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Medical

Book I

Title 38, Parts 17, 46, 47, 51–53,
58–64, 70, 71, and 200

Supplement No. 110

Covering period of *Federal Register* issues
through September 1, 2017

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GENERAL INSTRUCTIONS

Custom Federal Regulations Service™

Supplemental Materials for *Book I*

Code of Federal Regulations

Title 38, Parts 17, 46, 47, 51–53, 58–64, 70, 71, and 200

Medical

Supplement No. 110

5 September 2017

Covering the period of Federal Register issues
through September 1, 2017

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3. After filing, enter the relevant information on the Supplement Filing Record sheet (page I-8)—the date filed, name/initials of filer, and date through which the *Federal Register* is covered.
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FILING INSTRUCTIONS

**Book I, Supplement No. 110
September 5, 2017**

<i>Remove these old pages</i>	<i>Add these new pages</i>	<i>Section(s) Affected</i>
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I-23 to I-24	I-23 to I-24	Book I Lead Material
60.INDEX-1 to 60.INDEX-2	60.INDEX-1 to 60.INDEX-2	Part 60 Index
60.15-1 to 60.15-2	60.15-1 to 60.15-2	§60.15

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HIGHLIGHTS

Book I, Supplement No. 110 September 5, 2017

Supplement Highlights references: Where substantive changes are made in the text of regulations, the paragraphs of *Highlights* sections are cited at the end of the relevant section of text. Thus, if you are reading §17.100, you will see a note at the end of that section which reads: “Supplement *Highlights* references—37(1).” This means that paragraph 1 of the *Highlights* section in Supplement No. 37 contains information about the changes made in §17.100. By keeping and filing the *Highlights* sections, you will have a reference source explaining all substantive changes in the text of the regulations.

Supplement frequency: Beginning 1 January 2000, supplements for this Book I will be issued *every month* during which a final rule addition or modification is made to the parts of Title 38 covered by this book. Supplements will be numbered consecutively as issued.

Modifications in this supplement include the following:

1. On 2 August 2017, the VA published a correcting amendment effective that same day, to correct a final rule that was published in the Federal Register (82 FR 26592) on June 8, 2017. The correction is to update the section heading for §60.15. Changes:

- Revised section heading in §60.15 to read *Process for requesting Fisher House or other temporary lodging*.

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58.15 VA Form 10-0143—Department of Veterans Affairs certification regarding drug-free workplace requirements for grantees other than individuals..... 58.15-1

58.16 VA Form 10-0144—Certification regarding lobbying 58.16-1

58.17 VA Form 10-0144A—Statement of assurance of compliance with equal opportunity laws 58.17-1

Part 59 — Grants to States for Construction or Acquisition of State Homes

59.1 Purpose..... 59.1-1

59.2 Definitions..... 59.2-1

59.3 Federal Application Identifier 59.3-1

59.4 Decisionmakers, notifications, and additional information 59.4-1

59.5 Submissions of information and documents to VA 59.5-1

59.10 General requirements for a grant..... 59.10-1

59.20 Initial application requirements 59.20-1

59.30 Documentation..... 59.30-1

59.40 Maximum number of nursing home care and domiciliary care beds for veterans by State..... 59.40-1

59.50 Priority list 59.50-1

59.60 Additional application requirements..... 59.60-1

59.70 Award of grants..... 59.70-1

59.80 Amount of grant..... 59.80-1

59.90 Line item adjustments to grants 59.90-1

59.100 Payment of grant award 59.100-1

59.110 Recapture provisions..... 59.110-1

59.120 Hearings 59.120-1

59.121 Amendments to application 59.121-1

59.122 Withdrawal of application..... 59.122-1

59.123 Conference 59.123-1

59.124 Inspections, audits, and reports 59.124-1

59.130 General requirements for all State home facilities..... 59.130-1

59.140 Nursing home care requirements 59.140-1

59.150 Domiciliary care requirements..... 59.150-1

59.160 Adult day health care requirements..... 59.160-1

59.170 Forms 59.170-1

Part 60 — Fisher Houses and Other Temporary Lodging

60.1 Purpose and scope..... 60.1-1

60.2 Definitions..... 60.2-1

60.3 Other donated temporary lodging 60.3-1

I-24

60.10 Eligibility criteria for Fisher House or other temporary lodging 60.10-1
60.15 Process for requesting Fisher House or other temporary lodging 60.15-1
60.20 Duration of Fisher House or other temporary lodging 60.20-1

Part 61 — VA Homeless Providers Grant and Per Diem Program

Subpart A—General Provisions

61.0 Purpose. 61.0-1
61.1 Definitions. 61.1-1
61.2 Supportive services—general. 61.2-1
61.3 Notice of Fund Availability. 61.3-1
61.4 Definition of capital lease. 61.4-1

Subpart B—Capital Grants

61.10 Capital grants—general. 61.10-1
61.11 Capital grants—application packages. 61.11-1
61.12 Capital grant application packages—threshold requirements. 61.12-1
61.13 Capital grant application packages—rating criteria. 61.13-1
61.14 Capital grants—selection of grantees. 61.14-1
61.15 Capital grants—obtaining additional information and awarding capital grants. 61.15-1
61.16 Matching funds for capital grants. 61.16-1
61.17 Site control for capital grants. 61.17-1
61.18 Capital grants for vans. 61.18-1
61.19 Transfer of capital grants. 61.19-1

Subpart C—Per Diem Payments

61.30 Per diem—general. 61.30-1
61.31 Per diem—application packages. 61.31-1
61.32 Per diem application packages—rating criteria. 61.32-1
61.33 Payment of per diem. 61.33-1

Subpart D—Special Need Grants

61.40 Special need grants—general. 61.40-1
61.41 Special need grants—application packages and threshold requirements. 61.41-1
61.44 Awarding special need grants and payment of special need per diem. 61.44-1

Subpart E—Technical Assistance Grants

61.50 Technical assistance grants—general. 61.50-1
61.51 Technical assistance grants—application packages. 61.51-1
61.52 Technical assistance grant application packages—threshold requirements. 61.52-1
61.53 Technical assistance grant application packages—rating criteria. 61.53-1
61.54 Awarding technical assistance grants. 61.54-1
61.55 Technical assistance reports. 61.55-1

Subpart F—Awards, Monitoring, and Enforcement of Agreements

61.61 Agreement and funding actions. 61.61-1
61.62 Program changes. 61.62-1

Part 60

Fisher Houses and Other Temporary Lodging

Authority: 38 U.S.C. 501, 1708.

Source: 68 Fed. Reg. 8549, February 24, 2003, unless otherwise indicated.

— Index —

Duration of Fisher House or other temporary lodging 60.20-1
Definitions..... 60.2-1
Eligibility criteria for Fisher House or other temporary lodging 60.10-1
Other donated temporary lodging 60.3-1
Process for requesting Fisher House or other temporary lodging 60.15-1
Purpose and scope..... 60.1-1

Reserved

§60.15 Process for requesting Fisher House or other temporary lodging

(a) *Submitting requests.* An accompanying individual requesting Fisher House or other temporary lodging must contact directly the provider, social worker, case manager, or Fisher House Manager at the veteran's VA health care facility of jurisdiction. Upon receiving a request, VA will determine the accompanying individual's eligibility for the requested housing, as provided in paragraph (b)(5) of this section.

(1) For Fisher House lodging, to the Fisher House Manager at the VA health care facility of jurisdiction.

(2) For other temporary lodging, to the temporary lodging program coordinator at the VA health care facility of jurisdiction.

(b) *Processing requests.*

(1) Requests for all temporary housing are generally processed in the order that they are received by VA, and temporary lodging is then granted on a first come, first served basis; however, in extraordinary circumstances, such as imminent death, critical injury, or organ donation, requests may be processed out of order.

(2) Temporary lodging is granted on a space-available basis, with some consideration given to the compatibility of the applicant(s) and the room(s) available. For example, although VA may require an applicant to share a room with another veteran's accompanying individual, VA would not do so if the persons affected are not the same gender.

(3) Temporary lodging at a VA health care facility, such as non-utilized beds in a VA health care facility, may be made available only if not barred by law and if the Director of the VA health care facility determines that such action would not have a negative impact on patient care. Non-utilized beds provided to accompanying individuals must be reassigned to VA patients when necessary.

(4) The Director of the VA health care facility of jurisdiction will determine whether local funding is sufficient to allow the use of temporary lodging in hotels and motels.

(5) Subject to all criteria provided in this part, the person responsible for coordinating the Fisher House and other temporary lodging program(s) at the VA health care facility of jurisdiction is responsible for making decisions to grant temporary lodging. These decisions are considered to be final VA decisions concerning individual medical treatment plans and the scheduling and use of VA lodging facilities, and they are not appealable to the Board of Veterans' Appeals.

(6) If VA denies a request for one type of lodging, such as at a Fisher House, the request will be considered for other temporary lodging and vice versa, if the requester is eligible.

(7) If VA denies a request for temporary lodging, VA will refer the request to a VA social worker at the VA health care facility of jurisdiction to determine if other arrangements can be made.

(c) Costs for Fisher House and other temporary lodging under this part are borne by VA.

(Authority: 38 U.S.C. 501, 1708)

(The Office of Management and Budget has approved the information collection requirements in this section under OMB control number 2900-0630)

[77 FR 59090, Sep. 26, 2012; as amended at 82 FR 26594, June 8, 2017; 82 FR 35905, Aug. 2, 2017]

Supplement *Highlights* references: 72(2), 108(1), 110(1).