

# Request for OMB Review

PDR

P. Smith

### Important

Read instructions before completing form. Do not use the same SF 83 to request both an Executive Order 12291 review and approval under the Paperwork Reduction Act.

Answer all questions in Part I. If this request is for review under E.O. 12291, complete Part II and sign the regulatory certification. If this request is for approval under the Paperwork Reduction Act and 5 CFR 1320, skip Part II, complete Part III and sign the paperwork certification.

Send three copies of this form, the material to be reviewed, and for paperwork—three copies of the supporting statement, to:

Office of Information and Regulatory Affairs  
Office of Management and Budget  
Attention: Docket Library, Room 3201  
Washington, DC 20503

### PART I.—Complete This Part for All Requests.

1. Department/agency and Bureau/office originating request  U.S. Nuclear Regulatory Commission		2. Agency code  3 1 5 0
3. Name of person who can best answer questions regarding this request Roberta Ingram		Telephone number (301) 504-1219
4. Title of information collection or rulemaking  Class Exemption for Reports Concerning Possible Non-Routine Generic Problems		
5. Legal authority for information collection or rule (cite United States Code, Public Law, or Executive Order) 42 USC 2201(o) or		
6. Affected public (check all that apply)		
1 <input type="checkbox"/> Individuals or households	3 <input type="checkbox"/> Farms	5 <input type="checkbox"/> Federal agencies or employees
2 <input checked="" type="checkbox"/> State or local governments	4 <input checked="" type="checkbox"/> Businesses or other for-profit	6 <input checked="" type="checkbox"/> Non-profit institutions
		7 <input checked="" type="checkbox"/> Small businesses or organizations

### PART II.—Complete This Part Only if the Request is for OMB Review Under Executive Order 12291

7. Regulation Identifier Number (RIN) \_\_\_\_\_ or, None assigned

8. Type of submission (check one in each category)		Type of review requested
<b>Classification</b>	<b>Stage of development</b>	
1 <input type="checkbox"/> Major	1 <input type="checkbox"/> Proposed or draft	1 <input type="checkbox"/> Standard
2 <input type="checkbox"/> Nonmajor	2 <input type="checkbox"/> Final or interim final, with prior proposal	2 <input type="checkbox"/> Pending
	3 <input type="checkbox"/> Final or interim final, without prior proposal	3 <input type="checkbox"/> Emergency
		4 <input type="checkbox"/> Statutory or judicial deadline

9. CFR section affected \_\_\_\_\_ CFR

10. Does this regulation contain reporting or recordkeeping requirements that require OMB approval under the Paperwork Reduction Act and 5 CFR 1320?  Yes  No

11. If a major rule, is there a regulatory impact analysis attached?  Yes  No  
If "No," did OMB waive the analysis?  Yes  No

### Certification for Regulatory Submissions

In submitting this request for OMB review, the authorized regulatory contact and the program official certify that the requirements of E.O. 12291 and any applicable policy directives have been complied with.

Signature of program official	Date
Signature of authorized regulatory contact	Date

12. (OMB use only) 9404060032 940329  
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**PART III.—Complete This Part Only if the Request is for Approval of a Collection of Information Under the Paperwork Reduction Act and 5 CFR 1320.**

13. Abstract—Describe needs, uses and affected public in 50 words or less "Nuclear Facility, Nuclear Material"

NRC is requesting approval authority to collect information concerning emergency non-routine generic problems which would require prompt action to preclude potential threats to public health and safety.

14. Type of information collection (check only one)

**Information collections not contained in rules**

1  Regular submission

2  Emergency submission (certification attached)

**Information collections contained in rules**

3  Existing regulation (no change proposed)

6 Final or interim final without prior NPRM

4  Notice of proposed rulemaking (NPRM)

A  Regular submission

5  Final, NPRM was previously published

B  Emergency submission (certification attached)

7. Enter date of expected or actual Federal Register publication at this stage of rulemaking (month, day, year): \_\_\_\_\_

15. Type of review requested (check only one)

1  New collection

4  Reinstatement of a previously approved collection for which approval has expired

2  Revision of a currently approved collection

3  Extension of the expiration date of a currently approved collection without any change in the substance or in the method of collection

5  Existing collection in use without an OMB control number

16. Agency report form number(s) (include standard/optional form number(s))

22. Purpose of information collection (check as many as apply)

17. Annual reporting or disclosure burden

1 Number of respondents

217

2 Number of responses per respondent

1

3 Total annual responses (line 1 times line 2)

217

4 Hours per response

315.7

5 Total hours (line 3 times line 4)

68,500

1  Application for benefits

2  Program evaluation

3  General purpose statistics

4  Regulatory or compliance

5  Program planning or management

6  Research

7  Audit

18. Annual recordkeeping burden

1 Number of recordkeepers

2 Annual hours per recordkeeper

3 Total recordkeeping hours (line 1 times line 2)

4 Recordkeeping retention period

years

23. Frequency of recordkeeping or reporting (check all that apply)

1  Recordkeeping

**Reporting**

2  On occasion

3  Weekly

4  Monthly

5  Quarterly

6  Semi-annually

7  Annually

8  Biennially

9  Other (describe): \_\_\_\_\_

19. Total annual burden

1 Requested (line 17.5 plus line 18.3)

68,500

2 In current OMB inventory

3,967

3 Difference (line 1 less line 2)

64,533

**Explanation of difference**

4 Program change

5 Adjustment

64,533

20. Current (most recent) OMB control number or comment number

3150-0012

24. Respondents' obligation to comply (check the strongest obligation that applies)

1  Voluntary

2  Required to obtain or retain a benefit

3  Mandatory

21. Requested expiration date

3 years from approval

25. Are the respondents primarily educational agencies or institutions or is the primary purpose of the collection related to Federal education programs?  Yes  No

26. Does the agency use sampling to select respondents or does the agency recommend or prescribe the use of sampling or statistical analysis by respondents?  Yes  No

27. Regulatory authority for the information collection

CFR

FR

or, Other (specify): \_\_\_\_\_

**Paperwork Certification**

In submitting this request for OMB approval, the agency head, the senior official or an authorized representative, certifies that the requirements of 5 CFR 1320, the Privacy Act, statistical standards or directives, and any other applicable information policy directives have been complied with.

Signature of program official

Date

Signature of agency head, the senior official or an authorized representative

Date

Gerald F. Cranford, DSO for Information Resources Management

3/29/94

SUPPORTING STATEMENT FOR CLASS EXEMPTION FOR  
REPORTS CONCERNING POSSIBLE NON-ROUTINE  
GENERIC PROBLEMS

(OMB Clearance No. 3150-0012)

DESCRIPTION OF THE INFORMATION COLLECTION

If the NRC determines that a specific event or issue may have an immediate, significant generic implication, i.e., that the event or issue has or might have the potential for an immediate occurrence at other facilities and that the occurrence is a threat to the public health, safety, and/or to the common defense, the NRC could issue an emergency request that requires the collection and reporting of information to the NRC in less than 30 days.

A. JUSTIFICATION

This OMB clearance package has been revised to specifically include emergency requests for information from materials licensees and to reflect an increase in the estimated number of responses and in the burden per response.

1. Need for the Collection of Information

As a part of its normal program activities, the NRC conducts an inspection and enforcement program to ensure that activities conducted by its applicants/licensees are performed in a manner that ensures adequate protection of the health and safety of the public, the common defense and security, and the quality of the environment. Reportable occurrences, or unusual events, equipment failures, construction problems, and issues discovered or raised during safety reviews are brought to the attention of the NRC through licensee reporting procedures, the safety review process itself, and by NRC's inspection staff. Reports submitted by the licensee and issues discovered by the staff are evaluated. If the NRC determines that the event or issue may have immediate, significant generic implications, that is, that the event or issue has or might have the potential for immediate occurrence at other facilities, a summary notification and/or request for information is immediately sent to licensees and applicants that may be similarly affected. The notice alerts the licensees/applicants and requests them to immediately take appropriate action to ensure that the same situation does not exist or will not occur at their facility. Depending upon the seriousness of the problem, the notice may require prompt reports to the NRC presenting the results of the inspection, corrective measures taken, or analysis performed.

2. Agency Use of Information

Based on the information obtained from licensees/applicants and the staff's evaluation of the problem, new regulatory requirements may be identified. Depending upon the nature of the problem and its resolution, these new requirements could be imposed by regulation, or they could be imposed on affected facilities individually by amendment to their construction permit or license. In addition, the NRC could issue a Regulatory Guide which would describe the nature

of the problem and the method or methods found adequate by the regulatory staff for its resolution.

Where the corrective action is taken by the issuance of a new regulation, any recordkeeping or reporting requirement would be cleared with OMB in the normal manner. Where corrective action is imposed by amendment to the license or the construction permit, the action and any subsequent reporting would not be subject to the clearance procedure since the requirements would be case specific. Routine generic communications are covered in the 10 CFR 50 OMB clearance package (3150-0011). This clearance submittal relates to those initial communications sent to licensees/applicants concerning possible non-routine generic problems that require prompt (less than 30-days) licensee/applicant action to preclude potential threats to the public health and safety, and request licensees/applicants to take immediate action and to report the results to the NRC.

3. Reduction of Burden Through Information Technology

There are no legal obstacles to reducing the burden associated with this information collection through the use of information technology. The nonrecurrence of each individual collection makes it difficult to reduce the burden through the use of technology. However, licensees/applicants are encouraged to use modern information technologies to collect, analyze, and store the information required under these provisions.

4. Effort to Identify Duplication

The Information Requirements Control Automated System (IRCAS) has been searched. There is no duplication with other collections of information.

5. Effort to Use Similar Information

The one-time information collections would address specific problems or events that are unique and that could not be addressed by use of existing data collections.

6. Effort to Reduce Small Business Burden

Approximately 90% of the non-routine generic problems identified have been related to nuclear power plants and do not affect small businesses. However, some of the licensees who use source, by product, and special nuclear material are small businesses. The health and safety consequences of improper handling or use of radioactive source, byproduct, or special nuclear material would be the same for large and small entities. Therefore, it is not possible to reduce the burden on small businesses by less complete or less frequent reporting or recordkeeping in response to a non-routine generic communication.

7. Consequences of Less Frequent Collection

Information collections are one-time actions which address a specific generic problem. If NRC does not request the information when it is needed, the health and safety of the public could be adversely affected.



8. Circumstances Which Justify Variation from OMB Guidelines

Information would be collected in the most expedient manner possible in order to respond to the emergency and the particular information being requested. Responses are usually required in fewer than 30 days after receipt of the information collection request in order for the NRC to evaluate the responses and act quickly on matters that could impact the public health and safety.

9. Consultations Outside the NRC

No consultations have taken place since the last submittal to OMB.

10. Confidentiality of Information

Proprietary and safeguards information would be protected pursuant to the provisions of 10 CFR 2.790. All other information would be made part of the public record.

11. Justification for Sensitive Questions

No sensitive questions are asked.

12. Estimated Cost to the Federal Government

NRC estimates that approximately two generic requests would be issued each year during the 3-year clearance period. Each request would require an estimated 2,500 hours of staff time to initiate the request, monitor actions, review and analyze results, and issue recommendations. Therefore, the annual Federal cost for this information collection would be \$660,000 (2,500 x 2 x \$132/hr).

This cost is fully recovered by fee assessments to NRC licensees pursuant to 10 CFR Parts 170 and/or 171.

13. Estimate of Industry Burden and Costs

Events which would require responses from licensees/applicants concerning possible non-routine generic problems occur at random. However, we estimate that two events could occur annually during the requested 3-year clearance. The number of licensees and/or construction permit holders affected by a particular event and the associated burden varies in each specific case.

For reactor licensees, an upper bound is used which assumes that all of the 117 licensees and CP holders would respond to one anticipated request. It is estimated that it would take each licensee approximately 500 hours to conduct an inspection, prepare an evaluation, and submit results. This will result in approximately 58,500 burden hours (500 hours x 117 plants = 58,500 hours) at a cost of \$7,722,000 (58,500 hours x \$132).

For materials licensees, it is estimated that, on average, 100 licensees would be affected annually by one event. It is further estimated that one request will be directed to materials licensees annually. The burden for each response is approximately 100 hours. Thus, for materials licensees, the estimated burden is 10,000 hours annually (100 x 100) at a cost of \$1,320,000 (10,000 hours x \$132).

The annual industry burden is, therefore, expected to be 68,500 hours (58,500 + 10,000) at a cost of \$9,042,000 (68,500 x \$132).

14. Reasons for Change in Burden

The previous estimate was based on licensees/applicants for nuclear power plants. The current estimate includes materials licensees. Also, previous estimates were based on the occurrence of one event per clearance period which would require responses from licensees/applicants concerning possible non-routine generic problems. Although, as stated above, such events occur at random, experience indicates that this estimate should be increased to reflect the potential for two events per year during the 3-year clearance period. Also based on experience, the estimated burden per response was increased.

15. Publication for Statistical Use

Collected information would not be used for statistical purposes.

B. COLLECTIONS OF INFORMATION EMPLOYING STATISTICAL METHODS

Statistical methods are not used in this collection of information.

U.S. NUCLEAR REGULATORY COMMISSION

Documents Containing Reporting or Recordkeeping Requirements  
Office of Management and Budget (OMB) Review

AGENCY: U.S. Nuclear Regulatory Commission (NRC)

ACTION: Notice of the OMB review of information collection

SUMMARY: The NRC has recently submitted to the OMB for review the following proposal for collection of information under the provisions of the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35).

1. Type of submission, new, revision or extension: Revision
2. The title of the information collection: Class Exemption for Reports Concerning Possible Non-Routine Generic Problems
3. The form number if applicable: Not applicable
4. How often the collection is required: On occasion

5. Who will be required or asked to report: Nuclear power plant and materials licensees and applicants
6. An estimate of the number of responses: 217
7. An estimate of the total number of hours needed to complete the requirement or request: 68,500 (316 hours per respondent)
8. An indication of whether Section 3504(h), Pub. L. 96-511 applies: Not applicable
9. Abstract: NRC is requesting approval authority to collect information concerning emergency non-routine generic problems which would require prompt action to preclude potential threats to public health and safety.

Copies of the submittal may be inspected or obtained for a fee from the NRC Public Document Room, 2120 L Street, NW, Lower Level, Washington, DC 20555.

Comments and questions should be directed to the OMB reviewer:

Troy Hillier  
Office of Information and Regulatory Affairs (3150-0012)  
NEOB-3019  
Office of Management and Budget  
Washington, DC 20503

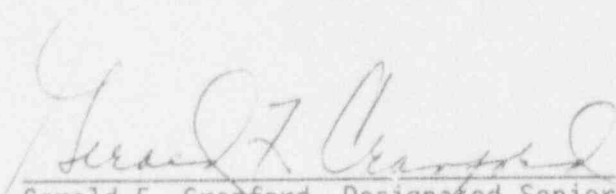
Comments can also be submitted by telephone at (202) 395-3084.



The NRC Clearance Officer is Brenda Jo. Shelton, (301) 492-8132.

Dated at Bethesda, Maryland, this 29th day of March, 1994.

For the Nuclear Regulatory Commission



Gerald F. Cranford, Designated Senior  
Official for Information Resources Management