

unprotected open bead polystyrene products, such a statement should be made outright in the new standards. Again, the standards were written to provide a framework for identifying measurable outcomes. If unprotected open bead polystyrene does not meet the standards as written, it cannot be allowed as flotation. Whether it is mentioned specifically in the standards or not is irrelevant.

V. Fire Resistance

Several comments were received regarding the fire resistance requirements for floats and flotation. One stated that although some encasements, such as wood and plywood, support combustion, most encasements are not known to feed fires. In fact, most fires start on boats and spread to the docks.

The purpose of the "fire resistant" statement is to ensure that the encasement or its flotation material is not constructed of a material that would heighten or intensify an existing fire. This requirement does not mean "fire proof" or "non-combustible." In addition, the float and its flotation material must be resistant to combustion when either comes in direct contact with petroleum products.

Procedural Requirements

Executive Order (E.O.) 12866

The Secretary of the Army has determined that this final rule is not a "major" rule within the meaning of Executive Order (E.O.) 12866. This final rule will not (1) have an annual effect on the economy of \$100 million or more; (2) cause a major increase in costs or prices for consumers, individual industries, geographic regions; or (3) have significant adverse effects on competition, employment, investment, productivity, innovation, or on the ability of a United States-based enterprise to compete with foreign-based enterprise in domestic or export markets.

Regulatory Flexibility Act

This final rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 et seq.).

Collection of Information

This final rule contains no collection of information under the Paperwork Reduction Act (44 U.S.C. 3501 et seq.).

Executive Order 12612

The Corps has analyzed this final rule under principles and criteria in E.O. 12612 and has determined that this final

rule does not have sufficient Federalism implications to warrant preparation of a Federalism Assessment.

Executive Order 12630

The Corps has determined that this final rule does not have "significant" taking implications. The final rule does not pertain to taking of private property interests, nor does it impact private property.

NEPA Statement

The Corps has determined that this final rule does not constitute a major Federal action significantly affecting the quality of the human environment and that no detailed statement is required pursuant to the National Environmental Policy Act of 1969.

Unfunded Mandates Act of 1995

The final rule imposes no unfunded mandates on any governmental or private entity and is in compliance with the provisions of the Unfunded Mandates Act of 1995.

List of Subjects in 36 CFR Part 327

Public lands, Shoreline management.

For the reasons set forth in the preamble, 36 CFR part 327, is amended as follows:

36 CFR PART 327, RULES AND REGULATIONS GOVERNING PUBLIC USE OF WATER RESOURCE DEVELOPMENT PROJECTS ADMINISTERED BY THE CHIEF OF ENGINEERS

1. The authority citation for 36 CFR part 327 continues to read as follows:

Authority: 16 U.S.C. 460d and 460I-6a.

2. Appendix A to § 327.30 is amended by revising paragraph 2c(9) as follows:

Appendix A to § 327.30—Guidelines for Granting Shoreline Use Permits

* * * * *

2. * * *

c. * * *

(9) The district commander or his/her authorized representative may place special conditions on the permit when deemed necessary. Requests for waivers of shoreline management plan permit conditions based on health conditions will be reviewed on a case by case basis by the Operations Manager. Efforts will be made to reduce onerous requirements when a limiting health condition is obvious or when an applicant provides a doctor's certification of need for conditions which are not obvious.

* * * * *

3. Appendix C to § 327.30 is amended by revising paragraph 14, to read as follows:

Appendix C to § 327.30—Shoreline Use Permit Conditions

* * * * *

14. Floats and the flotation material for all docks and boat mooring buoys shall be fabricated of materials manufactured for marine use. The float and its flotation material shall be 100% warranted for a minimum of 8 years against sinking, becoming waterlogged, cracking, peeling, fragmenting, or losing beads. All floats shall resist puncture and penetration and shall not be subject to damage by animals under normal conditions for the area. All floats and the flotation material used in them shall be fire resistant. Any float which is within 40 feet of a line carrying fuel shall be 100% impervious to water and fuel. The use of new or recycled plastic or metal drums or non-compartmentalized air containers for encasement or floats is prohibited. Existing floats are authorized until it or its flotation material is no longer serviceable, at which time it shall be replaced with a float that meets the conditions listed above. For any floats installed after the effective date of this specification, repair or replacement shall be required when it or its flotation material no longer performs its designated function or it fails to meet the specifications for which it was originally warranted.

* * * * *

Dated: June 23, 1998.

Robert W. Burkhardt,

Colonel, Corps of Engineers, Executive Director or Civil Works.

[FR Doc. 98-17396 Filed 6-30-98; 8:45 am]

BILLING CODE 3710-92-P

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

36 CFR Parts 1220, 1222, 1228, 1230, 1234, and 1238

RIN 3095-AA85

Technical Amendments to Records Management Regulations

AGENCY: National Archives and Records Administration (NARA).

ACTION: Final rule; technical amendments.

SUMMARY: NARA is updating organizational titles and addresses in 36 CFR ch. XII, subchapter B, to reflect the current organizations that perform the functions. Since the regulations in 36 CFR ch. XII, subchapter B, were last revised, NARA has reorganized and renamed the offices that have records management responsibilities. Additionally, the offices have been relocated to the Archives II facility in College Park. Updating the titles and addresses will facilitate agency and public correspondence with NARA.

EFFECTIVE DATE: July 1, 1998.

FOR FURTHER INFORMATION CONTACT:
Nancy Allard at (301) 713-7360,
extension 226.

SUPPLEMENTARY INFORMATION: This rule is being issued as a final rule without prior notice of proposed rulemaking because under 5 U.S.C. 553 (b)(3)(A) it is exempt from notice-and-comment procedure as it solely concerns matters relating to internal agency organization. NARA finds good cause to issue this rule with an immediate effective date

under 5 U.S.C. 553(d)(3) because it is a nonsubstantive rule that only updates organizational titles and addresses.

This rule is not a significant regulatory action for the purposes of Executive Order 12866, and has not been reviewed by OMB. As required by the Regulatory Flexibility Act, it is hereby certified that this rule will not have a significant impact on small entities.

For the reasons set forth in the preamble, and under the authority of 44

U.S.C. 2104, NARA is amending chapter XII of title 36, Code of Federal Regulations, as follows:

PART 1220—FEDERAL RECORDS; GENERAL

1. In the following table, for each section indicated in the left column, remove the words indicated in the middle column from wherever they appear in the section, and add the words indicated in the right column:

Section	Remove	Add in its place
1220.40	Office of Records Administration, National Archives (NIA), Washington, DC 20408.	NARA, Life Cycle Management Division (NWML), 8601 Adelphi Rd., College Park, MD 20740-6001
1220.40	Office of Records Administration	Life Cycle Management Division
1220.54	Assistant Archivist for Records Administration	Director, Life Cycle Management Division

PART 1222—CREATION AND MAINTENANCE OF FEDERAL RECORDS

2. In § 1222.20(b)(3), remove the words “NARA (NI)”, and add in their place “NARA (NWML)”.

PART 1228—DISPOSITION OF FEDERAL RECORDS

3. In the following table, for each section indicated in the left column, remove the words indicated in the middle column from wherever they appear in the section, and add the words indicated in the right column:

Section	Remove	Add in its place
1228.26	NARA (NIR)	NARA (NWML)
1228.46	NARA (NI)	NARA (NWM)
1228.50	(NIR)	(NWML)
1228.54	National Archives and Records Administration (NIR)	National Archives and Records Administration (NWML)
1228.54	NARA (NIR), Washington, DC 20408	NARA (NWML), 8601 Adelphi Rd., College Park, MD 20740-6001
1228.54	Office of Federal Records Centers (NC)	Office of Regional Records Services (NR)
1228.60	NARA (NIR), Washington, DC 20408	NARA (NWML), 8601 Adelphi Rd., College Park, MD 20740-6001
1228.74	NARA (NIR), Washington, DC 20408	NARA (NWML), 8601 Adelphi Rd., College Park, MD 20740-6001
1228.78	NARA (NIR)	NARA (NWML)
1228.92	NARA (NIR)	NARA (NWML)
1228.92	NARA (NIR), Washington, DC 20408	NARA (NWML), 8601 Adelphi Rd., College Park, MD 20740-6001
1228.94	NARA (NIR)	NARA (NWML)
1228.104	NARA (NIR) Washington, DC 20408	NARA (NWML), 8601 Adelphi Rd., College Park, MD 20740-6001
1228.124	National Archives (NIR)	NARA (NWML)
1228.152	National Archives (NC), Washington, DC 20408	NARA (NR), 8601 Adelphi Rd., College Park, MD 20740-6001
1228.154	Assistant Archivist for Federal Records Centers, National Archives and Records Administration (NC), Washington, DC 20408.	Assistant Archivist for Regional Records Services, NARA (NR), 8601 Adelphi Rd., College Park, MD 20740-6001
1228.154	Records Appraisal and Disposition Division (NIR)	Life Cycle Management Division (NWML)
1228.156	National Archives (NC), Washington, DC 20408	NARA (NR), 8601 Adelphi Rd., College Park, MD 20740-6001
1228.190	Office of the National Archives (NN)	Office of Records Services—Washington, DC (MWMD)
1228.190	Regional Archives	Regional Records Services Facility
1228.222(a)(3) ..	National Archives (NC), Washington, DC 20408	NARA (NR), 8601 Adelphi Rd., College Park, MD 20740-6001
1228.224	Office of Federal Records Centers (NC), National Archives, Washington, DC 20408.	Office of Regional Records Services (NR), NARA, 8601 Adelphi Rd., College Park, MD 20470-6001

PART 1230—MICROGRAPHIC RECORDS MANAGEMENT

4. In the following table, for each section indicated in the left column, remove the words indicated in the middle column from wherever they appear in the section, and add the words indicated in the right column:

Section	Remove	Add in its place
1230.7	(NI), Washington, DC 20408	(NWM), 8601 Adelphi Rd., College Park, MD 20740-6001

Section	Remove	Add in its place
1230.50	Office of Federal Records Centers, National Archives (NC), Washington, DC 20408.	Office of Regional Records Services (NR), 8601 Adelphi Rd., College Park, MD 20740-6001

PART 1234—ELECTRONIC RECORDS MANAGEMENT

5. In § 1234.10(a), remove the words "Office of Records Administration (NI), Washington, DC 20408", and add in their place the words "Modern Records Programs (NWM), 8601 Adelphi Rd., College Park, MD 20740-6001".

PART 1238—PROGRAM ASSISTANCE

6. In § 1238.2, remove the words "Agency Services Division, Office of Records Administration, National Archives (NIA), Washington, DC 20408" and add in their place the words "NARA Life Cycle Management Division (NWML), 8601 Adelphi Rd., College Park, MD 20740-6001".

7. Also in § 1238.2, remove the words "director of the appropriate Federal records center regarding records in or scheduled for transfer to the records center, or the director of the appropriate regional archives regarding records in or scheduled for transfer to the regional archives" and add in their place the words "appropriate Regional Administrator regarding records in or scheduled for transfer to the records center and/or the archival operations within the region".

Dated: June 25, 1998.

John W. Carlin,

Archivist of the United States.

[FR Doc. 98-17462 Filed 6-30-98; 8:45 am]

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DEPARTMENT OF DEFENSE

DEPARTMENT OF TRANSPORTATION

Coast Guard

DEPARTMENT OF VETERANS AFFAIRS

38 CFR Part 21

RIN 2900-AF85

Veterans Education: Suspension and Discontinuance of Payments

AGENCIES: Department of Defense, Department of Transportation (Coast

Guard), and Department of Veterans Affairs.

ACTION: Final rule.

SUMMARY: This document makes changes to the Department of Veterans Affairs (VA) education regulations. It requires that a Director of a VA field station obtain recommendations from a Committee on Educational Allowances before deciding whether to suspend or discontinue payments of educational assistance when educational institutions (including training establishments) fail to meet requirements. It also establishes procedural and composition requirements for the Committees, and it establishes hearing rules for the Committees. In addition, it provides that upon the request of the affected educational institution, the Director of the Education Service will determine, on the basis of the evidence of record, appeals of a decision concerning such suspension or discontinuance of payments of educational assistance. The changes apply to the following educational assistance programs: Montgomery GI Bill—Active Duty, Montgomery GI Bill—Selected Reserve, Survivors' and Dependents' Educational Assistance, the Post-Vietnam Era Veterans' Educational Assistance Program, and the Educational Assistance Pilot Program. The changes are appropriate to ensure proper decisionmaking. In addition, nonsubstantive changes are made for the purpose of clarification.

DATES: Effective Date: July 31, 1998.

FOR FURTHER INFORMATION CONTACT:

William G. Susling, Jr., Education Advisor, Education Service, Veterans Benefits Administration, Department of Veterans Affairs, (202) 273-7187.

SUPPLEMENTARY INFORMATION: In a document published in the **Federal Register** on August 28, 1997 (62 FR 45596), VA, the Department of Defense, and the Department of Transportation (Coast Guard) proposed to amend the "Administration of Educational Assistance Programs" regulations which are set forth at 38 CFR 21.4001 et seq. It was proposed to make changes to the regulations concerning suspension or

discontinuance of payments of educational assistance when educational institutions (including training establishments) fail to meet requirements to report certain occurrences concerning the enrollments of individuals in the following educational assistance programs: Montgomery GI Bill—Active Duty, Montgomery GI Bill—Selected Reserve, Survivors' and Dependents' Educational Assistance, the Post-Vietnam Era Veterans' Educational Assistance Program (VEAP), and the Educational Assistance Pilot Program.

Interested persons were given 60 days to submit comments. One comment was received from the National Association of State Approving Agencies (NASAA).

The provisions of proposed § 21.4210(e) stated, in part:

(e) *Actions that must accompany a mass suspension of educational assistance payments or suspension of approval of enrollments and reenrollments in a course or educational institution.* (1) The Director of the VA facility of jurisdiction may suspend payment of educational assistance and may suspend approval of new enrollments and reenrollments as provided in paragraph (d) of this section, only after:

(i) The Director notifies in writing the State approving agency concerned and the educational institution of any failure to meet the approval requirements and any violation of recordkeeping or reporting requirements; and

(ii) The educational institution—
 (A) Refuses to take corrective action; or
 (B) Does not take corrective action within 60 days (or 90 days if permitted by the Director).

NASAA suggested that an alternative should be added to avoid a suspension if a State approving agency took action to resolve the failure to meet approval requirements, and a report of the corrective action were made to VA within 30 days of the Director's notification. No changes are made based on this comment. The rule provides for notice to the State approving agency and we would expect the State approving agency to become involved in the matter. However, the provisions of the rule allowing corrective action to be taken within 60 or 90 days would