

subsections (a) and (b) of that section. However, these standards are not applicable to the actual language of State regulatory programs and program amendments since each such program is drafted and promulgated by a specific State, not by OSM. Under sections 503 and 505 of SMCRA (30 U.S.C. 1253 and 1255) and 30 CFR 730.11, 732.15, and 732.17(h)(10), decisions on State regulatory programs and program amendments must be based solely on a determination of whether the submittal is consistent with SMCRA and its implementing Federal regulations and whether the other requirements of 30 CFR Parts 730, 731, and 732 have been met.

National Environmental Policy Act

This rule does not require an environmental impact statement since section 702(d) of SMCRA (30 U.S.C. 1292(d)) provides that agency decisions on State regulatory program provisions do not constitute major Federal actions within the meaning of section 102(2)(C) of the National Environmental Policy Act (42 U.S.C. 4332(2)(C)).

Paperwork Reduction Act

This rule does not contain information collection requirements that

require approval by OMB under the Paperwork Reduction Act (44 U.S.C. 3507 *et seq.*).

Regulatory Flexibility Act

The Department of the Interior has determined that this 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.*). The State submittal which is the subject of this rule is based upon corresponding Federal regulations for which an economic analysis was prepared and certification made that such regulations would not have a significant economic effect upon a substantial number of small entities. Therefore, this rule will ensure that existing requirements previously published by OSM will be implemented by the State. In making the determination as to whether this rule would have a significant economic impact, the Department relied upon the data and assumptions for the corresponding Federal regulations.

Unfunded Mandates

OSM has determined and certifies under the Unfunded Mandates Reform Act (2 U.S.C. 1502 *et seq.*) that this rule will not impose a cost of \$100 million

or more in any given year on local, state, or tribal governments or private entities.

List of Subjects in 30 CFR Part 914

Intergovernmental relations, Surface mining, Underground mining.

Dated: May 26, 1999.

Brent Wahlquist,

Regional Director, Mid-Continent Regional Coordinating Center.

For the reasons set out in the preamble, 30 CFR Part 914 is amended as set forth below:

PART 914—INDIANA

1. The authority citation for Part 914 continues to read as follows:

Authority: 30 U.S.C. 1201 *et seq.*

2. Section 914.15 is amended in the table by adding a new entry in chronological order by "Date of final publication" to read as follows:

§ 914.15 Approval of Indiana regulatory program amendments.

* * * * *

Original amendment submission date	Date of final publication	Citation/description
March 8, 1999	June 14, 1999	310 IAC 12-3-31(a)(3), (c); 12-3-48(a)(3); 12-3-69(a)(3), (c)(3), (d); 12-3-106(a)(8)

§ 914.16 [Amended]

3. Section 914.16 is amended by removing and reserving paragraph (h).
[FR Doc. 99-15028 Filed 6-11-99; 8:45 am]

BILLING CODE 4310-05-P

DEPARTMENT OF VETERANS AFFAIRS

38 CFR Part 21

RIN 2900-AJ37

Veterans Education: Increase in Educational Assistance Rates

AGENCY: Department of Veterans Affairs.
ACTION: Final rule.

SUMMARY: 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 fiscal year in accordance with a statutory formula. The Veterans Benefits Assistance Act of

1998 provides an increase of approximately 20% 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 are changed to show the rates indicated in the Act for Fiscal Year 1999. Regular annual adjustments to these rates will resume commencing with Fiscal Year 2000.

DATES: *Effective Date:* This final rule is effective October 1, 1998.

FOR FURTHER INFORMATION CONTACT: William G. Susling, Jr., Education Adviser, Education Service, Veterans Benefits Administration (202) 273-7187.

SUPPLEMENTARY INFORMATION: As provided by the Veterans Benefits Act of 1998 (Pub. L. 105-178, Subtitle B), the rates of basic educational assistance under the Montgomery GI Bill—Active Duty payable to students pursuing a

program of education full time must be increased by approximately 20%.

It should be noted that some veterans will receive an increase in monthly payments that will be less than 20%. The increase does not apply to additional amounts payable by the Secretary of Defense to individuals with skills or a specialty in which there is a critical shortage of personnel (so-called "kickers"). It does not apply to amounts payable for dependents. Veterans who previously had eligibility under the Vietnam Era GI Bill receive monthly payments that are in part based upon basic educational assistance and in part based upon the rates payable under the Vietnam Era GI Bill. Only that portion attributable to basic educational assistance is increased by 20%.

Public Law 105-178, Subtitle B increases the full-time rates for institutional training. These increased rates result in proportionate increases in the benefits payable for other types of training whose rates are based on the

institutional training rates. For example, monthly rates payable to veterans in apprenticeship or other on-job training are set by statute at a given percentage of the full-time institutional rate.

38 U.S.C. 3015(a) and (b) require that the Department of Veterans Affairs (VA) pay part-time students at appropriately reduced rates. Since the first student became eligible for assistance under the Montgomery GI Bill—Active Duty in 1985, VA has paid three-quarter-time students and one-half-time students at 75% and 50% of the full-time institutional rate, respectively. Students pursuing a program of education at less than one-half but more than one-quarter-time have had their payments limited to 50% or less of the full-time institutional rate. Similarly, students pursuing a program of education at one-quarter-time or less have had their payments limited to 25% or less of the full-time institutional rate. Changes are made consistent with the authority and formula described in this paragraph.

Nonsubstantive changes also are made for the purpose of clarity.

Substantive changes made by this final rule merely reflect statutory requirements and adjustments made based on previously established formulas. Accordingly, there is a basis for dispensing with prior notice and comment and delayed effective date provisions of 5 U.S.C. 552 and 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 and does not directly affect small entities. This final rule directly affects only individuals. Pursuant to 5 U.S.C. 605(b), this final rule, therefore, is exempt from the initial and final regulatory flexibility analyses requirements of sections 603 and 604.

The Catalog of Federal Domestic Assistance numbers for the programs affected by this final rule in 64.117 and 64.124.

List of Subjects in 38 CFR Part 21

Administrative practice and procedure, Armed forces, Civil rights, Claims, Colleges and universities, Conflict of interests, Defense Department, Education, Employment, Grant programs-education, Grant programs-veterans, Health programs, Loan programs-education, Loan programs-veterans, Manpower training programs, Reporting and recordkeeping requirements, Schools, Travel and transportation expenses, Veterans, Vocational education, Vocational rehabilitation.

Approved: December 4, 1998.

Togo D. West, Jr.,

Secretary of Veterans Affairs.

For the reasons set out above, 38 CFR part 21, subpart K is amended as set forth below.

PART 21—VOCATIONAL REHABILITATION AND EDUCATION

Subpart K—All Volunteer Force Educational Assistance Program (Montgomery GI Bill—Active Duty)

1. The authority citation for part 21, subpart K, continues to read as follows:

Authority: 38 U.S.C. 501(a), chs. 30, 36, unless otherwise noted.

2. In § 21.7136, paragraphs (b), (c)(1), (c)(2), and (c)(3) are revised to read as follows:

§ 21.7136 Rates of payment of basic educational assistance.

* * * * *

(b) *Rates.* (1) Except as elsewhere provided in this section or in § 21.7139, the monthly rate of basic educational assistance payable for training that occurs after September 30, 1998, and before October 1, 1999, to a veteran whose service is described in paragraph (a) of this section is the rate stated in the following table:

Training	Monthly rate
Full time	\$528.00
¾ time	396.00
½ time	264.00
Less than ½ but more than ¼ time	264.00
¼ time	132.00

(Authority: 38 U.S.C. 3015)

(2) If a veteran's service is described in paragraph (a) of this section, the monthly rate payable to the veteran for pursuit of apprenticeship or other on-job training that occurs after September 30, 1998, and before October 1, 1999, is the rate stated in the following table:

Training period	Monthly rate
First six months of pursuit of training	\$396.00
Second six months of pursuit of training	290.40
Remaining pursuit of training ...	184.80

(Authority: 38 U.S.C. 3015, 3032(c))

(3) If a veteran's service is described in paragraph (a) of this section, the monthly rate of basic educational assistance payable to the veteran for pursuit of a cooperative course is:

(i) \$439.85 for training that occurs after September 30, 1997, and before October 1, 1998; and

(ii) \$528.00 for training that occurs on or after October 1, 1998, and before October 1, 1999.

(Authority: 38 U.S.C. 3015)

(c) * * *

(1) Except as elsewhere provided in this section or in § 21.7139, the monthly rate of basic educational assistance payable to a veteran for training that occurs after September 30, 1998, and before October 1, 1999, is the rate stated in the following table.

Training	Monthly rate
Full time	\$429.00
¾ time	321.75
½ time	214.50
Less than ½ but more than ¼ time	214.50
¼ time or less	107.25

(Authority: 38 U.S.C. 3015, 3032(c))

(2) The monthly rate of educational assistance payable to a veteran for pursuit of apprenticeship or other on-job training that occurs after September 30, 1998, and before October 1, 1999, is the rate stated in the following table:

Training period	Monthly rate
First six months of pursuit of training	\$321.75
Second six months of pursuit of training	235.95
Remaining pursuit of training ...	150.15

(Authority: 38 U.S.C. 3015, 3032(c))

(3) The monthly rate of basic educational assistance payable to a veteran for pursuit of a cooperative course is:

(i) \$357.38 for training that occurs after September 30, 1997, and before October 1, 1998; and

(ii) \$429.00 for training that occurs on or after October 1, 1998, and before October 1, 1999.

(Authority: 38 U.S.C. 3015)

3. In § 21.7137, paragraph (c)(2) introductory text is amended by removing "1997, and before October 1, 1998" and adding, in its place "1998, and before October 1, 1999"; paragraph (c)(2)(i) is amended by removing "\$627.85" and adding, in its place "\$716.00"; paragraph (c)(2)(ii) is amended by removing "\$471.39" and adding, in its place, "\$537.50"; paragraph (c)(2)(iii) is amended by removing "\$313.93" and adding, in its place "\$358.00"; paragraph (c)(2)(iv) is amended by removing "\$156.96" and adding, in its place "\$179.00"; and paragraph (a) is revised to read as follows:

§ 21.7137 Rates of payment of basic educational assistance for individuals with remaining entitlement under 38 U.S.C. ch. 34.

(a) *Minimum rates.* (1) Except as elsewhere provided in this section, the

monthly rate of basic educational assistance for training that occurs after September 30, 1998, and before October 1, 1999, is the rate stated in the following table:

Training	Monthly rate			
	No dependents	One dependent	Two dependents	Additional for each additional dependent
Full time	\$716.00	\$752.00	\$783.00	\$16.00
¾ time	537.50	564.00	587.50	12.00
½ time	358.00	376.00	391.50	8.50
Less than ½ but more than ¼ time	358.00
¼ time or less	179.00

(Authority: 38 U.S.C. 3015(e), (f), and (g))

(2) For veterans pursuing apprenticeship or other on-job training, the monthly rate of basic educational assistance for training that occurs after September 30, 1998, and before October 1, 1999, is the rate stated in the following table:

Training	Monthly rate			
	No dependents	One dependent	Two dependents	Additional for each additional dependent
1st six months of pursuit of program	\$498.75	\$511.13	\$522.00	\$5.25
2nd six months of pursuit of program	346.78	356.13	363.83	3.85
3rd six months of pursuit of program	208.60	214.73	219.45	2.45
Remaining pursuit of program	196.70	202.48	207.73	2.45

(Authority: 38 U.S.C. 3015(e), (f), (g))

(3) The monthly rate payable to a veteran who is pursuing a cooperative course is the rate stated in the following table:

Training period	Monthly rate			
	No dependents	One dependent	Two dependents	Additional for each additional dependent
Oct. 1, 1997–Sept. 30, 1998	\$627.85	\$663.85	\$694.85	\$16.00
On or after Oct. 1, 1998, and before Oct. 1, 1999	716.00	752.00	783.00	16.00

(Authority: 38 U.S.C. 3015)

* * * * *

[FR Doc. 99–14916 Filed 6–11–99; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 9 and 63

[FRL–6345–3]

RIN 2060–AE75

National Emission Standards for Hazardous Air Pollutants for Source Categories; Wool Fiberglass Manufacturing

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This action promulgates national emission standards for hazardous air pollutants (NESHAP) for new and existing sources in wool fiberglass manufacturing facilities. This action also adds Method 316 and Method 318 for the measurement of formaldehyde from wool fiberglass manufacturing lines to appendix A of part 63.

The hazardous air pollutants (HAPs) emitted by the facilities covered by this rule include compounds of three metals (arsenic, chromium, lead) and three organic HAPs (formaldehyde, phenol, and methanol). Exposure to these HAPs can cause reversible or irreversible health effects including carcinogenic, respiratory, nervous system, developmental, reproductive, and/or

dermal health effects. The EPA estimates the final rule will reduce nationwide emissions of HAPs from these facilities by 530 megagrams per year (Mg/yr) (580 tons per year [ton/yr]), an approximate 30 percent reduction from the current level of emissions. In addition, the rule will achieve an estimated 760 Mg/yr (840 ton/yr) of particulate matter (PM) reductions.

These standards implement section 112(d) of the Clean Air Act (CAA) and are based on the Administrator's determination that wool fiberglass manufacturing facilities may reasonably be anticipated to emit several of the 188 HAPs listed in section 112(b) of the CAA from the various process operations found within the industry. The final rule will provide protection to the public by requiring all wool