



OFFICE OF THE  
SECRETARY

UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D.C. 20555-0001

Mr. Robert N. Meyer  
Professional Reactor Operator Society  
E-mail: robt.meyer@gmail.com

Dear Mr. Meyer:

I am responding to the petition for rulemaking (PRM) dated October 16, 2009 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML092960440), that was submitted by you on behalf of the Professional Reactor Operator Society (PROS), to the U.S. Nuclear Regulatory Commission (NRC). The petition was docketed as PRM-26-3 and requested that the NRC amend its regulations in Title 10 of the *Code of Federal Regulations* Part 26, "Fitness for Duty Programs," to change the term "unit outage" to "site outage," and that the definition of "site outage" read "up to 1 week prior to disconnecting the reactor unit from the grid and up to 75-percent turbine power following reconnection to the grid."

In response to this petition, the NRC initially determined that the issues raised in PRM-26-3 would be considered in a rulemaking activity titled, "Quality Control/Quality Verification" (QC/QV) (Docket ID: NRC-2009-0090) and published a *Federal Register* notice (76 FR 28192) on May 16, 2011 to this effect. In a letter dated April 30, 2011 (ADAMS Accession No. ML110450238), the NRC notified you of this action. On December 9, 2015, the NRC published a notice in the *Federal Register* discontinuing the QC/QV rulemaking (80 FR 76394). Therefore, the NRC is denying PRM-26-3 under 10 CFR 2.803(i)(2). For additional information, please see the enclosed *Federal Register* notice.

Sincerely,

Annette L. Vietti-Cook,  
Secretary of the Commission.

Enclosure:  
*Federal Register* notice

SUBJECT: DENIAL OF PRM-26-5: LETTER TO PETITIONER  
 DATED [MONTH DAY, 2020].

ADAMS Accession No.: FRN: ML20009D432; Letter: ML20009D466; Package: ML19171A006 \*via e-mail

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