



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

(FSME-10-020, March, Other, Fee Recovery, 10 CFR 170, 171)

March 19, 2010

ALL AGREEMENT STATES, MICHIGAN

PROPOSED RULE - FEE RECOVERY FOR FISCAL YEAR 2010
(FSME-10-020)

Purpose: This is to inform you that the U.S. Nuclear Regulatory Commission (NRC) has published a proposed rule to modify 10 CFR Parts 170 and 171 regarding the licensing, inspection and annual fees to recover approximately 90 percent of its fiscal year (FY) 2010 budget authority.

Background: The amendments are necessary in order to implement the Omnibus Budget Reconciliation Act of 1990 (OBRA-90), as amended, which mandates that NRC recover through fees approximately 90 percent of its FY 2010 budget authority, less the amount appropriated from the Nuclear Waste Fund (NWF), for Waste Incidental to Reprocessing (WIR), and generic homeland security activities. The proposed rule would modify the fees assessed to those Agreement State licensees who perform work in Non-Agreement States under the reciprocity provisions of 10 CFR 150.20. The proposed rule was published in the *Federal Register* on March 10, 2010 (Volume 75, Number 46, page 11376-11402). The comment period closes on April 9, 2010.

Discussion: The proposed rule is no longer being printed, but is available on the Federal eRulemaking Portal at: <http://www.Regulations.gov>; and search under Docket ID: NRC-2009-0333. The reciprocity fee can be found at the end of the Schedule of Materials Fees on page 11394 of the March 10, 2010 *Federal Register* notice. The reciprocity fee is to be increased from \$1,800 for FY 2009 to \$1,900 for FY 2010. Please inform your licensees of the proposed fee rule and how they can access it.

If you have any questions regarding this correspondence, please contact me at 301-415-3340 or the individual named below.

POINT OF CONTACT: Rebecca Erickson
TELEPHONE: 301-415-7126

E Mail: Rebecca.Erickson@nrc.gov
Fax: (301)415-5387

/Terrence Reis for RA/

Robert J. Lewis, Director
Division of Materials Safety
and State Agreements
Office of Federal and State Materials
and Environmental Management Programs