

September 25, 2008

Ms. Desiree Sullivan
United Government Security Officers of America, NRC Director
8620 Wolff Court, Suite 210
Westminster, Colorado 80031

SUBJECT: SECURITY OFFICER WORK HOUR CONTROLS AND PHYSICAL
TRAINING STANDARDS

Dear Ms. Sullivan:

I am responding to your letter of September 9, 2008, wherein you expressed concerns in the areas of Security Officer (SO) work hour controls and physical training standards. You also asked for the ability to be involved in meetings that take place with regard to SO's. Regarding this latter request, you are certainly welcome to attend any public meeting. The list of U.S. Nuclear Regulatory Commission (NRC) public meetings can be found on the NRC website by following this hypertext link <http://www.nrc.gov/public-involve/public-meetings/index.cfm>.

Regarding the work hour controls, as you know 10 CFR Part 26 was published as a final rule in the *Federal Register* on March 31, 2008. The rule cannot be changed without a subsequent rulemaking. Currently, NRC is in the process of developing implementation guidance for Part 26, Subpart I "Managing Fatigue." A public meeting will be held to receive stakeholder input. The meeting date is expected to be held on October 10, 2008, at the NRC offices in Rockville, MD. Please check the NRC website periodically for updates to the meeting notice, including on the day of the meeting.

We noted that there is one error in your letter regarding work hour controls. Specifically, you mentioned a rolling 6 week period used to determine minimum days off. This is not correct; the rule requires that a shift cycle can be up to, but no longer than, 6 weeks. This is a fixed cycle, there is no rolling period. Minimum days off must be calculated with respect to the fixed shift cycle.

In addition, training and qualification enhancements, to include physical training (PT) requirements, are part 10 CFR Part 73 rulemaking for power reactor security that is currently pending approval by the NRC Commissioners. The final rule would include requirements imposed by Commission orders, insights gained during implementation of the security orders, reviews of security plans, implementation of enhanced baseline inspections, including NRC force-on-force exercises. This rulemaking package is available on the NRC public website under the rulemaking dockets for 2008.

The process used for developing Security Officer Training and Qualification Guidance is open to the public. Accordingly, we support your participation in this process, along with

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any other interested parties. Please check the public meeting website that will list further public meetings on this topic.

Thank you for your interest in the NRC Fitness-for-Duty and Security Officer PT requirements.

Sincerely,

Richard Correia, Director */RA/*
Division of Security Policy
Office of Nuclear Security and
Incident Response

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any other interested parties. Please check the public meeting website that will list further public meetings on this topic.

Thank you for your interest in the NRC Fitness-for-Duty and Security Officer PT requirements.

Sincerely,

Richard Correia, Director */RA/*
Division of Security Policy
Office of Nuclear Security and
Incident Response

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