

Dated: August 16, 2013.

**Robert C. McFetridge,**  
 Director, Regulation Policy and Management,  
 Office of the General Counsel, Department  
 of Veterans Affairs.

For the reasons stated in the preamble, under the authority of 38 U.S.C. 501, the Department of Veterans Affairs amends 38 CFR parts 51, 52, and 58 as follows:

**PART 51—PER DIEM FOR NURSING HOME CARE OF VETERANS IN STATE HOMES**

■ 1. The authority citation for part 51 continues to read as follows:

**Authority:** 38 U.S.C. 101, 501, 1710, 1720, 1741–1743; and as stated in specific sections.

**§ 51.30 [Amended]**

■ 2. Amend § 51.30(c) by removing “set forth at § 58.10 of this chapter” and adding, in its place, “which is available at any VA medical center and at <http://www.va.gov/vaforms>.”

■ 3. Amend § 51.43 by:

■ a. In paragraph (a), removing the second and third sentences and adding in their place a new sentence.

■ b. In paragraph (b), removing “Claimed. This form is set forth in full at § 58.11 of this chapter.” and adding, in its place “Claimed, which is available at any VA medical center and at <http://www.va.gov/vaforms>.”

■ c. In paragraph (f), removing “veteran. This form is set forth in full at § 58.18 of this chapter.” and adding, in its place “veteran, which is available at any VA medical center and at <http://www.va.gov/vaforms>.”

The addition reads as follows:

**§ 51.43 Per diem and drugs and medicines—principles.**

(a) \* \* \* These VA Forms, which are available at any VA medical center and at <http://www.va.gov/vaforms>, must be submitted at the time of admission, with any request for a change in the level of care (domiciliary, hospital care or adult day health care), and any time the contact information has changed. \* \* \*

**§ 51.210 [Amended]**

■ 4. Amend § 51.210 by:

■ a. In paragraph (c)(8), removing “set forth at § 58.14 of this chapter” and adding, in its place “, which is available at any VA medical center and at <http://www.va.gov/vaforms>”.

■ b. In paragraph (c)(9), removing “set forth at § 58.15 of this chapter” and adding, in its place “, which is available at any VA medical center and at <http://www.va.gov/vaforms>”.

■ c. In paragraph (c)(10), removing “set forth at § 58.16 of this chapter” and adding, in its place “, which is available at any VA medical center and at <http://www.va.gov/vaforms>”.

■ d. In paragraph (c)(11), removing “located at § 58.17 of this chapter” and adding, in its place “, which is available at any VA medical center and at <http://www.va.gov/vaforms>”.

**PART 52—PER DIEM FOR ADULT DAY HEALTH CARE OF VETERANS IN STATE HOMES**

■ 5. The authority citation for part 52 continues to read as follows:

**Authority:** 38 U.S.C. 101, 501, 1741–1743; unless otherwise noted.

**§ 52.30 [Amended]**

■ 6. Amend § 52.30(c) by removing “set forth at 38 CFR 58.10.” and adding, in its place “which is available at any VA medical center and at <http://www.va.gov/vaforms>.”

**§ 52.40 [Amended]**

■ 7. Amend § 52.40 by:

■ a. In paragraph (a)(3), removing “set forth in full at 38 CFR 58.11.” and adding, in its place “available at any VA medical center and at <http://www.va.gov/vaforms>.”

■ b. In paragraph (a)(5), removing “set forth in full at 38 CFR 58.12 and 58.13, respectively.” and adding, in its place “available at any VA medical center and at <http://www.va.gov/vaforms>.”

**§ 52.10 [Amended]**

■ 8. Amend § 52.210 by:

■ a. In paragraph (c)(8), removing “set forth at 38 CFR 58.14” and adding, in its place “, which is available at any VA medical center and at <http://www.va.gov/vaforms>”.

■ b. In paragraph (c)(9), removing “set forth at 38 CFR 58.15” and adding, in its place “, which is available at any VA medical center and at <http://www.va.gov/vaforms>”.

■ c. In paragraph (c)(10), removing “set forth at 38 CFR 58.16” and adding, in its place “, which is available at any VA medical center and at <http://www.va.gov/vaforms>”.

■ d. In paragraph (c)(11), removing “located at 38 CFR 58.17” and adding, in its place “, which is available at any VA medical center and at <http://www.va.gov/vaforms>”.

**PART 58 [REMOVED AND RESERVED]**

■ 9. Remove and reserve part 58, consisting of §§ 58.10 through 58.18. [FR Doc. 2013–20357 Filed 8–20–13; 8:45 am]

**BILLING CODE 8320–01–P**

**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**50 CFR Part 679**

[Docket No. 120918468–3111–02]

RIN 0648–XC818

**Fisheries of the Exclusive Economic Zone Off Alaska; Thornyhead Rockfish in the Western Regulatory Area of the Gulf of Alaska**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Temporary rule; closure.

**SUMMARY:** NMFS is prohibiting retention of thornyhead rockfish in the Western Regulatory Area of the Gulf of Alaska (GOA). This action is necessary because the 2013 total allowable catch of thornyhead rockfish in the Western Regulatory Area of the GOA has been reached.

**DATES:** Effective 1200 hours, Alaska local time (A.l.t.), August 17, 2013, through 2400 hours, A.l.t., December 31, 2013.

**FOR FURTHER INFORMATION CONTACT:** Josh Keaton, 907–586–7228.

**SUPPLEMENTARY INFORMATION:** NMFS manages the groundfish fishery in the GOA exclusive economic zone according to the Fishery Management Plan for Groundfish of the Gulf of Alaska (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Regulations governing fishing by U.S. vessels in accordance with the FMP appear at subpart H of 50 CFR part 600 and 50 CFR part 679.

The 2013 total allowable catch (TAC) of thornyhead rockfish in the Western Regulatory Area of the GOA is 150 metric tons as established by the final 2013 and 2014 harvest specifications for groundfish of the GOA (78 FR 13162, February 26, 2013).

In accordance with § 679.20(d)(2), the Administrator, Alaska Region, NMFS (Regional Administrator), has determined that the 2013 TAC of thornyhead rockfish in the Western Regulatory Area of the GOA has been reached. Therefore, NMFS is requiring that thornyhead rockfish caught in the Western Regulatory Area of the GOA be treated as prohibited species in accordance with § 679.21(b).

**Classification**

This action responds to the best available information recently obtained from the fishery. The Acting Assistant Administrator for Fisheries, NOAA (AA), finds good cause to waive the requirement to provide prior notice and opportunity for public comment pursuant to the authority set forth at 5 U.S.C. 553(b)(B) as such requirement is impracticable and contrary to the public interest. This requirement is impracticable and contrary to the public

interest as it would prevent NMFS from responding to the most recent fisheries data in a timely fashion and would delay prohibiting the retention of thornyhead rockfish in the Western Regulatory Area of the GOA. NMFS was unable to publish a notice providing time for public comment because the most recent, relevant data only became available as of August 15, 2013.

The AA also finds good cause to waive the 30-day delay in the effective date of this action under 5 U.S.C. 553(d)(3). This finding is based upon

the reasons provided above for waiver of prior notice and opportunity for public comment.

This action is required by §§ 679.20 and 679.21 and is exempt from review under Executive Order 12866.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: August 16, 2013.

**Kelly Denit,**

*Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

[FR Doc. 2013-20405 Filed 8-16-13; 4:15 pm]

**BILLING CODE 3510-22-P**