

AUG 21 1978

Weiss

File

40-8027

For amend # 3.

MEMORANDUM FOR: L. C. Rouse, Chief  
Fuel Processing & Fabrication Branch  
Division of Fuel Cycle and  
Material Safety

FROM: William O. Miller, Chief  
License Fee Management Branch  
Office of Administration

SUBJECT: FEES FOR DECOMMISSIONING, FINANCIAL SURETY, AND  
EMERGENCY PLANS

In your memorandum dated July 13, 1978, you requested that the review and approval of decommissioning, financial surety, and emergency plans be exempted from fees on the basis that the plans were requested by WRC, and that it would be in the interest of the Commission to incorporate such plans into the licenses as soon as possible.

We considered your request for exemption and, in a July 18 meeting with Robert Fonner, ELD, have decided the following:

1. Decommissioning plans and financial surety plans are exempt from fees since the regulations in Part 70 do not require licensees to submit either of these two (2) plans. If Part 70 is later amended to require the filing of decommissioning and financial surety plans, then the prescribed amendment fee will be assessed.
2. Emergency plans which are filed pursuant to Section 70.22 of Part 70 are subject to the fees prescribed in Part 170 upon filing of the plans. Emergency plans which are filed as part of a renewal application would be covered by the renewal fee; all other emergency plans would be subject to an amendment fee.

Please note that, with respect to Footnote 1(d) of §170.31, the Commission may exempt from fees amendments which result from written WRC requests when the amendment is issued for the convenience of the Commission. It does not appear that these emergency plans are reviewed and approved for the con-

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L. C. Rouse, Chief

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venience of the Commission, even though they are filed pursuant to Commission request. For our purposes, the record must show why the amendment is issued for the convenience of the Commission, since License fee collections are subject to audit.

If you have any questions concerning this matter, please let me know.

Original Signed by  
William O. Miller  
William O. Miller, Chief  
License Fee Management Branch  
Office of Administration

DISTRIBUTION:  
License Fee File  
File 5-3  
LFMB R/F (2)  
ASCabell, LFMB  
DWeiss, LFMB ✓  
GJackson, LFMB  
RFonner, ELD

RETYPE IN LFMB ON 8/17/78. SEE PREVIOUS YELLOW FOR <sup>ADDITIONAL</sup> ~~ADDITIONAL~~ CONCURRENCES.

OFFICE →	LFMB:ADM	LFMB:ADM	ELD <i>low</i>	LFMB:ADM <i>W</i>		
SURNAME →	ASCabell:slc	CJHoxloway	RFonner	WOMiller		
DATE →	8/17/78	8/18/78	8/15/78	8/24/78		