to 0.3 ppm because the Agency's tolerance spreadsheet determined that the lower value was more appropriate based on the field trial data. EPA increased the tolerance for sorghum, grain, grain (termed sorghum, grain in PP#8F7385) from 0.5 ppm to 0.60 ppm because the Agency's tolerance spreadsheet determined that the higher value was more appropriate based on the field trial data.

V. Conclusion

Therefore, tolerances are established for combined residues of pyraclostrobin (carbamic acid, [2-[[[1-(4-chlorophenyl)-1H- pyrazol-3-yl]oxy]methyl]phenyl]methoxy-, methyl ester) and its desmethoxy metabolite (methyl N-[[[1-(4-chlorophenyl)-1H-pyrazol-3-yl]oxy]methyl]phenyl carbamate), expressed as parent compound, in or on coffee, bean, green at 0.3 ppm; fruit, stone, group 12 at 2.5 ppm; sorghum, grain, forage at 5.0 ppm; sorghum, grain, grain at 0.60 ppm; and sorghum, grain, stover at 0.80 ppm

VI. Statutory and Executive Order Reviews

This final rule establishes tolerances under section 408(d) of FFDCA in response to a petition submitted to the Agency. The Office of Management and Budget (OMB) has exempted these types of actions from review under Executive Order 12866, entitled *Regulatory Planning and Review* (58 FR 51735, October 4, 1993). Because this final rule has been exempted from review under Executive Order 12866, this final rule is not subject to Executive Order 13211, entitled *Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use* (66 FR 28355, May 22, 2001) or Executive Order 13045, entitled *Protection of Children from Environmental Health Risks and Safety Risks* (62 FR 19885, April 23, 1997). This final rule does not contain any information collections subject to OMB approval under the Paperwork Reduction Act (PRA), 44 U.S.C. 3501 *et seq.*, nor does it require any special considerations under Executive Order 12898, entitled *Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations* (59 FR 7629, February 16, 1994).

Since tolerances and exemptions that are established on the basis of a petition under section 408(d) of FFDCA, such as the tolerance in this final rule, do not require the issuance of a proposed rule, the requirements of the Regulatory Flexibility Act (RFA) (5 U.S.C. 601 *et seq.*) do not apply.

This final rule directly regulates growers, food processors, food handlers, and food retailers, not States or tribes, nor does this action alter the relationships or distribution of power and responsibilities established by Congress in the preemption provisions of section 408(n)(4) of FFDCA. As such, the Agency has determined that this action will not have a substantial direct effect on States or tribal governments, on the relationship between the national government and the States or tribal governments, or on the distribution of power and responsibilities among the various levels of government or between the Federal Government and Indian tribes. Thus, the Agency has determined that Executive Order 13132, entitled *Federalism* (64 FR 43255, August 10, 1999) and Executive Order 13175, entitled *Consultation and Coordination with Indian Tribal Governments* (65 FR 67249, November 9, 2000) do not apply to this final rule. In addition, this final rule does not impose any enforceable duty or contain any unfunded mandate as described under Title II of the Unfunded Mandates Reform Act of 1995 (UMRA) (Public Law 104–4).

This action does not involve any technical standards that would require Agency consideration of voluntary consensus standards pursuant to section 12(d) of the National Technology Transfer and Advancement Act of 1995 (NTTAA), Public Law 104–113, section 12(d) (15 U.S.C. 272 note).

VII. Congressional Review Act

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report to each House of the Congress and to the Comptroller General of the United States. EPA will submit a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of this final rule in the **Federal Register**. This final rule is not a ''major rule'' as defined by 5 U.S.C. 804(2).

List of Subjects in 40 CFR Part 180

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: September 25, 2009.

Lois Rossi,

Director, Registration Division, Office of Pesticide Programs.

■ Therefore, 40 CFR chapter I is amended as follows:

PART 180—[AMENDED]

■ 1. The authority citation for part 180 continues to read as follows:

Authority: 21 U.S.C. 321(q), 346a and 371.

■ 2. Section 180.582 is amended by alphabetically adding the following commodities to the table and by revising fruit, stone, group 12 in the table in paragraph (a)(1) read as follows:

180.582 Pyraclostrobin; tolerances for residues.

(a) *General.* (1) * * *

Commodity	Parts per million
* * * * *	
Coffee, bean, green	0.3[1]
* * * * *	
Fruit, stone, group 12	2.5
* * * * *	
Sorghum, grain, forage	5.0
Sorghum, grain, grain	0.60
Sorghum, grain, stover	0.80
* * * * *	

[1] There is no U.S. registration on coffee, bean, green as of September 30, 2009.

* * * * *

[FR Doc. E9–24058 Filed 10–06–09; 8:45 am]

BILLING CODE 6560–50–S

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Medicare & Medicaid Services

42 CFR Parts 412, 413, 415, 485, and 489

[CMS–1406–CN]

RINs 0938–AP33; 0938–AP39; 0938–AP76

Medicare Program; Changes to the Hospital Inpatient Prospective Payment Systems for Acute Care Hospitals and Fiscal Year 2010 Rates and to the Long-Term Care Hospital Prospective Payment System and Rate Year 2010 Rates; Corrections

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

ACTION: Correction of final rules and interim final rule with comment period.

SUMMARY: This document corrects technical errors and typographical errors that appeared in the final rules and interim final rule with comment

period published in the **Federal Register** on August 27, 2009 entitled ''Medicare Program; Changes to the Hospital Inpatient Prospective Payment Systems for Acute Care Hospitals and Fiscal Year 2010 Rates and to the Long-Term Care Hospital Prospective Payment System and Rate Year 2010 Rates.''

DATES: *Effective Date:* This correction document is effective October 2, 2009.

Applicability Date: This correction document is applicable to discharges occurring on or after October 1, 2009.

FOR FURTHER INFORMATION CONTACT: Tzvi Hefter, (410) 786–4487.

SUPPLEMENTARY INFORMATION:

I. Background

In FR Doc. E8–18663 of August 27, 2009 (74 FR 43754), the final rule with comment period entitled ''Medicare Program; Changes to the Hospital Inpatient Prospective Payment Systems for Acute Care Hospitals and Fiscal Year 2010 Rates and to the Long-Term Care Hospital Prospective Payment System and Rate Year 2010 Rates'' (hereinafter referred to as the FY 2010 IPPS/RY 2010 LTCH PPS final rule) there were a number of technical errors that are identified and corrected in the Correction of Errors section below. The provisions in this correction notice are effective as if they had been included in the document published August 27, 2009. Further, changes to our rates have already been made through PRICER and joint signature memoranda. Accordingly, the corrections are effective October 1, 2009.

II. Summary of Errors

A. Errors in the Preamble

On page 43889, in our discussion of the submission period for annual electronically acknowledgement of the completeness and accuracy of data, the submission period was incorrectly indicated as once between January 1, 2010 and August 15, 2010. Therefore, in section III.A.1. of this notice, we are correcting our discussion to require hospitals to electronically acknowledge their data accuracy and completeness once between July 1, 2010 and August 15, 2010 for the FY 2011 payment determination.

On page 43920, in our discussion of hospital emergency services under the Emergency Medical Treatment and Labor Act (EMTALA), we made a technical error in a parenthetical phrase by noting that emphasized text was underlined instead of italicized. Therefore, in section III.A.2. of this notice, we are correcting the phrase ''(which are underlined)'' to read ''(which are italicized).''

On page 43934, in our discussion regarding critical access hospitals (CAHs) and provider-based entities, we inadvertently provided the following incorrect example ''For example, a CAH-based RHC with 50 or more beds is a provider-based entity because it is paid based on the RHC payment methodology at 42 CFR 405.2462.'' In section III.A3. of this notice, we are correcting the example.

On page 43994, we inadvertently misnumbered the heading for sections ''XI. MedPAC Recommendations'' and ''XII. Other Required Information'' and we are correcting these numbering errors in section III.A.4. of this notice.

B. Errors in the Addendum

On pages 44011, 44015, 44017, 44019, 44020, 44021, and 44031, we inadvertently cited that the forecast of the FY 2006-based capital input price index (CIPI) for FY 2010 is 1.4 percent. However, the FY 2006-based CIPI for FY 2010 is forecast 1.2 percent, as stated in the preamble of the FY 2010 IPPS/RY 2010 LTCH PPS final rule. We are correcting this error in the update to the capital rates. We are also correcting that capital outlier offset since outlier payments are determined based on the capital rates. (See sections III.B.3. through 7. of this notice.)

On page 44031, in Table 1A—National Adjusted Operating Standardized Amounts, Labor/Nonlabor (68.8 Percent Labor Share/31.2 Percent Nonlabor Share If Wage Index Is Greater Than 1) and Table 1B—National Adjusted Operating Standardized Amounts, Labor/Nonlabor (62 Percent Labor Share/38 Percent Nonlabor Share If Wage Index Is Less Than or Equal to 1), we are correcting a typographical error in the column headings for the ''reduced update.'' Section 1886(b)(3)(B)(viii) of the Act provides for a reduction of 2.0 percentage points from the update percentage increase (also known as the market basket update) for FY 2007 and subsequent fiscal years. As stated in the preamble to the FY 2010 IPPS/RY 2010 LTCH PPS final rule, the market basket update to the national adjusted operating standardized amounts for FY 2010 is 2.1 percent. Therefore, the reduced update to the national adjusted operating standardized amounts for hospitals that fail to submit quality data consistent with section 1886(b)(3)(B)(viii) of the Act for FY 2010 is 0.1 percent (that is, 2.1 percent minus 2.0 percent). However, Tables 1A and 1B erroneously cite that the reduced update is 1.1 percent; and therefore, we are correcting this error in the column headings. (See section III.B.7. of this notice.)

On page 44031, in Table 1D—Capital Standard Federal Payment Rate, we are correcting an inadvertent error in the update to the capital rates, wherein the Addendum of the FY 2010 IPPS/RY 2010 LTCH PPS final rule, in establishing the capital update, we erroneously cited the CIPI forecast for FY 2010 as 1.4 percent. However, as stated in the preamble of that final rule, the CIPI for FY 2010 is 1.2. We are correcting this error in the update to the capital rates (*see* section III.B.7. of this notice).

On pages 44032 through 44078, in Table 2.—Acute Care Hospitals Case-Mix Indexes for Discharges Occurring in Federal Fiscal Year 2008; Hospital Wage Indexes for Federal Fiscal Year 2010; Hospital Average Hourly Wages for Federal Fiscal Years 2008 (2004 Wage Data), 2009 (2005 Wage Data), and 2010 (2006 Wage Data); and 3-Year Average of Hospital Average Hourly Wages, we are correcting technical errors in hospitals' wage data or geographic classifications that were used in calculating the wage index that was published in the FY 2010 IPPS/RY 2010 LTCH PPS final rule. We are correcting Table 2 by adding the wage data for provider 230105, which through an inadvertent typographical error was omitted from the table. In addition, we are correcting inadvertent errors in the case mix index and FY 2010 wage index for provider 110230. We note that the correction of these errors do not require us to recalculate the wage indexes for other providers that are located in or reclassified to the same geographic area because provider 110230 is a new provider and has no average hourly wage data. Also, in accordance with our regulations regarding midyear corrections to the wage index (42 CFR 412.64(k)(2)(ii)), we are correcting the wage data for 4 providers (310034, 310052, 310073, and 330005). Other corrections to Table 2 address the addition of a hospital's wage and occupational mix data that were erroneously excluded from the final FY 2010 wage index (provider 050335) and the removal of a hospital's wage data that were erroneously included in the final FY 2010 wage index (provider 050325). In addition, we are correcting errors in geographic classifications for 5 providers (providers 150015, 230195, 330106, 340010, and 390201). As a result of the wage data, occupational mix data, and geographic classification corrections made for the 11 providers noted, we are also correcting the wage index for other providers that are located in or reclassified to the same

geographic area. (*See* section III.B.8. of this notice.)

On page 44079, in Table 3A—FY 2010 and 3-Year* Average Hourly Wage for Acute Care Hospitals in Urban Areas by CBSA and Table 3B—FY 2010 and 3-Year* Average Hourly Wage for Acute Care Hospitals in Rural Areas by CBSA, we are correcting certain area average hourly wages based on corrections to errors in hospital wage data for several providers. As discussed previously, in Table 2 we are correcting the wage data for 4 providers. The corrections to the wage data for provider 330005 also require a correction in the associated area average hourly wage. Therefore, in section III.B.9. of this notice, we are correcting the area average hourly wage for CBSA 15380 (Buffalo-Niagara Falls, NY). (The corrections to the wage data for providers 310034, 310052, 310073 do not result in a change to the associated area average hourly wage.)

On page 44084, in Table 3B—FY 2010 and 3-Year* Average Hourly Wage for Acute Care Hospitals in Rural Areas by CBSA, we are correcting an area average hourly wage based on corrections to errors in the wage data for two providers. As discussed previously, in Table 2 we are correcting the wage and occupational mix data for providers 050335 and 050325. The corrections to the wage data for these providers also require correction of the associated area average hourly wage. Therefore, in section III.B.10. of this notice, we are correcting the area average hourly wage for CBSA 05 (California).

On pages 44085 through 44095, in Table 4A.—Wage Index and Capital Geographic Adjustment Factor (GAF) for Acute Care Hospitals in Urban Areas, Table 4B.—Wage Index and Capital Geographic Adjustment Factor (GAF) for Acute Care Hospitals in Rural Areas and Table 4C.—Wage Index and Capital Geographic Adjustment Factor (GAF) for Acute Care Hospitals that are Reclassified, we are correcting technical errors in hospitals' geographic classifications that were used in calculating the wage index that was published in the FY 2010 IPPS/RY 2010 LTCH PPS final rule. After correcting the geographic classification for provider 230195 (that is, removing the provider from Table 9A), there are no longer any hospitals that are reclassified to CBSA 19804 for the FY 2010 wage index. (See sections III.B.11. through 13. of this notice.)

On page 44121 and 44122, in Table 4J—Out-Migration Adjustment for Acute Care Hospitals—FY 2010, we are correcting a technical error in the data that were used in computing the outmigration adjustments that were published in the FY 2010 IPPS/RY 2010 LTCH PPS final rule. We are correcting the outmigration adjustment for providers in Wayne County, MI, only. However, this correction has no impact on the wage index values in Tables 2, 4A, and 4B because all of the Wayne County providers are reclassified instead to Ann Arbor, MI (CBSA 11460). Therefore, they are ineligible to receive the outmigration adjustment. (*See* section III.B.14. of this notice.)

On page 44140, in Table 6E.—Revised Diagnosis Code Titles, we made a typographical error in the description of diagnosis code 793.99. Therefore, we are correcting the phrase ''radiological and other examination'' to read ''radiological and other examinations.'' (See section III.B.15. of this notice.)

On page 44161 and 44173, in Table 9A.—Hospital Reclassifications and Redesignations—FY 2010, we are correcting technical errors in hospitals' geographic classifications that were used in calculating the wage index that was published in the FY 2010 IPPS/RY 2010 LTCH PPS final rule. Providers 110230, 150015, 230195, and 390201 were erroneously listed in Table 9A of the Addendum to that final rule as being reclassified; and therefore, we are correcting the table by removing these providers. Conversely, provider 330106 was inadvertently omitted from the Table 9A; and therefore, we are correcting this error by adding this provider. (*See* section III.B.16. of this notice.)

On page 44173, in Table 9C.—Hospitals Redesignated as Rural Under Section 1886(d)(8)(E) of the Act—FY 2010, we inadvertently omitted provider 340010. Therefore we are correcting this error by adding this provider. (*See* section III.B.17. of this notice.)

On pages 44195 and 44212, in Table 12A.—LTCH PPS Wage Index for Urban Areas for Discharges Occurring From October 1, 2009 Through September 30, 2010 and Table 12B.—LTCH PPS Wage Index for Rural Ares for Discharges Occurring From October 1, 2009 Through September 30, 2010, consistent with the corrections to the IPPS wage data discussed in this notice, we are correcting technical errors in hospitals' wage data that were used in calculating the LTCH PPS wage index that was published in the FY 2010 IPPS/RY 2010 LTCH IPPS final rule. (*See* sections III.B.18. and 19. of this notice.)

On pages 44213, 44228 through 44230, and 44234 through 44235, we are correcting the impact analysis to reflect the correct CIPI of 1.2 percent rather than 1.4 percent and the payment estimates associated with the CIPI. (*See* sections III.B.20. through 24. of this notice.)

III. Correction of Errors

In FR Doc. E8–18663 of August 27, 2009 (74 FR 43754), make the following corrections:

A. Corrections to the Preamble

1. On page 43889, third column, seventh paragraph, line 10, the date ''January 1, 2010'' is corrected to read ''July 1, 2010.''

2. On page 43920, second column, first full paragraph, line 32, the phrase ''(which are underlined)'' is corrected to read ''(which are italicized)''.

3. On page 43934, third column, second full paragraph, the sentence ''For example, a CAH-based RHC with 50 or more beds is a provider-based entity because it is paid based on the RHC payment methodology at 42 CFR 405.2462.'' is corrected to read ''For example, a CAH-based RHC (that is, an RHC that is provider-based to a hospital with fewer than 50 beds) is not subject to the per visit payment limitations under section 1833(f) of the Act.''

4. On page 43994,

a. First column, after the second full paragraph, the heading ''XI. MedPAC Recommendations'' is corrected to read ''XII. MedPAC Recommendations.''

b. Second column, after the fourth paragraph, the heading ''XII. Other Required Information'' is corrected to read ''XIII. Other Required Information.''

B. Corrections to the Addendum

1. On page 44011, in the second column,

a. In the second full paragraph, line 13, the figure ''5.2'' is corrected to read ''5.3''.

b. In the table following fourth paragraph, the table is corrected to read as follows:

	Capital Federal Rate
National	0.947484
Puerto	0.935759

2. On page 44015, third column,

a. First full paragraph,

(1) Line 9, the figure ''1.4'' is corrected to read ''1.2.''

(2) Line 13, the figure ''$171'' is corrected to read ''$154.''

b. Second full paragraph,

(1) Line 11, the figure ''1.40'' is corrected to read ''1.20.''

(2) Line 14, the figure ''1.4'' is corrected to read ''1.2.''

3. On page 44017,

a. Second column,

(1) Fourth full paragraph, line 2, the figure ''1.4'' is corrected to read ''1.2.''

(2) Following the fourth full paragraph, in the table entitled ''CMS FY 2010 Update to the Capital Federal Rate,'' the figures for the listed entries are corrected to read as follows:

Capital Input Price Index	1.2
Subtotal	1.2
Total Update	1.2

b. Third column,

(1) Second full paragraph,

(a) Line 10, the figure ''5.23'' is corrected to read ''5.25.''

(b) Line 13, the figure ''0.9477'' is corrected to read ''0.9475.''

(2) Third full paragraph,

(a) Line 5, the figures ''0.9477'' and ''0.13'' are corrected to read ''0.9475'' and ''0.11,'' respectively.

(b) Line 9, the figure ''1.0013'' is corrected to read ''1.0011.''

(c) Line 10, the figure ''0.9477'' is corrected to read ''0.9475.''

(d) Line 12, the figure ''0.13'' is corrected to read ''0.11.''

4. On page 44019, third column,

a. First full paragraph,

(1) Line 3, the figure ''1.4'' is corrected to read ''1.2.''

(2) Line 5, the figure ''1.4'' is corrected to read ''1.2.''

(3) Line 8, the figure ''$430.15'' is corrected to read ''$429.26.''

b. Second full paragraph (first bulleted paragraph)

(1) Line 1, the figure ''1.0140'' is corrected to read ''1.0120.''

(2) Line 2, the figure ''1.4'' is corrected to read ''1.2.''

c. Fourth full paragraph (third bulleted paragraph), last line, the figure ''0.9477'' is corrected to read ''0.9475.''

d. Last paragraph,

(1) Line 8, the figure ''1.4'' is corrected to read ''1.2.''

(2) Line 14, the figure ''0.13'' is corrected to read ''0.11.''

5. On page 44020,

a. Top third of the page,

(1) Third column, line 2, the figure ''1.4'' is corrected to read ''1.2.''

(2) The table entitled ''Comparison of Factors and Adjustments: FY 2009 Capital Federal Rate and FY 2010 Capital Federal Rate'', the listed entries and footnote are corrected to read as follows:

	FY 2010	Change	Percent change
Update Factor [1]	1.0120	1.0120	1.20
Outlier Adjustment Factor [2]	0.9475	1.0011	0.11
Capital Federal Rate	$429.26	1.0120	1.20

[2] The outlier reduction factor and the exceptions adjustment factor are not built permanently into the capital rates; that is, these factors are not applied cumulatively in determining the capital rates. Thus, for example, the net change resulting from the application of the FY 2010 outlier adjustment factor is 0.9475/0.9465, or 1.0011.

b. Middle third of the page, the table entitled ''Comparison of Factors and Adjustments: Proposed FY 2009 Capital Federal Rate and Final FY 2010 Capital Federal Rate'', the listed entries are corrected to read as follows:

	Final FY 2010	Change	Percent change
Update Factor	1.0120	1.0000	0.00
Outlier Adjustment Factor	0.9475	1.0022	0.22
Capital Federal Rate	$429.26	1.0204	2.04

c. Bottom third of the page, third column, first full paragraph, line 4, the figure ''$204.01'' corrected ''$203.56.''

6. On page 44021, second column, second full paragraph,

a. Line 4, the figure ''1.4'' is corrected to read ''1.2.''

b. Line 13, the figure ''1.4'' is corrected to read ''1.2.''

7. On page 44031,

a. Top half of the page,

(1) Table 1A—National Adjusted Operating Standardized Amounts, Labor/Nonlabor (68.8 Percent Labor Share/31.2 Percent Nonlabor Share If Wage Index Is Greater Than 1), the second column heading ''Reduce update (1.1 percent)'' is corrected to read ''Reduce update (0.1 percent).''

(2) Table 1B—National Adjusted Operating Standardized Amounts, Labor/Nonlabor (62 Percent Labor Share/38 Percent Nonlabor Share If Wage Index Is Less Than or Equal to 1), the second column heading ''Reduce update (1.1 percent)'' is corrected to read ''Reduce update (0.1 percent).''

b. Bottom half of the page, in Table 1D—Capital Standard Federal Payment Rate, the rate entries are corrected to read as follows:

	Rate
National	$429.26
Puerto Rico	203.56

8. On pages 44032 through 44078, in Table 2.—Acute Care Hospitals Case-Mix Indexes for Discharges Occurring in Federal Fiscal Year 2008; Hospital Wage Indexes for Federal Fiscal Year 2010; Hospital Average Hourly Wages for Federal Fiscal Years 2008 (2004 Wage Data), 2009 (2005 Wage Data), and 2010 (2006 Wage Data); and 3-Year Average of Hospital Average Hourly Wages, the listed entries are corrected to read as follows:

Provider No.	Case-Mix Index[2]	FY 2010 Wage Index	Average Hourly Wage FY 2008	Average Hourly Wage FY 2009	Average Hourly Wage FY 2010[1]	Average Hourly Wage** (3 years)
050022	1.6861	1.1831	33.0592	36.6360	38.9203	36.3343
050024	1.1893	1.1831	33.4334	33.5247	34.6921	33.8896
050025	1.8351	1.1831	32.7476	36.9233	39.5330	36.4669
050026	1.6001	1.1831	33.1277	35.0306	36.3315	34.8703
050028	1.2936	1.1831	28.5736	28.1584	28.5839	28.4402
050030	1.2416	1.1831	30.9014	33.5654	33.2455	32.5839
050036	1.6646	1.1831	36.0905	37.4298	39.2616	37.6682
050039	1.5904	1.1831	36.6943	34.9262	37.8559	36.4390
050045	1.3659	1.1831	27.0676	28.5952	27.8903	27.8521
050054	1.2588	1.1831	24.0338	27.1320	27.9082	26.4594
050057	1.7461	1.1831	31.7467	33.7574	35.6340	33.7435
050060	1.5631	1.1831	32.0196	34.1183	35.3108	33.8337
050069	1.7808	1.1831	35.3850	38.1339	40.0498	37.8939
050077	1.6289	1.1831	36.5384	37.4989	38.5242	37.6430
050089	1.3725	1.1831	36.4018	39.6297	39.9711	38.6925
050093	1.5711	1.1831	36.8486	37.7244	38.5686	37.7313
050099	1.5777	1.1831	32.0650	34.3507	35.4717	33.9237
050100	1.7931	1.1831	33.3959	34.2839	37.1606	34.9452
050102	1.3981	1.1831	32.8434	33.2837	35.4740	33.8520
050115	1.5039	1.1831	32.5257	33.3013	37.7614	34.4870
050121	1.2641	1.1831	34.6244	35.1135	36.9069	35.7123
050128	1.5539	1.1831	33.4233	34.2364	36.6986	34.8511
050129	1.9164	1.1831	36.9887	40.3786	41.4256	39.6589
050140	1.4429	1.1831	39.4954	42.7590	44.8911	42.4513
050168	1.6098	1.1831	40.5973	40.8362	37.9746	39.7308
050173	1.4207	1.1831	31.6717	32.3265	31.5434	31.8479
050192	0.9710	1.1831	27.8386	27.4611	29.4203	28.2565
050193	1.2713	1.1831	29.0623	36.7240	39.0111	34.3157
050196	1.1775	1.1831	32.8293	41.1300	43.7415	39.0851
050222	1.6843	1.1831	33.7510	35.4045	36.0221	35.1304
050224	1.6925	1.1831	35.7280	37.3442	39.7119	37.6583
050225	1.5265	1.1831	35.1227	37.5252	38.9288	37.2722
050226	1.5128	1.1831	35.4597	36.5354	38.4952	36.8620
050230	1.7510	1.1831	35.8490	38.8901	39.8582	38.1992

Provider No.	Case-Mix Index[2]	FY 2010 Wage Index	Average Hourly Wage FY 2008	Average Hourly Wage FY 2009	Average Hourly Wage FY 2010[1]	Average Hourly Wage** (3 years)
050234	1.5286	1.1831	34.8308	37.7125	37.6811	36.8277
050243	1.6149	1.1831	36.1209	37.8538	40.0490	37.9780
050245	1.3581	1.1831	33.2556	34.7153	36.9270	35.0229
050257	0.8700	1.1831	24.0737	29.2651	30.7766	28.1655
050261	1.2833	1.1831	30.8704	33.7196	34.8188	33.2168
050272	1.4714	1.1831	30.9290	32.2584	35.0624	32.7944
050279	1.3431	1.1831	31.6738	32.1695	31.0888	31.6403
050292	1.0695	1.1831	27.3365	35.0372	34.6404	32.6120
050295	1.4457	1.1831	38.4256	39.7399	39.3961	39.2311
050298	1.2155	1.1842	33.7864	33.6947	31.7374	33.0204
050300	1.3876	1.1831	33.6821	37.1275	39.2722	36.7802
050315	1.4955	1.1831	32.5538	37.3560	40.3132	36.9209
050324	1.7981	1.1831	36.3474	37.1883	38.9511	37.5499
050325	0.7197	1.1864	37.0441	34.0343	*	35.3296
050327	1.7444	1.1831	35.9349	36.9550	37.7681	36.9187
050329	1.3362	1.1831	33.0390	36.7669	37.6975	35.8747
050335	1.4391	1.2202	34.7192	37.2347	37.1670	36.4047
050342	1.3022	1.1831	30.4226	29.8389	31.6852	30.6669
050348	1.8134	1.1831	32.7107	33.5276	35.1080	33.7908
050349	0.9151	1.1831	25.4266	23.1095	23.5190	23.9313
050359	1.2193	1.1831	31.3391	30.3988	30.9732	30.8940
050366	1.1372	1.1846	37.1527	41.8324	43.0169	40.6263
050390	1.2352	1.1831	27.9359	33.0463	31.4134	30.7029
050397	0.8791	1.1831	29.6825	31.1621	32.3700	31.2139
050417	1.3676	1.1831	36.1222	37.9951	38.8418	37.6627
050423	0.9097	1.1831	31.9751	32.4108	41.3130	35.2260
050424	1.8835	1.1831	36.6091	37.5246	39.8802	38.1014
050426	1.5848	1.1831	34.9855	37.6505	*	36.2570
050430	1.0024	1.1831	24.5327	25.9368	28.7102	26.6632
050434	1.0072	1.1831	33.7794	35.4807	34.4698	34.5577
050435	1.2399	1.1831	33.0372	35.7427	35.3040	34.7304
050448	1.3163	1.1831	32.7748	32.6682	32.9244	32.7905
050455	1.5338	1.1831	34.5445	35.0232	38.9871	36.1689
050492	1.3426	1.1831	30.7718	32.6609	35.6838	33.0853
050503	1.5669	1.1831	37.3605	37.7210	40.7324	38.6886
050515	1.3519	1.1831	40.2957	42.0106	45.0972	42.4993

Provider No.	Case-Mix Index[2]	FY 2010 Wage Index	Average Hourly Wage FY 2008	Average Hourly Wage FY 2009	Average Hourly Wage FY 2010[1]	Average Hourly Wage** (3 years)
050517	1.3003	1.1831	22.4096	29.3694	29.8385	27.1486
050526	1.3356	1.1831	33.3964	35.5457	*	34.4882
050528	1.1847	1.1831	36.2908	38.3051	41.9922	38.8610
050534	1.4960	1.1831	36.6447	38.1892	39.7655	38.2236
050543	0.7581	1.1831	24.4913	32.8367	29.0470	28.4715
050546	0.9013	1.1831	36.5099	*	*	36.5099
050548	0.8853	1.1831	41.1075	*	*	41.1075
050551	1.3734	1.1831	37.2506	37.6223	39.4047	38.1084
050567	1.4772	1.1831	37.6384	39.0114	41.7247	39.5088
050568	1.2403	1.1831	26.0908	26.7733	28.7691	27.2379
050570	1.6746	1.1831	38.4373	40.6761	40.3411	39.7870
050573	1.5704	1.1831	35.2842	36.8561	38.0175	36.7515
050580	1.2357	1.1831	34.1531	35.0966	36.7968	35.3668
050586	1.5377	1.1831	31.3513	31.1932	32.7348	31.7623
050589	1.2342	1.1831	37.6886	37.2056	39.2646	38.0657
050603	1.4831	1.1831	35.0279	35.4809	37.4348	36.0743
050608	1.3372	1.1831	31.2909	30.7280	28.3794	30.0916
050609	1.5110	1.1831	39.7397	43.4555	45.2475	42.8887
050618	0.9849	1.1831	33.1472	34.9177	34.0584	34.0420
050636	1.3104	1.1831	33.0718	35.4565	38.8844	35.8008
050678	1.3068	1.1831	33.7633	35.8411	38.3361	36.1388
050682	0.9113	1.1831	22.2193	22.3903	22.4419	22.3441
050684	1.2784	1.1831	28.8378	33.5915	33.0982	31.9255
050686	1.3842	1.1831	39.7757	42.1444	45.2231	42.4511
050693	1.3762	1.1831	39.6838	42.8266	41.9594	41.4885
050694	1.1180	1.1831	32.1065	34.8486	33.8553	33.6246
050701	1.3618	1.1831	34.9876	37.2839	38.4382	36.9906
050708	1.7654	1.1831	31.8442	28.3074	34.4063	31.2579
050709	1.5764	1.1831	24.5621	29.5364	30.4570	28.2554
050710	1.4735	1.1831	44.2482	46.2533	51.1460	47.3139
050720	1.5874	1.1831	30.3595	32.1173	33.8712	32.0728
050722	0.9344	1.1831	33.7991	35.6741	35.2177	34.9402
050724	1.9522	1.1831	35.2344	35.1020	35.5224	35.2811
050732	2.3521	1.1831	33.6831	34.3475	37.4333	35.2452
050744	1.8433	1.1831	*	48.4951	56.5911	52.3032
050745	1.4422	1.1831	*	42.5523	48.2903	45.4522

Provider No.	Case-Mix Index[2]	FY 2010 Wage Index	Average Hourly Wage FY 2008	Average Hourly Wage FY 2009	Average Hourly Wage FY 2010[1]	Average Hourly Wage** (3 years)
050746	1.7960	1.1831	*	43.2015	46.3622	44.7916
050747	1.6108	1.1831	*	44.5887	47.8242	46.1426
050757	1.7287	1.1831	*	*	*	*
050758	1.5404	1.1831	*	*	17.6509	17.6509
050759	3.0472	1.1831	*	*	*	*
070006	1.5739	1.2651	39.3935	41.2165	41.9550	40.8714
070010	1.6536	1.2651	36.7227	38.6114	38.7345	38.0240
070015	1.5383	1.2651	37.3454	39.9249	42.4738	39.9522
070018	1.4603	1.2651	41.8460	42.4771	44.1370	42.8524
070028	1.5644	1.2651	38.0855	40.9645	41.2950	40.1488
070033	1.4800	1.2651	41.7955	44.6717	46.5982	44.4108
070034	1.4667	1.2651	40.1685	42.4111	45.7694	42.8155
110230	1.4757	0.9581	*	*	*	*
150015	1.4286	0.9210	27.3811	30.2516	32.6995	29.9450
150035	1.4912	0.9168	27.8904	29.2039	27.9432	28.3404
150102	1.1055	0.9168	25.8742	25.4717	30.4952	27.1707
150174	***	0.9168	*	*	*	*
230105	1.7865	0.9176	30.5515	32.1124	33.0444	31.9349
230195	1.4731	0.9879	30.9702	32.5549	33.4975	32.3707
310002	1.8480	1.2722	37.8652	37.9484	39.7599	38.5483
310009	1.4222	1.2722	33.6165	35.4624	37.9098	35.6657
310015	1.9526	1.2722	39.2928	40.8229	39.5076	39.8655
310017	1.3448	1.2722	35.7308	35.9806	34.8881	35.5276
310018	1.1786	1.2722	32.9704	32.6956	33.5069	33.0673
310038	1.9228	1.2722	36.3344	39.8707	40.7395	39.0018
310039	1.3348	1.2722	33.2100	32.6425	33.4253	33.0853
310050	1.3393	1.2722	32.3686	37.9214	32.5213	34.0930
310054	1.4187	1.2722	36.9095	38.2432	37.2851	37.4826
310070	1.4413	1.2722	36.3279	36.9999	36.8951	36.7447
310076	1.7144	1.2722	37.5163	38.1671	39.0325	38.2365
310083	1.3697	1.2722	31.9151	28.3406	28.2875	29.3819
310093	1.2441	1.2722	30.2860	32.3860	33.4460	32.0464
310096	1.8766	1.2722	35.0707	34.2014	36.3201	35.2111
310108	1.4508	1.2722	34.5866	36.2848	38.3403	36.4174
310119	1.8872	1.2722	41.5702	41.2997	46.1339	42.9802
330005	1.6639	0.9809	31.5030	33.2851	34.1763	32.9954

Provider No.	Case-Mix Index[2]	FY 2010 Wage Index	Average Hourly Wage FY 2008	Average Hourly Wage FY 2009	Average Hourly Wage FY 2010[1]	Average Hourly Wage** (3 years)
330008	1.1656	0.9809	25.2005	26.2141	26.7882	26.0607
330023	1.5109	1.2903	36.4736	37.5135	40.9595	38.3939
330025	1.0358	0.9809	23.2424	24.2702	26.5550	24.6990
330027	1.3567	1.2903	45.1920	45.9571	49.0573	46.6599
330029	0.5859	0.9809	24.0679	22.9332	23.7555	23.5734
330065	1.0754	0.9809	24.4004	26.2288	28.6809	26.4269
330078	1.4914	0.9809	27.2870	27.6682	30.8157	28.5988
330091	1.3851	0.9809	27.0040	28.3034	30.9457	28.7618
330102	1.4768	0.9809	26.6887	27.2543	31.6270	28.4487
330106	1.6464	1.2903	46.3657	48.2903	47.2240	47.2955
330111	0.9946	0.9809	40.4349	23.2134	25.1572	27.3535
330126	1.3626	1.2903	36.5689	37.7807	40.0542	38.1472
330163	1.1499	0.9809	28.3910	28.6252	26.3050	27.7728
330167	1.6734	1.2903	39.1251	39.2421	40.8753	39.7618
330181	1.3412	1.2903	43.0977	46.2181	47.2523	45.4811
330182	2.2325	1.2903	41.3033	42.7962	46.6346	43.5697
330188	1.2661	0.9809	27.5988	29.7318	30.7222	29.3714
330198	1.4522	1.2903	34.8985	35.8715	37.9641	36.3109
330219	1.7322	0.9809	32.5658	33.2147	38.3321	34.6200
330225	1.2075	1.2903	35.7651	32.9036	33.7052	34.1540
330259	1.5187	1.2903	36.4788	39.0213	38.5914	37.9800
330279	1.7026	0.9809	29.6385	31.2393	33.7210	31.5272
330331	1.3291	1.2903	41.2694	44.1734	44.3947	43.3044
330332	1.3587	1.2903	37.0111	38.6932	40.8557	38.8521
330372	1.2862	1.2903	35.1297	37.0323	40.3348	37.4455
340003	1.3269	0.8605	26.0888	26.6831	28.0732	27.0128
340010	1.4513	0.8605	28.7544	29.5232	31.0327	29.8051
340011	1.1552	0.8605	22.0047	22.5152	23.6040	22.7123
340016	1.3780	0.8605	27.2365	27.9651	27.2226	27.4702
340020	1.2554	0.8761	27.5473	28.3461	30.5510	28.8310
340024	1.2572	0.8782	26.4001	26.9001	27.4770	26.9269
340035	1.0591	0.8605	24.6262	26.0846	26.8821	25.8659
340037	1.2327	0.8767	29.0618	30.5362	32.0484	30.6131
340038	1.2027	0.8858	24.2111	26.2600	26.9487	25.8553
340042	1.2511	0.8605	25.6349	27.0597	27.0729	26.6107
340064	1.2448	0.8605	23.9701	25.0814	27.2184	25.4849

Provider No.	Case-Mix Index[2]	FY 2010 Wage Index	Average Hourly Wage FY 2008	Average Hourly Wage FY 2009	Average Hourly Wage FY 2010[1]	Average Hourly Wage** (3 years)
340068	1.3681	0.8692	23.6757	24.7409	27.3499	25.3073
340087	1.2422	0.8605	25.4730	23.8360	25.0091	24.7827
340097	1.2054	0.8605	29.8005	27.9810	29.8702	29.2104
340099	1.3223	0.8605	23.9702	26.0077	28.1143	26.0182
340104	0.5942	0.8767	17.0165	19.9492	20.2901	19.1559
340106	1.1370	0.8605	26.1340	24.5154	24.4254	24.9477
340120	1.1057	0.8605	25.5399	26.1465	26.6358	26.1106
340132	1.2471	0.8605	24.6162	25.3264	25.9153	25.3007
340133	1.0373	0.8865	24.8579	26.8850	27.2630	26.4263
340142	1.2764	0.8605	27.7555	28.2413	28.4951	28.1780
340151	1.2296	0.8657	23.2158	24.5782	25.9633	24.6026
340160	1.3943	0.8605	23.4631	24.2016	24.9127	24.2270
390185	1.2411	0.9811	27.1119	25.5318	28.1346	26.9989
390201	1.5128	0.9533	27.3542	28.5668	28.7755	28.2475
440025	1.2362	0.8592	22.6571	24.0289	25.5605	24.1012

9. On page 44079, in Table 3A—FY 2010 and 3-Year* Average Hourly Wage for Acute Care Hospitals in Urban Areas by CBSA, the listed entry is corrected to read as follows:

CBSA code	Urban area	FY 2010 average hourly wage	3-Year average hourly wage
15380	Buffalo-Niagara Falls, NY	32.9408	31.2001

10. On page 44084, in Table 3B.—FY 2010 and 3-Year* Average Hourly Wage for Acute Care Hospitals in Rural Areas by CBSA, the listed entry is corrected to read as follows:

CBSA code	Nonurban area	FY 2010 Average hourly wage	3-Year average hourly wage
05	California	39.9000	38.2787

11. On pages 44085 through 44090, in Table 4A.—Wage Index and Capital Geographic Adjustment Factor (GAF) for Acute Care Hospitals in Urban Areas by CBSA and by State—FY 2010, the listed entries are corrected to read as follows:

CBSA	CBSA name	State	Wage index	GAF
12540	Bakersfield, CA	CA	1.1831	1.1220
15380	Buffalo-Niagara Falls, NY	NY	0.9809	0.9869
17020	Chico, CA	CA	1.1831	1.1220
19804	Detroit-Livonia-Dearborn, MI	MI	0.9777	0.9847
20940	El Centro, CA	CA	1.1831	1.1220
23420	Fresno, CA	CA	1.1831	1.1220
23844	Gary, IN	IN	0.9168	0.9422
25260	Hanford-Corcoran, CA	CA	1.1831	1.1220
27340	Jacksonville, NC	NC	0.8605	0.9022
31460	Madera-Chowchilla, CA	CA	1.1831	1.1220
40140	Riverside-San Bernardino-Ontario, CA	CA	1.1831	1.1220

CBSA	CBSA name	State	Wage index	GAF
41740	San Diego-Carlsbad-San Marcos, CA	CA	1.1831	1.1220
42044	Santa Ana-Anaheim-Irvine, CA	CA	1.1831	1.1220
47300	Visalia-Porterville, CA	CA	1.1831	1.1220
49700	Yuba City, CA	CA	1.1831	1.1220

12. On page 44091, in Table 4B—Wage Index and Capital Geographic Adjustment Factor (GAF) for Acute Care Hospitals in Rural Areas by CBSA and by State—FY 2010, the listed entries are corrected to read as follows:

CBSA	CBSA name	State	Wage index	GAF
05	California	CA	1.1831	1.1220
34	Rural North Carolina	NC	0.8605	0.9022

13. On pages 44091 through 44095, in Table 4C.—Wage Index and Capital Geographic Adjustment Factor (GAF) for Acute Care Hospitals that are Reclassified by CBSA and by State—FY 2010, the listed entries are corrected by—

a. Correcting the wage indexes and GAFs for the following CBSAs:

CBSA	CBSA name	State	Wage index	GAF
05	California	CA	1.1831	1.1220
34	Rural North Carolina	NC	0.8605	0.9022
34	Rural North Carolina	TN	0.8592	0.9013
10900	Allentown-Bethlehem-Easton, PA–NJ	PA	0.9811	0.9870
15380	Buffalo-Niagara Falls, NY	NY	0.9809	0.9869
23844	Gary, IN	IN	0.9168	0.9422
31084	Los Angeles-Long Beach-Glendale, CA	CA	1.1831	1.1220
33700	Modesto, CA	CA	1.2202	1.1460
35644	New York-White Plains-Wayne, NY–NJ	CT	1.2651	1.1747
35644	New York-White Plains-Wayne, NY–NJ	NJ	1.2722	1.1792
35644	New York-White Plains-Wayne, NY–NJ	NY	1.2903	1.1907
42044	Santa Ana-Anaheim-Irvine, CA	CA	1.1831	1.1220

b. Removing the entry for the following CBSA:

CBSA	CBSA name	State	Wage index	GAF
19804	Detroit-Livonia-Dearborn, MI	MI	0.9788	0.9854

14. On pages 44121 and 44122, in Table 4J—Out-Migration Adjustment for Acute Care Hospitals—FY 2010, the listed entries are corrected to read as follows:

Provider number	Reclassified for FY 2010	Out-migration adjustment	Qualifying county name	County code
230002	*	0.0043	WAYNE	23810
230020	*	0.0043	WAYNE	23810
230024	*	0.0043	WAYNE	23810
230053	*	0.0043	WAYNE	23810
230089	*	0.0043	WAYNE	23810
230104	*	0.0043	WAYNE	23810
230135	*	0.0043	WAYNE	23810
230142	*	0.0043	WAYNE	23810
230146	*	0.0043	WAYNE	23810
230165	*	0.0043	WAYNE	23810
230176	*	0.0043	WAYNE	23810
230244	*	0.0043	WAYNE	23810
230270	*	0.0043	WAYNE	23810
230273	*	0.0043	WAYNE	23810
230297	*	0.0043	WAYNE	23810

15. On page 44140, in Table 6E.—Revised Diagnosis Code Titles, in the description (column 2) for diagnosis code 793.99 is the phrase ''radiological and other examination'' is corrected to read ''radiological and other examinations.''

16. On pages 44161 and 44173, in Table 9A.—Hospital Reclassifications and Redesignations—FY 2010 the table is corrected by—

a. Removing the following entries:

Provider number	Geographic CBSA	Reclassified CBSA	LUGAR
110230	11	16860	LUGAR
150015	33140	23844	
230195	47644	19804	
390201	39	10900	LUGAR

b. Adding following entry:

Provider number	Geographic CBSA	Reclassified CBSA	LUGAR
330106	35004	35644	

17. On page 44173, in Table 9C.—Hospitals Redesignated as Rural Under Section 1886(d)(8)(E) of the Act—FY2010 is corrected by adding the listed provider to read as follows:

Provider No.	Geographic CBSA	Redesignated rural area
340010	24140	34

18. On page 44195, in Table 12A.—LTCH PPS Wage Index for Urban Areas for Discharges Occurring From October 1, 2009 Through September 30, 2010, the LTCH PPS wage index for the listed entry is corrected to read as follows:

CBSA code	Urban area (Constituent Counties)	LTCH PPS wage index
15380	Buffalo-Niagara Falls, NY Erie County, NY. Niagara County, NY.	0.9740

19. On page 44212, in Table 12B.—LTCH PPS Wage Index for Rural Areas for Discharges Occurring From October 1, 2009 Through September 30, 2010, the LTCH PPS wage index for the listed entry is corrected to read as follows:

CBSA code	Nonurban area	LTCH PPS wage index
05	California	1.2051

20. On page 44213, first column, third paragraph,

a. Line 14, the figure ''$171'' is corrected to read ''$154.''

b. Line 15, the figure ''1.9'' is corrected to read ''1.7.''

21. On page 44228,

a. Second column,

(1) First partial paragraph, line 5, the figure ''1.4'' is corrected to read ''1.2.''

(2) First full paragraph, line 5, the figure ''0.9477'' is corrected to read ''0.9475.''

(3) Third full paragraph, the phrase ''proposed 1.4 percent'' is corrected to read ''1.2 percent.''

(4) Last paragraph, line 5, the figure ''1.4'' is corrected to read ''1.2.''

b. Third column,

(1) First partial paragraph, line 9, the figure ''1.9'' is corrected to read ''1.7.''

(2) First full paragraph,

(a) Line 3, the figure ''2.0'' is corrected to read ''1.8.''

(b) Line 7, the figure ''2.1'' is corrected to read ''1.9.''

(c) Last line, the figure ''1.5'' is corrected to read ''1.3.''

(3) Second full paragraph,

(a) Line 4, the figure ''0.7'' is corrected to read ''0.5.''

(b) Line 6, the figure ''2.8'' is corrected to read ''2.6.''

(4) Third full paragraph,

(a) Line 3, the figure ''1.9'' is corrected to read ''1.7.''

(b) Line 5, the figure ''2.0'' is corrected to read ''1.8.''

(5) Last paragraph,

(a) Line 10, the figure ''2.0'' is corrected to read ''1.8.''

(b) Line 13, the figures ''1.7'' and ''1.1'' are corrected to read ''1.4'' and ''0.9,'' respectively.

(c) Line 17, the figure ''1.9'' is corrected to read ''1.6.''

22. On pages 44229 and 44230, in Table III—Comparison of Total Payments Per Case [FY 2009 Payments Compared to FY 2010 Payments], the table is corrected to read as follows:

BILLING CODE 4120–01–P

TABLE III.—COMPARISON OF TOTAL PAYMENTS PER CASE
[FY 2009 Payments Compared To FY 2010 Payments]

	Number of hospitals	Average FY 2009 payments/ case	Average FY 2010 payments/ case	Change
By Geographic Location:				
All hospitals	3,517	788	802	1.7
Large urban areas (populations over 1 million)	1,377	869	885	1.9
Other urban areas (populations of 1 million of fewer)	1,148	780	793	1.6
Rural areas	992	546	553	1.3
Urban hospitals	2,525	829	843	1.8
0-99 beds	634	654	663	1.5
100-199 beds	808	712	723	1.6
200-299 beds	466	779	793	1.8
300-499 beds	426	858	872	1.7
500 or more beds	191	1,003	1,022	1.9
Rural hospitals	992	546	553	1.3
0-49 beds	349	437	443	1.4
50-99 beds	370	507	513	1.3
100-149 beds	164	552	559	1.3
150-199 beds	62	600	608	1.4
200 or more beds	42	671	678	1.1
By Region:				
Urban by Region	2,525	829	843	1.8
New England	120	857	878	2.4
Middle Atlantic	344	885	900	1.7
South Atlantic	388	787	799	1.6
East North Central	397	807	818	1.4
East South Central	160	742	754	1.7
West North Central	165	815	831	2.0
West South Central	346	772	786	1.7
Mountain	163	842	864	2.6
Pacific	391	978	996	1.9
Puerto Rico	51	370	376	1.8
Rural by Region	992	546	553	1.3
New England	24	728	732	0.5
Middle Atlantic	70	558	570	2.3
South Atlantic	171	539	546	1.3
East North Central	122	568	575	1.2
East South Central	176	496	504	1.6
West North Central	101	567	573	0.9
West South Central	224	508	511	0.6
Mountain	72	547	558	2.1
Pacific	32	693	700	1.0
By Payment Classification:				
All hospitals	3,517	788	802	1.7
Large urban areas (populations over 1 million)	1,422	867	884	1.9
Other urban areas (populations of 1 million of fewer)	1,171	779	792	1.6
Rural areas	924	545	552	1.2
Teaching Status:				
Non-teaching	2,475	672	683	1.6
Fewer than 100 Residents	804	793	807	1.7
100 or more Residents	238	1,123	1,145	1.9
Urban DSH:				
100 or more beds	1,538	856	871	1.8
Less than 100 beds	346	585	595	1.6

TABLE III.—COMPARISON OF TOTAL PAYMENTS PER CASE
[FY 2009 Payments Compared To FY 2010 Payments]

	Number of hospitals	Average FY 2009 payments/ case	Average FY 2010 payments/ case	Change
Rural DSH:				
Sole Community (SCH/EACH)	397	476	483	1.4
Referral Center (RRC/EACH)	207	602	610	1.3
Other Rural:				
100 or more beds	34	540	547	1.3
Less than 100 beds	150	450	456	1.2
Urban teaching and DSH:				
Both teaching and DSH	802	929	947	1.9
Teaching and no DSH	178	810	822	1.4
No teaching and DSH	1,082	715	727	1.8
No teaching and no DSH	531	733	743	1.5
Rural Hospital Types:				
Non special status hospitals	2,467	832	847	1.7
RRC/EACH	62	725	742	2.3
SCH/EACH	38	682	692	1.4
Medicare-dependent hospitals (MDH)	10	481	487	1.2
SCH, RRC and EACH	16	792	807	2.0
Hospitals Reclassified by the Medicare Geographic Classification Review Board:				
FY2010 Reclassifications:				
All Urban Reclassified	456	825	840	1.8
All Urban Non-Reclassified	2,045	831	846	1.8
All Rural Reclassified	351	591	600	1.4
All Rural Non-Reclassified	579	479	484	0.9
Other Reclassified Hospitals (Section 1886(d)(8)(B))	54	559	568	1.6
Type of Ownership:				
Voluntary	2,014	804	817	1.7
Proprietary	860	722	734	1.7
Government	583	784	799	1.8
Medicare Utilization as a Percent of Inpatient Days:				
0-25	317	1,005	1,030	2.4
25-50	1,433	869	885	1.8
50-65	1,331	686	696	1.4
Over 65	308	598	607	1.5

BILLING CODE 4120–01–C

23. On page 44234, third column, third full paragraph,

a. Line 21, the figure ''2.1'' is corrected to read ''1.7.''

b. Line 25, the figure ''$171'' is corrected to read ''$154.''

c. Line 28, the figure ''$1.899'' is corrected to read ''$1.892.''

24. On page 44235, first column, in Table V.—Accounting Statement: Classification of Estimated Expenditures under the IPPS from FY 2009 to FY 2010, the listed entries are corrected to read as follows:

Category	Transfers
Annualized Monetized Transfers.	$1.892 billion
Total	$1.892 billion

III. Waiver of Proposed Rulemaking and Delay in Effective Date

We ordinarily publish a notice of proposed rulemaking in the **Federal Register** to provide a period for public comment before the provisions of a rule take effect in accordance with section 553(b) of the Administrative Procedure Act (APA) (5 U.S.C. 553(b)). However, we can waive this notice and comment procedure if the Secretary finds, for good cause, that the notice and comment process is impracticable, unnecessary, or contrary to the public interest, and incorporates a statement of the finding and the reasons therefore in the notice.

Section 553(d) of the APA ordinarily requires a 30-day delay in effective date of final rules after the date of their publication in the **Federal Register**. This 30-day delay in effective date can be waived, however, if an agency finds for good cause that the delay is impracticable, unnecessary, or contrary to the public interest, and the agency incorporates a statement of the findings and its reasons in the rule issued.

We are waiving proposed rulemaking and the 30-day delayed effective date for the technical corrections in this notice. This notice merely corrects typographical and technical errors in the preamble, and addendum of the FY 2010 IPPS/RY 2010 LTCH PPS final rule and does not make substantive changes to the policies or payment methodologies that were adopted in that final rule. As a result, this notice is intended to ensure that the FY 2010 IPPS/RY 2010 LTCH PPS final rule accurately reflects the policies adopted in that final rule and it would be impracticable, unnecessary, and contrary to the public interest to undertake further notice and comment procedures to incorporate these corrections into that final rule or delaying the effective date of these changes, especially in light of the October 1, 2009 start date for FY 2010.

Further, the changes that are being made to the Addendum by this Correction Notice, including the changes to reflect the correct CIPI of 1.2 percent, do not constitute rules subject to notice and comment rulemaking under section 553 of the Administrative Procedure Act, as the changes merely ensure that the Addendum conforms to the rules and methodologies that have already been adopted through such notice and comment rulemaking.

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

Dated: October 2, 2009.

Dawn L. Smalls,

Executive Secretary to the Department.

[FR Doc. E9–24202 Filed 10–2–09; 4:15 pm]

BILLING CODE 4120–01–P

GENERAL SERVICES ADMINISTRATION

48 CFR Parts 503 and 552

GSAR Amendment 2009–12; GSAR Case 2008–G502 (Change 40) Docket 2008–0007; Sequence 7

RIN 3090–AI63

General Services Administration Acquisition Regulation; Rewrite of GSAR Part 503; Improper Personal Conflicts of Interest

AGENCIES: General Services Administration (GSA), Office of the Acquisition Policy.

ACTION: Final rule.

SUMMARY: The General Services Administration (GSA) is amending the General Services Administration Acquisition Regulation (GSAR) by revising the regulations pertaining to Improper Business Practices and Personal Conflicts of Interest. This rule is a product of the GSAM Rewrite Initiative undertaken by GSA to revise the regulation to maintain consistency with the FAR and implement streamlined and innovative acquisition procedures for contractors, offerors, and GSA contracting personnel. The GSAM incorporates the General Services Administration Acquisition Regulation (GSAR) as well as internal agency acquisition policy.

DATES: *Effective Date*: October 7, 2009.

FOR FURTHER INFORMATION CONTACT: For clarification of content, contact Ernest Woodson, Procurement Analyst, at (202) 501–3775. For information pertaining to status or publication schedules, contact the Regulatory Secretariat (MVR), Room 4041, 1800 F Street, NW, Washington, DC, 20405, (202) 501–4755. Please cite Amendment 2009–12, GSAR case 2008–G502 (Change 40).

SUPPLEMENTARY INFORMATION:

A. Background

This final rule is a result of the General Services Administration Acquisition Manual (GSAM) Rewrite initiative undertaken by GSA to revise the GSAM to maintain consistency with the FAR and to implement streamlined and innovative acquisition procedures that contractors, offerors, and GSA acquisition personnel can use when entering into and administering contractual relationships. The GSAM incorporates the General Services Administration Acquisition Regulation (GSAR) as well as internal agency acquisition policy.

An Advanced Notice of Proposed Rulemaking was published at 71 FR 7910, February 15, 2006, for the GSAM Rewrite Projects and public comments were received. However, none of the comments were specific to Part 503. The case was assigned to GSAM Part 503 Rewrite Team on February 18, 2008. A Team report was completed on March 3, 2008.

To ensure completeness, internal comments were solicited and received from GSA Regions 1, 2, 3, 6, 7, 8, 10, and 11, GSA published a proposed rule with request for comments in the **Federal Register** at 73 FR 45194, August 4, 2008. The public comment period closed October 3, 2008. One response was received with three comments. This final rule reconciles the conclusions from the Team report with the internal comments, and public comment as follows:

Public Comments

Comment: The respondent was concerned that the requirement in 503.204(c) for an agency fact-finding official to be designated by GSA Board of Contract Appeals was not revised to indicate that the Civilian Board of Contract Appeals (CBCA) would designate the official as means of ensuring that disputes over gratuities violations are handled independently and objectively.

Response: The CBCA will not designate an agency fact-finding official for the treatment of violations under 503.204, as its current operating procedures do not encompass the activity. The Senior Procurement Executive will refer matters under the jurisdiction of GSAR 503.204 to the Suspension and Debarment Official, in accordance with GSAR 509.403, because the Suspension and Debarment Official is the individual who can appoint a fact-finding official, should one be necessary.

Comment: The respondent was concerned that 503.1004 does not provide a specific rationale for establishing a lower threshold, or why that threshold would be $1,000,000. The respondent believes that the subsection makes the threshold sound arbitrary.

Response: FAR 3.1004(b)(1)(i) provides for agencies to establish a threshold lower than $5,000,000. Pursuant to FAR 1.302(b), agency acquisition regulations may supplement the FAR to include additional policies and procedures that satisfy the specific needs of the agency. GSA's lower threshold of $1,000,000 is based on GSA's unique acquisition mission and the dollar amount of an order that may be placed by GSA, under a task and delivery order contract. Further, the lower threshold insures greater visibility for the detection of fraud in Federal contracts ensuring protection for the taxpayer.

Comment: 503.1004(b)—The fill-in includes the acronym ''OIG''. Spell out as Office of the Inspector General. The FAR does otherwise include a reference to OIG.

Response: GSA concurs with the respondent and will make the change accordingly.

The Rewrite of Part 503

This final rule contains revisions to Part 503, Improper Business Practices and Personal Conflicts of Interest. There are no substantive changes to the policies. The rule revises GSAR Subpart 503.1 Safeguards; deletes 503.104–1 and 503.104–9, to ensure consistency with the GSAM that provides that the acquisition of leasehold interests in real property is established by GSAM Part 570; deletes 503.104–4, because post employment restrictions are covered under Federal conflicts of interest laws and the Procurement Integrity Act that every employee has a responsibility to know; adds 503.104–2, to indicate that acquisition officials are responsible for knowing the post-employment restrictions in FAR 3.104–2(b)(3) and in the Procurement Integrity Act; renumbers 503.104–5 to 503.104–4 and revises 503.104–4, adds appropriate GSAM and FAR references for the release of information to outside evaluators and deletes inappropriate forms and language already addressed in other GSAM subsections; and renumbers 503.104–10 to 503.104–7, for consistency with the FAR numbering sequence.