

(c) The conditions of § 433.112(b)(1) through (22) must be met at the time of approval.

\* \* \* \* \*

(j) Beginning, and no earlier than, April 19, 2011, FFP is available at 75 percent of a State's expenditures for the operation of an E&E system that meets the requirements of this subpart. FFP is not available for E&E systems that do not meet the standards and conditions.

■ 6. Section 433.119 is amended by revising paragraph (a)(1) to read as follows:

**§ 433.119 Conditions for reapproval; notice of decision.**

(a)\* \* \*

(1) The system meets the requirements of § 433.112(b)(1), (3), (4), and (7) through (22).

\* \* \* \* \*

■ 7. Section 433.120 is revised to read as follows:

**§ 433.120 Procedures for reduction of FFP after reapproval review.**

(a) If CMS determines after the reapproval review that the system no longer meets the conditions for reapproval in § 433.119, CMS may reduce FFP for certain expenditures for system operations.

(b) CMS may reduce FFP from 75 percent to 50 percent for expenditures related to the operations of non-compliant functionality or system components.

For the reasons set forth in the preamble, the Department of Health and Human Services amends 45 CFR part 95 as set forth below:

**PART 95—GENERAL ADMINISTRATION—GRANT PROGRAMS (PUBLIC ASSISTANCE, MEDICAL ASSISTANCE AND STATE CHILDREN'S HEALTH INSURANCE PROGRAMS)**

■ 8. The authority citation for part 95 continues to read as follows:

**Authority:** 5 U.S.C 301, 42 U.S.C. 622(b), 629b(a), 652(a), 652(d), 654A, 671(a), 1302, and 1396a(a).

■ 9. Section 95.611 is amended by revising paragraph (a)(2) to read as follows:

**§ 95.611 Prior approval conditions.**

(a)\* \* \*

(2) A State must obtain prior approval from the Department which is reflected in a record, as specified in paragraph (b) of this section, when the State plans to acquire ADP equipment or services with proposed FFP at the enhanced matching rate subject to one of the following:

(i) If authorized by § 205.35 of this title and part 307 of this title, regardless of the acquisition cost.

(ii) If authorized by 42 CFR part 433, subpart C, if the contract is anticipated to or will exceed \$500,000.

\* \* \* \* \*

Dated: November 16, 2015.

**Andrew M. Slavitt,**

*Acting Administrator, Centers for Medicare & Medicaid Services.*

Dated: November 18, 2015.

**Sylvia M. Burwell,**

*Secretary, Department of Health and Human Services.*

[FR Doc. 2015-30591 Filed 12-3-15; 8:45 am]

**BILLING CODE 4120-01-P**

**NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

**48 CFR Part 1852**

**NASA Federal Acquisition Regulation Supplement**

**AGENCY:** National Aeronautics and Space Administration.

**ACTION:** Technical amendments.

**SUMMARY:** NASA is making technical amendments to the NASA FAR Supplement (NFS) to provide needed editorial changes.

**DATES:** *Effective:* December 4, 2015.

**FOR FURTHER INFORMATION CONTACT:** Manuel Quinones, NASA, Office of Procurement, Contract and Grant Policy Division, via email at [manuel.quinones@nasa.gov](mailto:manuel.quinones@nasa.gov), or telephone (202) 358-2143.

**SUPPLEMENTARY INFORMATION:**

**I. Background**

As part NASA's retrospective review of existing regulations pursuant to section 6 of Executive Order 13563, Improving Regulation and Regulatory Review, NASA conducted a review of its regulations and published a final rule in the **Federal Register** on March 12, 2015 (80 FR 12946). As published, this rule contains errors due to inadvertent omissions. A summary of changes follows:

- Section 1852.217-71 is revised to correct the clause date from "MAY 2000" to "APR 2015."

- Section 1852.233-70 is revised to correct the zip code and the provision date.

**List of Subject in 48 CFR Part 1852**

Government procurement.

**Manuel Quinones,**

*NASA FAR Supplement Manager.*

Accordingly, 48 CFR part 1852 is amended as follows:

**PART 1852—SOLICITATION PROVISIONS AND CONTRACT CLAUSES**

■ 1. The authority citation for part 1852 continues to read as follows:

**Authority:** 51 U.S.C. 20113(a) and 48 CFR chapter 1.

**1852.217-71 [Amended]**

■ 2. Amend section 1852.217-71 by removing "MAY 2000" and adding "APR 2015" in its place.

**1852.233-70 [Amended]**

■ 3. Amend section 1852.233-70 by—  
 ■ a. Removing "JUL 2015" and adding "DEC 2015" in its place; and  
 ■ b. In paragraph (c), removing "20456-001" and adding "20546-001" in its place.

[FR Doc. 2015-30689 Filed 12-3-15; 8:45 am]

**BILLING CODE 7510-13-P**

**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**50 CFR Part 679**

[Docket No. 141021887-5172-02]

RIN 0648-XE337

**Fisheries of the Exclusive Economic Zone Off Alaska; Sculpins in the Bering Sea and Aleutian Islands Management Area**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Temporary rule; closure.

**SUMMARY:** NMFS is prohibiting retention of sculpins in the Bering Sea and Aleutian Islands management area (BSAI). This action is necessary because the 2015 initial total allowable catch of sculpins in the BSAI has been reached.

**DATES:** Effective 1200 hrs, Alaska local time (A.l.t.), December 1, 2015, through 2400 hrs, A.l.t., December 31, 2015.

**FOR FURTHER INFORMATION CONTACT:** Mary Furuness, 907-586-7228.

**SUPPLEMENTARY INFORMATION:** NMFS manages the groundfish fishery in the BSAI exclusive economic zone

according to the Fishery Management Plan for Groundfish of the Bering Sea and Aleutian Islands management area (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Regulations governing fishing by U.S. vessels in accordance with the FMP appear at subpart H of 50 CFR part 600 and 50 CFR part 679.

The 2015 initial total allowable catch (TAC) for sculpins in the BSAI is 3,995 metric tons as established by the final 2015 and 2016 harvest specifications for groundfish of the BSAI (80 FR 11919, March 5, 2015).

In accordance with § 679.20(d)(2), the Administrator, Alaska Region, NMFS (Regional Administrator), has determined that the 2015 initial TAC of sculpins in the BSAI has been reached.

Therefore, NMFS is requiring that sculpins caught in the BSAI be treated as prohibited species in accordance with § 679.21(b).

#### **Classification**

This action responds to the best available information recently obtained from the fishery. The Assistant Administrator for Fisheries, NOAA (AA), finds good cause to waive the requirement to provide prior notice and opportunity for public comment pursuant to the authority set forth at 5 U.S.C. 553(b)(B) as such requirement is impracticable and contrary to the public interest. This requirement is impracticable and contrary to the public interest as it would prevent NMFS from responding to the most recent fisheries data in a timely fashion and would delay prohibiting the retention of sculpins in the BSAI. NMFS was unable

to publish a notice providing time for public comment because the most recent, relevant data only became available as of November 30, 2015.

The AA also finds good cause to waive the 30-day delay in the effective date of this action under 5 U.S.C. 553(d)(3). This finding is based upon the reasons provided above for waiver of prior notice and opportunity for public comment.

This action is required by § 679.20 and § 679.21 and is exempt from review under Executive Order 12866.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: December 1, 2015.

**Alan D. Risenhoover,**

*Director, Office of Sustainable Fisheries,  
National Marine Fisheries Service.*

[FR Doc. 2015-30651 Filed 12-1-15; 4:15 pm]

**BILLING CODE 3510-22-P**