

NRC staff. The SRP is not a substitute for the NRC regulations, and compliance with the SRP is not required.

### III. Backfitting and Issue Finality

Issuance of this draft SRP, if finalized, would not constitute backfitting as defined in 10 CFR 50.109 (the Backfit Rule) or otherwise be inconsistent with the issue finality provisions in 10 CFR part 52. The NRC's position is based upon the following considerations

1. The draft SRP positions, if finalized, would not constitute backfitting, inasmuch as the SRP is internal guidance to NRC staff.

The SRP provides internal guidance to the NRC staff on how to review an application for NRC regulatory approval in the form of licensing. Changes in internal staff guidance are not matters for which either nuclear power plant applicants or licensees are protected under either the Backfit Rule or the issue finality provisions of 10 CFR part 52.

2. The NRC staff has no intention to impose the SRP positions on existing licensees either now or in the future.

The NRC staff does not intend to impose or apply the positions described in the draft SRP to existing licenses and regulatory approvals. Hence, the issuance of a final SRP—even if considered guidance within the purview of the issue finality provisions in 10 CFR part 52—would not need to be evaluated as if it were a backfit or as being inconsistent with issue finality provisions. If, in the future, the NRC staff seeks to impose a position in the SRP on holders of already issued licenses in a manner that does not provide issue finality as described in the applicable issue finality provision, then the staff must make the showing as set forth in the Backfit Rule or address the criteria for avoiding issue finality as described in the applicable issue finality provision.

3. Backfitting and issue finality do not—with limited exceptions not applicable here—protect current or future applicants.

Applicants and potential applicants are not, with certain exceptions, protected by either the Backfit Rule or any issue finality provisions under 10 CFR part 52. Neither the Backfit Rule nor the issue finality provisions under 10 CFR part 52—with certain exclusions—were intended to apply to every NRC action that substantially changes the expectations of current and future applicants. The exceptions to the general principle are applicable whenever an applicant references a 10 CFR part 52 license (e.g., an early site permit) and/or NRC regulatory approval

(e.g., a design certification rule) with specified issue finality provisions. The NRC staff does not, at this time, intend to impose the positions represented in the draft SRP in a manner that is inconsistent with any issue finality provisions.

If, in the future, the staff seeks to impose a position in the draft SRP in a manner that does not provide issue finality as described in the applicable issue finality provision, then the staff must address the criteria for avoiding issue finality as described in the applicable issue finality provision.

Dated at Rockville, Maryland, this 22nd day of July, 2014.

For the Nuclear Regulatory Commission,  
 Joseph Colaccino,  
 Chief, New Reactor Rulemaking and  
 Guidance Branch, Division of Advanced  
 Reactors and Rulemaking, Office of New  
 Reactors.

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### OFFICE OF PERSONNEL MANAGEMENT

[RI 76-10, 3206-XXXX]

#### Submission for Review: Assignment, Federal Employees' Group Life Insurance Program

AGENCY: U.S. Office of Personnel  
 Management.

ACTION: 60-Day Notice and request for  
 comments.

SUMMARY: The Retirement Services,  
 Office of Personnel Management (OPM)  
 offers the general public and other  
 Federal agencies the opportunity to  
 comment on an existing collection in  
 use without an OMB control number,  
 Assignment, Federal Employees' Group  
 Life Insurance (FEGLI) Program, RI 76-  
 10. As required by the Paperwork  
 Reduction Act of 1995, (Pub. L. 104-13,  
 44 U.S.C. chapter 35) as amended by the  
 Clinger-Cohen Act (Pub. L. 104-106),  
 OPM is soliciting comments for this  
 collection.

DATES: Comments are encouraged and  
 will be accepted until October 6, 2014.  
 This process is conducted in accordance  
 with 5 CFR 1320.1.

ADDRESSES: Interested persons are  
 invited to submit written comments on  
 the proposed information collection to  
 the U.S. Office of Personnel  
 Management, Retirement Services,  
 Union Square Room 370, 1900 E. Street  
 NW., Washington, DC 20415-3500,  
 Attention: Alberta Butler, or sent via  
 electronic mail to Alberta.Butler@  
 opm.gov.

FOR FURTHER INFORMATION CONTACT: A  
 copy of this ICR, with applicable  
 supporting documentation, may be  
 obtained by contacting the Retirement  
 Services Publications Team, Office of  
 Personnel Management, 1900 E. Street  
 NW., Washington, DC 20503, Attention:  
 Cyrus S. Benson or sent via electronic  
 mail to Cyrus.Benson@opm.gov.

SUPPLEMENTARY INFORMATION: The Office  
 of Management and Budget is  
 particularly interested in comments  
 that:

1. Evaluate whether the proposed  
 collection of information is necessary  
 for the proper performance of the  
 functions of the agency, including  
 whether the information will have  
 practical utility;

2. Evaluate the accuracy of the  
 agency's estimate of the burden of the  
 proposed collection of information,  
 including the validity of the  
 methodology and assumptions used;

3. Enhance the quality, utility, and  
 clarity of the information to be  
 collected; and

4. Minimize the burden of the  
 collection of information on those who  
 are to respond, including through the  
 use of appropriate automated,  
 electronic, mechanical, or other  
 technological collection techniques or  
 other forms of information technology,  
 e.g., permitting electronic submissions  
 of responses.

The Federal Employees' Group Life  
 Insurance (FEGLI) Program allows an  
 insured individual to transfer  
 ownership, or "assign" the FEGLI  
 coverage, to a third party. An insured  
 may assign for several reasons; for  
 example, for financial planning  
 purposes, or to comply with a court  
 order, or to sell the coverage to a third-  
 party. Unlike a designation of  
 beneficiary, once an assignment is  
 executed, it is irrevocable.

#### Analysis

Agency: Retirement Operations,  
 Retirement Services, Office of Personnel  
 Management.

Title: Assignment, Federal Employees'  
 Group Life Insurance (FEGLI) Program.  
 OMB Number: 3206-XXXX.

Frequency: Annually.  
 Affected Public: Federal employees,  
 retirees, and assignees.

Number of Respondents: 400.  
 Estimated Time Per Respondent: 15  
 minutes.

Total Burden Hours: 100 hours.

U.S. Office of Personnel Management,  
 Katherine Archuleta,  
 Director.

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