

NOTE: The NRC is making this preliminary proposed rule language available to the public solely for the purpose of providing information to the public. In addition, the release of the preliminary proposed rule language is necessary to facilitate NRC staff discussions with the public at upcoming public meetings. The language does not represent an NRC staff recommendation to the Commission, nor has it been reviewed by the Commission. Therefore, the preliminary proposed rule language may be subject to significant revisions during the rulemaking process. The NRC is not requesting any written public comments on this preliminary proposed rule language, and no stakeholder requests for a comment period will be granted at this stage in the rulemaking process. Following Commission direction to proceed with the proposed rule, the NRC will seek written public comments via a notice in the *Federal Register*.

U.S. Nuclear Regulatory Commission
Preliminary Proposed Rule Language
Part 26 of Title 10 of the *Code of Federal Regulations*

The NRC is proposing to amend the following sections as indicated by text in **red**:

§ 26.205 Work hours.

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(d)(2)(i) A 10-hour break between successive work periods or an 8-hour break between successive work periods when a break of less than 10 hours is necessary to accommodate a crew's **shift** ~~scheduled transition between work schedules or shifts~~ **from unit outage to operation**; and

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§ 26.207 Waivers and exceptions..

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(d) *Plant emergencies.* ~~Licensees need not meet the requirements of § 26.205(c) and (d) during declared emergencies, as defined in the licensee's emergency plan.~~ **For the purposes of compliance with § 26.205(c) and (d), licensees may exclude from the calculation of an individual's work hours the time the individual works unscheduled work hours for the purposes of responding to a declared plant emergency, as defined in the licensee's emergency plan.**

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