

<http://www.regulations.gov>, so commenters should not include information they do not wish to be posted (e.g., personal or confidential business information).

**FOR FURTHER INFORMATION CONTACT:** Office of Management and Budget, Office of Information and Regulatory Affairs, at [MBX.OMB.OIRA.A4Modernization@omb.eop.gov](mailto:MBX.OMB.OIRA.A4Modernization@omb.eop.gov).

**SUPPLEMENTARY INFORMATION:** Since 2003, *OMB Circular A-4, Regulatory Analysis*,<sup>1</sup> has provided guidance to Federal agencies on the development of regulatory analysis as required under Section 6(a)(3)(C) of Executive Order 12866 (Regulatory Planning and Review),<sup>2</sup> the Regulatory Right-to-Know Act,<sup>3</sup> and a variety of related authorities. OMB has proposed revisions to the Circular, as well as a preamble that offers further context for prospective public commenters and peer reviewers. In addition to this request for public comments, OMB will be conducting a peer review of these materials in accordance with OMB's *Final Information Quality Bulletin for Peer Review*<sup>4</sup> and the Regulatory Right-to-Know Act.

**Richard L. Revesz,**  
Administrator, Office of Information and Regulatory Affairs.

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## OFFICE OF MANAGEMENT AND BUDGET

### Request for Comments on Guidance Implementing Section 2(e) of the Executive Order of April 6, 2023 (Modernizing Regulatory Review)

**AGENCY:** Office of Management and Budget.

**ACTION:** Notice of availability and request for comments.

**SUMMARY:** The Executive Order of April 6, 2023 (Modernizing Regulatory Review) (hereinafter, Modernizing E.O.) calls for a number of reforms to the

<sup>1</sup> Office of Mgmt. & Budget, Exec. Office of the President, Circular A-4, *Regulatory Analysis* (Sept. 17, 2003), available at [https://www.whitehouse.gov/wp-content/uploads/legacy\\_drupal\\_files/omb/circulars/A4/a-4.pdf](https://www.whitehouse.gov/wp-content/uploads/legacy_drupal_files/omb/circulars/A4/a-4.pdf).

<sup>2</sup> Exec. Order No. 12866, 58 FR 51735 (Oct. 4, 1993).

<sup>3</sup> Public Law 106-554, section 624, 114 Stat. 2763A-161 (codified at 31 U.S.C. 1105 note).

<sup>4</sup> Office of Mgmt. & Budget, Exec. Office of the President, OMB M-05-03, *Final Information Quality Bulletin for Peer Review* (Dec. 16, 2004), available at [https://www.whitehouse.gov/wp-content/uploads/legacy\\_drupal\\_files/omb/memoranda/2005/m05-03.pdf](https://www.whitehouse.gov/wp-content/uploads/legacy_drupal_files/omb/memoranda/2005/m05-03.pdf).

process through which the public requests meeting with the Office of Information and Regulatory Affairs (OIRA) on regulatory actions under review pursuant to Executive Order 12866 (E.O. 12866 meetings). These reforms are intended to facilitate the initiation of meeting requests from potential participants who have not historically requested such meetings, as well as to improve the efficiency and effectiveness of E.O. 12866 meetings. This notice announces and requests comment on guidance regarding these reforms.

**DATES:** Consideration will be given to all comments received by June 6, 2023.

**ADDRESSES:** The draft guidance is available at <https://www.whitehouse.gov/wp-content/uploads/2023/04/ModernizingEOSection2eDraftGuidance.pdf>. Submit comments by the following method:

- **Federal eRulemaking Portal:** <https://www.regulations.gov>. Follow the instructions for submitting comments at the docket OMB-2022-0011. Comments submitted electronically, including attachments to <https://www.regulations.gov>, will be posted to the docket.

Please submit comments only and cite 12866 Meetings Guidance in all correspondence. To confirm receipt of your comment(s), please check [regulations.gov](https://www.regulations.gov), approximately two to three business days after your submission.

**FOR FURTHER INFORMATION CONTACT:** Office of Management and Budget, Office of Information and Regulatory Affairs, at [MBX.OMB.OIRA.EOmeetingsguidance@omb.eop.gov](mailto:MBX.OMB.OIRA.EOmeetingsguidance@omb.eop.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

Executive Order 12866 of September 30, 1993, "Regulatory Planning and Review," as amended, establishes and governs the process under which OIRA reviews agencies' significant regulatory actions. E.O. 12866 meetings occur at the initiative of outside parties who request a meeting with OIRA about a regulatory action that is under OIRA review to present their views. OIRA invites to these meetings representatives from the agency or agencies that would issue the regulatory action, though participation may be limited by scheduling or other considerations.

E.O. 12866 meetings serve as listening sessions for OIRA officials. Members of the public can share their views with OIRA on a regulatory action under review, as well as any scientific,

technical, social, or economic information, or information drawn from individual experience that may be helpful to OIRA officials while reviewing a regulatory action. During such meetings, OIRA officials may ask clarifying questions but will not share deliberative or pre-decisional information about the regulatory action under review.

E.O. 12866 meetings with OIRA are not a substitute for submitting comments to the action agencies under their applicable regulatory procedures.<sup>1</sup> OIRA typically reviews regulatory actions, such as rules, undertaken by other agencies. Accordingly, OIRA is not the action agency and views shared only through the E.O. 12866 review process would not be considered properly submitted during the notice and comment period.

##### II. Overview of Reforms

The Modernizing E.O. directs the OIRA Administrator to implement reforms designed to reduce the risk or the appearance of disparate and undue influence on regulatory development. The reforms outlined here serve to facilitate meeting requests from individuals and groups that have not historically requested such meetings, including those from underserved communities, improve the efficiency and effectiveness of the regulatory review process, and increase transparency around the E.O. 12866 meetings process, while treating all members of the public—no matter their resources or viewpoints—consistently and fairly. These reforms also help to implement President Biden's Presidential Memorandum of January 20, 2021, "Modernizing Regulatory Review." That Memorandum called for the Office of Management and Budget (OMB) to "identify reforms that will promote the efficiency, transparency, and inclusiveness of the interagency review process,"<sup>2</sup> which includes E.O. 12866 meetings. Reforms under consideration include:

- a variety of strategies to provide information to facilitate the initiation of meeting requests from potential

<sup>1</sup> See Executive Order 12866 section 10, 58 FR 51735, 51744 (Oct. 4, 1993) ("This Executive order is intended only to improve the internal management of the Federal Government and does not create any right or benefit, substantive or procedural, enforceable at law or equity by a party against the United States, its agencies or instrumentalities, its officers or employees, or any other person."). The E.O. 12866 process also does not supersede the requirement to do Tribal consultation where it is required pursuant to E.O. 13175. See Executive Order 13175, 65 FR 67249 (Nov. 9, 2000).

<sup>2</sup> Modernizing Regulatory Review section 2(b)(iv), 86 FR 7223, 7224 (Jan. 26, 2021).

participants that have not historically requested meetings;

- efforts to ensure access for meeting requestors that have not historically requested such meetings;
- discouraging meeting requests that are duplicative of earlier meetings with OIRA regarding the same regulatory action (at the same stage of the regulatory process) by the same meeting requestors;
- encouraging groups that would like to present similar views on a regulatory action to submit joint meeting requests wherever possible; and the
- disclosure of additional information about E.O. 12866 meetings that may be helpful to OIRA, to agencies, and to the general public, such as providing information about E.O. 12866 meeting requests in an open, machine-readable and accessible format.

OMB is seeking comments on its proposed 12866 Meetings Guidance regarding reforms under consideration by June 6, 2023. The draft is available at <https://www.whitehouse.gov/wp-content/uploads/2023/04/ModernizingEOSection2eDraftGuidance.pdf>.

**Richard L. Revesz,**

Administrator, Office of Information and Regulatory Affairs.

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## NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice: (23-028)]

### Request for Information: Draft Federal Strategy To Advance an Integrated U.S. Greenhouse Gas Monitoring and Information System; Number NNH23ZDA009L

**AGENCY:** National Aeronautics and Space Administration (NASA).

**ACTION:** Request for Information (RFI); extension of comment period.

**SUMMARY:** The National Aeronautics and Space Administration (NASA) issued a document that appeared in the **Federal Register** on March 2, 2023, concerning a Request for Information (RFI) on behalf of the Biden-Harris Administration's Greenhouse Gas Monitoring & Measurement Interagency Working Group (GHG IWG), established by the Office of Science & Technology Policy, White House Climate Policy Office, and Office of Management and Budget. The deadline for submitting comments is being extended from April 4, 2023, to April 19, 2023. The GHG IWG seeks to receive input from the public on the draft *Federal Strategy to*

*Advance an Integrated U.S. Greenhouse Gas Monitoring & Information System (GHGMIS Strategy)* that is posted on the NASA Solicitation and Proposal Integrated Review and Evaluation System's (NSPIRES). The GHG IWG will use information received to inform the drafting of the final version of the *GHGMIS Strategy* and in discussions on potential partnerships related to demonstration projects.

**DATES:** For the Request for Information published on March 3, 2023, submit comments by April 19, 2023. Early comments are encouraged. Comments received after this date will be considered to the extent practicable.

**ADDRESSES:**

- All responses to this RFI must be submitted in an electronic format only via the NASA Solicitation and Proposal Integrated Review and Evaluation System (NSPIRES) located at <https://go.nasa.gov/USGGMIDraftFederalStrategy>. A copy of the draft *GHGMIS Strategy* is posted as a separate PDF file at the same location.

- *Mail:* Comments submitted in a manner other than the one listed above, including emails or letters sent to SMD or other GHG IWG officials may not be accepted.

- *Hand Delivery:* Please note that NASA cannot accept any comments that are hand delivered or couriered. In addition, NASA cannot accept comments contained on any form of digital media storage devices, such as CDs/DVDs and USB drives.

**FOR FURTHER INFORMATION CONTACT:**

Issues regarding clarifications or questions on this RFI can be sent to Ken Jucks, Program Manager, Earth Science Division, at [kenneth.w.jucks@nasa.gov](mailto:kenneth.w.jucks@nasa.gov). Phone: 202-358-0476. For submission help or for any questions regarding the NSPIRES website, contact [nspires-help@nasaprs.com](mailto:nspires-help@nasaprs.com). Phone: (202) 479-9376, M-F, 8 a.m. to 6 p.m. EST/EDT.

**SUPPLEMENTARY INFORMATION:**

#### I. Background

The Greenhouse Gas Monitoring & Measurement Interagency Working Group (GHG IWG) was established by the Office of Science & Technology Policy, White House Climate Policy Office, and Office of Management and Budget in 2022 to enhance coordination on existing capabilities and opportunities for enhancing measurement and quantification of GHG emissions and removals. In addition to the White House offices mentioned above, the GHG IWG includes the following United States (U.S.) federal agencies listed in alphabetical order: Department of Agriculture (USDA),

Department of Commerce (including the National Institute of Standards and Technology, NIST, and the National Oceanic and Atmospheric Administration, NOAA), Department of Defense (DOD), Department of Energy (DOE), Department of Interior (DOI), Department of State (State), Environmental Protection Agency (EPA), NASA, and the National Science Foundation (NSF).

The draft *GHGMIS Strategy* developed by the GHG IWG outlines a framework for an integrated U.S. GHG monitoring & information system, near-term strategies to advance the system, and areas of interest for demonstration projects.

The GHG IWG is seeking public comments on the draft *GHGMIS Strategy* in recognition of the significant expertise on this topic that exists outside of government and the growing interest by companies, non-governmental organizations, and local and state agencies in generating or using GHG emissions data. A copy of the draft *GHGMIS Strategy* is posted as a PDF file on the NASA Solicitation and Proposal Integrated Review and Evaluation System's (NSPIRES) landing page for this RFI at <https://go.nasa.gov/USGGMIDraftFederalStrategy>.

#### II. Discussion of Questions

The RFI requests information on the following themes:

1. Does the draft *GHGMIS Strategy* contain any significant omissions, gaps or errors that would impede effectiveness?

2. What opportunities exist for federal agencies to partner with external entities on the framework, strategies, or demonstration projects outlined in the draft *GHGMIS Strategy* in ways that they have not previously done?

3. What coordination mechanisms, including existing convening or organizing bodies with current limited federal government engagement, should the GHG IWG agencies consider to enhance collaboration with external entities to advance U.S. greenhouse gas monitoring and information capabilities?

#### III. Written Comments

Written responses should not exceed 4 pages, excluding a cover page and any references as described in the NSPIRES solicitation number: NNH23ZDA009L entitled *Request for Information: DRAFT Federal Strategy to Advance an Integrated U.S. Greenhouse Gas Monitoring and Information System (GHGMIS)*. You may respond to some or all questions listed in the RFI. There is no limit on the number of responses