

Dated: September 30, 2013.
Oliver Potts,
*Deputy Executive Secretary to the
 Department, Department of Health and
 Human Services.*
 [FR Doc. 2013-24211 Filed 9-30-13; 4:15 pm]
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**DEPARTMENT OF HEALTH AND
 HUMAN SERVICES**

**Centers for Medicare & Medicaid
 Services**

42 CFR Parts 413 and 424

[CMS-1446-CN]

RIN 0938-AR65

**Medicare Program; Prospective
 Payment System and Consolidated
 Billing for Skilled Nursing Facilities for
 FY 2014; Correction**

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

ACTION: Final rule; correction.

SUMMARY: This document corrects
 technical errors that appeared in the
 final rule published in the August 6,
 2013, **Federal Register** entitled
 “Medicare Program; Prospective
 Payment System and Consolidated
 Billing for Skilled Nursing Facilities for
 FY 2014.”

DATES: These corrections are effective
 October 1, 2013.

FOR FURTHER INFORMATION CONTACT: John
 Kane, (410) 786-0557.

SUPPLEMENTARY INFORMATION:

I. Background

In FR Doc. 2013-18776 of August 6,
 2013 (78 FR 47936), there were a
 number of technical errors that are
 identified and corrected in the
 Correction of Errors section below. The
 provisions in this correction document
 are effective as if they had been
 included in FR Doc. 2013-18776
 published August 6, 2013, hereinafter
 referred to as the FY 2014 SNF PPS final
 rule. Accordingly, the corrections are
 effective October 1, 2013.

II. Summary of Errors

A. Summary of Errors in the Preamble

On page 47958, in our discussion of
 consolidated billing, a citation to the
 Medicare Claims Processing Manual
 (CMS Publication 100-04) was
 inadvertently abbreviated incorrectly.

On page 47963, in our discussion of
 ensuring accuracy in grouping to
 rehabilitation RUG-IV categories, a
 citation to the Medicare Benefit Policy

Manual (CMS Publication 100-02) was
 inadvertently abbreviated incorrectly.

B. Summary of Errors in the Addenda

On pages 47969 through 47975, in
 Table A: FY 2014 Wage Index for Urban
 Areas Based on CBSA Labor Market
 Areas, we inadvertently included
 several incorrect urban area titles for
 certain core-based statistical areas
 (CBSAs). As the result of receiving a
 corrected hospital cost report file, we
 also determined that we had
 inadvertently used incorrect wage data
 in calculating the wage index value for
 CBSA 30780 (Little Rock-North Little
 Rock-Conway AR), producing an
 incorrect wage index value for this
 CBSA.

**III. Waiver of Proposed Rulemaking
 and Delayed 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 find for good cause that it is
 unnecessary to undertake notice and
 comment rulemaking because this
 document merely provides technical
 corrections to the FY 2014 SNF PPS
 final rule in the preamble and addenda.
 We are not making substantive changes
 to our payment methodologies or
 policies, but rather, are simply
 implementing correctly the payment
 methodologies and policies that we
 previously proposed, received comment
 on, and subsequently finalized. This
 correction document is intended solely
 to ensure that the FY 2014 SNF PPS
 final rule accurately reflects these
 payment methodologies and policies.
 Therefore, we believe that undertaking
 further notice and comment rulemaking
 activity in connection with it would be

unnecessary and contrary to the public
 interest.

Further, we believe a delayed
 effective date is unnecessary because
 this correction document merely
 corrects inadvertent technical errors.
 The corrections noted above do not
 make any substantive changes to the
 SNF PPS payment methodologies or
 policies. Moreover, we regard imposing
 a delay in the effective date as being
 contrary to the public interest. We
 believe that it is in the public interest
 for providers to receive appropriate SNF
 PPS payments in as timely a manner as
 possible and to ensure that the FY 2014
 SNF PPS final rule accurately reflects
 our payment methodologies, payment
 rates, and policies. Therefore, we find
 good cause to waive notice and
 comment procedures, as well as the 30-
 day delay in effective date.

Correction of Errors

In FR Doc. 2013-18776 of August 6,
 2013 (78 FR 47936), make the following
 corrections:

A. Corrections to the Preamble

1. On page 47958, third column, first
 paragraph, lines 30 and 31, the
 parenthetical citation “(see Pub. L. 100-
 04, ch. 6, § 20.4)” is corrected to read
 “(see Pub. 100-04, ch. 6, § 20.4)”.

2. On page 47963, first column, third
 full paragraph, lines 10 and 11, the
 parenthetical citation “(see Pub. L. 100-
 02, ch. 8, § 30.6)” is corrected to read
 “(see Pub. 100-02, ch. 8, sec. 30.6)”.

B. Corrections to the Addendum

1. On pages 47969 through 47975 in
 Table A—FY 2014 Wage Index for
 Urban Areas Based on CBSA Labor
 Market Areas,

a. The urban areas for the listed
 entries (CBSAs) are corrected to read as
 follows:

CBSA code	Urban area (constituent counties)	Wage index
12420	Austin-Round Rock- San Marcos, TX.	0.9576
12540	Bakersfield-Delano, CA.	1.1579
13644	Bethesda-Rockville- Frederick, MD.	1.0319
16740	Charlotte-Gastonia- Rock Hill, NC-SC.	0.9447
22744	Fort Lauderdale-Pom- pano Beach-Deer- field, FL.	1.0378

b. The wage index for the listed entry
 (CBSA 30780) is corrected to read as
 follows:

CBSA code	Urban area (constituent counties)	Wage index
30780	Little Rock-North Little Rock-Conway, AR.	0.8632

c. The urban areas for the listed entries (CBSAs) are corrected to read as follows:

CBSA code	Urban area (constituent counties)	Wage index
36740	Orlando-Kissimmee-Sanford, FL.	0.9063
38900	Portland-Vancouver-Hillsboro, OR-WA.	1.1766
41700	San Antonio-New Braunfels, TX.	0.8911

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

Dated: September 27, 2013.

Jennifer M. Cannistra,

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

[FR Doc. 2013-24080 Filed 9-30-13; 4:15 pm]

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 87

[WT Docket Nos. 10-61 and 09-42, RM-11503, RM-11596; FCC 13-30]

Aviation Services

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: In this document, the Federal Communications Commission (Commission) amends its rules to authorize the use of frequency 1090 MHz by aeronautical utility mobile stations for airport surface detection equipment, commonly referred to as vehicle “squitters,” to help reduce collisions between aircraft and airport ground vehicles. In addition, we establish service rules for audio visual warning systems to help aircraft in flight avoid antenna structures and other obstacles. We also adopt rules to permit ground testing of aviation data link systems, and decline to authorize remote monitoring of certain automated ground stations.

DATES: Effective November 4, 2013. The incorporation by reference of certain publications listed in the rule is approved by the Director of the Federal Register as of November 4, 2013.

FOR FURTHER INFORMATION CONTACT: Tim Maguire, Mobility Division, Wireless Telecommunications Bureau at (202) 418-2155.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission’s *Report and Order (R&O)*, in WT Docket No. 10-61; FCC 13-30, adopted February 28, 2013, and released March 1, 2013. The full text of this document is available for inspection and copying during normal business hours in the FCC Reference Center, 445 12th Street SW., Room CY-A257, Washington, DC 20554, or by downloading the text from the Commission’s Web site at http://transition.fcc.gov/Daily_Releases/Daily_Business/2013/db0301/FCC-13-30A1.pdf. The complete text also may be purchased from the Commission’s duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street SW., Suite 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 Consumer and Government Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (TTY).

Background

1. Air traffic controllers utilize airport surface detection equipment (ASDE-X) to manage the movement of aircraft on airport surfaces, but the current system does not allow the positive identification of ground vehicles such as snowplows and maintenance vehicles that routinely operate on the runway movement area. See 47 CFR 87.345. Unless the vehicle is visible from the control tower, air traffic controllers can determine only its location, but not the vehicle type or the operator. See *NPRM, 25 FCC Rcd at 3356 para. 3*. In response to growing concerns about airplanes colliding with or having to take evasive maneuvers to avoid vehicles on the airport surface, the Federal Aviation Administration (FAA) seeks to expand the use of ASDE-X to manage the movement of service vehicles as well as aircraft in the runway movement area.

2. The National Telecommunications and Information Administration (NTIA), supported by the FAA, filed a petition for rulemaking requesting that the Commission amend part 87 of the Commission’s rules to allow use of frequency 1090 MHz for tracking of ground vehicle movements on the airport surface. See *Petition for Rulemaking of the National Telecommunications and Information Administration (July 29, 2008)*. In the *Notice of Proposed Rulemaking and*

Order (NPRM), the Commission noted that the frequency 1090 MHz is currently used for ASDE-X to manage the movement of aircraft on airport surfaces and for other things, such as the Traffic Alert and Collision Avoidance System (TCAS),¹ but tentatively concluded that permitting use of the frequency by vehicle squitters would further the public interest. See *NPRM, 25 FCC Rcd at 3356 paras. 6-7*.

3. Accordingly, the Commission sought comment on proposed technical and service rules for vehicle squitters on frequency 1090 MHz. See *NPRM, 25 FCC Rcd at 3357 paras. 9-14*. The *NPRM* sought comment on whether the Commission should limit operation of vehicle squitters to the runway movement area to prevent use of the system for purposes other than vehicle and aircraft safety (such as tracking baggage carts). See *NPRM, 25 FCC Rcd at 3357 paras. 12*. The *NPRM* also tentatively agreed with NTIA’s proposal that the Commission coordinate applications with the FAA through the Interdepartment Radio Advisory Committee (IRAC), and it sought comment on whether the Commission should require applicants to pre-coordinate with the relevant FAA Regional Office before filing an application with the Commission. See *NPRM, 25 FCC Rcd at 3357 para. 13*.

I. Procedural Matters

A. Paperwork Reduction Act Analysis

4. This document contains new or modified information collection requirements subject to the Paperwork Reduction Act of 1995 (PRA), Public Law 104-13. Specifically, it requires prospective DLT station licensees to coordinate their applications with ASRI, the aeronautical enroute station

¹ TCAS is an airborne warning system designed to avert mid-air collisions. See *Review of part 87 of the Commission’s Rules Concerning the Aviation Radio Service, Report and Order and Further Notice of Proposed Rule Making, WT Docket No. 01-289, 18 FCC Rcd 21432, 21467 n.265 (2003) (Part 87 Report and Order)*. In the *Part 87 Report and Order*, the Commission adopted a proposal to permit ground testing of TCAS on frequency 1090 MHz, and amended § 87.475(c)(2) of the rules, 47 CFR 87.475(c)(2), accordingly. See *Part 87 Report and Order, 18 FCC Rcd at 21467 para. 74*. When it amended § 87.475(c)(2) later in that proceeding, however, the Commission inadvertently removed the language authorizing ground testing of TCAS on 1090 MHz. See *Review of part 87 of the Commission’s Rules Concerning the Aviation Radio Service, Second Report and Order and Second Further Notice of Proposed Rule Making, WT Docket No. 01-289, 21 FCC Rcd 11582, 11587-88 para. 6 (2006) (Part 87 Second Report and Order)*. In the *NPRM* in this proceeding, the Commission proposed to correct that error by amending § 87.475(c)(2) to restore the deleted language. See *NPRM, 25 FCC Rcd at 3357 n.13*. We now adopt the proposed correction.