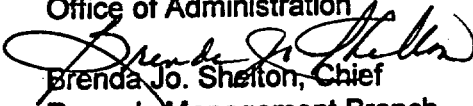




UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

MEMORANDUM TO: David L. Meyer, Chief
Rules and Directives Branch
Division of Administrative Services
Office of Administration

FROM: 
Brenda Jo. Shelton, Chief
Records Management Branch
Office of the Chief Information Officer

SUBJECT: REQUEST FOR COMMENT AND CONCURRENCE ON 10 CFR PART 72,
"CLARIFICATION AND ADDITION OF FLEXIBILITY," PROPOSED RULE

In response to your subject memorandum, the Office of the Chief Information Officer provides the following:

- The Paperwork Reduction Act Statement (PRAS) is correct.
- Change the PRAS to Attachment 1.
- N/A The "Information Collection Requirements: OMB Approval" section is correct.
- Add the attached "Information Collection Requirements: OMB Approval" section.
- Do not publish the "Federal Register Notice" until further notice.
- The "Federal Register Notice" can be published.
- Enclosed is a copy of the RMB memorandum to the program office addressing our concerns.
- A copy of the RMB memorandum to the program office addressing our concerns will be forwarded at a later date.

cc: A. DiPalo, NMSS

Attachments: As stated

Paperwork Reduction Act Statement

This proposed rule decreases the burden on licensees by eliminating the requirement to request an exemption to begin cask design before a license is issued, and by allowing all licensees to reference previously approved QA programs. The public burden reduction for this information collection is estimated to average _____ hour(s) per request. Because the burden for this information collection is insignificant, Office of Management and Budget (OMB) clearance is not required. Existing requirements were approved by the Office of Management and Budget, approval number 3150-0132. ✓

Public Protection Notification

If a means used to impose an information collection does not display a currently valid OMB control number, the NRC may not conduct or sponsor, and a person is not required to respond to, the information collection. ✓

From: Beth St. Mary
To: Anthony DiPalo
Date: Mon, Oct 4, 1999 6:15 PM
Subject: Part 72 Proposed Rule

Tony,

I have reviewed your proposed rule 10 CFR 72, "Clarification and Addition of Flexibility" and have the following concerns:

A new paragraph has been added at 72.140(c)(1) that requires "each licensee, applicant for a license, certificate holder, or applicant for a CoC to file a description of its QA program, including a discussion of which requirements or this subpart are applicable and how they will be satisfied." This appears to be a new requirement. If so, we need to know the burden for the requirement so that we can determine whether it will require a full OMB clearance or can be cleared using an NRC Form 670 for insignificant burdens. If a full clearance is necessary, the rule cannot be published until the clearance is ready for submittal to OMB.

In addition, you previously indicated that there would be no notifications of use of a previously approved QA program. However page 19 of the rule indicates that NRC expects three applications in 1999 and six applications each year in 2000 and 2001. Are any of these new CoC applicants, or are they all CoC applicants using an existing QA program?

Please let me know as soon as possible so that we can get OMB clearance and not have publication of the rule held up for information collection concerns.