

2013 IPPS/LTCH PPS final rule). Furthermore, we project that, on the average, overall IPPS payments in FY 2013 for all hospitals will increase by 0.5 percent due to these provisions in the ATRA compared to the previous estimate of FY 2013 payments to all IPPS hospitals published in the FY 2013 IPPS/LTCH PPS final rule.

1. Effects of the Extension of the Payment Adjustment for Low-Volume Hospitals

The extension, for FY 2013, of the temporary changes to the payment adjustment for low-volume hospitals (originally provided for by the Affordable Care Act for FYs 2011 and 2012) as provided for under section 605 of the ATRA is a non-budget neutral payment provision. The provisions of the Affordable Care Act expanded the definition of low-volume hospital and modified the methodology for determining the payment adjustment for hospitals meeting that definition for FYs 2011 and 2012. Prior to the enactment of the ATRA, beginning with FY 2013, the low-volume hospital definition and payment adjustment methodology was to return to the statutory requirements that were in effect prior to the amendments made by the Affordable Care Act. With the additional year extension provided for by the ATRA, based on FY 2011 claims data (March 2012 update of the MedPAR file), we estimate that approximately 600 hospitals will now qualify as a low-

volume hospital for FY 2013. We project that these hospitals will experience an increase in payments of approximately \$326 million compared to our previous estimates of payments to these hospitals for FY 2013 published in the FY 2013 IPPS/LTCH PPS final rule.

2. Effects of the Extension of the MDH Program

The extension of the MDH program in FY 2013 as provided for under section 606 of the ATRA is a non-budget neutral payment provision. Hospitals that qualify to be MDHs receive the higher of operating IPPS payments made under the Federal standardized amount or the payments made under the Federal standardized amount plus 75 percent of the difference between the Federal standardized amount and the hospital-specific rate (a hospital-specific cost-based rate). Because this provision is not budget neutral, we estimate that the extension of this payment provision will result in a 0.2 percent increase in payments overall. Prior to the extension of the MDH program, there were 213 MDHs, of which 98 were estimated to be paid under the blended payment of the Federal standardized amount and hospital-specific rate in FY 2013. Because those 98 MDHs will now receive the blended payment (that is, the Federal standardized amount plus 75 percent of the difference between the Federal standardized amount and the hospital-specific rate) in FY 2013, we estimate that those hospitals will

experience an overall increase in payments of approximately \$183 million compared to our previous estimates of payments to these hospitals for FY 2013 published in the FY 2013 IPPS/LTCH PPS final rule.

E. Alternatives Considered

This notice provides descriptions of the statutory provisions that are addressed and identifies policies for implementing these provisions. Due to the prescriptive nature of the statutory provisions, no alternatives were considered.

F. Accounting Statement and Table

As required by OMB Circular A-4 (available at <http://www.whitehouse.gov/omb/circulars/a004/a-4.pdf>), in Table I below, we have prepared an accounting statement showing the classification of expenditures associated with the provisions of this notice as they relate to acute care hospitals. This table provides our best estimate of the change in Medicare payments to providers as a result of the changes to the IPPS presented in this notice. All expenditures are classified as transfers from the Federal government to Medicare providers. As previously discussed, relative to what was projected in the FY 2013 IPPS/LTCH PPS final rule, the changes in this notice for implementing sections 605 and 606 of the ATRA are projected to increase FY 2013 payments to IPPS hospitals by \$509 million.

TABLE I—ACCOUNTING STATEMENT: CLASSIFICATION OF ESTIMATED EXPENDITURES UNDER THE IPPS FROM PUBLISHED FY 2013 TO REVISED FY 2013

Category	Transfers
Annualized Monetized Transfers	\$509 million
From Whom to Whom	Federal Government to IPPS Medicare Providers
Total	\$509 million

(Catalog of Federal Domestic Assistance Program No. 93.773, Medicare—Hospital Insurance; and Program No. 93.774, Medicare—Supplementary Medical Insurance Program)

Dated: January 30, 2013.

Marilyn Tavenner,

Acting Administrator, Centers for Medicare & Medicaid Services.

Approved: March 1, 2013.

Kathleen Sebelius,

Secretary, Department of Health and Human Services.

[FR Doc. 2013-05263 Filed 3-4-13; 11:15 am]

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DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 64

[Docket ID FEMA-2013-0002; Internal Agency Docket No. FEMA-8273]

Suspension of Community Eligibility

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Final rule.

SUMMARY: This rule identifies communities where the sale of flood insurance has been authorized under

the National Flood Insurance Program (NFIP) that are scheduled for suspension on the effective dates listed within this rule because of noncompliance with the floodplain management requirements of the program. If the Federal Emergency Management Agency (FEMA) receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in this rule, the suspension will not occur and a notice of this will be provided by publication in the **Federal Register** on a subsequent date. Also, information identifying the current participation status of a community can be obtained

from FEMA's Community Status Book (CSB). The CSB is available at <http://www.fema.gov/fema/csb.shtm>.

DATES: Effective dates: The effective date of each community's scheduled suspension is the third date ("Susp.") listed in the third column of the following tables.

FOR FURTHER INFORMATION CONTACT: If you want to determine whether a particular community was suspended on the suspension date or for further information, contact David Stearrett, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-2953.

SUPPLEMENTARY INFORMATION: The NFIP enables property owners to purchase Federal flood insurance that is not otherwise generally available from private insurers. In return, communities agree to adopt and administer local floodplain management measures aimed at protecting lives and new construction from future flooding. Section 1315 of the National Flood Insurance Act of 1968, as amended, 42 U.S.C. 4022, prohibits the sale of NFIP flood insurance unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed in this document no longer meet that statutory requirement for compliance with program regulations, 44 CFR part 59.

Accordingly, the communities will be suspended on the effective date in the third column. As of that date, flood insurance will no longer be available in the community. We recognize that some of these communities may adopt and submit the required documentation of legally enforceable floodplain management measures after this rule is published but prior to the actual suspension date. These communities will not be suspended and will continue to be eligible for the sale of NFIP flood insurance. A notice withdrawing the

suspension of such communities will be published in the **Federal Register**.

In addition, FEMA publishes a Flood Insurance Rate Map (FIRM) that identifies the Special Flood Hazard Areas (SFHAs) in these communities. The date of the FIRM, if one has been published, is indicated in the fourth column of the table. No direct Federal financial assistance (except assistance pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act not in connection with a flood) may be provided for construction or acquisition of buildings in identified SFHAs for communities not participating in the NFIP and identified for more than a year on FEMA's initial FIRM for the community as having flood-prone areas (section 202(a) of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4106(a), as amended). This prohibition against certain types of Federal assistance becomes effective for the communities listed on the date shown in the last column. The Administrator finds that notice and public comment procedures under 5 U.S.C. 553(b), are impracticable and unnecessary because communities listed in this final rule have been adequately notified.

Each community receives 6-month, 90-day, and 30-day notification letters addressed to the Chief Executive Officer stating that the community will be suspended unless the required floodplain management measures are met prior to the effective suspension date. Since these notifications were made, this final rule may take effect within less than 30 days.

National Environmental Policy Act. This rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Considerations. No environmental impact assessment has been prepared.

Regulatory Flexibility Act. The Administrator has determined that this rule is exempt from the requirements of

the Regulatory Flexibility Act because the National Flood Insurance Act of 1968, as amended, Section 1315, 42 U.S.C. 4022, prohibits flood insurance coverage unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed no longer comply with the statutory requirements, and after the effective date, flood insurance will no longer be available in the communities unless remedial action takes place.

Regulatory Classification. This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

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

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

Paperwork Reduction Act. This rule does not involve any collection of information for purposes of the Paperwork Reduction Act, 44 U.S.C. 3501 *et seq.*

List of Subjects in 44 CFR Part 64

Flood insurance, Floodplains.

Accordingly, 44 CFR part 64 is amended as follows:

PART 64—[AMENDED]

- 1. The authority citation for Part 64 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.

§ 64.6 [Amended]

- 2. The tables published under the authority of § 64.6 are amended as follows:

State and location	Community no.	Effective date authorization/cancellation of sale of flood insurance in community	Current effective map date	Date certain Federal assistance no longer available in SFHAs
Region III				
Pennsylvania: Apolacon, Township of, Susquehanna County.	422072	February 10, 1976, Emerg; July 17, 1989, Reg;. April 2, 2013, Susp	April 2, 2013	April 2, 2013
Ararat, Township of, Susquehanna County.	422073	August 6, 1975, Emerg; May 1, 1986, Reg; April 2, 2013, Susp .....	.....do	Do.
Bridgewater, Township of, Susquehanna County.	422585	March 23, 1976, Emerg; May 1, 1986, Reg; April 2, 2013, Susp .....	.....do	Do.
Brooklyn, Township of, Susquehanna County.	422075	February 4, 1976, Emerg; May 1, 1986, Reg;. April 2, 2013, Susp .....	.....do	Do.

State and location	Community no.	Effective date authorization/cancellation of sale of flood insurance in community	Current effective map date	Date certain Federal assistance no longer available in SFHAs
Choconut, Township of, Susquehanna County.	422076	January 26, 1976, Emerg; November 15, 1989, Reg;. April 2, 2013, Susp .....	.....do	Do.
Clifford, Township of, Susquehanna County.	422077	February 6, 1981, Emerg; March 16, 1989, Reg;. April 2, 2013, Susp .....	.....do	Do.
Dimock, Township of, Susquehanna County.	422078	March 22, 1976, Emerg; April 1, 1986, Reg; April 2, 2013, Susp .....	.....do	Do.
Forest City, Borough of, Susquehanna County.	422067	August 2, 1976, Emerg; February 5, 1986, Reg;. April 2, 2013, Susp .....	.....do	Do.
Forest Lake, Township of, Susquehanna County.	422578	November 2, 1976, Emerg; April 1, 1986, Reg;. April 2, 2013, Susp .....	.....do	Do.
Franklin, Township of, Susquehanna County.	422079	December 4, 1975, Emerg; May 17, 1989, Reg;. April 2, 2013, Susp .....	.....do	Do.
Friendsville, Borough of, Susquehanna County.	422579	April 20, 1979, Emerg; February 5, 1986, Reg;. April 2, 2013, Susp .....	.....do	Do.
Gibson, Township of, Susquehanna County.	422080	October 3, 1975, Emerg; December 1, 1986, Reg;. April 2, 2013, Susp .....	.....do	Do.
Great Bend, Borough of, Susquehanna County.	422068	January 21, 1975, Emerg; September 30, 1980, Reg;. April 2, 2013, Susp .....	.....do	Do.
Great Bend, Township of, Susquehanna County.	421212	February 13, 1975, Emerg; January 2, 1981, Reg;. April 2, 2013, Susp .....	.....do	Do.
Hallstead, Borough of, Susquehanna County.	422069	July 2, 1975, Emerg; September 30, 1980, Reg;. April 2, 2013, Susp .....	.....do	Do.
Harford, Township of, Susquehanna County.	422081	November 2, 1976, Emerg; September 1, 1986, Reg;. April 2, 2013, Susp .....	.....do	Do.
Harmony, Township of, Susquehanna County.	422082	February 2, 1976, Emerg; January 16, 1981, Reg;. April 2, 2013, Susp .....	.....do	Do.
Herrick, Township of, Susquehanna County.	422580	May 10, 1976, Emerg; December 19, 1984, Reg;. April 2, 2013, Susp .....	.....do	Do.
Hop Bottom, Borough of, Susquehanna County.	420812	October 14, 1975, Emerg; May 17, 1989, Reg;. April 2, 2013, Susp .....	.....do	Do.
Jackson, Township of, Susquehanna County.	422083	December 2, 1975, Emerg; May 1, 1986, Reg;. April 2, 2013, Susp .....	.....do	Do.
Jessup, Township of, Susquehanna County.	422084	January 22, 1976, Emerg; May 17, 1989, Reg;. April 2, 2013, Susp .....	.....do	Do.
Lanesboro, Borough of, Susquehanna County.	420813	April 17, 1975, Emerg; October 15, 1980, Reg;. April 2, 2013, Susp .....	.....do	Do.
Lathrop, Township of, Susquehanna County.	422085	July 30, 1980, Emerg; April 3, 1989, Reg; .. April 2, 2013, Susp .....	.....do	Do.
Lenox, Township of, Susquehanna County.	422086	April 4, 1977, Emerg; April 3, 1989, Reg; April 2, 2013, Susp .....	.....do	Do.
Liberty, Township of, Susquehanna County.	422087	February 3, 1976, Emerg; May 17, 1989, Reg;. April 2, 2013, Susp .....	.....do	Do.
Little Meadows, Borough of, Susquehanna County.	420814	October 29, 1975, Emerg; July 4, 1989, Reg;. April 2, 2013, Susp .....	.....do	Do.
Montrose, Borough of, Susquehanna County.	422070	November 28, 1975, Emerg; June 25, 1976, Reg;. April 2, 2013, Susp .....	.....do	Do.
New Milford, Borough of, Susquehanna County.	420815	July 29, 1975, Emerg; July 4, 1989, Reg; ... April 2, 2013, Susp .....	.....do	Do.

State and location	Community no.	Effective date authorization/cancellation of sale of flood insurance in community	Current effective map date	Date certain Federal assistance no longer available in SFHAs
New Milford, Township of, Susquehanna County.	422089	January 26, 1976, Emerg; April 3, 1989, Reg; April 2, 2013, Susp .....	.....do	Do.
Oakland, Borough of, Susquehanna County.	422071	October 14, 1975, Emerg; January 2, 1981, Reg; April 2, 2013, Susp .....	.....do	Do.
Oakland, Township of, Susquehanna County.	422581	November 13, 1975, Emerg; October 15, 1980, Reg.; April 2, 2013, Susp .....	.....do	Do.
Rush, Township of, Susquehanna County.	422090	January 26, 1976, Emerg; September 1, 1986, Reg.;	.....do	Do.
Silver Lake, Township of, Susquehanna County.	422091	April 2, 2013, Susp .....	.....do	Do.
Susquehanna Depot, Borough of, Susquehanna County.	420816	March 18, 1976, Emerg; September 1, 1986, Reg.;	.....do	Do.
Thompson, Borough of, Susquehanna County.	422582	April 2, 2013, Susp .....	.....do	Do.
Thompson, Township of, Susquehanna County.	422583	January 26, 1976, Emerg; June 30, 1976, Reg.;	.....do	Do.
Union Dale, Borough of, Susquehanna County.	422584	April 2, 2013, Susp .....	.....do	Do.
Region VI				
Louisiana:				
Greensburg, Town of, Saint Helena Parish.	220330	February 23, 1976, Emerg; April 1, 1980, Reg.;	.....do	Do.
Montpelier, Village of, Saint Helena Parish.	220300	April 2, 2013, Susp .....	.....do	Do.
Saint Helena Parish, Unincorporated Areas.	220161	March 8, 1976, Emerg; March 20, 1979, Reg.;	.....do	Do.
		April 2, 2013, Susp .....	.....do	Do.

*do = Ditto.
Code for reading third column: Emerg—Emergency; Reg—Regular; Susp—Suspension.

Dated: February 5, 2013.

David L. Miller,

Associate Administrator, Federal Insurance and Mitigation Administration, Department of Homeland Security, Federal Emergency Management Agency.

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DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

[Docket ID FEMA-2013-0002]

Final Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Final rule.

SUMMARY: Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

DATES: The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated in the table below.

ADDRESSES: The final BFEs for each community are available for inspection at the office of the Chief Executive Officer of each community. The

respective addresses are listed in the table below.

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 (email) Luis.Rodriguez3@fema.dhs.gov.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA) makes the final determinations listed below for the modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Deputy Associate Administrator for Mitigation has resolved any appeals resulting from this notification.