

August 11, 2016, 2:29 PM

Mr. Montgomery:

I am contacting you to provide a status update on the petition for rulemaking (PRM) docketed as PRM-26-5 submitted by the Nuclear Energy Institute (NEI). The PRM requested that the NRC amend certain regulations that govern fitness for duty programs for nuclear power plant workers. These regulations are found in Part 26 of Title 10 of the *Code of Federal Regulations*. The NRC published a notice of receipt of PRM-26-5 in the *Federal Register* (FR) on October 22, 2010, at 75 FR 65249. On May 16, 2011, the NRC published a notice in the *Federal Register* at 76 FR 28192 to inform the public that the NRC has decided to consider the issues raised in PRM-26-5 in the "Quality Control/Quality Verification" rulemaking. In the *Federal Register* notice published on December 9, 2015 (80 FR 76394), the NRC announced that it is discontinuing the QC/QV rulemaking and will issue a subsequent action on the determination of PRM-26-5. The subsequent action was discussed at the public meeting held at NRC Headquarters on February 25, 2016. The NRC explained that PRM-26-5 will now be handled under the PRM process for resolution. The public meeting summary is available on the Federal rulemaking Web site at <http://www.regulations.gov> by searching on Docket ID NRC-2010-0304. The NRC continues to address the resolution of the issues raised by PRM-26-5.

You can continue to monitor the docket for PRM-26-5 at <http://www.regulations.gov>. The Federal rulemaking Web site allows you to receive alerts when changes or additions occur in a docket folder. To subscribe: 1) navigate to the docket folder (NRC-2010-0304); 2) click the "Sign up for E-mail Alerts" link; and 3) enter your e-mail address and select how frequently you would like to receive e-mails (daily, weekly, or monthly). The NRC also tracks petition for rulemaking actions at <http://www.nrc.gov/reading-rm/docollections/rulemakingruleforum/petitions-by-year.html>.

Please feel free to contact me at Stewart.Schneider@nrc.gov or (301) 415-4123 if you have questions.

Sincerely,

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