. Otherwise, the deposit will be recorded on the next workday.

If there are any questions, contact:

NRC Accounts Receivable Help Desk
 U.S. NUCLEAR REGULATORY COMMISSION
 TELEPHONE: 301-415-7554