



Friday
April 25, 1997

Part VII

**Department of
Energy**

Semiannual Regulatory Agenda

DEPARTMENT OF ENERGY (DOE)

DEPARTMENT OF ENERGY

10 CFR Chs. II, III, and X

48 CFR Ch. 9

Regulatory Agenda

AGENCY: Department of Energy.

ACTION: Semiannual regulatory agenda.

SUMMARY: The Department of Energy has prepared and today is publishing its semiannual regulatory agenda pursuant to instructions of the Administrator, Office of Information and Regulatory

Affairs, Office of Management and Budget (OMB).

FOR FURTHER INFORMATION CONTACT: For further information about any particular item on the regulatory agenda, please contact the individual listed under that item. For further information on the regulatory agenda in general, please contact: Richard L. Farman, Room 6E-078, Forrestal Building, 1000 Independence Avenue SW., Washington, DC 20585, (202) 586-8145.

SUPPLEMENTARY INFORMATION: Entries appended to this notice reflect the status of activities as of approximately March

1, 1997. They are divided into categories, first by subagencies and then according to their stage of rulemaking action: Prerule, proposed rulemaking, final rulemaking, long-term action, or completed action.

A draft of this regulatory agenda has been transmitted to the Chief Counsel for Advocacy of the U.S. Small Business Administration for comment, if any, pursuant to 5 U.S.C. 602(b).

Issued in Washington, DC, on March 7, 1997.
Eric J. Fygi,
Acting General Counsel.

Energy Efficiency and Renewable Energy—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
851	Energy Efficiency Standards for Clothes Washers	1904-AA67
852	Determination for Electric Distribution Transformers	1904-AA85

Energy Efficiency and Renewable Energy—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
853	Equivalent Petroleum-Based Fuel Economy Calculation for Electric and Hybrid Electric Vehicles	1904-AA40
854	Energy Efficiency Code for New Federal Residential Low Rise Buildings	1904-AA53
855	Energy Efficiency Standards for Lamp Ballasts	1904-AA75
856	Energy Efficiency Standards for Water Heaters	1904-AA76
857	Test Procedures for Refrigerators and Refrigerator-Freezers	1904-AA93

Energy Efficiency and Renewable Energy—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
858	Energy Efficiency Standards for Room Air Conditioners	1904-AA38
859	Test Procedures for Furnaces/Boilers, Vented Home Heating Equipment, and Pool Heaters—Amendment	1904-AA45
860	Energy Efficiency Standards for Refrigerators, Refrigerator-Freezers, and Freezers	1904-AA47
861	Test Procedures for Kitchen Ranges, Ovens and Microwaves	1904-AA52
862	Test Procedures for Fluorescent and Incandescent Reflector Lamps	1904-AA61
863	State and Local Incentives Program: Alternative Fuels	1904-AA66
864	Clothes Washer Test Procedure Amendments	1904-AA68
865	Energy Code for New Federal Commercial and Multi-Family High Rise Residential Buildings	1904-AA69
866	Test Procedures and Certification Requirements for Plumbing Products; and Certification Requirements for Residential Appliances	1904-AA71
867	State Energy Program	1904-AA81
868	Energy Conservation Program for Certain Commercial and Industrial Equipment: Test Procedures, Labeling, and Certification Requirements for Electric Motors	1904-AA82
869	Energy Efficiency Standards for Kitchen Ranges, Ovens and Microwave Ovens	1904-AA84
870	Test Procedures for Water Heaters—Amendment	1904-AA88

DOE

Energy Efficiency and Renewable Energy—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
871	Test Procedures for Central Air Conditioners and Heat Pumps— Amendments	1904-AA46
872	Private/Local Alternative Fuels Fleet Program	1904-AA72
873	National Voluntary Residential Energy Efficiency Rating Guidelines	1904-AA74
874	Energy Efficiency Standards for Central Air Conditioners and Heat Pumps	1904-AA77
875	Energy Efficiency Standards for Residential Furnaces and Mobile Home Furnaces	1904-AA78
876	Determination for High Intensity Discharge Lamps	1904-AA86
877	Determination for Small Electric Motors	1904-AA87
878	Energy Efficiency Standards for Clothes Dryers and Dishwashers	1904-AA89
879	Energy Efficiency Standards for Pool Heaters and Direct Heating Equipment	1904-AA90
880	Energy Efficiency Standards for 1-200 HP Electric Motors	1904-AA91
881	Energy Efficiency Standards for Fluorescent and Incandescent Lamps	1904-AA92

Defense and Security Affairs—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
882	Personnel Assurance Program	1992-AA14
883	General Criteria and Procedures for Determining Eligibility for Access to Classified Matters or Special Nuclear Material	1992-AA22

Defense and Security Affairs—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
884	Information Classification	1992-AA21

Defense and Security Affairs—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
885	Physical Security Interests	1992-AA23

Departmental and Others—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
886	Freedom of Information Act	1901-AA32
887	Nuclear Safety Management	1901-AA34
888	Enforcement of Employee Safety Standards at Nuclear Weapons Facilities	1901-AA44
889	The Office of Energy Research Financial Assistance Program	1901-AA54
890	Annotation of Land Records for Remediated Properties in the Uranium Mill Tailings Remedial Action Project (UMTRA)	1901-AA57
891	Privacy Act Exemption of Certain Contractor Employee Reprisal Complaint and Investigation System of Records ..	1901-AA66
892	Privacy Act System of Records Update	1901-AA69
893	Occupational Protection Program for Exposures to Beryllium	1901-AA75

DOE

Departmental and Others—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
894	Energy Board of Contract Appeals; Organization, Functions, and Authorities; Rules of Practice	1901-AA30
895	Radiation Protection of the Public and the Environment	1901-AA38
896	Occupational Radiation Protection—Amendment	1901-AA59
897	Privacy Act—Exemption of an Inspector General System of Records	1901-AA62
898	General Guidelines for the Recommendation of Sites for Nuclear Waste Repository	1901-AA72

Departmental and Others—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
899	Electric Power System Permits and Reports; Applications; Administrative Procedures and Sanctions	1901-AA19
900	Payments for Special Burdens and in Lieu of Taxes	1901-AA58
901	Environmental Management Financial Assistance Program	1901-AA71
902	Allocation of Canadian Entitlement to Mid-Columbia Project Owners	1901-AA73

Departmental and Others—Completed Actions

Sequence Number	Title	Regulation Identifier Number
903	National Environmental Policy Act Implementing Procedures	1901-AA74

Office of Procurement and Assistance Management—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
904	DEAR: Financial Management Clauses	1991-AB02
905	Fee Policy	1991-AB32
906	DEAR: Implementation of FASA and FARA Statutes	1991-AB35
907	DEAR: Management and Operating Contract Whistleblower Costs	1991-AB36
908	DEAR: Department of Energy Management and Operating Contracts	1991-AB37

Office of Procurement and Assistance Management—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
909	Department of Energy Property Management Regulations; Miscellaneous Personal Property	1991-AA28
910	Competition for Management and Operating Contracts	1991-AB09
911	Revisions to Organizational Conflicts of Interest	1991-AB26
912	Contract Reform	1991-AB28
913	Security, Counterintelligence, and Options	1991-AB30
914	FARA, DOE Certification Requirements	1991-AB31
915	DEAR Amendment for Rights in Data	1991-AB33

Office of Procurement and Assistance Management—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
916	DEAR: Security Procedures	1991-AA86
917	Amendment to Workplace Substance Abuse Programs at DOE Sites	1991-AA90

DOE

Office of Procurement and Assistance Management—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
918	DEAR: Amendment to Workplace Substance Abuse Programs at DOE Sites	1991-AA97
919	DEAR: Review of M&O Contractor Purchasing Systems	1991-AB07
920	Small Business Subcontracting Program	1991-AB17
921	FASA 1994, Sections 2051, 2151, and 2192	1991-AB29

Office of Procurement and Assistance Management—Completed Actions

Sequence Number	Title	Regulation Identifier Number
922	DEAR: Technical Amendment	1991-AB34

Office of General Counsel—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
923	Payment of Travel Expenses of Persons Who Are Not Government Employees	1990-AA15
924	Conduct of Employees	1990-AA19

DEPARTMENT OF ENERGY (DOE)
Energy Efficiency and Renewable Energy (EE)

Prerule Stage

851. ENERGY EFFICIENCY STANDARDS FOR CLOTHES WASHERS

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6295

CFR Citation: 10 CFR 430

Legal Deadline: Final, Statutory, May 14, 1996.

Abstract: The Energy Policy and Conservation Act, as amended, establishes initial energy-efficiency standard levels for most types of major residential appliances and generally requires DOE to undergo two subsequent rulemakings, at specified times, to determine whether the extant standard for a covered product should be amended.

This rulemaking reviews the energy conservation standards for clothes washers in order to determine whether the standard levels need to be amended. This is the second reanalysis for clothes washers.

In accordance with its new rulemaking procedures, the Department is reviewing the schedule for this item and will publish a detailed schedule in the next regulatory agenda.

Timetable:

Action	Date	FR Cite
ANPRM	11/14/94	59 FR 56423
ANPRM Comment Period Extended	04/17/95	60 FR 5880
Workshop	06/00/97	
Supplemental ANPRM	12/00/97	
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: State

Additional Information: Due to the Department's limited staff and financial resources, regulatory actions related to energy efficiency standards have been categorized as high, medium, and low priority based on significant input from the public. This action is a high

priority, and the Department is working actively on this action.

Agency Contact: P. Marc LaFrance, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Ave. SW., Washington, DC 20585
Phone: 202 586-8423

RIN: 1904-AA67

852. DETERMINATION FOR ELECTRIC DISTRIBUTION TRANSFORMERS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6317

CFR Citation: 10 CFR 430

Legal Deadline: Other, Statutory, April 24, 1995.

Determination Notice

Abstract: The Energy Policy Act of 1992 requires the Department to prescribe testing requirements for electric distribution transformers for which the Secretary makes a determination that energy conservation standards would be technologically feasible and economically justified, and

DOE—EE

Prerule Stage

would result in significant energy savings.

Timetable:

Action	Date	FR Cite
Determination Notice	05/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Due to the Department's limited staff and financial resources, regulatory actions related to energy efficiency standards have been categorized as high, medium, and low priority based on significant input from the public. This action is a high priority, and the Department is working actively on this action.

Agency Contact: Ingrid Watson, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., 1J-018, Washington, DC 20585
 Phone: 202 586-8119
 Fax: 202 586-4617
RIN: 1904-AA85

DEPARTMENT OF ENERGY (DOE)

Proposed Rule Stage

Energy Efficiency and Renewable Energy (EE)

853. EQUIVALENT PETROLEUM-BASED FUEL ECONOMY CALCULATION FOR ELECTRIC AND HYBRID ELECTRIC VEHICLES

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 96-185, sec 18; PL 94-413, sec 13(c); PL 94-163, sec 503(a)(3); PL 103-272

CFR Citation: 10 CFR 474

Legal Deadline: None

Abstract: The final rule on the inclusion of electric vehicles in the Corporate Average Fuel Economy (CAFE) program was issued by DOE on April 15, 1981. It established a methodology for determining the equivalent petroleum-based fuel economy (PEF) for electric vehicles so that they could be included in a manufacturer's overall CAFE program. This methodology was based on several factors including the energy efficiency of the vehicle, the efficiency of electric generation and transmission, the fuels used to generate electricity, and the driving patterns of electric vehicles. It established a method for determining the PEF of electric vehicles that are recharged from stationary sources only. Hybrid electric vehicles, a type of electric vehicle, are electrically recharged by an on-board mobile generator. This rulemaking would establish a methodology that is necessary for calculating the CAFE credits for electric vehicles that are recharged by mobile sources, and would update the methodology for calculating the CAFE credits for electric vehicles that are recharged by stationary sources. Rulemaking

authority for establishing PEF values for electric and hybrid electric vehicles is provided under Public Law 103-272 (49 USC 32904).

Timetable:

Action	Date	FR Cite
NPRM	02/04/94	59 FR 5336
Reopen Comment Period	04/00/97	
Final Action	09/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: David Hamilton, Program Manager, Electric and Hybrid Propulsion Division, Department of Energy, Energy Efficiency and Renewable Energy, EE-321, 1000 Independence Ave. SW., Washington, DC 20585
 Phone: 202 586-2314
 Fax: 202 586-1600
RIN: 1904-AA40

854. ENERGY EFFICIENCY CODE FOR NEW FEDERAL RESIDENTIAL LOW RISE BUILDINGS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6834

CFR Citation: 10 CFR 435

Legal Deadline: Final, Statutory, October 24, 1994.

Abstract: Title III of the Energy Conservation and Production Act as amended by the Energy Policy Act of 1992 (PL 102-486, October 24, 1992) provides that DOE establish Federal building energy standards that require in new Federal buildings those energy

efficiency measures that are technologically feasible and economically justified. The standards for Federal buildings are intended to parallel closely the voluntary building energy codes of the Energy Policy Act for private sector construction. Interim energy performance standards which DOE had issued before enactment of the Energy Policy Act are to remain in effect for the Federal sector until the new Federal building energy standards become effective.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	
Final Action	04/00/98	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Stephen P. Walder, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Ave. SW., Washington, DC 20585
 Phone: 202 586-9209

RIN: 1904-AA53

855. ENERGY EFFICIENCY STANDARDS FOR LAMP BALLASTS

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6295

CFR Citation: 10 CFR 430.32

DOE—EE

Proposed Rule Stage

Legal Deadline: Final, Statutory, January 1, 1992.

Abstract: The Energy Policy and Conservation Act (EPCA), as amended, establishes initial energy-efficiency standard levels for most types of major residential appliances and generally requires DOE to undergo two subsequent rulemakings, at specified times, to determine whether the extant standard for a covered product should be amended.

This is the initial review of the statutory standards for fluorescent lamp ballasts.

Timetable:

Action	Date	FR Cite
ANPRM	09/28/90	55 FR 39624
NPRM	03/04/94	59 FR 10464
Ballast Analysis Workshop	03/18/97	
Reissue NPRM	09/00/97	
Final Action	03/00/98	

Small Entities Affected: None

Government Levels Affected: State, Local

Additional Information: Due to the Department's limited staff and financial resources, regulatory actions related to energy efficiency standards have been categorized as high, medium, and low priority based on significant input from the public. This action is a high priority, and the Department is working actively on this action.

Agency Contact: Terry Logee, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Ave. SW., Washington, DC 20585
Phone: 202 586-1689

RIN: 1904-AA75

856. ENERGY EFFICIENCY STANDARDS FOR WATER HEATERS

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6295

CFR Citation: 10 CFR 430.32

Legal Deadline: Final, Statutory, January 1, 1992.

Abstract: The Energy Policy and Conservation Act as amended, establishes initial energy-efficiency standard levels for most types of major residential appliances and generally requires DOE to undergo two subsequent rulemakings, at specified times, to determine whether the extant standard for a covered product should be amended.

This is the initial review of the statutory standards for electric water heaters.

Timetable:

Action	Date	FR Cite
ANPRM	09/28/90	55 FR 39624
NPRM	03/04/94	59 FR 10464
Screening Workshop	06/00/97	
Notice of Availability	09/00/97	
Impact Workshop	02/00/98	
Reissue NPRM	08/00/98	
Final Action	06/00/99	

Small Entities Affected: None

Government Levels Affected: State, Local

Additional Information: Due to the Department's limited staff and financial resources, regulatory actions related to energy efficiency standards have been categorized as high, medium, and low

priority based on significant input from the public. This action is a high priority, and the Department is working actively on this action.

Agency Contact: Byran Berringer, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Ave. SW., Room 1J-018, Washington, DC 20585
Phone: 202 586-0371

Fax: 202 586-4617

Email: bryan.berringer@hq.doe.gov

RIN: 1904-AA76

857. • TEST PROCEDURES FOR REFRIGERATORS AND REFRIGERATOR-FREEZERS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6291 to 6309

CFR Citation: 10 CFR 430

Legal Deadline: None

Abstract: This action is to amend 10 CFR part 430 to include the new product class of externally vented refrigerators. The proposed amendment would not change the test procedures for existing classes of refrigerators or refrigerator-freezers nor would it affect existing or future energy use standards.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	
Final Action	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Michael Raymond, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-9611

Fax: 202 586-4617

Email: michael.raymond@hq.doe.gov

RIN: 1904-AA93

DEPARTMENT OF ENERGY (DOE)

Final Rule Stage

Energy Efficiency and Renewable Energy (EE)

858. ENERGY EFFICIENCY STANDARDS FOR ROOM AIR CONDITIONERS

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6295; 42 USC 6313

CFR Citation: 10 CFR 430.32

Legal Deadline: Final, Statutory, January 1, 1992.

Abstract: The Energy Policy and Conservation Act (EPCA), as amended, establishes initial energy efficiency levels for most types of major residential appliances and generally requires DOE to undergo two subsequent rulemakings, at specified times, to determine whether the extant standard for a covered product should be amended.

This is the initial review of the statutory standard for room room air conditioners.

Timetable:

Action	Date	FR Cite
ANPRM	09/28/90	55 FR 39624
NPRM	03/04/94	59 FR 10464
Final Action	05/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local

Additional Information: Due to the Department's limited staff and financial resources, regulatory actions related to energy efficiency standards have been categorized as high, medium, and low priority based on significant input from the public. This action is a high priority, and the Department working actively on this action.

Agency Contact: Michael McCabe, Director, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Ave. SW., Washington, DC 20585
Phone: 202 586-9127

RIN: 1904-AA38

859. TEST PROCEDURES FOR FURNACES/BOILERS, VENTED HOME HEATING EQUIPMENT, AND POOL HEATERS—AMENDMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6293

CFR Citation: 10 CFR 430

Legal Deadline: None

Abstract: These revisions to the test procedures for furnaces and boilers, vented home heating equipment and pool heaters in accordance with the Energy Policy and Conservation Act, as amended, would incorporate by reference ASHRAE Standard 103-1993 and would include waivers granted to manufacturers. This revision is prompted by the ASHRAE revision of Standard 103-1983 and the need to include waivers granted to manufacturers. DOE reopened the comments period on January 20, 1995, regarding new energy descriptors and a cost factor for the production and use of electricity. Based on the comments received, DOE has decided to eliminate the new energy descriptors and to issue a final rule based on the existing energy descriptor.

Timetable:

Action	Date	FR Cite
NPRM	08/23/93	58 FR 44583
NPRM Comment Period End	03/21/95	60 FR 4348
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Cyrus Nasser, Program Leader, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Ave. SW., Washington, DC 20585-0103
Phone: 202 586-9138

RIN: 1904-AA45

860. ENERGY EFFICIENCY STANDARDS FOR REFRIGERATORS, REFRIGERATOR-FREEZERS, AND FREEZERS

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6295

CFR Citation: 10 CFR 430.32

Legal Deadline: Final, Statutory, November 17, 1994.

Abstract: The Energy Policy and Conservation Act, as amended, establishes initial energy-efficiency standard levels for most types of major residential appliances and generally requires DOE to determine whether the extant standard for a covered product should be amended.

Initial standard levels were effective in 1990. Revised standards were issued by the DOE effective 1993. This final rule will revise again the standards.

Timetable:

Action	Date	FR Cite
ANPRM	09/08/93	58 FR 47326
NPRM	07/20/95	60 FR 37338
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local

Additional Information: Due to the Department's limited staff and financial resources, regulatory actions related to energy efficiency standards have been categorized as high, medium, and low priority based on significant input from the public. This action is a high priority, and the Department is working actively on this action.

Agency Contact: Mike Raymond, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Ave. SW., Washington, DC 20585
Phone: 202 586-9611

RIN: 1904-AA47

DOE—EE

Final Rule Stage

861. TEST PROCEDURES FOR KITCHEN RANGES, OVENS AND MICROWAVES**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 6293**CFR Citation:** 10 CFR 430**Legal Deadline:** None**Abstract:** In accordance with the Energy Policy and Conservation Act as amended, the test procedures are being revised. The revision will include new constants for annual cooking energy, incorporation by reference of test procedures adopted by the International Electrotechnical Commission and revised number of times for self cleaning operation**Timetable:**

Action	Date	FR Cite
NPRM	03/23/95	60 FR 15330
NPRM Comment Period End	08/31/95	
Final Action	05/00/97	

Small Entities Affected: None**Government Levels Affected:** Undetermined**Agency Contact:** Ingrid Watson, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., 1J-018, Washington, DC 20585
Phone: 202 586-8119
Fax: 202 586-4617**RIN:** 1904-AA52**862. TEST PROCEDURES FOR FLUORESCENT AND INCANDESCENT REFLECTOR LAMPS****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 6293**CFR Citation:** 10 CFR 430**Legal Deadline:** None**Abstract:** The test procedures will require manufacturers to use an

accredited laboratory and a standardized method to measure the energy efficiency of fluorescent and incandescent reflector lamps and to measure the color rendering index of fluorescent lamps. These measurements will determine whether products comply with the energy efficiency standards established by the Energy Policy and Conservation Act.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/28/94	59 FR 49468
Interim Final Rule Effective	10/28/94	
Interim Final Rule Comment Period End	12/12/94	
Final Action	04/00/97	

Small Entities Affected: None**Government Levels Affected:** State**Agency Contact:** Terry Logee, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Ave. SW., Washington, DC 20585
Phone: 202 586-1689**RIN:** 1904-AA61**863. STATE AND LOCAL INCENTIVES PROGRAM: ALTERNATIVE FUELS****Priority:** Other Significant**Legal Authority:** 42 USC 13235**CFR Citation:** 10 CFR 490**Legal Deadline:** Final, Statutory, April 24, 1993.**Abstract:** The Energy Policy Act of 1992 requires DOE to issue regulations establishing the State and Local Incentives Program. Under this Program DOE may grant financial assistance to States for projects in DOE-approved State plans to promote use of alternative fuels and alternative fueled vehicles. With the publication of an integrated State Energy Program (61 FR 35890), the alternative fuel grant programs may be a part of the state grant special projects, depending on funding availability. The next action will be a cancellation notice of any separate state grant program.**Timetable:**

Action	Date	FR Cite
NPRM	03/21/95	60 FR 15020
NPRM Comment Period End	05/22/95	
Final Action	12/00/97	

Small Entities Affected: None**Government Levels Affected:** State, Local**Agency Contact:** Marcy A. Rood (EE-34), Program Manager, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Ave SW., Washington, DC 20585

Phone: 202 586-8161

Fax: 202 586-1558

Email: marcy.rood@hq.doe.gov

RIN: 1904-AA66**864. CLOTHES WASHER TEST PROCEDURE AMENDMENTS****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 6293**CFR Citation:** 10 CFR 430**Legal Deadline:** None**Abstract:** The current test procedure requires revision to address the issue of temperature selections which are not offered (locked out) of the normal cycle. The test procedure also is being updated to incorporate waivers regarding water heating clothes washers and to address the testing of innovative clothes washers (i.e. high spin speed and automatic water fill).**Timetable:**

Action	Date	FR Cite
NPRM	11/08/96	61 FR 57794
NPRM Comment Period End	11/25/96	
Final Action	06/00/97	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** P. Marc LaFrance, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Ave. SW., Washington, DC 20585
Phone: 202 586-8423**RIN:** 1904-AA68

DOE—EE

Final Rule Stage

865. ENERGY CODE FOR NEW FEDERAL COMMERCIAL AND MULTI-FAMILY HIGH RISE RESIDENTIAL BUILDINGS**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 6834**CFR Citation:** 10 CFR 434; 10 CFR 435 subpart A**Legal Deadline:** Final, Statutory, October 24, 1994.**Abstract:** Title III of the Energy Conservation and Production Act as amended by the Energy Policy Act of 1992 (PL 102-486) provides that DOE establish Federal building energy standards that require in new Federal buildings those energy efficiency measures that are technologically feasible and economically justified. The standards for Federal buildings are intended to parallel closely the voluntary building energy codes of the Energy Policy Act for private sector construction. Interim energy performance standards which DOE had issued before enactment of the Energy Policy Act are to remain in effect for the Federal sector until the new Federal building energy standards become effective.**Timetable:**

Action	Date	FR Cite
NPRM	08/06/96	61 FR 40882
NPRM Comment Period End	11/04/96	
Final Action	06/00/97	

Small Entities Affected: None**Government Levels Affected:** Federal**Agency Contact:** Ronald B. Majette, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-7935
Fax: 202 586-4617
Email: ronald.majette@hq.doe.gov**RIN:** 1904-AA69**866. TEST PROCEDURES AND CERTIFICATION REQUIREMENTS FOR PLUMBING PRODUCTS; AND CERTIFICATION REQUIREMENTS FOR RESIDENTIAL APPLIANCES****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 6293; 42 USC 6295; 42 USC 6296**CFR Citation:** 10 CFR 430.2; 10 CFR 430.32; 10 CFR 430.62**Legal Deadline:** None**Abstract:** This action would codify water conservation standards and test procedures established in EPCA for plumbing products, incorporate by reference water conservation standards and test procedures for faucets and test procedures for showerheads revised by the American Society of Mechanical Engineers/American National Standards Institute (ASME/ANSI), and provide for certification of compliance with plumbing products standards. The proposed rule would also clarify the certification requirements applicable to all residential appliances.**Timetable:**

Action	Date	FR Cite
NPRM	02/20/97	62 FR 7834
Final Action	09/00/97	

Small Entities Affected: Businesses, Organizations**Government Levels Affected:** State, Local, Tribal, Federal**Agency Contact:** William W. Hui, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-9145
Fax: 202 586-4617
Email: william.hui@hq.doe.gov**RIN:** 1904-AA71**867. STATE ENERGY PROGRAM****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 6321 et seq; 42 USC 7101 et seq**CFR Citation:** 10 CFR 420**Legal Deadline:** None**Abstract:** This action is in response to instructions from the Congress to consolidate the Institutional Conservation Program and the State Energy Conservation Program. The consolidated program will be known as the State Energy Program and will be based on the regulations for the State Energy Conservation Program (10 CFR part 420) as revised to effect the consolidation.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	07/08/96	61 FR 35890
Final Action	04/00/97	

Small Entities Affected: None**Government Levels Affected:** State, Local, Tribal**Agency Contact:** Thomas Stapp, Department of Energy, Energy Efficiency and Renewable Energy, EE-44, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-2096
Fax: 202 586-7848**RIN:** 1904-AA81**868. ENERGY CONSERVATION PROGRAM FOR CERTAIN COMMERCIAL AND INDUSTRIAL EQUIPMENT: TEST PROCEDURES, LABELING, AND CERTIFICATION REQUIREMENTS FOR ELECTRIC MOTORS****Priority:** Other Significant**Legal Authority:** 42 USC 6311 to 6317**CFR Citation:** 10 CFR 431**Legal Deadline:** Final, Statutory, October 24, 1997.**Abstract:** The Energy Policy and Conservation Act, as amended, establishes energy efficiency standards for commercial and industrial electric motors, prescribes test procedures, and requires labeling for such equipment. The Department proposes to create a new part (10 CFR Part 431) in the Code of Federal Regulations. This action will establish procedures for energy efficiency testing, labeling, and certification requirements for certain commercial and industrial electric motors.

DOE—EE

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	11/27/96	61 FR 60440
NPRM Comment Period End	02/17/97	
Final Action	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Raba, Energy Technology Program Specialist, Department of Energy, Energy Efficiency and Renewable Energy, EE-43, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-8654
Fax: 202 586-4617
Email: jim.raba@hq.doe.gov

RIN: 1904-AA82

869. ENERGY EFFICIENCY STANDARDS FOR KITCHEN RANGES, OVENS AND MICROWAVE OVENS

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 6295

CFR Citation: 10 CFR 430.32

Legal Deadline: Final, Statutory, January 1, 1992.

Abstract: The Energy Policy and Conservation Act, as amended, establishes initial energy efficiency standards levels for most types of major residential appliances and generally requires the Department to determine whether the extant standards for a covered product should be amended.

This action reviews the statutory standards for kitchen ranges, ovens, and microwave ovens to determine whether the standard needs to be amended. This is the first reanalysis of the standard levels.

Timetable:

Action	Date	FR Cite
ANPRM	09/28/93	55 FR 39624
NPRM	03/04/94	59 FR 10464
Final Action	07/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local

Additional Information: Due to the Department's limited staff and financial resources, regulatory actions related to energy efficiency standards have been categorized as high, medium, and low priority based on significant input from the public. This action is a high priority, and the Department is working actively on this action.

Agency Contact: Ingrid Watson, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-8119
Fax: 202 586-4617

RIN: 1904-AA84

870. TEST PROCEDURES FOR WATER HEATERS—AMENDMENT

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6293

CFR Citation: 10 CFR 430

Legal Deadline: None

Abstract: In accordance with the Energy Policy and Conservation Act, as amended, the test procedures for water heaters are being revised. Rulemaking issues include: inclusion of electric instantaneous water heaters and storage water heaters with less than 20 gallons volume and revision of the first hour rating.

Timetable:

Action	Date	FR Cite
NPRM	03/23/95	60 FR 15330
NPRM Comment Period End	08/31/95	
Final Action	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: This action was separated from RIN 1904-AA52.

Agency Contact: Bryan Berringer, Program Manager, Office of Codes and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., 1J-018, Washington, DC 20585
Phone: 202 586-0371
Fax: 202 586-4617
Email: byran.berringer@hq.doe.gov

RIN: 1904-AA88

DEPARTMENT OF ENERGY (DOE)

Long-Term Actions

Energy Efficiency and Renewable Energy (EE)

871. TEST PROCEDURES FOR CENTRAL AIR CONDITIONERS AND HEAT PUMPS—AMENDMENTS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 10 CFR 430

Timetable: Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Michael Raymond
Phone: 202 586-9611
Fax: 202 586-4617
Email: michael.raymond@hq.doe.gov

RIN: 1904-AA46

872. PRIVATE/LOCAL ALTERNATIVE FUELS FLEET PROGRAM

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect State, local or tribal governments and the private sector.

CFR Citation: 10 CFR 490

Timetable:

Action	Date	FR Cite
ANPRM	08/07/96	61 FR 41032

DOE—EE

Long-Term Actions

Action	Date	FR Cite
ANPRM Comment	11/05/96	
Period End		
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: Local

Agency Contact: Kenneth Katz
 Phone: 202 586-6116
 Fax: 202 586-1610
 Email: kenneth.katz@hq.doe.gov

RIN: 1904-AA72

873. NATIONAL VOLUNTARY RESIDENTIAL ENERGY EFFICIENCY RATING GUIDELINES

Priority: Substantive, Nonsignificant

CFR Citation: 10 CFR 437

Timetable:

Action	Date	FR Cite
NPRM	07/25/95	60 FR 37949
NPRM Comment	05/09/96	
Period End		
Final Action	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Agency Contact: John Reese
 Phone: 202 586-7819

RIN: 1904-AA74

874. ENERGY EFFICIENCY STANDARDS FOR CENTRAL AIR CONDITIONERS AND HEAT PUMPS

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 10 CFR 430.32

Timetable:

Action	Date	FR Cite
ANPRM	09/08/93	58 FR 47326
Screening Workshop	00/00/00	
Supplemental ANPRM	00/00/00	
Workshop(Impact)	00/00/00	
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Michael Raymond
 Phone: 202 586-9611

RIN: 1904-AA77

875. ENERGY EFFICIENCY STANDARDS FOR RESIDENTIAL FURNACES AND MOBILE HOME FURNACES

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 10 CFR 430.32

Timetable:

Action	Date	FR Cite
ANPRM	09/08/93	58 FR 47326
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Cyrus Nasseri
 Phone: 202 586-9138

RIN: 1904-AA78

876. DETERMINATION FOR HIGH INTENSITY DISCHARGE LAMPS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 10 CFR 430

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Terry Logee
 Phone: 202 586-1689
 Fax: 202 586-4617

RIN: 1904-AA86

877. DETERMINATION FOR SMALL ELECTRIC MOTORS

Priority: Substantive, Nonsignificant

CFR Citation: 10 CFR 430

Timetable:

Action	Date	FR Cite
Determination Notice	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jim Raba
 Phone: 202 586-8654
 Fax: 202 586-4617

RIN: 1904-AA87

878. ENERGY EFFICIENCY STANDARDS FOR CLOTHES DRYERS AND DISHWASHERS

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 10 CFR 430.32

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Marc LaFrance
 Phone: 202 586-8423
 Fax: 202 586-4617

RIN: 1904-AA89

879. ENERGY EFFICIENCY STANDARDS FOR POOL HEATERS AND DIRECT HEATING EQUIPMENT

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 10 CFR 430.32

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Bill Hui

DOE—EE

Long-Term Actions

Phone: 202 586-9145
 Fax: 202 586-4617
RIN: 1904-AA90

Phone: 202 586-8654
 Fax: 202 586-4617
RIN: 1904-AA91

the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 10 CFR 430.32

880. ENERGY EFFICIENCY STANDARDS FOR 1-200 HP ELECTRIC MOTORS

Priority: Economically Significant. Major under 5 USC 801.

CFR Citation: 10 CFR 431

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Raba

881. ENERGY EFFICIENCY STANDARDS FOR FLUORESCENT AND INCANDESCENT LAMPS

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Terry Logee
 Phone: 202 586-1689
 Fax: 202 586-4617

RIN: 1904-AA92

DEPARTMENT OF ENERGY (DOE) Defense and Security Affairs (DSA)

Proposed Rule Stage

882. PERSONNEL ASSURANCE PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2012 et seq, Atomic Energy Act of 1954

CFR Citation: 10 CFR 711

Legal Deadline: None

Abstract: The Department of Energy (DOE) conducts a Personnel Assurance Program (PAP) under DOE Order 452.2, "Safety of Nuclear Explosive Operations", and 10 CFR part 711, "Personnel Assurance Program." The PAP was created in order to assure the reliability and safety of individuals in certain critical positions and is a part of the DOE nuclear weapons and explosives safety program. To further minimize the potential risks to personnel, public health and safety, and national security, the Department now proposes these procedures and standards for DOE and DOE contractor employees who are assigned nuclear explosives duties at DOE facilities. The PAP is a systematic program, previously established by internal DOE directive, to prevent accidental or unauthorized detonation of nuclear explosives as a result of assignment of nuclear explosive duties to employees who have become emotionally, mentally, or physically incapacitated. The proposed rule includes medical standards for evaluating DOE and contractor employees in the PAP. The DOE employees under the PAP are part of the DOE Drug-Free Workplace

Program (DOE 3792.3). The DOE contractors under the PAP are part of the Workplace Substance Abuse Programs at DOE facilities (10 CFR part 707).

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/09/96	61 FR 53018
NPRM	04/00/97	
Final Action	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Barry Rich, Office of Weapons Surety, Defence Programs, Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585
 Phone: 301 903-3462
 Fax: 301 903-8628
 Randall Weidman, Office of Weapons Surety, Defence Programs, Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585
 Phone: 301 903-3154
 Fax: 301 903-8628

RIN: 1992-AA14

Legal Deadline: None

Abstract: 10 CFR part 710, which stipulates DOE access authorization "due process" procedures, will be revised to comply with Section 5.2(a) of EO 12968. This section requires three decision levels in the process of determining whether an individual's access to classified matter will be denied or revoked, with the final decision being made by a three member high level appeal panel. While the DOE decision structure will be revised, the DOE will continue to offer the individual the right to a hearing before a hearing officer in such cases. These revisions are not expected to significantly impact the costs, time intervals, or risks associated with DOE's administrative review process. There are no alternatives to the Department for assuring full compliance with the new requirements.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	
Final Action	08/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Barry Dalinsky, Personnel Security Specialist, Office of Safeguards and Security, Department of Energy, Germantown, MD 20824-1290
 Phone: 301 903-5010
 Fax: 301 903-6545

RIN: 1992-AA22

883. GENERAL CRITERIA AND PROCEDURES FOR DETERMINING ELIGIBILITY FOR ACCESS TO CLASSIFIED MATTERS OR SPECIAL NUCLEAR MATERIAL

Priority: Info./Admin./Other

Legal Authority: EO 12968; 42 USC 2201

CFR Citation: 10 CFR 710 subpart A

DEPARTMENT OF ENERGY (DOE)
Defense and Security Affairs (DSA)

Final Rule Stage

884. INFORMATION CLASSIFICATION

Priority: Other Significant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: EO 12958; 42 USC 2161; 42 USC 2162
CFR Citation: 10 CFR 1045
Legal Deadline: Final, Statutory, October 16, 1995.
 EO 12958 requires implementation regulation by 10/16/95
Abstract: This regulation establishes the policies and procedures which

implement requirements of the Atomic Energy Act for the classification and declassification of information as Restricted Data and Formerly Restricted Data and which implement the requirements of EO 12958 concerning Classified National Security Information that directly affect the public. This regulation prescribes procedures to be used by all Agencies in dealing with Restricted Data and Formerly Restricted Data, and describes how members of the public may request DOE National Security Information and appeal DOE classification decisions regarding such requests.

Timetable:

Action	Date	FR Cite
NPRM	01/15/97	62 FR 2252
NPRM Comment Period End	03/17/97	
Final Action	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Janet O'Connell, Security Specialist, Department of Energy, Office of Declassification (NN-521), Washington, DC 20585
 Phone: 301 903-1113
 Fax: 301 903-1230

RIN: 1992-AA21

DEPARTMENT OF ENERGY (DOE)
Defense and Security Affairs (DSA)

Long-Term Actions

885. PHYSICAL SECURITY INTERESTS

Priority: Routine and Frequent
CFR Citation: 10 CFR 1046 subpart A; 10 CFR 1046 subpart B

Timetable: Next Action Undetermined
Small Entities Affected: None
Government Levels Affected: None

Agency Contact: Russell Showers
 Phone: 301 903-5122
 Fax: 301 903-8717

RIN: 1992-AA23

DEPARTMENT OF ENERGY (DOE)
Departmental and Others (ENDEP)

Proposed Rule Stage

886. FREEDOM OF INFORMATION ACT

Priority: Other Significant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 5 USC 552
CFR Citation: 10 CFR 1004
Legal Deadline: None
Abstract: On October 23, 1991, DOE proposed to amend the procedures and principles to be applied in responding to requests for records under the Freedom of Information Act (FOIA) 5 USC 552. The proposal updated names and addresses of organizational entities, and updated guidelines for the schedule of fees associated with processing requests. A proposed section on policies clarified DOE's operation of a first-in, first-out policy in responding to FOIA requests, and the role of the Office of Hearings and Appeals was clarified. The proposal also included a

statement of DOE policy on contractor records.

On December 12, 1994, DOE adopted the contractor records policy, with certain modifications. DOE expects to take final action on the remainder of the proposal in the near future.

The new regulations will clarify the FOIA process by clearly defining the roles of the FOIA Officer and the Denying Official. The new regulations will be written in a more customer-friendly manner in plain English.

Timetable:

Action	Date	FR Cite
Final Rule (Contractor Records)	12/12/94	59 FR 63882
NPRM	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Sectors Affected: All

Agency Contact: GayLa Sessoms, Director, FOIA and Privacy Act Division, Department of Energy, 1000 Independence Ave. SW., Washington, DC 20585

Phone: 202 586-5955

RIN: 1901-AA32

887. NUCLEAR SAFETY MANAGEMENT

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 2201; 42 USC 7191

CFR Citation: 10 CFR 830

Legal Deadline: None

Abstract: This action will add regulations under 10 CFR 830 to establish nuclear safety management requirements for the Department's nuclear facilities. These requirements stem from the Department's obligations to assure adequate protection and to hold contractors who manage and operate these facilities accountable and responsible for safe operations. Under

DOE—ENDEP

Proposed Rule Stage

phase 1 of this action, major requirements will include conduct of operations, safety analysis reports, technical safety requirements training, maintenance, unreviewed safety questions and occurrence reporting. Under phase 2 of this action, major requirements will include nuclear design criteria, fire protection, natural phenomena hazards mitigation, and nuclear criticality safety. An initial phase adopted a quality assurance rule and definitions.

Timetable:**Initial Phase**

NPRM 12/09/91 (56 FR 64316)
Final Action 04/05/94 (59 FR 15843)

Phase 1

NPRM 12/09/91 (56 FR 64316)
Notice Reopening Comment Period
08/31/95 (60 FR 45381)
Final Action 07/00/97

Phase 2

NPRM 06/00/97
Final Action 06/00/98

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard Stark,
Nuclear Safety and Policy Standards
(EH-31), Department of Energy,
Washington, DC 20545
Phone: 301 903-4407

RIN: 1901-AA34

888. ENFORCEMENT OF EMPLOYEE SAFETY STANDARDS AT NUCLEAR WEAPONS FACILITIES

Priority: Other Significant

Legal Authority: PL 102-190, sec 3131

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: Public Law 102-190, section 3131, directs the Department of Energy to assess civil penalties against contractors at DOE nuclear weapons facilities who fail either to provide training to employees engaged in hazardous substance response and emergency response or fail to certify that such workers have been adequately trained.

Timetable:

Action	Date	FR Cite
ANPRM	08/26/94	59 FR 44139
NPRM	05/00/97	

Small Entities Affected: Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Martin S. Mathamel,
Associate Deputy Assistant Secretary,
Department of Energy, 1000
Independence Avenue SW.,
Washington, DC 20585
Phone: 301 903-5639
Fax: 301 903-2582

RIN: 1901-AA44

889. THE OFFICE OF ENERGY RESEARCH FINANCIAL ASSISTANCE PROGRAM

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 2051; 42 USC 5817; 42 USC 5901 et seq; 42 USC 7254; 42 USC 7256; 31 USC 6301 et seq

CFR Citation: 10 CFR 605

Legal Deadline: None

Abstract: Action to be taken will improve grants administration by providing a more streamlined and uniform approach to post-award requirements, yet maintain stewardship and accountability responsibilities.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: John A. Alleva,
Director, Grants and Contracts Division,
Department of Energy, Office of Energy
Research, 1000 Independence Avenue
SW., Washington, DC 20585
Phone: 301 903-3064

RIN: 1901-AA54

890. ANNOTATION OF LAND RECORDS FOR REMEDIATED PROPERTIES IN THE URANIUM MILL TAILINGS REMEDIAL ACTION PROJECT (UMTRA)

Priority: Info./Admin./Other

Legal Authority: PL 95-604, sec 104(d); PL 104-259, sec 4(a)

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: Under section 104(d) of the Uranium Mill Tailings Radiation

Control Act of 1978, the Department of Energy (DOE) is required to issue appropriate rules and regulations concerning the annotation of land records of designated inactive uranium mill sites and vicinity properties included for remedial action under the Act. The annotation is intended to ensure that future purchasers of remediated inactive uranium mill sites and vicinity properties will be notified, prior to such purchase, of the condition of the land.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	

Small Entities Affected: None

Government Levels Affected: State, Federal

Additional Information: Public Law 104-259, signed into law on October 9, 1996, amended the annotation requirement to provide for States to receive certification from the Secretary for "a program which would achieve the purposes" of the annotation under section 104(d) of the UMTRCA in regards to vicinity properties. Letters have been sent to the affected States regarding the amendment language.

Agency Contact: Loretta Fahy,
Environmental Protection Spec.
UMTRA Team, Department of Energy,
Cloverleaf Building, 19901 Germantown
Rd., Germantown, MD 20874-1290
Phone: 301 903-3895
Fax: 301 903-3877

RIN: 1901-AA57

891. PRIVACY ACT EXEMPTION OF CERTAIN CONTRACTOR EMPLOYEE REPRISAL COMPLAINT AND INVESTIGATION SYSTEM OF RECORDS

Priority: Info./Admin./Other

Legal Authority: 5 USC 552a

CFR Citation: 10 CFR 1008

Legal Deadline: None

Abstract: This action would amend the Department's Privacy Act Regulations 10 CFR 1008, by adding a new system of records to the list of systems exempted from certain provisions of the Act. The proposed new system of records will be titled "Contractor Employee Reprisal Complaint and Investigation Files (DOE-89)." These exemptions are needed to enable the Office of Contractor Employee

DOE—ENDEP

Proposed Rule Stage

Protection to perform its administrative, analytical and investigatory duties and responsibilities.

Timetable:

Action	Date	FR Cite
NPRM	03/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: GayLa D. Sessoms, Director, FOIA/Privacy Act Division, Office of the Executive Secretariat, Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-5955

RIN: 1901-AA66

892. PRIVACY ACT SYSTEM OF RECORDS UPDATE

Priority: Info./Admin./Other

Legal Authority: 5 USC 552a

CFR Citation: 10 CFR 1008

Legal Deadline: None

Abstract: This action will amend the Department's Privacy Act Regulations, 10 CFR 1008, by deleting Privacy Act

system notices no longer used by the Department. It will also update the remaining systems, many of which require minor amendments to location, authority, purpose, storage, or system manager.

Timetable:

Action	Date	FR Cite
NPRM	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: GayLa D. Sessoms, Director, FOIA and Privacy Act Division, Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-5955
Fax: 202 586-0575

Email: gayla.sessoms@hq.doe.gov

RIN: 1901-AA69

893. • OCCUPATIONAL PROTECTION PROGRAM FOR EXPOSURES TO BERYLLIUM

Priority: Other Significant

Legal Authority: 42 USC 2201; 42 USC 7191

CFR Citation: 10 CFR Not yet determined

Legal Deadline: None

Abstract: This action will establish requirements for the control of occupational exposures to beryllium at DOE and DOE contractor facilities and operations.

Timetable:

Action	Date	FR Cite
NPRM	08/00/97	
Final Action	03/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: C. Rick Jones, Director, Office of Worker Protection, Programs and Hazards Management, Department of Energy, 19901 Germantown Road, EH-521/270CC, Germantown, MD 20874
Phone: 301 903-6061
Fax: 301 903-7773

RIN: 1901-AA75

DEPARTMENT OF ENERGY (DOE)
Departmental and Others (ENDEP)

Final Rule Stage

894. ENERGY BOARD OF CONTRACT APPEALS; ORGANIZATION, FUNCTIONS, AND AUTHORITIES; RULES OF PRACTICE

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 41 USC 601 et seq

CFR Citation: 10 CFR 1023

Legal Deadline: None

Abstract: Update statement of Board organization, functions and authorities; update rules of practice for contract appeals to provide for alternative dispute resolution (ADR) and other purposes.

Timetable:

Action	Date	FR Cite
NPRM	10/30/96	61 FR 55932

Action	Date	FR Cite
NPRM Comment Period End	12/30/96	
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: E. Barclay Van Doren, Chairman, Board of Contract Appeals, Department of Energy, 4040 N. Fairfax Drive, Rm 1006, Arlington, VA 22203
Phone: 703 235-2700

RIN: 1901-AA30

895. RADIATION PROTECTION OF THE PUBLIC AND THE ENVIRONMENT

Priority: Other Significant

Legal Authority: 42 USC 2201; 42 USC 7191

CFR Citation: 10 CFR 834

Legal Deadline: None

Abstract: This action would add a new 10 CFR 834 to DOE's regulations establishing a body of rules setting forth the basic requirements for

ensuring radiation protection of the public and environment in connection with DOE nuclear activities. These requirements stem from the Department's ongoing effort to strengthen the protection of health, safety, and the environment from the nuclear, radiological, and chemical hazards posed by these DOE activities. Major elements of the proposal included a dose limitation system for protection of the public, requirements for liquid discharges; reporting and monitoring requirements; and residual radioactive material requirements.

Timetable:

Action	Date	FR Cite
NPRM	03/25/93	58 FR 16268
NPRM Comment Period End	06/22/93	
Final Action	06/00/97	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Andrew Wallo, III, Director, Air, Water and Radiation Div. (EH-232), Office of Environmental

DOE—ENDEP

Final Rule Stage

Guidance, Department of Energy, U.S. Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-3915
RIN: 1901-AA38

896. OCCUPATIONAL RADIATION PROTECTION—AMENDMENT

Priority: Other Significant
Legal Authority: 42 USC 2201; 42 USC 7191
CFR Citation: 10 CFR 835
Legal Deadline: None

Abstract: 10 CFR part 835 establishes the basic requirements for DOE contractor and subcontractor activities to ensure radiation protection of occupational workers at DOE facilities. See 58 FR 65458 (December 14, 1993). The proposed amendment to part 835 would include items not previously covered such as sealed radioactive source accountability and control, posting of areas where radioactive material is present, and surface contamination values for tritium. Several additional changes are proposed to ensure continuity in DOE's system of radiation protection standards by codifying in part 835 critical provisions of the "DOE Radiological Control Manual" which is no longer a mandatory document. DOE also proposes to exclude explicitly from part 835 radiological transportation conducted in compliance with applicable DOE Orders and certain activities conducted on foreign soil. This rulemaking stems from DOE's ongoing effort to strengthen the protection of health and safety from the nuclear and radiological hazards that may exist at these DOE facilities.

Timetable:

Action	Date	FR Cite
NPRM	12/23/96	61 FR 67600

Action	Date	FR Cite
NPRM Comment	03/31/97	
Period End		
Final Action	10/00/97	

Small Entities Affected: None
Government Levels Affected: Federal

Agency Contact: Joel Rabovsky, Health Physicist (EH-52), Office of Worker Protection and Hazards Mgmt, Department of Energy, 19901 Germantown Rd., Germantown, MD 20874-1290
Phone: 301 903-2135
RIN: 1901-AA59

897. PRIVACY ACT—EXEMPTION OF AN INSPECTOR GENERAL SYSTEM OF RECORDS

Priority: Info./Admin./Other
Legal Authority: 5 USC 552a
CFR Citation: 10 CFR 1008
Legal Deadline: None

Abstract: The purpose of this action is to exempt one system of records from certain subsections of the Privacy Act (5 U.S.C. 552a). The system of records is Inspection Abstract Report Files of the Office of Inspector General (DOE-83). These rules will enable the Office of the Inspector General to carry out its administrative, analytical, and investigatory duties and responsibilities.

Timetable:

Action	Date	FR Cite
NPRM	01/29/97	62 FR 4404
NPRM Comment	03/31/97	
Period End		
Final Action	09/00/97	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: GayLa D. Sessoms, Director, FOIA/Privacy Act Division, Office of the Executive Secretariat,

Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-5955

RIN: 1901-AA62

898. GENERAL GUIDELINES FOR THE RECOMMENDATION OF SITES FOR NUCLEAR WASTE REPOSITORY

Priority: Other Significant
Legal Authority: 42 USC 10132
CFR Citation: 10 CFR 960

Legal Deadline: None

Abstract: This action would implement the guidelines that will be used by the Department in deciding whether to recommend a site for the development of the geologic repository for the disposal of high-level radioactive waste and spent nuclear fuel. The amended guidelines will reflect statutory and policy changes that have occurred since the Nuclear Waste Policy Act was passed in 1982. The amendments will also be based on the experience the Department has gained over the last decade of investigative efforts.

Timetable:

Action	Date	FR Cite
NPRM	12/16/96	61 FR 66158
NPRM Comment	03/17/97	
Period End		
Final Action	12/00/97	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Susan Rives, Counsel, Department of Energy, Yucca Mountain Site Characterization Office, PO Box 98608, Las Vegas, NV 89193
Phone: 702 794-5519
Fax: 702 794-7907

RIN: 1901-AA72

DEPARTMENT OF ENERGY (DOE) Departmental and Others (ENDEP)

Long-Term Actions

899. ELECTRIC POWER SYSTEM PERMITS AND REPORTS; APPLICATIONS; ADMINISTRATIVE PROCEDURES AND SANCTIONS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing

Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 10 CFR 205

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ellen Russell

DOE—ENDEP

Long-Term Actions

Phone: 202 586-9624

RIN: 1901-AA19

900. PAYMENTS FOR SPECIAL BURDENS AND IN LIEU OF TAXES

Priority: Substantive, Nonsignificant

CFR Citation: Not yet determined

Timetable: Next Action Undetermined

Small Entities Affected: Undetermined

Government Levels Affected: Local

Agency Contact: Helen O. Sherman
Phone: 202 586-4860

RIN: 1901-AA58

901. ENVIRONMENTAL MANAGEMENT FINANCIAL ASSISTANCE PROGRAM

Priority: Substantive, Nonsignificant

CFR Citation: 10 CFR 600

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Trina M. Porter
Phone: 202 586-7615
Fax: 202 586-9469

Email: trina.porter@em.doe.gov

RIN: 1901-AA71

902. ALLOCATION OF CANADIAN ENTITLEMENT TO MID-COLUMBIA PROJECT OWNERS

Priority: Info./Admin./Other

CFR Citation: Not applicable

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Phil Mesa
Phone: 360 418-2152

RIN: 1901-AA73

DEPARTMENT OF ENERGY (DOE)
Departmental and Others (ENDEP)

Completed Actions

903. NATIONAL ENVIRONMENTAL POLICY ACT IMPLEMENTING PROCEDURES

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 7254; 42 USC 4321 et seq

CFR Citation: 10 CFR 1021

Legal Deadline: None

Abstract: The Department is proposing to amend its NEPA regulations (10 CFR part 1021) to improve the efficiency of DOE's implementation of NEPA by expanding or clarifying 11 classes of actions relating primarily to power marketing activities. The need to make these changes stems from experience gained under the current regulations, which were issued in 1992.

Timetable:

Action	Date	FR Cite
NPRM	02/20/96	61 FR 6414
NPRM Comment	04/05/96	
Period End		

Action	Date	FR Cite
Final Action	12/06/96	61 FR 64603
Final Action Effective	01/06/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Bob Strickler, Director, Project Activities Division, Department of Energy, Office of NEPA Policy and Assistance, 1000 Independence Avenue SW., Washington, DC 20585-0119
Phone: 202 586-2410
Fax: 202 586-3915

RIN: 1901-AA74

DEPARTMENT OF ENERGY (DOE)
Office of Procurement and Assistance Management (PR)

Proposed Rule Stage

904. DEAR: FINANCIAL MANAGEMENT CLAUSES

Priority: Info./Admin./Other

Legal Authority: 42 USC 7254; 40 USC 486(c)

CFR Citation: 48 CFR 970

Legal Deadline: None

Abstract: This rule revises selected financial management clauses and clarifies language in existing clauses. It will strengthen M&O contractor financial management and make the regulation easier to understand.

Timetable:

Action	Date	FR Cite
NPRM	05/00/97	
Final Action	12/00/97	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Michael L. Righi, Procurement Analyst, Department of

Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-8175

RIN: 1991-AB02

905. FEE POLICY

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

DOE—PR

Proposed Rule Stage

duplication, or streamline requirements.

Legal Authority: 42 USC 7254

CFR Citation: 48 CFR 970

Legal Deadline: None

Abstract: This action will redefine the Department's policy regarding fees paid to nonprofit entities, incentives paid to contractors for cost avoidance and cost reduction, and the use of multiple fee arrangements. It is an integral part of the Department's contract reform initiative to improve contractor performance and reduce overall program costs.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Connie Fournier, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-8245
Fax: 202 586-0545

RIN: 1991-AB32

906. DEAR: IMPLEMENTATION OF FASA AND FARA STATUTES

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 7254; 40 USC 486(c)

CFR Citation: 48 CFR 901 to 952

Legal Deadline: None

Abstract: This action represents the Department's supplemental implementation of the regulations set forth at 48 CFR Parts 1 through 52, which implement the provisions of the Federal Acquisition Streamlining Act of 1996 (FASA) and the Federal Acquisition Reform Act of 1996 (FARA).

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	
Final Action	12/00/97	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: John R. Bashista, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-8192
Fax: 202 586-0545

RIN: 1991-AB35

907. DEAR: MANAGEMENT AND OPERATING CONTRACT WHISTLEBLOWER COSTS

Priority: Info./Admin./Other

Legal Authority: 42 USC 7254; 40 USC 486(c)

CFR Citation: 48 CFR 922; 48 CFR 952; 48 CFR 970

Legal Deadline: None

Abstract: The Department's acquisition regulation is being amended to implement a recommendation of its Department-wide contract reform initiative concerning allowability of costs in whistleblower actions.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	
Final Action	06/00/98	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: P. Devers Weaver, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-8250

RIN: 1991-AB36

908. DEAR: DEPARTMENT OF ENERGY MANAGEMENT AND OPERATING CONTRACTS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2201; 42 USC 2254

CFR Citation: 48 CFR 970

Legal Deadline: None

Abstract: This action is to codify the Department's practice since 1993 of incorporating model special contract clauses on diversity in individual management and operating contracts.

Timetable:

Action	Date	FR Cite
NPRM	04/00/97	
NPRM Comment Period End	05/00/97	
Final Action	08/00/97	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Romulo L. Diaz Jr., Department of Energy, Office of General Counsel, 1000 Independence Avenue SW., Washington, DC 20385
Phone: 202 586-2902
Fax: 202 586-0722

RIN: 1991-AB37

DEPARTMENT OF ENERGY (DOE)
Office of Procurement and Assistance Management (PR)

Final Rule Stage

**909. DEPARTMENT OF ENERGY
 PROPERTY MANAGEMENT
 REGULATIONS; MISCELLANEOUS
 PERSONAL PROPERTY**

Priority: Info./Admin./Other

Legal Authority: 42 USC 7254

CFR Citation: 41 CFR 109

Legal Deadline: None

Abstract: Updates the Property Management Regulations regarding management of the Department's personal property. DOE Property Management Regulations will be updated to incorporate recently developed policy in the areas of High Risk personal property, math and science equipment gifts program and the transfer of personal property identified for economic development near DOE sites that are being reconfigured or closed. Revision also includes coverage on contractor self-assessment program, and expanded duties of the Organizational Property Management Officers. Many of these changes are a result of Contract Reform, streamlining and reinvention initiatives.

Timetable:

Action	Date	FR Cite
NPRM	09/11/96	61 FR 48006
Final Action	08/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Julia Harman, Supply Management Representative, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Ave. SW., Washington, DC 20585
 Phone: 202 586-1435
 Fax: 202 586-9356

RIN: 1991-AA28

**910. COMPETITION FOR
 MANAGEMENT AND OPERATING
 CONTRACTS**

Priority: Routine and Frequent

Legal Authority: 42 USC 7254

CFR Citation: 48 CFR 970

Legal Deadline: None

Abstract: Revise policy to place greater emphasis on competition for management and operating contracts. This action is part of the Department's Contract Reform initiative.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/24/96	61 FR 32584
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Connie Fournier, Procurement Analyst (HR-51), Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Ave SW., Washington, DC 20585
 Phone: 202 586-8245
 Fax: 202 586-0545

RIN: 1991-AB09

**911. REVISIONS TO
 ORGANIZATIONAL CONFLICTS OF
 INTEREST**

Priority: Info./Admin./Other

Legal Authority: 42 USC 7254; 40 USC 486(c)

CFR Citation: 48 CFR 909; 48 CFR 952; 48 CFR 970

Legal Deadline: None

Abstract: As a result of the repeal of Public Laws 93-577 and 93-275, the Department is proposing to amend its regulation to conform to the DOE's Organizational Conflicts of Interest (OCI) policy to the extent practical to the Governmentwide requirements of the FAR and OFPP policy letter 89-1.

Timetable:

Action	Date	FR Cite
NPRM	08/06/96	61 FR 40775
NPRM Comment Period End	10/07/96	
Final Action	05/00/97	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Robert Webb, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
 Phone: 202 586-8264

Fax: 202 586-0545

RIN: 1991-AB26

912. CONTRACT REFORM

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 2201; 42 USC 7254

CFR Citation: 48 CFR 970

Legal Deadline: None

Abstract: This action would amend the Department of Energy Acquisition Regulation to implement certain key recommendations of the Department's contract reform initiative. Changes are made to the following areas: fines, penalties, third-party liability and property liability; requirements for contractor make-or-buy plans; payment of fee; laws, regulations, and Department directives; environment; ownership of records; and contractor overtime. A related action, RIN 1991-AB09 on Competition for Management and Operating Contracts, completes the Department's contract reform changes.

Timetable:

Action	Date	FR Cite
NPRM	06/24/96	61 FR 32588
NPRM Comment Period End	08/23/96	
Final Action	04/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Undetermined

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Connie Fournier, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
 Phone: 202 586-8245
 Fax: 202 586-0545

RIN: 1991-AB28

DOE—PR

Final Rule Stage

913. SECURITY, COUNTERINTELLIGENCE, AND OPTIONS

Priority: Substantive, Nonsignificant
Legal Authority: 42 USC 7254
CFR Citation: 48 CFR 917; 48 CFR 970
Legal Deadline: None

Abstract: Revises policy for processing contractor employee security clearance requests, establishes counterintelligence procedures for contractors involved in classified or sensitive programs and promotes exercise of options as a performance incentive.

Timetable:

Action	Date	FR Cite
NPRM	11/20/96	61 FR 59072
NPRM Comment Period End	01/21/97	
Final Action	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Richard Langston, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Ave SW., HR-51, Washington, DC 20585
 Phone: 202 586-8247
 Fax: 202 586-0545

RIN: 1991-AB30

914. FARA, DOE CERTIFICATION REQUIREMENTS

Priority: Info./Admin./Other
Legal Authority: 42 USC 7254
CFR Citation: 48 CFR 9
Legal Deadline: NPRM, Statutory, September 6, 1996.

Abstract: The Federal Acquisition Reform Act of 1996 requires each agency to review their procurement regulations that contain certification requirements not specifically imposed by statute to determine whether they should be eliminated.

Timetable:

Action	Date	FR Cite
NPRM	08/28/96	61 FR 45391
NPRM Comment Period End	10/28/96	
Final Action	05/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: John Bashista, Procurement Analyst (HR-51), Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
 Phone: 202 586-8192
 Fax: 202 586-0545

RIN: 1991-AB31

915. DEAR AMENDMENT FOR RIGHTS IN DATA

Priority: Info./Admin./Other
Legal Authority: 42 USC 7254; 42 USC 486(c)
CFR Citation: 48 CFR 915; 48 CFR 927; 48 CFR 952; 48 CFR 970

Legal Deadline: None

Abstract: This action will make changes to the rights in technical data provisions of the DEAR to rely more on FAR technical data coverage.

Timetable:

Action	Date	FR Cite
NPRM	03/31/97	62 FR 1513
Final Action	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Robert Webb, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
 Phone: 202 586-8264
 Fax: 202 586-0545

RIN: 1991-AB33

DEPARTMENT OF ENERGY (DOE)

Long-Term Actions

Office of Procurement and Assistance Management (PR)

916. DEAR: SECURITY PROCEDURES

Priority: Info./Admin./Other
CFR Citation: 48 CFR 904; 48 CFR 952

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Undetermined

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Richard Langston

Phone: 202 586-8247

RIN: 1991-AA86

917. AMENDMENT TO WORKPLACE SUBSTANCE ABUSE PROGRAMS AT DOE SITES

Priority: Other Significant
CFR Citation: 10 CFR 707

Timetable:

Action	Date	FR Cite
NPRM	07/22/92	57 FR 32664
NPRM Comment Period End	09/21/92	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: John Edmondson
 Phone: 202 586-9008

RIN: 1991-AA90

918. DEAR: AMENDMENT TO WORKPLACE SUBSTANCE ABUSE PROGRAMS AT DOE SITES

Priority: Info./Admin./Other
CFR Citation: 48 CFR 923.5; 48 CFR 970.2305

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

DOE—PR

Long-Term Actions

Small Entities Affected: None
Government Levels Affected: None
Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.
Agency Contact: Richard Langston
 Phone: 202 586-8247
RIN: 1991-AA97

919. DEAR: REVIEW OF M&O CONTRACTOR PURCHASING SYSTEMS
Priority: Info./Admin./Other
CFR Citation: 48 CFR 944; 48 CFR 970
Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None
Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.
Agency Contact: P. Devers Weaver
 Phone: 202 586-8250
RIN: 1991-AB07

920. SMALL BUSINESS SUBCONTRACTING PROGRAM
Priority: Info./Admin./Other
CFR Citation: 48 CFR 919; 48 CFR 970
Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: Businesses
Government Levels Affected: Undetermined
Agency Contact: Gwendolyn Cowan

Phone: 202 586-8159
RIN: 1991-AB17

921. FASA 1994, SECTIONS 2051, 2151, AND 2192
Priority: Substantive, Nonsignificant
CFR Citation: 48 CFR 9
Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None
Government Levels Affected: None
Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.
Agency Contact: Terrence Sheppard
 Phone: 202 586-8174
 Fax: 202 586-0545
RIN: 1991-AB29

DEPARTMENT OF ENERGY (DOE)
 Office of Procurement and Assistance Management (PR)

Completed Actions

922. DEAR: TECHNICAL AMENDMENT
Priority: Info./Admin./Other
Legal Authority: 42 USC 7254; 40 USC 486(c)
CFR Citation: 48 CFR 901 to 970
Legal Deadline: None
Abstract: This action is a technical amendment to conform the Department of Energy Acquisition Regulations (DEAR) to the Federal Acquisition Regulations (FAR) and update

authorities, addresses, clause dates, and other references.
Timetable:

Action	Date	FR Cite
Final Action	01/16/97	62 FR 2310
Final Action Effective	02/18/97	

Small Entities Affected: None
Government Levels Affected: None
Procurement: This is a procurement-related action for which there is no

statutory requirement. There is no paperwork burden associated with this action.
Agency Contact: P. Devers Weaver, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
 Phone: 202 586-8250
 Fax: 202 586-0545
RIN: 1991-AB34

DEPARTMENT OF ENERGY (DOE)
 Office of General Counsel (OGC)

Long-Term Actions

923. PAYMENT OF TRAVEL EXPENSES OF PERSONS WHO ARE NOT GOVERNMENT EMPLOYEES
Priority: Info./Admin./Other
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
CFR Citation: 10 CFR 1060

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: MaryAnn Shebek
 Phone: 202 586-1522
RIN: 1990-AA15

924. CONDUCT OF EMPLOYEES
Priority: Info./Admin./Other
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
CFR Citation: 10 CFR 1010; 5 CFR 2635

DOE—OGC

Long-Term Actions

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/05/96	61 FR 35085
Final Action	00/00/00	

Agency Contact: Susan Beard

Phone: 202 586-1522

RIN: 1990-AA19

[FR Doc. 97-6690 Filed 04-24-97; 8:45 am]

Small Entities Affected: None

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Government Levels Affected:

Undetermined