

health care practitioners as a result of medical malpractice actions or claims; and (2) certain adverse actions taken regarding the licenses and clinical privileges of physicians and dentists. Section 60.3 of these regulations should be consulted for the definition of terms used in this announcement.

Section 427(b)(4) of the Act authorizes the establishment of fees for the costs of processing requests for disclosure and of providing such information. A final rule published elsewhere in this issue of the **Federal Register** amends the existing Data Bank regulations (45 CFR part 60) to remove regulatory restrictions on allowable methods of payment to permit the Secretary to announce alternate payment methods through periodic notice in the **Federal Register**. Section 60.12(c)(3) of the regulations states that the Secretary shall announce the method of payment of fees payable to the Data Bank through periodic announcement in the **Federal Register**. In determining the method, the Secretary shall consider efficiency, effectiveness, and convenience for the Data Bank users and the Department.

An assessment of the full operating costs related to processing requests for disclosure of Data Bank information as required by the DHHS Appropriations Act of 1994 (title II of Pub. L. 103-112, dated October 21, 1993), as well as the comparative costs of the various methods for filing and paying for queries has resulted in a decision to expand the options for methods of payment of Data Bank fees available to users.

Effective upon publication, the following methods of fee payment will all be accepted by the Data Bank: credit card, electronic funds transfer, check or money order.

Allowable methods of fee payment will be reviewed periodically and revised as necessary, based upon experience. Any changes in the methods of fee payment accepted, and the effective date of the change, will be announced in the **Federal Register**.

Dated: March 14, 1995.

Ciro V. Sumaya,
Administrator.

[FR Doc. 95-12908 Filed 5-25-95; 8:45 am]
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Public Health Service

RIN 0905-ZA91

Notice Regarding Section 602 of the Veterans Health Care Act of 1992 New Drug Pricing

AGENCY: Public Health Service, HHS.

ACTION: Notice.

SUMMARY: Section 602 of Public Law 102-585, the "Veterans Health Care Act of 1992," enacted section 340B of the Public Health Service Act ("PHS Act"), "Limitation on Prices of Drugs Purchased by Covered Entities." Section 340B provides that a manufacturer who sells covered outpatient drugs to eligible entities must sign a pharmaceutical pricing agreement with the Secretary of Health and Human Services in which the manufacturer agrees to charge a price for covered outpatient drugs that will not exceed an amount determined under a statutory formula.

The purpose of this notice is to inform interested parties of the following proposed guidelines relative to new drug pricing. Public comment is invited.

DATES: The public is invited to submit comments on the proposed guidelines by June 26, 1995. After consideration of the comments submitted, the Secretary will issue the final guidelines.

FOR FURTHER INFORMATION CONTACT: Marsha Alvarez, R. Ph., Director, Drug Pricing Program, Bureau of Primary Health Care, Health Resources and Services Administration, 4350 East West Highway, 10th Floor, Bethesda, MD 20814, Phone (301) 594-4353, FAX (301) 594-4982.

SUPPLEMENTARY INFORMATION: The Office of Drug Pricing has developed the following guidelines to facilitate program implementation:

New Drug Pricing

Calculation of the current quarter PHS ceiling price for each covered outpatient drug, as provided in section 340B(a)(1) of the PHS Act, is based upon data supplied to the Medicaid Drug Rebate Program (i.e., average manufacturer price, "AMP," and Best Price, "BP"). The manufacturer calculates pricing information for all of its covered outpatient drugs and sends this pricing data to the Health Care Financing Administration (HCFA) within 30 days after the end of the quarter. HCFA provides PHS with the data necessary for PHS to determine the ceiling price. PHS determines the ceiling price based on the rebate required under the Medicaid drug rebate program. For calendar year 1995, the Medicaid basic rebate for single source and innovator multiple source drugs is the greater of 15.2 percent of the AMP or the AMP minus best price. In calendar year 1996 and thereafter, the rebate percentage decreases to 15.1 percent. An additional rebate must also be paid for single source and innovator multiple source drugs in the amount by which the

increase in the AMP exceeds the increase in the Consumer Price Index—Urban (CPI-U). The PHS ceiling price is computed based on the combined basic and additional rebate amounts under the Medicaid program. For non-innovator multiple source drugs, the rebate percentage is 11 percent of the AMP.

For PHS pricing purposes, the timeframe for reporting the pricing data is a problem with respect to new drugs because there is a two quarter lag for new drug pricing information. For new drugs, AMP is not available until after the end of the first full quarter after the day on which the drug was first sold. For example, if a new drug was first sold on January 15, the AMP for the first full quarter would not be available until after June 30. Manufacturers would report the baseline AMP for this new drug to HCFA by July 31.

This time lag is not a problem for the State Medicaid agencies because they bill manufacturers for a rebate after the covered outpatient drugs are dispensed to Medicaid beneficiaries. However, to comply with the requirements of section 340B of the PHS Act, the PHS ceiling price must be determined before the covered outpatient drug is sold to the covered entity.

Because there is no sales data for a new drug from which to determine the PHS ceiling price, the Office of Drug Pricing is proposing to utilize a ceiling price estimated by the manufacturer until sufficient data is available to calculate the AMP and BP of the new drug. Any adjustments necessary to reconcile differences between the estimated and the actual ceiling price will be in the form of a retroactive charge back or rebate after the actual ceiling price is established.

Because the manufacturer calculates the PHS ceiling price using a two quarter data lag, the manufacturer could estimate the new drug ceiling price for three quarters. For example, a new drug that comes on the market in February (January–March quarter) will have an estimated PHS ceiling price for that quarter. AMP and BP data will be collected during the second quarter (April–June) and submitted to HCFA within 30 days after the third quarter (July–September) for calculation of the rebate percentage. Because pricing needs to be transmitted to wholesalers two weeks before the beginning of the quarter, an accurate PHS ceiling price for the third quarter will not be available at that time. The manufacturer must continue to estimate the PHS ceiling price for the second and third quarters, and will be able to calculate an accurate PHS ceiling price for the fourth

quarter (October–December). All retroactive charge back or rebate adjustments necessary to reconcile the estimated ceiling price with the actual ceiling price must be completed by the end of the next quarter (i.e., March 31 of the next year).

Dated: May 10, 1995.

Ciro V. Sumaya,
Administrator, Health Resources and Services Administration.

[FR Doc. 95–13031 Filed 5–25–95; 8:45 am]

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DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Assistant Secretary for Housing-Federal Housing Commissioner

[Docket No. N–95–3762; FR–3613–N–03]

Announcement of Funding Awards for Preservation Support Grants and Partial Cancellation

AGENCY: Office of the Assistant Secretary for Housing, HUD.

ACTION: Announcement of funding awards and notice of partial cancellation.

SUMMARY: The Notice of Funding Availability (NOFA) published in the **Federal Register** on June 14, 1994 (59

FR 30640), announced the availability of up to \$6 million in funding for Preservation Support Grants. Eligible applicants could apply in one of two categories. First, Outreach and Training; and second, Preservation Activity Grants. This announcement notifies the public of the cancellation of the Preservation Activity Grant, in part, because the language of the NOFA did not allow HUD to select the types of activities it wished to fund. The Department would have been required to fully fund applicants in rank order, even if part or all of a high ranking application contained activities that the Department did not find appropriate for the current needs of the Preservation program.

In accordance with section 102(a)(4)(C) of the Department of Housing and Urban Development Reform Act of 1989, this announcement notifies the public of funding decisions made by the Department under the Preservation Support Grants NOFA. This announcement contains the names and addresses of the award winners and the amounts of the awards for the Outreach and Training Grants.

FOR FURTHER INFORMATION CONTACT: Kerry J. Mulholland, Acting Director, Preservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410, telephone (202) 708–2300,

extension 2649. The TDD number for the hearing impaired is (202) 708–9300. (These are not toll-free numbers.)

SUPPLEMENTARY INFORMATION: The Outreach and Training grant funds were made available to resident-controlled or community-based nonprofit organizations with experience in resident education and organizing to conduct community-, city-, or county-wide outreach to identify, organize and deliver training to residents of eligible low-income housing.

The 1995 awards announced in this Notice were selected for funding based on applications submitted pursuant to the NOFA published in the **Federal Register** on June 14, 1994 (59 FR 30640). Applications were reviewed and selected for funding on the basis of selection criteria contained in that Notice.

A total of \$3.4 million was awarded to 10 grantees who will aid residents in organizing and in possibly pursuing the purchase of developments where affordable status is threatened. In accordance with section 102(a)(4)(C) of the Department of Housing and Urban Development Reform Act of 1989 (Pub. L. 101–235, approved December 15, 1989), the Department is publishing the names, addresses, and amounts of those awards as follows:

LOW INCOME HOUSING: PRESERVATION SUPPORT GRANTS FOR OUTREACH AND TRAINING

Tides Foundation/Coalition for Low Income Housing, 1388 Sutter Street, San Francisco, CA	\$358,500
Boston Affordable Coalition, 353 Columbus Avenue, Boston, MA	450,000
Antidisplacement Project, 57 School Street, Springfield, MA	395,257
Metropolitan Tenants Organization, 2125 W. North Avenue, Chicago, IL	288,000
L. A. Center for Affordable Tenant Housing, 1296 N. Fairfax Avenue, Los Angeles, CA	450,000
Ironbound Community Corporation, 95 Fleming Avenue, Newark, NJ	144,000
Reston Interfaith Housing, 2329 Hunter Woods Plaza, Reston, VA	216,000
Texas Tenants Union, 5405 East Grand Avenue, Dallas, TX	297,000
Metropolitan Tenants Organization, 2125 West North Avenue, Chicago, IL	288,000
California Coalition for Rural Housing, 926 J Street, Suite 422, Sacramento, CA	450,000
New York State Tenant & Neighborhood Information Service, 248 Hudson Avenue, Albany, NY	450,000

Dated: May 17, 1995.

Nicolas Retsinas,
Assistant Secretary for Housing, Federal Housing Commissioner.

[FR Doc. 95–12920 Filed 5–25–95; 8:45 am]

BILLING CODE 4210–27–M

Office of the Assistant Secretary for Community Planning and Development

[Docket No. N–95–1917; FR–3778–N–38]

Federal Property Suitable as Facilities to Assist the Homeless

AGENCY: Office of the Assistant Secretary for Community Planning and Development, HUD.

ACTION: Notice.

SUMMARY: This Notice identifies unutilized, underutilized, excess, and surplus Federal property reviewed by

HUD for suitability for possible use to assist the homeless.

EFFECTIVE DATE: May 26, 1995.

ADDRESSES: For further information, contact David Pollack, Department of Housing and Urban Development, Room 7254, 451 Seventh Street SW., Washington, DC 20410; telephone (202) 708–1234; TDD number for the hearing- and speech-impaired (202) 708–2565, (these telephone numbers are not toll-free), or call the toll-free Title V information line at 1–800–927–7588.

SUPPLEMENTARY INFORMATION: In accordance with the December 12, 1988 court order in *National Coalition for the*