

Rulemaking Dataset Dictionary

Purpose: The definitions contained in this dataset dictionary are to be used solely for NRC rulemaking tracking and reporting purposes. An empty data field signifies there is no information to report.

Abstract

Petition for Rulemaking - A brief, plain language description of the petitioner's requested rulemaking and the basis for the request.

Rulemaking - A brief, plain language description of why the rulemaking is necessary and what it would accomplish.

Additional Information

This field will be used to provide additional information that may be of public interest (e.g., references for Commission papers concerning a rulemaking activity and citations to less common rulemaking documents such as supplemental proposed rules).

Affected CFR Parts

Each part in title 10 of the *Code of Federal Regulations* that is affected by the rulemaking.

ANPR Publication Date

The anticipated or actual date that the NRC publishes the advance notice of proposed rulemaking in the *Federal Register*. The anticipated publication date is subject to change. The actual publication date has a *Federal Register* citation.

Area of Regulatory Responsibility

Corporate Support - The rulemaking primarily concerns NRC infrastructure and/or support functions that are necessary for the conduct of NRC programs.

Decommissioning and Low-level Waste - The rulemaking primarily concerns licensing and oversight of licensed and unlicensed decommissioning sites, the licensing and oversight of new and operating uranium recovery facilities, and/or the oversight of the national low-level waste management program.

Fuel Facilities - The rulemaking primarily concerns the regulation of fuel cycle facilities such as conversion, enrichment, and fuel fabrication facilities; research and pilot facilities; and/or licensees that possess greater than critical mass quantities of special nuclear material, such as universities and research and testing facilities.

New Reactors - The rulemaking primarily concerns regulatory activities associated with locating, licensing, and/or overseeing construction of new nuclear power reactors.

Nuclear Materials Users - The rulemaking primarily concerns the regulatory safety and security infrastructure needed to process and handle nuclear materials, including licensing, inspection, event evaluation, research, incident response, allegation, enforcement programs, import/export authorizations, and/or major information technology systems.

Operating Reactors - The rulemaking primarily concerns the regulation of civilian nuclear power and non-power production and utilization facilities.

Spent Fuel Storage and Transportation - The rulemaking primarily concerns the regulation of storage of spent fuel and the transport of radioactive materials to support domestic and international commerce.

Associated Guidance Documents

No - The NRC does not anticipate new and/or revised regulatory guidance associated with the rulemaking.

Yes - The NRC anticipates new and/or revised regulatory guidance associated with the rulemaking.

Associated Petitions

The PRM Number for a petition for rulemaking that is being considered in combination with a similar petition for rulemaking.

Associated PRM Numbers

The PRM Number for a petition for rulemaking that is being considered in the rulemaking.

Associated Rulemakings

The title and Docket ID for a rulemaking that is associated with or being considered in the rulemaking.

Category

Petition for Rulemaking - A member of the public uses this process to ask the NRC to conduct rulemaking. See Subpart H, "Rulemaking," of Part 2, "Agency Rules of Practice and Procedure," of Title 10 of the *Code of Federal Regulations*.

Rulemaking - The NRC's process for developing and amending its regulations in Chapter I of Title 10 of the *Code of Federal Regulations*.

CPR Factors

Factor A - This factor includes rulemaking activities that support the NRC's Strategic Plan goals of ensuring the safe and secure use of radioactive materials.

Factor A Score - This factor is scored between 0 and 20.

Factor B - This factor includes rulemaking activities that support the NRC's Strategic Plan cross-cutting strategies for enhancing regulatory effectiveness and/or openness in the conduct of regulatory activities.

Factor B Score - This factor is scored between 0 and 10.

Factor C - This is a governmental factor representing the relative interest of the NRC, Congress, or other governmental bodies in the rulemaking activity.

Factor C Score - This factor is scored between 0 and 10.

Factor D - This factor is an external factor representing the relative interest in the rulemaking activity to members of the public, non-governmental organizations, the nuclear industry, vendors, and suppliers.

Factor D Score - This factor is scored between 0 and 5.

CPR Priority

The rulemaking's priority (High, Medium, or Low) is set by the Common Prioritization of Rulemaking working group, overseen by the Office of the Executive Director for Operations, and reviewed by the Commission during the annual budget process. The methodology used by the Common Prioritization of Rulemaking working group to set rulemaking priorities is available in the NRC's Agencywide Documents Access and Management System under Accession No. ML15086A074. A rulemaking's priority is subject to change.

CPR Priority Justification

The rulemaking priority's justification based on the Common Prioritization of Rulemaking methodology. A rulemaking's priority justification is subject to change.

CPR Score

The rulemaking priority is determined by adding the scores for Factors A, B, C, and D together for each rulemaking activity. A high-priority rulemaking activity scores between 31-45, a medium-priority rulemaking activity scores between 16-30, and a low-priority rulemaking activity scores between 0-15. A rulemaking's CPR Score is subject to change.

Confirmation of Effective Date Notice Publication Date

The actual date that the NRC publishes a notice in the *Federal Register* to confirm the effective date of a direct final rule.

Confirmation of Effective Date Notice to Signature Authority

The anticipated or actual date that the NRC staff provides the draft confirmation of effective date notice to an NRC official with authority to approve/sign the notice. The anticipated date is subject to change.

Contract \$¹

Estimated contract funds per fiscal year needed to complete the rulemaking.

Date of Notice of Docketing

Date the NRC publishes a *Federal Register* notice to inform the public that the NRC has docketed the petition for rulemaking, as described in § 2.803 of Title 10 of the *Code of the Federal Regulations*, "Petition for Rulemaking - NRC Action."

Date PRM Docketed

Date the NRC docketed the petition for rulemaking as described in § 2.803 of Title 10 of the *Code of the Federal Regulations*, "Petition for Rulemaking - NRC Action."

Date PRM Received

Date the NRC received the petition for rulemaking.

Direct Final Rule

A direct final rule is an abbreviated rulemaking action that the NRC employs for a rulemaking that is not overly technical nor controversial and for which little/no public comment is expected. The process does allow for the possibility that the NRC would need to address a significant adverse comment. In this process, the proposed and final rules are published on the same date. For additional information see the NRC's Direct Final Rule webpage at <https://www.nrc.gov/about-nrc/regulatory/rulemaking/rulemaking-process/direct-final-rule.html>.

Direct Final Rule Package to Signature Authority

The anticipated or actual date that the NRC staff provides the draft direct final rule package to an NRC official with authority to approve/sign the direct final rule and companion proposed rule. The anticipated date is subject to change.

¹ Consistent with budget practices, pre-decisional budget information will not be provided to the public.

Direct Final Rule Publication Date

The anticipated or actual date that the NRC publishes the direct final and companion proposed rule in the *Federal Register*. The anticipated publication date is subject to change. The actual publication date has a *Federal Register* citation.

Direct Final Rule Withdrawal Notice Publication Date

Date the NRC publishes a *Federal Register* notice to inform the public that the NRC is withdrawing a direct final rule.

Direct Final Rule Withdrawn

No - The NRC did not withdraw the direct final rule.

To Be Determined - Publication of a direct final rule is pending or the NRC has received a public comment and determination regarding whether the comment is adverse or not is pending.

Yes - The NRC withdrew the direct final rule.

Docket ID

The NRC and the public use the docket identification (ID) to track all documents related to a rulemaking or a petition for rulemaking. The Docket ID is assigned to each rulemaking by the NRC when the Commission approves the associated rulemaking plan or when the NRC staff initiates a Commission delegated rulemaking that does not require a rulemaking plan. The Docket ID is assigned by the NRC to each petition for rulemaking when the NRC docket the petition for rulemaking as described in § 2.803 of Title 10 of the *Code of the Federal Regulations*, "Petition for Rulemaking - NRC Action." A Docket ID will remain inactive on www.regulations.gov until the NRC issues an action on the rulemaking or petition for rulemaking and posts that action in the docket.

Final Rule Compliance Date

The anticipated or actual deadline by which affected licensees must comply with the final rule. The anticipated date is subject to change. In many instances the Final Rule Compliance Date is the Final Rule Effective Date (see definition in this dictionary).

Final Rule Effective Date

The anticipated or actual date by which the final regulation is considered to be part of the current *Code of Federal Regulations*. The anticipated date is subject to change. In many instances the Final Rule Effective Date may also be the Final Rule Compliance Date (see definition in this dictionary).

Final Rule Publication Date

The anticipated or actual date that the NRC publishes a final rule in the *Federal Register*. The anticipated publication date is subject to change. The actual publication date has a *Federal Register* citation.

Final Rule to Signature Authority

The anticipated or actual date that the NRC staff provides the draft final rule package to an NRC official with authority to approve/sign the final rule. The anticipated date is subject to change.

FR Citation for ANPR

The *Federal Register* volume number and page number for the public notice that the NRC is considering amending its regulations.

FR Citation for Confirmation of Effective Date Notice

The *Federal Register* volume number and page number for the public notice that the NRC is confirming the effective date of a direct final rule.

FR Citation for Direct Final Rule

The *Federal Register* volume number and page number for the public notice that the NRC is amending its regulations.

FR Citation for Direct Final Rule Withdrawal Notice

The *Federal Register* volume number and page number for the public notice that the NRC is withdrawing a direct final rule.

FR Citation for Final Rule

The *Federal Register* volume number and page number for the public notice that the NRC is amending its regulations.

FR Citation for Notice of Docketing

The *Federal Register* volume number and page number for the public notice that the NRC has docketed a petition for rulemaking.

FR Citation for PRM Disposition Notice

The *Federal Register* volume number and page number for the public notice that describes how the NRC has dispositioned the issues raised in a petition for rulemaking.

FR Citation for Proposed Rule

The *Federal Register* volume number and page number for the public notice that the NRC is requesting comments on a proposed rule.

FR Citation for Regulatory Basis

The *Federal Register* volume number and page number for the public notice making a final regulatory basis available to the public.

Full Time Equivalent (FTE)²

Estimated number of full-time employees per fiscal year needed to complete the rulemaking.

NRC Contact

Name(s), phone number(s), and e-mail address(es) of the rulemaking or the petition for rulemaking project manager.

NRC Office

The lead NRC office responsible for managing the rulemaking or the petition for rulemaking.

Petitioner

The name of a petition for rulemaking's lead petitioner.

Petitioner Type

The lead petitioner type (i.e., private citizen, industry representative, private company, Government, advocacy group, licensee, and non-governmental organization).

PRM Disposition Notice Publication Date

The date that the NRC publishes the petition for rulemaking disposition notice in the *Federal Register*.

PRM Number

The NRC assigns this number to a docketed petition for rulemaking. The PRM Number consists of two hyphenated numbers (e.g., PRM-50-2). The first number represents the primary *Code of Federal Regulations* part that would be affected by the petitioner's requested action, and the second number represents the sequential number of petitions the NRC has docketed in that *Code of Federal Regulations* part.

² Consistent with budget practices, pre-decisional budget information will not be provided to the public.

Proposed Rule Publication Date

The anticipated or actual date that the NRC publishes a proposed rule in the *Federal Register*. The anticipated publication date is subject to change. The actual publication date has a *Federal Register* citation.

Proposed Rule to Signature Authority

The anticipated or actual date that the NRC staff provides the draft proposed rule package to an NRC official with authority to approve/sign the proposed rule. The anticipated date is subject to change.

Regulatory Basis Publication Date

The anticipated or actual date that the NRC publishes a final regulatory basis in the *Federal Register*. The anticipated publication date is subject to change. The actual publication date has a *Federal Register* citation.

RIN

The Office of Management and Budget uses a Regulation Identifier Number (RIN) to track all relevant documents throughout the entire “lifecycle” of a particular rulemaking activity. The RIN is a unique number assigned to each rulemaking by the NRC when the Commission approves the associated rulemaking plan or when the NRC staff initiates a Commission delegated rulemaking that does not require a rulemaking plan.

Rule Phase

Pre-rule - Any activity related to the rulemaking prior to the NRC staff developing the proposed rule (e.g., approval of the rulemaking plan, publication of an advance notice of proposed rulemaking, developing the regulatory basis, or a public meeting seeking feedback to gauge interest in the rulemaking).

Proposed Rule - The NRC staff is actively developing the *Federal Register* notice that announces contemplated amendments to the NRC’s regulations and provides the public with an opportunity to comment on the proposed amendments.

Final Rule - The NRC staff is actively developing the *Federal Register* notice that announces amendments to the NRC’s regulations and states the effective date of the amendments.

Rule Type³

Administrative - Rulemaking that deals only with internal NRC procedure, organization, or practice.

³ More than one “rule type” may be applicable to a rulemaking.

Could Establish New Requirements - Rulemaking that could establish new requirements.

Could Reduce or Clarify Existing Requirements - Rulemaking that could eliminate, codify, or clarify existing requirements.

Industry Requested - Rulemaking in response to an official request from industry that results in the NRC's decision to conduct rulemaking (e.g., design certification or amending/revising Certificates of Compliance).

Non-discretionary - Rulemaking required by statute, international treaties or agreements, or needed to conform to other agency requirements.

Rulemaking Initiation Date

Date the Commission approves the rulemaking plan by issuing a staff requirements memorandum or date a Commission-delegated rulemaking initiated by the NRC staff was added to the tracking system. For a rulemaking approved by the Commission prior to or around February 3, 2016,⁴ the rulemaking initiation date is the date the Commission approved the rulemaking activity.

Rulemaking Plan Information

Rulemaking Plan SECY - The SECY number of the rulemaking plan that requested Commission approval to initiate rulemaking activities. For a rulemaking approved by the Commission prior to or around February 3, 2016, the SECY number for the Commission paper that requested Commission approval to initiate the rulemaking activity will be used.

Rulemaking Plan SRM - The staff requirements memorandum number that approves or disapproves the rulemaking plan. For a rulemaking approved by the Commission prior to or around February 3, 2016, the staff requirements memorandum number that approved the rulemaking activity will be used.

SECY ADAMS Number - The Agencywide Documents Access and Management System (ADAMS) accession number of the rulemaking plan that requested Commission approval to initiate rulemaking activities. For a rulemaking approved by the Commission prior to or around February 3, 2016, the ADAMS accession number for the Commission paper that requested Commission approval to initiate the rulemaking activity will be used.

⁴ In the February 3, 2016, staff requirements memorandum for SECY-15-0129, "Commission Involvement in Early Stages of Rulemaking" (Agencywide Documents Access and Management System Accession No. ML16034A441), the Commission directed staff to submit rulemaking plans for all rulemakings that are not explicitly delegated to the staff as a staff delegated rulemaking. Due to workload timing, some rulemaking activities were under development and approved by the Commission before this direction was issued, and some were approved shortly afterwards.

SRM ADAMS Number - The ADAMS accession number of the staff requirements memorandum that approves or disapproves the rulemaking plan. For a rulemaking approved by the Commission prior to or around February 3, 2016, the ADAMS accession number of the staff requirements memorandum that approved the rulemaking activity will be used.

Rulemaking Plan Status

Approved - The Commission has approved the NRC staff's rulemaking plan. The status is also "Approved" for a rulemaking approved by the Commission prior to or around February 3, 2016.

Disapproved - The Commission has disapproved the NRC staff's rulemaking plan.

Not Applicable - A rulemaking plan is not applicable for a rulemaking that had progressed beyond the early stages of rulemaking prior to February 3, 2016, such that a rulemaking plan would not serve its intended purpose.

Not Required - A rulemaking plan is not required for a rulemaking that is explicitly delegated as a staff delegated rulemaking.

Pending - A rulemaking has been included in the tracking system/annual rulemaking report, but the Commission has not yet approved the NRC staff's rulemaking plan.

Signature Authority

An NRC official with authority to approve/sign a proposed and final rule (i.e., Commission Approval & SECY Signature, Executive Director for Operations, Chief Financial Officer, Director of the Office of Nuclear Reactor Regulation, and Chief of the Rules, Announcements, and Directives Branch of the Office of Administration).

Status

Rulemaking

Anticipated to be Completed this Fiscal Year - The NRC anticipates the funded final rule will be published this fiscal year.

Combined with Another Rulemaking – Completed - The NRC is pursuing the issues in this rulemaking along with the issues in another similar rulemaking. This rulemaking will no longer appear as a standalone rulemaking activity.

Completed - The final rule *Federal Register* notice has been published.

Discontinued - The Commission has approved no longer pursuing the rulemaking.

Discontinued – Completed - The Commission has directed staff to no longer pursue a rulemaking and the public has been informed of that decision.

Funded - The NRC has budgeted resources (Full Time Equivalents and/or Contract \$) to work on a planned rulemaking in the next 2-year planning period.

Identified for Discontinuation - The NRC staff has requested or will request Commission approval to discontinue a rulemaking.

Rulemaking Plan Disapproved – Completed - The Commission has disapproved the NRC staff's rulemaking plan and no longer will be tracked.

Unfunded - The NRC has not budgeted work on a planned rulemaking in the next 2-year planning period.

Petition for Rulemaking

Considered or Partially Considered in Rulemaking - A petition's request(s) will be considered in part or in whole in an existing or future rulemaking activity.

Denied - The Commission approved denying the request(s) in the petition for rulemaking.

Open PRM- Petition is being reviewed under the petition for rulemaking process.

Withdrawn - The petition for rulemaking was withdrawn by the petitioner.

Title

Nine words or less describing the subject of the rulemaking or the petition for rulemaking.