



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

(FSME-13-065, July, Other, Fee Recovery)

July 11, 2013

ALL AGREEMENT STATES

FINAL RULE—FEE RECOVERY FOR FISCAL YEAR 2013
(FSME-13-065)

Purpose: This letter is to inform you that the U.S. Nuclear Regulatory Commission (NRC) has published a final rule to modify Title 10 of the *Code of Federal Regulations* (10 CFR) Parts 170 and 171 regarding the licensing, inspection and annual fees to recover approximately 90 percent of its fiscal year (FY) 2013 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 2013 budget authority, less the amount appropriated for Waste Incidental to Reprocessing activities and generic homeland security activities. The final rule modifies 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 final rule was published in the *Federal Register* (FR) on July 1, 2013 (78 FR 39462), and the effective date of the rule is August 30, 2013. The reciprocity fee can be found as Category 16 in the 10 CFR 170.31, Schedule of Materials Fees, on page 39486 of the July 1, 2013, FR notice. The reciprocity fee is \$1,800 for FY 2013, a decrease of \$500 from FY 2012. Please inform your licensees of the final fee rule and how they can access it.

Discussion: A notice of the proposed rule was sent to each State by FSME Letter 13-028, dated March 21, 2013. In addition to publication in the FR, the final rule is available on the internet at: <http://www.regulations.gov>. To search for fee rule documents, use Docket ID: NRC-2012-021 1. To request a copy, contact NRC's fee staff at (301) 415-7554, by e-mail at fees.resource@nrc.gov, or by writing to the Office of the Chief Financial Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

If you have any questions regarding this correspondence, please contact me at (301) 415-3340, or the Office of Chief Financial Officer staff member named below:

POINT OF CONTACT: Arlette Howard INTERNET: Arlette.Howard@nrc.gov
TELEPHONE: (301) 415-0161 FAX: (301) 415-5387

/RA PHenderson for/

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