

Equal Credit Opportunity Act, the Fair Housing Act, and the Civil Rights Act of 1964. Guaranteed loans that involve the construction of or addition to facilities that accommodate the public must comply with the Architectural Barriers Act Accessibility Standard. The borrower and lender are responsible for ensuring compliance with these requirements.

#### Assistance Listing

The program affected by this regulation is listed in the Catalog of Federal Domestic Assistance under numbers 10.438—Rural Rental Housing Guaranteed Loans (Section 538).

#### Non-Discrimination Statement

In accordance with Federal civil rights laws and USDA civil rights regulations and policies, the USDA, its Mission Areas, agencies, staff offices, employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Program information may be made available in languages other than English. Persons with disabilities who require alternative means of communication to obtain program information (e.g., Braille, large print, audiotope, American Sign Language) should contact the responsible Mission Area, agency, or staff office; the USDA TARGET Center at (202) 720-2600 (voice and TTY); or the Federal Relay Service at 711.

To file a program discrimination complaint, a complainant should complete a Form AD-3027, *USDA Program Discrimination Complaint Form*, which can be obtained online at <https://www.usda.gov/sites/default/files/documents/ad-3027.pdf>, from any USDA office, by calling (866) 632-9992, or by writing a letter addressed to USDA. The letter must contain the complainant's name, address, telephone number, and a written description of the alleged discriminatory action in sufficient detail to inform the Assistant Secretary for Civil Rights (ASCR) about the nature and date of an alleged civil rights violation. The completed AD-

3027 form or letter must be submitted to USDA by:

(1) *Mail*: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue SW, Washington, DC 20250-9410; or

(2) *Fax*: (833) 256-1665 or (202) 690-7442; or

(3) *Email*: [Program.Intake@usda.gov](mailto:Program.Intake@usda.gov).

USDA is an equal opportunity provider, employer, and lender.

#### List of Subjects in 7 CFR Part 3565

Conflict of interest, Credit, Fair housing, Loan programs-housing and community development, Low and moderate-income housing, Manufactured homes, Mortgages, Rent subsidies, Reporting and recordkeeping requirements, Rural areas.

For the reasons discussed in the preamble, the Agency amends 7 CFR part 3565 as follows:

#### PART 3565—GUARANTEED RURAL RENTAL HOUSING PROGRAM

■ 1. The authority citation for part 3565 continues to read as follows:

**Authority:** 5 U.S.C. 301; 7 U.S.C 1989; 42 U.S.C. 1480.

#### Subpart A—General Provisions

■ 2. Amend § 3565.5 by revising paragraph (b) to read as follows:

##### § 3565.5 Ranking and selection criteria

\* \* \* \* \*

(b) *Priority projects*. Priority will be given to projects in rural areas in which borrowers can best utilize and where loan guarantees are needed the most, as determined by the Agency based on information the Secretary considers appropriate. In addition, the Agency may, at its sole discretion, set aside assistance for or rank projects that meet important program goals. Assistance will include both loan guarantees and interest credits. Priority projects must compete for set-aside funds. The Agency will announce the priority criteria in an announcement in the **Federal Register**.

**Yvonne Hsu,**

*Acting Administrator, Rural Housing Service.*

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#### NUCLEAR REGULATORY COMMISSION

##### 10 CFR Part 70

[NRC-2024-0051]

#### Regulatory Guide: Standard Format and Content of Safety Analysis Reports for Uranium Enrichment Facilities

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Regulatory guide; withdrawal.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is withdrawing Regulatory Guide (RG) 3.25, Revision 1, “Standard Format and Content of Safety Analysis Reports for Uranium Enrichment Facilities.” This RG Revision is being withdrawn because it only refers to NUREG-1520, “Standard Review Plan for the Review of a License Application for a Fuel Cycle Facility,” which provides guidance on the subject matter to applicants and NRC staff reviewers.

**DATES:** The effective date of the withdrawal of RG 3.25, Revision 1, is March 19, 2024.

**ADDRESSES:** Please refer to Docket ID NRC-2024-0051 when contacting the NRC about the availability of information regarding this document. You may obtain publicly available information related to this document using any of the following methods:

*Federal Rulemaking Website:* Go to <https://www.regulations.gov> and search for Docket ID NRC-2024-0051. Address questions about Docket IDs in *Regulations.gov* to Stacy Schumann; telephone: 301-415-0624; email: [Stacy.Schumann@nrc.gov](mailto:Stacy.Schumann@nrc.gov). For technical questions, contact the individuals listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

*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 Web-based ADAMS 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).

*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.

**FOR FURTHER INFORMATION CONTACT:**

Stephen Poy, Office of Nuclear Material Safety and Safeguards, telephone: 301–415–3175, email: [Stephen.Poy@nrc.gov](mailto:Stephen.Poy@nrc.gov); or Harriet Karagiannis, Office of Nuclear Regulatory Research, telephone: 301–415–2493, email: [Harriet.Karagiannis@nrc.gov](mailto:Harriet.Karagiannis@nrc.gov). Both are staff of the U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001.

**SUPPLEMENTARY INFORMATION:**

**Discussion**

The NRC is withdrawing RG 3.25, Revision 1, “Standard Format and Content of Safety Analysis Reports for Uranium Enrichment Facilities.” RG 3.25, Revision 1, provided guidance on the standard format and content of a safety analysis report (SAR) for uranium enrichment facilities and related documents submitted as part of an application to construct or modify and operate a nuclear fuel cycle facility. This RG revision endorsed the standard format and content for SARs and integrated safety analysis (ISA) summaries described in NUREG–1520, “Standard Review Plan for the Review of a License Application for a Fuel Cycle Facility,” as a process that the NRC staff found acceptable for meeting the regulatory requirements. Applicants use NUREG–1520 while developing fuel cycle facility applications, and NRC staff use NUREG–1520 while reviewing these applications.

NUREG–1520 provides current guidance to applicants and NRC staff reviewers on the acceptable content and format of SARs and ISA summaries. Therefore, the NRC determined that RG 3.25, Revision 1 is no longer needed to simply refer to NUREG–1520 and is being withdrawn. Revision 0 of RG 3.25 is also still available but is not the most recent acceptable guidance for developing and reviewing these license applications.

The withdrawal of RG 3.25, Revision 1, does not alter any prior or existing NRC licensing approval or the acceptability of licensee commitments to RG 3.25, Revision 1. Although RG 3.25, Revision 1 is withdrawn, current licensees may continue to use it and withdrawal does not affect any existing licenses or agreements. However, RG 3.25, Revision 1 should not be used in future requests or applications for NRC licensing actions. The NRC is considering the withdrawal of RG 3.25, Revision 0.

**Additional Information**

As noted in the **Federal Register** on December 9, 2022 (87 FR 75671), this document is being published in the “Rules” section of the **Federal Register** to comply with publication requirements under chapter I of title 1 of the Code of Federal Regulations.

**Submitting Suggestions for Improvement of Regulatory Guides**

A member of the public may, at any time, submit suggestions to the NRC for 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.

Dated: March 14, 2024.

For the Nuclear Regulatory Commission.

**Meraj Rahimi,**

*Chief, Regulatory Guide and Programs Management Branch, Division of Engineering, Office of Nuclear Regulatory Research.*

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**DEPARTMENT OF ENERGY**

**10 CFR Part 436**

**RIN 1901–AB63**

**Energy Savings Performance Contract Procedures and Methods Technical Amendment**

**AGENCY:** Federal Energy Management Program, Department of Energy.

**ACTION:** Final rule; technical amendment.

**SUMMARY:** The U.S. Department of Energy (DOE) is publishing this technical amendment to remove a regulatory provision specifying that the energy savings performance contract (ESPC) regulations apply only to ESPCs awarded on or before September 30, 2003. DOE’s technical amendment to remove the regulatory sunset date will make the regulations consistent with the statutory authority.

**DATES:** The effective date of this technical amendment is March 19, 2024.

**FOR FURTHER INFORMATION CONTACT:**

Mr. Ira Birnbaum, U.S. Department of Energy, Office of Infrastructure, Federal Energy Management Program (FEMP–1), 1000 Independence Avenue SW, Washington, DC 20585–0121. Telephone: (202) 304–4940. [Ira.Birnbaum@hq.doe.gov](mailto:Ira.Birnbaum@hq.doe.gov).

Ms. Ani Esenyan, U.S. Department of Energy, Office of the General Counsel, Forrestal Building (GC–33), 1000 Independence Avenue SW, Washington, DC 20585. Telephone: (240) 961–7713. Email: [ani.esenyan@hq.doe.gov](mailto:ani.esenyan@hq.doe.gov).

**SUPPLEMENTARY INFORMATION:**

**I. Background**

Section 155(a) of the Energy Policy Act of 1992 (EPAct 1992, Pub. L. 102–486) directed DOE, with the concurrence of the Federal Acquisition Regulatory Council, to “establish procedures and methods for use by Federal agencies to select, monitor, and terminate contracts with energy service contractors.” On April 10, 1995, DOE published a final rule implementing the current ESPC regulations (the 1995 Final Rule) (60 FR 18326), which included the sunset date originally in section 155 of the Energy Policy Act of 1992 (Pub. L. 102–486). Specifically, section 155(c)(1) of EPAct 1992 provided, “The authority to enter into new contracts under this section shall cease to be effective five years after the date procedures and methods are established. . . .” The statutory sunset date was subsequently extended several times<sup>1</sup> until the ESPC statutory authority was permanently reauthorized by section 514 of the Energy Independence and Security Act of 2007 (Pub. L. 110–140), which removed the sunset language from 42 U.S.C. 8287.

In this rule, DOE is removing from 10 CFR 436.30(a) the provision specifying that subpart B applies only to ESPCs awarded on or before September 30, 2003. DOE’s removal of the regulatory sunset date will make the regulations consistent with the statutory authority.

**II. Need for Correction**

Currently, 10 CFR 436.30(a) specifies that subpart B applies only to ESPCs awarded on or before September 30, 2003. This provision is not consistent with current ESPC statutory authority, which was permanently reauthorized by EISA section 514. The regulatory amendment in this final rule makes the regulations consistent with statutory authority and therefore is technical in nature. DOE has historically updated the sunset language in the regulations to mirror the statutory language. (65 FR 39784; June 28, 2000). This final rule similarly updates the regulatory language to be consistent with statutory authority.

<sup>1</sup> Energy Conservation Reauthorization Act of 1998 (Pub. L. 105–388); Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Pub. L. 108–375); Energy Policy Act of 2005 (Pub. L. 109–58).