

May 24, 2016

The Honorable David Vitter
Chairman, Committee on Small Business
and Entrepreneurship
United States Senate
Washington, DC 20510

Dear Mr. Chairman:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), as required by the Small Business Regulatory Enforcement Fairness Act of 1996, I am reporting on the status of the agency provision of "Compliance Guides" to small entities for rules that affect them.

The agency directs much of its regulatory activity to NRC licensees that are not considered small entities under the size standards in § 2.810 of Title 10 of the *Code of Federal Regulations*, "NRC size standards." Therefore, a significant number of the NRC's regulations do not affect small entities. However, there are a few rules that do have a significant impact on a substantial number of small entities. A complete list of those rulemakings that have an impact on small entities and their corresponding guidance documents is available on the agency's Web site at <http://www.nrc.gov/about-nrc/regulatory/rulemaking/flexibility-act/small-entities.html>.

Since our May 29, 2015, correspondence only one new rule has been determined to have a significant impact on a substantial number of small entities. This final rule amended the licensing, inspection, and annual fees that the NRC charges to its applicants and licensees (June 30, 2015; 80 FR 37432). The final rule's small entity compliance guide is the last entry in the agency's Web site.

In addition, two compliance guides posted on the agency's Web site have been superseded by new revisions. The new revisions are NUREG-1556, Volume 2, Revision 1, "Consolidated Guidance About Materials Licenses, Program-Specific Guidance About Industrial Radiography Licenses, Final Report" and NUREG-1556, Volume 3, Revision 2, "Consolidated Guidance About Materials Licenses: Applications for Sealed Source and Device Evaluation and Registration, Final Report." These revisions are posted on the agency's Web site.

If you have any questions or concerns regarding this matter, please contact Eugene Dacus, Director of the Office of Congressional Affairs at (301) 415-1776.

Sincerely,

/RA/

Stephen G. Burns

cc: Senator Jeanne Shaheen

Identical letter sent to:

The Honorable David Vitter
Chairman, Committee on Small Business
and Entrepreneurship
United States Senate
Washington, DC 20510
cc: Senator Jeanne Shaheen

The Honorable Steve Chabot
Chairman, Committee on Small Business
United States House of Representatives
Washington, DC 20515
cc: Representative Nydia M. Velázquez

The Honorable James M. Inhofe
Chairman, Committee on Environment
and Public Works
United States Senate
Washington, DC 20510
cc: Senator Barbara Boxer

The Honorable Shelley Moore Capito
Chairman, Subcommittee on Clean Air
and Nuclear Safety
Committee on Environment and Public Works
United States Senate
Washington, DC 20510
cc: Senator Thomas R. Carper

The Honorable Fred Upton
Chairman, Committee on Energy and Commerce
United States House of Representatives
Washington, DC 20515
cc: Representative Frank Pallone, Jr.

The Honorable Ed Whitfield
Chairman, Subcommittee on Energy and Power
Committee on Energy and Commerce
United States House of Representatives
Washington, DC 20515
cc: Representative Bobby L. Rush

The Honorable John Shimkus
Chairman, Subcommittee on Environment
and the Economy
Committee on Energy and Commerce
United States House of Representatives
Washington, DC 20515
cc: Representative Paul Tonko