

associated with inpatient and/or outpatient hospital services provided to individuals with those services in their third party coverage benefit package.

(iv) The uncompensated care costs do not include bad debt or payer discounts related to services furnished to individuals who have health insurance or other third party payer.

\* \* \* \* \*

#### Subpart F—Payment Methods for Other Institutional and Non-Institutional Services

##### § 447.321 [Amended]

20. Section 447.321 is amended by removing paragraphs (e) and (f).

#### PART 457—ALLOTMENTS AND GRANTS TO STATES

21. The authority citation for part 457 continues as follows:

**Authority:** Sec. 1102 of the Social Security Act (42 U.S.C. 1302).

#### Subpart B—General Administration—Reviews and Audits; Withholding for Failure To Comply; Deferral and Disallowance of Claims; Reduction of Federal Medical Payments

##### § 457.210 [Removed]

22. Section 457.210 is removed.

##### § 457.212 [Removed]

23. Section 457.212 is removed.

##### § 457.218 [Removed]

24. Section 457.218 is removed.

#### Subpart F—Payments to States

25. Section 457.628 is amended by revising paragraph (a) to read as follows:

##### § 457.628 Other applicable Federal regulations.

\* \* \* \* \*

(a) HHS regulations in § 433.312 through § 433.322 of this chapter (related to Overpayments); § 433.38 of this chapter (Interest charge on disallowed claims of FFP); § 430.40 through § 430.42 of this chapter (Deferral of claims for FFP and Disallowance of claims for FFP); § 430.48 of this chapter (Repayment of Federal funds by installments); § 433.50 through § 433.74 of this chapter (sources of non-Federal share and Health Care-Related Taxes and Provider Related Donations); and § 447.207 of this chapter (Retention of Payments) apply to State's CHIP programs in the same manner as they apply to State's Medicaid programs.

\* \* \* \* \*

(Catalog of Federal Domestic Assistance Program No. 93.778, Medical Assistance Program)

Dated: February 2, 2011.

**Donald M. Berwick,**

*Administrator, Centers for Medicare & Medicaid Services.*

Approved: July 27, 2011.

**Kathleen Sebelius,**

*Secretary, Department of Health and Human Services.*

[FR Doc. 2011-19528 Filed 8-2-11; 8:45 am]

BILLING CODE 4120-01-P

#### DEPARTMENT OF HOMELAND SECURITY

#### Federal Emergency Management Agency

##### 44 CFR Part 67

[Docket ID FEMA-2011-0002; Internal Agency Docket No. FEMA-B-1207]

#### Proposed Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Proposed rule.

**SUMMARY:** Comments are requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed in the table below. The purpose of this proposed rule is to seek general information and comment regarding the proposed regulatory flood elevations for the reach described by the downstream and upstream locations in the table below. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or to show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). In addition, these elevations, once finalized, will be used by insurance agents and others to calculate appropriate flood insurance premium rates for new buildings and the contents in those buildings.

**DATES:** Comments are to be submitted on or before November 1, 2011.

**ADDRESSES:** The corresponding preliminary Flood Insurance Rate Map (FIRM) for the proposed BFEs for each community is available for inspection at the community's map repository. The respective addresses are listed in the table below.

You may submit comments, identified by Docket No. FEMA-B-1207, to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance

and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-4064, or (e-mail) [luis.rodriquez1@dhs.gov](mailto:luis.rodriquez1@dhs.gov).

**FOR FURTHER INFORMATION CONTACT:** Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-4064, or (e-mail) [luis.rodriquez1@dhs.gov](mailto:luis.rodriquez1@dhs.gov).

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA) proposes to make determinations of BFEs and modified BFEs for each community listed below, in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed BFEs and modified BFEs, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own or pursuant to policies established by other Federal, State, or regional entities. These proposed elevations are used to meet the floodplain management requirements of the NFIP and also are used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in those buildings.

Comments on any aspect of the Flood Insurance Study and FIRM, other than the proposed BFEs, will be considered. A letter acknowledging receipt of any comments will not be sent.

*National Environmental Policy Act.* This proposed rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

*Regulatory Flexibility Act.* As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601-612, a regulatory flexibility analysis is not required.

*Executive Order 12866, Regulatory Planning and Review.* This proposed rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866, as amended.

*Executive Order 13132, Federalism.* This proposed rule involves no policies that have federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This proposed rule meets the applicable standards of Executive Order 12988.

**List of Subjects in 44 CFR Part 67**

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 67 is proposed to be amended as follows:

**PART 67—[AMENDED]**

1. The authority citation for part 67 continues to read as follows:

**Authority:** 42 U.S.C. 4001 *et seq.*; Reorganization Plan No. 3 of 1978, 3 CFR,

1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

**§ 67.4 [Amended]**

2. The tables published under the authority of § 67.4 are proposed to be amended as follows:

State	City/town/county	Source of flooding	Location **	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)	
				Existing	Modified
<b>City of Cadiz, Kentucky</b>					
Kentucky .....	City of Cadiz .....	Little River (backwater effects from Lake Barkley).	From the Lake Barkley confluence to approximately 4.5 miles upstream of the Lake Barkley confluence.	None	+375
Kentucky .....	City of Cadiz .....	Little River Tributary 1 (backwater effects from Lake Barkley).	From the Little River confluence to approximately 1,678 feet upstream of the Little River confluence.	None	+375

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

\*\* BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.

Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**City of Cadiz**

Maps are available for inspection at 63 Main Street, Cadiz, KY 42211.

**Unincorporated Areas of Caldwell Parish, Louisiana**

Louisiana .....	Unincorporated Areas of Caldwell Parish.	Hurricane Creek/Branch 2–3.	Approximately 0.9 mile upstream of the Hurricane Creek confluence.	None	+146
Louisiana .....	Unincorporated Areas of Caldwell Parish.	Hurricane Creek/Branch 3–1.	Approximately 1.0 mile upstream of the Hurricane Creek confluence. Approximately 1,275 feet upstream of the Hurricane Creek confluence.	None	+146 +168
Louisiana .....	Unincorporated Areas of Caldwell Parish.	Hurricane Creek/Branch 3–4 (Hanchey Tributary).	Approximately 1.0 mile upstream of the Hurricane Creek confluence. Approximately 265 feet upstream of the Hurricane Creek confluence.	None	+168 +156
			Approximately 0.87 mile upstream of the Hurricane Creek confluence.	None	+156

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

\*\* BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.

Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**Unincorporated Areas of Caldwell Parish**

Maps are available for inspection at the Caldwell Parish Community Recreation Center, 911 Complex, 6563 U.S. Route 165, Columbia, LA 71418.

State	City/town/county	Source of flooding	Location**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)	
				Existing	Modified
<b>Town of Stuckey, South Carolina</b>					
South Carolina .....	Town of Stuckey ...	Indiantown Swamp .....	At the upstream side of Mount Carmel Road.	None	+31
			Approximately 0.56 mile upstream of Mount Carmel Road.	None	+32

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

\*\* BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.

Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**Town of Stuckey**

Maps are available for inspection at the Town Office, 11 Town Hall Road, Stuckey, SC 29554.

Flooding source(s)	Location of referenced elevation**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	
<b>Carroll County, New Hampshire (All Jurisdictions)</b>				
Bay Tributary 1 .....	At the Moultonborough Bay confluence .....	None	+506	Town of Moultonborough.
	Approximately 1.09 miles upstream of the Bay Tributary 1.1 divergence.	None	+547	
Bay Tributary 1.1 .....	At the Moultonborough Bay confluence .....	None	+506	Town of Moultonborough.
	At the Bay Tributary 1 divergence .....	None	+515	
Bearcamp River .....	At the upstream side of Covered Bridge Road .....	+428	+429	Town of Ossipee.
	Approximately 520 feet upstream of Covered Bridge Road.	+430	+431	
Bearcamp River .....	Approximately 2.06 miles upstream of State Route 113 (Tamworth Road).	+567	+566	Town of Tamworth.
	Approximately 2.15 miles upstream of State Route 113 (Tamworth Road).	+571	+570	
Berry Pond/Berry Pond Tributary 1.	Approximately 150 feet upstream of State Route 25 (Whittier Highway).	None	+568	Town of Moultonborough, Town of Sandwich.
	Approximately 2.6 miles upstream of State Route 25 (Whittier Highway).	None	+622	
Berry Pond Diversion .....	At the Red Hill River confluence .....	None	+536	Town of Moultonborough.
	At the Berry Pond divergence .....	None	+569	
East Branch Saco River .....	Approximately 160 feet upstream of U.S. Route 302B (State Route 16A).	+565	+566	Town of Bartlett, Town of Jackson.
	Approximately 0.63 miles upstream of Town Hall Road.	+835	+836	
Halfway Brook .....	At the Moultonborough Bay confluence .....	None	+506	Town of Moultonborough.
	Approximately 1.29 miles upstream of Ossipee Mountain Road.	None	+1428	
Halfway Brook Tributary 1 ....	At the Halfway Brook confluence .....	None	+529	Town of Moultonborough.
	Approximately 0.88 miles upstream of the Halfway Brook confluence.	None	+541	
Moultonborough Bay .....	Entire shoreline .....	None	+506	Town of Moultonborough.
Ossipee Lake .....	Entire shoreline .....	None	+414	Town of Effingham.
Pequawket Pond .....	Entire shoreline within community .....	None	+464	Town of Albany.
Province Lake .....	Entire shoreline .....	None	+480	Town of Effingham.
Red Hill River .....	At the Moultonborough Bay confluence .....	None	+506	Town of Moultonborough, Town of Sandwich.
	Approximately 1.70 miles upstream of School House Road.	None	+587	

Flooding source(s)	Location of referenced elevation**	*Elevation in feet (NGVD) + Elevation in feet(NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	
Red Hill River Tributary 1 .....	At the Red Hill River confluence ..... Approximately 0.80 miles upstream of Sheridan Road	None	+536	Town of Moultonborough.
Red Hill River .....	At the Red Hill River confluence .....	None	+878	Town of Moultonborough.
Tributary 1 Diversion .....	At the Red Hill River Tributary 1 divergence .....	None	+536	
Rocky Branch .....	At the Red Hill River Tributary 1 divergence .....	None	+600	Town of Bartlett.
	Approximately 70 feet upstream of U.S. Route 302 (Crawford Notch Road).	+573	+574	
	Approximately 520 feet upstream of U.S. Route 302 (Crawford Notch Road).	+575	+576	Town of Bartlett.
Rocky Branch .....	Approximately 0.47 miles upstream of U.S. Route 302 (Crawford Notch Road).	+607	+608	
	Approximately 0.90 miles upstream of U.S. Route 302 (Crawford Notch Road).	+655	+656	Town of Hart's Location.
Saco River .....	Approximately 1,970 feet upstream of Maine Central Railroad.	None	+756	
	Approximately 0.85 miles upstream of Maine Central Railroad.	None	+772	Town of Moultonborough.
Shannon Brook .....	At the Moultonborough Bay confluence .....	None	+506	
	Approximately 1.07 miles upstream of State Route 171 (Old Mountain Road).	None	+1202	Town of Moultonborough.
Shannon Brook Tributary 1 ...	At the Shannon Brook confluence .....	None	+550	
	Approximately 400 feet upstream of State Route 109 (Governor Wentworth Highway).	None	+588	Town of Moultonborough, Town of Sandwich.
Squam Lake .....	Entire shoreline .....	None	+565	
Weed Brook .....	At the Berry Pond confluence .....	None	+569	Town of Moultonborough, Town of Sandwich.
	Approximately 650 feet upstream of State Route 25 (Whittier Highway).	None	+701	
Weed Brook Diversion .....	At the Weed Brook Tributary 1 confluence .....	None	+569	Town of Moultonborough.
	At the Weed Brook divergence .....	None	+585	
Weed Brook Tributary 1 .....	At the Weed Brook confluence .....	None	+600	Town of Moultonborough.
	Approximately 1,700 feet upstream of Bodge Hill Road.	None	+785	
Wildcat Brook .....	Approximately 1,560 feet downstream of Meloon Road.	+1116	+1115	Town of Jackson.
	Approximately 120 feet downstream of Meloon Road	+1177	+1176	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

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\*\* BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.

Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**Town of Albany**

Maps are available for inspection at the Town Hall, 1972-A State Route 16, Albany, NH 03818.

**Town of Bartlett**

Maps are available for inspection at the Bartlett Town Hall, 56 Town Hall Road, Intervale, NH 03845.

**Town of Effingham**

Maps are available for inspection at the Town Hall, 68 School Street, Effingham, NH 03882.

**Town of Hart's Location**

Maps are available for inspection at the Town Hall, 979 U.S. Route 302, Hart's Location, NH 03812.

**Town of Jackson**

Maps are available for inspection at the Town Hall, 54 Main Street, Jackson, NH 03846.

**Town of Moultonborough**

Maps are available for inspection at the Town Hall, 6 Holland Street, Moultonborough, NH 03254.

**Town of Ossipee**

Maps are available for inspection at the Ossipee Town Hall, 55 Main Street, Center Ossipee, NH 03814.

**Town of Sandwich**

Maps are available for inspection at the Sandwich Town Hall, 8 Maple Street, Center Sandwich, NH 03227.

**Town of Tamworth**

Maps are available for inspection at the Town Hall, 84 Main Street, Tamworth, NH 03886.

Flooding source(s)	Location of referenced elevation**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	
<b>Juniata County, Pennsylvania (All Jurisdictions)</b>				
Susquehanna River .....	At the downstream Northumberland County boundary	+405	+403	Township of Susquehanna.
Tuscarora Creek .....	At the West Mahantango Creek confluence .....	+408	+405	Township of Spruce Hill.
	Approximately 0.9 mile upstream of Groninger Valley Road.	None	+445	
West Mahantango Creek .....	Approximately 3.1 miles upstream of Groninger Valley Road.	None	+461	Township of Susquehanna.
	At the Susquehanna River confluence .....	+408	+405	
	Approximately 60 feet downstream of Old Trail Road	+408	+407	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

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Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

#### ADDRESSES

##### Township of Spruce Hill

Maps are available for inspection at the Spruce Hill Township Secretary's Office, 727 Half Moon Road, Port Royal, PA 17082.

##### Township of Susquehanna

Maps are available for inspection at the Susquehanna Township Hall, 358 Fairground Road, Liverpool, PA 17045.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: July 22, 2011.

**Sandra K. Knight,**

*Deputy Federal Insurance and Mitigation Administrator, Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2011-19546 Filed 8-2-11; 8:45 am]

**BILLING CODE 9110-12-P**

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### 44 CFR Part 67

[Docket ID FEMA-2011-0002; Internal Agency Docket No. FEMA-B-1208]

#### Proposed Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Proposed rule.

**SUMMARY:** Comments are requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed in the table below. The purpose

of this proposed rule is to seek general information and comment regarding the proposed regulatory flood elevations for the reach described by the downstream and upstream locations in the table below. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or to show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). In addition, these elevations, once finalized, will be used by insurance agents and others to calculate appropriate flood insurance premium rates for new buildings and the contents in those buildings.

**DATES:** Comments are to be submitted on or before November 1, 2011

**ADDRESSES:** The corresponding preliminary Flood Insurance Rate Map (FIRM) for the proposed BFEs for each community is available for inspection at the community's map repository. The respective addresses are listed in the table below.

You may submit comments, identified by Docket No. FEMA-B-1208, to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C

Street, SW., Washington, DC 20472, (202) 646-4064, or (e-mail) [luis.rodriguez1@dhs.gov](mailto:luis.rodriguez1@dhs.gov).

**FOR FURTHER INFORMATION CONTACT:** Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-4064, or (e-mail) [luis.rodriguez1@dhs.gov](mailto:luis.rodriguez1@dhs.gov).

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA) proposes to make determinations of BFEs and modified BFEs for each community listed below, in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed BFEs and modified BFEs, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own or pursuant to policies established by other Federal, State, or regional entities. These proposed elevations are used to