

Rulemaking Decision Guidance

External Stakeholder
(e.g. Petition)

Congressional
(Statute)

NRC
(Staff or Commission)

Possible Rulemaking Initiators

Define Need

Refine
Need

Seek Stakeholder Feedback e.g.:

- Public Meetings/Workshops
- White Papers
- Formal Information Collection Methods (*Paperwork Reduction Act applies*)

Considerations for Selecting a Solution

See "[How We Regulate](#)" for additional details

If the need could be addressed through formal agency guidance, consider:

- [MD 3.7: NUREG](#)
- [MD 6.3: Rulemaking Process](#)
- [MD 6.6: Reg Guide](#)
- [MD. 8.18: Gen. Communication](#)

Reference Associated Management Directives [here](#)

If the need affects limited stakeholders, consider:

- Exemptions
- License Amendments
- License Conditions
- Rules of Particular Applicability

If the need must be addressed in a short timeframe*, consider:

- Exemptions
- Enforcement Options
- Exigent or Emergency license amendments

*Less than 1 years

Consider role of Tribes / Agreement States:

When Tribal or Agreement State interests need to be addressed (MD 5.1)



Rulemaking is required:

- When directed by the Commission
- When directed by Congress

- Consult Rulemaking Center of Expertise / Office of General Counsel for additional guidance
- Review [Rulemaking Approach Tool](#)