

February 20, 2008

ALL AGREEMENT STATES, MICHIGAN, NEW JERSEY, PENNSYLVANIA, VIRGINIA

PROPOSED RULE - FEE RECOVERY FOR FISCAL YEAR 2008 (FSME-08-022)

Purpose: This is to inform you that the U.S. Nuclear Regulatory Commission (NRC) has published a proposed rule to modify 10 CFR Parts 170 and 171 regarding the licensing, inspection, and annual fees to recover approximately 90 percent of its fiscal year (FY) 2008 budget authority.

Background: The amendments are necessary in order to implement the Omnibus Budget Reconciliation Act of 1990 (OBRA-90), as amended, which mandates that NRC recover through fees approximately 90 percent of its FY 2008 budget authority, less the amount appropriated from the Nuclear Waste Fund, for Waste Incidental to Reprocessing, and generic homeland security costs. The proposed rule would modify the fees assessed to those Agreement State licensees who perform work in Non-Agreement States under the reciprocity provisions of 10 CFR 150.20. The proposed rule was published in the *Federal Register* on February 13, 2008 (73 FR 8507-8535). The *Federal Register* notice (FRN) requests comments by March 14, 2008.

The proposed rule was sent to each State under separate cover, with a memorandum summarizing the proposed changes. The proposed rule was also made available on the Federal eRulemaking Portal at: <http://www.Regulations.gov>. The reciprocity fee can be found at the end of the Schedule of Materials Fees on page 8527 of the February 13, 2008 FRN. The reciprocity fee is to be decreased from \$1,500 for FY 2007 to \$1,400 for FY 2008. Please inform your licensees of the proposed fee rule and how they can access it.

NRC Point of Contact: If you have any questions regarding this notice, please contact Renu Suri, Office of the Chief Financial Officer, Telephone (301)415-0161, Fax (301)415-5387, E-mail RXS6@nrc.gov.

If you have any questions regarding this correspondence, please contact me or the individual named below.

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/RA/

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FSME-08-022

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