

and its effects on visibility in Class I areas.

On February 5, 2013, EPA proposed a BART determination to require NGS to achieve a nearly 80 percent reduction of its current overall NO_x emission rate. EPA also proposed an alternative to BART that would provide flexibility to NGS in the schedule for the installation of new post-combustion control equipment. EPA's proposed alternative to BART credits NGS for its early and voluntary installation of new combustion controls to reduce NO_x emissions beginning in 2009. EPA, therefore, proposed to find that this alternative achieves greater reasonable progress than BART.

In recognition that there may be other approaches that could result in equivalent or better visibility benefits than BART, as well as the singular importance of NGS to the Navajo Nation, Hopi Tribe, the Gila River Indian Community, and numerous other tribes located in Arizona, EPA also outlined a framework for evaluating other alternatives to provide greater flexibility than EPA's proposed alternative to BART.

EPA encouraged a robust public discussion of our proposed BART determination and alternative, as well as other possible alternatives, and recognized the potential need for a supplemental proposal if other approaches developed by other parties are identified as meeting the needs of stakeholders and meeting the requirements of the CAA.

EPA received requests for a 90-day extension of the public comment period from the Navajo Nation, the Gila River Indian Community, and other stakeholders, in order to allow stakeholders time to develop alternatives to BART for EPA's consideration. On March 19, 2013, EPA extended the close of the public comment period to August 5, 2013 (78 FR 16825). EPA recognized that the stakeholder process, to develop viable alternatives to BART that provide additional flexibility to the owners of NGS while achieving more emission reductions to assure greater reasonable progress than BART, would require a significant amount of time. EPA also recognized the critical importance of active participation by affected tribes located in Arizona in the development of alternatives to BART.

On June 10, 2013, EPA signed a notice, published on June 19, 2013, of our intent to hold five public hearings throughout the state of Arizona (78 FR 36716). EPA intends to hold hearings at one location each on reservation lands of the Navajo Nation and Hopi Tribe,

and in Page, Phoenix, and Tucson, Arizona.

On June 20, 2013, SRP submitted a letter, on behalf of six stakeholders, requesting another extension of the comment period for NGS.¹ SRP describes working over the past several months with representatives from the Central Arizona Water Conservation District, the Environmental Defense Fund, the Gila River Indian Community, the Navajo Nation Environmental Protection Agency, and the U.S. Department of the Interior to develop a BART alternative. SRP states that although significant progress has been made on the development of an alternative, additional time is needed to finalize their alternative and submit it to EPA for consideration in the rulemaking process.

II. Today's Action

In today's action, EPA is extending the comment period for our proposed BART determination for NGS by 60 days, to October 4, 2013. EPA is granting a 60-day extension to allow time for the stakeholders to finalize their alternative and submit it to EPA for consideration in the rulemaking process.

List of Subjects in 40 CFR Part 49

Environmental protection, Air pollution control, Indians, Intergovernmental relations, Nitrogen dioxide.

Authority: 42 U.S.C. 7401 *et seq.*

Dated: June 26, 2013.

Deborah Jordan,

Air Division Director, Region 9.

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Medicare & Medicaid Services

42 CFR Parts 431

[CMS-1450-CN]

RIN 0938-AR52

Medicare and Medicaid Programs; Home Health Prospective Payment System Rate Update for CY 2014, Home Health Quality Reporting Requirements, and Cost Allocation of Home Health Survey Expenses Correction

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

ACTION: Proposed rule; correction.

SUMMARY: This document corrects technical errors that appeared in the proposed rule with comment period titled "Medicare and Medicaid Programs; Home Health Prospective Payment System Rate Update for CY 2014, Home Health Quality Reporting Requirements, and Cost Allocation of Home Health Survey Expenses" published on July 3, 2013.

FOR FURTHER INFORMATION CONTACT: Elmer Barksdale, (410) 786-1943.

SUPPLEMENTARY INFORMATION:

I. Background

In FR Doc. 2013-15766, published on Wednesday, July 3, 2013 (78 FR 40272), there was an error that is identified and corrected in the Correction of Errors section below.

II. Summary of Errors

In section "VI.G. Accounting Statement and Table" of the Regulatory Impact Analysis section, in the Transfers column of Table 31, under the heading Medicare HH Survey & Certification Costs, we inadvertently made a typographical error when we listed the amount for the Annualized Monetized Transfers. Specifically, we stated that the amount was "\$18.6 Million" instead of "\$18.6 Million."

IV. Correction of Errors

In FR Doc. 2013-15766, published on July 3, 2013, on page 40308, in the Transfers column of Table 31, under the heading Medicare "HH Survey & Certification Costs", the amount "\$18.6 Million" is corrected to read "\$18.6 Million."

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

¹ See letter dated June 20, 2013 from Kelly J. Barr, SRP, to Jared Blumenfeld, EPA, re: Request for Extension of the Public Comment Period, Proposed Rule—Regional Haze Requirements for Navajo Generating Station Docket No. EPA-R09-OAR-2013-0009.

Dated: July 2, 2013.

Jennifer M. Cannistra,

*Executive Secretary to the Department,
Department of Health and Human Services.*

[FR Doc. 2013-16392 Filed 7-3-13; 11:15 am]

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MB Docket No. 00-168; DA 13-1440]

Online Political File and Petition for Reconsideration

AGENCY: Federal Communications
Commission.

ACTION: Notice; solicitation of
comments.

SUMMARY: The Federal Communications Commission solicits public comment on the impact of the rules requiring broadcast television stations to post their political files online, and on a Petition for Reconsideration filed by the Television Station Group.

DATES: Comments may be filed on or before August 26, 2013, and reply comments may be filed on or before September 23, 2013.

ADDRESSES: You may submit comments, identified by MB Docket No. 00-168, by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *Federal Communications Commission's Web site:* <http://fjallfoss.fcc.gov/ecfs2/>. Follow the instructions for submitting comments.

- *Mail:* Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

- *People with Disabilities:* Contact the FCC to request reasonable accommodations (accessible format documents, sign language interpreters, CART, etc.) by email: FCC504@fcc.gov or phone: (202) 418-0530 or TTY: (202) 418-0432.

For detailed instructions for submitting comments and additional information on the rulemaking process, see the **SUPPLEMENTARY INFORMATION** section of this document.

FOR FURTHER INFORMATION CONTACT: Kim Matthews, Kim.Matthews@fcc.gov, of the Policy Division, Media Bureau, (202) 418-2120.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Public Notice in MB Docket No. 00-168, DA 13-1440, released on June 25, 2013. The full text of this document is available for public inspection and copying during regular business hours in the FCC Reference Center, Federal Communications Commission, 445 12th Street SW., Room CY-A257, Washington, DC 20554. This document will also be available via ECFS at <http://fjallfoss.fcc.gov/ecfs/>. Documents will be available electronically in ASCII, Microsoft Word, and/or Adobe Acrobat. The complete text may be purchased from the Commission's copy contractor, 445 12th Street SW., Room CY-B402, Washington, DC 20554. Alternative formats are available for people with disabilities (Braille, large print, electronic files, audio format), by sending an email to fcc504@fcc.gov or calling the Commission's Consumer and Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (TTY).

Summary

1. In the Public Notice, the Media Bureau seeks comment on the impact of the rules adopted by the Commission in the *Second Report and Order* in MM Docket Nos. 00-168 and 00-44,¹ requiring broadcast television stations to post their political files online. We seek comment also on the Petition for Reconsideration of the *Second Report and Order* filed by the Television Station Group.²

2. *Background.* In the *Second Report and Order*, the Commission required stations to post their public files online in a Commission-hosted database rather than maintaining the files locally at their main studios. With respect to political file documents that must be maintained in the public file, the Commission required stations that are affiliated with the top four national networks (ABC, NBC, CBS, and Fox) and that are licensed to serve communities in the top 50 Designated Market Areas ("DMAs") to post these documents online as part of the online public file, but exempted all other stations from posting their political file documents to their online public file

until July 1, 2014.³ The Commission stated that, by July 1, 2013, the Media Bureau would issue a Public Notice seeking comment on the impact of this online posting requirement for the political file so that the Commission can consider whether any changes should be made to the requirement before it takes effect for other stations.⁴ The Media Bureau is issuing this Public Notice consistent with the Commission's commitment in the *Second Report and Order*.

3. The online public file requirement adopted in the *Second Report and Order* replaced the decades-old requirement that commercial and noncommercial television stations maintain public files at their main studios with a requirement to post most of the documents in those files to a central, online public file hosted by the Commission. The Commission's goals were to modernize the procedures television broadcasters use to inform the public about how they are serving their communities, make information concerning broadcast service more accessible to the public, and reduce broadcasters' cost of compliance. The political file component of the public inspection file provides information about requests by political candidates and other political advertisers to purchase television advertising time, including the station's disposition of each request and the rate charged for the broadcast time.

4. Stations were required to upload new public file documents to the online database starting August 2, 2012.⁵ Stations were given six months from this date to upload documents that were already in their public inspection file.⁶

³ *Id.* at 4536-7, paragraph 3.

⁴ *Id.*

⁵ The National Association of Broadcasters ("NAB") filed a petition for review of the *Second Report and Order* with the U.S. Court of Appeals for the District of Columbia Circuit. *Nat'l Assoc. of Broadcasters v. FCC*, No. 12-1225 (D.C. Cir. May 21, 2012). NAB sought an emergency stay of the *Second Report and Order* from the FCC and the D.C. Circuit Court of Appeals; both requests were denied. *Standardized and Enhanced Disclosure Requirements for Television Broadcast Licensee Public Interest Obligations*, 27 FCC Rcd 7683 (2012); *Order*, *Nat'l Assoc. of Broadcasters v. FCC*, No. 12-1225 (D.C. Cir. July 27, 2012). On January 18, 2013, NAB filed an unopposed motion to hold further proceedings in the case before the D.C. Circuit in abeyance pending (1) FCC action on the petition for reconsideration filed by the Television Station Group and (2) the Commission's opening of a notice and comment period concerning these rules, prior to July 1, 2013, to consider whether changes to the requirements are warranted. On February 12, 2013, the court granted NAB's motion to hold proceedings in abeyance. *Order*, *Nat'l Assoc. of Broadcasters v. FCC*, No. 12-1225 (D.C. Cir. February 12, 2013).

⁶ The six-month deadline expired February 4, 2013. See Public Notice, *Television Broadcast Stations Reminded of the Upcoming Public*

¹ *Standardized and Enhanced Disclosure Requirements for Television Broadcast Licensee Public Interest Obligations, Extension of the Filing Requirement for Children's Television Programming Report, Second Report and Order*, 27 FCC Rcd 4535 (2012) ("Second Report and Order"). The effective date of the new online public file requirements was August 2, 2012.

² See Petition for Reconsideration, Television Station Group, MM Docket Nos. 00-168 and 00-44 (June 11, 2012) ("Petition for Reconsideration").