



U.S. DEPARTMENT OF
ENERGY

OFFICE OF
**ENVIRONMENTAL
MANAGEMENT**

Regulatory Reform

EM Advisory Board Meeting

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Office of Environmental Management**

May 16, 2018



12285

Federal Register
Vol. 82, No. 39
Wednesday, March 1, 2017

Presidential Documents

Title 3—
The President

Executive Order 13777 of February 24, 2017
Enforcing the Regulatory Reform Agenda

By the authority vested in me as President by the laws of the United States of America, and in order to reduce regulatory burdens on the American people by implementing and reforming, it is hereby ordered as follows:

Section 1. Policy. It is the policy of the United States to reduce regulatory burdens placed on the American people.

Sec. 2. Regulatory Reform Officers. (a) Within 60 days of the order, the head of each agency, except the heads of agencies that have received a waiver under section 5 of this order, shall designate as its Regulatory Reform Officer (RRO). Each RRO shall develop and implement a plan for the implementation of regulatory reform initiatives and policies to effectively carry out regulatory reforms, consistent with the principles and policies set forth in this order. The initiatives and policies include:

- (i) Executive Order 13771 of January 30, 2017 (Reducing Regulatory Burdens and Controlling Regulatory Costs), regarding offsetting the costs of new regulations;
- (ii) Executive Order 12866 of September 30, 1993 (Regulatory Planning and Review), as amended, regarding regulatory planning and review;
- (iii) section 6 of Executive Order 13563 of January 18, 2011 (Regulation and Regulatory Review), regarding retrospectives and reviews of existing regulations.



The Secretary of Energy
Washington, DC 20585

December 07, 2017

MEMORANDUM FOR HEADS OF DEPARTMENTAL ELEMENTS

FROM:

RICK PERRY *Rick Perry*

SUBJECT:

Federal Advisory Committees and Regulatory Reform

The Department of Energy (DOE) is committed to reducing regulatory burdens on American families and businesses. Earlier this year, DOE formed a Regulatory Reform Task Force to evaluate and reform existing regulations that could eliminate jobs or inhibit job creation that are outdated, unnecessary, ineffective, or imposes costs that exceed benefits. The Task Force's activities are carried out pursuant to the President's direction in Executive Order (EO) 13771, "Reducing Regulation and Controlling Regulatory Costs", EO 13777, "Enforcing the Regulatory Reform Agenda", and EO 13783, "Promoting Energy Independence and Economic Growth."

To inform the work of the Task Force, DOE published in the Federal Register a request for information seeking input from the public and those significantly affected by DOE regulations. DOE sought the public's views on specific agency actions that should be altered or eliminated because knowledge about the full effects of rules is widely dispersed in society, and members of the public are likely to have useful information and perspectives on the benefits and burdens of existing requirements and how regulatory obligations may be reformed to achieve regulatory objectives while minimizing regulatory burdens.

DOE's Directives Review Board

- Directives are DOE's internal regulatory and guidance documents.
- DRB meets regularly to revise, remove, and create Directives to ensure the Department operates effectively and efficiently

DOE Policy 451.1, National Environmental Policy Act Compliance Program

- Opportunities to streamline the process to make NEPA more efficient and effective
- Places responsibility and authority for NEPA on Heads of Departmental Elements

DOE Order 435.1 Program Update

- Upgraded DOE 435.1 oversight program in response to 2014 WIPP incidents
- Interpretation of the Definition of High-Level Radioactive Waste (HLW): No decisions have been made

Strengthening Relationships with Regulators

- Streamline and improve efficiency/effectiveness of cleanup
- Working with Environmental Protection Agency (EPA) Headquarters to address EPA's Superfund Task Force Recommendations
 - EPA Administrator elevated the approval authority to the Administrator for CERCLA RODs with remedial actions cost greater than \$50M

EPA Dialogue Meetings

- EPA Headquarters and regional administrators, state regulators, and DOE come together to identify and resolve issues and challenges in support of an effective and efficient cleanup
- Facilitated by the Environmental Council of States

Opportunities to Improve Contracting

- Management and Operations Contracts and Cleanup Contracts
- Review underway by EM's acquisition organization
- Receiving input from EFCOG and others

Backup Slides

Key Priorities

- Regulatory reform opportunities to improve effectiveness and efficiency of cleanup
- Risk based disposal policy and strategies to ensure safe disposal of EM waste
- WIPP status and transuranic waste
- Self-regulation of radioactive waste disposal through the Low-Level Waste Disposal Facility Federal Review Group
- Certification of radioactive and other hazardous materials transportation packages
- Policy/planning for new decontamination and decommissioning projects, infrastructure improvements, and excess facility transfers