

AD 68-2

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UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D. C. 20555

FEB 24 1993

MEMORANDUM FOR: C. J. Heltemes, Jr., Deputy Director  
for Generic Issues and Rulemaking  
Office of Nuclear Regulatory Research

FROM: Gerald F. Cranford, Director  
Office of Information Resources Management

SUBJECT: FINAL RULE, "10 CFR PARTS 26, 70, AND 73: FITNESS-FOR-DUTY  
REQUIREMENTS FOR LICENSEES AUTHORIZED TO POSSESS, USE, OR  
TRANSPORT FORMULA QUANTITIES OF STRATEGIC SPECIAL NUCLEAR  
MATERIAL"

We have reviewed the subject final rule for compliance with the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*) and we concur in its issuance provided that the Paperwork Reduction Act Statement (PRAS) is revised as indicated on the enclosed annotated pages from the draft "Commission Paper" and Federal Register Notice. Should you have any questions, please contact Michael Collins at 492-8044.

Gerald F. Cranford, Director  
Office of Information Resources Management

Enclosure:  
As stated  
cc: M. Au, RES  
S. Turel, RES  
M. Lesar, ADM

- b. A final Regulatory Analysis will be placed in the NRC Public Document Room (Enclosure C).
- c. The appropriate Congressional Committees will be informed of the Commission's action (Enclosure D).
- d. A public announcement will be issued (Enclosure E).
- e. The Federal Register Notice will be distributed to applicable licensees and other interested parties.
- f. The Chief Counsel for Advocacy of the Small Business Administration will be informed of the certification and the reasons for it, as required by the Regulatory Flexibility Act.
- g. This final rule <sup>amends</sup> contains information collection requirements that are subject to review by the Office of Management and Budget. ~~Upon Commission affirmation, formal request for OMB review and clearance will be initiated.~~

James M. Taylor  
Executive Director  
for Operations

*the Paperwork  
Reduction Act and  
have been approved  
by the*

Enclosures:

- A. Federal Register Notice
- B. Final Environmental Assessment
- C. Final Regulatory Analysis
- D. Congressional Letter
- E. Public Announcement

an environmental impact statement is not required. The amendment will require subjecting certain licensee employees to a fitness-for-duty program of random tests for the use of drugs or alcohol. Specifically, all persons: (1) who are granted unescorted access to Category IA Material, (2) who are given responsibilities to create or have access to procedures or records for safeguarding SSNM, (3) who are given responsibilities to measure Category IA Material, (4) who are given responsibilities to transport or escort Category IA Material, or (5) who are given responsibilities to guard Category IA Material will be subject to the program. These requirements have no identifiable environmental impact. The environmental assessment and finding of no significant impact on which this determination is based are available for inspection at the NRC Public Document Room, 2120 L St. NW., (Lower Level), Washington, DC. Single copies of the environmental assessment and the finding of no significant impact may be obtained from Stanley P. Turel, Division of Regulatory Applications, Office of Nuclear Regulatory Research, U.S. Nuclear Regulatory Commission, Washington, DC 20555, telephone (301) 492-3739.

#### Paperwork Reduction Act Statement

<sup>final</sup>  
This rule amends information collection requirements that are subject to the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 et seq). ~~This rule has been submitted and approved by the Office of Management and Budget, for the paperwork requirements.~~ *approval number 3150-0146.*

The public reporting burden for this collection of information is estimated to average 29 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the