

NUCLEAR REGULATORY COMMISSION

10 CFR Part 26

[Docket No. PRM-26-6; NRC-2010-0310]

Erik Erb—Minimum Day Off Requirement for Security Officers

AGENCY: Nuclear Regulatory Commission.

ACTION: Petition for rulemaking; withdrawal by petitioner.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is announcing the withdrawal, without prejudice to a future filing, of a petition for rulemaking (PRM), PRM-26-6, "Minimum Day Off Requirement for Security Officers," submitted to the NRC by Erik Erb and 91 co-signers (the petitioners) on August 17, 2010. The petitioners requested that the NRC amend its regulations to decrease the minimum days off requirement for security officers working 12-hour shifts from an average of 3 days per week to 2.5 or 2 days per week. The petitioner withdrew PRM-26-6 by e-mail dated December 10, 2019.

DATES: PRM-26-6 was withdrawn on December 10, 2019.

ADDRESSES: Please refer to Docket ID NRC-2010-0310 when contacting the NRC about the availability of information for this action. You may obtain publicly available information related to this action by any of the following methods:

- **Federal Rulemaking Web Site:** Go to <http://www.regulations.gov> and search for Docket ID NRC-2010-0310. Address questions about NRC dockets to Dawn Forder; telephone: 301-415-3407; e-mail: Dawn.Forder@nrc.gov. For technical questions, contact the individual listed in the FOR FURTHER INFORMATION CONTACT section of this document.

- **NRC's Agencywide Documents Access and Management System (ADAMS):** You may obtain publicly-available documents online in the ADAMS Public Documents collection at <https://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "[Begin Web-based ADAMS Search.](#)" For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to PDR.Resource@nrc.gov. The ADAMS accession number for each document referenced (if it is available in ADAMS) is provided the first time that it is mentioned in the SUPPLEMENTARY INFORMATION section.

- **Attention:** The PDR, where you may examine and order copies of public documents, is currently closed. You may submit your request to the PDR via e-mail at PDR.Resource@nrc.gov or call 1-800-397-4209 between 8:00 a.m. and 4:00 p.m. (EST), Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Yanely Malave, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-1519, e-mail: Yanely.Malave-Velez@nrc.gov.

SUPPLEMENTARY INFORMATION: On August 17, 2010, the petitioner submitted PRM-26-6 to the NRC requesting that it amend its fitness-for-duty regulations to decrease the minimum days off requirement from an average of 3 days per week to 2.5 or 2 days per week for security officers working 12-hour shifts (ADAMS Accession No. ML102630127). On November 23, 2010, the NRC published a notice of receipt of, and request for public comment on PRM-26-6 in the *Federal Register* (75 FR 71368). The NRC received 5 comment letters from corporations, professional organizations, and private citizens. The NRC initially determined that the issues raised in PRM-26-6 would be considered in the “Quality Control/Quality Verification” rulemaking (Docket ID: NRC-2009-0090) and published a *Federal Register* notice (76 FR 28191) on May 16, 2011, to this effect. On December 9, 2015, the NRC published a notice in the *Federal Register* discontinuing the QC/QV rulemaking (80 FR 76394). By e-mail dated December 10, 2019, the petitioner withdrew PRM-26-6 (ADAMS Accession No. ML20006D919).

Dated December 3, 2020.

For the Nuclear Regulatory Commission.

/RA/

John R. Tappert, Director,
Division of Rulemaking, Environmental,
and Financial Support,
Office of Nuclear Materials Safety and
Safeguards.