

Approved for Publication

The Commission has delegated to the EDO (10 CFR 1.32(c)) the authority to develop and promulgate rules as defined in the APA (5 U.S.C. 551(4)) subject to the limitations specified in NRC Management Directive 9.17, "Organization and Functions, Office of the Executive Director for Operations," paragraphs 0213, 038, 039, and 0310.

The attached final rule is entitled "Facility Security Clearance and Safeguarding of National Security Information and Restricted Data - Minor Changes." This final rule amends the regulations to reflect organizational changes resulting from the creation of the Office of Nuclear Security and Incident Response , to correct a minor error and to change the derivative classification stamp in 10 CFR Part 95.37 per Executive Order 12958, "Classified National Security Information" and the relevant Implementing Directive. Good cause exists to dispense with the usual 30-day delay in the effective date because the amendments are of a minor and administrative nature. Therefore, the rule is being published as an immediately effective final rule.

This final rule does not constitute a significant question of policy, nor does it amend regulations contained in 10 CFR Parts 7, 8, or 9 (Subpart C) concerning matters of policy. I therefore find that this rule is within the scope of my rulemaking authority and am proceeding to issue it.

June 25, 2003

/RA/

Date

William D. Travers,
Executive Director for Operations