(viii) *Levels of appeal.* See § 199.10(a)(8)(i). Initial determinations involving the sanctioning (exclusion, suspension, or termination) of TDP providers shall be appealed directly to the hearing level.

(ix) *Appeal decision.* See § 199.10(a)(9).

(2) *Reconsideration.* See § 199.10(b).

(3) *Formal review.* See § 199.10(c).

(4) *Hearing.* (i) *General.* See § 1.99.10(d) and § 199.10(d)(1) through (d)(5) and (d0)(7) through (d)(12) for information on the hearing process.

(ii) *Authority of the hearing officer.* The hearing officer, in exercising the authority to conduct a hearing under this part, will be bound by 10 U.S.C., chapter 55, and this part. The hearing officer in addressing substantive, appealable issues shall be bound by the dental benefits brochure applicable for the date(s) of service, policies, procedures, instructions and other guidelines issued by the ASD(HA), or a designee, or by the Director, OCHAMPUS, or a designee, in effect for the period in which the matter in dispute arose. A hearing officer may not establish or amend the dental benefits brochure, policy, procedures, instructions, or guidelines. However, the hearing officer may recommend reconsideration of the policy, procedures, instructions or guidelines by the ASD (HA), or a designee, when the final decisions is issued in the case.

(5) *Final decision.* See § 199.10(e)(1) and § 199.10(e)(1)(i) for information on final decisions in the appeal and hearing process, with the exception that no recommended decision shall be referred for review by ASD(HA).

§ 199.21 [Removed and Reserved]

3. Section 199.21 is removed and resrved.

Dated: October 16, 2000.

L.M. Bynum,
Alternate OSD Federal Register Liaison Officer, Department of Defense.
[FR Doc. 00–27016 Filed 10–20–00; 8:45 am]
BILLING CODE 5001–10–M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 271

[FRL–6889–5]

Indiana: Final Authorization of State Hazardous Waste Management Program Revision

AGENCY: Environmental Protection Agency (EPA).
ACTION: Withdrawal of immediate final rule.

SUMMARY: We are withdrawing the immediate final rule for Indiana: Final Authorization of State Hazardous Waste Management Program Revision published on July 26, 2000, which approved changes to its hazardous waste program under the Resource Conservation and Recovery Act (RCRA). We stated in the immediate final rule that if we received written comments that oppose this authorization during the comment period, we would publish a timely notice of withdrawal in the **Federal Register**. Subsequently, we received comments that oppose this action. We will address these comments in a subsequent final action based on

the proposed rule also published on July 26, 2000, at 65 FR 45955.

DATES: As of October 23, 2000, we withdraw the immediate final rule published on July 26, 2000 at 65 FR 45925.

FOR FURTHER INFORMATION CONTACT: Gary Westefer, Indiana Regulatory Specialist, U.S. EPA Region 5, DM–7J, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886–7450.

SUPPLEMENTARY INFORMATION: Because we received written comments that oppose this authorization, we are withdrawing the immediate final rule for Indiana: Final Authorization of State Hazardous Waste Management Program Revision published on July 26, 2000, at 65 FR 45925, which intended to grant authorization for revision to Indiana's hazardous waste program under the Resource Conservation and Recovery Act (RCRA). We stated in the immediate final rule that if we received written comments that oppose this authorization during the comment period, we would publish a timely notice of withdrawal in the **Federal Register**. Subsequently, we received comments that oppose this action. We will address all comments in a subsequent final action based on the proposed rule previously published on July 26, 2000, at 65 FR 45955. We will not provide for additional comment during the final action.

Dated: October 6, 2000.

Francis X. Lyons,
Regional Administrator, Region 5.
[FR Doc. 00–27154 Filed 10–20–00; 8:45 am]
BILLING CODE 6560–50–P