



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

January 30, 2017

Mr. Alexander W. Louie
Office of Management and Budget
725 17th Street, NW
Washington, DC 20503

Dear Mr. Louie:

The Omnibus Budget Reconciliation Act of 1990, as amended, requires that the U.S. Nuclear Regulatory Commission (NRC) recover through fees approximately 90 percent of its Fiscal Year (FY) 2016 budget authority, not including amounts appropriated for Waste Incidental to Reprocessing, Nuclear Waste Fund, Generic Homeland Security activities, Inspector General Services for the Defense Nuclear Facilities Safety Board, and advanced reactors research and development (proposed) in FY 2017.

The FY 2017 proposed fee rule is based on the FY 2017 Congressional Budget Justification, adjusted to reflect re-baselining reductions per SRM-SECY-16-0009 (Agencywide Documents Access and Management System Accession No. ML16104A158), in the amount of \$952.1 million. This is a decrease of \$50.0 million from the FY 2016 appropriation of \$1,002.1 million. By law, the NRC is required to collect all fees by September 30, 2017.

In order to comply with the law, the Commission is proposing to amend its fee regulations under 10 CFR Parts 170 and 171. The NRC is required to recover approximately \$834.0 million for FY 2017. After accounting for billing and collection adjustments, the total amount to be billed as fees is approximately \$833.4 million. The amendments to 10 CFR Part 170 would revise the professional hourly rate and flat license application fees charged to licensees and applicants. The hourly rate used to assess 10 CFR Part 170 fees would increase to \$267, previously \$265 for FY 2016.

The amendments to 10 CFR Part 171 would establish the amount of the FY 2017 annual fees to be assessed to NRC licensees to recover costs not recovered through 10 CFR Part 170 fees. Compared with the FY 2016 annual fees, the FY 2017 re-baselined fees would decrease for operating reactors, spent fuel/reactor decommissioning, fuel facilities, and some materials users, and increase for research and test reactors, some materials users, and the Department of Energy transportation activities, and for most uranium recovery licensees.

Enclosed is a copy of the proposed rule which is being transmitted to the *Federal Register* for publication. The notice provides for a 30-day public comment period.

Sincerely,

/RA/

L. Ben Ficks, Director
Division of Planning and Budget
Office of the Chief Financial Officer

Enclosure:
Federal Register, Notice

cc: Benton T. Arnett, OMB

SUBJECT: FISCAL YEAR 2017 PROPOSED FEE RULE LETTER TO THE OFFICE OF
MANAGEMENT AND BUDGET, dated January 30, 2017

Distribution:

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***via e-mail**

CFO-0009

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|--------|---------------|---------------|---------------|
| OFFICE | OCFO/DPB/LFPT | OCFO/DPB/LFPT | OCFO/DPB/LFPT |
| NAME | JSimpson | BBlaney | CGalster |
| DATE | 12/6/2016 | | 12/20/16 |
| OFFICE | OCFO/DPB/LFPT | OCFO/DPB | OCFO/DPB |
| NAME | MKaplan | RAllwein | BFicks |
| DATE | 12/23/16 | | 1/30/16 |

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