

Frequently Asked Questions for Public Workshop On Convention on Supplementary Compensation for Nuclear Damage Proposed Information Collection

Information Collection

Why is DOE proposing this information collection?

Answer: DOE is proposing this information collection in response to public comments received on its proposed rulemaking on the Convention on Supplementary Compensation for Nuclear Damage (CSC) Contingent Cost Allocation, which DOE provided public notice of on December 17, 2014 (79 FR 75076). The purpose of the information collection is to gather additional data and information from the nuclear industry to assist DOE in further developing its proposed rulemaking. The proposal seeks information for the period January 2008 (following enactment of section 934) to December 2015 directly from U.S. nuclear suppliers regarding the general category of nuclear goods or services they have exported, the foreign nuclear installations exported to, and the total value of such exports. This information is relevant to the CSC rulemaking.

How did DOE arrive at the questions on the proposed form?

Answer: The questions pertain to information that DOE, as well as commenters on the proposed rule, identified as important to support the CSC rulemaking. The questions on the form are intended to elicit information regarding U.S. nuclear suppliers and their exports of goods and services that is not otherwise available, in whole or in part, from existing sources, such as applications or reports to the NRC under 10 CFR Part 110 regulations. The information requested is also based in part on an industry model for a retrospective risk pooling, with alternative methods of risk allocation. DOE welcomes comments from the public on whether and how the information requested on the form should be expanded, narrowed, or modified.

Information Collection Process

What are the next steps in the Paperwork Reduction Act process?

Answer: At the close of the public comment period on the proposed information collection (October 3, 2016), and after review and consideration of public comments, DOE expects to finalize the form and submit it to OMB for approval. Upon submittal to OMB, DOE will open an additional 30-day public comment period on the proposed information collection, including release of any updated version of the form and DOE's response to public comments received.

How will DOE protect any proprietary and confidential information?

Answer: As explained in greater detail in the Instructions, if a nuclear supplier believes its response(s) in the form contain proprietary or confidential information exempt from public disclosure, that information should be clearly marked as such.

DOE expects the data and information derived from the information collection, in the aggregate, would form the basis for further development of the rulemaking. DOE does not foresee the need to disclose an individual nuclear supplier's information that is proprietary or confidential under applicable law or regulations.

Will DOE consider extending the deadline for comments on the proposed information collection?

Answer: At this time, DOE does not plan to extend the deadline for public comment.

Rulemaking Process

Where is DOE at on the proposed rule? Will there be a supplemental proposed rule?

Answer: As noted in the Federal Register notice for the public workshop (81 FR 51140, Aug. 3, 2016), when the information collection process is complete, DOE will determine whether it is appropriate to issue a supplemental proposed regulation. DOE intends to engage the public in any additional opportunities for review and comment on the rulemaking.

What is DOE's timeline for completing the rulemaking?

Answer: At this time, DOE is focused on developing and completing this information collection process as soon as practicable. As noted in the Federal Register notice for the public workshop, when the information collection process is complete, DOE will determine the next step in its rulemaking process, including any additional opportunities for review and comment on the rulemaking.