

May 9, 2007

MEMORANDUM TO: Chairman Klein
Commissioner McGaffigan
Commissioner Merrifield
Commissioner Jaczko
Commissioner Lyons

FROM: Luis A. Reyes /**RA Martin J. Virgilio Acting For/**
Executive Director for Operations

SUBJECT: COMMISSION NOTIFICATION OF A DIRECT FINAL RULE SIGNED BY
THE ACTING EXECUTIVE DIRECTOR FOR OPERATIONS

Office of Federal and State Materials and Environmental Management Programs

On May 8, 2007, the Acting Executive Director for Operations approved a direct final rule, "Emergency Preparedness Policies Developed for Nuclear Materials Facilities," that amends 10 CFR 1.46. This amendment will clarify emergency preparedness program responsibilities of the Office of Nuclear Security and Incident Response. The current limiting reference of "nuclear reactors" is being replaced with the phrase "nuclear facilities."

This notice informs the Commission that, under the rulemaking authority delegated to the EDO, the EDO has signed this direct final rule and proposes to forward it May 16, 2007, to the Office of the Federal Register for publication, unless otherwise directed by the Commission.

This direct final rule does not constitute a significant question of policy, nor does it amend regulations contained in 10 CFR Parts 7, 8, or 9, Subpart C, concerning matters of policy.

The final rule can be found in ADAMS at ML071060179.

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