

Annual Statement accounting, these amounts must be added to or subtracted from incurred claims.”

■ (2) In the third full paragraph from the bottom of the page (§ 158.140(a)(2)), lines 2 and 3, paragraph (a)(2) is corrected by deleting the phrase “changes in unpaid claims between the prior year’s and”.

■ (3) In the second full paragraph from the bottom of the page (§ 158.140(a)(3)), lines 1 through 5 are corrected by deleting the phrase “the change in” following “Incurred claims must include” and by deleting the phrase “from the prior year to the current year. Except where inapplicable, the reserve should be” following the phrase “claims incurred but not reported”.

■ c. In the third column—

■ (1) In the fifth full paragraph (§ 158.140(b)(2)), line 1, the term “may” is corrected to read “must”.

■ (2) After § 158.140(b)(2)(iii), line 20, paragraph (b)(2) is corrected by adding the following paragraph: “(iv) The amount of claims payments recovered through fraud reduction efforts not to exceed the amount of fraud reduction expenses.”

■ (3) In the fourth full paragraph from the bottom of the page (§ 158.140(b)(4)), line 1, the term “can” is corrected to read “must”.

■ 4. On page 74924, first column, first partial paragraph (§ 158.140(b)(5)(i)), line 14 (immediately following the term “aggregate.”), paragraph (b)(5)(i) is corrected by adding the following sentence: “An issuer that chooses to use such an adjustment must use it for a minimum of three MLR reporting years.”

■ 5. On page 74925—

■ a. In the first column, third full paragraph (§ 158.150(c)(8)), lines 1 through 4, (after the phrase “Fraud prevention activities”), paragraph (c)(8) is corrected by deleting the phrase “, other than fraud detection/recovery expenses up to the amount recovered that reduces incurred claims”.

■ b. In the third column—

■ (1) After the eighth full paragraph (§ 158.160(b)(2)(vi)), lines 31 and 32, the sentence “§ 158.161 Reporting of Federal and State licensing and regulatory fees” is corrected to read “§ 158.162 Reporting of Federal and State taxes”.

■ (2) After the eighth full paragraph (§ 158.160(b)(2)(vi)) and before the corrected sentence “§ 158.162 Reporting of Federal and State taxes”, on line 31, add the following paragraphs:

“§ 158.161 Reporting of Federal and State licensing and regulatory fees.

■ (a) *Licensing and regulatory fees included.* The report required in § 158.110 must include statutory

assessments to defray operating expenses of any State or Federal department, and examination fees in lieu of premium taxes as specified by State law.

■ (b) *Licensing and regulatory fees excluded.* The report required in § 158.110 must include fines and penalties of regulatory authorities, and fees for examinations by any State or Federal departments other than as specified in § 158.161(a) as other non-claims costs, but not as an adjustment to premium revenue.”

■ 6. On page 74926, first column, fifth paragraph (§ 158.161(b)(1)(vii)(B)), line 10 is corrected by adding the phrase “made due to a” before the phrase “State based requirement”.

■ 7. On page 74928—

■ a. In the first column, third full paragraph (§ 158.231(c)(2)), line 3, the sentence is corrected by adding the phrase “or non-credible” after the phrase “partially credible”.

■ b. In the second column, after the third full paragraph (§ 158.232(c)(2)), the term “\$2,500” in the first line of the “Health plan deductible” column on the left side of Table 2 is corrected to read “<\$2,500”.

Dated: December 17, 2010.

**Dawn L. Smalls,**

*Executive Secretary to the Department.*

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 10-2280]

### Radio Broadcasting Services; Various Locations

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission amends the Table of FM Allotments to unreserved FM allotments that are reserved for noncommercial educational (NCE) use for Channel \*272A at Homer, Louisiana, and Channel \*260A at Fountain Green, Utah.

**DATES:** Effective December 30, 2010.

**FOR FURTHER INFORMATION CONTACT:** Rolanda F. Smith, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission’s *Report and Order*, adopted December 1, 2010, and released December 3, 2010. These amendments are necessary to reflect that

Channel 272A at Homer, Louisiana, and Channel 260A at Fountain Green, Utah are no longer reserved for NCE use. The full text of this Commission decision is available for inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. The complete text of this decision may also be purchased from the Commission’s duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 1-800-378-3160 or <http://www.BCPIWEB.com>. The Commission will not send a copy of the *Report & Order* in this proceeding pursuant to the Congressional Review Act, see 5 U.S.C. 801(a)(1)(A), because the adopted rules are rules of particular applicability.

### List of Subjects in 47 CFR Part 73

Radio, Radio broadcasting.

■ As stated in the preamble, the Federal Communications Commission amends 47 CFR part 73 as follows:

### PART 73—RADIO BROADCASTING SERVICES

■ 1. The authority citation for part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 334, 336.

#### § 73.202 [Amended]

■ 2. Section 73.202(b), the Table of FM Allotments, is amended as follows:

■ a. Under Louisiana, the table is amended by removing Channel \*272A and by adding Channel 272A at Homer.

■ b. Under Utah, the table is amended by removing Channel \*260A and by adding Channel 260A at Fountain Green.

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

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