



**UNITED STATES
NUCLEAR REGULATORY COMMISSION**
REGION IV
1600 EAST LAMAR BOULEVARD
ARLINGTON, TEXAS 76011-4511

February 16, 2022

EA-21-120

Mr. Mark Palazzolo
Executive Director
Marian Medical Services, LLC
906 Kingsridge Ct.
Wildwood, MO 63021

**SUBJECT: NOTICE OF VIOLATION AND PROPOSED IMPOSITION OF CIVIL
PENALTY - \$7,000, NRC INSPECTION REPORT 030-37399/2021-001**

Dear Mr. Palazzolo:

This letter refers to our routine inspection conducted remotely between April 27 and October 12, 2021, of your facility in Anchorage, Alaska. The purpose of the inspection was to examine activities conducted under your license as they relate to public health and safety and to confirm compliance with the U.S. Nuclear Regulatory Commission (NRC) rules and regulations and with the conditions of your license. A final exit briefing was conducted by videoconference with you and Mr. Blaine Ikeda, Radiation Safety Officer, on October 14, 2021. Details of the inspection were provided to you in the subject inspection report, dated October 26, 2021, Agencywide Documents Access and Management System (ADAMS) Accession No. ML21291A264.

In the October 26, 2021, letter transmitting the inspection report, we informed you that four apparent violations were being considered for escalated enforcement action, including a civil penalty. In the letter, we provided you the opportunity to address the apparent violations identified in the report by either attending a predecisional enforcement conference, engaging the NRC in alternative dispute resolution mediation, or by providing a written response before we made our final enforcement decision. In letters dated November 23 and December 2, 2021 (ADAMS Accession Nos. ML21334A229 and ML21342A383, respectively) you provided your response to the apparent violations.

Based on the information developed during the inspection and the information that you provided in your written responses to the inspection report dated October 26, 2021, the NRC has determined that four violations of NRC requirements occurred. These violations are cited in Enclosure 1, "Notice of Violation and Proposed Imposition of Civil Penalty" (Notice), and the circumstances surrounding them are described in detail in the subject inspection report. The violations involved the failure to: (A) control and maintain constant surveillance of licensed material or secure the licensed material from unauthorized removal or access; (B) confine your possession and use of licensed material to the locations and purposes authorized in the NRC license; (C) develop, document, and implement a radiation protection program commensurate with the scope and extent of licensed activities and sufficient to ensure compliance with NRC regulations; and (D) conduct a semi-annual physical inventory of all sealed sources in your possession.

The NRC considers Violation A to be a significant violation because the failure to secure or maintain constant surveillance of licensed material resulted in unauthorized possession and created the potential for an overexposure to members of the public from its misuse. Therefore, Violation A has been categorized in accordance with the NRC Enforcement Policy at Severity Level III. The NRC considers Violations B, C, and D to be significant violations because they involve programmatic failures associated with your nuclear medicine program including the failure to obtain prior NRC approval before changing the location where licensed materials are stored. Therefore, Violations B, C, and D are categorized collectively in accordance with the NRC Enforcement Policy as a Severity Level III problem. The current Enforcement Policy is included on the NRC's website at <http://www.nrc.gov/about-nrc/regulatory/enforcement/enforce-pol.html>.

For Violation A, consistent with Section 2.3.4 of the Enforcement Policy, the NRC considers civil penalties for violations associated with loss, abandonment, improper transfer, or improper disposal of regulated material (i.e., the NRC's "lost source policy"). The loss of NRC-regulated material is a significant safety and security concern because of the potential unauthorized possession or use of the material and because of the potential for overexposure to members of the public from its misuse. Pursuant to the lost source policy, the NRC is proposing imposition of a civil penalty of the base amount for Violation A involving the abandonment of licensed material. The base civil penalty amount in the NRC Enforcement Policy, Section 8, Table A, Item f.3 for Violation A, discussed above and included in the enclosed Notice, is \$7,000. Therefore, to emphasize the importance of maintaining security and control of licensed material, I have been authorized, after consultation with the Director, Office of Enforcement, to issue the enclosed Notice of Violation and Proposed Imposition of Civil Penalty in the base amount of \$7,000 for Violation A.

For Violations B, C, and D, consistent with Section 2.3.4 of the NRC Enforcement Policy, a base civil penalty in the amount of \$8,000 (50 percent of the amount in Enforcement Policy, Section 8, Table A, Item e) is considered for a Severity Level III problem. Because your facility has not been the subject of an escalated enforcement action within the last two routine inspections, the NRC considered whether credit was warranted for *Corrective Action* in accordance with the civil penalty assessment process in Section 2.3.4 of the NRC Enforcement Policy. The NRC determined that *Corrective Action* credit is warranted based on the prompt and comprehensive corrective actions you implemented as documented in NRC Inspection Report 030-37399/2021-001 and in your letters dated November 23 and December 2, 2021. As such, no civil penalty is proposed for Violations B, C, D. However, significant violations in the future could result in a civil penalty.

In addition, issuance of this Notice constitutes escalated enforcement action that may subject you to increased inspection effort.

You may choose to pay the proposed civil penalty by submitting your payment with the invoice enclosed to this letter (Enclosure 2), to the following address:

Office of the Chief Financial Officer
U.S. Nuclear Regulatory Commission
P.O. Box 979051
St. Louis, MO 63197

In addition, you may pay the proposed civil penalty in accordance with NUREG/BR-0254 "Payment Methods," Enclosure 3 or ADAMS Accession No. ML19163A244. When using

NUREG/BR-0254 to pay the civil penalty, the bill number, EA-21-120, should be used as the “enforcement action identifier” when submitting your payment through one of the approved methods listed in the brochure. The NRC may consider a request for additional time to pay the proposed civil penalty, including the option to enter into an installment agreement, if payment of the civil penalty as a lump sum in the required timeframe would pose a financial hardship. To request additional time to pay, you must submit a written request, with appropriate justification explaining your financial hardship, to NRCCollections.Resource@nrc.gov. All requests should be submitted in sufficient time to allow the NRC the ability to review your request for additional time to pay before the 30-day payment period expires.

The NRC recognizes that many of its licensees have been adversely impacted financially by the public health emergency caused by the Coronavirus Disease 2019 (COVID-19). Consequently, as described in the enclosed Notice, the NRC is extending by 30 days the period of time by which the civil penalty must be paid (i.e., extending the deadline from 30 days to 60 days from the date of this Notice), and the NRC would consider a request for additional time, if appropriate. Please refer to the enclosed Notice for further instructions.

If you disagree with this enforcement sanction, you may deny the violations, as described in the Notice, or you may request alternative dispute resolution (ADR) mediation with the NRC to resolve this issue. Alternative dispute resolution is a general term encompassing various techniques for resolving conflicts using a neutral third party. The technique that the NRC has decided to employ is mediation. Mediation is a voluntary, informal process in which a neutral mediator works with parties to help them reach resolution. If the parties agree to use ADR, they select a mutually agreeable neutral mediator who has no stake in the outcome and no power to make decisions. Mediation gives parties an opportunity to discuss issues, clear up misunderstandings, be creative, find areas of agreement, and reach a final resolution of the issues. Additional information concerning the NRC’s ADR program can be found at <http://www.nrc.gov/about-nrc/regulatory/enforcement/adr.html>.

The Institute on Conflict Resolution at Cornell University has agreed to facilitate the NRC ADR program as a neutral third party. If you are interested in pursuing this issue through the ADR program, please contact: (1) the Institute on Conflict Resolution at 877-733-9415; and (2) Dr. Lizette Roldán-Otero at 817-200-1455 within 10 days of the date of this letter. Your submitted signed agreement to mediate using the NRC ADR program will stay the 60-day period for payment of the civil penalty, as identified in the enclosed Notice, until the ADR process is completed.

The NRC has concluded that information regarding: (1) the reason for the violations; (2) the corrective steps that have been taken and the results achieved; and (3) the date when full compliance was achieved is already adequately addressed on the docket in NRC Inspection Report No. 030-37399/2021-001 and in your letters dated November 23 and December 2, 2021. Therefore, you are not required to respond to this letter unless the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to provide additional information, you should follow the instructions specified in the enclosed Notice.

In accordance with 10 CFR 2.390 of the NRC’s “Rules of Practice and Procedure,” a copy of this letter, its enclosures, and your response, if you choose to provide one, will be made available electronically for public inspection in the NRC Public Document Room and from the NRC’s ADAMS, accessible from the NRC website at <http://www.nrc.gov/reading-rm/adams.html>. To the extent possible, your response should not include any personal privacy or proprietary

information so that it can be made available to the public without redaction. The NRC also includes significant enforcement actions on its website at <http://www.nrc.gov/reading-rm/doc-collections/enforcement/actions>.

If you have any questions concerning this matter, please contact Dr. Lizette Roldán-Otero of my staff, at 817-200-1455.

Sincerely,



Signed by Morris, Scott
on 02/16/22

Scott A. Morris
Regional Administrator

Docket No. 030-37399
License No. 24-29248-01

Enclosures:

1. Notice of Violation and Proposed Imposition
of Civil Penalty
2. Civil Penalty Invoice
3. NUREG/BR-0254 "Payment Methods,"

cc w/ enclosures:

Irene Casares, Radiological Health Physicist II
Alaska State Public Health Laboratories
Department of Health and Social Services
5455 Dr. Martin Luther King Jr. Avenue
Anchorage, AK 99507

Allison Hatcher, MPH Interagency
Coordination Unit Manager
Alaska Department of Environmental Conservation
Prevention and Technical Support Section
555 Cordova Street, 2nd Floor
Anchorage, AK 99501

NOTICE OF VIOLATION, NRC INSPECTION REPORT 030-37399/2021-001 - DATED
FEBRUARY 16, 2022

DISTRIBUTION:

RidsOeMailCenter Resource;	RidsNmssOd Resource;	RidsOgcMailCenter Resource;
RidsSecyMailCenter Resource;	RidsOcaMailCenter Resource;	RidsOigMailCenter Resource;
RidsEdoMailCenter Resource;	EDO_Managers;	RidsOcfoMailCenter Resource;
RidsOiMailCenter Resource;	RidsRgn1MailCenter Resource;	RidsRgn3MailCenter Resource;
SMorris, ORA	MMadison, DRMA	R4Enforcement Resource
JMonninger, ORA	DCylkowski, ORA	MLombard, OE
MMuessle, DNMS	RAlexander, ORA	JPeralta, OE
NOKeefe, DNMS	JKramer, ORA	SWoods, OE
LRoldanOtero, DNMS	VDricks, ORA	AMoreno, CA
JKatanic, DNMS	ARoberts, ORA	LWilkins, CA
MBurgess, NMSS	JGroom, ORA	LHowell, OEDO
RSun, NMSS	R4DNMS_MIB	TMartinez-Navedo, OE
RCarpenter, OGC		

Document: [https://usnrc.sharepoint.com/teams/Region-IV-ACES/ACES S Drive/ENFORCEMENT/_EA CASES - OPEN/Marian Medical EA-21-120/Final Action/NOVCP_EA-21-120_Marian Medical.docx](https://usnrc.sharepoint.com/teams/Region-IV-ACES/ACES%20S%20Drive/ENFORCEMENT/_EA%20CASES%20OPEN/Marian%20Medical%20EA-21-120/Final%20Action/NOVCP_EA-21-120_Marian%20Medical.docx)
ADAMS: ML22045A050

SUNSI Review By: JGK		ADAMS <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		<input checked="" type="checkbox"/> Publicly Available <input type="checkbox"/> Non-Publicly Available	<input checked="" type="checkbox"/> Non-Sensitive <input type="checkbox"/> Sensitive	Keyword:
OFFICE	ES:ACES	C:MIB	TL:ACES	RC	NMSS	OE
NAME	JKramer	LRoldanOtero	JGroom	DCylkowski	RSun	JPeralta
SIGNATURE	/RA/ E	/RA/ E	/RA/ E	/RA/ E	/RA/ E	/RA/ E
DATE	01/12/22	01/12/22	01/12/22	01/12/22	01/20/22	02/09/22
OFFICE	OGC	D:DNMS	RA			
NAME	RCarpenter	MMuessle	SMorris			
SIGNATURE	/NLO/ E	/NLO/ E	/RA/ E			
DATE	02/10/22	02/15/22	02/16/22			

OFFICIAL RECORD COPY

NOTICE OF VIOLATION
AND
PROPOSED IMPOSITION OF CIVIL PENALTY

Marian Medical Services, Inc.
Wildwood, Missouri

Docket No. 030-37399
License No. 24-29248-01
EA-21-120

During an NRC inspection conducted remotely between April 27 and October 12, 2021, four violations of NRC requirements were identified. In accordance with the NRC Enforcement Policy, the NRC proposes to impose a civil penalty pursuant to Section 234 of the Atomic Energy Act of 1954, as amended (Act), 42 U.S.C. 2282, and 10 CFR 2.205. The specific violations and associated civil penalty are set forth below:

I. Violation Assessed a Civil Penalty

- A. 10 CFR 20.1801 requires that the licensee shall secure from unauthorized removal or access licensed materials that are stored in controlled or unrestricted areas.

10 CFR 20.1802 requires that the licensee shall control and maintain constant surveillance of licensed material that is in a controlled or unrestricted area and that is not in storage.

Contrary to the above, from January 15, 2019, to June 23, 2021, the licensee failed to: (1) secure from unauthorized removal or access licensed materials that were stored in controlled or unrestricted areas, and (2) control and maintain constant surveillance of licensed material that was in a controlled or unrestricted area and that was not in storage. Specifically, the licensee failed to secure from unauthorized removal, licensed materials consisting of approximately 14.2 millicuries of cobalt-57 and approximately 197.0 microcuries of cesium-137. Unauthorized individuals had access to the licensed materials and the licensed materials were removed from their licensed storage area without the licensee's knowledge or awareness. The licensed materials were relocated to an unrestricted area and the licensee failed to maintain constant surveillance of these licensed materials.

This is a Severity Level III violation (Enforcement Policy Section 2.3.4). Civil Penalty - \$7,000. EA-21-120

II. Violations Not Assessed a Civil Penalty

- B. 10 CFR 30.34(c) requires, in part, that each person licensed by the Commission pursuant to the regulations in 10 CFR Part 30 and Parts 31 through 36 and 39 shall confine his possession and use of the byproduct material to the locations and purposes authorized in the license.

Contrary to the above, from approximately March to June 23, 2021, the licensee failed to confine its possession and use of the byproduct material to the locations and purposes authorized in the license. Specifically, the licensee failed to confine its possession and use of byproduct material to the location authorized in the license, 4048 Laurel Street, Suite 202, Anchorage, Alaska. The byproduct material was possessed and stored at

2421 E. Tudor Road, Suite 103, Anchorage, Alaska, a location not authorized in the license.

- C. 10 CFR 20.1101(a) requires, in part, that each licensee shall develop, document, and implement a radiation protection program commensurate with the scope and extent of licensed activities and sufficient to ensure compliance with the provisions of 10 CFR Part 20.

Contrary to the above, from January 15, 2019, to June 23, 2021, the licensee failed to develop, document, and implement a radiation protection program commensurate with the scope and extent of licensed activities and sufficient to ensure compliance with the provisions of 10 CFR Part 20. Specifically, the licensee ceased licensed activities at its facility in Anchorage, Alaska, and its radiation protection program was not sufficient to ensure compliance with the provisions for the storage and control of licensed materials in 10 CFR 20.1801 and 10 CFR 20.1802.

- D. 10 CFR 35.67(g) requires, in part, that a licensee in possession of sealed sources shall conduct a semi-annual physical inventory of all such sources in its possession.

Contrary to the above, from December 19, 2018, to June 7, 2021, the licensee possessed sealed sources authorized under 10 CFR Part 35 and failed to conduct a semi-annual physical inventory of all such sources in its possession. Specifically, the licensee possessed calibration and reference sources authorized to be possessed under 10 CFR 35.65, containing approximately 14.2 millicuries of cobalt-57 and approximately 197.0 microcuries of cesium-137, and the licensee failed to conduct a semi-annual physical inventory.

This is a Severity Level III Problem (Enforcement Policy Section 6.3.c.).

The NRC has concluded that information regarding: (1) the reason for the violations; (2) the corrective actions taken and planned to correct the violations and prevent recurrence; and (3) the date when full compliance was achieved is already adequately addressed on the docket in NRC Inspection Report No. 030-37399/2021-001 and your letters dated November 23 and December 2, 2021.

However, if the description therein does not accurately reflect your position or your corrective actions, you are required to submit a written statement or explanation pursuant to 10 CFR 2.201 within 30 days of the date of the letter transmitting this Notice of Violation and Proposed Imposition of Civil Penalty (Notice). In that case, or if you choose to respond, clearly mark your response as a "Reply to a Notice of Violation, EA-21-120," and send it to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852-2738, with a copy to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555-0001, and a copy to the Regional Administrator, U.S. Nuclear Regulatory Commission, Region IV, 1600 East Lamar Blvd., Arlington, Texas 76011-4511, and email it to R4Enforcement@nrc.gov.

You may pay the civil penalty proposed above through one of the following two methods:

1. Submit the payment with the enclosed invoice for Civil Penalty EA-21-120, issued to Marian Medical Services, Inc., to the following address:

Office of the Chief Financial Officer
U.S. Nuclear Regulatory Commission
P.O. Box 979051
St. Louis, MO 63197

OR

2. Submit the payment in accordance with NUREG/BR-0254.

Submit to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852-2738, a statement indicating when and by what method payment was made. In recognition of the financial impact to licensees by the public health emergency caused by the Coronavirus Disease 2019 (COVID-19), the NRC is extending the period of time by which the civil penalty must be paid from 30 days to 60 days from the date of this Notice. Should you fail to pay the civil penalty within 60 days of the date of this Notice, the NRC may issue an order imposing the civil penalty.

Separately, you may request an additional extension of time to pay the civil penalty as a result of impacts from COVID-19. Such an extension request must be in writing, should explain the basis for the request, and should specify the amount of additional time being requested. This extension request must be submitted to the NRC no later than 50 days from the date of this Notice (i.e., at least 10 days before the initial 60-day deadline to pay the civil penalty).

You may protest the imposition of the civil penalty in whole or in part within 30 days of the date of this Notice. Should you elect to file an answer in accordance with 10 CFR 2.205 protesting the civil penalty, in whole or in part, such answer should be clearly marked as an "Answer to a Notice of Violation, EA-21-120," and may: (1) deny the violation(s) listed in this Notice, in whole or in part; (2) demonstrate extenuating circumstances; (3) show error in this Notice; or (4) show other reasons why the penalty should not be imposed. In addition to protesting the civil penalty in whole or in part, such answer may request remission or mitigation of the penalty.

In requesting mitigation of the proposed penalty, the response should address the factors addressed in Section 2.3.4 of the Enforcement Policy. Any written answer addressing these factors pursuant to 10 CFR 2.205 should be set forth separately from the statement or explanation provided pursuant to 10 CFR 2.201, but may incorporate parts of the 10 CFR 2.201 reply by specific reference (e.g., citing page and paragraph numbers) to avoid repetition. The attention of the licensee is directed to the other provisions of 10 CFR 2.205 regarding the procedure for imposing a civil penalty.

Upon failure to pay any civil penalty which subsequently has been determined in accordance with the applicable provisions of 10 CFR 2.205 to be due, this matter may be referred to the Attorney General, and the penalty, unless compromised, remitted, or mitigated, may be collected by civil action pursuant to Section 234c of the Act, 42 U.S.C. 2282c.

The responses noted above, i.e., "Reply to a Notice of Violation, EA-21-120" and "Answer to a Notice of Violation, EA-21-120," should be addressed to: Director, Office of Enforcement,

U.S. Nuclear Regulatory Commission, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852-2738, with a copy to the U.S. Nuclear Regulatory Commission, ATTN: Document Control Desk, Washington, DC 20555-0001, and a copy to the Regional Administrator, U.S. Nuclear Regulatory Commission, Region IV, 1600 East Lamar Blvd., Arlington, Texas 76011-4511, and email it to R4Enforcement@nrc.gov.

If you choose to respond, your response will be made available electronically for public inspection in the NRC Public Document Room or in the NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC website at <http://www.nrc.gov/reading-rm/adams.html>. Therefore, to the extent possible, the response should not include any personal privacy or proprietary information so that it can be made available to the public without redaction.

If personal privacy or proprietary information is necessary to provide an acceptable response, then please provide a bracketed copy of your response that identifies the information that should be protected and a redacted copy of your response that deletes such information. If you request that such material is withheld from public disclosure, you must specifically identify the portions of your response that you seek to have withheld and provide in detail the bases for your claim (e.g., explain why the disclosure of information will create an unwarranted invasion of personal privacy or provide the information required by 10 CFR 2.390(b) to support a request for withholding confidential commercial or financial information).

In accordance with 10 CFR 19.11, you are required to post this Notice within 2 working days of receipt.

Dated this 16th day of February 2022

Civil Penalty Invoice



02/16/2022

Address/Customer Information

Marian Medical Services, LLC
906 KINGSRIDGE COURT
WILDWOOD, MO 63021

Customer Codes

Account Code: L00002365/1

Bill Information

Bill Number: EA-21-120
Amount Due: \$7,000.00
Due Date: 03/18/2022

Contact Us

Phone Number: 301-415-7554
Fax Number: 301-415-4135
Email Address: Fees.Resource@nrc.gov

Remit to Address

Office of the Chief Financial Officer
U.S. Nuclear Regulatory Commission
P.O. Box 979051
St. Louis, MO 63197

Bill Summary

Initial Charges	\$7,000.00
Discount	0.00
Surcharge	0.00
Interest Charges	0.00
Penalty Charges	0.00
Admin Charges	0.00
Bill Amount	\$7,000.00
Collected	0.00
Applied Credit	0.00
Adjustments	0.00
Amount Due	\$7,000.00

Credit Summary

Applied Credit	\$0.00
Unapplied Credit	0.00
Credit Total	\$0.00

Comments:

For questions, contact (301) 415-7554 or by email at Fees.Resource@nrc.gov. For NRC debt collection procedures, including interest and penalty provisions, see 31 U.S.C. 3717, 4 CFR 101-105, AND 10 CFR 15.

Invoice is for Civil Penalty EA-21-020, issued to Marian Medical, LLC.

If this invoice is related to an Order Imposing a Civil Penalty, Marian Medical, LLC is required to pay the Civil Penalty within 30 days of the Order date. If payment is in response to a Notice of Violation and Proposed Imposition of a Civil Penalty, please follow the instructions in the Notice. The NRC may consider a request for additional time to pay the Civil Penalty, including the option to enter into an installment agreement, if appropriate. All requests for additional time to pay an invoice must be submitted in writing, with appropriate justification, to NRCCollections.Resource@nrc.gov, and should be submitted sufficiently ahead of time to allow the NRC time to review the request for additional time to pay within the 30-day payment period. This Invoice is related to the Civil Penalty proposed or imposed under EA-21-020 issued to Marian Medical, LLC. Please include this reference number on your payment method (see attached Payments Methods Brochure).

Customer Information

L00002365/1
Marian Medical Services, LLC
906 KINGSRIDGE COURT
WILDWOOD, MO 63021

Change of Address:

Phone:

Remittance Information

Office of the Chief Financial Officer
U.S. Nuclear Regulatory Commission
P.O. Box 979051
St. Louis, MO 63197

This Payment References the following Bill:

EA-21-120

Outstanding Amount Due:

\$7,000.00

Amount Enclosed:

NUREG/BR-0254
Payment Methods

QUESTIONS?

If you have questions, please visit <https://www.nrc.gov> and search for "License Fees."

Questions may also be directed to the NRC Accounts Receivable Help Desk by e-mail at nrc@fiscal.treasury.gov, by phone at (301) 415-7554, or by writing to the address below:

U.S. NUCLEAR REGULATORY COMMISSION
OCFO/DOC/ARB
Mail Stop T9-E10
Washington, DC 20555-0001

U.S. NUCLEAR REGULATORY COMMISSION
OCFO/DOC/ARB
Mail Stop T-9-E10
Washington, DC 20555-0001
PH (301) 415-7554



NUREG/BR-0254, Rev. 9
June 2019



@NRCgov



Payment Methods

Estimated burden per response to comply with this voluntary collection request: 10 minutes. This brochure provides information about available payment methods. Forward comments about to burden estimate to the Records Management Branch (T6-F33), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, and to the Paperwork Reduction Project (3150-0190), Office of Management and Budget, Washington, DC 20503. If a means used to impose an information collection does not display a currently valid OMB control number, the NRC may not conduct or sponsor, and a person is not required to respond to, the information collection.

NRC accepts the methods described below.

PAYMENT BY AUTOMATED CLEARINGHOUSE

To pay by Automated Clearinghouse/Electronic Data Interchange (ACH/EDI), provide a copy of NRC Form 628 to your financial institution. You may obtain a copy of NRC Form 628 from the NRC Web site at <http://www.nrc.gov> by searching for "NRC Form 628." You can also obtain a form by calling the NRC Accounts Receivable Help Desk at (301) 415-7554.

PAYMENT BY CREDIT CARD

The NRC is currently accepts credit card payments of up to \$24,999.99. For payment by credit card, go to Pay.gov, search for "U.S. Nuclear Regulatory Commission Fees" and enter the required information.

You may also mail or fax NRC Form 629 following the directions on the form. To obtain a copy of NRC Form 629 go to <http://www.nrc.gov> and search for "NRC Form 629" or call the NRC Accounts Receivable Help Desk at (301) 415-7554.

DISCOVER
FINANCIAL SERVICES



PAYMENT BY FEDWIRE DEPOSIT SYSTEM

The NRC can receive funds through the U.S. Department of the Treasury (Treasury) Fedwire Deposit System. The basic wire message format below complies with the Federal Reserve Board's standard structured third-party format for all electronic funds transfer (EFT) messages.

See the sample EFT message to Treasury below. Each numbered field is described below.

The diagram shows a structured EFT message format with the following fields and descriptions:

- 1**: TO (021030004)
- 2**: FROM (021030004)
- 3**: REF (\$)
- 4**: AMOUNT
- 5**: ORDERING BANK AND RELATED DATA
- 6**: TREAS NYC/CTR
- 7**: BNF-/AC-31000001 OBI-
- 8**: (Empty field)
- 9**: (Empty field)
- 10**: (Empty field)

1 RECEIVER-DFI# – Treasury's ABA number for deposit messages is 021030004.

2 TYPE-SUBTYPE-CD – The sending bank will provide the type and subtype code.

3 SENDER-DFI# – The sending bank will provide this number.

4 SENDER-REF# – The sending bank will insert this 16-character reference number at its discretion.

5 AMOUNT – The transfer amount must be punctuated with commas and decimal point; use of the "\$" is optional. The depositor will provide this item.

6 SENDER-DFI-NAME – The Federal Reserve Bank will automatically insert this information.

7 RECEIVER-DFI-NAME – Treasury's name for deposit messages is "TREAS NYC". The sending bank will enter this name.

8 PRODUCT CODE – A product code of "CTR" for customer transfer should be the first item in the receiver text field. Other values may be entered, if appropriate, using the ABA's options. A slash must be entered after the product code.

9 AGENCY LOCATION CODE (ALC) – THIS ITEM IS OF CRITICAL IMPORTANCE. IT MUST APPEAR ON THE FUNDS TRANSFER DEPOSIT MESSAGE IN THE PRECISE MANNER AS STATED TO ALLOW FOR THE AUTOMATED PROCESSING AND CLASSIFICATION OF THE FUNDS TRANSFER MESSAGE TO THE AGENCY LOCATION CODE OF THE APPROPRIATE AGENCY. The ALC identification sequence can, if necessary, begin on one line and end on the next line; however, the field tag "BNF=" must be on one line and cannot contain any spaces. The NRC's 8-digit ALC is: BNF-/AC-31000001

10 THIRD-PARTY INFORMATION – The Originator to Beneficiary Information (OBI) field tag "OBI=" signifies the beginning of the free-form third-party text. All other identifying information intended to enable the NRC to identify the deposit—for example, NRC annual fee invoice number, description of fee, 10 CFR 171 annual fee, and licensee name—should be placed in this field.

The optimum format for fields 7, 8, 9, and 10 using an 8-digit ALC is as follows:

TREAS NYC/CTR/BNF-/AC-31000001 OBI=

The optimum format, shown above, will allow 219 character positions of information following the "OBI=" indicator.

If the licensee's bank is not a member of the Federal Reserve System, the nonmember bank must transfer the necessary information and funds to a member bank, which then must transfer the information and funds to the local Federal Reserve Bank.

For a transfer of funds from local Federal Reserve Banks to be recorded on the same day, the transfer must be received at the New York Federal Reserve Bank by 4 p.m., EST. Otherwise, the deposit will be recorded on the next workday.

PAYMENT BY CHECK

Checks should be made payable to the U.S. Nuclear Regulatory Commission with the invoice number, Enforcement Action number, or other information that identifies the payment, written on the check. Mail the check to the following address:

U.S. Nuclear Regulatory Commission
U.S. Bank
P.O. Box 979051
St. Louis, MO 63197-9000

FedEx or overnight mailings must be delivered to the following address:

U.S. Nuclear Regulatory Commission
U.S. Bank Government Lockbox
SL-MO-C2GL
1005 Convention Plaza
St. Louis, MO 63101

TAXPAYER IDENTIFICATION NUMBER

You must file your Taxpayer Identification Number (TIN) with the NRC. Use NRC Form 531 to provide your TIN. You may obtain NRC Form 531 from the NRC Web site at <http://www.nrc.gov> by searching for "NRC Form 531" or by calling the NRC Accounts Receivable Help Desk at (301) 415-7554.