

- (7) Theodore Case Sound Test: Gus Visser and his Singing Duck (1925)
- (8) The Endless Summer (1966)
- (9) From Here to Eternity (1953)
- (10) From Stump to Ship (1930)
- (11) Fuji (1974)
- (12) In the Heat of the Night (1967)
- (13) Lady Windermere's Fan (1925)
- (14) Melody Ranch (1940)
- (15) The Pearl (1948)
- (16) Punch Drunks (1934)
- (17) Sabrina (1954)
- (18) Star Theatre (1901)
- (19) Stranger Than Paradise (1984)
- (20) This is Cinerama (1952)
- (21) This is Spinal Tap (1984)
- (22) Through Navajo Eyes (series) (1966)
- (23) Why Man Creates (1968)
- (24) Wild and Woolly (1917)
- (25) Wild River (1960)

(b) In keeping with section 106(a) of the Act, 2 U.S.C. 179(p), the Librarian shall endeavor to obtain an archival quality copy for each of these twenty-five films for the National Film Registry Collection of the Library of Congress.

James H. Billington,

The Librarian of Congress.

[FR Doc. 03-5958 Filed 3-12-03; 8:45 am]

BILLING CODE 1410-34-P

DEPARTMENT OF VETERANS AFFAIRS

38 CFR Part 17

RIN 2900-AJ34

Provision of Drugs and Medicines to Certain Veterans in State Homes

AGENCY: Department of Veterans Affairs.

ACTION: Final rule.

SUMMARY: This document affirms amendments to the Department of Veterans Affairs "Medical" regulations concerning the provision of drugs and medicines prescribed by non-VA physicians for certain veterans who are permanently housebound or in need of regular aid and attendance. The amendments allow prescriptions to be filled by non-VA pharmacies in state homes under contract with VA for filling prescriptions for patients in state homes. This is consistent with VA's special relationship with state homes. It eliminates duplication of services and helps to improve timeliness for filling prescriptions in state homes.

DATES: *Effective Date:* March 13, 2003.

FOR FURTHER INFORMATION CONTACT: Jeff Ramirez, Pharmacy Service (119), Veterans Health Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, (202) 273-8428. (This is not a toll-free number.)

SUPPLEMENTARY INFORMATION: The VA "Medical" regulations are set forth at 38 CFR Part 17.96. The interim final rule amending these regulations was published in the **Federal Register** on July 14, 1998 at 63 FR 37779.

We provided a 60-day comment period that ended September 14, 1998. We received two comments. One commenter expressed support. The other commenter stated that the eligibility criteria should be liberalized to only require that a veteran be "eligible for compensation or pension benefits." However, there is a statutory requirement that a veteran be in receipt of benefits to qualify for the provision of drugs and medicines. 38 U.S.C. 1712(d). No change is made based upon this comment. This commenter also states that it would be more efficient and cost-effective to authorize state homes to purchase prescription drugs and medicines from local VA suppliers. No change in the regulation is made based upon this comment. What the commenter suggests is what is happening in those state homes that have contracts with VA to furnish drugs off the Federal Supply Schedule at the same price that VA pays. If other state homes want access to the Federal Supply Schedule, they may achieve that access by contracting with VA. Based on the rationale set forth in the interim final rule and in this document we now affirm as a final rule the changes made by the interim final rule.

Paperwork Reduction Act

This document contains no provisions constituting a collection of information under the Paperwork Reduction Act (44 U.S.C. 3501-3521).

Administrative Procedure Act

This document without any changes affirms amendments made by an interim final rule that is already in effect. Accordingly, we have concluded under 5 U.S.C. 553 that there is good cause for dispensing with a delayed effective date based on the conclusion that such procedure is impracticable, unnecessary, and contrary to the public interest.

Unfunded Mandates

The Unfunded Mandates Reform Act requires, at 2 U.S.C. 1532, that agencies prepare an assessment of anticipated costs and benefits before developing any rule that may result in an expenditure by State, local, or tribal governments, in the aggregate, or by the private sector of \$100 million or more in any given year. This rule would have no consequential effect on State, local, or tribal governments.

Regulatory Flexibility Act

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 rule will have only a miniscule effect on any small entity. Therefore, pursuant to 5 U.S.C. 605(b), this rule is exempt from the initial and final regulatory flexibility analysis requirements of §§ 603 and 604.

Catalog of Federal Domestic Assistance Program Number

The Catalog of Federal Domestic Assistance program number for this document is 64.012.

List of Subjects in 38 CFR Part 17

Administrative practice and procedure, Alcohol abuse, Alcoholism, Claims, Day care, Dental health, Drug abuse, Foreign relations, Government contracts, Grant programs-health, Grant programs-veterans, Health care, Health facilities, Health professions, Health records, Homeless, Medical and dental schools, Medical devices, Medical research, Mental health programs, Nursing homes, Philippines, Reporting and recordkeeping requirements, Scholarships and fellowships, Travel and transportation expenses, Veterans.

Approved: March 3, 2003.

Anthony J. Principi,

Secretary of Veterans Affairs.

PART 17—MEDICAL

Accordingly, the interim final rule amending 38 CFR part 17 which was published at 63 FR 37779 on July 14, 1998, is adopted as a final rule without change.

[FR Doc. 03-6099 Filed 3-12-03; 8:45 am]

BILLING CODE 8320-01-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[FL-82-200309(w); FRL-7466-4]

Approval and Promulgation of Implementation Plans for Florida: Withdrawal of Direct Final Rule

AGENCY: Environmental Protection Agency (EPA).

ACTION: Withdrawal of direct final rule.

SUMMARY: Due to adverse comment, EPA is withdrawing the direct final rule published January 27, 2003, (see 68 FR 3817) approving revisions to the Florida State Implementation Plan. The purpose

of the revision to rule 62–212.400 was to correct discrepancies between State and Federal rule language on exemptions from Prevention of Significant Deterioration and to include additional provisions. EPA stated in the direct final rule that if EPA received adverse comment by February 26, 2003, the rule would be withdrawn and not take effect. EPA subsequently received adverse comment. EPA will address the comment in a subsequent final action based upon the proposed action published on January 27, 2003 (see 68 FR 3847). EPA will not institute a second comment period on this action.

DATES: The direct final rule is withdrawn as of March 13, 2003.

FOR FURTHER INFORMATION CONTACT: Heidi LeSane, Air Planning Branch, U.S. Environmental Protection Agency Region 4, 61 Forsyth Street, SW., Atlanta, Georgia 30303–8960. Phone number: 404/562–9035; E-mail: lesane.heidi@epa.gov.

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Intergovernmental relations, Ozone, Particulate matter, Reporting and recordkeeping requirements, Volatile organic compounds.

Dated: March 6, 2003.

J.I. Palmer, Jr.,

Regional Administrator, Region 4.

[FR Doc. 03–6111 Filed 3–12–03; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 62

[Region II Docket No. NY58–253a, FRL–7464–8]

Approval and Promulgation of State Plans for Designated Facilities; New York

AGENCY: Environmental Protection Agency (EPA).

ACTION: Direct final rule.

SUMMARY: The Environmental Protection Agency (EPA) is taking direct final action to approve the State plan submitted by New York State to implement and enforce the Emission Guidelines (EG) for existing small Municipal Waste Combustion (MWC) Units. New York's plan establishes emission limits and other requirements for the purpose of reducing toxic air emissions from small MWC units throughout the State. New York submitted its plan to fulfill the

requirements of sections 111(d) and 129 of the Clean Air Act.

DATES: This direct final rule is effective on May 12, 2003 without further notice, unless EPA receives adverse comment by April 14, 2003.

If EPA receives such comment, EPA will publish a timely withdrawal in the **Federal Register** informing the public that this rule will not take effect.

ADDRESSES: All comments should be addressed to: Raymond Werner, Chief, Air Programs Branch, Environmental Protection Agency, Region II Office, 290 Broadway, New York, New York 10007–1866.

Copies of the state submittal is available at the following addresses for inspection during normal business hours:

Environmental Protection Agency, Region II Office, Air Programs Branch, 290 Broadway, 25th Floor, New York, New York 10007–1866.
New York State Department of Environmental Conservation, Division of Air Resources, 625 Broadway, 2nd Floor, Albany, New York 12233.

FOR FURTHER INFORMATION CONTACT: Anthony (Ted) Gardella, Air Programs Branch, Environmental Protection Agency, 290 Broadway, 25th Floor, New York, New York 10007–1866, (212) 637–4249.

SUPPLEMENTARY INFORMATION: The following table of contents describes the format for the **SUPPLEMENTARY INFORMATION** section:

- I. EPA Action
 - A. What action is EPA taking today?
 - B. Why is EPA taking this action?
 - C. Who is affected by New York's State plan?
 - D. How does this approval affect sources located in Indian Nation Land?
 - E. How does this approval relate to the Federal plan?
- II. Background
 - A. What is a State plan?
 - B. What is a small MWC State plan?
 - C. Why is EPA requiring New York to submit a small MWC State plan?
 - D. What are the requirements for a small MWC State plan?
- III. New York's State Plan
 - A. What is contained in the New York State plan?
 - B. What approval criteria did we use to evaluate New York's State plan?
- IV. EPA's Rulemaking Action
- V. Statutory and Executive Order Reviews

I. EPA Action

A. What Action Is EPA Taking Today?

EPA is approving New York's State plan, submitted on October 22, 2002, for the control of air emissions from existing small Municipal Waste Combustion (MWC) units throughout

the State, except for those small MWCs located on Indian Nation land. New York submitted its plan to fulfill the requirements of section 111(d) and 129 of the Clean Air Act (CAA). The State plan adopts and implements the Emission Guidelines (EG) applicable to existing small MWCs, and establishes emission limits and other requirements for units constructed on or before August 30, 1999. This approval, once effective, will make the New York small MWC rules included in the State plan federally enforceable.

B. Why Is EPA Taking This Action?

EPA has evaluated New York's small MWC State plan for consistency with the CAA, EPA guidelines and policy. EPA has determined that New York's State plan meets all requirements and therefore, EPA is approving New York's State plan to implement and enforce the EG applicable to existing small MWCs.

C. Who Is Affected by New York's State Plan?

New York's State plan regulates all the units designated by the EG for existing small MWCs which commenced construction on or before August 30, 1999 and which have the capacity to combust at least 35 tons per day of municipal solid waste or refuse-derived fuel but no more than 250 tons per day of municipal solid waste or refuse-derived fuel. If the owner or operator of a small MWC made changes after June 6, 2001, that meet the definition of modification or reconstruction for subpart AAAA (New Source Performance Standards for New Small Municipal Waste Combustion Units) of 40 CFR part 60, the small MWC unit becomes subject to subpart AAAA and the State plan no longer applies to that unit.

D. How Does This Approval Affect Sources Located in Indian Nation Land?

New York's State plan does not cover units located in Indian Nation Land. Therefore, any units located in Indian Nation Land will be subject to the Federal plan, subpart JJJ of 40 CFR part 62, promulgated on January 31, 2003 (see 68 FR 5144).

E. How Does This Approval Relate to the Federal Plan?

The Federal plan is applicable to small MWC units located in Indian Nation Land and units throughout New York for which there is no approved State plan. Therefore, until this approval action becomes effective, small MWC units within New York State's jurisdiction are subject to the Federal plan. Upon approval of New York's