



DOCKET NUMBER  
PROPOSED RULE 26  
(70FR 50442)

DOCKETED  
USNRC

Nuclear Management Company, LLC

December 22, 2005 (12:39pm)

December 22, 2005

OFFICE OF SECRETARY  
RULEMAKINGS AND  
ADJUDICATIONS STAFF

L-HU-05-029  
RIN 3150-AF12

51

Secretary  
U.S. Nuclear Regulatory Commission  
Attention: Rulemakings and Adjudications Staff  
Washington, DC 20555-0001

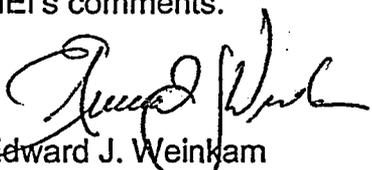
Comments on Proposed Rule: 10 CFR Part 26 "Fitness For Duty Programs"  
(RIN 3150-AF12)

Nuclear Management Company, LLC\* (NMC) appreciates the opportunity to comment on the proposed rule changes for 10 CFR Part 26 "Fitness For Duty Programs."

NMC endorses the comments made by the Nuclear Energy Institute (NEI) on behalf of the industry in their letters dated December 20, 2005, for the drug and alcohol aspects of the proposed rule and for aspects relating to worker fatigue. NMC concurs with NEI's position that there is an excessive amount of layering of requirements that address worker fatigue. As proposed, these layered requirements may create unintended consequences and an unnecessary burden for the industry.

In particular, NMC supports the NEI alternative for the break requirements of 26.199(d)(2)(ii) and (iii), in lieu of the proposed requirements for a 24-hour break in any 7-day period, and a 48-hour break in any 14-day period. In addition, NMC concurs with NEI's position that the proposed collective work hour limits are unnecessary to mitigate the effects of cumulative fatigue and should be removed from the proposed rule except as currently applied to security officers.

NMC endorses the remaining major themes raised by NEI and encourages the Nuclear Regulatory Commission to strongly consider changes to the proposed rule in light of NEI's comments.

  
Edward J. Weinkam  
Director, Nuclear Licensing and Regulatory Services  
Nuclear Management Company, LLC

\* NMC is the licensed operator of the Duane Arnold Energy Center, Monticello Nuclear Generating Plant, Palisades Nuclear Plant, Point Beach Nuclear Plant Units 1 and 2, and Prairie Island Nuclear Generating Plant Units 1 and 2.

**From:** Carol Gallagher  
**To:** Evangeline Ngbea  
**Date:** Thu, Dec 22, 2005 10:22 AM  
**Subject:** Comment letter on FFD proposed rule

Van,

Attached for docketing is a comment letter on the above noted proposed rule from Edward Weinkam, Nuclear Management Company, that I received via the rulemaking website on 12/22/05.

Carol

**Mail Envelope Properties** (43AAC4C1.7EA : 3 : 886)

**Subject:** Comment letter on FFD proposed rule  
**Creation Date:** 12/22/05 10:22AM  
**From:** Carol Gallagher

**Created By:** CAG@nrc.gov

**Recipients**

nrc.gov  
owf5\_po.OWFN\_DO  
ESN (Evangeline Ngbea)

**Post Office**  
owf5\_po.OWFN\_DO

**Route**  
nrc.gov

Files	Size	Date & Time
MESSAGE	660	12/22/05 10:22AM
1602-0054.pdf	479985	12/22/05 10:20AM

**Options**

**Expiration Date:** None  
**Priority:** Standard  
**Reply Requested:** No  
**Return Notification:** None

**Concealed Subject:** No  
**Security:** Standard