EPA APPROVED ALBUQUERQUE/BERNALILLO COUNTY, NN REGULATIONS—Continued

State citation	Title/subject	State approval/ effective date	EPA approval date	Explanation
Part 61 (20.11.61 NMAC)	Prevention of Significant Deterioration.	10/01/02	12/30/04 [Insert FR page where document begins].	
Part 63 (20.11.63 NMAC)	New Source Performance Standards for Stationary Sources.	10/01/02	12/30/04 [Insert FR page where document begins].	
Part 64 (20.11.64 NMAC)	Emission Standards for Hazardous Air Pollutants for Stationary Sources.	10/01/02	12/30/04 [Insert FR page where document begins].	
Part 65 (20.11.65 NMAC)	Volatile Organic Compounds.	10/01/02	12/30/04 [Insert FR page where document begins].	
Part 66 (20.11.66 NMAC)	Process Equipment	10/01/02	12/30/04 [Insert FR page where document begins].	
Part 67 (20.11.67 NMAC)	Equipment, Emissions, Limitations.	10/01/02	12/30/04 [Insert FR page where document begins].	
Part 68 (20.11.68 NMAC)	Incinerators and Crematories.	04/01/02	12/30/04 [Insert FR page where document begins].	
Part 90 (20.11.90 NMAC)	Administration, Enforcement, and Inspection.	10/01/02	12/30/04 [Insert FR page where document begins].	
Part 100 (20.11.100 NMAC)	Motor Vehicle Inspection—Decentralized.	10/01/02	12/30/04 [Insert FR page where document begins].	
Part 102 (20.11.102 NMAC)	Oxygenated Fuels	10/01/02	12/30/04 [Insert FR page where document begins].	
Part 103 (20.11.103 NMAC)	Motor Vehicle Visible Emissions.	10/01/02	12/30/04 [Insert FR page where document begins].	

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[FR Doc. 04–28501 Filed 12–29–04; 8:45 am]

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Medicare & Medicaid Services

42 CFR Part 419

[CMS–1427–CN]

RIN 0938–AM75

Medicare Program; Changes to the Hospital Outpatient Prospective Payment System and Calendar Year 2005 Payment Rates; Wage Index Tables and Corrections

AGENCY: Centers for Medicare & Medicaid Services (CMS), HHS.

ACTION: Correction of final rule with comment period.

SUMMARY: This document corrects technical errors that appear in the final rule with comment period published in the **Federal Register** on November 15, 2004 entitled ''Changes to the Hospital Outpatient Prospective Payment System and Calendar Year 2005 Payment Rates.'' In addition, it provides additional information about the calendar year 2005 wage indices for this payment system that was not published in that final rule with comment period.

DATES: *Effective Date:* This document is effective on January 1, 2005.

FOR FURTHER INFORMATION CONTACT: Dana Burley, (410) 786–0378.

SUPPLEMENTARY INFORMATION:

I. Background

A. Corrections

In FR Doc. 04–24759 of November 15, 2004 (69 FR 65681), there were a few inadvertent technical and typographical errors that we are correcting and identifying in the ''Correction of Errors'' section below. The provisions in this correction are effective as if they had been included in the document published in the **Federal Register** on November 15, 2004, that is, as of January 1, 2005.

B. Wage Index

Section 1833(t)(2)(D) of the Social Security Act (the Act) requires the Secretary to determine a wage adjustment factor to adjust, for geographic wage differences, the portion of the Hospital Outpatient Prospective Payment System (OPPS) payment rate and the copayment standardized amount attributable to labor and labor-related cost. This adjustment must be made in a budget neutral manner. As we have done in prior years, we adopted the Hospital Inpatient Prospective Payment System (IPPS) wage indices and applied them to Tax Equality and Fiscal Responsibility Act (TEFRA) hospitals that participate in the OPPS but not the IPPS.

In determining the OPPS payment rate and the copayment standardized amount, we standardize 60 percent of estimated costs (the labor-related portion of costs) for geographic area wage variation using the IPPS wage indices that are calculated prior to adjustments for reclassification to remove the effects of differences in area wage levels.

As published in the original OPPS April 7, 2000 final rule (65 FR 18545), the OPPS has consistently adopted the final IPPS wage indices for adjusting the OPPS standard payment amounts for labor market differences. In accordance with section 1886(d)(3)(E) of the Act, the IPPS wage index is updated annually. In the August 16, 2004 OPPS proposed rule (69 FR 50541), we proposed to use the corrected proposed fiscal year (FY) 2005 hospital IPPS wage index for urban areas published in the **Federal Register** on June 25, 2004 (69 FR 35919) and the proposed FY 2005 hospital IPPS wage index for rural areas published in the **Federal Register** on May 18, 2004 (69 FR 28580) to determine the wage adjustments for the OPPS payment rates and the copayment standardized amount for calendar year (CY) 2005.

On November 15, 2004, we published the final rule with comment period for the OPPS and CY 2005 payment rates (69 FR 65681). In that final rule (69 FR

65842), we specified that, while we customarily publish the wage index tables in the final rule for the OPPS update, we were not including them as we were in the process of reviewing the wage indices for IPPS. We added that we would publish the finalized tables in a later **Federal Register** document.

II. Correction of Errors

In FR Doc. 04–24759 (69 FR 65681) make the following corrections:

1. On page 65697, line 38 of the center column, the code ''73428'' is corrected to read ''74328.''

2. On page 65771, line 39 of the first column ''January 1, 2006'' is corrected to read, ''January 1, 2007.''

3. On page 65778, Table 23 incorrectly lists C9218. Table 23 is corrected to exclude C9218.

4. On page 65841, line 22 of the third column, the payment rate for APC 375 is incorrectly identified as ''$3,214.22.'' The payment rate is corrected to read ''$3,217.47.''

5. On page 65848, line 13 of the center column, the coinsurance amount for the partial hospitalization APC is incorrectly identified as ''$56.33.'' The coinsurance amount is corrected to read ''$56.27.''

6. On page 65885, APC 9218 incorrectly notes status indicator ''G.'' The status indicator for APC 9218 is corrected to read ''K.''

7. On page 66104, C9218 incorrectly notes status indicator ''G.'' The status indicator for C9218 is corrected to read ''K.''

III. Wage Index Tables and Additional Information

As stated above, we adopted the final IPPS wage indices for adjusting the OPPS standard payment amounts for labor market differences. Accordingly, the final wage index tables for the IPPS and OPPS are included in the IPPS correction notice (CMS–1428–F2) published elsewhere in this issue. The applicable wage index tables published in the IPPS correction notice that we will adopt for OPPS calculations are referenced in the following chart:

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IPPS TABLES APPLICABLE FOR OPPS CALCULATIONS

Reference and Title Under IPPS	Reference and Title Under OPPS
TABLE $4A_1$.—WAGE INDEX AND CAPITAL GEOGRAPHIC ADJUSTMENT FACTOR (GAF) FOR URBAN AREAS BY MSA	ADDENDUM H_1.—WAGE INDEX FOR URBAN AREAS BY MSA
TABLE $4A_2$.—WAGE INDEX AND CAPITAL GEOGRAPHIC ADJUSTMENT FACTOR (GAF) FOR URBAN AREAS BY CBSA	ADDENDUM H_2.—WAGE INDEX FOR URBAN AREAS BY CBSA
TABLE $4B_1$—WAGE INDEX AND CAPITAL GEOGRAPHIC ADJUSTMENT FACTOR (GAF) FOR RURAL AREAS BY MSA	ADDENDUM I_1.—WAGE INDEX FOR RURAL AREAS BY MSA
TABLE $4B_2$—WAGE INDEX AND CAPITAL GEOGRAPHIC ADJUSTMENT FACTOR (GAF) FOR RURAL AREAS BY CBSA	ADDENDUM I_2.—WAGE INDEX FOR RURAL AREAS BY CBSA
TABLE $4C_1$—WAGE INDEX AND CAPITAL GEOGRAPHIC ADJUSTMENT FACTOR (GAF) FOR HOSPITALS THAT ARE RECLASSIFIED BY MSA	ADDENDUM J_1.—WAGE INDEX FOR HOSPITALS THAT ARE RECLASSIFIED BY MSA
TABLE $4C_2$—WAGE INDEX AND CAPITAL GEOGRAPHIC ADJUSTMENT FACTOR (GAF) FOR HOSPITALS THAT ARE RECLASSIFIED BY CBSA	ADDENDUM J_2.—WAGE INDEX FOR HOSPITALS THAT ARE RECLASSIFIEDBY CBSA
TABLE 4G—PRE-RECLASSIFIED WAGE INDEX FOR URBAN AREAS	ADDENDUM L.—PRE-RECLASSIFIED WAGE INDEX FOR URBAN AREAS
TABLE 4H—PRE-RECLASSIFIED WAGE INDEX FOR RURAL AREAS	ADDENDUM M.—PRE-RECLASSIFIED WAGE INDEX FOR RURAL AREAS
TABLE 9B—HOSPTIAL RECLASSIFICATIONS AND REDESIGNATIONS BY INDIVIDUAL HOSPITAL UNDER SECTION 508 of PUB.L.108-173 AND SPECIAL EXCEPTIONS WAGE INDEX ASSINGMENTS—FY 2005	ADDENDUM N.—HOSPITAL RECLASSIFICATIONS AND REDESIGNATIONS BY INDIVIDUAL HOSPITAL UNDER SECTION 508 of PUB.L. 108-173

In addition, as also noted above, we adopted the IPPS wage indices and applied them to TEFRA hospitals that participate in the OPPS but not the IPPS. For CY 2005, we will also implement an adjustment to the wage index to reflect the ''out-migration'' of hospital employees who reside in one county but commute to work in a different county with a higher wage index, in accordance with section 505 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003, Pub. L. 108–173 (August 11, 2004 IPPS final rule (69 FR 49061 through 49067), as revised and corrected on October 7, 2004 (69 FR 60242)). Hospitals paid under the IPPS located in the qualifying section 505 ''out-migration'' counties received a wage index increase. We are applying the same criterion to TEFRA hospitals paid under the OPPS but not paid under the IPPS. Therefore, TEFRA hospitals located in qualifying section 505 counties will also receive increases to their wage indices under OPPS. In the OPPS proposed rule (69 FR 50916), those TEFRA hospitals were included in Addendum K. Accordingly, in this notice, we are providing the finalized Addendum K below. This addendum includes the wage index adjustment for commuting hospital employees (out-migration) in qualifying counties under IPPS (Table 4J under IPPS) as well as information regarding TEFRA hospitals that are paid under the OPPS and that are located in qualifying section 505 counties and for which an adjustment will be made to their wage indices for CY 2005. Column 4 identifies the TEFRA hospitals by triple asterisks (* * *).

Addendum K--Section 505 "Out-Migration" Adjustment for IPPS Hospitals and TEFRA Hospitals Participating in the OPPS

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
010005*	0.0259	Marshall	
010008*	0.0212	Crenshaw	
010010	0.0259	Marshall	
010012	0.0205	De Kalb	
010022*	0.0714	Cherokee	
010029*	0.0107	Lee	
010035*	0.0375	Cullman	
010038	0.0062	Calhoun	
010045*	0.0160	Fayette	
010047	0.0155	Butler	
010061	0.0506	Jackson	
010072*	0.0310	Talladega	
010078	0.0062	Calhoun	
010083	0.0121	Baldwin	
010100	0.0121	Baldwin	
010101*	0.0310	Talladega	
010115	0.0093	Franklin	
010129	0.0121	Baldwin	
010143*	0.0375	Cullman	
010146	0.0062	Calhoun	
010150*	0.0155	Butler	
010158*	0.0093	Franklin	
013027	0.0121	Baldwin	***
040014*	0.0159	White	
040019*	0.0697	St. Francis	
040047*	0.0090	Randolph	
040066*	0.0382	Clark	
040069*	0.0140	Mississippi	
040070*	0.0140	Mississippi	
040071	0.0026	Jefferson	
040076	0.1075	Hot Spring	
040100	0.0159	White	
040143	0.0026	Jefferson	
050009	0.0478	Napa	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
050013	0.0478	Napa	
050014*	0.0131	Amador	
050042*	0.0219	Tehama	
050046*	0.0156	Ventura	
050065	0.0029	Orange	
050069	0.0029	Orange	
050073*	0.0269	Solano	
050082*	0.0156	Ventura	
050084	0.0555	San Joaquin	
050089	0.0152	San Bernardino	
050090	0.0308	Sonoma	
050099	0.0152	San Bernardino	
050101	0.0269	Solano	
050117	0.0463	Merced	
050118	0.0555	San Joaquin	
050122	0.0555	San Joaquin	
050129	0.0152	San Bernardino	
050133	0.0170	Yuba	
050136	0.0308	Sonoma	
050140	0.0152	San Bernardino	
050150*	0.0316	Nevada	
050159*	0.0156	Ventura	
050167	0.0555	San Joaquin	
050168	0.0029	Orange	
050173	0.0029	Orange	
050174*	0.0308	Sonoma	
050177*	0.0156	Ventura	
050193	0.0029	Orange	
050224	0.0029	Orange	
050226	0.0029	Orange	
050230	0.0029	Orange	
050236*	0.0156	Ventura	
050245	0.0152	San Bernardino	
050253	0.0029	Orange	
050272	0.0152	San Bernardino	
050279	0.0152	San Bernardino	
050291	0.0308	Sonoma	
050298	0.0152	San Bernardino	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
050300	0.0152	San Bernardino	
050313	0.0555	San Joaquin	
050325*	0.0176	Tuolumne	
050327	0.0152	San Bernardino	
050331	0.0308	Sonoma	
050335	0.0176	Tuolumne	
050336	0.0555	San Joaquin	
050348	0.0029	Orange	
050367	0.0269	Solano	
050377	0.0062	Madera	***
050385	0.0308	Sonoma	
050394*	0.0156	Ventura	
050426	0.0029	Orange	
050444	0.0463	Merced	
050469*	0.0152	San Bernardino	
050476	0.0257	Lake	
050491	0.0029	Orange	
050494*	0.0316	Nevada	
050497	0.0463	Merced	***
050517	0.0152	San Bernardino	
050526	0.0029	Orange	
050528*	0.0463	Merced	
050535	0.0029	Orange	
050539	0.0257	Lake	
050543	0.0029	Orange	
050547	0.0308	Sonoma	
050548	0.0029	Orange	
050549*	0.0156	Ventura	
050550	0.0029	Orange	
050551	0.0029	Orange	
050567	0.0029	Orange	
050568	0.0062	Madera	
050570	0.0029	Orange	
050580	0.0029	Orange	
050584	0.0152	San Bernardino	
050585	0.0029	Orange	
050586	0.0152	San Bernardino	
050589	0.0029	Orange	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
050592	0.0029	Orange	
050594	0.0029	Orange	
050603	0.0029	Orange	
050609*	0.0029	Orange	
050616*	0.0156	Ventura	
050618*	0.0152	San Bernardino	
050667	0.0478	Napa	
050678	0.0029	Orange	
050680	0.0269	Solano	
050690*	0.0308	Sonoma	
050693	0.0029	Orange	
050695	0.0555	San Joaquin	
050720	0.0029	Orange	
050728	0.0308	Sonoma	
052035	0.0029	Orange	***
052037	0.0152	San Bernardino	***
052039	0.0029	Orange	***
053034	0.0029	Orange	***
053037	0.0152	San Bernardino	***
053304	0.0029	Orange	***
054074	0.0269	Solano	***
054077	0.0156	Ventura	***
054093	0.0152	San Bernardino	***
054111	0.0152	San Bernardino	***
054122	0.0478	Napa	***
054123	0.0555	San Joaquin	***
054141	0.0269	Solano	***
060001*	0.0294	Weld	
060003*	0.0203	Boulder	
060027*	0.0203	Boulder	
060103*	0.0203	Boulder	
070003*	0.0009	Windham	
070006*	0.0047	Fairfield	
070010*	0.0047	Fairfield	
070018*	0.0047	Fairfield	
070020	0.0073	Middlesex	
070021*	0.0009	Windham	
070028*	0.0047	Fairfield	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
070033*	0.0047	Fairfield	
070034*	0.0047	Fairfield	
074000	0.0047	Fairfield	***
074007	0.0073	Middlesex	***
074008	0.0009	Windham	***
074014	0.0047	Fairfield	***
100014	0.0118	Volusia	
100017	0.0118	Volusia	
100045*	0.0118	Volusia	
100047	0.0021	Charlotte	
100062	0.0060	Marion	
100068	0.0118	Volusia	
100072	0.0118	Volusia	
100077	0.0021	Charlotte	
100118	0.0398	Flagler	
100175	0.0231	De Soto	
100212	0.0060	Marion	
100232	0.0347	Putnam	
100236	0.0021	Charlotte	
100252	0.0233	Okeechobee	
110023*	0.0500	Gordon	
110027	0.0387	Franklin	
110029*	0.0063	Hall	
110041*	0.0777	Habersham	
110063	0.0290	Liberty	
110069	0.0474	Houston	
110120*	0.0873	Polk	
110124	0.0428	Wayne	
110136	0.0261	Baldwin	
110150*	0.0261	Baldwin	
110153	0.0474	Houston	
110187*	0.1172	Lumpkin	
110189*	0.0031	Fannin	
110190	0.0182	Macon	
110205*	0.0779	Gilmer	
130003*	0.0095	Nez Perce	
130011	0.0218	Latah	
130024	0.0275	Bonner	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
130049*	0.0349	Kootenai	
140012*	0.0220	Lee	
140026	0.0346	La Salle	
140033	0.0147	Lake	
140043*	0.0046	Whiteside	
140058*	0.0081	Morgan	
140084	0.0147	Lake	
140100	0.0147	Lake	
140110*	0.0346	La Salle	
140129*	0.0096	Wabash	
140130	0.0147	Lake	
140155*	0.0027	Kankakee	
140160*	0.0286	Stephenson	
140161*	0.0138	Livingston	
140173*	0.0046	Whiteside	
140186*	0.0027	Kankakee	
140202	0.0147	Lake	
140205	0.0163	Boone	
140234*	0.0346	La Salle	
140291	0.0147	Lake	
150022	0.0249	Montgomery	
150030*	0.0201	Henry	
150035	0.0083	Porter	
150045	0.0416	De Kalb	
150062	0.0153	Decatur	
150065*	0.0139	Jackson	
150076*	0.0189	Marshall	
150088	0.0196	Madison	
150091	0.0573	Huntington	
150102*	0.0160	Starke	
150113	0.0196	Madison	
150122	0.0199	Ripley	
160013	0.0218	Muscatine	
160026*	0.0496	Boone	
160032	0.0272	Jasper	
160080*	0.0049	Clinton	
160140	0.0364	Plymouth	
180012*	0.0083	Hardin	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
180066*	0.0567	Logan	
180127*	0.0352	Franklin	
180128	0.0282	Lawrence	
183028	0.0083	Hardin	***
190001*	0.0645	Washington	
190003*	0.0107	Iberia	
190010	0.0401	Tangipahoa	
190015*	0.0401	Tangipahoa	
190017	0.0235	St. Landry	
190049	0.0645	Washington	
190054*	0.0107	Iberia	
190078	0.0235	St. Landry	
190088	0.0705	Webster	
190099*	0.0390	Avoyelles	
190106*	0.0238	Allen	
190133	0.0238	Allen	
190144	0.0705	Webster	
190147*	0.0401	Tangipahoa	
190148*	0.0390	Avoyelles	
190191	0.0235	St. Landry	
193044	0.0401	Tangipahoa	***
200002*	0.0129	Lincoln	
200013	0.0186	Waldo	
200024*	0.0071	Androscoggin	
200034*	0.0071	Androscoggin	
200050*	0.0140	Hancock	
210001	0.0129	Washington	
210004	0.0040	Montgomery	
210016	0.0040	Montgomery	
210018	0.0040	Montgomery	
210022	0.0040	Montgomery	
210023	0.0209	Anne Arundel	
210043	0.0209	Anne Arundel	
210048	0.0287	Howard	
210057	0.0040	Montgomery	
220001	0.0056	Worcester	
220002	0.0249	Middlesex	
220003	0.0056	Worcester	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
220006	0.0306	Essex	
220010	0.0306	Essex	
220011	0.0249	Middlesex	
220019	0.0056	Worcester	
220025	0.0056	Worcester	
220028	0.0056	Worcester	
220029	0.0306	Essex	
220033	0.0306	Essex	
220035	0.0306	Essex	
220049	0.0249	Middlesex	
220058	0.0056	Worcester	
220062	0.0056	Worcester	
220063	0.0249	Middlesex	
220070	0.0249	Middlesex	
220076	0.0249	Middlesex	
220080	0.0306	Essex	
220082	0.0249	Middlesex	
220084	0.0249	Middlesex	
220089	0.0249	Middlesex	
220090	0.0056	Worcester	
220095	0.0056	Worcester	
220098	0.0249	Middlesex	
220101	0.0249	Middlesex	
220105	0.0249	Middlesex	
220163	0.0056	Worcester	
220171	0.0249	Middlesex	
220174	0.0306	Essex	
222000	0.0249	Middlesex	***
222026	0.0306	Essex	***
222044	0.0306	Essex	***
223026	0.0249	Middlesex	***
223028	0.0306	Essex	***
223029	0.0056	Worcester	***
223033	0.0056	Worcester	***
224007	0.0249	Middlesex	***
224022	0.0249	Middlesex	***
230003*	0.0035	Ottawa	
230013*	0.0091	Oakland	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
230015	0.0359	St. Joseph	
230019*	0.0091	Oakland	
230021	0.0136	Berrien	
230022*	0.0113	Branch	
230029*	0.0091	Oakland	
230037*	0.0178	Hillsdale	
230041	0.0099	Bay	
230042*	0.0685	Allegan	
230047	0.0082	Macomb	
230069	0.0487	Livingston	
230071*	0.0091	Oakland	
230072*	0.0035	Ottawa	
230075	0.0145	Calhoun	
230078*	0.0136	Berrien	
230092	0.0389	Jackson	
230093*	0.0079	Mecosta	
230096*	0.0359	St. Joseph	
230099	0.0339	Monroe	
230106*	0.0030	Newaygo	
230121*	0.0691	Shiawassee	
230130*	0.0091	Oakland	
230151*	0.0091	Oakland	
230174*	0.0035	Ottawa	
230184	0.0389	Jackson	
230195	0.0082	Macomb	
230204	0.0082	Macomb	
230207*	0.0091	Oakland	
230217	0.0145	Calhoun	
230222	0.0228	Midland	
230223*	0.0091	Oakland	
230227	0.0082	Macomb	
230254*	0.0091	Oakland	
230257	0.0082	Macomb	
230264	0.0082	Macomb	
230269*	0.0091	Oakland	
230277*	0.0091	Oakland	
230279	0.0487	Livingston	
230295	0.0685	Allegan	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
232025	0.0136	Berrien	***
232028	0.0145	Calhoun	***
233025	0.0145	Calhoun	***
233028	0.0091	Oakland	***
234011	0.0091	Oakland	***
234021	0.0082	Macomb	***
234023	0.0091	Oakland	***
240011*	0.0506	Mc Leod	
240013*	0.0226	Morrison	
240014	0.0454	Rice	
240018*	0.1196	Goodhue	
240044	0.0868	Winona	
240064*	0.0138	Itasca	
240069*	0.0419	Steele	
240071*	0.0454	Rice	
240089*	0.1196	Goodhue	
240133	0.0319	Meeker	
240152*	0.0735	Kanabec	
240154	0.0138	Itasca	
240187*	0.0506	Mc Leod	
240205	0.0138	Itasca	
240211*	0.0705	Pine	
250030*	0.0318	Leake	
250040	0.0294	Jackson	
250045	0.0042	Hancock	
250088*	0.0122	Wilkinson	
250154*	0.0318	Leake	
260011*	0.0007	Cole	
260047*	0.0007	Cole	
260074	0.0158	Randolph	
260097	0.0425	Johnson	
260127	0.0158	Pike	
280054*	0.0137	Gage	
280077*	0.0089	Dodge	
280123	0.0137	Gage	
290019*	0.0026	Carson City	
293029	0.0026	Carson City	***
300017	0.0361	Rockingham	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
300023	0.0361	Rockingham	
300029	0.0361	Rockingham	
303026	0.0361	Rockingham	***
310002*	0.0351	Essex	
310009	0.0351	Essex	
310013	0.0351	Essex	
310018	0.0351	Essex	
310038*	0.0350	Middlesex	
310039	0.0350	Middlesex	
310054	0.0351	Essex	
310070*	0.0350	Middlesex	
310076*	0.0351	Essex	
310078	0.0351	Essex	
310083	0.0351	Essex	
310093	0.0351	Essex	
310096	0.0351	Essex	
310108	0.0350	Middlesex	
310119*	0.0351	Essex	
313025	0.0351	Essex	***
314011	0.0350	Middlesex	***
320018	0.0063	Dona Ana	
320085	0.0063	Dona Ana	
330001	0.0560	Orange	
330004*	0.0959	Ulster	
330008*	0.0470	Wyoming	
330027*	0.0137	Nassau	
330094**	0.0778	Columbia	
330106*	0.0137	Nassau	
330126*	0.0560	Orange	
330135*	0.0560	Orange	
330167	0.0137	Nassau	
330181*	0.0137	Nassau	
330182*	0.0137	Nassau	
330191	0.0026	Warren	
330198	0.0137	Nassau	
330205*	0.0560	Orange	
330209	0.0560	Orange	
330224*	0.0959	Ulster	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
330225	0.0137	Nassau	
330235*	0.0270	Cayuga	
330259	0.0137	Nassau	
330264*	0.0560	Orange	
330276	0.0063	Fulton	
330331	0.0137	Nassau	
330332	0.0137	Nassau	
330333	0.0137	Nassau	
330372	0.0137	Nassau	
330386*	0.1139	Sullivan	
330402	0.0959	Ulster	
340015	0.0267	Rowan	
340020	0.0207	Lee	
340021*	0.0216	Cleveland	
340037	0.0216	Cleveland	
340039*	0.0144	Iredell	
340069	0.0053	Wake	
340070	0.0448	Alamance	
340073	0.0053	Wake	
340085	0.0377	Davidson	
340088*	0.0115	Transylvania	
340096	0.0377	Davidson	
340104	0.0216	Cleveland	
340114	0.0053	Wake	
340126*	0.0161	Wilson	
340127*	0.0961	Granville	
340129*	0.0144	Iredell	
340138	0.0053	Wake	
340144*	0.0144	Iredell	
340145*	0.0563	Lincoln	
340173	0.0053	Wake	
344014	0.0053	Wake	***
360013	0.0166	Shelby	
360025*	0.0087	Erie	
360034	0.0263	Wayne	
360036*	0.0263	Wayne	
360065*	0.0141	Huron	
360070	0.0028	Stark	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
360078*	0.0159	Portage	
360084	0.0028	Stark	
360086	0.0168	Clark	
360093	0.0120	Defiance	
360095*	0.0087	Hancock	
360099*	0.0087	Hancock	
360100	0.0028	Stark	
360107*	0.0213	Sandusky	
360131	0.0028	Stark	
360151	0.0028	Stark	
360156	0.0213	Sandusky	
360175*	0.0159	Clinton	
360187	0.0168	Clark	
360197*	0.0092	Logan	
362007	0.0213	Sandusky	***
370004*	0.0193	Ottawa	
370014*	0.0831	Bryan	
370015*	0.0463	Mayes	
370023	0.0084	Stephens	
370043*	0.0294	Marshall	
370065	0.0121	Craig	
370113*	0.0205	Delaware	
370149	0.0356	Pottawatomie	
370179	0.0314	Okfuskee	
380002	0.0130	Josephine	
380008*	0.0201	Linn	
380022*	0.0201	Linn	
390011	0.0012	Cambria	
390044	0.0200	Berks	
390046	0.0098	York	
390056	0.0042	Huntingdon	
390065*	0.0501	Adams	
390066	0.0259	Lebanon	
390096	0.0200	Berks	
390101	0.0098	York	
390110*	0.0012	Cambria	
390130	0.0012	Cambria	
390138*	0.0325	Franklin	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
390146	0.0053	Warren	
390150*	0.0206	Greene	
390151*	0.0325	Franklin	
390201*	0.1127	Monroe	
390233	0.0098	York	
393026	0.0200	Berks	***
393037	0.0098	York	***
394020	0.0259	Lebanon	***
420007	0.0001	Spartanburg	
420020*	0.0035	Georgetown	
420027	0.0210	Anderson	
420030*	0.0103	Colleton	
420043	0.0177	Cherokee	
420068*	0.0097	Orangeburg	
420070*	0.0101	Sumter	
420083	0.0001	Spartanburg	
420093	0.0001	Spartanburg	
420098	0.0035	Georgetown	
440008*	0.0663	Henderson	
440024	0.0387	Bradley	
440035	0.0441	Montgomery	
440047	0.0499	Gibson	
440056	0.0321	Jefferson	
440060*	0.0499	Gibson	
440063	0.0011	Washington	
440073*	0.0513	Maury	
440105	0.0011	Washington	
440114	0.0523	Lauderdale	
440115	0.0499	Gibson	
440143	0.0448	Marshall	
440148*	0.0568	De Kalb	
440174	0.0372	Haywood	
440181	0.0407	Hardeman	
440184	0.0011	Washington	
440185*	0.0387	Bradley	
450032*	0.0416	Harrison	
450039	0.0097	Tarrant	
450050	0.0750	Ward	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
450059	0.0073	Comal	
450064	0.0097	Tarrant	
450087	0.0097	Tarrant	
450099*	0.0180	Gray	
450113	0.0195	Anderson	
450121	0.0097	Tarrant	
450135	0.0097	Tarrant	
450137	0.0097	Tarrant	
450144*	0.0573	Andrews	
450163	0.0134	Kleberg	
450187*	0.0264	Washington	
450194*	0.0328	Cherokee	
450214*	0.0368	Wharton	
450224*	0.0411	Wood	
450347*	0.0427	Walker	
450362	0.0486	Burnet	
450370	0.0258	Colorado	
450389*	0.0881	Henderson	
450395	0.0484	Polk	
450419	0.0097	Tarrant	
450438	0.0258	Colorado	
450447*	0.0358	Navarro	
450451*	0.0551	Somervell	
450465	0.0435	Matagorda	
450547*	0.0411	Wood	
450563*	0.0097	Tarrant	
450596	0.0808	Hood	
450597	0.0077	De Witt	
450623*	0.0492	Fannin	
450626	0.0294	Jackson	
450639	0.0097	Tarrant	
450672	0.0097	Tarrant	
450675	0.0097	Tarrant	
450677	0.0097	Tarrant	
450694*	0.0368	Wharton	
450747*	0.0195	Anderson	
450755*	0.0484	Hockley	
450763	0.0236	Hutchinson	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
450779	0.0097	Tarrant	
450813	0.0195	Anderson	
450858	0.0097	Tarrant	
452018	0.0097	Tarrant	***
452019	0.0097	Tarrant	***
452028	0.0097	Tarrant	***
453040	0.0097	Tarrant	***
453041	0.0097	Tarrant	***
453042	0.0097	Tarrant	***
453300	0.0097	Tarrant	***
454012	0.0097	Tarrant	***
460017	0.0392	Box Elder	
460036*	0.0700	Wasatch	
460039*	0.0392	Box Elder	
470018	0.0287	Windsor	
470023	0.0118	Caledonia	
490019	0.1240	Culpepper	
490038	0.0022	Smyth	
490047*	0.0198	Page	
490084	0.0167	Essex	
490105	0.0022	Smyth	
490110	0.0082	Montgomery	
500003*	0.0208	Skagit	
500007	0.0208	Skagit	
500019	0.0213	Lewis	
500021	0.0055	Pierce	
500024	0.0023	Thurston	
500039*	0.0174	Kitsap	
500041*	0.0118	Cowlitz	
500079	0.0055	Pierce	
500108	0.0055	Pierce	
500118*	0.0548	Mason	
500122*	0.0459	Island	
500129	0.0055	Pierce	
500139	0.0023	Thurston	
500143	0.0023	Thurston	
510018*	0.0209	Jackson	
510028*	0.0141	Fayette	

1 Provider Number	2 Out-Migration Adjustment	3 Qualifying County Name	4 TEFRA
510039	0.0112	Ohio	
510047*	0.0275	Marion	
510050	0.0112	Ohio	
510088	0.0141	Fayette	
513025	0.0112	Ohio	***
520028*	0.0157	Green	
520035	0.0077	Sheboygan	
520042	0.0118	Sauk	
520044	0.0077	Sheboygan	
520057	0.0118	Sauk	
520059*	0.0200	Racine	
520071*	0.0239	Jefferson	
520094*	0.0200	Racine	
520095	0.0118	Sauk	
520096*	0.0200	Racine	
520102*	0.0298	Walworth	
520116*	0.0239	Jefferson	
520132	0.0077	Sheboygan	
522005	0.0200	Racine	***

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IV. Waiver of Proposed Rulemaking and Delayed Effective Date

We ordinarily publish a notice of proposed rulemaking in the **Federal Register** to provide a period for public comment before the provisions of a notice such as this are effective in accordance with section 553(b) of the Administrative Procedure Act (APA) (5 U.S.C. 553(b)). We also ordinarily provide a 30-day delay in the effective date of the provisions of a notice in accordance with section 553(d) of the APA (5 U.S.C. 553(d)). However, we can waive both the notice-and-comment procedure and the 30-day delay in effective date if the Secretary finds, for good cause, that it is impracticable, unnecessary, or contrary to the public interest, and incorporates a statement of the finding and the reasons in the notice.

We find it unnecessary to undertake notice-and-comment rulemaking because this correction notice merely provides minor technical and typographical corrections and does not make any substantive changes to the regulations. In addition, while we are presenting information regarding the wage index tables, we are not changing our payment methodology. We are adopting the IPPS wage indices and applying the methodology that has already been subject to public comment and subsequently finalized. As we stated in the OPPS final rule, we are now presenting the information regarding the wage index tables that was not available when the final rule was published. Thus, because the corrections are technical and typographical in nature, and the public has already been given the opportunity to comment on our method for calculating the wage adjustment factor and was informed earlier that the finalized wage index tables would be provided in a subsequent **Federal Register** document, we believe additional comment would be unnecessary.

Further, we believe a delayed effective date is unnecessary because this notice merely corrects inadvertent technical errors and provides the tables that display the wage index values applicable for the OPPS as explained in the OPPS final rule (69 FR 65842). There is no significant effect on the payment rates for any provider. Further, we believe imposing a 30-day delay in the effective date would be contrary to the public interest for outpatient providers. To the extent that any provider's rates are affected, we believe that it is imperative that appropriate wage index values are applied in as timely a manner as possible, and that any delay in applying the appropriate wage index values would be contrary to the public interest. Therefore, we find good cause to waive notice-and-comment procedures, as well as the 30-day delay in effective date.

Authority: Section 1833(t) of the Social Security Act (42 U.S.C. 1395l(t)).

(Catalog of Federal Domestic Assistance Program No. 93.773 Medicare—Hospital Insurance Program; and No. 93.774, Medicare—Supplementary Medical Insurance Program)

Dated: December 21, 2004.

Ann C. Agnew,

Executive Secretary to the Department.

[FR Doc. 04–28253 Filed 12–22–04; 1:00 pm]

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