

**DEFENSE NUCLEAR FACILITIES
SAFETY BOARD**

Washington, DC 20004-2901



January 13, 2026

TO: Russell T. Vought
Director
Office of Management and Budget

FROM: Mary J. Buhler
Executive Director of Operations

Subject: Negative Report Pursuant to Section 4(a) of Executive Order 14294, *Fighting Overcriminalization in Federal Regulations*

Executive Order 14294 *Fighting Overcriminalization in Federal Regulations* (May 9, 2025) required Federal agencies to provide a report within 365 days to the Director of the Office of Management and Budget a list of all criminal regulatory offenses enforceable by the agency. The Defense Nuclear Facilities Safety Board (“DNFSB” or “Board”) hereby submits this negative report on criminal regulatory offenses enforceable by the DNFSB.

The DNFSB is a federal agency established by Congress under the Atomic Energy Act of 1954, as amended (42 U.S.C. § 2286 et seq.), to provide independent nuclear safety oversight of defense nuclear facilities within the Department of Energy’s nuclear weapons complex. The Board’s role focuses on providing independent analysis, advice, and recommendations to ensure adequate protection of public health and safety. The DNFSB does not promulgate, administer, or enforce regulations that carry criminal or administrative penalties. The DNFSB, therefore, has no criminal regulatory offenses to report. There are no applicable ranges of potential criminal penalties or *mens rea* standards to report, as no such offenses exist within the DNFSB’s limited regulations.

This report will be publicly posted on the DNFSB’s website (www.dnfsb.gov) as required by Section 4(b) of the Executive Order. Assuming no expansion of the DNFSB’s statutory mandate to include new enforcement authority, periodic updates to this report will be unnecessary.

If you have any questions or require additional information, please contact the DNFSB’s General Counsel, Joseph Gilman, at JosephG@dnfsb.gov or 202-350-0748.