

May 24, 2016

The Honorable David Vitter  
Chairman, Committee on Small Business  
and Entrepreneurship  
United States Senate  
Washington, DC 20510

Dear Mr. Chairman:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), as required by the Small Business Regulatory Enforcement Fairness Act of 1996, I am reporting on the status of the agency provision of "Compliance Guides" to small entities for rules that affect them.

The agency directs much of its regulatory activity to NRC licensees that are not considered small entities under the size standards in § 2.810 of Title 10 of the *Code of Federal Regulations*, "NRC size standards." Therefore, a significant number of the NRC's regulations do not affect small entities. However, there are a few rules that do have a significant impact on a substantial number of small entities. A complete list of those rulemakings that have an impact on small entities and their corresponding guidance documents is available on the agency's Web site at <http://www.nrc.gov/about-nrc/regulatory/rulemaking/flexibility-act/small-entities.html>.

Since our May 29, 2015, correspondence only one new rule has been determined to have a significant impact on a substantial number of small entities. This final rule amended the licensing, inspection, and annual fees that the NRC charges to its applicants and licensees (June 30, 2015; 80 FR 37432). The final rule's small entity compliance guide is the last entry in the agency's Web site.

In addition, two compliance guides posted on the agency's Web site have been superseded by new revisions. The new revisions are NUREG-1556, Volume 2, Revision 1, "Consolidated Guidance About Materials Licenses, Program-Specific Guidance About Industrial Radiography Licenses, Final Report" and NUREG-1556, Volume 3, Revision 2, "Consolidated Guidance About Materials Licenses: Applications for Sealed Source and Device Evaluation and Registration, Final Report." These revisions are posted on the agency's Web site.

If you have any questions or concerns regarding this matter, please contact Eugene Dacus, Director of the Office of Congressional Affairs at (301) 415-1776.

Sincerely,

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Stephen G. Burns

cc: Senator Jeanne Shaheen

**Identical letter sent to:**

The Honorable David Vitter  
Chairman, Committee on Small Business  
and Entrepreneurship  
United States Senate  
Washington, DC 20510  
cc: Senator Jeanne Shaheen

The Honorable Steve Chabot  
Chairman, Committee on Small Business  
United States House of Representatives  
Washington, DC 20515  
cc: Representative Nydia M. Velázquez

The Honorable James M. Inhofe  
Chairman, Committee on Environment  
and Public Works  
United States Senate  
Washington, DC 20510  
cc: Senator Barbara Boxer

The Honorable Shelley Moore Capito  
Chairman, Subcommittee on Clean Air  
and Nuclear Safety  
Committee on Environment and Public Works  
United States Senate  
Washington, DC 20510  
cc: Senator Thomas R. Carper

The Honorable Fred Upton  
Chairman, Committee on Energy and Commerce  
United States House of Representatives  
Washington, DC 20515  
cc: Representative Frank Pallone, Jr.

The Honorable Ed Whitfield  
Chairman, Subcommittee on Energy and Power  
Committee on Energy and Commerce  
United States House of Representatives  
Washington, DC 20515  
cc: Representative Bobby L. Rush

The Honorable John Shimkus  
Chairman, Subcommittee on Environment  
and the Economy  
Committee on Energy and Commerce  
United States House of Representatives  
Washington, DC 20515  
cc: Representative Paul Tonko