

consideration, and will consider them in the planned QC/QV rulemaking. The NRC staff will address the comments filed in PRM–26–6 as part of the QC/QV rulemaking. This PRM docket is closed.

Dated at Rockville, Maryland, this 30th day of April 2011.

For the Nuclear Regulatory Commission.

**Martin J. Virgilio,**

*Deputy Executive Director for Reactor and Preparedness Programs.*

[FR Doc. 2011–11941 Filed 5–13–11; 8:45 am]

BILLING CODE 7590–01–P

## NUCLEAR REGULATORY COMMISSION

### 10 CFR Part 26

[Docket No. PRM–26–3]

[NRC–2009–0482]

#### Petition for Rulemaking Submitted by the Professional Reactor Operator Society

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Petition for rulemaking; consideration in the rulemaking process.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) has decided to consider the issues raised in a petition for rulemaking (PRM) submitted by Robert Meyer, on behalf of the Professional Reactor Operator Society (PROS), the petitioner, in the planned “Quality Control/Quality Verification” (QC/QV) rulemaking (Docket ID: NRC–2009–0090). The petitioner asked the NRC to amend the regulations that govern fitness-for-duty programs. Specifically, the petitioner asked the NRC to change the term “unit outage” to “site outage” and that the definition of “site outage” read “up to one week prior to disconnecting the reactor unit from the grid and up to 75-percent turbine power following reconnection to the grid.”

**ADDRESSES:** Further NRC action on the issues raised by this petition will be accessible at the Federal rulemaking Web site, <http://www.regulations.gov>, by searching on the QC/QV rulemaking Docket ID: NRC–2009–0090.

You can access publicly available documents related to the petition using the following methods:

- *NRC’s Public Document Room (PDR):* The public may examine and have copied, for a fee, publicly available documents at the NRC’s PDR, O1–F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

- *NRC’s Agencywide Documents Access and Management System (ADAMS):* Publicly available documents created or received at the NRC are available electronically at the NRC’s Electronic Reading Room at <http://www.nrc.gov/reading-rm/adams.html>. From this page, the public can gain entry into ADAMS, which provides text and image files of the NRC’s public documents. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC’s PDR reference staff at 1–800–397–4209, 301–415–4737, or by e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

*Federal Rulemaking Web Site:* Public comments and supporting materials related to this petition can be found at <http://www.regulations.gov> by searching on the QC/QV rulemaking Docket ID:

NRC–2009–0090. Address questions about NRC dockets to Carol Gallagher, telephone: 301–492–3668; e-mail: [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov).

**FOR FURTHER INFORMATION CONTACT:** Tara Inverso, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555; telephone: 301–415–1024; e-mail: [tara.inverso@nrc.gov](mailto:tara.inverso@nrc.gov) or Tim Reed, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555; telephone: 301–415–1462; e-mail: [timothy.reed@nrc.gov](mailto:timothy.reed@nrc.gov).

**SUPPLEMENTARY INFORMATION:** On November 27, 2009 (74 FR 62257), the NRC published Notice of Receipt of a PRM filed by Robert Meyer, on behalf of the PROS, and request for public comment. The comment period closed on February 10, 2010, and the NRC received four comments.

The NRC determined that the issues raised in PRM–26–3 are appropriate for consideration and will consider them in the planned QC/QV rulemaking. The NRC staff will address the comments filed in PRM–26–3 as part of the QC/QV rulemaking. This PRM docket is closed.

Dated at Rockville, Maryland, this 30th day of April 2011.

For the Nuclear Regulatory Commission.

**Martin J. Virgilio,**

*Deputy Executive Director for Reactor and Preparedness Programs.*

[FR Doc. 2011–11946 Filed 5–13–11; 8:45 am]

BILLING CODE 7590–01–P

## NUCLEAR REGULATORY COMMISSION

### 10 CFR Part 26

[Docket No. PRM–26–5; NRC–2010–0304]

#### Petition for Rulemaking Submitted by the Nuclear Energy Institute

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Petition for rulemaking; consideration in the rulemaking process.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) has decided to consider the issues raised in a petition for rulemaking (PRM) submitted by Anthony R. Pietrangelo, on behalf of the Nuclear Energy Institute (NEI), the petitioner, in the planned “Quality Control/Quality Verification” (QC/QV) rulemaking (Docket ID: NRC–2009–0090). The petitioner requested that the NRC amend its regulations regarding its fitness-for-duty programs to refine existing requirements based on experience gained since the regulations were last amended in 2008.

**ADDRESSES:** Further NRC action on the issues raised by this petition will be accessible at the Federal rulemaking Web site, <http://www.regulations.gov>, by searching on the QC/QV rulemaking Docket ID: NRC–2009–0090.

You can access publicly available documents related to the petition using the following methods:

- *NRC’s Public Document Room (PDR):* The public may examine and have copied, for a fee, publicly available documents at the NRC’s PDR, O1–F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

- *NRC’s Agencywide Documents Access and Management System (ADAMS):* Publicly available documents created or received at the NRC are available electronically at the NRC’s Electronic Reading Room at <http://www.nrc.gov/reading-rm/adams.html>. From this page, the public can gain entry into ADAMS, which provides text and image files of the NRC’s public documents. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC’s PDR reference staff at 1–800–397–4209, 301–415–4737, or by e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

- *Federal Rulemaking Web Site:* Public comments and supporting materials related to this petition can be found at <http://www.regulations.gov> by searching on the QC/QV rulemaking Docket ID: NRC–2009–0090. Address questions about NRC dockets to Carol

Gallagher, telephone: 301-492-3668; e-mail: Carol.Gallagher@nrc.gov.

**FOR FURTHER INFORMATION CONTACT:** Tara Inverso, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555; telephone: 301-415-1024; e-mail: tara.inverso@nrc.gov or Tim Reed, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555; telephone: 301-415-1462, e-mail: timothy.reed@nrc.gov.

**SUPPLEMENTARY INFORMATION:** On October 22, 2010, (75 FR 65249), the NRC published a Notice of Receipt of a PRM filed by Anthony R. Pietrangelo, on behalf of NEI, and request for public comment. The comment period closed on January 5, 2011. The NRC received 49 public comments.

The NRC determined that the issues raised in PRM-26-5 are appropriate for consideration and will consider them in the planned QC/QV rulemaking. The NRC staff will address the comments filed in PRM-26-5 as part of the QC/QV rulemaking. This PRM docket is closed.

Dated at Rockville, Maryland, this 30th day of April 2011.

For the Nuclear Regulatory Commission.

**Martin J. Virgilio,**

*Deputy Executive Director for Reactor and Preparedness Programs.*

[FR Doc. 2011-11955 Filed 5-13-11; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

### 10 CFR Parts 72, 74, and 150

RIN 3150-A161

[NRC-2009-0096]

### Amendments to Material Control and Accounting Regulations

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Availability of preliminary proposed rule language.

**SUMMARY:** The Nuclear Regulatory Commission (NRC or Commission) is making available for comment preliminary proposed rule language concerning the NRC's proposed amendments to the material control and accounting (MC&A) regulations. These regulations apply to NRC licensees who are authorized to hold special nuclear material (SNM) and to certain licensees within the jurisdiction of the Agreement States that hold SNM and submit material status reports to the NRC. The goal of this rulemaking is to revise and consolidate the MC&A requirements.

This Notice briefly summarizes the proposed amendments. After the Commission has reviewed and approved the proposed rule, it will be formally published for comment.

**DATES:** Submit comments by June 30, 2011. Comments received after this date will be considered if it is practical to do so, but the NRC is able to assure consideration only for comments received on or before this date.

**ADDRESSES:** Please include Docket ID NRC-2009-0096 in the subject line of your comments. Comments submitted in writing or in electronic form will be posted on the NRC Web site and on the Federal rulemaking Web site, <http://www.regulations.gov>. Because your comments will not be edited to remove any identifying or contact information, the NRC cautions you against including any information in your submission that you do not want to be publicly disclosed.

The NRC requests that any party soliciting or aggregating comments received from other persons for submission to the NRC inform those persons that the NRC will not edit their comments to remove any identifying or contact information and, therefore, they should not include any information in their comments that they do not want publicly disclosed. You may submit comments by any one of the following methods:

- *Federal Rulemaking Web site:* Go to <http://www.regulations.gov> and search for documents filed under Docket ID NRC-2009-0096. Address questions about NRC dockets to Carol Gallagher; telephone: 301-492-3668; e-mail: Carol.Gallagher@nrc.gov.

- *Mail comments to:* Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, ATTN: Rulemakings and Adjudications Staff.

- *E-mail comments to:* [Rulemaking.Comments@nrc.gov](mailto:Rulemaking.Comments@nrc.gov). If you do not receive a reply e-mail confirming that we have received your comments, contact us directly at 301-415-1677.

- *Hand deliver comments to:* 11555 Rockville Pike, Rockville, Maryland 20852, between 7:30 a.m. and 4:15 p.m. Federal workdays. (telephone 301-415-1677).

- *Fax comments to:* Secretary, U.S. Nuclear Regulatory Commission at 301-415-1101.

You can access publicly available documents related to this notice using the following methods:

- *NRC's Public Document Room (PDR):* The public may examine and have copied, for a fee, publicly available documents at the NRC's PDR, O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

- *NRC's Agencywide Documents Access and Management System (ADAMS):* Publicly available documents created or received at the NRC are available online in the NRC Library at <http://www.nrc.gov/reading-rm/adams.html>. From this page, the public can gain entry into ADAMS, which provides text and image files of the NRC's public documents. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC's PDR reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). The preliminary proposed rule language is available electronically under ADAMS Accession number ML11250585.

- *Federal rulemaking Web site:* Public comments and supporting materials related to this notice, including the preliminary proposed rule language, can be found at <http://www.regulations.gov> by searching on Docket ID NRC-2009-0096.

**FOR FURTHER INFORMATION CONTACT:** Thomas Young, Office of Federal and State Materials and Environmental Management Programs, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone 301-415-5795, e-mail [Thomas.Young@nrc.gov](mailto:Thomas.Young@nrc.gov).

**SUPPLEMENTARY INFORMATION:** The NRC plans to amend parts 72, 74, and 150 to title 10 of the Code of Federal Regulations (10 CFR). The majority of the changes would be to the MC&A provisions in 10 CFR part 74.

### A. Background

The existing 10 CFR part 74 regulations are organized in a graded fashion. General MC&A reporting and recordkeeping requirements in subpart B apply to all licensees authorized to hold SNM under 10 CFR part 70. Licensees authorized to hold SNM of "low strategic significance" (defined in 10 CFR 74.4) are subject to the more rigorous MC&A requirements in subpart C. Such licensees operate what are known as Category III facilities, which include all uranium enrichment facilities and the fuel fabrication facilities supplying fresh fuel assemblies to commercial power reactors. Licensees authorized to hold SNM of "moderate strategic significance" (defined in 10 CFR 74.4) are subject to the MC&A requirements in subpart D, and are authorized to operate Category II facilities (no such facilities now operate). The most rigorous MC&A requirements are in subpart E, and apply to licensees authorized to hold a "formula quantity" (defined in 10 CFR 74.4) of strategic SNM. Such licensees