

Department of Veterans Affairs		STATE CEMETERY DATA			FORM APPROVED OMB NO. 2900-0559 RESPONDENT BURDEN: ONE HOUR FISCAL YEAR ENDING (State)		
<p>RESPONDENT BURDEN: Public reporting burden for this collection of information is estimated to average 60 minutes per response. Statutory authority for the State Cemetery Grants Program is 38 U.S.C., subchapter 2408. This form is approved under OMB No. 2900-0559, and when form is completed it provides VA with data regarding the number of interments conducted at states veterans cemeteries each year.</p> <p>VA may not conduct or sponsor, and you are not required to respond to, this collection of information unless it displays a valid OMB Control Number. Responding to this information collection is voluntary. Send comments regarding this burden estimate or any other aspects of this collection of information, including suggestions for reducing this burden, to VA Clearance Officer (045A4), 810 Vermont Avenue, NW, Washington, DC 20420. <i>Please do not send applications for benefits to this address.</i></p>							
NAME OF CEMETERY		STATUS OF CEMETERY <input type="checkbox"/> OPEN <input type="checkbox"/> CLOSED		NAME OF DIRECTOR		AREA CODE AND PHONE NO. FAX NO.	
MAILING ADDRESS		DATE ESTABLISHED	DATE OPENED	DATE OF FIRST BURIAL	DATE OF ESTIMATED CLOSURE		
AUTHORITY							
NAME OF STATE AGENCY RESPONSIBLE (if organizational) FOR CEMETERY (For example: Department of Veterans Affairs. Please include Director's name, telephone no., and fax no.)							
TOTAL ACREAGE (if subdividable)	TOTAL BURIAL ACREAGE	BURIAL ACREAGE DEVELOPED	COLUMBARIA NICHES		TOTAL COLUMBARIA NICHES AVAIL.		
SIZE OF GRAVESITE (e.g. 5' x 10')	GRAVESITES PER ACRE	GRAVESITES AVAILABLE	TOTAL IN-GROUND NICHES		TOTAL IN-GROUND NICHES AVAIL.		
COMMENTS (i.e., The acreage developed is almost full and additional funds (estimated amount) for expansion in a particular year/month to develop the remaining acreage is requested. If additional space is needed please provide your comments on plain paper and attach to form.)							
NUMBER OF CUMULATIVE INTERMENTS			NUMBER OF INTERMENTS			TYPE OF HEADSTONE/MARKER (if applicable, describe) <input type="checkbox"/> FLAT BRONZE <input type="checkbox"/> BRONZE NICHE <input type="checkbox"/> FLAT GRANITE <input type="checkbox"/> UPRIGHT GRANITE <input type="checkbox"/> FLAT MARBLE <input type="checkbox"/> UPRIGHT MARBLE	
FULL CASSET	CREMATIONS		VETERAN	DEPENDENT			
	IN-GROUND	COLUMBARIA					
VETERAN			FY PRIOR				
NON-VETERAN			FY CURRENT				
GRAVESITES MAINTAINED			FY FUTURE (Estimated)				
PERSONNEL			OPERATING COSTS				
NO. OF ADMINISTRATIVE	NO. OF GROUNDS MAINTENANCE		PRIOR YEAR \$	CURRENT YEAR \$	FUTURE YEAR \$		
NO. OF OTHER (Specify)			AMOUNT CHARGED TO VETERAN FOR INTERMENT (Do not include burial plot allowance) \$		AMOUNT CHARGED TO DEPENDENT FOR INTERMENT \$		
COST COMMENTS (Use this area to list total costs associated with operating your cemetery. For example if the Superintendent of the cemetery is also in charge of the adjacent Vets Home and their salary is paid by them, then please reflect their salary in this space with a brief explanation. If convicts are used for labor then please note in above block and explain here. If additional space is required, please provide your comments on plain paper and attach to form.)							
LOCATION AND GENERAL DESCRIPTION OF CEMETERY (Please include precise directions from the nearest large airport to cemetery. Please provide comments on historical matters relating to the cemetery. For example, cemetery is located near an old civil war battlefield or is part of the state veterans home. Also, describe your facilities. e.g., the cemetery has a separate maintenance facility with three heated maintenance bays, a separate administrative building and a chapel. In sum, tell us what you want a visitor to know about your cemetery. What makes your cemetery unique. If additional space is required please provide your comments on plain paper and attach to form.)							
DESCRIBE ELIGIBILITY REQUIREMENTS AND FACTS OF SPECIAL INTEREST OR HISTORICAL SIGNIFICANCE (Are there state residency requirements, if so, how many years? Who is your first interment? Are there any Medal of Honor veterans buried in your cemetery, or other highly decorated or well known soldiers? If additional space is required please provide your comments on plain paper and attach to form.)							

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NATIONAL CEMETERY SYSTEM (VACO) COPY - 1

(Authority: 38 U.S.C. 501, 2408.)

(The Office of Management and Budget has approved the information collection requirements in this section under control number 2900-0559.)

PART 40—INTERGOVERNMENTAL REVIEW OF DEPARTMENT OF VETERANS AFFAIRS PROGRAMS AND ACTIVITIES

Sec.
40.1 Purpose.

§ 40.1

38 CFR Ch. I (7–1–04 Edition)

- 40.2 Definitions.
- 40.3 Programs and activities.
- 40.4 General.
- 40.5 Federal interagency coordination.
- 40.6 Selection of programs and activities.
- 40.7 Communicating with State and local officials concerning VA's programs and activities.
- 40.8 Commenting on proposed Federal financial assistance and direct Federal development.
- 40.9 Comment receipt and response to comments.
- 40.10 Making efforts to accommodate intergovernmental concerns.
- 40.11 Interstate.
- 40.12 [Reserved]
- 40.13 Waiver.

AUTHORITY: E.O. 12372, July 14, 1982 (47 FR 30959), as amended April 8, 1983 (48 FR 15887); section 401 of the Intergovernmental Cooperation Act of 1968, as amended (31 U.S.C. 6506); sec. 204 of the Demonstration Cities and Metropolitan Development Act of 1966, as amended (42 U.S.C. 3334).

SOURCE: 48 FR 29413, June 24, 1983; 48 FR 31854, July 12, 1983, unless otherwise noted.

§ 40.1 Purpose.

(a) The regulations in this part implement Executive Order 12372, "Intergovernmental Review of Federal Programs", issued on July 14, 1982 and amended on April 8, 1983. These regulations also implement applicable provisions of section 401 of the Intergovernmental Cooperation Act of 1968 and section 204 of the Demonstration Cities and Metropolitan Development Act of 1966.

(b) These regulations are intended to foster an intergovernmental partnership and a strengthened Federalism by relying on State processes and on State, areawide, regional, and local coordination for review of proposed Federal financial assistance and direct Federal development.

(c) These regulations are intended to improve the internal management of the VA, and are not intended to create any right or benefit enforceable at law by a party against the VA or its officers.

(Authority: 42 U.S.C. 4231(b))

§ 40.2 Definitions.

For the purposes of §§ 40.1 through 40.13, the following definitions apply:

(a) VA means the Department of Veterans Affairs.

(b) *Order* means Executive Order 12372, issued July 14, 1982, and amended April 8, 1983, and titled "Intergovernmental Review of Federal Programs."

(c) *Secretary* means the Secretary of Veterans Affairs of the Department of Veterans Affairs or an official or employee of VA acting for the Secretary under delegation of authority.

(d) *State* means any of the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, Guam, American Samoa, the U.S. Virgin Islands, or the Trust Territory of the Pacific Islands.

(e) *Emergency* means a sudden, urgent, unforeseen situation in which immediate action is needed to prevent or respond to significant harm to life or property. Harm to property would include damage to the environment.

(f) *Unusual circumstances* means the end of a fiscal year, a statutory deadline or any other circumstance making it impracticable for the agency to provide 60 days for comment.

(g) *Affected* means for purposes of interstate situations those States physically affected by the specific plans and projects.

(Authority: 42 U.S.C. 4231(b))

§ 40.3 Programs and activities.

The Secretary publishes in the FEDERAL REGISTER a list of VA's programs and activities that are subject to these regulations and identifies which of these are subject to the requirements of section 204 of the Demonstration Cities and Metropolitan Development Act.

(Authority: 42 U.S.C. 4231(b))

§ 40.4 General.

(a) The Secretary provides opportunities for consultation by elected officials of those State and local governments that would provide the non-Federal funds for, or that would be directly affected by, proposed Federal financial assistance from, or direct Federal development by, VA.

(b) If a State adopts a process under the order to review and coordinate proposed Federal financial assistance and direct Federal development, the Secretary, to the extent permitted by law: