



Monday
November 9, 1998

Part XVI

**Department of
Veterans Affairs**

Semiannual Regulatory Agenda

DEPARTMENT OF VETERANS AFFAIRS (VA)

DEPARTMENT OF VETERANS AFFAIRS

38 CFR Ch. I

Unified Agenda of Federal Regulatory and Deregulatory Actions

AGENCY: Department of Veterans Affairs.

ACTION: Semiannual regulatory agenda.

SUMMARY: This agenda announces the regulations that the Department of Veterans Affairs (VA) will have under development or review during the 12-month period beginning October 1998. The purpose in publishing the Department's regulatory agenda is to

allow all interested persons the opportunity to participate in VA's regulatory planning.

ADDRESSES: Interested persons are invited to comment on the entries listed in the agenda by contacting the individual agency contact listed for each entry 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 at (202) 273-8605.

SUPPLEMENTARY INFORMATION: This document is issued pursuant to Executive Order 12866 "Regulatory

Planning and Review" (and implementing guidance) and the Regulatory Flexibility Act, which require that executive agencies semiannually publish in the **Federal Register** an agenda of regulations that VA will have under development or review. For this edition of VA's regulatory agenda, we have concluded that we do not have any regulatory submissions for the October 1998 Regulatory Plan. However, the Agency's Statement of Regulatory Priorities does appear in this issue of the **Federal Register**.

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

Prerule Stage

Sequence Number	Title	Regulation Identifier Number
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Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
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3234	Exemption From Pharmacy Copay	2900-AJ12
3235	Definition of Adjunct Conditions for Reimbursement Purposes	2900-AJ20
3236	Clothing Allowance	2900-AJ21
3237	Provision of Aids to the Blind	2900-AJ22
3238	Medical Care Collection or Recovery	2900-AJ30
3239	Priorities for State Home Grants for Construction, Acquisition or Renovation	2900-AJ43
3240	Schedule for Rating Disabilities—Digestive System	2900-AF24
3241	Individual Unemployability	2900-AH21
3242	Evidence on File at Date of Death	2900-AH42
3243	Vision	2900-AH43
3244	New Eligibility Criteria for the Montgomery GI Bill—Active Duty, Other Miscellaneous Issues	2900-AI63
3245	New Criteria for Approval of Courses for Educational Assistance Programs	2900-AI67
3246	Veterans Education: Reporting and Recordkeeping Requirements at Flight Schools	2900-AJ23
3247	Dependents Education: Verification of Pursuit and Continued Enrollment	2900-AJ41
3248	Schedule for Rating Disabilities: Disabilities of the Liver	2900-AJ46
3249	Revised Criteria for Monetary Allowance for a Child Born With Spina Bifida Who is a Child of a Vietnam Veteran ..	2900-AJ51
3250	Purchase Card/Electronic Data Interchange	2900-AI41
3251	Transportation: VAAR Part 847	2900-AI56
3252	Department of Veterans Affairs Acquisition Regulation— Simplified Acquisition Procedures for Health Care Resources	2900-AI71
3253	Contractor Qualifications	2900-AJ05
3254	VA Acquisition Regulations: Simplified Acquisition Procedures	2900-AJ16
3255	VA Acquisition Regulation: Taxes	2900-AJ32
3256	VA Acquisition Regulations Part 819 Small Business and Small Disadvantage Business Concern	2900-AJ36
3257	Universal Product Numbers (UPNS)	2900-AJ45
3258	Headstone and Marker Inscription Policy	2900-AH45
3259	State Cemetery Grants: Aid to States for Establishment, Expansion and Improvement of Veterans Cemeteries	2900-AH46
3260	Eligibility for Burial of Dependent Adult Children of Eligible Veterans	2900-AI95
3261	Use of the Secretary's Authority as Provided by 38 USC 2402(6)	2900-AJ48
3262	Outer Burial Receptacles	2900-AJ49
3263	Release of Information From Department of Veterans Affairs Records	2900-AH98

VA

Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
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3265	Entities Authorized To Receive and Distribute Department of Defense Surplus Food	2900-AI82

Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3266	CHAMPVA Regulations	2900-AE64
3267	Reconsideration of Denied Claims	2900-AJ03
3268	Medication Prescribing Authority	2900-AJ07
3269	Enrollment and Provisions of Hospital Care and Medical Services	2900-AJ18
3270	Provision of Drugs and Medicines to Certain Veterans in State Nursing Homes	2900-AJ34
3271	Schedule for Rating Disabilities—Diseases of the Ear and Other Sense Organs	2900-AF22
3272	Fibromyalgia	2900-AH05
3273	Service Connection for Dental Conditions for Treatment Purposes	2900-AH41
3274	Veterans Education: Effective Date for the Award of Educational Assistance	2900-AH76
3275	Election of Education Benefits	2900-AH88
3276	Intervertebral Disc Syndrome	2900-AI22
3277	Veterans Education: Advanced Payments & Lump Sum Payments for Educational Assistance	2900-AI31
3278	Reservist Education: Monthly Verification of Enrollment and Other Reports	2900-AI68
3279	Veterans Training: Increase in Rates Payable Under 38 USC Chapter 31	2900-AI74
3280	Amended Criteria for Approval of Flight Training Courses	2900-AI76
3281	Loan Guaranty: Requirements for Interest Rate Reduction Refinancing Loans	2900-AI92
3282	Use of Facilities To Provide Training or Work Experience for Veterans	2900-AJ01
3283	Eligibility Reporting Requirements	2900-AJ09
3284	Minimum Income Annuity	2900-AJ17
3285	Dependents Education: Eligibility and Entitlement Standards	2900-AJ19
3286	Veterans' Benefits Act of 1997	2900-AJ25
3287	National Service Life Insurance	2900-AJ35
3288	Veterans and Dependents Education: Increase in Educational Assistance Rates	2900-AJ37
3289	Reservist Education: Increase in Educational Rates	2900-AJ38
3290	Veterans Education: Effective Date for Discontinuing Educational Assistance	2900-AJ39
3291	Veterans Education: Increased Allowances for the Educational Assistance Test Program	2900-AJ40
3292	Dependents Education: Increase in Educational Assistance Rates	2900-AJ42
3293	Balance Budget Act of 1997	2900-AJ50
3294	Exclusions From Income	2900-AJ52
3295	Reinstatement of Benefits Eligibility Based Upon Terminated Marital Relationships	2900-AJ53
3296	VA Acquisition Regulations Part 801, Legal/Technical Review Requirements	2900-AI96
3297	Sealed Bidding and Competitive Proposals	2900-AI99
3298	VAAR Part 803—Improper Business Practices and Personal Conflict of Interest, and Part 852—Solicitation Provisions in Contract Clauses	2900-AJ06
3299	VA Acquisition Regulations; Part 802, Definition of "Head of Contracting Activity"	2900-AJ26
3300	VA Acquisition Regulation: Title and Reference Updates	2900-AJ29
3301	VA Acquisition Regulations: Part 801, VA Contracting Officer Certification Program	2900-AJ33
3302	VA Acquisition Regulations: Bonds and Insurance	2900-AJ47
3303	Board of Veterans Appeals—Rules of Practice—Attorney Fee Matters	2900-AI98
3304	Delegations of Authority; Federal Tort Claims; Military Personnel and Civilian Employees	2900-AJ31

Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3305	Protection of Human Subjects	2900-AJ08
3306	Provision of Drugs and Medicines Prescribed by Non-VA Physicians	2900-AJ24
3307	Advanced Health Care Planning	2900-AJ28

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Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
3308	Loan Guaranty: Title Evidence Requirements and Occupancy Requirements for Conveyance of Properties to VA ..	2900-AE20
3309	Acceptance of Partial Payments; Indemnification of Default	2900-AE60
3310	Schedule for Rating Disabilities—The Orthopedic System	2900-AE91
3311	Schedule for Rating Disabilities—The Skin	2900-AF00
3312	Schedule for Rating Disabilities—Neurological Conditions and Convulsive Disorders	2900-AF23
3313	Amendments to Training and Rehabilitation Programs	2900-AG00
3314	Revised Definition of Net Value and Revised Criteria for Pre-Foreclosure Debt Waivers	2900-AG20
3315	Delegation of Authority To Provide Relief on Account of Administrative Error	2900-AH19
3316	Medical Evidence That a Disability Has Improved	2900-AH82
3317	Computation of Income	2900-AH94
3318	Child Custody	2900-AI10
3319	Fiduciary Activities; Miscellaneous	2900-AI14
3320	Claims Based on Aggravation of Nonservice-Connected Disability	2900-AI42
3321	Ankylosis and Limitation of Motion of Digits of the Hands	2900-AI44
3322	Revision of Decision	2900-AI64
3323	Diseases Subject to Presumptive Service Connection	2900-AI81
3324	Direct Service Connection (Post-Traumatic Stress Disorder)	2900-AI97
3325	Additional Requirements for Interest Rate Reduction Refinancing Loans	2900-AJ02
3326	Appeals Regulations; Rules of Practice	2900-AE78
3327	Rules of Practice; Hearings	2900-AG07
3328	Rules of Practice: Medical Opinions; Appeal Processing and Submission of Additional Evidence	2900-AG90
3329	Board of Veterans' Appeals: Rules of Practice—Revision of Decisions on Grounds of Clear and Unmistakable Error	2900-AJ15
3330	Nondiscrimination on the Basis of Sex Under Federally Assisted Education Programs and Activities	2900-AB51
3331	Nondiscrimination on the Basis of Sex in Education Programs and Activities Receiving or Benefitting from Federal Financial Assistance	2900-AJ11
3332	Operation of Child Care Centers at VA Facilities	2900-AD48

Completed Actions

Sequence Number	Title	Regulation Identifier Number
3333	Payment for Non-VA Outpatient Office Visits and Payment for Inpatient Non-VA Physician Services	2900-AH66
3334	Informed Consent for Patient Care	2900-AH72
3335	Reporting Health Care Professionals to State Licensing Boards	2900-AI78
3336	Veterans Education; Suspension and Discontinuance of Payments	2900-AF85
3337	Claims Based on Exposure to Ionizing Radiation (Prostate Cancer and Any Other Cancer)	2900-AI00
3338	Cold Injuries	2900-AI46
3339	Veterans Training: Time Limits for Submitting Certifications Under Service Members Occupational Conversion and Training Acts	2900-AI85
3340	Veterans Education: Effective Date for Awards of Educational Assistance to Veterans Who Were Voluntarily Discharged	2900-AI88
3341	Additional Disability or Death Due to Hospital Care, Medical or Surgical Treatment, Examination, or Training and Rehabilitation Services	2900-AJ04
3342	Veterans Education: Increase in Rates Payable for Cooperative Training Under the Montgomery GI Bill - Active Duty	2900-AJ10
3343	VAAR: Commercial Items	2900-AI05
3344	Definitions and Terms for Part 802	2900-AI49
3345	VA Acquisition Regulations: Title Update	2900-AI62
3346	Rules of Practice: Oral Argument in Filing Appellate Briefs	2900-AI18
3347	Rules of Practice: Continuation of Representation Following Death of a Claimant or Appellant	2900-AI87
3348	Fee to Trace Vendors' VA-Issued Checks	2900-AI38
3349	Delegation of Authority for Certain Ethics Matters	2900-AJ27

DEPARTMENT OF VETERANS AFFAIRS (VA)

Prerule Stage

VETERANS BENEFITS
ADMINISTRATION3232. • WELL GROUNDED
CLAIMS/DUTY TO ASSIST**Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 501(a)**CFR Citation:** 38 CFR 3.159**Legal Deadline:** None**Abstract:** This document clarifies VA's policy regarding what action, if any, VA should take to develop information pertaining to benefit claims in adjudication proceedings when presented with claims that are not well grounded.**Timetable:**

Action	Date	FR Cite
ANPRM	12/00/98	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** John Bisset, Jr., Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-7210

RIN: 2900-AJ44

DEPARTMENT OF VETERANS AFFAIRS (VA)

Proposed Rule Stage

VETERANS HEALTH
ADMINISTRATION3233. PER DIEM FOR NURSING HOME
CARE OF VETERANS IN STATE
HOMES**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**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 8137**CFR Citation:** 38 CFR 17.190 to 17.222**Legal Deadline:** None**Abstract:** This document proposes to establish a new part 51 setting forth a mechanism for paying per diem to State homes providing nursing home care to eligible veterans. Under the proposal, VA would pay per diem to a State for providing nursing home care to eligible veterans in a facility if the Under Secretary for Health recognizes the facility as a State home based on a current VA certification that the facility meets the standards set forth in proposed subpart D. This new part would cover material currently in manuals. Also, it should supersede the regulations currently contained in 38 CFR 17.190 through 17.199 that pertain to payment of per diem for nursing home care in State homes. The standards in proposed subpart D are patterned after the standards of the the

Department of Health and Human Services that nursing homes must meet to participate in the Medicare and Medicaid programs (see 42 CFR 483). The standards are intended to set forth minimum requirements necessary to ensure that VA pays per diem for eligible veterans only if the State home provide high quality care. The proposed regulations include application and inspection provisions. The Life Safety Code requires updating to the 1993 edition and various other technical and editorial changes need to be made.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** State, Local**Agency Contact:** L. Nan Stout, Chief, State Per Diem Program (114), Department of Veterans Affairs, Veterans Health Administration (114B), 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-8538
Fax: 202 273-9131**RIN:** 2900-AE873234. EXEMPTION FROM PHARMACY
COPAY**Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 501; 38 USC 1521; 38 USC 1721**CFR Citation:** 38 CFR 17.96**Legal Deadline:** None**Abstract:** This action clearly establishes the base pension rate adjustment for number of dependents as the income threshold as a means to determine exemption from medication copayment.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/99	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Richard Rhoades, Director, Field Support, Veterans Health Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-8205
Fax: 202 273-6485
Email: d.rhoades@mail.va.gov**RIN:** 2900-AJ123235. DEFINITION OF ADJUNCT
CONDITIONS FOR REIMBURSEMENT
PURPOSES**Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 1729**CFR Citation:** 38 CFR 17.101**Legal Deadline:** None**Abstract:** To provide a definition of adjunct conditions as it relates to VA's interpretation of provisions regarding authority to seek reimbursement from health insurance carriers for the treatment of nonservice-connected conditions. The definition seeks to establish uniformly that adjunct

VA

Proposed Rule Stage

conditions are nonservice-connected conditions.

Timetable:

Action	Date	FR Cite
NPRM	04/00/99	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Nancy Howard, Senior Program Analyst, Veterans Health Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-8198

RIN: 2900-AJ20

3236. CLOTHING ALLOWANCE

Priority: Info./Admin./Other

Legal Authority: 38 USC 1162

CFR Citation: 38 CFR 3.810

Legal Deadline: None

Abstract: The regulatory action needs to be amended to contain specific language that submission of torn, worn, damaged clothing is not a specific condition for approving clothing allowances.

Timetable:

Action	Date	FR Cite
NPRM	04/00/99	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: John Clements, Acting Chief, Consultant, Prosthetic and Sensory Aids Strategic Healthcare Group, Department of Veterans Affairs, Veterans Health Administration, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-8515
Fax: 202 273-9110

RIN: 2900-AJ21

3237. PROVISION OF AIDS TO THE BLIND

Priority: Substantive, Nonsignificant

Legal Authority: 38 USC 1162; 38 USC 1710; 38 USC 1714(b)

CFR Citation: 38 CFR 3.810

Legal Deadline: None

Abstract: The regulatory action needs to be amended to contain specific language for furnishing aids for the

Blind as part of prosthetic services to veterans receiving VA care under the authority of 38 U.S.C. section 1710, as amended by Public Law 104-262 and to those veterans eligible under the authority of 38 U.S.C. 1714(b).

Timetable:

Action	Date	FR Cite
NPRM	04/00/99	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: John Clements, Acting Chief, Consultant, Prosthetic and Sensory Aids Strategic Healthcare Group, Department of Veterans Affairs, Veterans Health Administration, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-8515
Fax: 202 273-9110

RIN: 2900-AJ22

3238. MEDICAL CARE COLLECTION OR RECOVERY

Priority: Other Significant

Legal Authority: 38 USC 101; 38 USC 501; 38 USC 1701; 38 USC 1705; 38 USC 1710; 38 USC 1721; 38 USC 1722; 38 USC 1729

CFR Citation: 38 CFR 17.101; 38 CFR 17.102

Legal Deadline: None

Abstract: This document proposes to amend VA's medical regulations concerning collection or recovery by VA for medical care or services provided or furnished to a veteran: For a non-service connected disability for which the veteran is entitled to care (or the payment of expenses of care) under a health-plan contract; For a non-service connected disability incurred incident to the veteran's employment and covered under a worker's compensation law or plan that provides reimbursement or indemnification for such care and services; or for a non-service connected disability incurred as a result of a motor vehicle accident in a State that require automobile accident reparations insurance.

Timetable:

Action	Date	FR Cite
NPRM	10/13/98	63 FR 54756
NPRM Comment Period End	12/14/98	
Final Action	10/00/99	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: John Sverha, Medical Care Cost Recovery (174), Veterans Health Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-8209
Fax: 202 273-6485

RIN: 2900-AJ30

3239. PRIORITIES FOR STATE HOME GRANTS FOR CONSTRUCTION, ACQUISITION OR RENOVATION

Priority: Other Significant

Legal Authority: 38 USC 501; 38 USC 1721

CFR Citation: 38 CFR 17.216; 38 CFR 17.222

Legal Deadline: None

Abstract: This rule proposes to amend the Department of Veterans Affairs regulations concerning State homes. VA provides funds to States for projects for the construction, acquisition, or renovation of State veterans nursing homes and State veterans domiciliaries. VA also provides funds for projects for renovating existing State veterans hospital facilities provided that the renovations would not expand a State's capacity to furnish hospital care. This advance note of proposed rulemaking requests comments regarding what regulations should be established with respect to the priorities for awarding State home grants for construction, acquisition, or renovation.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: State

Agency Contact: Kathleen Greve, Chief, State Home Construction Program (114), Veterans Health Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-8536
Fax: 202 273-9131
Email: kathleen.greve@hg.med.va.gov

RIN: 2900-AJ43

VA

Proposed Rule Stage

**VETERANS BENEFITS
ADMINISTRATION****3240. SCHEDULE FOR RATING
DISABILITIES—DIGESTIVE SYSTEM****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**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 Period End	07/01/91	
NPRM	07/00/99	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Carol McBrine, M.D., Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-7210

RIN: 2900-AF24**3241. INDIVIDUAL UNEMPLOYABILITY****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 38 USC 1155**CFR Citation:** 38 CFR 4.16**Legal Deadline:** None**Abstract:** This action will amend the Schedule for Rating Disabilities as it addressed the issue of individual unemployment, in order to establish

a more objective standard for making unemployability determinations.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Lorna Weston, Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-7210

RIN: 2900-AH21**3242. EVIDENCE ON FILE AT DATE
OF DEATH****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 38 USC 501(a)**CFR Citation:** 38 CFR 3.1000**Legal Deadline:** None**Abstract:** This action will clarify the definition of "medical evidence on file at time of death" (Hayes v. Brown).**Timetable:**

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Lorna Weston, Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-7210

RIN: 2900-AH42**3243. VISION****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in

the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 38 USC 1155**CFR Citation:** 38 CFR 4.75**Legal Deadline:** None**Abstract:** This action will 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	12/00/98	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Carol McBrine, M.D., Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-7210

RIN: 2900-AH43**3244. NEW ELIGIBILITY CRITERIA
FOR THE MONTGOMERY GI BILL—
ACTIVE DUTY, OTHER
MISCELLANEOUS ISSUES****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 3002; 38 USC 3011; 38 USC 3012; 38 USC 3018; 38 USC 3018C; 38 USC 3452; 38 USC 3680A; PL 104-275, sec 107**CFR Citation:** 38 CFR 21.4135; 38 CFR 21.5021; 38 CFR 21.5058; 38 CFR 21.5130; 38 CFR 21.7020; 38 CFR 21.7042; 38 CFR 21.7045; 38 CFR 21.7050; 38 CFR 21.7520**Legal Deadline:** None**Abstract:** This proposed rule will implement various provisions of the National Defense Authorization Act for Fiscal Year 1997, and the Veterans Benefits Improvement Act of 1996. It will set forth new eligibility criteria that will allow additional individuals to establish eligibility for educational assistance under the Montgomery GI Bill - Active Duty; make permanent certain provisions concerning the approval of courses leading to alternative teacher certification; and make other modifications for the purpose of clarification.

VA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: William G. Susling, Jr., Education Advisor (225C), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420
 Phone: 202 273-7187
 Fax: 202 275-2636
 Email: vaedusvc@patriot.net

RIN: 2900-AI63

3245. NEW CRITERIA FOR APPROVAL OF COURSES FOR EDUCATIONAL ASSISTANCE PROGRAMS

Priority: Substantive, Nonsignificant

Legal Authority: 38 USC 3680A

CFR Citation: 38 CFR 21.4251; 38 CFR 21.4252; 38 CFR 21.4253; 38 CFR 21.7122; 38 CFR 21.7622

Legal Deadline: None

Abstract: This rule will bring various regulations into agreement with the Veterans Benefits Improvements Act of 1996. It will include new criteria for use in approving courses for the educational programs VA administers; it will include new criteria for VA to use in approving enrollments in courses. It will make other changes for the purposes of clarification.

Timetable:

Action	Date	FR Cite
NPRM	01/00/99	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State

Agency Contact: William G. Susling, Jr., Education Advisor (225C), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420
 Phone: 202 273-7187
 Fax: 202 275-2636
 Email: vaedusvc@patriot.net

RIN: 2900-AI67

3246. VETERANS EDUCATION: REPORTING AND RECORDKEEPING REQUIREMENTS AT FLIGHT SCHOOLS

Priority: Substantive, Nonsignificant

Legal Authority: 10 USC 16136; 38 USC 3002; 38 USC 3034; 38 USC 3202; 38 USC 3241; 38 USC 3452; 38 USC 3471; 38 USC 5101

CFR Citation: 38 CFR 21.4235; 38 CFR 21.4263

Legal Deadline: None

Abstract: Veterans are required by statute to apply for any benefit the Department of Veterans Affairs administers. This proposal will describe the information to be included in an application for educational assistance for the pursuit of flight training. VA believes that in order to comply with various statutory requirements connected with the educational programs VA administers, flight schools with courses approved for VA training will have to keep some records beyond those required by the Federal Aviation Administration. This proposal will state those recordkeeping requirements.

Timetable:

Action	Date	FR Cite
NPRM	04/00/99	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: William G. Susling, Jr., Education Advisor, Veterans Benefits Administration (225c), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
 Phone: 202 273-7187
 Fax: 202 273-2636
 Email: vaedusvc@patriot.net

RIN: 2900-AJ23

3247. • DEPENDENTS EDUCATION: VERIFICATION OF PURSUIT AND CONTINUED ENROLLMENT

Priority: Substantive, Nonsignificant

Legal Authority: 38 USC 3680; 38 USC 5113

CFR Citation: 38 CFR 21.4135; 38 CFR 21.4138; 38 CFR 21.4204; 38 CFR 21.5130; 38 CFR 21.5131; 38 CFR 21.5133; 38 CFR 21.5200

Legal Deadline: None

Abstract: VA will propose revising the effective dates of reductions in payments of Survivors' and Dependents' Educational Assistance (DEA) and will propose revising the effective dates of reductions in payment of educational assistance under the Post-Vietnam Era Veterans Educational Assistance Program (VEAP). VA also will propose to remove the requirement that an individual must verify his or her continued enrollment in and pursuit of a program of education leading to a standard college degree before VA will make the monthly payment of educational assistance under either DEA or VEAP.

Timetable:

Action	Date	FR Cite
NPRM	04/00/99	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: William G. Susling, Jr., Education Advisor (225C), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
 Phone: 202 273-7187
 Fax: 202 275-2636
 Email: vaedusvc@patriot.net

RIN: 2900-AJ41

3248. • SCHEDULE FOR RATING DISABILITIES: DISABILITIES OF THE LIVER

Priority: Substantive, Nonsignificant

Legal Authority: 38 USC 1155

CFR Citation: 38 CFR 4.114

Legal Deadline: None

Abstract: To expedite updating of diagnostic codes and evaluation criteria for liver diseases, particularly hepatitis C.

Timetable:

Action	Date	FR Cite
NPRM	08/00/99	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Carol McBrine, M.D., Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810

VA

Proposed Rule Stage

Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-7210
RIN: 2900-AJ46

3249. • REVISED CRITERIA FOR MONETARY ALLOWANCE FOR A CHILD BORN WITH SPINA BIFIDA WHO IS A CHILD OF A VIETNAM VETERAN

Priority: Substantive, Nonsignificant
Legal Authority: 38 USC 1805
CFR Citation: 38 CFR 3.814
Legal Deadline: None

Abstract: To revise criteria for evaluation of spina bifida by clarifying them and making the more objective.

Timetable:

Action	Date	FR Cite
NPRM	04/00/99	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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

Phone: 202 273-7210

RIN: 2900-AJ51

OFFICE OF ACQUISITION AND MATERIEL MANAGEMENT

3250. PURCHASE CARD/ELECTRONIC DATA INTERCHANGE

Priority: Info./Admin./Other

Legal Authority: 38 USC 501; 40 USC 486(c); 42 USC 7254

CFR Citation: 48 CFR 812; 48 CFR 832; 48 CFR 852

Legal Deadline: None

Abstract: The Department of Veterans Affairs (VA) is proposing to amend its acquisition regulations to require contractors to accept the Governmentwide commercial purchase card for payment of goods and/or services valued below the simplified acquisition threshold (SAT) and/or to use electronic data interchange (EDI) for both ordering and billing purposes. Requiring the use of purchase cards

and/or EDI will be at the option of the contracting officer, if determined to be in the best interest of the Government.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. The agency has not yet determined whether there is a paperwork burden associated with this action.

Agency Contact: Donald E. Kaliher (95A), Senior Procurement Analyst, Office of Acquisition & Materiel Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-8819

Fax: 202 273-9302

Email: donald.kaliher@mail.va.gov

RIN: 2900-AI41

3251. TRANSPORTATION: VAAR PART 847

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 38 USC 501; 40 USC 486(c)

CFR Citation: 48 CFR 847

Legal Deadline: None

Abstract: This change will update VA Acquisition Regulation chapters 47 and 52 and remove obsolete material.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis Required: No

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: John A. Corso, Senior Procurement Analyst (95A), Acquisition Policy Team, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-8818

Fax: 202 273-9302

Email: john.corso@mail.va.gov

RIN: 2900-AI56

3252. DEPARTMENT OF VETERANS AFFAIRS ACQUISITION REGULATION—SIMPLIFIED ACQUISITION PROCEDURES FOR HEALTH CARE RESOURCES

Priority: Info./Admin./Other

Legal Authority: 38 USC 8153

CFR Citation: 48 CFR 801; 48 CFR 806; 48 CFR 812; 48 CFR 837; 48 CFR 852; 48 CFR 873

Legal Deadline: None

Abstract: Section 301 of Pub. L. 104-262, the Veterans' Health Care Eligibility Reform Act of 1996, authorizes the Secretary of Veterans Affairs to establish simplified acquisition procedures for the purchase of commercial health care services and for the use of medical equipment or space. These acquisition procedures will help maximize the efficiency of the acquisition process and strengthen the medical programs of the Department of Veterans Affairs.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. The agency has not yet determined whether there is a paperwork burden associated with this action.

Agency Contact: Donald E. Kaliher, Senior Procurement Analyst (95A), Ofc of Acquisition & Materiel Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-8819

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Email: donald.kaliher@mail.va.gov

RIN: 2900-AI71

3253. CONTRACTOR QUALIFICATIONS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing

VA

Proposed Rule Stage

Government effort. It will eliminate existing text in the CFR.

Legal Authority: 38 USC 501; 38 USC 486(c)

CFR Citation: 48 CFR 809

Legal Deadline: None

Abstract: The Department of Veterans Affairs (VA) proposes to amend VA Acquisition Regulations to update VA debarment and suspension procedures, remove a certification requirement regarding conflict of interest, add a standard provision for use by contracting officers to collect currently required information, update references and titles, delegate authority, reorganize material and delete obsolete material.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. The agency has not yet determined whether there is a paperwork burden associated with this action.

Agency Contact: Donald E. Kaliher, Senior Procurement Analyst (95A), Acquisition and Materiel Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-8819

Fax: 202 273-9302

Email: donald.kaliher@mail.va.gov

RIN: 2900-AJ05

3254. VA ACQUISITION REGULATIONS: SIMPLIFIED ACQUISITION PROCEDURES

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 38 USC 501; 40 USC 486(c)

CFR Citation: 48 CFR 813; 48 CFR 852; 48 CFR 853

Legal Deadline: None

Abstract: This rule proposes to amend the Department of Veterans Affairs Acquisition Regulation (VAAR) concerning simplified acquisition

procedures. It proposes to amend the VAAR to conform to the Federal Acquisition Regulation, to update references and section titles, to reorganize material, and to remove obsolete material. This rule proposes to add a VAAR provision for use by contracting officers when complying with the requirements of FAR 52.102(c)(1) and (c)(2). The rule also proposes to require the use of a FAR provision or a FAR clause when incorporating VAAR provisions or clauses by reference and to provide the Internet addresses where FAR or VAAR provisions and clauses may be accessed electronically.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis Required: No

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: Donald Kaliher, Senior Procurement Analyst (95A), Acquisition and Materiel Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-8819

Fax: 202 273-9302

Email: donald.kaliher@mail.va.gov

RIN: 2900-AJ16

3255. • VA ACQUISITION REGULATIONS: TAXES

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 38 USC 501; 50 USC 486(c)

CFR Citation: 48 CFR 829

Legal Deadline: None

Abstract: This rule proposes to amend the Department of Veterans Affairs Acquisition Regulation (VAAR) by deleting provisions pertaining to the acquisition of tax-free alcohol products. The provisions proposed for deletion are internal Department of Veterans Affairs (VA) guidance to contracting

officers and are not required to be in the Code of Federal Regulations. In addition, the rule proposes to delete procedures and controls prescribed in the VAAR for facilities or institutions owned or controlled by State Governments, territories, and the District of Columbia to obtain tax-free tobacco products for gratuitous distribution to present and former members of the Armed Forces of the United States. VA policy is to not provide tobacco products to VA patients. This proposed change would be an extension of that policy. By deleting these provisions and controls, VA would no longer assist State Governments, territories, and the District of Columbia in obtaining tax-free tobacco products.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: State, Local

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: Donald Kaliher, Senior Procurement Analyst (95A), Office of Acquisition & Materiel Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-8819

Fax: 202 273-9302

Email: donald.kaliher@mail.va.gov

RIN: 2900-AJ32

3256. • VA ACQUISITION REGULATIONS PART 819 SMALL BUSINESS AND SMALL DISADVANTAGE BUSINESS CONCERN

Priority: Info./Admin./Other

Legal Authority: 38 USC 501; 40 USC 486(c)

CFR Citation: 48 CFR 819

Legal Deadline: None

Abstract: The rule proposes to amend the Department of Veterans Affairs Acquisition Regulation (VA) at 48 CFR 819 to change the title to reflect the

VA

Proposed Rule Stage

current title of FAR part 19, and to amend paragraph 819.202-70(d) which currently requires contracting officers to use the Small Business Administration's (SBA) Procurement Automated Source System (PASS). SBA has replaced the PASS system with a new system called PRO-NET. The paragraph language has also been revised to clarify.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis Required: No

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: Rita Williams, Senior Procurement Analyst (95A), Office of Acquisition & Material Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-8774

Fax: 202 273-9302

Email: rita.williams@mail.va.gov

RIN: 2900-AJ36

3257. • UNIVERSAL PRODUCT NUMBERS (UPNS)

Priority: Info./Admin./Other

Legal Authority: 38 USC 501; 40 USC 486(c)

CFR Citation: 48 CFR 811; 48 CFR 852

Legal Deadline: None

Abstract: This rulemaking action would provide new contract clauses whereby Department of Veterans Affairs contracting officers could require contractors to furnish products marked at the case, box, and unit of use levels with Universal Product Numbers (UPNs) for scanning using bar code readers.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no

statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Donald Kaliher, Senior Procurement Analyst (95A), Office of Acquisition & Materiel Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-8819
Fax: 202 273-9302
Email: donald.kaliher@mailv.va.gov

RIN: 2900-AJ45

NATIONAL CEMETERY SYSTEM

3258. HEADSTONE AND MARKER INSCRIPTION POLICY

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

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 expense, such as specific valor awards or other items paid for at private expense. The rule is published as proposed in the Federal Register to provide information to the public on specific changes to VA's inscription policy for Government-furnished headstones and markers. A 60-day public comment period is provided. This action is subject to the requirements of the Administrative Procedures Act and E.O. 12866 as the rule is a 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	02/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Sonja McCombs, Program Analyst (402B1), NCS Communications Division, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-5183
Fax: 202 273-6697

RIN: 2900-AH45

3259. STATE CEMETERY GRANTS: AID TO STATES FOR ESTABLISHMENT, EXPANSION AND IMPROVEMENT OF VETERANS CEMETERIES

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

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 (New)

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 because the rule is an interpretation of statute. The proposed rule will not have a significant economic impact on a substantial number of small entities; only those States that apply for funding may be direct beneficiaries.

VA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	02/00/99	

Regulatory Flexibility Analysis

Required: No

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
Phone: 202 273-5179
Fax: 202 273-6697

RIN: 2900-AH46

3260. ELIGIBILITY FOR BURIAL OF DEPENDENT ADULT CHILDREN OF ELIGIBLE VETERANS

Priority: Other Significant

Legal Authority: 38 USC 2402(5)

CFR Citation: 38 CFR 1.620(c)

Legal Deadline: None

Abstract: The Department of Veterans Affairs (VA) proposes to amend regulations to specify that the eligibility of veterans' adult children for burial in a national cemetery is only for those who have become permanently incapable of self support before attaining the age of 21 years due to a physical or mental disability. Current regulations do not clearly express this requirement.

Timetable:

Action	Date	FR Cite
NPRM	02/00/99	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Sonja McCombs, Program Analyst (402B1), NCS Communications Division, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-5183
Fax: 202 273-6695

RIN: 2900-AI95

3261. ● USE OF THE SECRETARY'S AUTHORITY AS PROVIDED BY 38 USC 2402(6)

Priority: Other Significant

Legal Authority: 38 USC 2402(6)

CFR Citation: 38 CFR 1.620(d)

Legal Deadline: None

Abstract: The Department of Veterans Affairs (VA) is issuing a proposed rule to define individuals and groups of individuals, who are otherwise not eligible for burial in a VA national cemetery, that would be considered under the Secretary's authority in 38 USC 2402(6). These new regulations establish a consistent basis for VA to determine those individuals or groups of individuals that VA may consider for eligibility under 38 USC 2402(6).

Timetable:

Action	Date	FR Cite
NPRM	02/00/99	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

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
Phone: 202 273-5179
Fax: 202 273-6697

RIN: 2900-AJ48

3262. ● OUTER BURIAL RECEPTACLES

Priority: Other Significant

Legal Authority: 38 USC 501(a); PL 104-275

CFR Citation: 38 CFR 1.629

Legal Deadline: None

Abstract: The Department of Veterans Affairs (VA) is issuing a proposed rule to implement the provisions of Public Law 104-275 regarding outer burial receptacles. The proposal establishes new regulations to notify individuals that they may choose to privately purchase an outer burial receptacle in lieu of using a Government-provided graveliner in VA national cemeteries, where such graveliners are authorized. VA will provide a monetary allowance for the privately purchased outer burial receptacle. The proposed rule establishes the requirements for the allowance to be paid and the manner in which it will be paid.

Timetable:

Action	Date	FR Cite
NPRM	02/00/99	

Regulatory Flexibility Analysis

Required: No

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
Phone: 202 273-5179
Fax: 202 273-6697

RIN: 2900-AJ49

OFFICE OF THE GENERAL COUNSEL

3263. RELEASE OF INFORMATION FROM DEPARTMENT OF VETERANS AFFAIRS RECORDS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 552; 5 USC 552a; 38 USC 5701

CFR Citation: 38 CFR 1.500 to 1.584

Legal Deadline: None

Abstract: This document amends the Department of Veterans Affairs regulations governing the confidentiality and release of VA records subject to the Privacy Act, 5 USC 552a, the Freedom of Information Act (FOIA), 5 USC 552, and the veterans' records confidentiality statute (section 5701), 38 USC 5701. The amendments will implement court decisions and Executive Branch guidance issued since the regulations were originally published. The amendment is part of the Administration's effort to simplify, clarify, and modernize Federal regulations.

Timetable:

Action	Date	FR Cite
NPRM	09/10/98	63 FR 48455
NPRM Comment Period End	11/09/98	
Final Action	10/00/99	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Lorraine M. Johnson, Deputy Assistant General Counsel, Office of General Counsel, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

VA

Proposed Rule Stage

Phone: 202 273-6381

RIN: 2900-AH98

3264. RECOGNITION OF ORGANIZATIONS AND ACCREDITATION OF REPRESENTATIVES**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 5 USC 301; 38 USC 501(a); 38 USC 5901 to 5905**CFR Citation:** 38 CFR 14.626 to 14.635**Legal Deadline:** None**Abstract:** The Department of Veterans Affairs proposes to revise and clarify existing procedures and requirements regarding certification or recognition of service organizations and their representatives, and other individuals, agents and attorneys representing claimants for benefits administered by VA. The revisions are designed to improve VA's ability to assure high quality representation of claimants.**Timetable:**

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** State**Agency Contact:** Richard J. Hipolit (022A), Deputy Assistant General Counsel, Office of the General Counsel, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-6329

Fax: 202 273-6404

RIN: 2900-AI93

OFFICE OF INTERGOVERNMENTAL AFFAIRS**3265. ENTITIES AUTHORIZED TO RECEIVE AND DISTRIBUTE DEPARTMENT OF DEFENSE SURPLUS FOOD****Priority:** Substantive, Nonsignificant**Legal Authority:** 10 USC 2485; 38 USC 501**CFR Citation:** 38 CFR 17.1000(New)**Legal Deadline:** None**Abstract:** This document proposes to amend the Department of Veterans Affairs (VA) regulations by setting forth procedures for VA to designate entities as authorized for receipt and distribution of surplus food donated by the Department of Defense (DOD). This is necessary to implement a statutory mandate. This document also proposes to obtain approval of collection of information provisions concerning entities seeking designation by VA as authorized to receive and distribute the surplus food donated by DOD.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/99	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Peter Dougherty, Program Analyst (075), Intergovernmental Affairs, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-5774

RIN: 2900-AI82

DEPARTMENT OF VETERANS AFFAIRS (VA)

Final Rule Stage

VETERANS HEALTH ADMINISTRATION**3266. CHAMPVA REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 1713**CFR Citation:** 38 CFR 17.84**Legal Deadline:** None**Abstract:** Title 38 CFR part 17, section 17.84, 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, and will not increase 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	11/01/96	61 FR 56486
NPRM Comment	12/31/96	
Period End		
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Undetermined**Agency Contact:** Susan K. Schmetzer, Chief, Policy and Strategic Planning, Health Administration Center,Department of Veterans Affairs, 300 South Jackson Street, Denver, CO 80209
Phone: 303 331-7552
Fax: 303 331-7830

Email:

schmetzer@champva.denver.va.gov

RIN: 2900-AE64

3267. RECONSIDERATION OF DENIED CLAIMS**Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 1712**CFR Citation:** 38 CFR 17.133**Legal Deadline:** None**Abstract:** This document proposes to amend the Department of Veterans Affairs medical regulations by adding a new section 17.133 to set forth reconsideration procedures available if requested by an individual or entity who made a claim for benefits administered by the Veterans Health Administration and who disagrees with the initial decision denying the claim.

VA

Final Rule Stage

It is anticipated that these procedures would not only allow for more reflective decisions at the local level but would allow some disputes to be resolved without the need for further appeal to the Board of Veterans Appeals.

Timetable:

Action	Date	FR Cite
NPRM	02/27/98	63 FR 9990
NPRM Comment Period End	04/28/98	
Final Action	04/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Troy Baxley, Program Specialist (10C3), Veterans Health Administration, Department of Veterans Affairs, 810 Vermont Avenue, Washington, DC 20420
Phone: 202 273-8301

RIN: 2900-AJ03

3268. MEDICATION PRESCRIBING AUTHORITY

Priority: Substantive, Nonsignificant

Legal Authority: 38 USC 553

CFR Citation: 38 CFR 17

Legal Deadline: None

Abstract: This document amends the Department of Veterans Affairs medical regulations to state the delegations of authority for issuance of prescriptions for medication. The delegations have been determined to be appropriate to ensure that medications are prescribed only by those who are capable to do so.

Timetable:

Action	Date	FR Cite
Final Action	04/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Ronald J. Gebhart, Chief Consultant Primary and Ambulatory Care, Veterans Health Administration (112), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-8558
Fax: 202 273-9148

RIN: 2900-AJ07

3269. ENROLLMENT AND PROVISIONS OF HOSPITAL CARE AND MEDICAL SERVICES

Priority: Substantive, Nonsignificant

Legal Authority: 38 USC 501; 38 USC 1721

CFR Citation: 38 CFR 1710

Legal Deadline: NPRM, Statutory, October 1, 1998. Final, Statutory, October 1, 1998.

Abstract: This document amends the Department of Veterans Affairs medical regulations to implement the requirement that certain veterans enroll in a VA healthcare enrollment system as a condition for receiving hospital care and medical services.

Timetable:

Action	Date	FR Cite
NPRM	07/10/98	63 FR 37299
Final Action	04/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Roscoe Butler, Program Specialist, Veterans Health Administration (10C3), Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-8302

RIN: 2900-AJ18

3270. • PROVISION OF DRUGS AND MEDICINES TO CERTAIN VETERANS IN STATE NURSING HOMES

Priority: Substantive, Nonsignificant

Legal Authority: 38 USC 501; 38 USC 1721

CFR Citation: 38 CFR 17.96

Legal Deadline: None

Abstract: This document amends the Department of Veterans Affairs medical regulations concerning the provision of drugs and medicines prescribed by non-VA physicians for certain veterans who are permanently housebound or in need of regular aid and attendance. The regulations are amended to allow prescriptions to be filled by non-VA pharmacies in state homes under contract with VA for filling prescriptions for patients in state homes. This is consistent with VA's special relationship with state home. It will eliminate duplication in services and will help improve timeliness for filling prescriptions in state homes.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/14/98	63 FR 37941
Final Action	04/00/99	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jeff Ramirez, Pharmacy Service (119), Veterans Health Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-8428

RIN: 2900-AJ34

VETERANS BENEFITS ADMINISTRATION

3271. SCHEDULE FOR RATING DISABILITIES—DISEASES OF THE EAR AND OTHER SENSE ORGANS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

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
ANPRM Comment Period End	07/01/91	
NPRM	04/12/94	59 FR 17295
NPRM Comment Period End	06/13/94	
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

VA

Final Rule Stage

Agency Contact: Carol McBrine, M.D., Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-7210

RIN: 2900-AF22

3272. FIBROMYALGIA

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 38 USC 1155

CFR Citation: 38 CFR 4.71(a)

Legal Deadline: None

Abstract: This action will add a diagnostic code and criteria for a rheumatologic condition characterized by pain and tender points.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/07/96	61 FR 20438
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Carol McBrine, Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 272-7210

RIN: 2900-AH05

3273. SERVICE CONNECTION FOR DENTAL CONDITIONS FOR TREATMENT PURPOSES

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 38 USC 501(a)

CFR Citation: 38 CFR 3.381

Legal Deadline: None

Abstract: This action will clarify the term "reasonable period of service" (Manio v. Brown).

Timetable:

Action	Date	FR Cite
NPRM	02/24/97	62 FR 8201
NPRM Comment Period End	04/25/97	
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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

RIN: 2900-AH41

3274. VETERANS EDUCATION: EFFECTIVE DATE FOR THE AWARD OF EDUCATIONAL ASSISTANCE

Priority: Info./Admin./Other

Legal Authority: 38 USC 3018B

CFR Citation: 38 CFR 21.7131

Legal Deadline: None

Abstract: The provisions of 38 U.S.C. allow a veteran who was voluntarily separated from active military, naval, or air service under either 10 U.S.C. 1174a or 1175 before October 23, 1992, to elect to receive educational assistance under the Montgomery GI Bill, Active Duty. He or she was given until October 23, 1993, to make the election. The provisions of 38 U.S.C. 3018B also require the veteran to submit \$1,200 to the Department of Veterans Affairs (VA) as a condition of receiving the educational assistance. The statute does not contain a deadline for paying the \$1,200. This document amends the VA's Vocational Rehabilitation and Education regulations to explain that an individual who made the election before October 23, 1993, must still submit the \$1,200 to VA as a condition of receiving educational assistance under the Montgomery GI Bill, Active Duty.

Timetable:

Action	Date	FR Cite
NPRM	04/29/98	63 FR 23408

Action	Date	FR Cite
NPRM Comment Period End	06/29/98	
Final Action	02/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: William G. Susling, Jr., Education Advisor (225C), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-7187

Fax: 202 275-2636

Email: vaedusvc@patriot.net

RIN: 2900-AH76

3275. ELECTION OF EDUCATION BENEFITS

Priority: Substantive, Nonsignificant

Legal Authority: 38 USC 3562; 38 USC 3221; 38 USC 3033; 10 USC 16132

CFR Citation: 38 CFR 21.3023; 38 CFR 21.5041; 38 CFR 21.7040; 38 CFR 21.7540

Legal Deadline: None

Abstract: An individual may be eligible for educational assistance under more than one of the education programs VA administers. Often the individual must elect which benefit she or he wants. Current regulations state that these elections are final once the individual negotiates a check issued under the program he or she has chosen. These regulations must be revised to allow for a different method of determining when an election is final because VA will soon begin converting from paying educational assistance with paper checks to paying these benefits electronically.

Timetable:

Action	Date	FR Cite
NPRM	11/25/97	62 FR 62736
NPRM Comment Period End	01/26/98	
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: William G. Susling, Jr., Education Advisor (225C), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420

VA

Final Rule Stage

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 RIN: 2900-AH88

3276. INTERVERTEBRAL DISC SYNDROME

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 38 USC 1155
CFR Citation: 38 CFR 4.71(a)
Legal Deadline: None
Abstract: This action ensures that veterans diagnosed with intervertebral disc syndrome meet uniform criteria and receive consistent evaluations.

Timetable:

Action	Date	FR Cite
NPRM	02/24/97	62 FR 8204
NPRM Comment Period End	04/25/97	
Final Action	04/00/99	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Caroll McBrine, M.D., Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
 Phone: 202 273-7210
 RIN: 2900-AI22

3277. VETERANS EDUCATION: ADVANCED PAYMENTS & LUMP SUM PAYMENTS FOR EDUCATIONAL ASSISTANCE

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.
Legal Authority: 38 USC 16136; 38 USC 3034; 38 USC 3680
CFR Citation: 38 CFR 21.4138; 38 CFR 21.7140
Legal Deadline: None
Abstract: The regulations governing advance payments and lump sum

payments of educational assistance have accumulated obsolete provisions over the years. This proposal will remove obsolete provisions and make other clarifying changes.

Timetable:

Action	Date	FR Cite
NPRM	05/20/98	63 FR 27701
NPRM Comment Period End	07/20/98	
Final Action	03/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: William G. Susling, Jr., Education Advisor (225C), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420
 Phone: 202 273-7187
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 Email: vaedusvc@patriot.net
 RIN: 2900-AI31

3278. RESERVIST EDUCATION: MONTHLY VERIFICATION OF ENROLLMENT AND OTHER REPORTS

Priority: Substantive, Nonsignificant
Legal Authority: 10 USC 16136(b); 38 USC 3680(g); 38 USC 3684; 38 USC 5113
CFR Citation: 38 CFR 21.7635; 38 CFR 21.7654; 38 CFR 21.7656
Legal Deadline: None
Abstract: This rule will expand the current requirement that some reservists receiving educational assistance under the Montgomery GI Bill - Selected Reserve verify their pursuit of a program of education monthly to include those reservists who are pursuing a standard college degree. At the same time the number of reports VA receives from educational institutions will be reduced. This will be a cost-effective way to reduce overpayments.

Timetable:

Action	Date	FR Cite
NPRM	03/31/98	63 FR 15341
NPRM Comment Period End	06/01/98	
Final Action	03/00/99	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None
Agency Contact: William G. Susling, Jr., Education Advisor (225C), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420
 Phone: 202 273-7187
 Fax: 202 275-2636
 Email: vaedusvc@patriot.net
 RIN: 2900-AI68

3279. VETERANS TRAINING: INCREASE IN RATES PAYABLE UNDER 38 USC CHAPTER 31

Priority: Routine and Frequent
Legal Authority: 38 USC 3108; 38 USC 3462(e); PL 101-237
CFR Citation: 38 CFR 21.260(b)
Legal Deadline: None

Abstract: By statute, the monthly rates of basic subsistence allowance payable under 38 U.S.C. chapter 31 must be adjusted each fiscal year. In accordance with the statutory formula, the regulations governing rates of basic subsistence allowance payable under 38 U.S.C. chapter 31 for fiscal year 1996 are changed to show a 2.9 increase in these rates.

Timetable:

Action	Date	FR Cite
Final Action	04/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Charles Graffam, Veterans Claims Examiner (28), Vocational Rehabilitation & Counseling Svc, Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420
 Phone: 202 273-7413
 Fax: 202 275-5122
 RIN: 2900-AI74

3280. AMENDED CRITERIA FOR APPROVAL OF FLIGHT TRAINING COURSES

Priority: Substantive, Nonsignificant
Legal Authority: 10 USC 16131(g); 38 USC 101(20); 38 USC 3032; 38 USC 3231; 38 USC 3680(g); 38 USC 3690
CFR Citation: 38 CFR 21.4200; 38 CFR 21.4263
Legal Deadline: None

VA

Final Rule Stage

Abstract: This proposal will amend the regulations governing the approval of flight training courses for VA training. It will bring these regulations into agreement with the current two-year operation requirement that VA is required by statute to apply to approval of enrollments. It will also permit approval of courses offered pursuant to 14 CFR part 142.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/23/98	63 FR 34127
Final Action	12/00/98	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

Agency Contact: William G. Susling, Jr., Education Advisor (225C), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420

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RIN: 2900-AI76**3281. LOAN GUARANTY: REQUIREMENTS FOR INTEREST RATE REDUCTION REFINANCING LOANS****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 501(a)**CFR Citation:** 38 CFR 36.4306a**Legal Deadline:** None

Abstract: Interest rate reduction refinancing loans assist veterans by allowing them to refinance an outstanding VA guaranteed loan that bears interest at a high rate with a new loan at a loan rate. The law allows the veteran to do so without having to pay any expenses out-of-pocket. The revised regulations will limit these loans in most cases to instances where the veteran's monthly mortgage payment will decrease. They will also limit the maximum loan amount, and generally require that the loans being refinanced be current in their payments.

Timetable:

Action	Date	FR Cite
NPRM	06/03/98	63 FR 30162
NPRM Comment Period End	08/03/98	
Final Action	12/00/98	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Robert Finneran, Acting Assistant Director for Loan Policy (264), Department of Veterans Affairs, Veterans Benefits Administration, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-7368

RIN: 2900-AI92**3282. USE OF FACILITIES TO PROVIDE TRAINING OR WORK EXPERIENCE FOR VETERANS****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 103-446**CFR Citation:** 38 CFR 21.299**Legal Deadline:** None

Abstract: The Veterans Benefits Improvement Act of 1994 authorized the Secretary to use any federally recognized Indian tribe to provide training or work experience as part or all of a veteran's vocational rehabilitation program without pay or for nominal pay. This change to VA regulations implements this Act.

Timetable:

Action	Date	FR Cite
Final Action	01/00/99	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Tribal

Agency Contact: Robert Lawson, Counseling Psychologist (28), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-7773

RIN: 2900-AJ01**3283. ELIGIBILITY REPORTING REQUIREMENTS****Priority:** Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 103-271**CFR Citation:** 38 CFR 3.256**Legal Deadline:** None

Abstract: This document amends the Department of Veterans Affairs

adjudication regulations concerning eligibility verification reports (EVRs) for recipients of pension under programs in effect prior to January 1, 1979. The amendment reduces the number of circumstances under which VA requires such pensioners to furnish annual EVRs. The intended effect of this amendment is to reduce the reporting burden on these beneficiaries, reduce the workload at VA regional offices, and enable VA to use its resources more effectively.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/06/98	63 FR 53593
Interim Final Rule Comment Period End	12/07/98	
Final Action	10/00/99	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Jack Bisset, Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-7210

RIN: 2900-AJ09**3284. MINIMUM INCOME ANNUITY****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 105-85, sec 645**CFR Citation:** 38 CFR 3.811**Legal Deadline:** None

Abstract: To amend VA regulations to reflect statutory changes contained in the National Defense Authorization Act for Fiscal Year 1998 that transfers the responsibility for paying a certain gratuitous annuity from the Department of Defense to VA.

Timetable:

Action	Date	FR Cite
Final Action	12/00/98	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: John Bisset, Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810

VA

Final Rule Stage

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RIN: 2900-AJ17

3285. DEPENDENTS EDUCATION: ELIGIBILITY AND ENTITLEMENT STANDARDS

Priority: Substantive, Nonsignificant
Legal Authority: PL 90-631, sec 2; PL 97-377, sec 156; 38 USC 501(a); 38 USC 3482; 38 USC 3501; 38 USC 3511; 38 USC 3512; 38 USC 3532; 38 USC 3533; 38 USC 3541; 38 USC 3562; 38 USC 3681; 38 USC 3686; 38 USC 3687; 38 USC 5304
CFR Citation: 38 CFR 3.503; 38 CFR 3.667; 38 CFR 3.707; 38 CFR 3.807; 38 CFR 21.3020; 38 CFR 21.3021; 38 CFR 21.3023; 38 CFR 21.3040; 38 CFR 21.3041; 38 CFR 21.3042; 38 CFR 21.3043; 38 CFR 21.3044; 38 CFR 21.3045; 30 CFR 21.3046; 30 CFR 21.3047; ...

Legal Deadline: None
Abstract: This document will amend Department of Veterans Affairs education regulations to provide a new interpretation of when the eligibility period ends for children eligible for Survivors' and Dependents' Educational Assistance. It will also make changes to clarify many of these regulations and other changes to make the regulations easier to use.

Timetable:

Action	Date	FR Cite
Final Action	03/00/99	

Regulatory Flexibility Analysis Required: No
Government Levels Affected: None
Agency Contact: William G. Susling, Education Advisor (225C), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
 Phone: 202 273-7187
 Fax: 202 275-2636
 Email: vaedusvc@patriot.net
RIN: 2900-AJ19

3286. VETERANS' BENEFITS ACT OF 1997

Priority: Substantive, Nonsignificant
Legal Authority: PL 105-114, sec 404
CFR Citation: 38 CFR 3.29; 38 CFR 3.31; 38 CFR 3.114; 38 CFR 3.216; 38 CFR 3.814

Legal Deadline: None
Abstract: This document amends the Department of Veterans Affairs adjudication regulations concerning the monetary allowance for children suffering from spina bifida who are children of Vietnam veterans. This amendment is necessary to implement statutory changes contained in the Veterans' Benefits Act of 1997.

Timetable:

Action	Date	FR Cite
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Jack Bisset, Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
 Phone: 202 273-7210
RIN: 2900-AJ25

3287. NATIONAL SERVICE LIFE INSURANCE

Priority: Substantive, Nonsignificant
Legal Authority: 38 USC 1906
CFR Citation: 38 CFR 8.14(a); 38 CFR 8.18
Legal Deadline: None
Abstract: National Service Life Insurance regulations are being amended to provide for the payment of cash value for all current and future term capped policies, either by lump sum cash payment or by the purchase of paid-up additions (PUA), or a combination of the two. Under current law, policyholders whose policies lapse prior to age 96 do not receive any value reserved to their policies. Providing the options of cash values for individuals who no longer need insurance or paid-up additions for policyholders who want to retain insurance coverage without incurring further expense, enables policyholders to choose what is best for them.

Timetable:

Action	Date	FR Cite
Final Action	04/00/99	

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No

Government Levels Affected: None
Agency Contact: George Poole, Chief, Program Administration and Oversight Staff (Insurance Service), Department of Veterans Affairs, P.O. 8079, Philadelphia, PA 19101
 Phone: 215 842-2000
RIN: 2900-AJ35

3288. VETERANS AND DEPENDENTS EDUCATION: INCREASE IN EDUCATIONAL ASSISTANCE RATES

Priority: Substantive, Nonsignificant
Legal Authority: 38 USC 3015
CFR Citation: 38 CFR 21.7136; 38 CFR 21.7137

Legal Deadline: None
Abstract: By statute the monthly rates of basic educational assistance payable to veterans and servicemembers under the Montgomery GI Bill--Active Duty must be adjusted each year in accordance with a statutory formula. The Veterans Benefits Assistance Act of 1998 provides an increase of approximately 20 percent that supersedes the otherwise applicable statutory increase for fiscal year 1999 (October 1, 1998 through September 30, 1999). The regulations governing rates of basic educational assistance payable under the Montgomery GI Bill--Active Duty will be changed to show the rates indicated in the Act.

Timetable:

Action	Date	FR Cite
Final Action	04/00/99	

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: William G. Sussling, Jr., Education Advisor (225C), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
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RIN: 2900-AJ37

3289. RESERVIST EDUCATION: INCREASE IN EDUCATIONAL RATES

Priority: Substantive, Nonsignificant
Legal Authority: 38 USC 501(a); 38 USC 512; 10 USC ch 1606

VA

Final Rule Stage

CFR Citation: 38 CFR 21.7636**Legal Deadline:** None

Abstract: By statute the monthly rates of basic educational assistance payable to veterans and servicemembers under the Montgomery GI Bill--Selected Reserve must be adjusted each fiscal year in accordance with a statutory formula. The Veterans Benefits Act of 1998 provides a rate increase of approximately 20 percent that supersedes the otherwise applicable statutory annual adjustment Fiscal Year 1999 (October 1, 1998 through September 30, 1999). The regulations governing rates of basic educational assistance payable under the Montgomery GI Bill--Selected Reserve are changed to show the rates indicated in the Act for Fiscal Year 1999.

Timetable:

Action	Date	FR Cite
Final Action	04/00/99	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No**Government Levels Affected:** None

Agency Contact: William G. Susling, Jr., Educational Advisor (225C), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-7187

RIN: 2900-AJ38

3290. • VETERANS EDUCATION: EFFECTIVE DATE FOR DISCONTINUING EDUCATIONAL ASSISTANCE

Priority: Substantive, Nonsignificant**Legal Authority:** 38 USC 3034; 38 USC 3680; 38 USC 5113**CFR Citation:** 38 CFR 21.7135**Legal Deadline:** None

Abstract: VA is permitted by statute to require veterans and eligible persons to certify their continued pursuit of a program of education before they may receive their monthly payment of educational assistance. VA has required this by regulation for individuals receiving educational assistance under the Montgomery GI Bill--Active Duty. By statute, any adjustment in the individual's training time resulting from these certifications must be made as of the date of the occurrence. The

regulation governing the reduction of benefits will be revised to reflect the statutory requirement.

Timetable:

Action	Date	FR Cite
Final Action	02/00/99	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No**Government Levels Affected:** None

Agency Contact: William G. Susling, Jr., Education Advisor (225C), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
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RIN: 2900-AJ39

3291. • VETERANS EDUCATION: INCREASED ALLOWANCES FOR THE EDUCATIONAL ASSISTANCE TEST PROGRAM

Priority: Substantive, Nonsignificant**Legal Authority:** 38 USC 16131; 10 USC 2144**CFR Citation:** 38 CFR 21.7636; 38 CFR 21.5822**Legal Deadline:** None

Abstract: By statute, the monthly rates of basic educational assistance payable to reservists under the Montgomery GI Bill--Selected Reserve must be adjusted each fiscal year in accordance with a statutory formula. The Veterans Benefits Act of 1998 provides an increase of approximately 20 percent that supersedes the otherwise applicable statutory increase for fiscal year 1999 (October 1, 1998, through September 30, 1999). The regulations governing rates of basic educational assistance payable under the Montgomery GI Bill--Selected Reserve will be changed to show the rates indicated in the Act. rates will be revised accordingly.

Timetable:

Action	Date	FR Cite
Final Action	04/00/99	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No**Government Levels Affected:** None

Agency Contact: William G. Susling, Jr., Education Advisor (225C), Veterans

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RIN: 2900-AJ40

3292. • DEPENDENTS EDUCATION: INCREASE IN EDUCATIONAL ASSISTANCE RATES

Priority: Substantive, Nonsignificant**Legal Authority:** 38 USC 3532; 38 USC 3542; 38 USC 3687**CFR Citation:** 38 CFR 21.3045; 38 CFR 21.3131; 38 CFR 21.3300; 38 CFR 21.3333**Legal Deadline:** None

Abstract: A provision of the Internal Revenue Service Restructuring and Reform Act of 1998 provides for an increase of approximately 20 percent in educational assistance rates payable under Survivors' and Dependents' Educational Assistance effective October 1, 1998. The regulations governing those rates will be changed to show the rates indicated in the Act.

Timetable:

Action	Date	FR Cite
Final Action	04/00/99	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No**Government Levels Affected:** None

Agency Contact: William G. Susling, Jr., Education Advisor (225C), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-7187
Fax: 202 275-2636
Email: vaedusvc@patriot.net

RIN: 2900-AJ42

3293. • BALANCE BUDGET ACT OF 1997

Priority: Substantive, Nonsignificant**Legal Authority:** 38 USC 5503**CFR Citation:** 38 CFR 3.551**Legal Deadline:** None

Abstract: To extend the date through VA will limit the pension benefits of veterans and surviving spouses receiving Medicaid covered under nursing home care to \$90 per month.

VA

Final Rule Stage

Timetable:

Action	Date	FR Cite
Final Action	12/00/98	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jack Bisset, Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-7210

RIN: 2900-AJ50

3294. • EXCLUSIONS FROM INCOME

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 10602(c)

CFR Citation: 38 CFR 3.261; 38 CFR 3.262; 38 CFR 3.272

Legal Deadline: None

Abstract: To exclude from countable income for VA purposes amounts received under the Victims of Crime Act of 1984.

Timetable:

Action	Date	FR Cite
Final Action	06/00/99	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jack Bisset, Consultant, Regulations Staff (211A), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-7210

RIN: 2900-AJ52

3295. • REINSTATEMENT OF BENEFITS ELIGIBILITY BASED UPON TERMINATED MARITAL RELATIONSHIPS

Priority: Substantive, Nonsignificant

Legal Authority: 38 USC 1311(e)

CFR Citation: 38 CFR 3.55

Legal Deadline: None

Abstract: To provide that the remarried surviving spouse of a veteran is not barred from receiving dependency and indemnity compensation.

Timetable:

Action	Date	FR Cite
Final Action	06/00/99	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jack Bisset, Consultant, Regulations Staff (211B), Veterans Benefits Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-7210

RIN: 2900-AJ53

OFFICE OF ACQUISITION AND MATERIEL MANAGEMENT

3296. VA ACQUISITION REGULATIONS PART 801, LEGAL/TECHNICAL REVIEW REQUIREMENTS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 38 USC 501; 40 USC 486(c)

CFR Citation: 48 CFR 801.602-70; 48 CFR 801.602-71; 48 CFR 801.602-72; 48 CFR 801.602-73; 48 CFR 801.602-74; 48 CFR 801.602-75; 48 CFR 815.805-4; 48 CFR 816.102(a); 48 CFR 817.102-1; 48 CFR 817.402; 48 CFR 819.801; 48 CFR 842.000; 48 CFR 842.102; 48 CFR 842.202; 48 CFR 842.1203; ...

Legal Deadline: None

Abstract: The Department of Veterans Affairs (VA) is amending the Veterans Affairs Acquisition Regulations (VAAR) to remove requirements from the Code of Federal Regulations that have been determined to be VA internal procedures that do not affect the public.

Timetable:

Action	Date	FR Cite
Final Action	12/00/98	

Regulatory Flexibility Analysis

Required: No

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: Donald Kaliher, Senior Procurement Analyst (95A), Office of Acquisition & Materiel Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
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Email: donald.kaliher@mail.va.gov

RIN: 2900-AI96

3297. SEALED BIDDING AND COMPETITIVE PROPOSALS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 38 USC 501; 40 USC 486(c)

CFR Citation: 48 CFR 806

Legal Deadline: None

Abstract: The Department of Veterans Affairs is amending its Acquisition Regulations. Section 806.401 is amended to remove material which conflicts with the Federal Acquisition Regulation.

Timetable:

Action	Date	FR Cite
NPRM	03/11/98	63 FR 11865
NPRM Comment Period End	05/11/98	
Final Action	10/00/98	

Regulatory Flexibility Analysis

Required: No

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: Donald E. Kaliher, Senior Procurement Analyst (95A), Acquisition and Materiel Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

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RIN: 2900-AI99

VA

Final Rule Stage

3298. VAAR PART 803—IMPROPER BUSINESS PRACTICES AND PERSONAL CONFLICT OF INTEREST, AND PART 852—SOLICITATION PROVISIONS IN CONTRACT CLAUSES**Priority:** Info./Admin./Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.**Legal Authority:** 38 USC 501; 38 USC 486(c)**CFR Citation:** 48 CFR 803; 48 CFR 852**Legal Deadline:** None**Abstract:** This document amends the Department of Veterans Affairs Acquisition Regulation (VAAR) concerning the requirement to include an Ethics in Government Act certification in solicitations. This amendment is necessary to delete this requirement pursuant to the Clinger-Cohen Act, section 4301, which stipulates that all certification requirements not required by law be eliminated from agency supplemental acquisition regulations.**Timetable:**

Action	Date	FR Cite
NPRM	04/07/98	63 FR 16955
NPRM Comment Period End	06/08/98	
Final Action	12/00/98	

Regulatory Flexibility Analysis**Required:** No**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:** Rita Williams, Senior Procurement Analyst (95A), Acquisition and Material Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

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RIN: 2900-AJ06**3299. • VA ACQUISITION REGULATIONS; PART 802, DEFINITION OF "HEAD OF CONTRACTING ACTIVITY"****Priority:** Info./Admin./Other**Legal Authority:** 38 USC 501; 40 USC 486(c)**CFR Citation:** 48 CFR 802**Legal Deadline:** None**Abstract:** This rule amends the Department of Veterans Affairs Acquisition Regulations (VAAR) concerning the definition of "Head of the Contracting Activity" (HCA). This amendment is necessary to ensure that the VAAR provides a single, consistent definition of HCA in order to unambiguously designate such individuals within the agency, by specifying that such individuals be appointed in writing by the Procurement Executive, and by amending the definition at 802.100(a) which specifies HCAs by position title.**Timetable:**

Action	Date	FR Cite
Final Action	11/00/98	

Regulatory Flexibility Analysis**Required:** No**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:** Rita Williams, Senior Procurement Analyst (95A), Office of Acquisition & Materiel Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-8774

Fax: 202 273-9302

Email: rita.williams@mail.va.gov

RIN: 2900-AJ26**3300. • VA ACQUISITION REGULATION: TITLE AND REFERENCE UPDATES****Priority:** Info./Admin./Other**Legal Authority:** 38 USC 501; 40 USC 486(c)**CFR Citation:** 48 CFR 801; 48 CFR 803; 48 CFR 805; 48 CFR 806; 48 CFR 808; 48 CFR 814; 48 CFR 817; 48 CFR 819; 48 CFR 822; 48 CFR 825; 48 CFR 828; 48 CFR 831; 48 CFR 832; 48 CFR 833; 48 CFR 836**Legal Deadline:** None**Abstract:** This rule amends the Department of Veterans Affairs Acquisition Regulation (VAAR) to: update office names and job titles due to administrative changes within the Department; correct references and

typographical errors; deletes obsolete material; delete material which duplicates material in the Federal Acquisition Regulation (FAR); and to revise and update section numbers and titles to correspond with the FAR.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/00/98	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**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:** Donald Kaliher, Senior Procurement Analyst (95A), Office of Acquisition & Materiel Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420
Phone: 202 273-8819
Fax: 202 273-9302
Email: donald.kaliher@mail.va.gov**RIN:** 2900-AJ29**3301. • VA ACQUISITION REGULATIONS: PART 801, VA CONTRACTING OFFICER CERTIFICATION PROGRAM****Priority:** Info./Admin./Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.**Legal Authority:** 38 USC 501; 40 USC 486(c)**CFR Citation:** 48 CFR 801**Legal Deadline:** None**Abstract:** This rule amends the Department of Veterans Affairs Acquisition Regulations (VAAR) concerning the VA Contracting Officer Certification Program (COCP). This amendment is necessary to delete information appropriate to an internal directive from the codified regulations. The amendment directs the reader's attention to a specific agency directive for information on the COCP.**Timetable:**

Action	Date	FR Cite
Final Action	12/00/98	

VA

Final Rule Stage

Regulatory Flexibility Analysis

Required: No

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: Rita Williams, Senior Procurement Analyst (95A), Office of Acquisition & Materiel Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-8774

Fax: 202 273-9302

Email: rita.williams@mail.va.gov

RIN: 2900-AJ33

3302. • VA ACQUISITION REGULATIONS: BONDS AND INSURANCE

Priority: Info./Admin./Other

Legal Authority: 38 USC 501; 40 USC 486(c)

CFR Citation: 48 CFR 828; 48 CFR 852

Legal Deadline: None

Abstract: This document amends the Department of Veterans Affairs Acquisition Regulation (VAAR) to: revise and update section numbers and titles to correspond with the FAR; make minor grammatical corrections and revisions; and to designate the Deputy Assistant Secretary for Acquisition and Materiel Management as the Department's designee, referenced in Federal Acquisition Regulation 28.203-7, for excluding individuals from acting as surety on bonds and for making determinations to accept bonds from individuals named on the List of Parties Excluded from Federal Procurement and Nonprocurement Programs.

Timetable:

Action	Date	FR Cite
Final Action	12/00/98	

Regulatory Flexibility Analysis

Required: No

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: Donald Kaliher, Senior Procurement Analyst (95A),

Office of Acquisition & Materiel Management, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20240

Phone: 202 273-8819

Fax: 202 273-9302

Email: donald.kaliher@mail.va.gov

RIN: 2900-AJ47

BOARD OF VETERANS APPEALS

3303. BOARD OF VETERANS APPEALS—RULES OF PRACTICE—ATTORNEY FEE MATTERS

Priority: Substantive, Nonsignificant

Legal Authority: 38 USC 5902; 38 USC 5904; 38 USC 5905

CFR Citation: 38 CFR 20.3; 38 CFR 20.609; 38 CFR 20.610

Legal Deadline: None

Abstract: The Board of Veterans Appeals is proposing to amend its rules of practice to end the practice of paying attorney fees from past-due benefits, establish safeguards in case of "disinterested third-party" payees who are individuals, and simplify certain notice procedures. These changes are necessary to permit VA to focus on activities more directly benefiting veterans and their families, i.e., deciding claims and coordinating benefit payments to veterans and their families, and to clarify the situations in which third parties may pay a claimants' legal fees.

Timetable:

Action	Date	FR Cite
NPRM	12/09/97	62 FR 64770
NPRM Comment Period End	02/09/98	62 FR 64790
Final Action	04/00/99	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Steven L. Keller, Chief Counsel (01C), Department of Veterans Affairs, Board of Veterans Appeals, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 565-5978

RIN: 2900-AI98

OFFICE OF THE GENERAL COUNSEL

3304. • DELEGATIONS OF AUTHORITY; FEDERAL TORT CLAIMS; MILITARY PERSONNEL AND CIVILIAN EMPLOYEES

Priority: Substantive, Nonsignificant

Legal Authority: 28 USC 1346; 28 USC 2671; 28 USC 2680

CFR Citation: 38 CFR 2; 38 CFR 2.6; 38 CFR 14; 38 CFR 14.601; 38 CFR 14.604

Legal Deadline: None

Abstract: The Department of Veterans Affairs (VA) is amending its regulations to delegate to the Under Secretary for Health along with Veterans Integrated Service Network Directors (VISN) and VA Medical facilities Directors, the authority to adjust, determine, compromise, and settle a claim under the Federal Tort Claims Act where the amount of settlement is \$2,500 or less. This authority was granted to the Secretary of the Department of Veterans Affairs pursuant to 28 USC 2672. Prior authority was delegated to the General Counsel encompassing higher limits that remain unchanged. This amendment will facilitate processing of claims under the Federal Tort Claims Act in a more timely manner. The Under Secretary for Health, VISN Directors, and VA Medical Facilities Directors are also given authority pursuant to the provisions of the Military Personnel and Civilian Employees' Claim Act of 1964, 31 USC 3721, as amended to settle and pay a claim for \$2,500 or less made by a civilian officer or employee of the Department of Veterans Affairs for damage to, or loss of, personal property incident to his or her service.

Timetable:

Action	Date	FR Cite
Final Action	04/00/99	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: E. Douglas Bradshaw, Jr., Assistant General Counsel (021), Office of the General Counsel, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-6481

RIN: 2900-AJ31

DEPARTMENT OF VETERANS AFFAIRS (VA)

Long-Term Actions

VETERANS HEALTH ADMINISTRATION**3305. PROTECTION OF HUMAN SUBJECTS****Priority:** Substantive, Nonsignificant**CFR Citation:** 38 CFR 16**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** None**Agency Contact:** Timothy Gerrity

Phone: 202 273-8284

Fax: 202 273-6526

RIN: 2900-AJ08**3306. PROVISION OF DRUGS AND MEDICINES PRESCRIBED BY NON-VA PHYSICIANS****Priority:** Info./Admin./Other**CFR Citation:** 38 CFR 17.96**Timetable:**

Action	Date	FR Cite
Final Action	11/00/99	

Final Action 11/00/99

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Roscoe Butler

Phone: 202 273-8302

RIN: 2900-AJ24**3307. • ADVANCED HEALTH CARE PLANNING****Priority:** Substantive, Nonsignificant**Legal Authority:** 38 USC 501; 38 USC 1721**CFR Citation:** 38 CFR 17.32**Legal Deadline:** None

Abstract: This document proposes to amend the VA medical regulations to codify VA policy regarding advance healthcare planning. The proposed rule sets forth a mechanism for the use of written advance directives, i.e., a VA Living Will, a VA durable power of attorney for health care, and a state-authorized advance directive. The proposed rule also sets forth a mechanism for honoring verbal or nonverbal instructions from a patient when the patient is admitted to care when critically ill and loss of capacity may be imminent and the patient is not physically able to sign an advance

directive form, or the appropriate form is not readily available. This is intended to help ensure that VA acts in compliance with patients' wishes concerning future healthcare.

Timetable:

Action	Date	FR Cite
NPRM	10/00/99	

NPRM 10/00/99

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Ruth-Ann Phelps, Ph.D, Health Science Specialist (10AE), Veterans Health Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420

Phone: 202 273-8473

RIN: 2900-AJ28**VETERANS BENEFITS ADMINISTRATION****3308. LOAN GUARANTY: TITLE EVIDENCE REQUIREMENTS AND OCCUPANCY REQUIREMENTS FOR CONVEYANCE OF PROPERTIES TO VA****Priority:** Substantive, Nonsignificant**CFR Citation:** 38 CFR 36.4320**Timetable:**

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

NPRM 08/06/90 55 FR 31847

NPRM Comment 10/05/90

Period End

NPRM Comment 10/05/90 55 FR 35325

Period Extended

Final Action 00/00/00

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Carl Wasson

Phone: 202 273-7344

RIN: 2900-AE20**3309. ACCEPTANCE OF PARTIAL PAYMENTS; INDEMNIFICATION OF DEFAULT****Priority:** Substantive, Nonsignificant**CFR Citation:** 38 CFR 4202; 38 CFR 4275; 38 CFR 4301; 38 CFR 4315; 38 CFR 4323**Timetable:**

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

NPRM 03/02/94 59 FR 9944

NPRM Comment 05/02/94

Period End

Final Action 00/00/00

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Carl Wasson

Phone: 202 273-7344

RIN: 2900-AE60**3310. SCHEDULE FOR RATING DISABILITIES—THE ORTHOPEDIC SYSTEM****Priority:** Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

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

Action	Date	FR Cite
ANPRM	12/28/90	55 FR 53315
ANPRM Comment	02/26/91	
Period End		
NPRM	12/00/99	

ANPRM 12/28/90 55 FR 53315

ANPRM Comment 02/26/91

Period End

NPRM 12/00/99

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Carol McBrine, M.D.

Phone: 202 273-7210

RIN: 2900-AE91**3311. SCHEDULE FOR RATING DISABILITIES—THE SKIN****Priority:** Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 38 CFR 4.118**Timetable:**

Action	Date	FR Cite
ANPRM	05/02/91	56 FR 20171
ANPRM Comment	07/01/91	
Period End		
NPRM	01/19/93	58 FR 4969
NPRM Comment	03/22/93	
Period End		
Final Action	10/00/99	

ANPRM 05/02/91 56 FR 20171

ANPRM Comment 07/01/91

Period End

NPRM 01/19/93 58 FR 4969

NPRM Comment 03/22/93

Period End

Final Action 10/00/99

VA

Long-Term Actions

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Caroll McBrine, M.D.
 Phone: 202 273-7210
RIN: 2900-AF00

3312. SCHEDULE FOR RATING DISABILITIES—NEUROLOGICAL CONDITIONS AND CONVULSIVE DISORDERS

Priority: Other Significant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
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

Timetable:

Action	Date	FR Cite
ANPRM	05/02/91	56 FR 20169
ANPRM Comment Period End	07/01/91	
NPRM	10/00/99	

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Caroll McBrine, MD
 Phone: 202 273-7210
RIN: 2900-AF23

3313. AMENDMENTS TO TRAINING AND REHABILITATION PROGRAMS

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
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; ...

Timetable:

Action	Date	FR Cite
Final Action	10/00/99	

Regulatory Flexibility Analysis Required: No
Government Levels Affected: None
Agency Contact: Charles Graffam
 Phone: 202 273-7410
RIN: 2900-AG00

3314. REVISED DEFINITION OF NET VALUE AND REVISED CRITERIA FOR PRE-FORECLOSURE DEBT WAIVERS

Priority: Substantive, Nonsignificant
CFR Citation: 38 CFR 36.4301; 38 CFR 36.4323

Timetable:

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

Regulatory Flexibility Analysis Required: No
Government Levels Affected: None
Agency Contact: Carl Wasson
 Phone: 202 273-7344
RIN: 2900-AG20

3315. DELEGATION OF AUTHORITY TO PROVIDE RELIEF ON ACCOUNT OF ADMINISTRATIVE ERROR

Priority: Substantive, Nonsignificant
CFR Citation: 38 CFR 2.7
Timetable: Next Action Undetermined
Regulatory Flexibility Analysis Required: No

Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Paul Trowbridge
 Phone: 202 273-7210
RIN: 2900-AH19

3316. MEDICAL EVIDENCE THAT A DISABILITY HAS IMPROVED

Priority: Substantive, Nonsignificant
CFR Citation: 38 CFR 3.344
Timetable: Next Action Undetermined
Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Larry Freiheit
 Phone: 202 273-7210
RIN: 2900-AH82

3317. COMPUTATION OF INCOME
Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

CFR Citation: 38 CFR 3.260
Timetable: Next Action Undetermined
Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Paul Trowbridge
 Phone: 202 273-7210
RIN: 2900-AH94

3318. CHILD CUSTODY

Priority: Substantive, Nonsignificant
CFR Citation: 38 CFR 3.24(b); 38 CFR 3.24(c); 38 CFR 3.57(d)
Timetable: Next Action Undetermined
Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Paul Trowbridge
 Phone: 202 273-7210
RIN: 2900-AI10

3319. FIDUCIARY ACTIVITIES; MISCELLANEOUS

Priority: Info./Admin./Other
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
CFR Citation: 38 CFR 13.2; 38 CFR 13.3; 38 CFR 13.55; 38 CFR 13.56; 38 CFR 13.58; 38 CFR 13.59; 38 CFR 13.61; 38 CFR 13.64; 38 CFR 13.69; 38 CFR 13.74; 38 CFR 13.75; 38 CFR 13.76; 38 CFR 13.100; 38 CFR 13.108; 38 CFR 13.109; ...
Timetable: Next Action Undetermined
Regulatory Flexibility Analysis Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Douglas L. Bragg
 Phone: 202 273-7210
RIN: 2900-AI14

VA

Long-Term Actions

3320. CLAIMS BASED ON AGGRAVATION OF NONSERVICE-CONNECTED DISABILITY**Priority:** Other Significant**CFR Citation:** 38 CFR 3.310**Timetable:**

Action	Date	FR Cite
NPRM	06/04/97	62 FR 30547
NPRM Comment Period End	08/04/97	
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Judy Veres
Phone: 202 273-7210**RIN:** 2900-AI42**3321. ANKYLOSIS AND LIMITATION OF MOTION OF DIGITS OF THE HANDS****Priority:** Substantive, Nonsignificant**CFR Citation:** 38 CFR 4.71a**Timetable:**

Action	Date	FR Cite
NPRM	10/00/99	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Caroll McBrine, M.D.
Phone: 202 273-7230**RIN:** 2900-AI44**3322. REVISION OF DECISION****Priority:** Substantive, Nonsignificant**CFR Citation:** 38 CFR 3.7; 38 CFR 3.103(a); 38 CFR 3.105(b); 38 CFR 3.321; 38 CFR 3.400; 38 CFR 3.401; 38 CFR 3.800**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jack Bisset
Phone: 202 273-7210**RIN:** 2900-AI64**3323. DISEASES SUBJECT TO PRESUMPTIVE SERVICE CONNECTION****Priority:** Substantive, Nonsignificant**CFR Citation:** 38 CFR 3.309(a)**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Bradley Flohr
Phone: 202 273-7210**RIN:** 2900-AI81**3324. DIRECT SERVICE CONNECTION (POST-TRAUMATIC STRESS DISORDER)****Priority:** Substantive, Nonsignificant**CFR Citation:** 38 CFR 3.304(f)**Timetable:**

Action	Date	FR Cite
Final Action	10/00/99	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jack Bisset
Phone: 202 273-7210**RIN:** 2900-AI97**3325. ADDITIONAL REQUIREMENTS FOR INTEREST RATE REDUCTION REFINANCING LOANS****Priority:** Substantive, Nonsignificant**CFR Citation:** 38 CFR 36.4306a**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Government Levels Affected:** None**Agency Contact:** Robert Finneran
Phone: 202 273-7368**RIN:** 2900-AJ02**BOARD OF VETERANS APPEALS****3326. APPEALS REGULATIONS; RULES OF PRACTICE****Priority:** Substantive, Nonsignificant**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); ...

Timetable:

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

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Steven L. Keller
Phone: 202 565-5978**RIN:** 2900-AE78**3327. RULES OF PRACTICE; HEARINGS****Priority:** Substantive, Nonsignificant**CFR Citation:** 38 CFR 20.702; 38 CFR 20.703; 38 CFR 20.704; 38 CFR 20.707; 38 CFR 20.711; 38 CFR 20.714; 38 CFR 20.716; 38 CFR 20.717; 38 CFR 20.1003; 38 CFR 2.1; 38 CFR 19.75**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis****Required:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Steven L. Keller
Phone: 202 565-5978**RIN:** 2900-AG07**3328. RULES OF PRACTICE: MEDICAL OPINIONS; APPEAL PROCESSING AND SUBMISSION OF ADDITIONAL EVIDENCE****Priority:** Other Significant**CFR Citation:** 38 CFR 19.36; 38 CFR 20.800; 38 CFR 20.801; 38 CFR 20.802; 38 CFR 20.901; 38 CFR 20.1304**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Steven L. Keller
Phone: 202 565-5978**RIN:** 2900-AG90

VA

Long-Term Actions

3329. BOARD OF VETERANS' APPEALS: RULES OF PRACTICE—REVISION OF DECISIONS ON GROUNDS OF CLEAR AND UNMISTAKABLE ERROR

Priority: Substantive, Nonsignificant

CFR Citation: 38 CFR 20.609; 38 CFR 20.1000; 38 CFR 20.1001; 38 CFR 20.1400 New; 38 CFR 20.1401 New; 38 CFR 20.1402 New; 38 CFR 20.1403 New; 38 CFR 20.1404 New; 38 CFR 20.1405 New; 38 CFR 20.1406 New; 38 CFR 20.1407 New; 38 CFR 20.1408 New; 38 CFR 20.1409 New

Timetable:

Action	Date	FR Cite
NPRM	05/19/98	63 FR 27534
NPRM Comment Period End	07/20/98	
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Steve L. Keller
Phone: 205 565-5978

RIN: 2900-AJ15

OFFICE OF EQUAL EMPLOYMENT OPPORTUNITY

3330. NONDISCRIMINATION ON THE BASIS OF SEX UNDER FEDERALLY ASSISTED EDUCATION PROGRAMS AND ACTIVITIES

Priority: Other Significant

CFR Citation: 38 CFR 18

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Ellis Jones Hodges
Phone: 202 273-7632
Fax: 202 273-6537

RIN: 2900-AB51

3331. NONDISCRIMINATION ON THE BASIS OF SEX IN EDUCATION PROGRAMS AND ACTIVITIES RECEIVING OR BENEFITTING FROM FEDERAL FINANCIAL ASSISTANCE

Priority: Substantive, Nonsignificant

CFR Citation: 38 CFR 23

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Ellis Jones Hodges
Phone: 202 273-7632
Fax: 202 273-6537

RIN: 2900-AJ11

OFFICE OF THE ASSISTANT SECRETARY FOR ACQUISITION AND FACILITIES

3332. OPERATION OF CHILD CARE CENTERS AT VA FACILITIES

Priority: Info./Admin./Other

CFR Citation: 38 CFR 17

Timetable:

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

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Renee Bruce
Phone: 410 605-7388
Fax: 410 605-7900

RIN: 2900-AD48

DEPARTMENT OF VETERANS AFFAIRS (VA)

Completed Actions

3333. PAYMENT FOR NON-VA OUTPATIENT OFFICE VISITS AND PAYMENT FOR INPATIENT NON-VA PHYSICIAN SERVICES

Priority: Economically Significant

CFR Citation: 38 CFR 17.55; 38 CFR 17.56; 38 CFR 17.128; 38 CFR 17.50f(h)

Completed:

Reason	Date	FR Cite
Final Action	08/22/98	63 FR 39514

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Abby O'Donnell
Phone: 202 273-8307
Fax: 202 273-9609

RIN: 2900-AH66

3334. INFORMED CONSENT FOR PATIENT CARE

Priority: Substantive, Nonsignificant

CFR Citation: 38 CFR 17.32

Completed:

Reason	Date	FR Cite
Final Action	10/17/97	62 FR 53960
Final Action Effective	11/17/97	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ruth-Ann Phelps, Ph.D.
Phone: 202 273-8473

RIN: 2900-AH72

3335. REPORTING HEALTH CARE PROFESSIONALS TO STATE LICENSING BOARDS

Priority: Substantive, Nonsignificant

CFR Citation: 38 CFR 47.1; 38 CFR 47.2; 38 CFR 47.3

Completed:

Reason	Date	FR Cite
Final Action	04/30/98	63 FR 23664
Final Action Effective	06/01/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Ruth-Ann Phelps, Ph.D.
Phone: 202 273-8473

RIN: 2900-AI78

VA

Completed Actions

3336. VETERANS EDUCATION; SUSPENSION AND DISCONTINUANCE OF PAYMENTS

Priority: Substantive, Nonsignificant

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; ...

Completed:

Reason	Date	FR Cite
Final Action	07/01/98	63 FR 35830
Final Action Effective	07/31/98	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: William G. Susling, Jr.

Phone: 202 273-7187

Fax: 202 275-2636

Email: vaedusvc@patriot.net

RIN: 2900-AF85

3337. CLAIMS BASED ON EXPOSURE TO IONIZING RADIATION (PROSTATE CANCER AND ANY OTHER CANCER)

Priority: Other Significant

CFR Citation: 38 CFR 3.311(b)(2)

Completed:

Reason	Date	FR Cite
Final Action	09/24/98	63 FR 50993
Final Action Effective	09/24/98	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jack Bisset

Phone: 202 273-7210

RIN: 2900-AI00

3338. COLD INJURIES

Priority: Substantive, Nonsignificant

CFR Citation: 38 CFR 4.104

Completed:

Reason	Date	FR Cite
Final Action	07/14/98	63 FR 37778
Final Action Effective	08/13/98	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Caroll McBrine, M.D.
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RIN: 2900-AI46

3339. VETERANS TRAINING: TIME LIMITS FOR SUBMITTING CERTIFICATIONS UNDER SERVICE MEMBERS OCCUPATIONAL CONVERSION AND TRAINING ACTS

Priority: Substantive, Nonsignificant

CFR Citation: 38 CFR 21.4832

Completed:

Reason	Date	FR Cite
Final Action	05/13/98	63 FR 26455
Final Action Effective	07/13/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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RIN: 2900-AI85

3340. VETERANS EDUCATION: EFFECTIVE DATE FOR AWARDS OF EDUCATIONAL ASSISTANCE TO VETERANS WHO WERE VOLUNTARILY DISCHARGED

Priority: Substantive, Nonsignificant

CFR Citation: 38 CFR 21.7131

Completed:

Reason	Date	FR Cite
Final Action	06/23/98	63 FR 34131
Final Action Effective	07/23/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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RIN: 2900-AI88

3341. ADDITIONAL DISABILITY OR DEATH DUE TO HOSPITAL CARE, MEDICAL OR SURGICAL TREATMENT, EXAMINATION, OR TRAINING AND REHABILITATION SERVICES

Priority: Substantive, Nonsignificant

CFR Citation: 38 CFR 3.358; 38 CFR 3.361; 38 CFR 3.362; 38 CFR 3.363; 38 CFR 3.800

Completed:

Reason	Date	FR Cite
Final Action	08/24/98	63 FR 45004
Final Action Effective	10/01/97	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jack Bisset
Phone: 202 273-7210

RIN: 2900-AJ04

3342. VETERANS EDUCATION: INCREASE IN RATES PAYABLE FOR COOPERATIVE TRAINING UNDER THE MONTGOMERY GI BILL - ACTIVE DUTY

Priority: Substantive, Nonsignificant

CFR Citation: 38 CFR 21.7137

Completed:

Reason	Date	FR Cite
Final Action	05/21/98	63 FR 27853
Final Action Effective	10/09/96	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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Email: vaedusvc@patriot.net

RIN: 2900-AJ10

3343. VAAR: COMMERCIAL ITEMS

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

CFR Citation: 48 CFR 801; 48 CFR 810; 48 CFR 811; 48 CFR 812; 48 CFR 836; 48 CFR 852; 48 CFR 870

VA Completed Actions

Completed:

Reason	Date	FR Cite
Final Action	04/09/98	63 FR 17334
Final Action Effective	05/11/98	

Regulatory Flexibility Analysis Required: No

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: Donald E. Kaliher
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RIN: 2900-AI05

3344. DEFINITIONS AND TERMS FOR PART 802

Priority: Routine and Frequent

CFR Citation: 48 CFR ch 8

Completed:

Reason	Date	FR Cite
Withdrawn - Superseded by RIN 2900-AJ26	07/19/98	

Regulatory Flexibility Analysis Required: No

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: John A. Corso (95A)
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RIN: 2900-AI49

3345. VA ACQUISITION REGULATIONS: TITLE UPDATE

Priority: Info./Admin./Other

CFR Citation: 48 CFR ch 8

Completed:

Reason	Date	FR Cite
Withdrawn - Superseded by RIN 2900-AJ29	07/09/98	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

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: Donald E. Kaliher
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RIN: 2900-AI62

3346. RULES OF PRACTICE: ORAL ARGUMENT IN FILING APPELLATE BRIEFS

Priority: Substantive, Nonsignificant

CFR Citation: 38 CFR 20.700; 38 CFR 20.718

Completed:

Reason	Date	FR Cite
Withdrawn - Due to Changed Circumstances	05/05/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Steven L. Keller
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RIN: 2900-AI18

3347. RULES OF PRACTICE: CONTINUATION OF REPRESENTATION FOLLOWING DEATH OF A CLAIMANT OR APPELLANT

Priority: Substantive, Nonsignificant

CFR Citation: 38 CFR 20.611

Completed:

Reason	Date	FR Cite
Final Action	06/19/98	63 FR 33579

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Steven L. Keller
 Phone: 202 565-5978

RIN: 2900-AI87

3348. FEE TO TRACE VENDORS' VA-ISSUED CHECKS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

CFR Citation: 38 CFR 1.585

Completed:

Reason	Date	FR Cite
Withdrawn - Need for Inquiries Reduced	07/21/98	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Charlene Bah
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RIN: 2900-AI38

3349. • DELEGATION OF AUTHORITY FOR CERTAIN ETHICS MATTERS

Priority: Info./Admin./Other

Legal Authority: 38 USC 301; 38 USC 501

CFR Citation: 38 CFR 0.725-2

Legal Deadline: None

Abstract: This document amends the Department of Veterans Affairs regulations captioned "Standards of Ethical Conduct and Related Responsibilities." It removes material regarding certain ethics determinations for agency employees. This material is not required to be published in the Code of Federal Regulations because it does not affect the public. It affects only internal VA practices.

Timetable:

Action	Date	FR Cite
Final Action	06/19/98	63 FR 33579
Final Action Effective	07/20/98	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 2900-AJ27

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