

policy that complies with the terms of section 1882(t)(1) of the Act. The network contracts and the insurance policies are prepared in the normal course of business and are usual and customary business practices for parties engaged in arrangements that would be covered by the safe harbor.

Comments on these information collection activities should be sent to the following address within 60 days following the **Federal Register** publication of this proposed rule: OIG Desk Officer, Office of Management and Budget, Room 10235, New Executive Office Building, 725 17th Street NW., Washington, DC 20053, FAX: (202) 395-6974.

#### IV. Public Inspection of Comments and Response to Comments

Comments will be available for public inspection beginning October 25, 2002, in Room 5518, Office of Counsel to the Inspector General, at 330 Independence Avenue, SW., Washington, DC on Monday through Friday of each week (Federal holidays excepted) between the hours of 9 a.m. and 4 p.m., (202) 619-0089.

Because of the large number of items of correspondence we normally receive on **Federal Register** documents published for comment, we are not able to acknowledge or respond to them individually. We will consider all comments we receive by the date and time specified in the **DATES** section of this preamble, and will respond to the comments in the preamble of the final rule.

#### List of Subjects in 42 CFR Part 1001

Administrative practice and procedure, Fraud, Grant programs—Health, Health facilities, Health professions, Maternal and child health, Medicaid, Medicare.

Accordingly, 42 CFR part 1001 is proposed to be amended as set forth below:

#### PART 1001—[AMENDED]

1. The authority citation for part 1001 would continue to read as follows:

**Authority:** 42 U.S.C. 1302, 1320a-7, 1320a-7b, 1395u(j), 1395u(k), 1395y(d), 1395y(e), 1395cc(b)(2)(D), (E) and (F), and 1395hh; and sec. 2455, Pub. L. 103-355, 108 Stat. 3327 (31 U.S.C. 6101 note).

2. Section 1001.952 would be amended by republishing the introductory text, by revising the introductory text of paragraph (k), and by adding a paragraph (k)(3) to read as follows:

#### § 1001.952 Exceptions.

The following payment practices shall not be treated as a criminal offense under section 1128B of the Act and shall not serve as the basis for an exclusion:

\* \* \* \* \*

(k) *Waiver of beneficiary coinsurance and deductible amounts.* As used in section 1128B of the Act, “remuneration” does not include any reduction or waiver of a Medicare or a State health care program beneficiary’s obligation to pay coinsurance or deductible amounts as long as all of the standards are met within one of the following three categories of health care providers:

\* \* \* \* \*

(3) If the coinsurance or deductible amounts are owed by an individual who is a beneficiary under title XVIII of the Act for items or services for which Medicare pays under parts A or B, the provider or supplier must comply with both of the following two standards—

(i) The provider or supplier must not later claim the amount reduced or waived as bad debt for payment purposes under Medicare or otherwise shift the burden of the reduction or waiver onto Medicare, a State health care program, other payers, or individuals.

(ii) The offer of the provider or supplier to reduce or waive the coinsurance or deductible amounts must be part of a price reduction agreement in a contract for the furnishing of items or services to a beneficiary of a Medicare supplemental policy issued under the terms of section 1882(t)(1) of the Act and the waiver must otherwise be permitted under applicable Medicare program laws, regulations, and policies.

\* \* \* \* \*

Dated: August 13, 2002.

**Janet Rehnquist,**  
*Inspector General.*

Approved: August 21, 2002.

**Tommy G. Thompson,**  
*Secretary.*

[FR Doc. 02-24344 Filed 9-24-02; 8:45 am]

**BILLING CODE 4150-04-P**

#### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 73

[DA 02-2281, MB Docket No. 02-280, RM-10558]

#### Television Broadcast Service; Blanco, TX

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Commission requests comments on a petition filed by Univision Television Group, Inc., proposing the substitution of channel 17 for channel 52+ at Blanco, Texas. TV Channel 17 can be allotted to Blanco, Texas, with a zero offset at coordinates 29-42-58 N. and 98-30-39 W. Since the community of Blanco is located within 275 kilometers of the U.S.-Mexico border, concurrence from the Mexican government must be obtained for this allotment.

**DATES:** Comments must be filed on or before November 12, 2002, and reply comments on or before November 27, 2002.

**ADDRESSES:** Federal Communications Commission, 445 12th Street, SW., Room TW-A325, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Scott R. Flick, Brendan Holland, Shaw Pittman LLP, 2300 N Street, NW., Washington, DC 20037-1128 (Counsel for Univision Television Group, Inc.).

**FOR FURTHER INFORMATION CONTACT:** Pam Blumenthal, Media Bureau, (202) 418-1600.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission’s Notice of Proposed Rule Making, MB Docket No. 02-280, adopted September 13, 2002, and released September 18, 2002. The full text of this document is available for public inspection and copying during regular business hours in the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. This document may also be purchased from the Commission’s duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554, telephone 202-863-2893, facsimile 202-863-2898, or via-e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed

Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

#### List of Subjects in 47 CFR Part 73

Television broadcasting.

For the reasons discussed in the preamble, the Federal Communications Commission proposes to amend 47 CFR Part 73 as follows:

#### PART 73—RADIO BROADCAST SERVICES

1. The authority citation for part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 334 and 336.

#### § 73.606 [Amended]

2. Section 73.606(b), the Table of Television Allotments under Texas, is amended by removing Channel 52+ and adding Channel 17 at Blanco.

Federal Communications Commission.

**Barbara A. Kreisman,**

*Chief, Video Division, Media Bureau.*

[FR Doc. 02-24355 Filed 9-24-02; 8:45 am]

BILLING CODE 6712-01-P

#### DEPARTMENT OF THE INTERIOR

#### Fish and Wildlife Service

#### 50 CFR Part 17

RIN 1018-AI50

#### Endangered and Threatened Wildlife and Plants; Reopening of the Comment Period for the Proposed Rule to List the Plant *Lepidium papilliferum* (slickspot peppergrass) as Endangered

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Proposed rule; notice of reopening of comment period.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), announce the reopening of the public comment period for the proposed rule to list the *Lepidium papilliferum* (slickspot peppergrass) as endangered. The comment period is reopened to allow additional time for all interested parties to submit written comments on the proposal. Comments previously submitted need not be resubmitted as

they already have been incorporated into the public record and will be fully considered in the final rule.

**DATES:** The original public comment period on the proposal closed on September 13, 2002. The public comment period is reopened, and we will accept comments until November 25, 2002. Comments must be received by 5:00 p.m. on the closing date. Any comments that are received after the closing date may not be considered in the final decision on this action.

**ADDRESSES:** Copies of the draft proposal are available on the Internet at: <http://endangered.fws.gov/frpubs/02fedreg.htm> or by writing to the Supervisor, U.S. Fish and Wildlife Service, Snake River Basin Office, 1387 S. Vinnell Way, Room 368, Boise, ID 83709.

If you wish to comment, you may submit your comments and materials concerning this proposal by any one of several methods:

You may submit written comments and information to the Supervisor at the address above.

You may also send comments by electronic mail (e-mail) to:

[fw1srbcocomment@fws.gov](mailto:fw1srbcocomment@fws.gov). See the Public Comments Solicited section below for file format and other information about electronic filing.

Comments and materials received will be available for public inspection, by appointment, during normal business hours at the above address.

#### FOR FURTHER INFORMATION CONTACT:

Robert Ruesink, Supervisor, Snake River Basin Office (see **ADDRESSES**) (telephone 208/378-5243; facsimile 208/378-5262). Information regarding this proposal is available in alternative formats upon request.

#### SUPPLEMENTARY INFORMATION:

##### Background

*Lepidium papilliferum* is a herbaceous annual or biennial plant that occurs in sagebrush-steppe habitats. This species is found along the Snake River Plain and Owyhee Plateau in Ada, Canyon, Gem, Elmore, Payette, and Owyhee counties. *Lepidium papilliferum* is threatened by a variety of activities including urbanization, gravel mining, irrigated agriculture, habitat degradation due to cattle and sheep grazing, fire and fire rehabilitation activities, and continued invasion of habitat by non-native plant species. Of 88 known occurrences of *Lepidium papilliferum*, 70 are currently extant (exist), 13 are considered extirpated (extinct), and five are historic and have not been relocated.

Pursuant to the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*) (Act), we published a proposed rule to list *Lepidium papilliferum* as endangered on July 15, 2002 (67 FR 46441). For further information regarding background biological information, previous Federal actions, factors affecting the species, and conservation measures available to *Lepidium papilliferum*, please refer to our proposed rule published in the **Federal Register** on July 15, 2002.

#### Public Comments Solicited

With this notification, we solicit additional information and comments that may assist us in making a final decision on the proposed rule to list *Lepidium papilliferum* as endangered. We intend that any final listing action resulting from our proposal will be as accurate and effective as possible. Therefore, we request comments and additional information from the general public, other concerned governmental agencies, the scientific community, industry, or any other interested party concerning this proposed rule. Comments are particularly sought concerning:

(1) Biological, commercial trade, or other relevant data concerning any threat (or lack thereof) to this species;

(2) Additional information regarding the range, locations, and population size of this species;

(3) Land use practices and current or planned activities in the subject areas and their possible impacts on this species; and

(4) The reasons why any habitat should or should not be determined to be critical habitat pursuant to section 4 of the Act, including whether the benefit of designation will outweigh any benefits of exclusion.

Previously submitted written comments on this proposal need not be resubmitted. If you submit comments by e-mail, please submit them in ASCII file format and avoid the use of special characters and encryption. Please include "Attn: RIN 1018-AI50" and your name and return address in your e-mail message. If you do not receive a confirmation from our system that we have received your e-mail message, contact us directly by calling our Snake River Basin Fish and Wildlife Office at telephone number 208/378-5243. Comments and materials received will be available for public inspection, by appointment, during normal business hours at the Snake River Basin Fish and Wildlife Office, at the above address.

In making any final decision on the proposed action, we will take into consideration the comments and any