

U.S.C. 601 et seq.). Even so, this regulatory amendment will not have a significant economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act. This amendment will only directly affect VA beneficiaries and will not directly affect any small entities.

The Catalog of Federal Domestic Assistance program numbers are 64.109 and 64.110.

List of Subjects in 38 CFR Part 3

Administrative practice and procedure, Claims, Health care, Individuals with disabilities, Pensions, Veterans.

Approved: February 10, 1995.

Jesse Brown,

Secretary of Veterans Affairs.

For the reasons set out in the preamble, 38 CFR part 3 is amended as follows:

PART 3—ADJUDICATION

Subpart A—Pension, Compensation, and Dependency and Indemnity Compensation

1. The authority citation for part 3, subpart A, continues to read as follows:

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

§ 3.311 [Amended]

2. In § 3.311 remove the words “Chief Medical Director” and “Chief Benefits Director”, wherever they appear, and add in their places the words “Under Secretary for Health” and “Under Secretary for Benefits”, respectively.

3. In § 3.311(a)(1), remove “, listed in paragraph (b)(2) of this section.”.

4. In § 3.311(b)(1)(ii), remove “specified in paragraph (b)(2) of this section”.

5. In § 3.311(b)(1)(iii), remove “(b)(4)” and add in its place “(b)(5)”; and

remove “(But see paragraph (h) of this section.)”.

6. In § 3.311(b)(2), the introductory paragraph is revised to read as follows:

§ 3.311 Claims based on exposure to ionizing radiation.

* * * * *

(b) *Initial review of claims.* * * *

(2) For purposes of this section the term “radiogenic disease” means a disease that may be induced by ionizing radiation and shall include the following:

* * * * *

7. In § 3.311(b) redesignate paragraph (b)(4) as paragraph (b)(5), and add new paragraph (b)(4) to read as follows:

§ 3.311 Claims based on exposure to ionizing radiation.

* * * * *

(b) *Initial review of claims.* * * *

(4) If a claim is based on a disease other than one of those listed in paragraphs (b)(2) or (b)(3) of this section, VA shall nevertheless consider the claim under the provisions of this section provided that the claimant has cited or submitted competent scientific or medical evidence that the claimed condition is a radiogenic disease.

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8. In § 3.311, remove paragraph (h).

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 93-71, RM-8134]

Radio Broadcasting Services; Wickenburg, AZ

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document denies the petition for reconsideration filed by Vulture Peak Restoration Group of our *Report and Order*, 59 FR 27505 (May 27, 1994) substituting Channel 231C3 for Channel 229A at Wickenburg, Arizona and modifying the license for Station KMEQ(FM) to specify the higher class channel. The Commission determined that Vulture’s arguments concerning interference to Television Channels 8 and 10 were speculative. With this action, this proceeding is terminated.

EFFECTIVE DATE: February 21, 1995.

FOR FURTHER INFORMATION CONTACT:

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SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission’s *Memorandum Opinion and Order*, MM Docket No. 93-71, adopted February 7, 1995 and released February 10, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street NW, Washington DC. The complete text of this decision may also be purchased from the Commission’s copy contractors, International Transcription Service, Inc., (202) 857-3800, 2100 M Street NW., suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

Douglas W. Webbink,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-4079 Filed 2-17-95; 8:45 am]

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