

OFFICE OF THE SECRETARY
CORRESPONDENCE CONTROL TICKET

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ACTION OFFICE: EDO

To: Hagan, ADM

AUTHOR: Gloria Romanelli (ACR)

AFFILIATION: VA

ADDRESSEE: CHRM Nils Diaz

SUBJECT: Concerns NRC's Rulemaking on the Expanded Definition of Byproduct Material Established by the Energy Policy Act of 2005

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DEDMRS
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AO

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ACTION: Appropriate

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ACKNOWLEDGED No

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NOTES: # 8437

FILE LOCATION: ADAMS

DATE DUE:

DATE SIGNED:

January 26, 2006

Nils J. Diaz, Ph.D.
Chairman
Nuclear Regulatory Commission
One White Flint North Building
11555 Rockville Pike
Rockville, MD 20852

**RE: NRC's Rulemaking on the Expanded Definition of Byproduct Material
Established by the Energy Policy Act of 2005**

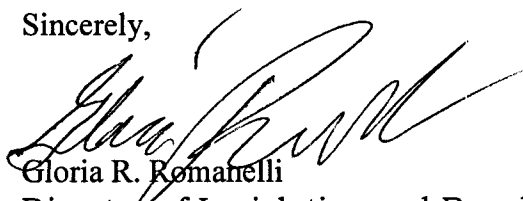
Dear Chairman Diaz,

I am writing on behalf of the American College of Radiology (ACR) to request that the time frame for development of regulations to implement the Energy Act of 2005 be extended to allow for a more deliberative process and a more thorough vetting of any new regulation.

The ACR is a national organization serving more than 32,000 diagnostic/interventional radiologists, radiation oncologists, nuclear medicine physicians, and medical physicists with programs focusing on the practice of medical imaging and radiation oncology and the delivery of comprehensive health care services. As such, we are deeply concerned that the Agencies' consideration of new regulation that will impact the practice of our members and the lives of their patients will not be fully informed.

While the ACR appreciates NRC's receptiveness in holding the November 9, 2005 roundtable meeting, those discussions were very preliminary and focused primarily on preliminary matters such as the scope of authority conferred by the legislation. We believe it is critical that the user community be given sufficient opportunity to assess and respond to proposed regulation. Thank you for your consideration of this request. Please do not hesitate to contact me for any reason. I can be reached at (703)716-7550.

Sincerely,



Gloria R. Romanelli
Director of Legislative and Regulatory Relations