

NRC staff. The SRP is not a substitute for the NRC regulations, and compliance with the SRP is not required.

III. Backfitting and Issue Finality

Issuance of this draft SRP, if finalized, would not constitute backfitting as defined in 10 CFR 50.109 (the Backfit Rule) or otherwise be inconsistent with the issue finality provisions in 10 CFR part 52. The NRC's position is based upon the following considerations

1. *The draft SRP positions, if finalized, would not constitute backfitting, inasmuch as the SRP is internal guidance to NRC staff.*

The SRP provides internal guidance to the NRC staff on how to review an application for NRC regulatory approval in the form of licensing. Changes in internal staff guidance are not matters for which either nuclear power plant applicants or licensees are protected under either the Backfit Rule or the issue finality provisions of 10 CFR part 52.

2. *The NRC staff has no intention to impose the SRP positions on existing licensees either now or in the future.*

The NRC staff does not intend to impose or apply the positions described in the draft SRP to existing licenses and regulatory approvals. Hence, the issuance of a final SRP—even if considered guidance within the purview of the issue finality provisions in 10 CFR part 52—would not need to be evaluated as if it were a backfit or as being inconsistent with issue finality provisions. If, in the future, the NRC staff seeks to impose a position in the SRP on holders of already issued licenses in a manner that does not provide issue finality as described in the applicable issue finality provision, then the staff must make the showing as set forth in the Backfit Rule or address the criteria for avoiding issue finality as described in the applicable issue finality provision.

3. *Backfitting and issue finality do not—with limited exceptions not applicable here—protect current or future applicants.*

Applicants and potential applicants are not, with certain exceptions, protected by either the Backfit Rule or any issue finality provisions under 10 CFR part 52. Neither the Backfit Rule nor the issue finality provisions under 10 CFR part 52—with certain exclusions—were intended to apply to every NRC action that substantially changes the expectations of current and future applicants. The exceptions to the general principle are applicable whenever an applicant references a 10 CFR part 52 license (e.g., an early site permit) and/or NRC regulatory approval

(e.g., a design certification rule) with specified issue finality provisions. The NRC staff does not, at this time, intend to impose the positions represented in the draft SRP in a manner that is inconsistent with any issue finality provisions.

If, in the future, the staff seeks to impose a position in the draft SRP in a manner that does not provide issue finality as described in the applicable issue finality provision, then the staff must address the criteria for avoiding issue finality as described in the applicable issue finality provision.

Dated at Rockville, Maryland, this 22nd day of July, 2014.

For the Nuclear Regulatory Commission,
Joseph Colaccino,
Chief, New Reactor Rulemaking and
Guidance Branch, Division of Advanced
Reactors and Rulemaking, Office of New
Reactors.

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OFFICE OF PERSONNEL MANAGEMENT

[RI 76-10, 3206-XXXX]

Submission for Review: Assignment, Federal Employees' Group Life Insurance Program

AGENCY: U.S. Office of Personnel
Management.

ACTION: 60-Day Notice and request for
comments.

SUMMARY: The Retirement Services,
Office of Personnel Management (OPM)
offers the general public and other
Federal agencies the opportunity to
comment on an existing collection in
use without an OMB control number,
Assignment, Federal Employees' Group
Life Insurance (FEGLI) Program, RI 76-
10. As required by the Paperwork
Reduction Act of 1995, (Pub. L. 104-13,
44 U.S.C. chapter 35) as amended by the
Clinger-Cohen Act (Pub. L. 104-106),
OPM is soliciting comments for this
collection.

DATES: Comments are encouraged and
will be accepted until October 6, 2014.
This process is conducted in accordance
with 5 CFR 1320.1.

ADDRESSES: Interested persons are
invited to submit written comments on
the proposed information collection to
the U.S. Office of Personnel
Management, Retirement Services,
Union Square Room 370, 1900 E. Street
NW., Washington, DC 20415-3500,
Attention: Alberta Butler, or sent via
electronic mail to Alberta.Butler@opm.gov.

FOR FURTHER INFORMATION CONTACT: A
copy of this ICR, with applicable
supporting documentation, may be
obtained by contacting the Retirement
Services Publications Team, Office of
Personnel Management, 1900 E. Street
NW., Washington, DC 20503, Attention:
Cyrus S. Benson or sent via electronic
mail to Cyrus.Benson@opm.gov.

SUPPLEMENTARY INFORMATION: The Office
of Management and Budget is
particularly interested in comments
that:

1. Evaluate whether the proposed
collection of information is necessary
for the proper performance of the
functions of the agency, including
whether the information will have
practical utility;

2. Evaluate the accuracy of the
agency's estimate of the burden of the
proposed collection of information,
including the validity of the
methodology and assumptions used;

3. Enhance the quality, utility, and
clarity of the information to be
collected; and

4. Minimize the burden of the
collection of information on those who
are to respond, including through the
use of appropriate automated,
electronic, mechanical, or other
technological collection techniques or
other forms of information technology,
e.g., permitting electronic submissions
of responses.

The Federal Employees' Group Life
Insurance (FEGLI) Program allows an
insured individual to transfer
ownership, or "assign" the FEGLI
coverage, to a third party. An insured
may assign for several reasons; for
example, for financial planning
purposes, or to comply with a court
order, or to sell the coverage to a third-
party. Unlike a designation of
beneficiary, once an assignment is
executed, it is irrevocable.

Analysis

Agency: Retirement Operations,
Retirement Services, Office of Personnel
Management.

Title: Assignment, Federal Employees'
Group Life Insurance (FEGLI) Program.

OMB Number: 3206-XXXX.

Frequency: Annually.

Affected Public: Federal employees,
retirees, and assignees.

Number of Respondents: 400.

Estimated Time Per Respondent: 15
minutes.

Total Burden Hours: 100 hours.

U.S. Office of Personnel Management.

Katherine Archuleta,
Director.

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