



Public Meeting: Limited-Scope Revisions to EWR Supporting Guidance (Process Discussion)

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Meeting Purpose

- Preview NRC staff's proposal for limited-scope revisions to the final rule on Enhanced Weapons, Firearms Background Checks, and Security Event Notifications (EWR's) supporting regulatory guidance documents
 - New Draft Guides (DG) 5080, DG-5081, and DG-5082
- Discuss potential for exemptions regarding licensee's compliance with the EWR provisions
 - Compliance date for the EWR is January 8, 2024

Meeting Agenda

- Key Dates
- Background Info
- Limited-Scope Revisions to Guidance Documents
- Proposed Schedule
- Potential Need for Licensees to Request Exemptions
- Questions

Key Dates

- Final rule on Enhanced Weapons, Firearms Background Checks, and Security Event Notifications was published in the *Federal Register*
 - Published on March 14, 2023 ([88 FR 15864](#))
 - Effective on April 13, 2023
- Compliance (implementation) date: January 8, 2024

Background Information

- To support efficient implementation of the final EWR, the NRC staff responded to questions on the final rule and supporting guidance documents at multiple events, including:
 - three NRC-led public workshops in May 2023
 - two industry-led forums / symposiums in June 2023
- Industry has identified several issues in this guidance and requested the NRC provide clarification to:
 - Address potential inconsistencies
 - Provide additional examples or clarification

Limited-Scope Revisions to Guidance

- NRC staff is proposing to issue limited-scope revisions to three guidance documents for the EWR
 - DG-5080 – Proposed Revision 3 to RG 5.62, “Physical Security Event Notifications, Reports, and Records”
 - DG-5081 – Proposed Revision 1 to RG 5.86, “Preemption Authority, Enhanced Weapons Authority, and Firearms Background Checks”
 - DG-5082 – Proposed Revision 1 to RG 5.87, “Suspicious Activity Reporting Under 10 CFR Part 73”
- The NRC intends to focus on those issues that industry asserts may affect a licensee’s ability to implement the final rule in a timely and efficient manner

Limited-Scope Revisions (cont.)

- The NRC plans to issue the three DGs for public comment via individual *Federal Register* notices
- The NRC plans to hold a public meeting during the comment period to discuss the proposed revisions
- Comments beyond these limited-scope revisions may be considered by the NRC in developing the final RGs, or may be deferred to the next periodic update to these RGs

Proposed Schedule

- The NRC staff's goals for this effort are:
 - Publish the three DGs for comment in the *Federal Register* before November 2023
 - A proposed duration of the comment period for the *Federal Register* notices is currently being evaluated by NRC staff
 - Conduct a separate public meeting during the comment period to discuss in detail the specific changes proposed by NRC staff
 - Disposition any comments and publish the revised final RGs before April 2024

Need for Exemptions

- With the projected schedule for revising these three RGs extending beyond the current compliance (implementation) date of 1/8/2024, the NRC staff recognizes that multiple licensees may seek exemptions from some or all of these regulations under the EWR
- NRC staff understands that licensee exemption requests may be informed by the NRC's projected schedule for issuing the revised RGs and may also consider other licensee-specific circumstances, such as:
 - Outage schedules
 - Procedure development and personnel training durations

Need for Exemptions (cont.)

- NRC staff is available to discuss industry's development of an exemption template approach – similar to previous multiple-licensee exigent exemption efforts – to support efficient consideration of potential exemption requests

QUESTIONS?