

AFFIRMATION

RESPONSE SHEET

TO: SAMUEL J. CHILK, SECRETARY OF THE COMMISSION

FROM: COMMISSIONER ASSELSTINE

SUBJECT: SECY 81-615 LICENSE FEES -- PROPOSED SCHEDULE

APPROVED ✓ ^{ABKDDIFIBD} DISAPPROVED _____ ABSTAIN _____
NOT PARTICIPATING _____ REQUEST DISCUSSION _____

COMMENTS:

- (1) I CONCUR IN CHAIRMAN PALLADINO'S
7/26/82 MODIFICATIONS.
- (2) I CONCUR IN ITEM 4 IN COMMISSIONER
AHERNE'S 7/23/82 MEMORANDUM.

8506110645 841231
PDR FOIA
REYNOLDB4-564 PDR


SIGNATURE

8/20/82

DATE

SECRETARIAT NOTE: PLEASE ALSO RESPOND TO AND/OR COMMENT ON OGC/OPE
MEMORANDUM IF ONE HAS BEEN ISSUED ON THIS PAPER.

AFFIRMATION VOTE

RESPONSE SHEET

TO: SAMUEL J. CHILK, SECRETARY OF THE COMMISSION

FROM: COMMISSIONER ROBERTS

SUBJECT: SECY-81-615 - LICENSE FEES--PROPOSED SCHEDULE

APPROVED _____ DISAPPROVED *X see below* ABSTAIN _____

NOT PARTICIPATING _____ REQUEST DISCUSSION _____

COMMENTS:

I am basically adverse to approving a policy in which the NRC charges fees based on actual costs incurred by the staff without giving some assurance that procedures or requirements would be made available to impose a realistic ceiling or cap to these costs. As a minimum, appropriate motivation or incentives to the staff should be established to perform expeditious and efficient reviews consistent with the agency's statutory responsibilities.

For example, there obviously is a considerable difference in costs between an uncontested and a contested CP license application. Some best (average?) fixed fee for a CP would have to be determined. As managers, it is incredible to me that by adopting this new cost plus fee schedule the Commissioners are giving the agency our full endorsement of Prof. Peter's theorem that "work expands to fill the time available".

I would hope that the Chairman's notes 5 and 6 will prevail with the majority.

Shirley Roberts

SIGNATURE

9/9/82

DATE

SECRETARIAT NOTE: PLEASE ALSO RESPOND TO AND/OR COMMENT ON OGC/OPE MEMORANDUM IF ONE HAS BEEN ISSUED ON THIS PAPER.

A3

AFFIRMATION VOTE

RESPONSE SHEET

D. Donoghue
✓ 41-
12/17

TO: SAMUEL J. CHILK, SECRETARY OF THE COMMISSION

FROM: COMMISSIONER AHEARNE

SUBJECT: SECY-81-615 - LICENSE FEES--PROPOSED SCHEDULE

APPROVED partially DISAPPROVED partially ABSTAIN _____
NOT PARTICIPATING _____ REQUEST DISCUSSION _____

COMMENTS:

- ① Agree if modified by the attached comments 2-5
② I expect some (if not all) of the items to be provided
in answer to comment 1 should be added.
If EDO can provide such a list, the Commission could
simply vote yes or no on each.

Approved if modified by the attached comments 2-5.

I expect some (if not all) of the items to be provided
answer to comment 1 should be added.

EDO can provide such a list, the Commission could simply vote yes or
on each.

D. Ahearne
SIGNATURE

12/16/81
DATE

SECRETARIAT NOTE:

PLEASE ALSO RESPOND TO AND/OR COMMENT ON OGC/OPE
MEMORANDUM IF ONE HAS BEEN ISSUED ON THIS PAPER.

Mr. Ahearne's comments on Secy-81-615:

1. Even considering the EDO's November 30, 1981 response, I do not believe the staff proposes recovering an adequate percentage of the inspection and licensing effort. For example, I would expect to recover a significantly greater percent of the entire regional effort than the projected 50 percent. This leads me to conclude the Commission needs a better understanding of what the EDO plans to exclude from fee charges, particularly in the inspection and licensing offices. I understand, for example, travel time to an inspection site, the mobile lab, technical training and a large portion of IE program support are excluded. I would like the EDO to provide a list of the programs, overhead categories and functions which are excluded from fee charges (e.g., travel, generic studies, NRC Operations Center program development, contract support, indemnity programs, state liaison, etc.) and the estimated annual resource expenditures for these programs.
2. The rule should be modified to allow automatic annual update of fees based on prevailing salary schedules.
3. I would propose instituting fee charges for non-profit institutions.
4. I would include fee charges for Commission orders (no application from licensee), show cause orders, and contested casework (ASLBP and ASLAP).
5. In conjunction with the six month fee billing cycle, I would propose the Commission be provided a report on the amount of fees billed by office showing the percent of contract and staff effort recovered for that six month period.

FROM		ACTING CONTROL	DATE	CONTROL NO.																											
Commissioner of Fisheries		COMPL. READING	2/15/82	11551																											
TO		INTERIM REPLY	DATE OF DOCUMENT																												
CH:11L		FINAL REPLY	12/16/81																												
		FILE LOCATION	PREPARE FOR SIGNATURE OF																												
			<input type="checkbox"/> CHAIRMAN																												
			<input checked="" type="checkbox"/> EXECUTIVE DIRECTOR																												
			OTHER																												
DESCRIPTION <input type="checkbox"/> LETTER <input checked="" type="checkbox"/> MEMO <input type="checkbox"/> REPORT <input type="checkbox"/> OTHER		SPECIAL INSTRUCTIONS OR REMARKS																													
Comments re License Fees -- Proposed Schedule (SECT-81-615)		Provide a memo, w/answers attached, for EDO signature.																													
<table border="1"> <thead> <tr> <th>ASSIGNED TO</th> <th>DATE</th> <th>INFORMATION ROUTING</th> </tr> </thead> <tbody> <tr> <td>Danoghue, ADM</td> <td>2/24/82</td> <td>Dircks</td> </tr> <tr> <td></td> <td></td> <td>Cornell</td> </tr> <tr> <td></td> <td></td> <td>Rehn</td> </tr> <tr> <td></td> <td></td> <td>DeYoung</td> </tr> <tr> <td></td> <td></td> <td>Sevts</td> </tr> <tr> <td></td> <td></td> <td>Denton</td> </tr> <tr> <td></td> <td></td> <td>Minogue</td> </tr> <tr> <td></td> <td></td> <td>Cunningham</td> </tr> </tbody> </table>		ASSIGNED TO	DATE	INFORMATION ROUTING	Danoghue, ADM	2/24/82	Dircks			Cornell			Rehn			DeYoung			Sevts			Denton			Minogue			Cunningham	<p><i>J. Davis</i> <i>J. Anshor</i> <i>CC FC</i> <i>J. Evans</i></p> <p><i>This does not impact the 2/26/82 due date required by the Nov 4 Seag memo.</i></p>		
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