

**From:** [Joseph, Stacy](#)  
**To:** "Adam Stein"  
**Cc:** [Rani Franovich](#); [Berrios, Ilka](#)  
**Subject:** RE: Re: NRC-2020-015 Public Protective Actions During a General Emergency  
**Date:** Friday, February 18, 2022 11:52:00 AM

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Adam,

The NRC staff is in the process of reviewing the petition and the related public comments that have been submitted. Based on its assessment of the merits of the petition and public comments, the NRC staff prepares a recommendation for the Commission. The Commission will consider the petition, public comments, and NRC staff recommendation and then issue its decision. This process can 8 – 18 months to develop the recommendation, depending on factors including, but not limited to, the complexity of the petition and the number of comments received. Additional time is required for the Commission to evaluate and issue a decision, with the specific timing depending on the factors noted before as well as whether there are other matters before the Commission. At this time, you are welcome to submit your comment, but, unfortunately, we cannot provide assurance that the comment will be considered in the petition evaluation.

For more detailed information on the petition for rulemaking process, please refer to <https://www.nrc.gov/about-nrc/regulatory/rulemaking/petition-rule.html>, and "The Petition for Rulemaking Process," Figure 1 (80 FR 60524; October 7, 2015) – ADAMS Accession No. ML14259A474.

Thank you,  
Stacy

Stacy K. Joseph  
Rulemaking Project Manager  
Division of Rulemaking, Environmental and Financial Support  
Office of Nuclear Materials Safety and Safeguards  
US Nuclear Regulatory Commission

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**From:** Adam Stein <adam@thebreakthrough.org>  
**Sent:** Thursday, February 17, 2022 2:21 PM  
**To:** Joseph, Stacy <Stacy.Joseph@nrc.gov>  
**Cc:** Rani Franovich <rani@thebreakthrough.org>  
**Subject:** [External\_Sender] Re: NRC-2020-015 Public Protective Actions During a General Emergency

Hello Stacy,

First, I apologize for missing the comma in your name on the status page and incorrectly calling you Joseph. Please excuse the error.

Your response, unfortunately, does not answer my question. I appreciate you linking to the NRC

status page and the Regulations.gov page. I am aware of both and that is where I found your contact information.

The [status page](#) simply states the status is an "Open PRM". This is despite the comment period closing 15 months ago. Could you please answer the following questions or direct me to someone who can answer these questions?

- What is the timeline for acceptance or denial of the petition?
- Have the comments submitted by the November 2020 deadline been considered and dispositioned already?
- Would it be "practical" to consider a new comment if submitted in the next 30 days?

I appreciate your assistance in this matter.

Best regards,

Adam Stein, Ph.D.  
Associate Director for Nuclear Innovation, Climate and Energy  
[The Breakthrough Institute](#)

On Thu, Feb 17, 2022 at 12:11 PM Joseph, Stacy <[Stacy.Joseph@nrc.gov](mailto:Stacy.Joseph@nrc.gov)> wrote:

Good Afternoon Adam,

The status of PRM-50-123 can be found at the NRC Rules and Petition page at <https://www.nrc.gov/reading-rm/doc-collections/rulemaking-ruleforum/petitions-by-year/2020/index.html>. You can monitor this site for status updates as they become available.

You can also monitor the docket for PRM-50-123 at <http://www.regulations.gov>. The Federal rulemaking Web site allows you to receive alerts when changes or additions occur in a docket folder. To subscribe: 1) navigate to the docket folder (NRC-2020-0155); 2) click the "Sign up for E-mail Alerts" link; and 3) enter your e-mail address and select how frequently you would like to receive e-mails (daily, weekly, or monthly). Once the petition has been resolved, the NRC will publish a notice in the Federal Register explaining the NRC's finding.

The public comment period for PRM-50-123 closed on November 16, 2020. Comments received after this date will be considered if it is practical to do so, but the NRC is able to assure consideration only for comments received on or before this date.

Sincerely,

Stacy K. Joseph  
Rulemaking Project Manager  
Division of Rulemaking, Environmental and Financial Support

Office of Nuclear Materials Safety and Safeguards  
US Nuclear Regulatory Commission

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**From:** Adam Stein <[adam@thebreakthrough.org](mailto:adam@thebreakthrough.org)>

**Sent:** Thursday, February 17, 2022 11:43 AM

**To:** Joseph, Stacy <[Stacy.Joseph@nrc.gov](mailto:Stacy.Joseph@nrc.gov)>

**Cc:** Rani Franovich <[rani@thebreakthrough.org](mailto:rani@thebreakthrough.org)>

**Subject:** [External\_Sender] NRC-2020-015 Public Protective Actions During a General Emergency

Hello Joseph,

Could you please let me know the status of rulemaking petition NRC-2020-015 Public Protective Actions During a General Emergency? The Breakthrough Institute may submit a public comment on the petition depending on the status.

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Best regards,

Adam Stein, Ph.D.

Associate Director for Nuclear Innovation, Climate and Energy

[The Breakthrough Institute](#)

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