

February 14, 2003

MEMORANDUM TO: Catherine Holze
Office of the General Counsel

FROM: Michael Lesar, Chief / **RA** /
Rules and Directives Branch
Division of Administrative Services
Office of Administration

SUBJECT: REVIEW OF SECY-03-0019, FINAL RULE ON "AVAILABILITY OF
OFFICIAL RECORDS" (AC07)

The Rules and Directives Branch has reviewed SECY-03-0019, currently before the Commission, which concerns the final rule revising 10 CFR 2.790. We have attached a marked copy of pages from the final rule presenting corrections that must be made before the Federal Register notice is sent for publication.

Please note that the codification and/or the structure of the amendment to § 2.790(b)(1) must be altered in order to comply with current publication standards established by the Office of the Federal Register. On page 30 of the *Federal Register* notice, 4th full paragraph, the concluding sentence of 2.790(b)(1)(ii)—which allows the Commission to "waive the affidavit requirements" on request and as appropriate—must either be given a new paragraph designation within the system of codification, or moved to an existing designated paragraph. Please contact us if you need further assistance in resolving this problem prior to publication.

These changes may be made at any time before the final rule is submitted for signature and publication. Please note that these corrections should be included on the marked copy of the final rule, submitted with the publication package, that indicates all changes made since the action went to the Commission.

If you have any questions concerning this matter, please contact me at 415-7163 (MTL) or Victoria Voytko, ADM, at 415-6075 (ADM).

Attachment: As stated

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