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Monday  
May 8, 1995

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Part XVI

**Department of  
Veterans Affairs**

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Semiannual Regulatory Agenda

DEPARTMENT OF VETERANS AFFAIRS (VA)

DEPARTMENT OF VETERANS AFFAIRS

38 CFR Ch. I

Agenda of Federal Regulations

AGENCY: Department of Veterans Affairs.

ACTION: Publication of agenda of regulations.

SUMMARY: This agenda announces the regulations that the Department of Veterans Affairs will have under review, development, or revision during the 12-month period from April 1995 to April 1996. The purpose in publishing the Department's regulatory development activities is to allow all interested

persons the opportunity to participate in the rulemaking process.

ADDRESSES: Interested persons are invited to comment on the regulations listed in the agenda by contacting the individual agency contact listed for each regulation or by writing to: Director, Office of Regulations Management (02D), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420.

FOR FURTHER INFORMATION CONTACT: Gloria Armstrong or Christy Fick, (202) 535-7625.

SUPPLEMENTARY INFORMATION: The Department of Veterans Affairs regulatory actions under development or review are listed in this agenda.

Executive Order 12866 "Regulatory Planning and Review" and the Regulatory Flexibility Act (Pub. L. 96-354) require that executive agencies publish in the **Federal Register**, in April and October of each year, an agenda of regulations under development or review.

This agenda has been prepared in accordance with OMB memorandum dated December 21, 1994, and incorporates those categories of information required pursuant to 5 U.S.C. 602(a) and 610(c) of the Regulatory Flexibility Act.

Dated: March 1, 1995.

Thomas O. Gessel,  
Director, Office of Regulations Management.

Prerule Stage

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3384	VA Homeless Providers Grant and Per Diem Program .....	2900-AG91
3385	1. Veterans Services Officer (VSO) To Select and Appoint or Recommend for Appointment the Person or Legal Entity To Receive Benefits in a Fiduciary Capacity 2. Direct Payment .....	2900-AB75
3386	1. Payment to the Wife or Husband of an Incompetent Veteran 2. Legal Custodian .....	2900-AB76
3387	Apportionment of Benefits to Dependents; Payment of Cost of Veteran's Maintenance in Institution; Recommendation for Payment .....	2900-AC10
3388	Schedule for Rating Disabilities—The Orthopedic System .....	2900-AE91
3389	Schedule for Rating Disabilities—Mental Disorders .....	2900-AF01
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3391	Schedule for Rating Disabilities—Digestive System .....	2900-AF24
3392	Reduction of Debt Through the Performance of Work-Study Services .....	2900-AF29
3393	Reservists' Education; The Persian Gulf Conflict Supplemental Authorization and Personnel Benefits Act of 1991 and the Montgomery GI Bill—Selected Reserve .....	2900-AF33
3394	Reservists' Education; Commencing Date of Award of Educational Assistance .....	2900-AF74
3395	Veterans' Education; Suspension and Discontinuance of Payments .....	2900-AF85
3396	Veterans' Education; Suspension and Discontinuance of Payments Under the Post-Vietnam Era Veterans' Educational Assistance Program .....	2900-AG04
3397	Reservists' Education; Suspension and Discontinuance of Payments Under the Montgomery GI Bill—Selected Reserve .....	2900-AG05
3398	Veterans' Education; Implementation of the Veterans' Benefits Act of 1992 and the National Defense Authorization Act for 1993 .....	2900-AG22
3399	Veterans' Education; Veterans' Benefits Act of 1992 and the National Defense Authorization Act of 1993 in the Post-Vietnam Era Veterans' Educational Assistance Program .....	2900-AG23

## VA

## Proposed Rule Stage (Continued)

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3402	Disability or Death Due to Hospitalization, Etc .....	2900-AG84
3403	Reservists' Education: Implementation of the Department of Defense Authorization Act for 1994 .....	2900-AG96
3404	Further Increases in Rates Payable in the Educational Assistance Test Program .....	2900-AG98
3405	Veterans Education: Qualifying for the Montgomery GI Bill - Active Duty Through Service in the Selected Reserves .....	2900-AH08
3406	Determination of Incompetency and Competency .....	2900-AH10
3407	Veterans Education: Time Limits for Matriculation .....	2900-AH13
3408	Veterans Education: Increase in Rates Payable Under the Montgomery GI Bill Active Duty, 1994-95 .....	2900-AH14
3409	Reservist Education: Increase in Rates Payable Under the Montgomery GI Bill—Selected Reserve .....	2900-AH15
3410	Eligibility Reporting Requirements .....	2900-AH18
3411	Individual Unemployability .....	2900-AH21
3412	Loan Guaranty: Authority To Close VA-Guaranteed Loans on an Automatic Basis, Withdrawal of Automatic Processing Authority and Elimination of Late Reporting Waivers .....	2900-AH23
3413	Veterans Education: Implementation of the Veterans Benefits Improvement Act of 1994 .....	2900-AH31
3414	Veteran Education: Course Measurement and Effective Date for the Award of Educational Assistance .....	2900-AH39
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3422	Rules of Practice; Hearings .....	2900-AG07
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3432	Schedule for Rating Disabilities—The Cardiovascular System .....	2900-AE40
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Final Rule Stage (Continued)

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3451	Disease Subject to Presumptive Service Connection (Radiation Risk Activity) .....	2900-AH04
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3454	Special Monthly Compensation Ratings .....	2900-AH09
3455	Delegation of Authority to Provide Relief on Account of Administrative Error .....	2900-AH19
3456	Reductions and Discontinuances (Federal Employee's Compensation) .....	2900-AH20
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3460	Reservists Education: Implementation of the Veterans Benefits Improvement Act of 1994 .....	2900-AH32
3461	Veterans Education: The Veterans Benefits Improvement Act of 1994 and Post-Vietnam Era Veterans Educational Assistance Program .....	2900-AH33
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3468	Department of Veterans Affairs Acquisition Regulation—Loan Guaranty and Vocational Rehabilitation and Counseling Programs .....	2900-AG65
3469	Department of Veterans Affairs Acquisition Regulation—Service Contracting and Contract Clauses .....	2900-AG67
3470	Department of Veterans Affairs Acquisition Regulation (VAAR): Administrative Changes .....	2900-AH27
3471	Appeals Regulations; Rules of Practice .....	2900-AE78
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3474	Nondiscrimination on the Basis of Sex Under Federally Assisted Education Programs and Activities .....	2900-AB51
3475	Operation of Child Care Centers at VA Facilities .....	2900-AD48
3476	FOIA: Receipt of Electronically Transmitted Facsimile Request or Appeal; Time Limit on Right of Administrative Appeal; and No Record as Adverse Determination .....	2900-AF62
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Completed/Longterm Actions

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3482	Counseling for Women Veterans .....	2900-AG88
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3488	Loan Guaranty; Credit Underwriting Standards and Procedures for Processing VA Guaranteed Loans .....	2900-AF39
3489	Implementing Statutory Changes .....	2900-AF48
3490	Service-Disabled Veterans' Insurance .....	2900-AF69
3491	Interest on Premiums In Arrears .....	2900-AF71
3492	Reasonable Doubt .....	2900-AF97
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## Completed/Longterm Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
3495	Increase in Amount of Veterans' Mortgage Life Insurance .....	2900-AG36
3496	Supplemental Service-Disabled Veterans' Insurance (S-DVI) .....	2900-AG37
3497	Increased Coverage for Servicemen's and Veterans' Group Life Insurance .....	2900-AG38
3498	Disability Due to Impaired Hearing .....	2900-AG44
3499	Exclusions From Income .....	2900-AG47
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3501	Examinations .....	2900-AG50
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3503	Dependents' Educational Assistance; Certification .....	2900-AG74
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3505	Claims Based on Service in Vietnam .....	2900-AG80
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3507	Veterans' Education: Approval of Courses Offered in Guam and American Samoa .....	2900-AG93
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3509	Schedule for Rating Disabilities: Genital-Urinary System (Special Monthly Compensation) .....	2900-AG97
3510	Omnibus Budget Reconciliation Act of 1993 .....	2900-AH02
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3512	Veterans' Education: Waiver of Two-Year Operation Requirement .....	2900-AH06
3513	Exclusions From Income (RECA payments) .....	2900-AH12
3514	Vocation Rehabilitation: Increase in Rates of Subsistence Allowance Payable .....	2900-AH17
3515	Compensation for Certain Undiagnosed Illnesses .....	2900-AH35
3516	Department of Veterans Affairs Acquisition Regulation—Service Contracting .....	2900-AC86
3517	Acquisition Regulation: Contractor Qualifications .....	2900-AE16
3518	Department of VA Acquisition Regulation—Changes to Synopsizing Procedures, Bond Requirements, Procurement of Architect-Engineer Services, & Contract Clauses .....	2900-AG40
3519	Department of Veterans Affairs Acquisition Regulation—Contract Modification .....	2900-AG64
3520	Department of Veterans Affairs Acquisition Regulation—Department of Veterans Affairs Acquisition Regulations System .....	2900-AG66
3521	Appeals Regulations; Rules of Practice .....	2900-AF54
3522	Rules of Practice; Representation .....	2900-AG08
3523	Appeals Regulations; Rules of Practice .....	2900-AG09
3524	New Restrictions on Lobbying .....	2900-AE74
3525	Revocation of Delegation To Issue Subpoenas Pursuant to 38 USC 3311 and Specify Permissible Methods of Service .....	2900-AE77
3526	Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments (Thresholds) .....	2900-AH26
3527	Release of VA Lists of Names and Addresses and Penalty Procedures for Unauthorized Use .....	2900-AC63
3528	Standards for Program Evaluation .....	2900-AE30

## DEPARTMENT OF VETERANS AFFAIRS (VA)

## Prerule Stage

VETERANS HEALTH  
ADMINISTRATION3378. AID TO STATES FOR CARE OF  
VETERANS IN STATE HOMES AND  
GRANTS TO STATES FOR  
CONSTRUCTION OR ACQUISITION OF  
STATE HOME FACILITIES

Priority: Other Significant

Legal Authority: 38 USC 1741; 38 USC  
1742; 38 USC 1743; 38 USC 8131; 38  
USC 8132; 38 USC 8133; 38 USC 8134;38 USC 8135; 38 USC 8136; 38 USC  
8137CFR Citation: 38 CFR 17.165; 38 CFR  
17.166; 38 CFR 17.167; 38 CFR 17.183

Legal Deadline: None

Abstract: Several laws have been  
enacted since the last revision and  
update of the regulations governing the  
State Home Per Diem Program. Among  
them is Public Law 100-322 which  
provided the Secretary, Department of  
Veterans Affairs, to evaluate per diem  
rates annually and increase asappropriate; the rates may not exceed  
the percentage increase in VA general  
hospitals. Numerous other changes and  
updates are needed to assist the States  
in recognition of State homes, various  
options for operating State homes such  
as contracting or leasing and  
clarification of States' responsibilities  
for providing financial support for the  
operation, opening of beds, after  
completing construction in which VA  
provided up to 65 percent of the cost.  
Timeframes for opening beds and  
clarification of assurance of financial

VA

Prerule Stage

support needs to be documented. Current regulations will be updated and revised to accomplish these purposes. Additionally updates are necessary for the State Home Construction Program. Public Law 102-585 amended the time for conditional grant approvals, prohibits obligation of funds for rescinded projects during the same fiscal year, defined the date the recapture period (cont)

**Timetable:**

Action	Date	FR Cite
ANPRM	11/00/95	
NPRM	05/00/96	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Additional Information:** ABSTRACT CONT: begins, and provides for retroactive per diem payment after completion of recognition inspection. Further, the Life Safety Code requires updating to the 1993 edition and various other technical and editorial changes need to be made.

**Agency Contact:** L. Nan Stout, Chief, State Home Per Diem Program or Chief State Home Construction Grant Prog., Department of Veterans Affairs, Veterans Health Administration (114B), 810 Vermont Avenue NW., Washington, DC 20420, 202 535-7538

**RIN:** 2900-AE87

### VETERANS BENEFITS ADMINISTRATION

#### 3379. EMPLOYEE FIDUCIARIES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 501(a)

**CFR Citation:** 38 CFR 0.735-21

**Legal Deadline:** None

**Abstract:** The existing regulation falls under the general rules of conduct for employees. The intended change will bar most employees from becoming fiduciaries for beneficiaries of Department of Veterans Affairs benefits and establish an exemption to the bar under a limited number of circumstances such as when the employee is a close relative.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Ronald Weaver, Program Analyst (274), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, 202 275-5249

**RIN:** 2900-AB50

#### 3380. REVISION OF DECISIONS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 501(a)

**CFR Citation:** 38 CFR 3.105(a)

**Legal Deadline:** None

**Abstract:** To amend adjudication regulations concerning revision of decisions based upon clear and

unmistakable error to clarify that the scope of the regulation is limited to the review of Regional Office decisions that have not been affirmed by a decision of the Board of Veterans Appeals.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Don England, Consultant, Regulations Staff (211B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, 202 273-7212

**RIN:** 2900-AG32

### OFFICE OF THE GENERAL COUNSEL

#### 3381. DELEGATION OF SUBPOENA AUTHORITY AND DESCRIPTION OF MEANS OF SERVICE

**Priority:** Other Significant

**Legal Authority:** 38 USC 501; 38 USC 1711

**CFR Citation:** 38 CFR 2.1

**Legal Deadline:** None

**Abstract:** Clarify authority for use of subpoena power and means of service.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Greg Burke, Attorney (023B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, 202 273-6339

**RIN:** 2900-AH00

## DEPARTMENT OF VETERANS AFFAIRS (VA)

Proposed Rule Stage

### VETERANS HEALTH ADMINISTRATION

#### 3382. DISPOSITION OF VETERAN'S PERSONAL FUNDS AND EFFECTS ON FACILITY UPON DEATH, OR DISCHARGE, OR UNAUTHORIZED ABSENCE, AND OF FUNDS AND EFFECTS FOUND ON FACILITY

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 210(c)

**CFR Citation:** 38 CFR 12.0 to 12.24

**Legal Deadline:** None

**Abstract:** Section 208 of Public Law 94-581 provides that unclaimed property or funds and effects left by a dependent or survivor of a veteran receiving medical care at a Department of Veterans Affairs facility as a CHAMPVA beneficiary will be disposed of in the same or similar manner as such property left by a veteran. Also, estates of dependents or survivors of a veteran who dies intestate and without legal heirs while a patient in any Department of Veterans

Affairs facility or any hospital, while being furnished care or treatment therein by VA, will escheat to the U.S. Government. Some of these regulations have not been updated since 1948; therefore, editorial changes will be made which will not affect policy.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

VA

Proposed Rule Stage

**Agency Contact: Roscoe Butler,**  
Medical Administration Program  
Specialist, Policies and Procedures  
(161B1), Department of Veterans  
Affairs, Veterans Health  
Administration, 810 Vermont Avenue  
NW., Washington, DC 20420, **202 535-  
7390**

**RIN: 2900-AB61**

### 3383. CHAMPVA REGULATIONS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 1713

**CFR Citation:** 38 CFR 17.54 to 17.54f

**Legal Deadline:** None

**Abstract:** Title 38, CFR, part 17, section 17.54, sets forth the basic policies and procedures governing the administration of the CHAMPVA program. This proposed revision to 38 CFR 17.54 would incorporate revised CHAMPVA claims processing procedures and define benefits and services for this program. These proposed regulations will not have an effect on the economy, state or local government agencies or geographic regions, nor result in increases in costs, because the monetary impact would be insignificant. This regulatory action is important because current regulations describe the CHAMPVA program in terms of the initial agreement between VA and DoD (since modified) and do not address the program changes initiated by VA to centralize all CHAMPVA activities. The proposed regulations address the CHAMPVA Center's new role in program administration, including absorption of the previously contracted-out claims processing activities.

#### Timetable:

Action	Date	FR Cite
NPRM	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact: Lyle Durbin,** Chief,  
Office of Program Development,  
Administrative Services Officer (161),  
Department of Veterans Affairs,  
Veterans Health Administration, 810  
Vermont Avenue NW., Washington, DC  
20420, **303 782-3866**

**RIN: 2900-AE64**

### 3384. VA HOMELESS PROVIDERS GRANT AND PER DIEM PROGRAM

**Priority:** Other Significant

**Legal Authority:** PL 102-590, sec 3; PL  
102-590, Sec 4; 38 USC 7721

**CFR Citation:** 38 CFR 17.700

**Legal Deadline:** NPRM, Statutory,  
February 1, 1994.

**Abstract:** As many as 250,000 veterans are homeless, and many more are homeless at some point during the year. Many others are at risk because of poverty, chronic illnesses or dismal living conditions. Most are single males; about 40 percent suffer from severe mental illness and (with overlap) about half have substance abuse problems. PL 102-590 authorizes VA to assist public or nonprofit private entities in developing new programs or supportive services and supportive housing for homeless veterans through altering or constructing facilities; or to purchase vans. It also allows VA to make per diem payments for the care of homeless veterans or to provide in-kind assistance. These combined efforts will facilitate the development and continuance of effective solutions to the plight of homeless veterans. To maximize utilization of funding for this program, the final rule provides for monitoring and evaluation of projects that receive VA funding. Approximately \$5 million is available in fiscal year 1994 for this program.

#### Timetable:

Action	Date	FR Cite
NPRM	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact: Roger J. Casey**  
(111C), Homeless Specialist,  
Department of Veterans Affairs,  
Veterans Health Administration, 810  
Vermont Avenue NW., Washington, DC  
20420, **202 535-7313**

**RIN: 2900-AG91**

### VETERANS BENEFITS ADMINISTRATION

#### 3385. 1. VETERANS SERVICES OFFICER (VSO) TO SELECT AND APPOINT OR RECOMMEND FOR APPOINTMENT THE PERSON OR LEGAL ENTITY TO RECEIVE BENEFITS IN A FIDUCIARY CAPACITY 2. DIRECT PAYMENT

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 5502

**CFR Citation:** 38 CFR 13.55; 38 CFR  
13.56

**Legal Deadline:** None

**Abstract:** 38 CFR 13.55 authorizes the VSO to select and appoint a fiduciary and defines the types of payees authorized to receive payments in fiduciary cases. The intended change updates the authority language to more closely reflect changes to 38 USC 5502; removes gender specific terminology and reference to mental illness; and, further clarifies the types of payees available for selection. 38 CFR 13.56 defines classes of beneficiaries who may be paid directly. The intended change clarifies the conditions for direct payment.

#### Timetable:

Action	Date	FR Cite
NPRM	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact: Ronald Weaver,**  
Program Analyst (274), Department of  
Veterans Affairs, Veterans Benefits  
Administration, 810 Vermont Avenue  
NW., Washington, DC 20420, **202 275-  
5249**

**RIN: 2900-AB75**

#### 3386. 1. PAYMENT TO THE WIFE OR HUSBAND OF AN INCOMPETENT VETERAN 2. LEGAL CUSTODIAN

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 5502

**CFR Citation:** 38 CFR 13.57; 38 CFR  
13.58

**Legal Deadline:** None

**Abstract:** 38 CFR 13.57 specifies types of Department of Veterans Affairs benefits that may be paid to spouse payee. The intended change broadens the class of payments to include

VA

Proposed Rule Stage

Department of Veterans Affairs insurance. 38 CFR 13.58 explains in part duties expected of a legal custodian. Upon request the legal custodian may be required to divulge any information in the possession of the legal custodian about all income and assets available to the beneficiary.

**Timetable:**

Action	Date	FR Cite
NPRM	11/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Ronald Weaver, Program Analyst (274), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, 202 275-5249

**RIN:** 2900-AB76

### 3387. APPORTIONMENT OF BENEFITS TO DEPENDENTS; PAYMENT OF COST OF VETERAN'S MAINTENANCE IN INSTITUTION; RECOMMENDATION FOR PAYMENT

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 501(a); 38 USC 5502; 38 USC 5503; PL 98-543, Sec 402

**CFR Citation:** 38 CFR 13.70; 38 CFR 13.71; 38 CFR 13.74

**Legal Deadline:** None

**Abstract:** 38 CFR 13.70 defines the conditions under which the Veterans Services Officer may recommend an apportionment of benefits to dependents. The proposed amendment will clarify these conditions. The amendment will also remove a reference to mental illness as the sole criterion for a rating of incompetency.

38 CFR 13.71 is to be amended to make clear that the signing of an institutional award agreement does not waive an institution's right to claim payments under 38 USC 641. This action is the result of an unpublished General Counsel opinion.

38 CFR 13.74 is based on the provisions of 38 USC sec. 3203(b) (1)(A); however, where the law refers to more than one type of institutional care, the regulation refers only to instances of hospitalization. This would seem to preclude application of the regulation when veterans are in State-run nursing homes or other institutions

operated by the United States or a political subdivision. The Department of Veterans Affairs, therefore, proposes to correct this defect by substituting the terms "institution" and "institutionalization" where appropriate.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** State

**Agency Contact:** Ronald C. Weaver, Program Analyst (274), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, 202 275-5249

**RIN:** 2900-AC10

### 3388. SCHEDULE FOR RATING DISABILITIES—THE ORTHOPEDIC SYSTEM

**Priority:** Other Significant

**Legal Authority:** 38 USC 1155

**CFR Citation:** 38 CFR 4.71(a)

**Legal Deadline:** None

**Abstract:** These amendments will contain additions, deletions and revisions of terminology resulting from a systematic review of the medical criteria used to evaluate disabilities of the orthopedic system.

**Timetable:**

Action	Date	FR Cite
ANPRM	12/28/90	55 FR 53315
ANPRM Comment	02/26/91	
Period End		
NPRM	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** John L. Roberts, Consultant, Regulations Staff (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, 202 273-7212

**RIN:** 2900-AE91

### 3389. SCHEDULE FOR RATING DISABILITIES—MENTAL DISORDERS

**Priority:** Other Significant

**Legal Authority:** 38 USC 1155

**CFR Citation:** 38 CFR 4.125; 38 CFR 4.126; 38 CFR 4.127; 38 CFR 4.128; 38 CFR 4.129; 38 CFR 4.130; 38 CFR 4.131; 38 CFR 4.132

**Legal Deadline:** None

**Abstract:** These amendments will contain additions, deletions and revisions of terminology resulting from a systematic review of the medical criteria used to evaluate mental disorders.

**Timetable:**

Action	Date	FR Cite
ANPRM	05/02/91	56 FR 20170
ANPRM Comment	07/01/91	
Period End		
NPRM	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Carol McBrine, MD, Consultant, Regulations Staff (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, 202 273-7212

**RIN:** 2900-AF01

### 3390. SCHEDULE FOR RATING DISABILITIES—NEUROLOGICAL CONDITIONS AND CONVULSIVE DISORDERS

**Priority:** Other Significant

**Legal Authority:** 38 USC 1155

**CFR Citation:** 38 CFR 4.120; 38 CFR 4.121; 38 CFR 4.122; 38 CFR 4.123; 38 CFR 4.124; 38 CFR 4.124a

**Legal Deadline:** None

**Abstract:** These amendments will contain additions, deletions, and revisions of terminology resulting from a systematic review of the medical criteria used to evaluate disabilities of the neurological system.

**Timetable:**

Action	Date	FR Cite
ANPRM	05/02/91	56 FR 20169
ANPRM Comment	07/01/91	
Period End		
NPRM	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Carol McBrine, MD, Consultant, Regulations Staff (211B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, 202 273-7212

**RIN:** 2900-AF23

VA

Proposed Rule Stage

**3391. SCHEDULE FOR RATING DISABILITIES—DIGESTIVE SYSTEM****Priority:** Other Significant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 4.114**Legal Deadline:** None

**Abstract:** These amendments will contain additions, deletions, and revisions of terminology resulting from a systematic review of the medical criteria used to evaluate disabilities of the digestive system.

**Timetable:**

Action	Date	FR Cite
ANPRM	05/02/91	56 FR 20168
ANPRM Comment	07/01/91	
Period End		
NPRM	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** John L. Roberts, Consultant, Regulations Staff (211B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AF24**3392. REDUCTION OF DEBT THROUGH THE PERFORMANCE OF WORK-STUDY SERVICES****Priority:** Other Significant**Legal Authority:** PL 102-16**CFR Citation:** 38 CFR 1.912b**Legal Deadline:** None

**Abstract:** There is a section of PL 102-16 which is designed to eliminate some VA debts. The Secretary of Veterans Affairs is given the authority to enter into an agreement with an individual who has incurred an overpayment of VA educational or rehabilitation benefits. Pursuant to the agreement the individual may reduce the resulting debt through performance of work-study services. The law gives VA considerable latitude in administering this program. The regulation will state the way in which VA will implement this provision of law.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and

Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AF29**3393. RESERVISTS' EDUCATION; THE PERSIAN GULF CONFLICT SUPPLEMENTAL AUTHORIZATION AND PERSONNEL BENEFITS ACT OF 1991 AND THE MONTGOMERY GI BILL—SELECTED RESERVE****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 102-25**CFR Citation:** 38 CFR 21.7636**Legal Deadline:** None

**Abstract:** The Persian Gulf War Veterans' Benefits Act of 1991 provides increases in the full-time, three-quarter-time and half-time rate of educational assistance payable to someone pursuing a program of education under the Montgomery GI Bill--Selected Reserve. These increases are effective October 1, 1991. This will implement that increase. VA is also authorized by law to set by regulation the amount of monthly educational assistance payable to someone who is pursuing a program of education at quarter-time under the Montgomery GI Bill, Selected Reserve. VA will propose making a proportional increase in the quarter-time rate.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AF33**3394. RESERVISTS' EDUCATION; COMMENCING DATE OF AWARD OF EDUCATIONAL ASSISTANCE****Priority:** Substantive, Nonsignificant**Legal Authority:** 10 USC 2136**CFR Citation:** 38 CFR 21.7631**Legal Deadline:** None

**Abstract:** In VA's response to the final report of the Commission to Assess

Veterans' Education Policy, VA stated it would make various changes in response to the Commission's recommendations. These regulatory changes will include amendments to adjust the beginning dates of awards of educational assistance. This purpose will implement the commitments VA made in its response with respect to the Montgomery GI Bill--Selected Reserve.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AF74**3395. VETERANS' EDUCATION; SUSPENSION AND DISCONTINUANCE OF PAYMENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 3690

**CFR Citation:** 38 CFR 21.4133; 38 CFR 21.4134; 38 CFR 21.4135; 38 CFR 21.4146; 38 CFR 21.4152; 38 CFR 21.4202; 38 CFR 21.4207; 38 CFR 21.4208; 38 CFR 21.4210; 38 CFR 21.4211; 38 CFR 21.4212; 38 CFR 21.4213; 38 CFR 21.4214; 38 CFR 21.4215; 38 CFR 21.4216

**Legal Deadline:** None

**Abstract:** Under certain conditions VA can suspend or discontinue payments of educational assistance to individuals even though the course in which they are enrolled is approved for VA training. Current regulations provide for a review of the circumstances at the local VA facility and another de novo review at VA Central Office. The proposal would gather in one place the procedures which VA follows in deciding whether to suspend or discontinue payments; would make a part of the Code of Federal Regulations the rules at the hearing which may be conducted in making this decision; and would eliminate the de novo Central Office review.

VA

Proposed Rule Stage

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	

**Small Entities Affected:** Businesses**Government Levels Affected:** None

**Agency Contact:** June Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AF85

**3396. VETERANS' EDUCATION; SUSPENSION AND DISCONTINUANCE OF PAYMENTS UNDER THE POST-VIETNAM ERA VETERANS' EDUCATIONAL ASSISTANCE PROGRAM**

**Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 3690**CFR Citation:** 38 CFR 21.5130; 38 CFR 21.5200**Legal Deadline:** None

**Abstract:** VA will propose regulations which will gather in one place the procedures VA follows in deciding whether to suspend or discontinue payments. This will require revisions to the regulations governing the Post-Vietnam Era Veterans' Educational Assistance Program so that references to the sections concerned with suspension and discontinuance of educational assistance will be correct.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AG04

**3397. RESERVISTS' EDUCATION; SUSPENSION AND DISCONTINUANCE OF PAYMENTS UNDER THE MONTGOMERY GI BILL—SELECTED RESERVE**

**Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 3690**CFR Citation:** 38 CFR 21.7633; 38 CFR 21.7635; 38 CFR 21.7658**Legal Deadline:** None

**Abstract:** VA will propose regulations which will gather in one place the procedures VA follows in deciding whether to suspend or discontinue payments of educational assistance. This will require revisions to the regulations governing the Montgomery GI Bill, Selected Reserve so that references to the sections concerned with the suspension and discontinuance of educational assistance will be correct.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	

**Small Entities Affected:** Businesses**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AG05

**3398. VETERANS' EDUCATION; IMPLEMENTATION OF THE VETERANS' BENEFITS ACT OF 1992 AND THE NATIONAL DEFENSE AUTHORIZATION ACT FOR 1993**

**Priority:** Other Significant**Legal Authority:** PL 102-484; PL 102-568

**CFR Citation:** 38 CFR 21.3145; 38 CFR 21.4131; 38 CFR 21.4135; 38 CFR 21.4233; 38 CFR 21.4234; 38 CFR 21.4252; 38 CFR 21.4253; 38 CFR 21.4254; 38 CFR 21.4265; 38 CFR 21.4267; 38 CFR 21.4270; 38 CFR 21.4271; 38 CFR 21.4272; 38 CFR 21.4273; 38 CFR 21.4280

**Legal Deadline:** None

**Abstract:** The Veterans' Benefits Act of 1992 contains many provisions which affect the educational programs VA administers. Among these is a change

in the rate of payment made to individuals who are pursuing independent study, a change in the eligibility rules for veterans and servicemembers receiving educational assistance under the Montgomery GI Bill, Active Duty. The National Defense Authorization Act for fiscal year 1993 also contains provisions which affect the Montgomery GI Bill, Active Duty. For example, certain individuals who have voluntarily separated from the military are given an opportunity to become eligible for the Montgomery GI Bill, Active Duty. These regulations will implement these Acts with respect to the Montgomery GI Bill, Active Duty and Dependents' Educational Assistance.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AG22

**3399. VETERANS' EDUCATION; VETERANS' BENEFITS ACT OF 1992 AND THE NATIONAL DEFENSE AUTHORIZATION ACT OF 1993 IN THE POST-VIETNAM ERA VETERANS' EDUCATIONAL ASSISTANCE PROGRAM**

**Priority:** Substantive, Nonsignificant**Legal Authority:** PL 102-484; PL 102-568

**CFR Citation:** 38 CFR 21.5023; 38 CFR 21.5058; 38 CFR 21.5145; 38 CFR 21.5232; 38 CFR 21.5250; 38 CFR 21.5270

**Legal Deadline:** None

**Abstract:** The Veterans' Benefits Act of 1992 contains some provisions which affect the educational programs VA administers. Among these are changes affecting measurement of courses and VA's work-study program. The National Defense Authorization Act for fiscal year 1993 permits certain voluntarily separated veterans who contributed to the VEAP fund to instead receive benefits under the Montgomery GI Bill,

VA

Proposed Rule Stage

Active Duty. These regulations will implement these two laws with respect to VEAP.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AG23

**3400. RESERVISTS' EDUCATION; IMPLEMENTATION OF THE VETERANS' BENEFITS ACT OF 1992 AND THE NATIONAL DEFENSE AUTHORIZATION ACT OF 1993**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** PL 102-484; PL 102-568

**CFR Citation:** 38 CFR 21.7520; 38 CFR 21.7550; 38 CFR 21.7620; 38 CFR 21.7631; 38 CFR 21.7635; 38 CFR 21.7636; 38 CFR 21.7639; 38 CFR 21.7642; 38 CFR 21.7645; 38 CFR 21.7670; 38 CFR 21.7672; 38 CFR 21.7673; 38 CFR 21.7700; 38 CFR 21.7720; 38 CFR 21.7722

**Legal Deadline:** None

**Abstract:** The Veterans' Benefits Act of 1992 contains many provisions which affect the educational programs VA administers. Among these is a change in advance payment of work-study allowance and a prohibition against paying educational assistance to individuals who are pursuing a nonaccredited independent study program. The National Defense Authorization Act for fiscal year 1993 also contains provisions which affect the Montgomery GI Bill, Selected Reserve. For example, certain individuals who must leave the Selected Reserve because their units have been inactivated will retain eligibility for the Montgomery GI Bill, Selected Reserve. This proposal will acquaint the public with the way in which VA will implement these Acts with respect to the Montgomery GI Bill, Selected Reserve.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AG24

**3401. VETERANS' TRAINING UNDER THE SERVICE MEMBERS OCCUPATIONAL CONVERSION AND TRAINING ACT**

**Priority:** Other Significant

**Legal Authority:** PL 102-484

**CFR Citation:** 38 CFR 21.4800; 38 CFR 21.4802; 38 CFR 21.4810; 38 CFR 21.4812; 38 CFR 21.4820; 38 CFR 21.4822; 38 CFR 21.4823; 38 CFR 21.4824; 38 CFR 21.4830; 38 CFR 21.4832; 38 CFR 21.4834; 38 CFR 21.4840; 38 CFR 21.4842; 38 CFR 21.4844; 38 CFR 21.4850

**Legal Deadline:** None

**Abstract:** The Service Members Occupational Conversion and Training Act of 1992 established a job training program for recently discharged veterans. That act authorizes the Secretary of Defense to delegate some of the responsibility for implementing it to either the Secretary of Veterans Affairs or the Secretary of Labor, or both. The Secretary of Defense has done this. These regulations will acquaint the public with the way in which VA will implement the responsibilities which have been delegated to the Secretary of Veterans Affairs.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	

**Small Entities Affected:** Businesses, Organizations

**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810

Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AG56

**3402. DISABILITY OR DEATH DUE TO HOSPITALIZATION, ETC**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 501(a); 38 USC 1151

**CFR Citation:** 38 CFR 3.800(a)

**Legal Deadline:** None

**Abstract:** This amendment will remove any possible inconsistency in the regulations and make clear that compensation can be paid for a disability resulting from VA examination itself. A disability is not automatically compensable just because it is incurred after the veteran has reported for the examination.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Paul Trowbridge, Consultant, Regulations Staff (211b), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AG84

**3403. RESERVISTS' EDUCATION; IMPLEMENTATION OF THE DEPARTMENT OF DEFENSE AUTHORIZATION ACT FOR 1994**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** PL 103-160

**CFR Citation:** 38 CFR 21.7540; 38 CFR 21.7670; 38 CFR 21.7722

**Legal Deadline:** None

**Abstract:** The Department of Defense Authorization Act for 1994 contains a provision permitting graduate training under the Montgomery GI Bill, Selected Reserve. Several regulations governing that program have to be amended to bring them into agreement with the new provision of the law.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

VA

Proposed Rule Stage

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AG96

**3404. FURTHER INCREASES IN RATES PAYABLE IN THE EDUCATIONAL ASSISTANCE TEST PROGRAM**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 10 USC 2145

**CFR Citation:** 38 CFR 21.5820; 38 CFR 21.5822

**Legal Deadline:** None

**Abstract:** The law provides that rates of substance allowance and educational assistance payable under the Educational Assistance Test Program shall be adjusted annually based upon the average cost of attendance at public institutions of higher education in the twelve-month period since the rates were last adjusted. After consultation with the Department of Education, the Department of Defense has concluded that the rates for the 1991-92 academic year should be increased by 6% over the rates payable for the 1990-91 academic year; the rates for the 1992-93 academic year should be increased by 8% over the rates payable for the 1991-92 academic year; the rates for the 1993-94 academic year should be increased by 7% over the rates payable for the 1992-93 academic year; and the rates for the 1994-95 academic year should be increased by 8% over the rates payable for the 1993-94 academic year. The regulations dealing with these rates will be adjusted accordingly.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Ave. NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AG98

**3405. VETERANS EDUCATION: QUALIFYING FOR THE MONTGOMERY GI BILL - ACTIVE DUTY THROUGH SERVICE IN THE SELECTED RESERVES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 3012

**CFR Citation:** 38 CFR 21.7042; 38 CFR 21.7044

**Legal Deadline:** None

**Abstract:** An individual may qualify for benefits under the Montgomery GI Bill - Active Duty by serving at least two years of continuous active duty in the Armed Forces characterized by the Secretary concerned as honorable service, and, after completion of active duty service, serving at least four continuous years in the Selected Reserve. The law requires that the service in the Selected Reserve begin within one year of the individual's release from active duty, but this requirement is not stated in the Code of Regulations. This omission has caused some confusion among users of the regulations. This proposal should eliminate the confusion.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Ave. NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AH08

**3406. DETERMINATION OF INCOMPETENCY AND COMPETENCY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 1155

**CFR Citation:** 38 CFR 3.353

**Legal Deadline:** None

**Abstract:** Concurrence of the VSO is no longer required before the Rating Board makes a decision regarding competency of the veteran.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Paul Trowbridge, Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Ave. NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AH10

**3407. VETERANS EDUCATION: TIME LIMITS FOR MATRICULATION**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 3452

**CFR Citation:** 38 CFR 21.4252

**Legal Deadline:** None

**Abstract:** In order to receive educational assistance under the programs administered by VA individuals must be pursuing a program of education. To ensure that this is the case for degree-seeking students, VA has required that the student matriculate within the first two terms, quarters or semesters following admission to the student's institution of higher learning. This proposal will liberalize that requirement.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** June Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AH13

**3408. VETERANS EDUCATION: INCREASE IN RATES PAYABLE UNDER THE MONTGOMERY GI BILL ACTIVE DUTY, 1994-95**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 3015

**CFR Citation:** 38 CFR 21.7136; 38 CFR 21.7137

**Legal Deadline:** None

**Abstract:** By statute veterans and servicemembers pursuing a program of education under the Montgomery GI Bill, Active Duty are entitled to receive an increase in the monthly rate of basic educational assistance effective October

VA

Proposed Rule Stage

1 of each year. The increase to take effect on October 1, 1994, is one-half the increase in the consumer price index (U) from June 1993 to June 1994, or 1.25 percent. These amended regulations will implement the increase due October 1, 1994, for the Montgomery GI Bill, Active Duty.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** June C. Shaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AH14

### 3409. RESERVIST EDUCATION: INCREASE IN RATES PAYABLE UNDER THE MONTGOMERY GI BILL—SELECTED RESERVE

**Priority:** Substantive, Nonsignificant**Legal Authority:** 10 USC 2131**CFR Citation:** 38 CFR 21.7636**Legal Deadline:** None

**Abstract:** By statute reservists pursuing a program of education under the Montgomery GI Bill Selected Reserve are entitled to receive an increase in the monthly rate of basic educational assistance effective October 1 of each year. The increase to take effect on October 1, 1994, is one-half of the increase in the consumer price index from June 1993 to June 1994, or 1.25 percent. These amended regulations will implement the increase due October 1, 1994, for the Montgomery GI Bill--Selected Reserve.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AH15

### 3410. ELIGIBILITY REPORTING REQUIREMENTS

**Priority:** Other Significant**Legal Authority:** 38 USC 501(a)**CFR Citation:** 38 CFR 3.256**Legal Deadline:** None

**Abstract:** To exempt from the requirements to file an EVR on an annual basis those recipients with verified Social Security Numbers who previously have reported to VA no income or only Social Security income, unless there is reason to believe there is income from other sources.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Paul Trowbridge, Consultant (211B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7210**

**RIN:** 2900-AH18

### 3411. INDIVIDUAL UNEMPLOYABILITY

**Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 4.16**Legal Deadline:** None

**Abstract:** To amend the Schedule for Rating Disabilities as it addressed the issue of individual unemployability in order to establish a more objective standard for making unemployability determinations.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Steven Thornberry, Consultant (211B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7210**

**RIN:** 2900-AH21

### 3412. LOAN GUARANTY: AUTHORITY TO CLOSE VA-GUARANTEED LOANS ON AN AUTOMATIC BASIS, WITHDRAWAL OF AUTOMATIC PROCESSING AUTHORITY AND ELIMINATION OF LATE REPORTING WAIVERS

**Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 501; 38 USC 3702(d)(3); 38 USC 3702(e)**CFR Citation:** 38 CFR 36.4348; 38 CFR 36.4349; 38 CFR 36.4303(a); 38 CFR 36.4303(d); 38 CFR 36.4335(a)**Legal Deadline:** None

**Abstract:** VA is proposing to amend its loan guaranty regulations regarding criteria used to approve non-supervised lenders to process VA-guaranteed loans on the automatic basis. The Department is considering changes in the following requirements for lender participation in the automatic authority program: lender experience, working capital, lines of credit, and VA-approved underwriter eligibility and training. The Department is also considering changes in the regulation regarding annual recertification of lenders and standards for withdrawal of automatic authority. VA is also proposing to amend the requirements pertaining to lenders reporting of VA-guaranteed loans to the Secretary within 60 days following full disbursement. The revised regulation will provide that if the lender does not report the loan within 60 days, their report must be accompanied by a statement signed by a corporate officer of the lending institution, certifying that the loan is current and offering an explanation for the late reporting. This change will eliminate the current requirement for VA regional office to go through the formality of making a decision on (cont)

**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** None

**Additional Information:** ABSTRACT CONT: whether or not to waive the requirement and instead either issue the guaranty or not as appropriate under the circumstances.

**Agency Contact:** Judith Caden, Assistant Director, Loan Policy, Department of Veterans Affairs, 810

VA

Proposed Rule Stage

Vermont Avenue NW., Washington, DC 20420, **202 273-7368**

RIN: 2900-AH23

**3413. • VETERANS EDUCATION: IMPLEMENTATION OF THE VETERANS BENEFITS IMPROVEMENT ACT OF 1994**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** PL 103-466; PL 103-337

**CFR Citation:** 38 CFR 21.3333; 38 CFR 21.4137; 38 CFR 21.4152; 38 CFR 21.4155; 38 CFR 21.4200; 38 CFR 21.4201; 38 CFR 21.4252; 38 CFR 21.4256; 38 CFR 21.4260; 38 CFR 21.4279; 38 CFR 21.7020; 38 CFR 21.7045; 38 CFR 21.7120; 38 CFR 21.4820; 38 CFR 21.4822

**Legal Deadline:** None

**Abstract:** The Veterans Benefits Improvement Act of 1994 and the National Defense Authorization Act for Fiscal Year 1995 contain provisions that affect the various education programs VA administers. This includes making flight training a permanent part of many of these programs and providing for approval of courses leading to alternate teacher certification. This proposal will acquaint the public with the way in which VA will implement these programs.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

RIN: 2900-AH31

**3414. • VETERAN EDUCATION: COURSE MEASUREMENT AND EFFECTIVE DATE FOR THE AWARD OF EDUCATIONAL ASSISTANCE**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** PL 103-446; PL 103-337

**CFR Citation:** 38 CFR 21.4273; 38 CFR 21.7131

**Legal Deadline:** None

**Abstract:** The Veterans Benefits Act of 1992 contains many provisions that affect the educational programs VA administers. The National Defense Authorization Act for Fiscal Year 1993 contains a provision that affects the eligibility of voluntarily discharged individuals for the Montgomery GI Bill--Active Duty. This proposal includes revised regulations governing the Montgomery GI Bill--Active Duty needed to implement a portion of those Acts and, thus, will acquaint the public with the way VA intends to administer certain provisions of those Acts.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

RIN: 2900-AH39

**3415. • SC FOR DENTAL DISABILITIES**

**Priority:** Other Significant

**Legal Authority:** 38 USC 1151

**CFR Citation:** 38 CFR 3.381

**Legal Deadline:** None

**Abstract:** To clarify the term "reasonable period of service" (Manio v. Brown)

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Lorna Weston, Consultant (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Ave. NW., Washington, DC 20420, **202 273-7212**

RIN: 2900-AH41

**3416. • MEDICAL EVIDENCE**

**Priority:** Other Significant

**Legal Authority:** 38 USC 1151

**CFR Citation:** 38 CFR 3.1000

**Legal Deadline:** None

**Abstract:** To clarify the definition of medical evidence on file at time of death (Hayes v. Brown).

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Lorna Weston, Consultant (211B), Department of Veterans Affairs, 810 Vermont Ave. NW., Washington, DC 20420, **202 273-7212**

RIN: 2900-AH42

**3417. • VISION**

**Priority:** Other Significant

**Legal Authority:** 38 USC 1151

**CFR Citation:** 38 CFR 4.75

**Legal Deadline:** None

**Abstract:** To amend the vision portion of the rating schedule to provide current medical terminology, clarify ambiguous evaluation criteria and add medical conditions not presently in the rating schedule.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** John Roberts, Consultant (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Ave. NW., Washington, DC 20420, **202 273-7212**

RIN: 2900-AH43

**3418. • EXAMINATIONS**

**Priority:** Other Significant

**Legal Authority:** 38 USC 5125

**CFR Citation:** 38 CFR 3.326

**Legal Deadline:** None

**Abstract:** The Department of Veterans Affairs is proposing to amend its adjudication regulations regarding when a VA medical examination will be authorized and when a compensation or pension claim may be raised without a VA examination. Recent legislation and regulatory

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changes have expanded the number of situations in which a claim may be based without a VA examination. The intended effect of the proposal is to rewrite the examination rule for clarity.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Paul Trowbridge, Consultant, Department of Veterans Affairs, Veterans Benefits Administration (211B), 810 Vermont Avenue NW., Washington, DC 20420, 202 273-7210

**RIN:** 2900-AH48

#### OFFICE OF ACQUISITION AND MATERIEL MANAGEMENT

#### 3419. • DEPARTMENT OF VETERANS AFFAIRS ACQUISITION REGULATION (VAAR): PART 801, VETERANS AFFAIRS ACQUISITION REGULATION SYSTEM

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 501

**CFR Citation:** 48 CFR 801

**Legal Deadline:** None

**Abstract:** This rule will revise the dollar thresholds specified in VAAR 801.602-70, legal/technical review requirements to be met prior to contract execution. Many of the dollar thresholds are unrealistically low, given the economy and the volume of contractual actions VA contracting officers execute. These dollar thresholds hinder the ability of VA contracting officers to execute many of the documents and award contracts in a timely manner. This rule is consistent with the Department's goal of enhancing its competitiveness in the health care industry and this administration's commitment to streamline the bureaucracy.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sherry Patton (95A), Senior Procurement Analyst, Department of Veterans Affairs, Ofc. of

Acquisition & Material Management, 810 Vermont Avenue NW., Washington, DC 20420, 202 523-3424

**RIN:** 2900-AH28

#### BOARD OF VETERANS APPEALS

#### 3420. RULES OF PRACTICE: MEDICAL OPINIONS

**Priority:** Other Significant

**Legal Authority:** 38 USC 5107(a)

**CFR Citation:** 38 CFR 20.901; 38 CFR 20.903

**Legal Deadline:** None

**Abstract:** The Board of Veterans' Appeals will revise its Rules of Practice concerning obtaining medical opinions to include its practice of obtaining medical opinions from physicians who are medical advisers to the Board. No other alternatives are available. This revision will not entail any costs normally associated with drafting, agency review, and publication. The benefit will be increased clarification of the sources of medical opinions available to the Board.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Steven L. Keller, Counsel to the Chairman (01C), Department of Veterans Affairs, Board of Veterans Appeals, 810 Vermont Avenue NW., Washington, DC 20420, 202 233-2978

**RIN:** 2900-AG90

#### 3421. APPEALS REGULATIONS: RULES OF PRACTICE; BOARD OF VETERANS' APPEALS ADMINISTRATIVE PROCEDURES IMPROVEMENT ACT OF 1994

**Priority:** Substantive, Nonsignificant

**Legal Authority:** PL 103-271

**CFR Citation:** 38 CFR 19; 38 CFR 20

**Legal Deadline:** None

**Abstract:** This regulation will amend the appeals regulation and rules of practice of the Board of Veterans' Appeals to reflect changes to chapter 71 of title 38, United States Code, resulting from Public Law 103-271. No

alternatives are available. These revisions will not entail any costs other than those normally associated with drafting, agency review, and publication.

**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven L. Keller, Counsel to the Chairman (01C), Department of Veterans Affairs, 810 Vermont Avenue NE., Washington, DC 20420, 202 233-2978

**RIN:** 2900-AH16

#### BOARD OF CONTRACT APPEALS/CONTRACT APPEALS BOARD

#### 3422. RULES OF PRACTICE; HEARINGS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 501; 38 USC 7102; 38 USC 7104; 38 USC 7105; 38 USC 7105A; 38 USC 7107; 38 USC 5711

**CFR Citation:** 38 CFR 20.3; 38 CFR 20.700; 38 CFR 20.702; 38 CFR 20.703; 38 CFR 20.704; 38 CFR 20.707; 38 CFR 20.710; 38 CFR 20.711; 38 CFR 20.713; 38 CFR 20.714; 38 CFR 20.716; 38 CFR 20.717; 38 CFR 20.1003; 38 CFR 2.1; 38 CFR 19.75

**Legal Deadline:** None

**Abstract:** This regulation will amend the Rules of Practice of the Board of Veterans' Appeals concerning hearings to refine them in light of experience and to improve the efficiency of the appellate process. No alternatives are available. These revisions will not entail any costs to the Government other than the costs normally associated with drafting, agency review, and publication. These revisions will not entail any costs to the public.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven L. Keller, Counsel to the Chairman (01C),

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Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 233-2978**  
**RIN: 2900-AG07**

**NATIONAL CEMETERY SYSTEM**

**3423. • HEADSTONE AND MARKER INSCRIPTION POLICY**

**Priority:** Routine and Frequent  
**Legal Authority:** 38 USC 501; 38 USC 2306  
**CFR Citation:** 38 CFR 1.630; 38 CFR 1.632  
**Legal Deadline:** None

**Abstract:** The proposed rule revises 38 CFR, section 1,630 to implement Department of Veterans Affairs (VA) regulations on its inscription policy for use on government-provided headstones or markers. The amendment formalizes and updates previous and current policies to reflect changes in VA's Simplified Inscription Policy based on inscription information authorized at Government (specific valor awards) or at private (additional inscription items) expense. The rule is published as proposed in the Federal Register to provide information to the public on expanded inscription policy for government-furnished headstones and markers. A 60-day public comment period is provided. It is subject to the requirements of the Administrative Procedures Act and E.O. 12866 as the rule is an interpretation of statute as approved by the then-Administrator now Secretary of Veterans Affairs in 1974. The proposed rule will not have a significant economic impact on a substantial number of small entities and only individual VA beneficiaries could be directly affected.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	

**Small Entities Affected:** None  
**Government Levels Affected:** None  
**Agency Contact:** Ken Greenberg, Program Analyst (402B1), NCS Communications Division, Department of Veterans Affairs, 810 Vermont

Avenue NW., Washington, DC 20420, **202 273-5179**  
**RIN: 2900-AH45**

**3424. • STATE CEMETERY GRANTS: AID TO STATES FOR ESTABLISHMENT, EXPANSION AND IMPROVEMENT OF VETERANS CEMETERIES**

**Priority:** Routine and Frequent  
**Legal Authority:** 38 USC 2408  
**CFR Citation:** 38 CFR 39.1; 38 CFR 39.2; 38 CFR 39.3; 38 CFR 39.7; 38 CFR 39.8; 38 CFR 39.9  
**Legal Deadline:** None

**Abstract:** The proposed rule revises 38 CFR, part 39, to amend Department of Veterans Affairs (VA) regulations for the State Cemetery Grants Program to implement and update information on program requirements and the application process for participants. The amendment formalizes new standards and provides guidance on how states may obtain funding for grants to expand, establish, or improve State veterans cemeteries. The rule is published as proposed in the Federal Register to provide information to the public on how to apply for Federal funding for state veterans cemeteries. A 60-day public comment period is provided. It is subject to the requirements of the Administrative Procedures Act and E.O. 12866 as the rule is an interpretation of statute. The proposed rule will have a significant economic impact on a substantial number of small entities as only those states that apply for funding may be direct beneficiaries.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	

**Small Entities Affected:** None  
**Government Levels Affected:** State  
**Agency Contact:** Ken Greenberg, Program Analyst (402B1), NCS Communications Division, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-5779**  
**RIN: 2900-AH46**

**OFFICE OF INFORMATION RESOURCES POLICIES AND OVERSIGHT**

**3425. WAIVER: ERRONEOUS PAYMENT OF PAY AND ALLOWANCES**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 5 USC 5584  
**CFR Citation:** 38 CFR 1.963(a)  
**Legal Deadline:** None

**Abstract:** This revision will comply with amendment to 5 USC 5584 and to GAO implementing regulations 4 CFR parts 91 and 92.

**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

**Small Entities Affected:** None  
**Government Levels Affected:** None  
**Agency Contact:** Peter Mulhern, Analyst (047G7), Department of Veterans Affairs, Office of Financial Management, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-5570**  
**RIN: 2900-AG94**

**3426. INTEREST**

**Priority:** Substantive, Nonsignificant  
**Legal Authority:** 5 USC 5315  
**CFR Citation:** 38 CFR 1.919  
**Legal Deadline:** None

**Abstract:** Revise to delete requirement that once the rate of interest has been determined for a particular debt, the rate shall remain unchanged for the duration of the repayment of that debt.

**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

**Small Entities Affected:** None  
**Government Levels Affected:** Undetermined  
**Agency Contact:** Peter Mulhern, (047G7), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-5570**  
**RIN: 2900-AH24**

## DEPARTMENT OF VETERANS AFFAIRS (VA)

Final Rule Stage

**VETERANS HEALTH  
ADMINISTRATION****3427. CONFIDENTIALITY OF CERTAIN  
MEDICAL RECORDS****Priority:** Other Significant**Legal Authority:** 38 USC 7332**CFR Citation:** 38 CFR 1.460-499**Legal Deadline:** None

**Abstract:** These regulations address the confidentiality of VA records pertaining to drug abuse, alcoholism or alcohol abuse, infection with the human immunodeficiency virus (HIV), and sickle cell anemia treatment, rehabilitation, education, training, evaluation and research information.

**Timetable:**

Action	Date	FR Cite
NPRM	07/26/93	58 FR 39706
NPRM Comment Period End	09/07/93	
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Additional Information:** NOTE: This rule was incorrectly listed as completed in the October 1993 Unified Agenda.

**Agency Contact:** Celia Winter, Medical Administration Specialist, Medical Administration Service (161F), Department of Veterans Affairs, Veterans Health Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-6274**

**RIN:** 2900-AE28**3428. HEALTH PROFESSIONALS'  
EDUCATIONAL ASSISTANCE  
PROGRAM****Priority:** Informational**Legal Authority:** PL 96-330; 38 USC 76; PL 101-366; PL 102-405**CFR Citation:** 38 CFR 17.613; 38 CFR 17.614; 38 CFR 17.615; 38 CFR 17.616; 38 CFR 17.617; 38 CFR 17.618; 38 CFR 17.607(c)**Legal Deadline:** None

**Abstract:** VA is amending its Medical regulations by adding new sections to implement the provisions of Pub. L. 101-366. Section 205 of that law creates the "Stipend Program for Members of the Selected Reserve" codified at 38 U.S.C., chapter 76, subchapter V. Public Law 102-405, section 202, changes the

minimum period of service obligation from one year to two years for all students receiving awards.

**Timetable:**

Action	Date	FR Cite
NPRM	07/29/92	57 FR 33471
NPRM Comment Period End	09/28/92	
Final Action	07/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Charlotte F. Beason, ED.D., Director, Associated Health Professions, Education Program Service (143A), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 535-7527**

**RIN:** 2900-AF87**3429. CONTRACT PROGRAM FOR  
VETERANS WITH ALCOHOL AND  
DRUG DEPENDENCY DISORDERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 501**CFR Citation:** 38 CFR 17.53(b)(1)(i); 38 CFR 17.53c(a)(1)(i)**Legal Deadline:** None

**Abstract:** The Department of Veterans Affairs proposes to amend its medical regulations to adopt the latest edition of the Life Safety Code for the contract program for veterans with alcohol and drug dependency disorders.

**Timetable:**

Action	Date	FR Cite
NPRM	10/05/93	58 FR 51799
NPRM Comment Period End	11/15/93	
Final Action	04/00/95	

**Small Entities Affected:** Undetermined**Government Levels Affected:** None

**Agency Contact:** Karen Boies, Ph.D (111C), Deputy Associate Director for Addictive Disorders and Psychiatric Rehabilitation, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 535-7316**

**RIN:** 2900-AG58**VETERANS BENEFITS  
ADMINISTRATION****3430. FULL DISCLOSURE OF  
BENEFICIARY'S INCOME AND  
ASSETS****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 99-576, Sec 505; 38 USC 5502**CFR Citation:** 38 CFR 13.58(b)(2)(iii); 38 CFR 13.59(a); 38 CFR 13.100(a)(1); 38 CFR 13.102(b); 38 CFR 13.104(a)**Legal Deadline:** None

**Abstract:** Federally appointed fiduciaries are not required, except under very specific circumstances, to divulge non-VA income and assets belonging to the incompetent beneficiary. It is difficult to assess whether the fiduciary is using the beneficiary's VA assets appropriately unless placed in the context of total income and assets available. The purpose of these changes is to lessen the potential for fraud, waste and abuse. 38 CFR 13.58(b)(2) and 13.59(a) detail the responsibilities of legal custodians and court-appointed guardians respectively. They would be amended to require the reporting of non-VA assets. 38 CFR 13.100(a)(1) defines the authority of the Veterans Services Officer to supervise fiduciaries. The intended change would permit the Veterans Services Officer to request non-VA financial information from fiduciaries. 38 CFR 13.102(b) and 13.104(b) define the accountability of legal custodians and court-appointed guardians respectively. The intended change requires disclosure of non-VA financial information.

**Timetable:**

Action	Date	FR Cite
NPRM	01/26/94	59 FR 3659
NPRM Comment Period End	03/28/94	
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Ronald Weaver, Program Analyst (274), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 275-5249**

**RIN:** 2900-AD35

VA

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**3431. LOAN GUARANTY: TITLE EVIDENCE REQUIREMENTS AND OCCUPANCY REQUIREMENTS FOR CONVEYANCE OF PROPERTIES TO VA****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 501(a); 38 USC 3703(c)(1); 38 USC 3720**CFR Citation:** 38 CFR 36.4320**Legal Deadline:** None

**Abstract:** Present regulations give loan holders a choice of various forms of title evidence when conveying a property to the Secretary of Veterans Affairs. The regulations will be amended to authorize the Secretary to specify the title documentation necessary for conveyance of properties to the Secretary and establish a date by which such title evidence must be received. The amendment will also provide that the property must be vacant when conveyed to VA unless occupied by someone properly in possession by virtue of a redemption period or as otherwise directed by the Secretary.

**Timetable:**

Action	Date	FR Cite
NPRM	08/06/90	55 FR 31847
NPRM Comment Period End	10/05/90	55 FR 35325
NPRM Comment Period Extended	10/05/90	55 FR 35325
Final Action	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Leonard A. Levy, Assistant Director for Loan Management (261), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7344**

**RIN:** 2900-AE20**3432. SCHEDULE FOR RATING DISABILITIES—THE CARDIOVASCULAR SYSTEM****Priority:** Other Significant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 4.100; 38 CFR 4.101; 38 CFR 4.102; 38 CFR 4.103; 38 CFR 4.104**Legal Deadline:** None

**Abstract:** These amendments will contain additions, deletions and

revisions of terminology resulting from a systematic review of the medical criteria used to evaluate disabilities of the cardiovascular system.

**Timetable:**

Action	Date	FR Cite
ANPRM	02/26/90	55 FR 6658
ANPRM Comment Period End	04/27/90	55 FR 6658
NPRM	01/19/93	58 FR 4954
NPRM Comment Period End	03/22/93	
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Carol McBrine, M.D., Consultant, Regulations Staff (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AE40**3433. SCHEDULE FOR RATING DISABILITIES—THE ENDOCRINE SYSTEM****Priority:** Other Significant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 4.119**Legal Deadline:** None

**Abstract:** These amendments will contain additions, deletions and revisions of terminology resulting from a systematic review of the medical criteria used to evaluate disabilities of the endocrine system.

**Timetable:**

Action	Date	FR Cite
ANPRM	02/26/90	55 FR 6658
ANPRM Comment Period End	04/27/90	55 FR 6658
NPRM	01/22/93	58 FR 5691
NPRM Comment Period End	03/23/93	
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Carol McBrine, M.D., Consultant, Regulations Staff (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AE41**3434. RESERVISTS' EDUCATION; PL 101-237 AND THE MONTGOMERY GI BILL—SELECTED RESERVE****Priority:** Other Significant**Legal Authority:** PL 101-189; PL 101-237

**CFR Citation:** 38 CFR 21.7520; 38 CFR 21.7540; 38 CFR 21.7576; 38 CFR 21.7612; 38 CFR 21.7620; 38 CFR 21.7622; 38 CFR 21.7624; 38 CFR 21.7631; 38 CFR 21.7635; 38 CFR 21.7636; 38 CFR 21.7639; 38 CFR 21.7640; 38 CFR 21.7642; 38 CFR 21.7645; 38 CFR 21.7653; ...

**Legal Deadline:** None

**Abstract:** The Department of Defense Authorization Act for fiscal years 1990 and 1991 greatly expands the types of training permitted under the Montgomery GI Bill--Selected Reserve. The Veterans Education and Employment Amendments of 1989 also add a new type of training, flight training, to this program. Furthermore, the amendments also allow participants to receive a work-study allowance. The regulations which govern the Montgomery GI Bill--Selected Reserve must be amended to implement these new provisions of law.

**Timetable:**

Action	Date	FR Cite
NPRM	09/02/94	59 FR 45644
NPRM Comment Period End	11/01/94	59 FR 45645
Final Action	09/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Additional Information:** RIN 2900-AE47 has been merged with this RIN.

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AE43**3435. ACCEPTANCE OF PARTIAL PAYMENTS; INDEMNIFICATION OF DEFAULT****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 501(a); 38 USC 3703; 38 USC 3732

**CFR Citation:** 38 CFR 4202; 38 CFR 4275; 38 CFR 4301; 38 CFR 4315; 38 CFR 4323

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**Legal Deadline:** None

**Abstract:** Public Law 101-237, the Veterans Home Loan Indemnity and Restructuring Act of 1989, amended 38 USC 1832(a) to require holders of VA guaranteed loans that are in default to notify VA if they refuse a partial payment of the amount owed when submitted by the veteran borrower. Notification may include a statement as to the circumstances of the default and the reason for the holder's refusal; these regulations will also set out the changed requirements with regard to establishing a veteran's liability to the Government in the event of foreclosure of a VA guaranteed loan. In the past veterans were liable if their VA loan foreclosed. Under Public Law 101-237 liability will only be established in the event of fraud, misrepresentation, or bad faith.

**Timetable:**

Action	Date	FR Cite
NPRM	03/02/94	59 FR 9944
NPRM Comment Period End	05/02/94	
Final Action	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Leonard A. Levy, Assistant Director for Loan Management (261), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7344**

**RIN:** 2900-AE60**3436. SCHEDULE FOR RATING DISABILITIES—THE GYNECOLOGICAL SYSTEM****Priority:** Other Significant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 4.116; 38 CFR 4.116(a)**Legal Deadline:** None

**Abstract:** These amendments will contain additions, deletions and revisions of terminology resulting from a systematic review of the medical criteria used to evaluate disabilities of the gynecological system.

**Timetable:**

Action	Date	FR Cite
ANPRM	08/20/90	55 FR 33924
ANPRM Comment Period End	10/19/90	55 FR 33924

Action	Date	FR Cite
NPRM	03/26/92	57 FR 10450
NPRM Comment Period End	04/27/92	
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Caroll McBrine, M.D., Consultant, Regulations Staff (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AE72**3437. SCHEDULE FOR RATING DISABILITIES—THE MUSCULAR SYSTEM****Priority:** Other Significant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 4.73**Legal Deadline:** None

**Abstract:** These amendments will contain additions, deletions and revisions of terminology resulting from a systematic review of the medical criteria used to evaluate disabilities of the muscular system.

**Timetable:**

Action	Date	FR Cite
ANPRM	11/08/90	55 FR 46950
ANPRM Comment Period End	01/07/91	
NPRM	06/16/93	58 FR 33235
NPRM Comment Period End	07/16/93	
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** John L. Roberts, Consultant, Regulations Staff (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AE89**3438. SCHEDULE FOR RATING DISABILITIES—THE RESPIRATORY SYSTEM****Priority:** Other Significant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 4.96; 38 CFR 4.97**Legal Deadline:** None

**Abstract:** These amendments will contain additions, deletions and revisions of terminology resulting from a systematic review of the medical criteria used to evaluate disabilities of the respiratory system.

**Timetable:**

Action	Date	FR Cite
ANPRM	01/08/91	56 FR 667
ANPRM Comment Period End	03/11/91	
NPRM	01/19/93	58 FR 4962
NPRM Comment Period End	03/22/93	
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Caroll McBrine, MD, Consultant, Regulations Staff (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AE94**3439. SCHEDULE FOR RATING DISABILITIES—SYSTEMIC CONDITIONS****Priority:** Other Significant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 4.88; 38 CFR 4.88a**Legal Deadline:** None

**Abstract:** These amendments will contain additions, deletions and revisions of terminology resulting from a systematic review of the medical criteria used to evaluate systemic conditions.

**Timetable:**

Action	Date	FR Cite
ANPRM	01/25/91	56 FR 2884
ANPRM Comment Period End	03/26/91	
NPRM	04/30/93	58 FR 26083
NPRM Comment Period End	06/29/93	
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** John L. Roberts, Consultant, Regulations Staff (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AE95

VA

Final Rule Stage

**3440. SCHEDULE FOR RATING DISABILITIES—THE SKIN****Priority:** Other Significant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 4.118**Legal Deadline:** None

**Abstract:** These amendments will contain additions, deletions and revisions of terminology resulting from a systematic review of the medical criteria used to evaluate skin conditions.

**Timetable:**

Action	Date	FR Cite
ANPRM	05/02/91	56 FR 20171
ANPRM Comment Period End	07/01/91	
NPRM	01/19/93	58 FR 4969
NPRM Comment Period End	03/22/93	
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** John L. Roberts, Consultant, Regulations Staff (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AF00**3441. SCHEDULE FOR RATING DISABILITIES—THE HEMIC AND LYMPHATIC SYSTEM****Priority:** Other Significant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 4.117**Legal Deadline:** None

**Abstract:** These amendments will contain additions, deletions and revisions of terminology resulting from a systematic review of the medical criteria used to evaluate disabilities of the hemic and lymphatic systems.

**Timetable:**

Action	Date	FR Cite
ANPRM	05/02/91	56 FR 20168
ANPRM Comment Period End	07/01/91	
NPRM	04/30/93	58 FR 26080
NPRM Comment Period End	05/31/93	
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** John L. Roberts, Consultant, Regulations Staff (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AF02**3442. LINE OF DUTY****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 105(a)**CFR Citation:** 38 CFR 3.1; 38 CFR 3.301**Legal Deadline:** None

**Abstract:** This amendment will preclude establishment of service connection for conditions that are secondary to the abuse of alcohol or drugs.

**Timetable:**

Action	Date	FR Cite
NPRM	03/01/94	59 FR 9719
NPRM Comment Period End	05/02/94	
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Lorna Weston, Consultant, Regulations Staff (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AF03**3443. SCHEDULE FOR RATING DISABILITIES—DISEASES OF THE EAR AND OTHER SENSE ORGANS****Priority:** Other Significant**Legal Authority:** 38 USC 1155

**CFR Citation:** 38 CFR 4.75; 38 CFR 4.76; 38 CFR 4.77; 38 CFR 4.78; 38 CFR 4.79; 38 CFR 4.80; 38 CFR 4.83; 38 CFR 4.84; 38 CFR 4.85; 38 CFR 4.86; 38 CFR 4.87

**Legal Deadline:** None

**Abstract:** These amendments will contain additions, deletions and revisions of terminology resulting from a systematic review of the medical criteria used to evaluate impairments of the eye, ear, and other sense organs.

**Timetable:**

Action	Date	FR Cite
ANPRM	05/02/91	56 FR 20170

Action	Date	FR Cite
ANPRM Comment Period End	07/01/91	
NPRM	04/12/94	59 FR 17295
NPRM Comment Period End	06/13/94	
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** John L. Roberts, Consultant, Regulations Staff (211B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AF22**3444. AMENDMENTS TO TRAINING AND REHABILITATION PROGRAMS****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 102-568

**CFR Citation:** 38 CFR 21.40; 38 CFR 21.260; 38 CFR 21.6005; 38 CFR 21.6042; 38 CFR 21.6050; 38 CFR 21.6052; 38 CFR 21.6054; 38 CFR 21.6056; 38 CFR 21.6058; 38 CFR 21.6420; 38 CFR 21.6501; 38 CFR 21.6503; 38 CFR 21.6505; 38 CFR 21.6507; 38 CFR 21.6523

**Legal Deadline:** None

**Abstract:** The Veterans' Benefits Act of 1992 extends the termination date for the program of vocational training for certain pensioners through December 31, 1995; makes permanent the programs protecting health care benefits for pensioners who lose their benefits due to income from work or training and the special counseling and employment services program for veterans with total disability ratings because of individual unemployability. In addition the law authorizes a 10 percent increase in subsistence allowance for participants in the vocational rehabilitation program, and extends eligibility for vocational rehabilitation to veterans with service-connected disability of 10 percent under certain conditions.

**Timetable:**

Action	Date	FR Cite
Final Action	05/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Charles Graffam, Veterans Claims Examiner (281), Department of Veterans Affairs, Veterans Benefits Administration, 810

VA

Final Rule Stage

Vermont Ave. NW., Washington, DC  
20420, 202 273-7410

RIN: 2900-AG00

**3445. LOAN GUARANTY:  
IMPLEMENTATION OF PUBLIC LAWS  
102-547, 103-66, 103-78, 103-325, 103-  
353, AND 103-446**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 501(a); PL 102-547; PL 103-66; PL 103-78; PL 103-325; PL 103-353; PL 103-446

**CFR Citation:** 38 CFR 36.4203; 38 CFR 36.4223; 38 CFR 36.4231; 38 CFR 36.4232; 38 CFR 36.4243; 38 CFR 36.4254; 38 CFR 36.4302; 38 CFR 36.4306; 38 CFR 36.4311; 38 CFR 36.4312; 38 CFR 36.4320; 38 CFR 36.4336

**Legal Deadline:** None

**Abstract:** The Loan Guaranty regulations are being amended to comply with certain provisions of PL 102-547, the Veterans Home Loan Program Amendments of 1992. The amended regulations will provide for the guarantee of: (1) loans for reservists and members of the National Guard; (2) loans where the interest rate has been negotiated between the borrower and the lender; (3) adjustable rate mortgages; and (4) energy efficient mortgages. The amended regulations will also reflect a reduced funding fee for interest rate reduction refinancing loans and a revised guaranty percentage for these loans. VA is also amending its regulations in the areas of manufactured housing certifications, conveyance of properties notwithstanding overbids, restoration of entitlement in certain cases to comply with Public Laws 103-66, 103-78, 1003-325, 103-353, and 103-446.

**Timetable:**

Action	Date	FR Cite
NPRM	02/24/94	59 FR 8881
NPRM Comment Period End	04/25/94	
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Judith Caden, Assistant Dir. for Loan Policy (264), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, 202 273-7368

RIN: 2900-AG14

**3446. REVISED DEFINITION OF NET  
VALUE AND REVISED CRITERIA FOR  
PRE-FORECLOSURE DEBT WAIVERS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 501(a); 38 USC 3720(a); 38 USC 3732(a)

**CFR Citation:** 38 CFR 36.4301; 38 CFR 36.4323

**Legal Deadline:** None

**Abstract:** The Department of Veterans Affairs is proposing to amend its Loan Guaranty regulations to revise the definition of Property Improvements for purposes of determining the net value of a foreclosed property and to clarify VA's position on pre-foreclosure debt waivers for liable veterans in cases involving transferee defaults. These changes will account for actual property appraisal procedures and will clarify agency policy on pre-foreclosure debt waiver.

**Timetable:**

Action	Date	FR Cite
NPRM	09/22/93	58 FR 49251
NPRM Comment Period End	10/22/93	
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Len Levy, Assistant Director for Loan Management (261), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, 202 273-7344

RIN: 2900-AG20

**3447. DEPENDENTS AND VETERANS  
EDUCATION: MITIGATING  
CIRCUMSTANCES AND OTHER  
MISCELLANEOUS AMENDMENTS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 3034; 38 USC 3680

**CFR Citation:** 38 CFR 21.4136; 38 CFR 21.4137; 38 CFR 21.4234; 38 CFR 21.4253; 38 CFR 21.4262; 38 CFR 21.7042; 38 CFR 21.7139

**Legal Deadline:** None

**Abstract:** These amended regulations will standardize the rules concerning submission of mitigating circumstances surrounding a withdrawal from a course or courses or receipt of a nonpunitive grade. This submission is required of eligible persons receiving Dependents' Educational Assistance

and veterans and servicemembers receiving educational assistance under VEAP and the Montgomery GI Bill, Active Duty, but the rules for doing this differ. Having different rules concerning an identical action required of VA beneficiaries is confusing not only to those beneficiaries, but also to the other users of the regulations. This may result in erroneous awards. The proposed regulations will also make additional miscellaneous amendments.

**Timetable:**

Action	Date	FR Cite
NPRM	06/24/94	59 FR 32671
NPRM Comment Period End	08/23/94	
Final Action	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, 202 273-7187

RIN: 2900-AG63

**3448. EVIDENCE REQUIREMENTS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 501(a)

**CFR Citation:** 38 CFR 3.202(c); 38 CFR 3.204(b); 38 CFR 3.205(a); 38 CFR 3.207(b); 38 CFR 3.209; 38 CFR 3.210; 38 CFR 3.211

**Legal Deadline:** None

**Abstract:** This amendment revises VA regulations regarding Evidence Requirements to allow the acceptance of photocopies of documents necessary to establish birth, death, marriage or relationship.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	09/08/94	59 FR 46337
Final Action	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Steve Thornberry, Consultant, Regulations Staff (211B), Department of Veterans Affairs, Veterans Benefit Administration, 810 Vermont Avenue NW., Washington, DC 20420, 202 273-7212

RIN: 2900-AG85

VA

Final Rule Stage

**3449. CHRONIC FATIGUE SYNDROME****Priority:** Other Significant**Legal Authority:** 38 USC 501(a)**CFR Citation:** 38 CFR 4.88**Legal Deadline:** None

**Abstract:** VA has amended its schedule for rating disabilities (38 CFR Part 4) to add a diagnostic code and evaluation criteria for chronic fatigue syndrome, a condition which is currently being diagnosed in veterans and for which there is no closely analogous condition in the schedule.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	11/29/94	59 FR 60901
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** **Caroll McBrine, M.D.**, Consultant, Regulations Staff (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AG86**3450. CLAIMS BASED ON EXPOSURE TO IONIZING RADIATION (LYMPHOMAS OTHER THAN HODGKIN'S DISEASE AND CANCER OF THE RECTUM)****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 3.311**Legal Deadline:** None

**Abstract:** Adding rectal cancer and NHL to list of diseases based on exposure to ionizing radiation.

**Timetable:**

Action	Date	FR Cite
NPRM	11/25/94	59 FR 60576
NPRM Comment Period End	01/24/95	
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** **Donald England**, Consultant, Regulations Staff (211B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AG99**3451. DISEASE SUBJECT TO PRESUMPTIVE SERVICE CONNECTION (RADIATION RISK ACTIVITY)****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 100-321**CFR Citation:** 38 CFR 3.309**Legal Deadline:** None

**Abstract:** This amendment is necessary to implement a determination by the Secretary of Veterans Affairs that the term "radiation risk activity" should include the onsite participation in a test involving the atmospheric detonation of a nuclear device by any government allied with the United States during World War II.

**Timetable:**

Action	Date	FR Cite
NPRM	09/08/94	59 FR 46379
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** **Lorna Weston**, Consultant (211B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7210**

**RIN:** 2900-AH04**3452. FIBROMYALGIA****Priority:** Other Significant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 4.71(a)**Legal Deadline:** None

**Abstract:** To add a diagnostic code and criteria for a rheumatologic condition characterized by pain and tender points.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** **Caroll McBrine**, Consultant, Regulations Staff (211B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 272-7212**

**RIN:** 2900-AH05**3453. CLAIMS BASED ON EXPOSURE TO IONIZING RADIATION (RADIOGENIC DISEASES)****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 3.311**Legal Deadline:** None

**Abstract:** To define the term radiogenic disease in 38 CFR 3.311(b)(2).

**Timetable:**

Action	Date	FR Cite
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Additional Information:** Rule changed to Final from Proposed 12-19-94 per General Counsel.

**Agency Contact:** **Steve Thornberry**, Consultant, Regulations Staff (211B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AH07**3454. SPECIAL MONTHLY COMPENSATION RATINGS****Priority:** Other Significant**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 3.350**Legal Deadline:** None

**Abstract:** To amend the regulation to allow total disability due to unemployability to be the basis for SMC under subsection 3. (100 percent plus 60 percent).

**Timetable:**

Action	Date	FR Cite
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** **Paul Trowbridge**, Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Ave. NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AH09**3455. DELEGATION OF AUTHORITY TO PROVIDE RELIEF ON ACCOUNT OF ADMINISTRATIVE ERROR****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 512(a)

VA

Final Rule Stage

**CFR Citation:** 38 CFR 2.7**Legal Deadline:** None**Abstract:** To make explicit the implied delegation on authority to deny equitable relief claims which was noted in OGC Prec. 11-94.**Timetable:**

Action	Date	FR Cite
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Paul Trowbridge, Consultant (211B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7210****RIN:** 2900-AH19**3456. REDUCTIONS AND DISCONTINUANCES (FEDERAL EMPLOYEE'S COMPENSATION)****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 501(a)**CFR Citation:** 38 CFR 3.500(e)**Legal Deadline:** None**Abstract:** To amend the regulations concerning reduction or discontinuance of VA benefits when a payee is also entitled to benefits under FECA for the same injury or death.**Timetable:**

Action	Date	FR Cite
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Lorna Weston, Consultant (211B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7210****RIN:** 2900-AH20**3457. NATIONAL SERVICE LIFE INSURANCE (NSLI) HEALTH REQUIREMENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 1906**CFR Citation:** 38 CFR 8.23**Legal Deadline:** None**Abstract:** National Service Life Insurance (NSLI) policy reinstatement requirements are being amended by extending the comparative health

period from six month to two years and by extending the period for waiving service connected disabilities for NSLI policy prefixed J and JR from one year to two years.

**Timetable:**

Action	Date	FR Cite
Final Action	10/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Gregory Hosmer (29), Senior Insurance Specialist/Attorney, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **215 951-5710****RIN:** 2900-AH22**3458. • VETERANS EDUCATION: ESTABLISHING ELIGIBILITY UNDER MONTGOMERY GI BILL (ACTIVE DUTY)****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 3012**CFR Citation:** 38 CFR 21.7042**Legal Deadline:** None**Abstract:** Individuals seeking to establish eligibility for educational assistance under the Montgomery GI Bill--Active Duty through a combination of active duty service and service in the Selected Reserve are required by statute to enter the Selected Reserve within one year of discharge from active duty. Although VA has included almost all eligibility requirements in the Code of Federal Regulations, even those expressly stated in statute, this requirement has not been included. This has caused confusion among users of regulations. By including this requirement, the confusion will be eliminated.**Timetable:**

Action	Date	FR Cite
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187****RIN:** 2900-AH25**3459. • REDUCTIONS AND DISCONTINUANCES (FEDERAL EMPLOYEES' COMPENSATION)****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 1151**CFR Citation:** 38 CFR 3.500**Legal Deadline:** None**Abstract:** Where FECA is elected, VA payments will be discontinued at end of month in which FECA election is received.**Timetable:**

Action	Date	FR Cite
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Lorna Weston, Consultant (211B), Department of Veterans Affairs, 810 Vermont Ave. NW., Washington, DC 20420, **202 273-7212****RIN:** 2900-AH29**3460. • RESERVISTS EDUCATION: IMPLEMENTATION OF THE VETERANS BENEFITS IMPROVEMENT ACT OF 1994****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 103-446**CFR Citation:** 38 CFR 21.7520; 38 CFR 21.7700; 38 CFR 21.7620**Legal Deadline:** None**Abstract:** The Veterans Benefits Improvement Act of 1994 contains provisions that affect the Montgomery GI Bill--Selected Reserve. This includes making flight training a permanent part of this program and providing for approval of courses leading to alternative teacher certification. These revised regulations will acquaint the public with the way in which VA will implement those provisions.**Timetable:**

Action	Date	FR Cite
Final Action	12/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187****RIN:** 2900-AH32

VA

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**3461. • VETERANS EDUCATION: THE VETERANS BENEFITS IMPROVEMENT ACT OF 1994 AND POST-VIETNAM ERA VETERANS EDUCATIONAL ASSISTANCE PROGRAM****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 103-446**CFR Citation:** 38 CFR 21.5021; 38 CFR 21.5150; 38 CFR 21.5200; 38 CFR 21.5250**Legal Deadline:** None

**Abstract:** The Veterans Benefits Improvement Act of 1994 contains provisions that affect the Post-Vietnam Era Veterans Educational Assistance Program (VEAP). This includes making flight training a permanent part of this program and providing for approval of courses leading to alternative teacher certification. These revised regulations will acquaint the public with the way in which VA will implement those provisions.

**Timetable:**

Action	Date	FR Cite
Final Action	12/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Program Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AH33**3462. • REDESIGNATION OF AUTHORITY CITATION AND OTHER REFERENCES****Priority:** Informational**Legal Authority:** PL 103-337

**CFR Citation:** 38 CFR 21.4005; 38 CFR 21.4009; 38 CFR 21.4020; 38 CFR 21.4022; 38 CFR 21.4134; 38 CFR 21.4136; 38 CFR 21.4137; 38 CFR 21.4151; 38 CFR 21.4201; 38 CFR 21.4206; 38 CFR 21.4207; 38 CFR 21.4209; 38 CFR 21.4251; 38 CFR 21.4263; 38 CFR 21.7042; ...

**Legal Deadline:** None

**Abstract:** The National Defense Authorization Act for Fiscal Year 1995 redesignated the chapter in title 10, U.S. Code, governing the Montgomery GI Bill--Selected Reserve. The chapter number has been changed from 106 to

1606. Furthermore, the numbers of the sections in the chapter have also been changed. References to these section numbers contained in regulations must, therefore, be revised. References to the section numbers contained in authority citations must also be changed.

**Timetable:**

Action	Date	FR Cite
Final Action	07/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, Assistant Director for Policy and Programs Administration (225), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-7187**

**RIN:** 2900-AH34**3463. • VETERANS BENEFITS IMPROVEMENT ACT OF 1994****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 1151**CFR Citation:** 38 CFR 2.67; 38 CFR 3.5**Legal Deadline:** None

**Abstract:** To implement the provisions of the Veterans Benefits Improvement Act of 1994.

**Timetable:**

Action	Date	FR Cite
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Paul Trowbridge, Consultant (211B), Department of Veterans Affairs, 810 Vermont Ave. NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AH36**3464. • SPECIAL ALLOWANCE PAYABLE UNDER SECTION 156 OF PL 97-377****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 1151**CFR Citation:** 38 CFR 3.812**Legal Deadline:** None

**Abstract:** To provide special allowance under section 156 of Public Law 97-377.

**Timetable:**

Action	Date	FR Cite
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Paul Trowbridge, Consultant (211B), Department of Veterans Affairs, 810 Vermont Ave. NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AH37**3465. • EXAMINATIONS****Priority:** Other Significant**Legal Authority:** 38 USC 1151**CFR Citation:** 38 CFR 3.157**Legal Deadline:** None

**Abstract:** To increase the number of situations in which a private physicians statement can be accepted without confirmation by VA examination.

**Timetable:**

Action	Date	FR Cite
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Paul Trowbridge, Consultant (211B), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Ave. NW., Washington, DC 20420, **202 273-7212**

**RIN:** 2900-AH38**3466. • RETIRED RESERVIST SERVICE GROUP LIFE INSURANCE****Priority:** Informational**Legal Authority:** 38 USC 501; 38 USC 1965 to 1979; PL 103-337**CFR Citation:** 38 CFR 9.1; 38 CFR 9.2**Legal Deadline:** None

**Abstract:** Section 651 of Public Law 103-337 extended Servicemen's Group Life Insurance eligibility to persons transferred to the Retired Reserve of a uniformed service under the temporary special retirement authority provided in section 1331(a) of title 10 United States Code. Under the law, eligibility was extended only to Retired Reservists who had 20 years of creditable service. Regulations are being amended to reflect this change.

**Timetable:** Next Action Undetermined

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**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Jeanne Derrick, Attorney/Advisor (290B), Department of Veterans Affairs, P.O. Box 8079, Philadelphia, PA 19101, 215 951-5711**RIN:** 2900-AH40**3467. • COMPENSATION FOR DISABILITY RESULTING FROM HOSPITALIZATION, TREATMENT, EXAMINATION, OR VOCATIONAL REHABILITATION****Priority:** Other Significant**Legal Authority:** 38 USC 501(a)**CFR Citation:** 38 CFR 3.358**Legal Deadline:** None**Abstract:** To reflect that the former rule regarding payment under 38 USC 1151 precluded payment under certain circumstances and remove these prohibitions.**Timetable:**

Action	Date	FR Cite
Final Action	04/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Paul Trowbridge (211B), Consultant, Department of Veterans Affairs, Veterans Benefits Administration (211B), 810 Vermont Avenue NW., Washington, DC 20420, 202 273-7210**RIN:** 2900-AH44**OFFICE OF ACQUISITION AND MATERIEL MANAGEMENT****3468. DEPARTMENT OF VETERANS AFFAIRS ACQUISITION REGULATION—LOAN GUARANTY AND VOCATIONAL REHABILITATION AND COUNSELING PROGRAMS****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 501; 40 USC 486(c)**CFR Citation:** 48 CFR 871**Legal Deadline:** None**Abstract:** This change will increase the amount which property holders and management brokers may spend for emergency repairs. Title changes and deletion of duplicative coverage are also being made.**Timetable:**

Action	Date	FR Cite
NPRM	02/14/94	59 FR 6942
NPRM Comment	04/15/94	
Period End		
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Sherry Patton (95A), Senior Procurement Analyst, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, 202 523-3424**RIN:** 2900-AG65**3469. DEPARTMENT OF VETERANS AFFAIRS ACQUISITION REGULATION—SERVICE CONTRACTING AND CONTRACT CLAUSES****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 501; 40 USC 486(c)**CFR Citation:** 48 CFR 837; 48 CFR 852**Legal Deadline:** None**Abstract:** This change will implement a class deviation from Federal Acquisition Regulation (FAR) section 37.401(c) and FAR Clause 52.237-7.**Timetable:**

Action	Date	FR Cite
NPRM	10/22/93	58 FR 54548
NPRM Comment	12/20/93	
Period End		
Final Action	06/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Sherry Patton (95A), Senior Procurement Analyst, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, 202 523-3424**RIN:** 2900-AG67**3470. • DEPARTMENT OF VETERANS AFFAIRS ACQUISITION REGULATION (VAAR): ADMINISTRATIVE CHANGES****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 501**CFR Citation:** 48 CFR 801; 48 CFR 814; 48 CFR 833; 48 CFR 836; 48 CFR 852**Legal Deadline:** None**Abstract:** This rule will correct and update office names and designations due to administrative changes within the Department. It will also correct monetary thresholds for scarce/specialized medical contracts, reviews which are listed in error, and small purchase thresholds to be consistent with Federal Acquisition Regulation.**Timetable:**

Action	Date	FR Cite
Final Action	04/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Michelle Ranes, Senior Procurement Analyst, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, 202 523-3424**RIN:** 2900-AH27**BOARD OF VETERANS APPEALS****3471. APPEALS REGULATIONS; RULES OF PRACTICE****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 501; 38 USC 511; 38 USC 512; 38 USC 512(a); 38 USC 5903 to 5905; 38 USC 7102 to 7105; 38 USC 7109(c)**CFR Citation:** 38 CFR 19.3 (Revision); 38 CFR 19.10; 38 CFR 19.15 (Revision); 38 CFR 19.39; 38 CFR 20.3; 38 CFR 20.101 (Revision); 38 CFR 20.102 (Revision); 38 CFR 20.201 (Revision); 38 CFR 20.605 (Revision); 38 CFR 20.609 (Revision); 38 CFR 20.903 (Revision); 38 CFR 20.1000; 38 CFR 20.1001; 38 CFR 20.1002; 38 CFR 20.1100 (Revision); ...**Legal Deadline:** None**Abstract:** The Board of Veterans Appeals will be further revising a recent restructuring of its Appeals Regulations and Rules of Practice (54 FR 34334) in order to address questions which have arisen since that

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restructuring was proposed. No other alternatives are available. These additional revisions will not entail any costs to the public or to the Government other than the costs normally associated with drafting, agency review, and publication.

**Timetable:**

Action	Date	FR Cite
NPRM	02/03/92	57 FR 4131
NPRM Comment Period End	03/04/92	
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Additional Information:** These proposed regulations were previously a part of RIN 2900-AE02.

**Agency Contact:** Steven L. Keller, Counsel to the Chairman (01C), Department of Veterans Affairs, Board of Veterans Appeals, 810 Vermont Avenue NW., Washington, DC 20420, **202 233-2978**

**RIN:** 2900-AE78

### 3472. • RULES OF PRACTICE: WAIVER OF CONSIDERATION OF EVIDENCE BY AGENCY OF ORIGINAL JURISDICTION

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 38 USC 501(a)

**CFR Citation:** 38 CFR 20.1304(c)

**Legal Deadline:** None

**Abstract:** The Board of Veterans' Appeals will amend its Rules of Practice to clarify that representatives, as well as appellants, may waive agency of original jurisdiction consideration of evidence submitted directly to the Board.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Steven Keller (01C), Counsel to the Chairman, Department of Veterans Affairs, Board of Veterans Appeals (01), 810 Vermont Avenue NW., Washington, DC 20420, **202 233-2978**

**RIN:** 2900-AH47

## NATIONAL CEMETERY SYSTEM

### 3473. BURIAL AND HEADSTONE OR MARKER ELIGIBILITY

**Priority:** Substantive, Nonsignificant

**Legal Authority:** PL 102-547; PL 103-240

**CFR Citation:** 38 CFR 1.620; 38 CFR 1.631

**Legal Deadline:** None

**Abstract:** This final rule adds the new category of Reservist and National Guard Members and their eligible dependents to 38 CFR, section 1.620 and section 1.631 to conform with Public Laws 102-547 and 103-240, respectively. The rule is published as final to provide information to the public on expanded headstone or marker eligibility and eligibility for burial in a national cemetery. As such, there is no public comment period. It is not subject to the requirements of either the Administrative Procedures Act or EO 12866 as the rule is a restatement of statute. No costs are associated with publication of the final rule. The effective date for Public Law 102-547 is October 28, 1993, and May 4, 1994, for Public Law 103-240.

**Timetable:**

Action	Date	FR Cite
Final Action	05/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Ken Greenberg, Program Analyst (402B1), NCS Communications Division, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, **202 273-5179**

**RIN:** 2900-AH11

## OFFICE OF EQUAL EMPLOYMENT OPPORTUNITY

### 3474. NONDISCRIMINATION ON THE BASIS OF SEX UNDER FEDERALLY ASSISTED EDUCATION PROGRAMS AND ACTIVITIES

**Priority:** Other Significant

**Legal Authority:** 20 USC 1681 et seq; 38 USC 210(a); EO 12250; EO 12067

**CFR Citation:** 38 CFR 18

**Legal Deadline:** None

**Abstract:** To establish standards and procedures for enforcing title IX of the Education Amendments of 1972 in educational programs and activities receiving Federal financial assistance from VA. Title IX prohibits discrimination on the basis of sex. There are no alternatives to the issuance of the regulations. Participants, potential participants, and the public in general will benefit from federally assisted programs provided free from prohibited discrimination based on sex.

This originally appeared as a proposed rule in the Federal Register of April 25, 1979 (44 FR 24320). Because of the extended time frame due to internal agency consultation with the Department of Justice, the Department is planning to repropose these regulations.

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** R. Lamont Johnson, Associate Director, Affirmative Employment Service (06A1), Department of Veterans Affairs, Office of Equal Employment Opportunity, 810 Vermont Avenue NW., Washington, DC 20420, **202 482-6715**

**RIN:** 2900-AB51

## OFFICE OF THE ASSISTANT SECRETARY FOR ACQUISITION AND FACILITIES

### 3475. OPERATION OF CHILD CARE CENTERS AT VA FACILITIES

**Priority:** Informational

**Legal Authority:** 38 USC 7809

**CFR Citation:** 38 CFR 17.162

**Legal Deadline:** None

**Abstract:** Section 7809 of title 38 authorizes Veterans Canteen Service to operate child care centers at VA facilities. However, child care centers will be established under 38 USC section 8122 (VA Leasing Authority), 40 USC section 490b (Tribble Amendment), and 38 USC section 8161 et seq. (Enhanced-Use Leasing Authority) under the direction of the ASCMD (Associate Chief Medical Director) for Operations. The

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establishment of child care centers will be based on demand for care and to the extent that such operation is practical and in the best interest of VA. The centers will be available for children of VA employees and, to the extent space is available, to the children of employees of other Federal agencies and children of employees of institutions affiliated with the VA where consistent with law. Also, these centers should provide an incentive for personnel recruitment. VA Manual Provisions will prescribe the requirements and standards for the operation of VA child care centers.

**Timetable:**

Action	Date	FR Cite
NPRM	12/27/89	54 FR 53078
NPRM Comment Period End	01/26/90	54 FR 53078
Final Action	00/00/00	

**Small Entities Affected:** Undetermined**Government Levels Affected:** None

**Agency Contact:** Alan T. Maurer, Director of Field Support (132), Department of Veterans Affairs, Veterans Health Administration, 810 Vermont Avenue NW., Washington, DC 20420, 202 273-5846

RIN: 2900-AD48

**OFFICE OF INFORMATION RESOURCES POLICIES AND OVERSIGHT****3476. FOIA: RECEIPT OF ELECTRONICALLY TRANSMITTED FACSIMILE REQUEST OR APPEAL; TIME LIMIT ON RIGHT OF ADMINISTRATIVE APPEAL; AND NO RECORD AS ADVERSE DETERMINATION****Priority:** Informational**Legal Authority:** 5 USC 552; 38 USC 5701**CFR Citation:** 38 CFR 1.519; 38 CFR 1.553; 38 CFR 1.557**Legal Deadline:** None

**Abstract:** VA is amending its information access regulations to: (1) clarify procedures for initial requests and appeals received under FOIA and 38 USC 5701 which are received by facsimile, (2) view a "no record" response to FOIA requests as an adverse determination requiring notification of appeal rights; and (3) establish a time limit on the right of appeal of initial denial under FOIA. Technical amendments are being made to update the organizational titles contained in regulation 38 CFR 1.519 to reflect the current organization and to update references to citations in 38 USC to reflect changes made by Pub. L. 102-40.

**Timetable:**

Action	Date	FR Cite
Final Action	12/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Barbara Epps, Management Analyst (045A4), Information Management Service, Department of Veterans Affairs, Office of Policy and Program Assistance, 810 Vermont Avenue NW., Washington, DC 20420, 202 535-8265

RIN: 2900-AF62

**3477. CONTACT PERSON FOR MISSING CHILDREN: OFFICIAL MAIL PROGRAM****Priority:** Informational**Legal Authority:** 5 USC 5584; 38 USC 3720; 38 USC 5302**CFR Citation:** 38 CFR 1.701; 38 CFR 1.702; 38 CFR 1.703; 38 CFR 1.705**Legal Deadline:** None

**Abstract:** The Department of Veterans Affairs is amending its regulations on use of official mail in location and recovery of missing children, and this amendment simply will update information such as contact person, cost and percentage estimates for printing and administrative costs.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Roslynd Stewart, Management Analyst (045A4), Information Management Service, Department of Veterans Affairs, Office of Policy and Program Assistance, 810 Vermont Avenue NW., Washington, DC 20420, 202 523-8949

RIN: 2900-AG75

**DEPARTMENT OF VETERANS AFFAIRS (VA)****Completed/Longterm Actions****3478. CONFIDENTIALITY OF HEALTH CARE QUALITY ASSURANCE REVIEWS****CFR Citation:** 38 CFR 1.500 to 1.541**Completed:**

Reason	Date	FR Cite
Final Action	10/24/94	59 FR 53354
Final Action Effective	01/23/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Galen L. Barbour, M.D., 202 535-7330

RIN: 2900-AG01

**3479. HEALTH PROFESSIONALS EDUCATION ASSISTANCE PROGRAM****CFR Citation:** 38 CFR 17.607(c)**Completed:**

Reason	Date	FR Cite
Withdrawn	03/16/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Charlotte F. Beason, 202 535-7527

RIN: 2900-AG68

**3480. TRANSITIONAL HOUSING LOAN PROGRAM****CFR Citation:** 38 CFR 17

## VA

## Completed/Longterm Actions

**Completed:**

Reason	Date	FR Cite
Final Action	09/29/94	59 FR 49579
Final Action Effective	09/29/94	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Frederick Lee, 804 722-9961

**RIN:** 2900-AG82

**3481. ELIGIBILITY FOR OUTPATIENT SERVICES**

**CFR Citation:** 38 CFR 17.60

**Completed:**

Reason	Date	FR Cite
Withdrawn - Regulatory statute not necessary.	01/31/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Wanda Elam(161B), 202 535-7659

**RIN:** 2900-AG87

**3482. COUNSELING FOR WOMEN VETERANS**

**CFR Citation:** 38 CFR 17.57

**Completed:**

Reason	Date	FR Cite
Withdrawn - There is no need for regulatory statute.	01/31/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Wanda Elam(161B), 202 535-7659

**RIN:** 2900-AG88

**3483. ELIGIBILITY FOR HOSPITAL, DOMICILIARY OR NURSING HOME CARE OF PERSONS DISCHARGED OR RELEASED FROM ACTIVE MILITARY, NAVAL, OR AIR SERVICE**

**CFR Citation:** 38 CFR 17.47(a)(5)

**Completed:**

Reason	Date	FR Cite
Withdrawn - No regulatory statute is necessary.	01/31/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Wanda Elam(161B), 202 535-7659

**RIN:** 2900-AG89

**3484. PAYMENT FOR OUTPATIENT MEDICAL SERVICES PROVIDED BY NON-VA PROVIDERS**

**CFR Citation:** 38 CFR 17.60

**Completed:**

Reason	Date	FR Cite
Withdrawn -In planning stages to revise outpatient payment methodology	01/26/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Betty J. Wiseman, 202 535-7385

**RIN:** 2900-AG92

**3485. EXPANDED REMOTE ACCESS TO COMPUTERIZED VETERANS CLAIMS RECORDS BY ACCREDITED REPRESENTATIVES**

**CFR Citation:** 38 CFR 14.640; 38 CFR 14.641; 38 CFR 14.642; 38 CFR 14.643

**Completed:**

Reason	Date	FR Cite
Final Action	09/14/94	59 FR 47082

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Jeff Corzatt, 202 273-6382

**RIN:** 2900-AH01

**3486. COMPLIANCE WITH CIVIL RIGHTS PROVISIONS**

**CFR Citation:** 38 CFR 21.324

**Completed:**

Reason	Date	FR Cite
Withdrawn	03/20/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Charles Graffam, 202 273-7410

**RIN:** 2900-AC72

**3487. DISABILITY OR DEATH FROM HOSPITALIZATION, MEDICAL OR SURGICAL TREATMENT**

**CFR Citation:** 38 CFR 3.358(c)(3)

**Completed:**

Reason	Date	FR Cite
Withdrawn	02/17/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Don England, 202 273-7212

**RIN:** 2900-AF27

**3488. LOAN GUARANTY; CREDIT UNDERWRITING STANDARDS AND PROCEDURES FOR PROCESSING VA GUARANTEED LOANS**

**CFR Citation:** 38 CFR 4337

**Completed:**

Reason	Date	FR Cite
Final Action	09/27/94	59 FR 49199

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Judith A. Caden, 202 273-7368

**RIN:** 2900-AF39

**3489. IMPLEMENTING STATUTORY CHANGES**

**CFR Citation:** 38 CFR 21.40; 38 CFR 21.100; 38 CFR 21.260; 38 CFR 21.4140; 38 CFR 21.4101

**Completed:**

Reason	Date	FR Cite
Withdrawn	03/02/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Charles Graffam, 202 273-7410

**RIN:** 2900-AF48

**3490. SERVICE-DISABLED VETERANS' INSURANCE**

**CFR Citation:** 38 CFR 8.0 (Revision); 38 CFR 8.23 (Revision); 38 CFR 8.77 (Revision); 38 CFR 8.80 (Revision); 38 CFR 8.116 (Revision)

**Completed:**

Reason	Date	FR Cite
Final Action	11/22/94	59 FR 60076

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Gregory C. Hosmer(29), 215 951-5710

**RIN:** 2900-AF69

## VA

## Completed/Longterm Actions

**3491. INTEREST ON PREMIUMS IN ARREARS**

CFR Citation: 38 CFR 8.22 (Revision)

**Completed:**

Reason	Date	FR Cite
Withdrawn - No action	04/01/95	
will be taken at this time.		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Gregory C. Hosmer(29), 215 951-5710

RIN: 2900-AF71

**3492. REASONABLE DOUBT**

CFR Citation: 38 CFR 3.102

**Completed:**

Reason	Date	FR Cite
Withdrawn - No action	04/01/95	
anticipated within the next 12 months.		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Don England, 202 273-7212

RIN: 2900-AF97

**3493. DISABILITY OR DEATH FROM HOSPITALIZATION, MEDICAL OR SURGICAL TREATMENT**

CFR Citation: 38 CFR 3.3581(b)

**Completed:**

Reason	Date	FR Cite
Withdrawn - Subject	02/16/95	
covered by another regulation.		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Don England, 202 273-7212

RIN: 2900-AG12

**3494. CLAIMS BASED ON CHRONIC EFFECTS OF EXPOSURE TO VESICANT AGENTS**

CFR Citation: 38 CFR 3.16

**Completed:**

Reason	Date	FR Cite
Final Action	08/18/94	59 FR 42497
Final Action Effective	01/06/93	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steve Thornberry, 202 273-7212

RIN: 2900-AG29

**3495. INCREASE IN AMOUNT OF VETERANS' MORTGAGE LIFE INSURANCE**

CFR Citation: 38 CFR 8.2; 38 CFR 8.4

**Completed:**

Reason	Date	FR Cite
Final Action	11/21/94	59 FR 59921

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Gregory C. Hosmer(29), 215 951-5710

RIN: 2900-AG36

**3496. SUPPLEMENTAL SERVICE-DISABLED VETERANS' INSURANCE (S-DVI)**

CFR Citation: 38 CFR 8.0 (Revision); 38 CFR 8.2 (Revision)

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Gregory C. Hosmer(29), 215 951-5710

RIN: 2900-AG37

**3497. INCREASED COVERAGE FOR SERVICEMEN'S AND VETERANS' GROUP LIFE INSURANCE**

CFR Citation: 38 CFR 9.2 (Revision); 38 CFR 9.3 (Revision); 38 CFR 9.4 (Revision); 38 CFR 9.6 (Revision); 38 CFR 9.8 (Revision); 38 CFR 9.24 (Revision); 38 CFR 9.26 (Revision); 38 CFR 9.36 (Revision)

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Gregory C. Hosmer(29), 215 951-5710

RIN: 2900-AG38

**3498. DISABILITY DUE TO IMPAIRED HEARING**

CFR Citation: 38 CFR 3.385

**Completed:**

Reason	Date	FR Cite
Final Action	11/25/94	59 FR 60650
Final Action Effective	12/27/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: John L. Roberts, 202 273-7212

RIN: 2900-AG44

**3499. EXCLUSIONS FROM INCOME**

CFR Citation: 38 CFR 3.272(q)

**Completed:**

Reason	Date	FR Cite
Final Action	09/06/94	59 FR 45975
Final Action Effective	10/06/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steve Thornberry, 202 273-7212

RIN: 2900-AG47

**3500. ACCRUED BENEFITS**

CFR Citation: 38 CFR 3.262(o)(3); 38 CFR 3.272(h); 38 CFR 3.1000

**Completed:**

Reason	Date	FR Cite
Withdrawn - No action	04/01/95	
anticipated within the next 12 months.		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steve Thornberry, 202 273-7212

RIN: 2900-AG48

**3501. EXAMINATIONS**

CFR Citation: 38 CFR 3.326

**Completed:**

Reason	Date	FR Cite
Final Action	07/14/94	59 FR 35851
Final Action Effective	08/05/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steve Thornberry, 202 273-7212

RIN: 2900-AG50

**3502. INCREASE IN ATTORNEYS' FEES**

CFR Citation: 38 CFR 36.4276; 38 CFR 36.4313

## VA

## Completed/Longterm Actions

**Completed:**

Reason	Date	FR Cite
Final Action	09/22/94	59 FR 48565
Final Action Effective	10/24/94	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Leonard Levy, 202 273-7344

**RIN:** 2900-AG55

**3503. DEPENDENTS' EDUCATIONAL ASSISTANCE; CERTIFICATION**

**CFR Citation:** 38 CFR 3.807(a)

**Completed:**

Reason	Date	FR Cite
Final Action	12/06/94	59 FR 62584
Final Action Effective	12/06/94	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Paul Trowbridge, 202 273-7212

**RIN:** 2900-AG74

**3504. HEARING OFFICERS**

**CFR Citation:** 38 CFR 3.104(a); 38 CFR 3.105(b); 38 CFR 3.111

**Completed:**

Reason	Date	FR Cite
Withdrawn	03/22/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Steven Thornberry, 202 273-7212

**RIN:** 2900-AG79

**3505. CLAIMS BASED ON SERVICE IN VIETNAM**

**CFR Citation:** 38 CFR 3.307(a); 38 CFR 3.313(a)

**Completed:**

Reason	Date	FR Cite
Withdrawn	02/28/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Don England, 202 273-7212

**RIN:** 2900-AG80

**3506. EXCLUSIONS FROM INCOME (TRIBAL TRUST LAND INCOME)**

**CFR Citation:** 38 CFR 3.262; 38 CFR 3.272

**Completed:**

Reason	Date	FR Cite
Final Action	07/25/94	59 FR 37695
Final Action Effective	01/01/94	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Paul Trowbridge, 202 272-7212

**RIN:** 2900-AG83

**3507. VETERANS' EDUCATION: APPROVAL OF COURSES OFFERED IN GUAM AND AMERICAN SAMOA**

**CFR Citation:** 38 CFR 21.4250

**Completed:**

Reason	Date	FR Cite
Withdrawn - No action anticipated within the next 12 months.	04/01/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, 202 273-7187

**RIN:** 2900-AG93

**3508. VETERANS' EDUCATION: APPROVAL OF WORK-EXPERIENCE COURSES**

**CFR Citation:** 38 CFR 21.4265

**Completed:**

Reason	Date	FR Cite
Withdrawn - No action anticipated within the next 12 months.	04/01/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, 202 273-7187

**RIN:** 2900-AG95

**3509. SCHEDULE FOR RATING DISABILITIES: GENITAL-URINARY SYSTEM (SPECIAL MONTHLY COMPENSATION)**

**CFR Citation:** 38 CFR 4

**Completed:**

Reason	Date	FR Cite
Final Action	09/08/94	59 FR 46338
Final Action Effective	09/08/94	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Carol McBride, 202 273-7212

**RIN:** 2900-AG97

**3510. OMNIBUS BUDGET RECONCILIATION ACT OF 1993**

**CFR Citation:** 38 CFR 3.551

**Completed:**

Reason	Date	FR Cite
Final Action	12/06/94	59 FR 62584
Final Action Effective	08/10/93	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Don England, 202 273-7212

**RIN:** 2900-AH02

**3511. NATIONAL SERVICE LIFE INSURANCE POLICY LOANS**

**CFR Citation:** 38 CFR 8.28(Revision)

**Completed:**

Reason	Date	FR Cite
Final Action	12/21/94	59 FR 65717

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Greg Hosmer (29), 215 951-5710

**RIN:** 2900-AH03

**3512. VETERANS' EDUCATION: WAIVER OF TWO-YEAR OPERATION REQUIREMENT**

**CFR Citation:** 38 CFR 21.4251

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/01/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** June C. Schaeffer, 202 273-7187

**RIN:** 2900-AH06

**3513. EXCLUSIONS FROM INCOME (RECA PAYMENTS)**

**CFR Citation:** 38 CFR 3.261(a)(38); 38 CFR 3.262(w); 38 CFR 3.272(s); 38 CFR 3.275(b)

## VA

## Completed/Longterm Actions

**Completed:**

Reason	Date	FR Cite
Final Action	01/10/95	60 FR 2522
Final Action Effective	10/05/90	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Paul Trowbridge (211B), 202 273-7218

**RIN:** 2900-AH12

**3514. VOCATION REHABILITATION: INCREASE IN RATES OF SUBSISTENCE ALLOWANCE PAYABLE**

**CFR Citation:** 38 CFR 21.260

**Completed:**

Reason	Date	FR Cite
Final Action	01/24/95	60 FR 4561
Final Action Effective	10/01/94	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Charles A. Graffam, 202 273-7410

**RIN:** 2900-AH17

**3515. • COMPENSATION FOR CERTAIN UNDIAGNOSED ILLNESSES**

**Legal Authority:** 38 USC 501A

**CFR Citation:** 38 CFR 3.317; 38 CFR 3.500

**Legal Deadline:** None

**Abstract:** To provide compensation benefits for Persian Gulf veterans who suffer disability from undiagnosed illness.

**Timetable:**

Action	Date	FR Cite
Final Action Effective	11/02/94	
Final Action	02/03/95	60 FR 6660

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Steve Thornberry, Consultant (211B), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, 202 273-7212

**RIN:** 2900-AH35

**3516. DEPARTMENT OF VETERANS AFFAIRS ACQUISITION REGULATION—SERVICE CONTRACTING**

**CFR Citation:** 48 CFR 837

**Completed:**

Reason	Date	FR Cite
Withdrawn	12/14/94	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

**Agency Contact:** Sherry Patton, 202 233-5001

**RIN:** 2900-AC86

**3517. ACQUISITION REGULATION: CONTRACTOR QUALIFICATIONS**

**CFR Citation:** 48 CFR 809

**Completed:**

Reason	Date	FR Cite
Withdrawn	01/08/92	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

**Agency Contact:** Sherry Patton, 202 233-5001

**RIN:** 2900-AE16

**3518. DEPARTMENT OF VA ACQUISITION REGULATION—CHANGES TO SYNOPSISING PROCEDURES, BOND REQUIREMENTS, PROCUREMENT OF ARCHITECT-ENGINEER SERVICES, & CONTRACT CLAUSES**

**CFR Citation:** 48 CFR 805; 48 CFR 828; 48 CFR 836; 48 CFR 852

**Completed:**

Reason	Date	FR Cite
Withdrawn	12/14/94	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

**Agency Contact:** Lisa Russell, 202 233-5001

**RIN:** 2900-AG40

**3519. DEPARTMENT OF VETERANS AFFAIRS ACQUISITION REGULATION—CONTRACT MODIFICATION**

**CFR Citation:** 48 CFR 843

**Completed:**

Reason	Date	FR Cite
Withdrawn	12/14/94	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

**Agency Contact:** Lisa Russell, 202 233-5001

**RIN:** 2900-AG64

**3520. DEPARTMENT OF VETERANS AFFAIRS ACQUISITION REGULATION—DEPARTMENT OF VETERANS AFFAIRS ACQUISITION REGULATIONS SYSTEM**

**CFR Citation:** 48 CFR 801

**Completed:**

Reason	Date	FR Cite
Withdrawn	12/14/94	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

**Agency Contact:** Sherry Patton, 202 233-5001

**RIN:** 2900-AG66

**3521. APPEALS REGULATIONS; RULES OF PRACTICE**

**CFR Citation:** 38 CFR 2.66; 38 CFR 19.30; 38 CFR 19.35; 38 CFR 20.202

**Completed:**

Reason	Date	FR Cite
Withdrawn - No action anticipated within the next 12 months.	04/01/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Steven L. Keller, 202 233-2978

**RIN:** 2900-AF54

VA

Completed/Longterm Actions

**3522. RULES OF PRACTICE; REPRESENTATION**

**CFR Citation:** 38 CFR 20.603; 38 CFR 20.606; 38 CFR 20.609; 38 CFR 20.610; 38 CFR 20.611

**Completed:**

Reason	Date	FR Cite
Withdrawn - No action anticipated within the next 12 months.	04/01/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Steven L. Keller, 202 233-2978

**RIN:** 2900-AG08

**3523. APPEALS REGULATIONS; RULES OF PRACTICE**

**CFR Citation:** 38 CFR 19.11; 38 CFR 20.1303

**Completed:**

Reason	Date	FR Cite
Withdrawn - No action anticipated within the next 12 months.	04/01/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Steven L. Keller, 202 233-2978

**RIN:** 2900-AG09

**3524. NEW RESTRICTIONS ON LOBBYING**

**CFR Citation:** 38 CFR 45

**Completed:**

Reason	Date	FR Cite
Withdrawn - No action anticipated within the next 12 months.	04/01/95	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** Roland Halstead (02D), 202 535-7625

**RIN:** 2900-AE74

**3525. REVOCATION OF DELEGATION TO ISSUE SUBPOENAS PURSUANT TO 38 USC 3311 AND SPECIFY PERMISSIBLE METHODS OF SERVICE**

**CFR Citation:** 38 CFR 2.1

**Completed:**

Reason	Date	FR Cite
Withdrawn - Being covered by RIN 2900-AH00	02/24/94	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Greg Burke, 202 273-6335

**RIN:** 2900-AE77

**3526. • UNIFORM ADMINISTRATIVE REQUIREMENTS FOR GRANTS AND COOPERATIVE AGREEMENTS TO STATE AND LOCAL GOVERNMENTS (THRESHOLDS)**

**Legal Authority:** 38 USC 1712; EO 11541

**CFR Citation:** 38 CFR 43.36

**Legal Deadline:** None

**Abstract:** The common rule increases the dollar threshold for small purchases by State and local grantees from \$25,000 to \$100,000 consistent with a National Performance Review recommendation.

**Timetable:**

Action	Date	FR Cite
NPRM	10/25/94	59 FR 53706
NPRM Comment Period End	12/27/94	
Final Action	04/19/95	60 FR 19638
Final Action Effective	05/19/95	60 FR 19638

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** Roland Halstead (02D), Staff Attorney, Office of General Counsel, Department of Veterans Affairs, Office of Regulations Management, 810 Vermont Avenue NW., Washington, DC 20420, 202 535-7625

**RIN:** 2900-AH26

**3527. RELEASE OF VA LISTS OF NAMES AND ADDRESSES AND PENALTY PROCEDURES FOR UNAUTHORIZED USE**

**CFR Citation:** 38 CFR 1.519

**Completed:**

Reason	Date	FR Cite
Withdrawn - No action anticipated within the next 12 months.	04/01/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Barbara Epps, 202 535-8265

**RIN:** 2900-AC63

**3528. STANDARDS FOR PROGRAM EVALUATION**

**CFR Citation:** 38 CFR 1.15

**Completed:**

Reason	Date	FR Cite
Withdrawn	03/22/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Enar Sanders, 202 273-5070

**RIN:** 2900-AE30

[FR Doc. 95-5747 Filed 05-05-95; 8:45 am]

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