



**UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, DC 20555 - 0001**

May 9, 2006

MEMORANDUM TO: Doris Mendiola, RDB/DAS/ADM

FROM: Doug Starkey/RA/
Sr. Enforcement Specialist
Office of Enforcement

SUBJECT: REGULATORY HISTORY - PROPOSED RULE: CLARIFICATION OF
NRC CIVIL PENALTY AUTHORITY OVER CONTRACTORS AND
SUBCONTRACTORS WHO DISCRIMINATE AGAINST EMPLOYEES
FOR ENGAGING IN PROTECTED ACTIVITIES (Parts 30, 40, 50, 60, 61,
63, 70, 71, 72, and 76) (RIN 3150-AH59)

As requested in your memorandum dated March 6, 2006, I have compiled the Regulatory History for the subject proposed rule. The Regulatory History Index (ML061230124) and documents comprising the Regulatory History can be found in an ADAMS folder, accession number ML061230028. The Regulatory History consists of all documents of central relevance to the factual basis, coverage, meaning, and historical development of the proposed rule. Enclosed with this memorandum is a copy of the Regulatory History Index.

If you have any questions regarding this Regulatory History please contact me at 415-3456 or drs@nrc.gov.

Enclosure: As stated

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OFFICE	OE			
NAME	D. Starkey			
DATE	05/09/06			

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Regulatory History Index

Proposed Rule: Clarification of NRC Civil Penalty Authority over Contractors and Subcontractors Who Discriminate Against Employees for Engaging in Protected Activities (RIN 3150-AH59)(Parts 30, 40, 50, 60, 61, 63, 70, 71, 72, and 76)

#	Document Date	Title	Accession Number
1	9-12-02	SECY-02-0166, Discrimination Task Group Report	ML022120479
2	3-26-03	SRM-SECY-02-0166, SRM on Discrimination Task Group Report	ML030850783
3	10-21-04	SECY-04-0195, Rulemaking Plan	ML042740294
4	11-22-04	SRM-SECY-04-0195, Commission Approval of Rulemaking Plan	ML043270379
5	11-22-04	Commission Voting Record on SECY-04-0195	ML043280264
6	10-18-05	Memo from Michael Johnson (OE) to Sher Bahadur (CRGR) Requesting CRGR to Defer Review of Proposed Rule	{PackageML052910052} ML052910071-Memo Attachments listed separately in the index
7	10-18-05	Appendix C to the Committee to Review Generic Requirements Charter (CRGR)	ML052910277
8	10-25-05	Memo from Sher Bahadur (CRGR) to Michael Johnson (OE) Granting Request for Deferral of CRGR Review of Proposed Rule	ML052940336
9	11-17-05	Draft Environmental Assessment	ML051950435
10	11-17-05	Draft Regulatory Analysis	ML051950431
11	11-17-05	DRAFT Federal Register Notice	ML052910203
12	11-17-05	SECY-05-0212, Request to Publish Proposed Rule in Federal Register	ML052910161
13	12-23-05	SRM-SECY-05-0212, Commission Approval to Publish Proposed Rule in Federal Register	ML053570177
14	12-23-05	Commission Voting Record on SECY-05-0212	ML053570379

15	1-26-06	Memo from Brenda Shelton (OIS) to Frank Congel (OE) Providing Concurrence on Proposed Rule	ML061230305
16	1-30-06	NRC Press Release on Proposed Rule	ML061230307
17	1-31-06	Federal Register Notice on Proposed Rule (71 FR 5015)	ML060120312
18	1-31-06	E-mail from James Lieberman (Member of the Public) Providing Comment on Proposed Rule	ML060800443
19	2-6-06	Memo to All Agreement States Requesting Comments on Proposed Rule	ML060370289
20	2-21-06	Public Meeting Notice	ML060520427
21	3-28-06	Letter from Project on Government Oversight (POGO) Providing Comment on Proposed Rule	ML060880346
22	4-10-06	Summary of 3-28-06 Public Meeting	ML060970174
<i>NON-PUBLIC DOCUMENTS</i>			
1	5-3-04	Memo from Frank Congel (OE) to Office Directors Requesting Office Concurrence on Rulemaking Plan	ML041240444
2	9-1-04	Memo from Frank Congel (OE) to Office Directors Requesting Concurrence on Commission Paper	ML042470011
3	9-20-04	Memo from Charles Miller (NMSS) to Frank Congel (OE) Giving NMSS Concurrence on Commission Paper	ML042590083
4	8-30-05	Memo from Mike Johnson (OE) to Office Directors Requesting Concurrence on Proposed Rule Package	ML052420026
5	9-12-05	Memo from Michael Lesar (ADM) to Michael Johnson (OE) Providing ADM Concurrence with Comments on Proposed Rule	ML061230296

6	9-15-05	Note from Maria Schofer (OCFO) to Les Barnett (OCFO) Recommending Concurrence on Proposed Rulemaking on Behalf of OCFO.	ML061230299
7	9-16-05	Memo from Brenda Shelton (OIS) to Phillip Harrison (ADM) Regarding Request for Comment and Concurrence on Proposed Rule	ML061230301
8	9-21-05	E-mail from Cardelia Maupin (OSTP) to Andrea Jones, Brenda Usilton, Doug Starkey providing OSTP's Concurrence on Proposed Rulemaking	ML061230303
9	9-21-05	Memo from Jack Strosnider (NMSS) to Michael Johnson (OE) Providing NMSS Concurrence with Comments on Proposed Rule	{Package:ML052590194} ML052590203-Memo Attachs. Listed below
10	9-21-05	Suggested Changes to Address Holders of an Applicants for Certificates of Compliance	ML052590237
11	9-21-05	Office concurrence on Draft Proposed Rule Package: Clarification of NRC Civil Penalty Authority Over Contractors and Subcontractors	ML052590226
12	9-27-05	E-mail from Mike Snodderly (ACRS) to Doug Starkey (OE) Declining ACRS Review of Proposed Rule	ML061230308
13	11-10-05	E-mail from Lydia Chang (NMSS) to Doug Starkey (OE). Subject: Removing Footnote 3	ML061230304
14	1-18-06	Memo from Frank Congel (OE) to Mike Lesar (ADM) Requesting Publication of Proposed Rule	ML060190443
15	1-18-06	Redline-Strikeout Version of Proposed Rule Showing Changes Approved by the Commission in SRM-SECY-05-0212	ML061230037
16	1-26-06	Memo from Brenda Shelton (OIS) to Frank Congel (OE) Providing Concurrence on Proposed Rule	ML061230305

ML061230124