

request payment in any form from the Department or the State health care program for items or services furnished in accordance with the agreement, or otherwise shift the burden of such an agreement to the extent that increased payments are claimed from Medicare or a State health care program.

(iv) If the health plan is not described in paragraphs (m)(1)(i) or (m)(1)(ii) of this section, and the contract health care provider is paid on an at-risk, capitated basis, both the health plan and contract health care provider must comply with all of the following five standards—

(A) The term of the agreement between the health plan and the contract health provider must be for not less than one year;

(B) The agreement between the health plan and the contract health provider must specify in advance the covered items and services to be furnished to enrollees and the total amount per enrollee (which may be expressed in a per month or other time period basis) the contract health care provider will be paid by the health plan for furnishing such items and services to enrollees and must set forth any copayments, if any, to be paid by enrollees to the contract health care provider for covered services;

(C) The payment amount contained in the agreement between the health care plan and the contract health care provider must remain in effect throughout the term of the agreement;

(D) The contract health care provider and the health plan must fully and accurately report to the Medicare and State health care program upon request, the terms of the agreement and the amounts paid in accordance with the agreement; and

(E) The contract health care provider must not claim or request payment in any form from the Department, a State health care program or an enrollee (other than copayment amounts described in paragraph (m)(2)(iv)(B) of this section) and the health plan must not pay the contract care provider in excess of the amounts described in paragraph (m)(2)(iv)(B) of this section for items and services covered by the agreement.

(2) For purposes of this paragraph, the terms *contract health care provider*, *enrollee*, and *health plan* have the same meaning as in paragraph (l)(2) of this section.

Dated: June 21, 1995.

June Gibbs Brown,  
*Inspector General.*

Approved: September 12, 1995.  
Donna E. Shalala,  
*Secretary, Department of Health and Human Services.*

[FR Doc. 96-1073 Filed 1-24-96; 8:45 am]

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## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

#### 43 CFR Chapter II

[WO-420-1820-00-24 1A]

RIN 1004-AC47

#### Table of Public Land Orders; Removal

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Final rule; removal.

**SUMMARY:** This administrative final rule removes the Appendix to 43 CFR chapter II which constitutes a Table of Public Land Orders (PLOs), 1942-Present.

**EFFECTIVE DATE:** February 26, 1996.

**FOR FURTHER INFORMATION CONTACT:** Matthew Reed, 202-452-5069.

**SUPPLEMENTARY INFORMATION:** The Bureau of Land Management (BLM) is not statutorily required to include this Appendix in the CFR. The material contained in the Appendix is an unindexed, strictly chronological list of PLOs from 1942 until 1995. The Table includes only a PLO number, a signature date, a brief subject heading describing effect, and a Federal Register citation for each PLO. The Table is organized neither geographically nor by subject classification. In sum, the Table is of extremely limited utility as a reference tool for persons attempting to determine the status of any particular tract of the public lands. The public may obtain the relevant information contained in the Appendix more efficiently by contacting the BLM State Office managing the subject lands. The master title plat for each jurisdiction will reveal the impact of any and all PLOs affecting the public lands within the jurisdiction. Additionally, the BLM will maintain the Table electronically on the Bureau's Internet Homepage.

The 1996 edition of title 43 of the CFR will be the last to include the Appendix. This edition may be retained for future reference. Additionally, one may consult the annual Federal Register index to locate Public Land Orders issued within any subsequent given

year. As the Appendix currently comprises nearly 200 pages of printed text in Title 43 of the CFR, removal of the Appendix will produce significant cost and printed space savings for the BLM without depriving the public of its sole or best source of information concerning the PLOs. In light of the foregoing analysis, the BLM has determined for good cause that notice and public procedure on this rule are unnecessary and contrary to the public interest. The principal author of this final rule is Matthew Reed, Regulatory Management Team, BLM.

This rule is an administrative action and not a major rule for the purposes of E.O. 12291. Accordingly, neither an environmental impact analysis nor a regulatory flexibility analysis is required. This rule does not contain information collection requirements that require approval by the Office of Management and Budget under 44 U.S.C. 3501 *et seq.*

#### List of Subjects for 43 CFR Chapter II

Public land orders.

For the reasons stated in the preamble and under the authority of 43 USC 1740, the Appendix to chapter II of subtitle B of title 43 of the Code of Federal Regulations is removed in its entirety.

#### Appendix to Chapter II of Subtitle B [Removed]

Removed in its entirety.

Dated: December 18, 1995.

Bob Armstrong,

*Assistant Secretary of the Interior.*

[FR Doc. 96-1183 Filed 1-24-96; 8:45 am]

BILLING CODE 4310-84-P

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#### 43 CFR Public Land Order 7179

[CA-940-5700-00; CACA 32220]

#### Withdrawal of National Forest System Land for a University of California-Berkeley Seismic Observatory; California

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Public land order.

**SUMMARY:** This order withdraws 45 acres of National Forest System land from mining for a period of 20 years to protect the seismic integrity of a University of California-Berkeley seismic observatory. The land has been and will remain open to mineral leasing.

**EFFECTIVE DATE:** January 25, 1996.

**FOR FURTHER INFORMATION CONTACT:** Duane Marti, BLM California State Office (CA-931), 2800 Cottage Way,