SECRETARY

October 11, 2005

COMMISSION VOTING RECORD

DECISION ITEM: SECY-05-0164

TITLE: ANNUAL FEE CALCULATION METHOD

The Commission (with all Commissioners agreeing) approved the subject paper as recorded in the Staff Requirements Memorandum (SRM) of October 11, 2005.

This Record contains a summary of voting on this matter together with the individual vote sheets, views and comments of the Commission.

Annette L. Vietti-Cook
Secretary of the Commission

Attachments:
1. Voting Summary
2. Commissioner Vote Sheets

cc: Chairman Diaz
Commissioner Merrifield
Commissioner Jaczko
Commissioner Lyons
OGC
CFO
EDO

VOTING SUMMARY - SECY-05-0164

RECORDED VOTES

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIP	COMMENTS	DATE
CHRM. DIAZ	X				X	9/29/05
COMR. MERRIFIELD	X					9/23/05
COMR. JACZKO	X				X	9/28/05
Comr. LYONS	X					9/26/05

COMMENT RESOLUTION

In their vote sheets, all Commissioners approved the staff's recommendation. Chairman Diaz and Commissioner Jaczko provided some additional comments. Subsequently, their comments were incorporated into the guidance to staff as reflected in the SRM issued on October 11, 2005.

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary

FROM: CHAIRMAN DIAZ

SUBJECT: **SECY-05-0164 - ANNUAL FEE CALCULATION
           METHOD**

Approved _xx_ v/Comments Disapproved _____   Abstain _____

Not Participating _____

COMMENTS:

See attached comments.

SIGNATURE

DATE   Sept 29/05

Entered on "STARS" Yes ✓ No ___

Chairman Diaz comments on SECY-05-0164

I approve with the following comments.

I appreciate the staff's efforts to streamline NRC's license fee development process by requesting relief from providing the Commission with data using the percent change method. The magnitude of changes in the FY 2006 budget, such as new reactor licensing, and security are significant and calculation of fees using the percent change method is not necessary in developing the FY 2006 Proposed Fee Rule. I believe, however, that the Commission should be informed of the impact of NRC fees using both calculation methods in future years. I also believe that the level of precision used in calculating the allocation of costs to specific classes using the percent change method does not need to be as high as in the past. The staff should reexamine this issue to determine if, by providing the Commission with a gross estimate of percentage points by which each specific class would be adjusted, it would allow the CFO to issue the fee rule earlier in the year and still keep the Commission fully informed of the options and impact of the changes.

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary

FROM: COMMISSIONER MERRIFIELD

SUBJECT: **SECY-05-0164 - ANNUAL FEE CALCULATION METHOD**

Approved ✓ Disapproved _____   Abstain _____

Not Participating _____

COMMENTS:

No comment.

SIGNATURE

9/2?/?5

DATE

Entered on "STARS" Yes ✓ No ___

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary

FROM: COMMISSIONER JACZKO

SUBJECT: **SECY-05-0164 - ANNUAL FEE CALCULATION METHOD**

Approved __x__ Disapproved _____ Abstain _____

Not Participating _____

COMMENTS: See attached comments.

_____
SIGNATURE
_____
9/28/05
DATE

Entered on "STARS" Yes _✗_ No __

Commissioner Jaczko's Comments on SECY-05-0164
Annual Fee Calculation Method

I approve the staff's recommendation to eliminate the requirement that OCFO calculate annual fees two ways each year. Additionally, I believe this paper and the associated voting record should be made publicly available.

_____   9/28/05
Gregory B. Jaczko   Date

NOTATION VOTE

RESPONSE SHEET

TO: Annette Vietti-Cook, Secretary

FROM: COMMISSIONER LYONS

SUBJECT: **SECY-05-0164 - ANNUAL FEE CALCULATION METHOD**

Approved __X__ Disapproved _____   Abstain _____

Not Participating _____

COMMENTS:

_____
SIGNATURE
_____
DATE
            9/26/05

Entered on "STARS" Yes _X_ No ___