DEPARTMENT OF LABOR
Employee Benefits Security Administration


Correction

In notice document 2010–16097, beginning on page 38551 in the issue of Friday, July 2, 2010, make the following corrections:


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NUCLEAR REGULATORY COMMISSION

STP Nuclear Operating Company, South Texas Project, Units 1 and 2; Exemption

1.0 Background

STP Nuclear Operating Company (STPNOC, the licensee) is the holder of Facility Operating Licenses numbered NPF–76 and NPF–80, which authorize operation of the South Texas Project (STP), Units 1 and 2, respectively. The licenses provide, among other things, that the facility is subject to all rules, regulations, and orders of the U.S. Nuclear Regulatory Commission (NRC), the Commission) now or hereafter in effect.

The facility consists of two pressurized-water reactors located in Matagorda County, Texas.

2.0 Request/Action

By letter dated September 21, 2009 (Agencywide Documents Access and Management System (ADAMS) Accession No. ML092720178), and supplemented by letters dated October 14, 2009 (ADAMS Accession No. ML092930172), and February 11, April 19, and May 10, 2010 (ADAMS Accession Nos. ML100490048, ML101660042, and ML101340116, respectively), the licensee requested an exemption, pursuant to § 26.9, “Specific exemptions,” of Title 10 of the Code of Federal Regulations (10 CFR), from the requirements of 10 CFR 26.205(c) and (d) during declarations of severe weather conditions, such as tropical storm and hurricane force winds.

The regulations in 10 CFR 26.205(c), “Work hours scheduling,” a performance-based provision, require that licensees shall schedule the work hours of individuals who are subject to this section consistent with the objective of preventing impairment from fatigue due to duration, frequency, or sequencing of successive shifts. The regulations in 10 CFR 26.205(d), “Work hour controls,” specify the maximum work hour limits, the minimum break requirements and the minimum day-off requirements for covered workers (defined below).

The regulations apply to individuals designated as the “storm crew” who are sequestered on-site to perform duties identified in 10 CFR 26.4(a)(1) through (a)(5). Those duties are: (1) Operating or on-site directing of the operation of structures, systems and components (SSCs) that a risk-informed evaluation

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