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FROM: DUE: / / EDO CONTROL: G20010060  
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FINAL REPLY:

Mitchell D. Daniels, Jr.  
Office of Management and Budget (OMB)

TO:

Agency Heads

FOR SIGNATURE OF : \*\* GRN \*\* CRC NO: 01-0097

DESC:

Effective Regulatory Review

ROUTING:

Travers  
Paperiello  
Miraglia  
Norry  
Reiter  
Craig  
Burns  
Cyr, OGC

DATE: 02/08/01

ASSIGNED TO: CONTACT:  
ADM Springer

SPECIAL INSTRUCTIONS OR REMARKS:

For Appropriate Action.

Ref. G20010034.

OFFICE OF THE SECRETARY  
CORRESPONDENCE CONTROL TICKET

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ACTION OFFICE: EDO

AUTHOR: MITCHELL DANIELS  
AFFILIATION: OMB  
ADDRESSEE: AGENCY HEADS  
SUBJECT: EFFECTIVE REGULATORY REVIEW

ACTION: Appropriate  
DISTRIBUTION: RF

LETTER DATE: 01/26/2001  
ACKNOWLEDGED No  
SPECIAL HANDLING: OCM #5321

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5321

EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

January 26, 2001

THE DIRECTOR

M-01-09

MEMORANDUM FOR THE HEADS AND ACTING HEADS OF EXECUTIVE  
DEPARTMENTS AND AGENCIES

FROM: Mitchell E. Daniels, Jr. *ME Daniels*  
Director

SUBJECT: Effective Regulatory Review

To ensure effective implementation of the memorandum of January 20, 2001, from the Chief of Staff, entitled "Regulatory Review Plan," and to coordinate that implementation with Executive regulatory review carried out under Executive Order No. 12866, we ask you to take the following steps:

1. Promptly withdraw from review by the Office of Management and Budget's (OMB) Office of Information and Regulatory Affairs (OIRA) under E.O. 12866 any regulatory action submitted to OIRA on or before January 20, 2001. In accordance with the January 20<sup>th</sup> memorandum, this will assure that the action is reviewed and approved by an agency head (or delegate) appointed by President Bush. "Regulatory action" is defined in section 3(e) of E.O. 12866.

If you believe that any regulatory action pending at OIRA should continue under OIRA review, identify the action to the appropriate OIRA Desk Officer (with a short summary of the action and the exception category). OIRA will discuss with the agency whether the action should continue under review or be withdrawn.

2. All regulatory actions subject to this memorandum are actions that must either (1) be reviewed and approved by an official appointed by President Bush; or (2) fall into several categories of exception, including actions that respond to emergencies or other urgent situations relating to health and safety; actions that impact critical health and safety functions of your agency; or are actions promulgated pursuant to statutory or judicial deadlines. In the case of regulatory actions that fall into the exception categories, agencies should strive to apply the agency review and approval criteria of the January 20<sup>th</sup> memorandum if at all practicable.