

## **JUSTIFICATION FOR CHANGE IN AN OMB CLEARANCE PACKAGE FORM 313 and 313A SERIES OF FORMS**

The Nuclear Regulatory Commission (NRC) amended its regulations to include jurisdiction over discrete sources of radium-226, accelerator-produced radioactive materials, and discrete sources of naturally occurring radioactive material, as required by the Energy Policy Act of 2005 (EPAct), which was signed into law on August 8, 2005. This provides a regulatory framework by which to license and regulate byproduct material in accordance with the new, expanded definition. The amended regulations impacted numerous existing information collections. The NRC packaged all of the impacted information collections into one new information collection which OMB approved and assigned control number 3150-0203. One of the areas of existing Nuclear Regulatory Commission (NRC) regulations revised was Form 313 and the 313A series of forms.

NRC Form 313 is used to apply to the NRC for a materials license. The universe of licensees that use this form will increase as a result of the final rule. The increase is estimated to be a total of 1 NRC licensee on an annual basis and 4 Agreement State licensees on an annual basis (total of 5 licensees). The additional burden associated with NRC licensees' effort to complete NRC Form 313 on an annual basis is a total of 40 hours as shown in the NRC Form 313 table at the end of this section. The estimated equivalent additional burden for Agreement State licensees is a total of 160 hours as shown in the table at the end of this section. The total increase in hours for NRC Form 313 on an annual basis is 200 hours.

**The currently approved burden for Form 313 is as follows:**

Responses:	16,248 responses (2,958 for NRC Licensees plus 13,290 for Agreement State Licensees).
Respondents:	16,248 respondents (2,958 for NRC Licensees plus 13,290 for Agreement State Licensees).
Burden Hours	69,866 hours (12,719 hours for NRC Licensees plus 57,147 hours for Agreement State Licensees)

**Burden Hour increase as a result of the final rule (see Tables 1-4):**

Responses:	5 (1 NRC + 4 Agreement State)
Respondents:	5 (1 NRC + 4 Agreement State)
Burden Hours:	200 hours (40 NRC + 160 Agreement State)

**TOTAL REQUESTED BURDEN HOURS (Currently approved burden plus final rule)**

Responses:	16,253 responses (2,959 for NRC Licensees plus 13,294 for Agreement State Licensees).
Respondents:	16,253 respondents (2,959 for NRC Licensees plus 13,294 for Agreement State Licensees).
Burden Hours	70,066 hours (12,759 hours for NRC Licensees plus 57,307 hours for Agreement State Licensees)

**NRC Form 313 (includes the Form 313A series of forms) Reporting Burden (3150-0120)**

**Annual Reporting Requirements for NRC Licensees**

Section	No. Of Rspndts	Rspns. Per Respnst	Total Responses	Brdn per Response	Total Annual Burden Hours
PET-new lic	1	1	1	40	40
<b>NRC Form 313 Reporting</b>			1		40

**NRC Form 313 NRC Licensee Totals:**

Number of Responses: 1

Number of Respondents: 1

Total Burden Hours: 40 hours

**Annual Reporting Requirements for Agreement State Licensees**

Section	No. Of Rspndts	Rspns. Per Respnst	Total Responses	Brdn per Response	Total Annual Burden Hours
PET-new lic	4	1	4	40	160
<b>NRC Form 313 Reporting</b>			4		160

**NRC Form 313 Agreement State Licensee Totals:**

Number of Responses: 4

Number of Respondents: 4

Total Burden Hours: 160 hours

**NRC Form 313 Totals**

Number of Responses: 5 (1 NRC + 4 Agreement State)

Number of Respondents: 5 (1 NRC + 4 Agreement State)

Total Burden Hours: 200 hours (40 NRC + 160 Agreement State)