associated with inpatient and/or outpatient hospital services provided to individuals with those services in their third party coverage benefit package.

(iv) The uncompensated care costs do not include bad debt or payer discounts related to services furnished to individuals who have health insurance or other third party payer.

* * * * *

Subpart F—Payment Methods for Other Institutional and Non-Institutional Services

§ 447.321 [Amended]
20. Section 447.321 is amended by removing paragraphs (e) and (f).

PART 457—ALLOCMENTS AND GRANTS TO STATES

21. The authority citation for part 457 continues as follows:
Authority: Sec. 1102 of the Social Security Act (42 U.S.C. 1302).

Subpart B—General Administration—Reviews and Audits; Withholding for Failure To Comply; Deferral and Disallowance of Claims; Reduction of Federal Medical Payments

§ 457.210 [Removed]
22. Section 457.210 is removed.

§ 457.212 [Removed]
23. Section 457.212 is removed.

§ 457.218 [Removed]
24. Section 457.218 is removed.

Subpart F—Payments to States

25. Section 457.628 is amended by revising paragraph (a) to read as follows:

§ 457.628 Other applicable Federal regulations.

* * * * *

(a) HHS regulations in § 433.312 through § 433.322 of this chapter (related to Overpayments); § 433.38 of this chapter (Interest charge on disallowed claims of FFP); § 430.40 through § 430.42 of this chapter (Deferral of claims for FFP and Disallowance of claims for FFP); § 430.48 of this chapter (Repayment of Federal funds by installments); § 433.50 through § 433.74 of this chapter (sources of non-Federal share and Health Care-Related Taxes and Provider Related Donations); and § 447.207 of this chapter (Retention of Payments) apply to State’s CHIP programs in the same manner as they apply to State’s Medicaid programs.

* * * * *

(Catalog of Federal Domestic Assistance Program No. 93.778, Medical Assistance Program)

Dated: February 2, 2011.
Donald M. Berwick,
Administrator, Centers for Medicare & Medicaid Services.

Approved: July 27, 2011.

Kathleen Sebelius,
Secretary, Department of Health and Human Services.

[FR Doc. 2011–19528 Filed 8–2–11; 8:45 am]

BILLING CODE 4120–01–P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Proposed rule.

SUMMARY: Comments are requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed in the table below. The purpose of this proposed rule is to seek general information and comment regarding the proposed regulatory flood elevations for the reach described by the downstream and upstream locations in the table below. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or to show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). In addition, these elevations, once finalized, will be used by insurance agents and others to calculate appropriate flood insurance premium rates for new buildings and the contents in those buildings.

DATES: Comments are to be submitted on or before November 1, 2011.

ADDRESSES: The corresponding preliminary Flood Insurance Rate Map (FIRM) for the proposed BFEs for each community is available for inspection at the community’s map repository. The respective addresses are listed in the table below.

You may submit comments, identified by Docket No. FEMA–B–1207, to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646–4064, or (e-mail) luis.rodriguez1@dhs.gov.

FOR FURTHER INFORMATION CONTACT: Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646–4064, or (e-mail) luis.rodriguez1@dhs.gov.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA) proposes to make determinations of BFEs and modified BFEs for each community listed below in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed BFEs and modified BFEs, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own or pursuant to policies established by other Federal, State, or regional entities. These proposed elevations are used to meet the floodplain management requirements of the NFIP and also are used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in those buildings.

Comments on any aspect of the Flood Insurance Study and FIRM, other than the proposed BFEs, will be considered. A letter acknowledging receipt of any comments will not be sent.

National Environmental Policy Act.

This proposed rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

Regulatory Flexibility Act. As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601–612, a regulatory flexibility analysis is not required.

Executive Order 12866, Regulatory Planning and Review. This proposed rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866, as amended.

Executive Order 13132, Federalism.

This proposed rule involves no policies that have federalism implications under Executive Order 13132.
Executive Order 12988, Civil Justice Reform. This proposed rule meets the applicable standards of Executive Order 12988.

List of Subjects in 44 CFR Part 67
Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 67 is proposed to be amended as follows:

PART 67—[AMENDED]

1. The authority citation for part 67 continues to read as follows:

Authority: 42 U.S.C. 4001 et seq.; Reorganization Plan No. 3 of 1978, 3 CFR,

§ 67.4 [Amended]

2. The tables published under the authority of § 67.4 are proposed to be amended as follows:

<table>
<thead>
<tr>
<th>State</th>
<th>City/town/county</th>
<th>Source of flooding</th>
<th>Location **</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kentucky</td>
<td>City of Cadiz</td>
<td>Little River (backwater effects from Lake Barkley).</td>
<td>From the Lake Barkley confluence to approximately 4.5 miles upstream of the Lake Barkley confluence.</td>
</tr>
<tr>
<td>Kentucky</td>
<td>City of Cadiz</td>
<td>Little River Tributary 1 (backwater effects from Lake Barkley).</td>
<td>From the Little River confluence to approximately 1,678 feet upstream of the Little River confluence.</td>
</tr>
</tbody>
</table>

City of Cadiz, Kentucky

<table>
<thead>
<tr>
<th>State</th>
<th>City/town/county</th>
<th>Source of flooding</th>
<th>Location **</th>
</tr>
</thead>
<tbody>
<tr>
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<td>City of Cadiz</td>
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</tr>
<tr>
<td>Kentucky</td>
<td>City of Cadiz</td>
<td>Little River Tributary 1 (backwater effects from Lake Barkley).</td>
<td>From the Little River confluence to approximately 1,678 feet upstream of the Little River confluence.</td>
</tr>
</tbody>
</table>

Unincorporated Areas of Caldwell Parish, Louisiana

<table>
<thead>
<tr>
<th>State</th>
<th>Unincorporated Areas of Caldwell Parish.</th>
<th>Source of flooding</th>
<th>Location **</th>
</tr>
</thead>
<tbody>
<tr>
<td>Louisiana</td>
<td>Unincorporated Areas of Caldwell Parish.</td>
<td>Hurricane Creek/Branch 2–3.</td>
<td>Approximately 0.9 mile upstream of the Hurricane Creek confluence.</td>
</tr>
<tr>
<td>Louisiana</td>
<td>Unincorporated Areas of Caldwell Parish.</td>
<td>Hurricane Creek/Branch 3–1.</td>
<td>Approximately 1.0 mile upstream of the Hurricane Creek confluence.</td>
</tr>
<tr>
<td>Louisiana</td>
<td>Unincorporated Areas of Caldwell Parish.</td>
<td>Hurricane Creek/Branch 3–4 (Hanchey Tributary).</td>
<td>Approximately 0.87 mile upstream of the Hurricane Creek confluence.</td>
</tr>
</tbody>
</table>

* National Geodetic Vertical Datum.
+ North American Vertical Datum.
# Depth in feet above ground.
∧ Mean Sea Level, rounded to the nearest 0.1 meter.
** BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.


ADDRESSSES

City of Cadiz
Maps are available for inspection at 63 Main Street, Cadiz, KY 42211.

Unincorporated Areas of Caldwell Parish, Louisiana
Maps are available for inspection at the Caldwell Parish Community Recreation Center, 911 Complex, 6563 U.S. Route 165, Columbia, LA 71418.
<table>
<thead>
<tr>
<th>State</th>
<th>City/town/county</th>
<th>Source of flooding</th>
<th>Location **</th>
<th>Existing</th>
<th>Modified</th>
</tr>
</thead>
<tbody>
<tr>
<td>South Carolina</td>
<td>Town of Stuckey</td>
<td>Indiantown Swamp</td>
<td>At the upstream side of Mount Carmel Road. Approximately 0.56 mile upstream of Mount Carmel Road.</td>
<td>None</td>
<td>+31</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>None</td>
<td>+32</td>
</tr>
</tbody>
</table>

* National Geodetic Vertical Datum.
+ North American Vertical Datum.
# Depth in feet above ground.
∧ Mean Sea Level, rounded to the nearest 0.1 meter.
** BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.


** ADDRESSSES **

** Town of Stuckey **
Maps are available for inspection at the Town Office, 11 Town Hall Road, Stuckey, SC 29554.

<table>
<thead>
<tr>
<th>Flooding source(s)</th>
<th>Location of referenced elevation **</th>
<th>Communities affected</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bay Tributary 1</td>
<td>At the Moultonborough Bay confluence</td>
<td>Town of Moultonborough.</td>
</tr>
<tr>
<td></td>
<td>Approximately 1.09 miles upstream of the Bay Tributary 1.1 divergence.</td>
<td>Town of Moultonborough.</td>
</tr>
<tr>
<td>Bay Tributary 1.1</td>
<td>At the Moultonborough Bay confluence</td>
<td>None</td>
</tr>
<tr>
<td></td>
<td>At the Bay Tributary 1 divergence</td>
<td>+506</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Town of Moultonborough.</td>
</tr>
<tr>
<td>Bearcamp River</td>
<td>At the upstream side of Covered Bridge Road</td>
<td>+428</td>
</tr>
<tr>
<td></td>
<td>Approximately 520 feet upstream of Covered Bridge Road.</td>
<td>+429</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Town of Ossipee.</td>
</tr>
<tr>
<td>Bearcamp River</td>
<td>Approximately 2.06 miles upstream of State Route 113 (Tamworth Road).</td>
<td>+567</td>
</tr>
<tr>
<td></td>
<td>Approximately 2.15 miles upstream of State Route 113 (Tamworth Road).</td>
<td>+566</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Town of Tamworth.</td>
</tr>
<tr>
<td>Berry Pond/Berry Pond Tributary 1</td>
<td>Approximately 150 feet upstream of State Route 25 (Whittier Highway).</td>
<td>None</td>
</tr>
<tr>
<td></td>
<td>Approximately 2.6 miles upstream of State Route 25 (Whittier Highway).</td>
<td>+571</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Town of Moultonborough, Town of Sandwich.</td>
</tr>
<tr>
<td>Berry Pond Diversion</td>
<td>At the Red Hill River confluence</td>
<td>None</td>
</tr>
<tr>
<td></td>
<td>At the Berry Pond divergence</td>
<td>+536</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Town of Moultonborough.</td>
</tr>
<tr>
<td>East Branch Saco River</td>
<td>Approximately 160 feet upstream of U.S. Route 302B (State Route 16A).</td>
<td>+565</td>
</tr>
<tr>
<td></td>
<td>Approximately 0.63 miles upstream of Town Hall Road.</td>
<td>+566</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Town of Bartlett, Town of Jackson.</td>
</tr>
<tr>
<td>Halfway Brook</td>
<td>At the Moultonborough Bay confluence</td>
<td>None</td>
</tr>
<tr>
<td></td>
<td>Approximately 1.29 miles upstream of Ossipee Mountain Road.</td>
<td>+835</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Town of Moultonborough.</td>
</tr>
<tr>
<td>Halfway Brook Tributary 1</td>
<td>At the Halfway Brook confluence</td>
<td>None</td>
</tr>
<tr>
<td></td>
<td>Approximately 0.88 miles upstream of the Halfway Brook confluence.</td>
<td>+836</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Town of Moultonborough.</td>
</tr>
<tr>
<td>Moultonborough Bay</td>
<td>Entire shoreline</td>
<td>None</td>
</tr>
<tr>
<td></td>
<td></td>
<td>+506</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Town of Moultonborough.</td>
</tr>
<tr>
<td>Ossipee Lake</td>
<td>Entire shoreline</td>
<td>None</td>
</tr>
<tr>
<td></td>
<td></td>
<td>+414</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Town of Effingham.</td>
</tr>
<tr>
<td>Pequawket Pond</td>
<td>Entire shoreline within community</td>
<td>None</td>
</tr>
<tr>
<td></td>
<td></td>
<td>+464</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Town of Albany.</td>
</tr>
<tr>
<td>Province Lake</td>
<td>Entire shoreline</td>
<td>None</td>
</tr>
<tr>
<td></td>
<td></td>
<td>+480</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Town of Effingham.</td>
</tr>
<tr>
<td>Red Hill River</td>
<td>At the Moultonborough Bay confluence</td>
<td>None</td>
</tr>
<tr>
<td></td>
<td>Approximately 1.70 miles upstream of School House Road.</td>
<td>+506</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Town of Moultonborough, Town of Sandwich.</td>
</tr>
<tr>
<td>Flooding source(s)</td>
<td>Location of referenced elevation **</td>
<td>Elevation in feet (NGVD)</td>
</tr>
<tr>
<td>--------------------</td>
<td>-----------------------------------</td>
<td>-------------------------</td>
</tr>
<tr>
<td>Red Hill River Tributary 1</td>
<td>At the Red Hill River confluence</td>
<td>None +536</td>
</tr>
<tr>
<td>Red Hill River</td>
<td>Approximately 0.80 miles upstream of Sheridan Road</td>
<td>None +878</td>
</tr>
<tr>
<td>Tributary 1 Diversion</td>
<td>At the Red Hill River Tributary 1 divergence</td>
<td>None +600</td>
</tr>
<tr>
<td>Rocky Branch</td>
<td>Approximately 70 feet upstream of U.S. Route 302</td>
<td>+573 +574</td>
</tr>
<tr>
<td></td>
<td>(Crawford Notch Road).</td>
<td></td>
</tr>
<tr>
<td>Rocky Branch</td>
<td>Approximately 520 feet upstream of U.S. Route 302</td>
<td>+575 +576</td>
</tr>
<tr>
<td></td>
<td>(Crawford Notch Road).</td>
<td></td>
</tr>
<tr>
<td>Saco River</td>
<td>Approximately 1,970 feet upstream of Maine Central Railroad.</td>
<td>None +756</td>
</tr>
<tr>
<td></td>
<td>Approximately 0.85 miles upstream of Maine Central Railroad.</td>
<td>None +772</td>
</tr>
<tr>
<td>Shannon Brook</td>
<td>At the Moultonborough Bay confluence</td>
<td>None +506</td>
</tr>
<tr>
<td></td>
<td>Approximately 1.07 miles upstream of State Route 171 (Old Mountain Road).</td>
<td>None +1202</td>
</tr>
<tr>
<td>Shannon Brook Tributary 1</td>
<td>At the Shannon Brook confluence</td>
<td>None +550</td>
</tr>
<tr>
<td></td>
<td>Approximately 400 feet upstream of State Route 109 (Governor Wentworth Highway).</td>
<td>None +588</td>
</tr>
<tr>
<td>Squam Lake</td>
<td>Entire shoreline</td>
<td>None +565</td>
</tr>
<tr>
<td>Weed Brook</td>
<td>At the Berry Pond confluence</td>
<td>None +569</td>
</tr>
<tr>
<td></td>
<td>Approximately 650 feet upstream of State Route 25 (Whittier Highway).</td>
<td>None +701</td>
</tr>
<tr>
<td>Weed Brook Diversion</td>
<td>At the Weed Brook Tributary 1 confluence</td>
<td>None +569</td>
</tr>
<tr>
<td></td>
<td>At the Weed Brook divergence</td>
<td>None +585</td>
</tr>
<tr>
<td></td>
<td>At the Weed Brook confluence</td>
<td>None +600</td>
</tr>
<tr>
<td></td>
<td>Approximately 1,700 feet upstream of Bodge Hill Road.</td>
<td>None +785</td>
</tr>
<tr>
<td>Wildcat Brook</td>
<td>Approximately 1,560 feet downstream of Meloon Road.</td>
<td>None +1116 +1115</td>
</tr>
<tr>
<td></td>
<td>Approximately 120 feet downstream of Meloon Road</td>
<td>+1177 +1176</td>
</tr>
</tbody>
</table>

* National Geodetic Vertical Datum.
+ North American Vertical Datum.
# Depth in feet above ground.
∧ Mean Sea Level, rounded to the nearest 0.1 meter.
** BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.


**ADDRESSES**

**Town of Albany**
Maps are available for inspection at the Town Hall, 1972–A State Route 16, Albany, NH 03818.

**Town of Bartlett**
Maps are available for inspection at the Bartlett Town Hall, 56 Town Hall Road, Intervale, NH 03845.

**Town of Effingham**
Maps are available for inspection at the Town Hall, 68 School Street, Effingham, NH 03882.

**Town of Hart’s Location**
Maps are available for inspection at the Town Hall, 979 U.S. Route 302, Hart’s Location, NH 03812.

**Town of Jackson**
Maps are available for inspection at the Town Hall, 54 Main Street, Jackson, NH 03846.

**Town of Moultonborough**
Maps are available for inspection at the Town Hall, 6 Holland Street, Moultonborough, NH 03254.

**Town of Ossipee**
Maps are available for inspection at the Ossipee Town Hall, 55 Main Street, Center Ossipee, NH 03814.

**Town of Sandwich**
Maps are available for inspection at the Sandwich Town Hall, 8 Maple Street, Center Sandwich, NH 03227.

**Town of Tamworth**
Maps are available for inspection at the Town Hall, 84 Main Street, Tamworth, NH 03886.
## SUMMARY:

Comments are requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed in the table below. The purpose of this proposed rule is to seek general information and comment regarding the proposed regulatory flood elevations for the reach described by the downstream and upstream locations in the table below. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or to show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). In addition, these elevations, once finalized, will be used by insurance agents and others to calculate appropriate flood insurance premium rates for new buildings and the contents in those buildings.

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### SUPPLEMENTARY INFORMATION:

The Federal Emergency Management Agency (FEMA) proposes to make determinations of BFEs and modified BFEs for each community listed below, in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed BFEs and modified BFEs, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own or pursuant to policies established by other Federal, State, or regional entities. These proposed elevations are used to

### DEPARTMENT OF HOMELAND SECURITY

**Federal Emergency Management Agency**

**44 CFR Part 67**


### Proposed Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Proposed rule.

### Communities affected

<table>
<thead>
<tr>
<th>Flooding source(s)</th>
<th>Location of referenced elevation **</th>
<th><em>Elevation in feet (NGVD)</em></th>
<th>#Depth in feet above ground</th>
<th><strong>Elevation in meters (MSL)</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td>Susquehanna River</td>
<td>At the downstream Northumberland County boundary</td>
<td>+405</td>
<td>+403</td>
<td>Township of Susquehanna.</td>
</tr>
<tr>
<td>Tuscarora Creek</td>
<td>Approximately 0.9 mile upstream of Groninger Valley Road.</td>
<td>+408</td>
<td>+405</td>
<td>Township of Spruce Hill.</td>
</tr>
<tr>
<td>West Mahantango Creek</td>
<td>Approximately 3.1 miles upstream of Groninger Valley Road.</td>
<td>None</td>
<td>+445</td>
<td>Township of Susquehanna.</td>
</tr>
</tbody>
</table>
| * National Geodetic Vertical Datum.  
+ North American Vertical Datum.  
∧ Mean Sea Level, rounded to the nearest 0.1 meter.  
** BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.


### ADDRESSES

**Township of Spruce Hill**

Maps are available for inspection at the Spruce Hill Township Secretary’s Office, 727 Half Moon Road, Port Royal, PA 17082.

**Township of Susquehanna**

Maps are available for inspection at the Susquehanna Township Hall, 358 Fairground Road, Liverpool, PA 17045.