

Water Reactor Risk-Informed Activities.”

RG 1.256, Revision 0 provides guidance to applicants for new nuclear power plants on acceptable methods for evaluating design-basis flooding hazards due to failure or other incidents at man-made water control structures including, but not limited to, dams and levees. The RG was developed primarily for use by new nuclear power plant applicants, but current licensees may also find it useful. It incorporates NRC interim staff guidance JLD-ISC-2013-01 “Guidance for Assessment of Flooding Hazards Due to Dam Failure,” into the NRC’s regulatory framework. Upon issuance of Revision 0 of RG 1.256, JLD-2013-01 will be withdrawn.

## II. Additional Information

The two RGs were released for public comment via a notice in the **Federal Register** on July 15, 2024 (89 FR 57372) as Draft Guide (DG)-1290, Revision 1 for RG 1.59, Revision 3, and DG-1417 for RG 1.256, Revision 0. The comment period was originally for 30 days and was subsequently extended to September 13, 2024. Comments were received from the Nuclear Energy Institute. The comments on DG-1290, Revision 1 and the staff response to them are available in ADAMS under Accession No. ML26246A471. The comments on DG-1417 and the staff response to them are available in ADAMS under Accession No. ML26258A151.

## III. Congressional Review Act

These RGs are both considered to be a rule as defined in the Congressional Review Act (5 U.S.C. 801–808). However, the Office of Management and Budget has not found them to be a major rule as defined in the Congressional Review Act.

## IV. Backfitting, Forward Fitting, and Issue Finality

The NRC staff may use RG 1.59, Revision 3, and RG 1.256, Revision 0, as references in its regulatory processes, such as licensing, inspection, or enforcement. However, the NRC staff does not intend to use the guidance in RG 1.59 and RG 1.256 to support NRC staff actions in a manner that would constitute backfitting as that term is defined in 10 CFR 50.109, “Backfitting,” and as described in NRC Management Directive (MD) 8.4, “Management of Backfitting, Forward Fitting, Issue Finality, and Information Requests,” (ADAMS Accession No. ML18093B087); nor does the NRC staff intend to use the guidance to affect the issue finality of an approval under 10 CFR part 52,

“Licenses, Certifications, and Approvals for Nuclear Power Plants.” The staff also does not intend to use the guidance to support NRC staff actions in a manner that constitutes forward fitting as that term is defined and described in MD 8.4. If a licensee believes that the NRC is using these RGs in a manner inconsistent with the discussion in this Implementation section, then the licensee may file a backfitting or forward fitting appeal with the NRC in accordance with the process in MD 8.4.

## V. Submitting Suggestions for Improvement of Regulatory Guides

A member of the public may, at any time, submit suggestions to the NRC for the improvement of existing RGs or for the development of new RGs. Suggestions can be submitted on the NRC’s public website at <https://www.nrc.gov/reading-rm/doc-collections/reg-guides/contactus.html>. Suggestions will be considered in future updates and enhancements to the “Regulatory Guide” series.

## VI. Executive Order (E.O.) 12866

The Office of Management and Budget, Office of Information and Regulatory Affairs determined that RG 1.59, Revision 3 and RG 1.256, Revision 0 are not a significant regulatory action under E.O. 12866.

*Authority:* 42 U.S.C. 2011 *et seq.*

Dated: September 17, 2026.

For the Nuclear Regulatory Commission.

**Nicholee Valentine,**

*Chief, Guidance and Publications Branch, Division of Guidance, Rulemaking, Economic Analysis, and Technical Editing, Office of Nuclear Material and Safety and Safeguards.*

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## NUCLEAR REGULATORY COMMISSION

[NRC–2026–1552]

**Information Collection: Criteria for Guidance of States and NRC in Discontinuance of NRC Regulatory Authority and Assumption Thereof by States Through Agreement, Maintenance of Existing Agreement State Programs, Requests for Information Through the Integrated Materials Performance Evaluation Program (IMPEP) Questionnaire, and Agreement State Participation in IMPEP**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Renewal of existing information collection; request for comment.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) invites public comment on the renewal of Office of Management and Budget (OMB) approval for an existing collection of information. The information collection is entitled, “Criteria for Guidance of States and NRC in Discontinuance of NRC Regulatory Authority and Assumption Thereof by States Through Agreement,” Maintenance of Existing Agreement State Programs, Requests for Information Through the Integrated Materials Performance Evaluation Program (IMPEP) Questionnaire, and Agreement State Participation in IMPEP.

**DATES:** Submit comments by November 23, 2026. Comments received after this date will be considered if it is practical to do so, but the Commission is able to ensure consideration only for comments received on or before this date.

**ADDRESSES:** Submit your comments, identified by NRC–2026–1552, electronically through the Federal rulemaking website.

• *Federal rulemaking website:* Go to <https://www.regulations.gov> and search for Docket ID NRC–2026–1552. Address questions about Docket IDs in *Regulations.gov* to Bridget Curran; telephone: 301–415–1003; email: [Bridget.Curran@nrc.gov](mailto:Bridget.Curran@nrc.gov). For technical questions, contact the individual(s) listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

For additional direction on obtaining information and submitting comments, see “Obtaining Information and Submitting Comments” in the **SUPPLEMENTARY INFORMATION** section of this document.

### FOR FURTHER INFORMATION CONTACT:

Kristen Benney, Office of the Chief Information Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001; telephone: 301–415–6355; email: [Infocollects.Resource@nrc.gov](mailto:Infocollects.Resource@nrc.gov).

### SUPPLEMENTARY INFORMATION:

#### I. Obtaining Information and Submitting Comments

##### A. Obtaining Information

Please refer to Docket ID NRC–2026–1552 when contacting the NRC about the availability of information for this action. You may obtain publicly available information related to this action by any of the following methods:

• *Federal Rulemaking website:* Go to <https://www.regulations.gov> and search for Docket ID NRC–2026–1552. A copy of the collection of information and related instructions may be obtained without charge by accessing Docket ID NRC–2026–1552 on this website.

- *NRC's Agencywide Documents Access and Management System (ADAMS)*: You may obtain publicly available documents online in the ADAMS Public Documents collection at <https://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "Begin ADAMS Public Search." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, at 301-415-4737, or by email to [PDR.Resource@nrc.gov](mailto:PDR.Resource@nrc.gov). A copy of the collection of information and related instructions may be obtained without charge by accessing ADAMS Accession No. ML26211A410. The supporting statement is available in ADAMS under Accession No. ML26209A211.

- *NRC's PDR*: The PDR, where you may examine and order copies of publicly available documents, is open by appointment. To make an appointment to visit the PDR, please send an email to [PDR.Resource@nrc.gov](mailto:PDR.Resource@nrc.gov) or call 1-800-397-4209 or 301-415-4737, between 8 a.m. and 4 p.m. eastern time (ET), Monday through Friday, except Federal holidays.

- *NRC's Clearance Officer*: A copy of the collection of information and related instructions may be obtained without charge by contacting the NRC's Clearance Officer, Kristen Benney, Office of the Chief Information Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-6355; email: [Infocollects.Resource@nrc.gov](mailto:Infocollects.Resource@nrc.gov).

#### B. Submitting Comments

The NRC encourages electronic comment submission through the Federal rulemaking website (<https://www.regulations.gov>). Please include Docket ID NRC-2026-1552, in your comment submission.

The NRC cautions you not to include identifying or contact information in comment submissions that you do not want to be publicly disclosed in your comment submission. All comment submissions are posted at <https://www.regulations.gov> and entered into ADAMS. Comment submissions are not routinely edited to remove identifying or contact information.

If you are requesting or aggregating comments from other persons for submission to the NRC, then you should inform those persons not to include identifying or contact information that they do not want to be publicly disclosed in their comment submission. Your request should state that comment submissions are not routinely edited to remove such information before making the comment submissions available to

the public or entering the comment into ADAMS.

## II. Background

In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), the NRC is requesting public comment on its intention to request the OMB's approval for the information collection summarized as follows.

1. *The title of the information collection*: "Criteria for Guidance of States and NRC in Discontinuance of NRC Regulatory Authority and Assumption Thereof by States Through Agreement," Maintenance of Existing Agreement State Programs, Requests for Information Through the Integrated Materials Performance Evaluation Program (IMPEP) Questionnaire, and Agreement State Participation in IMPEP.
2. *OMB approval number*: 3150-0183.
3. *Type of submission*: Revision.
4. *The form number, if applicable*: Not applicable.

5. *How often the collection is required or requested*: Every 5 years for completion of the IMPEP questionnaire in preparation for an IMPEP review. One time for new Agreement State applications. Annual for participation by Agreement States in the IMPEP reviews and fulfilling requirements for Agreement States to maintain their program.

6. *Who will be required or asked to respond*: All Agreement States who have signed Agreements with NRC under Section 274b. of the Atomic Energy Act (the Act) and any non-Agreement State seeking to sign an Agreement with the Commission.

7. *The estimated number of annual responses*: 60.

8. *The estimated number of annual respondents*: 41.

9. *The estimated number of hours needed annually to comply with the information collection requirement or request*: 292,083.

10. *Abstract*: The States wishing to become Agreement States are requested to provide certain information to the NRC as specified by the Commission's Policy Statement, "Criteria for Guidance of States and NRC in Discontinuance of NRC Regulatory Authority and Assumption Thereof by States Through Agreement." The Agreement States need to ensure that the radiation control program under the Agreement remains adequate and compatible with the requirements of Section 274 of the Act and must maintain certain information. The NRC conducts periodic evaluations through IMPEP to ensure that these programs are compatible with the NRC's program, meet the applicable parts of

the Act, and adequate to protect public health and safety.

## III. Specific Requests for Comments

The NRC is seeking comments that address the following questions:

1. Is the proposed collection of information necessary for the NRC to properly perform its functions? Does the information have practical utility? Please explain your answer.

2. Is the estimate of the burden of the information collection accurate? Please explain your answer.

3. Is there a way to enhance the quality, utility, and clarity of the information to be collected?

4. How can the burden of the information collection on respondents be minimized, including the use of automated collection techniques or other forms of information technology?

*Authority*: 42 U.S.C. 2011 *et seq.*

Dated: September 18, 2026.

For the Nuclear Regulatory Commission.

**Heather Dempsey,**

*Acting NRC Clearance Officer, Office of the Chief Information Officer.*

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## NUCLEAR REGULATORY COMMISSION

[NRC-2026-0067]

### Information Collection: NRC Form 974, Privacy Act Complaints, Concerns or Questions Form

**AGENCY**: Nuclear Regulatory Commission.

**ACTION**: Notice of submission to the Office of Management and Budget; request for comment.

**SUMMARY**: The U.S. Nuclear Regulatory Commission (NRC) has recently submitted a request for renewal of an existing collection of information to the Office of Management and Budget (OMB) for review. The information collection is entitled, NRC Form 974, "Privacy Act Complaints, Concerns or Questions Form."

**DATES**: Submit comments by October 22, 2026. Comments received after this date will be considered if it is practical to do so, but the Commission is able to ensure consideration only for comments received on or before this date.

**ADDRESSES**: Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to <https://www.reginfo.gov/public/do/PRAMain>. Find this particular information collection by