

Transmittal No. 02-58

**Notice of Proposed Issuance of Letter of Offer
Pursuant to Section 36(b)(1)
of the Arms Export Control Act, as amended (U)**

**Annex
Item No. vii**

(vii) Sensitivity of Technology:

1. The AGM-114M3 HELLFIRE missile is a helicopter-launched airborne target weapon with a terminal homing seeker and a blast fragmentation warhead, which homes in on a laser spot that can be projected from ground observers, other aircraft, or the launching aircraft.

2. The AGM-114M3 HELLFIRE air-to-surface missile hardware and documentation are Unclassified. Missile performance parameters and characteristics, including susceptibility to countermeasures, are classified up to Secret and considered very sensitive. Missile hardware is considered sensitive and knowledge of the warhead timing mechanism would be useful in development of countermeasures. Technology contained within the missile is sensitive and Unclassified. The sensitivity of the system is primarily in the software programs which enable the missile to operate in a countermeasures environment. Training, maintenance, operations and related documentation are Unclassified and not considered sensitive.

3. If a technologically advanced adversary were to obtain knowledge of the specific hardware in this proposed sale, the information could be used to develop countermeasures, which might reduce the effectiveness of the reconnaissance system, or be used in the development of a system with similar capabilities.

4. A determination has been made that the recipient can provide substantially the same degree of protection for the sensitive technology being released as the U.S. Government. This sale is necessary in furtherance of the U.S. foreign policy and national security objectives outlined in the Policy Justification.

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DEPARTMENT OF DEFENSE**Office of the Secretary**

TRICARE; Civilian Health and Medical Program of the Uniformed Services (CHAMPUS); Fiscal Year 2003 Mental Health Rate Updates

AGENCY: Office of the Secretary, DoD.

ACTION: Notice of updated mental health per diem rates.

SUMMARY: This notice provides for the updating of hospital-specific per diem

rates for high volume providers and regional per diem rates for low volume providers; the updated cap per diem for high volume providers; the beneficiary per diem cost-share amount for low volume providers for FY 2003 under the TRICARE Mental Health Per Diem Payment System; and the updated per diem rates for both full-day and half-day TRICARE Partial Hospitalization Programs for fiscal year 2003.

EFFECTIVE DATE: The fiscal year 2003 rates contained in this notice are effective for services occurring on or after October 1, 2002.

FOR FURTHER INFORMATION CONTACT: Stan Regensberg, Office of Medical Benefits and Reimbursement Systems, TRICARE

Management Activity, telephone (303) 676-3742.

SUPPLEMENTARY INFORMATION: The final rule published in the **Federal Register** on September 6, 1988, (53 FR 34285) set forth reimbursement changes that were effective for all inpatient hospital admissions in psychiatric hospitals and exempt psychiatric units occurring on or after January 1, 1989. The final rule published in the **Federal Register** on July 1, 1993, (58 FR 35-400) set forth maximum per diem rates for all partial hospitalization admissions on or after September 29, 1993. Included in these final rules were provisions for updating reimbursement rates for each federal fiscal year. As stated in the final rules,

each per diem shall be updated by the Medicare update factor for hospitals and units exempt from the Medicare Prospective Payment System. For fiscal year 2003, Medicare has recommended a rate of increase of 3.5 percent for hospitals and units excluded from the prospective payment system. TRICARE will adopt this update factor for FY 2003 as the final update factor. Hospitals and units with hospital-specific rates (hospitals and units with high TRICARE volume) and regional specific rates for psychiatric hospitals and units with low TRICARE volume will have their TRICARE rates for FY 2002 updated by 3.5 percent for FY 2003. Partial hospitalization rates for full day and half day programs will also be updated by 3.5 percent for FY 2003. The cap amount for high volume hospitals and units will also be updated by the 3.5 percent for FY 2003. The beneficiary cost-share for low volume hospitals and units will also be updated by the 3.5 percent for FY 2003. Consistent with Medicare, the wage portion of the regional rate subject to the area wage adjustment is 71.556 percent for FY 2003.

The following reflect an update of 3.5 percent.

REGIONAL SPECIFIC RATES FOR PSYCHIATRIC HOSPITALS AND UNITS WITH LOW TRICARE VOLUME

United States census region	Rate@
Northeast:	
New England	\$598
Mid-Atlantic	574
Midwest:	
East North Central	496
West North Central	468
South:	
South Atlantic	592
East South Central	641
West South Central	540
South:	
South Atlantic	592
East South Central	641
West South Central	540
West:	
Mountain	539
Pacific	635

@Wage portion of the rate, subject to the area wage adjustment—71.556 percent.

Beneficiary Cost-Share: Beneficiary cost-share (other than dependents of active duty members) for care paid on the basis of a regional per diem rate is the lower of \$159 per day or 25 percent of the hospital billed charges effective for services rendered on or after October 1, 2002

Cap Amount: Updated cap amount for hospitals and units with high TRICARE volume is \$750 per day for FY 2003.

The following reflect an update of 3.5 percent for FY 2003.

PARTIAL HOSPITALIZATION RATES FOR FULL-DAY AND HALF-DAY PROGRAMS FY 2003

United States census region	Full-day rate (6 hours or more)	Half-day rate (3–5 hours)
Northeast:		
New England (ME, NH, VT, MA, RI, CT)	\$240	\$181
Mid-Atlantic (NY, NJ, PA)	259	195
Midwest:		
East North Central (OH, IN, IL, MI, WI)	228	171
West North Central (MN, IA, MO, ND, SD, NE, KS)	228	171
South:		
South Atlantic (DE, MD, DC, VA, WV, NC, SC, GA, FL)	247	185
East South Central (KY, TN, AL, MS)	266	200
West South Central (AR, LA, TX, OK)	266	200
West:		
Mountain (MT, ID, WY, CO, NM, AZ, UT, NV)	269	202
Pacific (WA, OR, CA, AK, HI)	263	198

The above rates are effective for services rendered on or after October 1, 2002.

Dated: September 9, 2002.

Patricia L. Toppings,
Alternate OSD Federal Register, Liaison Officer, Department of Defense.

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DEPARTMENT OF DEFENSE

Office of the Secretary

Defense Science Board

AGENCY: Office of the Secretary, Department of Defense.

ACTION: Notice of advisory committee meeting.

SUMMARY: The Defense Science Board Task Force on Enduring Freedom Lessons Learned will meet in closed session on September 26–27, 2002, at the US Central Command and the US Special Operations Command, MacDill AFB, Tampa, FL. This Task Force will review current activities of Operation Enduring Freedom to determine both

near and longer-term technical and operational considerations that could be used to improve this operation and future campaigns initiated in the War Against Terrorism.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Under Secretary of Defense for Acquisition, Technology & Logistics on scientific and technical matters as they affect the perceived needs of the Department of Defense. At this meeting, the Defense Science Board Task Force will review and evaluate operational policy and procedures, command and control, intelligence, combat support activities, weapon system performance, and science and technology requirements.

In accordance with section 10(d) of the Federal Advisory Committee Act, Public Law 92-463, as amended (5 U.S.C. App. II), it has been determined that this Defense Science Board Task Force meeting concerns matters listed in 5 U.S.C. 552b(c)(1) and that, accordingly, this meeting will be closed to the public.

Dated: September 6, 2002.

Patricia L. Toppings,
Alternate OSD Federal Register Liaison Officer, Department of Defense.

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DEPARTMENT OF DEFENSE

Office of the Secretary

Defense Science Board

AGENCY: Office of the Secretary, Department of Defense.

ACTION: Notice of advisory committee meeting.

SUMMARY: The Defense Science Board (DSB) Task Force on the Role and Status of DoD Red Teaming Activities will meet in closed session on September 24, 2002; November 14, 2002; and December 17, 2002, at Strategic Analysis Inc., 3601 Wilson Boulevard, Arlington, VA. This Task Force will review the role and status of Red Teaming in the Department of Defense (DoD) and recommend ways to make it a more effective tool.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Under Secretary of Defense for Acquisition, Technology & Logistics on scientific and technical matters as they affect the perceived needs of the Department of Defense. At this meeting, the Defense Science Board Task Force will review and evaluate current and past Red Team activities