

TITLE OF COLLECTION: Attach document containing proposed information collection(s).

DESCRIPTION OF COLLECTION

[illegible]

**INFORMATION REQUIRED FOR MAKING AN INSIGNIFICANT BURDEN DETERMINATION
TO SUPPORT A DECISION THAT OMB CLEARANCE IS NOT REQUIRED
(Continued)**

NEED FOR/USE OF COLLECTION: Under the final rule, NRC licensees and other entities subject to the requirements of 10 CFR Part 26, Subpart I, must state in their fitness for duty policies and procedures which requirements they will comply with to mitigate cumulative fatigue of the applicable individuals at the nuclear power plant: the minimum days off requirements in 26.205(d)(3) or the maximum average work hours requirements in 26.205(d)(7). In addition, licensees that implement the maximum average work hours alternative must specify the work hour counting system they are using (whether counting hours worked based on the day the shift started or the day they were worked). The current regulations in Part 26 require licensees to describe the process for implementing the minimum days off requirements. Licensees that implement the maximum average work hours alternative would incur one-time burdens to revise FFD procedures, and modify work hours tracking systems and individual work scheduling systems. These information collections are necessary to properly manage FFD programs and to enable effective and efficient regulatory oversight of affected licensees.

PUBLIC COMMENT:

Has NRC had any consultation with the public, industry groups, or other agencies, etc., regarding this proposed collection?
If yes, explain and indicate how any issues were addressed and resolved.

☒ YES ☐ NO

The NRC received a petition for rulemaking from the Nuclear Energy Institute (NEI) on September 3, 2010 requesting replacement of the minimum days off requirements in 10 CFR 26.205(d) with a performance-based objective, consisting of an average of 54 hours worked per week, averaged over a calendar quarter. The NRC held a public meeting on November 18, 2010 to learn more from stakeholders about the unintended consequences of the current minimum days off requirements. The NRC published a proposed rule on April 26, 2011 (76 FR 23208) and received submittals from 10 commenters, which will be addressed in the in the FRN for the final rule.

Does NRC expect to receive comments on this collection? If yes, explain. ☐ YES ☒ NO

Are the information collections considered controversial? If yes, explain. ☐ YES ☒ NO

EXPECTED IMPLEMENTATION DATE: 8/15/2011

OIS APPROVAL
Tremaine U. Donnell
NRC Clearance Officer/OIS

SIGNATURE
/RA/

DATE
6/21/2011