

March 24, 2005

Mr. Thomas A. Kerr
Executive Director
Conference of Radiation Control
Program Directors, Inc.
205 Capital Avenue
Frankfort, KY 40601

Dear Mr. Kerr:

In your March 1, 2005 letter, you requested Nuclear Regulatory Commission (NRC) concurrence on the final Part X to the Suggested State Regulations for Control of Radiation, "Therapeutic Radiation Machines."

We believe these regulatory requirements are important, however, given that Part X is outside of NRC's regulatory authority, we did not conduct a peer review. As is our practice, NRC does not provide concurrence on Suggested State Regulations which are not within NRC regulatory jurisdiction. If you have any questions, please contact me at (301)-415-3340 or Bill Rautzen of my staff at (301)415-7206.

Sincerely,

IRA Byl

Paul H. Lohaus, Director
Office of State and Tribal Programs

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