



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20566-0001

December 5, 1996

Mr. Robert P. Murphy
General Counsel
General Accounting Office
Room 7175
441 G. St., NW,
Washington, DC 20548

Dear Mr. Murphy:

Pursuant to Subtitle E of the Small Business Regulatory Enforcement Fairness Act of 1996, 5 U.S.C. 801, the Nuclear Regulatory Commission (NRC) is submitting a final rule that will constrain air emissions from NRC licensees so that no member of the public will receive a dose in excess of 10 mrem in a year from these emissions. This action is expected to be the final step in providing a basis under which the Environmental Protection Agency (EPA) can rescind 40 CFR Part 61, Subpart I, "National Emission Standards for Radionuclide Emissions from Facilities Licensed by the Nuclear Regulatory Commission and Federal Facilities Not Covered by Subpart H." Rescission of Subpart I will result in a significant reduction in burden to the Federal Government and to NRC licensees without any negative health and safety impact.

We have determined that this rule is not a "major rule" as defined in 5 U.S.C. 804(2). We have confirmed this determination with the Office of Management and Budget.

Enclosed is a copy of the final rule that is being transmitted to the Office of the Federal Register for publication. The Regulatory Flexibility Certification is included in the final rule. Also enclosed is a copy of the Regulatory Analysis for this final rule that contains the NRC's cost-benefit determinations. This final rule is scheduled to become effective concurrent with the effective date of EPA's rescission of 40 CFR Part 61, Subpart I. A notice of its effectiveness will be published in the Federal Register.

Sincerely,

A handwritten signature in dark ink, appearing to read "Dennis K. Rathbun", is written over a horizontal line.

Dennis K. Rathbun, Director
Office of Congressional Affairs

Enclosures: Final Rule
Regulatory Analysis



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

December 5, 1996

The Honorable Al Gore
President of the United
States Senate
Washington, DC 20510

Dear Mr. President:

Pursuant to Subtitle E of the Small Business Regulatory Enforcement Fairness Act of 1996, 5 U.S.C. 801, the Nuclear Regulatory Commission (NRC) is submitting a final rule that will constrain air emissions from NRC licensees so that no member of the public will receive a dose in excess of 10 mrem in a year from these emissions. This action is expected to be the final step in providing a basis under which the Environmental Protection Agency (EPA) can rescind 40 CFR Part 61, Subpart I, "National Emission Standards for Radionuclide Emissions from Facilities Licensed by the Nuclear Regulatory Commission and Federal Facilities Not Covered by Subpart H." Rescission of Subpart I will result in a significant reduction in burden to the Federal Government and to NRC licensees without any negative health and safety impact.

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Dennis K. Rathbun, Director
Office of Congressional Affairs

Enclosures: Final Rule
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UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

December 5, 1996

The Honorable Newt Gingrich
Speaker of the United States
House of Representatives
Washington, DC 20515

Dear Mr. Speaker:

Pursuant to Subtitle E of the Small Business Regulatory Enforcement Fairness Act of 1996, 5 U.S.C. 801, the Nuclear Regulatory Commission (NRC) is submitting a final rule that will constrain air emissions from NRC licensees so that no member of the public will receive a dose in excess of 10 mrem in a year from these emissions. This action is expected to be the final step in providing a basis under which the Environmental Protection Agency (EPA) can rescind 40 CFR Part 61, Subpart I, "National Emission Standards for Radionuclide Emissions from Facilities Licensed by the Nuclear Regulatory Commission and Federal Facilities Not Covered by Subpart H." Rescission of Subpart I will result in a significant reduction in burden to the Federal Government and to NRC licensees without any negative health and safety impact.

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Dennis K. Rathbun, Director
Office of Congressional Affairs

Enclosures: Final Rule
Regulatory Analysis