

August 24, 2000.

MEMORANDUM TO: David B. Matthews, Director, DRIP
John A. Zwolinski, Director, DLPM
Jack R. Strosnider, Director, DE
Gary M. Holahan, Director, DSSA
Bruce A. Boger, Director, DIPM

FROM: Cynthia A. Carpenter, Chief/**RA**/
Generic Issues, Environmental, Financial
and Rulemaking Branch
Division of Regulatory Improvement Programs
Office of Nuclear Reactor Regulation

SUBJECT: REQUEST INPUT FOR AUGUST SBREFA REPORT

The Generic Issues, Environmental, Financial and Rulemaking Branch (RGEB) is responsible for collecting and reviewing the NRR input of final actions covered by the Small Business Regulatory Enforcement Fairness Act (SBREFA or the Act) before forwarding it to the Rules and Directives Branch (RDB). The typical NRR actions covered by the Act, as advised by OGC, include final rules, standard review plans, branch technical positions, NUREGs that interpret law, bulletins and generic letters that provide new interpretations of law or policy, and policy statements, etc. After collecting all NRC offices' input, the RDB will submit it to OMB for review, as required by the Act.

To ensure compliance with the Act, we are requesting from each division a summary description of each final action for which your division is responsible and for which the anticipated issue date is within 90 days after the date of this memorandum. An example of a summary description is attached for your use (Attachment 1). Summary descriptions should be provided via E-mail to Peter Wen (E-mail address: PXW) by September 5, 2000. Negative replies are also requested. Attachment 2 includes a list of previously submitted NRR items that have been identified as potential "rules" under SBREFA. These items need not be resubmitted.

If you or your staff have any questions regarding this request, please contact Peter Wen at 415-2832.

Attachments: As stated

DATE: July 27, 1999

AGENCY: Nuclear Regulatory Commission

TITLE OF ACTION: Respiratory Protection and Controls to Restrict Internal Exposures (10 CFR Part 20)

LEVEL OF SIGNIFICANCE: Non-major rule

UPCOMING ACTION: Final rule

AGENCY IDENTIFICATION: RIN No. 3150-AF81 (RM#269)

DATE OF ISSUANCE: Estimated September 1999

STATUTORY OR JUDICIAL DEADLINE: N/A

DESCRIPTION OF ACTION: The Commission is amending its regulations at 10 CFR Part 20, Subpart H regarding the use of respiratory protection and other controls to restrict intake of radioactive material. The amendments make these regulations more consistent with the philosophy of controlling the sum of internal and external radiation exposure, reflect current guidance on respiratory protection from the American National Standards Institute (ANSI), are consistent with recently effective revisions to OSHA's respiratory protection rule, and make NRC requirements for radiological protection less prescriptive without reducing worker protection. The amendments provide greater assurance that worker dose will be maintained as low as is reasonably achievable (ALARA) and that recent technological advances in respiratory protection equipment and procedures are reflected in NRC regulations and clearly approved for use by licensees. The amendments reduce licensee burden by deleting requirements that are no longer needed, are redundant, or are no longer technically correct.

AGENCY CONTACT: Alan K. Roecklein, NRR/DRIP (301) 415-3883

**NRR ACTION ITEMS SUBMITTED TO RDB/ADM (Since 10-1-99) FOR COMPLIANCE WITH
THE SMALL BUSINESS REGULATORY ENFORCEMENT FAIRNESS ACT**

Item #	Agency ID	Title	Type of Action	Contact
52	Chap 13 of NUREG-0800	Conduct of Operations	Non-Major Rule	J. Bongarra
53	RIN 3150-AG23	Design Certification Rule for the AP600 Design (Appendix C to 10CFR Part 52)	Non-Major Rule	J. Wilson
54	RIN 3150-AG11	The Use of Potassium Iodide (KI) for the General Public after a Severe Accident at a Nuclear Power Plant (Final Amendment to 10 CFR 50.47)	Non-Major Rule	M. Jamgochian
55	NUREG-1555	Environmental Standard Review Plan - Standard Review Plans for Environmental Reviews for Nuclear Power Plants	Non-Major Rule	J. Luehman
56	MA6971	Regulatory Issue Summary 99-06: Voluntary Submission of Performance Indicator Data	Non-Major Rule	D. Hickman J. Shapaker
57*	RG4.2, Sup 1	Preparation of Supplemental Environmental Report for Application to Review Nuclear Power Plant Operating Licenses	Non-Major Rule	D. Cleary
58*	DG-1082	Assessing and Managing Risk before Maintenance Activities at Nuclear Power Plants	Non-Major Rule	W. Scott
59	RIN3150-AG22	Elimination of the Requirements for Noncombustible Fire Barrier Penetration Seal Materials and Other Minor Changes	Non-Major Rule	D. Oudinot
60*	DG-1067	Decommissioning of Nuclear Power Reactors	Non-Major Rule	M. Masnik

*Note: OMB has agreed with our generic determination that issuance of regulatory guides cannot be considered a "major rule" under the SBREFA. Recently, we also received a similar agreement from OMB regarding the changes to the NRC Inspection Manual. Therefore, in the future, these items (regulatory guides and changes to the Inspection Manual) need not be submitted for screening.

Item #	Agency ID	Title	Type of Action	Contact
61	RIN 3150-AG26	Revision of Part 50, Appendix K," ECCS Evaluation Models"	Major Rule	J. Donoghue
62	RIN 3150-AF98	Rulemaking to Modify the Event Reporting Requirements for Nuclear Power Reactors in 10 CFR 50.72 and 50.73	Non-Major Rule	D. Allison
63	MA7841	RIS 2000-07: Use of Risk-Informed Decisionmaking in License Amendment Reviews	Non-Major Rule	R. Palla
64	MA8080	RIS 2000-08: Voluntary Submission of Performance Indicator Data	Non-Major Rule	S. Sanders
65	SRP 15.0.1	Use of Alternative Source Terms at Operating Reactors	Non-Major Rule	S. F. LaVie

DISTRIBUTION: MEMO RE SMALL BUSINESS REGULATORY DATED AUGUST 24, 2000

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Attachments: As stated

DISTRIBUTION: See attached list

ACCESSION MI003744708
Template NRR-102

DOCUMENT NAME: G:\RGEB\PCWSBREFA.REQ.WPD

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DATE	08/22/2000	08/23/2000	08/24/2000

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