Description: Developmental Disabilities Councils (DD Councils) in each State are required under the Developmental Disabilities Assistance and Bill of Rights Act (42 U.S.C., 6000 *et seq.*) to develop plans on a triennial basis and to review those plans at least annually. Each council develops its plan as a basis for promoting systems change and capacity building in service systems for persons with developmental disabilities in the State. The State plan must be made available for public comment in the State and must be approved by the Governor of the State. After that it is submitted to the Department of Health and Human Services, which will use the information to ensure compliance of the State with requirements in the Act. The information in the State plan is also used as one basis for providing technical assistance, such as during site visits.

Respondents: State, Local or Tribal Govt.

ANNUAL BURDEN ESTIMATES

Instrument	Number of respondents	Number of responses per respondent	Average burden hours per response	Total burden hours
Three Year State Plan	55	1	100	5,500

Estimated Total Annual Burden Hours: 5,500.

In compliance with the requirements of Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Administration for Children and Families is soliciting public comment on the specific aspects of the information collection described above. Copies of the proposed collection of information can be obtained and comments may be forwarded by writing to the Administration for Children and Families, Office of Information Services, 370 L'Enfant Promenade, SW, Washington, DC 20447, Attn: ACF Reports Clearance Officer. All requests should be identified by the title of the information collection.

The Department specifically requests comments on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed collection of information; (c) the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology. Consideration will be given to comment and suggestions submitted within 60 days of this publication.

Dated: October 1, 1998.

Robert Sargis,

Acting Reports Clearance Officer.

[FR Doc. 98–26915 Filed 10–6–98; 8:45 am]

BILLING CODE 4184–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Health Care Financing Administration

[Document Identifier: HCFA–R–260]

Emergency Clearance: Public Information Collection Requirements Submitted to the Office of Management and Budget (OMB)

AGENCY: Health Care Financing Administration.

In compliance with the requirement of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Health Care Financing Administration (HCFA), Department of Health and Human Services, is publishing the following summary of proposed collections for public comment. Interested persons are invited to send comments regarding this burden estimate or any other aspect of this collection of information, including any of the following subjects: (1) The necessity and utility of the proposed information collection for the proper performance of the agency's functions; (2) the accuracy of the estimated burden; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) the use of automated collection techniques or other forms of information technology to minimize the information collection burden.

We are, however, requesting an emergency review of the information collection referenced below. In compliance with the requirement of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, we have submitted to the Office of Management and Budget (OMB) the following requirements for emergency review. Due to the fact that the collection of this information is needed before the expiration of the normal time limits under OMB's regulations at 5 CFR, Part 1320, we are requesting an emergency review.

The Balanced Budget Act of 1997 (BBA) included a number of quality assurance provisions for managed care organizations contracting with Medicare and Medicaid. The Quality Improvement System for Managed Care (QISMC), developed with the assistance of State and industry representatives, consists of a set of standards and guidelines that are designed to implement the BBA provisions and the regulations, HCFA–1030–FC (which establishes the Medicare+Choice program) and HCFA–2001–P (which revises the Medicaid managed care program). For Medicare, the QISMC document is equivalent to a program manual. As such, the document simply represents HCFA's administrative interpretation of the Medicare+Choice requirements relating to an organization's operation and performance in the areas of quality measurement and improvement and the delivery of health care and enrollee services. These standards and guidelines are derivatives of the regulatory requirements, and are necessary to implement the requirements in a consistent manner. For Medicaid, the standards and guidelines are tools for States to use at their discretion in ensuring the quality of managed care organizations with Medicaid contracts. The QISMC standards for Medicaid managed care organizations parallel many of the BBA quality assurance provisions and were developed in conjunction with the regulation HCFA–2001–P. Therefore, while States are free to develop their own standard for Medicaid managed care organizations to meet the quality assurance provisions of the BBA, QISMC is a recommended vehicle for consistency and compliance with the BBA. Further, use of the QISMC

standards assures States that the quality standards they adopt most closely resemble the standards HCFA will be using with Medicare+Choice organizations.

The purpose of this submission is to request approval of use of the QISMC standards and guidelines. It should be noted that QISMC was developed with State and industry participation. In this OMB submission, we are particularly soliciting comment on whether these QISMC standards impose additional reporting requirements beyond those explicitly articulated in regulations HCFA–1030–IFC and HCFA–2001–P. In the mean time we have assigned one token hour of burden for these requirements.

HCFA is requesting OMB review and approval of this collection within ten working days of publication of this notice in the **Federal Register**, with a 180-day approval period. Written comments and recommendations will be accepted from the public if received by the individuals designated below by nine working days of the publication of this notice. During this 180-day period, we will publish a separate **Federal Register** notice announcing the initiation of an extensive 60-day agency review and public comment period on these requirements. We will submit the requirements for OMB review and an extension of this emergency approval.

Type of Information Request: New Collection.

Title of Information Collection: Quality Improvement System for Managed Care.

Form Number: HCFA–R–260 (OMB approval #: 0938–NEW)

Use: The primary purpose of the QISMC standards and guidelines is to implement regulatory requirements relating to Medicare and Medicaid managed care organizations' operation and performance in the areas of quality measurement and improvement and the delivery of health care and enrollee services.

Frequency: Annual.

Affected Public: Business or other for-profit.

Number of Respondents: 952 (450 Medicare and 502 Medicaid managed care organizations)

Total Annual Responses: 952.

Total Annual Hours Requested: 1 hour.

To obtain copies of the supporting statement for the proposed paperwork collections referenced above, access HCFA's WEB SITE ADDRESS at http://www.hcfa.gov/regs/prdact95.htm, or E-mail your request, including your address and phone number, to Paperwork@hcfa.gov, or call the Reports Clearance Office on (410) 786–1326.

Interested persons are invited to send comments regarding the burden or any other aspect of these collections of information requirements. However, as noted above, comments on these information collection and record keeping requirements must be mailed and/or faxed to the designees referenced below within nine working days of the publication of this notice in the **Federal Register**:

Health Care Financing Administration, Office of Information Services, Security and Standards Group, Division of HCFA Enterprise Standards, Room N2–14–26, 7500 Security Boulevard, Baltimore, MD 21244–1850.Fax Number: (410) 786–0262, Attn: Louis Blank HCFA–R–260

and,

Office of Information and Regulatory Affairs, Office of Management and Budget, Room 10235, New Executive Office Building, Washington, DC 20503, Fax Number: (202) 395–6974 or (202) 395–5167 Attn: Allison Herron Eydt, HCFA Desk Officer.

Dated: September 18, 1998.

John P. Burke III,

HCFA Reports Clearance Officer, HCFA, Office of Information Services, Security and Standards Group, Division of HCFA Enterprise Standards.

[FR Doc. 98–26876 Filed 10–6–98; 8:45 am]

BILLING CODE 4120–03–P

DEPARTMENT OF THE INTERIOR

Office of the Secretary

Notice of the Secretary's Assumption of Jurisdiction Over Probate of Estates in Which Property Escheated to an Indian Tribe Pursuant to 25 U.S.C. 2206 and Opportunity to Comment

AGENCY: Office of the Secretary, Interior.

ACTION: Notice.

SUMMARY: In response to a petition filed by the Deputy Commissioner of Indian Affairs with the Office of Hearings and Appeals to reopen estates in which property escheated to an Indian tribe pursuant to the escheat provision of the Indian Land Consolidation Act, the Secretary of the Interior has assumed jurisdiction over the petition pursuant to his regulatory authority and has issued a proposed order reopening the cases. In *Babbitt* v. *Youpee,* a 1997 decision, the United States Supreme Court found the escheat provision unconstitutional. The reopening of the estates would permit the Department of the Interior the opportunity to distribute escheated interests to the rightful distributees without regard to the unconstitutional provision.

The Secretary will accept comments on the petition and the proposed order to reopen the estates. All comments must be filed with the Office of Hearings and Appeals, Department of the Interior.

DATES: Comments must be received by the Office of Hearings and Appeals on or before November 2, 1998.

ADDRESSES: Comments from interested parties should be submitted to the Director, Office of Hearings and Appeals, United States Department of the Interior, 4015 Wilson Boulevard, Mail Stop 1103–BT3, Arlington, Virginia 22203.

FOR FURTHER INFORMATION CONTACT: Director, Office of Hearings and Appeals, at the address listed above. The Director's telephone number is 703–235–3810.

SUPPLEMENTARY INFORMATION: On January 21, 1997, the United States Supreme Court issued a decision in *Babbitt* v. *Youpee*, 519 U.S. 234 (1997), in which it held that the ''escheat provision'' of the Indian Land Consolidation Act, 25 U.S.C. 2201 *et seq.*, as amended, is unconstitutional. That provision provides in part:.

> No undivided interest held by a member or nonmember Indian in any tract of trust land or restricted land within a tribe's reservation or outside of a reservation and subject to such tribe's jurisdiction shall descend by intestacy or devise but shall escheat to the reservation's recognized tribal government.

5 U.S.C. 2206(a).

On October 2, 1998, the Deputy Commissioner of Indian Affairs filed a petition (Petition) with the Office of Hearings and Appeals (OHA), requesting the reopening of all estates in which land passed to a tribe by escheat pursuant to 25 U.S.C. 2206. On October 2, 1998, the Secretary signed an order (Order) assuming jurisdiction over the Petition, pursuant to his authority at 43 CFR 4.5. Also on October 2, 1998, the Secretary issued a proposed order (Proposed Order) that would reopen the estates in question. The Proposed Order provides that prior escheat cases are reopened and the determinations made therein ''are modified to the extent that the appropriate Bureau of Indian Affairs official having jurisdiction over the affected land titles shall distribute any such escheated interests to the rightful distributees without regard to the provisions of 25 U.S.C. 2206, except that prior determinations where an Indian tribe has paid fair market value for any escheated interest under 25 U.S.C. 2206 will not be reopened or modified.''