

SUMMARY: This document amends Department of Veterans Affairs (VA) regulations by removing the investigation provisions set forth at 38 CFR 1.450 through 1.455. These provisions are obsolete. The investigation authorities under the Inspector General Act of 1978, as amended (5 U.S.C. Appendix 3), have superseded these provisions.

EFFECTIVE DATE: June 7, 1996.

FOR FURTHER INFORMATION CONTACT: Joseph Vallowe, Office of Inspector General (50C), Department of Veterans Affairs, 810 Vermont Avenue, NW, Washington, DC 20420, (202) 565-8623.

SUPPLEMENTARY INFORMATION: This final rule consists of nonsubstantive changes and, therefore, is not subject to the notice comment and effective date provisions of 5 U.S.C. 553.

The Secretary hereby certifies that this final rule will not have a significant economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act, 5 U.S.C. 601-612. This final rule merely consists of nonsubstantive changes.

There is no Catalog of Federal Domestic Assistance Number for the programs affected by this regulation.

List of Subjects in 38 CFR Part 1

Administrative practice and procedures, Archives and records, Cemeteries, Claims, Courts, Flags, Freedom of information, Government contracts, Government employees, Government property, Infants and children, Inventions and patents, Investigations, Parking, Penalties, Postal Service, Privacy, Reporting and recordkeeping requirements, Seals and insignia, Security measures, Wages.

Approved: May 30, 1996.

Jesse Brown,
Secretary of Veterans Affairs.

For the reasons set forth in the preamble, 38 CFR part 1 is amended as follows:

PART 1—GENERAL PROVISIONS

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

Authority: 38 U.S.C. 501(a), unless otherwise noted.

§§ 1.450 through 1.455 [Removed]

2. Sections 1.450 through 1.455 and the undesignated heading "Investigation" are removed.

[FR Doc. 96-14204 Filed 6-6-96; 8:45 am]

BILLING CODE 8320-01-P

38 CFR Part 6

RIN 2900-AH52

United States Government Life Insurance

AGENCY: Department of Veterans Affairs.

ACTION: Final rule.

SUMMARY: This document amends the Department of Veterans Affairs (VA) regulations relating to United States Government Life Insurance (USGLI). It deletes provisions that have become obsolete. It also deletes provisions contained in insurance policies that consist of material not required to be published in the Federal Register. Additionally, it deletes restatements of statute and makes changes for purposes of clarity.

EFFECTIVE DATE: June 7, 1996.

FOR FURTHER INFORMATION CONTACT: George Poole, Chief, Insurance Program Administration, Department of Veterans Affairs Regional Office and Insurance Center, PO Box 8079, Philadelphia, PA 19101, (215) 951-5718.

SUPPLEMENTARY INFORMATION: With the enactment of the National Service Life Insurance Act of 1940, as amended, issuance of USGLI policies ceased in April, 1951. Additionally, all USGLI policies were declared paid-up effective January 1, 1983. Furthermore, all USGLI term policies were converted to Ordinary Life policies in May, 1993. Consequently, regulations pertaining to issuance, premium payments (other than being declared paid-up), reinstatements of lapsed policies, or term policies are obsolete and are eliminated accordingly. It also deletes provisions contained in insurance policies that consist of material not required to be published in the Federal Register. Additionally, it deletes restatements of statute and makes changes for purposes of clarity.

This final rule consists of nonsubstantive changes and, therefore, is not subject to the notice-and-comment and effective-date provisions of 5 U.S.C. 553.

The Secretary of Veterans Affairs hereby certifies that this final rule will not have a significant economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act, 5 U.S.C. 601-612. This final rule will not affect any entity since it does not contain any substantive provisions. Therefore, pursuant to 5 U.S.C. 605(b), this amendment is exempt from the initial and final regulatory flexibility analysis requirements of sections 603 and 604.

The Catalog of Federal Domestic Assistance Program number for these regulations is 64.103.

List of Subjects in 38 CFR Part 6

Life insurance, Military personnel, Veterans.

Approved: May 31, 1996.

Jesse Brown,

Secretary of Veterans Affairs.

For the reasons set forth in the preamble, 38 CFR part 6 is amended as set forth below:

PART 6—UNITED STATES GOVERNMENT LIFE INSURANCE

1. The authority citation for part 6 is revised to read as follows:

Authority: 38 U.S.C. 501, 1940-1963, 1981-1988, unless otherwise noted.

2. The undesignated center headings preceding §§ 6.2, 6.3, 6.7, 6.31, 6.46, 6.47, 6.78, 6.90, 6.106, 6.111, 6.150, 6.153, 6.155, 6.159, 6.170, 6.186 and 6.202 are removed.

§§ 6.2 through 6.7, 6.16 through 6.40, 6.46 through 6.53, 6.56, 6.57, 6.63, 6.67, 6.69 through 6.92, 6.101 through 6.111, 6.116, 6.120 through 6.121, 6.123 through 6.123c, 6.125, 6.126, 6.128 through 6.186, 6.192 through 6.210 [Removed]

3. In part 6, the following sections are removed:

- a. Sections 6.2 through 6.7;
- b. Sections 6.16 through 6.40;
- c. Sections 6.46 through 6.53;
- d. Section 6.56;
- e. Section 6.57;
- f. Section 6.63;
- g. Section 6.67;
- h. Sections 6.69 through 6.92;
- i. Sections 6.101 through 6.111;
- j. Section 6.116;
- k. Sections 6.120 through 6.121;
- l. Sections 6.123 through 6.123c;
- m. Section 6.125;
- n. Section 6.126;
- o. Sections 6.128 through 6.186; and
- p. Sections 6.192 through 6.210.

§§ 6.12, 6.13, 6.45, 6.55, 6.58, 6.60, 6.62, 6.64, 6.65, 6.68, 6.95, 6.96, 6.100, 6.115, 6.117, 6.117a, 6.119, 6.122, 6.127, 6.191, 6.211 [Redesignated as §§ 6.1 through 6.21]

4. Part 6 is amended by redesignating the following sections as set forth below:

Old section	New section
6.12	6.1
6.13	6.2
6.45	6.3
6.55	6.4
6.58	6.5
6.60	6.6
6.62	6.7
6.64	6.8

Old section	New section
6.65	6.9
6.68	6.10
6.95	6.11
6.96	6.12
6.100	6.13
6.115	6.14
6.117	6.15
6.117a	6.16
6.119	6.17
6.122	6.18
6.127	6.19
6.191	6.20
6.211	6.21

§ 6.2 [Amended]

5. In newly redesignated § 6.2, the first sentence is removed.

§ 6.3 [Amended]

6. In newly redesignated § 6.3, paragraph (a) is removed and the paragraph designation (b) is removed.

§ 6.4 [Amended]

7. Newly redesignated § 6.4 is amended by removing “§§ 3.1(j), 3.204, 3.205 (a) and (b) and 3.209 of “ and adding, in its place, “38 U.S.C. 103(c) and Part 3”.

§ 6.7 [Amended]

8. In newly redesignated § 6.7, paragraphs (a), (b) and (c) are removed; and paragraph (d) is redesignated as paragraph (a); newly redesignated § 6.7 is further amended by revising the section heading and by adding a new paragraph (b) to read as follows:

§ 6.7 Claims of creditors, taxation.

* * * * *

(b) The provisions of 38 U.S.C. 5301(b) which entitle the United States to collect by setoff out of benefits payable to any beneficiary under a United States Government life insurance policy do not apply to dividends being held to the credit of the insured for the payment of premiums under the provisions of section 1946 of title 38 U.S.C.

* * * * *

9. Newly redesignated § 6.8 is revised to read as follows:

§ 6.8 Selection, revocation and election.

The insured under a United States Government Life Insurance policy may, upon written notice, select an optional settlement. Such optional settlement may be revoked by written notice. If the insured does not select one of the optional settlements, as set out under the provisions of the policy, the insurance shall be payable in 240 monthly installments unless the beneficiary elects in writing a different option.

§ 6.9 [Amended]

10. In newly redesignated § 6.9, the first sentence of the introductory text is removed.

11. Newly redesignated § 6.10 is revised to read as follows:

§ 6.10 Options.

Insurance will be payable in one sum only when selected by the insured during his or her lifetime or by his or her last will and testament.

12. In newly redesignated § 6.11, paragraph (d) and the first sentence of paragraph (a) are removed; paragraphs (e) and (f) are redesignated as paragraphs (d) and (e), respectively. Newly redesignated paragraph (d) is amended by removing “as provided in paragraph (f) of this section”, and by removing “in § 6.62” and adding, in its place, “in § 6.7”. Newly redesignated § 6.11 is further amended by revising the section heading, paragraph (b) and newly redesignated paragraph (e) to read as follows:

§ 6.11 How dividends are paid.

* * * * *

(b) If the insured has a National Service Life Insurance policy or policies in force, dividends used to pay premiums in advance will be held to the credit of the insured, unless otherwise directed by the insured.

* * * * *

(e) Dividend credit of the insured held for payment of premiums or dividends left to accumulate on deposit may be applied to the payment of premiums in advance on any National Service Life Insurance policy upon written request of the insured made before default in payment of premium. Upon maturity of the policy, any unpaid dividend will be paid to the person(s) currently entitled to receive payments under the policy.

13. In newly redesignated § 6.13, the section heading is revised to read as follows:

§ 6.13 Policy loans.

* * * * *

§ 614 [Amended]

14. In newly redesignated § 6.14, the seventh and eight sentences are removed; the section heading is amended by removing “5-year level premium term policy and”; the first sentence is amended by removing “the 5-year level premium term or”; the second sentence is amended by removing “at the end of the first policy year and at the end of any policy year thereafter”, and the fourth sentence is amended by removing “provided the policy has been in force for at least 1 year”.

15. Newly redesignated § 6.16 is revised to read as follows:

§ 6.16 Payment of cash value in monthly installments.

Effective January 1, 1971, in lieu of payment of cash value in one sum, the insured may elect to receive payment in monthly installments under option 2 as set forth in the insurance contract or as a refund life income option. If the insured dies before the agreed number of monthly installments have been paid, the remaining unpaid monthly installments will be payable to the designated beneficiary in one sum, unless the insured or such beneficiary has elected to continue the installments under the option selected by the insured. If no designated beneficiary survives, the present value of any remaining unpaid installments shall be paid to the estate of the insured, provided such payment would not escheat.

16. Newly redesignated § 6.18 is revised to read as follows:

§ 6.18 Other disabilities deemed to be total and permanent.

(a) In addition to the conditions specified in 38 U.S.C. 1958, the following also will be deemed to be total and permanent disabilities: Organic loss of speech; permanently helpless or permanently bedridden.

(b) Organic loss of speech will mean the loss of the ability to express oneself, both by voice and whisper, through the normal organs of speech if such loss is caused by organic changes in such organs. Where such loss exists, the fact that some speech can be produced through the use of an artificial appliance or other organs of the body will be disregarded.

§ 6.19 [Amended]

17. Newly redesignated § 6.19 is amended by removing “§§ 3.204, 3.211 and 3.212” and adding, in its place, “Part 3”.

[FR Doc. 96-14368 Filed 6-6-96; 8:45 am]

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38 CFR Part 7

RIN 2900-AH53

Soldiers' and Sailors' Civil Relief

AGENCY: Department of Veterans Affairs.

ACTION: Final rule.

SUMMARY: This document amends the Department of Veterans Affairs (VA) regulations captioned “Soldiers' and Sailors' Civil Relief” which were established under the Soldiers' and