



UNITED STATES
NUCLEAR REGULATORY COMMISSION

WASHINGTON, D.C. 20555-0001

June 16, 2003

MEMORANDUM TO: William D. Travers
Executive Director for Operations

FROM: Roy P. Zimmerman, Director /RA/
Office of Nuclear Security
and Incident Response

SUBJECT: FINAL RULE TO MAKE MINOR CHANGES TO NRC REGULATIONS
ON FACILITY SECURITY CLEARANCE AND SAFEGUARDING OF
NATIONAL SECURITY INFORMATION AND RESTRICTED DATA

Attached for your signature is a Federal Register notice that amends NRC regulations to reflect organizational changes resulting from the creation of the Office of Nuclear Security and Incident Response, corrects a minor error, and changes the example of the derivative classification stamp in 10 CFR Part 95.37 per Executive Order (E.O.) 12958, "Classified National Security Information" and Implementing Directive for that E.O.

Because these amendments deal with agency organization and internal procedures, the notice and comment provisions of the Administrative Procedure Act do not apply pursuant to 5 U.S.C. 553 (b) (A). In addition, 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. An Approved for Publication form is attached for your signature as well.

Notices:

Also attached is an entry for the Daily Staff Notes which informs the Commission that the Executive Director for Operations has signed the final rule. Congressional committees are not being informed and a public announcement will not be issued.

Coordination:

The Office of the Chief Information Officer concurs in this final rule. The Office of the Chief Financial Officer has no resources-related objection to this rulemaking. The Office of the General Counsel has no legal objection.

Attachments:

1. Federal Register Notice of Final Rulemaking
2. Daily Staff Notes
3. Approval for Publication

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