



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

November 20, 1996

State of South Dakota  
Department of Military and Veterans Affairs  
ATTN: Gary N. Whitney, Director  
Division of Emergency Management  
500 East Capitol  
Pierre, SD 57501-5070

Dear Mr. Whitney:

I am responding to your August 30, 1996, letter regarding Invoice No. AM1310-96 for License No. 40-08637-01. Your letter states that you enclosed the payment for the renewal of the license and you wish to terminate the license.

The fee billed on Invoice No. AM1310-96 is not a renewal fee but rather an annual fee assessed under the provisions of 10 CFR Part 171. Notices of the FY 1996 proposed and final revisions to the Commission's fee regulations, 10 CFR Part 170 and 10 CFR Part 171, were mailed to all NRC licensees. A copy of the April 12, 1996, Federal Register Notice is enclosed.

Footnote 1 of 10 CFR 171.16 provides that the annual fee is waived when a license is terminated prior to October 1 of each fiscal year. The 1996 annual fee is waived for those licensees and holders of certificates, registrations, and approvals who either filed for termination of their licenses or approvals or filed for possession only/storage only licenses prior to October 1, 1995. An amendment request filed after October 1 of each fiscal year to cancel a license does not cancel the annual fee invoice.

Your August 30, 1996, request for termination of the license was forwarded to the Region IV Licensing staff and the license was terminated September 25, 1996. Since your termination request was not timely filed to avoid the FY 1996 annual fee, Invoice AM1310-96 was properly issued. Your payment has been received and Invoice AM1310-96 is paid in full. If you have questions concerning this matter, please contact Rita Messier at 301-415-6067.

Sincerely,

*Glenda C. Jackson*  
Glenda C. Jackson, Chief  
License Fee Section  
License Fee and Accounts Receivable Branch  
Division of Accounting and Finance  
Office of the Controller

Enclosure: April 12, 1996, Federal Register Notice

9611210091 961120  
PDR STPRG ESQSD  
PDR

November 20, 1996

Distribution:

L. Tremper, OC/DAF/LFARB/ARS  
S. Kimberley, OC/DAF/LFARB/LFS  
License File 40-08637-01 (w/cy inc & encl)  
Invoice File AM1310-96 (w/cy inc & encl)  
NUDOCS (ML-61) (w/cy inc & encl)  
PDR (w/cy inc & encl)  
OC/DAF LFARB (LF-96-225)  
OC/DAF/LFARB RF  
OC/DAF RF (DAF-6-000)  
OC/DAF SF (LF3.2.2) (w/orig inc & encl)

G:\LF96-225

(To receive a copy of this document, indicate in the box: "C" = Copy without attachment/enclosure "E" = Copy with attachment/enclosure "N" = No copy)

OFFICE	OC/DAF/LFARB/LFS	C	OC/DAF/LFARB/LFS	C	OC/DAF/LFARB	C
NAME	RMessier <i>RM</i>		GCJackson <i>GC</i>		DBDandois <i>DB</i>	
DATE	11/15/96		11/15/96		11/20/96	

OFFICIAL RECORD COPY

210039