

**REQUEST FOR OMB REVIEW**

*(Under the Paperwork Reduction Act and Executive Order 12291)*

**Important** — Read instructions (SF-83A) before completing this form. Submit the required number of copies of SF-83, together with the material for which review is requested to:

Office of Information and Regulatory Affairs  
Office of Management and Budget  
Washington, D.C. 20503

1. Department/Agency and Bureau/Office originating request U.S. Nuclear Regulatory Commission	3. Name(s) and telephone number(s) of person(s) who can best answer questions regarding request William Pearson (301) 443-5910
2. 6-digit Agency/Bureau number (first part of 11-digit Treasury Account No.) 3 1 5 0	4. 3-digit functional code (last part of 11-digit Treasury Account No.) 2 7 6
5. Title of Information Collection or Rulemaking 10 CFR 70, Domestic Licensing of Special Nuclear Material	C. Is this a rulemaking submission under Section 3504(h) of P.L. 96-511? (Check one) 1 <input checked="" type="checkbox"/> No (Section 3507 submission) 2 <input type="checkbox"/> Yes, NPRM. Expected date of publication: _____ 3 <input type="checkbox"/> Yes, final rule. Expected date of publication: _____ Effective date: _____
6. A. Is any information collection (reporting or recordkeeping) involved? (Check one) 1 <input checked="" type="checkbox"/> Yes and proposal is attached for review 2 <input type="checkbox"/> Yes but proposal is not attached — skip to question D. 3 <input type="checkbox"/> No — skip to question D.  B. Are the respondents primarily educational agencies or institutions or is the purpose related to Federal education programs? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	D. At what phase of rulemaking is this submission made? (Check one) 1 <input type="checkbox"/> Not applicable 2 <input type="checkbox"/> Major rule, at NPRM stage 3 <input type="checkbox"/> Major Final rule for which no NPRM was published 4 <input type="checkbox"/> Major Final rule, after publication of NPRM 5 <input checked="" type="checkbox"/> Nonmajor rule, at NPRM stage 6 <input type="checkbox"/> Nonmajor rule, at Final stage

**COMPLETE SHADED PORTION IF INFORMATION COLLECTION PROPOSAL IS ATTACHED**

7. Current (or former) OMB Number 3150-0009  Expiration Date 12/31/83	8. Requested Expiration Date  12/31/83	12. Agency report form number(s) N/A
9. Is proposed information collection listed in the information collection budget? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		13. Are respondents only Federal agencies? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
10. Will this proposed information collection cause the agency to exceed its information collection budget allowance? (If yes, attach amendment request from agency head.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		14. Type of request (Check one) 1 <input type="checkbox"/> preliminary plan 2 <input type="checkbox"/> new (not previously approved or expired more than 6 months ago) 3 <input checked="" type="checkbox"/> revision 4 <input type="checkbox"/> extension (adjustment to burden only) 5 <input type="checkbox"/> extension (no change) 6 <input type="checkbox"/> reinstatement (expired within 6 months)
11. Number of report forms submitted for approval NONE		

15. <table border="1" style="width:100%; border-collapse: collapse;"> <tr><td>a. Approximate size of universe (if sample)</td><td align="center">12</td></tr> <tr><td>b. Size of sample</td><td align="center">12</td></tr> <tr><td>c. Estimated number of respondents or record keepers per year</td><td align="center">12</td></tr> <tr><td>d. Reports annually by each respondent (item 25)</td><td align="center">1</td></tr> <tr><td>e. Total annual responses (item 15c x 15d)</td><td align="center">12</td></tr> <tr><td>f. Estimated average number of hours per response</td><td align="center">6.25</td></tr> <tr><td>g. Estimated total hours of annual burden in Fiscal Year (item 15e x 15f)</td><td align="center">75</td></tr> </table>	a. Approximate size of universe (if sample)	12	b. Size of sample	12	c. Estimated number of respondents or record keepers per year	12	d. Reports annually by each respondent (item 25)	1	e. Total annual responses (item 15c x 15d)	12	f. Estimated average number of hours per response	6.25	g. Estimated total hours of annual burden in Fiscal Year (item 15e x 15f)	75	16. Classification of Change in Burden (explain in supporting statement) <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th></th> <th align="center">No. of Responses</th> <th align="center">No. of Reporting Hours</th> <th align="center">Cost to the Public</th> </tr> </thead> <tbody> <tr> <td>a. In inventory</td> <td align="center">507</td> <td align="center">117,221</td> <td align="center">\$</td> </tr> <tr> <td>b. As proposed</td> <td align="center">519</td> <td align="center">117,296</td> <td align="center">\$</td> </tr> <tr> <td>c. Difference (b-a)</td> <td align="center">12</td> <td align="center">75</td> <td align="center">\$</td> </tr> <tr> <td colspan="4">Explanation of difference (indicate as many as apply)</td> </tr> <tr> <td>Adjustments</td> <td></td> <td></td> <td></td> </tr> <tr> <td>d. Correction-error</td> <td align="center">+</td> <td align="center">+</td> <td align="center">+ \$</td> </tr> <tr> <td>e. Correction-reestimate</td> <td align="center">+</td> <td align="center">+</td> <td align="center">+ \$</td> </tr> <tr> <td>f. Change in use</td> <td align="center">+</td> <td align="center">+</td> <td align="center">+ \$</td> </tr> <tr> <td>Program changes</td> <td></td> <td></td> <td></td> </tr> <tr> <td>g. Increase</td> <td align="center">+ 12</td> <td align="center">+ 75</td> <td align="center">+ \$</td> </tr> <tr> <td>h. Decrease</td> <td align="center">-</td> <td align="center">-</td> <td align="center">- \$</td> </tr> </tbody> </table>		No. of Responses	No. of Reporting Hours	Cost to the Public	a. In inventory	507	117,221	\$	b. As proposed	519	117,296	\$	c. Difference (b-a)	12	75	\$	Explanation of difference (indicate as many as apply)				Adjustments				d. Correction-error	+	+	+ \$	e. Correction-reestimate	+	+	+ \$	f. Change in use	+	+	+ \$	Program changes				g. Increase	+ 12	+ 75	+ \$	h. Decrease	-	-	- \$
a. Approximate size of universe (if sample)	12																																																														
b. Size of sample	12																																																														
c. Estimated number of respondents or record keepers per year	12																																																														
d. Reports annually by each respondent (item 25)	1																																																														
e. Total annual responses (item 15c x 15d)	12																																																														
f. Estimated average number of hours per response	6.25																																																														
g. Estimated total hours of annual burden in Fiscal Year (item 15e x 15f)	75																																																														
	No. of Responses	No. of Reporting Hours	Cost to the Public																																																												
a. In inventory	507	117,221	\$																																																												
b. As proposed	519	117,296	\$																																																												
c. Difference (b-a)	12	75	\$																																																												
Explanation of difference (indicate as many as apply)																																																															
Adjustments																																																															
d. Correction-error	+	+	+ \$																																																												
e. Correction-reestimate	+	+	+ \$																																																												
f. Change in use	+	+	+ \$																																																												
Program changes																																																															
g. Increase	+ 12	+ 75	+ \$																																																												
h. Decrease	-	-	- \$																																																												

8210260540 821022  
PDR ORG EUSOMB  
PDR

7. Abstract - Needs and Uses (50 words or less)

Proposed rule specifies licensee responsibility for nuclear materials and procedures for the termination of license.

<p>18. Related report form(s) (give OMB number(s), IRCN(s), internal agency report form number(s) or symbol(s))</p> <p>NRC 314 OMB Clearance No. 3150-0028</p>	<p>20. Catalog of Federal Domestic Assistance Program Number</p> <p style="text-align: center;">N/A</p>
<p>19. Type of affected public (Check as many as apply)</p> <p>1 <input type="checkbox"/> individuals or households</p> <p>2 <input type="checkbox"/> state or local governments</p> <p>3 <input type="checkbox"/> farms</p> <p>4 <input checked="" type="checkbox"/> businesses or other institutions (except farms)</p>	<p>21. Small business or organization <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>22. Type of activity of affected public - indicate 3-digit Standard Industrial Classification (SIC) code(s) (up to 10) - if over 10, check <input type="checkbox"/> Multiple or <input type="checkbox"/> All</p> <p style="text-align: center;">8 1 9</p>
<p>23. Brief description of affected public (e.g., "retail grocery stores," "State education agencies," "households in 50 largest SMSAs")</p> <p style="text-align: center;">Nuclear materials licensees</p>	
<p>24. Purpose (Check as many as apply, if more than one, indicate predominant by an asterisk)</p> <p>1 <input type="checkbox"/> application for benefits</p> <p>2 <input type="checkbox"/> program evaluation</p> <p>3 <input type="checkbox"/> general purpose statistics</p> <p>4 <input checked="" type="checkbox"/> regulatory or compliance</p> <p>5 <input type="checkbox"/> program planning or management</p> <p>6 <input type="checkbox"/> research</p>	<p>26. Collection method (Check as many as apply)</p> <p>1 <input checked="" type="checkbox"/> mail self-administered</p> <p>2 <input type="checkbox"/> other self-administered</p> <p>3 <input type="checkbox"/> telephone interview</p> <p>4 <input type="checkbox"/> personal interview</p> <p>5 <input type="checkbox"/> recordkeeping requirement: Required retention period: _____ years</p> <p>6 <input type="checkbox"/> other - describe:</p>
<p>25. Frequency of Use</p> <p>1 <input checked="" type="checkbox"/> Nonrecurring</p> <p style="padding-left: 20px;">Recurring (check as many as apply)</p> <p>2 <input type="checkbox"/> on occasion      6 <input type="checkbox"/> semiannually</p> <p>3 <input type="checkbox"/> weekly                7 <input type="checkbox"/> annually</p> <p>4 <input type="checkbox"/> monthly                8 <input type="checkbox"/> biennially</p> <p>5 <input type="checkbox"/> quarterly                9 <input type="checkbox"/> other - describe:</p>	<p>27. Collection agent (Check one)</p> <p>1 <input checked="" type="checkbox"/> requesting Department/Agency</p> <p>2 <input type="checkbox"/> other Federal Department/Agency</p> <p>3 <input type="checkbox"/> private contractor</p> <p>4 <input type="checkbox"/> recordkeeping requirement</p> <p>5 <input type="checkbox"/> other - describe:</p>
<p>28. Authority for agency for information collection or rulemaking - indicate statute, regulation, judicial decree, etc.</p> <p>Atomic Energy Act of 1954 as amended Energy Reorganization Act of 1974 as amended</p>	<p>30. Do you promise confidentiality? (If yes, explain basis for pledge in supporting statement.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>31. Will the proposed information collection create a new or become part of an existing Privacy Act system of records? (If yes, attach Federal Register notice or proposed draft of notice.) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p>29. Respondent's obligation to reply (Check as many as apply)</p> <p>1 <input type="checkbox"/> voluntary</p> <p>2 <input checked="" type="checkbox"/> required to obtain or retain benefit</p> <p>3 <input type="checkbox"/> mandatory - cite statute, not CFR (attach copy of statutory authority)</p>	<p>32. Cost to Federal Government of information collection or rulemaking \$ 2,500.00</p>

**COMPLETE ITEMS 33 THRU 35 ONLY IF RULEMAKING SUBMISSION**

<p>33. Compliance costs to the public</p> <p>\$ _____</p>	<p>34. Is there a regulatory impact analysis attached?</p> <p><input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>35. Is there a statutory or judicial deadline affecting issuance?</p> <p><input type="checkbox"/> Yes. Enter date _____</p> <p><input type="checkbox"/> No</p>
---	--	---

**CERTIFICATION BY AUTHORIZED OFFICIALS SUBMITTING REQUEST** - We certify that the information collection or rulemaking submitted for review is necessary for the proper performance of the agency's functions, that the proposal represents the minimum public burden and Federal cost consistent with need, and is consistent with applicable OMB and agency policy directives. Signature and title of:

<p>APPROVING POLICY OFFICIAL FOR AGENCY</p> <p><i>Patricia G. Norry</i> Patricia G. Norry</p>	<p>DATE</p> <p>10-21-82</p>	<p>SUBMITTING OFFICIAL</p> <p><i>R. Stephen Scott</i> R. Stephen Scott</p>	<p>DATE</p> <p>10/22/82</p>
---	-----------------------------	--	-----------------------------

SUPPORTING STATEMENT FOR PROPOSED AMENDMENTS TO 10 CFR  
PARTS 30, 40, AND 70 SPECIFYING LICENSEE RESPONSIBILITY FOR  
NUCLEAR MATERIALS AND PROCEDURES FOR TERMINATION OF SPECIFIC LICENSES

1. Justification

Current regulations in 10 CFR Parts 30, 40, and 70 do not specifically address licensee responsibility for nuclear materials in relation to expiration or termination of licenses. In some cases, licensees have allowed licenses to expire and have vacated before NRC staff had time to verify the radiological condition of the premises. This situation has the potential for adverse effect on public health and safety. The proposed rule specifies procedures for terminating licensee responsibility for nuclear materials and clarifies that a license will continue in effect, with respect to possession of residual radioactive contamination, until the Commission notifies the licensee in writing. Codification of requirements for license termination is believed necessary in order to establish a more coherent regulatory framework. The subjects of this supporting statement are the reporting requirements related to the procedures in the proposed amendments.

2. Description of Information Collection

2.1 Form NRC-314 "Certification of Disposition of Material" - See OMB Clearance No. 3150-0028.

2.2 Certification - 10 CFR §§ 30.36, 40.42, and 70.38.

A majority of licensees would have to submit certification that no detectable radioactive contamination attributable to activities conducted under a license was found. This certification and information on disposal of nuclear materials (supplied in form NRC 314) is considered the minimum information necessary to establish a record to support a finding that a license can be safely terminated. It is estimated that about half of the licensees requesting

license termination will submit certification statements. Approximately 200 licensees per year request license termination. Of these 200, about 180 will be requests from licensees under 10 CFR Part 30, 10 from licensees under Part 40, and 10 from licensees under Part 70. Approximately 100 licensees per year will submit certification statements. Of these 100 submittals, about 95 will be from licensees under 10 CFR Part 30 and 5 from licensees under Part 70. No licensees under 10 CFR Part 40 are expected to submit certification statements.

### 2.3 Radiation Survey Report - 10 CFR §§ 30.36, 40.42, and 70.38.

A final radiation survey report will be submitted as appropriate. For instance, licensees with nonleaking sealed sources, and some byproduct licensees with small license possession limits and short half-life radionuclides, may not need to submit a radiation survey report. In such cases the licensee would show that a radiation survey report is not necessary and submit a certification that there was no detectable radioactive contamination attributable to activities conducted under the license. Radiation survey reports would be similar to those generated during operations. A radiation survey report is necessary to show radiological conditions at the nuclear facility. It is expected that about half of the licensees requesting license termination will have to submit a radiation survey report. About 100 licensees per year would have to submit radiation survey reports. Of these 100 submittals, about 85 will be from licensees under 10 CFR Part 30, 10 from licensees under Part 40, and 5 from licensees under Part 70.

### 2.4 Decontamination Plans - 10 CFR §§ 30.36, 40.42, and 70.38

Where the radiation survey report indicates that levels of residual radioactive contamination are too high for unrestricted release, licensees will have to submit plans for decontamination. A licensee would not need to submit a decontamination plan if the levels of residual contamination are suitable for release for unrestricted use. Decontamination plans are necessary to enable the staff to review and evaluate safety aspects of decontamination. It is estimated that 10%, or less, of the licensees who decide to terminate operations, i.e., approximately 20 licensees per year, will have to submit decontamination

plans. Of these 20 submittals, about 13 will be from licensees under 10 CFR Part 30, 5 from licensees under Part 40, and 2 from licensees under Part 70.

3. Time Schedule

Submittals will be required once per license when a licensee decides to terminate operations.

4. Consultation Outside NRC

The proposed rule will be published in the Federal Register. Affected licensees will be notified and invited to make comments. Agreement States reviewed the proposed rulemaking at an earlier stage.

5. Estimate of Compliance Burden

5.1 Form NRC-314 "Certification of Disposal of Materials" - See OMB Clearance No. 3150-0028.

5.2 Certification

Submittal of a certification statement is estimated to average about an hour per licensee or an approximate total burden of 100 hours per year. The distributed burden is estimated to be 95 hours for licensees under 10 CFR Part 30 and 5 hours for licensees under Part 70.

5.3 Radiation Survey Report - 10 CFR §§ 30.36, 40.42, and 70.38.

Submittal of radiation survey reports is estimated to average approximately 2 hours per licensee or an approximate total burden of 200 hours per year. The distributed burden is estimated to be 170 hours for licensees under 10 CFR Part 30, 20 hours for licensees under Part 40, and 10 hours for licensees under Part 70.

5.4 Decontamination Plan - 10 CFR §§ 30.36, 40.42, and 70.38.

Submittal of decontamination plans is estimated to average approximately 4 hours for the majority of licensees (estimated to be about 15 per year) and approximately 30 hours for some larger licensees (estimated to be 5 per year or less). The total burden will be approximately 210 hours per year. The distributed burden is estimated to be 52 hours for licensees under 10 CFR Part 30, 98 hours for licensees under Part 40, and 60 hours under Part 70.

6. Sensitive Questions

None.

7. Estimated Cost to Federal Government

7.1 Form NRC-314 "Certification of Disposal of Materials" - See OMB Clearance No. 3150-0028.

7.2 Certification

The burden to NRC staff for processing a certification statement is estimated to be a half-hour or about 50 hours per year.

7.3 Radiation Survey Report

The burden for review of radiation survey reports is estimated to be one-half hour per report or about 50 hours per year.

7.4 Decontamination Plan

The total burden for review of decontamination plans is estimated to be about 180 hours per year.

The total cost to NRC for review and evaluation of the submittals is estimated to be about \$11,200 per year at a rate of \$40 per hour. The distributed cost is estimated to be about \$5,700 for 10 CFR Part 30 licensees, \$3,000 for Part 40 licensees, and \$2,500 for Part 70 licensees.