

25°46'09.13" N, longitude 080°08'40.74" W; thence to latitude 25°46'11.63" N, longitude 080°08'43.36" W; thence to latitude 25°46'17.22" N, longitude 080°08'47.17" W; thence to latitude 25°46'17.15" N, longitude 080°08'47.62" W; thence to latitude 25°46'17.63" N, longitude 080°08'49.33" W; thence to latitude 25°46'18.91" N, longitude 080°08'50.24" W; thence proceed directly to a point on the shoreline at latitude 25°46'18.76" N, longitude 080°08'50.71" W thence following the mean high water line to the point of beginning.

(b) *The regulations.* (1) The restricted area described in paragraph (a) of this section is only open to U.S. Government vessels. U.S. Government vessels include, but are not limited to, U.S. Coast Guard and Coast Guard Auxiliary vessels, Department of Defense vessels, state and local law enforcement and emergency services vessels, and vessels under contract with the U.S. Government. Warning signs notifying individuals of the restricted area boundary and prohibiting all unauthorized entry into the area will be posted along the property boundary and, as appropriate, on the piers of the MacArthur Causeway Bridge adjacent to the restricted area.

(2) All persons, vessels, and other craft are prohibited from entering, transiting, drifting, dredging, or anchoring within the restricted area described in paragraph (a) of this section without prior approval from the Base Commander, U.S. Coast Guard Base Miami Beach or his/her designated representative.

(3) Fishing, trawling, net-fishing, and other aquatic activities are prohibited in the restricted area without prior approval from the Base Commander, U.S. Coast Guard Base Miami Beach or his/her designated representative.

(4) The restrictions described in paragraph (b) of this section are in effect 24 hours a day, 7 days a week.

(c) *Enforcement.* The regulations in this section shall be enforced by the Base Commander, U.S. Coast Guard Base Miami Beach and/or such persons or agencies as he/she may designate.

Dated: April 25, 2012.

**Richard C. Lockwood,**  
Chief, Operations and Regulatory, Directorate of Civil Works.

[FR Doc. 2012-10606 Filed 5-2-12; 8:45 am]

**BILLING CODE 3720-58-P**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OW-2011-0520; FRL-9667-2]

### 40 CFR Part 147

#### State of Tennessee; Underground Injection Control (UIC) Program Primacy

**AGENCY:** U.S. Environmental Protection Agency (EPA).

**ACTION:** Notice of public comment period and of public hearing.

**SUMMARY:** The purpose of this notice is to announce that: 1 the EPA has received a complete application from the State of Tennessee requesting approval of its Underground Injection Control program; 2 the EPA has determined the application contains all the required elements; 3 the application is available for inspection and copying at the address appearing below; 4 public comments are requested; and (5) a public hearing will be held.

**DATES:** Requests for a public hearing and/or to present oral testimony must be received by May 31, 2012; if determined to be warranted, the Public Hearing will be held on June 7, 2012 at 1:00 p.m. Requests to testify may be mailed to Fred McManus, Chief, Ground Water and SDWA Enforcement Section, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street SW., Atlanta, Georgia 30303. If it is determined that a hearing is warranted, it will be held on the 17th Floor Conference Room B, L&C Tower, 401 Church Street, Nashville, Tennessee 37243. Comments will be accepted until June 14, 2012. The EPA will determine by June 4, 2012, whether there is sufficient interest to warrant a public hearing. Contact Nancy H. Marsh to determine if a hearing is warranted (see the **FOR FURTHER INFORMATION CONTACT** section).

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-HQ-OW-2011-0520, by one of the following methods:

- [www.regulations.gov](http://www.regulations.gov): Follow the on-line instructions for submitting comments.
- *Email:* [marsh.nancy@epa.gov](mailto:marsh.nancy@epa.gov).
- *Fax:* (404) 562-9439.
- *Mail:* State of Tennessee;

Underground Injection Control (UIC) Program Primacy, U.S. Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave. NW., Washington, DC 20460. Hand Delivery: Water Docket, EPA Docket Center (EPA/DC) EPA West, Room 3334, 1301 Constitution Ave. NW., Washington, DC. Such deliveries are only accepted during the Docket's normal hours of

operation, and special arrangements should be made for deliveries of boxed information.

*Instructions:* Direct your comments to Docket ID No. EPA-HQ-OW-2011-0520. EPA's policy is that all comments received will be included in the public docket without change and may be made available online at [www.regulations.gov](http://www.regulations.gov), including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through [www.regulations.gov](http://www.regulations.gov) or email. The [www.regulations.gov](http://www.regulations.gov) Web site is an "anonymous access" system, which means the EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an email comment directly to the EPA without going through [www.regulations.gov](http://www.regulations.gov), your email address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, the EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. If the EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, the EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses. For additional information about the EPA's public docket, visit the EPA Docket Center homepage at <http://www.epa.gov/epahome/dockets.htm> of the **SUPPLEMENTARY INFORMATION** section of this document.

*Docket:* All documents in the docket are listed in the [www.regulations.gov](http://www.regulations.gov) index. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available either electronically in [www.regulations.gov](http://www.regulations.gov) or in hard copy at the following locations:

U.S. Environmental Protection Agency, Region 4, Library, 9th Floor, 61 Forsyth Street SW., Atlanta, Georgia 30303. The Library is open from

Friday, excluding legal holidays. The telephone number for the Library is (404) 562-8190.

Tennessee Department of Environment and Conservation, 6th Floor, 401 Church Street, Nashville, Tennessee 32743, The Library is open from 9:00 a.m.–4:00 p.m. Monday through Friday, excluding legal holidays. The telephone number for the Library is (615) 532-0191.

State of Tennessee; Underground Injection Control (UIC) Program Primacy Docket, EPA/DC, EPA West, Room 3334, 1301 Constitution Ave. NW., Washington, DC. The Public Reading Room is open from 8:30 a.m.–4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the OW Docket is (202) 566-2426.

**FOR FURTHER INFORMATION CONTACT:**

Nancy H. Marsh, Safe Drinking Water Branch, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street SW., Atlanta, Georgia 30303; telephone number: 404-562-9450. Fax number: 404-562-9439; email address: [marsh.nancy@epa.gov](mailto:marsh.nancy@epa.gov). Comments should also be sent to this address.

**SUPPLEMENTARY INFORMATION:** The State of Tennessee has submitted an application to regulate Class I, II, III, IV and V injection wells in the State. The application was determined to be complete because it included all of the requirements of 40 CFR § 145.22(a): a letter from the Governor requesting program approval; a complete description of the State Underground Injection Control program; a statement of legal authority; a memorandum of agreement between the State of Tennessee and the EPA, Region 4; copies of all applicable rules and forms; and a showing of the State's public participation process prior to program submission.

Dated: April 19, 2012.

**A. Stanley Meiburg,**

*Acting Regional Administrator, Region 4.*  
[FR Doc. 2012-10619 Filed 5-2-12; 8:45 am]

**BILLING CODE 6560-50-P**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Centers for Medicare & Medicaid Services**

**42 CFR Parts 430, 431, 435, 436, 440, 441, and 447**

[CMS-2249-CN]

**RIN 0938-AO53**

**Medicaid Program; State Plan Home and Community-Based Services, 5-Year Period for Waivers, Provider Payment Reassignment, and Setting Requirements for Community First Choice; Correction**

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

**ACTION:** Proposed rule; correction.

**SUMMARY:** This document corrects a technical error that appeared in the proposed rule published elsewhere in this **Federal Register** entitled "Medicaid Program; State Plan Home and Community-Based Services, 5-Year Period for Waivers, Provider Payment Reassignment, and Setting Requirements for Community First Choice." The proposed rule was intended to carry a 60-day comment period, but was submitted with a 30-day comment period. This document corrects that error.

**DATES:** The comment close date for the proposed rule under the same heading published elsewhere in this issue is correctly extended to July 2, 2012.

**FOR FURTHER INFORMATION CONTACT:** Annette Brewer, (410) 786-6580.

**SUPPLEMENTARY INFORMATION:**

**I. Background**

In the proposed rule that is published elsewhere in this **Federal Register**, there was a technical error that is identified and corrected in the Correction of Errors section below. The provisions in this correction document are effective as if they had been included in the document that is published elsewhere in this **Federal Register**.

**II. Summary of Errors**

In the **DATES** section of the proposed rule, we inadvertently stated that the comment period would close on June 4, 2012 allowing a 30-day comment period. This notice is being issued to correct that error and to allow a 60-day comment period.

**III. Waiver of Proposed Rulemaking**

We ordinarily publish a notice of proposed rulemaking in the **Federal Register** to provide a period for public

comment before the provisions of a rule take effect in accordance with section 553(b) of the Administrative Procedure Act (APA) (5 U.S.C. 553(b)). However, we can waive this notice and comment procedure if the Secretary finds, for good cause, that the notice and comment process is impracticable, unnecessary, or contrary to the public interest, and incorporates a statement of the finding and the reasons therefor in the notice. We are not issuing additional rulemaking at this time since this notice extends the comment period for the proposed rule to 60 days to allow the public additional time to submit comments.

**IV. Correction of Errors**

In proposed rule that is published elsewhere in this **Federal Register**, make the following corrections:

In the **DATES** section, the date "June 4, 2012" is corrected to read "July 2, 2012".

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

Dated: April 30, 2012.

**Jennifer M. Cannistra**

*Executive Secretary to the Department.*

[FR Doc. 2012-10677 Filed 5-1-12; 11:15 am]

**BILLING CODE 4120-01-P**

**DEPARTMENT OF DEFENSE**

**GENERAL SERVICES ADMINISTRATION**

**NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

**48 CFR Parts 2, 22, and 52**

[**FAR Case 2011-028; Docket 2011-0028; Sequence 1**]

**RIN 9000-AM21**

**Federal Acquisition Regulation; Nondisplacement of Qualified Workers Under Service Contracts**

**AGENCIES:** Department of Defense (DoD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

**ACTION:** Proposed rule.

**SUMMARY:** DoD, GSA, and NASA are proposing to amend the Federal Acquisition Regulation (FAR) to implement an Executive order for nondisplacement of qualified workers under service contracts, as implemented in Department of Labor regulations.

**DATES:** Interested parties should submit written comments to the Regulatory