

an operator shall be prepared to show, on request by an authorized representative of the Commission or the local franchising authority, that the system does, in fact, comply with the technical standards rules in part 76, subpart K.

*OMB Control Number:* 3060–0419.

*Title:* Network Non-duplication Protection and Syndication Exclusivity: Sections 76.94, Notification; 76.95, Exceptions; 76.105, Notifications; 76.106, Exceptions; 76.107, Exclusivity Contracts; and 76.1609, Non-Duplication and Syndicated Exclusivity.

*Form Number:* N/A.

*Type of Review:* Extension of a currently approved collection.

*Respondents:* Business or other for-profit entities.

*Number of Respondents:* 5,511 respondents; 238,008 responses.

*Estimated Time per Response:* 0.5 to 2 hours.

*Frequency of Response:* On occasion reporting requirement; One-time reporting requirement; Third party disclosure requirement.

*Obligation to Respond:* Required to obtain or retain benefits. The statutory authority for this Information collection is contained in Section 4(i) of the Communications Act of 1934, as amended.

*Total Annual Burden:* 221,644 hours.

*Total Annual Cost:* No cost.

*Needs and Uses:* The purpose of the various notification and disclosure requirements accounted for in this collection are to protect broadcasters who purchase the exclusive rights to transmit network or syndicated programming in their recognized market areas. The Commission's network non-duplication and syndicated exclusivity rules permit, but do not require broadcasters and program distributors to obtain the same enforceable exclusive distribution rights for network and syndicated programming that all other video programming distributors possess.

*OMB Control Number:* 3060–0433.

*Title:* Basic Signal Leakage Performance Report.

*Form Number:* FCC Form 320.

*Type of Review:* Extension of a currently approved collection.

*Respondents:* Business or other for-profit entities.

*Number of Respondents and Responses:* 4,038 respondents and 2,423 responses.

*Frequency of Response:* Recordkeeping requirement, Annual reporting requirement.

*Estimated Time per Hours:* 20 hours.

*Total Annual Burden:* 48,460 hours.

*Total Annual Cost:* No cost.

*Obligation to Respond:* Required to obtain or retain benefits. The statutory

authority for this collection is contained in Sections 4(i), 302 and 303 of the Communications Act of 1934, as amended.

*Needs and Uses:* Cable television system operators and Multichannel Video Programming Distributors (MPVDs) who use frequencies in the bands 108–137 and 225–400 MHz (aeronautical frequencies) are required to file a Cumulative Signal Leakage Index (CLI) derived under 47 CFR 76.611(a)(1) or the results of airspace measurements derived under 47 CFR 76.611(a)(2). This filing must include a description of the method by which compliance with basic signal leakage criteria is achieved and the method of calibrating the measurement equipment. This yearly filing of FCC Form 320 is done in accordance with 47 CFR 76.1803. The records must be retained by cable operators.

*OMB Control Number:* 3060–0674.

*Title:* Section 76.1618, Basic Tier Availability.

*Type of Review:* Extension of a currently approved collection.

*Respondents:* Business or other for-profit entities.

*Number of Respondents and Responses:* 4,139 respondents; 4,139 responses.

*Estimated Time per Response:* 2.25 hours.

*Frequency of Response:* Third party disclosure requirement.

*Obligation to Respond:* Required to obtain or retain benefits. The statutory authority for this collection of information is contained in Section 4(i) and Section 632 of the Communications Act of 1934, as amended.

*Total Annual Burden:* 9,313 hours.

*Total Annual Cost:* No cost.

*Needs and Uses:* The information collection requirements contained in 47 CFR 76.1618 state that a cable operator shall provide written notification to subscribers of the availability of basic tier service to new subscribers at the time of installation. This notification shall include the following information: (a) That basic tier service is available; (b) the cost per month for basic tier service; and (c) a list of all services included in the basic service tier. These notification requirements are to ensure the subscribers are made aware of the availability of basic cable service at the time of installation.

*OMB Control Number:* 3060–1104.

*Title:* Section 73.682(d), DTV Transmission and Program System and Information Protocol (“PSIP”) Standards.

*Form Number:* N/A.

*Type of Review:* Extension of currently approved collection.

*Respondents:* Business or other for-profit entities; not-for-profit institutions.

*Number of Respondents and Responses:* 1,812 respondents and 1,812 responses.

*Estimated Hours per Response:* 0.50 hours.

*Frequency of Response:* Third Party Disclosure requirement; Weekly reporting requirement.

*Total Annual Burden:* 47,112 hours.

*Total Annual Cost:* No costs.

*Obligation to Respond:* Required to obtain or retain benefits. The statutory authority for this collection is contained in Sections 309 and 337 of the Communications Act of 1934, as amended.

*Needs and Uses:* Section 73.682(d) of the Commission's rules incorporates by reference the Advanced Television Systems Committee, Inc. (“ATSC”) Program System and Information Protocol (“PSIP”) standard “A/65C.” PSIP data is transmitted along with a TV broadcast station's digital signal and provides viewers (via their DTV receivers) with information about the station and what is being broadcast, such as program information. The Commission has recognized the utility that the ATSC PSIP standard offers for both broadcasters and consumers (or viewers) of digital television (“DTV”).

ATSC PSIP standard A/65C requires broadcasters to provide detailed programming information when transmitting their broadcast signal. This standard enhances consumers' viewing experience by providing detailed information about digital channels and programs, such as how to find a program's closed captions, multiple streams and V-chip information. This standard requires broadcasters to populate the Event Information Tables (“EITs”) (or program guide) with accurate information about each event (or program) and to update the EIT if more accurate information becomes available. The previous ATSC PSIP standard A/65-B did not require broadcasters to provide such detailed programming information but only general information.

Federal Communications Commission.

**Marlene Dortch,**

*Secretary, Office of the Secretary.*

[FR Doc. 2022–26348 Filed 12–2–22; 8:45 am]

**BILLING CODE 6712–01–P**

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## FEDERAL ELECTION COMMISSION

### Sunshine Act Meetings

**FEDERAL REGISTER CITATION NOTICE OF PREVIOUS ANNOUNCEMENT:** 87 FR 69271.

**PREVIOUSLY ANNOUNCED TIME, DATE, AND PLACE OF THE MEETING:** Thursday, December 1, 2022 at 10:00 a.m.

*Hybrid Meeting:* 1050 First Street NE, Washington, DC (12th floor) and Virtual.

**CHANGES IN THE MEETING:** The Open Meeting began at 10:30 a.m.

*The following matters were also considered:*

REG 2013–01 (Technological Modernization): Supplemental Notice of Proposed Rulemaking

Draft Advisory Opinion 2022–24: Allen Blue

**CONTACT PERSON FOR MORE INFORMATION:** Judith Ingram, Press Officer, Telephone: (202) 694–1220.

(Authority: Government in the Sunshine Act, 5 U.S.C. 552b)

**Vicktoria J. Allen,**

*Acting Deputy Secretary of the Commission.*

[FR Doc. 2022–26498 Filed 12–1–22; 4:15 pm]

**BILLING CODE 6715–01–P**

## FEDERAL MARITIME COMMISSION

[Docket No. 22–31]

### **Thompson Pipe Group, Inc. Complainant v. Omni Logistics LLC, Respondent; Notice of Filing of Complaint and Assignment**

Served: November 29, 2022.

Notice is given that a complaint has been filed with the Federal Maritime Commission (Commission) by Thompson Pipe Group, Inc. hereinafter “Complainant,” against Omni Logistics LLC (f/k/a Epic Freight Service), hereinafter “Respondent.” Complainant states that it is a corporation organized in the State of Texas. Complainant identifies the Respondent as a limited liability company organized under the laws of the State of Texas and a Non-Vessel-Operating Common Carrier.

Complainant alleges that Respondent violated 46 U.S.C. 41102(c), 41102(d), and 41104(a) in its practices, and assessment of charges, including demurrage and other non-freight charges, related to the movement of containers. The full text of the complaint can be found in the Commission’s Electronic Reading Room at <https://www2.fmc.gov/readingroom/proceeding/22-31/>.

This proceeding has been assigned to Office of Administrative Law Judges. The initial decision of the presiding officer in this proceeding shall be issued by November 29, 2023, and the final

decision of the Commission shall be issued by June 12, 2024.

**William Cody,**

*Secretary.*

[FR Doc. 2022–26315 Filed 12–2–22; 8:45 am]

**BILLING CODE 6730–02–P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### **Centers for Medicare & Medicaid Services**

[CMS–6092–N]

RIN 0938–ZB73

### **Medicare, Medicaid, and Children’s Health Insurance Programs; Provider Enrollment Application Fee Amount for Calendar Year 2023**

**AGENCY:** Centers for Medicare & Medicaid Services (CMS), HHS.

**ACTION:** Notice.

**SUMMARY:** This notice announces a \$688.00 calendar year (CY) 2023 application fee for institutional providers that are initially enrolling in the Medicare or Medicaid program or the Children’s Health Insurance Program (CHIP); revalidating their Medicare, Medicaid, or CHIP enrollment; or adding a new Medicare practice location. This fee is required with any enrollment application submitted on or after January 1, 2023 and on or before December 31, 2023.

**DATES:** The application fee announced in this notice is effective on January 1, 2023.

**FOR FURTHER INFORMATION CONTACT:** Frank Whelan, (410) 786–1302.

#### **SUPPLEMENTARY INFORMATION:**

#### **I. Background**

In the February 2, 2011 **Federal Register** (76 FR 5862), we published a final rule with comment period titled “Medicare, Medicaid, and Children’s Health Insurance Programs; Additional Screening Requirements, Application Fees, Temporary Enrollment Moratoria, Payment Suspensions and Compliance Plans for Providers and Suppliers.” This rule finalized, among other things, provisions related to the submission of application fees as part of the Medicare, Medicaid, and CHIP provider enrollment processes. As provided in section 1866(j)(2)(C)(i) of the Social Security Act (the Act) and in 42 CFR 424.514, “institutional providers” that are initially enrolling in the Medicare or Medicaid programs or CHIP, revalidating their enrollment, or adding a new Medicare practice location are

required to submit a fee with their enrollment application. An “institutional provider” for purposes of Medicare is defined at § 424.502 as “any provider or supplier that submits a paper Medicare enrollment application using the CMS–855A, CMS–855B (not including physician and non-physician practitioner organizations), CMS–855S, or associated internet-based PECOS enrollment application.” As we explained in the February 2, 2011 final rule (76 FR 5914), in addition to the providers and suppliers subject to the application fee under Medicare, Medicaid-only and CHIP-only institutional providers would include nursing facilities, intermediate care facilities for persons with intellectual disabilities (ICF/IID), and psychiatric residential treatment facilities; they may also include other institutional provider types designated by a state in accordance with their approved state plan.

As indicated in § 424.514 and § 455.460, the application fee is not required for either of the following:

- A Medicare physician or non-physician practitioner submitting a CMS–855I.
- A prospective or revalidating Medicaid or CHIP provider—
  - ++ Who is an individual physician or non-physician practitioner; or
  - ++ That is enrolled as an institutional provider in Title XVIII of the Act or another state’s Title XIX or XXI plan and has paid the application fee to a Medicare contractor or another state.

#### **II. Provisions of the Notice**

Section 1866(j)(2)(C)(i)(I) of the Act established a \$500 application fee for institutional providers in CY 2010. Consistent with section 1866(j)(2)(C)(i)(II) of the Act, § 424.514(d)(2) states that for CY 2011 and subsequent years, the preceding year’s fee will be adjusted by the percentage change in the consumer price index (CPI) for all urban consumers (all items; United States city average, CPI–U) for the 12-month period ending on June 30 of the previous year. Consequently, each year since 2011 we have published in the **Federal Register** an announcement of the application fee amount for the forthcoming CY based on this formula. Most recently, in the October 25, 2021 **Federal Register** (86 FR 58917), we published a notice announcing a fee amount for the period of January 1, 2022 through December 31, 2022 of \$631.00. The \$631.00 fee amount for CY 2022 was used to calculate the fee amount for 2023 as specified in § 424.514(d)(2).