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WASHINGTON, DC

WHEN: November 14, 2000, at 9:00 a.m.

WHERE: Office of the Federal Register
Conference Room
800 North Capitol Street, NW.
Washington, DC
(3 blocks north of Union Station Metro)

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Presidential Documents

Title 3—

The President

Executive Order 13174 of October 27, 2000

Commission on Workers, Communities, and Economic Change in the New Economy

By the authority vested in me as President by the Constitution and the laws of the United States of America, including the Federal Advisory Committee Act, as amended (5 U.S.C. App.), it is hereby ordered as follows:

Section 1. *Establishment.* There is established the ''Commission on Workers, Communities, and Economic Change in the New Economy'' (Commission). The Commission shall be composed of up to 14 persons to be appointed by the President from individuals who represent State or local agencies relating to workforce or community development, economists or other workforce development experts, labor organizations, business leaders, and Members of Congress. The President shall designate a Chairperson from among the members of the Commission.

Sec. 2. *Functions.* The Commission shall conduct a study of matters relating to economic dislocation, and worker and community adjustment to such dislocations. In carrying out this study, the Commission shall examine:

(a) the impact of international trade, technology, globalization, and the changing nature of work on both workers and their communities;

(b) the effectiveness of existing Federal programs in assisting workers and communities in adjusting to economic change, including the adequacy of the design of such programs;

(c) the strategies for providing workplace education and training to assist workers in acquiring new skills;

(d) the strategies for assisting communities to adjust to changing economic conditions and changes in the mix of employment opportunities in those communities;

(e) the role of public-private partnerships in implementing job training and community assistance; and

(f) the role of income support and economic security programs in facilitating worker adjustment to rapidly changing economic circumstances.

Sec. 3. *Report.* Not later than 12 months after the first meeting of the Commission, the Commission shall prepare and submit to the President and the Congress a report that contains a detailed statement of the findings and conclusions of the Commission's study carried out under section 2 of this order, and includes:

(1) a summary of best practices and policies carried out by employers and public-private partnerships in providing workers with the education and training needed to effectively adjust to economic change;

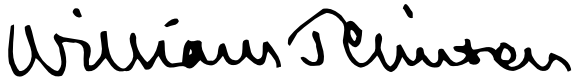
(2) a summary of best practices and policies carried out by or on behalf of communities in responding to large-scale economic changes; and

(3) any recommendations relating to legislative and administrative actions that the Commission determines to be appropriate.

Sec. 4. *Administration.* (a) Members of the Commission shall serve without compensation for their work on the Commission. While engaged in the work of the Commission, members appointed from among private citizens of the United States may be allowed travel expenses, including per diem in lieu of subsistence, as authorized by law for persons serving intermittently in the Government service (5 U.S.C. 5701-5707).

(b) The Department of Labor shall provide the Commission with funding and administrative support. The Commission may have paid staff. In addition, appropriate Federal agencies may be requested to designate staff to assist with the work of the Commission. The Secretary of Labor shall perform the functions of the President under the Federal Advisory Committee Act, as amended (5 U.S.C. App.), except that of reporting to the Congress, in accordance with the guidelines and procedures established by the Administrator of General Services.

Sec. 5. *General Provisions.* The Commission shall terminate 30 days after submitting its report.



THE WHITE HOUSE,
October 27, 2000.

[FR Doc. 00–28299
Filed 11–01–00; 8:45 am]
Billing code 3195–01–P

Rules and Regulations

Federal Register
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This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each week.

DEPARTMENT OF AGRICULTURE

Food and Nutrition Service

7 CFR Parts 250 and 251

General Regulations and Policies—Food Distribution

CFR Correction

In Title 7 of the Code of Federal Regulations, parts 210 to 299, revised as of January 1, 2000, make the following corrections:

(1) Section 250.3 is corrected by removing the definition of *State* and *United States* in the effective date note on page 414, first column, and adding it to the codified text below the definition of *Situation of distress* on page 413 to read as follows:

§ 250.3 Definitions.

* * * * *

State and *United States* means any one of the 50 States, the District of Columbia, Puerto Rico, the Virgin Islands, Guam, American Samoa, and the Trust Territory of the Pacific Islands.

* * * * *

(2) Section 251.10 is corrected in paragraph (f)(3) by removing the words ''emergency feeding organization or distribution site'' and adding in their place ''eligible recipient agency'' and in paragraph (f)(4) by removing the words ''or distribution site''.

[FR Doc. 00–55518 Filed 11–1–00; 8:45 am]

BILLING CODE 1505–01–D

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 929

[Docket No. FV00–929–4 FIR]

Cranberries Grown in States of Massachusetts, et al.; Increased Assessment Rate

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: The Department of Agriculture (Department) is adopting, as a final rule, without change, the provisions of an interim final rule which increased the assessment rate established for the Cranberry Marketing Committee (Committee) for the 1999–2000 and subsequent fiscal periods from $0.04 to $0.06 per barrel of cranberries acquired by handlers. The Committee locally administers the marketing order which regulates the handling of cranberries grown in the States of Massachusetts, Rhode Island, Connecticut, New Jersey, Wisconsin, Michigan, Minnesota, Oregon, Washington, and Long Island in the State of New York. Authorization to assess cranberry handlers enables the Committee to incur expenses that are reasonable and necessary to administer the program. The fiscal period began September 1, 1999, and ended August 31, 2000. The assessment rate will remain in effect indefinitely unless modified, suspended, or terminated.

EFFECTIVE DATE: November 3, 2000.

FOR FURTHER INFORMATION CONTACT: Patricia A. Petrella or Kenneth G. Johnson, DC Marketing Field Office, Fruit and Vegetable Programs, AMS, USDA, Suite 2A04, Unit 155, 4700 River Road, Riverdale, Maryland 20737, telephone: (301) 734–5243; Fax: (301) 734–5275; or George Kelhart, Technical Advisor, Marketing Order Administration Branch, Fruit and Vegetable Programs, AMS, USDA, room 2525–S, P.O. Box 96456, Washington, DC 20090–6456; telephone: (202) 720–2491, Fax: (202) 720–5698.

Small businesses may request information on complying with this regulation by contacting Jay Guerber, Marketing Order Administration Branch, Fruit and Vegetable Programs, AMS, USDA, P.O. Box 96456, room 2525–S, Washington, DC 20090–6456; telephone: (202) 720–2491, Fax: (202) 720–5698, or E-mail: Jay.Guerber@usda.gov.

SUPPLEMENTARY INFORMATION: This rule is issued under Marketing Order No. 929, as amended (7 CFR part 929), regulating the handling of cranberries grown in Massachusetts, Rhode Island, Connecticut, New Jersey, Wisconsin, Michigan, Minnesota, Oregon, Washington, and Long Island in the State of New York, hereinafter referred to as the ''order.'' The marketing order is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), hereinafter referred to as the ''Act.''

The Department is issuing this rule in conformance with Executive Order 12866.

This rule has been reviewed under Executive Order 12988, Civil Justice Reform. Under the marketing order now in effect, cranberry handlers are subject to assessments. Funds to administer the order are derived from such assessments. It is intended that the assessment rate as issued herein will be applicable to all assessable cranberries beginning September 1, 1999, and continue until amended, suspended, or terminated. This rule will not preempt any State or local laws, regulations, or policies, unless they present an irreconcilable conflict with this rule.

The Act provides that administrative proceedings must be exhausted before parties may file suit in court. Under section 608c(15)(A) of the Act, any handler subject to an order may file with the Secretary a petition stating that the order, any provision of the order, or any obligation imposed in connection with the order is not in accordance with law and request a modification of the order or to be exempted therefrom. Such handler is afforded the opportunity for a hearing on the petition. After the hearing the Secretary would rule on the petition. The Act provides that the district court of the United States in any district in which the handler is an inhabitant, or has his or her principal place of business, has jurisdiction to review the Secretary's ruling on the petition, provided an action is filed not later than 20 days after the date of the entry of the ruling.

This rule continues the increase in the assessment rate established for the Committee for the 1999–2000 and

subsequent fiscal periods from $0.04 to $0.06 per barrel of cranberries acquired by handlers.

The cranberry marketing order provides authority for the Committee, with the approval of the Department, to formulate an annual budget of expenses and collect assessments from handlers to administer the program. The members of the Committee are producers of cranberries. They are familiar with the Committee's needs and with the costs for goods and services in their local area and are thus in a position to formulate an appropriate budget and assessment rate. The assessment rate is formulated and discussed in a public meeting. Thus, all directly affected persons have an opportunity to participate and provide input.

For the 1996–1997 fiscal period, the Committee recommended, and the Department approved, an assessment rate that would continue in effect from fiscal period to fiscal period unless modified, suspended or terminated by the Secretary upon recommendation and information submitted by the Committee or other information available to the Secretary.

In August of 1999, the Committee recommended, and the Department administratively approved, 1999–2000 expenditures of $548,231. The Committee met on March 30, 2000, and unanimously recommended additional 1999–2000 expenditures of $127,108 for total 1999–2000 expenditures of $675,339 and an assessment rate of $0.06 per barrel of cranberries. An increased assessment rate was recommended by the Committee to cover additional startup costs in connection with implementing a volume control program for 2000–2001. The Committee held numerous meetings to discuss the need for volume regulation which were not contemplated in the original budget for 1999–2000. Volume regulation has been implemented by the Department for the 2000–2001 season to address the industry's oversupply situation.

The major increased expenditures recommended by the Committee for the 1999–2000 fiscal period included $128,239 for administration costs, $120,307 for personnel, and $81,700 for Committee meetings. Budgeted expenses for these items in the original 1999–2000 budget were $63,531 for administration, $93,407 for personnel, and $49,200 for Committee meetings.

In deriving the recommended assessment rate increase, the Committee used the actual assessable production of 6,355,413 barrels. This figure is 1,005,413 barrels more than the 5,350,413 barrels estimated at the beginning of the fiscal period. This increased rate generated an additional $127,108 for a total of $341,108 in assessment income. This amount plus interest income, funds from other sources, and funds in the reserve will be sufficient to cover budgeted expenses. Funds in the reserve (currently $45,000) will be kept within the approximately one year's operational expenses permitted by the order (§ 929.42(a)).

The assessment rate will continue in effect indefinitely unless modified, suspended, or terminated by the Secretary upon recommendation and information submitted by the Committee or other available information.

Although the assessment rate is effective for an indefinite period, the Committee will continue to meet prior to or during each fiscal period to recommend a budget of expenses and consider recommendations for modification of the assessment rate. The dates and times of Committee meetings are available from the Committee or the Department. Committee meetings are open to the public and interested persons may express their views at these meetings. The Department will evaluate Committee recommendations and other available information to determine whether modification of the assessment rate is needed. Further rulemaking will be undertaken as necessary. The Committee's 1999–2000 budget and those for subsequent fiscal periods will be reviewed and, as appropriate, approved by the Department.

In a separate action, the Department will propose to increase the assessment rate for the 2000–2001 fiscal period to cover the Committee's increased costs associated with implementing volume regulation. The proposed rule inviting comments on the increase is being published in this issue of the **Federal Register**.

The Regulatory Flexibility Act and Effects on Small Businesses

Pursuant to requirements set forth in the Regulatory Flexibility Act (RFA), the Agricultural Marketing Service (AMS) has considered the economic impact of this action on small entities. Accordingly, AMS has prepared this final regulatory flexibility analysis.

The purpose of the RFA is to fit regulatory actions to the scale of business subject to such actions in order that small businesses will not be unduly or disproportionately burdened. Marketing orders issued pursuant to the Act, and rules thereunder, are unique in that they are brought about through group action of essentially small entities acting on their own behalf. Thus, both statutes have small entity orientation and compatibility.

There are approximately 20 handlers of cranberries who are subject to regulation under the order and approximately 1,100 producers of cranberries in the regulated area. Small agricultural service firms, which include handlers, are defined by the Small Business Administration (13 CFR 121.201) as those having annual receipts of less than $5,000,000, and small agricultural producers are defined as those having annual receipts of less than $500,000. The majority of cranberry handlers and producers may be classified as small businesses.

This rule continues the increase in the assessment rate established for the Committee and collected from handlers for the 1999–2000 and subsequent fiscal periods from $0.04 to $0.06 per barrel of cranberries. In August of 1999, the Committee recommended, and the Department administratively approved, 1999–2000 expenditures of $548,231. On March 30, 2000, the Committee met and unanimously recommended additional expenditures of $127,108 for total 1999–2000 expenditures of $675,339. The assessment rate of $0.06 is $0.02 higher than the previous rate. The quantity of assessable cranberries for the 1999–2000 year was 6,355,413 barrels, 1,005,413 barrels more than the 5,350,000 estimated at the beginning of the fiscal period. Income derived from handler assessments, along with interest income and funds from the Committee's authorized reserve, will be adequate to cover budgeted expenses.

The major increased expenditures recommended by the Committee for the 1999–2000 fiscal period include $128,239 for administration costs, $120,307 for personnel, and $81,700 for Committee meetings. Budgeted expenses for these items in the original 1999–2000 budget were $63,531 for administration, $93,407 for personnel, and $49,200 for Committee meetings.

An increased assessment rate was recommended by the Committee because the industry is in a surplus situation and recommended a volume regulation for the 2000–2001 season. The Department has approved that volume regulation. The Committee incurred additional startup costs in connection with the development and implementation of the volume regulation program. Also, the Committee held numerous meetings to discuss the volume regulation which were not contemplated in the original budget.

The Committee discussed the alternative of continuing the existing

assessment rate, but concluded that the Committee could run out of funds with the implementation of the volume regulation program. In deriving the recommended assessment rate increase, the Committee used the actual assessable production for the crop year at 6,355,413 barrels. This amount plus adequate supplies in the reserve will be sufficient to cover budgeted expenses. Funds in the reserve (currently $45,000) will be kept within the approximately one year's operational expenses permitted by the order (§ 929.42(a)).

This action continues the increase in the assessment obligation imposed on handlers. While assessments impose some additional costs on handlers, the costs are minimal and uniform on all handlers. Some of the additional costs may be passed on to producers. However, these costs are offset by the benefits derived by the operation of the marketing order. In addition, the Committee's meeting was widely publicized throughout the cranberry industry and all interested persons were invited to attend the meeting and participate in Committee deliberations on all issues. Like all Committee meetings, the March 30, 2000, meeting was a public meeting and all entities, both large and small, were able to express views on this issue.

This action imposes no additional reporting or recordkeeping requirements on either small or large cranberry handlers. As with all Federal marketing order programs, reports and forms are periodically reviewed to reduce information requirements and duplication by industry and public sector agencies.

The Department has not identified any relevant Federal rules that duplicate, overlap, or conflict with this rule.

An interim final rule concerning this action was published in the **Federal Register** on August 8, 2000. Finally, the interim final rule was made available through the Internet by the Office of the **Federal Register**. A 60-day comment period was provided for interested persons to respond to the interim final rule. The comment period ended on October 10, 2000, and no comments were received.

A small business guide on complying with fruit, vegetable, and specialty crop marketing agreements and orders may be viewed at http://www.ams.usda.gov/fv/moab.html. Any questions about the compliance guide should be sent to Jay Guerber at the previously mentioned address in the **FOR FURTHER INFORMATION CONTACT** section.

After consideration of all relevant material presented, including the information and recommendation submitted by the Committee and other available information, it is hereby found that this rule, as hereinafter set forth, will tend to effectuate the declared policy of the Act.

Pursuant to 5 U.S.C. 553, it is also found that good cause exists for not postponing the effective date of this action until 30 days after publication in the **Federal Register** because: (1) The 1999–2000 fiscal period ended August 31, 2000, and all assessable cranberries acquired by handlers during that period have been assessed; (2) handlers are aware of this action which was unanimously recommended by the Committee at a public meeting and is similar to other assessment rate actions issued in past years; and (3) an interim final rule was published on this action which provided for a 60-day comment period; no comments were received.

List of Subjects in 7 CFR Part 929

Marketing agreements, Cranberries, Reporting and recordkeeping requirements.

PART 929—CRANBERRIES GROWN IN THE STATES OF MASSACHUSETTS, RHODE ISLAND, CONNECTICUT, NEW JERSEY, WISCONSIN, MICHIGAN, MINNESOTA, OREGON, WASHINGTON, AND LONG ISLAND IN THE STATE OF NEW YORK

Accordingly, the interim final rule amending 7 CFR Part 929 which was published at 65 FR 48349 on August 8, 2000, is adopted as a final rule without change.

Robert C. Keeney,

Deputy Administrator, Fruit and Vegetable Programs.

[FR Doc. 00–28142 Filed 11–1–00; 8:45 am]

BILLING CODE 3410–02–P

DEPARTMENT OF AGRICULTURE

7 CFR Parts 1411, 1421, 1427, 1434, 1439, and 1447

RIN 0560–AG18

2000 Crop Agricultural Disaster and Market Assistance

AGENCY: Commodity Credit Corporation, USDA.

ACTION: Final rule.

SUMMARY: This rule implements provisions of the Agricultural Risk Protection Act of 2000 (ARPA) related to oilseeds payments, peanut marketing assistance, honey recourse loans, crop and pasture flood compensation, and the expansion of eligibility for loan deficiency payments, for the 2000 crop year only, to include producers whose cropland is not covered by a production flexibility contract. Other provisions of the APRA will be implemented under separate rules.

EFFECTIVE DATE: October 27, 2000.

FOR FURTHER INFORMATION CONTACT: Tom Witzig, Chief, Regulatory Review and Foreign Investment Disclosure Branch, USDA/FSA/ORAS/RRFIDB/STOP 0540, 1400 Independence Ave., SW, Washington, DC, 20250–0540, telephone (202)205–5851, or by e-mail to: tom_witzig@wdc.fsa.usda.gov.

SUPPLEMENTARY INFORMATION:

Notice and Comment

Section 263 of the ARPA requires that these regulations are to be promulgated without regard to the notice and comment provisions of 5 U.S.C. 553 or the Statement of Policy of the Secretary of Agriculture effective July 24, 1971, (36 FR 13804) relating to notices of proposed rulemaking and public participation in rulemaking. These regulations are thus issued as final.

Executive Order 12866

This final rule has been determined to be economically significant under Executive Order 12866 and has been reviewed by the Office of Management and Budget (OMB). A cost-benefit assessment was completed and is summarized after the background section explaining the actions this rule will take.

Federal Assistance Programs

The titles and numbers of the Federal assistance programs, as found in the Catalog of Federal Domestic Assistance, to which this final rule applies are: Commodity Loan and Loan Deficiency Payments—10.051; Production Flexibility Payments for Contract Commodities—10.055; Disaster Reserve Assistance—10.452.

Regulatory Flexibility Act

It has been determined that the Regulatory Flexibility Act is not applicable to this rule because USDA is not required by 5 U.S.C. 553 or any other provision of law to publish a notice of proposed rulemaking with respect to the subject matter of this rule.

Environmental Evaluation

It has been determined by an environmental evaluation that this action will have no significant impact on the quality of the human environment. Therefore, neither an environmental assessment nor an Environmental Impact Statement is needed.

Executive Order 12372

The programs administered under the regulations contained in this rule are not subject to the provisions of Executive Order 12372, which require intergovernmental consultation with State and local officials. See the notice related to 7 CFR part 3015, subpart V, published at 48 FR 29115 (June 24, 1983).

Unfunded Mandates

The provisions of Title II of the Unfunded Mandates Reform Act of 1995 are not applicable to this rule. There are no such mandates set out in this rule and because the USDA is not required by 5 U.S.C. 553 or any other provision of law to publish a notice of proposed rulemaking with respect to the subject matter of this rule.

Small Business Regulatory Enforcement Fairness Act of 1996

Section 263 of the ARPA requires that the regulations necessary to implement title II of the ARPA be issued as soon as practicable after the date of enactment and without regard to the notice and comment provision of 5 U.S.C. 553 or the Statement of Policy of the Secretary of Agriculture effective July 24, 1971, (36 FR 13804) relating to the notice of proposed rulemaking and public participation in rulemaking. It also requires the Secretary to use the provisions of 5 U.S.C. 808 (the Small Business Regulatory Enforcement Fairness Act (SBREFA)), which provide that a rule may take effect at such time as the agency may determine if the agency finds for good cause that public notice is impracticable, unnecessary, or contrary to the public purpose, and thus does not have to meet the requirements of § 801 of SBREFA requiring a 60-day delay for Congressional review of a major regulation before the regulation can go into effect. This final rule is considered major for the purposes of SBREFA. However, these regulations affect a large number of agricultural producers who have been significantly impacted by natural disasters and poor market conditions. Accordingly, it would be contrary to the public interest to delay the provisions of this rule because of the nature of the relief involved and such delay would be contrary to the expressed terms of the legislation. This rule is issued as a final rule and is effective immediately.

Executive Order 13132

It has been determined that this rule does not have sufficient Federalism implications to warrant the preparation of a Federalism Assessment. The provisions contained in this rule will not have a substantial direct effect on States or their political subdivisions, or on the distribution of power and responsibilities among the various levels of Government.

Paperwork Reduction Act

Section 263 of the ARPA requires that these regulations be promulgated and the programs administered without regard to the Paperwork Reduction Act. This means that the information to be collected from the public to implement these programs and the burden, in time and money, the collection of the information would have on the public does not have to be approved by the Office of Management and Budget or be subject to the normal requirement for a 60-day public comment period.

Background

This rule will implement the requirements of the Agricultural Risk Protection Act of 2000 (Pub. L. 106–224) related to oilseeds payments, peanut marketing assistance, honey recourse loans, crop and pasture flood compensation, and for the 2000 crop year only, the expansion of eligibility for loan deficiency payments to include producers whose cropland is not covered by a production flexibility contract. Generally, those rules follow, where applicable, existing rules as this will allow for ease of administration and speed in making the payments, consistent with the intent of the statute and with the lack of any indication, except as may be noted, of Congressional dissatisfaction with the existing programs. In making these corrections and changes however to existing regulations the rules will, at least in some cases, remove from the Code of Federal Regulations, the authority citation for the previous programs. This housekeeping matter is not intended to, and does not, change the operation of the previous programs to the extent that there are any lingering issues or disputes with respect to such programs.

1. 7 CFR 1411—Oilseeds Program

Section 202 of the ARPA provides that ''[t]he Secretary shall use $500,000,000 of funds of the Commodity Credit Corporation to make payments to producers of the 2000 crop of oilseeds that are eligible to obtain a marketing assistance loan under section 131 of the Agricultural Market Transition Act'' (AMTA) (7 U.S.C. 7231). A similar program for the 1999 crop of oilseeds, established by section 804 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2000 (Pub. L. 106–78), was codified in 7 CFR 1411 by publication of a final rule on June 8, 2000 (65 FR 36550). This rule provides for a 2000 Oilseeds Program similar to the 1999 program. Specifically, this rule revises: (1) the definition of ''Eligible oilseed'' to include sesame; (2) crop years referenced in the part 1411 definitions of ''County average soybean yield'', ''Established producer'', ''National average oilseed yield'', and ''New producer'' in § 1411.103; (3) crop years used in determining ''eligible producers'' in § 1411.201, ''payment acreage'' in § 1411.204, and ''payment yield'' in § 1411.205; (4) the program funding references in § 1411.301 from $475 million to $500 million; and (5) the provisions relating to the final date for submission of late-file acreage reports as set out in § 1411.303 to set, in effect, a new deadline for the new program.

The regulations for this program follow the basic procedures and rules of the preceding oilseed program as the authorizing statute for the new program is the same in all material aspects, except for one aspect, as the prior program. The one difference is that established producer payments are based on the activities occurring in three prior crop years (1997–99) rather than only two prior crop years as was the case for the preceding program. The regulations incorporate that change but also differ from those for the preceding program in that they add sesame as one of the oilseeds for which payments can be made. Sesame was excluded under the prior program because the relevant statutory provisions for the new and old programs specified that the only oilseeds which would be eligible for payments would be those which were eligible to qualify a producer for a market assistance loan under section 131 of the AMTA, 7 U.S.C. 7231. Under that part of AMTA, the Secretary is allowed to make loans on ''loan commodities'' and ''loan commodities'' are defined in section 102 of the AMTA, 7 U.S.C. 7202, to include ''oilseed'' and the term ''oilseed'' is defined in section 102 to mean ''soybeans, sunflower seed, rapeseed, canola, safflower, flaxseed, mustard seed, or if designated by the Secretary, other oilseeds.'' Previously, the Secretary has designated crambe for inclusion as one of the ''other'' oilseeds which can generate AMTA loans and it has been determined, recently to so designate sesame as well. Accordingly, the new oilseed program covers sesame whereas the old program did not.

2. 7 CFR 1421 and 1427—2000 Crop Eligibility for Loan Deficiency Payments

Rules governing loan deficiency payments (LDP's) are codified in 7 CFR part 1421 for commodities other than cotton and in subpart A of 7 CFR part 1427 for cotton. These regulations are modified in this rule to implement section 206 of the ARPA, which amended provisions of the AMTA related to LDP's under the marketing assistance loan program for agricultural producers. Prior to the new law, under the provisions of AMTA, except in the case of oilseeds, only producers growing contract commodities on farms covered by a production flexibility contract (PFC) were eligible to receive LDP's. Section 206(a) of the ARPA amends the AMTA to allow producers of contract commodities not eligible for a marketing assistance loan (that is contract commodities produced on farms not covered by a PFC) to receive LDP's, but for the 2000 crop year only. Further however, section 206 specifies, under the heading ''Transition'' that a payment to a producer newly-eligible for a payment under the new provisions for non-PFC farms that harvested a commodity on or before the date that is 30 days after the promulgation of new rules implementing the new law shall be determined as of the date the producer lost beneficial interest in the commodity, as determined by the Secretary. Section 206 then specifies, however, that otherwise, a producer shall be eligible for a payment only if the producer has a ''beneficial interest'' in the commodity, as determined by the Secretary. Normally, under existing rules, the farmer must have control of the commodity at the time that the payment is requested but that which appears to be addressed by the statute is that farmers on non-PFC farms may have already marketed part of this year's crop at a time at which they could not have made a request for a loan deficiency payment since it was only the change of law provided for in section 206 that permitted such a payment. Accordingly, so that the rules will be in accordance with the intent of the statute without going so far as to provide what would appear to be, otherwise, unintended benefits not possessed by other payees, this rule modifies parts 1421 and 1427 so as to allow payments to be made for eligible commodities non-PFC farms without having to meet the normal control requirements. However, this is limited. It only applies so long as, in conformity with the statute, the crops were harvested by that date which is 30 days after the publication of this rule. For such commodities, the payment will be made as of the date at which the farmer lost control or ''beneficial interest'' of the commodity. For crops marketed after that date, the farmer must, just like with producers on PFC farms, have control of the crop at the time that the payment is requested. It should be noted, however, that these amendments will still, in all cases, as does the statute, limit payments to those persons who are considered to be the ''producers'' of the commodity. Thus, the status of contract growers is not changed. Such growers continue to be ineligible for payments. Instead, the amendments reflect a change with respect to the handling of non-PFC farms only and allow for a transition for those farms to accommodate the change circumstances for this crop year. These changes are similar to changes that were implemented for the 1999 crop year under separate legislative authority. Those 1999-crop rules were published in a February 16, 2000, rule (65 FR 7942) as corrected on March 15, 2000 (65 FR 13865).

3. 7 CFR 1434—Honey Recourse Loan Program

Section 204(c) of the ARPA provides that ''[t]he Secretary shall use funds of the Commodity Credit Corporation to make available recourse loans to producers of the 2000 crop of honey on fair and reasonable terms and conditions, as determined by the Secretary.'' Section 1122 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriation Act of 1999 established a similar program for the 1998 crop of honey to assist producers in marketing their honey during a period of low prices. Regulations implementing the 1998 program were codified in 7 CFR 1434 by a final rule published on March 8, 1999 (64 FR 10293). Subsequently, the program was made available for the 1999 crop of honey by section 801 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2000. The final rule implementing the 1999 program by amending 7 CFR 1434 was issued on February 16, 2000 (65 FR 7942). The 2000 program will be operated in the same manner as the 1999 program and this rule amends 7 CFR 1434 by revising the dates referenced within the regulation.

4. 7 CFR 1439—2000 Flood Compensation Program

Section 257 of the ARPA authorizes the Secretary to use not more than $24 million of funds of the Commodity Credit Corporation to compensate producers for losses resulting from long-term flooding. Areas impacted by generalized flooding since 1992 due to, for example, the expansion of the boundaries of natural bodies of water such as Devil's Lake in North Dakota and Day County and surrounding areas in South Dakota, have been the subject of considerable attention and concern. Such flooding can change the basic character of the land and render it ineligible for other benefits or for enrollment in programs like the Conservation Reserve Program.

The 1998 Flood Compensation Program (FCP), codified in 7 CFR 1439 by an interim rule published on August 31, 1999 (64 FR 47358), was designed to provide assistance to producers who had incurred losses as a result of such flooding. The program provided compensation to eligible producers whose ''land was inaccessible or unfit for crop production, grazing, or haying because of flooding or excess moisture during all of the period beginning October 1, 1997, through August 1, 1999.'' Subsequently, a final rule published on June 8, 2000 (65 FR 36550) reorganized 7 CFR 1439 and removed the regulations related to the 1998 FCP because they were considered to be obsolete because the application deadline had passed.

This rule implements section 257 of the ARPA by implementing the 2000 FCP, which will be codified in subpart F of 7 CFR 1439. The new program will be operated in the same manner as the 1998 FCP with the exception (as required by ARPA) that the program will only be available in counties approved under the 1998 FCP. The 2000 FCP provides compensation to eligible producers whose land was not usable from October 1, 1999, through September 30, 2000. Under the provisions of the 2000 FCP, as required by the law no ''person'', as ''person'' is defined in the applicable regulations, will be able to receive over $40,000. Also, no person can receive any payment if that person's gross revenue for 1999, as determined in conformity with the rules, was in excess of $2.5 million. Consistent with the new law, the applicant must be the owner or lessee under a binding lease, of cropland or pastureland that was used for the production of at least one of the production years 1992–99, but that has been engulfed in the period after 1992, and such person must have owned or leased the land continuously since October 1, 1999 and must still be the owner or lessee of the land. Other restrictions apply as well. To avoid the possibility of over-compensation for the

same losses, producers will not be eligible to receive payments under this subpart and other programs for losses that occurred during FY 2000. As provided for in the new law, unadjusted payment rates will be equal to the average county cash rental rate per acre established by the National Agricultural Statistical Service for the 2000 crop year. For cases where such rate is not available, the rule provides for an alternative calculation method.

5. 7 CFR 1447—Peanut Marketing Assistance Program

Section 204(a) of the ARPA provides that ''[t]he Secretary shall use funds of the Commodity Credit Corporation to provide payments to producers of quota peanuts or additional peanuts to partially compensate the producers for continuing low commodity prices, and increasing costs of production for the 2000 crop year.'' The ARPA specifies that the payment rate shall be equal to $30.50 per ton for quota peanuts and $16.00 per ton for additional peanuts. In order to implement this program, regulations codified at 7 CFR part 1447, which implemented a similar program for the 1999 crop year, are amended by revising the time-frame for filing an application, the payment rate for quota and additional peanuts, and the years from which actual yields may be used in establishing the yield used in the payment calculation. The 1999 crop rules were set out in the February 16, 2000, rule (65 FR 7942).

Cost-Benefit Assessment

Summary

Outlays under the programs implemented by this rule will total approximately $626 million. The table summarizes the outlays, while a summary of the Cost/Benefit Assessment for each program follows.

SUMMARY OF OUTLAYS

Program	Outlays
Oilseeds Program	500.0
2000 Crop Eligibility for Loan Deficiency Payments	40.3
Honey Recourse Loan Program	0.0
2000 Flood Compensation Program	24.0
Peanut Marketing Assistance Program	61.6
Total	625.9

2000 Oilseed Program

U.S. oilseed producers are experiencing serious financial hardships as a result of low oilseed prices. The farm-level market value of oilseed production has dropped substantially since the mid-1990's. The farm value of the 1999 oilseed crop was down an estimated $5.3 billion, or 29 percent, from the previous 5-year high set in 1996, despite a 12-percent increase in production. Projections for the 2000 crop put farm value up 6 percent from 1999, but this is with a projected 13-percent increase in production from 1999. Farm value for the 2000 oilseed crop is projected down more than $4.5 billion, or 25 percent, from 1996, despite a 26 percent increase in production during the period.

In passing ARPA, Congress recognized the financial hardships being faced by oilseed producers and the inability of the AMTA payment mechanism to provide market loss payments to these producers. Section 202 of ARPA authorized the use of $500 million in CCC funds to assist oilseed producers suffering from reduced farm incomes as a result of large supplies and low prices. To be eligible for payments from these funds, a producer must produce an oilseed in 2000 that is eligible for marketing assistance loans under section 131 of AMTA (7 U.S.C. 7231). Oilseeds specifically designated as eligible for marketing assistance loans under section 102 of AMTA (7 U.S.C. 7202) are soybeans, safflower seed, canola, rapeseed, mustard seed, sunflower seed, and flaxseed. For the 2000 crop, the Secretary has also used his authority under section 102 to designate both crambe and sesame as an ''other'' oilseed, making them eligible for marketing assistance loans and oilseed program payments.

Oilseed program benefits for a producer are determined by multiplying the payment acreage, times a payment yield, times a payment rate determined by the Secretary. Payment acreage for an eligible established producer—a producer who also produced oilseeds in 1997, 1998, and/or 1999—is based on the higher of that producers' 1997, 1998, or 1999 acreage. For an eligible producer who was a new producer in 2000, payment acreage is based on that producer's 2000 acreage. Payment yield for an established soybean producer is the higher of that producer's actual yield in 1997, 1998, or 1999, or the Olympic average yield for that producer's county for the years 1995 through 1999. (The Olympic average is the average annual yield for the stated period after excluding the highest and lowest years.) Payment yield for a new soybean producer in 2000 is the higher of that producer's 2000 yield or the producer's county 1995–99 Olympic average yield. For an established producer of other eligible oilseeds, payment yield is the higher of that producers' 1997, 1998, or 1999 yield, or the Olympic average of the national yield for the years 1995 through 1999 for the crop for which the payment is being made. Payment yield for a new producer of an eligible oilseed other than soybeans in 2000 is the higher of that producer's 2000 yield, or the 1995–99 Olympic average national yield for the oilseed.

The payment rate determined by the Secretary must consider the number of eligible payment acres and payment yields as well as the fixed amount of CCC funds authorized by Congress for the Oilseed Program.

The Oilseed Program as prescribed by Congress in ARPA clearly lays out total available funding for direct producer payments and procedures for determining payment acreage and yield as did the 2000 Appropriations Act. For this reason no options were considered regarding these aspects of the program.

As was the case with the 2000 Appropriations Act, ARPA leaves to the Secretary's discretion the method used to establish the payment rates under the 2000 Oilseed Program. This latitude results in at least two options or alternative methods for determining the payment rate by crop for the various types of eligible oilseeds. Under the first option, payment rates would be based on production volumes with the same per unit payment rate offered for all types of oilseeds. The second option would tie payment rates among the types of oilseeds to each crop's relative market value using Olympic average farm prices for the 1995 through 1999 marketing years. The second option was selected because it incorporates into the payment rate calculation some measure of relative market value for each type of oilseed. This method was also used to determine the 1999 oilseed payment rate. Tying the payment rate to market value was thought to be more equitable to producers of higher value minor oilseeds because prices are much more volatile and quality issues much more important in the markets for these crops.

The budgetary impact of the Oilseed Program will total $500 million. The largest share of total payments will go to soybean producers who, based on pre-enrollment estimates, are expected to receive $477,933,976 or 96 percent of the total payments (Table 3). Pre-enrollment estimates for payments to minor oilseed producers are as follows: $14,516,899 for sunflower seed producers, $4,266,230 for canola producers, $1,749,382 for safflower producers, $1,136,675 for flaxseed producers, $193,049 for mustard seed producers, $124,066 for crambe

producers, $16,753 for rapeseed producers, and $62,969 for sesame producers. Because this assistance will be in the form of direct payments, the program is expected to result in a dollar-for-dollar increase in farm income for oilseed producers.

Pre-enrollment estimates of per unit payment rates are expected to be highest for safflower seed and mustard seed at 35 and 33 cents per hundredweight (cwt), respectively. The lowest per unit rate is expected to be for flaxseed at 22 cents per cwt (13 cents per bushel). The pre-enrollment estimate for the soybean payment rate is 24 cents per cwt (14 cents per bushel). On a per acre basis, the payments will be highest for soybeans and safflower at $5.96 and $5.92 per acre, respectively. For the remaining oilseeds, pre-enrollment estimates indicate that per acre payments will range from a low of $2.70 for mustard seed to a high of $3.65 for sunflower seed.

Final payment acreage and yield will depend upon enrollment. If actual enrollment data indicate that claims are different than $500,000,000, a national factor will be applied so outlays equal $500,000,000. This factor could be greater than or less than 1.

2000 Crop Eligibility for Loan Deficiency Payments

The Federal Agriculture Improvement and Reform Act of 1996 (the 1996 Act) provided farms with base acreage for the 1996 crop the option to sign production flexibility contracts (PFC) for the 1996–2002 crops of wheat, corn, grain sorghum, barley, oats, upland cotton, and rice. Producers on farms enrolled in a PFC receive PFC payments that are based on the contract acres enrolled and the program yield for the contract commodity on the farm. In addition, these producers are eligible to receive commodity loan benefits for any contract commodity produced on the farm.

Results from the one-time sign-up for production flexibility payments, and thus, eligibility to receive loan benefits, suggest that most eligible cropland was enrolled in the program. Of the eligible 1996 cropland base, 98.8 percent was enrolled.

Section 135 of the 1996 Act specifies that a producer may elect to receive a loan deficiency payment (LDP) on a quantity of an eligible commodity rather than placing the commodity under loan. Commodities eligible for a nonrecourse marketing assistance loan include PFC commodities (wheat, rice, upland cotton, corn, grain sorghum, barley, and oats) and oilseeds, including soybeans, crambe, sesame, and minor oilseeds (sunflower seed, canola, flaxseed, mustard seed, safflower, and rapeseed). Under the terms of section 135, as enacted, to receive an LDP on production of a PFC commodity, the farm on which the commodity was produced must have eligible cropland covered by a PFC.

Section 206 of the ARPA, however, expands the eligibility of producers of contract commodities to receive LDPs. Under the ARPA, any producer of a contract commodity, whether or not the commodity was produced on a farm with eligible cropland covered by a PFC, is eligible to receive LDPs on all production of contract commodities on the farm for the 2000 crop only.

It was assumed that all cropland suitable for production of contract commodities was included in the total base acres eligible for enrollment in a PFC. Thus, the potential cropland which could become eligible for LDPs under the provisions of the 2000 Act is represented by the crop base that was not enrolled in a PFC. Based on this assumption, an additional 2,603,649 acres of contract commodities grown during 2000/01 will be eligible for LDPs.

Because the 1996 Act provided nearly complete planting flexibility to producers, the mix of crops grown on the additional LDP eligible cropland is unlikely to match the base acreage in 1996. It is assumed that the mix of crops on the additional eligible acres is similar to the crop mix planted nationally. In addition, it is assumed that the average yield of each contract commodity grown on these acres is equal to the national average yield, and the LDP rate is equal to the national average LDP rate. Producers on farms which do not have a PFC are expected to request payments at about half the rate of producers on farms with a PFC. The additional amount of LDPs which will likely be paid under the extension of eligibility provided by the APRA is estimated at $43 million and these benefits will be received by an additional 100,000 producers.

Because the additional LDP eligibility was not extended until after the 2000 crop had been planted, no change in supply, demand, or prices are expected under this program. Thus, the only impact on crop producers is the additional LDP payments which will increase farm income by a corresponding amount. Food prices are expected to be unaffected by the extension of eligibility of LDPs because supply, demand, and crop prices are unaffected.

Honey Recourse Loan Program

The ARPA provides that recourse loans shall be provided for the 2000 crop of honey on fair and reasonable terms and conditions. It further provides that the loan rate shall be 85 percent of the average price of honey during the 5-crop year period preceding the 2000 crop year, excluding the crop years in which the average price was the highest and the lowest.

The 2000-Crop Honey Recourse Loan Program (2000 Honey Program) will be administered in the same manner as the 1999-Honey Recourse Loan Program (1999 Honey Program). The 1999 Honey Program requires that the repayment of a loan shall include repayment of principal and interest. The loans must be repaid and honey may not be delivered to the CCC in satisfaction of the loan obligation. Loans will mature no later than 9 months following the month in which the loan is disbursed. Thus, loan principal can be held for a maximum of 10 months. Uniform Storage Agreements for honey warehouses will not apply. Interest will be charged at the rate paid by CCC plus 1 percentage point. There will not be loan premiums and discounts. If a loan is not repaid, CCC will conduct a local sale of the honey used as loan collateral. If the sales proceeds do not equal or exceed the amount owed by the producer, a claim will be established.

Effective August 1995, China agreed to limit its exports to the United States and to establish a price floor on such exports. That agreement was credited by the domestic honey industry for resulting in the price increases, from an annual average price of 52.8 cents for 1994, to 68.5 cents for 1995, and 88.8 cents for 1996. However, prices then began falling, to 75.2 cents for 1997, 65.5 cents for 1998, and 59.9 cents for 1999. Honey prices reported in June 2000 by the *National Honey Market News* (published by the Agricultural Marketing Service) have been in the range of 40–60 cents per pound, down about 3 cents from a year ago. Producers see these lower prices resulting from abundant and cheap imports, now primarily from Argentina. Imports make up about 40 percent of the honey consumed in the United States.

The 2000-crop loan rate will be unchanged from last year at 59.0 cents per pound based on the 1995 through 1999 prices and the statutory formula. With the current relatively low price for honey, the 2000-crop loan rate is expected to exceed most current market prices. This exposes CCC to the possibility of losses if loans are defaulted on and the proceeds from sale

of the honey are not large enough to cover the loan amount and interest expense. Loan default expenses are budgeted for in the program, but none has occurred in the past.

Producers who use the 2000-crop loan program will benefit from the reduced borrowing costs compared with commercial loans. Estimates of this interest savings are based on an assumed commercial rate of prime plus 2 percentage points. Currently, a honey producer would be charged 7.25 percent by CCC compared to 11.24 percent by a commercial lender. This 4-percentage point difference on program loan principal of $12 million (same as loaned in 1999) is equivalent to loan interest savings to the sector of about $400,000, if all loans are held the full 10 months. Producers may also gain from circumstances where commercial credit may not be available to them.

Program advocates assert that the primary benefit of the program is to allow producers to delay marketings to take advantage of any subsequent market price increases. A market-price increase of about 3.2 cents per pound would be needed to recover the loan interest if the loan is held to maturity. Current market prices are relatively low due to continued imports of cheap honey from China and Argentina.

Domestic honey prices are closely related to prices of imports because of sizeable quantities imported. For the 1992–1995 period, honey imports represented about 42 percent of total domestic honey consumption. Without higher foreign honey prices, it would seem likely that domestic honey prices will remain low in spite of the 2000 Honey Loan Program. The amount of honey estimated to be put under loan is not sufficient to create upward price pressure. With prices expected to be unaffected by the loan program, domestic consumers will not be impacted.

2000 Flood Compensation Program

Legislation creating the 1998 Flood Compensation Program (1998 FCP) authorized the Secretary of Agriculture to provide financial assistance to eligible producers in North and South Dakota that incurred multi-year crop and grazing losses due to continuous flooding. Continuation of such flooding in these States has resulted in the need for further compensation to producers whose covered land has been unusable for agricultural production during the 2000 crop year. Section 257 of the Agricultural Risk Protection Act of 2000 (Pub. L. 106–224) authorizes the Secretary to provide assistance to these producers under the 2000 Flood Compensation Program (2000 FCP).

Reports from State Farm Service Agency offices project that about 500,000 acres in North Dakota and 729,987 acres in South Dakota will be flooded continuously during the 2000 crop year (*i.e.,* flooding will have occurred from October 1, 1999, through September 30, 2000). These reports also suggest that about 12,000 producers are likely to be eligible for assistance.

Under the 2000 FCP, payments will be provided to eligible producers in the approved counties based on the quantity of cropland and pasture that was incapable of agricultural production due to flooding during the 2000 crop year. Per-acre payment rates will equal the average cash rental rate established for the county by the National Agricultural Statistics Service for the 2000 crop year. One rate per county will be established for cropland and another rate for pasture. Any person with gross receipts in excess of $2.5 million for calendar year 1999 will not be eligible. The maximum payment amount for eligible persons is $40,000, however, the sum of all payments cannot exceed $24 million. Therefore, based on the projection of 12,000 eligible producers, the average payment per producer will be $2,000.

Peanut Marketing Assistance Program

The 2000 Peanut marketing Assistance Program will provide $61.6 million in financial assistance to an estimated 40,000 producers who have experienced increased costs of production and lower market prices over the last five years. While peanut yields on average have increased about 200 pounds per acre, this increase has not ameliorated the impact of the quota price support freeze and increased cost of production. Payments under the program will be based on produced and considered produced peanuts at the rates of $30.50 per ton for quota peanuts and $16.00 per ton for additional peanuts. Payments will assist peanut producers in meeting their financial obligations and are not likely to affect the market price for peanut products. No measurable impact is likely for consumers.

List of Subjects

Part 1411

Loan programs—agriculture, Oilseeds, Price support programs, Reporting and recordkeeping requirements.

Part 1421

Feed grains, Loan programs—agriculture, Oilseeds, Peanuts, Price support programs, Reporting and recordkeeping requirements, Rice, Wheat.

Part 1427

Cotton, Loan programs—agriculture, Price support programs, Reporting and recordkeeping requirements.

Part 1434

Honey, Loan programs—agriculture, Price support programs, Reporting and recordkeeping requirements.

Part 1439

Animal feeds, Disaster assistance, Grant programs—agriculture, Livestock, Reporting and recordkeeping requirements.

Part 1447

Disaster assistance, Peanuts, Price support programs, Reporting and recordkeeping requirements.

For the reasons set out in the preamble, Chapter XIV is amended as set forth below.

PART 1411—OILSEEDS PROGRAM

1. The authority citation for 7 CFR part 1411 is revised to read as follows:

Authority: Sec. 202, Pub. L. 106–224.

2. Revise § 1411.101 to read as follows:

§ 1411.101 Applicability.

This part implements the oilseed provisions enacted in section 202 of the Agricultural Risk Protection Act of 2000 (Public Law 106–224), which provides funds to allow for payments to producers who planted eligible oilseeds in 2000 and who meet other conditions of eligibility.

3. Amend § 1411.103 to revise the introductory paragraph and definitions of ''County average soybean yield'', ''Eligible oilseed'', ''Established producer'', ''National average oilseed yield'', and ''New producer'', to read as follows:

§ 1411.103 Definitions.

The definitions set forth in this section shall be applicable for all purposes of administering the 2000 Oilseeds Program, and shall be used for Oilseeds Program purposes only. Although the definitions contained in parts 718 and 1412 of this title also apply, to the extent that the definitions in this section differ from the definitions in parts 718 and 1412 of this title, the definitions in this section apply rather than the definitions in parts 718 and 1412 of this title.

* * * * *

County average soybean yield means an average yield approved by DAFP

using an Olympic average of the county's average soybean yield for each of the crop years 1995 through 1999 as determined by the State committee. To the extent such data is available, data from NASS shall be used.

* * * * *

Eligible oilseed means one of the following kinds of oilseeds: soybeans, safflower seed, canola, rapeseed, mustard seed, sunflower seed (oil and confectionary), flaxseed, crambe, and sesame.

Established producer means a producer who planted an oilseed for the 2000 crop year, and shared in the production of that specific oilseed in 1997, 1998, or 1999.

National average oilseed yield means the Olympic average yield for an eligible oilseed using the National average yields for the oilseed for the years 1995 through 1999. Such yields shall be considered valid only if approved by DAFP.

New producer means a producer who planted an eligible oilseed for crop year 2000, but did not plant or share in the production of that oilseed in 1997, 1998, or 1999. A producer may be a new producer of one eligible oilseed, while being an established producer for another oilseed.

* * * * *

4. Revise § 1411.201 to read as follows:

§ 1411.201 Eligible producers.

(a) Section 202 of Public Law 106–224 authorizes the Secretary to make payments to a producer who planted an eligible oilseed in 2000. Accordingly, producers of the 2000 crop of oilseeds identified in § 1411.103 are eligible to receive 2000 Oilseeds Program benefits, providing the producer meets the requirements of this part, and is in compliance with part 12 of this title regarding the conservation and protection of highly erodible lands and wetlands, and § 718.11 of this title regarding denials of program benefits for activities relating to the use of controlled substances.

(b) Eligibility determinations made under this part will be made for each producer separately for each specific eligible oilseed planted by that producer in 2000. A producer is not eligible for payment with respect to an oilseed that the producer did not plant in 2000 regardless of whether the producer did or did not plant that oilseed in 1997, 1998, or 1999.

5. Amend § 1411.204 by revising paragraphs (a) and (b) to read as follows:

§ 1411.204 Payment acreage.

(a) The oilseed payment acreage for an established producer shall, for a particular oilseed, be the higher of the three acreage amounts determined by calculating, for the 1997, 1998, and 1999 crops separately, the acreage determined to be equal to the producer's acreage for that oilseed at all locations for that crop year, adjusted to reflect interests that are only partial interests in such acreage.

(b) The payment acreage for a new producer of an eligible oilseed will be the producer's acreage for that oilseed for the 2000 crop at all locations, adjusted to reflect interests that are only partial interests in such acreage.

* * * * *

6. Amend § 1411.205 by revising paragraphs (b) and (c) to read as follows:

§ 1411.205 Payment yield.

(a) * * *

(b) A new producer's payment yield with respect to a particular eligible oilseed shall be the higher of the:

(1) Applicable average yield for that oilseed or

(2) Producer's actual yield for the 2000 crop year.

(c) For established producers, the producer's payment yield for a particular oilseed shall be the higher of:

(1) Applicable average yield; or

(2) The highest for the 1997, 1998, and 1999 crops of the producer's actual yield respectively for those crop years for all acres of the oilseed planted by the producer.

* * * * *

§ 1411.301 [Amended]

7. In § 1411.301, remove the dollar amount ''$475 million'' and add in its place the amount ''$500 million.''

§ 1411.303 [Amended]

8. Amend § 1411.303 as follows:

a. Remove the words ''Oilseed Program purposes'' and add in their place the words ''purposes of the Oilseed Program operated under this part pursuant to Public Law 106-224''; and

b. Remove the date ''February 18, 2000'' and add in its place the words ''the last day of the signup period announced in accordance with § 1411.301''.

§ 1411.402 [Amended]

9. Amend § 1411.402(c) as follows:

a. Add the word ''form'' preceding the term ''FSA–211'; and

b. Remove the date ''June 22, 2000'' and add in its place, the date November 16, 2000.

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

10. The authority citation for part 1421 is revised to read as follows:

Authority: 7 U.S.C. 7213–7235, 7237; 15 U.S.C. 714b, 714c; Sec. 813, Pub. L. 106–78, 113 Stat. 1182; Sec. 206, Pub. L. 106–224.

11. Amend § 1421.1 by adding paragraph (f) to read as follows:

§ 1421.1 Applicability.

* * * * *

(f) Not withstanding provisions of this subpart and subchapter:

(1) Eligible contract commodities produced during the 2000 crop year on a farm that is not covered under a production flexibility contract, as defined in part 1412 of this chapter, are eligible for a loan deficiency payment to eligible producers in accordance with § 1421.4.

(2) With respect only to contract commodities produced in the 2000 crop year on a farm not covered under a production flexibility contract, a producer may receive with respect to such commodities, a loan deficiency payment in connection with the administration of loans under this part even though the crop has already been marketed, so long as:

(i) Neither the producer nor anyone else has received a marketing loan gain or loan deficiency payment on the commodity;

(ii) The person seeking the payment is the actual producer of the commodity and had beneficial interest in the commodity at the time of the operative marketing;

(iii) The producer will receive the payment as a loan deficiency payment in which case the amount to be paid will be determined as of the date the producer marketed or lost beneficial interest in the commodity;

(iv) Unless otherwise allowed by the Deputy Administrator for Farm Programs, FSA, the commodities were harvested and marketed on or before December 4, 2000.

PART 1427—COTTON

12. The authority citation for 7 CFR part 1427 is revised to read as follows:

Authority: 7 U.S.C. 7231, 7235, 7237; 15 U.S.C. 714b, 714c; Pub. L. 106–78, 113 Stat. 1182; Sec. 206, Pub. L. 106–224.

13. Amend § 1427.1 by adding paragraph (e) to read as follows:

§ 1427.1 Applicability.

* * * * *

(e) Not withstanding provisions of this subpart and subchapter:

(1) Eligible cotton produced during the 2000 crop year on a farm that is not covered under a production flexibility contract, as defined in part 1412 of this chapter, are eligible for a loan deficiency payment to eligible producers in accordance with § 1427.4.

(2) With respect only to loan deficiency payments for eligible cotton produced in the 2000 crop year on a farm not covered by a production flexibility contract, a producer may receive with respect to such cotton, a loan deficiency payment in connection with the administration of loans under this part even though the cotton has already been marketed, so long as:

(i) Neither the producer nor anyone else has received a marketing loan gain or loan deficiency payment on the cotton;

(ii) The person seeking the payment is the actual producer of the cotton and had beneficial interest in the cotton at the time of the operative marketing;

(iii) The producer will receive the payment as a loan deficiency payment in which case the amount to be paid will be determined as of the date the producer marketed or lost beneficial interest in the cotton;

(iv) Unless otherwise allowed by the Deputy Administrator for Farm Programs, FSA, the cotton was harvested and marketed on or before December 4, 2000.

* * * * *

PART 1434—RECOURSE LOAN REGULATIONS FOR HONEY

14. The authority citation for 7 CFR part 1434 is revised to read as follows:

Authority: Sec. 1122, Pub. L. 105–277, 112 Stat. 2681; Sec. 3018, Pub. L. 106–31, 113 Stat. 57; Sec 801(f), Pub. L. 106–78, 113 Stat. 1175; Sec. 204(c), Pub. L. 106–224.

§ 1434.1 [Amended]

15. Amend the first sentence of § 1434.1 by removing the words ''1998-crop and 1999-crop'' and adding in their place the words ''2000-crop year''.

16. Amend § 1434.6 by revising paragraphs (a) and (d) to read as follows:

§ 1434.6 Application, availability, disbursement, and maturity.

(a) The deadline for requesting a loan offered under this part is March 31, 2001.

(b) * * *

(c) * * *

(d) Subject to paragraph (a) of this section, loans for the 2000-crop of honey will be available to producers on such date as may be announced by the Secretary.

PART 1439—EMERGENCY LIVESTOCK ASSISTANCE

17. The authority citation for 7 CFR part 1439 is revised to read as follows:

Authority: 15 U.S.C. 714b, 714c; Sec. 805, 825, Pub. L. 106–78, 113 Stat. 1135; Pub. L. 106–113; Sec. 257, Pub. L. 106–224.

18. Amend part 1439 by adding subpart F to read as follows:

Subpart F—2000 Flood Compensation Program

Sec.

1439.501 Applicability.
1439.502 Administration.
1439.503 Definitions.
1439.504 Application process.
1439.505 County committee determinations of general applicability.
1439.506 Eligible land and loss criteria.
1439.507 Producer eligibility.
1439.508 Calculation of assistance.
1439.509 Availability of funds.

Subpart F—2000 Flood Compensation Act

§ 1439.501 Applicability.

This subpart sets forth the terms and conditions applicable to the 2000 Flood Compensation Program (FCP). Benefits will be provided to eligible producers in the United States but only in counties approved under the 1998 FCP (provided for in regulations of this part contained in the 7 CFR, parts 1200 to 1599, edition revised as of January 1, 2000), where long-term flooding occurred, and that were subsequently approved by the Deputy Administrator for Farm Programs as eligible counties.

§ 1439.502 Administration.

This subpart shall be administered as set forth in § 1439.2, except as provided for in this subpart.

§ 1439.503 Definitions.

Except as otherwise indicated, terms in this part shall have the same meanings as those defined in 7 CFR 1439.3 and 718.2. To the extent that the definitions in this section differ from the definitions in 7 CFR 1439.3 and 718.2, the definitions in this section apply rather than the definitions in 7 CFR 1439.3 and 718.2

Application means the Form CCC–454, Flood Compensation Program Application. The CCC–454 is available at county FSA offices.

Covered land means:

(1) Land that:

(i) Was unusable for agricultural production during 2000 crop year as the result of flooding;

(ii) Was used for agricultural production during at least 1 of the 1992 through 1999 crop years;

(iii) Is a contiguous parcel of land of at least 1 acre;

(iv) Is located in a county in which producers were eligible for assistance under the 1998 Flood Compensation Program;

(v) Was not planted during FY 2000; and

(vi) Meets all other conditions of eligibility.

(2) The term ''covered land'' excludes any land with respect to which a producer is insured, enrolled, or assisted during the 2000 crop year under:

(i) A policy or plan of insurance authorized under the Federal Crop Insurance Act (7 U.S.C. 1501 *et seq.*);

(ii) The noninsured crop assistance program operated under section 196 of the Agricultural Market Transition Act (7 U.S.C. 7333);

(iii) Any crop disaster program established for the 2000 crop year;

(iv) The conservation reserve program established under subchapter B of chapter 1 of subtitle D of the Food Security Act of 1985 (16 U.S.C. 3831 *et seq.*);

(v) The wetlands reserve program established under subchapter C of chapter 1 of subtitle D of the Food Security Act of 1985 (16 U.S.C. 3837 *et seq.*);

(vi) Any emergency watershed protection program or Federal easement program that prohibits crop production or grazing; or

(vii) Any other Federal or State water storage program, as determined by the Secretary.

FCP means the Flood Compensation Program provided for in this part.

FY 2000 means the period from October 1, 1999 through September 30, 2000.

NASS means The National Agricultural Statistics Service.

§ 1439.504 Application process.

(a) Producers must submit a completed application prior to the close of business on December 15, 2000, or other such later date as established and announced by the Deputy Administrator. The application and any supporting documentation shall be submitted to the FSA county office with administrative authority over a producer's eligible flooded land or to the FSA county office that maintains the farm records for the producer.

(b) Producers shall certify as to the accuracy of all the information contained in the application, and provide any other information to CCC that the FSA county office or FSA Committee deems necessary to determine the producer's eligibility.

§ 1439.505 County committee determinations of general applicability.

(a) FSA county committees shall determine whether that county was determined eligible under the 1998 FCP, and whether the land has been unusable from October 1, 1999 through September 30, 2000 due to continuing flooding. In making this determination, the FSA county committee shall use what it considers to be the best information available including but not limited to: Cooperative State Research, Education, and Extension Service; Natural Resources Conservation Service; aerial photography; rainfall data; and general knowledge of losses due to flooding.

(b) With respect to each eligible county, the FSA county committee for that county shall establish a separate payment rate for crop-land and pasture-land. These rates shall be reviewed by the FSA state committee and shall be equal to the average rental rate for the years 1996 through 2000 for all such land of each type in the county. Where these rates cannot be set in the manner provided for in paragraph (c) of this section, the FSA state committee may take into account rates established for the Conservation Reserve Program operated under 7 CFR part 1410 and ensure, subject to paragraph (c) of this section, that the rates are comparable. The Deputy Administrator shall review and may adjust the rates for reasonableness and consistency.

(c) Except as provided by the Deputy Administrator, rental rates shall be equal to the applicable county average for the kind of land involved using established NASS data in all locations where NASS has established rental rates on a county-by-county basis for 2000.

§ 1439.506 Eligible land and loss criteria.

(a) The flooded land for which a producer requests benefits must be within the physical boundary of an eligible county. Producers in unapproved counties contiguous to an eligible county will not receive benefits under this subpart.

(b) To be eligible for benefits under this subpart, a producer in an eligible county must have land in a county which is eligible for payment. Such land, to be eligible for payment must meet all of the following criteria:

(1) The land is cropland or pasture land used for the production of feed for livestock (haying, grazing, or feed grain production) or other agricultural use in one or more years during the period beginning October 1, 1991, through September 30, 1999;

(2) The land is inaccessible or unable to be used for crop production, grazing, or haying because of flooding or excess moisture during all of the period beginning October 1, 1999, through September 30, 2000 unless some other period is established as the 2000-crop year for the commodity by the Deputy Administrator;

(3) The land was not used for planting during October 1, 1999, through September 30, 2000;

(4) The land has been owned, leased or under a binding cash lease by the producer continuously since October 1, 1999;

(5) The land is a contiguous parcel of land with an area equal to one acre or more;

(6) The land was not, except as determined by the Deputy Administrator, the subject of, nor will be the subject of, any other federal payment for activities or lack of activity during the period October 1, 1999, through September 30, 2000, whether or not disaster-related, with the exception of the production flexibility contract (PFC) program payments received under 7 CFR part 1412. This prohibition includes but is not limited to other payments under this part, or payments under the Conservation Reserve Program (7 CFR part 1410), the Wetlands Reserve Program (7 CFR part 1467), any Emergency Watershed Protection Program, or Federal Easement Program.

(c) On Form CCC–454 producers shall be required to certify by tract on each farm the number of flooded cropland and non-cropland acres for the farm in 2000 and the number of flooded cropland and non-cropland acres in 1992. To establish the acreage eligible for payment, flooded land certified for 1992 for each type shall be subtracted from the flooded land certified for 2000 for the applicable type. The difference will be the acreages of cropland and non-cropland subject to flooding and eligible for FCP payment, except that the difference may be adjusted as needed to ensure, to the extent practicable, an accurate estimate of the net increased flooding on the farm after October 1, 1993.

(d) All determinations as to the amount of land eligible for enrollment and compensation under this subpart are subject to approval by the county committee.

(e) The FSA county committee may use any available documentation to make the determinations under paragraphs (b) and (c) of this section, including but not limited to: maps, acreage reports, slides, precipitation data, water table levels and disaster reports.

§ 1439.507 Producer eligibility.

(a) Payments under this subpart shall be subject to the provisions of § 1439.1 through § 1439.12, except as otherwise provided in this subpart.

(b) No person (as defined and determined under 7 CFR part 1400) may receive more than $40,000 under this subpart.

(c) No person (as defined and determined under 7 CFR part 1400) will be eligible for payment under this subpart if that person's annual gross receipts for calendar year 1999 were in excess of $2.5 million. That determination shall be made in the manner provided for in § 1439.11.

(d) The following entities are not eligible for benefits under this subpart:

(1) State or local governments or subdivisions thereof; or

(2) Any individual or entity who is a foreign person as determined in accordance with the provisions of 7 CFR 1400.501 and 1400.502.

§ 1439.508 Calculation of assistance.

(a) The unadjusted value of FCP assistance determined with respect to the flooded land in an eligible county for each producer shall not exceed the amount obtained by adding the amounts in paragraphs (b) and (c) of this section.

(b) For each eligible producer with respect to the applicable qualifying cropland which is determined, consistent with this subpart, to be eligible land for the payment purposes, the established local payment rate for cropland will be multiplied by the number of acres determined to be qualifying acres, as determined by the County Committee in accordance with instructions of the Deputy Administrator.

(c) For each eligible producer with respect to the applicable qualifying non-cropland acres consistent with this subpart, as determined by the county committee in accordance with instructions of the Deputy Administrator, the acres will be multiplied by the established payment rate for non-cropland acres.

(d) Payments will be adjusted as determined necessary to comply with other provisions of this subpart such as those set in § 1439.509.

§ 1439.509 Availability of funds.

In the event that the total amount of claims submitted under this subpart exceeds the $24 million authorized for FCP by Public Law 106–224, each payment to a producer shall be reduced by a uniform national percentage. Such payment reductions shall be after the imposition of applicable payment limitation provisions.

PART 1447—1999 PEANUT MARKETING ASSISTANCE PROGRAM

19. Revise the heading for part 1447 to read as follows:

PART 1447—2000 PEANUT MARKETING ASSISTANCE PROGRAM

20. The authority citation for 7 CFR part 1447 is revised to read as follows:

Authority: Pub. L. 106–78, 113 Stat 1135; Sec. 204(a), Pub. L. 106–224; 15 U.S.C. 714b, 714c.

21. Revise § 1447.101 to read as follows:

§ 1447.101 Applicability.

This part sets out provisions related to the 2000 crop of peanuts as authorized and in accordance with the applicable provisions of Public Law 106–224, the Agricultural Risk Protection Act of 2000 (the 2000 Act). Under section 204(a) of the 2000 Act, the Secretary of Agriculture is required to make certain payments available to eligible producers of 2000-crop quota and additional peanuts.

22. Amend § 1447.105 by revising paragraph (a) to read as follows:

§ 1447.105 Time for filing application.

(a) Applications for benefits under this part must be filed on or after October 2, 2000, but not later than the close of business on February 1, 2001, in the county FSA office serving the county where the producer's farm is located for administrative purposes.

* * * * *

23. Revise § 1447.106 to read as follows:

§ 1447.106 Payment rate.

(a) *Payment rate for quota peanut production.* The payment rate for quota peanuts under this part is $30.50 per ton.

(b) *Payment rate for additional peanut production.* The payment rate for additional peanuts under this part is $16.00 per ton.

24. Amend § 1447.107 by revising paragraphs (a)(3)(ii) and (a)(3)(iii) to read as follows:

§ 1447.107 Calculation of Payment.

(a) * * *

(3) * * *

(ii) The actual yield for any of the 1997, 1998 or 1999 crop years,

(iii) The actual yield for the 2000 crop year.

* * * * *

Signed in Washington, DC, on October 25, 2000.

Keith Kelly,

Executive Vice President, Commodity Credit Corporation.

[FR Doc. 00–27793 Filed 10–27–00; 10:26 am]

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DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

Farm Service Agency

7 CFR Parts 718, 1427, 1464, and 1469

RIN 0560–AG19

Farm Reconstitutions and Market Assistance for Cottonseed, Tobacco, and Wool and Mohair

AGENCIES: Commodity Credit Corporation, Farm Service Agency, USDA.

ACTION: Final rule.

SUMMARY: This rule implements provisions of the Agricultural Risk Protection Act of 2000 (ARPA) related to the market assistance programs for cottonseed, tobacco, and wool and mohair. Other provisions of the Act will be implemented under separate rules.

EFFECTIVE DATE: October 27, 2000.

FOR FURTHER INFORMATION CONTACT: Tom Witzig, Chief, Regulatory Review and Foreign Investment Disclosure Branch, USDA/FSA/ORAS/RRFIDB/STOP 0540, 1400 Independence Avenue, SW, Washington, DC, 20250–0540, telephone (202)205–5851, or by e-mail to: tom_witzig@wdc.fsa.usda.gov.

SUPPLEMENTARY INFORMATION:

Notice and Comment

Section 263 of the ARPA requires that these regulations be promulgated without regard to the notice and comment provisions of 5 U.S.C. 553 or the Statement of Policy of the Secretary of Agriculture effective July 24, 1971, (36 FR 13804) relating to notices of proposed rulemaking and public participation in rulemaking. These regulations are thus issued as final.

Executive Order 12866

This final rule has been determined to be economically significant under Executive Order 12866 and has been reviewed by the Office of Management and Budget (OMB). A cost-benefit assessment was completed and is summarized after the background section explaining the actions this rule will take.

Regulatory Flexibility Act

It has been determined that the Regulatory Flexibility Act is not applicable to this rule because USDA is not required by 5 U.S.C. 553 or any other provision of law to publish a notice of proposed rulemaking with respect to the subject matter of this rule.

Environmental Evaluation

It has been determined by an environmental evaluation that this action will have no significant impact on the quality of the human environment. Therefore, neither an environmental assessment nor an Environmental Impact Statement is needed.

Executive Order 12372

The programs administered under the regulations contained in this rule are not subject to the provisions of Executive Order 12372, which require intergovernmental consultation with State and local officials. See the notice related to 7 CFR part 3015, subpart V, published at 48 FR 29115 (June 24, 1983).

Unfunded Mandates

The provisions of Title II of the Unfunded Mandates Reform Act of 1995 are not applicable to this rule because the USDA is not required by 5 U.S.C. 553 or any other provision of law to publish a notice of proposed rulemaking with respect to the subject matter of this rule.

Small Business Regulatory Enforcement Act of 1996

Section 263 of the ARPA requires that the regulations necessary to implement the Act be issued as soon as practicable after the date of enactment and without regard to the notice and comment provision of 5 U.S.C. 553 or the Statement of Policy of the Secretary of Agriculture effective July 24, 1971, (36 FR 13804) relating to the notice of proposed rulemaking and public participation in rulemaking. It also requires the Secretary to use the provisions of 5 U.S.C. 808 (the Small Business Regulatory Enforcement Act (SBREFA)), which provide that a rule may take effect at such time as the agency may determine if the agency finds for good cause that public notice is impracticable, unnecessary, or contrary to the public purpose, and thus does not have to meet the requirements of § 801 of SBREFA requiring a 60-day delay for Congressional review of a major regulation before the regulation can go into effect. This final rule is considered major for the purposes of SBREFA. However, these regulations

affect a large number of agricultural producers who have been significantly impacted by natural disasters and poor market conditions. Accordingly, and because Section 263 explicitly sets out Congress' intent that the waiting period of SBREFA should not apply, it has been determined that it would be contrary to the public interest and the relevant public laws to delay implementation of this rule. This rule is therefore made effective immediately.

Executive Order 13132

It has been determined that this rule does not have sufficient Federalism implications to warrant the preparation of a Federalism Assessment. The provisions contained in this rule will not have a substantial direct effect on States or their political subdivisions, or on the distribution of power and responsibilities among the various levels of Government.

Paperwork Reduction Act

Section 263 of the ARPA requires that these regulations be promulgated and the programs administered without regard to the Paperwork Reduction Act. This means that the information to be collected from the public to implement these programs and the burden, in time and money, the collection of the information would have on the public does not have to be approved by the Office of Management and Budget or be subject to the normal requirement for a 60-day public comment period.

Background

This rule will implement the requirements of the Agricultural Risk Protection Act of 2000 (Pub. L. 106–224) related to the market assistance programs for tobacco, wool and mohair, and cottonseed.

1. 7 CFR Part 718—Farm Reconstitutions For Burley Tobacco

Section 204 of the ARPA changes the rules for reconstitution of farms with burley tobacco quotas to allow, on the division of such a farm by sale, the quota to be divided in such manner as the buyer and seller agree. Previously, the buyer and seller were not allowed that option. Rules contained in 7 CFR Part 718 have been modified accordingly.

2. 7 CFR Part 1427—Cottonseed Payment Program

Section 204(e) of the ARPA directs the Secretary of Agriculture to use $100 million of funds of the Commodity Credit Corporation (CCC) to provide assistance to producers and first handlers of the 2000 crop of cottonseed. A similar program for the 1999 crop of cottonseed, authorized under section 104(a) of Pub. L. 106–113, was codified in subpart F of 7 CFR 1427 by publication of a final rule on June 8, 2000 (65 FR 36550). Under the 1999-crop program, payments were provided to gins who, almost universally, obtain the cottonseed from producers as partial or full payment for their ginning services. Program payments compensated gins for seed prices that were so low that their ginning costs were not fully covered by the seed market value. As that program seems to have been successful in accomplishing its intended goals and there is no indication that Congress was dissatisfied with the prior program, it has been decided to operate the new program in the same manner as the old.

The major provisions of this program are as follows. The CCC will announce a period during which U.S. cotton gins may apply for cottonseed payments. To participate, cotton gins must complete an application form including: (1) Applicant name, address, and a contact person and telephone number; (2) bank account identifying information for payees electing to have payments made by direct account deposit; (3) the gin's 5-digit identifying code; (4) the number of bales of cotton ginned from the 2000 cotton crop; and, (5) the weight (in pounds) of cotton lint of the reported bales for which payment is requested. CCC must receive the application within the announced application period.

At the close of the application period, based on the number of bales and the weight of cotton lint for which payment is requested, CCC will estimate the national total quantity of cottonseed for payment. The payment rate per ton of cottonseed, and payments to applicants, will then be determined. The resulting payments to cotton gins will not be subject to any payment limitation.

Because outlays for this program are a fixed amount, the national average payment rate and individual payments can be calculated and provided only after the total eligible quantity of cottonseed can be determined from approved applications.

3. 7 CFR 1464—Tobacco Loss Assistance Program 2000 (TLAP00)

Section 204(b) of the ARPA directs the Secretary to use $340 million of CCC funds to make payments to eligible persons who own or operate, or produce tobacco on, a farm for which the quantity of quota of eligible tobacco allotted to the farm under Part I of subtitle B of Title III of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1311 et seq.) was reduced from the 1999 crop year to the 2000 crop year and that is used for the production of eligible tobacco during the 2000 crop year. Funds will be paid directly to quota holders, tobacco controllers, growers, producers and tenants whose quota was reduced from the 1999 crop year to the 2000 crop year.

The statute allocates funds in a specific amount to16 States. CCC shall directly divide the amount allocated to a State among farms in the State based on the quota of eligible tobacco available to each farm of an eligible person for the 2000 crop year. These allocated funds will be paid to the eligible persons who are eligible quota owners, quota lessees, controllers, tenants and tobacco producers on farms in the State. In the case of a State that is a party to the National Tobacco Grower Settlement Trust, the funds, to the extent practicable, will be distributed under this part (that is, under TLAP00) to eligible persons in the State in accordance with formulas established pursuant to the Trust with such adjustments as the Secretary has determined are necessary in order to meet the October 1 to October 20, 2000, statutory window for disbursing payments to eligible persons. In the case of a State that is not a party to the National Tobacco Grower Settlement Trust, the funds will be distributed pursuant to a formula established by the Secretary.

The rule specifies that quotas or allotments which are suspended from production because of a Conservation Reserve Program (CRP) contract with the CCC will not be treated as ''considered produced'' for the purposes of this program and will not generate payments under this subpart. This is because the program is designed to cover market losses for a particular period whereas the suspended quotas and allotments, because of the suspension, were not expected by the producer to generate income during that period and, consequently, in fact produced the same income as if there had been no reduction in the overall national marketing quota for the kind of tobacco involved. Rather, the income received was the income under the CRP contract which was not diminished by the reduction in the tobacco marketing quota. Also, the rule specifies that for purposes of this program, an eligible person's status, as owner or controller or producer of the tobacco, will be determined as of July 3, 2000, unless the Deputy Administrator shall determine otherwise. The choice of the date is consistent with the State programs that this program is intended to mimic and also consistent with the provisions of

the normal Federal program for tobacco in which July 1 is normally the last date for making permanent transfers of quota. At this point, in addition, persons with an interest in tobacco quotas have a history of payments under the first TLAP program and under the ''Phase II'' program operated by the States.

Due to the October 20, 2000, payment deadline imposed by the statue, the use of all individual State trust payment formulas would generate a high level of risk in the overall program delivery being delayed, with a subsequent delay in the FSA ability to issue payments for the program. After careful consideration of the various State formulas two formulas were selected and the States will be grouped accordingly to the formula that most closely matched the State's formula.

Accordingly, the funds for all flue-cured (types 11, 12, 13 and 14) and cigar-binder (types 54 and 55) tobaccos will be paid, 50 percent to the quota owner and 50 percent to the producer. The allocated funds for all burley (type 31) and dark fire-cured (type 21) tobaccos will be paid one-third to quota owners; one-third to the farm controller; and one-third to the grower(s)/tenant(s). These payment scenarios most nearly reflect the Phase II payment formulas for these kinds of tobacco in the principal growing areas. The rules provide a special provision for Georgia in that payment in that State will be made only if a specified amount is also contributed by the State to the same persons who are otherwise eligible for Federal payments under this new program. This special provision is required by the authorizing legislation.

4. 7 CFR 1469—Wool and Mohair Market Loss Assistance Program

Section 204(d) of the ARPA provides that the Secretary shall use funds of the Commodity Credit Corporation to make payments to producers of wool and mohair for the 1999 marketing year. Producers of wool and mohair are experiencing the lowest prices in history. The ARPA requires the Secretary of Agriculture to make direct payments to wool and mohair producers at payment rates of 20 cents per pound for wool and 40 cents per pound for mohair. Producers wanting to participate in the new program must file an application for payment by December 29, 2000, or such other date as may be set by the Deputy Administrator for Farm Programs, FSA. Applications will be spot-checked and validated by FSA. Payment will be made only for wool and mohair shorn in the United States in 1999 from live domestic animals owned by the producer for 30 days or more. These restrictions are intended to insure that coverage is limited to actual wool producers, as opposed to meat producers, for wool actually produced as wool, not a by-product, during the relevant time period allowed for by the statute. Other restrictions will also apply.

Cost-Benefit Assessment

Summary

Outlays under the programs implemented by this rule will total approximately $450 million. The table summarizes the outlays and a summary of the Cost/Benefit Assessment for each program follows.

SUMMARY OF OUTLAYS

Program	Outlays
Cottonseed Payment Program	$100.0
Tobacco Loss Assistance Program	340.0
Wool and Mohair Payment Program	10.0
Total	450.0

Cottonseed Payment Program

The cottonseed support payment program is designed to provide payments to cotton ginners in response to an expected continuation of low cottonseed prices in the 2000 crop year. The statute authorizes the expenditure of $100 million in Commodity Credit Corporation funds for payments to first handlers or producers of 2000-crop cottonseed. Normally, the value of the seed covers the cost to cotton producers of ginning their cotton. In 1999, however, the value of the seed was insufficient to pay the full cost of ginning in many locations in the Cotton Belt, and growers were asked to pay additional fees. During the 2000 crop year, prices for cottonseed are projected to be even lower than they were in the 1999 season, but ginning costs are likely to be the same or higher. Thus, losses again are expected in the ginning process.

Last season, the average price of cottonseed, $90 per ton, was about $39 per ton (30 percent) below the average level received in 1998, or about $27 per ton (23 percent) less than the average of 1994 through 1998. Though it is very early in the 2000 ginning season, USDA expects that cottonseed prices will drop further in 2000 and average about $84 per ton.

Cottonseed prices in 1999 would equate to about $34 worth of seed per bale of cotton lint produced, on a national average. The national average ginning cost for 1999 is estimated at $46 per bale. Thus, the national average value of cottonseed likely fell about $12 short of the cost of ginning a bale of cotton. That is the equivalent of about 2.5 cents per pound of lint.

For the 2000 crop year, the expected value of cottonseed is only about $32 per bale of lint, while ginning costs are again expected to average about $46 per bale. The average loss over the entire 19-million-bale crop now expected to be harvested would be about $14 per bale, or almost 2.9 cents per pound.

For ginning services in 1999, some farmers were initially asked to pay the ginner an additional 2 or 3 cents per pound of cotton lint beyond the value of the seed. Later in the season, as the 1999 cottonseed program began to be publicized, some ginners merely held these ginning bills, knowing they would receive the program payment. In 2000, it is likely that ginners will hold bills against the payment they are expecting from this year's program.

Cottonseed prices are influenced heavily by soybean prices. Prices for soybeans in 1999 fell from the depressed level of $4.93 they averaged in 1998 to $4.65 per bushel. A further stock build-up is projected for the 2000 crop year, and prices are projected at $4.35 per bushel, even lower than they were in 1999. The prices for other oilseeds, including canola, sunflower seed, and cottonseed are all projected to be down substantially from last year's level.

The most viable option to assist cotton producers is a direct payment program in which payments are made to ginners. There are between 1000 and 1100 gins in the United States. About 25 percent are co-operatives. Another 50 percent are owned as corporations by farmers who gin their own and their neighbors' cotton. About 25 percent are independent gins.

Thus, farmers have a direct interest in about 75 percent of the gins and can be expected to receive nearly the full benefit of any payments made to the gins. In the other 25 percent of gins where farmers do not directly operate or share in the ownership, farmers still may be expected to receive a substantial portion of the program benefits because: (1) The gins may have held the ginning bills pending the implementation of this program; (2) gins may rebate farmers any ginning bill already paid by farmers; or (3) competition among gins may dictate that any payments beyond those needed to cover the shortfall in seed prices will be rebated to the gins' customers.

In 1999, total cottonseed production was estimated at 6,422,400 tons. Total losses associated with ginning in 1999

are estimated at $190 million. Total funding available for the 1999 program was $79 million, and payments were $12.23 per ton of seed produced, or about $4.77 per bale of lint pressed. Payments were made to 1015 gins and covered about 41 percent of the losses.

For 2000, given the current projection of cotton lint production of 19,159,000 bales, cottonseed production should total about 7.38 million tons. At $84 per ton, the seed would be valued at $622 million. Ginning costs are expected to average a little over $46 per bale, so the cost of ginning the 2000 crop should be about $885 million. The projected loss on ginning costs would be $263 million, or about $13.75 per bale of lint pressed. The payments will cover about 38 percent of the loss.

Tobacco Loss Assistance Program

On September 20, 1998, the major cigarette manufacturers agreed to pay $246 billion to the various states to settle their medicare lawsuits. To defray these costs, the manufacturers raised cigarette prices substantially. The increased cost of cigarettes, along with adverse publicity surrounding smoking has curtailed cigarette use—and therefore leaf use—substantially.

As a result, marketing quota for flue-cured and burley tobaccos continue to decline. The 2000 crop quotas were reduced 18.4 percent and 45.3 percent respectfully. In addition, producers of Virginia fire-cured (type 21) tobacco and cigar filler and binder (types 42–44; 53–55) tobacco suffered declines of 15 percent and 17½ percent respectively, in 2000 allotments, for reason's unrelated to the settlement.

Most tobacco operations are small family-owned farms. There are few, if any, alternatives for tobacco. With no crop alternatives and little diversification in tobacco growing regions, economic hardship is particularly harsh during downturns in tobacco production. Thus, the tobacco loss assistance provisions of the ARPA appropriated $340 million to lessen economic hardships in specific tobacco communities.

The $340 million will assist quota holders and growers to defray income lost in crop year 2000 due to quota reductions. The program will pay producers roughly $1 for each pound of quota lost in crop year 2000. This amount of payment will more than cover producers' and quota holders' lost profit for crop year 2000.

Wool and Mohair Payment Program

Both wool and mohair production in the United States have been on the decline in recent years. The number of head of sheep estimated to have been shorn for wool production has declined every marketing year since 1981. The number of goats clipped for mohair production has declined annually for about the last 10 years. Wool production has been cut in half since 1988 and is estimated for 1999 at 46.5 million pounds. Mohair production in 1999 is estimated at only 3.2 million pounds, only one-fifth of the production in 1991.

Wool prices in 1995 averaged over $1 per pound, but by the end of the 1999 marketing year they were averaging about 60 cents. Average prices for mohair were about $2.50 per pound for 2 years and then increased to $3.50 per pound in 1999. Because of reduced production, as well as low prices, the value of wool produced in 1999 is estimated at about $17.9 million, a decline of 85 percent from the value 10 years ago and down 40 percent from the value in 1998. The value of mohair produced in 1999 is estimated at $10 million, about half of the value 10 years ago and down 20 percent from the already depressed value in 1998.

Wool consumption by domestic textile mills also has declined steadily in recent years and is projected for 1999 at only 85 million pounds, the lowest in at least 25 years and down 30 million pounds from 1998's level.

A recourse loan program was implemented for mohair in the 1998 and 1999 marketing years, but only about 40 percent of the 5.5 million pounds of hair placed under loan in 1998 and about 10 percent of the 1.2 million pounds placed under loan in 1999 has been redeemed.

Given these discouraging production, price, and consumption figures, Congress has provided direct Market Loss Assistance (MLA) payments for producers of mohair and wool in 1999.

Two options were considered for determining the quantity of a producer's wool or mohair eligible for payment. The first option limited the eligible quantity to marketings of wool or mohair during marketing year 1999. The second option allowed producers to certify the quantity they produced during marketing year 1999 and subject them to spot checks by CCC.

The second option was selected for two reasons. First, the program administration would be much simpler if paper documentation of marketings were not required. Spot checks can be accomplished by local FSA personnel. Penalties for inaccurate certifications by producers can be easily assessed and will inhibit false reports.

Second, many producers have not yet marketed their wool or mohair because of the very low prices this program was designed to address. To deny those producers payments on the grounds they had no 1999 marketings would be contrary to the objective of the program.

Payments of 20 cents per pound on 1999 wool production would amount to about $9 million, more than doubling proceeds from wool production. However, payments will not actually be made to producers until almost the end of the 2000 marketing year, so it is difficult to envision significant near-term impacts on the U.S. wool situation. Some additional production may be stimulated in early 2001 for producers who otherwise lack financing. However, continued heavy textile imports likely will mean stagnant mill demand for wool. MLA payments may contribute to continued depressed prices in the future to the extent that they stimulate additional production.

Mohair producers are to receive 40 cents per pound. MLA payments will amount to about $1 million, or 10 percent of sales receipts in 1999. The income impact of this program on mohair producers is not as significant as it is on wool producers, and its impact on the supply/use situation for mohair should be even less than its impact on the wool situation.

List of Subjects

Part 718

Acreage allotments, Loan program—agriculture, Marketing quotas, Price support programs, Reporting and recordkeeping requirements.

Part 1427

Cotton, Cottonseed, Loan programs—agriculture, Price support programs, Reporting and recordkeeping requirements.

Part 1464

Imports, Loan programs—agriculture, Price support programs, Reporting and recordkeeping requirements, Tobacco.

Part 1469

Loan programs—agriculture, Mohair, Price support programs, Reporting and recordkeeping requirements.

For the reasons set out in the preamble, 7 CFR Chapters VII and XIV are amended as set forth below.

PART 718—PROVISIONS APPLICABLE TO MULTIPLE PROGRAMS

1. The authority citation for 7 CFR part 718 continues to read as follows:

Authority: 7 U.S.C. 1373, 1374, 7201, et seq.; 15 U.S.C. 714b and 714c; and 21 U.S.C. 889.

2. Amend § 718.205 by removing paragraphs (c)(5)(i) and (c)(5)(ii) and

revising paragraph (c)(5) to read as follows:

§ 718.205 Rules for determining farms, allotments, quotas, and acreages when reconstitution is made by division.

* * * * *

(c) * * *

(5) The designation by landowner method is not applicable to crop allotments or quotas which are restricted to transfer within the county by lease, sale, or by owner, when the land on which the farm is located is in two or more counties.

* * * * *

PART 1427—COTTON

3. The authority citation for 7 CFR part 1427 is revised to read as follows:

Authority: 7 U.S.C. 7231–7235–7237; 15 U.S.C. 714b and 714c; Sec. 813, Pub. L. 106–78; Sec.204(e), Pub. L. 106–224.

4. Revise subpart F of part 1427 to read as follows:

Subpart F—Cottonseed Payment Program

Sec.

1427.1100 Applicability.
1427.1101 Administration.
1427.1102 Definitions.
1427.1103 Eligible cottonseed.
1427.1104 Eligible first handlers.
1427.1105 Payment application.
1427.1106 Total available program funds.
1427.1107 Applicant payment quantity.
1427.1108 Total payment quantity.
1427.1109 Payment rate
1427.1110 Payment calculation and form.
1427.1111 Liability of first handler.

§ 1427.1100 Applicability.

(a) The regulations in this subpart are applicable to the 2000 crop of cottonseed. These regulations set forth the terms and conditions under which the Commodity Credit Corporation (CCC) shall provide payments to first handlers of cottonseed who have applied to participate in the Cottonseed Payment Program in accordance with Section 204(e) of Public Law 106–224. Additional terms and conditions may be set forth in the payment application that must be executed by participants to receive cottonseed payments.

(b) Payments shall be available only for cottonseed produced and ginned in the United States.

§ 1427.1101 Administration.

(a) The Cottonseed Payment Program shall be administered under the general supervision of the Executive Vice President, CCC (Administrator, FSA), or a designee, and shall be carried out by FSA's Price Support Division (PSD) and Kansas City Management Office (KCMO).

(b) The PSD and KCMO and representatives and employees thereof, do not have the authority to modify or waive any of the provisions of the regulations of this subpart.

(c) No provision or delegation of this subpart to PSD or KCMO shall preclude the Executive Vice President, CCC, or a designee, from determining any question arising under the program or from reversing or modifying any determination made by PSD or KCMO .

(d) The Executive Vice President, CCC, or a designee, may waive or modify deadlines and other program requirements in cases where lateness or failure to meet such other requirements do not affect adversely the operation of the cottonseed payment program.

(e) A representative of CCC may execute cottonseed payment program applications and related documents only under the terms and conditions determined and announced by CCC.

(f) Payment applications and related documents not executed in accordance with the terms and conditions determined and announced by CCC, including any purported execution outside of the dates authorized by CCC, shall be null and void unless the Executive Vice President, CCC, shall otherwise allow.

§ 1427.1102 Definitions.

The definitions set forth in this section shall be applicable for purposes of administering the 2000 Cottonseed Payment Program. The terms defined in §§ 1427.3, 1427.52, and 1427.102 shall also be applicable to this subpart.

Application period means a period, to be announced by CCC, during which applications for payments under the Cottonseed Payment Program must be received to be considered for payment.

Cottonseed means the seed from any variety of upland cotton and extra long staple (ELS) cotton produced and ginned in the United States.

Gin means a person (i.e., an individual, partnership, association, corporation, cooperative marketing association, estate, trust, State or political subdivision or agency thereof, or other legal entity) that removes cotton seed from cotton lint.

Lint means cotton lint as contained in bales of cotton ordinarily marketed as cotton and excludes any linters, raw motes, re-ginned motes, cleaned motes, and any other gin waste or by product not traditionally defined as cotton lint.

Number of bales means the number of running bales of cotton based on individual bale weights unadjusted to a uniform bale weight.

Olympic average means the average for the stated period after excluding the highest and lowest values.

Running bale means a bale of cotton lint that has a minimum weight of 425 pounds.

Ton means a unit of weight equal to 2000 pounds avoirdupois (907.18 kilograms).

§ 1427.1103 Eligible cottonseed.

To be eligible for payments under this subpart, cottonseed must:

(a) Have been grown in the United States during the 2000-crop production period.

(b) Have been ginned by the applicant from 2000-crop cotton.

(c) Not have been destroyed or damaged by fire, flood, or other events such that its loss or damage was compensated by other local, State, or Federal Government or private or public insurance or disaster relief payments.

§ 1427.1104 Eligible first handlers.

(a) For the purpose of this subpart, an eligible first handler of cottonseed shall be a gin that ginned 2000-crop cotton.

(b) Applicants must comply with the terms and conditions set forth in this subpart and instructions issued by CCC, and sign and submit an accurate, legible and complete Cottonseed Payment Program Application/Certification.

(c) Applicants, in signing the Cottonseed Payment Program Application/Certification, must agree to share any payment received with the producer of the cotton that was the basis of the payment to the extent that the revenue from cottonseed sale is shared with the producer.

§ 1427.1105 Payment application.

(a) Payments in accordance with this subpart shall be made available to eligible first handlers of cottonseed based on information provided on a Cottonseed Payment Program Application/Certification.

(b) Payment applications must be received within the program application period announced by CCC. Applications received after such application period may not be accepted for payment.

(c) Cottonseed Payment Program Applications/Certifications may be obtained from the CCC as announced by press release. In order to participate in the program authorized by this subpart, first handlers of cottonseed must execute the Cottonseed Payment Program Application/Certification and forward the completed original to CCC as announced and directed on the application.

§ 1427.1106 Total available program funds.

The total available program funds shall be $100 million as provided by Section 204(e) of Public Law 106–224.

§ 1427.1107 Applicant payment quantity.

(a) The applicant's payment quantity of cottonseed will be determined by CCC based on the number of eligible ginned cotton bales and cotton lint weight submitted on the Cottonseed Payment Application/Certification and/or obtained by CCC, with the agreement of the applicant, from the Agricultural Marketing Service.

(b) The applicant's payment quantity of cottonseed shall be calculated by multiplying:

(1) The applicant's weight of lint for which payment is requested, as approved by CCC, by

(2) The 1995–99 Olympic average of estimated pounds of cottonseed per pound of ginned cotton lint for all domestic ginners.

§ 1427.1108 Total payment quantity.

(a) The total quantity of 2000-crop cottonseed produced in the United States is eligible for payment under this subpart. The total payment quantity of cottonseed will be the total of eligible cottonseed for which applications for payment are received within the application period announced by CCC.

(b) The total payment quantity of cottonseed (ton-basis) shall be calculated by multiplying:

(1) The weight of cotton lint (ton-basis) for which payment is requested by all applicants, as approved by CCC, by

(2) The 1995–99 Olympic average of estimated pounds of cottonseed per pound of ginned cotton lint .

§ 1427.1109 Payment rate.

The payment rate (dollars per ton) for the purpose of calculating payments made available in accordance with this subpart shall be determined by CCC by dividing the total available program funds by the total payment quantity of 2000-crop cottonseed.

§ 1427.1110 Payment calculation and form.

(a) Payments in accordance with this subpart shall be determined for individual applicants by multiplying:

(1) The payment rate, determined in accordance with § 1427.1109, by

(2) The payment quantity of the applicant, determined in accordance with § 1427.1107.

(b) After receipt of the application for payment, together with required supporting documents and the determination of the payment rate, CCC will issue payments to the applicant by electronic deposit to the applicant's account. Applicants may request that payment be made by mailed check. If a payment is not made within 30 days of the close of the announced application period, CCC will pay interest at the prompt payment interest rate.

§ 1427.1111 Liability of first handler.

(a) If a first handler makes any fraudulent representation in obtaining a cottonseed payment, such payment shall be refunded upon demand by CCC. The first handler shall be liable for the amount of the payment and applicable interest on such payment, as determined by CCC.

(b) If more than one person executes a payment application with CCC, each such person shall be jointly and severally liable for any violation of the terms and conditions of the application and the regulations set forth in this subpart. Each such person shall also remain liable for the repayment of the entire payment amount until the payment is fully repaid without regard to such person's claimed share in the cottonseed payment.

(c) If the payment recipient is suspected by CCC to have knowingly:

(1) Adopted any scheme or device which violates this Application;

(2) Made any fraudulent representation; or

(3) Misrepresented any fact affecting a determination under this Application, CCC will notify the appropriate investigating agencies of the United States and take steps deemed necessary to protect the interests of the government.

(d) If the payment applicant receives a payment in excess of the entitled payment in accordance with the application, the applicant shall refund to CCC an amount equal to the excess payment, plus interest thereon, as determined by CCC.

(e) From the date of the payment application until the earlier of 3 years after the date of the application or July 31, 2004, the applicant shall keep records and furnish such information and reports relating to the application as may be requested by CCC. Such records shall be available at all reasonable times for an audit or inspection by authorized representatives of CCC, United States Department of Agriculture, or the Comptroller General of the United States. Failure to keep, or make available, such records may result in refund to CCC of all payments received, plus interest thereon, as determined by CCC. Nothing in this section shall, however, authorize the destruction of any records where there is an on-going dispute or where the party involved has reason to know that such records remain material to the operation of the program.

(f) No Member or Delegate of Congress or Resident Commissioner shall be admitted to any share or part of payments provided under this Application or to any benefit to arise therefrom, except that this provision shall not be construed to extend to their interest in any incorporated company, if this Application is for the general benefit of such company, nor shall it be construed to extend to any benefit that may accrue to such official in their capacity as a producer.

PART 1464—TOBACCO

5. The authority citation for part 1464 is revised to read as follows:

Authority: 7 U.S.C. 1421, 1423, 1441, 1445, 1445–1; 1445–2; 15 U.S.C. 714b, 714c; Pub. L. 106–78, 113 and 224; Sec. 204(b), Pub. L. 106–224.

6. Revise the heading for subpart C to read as follows:

Subpart C—Tobacco Loss Assistance Program 1999

7. Add subpart E to read as follows:

Subpart E—Tobacco Loss Assistance Program 2000

Sec.

1464.401 Applicability and basic terms for payments.
1464.402 Administration.
1464.403 Eligibility.
1464.404 Definitions.
1464.405 Sign up.
1464.406 [Reserved]
1464.407 Payment benefits.
1464.408 Offsets and assignments.
1464.409 Misrepresentation and scheme or device.
1464.410 Refunds to CCC.
1464.411 Cumulative liability.
1464.412 Estate, trusts, and minors.
1464.413 Death, incompetence, or disappearance.
1464.414 Appeals.

§ 1464.401 Applicability and basic terms for payments.

(a) This subpart sets forth the terms and conditions of the Tobacco Loss Assistance Program 2000 (TLAP00) authorized by section 204(b) of the Agricultural Risk Protection Act of 2000 (Public Law 106–224). That section provides that $340 million of funds of the Commodity Credit Corporation (CCC) shall be made available to make direct payments to eligible persons, on a farm:

(1) For which the quantity of quota of eligible tobacco allotted to the farm was reduced from the 1999 crop year to the 2000 crop year; and

(2) That is used for the production of eligible tobacco during the 2000 crop year.

(b) The amounts made available to farms in a State shall be divided based on the quota of eligible tobacco available to each farm of an eligible person for the 2000 crop year.

(c) The amounts made available to farms in a State under paragraph (b) of this section shall be divided among eligible persons who are quota owners, quota lessees, controllers, growers, tenants and producers on farms in the State but only to the extent that is otherwise provided for in this subpart.

(d) The funds made available for ''eligible persons'' shall be allocated among States in the following dollar amounts:

Alabama	$100,000
Arkansas	1,000
Florida	2,500,000
Georgia	13,000,000
Indiana	5,400,000
Kansas	23,000
Kentucky	140,000,000
Missouri	2,000,000
North Carolina	100,000,000
Ohio	6,000,000
Oklahoma	1,000
South Carolina	15,000,000
Tennessee	35,000,000
Virginia	19,000,000
West Virginia	1,300,000
Wisconsin	675,000

§ 1464.402 Administration.

(a) This subpart shall be administered by CCC under the general supervision of the Executive Vice President of the CCC and the Deputy Administrator for Farm Programs of the Farm Service Agency (FSA) of the Department of Agriculture (who shall be hereafter referred to in this part as the ''Deputy Administrator''). The program shall be carried out in the field by State and county FSA committees (State and county committees).

(b) State and county committees, and representatives and employees thereof, do not have the authority to modify or waive any of the provisions of the regulations in this part.

(c) The State committee shall take any action required by this part that has not been taken by the county committee. The State committee shall also:

(1) Correct, or require a county committee to correct, any action taken by such county committee that is not in accordance with this part; or

(2) Require a county committee to withhold taking any action that is not in accordance with this part.

(d) No delegations in this part to a State or county committee shall preclude the Executive Vice President, CCC, or a designee, from determining any question arising under the program or from reversing or modifying any determination made by a State or county committee. The Deputy Administrator may modify or revise deadlines and requirements contained in this subpart as determined needed or appropriate to accomplish the goals of this program.

§ 1464.403 Eligibility.

For a person to be considered an ''eligible person'' for purposes of this part, such person must own, operate or produce eligible tobacco on a farm for which a quota reduction from the 1999 crop year to the 2000 crop year occurred and that was used for the production of tobacco during the 2000 crop year.

§ 1464.404 Definitions.

The definitions set forth in this section shall be applicable for all purposes of administering the program (''TLAP00'') of this subpart. The definitions in 7 CFR 718.2 and 723.104 also apply to the program. To the extent that the definitions in this section differ from the definitions in 7 CFR 718.2 and 723.104, the definitions in this section apply rather than the definitions in 7 CFR 718.2 and 723.104. The following terms shall have the following meanings:

Controller means that person or entity who, as determined by the Deputy Administrator, controls the land used to produce eligible tobacco and share in the risk of production.

Eligible person means, with respect to payments under this part, a person who owns or operates, or produces eligible tobacco on a farm for which the quantity of quota of eligible tobacco allotted to the farm under part I of subtitle B of title III of the Agricultural Adjustment Act of 1938 was reduced from the 1999 crop year to the 2000 crop year and that will be used for the production of eligible tobacco during the 2000 crop year. For these purposes, the quota will be considered produced if it ''considered produced'' under the normal rules that apply with respect to tobacco under this part and under 7 CFR part 723; however any such actual production, production that is considered under this part and under 7 CFR part 723 to have occurred, will suffice to qualify the parties associated with that quota for payments under this part to which they would otherwise be entitled. That is, the amount of payment will not be tied to the amount of production which qualifies the party for participation under this program except as might otherwise be specified in this subpart. However, tobacco quotas or allotments which are suspended from production because of a Conservation Reserve Contract with the CCC will not be treated as ''considered produced'' for these purposes and will not generate payments under this subpart. For purposes of this subpart, further, an eligible persons's status, as owner or controller or producer of the tobacco, will be determined as of July 3, 2000.

Eligible tobacco means each of the following kinds of tobacco: flue-cured tobacco (types 11, 12, 13 and 14), dark fire-cured tobacco (type 21), burley tobacco (type 31), and cigar-binder tobacco (types 54 and 55).

Grower/tenant means person(s) or entities who provide labor to produce tobacco and share in the risk of production.

Payment pounds means the pounds of tobacco for which a person is eligible to be paid under this subpart.

Producer means person(s) or entity(s) actively engaged in planting, growing, harvesting, and/or marketing of tobacco, or who shares in the risk of producing the crop.

Quota owner means the person(s) or entities who own the land for which quota is established under the Agricultural Adjustment Act of 1938, as amended.

Share in the risk of production means having a direct financial stake in the success of the crop through a direct share in the actual proceeds from the actual marketing of the crop which share is conditional upon the success of that marketing. Farm owners who cash-lease their farm land to a tobacco producer for the right to grow tobacco on that land and receive payment for such right regardless of whether or not a tobacco crop is marketed are not considered to share in the risk of production. Farm laborers who provide service in exchange for a wage and whose payment is not subject to the marketing of the tobacco crop are not considered to be sharing in the risk of production.

TLAP00 means the Tobacco Loss Adjustment Program, for the 2000 crop, which is provided for in this subpart.

§ 1464.405 Sign up.

(a) Eligible persons who wish to apply for TLAP00 funds, must file an application with the county FSA office by the date established by the Deputy Administrator. However, a late filed application filed late because of hardship may be accepted. Acceptance of such applications must be approved by the Deputy Administrator, subject to the availability of funds.

(b) Data furnished by the applicants will be used to determine eligibility for program benefits. Furnishing the data is

voluntary; however, without it program benefits will not be provided.

§ 1464.406 [Reserved]

§ 1464.407 Payment benefits.

(a) TLAP00 payments shall be made to ''eligible persons'' not later than October 20, 2000 on the basis of two formulas.

(1) All flue-cured and cigar-binder funds in a State will distribute 50 percent to eligible quota owners and 50 percent to eligible producers.

(2) All burley and dark fire-cured tobacco funds in a State will be distributed one-third to quota owners; one-third to the controller; and one-third to grower(s)/tenant(s).

(b) As provided in paragraph (a) of this section the formulas shall be applied to the kinds of tobacco as follows:

(1) The allocated funds for cigar-binder (types 54 and 55) will be disbursed with 50 percent being paid to quota owners based on basic allotment times NASS yield and 50 percent being paid to producers based on basic allotment times the NASS yield. The NASS yield for cigar-binder (types 54 and 55) is 2,054 pounds per acre.

(2) The allocated funds for dark fire-cured (type 21) will be disbursed with one-third being paid to quota owners based on the 2000 crop year basic allotment times NASS yield, one-third being paid to the controller based on the 2000 crop year effective allotment times NASS yield, and one-third being paid to grower(s)/tenant(s) based on the 2000 crop year effective quota times NASS yield. The NASS yield for dark fire-cured (type 21) is 2,139 pounds per acre.

(3) The allotted funds for flue-cured tobacco (types 11, 12, 13 and 14) will be disbursed with 50 percent paid to quota owners on the 2000 crop year basic quota and 50 percent being paid to producers on the 2000 crop year basic quota.

(4) The allotted funds for burley tobacco (type 31) will be disbursed with one-third being paid to quota owners based on the 2000 crop year basic quota; one-third being paid to the farm controller based on the 2000 crop year effective quota before any disaster lease and transfer pounds; and one-third being paid to grower(s)/tenant(s) based on the 2000 crop year effective quota before any disaster lease and transfer pounds.

(c) The Secretary shall use the amount allocated to the State of Georgia to make payments to eligible persons in the State of Georgia only if the State of Georgia agrees to use an equal amount (not to exceed $13,000,000) to make payments at the same time, or subsequently, to the same eligible persons in the same manner as provided for in this section.

(d) The payment amount shall be determined by apportioning the allocated funds for each State on a poundage basis among the timely applications that are filed, with an allowance for a reserve to handle hardships and appeals.

(e) All payments under this part are subject to the eligibility of funds; further, terms used in this part may be further refined and applied as will more closely align the payments made under this subpart with payments made under the various State programs which have preceded it. In the case where a payment to a farm is disputed the Deputy Administrator may require that all interested parties agree to the resolution of the dispute before any payment is made and may delay payments to the farm until any such disputes are resolved. Also, as determined appropriate to accomplish the desire that program payments be made expeditiously in a manner that is administratively efficient, the Deputy Administrator may properly exclude payments to a person who does not file a timely claim and all payments may be made to those parties whose claim to the payment is not challenged. Nothing in this section shall, however, be construed to prevent the agency from denying any payment to any person based upon a failure of that person to meet any eligibility criteria set forth in this part.

§ 1464.408 Offsets and assignments.

(a) Except as provided in paragraph (b) of this section, any payment or portion thereof to any person shall be made without regard to questions of title under State law and without regard to any claim or lien against the crop, or proceeds thereof, in favor of the owner or any other creditor, except that the regulations governing offsets and withholdings found at 7 CFR part 1403 shall be applicable to payments made under this part and such offsets and withholdings may be taken against such payments.

(b) Any producer entitled to any payment may assign the right to receive such payments, in whole or in part, as provided in 7 CFR part 1404.

§ 1464.409 Misrepresentation and scheme or device.

(a) A producer who is determined to have erroneously represented any fact affecting a program determination made in accordance with this part shall not be entitled to payments and must refund all payments, plus interest determined in accordance with 7 CFR part 1403.

(b) A producer who is determined to have knowingly:

(1) Adopted any scheme or device that tends to defeat the purpose of the program;

(2) Made any fraudulent representation; or

(3) Misrepresented any fact affecting a program determination shall refund to CCC all payments, plus interest determined in accordance with 7 CFR part 1403, received by such producer with respect to all applications. The producer's interest in all applications shall be terminated.

§ 1464.410 Refunds to CCC.

Persons who are party to the TLAP00 application must refund to CCC any excess payments made by CCC with respect to such application with interest.

§ 1464.411 Cumulative liability.

The liability of any person for any penalty under this part or for any refund to CCC or related charge arising in connection therewith shall be in addition to any other liability of such person under any civil or criminal fraud statute or any other provision of law including, but not limited to, 18 U.S.C. 286, 287, 371, 641, 1001; 15 U.S.C. 714m; and 31 U.S.C. 3729.

§ 1464.412 Estates, trusts, and minors.

(a) Program documents executed by persons legally authorized to represent estates or trusts will be accepted only if such persons furnish evidence of the authority to execute such documents.

(b) A minor who is a producer shall be eligible for assistance under this subpart only if such person meets one of the following requirements:

(1) The right of majority has been conferred on the minor by court proceedings or by statute;

(2) A guardian has been appointed to manage the minor's property and has executed the applicable program documents; or

(3) A bond is furnished under which the surety guarantees any loss incurred for which the minor would be liable had the minor been an adult.

§ 1464.413 Death, incompetence, or disappearance.

In the case of death, incompetence, or disappearance of any person who is eligible to receive assistance in accordance with this part, such person or persons as are specified in 7 CFR part 707 may receive such assistance.

§ 1464.414 Appeals.

Appeals of determinations made under this part shall be heard under the provisions appearing in 7 CFR parts 11 and 780. Provisions of general applicability are not appealable and likewise matters committed to agency discretion may not be appealable. Nothing in this section shall be taken to expand the scope of review of any determination or make a determination appealable that would otherwise not be appealable.

PART 1469—RECOURSE LOAN REGULATIONS FOR MOHAIR

8. The authority citation for part 1469 is revised to read as follows:

Authority: Pub. L. 105–277, 112 Stat. 2681; Sec. 801, Pub. L. 106–78, 113 Stat. 1135; Sec. 204(d), Pub. L. 106–224.

9. Revise the heading for part 1469 to read as follows:

PART 1469—WOOL AND MOHAIR PRICE SUPPORT PROGRAMS

10. Redesignate §§ 1469.1 through 1469.17 as subpart A and add a heading for subpart A to read as follows:

Subpart A—Recourse Loan Regulations for Mohair

11. Add subpart B to read as follows:

Subpart B—Wool and Mohair Market Loss Assistance Program

Sec.

1469.101 Applicability.
1469.102 Administration.
1469.103 Definitions.
1469.104 Time and method of application.
1469.105 Eligibility.
1469.106 Payment rate and amount.
1469.107 Offsets.
1469.108 Appeals.
1469.109 Misrepresentation.
1469.110 Maintaining records.
1469.111 Estate, trust, and minors.
1469.112 Death, incompetency, or disappearance.
1469.113 Refunds; joint and several liability.

§ 1469.101 Applicability.

The regulations of this subpart provide the terms and conditions under which the Commodity Credit Corporation (CCC) may make payments to wool and mohair producers for production from the 1999 marketing year.

§ 1469.102 Administration.

(a) The Wool and Mohair Market Loss Assistance Program shall be administered under the general supervision of the Executive Vice President, CCC, or designee and shall be carried out in the field by State and county Farm Service Agency committees (State and county committees) and FSA employees.

(b) State and county committees, and FSA employees, do not have the authority to modify or waive any of the provisions of the regulations of this subpart.

(c) The State committee shall take any action required by the regulations of this subpart that has not been taken by the county committee. The State committee shall also:

(1) Correct, or require the county committee to correct, any action taken by such county committee that is not in accordance with the regulations of this subpart; and

(2) Require a county committee to withhold taking any action that is not in accordance with the regulations of this subpart.

(d) No provision or delegation of this subpart to a State or county committee shall preclude the Executive Vice President, CCC, or a designee, or the Administrator, FSA, or a designee, from determining any question arising under the program or from reversing or modifying any determination made by the State or county committee.

(e) The Deputy Administrator, Farm Programs, FSA, may authorize State and county committees to waive or modify deadlines and other program requirements in cases where lateness or failure to meet such other requirements does not adversely affect the operation of the Wool and Mohair Market Loss Assistance Program and does not violate statutory limitations on the program.

§ 1469.103 Definitions.

The definitions set forth in this section shall be applicable for all purposes of administering the Wool and Mohair Market Loss Assistance Program established by this subpart.

Administrator means the FSA Administrator.

Application means Form CCC–1155, the Wool and Mohair Market Loss Assistance Program Application.

Application period means October 10, 2000, through December 29, 2000.

CCC means the Commodity Credit Corporation.

County committee means the FSA county committee.

County office is the local FSA office.

Farm Service Agency or FSA means the Farm Service Agency of the United States Department of Agriculture.

Goat means an adult Angora goat or the kid of an Angora goat.

Grease mohair means mohair as it comes from the Angora goat or the kid of an Angora goat before applying any process to remove the natural oils or fats.

Grease wool means wool as it comes from the sheep or lambs before applying any process to remove the natural oils or fats.

Hide means thick tough skin of the animal.

Lamb means a young ovine animal that has not cut the second pair of permanent teeth. The term includes animals referred to in the livestock trade as lambs, yearlings, or yearling lambs.

Marketing year means a period beginning January 1, and ending the following December 31, both dates inclusive.

Mohair means the hair sheared from a live Angora goat before applying any process that removes the natural oils or fats or produces a mohair product. Mohair does not include grease mohair shorn from pelts or hides.

Pelt means the skin of the animal with wool still attached to the skin.

Person means any individual, group of individuals, partnership, corporation, estate, trust, association, cooperative, or other business enterprise or other legal entity who is, or whose members are, a citizen or citizens of, or legal resident alien or aliens, in the United States.

Producer means any person or group of persons who as a single unit produce wool or mohair and whose production and facilities are located in the United States.

Pulled mohair means mohair obtained from the pelts or hides of dead goat.

Pulled wool means wool obtained from the pelts or hides of dead sheep.

Shorn mohair means grease mohair sheared from a live Angora goat or the kid of an Angora goat. Shorn mohair does not include pelts, hides, or pulled mohair.

Shorn wool means grease wool sheared from live sheep or lambs. Shorn wool does not include pelts, hides, or pulled wool.

State committee is the FSA committee so designated for the applicable State.

United States means the 50 United States of America, the District of Columbia, and the Commonwealth of Puerto Rico.

Wool means the hair sheared from a live sheep before applying any process that removes the natural oils or fats or produces a wool product. Wool does not include grease wool shorn from pelts or hides.

§ 1469.104 Time and method of application.

(a) Wool and mohair producers may obtain an application, Form CCC–1155 (Wool and Mohair Market Loss Assistance Program Application), in

person, by mail, by telephone, or by facsimile from any county FSA office. In addition, applicants may download a copy of Form CCC–1155 at *http://www.fsa.usda.gov/dafp/psd/.*

(b) A request for payments under this part must be submitted on a completed Form CCC–1155. Form CCC–1155 should be submitted to the FSA county office servicing the county where the producer is located but, in any case, must be received by the FSA county office by the close of business on December 29, 2000. Applications not received by the close of business on December 29, 2000, will be returned as not having been timely filed and the producer will not be eligible for payments under this program.

(c) The wool and mohair producer requesting payments under this part must certify with respect to the accuracy and truthfulness of the information provided in their application for payments. All information provided is subject to a spot check by FSA. Refusal to allow FSA or any other agency of the Department of Agriculture to verify any information provided will result in a determination of ineligibility. Data furnished by the applicant will be used to determine eligibility for program payments. Furnishing the data is voluntary; however, without it program payments will not be approved. Providing a false certification to the Government is punishable by imprisonment, fines and other penalties.

§ 1469.105 Eligibility.

(a) *Producers.* To be eligible to receive a payment under this subpart, a producer must:

(1) Have produced domestic wool and/or domestic mohair during the period of January 1, 1999, through December 31, 1999.

(2) Be engaged in the business of producing and marketing agricultural products at the time of filing the application; and

(3) Apply for payment during the application period.

(b) *Eligible wool and mohair.* (1) Wool and mohair is eligible to generate payments under this subpart only if the wool or mohair was produced by shearing live animals (not wool or mohair which is pulled or which is shorn from hides or pelts) and only if such shearing occurred in 1999 and in the United States.

(2) The producer applying for payment must have owned the wool or mohair at the time of shearing and must have owned in the United States the sheep, lambs, or goats from which the wool or mohair was shorn for 30 days or more at any time prior to shearing and actually owned the animal at the time of shearing.

§ 1469.106 Payment rate and amount.

(a) *Payment rate.*

(1) The payment rate for wool is 20 cents per pound.

(2) The payment rate for mohair is 40 cents per pound.

(b) *Payment amount.* The payment amount for wool or mohair will be calculated by multiplying the certified pounds by the payment rate.

§ 1469.107 Offsets.

Any payment or portion thereof due any person under this part shall be allowed without regard to questions of title under State law, and without regard to any claim or lien against the wool, the sheep, the mohair or the angora goats thereof, or proceeds thereof, in favor of the producer or any other creditors except agencies of the U.S. Government. The regulations governing offsets and withholdings found at 7 CFR part 1403 shall be applicable to this part.

§ 1469.108 Appeals.

Any producer who is dissatisfied with a determination made pursuant to this part may make a request for reconsideration or appeal of such determination in accordance with the appeal regulations set forth at 7 CFR parts 11 and 780.

§ 1469.109 Misrepresentation.

(a) Whoever issues a false document or otherwise acts in violation of the provisions of this subpart so as to enable a producer to obtain a payment to which such producer is not entitled, shall become liable to CCC for any payment which CCC may have made in reliance on such sales document or as a result of such other action.

(b) The issuance of a false document or the making of a false statement in an application for payment or other document, for the purpose of enabling the producer to obtain a payment to which such producer is not entitled, may subject the person issuing such document or making such statement to liability under applicable Federal civil and criminal statutes.

§ 1469.110 Maintaining records.

Producers making application for a payment under this subpart must maintain accurate records and accounts that will document that they meet all eligibility requirements specified in this subpart. Such records and accounts must be retained for 3 years after the date of payment to the producer under this subpart.

§ 1469.111 Estates, trust, and minors.

(a) Program documents executed by persons legally authorized to represent estates or trusts will be accepted only if such person furnishes evidence of the authority to execute such documents.

(b) A minor who is an otherwise eligible producer of wool or mohair shall be eligible for assistance under this part only if such producer meets one of the following requirements:

(1) The minor establishes that the right of majority has been conferred on the minor by court proceedings or by statute;

(2) A guardian has been appointed to manage the minor's property and has executed the applicable program documents; or

(3) A bond is furnished under which the surety guarantees any loss incurred for which the minor would be liable had the minor been an adult.

§ 1469.112 Death, incompetency, or disappearance.

In the case of death, incompetency, disappearance or dissolution of a wool or mohair producer that is eligible to receive benefits in accordance with this part, such person or persons specified in 7 CFR part 707 may receive such benefits.

§ 1469.113 Refunds; joint and several liability.

(a) In the event there is a failure to comply with any term, requirement, or condition for payment arising under the application or this part, and if any refund of a payment to FSA shall otherwise become due in connection with the application or this part, all payments made under this part to any producer shall be refunded to FSA together with interest as determined in accordance with paragraph (c) of this section and late payment charges as provided in 7 CFR part 1403.

(b) All producers signing an application for payment as having an interest shall be jointly and severally liable for any refund, including related charges, that is determined to be due for any reason under the terms and conditions of the application or this part.

(c) Interest shall be applicable to refunds required of any producer under this part if FSA determines that payments or other assistance were provided to a producer who was not eligible for such assistance. Such interest shall be charged at the rate of interest that the United States Treasury charges the Commodity Credit Corporation (CCC) for funds, as of the date FSA made benefits available. Such interest shall accrue from the date of

repayment or the date interest increases as determined in accordance with applicable regulations. FSA may waive the accrual of interest if FSA determines that the cause of the erroneous determination was not due to any action of the producer.

(d) Interest determined in accordance with paragraph (c) of this section may not be waived on refunds required of the producer when there was no intentional misaction on the part of the producer, as determined by FSA.

(e) Late payment interest shall be assessed on all refunds in accordance with the provisions of, and subject to the rates prescribed in, 7 CFR part 792.

(f) Producers must refund to FSA any excess payments made by FSA with respect to such application.

(g) In the event that a benefit under this subpart was provided as the result of erroneous information provided by any producer, the benefit must be repaid with any applicable interest.

Signed in Washington, D.C., on October 25, 2000.

Keith Kelly,

Executive Vice President, Commodity Credit Corporation.

[FR Doc. 00–27794 Filed 10–27–00; 10:26 am]

BILLING CODE 3410–05–P

DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

9 CFR Part 94

[Docket No. 00–104–1]

Change in Disease Status of KwaZulu-Natal Province in the Republic of South Africa Because of Rinderpest and Foot-and-Mouth Disease

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Interim rule and request for comments.

SUMMARY: We are amending the regulations governing the importation of certain animals, meat, and other animal products by removing KwaZulu-Natal, a province in the Republic of South Africa, from the list of regions considered to be free of rinderpest and foot-and-mouth disease. We are taking this action because the existence of foot-and-mouth disease has been confirmed there. The effect of this action is to prohibit or restrict the importation of any ruminant or swine and any fresh (chilled or frozen) meat and other products of ruminants or swine into the United States from KwaZulu-Natal.

DATES: This interim rule was effective September 12, 2000. We invite you to comment on this docket. We will consider all comments that we receive by January 2, 2001.

ADDRESSES: Please send four copies of your comment (an original and three copies) to: Docket No. 00–104–1, Regulatory Analysis and Development, PPD, APHIS, Suite 3C03, 4700 River Road, Unit 118, Riverdale, MD 20737–1238. Please state that your comment refers to Docket No. 00–104–1.

You may read any comments that we receive on this docket in our reading room. The reading room is located in room 1141 of the USDA South Building, 14th Street and Independence Avenue, SW., Washington, DC. Normal reading room hours are 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. To be sure someone is there to help you, please call (202) 690–2817 before coming.

APHIS documents published in the **Federal Register**, and related information, including the names of organizations and individuals who have commented on APHIS dockets, are available on the Internet at http://www.aphis.usda.gov/ppd/rad/webrepor.html.

FOR FURTHER INFORMATION CONTACT: Dr. Glen Garris, Supervisory Staff Officer, Regionalization Evaluation Services Staff, National Center for Import and Export, VS, APHIS, 4700 River Road Unit 38, Riverdale, MD 20737–1231; (301) 734–4356.

SUPPLEMENTARY INFORMATION:

Background

The regulations in 9 CFR part 94 (referred to below as the regulations) govern the importation of specified animals and animal products into the United States in order to prevent the introduction of various animal diseases including rinderpest, foot-and-mouth disease (FMD), African swine fever, hog cholera, and swine vesicular disease. These are dangerous and destructive communicable diseases of ruminants and swine. Section 94.1 of the regulations lists regions of the world that are declared free of rinderpest or free of both rinderpest and FMD. Rinderpest or FMD exists in all other regions of the world not listed. Section 94.11 of the regulations lists regions of the world that have been declared to be free of rinderpest and FMD, but are subject to certain restrictions because of their proximity to or trading relationships with rinderpest-or FMD-affected regions.

Prior to the effective date of this interim rule, the Republic of South Africa, except the FMD-controlled area that includes Kruger National Park, was among the listed regions in §§ 94.1 and 94.11 considered to be free of rinderpest and FMD. However, on September 12, 2000, a suspected outbreak of FMD was detected in the South African province of KwaZulu-Natal; on September 17, 2000, the Republic of South Africa's National Department of Agriculture (National Department of Agriculture) notified the Office International des Epizooties (OIE) with clinical confirmation of the FMD diagnosis.

Therefore, to protect the livestock of the United States from FMD, we are amending the regulations in § 94.1 by removing the province of KwaZulu-Natal from the list of regions considered to be free of rinderpest and FMD. We are also removing KwaZulu-Natal from the list of regions in § 94.11 that are considered to be free of these diseases, but are subject to certain restrictions because of their proximity to or trading relationships with rinderpest-or FMD-affected regions. Other regions of the Republic of South Africa, with the exception of the FMD-controlled area that includes Kruger National Park, will remain on the list of regions considered to be free of rinderpest and FMD. As a result of this action, the importation into the United States of any ruminant or swine and any fresh (chilled or frozen) meat and other products of ruminants or swine that left KwaZulu-Natal on or after September 12, 2000, is prohibited or restricted. We are making these amendments effective on September 12, 2000, because that is the day that FMD was initially detected in KwaZulu-Natal.

Although we are removing the province of KwaZulu-Natal from the list of regions considered to be free of rinderpest and FMD, we recognize that the National Department of Agriculture responded immediately to the detection of the disease by imposing restrictions on the movement of ruminants, swine, and ruminant and swine products from the affected area and initiating measures to eradicate the disease. At the time of publication of this interim rule, it appears that the outbreak is well controlled. Because of the National Department of Agriculture's efforts to ensure that FMD does not spread beyond the province of KwaZulu-Natal, we intend to reassess the situation in accordance with the standards of the OIE. As part of that reassessment process, we will consider all comments received on this interim rule. This future reassessment will determine whether it is necessary to continue to prohibit or restrict the importation of ruminants or swine and any fresh

(chilled or frozen) meat and other products of ruminants or swine from KwaZulu-Natal, or whether we can restore the province of KwaZulu-Natal to the list of regions considered free of rinderpest and FMD.

Emergency Action

This rulemaking is necessary on an emergency basis to prevent the introduction of FMD into the United States. Under these circumstances, the Administrator has determined that prior notice and opportunity for public comment are contrary to the public interest and that there is good cause under 5 U.S.C. 553 for making this rule effective less than 30 days after publication in the **Federal Register**.

We will consider comments that are received within 60 days of publication of this rule in the **Federal Register**. After the comment period closes, we will publish another document in the **Federal Register**. The document will include a discussion of any comments we receive and any amendments we are making to the rule as a result of the comments.

Executive Order 12866 and Regulatory Flexibility Act

This rule has been reviewed under Executive Order 12866. For this action, the Office of Management and Budget has waived its review process required by Executive Order 12866.

This interim rule amends the regulations by removing the Republic of South Africa province of KwaZulu-Natal from the list of regions considered free of rinderpest and FMD. We are taking this action because the Republic of South Africa's National Department of Agriculture has reported cases of FMD in that region. This action prohibits or restricts the importation into the United States of any ruminant or swine, and any fresh (chilled or frozen) meat and other products of ruminants or swine, that left the province of KwaZulu-Natal on or after September 12, 2000. This action is necessary to protect the livestock of the United States from FMD.

This emergency situation makes timely compliance with section 604 of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) impracticable. We are currently assessing the potential economic effects of this action on small entities. Based on that assessment, we will either certify that the rule will not have a significant economic impact on a substantial number of small entities or publish a final regulatory flexibility analysis.

Executive Order 12988

This rule has been reviewed under Executive Order 12988, Civil Justice Reform. This rule: (1) Preempts all State and local laws and regulations that are inconsistent with this rule; (2) has retroactive effect to September 12, 2000; and (3) does not require administrative proceedings before parties may file suit in court challenging this rule.

Paperwork Reduction Act

This rule contains no new information collection or recordkeeping requirements under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

List of Subjects in 9 CFR Part 94

Animal diseases, Imports, Livestock, Meat and meat products, Milk, Poultry and poultry products, Reporting and recordkeeping requirements.

Accordingly, we are amending 9 CFR part 94 as follows:

PART 94 RINDERPEST, FOOT-AND-MOUTH DISEASE, FOWL PEST (FOWL PLAGUE), EXOTIC NEWCASTLE DISEASE, AFRICAN SWINE FEVER, HOG CHOLERA, AND BOVINE SPONGIFORM ENCEPHALOPATHY: PROHIBITED AND RESTRICTED IMPORTATIONS

1. The authority citation for part 94 continues to read as follows:

Authority: Title IV, Pub. L. 106–224, 114 Stat. 438, 7 U.S.C. 7701–7772; 7 U.S.C. 450; 19 U.S.C. 1306; 21 U.S.C. 111, 114a, 134a, 134b, 134c, 134f, 136, and 136a; 31 U.S.C. 9701; 42 U.S.C. 4331 and 4332; 7 CFR 2.22, 2.80, and 371.4.

§ 94.1 [Amended]

2. In § 94.1, paragraph (a)(2) is amended by adding the words ''the province of KwaZulu-Natal and'' immediately after the words ''Republic of South Africa except''.

§ 94.11 [Amended]

3. In § 94.11, paragraph (a) is amended by adding the words ''the province of KwaZulu-Natal and'' immediately after the words ''Republic of South Africa except''.

Done in Washington, DC, this 27th day of October 2000.

Bobby R. Acord,

Acting Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 00–28084 Filed 10–30–00; 1:56 pm]

BILLING CODE 3410–34–P

DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

9 CFR Part 97

[Docket No. 00–049–1]

Commuted Traveltime Periods: Overtime Services Relating to Imports and Exports

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Final rule.

SUMMARY: We are amending the regulations concerning overtime services provided by employees of Veterinary Services by adding a commuted traveltime allowance for travel between Dallas-Fort Worth International Airport and the metropolitan area. Commuted traveltime allowances are the periods of time required for Veterinary Services employees to travel from their dispatch points and return there from the places where they perform Sunday, holiday, or other overtime duty. The Government charges a fee for certain overtime services provided by Veterinary Services employees and, under certain circumstances, the fee may include the cost of commuted traveltime. This action is necessary to inform the public of the commuted traveltime for this location.

EFFECTIVE DATE: November 2, 2000.

FOR FURTHER INFORMATION CONTACT: Ms. Louise Rakestraw Lothery, Director, Management Support Staff, VS, APHIS, 4700 River Road Unit 44, Riverdale, MD 20737–1231; (301) 734–7517.

SUPPLEMENTARY INFORMATION:

Background

The regulations in 9 CFR, chapter I, subchapter D, and 7 CFR, chapter III, require inspection, laboratory testing, certification, or quarantine of certain animals, animal products, plants, plant products, or other commodities intended for importation into, or exportation from, the United States.

When these services must be provided by an employee of Veterinary Services (VS) on a Sunday or holiday, or at any other time outside the VS employee's regular duty hours, the Government charges a fee for the services in accordance with 9 CFR part 97. Under circumstances described in § 97.1(a), this fee may include the cost of commuted traveltime. Section 97.2 contains administrative instructions prescribing commuted traveltime allowances, which reflect, as nearly as

practicable, the periods of time required for VS employees to travel from their dispatch points and return there from the places where they perform Sunday, holiday, or other overtime duty.

We are amending § 97.2 of the regulations by adding a commuted traveltime allowance for travel between Dallas-Fort Worth International Airport and the metropolitan area. The amendment is set forth in the rule portion of this document. This action is necessary to inform the public of the commuted traveltime between the dispatch and service location.

Effective Date

The commuted traveltime allowances appropriate for employees performing services at ports of entry, and the features of the reimbursement plan for recovering the cost of furnishing port of entry services, depend upon facts within the knowledge of the Department of Agriculture. It does not appear that public participation in this rulemaking proceeding would make additional relevant information available to the Department.

Accordingly, pursuant to the administrative procedure provisions in 5 U.S.C. 553, we find upon good cause that prior notice and other public procedure with respect to this rule are impracticable and unnecessary; we also find good cause for making this rule effective less than 30 days after publication of this document in the **Federal Register**.

Executive Order 12866 and Regulatory Flexibility Act

This final rule has been reviewed under Executive Order 12866. For this action, the Office of Management and Budget has waived its review process required by Executive Order 12866.

The number of requests for overtime services of a VS employee at the location affected by our rule represents an insignificant portion of the total number of requests for these services in the United States.

Under these circumstances, the Administrator of the Animal and Plant Health Inspection Service has determined that this action will not have a significant economic impact on a substantial number of small entities.

Executive Order 12372

This program/activity is listed in the Catalog of Federal Domestic Assistance under No. 10.025 and is subject to Executive Order 12372, which requires intergovernmental consultation with State and local officials. (See 7 CFR part 3015, subpart V.)

Executive Order 12988

This final rule has been reviewed under Executive Order 12988, Civil Justice Reform. This rule is intended to have preemptive effect with respect to any State or local laws, regulations, or policies that conflict with its provisions or that would otherwise impede its full implementation. This rule is not intended to have retroactive effect. There are no administrative procedures that must be exhausted prior to any judicial challenge to the provisions of this rule or the application of its provisions.

Paperwork Reduction Act

This rule contains no new information collection or recordkeeping requirements under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

List of Subjects in 9 CFR Part 97

Exports, Government employees, Imports, Livestock, Poultry and poultry products, Travel and transportation expenses.

Accordingly, we are amending 9 CFR part 97 as follows:

PART 97—OVERTIME SERVICES RELATING TO IMPORTS AND EXPORTS

1. The authority citation for part 97 is revised to read as follows:

Authority: 7 U.S.C. 2260; 49 U.S.C. 1741; 7 CFR 2.22, 2.80, and 371.4.

2. Section 97.2 is amended by revising in the table under Texas, the entry for ''Dallas-Fort Worth International Airport'' to read as follows:

§ 97.2 Administrative instructions prescribing commuted traveltime.

* * * * *

COMMUTED TRAVELTIME ALLOWANCES

[In hours]

Location covered	Served from	Metropolitan area	
		Within	Outside
*	* *	*	*
Texas:			
*	* *	*	*
Dallas-Fort Worth International Airport.	Ft. Worth or Dallas.	1	2
*	* *	*	*

Done in Washington, DC, this 27th day of October 2000.

Bobby R. Acord,

Acting Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 00–28097 Filed 11–1–00; 8:45 am]

BILLING CODE 3410–34–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 98–ANE–61–AD; Amendment 39–11941; AD 2000–21–09]

RIN 2120–AA64

Airworthiness Directives; Pratt & Whitney PW2000 Series Turbofan Engines, Correction

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule; correction

SUMMARY: This document makes a correction to Airworthiness Directive (AD) 2000–21–09 applicable to Pratt & Whitney PW 2000 series turbofan engines that was published in the **Federal Register** on October 24, 2000 (65 FR 63542). The statements identifying AD 2000–21–09 as superseding AD 99–08–14, Amendment 39–11120 (64 FR 17949, dated April 13, 1999), were inadvertantly omitted from the Summary section, Supplementary Information section, and the AD heading. This document corrects those statements. In all other respects, the original document remains the same.

EFFECTIVE DATE: January 22, 2001.

FOR FURTHER INFORMATION CONTACT: Jason Yang, Aerospace Engineer, Engine Certification Office, FAA, Engine and Propeller Directorate, 12 New England Executive Park, Burlington, MA 01803–5299; telephone 781–238–7747; fax 781–238–7199.

SUPPLEMENTARY INFORMATION: A final rule airworthiness directive (FR Doc. 00–27166) applicable to Pratt & Whitney PW2000 series turbofan engines, was published in the **Federal Register** on October 24, 2000 (65 FR 63542). The following corrections are needed:

1. On page 63542, in the first column, in the **SUMMARY** section, in the first and second lines, ''This amendment adopts a new airworthiness directive'' is corrected to read ''This amendment supersedes an existing airworthiness directive''.

2. On page 63542, in the first column, in the **SUPPLEMENTARY INFORMATION** section, in the first paragraph, in the

third and fourth lines, ''(14 CFR part 39) to include an airworthiness directive (AD)'' is corrected to read ''(14 CFR part 39) by superseding (AD) 99–08–14, Amendment 39–11120 (64 FR 17949), dated April 13, 1999''.

§ 39.13 [Corrected]

3. On page 63543, in the second column, in the AD heading, in the second line, ''39–11941. Docket No. 98–ANE–61–AD.'' is corrected to read ''39–11941 Docket No. 98–ANE–61–AD. Supersedes AD 99–08–14, Amendment 39–11120.''.

Issued in Burlington, MA, on October 25, 2000.

David A. Downey,

Assistant Manager, Engine and Propeller Directorate, Aircraft Certification Service.

[FR Doc. 00–27945 Filed 11–1–00; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 98–ANE–48–AD; Amendment 39–11940; AD 2000–21–08]

RIN 2120–AA64

Airworthiness Directives; Pratt & Whitney JT8D Series Turbofan Engines; Correction

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule; correction.

SUMMARY: This document makes a correction to Airworthiness Directive (AD) 2000–21–08 applicable to Pratt & Whitney JT8D series turbofan engines that was published in the **Federal Register** on October 24, 2000 (65 FR 63537). The statement identifying AD 2000–21–08 as superseding AD 99–12–03, Amendment 39–11187 (64 FR 30379, dated June 8, 1999), was inadvertently omitted from the AD. This document corrects that statement. In all other respects, the original document remains the same.

EFFECTIVE DATE: April 23, 2001.

FOR FURTHER INFORMATION CONTACT: Christopher Spinney, Aerospace Engineer, Engine Certification Office, FAA, Engine and Propeller Directorate, 12 New England Executive Park, Burlington, MA 01803; telephone 781–238–7175, fax 781–238–7199.

SUPPLEMENTARY INFORMATION: A final rule airworthiness directive (FR Doc. 00–26971) applicable to Pratt & Whitney JT8D series turbofan engines was published in the **Federal Register** on October 24, 2000 (65 FR 63537). The following correction is needed:

§ 39.13 [Corrected]

On page 63539, in the first column, the AD heading is corrected to read ''AD 2000–21–08 Pratt & Whitney: Amendment 39–11940. Docket 98–ANE–48–AD. Supersedes AD 99–12–03, Amendment 39–11187.''.

Issued in Burlington, MA, on October 26, 2000.

David A. Downey,

Assistant Manager, Engine and Propeller Directorate, Aircraft Certification Service.

[FR Doc. 00–28091 Filed 11–1–00; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 98–ANE–43–AD; Amendment 39–11939; AD 2000–21–07]

RIN 2120–AA64

Airworthiness Directives; Pratt & Whitney JT8D–200 Series Turbofan Engines; Correction

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule; correction.

SUMMARY: This document makes a correction to Airworthiness Directive (AD) 2000–21–07 applicable to Pratt & Whitney JT8D–200 series turbofan engines that was published in the **Federal Register** on October 24, 2000 (65 FR 63540). The statement identifying AD 2000–21–07 as superseding AD 99–12–04, Amendment 39–11188 (64 FR 30382, dated June 8, 1999), was inadvertently omitted from the AD. This document corrects that statement. In all other respects, the original document remains the same.

EFFECTIVE DATE: April 23, 2001.

FOR FURTHER INFORMATION CONTACT: Christopher Spinney, Aerospace Engineer, Engine Certification Office, FAA, Engine and Propeller Directorate, 12 New England Executive Park, Burlington, MA 01803; telephone 781–238–7175, fax 781–238–7199.

SUPPLEMENTARY INFORMATION: A final rule airworthiness directive (FR Doc. 00–26970) applicable to Pratt & Whitney JT8D–200 series turbofan engines was published in the **Federal Register** on October 24, 2000 (65 FR 63540). The following correction is needed:

§ 39.13 [Corrected]

On page 63541, in the first column, the AD heading is corrected to read ''AD 2000–21–07 Pratt & Whitney: Amendment 39–11939. Docket 98–ANE–43–AD. Supersedes AD 99–12–04, Amendment 39–11188.''

Issued in Burlington, MA, on October 26, 2000.

David A. Downey,

Assistant Manager, Engine and Propeller Directorate, Aircraft Certification Service.

[FR Doc. 00–28090 Filed 11–1–00; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Airspace Docket No. 00–AWP–8]

Modification of Class E Airspace; Willits, CA

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action modifies the Class E airspace area at Willits, CA. A revision to the Area Navigation (RNAV) Standard Instrument Approach Procedure (SIAP) to Runway (RWY) 16 and RWY 34 at Ells Field-Willits Municipal Airport has made action necessary. Additional controlled airspace extending upward from 1200 feet above the surface of the earth is needed to contain aircraft executing the RNAV RWY 16 and RWY 34 SIAP with a Terminal Arrival Area design to Ells Field-Willits Municipal Airport. The intended effects of this action is to provide adequate controlled airspace for Instrument Flight Rules operations at Ells Field-Willits Municipal Airport, Willits, CA.

EFFECTIVE DATE: 0901 UTC January 25, 2001.

FOR FURTHER INFORMATION CONTACT: Jeri Carson, Airspace Specialist, Airspace Branch, AWP–520, Air Traffic Division, Western-Pacific Region, Federal Aviation Administration, 15000 Aviation Boulevard, Lawndale, California 90261, telephone (310) 725–6611.

SUPPLEMENTARY INFORMATION:

History

On August 23, 2000, the FAA proposed to amend 14 CFR part 71 by modifying the Class E airspace area at Willits, CA (65 FR 38227). Additional controlled airspace extending upward from 1200 feet above the surface is needed to contain aircraft executing the

RNAV RWY 16 and RWY 34 SIAP at Ells Field-Willits Municipal Airport, Willits, CA. This action will provide adequate controlled airspace for aircraft executing the RNAV RWY 16 and RWY 34 SIAP Ells Field-Willits Municipal Airport, Willits, CA.

Interested parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. No comments to the proposal were received. Class E airspace designations for airspace extending from 700 feet or more above the surface of the earth are published in paragraph 6005 of FAA Order 7400.9H dated September 1, 2000, and effective September 16, 2000, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document will be published subsequently in the Order.

The Rule

This amendment to 14 CFR part 71 modifies the Class E airspace area at Willits, CA. A revision to the RNAV RWY 16 and RWY 34 SIAP has made this action necessary. The effect of this action will provide adequate airspace for aircraft executing the RNAV 16 and RWY 34 SIAP at Ells Field-Willits Municipal Airport, Willits, CA.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore, this regulation—(1) is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a Regulatory Evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, CLASS B, CLASS C, CLASS D, AND CLASS E AIRSPACE AREAS; AIRWAYS; ROUTES; AND REPORTING POINTS

1. The authority citation for 14 CFR part 71 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389; 14 CFR 11.69.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration 7400.9H, Airspace Designations and Reporting Points, dated September 1, 2000, and effective September 16, 2000, is amended as follows:

Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth.

* * * * *

AWP CA E5 Willits, CA [Revised]

Ells Field-Willits Municipal Airport, CA
(Lat. 39°27′05″N, long. 123°22′20″W)

That airspace extending upward from 700 feet above the surface within a 6.3-mile radius of the Ells Field-Willits Municipal Airport and that airspace bounded by a line beginning at lat. 39°28′00″N, long. 123°00′00″W; to lat. 39°48′30″N, long. 123°42′00″W; to lat. 39°53′30″N, long. 123°28′30″W; to lat. 39°32′11″N, long. 123°17′27″W, thence clockwise via the 6.3-mile radius of the Ells Field-Willits Municipal Airport, to the point of beginning; and that airspace extending upward from 1,200 feet above the surface with a 39-mile radius of the Ells Field-Willits Municipal Airport.

* * * * *

Issued in Los Angeles, California, on October 20, 2000.

John Clancy,

Manager, Air Traffic Division, Western-Pacific Region.

[FR Doc. 00–28188 Filed 11–1–00; 8:45 am]

BILLING CODE 4910–13–M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 97

[Docket No. 30210; Amdt. No. 2017]

Standard Instrument Approach Procedures; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, addition of new obstacles, or changes in air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: An effective date for each SIAP is specified in the amendatory provisions.

Incorporation by reference-approved by the Director of the Federal Register on December 31, 1980, and reapproved as of January 1, 1982.

ADDRESSES: Availability of matters incorporated by reference in the amendment is as follows:

For Examination—

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591;

2. The FAA Regional Office of the region in which the affected airport is located; or

3. The Flight Inspection Area Office which originated the SIAP.

For Purchase—Individual SIAP copies may be obtained from:

1. FAA Public Inquiry Center (APA–200), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591; or

2. The FAA Regional Office of the region in which the affected airport is located.

By Subscription—Copies of all SIAPs, mailed once every 2 weeks, are for sale by the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402.

FOR FURTHER INFORMATION CONTACT: Donald P. Pate, Flight Procedure Standards Branch (AMCAFS–420), Flight Technologies and Programs Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 (Mail Address: P.O. Box 25082 Oklahoma City, OK 73125) telephone: (405) 954–4164.

SUPPLEMENTARY INFORMATION: This amendment to part 97 of the Federal Aviation Regulations (14 CFR part 97) establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs). The complete regulatory description of each SIAP is contained in official FAA form

documents which are incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR part 51, and § 97.20 of the Federal Aviation Regulations (FAR). The applicable FAA Forms are identified as FAA Forms 8260–3, 8260–4, and 8260–5. Materials incorporated by reference are available for examination or purchase as stated above.

The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the **Federal Register** expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs, but refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained in FAA form documents is unnecessary. The provisions of this amendment state the affected CFR (and FAR) sections, with the types and effective dates of the SIAPs. This amendment also identifies the airport, its location, the procedure identification and the amendment number.

The Rule

This amendment to part 97 is effective upon publication of each separate SIAP as contained in the transmittal. Some SIAP amendments may have been previously issued by the FAA in a National Flight Data Center (NFDC) Notice to Airmen (NOTAM) as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for some SIAP amendments may require making them effective in less than 30 days. For the remaining SIAPs, an effective date at least 30 days after publication is provided.

Further, the SIAPs contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these SIAPs, the TERPS criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs are impracticable and contrary to the public interest and, where applicable, that good cause exists for making some SIAPs effective in less than 30 days.

Conclusion

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. For the same reason, the FAA certifies that this amendment will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 97

Air traffic control, Airports, Navigation (air).

Issued in Washington, DC on October 27, 2000.

L. Nicholas Lacey,

Director, Flight Standards Service.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 97 of the Federal Aviation Regulations (14 CFR part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures, effective at 0901 UTC on the dates specified, as follows:

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

1. The authority citation for part 97 is revised to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120, 44701; and 14 CFR 11.49(b)(2).

2. Part 97, is amended to read as follows:

§§ 97.23, 97.25, 97.27, 97.29, 97.31, 97.33, 97.35 [Amended]

By amending: § 97.23 VOR, VOR/DME, VOR or TACAN, and VOR/DME or TACAN; § 97.25 LOC, LOC/DME, LDA, LDA/DME, SDF, SDF/DME; § 97.27 NDB, NDB/DME; § 97.29 ILS, ILS/DME, ISMLS, MLS, MLS/DME, MLS/RNAV; § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs, identified as follows:

** * * Effective November 30, 2000*

Southport, NC, Brunswick County, NDB–A, ORIG

Southport, NC, Brunswick County, NDB RWY 23, Orig

Medford, OR, Rogue Valley International-Medford, VOR OR GPS–A, Amdt 3

Medford, OR, Rogue Valley International-Medford, VOR/DME OR GPS RWY 14, Amdt 4

LaGrange, TX, Fayette Regional Air Center, VOR/DME OR GPS–A, Amdt 1

** * * Effective January 25, 2001*

Kotzebue, AK, Ralph Wine Memorial, VOR/DME RWY 8, Amdt 3

Port Angeles, WA, William R. Fairchild Intl, ILS–2 RWY 8, Amdt 1A, CANCELLED

Jackson, WY, Jackson Hole, ISL RWY 18, Amdt 7

The FAA published an Amendment in Docket 30192, Amdt No. 2010 to Part 97 of the Federal Aviation Regulations, Vol 65 FR No. 184, Pages 57087–57088 dated September 21, 2000 under section 97.27 effective November 30, 2000, which is hereby rescinded:

Sault St. Marie, MI, Chippewa County Intl, NDB OR GPS RWY 34, Amdt 4C

The FAA published an Amendment in Docket No. 30206, Amdt. No. 2014 to Part 97 of the Federal Aviation Regulations Vol 65 FR No. 204 Page 63014; dated October 20, 2000 under section 97.33 effective November 30, 2000, which is hereby amended as follows:

Picayune, MS, Picayune Muni, RNAV RWY 18, Orig is effective January 25, 2001.

Picayune, MS, Picayune Muni, RNAV RWY 36, Orig is effective January 25, 2001

The FAA published an Amendment in Docket No. 30206, Amdt. No. 2014 to Part 97 of the Federal Aviation Regulations Vol 65 FR No. 204 Page 63014; dated October 20, 2000 under section 97.33 November 30, 2000, which is hereby amended as follows:

Picayune, MS, Picayune Muni, RNAV RWY 31, Orig should read:

Mohall, ND, Mohall Muni, RNAV RWY 31, Orig

The FAA published an Amendment in Docket No. 30204, Amdt No. 2012 to Part 97 of the Federal Aviation Regulations Vol 65, FR No. 194, Page 59346; dated October 5, 2000 under section 97.23 effective November 30, 2000, which is hereby Amended as follows:

Picayune, MS, Picayune Muni, VOR–A, ORIG is effective 25 January 25, 2001

[FR Doc. 00–28187 Filed 11–1–00; 8:45 am]

BILLING CODE 4910–13–M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 97

[Docket No. 30211; Amdt. No. 2018]

Standard Instrument Approach Procedures; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) for operations at certain airports. These regulatory actions are needed because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, addition of new obstacles, or changes in air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: An effective date for each SIAP is specified in the amendatory provisions.

Incorporation by reference-approved by the Director of the Federal Register on December 31, 1980, and reapproved as of January 1, 1982.

ADDRESSES: Availability of matter incorporated by reference in the amendment is as follows:

For Examination—

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591;

2. The FAA Regional Office of the region in which affected airport is located; or

3. The Flight Inspection Area Office which originated the SIAP.

For Purchase—Individual SIAP copies may be obtained from:

1. FAA Public Inquiry Center (APA–200), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591; or

2. The FAA Regional Office of the region in which the affected airport is located.

By Subscription—Copies of all SIAPs, mailed once every 2 weeks, are for sale by the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402.

FOR FURTHER INFORMATION CONTACT: Donald P. Pate, Flight Procedure Standards Branch (AMCAFS–420), Flight Technologies and Programs Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 (Mail Address: P.O. Box 25082 Oklahoma City, OK 73125) telephone: (405) 954–4164.

SUPPLEMENTARY INFORMATION: This amendment to part 97 of the Federal Aviation Regulations (14 CFR part 97) establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs). The complete regulatory description on each SIAP is contained in the appropriate FAA Form 8260 and the National Flight Data Center (FDC)/Permanent (P) Notices to Airmen (NOTAM) which are incorporated by reference in the amendment under 5 U.S.C. 552(a), 1 CFR part 51, and § 97.20 of the Federal Aviation's Regulations (FAR). Materials incorporated by reference are available for examination or purchase as stated above.

The large number of SIAPs, their nature, complex and the need for a special format make their verbatim publication in the **Federal Register** expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs, but refer to their graphic depiction of charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained in FAA form documents is unnecessary. The provisions of this amendment state the affected CFR (and FAR) sections, with the types and effective dates of the SIAPs. This amendment also identifies the airport, its location, the procedure identification and the amendment number.

The Rule

This amendment to part 97 of the Federal Aviation Regulations (14 CFR part 97) establishes, amends, suspends, or revokes SIAPs. For safety and timeliness of change considerations, this amendment incorporates only specific changes contained in the content of the following FDC/P NOTAMs for each SIAP. The SIAP information in some previously designated FDC/Temporary (FDC/T) NOTAMs is of such duration as to be permanent. With conversion to FDC/P NTAMs, the respective FDC/T NOTAMs have been canceled.

The FDC/P NOTAMs for the SIAPs contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these chart changes to SIAPs by FDC/P NOTAMs, the TERPS criteria were applied to only these specific conditions existing at the affected airports. All SIAP amendments in this rule have been previously issued by the FAA in a National Flight Data Center (FDC) Notice to Airmen (NOTAM) as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for all these SIAP amendments requires making them effective in less than 30 days.

Further, the SIAPs contained in this amendment are based on the criteria contained in the TERPS. Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs are impracticable and contrary to the public interest and, where applicable, that good cause exists for making these SIAPs effective in less than 30 days.

Conclusion

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. For the same reason, the FAA certifies that this amendment will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 97

Air traffic control, airports, navigation (air).

Issued in Washington, DC on October 27, 2000.

L. Nicholas Lacey,

Director, Flight Standards Service.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 97 of the Federal Aviation Regulations (14 CFR part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures, effective at 0901 UTC on the dates specified, as follows:

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

1. The authority citation for part 97 is revised to read as follows:

Authority: 49 U.S.C. 40103, 40113, 40120, 44701; 49 U.S.C. 106(g); and 14 CFR 11.49(b)(2).

2. Part 97 is amended to read as follows:

§§ 97.23, 97.25, 97.27, 97.29, 97.31, 97.33, 97.35 [Amended]

By amending: § 97.23 VOR, VOR/DME, VOR or TACAN, and VOR/DME or TACAN; § 97.25 LOC, LOC/DME, LDA, LDA/DME, SDF, SDF/DME; § 97.27 NDB, NDB/DME; § 97.29 ILS, ILS/DME, ISMLS, MLS, MLS/DME, MLS/RNAV; § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs, identified as follows:

** * * Effective Upon Publication*

FDC date	State	City	Airport	FDC No.	SIAP
09/22/00 ...	TX	Pecos	Pecos Muni	FDC 0/1728	GPS Rwy 14, Orig...
09/22/00 ...	TX	Pecos	Pecos Muni	FDC 0/1729	VOR Rwy 14, Amdt 7A...
09/25/00 ...	TX	Plainview	Hale County	FDC 0/1824	GPS Rwy 4, Orig...
10/10/00 ...	MT	Helena	Helena Regional	FDC 0/2607	VOR/DME or GPS–B Amdt 6A... Corrects TL00–23
10/11/00 ...	WI	Mosinee	Central Wisconsin	FDC 0/2658	ILS Rwy 8, Amdt 1A...
10/12/00 ...	AK	Gulkana	Gulkana	FDC 0/2680	VOR or GPS Rwy 32, Amdt 6...
10/12/00 ...	MI	Howell	Livingston County	FDC 0/2674	VOR or GPS Rwy 31, Amdt 10A...
10/13/00 ...	AK	Cordova	Merle K. (Mudhole) Smith	FDC 0/2738	NDB/DME Rwy 27, Orig...
10/13/00 ...	NM	Silver City	Grant County	FDC 0/2767	LOC/DME Rwy 26, Amdt 4A...
10/13/00 ...	PA	Harrisburg	Capital City	FDC 0/2745	GPS Rwy 26 Orig–A...
10/13/00 ...	PA	Harrisburg	Capital City	FDC 0/2746	ILS Rwy 8 Amdt 10C...
10/13/00 ...	SC	Greenville	Donaldson Center	FDC 0/2739	NDB or GPS Rwy 5, Amdt 5...
10/13/00 ...	SC	Greenville	Donaldson Center	FDC 0/2740	ILS Rwy 5, Amdt 4...
10/16/00 ...	AR	Rogers	Rogers Muni-Carter Field	FDC 0/2817	ILS Rwy 19, Amdt 2C...
10/16/00 ...	LA	New Orleans	New Orleans Intl (Moi-Sant Field)	FDC 0/2798	ILS Rwy 28, Amdt 4A...
10/16/00 ...	NM	Alamogordo	Alamogordo-White Sands Regional	FDC 0/2809	GPS Rwy 3, Amdt 1...
10/16/00 ...	NM	Alamogordo	Alamogordo-White Sands Regional	FDC 0/2810	NDB Rwy 3, Amdt 4...
10/16/00 ...	NM	Alamogordo	Alamogordo-White Sands Regional	FDC 0/2811	VOR Rwy 3, Amdt 1...
10/16/00 ...	NM	Santa Fe	Sante Fe Muni	FDC 0/2794	GPS Rwy 28, Orig...
10/17/00 ...	CT	Windsor Locks	Bradley Intl	FDC 0/2854	VOR OR TACAN Rwy 6 Orig-A...
10/17/00 ...	CT	Windsor Locks	Bradley Intl	FDC 0/2855	NDB or GPS Rwy 6 Amdt 28A...
10/17/00 ...	CT	Windsor Locks	Bradley Intl	FDC 0/2856	ILS Rwy 24 Amdt 9...
10/17/00 ...	CT	Windsor Locks	Bradley Intl	FDC 0/2858	ILS Rwy 6 (Cat I, II, III) Amdt 34A...
10/17/00 ...	DC	Washington	Ronald Reagan Washington National ...	FDC 0/2844	VOR/DME RNAV or GPS–A Amdt 6...
10/17/00 ...	MD	Baltimore	Baltimore-Washington Intl	FDC 0/2845	ILS Rwy 15L Orig...
10/17/00 ...	MD	Baltimore	Baltimore-Washington Intl	FDC 0/2848	ILS Rwy 28 Amdt 15...
10/17/00 ...	MD	Baltimore	Baltimore-Washington Intl	FDC 0/2850	ILS Rwy 33R Orig-A...
10/17/00 ...	MD	Baltimore	Baltimore-Washington Intl	FDC 0/2852	ILS Rwy 10 (CAT I, II, III) Amdt 18...
10/17/00 ...	MD	Baltimore	Baltimore-Washington Intl	FDC 0/2879	ILS Rwy 15R Amdt 15...
10/17/00 ...	MD	Baltimore	Baltimore-Washington Intl	FDC 0/2880	ILS Rwy 33L Amdt 9...
10/17/00 ...	TX	Denton	Denton Muni	FDC 0/2828	NDB or GPS Rwy 17, Amdt 6A...
10/17/00 ...	VA	Suffolk	Suffolk Muni	FDC 0/2868	GPS Rwy 7 Orig-A...
10/17/00 ...	WI	Ladysmith	Rusk County	FDC 0/2839	NDB or GPS Rwy 32, Amdt 2A...
10/17/00 ...	WY	Rawlins	Rawlins Muni	FDC 0/2830	NDB or GPS–A Amdt 9A...
10/17/00 ...	WY	Rawlins	Rawlins Muni	FDC 0/2831	VOR or GPS Rwy 22, Amdt 1A...
10/19/00 ...	AK	Fort Yukon	Fort Yukon	FDC 0/2899	VOR/DME or TACAN Rwy 21, Amdt 1B...
10/19/00 ...	AK	Fort Yukon	Fort Yukon	FDC 0/2900	VOR/DME or TACAN Rwy 3, Amdt 1B...
10/19/00 ...	IA	Boone	Boone Muni	FDC 0/2937	Copter NDB or GPS 225, Amdt 4...

FDC date	State	City	Airport	FDC No.	SIAP
10/19/00 ...	NC	Greenville	Pitt-Greenville	FDC 0/2889	VOR/DME RNAV Rwy 25, Amdt 3B...
10/20/00 ...	GA	Savannah	Savannah Intl	FDC 0/3003	ILS Rwy 36 Amdt 6B...
10/20/00 ...	MD	Baltimore	Baltimore-Washington Intl	FDC 0/2980	RNAV Y Rwy 28 Orig...
10/20/00 ...	NM	Albuquerque	Albuquerque Intl Sunport	FDC 0/2978	Radar-1. Amdt 20A...
10/20/00 ...	OR	Portland	Portland-Hillsboro	FDC 0/3011	ILS Rwy 12, Amdt 5A...
10/20/00 ...	TX	Borger	Hutchinson County	FDC 0/2994	VOR/DME or GPS Rwy 35, Amdt 3...
10/20/00 ...	VA	Richmond/Ashland	Hanover County Muni	FDC 0/2998	VOR Rwy 16 Orig–D...
10/23/00 ...	IA	Boone	Boone Muni	FDC 0/3090	NDB Rwy 32, Amdt 6...
10/23/00 ...	IA	Boone	Boone Muni	FDC 0/3092	NDB Rwy 14, Amdt 9A...
10/24/00 ...	MO	St Louis	Lambert-St Louis Intl	FDC 0/3151	ILS Rwy 30L, Amdt 11...
10/24/00 ...	ND	Grand Forks	Grand Forks Intl	FDC 0/3170	LOC BC Rwy 17R, Amdt 12C...
10/24/00 ...	SD	Rapid City	Rapid City Regional	FDC 0/3157	VOR or TACAN or GPS Rwy 32, Amdt 24A...
10/25/00 ...	AR	Fort Smith	Fort Smith Regional	FDC 0/3220	ILS Rwy 25, Amdt 20...
10/25/00 ...	AR	Fort Smith	Fort Smith Regional	FDC 0/3221	NDB Rwy 25, Amdt 24A...
10/25/00 ...	AR	Rogers	Rogers Muni-Carter Field	FDC 0/3229	VOR Rwy 1, Amdt 13...
10/25/00 ...	MN	Fairmont	Fairmont Muni	FDC 0/3218	IRS Rwy 31, Orig-A...
10/25/00 ...	MN	Rochester	Rochester Intl	FDC 0/3228	VOR or GPS Rwy 2, Amdt 16...
10/25/00 ...	MO	Kansas City	Kansas City Intl	FDC 0/3205	ILS Rwy 19R (Cat. I, II, III), Amdt 9B...
10/25/00 ...	ND	Grand Forks	Grand Forks Intl	FDC 0/3225	ILS Rwy 35L, Amdt 11A...
10/25/00 ...	NJ	Trenton	Trenton Mercer	FDC 0/3233	GPS Rwy 16 Orig-A...
10/25/00 ...	TX	College Station	Easterwood Field	FDC 0/3222	ILS Rwy 3A, Amdt 11A...
10/25/00 ...	TX	College Station	Easterwood Field	FDC 0/3223	NDB Rwy 34, Amdt 11C...
10/25/00 ...	WI	Eau Claire	Chippewa Valley Regional	FDC 0/3230	LOC/DME BC Rwy 4, Amdt 8...

[FR Doc. 00–28186 Filed 11–1–00; 8:45 am]
BILLING CODE 4910–13–M

FEDERAL TRADE COMMISSION

16 CFR Part 305

Rule Concerning Disclosures Regarding Energy Consumption and Water Use of Certain Home Appliances and Other Products Required Under the Energy Policy and Conservation Act

CFR Correction

In Title 16 of the Code of Federal Regulations, parts 0 to 999, revised as of January 1, 2000, on page 288, in the appendices to Part 305, the second ''Appendix A1 to Part 305'' is removed.

[FR Doc. 00–55517 Filed 11–1–00; 8:45 am]
BILLING CODE 1505–01–D

SECURITIES AND EXCHANGE COMMISSION

17 CFR Parts 230 and 240

[Release Nos. 33–7912, 34–43487, IC–24715; File No. S7–26–99]

RIN 3235–AH66

Delivery of Proxy Statements and Information Statements to Households

AGENCY: Securities and Exchange Commission.

ACTION: Final rule.

SUMMARY: We are adopting amendments to the proxy rules under the Securities Exchange Act of 1934. These amendments permit companies and intermediaries to satisfy the delivery requirements for proxy statements and information statements with respect to two or more security holders sharing the same address by delivering a single proxy statement or information statement to those security holders. This method of delivery, often referred to as ''householding,'' will reduce the amount of duplicative information that security holders receive and lower printing and mailing costs for companies. These amendments also modify the rules for householding annual reports. Finally, we are amending Rule 154 under the Securities Act of 1933 to permit householding of proxy statements combined with prospectuses.

EFFECTIVE DATE: The rule amendments will be effective December 4, 2000. This is the date on which companies can rely on these rules to begin householding. Companies may begin to solicit consents to householding prior to the effective date of these rules.

FOR FURTHER INFORMATION CONTACT: Heather Maples, Attorney-Adviser, Division of Corporation Finance, at (202) 942–2900.

SUPPLEMENTARY INFORMATION: We are adopting amendments to Rule 154 [1] under the Securities Act of 1933 [2] and Rules 14a–2,[3] 14a–3,[4] 14a–7,[5] 14b–1,[6] 14b–2,[7] 14c–3,[8] and Schedules 14A and 14C [9] under the Securities Exchange Act of 1934.[10]

I. Background

The federal securities laws generally require public companies to deliver a ''proxy statement'' when they solicit proxy voting authority from their security holders.[11] Even when they are not soliciting proxy voting authority, these companies must deliver an ''information statement'' to security holders when they are taking certain corporate actions. Lastly, in connection with the delivery of a proxy statement or information statement, when directors are being elected, these companies must send security holders an annual report.[12] As a result of ownership of securities by individuals through different types of accounts, such as brokerage accounts, individual retirement accounts and custodial accounts for minors, duplicate copies of these documents often are delivered to a single household.[13]

We are adopting amendments to the proxy rules to reduce the amount of this duplicative information that security holders receive.[14] Today's amendments expand upon rules we adopted in November 1999 that permit companies to household prospectuses, annual reports and investment company semi-annual reports if the document is delivered to a shared address and security holders properly consent to householding.[15]

At the time we originally proposed those rules, we did not propose rules to permit householding of proxy statements and information statements. However, in response to those original proposals, several commenters suggested that we consider further action to permit the householding of proxy materials. A number of commenters noted that householding proxy materials would facilitate the common practice of mailing the annual report together with the proxy statement or information statement. A few commenters further suggested that we extend the proposed householding provisions expressly to permit broker-dealers and banks (''intermediaries'') to household delivery of annual reports, proxy statements and information statements to beneficial owners of equity securities.

In response to these comments, when we adopted the rules to permit the householding of prospectuses, annual reports and investment company semi-annual reports, we also proposed to permit delivery of one proxy statement or information statement to security holders who share an address. We proposed these rules to reduce the number of duplicate documents delivered to security holders and conform the provisions regarding the householding of proxy statements and information statements to the amendments that permit the householding of prospectuses, annual reports and investment company semi-annual reports.

We received 16 comment letters in response to the proposals.[16] Commenters generally supported householding of proxy statements and information statements, but many suggested changes that would affect the scope and conditions of the rules. We are adopting the proposed amendments, with a number of modifications that address issues raised by commenters. The adopted rules differ from the proposed rules in that they will

- Expand the permitted forms of addressing householded annual reports and proxy statements or information statements to include any form to which each security holder included in a householded group consents in writing;
- Shorten the notification period for householding by implied consent to 60, rather than 90, days;
- Eliminate the proposed requirement that the notice of intent to household by implied consent be delivered separately from any other communications; and
- Permit intermediaries to household only if the company does not object.

Rule 154, as originally adopted, prohibited the householding of combination proxy statement-prospectuses delivered for business combinations, exchange offers or reclassifications of securities registered on Forms N–14,[17] S–4 [18] and F–4.[19] To coordinate Rule 154 with today's amendments to the proxy rules, we are adopting, as proposed, an amendment to Rule 154 that removes the prohibition on householding of those combination proxy statement-prospectuses.

I. Discussion

A. Purpose of the Amendments

Companies, intermediaries and security holders have indicated to us in the past that the distribution of multiple copies of the same document to security holders who share the same address often inundates security holders with unwanted mail and causes the company to incur higher than necessary printing and mailing costs. Today's amendments will alleviate these concerns by allowing companies and intermediaries to household proxy statements and information statements to both record and beneficial security holders in the same manner as they may household prospectuses and annual reports to security holders.

B. Delivery of Proxy Statements and Information Statements to a Household

1. Today's Amendments

Exchange Act Rule 14a–3 requires a company to furnish a proxy statement to security holders before soliciting proxy voting authority for a matter submitted to a security holder vote.[20] Companies are able to deliver proxy statements directly only to their security holders of record; they generally must deliver proxy statements to their beneficial security holders indirectly through intermediaries.[21]

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[1] 17 CFR 230.154.

[2] 15 U.S.C. 77a *et seq.*

[3] 17 CFR 240.14a–2.

[4] 17 CFR 240.14a–3.

[5] 17 CFR 240.14a–7.

[6] 17 CFR 240.14b–1.

[7] 17 CFR 240.14b–2.

[8] 17 CFR 240.14c–3.

[9] 17 CFR 240.14a–101 and 240.14c–101.

[10] 15 U.S.C. 78a *et seq.*

[11] The proxy rules apply only to companies with equity securities registered under Section 12 of the Exchange Act and to investment companies registered under the Investment Company Act of 1940 [15 U.S.C. 80a *et seq.*].

[12] Rule 14a–3(b) [17 CFR 240.14a–3(b)].

[13] *See* Delivery of Disclosure Documents to Households, Securities Act Release No. 7475 (Nov. 13, 1997) [62 FR 61933 (Nov. 20, 1997)], at nn.1–6 and accompanying text.

[14] We proposed these amendments in Delivery of Proxy Statements and Information Statements to Households, Securities Act Release No. 7767 (Nov. 4, 1999) [64 FR 62548 (Nov. 16, 1999)] (''Proposing Release'').

[15] *See* Delivery of Disclosure Documents to Households, Securities Act Release No. 7766 (Nov. 4, 1999) [64 FR 62540 (Nov. 16, 1999)].

[16] The commenters included one individual, one corporate issuer, four financial institutions (investment advisers, mutual fund complexes and broker-dealers), six trade associations, one state regulatory commission, one consultant and two providers of security holder communication services. Some commenters endorsed letters submitted by other commenters. These comment letters and a summary of comments prepared by our staff are available for public inspection and copying in our Public Reference Room, 450 Fifth Street, N.W., Washington, D.C. 20549, in File No. S7–26–99. Public comments submitted by electronic mail are on our website, *www.sec.gov.*

[17] 17 CFR 239.23.

[18] 17 CFR 239.25.

[19] 17 CFR 239.34.

[20] *See* Rule 14a–3(a) [17 CFR 240.14a–3(a)].

[21] Under Rules 14b–1 and 14b–2, an intermediary is required to forward proxy soliciting materials and forms of proxy or requests for voting instructions to beneficial owners on whose behalf the

Continued

If the proxy solicitation relates to a meeting at which directors will be elected, an annual report to security holders must accompany or precede the proxy statement. That annual report to security holders must include specified financial information about the company.[22]

In November 1999, we adopted amendments to Rule 14a–3 to permit companies to household the annual report to security holders. When the annual report must accompany or precede the proxy statement, companies generally mail the annual report with the proxy statement in the same envelope.[23] As a result, a company's inability to household its proxy statement limits its ability to reduce costs by householding the annual report.

Under today's amendments, a proxy statement is considered delivered to all security holders at a shared address,[24] for purposes of the federal securities laws, if [25]

- The company or intermediary relying on the rules delivers the document to the shared address;
- The company or intermediary relying on the rules addresses the document in accordance with the rules;
- The security holders consent to delivery of a single document in accordance with the rules;
- If the document is a proxy statement, the company includes a separate proxy card for each security holder sharing an address; and
- The company includes an undertaking regarding prompt delivery of separate copies of the document in the proxy statement.

We are amending Rule 14c–3 to permit companies to household information statements in the same manner as they may household proxy statements under Rule 14a–3.[26]

2. Conditions to Today's Amendments

a. Consent.

Amended Rule 14a–3 requires a company to obtain consent from each security holder who will be included in a householded group.[27] A company could either obtain an affirmative written consent from a security holder or rely on an implied consent obtained in accordance with the rules we adopt today.[28]

i. Affirmative written consent.

A company may household the proxy statement or information statement to related or unrelated security holders sharing an address if each of the security holders consents in writing [29] to the company's delivery of one proxy statement or information statement to the shared address. In order to satisfy the written consent requirement, a security holder would need to consent specifically to householding of proxy statements and information statements. In addition, in order for a written consent to be considered valid, a security holder must be informed of the following, prior to giving written consent:

- The duration of the consent,
- The procedures the security holder must follow to revoke consent, and
- The company's obligation to begin sending individual copies to a security holder within 30 days after the security holder revokes consent.

ii. Implied consent.

Today's amendments permit a company to deliver a single proxy statement or information statement to multiple security holders who share an address without obtaining affirmative written consent to householding from those security holders, if all of the following conditions are met.[30]

- Each security holder at the shared address has the same last name as the other security holders (or the company reasonably believes that they all are members of the same family).[31]
- At least 60 days before beginning delivery by householding, the company sends each record security holder at the shared address a separate written notice in plain English [32] of its intention to household proxy statements and information statements.[33]
- The notice or envelope in which the notice is mailed includes the following prominent statement, or similar clear and understandable statement, in boldface type: ''Important Notice Regarding Delivery of Security Holder Documents.'' If the notice is mailed with other security holder communications, both the notice and the envelope containing the notice must include this prominent statement.[34]
- The notice provides security holders who object to householding with a reply form or toll-free telephone number to object to householding.[35]
- The notice states the duration of the consent and explains how a security holder can revoke consent to householding.[36]
- The company does not receive notice that the security holders object to householding within the 60-day waiting period.[37]

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intermediary holds securities. In Regulation of Communications Among Shareholders, Exchange Act Release No. 31326 (Oct. 16, 1992) [57 FR 48276 (Oct. 22, 1992)], we indicated that companies and their security holders may mail proxy soliciting materials directly to non-objecting or consenting beneficial owners, provided that they also disseminate the materials through the record holders and provide adequate disclosure concerning the need for the record holders to execute the proxies.

[22] *See* Rule 14a–3(b).

[23] Some companies have chosen to deliver proxy statements and annual reports in electronic rather than paper format. Section II.B.2.d. of this release discusses householding of electronic documents.

[24] A company may household annual reports, proxy statements or information statements to a single security holder holding the same securities in two or more accounts with the same address without having to comply with the householding provisions relating to annual reports, proxy statements or information statements. This also is true when a security holder is acting as custodian for securities (1) in an account created under a state Uniform Gifts to Minors Act or Uniform Transfers to Minors Act and the security holder also holds the same security in his or her own account, with the same address; or (2) in two or more accounts created under a state UGMA or UTMA. *See* Delivery of Disclosure Documents to Households, Securities Act Release No. 7766 (Nov. 4, 1999) [64 FR 62540 (Nov. 16, 1999)], at n. 6.

[25] Rule 14a–3(e)(1) [17 CFR 240.14a–3(e)(1)].

[26] Rule 14c–3(c) [17 CFR 240.14c–3(c)].

[27] Rule 14a–3(e)(1)(i)(C) [17 CFR 240.14a–3(e)(1)(i)(C)].

[28] Rule 14a–3(e)(1)(ii) [17 CFR 240.14a–3(e)(1)(ii)].

[29] Securities Act Rule 154, Exchange Act Rule 14a–3(e)(1) and Investment Company Act Rule 30d–1 do not prevent security holders from consenting or revoking consent electronically.

[30] Rule 14a–3(e)(1)(ii)(B) [17 CFR 240.14a–3(e)(1)(ii)(B)].

[31] Rule 14a–3(e)(1)(ii)(B)(1) [17 CFR 240.14a–3(e)(1)(ii)(B)(1)]. Some commenters expressed concern about the ability to discern whether certain security holders residing at the same address are members of the same family (*e.g.,* a husband and wife with different surnames). We believe that companies relying on the rule may, in many cases, be able to base their reasonable belief on information already provided by the security holder (*e.g.,* in an account agreement).

[32] *See* Note to Rule 14a–3(e)(1)(ii)(B)(2) [17 CFR 240.14a–3(e)(1)(ii)(B)(2)]. This Note refers to Securities Act Rule 421(d)(2) [17 CFR 230.421(d)(2)].

[33] An intermediary may household proxy statements or information statements to beneficial owners of the company's securities so long as the company does not object. In that event, the intermediary, rather than the company, must send the required written notice of its intention to household. *See* the Notes to Rules 14b–1(b)(2) [17 CFR 240.14b–1(b)(2)] and 14b–2(b)(3) [17 CFR 240.14b–2(b)(3)] and Section II.C. of this release.

[34] Rule 14a–3(e)(1)(ii)(B)(2)(vii) [17 CFR 240.14a–3(e)(1)(ii)(B)(2)(vii)].

[35] Rule 14a–3(e)(1)(ii)(B)(2)(iii) [17 CFR 240.14a–3(e)(1)(ii)(B)(2)(iii)]. In addition to providing a reply form or toll-free telephone number, the notice also may provide supplemental methods of opting out of householding, such as sending the reply form to a facsimile telephone number or responding by e-mail. Reply forms to be returned by mail must be pre-addressed and returnable by business reply mail or by another method in which the person relying on the rule pays the postage.

[36] Rule 14a–3(e)(1)(ii)(B)(2)(iv) and (v) [17 CFR 240.14a–3(e)(1)(ii)(B)(2)(iv) and (v)].

[37] Rule 14a–3(e)(1)(ii)(B)(3) [17 CFR 240.14a–3(e)(1)(ii)(B)(3)]. If the company receives notice that one or more security holders object to householding within the 60-day waiting period, but there are two or more security holders at the shared address who do not object, the company would be able to household to the non-objecting security holders.

• The company delivers householded proxy statements or information statements only to a post office box or residential street address.[38]

(A) Same last name or members of same family.

Almost all of the commenters supported householding by implied consent, noting that an implied consent procedure will reduce the costs of obtaining householding consents. Although several commenters urged us to relax this requirement for householding by implied consent,[39] two commenters supported the requirement that a company could only use implied consent for members of the same household who share the same last name or who the company reasonably believes are members of the same family. This, they thought, is a useful safeguard to ensure that all security holders at a shared address have access to the proxy statement or information statement.[40]

As discussed in the proposing release for Rule 154, we designed the prospectus householding rule so that householding by implied consent would be limited to circumstances suggesting that the security holders not receiving a separate disclosure document would wish to consent and that they would have access to the disclosure document if delivered to another security holder. This was because householding without affirmative consent creates the risk that a security holder who wishes to receive a document will not receive one. Due to these concerns, and in response to the comments supporting the restrictions as necessary to safeguard security holders, we are retaining the requirement as proposed and will limit householding by implied consent to circumstances where the security holders share the same last name or the company reasonably believes they are members of the same family.[41] This approach also will help ensure consistency with the procedures required by Rule 154 regarding householding of prospectuses.

(B) 60-day waiting period.

We originally proposed that companies be required to send the notice of their intention to household at least 90 days before beginning delivery of householded documents. The majority of commenters felt that a 90-day waiting period would be too long. Today's amendments require that companies send the notice at least 60 days in advance of beginning householding. In addition to maintaining consistency with Rule 154, we believe the 60-day waiting period adequately protects security holders by allowing them a reasonable time to respond. We caution companies, however, to carefully examine their schedules for proxy printing and delivery so that they can allow additional time necessary to avoid interfering with the proxy statement mailing schedule.[42]

(C) Required legend on the notice.

The proposed proxy statement and information statement householding rules would have required companies to mail the notice of intent to household separately from other security holder communications. We have relaxed that requirement to allow those notices to be mailed with other communications, such as, for example, account statements, dividend checks or security holder reports.[43] However, because of this change, we also have revised the legending requirement from the proposal.[44] We proposed to require companies to include a prominent statement reading ''Important Notice Regarding Delivery of Security Holder Documents,'' or a similar clear and understandable statement, in bold-face type on either the notice itself or the envelope in which the notice was mailed. Because the notice may now be included in the same package as other materials, we believe it is appropriate to revise this section to make it consistent with Rule 154, which requires the legend to appear on both the notice and the envelope containing it if the notice is mailed with other security holder communications.

(D) Implied consent only for post office boxes or residential street addresses.

There was limited objection to the proposed requirement that companies deliver documents householded by implied consent only to a residential street address or post office box. Under Rule 14a–3(e)(1), a company can assume that any street address is residential unless the company has information indicating that the address is a business.[45] We have adopted the requirement as originally proposed. We intend that the residential street address requirement will prevent companies, absent affirmative written consent, from householding a proxy statement or information statement to security holders with the same last name who share a business address but are not related.

b. Duration of consent.

Companies could solicit from security holders a consent to householding of perpetual duration that is valid until revoked, or a consent of limited duration such as one year or a specified number of years. If a company relies on implied consent to householding, the required 60-day notice to security holders must state clearly whether the company intends to household indefinitely or for a specified period.[46] Security holders may revoke their consent to householding at any time by instructing the company orally or in writing. A company could not continue to household the proxy statement or information statement more than 30

[38] Rule 14a–3(e)(1)(ii)(B)(4) [17 CFR 240.14a–3(e)(1)(ii)(B)(4)]. One of the conditions to householding proxy statements and information statements by implied consent requires delivery of the householded document to a post office box or residential street address. As a result, the rules do not permit householding by implied consent to an electronic address. Section II.B.2.d. of this release discusses householding of electronic documents.

[39] *See* comment letters of ADP Investor Communication Services, the American Society of Corporate Secretaries, the Corporate Actions Division of the Securities Industry Association, Fidelity Management & Research Company, the Investment Company Institute, Prudential Securities, and the Association of Publicly Traded Companies. These commenters noted that individuals often share a household without sharing the same last name or otherwise belonging to the same family. In addition, these commenters were concerned that the process of gathering information necessary to form a reasonable belief that security holders are members of the same family may offend some individuals' sense of privacy and, in any event, may not yield a clear indication that two clients sharing the same residence are related. These commenters generally believed that security holders sharing a residence would be more than adequately protected by the rules' notice and consent revocation procedures.

[40] *See* comment letters of the Alabama Securities Commission and the North American Securities Administrators Association.

[41] As explained in the release adopting Rule 154, we believe companies may use information they have previously obtained from security holders or other sources to form a reasonable belief that security holders are members of the same family. However, a company may not form a reasonable belief that security holders are members of the same family based solely on the fact that the security holders reside at the same address.

[42] A company should not mail householded materials until the 60-day waiting period for implied consent has run and the company has processed any objections received during the 60-day waiting period. Also, companies should consider how their obligations under Rule 14a–13 [17 CFR 240.14a–13] affect their schedule. Rule 14a–13 generally requires companies to request the number of sets of materials needed by intermediaries for delivery to beneficial owners 20 business days before the company's record date. The number of security holders receiving householded documents will affect the number of sets of materials needed by intermediaries.

[43] Although the notice may be mailed in the same package with other communications, it must be a separate written document.

[44] Rule 14a–3(e)(1)(ii)(B)(2)(vii).

[45] *See* Note to Rule 14a–3(e)(1)(ii)(B)(4).

[46] Rule 14a–3(e)(1)(ii)(B)(2)(iv). Even if a company solicits ''perpetual'' consent to householding from all of its security holders, it will have to solicit consent from new security holders as they open their accounts or at a later time.

days after receiving a revocation instruction from a security holder.[47]

c. Addressing.

We are adopting, as proposed, provisions that allow companies the flexibility to address the householded copy of the proxy statement or information statement either to security holders as a group (*e.g.*, ''ABC Corporation Security Holders,'' ''Jane Doe and Household'' or ''Household of Jane Doe'') or to each of the security holders sharing the address (*e.g.*, ''Jane Doe and Mary Doe'').[48] We understand from the comments received that it may be less costly in some instances for companies to address the householded proxy materials using an existing account title (*e.g.*, to one individual in the household), rather than using a group address. In response to these comments, the final rule allows an additional alternative; security holders may consent to an alternative, specific means of addressing, if the company so requests.[49] The alternative addressing provision will allow companies to vary only the recipient line of the address; companies may not use this provision to deliver a householded document to an address that is not shared by each security holder included in the householded group. A company may rely on the alternative addressing provision only if each security holder to be included in the householded group consents, in writing, to the specific form of address the company will use. A company will not be required to comply with security holder requests to address the materials in any format not suggested by the company. However, if a security holder indicates that his or her consent is contingent on a particular form of addressing, that consent will not be valid unless the company addresses the materials in the format requested by the security holder.

Companies may request that those security holders to be included in a householded group consent to addressing the materials to only one of the security holders. However, before using that form of address, a company must receive a written consent to using the company-suggested form of address from each security holder to be included in the householded group.

The term ''address,'' for purposes of today's amendments, means a street address, post office box number, an electronic mail address, facsimile telephone number or similar destination to which paper or electronic documents are delivered. If a company has reason to believe that an address is a street address of a multi-unit building, the address also would have to include the unit number.

d. Electronic householding.

Some companies have chosen to deliver proxy statements and annual reports in electronic rather than paper format. Because the potential benefits of householding electronic documents appeared to be minimal,[50] we did not propose and the amendments we adopt today will not allow companies or intermediaries to rely on implied consent to household electronically delivered proxy statements and information statements.

However, a company may household documents delivered electronically, provided it obtains a valid consent to electronic delivery of documents and a valid affirmative written consent to householding. We have previously issued interpretive guidance on the procedures a company should follow to obtain valid consent to electronic delivery of documents.[51] In this regard, we note that the recently enacted Electronic Signatures Act [52] also addresses consenting to receive information electronically. We are still considering that legislation and will address how it may impact our previous interpretive guidance at a later time.

Under Rule 14a–3(e)(1)(i)(B), a company must address a householded document to the security holders as a group, to each of the security holders individually, or to the security holders in a form to which each of the security holders has consented in writing. Securities Act Rule 154 and Investment Company Act Rule 30d–1 require a company to address a householded document to the security holders as a group or to each of the security holders individually. A company householding electronically delivered documents may satisfy those provisions by including either of the two specified group address formats in the subject line of the electronically delivered document. A company householding electronically under Rule 14a–3(e)(1) may, in the alternative, obtain the affirmative written consent of each security holder at the shared electronic address to deliver the documents to that electronic address (*e.g.,* jdoe@isp.com).[53] Companies and intermediaries should also note that because householded documents must be delivered to a shared address, they may not deliver householded documents electronically to security holders who share the same street address but who do not share the same electronic address.

3. Disclosure Regarding Householding and Undertaking to Provide Additional Copies of Householded Documents

When a company households an annual report, proxy statement or information statement, it must undertake, in its proxy statements and information statements, to deliver a separate copy of the document to any security holder who did not receive an individual copy of the householded document and who requests an extra copy.[54] The company must provide instructions as to how a security holder may notify the company that the security holder wishes to receive an additional copy of an annual report, proxy statement or information statement. Although the proposed rules did not include a requirement that companies include specific instructions to inform security holders how to request additional copies, we believe this information is necessary for the required undertaking to adequately protect security holders. Providing a single point of contact for security holders requesting additional copies also will allow companies to respond more efficiently to these requests. The company would have to deliver the separate copy promptly after receiving a security holder request.

This undertaking requirement ensures that a security holder who has consented to householding, but then

[47] Rule 14–3(e)(1)(iii) [17 CFR 240.14a–3(e)(1)(iii)].

[48] Rule 14a–3(e)(1)(i)(B) [17 CFR 240.14a–3(e)(1)(i)(B)].

[49] Note, however, that Rule 154, as amended, does not allow companies to use an alternative addressing format.

[50] In response to our proposals regarding householding of prospectuses and annual reports to security holders, none of the comments stated that householding electronically delivered documents would save money or that security holders had been requesting this form of delivery. *See* Delivery of Proxy Statements and Information Statements to Households, Securities Act Release No. 7767 (Nov. 4, 1999) [64 FR 62548 (Nov. 16, 1999)] at n. 43.

[51] Those procedures were set forth in Use of Electronic Media, Securities Act Release No. 7856 (April 28, 2000) [65 FR 25843 (May 4, 2000)]; Use of Electronic Media for Delivery Purposes, Securities Act Release No. 7233 (Oct. 6, 1995) [60 FR 53548 (Oct. 13, 1995)]; and Use of Electronic Media by Broker-Dealers, Transfer Agents, and Investment Advisers for Delivery of Information, Securities Act Release No. 7288 (May 9, 1996) [61 FR 24644 (May 15, 1996)].

[52] Electronic Signatures in Global and National Commerce Act, Pub. L. No. 106–229 (2000).

[53] We would not consider two security holders who have separate electronic addresses under one internet service provider account to share an electronic address. For example, a security holder using the electronic address johndoe@isp.com does not share an electronic address with a security holder using the electronic address janedoe@isp.com, even though the two addresses may be provided under the same internet service account.

[54] The security holder must be allowed to request an extra copy orally or in writing. *See* Rule 14a–3(e)(1)(i)(E) [17 CFR 240.,14a–3(e)(1)(i)(E)], Item 23 of Schedule 14A [17 CFR 240.14a–101]; and Item 5 of Schedule 14C [17 CFR 240.14c–101].

experiences a change in circumstances that makes sharing a householded document impractical, still has access to the annual report, proxy statement or information statement. Although the 1999 amendment to Rule 14a–3 did not require this undertaking, today's amendments impose the requirement not only for proxy statements and information statements but also for annual reports.

We have revised Rule 14a–3(e)(1)(i)(E) from the proposal to clarify that a company must include the undertaking in each proxy statement or information statement if the company or any intermediary delivers annual reports, proxy statements or information statements in householded form to either record or beneficial security holders. In addition, at the company's option, it may restate the undertaking in any document delivered in householded form. We have amended Schedules 14A [55] and 14C [56] to require the undertaking.

We also have amended Schedules 14A [57] and 14C [58] to require a company that chooses to household the annual report, proxy statement or information statement to include the following information in the proxy statement or information statement:

- A statement that only one annual report, proxy statement or information statement is being delivered to multiple security holders sharing an address unless the company has received contrary instructions from one or more of the security holders;
- The phone number and mailing address of a point of contact the security holder can use to notify the company that the security holder wishes to receive a separate annual report, proxy statement or information statement in the future; and
- Instructions as to how security holders can request householding if they are receiving multiple copies of the annual report, proxy statement or information statement.

We received no comments objecting to the proposed content of the required disclosure.[59] Companies should note that they will be responsible for providing this disclosure if any intermediary households proxy statements or information statements to beneficial owners.[60]

4. Inclusion of Multiple Proxy Cards with Single Proxy Statement

Rule 14a–4(f) [61] forbids any person conducting a proxy solicitation to deliver a form of proxy, often referred to as a ''proxy card,'' to a security holder unless it is accompanied or preceded by a proxy statement. Therefore, security holders generally receive the proxy card in the same envelope that contains the company's proxy statement and annual report. Proxy cards are addressed based on the security holder account titles appearing on a company's list of registered holders.

Under today's amendments, a company would need to continue sending a separate proxy card with the householded proxy statement for each separate security holder account with respect to which proxy authority is being solicited. For example, if a husband and wife each hold the same company's securities in their own individual accounts, a company could deliver a single proxy statement and annual report to them but would have to provide two separate proxy cards and designate the proxy cards individually based on the two account titles.

We understand that inserting multiple proxy cards with a single set of proxy materials may not be the best solution for all companies or intermediaries. Several commenters indicated, for instance, that they may include one proxy card with the householded materials and mail the remaining proxy cards in separate envelopes. In order to comply with Rule 14a–4(f), which requires a definitive proxy statement to accompany or precede any proxy card delivered, companies may presume that they meet the requirements of that rule if any proxy cards to be delivered separately are mailed after the householded definitive proxy statement is mailed and the proxy cards and proxy statement are mailed using the same method of delivery (*e.g.*, first class mail).

5. State Law Requirements Concerning Notice of Meeting

Many state corporate codes contain provisions requiring companies to provide security holders of record with written notices of meetings and adjourned meetings. The provisions generally state that written notice of a meeting at which security holders are required or permitted to take action must be sent to each security holder of record a specified number of days before the meeting date. For example, the Delaware General Corporate Code states that written notice of any meeting shall be given not less than 10 nor more than 60 days before the date of the meeting to each security holder entitled to vote at the meeting.[62] This notice typically is transmitted with the proxy statement.

Because it is unclear whether a householded proxy statement that includes the meeting notice would satisfy state law requirements that companies deliver a notice to each record security holder, we solicited comment on whether and how companies could meet state law notice requirements under the proposed rules. Although two commenters indicated that state law meeting notice requirements present neither legal nor practical obstacles to householding, [63] one commenter expressed the view that the Commission should work with the states to make clear that the householding rules apply to security holder meeting notices delivered pursuant to state law.[64] We wish to clarify that the requirements for security holder meeting notices are governed by state law, rather than by the Commission's proxy rules, and these rule amendments are not intended to preempt state law. Therefore, any company choosing to household the proxy statement will have to consider the possible need to deliver separately the notice of meeting to each security holder in the household to satisfy state law requirements.

6. Business Combination Proxy Statement-Prospectuses

As adopted in November 1999, Securities Act Rule 154 prohibited the householding of prospectuses delivered in connection with business combination transactions, exchange offers and reclassifications of securities.[65] In the release proposing Rule 154,[66] we requested comment on whether companies should be permitted to household those types of prospectuses, given that they generally

[55] *See* Item 23 of Schedule 14A.

[56] *See* Item 5 of Schedule 14C.

[57] *See* Item 23 of Schedule 14A.

[58] *See* Item 5 of Schedule 14C.

[59] Some commenters said that we should be more flexible as to the location of the required disclosures. The information will be more useful to security holders if it is included in a document that is actually delivered to security holders, rather than in a document that is filed with the Commission but not delivered. We, therefore, think the more appropriate location for the disclosure is in proxy statements and information statements.

[60] See Section II.C. of this release for a further discussion.

[61] 17 CFR 240.14a–4(f).

[62] 8 Del. C. Section 222 (1999).

[63] *See* comment letters of Lucent and the American Society of Corporate Secretaries.

[64] *See* comment letter of Charles Schwab.

[65] This prohibition was in paragraph (e) of Rule 154 [17 CFR 230.154(e)]. That paragraph prohibited reliance on Rule 154 in connection with the delivery of a prospectus filed as part of a registration statement on Forms N–14, S–4 or F–4 or delivered in connection with a business combination transaction, exchange offer or reclassification of securities. As part of today's amendments, we are rescinding paragraph (e) of Rule 154.

[66] Delivery of Disclosure Documents to Households, Securities Act Release No. 7475 (Nov. 13, 1997) [62 FR 61933 (Nov. 20, 1997)].

are accompanied by proxy cards or tender offer material that must be executed by each security holder. Several commenters on the proposed proxy householding rules supported broadening Rule 154 to permit householding of those types of prospectuses.[67]

Upon consideration of these comments, and because the proposals described in this release would permit the householding of proxy statements, we are amending Rule 154 to expand its coverage to include combined proxy statement-prospectuses delivered in connection with business combinations, exchange offers or reclassifications of securities. As with householding of proxy statements that are not combined with prospectuses, companies householding the combined proxy statement-prospectuses would continue to have to include separate proxy cards that need to be executed by each individual security holder in the household. Similarly, amended Rule 154 does not affect any other applicable requirement of state or federal law concerning the delivery of any document that requires individual execution, such as a security holder response to a tender offer.

C. Householding of Proxy Statements and Information Statements by Intermediaries to Beneficial Owners

Rule 14b–1 sets forth obligations of registered brokers and dealers to forward company communications to beneficial owners. Rule 14b–2 sets forth similar obligations of banks, associations and other entities that exercise fiduciary powers. We proposed changes to Rules 14b–1 and 14b–2 that would have permitted these intermediaries, on their own initiative or at the request of a company, to household the annual report, proxy statement or information statement to beneficial owners sharing an address if the householding requirements were met.

We received significant comment on this proposal. Commenters agreed that it was appropriate to allow intermediaries to household materials in the same manner as companies.[68] However, comment was divided regarding whether intermediaries should be permitted to household without the consent of companies,[69] whether companies may require intermediaries to household [70] and whether intermediaries or companies should bear the expense related to the gathering of consents to householding. [71]

In response to the commentary on this proposal, we believe that it is appropriate that companies and intermediaries mutually agree to the householding of materials. Therefore, we are adding notes to Rules 14b–1(b)(2) and 14b–2(b)(3) to permit, but not require, an intermediary to household annual reports, proxy statements and information statements [72] either

- At the request of the company, or
- On its own initiative, but only if the company does not object.

An intermediary need not obtain an affirmative consent from a company before beginning householding. We think it is sufficient if the intermediary provides advance notice to a company that it intends to begin householding, with specific instructions as to how the company may object to householding. The intermediary should direct this notice to the company's senior officer in charge of security holder communications or other person the company specifies for this purpose. If a company objects, the intermediary may not household that company's documents. An intermediary must cease householding a company's documents if the company objects at any time.

Under amended Rules 14b–1(b)(2) and 14b–2(b)(3), an intermediary, rather than the company, would follow the procedures described in Rule 14a–3(e)(1), with the exception of Rule 14a–3(e)(1)(i)(E), and obtain consent to householding from beneficial owners.[73] Intermediaries using voting instruction forms to elicit information from beneficial owners as to how their shares should be voted would have to include a separate form for each beneficial owner who will receive a householded proxy statement.[74] This is similar to the requirement that companies must include a separate proxy card for each individual record holder who receives a householded proxy statement.

Several commenters discussed whether the company or the intermediary should be responsible for satisfying the undertaking to provide an additional copy of the householded materials upon request from a security holder. We believe that the company should bear this responsibility. However, as today's amendments permit intermediaries to household only when there is mutual agreement between the company and the intermediary, those two parties may agree otherwise.

Under today's amendments, intermediaries or their agents may offer

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[67] *See* comment letters of the American Society of Corporate Secretaries, the Corporate Actions Division of the Securities Industry Association, Charles Schwab, the Investment Company Institute, and Fidelity Management & Research Company.

[68] *See* comment letters of ADP Investor Communication Services, the American Society of Corporate Secretaries, the Corporate Actions Division of the Securities Industry Association, Fidelity Management & Research Company, the Securities Industry Association, the Investment Company Institute, Charles Schwab, Prudential Securities, and Lucent. We received no comments objecting to householding by intermediaries.

[69] Fidelity Management & Research Company and the Investment Company Institute supported a requirement that intermediaries obtain company consent before householding, noting concerns that companies be able to control their expenses and that companies ultimately retain the responsibility to provide the disclosure documents. The American Society of Corporate Secretaries, ADP Investor Communication Services, Charles Schwab, Prudential Securities and the Securities Industry Association thought that intermediaries should not have to obtain company consent, with some noting that the requirement to obtain each company's consent might prevent the most cost-effective implementation of householding.

[70] Lucent, the Investment Company Institute, Fidelity Management & Research Company and the American Society of Corporate Secretaries indicated that companies should be able to direct intermediaries to household. These commenters cited maximum realization of savings and control of company or fund expenses as support for their views. In contrast, ADP Investor Communication Services and the Corporate Actions Division of the Securities Industry Association opposed giving companies the ability to direct intermediaries to household. These commenters noted that intermediaries would potentially face differing instructions from various companies. They also indicated that intermediaries would have to make substantial changes to their systems in order to accommodate householding at the company level.

[71] ADP Investor Communication Services and the American Society of Corporate Secretaries commented that companies should reimburse intermediaries for the cost of soliciting consents to householding if the company requests the solicitation. Charles Schwab and Prudential felt that companies should be required to reimburse intermediaries for implementing householding irrespective of whether the company consents to householding. The Corporate Actions Division of the Securities Industry Association argued that companies should reimburse intermediaries for expenses incurred in obtaining consents to householding, but did not clearly indicate whether intermediaries should be required to obtain company consent before householding.

[72] Pursuant to today's amendment to Rule 154, intermediaries also would be able to household combined proxy statement-prospectuses to beneficial owners.

[73] A signature on a new bank or broker-dealer account agreement will not satisfy the written consent requirement if the agreement merely refers to or incorporates by reference another document, such as the proxy statement or information statement, and does not describe the householding procedures.

[74] Intermediaries generally use a form of voting instruction rather than a form of proxy to facilitate automated processing of the beneficial owners' voting instructions regarding non-routine matters. The voting instruction form contains the same information as the proxy card with respect to the items presented for security holder vote. Once the intermediary tabulates the results from the voting instruction forms, it executes a proxy card in its own name and returns it to the company or the company's designated agent. An intermediary would have to include a separate voting instruction form for each beneficial owner who will receive a householded proxy statement in order to fulfill the requirement of Rule 14a–3(e)(1)(i)(D), as required by the Notes to Rules 14b–1(b)(2) and 14b–2(b)(3).

security holders the option of consenting to householding of proxy statements and information statements relating only to a particular company or to householding of all proxy statements or information statements the intermediary is required to forward to the security holder. Today's amendments, however, do not require that intermediaries give security holders the option of limiting their consent to a particular company.

Today's amendments state that intermediaries must exclude annual reports, proxy statements and information statements that will be eliminated pursuant to householding procedures in responding to company requests concerning the number of the intermediaries' customers that are beneficial owners of the companies' securities.[75]

Because intermediaries will be permitted to household unless a company objects, we believe it is appropriate that they bear the burden of the consent solicitation expenses, unless the company affirmatively agrees to pay these expenses. In particular, we note that intermediaries may receive consents from security holders to household materials from numerous companies. That being the case, it is not clear how intermediaries would apportion the costs of the consent solicitations between companies. Furthermore, we note that intermediaries are under no obligation to household and that including the implied consent notice with other security holder communications will allow the intermediaries to conduct the consent solicitation at a much lower cost than under our proposed rules. We also note that companies will retain the obligation to provide additional copies of householded documents and include appropriate disclosure regarding householding in their proxy statements and information statements.

The proxy rules do not require intermediaries to forward information promptly to beneficial security holders if a company does not provide assurance of reasonable reimbursement of the intermediaries' reasonable expenses, both direct and indirect, incurred in performing those obligations.[76] The proxy rules do not include a schedule of ''reasonable fees,'' but the NYSE rules and rules of other self-regulatory organizations do include a fee schedule.[77] Nearly all large broker and many bank intermediaries currently outsource the proxy material distribution function for beneficial security holders to ADP Investor Communications Services. ADP, as agent for intermediaries, is able to charge companies for the proxy distribution services in accordance with applicable fee schedules. Today's amendments will not affect the fees that ADP or other security holder communication agents may charge companies on behalf of intermediaries. Fees for forwarding proxy statements, information statements and annual reports must be charged in accordance with any applicable self-regulatory organization fee schedules.

D. Householding of Proxy Statements by Security Holders

Today's amendments permit security holders who deliver a proxy statement to other security holders to household the proxy statement to record and beneficial holders if the company or intermediary previously has obtained security holder consent to householding in accordance with the procedures in Rule 14a–3(e)(1).[78] Rule 14a–7 sets forth the obligations of companies either to provide a security holder list to a requesting security holder or to mail the security holder's proxy materials. The rule provides that the company has the option to provide the list or mail the security holder's materials, except when the company is soliciting proxies in connection with going private or roll-up transactions. In those cases, the security holder has the option to request the list or have the company mail its materials. In addition to requiring that the company supply householding information that it previously has obtained when providing the security holder list, today's amendments require companies to share the benefit of written or implied consents to householding that they have obtained when mailing materials on a security holder's behalf.[79]

Intermediaries generally deliver proxy materials on behalf of soliciting parties other than the company under the conditions set forth in Exchange Act Rules 14b–1 and 14b–2.[80] We requested but received no supportive comment as to whether Rules 14b–1 and 14b–2 should be revised explicitly to require this practice. We, therefore, have not included such a requirement at this time. Nonetheless, under today's amendments, an intermediary would still be permitted to household proxy materials delivered on behalf of soliciting parties other than the company.

III. Delivery of Proxy Materials to Registered Investment Advisers and Investment Managers

Many of the self-regulatory organizations have adopted rules that allow registered investment advisers designated by beneficial owners and investment managers designated by named fiduciaries of ERISA plans to vote proxies and receive proxy material on behalf of the beneficial owners or ERISA plans.[81] Our proposed householding rules did not include any specific provisions regarding householding of proxy materials to these designated advisers and plan managers. We did, however, request comment on whether

- Companies and intermediaries should be able to household proxy materials to these investment advisers and investment managers without having to rely on the proposed householding rules since it is unlikely that a single person or entity making the proxy voting decision on behalf of others would need more than one copy of the proxy materials; and
- Companies and intermediaries should be allowed to household proxy material without written or implied consent to trustees, executors, administrators, guardians or persons who act in similar capacities and who have been vested with proxy voting authority.

Two commenters supported householding by implied consent to

[75] Rules 14b–1(c)(3) and 14b–2(c)(4) [17 CFR 240.14b–1(c)(3) and 240.14b–2(c)(4)].

[76] *See* Rules 14b–1(c)(2) and 14b–2(c)(2) [17 CFR 240.14b–1(c)(2) and 240.14b–2(c)(2)].

[77] *See, e.g.*, 2 NYSE Guide (CCH), Rules of Board, Rules 451 and 465; NASD Manual (CCH), Conduct Rules, Rules 2260 and IM–2260.

[78] *See* the Note to Rule 14a–3(e)(1) [17 CFR 240.14a–3(e)(1)].

[79] *See* Rules 14a–7(a)(2)(i) and (ii) [17 CFR 240.14a–7(a)(2)(i) and (ii)].

[80] For example, the soliciting party agrees to reimburse the intermediary for reasonable expenses incurred by the intermediary to forward the proxy statement to beneficial owners even though these rules are silent with respect to any such obligations.

[81] *See* Order Approving Proposed Rule Changes by the NASD, Exchange Act Release No. 35681 (May 5, 1995) [60 FR 25749 (May 12, 1995)]; Order Approving Proposed Rule Changes by the New York Stock Exchange, Exchange Act Release No. 34596 (Aug. 25, 1994) [59 FR 45050 (Aug. 31, 1994)]; and Order Approving Proposed Rule Changes by the American Stock Exchange, Exchange Act Release No. 34294 (July 1, 1994) [59 FR 35152 (July 8, 1994)]. The SRO rules require the beneficial owner to notify the member organization in writing of the name of the investment adviser and specify that the investment adviser has been designated to receive the proxy and related materials and vote the proxy. In an Information Memo to its member organizations, the NYSE stated that the member organizations may wish to provide consolidated proxies and related materials to investment advisers designated by beneficial owners to exercise voting discretion.

investment advisers[82] and three commenters indicated we should permit householding to investment advisers without requiring compliance with the householding rules.[83] The commenters did not indicate what procedures companies and intermediaries have followed in implementing householding to investment advisers. While we believe that companies and intermediaries could easily comply with the householding rules by obtaining either written or implied consent from investment advisers, we are also persuaded that, in most cases, companies and intermediaries should be allowed to continue to household to investment advisers as they have in the past. Thus, we will allow such householding to continue outside the scope of the rules we adopt today, provided that the investment adviser is eligible to vote the proxies under the self-regulatory organization rules and does not object to householding.

In contrast, we are not persuaded that companies and intermediaries should be able to household proxy materials to trustees, executors, administrators, guardians or persons who act in similar capacities and who have been vested with proxy voting authority without first obtaining their written or implied consent. Given the lack of a supplementary regulatory regime and the uncertainty as to whether all of these individuals would share the same level of sophistication as investment advisers covered by the self-regulatory organization rules, we conclude that these categories of individuals should be covered by the provisions of the rules we adopt today.

IV. Paperwork Reduction Act

Certain provisions of the rule amendments adopted today contain ''collection of information'' requirements within the meaning of the Paperwork Reduction Act of 1995.[84] We published notice soliciting comments on the collection of information requirements relating to Schedules 14A and 14C in the proposing release,[85] and submitted these requirements to the Office of Management and Budget (''OMB'') for review in accordance with 44 U.S.C. 3507(d) and 5 CFR 1320.11. The titles for those collections of information are: ''Regulation 14A (Commission Rules 14a–1 through 14b–2 and Schedule 14A)''; and ''Regulation 14C (Commission Rules 14c–1 through 14c–7 and Schedule 14C).'' OMB approved the regulations' information collection requirements and subsequently approved a revision to the regulations' collection of information requirements in connection with our proposal to revise the Commission's auditor independence requirements.[86] All burden estimates in this section have been revised from the proposing release to include the increased paperwork burdens approved in the subsequent revision.[87]

We did not receive any comments that address specifically the estimated paperwork burdens associated with the proposed collections of information. The comments we received primarily addressed the costs and benefits of the proposals in general terms, rather than issues relating to the collection of information. Those concerns are addressed more fully in the cost-benefit and other sections of this release.

The rule amendments permit delivery of a single annual report, prospectus, proxy statement or information statement to a household to satisfy the delivery requirements with respect to two or more security holders in the household. A person relying on one of the rules must obtain either written or implied consent to householding from each security holder who will no longer receive a separate copy of the document. The rules require persons who wish to household with implied consent to send a notice to each security holder stating that the security holders in the household will receive one annual report, prospectus, proxy statement or information statement in the future unless the security holders provide contrary instructions. The purpose of this requirement is to give reasonable assurance that all security holders have access to the annual report, prospectus, proxy statement or information statement.

The rule amendments also require companies choosing to household proxy statements or information statements to provide disclosure in their proxy statements or information statements informing security holders how they can revoke their consent to householding, request householding or request extra copies of any householded document. The purpose of this requirement is to allow security holders whose circumstances have changed to revise their delivery arrangements in order to ensure that they continue to have convenient access to the disclosure documents.

Preparing and sending the initial notice that a company intends to household by implied consent and preparing the proxy statement and information statement householding disclosure are collections of information. Companies and intermediaries are the primary respondents. The information collection requirements imposed by the rule amendments are required for those companies, banks or broker-dealers that decide to rely on the rules to obtain the benefit of sending fewer documents to each household. Those companies, banks, and broker-dealers that decide not to obtain that benefit are not required to rely on or comply with the rule amendments. Responses to the collection of information will not be kept confidential.

We estimate that 9,892 respondents are subject to Regulation 14A and 253 respondents are subject to Regulation 14C. We estimate that 10% of these respondents will deliver the notice that they intend to household by implied consent and prepare the Schedule 14A or Schedule 14C householding disclosure. Taking into account today's amendments, we estimate that the total respondent reporting burdens for Schedules 14A and 14C, in terms of hours, are 179,966 hours and 4632 hours, respectively, or approximately 18 hours per respondent under each schedule. These estimates include 5,192 and 131 hours for respondents subject to Regulations 14A and 14C, respectively, to prepare and deliver the notice of intent to household and to prepare and include the required proxy statement and information statement disclosure regarding householding.[88] In addition to

[82] *See* comment letters of Prudential Securities and the Corporate Actions Division of the Securities Industry Association.

[83] *See* comment letters of the Investment Company Institute, Fidelity Management & Research Company and Charles Schwab.

[84] 44 U.S.C. 3501 *et seq.*

[85] Delivery of Proxy and Information Statements to Households, Securities Act Release No. 7767 (Nov. 4, 1999) [64 FR 62548 (Nov. 16, 1999)].

[86] *See* Revision of the Commission's Auditor Independence Requirements, Securities Act Release No. 7870 (June 30, 2000) [65 FR 43148 (July 12, 2000)].

[87] The OMB control numbers for the rules are as follows: Rules 14a–2, 14a–3, 14a–7, 14b–1, 14b–2 and Schedule 14A, contained in Regulation 14A (3235–0059, expires September 30, 2003); Rules 14c–3 and Schedule 14C, contained in Regulation 14C (3235–0057, expires September 30, 2003). An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

[88] We estimate that registrants will prepare 25% of the required notices and householding disclosures and that outside counsel will prepare the remaining 75%. Accordingly, 25% of the total burden resulting from our householding rules is reflected as burden hours and the remaining 75% is reflected in the total cost of complying with the information collection requirements. We used an estimated hourly rate of $175 to determine the estimated cost to the respondent of the disclosure prepared by outside counsel. The Commission arrived at that hourly rate estimate after consulting with several private law firms.

the internal hours they will expend, we expect that issuers will hire outside counsel to help prepare the required disclosures. The internal hours issuers will require to comply with Regulations 14A and 14C are reflected as Hours in the table below; the additional costs they will incur to comply with those regulations are reflected as Cost. The total dollar costs of complying with Regulations 14A and 14C, revised to include the additional outside counsel costs expected from today's amendments, are estimated to be $92,461,000 and $2,395,000, respectively. The increases in the burden hours and total costs required to comply with the regulations are primarily attributable to increases in the number of respondents subject to Regulations 14A and 14C.

	Hours	Cost
Schedule 14A	179,966	$92,461,000
Schedule 14C	4,632	2,935,000

When the Commission proposed rules in 1997 to permit householding of annual reports by implied consent,[89] it submitted a request for approval of revisions to Regulations 14A and 14C to OMB. OMB approved the revisions and they were adopted with some modification.[90] In that submission, the Commission estimated that the time required to prepare and arrange delivery of the notice (required to be mailed by companies choosing to solicit implied consent to householding of the annual report from security holders) would be approximately 20 hours per respondent per year. Because the annual report and proxy statement or information statement generally are mailed to security holders together in the same package, it is likely that companies and intermediaries will be able to mail only one notice to obtain consent to householding of both the annual report and the proxy statement or information statement. In connection with our 1997 proposals, we increased our estimated paperwork burden associated with Regulations 14A and 14C to include 20 hours per respondent for the time they would spend preparing and mailing the notice of implied consent to household annual reports. Because we anticipate that respondents will mail only one notice of implied consent to household both annual reports and proxy statements or information statements, we do not believe the requirement that companies and intermediaries send out this notice if they intend to rely on implied consent to household proxy statements and information statements will result in a greater paperwork burden than previously approved.

We have, however, adjusted our estimate of the paperwork burden associated with Regulations 14A and 14C to reflect the increased number of respondents required to file proxy statements and information statements in compliance with those regulations. In 1997, when we proposed to allow companies to household annual reports by implied consent, there were only 9321 respondents subject to Regulation 14A and 150 respondents subject to Regulation 14C. There are now 9892 and 253 respondents subject to regulations 14A and 14C, respectively. We have, therefore, increased the burden hours companies will require to prepare and deliver the notices that they intend to household by implied consent under Regulations 14A and 14C by 285 hours and 50 hours, respectively. We calculated the increase in burden hours under Regulation 14A by multiplying the difference in the number of estimated householders by 20, our estimate of the total amount of time it will take a company and its outside counsel to prepare and deliver the notices. We then increased our estimate of the company's total burden hours by 25% of that figure, as we estimate companies will bear approximately 25% of the increased reporting burden. The remaining 75% is attributed to the total cost of complying with the regulation, as we assume that outside counsel will be responsible for approximately 75% of the reporting burden increase. Thus, we have also increased the total costs associated with Regulations 14A and 14C by approximately $150,000 and $26,000, respectively.

We believe that it would be inappropriate to increase our previously approved burden estimate for complying with Rule 154,[91] as companies and intermediaries can inform security holders of their intent to household combination proxy statement-prospectuses delivered for business combinations, exchange offers, or reclassifications of securities registered on Forms N–14, S–4 and F–4 using the same implied consent notice that they would send to notify security holders of their intent to household proxy statements, information statements and annual reports.

We estimate that the time to respond to the disclosure requirements of Schedules 14A and 14C will be approximately one hour per respondent per year. We previously increased our estimate of the burden hours and approximate cost associated with Regulation 14A by 247 hours and $130,000 to reflect the increased burden respondents will face as a result of the disclosure requirements. Our estimates of the burden hours and approximate cost associated with Regulation 14C were likewise previously increased by 6 hours and $3,000, respectively.

V. Cost-Benefit Analysis

The Commission is sensitive to the costs and benefits imposed by its rules on affected persons and entities. In November 1999, the Commission adopted rules allowing companies to deliver one copy of an annual report or prospectus (except those required to be delivered for business combinations, exchange offers or reclassifications of securities) to consenting security holders at a shared residential address. We refer to the shared delivery of a disclosure document as householding. Several commenters on the rules adopted in November 1999 noted that the ability of companies to household annual reports would be limited by their inability also to household proxy statements and information statements, as annual reports are often delivered in the same package as proxy statements or information statements. Those commenters encouraged the Commission to adopt similar rules permitting the householding of proxy and information statements. We are now adopting rules that will permit companies and intermediaries to household proxy and information statements, as well as prospectuses delivered in connection with business combinations, exchange offers and reclassifications of securities. The rules we adopt today will permit companies and intermediaries to send fewer copies of disclosure documents than they currently must send, and therefore should result in savings in printing, postage, and other delivery costs. Security holders will benefit from the decrease in delivery costs paid by companies and from no longer being burdened with duplicate documents. The rules require companies and intermediaries who rely on the rules to comply with certain procedures, including obtaining either written

[89] Delivery of Disclosure Documents to Households, Securities Act Release No. 7475 (Nov. 13, 1997) [62 FR 61933 (Nov. 20, 1997)].

[90] *See* Delivery of Disclosure Documents to Households, Securities Act Release No. 7766 (Nov. 4, 1999) [64 FR 62540 (Nov. 16, 1999)].

[91] In connection with our adoption of Rule 154, we submitted the collection of information requirements contained in Rule 154, as originally adopted, to the Office of Management and Budget. The title for that collection of information is ''Rule 154 under the Securities Act of 1933, Delivery of prospectuses to investors at the same address.'' (OMB control number 3235–0495, expires Feb. 28, 2001).

consents from security holders or delivering notices 60 days in advance of householding. In addition, companies relying on the rules will need to include certain householding disclosure in their proxy and information statements. Because householding is voluntary, the Commission expects that the rules will not have any negative impact on small businesses and that companies, banks, and broker-dealers generally will rely on the rules only if the benefits of householding outweigh the costs.

In the proposing release, the Commission noted that companies would incur costs in obtaining consents and sending notices to security holders, and estimated that the cost savings to companies would far exceed the costs of obtaining the consents and mailing notices. The Commission also noted that the cost of providing proxy statement or information statement disclosure regarding householding would be minimal, as the disclosure would be included in proxy statements or information statements already being prepared by each company. The Commission requested comment on the costs and benefits of the rules. Commenters generally supported the goals of the proposal but advocated certain changes that they believed would decrease the costs and increase the benefits of the rules.

A. Benefits

Several respondents commented on the potential benefits of the amended rules. Every commenter who addressed the issue indicated that allowing companies and intermediaries to household proxy statements, information statements and prospectuses used in connection with business combinations would allow companies to significantly reduce the costs of printing and mailing those documents. Many of those commenters also indicated that they had received numerous complaints from security holders expressing disapproval of duplicative wasteful mailings.

One commenter estimated that U.S. security holders would save somewhere between $200 and $400 million annually if companies and intermediaries were allowed to household proxy and information statements. He extrapolated that range from his estimate that almost every company would save at least 10% of their printing and mailing costs and that companies with ''household names'' could save as much as 60% of their printing and mailing costs. He assumed that the advance notices would not be delivered separately and the company or intermediary could address the package of householded materials to any one security holder in the household. He did not explain the precise methodology and assumptions he used to obtain that figure, and one of his assumptions was inconsistent with the rules we adopt today. As discussed below, the rules we adopt today will allow companies and intermediaries to include the notice of householding with other security holder communications. However, the rules will not allow companies to address the materials to any one security holder without obtaining the written consent of each security holder in the household. That would impact the above estimate as some commenters noted that the group addressing requirement would increase the cost of complying with the required householding procedures.

Charles Schwab estimated that if its proprietary fund family were allowed to household a hypothetical proxy statement, fund shareholders could save approximately $862,000, or 16% of total expenses for a shareholder meeting, in printing, packaging and mailing expenses.

ADP Investor Communication Services, a company that handles the proxy material distribution function for nearly all large broker and many bank intermediaries, commented that each percentage point reduction in mailings that results from householding, using ADP's base of anticipated proxy mailings, equates to a savings of approximately $11.6 million in the aggregate to companies, assuming a unit cost of $5 for the printing of an annual report, notice of proxy and proxy statement, and postage of $1.30. Other commenters stated more generally that allowing the householding rules to be in place for the last proxy season would have produced consequent savings of many millions of dollars, and that they expect the cost savings to companies to far exceed the cost of obtaining the consents and mailing the advance notices required for householding by implied consent. While some commenters noted that they might need to continue to separately deliver each security holder's proxy voting card, they noted that the savings likely to be generated from the reduction in printing and postage expenses would fully justify the householding of proxy statements even if the proxy voting cards continued to be mailed separately.

Relying on the savings estimates provided by Charles Schwab and ADP, the Commission estimates that the incremental benefit from each eliminated mailing would be approximately $6, assuming a savings of $5 from printing and $1.30 from mailing a proxy package, and $.32 cost for mailing the proxy card separately.[92]

B. Costs

The Commission requested, but did not receive, any estimates of the total cost of soliciting and obtaining consent and providing the required householding disclosure in a company's proxy and information statements. Likewise, the Commission did not receive any comment estimating the cost of determining which security holders could be householded by implied consent or implementing programming or software changes necessary to track consents or print and mail proxy packages.

Most of the comments the Commission received on the costs of the rules were qualitative comments identifying provisions which commenters felt needlessly raised the costs of householding. In particular, most commenters who addressed the issue argued that the rules should permit householding based on implied consent for all security holders sharing a household, whether or not the security holders shared the same last name. These commenters indicated their belief that security holders would be adequately protected by the implied consent notice and revocation disclosure procedures. As adopted, the rules will not permit householding by implied consent to security holders who do not share the same last name, unless the company or intermediary relying on the rules reasonably believes the security holders are members of the same family. However, the rules will allow companies or intermediaries to encourage those security holders who must give written consent to submit their consents via electronic mail. This procedure should enable companies and intermediaries to minimize compliance costs associated with the rules while still ensuring that, absent their affirmative consent, security holders who wish to receive separate copies of the disclosure documents will continue to receive them.

Several commenters also indicated their view that requiring companies to address the householded materials to the group of security holders, rather than any one of them, would unnecessarily increase the cost of householding without providing additional security holder protection. These commenters noted that in order to

[92] New York Stock Exchange members may also incur a $.50 fee for each eliminated proxy mailing under the NYSE fee schedule for proxy mailings. Payment of that fee would result in those companies saving $.50 less on each eliminated mailing.

comply with the group addressing requirement, they may need to print and include an extra sheet of paper in the householded proxy materials package, and would thus face higher printing and possibly higher mailing costs than they would if they could simply show one of the security holder's names through the envelope window. One commenter indicated that requiring group addressing might result in fewer companies adopting the benefits of householding. Another indicated that group addressing may require transfer agents to implement costly programming changes and changes in the processes used to place proxy materials in envelopes, with the costs of those changes passed on to companies. That commenter noted that addressing the householded material to any one of the individual stockholders would require much more modest and manageable programming and operational changes.

The Commission is sensitive to these concerns but believes the householded materials should be addressed in such a manner that security holders will be aware that the householded package is intended for the group of security holders included in the household. Therefore, we have decided to allow alternative forms of addressing but only if each security holder in the household has consented in writing to the alternative form of address. We believe that the non-quantifiable benefit from security holders being easily able to understand that documents are to be shared by the household fully justifies the costs of the addressing requirements, as adopted.

Many commenters opposed the proposed requirement that the company mail separately its advance notice of its intention to deliver documents in householded form. These commenters argued that separate delivery of the notice would unnecessarily increase costs without providing additional security holder protection. They recommended that companies and intermediaries be allowed to include the notice with other security holder communications, as they may do when they distribute an advance notice of their intention to household prospectuses under Securities Act Rule 154. In response to those comments, we have modified the rule; as adopted, the rule will permit companies and intermediaries to mail the notice of their intent to household with other security holder communications, so long as the notices are mailed to each individual in the household and both the notice and the envelope in which it is mailed contain a prominent legend alerting security holders of the importance of the contents. The elimination of the separate delivery requirement will reduce the cost to companies and intermediaries of complying with the rules.

Finally, some commenters thought that requiring intermediaries to obtain the consent of each company to household its materials would increase the costs of compliance with the rule. ADP noted that attempting to limit the householding option on a company-by-company basis is operationally very difficult and impractical to implement for nominee intermediaries. ADP argued that without widespread support of intermediaries, which will come with standardized practices and operations, costs for implementation could offset benefits and perhaps stall the initiative. ADP also indicated that it anticipated there would be very limited requests from companies to suppress householding to their security holders. Another commenter stated that having to limit its ability to household only where the company consents would add unnecessary complexity and expense and that placing restrictions on an intermediary's ability to household would increase the costs and reduce the benefits of householding. The Securities Industry Association also indicated that it would oppose any provision that makes householding contingent on approval by each company, because requiring specific procedures for individual holdings within an account would result in less efficiency and higher costs. Conversely, one company indicated that in order for the rules to generate the intended savings, companies must have ways to require intermediaries to household at a reasonable cost to companies. The Investment Company Institute commented that the Commission should allow intermediaries to household only at the direction of the company, as companies bear the ultimate responsibility to provide the disclosure document and reimburse the intermediaries' expenses of distributing the proxy materials. Fidelity Management and Research Co. also believes that fund companies should have the right to decide whether intermediaries household proxy statements, as the decision of whether to household could affect fund expenses. We had originally proposed that intermediaries be able to household to beneficial owners at their own discretion.

Because of the importance of the required proxy and information statement disclosure, the necessity of some entity retaining an inventory of extra copies of the disclosure documents, as well as our agreement that companies must have ways to control their expenses, we ultimately concluded that companies should be able to object to intermediary householding. However, as there is not yet enough empirical data to determine the true cost of householding, from the perspectives of both companies and intermediaries, we believe it is appropriate for all entities involved to retain the ability to opt out of householding. We recognize that many intermediaries will incur large start-up costs to implement householding. However, we note that companies remain required to reimburse intermediaries for their reasonable proxy distribution expenses, and that many intermediaries may be able to recoup some of their expenses through the imposition of a paper and postage elimination fee.

The Commission estimates that the cost of obtaining a security holder's consent, using the implied consent procedure allowed by the amendments, would be less than $.80 per implied consent notice. The actual cost of obtaining an implied consent may in fact be less, as the above estimate assumes that the notice will be mailed separately from other communications. Under the rules adopted today, companies and intermediaries may mail the notice with other security holder communications as long as a prominent legend is included on both the notice and the envelope containing the notice. Companies and intermediaries will also incur costs in determining which security holders may be mailed materials in householded form, implementing programming or software changes necessary to track consents, implementing programming changes necessary for the printing and mailing of householded packages, and providing the proxy and information statement disclosure required under today's rules. Other nonquantifiable costs will include the costs to security holders who, for whatever reason, wish to but do not receive disclosure documents [93] and the costs that companies and intermediaries will incur in responding to security holder consent revocations. We do not expect those costs to be significant. The Commission anticipates that the only recurring cost of today's rules would be the cost of including the required

[93] For example, a security holder might not receive a disclosure document if the security holder changes his or her mailing address without notifying the company or intermediary, or if the security holder neglects to read and respond to a notice that the company intends to household using the implied consent procedures.

disclosure in the proxy and information statements, and that such cost will be marginal as the disclosure will be included in documents that would otherwise be required. The Commission estimated in the proposing release that the time required to prepare this disclosure would be approximately one hour per respondent per year. Assuming that the disclosure is prepared by outside counsel, the Commission estimates that the disclosure requirement would cost companies who elect to household an additional $175 per year.

We understand companies and intermediaries will incur costs to revise their proxy printing and mailing systems to comply with the rules we adopt today. We have not received enough information to estimate those costs with any reliability. However, as discussed above, the cost savings from householding are potentially substantial. Assuming a cost savings of $6 for each set of materials eliminated through householding, that approximately 245 million sets of proxy materials are mailed annually, that companies and intermediaries will be able to household 16 percent of the mailings they would otherwise be required to deliver individually, and that 10% of all companies will choose to household their proxy statements and information statements, householding could result in aggregate cost savings of up to $23.5 million annually. The Commission derived its estimate of the total annual proxy mailings by assuming that ADP's mailings represent approximately 75% of the total annual proxy mailings. That assumption is based on the Commission's recognition that ADP controls nearly 100% of the market [94] for delivery of proxy materials to security holders whose securities are held in street name and that approximately 70–80% of all outstanding securities are held in street name.[95] ADP Investor Communication Services commented that, assuming a unit cost of $6.30 for each eliminated mailing, companies could save approximately $11.6 million in the aggregate for each percentage point reduction in ADP's base of anticipated proxy mailings. Using those figures, the Commission estimated ADP's anticipated base of mailings to be approximately 184 million. The percent of estimated consents was based on the comment letter of Charles Schwab & Co., which estimated that if Schwab's proprietary fund family were allowed to household a hypothetical proxy statement, fund security holders could save approximately 16% of total expenses, in printing, packaging and mailing expenses for a security holder meeting.[96] We assume that the reduction in expenses would be proportional to the reduction in eliminated mailings.

Based on information provided in the comment letters and its own analysis, the Commission believes that the rule amendments adopted today will permit companies and intermediaries to cost-effectively reduce the number of mailings they are required to distribute to security holders and that, in the long term, the benefits of the rules adopted today will justify the costs of implementing householding and complying with the householding rules.

VI. Effects on Efficiency, Competition, and Capital Formation

As required by Section 23(a) of the Exchange Act,[97] we considered the impact any new Exchange Act rule would have on competition. We requested comment on any anti-competitive effects of the proposals. We received one comment letter responding to that request. That commenter noted its belief that the proposals would not have an adverse effect on competition. We believe that the amendments will not have any anti-competitive effect, as the rules are voluntary and are designed to allow companies and intermediaries to decrease their current printing and mailing costs.

In addition, Section 2(b) of the Securities Act [98] and Section 3(f) of the Exchange Act [99] require us, in adopting a rule that requires a public interest finding, to consider whether the proposed rule will promote efficiency, competition and capital formation. We sought comment on how these changes would affect competition, capital formation and market efficiency. The sole commenter on these issues indicated its view that the proposals would promote efficiency, not adversely affect competition, and have no effect on capital formation. Because the householding of proxy and information statements will eliminate many unwanted duplicate mailings and allow companies to save printing and mailing costs, we believe the amendments will have a positive effect on efficiency and capital formation. We do not believe the amendments will have any effect on competition.

VII. Final Regulatory Flexibility Analysis

This Final Regulatory Flexibility Analysis (''FRFA'') has been prepared in accordance with the Regulatory Flexibility Act. It relates to amendments to: Securities Act Rule 154, Exchange Act Rules 14a–2, 14a–3, 14a–7, 14b–1, 14b–2, 14c–3, and Schedules 14A and 14C.

A. Need for the Rule Amendments

The new rule amendments are designed to enable companies and intermediaries to reduce the number of identical mailings sent to security holders sharing the same household. The Commission is adopting the rule amendments in order to permit companies and intermediaries to household proxy and information statements as well as prospectuses delivered in connection with business combinations, exchange offers and reclassifications of securities.

B. Significant Issues Raised by Public Comment

The Initial Regulatory Flexibility Analysis (''IRFA''), which was prepared in accordance with 5 U.S.C. 603, was published in the proposing release. We received no comments on the IRFA.

C. Small Entities Subject to the Rule Amendments

Rule 0–10 under the Exchange Act defines the term ''small business'' as a company whose total assets on the last day of its most recent fiscal year were $5 million or less.[100] The only small businesses subject to the proxy rules are those that have securities registered under Section 12 of the Exchange Act. There are approximately 771 reporting companies that have assets of $5 million or less. The actual number of reporting companies affected by the proxy rules may be less than 771, as not all reporting companies are subject to the proxy rules. As stated above, the proposed householding rules would be optional. Under amended Rules 14b–1 and 14b–2, broker-dealers and banks are required to forward security holder communications to beneficial owners on

[94] *See* Self-Regulatory Organizations; Notice of Filing and Immediate Effectiveness of Proposed Rule Change by the New York Stock Exchange, Inc., Extending the Pilot Fee Structure Governing the Reimbursement of Member Organizations for Costs Incurred in the Transmission of Proxy and Other Shareholder Communication Materials, Exchange Act Release No. 42433 (Feb. 16, 2000) [65 FR 10137 (Feb. 25, 2000)].

[95] *See* Self-Regulatory Organizations; New York Stock Exchange, Inc., Exchange Act Release No. 41177 (Mar. 16, 1999) [64 FR 14294 (Mar. 24, 1999)] (stating that research provided by the NYSE indicates that approximately 70 to 80 percent of all outstanding shares are held in street name).

[96] *See also* comment letter of Lucent.

[97] 15 U.S.C. 78w(a).

[98] 15 U.S.C. 77b(b).

[99] 15 U.S.C. 78c(f).

[100] 17 CFR 240.0–10.

whose behalf they hold securities. Under Exchange Act Rule 0–10, a broker or dealer is considered a small business if it has less than $500,000 total capital, calculated in accordance with Rule 0–10(c)(1). In addition, a broker or dealer will not be considered a small business if it is affiliated with any person (other than a natural person) that is not a small business or small organization as defined in Rule 0–10. The Exchange Act rules do not contain a definition of small banks. The Regulatory Flexibility Act defines the term ''small entity'' by reference to definitions published by the Small Business Administration.[101] The Small Business Administration has defined a ''small entity'' for banking purposes as a national or commercial bank, savings institution or credit union with less than $100 million in assets.[102]

The rule amendments would define the circumstances under which broker-dealers and banks could household materials to security holders on whose behalf they hold securities. There are approximately 913 broker-dealers registered with the Commission that would be considered small businesses under Rule 0–10. We estimate that there are approximately 4946 entities potentially subject to Rule 14b–2 that could be considered small businesses under the Small Business Administration's size regulations.

An indeterminable number of entities could be affected by the amendment to Rule 154, as companies who have not previously registered with the Commission can use the forms prescribed for business combinations, exchange offers, or reclassifications of securities. However, as discussed above, there are approximately 771 reporting companies that have assets of $5 million or less.

D. Projected Reporting, Recordkeeping, and Other Compliance Requirements

The primary goal of the rule amendments is to remove unnecessary regulatory requirements. The amended rules, however, will require a company or other party choosing to solicit implied consent to householding from security holders to mail a separate written notice of its intention to household proxy and information statements. The proposed rules also will require companies to undertake in the proxy statement or information statement to provide, upon written or oral request, a separate copy of the annual report, proxy statement or information statement to a security holder residing at an address to which the company or intermediary delivered a householded copy. Additionally, companies choosing to household the annual report and proxy statement or information statement would have to provide instructions in the proxy statement or information statement as to how: (1) a security holder can revoke consent to householding; (2) security holders sharing an address can request householding; and (3) security holders can request extra copies of the annual report, proxy statement or information statement. It is likely that the company's notice of its intent to household generally would not exceed one page, and the proxy statement or information statement disclosure would be only a paragraph or two in length.

E. Agency Action To Minimize Effects on Small Entities

As required by Sections 603 and 604 of the Regulatory Flexibility Act, the Commission has considered the following alternatives to minimize the economic impact of the rule amendments on small entities: (1) the establishment of differing compliance or reporting requirements or timetables that take into account the resources available to small entities; (2) the clarification, consolidation or simplification of compliance and reporting requirements under the rule amendments for small entities; (3) the use of performance rather than design standards; and (4) an exemption from the coverage of the rule, or any part thereof, for small entities.

The adopted rules are intended to remove regulatory requirements for all companies, including those that are small entities. Because householding is voluntary, the Commission expects that the rules will not have any negative impact on small businesses and that companies, banks, and broker-dealers generally will rely on the rules only if the benefits of householding outweigh the costs. The Commission considered exempting small entities that are reporting companies from the notice, undertaking, and disclosure requirements, but believes that security holders in companies of all sizes should be notified that a company intends to household any disclosure document and have the opportunity to object. Because the proposed rules will be optional and should benefit small entities, it was unnecessary to consider exempting them from coverage of the adopted rules.

VIII. Statutory Authority

We are amending Rule 154 pursuant to the authority set forth in Section 19(a) of the Securities Act. We are amending Rules 14a–2, 14a–3, 14a–7, 14a–101, 14b–1, 14b–2, 14c–3, and 14c–101 under the authority set forth in sections 12, 14 and 23(a) of the Exchange Act.

List of Subjects

17 CFR Part 230

Investment companies, Reporting and recordkeeping requirements, Securities.

17 CFR Part 240

Reporting and recordkeeping requirements, Securities.

Text of Rules

For the reasons set out in the preamble, Title 17, Chapter II of the Code of Federal Regulations is amended as follows:

PART 230—GENERAL RULES AND REGULATIONS, SECURITIES ACT OF 1933

1. The authority citation for Part 230 continues to read, in part, as follows:

Authority: 15 U.S.C. 77b, 77f, 77g, 77h, 77j, 77r, 77s, 77sss, 77z–3, 78c, 78d, 78*l*, 78m, 78n, 78o, 78w, 78*ll*(d), 79t, 80a–8, 80a–24, 80a–28, 80a–29, 80a–30, and 80a–37, unless otherwise noted.

* * * * *

§ 230.154 [Amended]

2. Section 230.154 is amended by removing paragraph (e).

PART 240—GENERAL RULES AND REGULATIONS, SECURITIES EXCHANGE ACT OF 1934

3. The authority citation for Part 240 continues to read, in part, as follows:

Authority: 15 U.S.C. 77c, 77d, 77g, 77j, 77s, 77z–2, 77eee, 77ggg, 77nnn, 77sss, 77ttt, 78c, 78d, 78f, 78i, 78j, 78j–1, 78k, 78k–1, 78*l*, 78m, 78n, 78o, 78p, 78q, 78s, 78u–5, 78w, 78x, 78*ll*(d), 78mm, 79q, 79t, 80a–20, 80a–23, 80a–29, 80a–37, 80b–3, 80b–4 and 80b–11, unless otherwise noted.

* * * * *

4. Section 240.14a–2 is amended by revising paragraph (a)(1)(ii) to read as follows:

§ 240.14a–2 Solicitations to which § 240.14a–3 to § 240.14a–15 apply.

(a) * * *

(1) * * *

(ii) Furnishes promptly to the person solicited (or such person's household in accordance with § 240.14a–3(e)(1)) a copy of all soliciting material with respect to the same subject matter or meeting received from all persons who shall furnish copies thereof for such purpose and who shall, if requested, defray the reasonable expenses to be

[101] *See* 5 U.S.C. 601.

[102] See 13 CFR 121.201.

incurred in forwarding such material, and

* * * * *

5. Section 240.14a–3 is amended by revising paragraph (e)(1) to read as follows:

§ 240.14a–3 Information to be furnished to security holders.

* * * * *

(e)(1)(i) A registrant will be considered to have delivered an annual report or proxy statement to all security holders of record who share an address if:

(A) The registrant delivers one annual report or proxy statement, as applicable, to the shared address;

(B) The registrant addresses the annual report or proxy statement, as applicable, to the security holders as a group (for example, ''ABC Fund [or Corporation] Security Holders,'' ''Jane Doe and Household,'' ''The Smith Family''), to each of the security holders individually (for example, ''John Doe and Richard Jones'') or to the security holders in a form to which each of the security holders has consented in writing;

Note to paragraph (e)(1)(i)(B): Unless the company addresses the annual report or proxy statement to the security holders as a group or to each of the security holders individually, it must obtain, from each security holder to be included in the householded group, a separate affirmative written consent to the specific form of address the company will use.

(C) The security holders consent, in accordance with paragraph (e)(1)(ii) of this section, to delivery of one annual report or proxy statement, as applicable;

(D) With respect to delivery of the proxy statement, the registrant delivers, together with or subsequent to delivery of the proxy statement, a separate proxy card for each security holder at the shared address; and

(E) The registrant includes an undertaking in the proxy statement to deliver promptly upon written or oral request a separate copy of the annual report or proxy statement, as applicable, to a security holder at a shared address to which a single copy of the document was delivered.

(ii) *Consent.* (A) *Affirmative written consent.* Each security holder must affirmatively consent, in writing, to delivery of one annual report or proxy statement, as applicable. A security holder's affirmative written consent will only be considered valid if the security holder has been informed of:

(*1*) The duration of the consent;

(*2*) The specific types of documents to which the consent will apply;

(*3*) The procedures the security holder must follow to revoke consent; and

(*4*) The registrant's obligation to begin sending individual copies to a security holder within thirty days after the security holder revokes consent.

(B) *Implied consent.* The registrant need not obtain affirmative written consent from a security holder for purposes of paragraph (e)(1)(ii)(A) of this section if all of the following conditions are met:

(*1*) The security holder has the same last name as the other security holders at the shared address or the registrant reasonably believes that the security holders are members of the same family;

(*2*) The registrant has sent the security holder a notice at least 60 days before the registrant begins to rely on this section concerning delivery of annual reports and proxy statements to that security holder. The notice must:

(*i*) Be a separate written document;

(*ii*) State that only one annual report or proxy statement, as applicable, will be delivered to the shared address unless the registrant receives contrary instructions;

(*iii*) Include a toll-free telephone number, or be accompanied by a reply form that is pre-addressed with postage provided, that the security holder can use to notify the registrant that the security holder wishes to receive a separate annual report or proxy statement;

(*iv*) State the duration of the consent;

(*v*) Explain how a security holder can revoke consent;

(*vi*) State that the registrant will begin sending individual copies to a security holder within thirty days after the security holder revokes consent; and

(*vii*) Contain the following prominent statement, or similar clear and understandable statement, in bold-face type: ''Important Notice Regarding Delivery of Security Holder Documents.'' This statement also must appear on the envelope in which the notice is delivered. Alternatively, if the notice is delivered separately from other communications to security holders, this statement may appear either on the notice or on the envelope in which the notice is delivered.

Note to paragraph (e)(1)(ii)(B)(2): The notice should be written in plain English. See § 230.421(d)(2) of this chapter for a discussion of plain English principles.

(*3*) The registrant has not received the reply form or other notification indicating that the security holder wishes to continue to receive an individual copy of the annual report or proxy statement, as applicable, within 60 days after the registrant sent the notice; and

(*4*) The registrant delivers the document to a post office box or residential street address.

Note to paragraph (e)(1)(ii)(B)(4): The registrant can assume that a street address is residential unless the registrant has information that indicates the street address is a business.

(iii) *Revocation of consent.* If a security holder, orally or in writing, revokes consent to delivery of one annual report or proxy statement to a shared address, the registrant must begin sending individual copies to that security holder within 30 days after the registrant receives revocation of the security holder's consent.

(iv) *Definition of address.* Unless otherwise indicated, for purposes of this section, address means a street *address,* a post office box number, an electronic mail address, a facsimile telephone number or other similar destination to which paper or electronic documents are delivered, unless otherwise provided in this section. If the registrant has reason to believe that the address is a street address of a multi-unit building, the address must include the unit number.

Note to paragraph (e)(1): A person other than the registrant making a proxy solicitation may deliver a single proxy statement to security holders of record or beneficial owners who have separate accounts and share an address if: (a) the registrant or intermediary has followed the procedures in this section; and (b) the registrant or intermediary makes available the shared address information to the person in accordance with § 240.14a–7(a)(2)(i) and (ii).

* * * * *

6. Section 240.14a–7 is amended by revising paragraphs (a)(2)(i) and (ii) and designating the existing note to § 240.14a–7 as Note 1, revising the heading to the notes and adding Note 2, to read as follows:

§ 240.14a–7 Obligations of registrants to provide a list of, or mail soliciting materials to, security holders.

* * * * *

(a) * * *

(2) * * *

(i) Mail copies of any proxy statement, form of proxy or other soliciting material furnished by the security holder to the record holders, including banks, brokers, and similar entities, designated by the security holder. A sufficient number of copies must be mailed to the banks, brokers, and similar entities for distribution to all beneficial owners designated by the security holder. If the registrant has received affirmative written or implied consent to deliver a single proxy

statement to security holders at a shared address in accordance with the procedures in § 240.14a–3(e)(1), a single copy of the proxy statement furnished by the security holder shall be mailed to that address. The registrant shall mail the security holder material with reasonable promptness after tender of the material to be mailed, envelopes or other containers therefor, postage or payment for postage and other reasonable expenses of effecting such mailing. The registrant shall not be responsible for the content of the material; or

(ii) Deliver the following information to the requesting security holder within five business days of receipt of the request: a reasonably current list of the names, addresses and security positions of the record holders, including banks, brokers and similar entities holding securities in the same class or classes as holders which have been or are to be solicited on management's behalf, or any more limited group of such holders designated by the security holder if available or retrievable under the registrant's or its transfer agent's security holder data systems; the most recent list of names, addresses and security positions of beneficial owners as specified in § 240.14a–13(b), in the possession, or which subsequently comes into the possession, of the registrant; and the names of security holders at a shared address that have consented to delivery of a single copy of proxy materials to a shared address, if the registrant has received written or implied consent in accordance with § 240.14a–3(e)(1). All security holder list information shall be in the form requested by the security holder to the extent that such form is available to the registrant without undue burden or expense. The registrant shall furnish the security holder with updated record holder information on a daily basis or, if not available on a daily basis, at the shortest reasonable intervals, provided, however, the registrant need not provide beneficial or record holder information more current than the record date for the meeting or action.

* * * * *

Notes to § 240.14a–7.

1. * * *

2. When providing the information required by § 240.14a–7(a)(1)(ii), if the registrant has received affirmative written or implied consent to delivery of a single copy of proxy materials to a shared address in accordance with § 240.14a–3(e)(1), it shall exclude from the number of record holders those to whom it does not have to deliver a separate proxy statement.

7. Section 240.14a–101 is amended by adding Item 23 to read as follows:

§ 240.14a–101 Schedule 14A Information required in proxy statement.

* * * * *

Item 23. Delivery of documents to security holders sharing an address.

If one annual report or proxy statement is being delivered to two or more security holders who share an address in accordance with § 240.14a–3(e)(1), furnish the following information:

(a) State that only one annual report or proxy statement, as applicable, is being delivered to multiple security holders sharing an address unless the registrant has received contrary instructions from one or more of the security holders;

(b) Undertake to deliver promptly upon written or oral request a separate copy of the annual report or proxy statement, as applicable, to a security holder at a shared address to which a single copy of the documents was delivered and provide instructions as to how a security holder can notify the registrant that the security holder wishes to receive a separate copy of an annual report or proxy statement, as applicable;

(c) Provide the phone number and mailing address to which a security holder can direct a notification to the registrant that the security holder wishes to receive a separate annual report or proxy statement, as applicable, in the future; and

(d) Provide instructions how security holders sharing an address can request delivery of a single copy of annual reports or proxy statements if they are receiving multiple copies of annual reports or proxy statements.

8. Section 240.14b–1 is amended by adding a note following paragraph (b)(2) and by adding paragraph (c)(3) to read as follows:

§ 240.14b–1 Obligation of registered brokers and dealers in connection with the prompt forwarding of certain communications to beneficial owners.

* * * * *

(b)(2) * * *

Note to paragraph (b)(2): At the request of a registrant, or on its own initiative so long as the registrant does not object, a broker or dealer may, but is not required to, deliver one annual report, proxy statement or information statement to more than one beneficial owner sharing an address if the requirements set forth in § 240.14a–3(e)(1) (with respect to annual reports and proxy statements) and § 240.14c–3(c) (with respect to annual reports and information statements) applicable to registrants, with the exception of § 240.14a–3(e)(1)(i)(E), are satisfied instead by the broker or dealer.

* * * * *

(c) * * *

(3) In its response pursuant to paragraph (b)(1) of this section, a broker or dealer shall not include information about annual reports, proxy statements or information statements that will not be delivered to security holders sharing an address because of the broker or dealer's reliance on the procedures referred to in the Note to paragraph (b)(2) of this section.

9. Section 240.14b–2 is amended by adding a note following paragraph (b)(3) and by adding paragraph (c)(4) to read as follows:

§ 240.14b–2 Obligation of banks, associations and other entities that exercise fiduciary powers in connection with the prompt forwarding of certain communications to beneficial owners.

* * * * *

(b)(3) * * *

Note to paragraph (b)(3): At the request of a registrant, or on its own initiative so long as the registrant does not object, a bank may, but is not required to, deliver one annual report, proxy statement or information statement to more than one beneficial owner sharing an address if the requirements set forth in § 240.14a–3(e)(1) (with respect to annual reports and proxy statements) and § 240.14c–3(c) (with respect to annual reports and information statements) applicable to registrants, with the exception of § 240.14a–3(e)(1)(i)(E), are satisfied instead by the bank.

* * * * *

(c) * * *

(4) In its response pursuant to paragraph (b)(1)(ii)(A) of this section, a bank shall not include information about annual reports, proxy statements or information statements that will not be delivered to security holders sharing an address because of the bank's reliance on the procedures referred to in the Note to paragraph (b)(3) of this section.

10. Section 240.14c–3 is amended by revising paragraph (c) to read as follows:

§ 240.14c–3 Annual report to be furnished security holders.

* * * * *

(c) A registrant will be considered to have delivered an annual report or information statement to security holders of record who share an address if the requirements set forth in § 240.14a–3(e)(1) are satisfied with respect to the annual report or information statement, as applicable.

11. Section 240.14c–101 is amended by adding Item 5 to read as follows:

§ 240.14c–101 Schedule 14C. Information required in information statement.

* * * * *

Item 5. Delivery of documents to security holders sharing an address.

If one annual report or information statement is being delivered to two or more security holders who share an address, furnish the following information in accordance with § 240.14a–3(e)(1):

(a) State that only one annual report or information statement, as applicable, is being delivered to multiple security holders sharing an address unless the registrant has received contrary instructions from one or more of the security holders;

(b) Undertake to deliver promptly upon written or oral request a separate copy of the annual report or information statement, as applicable, to a security holder at a shared address to which a single copy of the documents was delivered and provide instructions as to how a security holder can notify the registrant that the security holder wishes to receive a separate copy of an annual report or information statement, as applicable;

(c) Provide the phone number and mailing address to which a security holder can direct a notification to the registrant that the security holder wishes to receive a separate annual report or proxy statement, as applicable, in the future; and

(d) Provide instructions how security holders sharing an address can request delivery of a single copy of annual reports or information statements if they are receiving multiple copies of annual reports or information statements.

Dated: October 27, 2000.

By the Commission.

Jonathan G. Katz,

Secretary.

[FR Doc. 00–28137 Filed 11–1–00; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Part 157

[Docket No. RM98–16–001; Order No. 608–A]

Collaborative Procedures for Energy Facility Applications; Order on Rehearing

Issued October 27, 2000.

AGENCY: Federal Energy Regulatory Commission.

ACTION: Final rule, order on rehearing.

SUMMARY: The Federal Energy Regulatory Commission (Commission) affirms, modifies, and clarifies its final rule, Order No. 608.[1] The final rule implemented procedural regulations that offer prospective applicants seeking to construct, operate or abandon natural gas facilities or services the option, in appropriate circumstances and prior to filing an application, of designing a collaborative process that includes environmental analysis and issue resolution. This pre-filing collaborative process is optional, is designed to be adaptable to the facts and circumstances of each particular case, and is expected to result in improvements in filed applications.

EFFECTIVE DATE: Changes to Order No. 608 made in this order on rehearing will become effective on December 4, 2000.

FOR FURTHER INFORMATION CONTACT:

Richard Hoffmann, Office of Energy Projects, 888 First Street, NE., Washington, D.C. 20426, (202) 208–0066

Gordon Wagner, Office of the General Counsel, 888 First Street, NE., Washington, D.C. 20426, (202) 219–0122

SUPPLEMENTARY INFORMATION:

Introduction

On September 15, 1999, the Commission issued a final rule providing prospective applicants for natural gas facilities or services the option, in appropriate circumstances and prior to filing an application, to employ a collaborative process to identify and address significant issues.[1] Indicated Shippers [2] filed a timely request for rehearing.[3]

We will deny in part and grant in part the request for rehearing, for the reasons discussed below.

Background

Order No. 608 sets forth regulations to govern certain discussions that take place prior to the submission of an application to the Commission. Under these regulations, a prospective applicant that seeks to construct, operate, or abandon natural gas facilities or services may, in appropriate circumstances and prior to filing an application, design a collaborative process to address and resolve issues raised by its proposal.

The Commission anticipates that if a natural gas company invites entities that might be interested in new facilities or services, or in the abandonment of existing facilities or services, to identify issues and discuss resource impacts as part of the process of developing a proposal, this will facilitate the filing of a complete application. A project sponsor that is able to submit an application that addresses and resolves issues, along with a preliminary draft environmental assessment (EA) or environmental impact statement (EIS) in accordance with the National Environmental Policy Act (NEPA),[4] may be processed expeditiously. Applications that are incomplete, or that are amended in response to issues identified only after filing, or that require the submission of additional information or studies or resource impacts before the Commission is able to consider the merits, generally take longer to process than applications that are uncontentious and complete.

As noted in the final rule, this pre-filing collaborative process is optional and voluntary and is intended to be flexible, adaptable, and responsive to the facts and circumstances of each particular case. The collaborative regulations do not delete or replace any existing regulations. Thus, a prospective gas facility applicant that elects to forego pre-filing collaborative consultation may continue to use the standard authorization procedures.

A project sponsor that seeks to undertake a pre-filing collaboration pursuant to the new regulations must demonstrate to the Commission that it has made reasonable efforts to contact and invite all potentially interested entities to participate and that it has developed a communications protocol to govern how the applicant and participants will communicate. The Commission will give public notice in the **Federal Register** of the requested collaboration and invite comments. The Commission will review the adequacy of the applicant's outreach efforts, consider comments, and weigh whether pre-filing discussions are likely to be productive. If the request to collaborate is approved, then Commission staff will be assigned to help guide the pre-filing process, which can include the preparation of a preliminary draft NEPA document. The applicant will maintain a file, available to the public, of all relevant documentation of the collaboration, including minutes or summaries of meetings.

[1] Collaborative Procedures for Energy Facility Applications, Order No. 608, 64 FR 51209 (Sept. 22, 1999); FERC Stats. & Regs., Regulations Preambles ¶ 31,080 (Sept. 15, 1999).

[2] Composed of Chevron U.S.A., Inc., Shell Offshore Inc., and Marathon Oil Company.

[3] Mr. Frederick W. Martin filed a letter supporting Indicated Shippers' rehearing request. In addition, Travis Kenneth Bynum, I, filed a Motion to Deny Rehearing in this docket that raises no issues relevant to this proceeding.

[4] 42 U.S.C. 4321–4307a.

Once underway, a pre-filing collaboration may continue until accord has been reached among the participants, until relevant resource issues have been considered and a preliminary draft EA or EIS prepared, or until the project sponsor or participants conclude further efforts to address unresolved issues are unlikely to be productive. A project sponsor undertaking a pre-filing collaboration is not foreclosed from filing an application at any time, nor is a collaborative participant (or non-participant) precluded from intervening and commenting on or protesting any aspect of an application once it is filed with the Commission and an on-the-record proceeding commences.[5]

Request for Rehearing

Indicated Shippers repeat objections raised in response to the Commission's notice of proposed rulemaking[6] and assert the final rule fails to respond adequately to these objections; consequently, Indicated Shippers argue the final rule does not constitute reasoned decisionmaking. Indicated Shippers claim the pre-filing collaborative process would force entities to participate in pre-filing proceedings, discount or disregard the concerns of potentially affected entities, and result in biased decision making by the Commission.

Commission Authority To Implement Pre-Filing Collaborative Regulations

Indicated Shippers contend that section 7 of the Natural Gas Act (NGA) does not expressly authorize the Commission to promulgate pre-filing collaborative procedures and believe the Commission's review process should only begin after an application is filed. Indicated Shippers maintain pre-filing collaboration may render the Commission's post-filing consideration ''academic and nothing more than an empty formality,''[7] whereby the Commission would rubber-stamp the outcome of a pre-filing collaboration. Indicated Shippers stress such action would contravene NGA section 7(c)(1)(B), which provides for notice and hearing following the filing of an application. While the Commission describes participation in a pre-filing collaboration as optional and voluntary, Indicated Shippers challenge this characterization, contending interested entities will be compelled to either participate in pre-filing procedures or otherwise lose their only meaningful opportunity to present their concerns.

Commission Response

Indicated Shippers is correct that the NGA does not specify procedural formalities to be followed prior to the time the Commission is asked to act in response to a petition. The Order No. 608 regulations establish an outline for certain pre-filing formalities, but these regulations only apply where a prospective applicant and interested entities agree to adhere to them, *i.e.,* they are voluntary. Further, being present at or absent from a pre-filing collaboration will not prejudice an entity's capacity to endorse or object to a proposed project subsequent to the applicant's submission to the Commission of a request for authorization. Finally, section 16 of the NGA grants the Commission ''power to perform any and all acts, and to prescribe, issue, make, amend, and rescind such orders, rules, and regulations as it may find necessary or appropriate to carry out the provisions of this act.'' In this case, we find the regulations put in place by this rule are appropriate to promote the efficient review of requests NGA section 7 authorizations.

Indicated Shippers acknowledge that prior to Order No. 608, prospective applicants have engaged in pre-filing discussions, typically with Commission staff. Project sponsors also typically negotiate for easements with landowners along a prospective right-of-way and confer with resource agencies prior to proposing a route for new facilities. These conversations and negotiations occur in anticipation of obtaining NGA section 7(b) abandonment approval or section 7(c) certificate authorization, but for the most part, proceed unaided by Commission regulation. The new regulations offer an option to enhance the utility of such discussions by directing a project sponsor to contact a more inclusive range of potentially affected entities and providing a framework to identify issues and initiate the NEPA review process. In effect, the Order No. 608 regulations encourage a project sponsor to converse collectively, not individually, and in public, not in private, with all affected entities in a single forum, subject to formalities designed to promote constructive dialogue.

Indicated Shippers' concern that a pre-filing collaboration could curtail entities' capability to bring concerns to the Commission following filing is unfounded. As discussed in the final rule, all entities have the option of participating in or abstaining from a collaboration, and participants are under no obligation to agree not to contest aspects of a proposal.

After a collaboration concludes and an application is filed, the Commission will consider the requested authorization in conformity with our standard procedures governing notice, comment, and the examination of all relevant issues. Regardless of the outcome of a pre-filing collaboration, following filing all interested entities will have a meaningful opportunity to comment and raise concerns. If collaborative participants reach agreements that are submitted in conjunction with an application, we will review the results, and then accept, reject, or modify the terms of the participants' agreements when we act on the application. Although we anticipate collaborative accords may enhance the acuity of our review of an application, we stress that regardless of the uniformity and ardor with which collaborative participants urge on a particular proposal, no authorization will issue unless we determine that a project is required by the public convenience and necessity.

Adequacy of Notice of a Pre-Filing Collaboration

A project sponsor seeking Commission approval to use the pre-filing collaborative process must demonstrate that it has made reasonable efforts to notify all potentially affected entities. Section 157.22(d) of the regulations states that the Commission ''will give public notice in the **Federal Register** of a request to initiate a pre-filing collaboration. If the Commission approves the request,[8] § 157.22(e)(1) states that ''[t]o the extent feasible under the circumstances of the process, the

[5] However, where pre-filing discussions result in an applicant and participants reaching accord on issues, presumably by means of compromises and concessions, the participants may elect to prepare an offer of settlement to be submitted to the Commission in conjunction with an application. We do not expect participants that agree to be bound to a particular position during pre-filing to attempt to revise their position post-filing. Further, as stated in § 157.22(e)(6), where scientific studies and alternative route analyses are included as part of a pre-filing collaboration, ''[a]dditional requests for studies may be made to the Commission after the filing of an application only for good cause shown.'' This is to avoid duplicative efforts and avoid delay. Of course, if there is a legitimate need for additional studies, the Commission will require them as part of its process of reviewing the application.

[6] 63 FR 59916 (Nov. 6, 1998); FERC Stats. & Regs., Proposed Regulations ¶ 32,536 (1998).

[7] Indicated Shippers' Request for Rehearing at 7 (Oct. 15, 1999).

[8] Section 375.307(h) of the regulations delegates to the Director of the Office of Energy Projects the authority to determine whether to approve a request to use pre-filing collaborative procedures.

Commission will give notice in the **Federal Register** . . . of the initial information meeting or meetings and the scoping of environmental issues.'' [9] Indicated Shippers question whether these procedures will be sufficient to ensure that potentially interested entities will have adequate notice of a proposal to initiate a pre-filing collaboration and the Commission's acceptance thereof.

Indicated Shippers suspect a prospective applicant might serve notice selectively in an effort to exclude persons likely to object to the proposal. Further, Indicated Shippers note that § 157.22(b)(3) states that an applicant that decides to seek Commission approval to undertake a pre-filing collaboration, after inviting potentially interested entities to participate, is to then inform ''all entities contacted by the applicant that have expressed an interest in the pre-filing collaborative process'' of its decision. Indicated Shippers object that this approach not only does nothing to cure omissions in an applicant's initial notification; rather, it restricts notice of Commission approval of a collaboration to only those entities that an applicant had previously contacted that had responded to express an interest.

Mr. Frederick W. Martin requests that notification of a proposed collaboration be sent by certified mail to all landowners with property eligible for listing on the National Registry of Historic Places.

Commission Response

Section 157.22(b)(1) of our regulations directs a project sponsor seeking to initiate a pre-filing collaboration to make ''a reasonable effort'' to contact ''resource agencies, local governments, Indian tribes, citizens' groups, landowners, customers, and others'' that might be interested in its proposal. Commission staff will work closely with project sponsors to ensure that such outreach efforts are comprehensive. Where we find a prospective applicant's efforts at notification to be inadequate, or the range of contacted parties to be too narrow, we will not grant the request to use the collaborative process unless identified defects are remedied. Thus, selective notification, as a means to handpick participants, is incompatible with the collaborative approach expressed in the final rule. We do not believe a more thorough application will result, or the time required to obtain project authorization will be reduced, by conducting a collaboration that merely serves as a forum for the like-minded to praise a proposal.

We will adopt Indicated Shippers' suggestion to modify the regulations to ensure that potentially interested entities be made aware of Commission approval of a request to use the collaborative process. Accordingly, we change § 157.22(e)(1) to read as follows:

> The Commission will publish notice of its authorization to use the pre-filing process in the **Federal Register;** the applicant will publish notice of the Commission's authorization to use the pre-filing process in a local newspaper of general circulation in the county or counties in which the proposed project is to be located. To the extent feasible, the applicants' notice will specify the time and place of the initial information meeting(s) and the scoping of environmental issues and will be sent to a mailing list approved by the Commission that includes the names and addresses of landowners affected by the project.

In reference to Indicated Shippers' argument for broader notification requirements, we clarify that the Commission-approved mailing list is expected to include all entities filing comments in response to the notice of a request to use the pre-filing process. However, we will not modify § 157.22(b)(3), which restricts the scope of the second round of notification—*i.e.,* notice that a request to use the pre-filing process has been submitted to the Commission—to the subset of potentially interested entities that have responded to the § 157.22(b)(1) invitation and expressed an interest in the pre-filing process. If a project sponsor makes an adequate initial effort to invite potentially interested entities to participate in a pre-filing collaboration, we find no need for the project sponsor to continue to inform non-responsive or uninterested entities of ongoing developments.

We also find no need to compel a project sponsor to send certified mail to certain landowners, as proposed by Mr. Frederick W. Martin, since we believe the above-described requirements will be sufficient to ensure adequate notice. Further, we note the early notification requirements recently put in place in § 157.6(d) of our regulations are designed to ensure that landowners that may be affected by a proposed project have ample time and opportunity to participate in the Commission's consideration of a proposal following the filing of an application.[10]

Adequacy of the Documentation of a Pre-filing Collaboration

Indicated Shippers are concerned the documentation of a pre-filing collaboration may not be adequate or timely and urge the Commission to ensure interested parties have access to information on an ongoing collaboration, without the need to actively participate in the process, by requiring the prospective applicant to make periodic reports to the Commission summarizing the progress of the pre-filing proceeding.

Commission Response

We are persuaded that periodic reporting on a collaboration will facilitate an entity's oversight of an ongoing proceeding, in particular where an entity has interests in separate, simultaneous collaborative proceedings. Therefore, we will require that a collaborative sponsor submit quarterly reports on the progress of a collaboration. Such reports should summarize meetings held, topics addressed, studies undertaken, etc. We do not expect transcripts or extensive documentation and thus do not expect these quarterly updates to unduly burden a project sponsor. Accordingly, we will add the following requirement as § 157.22(e)(5): [11]

> Every three months, the applicant shall file with the Commission a report summarizing the progress made in the pre-filing collaborative process, referencing the public file maintained by the applicant as provided in § 157.22(e)(4) where additional information on that process can be obtained. Summaries or minutes of meetings held as part of the collaborative process may be used to satisfy this filing requirement.

We expect that collaborative participants, when establishing a communications protocol to govern discussions, will routinely include provisions regarding the mechanics of documenting the progress of discussions, studies, decisions, etc., and of making this documentation of the collaboration accessible. We also expect that at the conclusion of the collaborative process, participants will decide what data gathered during the pre-filing process should be filed with the application and thereby be entered into the record of the proceeding.

[9] 18 CFR 157.22(e)(1).

[10] *See* Landowner Notification, Expanded Categorical Exclusions, and Other Environmental Filing Requirements, Order No. 609, 64 FR 57374, (Oct. 25, 1999); FERC Stats. and Regs., Regulations Preambles ¶ 31,082 (Oct. 13, 1999), *order on reh'g,* Order No. 609–A, 65 FR 15234 (Mar. 22, 2000); FERC Stats. and Regs., Regulations Preambles ¶ 31,095 (Mar. 16, 2000), *order rejecting reh'g,* 91 FERC ¶ 61,278 (2000).

[11] The existing §§ 157.22(e)(5), (e)(6), and (e)(7) will be redesignated as §§ 157.22(e)(6), (e)(7), and (e)(8).

Commission Decision to Approve a Request to Use the Collaborative Procedure

In deciding whether to go forward with a proposed collaboration, or to resolve matters once a collaboration is underway, the rule directs participants to act by consensus, defined as ''a collective opinion; the judgment arrived at by most of those concerned.'' [12] Indicated Shippers believe this standard is too vague and is open to abuse. Indicated Shippers are concerned that the regulations do not provide for review of Commission decisions on requests to use the collaborative process, and speculate the Commission may approve a collaborative request despite strong objections from a minority of interested entities.

Indicated Shippers complain that the Commission's decision to permit a pre-filing collaboration is not subject to review, thus entities opposing a collaboration are without recourse.

Commission Response

We stress that a pre-filing collaboration will not be permitted to commence unless we find that the weight of opinions expressed by a representative sample of interested entities favor going forward. Where support is insufficient, either because only a small number of affected entities endorse a pre-filing collaboration or because key players refuse to participate, we may decide pre-filing collaboration is unlikely to prove productive, and so deny the request.

We see no need to provide for any review of a decision on a request to use the pre-filing collaborative procedure. A project sponsor that does not meet the criteria for a pre-filing collaboration under § 157.22 of the regulations may nevertheless engage in pre-filing consultations. If a request to collaborate is approved despite an entity's objection, that entity's recourse can be to decline to participate in the collaboration. As noted, absence from a collaboration need not bar an entity from bringing any question, concern, or objection to the Commission's attention following filing of the application.

Entry Into an Ongoing Collaboration

If an entity becomes aware of an ongoing collaboration and seeks to join in, the collaborative regulations do not prevent participation, but do require that latecomers not delay or disrupt the process and abide by any ground rules that have already been established.

Indicated Shippers believe these constraints are inequitable because the latecomer may not have been aware of the collaboration due to defective notice on the part of the applicant and because there is no assurance that the protocol governing the collaboration will be sufficient to allow the latecomer to participate meaningfully. Further, Indicated Shippers anticipate that latecomers to an ongoing collaboration could be precluded from revisiting old or raising new issues, which may result in a filed application that fails to fully address all aspects of a proposed project.

Commission Response

The notification procedures in place, as modified herein, should prove sufficient to ensure all potentially interested entities are informed of the applicant's intent to undertake a pre-filing procedure, the applicant's request to the Commission to do so, Commission approval of the request, the time and place of the initial information meeting(s), and the expected scope of the collaboration.

If, during the course of an ongoing collaboration, the character of the originally proposed project is altered such that previously uninformed entities are affected, we expect the prospective applicant to contact those entities to notify them of the ongoing collaboration and invite them to participate. For example, if a new alternative routing is selected, the applicant should promptly contact landowners along the alternative route and invite them to join in the ongoing collaboration.

We expect adherence to a communications protocol, the project sponsor's maintenance of public files, and periodic reporting on a collaboration's progress to the Commission, will permit an entity entering an ongoing collaboration to be promptly brought up to date. Where a late-entering entity believes its concerns have been inadequately addressed despite its participation in the collaboration, that entity may so state in comments submitted to the Commission after an application is filed. Such comments will help ensure a full and complete record is before the Commission as it evaluates a proposed project.

Issues Open to Discussion in a Pre-filing Collaboration

Indicated Shippers renew their request to limit the scope of a pre-filing collaboration to environmental issues. Indicated Shippers contend that because environmental issues are ''confined to a well-defined geographic area,'' consideration in a pre-filing collaboration is a manageable undertaking that may ''constitute a meaningful improvement'' in the certification process.[13] However, because non-environmental issues may not be neatly bounded, Indicated Shippers are concerned that pre-filing discussion of such issues may be impractical, as there may be large numbers of potentially interested entities involved, including an applicant's competitors. Indicated Shippers assert inclusion of non-environmental issues will create uncertainty and lead to discrimination.

Commission Response

In theory, participants in a pre-filing collaboration can take up and reach a comprehensive accord on all relevant issues; in practice, this will not be the case with every collaboration. Nevertheless, we expect applications to be more complete and less contentious following pre-filing collaborations. Additionally, we expect the post-filing NEPA process may be completed in less time than would be the case absent the pre-filing collaboration. The regulations are intended to permit the project sponsor and participants to trim the topics to be addressed to the interests of the collaborative group; we do not expect a collaboration to cover issues that are unlikely to be productively discussed. However, just as we see no point in insisting on a collaborative agenda that is all-inclusive, we see no point in precluding particular topics from discussion if the participants opt to pursue them.

We recognize that prospects may be dim for a collaboration to reach accord on certain non-environmental issues. Nevertheless, if the project sponsor and participants anticipate that pre-filing consideration of such issues may advance the preparation of an application, we see no reason to bar their consideration as part of the pre-filing collaborative process. An entity that is not at the collaborative table during discussions concerning such an issue, or that objects to the collaborative participants' treatment of the issue, is not precluded from commenting on the issue following the filing of the application. The Commission will thoroughly review all comments and the entire evidentiary record prior to taking any action on the application. Thus, we are not persuaded that the pre-filing consideration of non-environmental

[12] FERC Stats. & Regs., Regulations Preambles, ¶ 31,080 at 30,909.

[13] Indicated Shippers' Request for Rehearing at 4 and 11 (Oct. 15, 1999).

issues by a collaborative group will result in discrimination to any entity.

Participation of Commission Staff in a Collaborative Procedure

In the final rule we stated that Commission staff involved in a pre-filing collaboration may participate in post-filing review of an application. Indicated Shippers renew their objection to this possibility, contending such involvement is contrary to prohibitions against *ex parte* communication.

Commission Response

The Commission's *ex parte* regulations are intended to avoid any prejudice, real or apparent, that might result to a party in a contested, on-the-record proceeding before the Commission were a party or ''interceder'' to communicate information regarding the merits to decision-making (advisory) staff without the knowledge of other parties.[14] These regulations do not apply to a pre-filing collaboration because it does not constitute an on-the-record proceeding before the Commission. Such a proceeding only commences upon submission of an application to the Commission. The Commission's staff's role in a pre-filing collaboration, as described above, is limited to facilitating conversation and in assisting in initiating the NEPA review process; staff may, as they do now, provide general procedural, statutory, and regulatory guidance. However, Commission staff will neither make any determination regarding the merits of a prospective applicant's proposal nor endorse or reject any collaborative accords.

Indicated Shippers can make use of the communications protocol to address their concerns about private communications with Commission staff during the pre-filing process and to establish a degree of disclosure that is appropriate for communication between collaborative participants and Commission staff.

In view of the above, we affirm our determination in the final rule that a staff member's participation in a pre-filing discussion need not disqualify that individual from serving in an advisory role in a proceeding on an application that is subsequently filed. We stress that staff representations in the pre-filing forum cannot in any way bind the Commission, because the Commission alone is responsible for making all final decisions on the application.

Information Collection Statement

The Office of Management and Budget (OMB) is required to approve certain information collection requirements imposed by agency rule.[15] This order on rehearing clarifies the notice procedure described in § 157.22(e)(1) of the regulations and specifies a time frame for the periodic reports described in § 157.22(e)(4) of the regulations. The reporting burden imposed by the final rule was previously reviewed and approved by OMB and these minor modifications make no substantive or material change to the approved requirements. As noted in the final rule, due to the voluntary nature of a pre-filing process, no burdens will be imposed upon a project sponsor beyond those it elects to take upon itself. We will transmit to a copy of this order on rehearing to OMB for its information.

Document Availability

In addition to publishing the full text of this document in the **Federal Register**, the Commission also provides all interested persons an opportunity to view and/or print the contents of this document via the Internet through FERC's Home Page (*http://www.ferc.fed.us*) and on FERC's Public Reference Room during normal business hours (8:30 a.m. to 5:00 p.m. Eastern time) as 888 First Street, NE., Room 2A, Washington, DC 20426.

From FERC's Home Page in the Internet, this information is available in both the Commission Issuance Posting System (CIPS) and RIMS.

—CIPS provide access to texts of formal documents issued by the Commission since November 14, 1994.

—CIPS can be accessed using the CIPS link or the Energy Information Online icon. The full text of this document is available on CIPS in ASCII and WordPerfect 8 format for viewing, printing, and/or downloading.

—RIMS contains images of documents submitted to and issued by the Commission after November 16, 1981. Documents from November 1995 to the present can be viewed and printed from FERC's Home Page using the RIMS link or the Energy Information Online icon. Descriptions of documents back to November 16, 1981, are also available from RIMS-on-the-Web; requests for copies of these and other older documents should be submitted to the Public Reference Room.

User assistance is available for RIMS, CIPS, and the FERC Website during normal business hours from our Help line at (202) 208–2222 (E-mail to *WebMaster@ferc.fed.us*.) or the Public Reference at (202) 208–1371 (E-Mail to *public.referenceroom@ferc.fed.us*).

During normal business hours, documents can also be viewed and/or printed in FERC's Public Reference Room, where RIMS, CIPS, and the FERC Website are available. User assistance is also available.

For the reasons discussed in the body of this order, we deny in part and grant in part Indicated Shippers' request for rehearing of Order No. 608.

Effective Date

Changes to Order No. 608 made in this order on rehearing will become effective on December 4, 2000.

Prior to issuance of Order No. 608, the Commission determined, with the concurrence of the Administrator of the Office of Information and Regulatory Affairs of OMB, that the rule was not a ''major rule'' as defined in Section 251 of the Small Business Regulatory Enforcement Fairness Act of 1996.[16] We affirm our prior determination, and find that the final rule, as clarified and modified herein, is not a major rule. This order on rehearing will be submitted to both houses of Congress, the General Accounting Office, and OMB for their information and records.

List of Subjects in 18 CFR Part 157

Administrative practice and procedure, Natural gas, Reporting and record keeping requirements.

By the Commission.

Linwood A. Watson, Jr.,

Acting Secretary.

In consideration of the foregoing, the Commission amends Part 157, Title 18, Code of Federal Regulations, as follows:

PART 157—APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY AND FOR ORDERS PERMITTING AND APPROVING ABANDONMENT UNDER SECTION 7 OF THE NATURAL GAS ACT

1. The authority citation for Part 157 continues to read as follows:

Authority: 15 U.S.C. 717–717w; 3301–3432; 42 U.S.C. 7101–7352.

2. In § 157.22, paragraph (e)(1) is revised; existing paragraphs (e)(5), (e)(6), and (e)(7) are redesignated as paragraphs (e)(6), (e)(7), and (e)(8),

[14] 5 U.S.C. 551–557 and 18 CFR 385.604 and 385.2201.

[15] 5 CFR Part 1320.

[16] 5 U.S.C. 804(2).

respectively; and a new paragraph (e)(5) is added, to read as follows:

§ 157.22 Collaborative procedures for applications for certificates of public convenience and necessity and for orders permitting and approving abandonment.

* * * * *

(e) * * *

(1) The Commission will publish notice of its authorization to use the pre-filing process in the **Federal Register**; the applicant will publish notice of the Commission's authorization to use the pre-filing process in a local newspaper of general circulation in the county or counties in which the proposed project is to be located. To the extent feasible, the applicants' notice will specify the time and place of the initial information meeting(s) and the scoping of environmental issues and will be sent to a mailing list approved by the Commission that includes the names and addresses of landowners affected by the project.

* * * * *

(5) Every three months, the applicant shall file with the Commission a report summarizing the progress made in the pre-filing collaborative process, referencing the public file maintained by the applicant as provided in paragraph (e)(4), of this section where additional information on that process can be obtained. Summaries or minutes of meetings held as part of the collaborative process may be used to satisfy this filing requirement.

* * * * *

[FR Doc. 00–28082 Filed 11–01–00; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Part 382

[Docket No. RM00–7–000; Order No. 641]

Revision of Annual Charges Assessed to Public Utilities Issued October 26, 2000

AGENCY: Federal Energy Regulatory Commission.

ACTION: Final Rule.

SUMMARY: In an effort to reflect changes in the electric industry and in the way the Federal Energy Regulatory Commission (Commission) regulates the electric industry, the Commission is amending its regulations to establish a new methodology for the assessment of annual charges to public utilities. The regulation provides that annual charges will be assessed to public utilities that provide transmission service based on the volume of electricity transmitted by those public utilities. The regulation thus will result in the Commission's now assessing annual charges on transmission rather than, as previously, assessing annual charges on both power sales and transmission.

EFFECTIVE DATE: This Final Rule will become effective January 1, 2001.

FOR FURTHER INFORMATION CONTACT:

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SUPPLEMENTARY INFORMATION: Before Commissioners: James J. Hoecker, Chairman; William L. Massey, Linda Breathitt, and Curt Hebert, Jr.

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I. Introduction

In an effort to reflect changes in the electric industry and in the way the Federal Energy Regulatory Commission (Commission) regulates the electric industry, the Commission is amending its regulations to establish a new methodology for the assessment of annual charges to public utilities. The regulation provides that annual charges will be assessed to public utilities that provide transmission service based on the volume of electricity transmitted by those public utilities. The regulation thus will result in the Commission's now assessing annual charges on transmission rather than, as previously, assessing annual charges on both power sales and transmission.

II. Background

A. Commission Authority

The Commission is required by section 3401 of the Omnibus Budget Reconciliation Act of 1986 (Budget Act) [1] to ''assess and collect fees and annual charges in any fiscal year in amounts equal to all of the costs incurred * * * in that fiscal year.'' [2] The annual charges must be computed based on methods which the Commission determines to be ''fair and equitable.'' [3] The Conference Report accompanying the Budget Act provides the Commission with the following guidance as to this phrase's meaning:

[A]nnual charges assessed during a fiscal year on any person may be reasonably based on the following factors: (1) The type of Commission regulation which applies to such person such as a gas pipeline or electric utility regulation; (2) the total direct and indirect costs of that type of Commission regulation incurred during such year; [4] (3) the amount of energy—electricity, natural gas, or oil—transported or sold subject to Commission regulation by such person during such year; and (4) the total volume of all energy transported or sold subject to Commission regulation by all similarly situated persons during such year.[5]

The Commission may assess these charges by making estimates based upon data available to it at the time of the assessment.[6]

The annual charges do not enable the Commission to collect amounts in excess of its expenses, but merely serve as a vehicle to reimburse the United

[1] 42 U.S.C. 7178.

[2] This authority is in addition to that granted to the Commission in sections 10(e) and 30(e) of the Federal Power Act (FPA). 16 U.S.C. 803(e), 823a(e).

[3] 42 U.S.C. 7178(b).

[4] The Commission is required to collect not only all its direct costs but also all its indirect expenses such as hearing costs and indirect personnel costs. *See* H.R. Conf. Rep. No. 99–1012 at 238 (1986), *reprinted in* 1986 U.S.C.C.A.N. 3868, 3883 (Conference Report); *see also* S. Rep. No. 99–348 at 56, 66 and 68 (1986).

[5] *See* Conference Report at 238.

[6] 42 U.S.C. 7178(c).

States Treasury for the Commission's expenses.[7]

B. Current Annual Charge Billing Procedure

As required by the Budget Act, the Commission's regulations provide for the payment of annual charges by public utilities.[8] The Commission intends that these electric annual charges in any fiscal year will recover the Commission's estimated electric regulatory program costs (other than the costs of regulating Federal Power Marketing Agencies (PMAs) and electric regulatory program costs recovered through electric filing fees) for that fiscal year. In the next fiscal year, the Commission adjusts its annual charges up or down, as appropriate, both to eliminate any over-or under-recovery of the Commission's actual costs and to eliminate any over-or under-charging of any particular person.[9]

In calculating annual charges, the Commission first determines the total costs of its electric regulatory program and subtracts all PMA-related costs and electric filing fee collections to determine total collectible electric regulatory program costs. It then uses the data submitted under FERC Reporting Requirement No. 582 (FERC–582) to determine the total volumes of long-term firm wholesale sales and transmission, and short-term sales and transmission and exchanges for all assessable public utilities. The Commission divides those transaction volumes into its collectible electric regulatory program costs to determine the unit charge per megawatt-hour for each category of long-term and short-term transactions. Finally, the Commission multiplies the transaction volume in each category for each public utility by the relevant unit charge per megawatt-hour to determine the annual charges for all assessable public utilities.[10]

Public utilities subject to these annual charges must submit FERC–582 to the Office of the Secretary by April 30 of each year.[11] The Commission issues bills for annual charges, and public utilities then must pay the charges within 45 days of the date on which the Commission issues the bills.[12]

C. Reasons for This Rule

Since the issuance of Order No. 472, in 1987, the industry has undergone sweeping changes, including: the Commission's establishment of open access transmission as a foundation for competitive wholesale power markets;[13] a movement by many states to develop retail competition; the growing divestiture of generation assets by traditional public utilities; the entry of new market participants into the industry in the form of independent and affiliated power marketers and stand-alone merchant plant generators; and the establishment of Independent System Operators (ISOs), the expected establishment of Regional Transmission Organizations (RTOs), and also the establishment of transmission companies (transcos) and power exchanges as managers of transmission systems and power markets respectively.

As the landscape of the industry has changed and continues to change, the nature of the work of the Commission likewise has changed. This rule, as described below, reflects these changes—changing the way in which the Commission assesses annual charges to recover its electric regulatory program costs to reflect recent industry and Commission changes, by assessing annual charges to public utilities that provide transmission service based on the volumes of electric energy transmitted.

D. Notice of Proposed Rulemaking

On January 28, 2000, the Commission issued a Notice of Proposed Rulemaking (NOPR) proposing revisions to the Commission's annual charges regulations.[14] In the NOPR, the Commission proposed a new methodology for the assessment of annual charges to public utilities. The Commission proposed to assess its electric regulatory program costs solely on the MWh of electric energy transmitted in interstate commerce by public utilities, rather than, as the Commission had done in the past, on both jurisdictional power sales and transmission volumes. Specifically, the Commission proposed to assess annual charges to public utilities based on their transmission of electric energy in interstate commerce, as measured by (1) unbundled wholesale transmission, (2) unbundled retail transmission, and (3) bundled wholesale power sales, which for this purpose, by definition, include a transmission component.[15]

As to ISOs, and potential RTOs, that have members that retain ownership of transmission facilities, the Commission stated in the NOPR that it was concerned that the assessment of annual charges to ISOs and RTOs could result in a ''double counting'' of transactions—by counting a single transaction both to the transmission-owning public utility and to the ISO or RTO. In the NOPR, the Commission proposed two solutions to prevent ''double counting'': (1) Not charge the ISO or RTO annual charges, but instead charge each individual transmission-owning public utility based on the MWh of transmission service provided on their lines; or (2) allow the ISO or RTO to act as an agent for all of the individual transmission owners and have the ISO or RTO pay the annual charges rather than the individual transmission owners.[16] The Commission, noting that either of these approaches may be acceptable, solicited comments on these two approaches, as well as any other approach that would allow the Commission to collect annual charges on MWh of transmission service in the most administratively efficient manner.

Comments on the NOPR were due on April 3, 2000.[17] The Commission received 35 initial and reply comments in response to the NOPR. Based on consideration of the comments submitted in response to the NOPR, as discussed below, the Commission

[7] *Id.* at 7178(f). Congress approves the Commission's budget through annual and supplemental appropriations.

[8] 18 CFR Part 382; *see* Annual Charges Under the Omnibus Budget Reconciliation Act of 1986, Order No. 472, 52 FR 21263 and 24153 (June 5 and 29, 1987), FERC Stats. & Regs., Regulations Preambles 1986–1990 ¶ 30,746 (1987), *clarified*, Order No. 472–A, 52 FR 23650 (June 24, 1987), FERC Stats. & Regs., Regulations Preambles 1986–1990 ¶ 30,750, *order on reh'g,* Order No. 472–B, 52 FR 36013 (Sept. 25, 1987), FERC Stats. & Regs., Regulations Preambles 1986–1990 ¶ 30,767 (1987), *order on reh'g,* Order No. 472–C, 53 FR 1728 (Jan. 22, 1988), 42 FERC ¶ 61,013 (1988).

[9] 18 CFR 382.201; *see* Order No. 472, 52 FR at 21263 and 24153, FERC Stats. & Regs., Regulations Preambles 1986–1990 at 30,612–18; *accord* Annual Charges Under the Omnibus Budget Reconciliation Act of 1986, Order No. 507, 53 FR 46445 (Nov. 17, 1985), FERC Stats. & Regs. , Regulations Preambles 1986–1990 ¶ 30,839 at 31,263–64 (1988); Texas Utilities Electric Company, 45 FERC ¶ 61,007 at 61,027 (1988) (*Texas Utilities*).

[10] 18 CFR 382.201; *see* Annual Charges Under the Omnibus Budget Reconciliation Act of 1986 (Phibro Inc.), 81 FERC ¶ 61,308 at 62,424–25 (1997).

[11] 18 CFR 382.201(b)(4).

[12] See *Texas Utilities,* 45 FERC at 61,026.

[13] *See* Promoting Wholesale Competition Through Open Access Non-discriminatory Transmission Services by Public Utilities and Recovery of Stranded Costs by Public Utilities and Transmitting Utilities, Order No. 888, 61 FR 21540 (May 10, 1996), FERC Stats. & Regs. ¶ 31,036 (1996), *order on reh'g,* Order No. 888–A, 62 FR 12274 (Mar. 14, 1997), FERC Stats. & Regs. ¶ 31,048 (1997), *order on reh'g,* Order No. 888–B, 62 FR 64688 (Mar. 14, 1997), 81 FERC ¶ 61,248 (1997), *order on reh'g,* Order No. 888–C, 82 FERC ¶ 61,046 (1998), *aff'd in relevant part sub nom,* Transmission Access Policy Study Group, *et al.* v. FERC, No. 97–1715 *et al.* (D.C. Cir. June 30, 2000) (*TAPSG*) (Order No. 888).

[14] Revision of Annual Charges Assessed to Public Utilities, Notice of Proposed Rulemaking, 65 FR 5289 (Jan. 28, 2000), FERC Stats. & Regs. ¶ 32,550 (2000).

[15] FERC Stats. & Regs. ¶ 32,550 at 33,921.

[16] *Id.*

[17] The commenters, and the abbreviations for them used herein, are listed in an appendix to this Final Rule.

adopts a Final Rule that follows the approach of the NOPR.

III. Discussion

In Order No. 472, to implement the Budget Act, the Commission formulated an annual charge billing procedure. To do this, the Commission had to determine: (1) The types of companies which the Commission should bill; (2) how to estimate and then allocate the Commission's costs among its different regulatory programs; and (3) how to allocate each program's costs among the companies under each program. After the annual charge billing procedure was formulated, the Commission then had to determine (1) how to adjust the annual charges at the end of a fiscal year ''to eliminate any over-recovery or under-recovery of [the Commission's] total costs, and any overcharging or undercharging of any person'' pursuant to section 3401(e) of the Budget Act; and (2) the standards for waiving all or part of an annual charge pursuant to section 3401(g) of the Budget Act.

We note at the outset that this Final Rule is only for the determination of annual charges to recover the costs of the Commission's electric regulatory program. Therefore, how to apportion the Commission's total costs among the Commission's different regulatory programs is not before the Commission.

Below, we will discuss the types of companies to be billed, the apportionment of our electric regulatory program costs among such companies, and other matters related to the changes to the Commission's regulations on annual charges.

A. The Types of Companies to Be Billed

The Commission's electric regulatory program includes: administering the provisions of Parts II and III of the Federal Power Act (FPA) [18] as they apply to the activities of public utilities (traditionally, principally investor-owned utilities); [19] discharging its responsibilities under various statutes involving the PMAs; and implementing various provisions of the Public Utility Regulatory Policies Act of 1978 (PURPA) [20] involving qualifying cogenerators and small power producers (QFs).

[18] 16 U.S.C. 824–825r.

[19] Under sections 211, 212 and 213 of the FPA, 16 U.S.C. 824j–l, the Commission also has authority over transmitting utilities that are not public utilities. Compare 16 U.S.C. 796(23) *with* 16 U.S.C. 824(b), (e).

[20] 16 U.S.C. 2601–2645.

1. Public Utilities

Pursuant to section 205 of the FPA,[21] the Commission regulates the rates, terms and conditions of service of public utilities making sales for resale or transmitting electric energy in interstate commerce. All jurisdictional rates, terms and conditions must be on file with the Commission, and may be approved by the Commission only if they are just and reasonable and not unduly discriminatory or preferential. Under section 206 of the FPA,[22] the Commission may change any rates, terms or conditions that it finds to be unjust, unreasonable, or unduly discriminatory or preferential.

The Commission also regulates certain accounting and corporate activities of public utilities pursuant to the FPA. Examples include the following: Under section 203,[23] the Commission reviews applications filed by public utilities seeking to merge or to dispose of jurisdictional facilities. Pursuant to section 204,[24] the Commission reviews the proposed securities issuances of public utilities whose securities issuances are not regulated by a state commission within the meaning of section 204(f). Under sections 301 and 302,[25] the Commission has authority over a public utility's accounting and its depreciation. Section 304 outlines the Commission's authority to direct public utilities (and also licensees) to report information, including information on transmission of electric energy to the Commission.[26]

2. Federal Power Marketing Agencies

The Commission reviews the rates established by the Department of Energy for the PMAs (Bonneville Power Administration (BPA), Southeastern Power Administration, Southwestern Power Administration, and Western Area Power Administration). While regulation of public utility rates is guided by the FPA, regulation of the PMAs' rates is subject to the standards enumerated in a number of other statutes.[27] Essentially, the statutes require that the rates established by the PMAs must be devised with regard for the recovery of the cost of generation and transmission of electric energy, the encouragement of the most widespread use of the power, the provision of the lowest possible rates to customers consistent with sound business principles, and the protection of the interests of the United States in amortizing its investment in the projects within a reasonable period of time. The Commission is also authorized, pursuant to the Northwest Power Act, to review the Average System Cost methodology used to determine rates for exchange sales by utilities to BPA.

[21] 16 U.S.C. 824d.

[22] 16 U.S.C. 824e.

[23] 16 U.S.C. 824b.

[24] 16 U.S.C. 824c.

[25] 16 U.S.C. 825, 825a.

[26] 16 U.S.C. 825c.

[27] Flood Control Act of 1944, 16 U.S.C. 825s; Federal Columbia River Transmission System Act, 16 U.S.C. 838g; Pacific Northwest Power Preference Act, 16 U.S.C. 837; Pacific Northwest Electric Power Planning and Conservation Act of 1980, 16 U.S.C. 839; Bonneville Project Act, 16 U.S.C. 832f (Northwest Power Act); Reclamation Act of 1939, 43 U.S.C. 485h; Department of Energy Organization Act, 42 U.S.C. 7101; *see also* DOE Delegation Order No. 0204–108, 48 FR 55664 (Dec. 14, 1983); 18 CFR Parts 300 and 301.

3. Qualifying Facilities

Section 210 of PURPA [28] requires the Commission to prescribe rules to encourage cogeneration and small power production of electricity. In particular, the section directs the Commission to adopt rules requiring utilities to purchase power from and sell power to qualifying cogeneration and small power production facilities. The Commission reviews applications filed by cogenerators and small power producers requesting QF certification, and either grants or rejects such applications based on criteria set forth in the Commission's regulations.[29]

4. Discussion

a. *Proposed New Methodology.* In the NOPR, the Commission proposed to assess annual charges only to public utilities involved in the transmission of electric energy in interstate commerce.

b. *Comments.* Avista argues that the Commission should ensure that filings by PMAs and QFs carry an appropriate filing fee so that the majority of the cost of regulating those entities is paid for by those entities directly.[30] Avista and AEP argue that all costs will be borne by regulated transmission-owning public utilities, while other transmitting entities (non-jurisdictional) will not bear a comparable burden.

c. *Commission Conclusion.* The Commission will adopt the approach taken in the NOPR. That is, it will assess annual charges only to public utilities that provide transmission service.

The Commission is not persuaded that any change is warranted with respect to the Commission's existing policy as to assessment of annual charges to PMAs; the costs associated with the Commission's regulation of

[28] 16 U.S.C. 824a–3.

[29] 18 CFR Part 292.

[30] The issue of filing fees is not before the Commission. In fact, however, QFs are assessed filing fees. 18 CFR 381.505.

PMAs are separately identified and separately recovered.[31]

The Commission will continue to excuse qualifying cogenerators and small power producers from the direct assessment of annual charges.[32] We already have exempted them from regulation under most sections of the FPA, including sections 205 and 206 of the FPA.[33] While these entities could be transmitting utilities subject to our authority under sections 211, 212, and 213 of the FPA, in fact, we have not exercised this limited authority as to any such entities.

The Commission will continue its existing policy that municipal utility systems and rural electric cooperative utility systems that are financed by the Rural Utilities Service will not be required to pay annual charges.[34] While these entities may be transmitting utilities subject to our authority under sections 211, 212 and 213 of the FPA, they are not public utilities under the FPA.[35] In addition, the number of such entities that we, in fact, regulate under this limited authority is very small, as is the amount of transmission they provide under section 211 of the FPA.[36] The Commission also will continue its practice of not assessing annual charges to utilities operating in Alaska or Hawaii. They are not public utilities under the FPA because they do not make wholesale sales or transmit electric energy in interstate commerce.

Lastly, the Commission will not assess annual charges to foreign electric utilities to the extent that their transactions are in foreign commerce or wholly within another country.[37]

B. New Apportionment

1. Proposed New Methodology

The Commission, given the changes in the electric industry and in the Commission's regulation of the electric industry, proposed that annual charges be assessed based solely on volumes of electric energy transmitted, rather than, as in the past, based on volumes of electric energy both sold and transmitted.

2. Comments

Many comments received in support of the NOPR stated that the proposal properly recognizes that the Commission's regulatory efforts in electricity are now predominately focused on ensuring non-discriminatory, open access transmission service.[38] APX states that targeting annual charges to power sales and exchanges cannot be justified in relation to the Commission's current workload. PNGC supports the Commission's proposal, stating that it will eliminate a disparity in costs faced by power sellers depending upon their jurisdictional status, eliminate problems faced by power sellers in recovering these costs as part of market prices for power, more accurately assess costs to those services, *i.e.,* transmission, which require much more of its resources, and eliminate multiple assessments currently faced by power sellers.

The Commission notes that the instant rulemaking on annual charges moots the petition for rulemaking and the petition can therefore be terminated.

NYMEX and MLCS support the proposed revisions, stating that for a competitive wholesale power market to continue to develop, electricity must be considered a fungible commodity that can be bought and sold in a competitive open market without incurring excessive transaction costs. They urge that the proposed rule be adopted, as it promotes, rather than stymies, competitive electric wholesale transactions. The rules proposed will reduce transaction costs, better enable the wholesale electric market to respond efficiently to market-driven forces, and promote liquidity and price transparency in the industry.

A number of commenters cautioned that the proposed method is not clear and does not allow public utilities to make a proper analysis as to how the method proposed will impact their companies. These commenters request that the Commission defer final action, provide additional detail and analysis, and allow another opportunity to comment.

EEI states that, at best, it and its members can only guess at three possible Form No. 1 data line items that may qualify under the proposed method of assessing annual charges.[39] EEI argues that the Commission's clarification regarding the exact line items required to make the proposed annual assessment calculation is needed in order for those entities subject to the rule to evaluate its impact and be in a position to comment other than on the concept. Otherwise, EEI argues, the proposed method cannot be considered ''fair and equitable,'' as required.[40]

Some commenters argue that because the Commission regulates a certain sector of the industry, *i.e.,* transmission, that does not necessarily imply that it is fair or equitable to burden only that sector with all costs associated with the Commission's regulatory activity. They assert that Commission's open access regulations also benefit generators and consumers. Avista argues that more costs of FERC's electric regulatory program are associated with transmission does not mean that all costs associated with all aspects of electric regulation should be recovered only from transmission providers. Avista argues that the Commission should ensure that filings by power marketers and generators carry an appropriate filing fee so that the majority of the cost of regulating those entities is paid for by those entities directly.[41] NEP asserts that the Commission's principle of cost causation provides that entities whose actions give rise to costs should bear the responsibility for those costs. NEP asserts that when the party that causes costs to be incurred is no longer responsible for paying them, there is no incentive for that party to control or reduce those costs; there is no incentive for that party to act efficiently.

A number of commenters state that they generally support the

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[31] *See* 18 CFR 382.201(c).

[32] 18 CFR 382.102(b); *see* Order No. 472, FERC Stats. & Regs., Regulations Preambles 1986–1990 at 30,637. As transmission customers they may, of course, be charged rates by the transmission provider that reflect annual charges assessed to the transmission provider.

[33] *See* 18 CFR 292.601.

[34] *See* supra note 32. As transmission customers they may, of course, be charged rates by the transmission provider that reflect annual charges assessed to the transmission provider.

[35] 18 CFR 382.102(b); *see* 16 U.S.C. 284; South Carolina Public Service Authority, 75 FERC ¶ 61,209 at 61,696 (1996); Dairyland Power Corporation, 37 FPC 12, 15 (1967); *accord,* Salt River Project Agricultural Improvement and Power District v. FPC, 391 F.2d 470, 474 (D.C. Cir.), *cert. denied,* 393 U.S. 857 (1968).

[36] Based upon a review of our records, it appears that we have only twice issued final orders directing such entities to provide transmission service under section 211. *See* Minnesota Municipal Power Agency v. Southern Minnesota Municipal Power Agency, 68 FERC ¶ 61,060 (1994); City of College Station, Texas, 86 FERC ¶ 61,165 (1999).

[37] *E.g.,* British Columbia Power Exchange Corporation, 80 FERC ¶ 61,343 at 62,137, 62,141 (1997) (sales in foreign commerce or within another country are excluded from annual charges calculations).

[38] Williams EM&T states that it strongly supports the Commission's proposal and notes that that proposal substantially addresses the issues previously raised by Williams EM&T and other power marketers in a petition for rulemaking in Docket No. RM98–14–000, to initiate a rulemaking to modify the methodology for assessing annual charges.

[39] These include: (1) MWh Delivered/Transfer of Energy-Page 329, Column J; (2) MWh Delivered/Power Exchanges-Page 327, Column I; and (3) MWh Sold-Page 311, Column G. EEI points out that only a part of Column G on page 311 would pick up transmission, and would act as a ''catch all'' for what is not captured from the line items on pages 327 and 329.

[40] 42 U.S.C. 7178(b).

[41] The issue of filing fees is not before the Commission. In fact, power marketers and generators seeking exempt wholesale generator status are assessed filing fees. 18 CFR 381.801.

Commission's approach, but assert that because the NOPR seeks to assess annual charge cost responsibility to unbundled retail transmission, but not bundled retail transmission, the NOPR methodology could be unfairly prejudicial to the public utilities that have unbundled their retail transmission service to date because it would force these utilities to absorb a disproportionately large percentage of the FERC's electric regulatory program costs. These commenters add that the proposed methodology may serve as a disincentive for additional utilities to unbundle their retail transmission services. Thus, they request that the Commission clearly define and provide the industry with clear criteria for what constitutes unbundled retail transmission services for the purposes of the annual charge calculation.

EEI and ComEd, in this regard, recommend that the Commission clarify that ''unbundled retail transmission,'' as a category of transactions qualifying for annual assessment, does not include bundled retail transmission service in states that have adopted retail competition. EEI notes that some states have adopted retail competition but permit retail customers to elect to continue to receive bundled service.

EPSA and APX urge the Commission to include bundled retail service in its measurement of annual charges, otherwise the NOPR will result in the Commission's costs being spread only to a small fraction of transmission service. EPSA argues that bundled retail customers, like wholesale customers, benefit from the Commission's regulation of open access transmission service.

Cal ISO and FirstEnergy request that the Commission consider exempting unbundled retail transmission from the annual charge assessments, at least on an interim basis until a greater proportion of the country has undergone restructuring. The Midwest ISO states that it does not want to see assignment of cost responsibility to bundled retail customers in states that have not unbundled their retail customers through state customer choice legislation.

SoCal Edison proposes that the unbundled transmission component of the annual charge assessment be phased-in over a five year period. NUSCO asserts that the Commission should recognize that industry restructuring is in different stages throughout the country, and argues that the Commission should provide for a gradual transition to the new methodology. Specifically, NUSCO argues that the Commission should consider adopting a five-year transition to account for transitioning retail markets.

Avista argues that the Commission's proposal is likely to result in other forms of double counting.[42] Avista asserts that a better method would be to assess the charge either at the point of generation or the point of consumption, and argues that a charge on generation would be administratively simpler.

FirstEnergy and NEP argue that the NOPR ignores the occurrence of cost shifting that results because annual charges will not be imposed on other sellers of power. FirstEnergy, APS and GPU Energy assert that cost shifting results in an additional burden in that it will be necessary for the utility to revise its OATT on an annual basis—which is overly burdensome for the public utility, interested parties and the regulatory review process. Member Systems argue that the Commission should allow jurisdictional public utilities to defer collection of any increased assessment until their next section 205 rate increase proceeding.

Avista urges the Commission to consider whether a transmission-owning utility should be assessed annual charges based on the transmission of power generated by a PMA to serve the PMA's load, asserting that a jurisdictional, transmission-owning public utility should not be required to pay annual charges that it cannot recover from its transmission customers or recover such charges from its native load customers. Avista also asserts that the presence of PMAs in some areas of the country raises the possibility that the proposal will have uneven regional impacts noting that PMAs do not operate in all regions of the country.

APS and NEP argue that the Commission's contention that annual charges are ultimately charged to customers through transmission rates, albeit indirectly, is erroneous and flawed.[43] NEM expresses reservations that the proposed methodology could increase costs to power marketers significantly and cautions the Commission on the potentially negative impact on power marketers of blending short- and long-term transactions and effectively increasing the assessments' impact on power marketers that primarily engage in short-term contracts. Thus, NEM requests that the Commission clarify that the proposed methodology is applicable only to transmission facility owners and that only such entities will receive annual bills. NEM asserts that the rulemaking needs to explicitly address the applicability of annual charges to other entities, such as power marketers. NEM expects that it is not the Commission's intention to treat power marketers that do not provide transmission services but engage in power sales, which include a transmission component, like public utilities that own transmission facilities. NEM also asserts that it is critical that the charge be on a per unit basis, not on a per transaction basis since power marketers will be impacted when the transmission owners pass along the assessment charges.

SDG&E argues that the proposed rule should clarify that the ''transmission of electric energy'' for purposes of assessing annual charges should not include its retail load (SDG&E notes that it is obligated to bid all of its retail customers' demand into the California power exchange). SDG&E asserts that such an interpretation would result in its retail customers experiencing a substantial increase in the annual charge over that which they currently bear.

3. Commission Conclusion

The Commission is persuaded that it should change the way in which it apportions annual charges among the entities it regulates, and as a consequence, it will adopt the approach proposed in the NOPR.

As previously stated, at present, the Commission first determines the total costs of its electric regulatory program and subtracts all PMA-related costs and electric filing fee collections to determine the total collectible electric regulatory program costs. It then uses the data submitted under FERC–582 to determine the total volumes of long-term firm sales and transmission, and short-term sales and transmission and exchanges for all assessable public

[42] Avista gives three examples of how double counting may occur. First, the proposal appears vulnerable to double counting with respect to multiple transactions in the same unit of energy, where the transactions include a transmission component. This issue is resolved in our discussion of reassignment. *See infra* note 50. Second, the Commission identified the possibility that the same transaction could be attributed to both an RTO and a transmission-owning member of the RTO. We address this argument below in our discussion of RTOs. Third, a transaction may call for energy to flow over the transmission lines of two or more transmitting utilities or entities, which could result in an assessment of a charge for each entity. We resolve this argument below by assessing annual charges based on transmission tariffs and rate schedules.

[43] APS and NEP cite two examples: (1) Where marketers and EWGs sell their power at the bus bar of a switchyard adjacent to a power plant where different utility systems are interconnected, and (2) where a marketer secures power that is wheeled over a non-jurisdictional entity's system to a jointly owned switchyard where a number of different entities are interconnected.

utilities.[44] The Commission next divides into its collectible electric regulatory program costs those transaction volumes to determine the unit charge per megawatt-hour for each category of transactions. Finally, the Commission multiplies the transaction volume in each category for each public utility by the relevant unit charge per megawatt-hour to determine the annual charges for each assessable public utility.[45] This methodology for assessing annual charges worked well given the industry structure that existed at the time it was adopted. However, because there have been such dramatic changes in the industry, and the Commission's regulation of the industry, this approach is no longer appropriate.

With open-access transmission, functional unbundling and the rapid movement to market-based power sales rates brought about by, *inter alia,* Order No. 888,[46] state retail unbundling efforts, and the recently issued Order No. 2000,[47] the time and effort of our electric regulatory program is now increasingly devoted to assuring open and equal access to public utilities' transmission systems. Wholesale power sales rates are now increasingly being disciplined by competitive market forces and less by the Commission directly. As a consequence, we believe it appropriate to now assess our electric regulatory program costs solely on the MWh of electric energy transmitted in interstate commerce by public utilities providing transmission service,[48] rather than, as in the past, on both jurisdictional power sales and transmission volumes.[49]

As stated above, the Commission will now assess annual charges to all jurisdictional public utilities, as defined by the FPA, that provide transmission service. Such annual charges will be based on the MWh of unbundled transmission service (both wholesale [50] as well as retail [51]) and on bundled wholesale power sales (which, by definition, include a transmission component, assuming that the public utility is not separately reporting the transmission component as unbundled transmission).[52]

We believe that public utilities know the MWh of transmission they are providing (and that need to be reported on their FERC–582), as they do so pursuant to tariffs and rate schedules on file at the Commission and they bill their customers under these tariffs and rate schedules accordingly.[53] Nevertheless, to aid them in completing their FERC–582s, we will identify specific pages and columns where data may be found that, for the purposes of annual charge calculations, corresponds to the transmission services identified in the above narrative description. The classifications of transactions can be obtained from the FERC Annual Report Form No. 1. They include:

(1) Transmission of Electricity for Others, Transfer of Energy, MWh Delivered (Form No. 1, Pg. 328–329, Col. (j));[54]

(2) Purchased Power, Power Exchanges, MWh Delivered (Form No. 1, Pg. 326–327, Col. (i));[55] and

(3) Sales for Resale, MWh Sold (Form No. 1, Pg. 310–311, Col. (g)).[56]

For those public utilities, if any, that do not file a Form 1, our narrative description of how, and on what, the annual charges are to be assessed is sufficiently clear to allow them to complete their FERC–582s on a a timely basis.

The Commission also believes that the new assessment methodology is ''fair and equitable,'' as required by the Budget Act. The Commission believes that it is appropriate that annual charge assessments be exclusively based on transmission volumes as regulation of transmission is increasingly the work the Commission is doing and will be doing in the future. This trend, moreover, will only accelerate as the industry moves forward with the formation of RTOs. Given that the annual charge assessment methodology being adopted here will first be effective for annual charge bills to be paid in calendar year 2002, we believe it appropriate to recover our costs based solely on transmission and solely from transmission providers. In addition, as noted above, the Commission believes that power sellers will continue to contribute to the Commission's recovery of its electric regulatory program costs, albeit indirectly, through the cost-based transmission rates (and annual charges are, we find, a legitimate cost of providing transmission service) they pay for the transmission service they may take.[57]

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[44] Long-term firm sales and transmission activities, and short-term sales and transmission and exchange activities were defined in 18 CFR 382.102.

[45] The Commission also carries over any over- or under-charge from the prior year as a credit or debit on the current year's annual charge bill.

[46] *See supra* note 13.

[47] Regional Transmission Organizations, Order No. 2000, 65 FR 810 (Jan. 6, 2000), FERC Stats. & Regs. ¶ 31,089 (1999), *order on reh'g,* Order No. 2000–A, 65 FR 12088 (Mar. 8, 2000), FERC Stats. & Regs. ¶ 31,092 (2000).

[48] This approach is essentially the same as how annual charges are, in practice, assessed against gas pipelines.

[49] The Commission believes that this approach of directly charging only those public utilities that provide transmission service is both fair and equitable. All parties involved in the generation and sale of electric energy rely on the transmission system to move their product. Thus, power sellers will be contributing to the Commission's recovery of its electric regulatory program costs in that they will be using the transmission system and, in any cost-based rates that they pay for transmission service that they may take, will pay, albeit indirectly, their share of the Commission's costs.

[50] With respect to the issue of reassignment of transmission service, we would anticipate that the original provider of the service would report the MWh of transmission service and would therefore be assessed the annual charges associated with that transmission. This approach is, we believe, the only workable approach.

[51] See supra note 13, Order No. 888, FERC Stats. & Regs. ¶ 31,036, at 31,780–85, Order No. 888-A, FERC Stats. & Regs. ¶ 31,043 at 30,334–46; TAPSG, slip op. at 24–35.

[52] Annual charges will be assessed based on all transmission by public utilities, with no distinction made between so-called unbundled retail and unbundled wholesale transmission. See New York State Electric & Gas Corp., 77 FERC ¶ 61,044 (1996), reh'g denied, 83 FERC ¶ 61,203 (1998); New England Power Co., et al., 75 FERC ¶ 61,207 (1996), 76 FERC ¶ 61,008 (1996), reh'g denied, 85 FERC ¶ 61,181 (1998); supra note 13, Order No. 888-A at 30,214–16. This transmission would include all unbundled retail transmission in states with retail choice, even when the retail customer purchases retail power service from its original power supplier. This transmission would also include MWh delivered in wheeling transactions and the MWh delivered in exchange transactions.

If the bundled wholesale power sale involves the use of non-affiliated, third-party transmission systems, any transmission by such systems would be picked up through the non-affiliated, third-party transmission providers' reporting of the MWhs of transmission service they provided. If the bundled wholesale power sale involves the use of the power seller's or its affiliate's transmission system, the transmission component might conceivably be separately reported as unbundled transmission. If, however, this is not the case, the MWhs would need to be reported as a bundled wholesale power sale.

The annual charge will be on a per unit basis, MWh, and not on a per transaction basis.

[53] Insofar as utilities currently bill for the transmission services they provide, these utilities would know how much transmission they are providing and should have little difficulty reporting transmission volumes to the Commission.

We recognize that in some instances public utilities may arrange for agents to act on their behalf in, for example, scheduling transmission service or billing for transmission service. We would anticipate that the public utility itself, rather than the agent, would report the transaction and therefore be responsible for the annual charge assessment. This would be due to the fact that it is the public utility itself that is providing the transmission service, and has the transmission tariff and rate schedules on file with the Commission.

[54] These data include all transmission of power for other entities.

[55] :These data include power delivered by the utility to others in power exchange transactions.

[56] These data include all sales for resale. The data reported on pages 310–311 and the data reported on pages 328–329 may double count MWh since these MWh might be reported first as sales for resale and secondly as energy transmission transactions. This double counting can be overcome by adjusting the volumes on either pages 310–311 or pages 328–329. See supra note 52 and accompanying text.

[57] The Commission notes that public utilities will only need to file FERC–582 and pay annual charges if they provide transmission of electric energy in interstate commerce. In other words, if, for

The new methodology adopted here addresses concerns over potential ''double-counting.'' Because only the entity that is providing the transmission service pursuant to its transmission tariff or rate schedule would report the transmission volumes and accordingly be assessed an annual charge, the risk of charging more than one entity for the same transmission volume disappears. This eliminates the concern that if a transaction, in fact, involves energy flowing over the transmission lines of two or more transmitting entities (even though the contract that calls for the transmission service calls for that service to be provided by only one entity) both entities could be assessed an annual charge for the same transmission volumes.

A number of commenters assert that the Commission needs to clarify that ''unbundled retail transmission'' does not include bundled retail service, while EPSA and APX urge the Commission to include bundled retail service in its calculation of annual charges. In Order No. 888, the Commission held that bundled retail service is not subject to Commission regulation.[58] With this Final Rule we continue the approach taken in Order No. 888 and, in the absence of transmission in an ISO or RTO context (which we discuss below, *see infra* note 68) we will not include bundled retail service in the annual charges calculation.

A few commenters argue that the Commission should consider exempting unbundled retail transmission from the annual charge assessments, at least on an interim basis until a greater proportion of the country has undergone restructuring. These commenters assert that the NOPR methodology could be unfairly prejudicial to public utilities that have unbundled their retail transmission service to date. The Commission notes, however, that more than half of the states are already moving, or have moved to, unbundle transmission.[59] SoCal Edison comments that the proposed methodology may serve as a disincentive for individual utilities to unbundle their retail services. The Commission recognizes that this may increase costs to some public utilities, but nonetheless, the new methodology should not act as a disincentive because of the small magnitude of these costs[60] as compared to the revenues currently being collected for unbundled retail transmission itself.[61] The amount of money covered by this rule, the cost of the Commission's electric regulatory program minus PMA costs and filing fee collections, is also not a large sum[62] in comparison to the revenues being collected for other, wholesale transmission services,[63] and it also will be spread across all public utilities providing transmission service, thus resulting in only a small addition to transmission rates (with, unlike as in the past, no addition to power sales rates). In addition, in the past the regulation of transmission associated with retail power sales was done by the states, and any costs associated with that regulation would have been incurred by state regulatory commissions and would have been subject to whatever regulatory assessments were imposed by those commissions.[64] Now, with the regulation of transmission associated with unbundled retail power sales being done by this Commission, the costs associated with this regulation are incurred by this Commission and are appropriately reflected in our annual charge assessments. In short, what is occurring is more a shifting of costs and assessments, rather than an absolute increase.

Some commenters argue that the NOPR ignores the occurrence of cost shifting that results because annual charges are imposed solely on public utilities providing transmission service and not on other sellers of power. In response, the Commission notes that the current system for assessing annual charges places a heavy emphasis on power sales—reflecting the Commission's traditional focus. As stated earlier, the Commission has been reducing its regulation of the power sale business and that trend is continuing and even accelerating. We thus believe that it is appropriate that the annual charges be borne by the entities and services on which we are now increasingly focusing.

FirstEnergy and NEP argue that cost shifting will result in public utilities having to revise their OATTs on an annual basis. The Commission notes that public utilities make amendments to their OATTs routinely and many public utilities typically made rate change filings in the past. Thus, the Commission does not see the Final Rule as imposing any new burden on public utilities. Member Systems argue that the Commission should allow jurisdictional utilities to defer collection of any increased assessment until their next section 205 rate increase proceeding. The Commission does not agree with the commenters that such deferment is necessary. The Commission believes that the effective date for this Final Rule, as discussed below, provides sufficient notice for utilities to put rates into place for the utilities to be able to collect sufficient monies to pay their annual charge bills in 2002. In fact, some utilities' rates may already be recovering sufficient funds to meet their new annual charge obligations.

SoCal Edison proposes that the unbundled transmission component of the annual charge assessment be phased-in over a five year period while NUSCO seeks a similar phase-in. In response, the Commission believes that a phase-in approach is unnecessary. The Commission believes that the new approach reflects the new realities of the industry and of Commission regulation, is straightforward and easy to apply, and gives public utilities enough time to prepare for the bills that will be paid in 2002.

SDG&E argues that the rule should clarify that the ''transmission of electric energy'' for purposes of assessing annual charges should not include its retail load (SDG&E notes that it is obligated to bid all of its retail customers' demand into the California power exchange). The Commission does not believe that rates will rise dramatically, because, as discussed above, the collectible costs of the Commission's electric regulatory program are not a large sum of money, and will be spread out over a large

example, power marketers are not providing transmission service, they will not need to file FERC–582 or pay annual charges.

[58] *E.g., supra* note 13, Order No. 888–A, FERC Stats. & Regs. ¶ 31,048 at 30,217.

[59] For more specific information on the status of state electric industry restructuring activity *see, e.g., <http://www.eia.doe.gov/cneaf/electricity/chg_str/regmap.html>* (August 2000).

[60] The Commission's total collectible electric regulatory program costs collected in annual charges in 1999 (based on data reported for calendar year 1998) were $54,596,000.

[61] The data reported to us on Form No. 1 do not allow us to estimate what percentage of total retail revenues reflect transmission-related costs. However, the Energy Information Administration of the Department of Energy estimates that transmission accounts for 7 percent of the total cost of delivered power. *See* Electricity Prices in a Competitive Environment: Marginal Cost Pricing of Generation Services and Financial Status of Electric Utilities, A Preliminary Analysis Through 2015, ''Pricing Electricity in a Competitive Market,'' EIA/DOE–0614, p. 11 (August 1997). Thus, the transmission-related revenues would be substantially higher than our total collectible electric regulatory program costs.

[62] *See supra* note 60.

[63] Based on a review of Form No. 1 data for 1998, the total revenues collected just for ''transmission for others'' were approximately 2 billion dollars. Based on a review of the same data, the total revenues collected for ''sales for resale'' (which would include a transmission component) were in excess of 29 billion dollars.

[64] Based on a review of Form No. 1 data for 1999, it appears that 36 of the lower 48 states, or 3/4 of the lower 48 states, collect such regulatory assessments.

number of MWhs (all of the MWhs of all transmission providers). In addition, in the past the regulation of transmission associated with retail power sales was done by the states, and any costs associated with that regulation would have been incurred by state regulatory commissions and would have been subject to whatever regulatory assessments were imposed by those commissions.[65] Now, with the regulation of transmission associated with unbundled retail power sales being done by this Commission, the costs associated with this regulation are incurred by this Commission and are appropriately reflected in our annual charge assessments. In short, what is occurring is more a shifting of costs and assessments, rather than an absolute increase.

Based on the foregoing discussion, commencing with the annual charges billed and paid in calendar year 2002, based on data reported for calendar year 2001, the Commission will now assess annual charges to public utilities that provide transmission service based on their transmission of electric energy in interstate commerce, as measured by: (1) Unbundled wholesale transmission, (2) unbundled retail transmission, and (3) bundled wholesale power sales which, by definition, include a transmission component, where the transmission component is not separately reported as unbundled transmission.[66]

4. *Independent System Operators and Regional Transmission Organizations*

a. *Proposed New Methodology.* As to ISOs and potential RTOs that have members that retain ownership of transmission facilities, the Commission stated in the NOPR that it was concerned that the assessment of annual charges could result in a ''double counting'' of transactions—by counting a single transaction both to the transmission-owning public utility and to the ISO or RTO public utility. The NOPR suggested that there were at least two ways to address this issue, and invited comments on these and any other solutions to this problem. One proposed method was not to charge the ISO or RTO itself, but instead charge each transmission-owning public utility based on the MWh of transmission service provided on their lines. The transmission-owning public utility would include the annual charges, as a cost element, in its revenue requirement, which, in turn, is recovered by the ISO or RTO through the ISO's or RTO's open access transmission tariff rates. The other proposed method was to allow the ISO or RTO to act as an agent for all of the individual transmission owners and have the ISO or RTO pay the annual charges rather than the individual transmission owners. The Commission stated that either of these approaches may be acceptable and solicited comments on the two approaches, as well as comments on any other approach that would allow the Commission to collect annual charges on these MWh of transmission service, in the most administratively efficient manner.

b. *Comments.* The Commission received a number of comments on this issue. Williams EM&T states that although it has no specific suggestion regarding which approach would be preferable, it urges the Commission to defer to the comments of the ISOs, RTOs, and transmission-owning entities. TXU Electric believes that either approach would be acceptable, as long as there are adequate measures in place to ensure that there would be no double counting of transactions between the individual utility and the ISO/RTO.

The commenters are generally split, with many on each side. A number of commenters believe that the most equitable method to assess the annual charge is directly to the ISO or RTO, because they are the transmission providers in their respective territories. Consumers supports assessing annual charges to the RTOs, where there is an RTO in place. FirstEnergy states that the only situation where transmission owners should be charged annual charges and allowed to collect the corresponding revenue requirements is where the Commission has not approved an RTO. EEI adds that because the RTO would actually be collecting annual charge costs from transmission customers, through the transmission rates, it makes sense to have the RTOs make the annual charge payments to the Commission. GPU Energy asserts that this will allow the Commission to collect annual charges in the most administratively efficient manner.

SoCal Edison states that, specifically in the California market, the individual transmission owners are no longer the transmission providers and do not have access to information about the transmitted MWh associated with wheeling and existing transmission contracts because such transactions are, for the most part, scheduled directly with the ISO, and only the ISO obtains this data. Therefore, SoCal Edison argues that, as a matter of common sense, the ISOs and RTOs should file the Form 582 and be billed for annual charges. GPU Energy adds that an agency structure much like that proposed in the NOPR is already in place in PJM and that the Commission should not make any findings in the Final Rule that could undo this agreement.

SoCal Edison asserts that there are other advantages to making the ISOs and RTOs the parties responsible for complying with the Commission's annual charge reporting and payment requirements. First, because the ISOs and RTOs are also public utilities, this approach is consistent with the Commission's desire to impose the initial responsibility for annual charges on public utilities. Second, the various ISOs and RTOs are in the best position to pass on annual charge expenses to transmission users. Third, consistent with the Commission's directive that ''all parties involved in the generation and sale of electric energy'' should ultimately bear the cost of annual charges, the ISOs and RTOs will be able to assure that annual charges become the responsibility of transmission consumers by directly billing scheduling coordinators for their proportionate share of the annual charge assessment under the ISOs' and RTOs' respective transmission tariffs.

Avista states that it is impossible to determine exactly how the Commission's proposal would work in an RTO environment, because the RTO environment has yet to exist in most areas and is only newly formed in others. Avista argues that it is fundamentally premature to impose a rulemaking that depends so heavily on RTO formation and the Commission should defer action on the annual charge proposal until more is known about how RTOs will work.

Several commenters state that the NOPR would place a hurdle in the path of RTO formation. APX Companies state that by exempting MWh of transmission usage that is bundled with retail sales from the allocation of the annual charge, the NOPR tells transmission owning utilities that they can still benefit from uniform rules and practices that the Commission adopts in its electric regulatory program, but escape financial responsibility for that program. Member Systems assert that the proposed allocation between utilities that have or have not joined ISOs/RTOs would be unfair and inequitable because a much larger percentage of the Commission's costs would be assessed to utilities that have joined ISOs/RTOs. Member Systems thus submit that the Commission should solicit additional

[65] Based on a review of Form No. 1 data for 1999, it appears that 36 of the lower 48 states, or ¾ of the lower 48 states, collect such regulatory assessments.

[66] *See supra* note 52.

comments to address this problem. SPP requests that the Commission detail the mechanics as to how the assessments against transmission owners will be determined when an RTO is providing the service over their facilities as part of a regional tariff arguing that most transactions will involve the use of facilities from multiple transmission owners and the RTO will not be able to easily identify a particular transmission owner whose facilities were used for a specific transmission transaction.

FirstEnergy adds that to eliminate the potential conflict between Order No. 2000 and the NOPR, and to maintain RTO open architecture, the Commission should give RTOs the flexibility to propose to the Commission other methods for assessing annual charges on a case-by-case basis.

PECO asserts that the regulatory text should be revised to make it clear that the ISO or RTO should pay the resulting assessments and that the ISO or RTO should collect the funds to make those payments from its customers under the tariff.

A number of commenters, on the other hand, believe that transmission owners should be assessed annual charges for transactions over their facilities. Cal ISO argues that this approach is fair and equitable because the transmission owners that own the transmission facilities operated by an ISO are traditionally the entities that have been assessed annual charges for transmission transactions occurring on those facilities, and they have mechanisms in place for accounting for annual charge costs and for passing through the costs to the appropriate parties. Cal ISO adds that this approach would also avoid the need, when new ISOs and RTOs are formed, to develop mechanisms to transfer the responsibility of payment of FERC annual charges to the new organization, and for that organization to recover those costs. Cal ISO states that while procedures and mechanisms for paying annual charges (and for their recovery in rates) could certainly be developed, it would be simpler to allow transmission owners to utilize the pass-through mechanisms that are already in place.

Cal ISO and the Midwest ISO state that, insofar as ISOs or RTOs will not own the transmission systems that are the focus of the Commission's revised annual charge methodology, it seems more appropriate to assess the annual charges against the transmission owners themselves. The Midwest ISO adds that shifting the cost responsibility to the ISO under the guise of the ISO acting as agent is inappropriate because the ISO does not in essence ''make sales for resale or transmit electric energy in interstate commerce'' using its own transmission assets.

Several commenters state that an ISO/RTO will have no shareholders that can absorb revenue shortfalls that arise, either due to the inability to collect fees from all loads or the refusal of some members to remit what is owed. These commenters point out that an ISO/RTO has limited enforcement powers to compel its members to remit FERC fees.

Cal ISO raises other concerns that would complicate the efforts ISOs or RTOs would need to undertake if they were assessed annual charges. In Order No. 2000, the Commission expressed a preference that RTOs include transmission systems owned by municipalities and other utilities that are not ''public utilities'' under the FPA. Under the NOPR, such entities are not subject to FERC annual charges, therefore, the ISO or RTO would be required to take steps to distinguish the MWh transmitted over purely non-jurisdictional transmission systems for purposes of reporting transactions subject to FERC annual charges. LIPA and NYPA assert that the Commission should find that annual charges should not be assessed with respect to transactions involving loads interconnected to non-public utility transmission facilities.

SPP requests that the Commission clarify the treatment of non-FERC regulated transmission owners who have committed their facilities to RTOs, such as municipals and cooperative utility systems.

Under either approach proposed by the Commission, PJM asserts that the Commission should clarify the rule to provide that the ISO/RTO is not subject to annual charges as a public utility. When acting as an agent for the transmission-owning public utilities, the annual charges still should be treated as a cost of the transmission-owning public utilities and should be collected on their behalf from ISO/RTO customers (and paid to the Commission) in a manner similar to the collection of the transmission-owning utilities' revenue requirements.

The Midwest ISO offers a third alternative: The ISO/RTO would provide an accounting of transactions within its region, which would eliminate ''double counting,'' but actual billings and collections would be between the Commission and the transmission-owning public utilities. That is, the ISO/RTO would provide the data (act as an ''information clearinghouse'') but that the obligation to pay annual charges would remain with the individual public utilities.

One commenter suggests that annual charges be assessed to both an ISO or RTO and the individual transmission owner. APS believes that any resulting double counting of transactions should not be a consideration if both entities each contribute to the Commission's electric regulatory program costs. APS asserts that a multitude of ISO and RTO issues occupy the Commission's resources and attention and contribute to the Commission's electric regulatory program costs and those costs should be recovered from those entities.

c. *Commission Conclusion.* After giving consideration to all of the comments received on this issue, the Commission finds that the best approach is to assess the costs of the Commission's electric regulatory program to each public utility [67] that provides transmission service. In other words, whoever is providing the transmission service (*i.e.*, has a tariff or rate schedule on file with the Commission to provide transmission service and thus would have rates on file for that transmission service) is the appropriate entity to be assessed annual charges. If an ISO or RTO public utility has taken over from individual public utilities the function of providing transmission service and has, accordingly, a tariff or rate schedule (and thus rates) on file for such service,[68] then it is the ISO or RTO public utility that will be responsible for paying annual charges, and it will be assessed annual charges based on all transmission that it provides pursuant to its tariff or rate schedule.[69] If an individual public utility continues to provide transmission service, however, and still has, accordingly, a tariff or rate schedule (and thus rates) on file for such service, then that individual public utility will continue to be responsible for paying annual charges. In those cases where, for a particular transmission transaction, transmission service is being provided both by an ISO or RTO public utility and by an individual public utility, then both the ISO or RTO public utility and the individual public utility will be

[67] 18 CFR 382.102(b); *see* 16 U.S.C. 824(e).

[68] It is our expectation that all individual public utilities (and others, as well) will join RTOs and therefore there should be no unfairness as between some individual public utilities and others in terms of assessment of annual charges.

[69] We do not intend to parse an ISO's or RTO's transmission based on whether the facilities that it is providing service over were previously non-jurisdictional. The ISO or RTO public utility is a public utility and is providing jurisdictional transmission service pursuant to tariffs or rate schedules on file with (and regulated by) the Commission. Thus, it is appropriate that annual charges be assessed based on the transmission that the ISO or RTO public utility provides.

assessed annual charges based on the respective services provided.[70]

As discussed previously, the transmission on which annual charges are assessed includes unbundled retail transmission. In the ISO or RTO context, however, where regional transmission services are provided over the system of more than one public utility, all retail transactions involve an unbundled retail transmission component. For example, when PEPCO takes service under the PJM tariff to serve its native load, it makes use of the entire PJM system and, as such, obtains unbundled retail transmission service from other transmission-providing members of PJM. Those transmission volumes, essentially the entire intra-ISO or RTO load, will need to be reported to the Commission in FERC–582 (along with the other transmission provided by the ISO or RTO, *i.e.*, essentially so-called through or export transactions) and annual charges will be assessed accordingly.

As discussed earlier, Avista argues that it is premature to adopt a requirement that, it claims, depends so heavily on RTO formation and requests that the Commission defer action on the annual charge proposal until more is known about how the RTOs will work. The Commission believes that it is appropriate to proceed with this Final Rule at this time for the reasons given earlier, and here we are only creating the mechanism by which annual charges will be assessed (and not how these charges are, in turn, to be recovered by the public utilities in their rates). The Commission believes that there are benefits that can come from the participants in the RTO development process knowing earlier rather than later as to how the Commission intends on assessing annual charges. We believe that proceeding with the Final Rule at this time will aid those who are currently in the process of developing RTOs.

FirstEnergy states that to eliminate the potential conflict between Order No. 2000 and the NOPR, and to maintain RTO open architecture, the Commission should give the RTO flexibility to propose to the Commission other methods for assessing annual charges on a case-by-case basis. On this issue, the Commission believes that this Final Rule does not detract from the RTO participants' flexibility to decide how to structure the new entity. Rather, it simply identifies who will be assessed annual charges (and how those charges will be calculated). The Commission believes that this new approach to annual charges will avoid the occurrence of double counting, which should, in fact, aid the development of RTOs.

Finally, the Commission believes that this approach is both fair and equitable, as required by the Budget Act, as it places the requirement to pay annual charges on the particular entities that will be providing the transmission services on which the annual charges will be assessed.

C. Other Matters

1. Rate Recovery

A number of commenters raise concern about their ability to recover their annual charges in their rates. Some commenters request that the Commission expressly provide that public utilities can fully recover the annual charge assessments from their customers through surcharges to the transmission rates and pass through or balancing account mechanisms. Avista requests that the Commission specify precisely how and under what circumstances annual charges may be passed through to transmission owners.

EEI recommends that the Commission adopt an Annual Charge Adjustment (ACA) surcharge, together with a ''limited Section 205'' rate filing. SoCal Edison requests, that in its case, the Commission declare that the annual charge assessment can be included as a component of the Transmission Revenue Balancing Account Adjustment (TRBAA). APS proposes that a jurisdictional public utility would file annually, by a specific date, an Annual Surcharge Factor reflecting the adjusted annual charge assessed to the utility, divided by the MWH included in Form 582 used to develop the assessed annual charge. Several commenters raise similar concerns regarding cost recovery if an ISO or RTO is the entity assessed annual charges.

We note at the outset that the purpose of this Final Rule is to change the methodology for the assessment of annual charges to public utilities. The issue of rate recovery of annual charges is not within the scope of this Final Rule. The Commission has other regulations already in place that address the recovery of costs in rates, *i.e.*, Part 35, which governs rate change filings.[71] Public utilities thus are not without mechanisms whereby they can come to the Commission for a change in their rates.

However, to allay the concerns of public utilities as to rate recovery, we will state here that we find that the annual charge assessments are costs that can be recovered in transmission rates as a legitimate cost of providing transmission service. We will otherwise leave this issue to be resolved in future rate change filings, as they may come before the Commission from time to time on a case-by-case basis; different public utilities may require different rate revisions to address this matter.

2. Reporting Requirements

The Commission is changing its reporting requirements for annual charges. Currently, a public utility has to submit the total long-term firm sales for resale and transmission megawatt-hours and the total short-term sales, transmission, and exchange megawatt-hours. With the elimination of the distinction between long-term and short-term transactions, such distinctions in the reporting requirements are likewise no longer needed. Similarly, with changing the focus from power to transmission, only those public utilities that provide transmission service will need to comply with the Commission's reporting requirement.

The Commission thus will now require that public utilities that provide transmission service must report total volumes of electric energy transmitted in interstate commerce (as defined above, to include all unbundled transmission and all bundled wholesale power sales), in MWh, by April 30th of each year.[72]

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[70] Likewise, if two or more different public utilities such as two or more RTO public utilities or two or more individual public utilities transmit electric energy sequentially one after the other (as in, for example, the case of electric energy being transmitted over comparatively long distances, and thus by multiple public utilities over their respective transmission systems one after the other), they will each be assessed an annual charge based on their respective transmission of such electric energy.

For example, if the power seller must move power through two different RTOs to reach the power buyer, then each RTO would be assessed annual charges based on its respective transmission of that power. Likewise, in another example, if the power seller must move its power through two different individual public utilities that are not members of an RTO, then each public utility would be assessed annual charges based on its respective transmission of that power. In yet another example, if the power seller must move its power through an individual public utility that is not a member of an RTO, and through an RTO, then, again, the individual public utility and the RTO would each be assessed annual charges based on their respective transmission volumes.

Finally, of course, if an RTO was providing transmission service pursuant to its tariff wholly within the RTO, then only that RTO would be assessed annual charges for that transmission (even if the transmission nominally involved the use of the transmission facilities of two or more members of the RTO).

[71] 18 CFR Part 35; *see* 16 U.S.C. 824d (allowing utilities to seek to change their rates).

[72] Williams EM&T commented that it believed that as a public utility under the FPA, it would still

Finally, as we proposed in the NOPR, any corrections to FERC–582 will need to be made by the end of the calendar year in which the FERC–582 was filed.

3. Standards for Waiving All or Part of an Annual Charge

The Commission did not propose to change and is not changing the standards applicable for waiving all or part of an annual charge. Thus, the Commission will continue to apply to annual charges the stringent standards for waiver currently applicable to filing fees, with a filing period for waiver petitions of 15 days after the issuance of the annual charges bill.

IV. Environmental Statement

The Commission excludes certain actions not having a significant effect on the human environment from the requirement to prepare an environmental assessment or an environmental impact statement.[73] The promulgation of a rule that is procedural or that does not substantially change the effect of legislation or regulations amended raises no environmental considerations.[74] This Final Rule amends Part 382 of the Commission's regulations to establish a new methodology for the assessment of annual charges to public utilities and does not substantially change the effect of the underlying legislation or the regulations being revised. Accordingly, no environmental consideration is necessary.

V. Regulatory Flexibility Act Certification

The Regulatory Flexibility Act (RFA), 5 U.S.C. 601–612, requires rulemakings to contain either a description and analysis of the effect that the proposed rule will have on small entities or a certification that the rule will not have a significant economic impact on a substantial number of small entities.

In *Mid-Tex Elec. Coop.* v. *FERC*, 773 F.2d 327 (D.C. Cir. 1985), the court found that Congress, in passing the RFA, intended agencies to limit their consideration ''to small entities that would be directly regulated'' by proposed rules. *Id.* at 342. The court further concluded that ''the relevant ''economic impact'' was the impact of compliance with the proposed rule on regulated small entities.'' *Id.* at 342.

The Commission does not believe that this Final Rule will have a significant direct impact on small entities. Most, if not all, public utilities that would be assessed annual charges under this Final Rule do not fall within the RFA's definition of a small entity because most public utilities subject to this Final Rule are too large to be considered ''small entities.'' [75] Therefore, the Commission certifies that this Final Rule will not have a ''significant economic impact on a substantial number of small entities.''

VI. Public Reporting Burden and Information Collection Statement

The OMB regulations require OMB to approve certain reporting and recordkeeping (collections of information) requirements imposed by agency rule.[76] The NOPR was submitted to OMB at the time of issuance. OMB did not comment on nor did it take any action on the proposed rule.

No comments from the public on the burden estimate were received. The filing requirements remain essentially the same as those in the NOPR so, therefore, the estimated annual filing burden remains the same. The burden estimate for complying with this final rule is as follows:

Public Reporting Burden: Estimated Annual Burden:

Data collection	Number of respondents	Number of responses	Hours per response	Total annual hours
FERC–582	242	1	4	968

Total Annual Hours for Collection (reporting + recordkeeping, (if appropriate)) = 968

Information Collection Costs: The Commission sought comments on the costs to comply with these requirements, and no comments were received. The Commission projected the average annualized cost for all respondents to be:

- Annualized Capital/Startup Costs ($0) + Annualized Operations & Maintenance Costs ($53,687).
- (968 hours ÷ 2080 hours per year) × $115,357 = $53,687.
- The cost per respondent is equal to $222 ($53,687 ÷ 242 = $222).

The OMB regulations require OMB to approve certain information collection requirements imposed by agency rule.[77] Accordingly, the Commission provided notice of its proposed information collection to OMB. Again, the Commission received no comments from OMB.

Title: FERC–582, Electric Fees and Annual Charges.

Action: Proposed Data Collection.

OMB Control No.: 1902–0132.

The applicant shall not be penalized for failure to respond to this collection of information unless the collection of information displays a valid OMB control number.

Respondents: Business or other for profit, including small businesses.

Frequency of Responses: Annually.

Necessity of Information: The Final Rule revises the requirements contained in 18 CFR Part 382 to revise the method for determining the assessment of annual charges. The Commission is making its assessment for annual charges more compatible with the current industry and regulatory environment, including and the creation of competitive bulk power markets.

The Commission has the authority under the Omnibus Budget Reconciliation Act of 1986 (42 U.S.C. 7178) to ''assess and collect fees and annual charges in any fiscal year in amounts equal to all of the costs incurred * * * in that fiscal year.'' The Act gives the Commission the flexibility to arrive at a reasonable approximation of its program costs. The costs are determined by a summation of all electric regulatory program costs and then subtracting PMA-related costs and electric regulatory program filing fee collections in order to determine the total collectible costs for the electric regulatory program.

Information submitted under FERC–582 is the basis for the calculation of annual charges, and presently includes total volumes of long-term firm sales and transmission and short-term sales and transmission plus exchanges for all

be required to file a FERC–582, although such report will contain no transmission information and Williams EM&T will be assessed no annual charge. Williams EM&T is mistaken. As noted above, only those public utilities that provide transmission service will need to report volumes of electric energy transmitted in interstate commerce. If Williams EM&T does not provide such service, it will not be required to file FERC–582.

[73] 18 CFR 380.4.

[74] 18 CFR 380.4(a)(2)(ii).

[75] 5 U.S.C. 601(6).

[76] 5 CFR 1320.11; *see* 44 U.S.C. 3507(d).

[77] 5 CFR 1320.11.

public utilities, including power marketers. The Final Rule changes the basis for the calculation of annual charges to the total volumes of electricity transmitted by public utilities that provide transmission service.

Internal Review: The Commission has assured itself, by means of internal review, that there is specific, objective support for the burden estimates associated with the information requirements. The Commission's Office of the Executive Director will use the data submitted under FERC–582 in order to serve as a billing determinant to recover costs for administering its electric regulatory program, including administering the provisions of Parts II and III of the Federal Power Act and the provisions of the Public Utility Regulatory Policies Act of 1987.

The Commission received approximately 35 comments and reply comments on this NOPR but none on its reporting burden. The Commission's responses to the comments are addressed in the preamble of this Final Rule. The Commission is submitting a copy of the Final Rule, along with information collection submissions for the data collection identified above, to OMB for its review and approval.

Interested persons may obtain information on the reporting requirements by contacting the following: Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426 [Attention: Michael Miller, Office of the Chief Information Officer, Phone: (202) 208–1415, Fax: (202) 208–2425, E-Mail: *mike.miller@ferc.fed.us].*

For comments concerning the collection of information(s) and associated burden estimate(s), please send your comments to the contact listed above and to the Office of Management and Budget, Office of Information and Regulatory Affairs, Washington, DC 20503 [Attention: Desk Officer for the Federal Energy Regulatory Commission, Phone: (202) 395–7318, Fax: (202) 395–7285].

VII. Effective Date and Congressional Notification

This rule will take effect on January 1, 2001. We will begin assessing annual charges under this new methodology starting with bills to be paid in calendar year 2002, based on data reported on FERC–582 in calendar year 2002 (for transactions that occurred in calendar year 2001, the first full year after adoption of changes in the regulations).[78]

Likewise we will make the change discussed above with respect to corrections to FERC–582 effective beginning with the data reported in FERC–582 in calendar year 2002 (for transactions that occurred in calendar year 2001); thus such corrections will need to be submitted on or before December 31, 2002.

The Commission has determined, with the concurrence of the Administrator of the Office of Information and Regulatory Affairs of the Office of Management and Budget, that this Rule is not a ''major rule'' within the meaning of section 251 of the Small Business Regulatory Fairness Act of 1996.[79] The Commission will submit the Final Rule to both houses of Congress and to the General Accounting Office. [80]

VIII. Document Availability

In addition to publishing the full text of this document in the **Federal Register**, the Commission provides all interested persons an opportunity to view and/or print the contents of this document via the Internet through FERC's Home Page (http://ferc.fed.us) and in FERC's Public Reference Room during normal business hours (8:30 a.m. to 5 p.m. Eastern time) at 888 First Street, NE., Room 2A, Washington, DC 20426.

From FERC's Home Page on the Internet, this information is available in both the Commission Issuance Posting System (CIPS) and the Records and Information Management System (RIMS).

- CIPS provides access to the texts of formal documents issued by the Commission since November 14, 1994. CIPS can be accessed using the CIPS link or the Energy Information Online icon. The full text of this document will be available on CIPS in ASCII and WordPerfect 8.0 format for viewing, printing and/or downloading.
- RIMS contains images of documents submitted to and issued by the Commission after November 16, 1981. Documents from November 1995 to the present can be viewed and printed from FERC's Home Page using the RIMS link or the Energy Information Online icon. Descriptions of documents back to November 16, 1981, are also available from RIMS-on-the-Web; requests for copies of these and other older documents should be submitted to the Public Reference Room.

User assistance is available for RIMS, CIPS and the Website during normal business hours from our Help Line at (202) 208–2222 (E-mail to WebMaster@ferc.fed.us) or the Public Reference Room at (202) 208–1371 (E-mail to public.referenceroom@ferc.fed.us).

During normal business hours, documents can also be viewed and/or printed in FERC's Public Reference Room, where RIMS, CIPS and the FERC Website are available. User assistance is also available.

List of Subjects in 18 CFR Part 382

Administrative practice and procedure, Electric utilities, Pipelines, Reporting and recordkeeping requirements.

By the Commission.

David P. Boergers,

Secretary.

In consideration of the foregoing, the Commission amends Part 382, Chapter I, Title 18 of the *Code of Federal Regulations,* as follows:

PART 382—ANNUAL CHARGES

1. The authority citation for Part 382 continues to read as follows:

Authority: 5 U.S.C. 551–557; 15 U.S.C. 717–717w, 3301–3432; 16 U.S.C. 791a–825r, 2601–2645; 42 U.S.C. 7101–7352; 49 U.S.C. 60502; 49 App. U.S.C. 1–85.

2. In § 382.102 paragraphs (h), (i), (j) and (k) are removed and paragraphs (l), (m), (n), (o) and (p) are redesignated as (h), (i), (j), (k) and (l), respectively.

3. Section 382.201 is revised to read as follows:

§ 382.201 Annual charges under Parts II and III of the Federal Power Act and related statutes.

(a) *Determination of costs to be assessed to public utilities.* The adjusted costs of administration of the electric regulatory program, excluding the costs of regulating the Power Marketing Agencies, will be assessed to public utilities that provide transmission service (measured, as discussed in paragraph (c) of this section, by the sum of the megawatt-hours of all unbundled transmission and the megawatt-hours of all bundled wholesale power sales (to the extent these latter megawatt-hours were not separately reported as unbundled transmission)).

(b) *Determination of annual charges to be assessed to public utilities.* The costs determined under paragraph (a) of this section will be assessed as annual charges to each public utility providing transmission service based on the proportion of the megawatt-hours of transmission of electric energy in

[78] Our existing regulations will remain effective for prior submissions and annual charges assessments (*i.e.,* for annual charge bills to be paid in calendar year 2001 based on data reported on FERC–582 in calendar year 2001 (for transactions that occurred in calendar year 2000)).

[79] 5 U.S.C. 804(2).

[80] 5 U.S.C. 801(a)(1)(A).

interstate commerce of each such public utility in the immediately preceding reporting year (either a calendar year or fiscal year, depending on which accounting convention is used by the public utility to be charged) to the sum of the megawatt-hours of transmission of electric energy in interstate commerce in the immediately preceding reporting year of all such public utilities.

(c) *Reporting requirement.* (1) For purposes of computing annual charges, as of January 1, 2002, a public utility, as defined in § 382.102(b), that provides transmission service must submit under oath to the Office of the Secretary by April 30 of each year an original and conformed copies of the following information (designated as FERC Reporting Requirement No. 582 (FERC–582)): The total megawatt-hours of transmission of electric energy in interstate commerce, which for purposes of computing the annual charges and for purposes of this reporting requirement, will be measured by the sum of the megawatt-hours of all unbundled transmission (including MWh delivered in wheeling transactions and MWh delivered in exchange transactions) and the megawatt-hours of all bundled wholesale power sales (to the extent these latter megawatt-hours were not separately reported as unbundled transmission). This information must be reported to 3 decimal places; *e.g.,* 3,105 KWh will be reported as 3.105 MWh.

(2) Corrections to the information reported on FERC–582, as of January 1, 2002, must be submitted under oath to the Office of the Secretary on or before the end of each calendar year in which the information was originally reported (i.e., on or before the last day of the year that the Commission is open to accept such filings).

(d) *Determination of annual charges to be assessed to power marketing agencies.* The adjusted costs of administration of the electric regulatory program as it applies to Power Marketing Agencies will be assessed against each power marketing agency based on the proportion of the megawatt-hours of sales of each power marketing agency in the immediately preceding reporting year (either a calendar year or fiscal year, depending on which accounting convention is used by the power marketing agency to be charged) to the sum of the megawatt-hours of sales in the immediately preceding reporting year of all power marketing agencies being assessed annual charges.

Note: The following appendix will not appear in the Code of Federal Regulations.

Appendix to Preamble—List of Commenters

Abbreviation—Commenter

1. AEP—Operating Companies of the American Electric Power System
2. Allegheny Power—Monongahela Power Company, Potomac Edison Company, and West Penn Power Company
3. APS—Arizona Public Service Company
4. APX—Automated Power Exchange
5. APX Companies—Automated Power Exchange (APX), Coral Power, L.L.C. (Coral), Dynegy Power Marketing, Inc. (Dynegy), Enron Power Marketing, Inc. (EPMI), Koch Energy Trading, Inc. (Koch) and Merchant Energy Group of the Americas (MEGA)
6. Atlantic City—Atlantic City Electric Company, Delmarva Power & Light Company, Potomac Electric Power Company, PPL Electric Utilities Corporation, and Public Service Electric & Gas
7. Avista—Avista Corporation
8. Cal ISO—California Independent System Operator Corporation
9. ComEd—Commonwealth Edison Company
10. Consumers—Consumers Energy Company
11. EEI—Edison Electric Institute
12. EPSA—Electric Power Supply Association
13. FirstEnergy—FirstEnergy Corp.
14. GPU Energy—Jersey Central Power & Light Company, Metropolitan Edison Company and Pennsylvania Electric Company
15. ISO–NE—ISO New England Inc.
16. LIPA and NYPA—Long Island Power Authority and the Power Authority of the State of New York
17. Member Systems— Members of the Transmission Owners Committee of the Energy Association of New York State (formerly known as the Member Systems of the New York Power Pool)
18. Midwest ISO—Midwest Independent Transmission System Operator, Inc.
19. Midwest ISO Participants—Alliant Utilities, Ameren (on behalf of Central Illinois Public Service Company and Union Electric Company), Central Illinois Light Company, Cinergy Corp. (on behalf of Cincinnati Gas & Electric Company, PSI Energy Inc., and Union Light, Heat & Power), Commonwealth Edison Company (including Commonwealth Edison Company of Indiana), Hoosier Energy Rural Electric Cooperative, Inc., Illinois Power Company, Kentucky Utilities Company, Louisville Gas & Electric Company, Northern States Power Company, Southern Illinois Power Cooperative, Southern Indiana Gas & Electric Corp., Wabash Valley Power Association, Inc., and Wisconsin Electric Power Company.
20. MLCS—Merrill Lynch Capital Services, Inc.
21. NEM—National Energy Marketers Association
22. NEP—New England Power Company
23. NUSCO—Northeast Utilities Service Company
24. NYISO—New York Independent System Operator, Inc.
25. NYMEX—New York Mercantile Exchange
26. PECO—PECO Energy Company
27. PJM—PJM Interconnection, L.L.C.
28. PNGC—Pacific Northwest Generating Cooperative
29. SDG&E—San Diego Gas & Electric Company
30. SoCal Edison—Southern California Edison Company
31. SPP—Southwest Power Pool, Inc.
32. TXU Electric—TXU Electric Company
33. Williams EM&T—Williams Energy Marketing & Trading Company

[FR Doc. 00–27992 Filed 11–1–00; 8:45 am]

BILLING CODE 6717–01–U

DEPARTMENT OF THE TREASURY

Customs Service

19 CFR 10, 12, 18, 24, 111, 113, 114, 125, 134, 145, 162, 171, and 172

[T.D. 00–57]

RIN 1515–AC01

Petitions for Relief: Seizures, Penalties, and Liquidated Damages; Correction

AGENCY: Customs Service, Treasury.

ACTION: Final rule; correction.

SUMMARY: Customs published in the **Federal Register** of September 5, 2000, a document that revised the Customs Regulations relating to the filing of petitions in penalty, liquidated damages, and seizure cases. Inadvertently, Appendix C to Part 171 was incorrectly amended. This document corrects the amendment of that Appendix.

EFFECTIVE DATE: November 2, 2000.

FOR FURTHER INFORMATION CONTACT: Jeremy Baskin, Penalties Branch, Office of Regulations and Rulings, (202) 927–2344.

SUPPLEMENTARY INFORMATION:

Background

On September 5, 2000, Customs published in the **Federal Register** (65 FR 53565) T.D. 00–57 that revised the Customs Regulations relating to the filing of petitions in penalty, liquidated damages, and seizure cases. Parts 171 and 172 of the Customs Regulations were recrafted in that document to include petition processing in seizure and unsecured penalty cases under part 171 and liquidated damages and secured penalty petition processing under part 172. It has come to Customs attention that the amendatory instructions regarding appendix C to part 171 set forth in that document inadvertently failed to remove a section and a note in the Appendix which were

intended to be removed. Not removing the section resulted in the next section being redesignated incorrectly. Section I.H. and the note following section I.H. were intended to be removed, but were not, and section I.H. was incorrectly designated as section I.F. This document corrects these errors by removing section I.H. and the note following section I.H., and redesignating section I.I. as section I.F.

Correction of Publication

Accordingly, the publication on September 5, 2000, of the final rule (T.D. 00–57, 65 FR 53565) is corrected as follows:

1. On page 53578, in the third column, the fifth amending instruction is revised to read as follows:

Appendix C to Part 171 [Amended]

5. Appendix C to Part 171 is amended by removing the Note following section I.D., removing section I.E., redesignating section I.F. as section I.E., removing sections I.G. and I.H. and the NOTE following section I.H., and redesignating section I.I. as section I.F.

Dated: October 30, 2000.

Stuart P. Seidel,

Assistant Commissioner, Office of Regulations and Rulings.

[FR Doc. 00–28197 Filed 11–1–00; 8:45 am]

BILLING CODE 4820–02–P

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 931

[NM–040–FOR]

New Mexico Regulatory Program

AGENCY: Office of the Surface Mining Reclamation and Enforcement, Interior.

ACTION: Final rule; approval of amendment.

SUMMARY: The Office of Surface Mining Reclamation and Enforcement (OSM) is approving a proposed amendment to the New Mexico regulatory program (hereinafter, the ''New Mexico program'') under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). New Mexico proposed new rules and revisions to rules concerning a guidance document, Coal Mine Reclamation Program Vegetation Standards (including success standards, sampling techniques, and normal husbandry practices); definitions; time frames within the liability period for demonstrating success of revegetation; and annual report requirements. New Mexico revised its program to be consistent with the corresponding Federal regulations and clarify ambiguities.

EFFECTIVE DATE: November 2, 2000.

FOR FURTHER INFORMATION CONTACT: Willis L. Gainer, Telephone: (505) 248–5096, Internet address: WGAINER@OSMRE.GOV.

SUPPLEMENTARY INFORMATION:

I. Background on the New Mexico Program
II. Submission of the Proposed Amendment
III. Director's Findings
IV. Summary and Disposition of Comments
V. Director's Decision
VI. Procedural Determinations

I. Background on the New Mexico Program

On December 31, 1980, the Secretary of the Interior conditionally approved the New Mexico program. You can find background information on the New Mexico program, including the Secretary's findings, the disposition of comments, and conditions of approval in the December 31, 1980, **Federal Register** (45 FR 86459). You can also find later actions concerning New Mexico's program and program amendments at 30 CFR 931.11, 931.15, 931.16, and 931.30.

II. Submission of the Proposed Amendment

By letter dated December 1, 1999 (administrative record No. NM–816), New Mexico sent to us an amendment to its program under SMCRA (30 U.S.C. 1201 *et seq.*). New Mexico submitted the proposed amendment at its own initiative and in response to the required program amendments at 30 CFR 931.16(m), (n), and (z).

We announced receipt of the proposed amendment in the December 22, 1999 **Federal Register** (64 FR 71700). In the same document, we opened the public comment period and provided an opportunity for a public hearing or meeting on the amendment's adequacy (administrative record No. 819). We did not hold a public hearing or meeting because no one requested one. The public comment period ended on January 21, 2000.

During our review of the amendment, we identified concerns and notified New Mexico of the concerns by letter dated February 17, 2000 (administrative record no. NM–825). New Mexico responded in two letters dated April 26, 2000, by submitting (1) rule revisions never before submitted (administrative record No. NM–828) and (2) additional revisions to the December 1, 1999, amendment (administrative record No. NM–830).

Based upon New Mexico's revisions to and additional explanatory information for its amendment, we reopened the public comment period in the June 7, 2000, **Federal Register** (65 FR 36104; administrative record No. 834) and provided an opportunity for a public hearing or meeting on the adequacy of the revised amendment. We did not hold a public hearing or meeting because no one requested one. The public comment period ended on July 7, 2000.

III. Director's Findings

Following are the findings we made concerning the amendment under SMCRA and the Federal regulations at 30 CFR 732.15 and 732.17. We are approving the amendment.

1. Revisions to New Mexico's Rules That Respond to Required Amendments

A. General Revegetation Requirements, Required Amendment at 30 CFR 931.16(m)(1)

OSM required at 30 CFR 931.16(m)(1) that New Mexico revise 19 NMAC 8.2 2065.A to require that revegetation success be based on the general revegetation requirements at 19 NMAC 8.2 2060 and 2061 (See finding No. 16(a), 58 FR 65907, 65918, December 17, 1993; administrative record no. NM–706).

New Mexico (1) proposed to revise 19 NMAC 8.2 2065.A to require that success of revegetation shall be measured by techniques identified in the Director's Coal Mine Reclamation Program Vegetation Standards, as approved by the Directors of the New Mexico Mining and Minerals Division (MMD) and OSM after consultation with appropriate State and Federal agencies, and (2) submitted for OSM's approval the Coal Mine Reclamation Program Vegetation Standards guidance document.

The introductory sentence in section I. D., Establishment and Monitoring of Revegetation Success Standards, in the Coal Mine Reclamation Program Vegetation Standards guidance document, requires that ''[t]he success of revegetation on reclaimed lands is measured against either an unmined reference area or technical (numeric) standards, and the general revegetation requirements of 19 NMAC 8.2, Subpart 2060.'' Because proposed 19 NMAC 8.2 2065.A states that revegetation success shall be measured in accordance with the Coal Mine Reclamation Program Vegetation Standards, the requirement to determine success based in part on

the general revegetation requirements of 19 NMAC 8.2 2060 (concerning establishment of a vegetative cover that is diverse, effective, and permanent) is incorporated by reference into 19 NMAC 8.2 2065.A. Therefore, the Director finds that New Mexico's proposed rule at 19 NMAC 8.2 2065.A has satisfied the requirement that the success of reclamation be judged upon New Mexico's counterpart, 19 NMAC 8.2 2060, to the Federal regulation at 30 CFR 816.111(a)(1).

The Federal regulations at 30 CFR 816.111(a)(2) and New Mexico's rules at 19 NMAC 8.2 2061 require that the permittee establish a vegetative cover that is comprised of native species or of introduced species approved by the regulatory authority. New Mexico's proposed Coal Mine Reclamation Program Vegetation Standards guidance document includes the list of introduced species that may be approved in a permit application package. Therefore, the Director finds that by revision of 19 NMAC 8.2 2065 to include the guidance document in its approved program, New Mexico has satisfied the requirement that the success of reclamation be judged upon New Mexico's counterpart, 19 NMAC 8.2 2061, to the Federal regulation at 30 CFR 816.111(a)(2).

Please note that New Mexico's proposed 19 NMAC 8.2 2065.A requires that the Directors of New Mexico MMD and OSM consult with appropriate State and Federal agencies prior to approval of techniques for measuring success; such a requirement for consultation has no counterpart in the Federal program. New Mexico's requirement for consultation with appropriate agencies prior to approval of measuring techniques is not inconsistent with the Federal regulations; however, the Director makes this finding with the interpretation that the consultation requirement applies only to New Mexico and not to OSM.

Based on the discussion above, the Director finds that New Mexico's proposed revision of 19 NMAC 8.2 2065.A and the Coal Mine Reclamation Program Vegetation Standards guidance document are no less effective than the counterpart Federal regulations at 30 CFR 816.111 and satisfy the required amendment at 30 CFR 931.16(m)(1). Therefore, the Director removes the required amendment at 30 CFR 931.16(m)(1).

B. Technical Guidance Procedure Publications, Required Amendment at 30 CFR 931.16(m)(2)

OSM required at 30 CFR 931.16(m)(2) that New Mexico revise 19 NMAC 8.2 2065.A to specifically identify the technical guidance procedures published by USDA that may be used as the basis for technical success standards demonstrating revegetation success (See finding No. 16(a), 58 FR 65907, 65918, December 17, 1993; administrative record no. NM–706.

New Mexico proposed to revise 19 NMAC 8.2 2065.A to delete the allowance for the use of technical guidance procedures published by USDA or other techniques approved by MMD. With the deletion of unspecified technical guidance procedures, New Mexico has resolved the need for any further action.

The Director finds that New Mexico's proposed revision of 19 NMAC 8.2 2065.A is no less effective than the counterpart Federal regulations at 30 CFR 816.116(a)(1) and 817.116(a)(1) and satisfies the required amendment at 30 CFR 931.16(m)(2). Therefore, the Director removes the required amendment at 30 CFR 931.16(m)(2).

C. Standards, Measuring Techniques, and Statistical Analyses for Demonstrating Revegetation Success, Required Amendment at 30 CFR 931.16(m)(3) and (n)

OSM required at 30 CFR 931.16(m)(3) that New Mexico propose revisions to 19 NMAC 8.2 2065.A to require that all standards for success and measuring techniques be approved by the Director of OSM for inclusion in New Mexico's approved regulatory program (See finding No. 16(a), 58 FR 65907, 65918, December 17, 1993, administrative record No. NM–706). OSM required at 30 CFR 931.16(n) that New Mexico revise 19 NMAC 2065.B(1) to require that all revegetation success standards and measuring techniques be approved by the Director of OSM as well as the Director of MMD (See finding No. 16(b), 58 FR 65907, 65919, December 17, 1993; administrative record No. NM–706).

New Mexico (1) proposed to revise (a) 19 NMAC 8.2 2065.A to require that the measuring techniques identified in the Coal Mine Reclamation Program Vegetation Standards be approved by Directors of both MMD and OSM, and (b) 19 NMAC 8.2 2065.B(1) to require approval of the Coal Mine Reclamation Program Vegetation Standards by both MMD and OSM, and (2) submitted for OSM's approval the Coal Mine Reclamation Program Vegetation Standards guidance document. In the second paragraph of this document, New Mexico states that ''[t]he use of procedures or practices that are not included in these standards, however, requires prior approval of the Directors of both the MMD and OSM.''

Based on the proposed revisions described above and the discussion below concerning revegetation success standards and measuring techniques, the Director finds that New Mexico's proposed revision of 19 NMAC 8.2 2065.A and 2065.B(1) and the Coal Mine Reclamation Program Vegetation Standards guidance document are no less effective than the counterpart Federal regulations at 30 CFR 816.116(a)(1) and (2) and 817.116(a)(1) and (2) and satisfy the required amendments at 30 CFR 931.16(m)(3) and (n). Therefore, the Director removes the required amendments at 30 CFR 931.16(m)(3) and (n).

i. *Revegetation Success Standards.* Section I.D. (''Establishing and Monitoring Revegetation Success Standards'') in the New Mexico's Coal Mine Reclamation Program Vegetation Standards guidance document sets forth revegetation success standards on reclaimed lands, which may be measured against either an unmined reference area or technical (numeric) standards, and the general revegetation requirements of 19 NMAC 8.2, Subpart 2060.

New Mexico encourages applicants to develop and use technical standards when suitable reference areas are not available and baseline data or historical records are incomplete. For the development of technical standards, New Mexico requires data collected from undisturbed vegetation types remaining on the mine or adjacent to the mine area in combination with additional documentation from data collection from vegetation types similar to those of premine or predisturbance conditions (which should take the form of peer-reviewed scientific, government, or extension publications that describe the condition, production, and potential of natural vegetation communities resembling premine vegetation).

New Mexico requires that reference areas must include each native vegetation type that comprises greater than 15% of the undisturbed premine area, and that reference areas or technical standards for reclaimed croplands and pasture lands must be established regardless of size.

To provide a reasonable measure of revegetation success, New Mexico requires that reference areas must include enough variation in slope, slope position, aspect and edaphic conditions to adequately represent the undisturbed condition of the premine vegetation types. New Mexico also encourages the establishment of extended reference areas whenever mining operations will disturb more than one or two native plant communities. An extended

reference area must include each of the major premine vegetation types, and should constitute a logical grazing unit.

The Director finds that the revegetation success standards set forth in Section I.D. of New Mexico's Coal Mine reclamation Program Vegetation Standards guidance document are consistent with and no less effective and the Federal regulations at 30 CFR 816.116(a)(1) and (2) and 817.116(a)(1) and (2).

ii. *Measuring Techniques for Demonstrating Success of Revegetation.* Section II.B. (''Measurement of Cover, Production, Density and Diversity'') in New Mexico's Coal Mine Reclamation Program Vegetation Standards guidance document sets forth methods and procedures for measuring or sampling vegetation on reclaimed land. New Mexico provides for the use of (1) ocular estimation techniques and intercept techniques (*e.g.,* line interception and point interception) to measure cover; (2) clipping of herbaceous production, regression models that predict the annual production of individual shrub species, and enclosures to measure productivity; (3) plotless and nearest neighbor methods, quadrat and belt transect methods, and exact counts to measure tree and shrub density; and (4) alpha (a) or species diversity, beta (b) or inter-community diversity, and gamma (g) or landscape diversity to measure diversity.

With the exception of the use of ocular estimation to measure cover, all of New Mexico's proposed measurement procedures are typical methods used for evaluating plant cover, production, density and diversity and have been previously approved by OSM in other State programs.

OSM's previously identified concerns with use of the ocular technique are repeatability and observer bias. However, in Chapter 8, *Measuring and Monitoring Plant Populations* (C. Elzinga, D. Salzer and J. Willoughby, BLM Technique Reference 1730–1, 1998), the authors note problems with all cover estimation techniques. None is problem or bias free. The BLM authors also include a discussion comparing ocular plot and point intercept (the most commonly used cover estimating technique) methods. The authors indicate that Dethier et al. (1993) created simulated plots containing a known cover of 13 species and compared cover measured by point intercept to cover visually estimated to the nearest percent in the plot. Cover estimations done with the aid of subdividing the 50x50 centimeter plots into 4x5 centimeter rectangles were close between observers, and closer to the true value of cover than measured points. In the field, point intercept failed to detect 19% of the species that were detected by cover estimation. Differences between observers were less for cover estimations than for point measurements. This discussion indicates that cover estimation using ocular methods can be as reliable as point intercept and is more likely to detect a greater diversity of plant species present on the reclaimed area.

New Mexico's guidance document also reflects the concerns with repeatability and observer bias. New Mexico indicates that variability may be reduced by using smaller quadrats for evenly dispersed vegetation (rhizomatous grasses) and larger quadrats for clumped vegetation such as forbs, shrubs, and bunch grasses. Further, New Mexico requires the use of the following techniques to improve the reliability of ocular estimates:

- Frames should be painted to indicate various areal percentages or marked with grids that delineate known percentages.
- The number of observers should be limited, and each observer should be similarly trained (*e.g.,* by making joint estimates using cardboard shapes of known cover values).
- Sampling error can be reduced by ensuring that vertical projections of ground covered by vegetation, litter or rock contained or rooted within a circular plot or quadrat are carefully estimated and recorded to the nearest percent.
- The use of cover classes as the sole means of establishing or measuring a cover standard will not be accepted.

Based on the above discussion, the Director finds that the methods and procedures for measuring or sampling vegetation on reclaimed land set forth in Section II of New Mexico's Coal Mine Reclamation Program Vegetation Standards guidance document, including the use of ocular estimation for evaluating plant cover, are consistent with and no less effective than the Federal regulations at 30 CFR 816.116(a)(1) and (2) and 817.116(a)(1) and (2).

iii. *Statistical Analyses for Demonstrating Revegetation Success with 90 Percent Statistical Confidence.* Section III (''Statistical Analyses of Vegetation Data'') and Appendix C (''Statistical Formulas, Examples and Tables'') in New Mexico's Coal Mine Reclamation Program Vegetation Standards guidance document sets forth the acceptable methods of statistical analyses for demonstrating revegetation success with 90 percent statistical confidence. In addition to the traditional approaches for statistically demonstrating revegetation success when evaluating cover, production or stocking density, New Mexico proposes to allow the use of the reverse null hypothesis. For this text, New Mexico has defined the null hypothesis to be that the parameter mean of the revegetated area is less than 90 percent of the parameter mean of the reference area (or technical standard). The alternative hypothesis is that the parameter mean of the revegetated area is greater than or equal to 90 percent of the parameter mean of the reference area (or technical standard). In all cases, a 90 percent confidence interval and a one-sided test with an alpha error of 0.1 is used. The reverse null hypothesis assumes that mining has affected the land and it must be demonstrated that the performance standards required by the regulations have been achieved. In support to its proposed reverse null hypothesis, New Mexico references M. Ames' 1993 publication ''Sequential Sampling of Surface-mined Land to Assess Reclamation,'' in the *Journal of Range Management* (46:498–500); W. P. Erikson's 1992 publication ''Hypothesis Testing Under the Assumption That a Treatment Does Harm to the Environment,'' M.S. thesis, University of Wyoming, and Erikson and McDonald's 1995 publication ''Tests for Bioequivalence of Control Media and Test Media in Studies of Toxicity,'' in *Environmental Toxicology and Chemistry* (14:1247–1256).

This reverse null hypothesis is the opposite of the null hypothesis for the Federal regulations. In the September 2, 1983 **Federal Register** (48 FR 40140, 40152), OSM states that the null hypothesis usually states that there is no difference between the true value of the population parameter and that which is hypothesized. The null hypothesis is a proposition that is considered valid unless evidence throws doubt on it. this means that the mine operator has achieved the required degree of revegetation success unless evidence as provided by the sample data indicates that the standard has not been attained.

The use of the reverse null hypothesis is a more stringent statistical standard to meet than the classical null hypothesis. A mine operator must, in effect, demonstrate that the lower limit of the 90 percent confidence interval for the reclaimed area parameter is greater than (1) the upper limit of the 90 percent confidence interval for 90 percent of the reference area standard or (2) 90 percent of the technical standard. Under the classical null hypothesis an operator must only demonstrate that either the two confidence intervals for the

reclaimed parameter and the reference area parameter overlap or the confidence interval for the reclaimed parameter and 90 percent of the technical standard overlap.

An advantage in using the reverse null hypothesis is that sample size is no longer an issue. Small sample sizes are usually associated with large variances and, therefore, large confidence intervals. With the reverse null hypothesis the goal of sampling is to reduce the variance and size of the confidence interval around the sample mean. It is to the operator's benefit to take a sample of sufficiently large size to minimize variance, reduce the width of the confidence interval and ensure that the null hypothesis can be rejected. For this reason, New Mexico does not specify the use of a sample adequacy formula for demonstrating revegetation success. However, New Mexico does recommend a minimum sample size of 30.

The Director finds that Sections III.A and B (''Statistical Analysis of Vegetation Data'') and Appendix C (''Statistical Formulas, Examples and Tables'') in New Mexico's Coal Mine Reclamation Program Vegetation Standards guidance document are consistent with and no less effective than the Federal regulations at 30 CFR 816.116(a)(1) and (2) and 817.116(a)(1) and (2).

D. Normal Husbandry Practices, Required Amendment at 30 CFR 931.16(z)

OSM required at 30 CFR 931.16(z) that New Mexico revise its rules to either identify selected husbandry practices and submit them with documentation verifying that the proposed practices would be considered normal in the areas being mined, or state that selected husbandry practices approved by the Director may not be implemented prior to approval by OSM in accordance with the State program amendment process at 30 CFR 772.17 (See finding No. 18, 61 FR 26825, 26831, May 29, 1996; administrative record No. NM–786).

New Mexico proposed to revise 19 NMAC 8.2 2065.B(1) to require that the period of extended responsibility under the performance bond requirements of Subparts 14 and 15 begins after the last year of augmented seeding, fertilizing, irrigation, or other work, excluding husbandry practices that are approved by the Director in accordance with paragraph 2065.B(6), and submitted, for OSM's approval, the Coal Mine Reclamation Program Vegetation Standards guidance document.

New Mexico identified proposed normal husbandry practices in Sections IV.A and IV.B of the Coal Mine Reclamation Program Vegetation Standards guidance document and provided the documentation showing that the practices would be considered normal in the areas being mined. In addition, New Mexico requires that applicants must ensure that the current permit contains a management plan that discusses the use of approved husbandry practices before they are implemented. The plan should describe the purpose of the practices, the methods to be used, and the schedule for implementation. Upon approval of the plan by New Mexico, the applicant may implement the husbandry practice.

New Mexico's Coal Mine Reclamation Program Vegetation Standards guidance document discuses the use of the following normal husbandry practices (see finding No. 2.A below for a discussion of one additional normal husbandry practice concerning interseeding and planting of tree and shrub seedlings):

(1) Additional mulching (applicable to the grazing land, fish and wildlife habitat, forestry, and recreation postmining land uses, must be completed at least six (6) years prior to Phase III bond release, no reclaimed acreage limit applies);

(2) Use of fire or controlled burning (applicable to all postmining land uses at any time during the liability period, no reclaimed acreage limit applies);

(3) Mechanical practices or selective cutting, mowing and raking to control weeds, to reduce standing dead vegetation or litter, increase decomposition of organic matter, and to stimulate vegetative regrowth (applicable to all postmining land uses, at any time during the liability period, no reclaimed acreage limit applies);

(4) Pest control, including weeds, vertebrate and invertebrate animals, fungi, and diseases (applicable to all postmining land uses and at any time during the liability period, no reclaimed acreage limit applies);

(5) Grazing (applicable to the grazing land, pasture land, fish and wildlife habitat, cropland, and forestry postmining land uses. Grazing may be conducted at any time during the liability period after the revegetation has become sufficiently established to withstand grazing, as determined in consultation with New Mexico, no reclaimed acreage limit applies);

(6) Erosion and subsidence repair or hand work with shovels and similar tools, mechanical manipulation of small areas, the installation of erosion-control matting, silt fence, and hay or straw bales, and hand seeding and raking (applicable to all postmining land uses at any time during the liability period, no more than 10 percent of the reclaimed acreage may be repaired as a normal husbandry practice, if erosion and subsidence repairs are required on more than 10 percent of the reclaimed acreage, the liability period will be reinitiated);

(7) Ancillary disturbance and reclamation or installation, removal, and reclamation of 2-track access roads, firebreaks, fences, pipelines, power lines, surface water and groundwater monitoring sites, erosion and subsidence monitoring sites, and small, undesigned sediment control measures, such as traps, riprap, rock or straw bale check dams, and silt fences (applicable to all postmining land uses at any time during the liability period, ancillary disturbance and reclamation of more than 10 percent of the reclaimed acreage will reinitiate the liability period);

(8) Developed water resources maintenance or normal maintenance (cleaning, repair, upgrading, stabilizing with rock, and interseeding or replanting of vegetation) of developed water resources and, if applicable, their shorelines, and structures associated with developed water sources (applicable only to the developed water resources land use; cleaning, repair, and upgrading may be conducted at any time during the liability period, with no reclaimed acreage limits; stabilization, interseeding, and replanting must be completed at least six years prior to Phase III bond release, on no more than 10 percent of the reclaimed acreage); and

(9) Agricultural and landscaping activities or annual or periodic seeding, fertilizing, irrigating, or other normal agricultural or landscaping activity (applicable to cropland or in conjunction with special use pasture, commercial forest land, residential, industrial/commercial or recreation postmining land uses at any time during the liability period; not applicable to grazing land or fish and wildlife habitat at any time during the liability period; no reclaimed acreage limits are applicable).

OSM considers, on a practice-by-practice basis, the administrative record supporting each normal husbandry practice proposed by a regulatory authority (53 FR 34641, September 7, 1988). OSM also has provided specific guidance concerning the repair of rills and gullies by stating that a regulatory authority could allow the repair of rills and gullies as a husbandry practice that would not restart the liability period if the general standards of 30 CFR 816.116(c)(4) are met and after consideration of the normal conservation practices within the region (48 FR 40157, September 2, 1983).

For each proposed normal husbandry practice, New Mexico referenced in the Coal Mine Reclamation Program Vegetation Standards guidance document the National Resources Conservation Service's (NRCS) Standard Conservation Practices supplements which support the use of these practices as normal husbandry in the New Mexico coal field regions. New Mexico thus has demonstrated that the proposed normal husbandry practices listed above are normal husbandry practices within there region for unmined lands having land uses similar to the approved

postmining land use of the disturbed area. In addition, new Mexico set appropriate limits on aerial extent and time frames for implementation for each proposed practice. If a permittee exceeded these limits, the permittee would have to extend the period of liability for demonstrating success of revegetation.

The Director finds that New Mexico's proposed normal husbandry practices identified above, as discussed in the Coal Mine Reclamation Program Vegetation Standards guidance document, are consistent with and no less effective than the Federal regulations at 30 CFR 816.116(c)(1) and (4) in meeting the requirements of SMCRA. The Director approves the normal husbandry practices identified above and removes the required amendment at 30 CFR 931.16(z).

2. Revisions to New Mexico's Rules That Are Not the Same as the Corresponding Provisions of the Federal Regulations

A. Definition of ''Augmented Seeding and ''Interseeding'' and Interseeding and Transplanting of Trees and Shrubs Allowed as a Normal Husbandry Practice

New Mexico proposed to revise the definition of ''Augmented Seeding'' at 19 NMAC 8.2 107.A(20) to mean seeding in excess of the normal husbandry practices approved in the Coal Mine Reclamation Program Vegetation Standards guidance document, or reseeding with fertilization or irrigation, or reseeding in response to unsuccessful revegetation in terms of adequate germination or establishment or permanence.

New Mexico proposed a new definition of ''Interseeding'' at 19 NMAC 8.2 107.I(8) to mean a secondary seeding practice into established vegetation cover in order to take advantage of climatic conditions that favor species requiring special conditions for germination and establishment, or to improve or alter the composition between forage and shrubs, or between warm and cool season grasses.

New Mexico proposed in Section IV.B of the Coal Mine Reclamation Program Vegetation Standards guidance document (1) interseeding and (2) planting of tree and shrub seedlings as normal husbandry practices applicable to the postmining land uses of grazing land, fish and wildlife habitat, forestry, and recreation.

Specifically, New Mexico proposes to allow as normal husbandry, practices:

(1) Interseeding of individual native species and approved introduced species contained in the original seed mix up to (that is, before) the period six years prior to bond release to be counted in determinations of revegetation success and suitability for the post-mining land use;

(2) Interseeding and planting of native herbaceous, shrub, and tree species not contained in the original seek mix to be allowed any time prior to six (6) years before bond release (Note: New Mexico will allow all approved interseeding and planting to be counted towards the revegetation success and demonstration of suitability for the post-mining land use; and New Mexico wll not allow as a normal husbandry practice interseeding of introduced and non-native species other than those listed in a Appendix B in the guidance document); and

(3) Transplanting of native tree and shrub stock and the planting of containerized or bare-root tree and shrub stock on reclamation units (this will promote and enhance establishment of wildlife habitats, increase diversity, and improve age-class structure in monotypic stands of trees or shrubs); if the trees and shrubs are planted 6 years prior to bond release they will be counted toward the shrub density standard in accordance with 19 NMAC 8.2 2066.A (Note: New Mexico will allow all transplants moved from pre-existing native stands of trees and shrubs to be applied at any time towards revegatation success and demonstration of suitability for the post-mining land use).

The Federal regulations at 30 CFR 816.116(c)(1) required that the period of extended responsibility for successful revegetation shall begin after the last year of augmented seeding, fertilizing, irrigation, or other work, excluding husbandry practices that are approved by the regulatory authority in accordance with 30 CFR 816.116(c)(4). The Federal regulations at 30 CFR 816.116(c)(4) require that a State may approve selective husbandry practices, excluding augmented seeding, fertilization, or irrigation, provided it obtains prior approval from OSM that the practices are normal husbandry practices without extending the period of responsibility for revegetation success and bond liability, if such practices can be expected to continue as part of the post-mining land use or if discontinuance of the practices after the liability period expires will not reduce the probability of permanent vegetation success. Approved practices shall be normal husbandry practices with in the region for unmined land having land uses similar to the approved postmining land use of the disturbed area, including such practices as disease, pest, and vermin control, and any pruning, reseeding, and transplanting specifically necessitated by such actions.

i. *Definitions of ''Augmented Seeding'' and ''Interseeding'' and use of interseeding as a normal husbandry practice.* In 1983, OSM considered and rejected the idea of allowning interseeding and supplemental fertilization during the first 5 years of the 10 year responsibility period. While allowing replanting of trees and shrubs ''to utilize the best technology available'' without extending the responsibility period, OSM determined that augmented seeding, fertilizing or irrigation is not allowed during the responsibility period. (See 48 FR 40156, September 2, 1983.)

However, in 1988, (53 FR 34641, September 7, 1988) OSM stated, in the context of the Federal regulation at 30 CFR 816.116(c)(4), that

> seeding, fertilization, or irrigation performed at levels that do not exceed those normally applied in maintaining comparable unmined land in the surrounding area would not be considered prohibited augmentative activities.

Further, in the response to comments received concerning an Ohio program amendment, OSM stated that

> [t]he legislative history of the Act [SMCRA] reveals no specific Congressional intent in the use of the term augmented seeding. Accordingly, OSM's interpretation of augmented seeding is given deference so long as it has a rational basis (see 63 FR 51832, September 29, 1998).

New Mexico's proposed definitions for ''augmented seeding'' and ''interseeding'' distinguish the differences between them. Interseeding is clearly aimed at establishing species that require special conditions for germination and the establishment or altering of species composition. New Mexico's discussion of interseeding as a normal husbandry practice in the Coal Mine Reclamation Program Vegetation Standards guidance document further clarifies that interseeding is done to enhance the revegetation, rather than to augment the revegetation. New Mexico reiterates that interseeding is defined as a secondary seeding into established revegetation in order to improve composition, diversity or seasonality. In contrast, augmented seeding is reseeding with fertilization or irrigation, or in response to unsuccessful revegetation in terms of adequate germination or establishment or permanence. Thus, New Mexico's goal for interseeding is not to ensure that the reclaimed area will meet the success standards, but to go beyond the minimum standards of the regulations and improve the overall composition, diversity or seasonality of the reclaimed area.

New Mexico also proposes appropriate time frames limiting the application of interseeding as a normal husbandry practice without restarting the bond liability period and requires

the all interseeding consist of only native species and approved introduced species contained in the original seed mix.

To support interseeding as a normal husbandry practice, New Mexico submitted *New Mexico Rangeland* (Circular 525, Cooperative Extension Service, New Mexico State University, 1988, as well as the NRCS's Standard Conservation Practices Code No. 550 for New Mexico. The extension publication indicates that the goals of rangeland seeding, including interseeding, are restoring production potential, changing composition of the vegetation, achieving a higher quality forage resource, getting a better seasonal balance of forage supply, and improving wildlife habitat. Both referenced publications support the use of interseeding as a normal husbandry practice.

OSM previously approved Indiana's definition of ''augmented seeding, fertilization, or irrigation'' as seeding, fertilizing, or irrigation in excess of normal agronomic practices within the region. OSM's approval was based on the concept that the proposed definition made a distinction between normal conservation practices that were not augmented seeding, fertilizing, irrigation or other work, and augmented husbandry practices (60 FR 53512, October 16, 1995).

Based on New Mexico's proposed definitions of ''augmented seeding'' and ''interseeding,'' the guidance provided for use of interseeding as a normal husbandry practice in New Mexico's Coal Mine Reclamation Program Vegetation Standards guidance document, and documentation supporting interseeding as a normal husbandry practice in New Mexico, the Director finds that New Mexico has demonstrated that the proposed use of interseeding is not an augmented seeding. Because the use of interseeding is not an augmented seeding. Because the use of interseeding as proposed by New Mexico clearly supports a key goal of SMCRA, the establishment of a permanent, a key goal of SMCRA, the establishment of a permanent, diverse, and effective vegetative cover without compromising compliance of the State program with the Act, the Director also finds that New Mexico's proposed definitions of ''augmented seeding'' and ''interseeding,'' as proposed at 19 NMAC 8.2 107.A(20) and 107.I(8), and use of interseeding, as described in the Coal Mine Reclamation Program Vegetation Standards guidance document, are consistent with and no less effective than the Federal regulations at 30 CFR 816.116(c)(1) and (4) in meeting the requirements of SMCRA. The Director approves New Mexico's proposed definitions of ''augmented seeding'' and ''interseeding,'' proposed at 19 NMAC 8.2 107.A(20) and 107.I(8), and the use of interseeding as a normal husbandry practice, proposed in New Mexico's Coal Mine Reclamation Program Vegetation Standards guidance document.

ii. *Transplanting of trees and shrubs as a normal husbandry practice.* The Federal regulations at 30 CFR 816.116(b)(3)(ii) require that trees and shrubs that will be used in determining the success of stocking and the adequacy of the plant arrangement shall have utility for the approved postmining land use. Trees and shrubs counted in determining such success shall be healthy and have been in place for not less than two growing seasons. At the time of bond release, at least 80 percent of the trees and shrubs used to determine such success shall have been in place for 60 percent of the applicable minimum period of responsibility. In the preamble to this regulation, OSM indicates that the rule represents a reasonable compromise that allows some replanting if approved as normal husbandry practice (53 FR 34638, September 7, 1988).

In support of its proposal to allow the transplanting of trees and shrubs as a normal husbandry practice, New Mexico provided a copy of the NRCS's Standard Conservation Practice Code No. 612, which discusses tree and shrub establishment.

The NRCS publication clearly specifies the need for replanting when survival is inadequate. New Mexico further restricts the transplanting of trees and shrubs to six years prior to bond release. This is equivalent to 60 percent of the applicable minimum period of responsibility, which is 10 years in New Mexico. New Mexico has demonstrated that the transplanting of trees and shrubs is a normal husbandry practice in New Mexico.

The Director finds that the proposed transplanting of trees and shrubs as a normal husbandry practice is consistent with and no less effective than the Federal regulations at 30 CFR 816.116(b)(3)(ii) and (c)(4) and approves it.

B. Time-frames To Demonstrate Success of Revegetation for Bond Release

New Mexico proposed to revise:

(1) 19 NMAC 8.2 2064, concerning grazing, to require that when the approved postmining land use is range or pasture land, the operator shall demonstrate to the Director, that the reclaimed land has the capability of supporting livestock grazing at rates approximately equal to that for similar non-mined lands for at least two of the last four full years of liability required under paragraph 2065.B of these regulations;

(2) 19 NMAC 8.2 2065.B(2) to require that in areas of more than 26.0 inches average annual precipitation, the period of liability under the performance bond requirements of Subpart 14 shall continue for not less than five full years. Ground cover and productivity shall equal or exceed the approved standard for two of the last four years of the responsibility period;

(3) 19 NMAC 8.2 2065.B(3) to require that in areas of less than or equal to 26.0 inches average annual precipitation, the period of liability under the performance bond requirements of Subpart 14 shall continue for not less than 10 full years. Ground cover and productivity shall equal the approved standard for at least two of the last four years, starting no sooner than year eight of the responsibility period; and

(4) 19 NMAC 8.2 2065.B(5)(iii) to require, ''[f]or areas to be used for cropland, success in revegetation of cropland shall be determined on the basis of crop production from the mined area as compared to approved reference areas or other technical guidance procedures. Crop production from the mined area shall be equal to or greater than that of the approved standard for two of the last four growing seasons of the 5 or 10 year liability period established in paragraph 2065.B(1), (2) and (3), starting no sooner than year eight of the 10 year period. The applicable 5 or 10 year period of responsibility for revegetation shall commence at the date of initial planting of the crop being grown.''

The Federal regulations at 30 CFR 815.116(c)(2)(i) and (ii) require

in areas of more than 26.0 inches of annual average precipitation, that the period of responsibility shall continue for a period of not less than: (i) Five full years, except as provided in paragraph (c)(2)(ii). The vegetation parameters identified in paragraph (b) for grazing land, pasture land, or cropland shall equal or exceed the approved success standard during the growing season of any 2 years of the responsibility period, except the first year. Areas approved for the other uses identified in paragraph (b) shall equal or exceed the applicable success standard during the growing season of the last year of the responsibility period. (ii) Two full years for lands eligible for remining included in permits issued before September 30, 2004, or any renewals thereof. To the extent that the success standards are established by paragraph (b)(5), the lands shall equal or exceed the standards during the growing season of the last year of the responsibility period.

The Federal regulations at 30 CFR 816.116(c)(3) require

> in areas of 26.0 inches or less average annual precipitation, the period of responsibility shall continue for a period of not less than: (i) Ten full years, except as provided in paragraph (c)(3)(ii). Vegetation parameters identified in paragraph (b) shall equal or exceed the approved success standard for at least the last two consecutive years of the responsibility period. (ii) Five full years for lands eligible for remining included in permits issued before September 30, 2004, or any renewals thereof. To the extent that the success standards are established by paragraph (b)(5), the lands shall equal or exceed the standards during the growing seasons of the last two consecutive years of the responsibility period.

In support of the time frames proposed in 19 NMAC 8.2 2064, 2065.B(2) and (3), and 2065.B(5)(iii), New Mexico stated in the April 26, 2000, cover letter submitting the proposed rules:

> Revegetation comparisons conducted during two of the last four years of liability, starting no sooner than year eight, would be no less effective than the federal rules. Revegetation success demonstrations during any two of the last four years of the liability period is currently the [F]ederal requirement in areas averaging more than 26 inches of annual precipitation. Thus, a precedent has been set in areas that are less subject to climatic variation than New Mexico. Revegetation that is capable of meeting the performance standards both before and after a period of drought or pestilence would provide a better demonstration of resilience, effectiveness, and permanence than revegetation that could meet the standards during two consecutive (and fortuitous) years of more or less normal precipitation and damage. The likelihood of drought in New Mexico needs to be recognized. The proposed rule changes ensure that performance standards will be met without undue costs or extensions of the ten-year liability period.

New Mexico also provided an analysis which compares the inherent variability of precipitation in Henderson, KY (an area with more than 26 inches of precipitation) to several locations in the mining regions of New Mexico (administrative record No. NM–837). The analysis clearly shows that precipitation is far more variable in New Mexico (note: the coefficient of variation represents a relative measure of the variability of the data and is useful for comparisons between locations):

Typical Midwest Station—Henderson, KY Precipitation Record, 1978–1998
Annual Precipitation Range: 30.94 to 63.27 inches
Mean: 45.64
Standard Deviation: 8.89
Coefficient of Variation: 0.19
(CV=standard deviation/mean)

New Mexico Stations, Proceeding from Wettest to Driest Coal Mine Sites

Vermejo Park, NM Precipitation Record, 1914–1981 (York Canyon Complex)
Annual Precipitation Range: 10.40 to 23.16 inches
Means: 16.45
Standard Deviation: 3.53
Coefficient of Variation: 0.21

Fence Lake 1N, NM Precipitation Record, 1961–1990 (Fence Lake Mine)
Annual Precipitation Range: 7.75 to 19.99 inches
Mean: 14.41
Standard Deviation: 3.34
Coefficient of Variation: 0.23

Gallup 5E, NM Precipitation Record, 1918–1979 (McKinley and Carbon Coal Mines)
Annual Precipitation Range: 4.94 to 14.29 inches
Mean: 9.47
Standard Deviation: 2.58
Coefficient of Variation: 0.27

San Mateo, NM Precipitation Record, 1918–1988 (Lee Ranch)
Annual Precipitation Range: 5.07 to 16.06 inches
Mean: 9.19
Standard Deviation: 2.89
Coefficient of Variation: 0.31

Fruitland 2E, NM Precipitation Record, 1914–1999 (San Juan and Yampa Mines)
Annual Precipitation Range: 3.05 to 15.43 inches
Mean: 7.95
Standard Deviation: 2.52
Coefficient of Variation: 0.32

New Mexico also stated that if a two-year demonstration of revegetation success had been approved and there appeared to be a problem with the revegetation in the final year of liability, New Mexico would require additional information via a Director's order. New Mexico pointed out that because the proposed rules clearly state that the demonstration of success must be done for at least two of the last four years, the proposed rules provide for requiring additional demonstrations as needed (administrative record No. NM–837).

The Federal regulations at 30 CFR 816.116(c)(3) require that revegetation success standards be met during the last two consecutive years of the 10-year revegetation responsibility period in areas in which the average annual precipitation is equal to or less than 26 inches. OSM revised the Federal regulations at 30 CFR 816.116(c)(2) to provide that in areas with more than 26 inches of average annual precipitation the vegetation parameters identified in 30 CFR 816.116(b) for grazing land, pasture land, or cropland must equal or exceed the approved success standards during the growing seasons of any two years of the 5-year responsibility period, excluding the first year (53 FR 34636, September 7, 1988). This change eliminated the requirement to measure revegetation success during the last two years of the responsibility period in areas with more than 26 inches of average annual precipitation.

The data provided by New Mexico clearly demonstrates that the climatic variability within New Mexico is at least as great as that of the areas receiving more than 26 inches of precipitation. New Mexico's proposal, which provides that revegetation comparisons be conducted during two of the last four years of liability, starting no sooner than year eight offers the same flexibility as the Federal regulation at 30 CFR 816.116(c)(2) for areas that receive more than 26 inches of precipitation. New Mexico's proposed rules prohibit the inclusion of measurements taken during the first seven years of the responsibility period. This ensures that the plants will have the opportunity to become well established prior to any evaluation of the vegetation. This also provides the same level of flexibility in evaluating revegetation success provided by the Federal regulations for States receiving more than 26 inches of precipitation. Further, New Mexico has asserted that they have the authority to require additional data if problems are observed following the evaluation of revegetation success. The proposed rules do not affect the length of the extended period of responsibility, which is 10 years in New Mexico.

Based on the above discussion, the Director finds that New Mexico's proposed rules at 19 NMAC 8.2 2064, 2065.B(2) and (3), and 2065.B(5)(iii) are as effective as the corresponding Federal regulations at 30 CFR 816.116(c)(3) in achieving the revegetation requirements of sections 515(b)(19) and (b)(20) of SMCRA. Therefore, the Director approves New Mexico's proposed rules at 19 NMAC 8.2 2064, 2065.B(2) and (3), and 2065.B(5)(iii).

3. Revisions to New Mexico's Rules With No Corresponding Federal Regulations

New Mexico proposed to revise 19 NMAC 8.2 507.A(1), concerning annual reports, to require ''a map on a high quality aerial photo base, although a topographic base will be acceptable if it is current and complete. The map shall be the same scale as the mining and reclamation sequence maps found in the approved permit with 5′ contour intervals. The map must be made on a

single sheet, or series of sheets, each sheet of the map being no larger than 4′ × 4′. The scale and all lines and symbols must be clearly described in the legend.''

The proposed revision requires, in the annual reports that must be submitted to New Mexico, maps to a scale that will match information included in the permits. New Mexico stated that it was its intention to use the annual reporting requirements as a way to initiate bond release applications.

There are no counterpart Federal regulations requiring an annual report. New Mexico's requirement for an annual report and proposed revision of 19 NMAC 8.2 507.A(1) does not adversely affect the implementation of the New Mexico program. The Director finds that the proposed revision of 19 NMAC 8.2 507.A(1) is not inconsistent with the Federal regulations; therefore, the Director approves proposed 19 NMAC 8.2 507.A(1).

IV. Summary and Disposition of Comments

Public Comments

We asked for public comments on the amendment (administrative record Nos. NM–817 and NM–832).

The Navajo Nation commented, by letter dated January 21, 2000 (administrative record No. 821), the New Mexico's proposed rule at 19 NMAC 8.2 2065.A would require OSM to consult with appropriate State and Federal agencies prior to approving New Mexico's proposed amendment which also included the Coal Mine Reclamation Program Vegetation Standards guidance document. The Navajo Nation said that it was unclear what form this consultation would take, *i.e.,* whether there would be a public notice and comment period.

OSM explained to the Navajo Nation, in a letter dated February 7, 2000 (administrative record No. NM–823), that OSM's published **Federal Register** notices, as well as OSM's distribution of the proposed amendment to interested parties (which included the Navajo Nation) were the vehicles by which OSM provided for a public comment period and solicited public comments. We also (1) sent to the Navajo Nation, by letter dated February 17, 2000 (administrative record No. NM–826), a copy of the February 14, 2000, letter to New Mexico identifying concerns that New Mexico had to resolve prior to our approval of the amendment and (2) extended, until March 6, 2000, the opportunity to comment and meet with us. The Navajo Nation did not respond to our letter.

As discussed in finding No. 1.A, the Director is approving New Mexico's proposed 19 NMAC 8.2 2065.A which requires consultation with appropriate agencies prior to approval of measuring techniques with the interpretation that the consultation requirement applies only to New Mexico and not to OSM.

The Director is taking no further action in responses to the Navajo Nation's January 21, 2000, letter.

Federal Agency Comments

Under 30 CFR 732.17(h)(11)(i), we requested comments on the amendment from various Federal agencies with an actual or potential interest in the New Mexico program (administrative record Nos. NM–817 and NM–832).

The U.S. Department of Army, Corps of Engineers, commented, by letter dated December 28, 1999 (administrative record No. NM–820), that it found the proposed changes to be satisfactory.

The Bureau of Land Management responded, by letter dated January 26, 2000 (administrative record No. NM–822), that it had no comments.

Environmantal Protection Agency (EPA) Concurrence and Comments

Under 30 CFR 732.17(h)(11)(ii), we are required to get a written agreement from EPA for those provisions of the program amendment that related to air or water quality standards issued under the authority of the Clean Water Act (33 U.S.C. 1251 *et seq.*) or the Clean Air Act (42 U.S.C. 7401 *et seq.*).

None of the revisions that New Mexico proposed to make in this amendment pertain to air or water quality standards. Under 30 CFR 732.17(h)(11)(i), OSM requested comments on the amendment from EPA (administrative record Nos. NM–817 and NM–832). EPA did not respond to our request.

State Historic Preservation Officer (SHPO) and the Advisory Council on Historic Preservation (ACHP)

Under 30 CFR 732.17(h)(4), we are required to request comments from the SHPO and ACHP on amendments that may have an effect on historic properties. We requested comments on New Mexico's amendment (administrative record Nos. NM–817 and 832), but neither responded to our request.

V. Director's Decision

Based on the above findings, we approve the amendment sent to us by New Mexico on December 1, 1999, as revised on April 26, 2000.

We approve, as discussed in:

Finding No. 1.A., 19 NMAC 8.2 2065.A and the Coal Mine Reclamation Program Vegetation Standards guidance document, concerning the requirement that revegetation success be based on general revegetation requirements;

Finding No. 1.B., 19 NMAC 8.2 2065.A, concerning the deletion of the allowance to use unspecified technical guidance procedures published by USDA as the basis for technical success standards demonstrating revegetation success;

Finding No. 1.C., 19 NMAC 8.2 2065.A and 2065.B(1) and the Coal Mine reclamation Program Vegetation Standards, concerning approval by the Directors of both MMD and OSM of the standards, measuring techniques, and statistical analyses used to demonstrate revegetation success;

Finding No. 1.D., 19 NMAC 8.2 2065.B(1) and the Coal Mine Reclamation Program Vegetation Standards guidance document, concerning normal husbandry practices;

Finding No. 2.A., 19 NMAC 8.2 107.A(20), definition of ''Augmented Seeding,'' 19 NMAC 8.2 107.I(8), definition of ''Interseeding,'' and the use of (1) interseeding and (2) planting of tree and shrub seedlings as normal husbandry practices applicable to the postmining land uses of grazing land, fish and wildlife habitat, forestry ,and recreation, described in the Coal Mine Reclamation Program Vegetation Standards guidance document;

Finding No. 2.B., 19 NMAC 8.2 2064 and 2065.B(2), (3), and (5)(iii), concerning the time-frames used to demonstrate success of revegegation for bond releases; and

Finding No. 3., 19 NMAC 8.2 507.A(1), concerning maps in the annual report.

We approve the rules as proposed by New Mexico with the provision that they be fully promulgated in identical form to the rules submitted to and reviewed by OSM and the public.

To implement this decision, we are amending the Federal regulations at 30 CFR Part 931, which codify decisions concerning the New Mexico program. We are making this final rule effective immediately to expedite the State program amendment process and to encourage States to make their programs conform with the Federal standards. SMCRA requires consistency of State and Federal standards.

VI. Procedural Determinations

Executive Order 12866—Regulatory Planning and Review

This rule is exempted from review by the Office of Management and Budget

(OMB) under Executive Order 12866 (Regulatory Planning and Review).

Executive Order 12630—Takings

This rule does not have takings implications. This determination is based on the analysis performed for the counterpart federal regulation.

Executive Order 13132—Federalism

This rule does not have federalism implications. SMCRA delineates the roles of the federal and state governments with regard to the regulation of surface coal mining and reclamation operations. One of the purposes of SMCRA is to ''establish a nationwide program to protect society and the environment from the adverse effects of surface coal mining operations.'' Section 503(a)(1) of SMCRA requires that state laws regulating surface coal mining and reclamation operations be ''in accordance with'' the requirements of SMCRA, and section 503(a)(7) requires that state programs contain rules and regulations ''consistent with'' regulations issued by the Secretary pursuant to SMCRA.

Executive Order 12988—Civil Justice Reform

The Department of the Interior has conducted the reviews required by section 3 of Executive Order 12988 (Civil Justice Reform) and has determined that this rule meets the applicable standards of subsections (a) and (b) of that section. However, these standards are not applicable to the actual language of State regulatory programs and program amendments since each such program is drafted and promulgated by a specific State, not by OSM. Under sections 503 and 505 of SMCRA (30 U.S.C. 1253 and 1255) and the Federal regulations at 30 CFR 730.11, 732.15, and 732.17(h)(10), decisions on proposed State regulatory programs and program amendments submitted by the State must be based solely on a determination of whether the submittal is consistent with SMCRA and its implementing Federal regulations and whether the other requirements of 30 CFR Parts 730, 731, and 732 have been met.

National Environmental Policy Act

This rule does not require an environmental impact statement because section 702(d) of SMCRA (30 U.S.C. 1292(d)) provides that agency decisions on proposed State regulatory program provisions do not constitute major Federal actions within the meaning of section 102(c)(C) of the National Environmental Policy Act (42 U.S.C. 4332(2)(C)).

Paperwork Reduction Act

This rule does not contain information collection requirements that require approval by OMB under the Paperwork Reduction Act (44 U.S.C. 3507 *et seq.*).

Regulatory Flexibility Act

The Department of the Interior has determined that this rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). The State submittal that is the subject of this rule is based upon counterpart Federal regulations for which an economic analysis was prepared and certification made that such regulations would not have a significant economic effect upon a substantial number of small entities. Accordingly, this rule will ensure that existing requirements previously promulgated by OSM will be implemented by the State. In making the determination as to whether this rule would have a significant economic impact, the Department relied upon the data and assumptions for the counterpart Federal regulations.

Small Business Regulatory Enforcement Fairness Act

This rule is not a major rule under 5 U.S.C. 804(2), the Small Business Regulatory Enforcement Fairness Act. This rule: a. does not have an annual effect on the economy of $100 million; b. will not cause a major increase in costs or prices for consumers, individual industries, federal, state, or local government agencies, or geographic regions; and c. does not have significant adverse effects on competition, employment, investment, productivity, innovation, or the ability of U.S. based enterprises to compete with foreign-based enterprises.

This determination is based upon the fact that the state submittal which is the subject of this rule is based upon counterpart Federal regulations for which an analysis was prepared and a determination made that the Federal regulation was not considered a major rule.

Unfunded Mandates

OSM has determined and certifies under the Unfunded Mandates Reform act (2 U.S.C. 1502 *et seq.*) that this rule will not impose a cost of $100 million or more in any given year on any local, State, or Tribal governments or private entities.

List of Subjects in 30 CFR Part 931

Intergovernmental relations, Surface mining, Underground mining.

Dated: October 13, 2000.

Brent T. Wahlquist,

Regional Director, Western Regional Coordinating Center.

For the reasons set out in the preamble, 30 CFR 931 is amended as set forth below:

PART 931—NEW MEXICO

1. The authority citation for part 931 continues to read as follows:

Authority: 30 U.S.C. 1201 *et seq.*

2. Section 931.15 is amended in the table by adding a new entry in chronological order by ''Date of Final Publication'' to read as follows:

§ 931.15 Approval of New Mexico regulatory program amendments.

* * * * *

Original amendment submission date	Date of final publication	Citation/description
* * * * * * *		
December 1, 1999	November 2, 2000	19 NMAC 8.2 107.I(8); 107.A(20); 507.A(1); 2064; 2065.A; 2065.B(1), (2), (3), and (5)(iii); and the Coal Mine Reclamation Program Vegetation Standards guidance document.

§ 931.16 [Amended]

3. Section 931.16 is amended by removing and reserving paragraphs m, n, and z.

[FR Doc. 00–28195 Filed 11–1–00; 8:45 am]
BILLING CODE 4310–05–M

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 946

[VA–118–FOR]

Virginia Regulatory Program

AGENCY: Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

ACTION: Final rule; approval of amendment.

SUMMARY: OSM is approving an amendment to the Virginia permanent regulatory program (hereinafter referred to as the Virginia program) under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The amendment consists of changes to the Virginia Surface Mining Reclamation Regulations concerning subsidence control. The amendment is intended to revise the Virginia program to be consistent with the corresponding Federal regulations.

EFFECTIVE DATE: November 2, 2000.

FOR FURTHER INFORMATION CONTACT: Mr. Robert A. Penn, Director, Big Stone Gap Field Office, Office of Surface Mining Reclamation and Enforcement, 1941 Neeley Road, Suite 201, Compartment 116, Big Stone Gap, Virginia 24219, Telephone: (540) 523–4303.

SUPPLEMENTARY INFORMATION:

I. Background on the Virginia Program.
II. Submission of the Amendment.
III. Director's Findings.
IV. Summary and Disposition of Comments.
V. Director's Decision.
VI. Procedural Determinations.

I. Background on the Virginia Program

On December 15, 1981, the Secretary of the Interior conditionally approved the Virginia program. You can find background information on the Virginia program, including the Secretary's findings, the disposition of comments, and the conditions of approval in the December 15, 1981, **Federal Register** (46 FR 61085–61115). You can find later actions on conditions of approval and program amendments at 30 CFR 946.11, 946.12, 946.13, 946.15, and 946.16.

II. Submission of the Amendment

By letter dated June 27, 2000 (Administrative Record Number VA–999) the Virginia Department of Mines, Minerals and Energy (DMME) submitted an amendment to the Virginia program. In its letter, the DMME stated that on December 22, 1999, OSM suspended and modified portions of 30 CFR 784.20 and 30 CFR 817.121 pursuant to an order of the United States Appeals Court for the District of Columbia. The DMME further stated that the corresponding sections of the Virginia Surface Mining Reclamation Regulations also contain the same language the court found inappropriate and which OSM consequently removed from the Federal rules. The DMME stated that it proposes to amend its rules to be consistent with and in the same manner that OSM modified the Federal regulations. We announced receipt of the proposed amendment in the July 14, 2000, **Federal Register** (65 FR 43723), invited public comment, and provided an opportunity for a public hearing on the adequacy of the proposed amendment. The comment period closed on August 14, 2000. No one requested to speak at a public hearing, so no hearing was held.

Procedural History of Suspended Federal Rules

The Energy Policy Act was enacted October 24, 1992, Pub. L. 102–486, 106 Stat. 2776 (1992) (hereinafter, The Energy Policy Act or EPAct). Section 2504 of that Act, 106 Stat. 2776, 3104, amends SMCRA, 30 U.S.C. 1201 *et seq.* Section 2504 of EPAct added a new section 720 to SMCRA. Section 720(a)(1) requires that all underground coal mining operations conducted after October 24, 1992, promptly repair or compensate for material damage to non-commercial buildings and occupied residential dwellings and related structures as a result of subsidence due to underground coal mining operations. Repair of damage includes rehabilitation, restoration, or replacement of the structures identified by section 720(a)(1), and compensation must be provided to the owners in the full amount of the diminution in value resulting from the subsidence. Section 720(a)(2) requires prompt replacement of certain identified water supplies which have been adversely affected by underground coal mining operations. Under section 720(b), the Secretary of the Interior was required to promulgate final regulations to implement the provisions of section 720(a).

On September 24, 1993 (58 FR 50174), OSM published a proposed rule to amend the regulations applicable to underground coal mining and control of subsidence-caused damage to lands and structures through the adoption of a number of permitting requirements and performance standards. We adopted final regulations on March 31, 1995 (60 FR 16722).

The rules were challenged by the National Mining Association in the District Court for the District of Columbia and in the U.S. Court of Appeals for the District of Columbia Circuit. On April 27, 1999, the U.S. Court of Appeals issued a decision vacating certain portions of the regulatory provisions of the subsidence regulations. See *National Mining Association* v. *Babbitt,* 173 F.3d 906 (1999). We suspended those regulatory provisions that are inconsistent with the rationale provided in the U.S. Court of Appeals' decision. The following Federal provisions were suspended.

1. 30 CFR 817.121(c)(4)(i)–(iv)

This regulation provided that if damage to any non-commercial building or occupied residential dwelling or structures related thereto occurred as a result of earth movement within an area determined by projecting a specific angle of draw from the outer-most boundary of any underground mine workings to the surface of the land, a rebuttable presumption would exist that the permittee caused the damage. The presumption typically would have applied to a 30-degree angle of draw. Once the presumption was triggered, the burden of going forward shifted to the mine operator to offer evidence that the damage was attributable to another cause. The purpose of this regulatory provision was to set out a procedure under which damage occurring within a specific area would be subject to a rebuttable presumption that subsidence from underground mining was the cause of any surface damage to non-commercial buildings or occupied residential dwellings and related structures.

The Court of Appeals vacated, in its entirety, this rule that established an angle of draw and that created a rebuttable presumption that damage to EPAct protected structures within an area defined by an ''angle of draw'' was in fact caused by the underground mining operation. 173 F.3d at 913.

In reviewing the regulation, the Court rejected the Secretary's contention that the angle of draw concept was reasonably based on technical and scientific assessments and that it logically connected the surface area that could be damaged from earth movement to the underground mining operation.

The angle of draw provided the basis for establishing the surface area within which the rebuttable presumption would apply. The Secretary had explained that the rebuttable presumption merely shifted the burden of document production to the operator in evaluating whether the damage was actually caused by the underground mining operation within the surface area defined by the angle of draw. The Court nevertheless held that the angle of draw was irrationally broad and that the scientific facts presented did not support the logical inference that damage to the surface area would be caused by earth movement from underground mining within the area.

Based on the conclusion that there was no scientific or technical basis provided for establishing a rational connection between the angle of draw and surface area damage, the Court further concluded that the rebuttable presumption failed. In reviewing the rebuttable presumption requirement, the Court held ''an evidentiary presumption is 'only permissible if there is sound and rational connection between the proved and inferred facts, and when proof of one fact renders the existence of another fact so probable that it is sensible and timesaving to assume the truth of [the inferred] fact * * * until the adversary disproves it.';'' That is to say, for the presumption to be permissible, the facts would have to demonstrate that the earth movement from the underground mining operation ''more likely than not'' caused the damage at the surface. See National Mining Association, 173 F.3d at 906–910. In compliance with the Court of Appeals' decision of April 27, 1999, we suspended 30 CFR 817.121(c)(4)(i) through (iv).

Paragraph (v) within this section applies generally to the types of information that must be considered in determining the cause of damage to an EPAct protected structure and is not limited to or expanded by the area defined by the angle of draw. Therefore, paragraph (v) remains in force.

2. Section 784.20(a)(3)

This regulatory provision required, unless the applicant was denied access for such purposes by the owner, a survey which identified certain features. First, the survey had to identify the condition of all non-commercial buildings or occupied residential dwellings and related structures which were within the area encompassed by the applicable angle of draw and which might sustain material damage, or whose reasonably foreseeable use might be diminished, as a result of mine subsidence. Second, the survey had to identify the quantity and quality of all drinking, domestic, and residential water supplies within the proposed permit area and adjacent area that could be contaminated, diminished, or interrupted by subsidence. In addition, the applicant was required to notify the owner in writing that denial of access would remove the rebuttable presumption that subsidence from the operation caused any postmining damage to protected structures that occurred within the surface area that corresponded to the angle of draw for the operation. (See discussion of angle of draw above). This regulatory provision was challenged insofar as it required a specific structural condition survey of all EPAct protected structures. The Court of Appeals vacated the specific structural condition survey regulatory requirement in its decision on April 27, 1999. In reviewing the Secretary's requirement, the Court clearly upheld the Secretary's authority to require a pre-subsidence structural condition survey of all EPAct protected structures. The Court accepted the Secretary's explanation that this specific structural condition survey was necessary, among other requirements, in order to determine whether a subsidence control plan would be required for the mining operation. However, because of the Court's ruling on the ''angle of draw'' regulation discussed above, it vacated the requirement for a specific structural condition survey because it was tied directly to the area defined by the ''angle of draw.''

In compliance with the Court of Appeals'' decision, we suspended that portion of 30 CFR 784.20(a)(3) which required a specific structural condition survey of all EPAct protected structures. The remainder of this section continues in force to the extent that it applies to the EPAct protected water supplies survey and any technical assessments or engineering evaluations necessarily related thereto.

III. Director's Findings

Following, according to SMCRA and the Federal regulations at 30 CFR 732.15 and 732.17, are our findings concerning Virginia's amendment.

4 VAC 25–130–784.20. Subsidence Control Plan

Subsection 4 VAC 25–130–784.20(a)(3) is amended by adding the following language at the end of subdivision (3).

However, the requirements to perform a survey of the condition of all noncommercial buildings or occupied residential dwellings and structures related thereto, that may be materially damaged or for which the reasonably foreseeable use may be diminished by subsidence, within the areas encompassed by the applicable angle of draw is suspended consistent with the Secretary's suspension of the corresponding federal rule.

As stated above, the Federal regulation at 30 CFR 784.20(a)(3), which required the performance of a survey of the condition of all noncommercial buildings or occupied residential dwellings and structures related thereto, that may be materially damaged or for which the reasonably foreseeable use may be diminished by subsidence, within the areas encompassed by the applicable angle of draw is suspended. In the proposed amendment, Virginia has suspended the State counterpart to the suspended Federal regulation. Since the language of 4 VAC 25–130–784.20(a)(3) and the added sentence suspending a portion of the regulation are substantively identical to the amended Federal regulation, we find these changes to the provisions at 4 VAC 25–130–784.20(a)(3) which required a specific structural condition survey of all EPAct protected structures, are consistent with the suspension of the Federal regulation discussed above, and do not render the Virginia program regulations less effective than the Federal regulations. Therefore, we are approving this amendment.

4 VAC 25–130–817.121. Subsidence Control

Section 4 VAC 25–130–817.121(c)(4), is revised by deleting the title ''Rebuttable presumption of causation by subsidence,'' and by deleting paragraphs (c)(4)(i) through (iv). New language is added which states that ''Section (4)(i) through (iv) are suspended consistent with the Secretary's suspension of the corresponding Federal rule.'' The paragraph designation ''(v)'' is deleted.

As amended, section 4 VAC 25–130–817.121(c)(4) provides the following.

(4) Section [sic] (4)(i) through (iv) are suspended consistent with the Secretary's suspension of the corresponding federal rule.

Information to be considered in determination of causation. In determination whether damage to protected structures was caused by subsidence from underground mining, all relevant and reasonably available information will be considered by the division.

As discussed above, Federal regulations concerning the rebuttable presumption at 30 CFR 817.121(c)(4)(i) through (iv) have been suspended. Since the regulations at 4 VAC 25–130–817.121(c)(4)(i) through (iv) were previously approved by OSM as the

State counterparts to the suspended Federal regulations, we find that the suspension and deletion by Virginia to be consistent with the suspension of the Federal regulations and do not render the Virginia program regulations less effective than the Federal regulations. Therefore, we are approving the amendments.

IV. Summary and Disposition of Comments.

Federal Agency Comments

According to 30 CFR 732.17(h)(11)(i), we solicited comments on the proposed amendment from various Federal agencies with an actual or potential interest in the Virginia program. The U.S. Department of Labor, Mine Safety and Health Administration (MSHA) responded and stated that there appears to be no conflict with the MSHA regulations or policy. The U.S. Fish and Wildlife Service (USFWS) responded and stated that it foresees no effects from the proposed amendment on the USFWS trust resources, including endangered and threatened species. The U.S. Department of Agriculture, Natural Resources Conservation Service (NRCS) responded and stated its concurrence with the amendments.

Environmental Protection Agency (EPA)

Pursuant to 30 CFR 732.17(h)(11)(ii), OSM is required to obtain the written concurrence of the EPA with respect to any provisions of the State program amendment that relate to air or water quality standards promulgated under the authority of the Clean Water Act (33 U.S.C. 1251 *et seq.*) or the Clean Air Act (42 U.S.C. 7401 *et seq.*).

None of the rule suspensions Virginia proposed pertain to air or water quality standards. Nevertheless, we requested EPA's comments on the proposed amendment.

The EPA responded by letter dated July 11, 2000 (Administrative Record Number VA–1002) and stated that it has no objections to the amendments since they are not contrary to the clean Water Act or other statutes or regulations implemented by the EPA. The EPA also provided the following general comments. The EPA stated that Virginia's requirements for subsidence control plans and pre-subsidence surveys primarily relate to minimizing damage to surface structures and drinking water supplies, as required by SMCRA. The EPA recommended that, where there is a potential for subsidence problems associated with water loss in streams, that stream flow and aquatic life monitoring of streams in the path of any longwall mining operation also be included in pre-subsidence surveys. The EPA also recommended that measures to minimize or prevent subsidence cracks in the stream beds be implemented to the extent feasible, including the avoidance of mining under the streams and the detecting and sealing of stream cracks after subsidence.

These comments are outside the scope of this amendment.

Public Comments

We solicited public comments on the amendment. One commenter responded and expressed support for the amendments and stated that OSM should approve them. In response, and for the reasons discussed above in the findings, we are approving the amendments.

V. Director's Decision

Based on the above findings, we approve the Virginia amendment as submitted by Virginia on June 27, 2000.

To implement this decision, we are amending the Federal regulations at 30 CFR Part 946 which codifies decisions concerning the Virginia program. We are making this final rule effective immediately to expedite the State program amendment process.

VI. Procedural Determinations

Executive Order 12866—Regulatory Planning and Review

This rule is exempted from review by the Office of Management and Budget under Executive Order 12866.

Executive Order 12630—Takings

This rule does not have takings implications. This determination is based on the analysis performed for the counterpart federal regulation.

Executive Order 13132—Federalism

This rule does not have federalism implications. SMCRA delineates the roles of the federal and state governments with regard to the regulation of surface coal mining and reclamation operations. One of the purposes of SMCRA is to ''establish a nationwide program to protect society and the environment from the adverse effects of surface coal mining operations.'' Section 503(a)(1) of SMCRA requires that state laws regulating surface coal mining and reclamation operations be ''in accordance with'' the requirements of SMCRA, and section 503(a)(7) requires that state programs contain rules and regulations ''consistent with'' regulations issued by the Secretary pursuant to SMCRA.

Executive Order 12988—Civil Justice Reform

The Department of the Interior has conducted the reviews required by section 3 of Executive Order 12988 and has determined that, to the extent allowed by law, this rule meets the applicable standards of subsections (a) and (b) of that section. However, these standards are not applicable to the actual language of state regulatory programs and program amendments since each such program is drafted and promulgated by a specific state, not by OSM. Under sections 503 and 505 of SMCRA (30 U.S.C. 1253 and 1255) and 30 CFR 730.11, 732.15, and 732.17(h)(10), decisions on proposed state regulatory programs and program amendments submitted by the states must be based solely on a determination of whether the submittal is consistent with SMCRA and its implementing federal regulations and whether the other requirements of 30 CFR Parts 730, 731, and 732 have been met.

National Environmental Policy Act

Section 702(d) of SMCRA (30 U.S.C. 1292(d)) provides that a decision on a proposed state regulatory program provision does not constitute a major federal action within the meaning of section 102(2)(C) of the National Environmental Policy Act (NEPA) (42 U.S.C. 4332(2)(C)). A determination has been made that such decisions are categorically excluded from the NEPA process (516 DM 8.4.A).

Paperwork Reduction Act

This rule does not contain information collection requirements that require approval by the Office of Management and Budget under the Paperwork Reduction Act (44 U.S.C. 3507 *et seq.*).

Regulatory Flexibility Act

The Department of the Interior has determined that this rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). The state submittal which is the subject of this rule is based upon counterpart federal regulations for which an economic analysis was prepared and certification made that such regulations would not have a significant economic effect upon a substantial number of small entities. Accordingly, this rule will ensure that existing requirements previously promulgated by OSM will be implemented by the state. In making the determination as to whether this rule would have a significant economic impact, the Department relied upon the

data and assumptions for the counterpart federal regulation.

Small Business Regulatory Enforcement Fairness Act

This rule is not a major rule under 5 U.S.C. 804(2), the Small Business Regulatory Enforcement Fairness Act. This rule:

a. Does not have an annual effect on the economy of $100 million.

b. Will not cause a major increase in costs or prices for consumers, individual industries, federal, state, or local government agencies, or geographic regions.

c. Does not have significant adverse effects on competition, employment, investment, productivity, innovation, or the ability of U.S. based enterprises to compete with foreign-based enterprises.

This determination is based upon the fact that the state submittal which is the subject of this rule is based upon counterpart federal regulations for which an analysis was prepared and a determination made that the federal regulation was not considered a major rule.

Unfunded Mandates

This rule will not impose a cost of $100 million or more in any given year on any governmental entity or the private sector.

List of Subjects in 30 CFR Part 946

Intergovernmental relations, Surface mining, Underground mining.

Dated: October 19, 2000.

George C. Miller,

Acting Regional Director, Appalachian Regional Coordinating Center.

For the reasons set out in the preamble, Title 30, Chapter VII, Subchapter T of the Code of Federal Regulations is amended as set forth below:

PART 946—VIRGINIA

1. The authority citation for Part 946 continues to read as follows:

Authority: 30 U.S.C. 1201 *et seq.*

2. Section 946.15 is amended by adding a new entry to the table in chronological order by ''Date of publication of final rule'' to read as follows:

§ 946.15 Approval of Virginia regulatory program amendments.

* * * * *

Original amendment submission date	Date of publication of final rule	Citation/description
*	*	* * * * *
June 27, 2000	November 2, 2000	4 VAC 25–130–784.20(a)(3) amended and suspended in part; 817.121(c)(4)(i) through (iv) suspended and deleted.

[FR Doc. 00–28194 Filed 11–1–00; 8:45 am]

BILLING CODE 4310–05–P

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 165

[COTP SAVANNAH–00–098]

RIN 2115–AA97

Safety Zone Regulations: Savannah, GA

AGENCY: Coast Guard, DOT.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a temporary safety zone starting at the Southern Natural Gas dock at Elba Island (N32.05.48, W080.59.48) and extending outward in a 100 yard radius into the Savannah River. This safety zone is necessary to protect boaters from the hazards associated with the compromised structural integrity of the Southern Natural Gas dock at Elba Island.

EFFECTIVE DATES: This regulation becomes effective at 8:50 p.m. on September 21, 2000 and will remain in effect until 11:30 p.m. on November 15, 2000.

FOR FURTHER INFORMATION CONTACT: LTJG Peter Simonds, Coast Guard Marine Safety Office Savannah, at (912) 652–4353.

SUPPLEMENTARY INFORMATION:

Regulatory Information

We did not publish a notice of proposed rulemaking (NPRM) for this regulation. Under 5 U.S.C. 553(b)(B), the Coast Guard finds that good cause exists for not publishing an NPRM. Publishing a NPRM would be contrary to the public interest since immediate action is needed to protect boaters from hazards associated with the compromised structural integrity of the Southern Natural Gas dock at Elba Island. The Coast Guard received notice of this compromised structural integrity of the facility on September 21, 2000 and the safety zone becomes effective on September 21, 2000.

Under 5 U.S.C. 553(d)(3), the Coast Guard finds that good cause exists for making this rule effective less than 30 days after publication in the **Federal Register**. Delaying its effective date would be contrary to the public interest since immediate action is needed to protect boaters from hazards associated with the compromised structural integrity of the Southern Natural Gas dock at Elba Island. The Coast Guard received notice of compromised structural integrity of the Southern Natural Gas dock at Elba Island on September 21, 2000 and the safety zone becomes effective on September 21, 2000.

Background and Purpose

This regulation is necessary to protect boaters from the hazards associated with Compromised structural integrity of the Southern Natural Gas dock at Elba Island. All vessels are prohibited from anchoring or transiting restricted waters and channels unless specifically authorized by the Captain of the Port Savannah, GA. This regulation does not apply to authorized law enforcement or search and rescue vessels operating within the safety zone. The Captain of the Port Savannah, GA will issue a Marine Safety Information Broadcast Notice to Mariners (BNTM) to notify the marine community of the safety zone and the imposed restrictions.

Regulatory Evaluation

This rule is not a ''significant regulatory action'' under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that order. The Office of Management and Budget has not reviewed it under that order. It is not ''significant'' under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040, February 26, 1979). This rule will only be in effect in a limited area.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601–612), we considered whether this rule would have a significant economic effect upon a substantial number of small entities. The term ''small entities'' comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000.

The Coast Guard certifies under section 605(b) that this rule will not have a significant economic impact on a substantial number of small entities as it will only effect a limited area.

Assistance for Small Entities

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we offer to assist small entities in understanding the rule so that they could better evaluate its effects on them and participate in the rulemaking process. If the rule will affect your small business, organization, or government jurisdiction and you have questions concerning its provisions or options for compliance, please contact the person listed under **FOR FURTHER INFORMATION CONTACT** for assistance in understanding this rule.

Small businesses may send comments on the actions of Federal employees who enforce, or otherwise determine compliance with, Federal regulations to the Small Business and Agriculture Regulatory Enforcement Ombudsman and the Regional Small Business Regulatory Fairness Boards. The Ombudsman evaluates these actions annually and rates each agency's responsiveness to small business. If you wish to comment on actions by employees of the Coast Guard, call 1–888–REG–FAIR (1–888–734–3247).

Collection of Information

This rule calls for no new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

Federalism

We have analyzed this rule under Executive Order 13132 and have determined that this rule does not have implications for federalism under that Order.

Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) governs the issuance of Federal Regulations that require unfunded mandates. An unfunded mandate is a regulation that requires a State, local, or tribal government or the private sector to incur direct costs without the Federal Government's having first provided the funds to pay those unfunded mandate costs. This rule will not impose an unfunded mandate.

Taking of Private Property

This rule will not effect a taking of private property or otherwise have taking implications under E.O. 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

Civil Justice Reform

This rule meets applicable standards in sections 3(a) and 3(b)(2) of E.O. 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

Protection of Children

We have analyzed this rule under E.O. 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and does not concern an environmental risk to health or risk to safety that may disproportionately affect children.

Environmental

The Coast Guard considered the environmental impact of this rule and concluded under Figure 2–1, paragraph 34(g) of Commandant Instruction M16475.1C, this rule is categorically excluded from further environmental documentation.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reports and recordkeeping requirements, Security measures, Waterways.

Temporary Regulations: For the reasons discussed in the preamble, the Coast Guard amends 33 CFR Part 165, as follows:

PART 165—[AMENDED]

1. The authority citation for Part 165 continues to read as follows:

Authority: 33 U.S.C. 1231; 50 U.S.C. 191; and 33 CFR 1.05–1(g), 6.04–1, 6.04–6, and 160.5; and 49 CFR 1.46.

2. A new temporary § 165.T07–098 is added to read as follows:

§ 165.T07–098 Safety Zone; Savannah, GA.

(a) *Regulated Area:* A temporary fixed safety zone is established within the area outlined by a 100 yard radius extending from the Southern Natural Gas dock at Elba Island (32°05′24″N, 80°59′48″W). All coordinates referenced use NAD 83.

(b) *Regulations.* In accordance with the general regulations in § 165.23 of this part, all vessels are prohibited from anchoring or transiting in the safety zone unless specifically authorized by the Captain of the Port Savannah, GA.

(c) *Dates.* This regulation becomes effective at 8:50 p.m. on September 21, 2000 and will remain in effect until 11:30 p.m. on November 15, 2000.

Dated: September 21, 2000.

J.L. McDonald,

U.S. Coast Guard, Captain of the Port Savannah.

[FR Doc. 00–28058 Filed 11–1–00; 8:45 am]

BILLING CODE 4910–15–P

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 165

[CGD 07–00–091]

RIN 2115–AA97

Security Zone; Coastal Waters Adjacent to Florida

AGENCY: Coast Guard, DOT.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard, after consultation with the Department of Justice, established a security zone, restricting operation of certain vessels within the internal waters and territorial seas of the United States, adjacent to or within the State of Florida and within the boundaries of the Seventh Coast Guard District. The Coast Guard is revising the security zone to better define enforcement of the zone and the process for applying for a permit to depart the zone. This rule is necessary to provide for the safety of the United States citizens and residents and to prevent threatened disturbances of the international relations of the United States.

DATES: This rule is effective October 13, 2000 and will terminate when the national emergency as declared by the President in Presidential Proclamation No. 6867 terminates. The Coast Guard will publish a separate document in the **Federal Register** announcing termination of this rule.

ADDRESSES: Documents indicated in this preamble as being available in the docket, are part of docket [CGD07–00–091] and are available for inspection or copying at the Seventh Coast Guard District office, 909 SE. First Avenue, Miami, FL, 33131, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Lieutenant Commander Steve Andersen, Seventh Coast Guard District, 909 SE First Avenue, Miami, FL 33131, Phone (305) 415–6950.

SUPPLEMENTARY INFORMATION:

Regulatory Information

We did not publish a notice of proposed rulemaking (NPRM) for this regulation. Under 5 U.S.C. 553(b)(B), the Coast Guard finds that good cause exists for not publishing an NPRM. Further, under 5 U.S.C. 553(d)(3), the Coast Guard finds that good cause exists for making this rule effective less than 30 days after publication in the **Federal Register**.

This rule is based upon a Presidential declaration of a national emergency. Because of recent events discussed below, immediate action is needed to protect the safety of lives and property at sea and to prevent threatened disturbance of the international relations of the United States. Therefore notice and public comment on the rule before the effective date of this rule are, impractical, unnecessary, contrary to the public interest and this rule should be made effective in less than 30 days after publication. Further, because this temporary rule involves the foreign affairs of the United States it is excepted from rulemaking procedures in accordance with 5 USC 553(a)(1).

Background and Purpose

On March 1, 1996, the President of the United States signed Proclamation No. 6867 declaring a national emergency following the February 24, 1996, shooting down of two Brothers to the Rescue aircraft by Cuban armed forces. In the Proclamation, which addressed the disturbances or threatened disturbances of United States international relations, the President authorized the Secretary of Transportation to regulate the anchorage and movement of domestic and foreign vessels. Order No. 96–3–7, signed by the Secretary of Transportation delegated this authority to the Commandant, United States Coast Guard. This authority has been further delegated to the Commander, Seventh Coast Guard District and appropriate Captains of the Port. To secure the rights and obligations of the United States and to protect its citizens and residents from the use of excessive force upon them by foreign powers, the Coast Guard on March 8, 1996 (61 FR 9348) pursuant to its regulatory authority in 50 USC 191 and as supplemented by the authority delegated to the Secretary of Transportation in the Presidential Proclamation, established a security zone.

This security zone restricted the operation of vessels within the internal waters and territorial seas of the United States, adjacent to or within the coastal waters around southern Florida. This security zone prohibited private, noncommercial vessels less than 50 meters in length from departing the security zone with the intent to enter Cuban territorial waters, absent express authorization from the Captain of the Port (COTP).

On May 14, 1997 (62 FR 26390) the Coast Guard published a temporary rule revising the security zone by additional security measures that prohibit a similar class of vessels from getting underway in or departing the security zone with the intent to enter Cuban territorial waters without express authorization from the COTP. Additionally, under the revised security zone, commercial vessels less than 50 meters in length became subject to the same restrictions as private, noncommercial vessels less than 50 meters in length.

On July 17, 1998 (63 FR 38476) the Coast Guard published a temporary rule again revising the security zone by expanding its geographic scope to the Florida peninsula, encompassing all of the internal waters and territorial seas of the United States adjacent to or within the State of Florida and within the boundaries of the Seventh Coast Guard District.

Discussion of Rule

This temporary rule further amends the security zone by providing streamlined procedures and timing guidelines for processing requests to depart the security zone. The Coast Guard shall have ten (10) calendar days from the receipt of the application to decide whether an application for written authorization will be granted or denied. Upon notification by the Coast Guard that an application has been denied, the applicant has three (3) business days in which to request a written denial notification. If such a request is made within the three (3) business days after the Coast Guard's notice of denial, the Coast Guard has fifteen (15) calendar days to provide specific, written reasons stating the basis for the denial. This amendment clarifies the procedure to be used by the Coast Guard in the handling of applications and the acceptance or denial of such applications for vessels in the security zone.

This temporary rule will also amend the security zone by adding the word ''reasonable'' to more accurately define the ''articulable basis'' standard for requesting verbal assurances that a vessel will not enter Cuban territorial waters. Officials must have a reasonable articulable basis to require a verbal assurance from a vessel owner that the vessel will not enter Cuban territorial waters, as a condition for a vessel to get underway from within the security zone, or depart from the security zone.

Finally, this temporary rule adds a new provision that states that the failure of a vessel master, owner or person in charge of a vessel within the security zone, including all auxiliary vessels, to provide requested verbal assurances shall not be used as the sole basis for seizing the vessel for forfeiture under the security zone.

Regulatory Evaluation

This rule is not a ''significant regulatory action'' under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that Order. The Office of Management and Budget has not reviewed it under that Order. It is not ''significant'' under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040, February 26, 1979). This rule is based upon a Presidential declaration of a national emergency. Further, these revisions to the rule seek to clarify the procedures, rights, and duties under the security zone.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601–612), we considered whether this rule would have a significant economic impact on a substantial number of small entities. The term ''small entities'' comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000.

The Coast Guard certifies under 5 U.S.C. 605(b) that this rule will not have a significant economic impact on a substantial number of small entities. This rule will affect the following entities, some of which may be small entities: the owners or operators of vessels intending to depart the security zone with the intent to enter Cuban territorial waters. However, this rule will not have a significant economic impact on a substantial number of small entities because it contains provisions to obtain authorization to depart the security zone.

Assistance for Small Entities

Under section 213(a) of the Small Business Regulatory Enforcement

Fairness Act of 1996 (Pub. L. 104–121), we will assist small entities in understanding the rule so that they could better evaluate its effects on them and participate in the rulemaking process. If the rule will affect your small business, organization, or government jurisdiction and you have questions concerning its provisions or options for compliance, please contact the person listed under **FOR FURTHER INFORMATION CONTACT** for assistance in understanding this rule.

Small businesses may send comments on the actions of Federal employees who enforce, or otherwise determine compliance with, Federal regulations to the Small Business and Agriculture Regulatory Enforcement Ombudsman and the Regional Small Business Regulatory Fairness Boards. The Ombudsman evaluates these actions annually and rates each agency's responsiveness to small business. If you wish to comment on actions by employees of the Coast Guard, call 1–888–REG–FAIR (1–888–734–3247).

Collection of Information

This rule calls for no new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

Federalism

We have analyzed this rule under Executive Order 13132 and have determined that this rule does not have implications for federalism under that Order.

Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) governs the issuance of Federal regulations that require unfunded mandates. An unfunded mandate is a regulation that requires a State, local, or tribal government or the private sector to incur direct costs without the Federal Government's having first provided the funds to pay those unfunded mandate costs. This rule will not impose an unfunded mandate.

Taking of Private Property

This rule will not effect a taking of private property or otherwise have taking implications under E.O. 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

Civil Justice Reform

This rule meets applicable standards in sections 3(a) and 3(b)(2) of E.O. 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

Protection of Children

We have analyzed this rule under E.O. 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and does not concern an environmental risk to health or risk to safety that may disproportionately affect children.

Environment

The Coast Guard considered the environmental impact of this rule and concluded that under figure 2–1, of Commandant Instruction M16475.lC, this rule is categorically excluded from further environmental documentation.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Security measures and waterways.

In consideration of the foregoing, the Coast Guard amends 33 CFR Part 165 as follows:

1. The authority citation for part 165 continues to read as follows:

Authority: 33 USC 1231; 50 USC 191; 33 CFR 1.05–1(g), 6.04–1, 6.04–6, and 160.5; 49 CFR 1.46.

2. In § 165.T07–013 revise paragraphs (c)(2) and (c)(3) to read as follows:

§ 165.T07–013 Security Zone : Internal waters and territorial seas adjacent to the Florida peninsula.

* * * * *

(c) * * *

(2)(i) Non-public vessels less than 50 meters (165 feet) in length and persons on board those vessels may not get underway from a berth, pier, mooring or anchorage in the security zone, or depart the security zone, with the intent to enter Cuban territorial waters without express written authorization from one of the following officials or their designees: Commander, Seventh Coast Guard District; the Captain of the Port Miami; the Captain of Port Tampa; or the Captain of the Port of Jacksonville. Upon receiving a request for written authorization, the aforementioned officials shall have ten (10) calendar days from the receipt of the application, to decide whether an application for written authorization shall be granted or denied. Upon notification by the aforementioned officials that the application has been denied, the applicant has three (3) business days in which to request a written denial notification. If such a request is made within three (3) business days after the Coast Guard's notice of denial, the aforementioned officials have fifteen (15) calendar days to provide specific, written reasons stating the basis for denial. The aforementioned officials may issue orders to control the movement of vessels to which this section applies.

(ii) Applications for permission to depart the security zone with the intent of entering Cuban territorial waters may be obtained by writing or calling Commander (oi), Seventh Coast Guard District, 909 SE First Avenue, Miami, FL 33131, phone (305) 415–6920. The completed application may be returned via mail, or facsimile to (305) 415–6925. Further, applications may be obtained from the following U.S. Coast Guard units: Marine Safety Office Miami, 100 MacArthur Causeway, Miami, FL 33139, ph. (305) 536–5693; Marine Safety Office Tampa, 155 Columbia Drive, Tampa, FL 33606, ph. (813) 228–2195; Marine Safety Office Jacksonville, 7820 Arlington Expy., Suite 400, Jacksonville, FL 32211, ph. (904) 232–2640; Coast Guard Group Key West, Florida, ph. (305) 292–7500.

(3) Where there is a reasonable, articulable basis to believe a vessel to which this section applies intends to enter Cuban territorial waters, an official referenced in paragraph (c)(2) of this section may require the master, owner, or person in charge of a vessel within the security zone, including all auxiliary vessels, to provide verbal assurance that the vessel will not enter Cuban territorial waters as a condition for a vessel to get underway from a berth, pier, mooring, or anchorage in the security zone, or depart from the security zone. The failure of a vessel master, owner, or person in charge of a vessel within the Security Zone, including all auxiliary vessels, to provide requested verbal assurances shall not be used as the sole basis for seizing the vessel for forfeiture under the Security Zone. In addition, an official referenced in paragraph (c)(2) may require the master, owner, or person in charge of the vessel to identify all persons on board the vessel and provide verbal assurances that all persons on board have received actual notice of the regulations in this section.

* * * * *

Dated: October 13, 2000.

G.W. Sutton,

Captain, U.S Coast Guard, Acting Commander, Seventh Coast Guard District.

[FR Doc. 00–28057 Filed 11–01–00; 8:45 am]

BILLING CODE 4910–15–P

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 165

[COTP Southeast Alaska; 00–016]

RIN 2115–AA97

Safety Zone; Wrangell Narrows, Petersburg, AK

AGENCY: Coast Guard, DOT.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a temporary safety zone around the barge SWINIMOSH which will be conducting blasting/dredging operations along the navigable waters of Wrangell Narrows Shipping Channel, Petersburg, Alaska. This safety zone will require periodic complete channel closures to all vessel traffic transiting the channel as necessary for the barge SWINIMOSH to conduct operations. This safety zone is needed to protect maritime vessels transiting the area from the potential hazards associated with the blasting/dredging operations conducted by the barge SWINIMOSH.

DATES: This temporary final rule becomes effective at 12:01 a.m. November 2, 2000 and terminates at 12:01 a.m. December 16, 2000.

ADDRESSES: Documents as indicated in this preamble are available for inspection or copying at U.S. Coast Guard, Marine Safety Office, 2760 Sherwood Lane, Suite 2A, Juneau, Alaska between 8 a.m. and 3 p.m., Monday through Friday, except Federal holidays. The telephone number is (907) 463–2450.

FOR FUTHER INFORMATION CONTACT: Lieutenant Cecil McNutt Jr., Chief Port Operations Department, U.S. Coast Guard Marine Safety Office Juneau, (907) 463–2470.

SUPPLEMENTARY INFORMATION:

Regulatory History

A notice of proposed rulemaking (NPRM) was not published for this regulation. In keeping with requirements of 5 U.S.C. 553(B), the Coast Guard finds a good cause exists for not publishing a NPRM. Application for the blasting operations was not received by the Marine Safety Office Juneau until October 9, 2000. The operations are scheduled to commence November 2, 2000; thus time to publish a NPRM is inadequate for this regulation. In keeping with requirements of 5 U.S.C. 553 (d)(3), the Coast Guard also finds that good cause exists for making this regulation effective less than 30 days after publication in the **Federal Register**. Publication of a NPRM and delay of the effective date would be contrary to the public interest because immediate action is necessary to protect the safety of the maritime vessel traffic in the vicinity of the blasting operation.

Background and Purpose

The U.S. Army Corps of Engineers through its contractor Western Marine Construction, Inc will be conducting blasting/dredging operations on portions of Wrangell Narrows Shipping Channel for the Wrangell Narrows Project (ACOE project number DACW85–00–C–0015). This dredging project is necessary to maintain safe navigation within the Wrangell Narrows Shipping Channel. A 500-yard safety zone around the barge SWINIMOSH along with periodic complete channel closures is needed to protect the safety of the maritime vessel traffic from the potential hazards associated with blasting/dredging operations.

The blasting operations will begin 12:01 a.m. 02 November 2000, and will last until 12:01 a.m. 16 December 2000. This safety zone is necessary to protect the maritime public from the potential hazards associated with the blasting/dredging operations.

Regulatory Evaluation

This temporary rule is not a significant regulatory action under section 3(f) of the Executive Order 12866 and does not require an assessment of potential costs and benefits under sections 6(a)(3) of that Order. It has been exempted from review by the Office of Management and Budget under that Order. It is not significant under the regulatory policies and procedures of the Department of Transportation (DOT) (44FR 11040; February 26, 1979). The Coast Guard expects the economic impact of this proposal to be so minimal that a full Regulatory Evaluation under paragraph 10(e) of the regulatory policies and procedures of DOT is unnecessary.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Coast Guard must consider whether this rule will have a significant impact on a substantial number of small businesses and not-for-profit organizations that are not dominant in their respective fields, and governmental jurisdictions with populations less than 50,000. For the same reasons set forth in the above Regulatory Evaluation, the Coast Guard certifies under Section 605 (b) of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) that this temporary final rule will not have a significant economic impact on a substantial number of small entities.

Assistance for Small Entities

In accordance with Sec. 213 (a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), the Coast Guard wants to assist small entities in understanding this rule so that they can better evaluate its effects on them and participate in the rulemaking process. If your small business or organization is affected by this rule and you have questions concerning its provisions or options for compliance, please contact the office listed in **ADDRESSES** in this preamble.

Collection of Information

This rule contains no information collection requirements under the Paperwork Reduction Act of 1995 (44 US.C. 3501 *et seq.*).

Federalism

The Coast Guard has analyzed this temporary final rule under the principles and criteria contained in Executive Order 13132 and has determined that this temporary final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

Environment

The Coast Guard considered the environmental impact of this temporary final rule and concluded that, under figure 2–1, paragraph (34)(g), of Commandant Instruction M16475.1C, this temporary final rule is categorically excluded from further environmental documentation. A ''Categorical Exclusion Determination'' is available in the docket for inspection or copying where indicated under **ADDRESSES.**

Unfunded Mandates

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) and E.O. 12875, Enhancing the Intergovernmental Partnership, (58 FR 58093; October 28, 1993) govern the issuance of Federal regulations that require unfunded mandates. An unfunded mandate is a regulation that requires a State, local, or tribal government or the private sector to incur direct costs without the Federal Government's having first provided the funds to pay those costs. This rule will not impose an unfunded mandate.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, Waterways.

For the reasons set out in the preamble, the Coast Guard amends 33 CFR Part 165 as follows:

PART 165—[AMENDED]

1. The authority citation for Part 165 continues to read as follows:

Authority: 33 U.S.C. 1231: 50 U.S.C. 191; 33 CFR 1.05–1(g), 6.04–1, 6.04–6, and 160.5; 49 CFR 1.46.

2. A new temporary § 165.T17–SEAK–016 is added to read as follows:

§ 165.T17–SEAK–016 Wrangell Narrows Channel, Petersburg , Alaska-Safety Zone.

(a) *Location.* The following area is a temporary safety zone: The waters within a 500 yard radius of the barge SWINIMOSH while engaged in blasting/dredging operations to include periodic complete channel closures in Wrangell Narrows Shipping Channel, Petersburg AK from Point Lockwood Rock, Lighted Marker #1 (LL #22845), 56°34.0' N, 132°58.1' W to Rock Point, Lighted Marker #40 (LL #23070), 56°40.3' N, 132°56.1' W.

(b) *Effective dates.* This regulation becomes effective at 12:01 a.m. November 2, 2000 and terminates at 12:01 a.m. December 16, 2000.

(c) *Regulations.* In accordance with the general regulations in § 165.23 of this part, entry into, transit through, or anchoring within this safety zone is prohibited except as authorized by the Captain of the Port-Southeast Alaska. The attending tug WALDO will be standing by on channel 16 and 13 for traffic advisory. All approaching vessel traffic must contact the tug WALDO prior to transiting the channel.

Dated: 17 October 2000.

R.C. Lorigan,

Captain, U.S. Coast Guard, Captain of the Port, Southeast Alaska.

[FR Doc. 00–28056 Filed 11–1–00; 8:45 am]

BILLING CODE 4910–15–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[Docket No. 000426114-0114-01; I.D. 101700E]

Fisheries of the Northeastern United States; Spiny Dogfish Fishery; Commercial Quota Harvested for Period 2

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

ACTION: Closure; commercial quota for period 2.

SUMMARY: NMFS announces that the spiny dogfish commercial quota available in Period 2 to the coastal states from Maine through Florida has been harvested. Therefore, the spiny dogfish fishery will remain closed and commercial vessels may not land spiny dogfish from Maine through Florida through April 24, 2001. Regulations governing the spiny dogfish fishery require publication of this notification to advise the coastal states from Maine through Florida that the quota has been harvested and to advise vessel permit holders and dealer permit holders that no commercial quota is available for landing spiny dogfish in these states.

DATES: Effective November 1, 2000, 0001 hrs, local time, through April 24, 2001, 2400 hrs, local time.

FOR FURTHER INFORMATION CONTACT: David M. Gouveia, Fishery Policy Analyst, at (978) 281-9280.

SUPPLEMENTARY INFORMATION: Regulations governing the spiny dogfish fishery are found at 50 CFR part 648. The regulations require annual specification of a commercial quota, which is allocated into two quota periods based upon percentages of the annual quota. The period 1 commercial quota (May through October) is distributed to the coastal states from Maine through Florida as described in § 648.230.

The initial total commercial quota for spiny dogfish for the 2000 fishing year was set equal to 4,000,000 lb (1,814 mt) (65 FR 25887, May 4, 2000). The commercial quota is allocated into two periods (May 1 through October 31, and November 1 through April 30), with trip limits intended to preclude directed fishing. Quota period 1 was allocated 2,316,000 lb (1,050 mt) and quota period 2 was allocated 1,684,000 lb (764 mt) of the commercial quota, respectively.

Section 648.231 requires the Administrator, Northeast Region, NMFS (Regional Administrator) to monitor the commercial spiny dogfish quota for each quota period and, based upon dealer reports, state data, and other available information, to determine when the commercial quota has been harvested. NMFS is required to publish a notification in the Federal Register advising and notifying commercial vessels and dealer permit holders that, effective upon a specific date, the spiny dogfish commercial quota has been harvested and no commercial quota is available for landing spiny dogfish for the remainder of a given quota period.

Based on dealer reports and other available information, the Regional Administrator closed quota period 1 on August 1, 2000 (65 FR 46877, August 1, 2000). However, due to state management actions that were inconsistent with the Federal quota, spiny dogfish landings have already exceeded the annual quota for the entire 2000 fishing year. Therefore, the Regional Administrator is announcing that the 2000 commercial period 2 quota for spiny dogfish has been harvested and the commercial spiny dogfish fishery will remain closed for the remainder of the fishing year.

Section 648.4(b) provides that Federal spiny dogfish permit holders agree, as a condition of the permit, not to land spiny dogfish in any state after NMFS has published notification in the **Federal Register** that the commercial quota for the period has been harvested and that no commercial quota for the spiny dogfish fishery is available. The Regional Administrator has determined that period 2 for spiny dogfish no longer has commercial quota available. Therefore, effective 0001 hrs local time, November 1, 2000, landings of spiny dogfish in coastal states from Maine through Florida by vessels holding commercial Federal fisheries permits are prohibited through April 24, 2001, 2400 hrs local time. The fishing year 2001 quota period 1 for commercial spiny dogfish harvest will open on May 1, 2001. Effective November 1, 2000, federally permitted dealers are also advised that they may not purchase spiny dogfish from federally permitted spiny dogfish permit holders that land in coastal states from Maine through Florida for quota period 2 (through April 24, 2001).

Classification

This action is required by 50 CFR part 648 and is exempt from review under Executive Order 12866.

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

Dated: October 26, 2000.

Bruce C. Morehead,

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

[FR Doc. 00–28054 Filed 11–1–00; 8:45 am]

BILLING CODE 3510–22–S

Proposed Rules

Federal Register
Vol. 65, No. 213
Thursday, November 2, 2000

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 929

[Docket No. FV00–929–5 PR]

Cranberries Grown in the States of Massachusetts, et al.; Increased Assessment Rate

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Proposed rule.

SUMMARY: This rule would increase the assessment rate established for the Cranberry Marketing Committee (Committee) for the 2000–2001 and subsequent fiscal periods from $0.06 to $0.08 per barrel of cranberries acquired by handlers. The Committee locally administers the Federal marketing order which regulates the handling of cranberries grown in the production area. Authorization to assess cranberry handlers enables the Committee to incur expenses that are reasonable and necessary to administer the program. The fiscal period began September 1 and ends August 30. The assessment rate would remain in effect indefinitely unless modified, suspended, or terminated.

DATES: Comments must be received by November 17, 2000.

ADDRESSES: Interested persons are invited to submit written comments concerning this rule. Comments must be sent to the Docket Clerk, Fruit and Vegetable Programs, AMS, USDA, room 2525–S, P.O. Box 96456, Washington, DC 20090–6456; Fax: (202) 720–5698; or E-mail: moab.docketclerk@usda.gov. Comments should reference the docket number and the date and page number of this issue of the **Federal Register** and will be available for public inspection in the Office of the Docket Clerk during regular business hours or can be viewed at: http://www.ams.usda.gov/fv/moab.html.

FOR FURTHER INFORMATION CONTACT: Patricia A. Petrella or Kenneth G. Johnson, DC Marketing Field Office, Fruit and Vegetable Programs, AMS, USDA, Suite 2A04, Unit 155, 4700 River Road, Riverdale, Maryland 20737, telephone: (301) 734–5243; Fax: (301) 734–5275; or George Kelhart, Technical Advisor, Marketing Order Administration Branch, Fruit and Vegetable Programs, AMS, USDA, room 2525–S, P.O. Box 96456, Washington, DC 20090–6456; telephone: (202) 720–2491, Fax: (202) 720–5698.

Small businesses may request information on complying with this regulation by contacting Jay Guerber, Marketing Order Administration Branch, Fruit and Vegetable Programs, AMS, USDA, P.O. Box 96456, room 2525–S, Washington, DC 20090–6456; telephone: (202) 720–2491, Fax: (202) 720–5698, or E-mail: Jay.Guerber@usda.gov.

SUPPLEMENTARY INFORMATION: This rule is issued under Marketing Order No. 929, as amended (7 CFR part 929), regulating the handling of cranberries grown in Massachusetts, Rhode Island, Connecticut, New Jersey, Wisconsin, Michigan, Minnesota, Oregon, Washington, and Long Island in the State of New York, hereinafter referred to as the ''order.'' The marketing order is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), hereinafter referred to as the ''Act.''

The Department of Agriculture (Department) is issuing this rule in conformance with Executive Order 12866.

This rule has been reviewed under Executive Order 12988, Civil Justice Reform. Under the marketing order now in effect, cranberry handlers are subject to assessments. Funds to administer the order are derived from such assessments. It is intended that the assessment rate as issued herein would be applicable to all assessable cranberries beginning September 1, 2000, and continue until amended, suspended, or terminated. This rule will not preempt any State or local laws, regulations, or policies, unless they present an irreconcilable conflict with this rule.

The Act provides that administrative proceedings must be exhausted before parties may file suit in court. Under section 608c(15)(A) of the Act, any handler subject to an order may file with the Secretary a petition stating that the order, any provision of the order, or any obligation imposed in connection with the order is not in accordance with law and request a modification of the order or to be exempted therefrom. Such handler is afforded the opportunity for a hearing on the petition. After the hearing the Secretary would rule on the petition. The Act provides that the district court of the United States in any district in which the handler is an inhabitant, or has his or her principal place of business, has jurisdiction to review the Secretary's ruling on the petition, provided an action is filed not later than 20 days after the date of the entry of the ruling.

This rule would increase the assessment rate established for the Committee for the 2000–2001 and subsequent fiscal periods for cranberries from $0.06 to $0.08 per barrel of cranberries acquired by handlers.

The cranberry marketing order provides authority for the Committee, with the approval of the Department, to formulate an annual budget of expenses and collect assessments from handlers to administer the program. The members of the Committee are producers of cranberries. They are familiar with the Committee's needs and with the costs for goods and services in their local area and are thus in a position to formulate an appropriate budget and assessment rate. The assessment rate is formulated and discussed in a public meeting. Thus, all directly affected persons have an opportunity to participate and provide input.

For the 1999–2000 fiscal period, the Committee recommended, and the Department approved, an assessment rate that would continue in effect from fiscal period to fiscal period unless modified, suspended or terminated by the Secretary upon recommendation and information submitted by the Committee or other information available to the Secretary.

The assessment rate for the 1999–2000 fiscal period was increased from $0.04 to $0.06 cents per barrel to generate enough funds to cover increased costs due to the industry's oversupply situation. Committee expenses in 1999–2000 were initially estimated at $548,231, but had to be increased to $675,339 to cover additional meeting and other expenses

related to the development of volume regulation for the 2000–2001 season.

At its June 6, 2000, meeting the Committee developed its 2000–2001 budget and assessment rate. In July, the Committee conducted a mail vote and unanimously recommended expenditures of $778,840 and an assessment rate of $.08 per barrel of cranberries. The expenditures and assessment rate were discussed and unanimously reaffirmed at the Committee's August 28, 2000, meeting. A further increase in the assessment rate for 2000–2001 was recommended because the Committee needs additional funds to implement volume regulation and further address the industry's oversupply situation.

The major expenditures recommended by the Committee for the 2000–2001 fiscal period include $223,647 for administration costs, $119,464 for personnel, and $67,500 for Committee meetings. Budgeted expenses for these items in the 1999–2000 budget were $130,358 for administration, $119,807 for personnel, and $81,700 for Committee meetings.

The assessment rate recommended by the Committee was derived by dividing anticipated expenses by expected barrels of cranberries acquired by handlers. Acquisitions for the year are estimated at 6,400,000 barrels which should provide $512,000 in assessment income. Income derived from handler assessments, along with interest income, operating reserves, and funds from the Foreign Agricultural Service for export marketing programs would be adequate to cover budgeted expenses. Any excess funds would be used by the Committee to build up its operating reserve. Funds in the reserve, currently $45,000, would be kept within the approximately one year's operational expenses permitted by the order (§ 929.42(a)).

The proposed assessment rate would continue in effect indefinitely unless modified, suspended, or terminated by the Secretary upon recommendation and information submitted by the Committee or other available information.

Although the assessment rate would be effective for an indefinite period, the Committee would continue to meet prior to or during each fiscal period to recommend a budget of expenses and consider recommendations for modification of the assessment rate. The dates and times of Committee meetings are available from the Committee or the Department. Committee meetings are open to the public and interested persons may express their views at these meetings. The Department would evaluate Committee recommendations and other available information to determine whether modification of the assessment rate is needed. Further rulemaking would be undertaken as necessary. The Committee's 2000–2001 budget and those for subsequent fiscal periods would be reviewed and, as appropriate, approved by the Department.

The Regulatory Flexibility Act and Effects on Small Businesses

Pursuant to requirements set forth in the Regulatory Flexibility Act (RFA), the Agricultural Marketing Service (AMS) has considered the economic impact of this action on small entities. Accordingly, AMS has prepared this initial regulatory flexibility analysis.

The purpose of the RFA is to fit regulatory actions to the scale of business subject to such actions in order that small businesses will not be unduly or disproportionately burdened. Marketing orders issued pursuant to the Act, and rules thereunder, are unique in that they are brought about through group action of essentially small entities acting on their own behalf. Thus, both statutes have small entity orientation and compatibility.

There are approximately 20 handlers of cranberries who are subject to regulation under the order and approximately 1,100 producers of cranberries in the regulated area. Small agricultural service firms, which include handlers, are defined by the Small Business Administration (13 CFR 121.201) as those having annual receipts of less than $5,000,000, and small agricultural producers are defined as those having annual receipts of less than $500,000. The majority of cranberry handlers and producers may be classified as small entities.

The assessment rate for the 1999–2000 fiscal period was increased from $0.04 to $0.06 cents per barrel to generate funds to cover additional expenses resulting from the industry's oversupply situation. Committee expenses in 1999–2000 were initially estimated at $548,231, but had to be increased to $675,339 to cover additional meeting and other expenses related to the development of volume regulation for the 2000–2001 season.

This rule would increase the assessment rate established for the Committee and collected from handlers for the 2000–2001 and subsequent fiscal periods from $0.06 to $0.08 per barrel of cranberries acquired by handlers. The Committee unanimously recommended 2000–2001 expenses of $778,840. The major expenditures recommended by the Committee include $223,647 for administration costs, $119,464 for personnel, and $67,500 for Committee meetings. Budgeted expenses for these items in 1999–2000 were $130,358, $119,807, and $81,700, respectively.

The increased assessment rate was recommended by the Committee because the Department has approved a volume regulation for the 2000–2001 season to help stabilize marketing conditions. The Committee needs additional funds to administer the volume regulation and further address the industry's oversupply situation.

The Committee discussed the alternative of continuing the existing $0.06 per barrel assessment rate, but concluded that the Committee could run out of funds with the implementation of a volume regulation program. The assessment rate recommended by the Committee was derived by dividing anticipated expenses by expected barrels of cranberries acquired by handlers. Acquisitions for the year are estimated at 6,400,000 barrels which should provide $512,000 in assessment income. Income derived from handler assessments, along with interest income, operating reserves, and funds from the Foreign Agricultural Service for export marketing programs would be adequate to cover budgeted expenses. Any excess funds would be used by the Committee to build up its operating reserve. Funds in the reserve, currently $45,000, would be kept within the approximately one year's operational expenses permitted by the order (§ 929.42(a)).

This action would increase the assessment obligation imposed on handlers. Assessments are applied uniformly on all handlers, and some of the costs may be passed on to producers. In addition, the Committee's meetings were widely publicized throughout the cranberry industry and all interested persons were invited to attend the meetings and participate in Committee deliberations on all issues. Like all Committee meetings, all entities, both large and small, were able to express views on this issue. Finally, interested persons are invited to submit information on the regulatory and informational impacts of this action on small businesses.

This action would impose no additional reporting or recordkeeping requirements on either small or large cranberry handlers. As with all Federal marketing order programs, reports and forms are periodically reviewed to reduce information requirements and duplication by industry and public sector agencies.

The Department has not identified any relevant Federal rules that duplicate, overlap, or conflict with this rule.

A small business guide on complying with fruit, vegetable, and specialty crop marketing agreements and orders may be viewed at the following website: http://www.ams.usda.gov/fv/moab.html. Any questions about the compliance guide should be sent to Jay Guerber at the previously mentioned address in the **FOR FURTHER INFORMATION CONTACT** section.

A 15-day comment period is provided to allow interested persons the opportunity to respond to this request for information and comments. Fifteen days is deemed appropriate because: (1) The Committee needs to have sufficient funds to pay its expenses which are incurred on a continuous basis; (2) the 2000–2001 fiscal period began on September 1, 2000, and the order requires that the rate of assessment for each fiscal period apply to all assessable cranberries acquired during such fiscal period; and (3) handlers are aware of this action which was unanimously recommended by the Committee in a mail vote and discussed at a public meeting and is similar to other assessment rate actions issued in past years.

List of Subjects in 7 CFR Part 929

Marketing agreements, Cranberries, Reporting and recordkeeping requirements.

For the reasons set forth in the preamble, 7 CFR part 929 is proposed to be amended as follows:

PART 929—CRANBERRIES GROWN IN THE STATES OF MASSACHUSETTS, RHODE ISLAND, CONNECTICUT, NEW JERSEY, WISCONSIN, MICHIGAN, MINNESOTA, OREGON, WASHINGTON, AND LONG ISLAND IN THE STATE OF NEW YORK

1. The authority citation for 7 CFR part 929 continues to read as follows:

Authority: 7 U.S.C. 601–674.

2. Section 929.236 is revised to read as follows:

§ 929.236 Assessment rate.

On and after September 1, 2000, an assessment rate of $0.08 per barrel is established for cranberries.

Dated: October 27, 2000.

Robert C. Keeney,

Deputy Administrator, Fruit and Vegetable Programs.

[FR Doc. 00–28141 Filed 11–1–00; 8:45 am]

BILLING CODE 3410–02–P

DEPARTMENT OF AGRICULTURE

Rural Housing Service

Rural Business-Cooperative Service

Rural Utilities Service

Farm Service Agency

7 CFR Parts 1930 and 1944

RIN 0575–AC24

Operating Assistance for Off-Farm Migrant Farmworker Projects

AGENCIES: Rural Housing Service, Rural Business-Cooperative Service, Rural Utilities Service, and Farm Service Agency, USDA.

ACTION: Proposed rule.

SUMMARY: The Rural Housing Service (RHS), formerly Rural Housing and Community Development Service (RHCDS), a successor Agency to the Farmers Home Administration (FmHA), proposes to amend its regulations for the Farm Labor Housing (LH) program for off-farm migrant housing projects. This action is taken to implement section 599C(e) of Pub. L. 105–276, enacted October 21, 1998, which amends the Housing Act of 1949 to permit section 521 rental assistance funds to be used as operating assistance in migrant farmworker projects financed under sections 514 or 516. The intended result is to reduce operating costs so that rents may be set at rates that are affordable to low-income migrant farmworkers.

DATES: Written or e-mail comments on this Proposed Rule must be received on or before January 2, 2001 to be assured of consideration.

ADDRESSES: Written comments may be submitted, in duplicate, to the Regulations and Paperwork Management Branch, Attention: Jean Mosley, Rural Development, U.S. Department of Agriculture, Stop 0742, 1400 Independence Avenue SW, Washington, DC 20250–0742. Comments may be submitted via the Internet by addressing them to ''comments@rus.usda.gov'' and must contain the word ''migrant'' in the subject. All written comments will be available for public inspection during normal working hours at 300 E Street, SW, Washington, DC.

FOR FURTHER INFORMATION CONTACT: Linda Armour, Senior Loan Specialist, Multi-Family Housing Processing Division, Rural Housing Service, U.S. Department of Agriculture, Room 5349–South Building, Stop 0781, 1400 Independence Avenue, SW, Washington, DC 20250–0781, telephone (202) 720–1608.

SUPPLEMENTARY INFORMATION:

Classification

This proposed rule has been determined to be not significant for purposes of Executive Order 12886 and, therefore, has not been reviewed by the Office of Management and Budget.

Paperwork Reduction Act

The information collection requirements contained in this regulation have been previously approved by the Office of Management and Budget (OMB) under the provisions of 44 U.S.C. chapter 35 and have been assigned OMB control number 0575-0045, in accordance with the Paperwork Reduction Act of 1995. Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB number. The valid OMB control number assigned to the collection of information in these regulations is displayed at the end of the affected section of the regulation. This rule does not impose any new information collection requirements from those approved by OMB.

Civil Justice Reform

This rule has been reviewed under Executive Order 12988, Civil Justice Reform. In accordance with this rule: (1) All State and local laws and regulations that are in conflict with this rule will be preempted; (2) no retroactive effect will be given to this rule; and (3) administrative proceedings in accordance with 7 CFR part 11 must be exhausted before bringing suit in court challenging action taken under this rule.

Unfunded Mandates Reform Act

Title II of the Unfunded Mandates Reform Act of 1995 (UMRA), Pub. L. 104–4, establishes requirements for Federal agencies to assess the effects of their regulatory actions on State, local, and tribal governments and the private sector. Under section 202 of the UMRA, RHS generally must prepare a written statement, including a cost-benefit analysis, for proposed and final rules with ''Federal mandates'' that may result in expenditures to State, local, or tribal governments, in the aggregate, or to the private sector, of $100 million or more in any one year. When such a statement is needed for a rule, section 205 of the UMRA generally requires RHS to identify and consider a reasonable number of regulatory alternatives and adopt the least costly, more cost-effective or least burdensome

alternative that achieves the objectives of the rule.

This rule contains no Federal mandates (under the regulatory provisions of title II of the UMRA) for State, local, and tribal governments or the private sector. Therefore, this rule is not subject to the requirements of sections 202 and 205 of the UMRA.

National Performance Review

This regulatory action is being taken as part of the National Performance Review program to eliminate unnecessary regulations and improve those that remain in force.

Programs Affected

The affected program is listed in the Catalog of Federal Domestic Assistance under Number 10.405, Farm Labor Housing Loans and Grants.

Intergovernmental Consultation

For the reasons set forth in the Final Rule related Notice to 7 CFR part 3015, subpart V, this program is subject to Executive Order 12372 which requires intergovernmental consultation with State and local officials. RHS has conducted intergovernmental consultation in the manner delineated in RD Instruction 1940–J.

Environmental Impact Statement

This document has been reviewed in accordance with 7 CFR part 1940, subpart G, ''Environmental Program.'' It is the determination of RHS that this action does not constitute a major Federal action significantly affecting the quality of the human environment and in accordance with the National Environmental Policy Act of 1969, Pub. L. 91–190, an Environmental Impact Statement is not required.

Regulatory Flexibility Act

This proposed rule has been reviewed with regard to the requirements of the Regulatory Flexibility Act (5 U.S.C. 601–612). The undersigned has determined and certified by signature of this document that this rule will not have a significant economic impact on a substantial number of small entities since this rulemaking action does not involve a new or expanded program nor does it require any more action on the part of a small business than required of a large entity.

Executive Order 13132, Federalism

The policies contained in this rule do not have any substantial direct effect on States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Nor does this rule impose substantial direct compliance costs on State and local governments. Therefore, consultation with the States is not required.

Background/Discussion

The farm labor housing (LH) program is authorized by title V of the Housing Act of 1949 under section 514 (42 U.S.C. 1484) for loans and section 516 (42 U.S.C. 1486) for grants. The program also has tenant subsidies available through section 521 (42 U.S.C. 1490a).

The LH program finances both ''on-farm'' and ''off-farm'' housing, which may be for either seasonal or year-round occupancy. Occupancy of both types is restricted to United States citizens or legally admitted aliens. On-farm housing loans are made to farmers or farm entities to provide housing for farmworker families employed by the farm. On-farm housing is typically a single-family dwelling and does not include tenant subsidies. Off-farm housing, typically apartment complexes, is open to eligible farmworker households of any farming operation. Rental assistance is available to many tenants of off-farm housing to make rents affordable. Off-farm housing is financed with section 514 loans and section 516 grants to nonprofit organizations and public agencies such as local housing authorities, and with section 514 loans to nonprofit limited partnerships in which the general partner is a nonprofit entity.

Off-farm migrant housing serves farmworkers who perform agricultural work at one or more locations away from their home base throughout the year for periods ranging from a few weeks to several months. The Agency's rental assistance (RA) program is available to assist tenants with housing costs, which is especially critical for migrant farmworkers, who are among the lowest-paid laborers in the workforce. However, the RA program, which provides assistance based on each household's income, is difficult to administer in housing for migrant workers because of the frequent tenant turnover and short periods of occupancy.

Section 599C(e) of Pub. L. 105–276, enacted October 21, 1998, authorizes owners of off-farm migrant housing projects financed under sections 514 or 516 to use section 521 RA funds to provide operating assistance to the project instead of providing individual RA to each household. Operating assistance, by reducing operating costs, allows rents to be set at rates that are affordable to tenants based on the average wages of migrant farmworkers in the area. Tenants will still be required to provide income verification, and household income must be within the very-low or low-income limits to qualify for the reduced operating assistance rents. Owners will be required to provide documentation to the Agency on the incomes of tenants served.

In developing this proposed rule, the Agency conducted an informal teleconference with stakeholders, including nonprofit groups, developers, and Agency staff in States with active migrant farm labor housing programs. Following is a summary of their comments on key issues:

Project Eligibility for the Operating Assistance Program

The statute provides that the operating assistance program may be used by migrant farmworker projects. It does not extend eligibility for the operating assistance program to projects that serve both year-round and migrant workers. Based on a survey of the stakeholders who participated in the teleconference, the Agency's existing properties that serve migrant farmworkers are nearly evenly divided between those that serve migrant workers exclusively and those that serve a mix of year-round and migrant workers. Stakeholders recommended that the Agency pursue a statutory correction to permit operating subsidies for mixed LH projects.

Establishing the Prevailing Incomes of Farmworkers in the Area

The statute stipulates that operating assistance will be provided in an amount that makes rents affordable to migrant farmworkers based on the prevailing incomes of migrant farmworkers in the area. Several possible sources of income data were mentioned, including the Association of Farmworkers and the U.S. Department of Labor. However, most participants felt that the most readily available, current data could be obtained from the Agency's Multi-Family Tenant File System (MTFS).

The MTFS is an automated system used to record household data, including income, to determine the tenant's shelter cost based on 30 percent of adjusted monthly income. It was suggested that existing Agency-financed properties serving migrant workers use the project's prior year MTFS data and new properties use MTFS data for like-type properties in the same or a similar area. After the first year, adjustments would be made to the amount of operating assistance based on the actual income levels of the tenants served and

the year's actual project operating expense figures.

We have incorporated the suggestion to use MTFS data into this rule. The MTFS is a readily available source of income information for migrant farmworkers served by the Agency's LH program. We are especially interested in comments on the use of this data and suggestions for alternative data sources.

Overcrowding

One stakeholder expressed a concern that overcrowding could result if rents are established for the unit rather than based on each household's income. It was suggested that the Agency emphasize the enforcement of occupancy rules to help prevent this situation. We agree with this suggestion and will incorporate it into the guidance provided to Agency staff and owners. Also, the rule will stipulate that households may not exceed the low-income limit to be eligible for the reduced rent. Therefore, if additional wage earners join a household and the household is within the occupancy standards, total household income cannot exceed the low-income limit to be eligible for the reduced rent.

Procedures for Requesting operating Assistance

The majority of stakeholders felt that requests for operating assistance should be submitted on the monthly ''Project Worksheet for Credit and Rental Assistance'', Form RD 1944–29, and netted against the loan payment in the same manner as rental assistance. The Agency has incorporated this suggestion into this proposed rule. Only one stakeholder recommended paying the assistance on an annual basis. We welcome comments on the pros and cons of an annual payment method, which will be taken into consideration in determining whether this option should be included in the final rule.

Participants noted that the operating assistance program would be beneficial for project budgeting purposes, especially for properties that are unoccupied for a portion of the year because of seasonal farm work, if owners are permitted to average the year's projected income and expenses and receive monthly payments throughout the year. We concur, and have included the suggestion in this proposed rule.

Implementation Proposal

When the final rule becomes effective, owners of migrant housing projects with rental assistance contracts may elect to convert to project operating assistance. New applicants for off-farm migrant housing projects will have the option of requesting either rental assistance or operating assistance.

List of Subjects

7 CFR Part 1930

Accounting, Administrative practice and procedure, Grant programs—Housing and community development, Loan programs—Housing and community development, Low and moderate income housing—Rental, Reporting requirements.

7 CFR Part 1944

Farm labor housing, Grant programs—Housing and community development, Loan programs—Housing and community development, Migrant labor, Nonprofit organizations, Public housing, Rent subsidies, Rural housing.

Therefore, chapter XVIII, title 7, Code of Federal Regulations is amended to read as follows:

PART 1930—GENERAL

1. The authority citation for part 1930 continues to read as follows:

Authority: 5 U.S.C. 301, 42 U.S.C. 1480.

Subpart C—Management and Supervision of Multiple Family Housing Borrowers and Grant Recipients

2. Exhibit B of subpart C is amended in paragraph II by adding in alphabetical order the definition of ''Operating assistance'', by adding paragraph IV F, and by revising the first sentence of paragraph XIII C2f(2) to read as follows:

Exhibit B of Subpart C—Multiple Housing Management Handbook

* * * * *

II. Definitions

* * * * *

Operating assistance. Assistance toward the cost of operating off-farm migrant farmworker projects financed under sections 514 or 516. Projects that receive operating assistance may not receive tenant-specific rental assistance (RA). Detailed guidance on the operating assistance program is provided in § 1944.182(b) of this chapter.

* * * * *

IV. Rent Subsidy Opportunities * * *

F. *Operating assistance program.* This is a subsidy program available to off-farm migrant farmworker projects financed under section 514 or section 516. Refer to § 1944.182(b) of this chapter for eligibility requirements and detailed guidance.

* * * * *

XIII. Accounting and Reporting Requirements and Financial Management Analysis

* * * * *

C. *Borrower reporting requirements.* * * *

2. *Management reports and review processes.* * * *

f. *Project worksheets.* * * *

(2). For LH projects, a project worksheet for interest credit and rental or operating assistance, on a form provided by the Agency, will be submitted monthly for projects with tenants who receive RA and for off-farm migrant housing projects that receive operating assistance. * * *

* * * * *

PART 1944—HOUSING

3. The authority citation for part 1944 continues to read as follows:

Authority: 5 U.S.C. 301; 42 U.S.C. 1480.

Subpart D—Farm Labor Housing Loan and Grant Policies, Procedures, and Authorizations

4. Section 1944.153 is amended by adding in alphabetical order definitions to read as follows:

§ 1944.153 Definitions.

* * * * *

Multi-Family Tenant File System (MTFS). The MTFS is an automated system used by the Agency to record household data, including income, to determine the tenant's shelter cost based on 30 percent of adjusted monthly income.

* * * * *

Operating assistance. Assistance toward the cost of operating off-farm labor housing projects serving migrant farmworkers exclusively, financed under sections 514 or 516, that would otherwise be provided to tenants as rental assistance (RA). Detailed guidance on the operating assistance program is provided in § 1944.182(b).

* * * * *

Rental assistance (RA). RA is the portion of a specific tenant's approved shelter cost paid by the Agency and is the difference between the approved shelter cost and the monthly tenant contribution calculated in accordance with exhibit B to subpart C of part 1930 of this chapter.

* * * * *

5. Section 1944.182 is amended by revising the heading, designating the existing text as paragraph (a), and adding a new paragraph (b) to read as follows:

§ 1944.182 Assistance payments under section 521.

* * * * *

(b) Operating assistance may be used in lieu of tenant-specific rental assistance in off-farm labor housing projects financed under section 514 or section 516 of the Housing Act of 1949 that serve migrant farmworkers

exclusively. Owners of eligible projects may choose tenant-specific RA or operating assistance, but may not utilize both programs in the same project. The objective of this program is to provide assistance toward the cost of operating the project so that rents may be set at rates that are affordable to very low and low-income migrant farmworkers.

(1) *Project eligibility requirements.* To be eligible for the operating assistance program, projects must be:

(i) Off-farm labor housing projects financed under section 514 or section 516 serving migrant farmworkers exclusively (projects serving both migrant and year-round farmworker households are *not* eligible); and

(ii) Eligible for the Agency's rental assistance (RA) program as defined in paragraph II B of exhibit E of subpart C of part 1930 of this chapter.

(2) *Tenant eligibility requirements.* To be eligible for operating assistance rents, tenants must meet the RA eligibility requirements of paragraph II A of exhibit E of subpart C of part 1930 of this chapter.

(3) *Operating assistance limits.* The amount of operating assistance requested by the owner must be based on the project's actual income and expenses and must be approved by the Agency. In no instance may the annual amount of operating assistance exceed 90 percent of the project's annual operating costs.

(4) *Owner responsibilities*—(i) *Request for operating assistance program.* Owners of off-farm migrant housing projects may request operating assistance by submitting a request on a form provided by the Agency. The request must include a budget in the format prescribed by the Agency and prepared in accordance with Agency instructions. The budget must include:

(A) Estimated project operating costs, including authorized expenditures such as reserve deposits.

(B) Proposed rental rates to generate sufficient funds for project operating costs, taking into consideration all other sources of project income.

(C) Estimated rental income from tenants, based on a tenant contribution of 30 percent of the average adjusted monthly income of migrant farmworker households in the area. The average adjusted monthly income of migrant farmworker households will be determined as follows:

(*1*) For existing RHS-financed projects that have been in operation for at least one year, owners will use the average adjusted monthly household income for each unit-size (1-, 2-, 3-bedroom, etc.) based on the prior year's Multi-Family Tenant File System (MTFS) data.

(*2*) For new projects, owners will use the average adjusted monthly household income for each unit-size, based on the prior year's MTFS data for a like-type property in the same or similar area, as provided by the Agency. Owners may request authorization to use other reliable income data if available.

(D) Estimated operating assistance, calculated as the difference between estimated project income and estimated project operating costs. The annual amount of operating assistance may not exceed 90 percent of the annual operating costs.

(ii) *Requesting operating assistance payments.* Each month, owners will submit a project worksheet for interest credit and rental or operating assistance on a form provided by the Agency. The amount of operating assistance requested each month will be one-twelfth of the annual amount approved by the Agency.

(iii) *Verifying tenant income eligibility.* Owners are responsible for verifying tenant income in accordance with § 1944.182(a). Only very low or low-income households are eligible for the operating assistance rents. Income-eligible households with incomes above low must pay the full rent.

(iv) *Reporting requirements.*—(A) *Tenant certification.* Owners and tenants will complete a tenant certification, on a form provided by the Agency, to document tenant income and eligibility. Tenant certification forms need not be submitted to the Agency but must be maintained, along with income verifications, for at least 3 years. The tenant files must be available for the Agency's review upon request. The owner will use the income information, along with the project's actual expense figures, to complete the next year's operating assistance request.

(B) *Project worksheet.* Each month, the borrower will submit to the Agency a project worksheet for interest credit and rental or operating assistance on a form provided by the Agency, in accordance with paragraph XIII C2f (2) of exhibit B of subpart C of part 1930 of this chapter.

(C) *Budgets.* Prior to the beginning of the project's fiscal year, owners must submit an annual planning budget in accordance with paragraph XIII C2a of exhibit E of subpart C of part 1930 of this chapter, on a form provided by the Agency. The budget must reflect actual income and expenses for at least 9 months of the current fiscal year and the proposed income and expenses for the coming year. Owners must include a summary report showing the income of tenants served on a form provided by the Agency. If warranted by the actual income of tenants served, a request for rent change should be included, following the guidance in paragraph XIII C2b of exhibit E of subpart C of part 1930 of this chapter. After the first full year of operation, owners will use the actual year-end budget figures to make appropriate adjustments to the amount of operating assistance requested.

Dated: October 20, 2000.

Jill Long Thompson,

Under Secretary, Rural Development.

[FR Doc. 00–27978 Filed 11–1–00; 8:45 am]

BILLING CODE 3410–XV–U

NUCLEAR REGULATORY COMMISSION

10 CFR Part 35

RIN 3150–AF74

Medical Use of Byproduct Material—Speciality Boards and Medical Speciality Boards: Solicitation

AGENCY: Nuclear Regulatory Commission.

ACTION: Solicitation.

SUMMARY: The Nuclear Regulatory Commission (NRC) is beginning a new process to recognize speciality boards and medical speciality boards (whose diplomates would fulfill the training and experience requirements for an authorized medical physicist, authorized nuclear pharmacist, authorized user, and/or a Radiation Safety Officer) by listing the boards on an NRC website instead of including the names of boards in 10 CFR Part 35, ''Medical Use of Byproduct Material.'' The NRC is taking this action in anticipation of a revision to its regulations governing the medical use of byproduct material. Any board that is interested in being recognized by the NRC should submit a letter certifying that its certification process would meet the draft final training and experience requirements for an authorized medical physicist, authorized nuclear pharmacist, authorized user, and/or a Radiation Safety Officer.

DATES: The solicitation process begins November 2, 2000.

ADDRESSES: Documents related to the proposed rule may be examined through September 22, 2000, at the NRC Public Document Room and electronically at http://ruleforum.llnl.gov. Beginning September 25, 2000, the NRC Public Document Room will be located at 11555 Rockville Pike, Rockville, MD.

FOR FURTHER INFORMATION CONTACT: Sam Jones, Office of Nuclear Material Safety

and Safeguards, Nuclear Regulatory Commission, Washington, DC 20555–0001, (301) 415–6198, e-mail SZJ@nrc.gov.

SUPPLEMENTARY INFORMATION:

I. Discussion

The NRC is in the final stages of revising its medical use regulations in 10 CFR Part 35, ''Medical Use of Byproduct Material.'' The proposed rule revising Part 35 was published August 13, 1998 (63 FR 43516). It is anticipated that the Commission will publish the final rule in the **Federal Register** in Spring 2001 with an effective date 6 months after publication. As part of this revision, the regulatory text would not include the names of the specific boards whose diplomates automatically fulfill the training and experience requirements for an authorized medical physicist, authorized nuclear pharmacist, authorized user and a Radiation Safety Officer. Rather, the NRC will recognize certification boards that require individuals to complete the training and experience requirements specified in the regulatory text. This change is being made to eliminate the need for a rulemaking each time a board is added or deleted. Once recognized, the board's name will be placed on the list of recognized boards to be maintained on the NRC website. NRC expects to begin listing the names of boards on an NRC website prior to the effective date of the final rule.

This document serves as notification to all speciality boards of NRC's intent to initiate the recognition process immediately. If any board is interested in being recognized by the NRC, the board should submit a letter to Dr. Donald A. Cool, Director, Office of Nuclear Material Safety and Safeguards, Nuclear Regulatory Commission, Washington, DC 20555–0001. The letter should list each training and experience section of the rule for which the board believes that their diplomates should be deemed to have met the requirements. Section II and Section III of the **SUPPLEMENTARY INFORMATION** should assist a board in preparing its letter. Section II lists all training requirements for which NRC plans to recognize board certification as meeting the requirements. Section III is a copy of the draft final regulatory text that lists the training and experience criteria for an authorized medical physicist, authorized nuclear pharmacist, authorized user and a Radiation Safety Officer.

The board's letter should clearly state that an individual must have completed the training and experience required by a particular section prior to receiving board certification. For example, if a board would like to be recognized under 10 CFR 35.390. ''Training for use of unsealed byproduct material for which a written directive is required,'' the letter should state: *''(the name of the organization)* has reviewed 10 CFR 35.390 and has determined that our certification process requires an individual to meet all the requirements in paragraph (b) of this section prior to being certified by our board.'' The letter should be dated and signed by the chief executive of the board.

II. Training Requirements for Which NRC Plans To Recognize Board Certification

The following are the titles of the specific sections in the draft final regulations that contain the specific training and experience requirements for a Radiation Safety Officer, an authorized medical physicist, authorized nuclear pharmacist, and authorized user:

35.50 Training for Radiation Safety Officer.
35.51 Training for an authorized medical physicist.
35.55 Training for an authorized nuclear pharmacist.
35.190 Training for uptake, dilution, and excretion studies.
35.290 Training for imaging and localization studies.
35.390 Training for use of unsealed byproduct material for which a written directive is required.
35.392 Training for the oral administration of sodium iodide I–131 requiring a written directive in quantities less than or equal to 1.22 Gigabecquerels (33 millicuries).
35.394 Training for the oral administration of sodium iodide I–131 requiring a written directive in quantities greater than 1.22 Gigabecquerels (33 millicuries).
35.490 Training for use of manual brachytherapy sources.
35.491 Training for ophthalmic use of strontium-90.
35.590 Training for use of sealed sources for diagnosis.
35.690 Training for use of remote afterloader units, teletherapy units, and gamma stereotactic radiosurgery units.

III. Draft Final Regulatory Text—Training and Experience

This section contains draft final regulatory text for the sections listed under section II. This regulatory text is presented here for use by boards that are interested in being recognized by NRC.

Section 35.50 Training for Radiation Safety Officer

Except as provided in § 35.57, the licensee shall require an individual fulfilling the responsibilities of the Radiation Safety Officer as provided in § 35.24 to be an individual who—

(a) Is certified by a specialty board whose certification process includes all of the requirements in paragraph (b) of this section and whose certification has been recognized by the Commission or an Agreement State; or

(b)(1) Has completed a structured educational program consisting of both:

(i) 200 hours of didactic training in the following areas—

(A) Radiation physics and instrumentation;

(B) Radiation protection;

(C) Mathematics pertaining to the use and measurement of radioactivity;

(D) Radiation biology; and

(E) Radiation dosimetry; and

(ii) One year of full-time radiation safety experience under the supervision of the individual identified as the Radiation Safety Officer on a Commission or Agreement State license that authorizes similar type(s) of use(s) of byproduct material involving the following—

(A) Shipping, receiving, and performing related radiation surveys;

(B) Using and performing checks for proper operation of instruments used to determine the activity of dosages, survey meters, and instruments used to measure radionuclides;

(C) Securing and controlling byproduct material;

(D) Using administrative controls to avoid mistakes in the administration of byproduct material;

(E) Using procedures to prevent or minimize radioactive contamination and using proper decontamination procedures;

(F) Using emergency procedures to control byproduct material; and

(G) Disposing of byproduct material; and

(2) Has obtained written certification, signed by a preceptor Radiation Safety Officer, that the individual has satisfactorily completed the requirements in paragraph (b)(1) of this section and has achieved a level of radiation safety knowledge sufficient to function independently as a Radiation Safety Officer for a medical use licensee; or

(c) Is an authorized user, authorized medical physicist, or authorized nuclear pharmacist identified on the licensee's license and has experience with the radiation safety aspects of similar types of use of byproduct material for which the individual has Radiation Safety Officer responsibilities.

Section 35.51 Training for an authorized medical physicist

The licensee shall require the authorized medical physicist to be an individual who—

(a) Is certified by a specialty board whose certification process includes all of the training and experience requirements in paragraph (b) of this section and whose certification has been recognized by the Commission or an Agreement State; or

(b)(1) Holds a master's or doctor's degree in physics, biophysics, radiological physics, medical physics, or health physics and has completed 1 year of full-time training in therapeutic radiological physics and an additional year of full-time work experience under the supervision of an individual who meets the requirements for an authorized medical physicist at a medical institution

that includes the tasks listed in §§ 35.67, 35.433, 35.632, 35.633, 35.635, 35.642, 35.643, 35.645, and 35.652, as applicable; and

(2) Has obtained written certification that the individual has satisfactorily completed the requirements in paragraph (b)(1) of this section and has achieved a level of competency sufficient to function independently as an authorized medical physicist for each type of therapeutic medical unit for which the individual is requesting authorized medical physicist status. The written certification must be signed by a preceptor authorized medical physicist who meets the requirements in § 35.51 or equivalent Agreement State requirements for an authorized medical physicist for each type of therapeutic medical unit for which the individual is requesting authorized medical physicist status.

Section 35.55 Training for an authorized nuclear pharmacist

The licensee shall require the authorized nuclear pharmacist to be a pharmacist who—

(a) Is certified as a nuclear pharmacist by a specialty board whose certification process includes all of the requirements in paragraph (b) of this section and whose certification has been recognized by the Commission or an Agreement State; or

(b)(1) Has completed 700 hours in a structured educational program consisting of both:

(i) Didactic training in the following areas—

(A) Radiation physics and instrumentation;

(B) Radiation protection;

(C) Mathematics pertaining to the use and measurement of radioactivity;

(D) Chemistry of byproduct material for medical use; and

(E) Radiation biology; and

(ii) Supervised practical experience in a nuclear pharmacy involving—

(A) Shipping, receiving, and performing related radiation surveys;

(B) Using and performing checks for proper operation of instruments used to determine the activity of dosages, survey meters, and, if appropriate, instruments used to measure alpha- or beta-emitting radionuclides;

(C) Calculating, assaying, and safely preparing dosages for patients or human research subjects;

(D) Using administrative controls to avoid medical events in the administration of byproduct material; and

(E) Using procedures to prevent or minimize radioactive contamination and using proper decontamination procedures; and

(2) Has obtained written certification, signed by a preceptor authorized nuclear pharmacist, that the individual has satisfactorily completed the requirements in paragraph (b)(1) of this section and has achieved a level of competency sufficient to function independently as an authorized nuclear pharmacist.

Section 35.190 Training for uptake, dilution, and excretion studies

Except as provided in § 35.57, the licensee shall require an authorized user of unsealed byproduct material for the uses authorized under § 35.100 to be a physician who—

(a) Is certified by a medical specialty board whose certification process includes all of the requirements in paragraph (c) of this section and whose certification has been recognized by the Commission or an Agreement State; or

(b) Is an authorized user under §§ 35.290 or 35.390 or equivalent Agreement State requirements; or

(c)(1) Has completed 60 hours of training and experience in basic radionuclide handling techniques applicable to the medical use of unsealed byproduct material for uptake, dilution, and excretion studies; the training and experience must include—

(i) Classroom and laboratory training in the following areas—

(A) Radiation physics and instrumentation;

(B) Radiation protection;

(C) Mathematics pertaining to the use and measurement of radioactivity;

(D) Chemistry of byproduct material for medical use; and

(E) Radiation biology; and

(ii) Work experience, under the supervision of an authorized user who meets the requirements in § 35.190, § 35.290, or § 35.390 or equivalent Agreement State requirements, involving —

(A) Ordering, receiving, and unpacking radioactive materials safely and performing the related radiation surveys;

(B) Calibrating instruments used to determine the activity of dosages and performing checks for proper operation of survey meters;

(C) Calculating, measuring, and safely preparing patient or human research subject dosages;

(D) Using administrative controls to prevent a medical event involving the use of unsealed byproduct material;

(E) Using procedures to contain spilled byproduct material safely and using proper decontamination procedures; and

(F) Administering dosages of radioactive drugs to patients or human research subjects; and

(2) Has obtained written certification, signed by a preceptor authorized user who meets the requirements in §§ 35.190, 35.290, or 35.390 or equivalent Agreement State requirements, that the individual has satisfactorily completed the requirements in paragraph (c)(1) of this section and has achieved a level of competency sufficient to function independently as an authorized user for the medical uses authorized under § 35.100.

Section 35.290 Training for imaging and localization studies

Except as provided in § 35.57, the licensee shall require an authorized user of unsealed byproduct material for the uses authorized under § 35.200 to be a physician who—

(a) Is certified by a medical specialty board whose certification process includes all of the requirements in paragraph (c) of this section and whose certification has been recognized by the Commission or an Agreement State; or

(b) Is an authorized user under § 35.390 or equivalent Agreement State requirements; or

(c)(1) Has completed 700 hours of training and experience in basic radionuclide handling techniques applicable to the medical use of unsealed byproduct material for imaging and localization studies; the training and experience must include, at a minimum—

(i) Classroom and laboratory training in the following areas—

(A) Radiation physics and instrumentation;

(B) Radiation protection;

(C) Mathematics pertaining to the use and measurement of radioactivity;

(D) Chemistry of byproduct material for medical use;

(E) Radiation biology; and

(ii) Work experience, under the supervision of an authorized user, who meets the requirements in §§ 35.290 or 35.390 or equivalent Agreement State requirements, involving—

(A) Ordering, receiving, and unpacking radioactive materials safely and performing the related radiation surveys;

(B) Calibrating instruments used to determine the activity of dosages and performing checks for proper operation of survey meters;

(C) Calculating, measuring, and safely preparing patient or human research subject dosages;

(D) Using administrative controls to prevent a medical event involving the use of unsealed byproduct material;

(E) Using procedures to safely contain spilled radioactive material and using proper decontamination procedures;

(F) Administering dosages of radioactive drugs to patients or human research subjects; and

(G) Eluting generator systems appropriate for preparation of radioactive drugs for imaging and localization studies, measuring and testing the eluate for radionuclidic purity, and processing the eluate with reagent kits to prepare labeled radioactive drugs; and

(2) Has obtained written certification, signed by a preceptor authorized user who meets the requirements in §§ 35.290 or 35.390 or equivalent Agreement State requirements, that the individual has satisfactorily completed the requirements in paragraph (c)(1) of this section and has achieved a level of competency sufficient to function independently as an authorized user for the medical uses authorized under §§ 35.100 and 35.200.

Section 35.390 Training for use of unsealed byproduct material for which a written directive is required

Except as provided in § 35.57, the licensee shall require an authorized user of unsealed byproduct material for the uses authorized under § 35.300 to be a physician who—

(a) Is certified by a medical specialty board whose certification process includes all of the requirements in paragraph (b) of this section and whose certification has been recognized by the Commission or an Agreement State; or

(b)(1) Has completed 700 hours of training and experience in basic radionuclide handling techniques applicable to the medical use of unsealed byproduct material

requiring a written directive; the training and experience must include—

(i) Classroom and laboratory training in the following areas—

(A) Radiation physics and instrumentation;

(B) Radiation protection;

(C) Mathematics pertaining to the use and measurement of radioactivity;

(D) Chemistry of byproduct material for medical use; and

(E) Radiation biology; and

(ii) Work experience, under the supervision of an authorized user who meets the requirements in § 35.390(a), § 35.390(b), or equivalent Agreement State requirements. A supervising authorized user, who meets the requirements in § 35.390(b), must have experience in administering dosages in the same dosage category or categories (*i.e.*, § 35.390(b)(1)(ii)(G)(*1*), (*2*), (*3*), or (*4*)) as the individual requesting authorized user status. The work experience must involve—

(A) Ordering, receiving, and unpacking radioactive materials safely and performing the related radiation surveys;

(B) Calibrating instruments used to determine the activity of dosages, and performing checks for proper operation of survey meters;

(C) Calculating, measuring, and safely preparing patient or human research subject dosages;

(D) Using administrative controls to prevent a medical event involving the use of unsealed byproduct material;

(E) Using procedures to contain spilled byproduct material safely and using proper decontamination procedures;

(F) Eluting generator systems, measuring and testing the eluate for radionuclidic purity, and processing the eluate with reagent kits to prepare labeled radioactive drugs; and

(G) Administering dosages of radioactive drugs to patients or human research subjects involving a minimum of three cases in each of the following categories for which the individual is requesting authorized user status—

(*1*) Oral administration of less than or equal to 1.22 Gigabecquerels (33 millicuries) of sodium iodide I-131;

(*2*) Oral administration of greater than 1.22 Gigabecquerels (33 millicuries) of sodium iodide I-131 [1];

(*3*) Parenteral administration of any beta emitter or a photon-emitting radionuclide with a photon energy less than 150 keV; and/or

(*4*) Parenteral administration of any other radionuclide; and

(2) Has obtained written certification that the individual has satisfactorily completed the requirements in paragraph (b)(1) of this section and has achieved a level of competency sufficient to function independently as an authorized user for the medical uses authorized under § 35.300. The written certification must be signed by a preceptor authorized user who meets the requirements in § 35.390(a), § 35.390(b), or equivalent Agreement State requirements. The preceptor authorized user, who meets the requirements in § 35.390(b), must have experience in administering dosages in the same dosage category or categories (*i.e.*, § 35.390(b)(1)(ii)(G)(*1*), (*2*), (*3*), or (*4*)) as the individual requesting authorized user status.

Section 35.392 Training for the oral administration of sodium iodide I-131 requiring a written directive in quantities less than or equal to 1.22 Gigabecquerels (33 millicuries)

Except as provided in § 35.57, the licensee shall require an authorized user for the oral administration of sodium iodide I-131 requiring a written directive in quantities less than or equal to 1.22 Gigabecquerels (33 millicuries), to be a physician who—

(a) Is certified by a medical specialty board whose certification process includes all of the requirements in paragraph (c) of this section and whose certification has been recognized by the Commission or an Agreement State; or

(b) Is an authorized user under § 35.390(a), § 35.390(b), for uses listed in § 35.390(b)(1)(ii)(G)(*1*) or (*2*), § 35.394, or equivalent Agreement State requirements; or

(c)(1) Has successfully completed 80 hours of classroom and laboratory training, applicable to the medical use of sodium iodide I-131 for procedures requiring a written directive; the training must include—

(i) Radiation physics and instrumentation;

(ii) Radiation protection;

(iii) Mathematics pertaining to the use and measurement of radioactivity;

(iv) Chemistry of byproduct material for medical use; and

(v) Radiation biology; and

(2) Has work experience, under the supervision of an authorized user who meets the requirements in § 35.390(a), § 35.390(b), § 35.392, § 35.394, or equivalent Agreement State requirements. A supervising authorized user who meets the requirements in § 35.390(b), must have experience in administering dosages as specified in § 35.390(b)(1)(ii)(G)(*1*) or (*2*). The work experience must involve—

(i) Ordering, receiving, and unpacking radioactive materials safely and performing the related radiation surveys;

(ii) Calibrating instruments used to determine the activity of dosages and performing checks for proper operation for survey meters;

(iii) Calculating, measuring, and safely preparing patient or human research subject dosages;

(iv) Using administrative controls to prevent a medical event involving the use of byproduct material;

(v) Using procedures to contain spilled byproduct material safely and using proper decontamination procedures; and

(vi) Administering dosages to patients or human research subjects, that includes at least 3 cases involving the oral administration of less than or equal to 1.22 Gigabecquerels (33 millicuries) of sodium iodide I-131; and

(3) Has obtained written certification that the individual has satisfactorily completed the requirements in paragraphs (c)(1) and (c)(2) of this section and has achieved a level of competency sufficient to function independently as an authorized user for medical uses authorized under § 35.300. The written certification must be signed by a preceptor authorized user who meets the requirements in § 35.390(a), § 35.390(b), or equivalent Agreement State requirements. A preceptor authorized user, who meets the requirement in § 35.390(b), must have experience in administering dosages as specified in § 35.390(b)(1)(ii)(G)(*1*) or (*2*).

Section 35.394 Training for the oral administration of sodium iodide I-131 requiring a written directive in quantities greater than 1.22 Gigabecquerels (33 millicuries)

Except as provided in § 35.57, the licensee shall require an authorized user for the oral administration of sodium iodide I-131 requiring a written directive in quantities greater than 1.22 Gigabecquerels (33 millicuries), to be a physician who—

(a) Is certified by a medical specialty board whose certification process includes all of the requirements in paragraph (c) of this section and whose certification has been recognized by the Commission or an Agreement State; or

(b) Is an authorized user under § 35.390(a), § 35.390(b), for uses listed in § 35.390(b)(1)(ii)(G)(*2*), or equivalent Agreement State requirements; or

(c)(1) Has successfully completed 80 hours of classroom and laboratory training, applicable to the medical use of sodium iodide I-131 for procedures requiring a written directive; the training must include—

(i) Radiation physics and instrumentation;

(ii) Radiation protection;

(iii) Mathematics pertaining to the use and measurement of radioactivity;

(iv) Chemistry of byproduct material for medical use; and

(v) Radiation biology; and

(2) Has work experience, under the supervision of an authorized user who meets the requirements in § 35.390(a), § 35.390(b), § 35.394, or equivalent Agreement State requirements. A supervising authorized user, who meets the requirements in § 35.390(b), must have experience in administering dosages as specified in § 35.390(b)(1)(ii)(G)(*2*). The work experience must involve—

(i) Ordering, receiving, and unpacking radioactive materials safely and performing the related radiation surveys;

(ii) Calibrating instruments used to determine the activity of dosages and performing checks for proper operation for survey meters;

(iii) Calculating, measuring, and safely preparing patient or human research subject dosages;

(iv) Using administrative controls to prevent a medical event involving the use of byproduct material;

(v) Using procedures to contain spilled byproduct material safely and using proper decontamination procedures; and

(vi) Administering dosages to patients or human research subjects, that includes at least 3 cases involving the oral administration of greater than 1.22 Gigabecquerels (33 millicuries) of sodium iodide I-131; and

[1] Experience with at least 3 cases in Category (G)(*2*) also satisfies the requirement in Category (G)(*1*).

(3) Has obtained written certification that the individual has satisfactorily completed the requirements in paragraphs (c)(1) and (c)(2) of this section and has achieved a level of competency sufficient to function independently as an authorized user for medical uses authorized under § 35.300. The written certification must be signed by a preceptor authorized user who meets the requirements in § 35.390(a), § 35.390(b), or equivalent Agreement State requirements. A preceptor authorized user, who meets the requirements in § 35.390(b), must have experience in administering dosages as specified in § 35.390(b)(1)(ii)(G)(*2*).

Section 35.490 Training for use of manual brachytherapy sources

Except as provided in § 35.57, the licensee shall require an authorized user of a manual brachytherapy source for the uses authorized under § 35.400 to be a physician who—

(a) Is certified by a medical specialty board whose certification process includes all of the requirements in paragraph (b) of this section and whose certification has been recognized by the Commission or an Agreement State; or

(b)(1) Has completed a structured educational program in basic radionuclide handling techniques applicable to the use of manual brachytherapy sources that includes—

(i) 200 hours of classroom and laboratory training in the following areas—

(A) Radiation physics and instrumentation;

(B) Radiation protection;

(C) Mathematics pertaining to the use and measurement of radioactivity; and

(D) Radiation biology; and

(ii) 500 hours of work experience, under the supervision of an authorized user who meets the requirements in § 35.490 or equivalent Agreement State requirements at a medical institution, involving—

(A) Ordering, receiving, and unpacking radioactive materials safely and performing the related radiation surveys;

(B) Checking survey meters for proper operation;

(C) Preparing, implanting, and removing brachytherapy sources;

(D) Maintaining running inventories of material on hand;

(E) Using administrative controls to prevent a medical event involving the use of byproduct material;

(F) Using emergency procedures to control byproduct material; and

(2) Has obtained 3 years of supervised clinical experience in radiation oncology, under an authorized user who meets the requirements in § 35.490 or equivalent Agreement State requirements, as part of a formal training program approved by the Residency Review Committee for Radiation Oncology of the Accreditation Council for Graduate Medical Education or the Committee on Postdoctoral Training of the American Osteopathic Association. This experience may be obtained concurrently with the supervised work experience required by paragraph (b)(1)(ii) of this section; and

(3) Has obtained written certification, signed by a preceptor authorized user who meets the requirements in § 35.490 or equivalent Agreement State requirements, that the individual has satisfactorily completed the requirements in paragraphs (b)(1) and (b)(2) of this section and has achieved a level of competency sufficient to function independently as an authorized user of manual brachytherapy sources for the medical uses authorized under § 35.400.

Section 35.491 Training for ophthalmic use of strontium-90

Except as provided in § 35.57, the licensee shall require the authorized user of strontium-90 for ophthalmic radiotherapy to be a physician who—

(a) Is an authorized user under § 35.490 or equivalent Agreement State requirements; or

(b)(1) Has completed 24 hours of classroom and laboratory training applicable to the medical use of strontium-90 for ophthalmic radiotherapy; the training must include—

(i) Radiation physics and instrumentation;

(ii) Radiation protection;

(iii) Mathematics pertaining to the use and measurement of radioactivity; and

(iv) Radiation biology; and

(2) Supervised clinical training in ophthalmic radiotherapy under the supervision of an authorized user at a medical institution that includes the use of strontium-90 for the ophthalmic treatment of five individuals. This supervised clinical training must involve—

(i) Examination of each individual to be treated;

(ii) Calculation of the dose to be administered;

(iii) Administration of the dose; and

(iv) Follow up and review of each individual's case history; and

(3) Has obtained written certification, signed by a preceptor authorized user who meets the requirements in § 35.490, § 35.491, or equivalent Agreement State requirements, that the individual has satisfactorily completed the requirements in paragraphs (a) and (b) of this section and has achieved a level of competency sufficient to function independently as an authorized user of strontium-90 for ophthalmic use.

Section 35.590 Training for use of sealed sources for diagnosis

Except as provided in § 35.57, the licensee shall require the authorized user of a diagnostic sealed source for use in a device authorized under § 35.500 to be a physician, dentist, or podiatrist who—

(a) Is certified by a specialty board whose certification process includes all of the requirements in paragraph (b) of this section and whose certification has been recognized by the Commission or an Agreement State; or

(b) Has had 8 hours of classroom and laboratory training in basic radionuclide handling techniques specifically applicable to the use of the device; the training must include—

(1) Radiation physics and instrumentation;

(2) Radiation protection;

(3) Mathematics pertaining to the use and measurement of radioactivity;

(4) Radiation biology; and

(5) Training in the use of the device for the uses requested.

Section 35.690 Training for use of remote afterloader units, teletherapy units, and gamma stereotactic radiosurgery units

Except as provided in § 35.57, the licensee shall require an authorized user of a sealed source for a use authorized under § 35.600 to be a physician who—

(a) Is certified by a medical specialty board whose certification process includes all of the requirements in paragraph (b) of this section and whose certification has been recognized by the Commission or an Agreement State; or

(b)(1) Has completed a structured educational program in basic radionuclide techniques applicable to the use of a sealed source in a therapeutic medical unit that includes—

(i) 200 hours of classroom and laboratory training in the following areas—

(A) Radiation physics and instrumentation;

(B) Radiation protection;

(C) Mathematics pertaining to the use and measurement of radioactivity; and

(D) Radiation biology; and

(ii) 500 hours of work experience, under the supervision of an authorized user who meets the requirements in § 35.690 or equivalent Agreement State requirements at a medical institution, involving—

(A) Reviewing full calibration measurements and periodic spot-checks;

(B) Preparing treatment plans and calculating treatment doses and times;

(C) Using administrative controls to prevent a medical event involving the use of byproduct material;

(D) Implementing emergency procedures to be followed in the event of the abnormal operation of the medical unit or console;

(E) Checking and using survey meters; and

(F) Selecting the proper dose and how it is to be administered; and

(2) Has completed 3 years of supervised clinical experience in radiation oncology, under an authorized user who meets the requirements in § 35.690 or equivalent Agreement State requirements, as part of a formal training program approved by the Residency Review Committee for Radiation Oncology of the Accreditation Council for Graduate Medical Education or the Committee on Postdoctoral Training of the American Osteopathic Association. This experience may be obtained concurrently with the supervised work experience required by paragraph (b)(1)(ii) of this section; and

(3) Has obtained written certification that the individual has satisfactorily completed the requirements in paragraphs (b)(1) and (b)(2) of this section and has achieved a level of competency sufficient to function independently as an authorized user of each type of therapeutic medical unit for which the individual is requesting authorized user status. The written certification must be signed by a preceptor authorized user who meets the requirements in § 35.690 or equivalent Agreement State requirements for an authorized user for each type of therapeutic medical unit for which the individual is requesting authorized user status.

Dated at Rockville, Maryland this 20th day of October, 2000.

For the Nuclear Regulatory Commission.

Josephine M. Piccone,

Acting Director, Division of Industrial and Medical Nuclear Safety, NMSS.

[FR Doc. 00–27940 Filed 11–1–00; 8:45 am]

BILLING CODE 7590–01–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 99–CE–77–AD]

RIN 2120–AA64

Airworthiness Directives; Pilatus Aircraft LTD Model PC–6 Airplanes

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: This document proposes to adopt a new airworthiness directive (AD) that would apply to all Pilatus Aircraft LTD (Pilatus) Model PC–6 airplanes that are equipped with a certain stabilizer trim actuator. The proposed AD would require you to inspect the lower lug of the actuator for cracks, damage, or distortion; verify that the staked bearing is correctly installed in the bore of the lug; and repair any cracked, damaged, or distorted parts and reassemble any incorrectly installed staked bearing, as necessary. The proposed AD is the result of mandatory continuing airworthiness information (MCAI) issued by the airworthiness authority for Switzerland. The actions specified by the proposed AD are intended to detect and correct damage, distortion, or cracks in the lower lug assembly, which could result in failure of the lower lug. Such failure could lead to loss of the stabilizer trim actuator with consequent loss of control of the airplane.

DATES: The Federal Aviation Administration (FAA) must receive any comments on this proposed rule on or before December 8, 2000.

ADDRESSES: Submit comments in triplicate to FAA, Central Region, Office of the Regional Counsel, Attention: Rules Docket No. 99–CE–77–AD, 901 Locust, Room 506, Kansas City, Missouri 64106. Comments may be inspected at this location between 8 a.m. and 4 p.m., Monday through Friday, holidays excepted.

Service information that applies to the proposed AD may be obtained from Pilatus Aircraft Ltd., Customer Liaison Manager, CH–6371 Stans, Switzerland; telephone: +41 41 619 65 09; facsimile: +41 41 610 33 51. This information also may be examined at the Rules Docket at the address above.

FOR FURTHER INFORMATION CONTACT: Roman T. Gabrys, Aerospace Engineer, FAA, Small Airplane Directorate, 901 Locust, Room 301, Kansas City, Missouri 64106; telephone: (816) 329–4141; facsimile: (816) 329–4090.

SUPPLEMENTARY INFORMATION:

Comments Invited

How Do I Comment on the Proposed AD?

The FAA invites comments on this proposed rule. You may submit whatever written data, views, or arguments you choose. You need to include the rule's docket number and submit your comments in triplicate to the address specified under the caption **ADDRESSES**. The FAA will consider all comments received on or before the closing date. We may amend the proposed rule in light of comments received. Factual information that supports your ideas and suggestions is extremely helpful in evaluating the effectiveness of the proposed AD action and determining whether we need to take additional rulemaking action.

Are There Any Specific Portions of the Proposed AD I Should Pay Attention To?

The FAA specifically invites comments on the overall regulatory, economic, environmental, and energy aspects of the proposed rule that might suggest a need to modify the rule. You may examine all comments we receive before and after the closing date of the rule in the Rules Docket. We will file a report in the Rules Docket that summarizes each FAA contact with the public that concerns the substantive parts of the proposed AD.

We are re-examining the writing style we currently use in regulatory documents, in response to the Presidential memorandum of June 1, 1998. That memorandum requires federal agencies to communicate more clearly with the public. We are interested in your comments on whether the style of this document is clearer, and any other suggestions you might have to improve the clarity of FAA communications that affect you. You can get more information about the Presidential memorandum and the plain language initiative at *http://www.plainlanguage.gov.*

How Can I Be Sure FAA Receives My Comment?

If you want us to acknowledge the receipt of your comments, you must include a self-addressed, stamped postcard. On the postcard, write ''Comments to Docket No. 99–CE–77–AD.'' We will date stamp and mail the postcard back to you.

Discussion

What Events Have Caused This Proposed AD?

The Federal Office for Civil Aviation (FOCA), which is the airworthiness authority for Switzerland, recently notified the FAA that an unsafe condition may exist on all Pilatus Model PC–6 airplanes that are equipped with a stabilizer trim actuator, part number (P/N) 978.73.18.101, 978.73.18.102, or 978.73.18.103 (Electomech P/N EM–483–1, 483–2, or 483–3). The FOCA reports an incident of a cracked, damaged, and distorted lower lug of the horizontal stabilizer trim actuator. Analysis of this incident reveals that the staked bearing was loose, which caused excessive wear and failure of the actuator lower lug.

What Are the Consequences If the Condition Is Not Corrected?

Damage, distortion, or cracks in the lower lug assembly, if not detected and corrected, could result in failure of this part. Such failure could lead to loss of the stabilizer trim actuator with consequent loss of control of the airplane.

Is There Service Information That Applies to This Subject?

Pilatus has issued Service Bulletin No. 178, dated September 29, 1999.

What Are the Provisions of This Service Bulletin?

The service bulletin:

—includes procedures for inspecting the lower lug of the actuator for cracks, damage, or distortion, and assuring that the staked bearing is correctly installed in the bore of the lug; and

—specifies repairing any cracked, damaged, or distorted parts, as necessary, and reassembling any incorrectly installed staked bearing.

What Action Did the FOCA Take?

The FOCA classified this service bulletin as mandatory and issued Swiss AD HB 99–507, dated October 1, 1999, in order to assure the continued airworthiness of these airplanes in Switzerland.

Was This in Accordance With the Bilateral Airworthiness Agreement?

This airplane model is manufactured in Switzerland and is type certificated for operation in the United States under the provisions of section 21.29 of the Federal Aviation Regulations (14 CFR 21.29) and the applicable bilateral airworthiness agreement.

Pursuant to this bilateral airworthiness agreement, the FOCA has kept FAA informed of the situation described above.

The FAA's Determination and an Explanation of the Provisions of the Proposed AD

What Has FAA Decided?

The FAA has examined the findings of the FOCA; reviewed all available information, including the service information referenced above; and determined that:

—the unsafe condition referenced in this document exists or could develop on other Pilatus Model PC–6 airplanes of the same type design that are equipped with one of the previously referenced stabilizer trim actuators;

—the actions specified in the previously-referenced service information should be accomplished on the affected airplanes; and

—AD action should be taken in order to correct this unsafe condition.

What Would the Proposed AD Require?

This proposed AD would require you to incorporate the actions in the previously referenced service bulletin.

Cost Impact

How Many Airplanes Would the Proposed AD Impact?

We estimate that the proposed AD affects 7 airplanes in the U.S. registry.

What Would Be the Cost Impact of the Proposed AD on Owners/Operators of the Affected Airplanes?

We estimate the following costs to accomplish the proposed inspection:

Labor cost	Parts cost	Total cost per airplane	Total cost on U.S. airplane operators
1 workhour × $60 per hour = $60	Not applicable	$60	$420

If any distortion, damage, or cracks are found during the proposed inspection, you would have to repair the actuator assembly in accordance with an FAA-approved repair scheme developed by the manufacturer.

The FAA has no way of determining how much incorporating each repair scheme would cost since the damage to each airplane would be unique.

Regulatory Impact

Would This Proposed AD Impact Various Entities?

The regulations proposed herein would not have a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, it is determined that this proposed rule would not have federalism implications under Executive Order 13132.

Would This Proposed AD Involve a Significant Rule or Regulatory Action?

For the reasons discussed above, I certify that this proposed action (1) is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the draft regulatory evaluation prepared for this action has been placed in the Rules Docket. A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption **ADDRESSES**.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

The Proposed Amendment

Accordingly, under the authority delegated to me by the Administrator, the Federal Aviation Administration proposes to amend part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

2. FAA amends § 39.13 by adding a new airworthiness directive (AD) to read as follows:

Pilatus Aircraft Ltd.: Docket No. 99–CE–77–AD

(a) *What airplanes are affected by this AD?* This AD affects Model PC–6 airplanes, all serial numbers, that are:

(1) certificated in any category; and

(2) equipped with a stabilizer trim actuator, part number (P/N) 978.73.18.101, 978.73.18.102, or 978.73.18.103 (Electomech P/N EM–483–1, 483–2, or 483-3), or FAA-approved equivalent part number.

(b) *Who must comply with this AD?* Anyone who wishes to operate any of the above airplanes must comply with this AD.

(c) *What problem does this AD address?* The actions specified by this AD are intended to detect and correct damage, distortion, or cracks in the lower lug assembly, which could result in failure of the lower lug. Such failure could lead to loss of the stabilizer trim actuator with consequent loss of control of the airplane.

(d) *What actions must I accomplish to address this problem?* To address this problem, you must accomplish the following:

Action	Compliance time	Procedures
(1) Inspect the lower lug of the actuator for cracks, damage, or distortion, and assure that the staked bearing is correctly installed in the bore of the lug.	Upon accumulating 500 hours time-in-service on the airplane or within the next 100 hours TIS after the effective date of this AD, whichever occurs later, unless already accomplished.	Accomplish the inspection in accordance with the ACCOMPLISHMENT INSTRUCTIONS section of Pilatus Service Bulletin No. 178, dated September 29, 1999.

Action	Compliance time	Procedures
(2) Repair any cracked, damaged, or distorted parts, as necessary, and reassemble any incorrectly installed staked bearing.	Prior to further flight after the inspection required by paragraph (d)(1) of this AD.	Accomplish any repairs in accordance with an FAA-approved repair scheme obtained from the manufacturer. Accomplish the reassembly in accordance with the instructions in the maintenance manual.

(e) *Can I comply with this AD in any other way?* You may use an alternative method of compliance or adjust the compliance time if:

(1) Your alternative method of compliance provides an equivalent level of safety; and

(2) The Manager, Small Airplane Directorate, approves your alternative. Submit your request through an FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Small Airplane Directorate.

Note 1: This AD applies to each airplane identified in paragraph (a) of this AD, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (e) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if you have not eliminated the unsafe condition, specific actions you propose to address it.

(f) *Where can I get information about any already-approved alternative methods of compliance?* Contact Roman T. Gabrys, Aerospace Engineer, FAA, Small Airplane Directorate, 901 Locust, Room 301, Kansas City, Missouri 64106; telephone: (816) 329–4141; facsimile: (816) 329–4090.

(g) *What if I need to fly the airplane to another location to comply with this AD?* The FAA can issue a special flight permit under sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate your airplane to a location where you can accomplish the requirements of this AD.

(h) *How do I get copies of the documents referenced in this AD?* You may obtain copies of the documents referenced in this AD from Pilatus Aircraft Ltd., Customer Liaison Manager, CH–6371 Stans, Switzerland; telephone: +41 41 619 65 09; facsimile: +41 41 610 33 51. You may examine these documents at FAA, Central Region, Office of the Regional Counsel, 901 Locust, Room 506, Kansas City, Missouri 64106.

Note 2: The subject of this AD is addressed in Swiss AD HB 99–507, dated October 1, 1999.

Issued in Kansas City, Missouri, on October 26, 2000.

Michael Gallagher,

Manager, Small Airplane Directorate, Aircraft Certfication Service.

[FR Doc. 00–28096 Filed 11–1–00; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 2000–CE–54–AD]

RIN 2120–AA64

Airworthiness Directives; British Aerospace HP137 Mk1, Jetstream Series 200, and Jetstream Models 3101 and 3201 Airplanes

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: This document proposes to adopt a new airworthiness directive (AD) that would apply to all British Aerospace HP137 Mk1, Jetstream series 200, and Jetstream Models 3101 and 3201 airplanes that are equipped with certain main landing gear (MLG) radius rods. The proposed AD would require inspection of the MLG radius rods for cracks with replacement of any cracked rod. The proposed AD is the result of mandatory continuing airworthiness information (MCAI) issued by the airworthiness authority for the United Kingdom. The actions specified by the proposed AD are intended to detect and correct cracks in the MLG radius rods. Such cracks could result in MLG failure during takeoff, landing, or taxi operations, with consequent loss of airplane control.

DATES: The Federal Aviation Administration (FAA) must receive any comments on this proposed rule on or before December 15, 2000.

ADDRESSES: Submit comments in triplicate to FAA, Central Region, Office of the Regional Counsel, Attention: Rules Docket No. 2000–CE–54–AD, 901 Locust, Room 506, Kansas City, Missouri 64106. Comments may be inspected at this location between 8 a.m. and 4 p.m., Monday through Friday, holidays excepted.

Service information that applies to the proposed AD may be obtained from British Aerospace Regional Aircraft, Prestwick International Airport, Ayrshire, KA9 2RW, Scotland; telephone: (01292) 479888; facsimile: (01292) 479703. This information also may be examined at the Rules Docket at the address above.

FOR FURTHER INFORMATION CONTACT: Mr. S.M. Nagarajan, Aerospace Engineer, FAA, Small Airplane Directorate, 901 Locust, Room 301, Kansas City, Missouri 64106; telephone: (816) 329–4145; facsimile: (816) 329–4090.

SUPPLEMENTARY INFORMATION:

Comments Invited

How Do I Comment on the Proposed AD?

The FAA invites comments on this proposed rule. You may submit whatever written data, views, or arguments you choose. You need to include the rule's docket number and submit your comments in triplicate to the address specified under the caption **ADDRESSES.** The FAA will consider all comments received on or before the closing date. We may amend the proposed rule in light of comments received. Factual information that supports your ideas and suggestions is extremely helpful in evaluating the effectiveness of the proposed AD action and determining whether we need to take additional rulemaking action.

Are There Any Specific Portions of the Proposed AD I Should Pay Attention To?

The FAA specifically invites comments on the overall regulatory, economic, environmental, and energy aspects of the proposed rule that might suggest a need to modify the rule. You may examine all comments we receive before and after the closing date of the rule in the Rules Docket. We will file a report in the Rules Docket that summarizes each FAA contact with the public that concerns the substantive parts of the proposed AD.

We are re-examining the writing style we currently use in regulatory documents, in response to the Presidential memorandum of June 1, 1998. That memorandum requires federal agencies to communicate more clearly with the public. We are interested in your comments on whether the style of this document is clearer, and any other suggestions you might have to improve the clarity of FAA communications that affect you. You can get more information about the

Presidential memorandum and the plain language initiative at *http://www.plainlanguage.gov.*

How Can I Be Sure FAA Receives My Comment?

If you want us to acknowledge the receipt of your comments, you must include a self-addressed, stamped postcard. On the postcard, write ''Comments to Docket No. 2000–CE–54–AD.'' We will date stamp and mail the postcard back to you.

Discussion

What Events Have Caused This Proposed AD?

The Civil Aviation Authority (CAA), which is the airworthiness authority for the United Kingdom, recently notified the FAA that an unsafe condition may exist on certain British Aerospace HP137 Mk1, Jetstream series 200, and Jetstream Models 3101 and 3201 airplanes. The CAA reports an incident where a MLG radius rod cylinder cracked, which allowed the gland nut to separate from the housing and caused the MLG unit to move 30 degrees outboard.

The cause has been traced to a quality control problem with the MLG manufacturer, AAPH Ltd. In particular, the cause is inadequate countersinking of a drilled hole for the attachment of a flexible hose on a batch of MLG radius rods, part numbers 1847 and 1862, all suffixes.

What Are the Consequences If the Condition Is Not Corrected?

Cracks in the MLG radius rods, if not detected and corrected, could result in MLG failure during takeoff, landing, or taxi operations, with consequent loss of airplane control.

Is There Service Information That Applies to This Subject?

The following service bulletins apply to this subject:

—British Aerospace Mandatory Service Bulletin 32–JA 991140, Issued: April 14, 2000: This service bulletin specifes inspection of the APPH Ltd. part numbers 1847 and 1862 MLG radius rods for cracks with replacement of cracked rods;

—APPH Ltd. Service Bulletin No. 1847–32–07, dated February 2000: This service bulletin includes procedures for inspecting the APPH Ltd. part number 1847 MLG radius rods for cracks; and

—APPH Ltd. Service Bulletin No. 1862–32–07, dated February 2000: This service bulletin includes procedures for inspecting the part number APPH Ltd. part number 1862 MLG radius rods for cracks.

What Action Did the CAA Take?

The CAA classified these service bulletins as mandatory and issued British AD Number 002–04–2000, not dated, in order to assure the continued airworthiness of these airplanes in the United Kingdom.

Was This in Accordance With the Bilateral Airworthiness Agreement?

These airplane models are manufactured in the United Kingdom and are type certificated for operation in the United States under the provisions of section 21.29 of the Federal Aviation Regulations (14 CFR 21.29) and the applicable bilateral airworthiness agreement.

Pursuant to this bilateral airworthiness agreement, the CAA has kept FAA informed of the situation described above.

The FAA's Determination and an Explanation of the Provisions of the Proposed AD

What Has FAA Decided?

The FAA has examined the findings of the CAA; reviewed all available information, including the service information referenced above; and determined that:

—The unsafe condition referenced in this document exists or could develop on other British Aerospace HP137 Mk1, Jetstream series 200, and Jetstream Models 3101 and 3201 airplanes of the same type design that are equipped with the referenced MLG radius rods;

—The actions specified in the previously-referenced service information should be accomplished on the affected airplanes; and

—AD action should be taken in order to correct this unsafe condition.

What Would the Proposed AD Require?

This proposed AD would require inspection of the MLG radius rods for cracks, with replacement of any cracked rod.

Are There Differences Between the Proposed AD and the Service Information?

British Aerospace Mandatory Service Bulletin 32–JA 991140, Issued: April 14, 2000; APPH Ltd. Service Bulletin 1847–32–07, dated February 2000; and APPH Ltd. Service Bulletin 1862–32–07, dated February 2000, specify reporting the results of the inspections to British Aerospace Regional Aircraft. This NPRM does not specify this action. The FAA recommends that each owner/operator submit this information and we are including a note in the proposed AD to communicate this. British Aerospace and the British CAA will use this information to determine whether further action is necessary.

The FAA will evaluate the information from the British CAA and may initiate further rulemaking action.

Cost Impact

How Many Airplanes Would the Proposed AD Impact?

We estimate that the proposed AD would affect 264 airplanes in the U.S. registry.

What Would Be the Cost Impact of the Proposed AD on Owners/Operators of the Affected Airplanes?

We estimate the following costs to accomplish the proposed inspection:

Labor cost	Parts cost	Total cost per airplane	Total cost on U.S. airplane operators
10 workhours × $60 per hour = $600	No parts required for inspection	$600	$158,400

We estimate the following costs to accomplish any necessary MLG radius rod replacements that would be required based on the results of the proposed inspection. We have no way of determining the number of airplanes that may need MLG radius rod replacement:

Labor cost	Parts cost	Total cost per airplane
2 workhours × $60 per hour = $120 to accomplish each MLG radius rod replacement..	$7,315 per MLG radius rod	$7,435 per airplane where the MLG radius rod needs replaced.

Regulatory Impact

Would This Proposed AD Impact Various Entities?

The regulations proposed herein would not have a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, it is determined that this proposed rule would not have federalism implications under Executive Order 13132.

Would This Proposed AD Involve a Significant Rule or Regulatory Action?

For the reasons discussed above, I certify that this proposed action (1) is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the draft regulatory evaluation prepared for this action has been placed in the Rules Docket. A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption **ADDRESSES**.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

The Proposed Amendment

Accordingly, under the authority delegated to me by the Administrator, the Federal Aviation Administration proposes to amend part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

2. FAA amends § 39.13 by adding a new airworthiness directive (AD) to read as follows:

British Aerospace: Docket No. 2000–CE–54–AD

(a) *What airplanes are affected by this AD?* This AD affects HP137 Mk1, Jetstream Series 200, and Jetstream Models 3101 and 3201 airplanes, all serial numbers, that are:

(1) certificated in any category; and

(2) equipped with a main landing gear (MLG) radius rod, APPH Ltd. part number 1847 or 1862, all suffixes.

(b) *Who must comply with this AD?* Anyone who wishes to operate any of the above airplanes must comply with this AD.

(c) *What problem does this AD address?* The actions specified by this AD are intended to detect and correct cracks in the MLG radius rods. Such cracks could result in MLG failure during takeoff, landing, or taxi operations, with consequent loss of airplane control.

(d) *What actions must I accomplish to address this problem?* To address this problem, you must accomplish the following:

Action	Compliance time	Procedures
(1) Check the maintenance records to determine whether one of the affected MLG radius rods is installed.	Within the next 200 hours time-in-service (TIS) after the effective date of this AD, unless already accomplished.	As specified in British Aerospace Mandatory Service Bulletin 32–JA 991140, Issued: April 14, 2000.
(2) If, by checking the maintenance records, you can positively show that one of the affected MLG radius rods is not installed, then the inspection and possible replacement requirements of this AD do not apply. Make an entry into the aircraft records that shows compliance with this portion of the AD, in accordance with section 43.9 of the Federal Aviation Regulations (14 CFR 43.9).	Prior to further flight after checking the maintenance records.	Not Applicable.
(3) If, by checking the maintenance records, you find that one of the affected MLG radius rods is installed or you cannot positively show that one of the affected MLG radius rods is not installed, inspect any affected MLG radius rod for cracks.	Prior to further flight after checking the maintenance records, unless already accomplished.	In accordance with the procedures in APPH Ltd. Service Bulletin 1847–32–07, dated February 2000; or APPH Ltd. Service Bulletin 1862–32–07, dated February 2000, as applicable.
(4) If any MLG radius rod is found cracked, replace it with FAA-approved MLG radius rod that is crack free.	Prior to further flight after the inspection	In accordance with the procedures in the applicable maintenance manual.
(5) Do not install, on any affected airplane, a part number 1847 or 1862 MLG radius rod (all suffixes), unless it has been inspected and is found to be free of cracks.	As of the effective date of this AD	Not Applicable.
(6) The owner/operator holding at least a private pilot certificate as authorized by section 43.7 of the Federal Aviation Regulations (14 CFR 43.7) may accomplish the actions required in paragraphs (d)(1) and (d)(2) of this AD.	Not applicable	Not Applicable.

Note 1: British Aerospace Mandatory Service Bulletin 32–JA 991140, Issued: April 14, 2000; APPH Ltd. Service Bulletin 1847–32–07, dated February 2000; and APPH Ltd. Service Bulletin 1862–32–07, dated February 2000, specify reporting the results of the inspections to British Aerospace Regional Aircraft. The FAA highly recommends that each owner/operator submit this information.

British Aerospace and the British Civil Airworthiness Authority (CAA) will use this information to determine whether further action is necessary. The FAA will evaluate the information from the British CAA and may initiate further rulemaking action.

(e) *Can I comply with this AD in any other way?* You may use an alternative method of compliance or adjust the compliance time if:

(1) Your alternative method of compliance provides an equivalent level of safety; and

(2) The Manager, Small Airplane Directorate, approves your alternative. Submit your request through an FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Small Airplane Directorate.

Note 2: This AD applies to each airplane identified in paragraph (a) of this AD, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (e) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if you have not eliminated the unsafe condition, specific actions you propose to address it.

(f) *Where can I get information about any already-approved alternative methods of compliance?* Contact Mr. S.M. Nagarajan, Aerospace Engineer, FAA, Small Airplane Directorate, 901 Locust, Room 301, Kansas City, Missouri 64106; telephone: (816) 329–4145; facsimile: (816) 329–4090.

(g) *What if I need to fly the airplane to another location to comply with this AD?* The FAA can issue a special flight permit under sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate your airplane to a location where you can accomplish the requirements of this AD.

(h) *How do I get copies of the documents referenced in this AD?* You may obtain copies of the documents referenced in this AD from British Aerospace Regional Aircraft, Prestwick International Airport, Ayrshire, KA9 2RW, Scotland. You may examine these documents at FAA, Central Region, Office of the Regional Counsel, 901 Locust, Room 506, Kansas City, Missouri 64106.

Note 3: The subject of this AD is addressed in British AD 002–04–2000, not dated.

Issued in Kansas City, Missouri, on October 27, 2000.

James E. Jackson,

Acting Manager, Small Airplane Directorate, Aircraft Certification Service.

[FR Doc. 00–28095 Filed 11–1–00; 8:45 am]

BILLING CODE 4910–13–U

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 2000–CE–10–AD]

RIN 2120–AA64

Airworthiness Directives; Raytheon Aircraft Company Beech Model 1900D Airplanes

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: This document proposes to adopt a new airworthiness directive (AD) that would apply to certain Raytheon Aircraft Company (Raytheon) Beech Model 1900D airplanes that are equipped with a KLN–90B Global Positioning System (GPS) incorporated in accordance with AlliedSignal Supplemental Type Certificate (STC) SA00245WI–D. The proposed AD would require rewiring the KLN–90B GPS to eliminate the possibility of inconsistent NAV ''FLAG'' displays. The proposed AD is the result of an instance where the copilot's NAV ''FLAG'' display was based on the pilot's NAV source validity. The actions specified by the proposed AD are intended to assure that the copilot's NAV ''FLAG'' displays are based on the copilot's selected NAV source. Inconsistent NAV ''FLAG'' displays could cause the copilot to make decisions based on using an invalid GPS source without knowing it was invalid.

DATES: The Federal Aviation Administration (FAA) must receive any comments on this rule on or before December 29, 2000.

ADDRESSES: Submit comments in triplicate to FAA, Central Region, Office of the Regional Counsel, Attention: Rules Docket No. 2000–CE–10–AD, 901 Locust, Room 506, Kansas City, Missouri 64106. Comments may be inspected at this location between 8 a.m. and 4 p.m., Monday through Friday, holidays excepted.

Service information that applies to the proposed AD may be obtained from the Raytheon Aircraft Company, PO Box 85, Wichita, Kansas 67201–0085; telephone: (800) 625–7043 or (316) 676–4556. This information also may be examined at the Rules Docket at the address above.

FOR FURTHER INFORMATION CONTACT: Todd Dixon, Aerospace Engineer, Wichita Aircraft Certification Office, FAA, 1801 Airport Road, Mid-Continent Airport, Wichita, Kansas 67209; telephone: (316) 946–4152; facsimile: (316) 946–4407.

SUPPLEMENTARY INFORMATION:

Comments Invited

How do I comment on the proposed AD? The FAA invites comments on this proposed rule. You may submit whatever written data, views, or arguments you choose. You need to include the rule's docket number and submit your comments in triplicate to the address specified under the caption **ADDRESSES.** The FAA will consider all comments received on or before the closing date. We may amend the proposed rule in light of comments received. Factual information that supports your ideas and suggestions is extremely helpful in evaluating the effectiveness of the proposed AD action and determining whether we need to take additional rulemaking action.

Are there any specific portions of the proposed AD I should pay attention to? The FAA specifically invites comments on the overall regulatory, economic, environmental, and energy aspects of the proposed rule that might suggest a need to modify the rule. You may examine all comments we receive before and after the closing date of the rule in the Rules Docket. We will file a report in the Rules Docket that summarizes each FAA contact with the public that concerns the substantive parts of the proposed AD.

We are re-examining the writing style we currently use in regulatory documents, in response to the Presidential memorandum of June 1, 1998. That memorandum requires federal agencies to communicate more clearly with the public. We are interested in your comments on whether the style of this document is clearer, and any other suggestions you might have to improve the clarity of FAA communications that affect you. You can get more information about the Presidential memorandum and the plain language initiative at *http://www.plainlanguage.gov.*

How can I be sure FAA receives my comment? If you want us to acknowledge the receipt of your comments, you must include a self-addressed, stamped postcard. On the postcard, write ''Comments to Docket No. 2000–CE–10–AD.'' We will date stamp and mail the postcard back to you.

Discussion

What events have caused this AD? The FAA has received a report of inconsistent NAV ''FLAG'' displays on the KLN–90B Global Positioning System (GPS) that was installed on a Raytheon Model Beech 1900D airplane. This system is installed in accordance with

AlliedSignal Supplemental Type Certificate (STC) SA00245WI–D, and could be installed on Raytheon Beech Model 1900D airplanes, serial numbers UE–156 through UE–299.

In this situation, the copilot had the KLN–90B GPS selected as the NAV source and the pilot did not have a valid NAV source selected. This caused the flight director command bar to disappear from the copilot's electronic attitude director indicator (EADI), and the copilot received an inconsistent NAV ''FLAG''.

What are the consequences if the condition is not corrected? Inconsistent NAV ''FLAG'' displays could cause the copilot to make decisions based on an invalid GPS source without knowing it was invalid.

Relevant Service Information

Is there service information that applies to this subject? Raytheon has issued Mandatory Service Bulletin SB 34–3222, Issued: January, 2000.

What are the provisions of this service bulletin? The service bulletin includes procedures for rewiring the KLN–90B GPS to eliminate the possibility of inconsistent NAV ''FLAG'' displays.

The FAA's Determination and an Explanation of the Provisions of the Proposed AD

What has FAA decided? After examining the circumstances and reviewing all available information related to the incidents described above, we have determined that:

- The unsafe condition referenced in this document exists or could develop on other Raytheon Beech Model 1900D airplanes of the same type design;
- The actions specified in the previously-referenced service information should be accomplished on the affected airplanes; and
- AD action should be taken in order to correct this unsafe condition.

What would the proposed AD require? This proposed AD would require rewiring the KLN–90B GPS to eliminate the possibility of inconsistent NAV ''FLAG'' displays.

Cost Impact

How many airplanes would the proposed AD impact? We estimate that the proposed AD affects 82 airplanes in the U.S. registry.

What would be the cost impact of the proposed AD on owners/operators of the affected airplanes? We estimate the following costs to accomplish the proposed modification:

Labor cost	Parts cost	Total cost per airplane	Total cost on U.S. airplane operators
4 workhours × $60 per hour = $240	No parts required for the rewiring	$240 per airplane	$19,680

Note: Warranty credit will be allowed on all affected airplanes to the extent specified in the service bulletin.

Regulatory Impact

Would this proposed AD impact various entities? The regulations proposed herein would not have a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, it is determined that this proposed rule would not have federalism implications under Executive Order 13132.

Would this proposed AD involve a significant rule or regulatory action? For the reasons discussed above, I certify that this action (1) is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the draft regulatory evaluation prepared for this action has been placed in the Rules Docket. A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption **ADDRESSES**.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

The Proposed Amendment

Accordingly, under the authority delegated to me by the Administrator, the Federal Aviation Administration proposes to amend 14 CFR part 39 of the Federal Aviation Regulations as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

2. FAA amends § 39.13 by adding a new airworthiness directive (AD) to read as follows:

Raytheon Aircraft Company: Docket No. 2000–CE–10–AD

(a) *What airplanes are affected by this AD?* This AD affects Beech Model 1900D airplanes, serial numbers UE–156 through UE–299, that are:

(1) certificated in any category; and

(2) equipped with a KLN–90B Global Positioning System (GPS) incorporated in accordance with AlliedSignal Supplemental Type Certificate (STC) SA00245WI–D.

(b) *Who must comply with this AD?* Anyone who wishes to operate any of the above airplanes must comply with this AD.

(c) *What problem does this AD address?* The actions specified by this AD are intended to assure that the copilot's NAV ''FLAG'' displays are based on the copilot's selected NAV source. Inconsistent NAV ''FLAG'' displays could cause the copilot to make decisions based on an invalid GPS source without knowing it was invalid.

(d) *What actions must I accomplish to address this problem?* To address this problem, you must accomplish the following:

Action	Compliance time	Procedures
Rewire the KLN–90B Global Positioning System to eliminate the possibility of inconsistent NAV ''FLAG'' displays.	Within the next 400 hours time-in-service (TIS) after the effective date of this AD, unless already accomplished.	Accomplish in accordance with the ACCOMPLISHMENT INSTRUCTIONS section of Raytheon Mandatory Service Bulletin SB 34–3222, Issued: January, 2000.

(e) *Can I comply with this AD in any other way?* You may use an alternative method of compliance or adjust the compliance time if:

(1) Your alternative method of compliance provides an equivalent level of safety; and

(2) The Manager, Wichita Aircraft Certification Office (ACO), approves your alternative. Submit your request through an FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Wichita ACO.

Note: This AD applies to each airplane identified in paragraph (a) of this AD, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (e) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if you have not eliminated the unsafe condition, specific actions you propose to address it.

(f) *Where can I get information about any already-approved alternative methods of compliance?* Contact Todd Dixon, Aerospace Engineer, Wichita Aircraft Certification Office, FAA, 1801 Airport Road, Mid-Continent Airport, Wichita, Kansas 67209; telephone: (316) 946–4152; facsimile: (316) 946–4407.

(g) *What if I need to fly the airplane to another location to comply with this AD?* The FAA can issue a special flight permit under sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate your airplane to a location where you can accomplish the requirements of this AD.

(h) *How do I get copies of the documents referenced in this AD?* You may obtain copies of the documents referenced in this AD from the Raytheon Aircraft Company, PO Box 85, Wichita, Kansas 67201-0085; telephone: (800) 625–7043 or (316) 676–4556. You may examine these documents at FAA, Central Region, Office of the Regional Counsel, 901 Locust, Room 506, Kansas City, Missouri 64106.

Issued in Kansas City, Missouri, on October 27, 2000.

James E. Jackson,

Acting Manager, Small Airplane Directorate, Aircraft Certification Service.

[FR Doc. 00–28094 Filed 11–1–00; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 2000–CE–27–AD]

RIN 2120–AA64

Airworthiness Directives; Raytheon Aircraft Company Models 99, 99A, 99A (FACH), A99A, B99, and C99 Airplanes

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: This document proposes to adopt a new airworthiness directive (AD) that would apply to certain Raytheon Aircraft Company (Raytheon) Models 99, 99A, 99A (FACH), A99A, B99, and C99 airplanes. The proposed AD would require you to inspect all main landing gear (MLG) hydraulic actuators to determine the end cap part number that is installed, and replace any actuator that has a part number 4A125C32 end cap. The proposed AD is the result of the potential for fatigue cracks to develop on the MLG hydraulic actuator end caps. The actions specified by this proposed AD are intended to eliminate existing and prevent future fatigue cracks in the MLG hydraulic actuator end caps. Such cracks could cause hydraulic fluid to leak and result in collapse of one or more gears with consequent aircraft damage and passenger injury.

DATES: The Federal Aviation Administration (FAA) must receive any comments on this rule on or before December 29, 2000.

ADDRESSES: Submit comments in triplicate to FAA, Central Region, Office of the Regional Counsel, Attention: Rules Docket No. 2000–CE–27–AD, 901 Locust, Room 506, Kansas City, Missouri 64106. Comments may be inspected at this location between 8 a.m. and 4 p.m., Monday through Friday, holidays excepted.

Service information that applies to the proposed AD may be obtained from the Raytheon Aircraft Company, PO Box 85, Wichita, Kansas 67201–0085; telephone: (800) 625–7043 or (316) 676–4556. This information also may be examined at the Rules Docket at the address above.

FOR FURTHER INFORMATION CONTACT: Paul C. DeVore, Aerospace Engineer, Wichita Aircraft Certification Office, FAA, 1801 Airport Road, Mid-Continent Airport, Wichita, Kansas 67209; telephone: (316) 946–4142; facsimile: (316) 946–4407.

SUPPLEMENTARY INFORMATION:

Comments Invited

How do I comment on the proposed AD? The FAA invites comments on this proposed rule. You may submit whatever written data, views, or arguments you choose. You need to include the rule's docket number and submit your comments in triplicate to the address specified under the caption **ADDRESSES.** The FAA will consider all comments received on or before the closing date. We may amend the proposed rule in light of comments received. Factual information that supports your ideas and suggestions is extremely helpful in evaluating the effectiveness of the proposed AD action and determining whether we need to take additional rulemaking action.

Are there any specific portions of the proposed AD I should pay attention to? The FAA specifically invites comments on the overall regulatory, economic, environmental, and energy aspects of the proposed rule that might suggest a need to modify the rule. You may examine all comments we receive before and after the closing date of the rule in the Rules Docket. We will file a report in the Rules Docket that summarizes each FAA contact with the public that concerns the substantive parts of the proposed AD.

We are re-examining the writing style we currently use in regulatory documents, in response to the Presidential memorandum of June 1, 1998. That memorandum requires federal agencies to communicate more clearly with the public. We are interested in your comments on whether the style of this document is clearer, and any other suggestions you might have to improve the clarity of FAA communications that affect you. You can get more information about the Presidential memorandum and the plain language initiative at http://www.plainlanguage.gov.

How can I be sure FAA receives my comment? If you want us to acknowledge the receipt of your comments, you must include a self-addressed, stamped postcard. On the postcard, write ''Comments to Docket No. 2000-CE–27–AD.'' We will date stamp and mail the postcard back to you.

Discussion

What events have caused this AD? The FAA has received a report of an incident on a Raytheon Model C99 airplane where a cracked main landing gear (MLG) hydraulic actuator end cap resulted in nose landing gear (NLG) collapse during landing. The cracked

end cap caused the hydraulic fluid to leak, which then prevented the landing gear from locking down. We have received several other reports of cracks in the MLG hydraulic actuator end caps on certain Raytheon 99 series airplanes of a similar type design.

The suspect MLG hydraulic actuator end caps are part number (P/N) 4A125C32 end caps. These end caps were originally installed on P/N 99–388001 series actuators. We have reports that these parts may also have been installed on the overhauled P/N 99–388008 series, although they are not approved for this configuration.

The P/N 99–388001 and 99–388008 series actuators are installed on Raytheon Models 99, 99A, 99A (FACH), A99A, B99, and C99 airplanes.

What are the consequences if the condition is not corrected? Cracked MLG hydraulic actuator end caps, if not eliminated and prevented from occurring in the future, could cause hydraulic fluid to leak and result in collapse of one or more gears with consequent aircraft damage and passenger injury.

Relevant Service Information

Is there service information that applies to this subject? Raytheon has issued Mandatory Service Bulletin SB 2290, Rev. 1, Revised: August, 1999.

What are the provisions of this service bulletin? The service bulletin includes procedures for:

- Inspecting all MLG hydraulic actuators to determine the end cap P/N that is installed; and
- Replacing any MLG hydraulic actuator that has a P/N 4A125C32 end cap.

The FAA's Determination and an Explanation of the Provisions of the Proposed AD

What has FAA decided? After examining the circumstances and reviewing all available information related to the incidents described above, including the above-referenced service information, we have determined that:

- The unsafe condition referenced in this document exists or could develop on other Raytheon Models 99, 99A, 99A (FACH), A99A, B99, and C99 airplanes of the same type design;
- The actions specified in the previously-referenced service information should be accomplished on the affected airplanes; and
- AD action should be taken in order to correct this unsafe condition.

What would the proposed AD require? This proposed AD would require you to inspect all MLG hydraulic actuators to determine the end cap part number that is installed with replacement of any actuator that has a part number 4A125C32 end cap.

Cost Impact

How many airplanes would the proposed AD impact? We estimate that the proposed AD would affect 139 airplanes in the U.S. registry.

What would be the cost impact of the proposed AD on owners/operators of the affected airplanes? We estimate the following costs to accomplish the proposed inspection:

Labor cost	Parts cost	Total cost per airplane	Total cost on U.S. airplane operators
2 workhours × $60 per hour = $120	No parts necessary to accomplish the inspection	$120 per airplane	$16,680

We estimate the following costs to accomplish any necessary replacements that would be required based on the results of the proposed inspection. We have no way of determining the number of airplanes that may need such replacement:

Labor cost	Parts cost	Total cost per airplane
4 workhours × $60 per hour = $240	$1,400 for each actuator; each airplane requires 2 for a total cost of $2,800 per airplane.	$3,040 per airplane.

Regulatory Impact

Would this proposed AD impact various entities? The regulations proposed herein would not have a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, it is determined that this proposed rule would not have federalism implications under Executive Order 13132.

Would this proposed AD involve a significant rule or regulatory action? For the reasons discussed above, I certify that this action (1) is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the draft regulatory evaluation prepared for this action has been placed in the Rules Docket. A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption **ADDRESSES**.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

The Proposed Amendment

Accordingly, under the authority delegated to me by the Administrator, the Federal Aviation Administration proposes to amend 14 CFR part 39 of the Federal Aviation Regulations as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

2. FAA amends § 39.13 by adding a new airworthiness directive (AD) to read as follows:

Raytheon Aircraft Company: Docket No. 2000–CE–27–AD

(a) *What airplanes are affected by this AD?* This AD affects the following airplane models and serial numbers that are certificated in any category:

Models	Serial numbers
99, 99A, 99A (FACH), A99A, and B99	U–1 through U–49 and U51 through U–164.
C99	U–50 and U–165 through U–239.

(b) *Who must comply with this AD?* Anyone who wishes to operate any of the above airplanes must comply with this AD.

(c) *What problem does this AD address?* The actions specified by this AD are intended to eliminate existing and prevent future fatigue cracks in the main landing gear (MLG) hydraulic actuator end caps. Such cracks could cause hydraulic fluid to leak and result in collapse of one or more gears with consequent aircraft damage and passenger injury.

(d) *What actions must I accomplish to address this problem?* To address this problem, you must accomplish the following:

Action	Compliance time	Procedures
(1) Inspect all MLG hydraulic actuators to determine what part number (P/N) end caps are installed.	Within the next 200 hours time-in-service (TIS) after the effective date of this AD, unless already accomplished.	In accordance with the Accomplishment Instructions section of Raytheon Mandatory Service Bulletin SB 2290, Rev. 1, Revised: August, 1999.
(2) If a P/N 4A211S1 (or FAA-approved equivalent part number) end cap is installed on both actuators, then no additional action is required by this AD.	AD is complied with	AD is complied with.
(3) If a P/N 4A125C32 (or FAA-approved equivalent part number) end cap is installed on a P/N 99–388001 series actuator, accomplish the following. (i) Inspect, using fluorescent penetrant methods, each end cap for evidence of cracking; (ii) Replace each actuator with an actuator that has a P/N 4A211SI (or FAA-approved equivalent part number) end cap; and (iii) This replacement may be accomplished prior to 600 hours TIS, but must be replaced if evidence of cracking is found.	Accomplish the inspection prior to further flight after the inspection required by paragraph (d)(1) of this AD and thereafter at intervals not to exceed 200 hours TIS until the end caps are replaced. Accomplish the replacement prior to further flight after the inspection where any evidence of cracking is found or within 600 hours TIS after the effective date of this AD if no evidence of cracking is found.	In accordance with Part I, steps (2) through (10) and Part II, of the Accomplishment Instructions section of Raytheon Mandatory Service Bulletin SB 2290, Rev. 1, Revised: August, 1999.
(4) If a P/N 4A125C32 (or FAA-approved equivalent part number) end cap is installed on a P/N 99–388008 series actuator, replace the actuator with an actuator that has a P/N 4A211SI (or FAA-approved equivalent part number) end cap.	Prior to further flight after the inspection required by this AD.	In accordance with Part I, steps (2) through (10) and Part II, of the Accomplishment Instructions section of Raytheon Mandatory Service Bulletin SB 2290, Rev. 1, Revised: August, 1999.
(5) Do not install, on any affected airplane, a P/N 99–388008 series actuator that incorporates an end cap that is not P/N 4A211S1 (or FAA-approved equivalent part number).	As of the effective date of this AD	Not Applicable.
(6) Do not install, on any affected airplane, a P/N 99–388001 series actuator that incorporates an end cap that is not P/N 4A211SI (or FAA-approved equivalent part number).	As of 600 hours TIS after the effective date of this AD provided the 200-hour repetitive inspections required by this AD are accomplished and no evidence of cracking is found. If evidence of cracking is found, the actuator must be immediately replaced with one that incorporates P/N 4A211S1 (or FAA-approved equivalent part number).	Not Applicable.

(e) *Can I comply with this AD in any other way?* You may use an alternative method of compliance or adjust the compliance time if:

(1) Your alternative method of compliance provides an equivalent level of safety; and

(2) The Manager, Wichita Aircraft Certification Office (ACO), approves your alternative. Submit your request through an FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Wichita ACO.

Note: This AD applies to each airplane identified in paragraph (a) of this AD, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (e) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if you have not eliminated the unsafe condition, specific actions you propose to address it.

(f) *Where can I get information about any already-approved alternative methods of compliance?* Contact Paul C. DeVore, Aerospace Engineer, Wichita Aircraft Certification Office, FAA, 1801 Airport Road, Mid-Continent Airport, Wichita, Kansas 67209; telephone: (316) 946–4142; facsimile: (316) 946–4407.

(g) *What if I need to fly the airplane to another location to comply with this AD?* The FAA can issue a special flight permit under sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate your airplane to a location where you can accomplish the requirements of this AD.

(h) *How do I get copies of the documents referenced in this AD?* You may obtain copies of the documents referenced in this AD from the Raytheon Aircraft Company, PO Box 85, Wichita, Kansas 67201–0085; telephone: (800) 625–7043 or (316) 676–4556. You may examine these documents at FAA, Central Region, Office of the Regional Counsel, 901 Locust, Room 506, Kansas City, Missouri 64106.

Issued in Kansas City, Missouri, on October 27, 2000.

James E. Jackson,

Acting Manager, Small Airplane Directorate, Aircraft Certification Service.

[FR Doc. 00–28093 Filed 11–1–00; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Parts 151, 153 and 46 CFR Part 4

[USCG–2000–6927]

RIN 2115–AD98

Reporting Marine Casualties

AGENCY: Coast Guard, DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Coast Guard proposes to amend the marine casualty reporting requirements by adding ''significant harm to the environment'' as a reportable marine casualty. This rulemaking will help the Coast Guard track and investigate marine casualties that may result in significant harm to the environment. In addition, it will lessen the effects of marine casualties by requiring timely notification needed to ensure a timely and appropriate pollution response clean-up.

DATES: Comments and related material must reach the Docket Management Facility on or before January 31, 2001. Comments sent to the Office of Management and Budget (OMB) on collection of information must reach OMB on or before January 2, 2001.

ADDRESSES: To make sure your comments and related material are not entered more than once in the docket, please submit them by only one of the following means:

(1) By mail to the Docket Management Facility, USCG–2000–6927, U.S. Department of Transportation, room PL–401, 400 Seventh Street SW., Washington, DC 20590–0001.

(2) By delivery to room PL–401 on the Plaza level of the Nassif Building, 400 Seventh Street SW., Washington, DC between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The telephone number is 202–366–9329.

(3) By fax to the Docket Management Facility at 202–493–2251.

(4) Electronically through the Web Site for the Docket Management System at http://dms.dot.gov.

You must also mail comments on collection of information to the Office of Information and Regulatory Affairs, Office of Management and Budget, 725 17th Street NW., Washington, DC 20503, ATTN: Desk Officer, U.S. Coast Guard.

The Docket Management Facility maintains the public docket for this rulemaking. Comments and material received from the public, as well as documents mentioned in this preamble as being available in the docket, will become part of this docket and will be available for inspection or copying at room PL–401 on the Plaza level of the Nassif Building, 400 Seventh Street SW., Washington, DC between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. You may also find this docket on the Internet at http://dms.dot.gov.

FOR FURTHER INFORMATION CONTACT: For questions on this proposed rule, call Ensign Edward Jackson, Project Manager, Office of Standards Evaluation and Development (G–MSR), Coast Guard, telephone 202–267–6884. For questions on viewing or submitting material to the docket, call Dorothy Beard, Chief, Dockets, Department of Transportation, telephone 202–366–9329.

SUPPLEMENTARY INFORMATION:

Request for Comments

We encourage you to participate in this rulemaking by submitting comments and related material. If you do so, please include your name and address, identify the docket number for this rulemaking [USCG–2000–6927], indicate the specific section of this document to which each comment applies, and give the reason for each comment. You may submit your comments and material by mail, hand delivery, fax, or electronic means to the Docket Management Facility at the address under **ADDRESSES**; but please submit your comments and material by only one means. If you submit them by mail or hand delivery, submit them in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing. If you submit them by mail and would like to know they reached the Facility, please enclose a stamped, self-addressed postcard or envelope. We will consider all comments and material received during the comment period. We may change this proposed rule in view of them.

Public Meeting

At Coast Guard Headquarters in Washington, DC, we held a public meeting on this project on January 20, 1995 (59 FR 65522; December 20, 1994), regarding amendments contained in the Oil Pollution Act of 1990 (OPA 90) (Pub. L. 101–380) that require certain U.S. and foreign-flag vessels to report marine casualties. We do not plan to hold any additional public meetings.

Background and Purpose

Section 4106 of OPA 90 amended 46 U.S.C. 6101 by adding ''significant harm to the environment'' to the list of reportable marine casualties. Additionally, that section required operators of foreign-flag tank vessels, operating in waters subject to the jurisdiction of the United States—including the Exclusive Economic Zone (EEZ)—to report marine casualties resulting in either:

(a) Material damage affecting the seaworthiness or efficiency of a vessel; or

(b) Significant harm to the environment.

For marine casualties involving foreign-flag tank vessels in the U.S. EEZ, Congress required that reporting be consistent with generally recognized principles of international law. The 1982 United Nations Convention on the Law of the Sea (UNCLOS), Article 211(5), governs the establishment of laws and regulations by a coastal state to prevent, reduce, and control pollution from vessels in its EEZ. This article specifies that these laws and regulations are authorized if they enact international maritime or general diplomatic rules and standards.

The accepted international standard for reporting vessel pollution incidents is in the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 (MARPOL 73/78).

The Act to Prevent Pollution from Ships (APPS) (33 U.S.C. 1901–1915) enacts MARPOL 73/78 Annexes I, II, III, and V. Regulation 8 and Protocol I of MARPOL 73/78 provide the reporting provisions concerning reports on incidents involving harmful substances. Article 2 of MARPOL 73/78 defines an ''incident'' as the actual or probable discharge of a harmful substance or effluents into the sea. Regulations implementing the reporting provisions of APPS are in 33 CFR 151.15 and 151.45. However, these regulations (33 CFR 151.15 and 151.45) do not reflect current U.S. law in two respects.

First, APPS has subsequently been amended (Pub. L. 102–241). Instead of having just the master or other person-in-charge of the ship responsible for the report, the amendment makes the master, person-in-charge, owner, charterer, manager, or operator of a ship involved in an incident responsible for the report. Second, the Hazardous Materials Transportation Act of 1974 ratified Annex III of MARPOL 73/78

(packaged marine pollutants) for the United States. We will revise the current reporting requirements in 33 CFR 151.15 and 151.45 to reflect the amendment to APPS and to include items listed in Annex III.

Pursuant to 33 U.S.C. 1902, U.S. vessels must comply with the reporting requirements in Article 8 and Protocol I of MARPOL 73/78 worldwide, and if an incident occurs in U.S. navigable waters, any foreign-flag vessel must comply with the same reporting requirements. Additionally, with respect to Annex V, foreign-flag vessels must comply with these reporting requirements while in the navigable waters or EEZ of the U.S.

Under APPS, and its implementing regulatory requirements found in 33 CFR part 151, the term ''navigable waters'' means all waters of the territorial sea of the United States that are within 3 nautical miles from the baselines from which the territorial sea of the U.S. is measured. The Coast Guard Authorization Act of 1998 extended the U.S. territorial sea to 12 nautical miles for certain laws, including 33 U.S.C. 1222 and a number of sections in Title 46 U.S. Code, including the section that defines ''navigable waters'' (46 U.S.C. 2101). Because that definition applies throughout subtitle II of 46 U.S. Code, Congress effectively amended the jurisdictional reach from 3 to 12 nautical miles for any statute within subtitle II that refers to ''navigable waters.'' APPS was not amended by the 1998 Coast Guard Authorization Act that extended the territorial sea per Presidential Proclamation 5928 of December 27, 1988.

In passing the 1998 Coast Guard Authorization Act that amended the definition of ''navigable waters'', Congress clearly intended to expand the marine casualty reporting requirements found in 46 U.S.C. 6101 and its implementing regulations contained in 46 CFR part 4, out to 12 nautical miles with respect to foreign-flag vessels. Therefore, for the reasons that are more fully explained in the ''Discussion of Proposed Rules'' section of this notice of proposed rulemaking (NPRM), while the Coast Guard has chosen to adopt the MARPOL 73/78 and APPS standard for pollution reporting for its marine casualty regulations, in order to remain consistent with Congress's intent that foreign-flag vessels report marine casualties occurring within U.S. ''navigable waters'' as that term is defined in 46 U.S.C. 2101 (17a), we will rely on 46 U.S.C. 6101 as the basis of our authority for this proposed rule.

Discussion of Proposed Rules

Marine Casualty Reporting Requirements

Current marine casualty reporting requirements for U.S.-flag vessels worldwide and foreign-flag vessels in U.S. navigable waters are contained in 46 CFR part 4. These proposed amendments would add ''significant harm to the environment'' as a reportable marine casualty under 46 CFR 4.05–1 for these vessels.

This proposal would also require foreign-flag tank vessels in the U.S. EEZ to report marine casualties that occur within the U.S. EEZ, which involves either—

(1) Material damage affecting the seaworthiness or efficiency of a vessel; or

(2) Significant harm to the environment.

For the purpose of this rulemaking, ''significant harm to the environment'' is defined as a discharge that, in U.S. navigable waters, is in violation of the Clean Water Act, 33 U.S.C. 1321. In addition, the definition includes a probable discharge of oil, hazardous substances, marine pollutants, or noxious liquid substances (NLS) as well as an actual discharge.

Under the Clean Water Act, 33 U.S.C. 1321(c)(1), as amended by OPA 90, the Coast Guard is authorized by E.O. 12777 and 49 CFR 1.46 to ensure the effective and immediate removal of a discharge, and mitigation or prevention of a substantial threat of a discharge, of oil, hazardous substances, marine pollutants, or NLS into or on the navigable waters of the U.S., or into or on the waters of the U.S. EEZ. Pursuant to this Federal removal authority, it is reasonable to infer congressional intent that the Coast Guard be notified any time that there is a discharge or a substantial threat of a discharge into or on the navigable waters of the U.S. or EEZ in order to ensure the effective and immediate removal and mitigation or prevention of a discharge or substantial threat of a discharge.

In accordance with this congressional intent and § 4106 of OPA 90, the Coast Guard is amending the marine casualty reporting requirements to require U.S. vessels anywhere, foreign vessels in the U.S. navigable waters and foreign tank vessels in the U.S. EEZ to report a discharge or a substantial threat of discharge involving oil, hazardous substances, marine pollutants, or NLS to the Coast Guard. For the purposes of this rulemaking, we equate the term ''substantial threat of a discharge'' to the term ''probable discharge'' as used in the MARPOL 73/78 Convention.

We propose to adopt the MARPOL 73/78 standard for reporting discharges and probable discharges for three reasons.

First, we have adopted the MARPOL 73/78 requirements on pollution reporting because it represents the accepted international standard for pollution prevention and mitigation and because it is consistent with the Federal pollution reporting regulations that implement APPS (33 CFR part 151).

Second, the vast majority of the world's tonnage sails under the flags of countries that are signatory to MARPOL 73/78. Therefore, most foreign-flag tank vessels are already required to comply with those reporting requirements.

Third, 33 U.S.C. 1902(c) and Article 5 of MARPOL 73/78 permit the United States, insofar as the United States is a party to the convention, to apply MARPOL 73/78 requirements to foreign vessels whose flag administrations are not party to MARPOL 73/78 in order to ensure that no more favorable treatment is given to these vessels than to vessels flying the flag of parties.

Application of the MARPOL 73/78 reporting standards to foreign-flag tank vessels in the U.S. EEZ would not alter the reporting requirements applicable to these vessels in U.S. navigable waters under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA) as amended by the Superfund Amendments and Reauthorization Act of 1986 and the Federal Water Pollution Control Act (FWPCA).

MARPOL 73/78 reporting requirements, distinguished from marine casualty reporting requirements, are codified in 33 CFR 151.15 and 151.45. We propose to revise 33 CFR 151.15 and 46 CFR part 4 to indicate that the notification requirements in 33 CFR 151.15 will satisfy the reporting requirements of 46 CFR part 4. However, the reporting requirements of 46 CFR part 4 will not satisfy the notification requirements of 33 CFR 151.15. This is because the criteria and timing for the reports in these latter sections is more stringent than the reporting requirements in 46 CFR part 4.

Marine Casualty Investigations

Before OPA 90, a discharge or probable discharge of oil, hazardous substances, marine pollutants, or NLS could not be investigated under the marine casualty investigation authority in 46 U.S.C. 63 and 46 CFR part 4 unless the discharge resulted from a reportable marine casualty, such as a grounding or collision. Because OPA 90 amended 46 U.S.C. 6101 by adding ''significant harm to the environment'' to the list of reportable marine casualties, we will

now be able to investigate probable, as well as actual, discharges that occur in the navigable waters of the U.S. and that may result in significant harm to the environment using marine casualty investigation procedures.

Coast Guard investigation of marine casualties reported by foreign-flag tank vessels in the U.S. EEZ under these proposed regulations would be done under generally recognized principles of international law. These incidents would be coordinated with the flag-state administration under the IMO Resolution A.637(16), ''Cooperation in Maritime Casualty Investigations.'' Additionally, incidents we do not investigate would be forwarded to the flag-state administration and any other state that may be affected pursuant to Article 8 of MARPOL 73/78.

Under Article 6 of MARPOL 73/78, we may inspect the vessel to determine whether the vessel violated the provisions of MARPOL 73/78 if—

(a) The vessel is in any port or offshore terminal of the United States; or

(b) An investigation is requested by any party to MARPOL 73/78 and the vessel is in a port or offshore terminal of the United States.

Definitions

MARPOL 73/78 definitions for the terms ''oil'' and ''noxious liquid substances'' are currently in 33 CFR 151.05. The proposed regulations would add a definition for the term ''marine pollutants,'' as identified in Protocol I of MARPOL 73/78, to mean those marine pollutants listed in the International Maritime Dangerous Goods Code (IMDG Code). The marine pollutants identified in the IMDG Code are located in Appendix B of 49 CFR 172.101. We would reference this section in the proposed definition. The proposed rule would add additional definitions in 46 CFR 4.03–1. Proposed new definitions in 46 CFR 4.03–1 include ''noxious liquid substances,'' ''significant harm to the environment,'' and ''tank vessel.''

Regulatory Evaluation

This proposed rule is not a ''significant regulatory action'' under § 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under § 6(a)(3) of that Order. The Office of Management and Budget has not reviewed it under that Order. It is not ''significant'' under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040; February 26, 1979).

We expect the economic impact of this proposed rule to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary. The following is a discussion of the expected costs and benefits of the proposed rule.

Industry Costs

We estimate that the proposed rule imposes an additional 1,570 hours per year of annual paperwork requirements on industry. These paperwork requirements are further discussed under the collection-of-information section. Assuming one hour of staff time has a value of $45, an additional 1,570 hours equates to an aggregate industry cost of $70,650 per year. Additionally, this rule proposes an estimated 186 hours of annual paperwork requirements on foreign industry. The total cost to industry, domestic and foreign, is estimated to be $79,020 annually for a total of 1,756 hours per year.

Benefits

The measures in this proposed rule are mandated by OPA 90. The primary benefit of this proposed rule is the establishment of standardized reporting requirements that address the Coast Guard's need to track and investigate events that cause ''significant harm to the environment.''

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601–612), we considered whether this proposed rule would have a significant economic impact on a substantial number of small entities. The term ''small entities'' comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000.

The estimated annual impact to U.S. industry of this proposed rule is $70,650. The measures included in this proposed rule are mandated by the OPA 90. Small entities involved in ''significant harm to the environment'' incidents will be required to prepare a form which will take approximately one hour of staff time to complete. One hour of staff time is valued at $45. Therefore, the cost per incident of this proposed rule is $45. If a small entity is not involved in a ''significant harm to the environment'' incident, this proposed rule will have zero cost.

Therefore, the Coast Guard certifies under 5 U.S.C. 605(b) that this proposed rule would not have a significant economic impact on a substantial number of small entities. If you think that your business, organization, or governmental jurisdiction qualifies as a small entity and that this rule would have a significant economic impact on it, please submit a comment to the Docket Management Facility at the address under **ADDRESSES**. In your comment, explain why you think it qualifies and how and to what degree this rule would economically affect it.

Assistance for Small Entities

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we want to assist small entities in understanding this proposed rule so that they can better evaluate its effects on them and participate in the rulemaking. If the rule would affect your small business, organization, or governmental jurisdiction and you have questions concerning its provisions or options for compliance, please consult Ensign Edward Jackson, Project Manager, Office of Standards Evaluation and Development (G–MSR), telephone 202–267–6884.

Collection of Information

This proposed rule would call for a collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520). As defined in 5 CFR 1320.3(c), ''collection of information'' comprises reporting, recordkeeping, monitoring, posting, labeling, and other, similar actions.

The title and description of the information collections, a description of those who must collect the information, and an estimate of the total annual burden follow. The estimate covers the time for reviewing instructions, searching existing sources of data, gathering and maintaining the data needed, and completing and reviewing the collection. The Coast Guard is currently requesting a revision of a current collection of information under:

DOT No.: 2115.

OMB No.: 2115–0003.

Title: Collection of Marine Casualty Information, Chemical Drug and Alcohol Testing Information, and Management Information System Reports.

Summary of the Collection of Information: The Marine Casualty Information portion of this Collection of Information would require foreign-flag tank vessels operating in the U.S. EEZ to report a marine casualty involving either ''significant harm to the environment'' or material damage affecting the seaworthiness or efficiency of a vessel.

This collection would also require U.S.-flag vessels operating anywhere to report a marine casualty involving

''significant harm to the environment''. This program change revises the previously approved OMB Collection 2115–0003 for the Marine Casualty Information, Chemical Drug and Alcohol Testing Information, and Management Information System Reports by increasing the total number of annual reporting and recordkeeping hour burden from 31,326 to 33,082.

This program change represents an increase in the burden hours by 1,756 for the collection of Marine Casualty Information. This collection of information would be affected by the proposed changes in 33 CFR parts 151 and 153, and 46 CFR part 4.

Need for Information: To help the Coast Guard track and investigate marine casualties that may result in significant harm to the environment, and lessen the effects by requiring timely notification needed to ensure a timely and appropriate pollution response clean-up.

Proposed Use of Information: Assist the Coast Guard's efforts to track and help determine the level of investigation needed for reportable marine casualties that may result in significant harm to the environment. The Coast Guard has submitted the requirements to the OMB for review under § 3504(h) of the Paperwork Reduction Act. Persons submitting comments on the requirements should submit their comments both to OMB and to the Coast Guard where indicated under **ADDRESSES** by the date under **DATES**.

Description of the Respondents: All U.S.-flag vessel operators anywhere, or foreign-flag vessels in the navigable waters of the U.S, involved in a marine casualty involving an actual or probable discharge of oil, hazardous substances, marine pollutants, or NLS, as well as foreign-flag tank vessels operating within the EEZ that are involved in a marine casualty resulting in either material damage affecting the seaworthiness or efficiency of the vessel or ''significant harm to the environment'' within the EEZ.

Number of Respondents: The total number of casualty events used to determine the change in annual paperwork requirements for this rulemaking for both U.S.-flag vessels and foreign-flag tank vessels is 1,756. This number represents the 5-year average of U.S. flag-vessels pollution events (1,570) during the years 1993 through 1997 plus the 5-year average of marine casualty events for foreign-flag tank vessels operating in U.S. navigable waters, including the EEZ, of 186 events. The information was retrieved from the U.S. Coast Guard Marine Safety Management System Data Base.

Frequency of Response: Only to report ''significant harm to the environment'' incidents involving U.S.-flag vessels or marine casualty incidents involving foreign-flag tank vessels involved in a marine casualty resulting in material damage affecting the seaworthiness of the vessel or significant harm to the environment in waters subject to the jurisdiction of the U.S. including the EEZ.

Burden of Response: Approximately one hour per form.

Estimated Total Annual Burden: An annual recordkeeping burden of 33,082 hours.

As required by the Paperwork Reduction Act of 1995 (44 U.S.C. 3507(d)), we have submitted a copy of this proposed rule to the Office of Management and Budget (OMB) for its review of the collection of information.

We ask for public comment on the proposed collection of information to help us determine how useful the information is; whether it can help us perform our functions better; whether it is readily available elsewhere; how accurate our estimate of the burden of collection is; how valid our methods for determining burden are; how we can improve the quality, usefulness, and clarity of the information; and how we can minimize the burden of collection.

If you submit comments on the collection of information, submit them both to OMB and to the Docket Management Facility where indicated under **ADDRESSES**, by the date under **DATES**.

You need not respond to a collection of information unless it displays a currently valid control number from OMB. Before the requirements for this collection of information become effective, we will publish notice in the **Federal Register** of OMB's decision to approve, modify, or disapprove the collection.

Federalism

We have analyzed this rule in accordance with the principles and criteria contained in Executive Order 13132. Under § 3(b) of that order Federal agencies may take national action limiting the policymaking discretion of the States where there is constitutional and statutory authority for the action, and where the national activity is appropriate in light of the presence of a problem of national significance. Section 3(b) also requires Federal agencies to consult with appropriate State and local officials if there exist significant uncertainties as to whether national action is authorized or appropriate.

On March 6, 2000, the Supreme Court of the United States, in the case of *United States* v. *Locke,* 120 S. Ct. 1135, 2000 LEXIS 1895, held that the States are precluded from regulating any of the categories covered by 46 U.S.C. 3703(a). That section of the U.S. Code (U.S.C.) covers the design, construction, alteration, repair, maintenance, operation, equipping, personnel qualification, and manning of tank vessels. The Court specifically held that Congress, in enacting 46 U.S.C. 6101 and 3717(a)(4), intended the Coast Guard's regulations on the reporting of marine casualties to be the sole source of a vessel's reporting obligations.

This rule finalizes requirements for reporting marine casualties by U.S. vessels anywhere in the world, all other vessels in U.S. navigable waters and foreign tank vessels in the EEZ of the United States that involve either material damage affecting the seaworthiness of a vessel or significant harm to the environment. Under Executive Order 13132, § 3(b) the Coast Guard finds that there exists a problem of national significance, namely the need for uniform national and international standards for reporting marine casualties including those involving significant harm to the environment. This finding is supported by 46 U.S.C. 6101 in which Congress directed the Coast Guard to add to the list of reportable marine casualties those involving significant harm to the environment. The Coast Guard further finds that under the Supreme Court's decision in *United States* v. *Locke,* 120 S. Ct. 1135, 2000 LEXIS 1895, and under Title 46 United States Code, Sections 3703(a), 6101, and 3717 that the agency has the constitutional and statutory authority to take this action to address this existing national problem. The Coast Guard also finds that in light of Congress' specific action in passing 46 U.S.C. 3703(a), 6101 and 3717 and the Supreme Court's decision in *United States* v. *Locke,* 120 S. Ct. 1135, 2000 LEXIS 1895, that there exists no uncertainty as to whether national action is authorized or appropriate. Therefore, consultation with State and local officials under Executive Order 13132, section 3(b) is unnecessary and not required by that order.

Unfunded Mandates

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their regulatory actions not specifically required by law. In particular, the Act addresses actions that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the

private sector of $100,000,000 or more in any one year. Though this proposed rule would not result in such an expenditure, we do discuss the effects of this rule elsewhere in this preamble.

Taking of Private Property

This proposed rule would not effect a taking of private property or otherwise have taking implications under E.O. 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

Civil Justice Reform

This proposed rule meets applicable standards in §§ 3(a) and 3(b)(2) of E.O. 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

Protection of Children

We have analyzed this proposed rule under E.O. 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and does not concern an environmental risk to health or risk to safety that may disproportionately affect children.

Environment

We considered the environmental impact of this proposed rule and concluded that, under figure 2–1, paragraph (34)(a), of Commandant Instruction M16475.1C, this proposed rule is categorically excluded from further environmental documentation. The proposed rule is a procedural regulation that does not have any environmental impact because the action does not have a significant effect on the quality of the human environment. A ''Categorical Exclusion Determination'' is available in the docket where indicated under **ADDRESSES.**

List of Subjects

33 CFR Part 151

Administrative practice and procedure, Oil pollution, Penalties, Reporting and recordkeeping requirements, Water pollution control.

33 CFR Part 153

Hazardous substances, Oil pollution, Reporting and recordkeeping requirements, Water pollution control.

46 CFR Part 4

Administrative practice and procedure, Drug testing, Investigations, Marine safety, National Transportation Safety Board, Nuclear vessels, Radiation protection, Reporting and recordkeeping requirements, Safety, Transportation.

For the reasons discussed in the preamble, the Coast Guard proposes to amend 33 CFR parts 151 and 153, and 46 CFR part 4 as follows:

Title 33—Navigation and Navigable Waters

PART 151—VESSELS CARRYING OIL, NOXIOUS LIQUID SUBSTANCES, GARBAGE, MUNICIPAL OR COMMERCIAL WASTE, AND BALLAST WATER

1. Revise the authority citation for subpart A of part 151 to read as follows:

Authority: 33 U.S.C. 1321, 1903, 1908; 46 U.S.C. 6101; E.O. 12777, 3 CFR, 1991 Comp. p. 351; 49 CFR 1.46.

2. In § 151.05, add the definition of ''marine pollutant'', in alphabetical order, to read as follows:

§ 151.05 Definitions.

* * * * *

Marine pollutant means a harmful substance in packaged form, as it appears in Appendix B of 49 CFR 172.101.

* * * * *

3. Revise § 151.15 to read as follows:

§ 151.15 Reporting requirements.

(a) The master, person in charge, owner, charterer, manager, or operator of a vessel involved in any incident described in paragraph (c) of this section must report the particulars of the incident without delay to the fullest extent possible under the provisions of this section.

(b) If a vessel involved in an incident is abandoned, or if a report from that vessel is incomplete or unattainable, the owner, charterer, manager, operator, or their agent must assume the obligations placed upon the master or other person having charge of the vessel under provisions of this section.

(c) The report must be made whenever an incident involves—

(1) A discharge of oil, hazardous substances, marine pollutants, or noxious liquid substances (NLS) resulting from damage to the vessel or its equipment, or for the purpose of securing the safety of a vessel or saving a life at sea;

(2) A discharge of oil in excess of the quantities or instantaneous rate permitted in §§ 151.10 or 151.13 of this chapter, or NLS in bulk in 46 CFR 153.1126 or 153.1128, during the operation of the vessel;

(3) A discharge of marine pollutants in packaged form; or

(4) A probable discharge resulting from damage to the vessel or its equipment. The factors you must consider to determine whether a discharge is probable include, but are not limited to—

(i) Ship location and proximity to land or other navigational hazards;

(ii) Weather;

(iii) Tide current;

(iv) Sea state;

(v) Traffic density;

(vi) The nature of damage to the vessel; and

(vii) Failure or breakdown aboard the vessel of its machinery or equipment. Such damage may be caused by collision, grounding, fire, explosion, structural failure, flooding or cargo shifting or a failure or breakdown of steering gear, propulsion, electrical generating system or essential shipboard navigational aids.

(d) Each report must be made by radio whenever possible, or by the fastest telecommunications channels available with the highest possible priority at the time the report is made to—

(1) The appropriate officer or agency of the government of the country in whose waters the incident occurs; and

(2) The nearest Captain of the Port (COTP) or the National Response Center (NRC), toll free number 800–424–8802 (in Washington, DC, metropolitan area, 202–267–2675), fax number 202–479–7165, telex number 892427 for incidents involving U.S. vessels in any body of water; or incidents involving foreign flag vessels in the navigable waters of the United States; or incidents involving foreign-flag tank vessels within waters subject to the jurisdiction of the United States, including the Exclusive Economic Zone (EEZ).

(e) Each report must contain—

(1) The identity of the ship;

(2) The type of harmful substance involved;

(3) The time and date of the incident;

(4) The geographic position of the vessel when the incident occurred;

(5) The wind and the sea condition prevailing at the time of the incident;

(6) Relevant details respecting the condition of the vessel;

(7) A statement or estimate of the quantity of the harmful substance discharged or likely to be discharged into the sea; and

(8) Assistance and salvage measures.

(f) A person who is obligated under the provisions of this section to send a report must—

(1) Supplement the initial report, as necessary, with information concerning further developments; and

(2) Comply as fully as possible with requests from affected countries for additional information concerning the incident.

(g) A report made under this section satisfies the reporting requirements of

§ 153.203 of this chapter and of 46 CFR 4.05–1 and 4.05–2, if required under those provisions.

§ 151.45 [Removed]

4. Remove § 151.45.

PART 153—CONTROL OF POLLUTION BY OIL AND HAZARDOUS SUBSTANCES, DISCHARGE REMOVAL

5. Revise the authority citation for part 153 to read as follows:

Authority: 14 U.S.C. 633; 33 U.S.C. 1321, 1903, 1908; 42 U.S.C. 9615; 46 U.S.C. 6101; E.O. 12580, 3 CFR, 1987 Comp., p. 193; E.O. 12777, 3 CFR, 1991 Comp., p. 351; 49 CFR 1.45 and 1.46.

§ 153.203 [Amended]

6. In § 153.203, after the words ''notifies the NRC as soon as possible.'' add the words ''A report made under this section satisfies the reporting requirements of § 151.15 of this chapter and of 46 CFR 4.05–1, if required under that provision.''

Title 46—Shipping

PART 4—MARINE CASUALTIES AND INVESTIGATIONS

7. Revise the authority citation for part 4 to read as follows:

Authority: 33 U.S.C. 1231, 1321; 43 U.S.C. 1333; 46 U.S.C. 2103, 2306, 6101, 6301, 6305; 50 U.S.C. 198; 49 CFR 1.46. Authority for subpart 4.40: 49 U.S.C. 1903(a)(1)(E); 49 CFR 1.46.

8. Revise § 4.03–1 to read as follows:

§ 4.03–1 Marine casualty or accident.

Marine casualty or accident means—

(a) Any casualty or accident involving any vessel other than a public vessel that—

(1) Occurs upon the navigable waters of the United States, its territories or possessions;

(2) Involves any United States vessel wherever such casualty or accident occurs; or

(3) Involves significant harm to the environment or material damage affecting the seaworthiness or efficiency of a vessel from a foreign tank vessel operating in the waters subject to the jurisdiction of the United States including the Exclusive Economic Zone (EEZ).

(b) The term ''marine casualty or accident'' applies to events caused by or involving a vessel and includes, but is not limited to, the following:

(1) Any fall overboard, injury, or loss of life of any person.

(2) Any occurrence involving a vessel that results in—

(i) Grounding;

(ii) Stranding;

(iii) Foundering;

(iv) Flooding;

(v) Collision;

(vi) Allision;

(vii) Explosion;

(viii) Fire;

(ix) Reduction or loss of a vessel's electrical power, propulsion, or steering capabilities;

(x) Failures or occurrences, regardless of cause, which impair any aspect of a vessel's operation, components, or cargo;

(xi) Any other circumstance that might affect or impair a vessel's seaworthiness, efficiency, or fitness for service or route; or

(xii) Any incident involving significant harm to the environment.

(3) Any occurrences of injury or loss of life to any person while diving from a vessel and using underwater breathing apparatus.

(4) Any incident described in § 4.05–1(a).

9. Add § 4.03–60 to read as follows:

§ 4.03–60 Noxious liquid substance (NLS).

Noxious liquid substance (NLS) means—

(a) Each substance listed in 33 CFR 151.47 or 151.49;

(b) Each substance having an ''A,'' ''B,'' ''C,'' or ''D'' beside its name in the column headed ''IMO Annex II pollution category'' in table 1 of part 153 of this chapter; and

(c) Each substance that is identified as an NLS in a written permission issued under § 153.900(d) of this chapter.

10. Add § 4.03–65 to read as follows:

§ 4.03–65 Significant harm to the environment.

Significant harm to the environment means—

(a) In the navigable waters of the United States, a discharge of oil as set forth in 40 CFR 110.3 or a discharge of hazardous substances in quantities equal to or exceeding, in any 24-hour period, the reportable quantity determined in 40 CFR part 117;

(b) In other waters subject to the jurisdiction of the United States, including the EEZ—

(1) A discharge of oil in excess of the quantities or instantaneous rate permitted in 33 CFR 151.10 or 151.13 during operation of the ship; or

(2) A discharge of noxious liquid substances in bulk in violation of §§ 153.1126 or 153.1128 of this chapter during the operation of the ship; and

(c) In waters subject to the jurisdiction of the U.S., including the EEZ, a probable discharge of oil, hazardous substances, marine pollutants, or noxious liquid substances. The factors you must consider to determine whether a discharge is probable include, but are not limited to—

(1) Ship location and proximity to land or other navigational hazards;

(2) Weather;

(3) Tide current;

(4) Sea state;

(5) Traffic density;

(6) The nature of damage to the vessel; and

(7) Failure or breakdown aboard the vessel, its machinery, or equipment.

11. Add § 4.03–70 to read as follows:

§ 4.03–70 Tank vessel.

Tank vessel means a vessel that is constructed or adapted to carry, or that carries, oil, hazardous substances, marine pollutants, or noxious liquid substances, in bulk as cargo or cargo residue.

§ 4.05–1 [Amended]

12. In § 4.05–1, in paragraph (a)(2), remove the number ''(7)'' and add, in its place, the number ''(8)''; and add paragraphs (a)(8) and (c) to read as follows:

§ 4.05–1 Notice of marine casualty.

(a) * * *

* * * * *

(8) An occurrence involving significant harm to the environment from a discharge, or probable discharge, caused by damage to the vessel or its equipment.

(b) * * *

(c) Except as otherwise required under this subpart, a report made per 33 CFR 153.203, 40 CFR 117.21, or 40 CFR 302.6 satisfies the immediate notification requirement of this section only if the marine casualty results in significant harm to the environment as defined by 46 CFR 4.03–65.

13. Add § 4.05–2 to read as follows:

§ 4.05–2 Incidents involving foreign tank vessels.

(a) *Within the navigable waters of the United States, its territories, or possessions.* The marine casualty reporting and investigation criteria of this part apply to foreign tank vessels operating on the navigable waters of the United States, its territories, or possessions. A written marine casualty report must be submitted under § 4.05–10 of this chapter.

(b) *Outside the U.S. navigable waters and within the Exclusive Economic Zone (EEZ).* The owner, agent, master, operator, or person in charge of a foreign tank vessel involved in a marine casualty must report under 33 CFR 151.15, immediately after addressing

resultant safety concerns, whenever the marine casualty involves, or results in—

(1) Material damage affecting the seaworthiness or efficiency of the vessel; or

(2) An occurrence involving significant harm to the environment as a result of a discharge, or probable discharge, resulting from damage to the vessel or its equipment. The factors you must consider to determine whether a discharge is probable include, but are not limited to—

(i) Ship location and proximity to land or other navigational hazards;

(ii) Weather;

(iii) Tide current;

(iv) Sea state;

(v) Traffic density;

(vi) The nature of damage to the vessel; and

(vii) Failure or breakdown aboard the vessel, its machinery, or equipment.

Dated: October 24, 2000.

Joseph J. Angelo,

Acting Assistant Commandant for Marine Safety and Environmental Protection.

[FR Doc. 00–27943 Filed 11–1–00; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 165

[CGD01–00–227]

RIN 2115–AA97

Safety Zone: Coast Guard Activities New York Annual Fireworks Displays

AGENCY: Coast Guard, DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Coast Guard proposes to establish 12 permanent safety zones for annual fireworks displays located in the Port of New York/New Jersey. This action is necessary to provide for the safety of life on navigable waters during the events. This action is intended to restrict vessel traffic in a portion of the affected waterways.

DATES: Comments and related material must reach the Coast Guard on or before December 18, 2000.

ADDRESSES: You may mail comments and related material to Waterways Oversight Branch (CGD01–00–227), Coast Guard Activities New York, 212 Coast Guard Drive, room 204, Staten Island, New York 10305. The Waterways Oversight Branch of Coast Guard Activities New York maintains the public docket for this rulemaking. Comments and material received from the public, as well as documents indicated in this preamble as being available in the docket, will become part of this docket and will be available for inspection or copying at room 204, Coast Guard Activities New York, between 8 a.m. and 3 p.m., Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Lieutenant M. Day, Waterways Oversight Branch, Coast Guard Activities New York, (718) 354–4012.

SUPPLEMENTARY INFORMATION:

Request for Comments

We encourage you to participate in this rulemaking by submitting comments and related material. If you do so, please include your name and address, identify the docket number for this rulemaking (CGD01–00–227), indicate the specific section of this document to which each comment applies, and give the reason for each comment. Please submit all comments and related material in an unbound format, no larger than 8½ by 11 inches, suitable for copying. If you would like to know they reached us, please enclose a stamped, self-addressed postcard or envelope. We will consider all comments and material received during the comment period. We may change this proposed rule in view of them.

Public Meeting

We do not now plan to hold a public meeting. But you may submit a request for a meeting by writing to the Waterways Oversight Branch at the address under **ADDRESSES** explaining why one would be beneficial. If we determine that one would aid this rulemaking, we will hold one at a time and place announced by a later notice in the **Federal Register**.

Background and Purpose

The Coast Guard proposes to establish twelve permanent safety zones, in eight separate locations, that will be activated for fireworks displays occurring at the same location and time on an annual basis. The eight proposed locations are north of Bar Beach in Hempstead Harbor; Pier 14, Manhattan, in the East River; Highlands, NJ on Sandy Hook Bay; Kingston, NY on Rondout Creek; Tottenville, Staten Island, in the Arthur Kill; Red Bank, NJ on the Navesink River; the Burlington Bay Breakwater, VT; and Rensselaer, NY on the Hudson River. There are four annual fireworks displays at the proposed location off Pier 14 in the East River and two annual displays at the proposed location in Hempstead Harbor. Establishing permanent safety zones by notice and comment rulemaking gives the public the opportunity to comment on the proposed zones, provides better notice than promulgating temporary rules annually, and decreases the amount of annual paperwork required for these events. The Coast Guard has received no prior notice of any impact caused by the previous events.

Discussion of Proposed Rule

The Coast Guard proposes to revise 33 CFR 165.161 by adding six new locations, revising the effective dates for two current locations, and removing three locations from the section because they are now permanent fireworks safety zones regulated by 33 CFR 165.168. The two current locations with revised effective dates are Highlands, NJ, and Kingston, NY. The three locations that are being removed are Glen Cove, NY, Yonkers, NY, and Elizabeth, NJ.

The proposed sizes of these safety zones were determined using National Fire Protection Association and New York City Fire Department standards for 6–12 inch mortars fired from a barge, combined with the Coast Guard's knowledge of tide and current conditions in these areas. The twelve proposed safety zones are:

North Hempstead, NY Fireworks, Hempstead Harbor

The proposed safety zone includes all waters of Hempstead Harbor within a 300-yard radius of the fireworks barge in approximate position 40°49′54″N 073°39′14″W (NAD 1983), about 360 yards north of Bar Beach, Hempstead Harbor. There are two annual fireworks displays in Hempstead Harbor. Aside from being on different days, the proposed safety zone for each display is the same. The proposed safety zone is effective annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on the Friday before Memorial Day and the Saturday after Labor Day. If the event is cancelled due to inclement weather, then this proposed safety zone is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on the Saturday before Memorial Day and the Sunday after Labor Day. The proposed safety zone closes a portion of southern Hempstead Harbor and would prevent marine traffic from transiting a portion of this area. Vessel traffic will be able to transit through the northern 6,000 yards of Hempstead Harbor as this location is in the extreme southern end of Hempstead Harbor. It is needed to protect boaters from the hazards associated with fireworks launched from a barge in the area.

Seaport Memorial Day, Labor Day, New Year's Eve, and the Deepavali Festival Fireworks, East River

The proposed safety zone includes all waters of the East River south of the Brooklyn Bridge and north of a line drawn from the southwest corner of Pier 3, Brooklyn, to the northeast corner of Pier 6, Manhattan. There are four annual fireworks displays in the East River. Aside from being on different days and at different times, the proposed safety zone for each display is the same. The proposed safety zone is effective annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on Memorial Day, Labor Day, and New Year's Eve; and from 6 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on the first Sunday in October. If the event is cancelled due to inclement weather, then this proposed safety zone is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on the day following Memorial Day, Labor Day, and New Year's Eve; and from 6 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on the first Monday in October. The proposed safety zone closes a portion of the East River and would prevent marine traffic from transiting this area. It is needed to protect boaters from the hazards associated with fireworks launched from a barge in the area.

Highlands, NJ Fireworks, Sandy Hook Bay

The proposed safety zone includes all waters of Sandy Hook Bay within a 150-yard radius of the fireworks barge in approximate position 40°24′33.8″N 073°59′46.2″W (NAD 1983), about 1,200 yards west of Plum Island. The proposed safety zone is effective annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on the Saturday before Father's Day. If the event is cancelled due to inclement weather, then this proposed safety zone is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on Father's Day. The proposed safety zone closes a portion of Sandy Hook Bay and the Shrewsbury River, and would prevent marine traffic from transiting a portion of this area. It is needed to protect boaters from the hazards associated with fireworks launched from a barge in the area.

Kingston, NY Fireworks, Rondout Creek

The proposed safety zone includes all waters of Rondout Creek between the Kingston-Port Ewen Bridge (mile 1.1) and the Kingston-US 9 Bridge (mile 1.3). The fireworks are fired from shore at the Kingston Municipal Docks. The proposed safety zone is effective annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on the Saturday and Sunday before July 4th. The proposed safety zone closes a portion of Rondout Creek and prevents marine traffic from transiting the area. It is needed to protect boaters from the hazards associated with fireworks launched from shore in the area.

Staten Island Fireworks, Arthur Kill

The proposed safety zone in the Arthur Kill includes all waters of the Arthur Kill, Ward Point Bend (West), and the Raritan River Cutoff, within a 300-yard radius of the fireworks barge in approximate position 40°30′18″N 074°15′30″W (NAD 1983), about 300 yards west of Conference House Park, Staten Island. The proposed safety zone is effective annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on July 3rd and the Saturday before Labor Day. If the event is cancelled due to inclement weather, then this proposed safety zone is effective from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on July 4th and 5th, and the Sunday and Monday of Labor Day weekend. The proposed safety zone prevents vessels from transiting a portion of the Arthur Kill, Ward Point Bend (West), and the Raritan River Cutoff, and is needed to protect boaters from the hazards associated with fireworks launched from a barge in the area. Recreational vessels will still be able to transit through the western 50 yards of the 540-yard wide Arthur Kill during the event. Additionally, vessels are not precluded from getting underway, or mooring at, public or private facilities in Perth Amboy, NJ, in the vicinity of this zone.

Red Bank, NJ July 3rd Fireworks, Navesink River

The proposed safety zone northwest of Red Bank includes all waters of the Navesink River within a 360-yard radius of the fireworks barge in approximate position 40°21′20″N 074°04′10″W (NAD 1983), about 360 yards northwest of Red Bank, NJ. The proposed safety zone is effective annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on July 3rd. If the event is cancelled due to inclement weather, then this proposed safety zone is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on July 4th. The proposed safety zone prevents vessels from transiting a portion of the Navesink River and is needed to protect boaters from the hazards associated with fireworks launched from a barge in the area.

Burlington, VT July 3rd Fireworks, Burlington Bay

The proposed safety zone includes all waters of Burlington Bay within a 300-yard radius of the fireworks barge in approximate position 44°28′30.6″N 073°13′31.3″W (NAD 1983), beside the Burlington Bay Breakwater. The proposed safety zone is effective annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on July 3rd. If the event is cancelled due to inclement weather, then this proposed safety zone is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on the following two Fridays and Saturdays. The proposed safety zone prevents vessels form transiting a portion of Burlington Bay, and is needed to protect boaters from the hazards associated with fireworks launched from a barge in the area.

Rensselaer, NY Fireworks, Hudson River

The proposed safety zone includes all waters of the Hudson River within a 180-yard radius of the fireworks barge in approximate position 42°38′23″N 073°44′59.1″W (NAD 1983), about 480 yards south of the Dunn Memorial Bridge (mile 145.4). The proposed safety zone is effective annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on the first and second Saturday in August. If the event is cancelled due to inclement weather, then this proposed safety zone is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on the first and second Sunday in August. The proposed safety zone prevents vessels from transiting a portion of the Hudson River, and is needed to protect boaters from the hazards associated with fireworks launched from a barge in the area.

The effective period for each proposed safety zone is from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.), except for the proposed safety zone off Pier 14 in the East River on the first Sunday in October which is effective from 6 p.m. (e.s.t.) to 1 a.m. (e.s.t.). However, vessels may enter, remain in, or transit through these safety zones during this time frame if authorized by the Captain of the Port New York, or designated Coast Guard patrol personnel on scene, as provided for in 33 CFR 165.23. Generally, blanket permission to enter, remain in, or transit through these safety zones will be given except for the 45-minute period that a Coast Guard patrol vessel is present. These proposed safety zones would not create a significant economic impact on marine traffic due to the following: the minimal time that vessels will be restricted from the zones, and all of the zones are in areas where the Coast Guard expects insignificant adverse impact on all mariners from the zones' activation. All of the displays take place late at night on a national holiday with the exceptions of Highlands, NJ, Rensselaer, NY, and the Deepavali Festival Fireworks. The Coast Guard has promulgated safety zones for

fireworks displays at all 8 areas in the past and we have not received notice of any negative comments on these annual displays. Additionally, marine traffic can plan their transits through these areas around the time the safety zones are in effect. The marine community will have advance notice of these events as they are annual events with local community support. The Sandy Hook and Hudson River Pilots Associations will be notified prior to these events. Advance notifications will also be made to the local maritime community by the Local Notice to Mariners. Marine information and facsimile broadcasts may also be made.

This rule is being proposed to provide for the safety of life on navigable waters during the events, to give the marine community the opportunity to comment on the proposed zones, and to decrease the amount of annual paperwork required for these events.

Regulatory Evaluation

This proposed rule is not a ''significant regulatory action'' under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that Order. The Office of Management and Budget has not reviewed it under that Order. It is not significant under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040, February 26, 1979).

We expect the economic impact of this proposed rule to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary.

This finding is based on the minimal time that vessels will be restricted from the zones, vessels will be able to transit through these safety zones except for the 45-minute period that a Coast Guard patrol vessel is present, and all of the zones are in areas where the Coast Guard expects insignificant adverse impact on all mariners from the zones' activation. All of the displays take place late at night on a national holiday with the exceptions of Highlands, NJ, Rensselaer, NY, and the Deepavali Festival Fireworks. The Coast Guard has promulgated safety zones for fireworks displays at all 8 areas in the past and we have not received notice of any negative comments on these annual displays. Additionally, marine traffic can plan their transits through these areas around the time the safety zones are in effect. The marine community will have advance notice of these events as they are annual events with local community support. The Sandy Hook and Hudson River Pilots Associations will also be notified prior to these events. Advance notifications will also be made to the local maritime community by the Local Notice to Mariners. Marine information and facsimile broadcasts may also be made.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601–612), we considered whether this proposed rule would have a significant economic impact on a substantial number of small entities. The term ''small entities'' comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000.

The Coast Guard certifies under 5 U.S.C. 605(b) that this proposed rule would not have a significant economic impact on a substantial number of small entities.

This proposed rule would affect the following entities, some of which might be small entities: The owners or operators of vessels intending to transit or anchor in portion of: Hempstead Harbor, the East River, Sandy Hook Bay, Rondout Creek, the Arthur Kill, the Navesink River, Burlington Bay, and the Hudson River during the times these zones are activated.

These safety zones would not have a significant economic impact on a substantial number of small entities for the following reasons: These are all annual events with local community support and vessels will normally be precluded from entering any of the zones for only a 45-minute period on an annual basis. Before the effective period, we would issue maritime advisories widely available to users of the Port of New York/New Jersey by the Local Notice to Mariners. Marine information and facsimile broadcasts may also be made. Additionally, the Coast Guard has not received any negative reports from small entities affected by these displays during these displays in previous years.

If you think that your business, organization, or governmental jurisdiction qualifies as a small entity and that this rule would have a significant economic impact on it, please submit a comment (see **ADDRESSES**) explaining why you think it qualifies and how and to what degree this rule would economically affect it.

Assistance for Small Entities

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we want to assist small entities in understanding this proposed rule so that they can better evaluate its effects on them and participate in the rulemaking. If the rule would affect your small business, organization, or governmental jurisdiction and you have questions concerning its provisions or options for compliance, please contact Lieutenant M. Day, Waterways Oversight Branch, Coast Guard Activities New York (718) 345–4012.

Collection of Information

This proposed rule would call for no new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

Federalism

We have analyzed this proposed rule under Executive Order 13132 and have determined that this rule does not have implications for federalism under that Order.

Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) governs the issuance of Federal regulations that require unfunded mandates. An unfunded mandate is a regulation that requires a State, local, or tribal government or the private sector to incur direct costs without the Federal Government's having first provided the funds to pay those costs. This proposed rule would not impose an unfunded mandate.

Taking of Private Property

This proposed rule would not effect a taking of private property or otherwise have taking implications under Executive Order 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

Civil Justice Reform

This proposed rule meets applicable standards in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

Protection of Children

We have analyzed this proposed rule under Executive Order 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and does not concern an environmental risk to health or risk to safety that may disproportionately affect children.

Environment

We considered the environmental impact of this proposed rule and

concluded that, under figure 2–1, paragraph 34(g), of Commandant Instruction M16475.1C, this proposed rule is categorically excluded from further environmental documentation. This proposed rule fits paragraph 34(g) as it establishes 12 safety zones. A ''Categorical Exclusion Determination'' is available in the docket where indicated under **ADDRESSES.**

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, Waterways.

For the reasons discussed in the preamble, the Coast Guard proposes to amend 33 CFR Part 165 as follows:

PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

1. The authority citation for Part 165 continues to read as follows:

Authority: 33 U.S.C. 1231; 50 U.S.C. 191; 33 CFR 1.05–1(g), 6.04–1, 6.04–6, 160.5; 49 CFR 1.46.

2. Revise § 165.161 to read as follows:

§ 165.161 Safety Zones: Coast Guard Activities New York Annual Fireworks Displays.

(a) *Safety Zones.* The following areas are designated safety zones:

(1) *North Hempstead, NY Fireworks, Hempsteaad Harbor:*

(i) *Location.* All waters of Hempstead Harbor within a 300-yard radius of the fireworks barge in approximate position 40°49′54″N 073°39′14″W (NAD 1983), about 360 yards north of Bar Beach, Hempstead Harbor.

(ii) *Effective period.* Paragraph (a)(1)(i) is in effect annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on the Friday before Memorial Day, and the Saturday after Labor Day. If the event is cancelled due to inclement weather, then paragraph (a)(1)(i) is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on the Saturday before Memorial Day and the Sunday after Labor Day.

(2) *Seaport Memorial Day Fireworks, East River, NY:*

(i) *Location.* All waters of the East River south of the Brooklyn Bridge and north of a line drawn from the southwest corner of Pier 3, Brooklyn, to the northeast corner of Pier 6, Manhattan.

(ii) *Effective period.* Paragraph (a)(2)(i) is in effect annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on Memorial Day. If the event is cancelled due to inclement weather, then paragraph (a)(2)(i) is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on the day following Memorial Day.

(3) *Highlands, NJ Fireworks, Sandy Hook Bay:*

(i) *Location.* All waters of Sandy Hook Bay within a 150-yard radius of the fireworks barge in approximate position 40°24′33.8″N 073°59′46.2″W (NAD 1983), about 1,200 yards west of Plum Island.

(ii) *Effective period.* Paragraph (a)(3)(i) is in effect annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on the Saturday before Father's Day. If the event is cancelled due to inclement weather, then paragraph (a)(3)(i) is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on Father's Day.

(4) *Kingston, NY Fireworks, Rondout Creek:*

(i) *Location.* All waters of Rondout Creek between the Kingston-Port Ewen Bridge (mile 1.1) and the Kingston-US 9 Bridge (mile 1.3).

(ii) *Effective period.* Paragraph (a)(4)(i) is in effect annually from 8 p.m. (e.s.t.) to 1 a.m. (e.,s.t.) on the Saturday and Sunday before July 4th.

(5) *Staten Island July 3rd Fireworks, Arthur Kill:*

(i) *Location:* All waters of the Arthur Kill, Ward Point Bend (West), and the Raritan River Cutoff, within a 300-yard radius of the fireworks barge in approximate position 40°30′18″N 074°15′30″W (NAD 1983), about 300 yards west of Conference House Park, Staten Island.

(ii) *Effective period.* Paragraph (a)(5)(i) is in effect annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on July 3rd. If the event is cancelled due to inclement weather, than paragraph (a)(5)(i) is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on July 4th and July 5th.

(6) *Red Bank, NJ July 3rd Fireworks, Navesink River:*

(i) *Location.* All waters of the Navesink River within a 360-yard radius of the fireworks barge in approximate position 40°21′20″N 074°04′10″W (NAD 1983), about 360 yards northwest of Red Bank, NJ.

(ii) *Effective period.* Paragraph (a)(6)(i) is in effect annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on July 3rd. If the event is cancelled due to inclement weather, then paragraph (a)(6)(i) is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on July 4th.

(7) *Burlington, VT July 3rd Fireworks, Burlington Bay:*

(i) *Location:* All waters of Burlington Bay within a 300-yard radius of the fireworks barge in approximate position 44°28′30.6″N 073°13′31.3″W (NAD 1983), beside the Burlington Bay Breakwater.

(ii) *Effective period.* Paragraph (a)(7)(i) is in effect annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on July 3rd. If the event is cancelled due to inclement weather, then paragraph (a)(7)(i) is effective from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on the following two Fridays and Saturdays.

(8) *Rensselaer, NY Fireworks, Hudson River:*

(i) *Location.* All waters of the Hudson River within a 180-yard radius of the fireworks barge in approximate position 42°38′23″N 073°44′59.1″W (NAD 1983), about 480 yards south of the Dunn Memorial Bridge (mile 145.4).

(ii) *Effective period.* Paragraph (a)(8)(i) is in effect annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on the first and second Saturday in August. If the event is cancelled due to inclement weather, then paragraph (a)(8)(i) is effective from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on the first and second Sunday in August.

(9) *Staten Island Labor Day Fireworks, Arthur Kill:*

(i) *Location.* All waters of the Arthur Kill, Ward Point Bend (West), and the Raritan River Cutoff, within a 300-yard radius of the fireworks barge in approximate position 40°30′18″N 074°15′30″W (NAD 1983), about 300 yards west of Conference House Park, Staten Island.

(ii) *Effective period.* Paragraph (a)(9)(i) is in effect annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on the Saturday before Labor Day. If the event is cancelled due to inclement weather, then paragraph (a)(9)(i) is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on the Sunday and Monday of Labor Day Weekend.

(10) *Seaport Labor Day Fireworks, East River, NY:*

(i) *Location:* All waters of the East River south of the Brooklyn Bridge and north of a line drawn from the southwest corner of Pier 3, Brooklyn, to the northeast corner of Pier 6, Manhattan.

(ii) *Effective period.* Paragraph (a)(10)(i) is in effect annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on Labor Day. If the event is cancelled due to inclement weather, then paragraph (a)(10)(i) is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on the day following Labor Day.

(11) *Deepavali Festival Fireworks, East River, NY:*

(i) *Location:* All waters of the East River south of the Brooklyn Bridge and north of a line drawn from the southwest corner of Pier 3, Brooklyn, to the northeast corner of Pier 6, Manhattan.

(ii) *Effective period.* Paragraph (a)(11)(i) is in effect annually from 6 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on the first Sunday in October. If the event is cancelled due to inclement weather, then paragraph (a)(11)(i) is effective

from 6 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on the first Monday in October.

(12) *Seaport New Year's Eve Fireworks, East River, NY:*

(i) *Location:* All waters of the East River south of the Brooklyn Bridge and north of a line drawn from the southwest corner of Pier 3, Brooklyn, to the northeast corner of Pier 6, Manhattan.

(ii) *Effective period.* Paragraph (a)(2)(i) is in effect annually from 8 p.m. (e.s.t.) to 1 a.m. (e.s.t.) on New Year's Eve. If the event is cancelled due to inclement weather, then paragraph (a)(12)(i) is effective from 8 p.m. (e.s.t.) until 1 a.m. (e.s.t.) on the day following New Year's Eve.

(b) *Regulations.* The general regulations contained in 33 CFR 165.23 apply.

(2) All persons and vessels shall comply with the instructions of the Coast Guard Captain of the Port or the designated on-scene-patrol personnel. These personnel comprise commissioned, warrant, and petty officers of the Coast Guard. Upon being hailed by a U.S. Coast Guard vessel by siren, radio, flashing light, or other means, the operator of a vessel shall proceed as directed.

Dated: October 24, 2000.

R.E. Bennis,

Captain, U.S. Coast Guard, Captain of the Port, New York.

[FR Doc. 00–28059 Filed 11–1–00; 8:45 am]

BILLING CODE 4910–15–M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[FRL–6895–1]

Supplemental Information To Support Proposed Approvals of One-Hour Ozone Attainment Demonstrations for Serious Ozone Nonattainment Areas

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of availability and extension of comment period.

SUMMARY: On October 16, 2000 (65 FR 61134), EPA published a notice of availability and reopening of comment period to provide the public with the opportunity to comment on a reasonably available control measures (RACM) analysis that EPA performed. This analysis was done for the following serious ozone nonattainment areas: Greater Connecticut, New York-New Jersey-Connecticut; Springfield, Massachusetts; Washington, DC-Virginia-Maryland; and Atlanta, Georgia. That action was taken to supplement the proposed rules that EPA took on those areas' State implementation plans (SIPs) on December 16, 1999 (Greater Connecticut (64 FR 70332); Springfield (64 FR 70319); Metropolitan Washington (64 FR 70460) and Atlanta (64 FR 70478). By this action, EPA is extending the comment period 15 additional days to give the public a total of 30 days to review this analysis and submit public comments to EPA.

DATES: The EPA is extending the comment period until November 15, 2001. All comments should be sent to the appropriate regional office as listed below by that date.

ADDRESSES: Written comments on the Greater Connecticut and Springfield SIPs should be sent (in duplicate if possible) to: David B. Conroy, EPA Region I (New England) Office, One Congress Street, Suite 1100–CAQ, Boston, Massachusetts 02114–2023. Copies of the Connecticut and Massachusetts State submittals and EPA's technical support document are available for public inspection during normal business hours at the following address: U.S. Environmental Protection Agency, Region 1 (New England), One Congress St., 11th Floor, Boston, Massachusetts, telephone (617) 918–1664. Please telephone in advance before visiting.

Written comments on the Washington, DC-Virginia-Maryland submittals should be submitted (in duplicate if possible) to: David L. Arnold, Chief, Ozone and Mobile Sources Branch, Mailcode 3AP21, U.S. Environmental Protection Agency, Region 3, 1650 Arch Street, Philadelphia, Pennsylvania 19103. Copies of the documents relevant to this action are available for public inspection during normal business hours at the following address: Air Protection Division, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103, and the docket numbers are DC039–2019, VA090–5036 and MD073–3045.

Written comments on the Atlanta SIP should be submitted (in duplicate if possible) to: Scott M. Martin, EPA Region 4, Air Planning Branch, 61 Forsyth Street, S.W., Atlanta, Georgia 30303. Copies of the State submittal are available at the following address for inspection during normal business hours: Environmental Protection Agency, Region 4, Air Planning Branch, 61 Forsyth Street, S.W., Atlanta, Georgia 30303–8960, and the docket number is GA–47–200002.

FOR FURTHER INFORMATION CONTACT: For general questions on the RACM analysis for mobile sources, contact Mr. Mark Simons at either 734–214–4420 or by e-mail *simons.mark@epa.gov.* For general questions on the RACM analysis for stationary sources, contact Mr. John Silvasi at either (919) 541–5666 or by e-mail *silvasi.john@epa.gov.* For specific questions on the Greater Connecticut and Springfield SIPs, contact Mr. Richard Burkhart at (617) 918–1664 or by e-mail *burkhart.richard@epa.gov.* For specific questions on the Washington, DC, SIP, contact Mr. David Arnold at (215) 814–2172 or by e-mail *arnold.dave@epa.gov.* For specific questions on the Atlanta SIP, contact Mr. Scott Martin at (404) 562–9036 or by e-mail *martin.scott@epa.gov.*

Dated: October 26, 2000.

John S. Seitz,

Director, Office of Air Quality Planning and Standards.

[FR Doc. 00–28166 Filed 11–1–00; 8:45 am]

BILLING CODE 6560–50–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 648

[Docket No. 001025298-0298-01; I.D. 101000C]

RIN 0648-AO56

Fisheries of the Northeastern United States; Summer Flounder, Scup, Black Sea Bass, Atlantic Mackerel, Squid and Butterfish Fisheries; Modification of Scup Gear Restricted Areas (GRAs) and Exemptions to the GRAs, and Modifications to the Landing Limits in the Atlantic Mackerel, Squid, and Butterfish Fisheries

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

ACTION: Proposed rule; request for comments.

SUMMARY: NMFS proposes regulations to modify the GRAs that were established in the Mid-Atlantic Bight to reduce scup bycatch in small-mesh fisheries; exempt Atlantic mackerel fishing from all of the GRA restrictions, and *Loligo* squid fishing from the November 1 - December 31, 2000, GRA restrictions; modify the procedure and criteria for exempting small-mesh fisheries from the

requirements of the GRAs; and modify the landing limits in the Atlantic mackerel, squid and butterfish fisheries. The modification of the GRAs is intended to reduce negative economic impacts on the small-mesh fishing industry, while still ensuring that scup bycatch in small-mesh fisheries is controlled. The modification of the procedure for exempting small-mesh fisheries from the requirements of the GRAs is intended to address problems with the current method of determining exemptions. The modification of the landing limits in the Atlantic mackerel, squid and butterfish fisheries is necessary to discourage directed fishing after the closure of the directed fisheries.

DATES: Comments on this proposed rule must be received on or before November 17, 2000.

ADDRESSES: Written comments on the proposed rule should be sent to Patricia A. Kurkul, Regional Administrator, NMFS, Northeast Regional Office, One Blackburn Drive, Gloucester, MA 01930. Mark the outside of the envelope ''Comments on proposed rule to modify scup GRAs.'' Comments may also be sent via facsimile (fax) to (978) 281-9371. Comments will not be accepted if submitted via e-mail or the Internet. Send comments on any ambiguity or unnecessary complexity arising from the language used in this proposed rule to the Regional Administrator, Northeast Region. Copies of the Regulatory Impact Review (RIR), the Initial Regulatory Flexibility Analysis (IRFA) contained within the RIR, and the Environmental Assessment (EA) are available from the Northeast Regional Office at the above address. The EA/RIR/IRFA is also accessible via the Internet at http:/www.nero.gov/ro/doc/nr.htm.

FOR FURTHER INFORMATION CONTACT: Richard A. Pearson, Fishery Policy Analyst, at 978-281-9279.

SUPPLEMENTARY INFORMATION:

Background Information

Scup are managed by the Mid-Atlantic Fishery Management Council (Council) under the Summer Flounder, Scup and Black Sea Bass FMP. Scup are overfished and overfishing is occurring. The most recent (2000) scup stock assessment concluded that fishing mortality should be reduced substantially and immediately, and that a reduction in fishing mortality from discards would have the most impact on rebuilding the stock.

GRAs were developed by the Council in the specifications for the summer flounder, scup, and black sea bass fisheries, submitted for the 2000 fishing year to reduce mortality from discards in small-mesh fisheries. The Council's initial recommendation consisted of a series of small, restricted areas that went into place sequentially for 2-week periods. Because of concerns regarding the effectiveness of the Council's GRAs, the GRAs were revised by NMFS. The final specifications (65 FR 33486, May 24, 2000) implemented larger GRAs, which restrict the use of small-mesh gear for several months. The GRAs are scheduled to become effective November 1, 2000.

Since publication of the final rule implementing the GRAs, many fishing industry members have expressed opposition to the GRAs, claiming that the restrictions would create severe economic hardships. The Council, at its August 14 to17, 2000, meeting, requested that NMFS modify the GRAs because additional analysis of available data indicated that the GRAs could be reduced in size without seriously compromising conservation benefits to scup. The Council requested that the modifications to the GRAs be implemented by November 1, 2000, and carry forward into the 2001 fishing year, so that the economic impacts of the GRAs could be moderated prior to the effective date of the annual specifications. The modified GRAs were analyzed by Council staff and endorsed by the Council's Scup Monitoring Committee. The Council also recommended the modified GRAs for inclusion in the 2001 specifications for the summer flounder, scup, and black sea bass fisheries, which will be proposed in a separate document in the **Federal Register**. Copies of a chart depicting these areas appears in the EA/RIR/IRFA and are available from the Regional Administrator upon request (see **ADDRESSES**). The coordinates of the proposed alternative GRAs are:

NORTHERN GEAR RESTRICTED AREA I (NOVEMBER 1 TO DECEMBER 31)

Point	N. lat.	W. long.
NGA 1	41° 00'	71° 00'
NGA 2	41° 00'	71° 30'
NGA 3	40° 00'	72° 40'
NGA 4	40° 00'	72° 05'
NGA 5	41° 00'	71° 00'

NORTHERN GEAR RESTRICTED AREA II (DECEMBER 1 TO JANUARY 31)

Point	N. lat.	W. long.
NGA 6	40° 00'	71° 40'
NGA 7	40° 00'	72° 10'
NGA 8	39° 00'	73° 09'
NGA 9	39° 00'	72° 50'
NGA 10	40° 00'	71° 40'

SOUTHERN GEAR RESTRICTED AREA (JANUARY 1 TO APRIL 30)

Point	N. lat.	W. long.
SGA 1	39° 00'	72° 50'
SGA 2	39° 11'	72° 58'
SGA 3	38° 00'	74° 05'
SGA 4	38° 00'	73° 57'
SGA 5	39° 00'	72° 50'

In support of the motion to modify the GRAs, the Council provided additional analysis to incorporate into the EA/RIR/IRFA. The analysis indicated that the proposed GRAs would have a less negative economic impact on small-mesh fisheries than the existing GRAs, with a relatively modest increase in scup discards. The GRA alternative proposed in this proposed rule is estimated to reduce scup discards by 61 percent, as compared to an estimated 71-percent reduction in discards under the existing, or status quo, GRAs. The Council's analysis of the proposed modified GRAs indicates that they would reduce vessel revenues approximately 45 percent less than the status-quo GRAs.

As noted in the 31st Stock Assessment Review Committee Report (SARC 31), there is no precise estimate of scup discards, or of the scup fishing mortality rate. Therefore, it is not possible to quantitatively determine the effect of a 10 percent increase in scup discards on the scup fishing mortality rate. In fact, the estimate of a 10 percent difference in scup discards should only be used for a relative comparison of the GRAs, and not to indicate an absolute quantitative difference. This is because there is high uncertainty regarding annual scup discard estimates in the available sea sampling database. The best available scientific information (SARC 31) estimated that scup discards have approached or exceeded landings during the past decade. Discard mortality accounts for approximately 50 percent of overall scup mortality. Therefore, a 10 percent increase in scup discards would equate roughly to a 5 percent increase in overall mortality. NMFS notes that GRAs were established to address discard mortality, while the scup TAL remains the primary measure to control scup mortality associated with landings.

Section 648.122(a)(2) and (b)(2) list the small-mesh fisheries that are not exempt from the restrictions of the southern and northern GRAs, respectively. Vessels fishing for or in possession of all other species of fish and shellfish (e.g., Atlantic sea scallops) are exempt from the GRA restrictions. The Council voted to exempt the

Atlantic mackerel small-mesh fishery from the GRAs. This exemption was also recommended by the Scup Monitoring Committee. The best available scientific information indicates that the GRAs may have only a minimal impact in reducing scup discards in the Atlantic mackerel fishery. A summary of an analysis of sea sampling (observer) data for directed mackerel trips (those trips for which the total catch of all species was more than 50 percent mackerel) from 1989 - 2000 conducted by the Council indicates that total scup catches in the mackerel fishery for this time period are less than 1 percent of the total catch. The highest percentage of scup bycatch for any observed directed mackerel trip between 1989 and 2000 was 6.3 percent. This proposed rule would exempt Atlantic mackerel from the mesh-size requirements in all of the GRAs. Exempting the Atlantic mackerel fishery from the proposed GRAs is expected to result in an overall increase in annual revenue for that fishery of $346,000, as compared to mackerel not being exempt from the proposed GRAs.

This proposed rule would also exempt the *Loligo* squid fishery from the proposed GRAs from November 1 - December 31, 2000. The directed *Loligo* squid fishery will be closed after October 25, 2000. However, vessels directing effort on other species, and in possession of an open-access squid/butterfish incidental permit, may catch and land up to 2,500 lb (1,134 kg) of Loligo after closure of the directed fishery. Exempting Loligo from the GRA restrictions would allow vessels to possess *Loligo* caught incidentally. Because any *Loligo* retained in the GRAs would have been caught by vessels directing effort on other species already exempted from the GRAs because of low scup bycatch rates, the *Loligo* exemption would not increase scup bycatch. A *Loligo* exemption has been recommended by the Council in the 2001 specifications for the summer flounder, scup, and black sea bass fisheries, and will be considered along with the other recommendations of the Council. It is being proposed now in order to be effective prior to the implementation date of the 2001 specifications.

In conjunction with the modification to the GRAs, NMFS is proposing to modify the procedures for establishing exemptions to the GRAs. The current regulations specify that a fishery may be exempted from the GRAs if the Regional Administrator, in consultation with the Council, determines that scup caught as bycatch in small-mesh fisheries is less than 10 percent, by weight, of the total catch and that such exemption will not jeopardize fishing mortality objectives for scup. However, it has proven to be very difficult to apply the existing criteria in a meaningful way, because of very limited data. Rather than having the Regional Administrator make such a determination, this proposed rule would require that the Council make such a recommendation to the Regional Administrator and provide justification. This would provide for greater public participation and supporting rationale for any exemption.

NMFS is also proposing to modify the regulations pertaining to landings limits specified for Atlantic mackerel, squid, and butterfish, as recommended by the Council at its August 2000 meeting. The directed *Loligo* fishery is a limited access fishery and vessel owners had to demonstrate historical participation in the fishery to receive a permit. Those owners unable to obtain the limited access fishery permit could obtain an open access incidental category permit. The landing limits specified for the incidental category were intended to be sufficient to allow landings of squid, mackerel, and butterfish incidentally caught while targeting other species. However, the regulations presently allow multiple landings in a single day. When *Loligo* are available in quantity in nearshore areas, as they were in the summer of 2000, some incidental category vessels are able to target *Loligo* and make as many as five landings of their incidental trip limit in a day. The *Loligo* squid directed fishery is closed when any period quota is achieved and when 95 percent of the annual quota is attained. However, an incidental trip limit of 2,500 lb (1,134 kg) is allowed for the remainder of the quota period or the year after closure of the directed fishery. It was not intended that the trip limit support a multiple trip per day directed fishery. Therefore, NMFS proposes to limit the trip limit to possession or landing during one calendar day to maintain the character of the incidental category and to prevent exceeding the 2000 quota. The Council recommended redefining the incidental allowance as a possession limit, rather than a landing limit, to enhance at-sea enforcement.

Classification

NMFS prepared an EA incorporating by reference the EA prepared by the Council for the 2000 Specifications to the Summer Flounder, Scup and Black Sea Bass FMP, which discusses the impact on the environment as a result of this proposed rule. A copy of the EA may be obtained from NMFS (see **ADDRESSES**).

This proposed rule has been determined to be not significant for purposes of Executive Order 12866.

NMFS prepared an IRFA as part of the RIR, that describes the impact this proposed rule, if adopted, would have on small entities. A summary of the IRFA follows:

A description of the reasons why action by the agency is being considered and the objectives of the proposed rule are explained in the preamble to this rule and are not repeated here. This action does not contain any collection of information, reporting, or recordkeeping requirements. It will not duplicate, overlap, or conflict with any other Federal rules. This action is taken under authority of the Magnuson-Stevens Act and regulations at 50 CFR part 648.

The proposed GRAs could impact any vessel that would otherwise have fished with small mesh in the affected area. In the analysis of the 2000 specifications for the summer flounder, scup and black sea bass fisheries, the Council estimated that a maximum of 172 vessels (based on 1998 vessel trip report (VTR) data) would be affected by any of the proposed GRAs. This estimate was based on the largest, most restrictive GRAs considered by the Council. Although that alternative was not implemented, the upper limit of affected vessels under any alternative, including the alternative proposed in this proposed rule, is 172. Because the proposed GRAs are smaller than the area analyzed by the Council, the number of impacted vessels is likely to be less than 172. However, it is not possible to quantify how many vessels actually would be impacted by the smaller GRAs, as proposed.

Various levels of reductions in scup discards and landings of small-mesh fisheries are associated with each of the GRA alternatives. The proposed GRAs would reduce scup discards by 61 percent, based on sea sampling data from January 1989 through May 2000. In addition, landings of small-mesh species from the proposed GRAs are expected to be reduced as follows: Herring - 3 percent, mackerel - 11 percent, black sea bass - 42 percent, whiting - 5 percent, and *Loligo* - 22 percent.

Sea sampling data indicates that the status quo GRAs would reduce scup discards by 71 percent, and would reduce landings of other species as follows: Herring - 8 percent, mackerel - 30 percent, black sea bass - 50 percent, whiting - 17 percent, and *Loligo* - 38 percent.

Because the proposed GRAs would result in less of a reduction in landings of other species than the status quo

GRAs, it would result in less of a reduction in revenues. The proposed GRAs would reduce total annual revenues by $7,177,000, whereas the status quo GRAs would reduce total annual revenues by $13,663,000. Exempting mackerel and *Loligo* squid from the GRA restrictions would further decrease the reduction in total annual revenues associated with the proposed GRA to $6,825,000.

NMFS prepared a supplemental analysis of the status quo GRAs for the 2000 specifications. The analysis included an exemption for vessels targeting herring and provided a more specific analysis of the status quo GRAs. NMFS' analysis of the status quo GRAs estimated that 141 vessels could potentially be affected, with an estimated overall annual reduction in revenue of $10.5 million.

In summary, the proposed GRAs result in a 10-percent increase in scup discards as compared to the existing GRAs, but reduce vessel revenues obtained from species caught in other small mesh fisheries by approximately 45 percent less than the existing GRAs.

Estimates regarding revenue reductions do not consider the possible redirection of fishing effort to other open areas due to the GRAs. Therefore, the revenue reduction estimates are likely to be larger than what would actually be experienced in the fishery, since some vessels will likely fish in areas outside the GRAs. However, the extent of this redirection of effort cannot be quantified.

Exempting mackerel from the GRAs could potentially affect any vessel possessing a mackerel permit. According to NMFS permit file data, about 1980 commercial vessels hold an Atlantic mackerel permit. Eleven percent of mackerel landings (1989 - 2000), valued at $346,000 (1998 prices), were derived from the area encompassed by the proposed GRA. Presumably, the economic benefits of these landings would be realized if the small-mesh mackerel fishery were exempted from the GRA restrictions. The alternative (i.e., not exempting mackerel) would prevent fishermen from obtaining such benefits.

The *Loligo* exemption is expected to produce positive economic impacts on permitted vessels. Although the directed *Loligo* squid fishery will be closed after October 25, 2000, vessels fishing in the GRAs will be able to land up to 2,500 lb (1,134 kg) per trip. The alternative (i.e., not exempting *Loligo*) would maintain the status quo and prevent fishing vessels from landing *Loligo* from the GRAs.

VTR data are not yet available to verify the exact number of vessels making multiple landings of squid, mackerel and butterfish in a single day. However, the best available information indicates that a modification of the requirements of the landing limits in the Atlantic mackerel, squid, and butterfish fisheries is expected to impact approximately 60 vessels that have reportedly made multiple landings, out of a total of 2,737 distinct vessels holding one or more permits in these fisheries.

Most reported multiple daily landings of *Loligo* this year occurred off Long Island, NY, during late summer, particularly in the vicinity of Shinnecock Inlet. Because this activity has only begun recently, it is difficult to estimate the extent of the practice of making multiple landings in a single day. Therefore, it is difficult to estimate exactly how many trips would be lost as a result of a regulatory change prohibiting the activity, so, an overall assessment of economic impacts is not possible. While it is likely that the specification of one landing per calendar day would affect smaller vessels operating closer to shore to a greater degree than larger offshore vessels, some larger vessels from Rhode Island and New Jersey would also be impacted, as they reportedly engaged in the activity as well. Assuming an average ex-vessel price of $ 0.50/lb ($1.10/kg), a reduction in revenues per vessel ranging from $1,250.00/day (one foregone landing of 2,500 lb (1,134 kg)) - $5000.00/day (four foregone landings of 2,500 lb (1,134 kg)) could occur for certain vessels, primarily during late summer when *Loligo* are available in nearshore areas. The prohibition of multiple daily landings under the trip limit would reduce the occurrence of quota overages, which result in quota deductions in subsequent quota periods. Short-term economic losses as a result of this measure could be offset by quota that would be available in subsequent periods. There is information that *Loligo* prices often increase in the autumn and winter seasons, as compared to the summer season when most multiple daily landings occur. If higher autumn and winter prices do occur and landings are redirected from the summer season to autumn and winter because of this proposed measure, then there could be an overall revenue increase. However, some of the approximately 60 vessels that made multiple daily *Loligo* landings during the summer may not be the same vessels that benefit from increased quotas in the autumn, due to limited range of smaller vessels, inclement weather, or employment in other fisheries. So, foregone *Loligo* catches as a result of this proposed measure may not always be recouped in subsequent quota periods by the same vessels. Using information from three representative vessels targeting *Loligo* during the months of July and August, the proposed measure could reduce annual revenues for these vessels by as much as 16 percent. However, since these vessels may land one trip of 2,500 lb per day under the proposed measure, total reduction in annual revenue is likely to be less than the estimated maximum of 16 percent. These data suggest that *Loligo* is a substantial proportion of a total annual revenues for the affected vessels even in years when multiple trips were not made. However, the amount a vessel depends upon *Loligo* fishing from year to year varies depending upon the availability of the resource. NMFS does not anticipate any impacts on vessels landing butterfish or mackerel as a result of the change to one landing per day, because there have been no reports of these vessels making multiple landings per day of these species.

The proposal to modify exemption criteria and procedures is an administrative change that is not likely to result in any economic impacts.

A copy of this analysis is available from NMFS (see **ADDRESSES**). The President has directed Federal agencies to use plain language in their communications with the public, including regulations. To comply with this directive, we seek public comment on any ambiguity or unnecessary complexity arising from the language used in this proposed rule. Such comments should be sent to the Regional Administrator, Northeast Region (see **ADDRESSES**).

List of Subjects in 50 CFR Part 648

Fisheries, Fishing, Reporting and recordkeeping requirements.

Dated: October 26, 2000.

William T. Hogarth

Deputy Assistant Administrator for fisheries, National Marine Fisheries service.

For the reasons set out in the preamble, 50 CFR part 648 is proposed to be amended as follows:

PART 648—FISHERIES OF THE NORTHEASTERN UNITED STATES

1. The authority citation for part 648 continues to read as follows:

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

2. In § 648.14, paragraph (p)(4) is removed and reserved and paragraphs

(a)(73), (a)(122), (a)(123), and (p)(3) are revised to read as follows:

§ 648.14 Prohibitions.

(a) * * *

(73) Take, retain, possess, or land more mackerel, squid or butterfish than specified under a notification issued under § 648.22.

(122) Effective January 1, 2000, fish for, possess or land *Loligo* squid, silver hake, or black sea bass in or from the areas, and during the time periods, described in § 648.122(a), (b), or (c) while in possession of midwater trawl or other trawl nets or netting that do not meet the minimum mesh restrictions or that are modified, obstructed or constricted, if subject to the minimum mesh requirements specified in § 648.122 and § 648.123(a), unless the nets or netting are stowed in accordance with § 648.23(b).

(123) Effective through December 31, 2000, fish for, possess or land silver hake or black sea bass in or from the areas, and during the time periods, described in § 648.122(a), (b), or (c) while in possession of midwater trawl or other trawl nets or netting that do not meet the minimum mesh restrictions or that are modified, obstructed or constricted, if subject to the minimum mesh requirements specified in § 648.122 and § 648.123(a), unless the nets or netting are stowed in accordance with § 648.23(b).

(p) * * *

(3) Take, retain, possess, or land mackerel, squid or butterfish in excess of a possession allowance specified under § 648.22.

3. In § 648.22, paragraph (c) is revised to read as follows:

§ 648.22 Closure of the fishery.

(c) *Incidental catches.* During the closure of the directed fishery for mackerel, the possession limit for mackerel is 10 percent by weight of the total amount of fish on board. During a period of closure of the directed fishery for *Loligo*, *Illex*, or butterfish, the possession limit for *Loligo* and butterfish is 2,500 lb (1.13 mt) each, and the possession limit for *Illex* is 5,000 lb (2.27 mt). Vessels may not land more than these limits during any single calendar day, which is defined as the 24-hour period beginning at 0001 hours and ending at 2400 hours.

4. In § 648.122, paragraph (e) is redesignated as (f); and paragraphs (a), (b), (c), and (d) are revised, and a new paragraph (e) is added as follows:

§ 648.122 Season and area restrictions.

(a) *Southern Gear Restricted Area.* (1) From January 1 through April 30, all trawl vessels in the Southern Gear Restricted Area that fish for or possess non-exempt species as specified in paragraph (a)(2) of this section, must fish with nets that have a minimum mesh size of 4.5 inches (11.43 cm) diamond mesh, applied throughout the codend for at least 75 continuous meshes forward of the terminus of the net, or for codends with fewer than 75 meshes, the minimum-mesh-size codend must be a minimum of one-third of the net, measured from the terminus of the codend to the head rope, excluding any turtle excluder device extension, unless otherwise specified in this section. The Southern Gear Restricted Area is an area bounded by straight lines connecting the following points in the order stated (copies of a chart depicting the area are available from the Regional Administrator upon request):

SOUTHERN GEAR RESTRICTED AREA

Point	N. Lat.	W. Long.
SGA1	39°00’	72°50’
SGA2	39°11’	72°58’
SGA3	38°00’	74°05’
SGA4	38°00’	73°57’
SGA1	39°00’	72°50’

(2) *Non-exempt species.* Unless otherwise specified in paragraph (d) of this section, the restrictions specified in paragraph (a)(1) of this section apply to vessels in the Southern Gear Restricted Area that are fishing for or in possession of the following non-exempt species: Black sea bass, *Loligo* squid, and silver hake (whiting). Vessels fishing for or in possession of all other species of fish and shellfish are exempt from these restrictions.

(b) *Northern Gear Restricted Area I.* (1) From November 1 through December 31, all trawl vessels in the Northern Gear Restricted Area I that fish for or possess non-exempt species as specified in paragraph (b)(2) of this section must fish with nets that have a minimum mesh size of 4.5 inches (11.43 cm) diamond mesh, applied throughout the codend for at least 75 continuous meshes forward of the terminus of the net, or for codends with fewer than 75 meshes, the minimum-mesh-size codend must be a minimum of one-third of the net, measured from the terminus of the codend to the head rope, excluding any turtle excluder device extension, unless otherwise specified in this section. The Northern Gear Restricted Area I is an area bounded by straight lines connecting the following points in the order stated (copies of a chart depicting the area are available from the Regional Administrator upon request):

NORTHERN GEAR RESTRICTED AREA I

Point	N. Lat.	W. Long.
NGA1	41°00’	71°00’
NGA2	41°00’	71°30’
NGA3	40°00’	72°40’
NGA4	40°00’	72°05’
NGA1	41°00’	71°00’

(2) *Non-exempt species.* Unless otherwise specified in paragraphs (b)(3) and (d) of this section, the restrictions specified in paragraph (b)(1) of this section apply to vessels in the Northern Gear Restricted Area I that are fishing for, or in possession of, the following non-exempt species: Black sea bass, *Loligo* squid, and silver hake (whiting). Vessels fishing for or in possession of all other species of fish and shellfish are exempt from these restrictions.

(3) *Temporarily Exempted Species.* From November 1, 2000 - December 31, 2000, the restrictions specified in paragraph (b)(1) of this section do not apply to vessels in the Northern Gear Restricted Area I that are fishing for, or in possession of *Loligo* squid.

(c) *Northern Gear Restricted Area II.* (1) From December 1 through January 31, all trawl vessels in the Northern Gear Restricted Area II that fish for or possess non-exempt species as specified in paragraph (c)(2) of this section must fish with nets that have a minimum mesh size of 4.5 inches (11.43 cm) diamond mesh, applied throughout the codend for at least 75 continuous meshes forward of the terminus of the net, or for codends with fewer than 75 meshes, the minimum-mesh-size codend must be a minimum of one-third of the net, measured from the terminus of the codend to the head rope, excluding any turtle excluder device extension, unless otherwise specified in this section. The Northern Gear Restricted Area II is an area bounded by straight lines connecting the following points in the order stated (copies of a chart depicting the area are available from the Regional Administrator upon request):

NORTHERN GEAR RESTRICTED AREA I I

Point	N. Lat.	W. Long.
NGA6	40°00’	71°40’
NGA7	40°00’	72°10’
NGA8	39°00’	73°09’
NGA9	39°00’	72°50’

NORTHERN GEAR RESTRICTED AREA I I—Continued

Point	N. Lat.	W. Long.
NGA6	40°00'	71°40'

(2) *Non-exempt species.* Unless otherwise specified in paragraphs (c)(3) and (d) of this section, the restrictions specified in paragraph (c)(1) of this section apply to vessels in the Northern Gear Restricted Area II that are fishing for, or in possession of, the following non-exempt species: Black sea bass, *Loligo* squid, and silver hake (whiting). Vessels fishing for or in possession of all other species of fish and shellfish are exempt from these restrictions.

(3) *Temporarily Exempted Species.* From December 1, 2000 - December 31, 2000, the restrictions specified in paragraph (c)(1) of this section do not apply to vessels in the Northern Gear Restricted Area II that are fishing for, or in possession of *Loligo* squid.

(d) *Transiting.* Vessels that are subject to the provisions of the Southern and Northern GRAs, as specified in paragraphs (a), (b) and (c) of this section, respectively, may transit these areas provided that trawl net codends on board of mesh size less than that specified in paragraphs (a), (b) and (c) of this section are not available for immediate use and are stowed in accordance with the provisions of § 648.23(b).

(e) *Addition or deletion of exemptions.* The MAFMC may recommend to the Regional Administrator, through the framework procedure specified in § 648.108(a), additions or deletions to exemptions for fisheries other than scup. A fishery may be restricted or exempted by area, gear, season, or other means determined to be appropriate to reduce bycatch of scup.

[FR Doc. 00–28053 Filed 11–01–00; 8:45 am]

BILLING CODE: 3510–22–S

Notices

Federal Register

Vol. 65, No. 213

Thursday, November 2, 2000

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

Advisory Council on Historic Preservation

Meeting

AGENCY: Advisory Council on Historic Preservation.

ACTION: Notice of meeting.

SUMMARY: Notice is hereby given that the Advisory Council on Historic Preservation will meet on Friday, November 17, 2000. The meeting will be held in the North Lodge Room, George Washington Masonic National Memorial, 101 Callahan Drive, Alexandria, Virginia, beginning at 8:30 a.m.

The Council was established by the National Historic Preservation Act of 1966 (16 U.S.C. Section 470) to advise the President and the Congress on matters relating to historic preservation and to comment upon Federal, federally assisted, and federally licensed undertakings having an effect upon properties listed in or eligible for inclusion in the National Register of Historic Places. The Council's members are the Architect of the Capitol; the Secretaries of the Interior, Agriculture, Housing and Urban Development, and Transportation; the Administrators of the Environmental Protection Agency and General Services Administration; the Chairman of the National Trust for Historic Preservation; the President of the National Conference of State Historic Preservation Officers; a Governor; a Mayor; a Native Hawaiian; and eight non-Federal members appointed by the President.

The agenda for the meeting includes the following:

I. Chairman's Welcome
II. Swearing-In Ceremony
III. Chairman's Report
IV. Presentation of Leadership Awards
Revision of Council Strategic Plan—Action
Section 106 Regulations
  A. Consideration and Vote on Adoption of Revised Regulation (see 65 FR 42834–42850)—Action
  B. Consideration of and Vote on Proposed Suspension of Existing Regulation (see 65 FR 55928–55929)—Action
VII. Tribal Issues
  A. Proposed Council Policy on Tribal Relations—Action
  B. Narragansett Section 106 Substitution Agreement—Report and Possible Action
VIII. Federal Stewardship Report
  A. Plan for Implementing Recommendations—Action
  B. Proposed Executive Order on Federal Stewardship—Report
  C. National Park Service Federal Preservation Institute—Report and Discussion
  D. Task Force on Balancing Cultural and Natural Values in National Parks—Report
IX. Executive Director's Report
  A. Department of Energy Manhattan Project Panel—Report
  B. Major Section 106 Cases—Report and Possible Action
  C. Cellular Communications Towers and Section 106—Report and Possible Action
X. New Business
  A. Historic Preservation in the FY 2002 Budget—Action
  B. Meeting Schedule for 2001—Action
XI. Adjourn

Note: The meetings of the Council are open to the public. If you need special accommodations due to a disability, please contact the Advisory Council on Historic Preservation, 1100 Pennsylvania Ave., NW., Room 809, Washington, DC 20004, 202–606–8503, at least seven (7) days prior to the meeting.

FOR FURTHER INFORMATION CONTACT: Additional information concerning the meeting is available from the Executive Director, Advisory Council on Historic Preservation, 1100 Pennsylvania Ave., NW., #809, Washington, DC 20004, 202–606–8503.

Dated: October 27, 2000.

John M. Fowler,

Executive Director.

[FR Doc. 00–28132 Filed 11–1–00; 8:45 am]

BILLING CODE 4310–10–M

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[Docket No. TM–0011]

Notice of Request for Extension of a Currently Approved Information Collection

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Notice and request for comments.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), this notice announces the Agricultural Marketing Service's (AMS) intention to request an extension to a currently approved information collection for the Farmers Market Questionnaire.

DATES: Comments on this notice must be received by January 2, 2001.

FOR FURTHER INFORMATION CONTACT: Tim Payne, Wholesale and Alternative Markets, Transportation and Marketing, Agricultural Marketing Service, U.S. Department of Agriculture, 1400 Independence Ave., SW., Room 2642 South Building, Washington DC 20250–0269; 202–720–8317 and Fax 202–690–0031.

SUPPLEMENTARY INFORMATION:

Title: Farmers Market Questionnaire.

OMB Number: 0581–0169.

Expiration Date of Approval: 12–31–2000.

Type of Request: Extension of a currently approved information collection.

Abstract: The Agricultural Marketing Service (AMS) is responsible for collecting data to provide market access for small and medium sized farmers. One of the elements of this function is to collect data on farmers markets throughout the country and publish this information. This information is critical to State and local governments ability to make decisions on the formation and management of local farmers markets. States and localities need this information not only to support small and medium sized farmers, but also to make decisions concerning rural business activities. Information will be collected on the size and growth of markets, consumers and farmers served, products sold, sales, days of operation, and management structure.

Estimate of Burden: Public reporting burden for this collection of information is estimated to average .25 hours per response.

Respondents: Farmers market managers.

Estimated Number of Respondents: 2,400.

Estimated Number of Responses per Respondent: .5.

Estimated Total Annual Burden on Respondents: 300 hours.

Comments are invited on: (1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of the burden of the proposed collection of information including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) ways to minimize the burden of the collection of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology. Comments may be sent to Tim Payne, Wholesale and Alternative Markets, Transportation and Marketing, Agricultural Marketing Service, U.S. Department of Agriculture, 1400 Independence Ave., SW., Room 2642 South Building, Washington DC 20250–0269. All comments received will be available for public inspection during regular business hours at the same address.

All responses to this notice will be summarized and included in the request for OMB approval. All comments will become a matter of public record.

Dated: October 27, 2000.

James Caron,

Acting Deputy Administrator, Transportation and Marketing.

[FR Doc. 00–28144 Filed 11–1–00; 8:45 am]

BILLING CODE 3410–02–P

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[Docket No. TB–00–23]

Public Hearing Regarding Establishment of a New Tobacco Auction Market

Notice is hereby given of a public hearing regarding an application to combine the Fairmont-Fair Bluff, North Carolina and Loris, South Carolina, tobacco markets.

Dates: November 9, 2000.

Time: 9:30 a.m. local time.

Place: Dales Family Seafood and Steakhouse, 100 701 Bypass, Tabor City, North Carolina.

Purpose: To hear testimony and to receive evidence regarding an application for tobacco inspection and price support services to a new market, which would be a consolidation of the currently designated markets of Fairmont-Fair Bluff, North Carolina and Loris, South Carolina. The application was made by Robert L. Boyd, Sales Supervisor, Loris, South Carolina, and Curtis McGirt, Sales Supervisor, Fairmont, North Carolina.

This public hearing will be conducted pursuant to the joint policy statement and regulations governing the extension of tobacco inspection and price support services to new markets and to additional sales on designated markets (7 CFR 29.1 through 29.3), issued under the Tobacco Inspection Act, as amended (7 U.S.C. 511 *et seq.*) and the Commodity Credit Corporation Charter Act, as amended (15 U.S.C. 714 *et seq.*).

Dated: October 27, 2000.

Kathleen A. Merrigan,

Administrator, Agricultural Marketing Service.

[FR Doc. 00–28143 Filed 11–1–00; 8:45 am]

BILLING CODE 3410–02–P

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

Seniors Farmers' Market Nutrition Pilot Program: Opportunity To Submit Grant Applications

AGENCY: Commodity Credit Corporation, Agriculture.

ACTION: Notice of opportunity to submit grant applications.

SUMMARY: USDA's Commodity Credit Corporation will be making grants to States and Indian tribal governments. The grants must be used to provide coupons to low-income seniors that they may exchange for eligible foods at farmers' markets, roadside stands, and community supported agriculture programs. Eligible foods are fresh, nutritious, unprepared, locally grown fruits, vegetables, and herbs. Ten million dollars are available for grants for the 2001 farmers' market season.

DATE: Applications must be received on or before December 1, 2000.

ADDRESSES: Applications must be sent to Diane Kriviski, Grants Management Specialist, Food and Nutrition Service, USDA, Grants Management Division, 3101 Park Center Drive, Room 738, Alexandria, Virginia 22302.

FOR FURTHER INFORMATION CONTACT: Diane Kriviski at (703) 305–2049.

SUPPLEMENTARY INFORMATION:

I. What Is the Seniors Farmers' Market Nutrition Program?

A. Background

The Seniors Farmers' Market Nutrition Pilot Program is a new program established by USDA's Commodity Credit Corporation (CCC). Under the program, CCC will make grants to States and Indian tribal governments. The grants must be used to provide low-income seniors coupons they may exchange for eligible foods at farmers' markets, roadside stands, and community supported agriculture programs. Eligible foods are fresh, nutritious, unprepared, locally grown fruits, vegetables, and herbs. The grant funds may be used only to support the costs of the foods that are provided under the program; no administrative funding is available. USDA's Food and Nutrition Service (FNS) will assist CCC in evaluating the grant applications.

B. Purpose

The purposes of the Seniors Farmers' Market Nutrition Pilot Program are to (1) provide resources in the form of fresh, nutritious, unprepared, locally grown fruits, vegetables, and herbs from farmers' markets, roadside stands and community supported agriculture programs to low-income seniors, (2) increase the domestic consumption of agricultural commodities by expanding or aiding in the expansion of domestic farmers' markets, roadside stands, and community supported agriculture programs, and (3) develop or aid in the development of new and additional farmers' markets, roadside stands, and community supported agriculture programs.

C. Authority

Funds are being made available for this pilot program pursuant to the CCC Charter Act. Section 5(e) of the Act (15 U.S.C. 714c(e)) authorizes CCC to use its resources to ''Increase the domestic consumption of agricultural commodities by expanding or aiding in the expansion of domestic markets or by developing or aiding in the development of new and additional markets, marketing facilities, and uses for such commodities.''

II. Who Is Eligible for These Grants?

All States and federally recognized Indian tribal governments are eligible for these grants. Indian tribal governments may apply directly or as part of a State application. Each State may submit only one application on behalf of all interested State agencies, local governments, and non-profit organizations in that State, and any Indian tribal governments that want to participate through the State. Each applicant State must designate a lead State agency. However, the lead State agency may make subgrants to other State agencies, Indian tribal governments, local governments, and

non-profit organizations. Also, Indian tribal governments may make subgrants to local governments and non-profit organizations in the areas they serve. Interested State agencies, local governments, and non-profit organizations should contact their Governor's office or Indian tribal governments to work together on an application. States and Indian tribal governments that choose to subgrant all or part of the pilot program funds are responsible for ensuring that the funds are spent in accordance with requirements for the pilot program.

III. How Much Is Available for the Grants and When Must the Funds Be Spent?

Ten million dollars are available for the grants. Grant funds may be obligated beginning with the grant award (expected in early January 2001) through December 31, 2001. The grants will be awarded through a competitive process. We may adjust the amounts requested in the grant applications to ensure that the grants we award are funded at appropriate levels. The submission of a grant application does not guarantee funding.

All program activities under the grants must be completed by December 31, 2001. The pilot program will be evaluated during and after the grant period. If it is successful, we expect to continue the program in the 2002 farmers' market season. The evaluation will also help us decide whether we need to make any changes in order to improve the program. You must cooperate with the evaluation by providing requested data and access to your records.

IV. What Are the Reporting Requirements for Grantees?

You will be required to submit quarterly financial status reports, quarterly progress reports, and a final report. The quarterly financial and progress reports are due April 30, July 31, and October 31, 2001. The final report is due March 31, 2002. The progress reports and the final report must indicate the number of outlets authorized to receive coupons (*i.e.* farmers, farmers' markets, roadside stands, and/or community supported agriculture programs) by category and the number of recipients who have been issued coupons.

V. How Do I Submit a Grant Application?

Your grant application must be received by FNS on or before December 1, 2000. Applications will be accepted until 5 p.m. on December 1, 2000. You must meet this deadline by delivering the application or by mailing it sufficiently in advance of the deadline to ensure its timely receipt. We will return late applications without consideration in the competition. We will not consider additions or revisions to applications once they are received.

You must submit an original and two copies of your application. The original must bear the original signature of your authorized representative. The original must be ready for copying, that is single-sided, unstapled, unbound, and on 8½'' × 11'' paper. Your original and copies must be on white paper. We reserve the right to reject any application containing a grant proposal over 25 pages in length. We will not accept applications sent by datafax and/or e-mail.

Your application must be delivered or mailed to: Diane Kriviski, Grants Management Specialist, Food and Nutrition Service, USDA, Grants Management Division, 3101 Park Center Drive, Room 738, Alexandria, Virginia 22302.

Call Diane Kriviski at (703) 305–2049 with any questions about the grant application. We will respond by telephone to questions seeking clarification, whether technical in nature or relating to the application procedures.

VI. What Is the Meaning of the Terms Used in This Request for Grant Applications?

The following definitions and conditions apply to this pilot program:

Community supported agriculture program means a program under which a farmer grows food for a group of shareholders (or subscribers) who pledge to buy a portion of the farmer's crop that season.

Coupon means a coupon, voucher, or other negotiable financial instrument by which benefits under the pilot program are transferred to pilot program recipients. Coupons must contain a date by which the recipient must use the coupon, a date by which the farmer must submit the coupon for payment, a unique and sequential serial number, a denomination, and an identifier for the redeeming farmer. The denominations of the coupons must be sufficiently small to ensure that recipient can redeem coupons at or near their full value.

Eligible foods means fresh, nutritious, unprepared, locally grown fruits, vegetables, and herbs for human consumption. Eligible foods may not be processed or prepared beyond their natural state except for usual harvesting and cleaning processes. Honey, maple syrup, cider, and nuts are examples of foods that are not eligible for purposes of the pilot program.

Farmer means an individual who sells produce at farmers' markets, roadside stands, and community supported agriculture programs, but does not include an individual who exclusively sells produce grown by someone else, such as wholesale distributors.

Farmers' market means an association of local farmers who assemble at a defined location for the purpose of selling their produce directly to consumers.

Federally recognized Indian tribal government means the same as that term is defined in 7 CFR 3017.3.

Locally grown means grown within the borders of the State that your project serves. If you choose, locally grown may also mean grown in areas of States adjacent to the State your project serves, as long as those areas are part of the United States.

Recipient means a person who meets the age and income eligibility limits for your project and to whom you have issued coupons.

Roadside stand means a location at which a single, individual farmer sells his/her produce directly to consumers.

State means the 50 States of the United States and the District of Columbia.

VII. What Do I Have To Include in My Grant Proposal?

Your grant application must include a grant proposal that describes in detail your plan to operate a project under the Seniors Farmers' Market Nutrition Pilot Program. At a minimum, your grant proposal must address the following areas in sufficient detail to demonstrate your ability to meet the requirements of the pilot program and must be organized as follows:

1. General Administration Requirements

a. *Purpose.* Describe how your project will achieve the purposes (stated above) of the program. Include:

- Proposed period of operation.
- Proposed age and income eligibility limits for recipients. If you propose to serve people under the age of 60 or with household incomes above 185% of the poverty income guidelines (currently $20,813 for a two-person household), include a justification for your eligibility limit.
- Number of recipients you estimate you will serve during the grant period.
- Frequency of coupon issuance, value of coupons at each issuance to a recipient, and maximum total amount a recipient will be issued during the grant period.

• Service area.

Describe any current or prior experience you have with farmers' market projects or programs. If you operated a farmers' market program for seniors during the 2000 farmers' market season, indicate the amount you spent for this program and include an assurance that you will maintain this level of funding (in addition to any pilot program funds) during the grant period.

b. *Administrative capacity.* Describe your administrative capacity to operate the project. Because administrative funding will not be provided under the grant, describe how you and any participating organizations will pay the administrative costs of the program. Identify the organization within the lead State agency or Indian tribal government and key staff who will direct the work of the your project and ensure all requirements of the grant agreement are met.

c. *Financial management.* Describe your financial management system, including how the system will provide accurate, current and complete disclosure of the financial status of the program and quarterly financial status reports.

d. *Record keeping.* Describe your record keeping system, including your system for maintaining separate records for funds received under this grant and records pertaining to financial operations, coupon issuance and redemption, market authorization, and participation.

2. Funding Request

Indicate the amount of funds you are requesting and how you determined that amount.

3. Recipient Certification and Benefit Delivery

a. *Recipient certification and coupon issuance.* Describe how you will determine the eligibility of recipients and issue coupons to recipients.

b. *Coupon redemption system.* Describe your coupon redemption system, including how you will ensure that coupons are redeemed only by authorized farmers, farmers' markets, roadside stands, and/or community supported agriculture programs and only for eligible foods, how you will ensure that no cash change is issued for purchases that are in an amount less than the value of the coupon(s), and how you will ensure that no State or local taxes will be collected on purchases of food with coupons.

c. *Market management system.* Describe how you will manage your markets, including your proposed criteria and procedures for authorizing farmers, farmers' markets, roadside stands, and/or community supported agriculture programs.

d. *Number of markets.* Indicate in each category the number of farmers, farmers' markets, roadside stands, and/or community supported agriculture programs you estimate you will authorize.

e. *Eligible foods.* List all eligible foods.

f. *Coupons.* Describe your proposed coupons, including the denominations.

4. Nutrition Education

Describe any nutrition education you will provide recipients.

VIII. What Do I Have To Include in My Application Package?

Your grant application must demonstrate your willingness and ability to comply with the requirements described in this notice and any additional standards and procedures that you specify in your grant application and are approved by CCC. If your application does not adequately address these requirements, it will be considered nonresponsive and will not receive further consideration.

Your grant application must include the following items. You may get copies of these forms by calling Diane Kriviski at (703) 305–2049.

1. Grant proposal, as described in Section VII of this notice.

2. Application for Federal Assistance, SF–424—This is a required standard form for applications for Federal assistance.

(This form is available at www.whitehouse.gov/OMB/grants/#forms)

3. Budget Information—Non-Construction Programs, SF–424A—Budget estimates show how the grant money will be spent. Approved grant funds must be obligated and expended in accordance with the amounts indicated on the Budget Information form, SF–424A, and must reflect any adjustments made in the grant approval notification. (This form is available at www.whitehouse.gov/OMB/grants/#forms)

4. Assurances/Certifications—Applicants must provide the following forms:

• Assurances—Non-Construction Programs, SF–424B (This form is available at www.whitehouse.gov/OMB/grants/#forms).

• Certification Regarding Debarment, Suspension, and Other Responsibility Matters—Primary Covered Transactions, AD–1047.

• Certification Regarding Drug Free Workplace Requirements—Alternative II, AD–1050.

• Certification Regarding Lobbying.

IX. What Are the Terms and Conditions of the Grant?

In addition to the requirements described in this notice, you must agree to comply with the USDA regulations and Office and Management and Budget (OMB) circulars listed below. Copies of these documents are available from FNS upon request.

• 7 CFR Part 3016: ''Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments'' other than Entitlement Programs (Reference OMB Circular A–102 Common Rule).

• 7 CFR Part 3017: Subparts A–E ''Government-wide Debarment and Suspension (Non-procurement)''.

• 7 CFR Part 3017: Subpart F ''Government-wide Requirements for Drug-free Workplace (Grants)''.

• 7 CFR Part 3018: ''New Restrictions on Lobbying''.

X. How Will My Application Be Evaluated?

A. Panel Review

All grant applications that meet the deadline for submission will be screened for completeness and conformity to the requirements of this request for grant applications. A panel will determine the technical merit of each grant application and provide a numerical score.

B. Evaluation Criteria

Project Implementation 35 Total Points

Project implementation goals and objectives are clearly specified and linked to the requirements and purposes of the Seniors Farmers' Market Nutrition Pilot Program.—15 points

Project implementation tasks follow directly from the project goals and objectives and the requirements and purposes of the Seniors Farmers' Market Nutrition Pilot Program and the necessity of the tasks is adequately explained.—15 points

The roles and duties of all key staff are thoroughly and clearly explained.—5 points

Soundness of Project Design 30 Total Points

The grant proposal describes the oversight necessary to ensure high quality products, services, or outcomes and to keep the project on time and within budget, including a clearly defined chain of command, and appropriate plans for managing outside personnel.—15 points

The organization of the project allows sufficient time for proposed tasks, and

clearly discusses and demonstrates that effective communication will exist among staff. Proposals should include a project timeline and organization chart showing key activities and dates. The timeline provides adequate, realistic periods to complete the proposed activities/tasks. Letters have been submitted to document any resources available to the project from other sources.—15 points

Budget Appropriateness and Efficiency 25 Total Points

The proposed budget request is adequate to support the project and both Federal and non-Federal resources are provided.—10 points

Budget justifications are provided, including descriptions of how categorical costs were derived, discussions of the necessity, reasonableness, and allocability of proposed costs, and links between expenditures and specific activities/tasks.—10 points

The level of Federal support requested is economical and reasonable in relation to the proposed scope and effort of the project.—5 points

Presentation 10 Total Points

The grant proposal is well presented, well organized, complete, clear, and succinct. Proposals should be relatively brief and concise. The maximum acceptable proposal length is 25 pages.

Bonus Points 6 Total Points

Up to six additional points will be awarded to grant proposals that include a nutrition education component. These additional points will be added to the panel's total score, so that the maximum total points a proposal could receive is a total of *106* points.

C. Grant Awards

After the panel evaluates and scores the grant applications, they will be ranked by score, starting with the highest score. In general, CCC will award the grants in rank order until the total available funds are committed. However, the selecting official may take into account CCC priorities in addition to the scores. Also, if the selecting official determines that some or all of the applications lack technical merit, CCC may decide to award no grants, or less than the total amount of funds set aside for this purpose. Finally, CCC reserves the right to fund successful applications at an amount less than requested if it is judged that the application can be implemented with less, or if Federal funding is not sufficient to fully fund all successful applications. CCC also reserves the right to deny an otherwise worthwhile application if the success of the application is dependent upon an amount of funding that is not available.

We will notify grant applicants of awards as soon as possible after the applications have been reviewed. We expect to complete the review by early January 2001. CCC will provide funding for approved grant applications upon receipt of a properly executed grant agreement and subject to available funding.

Dated: October 30, 2000.

August Schumacher, Jr.,

President, Commodity Credit Corporation.

[FR Doc. 00–28201 Filed 10–30–00; 4:41 pm]

BILLING CODE 3410–05–P

DEPARTMENT OF AGRICULTURE

Food Safety and Inspection Service

[Docket No. 00–042N]

HACCP-Based Inspection Models Project (HIMP): Performance Standards for Young Turkey, Young Chicken, and Market Hog HIMP Plants

AGENCY: Food Safety and Inspection Service, USDA.

ACTION: Notice.

SUMMARY: The Food Safety and Inspection Service (FSIS) is publishing the performance standards for food safety and non-food safety conditions that it will apply in a limited number of young turkey and market hog slaughter plants that participate in the HACCP-based Inspection Models Project (HIMP). FSIS has already announced the performance standards for young chicken HIMP plants at public meetings, but the Agency is including them in this Notice.

DATES: There is no formal comment period for this Notice; however, comments are welcome.

ADDRESSES: Submit one original and two copies of written comments to FSIS Docket Clerk, Docket #00–042N, U.S. Department of Agriculture, Food Safety and Inspection Service, Room 102 Cotton Annex Building, 300 12th Street, SW., Washington, DC 20250–3700. All comments submitted in response to this Notice will be available for public inspection in the Docket Clerk's Office between 8:30 a.m. and 4:30 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT: Mr. Michael Grasso, Project Manager, FSIS, at 202 205–0025, FAX 202 205–0058, e-mail *Mike.Grasso@usda.gov.*

SUPPLEMENTARY INFORMATION: FSIS began HIMP in 1998 to determine whether new government slaughter inspection procedures, along with new plant responsibilities, can improve food safety and increase consumer protection. The pilot project is a natural extension of the Agency's Hazard Analysis and Critical Control Points (HACCP) approach in place nationwide within all meat and poultry plants. The Agency adopted the HACCP approach in its Pathogen Reduction; Hazard Analysis and Critical Control Point (HACCP) Systems; Final Rule of July 25, 1996 (61 FR 38806).

The project represents the Agency's effort to apply HACCP principles with respect to industry and FSIS roles and responsibilities in slaughter operations, which should allow FSIS to better focus its in-plant resources and regulatory verification activities on public health concerns. HIMP does not involve processing plants.

Under HIMP, FSIS has developed new inspection models for pilot testing in a limited number of plants slaughtering young, healthy, and uniform animals, specifically young poultry, fed cattle, and market hogs. With these models, FSIS designs HACCP-based slaughter inspection procedures, and plants develop appropriate controls for meeting FSIS requirements.

Through an independent contractor, the Agency conducted baseline sampling in volunteer plants that slaughter young chickens, young turkeys, and market hogs. The baseline sampling results reflect the accomplishments of current slaughter-line inspection procedures in the pilot plants and provide a measure—a ''performance standard''—for judging the accomplishments of these same plants operating under new HIMP procedures. The performance standards address both food safety and non-food safety conditions. The food safety performance standards for young turkeys and market hogs are set at zero to protect consumers from conditions that may be harmful. As stated above, the performance standards for non-food safety conditions—collectively termed ''other consumer protection'' or OCP—reflect the baseline data collected by the independent contractor in participating plants before the new models were instituted. These baseline data thus represent the accomplishments of the current inspection system.

For OCP concerns, 2000 samples were collected by the independent contractor at each of five young turkey and five market hog plants over five weeks and evaluated organoleptically—by the senses. As with young chickens, the new OCP performance standards have been set at the level that the top 75

percent of the plants and our inspectors achieved for each category of defects. For young turkeys and market hogs, with five plants each, the 75th percentile was set slightly below the 4th of the five baseline results, using the formula: 75th percentile = *(.25 * 3rd place values) + (.75 * 4th place values).*

Participating plants must meet these tighter performance standards for food safety and non-food safety concerns. Plants are expected to revise their HACCP systems to achieve the food safety standards and to develop process control plans to achieve OCP standards. Plants are responsible for identifying and removing carcasses that do not meet these standards for reprocessing or condemnation, as appropriate. FSIS inspectors are responsible for inspection and for verifying that plants are continuously achieving the required outcomes.

Microbial sampling was also conducted by the independent contractor: 600 carcasses were sampled at each plant, 300 for *Salmonella* and 300 for generic *E. coli.* Levels of these organisms are evaluated according to the performance standards and criteria set forth in the Agency's Pathogen Reduction/HACCP Final Rule mentioned above.

FSIS conducts continuous inspection in HIMP plants to make a critical appraisal of carcasses to determine that they are not adulterated as defined under FSIS regulations and are thus eligible to receive the mark of inspection.

YOUNG TURKEY HIMP PERFORMANCE STANDARDS BASED ON CURRENT INSPECTION SYSTEM

Food Safety 1 Condition—Infectious (e.g., septicemia, toxemia).	Zero*
Food Safety 2 Contamination—Digestive Content (fecal material).	Zero**
OCP 1 Condition—Animal Diseases (e.g., airsacculitis, arthritis, ascites, cadaver, enteritis, erysipelas, generalized inflammatory process, neoplasms, nephritis, osteomyelitis, pericarditis, pneumonia, tenosynovitis).	1.2%
OCP 2 Condition—Miscellaneous (e.g., breast blister, bruises, external mutilation, fractures, overscald, sores, scabs, and localized inflammatory process).	56.6%
OCP 3 Contamination—Digestive Content (e.g., ingesta).	12.7%
OCP 4 Dressing Defects—Other (e.g., extraneous material-other, feathers, lung, oil gland, trachea, bile).	95.9%
OCP 5 Dressing Defects—Digestive Tract Tissue (e.g., bursa of fabricius, cloaca, crop, esophagus, intestine).	7.5%

*Baseline result was 0.0% at 75th percentile.

**Baseline result was 0.3% at 75th percentile.

MARKET HOGS HIMP PERFORMANCE STANDARDS BASED ON CURRENT INSPECTION SYSTEM

Food Safety 1 Condition-Infectious (e.g., septicemia/toxemia, pyemia, Cysticercus).	Zero *
Food Safety 2 Contamination-Digestive Content (e.g., fecal material, ingesta, milk).	Zero **
Food Safety 3 Ante-mortem suspect (e.g., neurologic conditions, moribund, pyrexic, severe lameness).	Zero
OCP 1 Carcass-Pathology (e.g., arthritis, emaciation, erysipelas, localized abscess, mastitis, metritis, mycobacteriosis [M. Avium], neoplasms, pericarditis, pleuritis, pneumonia, uremia).	4.1%
OCP 2 Condition-Visceral Pathology * (e.g., cystic kidneys, enteritis/gastritis, fecal contamination of viscera, nephritis/pyelonephritis, parasites-other than Cysticercus, peritonitis).	7.2%
OCP 3 Miscellaneous (e.g., anemia/Pale Soft Exudative pork, bile, bruise, edema, external mutilation, fractures, icterus, odor, skin lesions, scabs, untrimmed hair, toenails not removed).	20.5%

*Baseline result was 0.0% at 75th percentile.

**Baseline result was 2.6% at 75th percentile.

YOUNG CHICKEN HIMP PERFORMANCE STANDARDS BASED ON CURRENT INSPECTION SYSTEM

Food Safety 1 Condition-Infectious (e.g., septicemia, toxemia).	Zero *
Food Safety 2 Contamination-Digestive Content (e.g., fecal material).	Zero **
OCP 1 Condition-Animal Diseases (e.g., airsacculitis).	1.7%
OCP 2 Condition-Miscellaneous (e.g., bruises, sores, and other processing defects).	52.5%
OCP 3 Contamination-Digestive Content (e.g., ingesta).	18.6%
OCP 4 Dressing Defects-Other (e.g., feathers).	80.0%
OCP 5 Dressing Defects (e.g., digestive tract tissue).	20.8%

*Baseline result was 0.1% at 75th percentile.

**Baseline result was 1.5% at 75th percentile.

Additional Public Notification

Public awareness of all segments of rulemaking and policy development is important. Consequently, in an effort to better ensure that minorities, women, and persons with disabilities are aware of this notice, FSIS will announce it and provide copies of this **Federal Register** publication in the FSIS Constituent Update. FSIS provides a weekly FSIS Constituent Update, which is communicated via fax to more than 300 organizations and individuals. In addition, the update is available on-line through the FSIS web page located at *http://www.fsis.usda.gov.* The update is used to provide information regarding FSIS policies, procedures, regulations, **Federal Register** notices, FSIS public meetings, recalls, and any other types of information that could affect or would be of interest to Agency constituents or stakeholders. The constituent fax list consists of industry, trade, and farm groups, consumer interest groups, allied health professionals, scientific professionals, and other individuals who have requested to be included. Through these various channels, FSIS is able to provide information to a much broader, more diverse audience.

For more information and to be added to the constituent fax list, fax your request to the Congressional and Public Affairs Office, at 202 720–5704.

Done in Washington, DC, on October 25, 2000.

Thomas J. Billy,

Administrator.

[FR Doc. 00–28147 Filed 11–1–00; 8:45 am]

BILLING CODE 3410–DM–P

DEPARTMENT OF AGRICULTURE

Natural Resources Conservation Service

Notice of a Finding Of No Significant Impact (FONSI) for the Stony Creek Watershed, Clinton and Ionia Counties, Michigan

AGENCY: Natural Resources Conservation Service.

ACTION: Notice of a Finding Of No Significant Impact.

SUMMARY: Pursuant to section 102(2)(c) of the National Environmental Policy Act of 1969; the Council on Environmental Quality Regulations (40 CFR part 1500); and the Natural Resources Conservation Service Regulations (7 CFR part 650); the Natural Resources Conservation Service, U.S. Department of Agriculture, gives notice than an environmental impact statement is not being prepared for the Stony Creek Watershed, Clinton and Ionia Counties, Michigan.

DATES: Comment will be received until on or before December 4, 2000.

FOR FURTHER INFORMATION CONTACT: Alan G. Herceg, Assistant State Conservationist, Natural Resources Conservation Service, Michigan State Office, 300l Coolidge Road, Suite 250, East Lansing, Michigan 48823–6350, telephone 517–324–5282.

SUPPLEMENTARY INFORMATION: The environmental assessment of this federally assisted action indicates that the project will not cause significant local, regional, or national impacts on the environment. As a result of these findings, Ronald C. Williams, State Conservationist, has determined that the preparation and review of an environmental impact statement are not needed for this project.

The project purpose is watershed protection. Project measures include the installation of conservation practices by private land users to reduce soil and water resource problems. Accelerated financial and technical assistance will be available for land treatment.

The Notice of a Finding Of No Significant Impact has been forwarded to the Environmental Protection Agency and to various Federal, State, and local agencies and interested parties. A limited number of copies of the FONSI are available to fill single copy requests at the above address. Basic data developed during the environmental assessment are on file and may be reviewed by contacting Alan G. Herceg.

(This activity is listed in the Catalog of Federal Domestic Assistance under NO. 10.904, Watershed and Flood Prevention, and is subject to the provisions of Executive Order 12372, which requires intergovernmental consultation with State and local officials.)

Dated: October 18, 2000.

Ronald C. Williams,

State Conservationist, East Lansing, Michigan.

[FR Doc. 00–28069 Filed 11–1–00; 8:45 am]

BILLING CODE 3410–16–P

COMMISSION ON CIVIL RIGHTS

Agenda and Notice of Public Meeting of the Arizona Advisory Committee

Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights, that a meeting of the Arizona Advisory Committee to the Commission will convene at 9:00 a.m. and adjourn at 5:00 p.m. on November 16, 2000, at the Courtyard by Marriott, 9631 North Black Canyon Highway, Phoenix, Arizona 85021. The purpose of the community forum is to hold a one day open meeting on civil rights issues in law enforcement and education.

Persons desiring additional information, or planning a presentation to the Committee, should contact Philip Montez, Director of the Western Regional Office, 213–894–3437 (TDD 213–894–3435). Hearing-impaired persons who will attend the meeting and require the services of a sign language interpreter should contact the Regional Office at least ten (10) working days before the scheduled date of the meeting.

The meeting will be conducted pursuant to the provisions of the rules and regulations of the Commission.

Dated at Washington, DC, October 27, 2000.

Lisa M. Kelly,

Special Assistant to the Staff Director, Regional Programs Coordination Unit.

[FR Doc. 00–28065 Filed 11–1–00; 8:45 am]

BILLING CODE 6335–01–P

COMMISSION ON CIVIL RIGHTS

Agenda and Notice of Public Meeting of the Oregon Advisory Committee

Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights, that a meeting of the Oregon Advisory Committee to the Commission will convene at 10 a.m. and adjourn at 2 p.m. on November 9, 2000, at the Sweetbrier Inn, Board Room, 7125 SW Nyberg Road, Tualatin, Oregon 97062. The purpose of the meeting is to discuss the background and the method of conducting a law enforcement Committee project.

Persons desiring additional information, or planning a presentation to the Committee, should contact Philip Montez, Director of the Western Regional Office, 213–894–3437 (TDD 213–894–3435). Hearing-impaired persons who will attend the meeting and require the services of a sign language interpreter should contact the Regional Office at least ten (10) working days before the scheduled date of the meeting.

The meeting will be conducted pursuant to the provisions of the rules and regulations of the Commission.

Dated at Washington, DC, October 27, 2000.

Lisa M. Kelly,

Special Assistant to the Staff Director, Regional Programs Coordination Unit.

[FR Doc. 00–28066 Filed 10–27–00; 4:20 pm]

BILLING CODE 6335–01–P

DEPARTMENT OF COMMERCE

International Trade Administration

[A–201–809]

Notice of Amended Final Results of Antidumping Duty Administrative Review: Certain Cut-to-Length Carbon Steel Plate From Mexico

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

EFFECTIVE DATE: November 2, 2000.

FOR FURTHER INFORMATION CONTACT: Thomas Killiam or Robert James, Enforcement Group III, Office 8, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230; telephone (202) 482–5222 or 482–0649, respectively.

Applicable Statute: Unless otherwise indicated, all citations to the Tariff Act of 1930, as amended (the Act) are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Act by the Uruguay Round Agreements Act (URAA). In addition, unless otherwise indicated, all citations to the Department's regulations are to the regulations, codified at 19 CFR part 351 (1999).

Amended Final Results

The Department of Commerce (the Department) is amending the final results of the administrative review of the antidumping duty order on certain cut-to-length (CTL) carbon steel plate from Mexico in accordance with section 751(h) of the Act and 19 CFR 351.224 of the Department's regulations. These amended final results change the antidumping duty rates.

On February 9, 2000, the Department issued the final results of review for the period August 1, 1997 through July 31, 1998. See *Notice of Final Results of Antidumping Duty Administrative Review,* 65 FR 8338 (February 18, 2000).

On March 9, 2000, the petitioners [1] and the respondent [2] submitted allegations of ministerial errors. We agreed with all of AHMSA's allegations concerning clerical errors, and we agreed with all of petitioners' allegations except one; we disagreed that our omission of the arm's-length test was a clerical error.

The allegations are addressed in the Issues and Decision Memorandum from Joseph A. Spetrini, Deputy Assistant Secretary, Import Administration, to Troy H. Cribb, Acting Assistant Secretary for Import Administration, dated October 19, 2000, on file in room B–099 of the main Commerce building. The Issues and Decisions Memorandum is hereby adopted by this notice; it can be accessed directly on the World Wide Web at *http://ia.ita.doc.gov.*

As a result of our analysis of the parties' allegations, we are amending our final results of review to revise the antidumping rate for AHMSA in accordance with 19 CFR 351.224(e), as shown below.

Manufacturer/exporter	Weighted average margin, percentage
AHMSA	21.75

Accordingly, the Department will determine, and the Customs Service will assess, antidumping duties on all entries of subject merchandise from AHMSA in accordance with these amended final results. The Department will issue appraisement instructions directly to Customs.

This administrative review and notice are in accordance with sections 751(a)(1) and 777(i)(1) of the Act and 19 CFR 351.224.

Dated: October 19, 2000.

Troy H. Cribb,

Acting Assistant Secretary for Import Administration.

[FR Doc. 00–28192 Filed 11–1–00; 8:45 am]

BILLING CODE 3510–DS–P

[1] Petitioners are Bethlehem Steel Corporation, Geneva Steel, Gulf Lakes Steel, Inc. of Alabama, Inland Steel Industries, Inc., Lukens Steel Company, Sharon Steel Corporation, and U.S. Steel Group (a unit of USX Corporation).

[2] Respondent is Altos Hornos de Mexico S.A. de C.V. (AHMSA).

DEPARTMENT OF COMMERCE

International Trade Administration

[A–357–812, A–570–863]

Initiation of Antidumping Duty Investigations: Honey From Argentina and the People's Republic of China

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

EFFECTIVE DATE: November 2, 2000.

FOR FURTHER INFORMATION CONTACT: Charles Rast, Angelica Mendoza, Melissa Blackledge, or Donna Kinsella at, (202) 482–1324, (202) 482–3019, (202) 482–3518, and (202) 482–0194 respectively; Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230.

Initiation of Investigations

The Applicable Statute and Regulations

Unless otherwise indicated, all citations to the statute are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Tariff Act of 1930 (''the Act'') by the Uruguay Round Agreements Act (''URAA''). In addition, unless otherwise indicated, all citations to the Department's regulations are references to the provisions codified at 19 CFR part 351 (1999).

The Petition

On September 29, 2000, the Department of Commerce (''the Department'') received a petition on honey from Argentina and the People's Republic of China filed in proper form by the American Honey Producers Association (''AHPA'') and the Sioux Honey Association (''SHA'') (collectively ''petitioners''). On October 4, 2000, the Department requested clarification of certain areas of the petition, and on October 6 and 10, 2000, petitioners responded to the Department's request for additional information. In addition, we received submissions from the parties with regard to industry support on October 16, 18, and 24.

In accordance with section 732(b) of the Act, petitioners allege that imports of honey from Argentina and the People's Republic of China (''China'') are being, or are likely to be, sold in the United States at less than fair value within the meaning of section 731 of the Act, and that such imports are materially injuring an industry in the United States.

Pursuant to section 732(c)(1)(B) the Department extended the deadline for initiation to no later than October 27, 2000.

The Department finds that petitioners filed these petitions on behalf of the domestic industry because they are interested parties as defined in sections 771(9)(C) and (D) of the Act and they have demonstrated sufficient industry support with respect to each of the antidumping investigations they are requesting the Department to initiate (see ''Determination of Industry Support for the Petitions'' below).

Scope of Investigations

For purposes of these investigations, the products covered are natural honey, artificial honey containing more than 50 percent natural honey by weight, preparations of natural honey containing more than 50 percent natural honey by weight, and flavored honey. The subject merchandise includes all grades and colors of honey whether in liquid, creamed, comb, cut comb, or chunk form, and whether packaged for retail or in bulk form.

The merchandise subject to these investigations is currently classifiable under subheadings 0409.00.00, 1702.90, and 2106.90.99 of the Harmonized Tariff Schedule of the United States (''HTSUS''). Although the HTSUS subheadings are provided for convenience and U.S. Customs Service (''U.S. Customs'') purposes, the Department's written description of the merchandise under investigation is dispositive.

During our review of the petition, we discussed the scope with the petitioners to ensure that the scope in the petition accurately reflects the product for which the domestic industry is seeking relief. Moreover, as discussed in the preamble to the Department's regulations (*Antidumping Duties; Countervailing Duties; Final Rule*, 62 FR 27296, 27323 (May 19, 1997)), we are setting aside a period for parties to raise issues regarding product coverage. The Department encourages all parties to submit such comments by November 9, 2000. Comments should be addressed to Import Administration's Central Records Unit at Room 1870, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, D.C. 20230. The period of scope consultations is intended to provide the Department with ample opportunity to consider all comments and consult with parties prior to the issuance of the preliminary determination.

Determination of Industry Support for the Petitions

Section 732(b)(1) of the Act requires that a petition be filed on behalf of the domestic industry. Section 732(c)(4)(A) of the Act provides that a petition meets this requirement if the domestic producers or workers who support the petition account for: (1) At least 25 percent of the total production of the domestic like product; and (2) more than 50 percent of the production of the domestic like product produced by that portion of the industry expressing support for, or opposition to, the petition.

In addition, section 732(c)(4)(D) of the Act provides that if the petition does not establish support of domestic producers or workers accounting for more than 50 percent of the total production of the domestic like product, the administering authority shall poll the industry or rely on other information in order to determine if there is support for the petition as required by subparagraph (A). Because the petitions at issue did not establish support of domestic producers or workers accounting for more than 50 percent of the total production of the domestic like product, the Department has relied on other information in order to determine whether they meet the statutory requirements for industry support.

Section 771(4)(A) of the Act defines the ''industry'' as ''the producers as a whole of a domestic like product, or those producers whose collective output of a domestic like product constitutes a major proportion of the total domestic production of the product.'' Thus, to determine whether the petition has the requisite industry support, the statute directs the Department to look to producers and workers who produce the domestic like product. The International Trade Commission (''ITC''), which is responsible for determining whether ''the domestic industry'' has been injured, must also determine what constitutes a domestic like product in order to define the industry. While both the Department and the ITC must apply the same statutory definition regarding the domestic like product (section 771(10) of the Act), they do so for different purposes and pursuant to separate and distinct authority. In addition, the Department's determination is subject to limitations of time and information. Although this may result in different definitions of the like product, such differences do not render the decision of either agency contrary to the law. (*See Algoma Steel Corp. Ltd. v. United States,* 688 F. Supp. 639, 642–44 (CIT 1988); *High Information Content Flat Panel Displays and Display Glass from Japan: Final Determination; Rescission of Investigation and Partial Dismissal of Petition,* 56 FR 32376, 32380–81 (July 16, 1991)).

Section 771(10) of the Act defines the domestic like product as ''a product that is like, or in the absence of like, most similar in characteristics and uses with, the article subject to an investigation under this title.'' Thus, the reference point from which the domestic like product analysis begins is ''the article subject to an investigation,'' *i.e.,* the class or kind of merchandise to be investigated, which normally will be the scope as defined in the petition.

The domestic like product referred to in the petitions is the single domestic like product defined in the ''Scope of Investigation'' section above. The Department has no basis on the record to find the petitioners' definition of the domestic like product to be inaccurate. The Department, therefore, has adopted the domestic like product definition set forth in the petition.

Moreover, the Department has determined that the petition (and subsequent amendments) and supplemental information obtained through the Department's research contain adequate evidence of industry support; therefore, polling is unnecessary. It is undisputed that parties expressing support for the petition represent more than 25 percent of domestic production, and thus meet the requirements of section 732(c)(4)(A)(i). Moreover, knowing the 1999 total production of the domestic like product, and the portion of production represented by those supporting the petition, as well as those who have explicitly declined to take a position, the Department is able to conclude that, even if all parties whose production is not accounted for were to oppose the petition, parties expressing support for the petition would represent more than 50 percent of those expressing support or opposition. Therefore, the petition meets the requirements of section 732(c)(4)(A)(ii). For a detailed discussion of this analysis, *see* Attachment to the Initiation Checklist re: Industry Support, dated October 26, 2000.

Accordingly, the Department determines that these petitions are filed on behalf of the domestic industry within the meaning of section 732(b)(1) of the Act.

Fair Value Comparisons

Based on the data provided by the petitioners, there is reason to believe that imports of honey from Argentina and China are being, or are likely to be, sold at less than fair value.

The following are descriptions of the allegations of sales at less than fair value upon which the Department based its decision to initiate these investigations. A more detailed description of these allegations is provided in the respective IA Initiation Checklists. Should the need arise to use any of this information in our preliminary or final determinations for purposes of facts available under section 776 of the Act, we may re-examine the information and revise the margin calculations, if appropriate.

Argentina

Petitioners identified four export trading companies which accounted for the majority of the natural honey exported to the United States during 1999: Conagra, CEASA, Honeymax, and ACA. Petitioners provided export prices on the average F.O.B. Buenos Aires prices for natural honey exported to the United States from Argentina during 1999 by each of the four principal export trading companies. Petitioners used information obtained through foreign market research to demonstrate that the prices charged by Argentina's exporting trading companies are the prices that should be used to determine dumping margins for honey exported from Argentina. (*See Confidential Statement of* {*Foreign Market Researcher*}*,* Attachment 1 of petitioners' October 6, 2000 submission.) Section 772(a) of the Tariff Act of 1930 (''the Act''), as amended, 19 U.S.C. 1677a(a), defines the U.S. price as the price at which the subject merchandise is first sold by a producer or exporter to an unaffiliated U.S. customer. In addition, to the best of petitioners' knowledge, the export trading companies are the first party in the chain of distribution that have knowledge of the ultimate destination of the merchandise and, therefore, set prices for U.S. sales. The average FOB Buenos Aires prices obtained through foreign market research are consistent with the average FOB values in the official U.S. import statistics. (*See* Exhibit A–2 of the petition.)

With respect to normal value (''NV''), the petitioners provided home market prices based on foreign market research. Information contained in the petition does not definitively establish whether or not the home market is viable. The issue of home market viability will be further addressed during the course of the investigation. For purposes of initiation, NV will be based on home market prices. These products are comparable to the products exported to

the United States which serve as the basis for Export Price.

On October 10, 2000, the petitioner provided information demonstrating reasonable grounds to believe or suspect that sales of honey in the home market were made at prices below the cost of production (''COP''), in accordance with section 773(b) of the Act, and requested that the Department conduct a country-wide sales-below-cost investigation.

Pursuant to section 773(b)(3) of the Act, COP consists of the cost of manufacturing (''COM''), sales, general, and administrative (''SG&A'') expenses, and packing. To calculate the foreign producers' COP at the grower level, the petitioners used publicly available cost data obtained from Argentine honey producer bi-monthly trade journal articles. Based upon the comparison of the prices of the foreign like product in the home market to the calculated COP of the product at the grower level, we find reasonable grounds to believe that sales of the foreign like product were made below the COP, within the meaning of section 773(b)(2)(A)(i) of the Act. Accordingly, the Department is initiating a country-wide cost investigation.

Pursuant to section 773(a)(4) and 773(e) of the Act, the petitioners also based NV for sales in Argentina on constructed value (''CV''). Petitioners calculated CV using the same COM and SG&A expenses used to compute home market COP. In addition to these costs, petitioners added the SG&A expenses incurred by the exporters because the honey growers sell their merchandise to exporters who in turn sell to customers in the United States. These costs are more appropriately classified as selling expenses incurred for U.S. sales. Therefore, we have included them as an adjustment to the U.S. sales price. Consistent with section 773(e)(2) of the Act, the petitioners also added to CV an amount for profit which was based upon CEASA and Conagra's financial statements. Because the product sold in the home market was produced by the growers and not by the exporters, we have included a profit rate of zero. However, if we need to resort to the use of facts otherwise available in the future, we will then pursue the growers' profit rates.

The estimated dumping margins, based on a comparison between U.S. price, as adjusted above, and CV, range from 28.84 to 30.17 percent.

Initiation of Cost Investigation

As noted above, pursuant to section 773(b) of the Act, petitioners provided information demonstrating reasonable grounds to believe or suspect that sales of honey in Argentina were made at prices below the average COP of the honey producers in Argentina and, accordingly, requested that the Department conduct a country-wide sales-below-COP investigation in connection with the requested antidumping investigation for Argentina. The Statement of Administrative Action (''SAA''), submitted to the U.S. Congress in connection with the interpretation and application of the URAA, states that an allegation of sales below COP need not be specific to individual exporters or producers. SAA, H.R. Doc. No. 103–316, vol. 1, at 833 (1994). The SAA goes on to state that ''Commerce will consider allegations of below-cost sales in the aggregate for a foreign country, just as Commerce currently considers allegations of sales at less than fair value on a country-wide basis for purposes of initiating an antidumping investigation.'' *Id.*

Further, the SAA provides that ''new section 773(b)(2)(A) retains the current requirement that Commerce have 'reasonable grounds to believe or suspect' that below cost sales have occurred before initiating such an investigation. 'Reasonable grounds' * * * exist when an interested party provides specific factual information on costs and prices, observed or constructed, indicating that sales in the foreign market in question are at below-cost prices.'' *Id.* Based upon the comparison of the prices from the petition for the representative foreign like products to their costs of production, we find ''reasonable grounds to believe or suspect'' that sales of these foreign like products in Argentina were made below their respective COPs within the meaning of section 773(b)(2)(A)(i) of the Act. Accordingly, the Department is initiating the requested country-wide cost investigations.

China

Petitioners based EP on two comparison methodologies. First, petitioners calculated EP on an August 17, 2000 offer for the sale of subject merchandise produced in China to a customer in the United States. The offer for sale represents a quotation for natural honey to be sold to an unaffiliated U.S. purchaser prior to the date of importation. The price quote provides per-unit prices in U.S. dollars for six different grades of natural honey produced in China. The terms of sale are delivered and duty paid. Petitioners adjusted the quoted prices for freight and insurance incurred to transport the honey from the port in China to the U.S. port, U.S. import duties, and insurance charges. Petitioners made an additional deduction for brokerage and handling charges incurred in China. Second, petitioners calculated EP based on average unit values (''AUVs'') for natural honey reported in the U.S. Import Statistics for the period January through June 2000. Petitioners calculated the AUVs using import data from January 1, 2000, through June 30, 2000, based on HTSUS numbers 0409.00.0042, 0409.00.0044, 0409.00.0062, and 0409.00.0064. The terms of delivery are CIF. Petitioners adjusted the AUVs for brokerage and handling charges incurred in China and freight and insurance charges incurred to transport the honey from the port in China to the U.S. port.

Petitioners asserted that China is a non-market economy (''NME'') country to the extent that available information does not permit the calculation of normal value using Chinese producers' own prices or costs for the subject merchandise or comparable merchandise. Petitioners, therefore, constructed a normal value based on the factors of production methodology pursuant to section 773(c) of the Act. In previous investigations, the Department has determined that China is an NME. *See, e.g., Heavy Forged Hand Tools, Finished or Unfinished, With or Without Handles, From the People's Republic of China,* 64 FR 5770, 5773 (Feb. 5, 1999). In accordance with section 771(18)(C)(i) of the Act, the presumption of NME status remains in effect until revoked by the Department. The presumption of NME status for China has not been revoked by the Department and, therefore, remains in effect for purposes of this investigation. Accordingly, the normal value of the product is based on factors of production valued in a surrogate market economy country in accordance with section 773(c) of the Act. In the course of this investigation, all parties will have the opportunity to provide relevant information related to the issues of China's NME status and the granting of separate rates to individual exporters. *See, e.g., Final Determination of Sales at Less Than Fair Value: Silicon Carbide from the People's Republic of China,* 59 FR 22585 (May 2, 1994).

Petitioners selected India as the appropriate surrogate country. Petitioners stated that India is the most suitable surrogate, because: (1) It is comparable in terms of overall economic development, per capita gross national product (''GNP''), the national distribution of labor, and the growth rate in per capita GNP; and (2) as the seventh largest producer of honey in the world in 1999, India is a significant

producer of the subject merchandise. Petitioners also stated that the Department selected India as the preferred surrogate in the 1994–95 antidumping investigation of honey from China. *See Notice of Preliminary Determination of Sales at Less Than Fair Value: Honey from the People's Republic of China,* 60 FR 14725, 14729 (March 20, 1995) (''*Honey from China*''). Based on the information provided by petitioners and Department practice, we believe that petitioners' use of India as a surrogate country is appropriate for purposes of initiation of this investigation.

In accordance with section 773(c)(4) of the Act, petitioners valued factors of production, where possible, on reasonably available, public surrogate country data. For the normal value calculation, petitioners obtained surrogate value information on the cost of producing natural honey in India, including direct costs (*i.e.,* raw honey), indirect costs (*i.e.,* factory overhead and SG&A), and profit. Raw honey was valued using Indian domestic prices as reported in the Mahabaleshwar Honey Producers Cooperative Society Ltd. (''MHPC'') 1998–99 Annual Report. The number of labor hours was derived from the Chinese producer's February 28, 1995 questionnaire response in *Honey from China,* and labor was valued using the Department's regression-based wage rate in accordance with 19 CFR 351.408(c)(3). Factory overhead, SG&A, and profit were valued using financial data reported in MHPC's 1998–99 Annual Report. Additional amounts for export packing were based on an offer for sale from an Indian manufacturer of steel drums and on the consumption rate for packing labor as reported by the Chinese producers in *Honey from China.* As necessary, petitioners inflated non-contemporaneous surrogate values to the period of investigation using IMF International Financial Statistics. Petitioners converted the Indian Rupee prices to U.S. dollars using the exchange rates published in the *Federal Reserve Statistical Release H.10* for the period April 2000 through August 2000. Based on the information provided by petitioners, we believe that their surrogate values represent information reasonably available to petitioners and are acceptable for purposes of initiation of this investigation.

Based on comparisons of EP to NV, the calculated dumping margins for natural honey from China range from 169.40 to 183.80 percent.

Allegations and Evidence of Material Injury and Causation

The petition alleges that the U.S. industry producing the domestic like product is being materially injured, and is threatened with material injury, by reason of the individual and cumulated imports of the subject merchandise sold at less than NV. Petitioners explained that the industry's injured condition is evident in the declining trends in (1) U.S. market share, (2) average unit sales values, (3) share of domestic consumption, (4) operating income, (5) output, and (6) sales.

The allegations of injury and causation are supported by relevant evidence including U.S. Customs import data, lost sales, and pricing information. The Department assessed the allegations and supporting evidence regarding material injury and causation and determined that these allegations are supported by accurate and adequate evidence and meet the statutory requirements for initiation (see Attachments to Initiation Checklist, Re: Material Injury, October 26, 2000).

Initiation of Antidumping Investigations

Based upon our examination of the petition, our discussions on October 12, 2000, with the author of the foreign market research report supporting the petition, measures to confirm the information contained in this report (see Memorandum to the File; Re: Foreign Market Research, dated October 26, 2000), and all other information on the record regarding industry support, we have found that the petition meets the requirements of section 732 of the Act. Therefore, we are initiating antidumping duty investigations to determine whether imports of honey from Argentina and China, are being, or are likely to be, sold in the United States at less than fair value. Unless this deadline is extended, we will make our preliminary determinations no later than 140 days after the date of this initiation.

Distribution of Copies of the Petitions

In accordance with section 732(b)(3)(A) of the Act, a copy of the public version of each petition has been provided to the representatives of the governments of Argentina and China. We will attempt to provide a copy of the public version of each petition to each exporter named in the petition, as appropriate.

International Trade Commission Notification

We have notified the ITC of our initiations, as required by section 732(d) of the Act.

Preliminary Determinations by the ITC

The ITC will determine, by no later than November 20, 2000, whether there is a reasonable indication that imports of honey from Argentina and China are causing material injury, or threatening to cause material injury, to a U.S. industry. A negative ITC determination for any country will result in the investigation being terminated with respect to that country; otherwise, these investigations will proceed according to statutory and regulatory time limits.

This notice is published pursuant to section 777(i) of the Act.

Dated: October 26, 2000.

Troy H. Cribb,

Acting Assistant Secretary for Import Administration.

[FR Doc. 00–28041 Filed 11–1–00; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

International Trade Administration

[A–351–806]

Silicon Metal From Brazil: Extension of Time Limit for Final Results of Antidumping Duty Administrative Review

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

EFFECTIVE DATE: November 2, 2000.

FOR FURTHER INFORMATION CONTACT: Nova Daly or Ron Trentham, AD/CVD Enforcement, Office 4, Group II, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, DC 20230; (202) 482–0989 and (202) 482–6320, respectively.

SUPPLEMENTARY INFORMATION:

Statutory Time Limits

Section 751(a)(3)(A) of the Tariff Act of 1930, as amended (the Act), requires the Department of Commerce (the Department) to make a preliminary determination within 245 days after the last day of the anniversary month of an order/finding for which a review is requested and a final determination within 120 days after the date on which the preliminary determination is published. However, if it is not practicable to complete the review within the time period, section 751(a)(3)(A) of the Act allows the Department to extend the time limit for the preliminary determination to a maximum of 365 days and for the final determination to 180 days (or 300 days

if the Department does not extend the time limit for the preliminary determination) from the date of publication of the preliminary determination.

Background

On August 30, 1999, the Department published a notice of initiation of administrative review of the antidumping duty order on Silicon Metal from Brazil covering the period July 1, 1998, through June 30, 1999, (64 FR 47167). On August 4, 2000, (65 FR 47960), we published the preliminary results of review. In our notice of preliminary results, we stated our intention to issue the final results of this review no later than 120 days after the date of publication of the preliminary results, December 2, 2000.

Extension of Final Results of Review

We determine that it is not practicable to complete the final results of this review within the original time limit. Therefore, the Department is extending the time limit for completion of the final results until no later than January 31, 2000. See Decision Memorandum from Thomas F. Futtner to Holly A. Kuga, dated concurrently with this notice, which is on file in the Central Records Unit, Room B–099 of the main Commerce Building.

This extension is in accordance with section 751(a)(3)(A) of the Act.

Dated: October 20, 2000.

Holly A. Kuga,

Acting Deputy Assistant Secretary for Import Administration, Group II.

[FR Doc. 00–28191 Filed 11–1–00; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

International Trade Administration

[A–533–809]

Certain Stainless Steel Flanges From India; Extension of Time Limit for Preliminary Results of Administrative Review

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

EFFECTIVE DATE: November 2, 2000.

FOR FURTHER INFORMATION CONTACT: Thomas Killiam or Robert James, AD/CVD Enforcement, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington DC 20230; telephone: (202) 482–5222, or (202) 482–0649, respectively.

Applicable Statute

Unless otherwise indicated, all citations to the statute refer to the provisions effective January 1, 1995, the effective date of the amendments made to the Tariff Act of 1930 (the Act) by the Uruguay Round Agreements Act. In addition, all citations to the Department's regulations are to the current regulations, codified at 19 CFR Part 351 (1999).

Extensions of Time Limits for Preliminary Results

Based on requests by interested parties, on March 24, 2000, the Department initiated an administrative review of the antidumping duty order on certain stainless steel flanges from India, covering the period February 1, 1999 through January 31, 2000 (65 FR 16875, March 30, 2000). The preliminary results are currently due no later than October 31, 2000. The respondents are Echjay Forgings Ltd. (with affiliate Pushpaman), Isibars, Ltd., Panchmahal Steel Ltd., Patheja Forgings & Auto Parts, Ltd., and Viraj Forgings, Ltd. The Department has determined that it is not practicable to issue the preliminary results of review within the original time limit mandated by section 751(a)(3)(A) of the Act and section 351.213(h)(1) of the Department's regulations. *See* Memorandum from Richard A. Weible to Joseph A. Spetrini, Deputy Assistant Secretary, Enforcement Group III, October 20, 2000. Accordingly, the Department is extending the time limit for completion of the preliminary results until February 28, 2001, in accordance with section 351.213(h)(2). The deadline for the final results of this review will continue to be 120 days after the date on which the preliminary results are published in the **Federal Register**, in accordance with section 351.213(h)(1).

Dated: October 24, 2000.

Edward C. Yang,

Acting Deputy Assistant Secretary, AD/CVD Enforcement Group III.

[FR Doc. 00–28193 Filed 11–1–00; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

International Trade Administration

[C–357–813]

Notice of Initiation of Countervailing Duty Investigation: Honey From Argentina

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

EFFECTIVE DATE: November 2, 2000.

FOR FURTHER INFORMATION CONTACT: Dana S. Mermelstein at (202) 482–1391 or Doug Campau at (202) 482–1395, Office of CVD/AD Enforcement VII, Import Administration, International Trade Administration, U.S. Department of Commerce, Room 1870, 14th Street and Constitution Avenue, N.W., Washington, D.C. 20230.

Initiation of Investigation

The Applicable Statute and Regulations

Unless otherwise indicated, all citations to the statute are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Tariff Act of 1930 (the Act) by the Uruguay Round Agreements Act (URAA). In addition, unless otherwise indicated, all citations to the Department's regulations are to the regulations codified at 19 CFR part 351 (2000).

The Petition

On September 29, 2000, the Department of Commerce (the Department) received a countervailing duty petition filed in proper form on behalf of the American Honey Producers Association and the Sioux Honey Association (the petitioners). Supplements to the petitions were filed on October 5, 11, 17 and 19, 2000. In addition, we received submissions from the parties with regard to industry support on October 16, 18, and 24.

In accordance with section 702(b)(1) of the Act, petitioners allege that manufacturers, producers, or exporters of honey from Argentina received countervailable subsidies within the meaning of section 701 of the Act.

Pursuant to section 702(C)(1)(b), the Department extended the deadline for initiation to no later than October 27, 2000.

The Department finds that petitioners filed the petition on behalf of the domestic industry because they are interested parties as defined under sections 771(9)(C) and (D) of the Act. The petitioners have demonstrated sufficient industry support with respect to this countervailing duty investigation, which they are requesting the Department to initiate. *See Determination of Industry Support for the Petition* below.

Scope of the Investigation

For purposes of these investigations, the products covered are natural honey, artificial honey containing more than 50 percent natural honey by weight, preparations of natural honey containing more than 50 percent natural

honey by weight, and flavored honey. The subject merchandise includes all grades and colors of honey whether in liquid, creamed, comb, cut comb, or chunk form, and whether packaged for retail or in bulk form.

The merchandise subject to these investigations is currently classifiable under subheadings 0409.00.00, 1702.90, and 2106.90.99 of the Harmonized Tariff Schedule of the United States (''HTSUS''). Although the HTSUS subheadings are provided for convenience and U.S. Customs Service (''U.S. Customs'') purposes, the Department's written description of the merchandise under investigation is dispositive.

During our review of the petition, we discussed the scope with the petitioners to ensure that the scope in the petition accurately reflects the product for which the domestic industry is seeking relief. Moreover, as discussed in the preamble to the Department's regulations (*Antidumping Duties; Countervailing Duties; Final Rule*, 62 FR 27296, 27323 (May 19, 1997)), we are setting aside a period for parties to raise issues regarding product coverage. The Department encourages all parties to submit such comments by November 9, 2000. Comments should be addressed to Import Administration's Central Records Unit at Room 1870, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, D.C. 20230. The period of scope consultations is intended to provide the Department with ample opportunity to consider all comments and consult with parties prior to the issuance of the preliminary determination.

Consultations

Pursuant to section 702(b)(4)(A)(ii) of the Act, the Department invited representatives of the Government of Argentina (GOA) for consultations with respect to the petition filed. The Department held consultations with the GOA on October 13, 2000.

Determination of Industry Support for the Petition

Section 702(b)(1) of the Act requires that a petition be filed on behalf of the domestic industry. Section 702(c)(4)(A) of the Act provides that a petition meets this requirement if the domestic producers or workers who support the petition account for: (1) At least 25 percent of the total production of the domestic like product; and (2) more than 50 percent of the production of the domestic like product produced by that portion of the industry expressing support for, or opposition to, the petition. In addition, section 702(c)(4)(D) of the Act provides that if the petition does not establish support of domestic producers or workers accounting for more than 50 percent of the total production of the domestic like product, the administering authority shall poll the industry or rely on other information in order to determine if there is support for the petition as required by subparagraph (A). Because the petitions at issue did not establish support of domestic producers or workers accounting for more than 50 percent of the total production of the domestic like product, the Department has relied on other information in order to determine whether they meet the statutory requirements for industry support.

Section 771(4)(A) of the Act defines the ''industry'' as ''the producers as a whole of a domestic like product, or those producers whose collective output of a domestic like product constitutes a major proportion of the total domestic production of the product.'' Thus, to determine whether the petition has the requisite industry support, the statute directs the Department to look to producers and workers who produce the domestic like product. The International Trade Commission (''ITC''), which is responsible for determining whether ''the domestic industry'' has been injured, must also determine what constitutes a domestic like product in order to define the industry. While both the Department and the ITC must apply the same statutory definition regarding the domestic like product (section 771(10) of the Act), they do so for different purposes and pursuant to separate and distinct authority. In addition, the Department's determination is subject to limitations of time and information. Although this may result in different definitions of the like product, such differences do not render the decision of either agency contrary to the law. (*See Algoma Steel Corp. Ltd.* v. *United States*, 688 F. Supp. 639, 642–44 (CIT 1988); *High Information Content Flat Panel Displays and Display Glass from Japan: Final Determination; Rescission of Investigation and Partial Dismissal of Petition*, 56 FR 32376, 32380–81 (July 16, 1991)).

Section 771(10) of the Act defines the domestic like product as ''a product that is like, or in the absence of like, most similar in characteristics and uses with, the article subject to an investigation under this title.'' Thus, the reference point from which the domestic like product analysis begins is ''the article subject to an investigation,'' *i.e.,* the class or kind of merchandise to be investigated, which normally will be the scope as defined in the petition.

The domestic like product referred to in the petitions is the single domestic like product defined in the ''Scope of Investigation'' section above. The Department has no basis on the record to find the petitioners' definition of the domestic like product to be inaccurate. The Department, therefore, has adopted the domestic like product definition set forth in the petition.

Moreover, the Department has determined that the petition (and subsequent amendments) and supplemental information obtained through the Department's research contain adequate evidence of industry support; therefore, polling is unnecessary. It is undisputed that parties expressing support for the petition represent more than 25 percent of domestic production, and thus meet the requirements of section 702(c)(4)(A)(i). Moreover, knowing the 1999 total production of the domestic like product, and the portion of production represented by those supporting the petition, as well as those who have explicitly declined to take a position, the Department is able to conclude that, even if all parties whose production is not accounted for were to oppose the petition, parties expressing support for the petition would represent more than 50 percent of those expressing support or opposition. Therefore, the petition meets the requirements of section 702(c)(4)(A)(ii). For a detailed discussion of this analysis, *see Attachment to the Initiation Checklist, Re: Industry Support*, dated October 26, 2000.

Accordingly, the Department determines that these petitions are filed on behalf of the domestic industry within the meaning of section 702(b)(1) of the Act.

Injury Test

Because Argentina is a ''Subsidies Agreement Country'' within the meaning of section 701(b) of the Act, section 701(a)(2) applies to this investigation. Accordingly, the ITC must determine whether imports of the subject merchandise from Argentina materially injure, or threaten material injury to, a U.S. industry.

Allegations and Evidence of Material Injury and Causation

The petition alleges that the U.S. industry producing the domestic like product is being materially injured, and is threatened with material injury, by reason of the individual and cumulated imports of the subject merchandise. Petitioners explained that the industry's

injured condition is evident in the declining trends in (1) U.S. market share, (2) average unit sales values, (3) share of domestic consumption, (4) operating income, (5) output, and (6) sales.

The allegations of injury and causation are supported by relevant evidence including U.S. Customs import data, lost sales, and pricing information. The Department assessed the allegations and supporting evidence regarding material injury and causation and determined that these allegations are supported by accurate and adequate evidence and meet the statutory requirements for initiation. *See Attachment to Initiation Checklist, Re: Material Injury and Causation* (October 26, 2000).

Allegations of Subsidies

Section 702(b) of the Act requires the Department to initiate a countervailing duty proceeding whenever an interested party files a petition, on behalf of an industry, that (1) alleges the elements necessary for an imposition of a duty under section 701(a), and (2) is accompanied by information reasonably available to petitioners supporting the allegations.

Initiation of Countervailing Duty Investigation

The Department has examined the countervailing duty petition on honey from Argentina and found that it complies with the requirements of section 702(b) of the Act. Therefore, in accordance with section 702(b) of the Act, we are initiating a countervailing duty investigation to determine whether manufacturers, producers, or exporters of honey from Argentina receive subsidies. *See* the October 26, 2000, *Memorandum to the File; Initiation of Countervailing Duty Investigation: Honey from Argentina (C–357–813)* (public document on file in the Central Records Unit of the Department of Commerce, Room B–099 (CRU)).

We are including in our investigation the following programs alleged in the petition to have provided countervailable subsidies to producers and exporters of the subject merchandise in Argentina:

I. *Government of Argentina Programs*
- A. Argentine Internal Tax Reimbursement/ Rebate Program (''Reintegro'')
- B. National Income Tax Exemption for Corporate Profits Tied to Export Sales Pursuant to Article 20(1) of Law 20,628
- C. Law 24,467 Programs for Small and Medium-Sized Enterprises (PyMES)
- 1. Investment-Expenditure Credits for Exports
- 2. Law 24,467 Short- and Long-Term Export Financing
- 3. Law 24,467 Short-Term Financing, Including Pre-Financing of Export Sales
- 4. Law 24,467 Line of Credit for the Acquisition of new Capital Goods of Argentine Origin
- 5. Law 24,467 Preferential Line of Credit to Increase Agricultural and Agro-Industrial Production in the Southern Argentine Provinces
- 6. Law 24,467 ''Production Poles'' Program for Honey Producers
- 7. Law 24,467 Credit for Small Business Establishments
- 8. Law 24,467 Preferential Lines of Credit for Working-Capital Purposes
- 9. Law 24,467 Program for the Enhancement of Regional Production
- 10. Law 24,467 Enterprise Restructuring Program (''PRE'')
- 11. Law 24,467 Government-Backed Loan Guarantees
- 12. Law 24,467 Global Credit Program
- D. Preferential Export Financing Based on Warrants
- E. Fundacion Export*Ar
- F. Honey-Specific Line-of-Credit Program for the Pre-Financing of Development Expenses Associated with Export Sales
- G. PROMEX Consortium for Honey Exportation
- H. PROMEX/PROAPI Development Plan for the Enhanced Exportation of Honey
- I. Additional Lines of Credit to Foment the Purchase of Capital Goods of Argentine Origin
- J. Regional Promotional Scheme—Reimbursement ''Patagonico'': Exemption of Import Duties on Capital Goods
- K. Law 22,913 Emergency Aid

II. *Government of Argentina/Provincial Government Program*
- A. Buenos Aires Honey Program
- B. Province of San Luis Honey Development Program

III. *Provincial Government Programs*
- A. Exemption from Municipal Gross Income Tax Contingent on Export Activity Pursuant to Article 116(12) of Law 150 (Buenos Aires Tax Code)
- B. Formosa Honey Project
- C. La Pampa Lines of Credit
- D. Entre Rios Honey Program: Law No. 7435/84
- E. Province of Chubut Law No. 4430/98
- F. Province of Chaco Line of Credit Earmarked for the Honey Sector
- G. Province of Santiago del Estero: Creditos de Confianza (Trust Credits)
- H. Province of San Luis: Creditos de Confianza (Trust Credits)

We are not including in our investigation the following programs alleged to be benefitting producers and exporters of the subject merchandise in Argentina:

1. Other Potentially Countervailable Law 24,467 Subsidies

Petitioners allege that the GOA offers more than 70 subsidy programs pursuant to Law 24,467, including those specifically named and discussed above. Petitioners allege that the main vehicle used to confer government benefits under Law 24,467 is the bestowal of subsidized lines of credit and short- and long-term loans through Argentina's three principal state-controlled banks: the Banco de la Nation (GOA Bank of the Nation); the Banco de la Provincia de Buenos Aires (Bank of the Province of Buenos Aires); and the BICE, Argentina's second-tier Development Bank. Petitioners provided excerpts from a report on the operation of the PYMES programs as well as a ''Guide for Small Businesses'' as support for their allegations that these additional programs exist and requested that the Department investigate any other programs established under Law 24,467. Because petitioners did not provide specific information supporting their allegations, we are not initiating on these allegations.

2. Argentine Drawback Regime: Excessive Duty Drawback

Petitioners allege that the Argentine Duty Drawback regime has a built-in allowance for an excessive rebate. According to petitioners, Argentine customs law requires that drawback claims be examined by GOA's National Institute of Industrial Technology (''INTI''). Petitioners allege that if INTI finds that the difference between the value presented in the exporter's sworn declaration versus its own analysis is less than five percent, then by law, the ''excessive'' rebate stands. Thus, according to petitioners, the law expressly allows exporters to claim five percent more in duty drawback than actually paid in duties and taxes. Petitioners have provided excerpts from the 1998 financial statements of two Argentine honey exporters which they allege show that both may have received at least the automatic excessive rebate of five percent under the statutory scheme, as well as relevant sections of Argentine customs law.

Petitioners have established that Argentina operates a duty drawback system. However, the excerpt of the law provided by petitioners does not indicate that the GOA routinely pays drawback up to five percent in excess of the allowable amounts. The excerpt apparently establishes the level of accuracy which the GOA uses to evaluate exporters' compliance with the law. According to the translated excerpt, for exporters filing duty drawback claims which are found by INTI to be within five percent of the correct amount ''the appropriate credit or debit will be effected.'' This appears to explain the administrative procedure by which the GOA does not penalize companies for minor errors in their duty drawback claims. This language does

not suggest that exporters receive more in drawback than the amount to which they are entitled. Thus, petitioners have not provided sufficient information to support their allegation that there is a benefit to exporters under Argentina's duty drawback regime, and we are not including this program in our initiation.

3. Regional Promotional Scheme—Reimbursement ''Patagonico'': Reimbursement of Argentine National Income Tax

Petitioners allege that the GOA administers a regional promotion scheme for the Patagonian region (La Pampa, Rio Negro, Neuquen, Chubut, Santa Cruz, the National Territory of Tierra del Fuego, the Antarctic, the Falkland Islands and part of the Patagonian region located in the Province of Buenos Aires). According to petitioners, pursuant to Law 2,333/83, the GOA offers reimbursement of national income taxes to companies in the named region.

Petitioners have provided information supporting their allegation of import duty exemptions for capital goods under this program (*See* section I.J. above). However, petitioners have not provided information establishing that there is also an income tax reimbursement program under this regional promotion scheme. Therefore, we are not including this program in our initiation.

Distribution of Copies of the Petitions

In accordance with section 702(b)(4)(A)(i) of the Act, copies of the public version of the petition have been provided to the representatives of Argentina. We will attempt to provide copies of the public version of the petition to all the exporters named in the petition, as provided for under section 351.203(c)(2) of the Department's regulations.

ITC Notification

Pursuant to section 702(d) of the Act, we will notify the ITC of this initiation.

Preliminary Determination by the ITC

The ITC will determine by November 20, 2000, whether there is a reasonable indication that an industry in the United States is materially injured, or is threatened with material injury, by reason of imports of honey from Argentina. A negative ITC determination will result in the investigation being terminated; otherwise, the investigation will proceed according to statutory and regulatory time limits.

This notice is published pursuant to section 777(i) of the Act.

Dated: October 26, 2000.

Troy H. Cribb,

Acting Assistant Secretary for Import Administration.

[FR Doc. 00–28190 Filed 11–1–00; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

National Institute of Standards and Technology

Notice of Government Owned Inventions Available for Leasing

AGENCY: National Institute of Standards and Technology, Commerce.

ACTION: Notice of government owned inventions available for licensing.

SUMMARY: The inventions listed below are owned in whole or in part by the U.S. Government, as represented by the Department of Commerce. The Department of Commerce's interest in the inventions is available for licensing in accordance with 35 U.S.C. 207 and 37 CFR Part 404 to achieve expeditious commercialization of results of federally funded research and development.

FOR FURTHER INFORMATION CONTACT: Technical and licensing information on these inventions may be obtained by writing to: National Institute of Standards and Technology, Office of Technology Partnerships, Building 820, Room 213, Gaithersburg, MD 20899; Fax 301–869–2751. Any request for information should include the NIST Docket No. and Title for the relevant invention as indicated below.

SUPPLEMENTARY INFORMATION: NIST may enter into a Cooperative Research and Development Agreement (''CRADA'') with the licensee to perform further research on the inventions for purposes of commercialization. The inventions available for licensing are:

NIST Docket Number: 98–032US.

Title: Method of Manufacture of Convective Accelerometers

Abstract: This invention is jointly owned by the Department of Commerce and RF Microsystems. The Department's interest in the invention is available for licensing. A gamma radiation sensing device is described which can be used to create a detailed three dimensional intensity distribution of a high radiation zone and to map the radiation intensity as a registered color contour field of a three dimensional geometric model of the radiation zone. The device consists of two mated hemispheres fabricated from material with high-gamma blocking capability. The hemispheres contain an offset mating surface that precludes the mating surface functioning as a radiation channel to the center of the mated sphere. A small-bore linear collimation channel is machined into each hemisphere to create a single, narrow bore viewing path to a central radiation sensing means located at the core of the sphere. The sensing element (an ionization probe, scintillator, or similar radiation sensitive means) is positioned so that it is at the terminus of the radiation channel. A circuitous path means machined into the hemisphere mating surfaces carries the signal (through the use of a flexible cable means—either coaxial or fiber optic) from the sensor to a remote electronic diagnostic and data logging means located well outside the high radiation environment. The circuitous path serves to restrict direct radiation entry to the sensor from all sources except those in line-of-sight with the collimated radiation channel.

Dated: October 23, 2000.

Karen H. Brown,

Deputy Director.

[FR Doc. 00–28199 Filed 11–01–00; 8:45 am]

BILLING CODE 3510–13–M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 103000A]

Atlantic Sea Scallop Fishery Management Plan Framework Adjustment 14

AGENCY: National Oceanic and Atmospheric Administration (NOAA).

ACTION: Proposed collection; Comment request.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)).

DATES: Written comments must be submitted on or before January 2, 2001.

ADDRESSES: Direct all written comments to Madeleine Clayton, Departmental Forms Clearance Officer, Department of Commerce, Room 6086, 14th and Constitution Avenue NW, Washington DC 20230 (or via Internet at MClayton@doc.gov).

FOR FURTHER INFORMATION CONTACT: Requests for additional information or

copies of the information collection instrument(s) and instructions should be directed to Paul H. Jones, Fishery Policy Analyst, NMFS, 1 Blackburn Drive, Gloucester, MA 01930, 978-281-9273, fax 978-281-9135, e-mail paul.h.jones@noaa.gov.

SUPPLEMENTARY INFORMATION:

I. Abstract

The regulations implementing Framework Adjustments 11 and 13 to the Atlantic Sea Scallop Fishery Management Plan (FMP) established the Georges Bank Sea Scallop Exemption Program (Exemption Program), which provided vessels permitted in the limited access scallop program short-term access to the groundfish closed areas on Georges Bank. The management measures and provisions of Framework Adjustment 14 to the FMP propose a similar area access program for the scallop Mid-Atlantic closed areas (Hudson Canyon South and Virginia Beach) as well as an adjustment to the limited access scallop days-at-sea (DAS) allocations. Following are measures that may be included in this access program: (1) Access allowed by all scallop limited access and open access vessels (dredge, trawl, and General Category vessels); (2) establishment of a scallop total allowable catch (TAC) for each of the reopened areas; (3) an allowance of five trips per vessel; (4) a possession limit of 15,000 lb (6,804 kg) of meats per trip for limited access vessels; (5) an automatic deduction of 10 DAS for each limited access trip; (6) a season of April 1, 2001, through February 28, 2002, with the provision that the Administrator, Northeast Region, NMFS, may allow additional trips for those vessels that made a trip prior to September 1, 2001; (7) an emergency landing provision, whereby limited access vessels would not be charged the full 10 DAS, provided the vessel has experienced an emergency condition that forces the vessel to come into port earlier than anticipated; (8) a minimum mesh twine-top of 10 inches (25 cm) for scallop dredge vessels; (9) a Vessel Monitoring System (VMS) requirement, with double-polling for the duration of the access program; (10) a TAC set-aside to allow cooperative research; (11) a TAC set-aside to provide for observer coverage; and (12) a requirement that General Category vessels obtain a letter of authorization to fish in the scallop Mid-Atlantic closed areas. Proposed Framework 14 also may propose additional closed areas to protect concentrations of small scallops. Options for the closed areas include areas in both the Mid-Atlantic and Georges Bank.

The VMS was considered to be one of the major tools for monitoring and enforcing the regulations pertaining to the exemption programs implemented under Framework Adjustments 11 and 13. Vessels participating in these Exemption Programs were required to use a VMS unit for the purposes of monitoring DAS under the scallop regulations. This submission requests comments on similar collection of information requirements, as well as new requirements, for proposed Framework 14. For limited access scallop vessels, the Office of Management and Budget (OMB) gave Paperwork Reduction Act clearance for many of these reporting requirements. However, for General Category scallop vessels electing to participate in the proposed Mid-Atlantic Exemption Program, Framework Adjustment 14 proposes the following collection of information requirements: (1) Monthly reporting of intention to fish in the Exemption Program through the VMS e-mail; (2) daily reporting of scallops kept, Fishing Vessel Trip Report log page, and, for observed trips, scallops kept and yellowtail flounder caught on observed tows through the VMS e-mail messaging system; (3) installation of a VMS unit and documentation of installation of a VMS unit; (4) notice requirements for observer deployment; (5) declaration into the Exemption Program through the VMS prior to leaving the dock; (6) an increase in the polling frequency of the VMS from once every hour to once every thirty minutes; and (7) obtain a letter of authorization to fish in the scallop Mid-Atlantic closed areas. An additional collection of information requirement for limited access scallop vessels in the Exemption Program is: an emergency declaration through the VMS of a Exemption Program trip termination when fishing in the Mid-Atlantic closed areas.

II. Method of Collection

A combination of reporting methods will be involved, including forms, e-mail communications, phone calls, and automatic electronic transmissions.

III. Data

OMB Number: None.

Form Number: None.

Type of Review: Regular submission.

Affected Public: Business and other for-profit organizations.

Estimated Number of Respondents: 459.

Estimated Time Per Response: 2 minutes for a monthly e-mail notification of intent to fish in the Exemption Program; 10 minutes for an e-mail messaging of catch; 1 hour for the installation of a VMS unit; 2 minutes for a notification for purposes of observer deployment; 5 minutes for submitting proof of VMS installation; 2 minutes for declaring into the Exemption Program through the VMS prior to leaving the dock; 5 seconds for each automated VMS report; 2 minutes for a emergency notification to terminate Exemption Program trip; and 2 minutes to obtain a letter of authorization to fish in the scallop Mid-Atlantic closed areas.

Estimated Total Annual Burden Hours: 683.

Estimated Total Annual Cost to Public: $3,120.

IV. Request for Comments

Comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: October 26, 2000.

Madeleine Clayton,

Departmental Forms Clearance Officer, Office of Chief Information Officer.

[FR Doc. 00–28154 Filed 11–1–00; 8:45 am]

BILLING CODE: 3510–22–S

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 102700MC]

Public Assessment of Improved NOAA Weather Radio Automated Voice

AGENCY: National Oceanic and Atmospheric Administration (NOAA).

ACTION: Proposed collection; comment request.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general

public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)).

DATES: Written comments must be submitted on or before January 2, 2001.

ADDRESSES: Direct all written comments to Madeleine Clayton, Departmental Forms Clearance Officer, Department of Commerce, Room 6086, 14th and Constitution Avenue NW, Washington DC 20230 (or via Internet at MClayton@doc.gov).

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the information collection instrument(s) and instructions should be directed to Joanne Swanson/Herb White, 1325 East West Highway SSMC II Room 13202, Silver Spring, MD 20910.

SUPPLEMENTARY INFORMATION:

I. Abstract

The National Weather Service (NWS) is undertaking an acquisition effort to replace the existing voice technology used for automation of the NOAA Weather Radio. The current text-to-speech voice technology has been found to be of questionable understandability and acceptability to the public, and new technology has emerged that can better serve the nation's interests in receipt of broadcast weather warnings, watches, and forecasts from NOAA Weather Radio. The NWS seeks to assess candidates for the voice replacement with the listening public and marine community prior to selecting and acquiring the new technology.

II. Method of Collection

It is intended that multiple focus groups will be formed and canvassed by playing the candidate voices speaking a variety of products and assessing the public reaction to each. In addition, some form of Web-based voluntary assessment and feedback may be offered, along with voice evaluation teams comprised of affected broadcast and public agencies.

III. Data

OMB Number: None.
Form Number: None.
Type of Review: Regular submission.
Affected Public: Individuals or households; business and other for-profit organizations; not-for-profit institutions; farms; Federal, State, Local, or Tribal government.
Estimated Number of Respondents: 800.
Estimated Time Per Response: 2 hours for focus groups; 5 minutes for Web surveys.
Estimated Total Annual Burden Hours: 860.
Estimated Total Annual Cost to Public: $0.

IV. Request for Comments

Comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Dated: October 26, 2000

Madeleine Clayton,

Departmental Forms Clearance Officer, Office of the Chief Information Officer.

[FR Doc. 00–28156 File 11–1–00; 8:45am]

BILLING CODE 3510–KE

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D.102600D]

Endangered Species; Permits

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

ACTION: Receipt of application for a enhancement permit (1268) and issuance of permit (1259).

SUMMARY: Notice is hereby given of the following actions regarding permits for takes of endangered and threatened species for the purposes of scientific research and/or enhancement: NMFS has received a permit application from The National Aquarium in Baltimore (1268) and NMFS has issued an incidental take permit to the North Carolina Division of Marine Fisheries (NCDMF) that authorizes incidental take of Endangered Species Act-listed sea turtles, incidental to the operation and management of the large mesh gillnet fishery in southeastern Pamlico Sound, subject to certain conditions set forth therein (1259).

DATES: Comments or requests for a public hearing on any of the new applications or modification requests must be received at the appropriate address or fax number no later than 5 p.m. eastern standard time on December 4, 2000.

ADDRESSES: Written comments on any of the new applications should be sent to the appropriate office as indicated. Comments may also be sent via fax to the number indicated for the application or modification request. Comments will not be accepted if submitted via e-mail or the Internet. The applications and related documents are available for review in the indicated office, by appointment:

For permits 1268 & 1259: Endangered Species Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Silver Spring, MD, 20910 301-713-1401.

FOR FURTHER INFORMATION CONTACT: Terri Jordan, Silver Spring, MD (ph: 301-713-1401, fax: 301-713-0376, e-mail: Terri.Jordan@noaa.gov).

SUPPLEMENTARY INFORMATION:

Authority

Issuance of permits and permit modifications, as required by the Endangered Species Act of 1973 (16 U.S.C. 1531-1543) (ESA), is based on a finding that such permits/modifications: (1) are applied for in good faith; (2) would not operate to the disadvantage of the listed species which are the subject of the permits; and (3) are consistent with the purposes and policies set forth in section 2 of the ESA. Authority to take listed species is subject to conditions set forth in the permits. Permits and modifications are issued in accordance with, and are subject to, the ESA and NMFS regulations governing listed fish and wildlife permits (50 CFR parts 222-226).

Those individuals requesting a hearing on an application listed in this notice should set out the specific reasons why a hearing on that application would be appropriate (see **ADDRESSES**). The holding of such hearing is at the discretion of the Assistant Administrator for Fisheries, NOAA. All statements and opinions contained in the permit action summaries are those of the applicant and do not necessarily reflect the views of NMFS.

Species Covered in This Notice

The following species are covered in this notice:

Sea Turtles

Green turtle (*Chelonia mydas*)

Kemp's ridley turtle (*Lepidochelys kempii*)

Leatherback turtle (*Dermochelys coriacea*)

Loggerhead turtle (*Caretta caretta*)

Hawksbill turtle (*Eretmochelys imbricata*)

Fish

Shortnose sturgeon (*Acipenser brevirostrum*).

New Applications Received

Application 1268: The applicant requests a 5-year permit to continue to maintain 1 adult shortnose sturgeon in captivity for enhancement purposes. The applicant currently possesses an adult shortnose sturgeon received from the U.S. Fish and Wildlife Service hatchery at Bears Bluff, SC in February 1997, under scientific research permit ı986. Permit 986 will expire on December 31, 2000, and the permit holder does not wish to renew the enhancement aspects of his permit. As a direct result, the National Aquarium in Baltimore is applying for an individual permit to continue maintenance of this fish.

Permits Issued

Notice was published on August 3, 2000 (65 FR 47715), that an application had been filed by NCDMF for an incidental take permit. Permit 1259 was issued to NCDMF on October 5, 2000. Permit 1259 authorizes the incidental take of threatened loggerhead and green sea turtles and endangered Kemp's ridley, hawksbill, and leatherback sea turtles. NCDMF's covered activities include the management of the fall 2000 season of the large mesh gillnet fishery in a specified area in southeastern Pamlico Sound and the prosecution of that fishery by North Carolina fishermen in compliance with NCDMF's implementing regulations. The activities are described in NCDMF's June 21, 2000, permit application and conservation plan (plan) and the associated Draft Environmental Assessment (EA), Final EA and Finding of No Significant Impact, and the permit. Issuance of the permit was based on a finding that NCDMF had met the permit issuance criteria of 50 CFR 222.307(c). Permit 125 9 was effective upon issuance and expires on December 16, 2000.

Dated: October 27, 2000.

Craig Johnson,

Acting Chief, Endangered Species Division, Office of Protected Resources, National Marine Fisheries Service.

[FR Doc. 00–28155 Filed 11–1–00; 8:45 am]

BILLING CODE 3510–22–S

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 101200C]

Marine Mammals; File No. 376-1520-01

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

ACTION: Issuance of permit amendment.

SUMMARY: Notice is hereby given that Dr. James H.W. Hain, Holder/Principal Investigator, Associated Scientists of Woods Hole, Box 721, 3 Water Street, Woods Hole, Massachusetts 02543, has been issued an amendment to permit no. 376-1520 to take marine mammals for purposes of scientific research.

ADDRESSES: The permit and related documents are available for review upon written request or by appointment in the following office(s):

Permits and Documentation Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910 (301/713-2289);

Regional Administrator, Northeast Region, NMFS, One Blackburn Drive, Gloucester, MA 01930, (978/281-9250); and

Regional Administrator, Southeast Region, NMFS, 9721 Executive Center Drive North, St. Petersburg, FL 33702-2432 (813/570-5312).

FOR FURTHER INFORMATION CONTACT: Simona Roberts or Ruth Johnson, 301/713-2289.

SUPPLEMENTARY INFORMATION: On June 23, 1999, Notice was published in the **Federal Register** (64 FR 33470) that a request for a scientific research permit to take various cetacean species, harbor and grey seals, and sea turtles during aerial/vessel surveys, collect stomach contents and baleen, and conduct passive acoustic activities had been submitted by the above-named individual. A modified version of the permit request was issued on March 20, 2000 under authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), and the regulations governing the taking, importing, and exporting of endangered and threatened species (50 CFR parts 222-227). The take of right whales, sea turtles, and stomach contents/baleen was not issued in the original permit.

This amendment now authorizes the permit holder to conduct aerial surveys and behavioral studies on right whales in the western North Atlantic Ocean from a blimp platform at a minimum altitude of 500 feet directly above and a minimum altitude of 350 feet slant range. The expiration date has also been extended to March 31, 2005.

Issuance of this amendment, as required by the ESA, was based on a finding that such permit (1) was applied for in good faith, (2) will not operate to the disadvantage of the endangered species which is the subject of this permit, and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

Dated: October 26, 2000.

Ann D. Terbush,

Chief, Permits and Documentation Division, Office of Protected Resources, National Marine Fisheries Service.

[FR Doc. 00–28157 Filed 11–1–00; 8:45 am]

BILLING CODE: 3510–22–S

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 051500C]

Guidelines for Economic Analysis of Fishery Management Actions

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

ACTION: Notice of availability.

SUMMARY: The Guidelines for Economic Analysis of Fishery Management Actions (Guidelines) provide guidance on meeting the procedural and analytical requirements of Executive Order (E.O.) 12866 and the Regulatory Flexibility Act(RFA)for regulatory actions of federally managed fisheries. Specifically, the guidelines include a general framework for conducting economic analyses of regulatory actions; recommend that a preliminary regulatory economic evaluation be conducted early in the regulatory process to provide information on the impacts of proposed measures to the public and decision makers; outline the process for doing the regulatory impact

review for meeting analytical requirements, including information requirements, analytical procedures, and methodologies; outline the steps for fulfilling the requirements of the RFA; discuss the relationship of the RFA to other applicable law; and identify ways of involving small entities in the rulemaking process.

FOR FURTHER INFORMATION CONTACT: Theo R. Brainerd, 301-713-2337.

SUPPLEMENTARY INFORMATION:

Background

The objective of E.O. 12866 (58 FR 51735, October 4, 1993) is to improve the Federal regulatory system. NMFS complies with E.O. 12866 by preparing a Regulatory Impact Review (RIR) which includes an analysis of the economic effects of the proposed action and alternative actions. The RIR is intended to assist Councils and the NMFS in selecting the regulatory approach that maximizes net benefits (including potential economic, environmental, public health and safety, and other advantages; distributive impacts, and equity issues), unless a statute requires another regulatory approach.

The purpose of the RFA (5 U.S.C. 601 *et seq.*) is to establish as a principle of regulatory issuance that agencies shall endeavor, consistent with the objectives of the regulatory action and applicable statutes, to fit regulatory and informational requirements to the scale of businesses, organizations, and governmental jurisdictions subject to the regulation. NMFS conducts a Regulatory Flexibility Act Analysis (RFAA) to assess the impacts of the proposed/final rule on small entities and describes steps the agency has taken to minimize any significant economic impact on small entities while achieving regulatory goals.

In comparison to the previous RIR/RFAA guidelines, these guidelines:

Incorporate the revisions to the RFA made by the Small Business Regulatory Enforcement Act;

Revise the basis the agency will use to certify that a proposed regulation will not have a significant economic impact on a substantial number of small entities;

Place greater emphasis on the need for the Regional Fishery Management Councils and NMFS to have draft analyses early in the Fishery Management Plan (FMP) development process and final analyses available prior to a decision on the preferred course of action. These analyses would also be a source of information for public comment on the expected effects of the alternatives under consideration;

Provide recommendations concerning key topic areas and organization for the regulatory analyst to consider when developing and revising the regulatory analysis;

Based on the growing regulatory emphasis on protected resources and habitat, recommend that analysts highlight, where appropriate, the effects on the non-consumptive uses of fishery, other living marine resources, and the ecological benefits derived from these resources and their habitats; and

Incorporate changes based on comments from the public.

Comments on Draft Guidelines for Economic Analysis of Fishery Management Actions

By the final date (June 21, 2000) for receiving comments on the draft guidelines, 36 comments were received.

Comment 1: The NMFS guidelines failed to follow the letter and spirit of the RFA and E.O. 12866.

Response: The guidelines addressed all applicable requirements of the RFA and E.O. 12866. The requirements are outlined in detail, and a stepwise approach to meeting those requirements is provided in the guidelines. Most of the comments received indicated that the guidelines provide clear and concise guidance to analysts and set the stage for improving the quality of economic analyses of regulatory actions. The Office of Advocacy at the U. S. Small Business Administration (SBA) reviewed the draft guidelines and provided comments. Those comments were incorporated into the final version of the revised guidelines.

Comment 2: Two commenters expressed concern that the effects of fishery regulations on the recreational sector will not be given adequate attention.

Response: The guidelines state the importance of considering the impacts of management measures on all sectors of the industry, including recreational and non-consumptive users to the extent that available data permit. All sectors affected are considered to be equally important in terms of conducting the economic impact analysis. NMFS is constantly working to improve its data and analytical methods for each sector so that future analyses of management actions can be enhanced.

Comment 3: Small entities affected must include all participants, not only those of the commercial fishing sector but also those of the recreational fishing sector. The guidelines take the position that only economic effects on the commercial sector must be included in economic analysis (RFAA) to comply with the RFA.

Response: The guidelines refer to small entities as defined by the SBA. These include all small entities whether commercial, recreational, or otherwise. RFA analyses of management actions will encompass all the small entities to which the rule will apply.

Comment 4: The statement: ''The RFAA need only analyze the economic impacts on small entities to which the proposed rule will apply'' is not true.

Response: Section 603(b)(3) of the RFA (5 U.S.C. 601 et seq.) refers to the small entities to which the rule will apply. However, other analyses will examine a rule's effects on other entities outside the ambit of the RFA. The analysis of the economic impacts on small entities whether they are directly affected, or indirectly affected by the proposed rule are to be analyzed.

Comment 5: Two commenters agreed with the approach to provide preliminary economic analyses of the impacts of proposed actions early in the process, but stress that such analyses should be available to the public in sufficient time to provide comments. This could enable resolution of weaknesses in the analyses due to missing or incomplete data among other things.

Response: NMFS encourages early presentation of economic analyses so that weaknesses and missing or incomplete data can be identified. In so doing, NMFS hopes that efforts can be made early in the process to address those issues. The guidelines recommend that the preliminary economic analyses should be included in the public hearing document. The public hearing process provides the public with its first opportunity to review the alternatives and to submit comments on the analyses of those alternatives. In addition, the public has opportunity to comment during public comment period at Council meetings before final actions are taken, and during comment period when the proposed rules are published in the **Federal Register**. In certain instances, the Councils may request public comment during the development of the public hearing document.

Comment 6: Although annual gross sales (revenues) could appear large, net revenues could be much less compared to similar size businesses in other industries. Analyses should focus on net revenues.

Response: NMFS agrees with this suggestion. Analyses usually attempt to calculate and consider net revenues when cost and revenue data are available. However, cost data are not available for most fisheries. NMFS is taking steps to collect cost data for

federally managed fisheries. As more cost data become available, more of the analyses will focus on computing net revenues.

Comment 7: Differential impacts on subsets within the fishing industry should be considered even when a subset does not comprise a significant number.

Response: NMFS agrees with this suggestion. The guidelines recommend creation of separate classes of entities for doing the analysis when a regulatory action is expected to have differential impacts based on the sizes of entities and other characteristics. The guidelines recommend that tiering by size or by other appropriate characteristics be done when differential impacts are expected on subgroups of affected small entities.

Comment 8: The certification process (certifying that proposed action would not result in significant economic impact on a substantial number of small entities) tends to mask the cumulative effects of regulatory actions on a large segment of the fishing industry. Cumulative effects should be analyzed where possible. There are some routine management actions that could be considered as good candidates for certification.

Response: The guidelines recommend that conceptual and empirical analyses should explicitly account for the management history in a fishery by reviewing past regulatory activities and trends. It is expected that this approach would incorporate cumulative effects of management measures. Also, the guidelines recommend that certification only be done when the economic analysis of the proposed action provides adequate information on the expected impacts.

Comment 9: Pareto criteria and Hicksian Compensation criteria are strictly efficiency-based and do not attempt to make equity or distributional judgements, but merely indicate if the overall pie is getting bigger or not, regardless of who wins or losses. The footnote on Page 10, Section IV.1 of the draft guidelines is inappropriate within the context that distribution is being raised in the text. One needs to point out that distributive implications of alternatives can and should be determined. These distributive implications can then be weighed along with the net benefit results by the regulatory authorities.

Response: The guidelines have been revised to better reflect that economic analysis should provide a quantitative or qualitative estimate of changes in net benefits expressed in monetary terms. The guidelines indicate that it is desirable to show how the benefits and costs may be distributed among the various impacted sectors / entities if the appropriate data and analytical methods are available. Presentation of other measures of distributional effects such as changes in shares of harvest or revenues are encouraged.

Comment 10: There is need to provide more guidance on conducting analyses involving non-use values. It would be useful to include an addendum to the guidelines that addresses both methodological and application considerations especially with regard to Essential Fish Habitat and MPA related actions, as a temporary solution.

Response: Section IV of the guidelines provides recommendations for computing non-use values and includes three techniques (travel cost, stated preference, and hedonic pricing) for computing non-use values even though it is indicated in section III that the guidelines do not prescribe methods. Also, the list of references at the end of the guidelines includes references on non-use valuation techniques.

Comment 11: Willingness to Accept (WTA) can be used instead of Willingness To Pay. For example, WTA compensation for a loss of a fishing permit.

Response: The concept of WTA has been included in the revised guidelines to reflect that WTA may be preferable in certain situations when valuing market or non-market goods.

Comment 12: The agency should consider existence value for endangered/threatened species.

Response: Existence value is discussed under non-market value in section IV. Where appropriate, existence value may be considered for species, including those covered under the Endangered Species Act (ESA).

Comment 13: The guidelines should mention IMPLAN as a useful package for doing input-output analyses.

Response: There are a number of software packages available for doing input-output analysis. Analysts can utilize any package they are familiar with. It is not the agency's policy to promote a particular brand of product.

Comment 14: In addition to inter-generational equity and fairness issues, irreversibility needs to be addressed. The following sentence should be included: ''*In addition, discounting of actions intended to prevent irreversible impacts, such as habitat damage, might also include applying techniques that escalate the future value of an environmental asset over time.*''

Response: The revised guidelines provide a discussion on the issue of irreversibility.

Comment 15: NMFS should use focus groups to obtain real world perspective when data is lacking and when the analysis is mainly qualitative.

Response: NMFS notes the comment. NMFS and the Councils may use focus groups when appropriate.

Comment 16: Most of NMFS regulations are reactive to crisis situations. They do not allow for well documented use of analytical methods to indicate impacts. NMFS can become more pro-active.

Response: The purpose of the guidelines is not to discuss the reasons for proposing regulations, but to provide guidance on how to conduct economic analyses to meet the requirements of the RFA and E.O. 12866; i.e., to analyze the expected impacts of the proposed regulations.

Comment 17: The guidelines should emphasize the distinction between the RIR and RFAA and should address the issues under each decisional rubric.

Response: The guidelines clearly indicate where the requirements of the RFA and E.O. 12866 overlap and where they differ. For each of the requirements under the RFA and E.O. 12866, specific guidance is provided on how to conduct economic analyses to meet those requirements.

Comment 18: The weight given to non-consumptive uses could overshadow impacts on fishermen. The guidelines should emphasize that the public derives important benefit from being able to purchase seafood at stores and that there is a separate existence value for the U.S. seafood industry.

Response: The guidelines support the use of existence value when it is appropriate to address the issue. Also, the guidelines recommend computing producer and consumer surpluses to capture all costs and benefits for traded goods. Consumer surplus captures the value consumers put on the availability of seafood products. As noted in Comment 2, all sectors affected should be considered in a complete, objective, and balanced way when conducting economic impact analyses.

Comment 19: Information requirements should include consideration of the cumulative economic and social effects of regulations.

Response: The guidelines stress the need for considering cumulative impacts and include suggestions on how to assess cumulative impacts.

Comment 20: The analyst could ''back fill'' a framework adjustment measure with economic and social justifications, rather than conduct a full and fair analysis during the actual decision-making process.

Response: The guidelines outline the steps for doing the economic analyses before NMFS or the Councils take final actions. The guidelines specifically address framework measures and the need to ensure that regulatory actions under a framework are adequately analyzed.

Comment 21: The statement that the RFA does not contain any decisional criterion is untrue.

Response: This statement refers to the fact that the RFA does not require that the least costly alternative or the alternative with the highest benefits be selected. The RFA requires that the agency considers a range of suitable alternatives, and if a rejected alternative would have a lower impact on small entities than the chosen alternative, justify why it chose that alternative over the rejected alternative.

Comment 22: NMFS must find a way to obtain reliable cost information if it expects to do rigorous profitability analyses.

Response: The purpose of the guidelines is not to design methods for collecting data, but to give guidance on how to utilize data to do the economic analyses. However, NMFS is currently collecting cost data for some fisheries and is making effort to expand cost data collection to include more federally managed fisheries.

Comment 23: NMFS must explore innovative alternatives to minimize impact on small entities while meeting the goals and objectives of management.

Response: The analyst does not decide on the alternatives to be included in the regulatory document. As such, the guidelines make no suggestion on what should be suitable alternatives, except that the no action alternative must be considered and should be the baseline from which other alternatives are assessed. However, the Councils and NMFS are required to explore a range of alternatives that are consistent with the goals and objectives of the FMP, and select alternatives that minimize impacts on small entities. The guidelines provide four examples of the types of alternatives that could be used to minimize impact on small entities while meeting the goals and objectives of management.

Comment 24: The contents of the Final Regulatory Flexibility Analysis (FRFA) need to be expanded to include an explanation of why NMFS chose a particular alternative and should include additional consideration of economic, social and regulatory impacts discovered in public comment on the Initial Regulatory Flexibility Analysis.

Response: The FRFA section of the RFAA is structured to meet the requirements of Section 604 of the RFA (5 U.S.C. 601 *et seq*.). The guidelines for preparing the FRFA address all the suggestions made by the commenter.

Comment 25: The current form of the guidelines is likely too general to be useful for practitioners.

Response: The guidelines are primarily written for analysts to aid them in performing economic analyses of regulatory actions while taking into account the wide array of actions for different fisheries under management. It is also written so that it is intelligible to managers, policy makers and to the public in general.

Comment 26: ''Efficiency'' should be explained in the context of fishery management.

Response: Section IV of the guidelines emphasizes estimating the changes in benefits and costs associated with each alternative to the status quo. This incremental or marginal approach is intended to capture differences in efficiency among the alternatives. However, because increased efficiency is not the sole objective of management actions, the guidelines do not emphasize the conditions necessary for an efficient allocation of resources. The guidelines include references to the relevant literature on benefit-cost analysis and efficiency.

Comment 27: Appendix C of Office of Management and Budget (OMB) Circular No. A-94 (revised January 2000) states that OMB officially recommends the use of real discount rates in the range of 3.8 - 4.2 percent. The guidelines should state clearly that analysts should refer to OMB Circular for the current rate schedule and future adjustments to the schedule.

Response: The guidelines indicate that the OMB has provided ''Guidelines and Discount Rates for Benefit-Cost Analysis of Federal Programs'' in Circular No. A-94 distributed by Transmittal Memorandum No. 64 (October 29, 1992). This Circular specifies certain discount rates that will be updated annually when the interest rate and inflation assumptions in the budget are changed. It also specifies (section 8.b.1) a real discount rate of 7.0 percent for computing net present value when doing constant-dollar benefit-cost analyses of proposed investments and regulations. The rates presented in appendix C of OMB Circular No. A-94 do not apply to regulatory analysis or benefit-cost analysis of public investment. They are to be used for lease-purchase and cost-effectiveness analysis, as specified in the Circular. This information about appendix C is provided in: ''Memorandum for the Heads of Departments and Agencies''of February 9, 2000 (M-00-06, 2000 Discount Rates for OMB Circular No. A-94) and can be obtained at: http://www.whitehouse.gov/OMB/memoranda/m00-06.html

Comment 28: Analyses should take cost effects into consideration.

Response: Under ''Changes in the distribution of benefits and costs'' in section IV.1 of the Guidelines, details are provided on how to account for changes in benefits and costs in the analyses. Also, under ''Information Requirements'' in section IV.3, 14 factors are listed for which information should be collected to do the required analyses when relevant. Three of these factors are: expected changes in harvesting costs, processing costs, and benefits or costs incurred by specific user groups.

Comment 29: The section on ''Net benefits within a benefit cost framework'' is confusing and should include a graph illustrating the different surplus measures.

Response: This section has been revised and now provides clear guidance on how to measure benefits and costs within a benefit-cost framework.

Comment 30: There needs to be more guidance for conducting sensitivity analysis.

Response: The guidelines describe three fundamental types of analyses the analysts could employ, if appropriate, to deal with risk and uncertainty. They are: (1) a qualitative description of the areas of risk and uncertainty when reliable data or analytical models are unavailable; (2) a formal sensitivity analysis in which the important parameters are systematically varied and the impact on expected economic effects evaluated; and (3) a formal risk analysis through techniques such as Monte Carlo simulation.

Comment 31: The ''Summary of Expected Economic Effects'' section should include a sample schedule that illustrates how this might look in a particular policy assessment (e.g. quota level) to further aid the analyst.

Response: This section only presents a summary (as a checklist) of how the results of the analysis should be presented. The sample schedule referred to would be appropriate in a practitioners manual which could be developed at a later date.

Comment 32: The section on ''Period of Analysis'' is unsatisfactory. It should include more examples on how various factors, such as the reproductive rate of fish stock and capital mobility and malleability, affect the relevant time frame of the analysis.

Response: Specific guidance on the period of analysis is not appropriate because of the vast differences in the characteristics of fisheries and the variety of management measures. A thorough knowledge of the particular fishery under consideration, and the nature of the proposed management measures and other relevant factors (as stated in the guidelines), must be considered before determining the appropriate period for the analysis.

Comment 33: The current section on ''Risk and Uncertainty'' does not emphasize the importance of providing a range of benefit-cost estimates as opposed to point estimates to the Councils.

Response: In addition to identifying three types of analyses to deal with risk and uncertainty, the guidelines state that the use of conservative or best estimates, or the use of a risk premium added to the social discount rate is not recommended.

Electronic Access

A copy of the revised guidelines is available through the internet at: http://www.nmfs.gov/sfa/ under ''Proposed & Final Rules, and Documents for Public Comment.''

Dated: October 27, 2000.

Clarence Pautzke,

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

[FR Doc. 00–28153 Filed 11–01–00; 8:45 am]

BILLING CODE 3510–22–S

DEPARTMENT OF COMMERCE

UNITED STATES PATENT AND TRADEMARK OFFICE

Submission for OMB Review; Comment Request

The United States Patent and Trademark Office (USPTO) has resubmitted to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

AGENCY: United States Patent and Trademark Office (USPTO).

Title: Post Allowance and Refiling.

Form Numbers: PTO/SB/44/50/51/51S/52/53/54/55/56/57/58 and PTOL–85B.

Agency Approval Number: 0651–0033.

Type of Request: Revision of a currently approved collection.

Burden: 51,593.5 hours.

Number of Respondents: 172,475 responses.

Avg. Hours Per Response: The USPTO estimates that it will take the public approximately two hours to gather, prepare, and submit a request for *inter partes* reexamination of a patent. The USPTO estimates that it will take the public anywhere from 1.8 minutes to two hours, depending on the complexity of the situation, to gather, prepare, and submit the documents associated with a request for a certificate of correction, reissue application, request for *ex parte* reexamination of a patent, and issue fee transmittal. These estimates are unchanged from the last renewal of this information collection package on September 24, 1997.

Needs and Uses: This collection of information is required to administer the patent law pursuant to title 35, U.S.C., concerning the issuance of patents and related actions including correcting errors in printed patents, refiling of patent applications, requesting *ex parte* or *inter partes* reexamination of a patent, and requesting a reissue patent to correct an error in a patent.

Affected Public: Individuals or households, businesses or other for-profit, not-for-profit institutions, farms, Federal Government, and State, local or tribal governments.

Frequency: On occasion.

Respondent's Obligation: Required to obtain or retain benefits.

OMB Desk Officer: David Rostker (202) 395–3897.

Copies of the above information collection proposal can be obtained by calling or writing Susan K. Brown, Records Officer, Data Administration Division, Office of Data Management, United States Patent and Trademark Office, Crystal Park 3, 3rd Floor, Suite 310, Washington, D.C. 20231, by phone at (703) 308–7400, or via the Internet at (susan.brown@uspto.gov).

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication to David Rostker, OMB Desk Officer, Room 10236, New Executive Office Building, 725 17th Street, NW, Washington, DC 20503.

Dated: October 25, 2000.

Susan K. Brown,

Records Officer, Data Administration Division, Office of Data Management.

[FR Doc. 00–28067 filed 11–1–00; 8:45 a.m.]

BILLING CODE: 3510–16–P

COMMISSION OF FINE ARTS

Notice of Meeting

The next meeting of the Commission of Fine Arts is scheduled for 16 November 2000 at 10 a.m., in the Commission's offices at the National Building Museum, Suite 312, Judiciary Square, 441 F Street, NW., Washington, DC 20001–2728. Items of discussion affecting the appearance of Washington, D.C., may include buildings, parks and memorials.

Draft agendas are available to the public one week prior to the meeting. Inquiries regarding the agenda and requests to submit written or oral statements should be addressed to Charles H. Atherton, Secretary, Commission of Fine Arts, at the above address or call 202–504–2200. Individuals requiring sign language interpretation for the hearing impaired should contact the Secretary at least 10 days before the meeting date.

Dated in Washington, DC, 30 October 2000.

Charles H. Atherton,

Secretary.

[FR Doc. 00–28169 Filed 11–1–00; 8:45 am]

BILLING CODE 6330–01–M

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Request for Public Comments on Cambodian Labor Law and Standards Pursuant to the U.S.-Cambodia Bilateral Textile Agreement

October 31, 2000.

AGENCY: Committee for the Implementation of Textile Agreements (CITA).

ACTION: Notice concerning Cambodian labor law and standards.

FOR FURTHER INFORMATION CONTACT: Roy Unger, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, (202) 482–4212. For information on categories for which consultations have been requested, call (202) 482–3740.

SUPPLEMENTARY INFORMATION:

Authority: Section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854); Executive Order 11651 of March 3, 1972, as amended.

A notice and letter to the Commissioner of Customs published in the **Federal Register** on February 8, 1999 (see 64 FR 6050) outlined the bilateral textile agreement of January 20, 1999 in which the Governments of the United States and Cambodia agreed to

limits for certain cotton, wool and man-made fiber textile products, produced or manufactured in Cambodia and exported to the United States during three one-year periods beginning on January 1, 1999 and extending through December 31, 2001.

Pursuant to the bilateral textile agreement, the United States must make a determination by December 1, 2000 as to whether working conditions in the Cambodian textile and apparel sector substantially comply with Cambodian labor law and internationally recognized core labor standards. If the United States makes a positive determination, textile and apparel specific limits will be increased for the subsequent agreement year.

Anyone wishing to comment or provide data or information regarding this matter is invited to submit 10 copies of such comments or information to Richard B. Steinkamp, Acting Chairman, Committee for the Implementation of Textile Agreements, U.S. Department of Commerce, Washington, DC 20230; ATTN: Becky Geiger. The deadline for receipt of comments is November 15, 2000.

Comments or information submitted in response to this notice will be available for public inspection in the Office of Textiles and Apparel, room H3100, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Washington, DC.

The solicitation of comments is not a waiver in any respect of the exemption to the rulemaking provisions contained in 5 U.S.C.553(a)(1) relating to matters which constitute ''a foreign affairs function of the United States.''

D. Michael Hutchinson,

Acting Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. 00–28261 Filed 10–31–00; 12:39 pm]

BILLING CODE 3510–DR–F

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Adjustment of Import Limits for Certain Cotton, Wool and Man-Made Fiber Textiles and Textile Products and Silk Blend and Other Vegetable Fiber Apparel Produced or Manufactured in Malaysia

October 27, 2000.

AGENCY: Committee for the Implementation of Textile Agreements (CITA).

ACTION: Issuing a directive to the Commissioner of Customs adjusting limits.

EFFECTIVE DATE: November 2, 2000.

FOR FURTHER INFORMATION CONTACT: Ross Arnold, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, (202) 482–4212. For information on the quota status of these limits, refer to the Quota Status Reports posted on the bulletin boards of each Customs port, call (202) 927–5850, or refer to the U.S. Customs website at http://www.customs.gov. For information on embargoes and quota re-openings, call (202) 482–3715.

SUPPLEMENTARY INFORMATION:

Authority: Section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854); Executive Order 11651 of March 3, 1972, as amended.

The current limits for certain categories are being adjusted for carryover, carryforward, swing, special swing and special shift.

A description of the textile and apparel categories in terms of HTS numbers is available in the CORRELATION: Textile and Apparel Categories with the Harmonized Tariff Schedule of the United States (see **Federal Register** notice 64 FR 71982, published on December 22, 1999). Also see 64 FR 62657, published on November 17, 1999.

Richard B. Steinkamp,

Acting Chairman, Committee for the Implementation of Textile Agreements.

Committee for the Implementation of Textile Agreements

October 27, 2000.

Commissioner of Customs,
Department of the Treasury, Washington, DC 20229.

Dear Commissioner: This directive amends, but does not cancel, the directive issued to you on November 8, 1999, by the Chairman, Committee for the Implementation of Textile Agreements. That directive concerns imports of certain cotton, wool and man-made fiber textiles and textile products and silk blend and other vegetable fiber apparel, produced or manufactured in Malaysia and exported during the period beginning on January 1, 2000 and extending through December 31, 2000.

Effective on November 2, 2000, you are directed to adjust the limits for the following categories, as provided for under the Uruguay Round Agreement on Textiles and Clothing:

Category	Adjusted twelve-month limit [1]
Sublevels within Fabric Group	
620	9,104,151 square meters.
Other specific limits	
200	399,714 kilograms.
336/636	693,958 dozen.
338/339	1,599,343 dozen.
341/641	1,319,054 dozen of which not more than 765,775 dozen shall be in Category 341.
342/642/842	488,474 dozen.
345	238,559 dozen.
347/348	720,379 dozen.
445/446	36,271 dozen.
604	1,921,483 kilograms.
638/639	684,616 dozen.
645/646	203,848 dozen.
647/648	2,470,403 dozen of which not more than 1,486,940 dozen shall be in Category 647–K [2] and not more than 1,486,940 dozen shall be in Category 648–K [3].
Group II	
201, 222–224, 239pt. [4], 332, 352, 359pt. [5], 360–362, 369pt. [6], 400–431, 433, 434, 436, 438–O [7], 440, 443, 444, 447, 448, 459pt. [8], 464, 469pt. [9], 600–603, 606, 607, 618, 621, 622, 624–629, 633, 643, 644, 649, 652, 659pt. [10], 666, 669pt. [11], 670, 831, 833, 834, 836, 838, 840, 843–858 and 859pt. [12], as a group.	54,741,268 square meters equivalent.

[1] The limits have not been adjusted to account for any imports exported after December 31, 1999.

[2] Category 647–K: only HTS numbers 6103.23.0040, 6103.23.0045, 6103.29.1020, 6103.29.1030, 6103.43.1520, 6103.43.1540, 6103.43.1550, 6103.43.1570, 6103.49.1020, 6103.49.1060, 6103.49.8014, 6112.12.0050, 6112.19.1050, 6112.20,.1060 and 6113.00.9044.

[3] Category 648–K: only HTS numbers 6104.23.0032, 6104.23.0034, 6104.29.1030, 6104.29.1040, 6104.29.2038, 6104.63.2006, 6104.63.2011, 6104.63.2026, 6104.63.2028, 6104.63.2030, 6104.63.2060, 6104.69.2030, 6104.69.2060, 6104.69.8026, 6112.12.0060, 6112.19.1060, 6112.20.1070, 6113.00.9052 and 6117.90.9070.

[4] Category 239pt.: only HTS number 6209.20.5040 (diapers).

[5] Category 359pt.: all HTS numbers except 6406.99.1550.

[6] Category 369pt.: all HTS numbers except 5601.10.1000, 5601.21.0090, 5701.90.1020, 5701.90.2020, 5702.10.9020, 5702.39.2010, 5702.49.1020, 5702.49.1080, 5702.59.1000, 5702.99.1010, 5702.99.1090, 5705.00.2020 and 6406.10.7700.

[7] Category 438–O: only HTS numbers 6103.21.0050, 6103.23.0025, 6105.20.1000, 6105.90.1000, 6105.90.8020, 6109.90.1520, 6110.10.2070, 6110.30.1550, 6110.90.9072, 6114.10.0020 and 6117.90.9025.

[8] Category 459pt.: all HTS numbers except 6405.20.6030, 6405.20.6060, 6405.20.6090, 6405.99.1505 and 6406.99.1560.

[9] Category 469pt.: all HTS numbers except 5601.29.0020, 5603.94.1010 and 6406.10.9020.

[10] Category 659pt.: all HTS numbers except 6406.99.1510 and 6406.99.1540.

[11] Category 669pt.: all HTS numbers except 5601.10.2000, 5601.22.0090, 5607.49.3000, 5607.50.4000 and 6406.10.9040.

[12] Category 859pt.: only HTS numbers 6115.19.8040, 6117.10.6020, 6212.10.5030, 6212.10.9040, 6212.20.0030, 6212.30.0030, 6212.90.0090, 6214.10.2000 and 6214.90.0090.

The Committee for the Implementation of Textile Agreements has determined that these actions fall within the foreign affairs exception of the rulemaking provisions of 5 U.S.C. 553(a)(1).

Sincerely,
Richard B. Steinkamp,
Acting Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. 00–28148 Filed 11–1–00; 8:45 am]

BILLING CODE 3510–DR–F

DEPARTMENT OF EDUCATION

National Assessment Governing Board; Meeting

AGENCY: National Assessment Governing Board; Education.

ACTION: Notice of partially closed meeting.

SUMMARY: This notice sets forth the schedule and proposed agenda of a forthcoming meeting of the National Assessment Governing Board. This notice also describes the functions of the Board. Notice of this meeting is required under Section 10(a)(2) of the Federal Advisory Committee Act. This document is intended to notify the general public of their opportunity to attend.

Date: November 16–18, 2000.

Time: November 16—Executive Committee, 5:30–6.15 p.m. (open), 6:15–7:00 p.m., (closed). November 17—Full Board, 8:15–10 a.m., (open); Assessment Development Committee, 10:00 a.m.–12:30 p.m. (open); Reporting and Dissemination Committee, 10:00 a.m.–12:30 p.m. (open); Committee on Standards, Design, and Methodology, 10:00 a.m.–12:30 p.m., (open); Full Board, 12:30–4:00 p.m., (open). November 18—Full Board, 8:30 a.m.–adjournment, approximately, 12:00 noon, (open).

Location: Hotel Washington, Pennsylvania Avenue and 15th Street, Washington, DC.

FOR FURTHER INFORMATION CONTACT: Sharif Shakrani, Deputy Director, National Assessment Governing Board, Suite 825, 800 North Capitol Street, NW., Washington, DC 20002–4233, Telephone: (202) 357–6938.

SUPPLEMENTARY INFORMATION: The National Assessment Governing Board is established under section 412 of the National Education Statistics act of 1994 (Title IV of the Improving America's Schools Act of 1994) (Pub. L. 103–382).

The Board is established to formulate policy guidelines for the National Assessment of Educational Progress. The Board is responsible for selecting subject areas to be assessed, developing assessment objectives, identifying appropriate achievement goals for each grade and subject tested, and establishing standards and procedures for interstate and national comparisons. Under Public Law 105–78, the National Assessment Governing Board is also granted exclusive authority over developing the Voluntary National Tests pursuant to contact number RJ9753001.

On Thursday, November 16 from 5:00 to 7:00 p.m., the Executive Committee will meet in partially closed session. In the open session, 5:00–6:15 p.m., the Committee will hear an update on the reauthorization legislation, consider the Board's priorities and direction for the coming year, and make assignments to the new standing committees. In closed session from 6:15–7:00 p.m., the Committee will hear an update on the development of cost estimates for the NAEP and future contract initiatives. This portion of the meeting must be conducted in closed session because public disclosure of this information would likely have an adverse financial effect on the NAEP program. The discussion of this information would be likely to significantly frustrate implementation of a proposed agency action if conducted in open session. Such matters are protected by exemption 9(B) of Section 552b(c) of Title 5 U.S.C.

On November 17, the full Board will convene in open session beginning at 8:30 a.m. In addition to the approval of the agenda, the Board will hear comments from the Secretary of Education who will administer the oath of office to the newly appointed Board members. The Board will then hear a report from the Executive Director, an update on the NAEP project, and receive a report from the AdHoc Committee on NAEP Participation.

From 10 a.m.–12 p.m., there will be open meetings of the standing committees. The Assessment Development Committee will receive a briefing on the new NAEP 2004 Mathematics Framework Update contract, and discuss an upcoming project to refine the framework document for the NAEP reading assessment. The Committee also will discuss several recommendations of the Ad Hoc Committee on NAEP Participation, specifically related to released NAEP test items and the teacher tool kit.

Agenda items for the Reporting and Dissemination Committee include review and discussion of the recommendations from the Ad Hoc Committee on NAEP Participation; approval of NAEP report release dates; and receipt of an update on plans for reporting NAEP 2000 in reading, mathematics, and science.

The Committee on Standards, Design, and Methodology will review recommendations from the Ad Hoc Committee on NAEP Participation, and hear updates on achievement levels setting, and translation of achievement levels to Voluntary National Tests.

The full Board will reconvene in open session from 12:30–4 p.m. to hear a report on a study regarding the impact of incentives and rewards for NAEP. This will be followed by a presentation on the conclusions and recommendations on achievement levels. The Board will then receive ethics training from staff of the Office of General Counsel.

On Saturday, November 18, the Board will hear a status report on the NAEP Market Basket Pilot Studies, and a report of the National Academy of Sciences' Evaluation of the NAEP Market Basket and District-Level Reporting. This meeting of the National Assessment Governing Board will conclude with the presentation of committee reports and Board actions.

A summary of the activities of the partially closed session, and other related matters which are informative to the public and consistent with the policy of the section 5 U.S.C. 552b(c), will be available to the public within 14 days after the meeting. Records are kept of all Board proceedings and are available for public inspection at the U.S. Department of Education, National Assessment Governing Board, Suite #825, 800 North Capitol Street, NW., Washington, DC, from 8:30 a.m. to 5 p.m.

Roy Truby,
Executive Director, National Assessment Governing Board.

[FR Doc. 00–28162 Filed 11–1–00; 8:45 am]

BILLING CODE 4001–01–M

DEPARTMENT OF ENERGY

Idaho Operation Office; Notice of Availability of Solicitation for Awards of Financial Assistance

AGENCY: Idaho Operations Office, DOE.

ACTION: Metal casting industries of the future.

SUMMARY: The U.S. Department of Energy (DOE), Idaho Operations Office (ID) is seeking applications for cost shared research and development of technologies which will enhance economic competitiveness, reduce energy consumption and reduce environmental impacts of the metal casting industry. The research is to address research priorities identified by the metal casting industry in the Metal Casting Industry Technology Roadmap.

DATES: The deadline for optional pre-applications is November 17, 2000, at 3 p.m. MST. The deadline for receipt of full applications is March 16, 2001, at 3 p.m. MST.

ADDRESSES: Applications should be submitted to: Beth Dahl, Contract Specialist, Procurement Services Division, U.S. Department of Energy, Idaho Operations Office, 850 Energy Drive, Mail Stop 1221, Idaho Falls, Idaho 83401–1563.

FOR FURTHER INFORMATION CONTACT: Beth Dahl, Contract Specialist at *dahlee@id.doe.gov,* or Brad Bauer, Contracting Officer at *bauerbg@id.doe.gov.*

SUPPLEMENTARY INFORMATION: The Metal Casting Industry Technology Roadmap can be found at *http://www.oit.doe.gov/metalcast/roadmap.shtml.* Approximately $1,000,000 to $1,500,000 of funding will be available to fund the first year of selected research efforts. DOE anticipates making 5 to 10 cooperative agreement awards each with duration of three years or less. A minimum of 50% non-federal cost share is required for research and development projects over the life of the project. First year cost share can be as low as 30% if subsequent years have sufficient cost share so that non-federal share totals at least 50%. Collaborations between industry, university, and National Laboratory participants are encouraged. The issuance date of Solicitation Number DE–PS07–01ID14003 is on or about October 26, 2000. The solicitation is available in its full text via the DOE's Industry Interactive Procurement System (IPS) or the Internet at the following address: *http://www.id.doe.gov/doeid/PSD/proc-div.html.* The statutory authority for the program is the Federal Non-Nuclear Energy Research and Development Act of 1974 (P.L. 93–577). The Catalog of Federal Domestic Assistance (CFDA) Number for this program is 81.086.

Issued in Idaho Falls on October 26, 2000.

R.J. Hoyles,

Director, Procurement Services Division.

[FR Doc. 00–28158 Filed 11–1–00; 8:45 am]

BILLING CODE 6450–01–M

DEPARTMENT OF ENERGY

Senior Executive Service; Performance Review Board

AGENCY: U.S. Department of Energy.

ACTION: Designation of PRB Chair.

SUMMARY: This notice designates the Performance Review Board Chair for the Department of Energy.

EFFECTIVE DATE: The appointment is effective as of September 30, 2000.

Performance Review Board Chair

David L. Hamer, Department of Energy.

Issued in Washington, DC October 26, 2000.

David M. Klaus,

Director of Management and Administration.

[FR Doc. 00–28159 Filed 11–1–00; 8:45 am]

BILLING CODE 6450–01–P

DEPARTMENT OF ENERGY

Senior Executive Service; Performance Review Board

AGENCY: Department of Energy

ACTION: SES Performance Review Board Standing Register.

SUMMARY: This notice provides the Performance Review Board Standing Register for the Department of Energy. This listing supersedes all previously published lists of PRB members.

EFFECTIVE DATE: These appointments are effective as of September 30, 2000.

ACHARYA, SARBESWAR NMN
ACKERLY, LAWRENCE R
AGUILERA, ESTHER
ALCOCK, ROBERT M
ALLARD III, EDWARD T
ALLISON, JEFFREY M
ANDERSON, JAMES L
ANDERSON, MARGOT H
ARMSTRONG, M BRENT
ARTHUR III, WILLIAM JOHN
ASCANIO, XAVIER
BACA, FRANK A
BACA, MARK C
BAILEY, LAWRENCE D
BAJURA, RITA A
BAKER, KENNETH E
BALLARD, WILLIAM W
BARKER JR, WILLIAM L
BARRETT, LAKE H
BAUER, CARL O
BAUER, LINDA K
BECKETT, THOMAS H
BEECY, DAVID J
BENEDICT, GEORGE W
BERGHOLZ JR, WARREN E
BERICK, DAVID M
BERKOVITZ, DAN M
BERNARD, PETER A
BERUBE, RAYMOND P
BIELAN, DOUGLAS J
BILSON, HELEN E
BLACK, RICHARD L
BLACKWOOD, EDWARD B
BLADOW, JOEL K
BOARDMAN, KAREN L
BORCHARDT, CHARLES A
BORGSTROM, CAROL M
BORGSTROM, HOWARD G
BORNHOFT JR, BUDD B
BOSTON, HARRY L
BOWMAN, GERALD C
BOYD, GERALD G
BRADLEY JR, THERON M
BRADLEY, SAMUEL M
BRECHBILL, SUSAN R
BRENDLINGER, TERRY L
BREZNAY, GEORGE B
BRICE, JAMES F
BROCOUM, STEPHAN J
BRODMAN, JOHN R
BRONSTEIN, ELI B
BROWN III, ROBERT J
BROWN, FREDERICK R
BRUMLEY, WILLIAM J
BUBAR, PATRICE M
BURKE, BRIAN E
BURNS, ALLEN L
BURROWS, CHARLES W
BUTLER, JEROME M
CAMPBELL, ELIZABETH E
CAMPBELL, JAMES THOMAS
CARABETTA, RALPH A
CARAVELLI, JOHN M
CARDINALI, HENRY A
CARLSON, JOHN T
CARLSON, KATHLEEN ANN
CARY, STEVEN V
CASTELLI, BRIAN T
CAVANAGH, JAMES J
CHANEY, KIMBERLY A HAYES
CHRISTENSEN, WILLIAM J
CHRISTOPHER, ROBERT K
CHUN, SUN W
CLARK, JOHN R
CLAUSEN, MAX JON
COBURN, LEONARD L
COMBS, MARSHALL O
COOK, BEVERLY ANN
COOK, JOHN S
COSTLOW, BRIAN D
COWAN, GWENDOLYN S
CRAIG JR, JACK R
CRANDALL, DAVID H
CROSS, CLAUDIA A
CROWE, RICHARD C
CUMESTY, EDWARD G

CURTIS, JAMES H
CYGELMAN, ANDRE I
DALTON, HENRY F
DARUGH, DAVID G
DAVIES, NELIA A
DAVIS, JAMES T
DAWSON, DEBORAH A
DE LORENZO, RALPH H
DECKER, JAMES F
DEDIK, PATRICIA
DEGRASSE JR, ROBERT W
DEHANAS, THOMAS W
DEHMER, PATRICIA M
DEHORATIIS JR, GUIDO
DEIHL, MICHAEL A
DEMPSEY, ROBERT D
DENNISON, WILLIAM J
DER, VICTOR K
DESMOND JR, WILLIAM J
DEVER, GERTRUDE L
DIFIGLIO, CARMEN NMN
DIRKS, TIMOTHY M
DIXON, ROBERT K
DOHERTY, DONALD P
DOMAGALA, MARTIN J
DOOLEY III, GEORGE J
DURNAN, DENIS D
DYER, J RUSSELL
EBERWEIN, CATHERINE D
EDMONDSON, JOHN J
EGGER, MARY H
EMMETT, ROBERT A
ERICKSON, LEIF
ESVELT, TERENCE G
FALLE, J GARY
FARIELLO, THERESA M
FIORE, JAMES J
FITZGERALD JR, JOSEPH E
FITZGERALD, CHERYL P
FOLKER, ROBERT D
FOWLER, JENNIFER JOHNSON
FRAZIER, MARVIN E
FREI, MARK W
FRENCH, RICHARD T
FURIGA, RICHARD D
FYGI, ERIC J
GARCIA, MARVIN L
GARLAND, ROBERT W
GARSON, HENRY K
GEBUS, GEORGE R
GEIDL, JOHN C
GIBSON JR, WILLIAM C
GIBSON, JUDITH D
GILBERTSON, MARK A
GILL, CLAIR F
GILLIGAN, JOHN M
GINSBERG, MARK B
GLASS, RICHARD E
GLENN, DANIEL E
GLICK, RICHARD A
GOLAN, PAUL M
GOLDENBERG, NEAL NMN
GOLDENBERG, RALPH D
GOLDSMITH, ROBERT NMN
GOLLOMP, LAWRENCE A
GOODRUM, WILLIAM S
GOTTEMOELLER, ROSE E
GOTTLIEB, PAUL A
GREENWALD, MATTHEW F
GREENWOOD, JOHNNIE D
GROSS, THOMAS J
GUIDICE, CARL W
GUNN JR, MARVIN E
GURULE, DAVID A
HABERMAN, NORTON NMN
HABIGER, EUGENE E
HACSKAYLO, MICHAEL S
HAMER JR, DAVID L
HANSEN, CHARLES A
HARDIN, MICHAEL G
HARDWICK JR, RAYMOND J
HARTMAN, JAMES K
HASPEL, ABRAHAM E
HAWKINS, FRANCIS C
HEADLEY, LARRY C
HEENAN, THOMAS F
HEINKEL, JOAN E
HENDERSON, LYNWOOD H
HENSLEY JR, WILLIE F
HEUSSER, ROGER K
HICKOK, STEVEN G
HIRAHARA, JAMES S
HOFFMAN, ALLAN R
HOLBROOK, PHILLIP L
HOLGATE, LAURA S H
HOLLOWELL, BETTY L N
HOLMES, NANCY H
HOOPER, MICHAEL K
HOPF, RICHARD H
HORTON, DONALD G
HOWES, WALTER S
HUGHES, JEFFREY L
HUIZENGA, DAVID G
HUMPHREY, CALVIN R
HUNEMULLER, MAUREEN A
HUTZLER, MARY JEAN
IZELL, KATHY D
JAFFE, HAROLD
JENKINS, ROBERT G.
JOHANSEN, JUDITH A
JOHNSON, FREDERICK M
JOHNSON, MILTON D
JOHNSON, OWEN B
JOHNSON, SANDRA L
JOHNSTON, MARC
JONES, C RICK
JONES, DAVID A
JOSEPH, ANTIONETTE GRAYSO
JUAREZ, LIOVA D
JUCKETT, DONALD A
JUDGE, GEOFFREY J
KENDERDINE, MELANIE ANNE
KENNEDY, JOHN P
KIGHT, GENE H
KILGORE, WEBSTER C
KILPATRICK, MICHAEL A
KING, GARY K
KING, RACHEL S
KIRKMAN, LARRY D
KIRK, ROBERT S
KLAUS, DAVID M
KLEIN, KEITH A
KLEIN, SUSAN ELAINE
KNOLLMEYER, PETER M
KONOPNICKI, THAD T
KOVAR, DENNIS G
KRIPOWICZ, ROBERT S
KRUGER, PAUL W
LANDERS, JAMES C
LANE, ANTHONY R
LANGE, ROBERT G
LASH, TERRY R
LAWRENCE, ANDREW C
LEHMAN, DANIEL R
LEITER, DAVID J
LEVIN JR, WILLIAM B
LEWIS JR, WILLIAM A
LEWIS, ROGER A
LIEN, STEPHEN CT
LIGHTNER, RALPH G
LINGLE, LINDA A
LOWE, OWEN W
LYLE, JERRY L
MAGUIRE, JOSEPH J
MAGWOOD IV, WILLIAM D
MAHALEY, JOSEPH S
MAHARAY, WILLIAM S
MAHER, MARK W
MALOSH, GEORGE J
MANGENO, JAMES J
MANN, THOMAS O
MARCUS, GAIL H
MARIANELLI, ROBERT S
MARKEL JR, KENNETH E
MARKS JR, DAVID L
MARLAY, ROBERT C
MARMOLEJOS, POLI A
MASTERSON, MARY A
MAZUR, MARK J
MAZUROWSKI, BARBARA A
MCBROOM, JOHN M
MCKEE, BARBARA N
MCRAE, JAMES BENNETT
MELLINGTON, SUZANNE P
MICHELSEN, STEPHEN J
MILLER, CLARENCE L
MILLER, DEBORAH C
MILLHONE, JOHN P
MILLMAN, WILLIAM S
MILNER, RONALD A
MIOTLA, DENNIS M
MONETTE, DEBORAH D
MONHART, JANE L
MOORER, RICHARD F
MORGAN, JEAN M
MORRIS, MARCIA L
MOSQUERA, JAMES P
MOURNIGHAN, STEPHEN D
MULLINS, ELIZABETH S
MURPHIE, WILLIAM E
MURPHY, ALICE Q
MURPHY, ROBERT E
NAGURKA, STUART C
NEALY, CARSON L
NEILSEN, FINN K
NELSON, RODNEY R
NICHOLS, CLAYTON R
NOLAN, ELIZABETH A
NORMAN, PAUL E
NULTON, JOHN D
NULTY, TIMOTHY E
O BRIEN, BETSY K
O'FALLON, JOHN R
OLDHAM, MICHAEL J
OLIVER, LAWRENCE R
OOSTERMAN, CARL H
OWENDOFF, JAMES M

PALMIERI, THOMAS M
PARKS JR, WILLIAM P
PARNES, SANFORD J
PATRINOS, ARISTIDES A
PEARSON, ORIN F
PENA, EMIL
PENRY, JUDITH M
PERIN, STEPHEN G
PETTENGILL, HARRY J
PETTIS, LAWRENCE A
PIPER II, LLOYD L
PODONSKY, GLENN S
POE, ROBERT W
POWERS, JAMES G
POWERS, KENNETH W
PRAY, CHARLES P
PRICE JR, ROBERT S
PROVENCHER, RICHARD B
PRUDOM, GERALD H
PRZYBYLEK, CHARLES S
PUMPHREY, DAVID L
PYE, DAVID B
RABBEN, ROBERT G
RHOADES, DANIEL R
RICHARDSON, HERBERT
ROBERTS, MICHAEL NMN
ROBINSON, JOHN M
ROBISON, SALLY A
RODEHEAVER, THOMAS N
RODEKOHR, MARK E
RODGERS, STEPHEN J
ROHLFING, JOAN B
ROLLOW, THOMAS A
ROONEY, JOHN M
ROSEN, SIMON PETER
ROSSELLI, ROBERT M
RUDINS, GEORGE NMN
RUDY, GREGORY P
RYDER, THOMAS S
SALM, PHILIP E
SAN MARTIN, ROBERT L
SATO, WALTER N
SCALINGI, PAULA L.
SCHEPENS, ROY J
SCHMITT, EUGENE C
SCHMITT, WILLIAM A
SCHNAPP, ROBERT M
SCHNEIDER, SANDRA L
SCHWARTZ, MARK S
SCOTT, RANDAL S
SELLERS, ELIZABETH D
SENA, RICHARD F
SHEBEK, MARYANN M
SHERMAN, HELEN O
SIEBERT JR, ARLIE B
SILBERGLEID, STEVEN A
SINGER, MARVIN I
SISKIN, EDWARD J
SISSON, BARBARA A
SITZER, SCOTT B
SKUBEL, STEPHEN C
SMITH, ALAN C
SMITH, ALEXANDRA B
SMITH, BARRY ALAN
SMITH, STEPHEN M
SOHINKI, STEPHEN M
SPECTOR, LEONARD S
STADLER, SILAS D
STAFFIN, ROBIN NMN
STALLMAN, ROBERT M
STARK, RICHARD M
STEWART JR, FRANK M
STEWART JR, JAKE W
STONE, BARBARA R
STRAKEY JR, JOSEPH P
STRAUSS, NEAL J
SULAK, STANLEY R
SULLIVAN, JOHN R
SWEENEY II, JAMES R
SWINK, DENISE F
SYE, LINDA G
SYLVESTER, WILLIAM G
TABOAS, ANIBAL L
TAVARES, ANTONIO F
TEDROW, RICHARD T
THOMAS, IRAN L
THROCKMORTON, RALPH R
TODD, JOHN C.
TOENYES, JERRY W
TOMFORD, NANCY W
TORKOS, THOMAS M
TRIAY, INES R
TRYON, ARTHUR E
TSENG, JOHN C
TURI, JAMES A
TURNER, JAMES M
UNDERWOOD, WILLIAM R
VAGTS, KENNETH A
VALDEZ, WILLIAM J
VAN FLEET, JAMES L
VANZANDT, VICKIE A
WAGNER, M PATRICE
WAGNER, MARY LOUISE
WAISLEY, SANDRA L
WALDRON, ROBERT E
WALGREN, DOUGLAS NMN
WALSH, ROBERT J
WARNICK, WALTER L
WATKINS, ISABELLE Y
WEGNER, GERALD C
WEIS, MICHAEL J
WERNER, JAMES D
WHITAKER JR, MARK B
WHITE, JAMES K
WHITEMAN, ALBERT E
WIEKER, THOMAS L
WILCHER, LARRY D
WILKEN, DANIEL H
WILLIAMS, ALICE C
WILLIAMS, MARK H
WILLIS, JOHN W
WILMOT, EDWIN L
WRIGHT, STEPHEN J
WU, JEREMY S
WYMER, NATALIE D
YUAN-SOO HOO, CAMILLE C
ZAMORSKI, MICHAEL J

Issued in Washington, DC October 26, 2000.

David M. Klaus,

Director of Management and Administration.

[FR Doc. 00–28160 Filed 11–1–00; 8:45 am]

BILLING CODE 6450–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP01–61–000]

Florida Gas Transmission Company; Notice of Proposed Changes in FERC Gas Tariff

October 27, 2000.

Take notice that on October 23, 2000, Florida Gas Transmission Company (FGT) tendered for filing to become part of its FERC Gas Tariff, Third Revised Volume No. 1, the following tariff sheets, effective November 1, 2000:

Forty-Second Revised Sheet No. 8A
Thirty-Fourth Revised Sheet No. 8A.01
Thirty-Fourth Revised Sheet No. 8A.02
Thirty-Eighth Revised Sheet No. 8B
Thirty-First Revised Sheet No. 8B.01

FGT states that in Docket No. RP00–519–000 filed on August 31, 2000, FGT filed to establish a Base Fuel Reimbursement Charge Percentage (Base FRCP) of 3.14% to become effective for the six-month Winter Period beginning October 1, 2000 reflecting FGT's actual fuel usage and unaccounted for gas during the immediately preceding Winter Period. In the instant filing, FGT is filing a flex adjustment of (0.39)% to be effective November 1, 2000, which, when combined with the Base FRCP of 3.14%, results in an Effective Fuel Reimbursement Charge Percentage of 2.75%. FGT states that this flex adjustment is necessary to reflect the lower fuel usage currently being experienced on its system.

FGT states that the tariff sheets listed above are being filed pursuant to Section 27.A.2.b of the General Terms and Conditions of FGT's Tariff, which provides for flex adjustments to the Base FRCP. Pursuant to the terms of Section 27.A.2.b, a flex adjustment shall become effective without prior FERC approval provided that such flex adjustment does not exceed 0.50%, is effective at the beginning of a month, is posted on FGT's EBB at least five working days prior to the nomination deadline, and is filed no more than sixty and at least seven days before the proposed effective date. FGT states that the instant filing comports with these provisions and FGT has posted notice of the flex adjustment prior to the instant filing.

Any person desiring to be heard or to protest said filing should file a motion to intervene or a protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Sections 385.214 or 385.211 of the Commission's Rules and Regulations. All such motions

or protests must be filed in accordance with Section 154.210 of the Commission's Regulations. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room. This filing may be viewed on the web at http://www.ferc.fed.us/online/rims.htm (call 202–208–2222 for assistance). Beginning November 1, 2000, comments and protests may be filed electronically via the internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at http://www.ferc.fed.us/efi/doorbell.htm.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 00–28127 Filed 11–1–00; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP00–399–000]

National Fuel Gas Supply Corporation; Notice of Technical Conference

October 27, 2000.

Take notice that a technical conference to further discuss the various issues raised by National Fuel Gas Supply Corporation's Order No. 637 compliance filing will be held on Tuesday, November 14, 2000, at 10 am, in a room to be designated at the offices of the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

All interested persons and Staff are permitted to attend.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 00–28128 Filed 11–1–00; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. EL00–118–000]

Public Service Company of New Mexico; Notice Amending Docket No. Assignment

October 27, 2000.

Take notice that on June 7, 2000, as amended on September 8, 2000, the Public Service Company of New Mexico (PNM) tendered for filing an application under section 203 of the Federal Power Act (FPA), seeking Commission authorization for PNM's corporate restructuring to implement retail competition in New Mexico. PNM's application and its amendment were assigned Docket Nos. EC00–99–000 and EC00–99–001, and were noticed under those docket numbers, with comments due on or before July 7, 2000 and September 29, 2000, respectively.

Also in its original application, PNM requested Commission authorization for waivers of the requirements of Order Nos. 888, 889 and 2000 with respect to Manzano Energy Corporation's future functions, and a disclaimer of jurisdiction over transactions within the meaning of section 305(a) of the FPA. That portion of PNM's application should have been assigned an ''EL'' docket number. Accordingly, this notice is to amend the original Docket No. assignments EC00–99–000 and EC00–99–001 to include the assignment of Docket No. EL00–118–000.

Any person desiring to be heard or to protest Docket No. EL00–118–000 should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions and protests should be filed on or before November 9, 2000. Protests will be considered by the Commission to determine the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection. This filing may also be viewed on the Internet at *http://www.ferc.fed.us/online/rims.htm* (call 202–208–2222 for assistance). Beginning November 1, 2000, comments and protests may be filed electronically via the internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at http://www.ferc.fed.us/efi/doorbell.htm.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 00–28126 Filed 11–1–00; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of Non-Project Use of Project Lands and Waters and Soliciting Comments, Motions To Intervene, and Protests

October 27, 2000.

Take notice that the following application has been filed with the Commission and is available for public inspection:

a. *Application Type:* Non-Project Use of Project Lands and Waters.

b. *Project No.:* 349–064.

c. *Date Filed:* September 26, 2000.

d. *Applicant:* Alabama Power Company.

e. *Name of Project:* Martin Dam Project.

f. *Location:* On Lake Martin at The Ridge Subdivision, in Elmore County, Alabama. The development site does not involve federal or tribal lands.

g. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791(a)–825(r).

h. *Applicant Contact:* Mr. R.M. Akridge, Alabama Power Company, P.O. Box 2641, Birmingham, Alabama 35291. (205) 257–1401.

i. *FERC Contact:* Any questions on this notice should be addressed to Brian Romanek at (202) 219–3076.

j. *Deadline for filing comments and/or motions:* December 7, 2000.

All documents (original and eight copies) should be filed with Mr. David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. Beginning November 1, 2000, comments and protests may be filed electronically via the internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at http://www.ferc.fed.us/efi/doorbell.htm.

Please reference the following number, P–349–064, on any comments or motions filed.

k. *Description of Proposal:* Alabama Power Company proposes to issue a permit to Russell Lands, Inc. to build a marina containing a total of 228 wet boat slips to accommodate seasonal docking and courtesy docks for 56 boats to accommodate patrons of a restaurant located off project property. The marina

would provide broad access to the reservoir for residents of The Ridge Subdivision. Constructing the marina would not require dredging of the lake bottom. Additional marina facilities proposed within the project boundary are: (1) A waste water pump-out station for pumping boat toilet facilities; (2) a floating boat fueling facility with underground fuel tanks; (3) a concrete boat ramp; (4) a stationary pier forklift ramp and; (5) a floating breakwater.

l. *Locations of the Application:* A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, at 888 First Street, NE, Room 2A, Washington, DC 20426, or by calling 202–208–1371. The application may be viewed on-line at http://*www.ferc.fed.us/online/rims.htm* (call 202–208–2222 for assistance). A copy is also available for inspection and reproduction at the address in item h above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title ''COMMENTS'', ''RECOMMENDATIONS FOR TERMS AND CONDITONS'', ''PROTEST'', OR ''MOTION TO INTERVENE'' as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 00–28129 Filed 11–1–00; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of Amendment of Licenses and Soliciting Comments, Motions To Intervene, and Protests

October 27, 2000.

Take notice that the following application has been filed with the Commission and is available for public inspection:

a. *Application Type:* Amendment of Licenses.

b. *Project Nos:* 4204–022, 4659–024, and 4660–026.

c. *Date Filed:* September 29, 2000.

d. *Applicants:* City of Batesville, Arkansas and Independence County, Arkansas.

e. *Name and Location of Projects:* The White River Lock and Dam Nos. 1, 2, and 3 Hydroelectric Projects, FERC Project Nos. 4204, 4660, and 4659, respectively, are to be located at existing lock and dam projects of the same name on the White River in Independence County, Arkansas. The projects do not occupy federal or tribal lands.

f. *Filed Pursuant to:* Federal Power Act, 16 U.S.C. 791(a)–825(r) and Section 4.202(a) of the Commission's regulations.

g. *Applicant Contact:* Mr. Donald H. Clarke, Wilkinson Barker Knauer, LLP, Suite 700, 2300 N Street, NW., Washington, DC 20037, (202) 783–4141.

h. *FERC Contact:* Any questions on this notice should be addressed to James Hunter at (202) 219–2839.

i. *Deadline for filing comments and or motions:* December 6, 2000.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. Beginning November 1, 2000, comments and protests may be filed electronically via the internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at http://www.ferc.fed.us/efi/doorbell.htm.

Please include the noted project numbers on any comments or motions filed.

j. *Description of Proposal:* The Applicants request that the current 40-year terms of these licenses be extended ten years, stating that after several Congressionally authorized extensions of time to start construction, inadequate time remains in the current license terms to amortize the investment in the projects.

k. *Locations of the application:* A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE., Room 2A, Washington, DC 20426, or by calling (202) 208–1371. The application may be viewed on the web at www.ferc.fed.us/online/rims.htm (Call (202) 208–2222 for assistance). A copy is also available for inspection and reproduction at the address in item g above.

l. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rule of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protest, or motions to intervene must be received on or before the specified comment date for the particular application.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title ''COMMENTS'', ''RECOMMENDATIONS FOR TERMS AND CONDITIONS'', ''PROTEST'', OR ''MOTION TO INTERVENE'', as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

Agency Comments—Federal, state, and local agencies are invited to file

comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 00–28130 Filed 11–1–00; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Notice of Request for Extension of Time To Commence and Complete Project Construction and Soliciting Comments, Motions To Intervene, and Protests

October 27, 2000.

Take notice that the following application has been filed with the Commission and is available for public inspection:

a. *Application Type:* Request for Amendment of License.

b. *Project No.:* 11509–006.

c. *Date Filed:* September 28, 2000.

d. *Applicant:* City of Albany, Oregon.

e. *Location:* The City of Albany Hydroelectric Project is located on the South Santiam River, Albany-Santiam canal, and Calapooia River in the cities of Lebanon and Albany, Linn County, Oregon.

f. *Applicant Contact:* Peter Harr, P.E., The City of Albany, Oregon, City Hall, 333 Broadalbin SW, P.O. Box 490, Albany, OR 97321–0144, (541) 917–7500.

g. *FERC Contact:* Any questions on this notice should be addressed to Mr. Lynn R. Miles, at (202) 219–2671, or e-mail address: lynn.miles@ferc.fed.us

h. *Deadline for filing comments and/or motions:* December 6, 2000.

All comments (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, Mail Code: 888 First Street, NE., Washington, DC 20426. Beginning November 1, 2000, comments and protests may be filed electronically via the internet in lieu of paper. See, 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at http://www.ferc.fed.us/efi/doorbell.htm.

Please include the project number (11509–006) on any comments or motions filed.

i. *Description of the Request:* The licensee has requested that the deadline for commencement of project construction be extended for two additional years. The deadline to commence project construction for FERC Project No. 11509 would be extended to October 23, 2002. The deadline for completion of construction for FERC Project No. 11509 would be extended to October 23, 2004. The licensee's request is filed pursuant to sections 4.200(c) and 4.202(a) of the Commission's regulations.

j. *Locations of the Application:* A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street NE, Room 2A, Washington, DC 20426, or by calling (202) 208–1371. This filing may be viewed on http://www.ferc.fed.us/online/rims.htm (call (202) 208–2222 for assistance). A copy is also available for inspection and reproduction at the address in item h above.

k. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title ''COMMENTS'', ''RECOMMENDATIONS FOR TERMS AND CONDITIONS'', ''PROTEST'', or ''MOTION TO INTERVENE'', as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 00–28131 Filed 11–1–00; 8:45 am]

BILLING CODE 6717–01–M

ENVIRONMENTAL PROTECTION AGENCY

[FRL–6895–4]

Agency Information Collection Activities: Submission for OMB Review; Comment Request; NESHAP Subpart S, Pulp and Paper Industry

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this document announces that the following Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval: ICR for the National Emission Standards for Hazardous Air Pollutants (NESHAP), Pulp and Paper Industry, subpart S, OMB Control No. 2060–0377, expiration date 12/31/2000. The ICR describes the nature of the information collection and its expected burden and cost; where appropriate, it includes the actual data collection instrument.

DATES: Comments must be submitted on or before December 4, 2000.

ADDRESSES: Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the automated collection techniques to the following addresses. Please refer to EPA ICR No. 1805.02 and OMB Control No. 2060–0377 in any correspondence. Ms. Sandy Farmer, U.S. Environmental Protection Agency, Office of Environmental Information, Collection Strategies Division (2822), 1200 Pennsylvania Ave, NW, Washington, DC 20460; and to Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Officer for EPA, 725 17th Street, NW, Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: For a copy of the ICR contact Sandy Farmer at EPA by phone at (202) 260–2740, by email at *farmer.sandy@epa.gov,* or download off the Internet at *http:www.epa.gov/icr* and refer to EPA ICR No. 1805.02. For technical questions about the ICR contact Seth Heminway at (202) 564–7017.

SUPPLEMENTARY INFORMATION:

Title: NESHAP Subpart S, Pulp and Paper Industry, OMB Control No. 2060–0377; EPA ICR No. 1805.02, expiring 12/31/2000. This is a request for extension of a currently approved collection.

Abstract: This NESHAP standard requires initial notification, performance tests, and periodic reports. Owners or operators are also required to maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility, or any period during which the monitoring system is inoperative. These notifications, reports, and records are essential in determining compliance and are required, in general, of all sources subject to NESHAP.

Any owner or operator subject to the provisions of this part shall maintain a file of these measurements, and retain the file for at least 5 years following the date of such measurements, maintain reports, and records. All reports are sent to the delegated State or Local authority. In the event that there is no such delegated authority, the reports are sent directly to the EPA Regional Office. This information is being collected to assure compliance with 40 CFR part 63, subpart S as authorized in sections 112 and 114(a) of the Clean Air Act. The required information consists of emissions data and other information that have been determined not to be private. An agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are listed in 40 CFR part 9 and 48 CFR Chapter 15. The **Federal Register** document required under 5 CFR 1320.8(d), soliciting comments on this collection of information, was published on April 18, 2000. No comments were received. Burden Statement: The annual public reporting and recordkeeping burden for this collection of information is estimated to average 463 hours per response. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirement; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

Respondents/Affected Entities: Owners and Operators of Pulp and Paper Mills.

Estimated Number of Responses: 158.

Frequency of Response: 2.

Estimated Total Annual Hour Burden: 146,401.

Estimated Total Annualized Capital and Operating & Maintenance Cost Burden: $2,003,500.

Dated: October 24, 2000.

Oscar Morales,

Director, Collection Strategies Division.

[FR Doc. 00–28163 Filed 11–1–00; 8:45 am]

BILLING CODE 6560–50–U

ENVIRONMENTAL PROTECTION AGENCY

[FRL–6895–5]

Agency Information Collection Activities: Submission for OMB Review; Comment Request, New Source Performance Standards (NSPS) for Nitric Acid Plants

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this document announces that the following Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval: New Source Performance Standards for Nitric Acid Plants, subpart G, 40 CFR part 60, OMB Control Number 2060–0019, expiration date, November 30, 2000. The ICR describes the nature of the information collection and its expected burden and cost; where appropriate, it includes the actual data collection instrument.

DATES: Comments must be submitted on or before December 4, 2000.

ADDRESSES: Send comments, referencing EPA ICR No. 1056.07 and OMB Control No. 2060–0019, to the following addresses: Sandy Farmer, U.S. Environmental Protection Agency, Collection Strategies Division (Mail Code 2822), 1200 Pennsylvania Avenue, N.W., Washington, DC 20460; and to Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, N.W., Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: For a copy of the ICR contact Sandy Farmer at EPA by phone at (202) 260–2740, by E-Mail at Farmer.Sandy@epamail.epa.gov or download off the Internet at *http://www.epa.gov/icr* and refer to EPA ICR No. 1056.07. For technical questions about the ICR contact: Sandra Jones at 202/564–7038, Office of Compliance.

SUPPLEMENTARY INFORMATION:

Title: NSPS Subpart G, Nitric Acid Plants, OMB Control No. 2060–0019; EPA ICR No. 1056.07, expiring, November 30, 2000. This is a request for an extension of a currently approved collection.

Abstract: This ICR contains monitoring, recordkeeping and reporting requirements that are mandatory for compliance with 40 CFR part 60, NSPS subpart G, Nitric Acid Plants. This information is used by the Agency to identify sources subject to the standards to insure that the best demonstrated technology is being properly applied. The standards require periodic recordkeeping to document process information relating to the source's ability to meet the requirements of the standard and to note the operation conditions under which compliance was achieved.

In the Administrators judgement, VOC emissions from the nitric acid plants cause or contribute to air pollution that may reasonably be anticipated to endanger public health or welfare. Therefore, NSPS were promulgated for this source category.

Owners or operators of the affected facilities described must take the following one-time only reports: Notification of the date of construction or reconstruction; notification of the anticipated and actual dates of startup, notification of any physical or operational change to an existing facility which may increase the regulated pollutant emission rate; notification of the date of the initial performance test; and the results of the initial performance test.

Owners or operators are also required to maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility, or any period during which the monitoring system is inoperative. These notifications, reports

and records and semi-annual reports in general, of all sources subject to NSPS.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are listed in 40 CFR part 9 and 48 CFR Chapter 15. The **Federal Register** document required under 5 CFR 1320.8(d), soliciting comments on this collection of information was published on April 18, 2000; no comments were received.

Burden Statement: The annual public reporting and recordkeeping burden for this collection of information is estimated to average 25 hours per response. Burden means the total time, effort, or financial resources expended by person to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information, adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources, complete and review the collection of information; and transmit or otherwise disclose the information.

Respondents/Affected Entities: Owners/Operators of Nitric Acid Plants.

Estimated Number of Respondents: 35.

Frequency of Response: semi-annual.

Estimated Total Annual Hour Burden: 1,796.

Estimated Total Annualized Capital and O&M Cost Burden: $3,568.

Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the following addresses. Please refer to EPA ICR No. 1056.07 and OMB Control No.2060–0019 in any correspondence.

Dated: October 25, 2000.

Oscar Morales,

Director, Collection Strategies Division.

[FR Doc. 00–28164 Filed 11–1–00; 8:45 am]

BILLING CODE 6560–50–U

ENVIRONMENTAL PROTECTION AGENCY

[FRL–6895–6]

Agency Information Collection Activities: Submission for OMB Review; Comment Request; National Emission Standards for Hazardous Air Pollutants (NESHAP) for Commercial Ethylene Oxide Sterilization and Fumigation Operations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this document announces that the following Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval: Reporting and Recordkeeping Requirements for the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Commercial Ethylene Oxide Sterilization and Fumigation Operations, OMB Control Number 2060–0283, expiration date December 31, 2000. The ICR describes the nature of the information collection and its expected burden and cost; where appropriate, it includes the actual data collection instrument.

DATES: Comments must be submitted on or before December 4, 2000.

ADDRESSES: Send comments, referencing EPA ICR 1666.05 and OMB Control Number 2060–0283 to Sandy Farmer at EPA, U.S. Environmental Protection Agency, Collection Strategies Division (Mail Code 2822) 1200 Pennsylvania Avenue, N.W. Washington D.C. 20460; and to the Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, N.W. Washington D.C. 20503.

FOR FURTHER INFORMATION CONTACT: For a copy of the ICR contact Sandy Farmer at EPA by phone at (202) 260–2740, by E-mail at *farmer.sandy@epa.gov*, or download off the Internet at *http://www.epa.gov/icr* and refer to EPA ICR No. 1666.05. For technical questions about the ICR contact Jonathan Binder at EPA by phone at (202) 564–2516, by E-mail at *binder.jonathan@epa.gov.*

SUPPLEMENTARY INFORMATION:

Title: National Emission Standards for Hazardous Air Pollutants (NESHAP) for Commercial Ethylene Oxide Sterilization and Fumigation Operations (OMB Control No. 2060–0283; EPA ICR No. 1666.05) expiring 12/31/00. This is a revision of a currently approved collection.

Abstract: The Agency is required under section 112(d) of the Clean Air Act, as amended, to regulate emissions of hazardous air pollutants listed in section 112(b).

Certain records and reports are necessary to enable the Administrator to: (1) Identify new, modified, reconstructed, and existing sources subject to the standards and (2) ensure that the standards, which are based on maximum achievable control technology (MACT) and generally available control technology (GACT), are being achieved. These records and reports are required under the General Provisions of 40 CFR part 63, subpart A (as authorized under sections 101, 112, 114, 116, and 301 of the Clean air Act as amended by Public Law 101–549 (U.S.C. 7401,7412, 7414, 7416, 7601)).

These standards apply to new and existing commercial Ethylene Oxide (EO) sterilization and fumigation facilities that use air pollution control devices that are in operation after promulgation of the NESHAP. There are an estimated total of 100 commercial EO sterilization and fumigation operations affected by the NESHAP nationwide. The number of new operations is expected to be low because limited net growth is predicted for this industry.

Owners or operators of the affected facilities described must submit one-time reports of start of construction, anticipated or actual startup dates, and physical or operation changes to existing facilities. In addition, owners or operators of existing or new commercial EO sterilization and fumigation operations will submit one-time reports of actual or estimated annual EO use.

Reports of initial emissions testing are necessary to determine that the applicable emission limit is being met. The owner or operator of a commercial EO sterilization and fumigation operation that uses an air pollution control device to meet the emission limit is required to maintain records of the site-specific monitoring parameters as well as daily and monthly inspections of the control device.

The emissions test reports and other records must be kept at the facility for a minimum of five years and be made available to the Administrator upon request. All reports and records must comply with the General Provisions to 40 CFR part 63. Owners or operators of a source subject to these standards will provide a semi-annual report of excess emissions that includes the monitored operating parameter value readings required by the standards. The respondent's state or local agency can be

delegated enforcement authority by EPA and also request these reports.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are listed in 40 CFR part 9 and 48 CFR Chapter 15. The **Federal Register** document required under 5 CFR 1320.8(d), soliciting comments on this collection of information was published on April 18, 2000 (65 FR 20813); no comments were received.

Burden Statement: The annual public reporting and recordkeeping burden for this collection of information is estimated to average 75 hours per response. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

Respondents/Affected Entities: Owners/Operators of Commercial Ethylene Oxide Sterilization/ Fumigation Operations.

Estimated Number of Respondents: 100.

Frequency of Response: Daily, Monthly, and Semi-annually.

Estimated Total Annual Hour Burden: 7,328 hours.

Estimated Total Annualized Capital, O&M Cost Burden: $228,000.

Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the addresses listed above. Please refer to EPA ICR No. 1666.05 and OMB Control No. 2060–0283 in any correspondence.

Dated: October 20, 2000.

Oscar Morales,

Director, Collection Strategies Division.

[FR Doc. 00–28165 Filed 11–1–00; 8:45 am]

BILLING CODE 6560–50–U

ENVIRONMENTAL PROTECTION AGENCY

[FRL–6895–2]

Agency Information Collection Activities: Submission for OMB Review; Comment Request; Land Disposal Restrictions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this document announces that the following Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval: Land Disposal Restrictions, EPA ICR #1442.17, OMB Control Number 2050–0085, expires December 31, 2000. The ICR describes the nature of the information collection and its expected burden and cost; where appropriate, it includes the actual data collection instrument.

DATES: Comments must be submitted on or before December 4, 2001.

ADDRESSES: Send comments, referencing EPA ICR No. 1442.17 and OMB Control No. 2050–0085, to the following addresses: Sandy Farmer, U.S. Environmental Protection Agency, Collection Strategies Division (Mail Code 2822), 1200 Pennsylvania Avenue, NW., Washington, DC 20460; and to Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: For a copy of the ICR contact Sandy Farmer at EPA by phone at (202) 260–2740, by email at farmer.sandy@epamail.epa.gov, or download a copy of the ICR off the Internet at http://www.epa.gov/icr and refer to EPA ICR No. 1442.17. For technical questions about the ICR contact Peggy Vyas at 703–308–5477.

SUPPLEMENTARY INFORMATION:

Title: Land Disposal Restrictions, EPA ICR #1442.17, OMB Control Number 2050–0085, expires on December 31, 2000. This is a request for extension of a currently approved collection.

Abstract: Section 3004 of the Resource Conservation and Recovery Act (RCRA), as amended, requires that EPA develop standards for hazardous waste treatment, storage, and disposal as may be necessary to protect human health and the environment. Subsections 3004(d), (e), and (g) require EPA to promulgate regulations that prohibit the land disposal of hazardous waste unless it meets specified treatment standards described in subsection 3004(m).

The regulations implementing these requirements are codified in the *Code of Federal Regulations* (CFR) title 40, part 268. EPA requires that facilities maintain the data outlined in this ICR so that the Agency can ensure that land disposed waste meets the treatment standards. EPA strongly believes that the recordkeeping requirements are necessary for the agency to fulfill its congressional mandate to protect human health and the environment.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are listed in 40 CFR part 9 and 48 CFR Chapter 15. The **Federal Register** document required under 5 CFR 1320.8(d), soliciting comments on this collection of information was published on April 27, 2000 (65 FR 24692). One comment was received.

Burden Statement: The annual public reporting and recordkeeping burden for this collection of information is estimated to average 4.28 hours per response. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

Respondents/Affected Entities: Business and Government.

Estimated Number of Respondents: 167,303.

Frequency of Response: On occasion.

Estimated Total Annual Hour Burden: 1,182,612 hours.

Estimated Total Annualized Capital, Operating/ Maintenance Cost Burden: $72,851.

Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the addresses listed above.

Please refer to EPA ICR No. 1442.17 and OMB Control No. 2050–0085 in any correspondence.

Dated: October 24, 2000.

Oscar Morales,

Director, Collection Strategies Division.

[FR Doc. 00–28167 Filed 11–1–00; 8:45 am]

BILLING CODE 6560–05–U

ENVIRONMENTAL PROTECTION AGENCY

[FRL–6895–3]

Agency Information Collection Activities: Submission for OMB Review; Comment Request; Request for Information for the Bioremediation Field Initiative Database System

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this document announces that the following Information Collection Request (ICR) has been forwarded to the Office of Management and Budget (OMB) for review and approval: Request for Information for the Bioremediation Field Initiative Database System, EPA ICR No. 1672.03, OMB Control No. 2080–0048, expires November 30, 2000. The ICR describes the nature of the information collection and its expected burden and cost; where appropriate, it includes the actual data collection instrument.

DATES: Comments must be submitted on or before December 4, 2000.

ADDRESSES: Send comments, referencing EPA ICR No. 1672.03 and OMB Control No. 2080–0048, to the following addresses: Sandy Farmer, U.S. Environmental Protection Agency, Collection Strategies Division (Mail Code 2822), 1200 Pennsylvania Avenue, N.W., Washington, DC 20460; and to Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, N.W., Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: For a copy of the ICR contact Sandy Farmer at EPA by phone at (202) 260–2740, by email at farmer.sandy@epamail.epa.gov, or download off the Internet at http://www.epa.gov/icr and refer to EPA ICR No. 1672.03. For technical questions about the ICR contact Fran Kremer at 513–569–7346 or email at kremer.fran@epa.gov.

SUPPLEMENTARY INFORMATION:

Title: Request for Information for the Bioremediation Field Initiative Database System (OMB Control No. 2080–0048; EPA ICR No. 1672.03) expiring November 30, 2000. This is a request for extension of a currently approved collection.

Abstract: This is an ICR renewal for gathering information on the design, operation, and performance of biological treatment technologies from remediation experts and managers working at sites where biological treatment technologies are being tested or implemented. The authority for collecting information on innovative treatment technologies is described at section 311 of the Superfund Amendments and Reauthorization Act, section 8003 of the Resource Conservation and Recovery Act, section 7001 of the Oil Pollution Act, and section 10 of the Toxic Substance Control Act. Response to the collection of information is voluntary. The information will help the EPA to deploy innovative technologies more quickly at Superfund and other sites. Selected respondents are asked to complete and return, via mail, a two-part questionnaire. The first part requests general site information, such as location, contacts, contaminants, and legislative authority under which the site is being remediated. The second part requests site-specific biotechnology information, such as the stage of the operation, wastes and media being treated, cleanup level goals, and the performance and cost of the treatment. Again, all responses are strictly voluntary. Following the initial questionnaire, respondents receive followup questionnaires on a semi-annual basis to update the information already provided.

EPA compiles information from completed questionnaires into the Bioremediation Field Initiative computer database. EPA developed a software program called the Bioremediation in the Field Search System (BFSS) to search, view, and report information in the database. Recently, EPA re-engineered this software into a Web-enabled application, making the BFSS data available to the public for online searching.

Each site in the database includes contact information for one or more individuals associated with the regulatory authority or application of bioremediation technology at the site. Remediation professionals may contact individuals with common site conditions to share information. Summary statistics may be drawn from the database to elucidate trends in bioremediation.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are listed in 40 CFR part 9 and 48 CFR Chapter 15. The **Federal Register** document required under 5 CFR 1320.8(d), soliciting comments on this collection of information was published on March 15, 2000 (65 FR 13962); no comments were received.

Burden Statement: The annual public reporting and recordkeeping burden for this collection of information is estimated to average 1.0 hour per response for update respondents and 5.0 hours per response for first-time respondents. Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

Respondents/Affected Entities: State/local governments, private companies, universities, and research centers.

Estimated Number of Respondents: 781.

Frequency of Responses: Semi-annually and annually.

Estimated Total Annual Hour Burden: 1620.

Estimated Total Annualized Capital, Operating/Maintenance Cost Burden: 0.

Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the following addresses. Please refer to EPA ICR No. 1672.03 and OMB Control No. 2080–0048 in any correspondence.

Dated: October 26, 2000.

Oscar Morales,

Director, Collection Strategies Division.

[FR Doc. 00–28168 Filed 11–1–00; 8:45 am]

BILLING CODE 6560–50–U

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket No. 00N–1567]

Agency Information Collection Activities; Proposed Collection; Registration of Producers of Drugs and Listing of Drugs in Commercial Distribution

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing an opportunity for public comment on the proposed collection of certain information by the agency. Under the Paperwork Reduction Act of 1995 (the PRA), Federal agencies are required to publish notice in the **Federal Register** concerning each proposed collection of information, including each proposed extension of an existing collection of information, and to allow 60 days for public comment in response to the notice. This notice solicits comments on requirements governing the registration of producers of drugs and listing of drugs in commercial distribution.

DATES: Submit written or electronic comments on the collection of information by January 2, 2001.

ADDRESSES: Submit electronic comments on the collection of information to http://www.accessdata.fda.gov/scripts/oc/dockets/edockethome.cfm. Submit written comments on the collection of information to the Dockets Management Branch (HFA–305), Food and Drug Administration, 5630 Fishers Lane, rm. 1061, Rockville, MD 20852. All comments should be identified with the docket number found in brackets in the heading of this document.

FOR FURTHER INFORMATION CONTACT: Karen L. Nelson, Office of Information Resources Management (HFA–250), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–827–1482.

SUPPLEMENTARY INFORMATION: Under the PRA (44 U.S.C. 3501–3520), Federal agencies must obtain approval from the Office of Management and Budget (OMB) for each collection of information they conduct or sponsor. ''Collection of information'' is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c) and includes agency requests or requirements that members of the public submit reports, keep records, or provide information to a third party. Section 3506(c)(2)(A) of the PRA (44 U.S.C. 3506(c)(2)(A)) requires Federal agencies to provide a 60-day notice in the **Federal Register** concerning each proposed collection of information, including each proposed extension of an existing collection of information, before submitting the collection to OMB for approval. To comply with this requirement, FDA is publishing notice of the proposed collection of information set forth in this document.

With respect to the following collection of information, FDA invites comments on: (1) Whether the proposed collection of information is necessary for the proper performance of FDA's functions, including whether the information will have practical utility; (2) the accuracy of FDA's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques, when appropriate, and other forms of information technology.

Registration of Producers of Drugs and Listing of Drugs in Commercial Distribution—21 CFR Part 207 (OMB Control Number 0910–0045)—Extension

Under section 510 of the Federal Food, Drug, and Cosmetic Act (the act) (21 U.S.C. 360), FDA is authorized to establish a system for registration of producers of drugs and for listing of drugs in commercial distribution. To implement section 510 of the act, FDA issued part 207 (21 CFR part 207). Under § 207.20, manufacturers, repackers, and relabelers that engage in the manufacture, preparation, propagation, compounding, or processing of human or veterinary drugs and biological products, including bulk drug substances and bulk drug substances for prescription compounding, and drug premixes as well as finished dosage forms, whether prescription or over-the-counter, are required to register their establishment. In addition, manufacturers, repackers, and relabelers are required to submit a listing of every drug or biological product in commercial distribution. Owners or operators of establishments that distribute, under their own label or trade name, a drug product manufactured by a registered establishment are not required either to register or list. However, distributors may elect to submit drug listing information in lieu of the registered establishment that manufactures the drug product. Foreign drug establishments must also comply with the establishment registration and product listing requirements if they import or offer for import their products into the United States.

Under §§ 207.21 and 207.22, establishments must register with FDA by submitting Form FDA 2656 (Registration of Drug Establishment) within 5 days after beginning the manufacture of drugs or biologicals, or within 5 days after the submission of a drug application or biological license application. In addition, establishments must register annually by returning, within 30 days of receipt from FDA, Form FDA 2656e (Annual Update of Drug Establishment). Changes in individual ownership, corporate or partnership structure location, or drug-handling activity must be submitted as amendments to registration under § 207.26 within 5 days of such changes. Distributors that elect to submit drug listing information must submit Form FDA 2656 to FDA and a copy of the completed form to the registered establishment that manufactured the product to obtain a labeler code. Establishments must, within 5 days of beginning the manufacture of drugs or biologicals, submit to FDA a listing for every drug or biological product in commercial distribution at that time by using Form FDA 2657 (Drug Product Listing). Private label distributors may elect to submit to FDA a listing of every drug product they place in commercial distribution. Registered establishments must submit to FDA drug product listing for those private label distributors who do not elect to submit listing information by using Form FDA 2658 (Registered Establishments' Report of Private Label Distributors).

Under § 207.25, product listing information submitted to FDA must, depending on the type of product being listed, include any new drug application number or biological establishment license number, copies of current labeling and a sampling of advertisements, a quantitative listing of the active ingredient for each drug or biological product not subject to an approved application or license, the National Drug Code number, and any drug imprinting information.

In addition to the product listing information required on Form FDA 2657, FDA may also require, under § 207.31, a copy of all advertisements and a quantitative listing of all ingredients for each listed drug or biological product not subject to an approved application or license; the basis for a determination, by the establishment, that a listed drug or biological product is not subject to

marketing or licensing approval requirements; and a list of certain drugs or biological products containing a particular ingredient. FDA may also request, but not require, the submission of a qualitative listing of the inactive ingredients for all listed drugs or biological products, and a quantitative listing of the active ingredients for all listed drugs or biological products subject to an approved application or license.

Under § 207.30, establishments must update their product listing information by using Form FDA 2657 and/or Form FDA 2658 every June and December or, at the discretion of the establishment, when any change occurs. These updates must include the following information: (1) A listing of all drug or biological products introduced for commercial distribution that have not been included in any previously submitted list, (2) all drug or biological products formerly listed for which commercial distribution has been discontinued, (3) all drug or biological products for which a notice of discontinuance was submitted and for which commercial distribution has been resumed, and (4) any material change in any information previously submitted. No update is required if no changes have occurred since the previously submitted list.

FDA estimates the burden of this collection of information as follows:

TABLE 1.—ESTIMATED ANNUAL REPORTING BURDEN [1]

Form	21 CFR Section	No. of Respondents	No. of Responses per Respondent	Total Annual Responses	Hours per Response	Total Hours
Form FDA 2656—Registration of Drug Establishment	207.21 207.22 207.25 207.26 207.40	15,802	.34	5,438	0.5	2,719
Form FDA 2656e—Annual Update of Drug Establishment	207.21 207.22 207.25 207.26 207.40	7,226	1	7,226	0.5	3,613
Form FDA 2657—Drug Product Listing	207.21 207.22 207.25 207.30 207.31 207.40	14,381	2.80	40,270	0.5	20,135
Form FDA 2658—Registered Establishments' Report of Private Label Distributors	207.21 207.22 207.25 207.30 207.31	6,221	2.14	13,289	0.5	6,645
Total						33,112

[1]There are no capital costs or operating and maintenance costs associated with this collection of information.

Dated: October 25, 2000.

Margaret M. Dotzel,

Associate Commissioner for Policy.

[FR Doc. 00–28135 Filed 11–01–00; 8:45 am]

BILLING CODE 4160–01–F

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket No. 98F–1192]

Troy Corp.; Withdrawal of Food Additive Petition

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing the withdrawal, without prejudice to a future filing, of a food additive petition (FAP 7B4546) proposing that the food additive regulations be amended to provide for the safe use of 3-iodo-2-propynyl butyl carbamate as a fungicidal additive for resinous and polymeric coatings intended to contact food.

FOR FURTHER INFORMATION CONTACT: Mark A. Hepp, Center for Food Safety and Applied Nutrition (HFS–215), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–418–3098.

SUPPLEMENTARY INFORMATION: In a notice published in the **Federal Register** of December 24, 1998 (63 FR 71295), FDA announced that a food additive petition (FAP 7B4546) had been filed by Troy Corp. c/o S.L. Graham & Associates, 1801 Peachtree Lane, Bowie, MD 20721. The petition proposed to amend the food additive regulations in § 175.300 *Resinous and polymeric coatings* (21 CFR 175.300) to provide for the safe use of 3-iodo-2-propynyl butyl carbamate as a fungicidal additive for resinous and polymeric coatings intended to contact food. Troy Corp. has now withdrawn the petition without prejudice to a future filing (21 CFR 171.7).

Dated: October 11, 2000.

Alan M. Rulis,

Director, Office of Premarket Approval, Center for Food Safety and Applied Nutrition.

[FR Doc. 00–28055 Filed 11–1–00; 8:45 am]

BILLING CODE 4160–01–F

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Health Care Financing Administration

[Document Identifier: HCFA–10017]

Agency Information Collection Activities: Proposed Collection; Comment Request

AGENCY: Health Care Financing Administration, HHS.

In compliance with the requirement of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Health Care Financing Administration (HCFA), Department of Health and Human Services, is publishing the following summary of proposed collections for public comment. Interested persons are invited to send comments regarding this burden estimate or any other aspect of this collection of information, including any of the following subjects: (1) The necessity and utility of the proposed information collection for the proper performance of the agency's functions; (2) the accuracy of the estimated burden; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) the use of automated collection techniques or other forms of information technology to minimize the information collection burden.

Type of Information Collection Request: New; *Title of Information Collection:* Follow-Up of Medicare+Choice DisenrolleesReceiving Fee-for-Service Inpatient Hospital Care; *Form No.:* HCFA–10017 (OMB# 0938–NEW); *Use:* This study will survey Medicare beneficiaries who had a fee-for-service hospital stay after choosing to leave a Medicare+Choice health plan. The purpose is to gather information about their reasons for disenrolling and to explore the link between the decision to disenroll and their subsequent fee-for-service care; *Frequency:* On occasion; *Affected Public:* Individuals or households; *Number of Respondents:* 600; *Total Annual Responses:* 600; *Total Annual Hours:* 650.

To obtain copies of the supporting statement and any related forms for the proposed paperwork collections referenced above, access HCFA's Web Site address at http://www.hcfa.gov/regs/prdact95.htm, or E-mail your request, including your address, phone number, OMB number, and HCFA document identifier, to Paperwork@hcfa.gov, or call the Reports Clearance Office on (410) 786–1326. Written comments and recommendations for the proposed information collections must be mailed within 60 days of this notice directly to the HCFA Paperwork Clearance Officer designated at the following address: HCFA, Office of Information Services, Security and Standards Group, Division of HCFA Enterprise Standards, Attention: Julie Brown, Room N2–14–26, 7500 Security Boulevard, Baltimore, Maryland 21244–1850.

Date: October 24, 2000.

John P. Burke, III,

Reports Clearance Officer, Security and Standards Group, Division of HCFA Enterprise Standards.

[FR Doc. 00–28170 Filed 11–1–00; 8:45 am]

BILLING CODE 4120–03–U

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Health Care Financing Administration

[Document Identifier: HCFA–R–0209 and HCFA–R–0245]

Agency Information Collection Activities: Proposed Collection; Comment Request

AGENCY: Health Care Financing Administration, HHS.

In compliance with the requirement of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Health Care Financing Administration (HCFA), Department of Health and Human Services, is publishing the following summary of proposed collections for public comment. Interested persons are invited to send comments regarding this burden estimate or any other aspect of this collection of information, including any of the following subjects: (1) The necessity and utility of the proposed information collection for the proper performance of the agency's functions; (2) the accuracy of the estimated burden; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) the use of automated collection techniques or other forms of information technology to minimize the information collection burden.

1. *Type of Information Collection Request:* Extension of a currently approved collection; *Title of Information Collection:* Medicare and Medicaid Programs: Reporting Outcome and Assessment Information Set (OASIS) Data as Part of the Conditions of Participation for Home Health Agencies and Supporting Regulations in 42 CFR 484.11 and 484.20; *Form No.:* HCFA–R–0209 (OMB# 0938–0761); *Use:* The information collection requirements contained in the regulations state that HHAs must report data from the OASIS data set as a condition of participation for HHAs. Specifically, they provide guidelines for HHAs for the electronic transmission of the OASIS data set as well as responsibilities of the State agency or OASIS contractor in collecting and transmitting this information to HCFA. These requirements are necessary to establish a prospective payment system for HHAs and to achieve broad-based, measurable improvement in the quality of care furnished through Federal programs; *Frequency:* As determined by HHA and monthly; *Affected Public:* Business or other for profit, Not for profit institutions, and State, Local, or Tribal Government; *Number of Respondents:* 7,500; *Total Annual Responses:* 7,500; *Total Annual Hours:* 911,313.

2. *Type of Information Collection Request:* Extension of a currently approved collection; *Title of Information Collection:* Medicare and Medicaid Programs: Use of Outcome and Assessment Information Set (OASIS) as Part of the Conditions of Participation for Home Health Agencies and Supporting Regulations in 42 CFR 484.55; *Form No.:* HCFA–R–0245 (OMB# 0938–0760); *Use:* These information collection requirements are part of the existing conditions of participation that home health agencies (HHAs) must meet to participate in the Medicare program. Specifically, each patient must receive from the HHA a patient-specific, comprehensive assessment that identifies the patient's need for home care and that meets the patient's medical, nursing, rehabilitative, social and discharge planning needs. In addition, the regulation requires that, as part of the comprehensive assessment, HHAs use a standard core assessment data set, the OASIS, when evaluating adult, non-maternity patients. These changes are an integral part of the Administration's efforts to achieve broad-based improvements in the quality of care furnished through Federal programs and in the measurement of that care; *Frequency:* Upon patient assessment; *Affected Public:* Business or other for profit, Not for profit institutions, and State, Local, or Tribal Government; *Number of Respondents:* 7,500; *Total Annual Responses:* 7,500; *Total Annual Hours:* 885,000.

To obtain copies of the supporting statement and any related forms for the proposed paperwork collections referenced above, access HCFA's Web Site address at http://www.hcfa.gov/regs/prdact95.htm, or E-mail your request, including your address, phone number, OMB number, and HCFA document identifier, to Paperwork@hcfa.gov, or call the Reports Clearance Office on (410) 786–1326. Written comments and recommendations for the proposed information collections must be mailed within 60 days of this notice directly to the HCFA Paperwork Clearance Officer designated at the following address:

HCFA, Office of Information Services, Security and Standards Group, Division of HCFA Enterprise Standards, Attention: Julie Brown, Room N2–14–26, 7500 Security Boulevard, Baltimore, Maryland 21244–1850.

Date: October 24, 2000.

John P. Burke III,

HCFA Reports Clearance Officer, HCFA Office of Information Services, Security and Standards Group, Division of HCFA Enterprise Standards.

[FR Doc. 00–28171 Filed 11–1–00; 8:45 am]

BILLING CODE 4120–03–U

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Health Care Financing Administration

[Document Identifier: HCFA–R–0232]

Agency Information Collection Activities: Proposed Collection; Comment Request

AGENCY: Health Care Financing Administration, HHS.

In compliance with the requirement of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Health Care Financing Administration (HCFA), Department of Health and Human Services, is publishing the following summary of proposed collections for public comment. Interested persons are invited to send comments regarding this burden estimate or any other aspect of this collection of information, including any of the following subjects: (1) The necessity and utility of the proposed information collection for the proper performance of the agency's functions; (2) the accuracy of the estimated burden; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) the use of automated collection techniques or other forms of information technology to minimize the information collection burden.

Type of Information Collection Request: Extension; *Title of Information Collection:* Supporting Statement for Medicare Program Integrity Program Organizational Conflict of Interest Disclosure Certificate and Supporting Regulations in 42 CFR 421.310 and 421.312; *Form No.:* HCFA–R–0232 (OMB# 0938–0723); *Use:* This information is used to assess whether contractors who perform, or who seek to perform, Medicare Integrity Program functions, such as medical review, fraud review or cost audits, have organizational conflicts of interest and whether any conflicts have been resolved. The entities providing the information will be organizations that have been awarded, or seek award of, a Medicare Integrity Program contract; *Frequency:* On occasion; *Affected Public:* Businesses or other for profit; *Number of Respondents:* 10; *Total Annual Responses:* 10; *Total Annual Hours:* 2,400.

To obtain copies of the supporting statement and any related forms for the proposed paperwork collections referenced above, access HCFA's Web Site address at http://www.hcfa.gov/regs/prdact95.htm, or E-mail your request, including your address, phone number, OMB number, and HCFA document identifier, to Paperwork@hcfa.gov, or call the Reports Clearance Office on (410) 786–1326. Written comments and recommendations for the proposed information collections must be mailed within 60 days of this notice directly to the HCFA Paperwork Clearance Officer designated at the following address: HCFA, Office of Information Services, Security and Standards Group, Division of HCFA Enterprise Standards, Attention: Julie Brown, Room N2–14–26, 7500 Security Boulevard, Baltimore, Maryland 21244–1850.

Dated: October 24, 2000.

John P. Burke III,

HCFA Reports Clearance Officer, HCFA Office of Information Services, Security and Standards Group, Division of HCFA Enterprise Standards.

[FR Doc. 00–28172 Filed 11–01–00; 8:45 am]

BILLING CODE 4120–03–U

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Health Resources and Services Administration

National Vaccine Injury Compensation Program; List of Petitions Received

AGENCY: Health Resources and Services Administration, HHS.

ACTION: Notice.

SUMMARY: The Health Resources and Services Administration (HRSA) is publishing this notice of petitions received under the National Vaccine Injury Compensation Program (''the Program''), as required by section 2112(b)(2) of the Public Health Service (PHS) Act, as amended. While the Secretary of Health and Human Services is named as the respondent in all proceedings brought by the filing of petitions for compensation under the Program, the United States Court of Federal Claims is charged by statute with responsibility for considering and acting upon the petitions.

FOR FURTHER INFORMATION CONTACT: For information about requirements for filing petitions, and the Program in general, contact the Clerk, United States Court of Federal Claims, 717 Madison Place, N.W., Washington, D.C. 20005, (202) 219–9657. For information on HRSA's role in the Program, contact the Director, National Vaccine Injury Compensation Program, 5600 Fishers Lane, Room 8A–46, Rockville, MD 20857; (301) 443–6593.

SUPPLEMENTARY INFORMATION: The Program provides a system of no-fault compensation for certain individuals who have been injured by specified childhood vaccines. Subtitle 2 of title XXI of the PHS Act, 42 U.S.C. 300aa–10 *et seq.*, provides that those seeking compensation are to file a petition with the U.S. Court of Federal Claims and to serve a copy of the petition on the Secretary of Health and Human Services, who is named as the respondent in each proceeding. The Secretary has delegated her responsibility under the Program to HRSA. The Court is directed by statute to appoint special masters who take evidence, conduct hearings as appropriate, and make initial decisions as to eligibility for, and amount of, compensation.

A petition may be filed with respect to injuries, disabilities, illnesses, conditions, and deaths resulting from vaccines described in the Vaccine Injury Table (the Table) set forth at section 2114 of the PHS Act or as set forth at 42 CFR 100.3, as applicable. This Table lists for each covered childhood vaccine the conditions which will lead to compensation and, for each condition, the time period for occurrence of the first symptom or manifestation of onset or of significant aggravation after vaccine administration. Compensation may also be awarded for conditions not listed in the Table and for conditions that are manifested after the time periods specified in the Table, but only

if the petitioner shows that the condition was caused by one of the listed vaccines.

Section 2112(b)(2) of the PHS Act, 42 U.S.C. 300aa–12(b)(2), requires that the Secretary publish in the **Federal Register** a notice of each petition filed. Set forth below is a list of petitions received by HRSA on April 3, 2000, through June 30, 2000.

Section 2112(b)(2) also provides that the special master ''shall afford all interested persons an opportunity to submit relevant, written information'' relating to the following:

1. The existence of evidence ''that there is not a preponderance of the evidence that the illness, disability, injury, condition, or death described in the petition is due to factors unrelated to the administration of the vaccine described in the petition,'' and

2. Any allegation in a petition that the petitioner either:

(a) ''Sustained, or had significantly aggravated, any illness, disability, injury, or condition not set forth in the Table but which was caused by'' one of the vaccines referred to in the Table, or

(b) ''Sustained, or had significantly aggravated, any illness, disability, injury, or condition set forth in the Table the first symptom or manifestation of the onset or significant aggravation of which did not occur within the time period set forth in the Table but which was caused by a vaccine'' referred to in the Table.

This notice will also serve as the special master's invitation to all interested persons to submit written information relevant to the issues described above in the case of the petitions listed below. Any person choosing to do so should file an original and three (3) copies of the information with the Clerk of the U.S. Court of Federal Claims at the address listed above (under the heading ''For Further Information Contact''), with a copy to HRSA addressed to Associate Administrator, Bureau of Health Professions, 5600 Fishers Lane, Room 8–05, Rockville, MD 20857. The Court's caption (Petitioner's Name v. Secretary of Health and Human Services) and the docket number assigned to the petition should be used as the caption for the written submission.

Chapter 35 of title 44, United States Code, related to paperwork reduction, does not apply to information required for purposes of carrying out the Program.

List of Petitions

1. Tammy Sharp on behalf of Daniel Sharp, Houston, Texas, Court of Federal Claims Number 00–0176V
2. Catherine M. Wucker, Vienna, Virginia, Court of Federal Claims Number 00–0179V
3. Maureen E. Carr, Vienna, Virginia, Court of Federal Claims Number 00–0180V
4. Jennifer K. Duncan, Vienna, Virginia, Court of Federal Claims Number 00–0181V
5. Jill S. Whetmore-Brown and Michael Brown on behalf of Michael Brown, Flower Mound, Texas, Court of Federal Claims Number 00–0182V
6. Christy and Wesley Duncan on behalf of Jacob Wesley Duncan, Temple, Texas, Court of Federal Claims Number 00–0183V
7. Ellen and Allen Dye on behalf of Mark Allen Dye, Jr., Berkley Springs, West Virginia, Court of Federal Claims Number 00–0184V
8. Patricia and Ira Bonner on behalf of Jenna Nicole Bonner, Bluffton, South Carolina, Court of Federal Claims Number 00–0194V
9. Suzanne Chouinard on behalf of Julien Chouinard, Boston, Massachusetts, Court of Federal Claims Number 00–0196V
10. Margo Ferro on behalf of Nico Ferro, Scarsdale, New York, Court of Federal Claims Number 00–0201V
11. Annamma Abraham, Dallas, Texas, Court of Federal Claims Number 00–0203V
12. Andrea J. Newman, Houlton, Maine, Court of Federal Claims Number 00–0206V
13. Isabel Salgado, Chicago, Illinois, Court of Federal Claims Number 00–0219V
14. Jacqueline Chait, Portland, Maine, Court of Federal Claims Number 00–0224V
15. Helen Harwell on behalf of Mari Hall, Deceased, Dallas, Texas, Court of Federal Claims Number 00–0230V
16. Charron Sayre on behalf of Gabriel Sayre, Fairborne, Ohio, Court of Federal Claims Number 00–0231V
17. Nancy Whittington, Lafayette, Louisiana, Court of Federal Claims Number 00–0232V
18. Anthony Wright, Amarillo, Texas, Court of Federal Claims Number 00–0233V
19. Norma Jean Steele on behalf of Tiffany Jane Steele, Pensacola, Florida, Court of Federal Claims Number 00–0235V
20. Ruth and Walter Quiller on behalf of Timothy Quiller, Augusta, Georgia, Court of Federal Claims Number 00–0252V
21. Marcy and Michael Tarrants on behalf of Blake Tarrants, Sedalia, Missouri, Court of Federal Claims Number 00–0256V
22. Arthur Beaty on behalf of Sheronda Beaty, Rochester, New York, Court of Federal Claims Number 00–0266V
23. Elaine Pietrucha on behalf of Bradley Pietrucha, Milford, New Jersey, Court of Federal Claims Number 00–0269V
24. Debra Keith Elizabethtown, Kentucky, Court of Federal Claims Number 00–0273V
25. Rhonda Rogers on behalf of Nathan D. Rogers, Lottsburg, Virginia, Court of Federal Claims Number 00–0276V
26. Kristen and Patrick Strain on behalf of Zachary P. Strain, Waterville, New York, Court of Federal Claims Number 00–0279V
27. Gina and Carl Geppert on behalf of Carl Lee Geppart, III, Vienna, Virginia, Court of Federal Claims Number 00–0286V
28. Patricia Groht, Vienna, Virginia, Court of Federal Claims Number 00–0287V
29. Jill and Dugan Dietz on behalf of Lukas Jackson Dietz, Deceased, Wheeling, West Virginia, Court of Federal Claims Number 00–0288V
30. Melynda Slay on behalf of Harrison Bryce Slay, Aurora, Colorado, Court of Federal Claims Number 00–0289V
31. Amanda Fussell on behalf of Samantha Butts, Deceased, Palm, California, Court of Federal Claims Number 00–0309V
32. Jill F. Thigpen, Vienna, Virginia, Court of Federal Claims Number 00–0319V
33. Firas and Rania Sallaj on behalf of Zena Sallaj, Buffalo, New York, Court of Federal Claims Number 00–0321V
34. Kathy and Todd Meena on behalf of Cameron Todd Meena, Orlando, Florida, Court of Federal Claims Number 00–0327V
35. Juan Perez and Irma Hernandez on behalf of Daphne Perez, Los Angeles, California, Court of Federal Claims Number 00–0328V
36. Linda Cook on behalf of Michael Cook, Vienna, Virginia, Court of Federal Claims Number 00–0331V
37. Esther Maupins, Lexington, Kentucky, Court of Federal Claims Number 00–0332V
38. Joee Jacobs on behalf of Chanz Jacobs, Bay City, Michigan, Court of Federal Claims Number 00–0333V
39. Nancy Hilliard on behalf of Owen S. Hilliard, Ramona, California, Court of Federal Claims Number 00–0341V
40. Laurie Ann Amimoto on behalf of Jacqueline Amimoto, Sacramento, California, Court of Federal Claims Number 00–0342V

41. Kyle Youngberg Ames, Iowa, Court of Federal Claims Number 00–0345V
42. Wanda E. Dennis on behalf of Brian Keith Wingate, Manning, South Carolina, Court of Federal Claims Number 00–0346V
43. Tracy and Scott Weeks on behalf of Jenica Weeks, Deceased, Boston, Massachusetts, Court of Federal Claims Number 00–0348V
44. Chue Xiong, Sacramento, California, Court of Federal Claims Number 00–350V
45. Marion Underwood on behalf of Cesar Zachary Moreno, Deceased, Boston, Massachusetts, Court of Federal Claims Number 00–0357V
46. Ann Haynes on behalf of Elizabeth Haynes, Boston, Massachusetts, Court of Federal Claims Number 00–0358V
47. Cynthia Wells on behalf of Ezra James McCorkle, Boone, North Carolina, Court of Federal Claims Number 00–0359V
48. Sandra and William Spoon on behalf of William Spoon, Phoenix, Arizona, Court of Federal Claims Number 00–0360V
49. Kimberly Willingham on behalf of Courtney Willingham, Rockford, Illinois, Court of Federal Claims Number 00–0363V
50. Kristin and Mark Rogers on behalf of Colin Rogers, Chapel Hill, North Carolina, Court of Federal Claims Number 00–0368V
51. Stephanie and Cory Geho on behalf of Griffin Cole Geho, Portsmouth, Ohio, Court of Federal Claims Number 00–0370V
52. Sherri Lynn Boothby, Vienna, Virginia, Court of Federal Claims Number 00–0371V
53. Kristin Rogers on behalf of Colin Rogers, Chapel Hill, North Carolina, Court of Federal Claims Number 00–0372V
54. Anthony Joseph Tedesco, Clinton Township, Michigan, Court of Federal Claims Number 00–0373V

Dated: October 26, 2000.

Claude Earl Fox,

Administrator.

[FR Doc. 00–28136 Filed 11–1–00; 8:45 am]

BILLING CODE 4160–15–U

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute: Opportunity for a Cooperative Research and Development Agreement (CRADA) for the Identification and Development of Chemical Compounds That Interact With the Polo-Box of Polo Kinases, as Potential Therapeutic Targets for the Inhibition of Cellular Proliferation

AGENCY: National Institutes of Health, PHS, DHHS

ACTION: Notice.

SUMMARY: Members of the polo subfamily of protein kinases play important roles in cell proliferation, and regulation of polo kinases may be crucial in the control of cell division. The polo kinases contain a distinct region of homology in the C-terminal non-catalytic domain, termed the polo-box. Scientists from the National Cancer Institute (NCI) have demonstrated that over-expression of this non-catalytic C-terminal domain in budding yeast results in a dominant-negative inhibition of cell division. NCI seeks a Cooperative Research and Development Agreement (CRADA) Collaborator to aid in the identification and development of chemical compounds that interact with the polo-box of polo kinases, as potential therapeutic targets for the inhibition of cellular proliferation.

DATES: Interested parties should notify this office in writing of their interest in filing a formal proposal no later than January 2, 2000. Potential CRADA Collaborators will then have an additional thirty (30) days to submit a formal proposal. CRADA proposals submitted thereafter may be considered if a suitable CRADA Collaborator has not been selected.

ADDRESSES: Inquires and proposals regarding this opportunity should be addressed to Laurie W. Whitney, Ph.D., Technology Development Specialist (Tel: 301–496–0477, FAX: 301–402–2117), Technology Development and Commercialization Branch, National Cancer Institute, 6120 Executive Blvd., Suite 450, Rockville, MD 20852. Inquiries directed to obtaining patent license(s) needed for participation in the CRADA opportunity should be addressed to Vasant Gandhi, J.D., Ph.D., Technology Licensing Specialist, Office of Technology Transfer, National Institutes of Health, 6011 Executive Blvd., Suite 325, Rockville, MD 20852, (Tel: 301–496–7056, ext. 224, FAX: 301–402–0220).

SUPPLEMENTARY INFORMATION: A Cooperative Research and Development Agreement (CRADA) is the anticipated joint agreement to be entered into with NCI pursuant to the Federal Technology Transfer Act of 1986 and Executive Order 12591 of April 10, 1987 as amended by the National Technology Transfer Advancement Act of 1995. NCI is looking for a CRADA partner to aide NCI in the identification and development of chemical compounds which act as polo-box inhibitors. The expected duration of the CRADA would be from one (1) to five (5) years.

Members of the polo subfamily of protein kinases appear to play pivotal roles in cell division and proliferation. These include mammalian Plk, Snk, and Fnk/Prk, Xenopus laevis Plx1, Drosophila melanogaster polo, Schizosaccharomyces pombe Plo1, and Saccharomyces cerevisiae Cdc5. The polo subfamily members are characterized by the presence of a distinct region of homology in the C-terminal non-catalytic domain, termed the polo-box, which is essential for subcellular localization and mitotic functions of the polo kinases. Regulation of polo kinases may be crucial in the control of cell division. In mammalian cells, Plk is expressed at high levels in mitotically active cells and in tumors of various origins. Constitute expression of Plk in NIH3T3 cells induces oncogenic focus formation, and these Plk-transformed cells can form tumors in nude mice. These data suggest that Plk expression is closely related to cellular proliferation, and that uncontrolled Plk expression may lead to the development of cancers in humans. Genetic and biochemical analyses indicate that polo kinases regulate diverse cellular events at various stages of the M phase. In addition to their roles in spindle formation and centrosome maturation, polo kinases appear to regulate important biochemical steps at the G2/M transition, such as activation of Cdc2 through Cdc25C phosphatase, DNA damage checkpoint adaptation, and activation of the anaphase-promoting complex (APC) in various eukaryotic systems. In addition, recent data suggest that polo kinases play important roles in cytokinesissea.

In budding yeast, overexpression of the non-catalytic C-terminal domain of either Plk or Cdc5 (plkΔN or cdc5ΔN), but not the corresponding polo-box mutant, results in severe connected cell morphology. Provision of functional Cdc5 remedies this phenotype, indicating that over-expression of cdc5ΔN or plkΔN results in a dominant-negative inhibition of cell division and

that an intact polo-box is required for this event. These data raise an intriguing possibility that conditional expression of the polo-box domain may selectively inhibit the mitotic functions of polo kinases. Furthermore, our observation suggests that the polo-box peptide may act as a potential anti-cancer therapeutic agent. Alternatively, isolation of small chemical compounds that bind to the polo-box and interfere with its function may yield a strategy to regulate highly proliferative malignant cells. We have developed two yeast strains that conditionally express the polo-box domains of Plk (KLY1212) or Cdc5 (KLY1083). Isolation of chemical compounds alleviating the dominant-negative cell division defect of these strains may lead to identification of polo-box inhibitors. Since the polo-box is an essential and unique domain for polo kinases, these inhibitors may likely provide selective tools to control the cell proliferation without interfering with other protein kinases.

The described methods are the subject of a U.S. provisional patent application filed May 23, 2000 by the Public Health Service on behalf of the Federal Government. Furthermore, the initial report and characterization of the invention is described in: Song S, and Lee KS. A novel function of Saccharomyces cerevisiae CDC5 in cytokinesis (submitted for publication). Further reference to the invention can be found in: (1) Song S, Grenfell TX, Garfield S, Erikson RL, and Lee KS. (2000). Essential function of the polo-box of Cdc5 in subcellular localization and induction of cytokinetic structures. Mol. Cell. Biol. 20, 286–298, and (2) Lee KS, Grenfell TZ Yarm, FR, and Erikson RL (1998). Mutation of the polo-box disrupts localization and mitotic functions of the mammalian polo kinase Plk. Proc. Natl. Acad. Sci. USA 95:9301–9306.

Under the present proposal, the goal of the CRADA will involve the following:

(1) Identification and isolation of chemical compounds that alleviate the dominant-negative cell division defect of yeast strains that conditionally express the polo-box domains of Plk or Cdc5.

(2) Development of these chemical compounds as tools to control cellular proliferation without interfering with other protein kinases.

Party Contributions

The role of the NCI in the CRADA may include, but not be limited to:

1. Providing intellectual, scientific, and technical expertise and experience to the research project.

2. Providing the CRADA Collaborator with information and data relating to polo kinases.

3. Planning research studies and interpreting research results.

4. Carrying out research with validates and expands on the role of the dominant-negative inhibition of cell proliferation found using the intact polo-box.

5. Publishing research results.

6. Developing additional potential applications related to inhibition of cell proliferation using polo-box inhibitors.

The role of the CRADA Collaborator may include, but not be limited to:

1. Providing significant intellectual, scientific, and technical expertise or experience to the research project.

2. Planning research studies and interpreting research results.

3. Providing technical and/or financial support to facilitate scientific goals and for further design of applications of the technology outlined in the agreement.

4. Publishing research results.

Selection criteria for choosing the CRADA Collaborator may include, but not be limited to:

1. A demonstrated record of success in the areas of isolation, purification, characterization, and therapeutic development of chemical compounds.

2. A demonstrated background and expertise in cancer-related sciences.

3. The ability to collaborate with NCI on further research and development of this technology. This ability will be demonstrated through experience and expertise in this or related areas of technology indicating the ability to contribute intellectually to ongoing research and development.

4. The demonstration of adequate resources to perform the research and development of this technology (*e.g.* facilities, personnel and expertise) and to accomplish objectives according to an appropriate timetable to be outlined in the CRADA Collaborator's proposal.

5. The willingness to commit best effort and demonstrated resources to the research and development of this technology, as outlined in the CRADA Collaborator's proposal.

6. The demonstration of expertise in the commercial development and production of products related to this area of technology.

7. The level of financial support the CRADA Collaborator will provide for CRADA-related Government activities.

8. The willingness to cooperate with the national Cancer Institute in the timely publication of research results.

9. The agreement to be bound by the appropriate DHHS regulations relating to human subjects, and all PHS policies relating to the use and care of laboratory animals.

10. The willingness to accept the legal provisions and language of the CRADA with only minor modifications, if any. These provisions govern the distribution of future patent rights to CRADA inventions. Generally, the rights of ownership are retained by the organization that is the employer of the inventor, with (1) the grant of a license for research and other Government purposes to the Government when the CRADA Collaborator's employee is the sole inventor, or (2) the grant of an option to elect an exclusive or nonexclusive license to the CRADA Collaborator when the Government employee is the sole inventor.

Dated: October 17, 2000.

Kathleen Sybert,

Chief, Technology Development and Commercialization Branch, National Cancer Institute, National Institutes of Health.

[FR Doc. 00–28120 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute, Notice of Closed Meeting.

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of a meeting of the President's Cancer Panel.

The meeting will be closed to the public in accordance with the provisions set forth in section 552b(c)(9)(B), Title 5 U.S.C., as amended because the premature disclosure of other and the discussions would likely to significantly frustrate implementation of recommendations.

Name of Committee: President's Cancer Panel.

Date: October 26, 2000.

Time: 4 pm to 6 pm.

Agenda: To review and evaluate other.

Place: National Institutes of Health, 31 Center Drive, Building 31, Room 4A48, Bethesda, MD 20892–2473 (Telephone Conference Call).

Contact Person: Maureen O. Wilson, Phd, Executive Secretary, National Cancer Institute, National Institutes of Health, 31 Center Drive, Building 31, Room 4A48, Bethesda, MD 20892, 301/496–1148.

This notice is being published less than 15 days to the meeting due to scheduling conflicts.

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer

Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: October 25, 2000.

LaVerne Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28104 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health,

National Cancer Institute; Notice of Closed Meeting.

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Special Emphasis Panel Molecular Target Drug Discovery For Cancer: Exploratory Grants.

Date: November 29–December 1, 2000.

Time: 6:30 pm to 9:00 pm.

Agenda: To review and evaluate grant applications.

Place: Double Tree Hotel, 1750 Rockville Pike, Rockville, MD 20852.

Contact Person: Thomas M. Vollberg, PHD, Scientific Review Administrator, Special Review, Referral and Resources Branch, Division of Extramural Activities, National Cancer Institute, National Institute of Health, 6116 Executive Boulevard, Room 8049, Rockville, MD 20852, 301/594–9582.

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: October 25, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28106 Filed 11–01–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Amended Notice of Meeting

Notice is hereby given of a change in the meeting of the National Cancer Institute Special Emphasis Panel, November 6, 2000, 8 AM to November 6, 2000, 6 PM, National Cancer Institute, 6120 Executive Boulevard, Conference Room J. Rockville, MD, 20852 which was published in the **Federal Register** on October 19, 2000, 65 FR 62738.

The meeting will be held on November 9, 2000 from 8 AM to 6 PM. The meeting is closed to the public.

Dated: October 25, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28107 Filed 11–01–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Child Health and Human Development; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in section 552b(c)(4) and 552b(c)(6), title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Child Health and Human Development Special Emphasis Panel Neurobiology and Genetics of Fragile X Syndrome.

Date: November 14–15, 2000.

Time: 8:00 am to 5:00 pm.

Agenda: To review and evaluate grant applications.

Place: Georgetown Suites, 1000 29th Street, NW., Washington, DC 20007.

Contact Person: Norman Chang, PhD, Scientific Review Administrator, Division of Scientific Review, National Institute of Child Health, and Human Development, National Institutes of Health, 6100 Executive Blvd., Room 5E03, Bethesda, MD 20892, (301) 496–1485.

(Catalogue of Federal Domestic Assistance Program Nos. 93.209, Contraception and Infertility Loan Repayment Program; 93.864, Population Research for Mothers and Children; 93.929, Center for Medical Rehabilitation Research, National Institutes of Health, HHS)

Dated: October 25, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28098 Filed 11–1–00; 8:45 am]

BILLING CODE 4110–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Child Health and Human Development; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c0(6), title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Child Health and Human Development Special Emphasis Panel.

Date: November 30, 2000.

Time: 10 AM to 5 PM.

Agenda: To review and evaluate grant applications.

Place: 5520 Wisconsin Avenue, Chevy Chase, MD 20815.

Contact Person: Robert H. Stretch, PhD, Scientific Review Administrator, Division of Scientific Review, National Institute of Child Health and Human Development, NIH, 6100 Executive Blvd., Room 5E01, MSC 7510, Bethesda, MD 20892, (301) 435–6912.

(Catalogue of Federal Domestic Assistance Program Nos. 93.209, Contraception and Infertility Loan Repayment Program; 93.864, Population Research; 93.865, Research for

Mothers and Children; 93.929, Center for Medical Rehabilitation Research, National Institutes of Health, HHS)

Dated: October 25, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28099 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institutes of Child Health and Human Development; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Child Health and Human Development Special Emphasis Panel.

Date: November 28, 2000.

Time: 11 am to 2 pm.

Agenda: To review and evaluate grant applications.

Place: 6100 Executive Blvd. 5th Floor, Rockville, MD 20852 (Telephone Conference Call).

Contact Person: Robert H. Stretch, PhD, Scientific Review Administrator, Division of Scientific Review, National Institute of Child Health and Human Development, NIH, 6100 Executive Blvd., Room 5E01, MSC 7510, Bethesda, MD 20892, (301) 435–6912.

(Catalogue of Federal Domestic Assistance Program Nos. 93.209, Contraception and Infertility Loan Repayment Program; 93.864, Population Research; 93.865, Research for Mothers and Children; 93.929, Center for Medical Rehabilitation Research, National Institutes of Health, HHS)

Dated: October 25, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28100 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Child Health and Human Development; Notice of Closed Meeting

Pursuant section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Child Health and Human Development Special Emphasis Panel.

Date: December 5–6, 2000.

Time: 8:00 am to 5:00 pm.

Agenda: To review and evaluate grant applications.

Place: Chevy Chase Holiday Inn, Terrace Room, 5520 Wisconsin Avenue, Chevy Chase, MD 20815.

Contact Person: Scott F. Andres, PhD, Scientific Review Administrator, Division of Scientific Review, National Institute of Child Health and Human Development, National Institutes of Health, 6100 Executive Blvd., Room 5E03, Bethesda, MD 20892, (301) 496–1485.

(Catalogue of Federal Domestic Assistance Program Nos. 93.209, Contraception and Infertility Loan Repayment Program; 93.864, Population Research; 93.865, Research for Mothers and Children; 93.929, Center for Medical Rehabilitation Research, National Institutes of Health, HHS)

Dated: October 25, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28101 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Child Health Human Development; Notice of Closed Meeting.

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of person privacy.

Name of Committee: National Institute of Child Health and Human Development Special Emphasis Panel.

Date: December 3–4, 2000.

Time: 8 am to 5 pm.

Agenda: To review and evaluate grant applications.

Place: Chevy Chase Holiday Inn, Terrace Room, 5520 Wisconsin Avenue, Chevy Chase, MD 20815.

Contact Person: Scott F. Andres, PhD, Scientific Review Administrator, Division of Scientific Review, National Institute of Child Health and Human Development, National Institutes of Health, 6100 Executive Blvd., Room 5E03, Bethesda, MD 20892, (301) 496–1485.

(Catalogue of Federal Domestic Assistance program Nos. 93.209, Contraception and Infertility Loan Repayment Program; 93.864, Population Research; 93.865, Research for Mothers and Children; 93.929, Center for Medical Rehabilitation Research, National Institutes of Health, HHS)

Dated: October 25, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28102 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Diabetes and Digestive and Kidney Diseases; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. the grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which

would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Special Emphasis Panel. ZDK1 GRB–2 J1 S.

Date: November 21, 2000.

Time: 11 am to 2 pm.

Agenda: To review and evaluate grant applications.

Place: 6707 Democracy Blvd., 2 Democracy Plaza, Rm 653, Bethesda, MD 20892, (Telephone Conference Call).

Contact Person: Shan S. Wong, PhD, Scientific Review Administrator, Review Branch, DEA, NIDDK, Room 643, 6707 Democracy Boulevard, National Institutes of Health, Bethesda, MD 20892, (301) 594–7797.

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Special Emphasis Panel. ZDK1 GRB–4 J3.

Date: December 15, 2000.

Time: 3 pm to 4:30 pm.

Agenda: To review and evaluate grant applications.

Place: 2 Democracy Plaza, 6707 Democracy Boulevard, Room #647, Bethesda, MD 20892, (Telephone Conference Call).

Contact Person: William E. Elzinga, PhD, Scientific Review Administrator, Review Branch, DEA, NIDDK, Room 647, 6707 Democracy Boulevard, National Institutes of Health, Bethesda, MD 20892–6600, (301) 594–8895.

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Special Emphasis, ZDK 1 GRB–C J1.

Date: December 18, 2000.

Time: 1 pm to 2 pm.

Agenda: To review and evaluate grant applications.

Place: 6707 Democracy Boulevard, 2 Democracy Plaza, Rm 649, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Dan E. Matsumoto, PhD, Scientific Review Administrator, Review Branch, DEA, NIDDK Room 649, 6707 Democracy Boulevard, National Institutes of Health, Bethesda, MD 20892–6600 (301) 594–8894.

(Catalogue of Federal Domestic Assistance Program Nos. 93.847, Diabetes, Endocrinology and Metabolic Research; 93.848, Digestive Diseases and Nutrition Research; 93.849, Kidney Diseases, urology and Hematology Research, National Institutes of Health, HHS)

Dated: October 25, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28105 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Child Health and Human Development; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Child Health and Human Development Special Emphasis Panel Cooperative Multicenter Neonatal Research Network.

Date: December 6–7, 2000.

Time: 8:30 am to 5:00 pm.

Agenda: To review and evaluate grant applications.

Place: Ramada Inn, 1775 Rockville Pike, Rockville, MD 20852.

Contact Person: Gopal M. Bhatnagar, PhD, Scientific Review Administrator, Division of Scientific Review, National Institute of Child Health, and Human Development, National Institutes of Health, PHS, DHHS, 9000 Rockville Pike, 6100 Bldg., Room 5E01, Bethesda, MD 20892, (301) 496–1485. (Catalogue of Federal Domestic Assistance Program Nos. 93.209, Contraception and Infertility Loan Repayment Program; 93.864, Population Research; 93.865, Research for Mothers and Children; 93.929, Center for Medical Rehabilitation Research, National Institutes of Health, HHS)

Dated: October 25, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28108 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Amended Notice of Meeting

Notice is hereby given of a change in the meeting of the Biomedical Research and Research Training Review Subcommittee B, November 14, 2000, 8 AM to November 15, 2000, 5 PM, Holiday Inn Chevy Chase, 5520 Wisconsin Avenue, Chevy Chase, MD, 20815 which was published in the **Federal Register** on September 21, 2000, 65 FR 57199.

The meeting will be held at the Holiday Inn Bethesda, 8120 Wisconsin Avenue, Bethesda, MD 20814. The meeting is closed to the public.

Dated: October 25, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28109 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Child Health and Human Development; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Child Health and Human Development Special Emphasis Panel.

Date: November 29, 2000.

Time: 8 AM to 5 PM.

Agenda: To review and evaluate grant applications.

Place: 5520 Wisconsin Avenue, Chevy Chase, MD 20815.

Contact Person: Robert H. Stretch, PhD, Scientific Review Administrator, Division of Scientific Review, National Institute of Child Health and Human Development, NIH 6100 Executive Blvd., Room 5E01, MSC 7510, Bethesda, MD 20892, (301) 435–6912.

(Catalogue of Federal Domestic Assistance Program Nos. 93.209, Contraception and Infertility Loan Repayment Program; 93.864, Population Research; 93.865, Research for Mothers and Children; 93.929, Center for Medical Rehabilitation Research, National Institutes of Health, HHS)

Dated: October 25, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28110 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Child Health and Human Development; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Child Health and Human Development Special Emphasis Panel.

Date: December 4–5, 2000.

Time: 8:00 AM to 5:00 PM.

Agenda: To review and evaluate grant applications.

Place: 5520 Wisconsin Avenue, Chevy Chase, MD 20815.

Contact Person: Robert H. Stretch, PhD, Scientific Review Administrator, Division of Scientific Review, National Institute of Child Health and Human Development, NIH, 6100 Executive Blvd., Room 5E01, MSC 7510, Bethesda, MD 20892, (301) 435–6912.

(Catalogue of Federal Domestic Assistance Program Nos. 93.209, Contraception and Infertility Loan Repayment Program; 93.864, Population Research; 93.865, Research for Mothers and Children; 93.929, Center for Medical Rehabilitation Research, National Institutes of Health, HHS)

Dated: October 25, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28111 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Mental Health; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: October 24, 2000.

Time: 3 pm to 3:30 pm.

Agenda: To review and evaluate grant applications.

Place: Ramada Inn, 8400 Wisconsin Avenue, Bethesda, MD 20814.

Contact Person: Henry J. Haigler, PhD, Scientific Review Administrator, Division of Extramural Activities, National Institute of Mental Health, NIH Neuroscience Center, 6001 Executive Blvd., Rm. 6150, MSC 9608, Bethesda, MD 20892–9608 301/443–7216.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

(Catalogue of Federal Domestic Assistance Program Nos. 93.242, Mental Health Research Grants; 93.281, Scientist Development Award, Scientist Development Award for Clinicians, and Research Scientist Award; 93.282, Mental Health National Research Service Awards for Research Training. National Institutes of Health, HHS)

Dated: October 24, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28113 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institutes of Mental Health; Amended Notice of Meeting

Notice is hereby given of a change in the meeting of the National Institute of Mental Health Special Emphasis Panel, October 24, 2000, 8:30 AM to October 25, 2000, 5 PM, Ramada Inn, 8400 Wisconsin Avenue, Bethesda, MD 20814 which was published in the **Federal Register** on October 17, 2000, 65 FR 61346.

The meeting will be held at the same place on October 24, 2000, from 8:30 AM to 3 PM and reconvene that day at 3:30 PM to recess and then the meeting will reconvene on October 25, 2000, at 8:30 AM to adjournment. The meeting is closed to the public.

Dated: October 24, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28114 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Mental Health; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Mental Health Special Emphasis Panel.

Date: December 4, 2000.

Time: 12:00 pm to 1:30 pm.

Agenda: To review and evaluate grant applications.

Place: Neuroscience Center, National Institutes of Health, 6001 Executive Blvd., Bethesda, MD 20892, (Telephone conference Call).

Contact Person: Mary Sue Krause, MED, Scientific Review Administrator, Division of Extramural Activities, National Institutes of Health, NIH Neuroscience Center, 6001 Executive Blvd., Room 6138, Bethesda, MD 20892–9606, 301–443–6470.

Name of Committee: National Institute of Mental Health Special Emphasis Panel.

Date: December 8, 2000.

Time: 1:30 pm to 3:00 pm.

Agenda: To review and evaluate grant applications.

Place: Neuroscience Center National Institutes of Health, 6001 Executive Blvd.,

Bethesda, MD 20892, (Telephone Conference Call).

Contact Person: Gayathri Jeyarasasingam, PHD, Scientific Review Administrator, Division of Extramural Activities, National Institutes of Health, NIH, Neuroscience Center, 6001 Executive Blvd., Room 6150, MSC 9608, Bethesda, MD 20892–9608, 301–443–1340.

(Catalogue of Federal Domestic Assistance Program Nos. 93.242, Mental Health Research Grants; 93.281, Scientist Development Award, Scientist Development Award for Clinicians, and Research Scientist Award; 93.282, Mental Health National Research Service Awards for Research Training, National Institutes of Health, HHS)

Dated: October 24, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28115 Filed 11–01–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Nursing Research; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Nursing Research Special Emphasis Panel.

Date: October 31, 2000.

Time: 2:00 PM to Adjournment.

Agenda: To review and evaluate grant applications.

Place: Building 45, Room 3AN–18B, MD 20882, (Telephone Conference Call).

Contact Person: Mary J. Stephens-Frazier, PhD., Scientific Review Administrator, National Institute of Nursing Research, National Institutes of Health, Natcher Building, Room 3AN32, Bethesda, MD 20892, (301) 594–5971.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

(Catalogue of Federal Domestic Assistance Program Nos. 93.361, Nursing Research, National Institutes of Health, HHS)

Dated: October 24, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28116 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Mental Health; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personnel information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Mental Health Special Emphasis Panel.

Date: November 20, 2000.

Time: 3:00 PM to 5:00 PM.

Agenda: To review and evaluate grant applications.

Place: Neuroscience Center, National Institutes of Health, 6001 Executive Blvd., Bethesda, MD 20892, (Telephone Conference Call).

Contact Person: Mary Sue Krause, Med, Scientific Review Administrator, Division of Extramural Activities, National Institute of Mental Health, NIH, Neuroscience Center, 6001 Executive Blvd., Room 6138, Bethesda, MD 20892–9606, 301–443–6470.

Name of Committee: National Institute of Mental Health Special Emphasis Panel.

Date: November 21, 2000.

Time: 3:30 PM to 4:30 PM.

Agenda: To review and evaluate grant applications.

Place: Neuroscience Center, National Institutes of Health, 6001 Executive Blvd., Bethesday, MD 20892, (Telephone Conference Call).

Contact Person: Mary Sue Krause, Med, Scientific Review Administrator, Division of Extramural Activities, National Institute of Mental Health, NIH, Neuroscience Center, 6001 Executive Blvd., Room 6138, Bethesda, MD 20892–9606, 301–443–6470.

(Catalogue of Federal Domestic Assistance Program Nos. 93.242, Mental Health Research Grants; 93.281, Scientist Development Award, Scientist Developmental Award for Clinicians, and Research Scientist Award; 93.282, Mental Health National Research Service Awards for Research Training, National Institutes of Health, HHS)

Dated: October 24, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28117 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute on Alcohol Abuse and Alcoholism; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute on Alcohol Abuse and Alcoholism Initial Review Group Biomedical Research Review Subcommittee.

Date: October 27, 2000.

Time: 8 a.m. to 6 p.m.

Agenda: To review and evaluate grant applications.

Place: Doubletree Hotel, 1750 Rockville Pike, Rockville, MD 20852.

Contact Person: Ronald Suddendorf, Phd, Scientific Review Administrator, Extramural Project Review Branch, National Institute on Alcohol Abuse and Alcoholism, National Institutes of Health, Suite 409, 6000 Executive Blvd., Bethesda, MD 20892–7003, 301–443–6106, rsuddend@willco.niaaa.nih.gov.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: National Institute on Alcohol Abuse and Alcoholism Special Emphasis Panel.

Date: November 1, 2000.

Time: 10 a.m. to 1 p.m.

Agenda: To review and evaluate contract proposals.

Place: 6000 Executive Boulevard, Suite 409, Rockville, MD 20852, (Telephone Conference Call).

Contact Person: Ronald Suddendorf, Phd, Scientific Review Administrator, Extramural Project Review Branch, National Institute on

Alcohol Abuse and Alcoholism, National Institutes of Health, Suite 409, 6000 Executive Blvd., Bethesda, MD 20892–7003, 301–443–2926.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: National Institute on Alcohol Abuse and Alcoholism Special Emphasis Panel.

Date: December 5, 2000.

Time: 8:30 a.m. to 5 p.m.

Agenda: To review and evaluate grant applications.

Place: Holiday Inn, 8120 Wisconsin Avenue, Bethesda, MD 20814.

Contact Person: Elsie D. Taylor, Scientific Review Administrator, Extramural Project Review Branch, National Institute on Alcohol Abuse and Alcoholism, National Institutes of Health, Suite 409, 6000 Executive Blvd., Bethesda, MD 20892–7003, 301–443–9787, etaylor@niaaa.nih.gov.

(Catalogue of Federal Domestic Assistance Program Nos. 93.271, Alcohol Research Career Development Awards for Scientists and Clinicians; 93.272, Alcohol National Research Service Awards for Research Training; 93.273, Alcohol Research Programs; 93.891, Alcohol Research Center Grants, National Institutes of Health, HHS)

Dated: October 24, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28118 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute on Aging; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute on Aging Special Emphasis Panel Aging Oxidative Stress and Cell Death.

Date: November 8, 2000.

Time: 6:00 PM to 11:00 PM.

Agenda: To review and evaluate grant applications.

Place: Courtyard by Marriott Medical Center, 8585 Marriott, San Antonio, TX 78229.

Contact Person: Ramesh Vemuri, PhD, Office of Scientific Review, National Institute on Aging, The Bethesda Gateway Building, 7201 Wisconsin Avenue, Suite 2C12, Bethesda, MD 20892, Bethesda, MD 20892, (301) 496–9666.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

(Catalogue of Federal Domestic Assistance Program Nos. 93.866, Aging Research, National Institutes of Health, HHS)

Dated: October 24, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28119 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review, Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: November 3, 2000.

Time: 1:00 pm to 3:00 pm.

Agenda: To review and evaluate grant applications.

Place: Holiday Inn Chevy Chase, 5520 Wisconsin Avenue, Chevy Chase, MD 20815.

Contact Person: Randall J. Owens, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Dr., Room 5102, MSC 7852, Bethesda, MD 20892, 301–435–1506.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: November 6, 2000.

Time: 8:00 am to 1:00 pm.

Agenda: To review and evaluate grant applications.

Place: Holiday Inn Chevy Chase, 5520 Wisconsin Avenue, Chevy Chase, MD 20815.

Contact Person: Teresa Nesbitt, DVM, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Dr., Room 5110, MSC 7854, Bethesda, MD 20892, 301–435–1172.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: November 6, 2000.

Time: 2:00 pm to 3:00 pm.

Agenda: To review and evaluate grant applications.

Place: Georgetown Holiday Inn, 2101 Wisconsin Avenue, NW., Washington, DC 20007.

Contact Person: Angela Y. Ng, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Dr., Room 4142, MSC 7804, Bethesda, MD 20892, 301–435–1715, nga@csr.nih.gov.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: November 8–10, 2000.

Time: 7:30 am to 4:00 pm.

Agenda: To review and evaluate grant applications.

Place: Georgetown Suites, 1111 30th Street, NW., Washington, DC 20007.

Contact Person: Michael Oxman, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4112, MSC 7848, Bethesda, MD 20892, 301/435–3565, oxmanm@mail.nih.gov.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: November 8, 2000.

Time: 8:00 am to 5:30 pm.

Agenda: To review and evaluate grant applications.

Place: Chevy Chase Holiday Inn, Terrace Room, 5520 Wisconsin Avenue, Chevy Chase, MD 20815.

Contact Person: Gopal C. Sharma, DVM, MS, PhD, Diplomate, American Board of Toxicology, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 2184, MSC 7818, Bethesda, MD 20892, (301) 435–1783, sharmag@csr.nih.gov.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Cardiovascular Sciences Integrated Review Group, Pharmacology Study Section.

Date: November 9–10, 2000.

Time: 8:00 am to 5:00 pm.
Agenda: To review and evaluate grant applications.
Place: Georgetown Holiday Inn, 2101 Wisconsin Avenue, NW., Washington, DC 20007.
Contact Person: Jeanne N. Ketley, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4130, MSC 7814, Bethesda, MD 20892, (301) 435–1789.
This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.
Date: November 9–10, 2000.
Time: 8:00 am to 3:00 pm.
Agenda: To review and evaluate grant applications.
Place: Holiday Inn Chevy Chase, 5520 Wisconsin Avenue, Chevy Chase, MD 20815.
Contact Person: Ranga V. Srinivas, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5108, MSC 7852, Bethesda, MD 20892, (301) 435–1167, srinivar@csr.nih.gov.
This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.
Date: November 9–10, 2000.
Time: 8:30 am to 6 pm.
Agenda: To review and evaluate grant applications.
Place: Holiday Inn—Bethesda, 8120 Wisconsin Avenue, Bethesda, MD 20814.
Contact Person: Angela M. Pattatucci-Aragon, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5220, MSC 7852, Bethesda, MD 20892, (301) 435–1775.
This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.
Date: November 9, 2000.
Time: 9 am to 5 pm.
Agenda: To review and evaluate grant applications.
Place: St. James Hotel, 950 24th Street, NW., Washington, DC 20037.
Contact Person: Michael J. Kozak, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 3170, MSC 7848, Bethesda, MD 20892, (301) 435–0913.
This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.
Date: November 9, 2000.
Time: 10:30 am to 1 pm.
Agenda: To review and evaluate grant applications.
Place: NIH, Rockledge 2, Bethesda, MD 20892 (Telephone Conference Call).
Contact Person: Alec S. Liacouras, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5154, MSC 7842, Bethesda, MD 20892, (301) 435–1740.
This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis panel.
Date: November 9, 2000.
Time: 1:30 pm to 2:30 pm.
Agenda: To review and evaluate grant applications.
Place: NIH, Rockledge 2, Bethesda, MD 20892 (Telephone Conference Call).
Contact Person: Sallay Ann Amero, PhD, Scientific Review Administrator, Center for Scientific Review, Genetic Sciences Integrated Review Group, National Institutes of Health, 6701 Rockledge Drive, Room 2206, MSC 7890, Bethesda, MD 20892–7890, 301–435–1159, ameros@csr.nih.gov.
This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis panel.
Date: November 12, 2000.
Time: 8:00 am to 6:00 pm.
Agenda: To review and evaluate grant applications.
Place: Holiday Inn—Bethesda, 8120 Wisconsin Avenue, Bethesda, MD 20814.
Contact Person: Mary Clare Walker, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5104, MSC 7852, Bethesda, MD 20892, (301) 435–1165.
This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.
Date: November 13, 2000.
Time: 8:00 am to 7:00 pm.
Agenda: To review and evaluate grant applications.
Place: The Westin Rio Mar Beach Hotel, 6000 Rio Mar Boulevard, Rio Grande, PR 00745–6100.
Contact Person: Eileen W. Bradley, DSC, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5120, MSC 7854, Bethesda, MD 20892, (301) 435–1179, bradley@csr.nih.gov.
This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.
Date: November 13, 2000.
Time: 8:30 am to 5:00 pm.
Agenda: To review and evaluate grant applications.
Place: Westin Grand Hotel, 2350 M Street, NW., Washington, DC 20037–1417.
Contact Person: Nancy Pearson, PhD, Chief, Genetic Sciences Integrated Review Group, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 2112, MSC 7890, Bethesda, MD 20892, (301) 435–1047, pearsonn@csr.nih.gov.
This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.
Date: November 13, 2000.
Time: 8:30 am to 6:00 pm.
Agenda: To review and evaluate grant applications.
Place: Bethesda Marriott, 5151 Pooks Hill Rd, Bethesda, MD 20814.
Contact Person: Gopa Rakhit, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4154, MSC 7806, Bethesda, MD 20892, (301) 435–1721.
This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Cardiovascular Sciences Integrated Review Group Hematology Subcommittee 2.
Date: November 13–14, 2000.
Time: 8:30 am to 12:00 pm.
Agenda: To review and evaluate grant applications.
Place: Hyatt Regency, Chesapeake Suites, One Bethesda Metro Center, Bethesda, MD 20814.
Contact Person: Jerrold Fried, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4126, MSC 7802, Bethesda, MD 20892–7802, 301–435–1777, friedj@csr.nih.gov.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.
Date: November 13–14, 2000.
Time: 8:30 am to 3:30 pm.
Agenda: To review and evaluate grant applications.
Place: Holiday Inn—Gaithersburg, 2 Montgomery Village Avenue, Gaithersburg, MD 20879.
Contact Person: Ranga V. Srinivas, PhD., Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5108, MSC 7852, Bethesda, MD 20892, 301–435–1167, srinivar@csr.nih.gov.
This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.
Date: November 13–14, 2000.
Time: 8:30 am to 5:00 pm.
Agenda: To review and evaluate grant applications.
Place: Westin Fairfax Hotel, 2100 Massachusetts Ave., N.W., Washington, DC 20008.

Contact Person: Sally Ann Amero, PhD, Scientific Review Administrator, Center for Scientific Review, Genetic Sciences Integrated Review Group, National Institutes of Health, 6701 Rockledge Drive, Room 2206, MSC 7890, Bethesda, MD 20892–7890, 301–435–1159, ameros@csr.nih.gov.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: November 13–14, 2000.

Time: 8:30 am to 5:00 pm.

Agenda: To review and evaluate grant applications.

Place: Chevy Chase Holiday Inn, 5520 Wisconsin Ave., Chevy Chase, MD 20815.

Contact Person: Lawrence N. Yager, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4200, MSC 7808, Bethesda, MD 20892, 301–435–0903, yagerl@csr.nih.gov.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: November 13, 2000.

Time: 8:30 am to 3:00 pm.

Agenda: To review and evaluate grant applications.

Place: Ramada Inn, 1775 Rockville Pike, Rockville, MD 20852.

Contact Person: Prabha L. Atreya, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5152, MSC 7842, Bethesda, MD 20892, (301)435–8367.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: November 13, 2000.

Time: 8:30 am to 3:00 pm.

Agenda: To review and evaluate grant applications.

Place: Holiday Inn, Bethesda, MD 20814.

Contact Person: Ann A. Jerkins, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 6154, MSC 7892, Bethesda, MD 20892, (301)435–4514.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Speical Emphasis Panel.

Date: November 13–14, 2000.

Time: 9:00 am to 4:00 pm.

Agenda: To review and evaluate grant applications.

Place: Chevy Chase Holiday Inn, 5520 Wisconsin Ave., Chevy Chase, MD 20815.

Contact Person: Gloria B. Levin, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 3166, MSC 7848, Bethesda, MD 20892, (301)435–1017, leving@csr.nih.gov.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: November 13, 2000.

Time: 10:00 am to 12:00 pm.

Agenda: To review and evaluate grant applications.

Place: NIH, Rockledge 2, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Timothy J. Henry, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4180, MSC 7808, Bethesda, MD 20892, (301) 435–1147.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: November 13, 2000.

Time: 11:00 am to 12:30 pm.

Agenda: To review and evaluate grant applications and/or proposals.

Place: NIH, Rockledge 2, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Victoria S. Levin, MSW, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 3172, MSC 7848, Bethesda, MD 20892, (301) 435–0912, levin@csr.nih.gov.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: November 13, 2000.

Time: 2:00 pm to 4:00 pm.

Agenda: To review and evaluate grant applications.

Place: Holiday Inn—Bethesda, 8120 Wisconsin Avenue, Bethesda, MD 20814.

Contact Person: Mary Clare Walker, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5104, MSC 7852, Bethesda, MD 20892, (301) 435–1165.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel ZRG1 CVB 03.

Date: November 13, 2000.

Time: 2:00 pm to 3:30 pm.

Agenda: To review and evaluate grant applications.

Place: NIH, Rockledge 2, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Russell T. Dowell, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4118, MSC 7818, Bethesda, MD 20892, (301) 435–1169, dowell@drg.nih.gov.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: November 13, 2000.

Time: 3:00 pm to 5:00 pm.

Agenda: To review and evaluate grant applications.

Place: Holiday Inn, Bethesda, MD 20814.

Contact Person: Ann A. Jerkins, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 6154, MSC 7892, Bethesda, MD 20892, (301) 435–4514.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: November 13, 2000.

Time: 3:00 pm to 5:00 pm.

Agenda: To review and grant applications.

Place: NIH, Rockledge 2, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Paul K. Strudler, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4100, MSC 7804, Bethesda, MD 20892, (301) 435–1716.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

(Catalogue of Federal Domestic Assistance Program Nos. 93.306; Comparative Medicine, 93.306; 93.333, Clinical Research, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: October 25, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28103 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial

property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: October 26, 2000.

Time: 5:30 pm to 6:00 pm.

Agenda: To review and evaluate grant applications.

Place: Washington Plaza Hotel, 10 Thomas Circle, NW., Washington, DC 20005.

Contact Person: Richard Panniers, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5148, 7842, Bethesda, MD 20892, (301) 435–1741.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: Center for Scientific Review Special Emphasis Panel.

Date: October 31, 2000.

Time: 12:00 pm to 1:30 pm.

Agenda: To review and evaluate grant applications.

Place: NIH, Rockledge 2, Bethesda, MD 20892, (Telephone Conference Call).

Contact Person: Teresa Nesbitt, DVM, PhD, Scientific Review Administrator, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5110, MSC 7854, Bethesda, MD 20892, (301) 435–1172.

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

(Catalogue of Federal Domestic Assistance Program Nos. 93.306, Comparative Medicine, 93.306; 93.333, Clinical Research, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: October 24, 2000.

LaVerne Y. Stringfield,

Director, Office of Federal Advisory Committee Policy.

[FR Doc. 00–28112 Filed 11–1–00; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–4561–N–72]

Notice of Submission of Proposed Information Collection to OMB; HOPE VI Survey

AGENCY: Office of the Chief Information Officer, HUD.

ACTION: Notice.

SUMMARY: The proposed information collection requirement described below has been submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.

DATES: *Comments Due Date:* December 4, 2000.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and/or OMB approval number and should be sent to: Joseph F. Lackey, Jr., OMB Desk Officer, Office of Management and Budget, Room 10235, New Executive Office Building, Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: Wayne Eddins, Reports Management Officer, Q, Department of Housing and Urban Development, 451 Seventh Street, Southwest, Washington, DC 20410; e-mail Wayne_Eddins@HUD.gov; telephone (202) 708–2374. This is not a toll-free number. Copies of the proposed forms and other available documents submitted to OMB may be obtained from Mr. Eddins.

SUPPLEMENTARY INFORMATION: The Department has submitted the proposal for the collection of information, as described below, to OMB for review, as required by the Paperwork Reduction Act (44 U.S.C. Chapter 35). The Notice lists the following information: (1) the title or the information collection proposal, (2) the office of the agency to collect the information; (3) the OMB approval number, if applicable; (4) the description of the need for the information and its proposed use; (5) the agency form number, if applicable; (6) what members of the public will be affected by the proposal; (7) how frequently information submissions will be required; (8) an estimate of the total number of hours needed to prepare the information submission including number of respondents, frequency of response, and hours of response; (9) whether the proposal is new, an extension, reinstatement, or revision of an information collection requirement; and (10) the name and telephone number of an agency official familiar with the proposal and of the OMB Desk Officer for the Department.

This Notice also lists the following information:

Title of Proposal: HOPE VI Survey.

OMB Approval Number: 2577–.

Form Numbers: None.

Description of the need for the information and its proposed use:

One hundred original HOPE VI residents at each of eight sites will be surveyed by telephone using computer-assisted telephone interviewing (CATI). The residents will be asked to provide information on housing choices available to and made by original residents, satisfaction with current housing neighborhood locations, current living conditions, attitudes toward services received through the HOPE VI Program, and current employment status. The information will help HUD increase knowledge of the ways in which housing choices and social and economic outcomes for original residents are affected by revitalization efforts at selected HOPE VI sites. Form the information collected, HUD and local housing agencies will learn more of how HOPE VI effects original participating families. An incentive payment of $20.00 will be made to respondents.

Frequency of Submission: One-time.

Reporting Burden:

Number of respondents	x	Frequency of response	x	Hours per response	=	Burden hours
800		1		0.33		264

Total Estimated Burden Hours: 264.
Status: New Request.

Authority: Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. 35, as amended.

Dated: October 25, 2000.

Wayne Eddins,

Departmental Reports Management Officer, Office of the Chief Information Officer.

[FR Doc. 00–27983 Filed 11–1–00; 8:45 am]

BILLING CODE 4210–01–M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–4561–N–74]

Notice of Submission of Proposed Information Collection to OMB; Single Family Premium Collection Subsystem-Upfront

AGENCY: Office of the Chief Information Officer, HUD.

ACTION: Notice.

SUMMARY: The proposed information collection requirement described below has been submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.

DATES: *Comment Due Date:* December 4, 2000.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and/or OMB approval number (2502–0423) and should be sent to: Joseph F. Lackey, Jr., OMB Desk Officer, Office of Management and Budget, Room 10235, New Executive Office Building, Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: Wayne Eddins, Reports Managment Officer, Q, Department of Housing and Urban Development, 451 Seventh Street, Southwest, Washington, DC 20410; e-mail Wayne_Eddins@HUD.gov; telephone (202) 708–2374. This is not a toll-free number. Copies of the proposed forms and other available documents submitted to OMB may be obtained from Mr. Eddins.

SUPPLEMENTARY INFORMATION: The Department has submitted the proposal for the collection of information, as described below, to OMB for review, as required by the Paperwork Reduction Act (44 U.S.C. Chapter 35). The Notice lists the following information: (1) the title of the information collection proposal; (2) the office of the agency to collect the information; (3) the OMB approval number, if applicable; (4) the description of the need for the information and its proposed use; (5) the agency form number, if applicable; (6) what members of the public will be affected by the proposal; (7) how frequently information submissions will be required; (8) an estimate of the total number of hours needed to prepare the information submission including number of respondents, frequency of response, and hours of response; (9) whether the proposal is new, an extension, reinstatement, or revision of an information collection requirement; and (10) the name and telephone number of an agency official familiar with the proposal and of the OMB Desk Officer for the Department.

This Notice also lists the following information:

Title of Proposal: Single Family Premium Collection Subsystem-Upfront.

OMB Approval Number: 2502–0423.

Form Numbers: None.

Description of the Need for the Information and its Proposed Use: The Single Family Premium Collection Subsystem-Upfront has successfully replaced the One-time Premium Collection System. Form HUD-27001, Transmittal of Upfront Mortgage Insurance Premium, is now obsolete. However, the information collection is still in effect.

Respondents: Business or Other For-Profit.

Frequency of Submission: On Occasion.

Reporting Burden:

Number of respondents	×	Frequency of response	×	Hours per response	=	Burden hours
3,378		238		0.5		40,200

Total Estimated Burden Hours: 40,200.

Status: Reinstatement, without change.

Authority: Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. 35, as amended.

Dated: October 27, 2000.

Wayne Eddins,

Departmental Reports Management Officer, Office of the Chief Information Officer.

[FR Doc. 00–28063 Filed 10–01–00; 8:45 am]

BILLING CODE 4210–01–M

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

Notice of Issuance of 31 Permits for Incidental Take of Threatened and Endangered Species

SUMMARY: Between April 1, 2000 and September 30, 2000, Region 2 of the Fish and Wildlife Service issued 31 permits for the incidental take of threatened and endangered species, pursuant to section 10(a)(1)(B) of the Endangered Species Act of 1973 (Act), as amended. Of the 31 permits issued, one is a Safe Harbor Agreement in Arizona, and the other 30 are issued to Permittees in the greater Austin, Texas area; two are related to the Balcones Canyonlands Preserve, golden-cheeked warbler (GCW) and karst invertebrates, and 28 are for the Houston toad (HT). Copies of the 31 permits and associated decision documents are available upon request. In addition, between April 1, 2000 and September 30, 2000, two permits had minor administrative amendments.

ADDRESSES: If you would like copies of any of the above documents, please contact the U.S. Fish and Wildlife Service, Ecological Services, P.O. Box 1306, Albuquerque, New Mexico.

FOR FURTHER INFORMATION CONTACT: Leslie Dierauf, Regional Habitat Conservation Plan Coordinator, at the above address, 505–248–6651. Further details of these permits may also be viewed on the Internet at *http://ecos.fws.gov.*

SUPPLEMENTARY INFORMATION: Section 9 of the Act and Federal Regulation prohibits the ''take'' of wildlife species listed as threatened or endangered species. Under the Act, the term ''take'' means to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect listed wildlife, or to attempt to engage in any such conduct. The Service may, under limited circumstances, issue permits to authorize incidental take, *i.e.* that is incidental to, and not the purpose of, the carrying out of an otherwise lawful activity. Regulations governing permits for endangered species are at 50 CFR 17.22.

31 INCIDENTAL TAKE PERMITS ISSUED

Permittee	Permit No.	Date of issuance
Adams (TX) HT	TE–021226–0	04/10/00
Walters (TX) HT	TE–021659–0	04/27/00
Ehrler (TX) HT	TE–021561–0	04/27/00
Sanchez (TX) HT	TE–021792–0	04/27/00
White/Cornerstone (TX) HT	TE–021793–0	04/27/00
Hughes (TX) HT	TE–021532–0	05/10/00
Cook (TX) HT	TE–023593–0	05/19/00
Hanks/Sims (TX) HT	TE–024872–0	06/09/00
Tilley (TX) HT	TE–023965–0	06/09/00
Schuelke (TX) HT	TE–023822–0	06/14/00
Comanche Canyon (TX) GCW/karst	TE–004683–0	07/17/00
The Crossings (TX) GCW	TE–024619–0	07/27/00
Manferd (TX) HT	TE–025655–0	07/28/00
Pettit (TX) HT	TE–025656–0	07/28/00
White #2 (TX) HT	TE–026687–0	07/28/00
Berger (TX) HT	TE–027260–0	07/28/00
Cooper (TX) HT	TE–027163–0	07/28/00
Hyatt (TX) HT	TE–025653–0	07/28/00
Cantrell (TX) HT	TE–025654–0	07/28/00
Mixon (TX) HT	TE–027746–0	08/17/00
Bush (TX) HT	TE–029608–0	08/31/00
Decker (TX) HT	TE–028087–0	09/18/00
Russo (TX) HT	TE–029605–0	09/18/00
Rush (TX) HT	TE–024949–0	09/18/00
Miles (TX) HT	TE–029947–0	09/18/00
Broussard (TX) HT	TE–029946–0	09/18/00
Arizona Dept of Trans (AZ) SHA	TE–026887–0	09/28/00
Luth/Lake of the Woods (TX) HT	TE–026887–0	09/28/00
46—Subdivisions LOW (TX) HT	TE–025965–0	[1] 08/28/00
46—Subdivisions MEDIUM (TX) HT	TE–025997–0	[1] 08/28/00
Ludwig	TE–025997–0–1	09/15/00
MacLeod	TE–025997–0–9	09/15/00

[1] Approved.

TWO ADMINISTRATIVE AMENDMENT

Permittee	Permit No.	Date of amendment
Lopez/Johnson	TE–024873–0	07/17/00
Baldwin Ranch	TE–003593–0	08/21/00

Nancy M. Kaufman,

Regional Director, Region 2, Albuquerque, New Mexico.

[FR Doc. 00–28085 Filed 11–1–00; 8:45 am]

BILLING CODE 4510–55–P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

Notice of Receipt of Applications for Permit

Endangered Species

The following applicants have applied for a permit to conduct certain activities with endangered species. This notice is provided pursuant to Section 10(c) of the Endangered Species Act of 1973, *as amended* (16 U.S.C. 1531, *et seq.*):

PRT–034780

Applicant: University of Georgia/Institute of Ecology, Athens, GA.

The applicant requests a permit to import biological samples from bali starling (*Leucopsar rothschildi*) born in captivity at Durrell Wildlife Conservation Trust, Jersey, Channel Islands for the purpose of enhancement of the species through scientific research. This notification covers activities conducted by the applicant over a five year period.

PRT–035097

Applicant: Saint Louis Zoo, St. Louis, MO.

The applicant requests a permit to import biological samples from wild and captive born sportive lemur (*Lepilemur mustelinus*), wooly lemur (*Avahi laniger*), indri (*Indri indri*), diademed sifaka (*Propithecus diadema diadema*), black and white ruffed lemur (*Varecia variegata variegata*), aye aye (*Daubentonia madagascariensis*), brown mouse lemur (*Microcebus rufus*), white-fronted brown lemur (*Eulemur fulvus albifrons*), lesser bamboo lemur (*Hapalemur griseus griseus*), greater dwarf lemur (*Cheirogealeus major*) from Reserve Naturelle Integrale No.1, Parc Zoologique de Ivoloina, and Parc Botanique et Zoologique de Tsimbazaza in Madagascar for the purpose of enhancement of the survival of the species through scientific research. This notification covers activities conducted by the applicant over a five year period.

PRT–034309

Applicant: Rare Feline Breeding Center, Center Hill, FL.

The applicant requests a permit to export and re-import captive-born tigers (*Panthera tigris*) and progeny of the animals currently held by the applicant and any animals acquired in the United

States by the applicant to/from worldwide locations to enhance the survival of the species through conservation education. This notification covers activities conducted by the applicant over a three year period.

Written data or comments should be submitted to the Director, U.S. Fish and Wildlife Service, Division of Management Authority, 4401 North Fairfax Drive, Room 700, Arlington, Virginia 22203 and must be received by the Director within 30 days of the date of this publication.

The U.S. Fish and Wildlife has information collection approval from OMB through February 28, 2001. OMB Control Number 1018–0093. Federal Agencies may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a current valid OMB control number.

Documents and other information submitted with these applications are available for review, *subject to the requirements of the Privacy Act and Freedom of Information Act,* by any party who submits a written request for a copy of such documents to the following office within 30 days of the date of publication of this notice: U.S. Fish and Wildlife Service, Office of Management Authority, 4401 North Fairfax Drive, Room 700, Arlington, Virginia 22203. Phone: (703/358–2104); FAX: (703/358–2281).

Dated: October 27, 2000.

Charlie Chandler,

Chief, Branch of Permits, Division of Management Authority.

[FR Doc. 00–28086 Filed 11–01–00; 8:45 am]

BILLING CODE 4310–55–P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

Availability of an Environmental Assessment and Receipt of an Application for an Incidental Take Application for a Road Project in the City of Highland, San Bernardino County, CA

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of availability and receipt of application.

SUMMARY: The City of Highland, California (the Applicant) has applied to the Fish and Wildlife Service for an incidental take permit pursuant to section 10(a)(1)(B) of the Endangered Species Act of 1973, as amended. The Service proposes to issue a 5-year permit to the Applicant that would authorize take of the endangered San Bernardino kangaroo rat (*Dipodomys merriami parvus*) incidental to otherwise lawful activities. Such take would occur during the construction of new roadway surfaces, sidewalks, pedestrian walkways, and storm drains. Project construction would be performed by the Metropolitan Water District during construction of their Inland Feeder Project across Boulder Avenue and Base Line Street in the City of Highland. This project would permanently eliminate 0.046 acres of occupied habitat for the San Bernardino kangaroo rat.

We request comments from the public on the permit application and Environmental Assessment, which are available for review. The permit application includes the proposed Habitat Conservation Plan (Plan) and an Implementing Agreement (legal contract). The Plan describes the proposed project and the measures that the Applicant would undertake to minimize and mitigate take of the San Bernardino kangaroo rat.

This notice is provided pursuant to section 10(a) of the Endangered Species Act and National Environmental Policy Act regulations (40 CFR 1506.6). All comments received, including names and addresses, will become part of the official administrative record and may be made available to the public.

DATES: We must receive written comments on or before January 2, 2001.

ADDRESSES: Please address written comments to Mr. Jim Bartel, Assistant Field Supervisor, Fish and Wildlife Service, 2730 Loker Avenue West, Carlsbad, California 92008. You also may send comments by facsimile to (760) 431–5902.

FOR FURTHER INFORMATION CONTACT: Mr. Jim Bartel, Assistant Field Supervisor, at the above address or call (760) 431–9440.

SUPPLEMENTARY INFORMATION:

Availability of Documents

You may obtain copies of these documents for review by contacting the above office. Documents also will be available for public inspection, by appointment, during normal business hours at the above address and at the City of Highland Offices, the Highland Branch Library, and the Highland Police Station.

Background

Section 9 of the Endangered Species Act and Federal regulation prohibit the ''take'' of fish or wildlife species listed as endangered or threatened, respectively. Take of listed fish or wildlife is defined under the Act to include kill, harm, or harass. The Service may, under limited circumstances, issue permits to authorize take that is incidental to, and not the purpose of, the carrying out of an otherwise lawful activity. Regulations governing incidental take permits for threatened and endangered species are found in 50 CFR 17.32 and 17.22, respectively.

The Applicant has proposed roadway and storm drain improvements to Base Line Street and Boulder Avenue in the City of Highland, California. Typical land uses in the area surrounding the project site include several residential developments, commercial centers, and undeveloped alluvial fan sage scrub areas in City Creek.

Biologists surveyed the project sites for special status plants and wildlife in 1994, 1998, and 1999. Based on these surveys and previous knowledge of the area, the Service concluded that the project may result in the take of one federally listed species, the endangered San Bernardino kangaroo rat.

The Applicants propose to implement the following measures to minimize and mitigate take of the San Bernardino kangaroo rat: (1) Exclude animals from the construction area by means of pre-construction trapping, relocation, and construction of a barrier fence; (2) monitor all project activities by a Service-approved biologist during clearing of sage scrub vegetation; (3) restrict contractor movements, prohibit pets on-site, and install temporary fencing to protect the adjacent biological resources during construction; (4) use the previously-permitted Metropolitan Water District construction staging area for staging during this project; (5) reduce the width of the pedestrian parkway on Boulder Avenue adjacent to occupied habitat from 20 to 12 feet in width and eliminate the 6-foot-wide pedestrian walkway on the south side of Base Line Street; (6) recontour and revegetate 0.023 acres of alluvial fan sage scrub habitat and control weeds in the revegetation area for 2 years; (7) shield all lights to direct night-time lighting away from occupied habitat; (8) install signs along sidewalks and trails in the vicinity of occupied habitat that notify the public of endangered species habitat and the necessity to stay on designated trails and sidewalks; and (9) mitigate the loss of 0.046 acres of alluvial fan sage scrub habitat by purchasing 1 acre of San Bernardino kangaroo rat habitat at the CalMat Mitigation Bank in San Bernardino County, California.

The Environmental Assessment considers the environmental consequences of the Proposed Action and two alternatives. The Proposed Action consists of the issuance of an incidental take permit and implementation of the Plan and its Implementing Agreement, which include measures to minimize and mitigate impacts of the project to the San Bernardino kangaroo rat. Alternative 2 (Modification of the Site Design) would also require a Habitat Conservation Plan and issuance of an incidental take permit. This alternative assumes a 6-foot wide graded dirt parkway on the north and south sides of Base Line Street and a 20-foot wide graded dirt parkway on the east side of Boulder Avenue. This alternative would result in a total of 1.6 acres of disturbance to occupied San Bernardino kangaroo rat habitat, a 1.55-acre increase over the Proposed Action. Under the No Action Alternative, the Service would not issue a permit, the existing roadway conditions would remain unchanged, pedestrian traffic would continue along the unpaved shoulders of Base Line Street, and non-native, invasive plant species would not be managed at the site. The two alternatives would result in less habitat value for the San Bernardino kangaroo rat than the off-site mitigation proposed under the Proposed Action.

This notice is provided pursuant to section 10(a) of the Endangered Species Act and the National Environmental Policy Act of 1969 regulations (40 CFR 1506.6). We will evaluate the application, associated documents, and comments submitted thereon to determine whether the application meets the requirements of the National Environmental Policy Act regulations and section 10(a) of the Endangered Species Act. If we determine that those requirements are met, then we will issue a permit to the Applicants for incidental take of the San Bernardino kangaroo rat. Our final permit decision will be made no sooner than 60 days from the date of this notice.

Dated: October 26, 2000.

John Engbring,

Deputy Manager, California/Nevada Operations Office, Sacramento, California.

[FR Doc. 00–28070 Filed 11–1–00; 8:45 am]

BILLING CODE 4310–55–P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

Receipt of Applications for Incidental Take Permits for the Delhi Sands Flower-Loving Fly and Availability of an Environmental Assessment Associated With the Development of Five Sites in the Cities of Rialto and Colton, San Bernardino County, CA

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of availability and receipt of applications.

SUMMARY: John J. Reichel, Serenata LLC, West San Bernardino County Water District, Richard A. Steidl, and Brigitta M. Steidl (Applicants) have applied to the Fish and Wildlife Service for the approval of a Habitat Conservation Plan and issuance of incidental take permits pursuant to section 10(a)(1)(B) of the Endangered Species Act, 1973, as amended (Act). The Applicants propose to independently develop a municipal well, commercial/retail development, two residential developments, and one project that will either be residential and/or commercial/retail on five different sites in the cities of Colton and Rialto. The Applicants seek permits for a period of 20 years that would authorize incidental take of the endangered Delhi Sands flower-loving fly (*Rhaphiomidas terminatus abdominalis*) associated with the development and use of an approximately 32.8-acre area of which 29.9 acres is appropriate Delhi soils.

The Service seeks public comment on the permit applications, which include a Habitat Conservation Plan and the Implementation Agreement that defines the responsibilities of the parties under the Habitat Conservation Plan. We also seek comment on an Environmental Assessment for our proposed permit actions. All comments will become part of the administrative record and may be released to the public.

DATES: We must receive your written comments on or before January 2, 2001.

ADDRESSES: Please address comments to Mr. Ken Berg, Field Supervisor, Fish and Wildlife Service, 2730 Loker Avenue West, Carlsbad, California 92008. You may send comments by facsimile to telephone (760) 930–0846.

FOR FURTHER INFORMATION CONTACT: Mr. Jim Bartel, Assistant Field Supervisor, Carlsbad Fish and Wildlife Service Office, at the above address or call (760) 431–9440.

SUPPLEMENTARY INFORMATION:

Availability of Documents

You may obtain copies of the documents for review by calling the Service's Carlsbad Fish and Wildlife Office at the above referenced telephone number. Documents also are available for public inspection, by appointment, during normal business hours at the above address.

Background

Section 9 of the Act and its implementing regulations prohibit the ''take'' of threatened or endangered species. That is, no one may harass, harm, pursue, hunt, shoot, wound, kill, trap, capture or collect listed animal species, or attempt to engage in such conduct (16 U.S.C. 1538). Harm may include significant habitat modification where it actually kills or injures wildlife by significantly impairing essential behavioral patterns, including breeding, feeding, and sheltering [50 CFR 17.3(c)]. The Service, however, may issue permits to take endangered and/or threatened wildlife species incidental to, and not the purpose of otherwise lawful activities. Regulations governing permits for endangered and/or threatened species are found at 50 CFR 17.22 and 17.32.

We propose to authorize incidental take of the Delhi Sands flower-loving fly from the Applicants' proposed activities, on the five sites, as described in the Habitat Conservation Plan. The Habitat Conservation Plan describes alternatives to the proposed action and provisions for minimization, mitigation, and monitoring of impacts.

The Applicants propose to develop up to 32.8 acres, of which, approximately 29.9 acres consists of Delhi soils. The majority of the 29.9 acres proposed for development consists of compacted soils with invasive weed species. Approximately 11 acres of Delhi Sands flower-loving fly habitat is proposed to be transferred in fee title to the National Fish and Wildlife Foundation to be preserved and managed in perpetuity for the conservation of the Delhi Sands flower-loving fly. The proposed conservation area is comprised of Delhi soils, contiguous to other known occupied habitat. Prior to ground disturbance, the Applicants and the National Fish and Wildlife Foundation propose to provide funding for the management of the conservation area. This action would compensate for the loss of habitat resulting from the project and would benefit the long-term conservation of the Delhi Sands flower-loving fly.

The Habitat Conservation Plan and the Environmental Assessment

considered three alternatives to the proposed Project: (1) No permits issued (the ''No Project'' alternative), (2) revising the project by decreasing the size of the developable area, and (3) revising the project by increasing the size of the conservation area.

Under the ''No Project'' alternative the permits would not be issued to each individual landowner. The landowners would be independently responsible for their respective projects and would pursue local approvals and individual incidental take permits where necessary. It is likely that some of the projects would receive local approvals to proceed and some of the projects would be denied approvals by their local jurisdictions until they either conducted focused Delhi Sands flower-loving fly surveys to determine presence or absence or received individual incidental take permits. Although this alternative would likely result in no impact by development of some of the Project sites immediately, the Applicants would not collectively secure, enhance, or restore the conservation area for recovery or conservation of the Delhi Sands flower-loving fly currently being proposed under the Proposed Action. If individual project sites are determined to be occupied by the Delhi Sands flower-loving fly, then an incidental take permit will be necessary for those project proponents who wish to proceed with development.

Under the second alternative, some of the parcels would be eliminated from the developable area while maintaining the conservation measures that are part of the Proposed Action. This would result in fewer Delhi soils being developed and the size of the proposed conservation area for the Delhi Sands flower-loving fly would remain the same as under the Proposed Action.

Under the third alternative, there would be a 1-acre (12 acres total) increase in the size of land being conserved while maintaining the same area proposed for development that is part of the Proposed Action. Compared to the Proposed Action, this alternative would result in an additional acre being conserved for the Delhi Sands flower-loving fly.

This notice is provided pursuant to section 10(a) of the Endangered Species Act and Service regulations for implementing the National Environmental Policy Act of 1969 (40 CFR 1506.6). We will evaluate the permit applications, the Habitat Conservation Plan, Environmental Assessment, the associated documents and comments submitted thereon to determine whether the applications meet the requirements of section 10(a) of the Endangered Species Act. If we determine that the requirements are met, we will issue permits for the incidental take of the Delhi Sands flower-loving fly to the Applicants. We will make a final decision on these permit actions no sooner than 60 days from the date of this notice.

Dated: October 26, 2000.

John Engbring,

Acting Deputy Manager, California/Nevada Operations Office, Sacramento, California.

[FR Doc. 00–28071 Filed 11–1–00; 8:45 am]

BILLING CODE 4310–55–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[NV–952–1420–BJ]

Filing of Plats of Survey; Nevada

AGENCY: Bureau of Land Management.

ACTION: Notice.

SUMMARY: The purpose of this notice is to inform the public and interested State and local government officials of the filing of Plats of Survey in Nevada.

EFFECTIVE DATES: Filing is effective at 10:00 a.m. on the dates indicated below.

FOR FURTHER INFORMATION CONTACT: Mary J.M. Hartel, Acting Chief, Branch of Geographic Services, Bureau of Land Management (BLM), Nevada State Office, 1340 Financial Blvd., P.O. Box 12000, Reno, Nevada 89520, 775–861–6541.

SUPPLEMENTARY INFORMATION:

1. The Supplemental Plats of the following described lands were officially filed at the Nevada State Office, Reno, Nevada on May 11, 2000:

The supplemental plat, showing amended lottings in sections 13, 23 and 24, Township 19 South, Range 61 East, Mount Diablo Meridian, Nevada, was accepted May 9, 2000. The supplemental plat, showing amended lottings in sections 15, 16 and 21, Township 19 South, Range 61 East, Mount Diablo Meridian, Nevada, was accepted May 9, 2000.

The supplemental plat, showing amended lottings in sections 17, 18, 19 and 20, Township 19 South, Range 61 East, Mount Diablo Meridian, Nevada, was accepted May 9, 2000.

These plats were prepared to meet certain administrative needs of the Bureau of Land Management.

2. The Plat of Survey of the following described lands was officially filed at the Nevada State Office, Reno, Nevada on May 11, 2000:

The plat, representing the dependent resurvey of a portion of the west boundary and a portion of the subdivisional lines, and the subdivision of section 18, Township 19 South, Range 62 East, Mount Diablo Meridian, Nevada, under Group 780, was accepted May 9, 2000.

This survey was executed to meet certain administrative needs of the Bureau of Land Management.

3. The Supplemental Plat of the following described lands was officially filed at the Nevada State Office, Reno, Nevada on July 24, 2000: The supplemental plat, showing a subdivision of original lot 1, section 5, Township 20 South, Range 60 East, Mount Diablo Meridian, Nevada, was accepted July 21, 2000.

This plat was prepared to meet certain administrative needs of the Bureau of Land Management and Clark County.

4. The Plat of Survey of the following described lands was officially filed at the Nevada State Office, Reno, Nevada on July 24, 2000:

The plat, representing the entire survey record of the dependent resurvey of a portion of the northerly right-of-way line of Lake Mead Drive and a metes-and-bounds survey in section 34, Township 21 South, Range 63 East, Mount Diablo Meridian, Nevada, under Group 787, was accepted July 21, 2000.

This survey was executed to meet certain administrative needs of the Bureau of Land Management.

5. The Plat of Survey of the following described lands was officially filed at the Nevada State Office, Reno, Nevada on September 25, 2000:

The plat, in 9 sheets, representing the dependent resurvey of a portion of the subdivisional lines, and portions of certain mineral surveys, and the subdivision of section 9, and the metes-and-bounds surveys of a portion of Nevada State Highway No. 374 and Tract 37, Township 12 South, Range 46 East, Mount Diablo Meridian, Nevada, under Group 774, was accepted September 22, 2000.

This survey was executed to meet certain administrative needs of the Bureau of Land Management and Barrick Bullfrog Inc.

6. The above-listed surveys are now the basic record for describing the lands for all authorized purposes. These surveys have been placed in the open files in the BLM Nevada State Office and are available to the public as a matter of information. Copies of the surveys and related field notes may be furnished to the public upon payment of the appropriate fees.

Dated: October 17, 2000.

Mary J.M. Hartel,

Acting Chief Cadastral Surveyor, Nevada.

[FR Doc. 00–28068 Filed 11–1–00; 8:45 am]

BILLING CODE 4310–HC–M

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

Notice of Proposed Information Collection

AGENCY: Office of Surface Mining Reclamation and Enforcement, Interior.

ACTION: Notice and request for comments.

SUMMARY: In compliance with the Paperwork Reduction Act of 1995, the Office of Surface Mining Reclamation and Enforcement (OSM) is announcing its intention to request renewed approval for the collection of information under 30 CFR Part 850 which provides authority for State regulatory authorities to develop a blaster certification program.

DATES: Comments on the proposed information collection must be received by January 2, 2001, to be assured of consideration.

ADDRESSES: Comments may be mailed to John A. Trelease, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Ave, NW., Room 210—SIB, Washington, DC 20240. Comments may also be submitted electronically to jtreleas@osmre.gov.

FOR FURTHER INFORMATION CONTACT: To request a copy of the information collection request, explanatory information and related forms, contact John A. Trelease, at (202) 208–2783.

SUPPLEMENTARY INFORMATION: The Office of Management and Budget (OMB) regulations at 5 CFR 1320, which implementing provisions of the Paperwork Reduction Act of 1995 (Pub. L. 104–13), require that interested members of the public and affected agencies have an opportunity to comment on information collection and recordkeeping activities [see 5 1320.8(d)]. This notice identifies information collections that OSM will be submitting to OMB for extension. These collections are contained in 30 CFR 850, Permanent regulatory program requirements—standards for certification of blasters.

OSM has revised burden estimates, where appropriate, to reflect current reporting levels or adjustments based on reestimates of burden or respondents. OSM will request a 3-year term of approval for each information collection activity.

Comments are invited on: (1) The need for the collection of information for the performance of the functions of the agency; (2) the accuracy of the agency's burden estimates; (3) ways to enhance the quality, utility and clarity of the information collection; and (4) ways to minimize the information collection burden on respondents, such as use of automated means of collection of the information. A summary of the public comments will accompany OSM's submission of the information collection request to OMB.

The following information is provided for the information collection: (1) Title of the information collection; (2) OMB control number; (3) summary of the information collection activity; and (4) frequency of collection, description of the respondents, estimated total annual responses, and the total annual reporting and recordkeeping burden for the collection of information.

Title: Permanent regulatory program requirements—standards for certification of blasters, 30 CFR 850.

OMB Control Number: 1029–0080.

Summary: This part establishes the requirements and procedures applicable to the development of regulatory programs for the training, examination, and certification of persons engaging in or directly responsible for the use of explosives in surface coal mining operations.

Bureau Form Number: None.

Frequency of Collection: Once.

Description of Respondents: State regulatory authorities.

Total Annual Responses: 1.

Total Annual Burden Hours: 173.

Dated: October 30, 2000.

Richard G. Bryson,

Chief, Division of Regulatory Support.

[FR Doc. 00–28196 Filed 11–1–00; 8:45 am]

BILLING CODE 4310–05–M

DEPARTMENT OF JUSTICE

Notice of Lodging of Partial Consent Decree Under the Comprehensive Environmental Response, Compensation, and Liability Act

Notice is hereby given that on October 19, 2000, a proposed Partial Consent Decree in *United States* v. *American Scrap Company, et al.,* Civil Action No. 1:99–CV–2047, was lodged with the United States District Court for the Middle District of Pennsylvania.

In this action the United States seeks the reimbursement of response costs in connection with the Jack's Creek/Sitkin Smelting Superfund Site in Mifflin County, Pennsylvania (''the Site''), pursuant to the Comprehensive Environmental Response, Compensation and Liability Act (''CERCLA''), 42 U.S.C. 9601 *et seq.* The Partial Consent Decree resolves the United States' claims against Industrial Steel & Pipe Supply Company, J. Sepenuk & Sons, Inc., and Kingsport Iron & Metal Co., Inc. for response costs incurred as a result of the release or threatened release of hazardous substances at the Site. These parties will pay the United States $140,000.00. The Partial Consent Decree will not resolve the United States' claims against the remaining defendants in the litigation.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Partial Consent Decree. Comments should be addressed to the Assistant Attorney General of the Environmental and Natural Resources Division, Department of Justice, P.O. Box 7611, Washington, DC 20044, and should refer to *United States* v. *American Scrap Company, et al.,* D.J. Ref. 90–11–2–911/1.

The Partial Consent Decree may be examined at the Office of the United States Attorney, Middle District of Pennsylvania, Federal Building, 228 Walnut Street, Suite 220, Harrisburg, PA 17108, or at the Region III Office of the Environmental Protection Agency, 1650 Arch Street, Philadelphia, Pennsylvania 19103. A copy of the Partial Consent Decree may also be obtained by mail by requesting a copy from the Department of Justice Consent Decree Library, P.O. Box 7611, Washington, DC 20044–7611. In requesting a copy, please enclose a check in the amount of $9.00 (36 pages at 25 cents per page reproduction cost) payable to the Consent Decree Library.

Bruce Gelber,

Chief, Environmental Enforcement Section, Environmental and Natural Resources Division.

[FR Doc. 00–28173 Filed 11–1–00; 8:45 am]

BILLING CODE 4410–15–M

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Safe Drinking Water Act

Under 28 CFR 50.7, notice is hereby given that on October 24, 2000, a proposed Consent Decree (''the Decree'') in *United States* v. *Blue River Exploration, Inc.,* Civil Action No. 4:99 CV–10–M, was lodged with the United States District Court for the Western District of Kentucky

The Defendants are Stephen Pile, two partnerships in which he is the general partner, namely, Blue River/Veazey Project, Ltd. and Blue River Oil Income Fund 1983, Ltd., and his company, Blue River Exploration, Inc. The Defendants are the owners and operators of underground injection wells located in Daviess and Hopkins Counties, Kentucky. The Complaint filed by the United States alleged that the Defendants violated the Safe Drinking Water Act (''the SDWA''), an Administrative Order on Consent issued by the United States Environmental Protection Agency to Defendants under the SDWA, and several regulations contained in the Underground Injection Control (''UIC'') program for Kentucky in their operation of their injection wells. The United States' Complaint requested the District Court to assess civil penalties against the Defendants for those violations, and also to order Defendants to comply with the SDWA and the UIC program regulations by plugging and abandoning their underground injection wells in accordance with an EPA-approved plugging and abandonment plan.

The Decree will resolve all of the United States' claims against all of the Defendants. Under the Decree, Defendants have agreed to (1) pay the United States a civil penalty of $10,000 for their violations, and (2) plug and abandon all of their underground injections wells by September 30, 2001, in accordance with an EPA-approved plugging and abandonment plan.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, U.S. Department of Justice, P.O. Box 7611, Washington, DC 20044–7611, and should refer to *United States* v. *Blue River Exploration, Inc.,* DOJ No. 90–5–1–1–4506.

The Decree may be examined at the Office of the United States Attorney for the Western District of Kentucky, 510 W. Broadway, 10th Fl., Louisville, Kentucky, and also at the U.S. Environmental Protection Agency, Region 4, Environmental Accountability Division, 61 Forsyth Street, SW., Atlanta, Georgia.

A copy of the Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, D.C. 20044–7611. In requesting a copy of the Decree, please enclosed a check in the amount of $7.25 (25 cents per page reproduction cost), made payable to the ''Consent Decree Library.''

Walker B. Smith,

Deputy Chief, Environmental Enforcement Section, Environment & Natural Resources Division.

[FR Doc. 00–28174 Filed 11–1–00; 8:45 am]

BILLING CODE 4410–15–M

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—Advanced Lead-Acid Battery Consortium

Notice is hereby given that, on September 29, 2000, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* (''the Act''), Advanced Lead-Acid Battery Consortium (''ALABC'') has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership status. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, Advanced Transport Systems Ltd, Bristol, United Kingdom; Northstar Battery, LLC, Springfield, MO; and Korea Storage Battery, Ltd., Seoul, Republic of Korea have been added as parties to this venture.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and ALABC intends to file additional written notification disclosing all changes in membership.

On June 15, 1992 ALABC filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on July 29, 1992 (57 FR 33522).

The last notification was filed with the Department on June 29, 2000. A notice was published in the **Federal Register** pursuant to Section 6(b) of the Act on August 11, 2000 (65 FR 49260).

Constance K. Robinson,

Director of Operations, Antitrust Division.

[FR Doc. 00–28175 Filed 11–1–00; 8:45 am]

BILLING CODE 4410–11–M

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—Application Service Provider Industry Consortium, Inc.

Notice is hereby given that, on August 1, 2000, pursuant to section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* (''the Act''), Application Service Provider Industry Consortium, Inc. has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership status. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, IT Support Center, Inc., Dothan, AL; Atraxis, Zurich, Switzerland; eCompany, Corona del Mar, CA: Xcert International Inc., Walnut Creek, CA; Stamps.com, Bellevue, WA; Datatrend Technologies, Inc., Minnetonka, MN; b2bsolutionsonline, Billingham, Teesside, England, United Kingdom, Zkey.com, Los Angeles, CA; PSINet Consulting Solutions, Alpharetta, GA; Data Research Associates, Inc., St. Louis, MO; Dataroam Limited, Slough, SLI iXS, England, United Kingdom, Inciscent, Falls Church VA; Alcatel Internetworking, Milpitas, CA; Interquad, Berkshire, SL1 4QU, England, United Kingdom; Manhattan Associates, Inc., Atlanta, GA; Intraware, Inc., Orinda, CA; Handtech.com, Austin, TX; Network Technology Group, Baton Rouge, LA; Digital Fuel Technologies Inc., Jerusalem, Israel; Thor Technologies, Inc., New York, NY; Stratus Computer (DE) Inc., Maynard, MA; Super-office Ltd., Wan Chai, Hong Kong-China; RSA Security, Bedford, MA; aspRegistry.com, Pleasanton, CA; Mercadien Technologies, Princeton, NJ; Bridge2Market, Inc., Menlo Park, CA; UPAQ Ltd., Zurich, Switzerland; Oblicore Inc., Ramat-Gan, Israel; Peakhour Pty Ltd., East Sydney NSW, Australia; EC Cubed, Inc., Westborough, MA; Tifica, Sao Palo, Brazil; WebPLAN, Kanata, Ontario, Canada; Aprisma Management Technologies, Durham, NH; Healthlink, Huntersville, NC; Vencomm.net, Denver, CO; Eagle Development Group Inc., Newton, MA; PurePacket Communications, Inc., Alpharetta, GA; New World Apps, Inc., Vienna, VA; US Data Authority, Inc., Boca Raton, FL; MetraTech Corp., Waltham, MA; Telution, Chicago, IL;

Mission Critical Linux, Lowell, MA; Resonate, Inc., Sunnyvale, CA; eurobenefits, London, United Kingdom; CommerceRoute, Seattle, WA; Relevant Business Systems, San Ramon, CA; Nexsi Corporation, San Jose, CA; b2bscene.com, Div. of Open Text Corp., Waterloo, Ontario, Canada; Multrix Group, N.V., Amsterdam, The Netherlands; dakota imaging, inc., Columbia, MD; 2nd Century Communications, Arlington, VA; Foreshock, Inc., Irvine, CA; EzCommerce Inc., San Jose, CA; Freeliant.com, Inc., Memphis, TN; Insight Satellite, Ponte Vedra Beach, FL; Sevina Technologies plc, London, United Kingdom; Yes Trader, Inc., Chicago, IL; Centrity Inc., Markham, Ontario, Canada; Allegrix, Santa Clara, CA; Affinity Internet, Inc., El Segundo, CA; Best Software, Reston, VA; Redbourne, Berkhamstead Herts, United Kingdom; ASP Outsourcing Center, Dallas, TX; OpenforFeedback.com, Leidschendam, The Netherlands; Abridean Inc., Halifax, Nova Scotia, Canada; Tundo, Westborough, MA; Informative Graphics Corporation (IGC), Phoenix, AZ; Adlex Corporation, Marlborough, MA; IT Utility, Alpharetta, GA; Quickstream Software, Inc., Colorado Springs, CO; Xeno Group, San Francisco, CA; Vector esp, Inc., Houston, TX; WebHarbor.com, Inc., Sunnyvale, CA; Dirig Software, Nashua, NH; Cambridge Interactive, Inc., Cambridge, MA; Brightmail, Inc., San Francisco, CA; FireSummit, Inc., St. Paul, MN; Healthcare.com Corporation, Marietta, GA; Sphera, New York, NY; Easynet Group, London, United Kingdom; Albion Connect, Inc., Atlanta, GA; eCollege.com, Denver, CO; Schlumberger GeoQuest, Houston, TX; Network Access Solutions, Sterling, VA; Belenos, Boston, MA; Alinco Computers Inc., Buena Park, CA; and Extent Technologies, Inc., Reston, VA have been added as parties to this venture. Also, Jurisdiction USA, Phoenix, AZ; @atlas e-Solutions, Inc., San Francisco, CA; Velocity.com f/k/a OrganicNet Inc., San Francisco, CA; Paramount Technologies, Inc., Southfield, MI; Sound Computer Services, Altoona, PA; ThinRetail, Inc., Seattle, WA; Thintelectron Service Laboratories, Ormond Beach, FL; and Blue Sky, Delray Beach, FL have been dropped as parties to this venture.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and Application Service Provider Industry Consortium, Inc. intends to file additional written notification disclosing all changes in membership.

On July 28, 1999, Application Service Provider Industry Consortium, Inc. filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on March 21, 2000 (65 FR 15174).

The last notification was filed with the Department on April 27, 2000. A notice was published in the **Federal Register** pursuant to Section 6(b) of the Act on August 11, 2000 (65 FR 49260).

Constance K. Robinson,

Director of Operations, Antitrust Division.

[FR Doc. 00–28177 Filed 11–01–00; 8:45 am]

BILLING CODE 4410–11–M

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—The Asymmetrical Digital Subscriber Line Forum

Notice is hereby given that, on July 7, 1999, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* (''Act''), The Asymmetrical Digital Subscriber Line Forum (''ADSL'') has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership status. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, Catena Technologies, Kanata, Ontario, Canada; Earthlink, Pasadena, CA; East by North, Halifax, Nova Scotia, Canada; Netopia, Alameda, CA; Secre Composants S.A., Pontault, Comboerl, France; WCI Cable, Dover, DE; and Telecordia Technologies, Morristown, NJ have been added as parties to this venture. Also, Accelerated Networks, Inc., Westlake Village, CA; Advanced Hardware Architectures, Pullman, WA; Amphenol Canada Corp., Scarborough, Ontario, Canada; Applied Innovation, Dublin, OH; Ascend Communications, Westford, MA; Bellcore, Morristown, NJ; Cirrus Logic, Fremont, CA; Communications Technology, Inc., Cranbery, NJ; Escalate Networks, Irvine, CA; Flowpoint Corp., Los Gatos, CA; General Signal Networks, Westford, MA; GenRad, Inc., Westford, MA; Globaloop, Ltd., Kfar Sava, Israel; Global Village Communication, Sunnyvale, CA; Iterated Systems, Atlanta, GA; KTL, Arnhem, The Netherlands; Madge Networks, Wexham, England, United Kingdom; Milgo Solutions, Inc., Sunrise, FL; Robertson, Stephens & Co., San Francisco, CA; Shasta Networks, Menlo Park, CA; Telia AB, Stockholm, Sweden; Torrent Networking Technologies, Silver Spring, MD; Tut Systems, Inc., Pleasant Hill, CA; and Web Silicon, Los Gatos, CA have been dropped as parties to this venture.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and ADSL intends to file additional written notifications disclosing all changes in membership.

On May 15, 1995, ADSL filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on July 25, 1995 (60 FR 338058).

The last notification was filed with the Department on March 23, 1999. A notice was published in the **Federal Register** pursuant to Section 6(b) of the Act on June 1, 1999 (64 FR 29356).

Constance K. Robinson,

Director of Operations, Antitrust Division.

[FR Doc. 00–28180 Filed 11–1–00; 8:45 am]

BILLING CODE 4410–11–M

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—the Asymmetrical Digital Subscriber Line Forum

Notice is hereby given that, on October 13, 1999, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* (''the Act''), the Asymmetrical Digital Subscriber Line Forum (''ADSL'') has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership status. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, Accelerated Networks, Inc., Westlake Village, CA; Arescom, Fremont, CA; AudioCodes, Yehud, Israel; Avail Networks, Ann Arbor, MI; Conklin Corporation, Norcross, GA; CS Telecom, Fontenay-aux-Rosex cedex, France; Elicon Technology, Montreal, Quebec, Canada; Fantastic Corporation, Baar, Switzerland; Flashcom,

Westminster, CA; General Bandwidth, Austin, TX; Hellenic Telecommunications Organization, Marroussi, Greece; i-Beam Broadcasting, Sunnyvale, CA; Integral Access, Inc., Chelmsford, MA; Kenetec, Chesire, CT; Lucent Technologies, No. Andover, MA; NightFire Software, Berkeley, CA; Santera Systems, Gunter, TX; Sphere Communications, Lake Bluff, IL; Surf Communications Solutions, D.N. Misgav, Israel; Telia AB, Stockholm, Sweden; Telmax Communications, Fremont, CA; Turk Telecom, Ankara, Turkey; and Tycho Networks, Santa Cruz, CA have been added as parties to this venture. Also, General Datacom, Middlebury, CT has been dropped as a party to this venture.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and ADSL intends to file additional written notifications disclosing all changes in membership.

On May 15, 1995, ADSL filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on July 25, 1995 (60 FR 338058).

The last notification was filed with the Department on July 7, 1999. A notice for this filing has not yet been published in the **Federal Register.**

Constance K. Robinson,

Director of Operations, Antitrust Division.

[FR Doc. 00–28181 Filed 11–1–00; 8:45 am]

BILLING CODE 4410–11–M

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—Financial Services Technology Consortium, Inc.

Notice is hereby given that, on September 28, 2000, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* (''the Act''), Financial Services Technology Consortium, Inc. (''Consortium'') has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership status. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, Cardinal Commerce.com, Mentor, OH; Inetco, Burnaby, British Columbia, Canada; NeoIT, Inc., San Ramon, CA; Online Resources, McLean, VA; and SQN, Rancocas, NJ have joined the Consortium as associate members.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and Financial Services Technology Consortium, Inc. intends to file additional written notification disclosing all changes in membership.

On October 21, 1993, Financial Services Technology Consortium, Inc. filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on December 14, 1993 (58 FR 65399).

The last notification was filed with the Department on March 31, 1999. A notice was published in the **Federal Register** pursuant to Section 6(b) of the Act on May 26, 1999 (64 FR 28517).

Constance K. Robinson,

Director of Operations, Antitrust Division.

[FR Doc. 00–28178 Filed 11–1–00; 8:45 am]

BILLING CODE 4410–11–M

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—Microelectronics and Computer Technology Corporation (''MCC'')

Notice is hereby given that, on September 22, 2000, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. 4301 *et seq.* (''the Act''), Microelectronics and Computer Technology Corporation (''MCC'') has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing changes in its membership status. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Specifically, General Electric, Fairfield, CT; Mobil Technology Company, Fairfax, VA; NASA-Ames, Moffett Field, CA; National Security Agency, Fort Meade, MD; Rafael, Haisa, Israel; and TRW, Inc., Redondo Beach, CA have been dropped as parties to this venture. Also, the Infosleuth II, Cobra, PACE, and MEMS projects have ended.

No other changes have been made in either the membership or planned activity of the group research project. Membership in this group research project remains open, and Microelectronics and Computer Technology Corporation intends to file additional written notification disclosing all changes in membership.

On December 21, 1984, Microelectronics and Computer Technology Corporation filed its original notification pursuant to Section 6(a) of the Act. The Department of Justice published a notice in the **Federal Register** pursuant to Section 6(b) of the Act on January 17, 1985 (50 FR 2633).

The last notification was filed with the Department on March 31, 2000. A notice was published in the **Federal Register** pursuant to Section 6(b) of the Act on June 29, 2000 (65 FR 40130).

Constance K. Robinson,

Director of Operations, Antitrust Division.

[FR Doc. 00–28179 Filed 11–1–00; 8:45 am]

BILLING CODE 4410–11–M

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993—''Fuel/Water Separation Characteristics Program''

Notice is hereby given that, on March, 10, 2000, pursuant to Section 6(a) of the National Cooperative Research Production Act of 1993, 15 U.S.C. 4301 *et seq.* (''the Act''), Southwest Research Institute (''SwRI'') filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing (1) the identities of the parties and (2) the nature and objective of the venture. The notifications were filed for the purpose of invoking the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Pursuant to Section 6(b) of the Act, the identities of the current participants in the Fuel/Water Separation Characteristics Program are: Baldwin Filters, Kearney, NE; Caterpillar, Inc., Mossville, IL; Champion Laboratories, Inc., West Salem, IL; Davco Manufacturing , LLC, Saline, MI; and Donaldson Company, Inc., Minneapolis, MN.

The general area of planned activity of the Fuel/Water Separation Characteristics Program is to study the effects of fuel additives at varying concentrations on diesel fuel's physical properties. This research project may include the study of surface tension, interfacial tension, pH, density, viscosity, conductivity and chemical

composition of water separated from the fuel. In addition, the planning activity may include the evaluation of fuel/water separation using standardized SAE test methods and the testing of various types of filter media, including paper and synthetic fibers media, with different coatings, resins and other related material.

Membership in this research group remains open, and the participants intend to file additional written notifications disclosing all changes in membership or planned activities.

Constance K. Robinson,

Director of Operations, Antitrust Division.

[FR Doc. 00–28176 Filed 11–1–00; 8:45 am]

BILLING CODE 4410–11–M

DEPARTMENT OF LABOR

Employment and Training Administration

Proposed Collection; Comment Request

ACTION: Notice.

SUMMARY: The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden conducts a pre-clearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (P.A.–95) (44 U.S.C. 3506(c)(2)(A)). This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Employment and Training Administration is soliciting comments concerning the proposed reinstatement of the ''Planning Guidance and Instructions for Submission of the Strategic Five-Year State Plan and Plan Modifications for Title I of the Workforce Investment Act of 1998 (Workforce Investment Act) and the Wagner-Peyser Act''. A copy of the proposed information collection request (ICR) can be obtained by contacting the office listed below in the addressee's section of this notice.

DATES: Written comments must be submitted to the office listed in the addressee's section below on or before January 2, 2001.

ADDRESSES: Maria Kniesler, Division Chief, Office of One-Stop Operations, U.S. Department of Labor, Employment and Training Administration, 200 Constitution Avenue N.W., Room S–4231, Washington, D.C. 20210. Telephone: 202–693–2920; fax: 202–693–3229.

SUPPLEMENTARY INFORMATION:

I. Background

Section 112(a) of the Workforce Investment Act (Pub. L. 105–220, August 7, 1998) requires the Governor of the State to submit a strategic Five-year State Plan to the Secretary of Labor in order to be eligible to receive an allocation under section 127 or 132 or to receive financial assistance under the Wagner-Peyser Act. The Five-Year Plans have been submitted; therefore, this request is for the submission of modifications to the Plan. Situations in which modifications may be required by the Governor include (1) changes in Federal or State law or policy substantially change the assumptions upon which the plan is based; (2) there are changes in the State-wide vision, strategies, policies, performance indicators, the methodology used to determine local allocation of funds, reorganizations which change the working relationship with system employees, changes in organizational responsibilities, changes to the membership structure of the State Board or alternative entity and similar substantial changes to the States's workforce investment system; and (3) the State has failed to meet performance goals, and must adjust service strategies.

II. Review Focus

The Department of Labor is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarify of the information to be collected; and
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, *e.g.*, permitting electronic submissions of responses.

III. Current Actions

The Workforce Investment Act of 1998 (Pub. L. 105–220, August 7, 1998), Section 112(a), requires the Governor of the State to submit a State Plan to the Secretary to be eligible to receive an allocation under Section 127 or 132 or to receive financial assistance under the Wagner-Peyser Act. The Plan outlines a Five-year strategy for the State-wide workforce investment system of the State that meets the requirements of sections 111 and 112 of the Act. This reinstatement is needed in order for State governments to submit modifications to the Five-Year Plan as needed. These modifications may be needed in order to keep the Plan a viable, living document over its Five-year life. The Act gives States the authority to modify WIA Plans based on unanticipated circumstances within the State. The Department expects that some States will modify their Plans if changes in economic conditions affect the Strategic Plan's viability. No State Plan modifications have been submitted.

Type of Review: Reinstatement With Change.

Agency: Employment and Training Administration.

Title: Planning Guidance and Instructions for Submission of the Strategic Five-Year State Plan and Plan modifications for Title I of the Workforce Investment Act of 1998 (WIA) and the Wagner-Peyser Act.

OMB Number: 1205–0398.

Total Respondents: 59.

Frequency: As needed.

Total Responses: One.

Average Time per Response: 25 hours.

Estimated Total Burden Hours: 1,475.

Total Burden Cost (capital/startup): $0.

Total Burden Cost (operating/maintaining): $0.

Comments submitted in response to this comment request will be summarized and/or included in the request for the Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated: October 27, 2000.

Raymond L. Bramucci,

Assistant Secretary, Employment and Training Administration.

[FR Doc. 00–28139 Filed 11–1–00; 8:45 am]

BILLING CODE 4510–30–P

DEPARTMENT OF LABOR

Employment and Training Administration

Proposed Collection; Comment Request

ACTION: Notice.

SUMMARY: The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) (44 U.S.C. 3506(c)(2)(A)). This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Employment and Training Administration is soliciting comments concerning the proposed extension of the collection of the State Income and Eligibility Verification provisions of the Deficit Reduction Act. A copy of the proposed information collection request (ICR) can be obtained by contacting the office listed below in the addressee section of this notice.

DATES: Written comments must be submitted to the office listed in the addressee section below on or before January 2, 2001.

ADDRESSES: Lorenzo Roberts, Office of Workforce Security, 200 Constitution Ave. N.W., Room S–4231 Frances Perkins Building, Washington, D.C. 20210; telephone 202–219–5616, ext. 175; FAX 202–219–8506 (these are not toll-free numbers).

SUPPLEMENTARY INFORMATION:

I. Background

The Deficit Reduction Act of 1984 established an income and eligibility verification system for the exchange of information among State agencies administering specific programs. The programs are: Aid to Families with Dependent Children, Medicaid, Food Stamps, Supplemental Security Income, Unemployment Compensation and any State program approved under Title I, X, XIV, or XVI of the Social Security Act. Under the Act, programs participating must exchange information to the extent it is useful and productive in verifying eligibility and benefit amounts to assist in the child support program and the Secretary of Health and Human Services in verifying eligibility and benefit amounts under Titles II and XVI of the Social Security Act.

II. Review Focus

The Department of Labor is particularly interested in comments which:

• Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

• Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

• Enhance the quality, utility, and clarity of the information to be collected; and

• Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, *e.g.*, permitting electronic submissions of responses.

III. Current Actions

As the only continuous source of information on the Income and Eligibility program, the data is required to monitor and evaluate that program.

Type of Review: Extension without change.

Agency: Employment and Training Administration.

Title: Income and Eligibility.

OMB Number: 1205–0238.

Agency Number: None.

Affected Public: State Governments.

Total Respondents: 53.

Frequency: Quarterly.

Total Responses: 212.

Average Time per Response: 10 minutes.

Estimated Total Burden Hours: 39388 hours.

Report	Total respondents	Frequency	Total responses	Average time per response	Burden (hrs.)
New & additional claims	[1] 9.3	Annually	[1] 9.3	2 Second	8,388
New claims	186,100	Annually	186,100	10 minutes	31,000
Totals	9,486,000		9,486,000		39,388

[1] Million.

Total Burden Cost (operating/maintaining): At approximately $25 per hour average State salary, the State burden is estimated at $984,700 per year.

Comments submitted in response to this comment request will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated: October 26, 2000.

Grace A. Kilbane,

Director, Unemployment Insurance Service, Employment and Training Administration.

[FR Doc. 00–28140 Filed 11–1–00; 8:45 am]

BILLING CODE 4510–30–P

NATIONAL CREDIT UNION ADMINISTRATION

Central Liquidity Facility; Correction

AGENCY: National Credit Union Administration (NCUA)

ACTION: Proposed Interpretive Ruling and Policy Statement (IRPS) 00–02; correction.

SUMMARY: The NCUA published in the **Federal Register** of October 25, 2000, a proposed Interpretive Ruling and Policy Statement (IRPS) 00–02, Central Liquidity Facility Advance Policy. It incorrectly stated that comments on the proposed IRPS must be received on or before December 26, 2000. This correction gives the correct deadline for comments.

DATES: Comments must be received on or before January 23, 2001.

ADDRESSES: Comments should be directed to Becky Baker, Secretary of the Board. Mail or hand-deliver comments to: National Credit Union Administration, 1775 Duke Street, Alexandria, VA 22314–3428. You may also fax comments to (703) 518–6319 or e-mail comments to boardmail@ncua.gov. Please send comments by one method only.

FOR FURTHER INFORMATION CONTACT: J. Owen Cole, Jr., Vice President, CLF, at (703) 518–6360 or Frank S. Kressman, Staff Attorney, at (703) 518–6540.

SUPPLEMENTARY INFORMATION: The NCUA published in the **Federal Register** of October 25, 2000, a proposed IRPS 00–02, Central Liquidity Facility Advance Policy. 65 FR 63892 (October 25, 2000). It incorrectly stated that comments on the proposed IRPS must be received on or before December 26, 2000. This correction changes the deadline for receipt of comments to January 23, 2001.

Dated: October 27, 2000.

Becky Baker,

Secretary of the Board.

[FR Doc. 00–28072 Filed 11–1–00; 8:45 am]

BILLING CODE 7535–01–U

NATIONAL INSTITUTE FOR LITERACY

National Institute for Literacy Advisory Board; Notice of Meeting

AGENCY: National Institute for Literacy (NIFL).

ACTION: Notice of meeting.

SUMMARY: This notice sets forth the schedule and proposed agenda of a forthcoming meeting of the National Institute for Literacy Advisory Board (Board). This notice also describes the function of the Board. Notice of this meeting is required under Section 10(a)(2) of the Federal Advisory Committee Act. This document is intended to notify the general public of their opportunity to attend the meeting.

Date and Time: November 13, 2000 from 9:30 AM to 4:30 PM, and November 14, 2000 from 9:30 AM to 1:30 PM.

ADDRESSES: National Institute for Literacy (NIFL), 1775 I Street, NW, Suite 730, Washington, DC 20006.

FOR FURTHER INFORMATION CONTACT: Shelly Coles, Executive Assistant, National Institute for Literacy (NIFL), 1775 I Street, NW, Suite 730, Washington, DC 20006. Telephone number (202) 233–2027, email scoles@nifl.gov.

SUPPLEMENTARY INFORMATION: The Board is established under the Workforce Investment Act of 1998, Title II of P.L. 105–220, Sec. 242, the National Institute for Literacy. The Board consists of ten individuals appointed by the President with the advice and consent of the Senate. The Board is established to advise and make recommendations to the Interagency Group, composed of the Secretaries of Education, Labor, and Health and Human Services, which administers the National Institute for Literacy (Institute). The Interagency Group considers the Board's recommendations in planning the goals of the Institute and in the implementation of any programs to achieve the goals of the Institute. Specifically, the Board performs the following function (a) makes recommendations concerning the appointment of the Director and the staff of the Institute; (b) provides independent advice on operation of the Institute; and (c) receives reports from the Interagency Group and Director of the Institute. In addition, the Institute consults with the Board on the award of fellowships. The National Institute for Literacy Advisory Board will be meeting on November 13, 2000 and November 14, 2000. The meeting is opened to the public. The Board will cover the following topics: the fiscal year 2001 appropriations bill and other legislative issues impacting NIFL and literacy; a discussion of follow-up activities related to the National Literacy Summit; funding from the private sector for NIFL activities; and an update on NIFL program activities with a focus on recent grants and contracts.

Records are kept of all Board proceedings and are available for public inspection at the National Institute for Literacy (NIFL), 1775 I Street, NW, Suite 730, Washington, DC 20006, from Monday through Friday, 8:30 AM to 5 PM.

Dated: October 30, 2000.

Andrew J. Hartman,

Director.

[FR Doc. 00–28200 Filed 10–30–00; 4:45 pm]

BILLING CODE 6055–01–P

NUCLEAR REGULATORY COMMISSION

[Docket Nos. STN 50–528, STN 50–529, and STN 50–530]

Arizona Public Service Company, et al. Palo Verde Nuclear Generating Station, Units 1, 2, and 3; Notice of Consideration of Approval of Application Regarding Proposed Corporate Restructuring of El Paso Electric Company and Conforming Amendments, and Opportunity for a Hearing

The U.S. Nuclear Regulatory Commission (the Commission) is considering the issuance of an order under 10 CFR 50.80 approving the indirect transfer of Facility Operating Licenses Nos. NPF–41, NPF–51, and NPF–74 for the Palo Verde Nuclear Generating Station (Palo Verde), Units 1, 2, and 3, respectively, to the extent held by El Paso Electric Company (EPE), one of seven joint owners or lessees of Palo Verde. The indirect transfers would occur in connection with a proposed corporate restructuring of EPE. The Commission is also considering approving conforming license amendments to reflect the proposed renaming of EPE, which is part of the restructuring plan for EPE. The facility is located in Maricopa County, Arizona.

According to a July 6, 2000, application filed by EPE, which was supplemented by a letter dated July 7, 2000, submitted by counsel for EPE, and a conforming amendment application dated October 3, 2000, submitted by Arizona Public Service Company, the licensed operator of Palo Verde, the proposed indirect transfers of the Palo Verde licenses as held by EPE would be to a newly created holding company, El Paso Electric Incorporated. El Paso Electric Incorporated will be created to implement the public utility restructuring requirements of the New Mexico Electric Utility Industry Restructuring Act of 1999, SB 428, NMSA 1978, §§ 62–3A–1 through 23 (1999) (the ''Restructuring Act''). The proposed restructuring encompasses the formation of El Paso Electric Incorporated, EPE becoming a direct subsidiary of El Paso Electric Incorporated, and a change in EPE's name to MiraSol Generating Company. Also, EPE will transfer its transmission and distribution assets to a new transmission and distribution company.

Arizona Public Service Company would remain as the managing agent for the joint owners or lessees of the facility and would continue to have exclusive responsibility for the management, operation, and maintenance of Palo

Verde. The application does not propose a change in the rights, obligations, or interests of the other licensees of Palo Verde. In addition, no physical changes to Palo Verde or operational changes are being proposed.

By letter dated October 3, 2000, Arizona Public Service Company submitted the associated conforming amendments request. The proposed amendments would reflect the change in the name of El Paso Electric Company to MiraSol Generating Company in the licenses.

Pursuant to 10 CFR 50.80, no license, or any right thereunder, shall be transferred, directly or indirectly, through transfer of control of the license, unless the Commission shall give its consent in writing. The Commission will approve an application for the indirect transfer of a license if the Commission determines that the underlying transaction that will effectuate the indirect transfer will not affect the qualifications of the holder of the license, and that the transfer is otherwise consistent with applicable provisions of law, regulations, and orders issued by the Commission pursuant thereto.

Before issuance of the proposed conforming license amendments, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations.

As provided in 10 CFR 2.1315, unless otherwise determined by the Commission with regard to a specific application, the Commission has determined that any amendment to the license of a utilization facility which does no more than conform the license to reflect the transfer action involves no significant hazards consideration. No contrary determination has been made with respect to this specific license amendment application. In light of the generic determination reflected in 10 CFR 2.1315, no public comments with respect to significant hazards considerations are being solicited, notwithstanding the general comment procedures contained in 10 CFR 50.91.

The filing of requests for hearing and petitions for leave to intervene, and written comments with regard to the license transfer application, are discussed below.

By November 22, 2000, any person whose interest may be affected by the Commission's action on the application may request a hearing, and, if not the applicants, may petition for leave to intervene in a hearing proceeding on the Commission's action. Requests for a hearing and petitions for leave to intervene should be filed in accordance with the Commission's rules of practice set forth in Subpart M, ''Public Notification, Availability of Documents and Records, Hearing Requests and Procedures for Hearings on License Transfer Applications,'' of 10 CFR Part 2. In particular, such requests and petitions must comply with the requirements set forth in 10 CFR 2.1306, and should address the considerations contained in 10 CFR 2.1308(a). Untimely requests and petitions may be denied, as provided in 10 CFR 2.1308(b), unless good cause for failure to file on time is established. In addition, an untimely request or petition should address the factors that the Commission will also consider, in reviewing untimely requests or petitions, set forth in 10 CFR 2.1308(b)(1)–(2).

Requests for a hearing and petitions for leave to intervene should be served upon counsel for EPE, David B. Raskin, Esq., Steptoe & Johnson LLP, 1330 Connecticut Avenue, NW, Washington, DC 20036; the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555 (e-mail address for filings regarding license transfer cases only: OGCLT@NRC.gov); and the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, Attention: Rulemakings and Adjudications Staff, in accordance with 10 CFR 2.1313.

The Commission will issue a notice or order granting or denying a hearing request or intervention petition, designating the issues for any hearing that will be held and designating the Presiding Officer. A notice granting a hearing will be published in the **Federal Register** and served on the parties to the hearing.

As an alternative to requests for hearing and petitions to intervene, by December 1, 2000, persons may submit written comments regarding the license transfer application, as provided for in 10 CFR 2.1305. The Commission will consider and, if appropriate, respond to these comments, but such comments will not otherwise constitute part of the decisional record. Comments should be submitted to the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, Attention: Rulemakings and Adjudications Staff, and should cite the publication date and page number of this **Federal Register** notice.

For further details with respect to this action, see the license transfer application filed by EPE dated July 6, 2000, the supplemental letter dated July 7, 2000, from counsel for EPE, and the application for the proposed license amendments filed by the Arizona Public Service Company dated October 3, 2000, which are available for public inspection at the Commission's Public Document Room, located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, and accessible electronically through the ADAMS Public Electronic Reading Room link at the NRC Web site *http://www.nrc.gov.*

Dated at Rockville, Maryland, this 26th day of October 2000.

For the Nuclear Regulatory Commission.

Girija S. Shukla,

Project Manager, Section 2, Project Directorate IV & Decommissioning Division of Licensing Project Management, Office of Nuclear Reactor Regulation.

[FR Doc. 00–28125 Filed 11–1–00; 8:45 am]

BILLING CODE 7590–01–P

NUCLEAR REGULATORY COMMISSION

[Docket No. 50–368]

Notice of Correction to Federal Register Notice in the Matter of Entergy Operations, Inc. (Arkansas Nuclear One, Unit 2); Exemption

On October 18, 2000, the **Federal Register** published an Exemption to Facility Operating License No. NPF–6, which authorizes operation of Arkansas Nuclear One, Unit 2. On page 62376, in the last sentence of Section IV, a date was omitted. The sentence should read: ''The staff's detailed Safety Evaluation (and this exemption) are enclosures in the letter to the licensee dated October 12, 2000.''

Dated at Rockville, Maryland, this 26th day of October 2000.

For the Nuclear Regulatory Commission.

John A. Zwolinski,

Director, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.

[FR Doc. 00–28124 Filed 11–1–00; 8:45 am]

BILLING CODE 7590–01–P

DEPARTMENT OF ENERGY

Nuclear Regulatory Commission

[Docket No. 50–298]

Nebraska Public Power District; Notice of Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Nebraska Public Power District (the licensee) to withdraw its June 8, 1999, application for the proposed amendment to Facility

Operating License No. DPR–46 for the Cooper Nuclear Station, located in Nemaha County, Nebraska.

The proposed amendment would have revised the Technical Specifications to correct the method by which the Standby Gas Treatment System heaters are tested.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on July 14, 1999 (64 FR 38030). However, by letter dated September 29, 2000, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated June 8, 1999, and the licensee's letter dated September 29, 2000, which withdrew the application for license amendment. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room, located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, and accessible electronically through the ADAMS Public Electronic Reading Room link at the NRC Web site (http://www.nrc.gov).

Dated at Rockville, Maryland, this 26th day of October 2000.

For the Nuclear Regulatory Commission.

Mohan C. Thadani,

Senior Project Manager, Section 1, Project Directorate IV & Decommissioning, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.

[FR Doc. 00–28123 Filed 11–01–00; 8:45 am]

BILLING CODE 7590–01–P

DEPARTMENT OF ENERGY

Nuclear Regulatory Commission

[Docket No. 50–328]

Tennessee Valley Authority; Notice of Withdrawal of Application for Amendments to Facility Operating Licenses

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Tennessee Valley Authority (TVA) to withdraw its June 7, 1999, application for proposed amendments to Facility Operating Licenses No. DPR–79 for the Sequoyah Nuclear Plant (SQN), Unit 2, located in Hamilton County, Tennessee. Notice of Consideration of Issuance of of this amendment was published in the **Federal Register** on July 28, 1999, (64 FR 40907).

The purpose of the licensee's amendment request was to revise the Technical Specifications (TS) to increase the maximum allowed specific activity of the primary (reactor) coolant from 0.35 microcuries/gram dose equivalent Iodine-131 (I–131) to 1.0 microcuries/gram dose equivalent I–131 for the Unit 2 Cycle 10 core. The change for Unit 2 back to 1.0 microcuries/gram (the previous TS limit) was to have been a provisional allowance to provide operational flexibility with respect to the reactor coolant specific activity because an unexpected increase in the specific activity associated with I–131 occurred during startup following the previous refueling outage due presumably to minor fuel clad leakage.

By letter dated October 17, 2000, TVA withdrew the proposed change on the basis that reactor coolant dose equivalent I–131 activity had not closely approached the current TS limit and was not expected to before the refueling outage that commenced on October 22, 2000.

For further details with respect to this action, see the application for amendments dated August 30, 1999, and TVA's letter dated October 17, 2000, which withdrew the application for the license amendment.

These Documents may be examined, and/or copied for a fee, at the Commission's Public Document room, located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, and accessible electronically through the ADAMS Public Electronic Reading Room link at the NRC Web site (http://www.nrc.gov).

Dated at Rockville, Maryland, this 26th day of October 2000.

For the Nuclear Regulatory Commission.

Ronald W. Hernan,

Senior Project Manager, Section 2, Project Directorate II, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.

[FR Doc. 00–28122 Filed 11–1–00; 8:45 am]

BILLING CODE 7590–1–P

DEPARTMENT OF ENERGY

Nuclear Regulatory Commission

[Docket Nos. 50–327 and 50–328]

Tennessee Valley Authority; Notice of Withdrawal of Application for Amendments to Facility Operating Licenses

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Tennessee Valley Authority (TVA) to withdraw its August 30, 1999, application for proposed amendments to Facility Operating Licenses Nos. DPR–77 and DPR–79 for the Sequoyah Nuclear Plant, Units 1 and 2, located in Hamilton County, Tennessee. Notice of Consideration of Issuance of this amendment was published in the **Federal Register** on October 6, 1999 (64 FR 54382).

The proposed amendments would have revised the facility technical specifications (TS) by adding a Section 3.0.7 to address the use of interim provisions upon the discovery of an unintended TS action.

Subsequently, by letter dated October 17, 2000, TVA withdrew the proposed amendment application on the basis that approval of the amendment was unlikely because of legal concerns on the part of the Commission.

For further details with respect to this action, see the application for amendments dated August 30, 1999, and the TVA's letter dated October 17, 2000, which withdrew the application for license amendments.

These Documents may be examined, and/or copied for a fee, at the Commission's Public Document room, located at One White Flint North, 11555 Rockville Pike (first floor), Rockville, Maryland, and accessible electronically through the ADAMS Public Electronic Reading Room link at the NRC Web site (http://www.nrc.gov).

Dated at Rockville, Maryland, this 27th day of October 2000.

For the Nuclear Regulatory Commission.

Ronald W. Hernan,

Senior Project Manager, Section 2, Project Directorate II, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.

[FR Doc. 00–28121 Filed 11–1–00; 8:45 am]

BILLING CODE 7590–01–P

THE PEACE CORPS

Agency Information Collection Under Review by the Office of Management and Budget

AGENCY: Peace Corps.

ACTION: Notice of submission for OMB review, comment request.

SUMMARY: The Peace Corps has submitted an information collection to the Office of Management and Budget for review under the provisions of the Paperwork Reduction Act of 1995. The forms PC 1789 Health Status Review and PC 1790 Report of Medical Exam is required under the Peace Corps Act for Volunteer application. No comments were received in response to the Peace Corps' earlier **Federal Register** Notice (July 20, 2000, Volume 65, Number 140 at page 45117). The Peace Corps is not proposing any changes to the PC 1789 or PC 1790.

DATES: Submit comments on or before November 28, 2000.

ADDRESSES: Comment should be addressed to David O'Neill at the Peace Corps, 111 20th Street, NW., Attn: OMS, Washington, DC 20526, or call 202–692–1577, or email at *doneill@peacecorps.gov.* Email comments must be made in text and not in attachments.

FOR FURTHER INFORMATION CONTACT: David O'Neil at the Peace Corps, 1111 20th Street NW., Attn: OMS, Washington, DC 20526, or call 202–692–1577, or email at *doneill@peacecorps.gov.* Email comments must be made in text and not in attachments.

SUPPLEMENTARY INFORMATION:

OMB Control Number: 0420–0510.

Title: Health Status Review/Report of Medical Exam.

Forms No: PC 1789/PC 1790.

Type of Review: Renewal, without change, of a previously approved collection that will expire November 30, 2000.

Respondents: Public.

Number of Respondents: None.

Needs and Uses: The PC 1789/PC 1790 usage is necessary to comply with the Peace Corps Act (Section 5(e)) which states that applicants for enrollment shall receive such health examinations preparatory to their services * * * as the President may deem necessary or appropriate * * * to provide the information needed for clearance, and to serve as a reference for any future Volunteer medical clearance, and to serve as a reference for any future Volunteer disability claim.

Issued in Washington, DC on October 24, 2000.

Doug Greene,

Chief, Information Officer and Associate Director for Management.

[FR Doc. 00–28152 Filed 10–30–00; 1:56 pm]

BILLING CODE 6051–01–M

RAILROAD RETIREMENT BOARD

Proposed Collection; Comment Request

SUMMARY: In accordance with the requirement of Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995 which provides opportunity for public comment on new or revised data collections, the Railroad Retirement Board (RRB) will publish periodic summaries of proposed data collections.

Comments are invited on: (a) Whether the proposed information collection is necessary for the proper performance of the functions of the agency, including whether the information has practical utility; (b) the accuracy of the RRB's estimate of the burden of the collection of the information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden related to the collection of information on respondents, including the use of automated collection techniques or other forms of information technology.

Title and Purpose of Information Collection

Self-Employment and Substantial Service Questionnaire; OMB 3220–0138

Section 2 of the Railroad Retirement Act (RRA) provides for payment of annuities to qualified employees and their spouses. In order to receive an age and service annuity, Section 2(e)(3) states that an applicant must stop all railroad work and give up any rights to return to such work. A disability applicant must give up all railroad work, but does not have to relinquish rights to return to railroad work until he or she attains full retirement age, or, if earlier, a spouse annuity or supplemental annuity becomes payable. Under the 1988 amendments to the RRA, an applicant is no longer required to stop work for a ''Last Pre-Retirement Nonrailroad Employer'' (LPE). LPE is the last person, company or institution with whom an employee or spouse applicant was employed concurrently with, or after, the applicant's last railroad employment and before their annuity beginning date. However, section 2(f)(6) of the RRA requires that a portion of the employee's Tier II benefit and supplemental annuity be deducted for earnings from a ''LPE'' employer.

The RRB utilizes Form AA–4, Self-Employment and Substantial Service Questionnaire to obtain information needed to determine if the applicant's work is LPE, railroad service or self-employment. If the work is self-employment, the questionnaire identifies any months in which the applicant did not perform substantial service. One response is requested of each respondent. Completion is voluntary. However, failure to complete the forms could result in the nonpayment of benefits.

The RRB proposes minor nonburden impacting editorial and formatting changes to Form AA–4. The completion time for the AA–4 is estimated at between 40 and 70 minutes. The RRB estimates that approximately 1,500 AA–4's are completed annually.

FOR FURTHER INFORMATION CONTACT: To request more information or to obtain a copy of the information collection justification, forms, and/or supporting material, please call the RRB Clearance Officer at (312) 751–3363. Comments regarding the information collection should be addressed to Ronald J. Hodapp, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611–2092. Written comments should be received within 60 days of this notice.

Chuck Mierzwa,

Clearance Officer.

[FR Doc. 00–28182 Filed 11–1–00; 8:45 am]

BILLING CODE 7905–01–M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 35–27262]

Filings Under the Public Utility Holding Company Act of 1935, as Amended (''Act'') October 26, 2000

Notice is hereby given that the following filing(s) has/have been made with the Commission pursuant to provisions of the Act and rules promulgated under the Act. All interested persons are referred to the application(s) and/or declaration(s) for complete statements of the proposed transaction(s) summarized below. The application(s) and/or declaration(s) and any amendment(s) is/are available for public inspection through the Commission's Branch of Public Reference.

Interested persons wishing to comment or request a hearing on the application(s) and/or declaration(s) should submit their views in writing by November 20, 2000, to the Secretary, Securities and Exchange Commission, Washington, DC 20549–0609, and serve a copy on the relevant applicant(s) and/or declarant(s) at the address(es) specified below. Proof of service (by affidavit or, in the case of an attorney at law, by certificate) should be filed with the request. Any request for hearing should identify specifically the issues of facts or law that are disputed. A person who so requests will be notified of any hearing, if ordered, and will receive a copy of any notice or order issued in the matter. After November 20, 2000, the application(s) and/or declaration(s), as filed or as amended, may be granted and/or permitted to become effective.

AEP Credit, Inc. (70–7218)

AEP Credit, Inc. (''Credit''), 1616 Woodall Rodgers Freeway, Dallas, Texas 75202, a nonutility subsidiary company of American Electric Power Company, Inc. (''AEP''), 1 Riverside Plaza,

Columbus, Ohio 43215, a registered holding company, has file a post-effective amendment under sections 6(a), 7, 9(a), 10 and 12(b) of the Act and rule 54 under the Act, to a previously file application-declaration.

By order dated December 13, 1996 (HCAR No. 26627), Credit was authorized, through December 31, 2000, to factor the accounts receivable of associate and nonassociate utilities companies, provided that the average amount of nonassociate utility receivables for the proceeding 12 month period outstanding as of the end of any calendar month would be less than the average amount of receivables acquired from associate companies outstanding as of the end of each calendar month during the preceding 12 month period (''50% Restriction'').

Credit now seeks to extend its authority to factor the accounts receivable of associate and nonassociate utility company through September 30, 2005, subject to the 50% Restriction.

Unitil Corporation (70–9633)

Unitil Corporation (''Unitil''), a registered holding company, and its public utility subsidiary companies, Concord Electric Company, Exeter & Hampton Electric Company, Fitchburg Gas and Electric Light Company (''Fitchburg'') and Unitil Power Corporation (collectively, ''Subsidiaries''), all located at 6 Liberty Lane West, Hampton, New Hampshire 03842–1720, have filed a post-effective amendment under sections 6(a), 7, 9(a) and 10 of the Act and rules 43 and 54 under the Act to an application-declaration previously filed under the Act.

By orders dated June 30, 1997 and June 9, 2000 (HCAR Nos. 26737 and 27182) (''Orders''), among other things, Unitil was authorized to issue and sell short-term notes (''Notes'') to banks in an aggregate outstanding amount not exceeding $25 million (''Short-Term Debt Limitation'') and to operate, and lend funds to members of, the Unitil system money pool (''Money Pool''), through June 30, 2003. The Orders provided that Unitil's short-term debt would bear interest at the lending bank's base, prime or money market rate and mature not more than nine months from issuance.

Unitil now proposes to increase the Short-Term Debt Limitation from $25 million to $35 million, through June 30, 2003. The Notes will be issued under the same terms and conditions as provided by the Orders. The proceeds may be used to fund the Money Pool; however, Fitchburg is not requesting increased authority to effect Money Pool borrowings.

For the Commission by the Division of Investment Management, pursuant to delegated authority.

Jonathan G. Katz,

Secretary.

[FR Doc. 00–28138 Filed 11–1–00; 8:45 am]

BILLING CODE 8010–01–M

DEPARTMENT OF STATE

[Public Notice 3461]

Bureau of Educational and Cultural Affairs; English Language Fellow Program

NOTICE: Request for proposals.

SUMMARY: The Office of English Language Programs of the Bureau of Educational and Cultural Affairs announces an open competition for the 2001 English Language Fellow Program. The program consists of English Language Fellows, who are recent TEFL/TESL M.A. graduates (within the last five years), and senior English Language Fellows, who are experienced English as a foreign language teacher trainers.

Public and private non-profit organizations meeting the provisions described in IRS regulation 26 CFR 1.501[c] may submit proposals to administer and manage the English Language Fellow Program, which is designed to provide universities, binational centers, teacher-training colleges, ministries of education and other educational language institutions worldwide with professionally trained American expertise in English as a Foreign Language (EFL).

The goal of this program is to promote the teaching of English to facilitate democratic institution building and to encourage participation in the global economy. An introduction to American English, methodology and materials opens the door for advanced study in the U.S., and to develop and promote mutual understanding.

Program Information

The Bureau of Educational and Cultural Affairs is soliciting proposals from U.S. non-profit educational institutions/organizations to manage and administer the 2001 English Language Fellow Programs. English Language Fellows must be U.S. citizens. The programs are for an eleven-month period beginning with academic year 2001–2002. One-year extensions will be granted only under exceptional circumstances, and require agreement of the Bureau, U.S. Embassy, host institution, and the fellow.

The English Language Fellows are not employees of the Bureau or the grantee organization. Selection of countries which will receive English Language Fellows will be made by the Bureau. The programs have placed over 250 English language professionals worldwide in the past five years, promoting English Teaching as a response to the dramatic increase in the demand for English caused by political and/or economic changes.

The program is open to English language professionals at two different levels:

A. The English Language Fellows are recent TEFL/TESL M.A. graduates (within the last five years) who provide expertise to institutions selected by U.S. Embassies abroad while gaining international teaching experience. The fellows serve as full-time teachers of English as a Foreign Language (EFL). They may teach up to 20 hours of English a week in the host program. In addition, they may be asked to work in materials and test development or teacher-training activities. They should not be assigned administrative duties. The sum of all duties should not exceed 40 hours per week.

B. The senior English Language Fellows are experienced EFL trainers who have a M.A. or higher degree in TEFL/TESL or a closely related field and have overseas teacher training experience. The senior fellows serve as full-time teacher trainers of English as a foreign language as well as serving in program-related activities such as: (1) Teaching English for Specific Purposes (ESP) in a variety of professional fields such as business, law and economics; (2) designing and developing EFL curricula and materials; (3) conducting program evaluation and design; (4) testing; and (5) organizing and hosting country-wide workshops and conferences.

The grant period should begin on/about January 15, 2001 and extend through September 30, 2002.

The grantee organization is responsible for the management and administrative aspects of the program, which include the following:

—Recruitment, selection and placement of approximately 24 English Language Fellows and approximately 36 senior English Language Fellows in all areas of the world at universities, binational centers, teacher-training colleges, ministries of education and other educational language institutions;
—Pre-departure orientations;
—Mid-year senior English Language Fellow conference (optional);

—Fiscal management and logistics;
—Travel management (reservations/itineraries, ticketing);
—Medical insurance enrollment;
—Development of promotional materials in support of programs;
—Monitoring: programs and individuals;
—Extensive monitoring, review and evaluation of English Language Fellow reports, including a preliminary report, a mid-year report, and a final, year-end report;
—Evaluation of and follow-on activities for programs;
—Establishment and maintenance of an alumni database of English Language Fellows.

The period of the program is from on/about February 15, 2001 through September 30, 2002. The recruitment and selection process will begin at the 2001 TESOL Convention in St. Louis, Missouri, February 2001; pre-departure orientations, third or fourth week of August 2001; and the fellows' departures to overseas assignments, first and second week of September 2001.

The grantee organization should provide a time line for all activities. The fellows will receive a basic stipend, living and housing allowance, pre-departure orientation travel to Washington, DC, pre-departure allowance, international round trip travel from U.S. residence to host country; book or materials allowance, miscellaneous expense and health/medical coverage up to $50,000 per illness/injury.

Programs must comply with J–1 visa regulations. Please refer to Solicitation Package for further information.

Budget Guidelines

Grants awarded to eligible organizations with less than four years of experience in conducting international exchange programs will be limited to $60,000. The Bureau anticipates awarding one grant in an amount not to exceed $2,725,000. Applicants must submit a comprehensive budget for the entire program. There must be a summary budget as well as breakdowns reflecting both administrative and program budgets. Applicants may provide separate sub-budgets for each program component, phase, location, or activity to provide clarification.

(1) Basic stipend	$13,750
(2) Round trip travel	4,000
(3) Living allowance	6,000
(4) Pre-departure orientation travel	1,800
(5) Pre-departure allowance	500
(6) Shipping allowance	400
(7) Miscellaneous expense	200
(8) Promotional/educational materials	100

B. Allowable costs for the senior English Language Fellows (approx. 6 worldwide) include the following:

(1) Basic stipend	21,000
(2) Round trip travel	4,000
(3) Living allowance	10,000
(4) Pre-departure round trip travel	1,800
(5) Pre-departure allowance	500
(6) Shipping allowance	400
(7) Book allowance (up to)	850
(8) In-country arrival orientation (1–2 days) (if not based in the host country)	700
(9) In-country travel allowance (up to)	750
(10) Miscellaneous expenses	200
(11) Mid-year senior English Language Fellow conference (optional—if conference is held, grant will be amended to add additional funds).	

C. Allowable costs for the senior English Language Fellows for Eastern Europe, the Balkans and the NIS (approx. 18) include the following: Albania (3), Azerbaijan (2), Croatia (2) Kosovo (6), Kazakhstan (1), Kyrgyzstan (1), Moldova (1), Ukraine (2)

(1) Basic stipend	21,000
(2) Round trip travel	4,000
(3) Living allowance	16,000
(4) Pre-departure round trip travel	1,800
(5) Pre-departure allowance	500
(6) Shipping allowance	400
(7) Book allowance (up to)	850
(8) In-country arrival orientation (1–2 days) (if not based in capital city)	700
(9) In-country travel allowance (up to)	1,500
(10) Miscellaneous expenses	200
(11) Mid-year senior English Language Fellow conference (optional—if conference is held, grant will be amended to add additional funds).	

D. Allowable costs for the senior English Language Fellows for Russia (approx. 12) include the following:

(1) Basic stipend	21,000
(2) Basic stipend (2) regional coordinators	25,000
(3) Round trip travel	4,000
(4) Living allowance	16,500
(5) Pre-departure round trip travel	1,800
(6) Pre-departure allowance	500
(7) Shipping allowance	400
(8) Book allowance (up to)	850
(9) In-country arrival orientation (1–2 days) (if not based in capital city)	700
(10) In-country travel allowance (up to)	5,000
(11) Miscellaneous expenses	255
(12) Mid-year senior English Language Fellow conference (optional—if conference is held, grant will be amended to add additional funds).	

Please refer to the Solicitation Package for complete budget guidelines and formatting instructions.

Announcement Title and Number

All correspondence with the Bureau concerning this RFP should reference the above title and number ECA/A/L–01–01.

FOR FURTHER INFORMATION CONTACT: The Office of English Language Programs, ECA/A/L, Room 304, U.S. Department of State, 301 4th Street, SW., Washington, DC 20547, telephone: 202/619–5869 and fax number: 202/401–1250, Internet address: http://exchanges.state.gov/education/rfps to request a Solicitation Package. The Solicitation Package contains detailed award criteria, required application forms, specific budget instructions, and standard guidelines for proposal preparation. Please specify Bureau Program Officer Catherine Williamson on all other inquiries and correspondence.

Please read the complete **Federal Register** announcement before sending inquiries or submitting proposals. Once the RFP deadline has passed, Bureau staff may not discuss this competition with applicants until the proposal review process has been completed.

To Download a Solicitation Package via Internet

The entire Solicitation Package may be downloaded from the Bureau's website at http://exchanges.state.gov/education/rfps. Please read all information before downloading.

Deadline for Proposals

All proposal copies must be received at the Bureau of Educational and Cultural Affairs by 5 p.m. Washington, DC time on Friday, December 22, 2000. Faxed documents will not be accepted at any time. Documents postmarked the due date but received on a later date will not be accepted. Each applicant must ensure that the proposals are received by the above deadline.

Applicants must follow all instructions in the Solicitation Package. The original and ten copies of the application should be sent to: U.S. Department of State, SA–44, Bureau of Educational and Cultural Affairs, Ref.: ECA/A/L–01–01, Program Management, ECA/EX/PM, Room 534, 301 4th Street, SW., Washington, DC 20547.

Diversity, Freedom and Democracy Guidelines

Pursuant to the Bureau's authorizing legislation, programs must maintain a non-political character and should be balanced and representative of the diversity of American political, social, and cultural life. ''Diversity'' should be interpreted in the broadest sense and encompass differences including, but not limited to ethnicity, race, gender, religion, geographic location, socio-economic status, and physical challenges.

Applicants are strongly encouraged to adhere to the advancement of this principle both in program administration and in program content. Please refer to the review criteria under the ''Support for Diversity'' section for specific suggestions on incorporating diversity into the total proposal. Public Law 104–319 provides that ''in carrying out programs of educational and cultural exchange in countries whose people do not fully enjoy freedom and democracy,'' the Bureau ''shall take appropriate steps to provide opportunities for participation in such programs to human rights and democracy leaders of such countries.'' Public Law 106–113 requires that the governments of the countries described above do not have inappropriate influence in the selection process. Proposals should reflect advancement of this goal in their program contents, to the fullest extent deemed feasible.

Review Process

The Bureau will acknowledge receipt of all proposals and will review them for technical eligibility. Proposals will be deemed ineligible if they do not fully adhere to the guidelines stated herein and in the Solicitation Package. All eligible proposals will be reviewed by the program office, as well as the Public Diplomacy section overseas, where appropriate. Proposals may also be reviewed by the Office of the Legal Adviser or by other Department elements. Final funding decisions are at the discretion of the Department of State's Assistant Secretary for Educational and Cultural Affairs. Final technical authority for assistance awards (grants or cooperative agreements) resides with the Bureau's Grants Officer.

Review Criteria

Technically eligible applications will be competitively reviewed according to the criteria stated below. These criteria are not rank ordered and all carry equal weight in the proposal evaluation:

1. *Program Planning:* Detailed agenda and relevant work plan should demonstrate substantive undertakings and logistical capacity. Agenda and plan should adhere to the program overview and guidelines described above.

2. *Ability To Achieve Program Objectives:* Objectives should be reasonable, feasible, and flexible. Proposals should clearly demonstrate how the institution will meet the program's objectives and plan.

3. *Multiplier Effect/Impact:* Proposed programs should strengthen long-term mutual understanding, including maximum sharing of information and establishment of long-term institutional and individual linkages.

4. *Support of Diversity:* Proposals should demonstrate substantive support of the Bureau's policy on diversity. Achievable and relevant features should be cited in both program administration (selection of participants, program venue and program evaluation) and program content (orientation and wrap-up sessions, program meetings, resource materials and follow-up activities).

5. *Institutional Capacity:* Proposed personnel and institutional resources should be adequate and appropriate to achieve the program or project's goals.

6. *Institution's Record/Ability:* Proposals should demonstrate an institutional record of successful exchange programs, including responsible fiscal management and full compliance with all reporting requirements for past Bureau grants as determined by Bureau Grant Staff. The Bureau will consider the past performance of prior recipients and the demonstrated potential of new applicants.

7. *Follow-on Activities:* Proposals should provide a plan for continued follow-on activity (without Bureau support) ensuring that Bureau supported programs are not isolated events.

8. *Project Evaluation:* Proposals should include a plan to evaluate the activity's success, both as the activities unfold and at the end of the program. A draft survey questionnaire or other technique plus description of a methodology to use to link outcomes to original project objectives is recommended. Successful applicants will be expected to submit intermediate reports after each project component is concluded or quarterly, whichever is less frequent.

9. *Cost-effectiveness/cost-sharing:* The overhead and administrative components of the proposal, including salaries and honoraria, should be kept as low as possible. All other items should be necessary and appropriate. Proposals should maximize cost-sharing through other private sector support as well as institutional direct funding contributions.

10. *Value to U.S.-Partner Country Relations:* Proposed projects should receive positive assessments by the U.S. Department of State's geographic area desk and overseas officers of program need, potential impact, and significance in the partner country(ies).

11. *TEFL/TESL Background:* Proposal should demonstrate a plan to network that allows for the greatest dissemination of information to the profession of Teachers of English as a Second or Foreign Language; moreover, grantee must be able to provide knowledgeable, TEFL/TESL-qualified, experienced staff capable of interviewing candidates and evaluating their qualifications for teaching and/or developing materials or for conducting teacher training in the context of English as a foreign language in accordance with criteria established by the Bureau.

Authority

Overall grant making authority for this program is contained in the Mutual Educational and Cultural Exchange Act of 1961, Public Law 87–256, as amended, also known as the Fulbright-Hays Act. The purpose of the Act is ''to enable the Government of the United States to increase mutual understanding between the people of the United States and the people of other countries * * *; to strengthen the ties which unite us with other nations by demonstrating the educational and cultural interests, developments, and achievements of the people of the United States and other nations * * * and thus to assist in the development of friendly, sympathetic and peaceful relations between the United States and the other countries of the world.''

The funding authority for the program above is provided through legislation. There will be three (3) sources of funding for this program: The Bureau's Exchanges Appropriation; and Support for East European Democracy (SEED) and Freedom Support Act (FSA) interagency transfers.

Notice

The terms and conditions published in this RFP are binding and may not be modified by any Bureau representative. Explanatory information provided by the Bureau that contradicts published language will not be binding. Issuance of the RFP does not constitute an award commitment on the part of the Government. The Bureau reserves the right to reduce, revise, or increase proposal budgets in accordance with the needs of the programs and the

availability of funds. Awards made will be subject to periodic reporting and evaluation requirements.

Notification

Final awards cannot be made until funds have been appropriated by Congress, allocated and committed through internal Bureau procedures.

Dated: October 26, 2000.

Helena Kane Finn,

Principal Deputy Assistant Secretary, Bureau of Educational and Cultural Affairs, U.S. Department of State.

[FR Doc. 00–28185 Filed 11–1–00; 8:45 am]

BILLING CODE 8230–01–P

DEPARTMENT OF STATE

[Public Notice 3460]

Bureau of Educational and Cultural Affairs; Fulbright Student Program

NOTICE: Conference for bidders.

SUMMARY: The State Department's Bureau of Educational and Cultural Affairs announces a Conference for Bidders, inviting for discussion organizations that are interested in submitting a Proposal to administer the Fulbright Student Program. The conference will take place November 9, 2000 at 2 p.m. at the following location: SA–44, Room 800–A, 301 4th Street, SW., Washington, DC 20547.

FOR FURTHER INFORMATION CONTACT: Interested organizations should contact Rosalind Swenson at (202) 619–5384 prior to November 9, 2000 to schedule their attendance at the Conference.

The Fulbright Student Program was announced in the **Federal Register**, Volume 65, Number 206, on October 24, 2000.

Dated: October 25, 2000.

William B. Bader,

Assistant Secretary for Educational and Cultural Affairs, U.S. Department of State.

[FR Doc. 00–28184 Filed 11–1–00; 8:45 am]

BILLING CODE 4710–05–P

TENNESSEE VALLEY AUTHORITY

Tellico Reservoir Land Management Plan, Blount, Loudon, and Monroe Counties, TN

AGENCY: Tennessee Valley Authority (TVA).

ACTION: Issuance of record of decision.

SUMMARY: This notice is provided in accordance with the Council on Environmental Quality's regulations (40 CFR parts 1500 to 1508) and TVA's procedures implementing the National Environmental Policy Act. On August 29, 2000, the TVA Board of Directors decided to adopt the preferred alternative (Allocation Alternative) identified in its Final Environmental Impact Statement (EIS), Tellico Reservoir Land Management Plan.

The Final EIS was made available to the public in July, 2000. A Notice of Availability of the Final EIS was published in the **Federal Register** on July 7, 2000. Under the Allocation Alternative, TVA seeks to provide a clear statement on how it will manage its lands, based on scientific, cultural, and economic principles. The plan and EIS cover 12,643 acres of TVA lands on Tellico Reservoir. About half (6,103 acres) of the land is currently committed to specific uses, which would be continued. The remaining 6,540 acres have no outstanding commitments and their use is determined in the plan. The total 12,643 acres is allocated as follows: 9,321 acres for natural resource conservation and management; 635 acres for TVA project operations and public works; 331 acres for industrial and commercial development uses; 1,804 acres for recreation developments; and 552 acres for shoreline residential access.

FOR FURTHER INFORMATION CONTACT: Charles P. Nicholson, NEPA Specialist, Environmental Policy and Planning, Tennessee Valley Authority, 400 West Summit Hill Drive, WT 8C, Knoxville, Tennessee 37902–1499; telephone (865) 632–3592 or email cpnicholson@tva.gov.

SUPPLEMENTARY INFORMATION: During the development of the Tellico Project, TVA purchased about 37,737 acres of land. About 13,943 acres are normally covered by water during the summer, resulting in a reservoir pool with 360.8 miles of shoreline. About 11,150 acres of the remaining project lands were sold to the Tellico Reservoir Development Agency (TRDA) in November 1982. TVA has since entered into agreements for the use of about half the remaining lands. The management of the lands retained under TVA's control, as well as the lands sold to TRDA, is prescribed by the land plan included in a 1982 joint agreement (Contract No. TV–60000A) between TVA and TRDA.

In its 1999 Record of Decision on its Shoreline Management Initiative (SMI) Final EIS, TVA committed to developing comprehensive land management plans for all its reservoirs. These plans are intended to integrate land and water benefits, provide for the optimum public benefit, and balance competing, and sometimes, conflicting resource uses. In doing so, these plans will provide a clear statement of how TVA manages reservoir lands and identify the specific uses of individual land parcels.

TVA began public scoping and preparation of this plan in 1997. In late 1998, TVA determined that an EIS would be the appropriate level of environmental review. TVA then issued a Notice of Intent to prepare an EIS on January 14, 1999, and held a public scoping meeting two weeks later. The Notice of Availability for the Draft EIS was published on March 17, 2000. TVA subsequently held a public meeting in Lenoir City, Tennessee on March 28, 2000, to solicit comments on the Draft plan and EIS. Written and oral comments on the EIS were received from 36 parties. The Notice of Availability for the Final EIS was published on July 7, 2000.

Alternatives Considered

TVA considered two alternatives for planning the uses of 12,643 acres of Tellico Reservoir lands. A third alternative, which included the use of 850 acres of TVA land for a commercial development proposed by Tellico Landing, Inc., was dropped after the TVA Board announced on March 15, 1999, that it would not consider this proposal.

Under both alternatives, TVA would implement the categorization of residential and flowage easement shoreline, as defined in the SMI. The results of this categorization are as follows: Shoreline Protection, 1 mile; Residential Mitigation, 38 miles; and Managed Residential, 23 miles. TVA would also continue existing land uses on lands transferred to TRDA and other parties, and continue existing land uses on 6,103 acres of TVA lands under easement or other committed long-term use. About 6,540 acres have no committed uses and are considered plannable lands.

Under *Alternative* A, the *No Action Alternative,* TVA would continue to use the 1982 land use plan established by Contract No. TV–60000A with TRDA. The largest land use category is Cultural/Public Use/Open Space (61 percent of the area). Other categories include TVA Dam Reservation (5 percent), Natural/Wildlife (15 percent), Industrial Development (3 percent), Private Residential (3 percent), Recreation (11 percent), and Eastern Band of Cherokee Indians Memorial (1 percent).

Under *Alternative B*, the *Allocation Alternative*, TVA would adopt a new Reservoir Land Management Plan for 139 tracts of TVA land. The TVA lands would be allocated as follows: 5 percent

for TVA project operations and public works; 17 percent for management of sensitive resources such as rare species, wetlands, and cultural resources; 56 percent for natural resource conservation, with emphasis on public use; 3 percent for industrial and commercial development; 14 percent for recreational uses, and 4 percent for residential shoreline access. In response to comments on the Draft EIS, the Allocation Alternative was slightly modified in the Final EIS by changing the proposed use of a 140-acre recreation tract to natural resource conservation. TVA identified the Allocation Alternative as the preferred alternative in both the Draft EIS and the Final EIS.

During the preparation of the Plan and EIS, TVA consulted with the Tennessee State Historic Preservation Officer (SHPO), The Eastern Band of Cherokee Indians (EB), the United Keetoowah Band, the Cherokee Nation of Oklahoma, The Tennessee Commission of Indian Affairs, the Muscogee (Creek) Nation of Oklahoma, and the Poarch Band of Creek Indians on the identification and evaluation of historic properties within the Area of Potential Effect for the land plan. TVA, TDEC, SHPO, and EB executed a Memorandum of Agreement, dated June 23, 2000, stipulating measures that will be carried out by TVA prior to the commencement of ground-disturbing activities or transfer of property rights. This agreement allows phased identification, evaluation, and treatment of historic properties, and ensures that the effects on historic properties of future activities undertaken in implementing the Tellico Reservoir Land Management Plan will be taken into account.

Response to Comments on Final EIS

Appendix A–2 of the Final EIS contains summaries of and responses to the comments TVA received on the Draft EIS. TVA received comments from 36 individuals and organizations.

The Environmental Protection Agency (EPA) commented on the Final EIS. EPA noted that TVA neglected to include the EPA rating of the Draft EIS. This rating was EC–2: Environmental Concerns with some modification of the Plan requested. EPA also asked for more information on prospective forest management activities on TVA lands. Forest management activities could be carried out on lands allocated for natural resource conservation to achieve TVA's objective of maintaining or enhancing ecological diversity. The Plan and Final EIS do not propose specific forest management activities. Such activities would, instead, be determined by tract-specific management plans developed with public and peer agency input and consideration of potential environmental impacts. Potential forest management activities could include timber harvesting by both clearcutting and selection methods, thinning, prescribed burns, and reforestation. Based on past experience, clearcutting of large areas is not expected. Forest management activities would likely occur on less than 100 acres of natural resource conservation lands each year and would include measures to protect the reservoir shoreline and prevent water quality degradation.

EPA asked whether TVA will monitor the number of people recreating in the area to help control their environmental impacts. TVA does not have any plans to formally monitor the number of people recreating in the area. However, TVA will continue to monitor the environmental conditions of the reservoir through its standard operations.

EPA also asked whether any residential development on reservoir lands will be consistent with the Shoreline Management Initiative Final EIS/Record of Decision. The implementation of the shoreline categorization component of the SMI is described above. Applicants for residential shoreline alterations would have to comply with the standards adopted in the SMI Record of Decision. In an initiative, unique to Tellico Reservoir, guidelines that are more restrictive than those in the SMI would be applied to the River Corridor area in view of the need to protect the sensitive resources in this area.

Decision

The TVA Board adopted the Tellico Reservoir Land Management Plan as described in Alternative B on August 29, 2000. Alternative B optimally balances recreation use, resource conservation needs, and residential shoreline access needs in a way that maintains the quality of life and other important values provided by Tellico Reservoir. Alternative B sets aside parcels containing sensitive resources and habitats in the Sensitive Resource Protection and Natural Resource Conservation categories. TVA is adopting commitments under Alternative B to further minimize the potential for adverse impacts to the environment. These commitments are listed below, under Environmental Commitments. With these mitigation measures, all practicable means to avoid or minimize environmental harm would have been adopted.

Environmentally Preferred Alternative

TVA has concluded that Alternative B is the environmentally preferable alternative. It allocates the majority of TVA lands to long-term resource conservation and management uses, provides for compatible recreation developments, and enhances the protection of the riverine portions of the reservoir.

Environmental Commitments

TVA is adopting the following measures to minimize environmental impacts:

- TVA will follow the procedures specified in the memorandum of agreement with the State Historic Preservation Officer for the identification, evaluation, and treatment of historic properties that are eligible for inclusion in the National Register of Historic Places.
- U.S. Fish and Wildlife Service guidelines will be used to establish and maintain buffer zones around bald eagle nests.
- The current practice of prohibiting the construction of water-use facilities and shoreline alterations within the marked limits of safety landings will be continued to avoid interference with commercial navigation.
- Noise covenants consistent with the guidelines described in Section 3.12.2. of the Final EIS will be included in land transfer instruments pertaining to parcels in Zone 5.
- Amenities provided in Coytee Springs Recreation Area (Parcel 10) (*e.g.* picnic areas, walking trails, and greenway entry/exit points) will be limited to day-time use.
- Guidelines proposed in Appendix B–1 of the Final EIS will be consulted in reviewing applications for water-use facilities on the River Corridor.

Dated: October 23, 2000.

Kathryn J. Jackson,

Executive Vice President, River System Operations & Environment.

[FR Doc. 00–28183 Filed 11–1–00; 8:45 am]

BILLING CODE 8120–08–U

DEPARTMENT OF TRANSPORTATION

Office of The Secretary

Application Of Kitty Hawk International d/b/a American International Airways and Kalitta Air, L.L.C. For Transfer Of Certificate Authority

AGENCY: Department of Transportation.

ACTION: Notice of order to show cause (Order 2000–10–29) Docket OST–2000–7588.

SUMMARY: The Department of Transportation is directing all interested persons to show cause why it should not issue an order finding Kalitta Air, L.L.C., fit, willing, and able, and (1) transferring to it the all-cargo authority contained in the interstate scheduled certificate currently issued to Kitty Hawk International, Inc. d/b/a American International Airways, and (2) canceling the passenger authority contained in that certificate.

DATES: Persons wishing to file objections should do so no later than November 6, 2000.

ADDRESSES: Objections and answers to objections should be filed in Docket OST–2000–7588 and addressed to the Department of Transportation Dockets (SVC–124.1, Room PL–401), U.S. Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590, and should be served upon the parties listed in Attachment A to the order.

FOR FURTHER INFORMATION CONTACT: Ms. Delores King, Air Carrier Fitness Division (X–56, Room 6401), U.S. Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590, (202) 366–2343.

Dated: October 27, 2000.

Susan McDermott,

Deputy Assistant Secretary for Aviation and International Affairs.

[FR Doc. 00–28151 Filed 11–1–00; 8:45 am]

BILLING CODE 4910–62–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Intent To Prepare a Joint Environmental Impact Statement/ Environmental Impact Report (EIS/EIR) and Hold a Scoping Meeting for Santa Barbara Municipal Airport, Santa Barbara, CA

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice to hold a public scoping meeting.

SUMMARY: The Federal Aviation Administration (FAA) is issuing this notice to advise the public that a joint EIS/EIR will be prepared for development recommended by the Master Plan Update for Santa Barbara Municipal Airport, Santa Barbara, California. This is the second notice that the FAA has published on this document; the first notice was published on August 11, 1993 and a public scoping meeting was held on September 17, 1993. Portions of the baseline information and proposed project scope have since been updated, and the planning horizon has been extended, therefore, to ensure that all significant issues related to the proposed action are identified, another public scoping meeting is being scheduled.

FOR FURTHER INFORMATION CONTACT: Peter Ciesla, Airport Planner, AWP–613.2, Federal Aviation Administration, Airports Division, Western-Pacific Region, P.O. Box 92007, World Way Postal Center, Los Angeles, California 90009–2007, Telephone: 310/725–3628. Comments on the scope of the EIS should be submitted to the address above and must be received no later than Friday, December 15, 2000.

SUPPLEMENTARY INFORMATION: The FAA in cooperation with the city of Santa Barbara, California, will prepare a joint EIS/EIR for further development recommendation at Santa Barbara Municipal Airport. The need to prepare an EIS is based on the procedures described in FAA Order 5050.4A, Airport Environmental Handbook. The city of Santa Barbara is preparing an EIR to meet the state of California environmental review requirements.

Preparation of the joint EIS/EIR for the proposed Santa Barbara Municipal Airport improvements were initially started in August 1993, with the first Notice of Intent being published for development recommended in the Draft Master Plan Update. At that time, the proposed improvements included the extension of Runway 7/25 to the west by 800 feet, construction of runway safety areas at each end of Runway 7/25 in order to meet FAA standards, extension and widening of Runway 15R/33L, and for the Terminal Building expansion and terminal area improvements. The runway safety areas are required under FAA standards in order to reduce the risk of damage and passenger injury, if an aircraft leaves the runway pavement. The existing runway safety area for the east end Runway 7/25 is 500 feet wide and 215 feet long, and the west end is 500 feet wide and 320 feet long. The current required dimensions for the runway safety area is an area that is 500 feet wide and 1,000 feet beyond the runway end. Since the original Notice of Intent, a number of studies were completed, which concluded that the existing 6,052 foot operational length of Runway 7/25 is satisfactory for current and foreseeable future airline flights. In order to achieve the runway safety areas, Runway 7/25 would need to be relocated approximately 800 feet to the west. These studies formed the basis of the City's current Aviation Facilities Plan, which includes the required runway safety areas and retains the current runway length for aircraft operations.

The proposed action is the adoption of the Santa Barbara Municipal Airport, Aviation Facilities Plan (AFP). The AFP recommends expanding the existing runway safety areas on both ends of Runway 7/25 in order to meet current FAA standards, expansion of the airline terminal and parking facility, construction of a new Taxiway M and construction of general aviation facilities.

The federal actions being proposed are FAA approval of the Airport Layout Plan and approval of future processing of an application for federal funding assistance, for the proposed improvements. The airport is located in the vicinity of the Goleta Slough and there are potential impacts on wetlands and biotic communities from the disruption of stream flows and tidal circulation to the area around the airport. The land adjacent to the airport contains non-compatible land uses in terms of aircraft noise, and the proposed development is likely to be controversial.

The city of Santa Barbara, pursuant to the California Environmental Quality Act of 1970 (CEQA) is preparing an Environmental Impact Report (EIR) for the proposed development. In an effort to eliminate unnecessary duplication and reduce delay, the document to be prepared, will be a joint EIS/EIR in accordance with the President's Council on Environmental Quality Regulations described in 40 Code of Federal Regulations Sections 1500.5 and 1506.2.

The Joint Lead Agencies for the preparation of the EIS/EIR will be the Federal Aviation Administration and the city of Santa Barbara, California. Due to proximity of the Goleta Slough and other water courses on the airport, the U.S. Army Corps of Engineers is a cooperating agency in the preparation of the document.

The development recommended in the AFP and which will be evaluated in the EIS/EIR is described below:

West Creek Realignment Alternative

- Construction of a new runway safety area on each end of Runway 7/25, in order to meet FAA standards. The runway safety area on the east end of the runway would use an 800 foot portion of the existing runway.
- Construction of an 800 foot western extension to Runway 7/25 to maintain the existing 6,052 foot, Runway 7/25 length, and extension of the associated taxiway.

• Terminal Building expansion, and expansion of the automobile parking area.
• Construction of a new Taxiway M.
• Construction of additional T-hangars and a new air cargo facility.
• Realignment of Tecolotito Creek, 2,000 feet to west, to be rerouted around the new runway safety area and relocation of Carneros Creek.
• Acquisition of Runway Protection Zones on each end of Runway 7/25.
• Relocation of navigational aids at the airport.
• Revisions to the standard instrument departure and arrival procedures at the airport.

West Creek Culvert Alternative

• Same as Alternative 1, except that a culvert would be built for Tecolotito Creek to allow it to flow under the runway, taxiway and safety area.

No Action Alternative

• No construction activities at the airport would occur under this alternative.

Comments received during the first scoping meeting raised concerns about the potential emissions from air pollutants, impacts on biological resources, noise impacts to surrounding residential areas, potential disruption of archaeological or historic sites, incompatibility with existing land uses, traffic impacts on existing streets, and possible contamination of Goleta Slough or alterations of it's flow patterns.

Comments and suggestions to this second Notice of Intent are invited from Federal, State and local agencies, and other interested parties to ensure that the full range of issues related to these proposed projects are addressed and all significant issues are identified. Written comments and suggestions concerning the scope of the EIS/EIR may be mailed to the FAA informational contact listed above and must be received no later than Friday, December 15, 2000.

Public Scoping Meeting

The FAA will hold a public scoping meeting to solicit input from the public with respect to any environmental impacts associated with the proposed project. The public scoping meeting will be held at 1 p.m. on December 7, 2000, at the City Council Chambers, Santa Barbara City Hall, 735 Anacapa Street, Santa Barbara, CA 93101.

Issued in Hawthorne, California on Friday, October 20, 2000.

Mia Paredes Ratcliff,

Acting Manager, Airports Division, Western-Pacific Region, AWP–600.

[FR Doc. 00–28189 Filed 11–1–00; 8:45 am]

BILLING CODE 4910–13–M

DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

Notice of Safety Advisory 2000–03

AGENCY: Federal Railroad Administration (FRA), Department of Transportation (DOT).

ACTION: Notice of safety advisory.

SUMMARY: FRA is issuing Safety Advisory 2000–03 addressing safety practices to reduce the risk of serious injury or death both to railroad employees engaged in switching operations and to the general public.

FOR FURTHER INFORMATION CONTACT: Douglas H. Taylor, Staff Director, Operating Practices Division, Office of Safety Assurance and Compliance, FRA, 1120 Vermont Avenue, N.W., RRS–11, Mail Stop 25, Washington, D.C. 20590 (telephone 202–493–6255) or David H. Kasminoff, Trial Attorney, Office of Chief Counsel, 1120 Vermont Avenue, N.W., RCC–12, Mail Stop 10, Washington, D.C. 20590 (telephone 202–493–6043).

SUPPLEMENTARY INFORMATION: FRA has determined that the safety of railroad employees and the general public compels the issuance of this safety advisory. A review of FRA's accident/incident data demonstrates that overall the safety of rail transportation has continued to improve; however, so far this year, ten railroad employees have lost their lives while engaged in switching operations. This figure already exceeds the total number of switching-related deaths in 1999, and has caused FRA serious concern about the safety of certain aspects of rail operations. Specifically, these deaths have raised questions about the safety practices employed by crewmembers assigned to perform switching operations. These deaths occurred on both large and small railroads and included employees with levels of experience that ranged from as little as two years to over 30 years.

The most recent incident occurred on September 9, 2000. FRA believes that each of the ten fatalities could probably have been prevented if all employees on each railroad had strictly followed the five recommendations of FRA's Switching Operations Fatality Analysis (SOFA) Working Group and the applicable Federal and railroad company operating and safety rules to which they relate.[1] The ten employee fatalities, which occurred between January 2 and September 9, 2000, on seven separate railroads, are summarized in Appendix A to this safety advisory.

Findings and Recommended Actions of the SOFA Working Group

During February of 1998, the SOFA Working Group was formed at the request of FRA to review recent fatal incidents that occurred during railroad switching operations and to develop recommendations for preventing such fatalities. The Working Group was comprised of representatives from FRA, the Association of American Railroads, the United Transportation Union, the Brotherhood of Locomotive Engineers, and The American Short Line and Regional Railroad Association. The Working Group developed a codified database of standardized information, referred to as the ''SOFA Matrix,'' from the wide range of information on the 76 fatal switching incidents that occurred between January 1992 and July 1998. In addition, the Working Group reviewed very limited data obtained from FRA files concerning employee fatalities from 1975 to 1991 and participated in a series of systematic exercises designed to tap the extensive expertise acquired by the Working Group during its review and analysis of these employee fatalities.

For statistical purposes, the total number of employee fatalities studied by the Working Group was too small and the circumstances were too varied to permit formal statistical analysis. Notwithstanding these limitations, based on the objective evidence of likely contributing factors, a number of findings and recommendations were developed. The Working Group's recommendations include actions to improve both the safety of railroad switching operations and the quality of data collected on fatalities in switching operations. That database and the expertise-capturing exercises were then used to identify trends or patterns in the data for a more comprehensive understanding of the fatalities the Working Group was investigating, and became the foundation for the analysis and recommendations in the report, entitled ''Switching Operations Fatality Analysis,'' which the Working Group issued in October 1999.

The five critical SOFA Working Group recommendations (''five SOFA lifesavers'') are set forth below:

• *Recommendation 1. Notification to the locomotive engineer before fouling track or equipment.* ''Any crew member intending to foul track or equipment must notify the locomotive engineer before such action can take place. The

[1] Each of the five SOFA Working Group recommendations is described in the ''Findings and Recommended Actions of the SOFA Working Group'' section of this advisory.

locomotive engineer must then apply locomotive or train brakes, have the reverser centered, and then confirm this action with the individual on the ground. Additionally, any crew member that intends to adjust knuckles/drawbars, or apply or remove EOT device, must insure that the cut of cars to be coupled into is separated by no less than 50 feet. Also, the person on the ground must physically inspect the cut of cars not attached to the locomotive to insure that they are completely stopped and, if necessary, a sufficient number of hand brakes must be applied to insure that the cut of cars will not move.''

• *Recommendation 2. Extra precautions when two or more train crews are working on the same track.* ''When two or more train crews are simultaneously performing work in the same yard or industry tracks, extra precautions must be taken:

• *Same Track.* Two or more crews are prohibited from switching *into the same track* at the same time, without establishing direct communication with all crew members involved.

• *Adjacent Track.* Protection must be afforded when there is the possibility of movement *on adjacent track(s).* Each crew will arrange positive protection for (an) adjacent track(s) through positive communication with yardmaster and/or other crew members.''

• *Recommendation 3. Safety briefing.* ''At the beginning of each tour of duty, all crew members will meet and discuss all safety matters and work to be accomplished. Additional briefings will be held any time work changes are made and when necessary to protect their safety during their performance of service.''

• *Recommendation 4. Proper communications.* ''When using radio communication, locomotive engineers must not begin any shove move without a specified distance from the person controlling the move. Strict compliance with 'distance to go' communication must be maintained. When controlling train or engine movements, all crew members must communicate by hand signals or radio signals. A combination of hand and radio signals is prohibited. All crew members must confirm when the mode of communication changes.''

• *Recommendation 5. Paying proper attention to new crew members.* ''Crew members with less than one year of service must have special attention paid to safety awareness, service qualifications, on-the-job training, physical plant familiarity, and overall ability to perform service safely and efficiently. Programs such as peer review, mentoring, and supervisory observation must be utilized to insure employees are able to perform service in a safe manner.''

The recommendations from the SOFA Working Group and the circumstances surrounding the ten unfortunate deaths that have occurred this year during switching operations were discussed at length at the September 14, 2000, meeting of FRA's Railroad Safety Advisory Committee (RSAC [2]) in Washington, D.C. As a result, FRA and RSAC representatives jointly wrote a Declaration expressing the firm commitment of the railroad community to address this issue. Consensus was achieved, and a Declaration was approved by the RSAC members present at the meeting. Subsequent to the RSAC meeting, the wording in the Declaration was slightly modified, and concurred with and signed by the appropriate 32 RSAC members. Those signatories were:

• Ross Capon, Executive Director, National Association of Railroad Passengers

• Daniel Davis, Director—Railroad Department, International Brotherhood of Electrical Workers

• Charles E. Dettmann, Executive Vice President, Association of American Railroads

• Edward Dubroski, International President, Brotherhood of Locomotive Engineers

• Diane Elliott, Executive Director, American Association of Private Railroad Car Owners

• Allan C. Fisher, Director of Operating Rules, Consolidated Rail Corporation

• Dewey Garland, International Representative, Sheet Metal Workers International Association

• George Gavalla, Associate Administrator for Safety, Federal Railroad Administration

• Carl Ice, Senior Vice President Operations, The Burlington Northern and Santa Fe Railway Company

• Rick A. Inclima, Director of Education and Safety, Brotherhood of Maintenance of Way Employes

• Thomas F. Jacobi, Senior Assistant Vice President Safety & Operating Practices, Union Pacific Railroad Company

• Richard A. Johnson, General President, Brotherhood of Railway Carmen Division—Transportation Communications Union

• Leroy Jones, Vice President and National Legislative Representative, Brotherhood of Locomotive Engineers

• Tom Leopold, General Director Rules & Safety, The Kansas City Southern Ry. Co.

• Jerry Martin, Director, Rail Division, Texas Railroad Commission, (Representing the State Rail Safety Program Managers)

• Chris Martinez, Legislative Representative—New Mexico, Brotherhood of Maintenance of Way Employees, (Representing the Labor Council for Latin American Advancement)

• Jack T. McBain, Senior Vice President Operations, Canadian National Railway

• Francis G. McKenna, President, Tourist Railway Association Inc.

• Dennis Mogan, Director, Safety and Rules, Metra (Chicago)

• Jolene M. Molitoris, Administrator, Federal Railroad Administration

• Chuck R. Mundy, Vice President, American Train Dispatchers Department/Brotherhood of Locomotive Engineers

• Carmen Patriarca, NRC Safety Committee Chairman, National Railroad Construction & Maintenance Association

• Pat Pender, Vice President Field Operations, Canadian Pacific Railway

• W. Dan Pickett, President, Brotherhood of Railroad Signalmen

• Franklin Pursley, Vice President, Safety and Service Design, CSX Transportation

• John M. Samuels, Senior Vice President, Operations Planning and Support, Norfolk Southern Corporation

• James A. Stem, Alternate National Legislative Director, United Transportation Union

• Greg Stengem, Vice President of Safety, Training & Operations, The Burlington Northern and Santa Fe Railway Company,

• William J. Thompson, Chairman and State Legislative Director, Ohio, United Transportation Union

• Frank K. Turner, President, American Short Line & Regional Railroad Association

• Kathryn D. Waters, Manager and Chief Operating Officer, Mass Transit Administration of Maryland—MARC Train Service

• Paul Worley, Assistant Director for Engineering & Safety American Association of State Highway & Transportation Officials

The modified Declaration is set forth in Appendix B to this safety advisory.

Recommended Actions

FRA believes that each employee is personally accountable for his or her actions on the job. Based upon FRA's review of the circumstances

[2] The RSAC is compried of representativs of the varoius interest groups of the railroad industry, including management and labor, and representatives of the National Transportation Safety Board. The RSAC provies a forum for FRA to receive advice on railroad safety issues.

surrounding the above-referenced employee deaths, the five SOFA Working Group recommendations, and the RSAC Declaration, FRA further believes that railroads can reduce the likelihood of suffering the loss of additional employee lives during switching operations if they and their employees elect to follow the recommendations of the Working Group and commit to the principles of the RSAC Declaration.

Based on the information obtained from FRA's ongoing initiatives concerning safety during switching operations, investigations of railroad accidents and incidents, and information gathered pursuant to the Declaration and other partnership initiatives with rail labor and management, FRA may modify Safety Advisory 2000–03, issue additional safety advisories, or take other appropriate necessary action to ensure the highest level of safety on the Nation's railroads.

Appendix A—Calendar Year 2000 Switching Operations Fatalities

Employee job title	Years of railroad service	Date of death	Circumstances surrounding the death
Conductor	21	January 2	Struck by a box car fouling the track while riding the lead car of a shoving movement into an industry track.
Conductor	23	March 9	Coupled (crushed) between two rail cars while switching in a classification yard.
Foreman	32	April 21	Stepped into the path of a rail car that had been released into the track for classification from the gravity hump.
Brakeman	2	May 22	Crushed between the side of a hopper car and a coal unloader while riding the leading end of a shoving move into a customer's siding.
Switchman	2	May 31	Crushed between the locomotive he was riding and a standing cut of box cars.
Conductor	19	July 7	Stepped between moving cars and was struck and run over by the equipment.
Conductor	30	July 24	Struck by own locomotive after lining a switch on the opposite side of the track from the engineer.
Brakeman	27	July 28	Pinned between the car he was riding and the loading dock at a customer's siding during a shoving move.
Brakeman	4	August 11	Struck by another train crew's consist while switching at an intermodal facility.
Switch Foreman	27	September 9	Stepped into the path of and struck by own equipment.

Appendix B—The Railroad Safety Advisory Committee Declaration

Together, the railroad community will initiate an on-going focused safety campaign to prevent fatalities and injuries from occurring during switching operations. This initiative underscores our collective commitment to zero injuries and accidents in the workplace. This safety campaign will include the following steps:

- Switching operations industry wide will immediately be assessed as a team effort by labor, management and FRA through increased monitoring and audits to determine safety risks;
- Supervisors and employees will increase their efforts to communicate the importance of safety and urge everyone to redouble their focus on safe practices;
- The Switching Operations Fatality (SOFA) Analysis report and the ''Five SOFA Lifesavers'' will be used as the basis to create a plan to address safety risks; and
- Managers will communicate with employees and their families to educate them on potential dangers and to seek their support in eliminating fatalities and injuries in the workplace.

We will work together to further strengthen a rail safety culture that protects the lives and well being of every railroad employee. As an industry, we are dedicated to achieving this safety goal.

Issued in Washington, D.C. on October 27, 2000.

Jolene M. Molitoris,

Administrator, Federal Railroad Administration.

[FR Doc. 00–28150 Filed 11–01–00; 8:45 am]

BILLING CODE 4910–06–P

DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

Reports, Forms and Record Keeping Requirements Agency Information Collection Activity Under OMB Review

AGENCY: National Highway Traffic Safety Administration, DOT.

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), this notice announces that the Information Collection Request (ICR) abstracted below has been forwarded to the Office of Management and Budget (OMB) for review and comment. The ICR describes the nature of the information collections and their expected burden. The **Federal Register** Notice with a 60-day comment period was published on May 5, 2000 [65 FR 26273–26274].

DATES: Comments must be submitted on or before December 1, 2000.

FOR FURTHER INFORMATION CONTACT: Kim Jackson at the National Highway Traffic Safety Administration, Office of Technology and Resource Management, (NAD–40), 202–366–2588. 400 Seventh Street, SW, Room 6240, Washington, DC 20590.

SUPPLEMENTARY INFORMATION:

National Highway Traffic Safety Administration

Title: Air Bag Deactivation.

OMB Number: 2127–0588.

Type of Request: Extension of a currently approved information collection.

Abstract: If a private individual or lessee wants to install an air bag on-off switch to turn-off either or both frontal air bags, they must complete Form OMB 2127–0588 to certify certain statements regarding use of the switch. The dealer or business must, in turn, submit the completed forms to NHTSA within seven days. The submission of the completed forms by the dealers and repair business to NHTSA, as required, will serve the agency several purposes. They will aid the agency in monitoring the number of authorization requests submitted and the pattern in claims of risk groups membership. The completed forms will enable the agency to determine whether the dealers and

repair business are complying with the terms of the exemption, which include a requirement that the dealers and repair businesses accept only fully completed forms. Finally, submission of the completed forms to the agency will promote honesty and accuracy in the filling out of the forms by vehicle owners. The air bag on-off switches are installed only in vehicles in which the risk of harm needs to be minimized on a case-by-case basis.

Affected Public: Private individuals, fleet owners and lessees, motor vehicle dealers, repair business.

Estimated Total Annual Burden: 7,500 hours.

ADDRESSES: Send comments, within 30 days, to the Office of Information and Regulatory Affairs, Office of Management and Budget, 725–17th Street, NW., Washington, DC 20503, Attention NHTSA Desk Officer.

Comments are invited on: Whether the proposed collection of information is necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; the accuracy of the Departments estimate of the burden of the proposed information collection; ways to enhance the quality, utility and clarity of the information to be collected; and ways to minimize the burden of the collection of information on respondents, including the use of automated collection techniques or other forms of information technology.

A Comment to OMB is most effective if OMB receives it within 30 days of publication.

Issued in Washington, D.C., on October 30, 2000.

Herman L. Simms,

Associate Administrator for Administration.

[FR Doc. 00–28149 Filed 11–1–00; 8:45 am]

BILLING CODE 4910–59–P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33946]

State of Texas Acting by and Through the Texas Department of Transportation—Acquisition and Operation Exemption—South Orient Railroad Company, Ltd.

The State of Texas acting by and through the Texas Department of Transportation (TxDOT), a noncarrier, has filed a notice of exemption under 49 CFR 1150.31 to acquire from South Orient Railroad Company, Ltd. (SORC) and to operate approximately 370.5 miles of rail line in Brewster, Coleman, Crane, Crockett, Irion, Pecos, Presidio, Reagan, Runnels, Tom Green and Upton Counties, TX. TxDOT would acquire from SORC the right to operate [1] between milepost 1029.1 on the International Bridge near Presidio, TX, and milepost 956.7, at Paisano Junction, and between milepost 945.3, at Alpine, TX, and milepost 0+330 feet, near San Angelo Junction on the east, and Lampasas Subdivision milepost 373+4362 feet, near San Angelo Junction on the west. TxDOT already owns the underlying right-of-way and it would acquire ownership of the track and track materials from the South Orient Rural Rail Transportation District.[2] In connection with its operation of these lines, Pacifico would also acquire the right to operate, by assignment of SORC's trackage rights, over a line of the Union Pacific Railroad Company extending between milepost 956.7 at Paisano Junction and milepost 945.3, at Alpine Junction. The operations by Pacifico would thus extend over approximately 381.9 miles. TxDOT states that it will retain the residual common carrier obligation with respect to the lines it owns. TxDOT states that its projected revenues as a result of this transaction will not exceed those of a Class III rail carrier.[3]

The transaction was expected to be consummated on or after October 17, 2000.

If the notice contains false or misleading information, the exemption is void *ab initio.* Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33946, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, NW., Washington, DC 20423–0001. In addition, a copy of each pleading must be served on Richard H. Streeter, Barnes & Thornburg, 1401 Eye Street, NW., Suite 500, Washington, DC 20005.

Board decisions and notices are available on our website at ''WWW.STB.DOT.GOV.''

Decided: October 25, 2000.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams,

Secretary.

[FR Doc. 00–27954 Filed 11–01–00; 8:45 am]

BILLING CODE 4915–00–P

[1] TxDOT states that it is in the final stages of negotiating a lease and operating agreement with Texas Pacifico Transportation, Ltd. (Pacifico), whereby Pacifico will conduct freight operations over the above-described rail lines.

[2] *See South Orient Railroad Company, Ltd.—Acquisition and Operation Exemption—Line of the Atchison, Topeka and Santa Fe Railway Company,* Finance Docket No. 31971 (ICC served Sept. 3, 1992).

[3] On February 18, 2000, Pacifico filed a verified notice of exemption to acquire and operate the above-described rail line from SORC. *See Texas Pacifico Transportation, Ltd.—Acquisition and Operation Exemption—South Orient Railroad Company, Ltd.,* STB Finance Docket No. 33851 (STB served Mar. 3, 2000). It appears that the transaction was never consummated and that the acquisitions and operations described in the present notice would substitute for those anticipated by the filing in STB Finance Docket No. 33851.

DEPARTMENT OF THE TREASURY

Office of Thrift Supervision

Proposed Agency Information Collection Activities; Comment Request

ACTION: Notice and request for comments.

SUMMARY: The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to comment on proposed and continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104–13. Today, the Office of Thrift Supervision within the Department of the Treasury solicits comments on the following information collections: 1550–0005, ''De Novo Applications''; 1550–0015, ''Savings Associations Holding Company Applications''; and 1550–0037 ''Fiduciary Powers Applications''.

DATES: Submit written comments on or before January 2, 2001.

ADDRESSES:

Mail: Send comments to Manager, Dissemination Branch, Information Management and Services Division, Office of Thrift Supervision, 1700 G Street, NW., Washington, DC 20552, Attention 1550–0005, 1550–0015, 1550–0037.

Delivery: Hand deliver comments to the Guard's Desk, East Lobby Entrance, 1700 G Street, NW., from 9:00 a.m. to 4:00 p.m. on business days, Attention 1550-0005, 1550–0015, 1550–0037.

Facsimiles: Send facsimile transmissions to FAX Number (202) 906–7755, Attention 1550–0005, 1550–0015, 1550–0037; or (202) 906–6956 (if comments are over 25 pages).

E-Mail: Send e-mails to ''public.info@ots.treas.gov'', Attention 1550-0005, 1550–0015, 1550–0037, and include your name and telephone number.

Public Inspection: Interested persons may inspect comments at the Public Reference Room, 1700 G St. N.W., from 10:00 a.m. until 4:00 p.m. on Tuesdays and Thursdays or obtain comments and/or an index of comments by facsimile by telephoning the Public Reference Room at (202) 906–5900 from 9:00 a.m. until 5:00 p.m. on business days. Comments and the related index will also be posted on the OTS Internet Site at ''www.OTS.treas.gov''.

FOR FURTHER INFORMATION CONTACT: Patricia D. Goings, Supervision, Office of Thrift Supervision, 1700 G Street, NW., Washington, DC 20552, (202) 906–5668.

SUPPLEMENTARY INFORMATION:

Title: De Novo Applications; Savings Associations Holding Company Applications; Fiduciary Powers Applications.

OMB Number: 1550–0005, 1550–0015, 1550–0037.

Form Number: OTS Forms 138/138E/138–F, Form H-(e), Form 1240.

Abstract: To obtain information necessary to determine whether an entity meets the statutory requirements to approve the application request.

Current Actions: OTS proposes to renew this information collection with revision.

Type of Review: Revision of currently approved collections.

Affected Public: Business or For Profit.

Estimated Number of Respondents: 80.

Estimated Time Per Respondent: 594 hours.

Estimated Total Annual Burden Hours: 25,290 hours.

Request for Comments: The OTS will summarize comments submitted in response to this notice or will include these comments in its request for OMB approval. All comments will become a matter of public record. The OTS invites comment on: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information; (c) ways to enhance the quality; (d) ways to minimize the burden of the collection of information on respondents, including the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or starting costs and costs of operation, maintenance, and purchase of services to provide information.

Dated: October 27, 2000.

John E. Werner,

Director, Information & Management Services Division.

[FR Doc. 00–28198 Filed 11–01–00; 8:45 am]

BILLING CODE 6720–01–P

INSTITUTE OF PEACE

Notice of Meeting

AGENCY: United States Institute of Peace.

Date/Time: Thursday, November 16, 2000, 9 a.m.–5:30 p.m.

Location: 1200 17th Street, NW, Suite 200—Conference Room, Washington, DC 20036.

Status: Open Session—Portions may be closed pursuant to Subsection (c) of Section 552(b) of Title 5, United States Code, as provided in subsection 1706(h)(3) of the United States Institute of Peace Act, Public Law 98–525.

Agenda: November 2000 Board Meeting; Approval of Minutes of the Ninety-Sixth Meeting (September 14, 2000) of the Board of Directors; Chairman's Report; President's Report; Committee Reports; Other General Issues.

Contact: Dr. Sheryl Brown, Director, Office of Communications, Telephone: (202) 457–1700.

Dated: October 30, 2000.

Charles E. Nelson,

Vice President for Management and Finance, United States Institute of Peace.

[FR Doc. 00–28262 Filed 10–31–00; 1:36 pm]

BILLING CODE 6820–AR–M

DEPARTMENT OF VETERANS AFFAIRS

[OMB Control No. 2900–0090]

Agency Information Collection Activities Under OMB Review

AGENCY: Veterans Health Administration, Department of Veterans Affairs.

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C. 3501 *et seq.*), this notice announces that the Veterans Health Administration (VHA), Department of Veterans Affairs, has submitted the collection of information abstracted below to the Office of Management and Budget (OMB) for review and comment. The PRA submission describes the nature of the information collection and its expected cost and burden; it includes the actual data collection instrument.

DATES: Comments must be submitted on or before December 4, 2000.

FOR FURTHER INFORMATION OR A COPY OF THE SUBMISSION CONTACT: Denise McLamb, Information Management Service (045A4), Department of Veterans Affairs, 810 Vermont Avenue, NW., Washington, DC 20420, (202) 273–8135 or FAX (202) 273–5981. Please refer to ''OMB Control No. 2900–0090.''

SUPPLEMENTARY INFORMATION:

Title: Application for Voluntary Service, VA Form 10–7055.

OMB Control Number: 2900–0090.

Type of Review: Reinstatement, without change, of a previously approved collection for which approval has expired.

Abstract: VA Form 10–7055 is used to assist personnel in selection, screening, and placement of volunteers in the nationwide VA Voluntary Service Program.

An agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. The **Federal Register** Notice with a 60-day comment period soliciting comments on this collection of information was published on June 22, 1999 at page 33344.

Affected Public: Individuals or households, Not-for-profit institutions.

Estimated Annual Burden: 7,500 hours.

Estimated Average Burden Per Respondent: 15 minutes.

Frequency of Response: One time.

Estimated Number of Respondents: 30,000.

Send comments and recommendations concerning any aspect of the information collection to VA's Desk Officer, OMB Human Resources and Housing Branch, New Executive Office Building, Room 10235, Washington, DC 20503 (202) 395–7316. Please refer to ''OMB Control No. 2900–0090'' in any correspondence.

Dated: September 25, 2000.

By direction of the Acting Secretary.

Donald L. Neilson,

Director, Information Management Service.

[FR Doc. 00–28073 Filed 11–1–00; 8:45 am]

BILLING CODE 8320–01–P

DEPARTMENT OF VETERANS AFFAIRS

[OMB Control No. 2900–0569]

Agency Information Collection Activities Under OMB Review

AGENCY: Department of Veterans Affairs.

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (PRA) of 1995

(44 U.S.C. 3501 *et seq.*), this notice announces that the Veterans Benefit Administration, Department of Veterans Affairs, has submitted the collection of information abstracted below to the Office of Management and Budget (OMB) for review and comment. The PRA submission describes the nature of the information collection and its expected cost and burden; it includes the actual data collection instrument.

DATES: Comments must be submitted on or before December 4, 2000.

FOR FURTHER INFORMATION OR A COPY OF THE SUBMISSION CONTACT: Denise McLamb, Information Management Service (045A4), Department of Veterans Affairs, 810 Vermont Avenue, NW, Washington, DC 20420, (202) 273–8030 or FAX (202) 273–5981. Please refer to ''OMB Control No. 2900–0569.''

SUPPLEMENTARY INFORMATION:

Title: Generic Clearance for the Veterans Benefits Administration Customer Satisfaction Surveys.

OMB Control Number: 2900–0569.

Type of Review: Extension of a currently approved collection.

Abstract: VBA administers integrated programs of benefits and services, established by law for veterans and their survivors, and service personnel. Executive Order 12862, Setting Customer Service Standards, requires Federal agencies and departments to identify and survey its customers to determine the kind and quality of services they want and their level of satisfaction with existing service. VBA uses customer satisfaction surveys to gauge customer perceptions of VA services as well as customer expectations and desires. The results of these information collections lead to improvements in the quality of VBA service delivery by helping to shape the direction and focus of specific programs and services.

An agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. The **Federal Register** Notice with a 60-day comment period soliciting comments on this collection of information was published on July 17, 2000 at pages 44094–44096.

Affected Public: Individuals or households, Business or other for-profit.

National Survey Activities

SURVEY OF VETERANS' SATISFACTION WITH THE VA COMPENSATION AND PENSION CLAIMS PROCESS

Year	Number of respondents	Estimated annual burden (in hours)	Frequency of response
2001	22,800	5,700	One-time.
2002	22,800	5,700	One-time.
2003	22,800	5,700	One-time.

SURVEY OF VETERANS' SATISFACTION WITH THE VA EDUCATION CLAIMS PROCESS

Year	Number of respondents	Estimated annual burden (in hours)	Frequency of response
2001	3,200	800	One-time.
2002	3,200	800	One-time.
2003	3,200	800	One-time.

SURVEY OF EDUCATIONAL INSTITUTION CERTIFYING OFFICIALS

Year	Number of respondents	Estimated annual burden (in hours)	Frequency of response
2002	1,000	330	One-time.
2003	1,000	330	One-time.

LOAN GUARANTY CUSTOMER SATISFACTION SURVEY—VETERAN

Year	Number of respondents	Estimated annual burden (in hours)	Frequency of response
2001	7,200	1,202	One-time.
2002	7,200	1,202	One-time.
2003	7,200	1,202	One-time.

LOAN GUARANTY CUSTOMER SATISFACTION SURVEY—LENDER

Year	Number of respondents	Estimated annual burden (in hours)	Frequency of response
2001	1,000	330	One-time.
2002	1,000	330	One-time.

LOAN GUARANTY CUSTOMER SATISFACTION SURVEY—LENDER—Continued

Year	Number of respondents	Estimated annual burden (in hours)	Frequency of response
2003	1,000	330	One-time.

VOCATIONAL REHABILITATION & EMPLOYMENT PROGRAM SURVEY

Year	Number of respondents	Estimated annual burden (in hours)	Frequency of response
2001	10,800	2,700	One-time.
2002	10,800	2,700	One-time.
2003	10,800	2,700	One-time.

INSURANCE CUSTOMER SURVEYS

Year	Number of respondents	Estimated annual burden (in hours)	Frequency of response
2001	2,800	280	One-time.
2002	2,800	280	One-time.
2003	2,800	280	One-time.

UNDETERMINED FOCUS GROUPS

Year	Number of respondents	Estimated annual burden (in hours)	Frequency of response
2001	500	1,000	One-time.
2002	500	1,000	One-time.
2003	500	1,000	One-time.

NATIONAL TELEPHONE SURVEY

Year	Number of respondents	Estimated annual burden (in hours)	Frequency of response
2001	7,200	1,224	One-time.
2002	7,200	1,224	One-time.
2003	7,200	1,224	One-time.

VA REGIONAL OFFICE-BASED CUSTOMER SATISFACTION FOCUS GROUPS

Year	Number of respondents	Estimated annual burden (in hours)	Frequency of response
2001	600	1,800	One-time.
2002	600	1,800	One-time.
2003	600	1,800	One-time.

VA REGIONAL OFFICE-SPECIFIC SERVICE IMPROVEMENT INITIATIVES (COMMENT CARD)

Year	Number of respondents	Estimated annual burden (in hours)	Frequency of response
2001	139,200	11,554	One-time.
2002	139,200	11,554	One-time.
2003	139,200	11,554	One-time.

Most customer satisfaction surveys will be recurring so that VBA can create ongoing measures of performance and to determine how well the agency meets customer service standards. Each collection of information will consist of the minimum amount of information necessary to determine customer needs and to evaluate VBA's performance. VBA expects to conduct an estimated 100 focus groups and receive up to 139,200 comment cards involving a total of 14,354 hours each year for 2001, 2002, and 2003. In addition, VBA expects to distribute written surveys with a total annual burden of approximately 12,236 hours in 2001, 12,566 hours in 2002, and 12,566 hours in 2003. The grand totals for both focus groups, comment cards, and written surveys are: 26,590 hours in 2001, 26,920 hours in 2002, and 26,920 hours in 2003.

Anyone may view the results of previously administered surveys on the internet by going to the following VBA surveys website: http://www.vba.va.gov/surveys/.

The areas of concern to VBA and its customers may change over time, and it is important to have the ability to evaluate customer concerns quickly. OMB will be requested to grant generic clearance approval for a 3-year period to conduct customer satisfaction surveys, focus groups and to send out comment cards. Participation in the surveys, focus groups, and comment cards will be voluntary and the generic clearance will not be used to collect information required to obtain or maintain eligibility for a VA program or benefit. In order to maximize the voluntary response rates, the information collection will be designed to make participation convenient, simple, and free of unnecessary barriers. Baseline data obtained through these information collections will be used to improve customer service standards. VBA will consult with OMB regarding each specific information collection during this approval period.

Send comments and recommendations concerning any aspect of the information collection to VA's Desk Officer, OMB Human Resources and Housing Branch, New Executive Office Building, Room 10235, Washington, DC 20503 (202) 395–7316. Please refer to ''OMB Control No. 2900–0569'' in any correspondence.

Dated: September 25, 2000.
By direction of the Acting Secretary.

Donald L. Neilson,

Director, Information Management Service.

[FR Doc. 00–28074 Filed 11–1–00; 8:45 am]

BILLING CODE 8320–01–P

DEPARTMENT OF VETERANS AFFAIRS

[OMB Control No. 2900–0570]

Agency Information Collection Activities Under OMB Review

AGENCY: Veterans Health Administration, Department of Veterans Affairs.

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C., 3501 *et seq.*), this notice announces that the Veterans Health Administration (VHA), Department of Veterans Affairs, has submitted the collection of information abstracted below to the Office of Management and Budget (OMB) for review and comment. The PRA submission describes the nature of the information collection and its expected cost and burden; it includes the actual data collection instrument.

DATES: Comments must be submitted on or before December 4, 2000.

FOR FURTHER INFORMATION OR A COPY OF THE SUBMISSION CONTACT: Denise McLamb, Information Management Service (045A4), Department of Veterans Affairs, 810 Vermont Avenue, NW, Washington, DC 20420, (202) 273–8030 or FAX (202) 273–5981. Please refer to ''OMB Control No. 2900–0570.''

SUPPLEMENTARY INFORMATION:

Title: Generic Clearance for the Veterans Health Administration Customer Satisfaction Surveys.

OMB Control Number: 2900–0570.

Type of Review: Extension of a currently approved collection.

Abstract: Executive Order 12862, Setting Customer Service Standards, requires Federal agencies and departments to identify and survey its customers to determine the kind and quality of services they want and their level of satisfaction with existing services. VHA uses customer satisfaction surveys to gauge customer perceptions of VA services as well as customer expectations and desires. The results of these information collections lead to improvements in the quality of VHA service delivery by helping to shape the direction and focus of specific programs and services. The **Federal Register** Notice with a 60-day comment period soliciting comments on this collection of information was published on July 17, 2000, at pages 44096 and 44097.

Affected Public: Individuals or households.

Listing of Survey Activities

I. Special Emphasis Programs

The following list of activities is a compendium of customer satisfaction survey plans by VHA. Different special emphasis programs will be surveyed annually; however, program selections have not been made for FYs 2001–2003. Burden hours for the out-years are based on FY 2000 estimates.

Year	Number of respondents	Estimated annual burden (in hours)	Frequency
2001	10,000	2,500	Annually.
2002	10,000	2,500	Annually.
2003	10,000	2,500	Annually.

II. Local Facilities Surveys

Year	Number of respondents	Estimated annual burden (in hours)	Frequency
2001	120,000	20,000	Annually.
2002	120,000	20,000	Annually.
2003	120,000	20,000	Annually.

Most customer satisfaction surveys will be recurring so that VHA can create ongoing measures of performance and to determine how well the Agency meets customer service standards. Each collection of information will consist of the minimum amount of information necessary to determine customer needs and to evaluate VHA's performance. VHA expects to distribute written surveys with a total annual burden of approximately 22,500 hours in FYs 2001, 2002, and 2003.

Send comments and recommendations concerning any aspect of the information collection to VA's Desk Officer, OMB Human Resources and Housing Branch, New Executive Office Building, Room 10235, Washington, DC 20503 (202) 395–7613. Please refer to ''OMB Control No. 2900–0570'' in any correspondence.

Dated: September 25, 2000.

By direction of the Acting Secretary.

Donald L. Neilson,

Director, Information Management Service.

[FR Doc. 00–28075 Filed 11–1–00; 8:45 am]

BILLING CODE 8320–01–M

DEPARTMENT OF VETERANS AFFAIRS

[OMB Control No. 2900–NEW (National Survey of Veterans (NSV)]

Agency Information Collection Activities Under OMB Review

AGENCY: Office of Policy and Planning, Department of Veterans Affairs.

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C., 3501 *et seq.*), this notice announces that the Office of Policy and Planning (OPPA), Department of Veterans Affairs, has submitted the collection of information abstracted below to the Office of Management and Budget (OMB) for review and comment. The PRA submission describes the nature of the information collection and its expected cost and burden; it includes the actual data collection instrument.

DATES: Comments must be submitted on or before December 4, 2000.

FOR FURTHER INFORMATION OR A COPY OF THE SUBMISSION CONTACT: Denise McLamb, Information Management Service (045A4), Department of Veterans Affairs, 810 Vermont Avenue, NW, Washington, DC 20420, (202) 273–8030 or FAX (202) 273–5981. Please refer to ''National Survey of Veterans (NSV).''

SUPPLEMENTARY INFORMATION:

Title: National Survey of Veterans (NSV).

Type of Review: New collection.

Abstract: The NSV will be conducted in order to obtain current information relevant to the planning and budgeting of VA programs and services for veterans. The information collected from the telephone survey will also enable VA to study its role in the total use of benefits and services by veterans and provide current information about the characteristics of the veteran population. The survey will also provide information needed for research and policy analyses.

An agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. The **Federal Register** Notice with a 60-day comment period soliciting comments on this collection of information was published on June 27, 2000 at page 39647.

Affected Public: Individuals or households.

Estimated Annual Burden: 11,667 hours.

Estimated Annual Burden Per Respondent: 35 minutes.

Frequency of Response: Voluntary.

Estimated Number of Respondents: 20,000.

Send comments and recommendations concerning any aspect of the information collection to VA's Desk Officer, OMB Human Resources and Housing Branch, New Executive Office Building, Room 10235, Washington, DC 20503 (202) 395–7316. Please refer to ''National Survey of Veterans (NSV).''

Dated: September 22, 2000.

By direction of the Acting Secretary.

Donald L. Neilson,

Director, Information Management Service.

[FR Doc. 00–28078 Filed 1–01–00; 8:45 am]

BILLING CODE 8320–01–P

DEPARTMENT OF VETERANS AFFAIRS

[OMB Control No. 2900–0074]

Agency Information Collection Activities Under OMB Review

AGENCY: Veterans Benefits Administration, Department of Veterans Affairs.

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C., 3501 *et seq.*), this notice announces that the Veterans Benefits Administration (VBA), Department of Veterans Affairs, has submitted the collection of information abstracted below to the Office of Management and Budget (OMB) for review and comment. The PRA submission describes the nature of the information collection and its expected cost and burden; it includes the actual data collection instrument.

DATE: Comments must be submitted on or before December 4, 2000.

FOR FURTHER INFORMATION OR A COPY OF THE SUBMISSION CONTACT: Denise McLamb, Information Management Service (045A4), Department of Veterans Affairs, 810 Vermont Avenue, NW, Washington, DC 20420, (202) 273–8030 or FAX (202) 273–5981. Please refer to ''OMB Control No. 2900–0074.''

SUPPLEMENTARY INFORMATION:

Title: Request for Change of VA Education Program or Place of Training for Veterans, Servicepersons, & Members of the Selected Reserve, VA Form 22–1995.

OMB Control Number: 2900–0074.

Type of Review: Revision of a currently approved collection.

Abstract: VA pays educational benefits to eligible veterans and persons on active duty, and to persons in the Selected Reserve. Each veteran, person on active duty, or person in the Selected Reserve must be pursuing an approved program of training to be eligible for benefits. The eligible student must complete VA Form 22–1995 to identify and request approval for a supplementary educational objective or place of training. VA uses the information to determine continued eligibility for educational benefits, and to monitor the number of times a veteran, person on active duty, or person in the Selected Reserve has changed his or her educational objectives.

An agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. The **Federal Register** Notice with a 60-day comment period soliciting comments on this collection of information was published on June 15, 2000, at pages 37603–37604.

Affected Public: Individuals or households.

Estimated Annual Burden: 24,060 hours.

Estimated Average Burden Per Respondent: 12 minutes.

Frequency of Response: On occasion.

Estimated Number of Respondents: 120,300.

Send comments and recommendations concerning any aspect of the information collection to VA's Desk Officer, OMB Human

Resources and Housing Branch, New Executive Office Building, Room 10235, Washington, DC 20503 (202) 395–7316. Please refer to ''OMB Control No. 2900–0074'' in any correspondence.

Dated: September 22, 2000.

By direction of the Acting Secretary:

Donald L. Neilson,

Director, Information Management Service.

[FR Doc. 00–28079 Filed 11–01–00; 8:45 am]

BILLING CODE 8320–01–P

DEPARTMENT OF VETERANS AFFAIRS

Advisory Committee on Former Prisoners of War, Notice of Meeting

The Department of Veterans Affairs (VA) gives notice under Public Law 92–463 that a meeting of the Advisory Committee on Former Prisoners of War will be held on December 4–6, 2000, at the John D. Dingell VA Medical Center, 4646 John R, Room B–5327, Detroit, Michigan 48201. Each day the meeting will convene at 9:00 a.m. and end at 4:30 p.m. The meeting is open to the public.

The purpose of the committee is to advise the Secretary of Veterans Affairs on the administration of benefits under Title 38, United States Code, for veterans who are former prisoners of war, and to make recommendations on the needs of such veterans for compensation, health care and rehabilitation.

The agenda for December 4 will begin with an introduction of committee members and dignitaries, a review of Committee reports, an update of activities since the last meeting, and a period for POW veterans and/or the public to address the committee. The Committee will also review the Secretary's response to the April and October 2000 report of meeting, and receive presentations on the Veterans Benefits Administration and Veterans Health Administration activities, as well as on the Robert E. Mitchell Center for POW Studies. The agenda on December 5 will include presentations by representatives of POW and other veterans service organizations, a report of the Expert Panel on Stroke, discussion of recommended presumptive diseases for former POWs and a review of POW lists by VA and the Department of Defense. The committee will also take up consideration of priority for POWs in Long-Term Health Care programs and other issues. On December 6, the Committee's Medical and Administrative subcommittees will break out to discuss their activities and report back to the Committee.

Additionally, the Committee will review and analyze the comments discussed throughout the meeting for the purpose of assisting and compiling a final report to be sent to the Secretary.

Members of the public may direct questions or submit prepared statements for review by the Committee in advance of the meeting, in writing only, to Mr. Robert J. Epley, Director, Compensation and Pension Service (216), Department of Veterans Affairs, 810 Vermont Avenue, NW, Washington, DC 20420. Submitted materials must be received by November 22, 2000. A report of the meeting and roster of Committee members may be obtained from Mr. Epley.

Dated: October 24, 2000.

By Direction of the Secretary.

Marvin R. Eason,

Committee Management Officer.

[FR Doc. 00–28080 Filed 11–01–00; 8:45 am]

BILLING CODE 8320–01–M

DEPARTMENT OF VETERANS AFFAIRS

Advisory Committee on Minority Veterans, Notice of Meeting

The Department of Veterans Affairs (VA), in accordance with Public Law 103–446, gives notice that a meeting of the Advisory Committee on Minority Veterans will be held from Monday, November 13 to Wednesday, November 15, 2000, at the VA Medical and Regional Office Center (VAMROC) located at 1601 Kirkwood Highway, Wilmington, DE 19805. The meeting will convene in the Director's conference room.

The purpose of the Committee is to advise the Secretary of Veterans Affairs on the administration of VA benefits and services for minority veterans, to assess the needs of minority veterans and to evaluate whether VA compensation, medical and rehabilitation services, outreach, and other programs are meeting those needs. The Committee will make recommendations to the Secretary regarding such activities.

On Monday, the Committee will focus on the Veterans Small Business and Entrepreneurial Act of 1999. The Associate Administrator for Veterans Affairs of the Small Business Administration (SBA) will brief the Committee on Veterans programs administered by SBA. Two other witnesses will brief the Committee on progress toward implementation of the Veterans Entrepreneurship and Small Business Development Act. The Committee will also be briefed on the status of its Sixth Annual Report and receive testimony from the Delaware State Director of Veterans Affairs and representatives of Community Based Organizations (CBO).

On Tuesday, the Committee will concentrate on VA programs and facilities located in the Pennsylvania/Delaware Valley. The Wilmington VAMROC Director will brief the Committee on issues impacting minority veterans who reside in the Wilmington area. The Committee will also tour the Philadelphia VA Regional Office and Insurance Center. In addition, the Committee will examine VA plans for sensitivity training and VA staffing to achieve a more diverse workforce.

On Wednesday, the Committee will examine opportunities for partnership between VA and the Health Care Finance Administration (HCFA) in an effort to determine how minority veterans can take advantage of medical care options available through Medicare and Medicaid. The Committee will also receive a presentation concerning VA research on ''Race Related Experience Scale for Asian American Veterans with PTSD.''

These sessions will be open to the public. Those wishing to attend the meeting should contact Mr. Anthony T. Hawkins, Department of Veterans Affairs at (202) 273–6708. No time will be allocated for receiving oral presentations from the public. However, the Committee will accept appropriate written comments from interested parties on issues affecting minority veterans. Such comments should be referred to the Committee at the following address: Advisory Committee on Minority Veterans, Center for Minority Veterans (00M), U.S. Department of Veterans Affairs, 810 Vermont Avenue, NW., Washington, DC 20420.

Dated: October 26, 2000.

By Direction of the Acting Secretary.

Marvin R. Eason,

Committee Management Officer.

[FR Doc. 00–28081 Filed 11–1–00; 8:45 am]

BILLING CODE 8320–01–M

Federal Register

Thursday,
November 2, 2000

Part II

Department of Veterans Affairs

38 CFR Part 17

Reasonable Charges for Medical Care or Services; Interim Final Rule and Notice

DEPARTMENT OF VETERANS AFFAIRS

38 CFR Part 17

RIN 2900–AK39

Reasonable Charges for Medical Care or Services

AGENCY: Department of Veterans Affairs.

ACTION: Interim final rule.

SUMMARY: This document amends the Department of Veterans Affairs (VA) medical regulations concerning ''reasonable charges'' for medical care or services provided or furnished by VA to a veteran:

- For a nonservice-connected disability for which the veteran is entitled to care (or the payment of expenses of care) under a health plan contract;
- For a nonservice-connected disability incurred incident to the veteran's employment and covered under a worker's compensation law or plan that provides reimbursement or indemnification for such care and services; or
- For a nonservice-connected disability incurred as a result of a motor vehicle accident in a State that requires automobile accident reparations insurance.

This document amends the regulations to update databases and other provisions for the purpose of providing more precise charges.

DATES: *Effective Date:* These amendments are effective November 2, 2000. Comments must be submitted by January 2, 2001.

ADDRESSES: Mail or hand-deliver written comments to: Director, Office of Regulations Management (02D), Department of Veterans Affairs, 810 Vermont Ave., NW, Room 1154, Washington, DC 20420; or fax comments to (202) 273–9289; or e-mail comments to *OGCRegulations@mail.va.gov*. Comments should indicate that they are submitted in response to ''RIN 2900–AK39.'' All comments received will be available for public inspection in the Office of Regulations Management, Room 1158, between the hours of 8 a.m. and 4:30 p.m., Monday through Friday (except holidays).

FOR FURTHER INFORMATION CONTACT: David Cleaver, VHA Revenue Office (174), Veterans Health Administration, Department of Veterans Affairs, 810 Vermont Avenue, NW., Washington, DC 20420, (202) 273–8210. (This is not a toll free number.)

SUPPLEMENTARY INFORMATION: This document amends VA's medical regulations that are set forth at 38 CFR part 17. More specifically, we are amending the regulations concerning ''reasonable charges'' for medical care or services provided or furnished by VA to a veteran:

(i) For a nonservice-connected disability for which the veteran is entitled to care (or the payment of expenses of care) under a health plan contract;

(ii) For a nonservice-connected disability incurred incident to the veteran's employment and covered under a worker's compensation law or plan that provides reimbursement or indemnification for such care and services; or

(iii) For a nonservice-connected disability incurred as a result of a motor vehicle accident in a State that requires automobile accident reparations insurance.

The regulations establish a methodology for ''reasonable charges'' for such medical care and services. The amount billed using this methodology consists of inpatient facility charges, skilled nursing facility/sub-acute inpatient facility charges, outpatient facility charges, physician charges, and other provider charges.

Under the provisions of 38 U.S.C. 1729, VA has the right to recover or collect its reasonable charges from a third party to the extent that the veteran or a provider of the care or services would be eligible to receive payment therefor from that third party if the care or services had not been furnished by a department or agency of the United States. With respect to a third-party payer liable under a health plan contract, consistent with the statutory authority, the third-party payer would have the option of paying, to the extent of its coverage, either the billed charges or the amount the third-party payer demonstrates it would pay for care or services furnished by providers other than entities of the United States for the same care or services in the same geographic area.

This document modifies the existing regulations in three primary ways, and also makes various other less significant improvements. First, the original formula used a number of databases for 1995 through 1998 which are now being updated to use the 1997 through 2000 versions of these files (*e.g.*, MedStat and MediCode databases). Second, a number of previously used data files are being replaced with more current and easier-to-use databases (*e.g.*, use the 1998 Medicare MedPAR database in lieu of the 1995 Medicare Standard Analytical File 5% Sample). Lastly, the term ''geographic area'', which was defined as the ''Metropolitan Statistical Area (MSA) or the local market, if the VA facility is not located in a MSA'', retains that definition for inpatient facility charges and skilled nursing facility/sub-acute inpatient facility charges, but is now defined as ''a three-digit ZIP Code locality'' for outpatient facility charges and physician charges. These changes and the various other improvements to the methodology are described in greater detail in the following paragraphs. These changes and improvements should not have a significant impact on any affected party, but will make this process more current, accurate, and logical.

The formulas for inpatient facility charges, skilled nursing facility/sub-acute inpatient facility charges, outpatient facility charges, and physician charges were designed to replicate, insofar as possible, the 80th percentile charge for a particular service in a specific location. We have made changes to ensure that the information used in the methodology is as current and precise as possible. As an example, the formula for outpatient facility charges included factors based on the 1995 MedStat claims database. We now are able to use the 1997 MedStat claims database. Therefore, we are changing the formula to use the updated database. We have made a number of other changes to obtain more precise information as explained below.

The formulas for inpatient facility charges, skilled nursing facility/sub-acute inpatient facility charges, outpatient facility charges, and physician charges include geographic area adjustment factors. The term ''geographic area'' was defined as the ''Metropolitan Statistical Area (MSA) or the local market, if the VA facility is not located in a MSA.'' This document retains this definition for inpatient facility charges and skilled nursing facility/sub-acute inpatient facility charges. However, for outpatient facility charges and physician charges this document changes the definition of geographic area to mean a three-digit ZIP Code locality. The three-digit ZIP Code methodology is more precise than the MSA and has been developed for outpatient facility charges and physician charges.

The formula for calculating inpatient facility charges includes per diem charges that are based in part on two nationwide databases. Previously, the formula used the 1995 Medicare Standard Analytical File 5% Sample and the 1995 MedStat claim database. We are amending the formula to use the 1998 Medicare MedPAR database in lieu of the 1995 Medicare Standard

Analytical 5% Sample. The 1998 Medicare MedPAR database is not only more current but also provides information in an easier-to-use format. We are also amending the formula to use the 1997 MedStat database in lieu of the 1995 MedStat database. This is a more current database of the same information. With these changes the formula will utilize the latest available data for calculating per diem charges.

The formula for inpatient facility charges includes charge component percentages. Previously, the formula used the 1995 Medicare Standard Analytical File 5% Sample. We are amending the formula to use the 1998 Medicare MedPAR database in lieu of the Medicare Standard Analytical 5% Sample. As noted above, the 1998 Medicare MedPAR database is not only more current but also provides information in an easier-to-use format.

The formula for skilled nursing facility/sub-acute inpatient facility charges includes per diem charges that are based on nationwide data concerning skilled nursing facility charges contained in the 1998 Milliman & Robertson, Inc. Health Cost Guidelines. We are amending the formula to use the data, which has been updated by Milliman & Robertson through July 1, 2000. With this change, the formula will use the latest available data for calculating per diem charges.

The formula for outpatient facility charges includes charge factors that are based on the 1995 MedStat claims database of nationwide commercial insurance. We are amending the formula to use the 1997 MedStat claims database of nationwide commercial insurance. With this change, the formula will use the latest available data for calculating the charge factors.

The formula for outpatient facility charges included 37 Current Procedural Terminology (CPT) procedure code groups from which the median charge was used for calculating the charge factors. We are amending the formula to use 45 CPT procedure code groups instead of the previous 37 to better group together those CPT procedure codes with similar characteristics. This will help ensure more accurate results for the charge factors.

Previously, the formula for outpatient facility charges established 80th percentile charge levels using two databases, MediCode and MedStat. The formula is changed to use the MedStat database for all CPT code groups since it contains all of the information needed for this purpose.

For physician charges other than anesthesia charges, in general, we have established several methods for determining charges depending on the availability of information. Under the regulations, we employ methodology to provide the most precise charges. If work expense and practice expense Relative Value Units (RVUs) are established under Medicare, we employ methodology utilizing these factors. This enables us to use three geographic area adjustment factors (GAAFs) in calculating charges for each of these CPT procedure codes: one for the work expense RVUs, one for the practice expense RVUs, and one for the conversion factor. When work expense and practice expense RVUs are not available from Medicare, we use methodology based on total RVUs derived from Medicare's Clinical Diagnostic Laboratory Fee Schedule. For each of these CPT procedure codes, we are able to use two GAAFs in calculating the charges: one for the total RVUs and one for the conversion factor. If neither of these methods is available, we use methodology based directly on billed charges. For each of these CPT procedure codes, we develop total RVUs and a conversion factor, using one GAAF for RVUs and one GAAF for the conversion factor. As a last resort, if none of the above are available, we use methodology based on work expense and practice expense RVUs obtained from St. Anthony's RBRVS (Resource Based Relative Value Scale). For each of these CPT procedure codes, we develop total RVUs and a conversion factor, using one GAAF for RVUs and one GAAF for the conversion factor. Consistent with these principles, we are making changes based on new information to establish more precise charges for CPT procedure codes. The largest group of CPT procedure codes to be changed involves laboratory and pathology. Previously, we developed nationwide charges for these CPT procedure codes, to which we applied a single GAAF. We are now changing the methodology to develop total RVUs for these CPT procedure codes, enabling us to use two GAAFs, one for the total RVUs and one for the conversion factor.

With respect to the formula for physician charges, to make charges for laboratory and pathology CPT procedure codes more accurately reflect 80th percentile charges, we adjusted the relativities for laboratory and pathology charges by including the 2000 RBRVS work and practice expense RVUs, representing the professional component of these procedures, when applicable.

We have deleted provisions in the physician charges formula providing for the Medicare work adjuster. This was used as a budget constraint factor designed for use in past years for Medicare calculations. This is no longer being used for Medicare calculations and, therefore, we are also deleting it from our formula.

The formula for physician charges included facility-adjusted work expense and practice expense RVUs for most CPT procedure codes and base unit values for anesthesia CPT procedure codes. Previously, the formula used information from the 1998 Medicare Geographic Practice Cost Index, 1998 Medicare RBRVS Unit Values, and 1998 St. Anthony's Complete RBRVS. We are amending the formula to use the 2000 Medicare Geographic Practice Cost Index, 2000 Medicare RBRVS Unit Values, and the 2000 St. Anthony's RBRVS. With these changes the formula will use the latest available data for calculating physician charges.

The formula for physician charges also included the Health Insurance Association of America nationwide commercial insurance database for obtaining the 80th percentile charge for facility-adjusted 80th percentile conversion factors. We have instead used the charge data compiled by MediCode since it is easier to use for this purpose.

The methodology for inpatient facility charges, skilled nursing facility/sub-acute inpatient facility charges, outpatient facility charges, and physician charges includes trending to update charges based on changes to the consumer price index. This methodology is updated to reflect changes described above regarding updated databases. This methodology is also amended to reflect that charges are trended to the midpoint of the calendar year in which the charges will be effective.

All of the above changes made by this document are for the purpose of adding precision to charges.

Also, changes are made to the regulations for purposes of clarification.

Administrative Procedure Act

This document amends the regulations to update databases and other provisions for the purpose of providing more precise charges. Although some charges might be slightly different, overall these changes would not affect total VA charges. Under these circumstances, we have concluded under 5 U.S.C. 553 that there is good cause for dispensing with prior notice and comment and a delayed effective date based on the conclusion that such procedure is impracticable, unnecessary, and contrary to the public interest.

Unfunded Mandates

The Unfunded Mandates Reform Act requires (in section 202) that agencies prepare an assessment of anticipated costs and benefits before developing any rule that may result in an expenditure by State, local, or tribal governments, in the aggregate, or by the private sector of $100 million or more in any given year. This rule would have no consequential effect on State, local, or tribal governments.

Executive Order 12866

The Office of Management and Budget has reviewed this proposed rule under Executive Order 12866.

Regulatory Flexibility Act

The Secretary hereby certifies that this rule will not have a significant economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act, 5 U.S.C. 601–612. This rule would affect mainly large insurance companies and where small entities are involved they would not be impacted significantly since most of their business is not with VA. Accordingly, pursuant to 5 U.S.C. 605(b), this rule is exempt from the initial and final regulatory flexibility analysis requirements of sections 603 and 604.

The Catalog of Federal domestic assistance numbers for the programs affected by this rule are 64.005, 64.007.64.008, 64,009, 64.010, 64.011, 64.012, 64.013, 64.014, 64.015, 64.016, 64.018, 64.019, 64.022, and 64.025.

List of Subjects in 38 CFR Part 17

Administrative practice and procedure, Alcohol abuse, Alcoholism, Claims, Day care, Dental health, Drug abuse, Foreign relations, Government contracts, Grant programs-health, Grant programs-veterans, Health care, Health facilities, Health professions, Health records, Homeless, Medical and dental schools, Medical devices, Medical research, Mental health programs, Nursing homes, Philippines, Reporting and recordkeeping requirements, Scholarships and fellowships, Travel and transportation expenses, Veterans.

Approved: August 30, 2000.

Hershel W. Gober,

Acting Secretary of Veterans Affairs.

For the reasons set out in the preamble, 38 CFR part 17 is amended as set forth below:

PART 17—MEDICAL

1. The authority citation for part 17 continues to read as follows:

Authority: 38 U.S.C. 501, 1721, unless otherwise noted.

2. Section 17.101 is amended by:

A. In paragraph (a)(4), revising the definition of *Geographic area.*

B. In paragraph (b)(2) introductory text, revising the first sentence; and by removing ''their 1995 base'' from the fifth sentence and adding, in its place ''1998''.

C. In paragraph (b)(2)(i), removing ''Medicare Standard Analytical File 5% Sample'' and adding, in its place, ''MedPAR file''.

D. In paragraph (b)(2)(ii), removing ''Medicare'' and adding, in its place, ''1995 Medicare''.

E. Revising paragraph (b)(2)(iii).

F. In paragraph (c)(2) introductory text, removing ''1998'' each time it appears and adding, in its place, ''2000''.

G. Revising paragraph (c)(2)(ii).

H. Revising paragraph (d)(3).

I. In paragraph (e)(1), removing ''and pathology'' each time it appears.

J. In the paragraph (e)(2)(i) heading and in the remaining text of the paragraph, removing '', pathology,''.

K. In paragraph (e)(2)(i), introductory text, removing ''(e)(2)(ii) and (e)((2)((iii)'' and adding, in its place, ''(e)(2)(ii) through (e)(2)(iv).

L. Revising paragraph (e)(2)(i)(A).

M. In paragraph (e)(2)(i)(B), removing ''1998'' each time it appears and adding, in its place, ''2000''.

N. Revising paragraphs (e)(2)(ii) through (e)(2)(iv); and adding new (e)(2)(v).

O. In paragraph (e)(3), introductory text, removing ''1998'' and adding, ''2000''.

P. In paragraph (e)(3); removing ''insurance data base compiled by the Health Insurance Association of America, 555 13th Street NW, Suite 600E, Washington, D.C. 20004 (medical data for 5/1/96–4/30/97, including radiology and pathology; surgical data for 3/1/96–2/28/97; anesthesia data for 3/1/96–2/28/97)).'' and adding, in its place, ''charge database compiled by MediCode, Inc., 5225 Wiley Post Way, Suite 500, Salt Lake City, Utah 84116).''

Q. In paragraph (e)(3)(ii), removing ''representing charges for time periods detailed'' and adding, in its place, ''representing charge levels described''.

R. In paragraph (e)(3)(ii), removing ''for the period August 1998 through September 1999, and for each 12-month calendar year period thereafter, beginning January 1, 2000'';

S. In paragraph (e)(3)(ii), removing ''effective charge period'' and adding, in its place, ''calendar year in which charges will be effective''.

T. Revising paragraph (e)(4) introductory text.

U. In paragraph (e)(4)(i), removing ''1998'' each time it appears and adding, in its place, ''2000''; and by removing ''anesthesia time unit'' and adding, in its place, ''anesthesia average time unit''.

The additions and revisions read as follows:

§ 17.101 Collection or recovery by VA for medical care or services provided or furnished to a veteran for a non-service connected disability.

(a) * * *

(4) * * *

Geographic area, for purposes of inpatient facility and skilled nursing facility/sub-acute inpatient facility charges, means Metropolitan Statistical Area (MSA) or the local market, if the VA facility is not located in an MSA; and for outpatient facility charges and physician charges, means a three-digit ZIP Code locality.

* * * * *

(b) * * *

(2) * * * To establish a baseline, two nationwide average per diem charges for each DRG are calculated for fiscal year 1998, one from the 1998 Medicare MedPAR file and one from the MedStat claim database, a database of nationwide commercial insurance claims. Because the MedStat data is based on calendar year 1997, the MedStat charges were trended forward at an annual trend rate of 2.7%, based on the Inpatient Hospital component of the CPI–U. * * *

* * * * *

(iii) *Trending forward.* 80th percentile charges for each DRG, representing charge levels described in (b)(2) of this section, are trended forward based on changes to the hospital inpatient component of the CPI–U. Actual CPI–U changes are used through the latest available month for room/board and ancillary charges. Trends from the latest available month to the midpoint of the calendar year in which charges become effective are based on the latest three-month average annual trend rate from the Inpatient Hospital component of the CPI–U. The projected total CPI trend is then applied to the 1998 80th percentile charges.

* * * * *

(c) * * *

(2) * * *

(ii) *Trending forward.* The 80th percentile charge is trended forward to the midpoint of the calendar year in which the charges will be effective, based on the projected change in Medicare reimbursement from the Annual Report of the Board of Trustees of the Federal Hospital Insurance Trust Fund (this report can be found on the

Health Care Financing Administration Internet site at *http://www.hcfa.gov/* under the headings ''Publications and Forms'' and ''Professional/Technical Publications'').

* * * * *

(d) * * *

(3) *Charge factors.* Using the 1997 MedStat claims database of nationwide commercial insurance, the median billed facility charge is calculated for each applicable CPT procedure code. All outpatient facility CPT procedure codes are then separated into one of the 45 outpatient facility CPT procedure code groups as set forth in paragraph (d)(3)(i) of this section. Then, for each CPT procedure code in each such group, the median charge is adjusted to the 80th percentile as set forth in paragraph (d)(3)(ii) of this section. The resulting 80th percentile charge for each CPT procedure code is trended forward to the effective time period for the charges as set forth in paragraph d)(3)(iii) of this section. Using the resulting charges and the RVUs, mathematical approximation methodology based on least squares techniques is applied to the data for each CPT procedure code group to derive outpatient facility charges. For each CPT procedure code, the charge amount is calculated as an amount per incremental RVU and a fixed charge amount adjustment.

(i) *Outpatient facility CPT procedure code groups.*

(A) Surgery—Integumentary System—Skin, Subcutaneous & Accessory Structures/Nails;

(B) Surgery—Integumentary System—Repair—Simple, Intermediate, Complex, Adjacent Tissue Transfer or Rearrangement;

(C) Surgery—Integumentary System—Not Otherwise Classified;

(D) Surgery—Musculoskeletal System—Not Otherwise Classified;

(E) Surgery—Musculoskeletal System—Incision/Excision/Introduction/Removal;

(F) Surgery—Musculoskeletal System—Repair/Revison/Reconstruction/Arthrodesis/Manipulation/Amputation;

(G) Surgery—Musculoskeletal System—Fracture/Dislocation-Closed Treatment;

(H) Surgery—Musculoskeletal System—Fracture/Dislocation-Open Treatment;

(I) Surgery—Musculoskeletal System—Application of Casts and Strapping;

(J) Surgery—Musculoskeletal System—Endoscopy/Arthroscopy;

(K) Surgery—Respiratory System;

(L) Surgery—Cardiovascular System;

(M) Surgery—Digestive System—Not Otherwise Classified;

(N) Surgery—Digestive System—Endoscopy;

(O) Surgery—Urinary System;

(P) Surgery—Male Genital System;

(Q) Surgery—Female Genital System;

(R) Surgery—Maternity Care and Delivery;

(S) Surgery—Endocrine System/Nervous System;

(T) Surgery—Eye/Ocular Adnexa;

(U) Surgery—Auditory System;

(V) Radiology—Diagnostic—Head & Neck/Chest/Spine & Pelvis;

(W) Radiology—Diagnostic—Extremities/Abdomen/Gastrointestinal Tract/Urinary Tract/Gynecological & Obstetrical/Heart;

(X) Radiology—Diagnostic—Aorta & Arteries/Veins & Lymphatics;

(Y) Radiology—Diagnostic Ultrasound;

(Z) Radiology—Radiation Oncology/Nuclear Medicine/Therapeutic;

(AA) Radiology—Diagnostic—CAT Scans;

(BB) Radiology—Diagnostic—Magnetic Resonance Imaging (MRI);

(CC) Medicine—Vaccines/Toxoids;

(DD) Medicine—Therapeutic or Diagnostic Infusions (Excludes Chemotherapy)/Therapeutic, Prophylactic, or Diagnostic Injections;

(EE) Medicine—Psychiatry/Biofeedback;

(FF) Medicine—Dialysis;

(GG) Medicine—Gastroenterology;

(HH) Medicine—Ophthalmology/Special Otorhinolaryngologic Services;

(II) Medicine—Cardiovascular/Non-Invasive Vascular Diagnostic Studies;

(JJ) Medicine—Pulmonary;

(KK) Medicine—Neurology & Neuromuscular Procedures/Central Nervous System Assessments & Tests;

(LL) Medicine—Chemotherapy Administration;

(MM) Medicine—Special Dermatological Procedures;

(NN) Medicine—Physical Medicine and Rehabilitation—Evaluation/Modalities; Photodynamic Therapy;

(OO) Medicine—Physical Medicine and Rehabilitation—Therapeutic Procedures/Tests and Measurements/Other Procedures; Osteopathic Manipulative Treatment/Chiropractic Manipulative Treatment/Special Services, Procedures, & Reports/Other Services and Procedures;

(PP) Medicine—Evaluation & Management—Consultations;

(QQ) Medicine—Evaluation & Management—Hospital Observation Services;

(RR) Medicine—Evaluation & Management—Emergency Department Services/Critical Care Services; and

(SS) Medicine—Evaluation & Management—General Ophthalmological Services/Office or Other Outpatient Services/Prolonged Services.

(ii) *80th percentile.* For each of the 45 outpatient facility CPT procedure code groups set forth in paragraph (d)(3)((i) of this section, the median charge is increased by the ratio of the 80th percentile charge to median charge obtained from the MedStat database of nationwide charges. To mitigate the impact of the variation in the intensity of services by CPT procedure code, the percent increase from the median to the 80th percentile in outpatient charges is compared to the percent increase from the median to the 80th percentile in inpatient semi-private room and board charges. Any percent increase in outpatient charges in excess of the inpatient semi-private room and board percent increase is multiplied by a factor of 0.50. The 80th percentile outpatient facility charge is reduced accordingly.

(iii) *Trending forward.* The charges for each CPT procedure code, representing charge levels described in paragraph (d)(3) of this section, are trended forward to the midpoint of the calendar year in which the charges will be effective. The trend factors are based on changes to the Outpatient Hospital component of the CPI–U. Actual CPI–U changes are used through the latest available month. The three-month average annual trend rate as of the latest available month is held constant to the midpoint of the effective charge period. The projected total CPI–U change from the source data period to the effective period is then applied to the 80th percentile charges, as described in paragraph (d)(3) of this section.

* * * * *

(e) * * *

(2) * * *

(i) * * *

(A) *Facility-adjusted work expense RVUs.* For each CPT procedure code for each geographic area, the 2000 work expense RVU is multiplied by the work expense 2000 Medicare Geographic Practice Cost Index. The result constitutes the facility-adjusted work expense RVU.

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(ii) *RVUs based on laboratory and pathology CPT codes based on Medicare's Clinical Diagnostic Laboratory Fee Schedule.* For CPT procedure codes without modifiers that are not assigned separately identified work and practice units (in (e)(2)(i) of this section), total RVUs are developed based on the 2000 edition of Medicare's

Clinical Diagnostic Laboratory Fee Schedule (found on the Health Care Financing Administration public use files Internet site at *http://www.hcfa.gov/stats/pufiles.htm* under the heading ''Payment Rates/ Non-Institutional Providers'' and the title ''Clinical Diagnostic Laboratory Fee Schedule''). Such Medicare payment amounts are upwardly adjusted such that the payment level is, on average, equivalent to standard RBRVS payment levels, using statistical comparisons to the 80th percentile derived from the MediCode charge database. These adjusted payment amounts are then divided by the 2000 Medicare conversion factor to derive RVUs corresponding to each CPT code. The total RVUs are added to the 2000 RBRVS work and practice expense RVUs for the corresponding professional component (if any) of a given CPT procedure code to derive nationwide total RVUs. The resulting nationwide total RVUs are multiplied by the geographic adjustment factors as set forth in paragraph (e)(2)(v) of this section to obtain the facility-specific total RVUs.

(iii) *RVUs for specified CPT procedure codes.* For CPT procedure codes without modifiers that are not assigned RVUs in (e)(2)(i) or (e)((2)(ii) of this section, total RVUs are developed based on various charge databases. For the following CPT procedure codes, the nationwide 80th percentile billed charges are obtained from the nationwide commercial insurance data base compiled by the Health Insurance Association of America (Health Insurance Association of America, 555 13th Street, NW, suite 600E, Washington, DC 20004): 15876, 15877, 15878, 15879, 21088, 21089, 26587, 32850, 33940, 36468, 36469, 47133, 48550, 69710, 76140, 78990, 79900, 92390, 92391, 99024, 99071, 99075, 99078, 99080, 99082, 99090, 99100, 99116, 99135, 99140, 99288, 99420, 99450, 99455, 99456. For the following CPT procedure codes, the nationwide 80th percentile billed charges are obtained from the Medicare Standard Analytical File 5% Sample: 23929, 26989, 29909, 86849, 90749, 96549, 99070, 99429. For the following CPT procedure codes, the nationwide 80th percentile billed charges are obtained from the MediCode data: 15824, 15825, 15826, 15828, 15829, 17380, 20930, 20936, 22841, 24940, 36415, 38792, 41820, 41821, 41850, 41870, 48160, 50300, 54440, 58974, 65760, 65765, 65767, 65771, 69090, 80050, 80055, 80103, 82251, 86485, 86586, 86850, 86860, 86870, 86890, 86891, 86901, 86910, 86911, 86915, 86920, 86921, 86922, 86927, 86930, 86931, 86932, 86945, 86950, 86965, 86970, 86971, 86972, 86975, 86976, 86977, 86978, 86985, 88000, 88005, 88007, 88012, 88014, 88016, 88020, 88025, 88027, 88028, 88029, 88036, 88037, 88040, 88045, 88142, 88143, 88144, 88145, 88147, 88148, 89250, 90371, 90375, 90376, 90389, 90471, 90472, 90585, 90586, 90632, 90633, 90634, 90645, 90646, 90647, 90648, 90657, 90658, 90659, 90665, 90675, 90680, 90690, 90691, 90882, 90889, 90989, 90993, 92531, 92532, 92533, 92534, 92590, 92591, 92592, 92593, 92594, 92595, 92992, 92993, 93786, 93788, 93790, 94642, 95120, 95125, 95130, 95131, 95132, 95133, 95134, 96110, 99000, 99001, 99002, 99025, 99050, 99052, 99054, 99056, 99058, 99190, 99191, 99192, 99358, 99359, 99360, 99361, 99362, 99371, 99372, and 99373. The nationwide 80th percentile billed charges so obtained are divided by the untrended nationwide conversion factor for the corresponding physician CPT procedure code group as set forth in paragraphs (e)(3) and (e)(3)(i) of this section. The resulting nationwide total RVUs are multiplied by the geographic adjustment factors as set forth in paragraph (e)(2)(v) of this section to obtain the facility-specific total RVUs.

(iv) *RVUs for specified CPT procedure codes.* For CPT procedure codes without modifiers that are not assigned RVUs in paragraphs (e)(2)(i), (e)(2)(ii), or (e)(2)(iii) of this section, the nationwide total RVU is calculated by summing the work expense and practice expense RVUs found in the 2000 St. Anthony's Complete RBRVS (available from Relative Value Studies, Inc., St. Anthony Publishing, 11410 Isaac Newton Square, Reston, VA 20190): 38120, 44201, 60650, 76092, 76350, 78351, 93000, 93040, 93224, 93230, 93235, 93268, 93720, 93760, 93762, 93784, 99185, 99186. The resulting nationwide total RVUs are multiplied by the geographic adjustment factors as set forth in paragraph (e)(2)(v) of this section to obtain the facility-specific total RVUs.

(v) *RVU geographic area adjustment factors for specified CPT procedure codes.* The geographic area adjustment factor for each facility location consists of the weighted average of the 2000 work expense and practice expense Medicare Geographic Practice Cost Indices for each facility location using charge data for representative CPT procedure codes statistically selected and weighted for work expense and practice expense.

* * * * *

(4) *Nationwide 80th percentile charges for anesthesia CPT procedure codes.* The nationwide charges are calculated by multiplying the RVUs as set forth in paragraph (e)(4)(i) of this section by the appropriate nationwide trended 80th percentile conversion factors as set forth in paragraph (e)(3) of this section.

[FR Doc. 00–27721 Filed 11–1–00; 8:45 am]

BILLING CODE 8320–01–P

DEPARTMENT OF VETERANS AFFAIRS

Reasonable Charges for Medical Care or Services

AGENCY: Department of Veterans Affairs.

ACTION: Notice.

SUMMARY: This document provides ''reasonable charges'' for medical care or services provided or furnished by VA to a veteran:

- For a nonservice-connected disability for which the veteran is entitled to care (or the payment of expenses of care) under a health plan contract;
- For a nonservice-connected disability incurred incident to the veteran's employment and covered under a worker's compensation law or plan that provides reimbursement or indemnification for such care and services; or
- For a nonservice-connected disability incurred as a result of a motor vehicle accident in a State that requires automobile accident reparations insurance.

FOR FURTHER INFORMATION CONTACT: David Cleaver, VHA Revenue Office (174), Veterans Health Administration, Department of Veterans Affairs, 810 Vermont Avenue, NW, Washington, DC 20420, (202) 273–8210. (This is not a toll free number.)

SUPPLEMENTARY INFORMATION: The ''reasonable charges'' regulations for medical care or services (38 CFR 17.101), as amended by a companion document published in this Part II of this issue of the **Federal Register**, have established the methodology for inpatient facility charges at § 17.101(b), the methodology for skilled nursing facility/sub-acute inpatient facility charges at § 17.101(c), the methodology for outpatient facility charges at § 17.101(d), and the methodology for physician charges at § 17.101(e). Using these methodologies, information for calculating actual charge amounts at individual VA facilities is set forth below and is effective beginning November 2, 2000, and until changed in a **Federal Register** notice.

Approved: August 30, 2000.

Hershel W. Gober,

Acting Secretary of Veterans Affairs.

BILLING CODE 8320–01–P

TABLE A. — INPATIENT FACILITY NATIONWIDE PER DIEM CHARGES; BY DRG (DIAGNOSIS RELATED GROUP)

DRG	Description	Surgical/ Non-Surgical Indicator	Per Diem Charge	
			Room & Board	Ancillary
001	Craniotomy Age >17 Except For Trauma	S	$1,268.66	$3,395.38
002	Craniotomy For Trauma Age >17	S	$1,316.48	$2,968.27
003	Craniotomy Age 0-17	S	$1,543.52	$4,014.70
004	Spinal Procedures	S	$993.03	$3,108.88
005	Extracranial Vascular Procedures	S	$1,009.75	$4,150.38
006	Carpal Tunnel Release	S	$773.74	$2,328.37
007	Periph & Cranial Nerve & Other Nerv Syst Proc W Cc	S	$838.24	$1,991.60
008	Periph & Cranial Nerve & Other Nerv Syst Proc W/O Cc	S	$870.21	$4,500.17
009	Spinal Disorders & Injuries	N	$727.39	$1,003.17
010	Nervous System Neoplasms W Cc	N	$734.29	$1,213.85
011	Nervous System Neoplasms W/O Cc	N	$736.46	$1,147.94
012	Degenerative Nervous System Disorders	N	$753.73	$670.98
013	Multiple Sclerosis & Cerebellar Ataxia	N	$607.44	$778.17
014	Specific Cerebrovascular Disorders Except Tia	N	$742.75	$1,313.09
015	Transient Ischemic Attack & Precerebral Occlusions	N	$847.01	$1,637.53
016	Nonspecific Cerebrovascular Disorders W Cc	N	$715.27	$1,348.51
017	Nonspecific Cerebrovascular Disorders W/O Cc	N	$866.85	$1,312.36
018	Cranial & Peripheral Nerve Disorders W Cc	N	$766.88	$1,364.96
019	Cranial & Peripheral Nerve Disorders W/O Cc	N	$702.93	$1,149.95
020	Nervous System Infection Except Viral Meningitis	N	$868.86	$1,961.57
021	Viral Meningitis	N	$829.85	$1,766.23
022	Hypertensive Encephalopathy	N	$909.39	$1,563.64
023	Nontraumatic Stupor & Coma	N	$854.25	$1,372.60
024	Seizure & Headache Age >17 W Cc	N	$866.55	$1,519.54
025	Seizure & Headache Age >17 W/O Cc	N	$803.20	$1,263.79
026	Seizure & Headache Age 0-17	N	$1,019.35	$1,745.13
027	Traumatic Stupor & Coma, Coma >1 Hr	N	$966.31	$1,673.35
028	Traumatic Stupor & Coma, Coma <1 Hr Age >17 W Cc	N	$870.97	$1,395.04
029	Traumatic Stupor & Coma, Coma <1 Hr Age >17 W/O Cc	N	$709.67	$999.63
030	Traumatic Stupor & Coma, Coma <1 Hr Age 0-17	N	$1,038.75	$1,617.82
031	Concussion Age >17 W Cc	N	$1,016.39	$1,777.36
032	Concussion Age >17 W/O Cc	N	$1,153.30	$1,977.88
033	Concussion Age 0-17	N	$1,175.19	$2,046.11
034	Other Disorders Of Nervous System W Cc	N	$841.10	$1,344.17
035	Other Disorders Of Nervous System W/O Cc	N	$749.39	$937.49
036	Retinal Procedures	S	$641.34	$3,958.22
037	Orbital Procedures	S	$846.96	$2,638.55
038	Primary Iris Procedures	S	$883.71	$1,583.43
039	Lens Procedures With Or Without Vitrectomy	S	$838.55	$2,665.66
040	Extraocular Procedures Except Orbit Age >17	S	$793.19	$2,293.94
041	Extraocular Procedures Except Orbit Age 0-17	S	$793.19	$2,293.94
042	Intraocular Procedures Except Retina, Iris & Lens	S	$788.63	$2,947.27
043	Hyphema	N	$674.92	$652.56
044	Acute Major Eye Infections	N	$756.54	$841.79
045	Neurological Eye Disorders	N	$834.31	$1,669.83
046	Other Disorders Of The Eye Age >17 W Cc	N	$945.48	$1,499.61
047	Other Disorders Of The Eye Age >17 W/O Cc	N	$730.64	$847.68
048	Other Disorders Of The Eye Age 0-17	N	$382.27	$564.28
049	Major Head & Neck Procedures	S	$1,024.66	$3,887.93
050	Sialoadenectomy	S	$978.12	$4,961.06
051	Salivary Gland Procedures Except Sialoadenectomy	S	$837.02	$2,861.75
052	Cleft Lip & Palate Repair	S	$995.79	$4,435.01
053	Sinus & Mastoid Procedures Age >17	S	$850.88	$3,373.39
054	Sinus & Mastoid Procedures Age 0-17	S	$850.88	$3,373.39
055	Miscellaneous Ear, Nose, Mouth & Throat Procedures	S	$995.64	$3,272.14
056	Rhinoplasty	S	$1,038.98	$4,106.02
057	T&A Proc, Except Tonsillectomy &/Or Adenoidectomy Only, Age >17	S	$825.50	$2,121.13
058	T&A Proc, Except Tonsillectomy &/Or Adenoidectomy Only, Age 0-17	S	$825.50	$2,121.13
059	Tonsillectomy &/Or Adenoidectomy Only, Age >17	S	$769.51	$2,111.14
060	Tonsillectomy &/Or Adenoidectomy Only, Age 0-17	S	$769.51	$2,111.14

TABLE A. — INPATIENT FACILITY NATIONWIDE PER DIEM CHARGES; BY DRG (DIAGNOSIS RELATED GROUP) — Continued

DRG	Description	Surgical/ Non-Surgical Indicator	Per Diem Charge	
			Room & Board	Ancillary
061	Myringotomy W Tube Insertion Age >17	S	$920.25	$2,632.24
062	Myringotomy W Tube Insertion Age 0-17	S	$939.01	$2,685.87
063	Other Ear, Nose, Mouth & Throat O.R. Procedures	S	$1,270.82	$3,940.40
064	Ear, Nose, Mouth & Throat Malignancy	N	$731.13	$1,247.85
065	Dysequilibrium	N	$828.11	$1,459.98
066	Epistaxis	N	$861.36	$1,331.34
067	Epiglottitis	N	$1,053.81	$1,690.61
068	Otitis Media & Uri Age >17 W Cc	N	$627.86	$1,180.59
069	Otitis Media & Uri Age >17 W/O Cc	N	$624.12	$1,124.69
070	Otitis Media & Uri Age 0-17	N	$913.89	$1,704.48
071	Laryngotracheitis	N	$692.70	$1,188.17
072	Nasal Trauma & Deformity	N	$1,416.75	$2,255.88
073	Other Ear, Nose, Mouth & Throat Diagnoses Age >17	N	$799.26	$1,428.78
074	Other Ear, Nose, Mouth & Throat Diagnoses Age 0-17	N	$826.05	$1,476.67
075	Major Chest Procedures	S	$1,021.57	$2,860.43
076	Other Resp System O.R. Procedures W Cc	S	$985.15	$2,306.85
077	Other Resp System O.R. Procedures W/O Cc	S	$963.99	$2,495.19
078	Pulmonary Embolism	N	$834.38	$1,543.80
079	Respiratory Infections & Inflammations Age >17 W Cc	N	$780.82	$1,655.94
080	Respiratory Infections & Inflammations Age >17 W/O Cc	N	$699.63	$1,190.54
081	Respiratory Infections & Inflammations Age 0-17	N	$764.97	$1,613.51
082	Respiratory Neoplasms	N	$755.11	$1,491.02
083	Major Chest Trauma W Cc	N	$773.28	$1,326.20
084	Major Chest Trauma W/O Cc	N	$936.07	$1,372.59
085	Pleural Effusion W Cc	N	$774.64	$1,497.48
086	Pleural Effusion W/O Cc	N	$752.38	$1,330.94
087	Pulmonary Edema & Respiratory Failure	N	$751.18	$1,896.33
088	Chronic Obstructive Pulmonary Disease	N	$693.70	$1,341.78
089	Simple Pneumonia & Pleurisy Age >17 W Cc	N	$738.78	$1,388.56
090	Simple Pneumonia & Pleurisy Age >17 W/O Cc	N	$686.21	$1,135.84
091	Simple Pneumonia & Pleurisy Age 0-17	N	$857.28	$1,599.76
092	Interstitial Lung Disease W Cc	N	$795.08	$1,546.04
093	Interstitial Lung Disease W/O Cc	N	$715.47	$1,263.71
094	Pneumothorax W Cc	N	$749.97	$1,403.01
095	Pneumothorax W/O Cc	N	$693.06	$1,179.04
096	Bronchitis & Asthma Age >17 W Cc	N	$728.84	$1,339.30
097	Bronchitis & Asthma Age >17 W/O Cc	N	$703.89	$1,199.42
098	Bronchitis & Asthma Age 0-17	N	$713.90	$1,286.75
099	Respiratory Signs & Symptoms W Cc	N	$765.15	$1,740.99
100	Respiratory Signs & Symptoms W/O Cc	N	$754.66	$1,776.31
101	Other Respiratory System Diagnoses W Cc	N	$824.83	$1,631.73
102	Other Respiratory System Diagnoses W/O Cc	N	$779.33	$1,416.14
103	Heart Transplant	S	$1,553.71	$4,394.81
104	Cardiac Valve & Other Major Cardiothoracic Proc W Cardiac Cath	S	$1,316.29	$6,773.35
105	Cardiac Valve & Other Major Cardiothoracic Proc W/O Cardiac Cath	S	$1,396.39	$6,695.70
106	Coronary Bypass W Ptca	S	$1,239.08	$7,187.26
107	Coronary Bypass W Cardiac Cath	S	$1,183.37	$5,328.79
108	Other Cardiothoracic Procedures	S	$1,411.02	$5,973.68
109	Coronary Bypass W/O Ptca Or Cardiac Cath	S	$1,280.45	$5,464.57
110	Major Cardiovascular Procedures W Cc	S	$1,167.98	$4,171.86
111	Major Cardiovascular Procedures W/O Cc	S	$1,073.61	$3,836.74
112	Percutaneous Cardiovascular Procedures	S	$1,068.31	$4,972.18
113	Amputation For Circ System Disorders Except Upper Limb & Toe	S	$834.64	$1,899.76
114	Upper Limb & Toe Amputation For Circ System Disorders	S	$769.56	$1,615.02
115	Prm Card Pacem Impl W Ami,Hrt Fail Or Shk,Or Aicd Lead Or Gnrtr Pr	S	$1,086.18	$4,156.33
116	Oth Perm Card Pacemak Impl Or Ptca W Coronary Artery Stent Implnt	S	$1,026.49	$6,306.24
117	Cardiac Pacemaker Revision Except Device Replacement	S	$1,151.96	$3,519.18
118	Cardiac Pacemaker Device Replacement	S	$1,049.53	$5,781.02
119	Vein Ligation & Stripping	S	$936.12	$2,611.01

TABLE A. — INPATIENT FACILITY NATIONWIDE PER DIEM CHARGES; BY DRG (DIAGNOSIS RELATED GROUP) — Continued

DRG	Description	Surgical/ Non-Surgical Indicator	Per Diem Charge	
			Room & Board	Ancillary
120	Other Circulatory System O.R. Procedures	S	$914.05	$2,218.21
121	Circulatory Disorders W Ami & Major Comp, Discharged Alive	N	$1,326.43	$2,346.32
122	Circulatory Disorders W Ami W/O Major Comp, Discharged Alive	N	$1,321.75	$2,590.49
123	Circulatory Disorders W Ami, Expired	N	$1,307.83	$3,108.29
124	Circulatory Disorders Except Ami, W Card Cath & Complex Diag	N	$1,156.10	$3,269.81
125	Circulatory Disorders Except Ami, W Card Cath W/O Complex Diag	N	$1,009.65	$3,846.39
126	Acute & Subacute Endocarditis	N	$915.37	$1,566.37
127	Heart Failure & Shock	N	$877.04	$1,415.20
128	Deep Vein Thrombophlebitis	N	$665.05	$861.69
129	Cardiac Arrest, Unexplained	N	$1,024.49	$2,663.04
130	Peripheral Vascular Disorders W Cc	N	$729.43	$1,175.14
131	Peripheral Vascular Disorders W/O Cc	N	$685.25	$890.72
132	Atherosclerosis W Cc	N	$1,304.36	$2,184.90
133	Atherosclerosis W/O Cc	N	$1,182.84	$1,878.66
134	Hypertension	N	$786.28	$1,222.62
135	Cardiac Congenital & Valvular Disorders Age >17 W Cc	N	$1,042.05	$1,616.32
136	Cardiac Congenital & Valvular Disorders Age >17 W/O Cc	N	$1,344.19	$1,936.14
137	Cardiac Congenital & Valvular Disorders Age 0-17	N	$1,977.11	$3,039.43
138	Cardiac Arrhythmia & Conduction Disorders W Cc	N	$909.47	$1,495.15
139	Cardiac Arrhythmia & Conduction Disorders W/O Cc	N	$973.36	$1,537.14
140	Angina Pectoris	N	$1,012.76	$1,699.52
141	Syncope & Collapse W Cc	N	$924.01	$1,504.41
142	Syncope & Collapse W/O Cc	N	$975.22	$1,593.16
143	Chest Pain	N	$978.45	$2,144.56
144	Other Circulatory System Diagnoses W Cc	N	$900.15	$1,881.86
145	Other Circulatory System Diagnoses W/O Cc	N	$900.29	$1,725.73
146	Rectal Resection W Cc	S	$866.21	$2,338.17
147	Rectal Resection W/O Cc	S	$970.20	$2,465.52
148	Major Small & Large Bowel Procedures W Cc	S	$868.28	$2,455.01
149	Major Small & Large Bowel Procedures W/O Cc	S	$786.37	$2,121.28
150	Peritoneal Adhesiolysis W Cc	S	$817.20	$2,171.63
151	Peritoneal Adhesiolysis W/O Cc	S	$751.16	$1,947.46
152	Minor Small & Large Bowel Procedures W Cc	S	$817.34	$2,081.24
153	Minor Small & Large Bowel Procedures W/O Cc	S	$758.01	$1,827.92
154	Stomach, Esophageal & Duodenal Procedures Age >17 W Cc	S	$1,036.44	$2,956.50
155	Stomach, Esophageal & Duodenal Procedures Age >17 W/O Cc	S	$946.39	$3,484.57
156	Stomach, Esophageal & Duodenal Procedures Age 0-17	S	$996.74	$2,880.45
157	Anal & Stomal Procedures W Cc	S	$820.61	$2,058.94
158	Anal & Stomal Procedures W/O Cc	S	$696.94	$2,223.61
159	Hernia Procedures Except Inguinal & Femoral Age >17 W Cc	S	$771.46	$2,391.46
160	Hernia Procedures Except Inguinal & Femoral Age >17 W/O Cc	S	$787.69	$2,784.73
161	Inguinal & Femoral Hernia Procedures Age >17 W Cc	S	$797.86	$2,349.70
162	Inguinal & Femoral Hernia Procedures Age >17 W/O Cc	S	$865.19	$3,432.57
163	Hernia Procedures Age 0-17	S	$779.07	$2,447.55
164	Appendectomy W Complicated Principal Diag W Cc	S	$843.07	$2,498.01
165	Appendectomy W Complicated Principal Diag W/O Cc	S	$863.79	$2,442.61
166	Appendectomy W/O Complicated Principal Diag W Cc	S	$767.50	$2,626.59
167	Appendectomy W/O Complicated Principal Diag W/O Cc	S	$752.74	$3,063.10
168	Mouth Procedures W Cc	S	$948.79	$2,623.05
169	Mouth Procedures W/O Cc	S	$926.79	$3,345.68
170	Other Digestive System O.R. Procedures W Cc	S	$915.75	$2,256.19
171	Other Digestive System O.R. Procedures W/O Cc	S	$946.74	$2,585.94
172	Digestive Malignancy W Cc	N	$813.62	$1,478.64
173	Digestive Malignancy W/O Cc	N	$744.32	$1,108.03
174	G.I. Hemorrhage W Cc	N	$843.95	$1,639.32
175	G.I. Hemorrhage W/O Cc	N	$843.85	$1,494.70
176	Complicated Peptic Ulcer	N	$776.86	$1,677.39
177	Uncomplicated Peptic Ulcer W Cc	N	$780.02	$1,739.45
178	Uncomplicated Peptic Ulcer W/O Cc	N	$673.44	$1,543.66

TABLE A. — INPATIENT FACILITY NATIONWIDE PER DIEM CHARGES; BY DRG (DIAGNOSIS RELATED GROUP) — Continued

DRG	Description	Surgical/ Non-Surgical Indicator	Per Diem Charge	
			Room & Board	Ancillary
179	Inflammatory Bowel Disease	N	$761.95	$1,337.71
180	G.I. Obstruction W Cc	N	$748.16	$1,385.28
181	G.I. Obstruction W/O Cc	N	$734.89	$1,114.71
182	Esophagitis, Gastroent & Misc Digest Disorders Age >17 W Cc	N	$711.65	$1,419.63
183	Esophagitis, Gastroent & Misc Digest Disorders Age >17 W/O Cc	N	$706.13	$1,484.01
184	Esophagitis, Gastroent & Misc Digest Disorders Age 0-17	N	$853.17	$1,718.89
185	Dental & Oral Dis Except Extractions & Restorations, Age >17	N	$964.37	$1,846.12
186	Dental & Oral Dis Except Extractions & Restorations, Age 0-17	N	$996.02	$1,906.71
187	Dental Extractions & Restorations	N	$876.26	$1,816.34
188	Other Digestive System Diagnoses Age >17 W Cc	N	$855.28	$1,683.59
189	Other Digestive System Diagnoses Age >17 W/O Cc	N	$990.53	$1,753.44
190	Other Digestive System Diagnoses Age 0-17	N	$968.70	$1,893.36
191	Pancreas, Liver & Shunt Procedures W Cc	S	$1,053.92	$3,110.92
192	Pancreas, Liver & Shunt Procedures W/O Cc	S	$968.53	$2,551.60
193	Biliary Tract Proc Except Only Cholecyst W Or W/O C.D.E. W Cc	S	$851.18	$2,384.30
194	Biliary Tract Proc Except Only Cholecyst W Or W/O C.D.E. W/O Cc	S	$790.80	$2,365.15
195	Cholecystectomy W C.D.E. W Cc	S	$854.88	$2,807.14
196	Cholecystectomy W C.D.E. W/O Cc	S	$736.26	$2,864.14
197	Cholecystectomy Except By Laparoscope W/O C.D.E. W Cc	S	$859.18	$2,591.77
198	Cholecystectomy Except By Laparoscope W/O C.D.E. W/O Cc	S	$771.40	$2,582.18
199	Hepatobiliary Diagnostic Procedure For Malignancy	S	$877.16	$2,249.11
200	Hepatobiliary Diagnostic Procedure For Non-Malignancy	S	$1,090.86	$3,225.00
201	Other Hepatobiliary Or Pancreas O.R. Procedures	S	$944.53	$2,211.20
202	Cirrhosis & Alcoholic Hepatitis	N	$939.57	$1,757.58
203	Malignancy Of Hepatobiliary System Or Pancreas	N	$835.03	$1,605.73
204	Disorders Of Pancreas Except Malignancy	N	$732.28	$1,609.67
205	Disorders Of Liver Except Malig,Cirr,Alc Hepa W Cc	N	$859.76	$1,595.15
206	Disorders Of Liver Except Malig,Cirr,Alc Hepa W/O Cc	N	$704.75	$1,251.93
207	Disorders Of The Biliary Tract W Cc	N	$808.45	$1,868.02
208	Disorders Of The Biliary Tract W/O Cc	N	$835.43	$2,024.76
209	Major Joint & Limb Reattachment Procedures Of Lower Extremity	S	$773.11	$4,285.54
210	Hip & Femur Procedures Except Major Joint Age >17 W Cc	S	$768.16	$2,407.91
211	Hip & Femur Procedures Except Major Joint Age >17 W/O Cc	S	$790.04	$2,484.84
212	Hip & Femur Procedures Except Major Joint Age 0-17	S	$775.70	$2,432.60
213	Amputation For Musculoskeletal System & Conn Tissue Disorders	S	$773.58	$1,853.90
214	No Longer Valid	S	$0.00	$0.00
215	No Longer Valid	S	$0.00	$0.00
216	Biopsies Of Musculoskeletal System & Connective Tissue	S	$883.62	$2,173.67
217	Wnd Debrid & Skn Grft Except Hand,For Muscskelet & Conn Tiss Dis	S	$933.59	$2,174.52
218	Lower Extrem & Humer Proc Except Hip,Foot,Femur Age >17 W Cc	S	$834.97	$2,908.18
219	Lower Extrem & Humer Proc Except Hip,Foot,Femur Age >17 W/O Cc	S	$813.88	$3,382.02
220	Lower Extrem & Humer Proc Except Hip,Foot,Femur Age 0-17	S	$849.84	$3,150.85
221	No Longer Valid	S	$0.00	$0.00
222	No Longer Valid	S	$0.00	$0.00
223	Major Shoulder/Elbow Proc, Or Other Upper Extremity Proc W Cc	S	$808.89	$3,893.79
224	Shoulder,Elbow Or Forearm Proc,Exc Major Joint Proc, W/O Cc	S	$818.19	$4,295.76
225	Foot Procedures	S	$886.44	$2,551.49
226	Soft Tissue Procedures W Cc	S	$858.13	$2,309.77
227	Soft Tissue Procedures W/O Cc	S	$822.34	$2,993.78
228	Major Thumb Or Joint Proc,Or Oth Hand Or Wrist Proc W Cc	S	$776.40	$2,596.47
229	Hand Or Wrist Proc, Except Major Joint Proc, W/O Cc	S	$823.08	$2,995.05
230	Local Excision & Removal Of Int Fix Devices Of Hip & Femur	S	$1,017.29	$2,811.72
231	Local Excision & Removal Of Int Fix Devices Except Hip & Femur	S	$829.24	$2,933.96
232	Arthroscopy	S	$888.62	$2,834.23
233	Other Musculoskelet Sys & Conn Tiss O.R. Proc W Cc	S	$833.27	$2,581.71
234	Other Musculoskelet Sys & Conn Tiss O.R. Proc W/O Cc	S	$832.84	$3,911.61
235	Fractures Of Femur	N	$568.10	$743.38
236	Fractures Of Hip & Pelvis	N	$575.56	$717.41
237	Sprains, Strains, & Dislocations Of Hip, Pelvis & Thigh	N	$722.65	$1,017.14

TABLE A. — INPATIENT FACILITY NATIONWIDE PER DIEM CHARGES; BY DRG (DIAGNOSIS RELATED GROUP) — Continued

DRG	Description	Surgical/ Non-Surgical Indicator	Per Diem Charge	
			Room & Board	Ancillary
238	Osteomyelitis	N	$625.38	$928.53
239	Pathological Fractures & Musculoskeletal & Conn Tiss Malignancy	N	$847.47	$1,269.02
240	Connective Tissue Disorders W Cc	N	$803.44	$1,522.97
241	Connective Tissue Disorders W/O Cc	N	$793.74	$921.88
242	Septic Arthritis	N	$831.63	$1,153.51
243	Medical Back Problems	N	$734.84	$1,097.16
244	Bone Diseases & Specific Arthropathies W Cc	N	$631.52	$833.90
245	Bone Diseases & Specific Arthropathies W/O Cc	N	$717.83	$828.76
246	Non-Specific Arthropathies	N	$797.99	$1,073.34
247	Signs & Symptoms Of Musculoskeletal System & Conn Tissue	N	$695.67	$928.45
248	Tendonitis, Myositis & Bursitis	N	$717.89	$976.55
249	Aftercare, Musculoskeletal System & Connective Tissue	N	$829.12	$1,378.70
250	Fx, Sprn, Strn & Disl Of Forearm, Hand, Foot Age >17 W Cc	N	$874.35	$1,326.60
251	Fx, Sprn, Strn & Disl Of Forearm, Hand, Foot Age >17 W/O Cc	N	$778.31	$1,009.80
252	Fx, Sprn, Strn & Disl Of Forearm, Hand, Foot Age 0-17	N	$1,442.16	$2,068.78
253	Fx, Sprn, Strn & Disl Of Uparm,Lowleg Ex Foot Age >17 W Cc	N	$778.26	$1,102.52
254	Fx, Sprn, Strn & Disl Of Uparm,Lowleg Ex Foot Age >17 W/O Cc	N	$807.86	$927.26
255	Fx, Sprn, Strn & Disl Of Uparm,Lowleg Ex Foot Age 0-17	N	$778.32	$1,033.92
256	Other Musculoskeletal System & Connective Tissue Diagnoses	N	$847.96	$1,151.91
257	Total Mastectomy For Malignancy W Cc	S	$816.94	$3,364.21
258	Total Mastectomy For Malignancy W/O Cc	S	$773.34	$3,833.05
259	Subtotal Mastectomy For Malignancy W Cc	S	$967.07	$3,425.76
260	Subtotal Mastectomy For Malignancy W/O Cc	S	$905.08	$5,000.59
261	Breast Proc For Non-Malignancy Except Biopsy & Local Excision	S	$867.52	$4,844.64
262	Breast Biopsy & Local Excision For Non-Malignancy	S	$840.22	$2,065.69
263	Skin Graft &/Or Debrid For Skn Ulcer Or Cellulitis W Cc	S	$690.22	$1,315.25
264	Skin Graft &/Or Debrid For Skn Ulcer Or Cellulitis W/O Cc	S	$660.51	$1,221.68
265	Skin Graft &/Or Debrid Except For Skin Ulcer Or Cellulitis W Cc	S	$976.41	$2,373.88
266	Skin Graft &/Or Debrid Except For Skin Ulcer Or Cellulitis W/O Cc	S	$921.71	$2,950.43
267	Perianal & Pilonidal Procedures	S	$666.11	$2,352.83
268	Skin, Subcutaneous Tissue & Breast Plastic Procedures	S	$1,080.58	$3,862.56
269	Other Skin, Subcut Tiss & Breast Proc W Cc	S	$818.97	$1,854.60
270	Other Skin, Subcut Tiss & Breast Proc W/O Cc	S	$798.76	$2,228.17
271	Skin Ulcers	N	$566.60	$867.95
272	Major Skin Disorders W Cc	N	$852.74	$1,306.50
273	Major Skin Disorders W/O Cc	N	$737.62	$1,040.55
274	Malignant Breast Disorders W Cc	N	$913.55	$1,217.53
275	Malignant Breast Disorders W/O Cc	N	$1,032.01	$876.00
276	Non-Maligant Breast Disorders	N	$949.49	$1,326.36
277	Cellulitis Age >17 W Cc	N	$729.56	$1,016.78
278	Cellulitis Age >17 W/O Cc	N	$702.99	$800.50
279	Cellulitis Age 0-17	N	$712.19	$956.00
280	Trauma To The Skin, Subcut Tiss & Breast Age >17 W Cc	N	$887.87	$1,371.77
281	Trauma To The Skin, Subcut Tiss & Breast Age >17 W/O Cc	N	$896.87	$1,208.20
282	Trauma To The Skin, Subcut Tiss & Breast Age 0-17	N	$882.95	$1,319.11
283	Minor Skin Disorders W Cc	N	$738.46	$1,060.76
284	Minor Skin Disorders W/O Cc	N	$714.67	$822.29
285	Amputat Of Lower Limb For Endocrine,Nutrit,& Metabol Disorders	S	$888.60	$1,753.72
286	Adrenal & Pituitary Procedures	S	$1,165.27	$3,530.32
287	Skin Grafts & Wound Debrid For Endoc, Nutrit & Metab Disorders	S	$1,094.43	$1,676.79
288	O.R. Procedures For Obesity	S	$1,041.00	$4,088.60
289	Parathyroid Procedures	S	$904.76	$3,586.73
290	Thyroid Procedures	S	$862.06	$3,876.11
291	Thyroglossal Procedures	S	$825.06	$3,514.28
292	Other Endocrine, Nutrit & Metab O.R. Proc W Cc	S	$837.80	$2,018.23
293	Other Endocrine, Nutrit & Metab O.R. Proc W/O Cc	S	$876.13	$2,551.27
294	Diabetes Age >35	N	$752.73	$1,076.82
295	Diabetes Age 0-35	N	$828.53	$1,516.35
296	Nutritional & Misc Metabolic Disorders Age >17 W Cc	N	$745.54	$1,208.45

TABLE A. — INPATIENT FACILITY NATIONWIDE PER DIEM CHARGES; BY DRG (DIAGNOSIS RELATED GROUP) — Continued

DRG	Description	Surgical/ Non-Surgical Indicator	Per Diem Charge	
			Room & Board	Ancillary
297	Nutritional & Misc Metabolic Disorders Age >17 W/O Cc	N	$758.36	$1,061.92
298	Nutritional & Misc Metabolic Disorders Age 0-17	N	$1,003.70	$1,605.33
299	Inborn Errors Of Metabolism	N	$733.60	$1,450.59
300	Endocrine Disorders W Cc	N	$881.87	$1,433.25
301	Endocrine Disorders W/O Cc	N	$869.68	$1,226.92
302	Kidney Transplant	S	$1,059.15	$7,267.43
303	Kidney,Ureter & Major Bladder Procedures For Neoplasm	S	$966.62	$2,817.71
304	Kidney,Ureter & Major Bladder Proc For Non-Neopl W Cc	S	$952.03	$2,717.99
305	Kidney,Ureter & Major Bladder Proc For Non-Neopl W/O Cc	S	$803.55	$2,999.12
306	Prostatectomy W Cc	S	$795.17	$2,129.64
307	Prostatectomy W/O Cc	S	$787.28	$2,834.50
308	Minor Bladder Procedures W Cc	S	$850.50	$2,417.24
309	Minor Bladder Procedures W/O Cc	S	$744.79	$3,820.78
310	Transurethral Procedures W Cc	S	$863.23	$2,484.23
311	Transurethral Procedures W/O Cc	S	$835.12	$3,220.93
312	Urethral Procedures, Age >17 W Cc	S	$857.62	$2,290.10
313	Urethral Procedures, Age >17 W/O Cc	S	$632.52	$2,333.52
314	Urethral Procedures, Age 0-17	S	$794.68	$2,259.79
315	Other Kidney & Urinary Tract O.R. Procedures	S	$903.06	$2,528.86
316	Renal Failure	N	$682.57	$1,287.61
317	Admit For Renal Dialysis	N	$846.37	$1,943.51
318	Kidney & Urinary Tract Neoplasms W Cc	N	$762.43	$1,374.57
319	Kidney & Urinary Tract Neoplasms W/O Cc	N	$1,023.38	$1,537.58
320	Kidney & Urinary Tract Infections Age >17 W Cc	N	$690.23	$1,164.39
321	Kidney & Urinary Tract Infections Age >17 W/O Cc	N	$719.02	$1,071.80
322	Kidney & Urinary Tract Infections Age 0-17	N	$917.07	$1,529.52
323	Urinary Stones W Cc, &/Or Esw Lithotripsy	N	$762.52	$2,268.50
324	Urinary Stones W/O Cc	N	$657.07	$2,013.91
325	Kidney & Urinary Tract Signs & Symptoms Age >17 W Cc	N	$771.21	$1,254.13
326	Kidney & Urinary Tract Signs & Symptoms Age >17 W/O Cc	N	$733.46	$1,033.71
327	Kidney & Urinary Tract Signs & Symptoms Age 0-17	N	$753.69	$1,195.16
328	Urethral Stricture Age >17 W Cc	N	$760.40	$1,691.24
329	Urethral Stricture Age >17 W/O Cc	N	$1,001.99	$2,041.36
330	Urethral Stricture Age 0-17	N	$829.84	$1,827.53
331	Other Kidney & Urinary Tract Diagnoses Age >17 W Cc	N	$825.19	$1,610.39
332	Other Kidney & Urinary Tract Diagnoses Age >17 W/O Cc	N	$751.37	$1,406.16
333	Other Kidney & Urinary Tract Diagnoses Age 0-17	N	$987.99	$1,922.81
334	Major Male Pelvic Procedures W Cc	S	$835.74	$3,136.49
335	Major Male Pelvic Procedures W/O Cc	S	$807.49	$3,406.91
336	Transurethral Prostatectomy W Cc	S	$758.87	$2,320.46
337	Transurethral Prostatectomy W/O Cc	S	$725.67	$2,700.36
338	Testes Procedures, For Malignancy	S	$932.29	$2,652.92
339	Testes Procedures, Non-Malignancy Age >17	S	$728.85	$2,111.49
340	Testes Procedures, Non-Malignancy Age 0-17	S	$728.85	$2,111.49
341	Penis Procedures	S	$1,072.37	$4,878.35
342	Circumcision Age >17	S	$682.42	$2,190.46
343	Circumcision Age 0-17	S	$682.42	$2,190.46
344	Other Male Reproductive System O.R. Procedures For Malignancy	S	$822.45	$4,882.54
345	Other Male Reproductive System O.R. Proc Except For Malignancy	S	$788.47	$2,052.84
346	Malignancy, Male Reproductive System, W Cc	N	$826.83	$1,144.18
347	Malignancy, Male Reproductive System, W/O Cc	N	$807.17	$893.50
348	Benign Prostatic Hypertrophy W Cc	N	$966.08	$1,566.60
349	Benign Prostatic Hypertrophy W/O Cc	N	$1,070.77	$1,716.74
350	Inflammation Of The Male Reproductive System	N	$653.50	$1,166.87
351	Sterilization, Male	N	$0.00	$0.00
352	Other Male Reproductive System Diagnoses	N	$1,125.06	$1,719.22
353	Pelvic Evisceration, Radical Hysterectomy & Radical Vulvectomy	S	$1,210.19	$3,593.47
354	Uterine,Adnexa Proc For Non-Ovarian/Adnexal Malig W Cc	S	$878.30	$2,590.04
355	Uterine,Adnexa Proc For Non-Ovarian/Adnexal Malig W/O Cc	S	$798.62	$2,675.47

TABLE A. — INPATIENT FACILITY NATIONWIDE PER DIEM CHARGES; BY DRG (DIAGNOSIS RELATED GROUP) — Continued

DRG	Description	Surgical/ Non-Surgical Indicator	Per Diem Charge	
			Room & Board	Ancillary
356	Female Reproductive System Reconstructive Procedures	S	$650.09	$2,877.90
357	Uterine & Adnexa Proc For Ovarian Or Adnexal Malignancy	S	$911.31	$2,588.19
358	Uterine & Adnexa Proc For Non-Malignancy W Cc	S	$753.29	$2,710.48
359	Uterine & Adnexa Proc For Non-Malignancy W/O Cc	S	$703.94	$2,907.55
360	Vagina, Cervix & Vulva Procedures	S	$715.41	$2,867.05
361	Laparoscopy & Incisional Tubal Interruption	S	$752.51	$3,386.80
362	Endoscopic Tubal Interruption	S	$925.57	$3,213.74
363	D&C, Conization & Radio-Implant, For Malignancy	S	$854.61	$2,552.63
364	D&C, Conization Except For Malignancy	S	$957.80	$2,329.98
365	Other Female Reproductive System O.R. Procedures	S	$876.21	$2,665.70
366	Malignancy, Female Reproductive System W Cc	N	$856.36	$1,440.11
367	Malignancy, Female Reproductive System W/O Cc	N	$928.45	$1,138.17
368	Infections, Female Reproductive System	N	$810.46	$1,387.98
369	Menstrual & Other Female Reproductive System Disorders	N	$987.82	$1,748.24
370	Cesarean Section W Cc	S	$801.43	$1,754.34
371	Cesarean Section W/O Cc	S	$745.02	$1,802.34
372	Vaginal Delivery W Complicating Diagnoses	N	$823.35	$1,711.62
373	Vaginal Delivery W/O Complicating Diagnoses	N	$756.19	$1,692.13
374	Vaginal Delivery W Sterilization &/Or D&C	S	$679.50	$2,412.67
375	Vaginal Delivery W O.R. Proc Except Steril &/Or D&C	S	$691.42	$2,400.75
376	Postpartum & Post Abortion Diagnoses W/O O.R. Procedure	N	$871.88	$1,046.37
377	Postpartum & Post Abortion Diagnoses W O.R. Procedure	S	$875.45	$2,486.31
378	Ectopic Pregnancy	N	$785.96	$3,598.76
379	Threatened Abortion	N	$804.91	$1,049.14
380	Abortion W/O D&C	N	$1,144.80	$1,729.03
381	Abortion W D&C, Aspiration Curettage Or Hysterotomy	S	$1,020.70	$2,763.20
382	False Labor	N	$725.40	$1,406.53
383	Other Antepartum Diagnoses W Medical Complications	N	$819.50	$912.47
384	Other Antepartum Diagnoses W/O Medical Complications	N	$812.88	$1,084.67
385	Neonates, Died Or Transferred To Another Acute Care Facility	N	$841.47	$2,921.73
386	Extreme Immaturity Or Respiratory Distress Syndrome, Neonate	N	$714.22	$2,479.95
387	Prematurity W Major Problems	N	$551.62	$1,915.31
388	Prematurity W/O Major Problems	N	$466.91	$1,621.19
389	Full Term Neonate W Major Problems	N	$462.89	$1,607.25
390	Neonate W Other Significant Problems	N	$304.83	$1,058.40
391	Normal Newborn	N	$144.13	$500.45
392	Splenectomy Age >17	S	$870.01	$2,960.11
393	Splenectomy Age 0-17	S	$870.01	$2,960.11
394	Other O.R. Procedures Of The Blood And Blood Forming Organs	S	$930.91	$2,598.85
395	Red Blood Cell Disorders Age >17	N	$799.18	$1,497.94
396	Red Blood Cell Disorders Age 0-17	N	$799.18	$1,497.94
397	Coagulation Disorders	N	$843.44	$2,160.71
398	Reticuloendothelial & Immunity Disorders W Cc	N	$830.81	$1,941.60
399	Reticuloendothelial & Immunity Disorders W/O Cc	N	$830.58	$1,512.14
400	Lymphoma & Leukemia W Major O.R. Procedure	S	$946.34	$2,821.50
401	Lymphoma & Non-Acute Leukemia W Other O.R. Proc W Cc	S	$1,016.59	$2,425.69
402	Lymphoma & Non-Acute Leukemia W Other O.R. Proc W/O Cc	S	$859.65	$2,497.58
403	Lymphoma & Non-Acute Leukemia W Cc	N	$962.13	$2,061.59
404	Lymphoma & Non-Acute Leukemia W/O Cc	N	$1,124.51	$2,090.22
405	Acute Leukemia W/O Major O.R. Procedure Age 0-17	N	$1,587.80	$3,467.64
406	Myeloprolif Disord Or Poorly Diff Neopl W Maj O.R.Proc W Cc	S	$939.61	$2,630.68
407	Myeloprolif Disord Or Poorly Diff Neopl W Maj O.R.Proc W/O Cc	S	$940.88	$3,049.05
408	Myeloprolif Disord Or Poorly Diff Neopl W Other O.R.Proc	S	$924.42	$2,505.93
409	Radiotherapy	N	$869.81	$1,520.77
410	Chemotherapy W/O Acute Leukemia As Secondary Diagnosis	N	$849.87	$2,506.20
411	History Of Malignancy W/O Endoscopy	N	$627.62	$2,179.23
412	History Of Malignancy W Endoscopy	N	$745.27	$2,587.74
413	Other Myeloprolif Dis Or Poorly Diff Neopl Diag W Cc	N	$925.02	$1,787.41
414	Other Myeloprolif Dis Or Poorly Diff Neopl Diag W/O Cc	N	$693.27	$1,157.66

TABLE A. — INPATIENT FACILITY NATIONWIDE PER DIEM CHARGES; BY DRG (DIAGNOSIS RELATED GROUP) — Continued

DRG	Description	Surgical/ Non-Surgical Indicator	Per Diem Charge	
			Room & Board	Ancillary
415	O.R. Procedure For Infectious & Parasitic Diseases	S	$952.91	$2,253.11
416	Septicemia Age >17	N	$846.46	$1,679.62
417	Septicemia Age 0-17	N	$1,029.99	$2,043.81
418	Postoperative & Post-Traumatic Infections	N	$788.72	$1,249.40
419	Fever Of Unknown Origin Age >17 W Cc	N	$782.48	$1,527.49
420	Fever Of Unknown Origin Age >17 W/O Cc	N	$734.33	$1,230.12
421	Viral Illness Age >17	N	$694.62	$1,253.54
422	Viral Illness & Fever Of Unknown Origin Age 0-17	N	$910.87	$1,643.81
423	Other Infectious & Parasitic Diseases Diagnoses	N	$775.68	$1,728.23
424	O.R. Procedure W Principal Diagnoses Of Mental Illness	S	$927.85	$920.46
425	Acute Adjustment Reaction & Psychological Dysfunction	N	$734.55	$746.40
426	Depressive Neuroses	N	$802.63	$288.79
427	Neuroses Except Depressive	N	$808.44	$265.65
428	Disorders Of Personality & Impulse Control	N	$798.50	$230.13
429	Organic Disturbances & Mental Retardation	N	$772.63	$340.65
430	Psychoses	N	$831.70	$243.19
431	Childhood Mental Disorders	N	$671.20	$189.19
432	Other Mental Disorder Diagnoses	N	$686.32	$270.75
433	Alcohol/Drug Abuse Or Dependence, Left Ama	N	$745.94	$401.43
434	Alc/Drug Abuse Or Depend, Detox Or Oth Sympt Treat W Cc	N	$783.40	$671.42
435	Alc/Drug Abuse Or Depend, Detox Or Oth Sympt Treat W/O Cc	N	$743.21	$189.91
436	Alc/Drug Dependence W Rehabilitation Therapy	N	$538.63	$116.82
437	Alc/Drug Dependence, Combined Rehab & Detox Therapy	N	$581.55	$239.67
438	No Longer Valid	N	$0.00	$0.00
439	Skin Grafts For Injuries	S	$952.88	$2,244.33
440	Wound Debridements For Injuries	S	$814.08	$1,872.85
441	Hand Procedures For Injuries	S	$810.31	$3,254.11
442	Other O.R. Procedures For Injuries W Cc	S	$912.25	$2,656.00
443	Other O.R. Procedures For Injuries W/O Cc	S	$801.50	$2,947.05
444	Traumatic Injury Age >17 W Cc	N	$675.46	$1,102.48
445	Traumatic Injury Age >17 W/O Cc	N	$702.45	$909.39
446	Traumatic Injury Age 0-17	N	$677.29	$1,023.43
447	Allergic Reactions Age >17	N	$880.40	$1,488.56
448	Allergic Reactions Age 0-17	N	$880.40	$1,488.56
449	Poisoning & Toxic Effects Of Drugs Age >17 W Cc	N	$1,078.38	$1,849.33
450	Poisoning & Toxic Effects Of Drugs Age >17 W/O Cc	N	$1,015.68	$1,575.98
451	Poisoning & Toxic Effects Of Drugs Age 0-17	N	$952.28	$1,614.20
452	Complications Of Treatment W Cc	N	$840.36	$1,682.44
453	Complications Of Treatment W/O Cc	N	$825.24	$1,385.27
454	Other Injury, Poisoning & Toxic Effect Diag W Cc	N	$986.06	$1,752.60
455	Other Injury, Poisoning & Toxic Effect Diag W/O Cc	N	$933.04	$1,425.37
456	No Longer Valid	N	$0.00	$0.00
457	No Longer Valid	N	$0.00	$0.00
458	No Longer Valid	S	$0.00	$0.00
459	No Longer Valid	S	$0.00	$0.00
460	No Longer Valid	N	$0.00	$0.00
461	O.R. Proc W Diagnoses Of Other Contact W Health Services	S	$892.60	$1,636.57
462	Rehabilitation	N	$736.57	$831.57
463	Signs & Symptoms W Cc	N	$654.22	$969.58
464	Signs & Symptoms W/O Cc	N	$596.80	$758.70
465	Aftercare W History Of Malignancy As Secondary Diagnosis	N	$927.32	$1,358.63
466	Aftercare W/O History Of Malignancy As Secondary Diagnosis	N	$826.48	$1,142.28
467	Other Factors Influencing Health Status	N	$560.94	$665.26
468	Extensive O.R. Procedure Unrelated To Principal Diagnosis	S	$939.37	$2,483.71
469	Principal Diagnosis Invalid As Discharge Diagnosis	N	$736.02	$1,633.41
470	Ungroupable	N	$875.72	$882.43
471	Bilateral Or Multiple Major Joint Procs Of Lower Extremity	S	$676.44	$5,302.87
472	No Longer Valid	S	$0.00	$0.00
473	Acute Leukemia W/O Major O.R. Procedure Age >17	N	$989.19	$2,821.45

TABLE A. — INPATIENT FACILITY NATIONWIDE PER DIEM CHARGES; BY DRG (DIAGNOSIS RELATED GROUP) — Continued

DRG	Description	Surgical/ Non-Surgical Indicator	Per Diem Charge	
			Room & Board	Ancillary
474	No Longer Valid	S	$0.00	$0.00
475	Respiratory System Diagnosis With Ventilator Support	N	$1,184.45	$2,687.50
476	Prostatic O.R. Procedure Unrelated To Principal Diagnosis	S	$880.44	$1,628.45
477	Non-Extensive O.R. Procedure Unrelated To Principal Diagnosis	S	$864.15	$1,915.98
478	Other Vascular Procedures W Cc	S	$998.01	$3,251.71
479	Other Vascular Procedures W/O Cc	S	$901.56	$4,041.94
480	Liver Transplant	S	$1,308.28	$6,405.34
481	Bone Marrow Transplant	S	$1,554.58	$3,680.02
482	Tracheostomy For Face,Mouth & Neck Diagnoses	S	$1,124.27	$2,747.73
483	Tracheostomy Except For Face,Mouth & Neck Diagnoses	S	$1,531.99	$3,569.78
484	Craniotomy For Multiple Significant Trauma	S	$1,413.75	$4,306.50
485	Limb Reattachment, Hip And Femur Proc For Multiple Significant Tra	S	$1,036.18	$3,648.13
486	Other O.R. Procedures For Multiple Significant Trauma	S	$1,179.82	$3,911.16
487	Other Multiple Significant Trauma	N	$886.45	$1,873.25
488	Hiv W Extensive O.R. Procedure	S	$1,299.39	$2,970.07
489	Hiv W Major Related Condition	N	$1,194.31	$2,036.32
490	Hiv W Or W/O Other Related Condition	N	$1,024.91	$1,550.75
491	Major Joint & Limb Reattachment Procedures Of Upper Extremity	S	$811.31	$5,369.73
492	Chemotherapy W Acute Leukemia As Secondary Diagnosis	N	$952.62	$2,720.44
493	Laparoscopic Cholecystectomy W/O C.D.E. W Cc	S	$800.98	$3,198.76
494	Laparoscopic Cholecystectomy W/O C.D.E. W/O Cc	S	$731.06	$4,186.43
495	Lung Transplant	S	$1,558.76	$9,125.26
496	Combined Anterior/Posterior Spinal Fusion	S	$1,339.36	$7,038.31
497	Spinal Fusion W Cc	S	$990.03	$5,409.71
498	Spinal Fusion W/O Cc	S	$823.80	$6,265.79
499	Back & Neck Procedures Except Spinal Fusion W Cc	S	$869.93	$3,273.64
500	Back & Neck Procedures Except Spinal Fusion W/O Cc	S	$808.62	$3,996.82
501	Knee Procedures W Pdx Of Infection W Cc	S	$801.97	$2,433.39
502	Knee Procedures W Pdx Of Infection W/O Cc	S	$1,103.98	$3,243.91
503	Knee Procedures W/O Pdx Of Infection	S	$970.80	$3,710.17
504	Extensive 3Rd Degree Burns W Skin Graft	S	$2,170.11	$4,413.85
505	Extensive 3Rd Degree Burns W/O Skin Graft	N	$1,821.72	$4,928.99
506	Full Thickness Burn W Skin Graft Or Inhal Inj W Cc Or Sig Trauma	S	$1,430.15	$2,178.86
507	Full Thickness Burn W Skin Grft Or Inhal Inj W/O Cc Or Sig Trauma	S	$1,269.12	$1,635.24
508	Full Thickness Burn W/O Skin Grft Or Inhal Inj W Cc Or Sig Trauma	N	$1,104.75	$1,631.21
509	Full Thickness Burn W/O Skin Grft Or Inh Inj W/O Cc Or Sig Trauma	N	$799.95	$1,145.01
510	Non-Extensive Burns W Cc Or Significant Trauma	N	$1,122.93	$1,461.22
511	Non-Extensive Burns W/O Cc Or Significant Trauma	N	$1,095.11	$1,108.97

TABLE B. — INPATIENT FACILITY AND SKILLED NURSING FACILITY/SUB-ACUTE INPATIENT FACILITY GEOGRAPHIC AREA ADJUSTMENT FACTORS; BY VA FACILITY LOCATION

VA Facility Location	For Surgical DRGs		For Non-Surgical DRGs		Skilled Nursing Facility/Sub-acute Inpatient Facility
	Room & Board	Ancillary	Room & Board	Ancillary	
NATIONWIDE AVERAGE	1.00	1.00	1.00	1.00	1.00
ANCHORAGE, AK	1.52	1.80	1.73	1.67	1.16
BIRMINGHAM, AL	0.97	1.60	0.91	1.66	0.89
MONTGOMERY, AL	0.81	1.29	0.76	1.55	0.89
TUSCALOOSA, AL	0.83	1.20	0.71	1.18	0.89
TUSKEGEE, AL	0.81	1.29	0.76	1.55	0.89
FAYETTEVILLE, AR	0.42	0.77	0.63	0.85	0.94
LITTLE ROCK, AR	0.53	0.91	0.72	1.01	0.94
NORTH LITTLE ROCK, AR	0.53	0.91	0.72	1.01	0.94
PHOENIX, AZ	1.03	1.82	1.20	1.61	1.32
PRESCOTT, AZ	0.83	1.33	0.79	1.30	1.32
TUCSON, AZ	1.31	1.32	1.07	1.20	1.32
FRESNO, CA	1.09	1.50	1.26	1.45	1.55
LIVERMORE, CA	1.92	2.20	1.74	1.80	1.55
LOMA LINDA, CA	1.60	1.65	1.41	1.82	1.55
LONG BEACH, CA	1.63	1.80	1.57	1.78	1.55
MARTINEZ, CA	1.92	2.20	1.74	1.80	1.55
MENLO PARK, CA	2.14	1.69	1.87	1.49	1.55
PALO ALTO, CA	2.22	1.71	1.78	1.59	1.55
SACRAMENTO, CA	2.62	2.78	2.05	2.14	1.55
SAN DIEGO, CA	1.35	1.84	1.38	1.63	1.55
SAN FRANCISCO, CA	2.14	1.69	1.87	1.49	1.55
SEPULVEDA, CA	1.63	1.80	1.57	1.78	1.55
WEST LOS ANGELES, CA	1.63	1.80	1.57	1.78	1.55
DENVER, CO	0.96	1.47	0.94	1.49	1.37
FORT LYON, CO	0.85	1.21	0.82	1.08	1.37
GRAND JUNCTION, CO	0.77	0.93	0.71	0.84	1.37
NEWINGTON, CT	0.81	0.84	0.94	1.03	0.77
WEST HAVEN, CT	1.20	1.03	1.14	1.12	0.77
WASHINGTON, DC	0.93	1.07	0.94	1.00	0.97
WILMINGTON, DE	1.01	0.89	0.96	0.98	0.81
BAY PINES, FL	0.81	1.43	0.97	1.51	1.18
GAINESVILLE, FL	0.82	1.21	0.77	1.27	1.18
LAKE CITY, FL	0.82	1.21	0.77	1.27	1.18
MIAMI, FL	1.10	1.47	1.07	1.60	1.18
TAMPA, FL	0.81	1.43	0.97	1.51	1.18
WEST PALM BEACH, FL	0.69	1.47	0.80	1.57	1.18
ATLANTA/DECATUR, GA	0.76	1.04	0.95	1.06	0.86
AUGUSTA, GA	0.63	1.00	0.67	1.36	0.86
DUBLIN, GA	0.49	1.04	0.82	0.99	0.86
HONOLULU, HI	1.51	1.40	2.11	1.39	1.16
DES MOINES, IA	0.87	0.91	0.86	0.91	1.04
IOWA CITY, IA	0.67	1.03	0.67	0.93	1.04
KNOXVILLE, IA	0.87	0.91	0.86	0.91	1.04
BOISE, ID	0.88	1.19	0.87	0.95	0.92
CHICAGO, IL	1.22	1.37	1.31	1.35	1.03
DANVILLE, IL	0.69	1.23	0.88	1.14	1.03
HINES, IL	1.22	1.37	1.31	1.35	1.03
MARION, IL	0.68	0.84	0.65	0.98	1.03
NORTH CHICAGO, IL	1.22	1.37	1.31	1.35	1.03
FORT WAYNE, IN	0.89	0.98	1.00	0.91	0.99
INDIANAPOLIS, IN	0.82	0.88	0.74	0.95	0.99
MARION, IN	0.75	0.90	0.74	1.65	0.99
LEAVENWORTH, KS	0.98	1.28	1.05	1.41	1.16
TOPEKA, KS	0.61	1.22	0.87	1.01	1.15
WICHITA, KS	1.08	1.42	1.06	1.38	1.15
LEXINGTON, KY	0.75	0.86	0.93	0.95	0.84
LOUISVILLE, KY	0.71	1.14	0.89	0.99	0.84
ALEXANDRIA, LA	0.44	1.23	0.63	1.13	1.77
NEW ORLEANS, LA	0.76	1.52	1.05	1.44	1.77
SHREVEPORT, LA	0.70	1.28	0.87	1.29	1.77
BEDFORD, MA	1.15	0.92	1.16	0.79	0.92
BOSTON, MA	1.15	0.92	1.16	0.79	0.92

TABLE B. — INPATIENT FACILITY AND SKILLED NURSING FACILITY/SUB-ACUTE INPATIENT FACILITY GEOGRAPHIC AREA ADJUSTMENT FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	For Surgical DRGs		For Non-Surgical DRGs		Skilled Nursing Facility/Sub-acute Inpatient Facility
	Room & Board	Ancillary	Room & Board	Ancillary	
BROCKTON, MA	1.15	0.92	1.16	0.79	0.92
NORTHAMPTON, MA	1.05	1.05	1.10	0.76	0.92
WEST ROXBURY, MA	1.15	0.92	1.16	0.79	0.92
BALTIMORE, MD	1.01	0.58	0.96	0.62	0.85
FORT HOWARD, MD	1.01	0.58	0.96	0.62	0.85
PERRY POINT, MD	1.01	0.89	0.96	0.98	0.81
TOGUS, ME	1.22	1.01	1.17	1.00	0.79
ANN ARBOR, MI	1.18	1.18	1.11	1.10	0.65
BATTLE CREEK, MI	0.49	1.21	0.55	1.23	0.65
DETROIT, MI	1.22	0.97	1.10	1.08	0.65
IRON MOUNTAIN, MI	0.88	0.95	0.75	1.00	0.65
SAGINAW, MI	0.87	0.94	0.86	1.11	0.65
MINNEAPOLIS, MN	1.15	1.25	1.14	1.40	0.61
SAINT CLOUD, MN	0.68	0.98	0.84	0.93	0.61
COLUMBIA, MO	0.98	1.14	0.77	1.23	1.16
KANSAS CITY, MO	0.98	1.28	1.05	1.41	1.16
POPLAR BLUFF, MO	0.66	1.00	0.66	0.99	1.16
ST LOUIS, MO	0.83	1.13	0.78	1.33	1.16
BILOXI, MS	0.60	1.26	0.62	1.49	0.89
GULFPORT, MS	0.60	1.26	0.62	1.49	0.89
JACKSON, MS	0.52	0.86	0.92	0.85	0.89
FORT HARRISON, MT	0.76	1.02	0.77	0.96	0.70
ASHEVILLE, NC	0.57	0.90	0.91	0.77	0.68
DURHAM, NC	0.73	1.04	0.79	1.03	0.68
FAYETTEVILLE, NC	1.00	1.86	0.85	1.23	0.68
SALISBURY, NC	0.76	0.94	0.85	0.99	0.68
FARGO, ND	0.72	0.96	0.73	0.83	0.53
GRAND ISLAND, NE	0.61	0.89	0.62	0.85	0.83
LINCOLN, NE	0.75	1.21	0.82	1.15	0.83
OMAHA, NE	0.67	1.18	0.72	1.38	0.83
MANCHESTER, NH	1.15	0.92	1.16	0.79	0.92
EAST ORANGE, NJ	1.58	0.59	1.60	0.64	0.84
LYONS, NJ	2.08	0.80	1.78	0.72	0.84
ALBUQUERQUE, NM	0.95	1.05	0.94	1.04	1.20
LAS VEGAS, NV	0.68	1.98	0.97	2.07	1.35
RENO, NV	0.96	1.76	1.21	1.48	1.35
ALBANY, NY	0.65	0.58	0.72	0.67	0.61
BATAVIA, NY	0.94	0.44	0.90	0.43	0.61
BATH, NY	0.64	0.55	0.70	0.63	0.61
BRONX, NY	1.64	0.52	1.51	0.50	0.61
BROOKLYN, NY	1.64	0.52	1.51	0.50	0.61
BUFFALO, NY	0.90	0.43	0.98	0.45	0.61
CANANDAIGUA, NY	0.94	0.44	0.90	0.43	0.61
CASTLE POINT, NY	0.85	0.51	1.15	0.54	0.61
MONTROSE, NY	1.64	0.52	1.51	0.50	0.61
NEW YORK, NY	1.64	0.52	1.51	0.50	0.61
NORTHPORT/LONG ISLAND, NY	1.32	0.54	1.38	0.54	0.61
SAINT ALBANS, NY	1.64	0.52	1.51	0.50	0.61
SYRACUSE, NY	0.93	0.54	0.90	0.49	0.61
CHILLICOTHE, OH	0.64	0.91	0.65	1.14	0.92
CINCINNATI, OH	0.61	1.02	0.70	0.92	0.92
CLEVELAND, OH	1.21	0.89	1.15	0.93	0.92
COLUMBUS, OH	0.60	1.00	0.68	0.96	0.92
DAYTON, OH	0.69	0.94	0.72	1.11	0.92
MUSKOGEE, OK	0.63	1.07	0.73	1.05	1.40
OKLAHOMA CITY, OK	0.63	1.09	0.60	1.23	1.40
PORTLAND, OR	1.06	1.10	0.96	1.10	1.04
ROSEBURG, OR	0.83	1.01	0.85	1.04	1.04
WHITE CITY, OR	1.11	0.78	1.21	1.01	1.04
ALTOONA, PA	0.84	0.97	0.79	0.79	0.90
BUTLER, PA	1.24	1.23	1.03	1.20	0.90

TABLE B. — INPATIENT FACILITY AND SKILLED NURSING FACILITY/SUB-ACUTE INPATIENT FACILITY GEOGRAPHIC AREA ADJUSTMENT FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	For Surgical DRGs		For Non-Surgical DRGs		Skilled Nursing Facility/Sub-acute Inpatient Facility
	Room & Board	Ancillary	Room & Board	Ancillary	
COATESVILLE, PA	1.93	1.36	1.72	1.33	0.90
ERIE, PA	1.27	1.22	1.07	1.05	0.90
LEBANON, PA	1.02	0.87	0.93	0.91	0.90
PHILADELPHIA, PA	1.93	1.36	1.72	1.33	0.90
PITTSBURGH, PA	1.24	1.23	1.03	1.20	0.90
WILKES-BARRE, PA	0.80	0.91	0.84	0.97	0.90
SAN JUAN, PR	0.46	0.41	0.53	0.46	0.50
PROVIDENCE, RI	1.17	0.71	1.10	0.72	0.66
CHARLESTON, SC	0.79	1.11	0.91	1.32	0.83
COLUMBIA, SC	0.89	1.09	1.09	0.98	0.83
FORT MEADE, SD	0.70	1.12	0.71	0.85	0.68
HOT SPRINGS, SD	0.54	0.88	0.55	0.87	0.68
SIOUX FALLS, SD	0.35	1.02	0.64	1.09	0.68
MEMPHIS, TN	0.55	0.95	0.71	1.16	0.86
MOUNTAIN HOME, TN	0.62	1.11	0.63	0.97	0.86
MURFREESBORO, TN	0.64	1.18	0.68	1.10	0.86
NASHVILLE, TN	0.64	1.18	0.68	1.10	0.86
AMARILLO, TX	0.58	1.01	0.82	1.56	1.32
BIG SPRING, TX	0.68	1.05	0.71	1.38	1.32
BONHAM, TX	0.60	1.79	0.58	1.63	1.32
DALLAS, TX	0.90	1.33	0.95	1.46	1.32
EL PASO, TX	0.84	1.77	0.73	1.78	1.32
HOUSTON, TX	0.91	1.28	0.99	1.53	1.32
KERRVILLE, TX	0.61	1.11	0.63	1.00	1.32
MARLIN, TX	0.72	0.81	0.80	1.20	1.32
SAN ANTONIO, TX	0.76	1.07	1.03	1.22	1.32
TEMPLE, TX	0.71	1.03	0.70	1.19	1.32
WACO, TX	0.72	0.81	0.80	1.20	1.32
SALT LAKE CITY, UT	1.16	1.02	1.18	1.07	1.18
HAMPTON , VA	0.67	0.96	0.93	0.87	0.81
RICHMOND, VA	0.85	1.30	0.87	1.11	0.81
SALEM, VA	0.77	0.99	0.79	1.12	0.81
WHITE RIVER JCT, VT	1.07	0.97	1.19	0.71	0.68
AMERICAN LAKE/TACOMA, WA	0.82	1.50	0.78	0.90	1.02
SEATTLE, WA	1.13	1.00	0.96	0.94	1.02
SPOKANE, WA	0.99	1.00	0.95	1.13	1.02
VANCOUVER, WA	1.06	1.10	0.96	1.10	1.04
WALLA WALLA, WA	0.99	0.97	1.04	1.25	1.02
MADISON, WI	0.46	1.02	0.48	1.15	0.77
MILWAUKEE, WI	0.68	1.13	0.83	1.04	0.77
TOMAH, WI	0.24	1.81	0.34	1.36	0.77
BECKLEY, WV	0.56	0.80	0.54	0.89	0.90
CLARKSBURG, WV	0.56	0.80	0.54	0.89	0.90
HUNTINGTON, WV	0.62	0.70	0.77	0.81	0.90
MARTINSBURG, WV	0.93	1.07	0.94	1.00	0.97
CHEYENNE, WY	0.99	1.40	0.87	1.00	0.96
SHERIDAN, WY	0.77	1.13	0.65	1.04	0.96

TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE

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CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
10081	$1,114.51	12053	$451.93	15758	$11,511.72	19126	$1,347.85
10121	$1,040.51	12054	$610.52	15760	$4,183.33	19140	$3,219.08
10180	$1,074.15	12055	$731.33	15770	$4,237.98	19160	$3,167.65
11010	$3,031.78	12056	$1,014.51	15780	$1,426.45	19162	$4,855.10
11011	$3,543.05	12057	$1,171.21	15783	$1,740.81	19180	$3,643.35
11012	$4,780.86	13100	$339.49	15810	$3,061.59	19182	$3,791.21
11040	$281.71	13101	$512.35	15811	$3,042.30	19200	$5,125.10
11041	$578.76	13102	$214.87	15819	$4,414.76	19220	$5,289.02
11042	$745.87	13120	$374.53	15820	$3,662.64	19240	$4,874.39
11043	$1,585.41	13121	$619.96	15821	$3,861.92	19260	$3,463.35
11044	$2,264.88	13122	$251.19	15822	$3,415.14	19271	$6,324.00
11404	$1,296.15	13131	$493.47	15823	$4,318.34	19290	$355.65
11406	$1,632.51	13132	$982.42	15824	$3,778.36	19291	$169.00
11423	$1,249.05	13133	$321.68	15825	$3,514.79	19316	$5,620.08
11424	$1,302.88	13150	$451.93	15826	$3,238.36	19318	$6,397.93
11426	$1,598.87	13151	$582.20	15828	$6,606.84	19324	$2,897.66
11444	$1,356.69	13152	$1,088.13	15829	$6,606.84	19325	$3,726.92
11446	$1,565.23	13153	$324.17	15831	$5,002.97	19328	$3,048.73
11450	$2,170.69	13160	$748.32	15832	$4,504.76	19330	$3,087.30
11451	$2,318.69	14001	$1,016.39	15833	$3,839.42	19340	$4,077.27
11462	$1,989.05	14020	$1,044.71	15834	$4,147.98	19342	$5,314.73
11463	$1,713.23	14021	$1,292.02	15835	$4,090.12	19350	$4,115.85
11470	$2,237.96	14040	$1,397.74	15836	$3,704.42	19355	$3,424.79
11471	$2,022.69	14041	$1,607.29	15837	$3,759.07	19357	$5,745.43
11604	$2,110.15	14060	$1,582.75	15838	$3,730.13	19361	$8,310.37
11606	$2,459.96	14061	$2,100.02	15839	$2,320.41	19364	$7,201.47
11624	$2,527.23	14300	$2,254.82	15840	$6,529.70	19366	$7,111.47
11626	$2,661.78	14350	$1,265.59	15841	$7,262.55	19367	$8,310.37
11643	$2,392.68	15000	$2,035.52	15842	$11,161.36	19368	$8,310.37
11644	$2,729.06	15001	$315.34	15845	$6,285.43	19369	$8,310.37
11646	$3,273.96	15050	$1,681.86	15876	$2,990.87	19370	$3,823.34
11752	$2,264.88	15100	$3,299.44	15877	$3,894.06	19371	$4,382.62
11762	$2,096.69	15101	$1,485.39	15878	$2,990.87	19380	$4,446.90
11770	$2,163.96	15120	$3,784.78	15879	$3,894.06	19396	$1,465.74
11771	$3,408.51	15121	$2,775.52	15920	$2,788.37	20005	$2,046.39
11772	$3,610.32	15200	$3,167.65	15922	$3,762.28	20100	$5,098.83
11952	$1,168.33	15201	$1,573.80	15931	$2,781.95	20101	$1,793.64
11954	$1,168.33	15220	$3,395.87	15933	$4,064.41	20102	$2,133.89
11960	$5,567.95	15221	$1,485.39	15934	$4,237.98	20103	$2,785.21
11970	$5,594.86	15240	$3,800.84	15935	$5,452.94	20150	$8,851.20
11971	$1,915.06	15241	$2,261.47	15936	$5,141.17	20200	$1,268.59
12004	$339.49	15260	$4,237.98	15937	$6,169.71	20205	$2,095.00
12005	$397.19	15261	$2,723.19	15940	$2,981.23	20206	$1,071.19
12006	$455.71	15350	$2,035.52	15941	$4,106.20	20220	$1,502.98
12007	$459.49	15351	$259.35	15944	$4,816.54	20225	$2,590.78
12013	$335.59	15400	$964.72	15945	$5,420.81	20240	$2,095.00
12014	$344.32	15401	$259.35	15946	$7,178.97	20245	$3,747.60
12015	$425.50	15570	$3,607.99	15950	$2,807.66	20250	$5,196.05
12016	$546.32	15572	$3,569.43	15951	$4,299.05	20251	$5,944.58
12017	$753.99	15574	$3,575.85	15952	$4,131.91	20525	$2,435.24
12018	$1,091.91	15576	$2,843.02	15953	$4,758.68	20650	$1,219.23
12020	$344.32	15600	$2,389.18	15956	$7,326.82	20660	$1,783.92
12021	$321.07	15610	$2,693.72	15958	$7,313.97	20661	$3,980.90
12032	$336.30	15620	$2,945.87	16015	$1,927.46	20662	$6,625.06
12034	$397.19	15630	$2,997.30	16030	$434.24	20663	$4,778.05
12035	$482.14	15650	$3,244.79	16035	$1,770.28	20664	$3,980.90
12036	$557.65	15732	$6,815.77	17108	$4,835.83	20665	$503.72
12037	$703.02	15734	$7,950.38	19020	$1,298.73	20670	$799.80
12042	$340.55	15736	$7,050.41	19100	$552.13	20680	$3,504.57
12044	$425.50	15738	$5,983.29	19101	$2,222.17	20690	$3,825.37
12045	$521.79	15740	$5,179.74	19110	$2,340.06	20692	$5,623.78
12046	$652.05	15750	$5,684.37	19112	$2,222.17	20693	$2,687.99
12047	$878.59	15756	$11,511.72	19120	$2,772.31	20694	$2,794.93
12052	$397.19	15757	$11,511.72	19125	$2,772.31	20816	$8,851.20

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TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
20822	$8,851.20	21193	$8,851.20	21406	$5,332.14	22505	$1,502.98
20824	$8,851.20	21194	$8,851.20	21407	$7,159.72	22850	$8,851.20
20827	$8,851.20	21195	$8,851.20	21408	$8,520.68	22900	$3,212.93
20900	$2,989.35	21196	$8,851.20	21421	$6,236.21	23000	$2,486.50
20902	$5,079.39	21198	$8,851.20	21422	$8,851.20	23020	$5,541.38
20910	$861.48	21206	$8,851.20	21423	$8,851.20	23030	$1,647.28
20912	$4,758.59	21208	$8,851.20	21431	$6,119.56	23035	$4,874.41
20920	$4,087.84	21209	$4,729.44	21432	$6,838.92	23040	$5,541.38
20922	$4,535.01	21210	$8,851.20	21433	$8,851.20	23044	$5,428.88
20924	$5,565.46	21215	$8,851.20	21435	$8,851.20	23065	$481.69
20926	$2,785.21	21230	$8,851.20	21436	$8,851.20	23066	$885.76
20955	$8,851.20	21235	$7,451.36	21440	$3,251.82	23075	$1,274.29
20956	$8,851.20	21240	$8,851.20	21445	$6,207.05	23076	$2,720.82
20957	$8,851.20	21242	$8,851.20	21450	$3,028.23	23077	$5,541.38
20962	$8,851.20	21243	$8,851.20	21451	$5,934.85	23100	$5,203.88
20969	$8,851.20	21244	$8,851.20	21452	$1,601.66	23101	$4,810.13
20970	$8,851.20	21245	$8,851.20	21453	$6,722.27	23105	$5,541.38
20972	$8,851.20	21246	$8,851.20	21454	$7,179.17	23106	$3,693.15
20973	$8,851.20	21247	$8,851.20	21461	$8,851.20	23107	$5,541.38
20975	$3,047.68	21248	$8,851.20	21462	$8,851.20	23120	$3,580.65
21010	$8,851.20	21249	$8,851.20	21465	$8,472.08	23125	$5,541.38
21015	$5,925.13	21255	$8,851.20	21470	$8,851.20	23130	$5,541.38
21025	$4,291.98	21256	$8,851.20	21485	$2,396.36	23140	$3,219.03
21026	$3,319.87	21260	$8,851.20	21490	$6,401.48	23145	$5,541.38
21029	$8,510.96	21261	$8,851.20	21493	$1,745.05	23146	$4,078.87
21034	$7,052.79	21263	$8,851.20	21494	$7,577.73	23150	$5,211.93
21040	$2,950.46	21267	$8,851.20	21495	$4,953.02	23155	$5,541.38
21041	$5,866.80	21268	$8,851.20	21497	$4,126.72	23156	$5,541.38
21044	$8,851.20	21270	$8,851.20	21501	$2,036.67	23170	$3,741.36
21045	$8,851.20	21275	$8,851.20	21502	$4,369.75	23172	$4,022.62
21050	$8,851.20	21280	$6,712.54	21510	$3,980.90	23174	$5,541.38
21060	$8,851.20	21282	$4,000.35	21550	$935.50	23180	$3,331.53
21070	$6,887.53	21295	$1,071.19	21555	$1,822.81	23182	$5,155.67
21100	$1,194.57	21296	$3,786.48	21556	$3,961.46	23184	$5,541.38
21120	$3,757.32	21300	$1,021.85	21557	$8,530.40	23190	$4,753.88
21121	$5,759.88	21310	$812.13	21600	$4,641.94	23195	$5,541.38
21122	$6,323.70	21315	$2,026.95	21610	$5,293.26	23200	$5,541.38
21123	$8,180.44	21320	$2,532.46	21620	$6,926.42	23210	$5,541.38
21125	$4,855.81	21325	$4,243.37	21627	$5,157.16	23330	$396.21
21127	$7,956.86	21330	$6,022.35	21700	$4,311.42	23331	$1,724.98
21137	$7,179.17	21335	$8,851.20	21705	$4,982.19	23332	$5,541.38
21138	$8,851.20	21336	$4,243.37	21720	$4,000.35	23395	$5,564.93
21139	$8,851.20	21337	$3,008.79	21725	$4,972.47	23397	$6,423.43
21141	$8,851.20	21338	$5,137.72	21800	$836.81	23400	$5,174.98
21142	$8,851.20	21339	$7,159.72	21805	$1,552.32	23405	$4,464.60
21143	$8,851.20	21340	$8,851.20	21810	$7,393.03	23406	$5,045.00
21145	$8,851.20	21343	$8,851.20	21820	$1,564.66	23410	$5,507.50
21146	$8,851.20	21344	$8,851.20	21825	$6,975.01	23412	$6,242.05
21147	$8,851.20	21345	$7,947.13	21925	$2,163.05	23415	$3,715.41
21150	$8,851.20	21346	$8,851.20	21930	$2,911.58	23420	$6,622.94
21151	$8,851.20	21347	$8,851.20	21935	$6,673.67	23430	$4,419.27
21154	$8,851.20	21348	$8,851.20	22100	$7,694.39	23440	$4,367.88
21155	$8,851.20	21355	$1,783.92	22101	$8,054.07	23450	$6,054.64
21159	$8,851.20	21356	$4,709.99	22102	$4,641.94	23455	$6,904.07
21160	$8,851.20	21360	$7,179.17	22103	$2,435.24	23460	$6,453.66
21172	$8,851.20	21365	$8,851.20	22305	$2,464.41	23462	$6,774.08
21175	$8,851.20	21366	$8,851.20	22310	$2,717.16	23465	$6,477.85
21179	$8,851.20	21385	$8,851.20	22315	$5,623.78	23466	$6,928.24
21180	$8,851.20	21386	$8,851.20	22318	$8,851.20	23470	$6,928.24
21181	$7,179.17	21387	$7,509.69	22319	$8,851.20	23472	$6,928.24
21182	$8,851.20	21390	$8,851.20	22325	$8,355.42	23480	$4,192.54
21183	$8,851.20	21395	$8,851.20	22326	$8,851.20	23485	$5,631.43
21184	$8,851.20	21400	$1,890.86	22327	$8,851.20	23490	$5,217.30
21188	$8,851.20	21401	$2,775.49	22328	$4,544.73	23491	$6,039.52

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TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
23500	$361.78	24155	$5,541.38	24800	$5,401.69	25360	$4,138.14
23505	$530.26	24160	$3,765.47	24802	$5,882.33	25365	$5,317.06
23515	$5,438.18	24164	$4,319.94	24925	$4,095.81	25370	$5,755.37
23520	$304.07	24201	$2,346.64	25000	$2,865.45	25375	$6,245.08
23525	$425.73	24301	$4,588.55	25020	$3,371.71	25390	$4,866.65
23530	$5,314.37	24305	$2,889.69	25023	$4,247.62	25391	$5,601.20
23532	$5,544.32	24310	$2,838.58	25028	$1,569.57	25392	$5,960.93
23540	$340.40	24320	$4,981.51	25031	$481.69	25393	$6,495.98
23545	$425.73	24330	$4,842.46	25035	$4,938.70	25400	$5,459.14
23550	$5,802.56	24331	$5,108.48	25040	$4,448.52	25405	$5,954.88
23552	$5,565.55	24340	$4,316.48	25066	$1,165.50	25415	$5,652.59
23570	$372.47	24341	$4,313.46	25075	$1,670.58	25420	$6,644.10
23575	$562.14	24342	$5,338.22	25076	$2,905.64	25425	$5,833.97
23585	$5,710.58	24350	$3,341.87	25077	$5,541.38	25426	$5,743.28
23600	$588.72	24351	$3,475.55	25085	$3,588.68	25440	$4,936.17
23605	$918.24	24352	$3,915.94	25100	$3,323.50	25441	$5,634.46
23615	$6,626.85	24354	$3,884.49	25101	$4,022.62	25442	$4,334.62
23616	$6,771.90	24356	$4,401.12	25105	$5,051.20	25443	$5,035.93
23620	$585.18	24360	$6,302.51	25107	$4,119.05	25444	$5,265.67
23625	$751.71	24361	$6,169.50	25110	$2,144.60	25445	$5,332.17
23630	$5,848.55	24362	$6,172.53	25111	$2,470.96	25446	$6,928.24
23650	$446.99	24363	$6,928.24	25112	$2,865.45	25447	$5,117.55
23655	$594.04	24365	$4,473.67	25115	$5,541.38	25449	$4,570.41
23660	$5,901.62	24366	$5,235.44	25116	$5,541.38	25450	$4,410.20
23665	$668.45	24400	$4,748.76	25118	$3,741.36	25455	$4,833.39
23670	$6,060.82	24410	$6,444.59	25119	$5,211.93	25490	$4,827.35
23675	$771.20	24420	$5,918.61	25120	$5,123.53	25491	$4,951.28
23680	$6,771.90	24430	$6,459.70	25125	$5,372.64	25492	$5,586.09
23700	$2,500.42	24435	$6,580.62	25126	$5,340.49	25505	$707.42
23800	$6,910.11	24470	$4,594.59	25130	$3,259.21	25515	$5,685.83
23802	$6,453.66	24495	$3,938.63	25135	$4,263.70	25520	$1,091.87
23921	$3,357.59	24498	$5,335.19	25136	$3,685.11	25525	$6,771.90
23930	$1,219.90	24500	$524.94	25145	$4,657.44	25526	$6,771.90
23931	$551.62	24505	$872.19	25150	$5,236.03	25530	$507.22
23935	$3,644.94	24515	$6,400.44	25151	$4,496.73	25535	$707.42
24000	$5,019.06	24516	$6,400.44	25170	$5,541.38	25545	$5,668.13
24006	$5,541.38	24530	$558.60	25210	$3,797.62	25560	$477.11
24065	$582.70	24535	$934.19	25215	$5,541.38	25565	$900.53
24066	$2,074.66	24538	$1,488.72	25230	$4,352.09	25574	$5,714.12
24075	$1,507.40	24545	$6,513.64	25240	$4,135.12	25575	$6,771.90
24076	$2,833.32	24546	$6,513.64	25248	$1,662.82	25605	$774.75
24077	$5,541.38	24560	$457.61	25250	$4,400.30	25611	$1,139.71
24100	$3,275.29	24565	$686.17	25251	$5,541.38	25620	$5,508.94
24101	$5,292.28	24566	$1,148.57	25260	$3,491.29	25628	$5,508.94
24102	$5,541.38	24575	$5,742.43	25263	$3,944.67	25645	$5,349.74
24105	$2,905.64	24576	$457.61	25265	$4,597.61	25660	$397.38
24110	$5,541.38	24577	$783.60	25270	$2,999.79	25670	$5,491.25
24115	$5,541.38	24579	$5,947.61	25272	$3,031.24	25675	$478.88
24116	$5,541.38	24582	$1,247.77	25274	$4,201.61	25676	$5,576.15
24120	$4,713.70	24586	$6,771.90	25280	$3,337.93	25680	$507.22
24125	$4,528.88	24587	$6,771.90	25290	$2,649.83	25685	$6,096.19
24126	$5,541.38	24600	$420.41	25295	$2,877.90	25690	$941.28
24130	$5,276.20	24605	$480.65	25300	$4,425.31	25695	$5,477.11
24134	$5,541.38	24615	$6,273.08	25301	$4,246.96	25800	$5,447.04
24136	$5,541.38	24620	$744.62	25310	$4,358.81	25805	$5,951.86
24138	$5,011.02	24635	$6,771.90	25312	$4,506.93	25810	$5,716.08
24140	$5,541.38	24640	$224.99	25315	$4,636.91	25820	$4,679.23
24145	$5,002.99	24650	$473.56	25316	$5,398.68	25825	$5,283.80
24147	$5,187.81	24655	$608.21	25320	$4,800.14	25830	$4,800.14
24149	$5,541.38	24665	$5,508.94	25332	$5,217.30	25907	$3,935.60
24150	$5,541.38	24666	$6,619.77	25335	$5,649.57	25922	$3,860.89
24151	$5,541.38	24670	$420.41	25337	$4,800.14	25929	$3,542.40
24152	$5,340.49	24675	$696.79	25350	$4,500.87	26011	$1,165.50
24153	$5,541.38	24685	$5,958.23	25355	$4,957.34	26020	$2,865.45

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TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

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CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
26025	$3,500.29	26440	$3,082.35	26600	$338.27	27066	$5,541.38
26030	$4,480.66	26442	$3,003.71	26605	$480.65	27067	$5,541.38
26034	$3,275.29	26445	$2,956.54	26607	$703.88	27070	$5,541.38
26035	$4,030.65	26449	$3,868.75	26608	$703.88	27071	$5,541.38
26037	$4,994.96	26450	$2,575.13	26615	$4,709.43	27080	$3,717.26
26040	$2,191.22	26455	$2,421.78	26641	$246.36	27087	$2,785.10
26045	$3,757.44	26460	$2,354.93	26645	$464.70	27097	$4,531.10
26055	$2,517.58	26471	$3,310.42	26650	$785.37	27098	$4,531.10
26060	$846.90	26474	$3,491.29	26665	$5,247.15	27100	$4,522.04
26070	$2,113.51	26476	$2,814.98	26675	$843.84	27105	$3,980.95
26075	$2,913.68	26477	$3,247.50	26676	$935.96	27110	$5,407.75
26080	$2,408.79	26478	$3,369.40	26685	$5,024.28	27111	$5,716.08
26100	$2,292.24	26479	$3,758.66	26686	$5,218.85	27170	$6,928.24
26105	$3,227.07	26480	$4,174.41	26705	$389.57	27178	$5,362.40
26110	$2,245.61	26483	$4,769.92	26706	$904.08	27193	$501.91
26115	$1,530.72	26485	$4,165.34	26715	$4,201.48	27194	$765.89
26116	$2,857.42	26489	$3,015.52	26720	$244.22	27202	$5,162.25
26117	$3,950.29	26490	$4,558.32	26725	$338.27	27215	$6,771.90
26121	$5,541.38	26492	$4,845.49	26727	$508.99	27220	$829.66
26123	$5,541.38	26494	$4,401.12	26735	$3,907.32	27222	$1,203.48
26125	$2,004.72	26496	$4,839.45	26742	$425.73	27230	$659.59
26130	$3,902.08	26497	$4,624.82	26746	$4,657.43	27232	$1,665.89
26135	$3,781.55	26498	$5,761.42	26755	$239.95	27238	$944.82
26140	$3,411.89	26499	$4,543.20	26756	$411.56	27240	$1,793.44
26145	$3,661.00	26500	$3,050.90	26765	$3,120.42	27246	$760.57
26160	$1,771.61	26502	$3,750.79	26775	$250.63	27250	$640.10
26170	$2,167.90	26504	$4,231.84	26776	$443.45	27252	$843.84
26180	$3,098.50	26508	$3,310.42	26785	$3,348.40	27256	$408.02
26185	$3,283.32	26510	$3,310.42	26820	$4,210.69	27257	$893.45
26200	$3,476.18	26516	$3,314.35	26841	$4,065.58	27265	$687.94
26205	$5,019.06	26517	$4,337.65	26842	$4,794.10	27266	$863.33
26210	$3,010.10	26518	$4,168.37	26843	$4,126.04	27275	$2,417.85
26215	$4,336.02	26520	$3,440.17	26844	$4,422.28	27301	$1,880.40
26230	$3,299.39	26525	$3,109.88	26850	$3,499.15	27303	$4,585.12
26235	$3,227.07	26530	$3,707.55	26852	$3,927.73	27305	$2,929.74
26236	$2,977.95	26531	$4,210.69	26860	$3,369.40	27306	$1,515.18
26250	$4,697.62	26535	$3,581.72	26861	$2,429.64	27307	$2,307.78
26255	$5,541.38	26536	$4,319.51	26862	$3,707.55	27310	$5,541.38
26260	$4,480.66	26540	$4,207.66	26863	$3,003.71	27315	$4,199.41
26261	$5,541.38	26541	$4,902.92	26910	$3,707.55	27320	$4,038.68
26262	$3,693.15	26542	$3,908.07	26951	$2,807.11	27323	$675.95
26320	$2,720.82	26545	$3,750.79	26952	$3,251.44	27324	$2,012.50
26350	$3,935.60	26546	$4,652.02	26990	$2,377.71	27327	$1,748.29
26352	$4,195.57	26548	$3,950.72	26991	$1,375.30	27328	$3,146.71
26356	$4,379.97	26550	$6,928.24	26992	$5,002.99	27329	$5,541.38
26357	$4,189.53	26551	$6,928.24	27000	$1,406.39	27330	$4,271.73
26358	$4,437.40	26553	$6,928.24	27001	$1,787.15	27331	$5,075.31
26370	$4,228.82	26554	$6,928.24	27003	$5,316.38	27332	$5,541.38
26372	$4,132.08	26555	$6,858.72	27006	$3,604.76	27333	$5,541.38
26373	$4,271.14	26556	$6,928.24	27025	$4,794.06	27334	$5,541.38
26390	$4,603.65	26560	$3,507.02	27030	$5,541.38	27335	$5,541.38
26392	$4,803.16	26561	$4,887.81	27033	$5,541.38	27340	$2,969.92
26410	$2,972.26	26562	$5,419.83	27035	$5,541.38	27345	$4,400.30
26412	$4,017.22	26565	$3,959.79	27036	$5,541.38	27347	$1,171.08
26415	$4,240.91	26567	$3,361.53	27040	$528.30	27350	$5,541.38
26416	$4,812.23	26568	$4,754.80	27041	$2,043.58	27355	$5,541.38
26418	$3,086.29	26580	$6,928.24	27047	$1,437.47	27356	$5,541.38
26420	$3,912.01	26585	$6,115.10	27048	$3,355.65	27360	$5,541.38
26426	$4,107.91	26587	$3,392.99	27049	$5,541.38	27365	$5,541.38
26428	$3,841.23	26590	$6,928.24	27050	$3,717.26	27372	$2,626.37
26432	$2,917.22	26591	$2,579.06	27052	$5,380.67	27380	$4,582.49
26433	$3,227.84	26593	$3,298.61	27060	$3,034.21	27381	$5,607.26
26434	$3,624.98	26596	$4,691.32	27062	$3,275.29	27385	$4,782.00
26437	$3,271.10	26597	$4,624.82	27065	$4,368.15	27386	$5,713.05

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TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
27390	$3,392.99	27570	$2,354.93	27758	$6,771.90	28110	$2,673.00
27391	$3,809.77	27580	$6,928.24	27759	$6,771.90	28111	$3,926.18
27392	$4,519.02	27594	$3,113.82	27762	$670.22	28112	$3,058.32
27393	$3,908.07	27601	$2,595.29	27766	$5,770.73	28113	$3,444.04
27394	$3,931.67	27603	$1,818.23	27781	$657.81	28114	$5,541.38
27395	$5,368.45	27604	$761.43	27784	$4,964.15	28116	$4,279.76
27396	$4,334.62	27605	$885.76	27792	$5,597.39	28118	$4,464.59
27397	$4,884.78	27606	$1,616.19	27808	$569.23	28119	$4,247.62
27400	$4,585.52	27607	$4,705.67	27810	$969.62	28120	$3,926.18
27403	$4,857.58	27610	$5,541.38	27814	$6,524.25	28122	$3,476.18
27405	$5,078.25	27612	$5,541.38	27816	$689.70	28124	$3,178.86
27407	$4,881.76	27614	$1,724.98	27818	$1,146.80	28126	$3,074.39
27409	$6,489.93	27615	$5,541.38	27822	$6,566.71	28130	$5,525.32
27418	$5,809.78	27618	$1,600.65	27823	$6,771.90	28140	$3,837.79
27420	$5,468.20	27619	$3,194.92	27824	$689.70	28150	$2,525.36
27422	$5,453.08	27620	$4,721.73	27825	$1,228.29	28153	$3,082.42
27424	$5,462.15	27625	$5,541.38	27826	$6,308.46	28160	$3,186.89
27425	$3,935.60	27626	$5,541.38	27827	$6,771.90	28171	$5,541.38
27427	$5,314.03	27630	$2,377.71	27828	$6,771.90	28173	$4,488.70
27428	$6,332.74	27635	$5,541.38	27829	$5,123.33	28175	$4,199.41
27429	$5,607.26	27637	$5,541.38	27830	$650.73	28192	$1,484.09
27430	$5,029.88	27638	$5,541.38	27831	$780.05	28193	$1,818.23
27435	$4,325.55	27640	$5,541.38	27832	$5,003.06	28200	$3,668.23
27437	$5,014.77	27641	$5,541.38	27840	$406.24	28202	$3,959.79
27438	$5,933.72	27646	$5,541.38	27842	$468.24	28208	$2,783.53
27440	$5,667.71	27647	$5,541.38	27846	$6,025.45	28210	$3,880.55
27441	$4,963.38	27650	$4,915.01	27848	$5,944.07	28220	$3,200.31
27442	$6,154.39	27652	$5,347.29	27860	$1,903.12	28222	$4,135.11
27443	$5,833.97	27654	$5,504.47	27870	$6,232.99	28225	$2,610.51
27445	$6,928.24	27656	$2,929.01	27871	$4,555.29	28226	$3,007.65
27446	$6,928.24	27658	$3,259.29	27884	$3,003.71	28230	$2,634.11
27447	$6,928.24	27659	$3,974.90	28002	$1,717.21	28232	$2,190.64
27454	$6,928.24	27664	$3,019.45	28003	$2,688.67	28234	$2,094.80
27455	$5,830.94	27665	$3,624.98	28005	$3,154.74	28238	$4,386.01
27457	$6,220.89	27675	$4,135.11	28008	$2,051.35	28240	$2,516.15
27500	$1,033.41	27676	$4,485.77	28010	$2,785.10	28250	$3,432.31
27501	$1,033.41	27680	$3,298.61	28011	$1,344.22	28260	$3,420.51
27502	$1,433.80	27681	$4,005.13	28020	$3,411.89	28261	$3,986.99
27503	$1,433.80	27685	$3,184.59	28022	$2,097.97	28262	$5,800.71
27506	$6,771.90	27686	$4,183.47	28024	$1,826.00	28264	$5,090.33
27507	$6,771.90	27687	$3,821.57	28030	$3,034.21	28270	$2,712.75
27508	$822.58	27690	$4,237.89	28035	$4,842.27	28272	$2,480.76
27509	$822.58	27691	$4,585.52	28043	$1,313.14	28280	$2,551.53
27510	$1,283.22	27692	$2,476.83	28045	$3,082.42	28285	$3,396.91
27511	$6,771.90	27695	$4,364.85	28046	$4,175.30	28286	$3,086.29
27513	$6,771.90	27696	$4,334.62	28050	$2,961.89	28288	$3,153.14
27514	$6,771.90	27698	$5,314.03	28052	$2,945.82	28289	$2,621.53
27516	$928.88	27700	$5,289.84	28054	$1,709.44	28290	$3,786.19
27517	$1,460.38	27704	$3,965.83	28060	$3,267.25	28292	$4,331.59
27520	$613.52	27705	$5,447.04	28062	$5,541.38	28293	$5,087.32
27524	$6,644.53	27707	$3,546.34	28070	$3,476.18	28294	$4,969.43
27530	$677.31	27709	$5,510.52	28072	$2,463.19	28296	$4,863.62
27532	$1,081.24	27712	$5,522.61	28080	$3,146.71	28297	$4,927.11
27535	$6,771.90	27715	$6,012.32	28086	$2,393.25	28298	$4,839.45
27536	$6,771.90	27720	$6,121.14	28088	$2,785.10	28299	$5,153.82
27538	$671.99	27730	$3,090.22	28090	$2,315.55	28300	$4,171.38
27540	$6,771.90	27732	$3,581.72	28092	$1,546.26	28302	$4,887.81
27550	$530.26	27734	$4,479.72	28100	$3,556.54	28304	$4,147.20
27552	$682.62	27740	$4,727.60	28102	$5,372.64	28305	$5,178.01
27556	$6,771.90	27742	$5,008.73	28103	$4,384.23	28306	$3,475.55
27557	$6,771.90	27745	$4,911.99	28104	$3,355.65	28307	$3,974.90
27560	$314.76	27750	$686.17	28106	$5,035.14	28308	$3,923.81
27562	$992.66	27752	$976.71	28107	$3,781.55	28309	$4,277.19
27566	$6,729.43	27756	$1,396.60	28108	$3,251.18	28310	$3,318.27

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TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
28312	$3,471.63	29105	$263.84	29884	$4,584.67	31205	$4,352.43
28313	$2,689.15	29125	$256.71	29885	$4,606.03	31225	$7,384.01
28315	$3,345.80	29126	$258.35	29886	$4,426.31	31230	$7,384.01
28320	$4,827.35	29130	$245.73	29887	$5,552.93	31233	$2,018.76
28322	$3,514.87	29131	$257.80	29888	$9,022.56	31235	$1,662.47
28340	$4,116.97	29200	$251.23	29889	$5,760.46	31237	$2,455.20
28341	$4,515.99	29220	$257.26	29891	$4,852.53	31238	$2,579.03
28344	$3,133.48	29240	$251.23	29892	$4,852.53	31239	$4,967.53
28345	$3,778.32	29260	$249.03	29893	$4,225.22	31240	$2,090.01
28360	$5,800.71	29280	$247.93	29894	$4,568.33	31254	$3,190.13
28400	$530.26	29345	$310.66	29895	$4,538.17	31255	$4,204.65
28405	$765.89	29365	$294.75	29897	$4,564.56	31256	$2,591.01
28406	$1,153.88	29405	$287.79	29898	$5,040.60	31267	$3,234.07
28415	$6,177.56	29445	$378.31	30115	$2,036.57	31276	$3,829.20
28420	$6,771.90	29505	$267.69	30117	$2,063.29	31287	$2,866.61
28435	$670.22	29515	$262.19	30118	$4,344.44	31288	$3,158.18
28436	$817.27	29520	$256.16	30120	$3,461.74	31290	$7,384.01
28445	$6,099.73	29530	$255.61	30124	$727.22	31291	$7,384.01
28455	$524.94	29540	$252.87	30125	$3,361.88	31292	$6,489.31
28456	$477.11	29550	$251.77	30130	$1,021.15	31293	$6,992.58
28465	$4,946.45	29580	$287.79	30140	$2,241.43	31294	$7,384.01
28470	$393.84	29590	$251.77	30150	$4,308.50	31300	$5,770.37
28475	$489.51	29800	$4,075.64	30160	$5,354.97	31320	$2,690.87
28476	$671.99	29804	$4,910.89	30220	$878.65	31360	$7,384.01
28485	$4,605.96	29815	$4,179.96	30310	$976.62	31365	$7,384.01
28495	$248.49	29819	$4,624.89	30320	$2,858.62	31367	$7,384.01
28496	$441.67	29820	$4,549.47	30400	$5,127.30	31368	$7,384.01
28505	$3,363.10	29821	$4,638.71	30410	$6,848.79	31370	$7,384.01
28515	$248.49	29822	$4,598.49	30420	$7,384.01	31375	$7,072.46
28525	$2,679.17	29823	$4,936.84	30430	$3,577.57	31380	$7,384.01
28531	$2,568.85	29825	$4,624.89	30435	$5,207.19	31382	$7,384.01
28545	$289.10	29826	$5,520.51	30450	$5,634.56	31390	$7,384.01
28546	$560.37	29830	$4,240.29	30460	$4,572.11	31395	$7,384.01
28555	$4,960.61	29834	$4,305.65	30462	$7,384.01	31400	$4,264.56
28570	$348.96	29835	$4,329.53	30520	$3,649.47	31420	$4,372.40
28575	$565.69	29836	$4,455.21	30540	$3,793.25	31500	$549.07
28576	$565.69	29837	$4,376.03	30545	$5,470.80	31510	$118.17
28585	$4,741.26	29838	$4,457.72	30580	$3,637.48	31511	$388.75
28605	$475.33	29840	$3,985.15	30600	$2,650.92	31512	$1,128.04
28606	$693.24	29843	$4,275.49	30620	$3,769.29	31513	$1,591.21
28615	$4,741.26	29844	$4,274.23	30630	$3,637.48	31515	$540.17
28630	$229.26	29845	$4,451.44	30802	$370.93	31520	$994.43
28635	$319.03	29846	$4,505.48	30903	$290.77	31525	$1,493.24
28636	$528.48	29847	$4,423.79	30905	$1,128.04	31526	$2,054.38
28645	$3,546.95	29848	$4,055.54	30906	$495.63	31527	$2,196.90
28665	$218.58	29850	$4,949.81	30915	$3,122.23	31528	$1,858.43
28666	$507.22	29851	$6,207.95	30920	$4,955.56	31529	$1,724.82
28675	$3,370.46	29855	$6,681.37	31020	$1,902.97	31530	$2,595.00
28705	$6,768.03	29856	$6,687.86	31030	$3,745.32	31531	$2,722.82
28715	$5,927.68	29860	$4,179.96	31032	$4,032.90	31535	$2,535.09
28725	$5,054.06	29861	$5,189.76	31040	$4,332.47	31536	$2,710.83
28730	$4,921.05	29862	$5,637.24	31050	$3,465.73	31540	$2,958.47
28735	$5,150.79	29863	$4,761.73	31051	$4,268.55	31541	$2,966.45
28737	$4,881.76	29870	$4,076.90	31070	$3,018.38	31560	$3,138.20
28740	$3,699.68	29871	$4,422.54	31075	$5,171.23	31561	$3,649.47
28750	$3,770.45	29874	$4,546.96	31080	$4,823.74	31570	$2,846.63
28755	$3,129.54	29875	$4,443.90	31081	$5,267.10	31571	$2,946.49
28760	$3,801.92	29876	$4,755.24	31084	$7,052.49	31576	$1,466.51
28810	$3,216.05	29877	$4,588.44	31085	$7,384.01	31577	$1,956.40
28820	$2,693.09	29879	$4,839.55	31086	$5,486.78	31578	$2,312.69
28825	$2,622.32	29880	$5,170.30	31087	$5,295.06	31580	$6,585.17
29065	$288.78	29881	$4,645.00	31090	$5,331.00	31582	$7,384.01
29075	$269.87	29882	$5,280.56	31200	$2,990.42	31584	$6,225.70
29085	$263.84	29883	$5,857.75	31201	$3,945.03	31585	$2,650.92

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TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
31586	$3,761.30	33233	$3,232.36	36160	$3,031.67	37760	$6,267.72
31587	$4,024.91	33234	$3,357.78	36200	$3,288.80	37780	$2,581.34
31588	$5,418.87	33235	$3,545.93	36215	$3,320.16	37785	$1,504.82
31590	$3,445.75	33240	$4,950.72	36216	$3,640.00	37790	$5,151.41
31595	$3,877.13	33241	$2,900.76	36217	$4,035.10	38120	$7,823.03
31600	$2,734.79	34101	$6,807.06	36245	$3,552.20	38230	$3,320.16
31601	$3,102.26	34111	$6,336.71	36246	$3,640.00	38231	$1,966.18
31603	$2,834.65	34401	$6,637.73	36247	$4,035.10	38305	$2,664.15
31610	$3,809.22	34421	$6,248.91	36260	$5,803.63	38308	$3,690.17
31611	$3,721.35	34451	$7,823.03	36261	$2,975.23	38500	$2,226.44
31612	$575.80	34471	$3,777.97	36262	$2,628.66	38505	$1,670.43
31613	$1,502.14	34490	$6,136.03	36450	$2,569.52	38510	$3,169.64
31614	$3,837.18	34520	$7,427.94	36455	$3,000.31	38520	$3,451.85
31615	$1,270.55	35011	$7,823.03	36460	$4,530.54	38525	$3,201.00
31622	$2,277.06	35013	$7,823.03	36481	$4,900.56	38530	$3,564.74
31623	$2,476.81	35045	$7,823.03	36489	$1,670.43	38542	$4,248.32
31624	$2,324.48	35161	$7,823.03	36490	$1,978.02	38550	$3,602.37
31625	$2,626.95	35184	$7,678.79	36491	$2,202.79	38555	$6,136.03
31628	$2,818.67	35188	$6,662.82	36520	$2,605.01	38562	$5,891.43
31629	$2,626.95	35189	$7,823.03	36522	$3,132.01	38570	$4,809.88
31630	$2,630.95	35190	$7,823.03	36530	$4,599.52	38571	$5,705.47
31631	$2,718.82	35201	$7,823.03	36531	$4,317.31	38572	$6,358.87
31635	$2,762.75	35206	$7,823.03	36532	$2,439.38	38700	$7,258.61
31640	$3,150.19	35207	$7,823.03	36533	$4,267.14	38720	$7,823.03
31641	$3,353.89	35216	$7,823.03	36534	$3,508.30	38724	$7,823.03
31643	$1,850.40	35236	$7,823.03	36535	$2,486.70	38740	$4,536.81
31645	$2,535.09	35266	$7,823.03	36640	$3,025.40	38745	$6,769.44
31646	$2,196.90	35281	$7,823.03	36680	$1,812.39	38760	$5,734.66
31656	$1,662.47	35321	$7,823.03	36800	$2,968.96	38765	$7,823.03
31700	$762.85	35450	$7,823.03	36810	$4,317.31	38770	$7,823.03
31710	$335.30	35458	$7,823.03	36815	$3,382.88	38780	$7,823.03
31715	$103.13	35460	$3,558.46	36821	$6,117.20	38794	$3,357.78
31717	$183.88	35470	$7,528.27	36825	$7,823.03	39400	$4,787.67
31720	$192.79	35471	$7,823.03	36830	$7,823.03	39530	$7,823.03
31730	$1,733.73	35472	$3,840.69	36832	$6,029.40	40500	$3,898.61
31750	$4,691.93	35473	$5,740.92	36835	$3,721.53	40510	$4,045.03
31755	$6,457.36	35474	$6,656.56	36860	$3,188.45	40520	$3,831.76
31780	$7,384.01	35475	$7,823.03	36861	$3,313.88	40525	$5,044.50
31781	$7,384.01	35476	$3,558.46	37140	$7,823.03	40527	$5,595.16
31785	$4,707.91	35483	$7,164.54	37145	$7,823.03	40530	$4,022.74
31786	$6,457.36	35490	$7,823.03	37160	$7,823.03	40650	$3,672.61
31800	$3,102.26	35492	$6,167.38	37200	$2,226.44	40652	$3,892.24
31820	$2,575.04	35493	$7,164.54	37201	$5,025.98	40654	$4,258.28
31825	$3,142.21	35494	$7,823.03	37202	$4,273.42	40700	$5,092.24
31830	$2,606.99	35495	$4,411.39	37203	$3,972.38	40701	$6,435.48
32000	$335.30	35761	$5,220.40	37204	$7,823.03	40702	$5,381.89
32002	$727.22	35860	$5,220.40	37205	$4,812.76	40720	$5,451.92
32005	$504.54	35870	$7,823.03	37206	$3,194.73	40761	$5,849.80
32020	$1,876.24	35875	$6,725.53	37207	$4,812.76	40801	$1,775.51
32095	$4,440.31	35876	$6,725.53	37209	$2,013.51	40805	$2,672.92
32400	$851.92	35901	$6,079.58	37250	$1,694.10	40806	$272.35
32405	$1,421.98	35903	$6,079.58	37565	$3,953.57	40814	$3,427.51
32420	$869.73	35905	$6,079.58	37600	$4,699.87	40816	$3,424.34
33010	$2,167.30	35907	$6,079.58	37605	$5,063.61	40818	$2,392.47
33011	$1,658.61	36010	$2,841.60	37607	$3,495.76	40831	$2,044.73
33212	$4,950.72	36011	$2,593.17	37609	$2,968.96	40840	$4,398.34
33213	$4,950.72	36012	$3,251.17	37615	$5,101.24	40842	$4,398.34
33214	$4,963.27	36013	$2,841.60	37618	$4,699.87	40843	$5,200.46
33216	$4,724.96	36014	$3,006.59	37620	$7,101.82	40844	$6,101.26
33217	$4,724.96	36015	$3,251.17	37650	$4,097.82	40845	$6,435.48
33218	$4,455.28	36100	$3,201.00	37700	$3,859.50	41005	$564.02
33220	$4,455.28	36120	$2,959.90	37720	$4,781.40	41006	$1,001.49
33222	$5,000.89	36140	$2,013.51	37730	$5,935.34	41007	$3,121.62
33223	$5,151.41	36145	$2,959.90	37735	$6,807.06	41008	$1,057.59

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TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

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CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
41009	$3,452.98	42450	$3,488.00	43247	$1,382.16	44369	$1,631.11
41010	$283.57	42500	$3,866.77	43248	$1,323.64	44372	$1,613.80
41015	$844.45	42505	$4,563.86	43249	$1,225.54	44373	$1,462.03
41016	$3,573.93	42507	$3,879.51	43250	$1,341.16	44376	$1,424.76
41017	$1,438.98	42508	$4,821.68	43251	$1,427.41	44377	$1,452.72
41018	$3,650.33	42509	$4,726.19	43255	$1,529.93	44378	$1,587.17
41105	$1,023.94	42510	$4,834.42	43258	$1,552.57	44380	$689.45
41110	$1,326.81	42600	$3,637.59	43259	$1,420.77	44382	$808.58
41112	$2,549.52	42665	$2,156.90	43260	$1,681.70	44385	$924.20
41113	$3,484.81	42720	$1,988.64	43261	$1,681.70	44386	$647.41
41114	$4,433.35	42725	$3,815.85	43262	$1,967.93	44388	$1,366.18
41115	$1,865.25	42802	$1,012.71	43263	$1,661.73	44389	$1,418.10
41116	$2,661.70	42804	$1,091.24	43264	$2,073.10	44390	$1,029.33
41120	$4,716.64	42806	$1,438.98	43265	$1,793.53	44391	$1,585.85
41130	$5,283.22	42808	$2,695.35	43267	$1,872.07	44392	$1,572.53
41135	$6,435.48	42810	$3,390.84	43268	$1,967.93	44393	$1,605.81
41140	$6,435.48	42815	$4,929.90	43269	$1,769.56	44394	$1,572.53
41145	$6,435.48	42820	$3,402.06	43271	$1,901.36	44640	$4,481.10
41150	$6,435.48	42821	$3,650.33	43272	$1,631.11	45000	$1,652.11
41153	$6,435.48	42825	$2,829.95	43280	$5,489.66	45005	$1,315.59
41155	$6,435.48	42826	$3,583.49	43300	$5,598.34	45020	$2,796.30
41250	$1,068.80	42830	$1,954.98	43305	$6,435.48	45100	$1,977.43
41251	$2,190.55	42831	$2,515.87	43320	$6,117.17	45108	$2,852.39
41252	$2,504.65	42835	$1,954.98	43324	$6,180.84	45111	$6,145.83
41500	$3,446.62	42836	$2,998.22	43325	$6,094.89	45116	$5,827.52
41510	$2,706.57	42842	$4,528.84	43330	$6,015.32	45130	$5,238.66
41520	$3,099.17	42844	$5,852.99	43400	$5,843.43	45150	$3,475.26
41805	$810.80	42845	$6,435.48	43410	$5,232.30	45160	$4,773.94
41806	$1,708.20	42860	$1,988.64	43420	$4,271.02	45170	$3,869.96
41822	$3,267.44	42870	$2,471.00	43450	$631.32	45190	$4,019.56
41827	$3,596.21	42890	$5,260.94	43453	$1,562.38	45305	$402.14
41874	$3,481.63	42892	$5,875.27	43456	$2,639.25	45307	$552.80
42104	$1,685.76	42900	$3,755.37	43458	$1,573.59	45308	$503.74
42106	$2,358.82	42950	$5,235.47	43460	$1,741.86	45309	$503.74
42107	$3,952.71	42953	$4,417.44	43600	$429.40	45315	$524.77
42120	$4,560.67	42955	$3,456.16	43750	$3,784.01	45317	$549.29
42140	$1,382.89	42960	$1,080.02	43760	$642.54	45320	$763.03
42145	$5,219.56	42962	$4,302.85	43761	$1,057.59	45321	$622.88
42180	$2,381.25	42970	$1,023.94	43810	$4,831.23	45331	$671.93
42182	$3,503.91	42972	$3,847.67	43830	$4,369.69	45332	$724.49
42200	$4,688.00	43020	$4,493.83	43831	$4,054.57	45333	$892.67
42205	$5,757.49	43030	$5,092.24	43832	$4,929.90	45334	$1,057.35
42210	$6,381.36	43100	$4,369.69	43846	$6,435.48	45337	$1,018.81
42215	$4,843.96	43130	$5,744.76	43847	$6,435.48	45338	$892.67
42220	$4,118.23	43200	$822.60	43848	$6,435.48	45339	$1,243.06
42225	$4,595.68	43202	$952.23	43850	$6,104.45	45355	$517.76
42226	$4,910.81	43204	$1,438.06	43870	$4,236.01	45378	$1,435.41
42227	$4,758.02	43205	$1,053.85	43880	$5,025.40	45379	$1,595.16
42235	$4,165.98	43215	$1,109.91	44005	$5,034.94	45380	$1,523.27
42260	$3,666.24	43216	$1,032.83	44015	$3,099.17	45382	$1,667.06
42281	$1,517.51	43217	$1,225.54	44100	$1,416.54	45383	$1,673.70
42305	$2,313.95	43219	$1,186.99	44110	$4,840.79	45384	$1,573.87
42320	$1,921.33	43220	$917.20	44201	$4,649.64	45385	$1,770.90
42325	$2,246.65	43226	$1,008.30	44312	$3,323.53	45500	$4,293.30
42326	$3,723.54	43227	$1,412.77	44314	$4,525.66	45505	$4,401.53
42335	$2,639.25	43228	$1,438.06	44340	$1,753.08	45541	$5,636.54
42340	$3,752.19	43234	$1,008.30	44345	$3,939.99	45560	$3,924.07
42408	$3,430.70	43235	$1,183.49	44346	$4,516.11	45562	$4,974.47
42409	$3,020.66	43239	$1,313.13	44360	$1,232.55	45563	$6,435.48
42410	$4,290.12	43241	$1,106.41	44361	$1,351.67	45900	$519.14
42415	$6,435.48	43243	$1,555.22	44363	$1,155.46	45905	$664.97
42420	$6,435.48	43244	$1,323.64	44364	$1,503.31	45910	$844.45
42425	$5,932.56	43245	$1,382.16	44365	$1,431.42	45915	$743.49
42440	$4,840.79	43246	$1,519.28	44366	$1,613.80	46030	$317.22

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TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
46040	$1,764.29	47630	$3,593.04	49611	$5,264.12	51005	$491.08
46045	$1,943.78	47700	$4,828.05	49650	$3,567.46	51010	$973.34
46060	$4,102.32	47801	$4,143.70	49651	$3,833.96	51020	$5,952.38
46070	$1,405.33	48102	$2,571.95	49900	$3,564.39	51030	$4,089.41
46080	$2,257.86	48510	$4,799.40	50020	$5,912.24	51040	$4,338.34
46200	$3,446.62	48511	$3,267.44	50021	$2,476.84	51045	$4,434.71
46210	$732.27	49000	$4,560.67	50040	$6,217.38	51050	$6,169.20
46211	$1,999.86	49010	$4,611.61	50060	$8,481.85	51060	$8,273.07
46220	$575.23	49020	$3,933.62	50080	$8,481.85	51065	$6,137.07
46250	$3,054.31	49021	$3,583.49	50081	$8,481.85	51080	$4,611.37
46255	$3,901.79	49040	$4,481.10	50120	$8,481.85	51500	$5,960.41
46257	$4,064.12	49041	$3,267.44	50125	$8,481.85	51520	$7,301.43
46258	$4,267.84	49060	$4,162.79	50200	$2,524.12	51530	$7,879.59
46260	$4,331.50	49061	$3,009.44	50205	$4,980.74	51535	$6,618.88
46261	$4,506.57	49062	$4,968.10	50390	$1,654.17	51600	$320.88
46262	$4,538.39	49080	$844.45	50392	$2,287.73	51605	$339.78
46270	$1,966.21	49081	$709.84	50393	$2,868.85	51610	$311.42
46275	$3,997.28	49085	$3,500.73	50395	$3,125.81	51710	$595.10
46280	$4,334.68	49180	$1,910.12	50396	$528.91	51715	$2,561.94
46285	$2,426.13	49200	$5,066.78	50398	$557.28	51725	$1,011.17
46288	$3,535.74	49215	$5,104.97	50520	$8,481.85	51726	$1,275.93
46608	$482.72	49250	$3,838.13	50541	$4,253.01	51736	$443.80
46610	$405.64	49255	$4,041.84	50544	$5,516.20	51741	$585.64
46611	$405.64	49320	$3,496.59	50546	$5,242.60	51772	$944.97
46612	$594.85	49321	$3,581.64	50547	$6,977.30	51784	$1,039.53
46615	$650.91	49322	$3,607.15	50548	$5,935.32	51785	$1,039.53
46700	$4,353.78	49323	$4,043.76	50551	$2,126.97	51792	$1,881.12
46750	$4,309.21	49400	$1,124.89	50553	$1,625.81	51795	$1,417.76
46751	$3,694.89	49420	$1,640.90	50555	$4,225.93	51797	$963.89
46753	$3,955.90	49421	$3,717.18	50557	$4,233.96	51800	$8,481.85
46754	$1,528.72	49422	$3,717.18	50559	$1,323.21	51820	$6,386.01
46760	$4,563.86	49425	$5,098.61	50561	$4,563.18	51840	$7,855.50
46922	$1,304.37	49426	$4,115.05	50570	$1,427.23	51841	$8,481.85
46924	$2,740.22	49428	$1,035.15	50572	$6,273.59	51845	$8,481.85
46937	$2,504.65	49429	$3,456.16	50574	$6,137.07	51860	$6,570.70
46938	$2,672.92	49495	$3,984.55	50575	$8,425.64	51865	$8,481.85
47000	$1,438.98	49496	$4,003.65	50576	$7,429.92	51880	$4,434.71
47001	$1,438.98	49500	$3,984.55	50578	$3,495.19	51900	$8,481.85
47010	$4,547.95	49501	$4,003.65	50580	$3,326.56	51920	$6,482.36
47011	$3,009.44	49505	$3,834.95	50590	$8,481.85	51980	$6,442.22
47015	$4,547.95	49507	$4,003.65	50605	$5,358.16	51990	$3,909.56
47100	$3,446.62	49520	$4,060.94	50610	$8,481.85	51992	$4,031.81
47300	$4,840.79	49521	$4,003.65	50620	$8,481.85	52000	$1,313.75
47425	$6,126.73	49525	$4,165.98	50630	$8,481.85	52005	$2,136.43
47460	$6,435.48	49540	$4,054.57	50684	$519.45	52007	$2,716.28
47490	$3,535.74	49550	$3,866.77	50688	$424.89	52010	$1,852.74
47500	$1,562.38	49553	$3,866.77	50690	$358.70	52204	$2,306.63
47510	$3,087.96	49555	$4,331.50	50700	$8,481.85	52214	$2,700.22
47511	$3,087.96	49557	$4,331.50	50727	$4,763.94	52224	$2,780.52
47525	$1,652.11	49560	$4,197.81	50728	$6,795.54	52234	$4,233.96
47530	$1,562.38	49561	$4,197.81	50920	$8,096.40	52235	$5,269.84
47552	$1,394.11	49565	$4,439.72	50945	$4,433.47	52240	$8,481.85
47553	$3,608.95	49566	$4,439.72	50951	$1,635.26	52250	$2,748.40
47554	$3,650.33	49568	$2,740.22	50953	$1,625.81	52260	$2,051.32
47555	$2,818.74	49570	$3,793.57	50955	$2,467.39	52270	$3,238.24
47556	$2,818.74	49572	$4,181.89	50957	$2,420.11	52275	$3,198.08
47560	$2,346.39	49580	$3,628.05	50959	$3,165.96	52276	$4,129.57
47561	$3,025.81	49582	$3,866.77	50961	$2,533.57	52277	$4,322.28
47562	$4,338.61	49585	$3,803.11	50970	$4,603.34	52281	$2,240.44
47563	$4,483.19	49587	$3,803.11	50972	$1,512.33	52282	$4,129.57
47564	$4,863.10	49590	$4,191.45	50974	$6,080.86	52283	$1,483.96
47570	$4,667.48	49600	$4,073.67	50976	$5,599.06	52285	$2,812.64
47600	$4,796.22	49605	$5,127.26	50978	$3,703.98	52290	$2,268.81
47605	$4,990.38	49610	$4,143.70	50980	$2,965.21	52300	$3,238.24

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TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
52301	$3,238.24	53515	$7,702.93	54640	$4,003.44	57105	$2,315.30
52305	$3,262.32	53520	$5,181.50	54650	$4,027.38	57106	$2,223.39
52310	$2,852.79	53605	$491.08	54660	$2,424.00	57107	$3,292.91
52315	$3,720.04	53665	$396.53	54670	$3,232.17	57120	$3,292.91
52317	$5,422.40	53850	$5,839.96	54680	$4,065.91	57130	$3,292.91
52318	$6,779.47	53852	$6,080.86	54690	$3,810.19	57135	$2,992.10
52320	$4,354.41	54001	$402.00	54692	$3,397.51	57200	$3,292.91
52325	$5,896.17	54015	$397.22	54700	$430.71	57210	$3,292.91
52327	$3,414.90	54057	$735.81	54800	$1,139.91	57220	$3,292.91
52330	$3,238.24	54060	$559.93	54820	$1,723.58	57230	$3,292.91
52332	$3,029.45	54065	$1,588.88	54830	$2,522.77	57240	$3,292.91
52334	$3,125.81	54100	$311.07	54840	$3,717.07	57250	$3,292.91
52335	$4,217.89	54105	$483.35	54860	$3,751.44	57260	$3,292.91
52336	$6,530.55	54110	$3,840.99	54861	$3,973.23	57265	$3,292.91
52337	$7,494.16	54111	$4,169.01	54900	$4,145.05	57268	$3,292.91
52338	$5,205.59	54112	$4,341.86	54901	$4,492.85	57270	$3,292.91
52339	$5,205.59	54115	$3,124.42	55040	$3,721.24	57280	$3,292.91
52340	$4,587.28	54120	$3,886.81	55041	$3,990.94	57282	$3,292.91
52450	$4,458.80	54125	$4,416.83	55060	$3,079.51	57284	$3,292.91
52500	$6,426.15	54152	$1,005.21	55100	$301.50	57288	$3,292.91
52510	$6,386.01	54160	$861.53	55110	$2,495.84	57289	$3,292.91
52601	$8,481.85	54161	$1,319.50	55120	$978.27	57291	$3,292.91
52606	$3,117.79	54205	$3,745.19	55150	$3,780.59	57300	$3,292.91
52612	$7,502.18	54220	$789.69	55175	$3,402.79	57310	$3,292.91
52614	$6,145.11	54240	$473.78	55180	$3,924.30	57311	$3,292.91
52620	$4,731.82	54250	$382.85	55200	$1,139.91	57320	$3,292.91
52630	$6,867.81	54300	$3,929.50	55250	$1,732.57	57335	$3,292.91
52640	$5,615.12	54304	$4,114.86	55300	$1,804.40	57400	$252.01
52647	$8,481.85	54308	$3,821.20	55400	$3,896.18	57410	$274.91
52648	$8,481.85	54312	$4,188.79	55450	$1,714.61	57460	$3,161.31
52700	$3,101.72	54318	$3,997.19	55500	$3,250.13	57513	$3,292.91
53000	$1,720.36	54322	$4,005.52	55520	$2,172.57	57520	$3,292.91
53010	$3,278.38	54324	$4,356.44	55530	$3,754.56	57522	$3,292.91
53020	$831.50	54326	$4,307.50	55535	$3,321.97	57530	$3,292.91
53040	$1,805.47	54328	$4,329.37	55540	$3,447.69	57550	$3,292.91
53080	$3,647.77	54332	$4,516.80	55680	$3,348.91	57555	$3,292.91
53200	$1,096.27	54336	$4,897.93	55700	$717.86	57556	$3,292.91
53210	$5,783.75	54340	$3,845.16	55705	$2,397.06	57700	$3,292.91
53215	$8,481.85	54344	$4,897.93	55720	$2,522.77	57720	$3,292.91
53220	$4,282.13	54348	$4,423.08	55725	$3,798.29	57820	$3,274.10
53230	$6,819.63	54352	$4,897.93	55801	$4,541.80	58120	$3,292.91
53235	$4,482.89	54360	$3,944.09	55810	$4,897.93	58140	$3,292.91
53240	$3,928.81	54380	$4,194.00	55812	$4,897.93	58145	$3,292.91
53250	$3,703.98	54385	$4,302.30	55815	$4,897.93	58345	$3,292.91
53260	$1,115.18	54390	$4,626.14	55821	$4,628.23	58400	$3,292.91
53265	$1,833.84	54400	$4,242.94	55831	$4,729.23	58410	$3,292.91
53275	$2,297.18	54401	$4,390.81	55859	$3,826.42	58550	$3,292.91
53400	$6,450.25	54402	$3,837.87	55860	$3,955.54	58551	$3,292.91
53405	$8,481.85	54405	$4,751.10	55870	$1,014.18	58555	$2,117.47
53410	$7,325.52	54407	$4,381.44	56440	$3,292.91	58558	$2,446.98
53415	$8,481.85	54409	$4,147.13	56441	$2,465.70	58559	$3,188.39
53420	$8,481.85	54420	$4,019.06	56515	$3,292.91	58560	$3,292.91
53425	$7,879.59	54430	$3,940.95	56620	$3,292.91	58561	$3,292.91
53430	$6,201.31	54435	$3,097.47	56625	$3,292.91	58562	$1,823.27
53440	$8,481.85	54450	$325.43	56700	$2,785.30	58563	$3,292.91
53442	$5,141.35	54505	$1,041.13	56720	$366.56	58600	$3,292.91
53445	$8,481.85	54510	$2,091.75	56740	$3,292.91	58615	$3,292.91
53447	$7,807.32	54520	$3,766.02	56800	$3,292.91	58660	$3,292.91
53449	$7,205.07	54530	$3,975.32	56805	$3,292.91	58661	$3,292.91
53450	$2,647.05	54535	$4,102.36	56810	$3,292.91	58662	$3,292.91
53460	$2,363.36	54550	$3,759.77	57000	$3,180.11	58670	$3,292.91
53502	$4,442.73	54560	$3,965.95	57010	$3,292.91	58671	$3,292.91
53505	$4,611.37	54600	$3,519.52	57020	$585.68	58672	$3,292.91
53510	$6,056.78	54620	$2,352.16	57065	$3,292.91	58673	$3,292.91

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TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
58700	$3,292.91	60650	$6,277.04	63650	$4,392.95	64788	$2,311.73
58720	$3,292.91	61000	$902.22	63655	$6,545.75	64790	$4,227.78
58740	$3,292.91	61020	$1,006.83	63660	$4,046.08	64792	$5,262.89
58750	$3,292.91	61026	$1,337.18	63685	$4,387.44	64795	$1,623.49
58752	$3,292.91	61050	$990.31	63688	$3,578.08	64802	$3,286.26
58760	$3,292.91	61055	$1,348.19	63744	$4,800.38	64809	$6,121.80
58770	$3,292.91	61215	$3,275.25	63746	$3,352.33	64820	$4,315.87
58800	$3,292.91	61500	$7,250.51	64410	$701.18	64831	$2,174.07
58805	$3,292.91	61501	$7,250.51	64415	$326.42	64832	$1,083.91
58820	$3,292.91	61563	$7,250.51	64417	$634.55	64834	$2,240.14
58823	$3,292.91	61575	$7,250.51	64420	$642.88	64835	$3,594.59
58825	$3,292.91	61576	$7,250.51	64421	$770.07	64836	$4,002.03
58900	$3,292.91	61580	$7,250.51	64430	$692.85	64837	$2,763.21
58920	$3,292.91	61581	$7,250.51	64510	$701.18	64840	$6,011.69
58925	$3,292.91	61590	$7,250.51	64520	$709.50	64856	$4,833.42
58940	$3,292.91	61591	$7,250.51	64530	$957.27	64857	$5,560.20
58970	$3,292.91	61595	$7,250.51	64550	$476.32	64858	$6,358.56
58974	$3,292.91	61605	$7,250.51	64573	$2,052.95	64859	$2,240.14
58976	$3,292.91	61615	$7,250.51	64575	$2,003.40	64861	$7,250.51
59012	$2,543.12	61618	$6,562.27	64577	$1,832.71	64862	$7,250.51
59015	$1,382.27	61619	$7,250.51	64580	$1,915.29	64864	$4,640.72
59020	$1,438.10	61624	$7,250.51	64590	$1,326.17	64865	$7,107.36
59025	$284.32	61626	$7,250.51	64595	$929.75	64866	$6,474.18
59160	$2,709.90	61708	$7,250.51	64600	$1,243.58	64868	$6,474.18
59320	$2,091.20	61710	$7,250.51	64605	$1,172.00	64870	$7,250.51
59325	$2,688.37	61751	$7,250.51	64610	$4,310.36	64872	$1,105.93
59350	$3,038.07	61770	$7,250.51	64620	$863.68	64874	$1,507.86
59409	$3,151.05	61790	$6,892.63	64622	$1,315.16	64876	$1,667.53
59412	$1,419.50	61791	$5,692.34	64623	$781.08	64885	$7,250.51
59812	$3,075.73	61793	$7,250.51	64626	$1,924.88	64886	$7,250.51
59820	$3,151.05	61795	$2,757.70	64627	$1,655.50	64890	$7,063.30
59821	$2,596.92	61885	$1,392.24	64630	$1,271.11	64891	$6,050.23
59830	$3,151.05	61888	$1,551.90	64680	$1,166.49	64892	$6,391.59
59841	$3,151.05	62000	$3,467.96	64702	$2,636.56	64893	$7,250.51
59850	$3,151.05	62194	$1,348.19	64704	$3,082.55	64895	$7,250.51
59851	$3,151.05	62225	$2,955.91	64708	$4,018.55	64896	$7,250.51
59852	$3,151.05	62230	$5,725.38	64712	$5,009.61	64897	$7,250.51
59855	$3,151.05	62256	$3,825.85	64713	$5,488.62	64898	$7,250.51
59856	$3,151.05	62268	$1,953.84	64714	$3,688.19	64901	$5,907.07
59857	$3,151.05	62269	$1,276.62	64716	$2,972.43	64902	$6,876.11
59866	$2,672.23	62270	$701.18	64718	$3,941.47	64905	$5,488.62
59870	$2,699.13	62272	$869.18	64719	$3,038.51	64907	$7,250.51
59871	$2,091.20	62273	$929.75	64721	$2,911.86	65091	$2,049.38
60000	$609.58	62280	$701.18	64722	$3,159.63	65093	$2,163.64
60100	$891.20	62282	$1,249.09	64726	$709.50	65101	$2,206.80
60200	$3,627.63	62284	$1,403.25	64727	$2,096.99	65103	$2,431.01
60210	$5,092.20	62287	$4,145.19	64732	$2,686.13	65105	$2,815.93
60212	$5,290.41	62290	$1,337.18	64734	$2,851.30	65110	$5,106.36
60220	$5,015.12	62291	$1,293.13	64736	$2,768.71	65112	$3,890.65
60225	$6,088.77	62292	$5,075.68	64738	$3,104.57	65114	$4,237.45
60240	$6,138.32	62294	$3,528.53	64740	$3,165.14	65125	$871.25
60252	$7,250.51	62350	$2,234.64	64742	$3,066.03	65130	$2,255.70
60254	$7,250.51	62351	$3,154.13	64744	$3,484.48	65135	$1,620.28
60260	$2,041.94	62360	$929.75	64746	$2,388.81	65140	$1,823.41
60270	$7,250.51	62361	$1,788.66	64771	$3,847.87	65150	$1,993.52
60271	$6,997.23	62362	$2,245.65	64772	$4,040.57	65155	$2,888.34
60280	$3,996.52	62365	$2,223.62	64774	$1,821.69	65175	$1,998.60
60281	$3,088.06	62367	$317.99	64776	$1,843.72	65235	$1,668.52
60500	$6,567.78	62368	$486.91	64778	$1,816.19	65260	$2,545.34
60502	$6,584.29	63056	$7,250.51	64782	$2,900.85	65265	$3,082.70
60505	$7,250.51	63057	$2,427.35	64783	$2,108.00	65270	$541.18
60545	$7,250.51	63185	$7,250.51	64784	$3,418.41	65272	$660.51
60600	$6,622.83	63600	$6,204.39	64786	$7,250.51	65273	$1,061.68
60605	$6,209.89	63610	$4,018.55	64787	$2,223.62	65280	$2,469.12

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TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
65285	$3,928.76	66825	$2,105.25	67550	$2,922.64	69205	$1,626.35
65286	$1,460.32	66830	$2,191.57	67560	$2,419.58	69300	$2,934.82
65290	$1,754.85	66840	$2,572.02	67570	$2,163.64	69310	$4,239.32
65400	$1,884.34	66850	$3,075.08	67715	$584.34	69320	$5,517.98
65410	$647.81	66852	$3,437.13	67808	$784.93	69421	$1,739.49
65420	$1,330.82	66920	$2,972.18	67830	$782.38	69436	$2,023.95
65426	$1,711.69	66930	$3,254.19	67835	$1,798.02	69440	$3,805.45
65450	$1,076.92	66940	$2,998.86	67875	$680.82	69450	$3,173.31
65710	$3,997.35	66983	$3,025.54	67880	$1,244.50	69501	$4,279.55
65730	$5,026.34	66984	$3,566.71	67882	$1,660.90	69502	$5,250.76
65750	$5,392.20	66985	$2,774.01	67900	$1,203.88	69505	$5,517.98
65755	$5,392.20	66986	$3,905.88	67901	$2,191.57	69511	$5,517.98
65760	$6,402.12	67005	$1,836.11	67902	$2,206.80	69530	$5,517.98
65765	$7,072.86	67010	$2,163.64	67903	$2,023.99	69535	$5,517.98
65767	$5,510.34	67015	$1,881.80	67904	$1,993.52	69550	$4,885.84
65770	$4,519.46	67025	$1,957.98	67906	$1,630.44	69552	$5,517.98
65772	$1,442.55	67027	$2,701.60	67908	$1,676.14	69554	$5,517.98
65775	$1,861.49	67028	$1,061.68	67909	$1,752.31	69601	$5,440.40
65800	$680.82	67030	$1,594.89	67911	$1,716.76	69602	$5,517.98
65805	$703.67	67031	$1,269.89	67914	$1,272.43	69603	$5,517.98
65810	$1,605.04	67036	$4,241.26	67916	$1,726.92	69604	$5,517.98
65815	$1,384.15	67038	$7,072.86	67917	$1,924.97	69605	$5,517.98
65820	$2,892.16	67039	$5,342.66	67921	$1,193.72	69620	$3,273.88
65850	$3,665.80	67040	$6,478.34	67923	$1,886.88	69631	$4,529.54
65855	$1,770.08	67101	$2,411.96	67924	$1,861.49	69632	$5,443.27
65860	$1,236.88	67105	$2,739.71	67935	$1,206.42	69633	$5,236.39
65865	$1,808.17	67107	$5,476.04	67950	$1,869.10	69635	$5,517.98
65870	$1,732.00	67108	$7,072.86	67961	$1,833.56	69636	$5,517.98
65875	$1,838.64	67110	$2,949.32	67966	$2,079.85	69637	$5,517.98
65880	$1,983.36	67112	$5,548.45	67971	$3,326.61	69641	$5,428.91
65900	$2,270.95	67115	$1,638.05	67973	$4,416.57	69642	$5,517.98
65920	$2,442.44	67120	$1,914.81	67974	$4,618.55	69643	$5,517.98
65930	$2,194.11	67121	$2,846.42	67975	$1,297.81	69644	$5,517.98
66020	$688.45	67141	$1,696.45	68115	$734.15	69645	$5,517.98
66130	$1,584.73	67208	$2,115.40	68130	$1,282.59	69646	$5,517.98
66150	$2,735.90	67218	$4,328.92	68320	$1,744.70	69650	$4,466.33
66155	$2,732.08	67220	$2,079.96	68325	$2,343.36	69660	$5,173.18
66160	$3,360.91	67227	$2,082.38	68326	$2,255.70	69661	$5,517.98
66165	$2,613.95	67250	$2,018.91	68328	$2,686.35	69662	$5,517.98
66170	$3,886.83	67255	$2,987.43	68330	$1,592.35	69666	$4,495.05
66172	$3,886.83	67311	$2,102.70	68335	$2,270.95	69667	$4,497.93
66180	$5,357.89	67312	$2,834.98	68340	$1,041.37	69670	$4,337.03
66185	$2,667.29	67314	$2,408.15	68360	$1,465.39	69676	$3,862.92
66220	$1,754.85	67316	$3,170.35	68362	$2,309.06	69700	$3,670.39
66225	$3,890.65	67318	$1,820.87	68500	$2,176.33	69710	$3,242.26
66250	$1,914.81	67320	$2,888.34	68505	$2,568.21	69711	$3,837.06
66500	$1,280.04	67331	$2,659.68	68510	$1,181.02	69720	$5,517.98
66505	$1,074.38	67332	$3,025.54	68520	$2,404.34	69725	$5,517.98
66600	$2,823.55	67334	$1,843.72	68525	$1,178.48	69740	$4,811.13
66605	$3,780.12	67335	$939.81	68540	$2,423.39	69745	$5,517.98
66625	$1,676.14	67340	$2,259.52	68550	$3,578.14	69801	$4,118.65
66630	$1,965.59	67343	$1,724.38	68700	$927.11	69802	$4,641.60
66635	$1,990.99	67350	$850.94	68720	$3,006.48	69805	$5,187.54
66680	$1,762.47	67400	$3,349.48	68745	$1,909.73	69806	$5,316.85
66682	$1,978.29	67405	$2,579.65	68750	$2,888.34	69820	$3,954.86
66700	$1,579.65	67412	$3,238.96	68770	$1,320.67	69840	$3,851.42
66710	$1,579.65	67413	$2,339.55	68811	$622.43	69905	$4,920.32
66720	$1,579.65	67414	$2,453.87	69005	$1,745.24	69910	$5,517.98
66740	$1,579.65	67415	$736.68	69110	$2,167.62	69915	$5,517.98
66761	$1,381.61	67420	$5,651.35	69120	$1,157.63	69930	$5,517.98
66762	$1,523.79	67430	$3,315.18	69140	$3,710.62	69955	$5,517.98
66770	$1,691.37	67440	$4,744.31	69145	$2,133.15	69960	$5,517.98
66820	$1,330.82	67445	$3,498.11	69150	$4,417.47	69970	$5,517.98
66821	$901.73	67450	$4,919.62	69155	$5,517.98	69990	$1,964.88

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For CPT Code descriptions, see Tables E, F, G, H, and I.

TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
70010	$466.75	71100	$142.31	73020	$117.24	74240	$351.25
70015	$259.39	71101	$183.45	73030	$156.85	74241	$355.64
70030	$91.69	71110	$191.48	73040	$430.23	74245	$493.12
70100	$126.49	71111	$200.24	73050	$200.43	74246	$377.58
70110	$164.46	71120	$164.46	73060	$156.85	74247	$381.97
70120	$154.97	71130	$183.45	73070	$137.05	74249	$519.45
70130	$193.67	71250	$1,088.12	73080	$156.85	74250	$313.22
70134	$190.02	71260	$1,187.27	73085	$430.23	74251	$313.22
70140	$154.97	71270	$1,338.16	73090	$137.05	74260	$342.47
70150	$190.76	71550	$1,491.61	73092	$125.16	74270	$384.89
70160	$123.33	71555	$1,491.61	73100	$125.16	74280	$478.50
70170	$203.16	72010	$213.38	73110	$144.96	74283	$589.65
70190	$158.14	72020	$88.52	73115	$357.10	74290	$225.47
70200	$191.48	72040	$151.81	73120	$125.16	74291	$105.35
70210	$151.81	72050	$199.51	73130	$144.96	74300	$121.21
70220	$190.76	72052	$218.49	73140	$93.47	74301	$50.80
70240	$94.85	72069	$120.16	73200	$862.57	74305	$238.63
70250	$161.30	72070	$167.63	73201	$1,088.12	74320	$576.48
70260	$200.98	72072	$185.63	73202	$1,214.86	74327	$393.66
70300	$34.73	72074	$198.05	73220	$1,458.26	74328	$586.73
70310	$88.52	72080	$173.96	73221	$1,330.39	74329	$586.73
70320	$189.29	72090	$183.45	73225	$1,458.26	74330	$586.73
70328	$117.01	72100	$173.96	73500	$121.21	74340	$503.36
70330	$193.67	72110	$200.98	73510	$164.78	74350	$591.11
70332	$291.51	72114	$222.15	73520	$212.31	74355	$517.98
70336	$1,330.39	72120	$196.59	73525	$430.23	74360	$576.48
70350	$79.02	72125	$1,088.12	73530	$160.82	74363	$1,009.40
70355	$139.14	72126	$1,185.55	73540	$164.78	74400	$367.34
70360	$91.69	72127	$1,333.84	73542	$419.05	74410	$405.36
70370	$228.73	72128	$1,088.12	73550	$156.85	74415	$428.77
70371	$301.01	72129	$1,185.55	73560	$137.05	74420	$490.20
70373	$265.96	72130	$1,333.84	73562	$160.82	74425	$305.91
70380	$167.63	72131	$1,088.12	73564	$184.58	74430	$269.35
70390	$263.77	72132	$1,185.55	73565	$125.16	74440	$283.97
70450	$782.53	72133	$1,333.84	73580	$503.36	74445	$332.24
70460	$1,027.49	72141	$1,491.61	73590	$137.05	74450	$326.39
70470	$1,188.13	72142	$1,556.79	73592	$125.16	74455	$342.47
70480	$828.62	72146	$1,525.49	73600	$125.16	74470	$311.77
70481	$1,054.16	72147	$1,556.79	73610	$144.96	74475	$705.19
70482	$1,195.03	72148	$1,523.77	73615	$430.23	74480	$705.19
70486	$811.63	72149	$1,555.07	73620	$125.16	74485	$576.48
70487	$1,044.47	72156	$1,878.38	73630	$144.96	74710	$270.80
70488	$1,194.17	72157	$1,878.38	73650	$117.24	74740	$307.38
70490	$828.62	72158	$1,876.08	73660	$93.47	74742	$576.48
70491	$1,054.16	72159	$1,523.77	73700	$862.57	74775	$346.86
70492	$1,195.03	72170	$120.16	73701	$1,088.12	75552	$1,491.61
70540	$1,458.26	72190	$173.96	73702	$1,214.86	75553	$1,491.61
70541	$1,458.26	72192	$1,080.84	73720	$1,458.26	75554	$1,491.61
70551	$1,458.26	72193	$1,164.85	73721	$1,330.39	75555	$1,491.61
70552	$1,555.07	72194	$1,301.95	73725	$1,458.26	75556	$955.59
70553	$1,876.08	72196	$1,491.61	74000	$141.01	75600	$1,056.74
71010	$107.51	72198	$1,491.61	74010	$168.73	75605	$1,079.78
71015	$129.66	72200	$123.33	74020	$196.46	75625	$1,079.78
71020	$158.14	72202	$154.97	74022	$225.47	75630	$1,127.51
71021	$187.10	72220	$135.99	74150	$1,032.34	75650	$1,092.95
71022	$188.56	72240	$487.20	74160	$1,169.17	75658	$1,086.36
71023	$194.40	72255	$458.72	74170	$1,309.70	75660	$1,086.36
71030	$192.21	72265	$438.28	74181	$1,491.61	75662	$1,099.54
71034	$242.59	72270	$594.54	74185	$1,491.61	75665	$1,086.36
71035	$123.33	72275	$284.69	74190	$301.52	75671	$1,099.54
71036	$255.01	72285	$738.38	74210	$289.82	75676	$1,086.36
71040	$248.43	72295	$701.87	74220	$297.13	75680	$1,099.54
71060	$305.39	73000	$137.05	74230	$319.08	75685	$1,086.36
71090	$262.31	73010	$141.01	74235	$542.84	75705	$1,119.28

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For CPT Code descriptions, see Tables E, F, G, H, and I.

TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
75710	$1,079.78	76005	$254.93	76831	$375.56	77750	$723.57
75716	$1,086.36	76010	$59.83	76856	$375.56	77761	$798.34
75722	$1,079.78	76020	$60.87	76857	$174.13	77762	$1,003.55
75724	$1,092.95	76040	$90.78	76870	$372.68	77763	$1,228.73
75726	$1,079.78	76061	$119.07	76872	$375.56	77776	$818.30
75731	$1,079.78	76062	$174.39	76873	$406.91	77777	$1,152.20
75733	$1,086.36	76065	$85.62	76880	$330.88	77778	$1,419.53
75736	$1,079.78	76066	$124.96	76885	$375.56	77781	$2,579.83
75741	$1,086.36	76070	$309.60	76886	$330.88	77782	$2,619.76
75743	$1,099.54	76075	$302.92	76930	$375.10	77783	$2,675.22
75746	$1,079.78	76076	$84.59	76932	$375.10	77784	$2,762.86
75756	$1,079.78	76078	$84.59	76934	$375.10	77789	$385.25
75774	$1,051.80	76080	$130.83	76936	$624.91	77790	$392.21
75790	$224.73	76086	$270.00	76938	$375.10	78000	$401.95
75801	$505.36	76088	$353.94	76941	$389.23	78001	$450.69
75803	$516.89	76090	$115.54	76942	$375.10	78003	$410.31
75805	$558.86	76091	$150.84	76945	$389.23	78006	$608.02
75807	$570.37	76092	$115.54	76946	$330.88	78007	$634.46
75809	$96.97	76093	$1,667.34	76948	$330.88	78010	$525.87
75810	$1,079.78	76094	$1,839.33	76950	$292.56	78011	$609.40
75820	$127.31	76095	$670.78	76960	$292.56	78015	$645.60
75822	$204.98	76096	$160.26	76965	$603.93	78016	$767.27
75825	$1,079.78	76098	$48.48	76970	$177.63	78018	$978.04
75827	$1,079.78	76100	$155.56	76975	$376.47	78020	$311.36
75831	$1,079.78	76101	$174.39	76977	$122.42	78070	$534.22
75833	$1,092.95	76102	$208.27	76986	$433.00	78075	$968.05
75840	$1,079.78	76120	$121.43	77280	$759.51	78102	$566.24
75842	$1,092.95	76125	$89.74	77285	$996.90	78103	$729.14
75860	$1,079.78	76150	$41.26	77290	$1,122.25	78104	$828.29
75870	$1,079.78	76350	$54.68	77295	$2,982.49	78110	$399.17
75872	$1,079.78	76355	$1,282.97	77300	$478.53	78111	$616.36
75880	$127.31	76360	$1,280.39	77305	$552.32	78120	$506.37
75885	$1,091.31	76365	$1,280.39	77310	$634.46	78121	$667.88
75887	$1,091.31	76370	$372.65	77315	$711.04	78122	$866.00
75889	$1,079.78	76375	$433.29	77321	$831.61	78130	$679.02
75891	$1,079.78	76380	$515.75	77326	$633.06	78135	$903.72
75893	$1,059.21	76390	$983.50	77327	$792.79	78140	$803.88
75894	$1,990.79	76400	$1,491.61	77328	$984.70	78160	$760.62
75896	$1,743.90	76506	$337.85	77331	$382.47	78162	$713.82
75898	$188.51	76511	$268.19	77332	$474.35	78170	$938.10
75900	$1,714.28	76512	$374.65	77333	$566.24	78172	$449.29
75940	$1,059.21	76513	$374.65	77334	$760.62	78185	$599.66
75945	$426.36	76516	$268.19	77336	$656.74	78190	$1,014.65
75946	$247.78	76519	$268.19	77370	$724.96	78191	$1,163.29
75960	$1,249.31	76529	$309.98	77401	$496.63	78195	$822.74
75961	$1,030.41	76536	$327.40	77402	$496.63	78201	$601.04
75962	$1,305.27	76604	$289.08	77403	$496.63	78202	$676.23
75964	$721.80	76645	$202.00	77404	$496.63	78205	$1,017.98
75966	$1,332.43	76700	$397.44	77406	$496.63	78206	$1,008.18
75968	$721.80	76705	$330.88	77407	$538.40	78215	$681.80
75970	$986.79	76770	$396.07	77408	$538.40	78216	$753.97
75978	$1,324.20	76775	$330.88	77409	$538.40	78220	$775.04
75980	$527.58	76778	$396.07	77411	$538.40	78223	$786.13
75982	$581.07	76800	$379.21	77412	$570.42	78230	$578.78
75984	$230.50	76805	$406.55	77413	$570.42	78231	$715.21
75989	$452.69	76810	$517.33	77414	$570.42	78232	$755.08
75992	$1,305.27	76815	$341.33	77416	$570.42	78258	$691.54
75993	$721.80	76816	$226.39	77417	$339.31	78261	$826.07
75994	$1,332.43	76818	$381.02	77470	$1,638.05	78262	$840.49
75995	$1,332.43	76825	$396.53	77600	$756.18	78264	$832.73
75996	$721.80	76826	$236.84	77605	$889.30	78267	$300.83
76000	$137.90	76827	$398.81	77610	$756.18	78268	$595.71
76001	$281.53	76828	$233.35	77615	$889.30	78270	$479.92
76003	$159.08	76830	$375.56	77620	$756.18	78271	$493.85

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TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
78272	$587.12	78704	$812.75	90911	$321.04	92552	$266.88
78278	$921.47	78707	$875.98	90918	$658.75	92553	$320.60
78282	$446.51	78708	$875.98	90919	$658.75	92555	$237.18
78290	$708.25	78709	$875.98	90920	$658.75	92556	$313.73
78291	$722.18	78710	$1,014.65	90921	$658.75	92557	$358.78
78300	$631.68	78715	$489.67	90922	$15.87	92559	$153.02
78305	$786.13	78725	$521.69	90923	$15.87	92560	$113.42
78306	$851.58	78730	$477.14	90924	$15.87	92561	$324.42
78315	$911.48	78740	$578.78	90925	$15.87	92562	$252.03
78320	$1,032.39	78760	$658.13	90935	$431.83	92563	$237.18
78350	$375.51	78761	$731.78	90937	$685.58	92564	$281.73
78351	$287.79	78800	$749.52	90945	$408.90	92565	$247.08
78414	$849.36	78801	$843.82	90947	$638.12	92567	$306.49
78428	$610.80	78802	$984.70	90989	$640.18	92568	$237.18
78445	$541.18	78803	$1,103.39	90993	$159.98	92569	$252.03
78455	$814.97	78805	$752.85	90997	$623.67	92571	$242.14
78456	$807.84	78806	$1,078.98	90999	$150.38	92572	$98.57
78457	$662.30	78807	$1,103.39	91000	$325.41	92573	$222.34
78458	$826.07	78810	$802.05	91010	$767.70	92575	$202.52
78459	$791.78	78890	$436.77	91011	$884.95	92576	$266.88
78460	$628.90	78891	$616.36	91012	$904.91	92577	$324.42
78461	$915.92	78990	$360.19	91020	$805.12	92579	$325.19
78464	$1,157.74	79000	$722.18	91030	$294.10	92582	$325.19
78465	$1,675.78	79001	$498.02	91032	$717.80	92583	$337.40
78466	$653.96	79020	$722.18	91033	$904.91	92584	$452.69
78468	$783.92	79030	$738.43	91052	$375.51	92585	$520.65
78469	$954.75	79035	$759.51	91055	$369.24	92587	$375.58
78472	$988.03	79100	$690.15	91060	$341.06	92588	$402.30
78473	$1,301.95	79200	$732.89	91065	$294.10	92589	$311.44
78478	$506.37	79300	$996.90	91100	$294.10	92596	$315.26
78480	$506.37	79400	$730.53	91105	$247.13	92950	$728.27
78481	$958.07	79420	$730.53	91122	$660.43	92953	$98.75
78483	$1,260.90	79440	$732.89	92018	$291.64	92960	$606.74
78491	$989.19	90700	$38.41	92019	$291.64	92961	$485.47
78492	$1,004.61	90701	$34.27	92060	$252.03	92978	$997.36
78494	$1,140.32	90702	$30.65	92065	$237.18	92979	$793.41
78496	$491.71	90703	$26.50	92081	$217.38	93000	$204.71
78580	$757.29	90704	$28.58	92082	$301.53	93024	$735.99
78584	$745.09	90705	$28.58	92083	$335.87	93040	$101.86
78585	$1,005.77	90706	$28.58	92135	$347.86	93224	$861.94
78586	$630.28	90707	$38.92	92235	$393.14	93230	$884.22
78587	$663.70	90708	$32.20	92240	$393.14	93235	$790.82
78588	$983.00	90709	$32.20	92250	$266.88	93268	$861.94
78591	$665.10	90710	$43.35	92265	$202.52	93278	$450.91
78593	$746.21	90712	$24.96	92270	$323.65	93303	$934.77
78594	$911.48	90713	$23.92	92275	$341.21	93304	$750.55
78596	$1,166.62	90716	$50.60	92283	$202.52	93307	$934.77
78600	$672.06	90717	$16.85	92284	$281.73	93308	$741.98
78601	$742.88	90718	$23.92	92285	$202.52	93312	$957.91
78605	$743.98	90719	$16.85	92286	$365.65	93314	$899.67
78606	$798.34	90720	$39.29	92502	$358.01	93315	$957.91
78607	$1,110.04	90721	$41.94	92506	$312.20	93317	$899.67
78608	$2,982.49	90725	$16.85	92507	$222.34	93320	$659.71
78609	$2,982.49	90727	$19.02	92508	$148.07	93321	$404.16
78610	$489.67	90732	$38.92	92510	$376.33	93325	$773.69
78615	$785.02	90733	$40.52	92541	$323.65	93350	$751.41
78630	$923.68	90735	$30.12	92542	$319.08	93501	$2,198.66
78635	$637.24	90744	$44.06	92543	$162.93	93503	$736.84
78645	$748.42	90746	$50.25	92544	$291.64	93505	$955.34
78647	$1,026.85	90747	$53.25	92545	$256.99	93508	$1,801.07
78650	$878.20	90748	$52.10	92546	$312.96	93510	$3,813.86
78660	$577.38	90870	$139.28	92547	$312.96	93511	$3,696.47
78700	$692.94	90871	$227.04	92548	$413.76	93514	$3,813.86
78701	$757.29	90901	$270.91	92551	$153.02	93524	$3,813.86

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TABLE C. — OUTPATIENT FACILITY NATIONWIDE CHARGES; BY CPT (CURRENT PROCEDURAL TERMINOLOGY) CODE — Continued

CPT Code	Charge	CPT Code	Charge	CPT Code	Charge	CPT Code	Charge
93526	$3,813.86	93784	$369.88	95816	$357.31	96530	$973.46
93527	$3,813.86	93875	$422.86	95819	$409.72	96542	$1,032.48
93528	$3,813.86	93880	$871.37	95822	$506.46	96545	$632.26
93529	$3,813.86	93882	$758.26	95824	$199.79	96570	$79.57
93530	$2,223.51	93886	$914.22	95827	$663.67	96571	$53.72
93531	$3,813.86	93888	$787.40	95829	$89.22	96900	$37.83
93532	$3,813.86	93922	$450.91	95858	$211.13	96902	$28.87
93533	$3,813.86	93923	$754.83	95860	$230.97	96910	$67.51
93536	$991.33	93924	$774.54	95861	$443.98	96912	$81.48
93555	$1,069.31	93925	$873.08	95863	$510.50	96913	$153.65
93556	$1,380.35	93926	$759.98	95864	$742.27	97001	$58.65
93561	$348.07	93930	$891.94	95867	$242.31	97002	$23.51
93562	$170.43	93931	$771.98	95868	$433.90	97003	$58.65
93571	$972.59	93965	$466.48	95869	$75.04	97004	$23.51
93572	$960.98	93970	$904.79	95870	$75.04	97010	$48.67
93600	$892.79	93971	$781.39	95872	$276.33	97012	$49.04
93602	$776.26	93975	$953.63	95875	$92.05	97014	$47.96
93603	$858.52	93976	$813.96	95900	$97.72	97016	$51.53
93607	$844.81	93978	$881.65	95903	$89.22	97018	$50.81
93609	$1,084.73	93979	$765.12	95904	$77.88	97020	$47.96
93610	$842.24	93980	$889.37	95920	$585.06	97022	$49.04
93612	$866.23	93981	$831.10	95921	$114.74	97024	$48.67
93615	$223.41	93990	$753.98	95922	$120.40	97026	$49.04
93616	$538.16	94010	$141.26	95923	$114.74	97028	$49.04
93618	$1,259.53	94060	$272.97	95925	$350.04	97032	$54.45
93619	$1,852.48	94070	$402.28	95926	$350.04	97033	$54.45
93620	$2,358.04	94150	$43.53	95927	$350.04	97034	$58.78
93621	$2,389.18	94200	$80.70	95930	$157.26	97035	$57.70
93622	$2,396.43	94240	$189.16	95933	$276.33	97036	$48.67
93623	$908.55	94250	$60.26	95934	$76.46	97110	$83.80
93624	$951.92	94260	$136.48	95936	$76.46	97112	$83.80
93631	$1,529.45	94350	$153.24	95937	$140.25	97113	$92.54
93640	$1,451.47	94360	$244.23	95950	$1,508.16	97116	$81.31
93641	$1,678.55	94370	$88.14	95951	$1,826.62	97124	$81.31
93642	$1,580.86	94375	$138.88	95953	$1,508.16	97140	$99.41
93650	$1,524.30	94400	$162.82	95954	$514.52	97150	$92.54
93651	$2,061.56	94450	$127.18	95955	$631.42	97504	$85.04
93652	$2,061.56	94620	$469.32	95956	$1,566.67	97520	$86.30
93660	$732.84	94621	$469.32	95957	$500.43	97530	$88.79
93720	$298.21	94660	$148.44	95958	$1,032.50	97535	$88.79
93724	$1,104.44	94662	$69.55	95961	$585.08	97537	$88.79
93731	$267.03	94680	$165.22	95962	$585.08	97542	$88.79
93732	$304.43	94681	$347.20	96400	$544.54	97545	$756.19
93733	$295.09	94690	$117.89	96405	$666.39	97546	$351.90
93734	$220.29	94720	$225.08	96406	$754.14	97703	$90.04
93735	$285.74	94725	$419.04	96408	$929.64	97750	$123.05
93736	$260.81	94750	$170.00	96410	$1,312.70	97770	$153.55
93737	$251.46	94770	$88.14	96412	$1,039.84	99185	$405.29
93738	$295.09	94772	$555.24	96414	$1,165.19	99186	$1,213.88
93740	$161.07	95805	$1,157.47	96420	$1,106.21	99218	$915.72
93741	$376.86	95806	$1,494.05	96422	$1,091.46	99219	$1,362.67
93742	$491.50	95807	$1,685.53	96423	$705.41	99220	$1,741.29
93743	$397.97	95808	$1,810.49	96425	$1,231.57	99281	$131.61
93744	$518.66	95810	$1,810.49	96440	$875.98	99282	$178.62
93760	$279.50	95811	$1,899.17	96445	$958.83	99283	$308.05
93762	$344.95	95812	$419.80	96450	$905.24	99284	$560.93
93770	$83.17	95813	$419.80	96520	$895.48	99285	$1,090.62

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For CPT Code descriptions, see Tables E, F, G, H, and I.

TABLE D. — OUTPATIENT FACILITY GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS); BY VA FACILITY LOCATION

PAGE 1 OF 7

VA Facility Location	GAAF
NATIONWIDE AVERAGE	1.00
ANCHORAGE, AK	1.19
FAIRBANKS, AK	1.01
FORT WAINWRIGHT, AK	1.01
KENAI, AK	1.01
WASILLA, AK	1.01
ANNISTON, AL	1.14
BIRMINGHAM, AL	1.19
DECATUR, AL	1.13
DOTHAN, AL	0.92
FAIRHOPE, AL	0.91
FLORENCE, AL	1.13
GADSDEN, AL	1.16
HUNTSVILLE, AL	1.15
JASPER, AL	1.14
MOBILE, AL	0.91
MONTGOMERY, AL	1.01
TUSCALOOSA, AL	1.10
TUSKEGEE, AL	0.98
EL DORADO, AR	0.80
FAYETTEVILLE, AR	0.77
HARRISON, AR	0.78
HOT SPRINGS, AR	0.80
JONESBORO, AR	0.78
LITTLE ROCK, AR	0.85
MENA, AR	0.80
MOUNTAIN HOME, AR	0.78
NORTH LITTLE ROCK, AR	0.84
PARAGOULD, AR	0.78
WALDRON, AR	0.79
BISBEE, AZ	1.15
CASA GRANDE, AZ	1.25
FLAGSTAFF/BELLEMONT, AZ	1.25
GREEN VALLEY, AZ	1.15
KEARNY, AZ	1.25
KINGMAN, AZ	1.40
LAKE HAVASU CITY, AZ	1.40
MARANA, AZ	1.15
MESA/WILLIAMS AFB, AZ	1.25
NOGALES, AZ	1.15
PHOENIX, AZ	1.26
PRESCOTT, AZ	1.25
SAFFORD, AZ	1.25
SHOW LOW, AZ	1.25
SIERRA VISTA, AZ	1.15
SUN CITY, AZ	1.23
TUCSON, AZ	1.12
YUMA, AZ	1.23
ANAHEIM, CA	1.39
ATWATER, CA	1.71
AUBURN, CA	1.65
BAKERSFIELD, CA	1.12
BERKELEY, CA	1.52
CAPITOLA, CA	1.32
CHICO, CA	1.25
CHULA VISTA, CA	1.28
CONCORD, CA	1.54
CRESCENT CITY, CA	1.26
CULVER CITY, CA	1.48
EAST LOS ANGELES, CA	1.54
EDWARDS, CA	1.23
EL CENTRO, CA	1.27
EUREKA, CA	1.26
FAIRFIELD, CA	1.54
FRESNO, CA	1.16
GARDENA, CA	1.48
HAYWARD, CA	1.54
HEMET, CA	1.27
INDIO, CA	1.27
INGLEWOOD, CA	1.48
IRVINE, CA	1.39
LAGUNA NIGUEL, CA	1.39
LANCASTER/ ANTELOPE VALLEY, CA	1.23
LIVERMORE, CA	1.54
LOMA LINDA, CA	1.27
LOMPOC, CA	1.40
LONG BEACH, CA	1.41
LOS ANGELES, CA	1.54
MARE ISLAND, CA	1.54
MARINA, CA	1.43
MARTINEZ, CA	1.54
MENLO PARK, CA	1.31
MODESTO, CA	1.71
MONTEREY/FORT ORD, CA	1.43
OAKLAND, CA	1.52
PALM DESERT, CA	1.27
PALO ALTO, CA	1.31
PASADENA, CA	1.44
PORT HUENEME/OXNARD, CA	1.27
REDDING, CA	1.35
REDWOOD CITY, CA	1.31
RIVERSIDE, CA	1.27
ROHNERT PARK, CA	1.39
SACRAMENTO, CA	1.68
SAN BERNARDINO, CA	1.27
SAN DIEGO, CA	1.28
SAN FRANCISCO, CA	1.32
SAN JOSE, CA	1.31
SAN LUIS OBISPO, CA	1.40
SANTA ANA, CA	1.39
SANTA BARBARA, CA	1.41
SANTA ROSA, CA	1.20
SEPULVEDA, CA	1.43
STOCKTON, CA	1.67
SUN CITY, CA	1.27
TRAVIS AFB, CA	1.54
TULARE, CA	1.14
UKIAH, CA	1.20
UPLAND, CA	1.49
VALLEJO, CA	1.54
VICTORVILLE, CA	1.27
VISALIA, CA	1.14
VISTA, CA	1.28
WEST COVINA, CA	1.49
WEST HOLLYWOOD, CA	1.54
WEST LOS ANGELES, CA	1.54
WEST RIVERSIDE, CA	1.27
WHITTIER, CA	1.43
YOUNTVILLE, CA	1.54
AURORA, CO	1.01
BOULDER, CO	0.95
COLORADO SPRINGS, CO	1.10
CORTEZ, CO	0.86
DENVER, CO	1.12
FLORENCE, CO	0.86
FORT CARSON, CO	1.10
FORT COLLINS, CO	0.84
FORT LYON, CO	0.98
GRAND JUNCTION, CO	0.77
GREELEY, CO	0.91
LA JUNTA, CO	0.98
MONTROSE, CO	0.86
PUEBLO, CO	0.98
BRIDGEPORT, CT	0.98
DANBURY, CT	0.93
HARTFORD, CT	0.97
NEW HAVEN, CT	0.98
NEW LONDON, CT	1.00
NEWINGTON, CT	0.97
NORWICH, CT	1.00
STAMFORD, CT	0.93
TORRINGTON, CT	1.01
WATERBURY, CT	1.01
WEST HAVEN, CT	0.98
WILLIMANTIC, CT	0.99
WINDHAM, CT	0.99
WINSTED, CT	0.97
WASHINGTON, DC (ZIP CODE 200)	0.93
WASHINGTON, DC (ZIP CODE 204)	0.93
DOVER AFB, DE	0.88
GEORGETOWN, DE	0.88
MILLSBORO, DE	0.88
NEW CASTLE, DE	0.87
OCEAN VIEW, DE	0.88
REHOBOTH, DE	0.88
SEAFORD, DE	0.88
SMYRNA, DE	0.88
WILMINGTON, DE	0.87
ARCADIA, FL	1.13
BARTOW, FL	1.13
BAY PINES, FL	1.21
BROOKSVILLE, FL	1.21
CECIL FIELD, FL	1.15
CLEARWATER, FL	1.21
DADE CITY, FL	1.21
DAYTONA BEACH, FL	1.14
DELRAY BEACH, FL	1.30
ELLENTON, FL	1.13
FORT LAUDERDALE, FL	1.46
FORT MYERS, FL	1.18
FORT PIERCE, FL	1.32
FORT WALTON BEACH, FL	1.18
GAINESVILLE, FL	1.04
HOMESTEAD, FL	1.32
JACKSONVILLE, FL	1.15
KEY LARGO, FL	1.32
KEY WEST, FL	1.32
KISSIMMEE, FL	1.18
LAKE CITY, FL	1.10
LAKE WALES, FL	1.13
LAKELAND, FL	1.13
LEESBURG, FL	1.18
MANATEE COUNTY, FL	1.13
MIAMI, FL	1.23
NAPLES, FL	1.18
OAKLAND PARK, FL	1.46
OCALA, FL	1.05
OKEECHOBEE, FL	1.32
ORLANDO, FL	1.18
PALATKA, FL	1.14
PANAMA CITY, FL	1.15
PEMBROKE PINES, FL	1.32
PENSACOLA, FL	1.18
PORT CHARLOTTE, FL	1.18
PORT RICHEY, FL	1.21
SAINT PETERSBURG, FL	1.21
SANFORD, FL	1.16

TABLE D. — OUTPATIENT FACILITY GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS); BY VA FACILITY LOCATION — Continued

VA Facility Location	GAAF	VA Facility Location	GAAF	VA Facility Location	GAAF
SARASOTA, FL	1.13	OAK PARK, IL	1.09	HYANNIS, MA	0.98
STUART, FL	1.32	OSWEGO, IL	1.11	LOWELL, MA	0.97
TALLAHASSEE, FL	1.17	PEORIA, IL	0.99	LYNN, MA	1.01
TAMPA, FL	1.22	QUINCY, IL	0.84	NEW BEDFORD, MA	0.93
TARPON SPRINGS, FL	1.21	ROCKFORD, IL	0.86	NORTHAMPTON, MA	0.95
VIERA/BREVARD, FL	1.16	SPRINGFIELD, IL	0.75	PITTSFIELD, MA	0.90
WEST PALM BEACH, FL	1.30	BLOOMINGTON, IN	0.93	PLYMOUTH, MA	0.93
ALBANY, GA	0.90	CROWN POINT, IN	1.00	SOUTH SHORE, MA	1.03
ATLANTA/DECATUR, GA	0.85	EVANSVILLE, IN	0.85	SPRINGFIELD, MA	0.95
ATLANTA/MIDTOWN, GA	0.92	FORT WAYNE, IN	0.83	WASHINGTON, MA	0.90
AUGUSTA, GA	0.87	HIGHLAND, IN	1.00	WEST ROXBURY, MA	1.03
COLUMBUS, GA	0.86	INDIANAPOLIS, IN	0.83	WORCESTER, MA	0.89
DUBLIN, GA	0.90	LAFAYETTE, IN	0.86	BALTIMORE, MD	0.71
FORT GORDON, GA	0.87	LAWRENCEBURG, IN	0.92	CAMBRIDGE, MD	0.62
GAINESVILLE, GA	0.86	MARION, IN	0.87	CHARLOTTE HALL, MD	0.74
MACON, GA	0.89	MISHAWAKA, IN	0.92	CUMBERLAND, MD	0.61
OAKWOOD, GA	0.86	MUNCIE/ANDERSON, IN	0.89	ELKTON, MD	0.73
SAVANNAH, GA	0.92	NAPPANEE, IN	0.92	FORT HOWARD, MD	0.63
VALDOSTA, GA	0.91	NEW ALBANY, IN	0.95	GLEN BURNIE, MD	0.63
GUAM, GU	0.91	RICHMOND, IN	0.89	HAGERSTOWN, MD	0.70
HILO, HI	0.91	SOUTH BEND, IN	0.94	MILLINGTON, MD	0.62
HONOLULU, HI	0.93	TERRE HAUTE, IN	0.93	PERRY POINT, MD	0.73
KAILUA KONA, HI	0.91	DODGE CITY, KS	0.76	SILVER SPRING, MD	0.78
LIHUE, HI	0.91	GARDEN CITY, KS	0.76	BANGOR, ME	0.86
WAILUKU, HI	0.91	HAYS, KS	0.76	CALAIS, ME	0.89
BETTENDORF, IA	0.75	KANSAS CITY, KS	0.98	CARIBOU, ME	0.89
CEDAR RAPIDS, IA	0.73	LEAVENWORTH, KS	0.95	LEWISTON, ME	0.85
DES MOINES, IA	0.75	LIBERAL, KS	0.76	MACHIAS, ME	0.89
DUBUQUE, IA	0.78	MCPHERSON, KS	0.76	PORTLAND, ME	0.75
FORT DODGE, IA	0.75	PAOLA, KS	0.95	RUMFORD, ME	0.85
IOWA CITY, IA	0.73	PARSONS, KS	0.76	SANFORD, ME	0.79
KNOXVILLE, IA	0.75	PITTSBURG, KS	0.76	SOUTHERN MAINE, ME	0.79
MARSHALLTOWN, IA	0.75	PRATT, KS	0.77	TOGUS, ME	0.89
MASON CITY, IA	0.78	SALINA, KS	0.76	ANN ARBOR, MI	1.01
OTTUMWA, IA	0.78	TOPEKA, KS	0.81	BATTLE CREEK, MI	0.85
SIOUX CITY, IA	0.72	WICHITA, KS	1.10	BENTON HARBOR, MI	0.85
WATERLOO, IA	0.78	BELLEVUE, KY	0.80	DETROIT, MI	1.01
BOISE, ID	0.78	BOWLING GREEN, KY	0.74	FLINT, MI	0.98
LEWISTON, ID	0.82	FORT CAMPBELL, KY	0.76	GAYLORD, MI	0.83
MOSCOW, ID	0.82	FORT KNOX, KY	0.96	GRAND RAPIDS, MI	0.74
POCATELLO, ID	0.82	GRAYSON, KY	0.86	HANCOCK/PORTAGE, MI	0.83
TWIN FALLS, ID	0.82	HOPKINSVILLE, KY	0.76	IRON MOUNTAIN, MI	0.83
AURORA, IL	1.11	LEXINGTON, KY	0.72	IRONWOOD, MI	0.83
BELLEVILLE, IL	1.02	LOUISVILLE, KY	1.01	JACKSON, MI	0.86
CARMI, IL	0.84	OWENSBORO, KY	0.76	LANSING, MI	0.90
CHICAGO HEIGHTS, IL	1.17	PADUCAH, KY	0.74	LINCOLN PARK, MI	1.01
CHICAGO (WOODLAWN), IL	1.17	PRESTONSBURG, KY	0.85	MARQUETTE, MI	0.83
CHICAGO, IL	1.17	ALEXANDRIA, LA	0.96	MENOMINEE, MI	0.83
DANVILLE, IL	0.84	BATON ROUGE, LA	0.97	MUSKEGON, MI	0.74
DECATUR, IL	0.82	COVINGTON, LA	1.06	OSCODA, MI	0.94
EAST SAINT LOUIS, IL	1.02	HOUMA, LA	0.99	PONTIAC, MI	0.98
EFFINGHAM, IL	0.84	JENNINGS, LA	0.99	SAGINAW, MI	0.94
ELGIN, IL	1.09	LAFAYETTE, LA	0.99	SAULT SAINTE MARIE, MI	0.83
EVANSTON, IL	1.09	LAKE CHARLES, LA	1.02	TRAVERSE CITY, MI	0.77
GALESBURG, IL	0.88	MONROE, LA	0.96	YALE, MI	0.95
GURNEE, IL	1.08	MORGAN CITY, LA	0.99	BRAINERD, MN	0.79
HINES, IL	1.09	NEW ORLEANS, LA	1.09	CHISHOLM, MN	0.79
JOLIET, IL	1.17	SHREVEPORT, LA	0.99	FERGUS FALLS, MN	0.77
LA SALLE, IL	0.88	BEDFORD, MA	0.97	HIBBING, MN	0.79
MANTENO, IL	1.00	BOSTON, MA	1.03	MANKATO, MN	0.74
MARION, IL	0.84	BROCKTON, MA	1.03	MINNEAPOLIS, MN	0.96
MCHENRY, IL	1.08	CHICOPEE, MA	0.95	OWATONNA, MN	0.93
MOLINE, IL	0.83	FRAMINGHAM, MA	0.97	SAINT CLOUD, MN	0.77
MOUNT VERNON, IL	0.84	GREENFIELD, MA	0.98	SAINT PAUL, MN	1.08
NORTH CHICAGO, IL	1.08	HAVERHILL, MA	0.97	VIRGINIA, MN	0.79
OAK LAWN, IL	1.17	HOLYOKE, MA	0.95	WORTHINGTON, MN	0.74

TABLE D. — OUTPATIENT FACILITY GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS); BY VA FACILITY LOCATION — Continued

VA Facility Location	GAAF	VA Facility Location	GAAF	VA Facility Location	GAAF
BELTON, MO	1.05	KEARNEY, NE	0.70	CORNING, NY	0.61
BRANSON, MO	0.78	LINCOLN, NE	0.80	CORTLAND, NY	0.66
CAPE GIRARDEAU, MO	0.78	NORFOLK, NE	0.70	DANSVILLE, NY	0.60
COLUMBIA, MO	0.86	NORTH PLATTE, NE	0.70	DUNKIRK, NY	0.64
FORT LEONARD WOOD, MO	0.79	OMAHA, NE	0.92	ELIZABETHTOWN, NY	0.71
GRANDVIEW, MO	1.05	RUSHVILLE, NE	0.70	ELMIRA, NY	0.60
KANSAS CITY, MO	1.06	SCOTTSBLUFF, NE	0.70	GENESEO, NY	0.60
KIRKSVILLE, MO	0.87	SIDNEY, NE	0.70	GENEVA, NY	0.60
LAKE OZARK, MO	0.83	BERLIN, NH	0.82	GLENS FALLS, NY	0.70
MEXICO, MO	0.86	KEENE, NH	0.83	GLOVERSVILLE, NY	0.70
MOUNT VERNON, MO	0.76	LITTLETON, NH	0.82	HARLEM, NY	0.93
NEVADA, MO	0.82	MANCHESTER, NH	0.92	HARRIS, NY	0.72
POPLAR BLUFF, MO	0.79	PORTSMOUTH, NH	0.94	HICKSVILLE, NY	0.86
SAINT CHARLES, MO	0.95	TILTON, NH	0.83	HORSEHEADS, NY	0.61
SAINT JAMES, MO	0.79	BLACKWOOD, NJ	1.21	HOUGHTON, NY	0.67
SAINT JOSEPH, MO	0.90	BRICK, NJ	1.13	HUDSON, NY	0.74
SAINT LOUIS, MO	0.97	CAPE MAY, NJ	1.04	ISLIP, NY	0.86
SPRINGFIELD, MO	0.61	EAST ORANGE, NJ	0.98	ITHACA, NY	0.61
WEST PLAINS, MO	0.76	ELIZABETH, NJ	0.99	JAMESTOWN, NY	0.67
WHITEMAN AFB, MO	0.79	FORT DIX, NJ	1.11	KINGSTON, NY	0.71
BILOXI, MS	0.96	HACKENSACK, NJ	0.94	LACKAWANNA, NY	0.64
DURANT, MS	0.73	JAMESBURG, NJ	1.03	LIBERTY, NY	0.72
GREENVILLE, MS	0.70	JERSEY CITY, NJ	0.99	LINDENHURST, NY	0.86
GULFPORT, MS	0.96	LYONS, NJ	0.83	LITTLE FALLS, NY	0.71
HATTIESBURG, MS	0.78	MORRISTOWN, NJ	0.83	LOCKPORT, NY	0.64
JACKSON, MS	0.70	NEW BRUNSWICK, NJ	1.04	LYNBROOK, NY	0.86
MERIDIAN, MS	0.70	NEWARK, NJ	0.99	LYONS, NY	0.60
SMITHVILLE, MS	0.70	TRENTON, NJ	1.11	MALONE, NY	0.71
ANACONDA, MT	0.76	VENTNOR CITY, NJ	1.04	MASSENA, NY	0.69
BILLINGS, MT	0.74	VINELAND, NJ	1.09	MEDFORD, NY	0.86
BOZEMAN, MT	0.76	ALBUQUERQUE, NM	0.86	MONTICELLO, NY	0.72
BROWNING, MT	0.73	ARTESIA, NM	0.92	MONTROSE, NY	0.91
COLUMBIA FALLS, MT	0.76	CLAYTON, NM	0.92	MOUNT MORRIS, NY	0.60
FORT HARRISON, MT	0.76	CLOVIS, NM	0.92	MOUNT SINAI, NY	0.86
GALLATIN VALLEY, MT	0.76	ESPANOLA, NM	0.92	MOUNT VERNON, NY	0.91
GLASGOW, MT	0.76	FARMINGTON, NM	0.92	NEW CITY, NY	0.82
GREAT FALLS, MT	0.73	GALLUP, NM	0.92	NEW YORK, NY	0.93
LAME DEER, MT	0.75	HOBBS, NM	0.92	NIAGARA FALLS, NY	0.64
LIBBY, MT	0.76	LAS CRUCES, NM	0.94	NORTH TONAWANDA, NY	0.64
MILES CITY, MT	0.76	LAS VEGAS, NM	0.90	NORTHPORT/LONG ISLAND, NY	0.86
MISSOULA, MT	0.76	RATON, NM	0.92	OLEAN, NY	0.67
SIDNEY, MT	0.76	SANTA FE, NM	0.90	OSWEGO, NY	0.66
WHITEFISH, MT	0.76	SANTA ROSA, NM	0.92	PATCHOGUE, NY	0.86
ASHEVILLE, NC	0.72	SILVER CITY, NM	0.94	PENN YAN, NY	0.60
CHARLOTTE, NC	0.81	TRUTH OR CONSEQUENCES, NM	0.93	PLAINVIEW, NY	0.86
DURHAM, NC	0.78	ELY, NV	1.22	PLATTSBURGH, NY	0.71
FAYETTEVILLE, NC	0.84	HENDERSON, NV	1.39	POMONA, NY	0.82
FRANKLIN, NC	0.76	LAS VEGAS, NV	1.39	PORT JERVIS, NY	0.72
GOLDSBORO, NC	0.79	MESQUITE, NV	1.39	POUGHKEEPSIE, NY	0.73
GREENSBORO, NC	0.63	PAHRUMP, NV	1.39	RIVERHEAD, NY	0.86
GREENVILLE, NC	0.81	RENO, NV	1.24	ROCHESTER, NY	0.60
HICKORY, NC	0.79	ALBANY, NY	0.69	ROME, NY	0.71
JACKSONVILLE, NC	0.81	AMSTERDAM, NY	0.70	SAINT ALBANS, NY	1.04
RALEIGH, NC	0.78	ATTICA, NY	0.64	SAYVILLE, NY	0.86
SALISBURY, NC	0.79	AUBURN, NY	0.66	SCHENECTADY, NY	0.69
WILMINGTON, NC	0.85	BABYLON, NY	0.86	SENECA FALLS, NY	0.66
WINSTON-SALEM, NC	0.68	BATAVIA, NY	0.64	SIDNEY, NY	0.66
BISMARCK, ND	0.74	BATH, NY	0.61	SOMERS, NY	0.91
FARGO, ND	0.79	BINGHAMTON, NY	0.66	STATEN ISLAND, NY	1.04
GRAFTON, ND	0.77	BRONX, NY	1.04	SYRACUSE, NY	0.66
MINOT, ND	0.75	BROOKLYN, NY	1.04	TROY, NY	0.69
ALLIANCE, NE	0.70	BUFFALO, NY	0.64	UTICA, NY	0.72
BEATRICE, NE	0.71	CANANDAIGUA, NY	0.60	WALLKILL, NY	0.74
BELLEVUE, NE	0.92	CARMEL, NY	0.91	WARSAW, NY	0.60
GERING, NE	0.70	CASTLE POINT, NY	0.74	WATERLOO, NY	0.66
GRAND ISLAND, NE	0.70	CLIFTON PARK, NY	0.70	WATERTOWN, NY	0.69

TABLE D. — OUTPATIENT FACILITY GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS); BY VA FACILITY LOCATION — Continued

VA Facility Location	GAAF	VA Facility Location	GAAF	VA Facility Location	GAAF
WELLSVILLE, NY	0.61	WHITE CITY, OR	0.77	ROSEBUD, SD	0.70
WHITE PLAINS/BRONX, NY	0.91	ALIQUIPPA, PA	1.11	SIOUX FALLS, SD	0.69
YONKERS, NY	0.91	ALLENTOWN, PA	0.85	WINNER, SD	0.70
AKRON, OH	0.90	ALTOONA, PA	0.90	WORTHING, SD	0.69
ASHTABULA, OH	0.86	ARMSTRONG COUNTY, PA	0.88	CHATTANOOGA, TN	0.93
ATHENS, OH	0.76	BLOOMSBURG, PA	0.80	CLARKSVILLE, TN	0.86
BATAVIA, OH	0.87	BUTLER, PA	1.01	COOKEVILLE, TN	0.90
CANTON, OH	0.59	CAMP HILL, PA	0.81	DOVER, TN	0.86
CHILLICOTHE, OH	0.88	CARBONDALE, PA	0.85	JOHNSON CITY, TN	0.92
CINCINNATI, OH	0.77	CLARION, PA	0.88	KNOXVILLE, TN	0.91
CLEVELAND, OH	0.95	COATESVILLE, PA	1.35	MADISON, TN	0.86
COLUMBUS, OH (ZIP CODE 430)	0.80	DU BOIS, PA	0.90	MEMPHIS, TN	0.83
COLUMBUS, OH (ZIP CODE 432)	0.86	ERIE, PA	0.95	MOUNTAIN CITY, TN	0.92
DAYTON, OH	0.89	GREENSBURG, PA	1.10	MOUNTAIN HOME, TN	0.92
EAST LIVERPOOL, OH	0.88	JOHNSTOWN, PA	0.96	MURFREESBORO, TN	0.86
HILLSBORO, OH	0.87	LANCASTER, PA	0.68	NASHVILLE, TN	0.83
LANCASTER, OH	0.80	LEBANON, PA	0.81	ROGERSVILLE, TN	0.91
LIMA, OH	0.84	MCCANDLESS, PA	1.11	TULLAHOMA/ARNOLD AFB, TN	0.91
LORAIN, OH	0.86	MCKEESPORT, PA	1.11	ABILENE, TX	1.20
MANSFIELD, OH	0.82	MEADVILLE, PA	0.88	ALICE, TX	1.12
MARIETTA, OH	0.76	MERCER, PA	0.87	AMARILLO, TX	1.07
MEDINA, OH	0.88	MONROEVILLE, PA	1.11	AUSTIN, TX	0.87
MIDDLETOWN, OH	0.87	NEW CASTLE, PA	0.87	BEAUMONT, TX	1.14
PAINESVILLE, OH	0.86	ORWIGSBURG, PA	0.76	BEEVILLE, TX	0.93
PORTSMOUTH, OH	0.88	PHILADELPHIA, PA	1.51	BIG SPRING, TX	0.93
RAVENNA, OH	0.88	PITTSBURGH, PA	1.11	BONHAM, TX	1.03
SAINT CLAIRSVILLE, OH	0.88	POTTSVILLE, PA	0.76	BROWNSVILLE, TX	1.15
SANDUSKY, OH	0.82	READING, PA	0.73	BROWNWOOD, TX	0.92
SPRINGFIELD, OH	0.91	SAYRE, PA	0.84	BRYAN/COLLEGE STATION, TX	0.95
TOLEDO, OH	0.97	SCRANTON, PA	0.85	CHILDRESS, TX	1.08
TROY, OH	0.91	SHENANDOAH, PA	0.76	CLEBURNE, TX	1.04
WASHINGTON COURT HOUSE, OH	0.80	SMETHPORT, PA	0.88	COPPERAS COVE, TX	0.85
WELLSTON, OH	0.88	SPRING CITY, PA	1.35	CORPUS CHRISTI, TX	1.15
YOUNGSTOWN, OH	0.88	SPRINGFIELD, PA	1.40	CORSICANA, TX	1.08
ZANESVILLE, OH	0.77	STATE COLLEGE, PA	0.91	DALLAS, TX	1.02
ADA, OK	0.77	TOBYHANNA, PA	0.85	DECATUR, TX	1.03
ALTUS, OK	0.86	UNIONTOWN, PA	1.11	DEL RIO, TX	0.92
ARDMORE, OK	0.76	WASHINGTON, PA	1.08	DENTON, TX	1.03
CLINTON, OK	0.84	WILKES-BARRE, PA	0.85	EAGLE PASS, TX	0.92
JAY, OK	0.76	WILLIAMSPORT, PA	0.81	EASTLAND, TX	0.99
JENKS, OK	0.79	WILLOW GROVE, PA	1.40	EL PASO, TX	1.28
LAWTON/FORT SILL, OK	0.86	WYOMISSING, PA	0.73	FORT STOCKTON, TX	0.93
MCALESTER, OK	0.76	YORK, PA	0.79	FORT WORTH, TX	1.04
MUSKOGEE, OK	0.76	ARECIBO, PR	0.55	GALVESTON, TX	1.15
NORMAN, OK	0.85	CEIBA, PR	0.55	GEORGETOWN, TX	0.88
OKLAHOMA CITY, OK	0.86	FAJARDO, PR	0.55	GREENVILLE, TX	1.03
PONCA CITY, OK	0.84	MAYAGUEZ, PR	0.55	HAMILTON, TX	0.85
POTEAU, OK	0.73	PONCE, PR	0.55	HOUSTON, TX	1.10
TALIHINA, OK	0.76	SAN JUAN, PR	0.55	KERRVILLE, TX	0.89
TULSA, OK	0.80	CRANSTON, RI	1.01	KINGSVILLE, TX	1.12
ASTORIA, OR	0.90	PROVIDENCE, RI	1.01	LAREDO, TX	0.89
BANDON, OR	0.78	CHARLESTON, SC	0.91	LONGVIEW, TX	1.01
BEAVERTON, OR	0.90	COLUMBIA, SC	0.87	LUBBOCK, TX	1.17
BEND, OR	0.82	FLORENCE, SC	0.92	LUFKIN, TX	1.01
BROOKINGS, OR	0.78	GREENVILLE, SC	0.79	MARLIN, TX	0.90
EUGENE, OR	0.78	MYRTLE BEACH, SC	0.92	MCALLEN, TX	1.15
GRANTS PASS, OR	0.77	ROCK HILL, SC	0.80	MCKINNEY, TX	1.08
GRESHAM, OR	0.90	EAGLE BUTTE, SD	0.70	MIDLAND, TX	0.93
KLAMATH FALLS, OR	0.81	ELLSWORTH AFB, SD	0.72	MONAHANS, TX	0.93
LAKE OSWEGO, OR	0.90	FORT MEADE, SD	0.72	NEW BRAUNFELS, TX	0.93
LINCOLN CITY, OR	0.83	HOT SPRINGS, SD	0.72	ODESSA, TX	0.93
PORTLAND, OR	0.85	KYLE, SD	0.72	PALESTINE, TX	1.01
ROSEBURG, OR	0.78	MCLAUGHLIN, SD	0.70	REESE AFB, TX	1.17
SALEM, OR	0.83	PIERRE, SD	0.70	SAN ANGELO, TX	0.85
THE DALLES, OR	0.90	PINE RIDGE, SD	0.72	SAN ANTONIO, TX	0.93
TILLAMOOK, OR	0.90	RAPID CITY, SD	0.72	SAN MARCOS, TX	0.88

TABLE D. — OUTPATIENT FACILITY GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS); BY VA FACILITY LOCATION — Continued

VA Facility Location	GAAF	VA Facility Location	GAAF	VA Facility Location	GAAF
SEGUIN, TX	0.93	SPOKANE, WA	0.86	ZIP CODE 077	1.13
SOUTH BEXAR CO., TX	0.93	TOPPENISH, WA	0.82	ZIP CODE 078	0.82
STAMFORD, TX	1.09	VANCOUVER, WA	0.79	ZIP CODE 081	1.23
STEPHENVILLE, TX	0.99	WALLA WALLA, WA	0.89	ZIP CODE 085	1.11
STRATFORD, TX	1.08	YAKIMA, WA	0.82	ZIP CODE 090	1.04
TEMPLE, TX	0.85	APPLETON, WI	0.74	ZIP CODE 091	1.04
TEXARKANA, TX	0.99	BARABOO, WI	0.83	ZIP CODE 092	1.04
TYLER, TX	1.02	BEAVER DAM, WI	0.83	ZIP CODE 093	1.04
UVALDE, TX	0.92	CHIPPEWA FALLS, WI	0.80	ZIP CODE 094	1.04
VICTORIA, TX	0.90	CLEVELAND, WI	0.91	ZIP CODE 095	1.04
WACO, TX	0.87	EAU CLAIRE, WI	0.80	ZIP CODE 096	1.04
WICHITA FALLS, TX	0.94	EDGERTON, WI	0.83	ZIP CODE 097	1.04
WILLFORD HALL, TX	0.93	LA CROSSE, WI	0.76	ZIP CODE 098	1.04
LAYTON, UT	0.87	LOYAL, WI	0.73	ZIP CODE 101	0.93
OGDEN, UT	0.84	MADISON, WI	0.73	ZIP CODE 102	0.93
OREM, UT	0.87	MARINETTE, WI	0.69	ZIP CODE 108	0.91
PROVO, UT	0.85	MILWAUKEE, WI	1.01	ZIP CODE 110	1.03
ROOSEVELT, UT	0.87	RHINELANDER, WI	0.74	ZIP CODE 111	1.04
SAINT GEORGE, UT	0.85	SUPERIOR, WI	0.74	ZIP CODE 113	1.04
SALT LAKE CITY, UT	0.88	TOMAH, WI	0.76	ZIP CODE 116	0.86
ALEXANDRIA, VA	0.92	UNION GROVE, WI	1.09	ZIP CODE 137	0.66
COVINGTON, VA	0.77	WAUSAU, WI	0.73	ZIP CODE 155	0.94
DANVILLE, VA	0.77	WAUTOMA, WI	0.74	ZIP CODE 157	0.90
ELKTON, VA	0.77	BECKLEY, WV	0.80	ZIP CODE 164	0.93
FAIRFAX, VA	0.92	CHARLESTON, WV	0.78	ZIP CODE 169	0.80
FREDERICKSBURG, VA	0.94	CLARKSBURG, WV	0.77	ZIP CODE 171	0.82
HAMPTON , VA	0.90	FRANKLIN, WV	0.77	ZIP CODE 172	0.81
HILLSVILLE, VA	0.81	GASSAWAY, WV	0.80	ZIP CODE 173	0.80
LANGLEY, VA	0.92	HUNTINGTON, WV	0.81	ZIP CODE 175	0.68
LYNCHBURG, VA	0.77	MARTINSBURG, WV	0.83	ZIP CODE 180	0.87
MARION, VA	0.81	MORGANTOWN, WV	0.77	ZIP CODE 182	0.85
MARTINSVILLE, VA	0.81	PARKERSBURG, WV	0.78	ZIP CODE 183	0.84
NORFOLK, VA	0.90	PARSONS, WV	0.77	ZIP CODE 186	0.85
NORTON, VA	0.81	PETERSBURG, WV	0.77	ZIP CODE 189	1.35
PETERSBURG, VA	0.97	PRINCETON, WV	0.80	ZIP CODE 192	1.51
PULASKI, VA	0.81	WHEELING, WV	0.82	ZIP CODE 195	0.75
RICHMOND, VA	1.00	CASPER, WY	0.90	ZIP CODE 201	0.92
ROANOKE, VA	0.81	CHEYENNE, WY	0.85	ZIP CODE 202	0.93
SALEM, VA	0.81	GREEN RIVER, WY	0.83	ZIP CODE 203	0.93
STEPHENS CITY, VA	0.77	NEWCASTLE, WY	0.83	ZIP CODE 205	0.93
STUARTS DRAFT, VA	0.77	RIVERTON, WY	0.83	ZIP CODE 207	0.77
TAZEWELL, VA	0.81	SHERIDAN, WY	0.83	ZIP CODE 208	0.78
SAINT CROIX, VI	0.55	ZIP CODE 002	0.94	ZIP CODE 211	0.63
SAINT THOMAS, VI	0.55	ZIP CODE 003	0.92	ZIP CODE 214	0.63
BENNINGTON, VT	0.82	ZIP CODE 005	0.86	ZIP CODE 218	0.62
BURLINGTON, VT	0.79	ZIP CODE 014	0.97	ZIP CODE 222	0.92
MONTPELIER, VT	0.82	ZIP CODE 015	0.89	ZIP CODE 225	0.93
NEWPORT, VT	0.82	ZIP CODE 020	0.93	ZIP CODE 227	0.78
NORTH TROY, VT	0.82	ZIP CODE 022	1.03	ZIP CODE 229	0.73
RUTLAND, VT	0.82	ZIP CODE 025	0.97	ZIP CODE 230	0.95
SAINT ALBANS, VT	0.79	ZIP CODE 028	1.01	ZIP CODE 231	0.97
SAINT JOHNSBURY, VT	0.82	ZIP CODE 030	0.93	ZIP CODE 233	0.90
WHITE RIVER JCT, VT	0.82	ZIP CODE 033	0.82	ZIP CODE 234	0.90
WILDER, VT	0.82	ZIP CODE 036	0.82	ZIP CODE 237	0.90
AMERICAN LAKE/TACOMA, WA	0.95	ZIP CODE 037	0.82	ZIP CODE 239	0.81
BELLINGHAM, WA	0.92	ZIP CODE 039	0.89	ZIP CODE 248	0.80
BREMERTON, WA	0.93	ZIP CODE 045	0.89	ZIP CODE 249	0.80
EAST WENATCHEE, WA	0.86	ZIP CODE 048	0.89	ZIP CODE 250	0.79
KITSAP COUNTY, WA	0.93	ZIP CODE 049	0.88	ZIP CODE 251	0.79
LONGVIEW, WA	0.79	ZIP CODE 051	0.82	ZIP CODE 252	0.80
LYNNWOOD/NORTHGATE, WA	0.76	ZIP CODE 053	0.82	ZIP CODE 255	0.80
MADIGAN, WA	0.95	ZIP CODE 055	0.97	ZIP CODE 256	0.80
OLYMPIA, WA	0.84	ZIP CODE 059	0.82	ZIP CODE 259	0.80
PULLMAN, WA	0.86	ZIP CODE 064	1.00	ZIP CODE 264	0.77
RICHLAND, WA	0.89	ZIP CODE 074	0.94	ZIP CODE 267	0.73
SEATTLE, WA	0.79	ZIP CODE 075	0.94	ZIP CODE 270	0.66

TABLE D. — OUTPATIENT FACILITY GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS); BY VA FACILITY LOCATION — Continued

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VA Facility Location	GAAF	VA Facility Location	GAAF	VA Facility Location	GAAF
ZIP CODE 272	0.64	ZIP CODE 460	0.87	ZIP CODE 664	0.80
ZIP CODE 273	0.67	ZIP CODE 461	0.87	ZIP CODE 665	0.80
ZIP CODE 279	0.82	ZIP CODE 464	1.00	ZIP CODE 668	0.76
ZIP CODE 280	0.79	ZIP CODE 467	0.84	ZIP CODE 669	0.76
ZIP CODE 289	0.78	ZIP CODE 472	0.93	ZIP CODE 670	0.78
ZIP CODE 290	0.88	ZIP CODE 475	0.89	ZIP CODE 675	0.76
ZIP CODE 291	0.88	ZIP CODE 476	0.86	ZIP CODE 677	0.76
ZIP CODE 293	0.79	ZIP CODE 484	0.99	ZIP CODE 680	0.74
ZIP CODE 298	0.88	ZIP CODE 488	0.89	ZIP CODE 684	0.71
ZIP CODE 299	0.90	ZIP CODE 491	0.88	ZIP CODE 686	0.70
ZIP CODE 301	0.95	ZIP CODE 493	0.75	ZIP CODE 689	0.70
ZIP CODE 302	0.95	ZIP CODE 500	0.75	ZIP CODE 690	0.70
ZIP CODE 304	0.88	ZIP CODE 502	0.75	ZIP CODE 692	0.70
ZIP CODE 306	0.86	ZIP CODE 506	0.78	ZIP CODE 700	1.09
ZIP CODE 307	0.86	ZIP CODE 508	0.75	ZIP CODE 707	0.98
ZIP CODE 308	0.87	ZIP CODE 509	0.75	ZIP CODE 710	0.98
ZIP CODE 311	0.92	ZIP CODE 510	0.75	ZIP CODE 714	0.97
ZIP CODE 313	0.90	ZIP CODE 512	0.75	ZIP CODE 716	0.79
ZIP CODE 315	0.88	ZIP CODE 513	0.75	ZIP CODE 718	0.82
ZIP CODE 318	0.89	ZIP CODE 514	0.75	ZIP CODE 720	0.85
ZIP CODE 332	1.30	ZIP CODE 515	0.79	ZIP CODE 723	0.79
ZIP CODE 340	1.30	ZIP CODE 516	0.75	ZIP CODE 725	0.78
ZIP CODE 341	1.18	ZIP CODE 521	0.78	ZIP CODE 728	0.80
ZIP CODE 350	1.16	ZIP CODE 523	0.74	ZIP CODE 733	0.87
ZIP CODE 351	1.16	ZIP CODE 526	0.78	ZIP CODE 737	0.87
ZIP CODE 357	1.15	ZIP CODE 528	0.74	ZIP CODE 738	0.84
ZIP CODE 364	0.95	ZIP CODE 534	0.78	ZIP CODE 739	0.84
ZIP CODE 367	0.95	ZIP CODE 538	0.84	ZIP CODE 747	0.76
ZIP CODE 368	0.93	ZIP CODE 540	0.87	ZIP CODE 753	1.02
ZIP CODE 369	0.95	ZIP CODE 542	0.71	ZIP CODE 772	1.10
ZIP CODE 375	0.83	ZIP CODE 543	0.67	ZIP CODE 773	1.14
ZIP CODE 377	0.91	ZIP CODE 553	0.88	ZIP CODE 774	1.14
ZIP CODE 380	0.84	ZIP CODE 555	0.89	ZIP CODE 776	1.06
ZIP CODE 382	0.85	ZIP CODE 556	0.79	ZIP CODE 789	0.91
ZIP CODE 383	0.83	ZIP CODE 558	0.79	ZIP CODE 793	1.09
ZIP CODE 384	0.86	ZIP CODE 559	0.76	ZIP CODE 798	1.03
ZIP CODE 386	0.72	ZIP CODE 562	0.77	ZIP CODE 801	1.02
ZIP CODE 389	0.70	ZIP CODE 566	0.79	ZIP CODE 804	0.99
ZIP CODE 391	0.75	ZIP CODE 567	0.77	ZIP CODE 807	0.84
ZIP CODE 396	0.76	ZIP CODE 572	0.70	ZIP CODE 808	1.05
ZIP CODE 397	0.70	ZIP CODE 573	0.70	ZIP CODE 811	0.86
ZIP CODE 399	0.92	ZIP CODE 574	0.70	ZIP CODE 816	0.86
ZIP CODE 400	0.97	ZIP CODE 580	0.77	ZIP CODE 821	0.83
ZIP CODE 403	0.78	ZIP CODE 583	0.75	ZIP CODE 822	0.83
ZIP CODE 404	0.79	ZIP CODE 584	0.75	ZIP CODE 823	0.83
ZIP CODE 406	0.79	ZIP CODE 586	0.75	ZIP CODE 824	0.83
ZIP CODE 407	0.85	ZIP CODE 588	0.75	ZIP CODE 830	0.83
ZIP CODE 408	0.85	ZIP CODE 595	0.76	ZIP CODE 831	0.83
ZIP CODE 409	0.85	ZIP CODE 607	1.17	ZIP CODE 834	0.82
ZIP CODE 412	0.85	ZIP CODE 608	1.17	ZIP CODE 836	0.83
ZIP CODE 413	0.85	ZIP CODE 610	0.89	ZIP CODE 842	0.84
ZIP CODE 414	0.85	ZIP CODE 615	0.98	ZIP CODE 843	0.84
ZIP CODE 415	0.85	ZIP CODE 617	1.02	ZIP CODE 845	0.85
ZIP CODE 417	0.85	ZIP CODE 619	0.80	ZIP CODE 865	1.25
ZIP CODE 418	0.85	ZIP CODE 620	1.02	ZIP CODE 870	0.88
ZIP CODE 424	0.74	ZIP CODE 626	0.82	ZIP CODE 872	0.86
ZIP CODE 425	0.85	ZIP CODE 630	0.95	ZIP CODE 878	0.92
ZIP CODE 426	0.85	ZIP CODE 634	0.90	ZIP CODE 883	0.92
ZIP CODE 427	0.85	ZIP CODE 636	0.78	ZIP CODE 885	1.09
ZIP CODE 433	0.82	ZIP CODE 638	0.78	ZIP CODE 889	1.39
ZIP CODE 434	0.95	ZIP CODE 644	0.89	ZIP CODE 894	1.23
ZIP CODE 435	0.96	ZIP CODE 646	0.87	ZIP CODE 897	1.22
ZIP CODE 438	0.77	ZIP CODE 648	0.78	ZIP CODE 898	1.22
ZIP CODE 444	0.88	ZIP CODE 649	1.06	ZIP CODE 901	1.54
ZIP CODE 446	0.72	ZIP CODE 651	0.83	ZIP CODE 904	1.48
ZIP CODE 459	0.77	ZIP CODE 662	1.06	ZIP CODE 905	1.41

TABLE D. — OUTPATIENT FACILITY GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS); BY VA FACILITY LOCATION — Continued

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VA Facility Location	GAAF	VA Facility Location	GAAF	VA Facility Location	GAAF
ZIP CODE 907	1.42	ZIP CODE 944	1.31	ZIP CODE 979	0.81
ZIP CODE 910	1.44	ZIP CODE 948	1.52	ZIP CODE 990	0.86
ZIP CODE 912	1.44	ZIP CODE 957	1.67	ZIP CODE 994	0.86
ZIP CODE 914	1.44	ZIP CODE 961	1.38	ZIP CODE 998	1.01
ZIP CODE 915	1.44	ZIP CODE 962	1.32	ZIP CODE 999	1.01
ZIP CODE 916	1.44	ZIP CODE 963	1.32		
ZIP CODE 918	1.50	ZIP CODE 964	1.32		
ZIP CODE 936	1.18	ZIP CODE 965	1.10		
ZIP CODE 938	1.16	ZIP CODE 966	1.32		
ZIP CODE 942	1.68	ZIP CODE 978	0.81		

TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
10040	0	ACNE SURGERY OF SKIN ABSCESS	Surgery	1.18	0.96	$120.79
10060	0	DRAINAGE OF SKIN ABSCESS	Surgery	1.17	0.87	$120.79
10061	0	DRAINAGE OF SKIN ABSCESS	Surgery	2.40	1.32	$120.79
10080	0	DRAINAGE OF PILONIDAL CYST	Surgery	1.17	1.25	$120.79
10081	0	DRAINAGE OF PILONIDAL CYST	Surgery	2.45	1.09	$120.79
10120	0	REMOVE FOREIGN BODY	Surgery	1.22	1.11	$120.79
10121	0	REMOVE FOREIGN BODY	Surgery	2.69	1.15	$120.79
10140	0	DRAINAGE OF HEMATOMA/FLUID	Surgery	1.53	0.92	$120.79
10160	0	PUNCTURE DRAINAGE OF LESION	Surgery	1.20	0.94	$120.79
10180	0	COMPLEX DRAINAGE, WOUND	Surgery	2.25	1.19	$120.79
11000	0	DEBRIDE INFECTED SKIN	Surgery	0.60	0.48	$120.79
11001	0	DEBRIDE INFECTED SKIN ADD-ON	Surgery	0.30	0.29	$120.79
11010	0	DEBRIDE SKIN, FX	Surgery	4.20	3.19	$120.79
11011	0	DEBRIDE SKIN/MUSCLE, FX	Surgery	4.95	3.85	$120.79
11012	0	DEBRIDE SKIN/MUSCLE/BONE, FX	Surgery	6.88	5.59	$120.79
11040	0	DEBRIDE SKIN, PARTIAL	Surgery	0.50	0.21	$120.79
11041	0	DEBRIDE SKIN, FULL	Surgery	0.82	0.32	$120.79
11042	0	DEBRIDE SKIN/TISSUE	Surgery	1.12	0.40	$120.79
11043	0	DEBRIDE TISSUE/MUSCLE	Surgery	2.38	1.67	$120.79
11044	0	DEBRIDE TISSUE/MUSCLE/BONE	Surgery	3.06	2.43	$120.79
11055	0	TRIM SKIN LESION	Surgery	0.27	0.31	$120.79
11056	0	TRIM SKIN LESIONS, 2 TO 4	Surgery	0.39	0.38	$120.79
11057	0	TRIM SKIN LESIONS, OVER 4	Surgery	0.50	0.36	$120.79
11100	0	BIOPSY OF SKIN LESION	Surgery	0.81	1.04	$120.79
11101	0	BIOPSY, SKIN ADD-ON	Surgery	0.41	0.50	$120.79
11200	0	REMOVAL OF SKIN TAGS	Surgery	0.77	0.76	$120.79
11201	0	REMOVE SKIN TAGS ADD-ON	Surgery	0.29	0.30	$120.79
11300	0	SHAVE SKIN LESION	Surgery	0.51	0.79	$120.79
11301	0	SHAVE SKIN LESION	Surgery	0.85	0.92	$120.79
11302	0	SHAVE SKIN LESION	Surgery	1.05	1.09	$120.79
11303	0	SHAVE SKIN LESION	Surgery	1.24	1.40	$120.79
11305	0	SHAVE SKIN LESION	Surgery	0.67	0.68	$120.79
11306	0	SHAVE SKIN LESION	Surgery	0.99	0.91	$120.79
11307	0	SHAVE SKIN LESION	Surgery	1.14	1.09	$120.79
11308	0	SHAVE SKIN LESION	Surgery	1.41	1.37	$120.79
11310	0	SHAVE SKIN LESION	Surgery	0.73	0.93	$120.79
11311	0	SHAVE SKIN LESION	Surgery	1.05	1.07	$120.79
11312	0	SHAVE SKIN LESION	Surgery	1.20	1.25	$120.79
11313	0	SHAVE SKIN LESION	Surgery	1.62	1.57	$120.79
11400	0	REMOVAL OF SKIN LESION	Surgery	0.91	1.48	$120.79
11401	0	REMOVAL OF SKIN LESION	Surgery	1.32	1.56	$120.79
11402	0	REMOVAL OF SKIN LESION	Surgery	1.61	1.73	$120.79
11403	0	REMOVAL OF SKIN LESION	Surgery	1.92	1.98	$120.79
11404	0	REMOVAL OF SKIN LESION	Surgery	2.20	0.96	$120.79
11406	0	REMOVAL OF SKIN LESION	Surgery	2.76	1.72	$120.79
11420	0	REMOVAL OF SKIN LESION	Surgery	1.06	1.26	$120.79
11421	0	REMOVAL OF SKIN LESION	Surgery	1.53	1.53	$120.79
11422	0	REMOVAL OF SKIN LESION	Surgery	1.76	1.74	$120.79
11423	0	REMOVAL OF SKIN LESION	Surgery	2.17	0.97	$120.79
11424	0	REMOVAL OF SKIN LESION	Surgery	2.62	1.08	$120.79
11426	0	REMOVAL OF SKIN LESION	Surgery	3.78	1.93	$120.79
11440	0	REMOVAL OF SKIN LESION	Surgery	1.15	1.63	$120.79
11441	0	REMOVAL OF SKIN LESION	Surgery	1.61	1.77	$120.79
11442	0	REMOVAL OF SKIN LESION	Surgery	1.87	1.95	$120.79
11443	0	REMOVAL OF SKIN LESION	Surgery	2.49	2.36	$120.79
11444	0	REMOVAL OF SKIN LESION	Surgery	3.42	1.37	$120.79
11446	0	REMOVAL OF SKIN LESION	Surgery	4.49	1.72	$120.79
11450	0	REMOVAL, SWEAT GLAND LESION	Surgery	2.73	2.00	$120.79
11451	0	REMOVAL, SWEAT GLAND LESION	Surgery	3.95	2.36	$120.79
11462	0	REMOVAL, SWEAT GLAND LESION	Surgery	2.51	1.82	$120.79
11463	0	REMOVAL, SWEAT GLAND LESION	Surgery	3.95	1.90	$120.79
11470	0	REMOVAL, SWEAT GLAND LESION	Surgery	3.25	2.16	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
11471	0	REMOVAL, SWEAT GLAND LESION	Surgery	4.41	2.24	$120.79
11600	0	REMOVAL OF SKIN LESION	Surgery	1.41	1.88	$120.79
11601	0	REMOVAL OF SKIN LESION	Surgery	1.93	2.06	$120.79
11602	0	REMOVAL OF SKIN LESION	Surgery	2.09	2.32	$120.79
11603	0	REMOVAL OF SKIN LESION	Surgery	2.35	2.63	$120.79
11604	0	REMOVAL OF SKIN LESION	Surgery	2.58	1.42	$120.79
11606	0	REMOVAL OF SKIN LESION	Surgery	3.43	2.56	$120.79
11620	0	REMOVAL OF SKIN LESION	Surgery	1.34	1.97	$120.79
11621	0	REMOVAL OF SKIN LESION	Surgery	1.97	2.27	$120.79
11622	0	REMOVAL OF SKIN LESION	Surgery	2.34	2.59	$120.79
11623	0	REMOVAL OF SKIN LESION	Surgery	2.93	2.76	$120.79
11624	0	REMOVAL OF SKIN LESION	Surgery	3.43	1.82	$120.79
11626	0	REMOVAL OF SKIN LESION	Surgery	4.30	3.00	$120.79
11640	0	REMOVAL OF SKIN LESION	Surgery	1.53	2.18	$120.79
11641	0	REMOVAL OF SKIN LESION	Surgery	2.44	2.59	$120.79
11642	0	REMOVAL OF SKIN LESION	Surgery	2.93	2.80	$120.79
11643	0	REMOVAL OF SKIN LESION	Surgery	3.50	1.87	$120.79
11644	0	REMOVAL OF SKIN LESION	Surgery	4.55	2.26	$120.79
11646	0	REMOVAL OF SKIN LESION	Surgery	5.95	4.01	$120.79
11719	0	TRIM NAIL(S)	Surgery	0.11	0.37	$120.79
11720	0	DEBRIDE NAIL, 1-5	Surgery	0.32	0.38	$120.79
11721	0	DEBRIDE NAIL, 6 OR MORE	Surgery	0.54	0.55	$120.79
11730	0	REMOVAL OF NAIL PLATE	Surgery	1.13	0.60	$120.79
11732	0	REMOVE NAIL PLATE, ADD-ON	Surgery	0.57	0.28	$120.79
11740	0	DRAIN BLOOD FROM UNDER NAIL	Surgery	0.37	0.53	$120.79
11750	0	REMOVAL OF NAIL BED	Surgery	1.86	1.88	$120.79
11752	0	REMOVE NAIL BED/FINGER TIP	Surgery	2.67	1.57	$120.79
11755	0	BIOPSY, NAIL UNIT	Surgery	1.31	1.02	$120.79
11760	0	REPAIR OF NAIL BED	Surgery	1.58	1.26	$120.79
11762	0	RECONSTRUCTION OF NAIL BED	Surgery	2.89	1.55	$120.79
11765	0	EXCISION OF NAIL FOLD, TOE	Surgery	0.69	0.74	$120.79
11770	0	REMOVAL OF PILONIDAL LESION	Surgery	2.61	2.09	$120.79
11771	0	REMOVAL OF PILONIDAL LESION	Surgery	5.74	4.46	$120.79
11772	0	REMOVAL OF PILONIDAL LESION	Surgery	6.98	4.86	$120.79
11900	0	INJECTION INTO SKIN LESIONS	Surgery	0.52	0.49	$120.79
11901	0	ADDED SKIN LESIONS INJECTION	Surgery	0.80	0.64	$120.79
11920	0	CORRECT SKIN COLOR DEFECTS	Surgery	1.61	1.55	$120.79
11921	0	CORRECT SKIN COLOR DEFECTS	Surgery	1.93	1.77	$120.79
11922	0	CORRECT SKIN COLOR DEFECTS	Surgery	0.49	0.37	$120.79
11950	0	THERAPY FOR CONTOUR DEFECTS	Surgery	0.84	1.16	$120.79
11951	0	THERAPY FOR CONTOUR DEFECTS	Surgery	1.19	1.32	$120.79
11952	0	THERAPY FOR CONTOUR DEFECTS	Surgery	1.69	1.04	$120.79
11954	0	THERAPY FOR CONTOUR DEFECTS	Surgery	1.85	1.00	$120.79
11960	0	INSERT TISSUE EXPANDER(S)	Surgery	9.08	8.86	$120.79
11970	0	REPLACE TISSUE EXPANDER	Surgery	7.06	6.55	$120.79
11971	0	REMOVE TISSUE EXPANDER(S)	Surgery	2.13	2.87	$120.79
11975	0	INSERT CONTRACEPTIVE CAP	Surgery	1.48	1.32	$120.79
11976	0	REMOVAL OF CONTRACEPTIVE CAP	Surgery	1.78	1.46	$120.79
11977	0	REMOVAL/REINSERT CONTRA CAP	Surgery	3.30	2.38	$120.79
11980	0	IMPLANT HORMONE PELLET(S)	Surgery	1.48	1.48	$120.79
12001	0	REPAIR SUPERFICIAL WOUND(S)	Surgery	1.70	1.45	$120.79
12002	0	REPAIR SUPERFICIAL WOUND(S)	Surgery	1.86	1.61	$120.79
12004	0	REPAIR SUPERFICIAL WOUND(S)	Surgery	2.24	1.11	$120.79
12005	0	REPAIR SUPERFICIAL WOUND(S)	Surgery	2.86	1.41	$120.79
12006	0	REPAIR SUPERFICIAL WOUND(S)	Surgery	3.67	1.91	$120.79
12007	0	REPAIR SUPERFICIAL WOUND(S)	Surgery	4.12	2.04	$120.79
12011	0	REPAIR SUPERFICIAL WOUND(S)	Surgery	1.76	1.59	$120.79
12013	0	REPAIR SUPERFICIAL WOUND(S)	Surgery	1.99	1.00	$120.79
12014	0	REPAIR SUPERFICIAL WOUND(S)	Surgery	2.46	1.17	$120.79
12015	0	REPAIR SUPERFICIAL WOUND(S)	Surgery	3.19	1.50	$120.79
12016	0	REPAIR SUPERFICIAL WOUND(S)	Surgery	3.93	2.01	$120.79
12017	0	REPAIR SUPERFICIAL WOUND(S)	Surgery	4.71	2.97	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
12018	0	REPAIR SUPERFICIAL WOUND(S)	Surgery	5.53	4.11	$120.79
12020	0	CLOSURE OF SPLIT WOUND	Surgery	2.62	1.41	$120.79
12021	0	CLOSURE OF SPLIT WOUND	Surgery	1.84	0.72	$120.79
12031	0	LAYER CLOSURE OF WOUND(S)	Surgery	2.15	1.73	$120.79
12032	0	LAYER CLOSURE OF WOUND(S)	Surgery	2.47	0.91	$120.79
12034	0	LAYER CLOSURE OF WOUND(S)	Surgery	2.92	1.51	$120.79
12035	0	LAYER CLOSURE OF WOUND(S)	Surgery	3.43	1.85	$120.79
12036	0	LAYER CLOSURE OF WOUND(S)	Surgery	4.05	2.43	$120.79
12037	0	LAYER CLOSURE OF WOUND(S)	Surgery	4.67	3.07	$120.79
12041	0	LAYER CLOSURE OF WOUND(S)	Surgery	2.37	1.94	$120.79
12042	0	LAYER CLOSURE OF WOUND(S)	Surgery	2.74	1.00	$120.79
12044	0	LAYER CLOSURE OF WOUND(S)	Surgery	3.14	1.65	$120.79
12045	0	LAYER CLOSURE OF WOUND(S)	Surgery	3.64	2.06	$120.79
12046	0	LAYER CLOSURE OF WOUND(S)	Surgery	4.25	2.74	$120.79
12047	0	LAYER CLOSURE OF WOUND(S)	Surgery	4.65	3.60	$120.79
12051	0	LAYER CLOSURE OF WOUND(S)	Surgery	2.47	2.00	$120.79
12052	0	LAYER CLOSURE OF WOUND(S)	Surgery	2.77	1.06	$120.79
12053	0	LAYER CLOSURE OF WOUND(S)	Surgery	3.12	1.69	$120.79
12054	0	LAYER CLOSURE OF WOUND(S)	Surgery	3.46	2.20	$120.79
12055	0	LAYER CLOSURE OF WOUND(S)	Surgery	4.43	2.82	$120.79
12056	0	LAYER CLOSURE OF WOUND(S)	Surgery	5.24	4.04	$120.79
12057	0	LAYER CLOSURE OF WOUND(S)	Surgery	5.96	4.78	$120.79
13100	0	REPAIR OF WOUND OR LESION	Surgery	3.12	1.20	$120.79
13101	0	REPAIR OF WOUND OR LESION	Surgery	3.92	1.68	$120.79
13102	0	REPAIR WOUND/LESION ADD-ON	Surgery	1.24	0.57	$120.79
13120	0	REPAIR OF WOUND OR LESION	Surgery	3.30	1.27	$120.79
13121	0	REPAIR OF WOUND OR LESION	Surgery	4.33	1.87	$120.79
13122	0	REPAIR WOUND/LESION ADD-ON	Surgery	1.44	0.66	$120.79
13131	0	REPAIR OF WOUND OR LESION	Surgery	3.79	1.61	$120.79
13132	0	REPAIR OF WOUND OR LESION	Surgery	5.95	2.81	$120.79
13133	0	REPAIR WOUND/LESION ADD-ON	Surgery	2.19	1.01	$120.79
13150	0	REPAIR OF WOUND OR LESION	Surgery	3.81	2.20	$120.79
13151	0	REPAIR OF WOUND OR LESION	Surgery	4.45	2.11	$120.79
13152	0	REPAIR OF WOUND OR LESION	Surgery	6.33	3.30	$120.79
13153	0	REPAIR WOUND/LESION ADD-ON	Surgery	2.38	1.09	$120.79
13160	0	LATE CLOSURE OF WOUND	Surgery	10.48	4.92	$120.79
14000	0	SKIN TISSUE REARRANGEMENT	Surgery	5.89	5.28	$120.79
14001	0	SKIN TISSUE REARRANGEMENT	Surgery	8.47	5.39	$120.79
14020	0	SKIN TISSUE REARRANGEMENT	Surgery	6.59	5.11	$120.79
14021	0	SKIN TISSUE REARRANGEMENT	Surgery	10.06	6.70	$120.79
14040	0	SKIN TISSUE REARRANGEMENT	Surgery	7.87	4.65	$120.79
14041	0	SKIN TISSUE REARRANGEMENT	Surgery	11.49	5.89	$120.79
14060	0	SKIN TISSUE REARRANGEMENT	Surgery	8.50	7.41	$120.79
14061	0	SKIN TISSUE REARRANGEMENT	Surgery	12.29	7.05	$120.79
14300	0	SKIN TISSUE REARRANGEMENT	Surgery	11.76	10.06	$120.79
14350	0	SKIN TISSUE REARRANGEMENT	Surgery	9.61	6.18	$120.79
15000	0	SKIN GRAFT	Surgery	4.00	2.13	$120.79
15001	0	SKIN GRAFT ADD-ON	Surgery	1.00	0.48	$120.79
15050	0	SKIN PINCH GRAFT	Surgery	4.30	2.74	$120.79
15100	0	SKIN SPLIT GRAFT	Surgery	9.05	5.37	$120.79
15101	0	SKIN SPLIT GRAFT ADD-ON	Surgery	1.72	1.25	$120.79
15120	0	SKIN SPLIT GRAFT	Surgery	9.83	6.57	$120.79
15121	0	SKIN SPLIT GRAFT ADD-ON	Surgery	2.67	2.23	$120.79
15200	0	SKIN FULL GRAFT	Surgery	8.03	4.90	$120.79
15201	0	SKIN FULL GRAFT ADD-ON	Surgery	1.32	1.11	$120.79
15220	0	SKIN FULL GRAFT	Surgery	7.87	5.48	$120.79
15221	0	SKIN FULL GRAFT ADD-ON	Surgery	1.19	1.00	$120.79
15240	0	SKIN FULL GRAFT	Surgery	9.04	6.53	$120.79
15241	0	SKIN FULL GRAFT ADD-ON	Surgery	1.86	1.59	$120.79
15260	0	SKIN FULL GRAFT	Surgery	10.06	7.64	$120.79
15261	0	SKIN FULL GRAFT ADD-ON	Surgery	2.23	1.91	$120.79
15350	0	SKIN HOMOGRAFT	Surgery	4.00	3.13	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
15351	0	SKIN HOMOGRAFT ADD-ON	Surgery	1.00	0.42	$120.79
15400	0	SKIN HETEROGRAFT	Surgery	4.00	2.67	$120.79
15401	0	SKIN HETEROGRAFT ADD-ON	Surgery	1.00	0.42	$120.79
15570	0	FORM SKIN PEDICLE FLAP	Surgery	9.21	5.85	$120.79
15572	0	FORM SKIN PEDICLE FLAP	Surgery	9.27	5.44	$120.79
15574	0	FORM SKIN PEDICLE FLAP	Surgery	9.88	6.09	$120.79
15576	0	FORM SKIN PEDICLE FLAP	Surgery	8.69	4.72	$120.79
15600	0	SKIN GRAFT	Surgery	1.91	2.17	$120.79
15610	0	SKIN GRAFT	Surgery	2.42	2.57	$120.79
15620	0	SKIN GRAFT	Surgery	2.94	3.24	$120.79
15630	0	SKIN GRAFT	Surgery	3.27	3.56	$120.79
15650	0	TRANSFER SKIN PEDICLE FLAP	Surgery	3.97	4.06	$120.79
15732	0	MUSCLE-SKIN GRAFT, HEAD/NECK	Surgery	17.84	13.98	$120.79
15734	0	MUSCLE-SKIN GRAFT, TRUNK	Surgery	17.79	15.71	$120.79
15736	0	MUSCLE-SKIN GRAFT, ARM	Surgery	16.27	13.85	$120.79
15738	0	MUSCLE-SKIN GRAFT, LEG	Surgery	17.92	12.34	$120.79
15740	0	ISLAND PEDICLE FLAP GRAFT	Surgery	10.25	8.99	$120.79
15750	0	NEUROVASCULAR PEDICLE GRAFT	Surgery	11.41	10.47	$120.79
15756	0	FREE MUSCLE FLAP, MICROVASC	Surgery	35.23	26.87	$120.79
15757	0	FREE SKIN FLAP, MICROVASC	Surgery	35.23	27.13	$120.79
15758	0	FREE FASCIAL FLAP, MICROVASC	Surgery	35.10	27.04	$120.79
15760	0	COMPOSITE SKIN GRAFT	Surgery	8.74	6.95	$120.79
15770	0	DERMA-FAT-FASCIA GRAFT	Surgery	7.52	6.98	$120.79
15775	0	HAIR TRANSPLANT PUNCH GRAFTS	Surgery	3.96	3.05	$120.79
15776	0	HAIR TRANSPLANT PUNCH GRAFTS	Surgery	5.54	4.67	$120.79
15780	0	ABRASION TREATMENT OF SKIN	Surgery	7.29	3.62	$120.79
15781	0	ABRASION TREATMENT OF SKIN	Surgery	4.85	4.40	$120.79
15782	0	ABRASION TREATMENT OF SKIN	Surgery	4.32	2.66	$120.79
15783	0	ABRASION TREATMENT OF SKIN	Surgery	4.29	2.06	$120.79
15786	0	ABRASION, LESION, SINGLE	Surgery	2.03	1.18	$120.79
15787	0	ABRASION, LESIONS, ADD-ON	Surgery	0.33	0.26	$120.79
15788	0	CHEMICAL PEEL, FACE, EPIDERM	Surgery	2.09	2.23	$120.79
15789	0	CHEMICAL PEEL, FACE, DERMAL	Surgery	4.92	3.58	$120.79
15792	0	CHEMICAL PEEL, NONFACIAL	Surgery	1.86	1.62	$120.79
15793	0	CHEMICAL PEEL, NONFACIAL	Surgery	3.74	1.96	$120.79
15810	0	SALABRASION	Surgery	4.74	4.00	$120.79
15811	0	SALABRASION	Surgery	5.39	4.03	$120.79
15819	0	PLASTIC SURGERY, NECK	Surgery	9.38	7.52	$120.79
15820	0	REVISION OF LOWER EYELID	Surgery	5.15	6.02	$120.79
15821	0	REVISION OF LOWER EYELID	Surgery	5.72	6.56	$120.79
15822	0	REVISION OF UPPER EYELID	Surgery	4.45	5.45	$120.79
15823	0	REVISION OF UPPER EYELID	Surgery	7.05	7.64	$120.79
15831	0	EXCISE EXCESSIVE SKIN TISSUE	Surgery	12.40	8.85	$120.79
15832	0	EXCISE EXCESSIVE SKIN TISSUE	Surgery	11.59	8.26	$120.79
15833	0	EXCISE EXCESSIVE SKIN TISSUE	Surgery	10.64	6.99	$120.79
15834	0	EXCISE EXCESSIVE SKIN TISSUE	Surgery	10.85	6.95	$120.79
15835	0	EXCISE EXCESSIVE SKIN TISSUE	Surgery	11.67	6.62	$120.79
15836	0	EXCISE EXCESSIVE SKIN TISSUE	Surgery	9.34	6.10	$120.79
15837	0	EXCISE EXCESSIVE SKIN TISSUE	Surgery	8.43	6.38	$120.79
15838	0	EXCISE EXCESSIVE SKIN TISSUE	Surgery	7.13	5.97	$120.79
15839	0	EXCISE EXCESSIVE SKIN TISSUE	Surgery	9.38	4.13	$120.79
15840	0	GRAFT FOR FACE NERVE PALSY	Surgery	13.26	12.66	$120.79
15841	0	GRAFT FOR FACE NERVE PALSY	Surgery	23.26	16.48	$120.79
15842	0	GRAFT FOR FACE NERVE PALSY	Surgery	37.96	26.94	$120.79
15845	0	SKIN AND MUSCLE REPAIR, FACE	Surgery	12.57	11.93	$120.79
15850	0	REMOVAL OF SUTURES	Surgery	0.78	0.89	$120.79
15851	0	REMOVAL OF SUTURES	Surgery	0.86	0.93	$120.79
15852	0	DRESSING CHANGE,NOT FOR BURN	Surgery	0.86	1.07	$120.79
15860	0	TEST FOR BLOOD FLOW IN GRAFT	Surgery	1.95	1.29	$120.79
15920	0	REMOVAL OF TAIL BONE ULCER	Surgery	7.95	4.27	$120.79
15922	0	REMOVAL OF TAIL BONE ULCER	Surgery	9.90	6.60	$120.79
15931	0	REMOVE SACRUM PRESSURE SORE	Surgery	9.24	4.32	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
15933	0	REMOVE SACRUM PRESSURE SORE	Surgery	10.85	7.57	$120.79
15934	0	REMOVE SACRUM PRESSURE SORE	Surgery	12.69	8.01	$120.79
15935	0	REMOVE SACRUM PRESSURE SORE	Surgery	14.57	10.82	$120.79
15936	0	REMOVE SACRUM PRESSURE SORE	Surgery	12.38	9.77	$120.79
15937	0	REMOVE SACRUM PRESSURE SORE	Surgery	14.21	12.09	$120.79
15940	0	REMOVE HIP PRESSURE SORE	Surgery	9.34	4.77	$120.79
15941	0	REMOVE HIP PRESSURE SORE	Surgery	11.43	8.25	$120.79
15944	0	REMOVE HIP PRESSURE SORE	Surgery	11.46	9.03	$120.79
15945	0	REMOVE HIP PRESSURE SORE	Surgery	12.69	10.49	$120.79
15946	0	REMOVE HIP PRESSURE SORE	Surgery	21.57	15.76	$120.79
15950	0	REMOVE THIGH PRESSURE SORE	Surgery	7.54	4.17	$120.79
15951	0	REMOVE THIGH PRESSURE SORE	Surgery	10.72	7.98	$120.79
15952	0	REMOVE THIGH PRESSURE SORE	Surgery	11.39	7.34	$120.79
15953	0	REMOVE THIGH PRESSURE SORE	Surgery	12.63	9.09	$120.79
15956	0	REMOVE THIGH PRESSURE SORE	Surgery	15.52	14.29	$120.79
15958	0	REMOVE THIGH PRESSURE SORE	Surgery	15.48	14.27	$120.79
16000	0	INITIAL TREATMENT OF BURN(S)	Surgery	0.89	0.66	$120.79
16010	0	TREATMENT OF BURN(S)	Surgery	0.87	0.70	$120.79
16015	0	TREATMENT OF BURN(S)	Surgery	2.35	1.60	$120.79
16020	0	TREATMENT OF BURN(S)	Surgery	0.80	0.69	$120.79
16025	0	TREATMENT OF BURN(S)	Surgery	1.85	1.04	$120.79
16030	0	TREATMENT OF BURN(S)	Surgery	2.08	0.70	$120.79
16035	0	INCISION OF BURN SCAB	Surgery	4.82	2.07	$120.79
17000	0	DESTROY BENIGN/PREMAL LESION	Surgery	0.60	0.74	$120.79
17003	0	DESTROY LESIONS, 2-14	Surgery	0.15	0.20	$120.79
17004	0	DESTROY LESIONS, 15 OR MORE	Surgery	2.79	2.40	$120.79
17106	0	DESTRUCTION OF SKIN LESIONS	Surgery	4.59	2.89	$120.79
17107	0	DESTRUCTION OF SKIN LESIONS	Surgery	9.16	5.06	$120.79
17108	0	DESTRUCTION OF SKIN LESIONS	Surgery	13.20	8.62	$120.79
17110	0	DESTRUCT LESION, 1-14	Surgery	0.65	0.70	$120.79
17111	0	DESTRUCT LESION, 15 OR MORE	Surgery	0.92	0.91	$120.79
17250	0	CHEMICAL CAUTERY, TISSUE	Surgery	0.50	0.51	$120.79
17260	0	DESTRUCTION OF SKIN LESIONS	Surgery	0.91	1.24	$120.79
17261	0	DESTRUCTION OF SKIN LESIONS	Surgery	1.17	1.44	$120.79
17262	0	DESTRUCTION OF SKIN LESIONS	Surgery	1.58	1.77	$120.79
17263	0	DESTRUCTION OF SKIN LESIONS	Surgery	1.79	2.05	$120.79
17264	0	DESTRUCTION OF SKIN LESIONS	Surgery	1.94	2.28	$120.79
17266	0	DESTRUCTION OF SKIN LESIONS	Surgery	2.34	2.66	$120.79
17270	0	DESTRUCTION OF SKIN LESIONS	Surgery	1.32	1.45	$120.79
17271	0	DESTRUCTION OF SKIN LESIONS	Surgery	1.49	1.71	$120.79
17272	0	DESTRUCTION OF SKIN LESIONS	Surgery	1.77	2.02	$120.79
17273	0	DESTRUCTION OF SKIN LESIONS	Surgery	2.05	2.30	$120.79
17274	0	DESTRUCTION OF SKIN LESIONS	Surgery	2.59	2.76	$120.79
17276	0	DESTRUCTION OF SKIN LESIONS	Surgery	3.20	3.03	$120.79
17280	0	DESTRUCTION OF SKIN LESIONS	Surgery	1.17	1.58	$120.79
17281	0	DESTRUCTION OF SKIN LESIONS	Surgery	1.72	1.95	$120.79
17282	0	DESTRUCTION OF SKIN LESIONS	Surgery	2.04	2.29	$120.79
17283	0	DESTRUCTION OF SKIN LESIONS	Surgery	2.64	2.68	$120.79
17284	0	DESTRUCTION OF SKIN LESIONS	Surgery	3.21	3.08	$120.79
17286	0	DESTRUCTION OF SKIN LESIONS	Surgery	4.44	3.83	$120.79
17304	0	CHEMOSURGERY OF SKIN LESION	Surgery	7.60	5.49	$120.79
17305	0	2ND STAGE CHEMOSURGERY	Surgery	2.85	2.66	$120.79
17306	0	3RD STAGE CHEMOSURGERY	Surgery	2.85	2.20	$120.79
17307	0	FOLLOWUP SKIN LESION THERAPY	Surgery	2.85	2.31	$120.79
17310	0	EXTENSIVE SKIN CHEMOSURGERY	Surgery	0.95	0.56	$120.79
17340	0	CRYOTHERAPY OF SKIN	Surgery	0.76	0.83	$120.79
17360	0	SKIN PEEL THERAPY	Surgery	1.43	0.90	$120.79
19000	0	DRAINAGE OF BREAST LESION	Surgery	0.84	0.78	$120.79
19001	0	DRAIN BREAST LESION ADD-ON	Surgery	0.42	0.52	$120.79
19020	0	INCISION OF BREAST LESION	Surgery	3.57	2.37	$120.79
19030	0	INJECTION FOR BREAST X-RAY	Surgery	1.53	4.96	$120.79
19100	0	BIOPSY OF BREAST	Surgery	1.27	0.37	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
19101	0	BIOPSY OF BREAST	Surgery	3.18	2.53	$120.79
19110	0	NIPPLE EXPLORATION	Surgery	4.30	3.45	$120.79
19112	0	EXCISE BREAST DUCT FISTULA	Surgery	3.67	2.72	$120.79
19120	0	REMOVAL OF BREAST LESION	Surgery	5.56	3.31	$120.79
19125	0	EXCISION, BREAST LESION	Surgery	6.06	3.41	$120.79
19126	0	EXCISION, ADDL BREAST LESION	Surgery	2.93	1.34	$120.79
19140	0	REMOVAL OF BREAST TISSUE	Surgery	5.14	4.11	$120.79
19160	0	REMOVAL OF BREAST TISSUE	Surgery	5.99	4.44	$120.79
19162	0	REMOVE BREAST TISSUE, NODES	Surgery	13.53	9.09	$120.79
19180	0	REMOVAL OF BREAST	Surgery	8.80	6.00	$120.79
19182	0	REMOVAL OF BREAST	Surgery	7.73	5.77	$120.79
19200	0	REMOVAL OF BREAST	Surgery	15.49	10.09	$120.79
19220	0	REMOVAL OF BREAST	Surgery	15.72	10.31	$120.79
19240	0	REMOVAL OF BREAST	Surgery	16.00	9.59	$120.79
19260	0	REMOVAL OF CHEST WALL LESION	Surgery	15.44	7.91	$120.79
19271	0	REVISION OF CHEST WALL	Surgery	18.90	14.44	$120.79
19272	0	EXTENSIVE CHEST WALL SURGERY	Surgery	21.55	13.98	$120.79
19290	0	PLACE NEEDLE WIRE, BREAST	Surgery	1.27	0.42	$120.79
19291	0	PLACE NEEDLE WIRE, BREAST	Surgery	0.63	0.22	$120.79
19316	0	SUSPENSION OF BREAST	Surgery	10.69	9.87	$120.79
19318	0	REDUCTION OF LARGE BREAST	Surgery	15.62	12.56	$120.79
19324	0	ENLARGE BREAST	Surgery	5.85	3.54	$120.79
19325	0	ENLARGE BREAST WITH IMPLANT	Surgery	8.45	5.56	$120.79
19328	0	REMOVAL OF BREAST IMPLANT	Surgery	5.68	4.11	$120.79
19330	0	REMOVAL OF IMPLANT MATERIAL	Surgery	7.59	4.55	$120.79
19340	0	IMMEDIATE BREAST PROSTHESIS	Surgery	6.33	5.39	$120.79
19342	0	DELAYED BREAST PROSTHESIS	Surgery	11.20	9.50	$120.79
19350	0	BREAST RECONSTRUCTION	Surgery	8.92	6.95	$120.79
19355	0	CORRECT INVERTED NIPPLE(S)	Surgery	7.57	4.91	$120.79
19357	0	BREAST RECONSTRUCTION	Surgery	18.16	12.85	$120.79
19361	0	BREAST RECONSTRUCTION	Surgery	19.26	16.58	$120.79
19364	0	BREAST RECONSTRUCTION	Surgery	41.00	20.97	$120.79
19366	0	BREAST RECONSTRUCTION	Surgery	21.28	14.67	$120.79
19367	0	BREAST RECONSTRUCTION	Surgery	25.73	18.28	$120.79
19368	0	BREAST RECONSTRUCTION	Surgery	32.42	19.67	$120.79
19369	0	BREAST RECONSTRUCTION	Surgery	29.82	19.66	$120.79
19370	0	SURGERY OF BREAST CAPSULE	Surgery	8.05	6.13	$120.79
19371	0	REMOVAL OF BREAST CAPSULE	Surgery	9.35	7.56	$120.79
19380	0	REVISE BREAST RECONSTRUCTION	Surgery	9.14	7.61	$120.79
19396	0	DESIGN CUSTOM BREAST IMPLANT	Surgery	2.17	1.42	$120.79
20000	0	INCISION OF ABSCESS	Surgery	2.12	1.43	$120.79
20005	0	INCISION OF DEEP ABSCESS	Surgery	3.42	2.05	$120.79
20100	0	EXPLORE WOUND, NECK	Surgery	10.08	5.11	$120.79
20101	0	EXPLORE WOUND, CHEST	Surgery	3.22	1.79	$120.79
20102	0	EXPLORE WOUND, ABDOMEN	Surgery	3.94	2.00	$120.79
20103	0	EXPLORE WOUND, EXTREMITY	Surgery	5.30	2.88	$120.79
20150	0	EXCISE EPIPHYSEAL BAR	Surgery	13.69	11.21	$120.79
20200	0	MUSCLE BIOPSY	Surgery	1.46	0.92	$120.79
20205	0	DEEP MUSCLE BIOPSY	Surgery	2.35	1.51	$120.79
20206	0	NEEDLE BIOPSY, MUSCLE	Surgery	0.99	0.67	$120.79
20220	0	BONE BIOPSY, TROCAR/NEEDLE	Surgery	1.27	1.66	$120.79
20225	0	BONE BIOPSY, TROCAR/NEEDLE	Surgery	1.87	1.44	$120.79
20240	0	BONE BIOPSY, EXCISIONAL	Surgery	3.23	2.85	$120.79
20245	0	BONE BIOPSY, EXCISIONAL	Surgery	3.95	3.97	$120.79
20250	0	OPEN BONE BIOPSY	Surgery	5.03	4.66	$120.79
20251	0	OPEN BONE BIOPSY	Surgery	5.56	5.38	$120.79
20500	0	INJECTION OF SINUS TRACT	Surgery	1.23	2.57	$120.79
20501	0	INJECT SINUS TRACT FOR X-RAY	Surgery	0.76	6.05	$120.79
20520	0	REMOVAL OF FOREIGN BODY	Surgery	1.85	2.64	$120.79
20525	0	REMOVAL OF FOREIGN BODY	Surgery	3.50	3.05	$120.79
20550	0	INJECT TENDON/LIGAMENT/CYST	Surgery	0.86	1.07	$120.79
20600	0	DRAIN/INJECT, JOINT/BURSA	Surgery	0.66	0.84	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
20605	0	DRAIN/INJECT, JOINT/BURSA	Surgery	0.68	0.98	$120.79
20610	0	DRAIN/INJECT, JOINT/BURSA	Surgery	0.79	1.15	$120.79
20615	0	TREATMENT OF BONE CYST	Surgery	2.28	2.13	$120.79
20650	0	INSERT AND REMOVE BONE PIN	Surgery	2.23	1.90	$120.79
20660	0	APPLY,REMOVE FIXATION DEVICE	Surgery	2.51	1.50	$120.79
20661	0	APPLICATION OF HEAD BRACE	Surgery	4.89	5.10	$120.79
20662	0	APPLICATION OF PELVIS BRACE	Surgery	6.07	5.99	$120.79
20663	0	APPLICATION OF THIGH BRACE	Surgery	5.43	4.58	$120.79
20664	0	HALO BRACE APPLICATION	Surgery	8.06	5.94	$120.79
20665	0	REMOVAL OF FIXATION DEVICE	Surgery	1.31	0.83	$120.79
20670	0	REMOVAL OF SUPPORT IMPLANT	Surgery	1.74	1.75	$120.79
20680	0	REMOVAL OF SUPPORT IMPLANT	Surgery	3.35	3.87	$120.79
20690	0	APPLY BONE FIXATION DEVICE	Surgery	3.52	2.93	$120.79
20692	0	APPLY BONE FIXATION DEVICE	Surgery	6.41	4.68	$120.79
20693	0	ADJUST BONE FIXATION DEVICE	Surgery	5.86	6.33	$120.79
20694	0	REMOVE BONE FIXATION DEVICE	Surgery	4.16	4.01	$120.79
20802	0	REPLANTATION, ARM, COMPLETE	Surgery	41.15	31.78	$120.79
20805	0	REPLANT, FOREARM, COMPLETE	Surgery	50.00	44.55	$120.79
20808	0	REPLANTATION HAND, COMPLETE	Surgery	61.65	53.90	$120.79
20816	0	REPLANTATION DIGIT, COMPLETE	Surgery	30.94	35.41	$120.79
20822	0	REPLANTATION DIGIT, COMPLETE	Surgery	25.59	28.83	$120.79
20824	0	REPLANTATION THUMB, COMPLETE	Surgery	30.94	34.59	$120.79
20827	0	REPLANTATION THUMB, COMPLETE	Surgery	26.41	30.89	$120.79
20838	0	REPLANTATION FOOT, COMPLETE	Surgery	41.41	32.79	$120.79
20900	0	REMOVAL OF BONE FOR GRAFT	Surgery	5.58	4.19	$120.79
20902	0	REMOVAL OF BONE FOR GRAFT	Surgery	7.55	6.62	$120.79
20910	0	REMOVE CARTILAGE FOR GRAFT	Surgery	5.34	3.34	$120.79
20912	0	REMOVE CARTILAGE FOR GRAFT	Surgery	6.35	5.58	$120.79
20920	0	REMOVAL OF FASCIA FOR GRAFT	Surgery	5.31	4.63	$120.79
20922	0	REMOVAL OF FASCIA FOR GRAFT	Surgery	6.61	5.29	$120.79
20924	0	REMOVAL OF TENDON FOR GRAFT	Surgery	6.48	6.09	$120.79
20926	0	REMOVAL OF TISSUE FOR GRAFT	Surgery	5.53	4.17	$120.79
20931	0	SPINAL BONE ALLOGRAFT	Surgery	1.81	1.42	$120.79
20937	0	SPINAL BONE AUTOGRAFT	Surgery	2.79	2.19	$120.79
20938	0	SPINAL BONE AUTOGRAFT	Surgery	3.02	2.37	$120.79
20950	0	FLUID PRESSURE, MUSCLE	Surgery	1.26	1.41	$120.79
20955	0	FIBULA BONE GRAFT, MICROVASC	Surgery	39.21	32.64	$120.79
20956	0	ILIAC BONE GRAFT, MICROVASC	Surgery	39.27	28.03	$120.79
20957	0	MT BONE GRAFT, MICROVASC	Surgery	40.65	24.37	$120.79
20962	0	OTHER BONE GRAFT, MICROVASC	Surgery	39.27	27.41	$120.79
20969	0	BONE/SKIN GRAFT, MICROVASC	Surgery	43.92	36.41	$120.79
20970	0	BONE/SKIN GRAFT, ILIAC CREST	Surgery	43.06	35.41	$120.79
20972	0	BONE/SKIN GRAFT, METATARSAL	Surgery	42.99	30.85	$120.79
20973	0	BONE/SKIN GRAFT, GREAT TOE	Surgery	45.76	36.36	$120.79
20974	0	ELECTRICAL BONE STIMULATION	Surgery	0.62	2.04	$120.79
20975	0	ELECTRICAL BONE STIMULATION	Surgery	2.60	2.24	$120.79
20979	0	US BONE STIMULATION	Surgery	0.17	0.25	$120.79
21010	0	INCISION OF JAW JOINT	Surgery	10.14	8.78	$120.79
21015	0	RESECTION OF FACIAL TUMOR	Surgery	5.29	6.01	$120.79
21025	0	EXCISION OF BONE, LOWER JAW	Surgery	10.06	4.27	$120.79
21026	0	EXCISION OF FACIAL BONE(S)	Surgery	4.85	3.06	$120.79
21029	0	CONTOUR OF FACE BONE LESION	Surgery	7.71	5.02	$120.79
21030	0	REMOVAL OF FACE BONE LESION	Surgery	6.46	4.35	$120.79
21031	0	REMOVE EXOSTOSIS, MANDIBLE	Surgery	3.24	3.57	$120.79
21032	0	REMOVE EXOSTOSIS, MAXILLA	Surgery	3.24	3.66	$120.79
21034	0	REMOVAL OF FACE BONE LESION	Surgery	16.17	8.43	$120.79
21040	0	REMOVAL OF JAW BONE LESION	Surgery	2.11	1.57	$120.79
21041	0	REMOVAL OF JAW BONE LESION	Surgery	6.71	3.63	$120.79
21044	0	REMOVAL OF JAW BONE LESION	Surgery	11.86	8.99	$120.79
21045	0	EXTENSIVE JAW SURGERY	Surgery	16.17	12.43	$120.79
21050	0	REMOVAL OF JAW JOINT	Surgery	10.77	11.81	$120.79
21060	0	REMOVE JAW JOINT CARTILAGE	Surgery	10.23	11.09	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
21070	0	REMOVE CORONOID PROCESS	Surgery	8.20	6.52	$120.79
21076	0	PREPARE FACE/ORAL PROSTHESIS	Surgery	13.42	12.74	$120.79
21077	0	PREPARE FACE/ORAL PROSTHESIS	Surgery	33.75	32.04	$120.79
21079	0	PREPARE FACE/ORAL PROSTHESIS	Surgery	22.34	23.55	$120.79
21080	0	PREPARE FACE/ORAL PROSTHESIS	Surgery	25.10	26.47	$120.79
21081	0	PREPARE FACE/ORAL PROSTHESIS	Surgery	22.88	24.11	$120.79
21082	0	PREPARE FACE/ORAL PROSTHESIS	Surgery	20.87	19.81	$120.79
21083	0	PREPARE FACE/ORAL PROSTHESIS	Surgery	19.30	20.35	$120.79
21084	0	PREPARE FACE/ORAL PROSTHESIS	Surgery	22.51	23.73	$120.79
21085	0	PREPARE FACE/ORAL PROSTHESIS	Surgery	9.00	8.54	$120.79
21086	0	PREPARE FACE/ORAL PROSTHESIS	Surgery	24.92	26.27	$120.79
21087	0	PREPARE FACE/ORAL PROSTHESIS	Surgery	24.92	23.65	$120.79
21100	0	MAXILLOFACIAL FIXATION	Surgery	4.22	2.49	$120.79
21110	0	INTERDENTAL FIXATION	Surgery	5.21	5.49	$120.79
21116	0	INJECTION, JAW JOINT X-RAY	Surgery	0.81	3.84	$120.79
21120	0	RECONSTRUCTION OF CHIN	Surgery	4.93	4.44	$120.79
21121	0	RECONSTRUCTION OF CHIN	Surgery	7.64	5.87	$120.79
21122	0	RECONSTRUCTION OF CHIN	Surgery	8.52	6.67	$120.79
21123	0	RECONSTRUCTION OF CHIN	Surgery	11.16	8.46	$120.79
21125	0	AUGMENTATION, LOWER JAW BONE	Surgery	10.62	6.20	$120.79
21127	0	AUGMENTATION, LOWER JAW BONE	Surgery	11.12	7.58	$120.79
21137	0	REDUCTION OF FOREHEAD	Surgery	9.82	7.41	$120.79
21138	0	REDUCTION OF FOREHEAD	Surgery	12.19	8.56	$120.79
21139	0	REDUCTION OF FOREHEAD	Surgery	14.61	10.67	$120.79
21141	0	RECONSTRUCT MIDFACE, LEFORT	Surgery	18.10	13.16	$120.79
21142	0	RECONSTRUCT MIDFACE, LEFORT	Surgery	18.81	14.12	$120.79
21143	0	RECONSTRUCT MIDFACE, LEFORT	Surgery	19.58	13.54	$120.79
21145	0	RECONSTRUCT MIDFACE, LEFORT	Surgery	19.94	12.99	$120.79
21146	0	RECONSTRUCT MIDFACE, LEFORT	Surgery	20.71	13.37	$120.79
21147	0	RECONSTRUCT MIDFACE, LEFORT	Surgery	21.77	13.96	$120.79
21150	0	RECONSTRUCT MIDFACE, LEFORT	Surgery	25.24	16.40	$120.79
21151	0	RECONSTRUCT MIDFACE, LEFORT	Surgery	28.30	19.90	$120.79
21154	0	RECONSTRUCT MIDFACE, LEFORT	Surgery	30.52	20.06	$120.79
21155	0	RECONSTRUCT MIDFACE, LEFORT	Surgery	34.45	22.00	$120.79
21159	0	RECONSTRUCT MIDFACE, LEFORT	Surgery	42.38	28.89	$120.79
21160	0	RECONSTRUCT MIDFACE, LEFORT	Surgery	46.44	29.59	$120.79
21172	0	RECONSTRUCT ORBIT/FOREHEAD	Surgery	27.80	18.26	$120.79
21175	0	RECONSTRUCT ORBIT/FOREHEAD	Surgery	33.17	22.26	$120.79
21179	0	RECONSTRUCT ENTIRE FOREHEAD	Surgery	22.25	16.73	$120.79
21180	0	RECONSTRUCT ENTIRE FOREHEAD	Surgery	25.19	18.86	$120.79
21181	0	CONTOUR CRANIAL BONE LESION	Surgery	9.90	7.54	$120.79
21182	0	RECONSTRUCT CRANIAL BONE	Surgery	32.19	23.45	$120.79
21183	0	RECONSTRUCT CRANIAL BONE	Surgery	35.31	24.50	$120.79
21184	0	RECONSTRUCT CRANIAL BONE	Surgery	38.24	26.83	$120.79
21188	0	RECONSTRUCTION OF MIDFACE	Surgery	22.46	16.27	$120.79
21193	0	RECONSTRUCT LOWER JAW BONE	Surgery	17.15	11.68	$120.79
21194	0	RECONSTRUCT LOWER JAW BONE	Surgery	19.84	13.51	$120.79
21195	0	RECONSTRUCT LOWER JAW BONE	Surgery	17.24	12.34	$120.79
21196	0	RECONSTRUCT LOWER JAW BONE	Surgery	18.91	13.54	$120.79
21198	0	RECONSTRUCT LOWER JAW BONE	Surgery	14.16	13.63	$120.79
21206	0	RECONSTRUCT UPPER JAW BONE	Surgery	14.10	10.15	$120.79
21208	0	AUGMENTATION OF FACIAL BONES	Surgery	10.23	9.89	$120.79
21209	0	REDUCTION OF FACIAL BONES	Surgery	6.72	5.03	$120.79
21210	0	FACE BONE GRAFT	Surgery	10.23	6.75	$120.79
21215	0	LOWER JAW BONE GRAFT	Surgery	10.77	6.42	$120.79
21230	0	RIB CARTILAGE GRAFT	Surgery	10.77	9.99	$120.79
21235	0	EAR CARTILAGE GRAFT	Surgery	6.72	7.41	$120.79
21240	0	RECONSTRUCTION OF JAW JOINT	Surgery	14.05	13.97	$120.79
21242	0	RECONSTRUCTION OF JAW JOINT	Surgery	12.95	13.39	$120.79
21243	0	RECONSTRUCTION OF JAW JOINT	Surgery	20.79	14.59	$120.79
21244	0	RECONSTRUCTION OF LOWER JAW	Surgery	11.86	11.32	$120.79
21245	0	RECONSTRUCTION OF JAW	Surgery	11.86	10.82	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
21246	0	RECONSTRUCTION OF JAW	Surgery	12.47	9.51	$120.79
21247	0	RECONSTRUCT LOWER JAW BONE	Surgery	22.63	21.28	$120.79
21248	0	RECONSTRUCTION OF JAW	Surgery	11.48	7.00	$120.79
21249	0	RECONSTRUCTION OF JAW	Surgery	17.52	10.10	$120.79
21255	0	RECONSTRUCT LOWER JAW BONE	Surgery	16.72	14.77	$120.79
21256	0	RECONSTRUCTION OF ORBIT	Surgery	16.19	15.83	$120.79
21260	0	REVISE EYE SOCKETS	Surgery	16.52	14.00	$120.79
21261	0	REVISE EYE SOCKETS	Surgery	31.49	19.48	$120.79
21263	0	REVISE EYE SOCKETS	Surgery	28.42	24.12	$120.79
21267	0	REVISE EYE SOCKETS	Surgery	18.90	14.95	$120.79
21268	0	REVISE EYE SOCKETS	Surgery	24.48	15.85	$120.79
21270	0	AUGMENTATION, CHEEK BONE	Surgery	10.23	9.11	$120.79
21275	0	REVISION, ORBITOFACIAL BONES	Surgery	11.24	9.59	$120.79
21280	0	REVISION OF EYELID	Surgery	6.03	6.65	$120.79
21282	0	REVISION OF EYELID	Surgery	3.49	4.50	$120.79
21295	0	REVISION OF JAW MUSCLE/BONE	Surgery	1.53	2.37	$120.79
21296	0	REVISION OF JAW MUSCLE/BONE	Surgery	4.25	4.12	$120.79
21300	0	TREATMENT OF SKULL FRACTURE	Surgery	0.72	0.57	$120.79
21310	0	TREATMENT OF NOSE FRACTURE	Surgery	0.58	0.43	$120.79
21315	0	TREATMENT OF NOSE FRACTURE	Surgery	1.51	1.47	$120.79
21320	0	TREATMENT OF NOSE FRACTURE	Surgery	1.85	2.03	$120.79
21325	0	TREATMENT OF NOSE FRACTURE	Surgery	3.77	3.84	$120.79
21330	0	TREATMENT OF NOSE FRACTURE	Surgery	5.38	5.61	$120.79
21335	0	TREATMENT OF NOSE FRACTURE	Surgery	8.61	8.48	$120.79
21336	0	TREAT NASAL SEPTAL FRACTURE	Surgery	5.72	4.68	$120.79
21337	0	TREAT NASAL SEPTAL FRACTURE	Surgery	2.70	2.91	$120.79
21338	0	TREAT NASOETHMOID FRACTURE	Surgery	6.46	5.51	$120.79
21339	0	TREAT NASOETHMOID FRACTURE	Surgery	8.09	6.93	$120.79
21340	0	TREATMENT OF NOSE FRACTURE	Surgery	10.77	9.15	$120.79
21343	0	TREATMENT OF SINUS FRACTURE	Surgery	12.95	9.56	$120.79
21344	0	TREATMENT OF SINUS FRACTURE	Surgery	19.72	11.45	$120.79
21345	0	TREAT NOSE/JAW FRACTURE	Surgery	8.16	7.76	$120.79
21346	0	TREAT NOSE/JAW FRACTURE	Surgery	10.61	9.39	$120.79
21347	0	TREAT NOSE/JAW FRACTURE	Surgery	12.69	10.04	$120.79
21348	0	TREAT NOSE/JAW FRACTURE	Surgery	16.69	11.10	$120.79
21355	0	TREAT CHEEK BONE FRACTURE	Surgery	3.77	1.86	$120.79
21356	0	TREAT CHEEK BONE FRACTURE	Surgery	4.15	3.96	$120.79
21360	0	TREAT CHEEK BONE FRACTURE	Surgery	6.46	6.43	$120.79
21365	0	TREAT CHEEK BONE FRACTURE	Surgery	14.95	11.92	$120.79
21366	0	TREAT CHEEK BONE FRACTURE	Surgery	17.77	12.22	$120.79
21385	0	TREAT EYE SOCKET FRACTURE	Surgery	9.16	8.59	$120.79
21386	0	TREAT EYE SOCKET FRACTURE	Surgery	9.16	8.55	$120.79
21387	0	TREAT EYE SOCKET FRACTURE	Surgery	9.70	7.87	$120.79
21390	0	TREAT EYE SOCKET FRACTURE	Surgery	10.13	10.05	$120.79
21395	0	TREAT EYE SOCKET FRACTURE	Surgery	12.68	9.73	$120.79
21400	0	TREAT EYE SOCKET FRACTURE	Surgery	1.40	1.31	$120.79
21401	0	TREAT EYE SOCKET FRACTURE	Surgery	3.26	2.78	$120.79
21406	0	TREAT EYE SOCKET FRACTURE	Surgery	7.01	5.71	$120.79
21407	0	TREAT EYE SOCKET FRACTURE	Surgery	8.61	7.42	$120.79
21408	0	TREAT EYE SOCKET FRACTURE	Surgery	12.38	9.29	$120.79
21421	0	TREAT MOUTH ROOF FRACTURE	Surgery	5.14	5.67	$120.79
21422	0	TREAT MOUTH ROOF FRACTURE	Surgery	8.32	8.29	$120.79
21423	0	TREAT MOUTH ROOF FRACTURE	Surgery	10.40	9.00	$120.79
21431	0	TREAT CRANIOFACIAL FRACTURE	Surgery	7.05	6.01	$120.79
21432	0	TREAT CRANIOFACIAL FRACTURE	Surgery	8.61	7.36	$120.79
21433	0	TREAT CRANIOFACIAL FRACTURE	Surgery	25.35	17.56	$120.79
21435	0	TREAT CRANIOFACIAL FRACTURE	Surgery	17.25	13.30	$120.79
21436	0	TREAT CRANIOFACIAL FRACTURE	Surgery	28.04	16.55	$120.79
21440	0	TREAT DENTAL RIDGE FRACTURE	Surgery	2.70	3.16	$120.79
21445	0	TREAT DENTAL RIDGE FRACTURE	Surgery	5.38	5.49	$120.79
21450	0	TREAT LOWER JAW FRACTURE	Surgery	2.97	2.74	$120.79
21451	0	TREAT LOWER JAW FRACTURE	Surgery	4.87	5.32	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
21452	0	TREAT LOWER JAW FRACTURE	Surgery	1.98	2.57	$120.79
21453	0	TREAT LOWER JAW FRACTURE	Surgery	5.54	6.00	$120.79
21454	0	TREAT LOWER JAW FRACTURE	Surgery	6.46	6.32	$120.79
21461	0	TREAT LOWER JAW FRACTURE	Surgery	8.09	8.32	$120.79
21462	0	TREAT LOWER JAW FRACTURE	Surgery	9.79	9.50	$120.79
21465	0	TREAT LOWER JAW FRACTURE	Surgery	11.91	8.12	$120.79
21470	0	TREAT LOWER JAW FRACTURE	Surgery	15.34	13.70	$120.79
21480	0	RESET DISLOCATED JAW	Surgery	0.61	1.20	$120.79
21485	0	RESET DISLOCATED JAW	Surgery	3.99	2.10	$120.79
21490	0	REPAIR DISLOCATED JAW	Surgery	11.86	6.97	$120.79
21493	0	TREAT HYOID BONE FRACTURE	Surgery	1.27	1.01	$120.79
21494	0	TREAT HYOID BONE FRACTURE	Surgery	6.28	5.30	$120.79
21495	0	TREAT HYOID BONE FRACTURE	Surgery	5.69	5.26	$120.79
21497	0	INTERDENTAL WIRING	Surgery	3.86	3.87	$120.79
21501	0	DRAIN NECK/CHEST LESION	Surgery	3.81	2.73	$120.79
21502	0	DRAIN CHEST LESION	Surgery	7.12	6.01	$120.79
21510	0	DRAINAGE OF BONE LESION	Surgery	5.74	5.81	$120.79
21550	0	BIOPSY OF NECK/CHEST	Surgery	2.06	0.84	$120.79
21555	0	REMOVE LESION, NECK/CHEST	Surgery	4.35	2.13	$120.79
21556	0	REMOVE LESION, NECK/CHEST	Surgery	5.57	3.71	$120.79
21557	0	REMOVE TUMOR, NECK/CHEST	Surgery	8.88	8.35	$120.79
21600	0	PARTIAL REMOVAL OF RIB	Surgery	6.89	6.65	$120.79
21610	0	PARTIAL REMOVAL OF RIB	Surgery	14.61	7.97	$120.79
21615	0	REMOVAL OF RIB	Surgery	9.87	10.14	$120.79
21616	0	REMOVAL OF RIB AND NERVES	Surgery	12.04	10.20	$120.79
21620	0	PARTIAL REMOVAL OF STERNUM	Surgery	6.79	8.09	$120.79
21627	0	STERNAL DEBRIDEMENT	Surgery	6.81	10.35	$120.79
21630	0	EXTENSIVE STERNUM SURGERY	Surgery	17.38	13.73	$120.79
21632	0	EXTENSIVE STERNUM SURGERY	Surgery	18.14	13.99	$120.79
21700	0	REVISION OF NECK MUSCLE	Surgery	6.19	5.98	$120.79
21705	0	REVISION OF NECK MUSCLE/RIB	Surgery	9.60	6.09	$120.79
21720	0	REVISION OF NECK MUSCLE	Surgery	5.68	5.23	$120.79
21725	0	REVISION OF NECK MUSCLE	Surgery	6.99	5.70	$120.79
21740	0	RECONSTRUCTION OF STERNUM	Surgery	16.50	12.78	$120.79
21750	0	REPAIR OF STERNUM SEPARATION	Surgery	10.77	10.81	$120.79
21800	0	TREATMENT OF RIB FRACTURE	Surgery	0.96	0.88	$120.79
21805	0	TREATMENT OF RIB FRACTURE	Surgery	2.75	3.93	$120.79
21810	0	TREATMENT OF RIB FRACTURE(S)	Surgery	6.86	7.74	$120.79
21820	0	TREAT STERNUM FRACTURE	Surgery	1.28	1.39	$120.79
21825	0	TREAT STERNUM FRACTURE	Surgery	7.41	10.05	$120.79
21920	0	BIOPSY SOFT TISSUE OF BACK	Surgery	2.06	1.60	$120.79
21925	0	BIOPSY SOFT TISSUE OF BACK	Surgery	4.49	3.17	$120.79
21930	0	REMOVE LESION, BACK OR FLANK	Surgery	5.00	2.81	$120.79
21935	0	REMOVE TUMOR, BACK	Surgery	17.96	9.33	$120.79
22100	0	REMOVE PART OF NECK VERTEBRA	Surgery	9.73	8.25	$120.79
22101	0	REMOVE PART, THORAX VERTEBRA	Surgery	9.81	8.55	$120.79
22102	0	REMOVE PART, LUMBAR VERTEBRA	Surgery	9.81	6.58	$120.79
22103	0	REMOVE EXTRA SPINE SEGMENT	Surgery	2.34	1.82	$120.79
22110	0	REMOVE PART OF NECK VERTEBRA	Surgery	12.74	10.47	$120.79
22112	0	REMOVE PART, THORAX VERTEBRA	Surgery	12.81	10.39	$120.79
22114	0	REMOVE PART, LUMBAR VERTEBRA	Surgery	12.81	9.95	$120.79
22116	0	REMOVE EXTRA SPINE SEGMENT	Surgery	2.32	1.80	$120.79
22210	0	REVISION OF NECK SPINE	Surgery	23.82	15.72	$120.79
22212	0	REVISION OF THORAX SPINE	Surgery	19.42	16.51	$120.79
22214	0	REVISION OF LUMBAR SPINE	Surgery	19.45	15.62	$120.79
22216	0	REVISE, EXTRA SPINE SEGMENT	Surgery	6.04	4.34	$120.79
22220	0	REVISION OF NECK SPINE	Surgery	21.37	16.42	$120.79
22222	0	REVISION OF THORAX SPINE	Surgery	21.52	13.93	$120.79
22224	0	REVISION OF LUMBAR SPINE	Surgery	21.52	15.38	$120.79
22226	0	REVISE, EXTRA SPINE SEGMENT	Surgery	6.04	4.33	$120.79
22305	0	TREAT SPINE PROCESS FRACTURE	Surgery	2.05	2.09	$120.79
22310	0	TREAT SPINE FRACTURE	Surgery	2.61	2.85	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
22315	0	TREAT SPINE FRACTURE	Surgery	8.84	7.14	$120.79
22318	0	TREAT ODONTOID FX W/O GRAFT	Surgery	21.50	14.50	$120.79
22319	0	TREAT ODONTOID FX W/GRAFT	Surgery	24.00	16.72	$120.79
22325	0	TREAT SPINE FRACTURE	Surgery	18.30	11.38	$120.79
22326	0	TREAT NECK SPINE FRACTURE	Surgery	19.59	16.09	$120.79
22327	0	TREAT THORAX SPINE FRACTURE	Surgery	19.20	15.89	$120.79
22328	0	TREAT EACH ADD SPINE FX	Surgery	4.61	3.60	$120.79
22505	0	MANIPULATION OF SPINE	Surgery	1.87	2.06	$120.79
22548	0	NECK SPINE FUSION	Surgery	25.82	21.14	$120.79
22554	0	NECK SPINE FUSION	Surgery	18.62	17.50	$120.79
22556	0	THORAX SPINE FUSION	Surgery	23.46	20.03	$120.79
22558	0	LUMBAR SPINE FUSION	Surgery	22.28	18.43	$120.79
22585	0	ADDITIONAL SPINAL FUSION	Surgery	5.53	4.38	$120.79
22590	0	SPINE & SKULL SPINAL FUSION	Surgery	20.51	19.18	$120.79
22595	0	NECK SPINAL FUSION	Surgery	19.39	18.57	$120.79
22600	0	NECK SPINE FUSION	Surgery	16.14	15.80	$120.79
22610	0	THORAX SPINE FUSION	Surgery	16.02	15.71	$120.79
22612	0	LUMBAR SPINE FUSION	Surgery	21.00	18.68	$120.79
22614	0	SPINE FUSION, EXTRA SEGMENT	Surgery	6.44	4.78	$120.79
22630	0	LUMBAR SPINE FUSION	Surgery	20.84	17.78	$120.79
22632	0	SPINE FUSION, EXTRA SEGMENT	Surgery	5.23	4.09	$120.79
22800	0	FUSION OF SPINE	Surgery	18.25	17.44	$120.79
22802	0	FUSION OF SPINE	Surgery	30.88	25.57	$120.79
22804	0	FUSION OF SPINE	Surgery	36.27	26.97	$120.79
22808	0	FUSION OF SPINE	Surgery	26.27	18.96	$120.79
22810	0	FUSION OF SPINE	Surgery	30.27	19.76	$120.79
22812	0	FUSION OF SPINE	Surgery	32.70	24.50	$120.79
22818	0	KYPHECTOMY, 1-2 SEGMENTS	Surgery	31.83	25.24	$120.79
22819	0	KYPHECTOMY, 3 OR MORE	Surgery	36.44	26.08	$120.79
22830	0	EXPLORATION OF SPINAL FUSION	Surgery	10.85	11.15	$120.79
22840	0	INSERT SPINE FIXATION DEVICE	Surgery	12.54	7.28	$120.79
22842	0	INSERT SPINE FIXATION DEVICE	Surgery	12.58	7.06	$120.79
22843	0	INSERT SPINE FIXATION DEVICE	Surgery	13.46	8.26	$120.79
22844	0	INSERT SPINE FIXATION DEVICE	Surgery	16.44	10.83	$120.79
22845	0	INSERT SPINE FIXATION DEVICE	Surgery	11.96	7.00	$120.79
22846	0	INSERT SPINE FIXATION DEVICE	Surgery	12.42	8.33	$120.79
22847	0	INSERT SPINE FIXATION DEVICE	Surgery	13.80	9.04	$120.79
22848	0	INSERT PELV FIXATION DEVICE	Surgery	6.00	5.38	$120.79
22849	0	REINSERT SPINAL FIXATION	Surgery	18.51	13.02	$120.79
22850	0	REMOVE SPINE FIXATION DEVICE	Surgery	9.52	9.11	$120.79
22851	0	APPLY SPINE PROSTH DEVICE	Surgery	6.71	5.99	$120.79
22852	0	REMOVE SPINE FIXATION DEVICE	Surgery	9.01	9.32	$120.79
22855	0	REMOVE SPINE FIXATION DEVICE	Surgery	15.13	9.63	$120.79
22900	0	REMOVE ABDOMINAL WALL LESION	Surgery	5.80	3.77	$120.79
23000	0	REMOVAL OF CALCIUM DEPOSITS	Surgery	4.36	5.19	$120.79
23020	0	RELEASE SHOULDER JOINT	Surgery	8.93	8.48	$120.79
23030	0	DRAIN SHOULDER LESION	Surgery	3.43	3.05	$120.79
23031	0	DRAIN SHOULDER BURSA	Surgery	2.74	2.81	$120.79
23035	0	DRAIN SHOULDER BONE LESION	Surgery	8.61	10.37	$120.79
23040	0	EXPLORATORY SHOULDER SURGERY	Surgery	9.20	10.27	$120.79
23044	0	EXPLORATORY SHOULDER SURGERY	Surgery	7.12	8.24	$120.79
23065	0	BIOPSY SHOULDER TISSUES	Surgery	2.27	1.02	$120.79
23066	0	BIOPSY SHOULDER TISSUES	Surgery	4.16	3.32	$120.79
23075	0	REMOVAL OF SHOULDER LESION	Surgery	2.39	2.29	$120.79
23076	0	REMOVAL OF SHOULDER LESION	Surgery	7.63	5.53	$120.79
23077	0	REMOVE TUMOR OF SHOULDER	Surgery	16.09	10.23	$120.79
23100	0	BIOPSY OF SHOULDER JOINT	Surgery	6.03	7.36	$120.79
23101	0	SHOULDER JOINT SURGERY	Surgery	5.58	7.09	$120.79
23105	0	REMOVE SHOULDER JOINT LINING	Surgery	8.23	9.42	$120.79
23106	0	INCISION OF COLLARBONE JOINT	Surgery	5.96	6.60	$120.79
23107	0	EXPLORE TREAT SHOULDER JOINT	Surgery	8.62	9.85	$120.79
23120	0	PARTIAL REMOVAL, COLLAR BONE	Surgery	7.11	6.83	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
23125	0	REMOVAL OF COLLAR BONE	Surgery	9.39	9.30	$120.79
23130	0	REMOVE SHOULDER BONE, PART	Surgery	7.55	8.09	$120.79
23140	0	REMOVAL OF BONE LESION	Surgery	6.89	5.99	$120.79
23145	0	REMOVAL OF BONE LESION	Surgery	9.09	10.28	$120.79
23146	0	REMOVAL OF BONE LESION	Surgery	7.83	7.35	$120.79
23150	0	REMOVAL OF HUMERUS LESION	Surgery	8.48	7.83	$120.79
23155	0	REMOVAL OF HUMERUS LESION	Surgery	10.35	10.05	$120.79
23156	0	REMOVAL OF HUMERUS LESION	Surgery	8.68	8.48	$120.79
23170	0	REMOVE COLLAR BONE LESION	Surgery	6.86	7.08	$120.79
23172	0	REMOVE SHOULDER BLADE LESION	Surgery	6.90	6.89	$120.79
23174	0	REMOVE HUMERUS LESION	Surgery	9.51	9.59	$120.79
23180	0	REMOVE COLLAR BONE LESION	Surgery	8.53	9.01	$120.79
23182	0	REMOVE SHOULDER BLADE LESION	Surgery	8.15	11.11	$120.79
23184	0	REMOVE HUMERUS LESION	Surgery	9.38	11.54	$120.79
23190	0	PARTIAL REMOVAL OF SCAPULA	Surgery	7.24	6.94	$120.79
23195	0	REMOVAL OF HEAD OF HUMERUS	Surgery	9.81	9.66	$120.79
23200	0	REMOVAL OF COLLAR BONE	Surgery	12.08	11.59	$120.79
23210	0	REMOVAL OF SHOULDER BLADE	Surgery	12.49	11.15	$120.79
23220	0	PARTIAL REMOVAL OF HUMERUS	Surgery	14.56	13.67	$120.79
23221	0	PARTIAL REMOVAL OF HUMERUS	Surgery	17.74	16.44	$120.79
23222	0	PARTIAL REMOVAL OF HUMERUS	Surgery	23.92	17.32	$120.79
23330	0	REMOVE SHOULDER FOREIGN BODY	Surgery	1.85	1.75	$120.79
23331	0	REMOVE SHOULDER FOREIGN BODY	Surgery	7.38	5.38	$120.79
23332	0	REMOVE SHOULDER FOREIGN BODY	Surgery	11.62	10.58	$120.79
23350	0	INJECTION FOR SHOULDER X-RAY	Surgery	1.00	4.63	$120.79
23395	0	MUSCLE TRANSFER,SHOULDER/ARM	Surgery	16.85	12.46	$120.79
23397	0	MUSCLE TRANSFERS	Surgery	16.13	14.07	$120.79
23400	0	FIXATION OF SHOULDER BLADE	Surgery	13.54	12.23	$120.79
23405	0	INCISION OF TENDON & MUSCLE	Surgery	8.37	8.93	$120.79
23406	0	INCISE TENDON(S) & MUSCLE(S)	Surgery	10.79	10.28	$120.79
23410	0	REPAIR OF TENDON(S)	Surgery	12.45	11.71	$120.79
23412	0	REPAIR OF TENDON(S)	Surgery	13.31	13.27	$120.79
23415	0	RELEASE OF SHOULDER LIGAMENT	Surgery	9.97	7.34	$120.79
23420	0	REPAIR OF SHOULDER	Surgery	13.30	14.33	$120.79
23430	0	REPAIR BICEPS TENDON	Surgery	9.98	9.10	$120.79
23440	0	REMOVE/TRANSPLANT TENDON	Surgery	10.48	9.04	$120.79
23450	0	REPAIR SHOULDER CAPSULE	Surgery	13.40	12.74	$120.79
23455	0	REPAIR SHOULDER CAPSULE	Surgery	14.37	14.62	$120.79
23460	0	REPAIR SHOULDER CAPSULE	Surgery	15.37	14.08	$120.79
23462	0	REPAIR SHOULDER CAPSULE	Surgery	15.30	14.63	$120.79
23465	0	REPAIR SHOULDER CAPSULE	Surgery	15.85	14.29	$120.79
23466	0	REPAIR SHOULDER CAPSULE	Surgery	14.22	14.59	$120.79
23470	0	RECONSTRUCT SHOULDER JOINT	Surgery	17.15	16.09	$120.79
23472	0	RECONSTRUCT SHOULDER JOINT	Surgery	16.92	17.03	$120.79
23480	0	REVISION OF COLLAR BONE	Surgery	11.18	8.71	$120.79
23485	0	REVISION OF COLLAR BONE	Surgery	13.43	12.05	$120.79
23490	0	REINFORCE CLAVICLE	Surgery	11.86	10.48	$120.79
23491	0	REINFORCE SHOULDER BONES	Surgery	14.21	12.75	$120.79
23500	0	TREAT CLAVICLE FRACTURE	Surgery	2.08	1.98	$120.79
23505	0	TREAT CLAVICLE FRACTURE	Surgery	3.69	3.11	$120.79
23515	0	TREAT CLAVICLE FRACTURE	Surgery	7.41	7.46	$120.79
23520	0	TREAT CLAVICLE DISLOCATION	Surgery	2.16	1.85	$120.79
23525	0	TREAT CLAVICLE DISLOCATION	Surgery	3.60	2.74	$120.79
23530	0	TREAT CLAVICLE DISLOCATION	Surgery	7.31	6.92	$120.79
23532	0	TREAT CLAVICLE DISLOCATION	Surgery	8.01	7.36	$120.79
23540	0	TREAT CLAVICLE DISLOCATION	Surgery	2.23	1.94	$120.79
23545	0	TREAT CLAVICLE DISLOCATION	Surgery	3.25	2.63	$120.79
23550	0	TREAT CLAVICLE DISLOCATION	Surgery	7.24	7.96	$120.79
23552	0	TREAT CLAVICLE DISLOCATION	Surgery	8.45	7.83	$120.79
23570	0	TREAT SHOULDER BLADE FX	Surgery	2.23	2.06	$120.79
23575	0	TREAT SHOULDER BLADE FX	Surgery	4.06	3.41	$120.79
23585	0	TREAT SCAPULA FRACTURE	Surgery	8.96	8.51	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
23600	0	TREAT HUMERUS FRACTURE	Surgery	2.93	3.18	$120.79
23605	0	TREAT HUMERUS FRACTURE	Surgery	4.87	5.49	$120.79
23615	0	TREAT HUMERUS FRACTURE	Surgery	9.35	10.14	$120.79
23616	0	TREAT HUMERUS FRACTURE	Surgery	21.27	19.60	$120.79
23620	0	TREAT HUMERUS FRACTURE	Surgery	2.40	2.22	$120.79
23625	0	TREAT HUMERUS FRACTURE	Surgery	3.93	4.49	$120.79
23630	0	TREAT HUMERUS FRACTURE	Surgery	7.35	8.08	$120.79
23650	0	TREAT SHOULDER DISLOCATION	Surgery	3.39	2.67	$120.79
23655	0	TREAT SHOULDER DISLOCATION	Surgery	4.57	3.46	$120.79
23660	0	TREAT SHOULDER DISLOCATION	Surgery	7.49	8.01	$120.79
23665	0	TREAT DISLOCATION/FRACTURE	Surgery	4.47	4.37	$120.79
23670	0	TREAT DISLOCATION/FRACTURE	Surgery	7.90	8.53	$120.79
23675	0	TREAT DISLOCATION/FRACTURE	Surgery	6.05	5.10	$120.79
23680	0	TREAT DISLOCATION/FRACTURE	Surgery	10.06	10.38	$120.79
23700	0	FIXATION OF SHOULDER	Surgery	2.52	2.60	$120.79
23800	0	FUSION OF SHOULDER JOINT	Surgery	14.16	15.01	$120.79
23802	0	FUSION OF SHOULDER JOINT	Surgery	16.60	12.80	$120.79
23900	0	AMPUTATION OF ARM & GIRDLE	Surgery	19.72	13.89	$120.79
23920	0	AMPUTATION AT SHOULDER JOINT	Surgery	14.61	13.42	$120.79
23921	0	AMPUTATION FOLLOW-UP SURGERY	Surgery	5.49	5.30	$120.79
23930	0	DRAINAGE OF ARM LESION	Surgery	2.94	2.61	$120.79
23931	0	DRAINAGE OF ARM BURSA	Surgery	1.79	1.70	$120.79
23935	0	DRAIN ARM/ELBOW BONE LESION	Surgery	6.09	7.71	$120.79
24000	0	EXPLORATORY ELBOW SURGERY	Surgery	5.82	6.09	$120.79
24006	0	RELEASE ELBOW JOINT	Surgery	9.31	7.76	$120.79
24065	0	BIOPSY ARM/ELBOW SOFT TISSUE	Surgery	2.08	1.60	$120.79
24066	0	BIOPSY ARM/ELBOW SOFT TISSUE	Surgery	5.21	4.35	$120.79
24075	0	REMOVE ARM/ELBOW LESION	Surgery	3.92	3.62	$120.79
24076	0	REMOVE ARM/ELBOW LESION	Surgery	6.30	5.08	$120.79
24077	0	REMOVE TUMOR OF ARM/ELBOW	Surgery	11.76	11.11	$120.79
24100	0	BIOPSY ELBOW JOINT LINING	Surgery	4.93	5.23	$120.79
24101	0	EXPLORE/TREAT ELBOW JOINT	Surgery	6.13	6.68	$120.79
24102	0	REMOVE ELBOW JOINT LINING	Surgery	8.03	8.30	$120.79
24105	0	REMOVAL OF ELBOW BURSA	Surgery	3.61	4.20	$120.79
24110	0	REMOVE HUMERUS LESION	Surgery	7.39	8.28	$120.79
24115	0	REMOVE/GRAFT BONE LESION	Surgery	9.63	9.93	$120.79
24116	0	REMOVE/GRAFT BONE LESION	Surgery	11.81	10.56	$120.79
24120	0	REMOVE ELBOW LESION	Surgery	6.65	6.19	$120.79
24125	0	REMOVE/GRAFT BONE LESION	Surgery	7.89	6.42	$120.79
24126	0	REMOVE/GRAFT BONE LESION	Surgery	8.31	7.44	$120.79
24130	0	REMOVAL OF HEAD OF RADIUS	Surgery	6.25	6.63	$120.79
24134	0	REMOVAL OF ARM BONE LESION	Surgery	9.73	11.28	$120.79
24136	0	REMOVE RADIUS BONE LESION	Surgery	7.99	7.57	$120.79
24138	0	REMOVE ELBOW BONE LESION	Surgery	8.05	6.94	$120.79
24140	0	PARTIAL REMOVAL OF ARM BONE	Surgery	9.18	11.75	$120.79
24145	0	PARTIAL REMOVAL OF RADIUS	Surgery	7.58	8.25	$120.79
24147	0	PARTIAL REMOVAL OF ELBOW	Surgery	7.54	8.21	$120.79
24149	0	RADICAL RESECTION OF ELBOW	Surgery	14.20	12.16	$120.79
24150	0	EXTENSIVE HUMERUS SURGERY	Surgery	13.27	14.13	$120.79
24151	0	EXTENSIVE HUMERUS SURGERY	Surgery	15.58	14.35	$120.79
24152	0	EXTENSIVE RADIUS SURGERY	Surgery	10.06	7.82	$120.79
24153	0	EXTENSIVE RADIUS SURGERY	Surgery	11.54	9.06	$120.79
24155	0	REMOVAL OF ELBOW JOINT	Surgery	11.73	10.25	$120.79
24160	0	REMOVE ELBOW JOINT IMPLANT	Surgery	7.83	6.02	$120.79
24164	0	REMOVE RADIUS HEAD IMPLANT	Surgery	6.23	5.93	$120.79
24200	0	REMOVAL OF ARM FOREIGN BODY	Surgery	1.76	2.55	$120.79
24201	0	REMOVAL OF ARM FOREIGN BODY	Surgery	4.56	4.55	$120.79
24220	0	INJECTION FOR ELBOW X-RAY	Surgery	1.31	5.36	$120.79
24301	0	MUSCLE/TENDON TRANSFER	Surgery	10.20	8.51	$120.79
24305	0	ARM TENDON LENGTHENING	Surgery	7.45	4.96	$120.79
24310	0	REVISION OF ARM TENDON	Surgery	5.98	5.00	$120.79
24320	0	REPAIR OF ARM TENDON	Surgery	10.56	9.92	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
24330	0	REVISION OF ARM MUSCLES	Surgery	9.60	8.57	$120.79
24331	0	REVISION OF ARM MUSCLES	Surgery	10.65	9.31	$120.79
24340	0	REPAIR OF BICEPS TENDON	Surgery	7.89	7.15	$120.79
24341	0	REPAIR ARM TENDON/MUSCLE	Surgery	7.90	7.23	$120.79
24342	0	REPAIR OF RUPTURED TENDON	Surgery	10.62	9.86	$120.79
24350	0	REPAIR OF TENNIS ELBOW	Surgery	5.25	4.92	$120.79
24351	0	REPAIR OF TENNIS ELBOW	Surgery	5.91	5.34	$120.79
24352	0	REPAIR OF TENNIS ELBOW	Surgery	6.43	6.21	$120.79
24354	0	REPAIR OF TENNIS ELBOW	Surgery	6.48	6.12	$120.79
24356	0	REVISION OF TENNIS ELBOW	Surgery	6.68	7.02	$120.79
24360	0	RECONSTRUCT ELBOW JOINT	Surgery	12.34	11.95	$120.79
24361	0	RECONSTRUCT ELBOW JOINT	Surgery	14.08	12.08	$120.79
24362	0	RECONSTRUCT ELBOW JOINT	Surgery	14.99	8.94	$120.79
24363	0	REPLACE ELBOW JOINT	Surgery	18.49	17.40	$120.79
24365	0	RECONSTRUCT HEAD OF RADIUS	Surgery	8.39	7.72	$120.79
24366	0	RECONSTRUCT HEAD OF RADIUS	Surgery	9.13	9.24	$120.79
24400	0	REVISION OF HUMERUS	Surgery	11.06	10.33	$120.79
24410	0	REVISION OF HUMERUS	Surgery	14.82	13.79	$120.79
24420	0	REVISION OF HUMERUS	Surgery	13.44	13.94	$120.79
24430	0	REPAIR OF HUMERUS	Surgery	12.81	13.34	$120.79
24435	0	REPAIR HUMERUS WITH GRAFT	Surgery	13.17	14.11	$120.79
24470	0	REVISION OF ELBOW JOINT	Surgery	8.74	7.94	$120.79
24495	0	DECOMPRESSION OF FOREARM	Surgery	8.12	7.84	$120.79
24498	0	REINFORCE HUMERUS	Surgery	11.92	11.30	$120.79
24500	0	TREAT HUMERUS FRACTURE	Surgery	3.21	2.87	$120.79
24505	0	TREAT HUMERUS FRACTURE	Surgery	5.17	5.46	$120.79
24515	0	TREAT HUMERUS FRACTURE	Surgery	11.65	10.33	$120.79
24516	0	TREAT HUMERUS FRACTURE	Surgery	11.65	10.54	$120.79
24530	0	TREAT HUMERUS FRACTURE	Surgery	3.50	3.62	$120.79
24535	0	TREAT HUMERUS FRACTURE	Surgery	6.87	5.67	$120.79
24538	0	TREAT HUMERUS FRACTURE	Surgery	9.43	8.93	$120.79
24545	0	TREAT HUMERUS FRACTURE	Surgery	10.46	9.95	$120.79
24546	0	TREAT HUMERUS FRACTURE	Surgery	15.69	11.62	$120.79
24560	0	TREAT HUMERUS FRACTURE	Surgery	2.80	2.56	$120.79
24565	0	TREAT HUMERUS FRACTURE	Surgery	5.56	4.48	$120.79
24566	0	TREAT HUMERUS FRACTURE	Surgery	7.79	7.45	$120.79
24575	0	TREAT HUMERUS FRACTURE	Surgery	10.66	8.06	$120.79
24576	0	TREAT HUMERUS FRACTURE	Surgery	2.86	2.60	$120.79
24577	0	TREAT HUMERUS FRACTURE	Surgery	5.79	4.91	$120.79
24579	0	TREAT HUMERUS FRACTURE	Surgery	11.60	9.11	$120.79
24582	0	TREAT HUMERUS FRACTURE	Surgery	8.55	8.14	$120.79
24586	0	TREAT ELBOW FRACTURE	Surgery	15.21	13.09	$120.79
24587	0	TREAT ELBOW FRACTURE	Surgery	15.16	12.43	$120.79
24600	0	TREAT ELBOW DISLOCATION	Surgery	4.23	3.32	$120.79
24605	0	TREAT ELBOW DISLOCATION	Surgery	5.42	3.43	$120.79
24615	0	TREAT ELBOW DISLOCATION	Surgery	9.42	8.61	$120.79
24620	0	TREAT ELBOW FRACTURE	Surgery	6.98	5.04	$120.79
24635	0	TREAT ELBOW FRACTURE	Surgery	13.19	15.64	$120.79
24640	0	TREAT ELBOW DISLOCATION	Surgery	1.20	1.36	$120.79
24650	0	TREAT RADIUS FRACTURE	Surgery	2.16	1.89	$120.79
24655	0	TREAT RADIUS FRACTURE	Surgery	4.40	3.97	$120.79
24665	0	TREAT RADIUS FRACTURE	Surgery	8.14	8.05	$120.79
24666	0	TREAT RADIUS FRACTURE	Surgery	9.49	10.09	$120.79
24670	0	TREAT ULNAR FRACTURE	Surgery	2.54	2.43	$120.79
24675	0	TREAT ULNAR FRACTURE	Surgery	4.72	4.36	$120.79
24685	0	TREAT ULNAR FRACTURE	Surgery	8.80	8.91	$120.79
24800	0	FUSION OF ELBOW JOINT	Surgery	11.20	10.03	$120.79
24802	0	FUSION/GRAFT OF ELBOW JOINT	Surgery	13.69	11.78	$120.79
24900	0	AMPUTATION OF UPPER ARM	Surgery	9.60	8.91	$120.79
24920	0	AMPUTATION OF UPPER ARM	Surgery	9.54	8.84	$120.79
24925	0	AMPUTATION FOLLOW-UP SURGERY	Surgery	7.07	7.25	$120.79
24930	0	AMPUTATION FOLLOW-UP SURGERY	Surgery	10.25	9.84	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
24931	0	AMPUTATE UPPER ARM & IMPLANT	Surgery	12.72	10.14	$120.79
24935	0	REVISION OF AMPUTATION	Surgery	15.56	13.03	$120.79
25000	0	INCISION OF TENDON SHEATH	Surgery	3.38	4.92	$120.79
25020	0	DECOMPRESSION OF FOREARM	Surgery	5.92	6.93	$120.79
25023	0	DECOMPRESSION OF FOREARM	Surgery	12.96	10.18	$120.79
25028	0	DRAINAGE OF FOREARM LESION	Surgery	5.25	5.40	$120.79
25031	0	DRAINAGE OF FOREARM BURSA	Surgery	4.14	4.51	$120.79
25035	0	TREAT FOREARM BONE LESION	Surgery	7.36	9.94	$120.79
25040	0	EXPLORE/TREAT WRIST JOINT	Surgery	7.18	6.95	$120.79
25065	0	BIOPSY FOREARM SOFT TISSUES	Surgery	1.99	1.63	$120.79
25066	0	BIOPSY FOREARM SOFT TISSUES	Surgery	4.13	4.12	$120.79
25075	0	REMOVAL OF FOREARM LESION	Surgery	3.74	4.30	$120.79
25076	0	REMOVAL OF FOREARM LESION	Surgery	4.92	7.16	$120.79
25077	0	REMOVE TUMOR, FOREARM/WRIST	Surgery	9.76	11.03	$120.79
25085	0	INCISION OF WRIST CAPSULE	Surgery	5.50	6.71	$120.79
25100	0	BIOPSY OF WRIST JOINT	Surgery	3.90	5.24	$120.79
25101	0	EXPLORE/TREAT WRIST JOINT	Surgery	4.69	6.00	$120.79
25105	0	REMOVE WRIST JOINT LINING	Surgery	5.85	7.98	$120.79
25107	0	REMOVE WRIST JOINT CARTILAGE	Surgery	6.43	7.40	$120.79
25110	0	REMOVE WRIST TENDON LESION	Surgery	3.92	4.93	$120.79
25111	0	REMOVE WRIST TENDON LESION	Surgery	3.39	4.36	$120.79
25112	0	REREMOVE WRIST TENDON LESION	Surgery	4.53	5.03	$120.79
25115	0	REMOVE WRIST/FOREARM LESION	Surgery	8.82	10.63	$120.79
25116	0	REMOVE WRIST/FOREARM LESION	Surgery	7.11	10.48	$120.79
25118	0	EXCISE WRIST TENDON SHEATH	Surgery	4.37	5.76	$120.79
25119	0	PARTIAL REMOVAL OF ULNA	Surgery	6.04	8.17	$120.79
25120	0	REMOVAL OF FOREARM LESION	Surgery	6.10	9.44	$120.79
25125	0	REMOVE/GRAFT FOREARM LESION	Surgery	7.48	10.01	$120.79
25126	0	REMOVE/GRAFT FOREARM LESION	Surgery	7.55	9.44	$120.79
25130	0	REMOVAL OF WRIST LESION	Surgery	5.26	5.60	$120.79
25135	0	REMOVE & GRAFT WRIST LESION	Surgery	6.89	6.71	$120.79
25136	0	REMOVE & GRAFT WRIST LESION	Surgery	5.97	5.81	$120.79
25145	0	REMOVE FOREARM BONE LESION	Surgery	6.37	9.17	$120.79
25150	0	PARTIAL REMOVAL OF ULNA	Surgery	7.09	8.55	$120.79
25151	0	PARTIAL REMOVAL OF RADIUS	Surgery	7.39	9.37	$120.79
25170	0	EXTENSIVE FOREARM SURGERY	Surgery	11.09	12.42	$120.79
25210	0	REMOVAL OF WRIST BONE	Surgery	5.95	6.18	$120.79
25215	0	REMOVAL OF WRIST BONES	Surgery	7.89	9.87	$120.79
25230	0	PARTIAL REMOVAL OF RADIUS	Surgery	5.23	6.30	$120.79
25240	0	PARTIAL REMOVAL OF ULNA	Surgery	5.17	7.18	$120.79
25246	0	INJECTION FOR WRIST X-RAY	Surgery	1.45	4.68	$120.79
25248	0	REMOVE FOREARM FOREIGN BODY	Surgery	5.14	5.67	$120.79
25250	0	REMOVAL OF WRIST PROSTHESIS	Surgery	6.60	6.73	$120.79
25251	0	REMOVAL OF WRIST PROSTHESIS	Surgery	9.57	10.66	$120.79
25260	0	REPAIR FOREARM TENDON/MUSCLE	Surgery	7.80	9.12	$120.79
25263	0	REPAIR FOREARM TENDON/MUSCLE	Surgery	7.82	10.34	$120.79
25265	0	REPAIR FOREARM TENDON/MUSCLE	Surgery	9.88	11.79	$120.79
25270	0	REPAIR FOREARM TENDON/MUSCLE	Surgery	6.00	7.98	$120.79
25272	0	REPAIR FOREARM TENDON/MUSCLE	Surgery	7.04	8.28	$120.79
25274	0	REPAIR FOREARM TENDON/MUSCLE	Surgery	8.75	10.49	$120.79
25280	0	REVISE WRIST/FOREARM TENDON	Surgery	7.22	8.51	$120.79
25290	0	INCISE WRIST/FOREARM TENDON	Surgery	5.29	8.26	$120.79
25295	0	RELEASE WRIST/FOREARM TENDON	Surgery	6.55	7.78	$120.79
25300	0	FUSION OF TENDONS AT WRIST	Surgery	8.80	8.68	$120.79
25301	0	FUSION OF TENDONS AT WRIST	Surgery	8.40	7.97	$120.79
25310	0	TRANSPLANT FOREARM TENDON	Surgery	8.14	10.69	$120.79
25312	0	TRANSPLANT FOREARM TENDON	Surgery	9.57	11.46	$120.79
25315	0	REVISE PALSY HAND TENDON(S)	Surgery	10.20	11.52	$120.79
25316	0	REVISE PALSY HAND TENDON(S)	Surgery	12.33	13.79	$120.79
25320	0	REPAIR/REVISE WRIST JOINT	Surgery	10.77	9.79	$120.79
25332	0	REVISE WRIST JOINT	Surgery	11.41	10.66	$120.79
25335	0	REALIGNMENT OF HAND	Surgery	12.88	12.27	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
25337	0	RECONSTRUCT ULNA/RADIOULNAR	Surgery	10.17	10.26	$120.79
25350	0	REVISION OF RADIUS	Surgery	8.78	11.06	$120.79
25355	0	REVISION OF RADIUS	Surgery	10.17	11.83	$120.79
25360	0	REVISION OF ULNA	Surgery	8.43	10.46	$120.79
25365	0	REVISE RADIUS & ULNA	Surgery	12.40	14.03	$120.79
25370	0	REVISE RADIUS OR ULNA	Surgery	13.36	12.93	$120.79
25375	0	REVISE RADIUS & ULNA	Surgery	13.04	14.79	$120.79
25390	0	SHORTEN RADIUS OR ULNA	Surgery	10.40	12.23	$120.79
25391	0	LENGTHEN RADIUS OR ULNA	Surgery	13.65	15.59	$120.79
25392	0	SHORTEN RADIUS & ULNA	Surgery	13.95	13.99	$120.79
25393	0	LENGTHEN RADIUS & ULNA	Surgery	15.87	15.98	$120.79
25400	0	REPAIR RADIUS OR ULNA	Surgery	10.92	13.22	$120.79
25405	0	REPAIR/GRAFT RADIUS OR ULNA	Surgery	14.38	15.68	$120.79
25415	0	REPAIR RADIUS & ULNA	Surgery	13.35	15.78	$120.79
25420	0	REPAIR/GRAFT RADIUS & ULNA	Surgery	16.33	17.30	$120.79
25425	0	REPAIR/GRAFT RADIUS OR ULNA	Surgery	13.21	17.34	$120.79
25426	0	REPAIR/GRAFT RADIUS & ULNA	Surgery	15.82	14.69	$120.79
25440	0	REPAIR/GRAFT WRIST BONE	Surgery	10.44	9.64	$120.79
25441	0	RECONSTRUCT WRIST JOINT	Surgery	12.90	11.81	$120.79
25442	0	RECONSTRUCT WRIST JOINT	Surgery	10.85	9.29	$120.79
25443	0	RECONSTRUCT WRIST JOINT	Surgery	10.39	10.56	$120.79
25444	0	RECONSTRUCT WRIST JOINT	Surgery	11.15	11.12	$120.79
25445	0	RECONSTRUCT WRIST JOINT	Surgery	9.69	11.10	$120.79
25446	0	WRIST REPLACEMENT	Surgery	16.55	16.79	$120.79
25447	0	REPAIR WRIST JOINT(S)	Surgery	10.37	10.19	$120.79
25449	0	REMOVE WRIST JOINT IMPLANT	Surgery	14.49	10.99	$120.79
25450	0	REVISION OF WRIST JOINT	Surgery	7.87	9.78	$120.79
25455	0	REVISION OF WRIST JOINT	Surgery	9.49	10.22	$120.79
25490	0	REINFORCE RADIUS	Surgery	9.54	11.17	$120.79
25491	0	REINFORCE ULNA	Surgery	9.96	11.87	$120.79
25492	0	REINFORCE RADIUS AND ULNA	Surgery	12.33	12.96	$120.79
25500	0	TREAT FRACTURE OF RADIUS	Surgery	2.45	4.21	$120.79
25505	0	TREAT FRACTURE OF RADIUS	Surgery	5.21	4.45	$120.79
25515	0	TREAT FRACTURE OF RADIUS	Surgery	9.18	8.60	$120.79
25520	0	TREAT FRACTURE OF RADIUS	Surgery	6.26	5.94	$120.79
25525	0	TREAT FRACTURE OF RADIUS	Surgery	12.24	11.42	$120.79
25526	0	TREAT FRACTURE OF RADIUS	Surgery	12.98	15.06	$120.79
25530	0	TREAT FRACTURE OF ULNA	Surgery	2.09	1.88	$120.79
25535	0	TREAT FRACTURE OF ULNA	Surgery	5.14	4.49	$120.79
25545	0	TREAT FRACTURE OF ULNA	Surgery	8.90	8.44	$120.79
25560	0	TREAT FRACTURE RADIUS & ULNA	Surgery	2.44	2.53	$120.79
25565	0	TREAT FRACTURE RADIUS & ULNA	Surgery	5.63	5.13	$120.79
25574	0	TREAT FRACTURE RADIUS & ULNA	Surgery	7.01	8.00	$120.79
25575	0	TREAT FRACTURE RADIUS/ULNA	Surgery	10.45	10.60	$120.79
25600	0	TREAT FRACTURE RADIUS/ULNA	Surgery	2.63	4.65	$120.79
25605	0	TREAT FRACTURE RADIUS/ULNA	Surgery	5.81	4.89	$120.79
25611	0	TREAT FRACTURE RADIUS/ULNA	Surgery	7.77	7.49	$120.79
25620	0	TREAT FRACTURE RADIUS/ULNA	Surgery	8.55	8.04	$120.79
25622	0	TREAT WRIST BONE FRACTURE	Surgery	2.61	4.33	$120.79
25624	0	TREAT WRIST BONE FRACTURE	Surgery	4.53	6.37	$120.79
25628	0	TREAT WRIST BONE FRACTURE	Surgery	8.43	8.07	$120.79
25630	0	TREAT WRIST BONE FRACTURE	Surgery	2.88	4.36	$120.79
25635	0	TREAT WRIST BONE FRACTURE	Surgery	4.39	6.12	$120.79
25645	0	TREAT WRIST BONE FRACTURE	Surgery	7.25	7.48	$120.79
25650	0	TREAT WRIST BONE FRACTURE	Surgery	3.05	4.62	$120.79
25660	0	TREAT WRIST DISLOCATION	Surgery	4.76	3.36	$120.79
25670	0	TREAT WRIST DISLOCATION	Surgery	7.92	7.88	$120.79
25675	0	TREAT WRIST DISLOCATION	Surgery	4.67	3.62	$120.79
25676	0	TREAT WRIST DISLOCATION	Surgery	8.04	8.00	$120.79
25680	0	TREAT WRIST FRACTURE	Surgery	5.99	4.18	$120.79
25685	0	TREAT WRIST FRACTURE	Surgery	9.78	9.41	$120.79
25690	0	TREAT WRIST DISLOCATION	Surgery	5.50	5.71	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
25695	0	TREAT WRIST DISLOCATION	Surgery	8.34	8.01	$120.79
25800	0	FUSION OF WRIST JOINT	Surgery	9.76	10.60	$120.79
25805	0	FUSION/GRAFT OF WRIST JOINT	Surgery	11.28	12.04	$120.79
25810	0	FUSION/GRAFT OF WRIST JOINT	Surgery	10.57	11.25	$120.79
25820	0	FUSION OF HAND BONES	Surgery	7.45	8.56	$120.79
25825	0	FUSE HAND BONES WITH GRAFT	Surgery	9.27	10.13	$120.79
25830	0	FUSION, RADIOULNAR JNT/ULNA	Surgery	10.06	11.43	$120.79
25900	0	AMPUTATION OF FOREARM	Surgery	9.01	9.84	$120.79
25905	0	AMPUTATION OF FOREARM	Surgery	9.12	10.38	$120.79
25907	0	AMPUTATION FOLLOW-UP SURGERY	Surgery	7.80	9.55	$120.79
25909	0	AMPUTATION FOLLOW-UP SURGERY	Surgery	8.96	9.38	$120.79
25915	0	AMPUTATION OF FOREARM	Surgery	17.08	15.71	$120.79
25920	0	AMPUTATE HAND AT WRIST	Surgery	8.68	7.92	$120.79
25922	0	AMPUTATE HAND AT WRIST	Surgery	7.42	7.03	$120.79
25924	0	AMPUTATION FOLLOW-UP SURGERY	Surgery	8.46	8.38	$120.79
25927	0	AMPUTATION OF HAND	Surgery	8.80	9.14	$120.79
25929	0	AMPUTATION FOLLOW-UP SURGERY	Surgery	7.59	6.32	$120.79
25931	0	AMPUTATION FOLLOW-UP SURGERY	Surgery	7.81	9.28	$120.79
26010	0	DRAINAGE OF FINGER ABSCESS	Surgery	1.54	2.44	$120.79
26011	0	DRAINAGE OF FINGER ABSCESS	Surgery	2.19	3.28	$120.79
26020	0	DRAIN HAND TENDON SHEATH	Surgery	4.67	6.89	$120.79
26025	0	DRAINAGE OF PALM BURSA	Surgery	4.82	7.36	$120.79
26030	0	DRAINAGE OF PALM BURSA(S)	Surgery	5.93	8.34	$120.79
26034	0	TREAT HAND BONE LESION	Surgery	6.23	8.12	$120.79
26035	0	DECOMPRESS FINGERS/HAND	Surgery	9.51	9.57	$120.79
26037	0	DECOMPRESS FINGERS/HAND	Surgery	7.25	8.59	$120.79
26040	0	RELEASE PALM CONTRACTURE	Surgery	3.33	6.26	$120.79
26045	0	RELEASE PALM CONTRACTURE	Surgery	5.56	7.98	$120.79
26055	0	INCISE FINGER TENDON SHEATH	Surgery	2.69	4.71	$120.79
26060	0	INCISION OF FINGER TENDON	Surgery	2.81	3.65	$120.79
26070	0	EXPLORE/TREAT HAND JOINT	Surgery	3.69	5.24	$120.79
26075	0	EXPLORE/TREAT FINGER JOINT	Surgery	3.79	6.77	$120.79
26080	0	EXPLORE/TREAT FINGER JOINT	Surgery	4.24	6.69	$120.79
26100	0	BIOPSY HAND JOINT LINING	Surgery	3.67	5.02	$120.79
26105	0	BIOPSY FINGER JOINT LINING	Surgery	3.71	7.21	$120.79
26110	0	BIOPSY FINGER JOINT LINING	Surgery	3.53	6.24	$120.79
26115	0	REMOVAL OF HAND LESION	Surgery	3.86	4.18	$120.79
26116	0	REMOVAL OF HAND LESION	Surgery	5.53	7.33	$120.79
26117	0	REMOVE TUMOR, HAND/FINGER	Surgery	8.55	8.88	$120.79
26121	0	RELEASE PALM CONTRACTURE	Surgery	7.54	10.62	$120.79
26123	0	RELEASE PALM CONTRACTURE	Surgery	9.29	11.54	$120.79
26125	0	RELEASE PALM CONTRACTURE	Surgery	4.61	2.67	$120.79
26130	0	REMOVE WRIST JOINT LINING	Surgery	5.42	8.67	$120.79
26135	0	REVISE FINGER JOINT, EACH	Surgery	6.96	9.28	$120.79
26140	0	REVISE FINGER JOINT, EACH	Surgery	6.17	8.59	$120.79
26145	0	TENDON EXCISION, PALM/FINGER	Surgery	6.32	8.89	$120.79
26160	0	REMOVE TENDON SHEATH LESION	Surgery	3.15	4.28	$120.79
26170	0	REMOVAL OF PALM TENDON, EACH	Surgery	4.77	5.03	$120.79
26180	0	REMOVAL OF FINGER TENDON	Surgery	5.18	5.81	$120.79
26185	0	REMOVE FINGER BONE	Surgery	5.25	5.83	$120.79
26200	0	REMOVE HAND BONE LESION	Surgery	5.51	7.81	$120.79
26205	0	REMOVE/GRAFT BONE LESION	Surgery	7.70	9.40	$120.79
26210	0	REMOVAL OF FINGER LESION	Surgery	5.15	7.59	$120.79
26215	0	REMOVE/GRAFT FINGER LESION	Surgery	7.10	8.86	$120.79
26230	0	PARTIAL REMOVAL OF HAND BONE	Surgery	6.33	7.54	$120.79
26235	0	PARTIAL REMOVAL, FINGER BONE	Surgery	6.19	7.20	$120.79
26236	0	PARTIAL REMOVAL, FINGER BONE	Surgery	5.32	6.92	$120.79
26250	0	EXTENSIVE HAND SURGERY	Surgery	7.55	10.20	$120.79
26255	0	EXTENSIVE HAND SURGERY	Surgery	12.43	13.28	$120.79
26260	0	EXTENSIVE FINGER SURGERY	Surgery	7.03	9.47	$120.79
26261	0	EXTENSIVE FINGER SURGERY	Surgery	9.09	11.81	$120.79
26262	0	PARTIAL REMOVAL OF FINGER	Surgery	5.67	8.23	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
26320	0	REMOVAL OF IMPLANT FROM HAND	Surgery	3.98	6.90	$120.79
26350	0	REPAIR FINGER/HAND TENDON	Surgery	5.99	10.70	$120.79
26352	0	REPAIR/GRAFT HAND TENDON	Surgery	7.68	11.99	$120.79
26356	0	REPAIR FINGER/HAND TENDON	Surgery	8.07	12.06	$120.79
26357	0	REPAIR FINGER/HAND TENDON	Surgery	8.58	11.71	$120.79
26358	0	REPAIR/GRAFT HAND TENDON	Surgery	9.14	12.16	$120.79
26370	0	REPAIR FINGER/HAND TENDON	Surgery	7.11	11.49	$120.79
26372	0	REPAIR/GRAFT HAND TENDON	Surgery	8.76	11.82	$120.79
26373	0	REPAIR FINGER/HAND TENDON	Surgery	8.16	11.54	$120.79
26390	0	REVISE HAND/FINGER TENDON	Surgery	9.19	10.91	$120.79
26392	0	REPAIR/GRAFT HAND TENDON	Surgery	10.26	14.73	$120.79
26410	0	REPAIR HAND TENDON	Surgery	4.63	7.86	$120.79
26412	0	REPAIR/GRAFT HAND TENDON	Surgery	6.31	10.00	$120.79
26415	0	EXCISION, HAND/FINGER TENDON	Surgery	8.34	10.14	$120.79
26416	0	GRAFT HAND OR FINGER TENDON	Surgery	9.37	15.82	$120.79
26418	0	REPAIR FINGER TENDON	Surgery	4.25	8.05	$120.79
26420	0	REPAIR/GRAFT FINGER TENDON	Surgery	6.77	10.92	$120.79
26426	0	REPAIR FINGER/HAND TENDON	Surgery	6.15	9.86	$120.79
26428	0	REPAIR/GRAFT FINGER TENDON	Surgery	7.21	10.42	$120.79
26432	0	REPAIR FINGER TENDON	Surgery	4.02	5.89	$120.79
26433	0	REPAIR FINGER TENDON	Surgery	4.56	7.52	$120.79
26434	0	REPAIR/GRAFT FINGER TENDON	Surgery	6.09	8.20	$120.79
26437	0	REALIGNMENT OF TENDONS	Surgery	5.82	7.68	$120.79
26440	0	RELEASE PALM/FINGER TENDON	Surgery	5.02	8.98	$120.79
26442	0	RELEASE PALM & FINGER TENDON	Surgery	8.16	9.67	$120.79
26445	0	RELEASE HAND/FINGER TENDON	Surgery	4.31	8.70	$120.79
26449	0	RELEASE FOREARM/HAND TENDON	Surgery	7.00	10.35	$120.79
26450	0	INCISION OF PALM TENDON	Surgery	3.67	4.53	$120.79
26455	0	INCISION OF FINGER TENDON	Surgery	3.64	4.26	$120.79
26460	0	INCISE HAND/FINGER TENDON	Surgery	3.46	4.05	$120.79
26471	0	FUSION OF FINGER TENDONS	Surgery	5.73	7.53	$120.79
26474	0	FUSION OF FINGER TENDONS	Surgery	5.32	7.91	$120.79
26476	0	TENDON LENGTHENING	Surgery	5.18	6.88	$120.79
26477	0	TENDON SHORTENING	Surgery	5.15	7.49	$120.79
26478	0	LENGTHENING OF HAND TENDON	Surgery	5.80	7.95	$120.79
26479	0	SHORTENING OF HAND TENDON	Surgery	5.74	8.49	$120.79
26480	0	TRANSPLANT HAND TENDON	Surgery	6.69	10.98	$120.79
26483	0	TRANSPLANT/GRAFT HAND TENDON	Surgery	8.29	13.26	$120.79
26485	0	TRANSPLANT PALM TENDON	Surgery	7.70	11.77	$120.79
26489	0	TRANSPLANT/GRAFT PALM TENDON	Surgery	9.55	8.57	$120.79
26490	0	REVISE THUMB TENDON	Surgery	8.41	10.44	$120.79
26492	0	TENDON TRANSFER WITH GRAFT	Surgery	9.62	11.49	$120.79
26494	0	HAND TENDON/MUSCLE TRANSFER	Surgery	8.47	12.12	$120.79
26496	0	REVISE THUMB TENDON	Surgery	9.59	10.98	$120.79
26497	0	FINGER TENDON TRANSFER	Surgery	9.57	10.96	$120.79
26498	0	FINGER TENDON TRANSFER	Surgery	14.00	14.48	$120.79
26499	0	REVISION OF FINGER	Surgery	8.98	11.44	$120.79
26500	0	HAND TENDON RECONSTRUCTION	Surgery	5.96	7.61	$120.79
26502	0	HAND TENDON RECONSTRUCTION	Surgery	7.14	8.40	$120.79
26504	0	HAND TENDON RECONSTRUCTION	Surgery	7.47	9.09	$120.79
26508	0	RELEASE THUMB CONTRACTURE	Surgery	6.01	7.95	$120.79
26510	0	THUMB TENDON TRANSFER	Surgery	5.43	7.67	$120.79
26516	0	FUSION OF KNUCKLE JOINT	Surgery	7.15	8.04	$120.79
26517	0	FUSION OF KNUCKLE JOINTS	Surgery	8.83	10.50	$120.79
26518	0	FUSION OF KNUCKLE JOINTS	Surgery	9.02	9.97	$120.79
26520	0	RELEASE KNUCKLE CONTRACTURE	Surgery	5.30	9.48	$120.79
26525	0	RELEASE FINGER CONTRACTURE	Surgery	5.33	9.09	$120.79
26530	0	REVISE KNUCKLE JOINT	Surgery	6.69	10.85	$120.79
26531	0	REVISE KNUCKLE WITH IMPLANT	Surgery	7.91	11.60	$120.79
26535	0	REVISE FINGER JOINT	Surgery	5.24	6.78	$120.79
26536	0	REVISE/IMPLANT FINGER JOINT	Surgery	6.37	10.49	$120.79
26540	0	REPAIR HAND JOINT	Surgery	6.43	9.40	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
26541	0	REPAIR HAND JOINT WITH GRAFT	Surgery	8.62	11.55	$120.79
26542	0	REPAIR HAND JOINT WITH GRAFT	Surgery	6.78	8.79	$120.79
26545	0	RECONSTRUCT FINGER JOINT	Surgery	6.92	8.77	$120.79
26546	0	REPAIR NONUNION HAND	Surgery	8.92	11.01	$120.79
26548	0	RECONSTRUCT FINGER JOINT	Surgery	8.03	9.56	$120.79
26550	0	CONSTRUCT THUMB REPLACEMENT	Surgery	21.24	18.82	$120.79
26551	0	GREAT TOE-HAND TRANSFER	Surgery	46.58	37.08	$120.79
26553	0	SINGLE TRANSFER, TOE-HAND	Surgery	46.27	36.68	$120.79
26554	0	DOUBLE TRANSFER, TOE-HAND	Surgery	54.95	42.75	$120.79
26555	0	POSITIONAL CHANGE OF FINGER	Surgery	16.63	17.26	$120.79
26556	0	TOE JOINT TRANSFER	Surgery	47.26	38.71	$120.79
26560	0	REPAIR OF WEB FINGER	Surgery	5.38	7.19	$120.79
26561	0	REPAIR OF WEB FINGER	Surgery	10.92	12.19	$120.79
26562	0	REPAIR OF WEB FINGER	Surgery	9.68	12.42	$120.79
26565	0	CORRECT METACARPAL FLAW	Surgery	6.74	9.16	$120.79
26567	0	CORRECT FINGER DEFORMITY	Surgery	6.82	8.01	$120.79
26568	0	LENGTHEN METACARPAL/FINGER	Surgery	9.08	12.81	$120.79
26580	0	REPAIR HAND DEFORMITY	Surgery	18.18	16.34	$120.79
26585	0	REPAIR FINGER DEFORMITY	Surgery	14.05	12.96	$120.79
26590	0	REPAIR FINGER DEFORMITY	Surgery	17.96	16.81	$120.79
26591	0	REPAIR MUSCLES OF HAND	Surgery	3.25	6.21	$120.79
26593	0	RELEASE MUSCLES OF HAND	Surgery	5.31	7.47	$120.79
26596	0	EXCISION CONSTRICTING TISSUE	Surgery	8.95	8.56	$120.79
26597	0	RELEASE OF SCAR CONTRACTURE	Surgery	9.82	11.16	$120.79
26600	0	TREAT METACARPAL FRACTURE	Surgery	1.96	1.66	$120.79
26605	0	TREAT METACARPAL FRACTURE	Surgery	2.85	2.49	$120.79
26607	0	TREAT METACARPAL FRACTURE	Surgery	5.36	5.41	$120.79
26608	0	TREAT METACARPAL FRACTURE	Surgery	5.36	5.38	$120.79
26615	0	TREAT METACARPAL FRACTURE	Surgery	5.33	5.95	$120.79
26641	0	TREAT THUMB DISLOCATION	Surgery	3.94	2.78	$120.79
26645	0	TREAT THUMB FRACTURE	Surgery	4.41	3.50	$120.79
26650	0	TREAT THUMB FRACTURE	Surgery	5.72	5.80	$120.79
26665	0	TREAT THUMB FRACTURE	Surgery	7.60	7.36	$120.79
26670	0	TREAT HAND DISLOCATION	Surgery	3.69	4.36	$120.79
26675	0	TREAT HAND DISLOCATION	Surgery	4.64	4.24	$120.79
26676	0	PIN HAND DISLOCATION	Surgery	5.52	6.40	$120.79
26685	0	TREAT HAND DISLOCATION	Surgery	6.98	6.83	$120.79
26686	0	TREAT HAND DISLOCATION	Surgery	7.94	7.38	$120.79
26700	0	TREAT KNUCKLE DISLOCATION	Surgery	3.69	2.58	$120.79
26705	0	TREAT KNUCKLE DISLOCATION	Surgery	4.19	2.87	$120.79
26706	0	PIN KNUCKLE DISLOCATION	Surgery	5.12	5.02	$120.79
26715	0	TREAT KNUCKLE DISLOCATION	Surgery	5.74	5.61	$120.79
26720	0	TREAT FINGER FRACTURE, EACH	Surgery	1.66	1.02	$120.79
26725	0	TREAT FINGER FRACTURE, EACH	Surgery	3.33	1.82	$120.79
26727	0	TREAT FINGER FRACTURE, EACH	Surgery	5.23	4.87	$120.79
26735	0	TREAT FINGER FRACTURE, EACH	Surgery	5.98	5.51	$120.79
26740	0	TREAT FINGER FRACTURE, EACH	Surgery	1.94	2.16	$120.79
26742	0	TREAT FINGER FRACTURE, EACH	Surgery	3.85	3.30	$120.79
26746	0	TREAT FINGER FRACTURE, EACH	Surgery	5.81	6.04	$120.79
26750	0	TREAT FINGER FRACTURE, EACH	Surgery	1.70	1.91	$120.79
26755	0	TREAT FINGER FRACTURE, EACH	Surgery	3.10	1.88	$120.79
26756	0	PIN FINGER FRACTURE, EACH	Surgery	4.39	4.37	$120.79
26765	0	TREAT FINGER FRACTURE, EACH	Surgery	4.17	4.45	$120.79
26770	0	TREAT FINGER DISLOCATION	Surgery	3.02	2.43	$120.79
26775	0	TREAT FINGER DISLOCATION	Surgery	3.71	2.32	$120.79
26776	0	PIN FINGER DISLOCATION	Surgery	4.80	4.56	$120.79
26785	0	TREAT FINGER DISLOCATION	Surgery	4.21	4.63	$120.79
26820	0	THUMB FUSION WITH GRAFT	Surgery	8.26	10.30	$120.79
26841	0	FUSION OF THUMB	Surgery	7.13	9.32	$120.79
26842	0	THUMB FUSION WITH GRAFT	Surgery	8.24	11.38	$120.79
26843	0	FUSION OF HAND JOINT	Surgery	7.61	9.81	$120.79
26844	0	FUSION/GRAFT OF HAND JOINT	Surgery	8.73	10.28	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
26850	0	FUSION OF KNUCKLE	Surgery	6.97	8.30	$120.79
26852	0	FUSION OF KNUCKLE WITH GRAFT	Surgery	8.46	9.51	$120.79
26860	0	FUSION OF FINGER JOINT	Surgery	4.69	7.45	$120.79
26861	0	FUSION OF FINGER JNT, ADD-ON	Surgery	1.74	1.51	$120.79
26862	0	FUSION/GRAFT OF FINGER JOINT	Surgery	7.37	9.06	$120.79
26863	0	FUSE/GRAFT ADDED JOINT	Surgery	3.90	2.90	$120.79
26910	0	AMPUTATE METACARPAL BONE	Surgery	7.60	8.58	$120.79
26951	0	AMPUTATION OF FINGER/THUMB	Surgery	4.59	6.61	$120.79
26952	0	AMPUTATION OF FINGER/THUMB	Surgery	6.31	7.77	$120.79
26990	0	DRAINAGE OF PELVIS LESION	Surgery	7.48	8.18	$120.79
26991	0	DRAINAGE OF PELVIS BURSA	Surgery	6.68	4.91	$120.79
26992	0	DRAINAGE OF BONE LESION	Surgery	13.02	11.66	$120.79
27000	0	INCISION OF HIP TENDON	Surgery	5.62	4.21	$120.79
27001	0	INCISION OF HIP TENDON	Surgery	6.94	4.86	$120.79
27003	0	INCISION OF HIP TENDON	Surgery	7.34	7.76	$120.79
27005	0	INCISION OF HIP TENDON	Surgery	9.66	6.33	$120.79
27006	0	INCISION OF HIP TENDONS	Surgery	9.68	7.22	$120.79
27025	0	INCISION OF HIP/THIGH FASCIA	Surgery	11.16	8.04	$120.79
27030	0	DRAINAGE OF HIP JOINT	Surgery	13.01	11.74	$120.79
27033	0	EXPLORATION OF HIP JOINT	Surgery	13.39	11.91	$120.79
27035	0	DENERVATION OF HIP JOINT	Surgery	16.69	13.74	$120.79
27036	0	EXCISION OF HIP JOINT/MUSCLE	Surgery	12.88	12.51	$120.79
27040	0	BIOPSY OF SOFT TISSUES	Surgery	2.87	2.02	$120.79
27041	0	BIOPSY OF SOFT TISSUES	Surgery	9.89	5.16	$120.79
27047	0	REMOVE HIP/PELVIS LESION	Surgery	7.45	4.22	$120.79
27048	0	REMOVE HIP/PELVIS LESION	Surgery	6.25	5.89	$120.79
27049	0	REMOVE TUMOR, HIP/PELVIS	Surgery	13.66	11.42	$120.79
27050	0	BIOPSY OF SACROILIAC JOINT	Surgery	4.36	5.41	$120.79
27052	0	BIOPSY OF HIP JOINT	Surgery	6.23	7.31	$120.79
27054	0	REMOVAL OF HIP JOINT LINING	Surgery	8.54	9.76	$120.79
27060	0	REMOVAL OF ISCHIAL BURSA	Surgery	5.43	5.17	$120.79
27062	0	REMOVE FEMUR LESION/BURSA	Surgery	5.37	5.41	$120.79
27065	0	REMOVAL OF HIP BONE LESION	Surgery	5.90	6.76	$120.79
27066	0	REMOVAL OF HIP BONE LESION	Surgery	10.33	9.80	$120.79
27067	0	REMOVE/GRAFT HIP BONE LESION	Surgery	13.83	12.80	$120.79
27070	0	PARTIAL REMOVAL OF HIP BONE	Surgery	10.72	11.82	$120.79
27071	0	PARTIAL REMOVAL OF HIP BONE	Surgery	11.46	12.64	$120.79
27075	0	EXTENSIVE HIP SURGERY	Surgery	17.23	14.77	$120.79
27076	0	EXTENSIVE HIP SURGERY	Surgery	22.12	17.90	$120.79
27077	0	EXTENSIVE HIP SURGERY	Surgery	23.13	19.35	$120.79
27078	0	EXTENSIVE HIP SURGERY	Surgery	13.44	11.62	$120.79
27079	0	EXTENSIVE HIP SURGERY	Surgery	13.75	11.44	$120.79
27080	0	REMOVAL OF TAIL BONE	Surgery	6.39	5.85	$120.79
27086	0	REMOVE HIP FOREIGN BODY	Surgery	1.87	2.44	$120.79
27087	0	REMOVE HIP FOREIGN BODY	Surgery	8.54	5.90	$120.79
27090	0	REMOVAL OF HIP PROSTHESIS	Surgery	11.15	9.99	$120.79
27091	0	REMOVAL OF HIP PROSTHESIS	Surgery	22.14	18.83	$120.79
27093	0	INJECTION FOR HIP X-RAY	Surgery	1.30	5.46	$120.79
27095	0	INJECTION FOR HIP X-RAY	Surgery	1.50	5.56	$120.79
27096	0	INJECT SACROILIAC JOINT	Surgery	1.10	9.96	$120.79
27097	0	REVISION OF HIP TENDON	Surgery	8.80	8.35	$120.79
27098	0	TRANSFER TENDON TO PELVIS	Surgery	8.83	8.40	$120.79
27100	0	TRANSFER OF ABDOMINAL MUSCLE	Surgery	11.08	10.26	$120.79
27105	0	TRANSFER OF SPINAL MUSCLE	Surgery	11.77	8.51	$120.79
27110	0	TRANSFER OF ILIOPSOAS MUSCLE	Surgery	13.26	12.24	$120.79
27111	0	TRANSFER OF ILIOPSOAS MUSCLE	Surgery	12.15	11.56	$120.79
27120	0	RECONSTRUCTION OF HIP SOCKET	Surgery	18.01	16.59	$120.79
27122	0	RECONSTRUCTION OF HIP SOCKET	Surgery	14.98	15.43	$120.79
27125	0	PARTIAL HIP REPLACEMENT	Surgery	14.69	14.98	$120.79
27130	0	TOTAL HIP REPLACEMENT	Surgery	20.12	19.94	$120.79
27132	0	TOTAL HIP REPLACEMENT	Surgery	23.30	22.69	$120.79
27134	0	REVISE HIP JOINT REPLACEMENT	Surgery	28.52	27.10	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
27137	0	REVISE HIP JOINT REPLACEMENT	Surgery	21.17	20.88	$120.79
27138	0	REVISE HIP JOINT REPLACEMENT	Surgery	22.17	21.58	$120.79
27140	0	TRANSPLANT FEMUR RIDGE	Surgery	12.24	11.32	$120.79
27146	0	INCISION OF HIP BONE	Surgery	17.43	13.31	$120.79
27147	0	REVISION OF HIP BONE	Surgery	20.58	16.98	$120.79
27151	0	INCISION OF HIP BONES	Surgery	22.51	14.49	$120.79
27156	0	REVISION OF HIP BONES	Surgery	24.63	18.64	$120.79
27158	0	REVISION OF PELVIS	Surgery	19.74	14.29	$120.79
27161	0	INCISION OF NECK OF FEMUR	Surgery	16.71	14.37	$120.79
27165	0	INCISION/FIXATION OF FEMUR	Surgery	17.91	15.99	$120.79
27170	0	REPAIR/GRAFT FEMUR HEAD/NECK	Surgery	16.07	15.31	$120.79
27175	0	TREAT SLIPPED EPIPHYSIS	Surgery	8.46	3.86	$120.79
27176	0	TREAT SLIPPED EPIPHYSIS	Surgery	12.05	10.04	$120.79
27177	0	TREAT SLIPPED EPIPHYSIS	Surgery	15.08	11.92	$120.79
27178	0	TREAT SLIPPED EPIPHYSIS	Surgery	11.99	10.16	$120.79
27179	0	REVISE HEAD/NECK OF FEMUR	Surgery	12.98	10.83	$120.79
27181	0	TREAT SLIPPED EPIPHYSIS	Surgery	14.68	11.37	$120.79
27185	0	REVISION OF FEMUR EPIPHYSIS	Surgery	9.18	5.38	$120.79
27187	0	REINFORCE HIP BONES	Surgery	13.54	14.18	$120.79
27193	0	TREAT PELVIC RING FRACTURE	Surgery	5.56	3.73	$120.79
27194	0	TREAT PELVIC RING FRACTURE	Surgery	9.65	5.62	$120.79
27200	0	TREAT TAIL BONE FRACTURE	Surgery	1.84	2.07	$120.79
27202	0	TREAT TAIL BONE FRACTURE	Surgery	7.04	10.09	$120.79
27215	0	TREAT PELVIC FRACTURE(S)	Surgery	10.05	10.64	$120.79
27216	0	TREAT PELVIC RING FRACTURE	Surgery	15.19	7.90	$120.79
27217	0	TREAT PELVIC RING FRACTURE	Surgery	14.11	13.65	$120.79
27218	0	TREAT PELVIC RING FRACTURE	Surgery	20.15	13.58	$120.79
27220	0	TREAT HIP SOCKET FRACTURE	Surgery	6.18	4.90	$120.79
27222	0	TREAT HIP SOCKET FRACTURE	Surgery	12.70	8.09	$120.79
27226	0	TREAT HIP WALL FRACTURE	Surgery	14.91	14.66	$120.79
27227	0	TREAT HIP FRACTURE(S)	Surgery	23.45	18.72	$120.79
27228	0	TREAT HIP FRACTURE(S)	Surgery	27.16	19.93	$120.79
27230	0	TREAT THIGH FRACTURE	Surgery	5.50	4.47	$120.79
27232	0	TREAT THIGH FRACTURE	Surgery	10.68	9.02	$120.79
27235	0	TREAT THIGH FRACTURE	Surgery	12.16	12.22	$120.79
27236	0	TREAT THIGH FRACTURE	Surgery	15.60	15.10	$120.79
27238	0	TREAT THIGH FRACTURE	Surgery	5.52	5.37	$120.79
27240	0	TREAT THIGH FRACTURE	Surgery	12.50	9.90	$120.79
27244	0	TREAT THIGH FRACTURE	Surgery	15.94	14.85	$120.79
27245	0	TREAT THIGH FRACTURE	Surgery	20.31	16.04	$120.79
27246	0	TREAT THIGH FRACTURE	Surgery	4.71	4.62	$120.79
27248	0	TREAT THIGH FRACTURE	Surgery	10.45	10.77	$120.79
27250	0	TREAT HIP DISLOCATION	Surgery	6.95	4.52	$120.79
27252	0	TREAT HIP DISLOCATION	Surgery	10.39	6.09	$120.79
27253	0	TREAT HIP DISLOCATION	Surgery	12.92	12.16	$120.79
27254	0	TREAT HIP DISLOCATION	Surgery	18.26	13.49	$120.79
27256	0	TREAT HIP DISLOCATION	Surgery	4.12	3.20	$120.79
27257	0	TREAT HIP DISLOCATION	Surgery	5.22	4.59	$120.79
27258	0	TREAT HIP DISLOCATION	Surgery	15.43	13.79	$120.79
27259	0	TREAT HIP DISLOCATION	Surgery	21.55	17.28	$120.79
27265	0	TREAT HIP DISLOCATION	Surgery	5.05	4.46	$120.79
27266	0	TREAT HIP DISLOCATION	Surgery	7.49	5.68	$120.79
27275	0	MANIPULATION OF HIP JOINT	Surgery	2.27	2.49	$120.79
27280	0	FUSION OF SACROILIAC JOINT	Surgery	13.39	12.03	$120.79
27282	0	FUSION OF PUBIC BONES	Surgery	11.34	10.32	$120.79
27284	0	FUSION OF HIP JOINT	Surgery	16.76	14.21	$120.79
27286	0	FUSION OF HIP JOINT	Surgery	16.79	15.61	$120.79
27290	0	AMPUTATION OF LEG AT HIP	Surgery	23.28	21.55	$120.79
27295	0	AMPUTATION OF LEG AT HIP	Surgery	18.65	15.61	$120.79
27301	0	DRAIN THIGH/KNEE LESION	Surgery	6.49	7.29	$120.79
27303	0	DRAINAGE OF BONE LESION	Surgery	8.28	9.51	$120.79
27305	0	INCISE THIGH TENDON & FASCIA	Surgery	5.92	6.07	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
27306	0	INCISION OF THIGH TENDON	Surgery	4.62	4.32	$120.79
27307	0	INCISION OF THIGH TENDONS	Surgery	5.80	5.05	$120.79
27310	0	EXPLORATION OF KNEE JOINT	Surgery	9.27	9.71	$120.79
27315	0	PARTIAL REMOVAL, THIGH NERVE	Surgery	6.97	5.27	$120.79
27320	0	PARTIAL REMOVAL, THIGH NERVE	Surgery	6.30	4.95	$120.79
27323	0	BIOPSY, THIGH SOFT TISSUES	Surgery	2.28	1.77	$120.79
27324	0	BIOPSY, THIGH SOFT TISSUES	Surgery	4.90	4.42	$120.79
27327	0	REMOVAL OF THIGH LESION	Surgery	4.47	4.00	$120.79
27328	0	REMOVAL OF THIGH LESION	Surgery	5.57	5.30	$120.79
27329	0	REMOVE TUMOR, THIGH/KNEE	Surgery	14.14	12.85	$120.79
27330	0	BIOPSY, KNEE JOINT LINING	Surgery	4.97	5.70	$120.79
27331	0	EXPLORE/TREAT KNEE JOINT	Surgery	5.88	6.81	$120.79
27332	0	REMOVAL OF KNEE CARTILAGE	Surgery	8.27	8.77	$120.79
27333	0	REMOVAL OF KNEE CARTILAGE	Surgery	7.30	7.91	$120.79
27334	0	REMOVE KNEE JOINT LINING	Surgery	8.70	9.50	$120.79
27335	0	REMOVE KNEE JOINT LINING	Surgery	10.00	10.78	$120.79
27340	0	REMOVAL OF KNEECAP BURSA	Surgery	4.18	4.59	$120.79
27345	0	REMOVAL OF KNEE CYST	Surgery	5.92	6.32	$120.79
27347	0	REMOVE KNEE CYST	Surgery	5.78	2.58	$120.79
27350	0	REMOVAL OF KNEECAP	Surgery	8.17	8.86	$120.79
27355	0	REMOVE FEMUR LESION	Surgery	7.65	8.91	$120.79
27356	0	REMOVE FEMUR LESION/GRAFT	Surgery	9.48	9.59	$120.79
27357	0	REMOVE FEMUR LESION/GRAFT	Surgery	10.53	9.98	$120.79
27358	0	REMOVE FEMUR LESION/FIXATION	Surgery	4.74	3.72	$120.79
27360	0	PARTIAL REMOVAL, LEG BONE(S)	Surgery	10.50	12.49	$120.79
27365	0	EXTENSIVE LEG SURGERY	Surgery	16.27	14.38	$120.79
27370	0	INJECTION FOR KNEE X-RAY	Surgery	0.96	5.51	$120.79
27372	0	REMOVAL OF FOREIGN BODY	Surgery	5.07	4.76	$120.79
27380	0	REPAIR OF KNEECAP TENDON	Surgery	7.16	7.97	$120.79
27381	0	REPAIR/GRAFT KNEECAP TENDON	Surgery	10.34	10.70	$120.79
27385	0	REPAIR OF THIGH MUSCLE	Surgery	7.76	8.57	$120.79
27386	0	REPAIR/GRAFT OF THIGH MUSCLE	Surgery	10.56	11.29	$120.79
27390	0	INCISION OF THIGH TENDON	Surgery	5.33	5.62	$120.79
27391	0	INCISION OF THIGH TENDONS	Surgery	7.20	6.75	$120.79
27392	0	INCISION OF THIGH TENDONS	Surgery	9.20	8.82	$120.79
27393	0	LENGTHENING OF THIGH TENDON	Surgery	6.39	6.78	$120.79
27394	0	LENGTHENING OF THIGH TENDONS	Surgery	8.50	7.64	$120.79
27395	0	LENGTHENING OF THIGH TENDONS	Surgery	11.73	11.89	$120.79
27396	0	TRANSPLANT OF THIGH TENDON	Surgery	7.86	8.21	$120.79
27397	0	TRANSPLANTS OF THIGH TENDONS	Surgery	11.28	10.03	$120.79
27400	0	REVISE THIGH MUSCLES/TENDONS	Surgery	9.02	8.97	$120.79
27403	0	REPAIR OF KNEE CARTILAGE	Surgery	8.33	8.81	$120.79
27405	0	REPAIR OF KNEE LIGAMENT	Surgery	8.65	9.59	$120.79
27407	0	REPAIR OF KNEE LIGAMENT	Surgery	10.28	9.57	$120.79
27409	0	REPAIR OF KNEE LIGAMENTS	Surgery	12.90	13.31	$120.79
27418	0	REPAIR DEGENERATED KNEECAP	Surgery	10.85	11.37	$120.79
27420	0	REVISION OF UNSTABLE KNEECAP	Surgery	9.83	10.24	$120.79
27422	0	REVISION OF UNSTABLE KNEECAP	Surgery	9.78	10.35	$120.79
27424	0	REVISION/REMOVAL OF KNEECAP	Surgery	9.81	10.24	$120.79
27425	0	LATERAL RETINACULAR RELEASE	Surgery	5.22	6.23	$120.79
27427	0	RECONSTRUCTION, KNEE	Surgery	9.36	9.96	$120.79
27428	0	RECONSTRUCTION, KNEE	Surgery	14.00	13.37	$120.79
27429	0	RECONSTRUCTION, KNEE	Surgery	15.52	11.86	$120.79
27430	0	REVISION OF THIGH MUSCLES	Surgery	9.67	9.45	$120.79
27435	0	INCISION OF KNEE JOINT	Surgery	9.49	8.11	$120.79
27437	0	REVISE KNEECAP	Surgery	8.46	9.31	$120.79
27438	0	REVISE KNEECAP WITH IMPLANT	Surgery	11.23	11.82	$120.79
27440	0	REVISION OF KNEE JOINT	Surgery	10.43	11.12	$120.79
27441	0	REVISION OF KNEE JOINT	Surgery	10.82	9.79	$120.79
27442	0	REVISION OF KNEE JOINT	Surgery	11.89	12.27	$120.79
27443	0	REVISION OF KNEE JOINT	Surgery	10.93	11.51	$120.79
27445	0	REVISION OF KNEE JOINT	Surgery	17.68	17.27	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
27446	0	REVISION OF KNEE JOINT	Surgery	15.84	16.13	$120.79
27447	0	TOTAL KNEE REPLACEMENT	Surgery	21.48	20.88	$120.79
27448	0	INCISION OF THIGH	Surgery	11.06	11.88	$120.79
27450	0	INCISION OF THIGH	Surgery	13.98	14.39	$120.79
27454	0	REALIGNMENT OF THIGH BONE	Surgery	17.56	15.31	$120.79
27455	0	REALIGNMENT OF KNEE	Surgery	12.82	12.21	$120.79
27457	0	REALIGNMENT OF KNEE	Surgery	13.45	12.65	$120.79
27465	0	SHORTENING OF THIGH BONE	Surgery	13.87	13.17	$120.79
27466	0	LENGTHENING OF THIGH BONE	Surgery	16.33	14.75	$120.79
27468	0	SHORTEN/LENGTHEN THIGHS	Surgery	18.97	15.76	$120.79
27470	0	REPAIR OF THIGH	Surgery	16.07	16.41	$120.79
27472	0	REPAIR/GRAFT OF THIGH	Surgery	17.72	18.30	$120.79
27475	0	SURGERY TO STOP LEG GROWTH	Surgery	8.64	8.28	$120.79
27477	0	SURGERY TO STOP LEG GROWTH	Surgery	9.85	10.51	$120.79
27479	0	SURGERY TO STOP LEG GROWTH	Surgery	12.80	11.37	$120.79
27485	0	SURGERY TO STOP LEG GROWTH	Surgery	8.84	8.38	$120.79
27486	0	REVISE/REPLACE KNEE JOINT	Surgery	19.27	19.00	$120.79
27487	0	REVISE/REPLACE KNEE JOINT	Surgery	25.27	24.17	$120.79
27488	0	REMOVAL OF KNEE PROSTHESIS	Surgery	15.74	15.33	$120.79
27495	0	REINFORCE THIGH	Surgery	15.55	16.43	$120.79
27496	0	DECOMPRESSION OF THIGH/KNEE	Surgery	6.11	6.03	$120.79
27497	0	DECOMPRESSION OF THIGH/KNEE	Surgery	7.17	6.90	$120.79
27498	0	DECOMPRESSION OF THIGH/KNEE	Surgery	7.99	7.07	$120.79
27499	0	DECOMPRESSION OF THIGH/KNEE	Surgery	9.00	7.84	$120.79
27500	0	TREATMENT OF THIGH FRACTURE	Surgery	5.92	6.12	$120.79
27501	0	TREATMENT OF THIGH FRACTURE	Surgery	5.92	6.55	$120.79
27502	0	TREATMENT OF THIGH FRACTURE	Surgery	10.58	8.98	$120.79
27503	0	TREATMENT OF THIGH FRACTURE	Surgery	10.58	9.03	$120.79
27506	0	TREATMENT OF THIGH FRACTURE	Surgery	17.45	15.34	$120.79
27507	0	TREATMENT OF THIGH FRACTURE	Surgery	13.99	14.06	$120.79
27508	0	TREATMENT OF THIGH FRACTURE	Surgery	5.83	4.74	$120.79
27509	0	TREATMENT OF THIGH FRACTURE	Surgery	7.71	6.23	$120.79
27510	0	TREATMENT OF THIGH FRACTURE	Surgery	9.13	7.07	$120.79
27511	0	TREATMENT OF THIGH FRACTURE	Surgery	13.64	14.08	$120.79
27513	0	TREATMENT OF THIGH FRACTURE	Surgery	17.92	15.76	$120.79
27514	0	TREATMENT OF THIGH FRACTURE	Surgery	17.30	15.19	$120.79
27516	0	TREAT THIGH FX GROWTH PLATE	Surgery	5.37	5.23	$120.79
27517	0	TREAT THIGH FX GROWTH PLATE	Surgery	8.78	7.76	$120.79
27519	0	TREAT THIGH FX GROWTH PLATE	Surgery	15.02	13.26	$120.79
27520	0	TREAT KNEECAP FRACTURE	Surgery	2.86	2.52	$120.79
27524	0	TREAT KNEECAP FRACTURE	Surgery	10.00	9.65	$120.79
27530	0	TREAT KNEE FRACTURE	Surgery	3.78	3.78	$120.79
27532	0	TREAT KNEE FRACTURE	Surgery	7.30	5.75	$120.79
27535	0	TREAT KNEE FRACTURE	Surgery	11.50	11.75	$120.79
27536	0	TREAT KNEE FRACTURE	Surgery	15.65	11.87	$120.79
27538	0	TREAT KNEE FRACTURE(S)	Surgery	4.87	4.29	$120.79
27540	0	TREAT KNEE FRACTURE	Surgery	13.10	10.70	$120.79
27550	0	TREAT KNEE DISLOCATION	Surgery	5.76	4.00	$120.79
27552	0	TREAT KNEE DISLOCATION	Surgery	7.90	5.34	$120.79
27556	0	TREAT KNEE DISLOCATION	Surgery	14.41	13.26	$120.79
27557	0	TREAT KNEE DISLOCATION	Surgery	16.77	15.13	$120.79
27558	0	TREAT KNEE DISLOCATION	Surgery	17.72	15.22	$120.79
27560	0	TREAT KNEECAP DISLOCATION	Surgery	3.82	2.60	$120.79
27562	0	TREAT KNEECAP DISLOCATION	Surgery	5.79	5.30	$120.79
27566	0	TREAT KNEECAP DISLOCATION	Surgery	12.23	10.31	$120.79
27570	0	FIXATION OF KNEE JOINT	Surgery	1.74	2.26	$120.79
27580	0	FUSION OF KNEE	Surgery	19.37	16.02	$120.79
27590	0	AMPUTATE LEG AT THIGH	Surgery	12.03	10.74	$120.79
27591	0	AMPUTATE LEG AT THIGH	Surgery	12.68	12.84	$120.79
27592	0	AMPUTATE LEG AT THIGH	Surgery	10.02	9.62	$120.79
27594	0	AMPUTATION FOLLOW-UP SURGERY	Surgery	6.92	5.96	$120.79
27596	0	AMPUTATION FOLLOW-UP SURGERY	Surgery	10.60	9.41	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
27598	0	AMPUTATE LOWER LEG AT KNEE	Surgery	10.53	10.55	$120.79
27600	0	DECOMPRESSION OF LOWER LEG	Surgery	5.65	5.52	$120.79
27601	0	DECOMPRESSION OF LOWER LEG	Surgery	5.64	5.57	$120.79
27602	0	DECOMPRESSION OF LOWER LEG	Surgery	7.35	5.91	$120.79
27603	0	DRAIN LOWER LEG LESION	Surgery	4.94	5.71	$120.79
27604	0	DRAIN LOWER LEG BURSA	Surgery	4.47	3.83	$120.79
27605	0	INCISION OF ACHILLES TENDON	Surgery	2.87	2.38	$120.79
27606	0	INCISION OF ACHILLES TENDON	Surgery	4.14	3.37	$120.79
27607	0	TREAT LOWER LEG BONE LESION	Surgery	7.97	9.52	$120.79
27610	0	EXPLORE/TREAT ANKLE JOINT	Surgery	8.34	8.48	$120.79
27612	0	EXPLORATION OF ANKLE JOINT	Surgery	7.33	7.92	$120.79
27613	0	BIOPSY LOWER LEG SOFT TISSUE	Surgery	2.17	3.06	$120.79
27614	0	BIOPSY LOWER LEG SOFT TISSUE	Surgery	5.66	4.33	$120.79
27615	0	REMOVE TUMOR, LOWER LEG	Surgery	12.56	11.32	$120.79
27618	0	REMOVE LOWER LEG LESION	Surgery	5.09	3.98	$120.79
27619	0	REMOVE LOWER LEG LESION	Surgery	8.40	6.17	$120.79
27620	0	EXPLORE/TREAT ANKLE JOINT	Surgery	5.98	6.78	$120.79
27625	0	REMOVE ANKLE JOINT LINING	Surgery	8.30	9.00	$120.79
27626	0	REMOVE ANKLE JOINT LINING	Surgery	8.91	9.82	$120.79
27630	0	REMOVAL OF TENDON LESION	Surgery	4.80	4.60	$120.79
27635	0	REMOVE LOWER LEG BONE LESION	Surgery	7.78	9.18	$120.79
27637	0	REMOVE/GRAFT LEG BONE LESION	Surgery	9.85	10.07	$120.79
27638	0	REMOVE/GRAFT LEG BONE LESION	Surgery	10.57	10.60	$120.79
27640	0	PARTIAL REMOVAL OF TIBIA	Surgery	11.37	12.98	$120.79
27641	0	PARTIAL REMOVAL OF FIBULA	Surgery	9.24	10.79	$120.79
27645	0	EXTENSIVE LOWER LEG SURGERY	Surgery	14.17	13.96	$120.79
27646	0	EXTENSIVE LOWER LEG SURGERY	Surgery	12.66	13.65	$120.79
27647	0	EXTENSIVE ANKLE/HEEL SURGERY	Surgery	12.24	10.46	$120.79
27648	0	INJECTION FOR ANKLE X-RAY	Surgery	0.96	4.30	$120.79
27650	0	REPAIR ACHILLES TENDON	Surgery	9.69	9.12	$120.79
27652	0	REPAIR/GRAFT ACHILLES TENDON	Surgery	10.33	9.93	$120.79
27654	0	REPAIR OF ACHILLES TENDON	Surgery	10.02	10.38	$120.79
27656	0	REPAIR LEG FASCIA DEFECT	Surgery	4.57	4.82	$120.79
27658	0	REPAIR OF LEG TENDON, EACH	Surgery	4.98	6.00	$120.79
27659	0	REPAIR OF LEG TENDON, EACH	Surgery	6.81	7.31	$120.79
27664	0	REPAIR OF LEG TENDON, EACH	Surgery	4.59	5.62	$120.79
27665	0	REPAIR OF LEG TENDON, EACH	Surgery	5.40	6.75	$120.79
27675	0	REPAIR LOWER LEG TENDONS	Surgery	7.18	7.04	$120.79
27676	0	REPAIR LOWER LEG TENDONS	Surgery	8.42	8.16	$120.79
27680	0	RELEASE OF LOWER LEG TENDON	Surgery	5.74	5.61	$120.79
27681	0	RELEASE OF LOWER LEG TENDONS	Surgery	6.82	6.90	$120.79
27685	0	REVISION OF LOWER LEG TENDON	Surgery	6.50	5.79	$120.79
27686	0	REVISE LOWER LEG TENDONS	Surgery	7.46	7.72	$120.79
27687	0	REVISION OF CALF TENDON	Surgery	6.24	6.58	$120.79
27690	0	REVISE LOWER LEG TENDON	Surgery	8.71	7.73	$120.79
27691	0	REVISE LOWER LEG TENDON	Surgery	9.96	9.29	$120.79
27692	0	REVISE ADDITIONAL LEG TENDON	Surgery	1.87	1.55	$120.79
27695	0	REPAIR OF ANKLE LIGAMENT	Surgery	6.51	7.82	$120.79
27696	0	REPAIR OF ANKLE LIGAMENTS	Surgery	8.27	8.19	$120.79
27698	0	REPAIR OF ANKLE LIGAMENT	Surgery	9.36	9.83	$120.79
27700	0	REVISION OF ANKLE JOINT	Surgery	9.29	9.00	$120.79
27702	0	RECONSTRUCT ANKLE JOINT	Surgery	13.67	13.96	$120.79
27703	0	RECONSTRUCTION, ANKLE JOINT	Surgery	15.87	13.20	$120.79
27704	0	REMOVAL OF ANKLE IMPLANT	Surgery	7.62	7.24	$120.79
27705	0	INCISION OF TIBIA	Surgery	10.38	10.94	$120.79
27707	0	INCISION OF FIBULA	Surgery	4.37	6.17	$120.79
27709	0	INCISION OF TIBIA & FIBULA	Surgery	9.95	10.93	$120.79
27712	0	REALIGNMENT OF LOWER LEG	Surgery	14.25	12.18	$120.79
27715	0	REVISION OF LOWER LEG	Surgery	14.39	13.35	$120.79
27720	0	REPAIR OF TIBIA	Surgery	11.79	13.06	$120.79
27722	0	REPAIR/GRAFT OF TIBIA	Surgery	11.82	11.43	$120.79
27724	0	REPAIR/GRAFT OF TIBIA	Surgery	14.99	15.34	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
27725	0	REPAIR OF LOWER LEG	Surgery	15.59	12.65	$120.79
27727	0	REPAIR OF LOWER LEG	Surgery	14.01	11.29	$120.79
27730	0	REPAIR OF TIBIA EPIPHYSIS	Surgery	7.41	6.24	$120.79
27732	0	REPAIR OF FIBULA EPIPHYSIS	Surgery	5.32	6.02	$120.79
27734	0	REPAIR LOWER LEG EPIPHYSES	Surgery	8.48	8.17	$120.79
27740	0	REPAIR OF LEG EPIPHYSES	Surgery	9.30	8.83	$120.79
27742	0	REPAIR OF LEG EPIPHYSES	Surgery	10.30	9.53	$120.79
27745	0	REINFORCE TIBIA	Surgery	10.07	10.27	$120.79
27750	0	TREATMENT OF TIBIA FRACTURE	Surgery	3.19	3.64	$120.79
27752	0	TREATMENT OF TIBIA FRACTURE	Surgery	5.84	5.53	$120.79
27756	0	TREATMENT OF TIBIA FRACTURE	Surgery	6.78	8.61	$120.79
27758	0	TREATMENT OF TIBIA FRACTURE	Surgery	11.67	12.48	$120.79
27759	0	TREATMENT OF TIBIA FRACTURE	Surgery	13.76	13.52	$120.79
27760	0	TREATMENT OF ANKLE FRACTURE	Surgery	3.01	4.87	$120.79
27762	0	TREATMENT OF ANKLE FRACTURE	Surgery	5.25	4.39	$120.79
27766	0	TREATMENT OF ANKLE FRACTURE	Surgery	8.36	8.03	$120.79
27780	0	TREATMENT OF FIBULA FRACTURE	Surgery	2.65	3.42	$120.79
27781	0	TREATMENT OF FIBULA FRACTURE	Surgery	4.40	3.89	$120.79
27784	0	TREATMENT OF FIBULA FRACTURE	Surgery	7.11	6.77	$120.79
27786	0	TREATMENT OF ANKLE FRACTURE	Surgery	2.84	4.84	$120.79
27788	0	TREATMENT OF ANKLE FRACTURE	Surgery	4.45	5.76	$120.79
27792	0	TREATMENT OF ANKLE FRACTURE	Surgery	7.66	7.61	$120.79
27808	0	TREATMENT OF ANKLE FRACTURE	Surgery	2.83	3.49	$120.79
27810	0	TREATMENT OF ANKLE FRACTURE	Surgery	5.13	5.30	$120.79
27814	0	TREATMENT OF ANKLE FRACTURE	Surgery	10.68	10.30	$120.79
27816	0	TREATMENT OF ANKLE FRACTURE	Surgery	2.89	3.72	$120.79
27818	0	TREATMENT OF ANKLE FRACTURE	Surgery	5.50	5.93	$120.79
27822	0	TREATMENT OF ANKLE FRACTURE	Surgery	9.20	22.94	$120.79
27823	0	TREATMENT OF ANKLE FRACTURE	Surgery	11.80	24.65	$120.79
27824	0	TREAT LOWER LEG FRACTURE	Surgery	2.89	3.68	$120.79
27825	0	TREAT LOWER LEG FRACTURE	Surgery	6.19	6.39	$120.79
27826	0	TREAT LOWER LEG FRACTURE	Surgery	8.54	21.68	$120.79
27827	0	TREAT LOWER LEG FRACTURE	Surgery	14.06	24.74	$120.79
27828	0	TREAT LOWER LEG FRACTURE	Surgery	16.23	25.97	$120.79
27829	0	TREAT LOWER LEG JOINT	Surgery	5.49	15.86	$120.79
27830	0	TREAT LOWER LEG DISLOCATION	Surgery	3.79	3.51	$120.79
27831	0	TREAT LOWER LEG DISLOCATION	Surgery	4.56	4.41	$120.79
27832	0	TREAT LOWER LEG DISLOCATION	Surgery	6.49	6.85	$120.79
27840	0	TREAT ANKLE DISLOCATION	Surgery	4.58	3.54	$120.79
27842	0	TREAT ANKLE DISLOCATION	Surgery	6.21	3.52	$120.79
27846	0	TREAT ANKLE DISLOCATION	Surgery	9.79	9.18	$120.79
27848	0	TREAT ANKLE DISLOCATION	Surgery	11.20	17.99	$120.79
27860	0	FIXATION OF ANKLE JOINT	Surgery	2.34	2.23	$120.79
27870	0	FUSION OF ANKLE JOINT	Surgery	13.91	13.53	$120.79
27871	0	FUSION OF TIBIOFIBULAR JOINT	Surgery	9.17	9.08	$120.79
27880	0	AMPUTATION OF LOWER LEG	Surgery	11.85	9.95	$120.79
27881	0	AMPUTATION OF LOWER LEG	Surgery	12.34	11.81	$120.79
27882	0	AMPUTATION OF LOWER LEG	Surgery	8.94	9.48	$120.79
27884	0	AMPUTATION FOLLOW-UP SURGERY	Surgery	8.21	6.57	$120.79
27886	0	AMPUTATION FOLLOW-UP SURGERY	Surgery	9.32	8.64	$120.79
27888	0	AMPUTATION OF FOOT AT ANKLE	Surgery	9.67	10.02	$120.79
27889	0	AMPUTATION OF FOOT AT ANKLE	Surgery	9.98	8.89	$120.79
27892	0	DECOMPRESSION OF LEG	Surgery	7.39	5.46	$120.79
27893	0	DECOMPRESSION OF LEG	Surgery	7.35	5.13	$120.79
27894	0	DECOMPRESSION OF LEG	Surgery	10.49	6.48	$120.79
28001	0	DRAINAGE OF BURSA OF FOOT	Surgery	2.73	2.43	$120.79
28002	0	TREATMENT OF FOOT INFECTION	Surgery	4.62	3.11	$120.79
28003	0	TREATMENT OF FOOT INFECTION	Surgery	8.41	5.28	$120.79
28005	0	TREAT FOOT BONE LESION	Surgery	8.68	6.59	$120.79
28008	0	INCISION OF FOOT FASCIA	Surgery	4.45	4.02	$120.79
28010	0	INCISION OF TOE TENDON	Surgery	2.84	2.95	$120.79
28011	0	INCISION OF TOE TENDONS	Surgery	4.14	3.32	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
28020	0	EXPLORATION OF FOOT JOINT	Surgery	5.01	5.11	$120.79
28022	0	EXPLORATION OF FOOT JOINT	Surgery	4.67	3.21	$120.79
28024	0	EXPLORATION OF TOE JOINT	Surgery	4.38	3.12	$120.79
28030	0	REMOVAL OF FOOT NERVE	Surgery	6.15	3.73	$120.79
28035	0	DECOMPRESSION OF TIBIA NERVE	Surgery	5.09	5.38	$120.79
28043	0	EXCISION OF FOOT LESION	Surgery	3.54	3.00	$120.79
28045	0	EXCISION OF FOOT LESION	Surgery	4.72	4.52	$120.79
28046	0	RESECTION OF TUMOR, FOOT	Surgery	10.18	7.38	$120.79
28050	0	BIOPSY OF FOOT JOINT LINING	Surgery	4.25	4.36	$120.79
28052	0	BIOPSY OF FOOT JOINT LINING	Surgery	3.94	3.47	$120.79
28054	0	BIOPSY OF TOE JOINT LINING	Surgery	3.45	3.91	$120.79
28060	0	PARTIAL REMOVAL, FOOT FASCIA	Surgery	5.23	4.99	$120.79
28062	0	REMOVAL OF FOOT FASCIA	Surgery	6.52	6.46	$120.79
28070	0	REMOVAL OF FOOT JOINT LINING	Surgery	5.10	4.99	$120.79
28072	0	REMOVAL OF FOOT JOINT LINING	Surgery	4.58	4.64	$120.79
28080	0	REMOVAL OF FOOT LESION	Surgery	3.58	4.39	$120.79
28086	0	EXCISE FOOT TENDON SHEATH	Surgery	4.78	5.10	$120.79
28088	0	EXCISE FOOT TENDON SHEATH	Surgery	3.86	4.75	$120.79
28090	0	REMOVAL OF FOOT LESION	Surgery	4.41	3.89	$120.79
28092	0	REMOVAL OF TOE LESIONS	Surgery	3.64	3.52	$120.79
28100	0	REMOVAL OF ANKLE/HEEL LESION	Surgery	5.66	5.69	$120.79
28102	0	REMOVE/GRAFT FOOT LESION	Surgery	7.73	7.45	$120.79
28103	0	REMOVE/GRAFT FOOT LESION	Surgery	6.50	5.81	$120.79
28104	0	REMOVAL OF FOOT LESION	Surgery	5.12	5.24	$120.79
28106	0	REMOVE/GRAFT FOOT LESION	Surgery	7.16	6.68	$120.79
28107	0	REMOVE/GRAFT FOOT LESION	Surgery	5.56	5.63	$120.79
28108	0	REMOVAL OF TOE LESIONS	Surgery	4.16	3.27	$120.79
28110	0	PART REMOVAL OF METATARSAL	Surgery	4.08	4.71	$120.79
28111	0	PART REMOVAL OF METATARSAL	Surgery	5.01	5.83	$120.79
28112	0	PART REMOVAL OF METATARSAL	Surgery	4.49	5.14	$120.79
28113	0	PART REMOVAL OF METATARSAL	Surgery	4.79	5.26	$120.79
28114	0	REMOVAL OF METATARSAL HEADS	Surgery	9.79	9.62	$120.79
28116	0	REVISION OF FOOT	Surgery	7.75	5.84	$120.79
28118	0	REMOVAL OF HEEL BONE	Surgery	5.96	6.06	$120.79
28119	0	REMOVAL OF HEEL SPUR	Surgery	5.39	5.45	$120.79
28120	0	PART REMOVAL OF ANKLE/HEEL	Surgery	5.40	6.54	$120.79
28122	0	PARTIAL REMOVAL OF FOOT BONE	Surgery	7.29	6.33	$120.79
28124	0	PARTIAL REMOVAL OF TOE	Surgery	4.81	4.15	$120.79
28126	0	PARTIAL REMOVAL OF TOE	Surgery	3.52	3.81	$120.79
28130	0	REMOVAL OF ANKLE BONE	Surgery	8.11	7.66	$120.79
28140	0	REMOVAL OF METATARSAL	Surgery	6.91	5.93	$120.79
28150	0	REMOVAL OF TOE	Surgery	4.09	4.61	$120.79
28153	0	PARTIAL REMOVAL OF TOE	Surgery	3.66	3.27	$120.79
28160	0	PARTIAL REMOVAL OF TOE	Surgery	3.74	3.97	$120.79
28171	0	EXTENSIVE FOOT SURGERY	Surgery	9.60	7.71	$120.79
28173	0	EXTENSIVE FOOT SURGERY	Surgery	8.80	6.86	$120.79
28175	0	EXTENSIVE FOOT SURGERY	Surgery	6.05	5.76	$120.79
28190	0	REMOVAL OF FOOT FOREIGN BODY	Surgery	1.96	2.81	$120.79
28192	0	REMOVAL OF FOOT FOREIGN BODY	Surgery	4.64	3.35	$120.79
28193	0	REMOVAL OF FOOT FOREIGN BODY	Surgery	5.73	3.97	$120.79
28200	0	REPAIR OF FOOT TENDON	Surgery	4.60	5.37	$120.79
28202	0	REPAIR/GRAFT OF FOOT TENDON	Surgery	6.84	6.03	$120.79
28208	0	REPAIR OF FOOT TENDON	Surgery	4.37	3.91	$120.79
28210	0	REPAIR/GRAFT OF FOOT TENDON	Surgery	6.35	5.90	$120.79
28220	0	RELEASE OF FOOT TENDON	Surgery	4.53	3.52	$120.79
28222	0	RELEASE OF FOOT TENDONS	Surgery	5.62	4.67	$120.79
28225	0	RELEASE OF FOOT TENDON	Surgery	3.66	3.56	$120.79
28226	0	RELEASE OF FOOT TENDONS	Surgery	4.53	4.39	$120.79
28230	0	INCISION OF FOOT TENDON(S)	Surgery	4.24	3.39	$120.79
28232	0	INCISION OF TOE TENDON	Surgery	3.39	3.03	$120.79
28234	0	INCISION OF FOOT TENDON	Surgery	3.37	2.72	$120.79
28238	0	REVISION OF FOOT TENDON	Surgery	7.73	7.14	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
28240	0	RELEASE OF BIG TOE	Surgery	4.36	3.71	$120.79
28250	0	REVISION OF FOOT FASCIA	Surgery	5.92	5.46	$120.79
28260	0	RELEASE OF MIDFOOT JOINT	Surgery	7.96	5.50	$120.79
28261	0	REVISION OF FOOT TENDON	Surgery	11.73	7.37	$120.79
28262	0	REVISION OF FOOT AND ANKLE	Surgery	15.83	12.96	$120.79
28264	0	RELEASE OF MIDFOOT JOINT	Surgery	10.35	9.51	$120.79
28270	0	RELEASE OF FOOT CONTRACTURE	Surgery	4.76	3.60	$120.79
28272	0	RELEASE OF TOE JOINT, EACH	Surgery	3.80	2.72	$120.79
28280	0	FUSION OF TOES	Surgery	5.19	4.08	$120.79
28285	0	REPAIR OF HAMMERTOE	Surgery	4.59	5.04	$120.79
28286	0	REPAIR OF HAMMERTOE	Surgery	4.56	4.49	$120.79
28288	0	PARTIAL REMOVAL OF FOOT BONE	Surgery	4.74	5.30	$120.79
28289	0	REPAIR HALLUX RIGIDUS	Surgery	7.04	2.82	$120.79
28290	0	CORRECTION OF BUNION	Surgery	5.66	6.50	$120.79
28292	0	CORRECTION OF BUNION	Surgery	7.04	6.98	$120.79
28293	0	CORRECTION OF BUNION	Surgery	9.15	8.54	$120.79
28294	0	CORRECTION OF BUNION	Surgery	8.56	8.25	$120.79
28296	0	CORRECTION OF BUNION	Surgery	9.18	8.45	$120.79
28297	0	CORRECTION OF BUNION	Surgery	9.18	9.13	$120.79
28298	0	CORRECTION OF BUNION	Surgery	7.94	8.20	$120.79
28299	0	CORRECTION OF BUNION	Surgery	8.88	8.77	$120.79
28300	0	INCISION OF HEEL BONE	Surgery	9.54	7.72	$120.79
28302	0	INCISION OF ANKLE BONE	Surgery	9.55	9.08	$120.79
28304	0	INCISION OF MIDFOOT BONES	Surgery	9.16	6.98	$120.79
28305	0	INCISE/GRAFT MIDFOOT BONES	Surgery	10.50	10.18	$120.79
28306	0	INCISION OF METATARSAL	Surgery	5.86	5.16	$120.79
28307	0	INCISION OF METATARSAL	Surgery	6.33	6.91	$120.79
28308	0	INCISION OF METATARSAL	Surgery	5.29	5.30	$120.79
28309	0	INCISION OF METATARSALS	Surgery	12.78	8.37	$120.79
28310	0	REVISION OF BIG TOE	Surgery	5.43	5.02	$120.79
28312	0	REVISION OF TOE	Surgery	4.55	5.48	$120.79
28313	0	REPAIR DEFORMITY OF TOE	Surgery	5.01	4.26	$120.79
28315	0	REMOVAL OF SESAMOID BONE	Surgery	4.86	4.59	$120.79
28320	0	REPAIR OF FOOT BONES	Surgery	9.18	8.94	$120.79
28322	0	REPAIR OF METATARSALS	Surgery	8.34	6.09	$120.79
28340	0	RESECT ENLARGED TOE TISSUE	Surgery	6.98	6.24	$120.79
28341	0	RESECT ENLARGED TOE	Surgery	8.41	7.17	$120.79
28344	0	REPAIR EXTRA TOE(S)	Surgery	4.26	4.50	$120.79
28345	0	REPAIR WEBBED TOE(S)	Surgery	5.92	6.03	$120.79
28360	0	RECONSTRUCT CLEFT FOOT	Surgery	13.34	12.48	$120.79
28400	0	TREATMENT OF HEEL FRACTURE	Surgery	2.16	2.75	$120.79
28405	0	TREATMENT OF HEEL FRACTURE	Surgery	4.57	4.71	$120.79
28406	0	TREATMENT OF HEEL FRACTURE	Surgery	6.31	7.05	$120.79
28415	0	TREAT HEEL FRACTURE	Surgery	15.97	22.80	$120.79
28420	0	TREAT/GRAFT HEEL FRACTURE	Surgery	16.64	23.89	$120.79
28430	0	TREATMENT OF ANKLE FRACTURE	Surgery	2.09	4.62	$120.79
28435	0	TREATMENT OF ANKLE FRACTURE	Surgery	3.40	3.93	$120.79
28436	0	TREATMENT OF ANKLE FRACTURE	Surgery	4.71	5.32	$120.79
28445	0	TREAT ANKLE FRACTURE	Surgery	9.33	9.64	$120.79
28450	0	TREAT MIDFOOT FRACTURE, EACH	Surgery	1.90	4.13	$120.79
28455	0	TREAT MIDFOOT FRACTURE, EACH	Surgery	3.09	2.69	$120.79
28456	0	TREAT MIDFOOT FRACTURE	Surgery	2.68	3.68	$120.79
28465	0	TREAT MIDFOOT FRACTURE, EACH	Surgery	7.01	13.32	$120.79
28470	0	TREAT METATARSAL FRACTURE	Surgery	1.99	2.00	$120.79
28475	0	TREAT METATARSAL FRACTURE	Surgery	2.97	2.57	$120.79
28476	0	TREAT METATARSAL FRACTURE	Surgery	3.38	4.58	$120.79
28485	0	TREAT METATARSAL FRACTURE	Surgery	5.71	12.90	$120.79
28490	0	TREAT BIG TOE FRACTURE	Surgery	1.09	1.56	$120.79
28495	0	TREAT BIG TOE FRACTURE	Surgery	1.58	1.25	$120.79
28496	0	TREAT BIG TOE FRACTURE	Surgery	2.33	3.28	$120.79
28505	0	TREAT BIG TOE FRACTURE	Surgery	3.81	10.54	$120.79
28510	0	TREATMENT OF TOE FRACTURE	Surgery	1.09	1.43	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
28515	0	TREATMENT OF TOE FRACTURE	Surgery	1.46	1.25	$120.79
28525	0	TREAT TOE FRACTURE	Surgery	3.32	9.30	$120.79
28530	0	TREAT SESAMOID BONE FRACTURE	Surgery	1.06	2.50	$120.79
28531	0	TREAT SESAMOID BONE FRACTURE	Surgery	2.35	5.44	$120.79
28540	0	TREAT FOOT DISLOCATION	Surgery	2.04	2.43	$120.79
28545	0	TREAT FOOT DISLOCATION	Surgery	2.45	2.51	$120.79
28546	0	TREAT FOOT DISLOCATION	Surgery	3.20	3.88	$120.79
28555	0	REPAIR FOOT DISLOCATION	Surgery	6.30	7.95	$120.79
28570	0	TREAT FOOT DISLOCATION	Surgery	1.66	2.12	$120.79
28575	0	TREAT FOOT DISLOCATION	Surgery	3.31	3.37	$120.79
28576	0	TREAT FOOT DISLOCATION	Surgery	4.17	4.10	$120.79
28585	0	REPAIR FOOT DISLOCATION	Surgery	7.99	9.61	$120.79
28600	0	TREAT FOOT DISLOCATION	Surgery	1.89	3.12	$120.79
28605	0	TREAT FOOT DISLOCATION	Surgery	2.71	3.15	$120.79
28606	0	TREAT FOOT DISLOCATION	Surgery	4.90	4.90	$120.79
28615	0	REPAIR FOOT DISLOCATION	Surgery	7.77	14.74	$120.79
28630	0	TREAT TOE DISLOCATION	Surgery	1.70	1.17	$120.79
28635	0	TREAT TOE DISLOCATION	Surgery	1.91	1.52	$120.79
28636	0	TREAT TOE DISLOCATION	Surgery	2.77	2.72	$120.79
28645	0	REPAIR TOE DISLOCATION	Surgery	4.22	5.63	$120.79
28660	0	TREAT TOE DISLOCATION	Surgery	1.23	2.26	$120.79
28665	0	TREAT TOE DISLOCATION	Surgery	1.92	1.57	$120.79
28666	0	TREAT TOE DISLOCATION	Surgery	2.66	2.59	$120.79
28675	0	REPAIR OF TOE DISLOCATION	Surgery	2.92	7.22	$120.79
28705	0	FUSION OF FOOT BONES	Surgery	15.21	14.15	$120.79
28715	0	FUSION OF FOOT BONES	Surgery	13.10	12.41	$120.79
28725	0	FUSION OF FOOT BONES	Surgery	11.61	10.39	$120.79
28730	0	FUSION OF FOOT BONES	Surgery	10.76	9.71	$120.79
28735	0	FUSION OF FOOT BONES	Surgery	10.85	10.04	$120.79
28737	0	REVISION OF FOOT BONES	Surgery	9.64	9.34	$120.79
28740	0	FUSION OF FOOT BONES	Surgery	8.02	6.78	$120.79
28750	0	FUSION OF BIG TOE JOINT	Surgery	7.30	6.80	$120.79
28755	0	FUSION OF BIG TOE JOINT	Surgery	4.74	4.71	$120.79
28760	0	FUSION OF BIG TOE JOINT	Surgery	7.75	6.25	$120.79
28800	0	AMPUTATION OF MIDFOOT	Surgery	8.21	7.59	$120.79
28805	0	AMPUTATION THRU METATARSAL	Surgery	8.39	7.34	$120.79
28810	0	AMPUTATION TOE & METATARSAL	Surgery	6.21	5.47	$120.79
28820	0	AMPUTATION OF TOE	Surgery	4.41	4.39	$120.79
28825	0	PARTIAL AMPUTATION OF TOE	Surgery	3.59	4.09	$120.79
29000	0	APPLICATION OF BODY CAST	Surgery	2.25	5.93	$120.79
29010	0	APPLICATION OF BODY CAST	Surgery	2.06	6.21	$120.79
29015	0	APPLICATION OF BODY CAST	Surgery	2.41	5.75	$120.79
29020	0	APPLICATION OF BODY CAST	Surgery	2.11	5.44	$120.79
29025	0	APPLICATION OF BODY CAST	Surgery	2.40	6.29	$120.79
29035	0	APPLICATION OF BODY CAST	Surgery	1.77	7.04	$120.79
29040	0	APPLICATION OF BODY CAST	Surgery	2.22	5.40	$120.79
29044	0	APPLICATION OF BODY CAST	Surgery	2.12	8.61	$120.79
29046	0	APPLICATION OF BODY CAST	Surgery	2.41	8.70	$120.79
29049	0	APPLICATION OF FIGURE EIGHT	Surgery	0.89	3.18	$120.79
29055	0	APPLICATION OF SHOULDER CAST	Surgery	1.78	5.42	$120.79
29058	0	APPLICATION OF SHOULDER CAST	Surgery	1.31	3.58	$120.79
29065	0	APPLICATION OF LONG ARM CAST	Surgery	0.87	0.44	$120.79
29075	0	APPLICATION OF FOREARM CAST	Surgery	0.77	0.35	$120.79
29085	0	APPLY HAND/WRIST CAST	Surgery	0.87	0.33	$120.79
29105	0	APPLY LONG ARM SPLINT	Surgery	0.87	0.28	$120.79
29125	0	APPLY FOREARM SPLINT	Surgery	0.59	0.19	$120.79
29126	0	APPLY FOREARM SPLINT	Surgery	0.77	0.23	$120.79
29130	0	APPLICATION OF FINGER SPLINT	Surgery	0.50	0.12	$120.79
29131	0	APPLICATION OF FINGER SPLINT	Surgery	0.55	0.21	$120.79
29200	0	STRAPPING OF CHEST	Surgery	0.65	0.16	$120.79
29220	0	STRAPPING OF LOW BACK	Surgery	0.64	0.24	$120.79
29240	0	STRAPPING OF SHOULDER	Surgery	0.71	0.24	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
29260	0	STRAPPING OF ELBOW OR WRIST	Surgery	0.55	0.14	$120.79
29280	0	STRAPPING OF HAND OR FINGER	Surgery	0.51	0.13	$120.79
29305	0	APPLICATION OF HIP CAST	Surgery	2.03	6.94	$120.79
29325	0	APPLICATION OF HIP CASTS	Surgery	2.32	5.65	$120.79
29345	0	APPLICATION OF LONG LEG CAST	Surgery	1.40	0.64	$120.79
29355	0	APPLICATION OF LONG LEG CAST	Surgery	1.53	3.43	$120.79
29358	0	APPLY LONG LEG CAST BRACE	Surgery	1.43	4.01	$120.79
29365	0	APPLICATION OF LONG LEG CAST	Surgery	1.18	0.54	$120.79
29405	0	APPLY SHORT LEG CAST	Surgery	0.86	0.42	$120.79
29425	0	APPLY SHORT LEG CAST	Surgery	1.01	2.37	$120.79
29435	0	APPLY SHORT LEG CAST	Surgery	1.18	3.72	$120.79
29440	0	ADDITION OF WALKER TO CAST	Surgery	0.57	1.26	$120.79
29445	0	APPLY RIGID LEG CAST	Surgery	1.78	1.29	$120.79
29450	0	APPLICATION OF LEG CAST	Surgery	1.02	1.64	$120.79
29505	0	APPLICATION, LONG LEG SPLINT	Surgery	0.69	0.42	$120.79
29515	0	APPLICATION LOWER LEG SPLINT	Surgery	0.73	0.24	$120.79
29520	0	STRAPPING OF HIP	Surgery	0.54	0.24	$120.79
29530	0	STRAPPING OF KNEE	Surgery	0.57	0.27	$120.79
29540	0	STRAPPING OF ANKLE	Surgery	0.51	0.17	$120.79
29550	0	STRAPPING OF TOES	Surgery	0.47	0.17	$120.79
29580	0	APPLICATION OF PASTE BOOT	Surgery	0.57	0.21	$120.79
29590	0	APPLICATION OF FOOT SPLINT	Surgery	0.76	0.21	$120.79
29700	0	REMOVAL/REVISION OF CAST	Surgery	0.57	0.54	$120.79
29705	0	REMOVAL/REVISION OF CAST	Surgery	0.76	0.63	$120.79
29710	0	REMOVAL/REVISION OF CAST	Surgery	1.34	0.98	$120.79
29715	0	REMOVAL/REVISION OF CAST	Surgery	0.94	2.76	$120.79
29720	0	REPAIR OF BODY CAST	Surgery	0.68	2.31	$120.79
29730	0	WINDOWING OF CAST	Surgery	0.75	0.57	$120.79
29740	0	WEDGING OF CAST	Surgery	1.12	1.70	$120.79
29750	0	WEDGING OF CLUBFOOT CAST	Surgery	1.26	1.40	$120.79
29800	0	JAW ARTHROSCOPY/SURGERY	Surgery	6.43	5.80	$120.79
29804	0	JAW ARTHROSCOPY/SURGERY	Surgery	8.14	9.02	$120.79
29815	0	SHOULDER ARTHROSCOPY	Surgery	5.89	5.94	$120.79
29819	0	SHOULDER ARTHROSCOPY/SURGERY	Surgery	7.62	8.78	$120.79
29820	0	SHOULDER ARTHROSCOPY/SURGERY	Surgery	7.07	8.51	$120.79
29821	0	SHOULDER ARTHROSCOPY/SURGERY	Surgery	7.72	8.82	$120.79
29822	0	SHOULDER ARTHROSCOPY/SURGERY	Surgery	7.43	8.83	$120.79
29823	0	SHOULDER ARTHROSCOPY/SURGERY	Surgery	8.17	9.39	$120.79
29825	0	SHOULDER ARTHROSCOPY/SURGERY	Surgery	7.62	8.82	$120.79
29826	0	SHOULDER ARTHROSCOPY/SURGERY	Surgery	8.99	10.13	$120.79
29830	0	ELBOW ARTHROSCOPY	Surgery	5.76	5.52	$120.79
29834	0	ELBOW ARTHROSCOPY/SURGERY	Surgery	6.28	6.27	$120.79
29835	0	ELBOW ARTHROSCOPY/SURGERY	Surgery	6.48	6.49	$120.79
29836	0	ELBOW ARTHROSCOPY/SURGERY	Surgery	7.55	7.13	$120.79
29837	0	ELBOW ARTHROSCOPY/SURGERY	Surgery	6.87	6.67	$120.79
29838	0	ELBOW ARTHROSCOPY/SURGERY	Surgery	7.71	7.18	$120.79
29840	0	WRIST ARTHROSCOPY	Surgery	5.54	5.20	$120.79
29843	0	WRIST ARTHROSCOPY/SURGERY	Surgery	6.01	6.52	$120.79
29844	0	WRIST ARTHROSCOPY/SURGERY	Surgery	6.37	6.86	$120.79
29845	0	WRIST ARTHROSCOPY/SURGERY	Surgery	7.52	7.53	$120.79
29846	0	WRIST ARTHROSCOPY/SURGERY	Surgery	6.75	8.80	$120.79
29847	0	WRIST ARTHROSCOPY/SURGERY	Surgery	7.08	8.94	$120.79
29848	0	WRIST ENDOSCOPY/SURGERY	Surgery	5.44	5.50	$120.79
29850	0	KNEE ARTHROSCOPY/SURGERY	Surgery	8.19	5.73	$120.79
29851	0	KNEE ARTHROSCOPY/SURGERY	Surgery	13.10	11.36	$120.79
29855	0	TIBIAL ARTHROSCOPY/SURGERY	Surgery	10.62	11.17	$120.79
29856	0	TIBIAL ARTHROSCOPY/SURGERY	Surgery	14.14	12.36	$120.79
29860	0	HIP ARTHROSCOPY, DX	Surgery	8.05	6.13	$120.79
29861	0	HIP ARTHROSCOPY/SURGERY	Surgery	9.15	9.18	$120.79
29862	0	HIP ARTHROSCOPY/SURGERY	Surgery	9.90	9.76	$120.79
29863	0	HIP ARTHROSCOPY/SURGERY	Surgery	9.90	9.16	$120.79
29870	0	KNEE ARTHROSCOPY, DX	Surgery	5.07	4.86	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
29871	0	KNEE ARTHROSCOPY/DRAINAGE	Surgery	6.55	7.19	$120.79
29874	0	KNEE ARTHROSCOPY/SURGERY	Surgery	7.05	7.63	$120.79
29875	0	KNEE ARTHROSCOPY/SURGERY	Surgery	6.31	7.04	$120.79
29876	0	KNEE ARTHROSCOPY/SURGERY	Surgery	7.92	8.66	$120.79
29877	0	KNEE ARTHROSCOPY/SURGERY	Surgery	7.35	7.96	$120.79
29879	0	KNEE ARTHROSCOPY/SURGERY	Surgery	8.04	8.54	$120.79
29880	0	KNEE ARTHROSCOPY/SURGERY	Surgery	8.50	8.96	$120.79
29881	0	KNEE ARTHROSCOPY/SURGERY	Surgery	7.76	8.32	$120.79
29882	0	KNEE ARTHROSCOPY/SURGERY	Surgery	8.65	9.06	$120.79
29883	0	KNEE ARTHROSCOPY/SURGERY	Surgery	9.46	9.78	$120.79
29884	0	KNEE ARTHROSCOPY/SURGERY	Surgery	7.33	8.31	$120.79
29885	0	KNEE ARTHROSCOPY/SURGERY	Surgery	9.09	8.86	$120.79
29886	0	KNEE ARTHROSCOPY/SURGERY	Surgery	7.54	7.52	$120.79
29887	0	KNEE ARTHROSCOPY/SURGERY	Surgery	9.04	9.69	$120.79
29888	0	KNEE ARTHROSCOPY/SURGERY	Surgery	13.90	14.14	$120.79
29889	0	KNEE ARTHROSCOPY/SURGERY	Surgery	15.13	11.84	$120.79
29891	0	ANKLE ARTHROSCOPY/SURGERY	Surgery	8.40	8.87	$120.79
29892	0	ANKLE ARTHROSCOPY/SURGERY	Surgery	9.00	9.11	$120.79
29893	0	SCOPE, PLANTAR FASCIOTOMY	Surgery	5.22	5.13	$120.79
29894	0	ANKLE ARTHROSCOPY/SURGERY	Surgery	7.21	7.83	$120.79
29895	0	ANKLE ARTHROSCOPY/SURGERY	Surgery	6.99	7.79	$120.79
29897	0	ANKLE ARTHROSCOPY/SURGERY	Surgery	7.18	8.07	$120.79
29898	0	ANKLE ARTHROSCOPY/SURGERY	Surgery	8.32	8.74	$120.79
30000	0	DRAINAGE OF NOSE LESION	Surgery	1.43	1.37	$120.79
30020	0	DRAINAGE OF NOSE LESION	Surgery	1.43	1.49	$120.79
30100	0	INTRANASAL BIOPSY	Surgery	0.94	0.94	$120.79
30110	0	REMOVAL OF NOSE POLYP(S)	Surgery	1.63	1.83	$120.79
30115	0	REMOVAL OF NOSE POLYP(S)	Surgery	4.35	3.52	$120.79
30117	0	REMOVAL OF INTRANASAL LESION	Surgery	3.16	2.97	$120.79
30118	0	REMOVAL OF INTRANASAL LESION	Surgery	9.69	8.21	$120.79
30120	0	REVISION OF NOSE	Surgery	5.27	5.70	$120.79
30124	0	REMOVAL OF NOSE LESION	Surgery	3.10	1.85	$120.79
30125	0	REMOVAL OF NOSE LESION	Surgery	7.16	5.97	$120.79
30130	0	REMOVAL OF TURBINATE BONES	Surgery	3.38	2.65	$120.79
30140	0	REMOVAL OF TURBINATE BONES	Surgery	3.43	3.59	$120.79
30150	0	PARTIAL REMOVAL OF NOSE	Surgery	9.14	8.04	$120.79
30160	0	REMOVAL OF NOSE	Surgery	9.58	9.56	$120.79
30200	0	INJECTION TREATMENT OF NOSE	Surgery	0.78	0.71	$120.79
30210	0	NASAL SINUS THERAPY	Surgery	1.08	1.01	$120.79
30220	0	INSERT NASAL SEPTAL BUTTON	Surgery	1.54	0.86	$120.79
30300	0	REMOVE NASAL FOREIGN BODY	Surgery	1.04	1.33	$120.79
30310	0	REMOVE NASAL FOREIGN BODY	Surgery	1.96	1.76	$120.79
30320	0	REMOVE NASAL FOREIGN BODY	Surgery	4.52	4.68	$120.79
30400	0	RECONSTRUCTION OF NOSE	Surgery	9.83	9.37	$120.79
30410	0	RECONSTRUCTION OF NOSE	Surgery	12.98	12.55	$120.79
30420	0	RECONSTRUCTION OF NOSE	Surgery	15.88	15.23	$120.79
30430	0	REVISION OF NOSE	Surgery	7.21	6.39	$120.79
30435	0	REVISION OF NOSE	Surgery	11.71	10.09	$120.79
30450	0	REVISION OF NOSE	Surgery	18.65	12.54	$120.79
30460	0	REVISION OF NOSE	Surgery	9.96	8.64	$120.79
30462	0	REVISION OF NOSE	Surgery	19.57	15.64	$120.79
30520	0	REPAIR OF NASAL SEPTUM	Surgery	5.70	6.01	$120.79
30540	0	REPAIR NASAL DEFECT	Surgery	7.75	6.32	$120.79
30545	0	REPAIR NASAL DEFECT	Surgery	11.38	10.04	$120.79
30560	0	RELEASE OF NASAL ADHESIONS	Surgery	1.26	1.27	$120.79
30580	0	REPAIR UPPER JAW FISTULA	Surgery	6.69	4.00	$120.79
30600	0	REPAIR MOUTH/NOSE FISTULA	Surgery	6.02	4.10	$120.79
30620	0	INTRANASAL RECONSTRUCTION	Surgery	5.97	6.39	$120.79
30630	0	REPAIR NASAL SEPTUM DEFECT	Surgery	7.12	6.54	$120.79
30801	0	CAUTERIZATION, INNER NOSE	Surgery	1.09	1.33	$120.79
30802	0	CAUTERIZATION, INNER NOSE	Surgery	2.03	1.72	$120.79
30901	0	CONTROL OF NOSEBLEED	Surgery	1.21	1.25	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
30903	0	CONTROL OF NOSEBLEED	Surgery	1.54	0.72	$120.79
30905	0	CONTROL OF NOSEBLEED	Surgery	1.97	1.38	$120.79
30906	0	REPEAT CONTROL OF NOSEBLEED	Surgery	2.45	1.23	$120.79
30915	0	LIGATION, NASAL SINUS ARTERY	Surgery	7.20	5.82	$120.79
30920	0	LIGATION, UPPER JAW ARTERY	Surgery	9.83	9.07	$120.79
30930	0	THERAPY, FRACTURE OF NOSE	Surgery	1.26	1.26	$120.79
31000	0	IRRIGATION, MAXILLARY SINUS	Surgery	1.15	1.23	$120.79
31002	0	IRRIGATION, SPHENOID SINUS	Surgery	1.91	1.14	$120.79
31020	0	EXPLORATION, MAXILLARY SINUS	Surgery	2.94	3.03	$120.79
31030	0	EXPLORATION, MAXILLARY SINUS	Surgery	5.92	5.72	$120.79
31032	0	EXPLORE SINUS,REMOVE POLYPS	Surgery	6.57	6.68	$120.79
31040	0	EXPLORATION BEHIND UPPER JAW	Surgery	9.42	7.44	$120.79
31050	0	EXPLORATION, SPHENOID SINUS	Surgery	5.28	5.44	$120.79
31051	0	SPHENOID SINUS SURGERY	Surgery	7.11	7.21	$120.79
31070	0	EXPLORATION OF FRONTAL SINUS	Surgery	4.28	4.72	$120.79
31075	0	EXPLORATION OF FRONTAL SINUS	Surgery	9.16	9.28	$120.79
31080	0	REMOVAL OF FRONTAL SINUS	Surgery	11.42	9.18	$120.79
31081	0	REMOVAL OF FRONTAL SINUS	Surgery	12.75	10.14	$120.79
31084	0	REMOVAL OF FRONTAL SINUS	Surgery	13.51	12.97	$120.79
31085	0	REMOVAL OF FRONTAL SINUS	Surgery	14.20	13.56	$120.79
31086	0	REMOVAL OF FRONTAL SINUS	Surgery	12.86	10.75	$120.79
31087	0	REMOVAL OF FRONTAL SINUS	Surgery	13.10	10.40	$120.79
31090	0	EXPLORATION OF SINUSES	Surgery	9.53	9.73	$120.79
31200	0	REMOVAL OF ETHMOID SINUS	Surgery	4.97	5.27	$120.79
31201	0	REMOVAL OF ETHMOID SINUS	Surgery	8.37	7.31	$120.79
31205	0	REMOVAL OF ETHMOID SINUS	Surgery	10.24	8.50	$120.79
31225	0	REMOVAL OF UPPER JAW	Surgery	19.23	17.61	$120.79
31230	0	REMOVAL OF UPPER JAW	Surgery	21.94	19.75	$120.79
31231	0	NASAL ENDOSCOPY, DX	Surgery	1.10	1.60	$120.79
31233	0	NASAL/SINUS ENDOSCOPY, DX	Surgery	2.18	1.40	$120.79
31235	0	NASAL/SINUS ENDOSCOPY, DX	Surgery	2.64	1.43	$120.79
31237	0	NASAL/SINUS ENDOSCOPY, SURG	Surgery	2.98	1.74	$120.79
31238	0	NASAL/SINUS ENDOSCOPY, SURG	Surgery	3.26	1.93	$120.79
31239	0	NASAL/SINUS ENDOSCOPY, SURG	Surgery	8.70	8.47	$120.79
31240	0	NASAL/SINUS ENDOSCOPY, SURG	Surgery	2.61	2.30	$120.79
31254	0	REVISION OF ETHMOID SINUS	Surgery	4.65	4.15	$120.79
31255	0	REMOVAL OF ETHMOID SINUS	Surgery	6.96	6.21	$120.79
31256	0	EXPLORATION MAXILLARY SINUS	Surgery	3.29	2.94	$120.79
31267	0	ENDOSCOPY, MAXILLARY SINUS	Surgery	5.46	4.45	$120.79
31276	0	SINUS ENDOSCOPY, SURGICAL	Surgery	8.85	6.21	$120.79
31287	0	NASAL/SINUS ENDOSCOPY, SURG	Surgery	3.92	3.50	$120.79
31288	0	NASAL/SINUS ENDOSCOPY, SURG	Surgery	4.58	4.09	$120.79
31290	0	NASAL/SINUS ENDOSCOPY, SURG	Surgery	17.24	14.70	$120.79
31291	0	NASAL/SINUS ENDOSCOPY, SURG	Surgery	18.19	15.33	$120.79
31292	0	NASAL/SINUS ENDOSCOPY, SURG	Surgery	14.76	12.27	$120.79
31293	0	NASAL/SINUS ENDOSCOPY, SURG	Surgery	16.21	13.28	$120.79
31294	0	NASAL/SINUS ENDOSCOPY, SURG	Surgery	19.06	15.29	$120.79
31300	0	REMOVAL OF LARYNX LESION	Surgery	14.29	14.13	$120.79
31320	0	DIAGNOSTIC INCISION, LARYNX	Surgery	5.26	7.53	$120.79
31360	0	REMOVAL OF LARYNX	Surgery	17.08	18.72	$120.79
31365	0	REMOVAL OF LARYNX	Surgery	24.16	24.94	$120.79
31367	0	PARTIAL REMOVAL OF LARYNX	Surgery	21.86	20.03	$120.79
31368	0	PARTIAL REMOVAL OF LARYNX	Surgery	27.09	27.25	$120.79
31370	0	PARTIAL REMOVAL OF LARYNX	Surgery	21.38	19.99	$120.79
31375	0	PARTIAL REMOVAL OF LARYNX	Surgery	20.21	17.48	$120.79
31380	0	PARTIAL REMOVAL OF LARYNX	Surgery	20.21	18.86	$120.79
31382	0	PARTIAL REMOVAL OF LARYNX	Surgery	20.52	19.39	$120.79
31390	0	REMOVAL OF LARYNX & PHARYNX	Surgery	27.53	27.59	$120.79
31395	0	RECONSTRUCT LARYNX & PHARYNX	Surgery	31.09	33.41	$120.79
31400	0	REVISION OF LARYNX	Surgery	10.31	10.97	$120.79
31420	0	REMOVAL OF EPIGLOTTIS	Surgery	10.22	11.06	$120.79
31500	0	INSERT EMERGENCY AIRWAY	Surgery	2.33	0.90	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
31502	0	CHANGE OF WINDPIPE AIRWAY	Surgery	0.65	1.11	$120.79
31505	0	DIAGNOSTIC LARYNGOSCOPY	Surgery	0.61	0.98	$120.79
31510	0	LARYNGOSCOPY WITH BIOPSY	Surgery	1.92	0.81	$120.79
31511	0	REMOVE FOREIGN BODY, LARYNX	Surgery	2.16	0.93	$120.79
31512	0	REMOVAL OF LARYNX LESION	Surgery	2.07	1.54	$120.79
31513	0	INJECTION INTO VOCAL CORD	Surgery	2.10	1.88	$120.79
31515	0	LARYNGOSCOPY FOR ASPIRATION	Surgery	1.80	1.00	$120.79
31520	0	DIAGNOSTIC LARYNGOSCOPY	Surgery	2.56	1.56	$120.79
31525	0	DIAGNOSTIC LARYNGOSCOPY	Surgery	2.63	1.33	$120.79
31526	0	DIAGNOSTIC LARYNGOSCOPY	Surgery	2.57	2.29	$120.79
31527	0	LARYNGOSCOPY FOR TREATMENT	Surgery	3.27	2.46	$120.79
31528	0	LARYNGOSCOPY AND DILATATION	Surgery	2.37	2.05	$120.79
31529	0	LARYNGOSCOPY AND DILATATION	Surgery	2.68	2.07	$120.79
31530	0	OPERATIVE LARYNGOSCOPY	Surgery	3.39	2.84	$120.79
31531	0	OPERATIVE LARYNGOSCOPY	Surgery	3.59	3.21	$120.79
31535	0	OPERATIVE LARYNGOSCOPY	Surgery	3.16	2.80	$120.79
31536	0	OPERATIVE LARYNGOSCOPY	Surgery	3.56	3.17	$120.79
31540	0	OPERATIVE LARYNGOSCOPY	Surgery	4.13	3.68	$120.79
31541	0	OPERATIVE LARYNGOSCOPY	Surgery	4.53	3.80	$120.79
31560	0	OPERATIVE LARYNGOSCOPY	Surgery	5.46	4.28	$120.79
31561	0	OPERATIVE LARYNGOSCOPY	Surgery	6.00	5.14	$120.79
31570	0	LARYNGOSCOPY WITH INJECTION	Surgery	3.87	2.26	$120.79
31571	0	LARYNGOSCOPY WITH INJECTION	Surgery	4.27	3.68	$120.79
31575	0	DIAGNOSTIC LARYNGOSCOPY	Surgery	1.10	1.74	$120.79
31576	0	LARYNGOSCOPY WITH BIOPSY	Surgery	1.97	1.73	$120.79
31577	0	REMOVE FOREIGN BODY, LARYNX	Surgery	2.47	2.14	$120.79
31578	0	REMOVAL OF LARYNX LESION	Surgery	2.84	2.17	$120.79
31579	0	DIAGNOSTIC LARYNGOSCOPY	Surgery	2.26	2.55	$120.79
31580	0	REVISION OF LARYNX	Surgery	12.38	14.30	$120.79
31582	0	REVISION OF LARYNX	Surgery	21.62	19.60	$120.79
31584	0	TREAT LARYNX FRACTURE	Surgery	19.64	15.54	$120.79
31585	0	TREAT LARYNX FRACTURE	Surgery	4.64	5.81	$120.79
31586	0	TREAT LARYNX FRACTURE	Surgery	8.03	9.08	$120.79
31587	0	REVISION OF LARYNX	Surgery	11.99	10.16	$120.79
31588	0	REVISION OF LARYNX	Surgery	13.11	13.37	$120.79
31590	0	REINNERVATE LARYNX	Surgery	6.97	8.27	$120.79
31595	0	LARYNX NERVE SURGERY	Surgery	8.34	8.62	$120.79
31600	0	INCISION OF WINDPIPE	Surgery	3.62	2.99	$120.79
31601	0	INCISION OF WINDPIPE	Surgery	4.45	3.80	$120.79
31603	0	INCISION OF WINDPIPE	Surgery	4.15	3.26	$120.79
31605	0	INCISION OF WINDPIPE	Surgery	3.58	2.81	$120.79
31610	0	INCISION OF WINDPIPE	Surgery	8.76	8.58	$120.79
31611	0	SURGERY/SPEECH PROSTHESIS	Surgery	5.64	7.90	$120.79
31612	0	PUNCTURE/CLEAR WINDPIPE	Surgery	0.91	0.73	$120.79
31613	0	REPAIR WINDPIPE OPENING	Surgery	4.59	5.28	$120.79
31614	0	REPAIR WINDPIPE OPENING	Surgery	7.12	9.08	$120.79
31615	0	VISUALIZATION OF WINDPIPE	Surgery	2.09	1.54	$120.79
31622	0	DX BRONCHOSCOPE/WASH	Surgery	2.78	2.13	$120.79
31623	0	DX BRONCHOSCOPE/BRUSH	Surgery	2.88	2.15	$120.79
31624	0	DX BRONCHOSCOPE/LAVAGE	Surgery	2.88	2.15	$120.79
31625	0	BRONCHOSCOPY WITH BIOPSY	Surgery	3.37	2.55	$120.79
31628	0	BRONCHOSCOPY WITH BIOPSY	Surgery	3.81	2.85	$120.79
31629	0	BRONCHOSCOPY WITH BIOPSY	Surgery	3.37	2.53	$120.79
31630	0	BRONCHOSCOPY WITH REPAIR	Surgery	3.82	2.83	$120.79
31631	0	BRONCHOSCOPY WITH DILATION	Surgery	4.37	2.96	$120.79
31635	0	REMOVE FOREIGN BODY, AIRWAY	Surgery	3.68	2.87	$120.79
31640	0	BRONCHOSCOPY & REMOVE LESION	Surgery	4.94	3.76	$120.79
31641	0	BRONCHOSCOPY, TREAT BLOCKAGE	Surgery	5.03	3.89	$120.79
31643	0	DIAG BRONCHOSCOPE/CATHETER	Surgery	3.50	2.31	$120.79
31645	0	BRONCHOSCOPY, CLEAR AIRWAYS	Surgery	3.16	2.38	$120.79
31646	0	BRONCHOSCOPY, RECLEAR AIRWAY	Surgery	2.72	2.05	$120.79
31656	0	BRONCHOSCOPY, INJ FOR XRAY	Surgery	2.17	1.59	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
31700	0	INSERTION OF AIRWAY CATHETER	Surgery	1.34	0.94	$120.79
31708	0	INSTILL AIRWAY CONTRAST DYE	Surgery	1.41	0.63	$120.79
31710	0	INSERTION OF AIRWAY CATHETER	Surgery	1.30	0.69	$120.79
31715	0	INJECTION FOR BRONCHUS X-RAY	Surgery	1.11	0.41	$120.79
31717	0	BRONCHIAL BRUSH BIOPSY	Surgery	2.12	0.73	$120.79
31720	0	CLEARANCE OF AIRWAYS	Surgery	1.06	0.57	$120.79
31725	0	CLEARANCE OF AIRWAYS	Surgery	1.96	1.09	$120.79
31730	0	INTRO, WINDPIPE WIRE/TUBE	Surgery	2.85	1.84	$120.79
31750	0	REPAIR OF WINDPIPE	Surgery	13.02	11.99	$120.79
31755	0	REPAIR OF WINDPIPE	Surgery	15.93	15.77	$120.79
31760	0	REPAIR OF WINDPIPE	Surgery	22.35	13.01	$120.79
31766	0	RECONSTRUCTION OF WINDPIPE	Surgery	30.43	18.45	$120.79
31770	0	REPAIR/GRAFT OF BRONCHUS	Surgery	22.51	16.69	$120.79
31775	0	RECONSTRUCT BRONCHUS	Surgery	23.54	18.51	$120.79
31780	0	RECONSTRUCT WINDPIPE	Surgery	17.72	16.41	$120.79
31781	0	RECONSTRUCT WINDPIPE	Surgery	23.53	17.64	$120.79
31785	0	REMOVE WINDPIPE LESION	Surgery	17.23	11.43	$120.79
31786	0	REMOVE WINDPIPE LESION	Surgery	23.98	16.43	$120.79
31800	0	REPAIR OF WINDPIPE INJURY	Surgery	7.43	6.11	$120.79
31805	0	REPAIR OF WINDPIPE INJURY	Surgery	13.13	11.85	$120.79
31820	0	CLOSURE OF WINDPIPE LESION	Surgery	4.49	5.57	$120.79
31825	0	REPAIR OF WINDPIPE DEFECT	Surgery	6.81	7.65	$120.79
31830	0	REVISE WINDPIPE SCAR	Surgery	4.50	5.59	$120.79
32000	0	DRAINAGE OF CHEST	Surgery	1.54	0.73	$120.79
32002	0	TREATMENT OF COLLAPSED LUNG	Surgery	2.19	1.06	$120.79
32005	0	TREAT LUNG LINING CHEMICALLY	Surgery	2.19	0.98	$120.79
32020	0	INSERTION OF CHEST TUBE	Surgery	3.98	2.14	$120.79
32035	0	EXPLORATION OF CHEST	Surgery	8.67	8.94	$120.79
32036	0	EXPLORATION OF CHEST	Surgery	9.68	9.76	$120.79
32095	0	BIOPSY THROUGH CHEST WALL	Surgery	8.36	9.94	$120.79
32100	0	EXPLORATION/BIOPSY OF CHEST	Surgery	11.84	12.16	$120.79
32110	0	EXPLORE/REPAIR CHEST	Surgery	13.62	12.51	$120.79
32120	0	RE-EXPLORATION OF CHEST	Surgery	11.54	11.49	$120.79
32124	0	EXPLORE CHEST FREE ADHESIONS	Surgery	12.72	11.71	$120.79
32140	0	REMOVAL OF LUNG LESION(S)	Surgery	13.93	13.58	$120.79
32141	0	REMOVE/TREAT LUNG LESIONS	Surgery	14.00	13.05	$120.79
32150	0	REMOVAL OF LUNG LESION(S)	Surgery	14.15	12.00	$120.79
32151	0	REMOVE LUNG FOREIGN BODY	Surgery	14.21	12.01	$120.79
32160	0	OPEN CHEST HEART MASSAGE	Surgery	9.30	8.76	$120.79
32200	0	DRAIN, OPEN, LUNG LESION	Surgery	15.29	9.19	$120.79
32201	0	DRAIN, PERCUT, LUNG LESION	Surgery	4.00	4.47	$120.79
32215	0	TREAT CHEST LINING	Surgery	11.33	10.58	$120.79
32220	0	RELEASE OF LUNG	Surgery	19.27	16.63	$120.79
32225	0	PARTIAL RELEASE OF LUNG	Surgery	13.96	13.11	$120.79
32310	0	REMOVAL OF CHEST LINING	Surgery	13.44	12.65	$120.79
32320	0	FREE/REMOVE CHEST LINING	Surgery	20.54	17.57	$120.79
32400	0	NEEDLE BIOPSY CHEST LINING	Surgery	1.76	1.07	$120.79
32402	0	OPEN BIOPSY CHEST LINING	Surgery	7.56	9.63	$120.79
32405	0	BIOPSY, LUNG OR MEDIASTINUM	Surgery	1.93	1.42	$120.79
32420	0	PUNCTURE/CLEAR LUNG	Surgery	2.18	1.14	$120.79
32440	0	REMOVAL OF LUNG	Surgery	21.02	18.13	$120.79
32442	0	SLEEVE PNEUMONECTOMY	Surgery	26.24	18.04	$120.79
32445	0	REMOVAL OF LUNG	Surgery	25.09	19.38	$120.79
32480	0	PARTIAL REMOVAL OF LUNG	Surgery	18.32	16.29	$120.79
32482	0	BILOBECTOMY	Surgery	19.71	16.86	$120.79
32484	0	SEGMENTECTOMY	Surgery	20.69	17.02	$120.79
32486	0	SLEEVE LOBECTOMY	Surgery	23.92	17.90	$120.79
32488	0	COMPLETION PNEUMONECTOMY	Surgery	25.71	18.70	$120.79
32491	0	LUNG VOLUME REDUCTION	Surgery	21.25	16.45	$120.79
32500	0	PARTIAL REMOVAL OF LUNG	Surgery	14.30	14.15	$120.79
32501	0	REPAIR BRONCHUS ADD-ON	Surgery	4.69	3.28	$120.79
32520	0	REMOVE LUNG & REVISE CHEST	Surgery	21.68	19.54	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
32522	0	REMOVE LUNG & REVISE CHEST	Surgery	24.20	20.54	$120.79
32525	0	REMOVE LUNG & REVISE CHEST	Surgery	26.50	21.66	$120.79
32540	0	REMOVAL OF LUNG LESION	Surgery	14.64	13.28	$120.79
32601	0	THORACOSCOPY, DIAGNOSTIC	Surgery	5.46	4.22	$120.79
32602	0	THORACOSCOPY, DIAGNOSTIC	Surgery	5.96	4.53	$120.79
32603	0	THORACOSCOPY, DIAGNOSTIC	Surgery	7.81	4.70	$120.79
32604	0	THORACOSCOPY, DIAGNOSTIC	Surgery	8.78	5.21	$120.79
32605	0	THORACOSCOPY, DIAGNOSTIC	Surgery	6.93	4.72	$120.79
32606	0	THORACOSCOPY, DIAGNOSTIC	Surgery	8.40	5.03	$120.79
32650	0	THORACOSCOPY, SURGICAL	Surgery	10.75	9.74	$120.79
32651	0	THORACOSCOPY, SURGICAL	Surgery	12.91	12.04	$120.79
32652	0	THORACOSCOPY, SURGICAL	Surgery	18.66	15.74	$120.79
32653	0	THORACOSCOPY, SURGICAL	Surgery	12.87	11.59	$120.79
32654	0	THORACOSCOPY, SURGICAL	Surgery	12.44	10.98	$120.79
32655	0	THORACOSCOPY, SURGICAL	Surgery	13.10	12.92	$120.79
32656	0	THORACOSCOPY, SURGICAL	Surgery	12.91	13.26	$120.79
32657	0	THORACOSCOPY, SURGICAL	Surgery	13.65	13.36	$120.79
32658	0	THORACOSCOPY, SURGICAL	Surgery	11.63	12.88	$120.79
32659	0	THORACOSCOPY, SURGICAL	Surgery	11.59	12.89	$120.79
32660	0	THORACOSCOPY, SURGICAL	Surgery	17.43	18.72	$120.79
32661	0	THORACOSCOPY, SURGICAL	Surgery	13.25	11.58	$120.79
32662	0	THORACOSCOPY, SURGICAL	Surgery	16.44	14.70	$120.79
32663	0	THORACOSCOPY, SURGICAL	Surgery	18.47	16.46	$120.79
32664	0	THORACOSCOPY, SURGICAL	Surgery	14.20	11.36	$120.79
32665	0	THORACOSCOPY, SURGICAL	Surgery	15.54	13.56	$120.79
32800	0	REPAIR LUNG HERNIA	Surgery	13.69	11.39	$120.79
32810	0	CLOSE CHEST AFTER DRAINAGE	Surgery	13.05	9.96	$120.79
32815	0	CLOSE BRONCHIAL FISTULA	Surgery	23.15	17.48	$120.79
32820	0	RECONSTRUCT INJURED CHEST	Surgery	21.48	18.12	$120.79
32851	0	LUNG TRANSPLANT, SINGLE	Surgery	38.63	26.61	$120.79
32852	0	LUNG TRANSPLANT WITH BYPASS	Surgery	41.80	28.28	$120.79
32853	0	LUNG TRANSPLANT, DOUBLE	Surgery	47.81	31.83	$120.79
32854	0	LUNG TRANSPLANT WITH BYPASS	Surgery	50.98	34.05	$120.79
32900	0	REMOVAL OF RIB(S)	Surgery	20.27	12.15	$120.79
32905	0	REVISE & REPAIR CHEST WALL	Surgery	20.75	14.45	$120.79
32906	0	REVISE & REPAIR CHEST WALL	Surgery	26.77	17.61	$120.79
32940	0	REVISION OF LUNG	Surgery	19.43	13.53	$120.79
32960	0	THERAPEUTIC PNEUMOTHORAX	Surgery	1.84	1.46	$120.79
32997	0	TOTAL LUNG LAVAGE	Surgery	6.00	2.28	$120.79
33010	0	DRAINAGE OF HEART SAC	Surgery	2.24	1.26	$120.79
33011	0	REPEAT DRAINAGE OF HEART SAC	Surgery	2.24	0.73	$120.79
33015	0	INCISION OF HEART SAC	Surgery	6.80	4.94	$120.79
33020	0	INCISION OF HEART SAC	Surgery	12.61	12.54	$120.79
33025	0	INCISION OF HEART SAC	Surgery	12.09	12.83	$120.79
33030	0	PARTIAL REMOVAL OF HEART SAC	Surgery	18.71	19.47	$120.79
33031	0	PARTIAL REMOVAL OF HEART SAC	Surgery	21.79	16.59	$120.79
33050	0	REMOVAL OF HEART SAC LESION	Surgery	14.36	11.69	$120.79
33120	0	REMOVAL OF HEART LESION	Surgery	24.56	25.83	$120.79
33130	0	REMOVAL OF HEART LESION	Surgery	21.39	15.59	$120.79
33140	0	HEART REVASCULARIZE (TMR)	Surgery	20.00	13.15	$120.79
33200	0	INSERTION OF HEART PACEMAKER	Surgery	12.48	12.66	$120.79
33201	0	INSERTION OF HEART PACEMAKER	Surgery	10.18	12.39	$120.79
33206	0	INSERTION OF HEART PACEMAKER	Surgery	6.67	7.07	$120.79
33207	0	INSERTION OF HEART PACEMAKER	Surgery	8.04	8.05	$120.79
33208	0	INSERTION OF HEART PACEMAKER	Surgery	8.13	8.17	$120.79
33210	0	INSERTION OF HEART ELECTRODE	Surgery	3.30	2.46	$120.79
33211	0	INSERTION OF HEART ELECTRODE	Surgery	3.40	2.51	$120.79
33212	0	INSERTION OF PULSE GENERATOR	Surgery	5.52	5.39	$120.79
33213	0	INSERTION OF PULSE GENERATOR	Surgery	6.37	5.55	$120.79
33214	0	UPGRADE OF PACEMAKER SYSTEM	Surgery	7.75	6.08	$120.79
33216	0	REVISE ELTRD PACING-DEFIB	Surgery	5.39	5.44	$120.79
33217	0	REVISE ELTRD PACING-DEFIB	Surgery	5.75	5.50	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
33218	0	REVISE ELTRD PACING-DEFIB	Surgery	5.44	4.96	$120.79
33220	0	REVISE ELTRD PACING-DEFIB	Surgery	5.52	4.98	$120.79
33222	0	REVISE POCKET, PACEMAKER	Surgery	4.96	5.12	$120.79
33223	0	REVISE POCKET, PACING-DEFIB	Surgery	6.46	5.95	$120.79
33233	0	REMOVAL OF PACEMAKER SYSTEM	Surgery	3.29	3.56	$120.79
33234	0	REMOVAL OF PACEMAKER SYSTEM	Surgery	7.82	4.71	$120.79
33235	0	REMOVAL PACEMAKER ELECTRODE	Surgery	9.40	5.19	$120.79
33236	0	REMOVE ELECTRODE/THORACOTOMY	Surgery	12.60	7.90	$120.79
33237	0	REMOVE ELECTRODE/THORACOTOMY	Surgery	13.71	11.44	$120.79
33238	0	REMOVE ELECTRODE/THORACOTOMY	Surgery	15.22	11.43	$120.79
33240	0	INSERT PULSE GENERATOR	Surgery	7.60	6.10	$120.79
33241	0	REMOVE PULSE GENERATOR	Surgery	3.24	3.15	$120.79
33243	0	REMOVE ELTRD/THORACOTOMY	Surgery	22.64	11.83	$120.79
33244	0	REMOVE ELTRD, TRANSVEN	Surgery	13.76	9.51	$120.79
33245	0	INSERT EPIC ELTRD PACE-DEFIB	Surgery	14.30	15.69	$120.79
33246	0	INSERT EPIC ELTRD/GENERATOR	Surgery	20.71	19.46	$120.79
33249	0	ELTRD/INSERT PACE-DEFIB	Surgery	14.23	12.87	$120.79
33250	0	ABLATE HEART DYSRHYTHM FOCUS	Surgery	21.85	13.53	$120.79
33251	0	ABLATE HEART DYSRHYTHM FOCUS	Surgery	24.88	18.93	$120.79
33253	0	RECONSTRUCT ATRIA	Surgery	31.06	23.08	$120.79
33261	0	ABLATE HEART DYSRHYTHM FOCUS	Surgery	24.88	17.48	$120.79
33282	0	IMPLANT PAT-ACTIVE HT RECORD	Surgery	4.17	5.99	$120.79
33284	0	REMOVE PAT-ACTIVE HT RECORD	Surgery	2.50	5.46	$120.79
33300	0	REPAIR OF HEART WOUND	Surgery	17.92	15.56	$120.79
33305	0	REPAIR OF HEART WOUND	Surgery	21.44	18.68	$120.79
33310	0	EXPLORATORY HEART SURGERY	Surgery	18.51	14.86	$120.79
33315	0	EXPLORATORY HEART SURGERY	Surgery	22.37	17.24	$120.79
33320	0	REPAIR MAJOR BLOOD VESSEL(S)	Surgery	16.79	14.81	$120.79
33321	0	REPAIR MAJOR VESSEL	Surgery	20.20	20.39	$120.79
33322	0	REPAIR MAJOR BLOOD VESSEL(S)	Surgery	20.62	20.65	$120.79
33330	0	INSERT MAJOR VESSEL GRAFT	Surgery	21.43	15.00	$120.79
33332	0	INSERT MAJOR VESSEL GRAFT	Surgery	23.96	16.27	$120.79
33335	0	INSERT MAJOR VESSEL GRAFT	Surgery	30.01	19.10	$120.79
33400	0	REPAIR OF AORTIC VALVE	Surgery	25.34	25.88	$120.79
33401	0	VALVULOPLASTY, OPEN	Surgery	23.91	23.54	$120.79
33403	0	VALVULOPLASTY, W/CP BYPASS	Surgery	24.89	25.47	$120.79
33404	0	PREPARE HEART-AORTA CONDUIT	Surgery	28.54	29.09	$120.79
33405	0	REPLACEMENT OF AORTIC VALVE	Surgery	30.61	27.80	$120.79
33406	0	REPLACEMENT OF AORTIC VALVE	Surgery	32.30	30.84	$120.79
33410	0	REPLACEMENT OF AORTIC VALVE	Surgery	32.46	23.27	$120.79
33411	0	REPLACEMENT OF AORTIC VALVE	Surgery	32.47	31.07	$120.79
33412	0	REPLACEMENT OF AORTIC VALVE	Surgery	34.79	34.05	$120.79
33413	0	REPLACEMENT OF AORTIC VALVE	Surgery	35.24	34.75	$120.79
33414	0	REPAIR OF AORTIC VALVE	Surgery	30.35	31.78	$120.79
33415	0	REVISION, SUBVALVULAR TISSUE	Surgery	27.15	28.25	$120.79
33416	0	REVISE VENTRICLE MUSCLE	Surgery	30.35	26.65	$120.79
33417	0	REPAIR OF AORTIC VALVE	Surgery	28.53	30.39	$120.79
33420	0	REVISION OF MITRAL VALVE	Surgery	22.70	16.53	$120.79
33422	0	REVISION OF MITRAL VALVE	Surgery	25.94	25.98	$120.79
33425	0	REPAIR OF MITRAL VALVE	Surgery	27.00	26.56	$120.79
33426	0	REPAIR OF MITRAL VALVE	Surgery	31.03	28.72	$120.79
33427	0	REPAIR OF MITRAL VALVE	Surgery	33.72	30.64	$120.79
33430	0	REPLACEMENT OF MITRAL VALVE	Surgery	31.43	30.18	$120.79
33460	0	REVISION OF TRICUSPID VALVE	Surgery	23.60	23.75	$120.79
33463	0	VALVULOPLASTY, TRICUSPID	Surgery	25.62	25.50	$120.79
33464	0	VALVULOPLASTY, TRICUSPID	Surgery	27.33	26.99	$120.79
33465	0	REPLACE TRICUSPID VALVE	Surgery	28.79	28.13	$120.79
33468	0	REVISION OF TRICUSPID VALVE	Surgery	30.12	33.05	$120.79
33470	0	REVISION OF PULMONARY VALVE	Surgery	20.81	16.45	$120.79
33471	0	VALVOTOMY, PULMONARY VALVE	Surgery	22.25	19.84	$120.79
33472	0	REVISION OF PULMONARY VALVE	Surgery	22.25	20.70	$120.79
33474	0	REVISION OF PULMONARY VALVE	Surgery	23.04	23.73	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
33475	0	REPLACEMENT, PULMONARY VALVE	Surgery	28.41	28.46	$120.79
33476	0	REVISION OF HEART CHAMBER	Surgery	25.77	23.43	$120.79
33478	0	REVISION OF HEART CHAMBER	Surgery	26.74	27.39	$120.79
33496	0	REPAIR, PROSTH VALVE CLOT	Surgery	27.25	28.09	$120.79
33500	0	REPAIR HEART VESSEL FISTULA	Surgery	25.55	25.22	$120.79
33501	0	REPAIR HEART VESSEL FISTULA	Surgery	17.78	15.27	$120.79
33502	0	CORONARY ARTERY CORRECTION	Surgery	21.04	20.15	$120.79
33503	0	CORONARY ARTERY GRAFT	Surgery	21.78	20.58	$120.79
33504	0	CORONARY ARTERY GRAFT	Surgery	24.66	27.61	$120.79
33505	0	REPAIR ARTERY W/TUNNEL	Surgery	26.84	25.07	$120.79
33506	0	REPAIR ARTERY, TRANSLOCATION	Surgery	26.71	25.99	$120.79
33510	0	CABG, VEIN, SINGLE	Surgery	25.12	25.10	$120.79
33511	0	CABG, VEIN, TWO	Surgery	27.40	26.90	$120.79
33512	0	CABG, VEIN, THREE	Surgery	29.67	28.64	$120.79
33513	0	CABG, VEIN, FOUR	Surgery	31.95	30.60	$120.79
33514	0	CABG, VEIN, FIVE	Surgery	35.00	33.18	$120.79
33516	0	CABG, VEIN, SIX OR MORE	Surgery	37.40	35.18	$120.79
33517	0	CABG, ARTERY-VEIN, SINGLE	Surgery	2.57	2.08	$120.79
33518	0	CABG, ARTERY-VEIN, TWO	Surgery	4.85	3.92	$120.79
33519	0	CABG, ARTERY-VEIN, THREE	Surgery	7.12	5.75	$120.79
33521	0	CABG, ARTERY-VEIN, FOUR	Surgery	9.40	7.59	$120.79
33522	0	CABG, ARTERY-VEIN, FIVE	Surgery	11.67	9.43	$120.79
33523	0	CABG, ART-VEIN, SIX OR MORE	Surgery	13.95	11.29	$120.79
33530	0	CORONARY ARTERY, BYPASS/REOP	Surgery	5.86	4.73	$120.79
33533	0	CABG, ARTERIAL, SINGLE	Surgery	25.83	25.72	$120.79
33534	0	CABG, ARTERIAL, TWO	Surgery	28.82	27.82	$120.79
33535	0	CABG, ARTERIAL, THREE	Surgery	31.81	30.12	$120.79
33536	0	CABG, ARTERIAL, FOUR OR MORE	Surgery	34.79	32.26	$120.79
33542	0	REMOVAL OF HEART LESION	Surgery	28.85	28.60	$120.79
33545	0	REPAIR OF HEART DAMAGE	Surgery	36.78	32.28	$120.79
33572	0	OPEN CORONARY ENDARTERECTOMY	Surgery	4.45	2.69	$120.79
33600	0	CLOSURE OF VALVE	Surgery	29.51	27.99	$120.79
33602	0	CLOSURE OF VALVE	Surgery	28.54	26.71	$120.79
33606	0	ANASTOMOSIS/ARTERY-AORTA	Surgery	30.74	29.63	$120.79
33608	0	REPAIR ANOMALY W/CONDUIT	Surgery	31.09	31.46	$120.79
33610	0	REPAIR BY ENLARGEMENT	Surgery	30.61	31.00	$120.79
33611	0	REPAIR DOUBLE VENTRICLE	Surgery	32.30	31.11	$120.79
33612	0	REPAIR DOUBLE VENTRICLE	Surgery	33.26	33.87	$120.79
33615	0	REPAIR, SIMPLE FONTAN	Surgery	32.06	33.41	$120.79
33617	0	REPAIR, MODIFIED FONTAN	Surgery	34.03	35.59	$120.79
33619	0	REPAIR SINGLE VENTRICLE	Surgery	37.57	41.00	$120.79
33641	0	REPAIR HEART SEPTUM DEFECT	Surgery	21.39	20.86	$120.79
33645	0	REVISION OF HEART VEINS	Surgery	24.82	25.31	$120.79
33647	0	REPAIR HEART SEPTUM DEFECTS	Surgery	28.73	29.54	$120.79
33660	0	REPAIR OF HEART DEFECTS	Surgery	25.54	26.87	$120.79
33665	0	REPAIR OF HEART DEFECTS	Surgery	28.60	28.77	$120.79
33670	0	REPAIR OF HEART CHAMBERS	Surgery	32.73	28.01	$120.79
33681	0	REPAIR HEART SEPTUM DEFECT	Surgery	27.67	29.11	$120.79
33684	0	REPAIR HEART SEPTUM DEFECT	Surgery	29.65	29.00	$120.79
33688	0	REPAIR HEART SEPTUM DEFECT	Surgery	30.62	24.78	$120.79
33690	0	REINFORCE PULMONARY ARTERY	Surgery	19.55	20.89	$120.79
33692	0	REPAIR OF HEART DEFECTS	Surgery	30.75	29.04	$120.79
33694	0	REPAIR OF HEART DEFECTS	Surgery	31.73	29.82	$120.79
33697	0	REPAIR OF HEART DEFECTS	Surgery	33.71	31.40	$120.79
33702	0	REPAIR OF HEART DEFECTS	Surgery	26.54	27.84	$120.79
33710	0	REPAIR OF HEART DEFECTS	Surgery	29.71	28.21	$120.79
33720	0	REPAIR OF HEART DEFECT	Surgery	26.56	26.87	$120.79
33722	0	REPAIR OF HEART DEFECT	Surgery	28.41	29.07	$120.79
33730	0	REPAIR HEART-VEIN DEFECT(S)	Surgery	31.67	27.39	$120.79
33732	0	REPAIR HEART-VEIN DEFECT	Surgery	28.16	27.51	$120.79
33735	0	REVISION OF HEART CHAMBER	Surgery	21.39	22.68	$120.79
33736	0	REVISION OF HEART CHAMBER	Surgery	23.52	25.46	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

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CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
33737	0	REVISION OF HEART CHAMBER	Surgery	21.76	22.31	$120.79
33750	0	MAJOR VESSEL SHUNT	Surgery	21.41	18.54	$120.79
33755	0	MAJOR VESSEL SHUNT	Surgery	21.79	18.45	$120.79
33762	0	MAJOR VESSEL SHUNT	Surgery	21.79	18.45	$120.79
33764	0	MAJOR VESSEL SHUNT & GRAFT	Surgery	21.79	19.21	$120.79
33766	0	MAJOR VESSEL SHUNT	Surgery	22.76	22.32	$120.79
33767	0	MAJOR VESSEL SHUNT	Surgery	24.50	21.40	$120.79
33770	0	REPAIR GREAT VESSELS DEFECT	Surgery	33.29	31.09	$120.79
33771	0	REPAIR GREAT VESSELS DEFECT	Surgery	34.65	28.94	$120.79
33774	0	REPAIR GREAT VESSELS DEFECT	Surgery	30.98	28.78	$120.79
33775	0	REPAIR GREAT VESSELS DEFECT	Surgery	32.20	25.45	$120.79
33776	0	REPAIR GREAT VESSELS DEFECT	Surgery	34.04	27.78	$120.79
33777	0	REPAIR GREAT VESSELS DEFECT	Surgery	33.46	25.69	$120.79
33778	0	REPAIR GREAT VESSELS DEFECT	Surgery	35.82	33.92	$120.79
33779	0	REPAIR GREAT VESSELS DEFECT	Surgery	36.21	30.00	$120.79
33780	0	REPAIR GREAT VESSELS DEFECT	Surgery	36.94	31.44	$120.79
33781	0	REPAIR GREAT VESSELS DEFECT	Surgery	36.45	30.00	$120.79
33786	0	REPAIR ARTERIAL TRUNK	Surgery	34.84	29.78	$120.79
33788	0	REVISION OF PULMONARY ARTERY	Surgery	26.62	23.16	$120.79
33800	0	AORTIC SUSPENSION	Surgery	16.24	16.95	$120.79
33802	0	REPAIR VESSEL DEFECT	Surgery	17.66	19.75	$120.79
33803	0	REPAIR VESSEL DEFECT	Surgery	19.60	17.74	$120.79
33813	0	REPAIR SEPTAL DEFECT	Surgery	20.65	20.40	$120.79
33814	0	REPAIR SEPTAL DEFECT	Surgery	25.77	26.75	$120.79
33820	0	REVISE MAJOR VESSEL	Surgery	16.29	18.45	$120.79
33822	0	REVISE MAJOR VESSEL	Surgery	17.32	15.93	$120.79
33824	0	REVISE MAJOR VESSEL	Surgery	19.52	20.85	$120.79
33840	0	REMOVE AORTA CONSTRICTION	Surgery	20.63	22.59	$120.79
33845	0	REMOVE AORTA CONSTRICTION	Surgery	22.12	23.16	$120.79
33851	0	REMOVE AORTA CONSTRICTION	Surgery	21.27	24.20	$120.79
33852	0	REPAIR SEPTAL DEFECT	Surgery	23.71	25.75	$120.79
33853	0	REPAIR SEPTAL DEFECT	Surgery	31.72	33.68	$120.79
33860	0	ASCENDING AORTIC GRAFT	Surgery	33.96	30.76	$120.79
33861	0	ASCENDING AORTIC GRAFT	Surgery	34.52	30.65	$120.79
33863	0	ASCENDING AORTIC GRAFT	Surgery	36.47	31.10	$120.79
33870	0	TRANSVERSE AORTIC ARCH GRAFT	Surgery	40.31	37.00	$120.79
33875	0	THORACIC AORTIC GRAFT	Surgery	33.06	28.04	$120.79
33877	0	THORACOABDOMINAL GRAFT	Surgery	42.60	37.54	$120.79
33910	0	REMOVE LUNG ARTERY EMBOLI	Surgery	24.59	17.45	$120.79
33915	0	REMOVE LUNG ARTERY EMBOLI	Surgery	21.02	12.81	$120.79
33916	0	SURGERY OF GREAT VESSEL	Surgery	25.83	18.54	$120.79
33917	0	REPAIR PULMONARY ARTERY	Surgery	24.50	25.50	$120.79
33918	0	REPAIR PULMONARY ATRESIA	Surgery	26.45	23.16	$120.79
33919	0	REPAIR PULMONARY ATRESIA	Surgery	32.67	28.07	$120.79
33920	0	REPAIR PULMONARY ATRESIA	Surgery	31.95	31.34	$120.79
33922	0	TRANSECT PULMONARY ARTERY	Surgery	23.52	24.70	$120.79
33924	0	REMOVE PULMONARY SHUNT	Surgery	5.50	3.29	$120.79
33935	0	TRANSPLANTATION, HEART/LUNG	Surgery	60.96	54.04	$120.79
33945	0	TRANSPLANTATION OF HEART	Surgery	42.10	38.96	$120.79
33960	0	EXTERNAL CIRCULATION ASSIST	Surgery	19.36	6.79	$120.79
33961	0	EXTERNAL CIRCULATION ASSIST	Surgery	10.93	5.90	$120.79
33968	0	REMOVE AORTIC ASSIST DEVICE	Surgery	0.64	0.25	$120.79
33970	0	AORTIC CIRCULATION ASSIST	Surgery	6.75	5.44	$120.79
33971	0	AORTIC CIRCULATION ASSIST	Surgery	9.69	7.84	$120.79
33973	0	INSERT BALLOON DEVICE	Surgery	9.76	6.10	$120.79
33974	0	REMOVE INTRA-AORTIC BALLOON	Surgery	14.41	9.53	$120.79
33975	0	IMPLANT VENTRICULAR DEVICE	Surgery	39.00	18.71	$120.79
33976	0	IMPLANT VENTRICULAR DEVICE	Surgery	43.00	22.49	$120.79
33977	0	REMOVE VENTRICULAR DEVICE	Surgery	19.29	13.62	$120.79
33978	0	REMOVE VENTRICULAR DEVICE	Surgery	21.73	15.25	$120.79
34001	0	REMOVAL OF ARTERY CLOT	Surgery	12.91	8.52	$120.79
34051	0	REMOVAL OF ARTERY CLOT	Surgery	15.21	8.72	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
34101	0	REMOVAL OF ARTERY CLOT	Surgery	9.97	7.08	$120.79
34111	0	REMOVAL OF ARM ARTERY CLOT	Surgery	8.07	6.30	$120.79
34151	0	REMOVAL OF ARTERY CLOT	Surgery	16.86	10.54	$120.79
34201	0	REMOVAL OF ARTERY CLOT	Surgery	9.13	7.46	$120.79
34203	0	REMOVAL OF LEG ARTERY CLOT	Surgery	12.21	7.92	$120.79
34401	0	REMOVAL OF VEIN CLOT	Surgery	12.86	7.54	$120.79
34421	0	REMOVAL OF VEIN CLOT	Surgery	9.93	6.81	$120.79
34451	0	REMOVAL OF VEIN CLOT	Surgery	14.44	9.35	$120.79
34471	0	REMOVAL OF VEIN CLOT	Surgery	10.18	4.39	$120.79
34490	0	REMOVAL OF VEIN CLOT	Surgery	7.60	6.64	$120.79
34501	0	REPAIR VALVE, FEMORAL VEIN	Surgery	10.93	8.32	$120.79
34502	0	RECONSTRUCT VENA CAVA	Surgery	26.95	16.53	$120.79
34510	0	TRANSPOSITION OF VEIN VALVE	Surgery	13.25	10.29	$120.79
34520	0	CROSS-OVER VEIN GRAFT	Surgery	13.74	9.10	$120.79
34530	0	LEG VEIN FUSION	Surgery	17.61	11.48	$120.79
35001	0	REPAIR DEFECT OF ARTERY	Surgery	19.64	13.40	$120.79
35002	0	REPAIR ARTERY RUPTURE, NECK	Surgery	21.00	11.74	$120.79
35005	0	REPAIR DEFECT OF ARTERY	Surgery	18.12	9.29	$120.79
35011	0	REPAIR DEFECT OF ARTERY	Surgery	11.65	9.88	$120.79
35013	0	REPAIR ARTERY RUPTURE, ARM	Surgery	17.40	11.88	$120.79
35021	0	REPAIR DEFECT OF ARTERY	Surgery	19.65	15.09	$120.79
35022	0	REPAIR ARTERY RUPTURE, CHEST	Surgery	23.18	12.98	$120.79
35045	0	REPAIR DEFECT OF ARM ARTERY	Surgery	11.26	10.09	$120.79
35081	0	REPAIR DEFECT OF ARTERY	Surgery	28.01	18.13	$120.79
35082	0	REPAIR ARTERY RUPTURE, AORTA	Surgery	36.35	19.99	$120.79
35091	0	REPAIR DEFECT OF ARTERY	Surgery	35.40	20.19	$120.79
35092	0	REPAIR ARTERY RUPTURE, AORTA	Surgery	38.39	22.41	$120.79
35102	0	REPAIR DEFECT OF ARTERY	Surgery	30.76	18.90	$120.79
35103	0	REPAIR ARTERY RUPTURE, GROIN	Surgery	33.57	21.39	$120.79
35111	0	REPAIR DEFECT OF ARTERY	Surgery	16.43	13.52	$120.79
35112	0	REPAIR ARTERY RUPTURE,SPLEEN	Surgery	18.69	9.88	$120.79
35121	0	REPAIR DEFECT OF ARTERY	Surgery	25.99	16.37	$120.79
35122	0	REPAIR ARTERY RUPTURE, BELLY	Surgery	33.45	16.99	$120.79
35131	0	REPAIR DEFECT OF ARTERY	Surgery	18.55	13.22	$120.79
35132	0	REPAIR ARTERY RUPTURE, GROIN	Surgery	21.95	15.16	$120.79
35141	0	REPAIR DEFECT OF ARTERY	Surgery	14.46	11.78	$120.79
35142	0	REPAIR ARTERY RUPTURE, THIGH	Surgery	15.86	12.65	$120.79
35151	0	REPAIR DEFECT OF ARTERY	Surgery	17.00	12.59	$120.79
35152	0	REPAIR ARTERY RUPTURE, KNEE	Surgery	16.70	9.23	$120.79
35161	0	REPAIR DEFECT OF ARTERY	Surgery	18.76	13.50	$120.79
35162	0	REPAIR ARTERY RUPTURE	Surgery	19.78	15.08	$120.79
35180	0	REPAIR BLOOD VESSEL LESION	Surgery	13.62	7.52	$120.79
35182	0	REPAIR BLOOD VESSEL LESION	Surgery	17.74	10.64	$120.79
35184	0	REPAIR BLOOD VESSEL LESION	Surgery	12.25	8.48	$120.79
35188	0	REPAIR BLOOD VESSEL LESION	Surgery	14.28	7.83	$120.79
35189	0	REPAIR BLOOD VESSEL LESION	Surgery	18.43	10.77	$120.79
35190	0	REPAIR BLOOD VESSEL LESION	Surgery	12.75	8.90	$120.79
35201	0	REPAIR BLOOD VESSEL LESION	Surgery	9.99	8.15	$120.79
35206	0	REPAIR BLOOD VESSEL LESION	Surgery	9.25	8.66	$120.79
35207	0	REPAIR BLOOD VESSEL LESION	Surgery	10.15	10.05	$120.79
35211	0	REPAIR BLOOD VESSEL LESION	Surgery	22.12	16.63	$120.79
35216	0	REPAIR BLOOD VESSEL LESION	Surgery	18.75	12.97	$120.79
35221	0	REPAIR BLOOD VESSEL LESION	Surgery	16.42	10.02	$120.79
35226	0	REPAIR BLOOD VESSEL LESION	Surgery	9.06	8.90	$120.79
35231	0	REPAIR BLOOD VESSEL LESION	Surgery	12.00	10.55	$120.79
35236	0	REPAIR BLOOD VESSEL LESION	Surgery	10.54	9.76	$120.79
35241	0	REPAIR BLOOD VESSEL LESION	Surgery	23.12	17.82	$120.79
35246	0	REPAIR BLOOD VESSEL LESION	Surgery	19.84	16.40	$120.79
35251	0	REPAIR BLOOD VESSEL LESION	Surgery	17.49	9.27	$120.79
35256	0	REPAIR BLOOD VESSEL LESION	Surgery	11.38	10.36	$120.79
35261	0	REPAIR BLOOD VESSEL LESION	Surgery	11.63	9.91	$120.79
35266	0	REPAIR BLOOD VESSEL LESION	Surgery	10.30	9.39	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
35271	0	REPAIR BLOOD VESSEL LESION	Surgery	22.12	16.15	$120.79
35276	0	REPAIR BLOOD VESSEL LESION	Surgery	18.75	13.77	$120.79
35281	0	REPAIR BLOOD VESSEL LESION	Surgery	16.48	13.41	$120.79
35286	0	REPAIR BLOOD VESSEL LESION	Surgery	11.87	10.28	$120.79
35301	0	RECHANNELING OF ARTERY	Surgery	18.70	12.78	$120.79
35311	0	RECHANNELING OF ARTERY	Surgery	23.85	18.46	$120.79
35321	0	RECHANNELING OF ARTERY	Surgery	11.97	10.06	$120.79
35331	0	RECHANNELING OF ARTERY	Surgery	23.52	12.79	$120.79
35341	0	RECHANNELING OF ARTERY	Surgery	25.11	15.19	$120.79
35351	0	RECHANNELING OF ARTERY	Surgery	20.11	12.90	$120.79
35355	0	RECHANNELING OF ARTERY	Surgery	16.09	12.41	$120.79
35361	0	RECHANNELING OF ARTERY	Surgery	23.59	15.93	$120.79
35363	0	RECHANNELING OF ARTERY	Surgery	24.66	18.13	$120.79
35371	0	RECHANNELING OF ARTERY	Surgery	11.64	9.85	$120.79
35372	0	RECHANNELING OF ARTERY	Surgery	13.56	9.50	$120.79
35381	0	RECHANNELING OF ARTERY	Surgery	15.81	11.39	$120.79
35390	0	REOPERATION, CAROTID ADD-ON	Surgery	3.19	1.53	$120.79
35400	0	ANGIOSCOPY	Surgery	3.00	1.81	$120.79
35450	0	REPAIR ARTERIAL BLOCKAGE	Surgery	10.07	8.24	$120.79
35452	0	REPAIR ARTERIAL BLOCKAGE	Surgery	6.91	4.03	$120.79
35454	0	REPAIR ARTERIAL BLOCKAGE	Surgery	6.04	5.07	$120.79
35456	0	REPAIR ARTERIAL BLOCKAGE	Surgery	7.35	6.13	$120.79
35458	0	REPAIR ARTERIAL BLOCKAGE	Surgery	9.49	7.65	$120.79
35459	0	REPAIR ARTERIAL BLOCKAGE	Surgery	8.63	7.10	$120.79
35460	0	REPAIR VENOUS BLOCKAGE	Surgery	6.04	3.09	$120.79
35470	0	REPAIR ARTERIAL BLOCKAGE	Surgery	8.63	6.95	$120.79
35471	0	REPAIR ARTERIAL BLOCKAGE	Surgery	10.07	8.09	$120.79
35472	0	REPAIR ARTERIAL BLOCKAGE	Surgery	6.91	3.45	$120.79
35473	0	REPAIR ARTERIAL BLOCKAGE	Surgery	6.04	4.91	$120.79
35474	0	REPAIR ARTERIAL BLOCKAGE	Surgery	7.36	5.93	$120.79
35475	0	REPAIR ARTERIAL BLOCKAGE	Surgery	9.49	7.24	$120.79
35476	0	REPAIR VENOUS BLOCKAGE	Surgery	6.04	2.89	$120.79
35480	0	ATHERECTOMY, OPEN	Surgery	11.08	9.00	$120.79
35481	0	ATHERECTOMY, OPEN	Surgery	7.61	4.29	$120.79
35482	0	ATHERECTOMY, OPEN	Surgery	6.65	5.63	$120.79
35483	0	ATHERECTOMY, OPEN	Surgery	8.10	6.74	$120.79
35484	0	ATHERECTOMY, OPEN	Surgery	10.44	7.84	$120.79
35485	0	ATHERECTOMY, OPEN	Surgery	9.49	4.59	$120.79
35490	0	ATHERECTOMY, PERCUTANEOUS	Surgery	11.08	8.83	$120.79
35491	0	ATHERECTOMY, PERCUTANEOUS	Surgery	7.61	3.91	$120.79
35492	0	ATHERECTOMY, PERCUTANEOUS	Surgery	6.65	5.46	$120.79
35493	0	ATHERECTOMY, PERCUTANEOUS	Surgery	8.10	6.83	$120.79
35494	0	ATHERECTOMY, PERCUTANEOUS	Surgery	10.44	7.38	$120.79
35495	0	ATHERECTOMY, PERCUTANEOUS	Surgery	9.49	4.78	$120.79
35501	0	ARTERY BYPASS GRAFT	Surgery	19.19	14.08	$120.79
35506	0	ARTERY BYPASS GRAFT	Surgery	19.67	15.21	$120.79
35507	0	ARTERY BYPASS GRAFT	Surgery	19.67	14.40	$120.79
35508	0	ARTERY BYPASS GRAFT	Surgery	18.65	14.48	$120.79
35509	0	ARTERY BYPASS GRAFT	Surgery	18.07	14.47	$120.79
35511	0	ARTERY BYPASS GRAFT	Surgery	16.83	9.71	$120.79
35515	0	ARTERY BYPASS GRAFT	Surgery	18.65	10.48	$120.79
35516	0	ARTERY BYPASS GRAFT	Surgery	16.32	13.29	$120.79
35518	0	ARTERY BYPASS GRAFT	Surgery	15.42	12.69	$120.79
35521	0	ARTERY BYPASS GRAFT	Surgery	16.17	13.60	$120.79
35526	0	ARTERY BYPASS GRAFT	Surgery	20.00	12.22	$120.79
35531	0	ARTERY BYPASS GRAFT	Surgery	25.61	16.81	$120.79
35533	0	ARTERY BYPASS GRAFT	Surgery	20.52	16.22	$120.79
35536	0	ARTERY BYPASS GRAFT	Surgery	23.11	16.89	$120.79
35541	0	ARTERY BYPASS GRAFT	Surgery	25.80	16.69	$120.79
35546	0	ARTERY BYPASS GRAFT	Surgery	25.54	17.51	$120.79
35548	0	ARTERY BYPASS GRAFT	Surgery	21.57	15.88	$120.79
35549	0	ARTERY BYPASS GRAFT	Surgery	23.35	17.19	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
35551	0	ARTERY BYPASS GRAFT	Surgery	26.67	16.75	$120.79
35556	0	ARTERY BYPASS GRAFT	Surgery	21.76	15.32	$120.79
35558	0	ARTERY BYPASS GRAFT	Surgery	14.04	12.06	$120.79
35560	0	ARTERY BYPASS GRAFT	Surgery	23.56	16.75	$120.79
35563	0	ARTERY BYPASS GRAFT	Surgery	15.14	8.49	$120.79
35565	0	ARTERY BYPASS GRAFT	Surgery	15.14	12.89	$120.79
35566	0	ARTERY BYPASS GRAFT	Surgery	26.92	18.97	$120.79
35571	0	ARTERY BYPASS GRAFT	Surgery	18.58	15.84	$120.79
35582	0	VEIN BYPASS GRAFT	Surgery	27.13	18.95	$120.79
35583	0	VEIN BYPASS GRAFT	Surgery	22.37	16.88	$120.79
35585	0	VEIN BYPASS GRAFT	Surgery	28.39	20.03	$120.79
35587	0	VEIN BYPASS GRAFT	Surgery	19.05	17.32	$120.79
35601	0	ARTERY BYPASS GRAFT	Surgery	17.50	14.32	$120.79
35606	0	ARTERY BYPASS GRAFT	Surgery	18.71	14.00	$120.79
35612	0	ARTERY BYPASS GRAFT	Surgery	15.76	13.00	$120.79
35616	0	ARTERY BYPASS GRAFT	Surgery	15.70	12.95	$120.79
35621	0	ARTERY BYPASS GRAFT	Surgery	14.54	12.46	$120.79
35623	0	BYPASS GRAFT, NOT VEIN	Surgery	16.62	8.49	$120.79
35626	0	ARTERY BYPASS GRAFT	Surgery	23.63	17.06	$120.79
35631	0	ARTERY BYPASS GRAFT	Surgery	24.60	15.38	$120.79
35636	0	ARTERY BYPASS GRAFT	Surgery	22.46	12.47	$120.79
35641	0	ARTERY BYPASS GRAFT	Surgery	24.57	17.12	$120.79
35642	0	ARTERY BYPASS GRAFT	Surgery	17.98	9.36	$120.79
35645	0	ARTERY BYPASS GRAFT	Surgery	17.47	10.31	$120.79
35646	0	ARTERY BYPASS GRAFT	Surgery	25.81	18.95	$120.79
35650	0	ARTERY BYPASS GRAFT	Surgery	14.36	12.03	$120.79
35651	0	ARTERY BYPASS GRAFT	Surgery	25.04	18.85	$120.79
35654	0	ARTERY BYPASS GRAFT	Surgery	18.61	15.62	$120.79
35656	0	ARTERY BYPASS GRAFT	Surgery	19.53	14.31	$120.79
35661	0	ARTERY BYPASS GRAFT	Surgery	13.18	11.30	$120.79
35663	0	ARTERY BYPASS GRAFT	Surgery	14.17	12.23	$120.79
35665	0	ARTERY BYPASS GRAFT	Surgery	15.40	13.05	$120.79
35666	0	ARTERY BYPASS GRAFT	Surgery	19.19	16.85	$120.79
35671	0	ARTERY BYPASS GRAFT	Surgery	14.80	13.34	$120.79
35681	0	COMPOSITE BYPASS GRAFT	Surgery	1.60	6.10	$120.79
35682	0	COMPOSITE BYPASS GRAFT	Surgery	7.20	6.20	$120.79
35683	0	COMPOSITE BYPASS GRAFT	Surgery	8.50	6.45	$120.79
35691	0	ARTERIAL TRANSPOSITION	Surgery	18.05	14.81	$120.79
35693	0	ARTERIAL TRANSPOSITION	Surgery	15.36	8.61	$120.79
35694	0	ARTERIAL TRANSPOSITION	Surgery	19.16	9.26	$120.79
35695	0	ARTERIAL TRANSPOSITION	Surgery	19.16	9.39	$120.79
35700	0	REOPERATION, BYPASS GRAFT	Surgery	3.08	2.55	$120.79
35701	0	EXPLORATION, CAROTID ARTERY	Surgery	5.55	5.03	$120.79
35721	0	EXPLORATION, FEMORAL ARTERY	Surgery	5.28	5.47	$120.79
35741	0	EXPLORATION POPLITEAL ARTERY	Surgery	5.37	5.35	$120.79
35761	0	EXPLORATION OF ARTERY/VEIN	Surgery	5.37	5.37	$120.79
35800	0	EXPLORE NECK VESSELS	Surgery	7.02	5.04	$120.79
35820	0	EXPLORE CHEST VESSELS	Surgery	12.88	7.03	$120.79
35840	0	EXPLORE ABDOMINAL VESSELS	Surgery	9.77	6.68	$120.79
35860	0	EXPLORE LIMB VESSELS	Surgery	5.55	5.08	$120.79
35870	0	REPAIR VESSEL GRAFT DEFECT	Surgery	22.17	11.18	$120.79
35875	0	REMOVAL OF CLOT IN GRAFT	Surgery	10.13	7.59	$120.79
35876	0	REMOVAL OF CLOT IN GRAFT	Surgery	17.00	9.08	$120.79
35879	0	REVISE GRAFT W/VEIN	Surgery	16.00	8.46	$120.79
35881	0	REVISE GRAFT W/VEIN	Surgery	18.00	8.77	$120.79
35901	0	EXCISION, GRAFT, NECK	Surgery	8.19	6.95	$120.79
35903	0	EXCISION, GRAFT, EXTREMITY	Surgery	9.39	8.12	$120.79
35905	0	EXCISION, GRAFT, THORAX	Surgery	18.19	10.19	$120.79
35907	0	EXCISION, GRAFT, ABDOMEN	Surgery	19.24	8.82	$120.79
36000	0	PLACE NEEDLE IN VEIN	Surgery	0.18	0.40	$120.79
36005	0	INJECTION, VENOGRAPHY	Surgery	0.95	7.83	$120.79
36010	0	PLACE CATHETER IN VEIN	Surgery	2.43	1.54	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
36011	0	PLACE CATHETER IN VEIN	Surgery	3.14	1.53	$120.79
36012	0	PLACE CATHETER IN VEIN	Surgery	3.52	1.96	$120.79
36013	0	PLACE CATHETER IN ARTERY	Surgery	2.52	1.54	$120.79
36014	0	PLACE CATHETER IN ARTERY	Surgery	3.02	1.68	$120.79
36015	0	PLACE CATHETER IN ARTERY	Surgery	3.52	1.97	$120.79
36100	0	ESTABLISH ACCESS TO ARTERY	Surgery	3.02	1.99	$120.79
36120	0	ESTABLISH ACCESS TO ARTERY	Surgery	2.01	1.52	$120.79
36140	0	ESTABLISH ACCESS TO ARTERY	Surgery	2.01	1.08	$120.79
36145	0	ARTERY TO VEIN SHUNT	Surgery	2.01	1.50	$120.79
36160	0	ESTABLISH ACCESS TO AORTA	Surgery	2.52	1.71	$120.79
36200	0	PLACE CATHETER IN AORTA	Surgery	3.02	1.93	$120.79
36215	0	PLACE CATHETER IN ARTERY	Surgery	4.68	2.22	$120.79
36216	0	PLACE CATHETER IN ARTERY	Surgery	5.28	2.56	$120.79
36217	0	PLACE CATHETER IN ARTERY	Surgery	6.30	3.09	$120.79
36218	0	PLACE CATHETER IN ARTERY	Surgery	1.01	0.51	$120.79
36245	0	PLACE CATHETER IN ARTERY	Surgery	4.68	2.51	$120.79
36246	0	PLACE CATHETER IN ARTERY	Surgery	5.28	2.62	$120.79
36247	0	PLACE CATHETER IN ARTERY	Surgery	6.30	3.08	$120.79
36248	0	PLACE CATHETER IN ARTERY	Surgery	1.01	0.52	$120.79
36260	0	INSERTION OF INFUSION PUMP	Surgery	9.71	6.39	$120.79
36261	0	REVISION OF INFUSION PUMP	Surgery	5.45	2.83	$120.79
36262	0	REMOVAL OF INFUSION PUMP	Surgery	4.02	2.31	$120.79
36400	0	DRAWING BLOOD	Surgery	0.18	0.34	$120.79
36405	0	DRAWING BLOOD	Surgery	0.18	0.48	$120.79
36406	0	DRAWING BLOOD	Surgery	0.18	0.35	$120.79
36410	0	DRAWING BLOOD	Surgery	0.18	0.34	$120.79
36420	0	ESTABLISH ACCESS TO VEIN	Surgery	1.01	0.44	$120.79
36425	0	ESTABLISH ACCESS TO VEIN	Surgery	0.76	1.36	$120.79
36430	0	BLOOD TRANSFUSION SERVICE	Surgery	0.00	1.03	$120.79
36440	0	BLOOD TRANSFUSION SERVICE	Surgery	1.03	0.65	$120.79
36450	0	EXCHANGE TRANSFUSION SERVICE	Surgery	2.23	0.87	$120.79
36455	0	EXCHANGE TRANSFUSION SERVICE	Surgery	2.43	1.70	$120.79
36460	0	TRANSFUSION SERVICE, FETAL	Surgery	6.59	3.71	$120.79
36470	0	INJECTION THERAPY OF VEIN	Surgery	1.09	1.49	$120.79
36471	0	INJECTION THERAPY OF VEINS	Surgery	1.57	1.78	$120.79
36481	0	INSERTION OF CATHETER, VEIN	Surgery	6.99	3.94	$120.79
36488	0	INSERTION OF CATHETER, VEIN	Surgery	1.35	0.74	$120.79
36489	0	INSERTION OF CATHETER, VEIN	Surgery	1.22	0.78	$120.79
36490	0	INSERTION OF CATHETER, VEIN	Surgery	1.67	1.03	$120.79
36491	0	INSERTION OF CATHETER, VEIN	Surgery	1.43	1.09	$120.79
36493	0	REPOSITIONING OF CVC	Surgery	1.21	0.52	$120.79
36500	0	INSERTION OF CATHETER, VEIN	Surgery	3.52	0.62	$120.79
36510	0	INSERTION OF CATHETER, VEIN	Surgery	1.09	0.38	$120.79
36520	0	PLASMA AND/OR CELL EXCHANGE	Surgery	1.74	1.36	$120.79
36521	0	APHERESIS W/ ADSORP/REINFUSE	Surgery	1.74	0.65	$120.79
36522	0	PHOTOPHERESIS	Surgery	1.67	1.41	$120.79
36530	0	INSERTION OF INFUSION PUMP	Surgery	6.20	4.37	$120.79
36531	0	REVISION OF INFUSION PUMP	Surgery	4.87	4.00	$120.79
36532	0	REMOVAL OF INFUSION PUMP	Surgery	3.30	1.76	$120.79
36533	0	INSERTION OF ACCESS DEVICE	Surgery	5.32	3.96	$120.79
36534	0	REVISION OF ACCESS DEVICE	Surgery	2.80	2.33	$120.79
36535	0	REMOVAL OF ACCESS DEVICE	Surgery	2.27	1.93	$120.79
36550	0	DECLOT VASCULAR DEVICE	Surgery	0.00	0.51	$120.79
36600	0	WITHDRAWAL OF ARTERIAL BLOOD	Surgery	0.32	0.35	$120.79
36620	0	INSERTION CATHETER, ARTERY	Surgery	1.15	0.48	$120.79
36625	0	INSERTION CATHETER, ARTERY	Surgery	2.11	0.73	$120.79
36640	0	INSERTION CATHETER, ARTERY	Surgery	2.10	1.64	$120.79
36660	0	INSERTION CATHETER, ARTERY	Surgery	1.40	0.49	$120.79
36680	0	INSERT NEEDLE, BONE CAVITY	Surgery	1.20	0.88	$120.79
36800	0	INSERTION OF CANNULA	Surgery	2.43	1.99	$120.79
36810	0	INSERTION OF CANNULA	Surgery	3.97	3.48	$120.79
36815	0	INSERTION OF CANNULA	Surgery	2.62	2.48	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
36819	0	AV FUSION BY BASILIC VEIN	Surgery	14.00	6.65	$120.79
36821	0	AV FUSION DIRECT ANY SITE	Surgery	8.93	6.47	$120.79
36822	0	INSERTION OF CANNULA(S)	Surgery	5.42	8.20	$120.79
36825	0	ARTERY-VEIN GRAFT	Surgery	9.84	8.77	$120.79
36830	0	ARTERY-VEIN GRAFT	Surgery	12.00	8.61	$120.79
36831	0	AV FISTULA EXCISION	Surgery	8.00	2.23	$120.79
36832	0	AV FISTULA REVISION	Surgery	10.50	6.74	$120.79
36833	0	AV FISTULA REVISION	Surgery	11.95	4.45	$120.79
36834	0	REPAIR A-V ANEURYSM	Surgery	9.93	6.23	$120.79
36835	0	ARTERY TO VEIN SHUNT	Surgery	7.15	4.36	$120.79
36860	0	EXTERNAL CANNULA DECLOTTING	Surgery	2.01	1.92	$120.79
36861	0	CANNULA DECLOTTING	Surgery	2.52	2.28	$120.79
37140	0	REVISION OF CIRCULATION	Surgery	23.60	13.20	$120.79
37145	0	REVISION OF CIRCULATION	Surgery	24.61	14.01	$120.79
37160	0	REVISION OF CIRCULATION	Surgery	21.60	14.32	$120.79
37180	0	REVISION OF CIRCULATION	Surgery	24.61	13.15	$120.79
37181	0	SPLICE SPLEEN/KIDNEY VEINS	Surgery	26.68	14.46	$120.79
37195	0	THROMBOLYTIC THERAPY, STROKE	Surgery	0.00	8.21	$120.79
37200	0	TRANSCATHETER BIOPSY	Surgery	4.56	1.52	$120.79
37201	0	TRANSCATHETER THERAPY INFUSE	Surgery	5.00	4.03	$120.79
37202	0	TRANSCATHETER THERAPY INFUSE	Surgery	5.68	3.85	$120.79
37203	0	TRANSCATHETER RETRIEVAL	Surgery	5.03	3.14	$120.79
37204	0	TRANSCATHETER OCCLUSION	Surgery	18.14	10.08	$120.79
37205	0	TRANSCATHETER STENT	Surgery	8.28	4.50	$120.79
37206	0	TRANSCATHETER STENT ADD-ON	Surgery	4.13	2.10	$120.79
37207	0	TRANSCATHETER STENT	Surgery	8.28	4.68	$120.79
37208	0	TRANSCATHETER STENT ADD-ON	Surgery	4.13	2.18	$120.79
37209	0	EXCHANGE ARTERIAL CATHETER	Surgery	2.27	1.11	$120.79
37250	0	IV US FIRST VESSEL ADD-ON	Surgery	2.10	1.05	$120.79
37251	0	IV US EACH ADD VESSEL ADD-ON	Surgery	1.60	0.80	$120.79
37565	0	LIGATION OF NECK VEIN	Surgery	4.44	3.39	$120.79
37600	0	LIGATION OF NECK ARTERY	Surgery	4.57	4.42	$120.79
37605	0	LIGATION OF NECK ARTERY	Surgery	6.19	4.91	$120.79
37606	0	LIGATION OF NECK ARTERY	Surgery	6.28	5.41	$120.79
37607	0	LIGATION OF A-V FISTULA	Surgery	6.16	3.51	$120.79
37609	0	TEMPORAL ARTERY PROCEDURE	Surgery	2.30	2.29	$120.79
37615	0	LIGATION OF NECK ARTERY	Surgery	5.73	4.95	$120.79
37616	0	LIGATION OF CHEST ARTERY	Surgery	16.49	8.97	$120.79
37617	0	LIGATION OF ABDOMEN ARTERY	Surgery	15.95	8.16	$120.79
37618	0	LIGATION OF EXTREMITY ARTERY	Surgery	4.84	4.46	$120.79
37620	0	REVISION OF MAJOR VEIN	Surgery	10.56	7.26	$120.79
37650	0	REVISION OF MAJOR VEIN	Surgery	5.13	4.05	$120.79
37660	0	REVISION OF MAJOR VEIN	Surgery	10.61	6.13	$120.79
37700	0	REVISE LEG VEIN	Surgery	3.73	3.49	$120.79
37720	0	REMOVAL OF LEG VEIN	Surgery	5.66	4.62	$120.79
37730	0	REMOVAL OF LEG VEINS	Surgery	7.33	6.06	$120.79
37735	0	REMOVAL OF LEG VEINS/LESION	Surgery	10.53	7.56	$120.79
37760	0	REVISION OF LEG VEINS	Surgery	10.47	6.93	$120.79
37780	0	REVISION OF LEG VEIN	Surgery	3.84	2.56	$120.79
37785	0	REVISE SECONDARY VARICOSITY	Surgery	3.88	1.96	$120.79
37788	0	REVASCULARIZATION, PENIS	Surgery	22.01	14.15	$120.79
37790	0	PENILE VENOUS OCCLUSION	Surgery	8.34	6.81	$120.79
38100	0	REMOVAL OF SPLEEN, TOTAL	Surgery	13.01	7.82	$120.79
38101	0	REMOVAL OF SPLEEN, PARTIAL	Surgery	13.74	7.18	$120.79
38102	0	REMOVAL OF SPLEEN, TOTAL	Surgery	4.80	2.27	$120.79
38115	0	REPAIR OF RUPTURED SPLEEN	Surgery	14.19	7.56	$120.79
38200	0	INJECTION FOR SPLEEN X-RAY	Surgery	2.64	1.34	$120.79
38230	0	BONE MARROW COLLECTION	Surgery	4.54	2.69	$120.79
38231	0	STEM CELL COLLECTION	Surgery	1.50	1.05	$120.79
38240	0	BONE MARROW/STEM TRANSPLANT	Surgery	2.24	1.54	$120.79
38241	0	BONE MARROW/STEM TRANSPLANT	Surgery	2.24	1.54	$120.79
38300	0	DRAINAGE, LYMPH NODE LESION	Surgery	1.53	2.20	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
38305	0	DRAINAGE, LYMPH NODE LESION	Surgery	4.61	3.98	$120.79
38308	0	INCISION OF LYMPH CHANNELS	Surgery	4.95	4.29	$120.79
38380	0	THORACIC DUCT PROCEDURE	Surgery	7.46	6.22	$120.79
38381	0	THORACIC DUCT PROCEDURE	Surgery	12.88	10.16	$120.79
38382	0	THORACIC DUCT PROCEDURE	Surgery	10.08	7.00	$120.79
38500	0	BIOPSY/REMOVAL, LYMPH NODES	Surgery	2.88	1.94	$120.79
38505	0	NEEDLE BIOPSY, LYMPH NODES	Surgery	1.14	0.80	$120.79
38510	0	BIOPSY/REMOVAL, LYMPH NODES	Surgery	4.14	3.41	$120.79
38520	0	BIOPSY/REMOVAL, LYMPH NODES	Surgery	5.12	4.15	$120.79
38525	0	BIOPSY/REMOVAL, LYMPH NODES	Surgery	4.66	3.26	$120.79
38530	0	BIOPSY/REMOVAL, LYMPH NODES	Surgery	6.13	4.95	$120.79
38542	0	EXPLORE DEEP NODE(S), NECK	Surgery	5.91	5.12	$120.79
38550	0	REMOVAL, NECK/ARMPIT LESION	Surgery	6.73	4.38	$120.79
38555	0	REMOVAL, NECK/ARMPIT LESION	Surgery	14.27	9.68	$120.79
38562	0	REMOVAL, PELVIC LYMPH NODES	Surgery	10.49	6.82	$120.79
38564	0	REMOVAL, ABDOMEN LYMPH NODES	Surgery	10.83	7.06	$120.79
38570	0	LAPAROSCOPY, LYMPH NODE BIOP	Surgery	9.25	5.74	$120.79
38571	0	LAPAROSCOPY, LYMPHADENECTOMY	Surgery	12.38	7.33	$120.79
38572	0	LAPAROSCOPY, LYMPHADENECTOMY	Surgery	14.32	8.49	$120.79
38700	0	REMOVAL OF LYMPH NODES, NECK	Surgery	8.24	10.75	$120.79
38720	0	REMOVAL OF LYMPH NODES, NECK	Surgery	13.61	15.54	$120.79
38724	0	REMOVAL OF LYMPH NODES, NECK	Surgery	14.54	15.40	$120.79
38740	0	REMOVE ARMPIT LYMPH NODES	Surgery	6.77	4.82	$120.79
38745	0	REMOVE ARMPIT LYMPH NODES	Surgery	8.84	7.80	$120.79
38746	0	REMOVE THORACIC LYMPH NODES	Surgery	4.39	2.14	$120.79
38747	0	REMOVE ABDOMINAL LYMPH NODES	Surgery	4.89	2.31	$120.79
38760	0	REMOVE GROIN LYMPH NODES	Surgery	8.74	6.31	$120.79
38765	0	REMOVE GROIN LYMPH NODES	Surgery	16.06	11.75	$120.79
38770	0	REMOVE PELVIS LYMPH NODES	Surgery	13.23	11.18	$120.79
38780	0	REMOVE ABDOMEN LYMPH NODES	Surgery	16.59	13.00	$120.79
38790	0	INJECT FOR LYMPHATIC X-RAY	Surgery	1.29	12.91	$120.79
38794	0	ACCESS THORACIC LYMPH DUCT	Surgery	4.45	2.15	$120.79
39000	0	EXPLORATION OF CHEST	Surgery	6.10	8.25	$120.79
39010	0	EXPLORATION OF CHEST	Surgery	11.79	12.78	$120.79
39200	0	REMOVAL CHEST LESION	Surgery	13.62	13.12	$120.79
39220	0	REMOVAL CHEST LESION	Surgery	17.42	15.46	$120.79
39400	0	VISUALIZATION OF CHEST	Surgery	5.61	7.63	$120.79
39501	0	REPAIR DIAPHRAGM LACERATION	Surgery	13.19	10.07	$120.79
39502	0	REPAIR PARAESOPHAGEAL HERNIA	Surgery	16.33	10.85	$120.79
39503	0	REPAIR OF DIAPHRAGM HERNIA	Surgery	34.85	21.16	$120.79
39520	0	REPAIR OF DIAPHRAGM HERNIA	Surgery	16.10	12.65	$120.79
39530	0	REPAIR OF DIAPHRAGM HERNIA	Surgery	15.41	12.35	$120.79
39531	0	REPAIR OF DIAPHRAGM HERNIA	Surgery	16.42	10.03	$120.79
39540	0	REPAIR OF DIAPHRAGM HERNIA	Surgery	13.32	11.05	$120.79
39541	0	REPAIR OF DIAPHRAGM HERNIA	Surgery	14.41	10.91	$120.79
39545	0	REVISION OF DIAPHRAGM	Surgery	13.37	10.09	$120.79
39560	0	RESECT DIAPHRAGM, SIMPLE	Surgery	12.00	8.79	$120.79
39561	0	RESECT DIAPHRAGM, COMPLEX	Surgery	17.50	10.89	$120.79
40490	0	BIOPSY OF LIP	Surgery	1.22	1.18	$120.79
40500	0	PARTIAL EXCISION OF LIP	Surgery	4.28	4.90	$120.79
40510	0	PARTIAL EXCISION OF LIP	Surgery	4.70	5.49	$120.79
40520	0	PARTIAL EXCISION OF LIP	Surgery	4.67	5.18	$120.79
40525	0	RECONSTRUCT LIP WITH FLAP	Surgery	7.55	7.99	$120.79
40527	0	RECONSTRUCT LIP WITH FLAP	Surgery	9.13	9.43	$120.79
40530	0	PARTIAL REMOVAL OF LIP	Surgery	5.40	5.37	$120.79
40650	0	REPAIR LIP	Surgery	3.64	4.13	$120.79
40652	0	REPAIR LIP	Surgery	4.26	5.16	$120.79
40654	0	REPAIR LIP	Surgery	5.31	6.07	$120.79
40700	0	REPAIR CLEFT LIP/NASAL	Surgery	12.79	9.17	$120.79
40701	0	REPAIR CLEFT LIP/NASAL	Surgery	15.85	15.76	$120.79
40702	0	REPAIR CLEFT LIP/NASAL	Surgery	13.04	9.43	$120.79
40720	0	REPAIR CLEFT LIP/NASAL	Surgery	13.55	10.30	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
40761	0	REPAIR CLEFT LIP/NASAL	Surgery	14.72	11.28	$120.79
40800	0	DRAINAGE OF MOUTH LESION	Surgery	1.17	1.23	$120.79
40801	0	DRAINAGE OF MOUTH LESION	Surgery	2.53	1.31	$120.79
40804	0	REMOVAL, FOREIGN BODY, MOUTH	Surgery	1.24	1.43	$120.79
40805	0	REMOVAL, FOREIGN BODY, MOUTH	Surgery	2.69	2.52	$120.79
40806	0	INCISION OF LIP FOLD	Surgery	0.31	0.42	$120.79
40808	0	BIOPSY OF MOUTH LESION	Surgery	0.96	1.28	$120.79
40810	0	EXCISION OF MOUTH LESION	Surgery	1.31	1.79	$120.79
40812	0	EXCISE/REPAIR MOUTH LESION	Surgery	2.31	2.11	$120.79
40814	0	EXCISE/REPAIR MOUTH LESION	Surgery	3.42	2.81	$120.79
40816	0	EXCISION OF MOUTH LESION	Surgery	3.67	2.84	$120.79
40818	0	EXCISE ORAL MUCOSA FOR GRAFT	Surgery	2.41	3.11	$120.79
40819	0	EXCISE LIP OR CHEEK FOLD	Surgery	2.41	2.25	$120.79
40820	0	TREATMENT OF MOUTH LESION	Surgery	1.28	1.30	$120.79
40830	0	REPAIR MOUTH LACERATION	Surgery	1.76	1.43	$120.79
40831	0	REPAIR MOUTH LACERATION	Surgery	2.46	2.17	$120.79
40840	0	RECONSTRUCTION OF MOUTH	Surgery	8.73	6.22	$120.79
40842	0	RECONSTRUCTION OF MOUTH	Surgery	8.73	6.10	$120.79
40843	0	RECONSTRUCTION OF MOUTH	Surgery	12.10	7.91	$120.79
40844	0	RECONSTRUCTION OF MOUTH	Surgery	16.01	10.55	$120.79
40845	0	RECONSTRUCTION OF MOUTH	Surgery	18.58	16.07	$120.79
41000	0	DRAINAGE OF MOUTH LESION	Surgery	1.30	1.39	$120.79
41005	0	DRAINAGE OF MOUTH LESION	Surgery	1.26	0.98	$120.79
41006	0	DRAINAGE OF MOUTH LESION	Surgery	3.24	2.04	$120.79
41007	0	DRAINAGE OF MOUTH LESION	Surgery	3.10	2.99	$120.79
41008	0	DRAINAGE OF MOUTH LESION	Surgery	3.37	1.77	$120.79
41009	0	DRAINAGE OF MOUTH LESION	Surgery	3.59	3.18	$120.79
41010	0	INCISION OF TONGUE FOLD	Surgery	1.06	1.55	$120.79
41015	0	DRAINAGE OF MOUTH LESION	Surgery	3.96	1.95	$120.79
41016	0	DRAINAGE OF MOUTH LESION	Surgery	4.07	3.50	$120.79
41017	0	DRAINAGE OF MOUTH LESION	Surgery	4.07	2.28	$120.79
41018	0	DRAINAGE OF MOUTH LESION	Surgery	5.10	3.86	$120.79
41100	0	BIOPSY OF TONGUE	Surgery	1.63	1.55	$120.79
41105	0	BIOPSY OF TONGUE	Surgery	1.42	1.28	$120.79
41108	0	BIOPSY OF FLOOR OF MOUTH	Surgery	1.05	1.42	$120.79
41110	0	EXCISION OF TONGUE LESION	Surgery	1.51	1.42	$120.79
41112	0	EXCISION OF TONGUE LESION	Surgery	2.73	2.22	$120.79
41113	0	EXCISION OF TONGUE LESION	Surgery	3.19	2.49	$120.79
41114	0	EXCISION OF TONGUE LESION	Surgery	8.47	6.40	$120.79
41115	0	EXCISION OF TONGUE FOLD	Surgery	1.74	2.03	$120.79
41116	0	EXCISION OF MOUTH LESION	Surgery	2.44	2.84	$120.79
41120	0	PARTIAL REMOVAL OF TONGUE	Surgery	9.77	7.97	$120.79
41130	0	PARTIAL REMOVAL OF TONGUE	Surgery	11.15	9.33	$120.79
41135	0	TONGUE AND NECK SURGERY	Surgery	23.09	17.68	$120.79
41140	0	REMOVAL OF TONGUE	Surgery	25.50	18.17	$120.79
41145	0	TONGUE REMOVAL, NECK SURGERY	Surgery	30.06	22.42	$120.79
41150	0	TONGUE, MOUTH, JAW SURGERY	Surgery	23.04	18.38	$120.79
41153	0	TONGUE, MOUTH, NECK SURGERY	Surgery	23.77	21.96	$120.79
41155	0	TONGUE, JAW, & NECK SURGERY	Surgery	27.72	25.89	$120.79
41250	0	REPAIR TONGUE LACERATION	Surgery	1.91	1.34	$120.79
41251	0	REPAIR TONGUE LACERATION	Surgery	2.27	2.01	$120.79
41252	0	REPAIR TONGUE LACERATION	Surgery	2.97	2.35	$120.79
41500	0	FIXATION OF TONGUE	Surgery	3.71	3.63	$120.79
41510	0	TONGUE TO LIP SURGERY	Surgery	3.42	3.49	$120.79
41520	0	RECONSTRUCTION, TONGUE FOLD	Surgery	2.73	2.86	$120.79
41800	0	DRAINAGE OF GUM LESION	Surgery	1.17	1.21	$120.79
41805	0	REMOVAL FOREIGN BODY, GUM	Surgery	1.24	1.28	$120.79
41806	0	REMOVAL FOREIGN BODY,JAWBONE	Surgery	2.69	1.50	$120.79
41822	0	EXCISION OF GUM LESION	Surgery	2.31	2.14	$120.79
41823	0	EXCISION OF GUM LESION	Surgery	3.30	3.56	$120.79
41825	0	EXCISION OF GUM LESION	Surgery	1.31	1.86	$120.79
41826	0	EXCISION OF GUM LESION	Surgery	2.31	2.32	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

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CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
41827	0	EXCISION OF GUM LESION	Surgery	3.42	2.63	$120.79
41828	0	EXCISION OF GUM LESION	Surgery	3.09	3.61	$120.79
41830	0	REMOVAL OF GUM TISSUE	Surgery	3.35	3.43	$120.79
41872	0	REPAIR GUM	Surgery	2.59	2.89	$120.79
41874	0	REPAIR TOOTH SOCKET	Surgery	3.09	2.92	$120.79
42000	0	DRAINAGE MOUTH ROOF LESION	Surgery	1.23	1.37	$120.79
42100	0	BIOPSY ROOF OF MOUTH	Surgery	1.31	1.43	$120.79
42104	0	EXCISION LESION, MOUTH ROOF	Surgery	1.64	1.48	$120.79
42106	0	EXCISION LESION, MOUTH ROOF	Surgery	2.10	1.79	$120.79
42107	0	EXCISION LESION, MOUTH ROOF	Surgery	4.44	3.21	$120.79
42120	0	REMOVE PALATE/LESION	Surgery	6.17	6.40	$120.79
42140	0	EXCISION OF UVULA	Surgery	1.62	2.05	$120.79
42145	0	REPAIR PALATE, PHARYNX/UVULA	Surgery	8.05	8.21	$120.79
42160	0	TREATMENT MOUTH ROOF LESION	Surgery	1.80	2.08	$120.79
42180	0	REPAIR PALATE	Surgery	2.50	2.16	$120.79
42182	0	REPAIR PALATE	Surgery	3.83	3.25	$120.79
42200	0	RECONSTRUCT CLEFT PALATE	Surgery	12.00	8.47	$120.79
42205	0	RECONSTRUCT CLEFT PALATE	Surgery	9.59	9.17	$120.79
42210	0	RECONSTRUCT CLEFT PALATE	Surgery	14.50	11.03	$120.79
42215	0	RECONSTRUCT CLEFT PALATE	Surgery	8.82	7.84	$120.79
42220	0	RECONSTRUCT CLEFT PALATE	Surgery	7.02	5.80	$120.79
42225	0	RECONSTRUCT CLEFT PALATE	Surgery	9.54	7.92	$120.79
42226	0	LENGTHENING OF PALATE	Surgery	10.01	8.48	$120.79
42227	0	LENGTHENING OF PALATE	Surgery	9.52	7.02	$120.79
42235	0	REPAIR PALATE	Surgery	7.87	5.87	$120.79
42260	0	REPAIR NOSE TO LIP FISTULA	Surgery	9.80	5.44	$120.79
42280	0	PREPARATION, PALATE MOLD	Surgery	1.54	1.73	$120.79
42281	0	INSERTION, PALATE PROSTHESIS	Surgery	1.93	1.30	$120.79
42300	0	DRAINAGE OF SALIVARY GLAND	Surgery	1.93	1.67	$120.79
42305	0	DRAINAGE OF SALIVARY GLAND	Surgery	6.07	3.65	$120.79
42310	0	DRAINAGE OF SALIVARY GLAND	Surgery	1.56	1.62	$120.79
42320	0	DRAINAGE OF SALIVARY GLAND	Surgery	2.35	1.99	$120.79
42325	0	CREATE SALIVARY CYST DRAIN	Surgery	2.75	1.66	$120.79
42326	0	CREATE SALIVARY CYST DRAIN	Surgery	3.78	3.05	$120.79
42330	0	REMOVAL OF SALIVARY STONE	Surgery	2.21	1.81	$120.79
42335	0	REMOVAL OF SALIVARY STONE	Surgery	3.31	2.30	$120.79
42340	0	REMOVAL OF SALIVARY STONE	Surgery	4.60	3.28	$120.79
42400	0	BIOPSY OF SALIVARY GLAND	Surgery	0.78	1.46	$120.79
42405	0	BIOPSY OF SALIVARY GLAND	Surgery	3.29	2.33	$120.79
42408	0	EXCISION OF SALIVARY CYST	Surgery	4.54	3.68	$120.79
42409	0	DRAINAGE OF SALIVARY CYST	Surgery	2.81	3.04	$120.79
42410	0	EXCISE PAROTID GLAND/LESION	Surgery	9.34	6.84	$120.79
42415	0	EXCISE PAROTID GLAND/LESION	Surgery	16.89	12.81	$120.79
42420	0	EXCISE PAROTID GLAND/LESION	Surgery	19.59	14.78	$120.79
42425	0	EXCISE PAROTID GLAND/LESION	Surgery	13.02	10.93	$120.79
42426	0	EXCISE PAROTID GLAND/LESION	Surgery	21.26	19.92	$120.79
42440	0	EXCISE SUBMAXILLARY GLAND	Surgery	6.97	6.91	$120.79
42450	0	EXCISE SUBLINGUAL GLAND	Surgery	4.62	4.01	$120.79
42500	0	REPAIR SALIVARY DUCT	Surgery	4.30	4.64	$120.79
42505	0	REPAIR SALIVARY DUCT	Surgery	6.18	6.06	$120.79
42507	0	PAROTID DUCT DIVERSION	Surgery	6.11	5.30	$120.79
42508	0	PAROTID DUCT DIVERSION	Surgery	9.10	7.66	$120.79
42509	0	PAROTID DUCT DIVERSION	Surgery	11.54	8.44	$120.79
42510	0	PAROTID DUCT DIVERSION	Surgery	8.15	7.21	$120.79
42550	0	INJECTION FOR SALIVARY X-RAY	Surgery	1.25	5.76	$120.79
42600	0	CLOSURE OF SALIVARY FISTULA	Surgery	4.82	4.51	$120.79
42650	0	DILATION OF SALIVARY DUCT	Surgery	0.77	0.69	$120.79
42660	0	DILATION OF SALIVARY DUCT	Surgery	1.13	0.82	$120.79
42665	0	LIGATION OF SALIVARY DUCT	Surgery	2.53	2.61	$120.79
42700	0	DRAINAGE OF TONSIL ABSCESS	Surgery	1.62	1.73	$120.79
42720	0	DRAINAGE OF THROAT ABSCESS	Surgery	5.42	3.21	$120.79
42725	0	DRAINAGE OF THROAT ABSCESS	Surgery	10.72	6.46	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
42800	0	BIOPSY OF THROAT	Surgery	1.39	1.59	$120.79
42802	0	BIOPSY OF THROAT	Surgery	1.54	1.63	$120.79
42804	0	BIOPSY OF UPPER NOSE/THROAT	Surgery	1.24	1.59	$120.79
42806	0	BIOPSY OF UPPER NOSE/THROAT	Surgery	1.58	1.87	$120.79
42808	0	EXCISE PHARYNX LESION	Surgery	2.30	2.68	$120.79
42809	0	REMOVE PHARYNX FOREIGN BODY	Surgery	1.81	1.81	$120.79
42810	0	EXCISION OF NECK CYST	Surgery	3.33	3.62	$120.79
42815	0	EXCISION OF NECK CYST	Surgery	7.23	7.35	$120.79
42820	0	REMOVE TONSILS AND ADENOIDS	Surgery	3.91	3.47	$120.79
42821	0	REMOVE TONSILS AND ADENOIDS	Surgery	4.29	4.00	$120.79
42825	0	REMOVAL OF TONSILS	Surgery	3.42	3.09	$120.79
42826	0	REMOVAL OF TONSILS	Surgery	3.38	3.65	$120.79
42830	0	REMOVAL OF ADENOIDS	Surgery	2.57	2.12	$120.79
42831	0	REMOVAL OF ADENOIDS	Surgery	2.71	2.44	$120.79
42835	0	REMOVAL OF ADENOIDS	Surgery	2.30	2.27	$120.79
42836	0	REMOVAL OF ADENOIDS	Surgery	3.18	3.10	$120.79
42842	0	EXTENSIVE SURGERY OF THROAT	Surgery	8.76	7.18	$120.79
42844	0	EXTENSIVE SURGERY OF THROAT	Surgery	14.31	11.29	$120.79
42845	0	EXTENSIVE SURGERY OF THROAT	Surgery	24.29	18.40	$120.79
42860	0	EXCISION OF TONSIL TAGS	Surgery	2.22	2.32	$120.79
42870	0	EXCISION OF LINGUAL TONSIL	Surgery	5.40	3.93	$120.79
42890	0	PARTIAL REMOVAL OF PHARYNX	Surgery	12.94	9.91	$120.79
42892	0	REVISION OF PHARYNGEAL WALLS	Surgery	15.83	11.71	$120.79
42894	0	REVISION OF PHARYNGEAL WALLS	Surgery	22.88	16.90	$120.79
42900	0	REPAIR THROAT WOUND	Surgery	5.25	4.11	$120.79
42950	0	RECONSTRUCTION OF THROAT	Surgery	8.10	8.21	$120.79
42953	0	REPAIR THROAT, ESOPHAGUS	Surgery	8.96	7.39	$120.79
42955	0	SURGICAL OPENING OF THROAT	Surgery	7.39	4.76	$120.79
42960	0	CONTROL THROAT BLEEDING	Surgery	2.33	1.54	$120.79
42961	0	CONTROL THROAT BLEEDING	Surgery	5.59	3.32	$120.79
42962	0	CONTROL THROAT BLEEDING	Surgery	7.14	6.02	$120.79
42970	0	CONTROL NOSE/THROAT BLEEDING	Surgery	5.43	2.28	$120.79
42971	0	CONTROL NOSE/THROAT BLEEDING	Surgery	6.21	4.06	$120.79
42972	0	CONTROL NOSE/THROAT BLEEDING	Surgery	7.20	5.05	$120.79
43020	0	INCISION OF ESOPHAGUS	Surgery	8.09	6.96	$120.79
43030	0	THROAT MUSCLE SURGERY	Surgery	7.69	7.87	$120.79
43045	0	INCISION OF ESOPHAGUS	Surgery	20.12	13.32	$120.79
43100	0	EXCISION OF ESOPHAGUS LESION	Surgery	9.19	6.84	$120.79
43101	0	EXCISION OF ESOPHAGUS LESION	Surgery	16.24	10.25	$120.79
43107	0	REMOVAL OF ESOPHAGUS	Surgery	28.79	20.75	$120.79
43108	0	REMOVAL OF ESOPHAGUS	Surgery	34.19	22.56	$120.79
43112	0	REMOVAL OF ESOPHAGUS	Surgery	31.22	21.32	$120.79
43113	0	REMOVAL OF ESOPHAGUS	Surgery	35.27	23.16	$120.79
43116	0	PARTIAL REMOVAL OF ESOPHAGUS	Surgery	31.22	22.80	$120.79
43117	0	PARTIAL REMOVAL OF ESOPHAGUS	Surgery	30.02	22.64	$120.79
43118	0	PARTIAL REMOVAL OF ESOPHAGUS	Surgery	33.20	22.65	$120.79
43121	0	PARTIAL REMOVAL OF ESOPHAGUS	Surgery	29.19	20.81	$120.79
43122	0	PARITAL REMOVAL OF ESOPHAGUS	Surgery	29.11	19.66	$120.79
43123	0	PARTIAL REMOVAL OF ESOPHAGUS	Surgery	33.20	23.70	$120.79
43124	0	REMOVAL OF ESOPHAGUS	Surgery	27.32	20.70	$120.79
43130	0	REMOVAL OF ESOPHAGUS POUCH	Surgery	11.75	10.37	$120.79
43135	0	REMOVAL OF ESOPHAGUS POUCH	Surgery	16.10	12.28	$120.79
43200	0	ESOPHAGUS ENDOSCOPY	Surgery	1.59	1.35	$120.79
43202	0	ESOPHAGUS ENDOSCOPY, BIOPSY	Surgery	1.89	1.51	$120.79
43204	0	ESOPHAGUS ENDOSCOPY & INJECT	Surgery	3.77	2.91	$120.79
43205	0	ESOPHAGUS ENDOSCOPY/LIGATION	Surgery	3.79	2.12	$120.79
43215	0	ESOPHAGUS ENDOSCOPY	Surgery	2.60	2.07	$120.79
43216	0	ESOPHAGUS ENDOSCOPY/LESION	Surgery	2.40	1.87	$120.79
43217	0	ESOPHAGUS ENDOSCOPY	Surgery	2.90	2.25	$120.79
43219	0	ESOPHAGUS ENDOSCOPY	Surgery	2.80	2.19	$120.79
43220	0	ESOPH ENDOSCOPY, DILATION	Surgery	2.10	1.64	$120.79
43226	0	ESOPH ENDOSCOPY, DILATION	Surgery	2.34	1.81	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
43227	0	ESOPH ENDOSCOPY, REPAIR	Surgery	3.60	2.78	$120.79
43228	0	ESOPH ENDOSCOPY, ABLATION	Surgery	3.77	2.93	$120.79
43234	0	UPPER GI ENDOSCOPY, EXAM	Surgery	2.01	1.56	$120.79
43235	0	UPPR GI ENDOSCOPY, DIAGNOSIS	Surgery	2.39	1.84	$120.79
43239	0	UPPER GI ENDOSCOPY, BIOPSY	Surgery	2.69	2.07	$120.79
43241	0	UPPER GI ENDOSCOPY WITH TUBE	Surgery	2.59	2.00	$120.79
43243	0	UPPER GI ENDOSCOPY & INJECT	Surgery	4.57	3.52	$120.79
43244	0	UPPER GI ENDOSCOPY/LIGATION	Surgery	4.59	2.68	$120.79
43245	0	OPERATIVE UPPER GI ENDOSCOPY	Surgery	3.39	2.62	$120.79
43246	0	PLACE GASTROSTOMY TUBE	Surgery	4.33	3.34	$120.79
43247	0	OPERATIVE UPPER GI ENDOSCOPY	Surgery	3.39	2.62	$120.79
43248	0	UPPR GI ENDOSCOPY/GUIDE WIRE	Surgery	3.15	2.43	$120.79
43249	0	ESOPH ENDOSCOPY, DILATION	Surgery	2.90	2.23	$120.79
43250	0	UPPER GI ENDOSCOPY/TUMOR	Surgery	3.20	2.47	$120.79
43251	0	OPERATIVE UPPER GI ENDOSCOPY	Surgery	3.70	2.85	$120.79
43255	0	OPERATIVE UPPER GI ENDOSCOPY	Surgery	4.40	3.38	$120.79
43258	0	OPERATIVE UPPER GI ENDOSCOPY	Surgery	4.55	3.51	$120.79
43259	0	ENDOSCOPIC ULTRASOUND EXAM	Surgery	4.89	3.01	$120.79
43260	0	ENDO CHOLANGIOPANCREATOGRAPH	Surgery	5.96	4.27	$120.79
43261	0	ENDO CHOLANGIOPANCREATOGRAPH	Surgery	6.27	4.32	$120.79
43262	0	ENDO CHOLANGIOPANCREATOGRAPH	Surgery	7.39	5.69	$120.79
43263	0	ENDO CHOLANGIOPANCREATOGRAPH	Surgery	6.19	4.23	$120.79
43264	0	ENDO CHOLANGIOPANCREATOGRAPH	Surgery	8.90	6.38	$120.79
43265	0	ENDO CHOLANGIOPANCREATOGRAPH	Surgery	8.90	5.23	$120.79
43267	0	ENDO CHOLANGIOPANCREATOGRAPH	Surgery	7.39	5.30	$120.79
43268	0	ENDO CHOLANGIOPANCREATOGRAPH	Surgery	7.39	5.68	$120.79
43269	0	ENDO CHOLANGIOPANCREATOGRAPH	Surgery	6.04	4.65	$120.79
43271	0	ENDO CHOLANGIOPANCREATOGRAPH	Surgery	7.39	5.41	$120.79
43272	0	ENDO CHOLANGIOPANCREATOGRAPH	Surgery	7.39	4.31	$120.79
43280	0	LAPAROSCOPY, FUNDOPLASTY	Surgery	17.25	10.90	$120.79
43300	0	REPAIR OF ESOPHAGUS	Surgery	9.14	9.01	$120.79
43305	0	REPAIR ESOPHAGUS AND FISTULA	Surgery	17.15	13.74	$120.79
43310	0	REPAIR OF ESOPHAGUS	Surgery	25.39	18.04	$120.79
43312	0	REPAIR ESOPHAGUS AND FISTULA	Surgery	28.42	19.02	$120.79
43320	0	FUSE ESOPHAGUS & STOMACH	Surgery	16.07	11.76	$120.79
43324	0	REVISE ESOPHAGUS & STOMACH	Surgery	16.58	10.85	$120.79
43325	0	REVISE ESOPHAGUS & STOMACH	Surgery	16.17	10.83	$120.79
43326	0	REVISE ESOPHAGUS & STOMACH	Surgery	15.91	9.47	$120.79
43330	0	REPAIR OF ESOPHAGUS	Surgery	15.94	10.60	$120.79
43331	0	REPAIR OF ESOPHAGUS	Surgery	16.23	13.36	$120.79
43340	0	FUSE ESOPHAGUS & INTESTINE	Surgery	15.81	11.85	$120.79
43341	0	FUSE ESOPHAGUS & INTESTINE	Surgery	16.81	12.57	$120.79
43350	0	SURGICAL OPENING, ESOPHAGUS	Surgery	12.72	8.49	$120.79
43351	0	SURGICAL OPENING, ESOPHAGUS	Surgery	14.79	10.27	$120.79
43352	0	SURGICAL OPENING, ESOPHAGUS	Surgery	12.30	9.78	$120.79
43360	0	GASTROINTESTINAL REPAIR	Surgery	28.78	20.01	$120.79
43361	0	GASTROINTESTINAL REPAIR	Surgery	32.65	23.13	$120.79
43400	0	LIGATE ESOPHAGUS VEINS	Surgery	17.09	10.19	$120.79
43401	0	ESOPHAGUS SURGERY FOR VEINS	Surgery	17.81	9.95	$120.79
43405	0	LIGATE/STAPLE ESOPHAGUS	Surgery	16.13	12.33	$120.79
43410	0	REPAIR ESOPHAGUS WOUND	Surgery	10.86	9.49	$120.79
43415	0	REPAIR ESOPHAGUS WOUND	Surgery	17.06	12.46	$120.79
43420	0	REPAIR ESOPHAGUS OPENING	Surgery	11.57	7.00	$120.79
43425	0	REPAIR ESOPHAGUS OPENING	Surgery	16.95	11.45	$120.79
43450	0	DILATE ESOPHAGUS	Surgery	1.38	0.61	$120.79
43453	0	DILATE ESOPHAGUS	Surgery	1.51	1.08	$120.79
43456	0	DILATE ESOPHAGUS	Surgery	2.57	1.79	$120.79
43458	0	DILATE ESOPHAGUS	Surgery	3.06	1.37	$120.79
43460	0	PRESSURE TREATMENT ESOPHAGUS	Surgery	3.80	1.63	$120.79
43500	0	SURGICAL OPENING OF STOMACH	Surgery	8.44	5.49	$120.79
43501	0	SURGICAL REPAIR OF STOMACH	Surgery	15.31	8.28	$120.79
43502	0	SURGICAL REPAIR OF STOMACH	Surgery	17.67	8.88	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

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CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
43510	0	SURGICAL OPENING OF STOMACH	Surgery	9.99	7.60	$120.79
43520	0	INCISION OF PYLORIC MUSCLE	Surgery	7.63	5.10	$120.79
43600	0	BIOPSY OF STOMACH	Surgery	1.91	0.60	$120.79
43605	0	BIOPSY OF STOMACH	Surgery	9.15	5.54	$120.79
43610	0	EXCISION OF STOMACH LESION	Surgery	11.15	7.30	$120.79
43611	0	EXCISION OF STOMACH LESION	Surgery	13.63	7.80	$120.79
43620	0	REMOVAL OF STOMACH	Surgery	22.54	13.64	$120.79
43621	0	REMOVAL OF STOMACH	Surgery	23.06	13.69	$120.79
43622	0	REMOVAL OF STOMACH	Surgery	24.41	14.02	$120.79
43631	0	REMOVAL OF STOMACH, PARTIAL	Surgery	19.66	11.21	$120.79
43632	0	REMOVAL OF STOMACH, PARTIAL	Surgery	19.66	11.18	$120.79
43633	0	REMOVAL OF STOMACH, PARTIAL	Surgery	20.10	11.25	$120.79
43634	0	REMOVAL OF STOMACH, PARTIAL	Surgery	21.86	16.52	$120.79
43635	0	REMOVAL OF STOMACH, PARTIAL	Surgery	2.06	0.98	$120.79
43638	0	REMOVAL OF STOMACH, PARTIAL	Surgery	21.76	11.84	$120.79
43639	0	REMOVAL OF STOMACH, PARTIAL	Surgery	22.25	11.98	$120.79
43640	0	VAGOTOMY & PYLORUS REPAIR	Surgery	14.81	9.15	$120.79
43641	0	VAGOTOMY & PYLORUS REPAIR	Surgery	15.03	9.34	$120.79
43651	0	LAPAROSCOPY, VAGUS NERVE	Surgery	10.15	5.11	$120.79
43652	0	LAPAROSCOPY, VAGUS NERVE	Surgery	12.15	6.27	$120.79
43653	0	LAPAROSCOPY, GASTROSTOMY	Surgery	7.73	5.56	$120.79
43750	0	PLACE GASTROSTOMY TUBE	Surgery	4.49	3.60	$120.79
43760	0	CHANGE GASTROSTOMY TUBE	Surgery	1.10	0.56	$120.79
43761	0	REPOSITION GASTROSTOMY TUBE	Surgery	2.01	0.87	$120.79
43800	0	RECONSTRUCTION OF PYLORUS	Surgery	10.46	6.52	$120.79
43810	0	FUSION OF STOMACH AND BOWEL	Surgery	11.19	6.97	$120.79
43820	0	FUSION OF STOMACH AND BOWEL	Surgery	11.74	7.46	$120.79
43825	0	FUSION OF STOMACH AND BOWEL	Surgery	14.68	9.50	$120.79
43830	0	PLACE GASTROSTOMY TUBE	Surgery	7.28	5.48	$120.79
43831	0	PLACE GASTROSTOMY TUBE	Surgery	7.33	4.90	$120.79
43832	0	PLACE GASTROSTOMY TUBE	Surgery	11.92	7.48	$120.79
43840	0	REPAIR OF STOMACH LESION	Surgery	11.89	7.23	$120.79
43842	0	GASTROPLASTY FOR OBESITY	Surgery	14.71	12.43	$120.79
43843	0	GASTROPLASTY FOR OBESITY	Surgery	14.85	12.06	$120.79
43846	0	GASTRIC BYPASS FOR OBESITY	Surgery	19.15	13.67	$120.79
43847	0	GASTRIC BYPASS FOR OBESITY	Surgery	21.44	14.64	$120.79
43848	0	REVISION GASTROPLASTY	Surgery	23.41	15.04	$120.79
43850	0	REVISE STOMACH-BOWEL FUSION	Surgery	19.69	10.78	$120.79
43855	0	REVISE STOMACH-BOWEL FUSION	Surgery	20.83	10.30	$120.79
43860	0	REVISE STOMACH-BOWEL FUSION	Surgery	19.91	10.73	$120.79
43865	0	REVISE STOMACH-BOWEL FUSION	Surgery	21.12	11.97	$120.79
43870	0	REPAIR STOMACH OPENING	Surgery	7.40	5.29	$120.79
43880	0	REPAIR STOMACH-BOWEL FISTULA	Surgery	19.63	9.12	$120.79
44005	0	FREEING OF BOWEL ADHESION	Surgery	13.84	7.81	$120.79
44010	0	INCISION OF SMALL BOWEL	Surgery	10.68	6.65	$120.79
44015	0	INSERT NEEDLE CATH BOWEL	Surgery	2.62	2.05	$120.79
44020	0	EXPLORATION OF SMALL BOWEL	Surgery	11.93	7.18	$120.79
44021	0	DECOMPRESS SMALL BOWEL	Surgery	12.01	7.00	$120.79
44025	0	INCISION OF LARGE BOWEL	Surgery	12.18	7.19	$120.79
44050	0	REDUCE BOWEL OBSTRUCTION	Surgery	11.40	7.06	$120.79
44055	0	CORRECT MALROTATION OF BOWEL	Surgery	13.14	7.33	$120.79
44100	0	BIOPSY OF BOWEL	Surgery	2.01	1.11	$120.79
44110	0	EXCISION OF BOWEL LESION(S)	Surgery	10.07	6.77	$120.79
44111	0	EXCISION OF BOWEL LESION(S)	Surgery	12.19	8.52	$120.79
44120	0	REMOVAL OF SMALL INTESTINE	Surgery	14.50	8.56	$120.79
44121	0	REMOVAL OF SMALL INTESTINE	Surgery	4.45	2.10	$120.79
44125	0	REMOVAL OF SMALL INTESTINE	Surgery	14.96	9.36	$120.79
44130	0	BOWEL TO BOWEL FUSION	Surgery	12.36	7.73	$120.79
44139	0	MOBILIZATION OF COLON	Surgery	2.23	1.06	$120.79
44140	0	PARTIAL REMOVAL OF COLON	Surgery	18.35	10.53	$120.79
44141	0	PARTIAL REMOVAL OF COLON	Surgery	19.51	12.37	$120.79
44143	0	PARTIAL REMOVAL OF COLON	Surgery	20.17	12.74	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
44144	0	PARTIAL REMOVAL OF COLON	Surgery	18.89	12.00	$120.79
44145	0	PARTIAL REMOVAL OF COLON	Surgery	23.18	12.65	$120.79
44146	0	PARTIAL REMOVAL OF COLON	Surgery	24.16	15.25	$120.79
44147	0	PARTIAL REMOVAL OF COLON	Surgery	18.17	13.01	$120.79
44150	0	REMOVAL OF COLON	Surgery	21.01	14.63	$120.79
44151	0	REMOVAL OF COLON/ILEOSTOMY	Surgery	20.04	12.05	$120.79
44152	0	REMOVAL OF COLON/ILEOSTOMY	Surgery	24.41	16.15	$120.79
44153	0	REMOVAL OF COLON/ILEOSTOMY	Surgery	26.83	18.40	$120.79
44155	0	REMOVAL OF COLON/ILEOSTOMY	Surgery	24.44	16.11	$120.79
44156	0	REMOVAL OF COLON/ILEOSTOMY	Surgery	23.01	13.50	$120.79
44160	0	REMOVAL OF COLON	Surgery	15.88	10.64	$120.79
44200	0	LAPAROSCOPY, ENTEROLYSIS	Surgery	14.44	7.92	$120.79
44202	0	LAPARO, RESECT INTESTINE	Surgery	22.04	12.23	$120.79
44300	0	OPEN BOWEL TO SKIN	Surgery	8.88	6.08	$120.79
44310	0	ILEOSTOMY/JEJUNOSTOMY	Surgery	11.70	8.73	$120.79
44312	0	REVISION OF ILEOSTOMY	Surgery	5.88	3.89	$120.79
44314	0	REVISION OF ILEOSTOMY	Surgery	11.04	8.18	$120.79
44316	0	DEVISE BOWEL POUCH	Surgery	15.47	11.00	$120.79
44320	0	COLOSTOMY	Surgery	12.94	9.16	$120.79
44322	0	COLOSTOMY WITH BIOPSIES	Surgery	11.98	9.91	$120.79
44340	0	REVISION OF COLOSTOMY	Surgery	5.66	2.93	$120.79
44345	0	REVISION OF COLOSTOMY	Surgery	11.32	6.11	$120.79
44346	0	REVISION OF COLOSTOMY	Surgery	12.46	7.28	$120.79
44360	0	SMALL BOWEL ENDOSCOPY	Surgery	2.92	2.25	$120.79
44361	0	SMALL BOWEL ENDOSCOPY/BIOPSY	Surgery	3.23	2.48	$120.79
44363	0	SMALL BOWEL ENDOSCOPY	Surgery	3.94	2.29	$120.79
44364	0	SMALL BOWEL ENDOSCOPY	Surgery	4.22	3.25	$120.79
44365	0	SMALL BOWEL ENDOSCOPY	Surgery	3.73	2.87	$120.79
44366	0	SMALL BOWEL ENDOSCOPY	Surgery	4.97	3.82	$120.79
44369	0	SMALL BOWEL ENDOSCOPY	Surgery	5.09	3.92	$120.79
44372	0	SMALL BOWEL ENDOSCOPY	Surgery	4.97	3.83	$120.79
44373	0	SMALL BOWEL ENDOSCOPY	Surgery	3.94	3.02	$120.79
44376	0	SMALL BOWEL ENDOSCOPY	Surgery	5.69	3.18	$120.79
44377	0	SMALL BOWEL ENDOSCOPY/BIOPSY	Surgery	5.98	3.34	$120.79
44378	0	SMALL BOWEL ENDOSCOPY	Surgery	7.71	4.20	$120.79
44380	0	SMALL BOWEL ENDOSCOPY	Surgery	1.51	1.16	$120.79
44382	0	SMALL BOWEL ENDOSCOPY	Surgery	1.82	1.40	$120.79
44385	0	ENDOSCOPY OF BOWEL POUCH	Surgery	1.82	1.40	$120.79
44386	0	ENDOSCOPY, BOWEL POUCH/BIOP	Surgery	2.12	1.21	$120.79
44388	0	COLON ENDOSCOPY	Surgery	2.82	2.19	$120.79
44389	0	COLONOSCOPY WITH BIOPSY	Surgery	3.13	2.42	$120.79
44390	0	COLONOSCOPY FOR FOREIGN BODY	Surgery	3.83	2.10	$120.79
44391	0	COLONOSCOPY FOR BLEEDING	Surgery	4.32	3.33	$120.79
44392	0	COLONOSCOPY & POLYPECTOMY	Surgery	3.82	2.96	$120.79
44393	0	COLONOSCOPY, LESION REMOVAL	Surgery	4.84	3.73	$120.79
44394	0	COLONOSCOPY W/SNARE	Surgery	4.43	3.43	$120.79
44500	0	INTRO, GASTROINTESTINAL TUBE	Surgery	0.49	0.26	$120.79
44602	0	SUTURE, SMALL INTESTINE	Surgery	10.61	6.86	$120.79
44603	0	SUTURE, SMALL INTESTINE	Surgery	14.00	8.28	$120.79
44604	0	SUTURE, LARGE INTESTINE	Surgery	14.28	7.66	$120.79
44605	0	REPAIR OF BOWEL LESION	Surgery	15.37	8.86	$120.79
44615	0	INTESTINAL STRICTUROPLASTY	Surgery	14.19	7.02	$120.79
44620	0	REPAIR BOWEL OPENING	Surgery	10.87	5.96	$120.79
44625	0	REPAIR BOWEL OPENING	Surgery	13.41	8.40	$120.79
44626	0	REPAIR BOWEL OPENING	Surgery	22.59	11.12	$120.79
44640	0	REPAIR BOWEL-SKIN FISTULA	Surgery	14.83	7.23	$120.79
44650	0	REPAIR BOWEL FISTULA	Surgery	15.25	7.70	$120.79
44660	0	REPAIR BOWEL-BLADDER FISTULA	Surgery	14.63	8.00	$120.79
44661	0	REPAIR BOWEL-BLADDER FISTULA	Surgery	16.99	11.57	$120.79
44680	0	SURGICAL REVISION, INTESTINE	Surgery	13.72	8.76	$120.79
44700	0	SUSPEND BOWEL W/PROSTHESIS	Surgery	14.35	9.73	$120.79
44800	0	EXCISION OF BOWEL POUCH	Surgery	11.23	5.66	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
44820	0	EXCISION OF MESENTERY LESION	Surgery	10.31	5.84	$120.79
44850	0	REPAIR OF MESENTERY	Surgery	9.57	5.56	$120.79
44900	0	DRAIN APP ABSCESS, OPEN	Surgery	8.82	5.00	$120.79
44901	0	DRAIN APP ABSCESS, PERCUT	Surgery	3.38	3.35	$120.79
44950	0	APPENDECTOMY	Surgery	8.70	5.06	$120.79
44955	0	APPENDECTOMY ADD-ON	Surgery	1.53	1.20	$120.79
44960	0	APPENDECTOMY	Surgery	10.74	6.14	$120.79
44970	0	LAPAROSCOPY, APPENDECTOMY	Surgery	8.70	4.79	$120.79
45000	0	DRAINAGE OF PELVIC ABSCESS	Surgery	4.52	2.58	$120.79
45005	0	DRAINAGE OF RECTAL ABSCESS	Surgery	1.99	1.44	$120.79
45020	0	DRAINAGE OF RECTAL ABSCESS	Surgery	4.72	3.11	$120.79
45100	0	BIOPSY OF RECTUM	Surgery	3.68	2.03	$120.79
45108	0	REMOVAL OF ANORECTAL LESION	Surgery	4.76	2.97	$120.79
45110	0	REMOVAL OF RECTUM	Surgery	23.80	14.80	$120.79
45111	0	PARTIAL REMOVAL OF RECTUM	Surgery	16.48	10.75	$120.79
45112	0	REMOVAL OF RECTUM	Surgery	25.96	14.76	$120.79
45113	0	PARTIAL PROCTECTOMY	Surgery	25.99	14.37	$120.79
45114	0	PARTIAL REMOVAL OF RECTUM	Surgery	23.22	13.85	$120.79
45116	0	PARTIAL REMOVAL OF RECTUM	Surgery	20.89	10.82	$120.79
45119	0	REMOVE RECTUM W/RESERVOIR	Surgery	26.21	14.65	$120.79
45120	0	REMOVAL OF RECTUM	Surgery	24.60	14.62	$120.79
45121	0	REMOVAL OF RECTUM AND COLON	Surgery	27.04	12.35	$120.79
45123	0	PARTIAL PROCTECTOMY	Surgery	14.20	9.98	$120.79
45126	0	PELVIC EXENTERATION	Surgery	38.39	14.43	$120.79
45130	0	EXCISION OF RECTAL PROLAPSE	Surgery	13.97	8.28	$120.79
45135	0	EXCISION OF RECTAL PROLAPSE	Surgery	16.39	12.76	$120.79
45150	0	EXCISION OF RECTAL STRICTURE	Surgery	5.67	3.38	$120.79
45160	0	EXCISION OF RECTAL LESION	Surgery	13.02	7.25	$120.79
45170	0	EXCISION OF RECTAL LESION	Surgery	9.77	5.10	$120.79
45190	0	DESTRUCTION, RECTAL TUMOR	Surgery	8.28	5.05	$120.79
45300	0	PROCTOSIGMOIDOSCOPY	Surgery	0.70	0.97	$120.79
45303	0	PROCTOSIGMOIDOSCOPY	Surgery	0.80	1.11	$120.79
45305	0	PROCTOSIGMOIDOSCOPY & BIOPSY	Surgery	1.01	0.42	$120.79
45307	0	PROCTOSIGMOIDOSCOPY	Surgery	1.71	1.00	$120.79
45308	0	PROCTOSIGMOIDOSCOPY	Surgery	1.51	0.59	$120.79
45309	0	PROCTOSIGMOIDOSCOPY	Surgery	2.01	0.68	$120.79
45315	0	PROCTOSIGMOIDOSCOPY	Surgery	2.54	1.11	$120.79
45317	0	PROCTOSIGMOIDOSCOPY	Surgery	2.73	1.19	$120.79
45320	0	PROCTOSIGMOIDOSCOPY	Surgery	2.88	1.54	$120.79
45321	0	PROCTOSIGMOIDOSCOPY	Surgery	2.12	1.19	$120.79
45330	0	DIAGNOSTIC SIGMOIDOSCOPY	Surgery	0.96	1.34	$120.79
45331	0	SIGMOIDOSCOPY AND BIOPSY	Surgery	1.26	0.97	$120.79
45332	0	SIGMOIDOSCOPY	Surgery	1.96	1.30	$120.79
45333	0	SIGMOIDOSCOPY & POLYPECTOMY	Surgery	1.96	1.51	$120.79
45334	0	SIGMOIDOSCOPY FOR BLEEDING	Surgery	2.99	1.99	$120.79
45337	0	SIGMOIDOSCOPY & DECOMPRESS	Surgery	2.36	1.83	$120.79
45338	0	SIGMOIDOSCOPY	Surgery	2.57	1.67	$120.79
45339	0	SIGMOIDOSCOPY	Surgery	3.14	2.31	$120.79
45355	0	SURGICAL COLONOSCOPY	Surgery	3.52	1.26	$120.79
45378	0	DIAGNOSTIC COLONOSCOPY	Surgery	3.70	2.86	$120.79
45379	0	COLONOSCOPY	Surgery	4.72	3.64	$120.79
45380	0	COLONOSCOPY AND BIOPSY	Surgery	4.01	3.09	$120.79
45382	0	COLONOSCOPY/CONTROL BLEEDING	Surgery	5.73	4.18	$120.79
45383	0	LESION REMOVAL COLONOSCOPY	Surgery	5.87	4.24	$120.79
45384	0	COLONOSCOPY	Surgery	4.70	3.62	$120.79
45385	0	LESION REMOVAL COLONOSCOPY	Surgery	5.31	4.10	$120.79
45500	0	REPAIR OF RECTUM	Surgery	7.29	5.25	$120.79
45505	0	REPAIR OF RECTUM	Surgery	6.02	4.98	$120.79
45520	0	TREATMENT OF RECTAL PROLAPSE	Surgery	0.55	0.67	$120.79
45540	0	CORRECT RECTAL PROLAPSE	Surgery	12.92	8.76	$120.79
45541	0	CORRECT RECTAL PROLAPSE	Surgery	10.64	8.47	$120.79
45550	0	REPAIR RECTUM/REMOVE SIGMOID	Surgery	18.26	10.61	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
45560	0	REPAIR OF RECTOCELE	Surgery	8.40	4.97	$120.79
45562	0	EXPLORATION/REPAIR OF RECTUM	Surgery	12.21	7.45	$120.79
45563	0	EXPLORATION/REPAIR OF RECTUM	Surgery	18.63	11.67	$120.79
45800	0	REPAIR RECT/BLADDER FISTULA	Surgery	14.11	8.64	$120.79
45805	0	REPAIR FISTULA W/COLOSTOMY	Surgery	16.50	10.95	$120.79
45820	0	REPAIR RECTOURETHRAL FISTULA	Surgery	14.67	8.28	$120.79
45825	0	REPAIR FISTULA W/COLOSTOMY	Surgery	16.87	9.85	$120.79
45900	0	REDUCTION OF RECTAL PROLAPSE	Surgery	1.83	0.71	$120.79
45905	0	DILATION OF ANAL SPHINCTER	Surgery	1.61	0.74	$120.79
45910	0	DILATION OF RECTAL NARROWING	Surgery	1.96	0.89	$120.79
45915	0	REMOVE RECTAL OBSTRUCTION	Surgery	2.20	0.83	$120.79
46030	0	REMOVAL OF RECTAL MARKER	Surgery	1.23	0.77	$120.79
46040	0	INCISION OF RECTAL ABSCESS	Surgery	4.96	2.41	$120.79
46045	0	INCISION OF RECTAL ABSCESS	Surgery	4.32	2.35	$120.79
46050	0	INCISION OF ANAL ABSCESS	Surgery	1.19	1.97	$120.79
46060	0	INCISION OF RECTAL ABSCESS	Surgery	5.69	4.69	$120.79
46070	0	INCISION OF ANAL SEPTUM	Surgery	2.71	2.04	$120.79
46080	0	INCISION OF ANAL SPHINCTER	Surgery	2.49	1.95	$120.79
46083	0	INCISE EXTERNAL HEMORRHOID	Surgery	1.40	2.54	$120.79
46200	0	REMOVAL OF ANAL FISSURE	Surgery	3.42	2.92	$120.79
46210	0	REMOVAL OF ANAL CRYPT	Surgery	2.67	1.45	$120.79
46211	0	REMOVAL OF ANAL CRYPTS	Surgery	4.25	2.39	$120.79
46220	0	REMOVAL OF ANAL TAB	Surgery	1.56	0.63	$120.79
46221	0	LIGATION OF HEMORRHOID(S)	Surgery	1.43	1.82	$120.79
46230	0	REMOVAL OF ANAL TABS	Surgery	2.57	2.45	$120.79
46250	0	HEMORRHOIDECTOMY	Surgery	4.53	2.95	$120.79
46255	0	HEMORRHOIDECTOMY	Surgery	5.36	4.11	$120.79
46257	0	REMOVE HEMORRHOIDS & FISSURE	Surgery	6.28	4.54	$120.79
46258	0	REMOVE HEMORRHOIDS & FISTULA	Surgery	6.67	4.93	$120.79
46260	0	HEMORRHOIDECTOMY	Surgery	7.42	5.42	$120.79
46261	0	REMOVE HEMORRHOIDS & FISSURE	Surgery	8.24	5.82	$120.79
46262	0	REMOVE HEMORRHOIDS & FISTULA	Surgery	8.73	6.00	$120.79
46270	0	REMOVAL OF ANAL FISTULA	Surgery	3.72	2.26	$120.79
46275	0	REMOVAL OF ANAL FISTULA	Surgery	4.56	4.07	$120.79
46280	0	REMOVAL OF ANAL FISTULA	Surgery	5.98	5.10	$120.79
46285	0	REMOVAL OF ANAL FISTULA	Surgery	4.09	2.48	$120.79
46288	0	REPAIR ANAL FISTULA	Surgery	7.13	4.01	$120.79
46320	0	REMOVAL OF HEMORRHOID CLOT	Surgery	1.61	2.19	$120.79
46500	0	INJECTION INTO HEMORRHOIDS	Surgery	1.61	1.43	$120.79
46600	0	DIAGNOSTIC ANOSCOPY	Surgery	0.50	0.52	$120.79
46604	0	ANOSCOPY AND DILATION	Surgery	1.31	0.68	$120.79
46606	0	ANOSCOPY AND BIOPSY	Surgery	0.81	0.61	$120.79
46608	0	ANOSCOPY/ REMOVE FOR BODY	Surgery	1.51	0.83	$120.79
46610	0	ANOSCOPY/REMOVE LESION	Surgery	1.32	0.71	$120.79
46611	0	ANOSCOPY	Surgery	1.81	0.57	$120.79
46612	0	ANOSCOPY/ REMOVE LESIONS	Surgery	2.34	1.19	$120.79
46614	0	ANOSCOPY/CONTROL BLEEDING	Surgery	2.01	1.67	$120.79
46615	0	ANOSCOPY	Surgery	2.68	0.92	$120.79
46700	0	REPAIR OF ANAL STRICTURE	Surgery	7.25	5.31	$120.79
46705	0	REPAIR OF ANAL STRICTURE	Surgery	7.17	4.06	$120.79
46715	0	REPAIR OF ANOVAGINAL FISTULA	Surgery	7.46	4.06	$120.79
46716	0	REPAIR OF ANOVAGINAL FISTULA	Surgery	12.15	6.54	$120.79
46730	0	CONSTRUCTION OF ABSENT ANUS	Surgery	21.57	11.70	$120.79
46735	0	CONSTRUCTION OF ABSENT ANUS	Surgery	25.94	13.15	$120.79
46740	0	CONSTRUCTION OF ABSENT ANUS	Surgery	23.11	11.47	$120.79
46742	0	REPAIR OF IMPERFORATED ANUS	Surgery	29.67	18.15	$120.79
46744	0	REPAIR OF CLOACAL ANOMALY	Surgery	33.21	19.09	$120.79
46746	0	REPAIR OF CLOACAL ANOMALY	Surgery	36.74	21.97	$120.79
46748	0	REPAIR OF CLOACAL ANOMALY	Surgery	40.52	24.20	$120.79
46750	0	REPAIR OF ANAL SPHINCTER	Surgery	8.14	5.57	$120.79
46751	0	REPAIR OF ANAL SPHINCTER	Surgery	8.56	4.98	$120.79
46753	0	RECONSTRUCTION OF ANUS	Surgery	6.58	4.36	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
46754	0	REMOVAL OF SUTURE FROM ANUS	Surgery	1.54	1.35	$120.79
46760	0	REPAIR OF ANAL SPHINCTER	Surgery	11.46	6.68	$120.79
46761	0	REPAIR OF ANAL SPHINCTER	Surgery	10.99	6.42	$120.79
46762	0	IMPLANT ARTIFICIAL SPHINCTER	Surgery	10.09	5.60	$120.79
46900	0	DESTRUCTION, ANAL LESION(S)	Surgery	1.91	1.84	$120.79
46910	0	DESTRUCTION, ANAL LESION(S)	Surgery	1.86	2.09	$120.79
46916	0	CRYOSURGERY, ANAL LESION(S)	Surgery	1.86	1.98	$120.79
46917	0	LASER SURGERY, ANAL LESIONS	Surgery	1.86	3.17	$120.79
46922	0	EXCISION OF ANAL LESION(S)	Surgery	1.86	1.38	$120.79
46924	0	DESTRUCTION, ANAL LESION(S)	Surgery	2.76	2.22	$120.79
46934	0	DESTRUCTION OF HEMORRHOIDS	Surgery	4.08	3.50	$120.79
46935	0	DESTRUCTION OF HEMORRHOIDS	Surgery	2.43	2.83	$120.79
46936	0	DESTRUCTION OF HEMORRHOIDS	Surgery	4.30	3.88	$120.79
46937	0	CRYOTHERAPY OF RECTAL LESION	Surgery	2.69	2.15	$120.79
46938	0	CRYOTHERAPY OF RECTAL LESION	Surgery	4.66	2.84	$120.79
46940	0	TREATMENT OF ANAL FISSURE	Surgery	2.32	1.69	$120.79
46942	0	TREATMENT OF ANAL FISSURE	Surgery	2.04	1.54	$120.79
46945	0	LIGATION OF HEMORRHOIDS	Surgery	2.14	2.18	$120.79
46946	0	LIGATION OF HEMORRHOIDS	Surgery	3.00	2.86	$120.79
47000	0	NEEDLE BIOPSY OF LIVER	Surgery	1.90	1.04	$120.79
47001	0	NEEDLE BIOPSY, LIVER ADD-ON	Surgery	1.90	1.12	$120.79
47010	0	OPEN DRAINAGE, LIVER LESION	Surgery	10.28	7.09	$120.79
47011	0	PERCUT DRAIN, LIVER LESION	Surgery	3.70	3.98	$120.79
47015	0	INJECT/ASPIRATE LIVER CYST	Surgery	9.70	6.60	$120.79
47100	0	WEDGE BIOPSY OF LIVER	Surgery	7.49	4.27	$120.79
47120	0	PARTIAL REMOVAL OF LIVER	Surgery	22.79	12.80	$120.79
47122	0	EXTENSIVE REMOVAL OF LIVER	Surgery	35.39	18.31	$120.79
47125	0	PARTIAL REMOVAL OF LIVER	Surgery	31.58	17.48	$120.79
47130	0	PARTIAL REMOVAL OF LIVER	Surgery	34.25	18.84	$120.79
47134	0	PARTIAL REMOVAL, DONOR LIVER	Surgery	39.15	18.69	$120.79
47135	0	TRANSPLANTATION OF LIVER	Surgery	81.52	50.54	$120.79
47136	0	TRANSPLANTATION OF LIVER	Surgery	68.60	38.07	$120.79
47300	0	SURGERY FOR LIVER LESION	Surgery	9.68	7.06	$120.79
47350	0	REPAIR LIVER WOUND	Surgery	12.56	7.63	$120.79
47360	0	REPAIR LIVER WOUND	Surgery	17.28	10.68	$120.79
47361	0	REPAIR LIVER WOUND	Surgery	30.25	15.17	$120.79
47362	0	REPAIR LIVER WOUND	Surgery	11.88	6.29	$120.79
47400	0	INCISION OF LIVER DUCT	Surgery	20.86	9.79	$120.79
47420	0	INCISION OF BILE DUCT	Surgery	16.72	9.38	$120.79
47425	0	INCISION OF BILE DUCT	Surgery	16.68	10.66	$120.79
47460	0	INCISE BILE DUCT SPHINCTER	Surgery	15.17	12.37	$120.79
47480	0	INCISION OF GALLBLADDER	Surgery	9.10	7.17	$120.79
47490	0	INCISION OF GALLBLADDER	Surgery	7.23	5.09	$120.79
47500	0	INJECTION FOR LIVER X-RAYS	Surgery	1.96	1.09	$120.79
47505	0	INJECTION FOR LIVER X-RAYS	Surgery	0.76	7.46	$120.79
47510	0	INSERT CATHETER, BILE DUCT	Surgery	7.83	6.19	$120.79
47511	0	INSERT BILE DUCT DRAIN	Surgery	10.50	6.70	$120.79
47525	0	CHANGE BILE DUCT CATHETER	Surgery	5.55	2.20	$120.79
47530	0	REVISE/REINSERT BILE TUBE	Surgery	5.85	2.86	$120.79
47550	0	BILE DUCT ENDOSCOPY ADD-ON	Surgery	3.02	1.42	$120.79
47552	0	BILIARY ENDOSCOPY THRU SKIN	Surgery	6.04	1.74	$120.79
47553	0	BILIARY ENDOSCOPY THRU SKIN	Surgery	6.35	2.95	$120.79
47554	0	BILIARY ENDOSCOPY THRU SKIN	Surgery	9.06	3.70	$120.79
47555	0	BILIARY ENDOSCOPY THRU SKIN	Surgery	7.56	2.47	$120.79
47556	0	BILIARY ENDOSCOPY THRU SKIN	Surgery	8.56	2.59	$120.79
47560	0	LAPAROSCOPY W/CHOLANGIO	Surgery	4.89	2.48	$120.79
47561	0	LAPARO W/CHOLANGIO/BIOPSY	Surgery	5.18	3.16	$120.79
47562	0	LAPAROSCOPIC CHOLECYSTECTOMY	Surgery	11.09	6.84	$120.79
47563	0	LAPARO CHOLECYSTECTOMY/GRAPH	Surgery	11.94	7.35	$120.79
47564	0	LAPARO CHOLECYSTECTOMY/EXPLR	Surgery	14.23	8.69	$120.79
47570	0	LAPARO CHOLECYSTOENTEROSTOMY	Surgery	12.58	8.00	$120.79
47600	0	REMOVAL OF GALLBLADDER	Surgery	11.42	7.17	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
47605	0	REMOVAL OF GALLBLADDER	Surgery	12.36	7.67	$120.79
47610	0	REMOVAL OF GALLBLADDER	Surgery	15.83	9.05	$120.79
47612	0	REMOVAL OF GALLBLADDER	Surgery	15.80	11.62	$120.79
47620	0	REMOVAL OF GALLBLADDER	Surgery	17.36	10.35	$120.79
47630	0	REMOVE BILE DUCT STONE	Surgery	9.11	3.36	$120.79
47700	0	EXPLORATION OF BILE DUCTS	Surgery	14.93	8.26	$120.79
47701	0	BILE DUCT REVISION	Surgery	27.81	11.06	$120.79
47711	0	EXCISION OF BILE DUCT TUMOR	Surgery	19.37	11.54	$120.79
47712	0	EXCISION OF BILE DUCT TUMOR	Surgery	25.44	12.63	$120.79
47715	0	EXCISION OF BILE DUCT CYST	Surgery	15.81	8.93	$120.79
47716	0	FUSION OF BILE DUCT CYST	Surgery	13.83	7.34	$120.79
47720	0	FUSE GALLBLADDER & BOWEL	Surgery	13.38	8.92	$120.79
47721	0	FUSE UPPER GI STRUCTURES	Surgery	16.08	10.71	$120.79
47740	0	FUSE GALLBLADDER & BOWEL	Surgery	15.54	9.90	$120.79
47741	0	FUSE GALLBLADDER & BOWEL	Surgery	17.95	12.66	$120.79
47760	0	FUSE BILE DUCTS AND BOWEL	Surgery	21.74	11.73	$120.79
47765	0	FUSE LIVER DUCTS & BOWEL	Surgery	20.93	13.92	$120.79
47780	0	FUSE BILE DUCTS AND BOWEL	Surgery	22.29	12.67	$120.79
47785	0	FUSE BILE DUCTS AND BOWEL	Surgery	26.23	13.66	$120.79
47800	0	RECONSTRUCTION OF BILE DUCTS	Surgery	19.60	12.25	$120.79
47801	0	PLACEMENT, BILE DUCT SUPPORT	Surgery	12.76	7.08	$120.79
47802	0	FUSE LIVER DUCT & INTESTINE	Surgery	18.13	10.75	$120.79
47900	0	SUTURE BILE DUCT INJURY	Surgery	16.74	11.82	$120.79
48000	0	DRAINAGE OF ABDOMEN	Surgery	14.91	7.70	$120.79
48001	0	PLACEMENT OF DRAIN, PANCREAS	Surgery	18.83	8.97	$120.79
48005	0	RESECT/DEBRIDE PANCREAS	Surgery	22.40	10.23	$120.79
48020	0	REMOVAL OF PANCREATIC STONE	Surgery	14.22	7.11	$120.79
48100	0	BIOPSY OF PANCREAS	Surgery	11.08	5.54	$120.79
48102	0	NEEDLE BIOPSY, PANCREAS	Surgery	4.68	2.28	$120.79
48120	0	REMOVAL OF PANCREAS LESION	Surgery	14.36	8.83	$120.79
48140	0	PARTIAL REMOVAL OF PANCREAS	Surgery	20.78	12.30	$120.79
48145	0	PARTIAL REMOVAL OF PANCREAS	Surgery	21.76	13.82	$120.79
48146	0	PANCREATECTOMY	Surgery	23.91	15.24	$120.79
48148	0	REMOVAL OF PANCREATIC DUCT	Surgery	15.71	8.86	$120.79
48150	0	PARTIAL REMOVAL OF PANCREAS	Surgery	43.48	22.72	$120.79
48152	0	PANCREATECTOMY	Surgery	39.63	21.94	$120.79
48153	0	PANCREATECTOMY	Surgery	43.38	22.74	$120.79
48154	0	PANCREATECTOMY	Surgery	39.95	21.82	$120.79
48155	0	REMOVAL OF PANCREAS	Surgery	22.32	17.63	$120.79
48180	0	FUSE PANCREAS AND BOWEL	Surgery	22.39	12.11	$120.79
48400	0	INJECTION, INTRAOP ADD-ON	Surgery	1.95	0.86	$120.79
48500	0	SURGERY OF PANCREAS CYST	Surgery	13.84	7.92	$120.79
48510	0	DRAIN PANCREATIC PSEUDOCYST	Surgery	12.96	7.44	$120.79
48511	0	DRAIN PANCREATIC PSEUDOCYST	Surgery	4.00	3.43	$120.79
48520	0	FUSE PANCREAS CYST AND BOWEL	Surgery	14.12	9.56	$120.79
48540	0	FUSE PANCREAS CYST AND BOWEL	Surgery	17.86	11.02	$120.79
48545	0	PANCREATORRHAPHY	Surgery	16.47	8.35	$120.79
48547	0	DUODENAL EXCLUSION	Surgery	23.40	11.22	$120.79
48554	0	TRANSPL ALLOGRAFT PANCREAS	Surgery	34.17	16.31	$120.79
48556	0	REMOVAL, ALLOGRAFT PANCREAS	Surgery	15.71	8.17	$120.79
49000	0	EXPLORATION OF ABDOMEN	Surgery	11.68	6.78	$120.79
49002	0	REOPENING OF ABDOMEN	Surgery	10.49	6.30	$120.79
49010	0	EXPLORATION BEHIND ABDOMEN	Surgery	12.28	7.29	$120.79
49020	0	DRAIN ABDOMINAL ABSCESS	Surgery	16.79	6.93	$120.79
49021	0	DRAIN ABDOMINAL ABSCESS	Surgery	3.38	4.26	$120.79
49040	0	DRAIN, OPEN, ABDOM ABSCESS	Surgery	9.94	6.73	$120.79
49041	0	DRAIN, PERCUT, ABDOM ABSCESS	Surgery	4.00	4.00	$120.79
49060	0	DRAIN, OPEN, RETROP ABSCESS	Surgery	11.66	6.48	$120.79
49061	0	DRAIN, PERCUT, RETROPER ABSC	Surgery	3.70	3.89	$120.79
49062	0	DRAIN TO PERITONEAL CAVITY	Surgery	11.36	7.84	$120.79
49080	0	PUNCTURE, PERITONEAL CAVITY	Surgery	1.35	0.68	$120.79
49081	0	REMOVAL OF ABDOMINAL FLUID	Surgery	1.26	0.61	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
49085	0	REMOVE ABDOMEN FOREIGN BODY	Surgery	8.93	4.53	$120.79
49180	0	BIOPSY, ABDOMINAL MASS	Surgery	1.73	1.23	$120.79
49200	0	REMOVAL OF ABDOMINAL LESION	Surgery	10.25	7.53	$120.79
49201	0	REMOVAL OF ABDOMINAL LESION	Surgery	14.84	10.69	$120.79
49215	0	EXCISE SACRAL SPINE TUMOR	Surgery	22.36	9.86	$120.79
49220	0	MULTIPLE SURGERY, ABDOMEN	Surgery	14.88	10.53	$120.79
49250	0	EXCISION OF UMBILICUS	Surgery	8.35	5.00	$120.79
49255	0	REMOVAL OF OMENTUM	Surgery	11.14	5.95	$120.79
49320	0	DIAG LAPARO SEPARATE PROC	Surgery	5.10	3.87	$120.79
49321	0	LAPAROSCOPY, BIOPSY	Surgery	5.40	4.17	$120.79
49322	0	LAPAROSCOPY, ASPIRATION	Surgery	5.70	4.26	$120.79
49323	0	LAPARO DRAIN LYMPHOCELE	Surgery	9.48	5.80	$120.79
49400	0	AIR INJECTION INTO ABDOMEN	Surgery	1.88	0.90	$120.79
49420	0	INSERT ABDOMINAL DRAIN	Surgery	2.22	1.31	$120.79
49421	0	INSERT ABDOMINAL DRAIN	Surgery	5.54	4.18	$120.79
49422	0	REMOVE PERM CANNULA/CATHETER	Surgery	6.25	3.75	$120.79
49423	0	EXCHANGE DRAINAGE CATHETER	Surgery	1.46	0.80	$120.79
49424	0	ASSESS CYST, CONTRAST INJECT	Surgery	0.76	0.42	$120.79
49425	0	INSERT ABDOMEN-VENOUS DRAIN	Surgery	11.37	8.19	$120.79
49426	0	REVISE ABDOMEN-VENOUS SHUNT	Surgery	9.63	5.86	$120.79
49427	0	INJECTION, ABDOMINAL SHUNT	Surgery	0.89	0.40	$120.79
49428	0	LIGATION OF SHUNT	Surgery	2.38	1.52	$120.79
49429	0	REMOVAL OF SHUNT	Surgery	7.40	3.68	$120.79
49495	0	REPAIR INGUINAL HERNIA, INIT	Surgery	5.89	4.54	$120.79
49496	0	REPAIR INGUINAL HERNIA, INIT	Surgery	8.79	6.14	$120.79
49500	0	REPAIR INGUINAL HERNIA	Surgery	4.68	4.24	$120.79
49501	0	REPAIR INGUINAL HERNIA, INIT	Surgery	7.58	4.76	$120.79
49505	0	REPAIR INGUINAL HERNIA	Surgery	6.49	4.29	$120.79
49507	0	REPAIR INGUINAL HERNIA	Surgery	8.17	5.47	$120.79
49520	0	REREPAIR INGUINAL HERNIA	Surgery	8.22	5.29	$120.79
49521	0	REPAIR INGUINAL HERNIA, REC	Surgery	10.22	5.34	$120.79
49525	0	REPAIR INGUINAL HERNIA	Surgery	7.32	5.22	$120.79
49540	0	REPAIR LUMBAR HERNIA	Surgery	8.87	5.43	$120.79
49550	0	REPAIR FEMORAL HERNIA	Surgery	7.37	4.54	$120.79
49553	0	REPAIR FEMORAL HERNIA, INIT	Surgery	8.06	4.72	$120.79
49555	0	REPAIR FEMORAL HERNIA	Surgery	7.71	5.63	$120.79
49557	0	REPAIR FEMORAL HERNIA, RECUR	Surgery	9.52	5.78	$120.79
49560	0	REPAIR ABDOMINAL HERNIA	Surgery	9.88	5.81	$120.79
49561	0	REPAIR INCISIONAL HERNIA	Surgery	12.17	6.07	$120.79
49565	0	REREPAIR ABDOMINAL HERNIA	Surgery	9.88	6.28	$120.79
49566	0	REPAIR INCISIONAL HERNIA	Surgery	12.30	6.50	$120.79
49568	0	HERNIA REPAIR W/MESH	Surgery	4.89	2.32	$120.79
49570	0	REPAIR EPIGASTRIC HERNIA	Surgery	4.86	3.98	$120.79
49572	0	REPAIR EPIGASTRIC HERNIA	Surgery	5.75	4.83	$120.79
49580	0	REPAIR UMBILICAL HERNIA	Surgery	3.51	3.47	$120.79
49582	0	REPAIR UMBILICAL HERNIA	Surgery	5.68	4.69	$120.79
49585	0	REPAIR UMBILICAL HERNIA	Surgery	5.32	4.23	$120.79
49587	0	REPAIR UMBILICAL HERNIA	Surgery	6.46	4.29	$120.79
49590	0	REPAIR ABDOMINAL HERNIA	Surgery	7.29	5.27	$120.79
49600	0	REPAIR UMBILICAL LESION	Surgery	10.35	5.69	$120.79
49605	0	REPAIR UMBILICAL LESION	Surgery	22.66	10.31	$120.79
49606	0	REPAIR UMBILICAL LESION	Surgery	18.60	8.96	$120.79
49610	0	REPAIR UMBILICAL LESION	Surgery	10.50	6.26	$120.79
49611	0	REPAIR UMBILICAL LESION	Surgery	8.92	7.91	$120.79
49650	0	LAPARO HERNIA REPAIR INITIAL	Surgery	6.27	4.12	$120.79
49651	0	LAPARO HERNIA REPAIR RECUR	Surgery	8.24	5.06	$120.79
49900	0	REPAIR OF ABDOMINAL WALL	Surgery	12.28	5.35	$120.79
49905	0	OMENTAL FLAP	Surgery	6.55	3.13	$120.79
50010	0	EXPLORATION OF KIDNEY	Surgery	10.98	8.41	$120.79
50020	0	RENAL ABSCESS, OPEN DRAIN	Surgery	14.66	9.30	$120.79
50021	0	RENAL ABSCESS, PERCUT DRAIN	Surgery	3.38	5.54	$120.79
50040	0	DRAINAGE OF KIDNEY	Surgery	14.94	8.86	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
50045	0	EXPLORATION OF KIDNEY	Surgery	15.46	9.25	$120.79
50060	0	REMOVAL OF KIDNEY STONE	Surgery	19.30	11.24	$120.79
50065	0	INCISION OF KIDNEY	Surgery	20.79	12.46	$120.79
50070	0	INCISION OF KIDNEY	Surgery	20.32	11.79	$120.79
50075	0	REMOVAL OF KIDNEY STONE	Surgery	25.34	14.95	$120.79
50080	0	REMOVAL OF KIDNEY STONE	Surgery	14.71	11.44	$120.79
50081	0	REMOVAL OF KIDNEY STONE	Surgery	21.80	14.12	$120.79
50100	0	REVISE KIDNEY BLOOD VESSELS	Surgery	16.09	10.57	$120.79
50120	0	EXPLORATION OF KIDNEY	Surgery	15.91	9.95	$120.79
50125	0	EXPLORE AND DRAIN KIDNEY	Surgery	16.52	10.15	$120.79
50130	0	REMOVAL OF KIDNEY STONE	Surgery	17.29	11.23	$120.79
50135	0	EXPLORATION OF KIDNEY	Surgery	19.18	13.86	$120.79
50200	0	BIOPSY OF KIDNEY	Surgery	2.63	1.82	$120.79
50205	0	BIOPSY OF KIDNEY	Surgery	11.31	6.15	$120.79
50220	0	REMOVAL OF KIDNEY	Surgery	17.15	11.57	$120.79
50225	0	REMOVAL OF KIDNEY	Surgery	20.23	13.82	$120.79
50230	0	REMOVAL OF KIDNEY	Surgery	22.07	15.09	$120.79
50234	0	REMOVAL OF KIDNEY & URETER	Surgery	22.40	14.20	$120.79
50236	0	REMOVAL OF KIDNEY & URETER	Surgery	24.86	16.19	$120.79
50240	0	PARTIAL REMOVAL OF KIDNEY	Surgery	22.00	14.80	$120.79
50280	0	REMOVAL OF KIDNEY LESION	Surgery	15.67	9.92	$120.79
50290	0	REMOVAL OF KIDNEY LESION	Surgery	14.73	8.65	$120.79
50320	0	REMOVAL OF DONOR KIDNEY	Surgery	22.21	14.23	$120.79
50340	0	REMOVAL OF KIDNEY	Surgery	12.15	11.43	$120.79
50360	0	TRANSPLANTATION OF KIDNEY	Surgery	31.53	21.80	$120.79
50365	0	TRANSPLANTATION OF KIDNEY	Surgery	36.81	26.70	$120.79
50370	0	REMOVE TRANSPLANTED KIDNEY	Surgery	13.72	10.67	$120.79
50380	0	REIMPLANTATION OF KIDNEY	Surgery	20.76	11.70	$120.79
50390	0	DRAINAGE OF KIDNEY LESION	Surgery	1.96	1.19	$120.79
50392	0	INSERT KIDNEY DRAIN	Surgery	3.38	1.75	$120.79
50393	0	INSERT URETERAL TUBE	Surgery	4.16	2.21	$120.79
50394	0	INJECTION FOR KIDNEY X-RAY	Surgery	0.76	6.80	$120.79
50395	0	CREATE PASSAGE TO KIDNEY	Surgery	3.38	2.28	$120.79
50396	0	MEASURE KIDNEY PRESSURE	Surgery	2.09	0.57	$120.79
50398	0	CHANGE KIDNEY TUBE	Surgery	1.46	0.49	$120.79
50400	0	REVISION OF KIDNEY/URETER	Surgery	19.50	12.07	$120.79
50405	0	REVISION OF KIDNEY/URETER	Surgery	23.93	15.55	$120.79
50500	0	REPAIR OF KIDNEY WOUND	Surgery	19.57	12.33	$120.79
50520	0	CLOSE KIDNEY-SKIN FISTULA	Surgery	17.23	10.80	$120.79
50525	0	REPAIR RENAL-ABDOMEN FISTULA	Surgery	22.27	13.10	$120.79
50526	0	REPAIR RENAL-ABDOMEN FISTULA	Surgery	24.02	10.82	$120.79
50540	0	REVISION OF HORSESHOE KIDNEY	Surgery	19.93	12.06	$120.79
50541	0	LAPARO ABLATE RENAL CYST	Surgery	16.00	6.53	$120.79
50544	0	LAPAROSCOPY, PYELOPLASTY	Surgery	22.40	8.70	$120.79
50546	0	LAPAROSCOPIC NEPHRECTOMY	Surgery	20.48	8.23	$120.79
50547	0	LAPARO REMOVAL DONOR KIDNEY	Surgery	25.50	11.21	$120.79
50548	0	LAPARO-ASST REMOVE K/URETER	Surgery	24.40	9.42	$120.79
50551	0	KIDNEY ENDOSCOPY	Surgery	5.60	2.13	$120.79
50553	0	KIDNEY ENDOSCOPY	Surgery	5.99	1.92	$120.79
50555	0	KIDNEY ENDOSCOPY & BIOPSY	Surgery	6.53	3.64	$120.79
50557	0	KIDNEY ENDOSCOPY & TREATMENT	Surgery	6.62	3.67	$120.79
50559	0	RENAL ENDOSCOPY/RADIOTRACER	Surgery	6.78	1.93	$120.79
50561	0	KIDNEY ENDOSCOPY & TREATMENT	Surgery	7.59	4.04	$120.79
50570	0	KIDNEY ENDOSCOPY	Surgery	9.54	2.39	$120.79
50572	0	KIDNEY ENDOSCOPY	Surgery	10.35	5.63	$120.79
50574	0	KIDNEY ENDOSCOPY & BIOPSY	Surgery	11.02	5.67	$120.79
50575	0	KIDNEY ENDOSCOPY	Surgery	13.98	7.75	$120.79
50576	0	KIDNEY ENDOSCOPY & TREATMENT	Surgery	10.99	6.58	$120.79
50578	0	RENAL ENDOSCOPY/RADIOTRACER	Surgery	11.35	4.25	$120.79
50580	0	KIDNEY ENDOSCOPY & TREATMENT	Surgery	11.86	3.95	$120.79
50590	0	FRAGMENTING OF KIDNEY STONE	Surgery	9.09	7.79	$120.79
50600	0	EXPLORATION OF URETER	Surgery	15.84	9.31	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
50605	0	INSERT URETERAL SUPPORT	Surgery	15.46	7.39	$120.79
50610	0	REMOVAL OF URETER STONE	Surgery	15.92	10.56	$120.79
50620	0	REMOVAL OF URETER STONE	Surgery	15.16	10.13	$120.79
50630	0	REMOVAL OF URETER STONE	Surgery	14.94	10.72	$120.79
50650	0	REMOVAL OF URETER	Surgery	17.41	11.01	$120.79
50660	0	REMOVAL OF URETER	Surgery	19.55	11.67	$120.79
50684	0	INJECTION FOR URETER X-RAY	Surgery	0.76	0.39	$120.79
50686	0	MEASURE URETER PRESSURE	Surgery	1.51	2.44	$120.79
50688	0	CHANGE OF URETER TUBE	Surgery	1.17	0.92	$120.79
50690	0	INJECTION FOR URETER X-RAY	Surgery	1.16	0.35	$120.79
50700	0	REVISION OF URETER	Surgery	15.21	10.95	$120.79
50715	0	RELEASE OF URETER	Surgery	18.90	11.48	$120.79
50722	0	RELEASE OF URETER	Surgery	16.35	10.00	$120.79
50725	0	RELEASE/REVISE URETER	Surgery	18.49	11.33	$120.79
50727	0	REVISE URETER	Surgery	8.18	5.85	$120.79
50728	0	REVISE URETER	Surgery	12.02	8.08	$120.79
50740	0	FUSION OF URETER & KIDNEY	Surgery	18.42	11.60	$120.79
50750	0	FUSION OF URETER & KIDNEY	Surgery	19.51	12.47	$120.79
50760	0	FUSION OF URETERS	Surgery	18.42	11.95	$120.79
50770	0	SPLICING OF URETERS	Surgery	19.51	13.04	$120.79
50780	0	REIMPLANT URETER IN BLADDER	Surgery	18.36	12.07	$120.79
50782	0	REIMPLANT URETER IN BLADDER	Surgery	19.54	12.46	$120.79
50783	0	REIMPLANT URETER IN BLADDER	Surgery	20.55	12.56	$120.79
50785	0	REIMPLANT URETER IN BLADDER	Surgery	20.52	13.36	$120.79
50800	0	IMPLANT URETER IN BOWEL	Surgery	14.52	12.43	$120.79
50810	0	FUSION OF URETER & BOWEL	Surgery	20.05	13.04	$120.79
50815	0	URINE SHUNT TO BOWEL	Surgery	19.93	16.13	$120.79
50820	0	CONSTRUCT BOWEL BLADDER	Surgery	21.89	15.95	$120.79
50825	0	CONSTRUCT BOWEL BLADDER	Surgery	28.18	23.54	$120.79
50830	0	REVISE URINE FLOW	Surgery	31.28	18.65	$120.79
50840	0	REPLACE URETER BY BOWEL	Surgery	20.00	12.68	$120.79
50845	0	APPENDICO-VESICOSTOMY	Surgery	20.89	12.23	$120.79
50860	0	TRANSPLANT URETER TO SKIN	Surgery	15.36	10.06	$120.79
50900	0	REPAIR OF URETER	Surgery	13.62	9.12	$120.79
50920	0	CLOSURE URETER/SKIN FISTULA	Surgery	14.33	9.08	$120.79
50930	0	CLOSURE URETER/BOWEL FISTULA	Surgery	18.72	11.31	$120.79
50940	0	RELEASE OF URETER	Surgery	14.51	9.71	$120.79
50945	0	LAPAROSCOPY URETEROLITHOTOMY	Surgery	17.00	6.84	$120.79
50951	0	ENDOSCOPY OF URETER	Surgery	5.84	1.89	$120.79
50953	0	ENDOSCOPY OF URETER	Surgery	6.24	1.95	$120.79
50955	0	URETER ENDOSCOPY & BIOPSY	Surgery	6.75	2.47	$120.79
50957	0	URETER ENDOSCOPY & TREATMENT	Surgery	6.79	2.50	$120.79
50959	0	URETER ENDOSCOPY & TRACER	Surgery	4.40	2.53	$120.79
50961	0	URETER ENDOSCOPY & TREATMENT	Surgery	6.05	2.41	$120.79
50970	0	URETER ENDOSCOPY	Surgery	7.14	4.03	$120.79
50972	0	URETER ENDOSCOPY & CATHETER	Surgery	6.89	1.99	$120.79
50974	0	URETER ENDOSCOPY & BIOPSY	Surgery	9.17	5.36	$120.79
50976	0	URETER ENDOSCOPY & TREATMENT	Surgery	9.04	5.02	$120.79
50978	0	URETER ENDOSCOPY & TRACER	Surgery	5.10	3.19	$120.79
50980	0	URETER ENDOSCOPY & TREATMENT	Surgery	6.85	2.83	$120.79
51000	0	DRAINAGE OF BLADDER	Surgery	0.78	1.10	$120.79
51005	0	DRAINAGE OF BLADDER	Surgery	1.02	0.43	$120.79
51010	0	DRAINAGE OF BLADDER	Surgery	3.53	1.39	$120.79
51020	0	INCISE & TREAT BLADDER	Surgery	6.71	6.20	$120.79
51030	0	INCISE & TREAT BLADDER	Surgery	6.77	5.06	$120.79
51040	0	INCISE & DRAIN BLADDER	Surgery	4.40	4.53	$120.79
51045	0	INCISE BLADDER/DRAIN URETER	Surgery	6.77	5.26	$120.79
51050	0	REMOVAL OF BLADDER STONE	Surgery	6.92	6.21	$120.79
51060	0	REMOVAL OF URETER STONE	Surgery	8.85	8.08	$120.79
51065	0	REMOVAL OF URETER STONE	Surgery	8.85	6.63	$120.79
51080	0	DRAINAGE OF BLADDER ABSCESS	Surgery	5.96	5.26	$120.79
51500	0	REMOVAL OF BLADDER CYST	Surgery	10.14	6.65	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
51520	0	REMOVAL OF BLADDER LESION	Surgery	9.29	7.51	$120.79
51525	0	REMOVAL OF BLADDER LESION	Surgery	13.97	9.48	$120.79
51530	0	REMOVAL OF BLADDER LESION	Surgery	12.38	8.52	$120.79
51535	0	REPAIR OF URETER LESION	Surgery	12.57	7.78	$120.79
51550	0	PARTIAL REMOVAL OF BLADDER	Surgery	15.66	9.85	$120.79
51555	0	PARTIAL REMOVAL OF BLADDER	Surgery	21.23	11.79	$120.79
51565	0	REVISE BLADDER & URETER(S)	Surgery	21.62	13.93	$120.79
51570	0	REMOVAL OF BLADDER	Surgery	24.24	14.31	$120.79
51575	0	REMOVAL OF BLADDER & NODES	Surgery	30.45	19.57	$120.79
51580	0	REMOVE BLADDER/REVISE TRACT	Surgery	31.08	18.18	$120.79
51585	0	REMOVAL OF BLADDER & NODES	Surgery	35.23	21.68	$120.79
51590	0	REMOVE BLADDER/REVISE TRACT	Surgery	32.66	20.78	$120.79
51595	0	REMOVE BLADDER/REVISE TRACT	Surgery	37.14	26.57	$120.79
51596	0	REMOVE BLADDER/CREATE POUCH	Surgery	39.52	27.72	$120.79
51597	0	REMOVAL OF PELVIC STRUCTURES	Surgery	38.35	25.35	$120.79
51600	0	INJECTION FOR BLADDER X-RAY	Surgery	0.88	0.28	$120.79
51605	0	PREPARATION FOR BLADDER XRAY	Surgery	0.64	0.27	$120.79
51610	0	INJECTION FOR BLADDER X-RAY	Surgery	1.05	0.31	$120.79
51700	0	IRRIGATION OF BLADDER	Surgery	0.88	1.90	$120.79
51705	0	CHANGE OF BLADDER TUBE	Surgery	1.02	1.36	$120.79
51710	0	CHANGE OF BLADDER TUBE	Surgery	1.49	0.80	$120.79
51715	0	ENDOSCOPIC INJECTION/IMPLANT	Surgery	3.74	2.08	$120.79
51720	0	TREATMENT OF BLADDER LESION	Surgery	1.96	2.11	$120.79
51725	26	SIMPLE CYSTOMETROGRAM	Surgery	1.51	0.60	$120.79
51726	26	COMPLEX CYSTOMETROGRAM	Surgery	1.71	0.73	$120.79
51736	26	URINE FLOW MEASUREMENT	Surgery	0.61	0.25	$120.79
51741	26	ELECTRO-UROFLOWMETRY, FIRST	Surgery	1.14	0.39	$120.79
51772	26	URETHRA PRESSURE PROFILE	Surgery	1.61	0.57	$120.79
51784	26	ANAL/URINARY MUSCLE STUDY	Surgery	1.53	0.62	$120.79
51785	26	ANAL/URINARY MUSCLE STUDY	Surgery	1.53	0.62	$120.79
51792	26	URINARY REFLEX STUDY	Surgery	1.10	0.54	$120.79
51795	26	URINE VOIDING PRESSURE STUDY	Surgery	1.53	0.58	$120.79
51797	26	INTRAABDOMINAL PRESSURE TEST	Surgery	1.60	0.55	$120.79
51800	0	REVISION OF BLADDER/URETHRA	Surgery	17.42	10.89	$120.79
51820	0	REVISION OF URINARY TRACT	Surgery	17.89	8.84	$120.79
51840	0	ATTACH BLADDER/URETHRA	Surgery	10.71	8.05	$120.79
51841	0	ATTACH BLADDER/URETHRA	Surgery	13.03	9.71	$120.79
51845	0	REPAIR BLADDER NECK	Surgery	9.73	8.83	$120.79
51860	0	REPAIR OF BLADDER WOUND	Surgery	12.02	7.77	$120.79
51865	0	REPAIR OF BLADDER WOUND	Surgery	15.04	10.04	$120.79
51880	0	REPAIR OF BLADDER OPENING	Surgery	7.66	5.22	$120.79
51900	0	REPAIR BLADDER/VAGINA LESION	Surgery	12.97	10.00	$120.79
51920	0	CLOSE BLADDER-UTERUS FISTULA	Surgery	11.81	7.37	$120.79
51925	0	HYSTERECTOMY/BLADDER REPAIR	Surgery	15.58	9.78	$120.79
51940	0	CORRECTION OF BLADDER DEFECT	Surgery	26.81	16.98	$120.79
51960	0	REVISION OF BLADDER & BOWEL	Surgery	23.01	17.59	$120.79
51980	0	CONSTRUCT BLADDER OPENING	Surgery	11.36	7.42	$120.79
51990	0	LAPARO URETHRAL SUSPENSION	Surgery	12.50	5.94	$120.79
51992	0	LAPARO SLING OPERATION	Surgery	14.01	6.15	$120.79
52000	0	CYSTOSCOPY	Surgery	2.01	0.70	$120.79
52005	0	CYSTOSCOPY & URETER CATHETER	Surgery	2.37	1.60	$120.79
52007	0	CYSTOSCOPY AND BIOPSY	Surgery	3.02	2.04	$120.79
52010	0	CYSTOSCOPY & DUCT CATHETER	Surgery	3.02	1.03	$120.79
52204	0	CYSTOSCOPY	Surgery	2.37	1.69	$120.79
52214	0	CYSTOSCOPY AND TREATMENT	Surgery	3.71	2.15	$120.79
52224	0	CYSTOSCOPY AND TREATMENT	Surgery	3.14	2.11	$120.79
52234	0	CYSTOSCOPY AND TREATMENT	Surgery	4.63	3.34	$120.79
52235	0	CYSTOSCOPY AND TREATMENT	Surgery	5.45	4.18	$120.79
52240	0	CYSTOSCOPY AND TREATMENT	Surgery	9.72	7.42	$120.79
52250	0	CYSTOSCOPY AND RADIOTRACER	Surgery	4.50	2.31	$120.79
52260	0	CYSTOSCOPY AND TREATMENT	Surgery	3.92	1.81	$120.79
52265	0	CYSTOSCOPY AND TREATMENT	Surgery	2.94	2.41	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
52270	0	CYSTOSCOPY & REVISE URETHRA	Surgery	3.37	2.46	$120.79
52275	0	CYSTOSCOPY & REVISE URETHRA	Surgery	4.70	2.65	$120.79
52276	0	CYSTOSCOPY AND TREATMENT	Surgery	5.00	3.33	$120.79
52277	0	CYSTOSCOPY AND TREATMENT	Surgery	6.17	3.66	$120.79
52281	0	CYSTOSCOPY AND TREATMENT	Surgery	2.80	1.10	$120.79
52282	0	CYSTOSCOPY, IMPLANT STENT	Surgery	6.40	3.57	$120.79
52283	0	CYSTOSCOPY AND TREATMENT	Surgery	3.74	1.45	$120.79
52285	0	CYSTOSCOPY AND TREATMENT	Surgery	3.61	1.41	$120.79
52290	0	CYSTOSCOPY AND TREATMENT	Surgery	4.59	2.05	$120.79
52300	0	CYSTOSCOPY AND TREATMENT	Surgery	5.31	2.78	$120.79
52301	0	CYSTOSCOPY AND TREATMENT	Surgery	5.51	2.77	$120.79
52305	0	CYSTOSCOPY AND TREATMENT	Surgery	5.31	2.80	$120.79
52310	0	CYSTOSCOPY AND TREATMENT	Surgery	2.81	2.10	$120.79
52315	0	CYSTOSCOPY AND TREATMENT	Surgery	5.21	3.09	$120.79
52317	0	REMOVE BLADDER STONE	Surgery	6.72	4.50	$120.79
52318	0	REMOVE BLADDER STONE	Surgery	9.19	5.83	$120.79
52320	0	CYSTOSCOPY AND TREATMENT	Surgery	4.70	3.42	$120.79
52325	0	CYSTOSCOPY, STONE REMOVAL	Surgery	6.16	4.72	$120.79
52327	0	CYSTOSCOPY, INJECT MATERIAL	Surgery	5.19	2.89	$120.79
52330	0	CYSTOSCOPY AND TREATMENT	Surgery	5.04	2.74	$120.79
52332	0	CYSTOSCOPY AND TREATMENT	Surgery	2.83	2.17	$120.79
52334	0	CREATE PASSAGE TO KIDNEY	Surgery	4.83	2.61	$120.79
52335	0	ENDOSCOPY OF URINARY TRACT	Surgery	5.86	3.53	$120.79
52336	0	CYSTOSCOPY, STONE REMOVAL	Surgery	6.88	5.27	$120.79
52337	0	CYSTOSCOPY, STONE REMOVAL	Surgery	7.97	6.09	$120.79
52338	0	CYSTOSCOPY AND TREATMENT	Surgery	7.34	4.45	$120.79
52339	0	CYSTOSCOPY AND TREATMENT	Surgery	8.82	4.70	$120.79
52340	0	CYSTOSCOPY AND TREATMENT	Surgery	9.68	5.33	$120.79
52450	0	INCISION OF PROSTATE	Surgery	7.64	5.62	$120.79
52500	0	REVISION OF BLADDER NECK	Surgery	8.47	7.07	$120.79
52510	0	DILATION PROSTATIC URETHRA	Surgery	6.72	6.62	$120.79
52601	0	PROSTATECTOMY (TURP)	Surgery	12.37	10.14	$120.79
52606	0	CONTROL POSTOP BLEEDING	Surgery	8.13	4.61	$120.79
52612	0	PROSTATECTOMY, FIRST STAGE	Surgery	7.98	7.73	$120.79
52614	0	PROSTATECTOMY, SECOND STAGE	Surgery	6.84	6.60	$120.79
52620	0	REMOVE RESIDUAL PROSTATE	Surgery	6.61	5.62	$120.79
52630	0	REMOVE PROSTATE REGROWTH	Surgery	7.26	7.18	$120.79
52640	0	RELIEVE BLADDER CONTRACTURE	Surgery	6.62	6.04	$120.79
52647	0	LASER SURGERY OF PROSTATE	Surgery	10.36	8.56	$120.79
52648	0	LASER SURGERY OF PROSTATE	Surgery	11.21	9.91	$120.79
52700	0	DRAINAGE OF PROSTATE ABSCESS	Surgery	6.80	4.54	$120.79
53000	0	INCISION OF URETHRA	Surgery	2.28	2.06	$120.79
53010	0	INCISION OF URETHRA	Surgery	3.64	3.69	$120.79
53020	0	INCISION OF URETHRA	Surgery	1.77	0.75	$120.79
53025	0	INCISION OF URETHRA	Surgery	1.13	2.52	$120.79
53040	0	DRAINAGE OF URETHRA ABSCESS	Surgery	6.40	5.53	$120.79
53060	0	DRAINAGE OF URETHRA ABSCESS	Surgery	2.63	3.16	$120.79
53080	0	DRAINAGE OF URINARY LEAKAGE	Surgery	6.29	6.23	$120.79
53085	0	DRAINAGE OF URINARY LEAKAGE	Surgery	10.27	8.11	$120.79
53200	0	BIOPSY OF URETHRA	Surgery	2.59	1.04	$120.79
53210	0	REMOVAL OF URETHRA	Surgery	12.57	7.17	$120.79
53215	0	REMOVAL OF URETHRA	Surgery	15.58	9.43	$120.79
53220	0	TREATMENT OF URETHRA LESION	Surgery	7.00	5.01	$120.79
53230	0	REMOVAL OF URETHRA LESION	Surgery	9.58	7.13	$120.79
53235	0	REMOVAL OF URETHRA LESION	Surgery	10.14	5.66	$120.79
53240	0	SURGERY FOR URETHRA POUCH	Surgery	6.45	4.64	$120.79
53250	0	REMOVAL OF URETHRA GLAND	Surgery	5.89	4.27	$120.79
53260	0	TREATMENT OF URETHRA LESION	Surgery	2.98	1.64	$120.79
53265	0	TREATMENT OF URETHRA LESION	Surgery	3.12	2.05	$120.79
53270	0	REMOVAL OF URETHRA GLAND	Surgery	3.09	3.17	$120.79
53275	0	REPAIR OF URETHRA DEFECT	Surgery	4.53	2.76	$120.79
53400	0	REVISE URETHRA, STAGE 1	Surgery	12.77	7.61	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
53405	0	REVISE URETHRA, STAGE 2	Surgery	14.48	9.43	$120.79
53410	0	RECONSTRUCTION OF URETHRA	Surgery	16.44	8.77	$120.79
53415	0	RECONSTRUCTION OF URETHRA	Surgery	19.41	10.79	$120.79
53420	0	RECONSTRUCT URETHRA, STAGE 1	Surgery	14.08	9.80	$120.79
53425	0	RECONSTRUCT URETHRA, STAGE 2	Surgery	15.98	9.26	$120.79
53430	0	RECONSTRUCTION OF URETHRA	Surgery	16.34	8.06	$120.79
53440	0	CORRECT BLADDER FUNCTION	Surgery	12.34	10.97	$120.79
53442	0	REMOVE PERINEAL PROSTHESIS	Surgery	8.27	5.78	$120.79
53443	0	RECONSTRUCTION OF URETHRA	Surgery	19.89	10.06	$120.79
53445	0	CORRECT URINE FLOW CONTROL	Surgery	14.06	12.32	$120.79
53447	0	REMOVE ARTIFICIAL SPHINCTER	Surgery	13.17	8.61	$120.79
53449	0	CORRECT ARTIFICIAL SPHINCTER	Surgery	9.70	7.56	$120.79
53450	0	REVISION OF URETHRA	Surgery	6.14	3.67	$120.79
53460	0	REVISION OF URETHRA	Surgery	7.12	3.68	$120.79
53502	0	REPAIR OF URETHRA INJURY	Surgery	7.63	5.29	$120.79
53505	0	REPAIR OF URETHRA INJURY	Surgery	7.63	5.24	$120.79
53510	0	REPAIR OF URETHRA INJURY	Surgery	10.11	6.88	$120.79
53515	0	REPAIR OF URETHRA INJURY	Surgery	13.31	8.35	$120.79
53520	0	REPAIR OF URETHRA DEFECT	Surgery	8.68	5.83	$120.79
53600	0	DILATE URETHRA STRICTURE	Surgery	1.21	2.05	$120.79
53601	0	DILATE URETHRA STRICTURE	Surgery	0.98	1.99	$120.79
53605	0	DILATE URETHRA STRICTURE	Surgery	1.28	0.47	$120.79
53620	0	DILATE URETHRA STRICTURE	Surgery	1.62	3.03	$120.79
53621	0	DILATE URETHRA STRICTURE	Surgery	1.35	2.98	$120.79
53660	0	DILATION OF URETHRA	Surgery	0.71	1.91	$120.79
53661	0	DILATION OF URETHRA	Surgery	0.72	1.92	$120.79
53665	0	DILATION OF URETHRA	Surgery	0.76	0.33	$120.79
53670	0	INSERT URINARY CATHETER	Surgery	0.50	1.78	$120.79
53675	0	INSERT URINARY CATHETER	Surgery	1.47	2.46	$120.79
53850	0	PROSTATIC MICROWAVE THERMOTX	Surgery	9.45	6.85	$120.79
53852	0	PROSTATIC RF THERMOTX	Surgery	9.88	6.11	$120.79
54000	0	SLITTING OF PREPUCE	Surgery	1.54	2.90	$120.79
54001	0	SLITTING OF PREPUCE	Surgery	2.19	1.36	$120.79
54015	0	DRAIN PENIS LESION	Surgery	5.32	1.91	$120.79
54050	0	DESTRUCTION, PENIS LESION(S)	Surgery	1.24	1.31	$120.79
54055	0	DESTRUCTION, PENIS LESION(S)	Surgery	1.22	3.30	$120.79
54056	0	CRYOSURGERY, PENIS LESION(S)	Surgery	1.24	1.66	$120.79
54057	0	LASER SURG, PENIS LESION(S)	Surgery	1.24	1.32	$120.79
54060	0	EXCISION OF PENIS LESION(S)	Surgery	1.93	1.34	$120.79
54065	0	DESTRUCTION, PENIS LESION(S)	Surgery	2.42	1.61	$120.79
54100	0	BIOPSY OF PENIS	Surgery	1.90	0.68	$120.79
54105	0	BIOPSY OF PENIS	Surgery	3.50	1.51	$120.79
54110	0	TREATMENT OF PENIS LESION	Surgery	10.13	6.89	$120.79
54111	0	TREAT PENIS LESION, GRAFT	Surgery	13.57	9.17	$120.79
54112	0	TREAT PENIS LESION, GRAFT	Surgery	15.86	10.67	$120.79
54115	0	TREATMENT OF PENIS LESION	Surgery	6.15	5.23	$120.79
54120	0	PARTIAL REMOVAL OF PENIS	Surgery	9.97	7.13	$120.79
54125	0	REMOVAL OF PENIS	Surgery	13.53	10.49	$120.79
54130	0	REMOVE PENIS & NODES	Surgery	20.14	13.47	$120.79
54135	0	REMOVE PENIS & NODES	Surgery	26.36	16.31	$120.79
54150	0	CIRCUMCISION	Surgery	1.81	2.96	$120.79
54152	0	CIRCUMCISION	Surgery	2.31	1.77	$120.79
54160	0	CIRCUMCISION	Surgery	2.48	1.71	$120.79
54161	0	CIRCUMCISION	Surgery	3.27	2.11	$120.79
54200	0	TREATMENT OF PENIS LESION	Surgery	1.06	1.30	$120.79
54205	0	TREATMENT OF PENIS LESION	Surgery	7.93	6.00	$120.79
54220	0	TREATMENT OF PENIS LESION	Surgery	2.42	1.26	$120.79
54230	0	PREPARE PENIS STUDY	Surgery	1.34	0.95	$120.79
54231	0	DYNAMIC CAVERNOSOMETRY	Surgery	2.04	1.73	$120.79
54235	0	PENILE INJECTION	Surgery	1.19	0.74	$120.79
54240	26	PENIS STUDY	Surgery	1.31	0.50	$120.79
54250	26	PENIS STUDY	Surgery	2.22	0.65	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
54300	0	REVISION OF PENIS	Surgery	10.41	7.84	$120.79
54304	0	REVISION OF PENIS	Surgery	12.49	9.19	$120.79
54308	0	RECONSTRUCTION OF URETHRA	Surgery	11.83	7.42	$120.79
54312	0	RECONSTRUCTION OF URETHRA	Surgery	13.57	9.98	$120.79
54316	0	RECONSTRUCTION OF URETHRA	Surgery	16.82	12.13	$120.79
54318	0	RECONSTRUCTION OF URETHRA	Surgery	11.25	8.56	$120.79
54322	0	RECONSTRUCTION OF URETHRA	Surgery	13.01	8.39	$120.79
54324	0	RECONSTRUCTION OF URETHRA	Surgery	16.31	11.15	$120.79
54326	0	RECONSTRUCTION OF URETHRA	Surgery	15.72	10.71	$120.79
54328	0	REVISE PENIS/URETHRA	Surgery	15.65	10.76	$120.79
54332	0	REVISE PENIS/URETHRA	Surgery	17.08	12.04	$120.79
54336	0	REVISE PENIS/URETHRA	Surgery	20.04	16.48	$120.79
54340	0	SECONDARY URETHRAL SURGERY	Surgery	8.91	6.99	$120.79
54344	0	SECONDARY URETHRAL SURGERY	Surgery	15.94	13.93	$120.79
54348	0	SECONDARY URETHRAL SURGERY	Surgery	17.15	11.65	$120.79
54352	0	RECONSTRUCT URETHRA/PENIS	Surgery	24.74	15.52	$120.79
54360	0	PENIS PLASTIC SURGERY	Surgery	11.93	7.79	$120.79
54380	0	REPAIR PENIS	Surgery	13.18	9.92	$120.79
54385	0	REPAIR PENIS	Surgery	15.39	11.27	$120.79
54390	0	REPAIR PENIS AND BLADDER	Surgery	21.61	14.16	$120.79
54400	0	INSERT SEMI-RIGID PROSTHESIS	Surgery	8.99	8.29	$120.79
54401	0	INSERT SELF-CONTD PROSTHESIS	Surgery	10.28	9.39	$120.79
54402	0	REMOVE PENIS PROSTHESIS	Surgery	9.21	6.19	$120.79
54405	0	INSERT MULTI-COMP PROSTHESIS	Surgery	13.43	11.82	$120.79
54407	0	REMOVE MULTI-COMP PROSTHESIS	Surgery	13.34	9.73	$120.79
54409	0	REVISE PENIS PROSTHESIS	Surgery	12.20	8.28	$120.79
54420	0	REVISION OF PENIS	Surgery	11.42	8.35	$120.79
54430	0	REVISION OF PENIS	Surgery	10.15	7.42	$120.79
54435	0	REVISION OF PENIS	Surgery	6.12	4.98	$120.79
54450	0	PREPUTIAL STRETCHING	Surgery	1.12	0.56	$120.79
54500	0	BIOPSY OF TESTIS	Surgery	1.31	2.94	$120.79
54505	0	BIOPSY OF TESTIS	Surgery	3.46	2.22	$120.79
54510	0	REMOVAL OF TESTIS LESION	Surgery	5.45	3.29	$120.79
54520	0	REMOVAL OF TESTIS	Surgery	5.23	4.56	$120.79
54530	0	REMOVAL OF TESTIS	Surgery	8.58	6.42	$120.79
54535	0	EXTENSIVE TESTIS SURGERY	Surgery	12.16	8.00	$120.79
54550	0	EXPLORATION FOR TESTIS	Surgery	7.78	5.11	$120.79
54560	0	EXPLORATION FOR TESTIS	Surgery	11.13	7.25	$120.79
54600	0	REDUCE TESTIS TORSION	Surgery	7.01	4.50	$120.79
54620	0	SUSPENSION OF TESTIS	Surgery	4.90	3.29	$120.79
54640	0	SUSPENSION OF TESTIS	Surgery	6.90	6.13	$120.79
54650	0	ORCHIOPEXY (FOWLER-STEPHENS)	Surgery	11.45	7.49	$120.79
54660	0	REVISION OF TESTIS	Surgery	5.11	3.72	$120.79
54670	0	REPAIR TESTIS INJURY	Surgery	6.41	4.20	$120.79
54680	0	RELOCATION OF TESTIS(ES)	Surgery	12.65	8.03	$120.79
54690	0	LAPAROSCOPY, ORCHIECTOMY	Surgery	10.96	7.11	$120.79
54692	0	LAPAROSCOPY, ORCHIOPEXY	Surgery	12.88	5.56	$120.79
54700	0	DRAINAGE OF SCROTUM	Surgery	3.43	2.06	$120.79
54800	0	BIOPSY OF EPIDIDYMIS	Surgery	2.33	1.49	$120.79
54820	0	EXPLORATION OF EPIDIDYMIS	Surgery	5.14	3.11	$120.79
54830	0	REMOVE EPIDIDYMIS LESION	Surgery	5.38	3.62	$120.79
54840	0	REMOVE EPIDIDYMIS LESION	Surgery	5.20	4.30	$120.79
54860	0	REMOVAL OF EPIDIDYMIS	Surgery	6.32	4.76	$120.79
54861	0	REMOVAL OF EPIDIDYMIS	Surgery	8.90	6.41	$120.79
54900	0	FUSION OF SPERMATIC DUCTS	Surgery	13.20	8.08	$120.79
54901	0	FUSION OF SPERMATIC DUCTS	Surgery	17.94	11.34	$120.79
55000	0	DRAINAGE OF HYDROCELE	Surgery	1.43	1.10	$120.79
55040	0	REMOVAL OF HYDROCELE	Surgery	5.36	4.27	$120.79
55041	0	REMOVAL OF HYDROCELES	Surgery	7.74	6.17	$120.79
55060	0	REPAIR OF HYDROCELE	Surgery	5.52	3.89	$120.79
55100	0	DRAINAGE OF SCROTUM ABSCESS	Surgery	2.13	2.01	$120.79
55110	0	EXPLORE SCROTUM	Surgery	5.70	3.57	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

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CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
55120	0	REMOVAL OF SCROTUM LESION	Surgery	5.09	2.57	$120.79
55150	0	REMOVAL OF SCROTUM	Surgery	7.22	5.09	$120.79
55175	0	REVISION OF SCROTUM	Surgery	5.24	4.13	$120.79
55180	0	REVISION OF SCROTUM	Surgery	10.72	6.66	$120.79
55200	0	INCISION OF SPERM DUCT	Surgery	4.24	2.53	$120.79
55250	0	REMOVAL OF SPERM DUCT(S)	Surgery	3.29	2.10	$120.79
55300	0	PREPARE, SPERM DUCT X-RAY	Surgery	3.51	2.11	$120.79
55400	0	REPAIR OF SPERM DUCT	Surgery	8.49	5.98	$120.79
55450	0	LIGATION OF SPERM DUCT	Surgery	4.12	2.55	$120.79
55500	0	REMOVAL OF HYDROCELE	Surgery	5.59	4.10	$120.79
55520	0	REMOVAL OF SPERM CORD LESION	Surgery	6.03	3.53	$120.79
55530	0	REVISE SPERMATIC CORD VEINS	Surgery	5.66	4.59	$120.79
55535	0	REVISE SPERMATIC CORD VEINS	Surgery	6.56	4.31	$120.79
55540	0	REVISE HERNIA & SPERM VEINS	Surgery	7.67	4.60	$120.79
55550	0	LAPARO LIGATE SPERMATIC VEIN	Surgery	6.57	4.06	$120.79
55600	0	INCISE SPERM DUCT POUCH	Surgery	6.38	4.30	$120.79
55605	0	INCISE SPERM DUCT POUCH	Surgery	7.96	5.36	$120.79
55650	0	REMOVE SPERM DUCT POUCH	Surgery	11.80	6.88	$120.79
55680	0	REMOVE SPERM POUCH LESION	Surgery	5.19	4.19	$120.79
55700	0	BIOPSY OF PROSTATE	Surgery	1.57	0.67	$120.79
55705	0	BIOPSY OF PROSTATE	Surgery	4.57	3.54	$120.79
55720	0	DRAINAGE OF PROSTATE ABSCESS	Surgery	7.64	4.54	$120.79
55725	0	DRAINAGE OF PROSTATE ABSCESS	Surgery	8.68	6.02	$120.79
55801	0	REMOVAL OF PROSTATE	Surgery	17.80	11.35	$120.79
55810	0	EXTENSIVE PROSTATE SURGERY	Surgery	22.58	14.99	$120.79
55812	0	EXTENSIVE PROSTATE SURGERY	Surgery	27.51	16.05	$120.79
55815	0	EXTENSIVE PROSTATE SURGERY	Surgery	30.46	20.58	$120.79
55821	0	REMOVAL OF PROSTATE	Surgery	14.25	11.11	$120.79
55831	0	REMOVAL OF PROSTATE	Surgery	15.62	11.90	$120.79
55840	0	EXTENSIVE PROSTATE SURGERY	Surgery	22.69	14.69	$120.79
55842	0	EXTENSIVE PROSTATE SURGERY	Surgery	24.38	16.37	$120.79
55845	0	EXTENSIVE PROSTATE SURGERY	Surgery	28.55	20.27	$120.79
55859	0	PERCUT/NEEDLE INSERT, PROS	Surgery	12.52	6.68	$120.79
55860	0	SURGICAL EXPOSURE, PROSTATE	Surgery	14.45	7.78	$120.79
55862	0	EXTENSIVE PROSTATE SURGERY	Surgery	18.39	11.13	$120.79
55865	0	EXTENSIVE PROSTATE SURGERY	Surgery	22.87	18.69	$120.79
55870	0	ELECTROEJACULATION	Surgery	2.58	1.43	$120.79
56405	0	I & D OF VULVA/PERINEUM	Surgery	1.44	1.50	$120.79
56420	0	DRAINAGE OF GLAND ABSCESS	Surgery	1.39	1.52	$120.79
56440	0	SURGERY FOR VULVA LESION	Surgery	2.84	2.49	$120.79
56441	0	LYSIS OF LABIAL LESION(S)	Surgery	1.97	1.85	$120.79
56501	0	DESTRUCTION, VULVA LESION(S)	Surgery	1.53	1.37	$120.79
56515	0	DESTRUCTION, VULVA LESION(S)	Surgery	1.88	2.04	$120.79
56605	0	BIOPSY OF VULVA/PERINEUM	Surgery	1.10	1.20	$120.79
56606	0	BIOPSY OF VULVA/PERINEUM	Surgery	0.55	0.91	$120.79
56620	0	PARTIAL REMOVAL OF VULVA	Surgery	7.47	5.77	$120.79
56625	0	COMPLETE REMOVAL OF VULVA	Surgery	8.40	7.67	$120.79
56630	0	EXTENSIVE VULVA SURGERY	Surgery	12.36	10.82	$120.79
56631	0	EXTENSIVE VULVA SURGERY	Surgery	16.20	14.40	$120.79
56632	0	EXTENSIVE VULVA SURGERY	Surgery	20.29	15.38	$120.79
56633	0	EXTENSIVE VULVA SURGERY	Surgery	16.47	12.97	$120.79
56634	0	EXTENSIVE VULVA SURGERY	Surgery	17.88	15.71	$120.79
56637	0	EXTENSIVE VULVA SURGERY	Surgery	21.97	17.43	$120.79
56640	0	EXTENSIVE VULVA SURGERY	Surgery	22.17	16.58	$120.79
56700	0	PARTIAL REMOVAL OF HYMEN	Surgery	2.52	1.94	$120.79
56720	0	INCISION OF HYMEN	Surgery	0.68	0.55	$120.79
56740	0	REMOVE VAGINA GLAND LESION	Surgery	3.76	2.78	$120.79
56800	0	REPAIR OF VAGINA	Surgery	3.89	2.87	$120.79
56805	0	REPAIR CLITORIS	Surgery	18.86	10.72	$120.79
56810	0	REPAIR OF PERINEUM	Surgery	4.13	2.73	$120.79
57000	0	EXPLORATION OF VAGINA	Surgery	2.97	2.20	$120.79
57010	0	DRAINAGE OF PELVIC ABSCESS	Surgery	6.03	3.25	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
57020	0	DRAINAGE OF PELVIC FLUID	Surgery	1.50	0.63	$120.79
57061	0	DESTRUCTION VAGINA LESION(S)	Surgery	1.25	1.49	$120.79
57065	0	DESTRUCTION VAGINA LESION(S)	Surgery	2.61	2.61	$120.79
57100	0	BIOPSY OF VAGINA	Surgery	0.97	0.99	$120.79
57105	0	BIOPSY OF VAGINA	Surgery	1.69	1.18	$120.79
57106	0	REMOVE VAGINA WALL, PARTIAL	Surgery	6.36	2.40	$120.79
57107	0	REMOVE VAGINA TISSUE, PART	Surgery	23.00	8.58	$120.79
57109	0	VAGINECTOMY PARTIAL W/NODES	Surgery	27.00	11.80	$120.79
57110	0	REMOVE VAGINA WALL, COMPLETE	Surgery	14.29	7.70	$120.79
57111	0	REMOVE VAGINA TISSUE, COMPL	Surgery	27.00	11.71	$120.79
57112	0	VAGINECTOMY W/NODES, COMPL	Surgery	29.00	12.45	$120.79
57120	0	CLOSURE OF VAGINA	Surgery	7.41	5.95	$120.79
57130	0	REMOVE VAGINA LESION	Surgery	2.43	2.39	$120.79
57135	0	REMOVE VAGINA LESION	Surgery	2.67	2.09	$120.79
57150	0	TREAT VAGINA INFECTION	Surgery	0.55	0.55	$120.79
57160	0	INSERT PESSARY/OTHER DEVICE	Surgery	0.89	0.76	$120.79
57170	0	FITTING OF DIAPHRAGM/CAP	Surgery	0.91	0.80	$120.79
57180	0	TREAT VAGINAL BLEEDING	Surgery	1.58	1.33	$120.79
57200	0	REPAIR OF VAGINA	Surgery	3.94	2.87	$120.79
57210	0	REPAIR VAGINA/PERINEUM	Surgery	5.17	3.41	$120.79
57220	0	REVISION OF URETHRA	Surgery	4.31	3.97	$120.79
57230	0	REPAIR OF URETHRAL LESION	Surgery	5.64	4.01	$120.79
57240	0	REPAIR BLADDER & VAGINA	Surgery	6.07	5.67	$120.79
57250	0	REPAIR RECTUM & VAGINA	Surgery	5.53	5.08	$120.79
57260	0	REPAIR OF VAGINA	Surgery	8.27	7.01	$120.79
57265	0	EXTENSIVE REPAIR OF VAGINA	Surgery	11.34	8.29	$120.79
57268	0	REPAIR OF BOWEL BULGE	Surgery	6.76	5.83	$120.79
57270	0	REPAIR OF BOWEL POUCH	Surgery	12.11	6.68	$120.79
57280	0	SUSPENSION OF VAGINA	Surgery	15.04	8.17	$120.79
57282	0	REPAIR OF VAGINAL PROLAPSE	Surgery	8.86	7.16	$120.79
57284	0	REPAIR PARAVAGINAL DEFECT	Surgery	12.70	7.97	$120.79
57288	0	REPAIR BLADDER DEFECT	Surgery	13.02	9.12	$120.79
57289	0	REPAIR BLADDER & VAGINA	Surgery	11.58	7.61	$120.79
57291	0	CONSTRUCTION OF VAGINA	Surgery	7.95	5.57	$120.79
57292	0	CONSTRUCT VAGINA WITH GRAFT	Surgery	13.09	6.85	$120.79
57300	0	REPAIR RECTUM-VAGINA FISTULA	Surgery	7.61	6.53	$120.79
57305	0	REPAIR RECTUM-VAGINA FISTULA	Surgery	13.77	7.50	$120.79
57307	0	FISTULA REPAIR & COLOSTOMY	Surgery	15.93	7.13	$120.79
57308	0	FISTULA REPAIR, TRANSPERINE	Surgery	9.94	6.68	$120.79
57310	0	REPAIR URETHROVAGINAL LESION	Surgery	6.78	4.55	$120.79
57311	0	REPAIR URETHROVAGINAL LESION	Surgery	7.98	5.53	$120.79
57320	0	REPAIR BLADDER-VAGINA LESION	Surgery	8.01	7.23	$120.79
57330	0	REPAIR BLADDER-VAGINA LESION	Surgery	12.35	7.69	$120.79
57335	0	REPAIR VAGINA	Surgery	18.73	8.11	$120.79
57400	0	DILATION OF VAGINA	Surgery	2.27	0.78	$120.79
57410	0	PELVIC EXAMINATION	Surgery	1.75	0.69	$120.79
57415	0	REMOVE VAGINAL FOREIGN BODY	Surgery	2.17	1.80	$120.79
57452	0	EXAMINATION OF VAGINA	Surgery	0.99	1.12	$120.79
57454	0	VAGINA EXAMINATION & BIOPSY	Surgery	1.27	1.46	$120.79
57460	0	CERVIX EXCISION	Surgery	2.83	1.10	$120.79
57500	0	BIOPSY OF CERVIX	Surgery	0.97	0.97	$120.79
57505	0	ENDOCERVICAL CURETTAGE	Surgery	1.14	1.22	$120.79
57510	0	CAUTERIZATION OF CERVIX	Surgery	1.90	1.73	$120.79
57511	0	CRYOCAUTERY OF CERVIX	Surgery	1.90	1.57	$120.79
57513	0	LASER SURGERY OF CERVIX	Surgery	1.90	1.87	$120.79
57520	0	CONIZATION OF CERVIX	Surgery	4.04	3.18	$120.79
57522	0	CONIZATION OF CERVIX	Surgery	3.36	3.05	$120.79
57530	0	REMOVAL OF CERVIX	Surgery	4.79	3.62	$120.79
57531	0	REMOVAL OF CERVIX, RADICAL	Surgery	28.00	16.11	$120.79
57540	0	REMOVAL OF RESIDUAL CERVIX	Surgery	12.22	6.65	$120.79
57545	0	REMOVE CERVIX/REPAIR PELVIS	Surgery	13.03	5.61	$120.79
57550	0	REMOVAL OF RESIDUAL CERVIX	Surgery	5.53	5.08	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
57555	0	REMOVE CERVIX/REPAIR VAGINA	Surgery	8.95	7.94	$120.79
57556	0	REMOVE CERVIX, REPAIR BOWEL	Surgery	8.37	7.31	$120.79
57700	0	REVISION OF CERVIX	Surgery	3.55	2.52	$120.79
57720	0	REVISION OF CERVIX	Surgery	4.13	3.02	$120.79
57800	0	DILATION OF CERVICAL CANAL	Surgery	0.77	0.78	$120.79
57820	0	D & C OF RESIDUAL CERVIX	Surgery	1.67	2.17	$120.79
58100	0	BIOPSY OF UTERUS LINING	Surgery	0.71	0.92	$120.79
58120	0	DILATION AND CURETTAGE	Surgery	3.27	2.60	$120.79
58140	0	REMOVAL OF UTERUS LESION	Surgery	14.60	7.95	$120.79
58145	0	REMOVAL OF UTERUS LESION	Surgery	8.04	6.74	$120.79
58150	0	TOTAL HYSTERECTOMY	Surgery	15.24	8.79	$120.79
58152	0	TOTAL HYSTERECTOMY	Surgery	15.09	10.08	$120.79
58180	0	PARTIAL HYSTERECTOMY	Surgery	15.29	8.89	$120.79
58200	0	EXTENSIVE HYSTERECTOMY	Surgery	21.59	12.26	$120.79
58210	0	EXTENSIVE HYSTERECTOMY	Surgery	28.85	16.25	$120.79
58240	0	REMOVAL OF PELVIS CONTENTS	Surgery	38.39	24.50	$120.79
58260	0	VAGINAL HYSTERECTOMY	Surgery	12.20	7.91	$120.79
58262	0	VAGINAL HYSTERECTOMY	Surgery	13.99	8.27	$120.79
58263	0	VAGINAL HYSTERECTOMY	Surgery	15.28	9.01	$120.79
58267	0	HYSTERECTOMY & VAGINA REPAIR	Surgery	15.00	9.60	$120.79
58270	0	HYSTERECTOMY & VAGINA REPAIR	Surgery	13.48	8.66	$120.79
58275	0	HYSTERECTOMY/REVISE VAGINA	Surgery	14.98	9.33	$120.79
58280	0	HYSTERECTOMY/REVISE VAGINA	Surgery	15.41	9.14	$120.79
58285	0	EXTENSIVE HYSTERECTOMY	Surgery	18.57	10.91	$120.79
58300	0	INSERT INTRAUTERINE DEVICE	Surgery	1.01	1.09	$120.79
58301	0	REMOVE INTRAUTERINE DEVICE	Surgery	1.27	0.95	$120.79
58321	0	ARTIFICIAL INSEMINATION	Surgery	0.92	0.84	$120.79
58322	0	ARTIFICIAL INSEMINATION	Surgery	1.10	0.86	$120.79
58323	0	SPERM WASHING	Surgery	0.23	0.31	$120.79
58340	0	CATHETER FOR HYSTEROGRAPHY	Surgery	0.88	5.07	$120.79
58345	0	REOPEN FALLOPIAN TUBE	Surgery	4.66	2.69	$120.79
58350	0	REOPEN FALLOPIAN TUBE	Surgery	1.01	1.26	$120.79
58400	0	SUSPENSION OF UTERUS	Surgery	6.36	4.95	$120.79
58410	0	SUSPENSION OF UTERUS	Surgery	12.73	6.19	$120.79
58520	0	REPAIR OF RUPTURED UTERUS	Surgery	11.92	5.27	$120.79
58540	0	REVISION OF UTERUS	Surgery	14.64	6.34	$120.79
58550	0	LAPARO-ASST VAG HYSTERECTOMY	Surgery	14.19	8.29	$120.79
58551	0	LAPAROSCOPY, REMOVE MYOMA	Surgery	14.21	5.76	$120.79
58555	0	HYSTEROSCOPY, DX, SEP PROC	Surgery	3.33	1.72	$120.79
58558	0	HYSTEROSCOPY, BIOPSY	Surgery	4.75	2.00	$120.79
58559	0	HYSTEROSCOPY, LYSIS	Surgery	6.17	3.24	$120.79
58560	0	HYSTEROSCOPY, RESECT SEPTUM	Surgery	7.00	3.40	$120.79
58561	0	HYSTEROSCOPY, REMOVE MYOMA	Surgery	10.00	4.61	$120.79
58562	0	HYSTEROSCOPY, REMOVE FB	Surgery	5.21	2.09	$120.79
58563	0	HYSTEROSCOPY, ABLATION	Surgery	6.17	3.57	$120.79
58600	0	DIVISION OF FALLOPIAN TUBE	Surgery	3.84	3.52	$120.79
58605	0	DIVISION OF FALLOPIAN TUBE	Surgery	3.34	3.18	$120.79
58611	0	LIGATE OVIDUCT(S) ADD-ON	Surgery	0.63	0.38	$120.79
58615	0	OCCLUDE FALLOPIAN TUBE(S)	Surgery	3.90	3.06	$120.79
58660	0	LAPAROSCOPY, LYSIS	Surgery	11.29	5.69	$120.79
58661	0	LAPAROSCOPY, REMOVE ADNEXA	Surgery	11.05	6.36	$120.79
58662	0	LAPAROSCOPY, EXCISE LESIONS	Surgery	11.79	5.60	$120.79
58670	0	LAPAROSCOPY, TUBAL CAUTERY	Surgery	5.60	4.19	$120.79
58671	0	LAPAROSCOPY, TUBAL BLOCK	Surgery	5.60	4.49	$120.79
58672	0	LAPAROSCOPY, FIMBRIOPLASTY	Surgery	12.88	5.83	$120.79
58673	0	LAPAROSCOPY, SALPINGOSTOMY	Surgery	13.74	6.22	$120.79
58700	0	REMOVAL OF FALLOPIAN TUBE	Surgery	6.49	5.29	$120.79
58720	0	REMOVAL OF OVARY/TUBE(S)	Surgery	11.36	6.88	$120.79
58740	0	REVISE FALLOPIAN TUBE(S)	Surgery	5.83	5.25	$120.79
58750	0	REPAIR OVIDUCT	Surgery	14.84	6.91	$120.79
58752	0	REVISE OVARIAN TUBE(S)	Surgery	14.84	7.06	$120.79
58760	0	REMOVE TUBAL OBSTRUCTION	Surgery	13.13	5.95	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
58770	0	CREATE NEW TUBAL OPENING	Surgery	13.97	6.28	$120.79
58800	0	DRAINAGE OF OVARIAN CYST(S)	Surgery	4.14	3.33	$120.79
58805	0	DRAINAGE OF OVARIAN CYST(S)	Surgery	5.88	5.17	$120.79
58820	0	DRAIN OVARY ABSCESS, OPEN	Surgery	4.22	2.95	$120.79
58822	0	DRAIN OVARY ABSCESS, PERCUT	Surgery	10.13	4.46	$120.79
58823	0	DRAIN PELVIC ABSCESS, PERCUT	Surgery	3.38	2.72	$120.79
58825	0	TRANSPOSITION, OVARY(S)	Surgery	6.13	4.04	$120.79
58900	0	BIOPSY OF OVARY(S)	Surgery	5.99	4.61	$120.79
58920	0	PARTIAL REMOVAL OF OVARY(S)	Surgery	6.78	5.60	$120.79
58925	0	REMOVAL OF OVARIAN CYST(S)	Surgery	11.36	6.34	$120.79
58940	0	REMOVAL OF OVARY(S)	Surgery	7.29	5.50	$120.79
58943	0	REMOVAL OF OVARY(S)	Surgery	18.43	11.12	$120.79
58950	0	RESECT OVARIAN MALIGNANCY	Surgery	15.27	10.09	$120.79
58951	0	RESECT OVARIAN MALIGNANCY	Surgery	21.81	15.20	$120.79
58952	0	RESECT OVARIAN MALIGNANCY	Surgery	25.01	15.69	$120.79
58960	0	EXPLORATION OF ABDOMEN	Surgery	14.65	10.88	$120.79
58970	0	RETRIEVAL OF OOCYTE	Surgery	3.53	2.05	$120.79
58976	0	TRANSFER OF EMBRYO	Surgery	3.83	2.22	$120.79
59000	0	AMNIOCENTESIS	Maternity — Normal Deliveries	1.30	1.30	$72.46
59012	0	FETAL CORD PUNCTURE,PRENATAL	Maternity — Normal Deliveries	3.45	2.11	$72.46
59015	0	CHORION BIOPSY	Maternity — Normal Deliveries	2.20	1.08	$72.46
59020	26	FETAL CONTRACT STRESS TEST	Maternity — Normal Deliveries	0.66	0.53	$72.46
59025	26	FETAL NON-STRESS TEST	Maternity — Normal Deliveries	0.53	0.31	$72.46
59030	0	FETAL SCALP BLOOD SAMPLE	Maternity — Normal Deliveries	1.99	1.24	$72.46
59050	0	FETAL MONITOR W/REPORT	Maternity — Normal Deliveries	0.89	0.61	$72.46
59051	0	FETAL MONITOR/INTERPRET ONLY	Maternity — Normal Deliveries	0.74	0.58	$72.46
59100	0	REMOVE UTERUS LESION	Maternity — Normal Deliveries	12.35	5.27	$72.46
59120	0	TREAT ECTOPIC PREGNANCY	Maternity — Normal Deliveries	11.49	7.13	$72.46
59121	0	TREAT ECTOPIC PREGNANCY	Maternity — Normal Deliveries	11.67	5.84	$72.46
59130	0	TREAT ECTOPIC PREGNANCY	Maternity — Normal Deliveries	14.22	6.68	$72.46
59135	0	TREAT ECTOPIC PREGNANCY	Maternity — Normal Deliveries	13.88	8.73	$72.46
59136	0	TREAT ECTOPIC PREGNANCY	Maternity — Normal Deliveries	13.18	6.62	$72.46
59140	0	TREAT ECTOPIC PREGNANCY	Maternity — Normal Deliveries	5.46	4.23	$72.46
59150	0	TREAT ECTOPIC PREGNANCY	Maternity — Normal Deliveries	6.89	4.44	$72.46
59151	0	TREAT ECTOPIC PREGNANCY	Maternity — Normal Deliveries	7.86	6.68	$72.46
59160	0	D & C AFTER DELIVERY	Maternity — Normal Deliveries	2.71	2.63	$72.46
59200	0	INSERT CERVICAL DILATOR	Maternity — Normal Deliveries	0.79	0.89	$72.46
59300	0	EPISIOTOMY OR VAGINAL REPAIR	Maternity — Normal Deliveries	2.41	1.32	$72.46
59320	0	REVISION OF CERVIX	Maternity — Normal Deliveries	2.48	1.62	$72.46
59325	0	REVISION OF CERVIX	Maternity — Normal Deliveries	4.07	2.53	$72.46
59350	0	REPAIR OF UTERUS	Maternity — Normal Deliveries	4.95	2.84	$72.46
59400	0	OBSTETRICAL CARE	Maternity — Non-Deliveries	23.06	14.86	$121.94
59409	0	OBSTETRICAL CARE	Maternity — Non-Deliveries	13.50	7.69	$121.94
59410	0	OBSTETRICAL CARE	Maternity — Non-Deliveries	14.78	8.60	$121.94
59412	0	ANTEPARTUM MANIPULATION	Maternity — Non-Deliveries	1.71	0.99	$121.94
59414	0	DELIVER PLACENTA	Maternity — Non-Deliveries	1.61	1.19	$121.94
59425	0	ANTEPARTUM CARE ONLY	Maternity — Non-Deliveries	4.81	3.88	$121.94
59426	0	ANTEPARTUM CARE ONLY	Maternity — Non-Deliveries	8.28	6.61	$121.94
59430	0	CARE AFTER DELIVERY	Maternity — Non-Deliveries	2.13	0.78	$121.94
59510	0	CESAREAN DELIVERY	Maternity — Cesarean Deliveries	26.22	16.87	$78.02
59514	0	CESAREAN DELIVERY ONLY	Maternity — Cesarean Deliveries	15.97	8.97	$78.02
59515	0	CESAREAN DELIVERY	Maternity — Cesarean Deliveries	17.37	10.20	$78.02
59525	0	REMOVE UTERUS AFTER CESAREAN	Surgery	8.54	3.66	$120.79
59610	0	VBAC DELIVERY	Maternity — Non-Deliveries	24.62	12.82	$121.94
59612	0	VBAC DELIVERY ONLY	Maternity — Non-Deliveries	15.06	8.03	$121.94
59614	0	VBAC CARE AFTER DELIVERY	Maternity — Non-Deliveries	16.34	8.74	$121.94
59618	0	ATTEMPTED VBAC DELIVERY	Maternity — Cesarean Deliveries	27.78	14.43	$78.02
59620	0	ATTEMPTED VBAC DELIVERY ONLY	Maternity — Cesarean Deliveries	17.53	9.30	$78.02
59622	0	ATTEMPTED VBAC AFTER CARE	Maternity — Cesarean Deliveries	18.93	10.05	$78.02
59812	0	TREATMENT OF MISCARRIAGE	Maternity — Normal Deliveries	3.25	3.06	$72.46
59820	0	CARE OF MISCARRIAGE	Maternity — Normal Deliveries	4.01	3.30	$72.46
59821	0	TREATMENT OF MISCARRIAGE	Maternity — Normal Deliveries	4.47	2.83	$72.46

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
59830	0	TREAT UTERUS INFECTION	Maternity — Normal Deliveries	6.11	4.28	$72.46
59840	0	ABORTION	Maternity — Normal Deliveries	3.01	4.07	$72.46
59841	0	ABORTION	Maternity — Normal Deliveries	5.24	3.71	$72.46
59850	0	ABORTION	Maternity — Normal Deliveries	5.91	3.43	$72.46
59851	0	ABORTION	Maternity — Normal Deliveries	5.93	3.76	$72.46
59852	0	ABORTION	Maternity — Normal Deliveries	8.24	5.16	$72.46
59855	0	ABORTION	Maternity — Normal Deliveries	6.12	3.83	$72.46
59856	0	ABORTION	Maternity — Normal Deliveries	7.48	4.55	$72.46
59857	0	ABORTION	Maternity — Normal Deliveries	9.29	5.52	$72.46
59866	0	ABORTION (MPR)	Maternity — Normal Deliveries	4.00	2.33	$72.46
59870	0	EVACUATE MOLE OF UTERUS	Maternity — Normal Deliveries	4.28	3.01	$72.46
59871	0	REMOVE CERCLAGE SUTURE	Maternity — Normal Deliveries	2.13	1.37	$72.46
60000	0	DRAIN THYROID/TONGUE CYST	Surgery	1.76	1.07	$120.79
60001	0	ASPIRATE/INJECT THYRIOD CYST	Surgery	0.97	1.34	$120.79
60100	0	BIOPSY OF THYROID	Surgery	0.97	0.43	$120.79
60200	0	REMOVE THYROID LESION	Surgery	9.55	6.49	$120.79
60210	0	PARTIAL THYROID EXCISION	Surgery	10.88	7.92	$120.79
60212	0	PARITAL THYROID EXCISION	Surgery	16.03	9.03	$120.79
60220	0	PARTIAL REMOVAL OF THYROID	Surgery	10.53	7.84	$120.79
60225	0	PARTIAL REMOVAL OF THYROID	Surgery	14.19	9.67	$120.79
60240	0	REMOVAL OF THYROID	Surgery	16.06	10.35	$120.79
60252	0	REMOVAL OF THYROID	Surgery	18.20	12.59	$120.79
60254	0	EXTENSIVE THYROID SURGERY	Surgery	23.88	17.56	$120.79
60260	0	REPEAT THYROID SURGERY	Surgery	15.46	6.34	$120.79
60270	0	REMOVAL OF THYROID	Surgery	17.94	13.57	$120.79
60271	0	REMOVAL OF THYROID	Surgery	14.89	11.23	$120.79
60280	0	REMOVE THYROID DUCT LESION	Surgery	6.08	6.06	$120.79
60281	0	REMOVE THYROID DUCT LESION	Surgery	8.53	5.96	$120.79
60500	0	EXPLORE PARATHYROID GLANDS	Surgery	16.23	10.20	$120.79
60502	0	RE-EXPLORE PARATHYROIDS	Surgery	20.35	11.21	$120.79
60505	0	EXPLORE PARATHYROID GLANDS	Surgery	21.49	13.38	$120.79
60512	0	AUTOTRANSPLANT PARATHYROID	Surgery	4.45	2.16	$120.79
60520	0	REMOVAL OF THYMUS GLAND	Surgery	16.81	13.22	$120.79
60521	0	REMOVAL OF THYMUS GLAND	Surgery	18.87	14.85	$120.79
60522	0	REMOVAL OF THYMUS GLAND	Surgery	23.09	15.40	$120.79
60540	0	EXPLORE ADRENAL GLAND	Surgery	17.03	10.49	$120.79
60545	0	EXPLORE ADRENAL GLAND	Surgery	19.88	12.64	$120.79
60600	0	REMOVE CAROTID BODY LESION	Surgery	17.93	13.68	$120.79
60605	0	REMOVE CAROTID BODY LESION	Surgery	20.24	14.79	$120.79
61000	0	REMOVE CRANIAL CAVITY FLUID	Surgery	1.58	1.24	$120.79
61001	0	REMOVE CRANIAL CAVITY FLUID	Surgery	1.49	1.26	$120.79
61020	0	REMOVE BRAIN CAVITY FLUID	Surgery	1.51	1.34	$120.79
61026	0	INJECTION INTO BRAIN CANAL	Surgery	1.69	1.69	$120.79
61050	0	REMOVE BRAIN CANAL FLUID	Surgery	1.51	1.22	$120.79
61055	0	INJECTION INTO BRAIN CANAL	Surgery	2.10	1.61	$120.79
61070	0	BRAIN CANAL SHUNT PROCEDURE	Surgery	0.89	3.49	$120.79
61105	0	TWIST DRILL HOLE	Surgery	5.14	4.85	$120.79
61107	0	DRILL SKULL FOR IMPLANTATION	Surgery	5.00	4.47	$120.79
61108	0	DRILL SKULL FOR DRAINAGE	Surgery	10.19	9.56	$120.79
61120	0	BURR HOLE FOR PUNCTURE	Surgery	8.76	6.12	$120.79
61140	0	PIERCE SKULL FOR BIOPSY	Surgery	15.90	12.60	$120.79
61150	0	PIERCE SKULL FOR DRAINAGE	Surgery	17.57	13.18	$120.79
61151	0	PIERCE SKULL FOR DRAINAGE	Surgery	12.42	5.28	$120.79
61154	0	PIERCE SKULL & REMOVE CLOT	Surgery	14.99	13.73	$120.79
61156	0	PIERCE SKULL FOR DRAINAGE	Surgery	16.32	13.91	$120.79
61210	0	PIERCE SKULL, IMPLANT DEVICE	Surgery	5.84	4.99	$120.79
61215	0	INSERT BRAIN-FLUID DEVICE	Surgery	4.89	4.99	$120.79
61250	0	PIERCE SKULL & EXPLORE	Surgery	10.42	7.69	$120.79
61253	0	PIERCE SKULL & EXPLORE	Surgery	12.36	8.92	$120.79
61304	0	OPEN SKULL FOR EXPLORATION	Surgery	21.96	19.40	$120.79
61305	0	OPEN SKULL FOR EXPLORATION	Surgery	26.61	23.37	$120.79
61312	0	OPEN SKULL FOR DRAINAGE	Surgery	24.57	20.36	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
61313	0	OPEN SKULL FOR DRAINAGE	Surgery	24.93	20.42	$120.79
61314	0	OPEN SKULL FOR DRAINAGE	Surgery	24.23	21.04	$120.79
61315	0	OPEN SKULL FOR DRAINAGE	Surgery	27.68	21.33	$120.79
61320	0	OPEN SKULL FOR DRAINAGE	Surgery	25.62	17.61	$120.79
61321	0	OPEN SKULL FOR DRAINAGE	Surgery	28.50	18.73	$120.79
61330	0	DECOMPRESS EYE SOCKET	Surgery	23.32	15.50	$120.79
61332	0	EXPLORE/BIOPSY EYE SOCKET	Surgery	27.28	20.85	$120.79
61333	0	EXPLORE ORBIT/REMOVE LESION	Surgery	27.95	19.67	$120.79
61334	0	EXPLORE ORBIT/REMOVE OBJECT	Surgery	18.27	13.91	$120.79
61340	0	RELIEVE CRANIAL PRESSURE	Surgery	18.66	13.86	$120.79
61343	0	INCISE SKULL (PRESS RELIEF)	Surgery	29.77	25.17	$120.79
61345	0	RELIEVE CRANIAL PRESSURE	Surgery	27.20	18.84	$120.79
61440	0	INCISE SKULL FOR SURGERY	Surgery	26.63	18.38	$120.79
61450	0	INCISE SKULL FOR SURGERY	Surgery	25.95	18.29	$120.79
61458	0	INCISE SKULL FOR BRAIN WOUND	Surgery	27.29	22.73	$120.79
61460	0	INCISE SKULL FOR SURGERY	Surgery	28.39	22.02	$120.79
61470	0	INCISE SKULL FOR SURGERY	Surgery	26.06	14.68	$120.79
61480	0	INCISE SKULL FOR SURGERY	Surgery	26.49	15.72	$120.79
61490	0	INCISE SKULL FOR SURGERY	Surgery	25.66	13.73	$120.79
61500	0	REMOVAL OF SKULL LESION	Surgery	17.92	16.14	$120.79
61501	0	REMOVE INFECTED SKULL BONE	Surgery	14.84	13.39	$120.79
61510	0	REMOVAL OF BRAIN LESION	Surgery	28.45	22.97	$120.79
61512	0	REMOVE BRAIN LINING LESION	Surgery	35.09	25.83	$120.79
61514	0	REMOVAL OF BRAIN ABSCESS	Surgery	25.26	21.32	$120.79
61516	0	REMOVAL OF BRAIN LESION	Surgery	24.61	21.81	$120.79
61518	0	REMOVAL OF BRAIN LESION	Surgery	37.32	27.37	$120.79
61519	0	REMOVE BRAIN LINING LESION	Surgery	41.39	29.00	$120.79
61520	0	REMOVAL OF BRAIN LESION	Surgery	54.84	34.37	$120.79
61521	0	REMOVAL OF BRAIN LESION	Surgery	44.48	30.69	$120.79
61522	0	REMOVAL OF BRAIN ABSCESS	Surgery	29.45	19.64	$120.79
61524	0	REMOVAL OF BRAIN LESION	Surgery	27.86	23.28	$120.79
61526	0	REMOVAL OF BRAIN LESION	Surgery	52.17	33.99	$120.79
61530	0	REMOVAL OF BRAIN LESION	Surgery	43.86	32.04	$120.79
61531	0	IMPLANT BRAIN ELECTRODES	Surgery	14.63	13.03	$120.79
61533	0	IMPLANT BRAIN ELECTRODES	Surgery	19.71	15.32	$120.79
61534	0	REMOVAL OF BRAIN LESION	Surgery	20.97	10.07	$120.79
61535	0	REMOVE BRAIN ELECTRODES	Surgery	11.63	8.02	$120.79
61536	0	REMOVAL OF BRAIN LESION	Surgery	35.52	22.40	$120.79
61538	0	REMOVAL OF BRAIN TISSUE	Surgery	26.81	23.97	$120.79
61539	0	REMOVAL OF BRAIN TISSUE	Surgery	32.08	22.01	$120.79
61541	0	INCISION OF BRAIN TISSUE	Surgery	28.85	19.45	$120.79
61542	0	REMOVAL OF BRAIN TISSUE	Surgery	31.02	20.28	$120.79
61543	0	REMOVAL OF BRAIN TISSUE	Surgery	29.22	18.00	$120.79
61544	0	REMOVE & TREAT BRAIN LESION	Surgery	25.50	22.26	$120.79
61545	0	EXCISION OF BRAIN TUMOR	Surgery	43.80	26.83	$120.79
61546	0	REMOVAL OF PITUITARY GLAND	Surgery	31.30	24.10	$120.79
61548	0	REMOVAL OF PITUITARY GLAND	Surgery	21.53	19.62	$120.79
61550	0	RELEASE OF SKULL SEAMS	Surgery	14.65	10.71	$120.79
61552	0	RELEASE OF SKULL SEAMS	Surgery	19.56	12.20	$120.79
61556	0	INCISE SKULL/SUTURES	Surgery	22.26	14.29	$120.79
61557	0	INCISE SKULL/SUTURES	Surgery	22.38	14.57	$120.79
61558	0	EXCISION OF SKULL/SUTURES	Surgery	25.58	16.64	$120.79
61559	0	EXCISION OF SKULL/SUTURES	Surgery	32.79	21.94	$120.79
61563	0	EXCISION OF SKULL TUMOR	Surgery	26.83	18.11	$120.79
61564	0	EXCISION OF SKULL TUMOR	Surgery	33.83	20.20	$120.79
61570	0	REMOVE FOREIGN BODY, BRAIN	Surgery	24.60	15.83	$120.79
61571	0	INCISE SKULL FOR BRAIN WOUND	Surgery	26.39	17.46	$120.79
61575	0	SKULL BASE/BRAINSTEM SURGERY	Surgery	34.36	28.51	$120.79
61576	0	SKULL BASE/BRAINSTEM SURGERY	Surgery	52.43	31.59	$120.79
61580	0	CRANIOFACIAL APPROACH, SKULL	Surgery	30.35	20.83	$120.79
61581	0	CRANIOFACIAL APPROACH, SKULL	Surgery	34.60	23.71	$120.79
61582	0	CRANIOFACIAL APPROACH, SKULL	Surgery	31.66	21.01	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
61583	0	CRANIOFACIAL APPROACH, SKULL	Surgery	36.21	24.43	$120.79
61584	0	ORBITOCRANIAL APPROACH/SKULL	Surgery	34.65	23.21	$120.79
61585	0	ORBITOCRANIAL APPROACH/SKULL	Surgery	38.61	25.78	$120.79
61586	0	RESECT NASOPHARYNX, SKULL	Surgery	25.10	19.45	$120.79
61590	0	INFRATEMPORAL APPROACH/SKULL	Surgery	41.78	28.45	$120.79
61591	0	INFRATEMPORAL APPROACH/SKULL	Surgery	43.68	30.13	$120.79
61592	0	ORBITOCRANIAL APPROACH/SKULL	Surgery	39.64	26.81	$120.79
61595	0	TRANSTEMPORAL APPROACH/SKULL	Surgery	29.57	20.82	$120.79
61596	0	TRANSCOCHLEAR APPROACH/SKULL	Surgery	35.63	24.58	$120.79
61597	0	TRANSCONDYLAR APPROACH/SKULL	Surgery	37.96	25.61	$120.79
61598	0	TRANSPETROSAL APPROACH/SKULL	Surgery	33.41	22.70	$120.79
61600	0	RESECT/EXCISE CRANIAL LESION	Surgery	25.85	17.70	$120.79
61601	0	RESECT/EXCISE CRANIAL LESION	Surgery	27.89	18.76	$120.79
61605	0	RESECT/EXCISE CRANIAL LESION	Surgery	29.33	20.25	$120.79
61606	0	RESECT/EXCISE CRANIAL LESION	Surgery	38.83	26.34	$120.79
61607	0	RESECT/EXCISE CRANIAL LESION	Surgery	36.27	24.43	$120.79
61608	0	RESECT/EXCISE CRANIAL LESION	Surgery	42.10	28.37	$120.79
61609	0	TRANSECT ARTERY, SINUS	Surgery	9.89	6.25	$120.79
61610	0	TRANSECT ARTERY, SINUS	Surgery	29.67	19.19	$120.79
61611	0	TRANSECT ARTERY, SINUS	Surgery	7.42	4.36	$120.79
61612	0	TRANSECT ARTERY, SINUS	Surgery	27.88	18.34	$120.79
61613	0	REMOVE ANEURYSM, SINUS	Surgery	40.86	27.58	$120.79
61615	0	RESECT/EXCISE LESION, SKULL	Surgery	32.07	22.06	$120.79
61616	0	RESECT/EXCISE LESION, SKULL	Surgery	43.33	29.74	$120.79
61618	0	REPAIR DURA	Surgery	16.99	11.75	$120.79
61619	0	REPAIR DURA	Surgery	20.71	14.12	$120.79
61624	0	OCCLUSION/EMBOLIZATION CATH	Surgery	20.15	11.32	$120.79
61626	0	OCCLUSION/EMBOLIZATION CATH	Surgery	16.62	9.22	$120.79
61680	0	INTRACRANIAL VESSEL SURGERY	Surgery	30.71	26.08	$120.79
61682	0	INTRACRANIAL VESSEL SURGERY	Surgery	61.57	36.28	$120.79
61684	0	INTRACRANIAL VESSEL SURGERY	Surgery	39.81	28.08	$120.79
61686	0	INTRACRANIAL VESSEL SURGERY	Surgery	64.49	37.63	$120.79
61690	0	INTRACRANIAL VESSEL SURGERY	Surgery	29.31	23.32	$120.79
61692	0	INTRACRANIAL VESSEL SURGERY	Surgery	51.87	30.15	$120.79
61700	0	INNER SKULL VESSEL SURGERY	Surgery	50.52	31.36	$120.79
61702	0	INNER SKULL VESSEL SURGERY	Surgery	48.41	33.36	$120.79
61703	0	CLAMP NECK ARTERY	Surgery	17.47	12.06	$120.79
61705	0	REVISE CIRCULATION TO HEAD	Surgery	36.20	26.29	$120.79
61708	0	REVISE CIRCULATION TO HEAD	Surgery	35.30	20.15	$120.79
61710	0	REVISE CIRCULATION TO HEAD	Surgery	29.67	15.09	$120.79
61711	0	FUSION OF SKULL ARTERIES	Surgery	36.33	28.22	$120.79
61720	0	INCISE SKULL/BRAIN SURGERY	Surgery	16.77	15.35	$120.79
61735	0	INCISE SKULL/BRAIN SURGERY	Surgery	20.43	13.40	$120.79
61750	0	INCISE SKULL/BRAIN BIOPSY	Surgery	18.20	12.84	$120.79
61751	0	BRAIN BIOPSY W/ CT/MR GUIDE	Surgery	17.62	15.90	$120.79
61760	0	IMPLANT BRAIN ELECTRODES	Surgery	22.27	11.50	$120.79
61770	0	INCISE SKULL FOR TREATMENT	Surgery	21.44	17.15	$120.79
61790	0	TREAT TRIGEMINAL NERVE	Surgery	10.86	9.02	$120.79
61791	0	TREAT TRIGEMINAL TRACT	Surgery	14.61	9.88	$120.79
61793	0	FOCUS RADIATION BEAM	Surgery	17.24	15.68	$120.79
61795	0	BRAIN SURGERY USING COMPUTER	Surgery	4.04	3.48	$120.79
61850	0	IMPLANT NEUROELECTRODES	Surgery	12.39	10.28	$120.79
61860	0	IMPLANT NEUROELECTRODES	Surgery	20.87	10.97	$120.79
61862	0	IMPLANT NEUROSTIMUL, SUBCORT	Surgery	19.34	12.02	$120.79
61870	0	IMPLANT NEUROELECTRODES	Surgery	14.94	6.63	$120.79
61875	0	IMPLANT NEUROELECTRODES	Surgery	15.06	8.01	$120.79
61880	0	REVISE/REMOVE NEUROELECTRODE	Surgery	6.29	5.17	$120.79
61885	0	IMPLANT NEUROSTIM ONE ARRAY	Surgery	8.00	3.09	$120.79
61886	0	IMPLANT NEUROSTIM ARRAYS	Surgery	8.00	5.98	$120.79
61888	0	REVISE/REMOVE NEURORECEIVER	Surgery	5.07	3.15	$120.79
62000	0	TREAT SKULL FRACTURE	Surgery	12.53	5.84	$120.79
62005	0	TREAT SKULL FRACTURE	Surgery	16.17	10.36	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
62010	0	TREATMENT OF HEAD INJURY	Surgery	19.81	16.34	$120.79
62100	0	REPAIR BRAIN FLUID LEAKAGE	Surgery	22.03	18.74	$120.79
62115	0	REDUCTION OF SKULL DEFECT	Surgery	21.66	13.70	$120.79
62116	0	REDUCTION OF SKULL DEFECT	Surgery	23.59	15.76	$120.79
62117	0	REDUCTION OF SKULL DEFECT	Surgery	26.60	18.27	$120.79
62120	0	REPAIR SKULL CAVITY LESION	Surgery	23.35	16.33	$120.79
62121	0	INCISE SKULL REPAIR	Surgery	21.58	16.31	$120.79
62140	0	REPAIR OF SKULL DEFECT	Surgery	13.51	11.67	$120.79
62141	0	REPAIR OF SKULL DEFECT	Surgery	14.91	13.79	$120.79
62142	0	REMOVE SKULL PLATE/FLAP	Surgery	10.79	10.12	$120.79
62143	0	REPLACE SKULL PLATE/FLAP	Surgery	13.05	9.38	$120.79
62145	0	REPAIR OF SKULL & BRAIN	Surgery	18.82	13.00	$120.79
62146	0	REPAIR OF SKULL WITH GRAFT	Surgery	16.12	11.10	$120.79
62147	0	REPAIR OF SKULL WITH GRAFT	Surgery	19.34	13.03	$120.79
62180	0	ESTABLISH BRAIN CAVITY SHUNT	Surgery	21.06	14.33	$120.79
62190	0	ESTABLISH BRAIN CAVITY SHUNT	Surgery	11.07	10.23	$120.79
62192	0	ESTABLISH BRAIN CAVITY SHUNT	Surgery	12.25	11.51	$120.79
62194	0	REPLACE/IRRIGATE CATHETER	Surgery	5.03	2.01	$120.79
62200	0	ESTABLISH BRAIN CAVITY SHUNT	Surgery	18.32	14.95	$120.79
62201	0	ESTABLISH BRAIN CAVITY SHUNT	Surgery	14.86	9.71	$120.79
62220	0	ESTABLISH BRAIN CAVITY SHUNT	Surgery	13.00	12.09	$120.79
62223	0	ESTABLISH BRAIN CAVITY SHUNT	Surgery	12.87	11.94	$120.79
62225	0	REPLACE/IRRIGATE CATHETER	Surgery	5.41	4.62	$120.79
62230	0	REPLACE/REVISE BRAIN SHUNT	Surgery	10.54	8.69	$120.79
62256	0	REMOVE BRAIN CAVITY SHUNT	Surgery	6.60	6.11	$120.79
62258	0	REPLACE BRAIN CAVITY SHUNT	Surgery	14.54	12.38	$120.79
62263	0	LYSIS EPIDURAL ADHESIONS	Surgery	6.02	4.61	$120.79
62268	0	DRAIN SPINAL CORD CYST	Surgery	4.74	2.65	$120.79
62269	0	NEEDLE BIOPSY, SPINAL CORD	Surgery	5.02	2.03	$120.79
62270	0	SPINAL FLUID TAP, DIAGNOSTIC	Surgery	1.13	0.57	$120.79
62272	0	DRAIN SPINAL FLUID	Surgery	1.35	0.82	$120.79
62273	0	TREAT EPIDURAL SPINE LESION	Surgery	2.15	1.09	$120.79
62280	0	TREAT SPINAL CORD LESION	Surgery	2.63	0.72	$120.79
62281	0	TREAT SPINAL CORD LESION	Surgery	2.66	2.20	$120.79
62282	0	TREAT SPINAL CANAL LESION	Surgery	2.33	1.19	$120.79
62284	0	INJECTION FOR MYELOGRAM	Surgery	1.54	1.13	$120.79
62287	0	PERCUTANEOUS DISKECTOMY	Surgery	8.08	6.01	$120.79
62290	0	INJECT FOR SPINE DISK X-RAY	Surgery	3.00	1.52	$120.79
62291	0	INJECT FOR SPINE DISK X-RAY	Surgery	2.91	1.42	$120.79
62292	0	INJECTION INTO DISK LESION	Surgery	7.86	6.62	$120.79
62294	0	INJECTION INTO SPINAL ARTERY	Surgery	11.83	6.14	$120.79
62310	0	INJECT SPINE C/T	Surgery	1.91	3.24	$120.79
62311	0	INJECT SPINE L/S (CD)	Surgery	1.54	3.66	$120.79
62318	0	INJECT SPINE W/CATH, C/T	Surgery	2.04	3.29	$120.79
62319	0	INJECT SPINE W/CATH L/S (CD)	Surgery	1.87	3.35	$120.79
62350	0	IMPLANT SPINAL CANAL CATH	Surgery	6.87	3.56	$120.79
62351	0	IMPLANT SPINAL CANAL CATH	Surgery	10.00	6.17	$120.79
62355	0	REMOVE SPINAL CANAL CATHETER	Surgery	5.45	3.18	$120.79
62360	0	INSERT SPINE INFUSION DEVICE	Surgery	2.62	1.59	$120.79
62361	0	IMPLANT SPINE INFUSION PUMP	Surgery	5.42	2.91	$120.79
62362	0	IMPLANT SPINE INFUSION PUMP	Surgery	7.04	3.84	$120.79
62365	0	REMOVE SPINE INFUSION DEVICE	Surgery	5.42	3.35	$120.79
62367	26	ANALYZE SPINE INFUSION PUMP	Surgery	0.48	0.26	$120.79
62368	26	ANALYZE SPINE INFUSION PUMP	Surgery	0.75	0.40	$120.79
63001	0	REMOVAL OF SPINAL LAMINA	Surgery	15.82	15.19	$120.79
63003	0	REMOVAL OF SPINAL LAMINA	Surgery	15.95	15.35	$120.79
63005	0	REMOVAL OF SPINAL LAMINA	Surgery	14.92	14.39	$120.79
63011	0	REMOVAL OF SPINAL LAMINA	Surgery	14.52	9.90	$120.79
63012	0	REMOVAL OF SPINAL LAMINA	Surgery	15.40	14.25	$120.79
63015	0	REMOVAL OF SPINAL LAMINA	Surgery	19.35	18.17	$120.79
63016	0	REMOVAL OF SPINAL LAMINA	Surgery	19.20	18.14	$120.79
63017	0	REMOVAL OF SPINAL LAMINA	Surgery	15.94	15.34	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
63020	0	NECK SPINE DISK SURGERY	Surgery	14.81	14.21	$120.79
63030	0	LOW BACK DISK SURGERY	Surgery	12.00	11.99	$120.79
63035	0	SPINAL DISK SURGERY ADD-ON	Surgery	3.15	2.71	$120.79
63040	0	NECK SPINE DISK SURGERY	Surgery	18.81	17.75	$120.79
63042	0	LOW BACK DISK SURGERY	Surgery	17.47	16.65	$120.79
63045	0	REMOVAL OF SPINAL LAMINA	Surgery	16.50	15.78	$120.79
63046	0	REMOVAL OF SPINAL LAMINA	Surgery	15.80	15.23	$120.79
63047	0	REMOVAL OF SPINAL LAMINA	Surgery	14.61	14.19	$120.79
63048	0	REMOVE SPINAL LAMINA ADD-ON	Surgery	3.26	2.81	$120.79
63055	0	DECOMPRESS SPINAL CORD	Surgery	21.99	20.19	$120.79
63056	0	DECOMPRESS SPINAL CORD	Surgery	20.36	18.65	$120.79
63057	0	DECOMPRESS SPINE CORD ADD-ON	Surgery	5.26	3.44	$120.79
63064	0	DECOMPRESS SPINAL CORD	Surgery	24.61	21.14	$120.79
63066	0	DECOMPRESS SPINE CORD ADD-ON	Surgery	3.26	2.18	$120.79
63075	0	NECK SPINE DISK SURGERY	Surgery	19.41	16.29	$120.79
63076	0	NECK SPINE DISK SURGERY	Surgery	4.05	3.49	$120.79
63077	0	SPINE DISK SURGERY, THORAX	Surgery	21.44	17.39	$120.79
63078	0	SPINE DISK SURGERY, THORAX	Surgery	3.28	2.26	$120.79
63081	0	REMOVAL OF VERTEBRAL BODY	Surgery	23.73	22.26	$120.79
63082	0	REMOVE VERTEBRAL BODY ADD-ON	Surgery	4.37	3.77	$120.79
63085	0	REMOVAL OF VERTEBRAL BODY	Surgery	26.92	23.88	$120.79
63086	0	REMOVE VERTEBRAL BODY ADD-ON	Surgery	3.19	2.74	$120.79
63087	0	REMOVAL OF VERTEBRAL BODY	Surgery	35.57	26.36	$120.79
63088	0	REMOVE VERTEBRAL BODY ADD-ON	Surgery	4.33	3.72	$120.79
63090	0	REMOVAL OF VERTEBRAL BODY	Surgery	28.16	24.77	$120.79
63091	0	REMOVE VERTEBRAL BODY ADD-ON	Surgery	3.03	2.26	$120.79
63170	0	INCISE SPINAL CORD TRACT(S)	Surgery	19.83	16.97	$120.79
63172	0	DRAINAGE OF SPINAL CYST	Surgery	17.66	16.98	$120.79
63173	0	DRAINAGE OF SPINAL CYST	Surgery	21.99	15.83	$120.79
63180	0	REVISE SPINAL CORD LIGAMENTS	Surgery	18.27	12.75	$120.79
63182	0	REVISE SPINAL CORD LIGAMENTS	Surgery	20.50	15.17	$120.79
63185	0	INCISE SPINAL COLUMN/NERVES	Surgery	15.04	13.15	$120.79
63190	0	INCISE SPINAL COLUMN/NERVES	Surgery	17.45	16.31	$120.79
63191	0	INCISE SPINAL COLUMN/NERVES	Surgery	17.54	12.49	$120.79
63194	0	INCISE SPINAL COLUMN & CORD	Surgery	19.19	13.12	$120.79
63195	0	INCISE SPINAL COLUMN & CORD	Surgery	18.84	13.88	$120.79
63196	0	INCISE SPINAL COLUMN & CORD	Surgery	22.30	14.32	$120.79
63197	0	INCISE SPINAL COLUMN & CORD	Surgery	21.11	13.82	$120.79
63198	0	INCISE SPINAL COLUMN & CORD	Surgery	25.38	13.94	$120.79
63199	0	INCISE SPINAL COLUMN & CORD	Surgery	26.89	19.90	$120.79
63200	0	RELEASE OF SPINAL CORD	Surgery	19.18	13.26	$120.79
63250	0	REVISE SPINAL CORD VESSELS	Surgery	40.76	26.26	$120.79
63251	0	REVISE SPINAL CORD VESSELS	Surgery	41.20	23.85	$120.79
63252	0	REVISE SPINAL CORD VESSELS	Surgery	41.19	26.78	$120.79
63265	0	EXCISE INTRASPINAL LESION	Surgery	21.56	18.53	$120.79
63266	0	EXCISE INTRASPINAL LESION	Surgery	22.30	20.20	$120.79
63267	0	EXCISE INTRASPINAL LESION	Surgery	17.95	16.43	$120.79
63268	0	EXCISE INTRASPINAL LESION	Surgery	18.52	11.56	$120.79
63270	0	EXCISE INTRASPINAL LESION	Surgery	26.80	17.81	$120.79
63271	0	EXCISE INTRASPINAL LESION	Surgery	26.92	22.46	$120.79
63272	0	EXCISE INTRASPINAL LESION	Surgery	25.32	20.10	$120.79
63273	0	EXCISE INTRASPINAL LESION	Surgery	24.29	16.91	$120.79
63275	0	BIOPSY/EXCISE SPINAL TUMOR	Surgery	23.68	21.24	$120.79
63276	0	BIOPSY/EXCISE SPINAL TUMOR	Surgery	23.45	20.79	$120.79
63277	0	BIOPSY/EXCISE SPINAL TUMOR	Surgery	20.83	18.82	$120.79
63278	0	BIOPSY/EXCISE SPINAL TUMOR	Surgery	20.56	18.59	$120.79
63280	0	BIOPSY/EXCISE SPINAL TUMOR	Surgery	28.35	23.62	$120.79
63281	0	BIOPSY/EXCISE SPINAL TUMOR	Surgery	28.05	23.26	$120.79
63282	0	BIOPSY/EXCISE SPINAL TUMOR	Surgery	26.39	21.04	$120.79
63283	0	BIOPSY/EXCISE SPINAL TUMOR	Surgery	25.00	16.86	$120.79
63285	0	BIOPSY/EXCISE SPINAL TUMOR	Surgery	36.00	23.67	$120.79
63286	0	BIOPSY/EXCISE SPINAL TUMOR	Surgery	35.63	25.78	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
63287	0	BIOPSY/EXCISE SPINAL TUMOR	Surgery	36.70	24.63	$120.79
63290	0	BIOPSY/EXCISE SPINAL TUMOR	Surgery	37.38	25.47	$120.79
63300	0	REMOVAL OF VERTEBRAL BODY	Surgery	24.43	16.80	$120.79
63301	0	REMOVAL OF VERTEBRAL BODY	Surgery	27.60	17.97	$120.79
63302	0	REMOVAL OF VERTEBRAL BODY	Surgery	27.81	19.68	$120.79
63303	0	REMOVAL OF VERTEBRAL BODY	Surgery	30.50	18.59	$120.79
63304	0	REMOVAL OF VERTEBRAL BODY	Surgery	30.33	20.64	$120.79
63305	0	REMOVAL OF VERTEBRAL BODY	Surgery	32.03	21.24	$120.79
63306	0	REMOVAL OF VERTEBRAL BODY	Surgery	32.22	21.35	$120.79
63307	0	REMOVAL OF VERTEBRAL BODY	Surgery	31.63	21.51	$120.79
63308	0	REMOVE VERTEBRAL BODY ADD-ON	Surgery	5.25	3.55	$120.79
63600	0	REMOVE SPINAL CORD LESION	Surgery	14.02	8.61	$120.79
63610	0	STIMULATION OF SPINAL CORD	Surgery	8.73	5.10	$120.79
63615	0	REMOVE LESION OF SPINAL CORD	Surgery	16.28	11.22	$120.79
63650	0	IMPLANT NEUROELECTRODES	Surgery	6.74	5.35	$120.79
63655	0	IMPLANT NEUROELECTRODES	Surgery	10.29	9.67	$120.79
63660	0	REVISE/REMOVE NEUROELECTRODE	Surgery	6.16	5.49	$120.79
63685	0	IMPLANT NEURORECEIVER	Surgery	7.04	6.04	$120.79
63688	0	REVISE/REMOVE NEURORECEIVER	Surgery	5.39	4.85	$120.79
63700	0	REPAIR OF SPINAL HERNIATION	Surgery	16.53	11.44	$120.79
63702	0	REPAIR OF SPINAL HERNIATION	Surgery	18.48	12.85	$120.79
63704	0	REPAIR OF SPINAL HERNIATION	Surgery	21.18	13.77	$120.79
63706	0	REPAIR OF SPINAL HERNIATION	Surgery	24.11	15.84	$120.79
63707	0	REPAIR SPINAL FLUID LEAKAGE	Surgery	11.26	10.61	$120.79
63709	0	REPAIR SPINAL FLUID LEAKAGE	Surgery	14.32	13.28	$120.79
63710	0	GRAFT REPAIR OF SPINE DEFECT	Surgery	14.07	9.92	$120.79
63740	0	INSTALL SPINAL SHUNT	Surgery	11.36	10.62	$120.79
63741	0	INSTALL SPINAL SHUNT	Surgery	8.25	7.30	$120.79
63744	0	REVISION OF SPINAL SHUNT	Surgery	8.10	7.27	$120.79
63746	0	REMOVAL OF SPINAL SHUNT	Surgery	6.43	4.86	$120.79
64400	0	INJECTION FOR NERVE BLOCK	Surgery	1.11	1.31	$120.79
64402	0	INJECTION FOR NERVE BLOCK	Surgery	1.25	2.29	$120.79
64405	0	INJECTION FOR NERVE BLOCK	Surgery	1.32	1.46	$120.79
64408	0	INJECTION FOR NERVE BLOCK	Surgery	1.41	1.74	$120.79
64410	0	INJECTION FOR NERVE BLOCK	Surgery	1.43	0.52	$120.79
64412	0	INJECTION FOR NERVE BLOCK	Surgery	1.18	1.65	$120.79
64413	0	INJECTION FOR NERVE BLOCK	Surgery	1.40	1.64	$120.79
64415	0	INJECTION FOR NERVE BLOCK	Surgery	1.48	0.28	$120.79
64417	0	INJECTION FOR NERVE BLOCK	Surgery	1.44	0.49	$120.79
64418	0	INJECTION FOR NERVE BLOCK	Surgery	1.32	1.53	$120.79
64420	0	INJECTION FOR NERVE BLOCK	Surgery	1.18	0.47	$120.79
64421	0	INJECTION FOR NERVE BLOCK	Surgery	1.68	0.62	$120.79
64425	0	INJECTION FOR NERVE BLOCK	Surgery	1.75	1.40	$120.79
64430	0	INJECTION FOR NERVE BLOCK	Surgery	1.46	0.58	$120.79
64435	0	INJECTION FOR NERVE BLOCK	Surgery	1.45	1.60	$120.79
64445	0	INJECTION FOR NERVE BLOCK	Surgery	1.48	1.75	$120.79
64450	0	INJECTION FOR NERVE BLOCK	Surgery	1.27	1.06	$120.79
64470	0	INJ PARAVERTEBRAL C/T	Surgery	1.85	3.60	$120.79
64472	0	INJ PARAVERTEBRAL C/T ADD-ON	Surgery	1.29	3.29	$120.79
64475	0	INJ PARAVERTEBRAL L/S	Surgery	1.41	3.44	$120.79
64476	0	INJ PARAVERTEBRAL L/S ADD-ON	Surgery	0.98	3.63	$120.79
64479	0	INJ FORAMEN EPIDURAL C/T	Surgery	2.20	3.70	$120.79
64480	0	INJ FORAMEN EPIDURAL ADD-ON	Surgery	1.54	3.80	$120.79
64483	0	INJ FORAMEN EPIDURAL L/S	Surgery	1.90	3.58	$120.79
64484	0	INJ FORAMEN EPIDURAL ADD-ON	Surgery	1.33	3.72	$120.79
64505	0	INJECTION FOR NERVE BLOCK	Surgery	1.36	1.38	$120.79
64508	0	INJECTION FOR NERVE BLOCK	Surgery	1.12	1.45	$120.79
64510	0	INJECTION FOR NERVE BLOCK	Surgery	1.22	0.50	$120.79
64520	0	INJECTION FOR NERVE BLOCK	Surgery	1.35	0.52	$120.79
64530	0	INJECTION FOR NERVE BLOCK	Surgery	1.58	0.80	$120.79
64550	0	APPLY NEUROSTIMULATOR	Surgery	0.18	0.15	$120.79
64553	0	IMPLANT NEUROELECTRODES	Surgery	2.31	1.37	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
64555	0	IMPLANT NEUROELECTRODES	Surgery	2.27	1.32	$120.79
64560	0	IMPLANT NEUROELECTRODES	Surgery	2.36	1.94	$120.79
64565	0	IMPLANT NEUROELECTRODES	Surgery	1.76	1.51	$120.79
64573	0	IMPLANT NEUROELECTRODES	Surgery	7.50	4.39	$120.79
64575	0	IMPLANT NEUROELECTRODES	Surgery	4.35	3.30	$120.79
64577	0	IMPLANT NEUROELECTRODES	Surgery	4.62	3.30	$120.79
64580	0	IMPLANT NEUROELECTRODES	Surgery	4.12	3.30	$120.79
64585	0	REVISE/REMOVE NEUROELECTRODE	Surgery	2.06	2.50	$120.79
64590	0	IMPLANT NEURORECEIVER	Surgery	2.40	2.16	$120.79
64595	0	REVISE/REMOVE NEURORECEIVER	Surgery	1.73	1.60	$120.79
64600	0	INJECTION TREATMENT OF NERVE	Surgery	3.45	1.85	$120.79
64605	0	INJECTION TREATMENT OF NERVE	Surgery	5.61	2.05	$120.79
64610	0	INJECTION TREATMENT OF NERVE	Surgery	7.16	5.99	$120.79
64612	0	DESTROY NERVE, FACE MUSCLE	Surgery	1.96	2.18	$120.79
64613	0	DESTROY NERVE, SPINE MUSCLE	Surgery	1.96	1.49	$120.79
64620	0	INJECTION TREATMENT OF NERVE	Surgery	2.84	0.83	$120.79
64622	0	DESTR PARAVERTEBRL NERVE L/S	Surgery	3.00	1.33	$120.79
64623	0	DESTR PARAVERTEBRAL N ADD-ON	Surgery	0.99	0.57	$120.79
64626	0	DESTR PARAVERTEBRL NERVE C/T	Surgery	3.28	0.90	$120.79
64627	0	DESTR PARAVERTEBRAL N ADD-ON	Surgery	1.16	0.32	$120.79
64630	0	INJECTION TREATMENT OF NERVE	Surgery	3.00	1.28	$120.79
64640	0	INJECTION TREATMENT OF NERVE	Surgery	2.76	2.68	$120.79
64680	0	INJECTION TREATMENT OF NERVE	Surgery	2.62	1.16	$120.79
64702	0	REVISE FINGER/TOE NERVE	Surgery	4.23	4.04	$120.79
64704	0	REVISE HAND/FOOT NERVE	Surgery	4.57	4.20	$120.79
64708	0	REVISE ARM/LEG NERVE	Surgery	6.12	6.00	$120.79
64712	0	REVISION OF SCIATIC NERVE	Surgery	7.75	6.92	$120.79
64713	0	REVISION OF ARM NERVE(S)	Surgery	11.00	7.57	$120.79
64714	0	REVISE LOW BACK NERVE(S)	Surgery	10.33	5.15	$120.79
64716	0	REVISION OF CRANIAL NERVE	Surgery	6.31	4.98	$120.79
64718	0	REVISE ULNAR NERVE AT ELBOW	Surgery	5.99	5.95	$120.79
64719	0	REVISE ULNAR NERVE AT WRIST	Surgery	4.85	4.75	$120.79
64721	0	CARPAL TUNNEL SURGERY	Surgery	4.29	5.09	$120.79
64722	0	RELIEVE PRESSURE ON NERVE(S)	Surgery	4.70	4.25	$120.79
64726	0	RELEASE FOOT/TOE NERVE	Surgery	4.18	1.79	$120.79
64727	0	INTERNAL NERVE REVISION	Surgery	3.10	2.50	$120.79
64732	0	INCISION OF BROW NERVE	Surgery	4.41	4.04	$120.79
64734	0	INCISION OF CHEEK NERVE	Surgery	4.92	4.18	$120.79
64736	0	INCISION OF CHIN NERVE	Surgery	4.60	3.82	$120.79
64738	0	INCISION OF JAW NERVE	Surgery	5.73	4.48	$120.79
64740	0	INCISION OF TONGUE NERVE	Surgery	5.59	4.51	$120.79
64742	0	INCISION OF FACIAL NERVE	Surgery	6.22	5.00	$120.79
64744	0	INCISE NERVE, BACK OF HEAD	Surgery	5.24	4.92	$120.79
64746	0	INCISE DIAPHRAGM NERVE	Surgery	5.93	4.61	$120.79
64752	0	INCISION OF VAGUS NERVE	Surgery	7.06	5.00	$120.79
64755	0	INCISION OF STOMACH NERVES	Surgery	13.52	8.95	$120.79
64760	0	INCISION OF VAGUS NERVE	Surgery	6.96	5.53	$120.79
64761	0	INCISION OF PELVIS NERVE	Surgery	6.41	4.40	$120.79
64763	0	INCISE HIP/THIGH NERVE	Surgery	6.93	5.10	$120.79
64766	0	INCISE HIP/THIGH NERVE	Surgery	8.67	6.19	$120.79
64771	0	SEVER CRANIAL NERVE	Surgery	7.35	6.16	$120.79
64772	0	INCISION OF SPINAL NERVE	Surgery	7.21	6.11	$120.79
64774	0	REMOVE SKIN NERVE LESION	Surgery	5.17	3.23	$120.79
64776	0	REMOVE DIGIT NERVE LESION	Surgery	5.12	3.31	$120.79
64778	0	DIGIT NERVE SURGERY ADD-ON	Surgery	3.11	2.20	$120.79
64782	0	REMOVE LIMB NERVE LESION	Surgery	6.23	4.27	$120.79
64783	0	LIMB NERVE SURGERY ADD-ON	Surgery	3.72	2.69	$120.79
64784	0	REMOVE NERVE LESION	Surgery	9.82	6.19	$120.79
64786	0	REMOVE SCIATIC NERVE LESION	Surgery	15.46	11.72	$120.79
64787	0	IMPLANT NERVE END	Surgery	4.30	2.98	$120.79
64788	0	REMOVE SKIN NERVE LESION	Surgery	4.61	3.55	$120.79
64790	0	REMOVAL OF NERVE LESION	Surgery	11.31	7.30	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
64792	0	REMOVAL OF NERVE LESION	Surgery	14.92	9.19	$120.79
64795	0	BIOPSY OF NERVE	Surgery	3.01	2.17	$120.79
64802	0	REMOVE SYMPATHETIC NERVES	Surgery	9.15	5.99	$120.79
64804	0	REMOVE SYMPATHETIC NERVES	Surgery	14.64	10.84	$120.79
64809	0	REMOVE SYMPATHETIC NERVES	Surgery	13.67	9.20	$120.79
64818	0	REMOVE SYMPATHETIC NERVES	Surgery	10.30	7.75	$120.79
64820	0	REMOVE SYMPATHETIC NERVES	Surgery	10.37	7.59	$120.79
64831	0	REPAIR OF DIGIT NERVE	Surgery	9.44	5.11	$120.79
64832	0	REPAIR NERVE ADD-ON	Surgery	5.66	2.26	$120.79
64834	0	REPAIR OF HAND OR FOOT NERVE	Surgery	10.19	5.22	$120.79
64835	0	REPAIR OF HAND OR FOOT NERVE	Surgery	10.94	6.88	$120.79
64836	0	REPAIR OF HAND OR FOOT NERVE	Surgery	10.94	7.35	$120.79
64837	0	REPAIR NERVE ADD-ON	Surgery	6.26	3.99	$120.79
64840	0	REPAIR OF LEG NERVE	Surgery	13.02	9.99	$120.79
64856	0	REPAIR/TRANSPOSE NERVE	Surgery	13.80	8.84	$120.79
64857	0	REPAIR ARM/LEG NERVE	Surgery	14.49	9.80	$120.79
64858	0	REPAIR SCIATIC NERVE	Surgery	16.49	10.97	$120.79
64859	0	NERVE SURGERY	Surgery	4.26	3.03	$120.79
64861	0	REPAIR OF ARM NERVES	Surgery	19.24	13.72	$120.79
64862	0	REPAIR OF LOW BACK NERVES	Surgery	19.44	17.50	$120.79
64864	0	REPAIR OF FACIAL NERVE	Surgery	12.55	8.37	$120.79
64865	0	REPAIR OF FACIAL NERVE	Surgery	15.24	11.81	$120.79
64866	0	FUSION OF FACIAL/OTHER NERVE	Surgery	15.74	10.97	$120.79
64868	0	FUSION OF FACIAL/OTHER NERVE	Surgery	14.04	10.76	$120.79
64870	0	FUSION OF FACIAL/OTHER NERVE	Surgery	15.99	12.15	$120.79
64872	0	SUBSEQUENT REPAIR OF NERVE	Surgery	1.99	1.32	$120.79
64874	0	REPAIR & REVISE NERVE ADD-ON	Surgery	2.98	1.93	$120.79
64876	0	REPAIR NERVE/SHORTEN BONE	Surgery	3.38	1.99	$120.79
64885	0	NERVE GRAFT, HEAD OR NECK	Surgery	17.53	12.40	$120.79
64886	0	NERVE GRAFT, HEAD OR NECK	Surgery	20.75	14.70	$120.79
64890	0	NERVE GRAFT, HAND OR FOOT	Surgery	15.15	11.53	$120.79
64891	0	NERVE GRAFT, HAND OR FOOT	Surgery	16.14	10.58	$120.79
64892	0	NERVE GRAFT, ARM OR LEG	Surgery	14.65	10.35	$120.79
64893	0	NERVE GRAFT, ARM OR LEG	Surgery	15.60	12.02	$120.79
64895	0	NERVE GRAFT, HAND OR FOOT	Surgery	19.25	13.02	$120.79
64896	0	NERVE GRAFT, HAND OR FOOT	Surgery	20.49	15.72	$120.79
64897	0	NERVE GRAFT, ARM OR LEG	Surgery	18.24	12.11	$120.79
64898	0	NERVE GRAFT, ARM OR LEG	Surgery	19.50	13.73	$120.79
64901	0	NERVE GRAFT ADD-ON	Surgery	10.22	8.41	$120.79
64902	0	NERVE GRAFT ADD-ON	Surgery	11.83	9.42	$120.79
64905	0	NERVE PEDICLE TRANSFER	Surgery	14.02	9.02	$120.79
64907	0	NERVE PEDICLE TRANSFER	Surgery	18.83	12.65	$120.79
65091	0	REVISE EYE	Surgery	6.46	8.69	$120.79
65093	0	REVISE EYE WITH IMPLANT	Surgery	6.87	9.03	$120.79
65101	0	REMOVAL OF EYE	Surgery	7.03	9.17	$120.79
65103	0	REMOVE EYE/INSERT IMPLANT	Surgery	7.57	9.61	$120.79
65105	0	REMOVE EYE/ATTACH IMPLANT	Surgery	8.49	10.40	$120.79
65110	0	REMOVAL OF EYE	Surgery	13.95	15.03	$120.79
65112	0	REMOVE EYE/REVISE SOCKET	Surgery	16.38	13.93	$120.79
65114	0	REMOVE EYE/REVISE SOCKET	Surgery	17.53	14.73	$120.79
65125	0	REVISE OCULAR IMPLANT	Surgery	3.12	2.14	$120.79
65130	0	INSERT OCULAR IMPLANT	Surgery	7.15	9.13	$120.79
65135	0	INSERT OCULAR IMPLANT	Surgery	7.33	7.77	$120.79
65140	0	ATTACH OCULAR IMPLANT	Surgery	8.02	8.43	$120.79
65150	0	REVISE OCULAR IMPLANT	Surgery	6.26	8.31	$120.79
65155	0	REINSERT OCULAR IMPLANT	Surgery	8.66	10.54	$120.79
65175	0	REMOVAL OF OCULAR IMPLANT	Surgery	6.28	8.34	$120.79
65205	0	REMOVE FOREIGN BODY FROM EYE	Surgery	0.71	2.98	$120.79
65210	0	REMOVE FOREIGN BODY FROM EYE	Surgery	0.84	3.13	$120.79
65220	0	REMOVE FOREIGN BODY FROM EYE	Surgery	0.71	3.96	$120.79
65222	0	REMOVE FOREIGN BODY FROM EYE	Surgery	0.93	3.16	$120.79
65235	0	REMOVE FOREIGN BODY FROM EYE	Surgery	7.57	6.36	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

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CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
65260	0	REMOVE FOREIGN BODY FROM EYE	Surgery	10.96	10.35	$120.79
65265	0	REMOVE FOREIGN BODY FROM EYE	Surgery	12.59	11.99	$120.79
65270	0	REPAIR OF EYE WOUND	Surgery	1.90	1.67	$120.79
65272	0	REPAIR OF EYE WOUND	Surgery	3.82	2.99	$120.79
65273	0	REPAIR OF EYE WOUND	Surgery	4.36	4.01	$120.79
65275	0	REPAIR OF EYE WOUND	Surgery	5.34	2.82	$120.79
65280	0	REPAIR OF EYE WOUND	Surgery	7.66	8.20	$120.79
65285	0	REPAIR OF EYE WOUND	Surgery	12.90	13.34	$120.79
65286	0	REPAIR OF EYE WOUND	Surgery	5.51	4.69	$120.79
65290	0	REPAIR OF EYE SOCKET WOUND	Surgery	5.41	6.16	$120.79
65400	0	REMOVAL OF EYE LESION	Surgery	6.06	6.74	$120.79
65410	0	BIOPSY OF CORNEA	Surgery	1.47	1.23	$120.79
65420	0	REMOVAL OF EYE LESION	Surgery	4.17	5.36	$120.79
65426	0	REMOVAL OF EYE LESION	Surgery	5.25	6.17	$120.79
65430	0	CORNEAL SMEAR	Surgery	1.47	3.46	$120.79
65435	0	CURETTE/TREAT CORNEA	Surgery	0.92	1.06	$120.79
65436	0	CURETTE/TREAT CORNEA	Surgery	4.19	3.44	$120.79
65450	0	TREATMENT OF CORNEAL LESION	Surgery	3.27	4.60	$120.79
65600	0	REVISION OF CORNEA	Surgery	3.40	3.84	$120.79
65710	0	CORNEAL TRANSPLANT	Surgery	12.35	12.71	$120.79
65730	0	CORNEAL TRANSPLANT	Surgery	14.25	15.07	$120.79
65750	0	CORNEAL TRANSPLANT	Surgery	15.00	15.80	$120.79
65755	0	CORNEAL TRANSPLANT	Surgery	14.89	15.74	$120.79
65770	0	REVISE CORNEA WITH IMPLANT	Surgery	17.56	14.96	$120.79
65772	0	CORRECTION OF ASTIGMATISM	Surgery	4.29	4.01	$120.79
65775	0	CORRECTION OF ASTIGMATISM	Surgery	5.79	7.50	$120.79
65800	0	DRAINAGE OF EYE	Surgery	1.91	1.63	$120.79
65805	0	DRAINAGE OF EYE	Surgery	1.91	1.19	$120.79
65810	0	DRAINAGE OF EYE	Surgery	4.87	6.66	$120.79
65815	0	DRAINAGE OF EYE	Surgery	5.05	5.92	$120.79
65820	0	RELIEVE INNER EYE PRESSURE	Surgery	8.13	10.02	$120.79
65850	0	INCISION OF EYE	Surgery	10.52	11.07	$120.79
65855	0	LASER SURGERY OF EYE	Surgery	4.30	3.26	$120.79
65860	0	INCISE INNER EYE ADHESIONS	Surgery	3.55	2.54	$120.79
65865	0	INCISE INNER EYE ADHESIONS	Surgery	5.60	6.46	$120.79
65870	0	INCISE INNER EYE ADHESIONS	Surgery	6.27	6.47	$120.79
65875	0	INCISE INNER EYE ADHESIONS	Surgery	6.54	6.77	$120.79
65880	0	INCISE INNER EYE ADHESIONS	Surgery	7.09	7.19	$120.79
65900	0	REMOVE EYE LESION	Surgery	10.93	10.07	$120.79
65920	0	REMOVE IMPLANT FROM EYE	Surgery	8.40	8.35	$120.79
65930	0	REMOVE BLOOD CLOT FROM EYE	Surgery	7.44	8.18	$120.79
66020	0	INJECTION TREATMENT OF EYE	Surgery	1.59	1.68	$120.79
66030	0	INJECTION TREATMENT OF EYE	Surgery	1.25	1.31	$120.79
66130	0	REMOVE EYE LESION	Surgery	7.69	5.93	$120.79
66150	0	GLAUCOMA SURGERY	Surgery	8.30	9.51	$120.79
66155	0	GLAUCOMA SURGERY	Surgery	8.29	9.46	$120.79
66160	0	GLAUCOMA SURGERY	Surgery	10.17	10.82	$120.79
66165	0	GLAUCOMA SURGERY	Surgery	8.01	9.14	$120.79
66170	0	GLAUCOMA SURGERY	Surgery	12.16	12.12	$120.79
66172	0	INCISION OF EYE	Surgery	15.04	13.10	$120.79
66180	0	IMPLANT EYE SHUNT	Surgery	14.55	14.72	$120.79
66185	0	REVISE EYE SHUNT	Surgery	8.14	9.02	$120.79
66220	0	REPAIR EYE LESION	Surgery	7.77	8.06	$120.79
66225	0	REPAIR/GRAFT EYE LESION	Surgery	11.05	11.38	$120.79
66250	0	FOLLOW-UP SURGERY OF EYE	Surgery	5.98	6.78	$120.79
66500	0	INCISION OF IRIS	Surgery	3.71	4.30	$120.79
66505	0	INCISION OF IRIS	Surgery	4.08	3.91	$120.79
66600	0	REMOVE IRIS AND LESION	Surgery	8.68	9.73	$120.79
66605	0	REMOVAL OF IRIS	Surgery	12.79	12.50	$120.79
66625	0	REMOVAL OF IRIS	Surgery	5.13	6.56	$120.79
66630	0	REMOVAL OF IRIS	Surgery	6.16	7.75	$120.79
66635	0	REMOVAL OF IRIS	Surgery	6.25	7.03	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
66680	0	REPAIR IRIS & CILIARY BODY	Surgery	5.44	6.31	$120.79
66682	0	REPAIR IRIS & CILIARY BODY	Surgery	6.21	7.79	$120.79
66700	0	DESTRUCTION, CILIARY BODY	Surgery	4.78	6.06	$120.79
66710	0	DESTRUCTION, CILIARY BODY	Surgery	4.78	6.06	$120.79
66720	0	DESTRUCTION, CILIARY BODY	Surgery	4.78	6.04	$120.79
66740	0	DESTRUCTION, CILIARY BODY	Surgery	4.78	5.77	$120.79
66761	0	REVISION OF IRIS	Surgery	4.07	2.92	$120.79
66762	0	REVISION OF IRIS	Surgery	4.58	3.19	$120.79
66770	0	REMOVAL OF INNER EYE LESION	Surgery	5.18	3.52	$120.79
66820	0	INCISION, SECONDARY CATARACT	Surgery	3.89	5.81	$120.79
66821	0	AFTER CATARACT LASER SURGERY	Surgery	2.35	2.52	$120.79
66825	0	REPOSITION INTRAOCULAR LENS	Surgery	8.23	8.56	$120.79
66830	0	REMOVAL OF LENS LESION	Surgery	8.20	6.28	$120.79
66840	0	REMOVAL OF LENS MATERIAL	Surgery	7.91	7.83	$120.79
66850	0	REMOVAL OF LENS MATERIAL	Surgery	9.11	8.83	$120.79
66852	0	REMOVAL OF LENS MATERIAL	Surgery	9.97	9.60	$120.79
66920	0	EXTRACTION OF LENS	Surgery	8.86	8.63	$120.79
66930	0	EXTRACTION OF LENS	Surgery	10.18	10.02	$120.79
66940	0	EXTRACTION OF LENS	Surgery	8.93	9.33	$120.79
66983	0	REMOVE CATARACT/INSERT LENS	Surgery	8.99	7.87	$120.79
66984	0	REMOVE CATARACT/INSERT LENS	Surgery	10.28	9.71	$120.79
66985	0	INSERT LENS PROSTHESIS	Surgery	8.39	8.18	$120.79
66986	0	EXCHANGE LENS PROSTHESIS	Surgery	12.28	10.83	$120.79
67005	0	PARTIAL REMOVAL OF EYE FLUID	Surgery	5.70	4.84	$120.79
67010	0	PARTIAL REMOVAL OF EYE FLUID	Surgery	6.87	5.85	$120.79
67015	0	RELEASE OF EYE FLUID	Surgery	6.92	7.29	$120.79
67025	0	REPLACE EYE FLUID	Surgery	6.84	7.21	$120.79
67027	0	IMPLANT EYE DRUG SYSTEM	Surgery	10.85	9.45	$120.79
67028	0	INJECTION EYE DRUG	Surgery	2.52	2.14	$120.79
67030	0	INCISE INNER EYE STRANDS	Surgery	4.84	5.99	$120.79
67031	0	LASER SURGERY, EYE STRANDS	Surgery	3.67	2.61	$120.79
67036	0	REMOVAL OF INNER EYE FLUID	Surgery	11.89	11.39	$120.79
67038	0	STRIP RETINAL MEMBRANE	Surgery	21.24	20.20	$120.79
67039	0	LASER TREATMENT OF RETINA	Surgery	14.52	14.49	$120.79
67040	0	LASER TREATMENT OF RETINA	Surgery	17.23	16.80	$120.79
67101	0	REPAIR DETACHED RETINA	Surgery	7.53	6.44	$120.79
67105	0	REPAIR DETACHED RETINA	Surgery	7.41	5.24	$120.79
67107	0	REPAIR DETACHED RETINA	Surgery	14.84	15.27	$120.79
67108	0	REPAIR DETACHED RETINA	Surgery	20.82	21.05	$120.79
67110	0	REPAIR DETACHED RETINA	Surgery	8.81	10.12	$120.79
67112	0	REREPAIR DETACHED RETINA	Surgery	16.86	16.56	$120.79
67115	0	RELEASE ENCIRCLING MATERIAL	Surgery	4.99	6.10	$120.79
67120	0	REMOVE EYE IMPLANT MATERIAL	Surgery	5.98	6.89	$120.79
67121	0	REMOVE EYE IMPLANT MATERIAL	Surgery	10.67	10.78	$120.79
67141	0	TREATMENT OF RETINA	Surgery	5.20	4.77	$120.79
67145	0	TREATMENT OF RETINA	Surgery	5.37	6.10	$120.79
67208	0	TREATMENT OF RETINAL LESION	Surgery	6.70	5.38	$120.79
67210	0	TREATMENT OF RETINAL LESION	Surgery	8.82	8.54	$120.79
67218	0	TREATMENT OF RETINAL LESION	Surgery	13.52	13.62	$120.79
67220	0	TREATMENT OF CHOROID LESION	Surgery	13.13	6.60	$120.79
67227	0	TREATMENT OF RETINAL LESION	Surgery	6.58	7.31	$120.79
67228	0	TREATMENT OF RETINAL LESION	Surgery	12.74	10.06	$120.79
67250	0	REINFORCE EYE WALL	Surgery	8.66	8.98	$120.79
67255	0	REINFORCE/GRAFT EYE WALL	Surgery	8.90	10.56	$120.79
67311	0	REVISE EYE MUSCLE	Surgery	6.65	7.08	$120.79
67312	0	REVISE TWO EYE MUSCLES	Surgery	8.54	8.69	$120.79
67314	0	REVISE EYE MUSCLE	Surgery	7.52	7.81	$120.79
67316	0	REVISE TWO EYE MUSCLES	Surgery	9.66	9.44	$120.79
67318	0	REVISE EYE MUSCLE(S)	Surgery	7.85	6.90	$120.79
67320	0	REVISE EYE MUSCLE(S) ADD-ON	Surgery	4.33	8.39	$120.79
67331	0	EYE SURGERY FOLLOW-UP ADD-ON	Surgery	4.06	7.31	$120.79
67332	0	REREVISE EYE MUSCLES ADD-ON	Surgery	4.49	8.17	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
67334	0	REVISE EYE MUSCLE W/SUTURE	Surgery	3.98	6.04	$120.79
67335	0	EYE SUTURE DURING SURGERY	Surgery	2.49	2.11	$120.79
67340	0	REVISE EYE MUSCLE ADD-ON	Surgery	4.93	7.57	$120.79
67343	0	RELEASE EYE TISSUE	Surgery	7.35	6.63	$120.79
67345	0	DESTROY NERVE OF EYE MUSCLE	Surgery	2.96	3.01	$120.79
67350	0	BIOPSY EYE MUSCLE	Surgery	2.87	2.47	$120.79
67400	0	EXPLORE/BIOPSY EYE SOCKET	Surgery	9.76	11.63	$120.79
67405	0	EXPLORE/DRAIN EYE SOCKET	Surgery	7.93	9.84	$120.79
67412	0	EXPLORE/TREAT EYE SOCKET	Surgery	9.50	12.27	$120.79
67413	0	EXPLORE/TREAT EYE SOCKET	Surgery	10.00	10.16	$120.79
67414	0	EXPLR/DECOMPRESS EYE SOCKET	Surgery	11.13	11.59	$120.79
67415	0	ASPIRATION, ORBITAL CONTENTS	Surgery	1.76	1.47	$120.79
67420	0	EXPLORE/TREAT EYE SOCKET	Surgery	20.06	18.17	$120.79
67430	0	EXPLORE/TREAT EYE SOCKET	Surgery	13.39	13.37	$120.79
67440	0	EXPLORE/DRAIN EYE SOCKET	Surgery	13.09	14.93	$120.79
67445	0	EXPLR/DECOMPRESS EYE SOCKET	Surgery	14.42	13.80	$120.79
67450	0	EXPLORE/BIOPSY EYE SOCKET	Surgery	13.51	15.38	$120.79
67500	0	INJECT/TREAT EYE SOCKET	Surgery	0.79	4.19	$120.79
67505	0	INJECT/TREAT EYE SOCKET	Surgery	0.82	3.55	$120.79
67515	0	INJECT/TREAT EYE SOCKET	Surgery	0.61	3.21	$120.79
67550	0	INSERT EYE SOCKET IMPLANT	Surgery	10.19	10.83	$120.79
67560	0	REVISE EYE SOCKET IMPLANT	Surgery	10.60	10.19	$120.79
67570	0	DECOMPRESS OPTIC NERVE	Surgery	13.58	11.69	$120.79
67700	0	DRAINAGE OF EYELID ABSCESS	Surgery	1.35	3.12	$120.79
67710	0	INCISION OF EYELID	Surgery	1.02	3.49	$120.79
67715	0	INCISION OF EYELID FOLD	Surgery	1.22	1.04	$120.79
67800	0	REMOVE EYELID LESION	Surgery	1.38	3.47	$120.79
67801	0	REMOVE EYELID LESIONS	Surgery	1.88	3.86	$120.79
67805	0	REMOVE EYELID LESIONS	Surgery	2.22	3.95	$120.79
67808	0	REMOVE EYELID LESION(S)	Surgery	3.80	3.05	$120.79
67810	0	BIOPSY OF EYELID	Surgery	1.48	2.77	$120.79
67820	0	REVISE EYELASHES	Surgery	0.89	0.98	$120.79
67825	0	REVISE EYELASHES	Surgery	1.38	4.21	$120.79
67830	0	REVISE EYELASHES	Surgery	1.70	1.95	$120.79
67835	0	REVISE EYELASHES	Surgery	5.56	5.57	$120.79
67840	0	REMOVE EYELID LESION	Surgery	2.04	3.77	$120.79
67850	0	TREAT EYELID LESION	Surgery	1.69	3.97	$120.79
67875	0	CLOSURE OF EYELID BY SUTURE	Surgery	1.35	1.68	$120.79
67880	0	REVISION OF EYELID	Surgery	3.80	3.62	$120.79
67882	0	REVISION OF EYELID	Surgery	5.07	5.21	$120.79
67900	0	REPAIR BROW DEFECT	Surgery	6.14	5.06	$120.79
67901	0	REPAIR EYELID DEFECT	Surgery	6.97	7.37	$120.79
67902	0	REPAIR EYELID DEFECT	Surgery	7.03	7.43	$120.79
67903	0	REPAIR EYELID DEFECT	Surgery	6.37	6.99	$120.79
67904	0	REPAIR EYELID DEFECT	Surgery	6.26	7.45	$120.79
67906	0	REPAIR EYELID DEFECT	Surgery	6.79	6.06	$120.79
67908	0	REPAIR EYELID DEFECT	Surgery	5.13	6.01	$120.79
67909	0	REVISE EYELID DEFECT	Surgery	5.40	6.27	$120.79
67911	0	REVISE EYELID DEFECT	Surgery	5.27	6.25	$120.79
67914	0	REPAIR EYELID DEFECT	Surgery	3.68	3.83	$120.79
67915	0	REPAIR EYELID DEFECT	Surgery	3.18	5.15	$120.79
67916	0	REPAIR EYELID DEFECT	Surgery	5.31	5.61	$120.79
67917	0	REPAIR EYELID DEFECT	Surgery	6.02	6.77	$120.79
67921	0	REPAIR EYELID DEFECT	Surgery	3.40	3.59	$120.79
67922	0	REPAIR EYELID DEFECT	Surgery	3.06	5.07	$120.79
67923	0	REPAIR EYELID DEFECT	Surgery	5.88	6.09	$120.79
67924	0	REPAIR EYELID DEFECT	Surgery	5.79	6.36	$120.79
67930	0	REPAIR EYELID WOUND	Surgery	3.61	5.81	$120.79
67935	0	REPAIR EYELID WOUND	Surgery	6.22	4.55	$120.79
67938	0	REMOVE EYELID FOREIGN BODY	Surgery	1.33	3.76	$120.79
67950	0	REVISION OF EYELID	Surgery	5.82	6.77	$120.79
67961	0	REVISION OF EYELID	Surgery	5.69	6.31	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
67966	0	REVISION OF EYELID	Surgery	6.57	6.77	$120.79
67971	0	RECONSTRUCTION OF EYELID	Surgery	9.79	9.68	$120.79
67973	0	RECONSTRUCTION OF EYELID	Surgery	12.87	12.15	$120.79
67974	0	RECONSTRUCTION OF EYELID	Surgery	12.84	12.47	$120.79
67975	0	RECONSTRUCTION OF EYELID	Surgery	9.13	5.97	$120.79
68020	0	INCISE/DRAIN EYELID LINING	Surgery	1.37	3.18	$120.79
68040	0	TREATMENT OF EYELID LESIONS	Surgery	0.85	3.06	$120.79
68100	0	BIOPSY OF EYELID LINING	Surgery	1.35	3.53	$120.79
68110	0	REMOVE EYELID LINING LESION	Surgery	1.77	4.04	$120.79
68115	0	REMOVE EYELID LINING LESION	Surgery	2.36	1.64	$120.79
68130	0	REMOVE EYELID LINING LESION	Surgery	4.93	3.47	$120.79
68135	0	REMOVE EYELID LINING LESION	Surgery	1.84	3.49	$120.79
68200	0	TREAT EYELID BY INJECTION	Surgery	0.49	3.14	$120.79
68320	0	REVISE/GRAFT EYELID LINING	Surgery	5.37	5.83	$120.79
68325	0	REVISE/GRAFT EYELID LINING	Surgery	7.36	7.57	$120.79
68326	0	REVISE/GRAFT EYELID LINING	Surgery	7.15	7.41	$120.79
68328	0	REVISE/GRAFT EYELID LINING	Surgery	8.18	8.27	$120.79
68330	0	REVISE EYELID LINING	Surgery	4.83	5.41	$120.79
68335	0	REVISE/GRAFT EYELID LINING	Surgery	7.19	6.96	$120.79
68340	0	SEPARATE EYELID ADHESIONS	Surgery	4.17	3.62	$120.79
68360	0	REVISE EYELID LINING	Surgery	4.37	5.03	$120.79
68362	0	REVISE EYELID LINING	Surgery	7.34	8.08	$120.79
68400	0	INCISE/DRAIN TEAR GLAND	Surgery	1.69	4.85	$120.79
68420	0	INCISE/DRAIN TEAR SAC	Surgery	2.30	5.07	$120.79
68440	0	INCISE TEAR DUCT OPENING	Surgery	0.94	3.30	$120.79
68500	0	REMOVAL OF TEAR GLAND	Surgery	11.02	8.50	$120.79
68505	0	PARTIAL REMOVAL, TEAR GLAND	Surgery	10.94	9.34	$120.79
68510	0	BIOPSY OF TEAR GLAND	Surgery	4.61	3.19	$120.79
68520	0	REMOVAL OF TEAR SAC	Surgery	7.51	7.78	$120.79
68525	0	BIOPSY OF TEAR SAC	Surgery	4.43	3.11	$120.79
68530	0	CLEARANCE OF TEAR DUCT	Surgery	3.66	7.25	$120.79
68540	0	REMOVE TEAR GLAND LESION	Surgery	10.60	8.75	$120.79
68550	0	REMOVE TEAR GLAND LESION	Surgery	13.26	10.94	$120.79
68700	0	REPAIR TEAR DUCTS	Surgery	6.60	4.53	$120.79
68705	0	REVISE TEAR DUCT OPENING	Surgery	2.06	3.77	$120.79
68720	0	CREATE TEAR SAC DRAIN	Surgery	8.96	9.00	$120.79
68745	0	CREATE TEAR DUCT DRAIN	Surgery	8.63	7.02	$120.79
68750	0	CREATE TEAR DUCT DRAIN	Surgery	8.66	8.97	$120.79
68760	0	CLOSE TEAR DUCT OPENING	Surgery	1.73	3.53	$120.79
68761	0	CLOSE TEAR DUCT OPENING	Surgery	1.36	3.37	$120.79
68770	0	CLOSE TEAR SYSTEM FISTULA	Surgery	7.02	3.91	$120.79
68801	0	DILATE TEAR DUCT OPENING	Surgery	0.94	3.61	$120.79
68810	0	PROBE NASOLACRIMAL DUCT	Surgery	1.90	4.60	$120.79
68811	0	PROBE NASOLACRIMAL DUCT	Surgery	2.35	1.90	$120.79
68815	0	PROBE NASOLACRIMAL DUCT	Surgery	3.20	5.72	$120.79
68840	0	EXPLORE/IRRIGATE TEAR DUCTS	Surgery	1.25	4.02	$120.79
68850	0	INJECTION FOR TEAR SAC X-RAY	Surgery	0.80	6.69	$120.79
69000	0	DRAIN EXTERNAL EAR LESION	Surgery	1.45	1.08	$120.79
69005	0	DRAIN EXTERNAL EAR LESION	Surgery	2.11	1.22	$120.79
69020	0	DRAIN OUTER EAR CANAL LESION	Surgery	1.48	1.18	$120.79
69100	0	BIOPSY OF EXTERNAL EAR	Surgery	0.81	1.11	$120.79
69105	0	BIOPSY OF EXTERNAL EAR CANAL	Surgery	0.85	1.06	$120.79
69110	0	REMOVE EXTERNAL EAR, PARTIAL	Surgery	3.44	2.66	$120.79
69120	0	REMOVAL OF EXTERNAL EAR	Surgery	4.05	2.31	$120.79
69140	0	REMOVE EAR CANAL LESION(S)	Surgery	7.97	7.89	$120.79
69145	0	REMOVE EAR CANAL LESION(S)	Surgery	2.62	2.46	$120.79
69150	0	EXTENSIVE EAR CANAL SURGERY	Surgery	13.43	10.81	$120.79
69155	0	EXTENSIVE EAR/NECK SURGERY	Surgery	20.80	15.73	$120.79
69200	0	CLEAR OUTER EAR CANAL	Surgery	0.77	0.83	$120.79
69205	0	CLEAR OUTER EAR CANAL	Surgery	1.20	1.21	$120.79
69210	0	REMOVE IMPACTED EAR WAX	Surgery	0.61	0.69	$120.79
69220	0	CLEAN OUT MASTOID CAVITY	Surgery	0.83	0.89	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
69222	0	CLEAN OUT MASTOID CAVITY	Surgery	1.40	1.31	$120.79
69300	0	REVISE EXTERNAL EAR	Surgery	6.36	4.99	$120.79
69310	0	REBUILD OUTER EAR CANAL	Surgery	10.79	9.74	$120.79
69320	0	REBUILD OUTER EAR CANAL	Surgery	16.96	14.42	$120.79
69400	0	INFLATE MIDDLE EAR CANAL	Surgery	0.83	0.87	$120.79
69401	0	INFLATE MIDDLE EAR CANAL	Surgery	0.63	0.70	$120.79
69405	0	CATHETERIZE MIDDLE EAR CANAL	Surgery	2.63	1.58	$120.79
69410	0	INSET MIDDLE EAR (BAFFLE)	Surgery	0.33	0.85	$120.79
69420	0	INCISION OF EARDRUM	Surgery	1.33	1.30	$120.79
69421	0	INCISION OF EARDRUM	Surgery	1.73	1.43	$120.79
69424	0	REMOVE VENTILATING TUBE	Surgery	0.85	0.99	$120.79
69433	0	CREATE EARDRUM OPENING	Surgery	1.52	1.67	$120.79
69436	0	CREATE EARDRUM OPENING	Surgery	1.96	2.03	$120.79
69440	0	EXPLORATION OF MIDDLE EAR	Surgery	7.57	7.79	$120.79
69450	0	EARDRUM REVISION	Surgery	5.57	5.97	$120.79
69501	0	MASTOIDECTOMY	Surgery	9.07	9.12	$120.79
69502	0	MASTOIDECTOMY	Surgery	12.38	12.15	$120.79
69505	0	REMOVE MASTOID STRUCTURES	Surgery	12.99	12.80	$120.79
69511	0	EXTENSIVE MASTOID SURGERY	Surgery	13.52	13.26	$120.79
69530	0	EXTENSIVE MASTOID SURGERY	Surgery	19.19	16.11	$120.79
69535	0	REMOVE PART OF TEMPORAL BONE	Surgery	36.14	25.44	$120.79
69540	0	REMOVE EAR LESION	Surgery	1.20	1.58	$120.79
69550	0	REMOVE EAR LESION	Surgery	10.99	10.92	$120.79
69552	0	REMOVE EAR LESION	Surgery	19.46	16.00	$120.79
69554	0	REMOVE EAR LESION	Surgery	33.16	22.99	$120.79
69601	0	MASTOID SURGERY REVISION	Surgery	13.24	12.96	$120.79
69602	0	MASTOID SURGERY REVISION	Surgery	13.58	13.31	$120.79
69603	0	MASTOID SURGERY REVISION	Surgery	14.02	13.71	$120.79
69604	0	MASTOID SURGERY REVISION	Surgery	14.02	13.68	$120.79
69605	0	MASTOID SURGERY REVISION	Surgery	18.49	14.95	$120.79
69610	0	REPAIR OF EARDRUM	Surgery	4.43	2.37	$120.79
69620	0	REPAIR OF EARDRUM	Surgery	5.89	5.27	$120.79
69631	0	REPAIR EARDRUM STRUCTURES	Surgery	9.86	10.05	$120.79
69632	0	REBUILD EARDRUM STRUCTURES	Surgery	12.75	12.83	$120.79
69633	0	REBUILD EARDRUM STRUCTURES	Surgery	12.10	12.27	$120.79
69635	0	REPAIR EARDRUM STRUCTURES	Surgery	13.33	13.15	$120.79
69636	0	REBUILD EARDRUM STRUCTURES	Surgery	15.22	15.07	$120.79
69637	0	REBUILD EARDRUM STRUCTURES	Surgery	15.11	14.95	$120.79
69641	0	REVISE MIDDLE EAR & MASTOID	Surgery	12.71	12.60	$120.79
69642	0	REVISE MIDDLE EAR & MASTOID	Surgery	16.84	16.50	$120.79
69643	0	REVISE MIDDLE EAR & MASTOID	Surgery	15.32	15.15	$120.79
69644	0	REVISE MIDDLE EAR & MASTOID	Surgery	16.97	16.59	$120.79
69645	0	REVISE MIDDLE EAR & MASTOID	Surgery	16.38	16.08	$120.79
69646	0	REVISE MIDDLE EAR & MASTOID	Surgery	17.99	17.54	$120.79
69650	0	RELEASE MIDDLE EAR BONE	Surgery	9.66	9.62	$120.79
69660	0	REVISE MIDDLE EAR BONE	Surgery	11.90	11.61	$120.79
69661	0	REVISE MIDDLE EAR BONE	Surgery	15.74	15.21	$120.79
69662	0	REVISE MIDDLE EAR BONE	Surgery	15.44	14.95	$120.79
69666	0	REPAIR MIDDLE EAR STRUCTURES	Surgery	9.75	9.72	$120.79
69667	0	REPAIR MIDDLE EAR STRUCTURES	Surgery	9.76	9.72	$120.79
69670	0	REMOVE MASTOID AIR CELLS	Surgery	11.51	10.15	$120.79
69676	0	REMOVE MIDDLE EAR NERVE	Surgery	9.52	8.64	$120.79
69700	0	CLOSE MASTOID FISTULA	Surgery	8.23	7.10	$120.79
69711	0	REMOVE/REPAIR HEARING AID	Surgery	10.44	8.79	$120.79
69720	0	RELEASE FACIAL NERVE	Surgery	14.38	14.29	$120.79
69725	0	RELEASE FACIAL NERVE	Surgery	25.38	16.69	$120.79
69740	0	REPAIR FACIAL NERVE	Surgery	15.96	11.88	$120.79
69745	0	REPAIR FACIAL NERVE	Surgery	16.69	14.39	$120.79
69801	0	INCISE INNER EAR	Surgery	8.56	8.68	$120.79
69802	0	INCISE INNER EAR	Surgery	13.10	11.19	$120.79
69805	0	EXPLORE INNER EAR	Surgery	13.82	12.19	$120.79
69806	0	EXPLORE INNER EAR	Surgery	12.35	12.29	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
69820	0	ESTABLISH INNER EAR WINDOW	Surgery	10.34	9.01	$120.79
69840	0	REVISE INNER EAR WINDOW	Surgery	10.26	9.10	$120.79
69905	0	REMOVE INNER EAR	Surgery	11.10	11.15	$120.79
69910	0	REMOVE INNER EAR & MASTOID	Surgery	13.63	13.31	$120.79
69915	0	INCISE INNER EAR NERVE	Surgery	21.23	17.13	$120.79
69930	0	IMPLANT COCHLEAR DEVICE	Surgery	16.81	16.03	$120.79
69950	0	INCISE INNER EAR NERVE	Surgery	25.64	17.87	$120.79
69955	0	RELEASE FACIAL NERVE	Surgery	27.04	20.30	$120.79
69960	0	RELEASE INNER EAR CANAL	Surgery	27.04	18.52	$120.79
69970	0	REMOVE INNER EAR LESION	Surgery	30.04	20.25	$120.79
69990	0	MICROSURGERY ADD-ON	Surgery	3.47	1.84	$120.79
70010	26	CONTRAST X-RAY OF BRAIN	Radiology	1.19	0.44	$125.28
70015	26	CONTRAST X-RAY OF BRAIN	Radiology	1.19	0.45	$125.28
70030	26	X-RAY EYE FOR FOREIGN BODY	Radiology	0.17	0.07	$125.28
70100	26	X-RAY EXAM OF JAW	Radiology	0.18	0.08	$125.28
70110	26	X-RAY EXAM OF JAW	Radiology	0.25	0.10	$125.28
70120	26	X-RAY EXAM OF MASTOIDS	Radiology	0.18	0.08	$125.28
70130	26	X-RAY EXAM OF MASTOIDS	Radiology	0.34	0.13	$125.28
70134	26	X-RAY EXAM OF MIDDLE EAR	Radiology	0.34	0.13	$125.28
70140	26	X-RAY EXAM OF FACIAL BONES	Radiology	0.19	0.08	$125.28
70150	26	X-RAY EXAM OF FACIAL BONES	Radiology	0.26	0.10	$125.28
70160	26	X-RAY EXAM OF NASAL BONES	Radiology	0.17	0.07	$125.28
70170	26	X-RAY EXAM OF TEAR DUCT	Radiology	0.30	0.12	$125.28
70190	26	X-RAY EXAM OF EYE SOCKETS	Radiology	0.21	0.09	$125.28
70200	26	X-RAY EXAM OF EYE SOCKETS	Radiology	0.28	0.11	$125.28
70210	26	X-RAY EXAM OF SINUSES	Radiology	0.17	0.07	$125.28
70220	26	X-RAY EXAM OF SINUSES	Radiology	0.25	0.10	$125.28
70240	26	X-RAY EXAM, PITUITARY SADDLE	Radiology	0.19	0.08	$125.28
70250	26	X-RAY EXAM OF SKULL	Radiology	0.24	0.10	$125.28
70260	26	X-RAY EXAM OF SKULL	Radiology	0.34	0.13	$125.28
70300	26	X-RAY EXAM OF TEETH	Radiology	0.10	0.05	$125.28
70310	26	X-RAY EXAM OF TEETH	Radiology	0.16	0.07	$125.28
70320	26	FULL MOUTH X-RAY OF TEETH	Radiology	0.22	0.09	$125.28
70328	26	X-RAY EXAM OF JAW JOINT	Radiology	0.18	0.08	$125.28
70330	26	X-RAY EXAM OF JAW JOINTS	Radiology	0.24	0.10	$125.28
70332	26	X-RAY EXAM OF JAW JOINT	Radiology	0.54	0.22	$125.28
70336	26	MAGNETIC IMAGE, JAW JOINT	Radiology	1.48	0.44	$125.28
70350	26	X-RAY HEAD FOR ORTHODONTIA	Radiology	0.17	0.07	$125.28
70355	26	PANORAMIC X-RAY OF JAWS	Radiology	0.20	0.08	$125.28
70360	26	X-RAY EXAM OF NECK	Radiology	0.17	0.07	$125.28
70370	26	THROAT X-RAY & FLUOROSCOPY	Radiology	0.32	0.13	$125.28
70371	26	SPEECH EVALUATION, COMPLEX	Radiology	0.84	0.32	$125.28
70373	26	CONTRAST X-RAY OF LARYNX	Radiology	0.44	0.17	$125.28
70380	26	X-RAY EXAM OF SALIVARY GLAND	Radiology	0.17	0.07	$125.28
70390	26	X-RAY EXAM OF SALIVARY DUCT	Radiology	0.38	0.14	$125.28
70450	26	CAT SCAN OF HEAD OR BRAIN	Radiology	0.85	0.32	$125.28
70460	26	CONTRAST CAT SCAN OF HEAD	Radiology	1.13	0.43	$125.28
70470	26	CONTRAST CAT SCANS OF HEAD	Radiology	1.27	0.48	$125.28
70480	26	CAT SCAN OF SKULL	Radiology	1.28	0.49	$125.28
70481	26	CONTRAST CAT SCAN OF SKULL	Radiology	1.38	0.52	$125.28
70482	26	CONTRAST CAT SCANS OF SKULL	Radiology	1.45	0.55	$125.28
70486	26	CAT SCAN OF FACE/JAW	Radiology	1.14	0.43	$125.28
70487	26	CONTRAST CAT SCAN, FACE/JAW	Radiology	1.30	0.49	$125.28
70488	26	CONTRAST CAT SCANS, FACE/JAW	Radiology	1.42	0.54	$125.28
70490	26	CAT SCAN OF NECK TISSUE	Radiology	1.28	0.49	$125.28
70491	26	CONTRAST CAT OF NECK TISSUE	Radiology	1.38	0.52	$125.28
70492	26	CONTRAST CAT OF NECK TISSUE	Radiology	1.45	0.54	$125.28
70540	26	MAGNETIC IMAGE, FACE/NECK	Radiology	1.48	0.57	$125.28
70541	26	MAGNETIC IMAGE, HEAD (MRA)	Radiology	1.81	0.61	$125.28
70551	26	MAGNETIC IMAGE, BRAIN (MRI)	Radiology	1.48	0.57	$125.28
70552	26	MAGNETIC IMAGE, BRAIN (MRI)	Radiology	1.78	0.69	$125.28
70553	26	MAGNETIC IMAGE, BRAIN (MRI)	Radiology	2.36	0.91	$125.28

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
71010	26	CHEST X-RAY	Radiology	0.18	0.07	$125.28
71015	26	CHEST X-RAY	Radiology	0.21	0.09	$125.28
71020	26	CHEST X-RAY	Radiology	0.22	0.09	$125.28
71021	26	CHEST X-RAY	Radiology	0.27	0.10	$125.28
71022	26	CHEST X-RAY	Radiology	0.31	0.12	$125.28
71023	26	CHEST X-RAY AND FLUOROSCOPY	Radiology	0.38	0.15	$125.28
71030	26	CHEST X-RAY	Radiology	0.31	0.12	$125.28
71034	26	CHEST X-RAY AND FLUOROSCOPY	Radiology	0.46	0.19	$125.28
71035	26	CHEST X-RAY	Radiology	0.18	0.07	$125.28
71036	26	X-RAY GUIDANCE FOR BIOPSY	Radiology	0.54	0.21	$125.28
71040	26	CONTRAST X-RAY OF BRONCHI	Radiology	0.58	0.23	$125.28
71060	26	CONTRAST X-RAY OF BRONCHI	Radiology	0.74	0.29	$125.28
71090	26	X-RAY & PACEMAKER INSERTION	Radiology	0.54	0.25	$125.28
71100	26	X-RAY EXAM OF RIBS	Radiology	0.22	0.09	$125.28
71101	26	X-RAY EXAM OF RIBS/CHEST	Radiology	0.27	0.11	$125.28
71110	26	X-RAY EXAM OF RIBS	Radiology	0.27	0.11	$125.28
71111	26	X-RAY EXAM OF RIBS/ CHEST	Radiology	0.32	0.13	$125.28
71120	26	X-RAY EXAM OF BREASTBONE	Radiology	0.20	0.08	$125.28
71130	26	X-RAY EXAM OF BREASTBONE	Radiology	0.22	0.09	$125.28
71250	26	CAT SCAN OF CHEST	Radiology	1.16	0.44	$125.28
71260	26	CONTRAST CAT SCAN OF CHEST	Radiology	1.24	0.47	$125.28
71270	26	CONTRAST CAT SCANS OF CHEST	Radiology	1.38	0.52	$125.28
71550	26	MAGNETIC IMAGE, CHEST (MRI)	Radiology	1.60	0.61	$125.28
71555	26	MAGNETIC IMAGE, CHEST (MRA)	Radiology	1.81	0.65	$125.28
72010	26	X-RAY EXAM OF SPINE	Radiology	0.45	0.18	$125.28
72020	26	X-RAY EXAM OF SPINE	Radiology	0.15	0.06	$125.28
72040	26	X-RAY EXAM OF NECK SPINE	Radiology	0.22	0.09	$125.28
72050	26	X-RAY EXAM OF NECK SPINE	Radiology	0.31	0.12	$125.28
72052	26	X-RAY EXAM OF NECK SPINE	Radiology	0.36	0.14	$125.28
72069	26	X-RAY EXAM OF TRUNK SPINE	Radiology	0.22	0.09	$125.28
72070	26	X-RAY EXAM OF THORACIC SPINE	Radiology	0.22	0.09	$125.28
72072	26	X-RAY EXAM OF THORACIC SPINE	Radiology	0.22	0.09	$125.28
72074	26	X-RAY EXAM OF THORACIC SPINE	Radiology	0.22	0.09	$125.28
72080	26	X-RAY EXAM OF TRUNK SPINE	Radiology	0.22	0.09	$125.28
72090	26	X-RAY EXAM OF TRUNK SPINE	Radiology	0.28	0.11	$125.28
72100	26	X-RAY EXAM OF LOWER SPINE	Radiology	0.22	0.09	$125.28
72110	26	X-RAY EXAM OF LOWER SPINE	Radiology	0.31	0.12	$125.28
72114	26	X-RAY EXAM OF LOWER SPINE	Radiology	0.36	0.14	$125.28
72120	26	X-RAY EXAM OF LOWER SPINE	Radiology	0.22	0.09	$125.28
72125	26	CAT SCAN OF NECK SPINE	Radiology	1.16	0.44	$125.28
72126	26	CONTRAST CAT SCAN OF NECK	Radiology	1.22	0.46	$125.28
72127	26	CONTRAST CAT SCANS OF NECK	Radiology	1.27	0.48	$125.28
72128	26	CAT SCAN OF THORAX SPINE	Radiology	1.16	0.44	$125.28
72129	26	CONTRAST CAT SCAN OF THORAX	Radiology	1.22	0.46	$125.28
72130	26	CONTRAST CAT SCANS OF THORAX	Radiology	1.27	0.48	$125.28
72131	26	CAT SCAN OF LOWER SPINE	Radiology	1.16	0.44	$125.28
72132	26	CONTRAST CAT OF LOWER SPINE	Radiology	1.22	0.46	$125.28
72133	26	CONTRST CAT SCANS, LOW SPINE	Radiology	1.27	0.49	$125.28
72141	26	MAGNETIC IMAGE, NECK SPINE	Radiology	1.60	0.61	$125.28
72142	26	MAGNETIC IMAGE, NECK SPINE	Radiology	1.92	0.74	$125.28
72146	26	MAGNETIC IMAGE, CHEST SPINE	Radiology	1.60	0.61	$125.28
72147	26	MAGNETIC IMAGE, CHEST SPINE	Radiology	1.92	0.74	$125.28
72148	26	MAGNETIC IMAGE, LUMBAR SPINE	Radiology	1.48	0.57	$125.28
72149	26	MAGNETIC IMAGE, LUMBAR SPINE	Radiology	1.78	0.69	$125.28
72156	26	MAGNETIC IMAGE, NECK SPINE	Radiology	2.57	0.98	$125.28
72157	26	MAGNETIC IMAGE, CHEST SPINE	Radiology	2.57	0.98	$125.28
72158	26	MAGNETIC IMAGE, LUMBAR SPINE	Radiology	2.36	0.91	$125.28
72159	26	MAGNETIC IMAGE, SPINE (MRA)	Radiology	1.80	0.71	$125.28
72170	26	X-RAY EXAM OF PELVIS	Radiology	0.17	0.07	$125.28
72190	26	X-RAY EXAM OF PELVIS	Radiology	0.21	0.09	$125.28
72192	26	CAT SCAN OF PELVIS	Radiology	1.09	0.41	$125.28
72193	26	CONTRAST CAT SCAN OF PELVIS	Radiology	1.16	0.44	$125.28

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
72194	26	CONTRAST CAT SCANS OF PELVIS	Radiology	1.22	0.46	$125.28
72196	26	MAGNETIC IMAGE, PELVIS	Radiology	1.60	0.61	$125.28
72198	26	MAGNETIC IMAGE, PELVIS (MRA)	Radiology	1.80	0.74	$125.28
72200	26	X-RAY EXAM SACROILIAC JOINTS	Radiology	0.17	0.07	$125.28
72202	26	X-RAY EXAM SACROILIAC JOINTS	Radiology	0.19	0.08	$125.28
72220	26	X-RAY EXAM OF TAILBONE	Radiology	0.17	0.07	$125.28
72240	26	CONTRAST X-RAY OF NECK SPINE	Radiology	0.91	0.34	$125.28
72255	26	CONTRAST X-RAY, THORAX SPINE	Radiology	0.91	0.34	$125.28
72265	26	CONTRAST X-RAY, LOWER SPINE	Radiology	0.83	0.31	$125.28
72270	26	CONTRAST X-RAY OF SPINE	Radiology	1.33	0.50	$125.28
72275	26	EPIDUROGRAPHY	Radiology	0.54	0.14	$125.28
72285	26	X-RAY C/T SPINE DISK	Radiology	1.16	0.38	$125.28
72295	26	X-RAY OF LOWER SPINE DISK	Radiology	0.83	0.33	$125.28
73000	26	X-RAY EXAM OF COLLAR BONE	Radiology	0.16	0.06	$125.28
73010	26	X-RAY EXAM OF SHOULDER BLADE	Radiology	0.17	0.07	$125.28
73020	26	X-RAY EXAM OF SHOULDER	Radiology	0.15	0.06	$125.28
73030	26	X-RAY EXAM OF SHOULDER	Radiology	0.18	0.07	$125.28
73040	26	CONTRAST X-RAY OF SHOULDER	Radiology	0.54	0.21	$125.28
73050	26	X-RAY EXAM OF SHOULDERS	Radiology	0.20	0.08	$125.28
73060	26	X-RAY EXAM OF HUMERUS	Radiology	0.17	0.07	$125.28
73070	26	X-RAY EXAM OF ELBOW	Radiology	0.15	0.06	$125.28
73080	26	X-RAY EXAM OF ELBOW	Radiology	0.17	0.07	$125.28
73085	26	CONTRAST X-RAY OF ELBOW	Radiology	0.54	0.22	$125.28
73090	26	X-RAY EXAM OF FOREARM	Radiology	0.16	0.06	$125.28
73092	26	X-RAY EXAM OF ARM, INFANT	Radiology	0.16	0.06	$125.28
73100	26	X-RAY EXAM OF WRIST	Radiology	0.16	0.07	$125.28
73110	26	X-RAY EXAM OF WRIST	Radiology	0.17	0.07	$125.28
73115	26	CONTRAST X-RAY OF WRIST	Radiology	0.54	0.22	$125.28
73120	26	X-RAY EXAM OF HAND	Radiology	0.16	0.07	$125.28
73130	26	X-RAY EXAM OF HAND	Radiology	0.17	0.07	$125.28
73140	26	X-RAY EXAM OF FINGER(S)	Radiology	0.13	0.06	$125.28
73200	26	CAT SCAN OF ARM	Radiology	1.09	0.41	$125.28
73201	26	CONTRAST CAT SCAN OF ARM	Radiology	1.16	0.44	$125.28
73202	26	CONTRAST CAT SCANS OF ARM	Radiology	1.22	0.46	$125.28
73220	26	MAGNETIC IMAGE, ARM/HAND	Radiology	1.48	0.57	$125.28
73221	26	MAGNETIC IMAGE, JOINT OF ARM	Radiology	1.48	0.44	$125.28
73225	26	MAGNETIC IMAGE, UPPER (MRA)	Radiology	1.73	0.70	$125.28
73500	26	X-RAY EXAM OF HIP	Radiology	0.17	0.07	$125.28
73510	26	X-RAY EXAM OF HIP	Radiology	0.21	0.09	$125.28
73520	26	X-RAY EXAM OF HIPS	Radiology	0.26	0.10	$125.28
73525	26	CONTRAST X-RAY OF HIP	Radiology	0.54	0.21	$125.28
73530	26	X-RAY EXAM OF HIP	Radiology	0.29	0.11	$125.28
73540	26	X-RAY EXAM OF PELVIS & HIPS	Radiology	0.20	0.09	$125.28
73542	26	X-RAY EXAM, SACROILIAC JOINT	Radiology	0.54	0.15	$125.28
73550	26	X-RAY EXAM OF THIGH	Radiology	0.17	0.07	$125.28
73560	26	X-RAY EXAM OF KNEE, 1 OR 2	Radiology	0.17	0.07	$125.28
73562	26	X-RAY EXAM OF KNEE, 3	Radiology	0.18	0.08	$125.28
73564	26	X-RAY EXAM, KNEE, 4 OR MORE	Radiology	0.22	0.09	$125.28
73565	26	X-RAY EXAM OF KNEES	Radiology	0.17	0.07	$125.28
73580	26	CONTRAST X-RAY OF KNEE JOINT	Radiology	0.54	0.21	$125.28
73590	26	X-RAY EXAM OF LOWER LEG	Radiology	0.17	0.07	$125.28
73592	26	X-RAY EXAM OF LEG, INFANT	Radiology	0.16	0.07	$125.28
73600	26	X-RAY EXAM OF ANKLE	Radiology	0.16	0.07	$125.28
73610	26	X-RAY EXAM OF ANKLE	Radiology	0.17	0.07	$125.28
73615	26	CONTRAST X-RAY OF ANKLE	Radiology	0.54	0.22	$125.28
73620	26	X-RAY EXAM OF FOOT	Radiology	0.16	0.07	$125.28
73630	26	X-RAY EXAM OF FOOT	Radiology	0.17	0.07	$125.28
73650	26	X-RAY EXAM OF HEEL	Radiology	0.16	0.07	$125.28
73660	26	X-RAY EXAM OF TOE(S)	Radiology	0.13	0.06	$125.28
73700	26	CAT SCAN OF LEG	Radiology	1.09	0.41	$125.28
73701	26	CONTRAST CAT SCAN OF LEG	Radiology	1.16	0.44	$125.28
73702	26	CONTRAST CAT SCANS OF LEG	Radiology	1.22	0.46	$125.28

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
73720	26	MAGNETIC IMAGE, LEG/FOOT	Radiology	1.48	0.57	$125.28
73721	26	MAGNETIC IMAGE, JOINT OF LEG	Radiology	1.48	0.44	$125.28
73725	26	MAGNETIC IMAGE/LOWER (MRA)	Radiology	1.82	0.61	$125.28
74000	26	X-RAY EXAM OF ABDOMEN	Radiology	0.18	0.07	$125.28
74010	26	X-RAY EXAM OF ABDOMEN	Radiology	0.23	0.09	$125.28
74020	26	X-RAY EXAM OF ABDOMEN	Radiology	0.27	0.11	$125.28
74022	26	X-RAY EXAM SERIES, ABDOMEN	Radiology	0.32	0.13	$125.28
74150	26	CAT SCAN OF ABDOMEN	Radiology	1.19	0.45	$125.28
74160	26	CONTRAST CAT SCAN OF ABDOMEN	Radiology	1.27	0.48	$125.28
74170	26	CONTRAST CAT SCANS, ABDOMEN	Radiology	1.40	0.53	$125.28
74181	26	MAGNETIC IMAGE/ABDOMEN (MRI)	Radiology	1.60	0.61	$125.28
74185	26	MAGNETIC IMAGE/ABDOMEN (MRA)	Radiology	1.80	0.64	$125.28
74190	26	X-RAY EXAM OF PERITONEUM	Radiology	0.48	0.14	$125.28
74210	26	CONTRST X-RAY EXAM OF THROAT	Radiology	0.36	0.14	$125.28
74220	26	CONTRAST X-RAY, ESOPHAGUS	Radiology	0.46	0.18	$125.28
74230	26	CINEMA X-RAY, THROAT/ESOPH	Radiology	0.53	0.21	$125.28
74235	26	REMOVE ESOPHAGUS OBSTRUCTION	Radiology	1.19	0.45	$125.28
74240	26	X-RAY EXAM, UPPER GI TRACT	Radiology	0.69	0.27	$125.28
74241	26	X-RAY EXAM, UPPER GI TRACT	Radiology	0.69	0.27	$125.28
74245	26	X-RAY EXAM, UPPER GI TRACT	Radiology	0.91	0.35	$125.28
74246	26	CONTRST X-RAY UPPR GI TRACT	Radiology	0.69	0.27	$125.28
74247	26	CONTRST X-RAY UPPR GI TRACT	Radiology	0.69	0.27	$125.28
74249	26	CONTRST X-RAY UPPR GI TRACT	Radiology	0.91	0.35	$125.28
74250	26	X-RAY EXAM OF SMALL BOWEL	Radiology	0.47	0.18	$125.28
74251	26	X-RAY EXAM OF SMALL BOWEL	Radiology	0.69	0.21	$125.28
74260	26	X-RAY EXAM OF SMALL BOWEL	Radiology	0.50	0.20	$125.28
74270	26	CONTRAST X-RAY EXAM OF COLON	Radiology	0.69	0.27	$125.28
74280	26	CONTRAST X-RAY EXAM OF COLON	Radiology	0.99	0.38	$125.28
74283	26	CONTRAST X-RAY EXAM OF COLON	Radiology	2.02	0.77	$125.28
74290	26	CONTRAST X-RAY, GALLBLADDER	Radiology	0.32	0.13	$125.28
74291	26	CONTRAST X-RAYS, GALLBLADDER	Radiology	0.20	0.08	$125.28
74300	26	X-RAY BILE DUCTS/PANCREAS	Radiology	0.36	0.14	$125.28
74301	26	X-RAYS AT SURGERY ADD-ON	Radiology	0.21	0.09	$125.28
74305	26	X-RAY BILE DUCTS/PANCREAS	Radiology	0.42	0.16	$125.28
74320	26	CONTRAST X-RAY OF BILE DUCTS	Radiology	0.54	0.21	$125.28
74327	26	X-RAY BILE STONE REMOVAL	Radiology	0.70	0.27	$125.28
74328	26	XRAY BILE DUCT ENDOSCOPY	Radiology	0.70	0.27	$125.28
74329	26	X-RAY FOR PANCREAS ENDOSCOPY	Radiology	0.70	0.27	$125.28
74330	26	X-RAY BILE/PANC ENDOSCOPY	Radiology	0.90	0.30	$125.28
74340	26	X-RAY GUIDE FOR GI TUBE	Radiology	0.54	0.21	$125.28
74350	26	X-RAY GUIDE, STOMACH TUBE	Radiology	0.76	0.30	$125.28
74355	26	X-RAY GUIDE, INTESTINAL TUBE	Radiology	0.76	0.30	$125.28
74360	26	X-RAY GUIDE, GI DILATION	Radiology	0.54	0.23	$125.28
74363	26	X-RAY, BILE DUCT DILATION	Radiology	0.88	0.34	$125.28
74400	26	CONTRST X-RAY, URINARY TRACT	Radiology	0.49	0.19	$125.28
74410	26	CONTRST X-RAY, URINARY TRACT	Radiology	0.49	0.19	$125.28
74415	26	CONTRST X-RAY, URINARY TRACT	Radiology	0.49	0.19	$125.28
74420	26	CONTRST X-RAY, URINARY TRACT	Radiology	0.36	0.14	$125.28
74425	26	CONTRST X-RAY, URINARY TRACT	Radiology	0.36	0.14	$125.28
74430	26	CONTRAST X-RAY, BLADDER	Radiology	0.32	0.13	$125.28
74440	26	X-RAY, MALE GENITAL TRACT	Radiology	0.38	0.15	$125.28
74445	26	X-RAY EXAM OF PENIS	Radiology	1.14	0.44	$125.28
74450	26	X-RAY, URETHRA/BLADDER	Radiology	0.33	0.13	$125.28
74455	26	X-RAY, URETHRA/BLADDER	Radiology	0.33	0.13	$125.28
74470	26	X-RAY EXAM OF KIDNEY LESION	Radiology	0.54	0.21	$125.28
74475	26	X-RAY CONTROL, CATH INSERT	Radiology	0.54	0.21	$125.28
74480	26	X-RAY CONTROL, CATH INSERT	Radiology	0.54	0.21	$125.28
74485	26	X-RAY GUIDE, GU DILATION	Radiology	0.54	0.21	$125.28
74710	26	X-RAY MEASUREMENT OF PELVIS	Radiology	0.34	0.13	$125.28
74740	26	X-RAY, FEMALE GENITAL TRACT	Radiology	0.38	0.15	$125.28
74742	26	X-RAY, FALLOPIAN TUBE	Radiology	0.61	0.22	$125.28
74775	26	X-RAY EXAM OF PERINEUM	Radiology	0.62	0.25	$125.28

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
75552	26	MAGNETIC IMAGE, MYOCARDIUM	Radiology	1.60	0.62	$125.28
75553	26	MAGNETIC IMAGE, MYOCARDIUM	Radiology	2.00	0.66	$125.28
75554	26	CARDIAC MRI/FUNCTION	Radiology	1.83	0.68	$125.28
75555	26	CARDIAC MRI/LIMITED STUDY	Radiology	1.74	0.71	$125.28
75600	26	CONTRAST X-RAY EXAM OF AORTA	Radiology	0.49	0.22	$125.28
75605	26	CONTRAST X-RAY EXAM OF AORTA	Radiology	1.14	0.46	$125.28
75625	26	CONTRAST X-RAY EXAM OF AORTA	Radiology	1.14	0.44	$125.28
75630	26	X-RAY AORTA, LEG ARTERIES	Radiology	1.79	0.59	$125.28
75650	26	ARTERY X-RAYS, HEAD & NECK	Radiology	1.49	0.57	$125.28
75658	26	ARTERY X-RAYS, ARM	Radiology	1.31	0.55	$125.28
75660	26	ARTERY X-RAYS, HEAD & NECK	Radiology	1.31	0.51	$125.28
75662	26	ARTERY X-RAYS, HEAD & NECK	Radiology	1.66	0.68	$125.28
75665	26	ARTERY X-RAYS, HEAD & NECK	Radiology	1.31	0.51	$125.28
75671	26	ARTERY X-RAYS, HEAD & NECK	Radiology	1.66	0.64	$125.28
75676	26	ARTERY X-RAYS, NECK	Radiology	1.31	0.51	$125.28
75680	26	ARTERY X-RAYS, NECK	Radiology	1.66	0.64	$125.28
75685	26	ARTERY X-RAYS, SPINE	Radiology	1.31	0.50	$125.28
75705	26	ARTERY X-RAYS, SPINE	Radiology	2.18	0.84	$125.28
75710	26	ARTERY X-RAYS, ARM/LEG	Radiology	1.14	0.45	$125.28
75716	26	ARTERY X-RAYS, ARMS/LEGS	Radiology	1.31	0.50	$125.28
75722	26	ARTERY X-RAYS, KIDNEY	Radiology	1.14	0.46	$125.28
75724	26	ARTERY X-RAYS, KIDNEYS	Radiology	1.49	0.64	$125.28
75726	26	ARTERY X-RAYS, ABDOMEN	Radiology	1.14	0.43	$125.28
75731	26	ARTERY X-RAYS, ADRENAL GLAND	Radiology	1.14	0.43	$125.28
75733	26	ARTERY X-RAYS, ADRENALS	Radiology	1.31	0.51	$125.28
75736	26	ARTERY X-RAYS, PELVIS	Radiology	1.14	0.43	$125.28
75741	26	ARTERY X-RAYS, LUNG	Radiology	1.31	0.50	$125.28
75743	26	ARTERY X-RAYS, LUNGS	Radiology	1.66	0.63	$125.28
75746	26	ARTERY X-RAYS, LUNG	Radiology	1.14	0.43	$125.28
75756	26	ARTERY X-RAYS, CHEST	Radiology	1.14	0.51	$125.28
75774	26	ARTERY X-RAY, EACH VESSEL	Radiology	0.36	0.14	$125.28
75790	26	VISUALIZE A-V SHUNT	Radiology	1.84	0.71	$125.28
75801	26	LYMPH VESSEL X-RAY, ARM/LEG	Radiology	0.81	0.32	$125.28
75803	26	LYMPH VESSEL X-RAY,ARMS/LEGS	Radiology	1.17	0.44	$125.28
75805	26	LYMPH VESSEL X-RAY, TRUNK	Radiology	0.81	0.32	$125.28
75807	26	LYMPH VESSEL X-RAY, TRUNK	Radiology	1.17	0.44	$125.28
75809	26	NONVASCULAR SHUNT, X-RAY	Radiology	0.47	0.17	$125.28
75810	26	VEIN X-RAY, SPLEEN/LIVER	Radiology	1.14	0.43	$125.28
75820	26	VEIN X-RAY, ARM/LEG	Radiology	0.70	0.27	$125.28
75822	26	VEIN X-RAY, ARMS/LEGS	Radiology	1.06	0.40	$125.28
75825	26	VEIN X-RAY, TRUNK	Radiology	1.14	0.43	$125.28
75827	26	VEIN X-RAY, CHEST	Radiology	1.14	0.43	$125.28
75831	26	VEIN X-RAY, KIDNEY	Radiology	1.14	0.43	$125.28
75833	26	VEIN X-RAY, KIDNEYS	Radiology	1.49	0.57	$125.28
75840	26	VEIN X-RAY, ADRENAL GLAND	Radiology	1.14	0.43	$125.28
75842	26	VEIN X-RAY, ADRENAL GLANDS	Radiology	1.49	0.57	$125.28
75860	26	VEIN X-RAY, NECK	Radiology	1.14	0.44	$125.28
75870	26	VEIN X-RAY, SKULL	Radiology	1.14	0.43	$125.28
75872	26	VEIN X-RAY, SKULL	Radiology	1.14	0.43	$125.28
75880	26	VEIN X-RAY, EYE SOCKET	Radiology	0.70	0.27	$125.28
75885	26	VEIN X-RAY, LIVER	Radiology	1.44	0.54	$125.28
75887	26	VEIN X-RAY, LIVER	Radiology	1.44	0.54	$125.28
75889	26	VEIN X-RAY, LIVER	Radiology	1.14	0.43	$125.28
75891	26	VEIN X-RAY, LIVER	Radiology	1.14	0.43	$125.28
75893	26	VENOUS SAMPLING BY CATHETER	Radiology	0.54	0.21	$125.28
75894	26	X-RAYS, TRANSCATH THERAPY	Radiology	1.31	0.50	$125.28
75896	26	X-RAYS, TRANSCATH THERAPY	Radiology	1.31	0.52	$125.28
75898	26	FOLLOW-UP ANGIOGRAM	Radiology	1.65	0.64	$125.28
75900	26	ARTERIAL CATHETER EXCHANGE	Radiology	0.49	0.20	$125.28
75940	26	X-RAY PLACEMENT, VEIN FILTER	Radiology	0.54	0.21	$125.28
75945	26	INTRAVASCULAR US	Radiology	0.40	0.20	$125.28
75946	26	INTRAVASCULAR US ADD-ON	Radiology	0.40	0.20	$125.28

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
75960	26	TRANSCATHETER INTRO, STENT	Radiology	0.82	0.33	$125.28
75961	26	RETRIEVAL, BROKEN CATHETER	Radiology	4.25	1.63	$125.28
75962	26	REPAIR ARTERIAL BLOCKAGE	Radiology	0.54	0.22	$125.28
75964	26	REPAIR ARTERY BLOCKAGE, EACH	Radiology	0.36	0.14	$125.28
75966	26	REPAIR ARTERIAL BLOCKAGE	Radiology	1.31	0.54	$125.28
75968	26	REPAIR ARTERY BLOCKAGE, EACH	Radiology	0.36	0.15	$125.28
75970	26	VASCULAR BIOPSY	Radiology	0.83	0.34	$125.28
75978	26	REPAIR VENOUS BLOCKAGE	Radiology	0.54	0.34	$125.28
75980	26	CONTRAST XRAY EXAM BILE DUCT	Radiology	1.44	0.54	$125.28
75982	26	CONTRAST XRAY EXAM BILE DUCT	Radiology	1.44	0.54	$125.28
75984	26	XRAY CONTROL CATHETER CHANGE	Radiology	0.72	0.28	$125.28
75989	26	ABSCESS DRAINAGE UNDER X-RAY	Radiology	1.19	0.45	$125.28
75992	26	ATHERECTOMY, X-RAY EXAM	Radiology	0.54	0.23	$125.28
75993	26	ATHERECTOMY, X-RAY EXAM	Radiology	0.36	0.16	$125.28
75994	26	ATHERECTOMY, X-RAY EXAM	Radiology	1.31	0.54	$125.28
75995	26	ATHERECTOMY, X-RAY EXAM	Radiology	1.31	0.52	$125.28
75996	26	ATHERECTOMY, X-RAY EXAM	Radiology	0.36	0.15	$125.28
76000	26	FLUOROSCOPE EXAMINATION	Radiology	0.17	0.07	$125.28
76001	26	FLUOROSCOPE EXAM, EXTENSIVE	Radiology	0.67	0.27	$125.28
76003	26	NEEDLE LOCALIZATION BY X-RAY	Radiology	0.54	0.21	$125.28
76005	26	FLUOROGUIDE FOR SPINE INJECT	Radiology	0.60	0.17	$125.28
76006	0	X-RAY STRESS VIEW	Radiology	0.41	0.11	$125.28
76010	26	X-RAY, NOSE TO RECTUM	Radiology	0.18	0.07	$125.28
76020	26	X-RAYS FOR BONE AGE	Radiology	0.19	0.08	$125.28
76040	26	X-RAYS, BONE EVALUATION	Radiology	0.27	0.11	$125.28
76061	26	X-RAYS, BONE SURVEY	Radiology	0.45	0.17	$125.28
76062	26	X-RAYS, BONE SURVEY	Radiology	0.54	0.21	$125.28
76065	26	X-RAYS, BONE EVALUATION	Radiology	0.28	0.11	$125.28
76066	26	JOINT(S) SURVEY, SINGLE FILM	Radiology	0.31	0.13	$125.28
76070	26	CT SCAN, BONE DENSITY STUDY	Radiology	0.25	0.12	$125.28
76075	26	DUAL ENERGY X-RAY STUDY	Radiology	0.30	0.11	$125.28
76076	26	DUAL ENERGY X-RAY STUDY	Radiology	0.22	0.09	$125.28
76078	26	PHOTODENSITOMETRY	Radiology	0.20	0.09	$125.28
76080	26	X-RAY EXAM OF FISTULA	Radiology	0.54	0.21	$125.28
76086	26	X-RAY OF MAMMARY DUCT	Radiology	0.36	0.14	$125.28
76088	26	X-RAY OF MAMMARY DUCTS	Radiology	0.45	0.17	$125.28
76090	26	MAMMOGRAM, ONE BREAST	Radiology	0.58	0.15	$125.28
76091	26	MAMMOGRAM, BOTH BREASTS	Radiology	0.69	0.20	$125.28
76093	26	MAGNETIC IMAGE, BREAST	Radiology	1.63	0.62	$125.28
76094	26	MAGNETIC IMAGE, BOTH BREASTS	Radiology	1.63	0.62	$125.28
76095	26	STEREOTACTIC BREAST BIOPSY	Radiology	1.59	0.62	$125.28
76096	26	X-RAY OF NEEDLE WIRE, BREAST	Radiology	0.56	0.22	$125.28
76098	26	X-RAY EXAM, BREAST SPECIMEN	Radiology	0.16	0.07	$125.28
76100	26	X-RAY EXAM OF BODY SECTION	Radiology	0.58	0.23	$125.28
76101	26	COMPLEX BODY SECTION X-RAY	Radiology	0.58	0.23	$125.28
76102	26	COMPLEX BODY SECTION X-RAYS	Radiology	0.58	0.23	$125.28
76120	26	CINEMATIC X-RAYS	Radiology	0.38	0.16	$125.28
76125	26	CINEMATIC X-RAYS ADD-ON	Radiology	0.27	0.11	$125.28
76355	26	CAT SCAN FOR LOCALIZATION	Radiology	1.21	0.46	$125.28
76360	26	CAT SCAN FOR NEEDLE BIOPSY	Radiology	1.16	0.43	$125.28
76365	26	CAT SCAN FOR CYST ASPIRATION	Radiology	1.16	0.43	$125.28
76370	26	CAT SCAN FOR THERAPY GUIDE	Radiology	0.85	0.33	$125.28
76375	26	3D/HOLOGRAPH RECONSTR ADD-ON	Radiology	0.16	0.06	$125.28
76380	26	CAT SCAN FOLLOW-UP STUDY	Radiology	0.98	0.38	$125.28
76390	26	MR SPECTROSCOPY	Radiology	1.40	0.55	$125.28
76400	26	MAGNETIC IMAGE, BONE MARROW	Radiology	1.60	0.61	$125.28
76506	26	ECHO EXAM OF HEAD	Radiology	0.63	0.26	$125.28
76511	26	ECHO EXAM OF EYE	Radiology	0.94	0.35	$125.28
76512	26	ECHO EXAM OF EYE	Radiology	0.66	0.33	$125.28
76513	26	ECHO EXAM OF EYE, WATER BATH	Radiology	0.66	0.32	$125.28
76516	26	ECHO EXAM OF EYE	Radiology	0.54	0.27	$125.28
76519	26	ECHO EXAM OF EYE	Radiology	0.54	0.27	$125.28

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
76529	26	ECHO EXAM OF EYE	Radiology	0.57	0.29	$125.28
76536	26	ECHO EXAM OF HEAD AND NECK	Radiology	0.56	0.22	$125.28
76604	26	ECHO EXAM OF CHEST	Radiology	0.55	0.22	$125.28
76645	26	ECHO EXAM OF BREAST(S)	Radiology	0.54	0.21	$125.28
76700	26	ECHO EXAM OF ABDOMEN	Radiology	0.81	0.31	$125.28
76705	26	ECHO EXAM OF ABDOMEN	Radiology	0.59	0.23	$125.28
76770	26	ECHO EXAM ABDOMEN BACK WALL	Radiology	0.74	0.29	$125.28
76775	26	ECHO EXAM ABDOMEN BACK WALL	Radiology	0.58	0.23	$125.28
76778	26	ECHO EXAM KIDNEY TRANSPLANT	Radiology	0.74	0.29	$125.28
76800	26	ECHO EXAM SPINAL CANAL	Radiology	1.13	0.44	$125.28
76805	26	ECHO EXAM OF PREGNANT UTERUS	Radiology	0.99	0.40	$125.28
76810	26	ECHO EXAM OF PREGNANT UTERUS	Radiology	1.97	0.78	$125.28
76815	26	ECHO EXAM OF PREGNANT UTERUS	Radiology	0.65	0.27	$125.28
76816	26	ECHO EXAM FOLLOW-UP/REPEAT	Radiology	0.57	0.24	$125.28
76818	26	FETAL BIOPHYSICAL PROFILE	Radiology	0.77	0.32	$125.28
76825	26	ECHO EXAM OF FETAL HEART	Radiology	1.67	0.50	$125.28
76826	26	ECHO EXAM OF FETAL HEART	Radiology	0.83	0.52	$125.28
76827	26	ECHO EXAM OF FETAL HEART	Radiology	0.58	0.45	$125.28
76828	26	ECHO EXAM OF FETAL HEART	Radiology	0.56	0.26	$125.28
76830	26	ECHO EXAM, TRANSVAGINAL	Radiology	0.69	0.27	$125.28
76831	26	ECHO EXAM, UTERUS	Radiology	0.72	0.29	$125.28
76856	26	ECHO EXAM OF PELVIS	Radiology	0.69	0.27	$125.28
76857	26	ECHO EXAM OF PELVIS	Radiology	0.38	0.15	$125.28
76870	26	ECHO EXAM OF SCROTUM	Radiology	0.64	0.25	$125.28
76872	26	ECHO EXAM, TRANSRECTAL	Radiology	0.69	0.28	$125.28
76873	26	ECHOGRAP TRANS R, PROS STUDY	Radiology	1.38	0.43	$125.28
76880	26	ECHO EXAM OF EXTREMITY	Radiology	0.59	0.23	$125.28
76885	26	ECHO EXAM, INFANT HIPS	Radiology	0.74	0.28	$125.28
76886	26	ECHO EXAM, INFANT HIPS	Radiology	0.62	0.23	$125.28
76930	26	ECHO GUIDE FOR HEART SAC TAP	Radiology	0.67	0.30	$125.28
76932	26	ECHO GUIDE FOR HEART BIOPSY	Radiology	0.67	0.31	$125.28
76934	26	ECHO GUIDE FOR CHEST TAP	Radiology	0.67	0.26	$125.28
76936	26	ECHO GUIDE FOR ARTERY REPAIR	Radiology	1.99	0.98	$125.28
76938	26	ECHO EXAM FOR DRAINAGE	Radiology	0.67	0.26	$125.28
76941	26	ECHO GUIDE FOR TRANSFUSION	Radiology	1.34	0.59	$125.28
76942	26	ECHO GUIDE FOR BIOPSY	Radiology	0.67	0.27	$125.28
76945	26	ECHO GUIDE, VILLUS SAMPLING	Radiology	0.67	0.43	$125.28
76946	26	ECHO GUIDE FOR AMNIOCENTESIS	Radiology	0.38	0.16	$125.28
76948	26	ECHO GUIDE, OVA ASPIRATION	Radiology	0.38	0.15	$125.28
76950	26	ECHO GUIDANCE RADIOTHERAPY	Radiology	0.58	0.24	$125.28
76960	26	ECHO GUIDANCE RADIOTHERAPY	Radiology	0.58	0.24	$125.28
76965	26	ECHO GUIDANCE RADIOTHERAPY	Radiology	1.34	1.02	$125.28
76970	26	ULTRASOUND EXAM FOLLOW-UP	Radiology	0.40	0.16	$125.28
76975	26	GI ENDOSCOPIC ULTRASOUND	Radiology	0.81	0.32	$125.28
76977	26	US BONE DENSITY MEASURE	Radiology	0.05	0.02	$125.28
76986	26	ECHO EXAM AT SURGERY	Radiology	1.20	0.48	$125.28
77261	0	RADIATION THERAPY PLANNING	Radiology	1.39	0.59	$125.28
77262	0	RADIATION THERAPY PLANNING	Radiology	2.11	0.89	$125.28
77263	0	RADIATION THERAPY PLANNING	Radiology	3.14	1.33	$125.28
77280	26	SET RADIATION THERAPY FIELD	Radiology	0.70	0.29	$125.28
77285	26	SET RADIATION THERAPY FIELD	Radiology	1.05	0.42	$125.28
77290	26	SET RADIATION THERAPY FIELD	Radiology	1.56	0.64	$125.28
77295	26	SET RADIATION THERAPY FIELD	Radiology	4.57	1.87	$125.28
77300	26	RADIATION THERAPY DOSE PLAN	Radiology	0.62	0.25	$125.28
77305	26	RADIATION THERAPY DOSE PLAN	Radiology	0.70	0.29	$125.28
77310	26	RADIATION THERAPY DOSE PLAN	Radiology	1.05	0.42	$125.28
77315	26	RADIATION THERAPY DOSE PLAN	Radiology	1.56	0.64	$125.28
77321	26	RADIATION THERAPY PORT PLAN	Radiology	0.95	0.39	$125.28
77326	26	RADIATION THERAPY DOSE PLAN	Radiology	0.93	0.38	$125.28
77327	26	RADIATION THERAPY DOSE PLAN	Radiology	1.39	0.56	$125.28
77328	26	RADIATION THERAPY DOSE PLAN	Radiology	2.09	0.84	$125.28
77331	26	SPECIAL RADIATION DOSIMETRY	Radiology	0.87	0.35	$125.28

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

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CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
77332	26	RADIATION TREATMENT AID(S)	Radiology	0.54	0.22	$125.28
77333	26	RADIATION TREATMENT AID(S)	Radiology	0.84	0.34	$125.28
77334	26	RADIATION TREATMENT AID(S)	Radiology	1.24	0.50	$125.28
77427	0	RADIATION TX MANAGEMENT, X5	Radiology	3.31	1.08	$125.28
77431	0	RADIATION THERAPY MANAGEMENT	Radiology	1.81	0.79	$125.28
77432	0	STEREOTACTIC RADIATION TRMT	Radiology	7.93	4.15	$125.28
77470	26	SPECIAL RADIATION TREATMENT	Radiology	2.09	0.85	$125.28
77600	26	HYPERTHERMIA TREATMENT	Radiology	1.56	0.62	$125.28
77605	26	HYPERTHERMIA TREATMENT	Radiology	2.09	0.87	$125.28
77610	26	HYPERTHERMIA TREATMENT	Radiology	1.56	0.62	$125.28
77615	26	HYPERTHERMIA TREATMENT	Radiology	2.09	0.84	$125.28
77620	26	HYPERTHERMIA TREATMENT	Radiology	1.56	0.68	$125.28
77750	26	INFUSE RADIOACTIVE MATERIALS	Radiology	4.91	1.90	$125.28
77761	26	RADIOELEMENT APPLICATION	Radiology	3.81	1.41	$125.28
77762	26	RADIOELEMENT APPLICATION	Radiology	5.72	2.25	$125.28
77763	26	RADIOELEMENT APPLICATION	Radiology	8.57	3.35	$125.28
77776	26	RADIOELEMENT APPLICATION	Radiology	4.66	1.70	$125.28
77777	26	RADIOELEMENT APPLICATION	Radiology	7.48	2.96	$125.28
77778	26	RADIOELEMENT APPLICATION	Radiology	11.19	4.35	$125.28
77781	26	HIGH INTENSITY BRACHYTHERAPY	Radiology	1.66	0.65	$125.28
77782	26	HIGH INTENSITY BRACHYTHERAPY	Radiology	2.49	0.98	$125.28
77783	26	HIGH INTENSITY BRACHYTHERAPY	Radiology	3.73	1.45	$125.28
77784	26	HIGH INTENSITY BRACHYTHERAPY	Radiology	5.61	2.18	$125.28
77789	26	RADIOELEMENT APPLICATION	Radiology	1.12	0.44	$125.28
77790	26	RADIOELEMENT HANDLING	Radiology	1.05	0.42	$125.28
78000	26	THYROID, SINGLE UPTAKE	Radiology	0.19	0.08	$125.28
78001	26	THYROID, MULTIPLE UPTAKES	Radiology	0.26	0.10	$125.28
78003	26	THYROID SUPPRESS/STIMUL	Radiology	0.33	0.13	$125.28
78006	26	THYROID IMAGING WITH UPTAKE	Radiology	0.49	0.19	$125.28
78007	26	THYROID IMAGE, MULT UPTAKES	Radiology	0.50	0.20	$125.28
78010	26	THYROID IMAGING	Radiology	0.39	0.15	$125.28
78011	26	THYROID IMAGING WITH FLOW	Radiology	0.45	0.18	$125.28
78015	26	THYROID MET IMAGING	Radiology	0.67	0.27	$125.28
78016	26	THYROID MET IMAGING/STUDIES	Radiology	0.82	0.33	$125.28
78018	26	THYROID MET IMAGING, BODY	Radiology	0.86	0.36	$125.28
78020	26	THYROID MET UPTAKE	Radiology	0.60	0.23	$125.28
78070	26	PARATHYROID NUCLEAR IMAGING	Radiology	0.82	0.24	$125.28
78075	26	ADRENAL NUCLEAR IMAGING	Radiology	0.74	0.30	$125.28
78102	26	BONE MARROW IMAGING, LTD	Radiology	0.55	0.22	$125.28
78103	26	BONE MARROW IMAGING, MULT	Radiology	0.75	0.30	$125.28
78104	26	BONE MARROW IMAGING, BODY	Radiology	0.80	0.32	$125.28
78110	26	PLASMA VOLUME, SINGLE	Radiology	0.19	0.08	$125.28
78111	26	PLASMA VOLUME, MULTIPLE	Radiology	0.22	0.09	$125.28
78120	26	RED CELL MASS, SINGLE	Radiology	0.23	0.10	$125.28
78121	26	RED CELL MASS, MULTIPLE	Radiology	0.32	0.13	$125.28
78122	26	BLOOD VOLUME	Radiology	0.45	0.18	$125.28
78130	26	RED CELL SURVIVAL STUDY	Radiology	0.61	0.24	$125.28
78135	26	RED CELL SURVIVAL KINETICS	Radiology	0.64	0.25	$125.28
78140	26	RED CELL SEQUESTRATION	Radiology	0.61	0.24	$125.28
78160	26	PLASMA IRON TURNOVER	Radiology	0.33	0.13	$125.28
78162	26	IRON ABSORPTION EXAM	Radiology	0.45	0.20	$125.28
78170	26	RED CELL IRON UTILIZATION	Radiology	0.41	0.16	$125.28
78172	26	TOTAL BODY IRON ESTIMATION	Radiology	0.53	0.22	$125.28
78185	26	SPLEEN IMAGING	Radiology	0.40	0.16	$125.28
78190	26	PLATELET SURVIVAL, KINETICS	Radiology	1.09	0.46	$125.28
78191	26	PLATELET SURVIVAL	Radiology	0.61	0.24	$125.28
78195	26	LYMPH SYSTEM IMAGING	Radiology	1.20	0.35	$125.28
78201	26	LIVER IMAGING	Radiology	0.44	0.17	$125.28
78202	26	LIVER IMAGING WITH FLOW	Radiology	0.51	0.20	$125.28
78205	26	LIVER IMAGING (3D)	Radiology	0.71	0.28	$125.28
78206	26	LIVER IMAGE (3D) W/FLOW	Radiology	0.96	0.28	$125.28
78215	26	LIVER AND SPLEEN IMAGING	Radiology	0.49	0.19	$125.28

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
78216	26	LIVER & SPLEEN IMAGE/FLOW	Radiology	0.57	0.22	$125.28
78220	26	LIVER FUNCTION STUDY	Radiology	0.49	0.19	$125.28
78223	26	HEPATOBILIARY IMAGING	Radiology	0.84	0.32	$125.28
78230	26	SALIVARY GLAND IMAGING	Radiology	0.45	0.19	$125.28
78231	26	SERIAL SALIVARY IMAGING	Radiology	0.52	0.21	$125.28
78232	26	SALIVARY GLAND FUNCTION EXAM	Radiology	0.47	0.19	$125.28
78258	26	ESOPHAGEAL MOTILITY STUDY	Radiology	0.74	0.29	$125.28
78261	26	GASTRIC MUCOSA IMAGING	Radiology	0.69	0.28	$125.28
78262	26	GASTROESOPHAGEAL REFLUX EXAM	Radiology	0.68	0.27	$125.28
78264	26	GASTRIC EMPTYING STUDY	Radiology	0.78	0.31	$125.28
78270	26	VIT B-12 ABSORPTION EXAM	Radiology	0.20	0.09	$125.28
78271	26	VIT B-12 ABSORP EXAM, IF	Radiology	0.20	0.09	$125.28
78272	26	VIT B-12 ABSORP, COMBINED	Radiology	0.27	0.11	$125.28
78278	26	ACUTE GI BLOOD LOSS IMAGING	Radiology	0.99	0.39	$125.28
78282	26	GI PROTEIN LOSS EXAM	Radiology	0.38	0.15	$125.28
78290	26	MECKEL'S DIVERT EXAM	Radiology	0.68	0.27	$125.28
78291	26	LEVEEN/SHUNT PATENCY EXAM	Radiology	0.88	0.34	$125.28
78300	26	BONE IMAGING, LIMITED AREA	Radiology	0.62	0.24	$125.28
78305	26	BONE IMAGING, MULTIPLE AREAS	Radiology	0.83	0.32	$125.28
78306	26	BONE IMAGING, WHOLE BODY	Radiology	0.86	0.33	$125.28
78315	26	BONE IMAGING, 3 PHASE	Radiology	1.02	0.39	$125.28
78320	26	BONE IMAGING (3D)	Radiology	1.04	0.40	$125.28
78350	26	BONE MINERAL, SINGLE PHOTON	Radiology	0.22	0.09	$125.28
78414	26	NON-IMAGING HEART FUNCTION	Radiology	0.45	0.19	$125.28
78428	26	CARDIAC SHUNT IMAGING	Radiology	0.78	0.35	$125.28
78445	26	VASCULAR FLOW IMAGING	Radiology	0.49	0.20	$125.28
78455	26	VENOUS THROMBOSIS STUDY	Radiology	0.73	0.29	$125.28
78456	26	ACUTE VENOUS THROMBUS IMAGE	Radiology	1.00	0.30	$125.28
78457	26	VENOUS THROMBOSIS IMAGING	Radiology	0.77	0.30	$125.28
78458	26	VEN THROMBOSIS IMAGES, BILAT	Radiology	0.90	0.35	$125.28
78459	26	HEART MUSCLE IMAGING (PET)	Radiology	1.88	1.09	$125.28
78460	26	HEART MUSCLE BLOOD, SINGLE	Radiology	0.86	0.34	$125.28
78461	26	HEART MUSCLE BLOOD, MULTIPLE	Radiology	1.23	0.50	$125.28
78464	26	HEART IMAGE (3D), SINGLE	Radiology	1.09	0.43	$125.28
78465	26	HEART IMAGE (3D), MULTIPLE	Radiology	1.46	0.60	$125.28
78466	26	HEART INFARCT IMAGE	Radiology	0.69	0.28	$125.28
78468	26	HEART INFARCT IMAGE (EF)	Radiology	0.80	0.31	$125.28
78469	26	HEART INFARCT IMAGE (3D)	Radiology	0.92	0.37	$125.28
78472	26	GATED HEART, PLANAR, SINGLE	Radiology	0.98	0.40	$125.28
78473	26	GATED HEART, MULTIPLE	Radiology	1.47	0.59	$125.28
78478	26	HEART WALL MOTION ADD-ON	Radiology	0.62	0.26	$125.28
78480	26	HEART FUNCTION ADD-ON	Radiology	0.62	0.26	$125.28
78481	26	HEART FIRST PASS, SINGLE	Radiology	0.98	0.41	$125.28
78483	26	HEART FIRST PASS, MULTIPLE	Radiology	1.47	0.63	$125.28
78491	26	HEART IMAGE (PET), SINGLE	Radiology	1.50	1.02	$125.28
78492	26	HEART IMAGE (PET), MULTIPLE	Radiology	1.87	1.09	$125.28
78494	26	HEART IMAGE, SPECT	Radiology	1.19	0.37	$125.28
78496	26	HEART FIRST PASS ADD-ON	Radiology	0.50	0.19	$125.28
78580	26	LUNG PERFUSION IMAGING	Radiology	0.74	0.29	$125.28
78584	26	LUNG V/Q IMAGE SINGLE BREATH	Radiology	0.99	0.38	$125.28
78585	26	LUNG V/Q IMAGING	Radiology	1.09	0.41	$125.28
78586	26	AEROSOL LUNG IMAGE, SINGLE	Radiology	0.40	0.16	$125.28
78587	26	AEROSOL LUNG IMAGE, MULTIPLE	Radiology	0.49	0.19	$125.28
78588	26	PERFUSION LUNG IMAGE	Radiology	1.09	0.31	$125.28
78591	26	VENT IMAGE, 1 BREATH, 1 PROJ	Radiology	0.40	0.16	$125.28
78593	26	VENT IMAGE, 1 PROJ, GAS	Radiology	0.49	0.19	$125.28
78594	26	VENT IMAGE, MULT PROJ, GAS	Radiology	0.53	0.21	$125.28
78596	26	LUNG DIFFERENTIAL FUNCTION	Radiology	1.27	0.49	$125.28
78600	26	BRAIN IMAGING, LTD STATIC	Radiology	0.44	0.18	$125.28
78601	26	BRAIN IMAGING, LTD W/ FLOW	Radiology	0.51	0.20	$125.28
78605	26	BRAIN IMAGING, COMPLETE	Radiology	0.53	0.22	$125.28
78606	26	BRAIN IMAGING, COMPL W/FLOW	Radiology	0.64	0.25	$125.28

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
78607	26	BRAIN IMAGING (3D)	Radiology	1.23	0.48	$125.28
78610	26	BRAIN FLOW IMAGING ONLY	Radiology	0.30	0.12	$125.28
78615	26	CEREBRAL BLOOD FLOW IMAGING	Radiology	0.42	0.18	$125.28
78630	26	CEREBROSPINAL FLUID SCAN	Radiology	0.68	0.27	$125.28
78635	26	CSF VENTRICULOGRAPHY	Radiology	0.61	0.28	$125.28
78645	26	CSF SHUNT EVALUATION	Radiology	0.57	0.22	$125.28
78647	26	CEREBROSPINAL FLUID SCAN	Radiology	0.90	0.35	$125.28
78650	26	CSF LEAKAGE IMAGING	Radiology	0.61	0.24	$125.28
78660	26	NUCLEAR EXAM OF TEAR FLOW	Radiology	0.53	0.21	$125.28
78700	26	KIDNEY IMAGING, STATIC	Radiology	0.45	0.17	$125.28
78701	26	KIDNEY IMAGING WITH FLOW	Radiology	0.49	0.19	$125.28
78704	26	IMAGING RENOGRAM	Radiology	0.74	0.29	$125.28
78707	26	KIDNEY FLOW/FUNCTION IMAGE	Radiology	0.96	0.37	$125.28
78708	26	KIDNEY FLOW/FUNCTION IMAGE	Radiology	1.21	0.40	$125.28
78709	26	KIDNEY FLOW/FUNCTION IMAGE	Radiology	1.41	0.43	$125.28
78710	26	KIDNEY IMAGING (3D)	Radiology	0.66	0.26	$125.28
78715	26	RENAL VASCULAR FLOW EXAM	Radiology	0.30	0.13	$125.28
78725	26	KIDNEY FUNCTION STUDY	Radiology	0.38	0.15	$125.28
78730	26	URINARY BLADDER RETENTION	Radiology	0.36	0.15	$125.28
78740	26	URETERAL REFLUX STUDY	Radiology	0.57	0.22	$125.28
78760	26	TESTICULAR IMAGING	Radiology	0.66	0.26	$125.28
78761	26	TESTICULAR IMAGING/FLOW	Radiology	0.71	0.28	$125.28
78800	26	TUMOR IMAGING, LIMITED AREA	Radiology	0.66	0.26	$125.28
78801	26	TUMOR IMAGING, MULT AREAS	Radiology	0.79	0.31	$125.28
78802	26	TUMOR IMAGING, WHOLE BODY	Radiology	0.86	0.34	$125.28
78803	26	TUMOR IMAGING (3D)	Radiology	1.09	0.43	$125.28
78805	26	ABSCESS IMAGING, LTD AREA	Radiology	0.73	0.29	$125.28
78806	26	ABSCESS IMAGING, WHOLE BODY	Radiology	0.86	0.33	$125.28
78807	26	NUCLEAR LOCALIZATION/ABSCESS	Radiology	1.09	0.42	$125.28
78810	26	TUMOR IMAGING (PET)	Radiology	1.93	1.12	$125.28
78890	26	NUCLEAR MEDICINE DATA PROC	Radiology	0.05	0.02	$125.28
78891	26	NUCLEAR MED DATA PROC	Radiology	0.10	0.05	$125.28
79000	26	INIT HYPERTHYROID THERAPY	Radiology	1.80	0.70	$125.28
79001	26	REPEAT HYPERTHYROID THERAPY	Radiology	1.05	0.41	$125.28
79020	26	THYROID ABLATION	Radiology	1.81	0.70	$125.28
79030	26	THYROID ABLATION, CARCINOMA	Radiology	2.10	0.82	$125.28
79035	26	THYROID METASTATIC THERAPY	Radiology	2.52	1.00	$125.28
79100	26	HEMATOPOETIC NUCLEAR THERAPY	Radiology	1.32	0.52	$125.28
79200	26	INTRACAVITARY NUCLEAR TRMT	Radiology	1.99	0.79	$125.28
79300	26	INTERSTITIAL NUCLEAR THERAPY	Radiology	1.60	0.63	$125.28
79400	26	NONHEMATO NUCLEAR THERAPY	Radiology	1.96	0.76	$125.28
79420	26	INTRAVASCULAR NUCLEAR THER	Radiology	1.51	0.60	$125.28
79440	26	NUCLEAR JOINT THERAPY	Radiology	1.99	0.79	$125.28
90780	0	IV INFUSION THERAPY, 1 HOUR	Therapeutic Injections	0.00	1.14	$141.10
90781	0	IV INFUSION, ADDITIONAL HOUR	Therapeutic Injections	0.00	0.57	$141.10
90782	0	INJECTION, SC/IM	Therapeutic Injections	0.00	0.11	$141.10
90783	0	INJECTION, IA	Therapeutic Injections	0.00	0.42	$141.10
90784	0	INJECTION, IV	Therapeutic Injections	0.00	0.49	$141.10
90788	0	INJECTION OF ANTIBIOTIC	Therapeutic Injections	0.00	0.12	$141.10
90801	0	PSY DX INTERVIEW	Outpatient Psych/Alcohol & Drug Abuse	2.80	0.93	$51.78
90802	0	INTAC PSY DX INTERVIEW	Outpatient Psych/Alcohol & Drug Abuse	3.01	0.78	$51.78
90804	0	PSYTX, OFFICE, 20-30 MIN	Outpatient Psych/Alcohol & Drug Abuse	1.21	0.45	$51.78
90805	0	PSYTX, OFF, 20-30 MIN W/E&M	Outpatient Psych/Alcohol & Drug Abuse	1.37	0.48	$51.78
90806	0	PSYTX, OFF, 45-50 MIN	Outpatient Psych/Alcohol & Drug Abuse	1.86	0.68	$51.78
90807	0	PSYTX, OFF, 45-50 MIN W/E&M	Outpatient Psych/Alcohol & Drug Abuse	2.02	0.68	$51.78

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
90808	0	PSYTX, OFFICE, 75-80 MIN	Outpatient Psych/Alcohol & Drug Abuse	2.79	1.12	$51.78
90809	0	PSYTX, OFF, 75-80, W/E&M	Outpatient Psych/Alcohol & Drug Abuse	2.95	1.11	$51.78
90810	0	INTAC PSYTX, OFF, 20-30 MIN	Outpatient Psych/Alcohol & Drug Abuse	1.32	0.60	$51.78
90811	0	INTAC PSYTX, 20-30, W/E&M	Outpatient Psych/Alcohol & Drug Abuse	1.48	0.62	$51.78
90812	0	INTAC PSYTX, OFF, 45-50 MIN	Outpatient Psych/Alcohol & Drug Abuse	1.97	0.74	$51.78
90813	0	INTAC PSYTX, 45-50 MIN W/E&M	Outpatient Psych/Alcohol & Drug Abuse	2.13	0.73	$51.78
90814	0	INTAC PSYTX, OFF, 75-80 MIN	Outpatient Psych/Alcohol & Drug Abuse	2.90	0.91	$51.78
90815	0	INTAC PSYTX, 75-80 W/E&M	Outpatient Psych/Alcohol & Drug Abuse	3.06	0.91	$51.78
90816	0	PSYTX, HOSP, 20-30 MIN	Outpatient Psych/Alcohol & Drug Abuse	1.25	0.48	$51.78
90817	0	PSYTX, HOSP, 20-30 MIN W/E&M	Outpatient Psych/Alcohol & Drug Abuse	1.41	0.49	$51.78
90818	0	PSYTX, HOSP, 45-50 MIN	Outpatient Psych/Alcohol & Drug Abuse	1.89	0.70	$51.78
90819	0	PSYTX, HOSP, 45-50 MIN W/E&M	Outpatient Psych/Alcohol & Drug Abuse	2.05	0.70	$51.78
90821	0	PSYTX, HOSP, 75-80 MIN	Outpatient Psych/Alcohol & Drug Abuse	2.83	1.15	$51.78
90822	0	PSYTX, HOSP, 75-80 MIN W/E&M	Outpatient Psych/Alcohol & Drug Abuse	2.99	1.12	$51.78
90823	0	INTAC PSYTX, HOSP, 20-30 MIN	Outpatient Psych/Alcohol & Drug Abuse	1.36	0.66	$51.78
90824	0	INTAC PSYTX, HSP 20-30 W/E&M	Outpatient Psych/Alcohol & Drug Abuse	1.52	0.65	$51.78
90826	0	INTAC PSYTX, HOSP, 45-50 MIN	Outpatient Psych/Alcohol & Drug Abuse	2.01	0.78	$51.78
90827	0	INTAC PSYTX, HSP 45-50 W/E&M	Outpatient Psych/Alcohol & Drug Abuse	2.16	0.76	$51.78
90828	0	INTAC PSYTX, HOSP, 75-80 MIN	Outpatient Psych/Alcohol & Drug Abuse	2.94	0.96	$51.78
90829	0	INTAC PSYTX, HSP 75-80 W/E&M	Outpatient Psych/Alcohol & Drug Abuse	3.10	0.91	$51.78
90845	0	PSYCHOANALYSIS	Outpatient Psych/Alcohol & Drug Abuse	1.79	0.56	$51.78
90846	0	FAMILY PSYTX W/O PATIENT	Outpatient Psych/Alcohol & Drug Abuse	1.83	0.71	$51.78
90847	0	FAMILY PSYTX W/PATIENT	Outpatient Psych/Alcohol & Drug Abuse	2.21	0.74	$51.78
90849	0	MULTIPLE FAMILY GROUP PSYTX	Outpatient Psych/Alcohol & Drug Abuse	0.59	0.30	$51.78
90853	0	GROUP PSYCHOTHERAPY	Outpatient Psych/Alcohol & Drug Abuse	0.59	0.31	$51.78
90857	0	INTAC GROUP PSYTX	Outpatient Psych/Alcohol & Drug Abuse	0.63	0.25	$51.78
90862	0	MEDICATION MANAGEMENT	Outpatient Psych/Alcohol & Drug Abuse	0.95	0.41	$51.78
90865	0	NARCOSYNTHESIS	Outpatient Psych/Alcohol & Drug Abuse	2.84	0.94	$51.78
90870	0	ELECTROCONVULSIVE THERAPY	Outpatient Psych/Alcohol & Drug Abuse	1.88	0.59	$51.78
90871	0	ELECTROCONVULSIVE THERAPY	Outpatient Psych/Alcohol & Drug Abuse	2.72	0.88	$51.78
90875	0	PSYCHOPHYSIOLOGICAL THERAPY	Outpatient Psych/Alcohol & Drug Abuse	1.20	0.81	$51.78

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
90876	0	PSYCHOPHYSIOLOGICAL THERAPY	Outpatient Psych/Alcohol & Drug Abuse	1.90	1.08	$51.78
90880	0	HYPNOTHERAPY	Outpatient Psych/Alcohol & Drug Abuse	2.19	0.79	$51.78
90885	0	PSY EVALUATION OF RECORDS	Outpatient Psych/Alcohol & Drug Abuse	0.97	0.36	$51.78
90887	0	CONSULTATION WITH FAMILY	Outpatient Psych/Alcohol & Drug Abuse	1.48	0.57	$51.78
90918	0	ESRD RELATED SERVICES, MONTH	Miscellaneous Medical	11.18	3.78	$85.22
90919	0	ESRD RELATED SERVICES, MONTH	Miscellaneous Medical	8.54	3.32	$85.22
90920	0	ESRD RELATED SERVICES, MONTH	Miscellaneous Medical	7.27	2.99	$85.22
90921	0	ESRD RELATED SERVICES, MONTH	Miscellaneous Medical	4.47	2.45	$85.22
90922	0	ESRD RELATED SERVICES, DAY	Miscellaneous Medical	0.37	0.12	$85.22
90923	0	ESRD RELATED SERVICES, DAY	Miscellaneous Medical	0.28	0.11	$85.22
90924	0	ESRD RELATED SERVICES, DAY	Miscellaneous Medical	0.24	0.10	$85.22
90925	0	ESRD RELATED SERVICES, DAY	Miscellaneous Medical	0.15	0.08	$85.22
90935	0	HEMODIALYSIS, ONE EVALUATION	Miscellaneous Medical	1.22	0.93	$85.22
90937	0	HEMODIALYSIS, REPEATED EVAL	Miscellaneous Medical	2.11	1.61	$85.22
90945	0	DIALYSIS, ONE EVALUATION	Miscellaneous Medical	1.28	0.90	$85.22
90947	0	DIALYSIS, REPEATED EVAL	Miscellaneous Medical	2.16	1.49	$85.22
90997	0	HEMOPERFUSION	Miscellaneous Medical	1.84	1.41	$85.22
91000	26	ESOPHAGEAL INTUBATION	Miscellaneous Medical	0.73	0.45	$85.22
91010	26	ESOPHAGUS MOTILITY STUDY	Miscellaneous Medical	1.25	0.97	$85.22
91011	26	ESOPHAGUS MOTILITY STUDY	Miscellaneous Medical	1.50	1.16	$85.22
91012	26	ESOPHAGUS MOTILITY STUDY	Miscellaneous Medical	1.46	1.13	$85.22
91020	26	GASTRIC MOTILITY	Miscellaneous Medical	1.44	1.10	$85.22
91030	26	ACID PERFUSION OF ESOPHAGUS	Miscellaneous Medical	0.91	0.35	$85.22
91032	26	ESOPHAGUS, ACID REFLUX TEST	Miscellaneous Medical	1.21	0.89	$85.22
91033	26	PROLONGED ACID REFLUX TEST	Miscellaneous Medical	1.30	1.00	$85.22
91052	26	GASTRIC ANALYSIS TEST	Miscellaneous Medical	0.79	0.41	$85.22
91055	26	GASTRIC INTUBATION FOR SMEAR	Miscellaneous Medical	0.94	0.41	$85.22
91060	26	GASTRIC SALINE LOAD TEST	Miscellaneous Medical	0.45	0.35	$85.22
91065	26	BREATH HYDROGEN TEST	Miscellaneous Medical	0.20	0.16	$85.22
91100	0	PASS INTESTINE BLEEDING TUBE	Miscellaneous Medical	1.08	0.45	$85.22
91105	0	GASTRIC INTUBATION TREATMENT	Miscellaneous Medical	0.37	0.27	$85.22
91122	26	ANAL PRESSURE RECORD	Miscellaneous Medical	1.77	0.89	$85.22
92002	0	EYE EXAM, NEW PATIENT	Vision Exams	0.88	0.81	$41.26
92004	0	EYE EXAM, NEW PATIENT	Vision Exams	1.67	1.15	$41.26
92012	0	EYE EXAM ESTABLISHED PAT	Vision Exams	0.67	0.77	$41.26
92014	0	EYE EXAM & TREATMENT	Vision Exams	1.10	0.97	$41.26
92015	0	REFRACTION	Vision Exams	0.38	0.91	$41.26
92018	0	NEW EYE EXAM & TREATMENT	Miscellaneous Medical	1.51	0.62	$85.22
92019	0	EYE EXAM & TREATMENT	Miscellaneous Medical	1.31	0.43	$85.22
92020	0	SPECIAL EYE EVALUATION	Miscellaneous Medical	0.37	0.52	$85.22
92060	26	SPECIAL EYE EVALUATION	Miscellaneous Medical	0.69	0.26	$85.22
92065	26	ORTHOPTIC/PLEOPTIC TRAINING	Miscellaneous Medical	0.37	0.19	$85.22
92070	0	FITTING OF CONTACT LENS	Miscellaneous Medical	0.70	1.16	$85.22
92081	26	VISUAL FIELD EXAMINATION(S)	Miscellaneous Medical	0.36	0.17	$85.22
92082	26	VISUAL FIELD EXAMINATION(S)	Miscellaneous Medical	0.44	0.27	$85.22
92083	26	VISUAL FIELD EXAMINATION(S)	Miscellaneous Medical	0.50	0.42	$85.22
92100	0	SERIAL TONOMETRY EXAM(S)	Miscellaneous Medical	0.92	0.52	$85.22
92120	0	TONOGRAPHY & EYE EVALUATION	Miscellaneous Medical	0.81	0.54	$85.22
92130	0	WATER PROVOCATION TONOGRAPHY	Miscellaneous Medical	0.81	0.69	$85.22
92135	26	OPTHALMIC DX IMAGING	Miscellaneous Medical	0.35	0.17	$85.22
92140	0	GLAUCOMA PROVOCATIVE TESTS	Miscellaneous Medical	0.50	0.60	$85.22
92225	0	SPECIAL EYE EXAM, INITIAL	Miscellaneous Medical	0.38	1.15	$85.22
92226	0	SPECIAL EYE EXAM, SUBSEQUENT	Miscellaneous Medical	0.33	1.18	$85.22
92230	0	EYE EXAM WITH PHOTOS	Miscellaneous Medical	0.60	1.08	$85.22
92235	26	EYE EXAM WITH PHOTOS	Miscellaneous Medical	0.81	0.53	$85.22
92240	26	ICG ANGIOGRAPHY	Miscellaneous Medical	1.10	0.60	$85.22
92250	26	EYE EXAM WITH PHOTOS	Miscellaneous Medical	0.44	0.24	$85.22
92260	0	OPHTHALMOSCOPY/DYNAMOMETRY	Miscellaneous Medical	0.20	0.40	$85.22

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
92265	26	EYE MUSCLE EVALUATION	Miscellaneous Medical	0.81	0.19	$85.22
92270	26	ELECTRO-OCULOGRAPHY	Miscellaneous Medical	0.81	0.37	$85.22
92275	26	ELECTRORETINOGRAPHY	Miscellaneous Medical	1.01	0.50	$85.22
92283	26	COLOR VISION EXAMINATION	Miscellaneous Medical	0.17	0.13	$85.22
92284	26	DARK ADAPTATION EYE EXAM	Miscellaneous Medical	0.24	0.20	$85.22
92285	26	EYE PHOTOGRAPHY	Miscellaneous Medical	0.20	0.15	$85.22
92286	26	INTERNAL EYE PHOTOGRAPHY	Miscellaneous Medical	0.66	0.61	$85.22
92287	0	INTERNAL EYE PHOTOGRAPHY	Miscellaneous Medical	0.81	1.87	$85.22
92310	0	CONTACT LENS FITTING	Vision Exams	1.17	1.19	$41.26
92311	0	CONTACT LENS FITTING	Miscellaneous Medical	1.08	1.01	$85.22
92312	0	CONTACT LENS FITTING	Miscellaneous Medical	1.26	1.13	$85.22
92313	0	CONTACT LENS FITTING	Miscellaneous Medical	0.92	0.95	$85.22
92314	0	PRESCRIPTION OF CONTACT LENS	Vision Exams	0.69	0.80	$41.26
92315	0	PRESCRIPTION OF CONTACT LENS	Miscellaneous Medical	0.45	0.73	$85.22
92316	0	PRESCRIPTION OF CONTACT LENS	Miscellaneous Medical	0.68	0.92	$85.22
92317	0	PRESCRIPTION OF CONTACT LENS	Miscellaneous Medical	0.45	0.68	$85.22
92325	0	MODIFICATION OF CONTACT LENS	Vision Exams	0.00	0.39	$41.26
92326	0	REPLACEMENT OF CONTACT LENS	Vision Exams	0.00	1.03	$41.26
92330	0	FITTING OF ARTIFICIAL EYE	Miscellaneous Medical	1.08	1.02	$85.22
92335	0	FITTING OF ARTIFICIAL EYE	Miscellaneous Medical	0.45	1.50	$85.22
92340	0	FITTING OF SPECTACLES	Vision Exams	0.37	0.52	$41.26
92341	0	FITTING OF SPECTACLES	Vision Exams	0.47	0.60	$41.26
92342	0	FITTING OF SPECTACLES	Vision Exams	0.53	0.65	$41.26
92352	0	SPECIAL SPECTACLES FITTING	Miscellaneous Medical	0.37	0.46	$85.22
92353	0	SPECIAL SPECTACLES FITTING	Miscellaneous Medical	0.50	0.53	$85.22
92354	0	SPECIAL SPECTACLES FITTING	Miscellaneous Medical	0.00	4.84	$85.22
92355	0	SPECIAL SPECTACLES FITTING	Miscellaneous Medical	0.00	2.50	$85.22
92358	0	EYE PROSTHESIS SERVICE	Miscellaneous Medical	0.00	0.67	$85.22
92370	0	REPAIR & ADJUST SPECTACLES	Miscellaneous Medical	0.32	0.42	$85.22
92371	0	REPAIR & ADJUST SPECTACLES	Miscellaneous Medical	0.00	0.49	$85.22
92392	0	SUPPLY OF LOW VISION AIDS	Miscellaneous Medical	0.00	2.26	$85.22
92393	0	SUPPLY OF ARTIFICIAL EYE	Miscellaneous Medical	0.00	6.66	$85.22
92395	0	SUPPLY OF SPECTACLES	Miscellaneous Medical	0.00	0.88	$85.22
92396	0	SUPPLY OF CONTACT LENSES	Miscellaneous Medical	0.00	1.36	$85.22
92502	0	EAR AND THROAT EXAMINATION	Miscellaneous Medical	1.51	1.20	$85.22
92504	0	EAR MICROSCOPY EXAMINATION	Miscellaneous Medical	0.18	0.52	$85.22
92511	0	NASOPHARYNGOSCOPY	Miscellaneous Medical	0.84	0.95	$85.22
92512	0	NASAL FUNCTION STUDIES	Miscellaneous Medical	0.55	0.69	$85.22
92516	0	FACIAL NERVE FUNCTION TEST	Miscellaneous Medical	0.43	0.56	$85.22
92520	0	LARYNGEAL FUNCTION STUDIES	Miscellaneous Medical	0.76	0.52	$85.22
92525	0	ORAL FUNCTION EVALUATION	Miscellaneous Medical	1.50	1.29	$85.22
92526	0	ORAL FUNCTION THERAPY	Miscellaneous Medical	0.55	0.84	$85.22
92541	26	SPONTANEOUS NYSTAGMUS TEST	Miscellaneous Medical	0.40	0.35	$85.22
92542	26	POSITIONAL NYSTAGMUS TEST	Miscellaneous Medical	0.33	0.28	$85.22
92543	26	CALORIC VESTIBULAR TEST	Miscellaneous Medical	0.10	0.09	$85.22
92544	26	OPTOKINETIC NYSTAGMUS TEST	Miscellaneous Medical	0.26	0.21	$85.22
92545	26	OSCILLATING TRACKING TEST	Miscellaneous Medical	0.23	0.17	$85.22
92546	26	SINUSOIDAL ROTATIONAL TEST	Miscellaneous Medical	0.29	0.23	$85.22
92548	26	POSTUROGRAPHY	Miscellaneous Medical	0.50	0.38	$85.22
92585	26	AUDITORY EVOKED POTENTIAL	Hearing/Speech Exams	0.50	0.92	$74.34
92587	26	EVOKED AUDITORY TEST	Hearing/Speech Exams	0.13	0.09	$74.34
92588	26	EVOKED AUDITORY TEST	Hearing/Speech Exams	0.36	0.24	$74.34
92597	0	ORAL SPEECH DEVICE EVAL	Hearing/Speech Exams	1.35	1.32	$74.34
92598	0	MODIFY ORAL SPEECH DEVICE	Hearing/Speech Exams	0.99	0.86	$74.34
92950	0	HEART/LUNG RESUSCITATION CPR	Cardiovascular	3.80	1.73	$103.31
92953	0	TEMPORARY EXTERNAL PACING	Cardiovascular	0.23	0.17	$103.31
92960	0	CARDIOVERSION ELECTRIC, EXT	Cardiovascular	2.25	1.47	$103.31
92961	0	CARDIOVERSION, ELECTRIC, INT	Cardiovascular	4.60	1.54	$103.31
92970	0	CARDIOASSIST, INTERNAL	Cardiovascular	3.52	2.41	$103.31
92971	0	CARDIOASSIST, EXTERNAL	Cardiovascular	1.77	0.97	$103.31
92975	0	DISSOLVE CLOT, HEART VESSEL	Cardiovascular	7.25	4.64	$103.31
92977	0	DISSOLVE CLOT, HEART VESSEL	Cardiovascular	0.00	8.21	$103.31

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
92978	26	INTRAVASC US, HEART ADD-ON	Cardiovascular	1.80	0.96	$103.31
92979	26	INTRAVASC US, HEART ADD-ON	Cardiovascular	1.44	0.77	$103.31
92980	0	INSERT INTRACORONARY STENT	Surgery	14.84	12.02	$120.79
92981	0	INSERT INTRACORONARY STENT	Surgery	4.17	3.38	$120.79
92982	0	CORONARY ARTERY DILATION	Surgery	10.98	8.90	$120.79
92984	0	CORONARY ARTERY DILATION	Surgery	2.97	2.41	$120.79
92986	0	REVISION OF AORTIC VALVE	Surgery	21.80	11.98	$120.79
92987	0	REVISION OF MITRAL VALVE	Surgery	22.70	12.23	$120.79
92990	0	REVISION OF PULMONARY VALVE	Surgery	17.34	9.48	$120.79
92995	0	CORONARY ATHERECTOMY	Surgery	12.09	9.79	$120.79
92996	0	CORONARY ATHERECTOMY ADD-ON	Surgery	3.26	2.66	$120.79
92997	0	PUL ART BALLOON REPR, PERCUT	Surgery	12.00	9.72	$120.79
92998	0	PUL ART BALLOON REPR, PERCUT	Surgery	6.00	3.29	$120.79
93005	0	ELECTROCARDIOGRAM, TRACING	Cardiovascular	0.00	0.47	$103.31
93010	0	ELECTROCARDIOGRAM REPORT	Cardiovascular	0.17	0.12	$103.31
93012	0	TRANSMISSION OF ECG	Cardiovascular	0.00	2.41	$103.31
93014	0	REPORT ON TRANSMITTED ECG	Cardiovascular	0.52	0.32	$103.31
93015	0	CARDIOVASCULAR STRESS TEST	Cardiovascular	0.75	2.26	$103.31
93016	0	CARDIOVASCULAR STRESS TEST	Cardiovascular	0.45	0.30	$103.31
93017	0	CARDIOVASCULAR STRESS TEST	Cardiovascular	0.00	1.72	$103.31
93018	0	CARDIOVASCULAR STRESS TEST	Cardiovascular	0.30	0.24	$103.31
93024	26	CARDIAC DRUG STRESS TEST	Cardiovascular	1.17	0.94	$103.31
93041	0	RHYTHM ECG, TRACING	Cardiovascular	0.00	0.15	$103.31
93042	0	RHYTHM ECG, REPORT	Cardiovascular	0.16	0.09	$103.31
93225	0	ECG MONITOR/RECORD, 24 HRS	Cardiovascular	0.00	1.26	$103.31
93226	0	ECG MONITOR/REPORT, 24 HRS	Cardiovascular	0.00	2.23	$103.31
93227	0	ECG MONITOR/REVIEW, 24 HRS	Cardiovascular	0.52	0.41	$103.31
93231	0	ECG MONITOR/RECORD, 24 HRS	Cardiovascular	0.00	1.55	$103.31
93232	0	ECG MONITOR/REPORT, 24 HRS	Cardiovascular	0.00	2.22	$103.31
93233	0	ECG MONITOR/REVIEW, 24 HRS	Cardiovascular	0.52	0.41	$103.31
93236	0	ECG MONITOR/REPORT, 24 HRS	Cardiovascular	0.00	2.67	$103.31
93237	0	ECG MONITOR/REVIEW, 24 HRS	Cardiovascular	0.45	0.36	$103.31
93270	0	ECG RECORDING	Cardiovascular	0.00	1.26	$103.31
93271	0	ECG/MONITORING AND ANALYSIS	Cardiovascular	0.00	2.41	$103.31
93272	0	ECG/REVIEW,INTERPRET ONLY	Cardiovascular	0.52	0.31	$103.31
93278	26	ECG/SIGNAL-AVERAGED	Cardiovascular	0.25	0.20	$103.31
93303	26	ECHO TRANSTHORACIC	Cardiovascular	1.30	0.78	$103.31
93304	26	ECHO TRANSTHORACIC	Cardiovascular	0.75	0.52	$103.31
93307	26	ECHO EXAM OF HEART	Cardiovascular	0.92	0.74	$103.31
93308	26	ECHO EXAM OF HEART	Cardiovascular	0.53	0.42	$103.31
93312	26	ECHO TRANSESOPHAGEAL	Cardiovascular	2.20	1.17	$103.31
93313	0	ECHO TRANSESOPHAGEAL	Cardiovascular	0.95	2.78	$103.31
93314	26	ECHO TRANSESOPHAGEAL	Cardiovascular	1.25	0.61	$103.31
93315	26	ECHO TRANSESOPHAGEAL	Cardiovascular	2.78	1.27	$103.31
93316	0	ECHO TRANSESOPHAGEAL	Cardiovascular	0.95	1.21	$103.31
93317	26	ECHO TRANSESOPHAGEAL	Cardiovascular	1.83	0.73	$103.31
93320	26	DOPPLER ECHO EXAM, HEART	Cardiovascular	0.38	0.31	$103.31
93321	26	DOPPLER ECHO EXAM, HEART	Cardiovascular	0.15	0.12	$103.31
93325	26	DOPPLER COLOR FLOW ADD-ON	Cardiovascular	0.07	0.04	$103.31
93350	26	ECHO TRANSTHORACIC	Cardiovascular	0.78	0.63	$103.31
93501	26	RIGHT HEART CATHETERIZATION	Surgery	3.02	2.42	$120.79
93503	0	INSERT/PLACE HEART CATHETER	Surgery	2.91	1.64	$120.79
93505	26	BIOPSY OF HEART LINING	Surgery	4.38	2.56	$120.79
93508	26	CATH PLACEMENT, ANGIOGRAPHY	Surgery	4.10	2.37	$120.79
93510	26	LEFT HEART CATHETERIZATION	Surgery	4.33	2.58	$120.79
93511	26	LEFT HEART CATHETERIZATION	Surgery	5.03	2.48	$120.79
93514	26	LEFT HEART CATHETERIZATION	Surgery	7.05	3.92	$120.79
93524	26	LEFT HEART CATHETERIZATION	Surgery	6.95	3.98	$120.79
93526	26	RT & LT HEART CATHETERS	Surgery	5.99	4.22	$120.79
93527	26	RT & LT HEART CATHETERS	Surgery	7.28	5.41	$120.79
93528	26	RT & LT HEART CATHETERS	Surgery	9.00	4.33	$120.79
93529	26	RT, LT HEART CATHETERIZATION	Surgery	4.80	2.55	$120.79

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
93530	26	RT HEART CATH, CONGENITAL	Surgery	4.23	2.79	$120.79
93531	26	R & L HEART CATH, CONGENITAL	Surgery	8.35	4.68	$120.79
93532	26	R & L HEART CATH, CONGENITAL	Surgery	10.00	5.82	$120.79
93533	26	R & L HEART CATH, CONGENITAL	Surgery	6.70	2.78	$120.79
93536	0	INSERT CIRCULATION ASSI	Surgery	4.85	3.94	$120.79
93539	0	INJECTION, CARDIAC CATH	Cardiovascular	0.40	0.86	$103.31
93540	0	INJECTION, CARDIAC CATH	Cardiovascular	0.43	0.87	$103.31
93541	0	INJECTION FOR LUNG ANGIOGRAM	Cardiovascular	0.29	0.24	$103.31
93542	0	INJECTION FOR HEART X-RAYS	Cardiovascular	0.29	0.24	$103.31
93543	0	INJECTION FOR HEART X-RAYS	Cardiovascular	0.29	0.56	$103.31
93544	0	INJECTION FOR AORTOGRAPHY	Cardiovascular	0.25	0.55	$103.31
93545	0	INJECT FOR CORONARY X-RAYS	Cardiovascular	0.40	0.63	$103.31
93555	26	IMAGING, CARDIAC CATH	Cardiovascular	0.81	0.32	$103.31
93556	26	IMAGING, CARDIAC CATH	Cardiovascular	0.83	0.42	$103.31
93561	26	CARDIAC OUTPUT MEASUREMENT	Surgery	0.50	0.39	$120.79
93562	26	CARDIAC OUTPUT MEASUREMENT	Surgery	0.16	0.13	$120.79
93571	26	HEART FLOW RESERVE MEASURE	Surgery	1.80	0.70	$120.79
93572	26	HEART FLOW RESERVE MEASURE	Surgery	1.44	0.56	$120.79
93600	26	BUNDLE OF HIS RECORDING	Cardiovascular	2.12	1.72	$103.31
93602	26	INTRA-ATRIAL RECORDING	Cardiovascular	2.12	1.41	$103.31
93603	26	RIGHT VENTRICULAR RECORDING	Cardiovascular	2.12	1.64	$103.31
93607	26	LEFT VENTRICULAR RECORDING	Cardiovascular	3.26	1.90	$103.31
93609	26	MAPPING OF TACHYCARDIA	Cardiovascular	10.07	4.20	$103.31
93610	26	INTRA-ATRIAL PACING	Cardiovascular	3.02	1.89	$103.31
93612	26	INTRAVENTRICULAR PACING	Cardiovascular	3.02	1.91	$103.31
93615	26	ESOPHAGEAL RECORDING	Cardiovascular	0.99	0.35	$103.31
93616	26	ESOPHAGEAL RECORDING	Cardiovascular	1.49	0.92	$103.31
93618	26	HEART RHYTHM PACING	Cardiovascular	4.26	3.45	$103.31
93619	26	ELECTROPHYSIOLOGY EVALUATION	Cardiovascular	7.32	5.92	$103.31
93620	26	ELECTROPHYSIOLOGY EVALUATION	Cardiovascular	11.59	9.33	$103.31
93621	26	ELECTROPHYSIOLOGY EVALUATION	Cardiovascular	12.66	10.24	$103.31
93622	26	ELECTROPHYSIOLOGY EVALUATION	Cardiovascular	12.74	10.22	$103.31
93623	26	STIMULATION, PACING HEART	Cardiovascular	2.85	2.11	$103.31
93624	26	ELECTROPHYSIOLOGIC STUDY	Cardiovascular	4.81	2.64	$103.31
93631	26	HEART PACING, MAPPING	Cardiovascular	7.60	4.70	$103.31
93640	26	EVALUATION HEART DEVICE	Cardiovascular	3.52	2.84	$103.31
93641	26	ELECTROPHYSIOLOGY EVALUATION	Cardiovascular	5.93	4.79	$103.31
93642	26	ELECTROPHYSIOLOGY EVALUATION	Cardiovascular	4.89	3.92	$103.31
93650	0	ABLATE HEART DYSRHYTHM FOCUS	Cardiovascular	10.51	8.52	$103.31
93651	0	ABLATE HEART DYSRHYTHM FOCUS	Cardiovascular	16.25	13.09	$103.31
93652	0	ABLATE HEART DYSRHYTHM FOCUS	Cardiovascular	17.68	13.41	$103.31
93660	26	TILT TABLE EVALUATION	Cardiovascular	1.89	1.18	$103.31
93721	0	PLETHYSMOGRAPHY TRACING	Cardiovascular	0.00	0.72	$103.31
93722	0	PLETHYSMOGRAPHY REPORT	Cardiovascular	0.17	0.15	$103.31
93724	26	ANALYZE PACEMAKER SYSTEM	Cardiovascular	4.89	2.61	$103.31
93727	0	ANALYZE ILR SYSTEM	Cardiovascular	0.52	0.21	$103.31
93731	26	ANALYZE PACEMAKER SYSTEM	Cardiovascular	0.45	0.27	$103.31
93732	26	ANALYZE PACEMAKER SYSTEM	Cardiovascular	0.92	0.42	$103.31
93733	26	TELEPHONE ANALY, PACEMAKER	Cardiovascular	0.17	0.14	$103.31
93734	26	ANALYZE PACEMAKER SYSTEM	Cardiovascular	0.38	0.25	$103.31
93735	26	ANALYZE PACEMAKER SYSTEM	Cardiovascular	0.74	0.39	$103.31
93736	26	TELEPHONE ANALY, PACEMAKER	Cardiovascular	0.15	0.13	$103.31
93737	26	ANALYZE CARDIO/DEFIBRILLATOR	Cardiovascular	0.45	0.24	$103.31
93738	26	ANALYZE CARDIO/DEFIBRILLATOR	Cardiovascular	0.92	0.41	$103.31
93740	26	TEMPERATURE GRADIENT STUDIES	Cardiovascular	0.16	0.19	$103.31
93741	26	ANALYZE HT PACE DEVICE SNGL	Cardiovascular	0.64	0.25	$103.31
93742	26	ANALYZE HT PACE DEVICE SNGL	Cardiovascular	0.73	0.28	$103.31
93743	26	ANALYZE HT PACE DEVICE DUAL	Cardiovascular	0.83	0.32	$103.31
93744	26	ANALYZE HT PACE DEVICE DUAL	Cardiovascular	0.95	0.37	$103.31
93770	26	MEASURE VENOUS PRESSURE	Cardiovascular	0.16	0.12	$103.31
93797	0	CARDIAC REHAB	Cardiovascular	0.18	0.29	$103.31
93798	0	CARDIAC REHAB/MONITOR	Cardiovascular	0.28	0.48	$103.31

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
93875	26	EXTRACRANIAL STUDY	Miscellaneous Medical	0.22	0.17	$85.22
93880	26	EXTRACRANIAL STUDY	Miscellaneous Medical	0.60	0.31	$85.22
93882	26	EXTRACRANIAL STUDY	Miscellaneous Medical	0.40	0.21	$85.22
93886	26	INTRACRANIAL STUDY	Miscellaneous Medical	0.94	0.41	$85.22
93888	26	INTRACRANIAL STUDY	Miscellaneous Medical	0.62	0.27	$85.22
93922	26	EXTREMITY STUDY	Miscellaneous Medical	0.25	0.20	$85.22
93923	26	EXTREMITY STUDY	Miscellaneous Medical	0.45	0.35	$85.22
93924	26	EXTREMITY STUDY	Miscellaneous Medical	0.50	0.39	$85.22
93925	26	LOWER EXTREMITY STUDY	Miscellaneous Medical	0.58	0.31	$85.22
93926	26	LOWER EXTREMITY STUDY	Miscellaneous Medical	0.39	0.21	$85.22
93930	26	UPPER EXTREMITY STUDY	Miscellaneous Medical	0.46	0.29	$85.22
93931	26	UPPER EXTREMITY STUDY	Miscellaneous Medical	0.31	0.19	$85.22
93965	26	EXTREMITY STUDY	Miscellaneous Medical	0.35	0.27	$85.22
93970	26	EXTREMITY STUDY	Miscellaneous Medical	0.68	0.33	$85.22
93971	26	EXTREMITY STUDY	Miscellaneous Medical	0.45	0.22	$85.22
93975	26	VASCULAR STUDY	Miscellaneous Medical	1.80	0.51	$85.22
93976	26	VASCULAR STUDY	Miscellaneous Medical	1.21	0.33	$85.22
93978	26	VASCULAR STUDY	Miscellaneous Medical	0.65	0.32	$85.22
93979	26	VASCULAR STUDY	Miscellaneous Medical	0.44	0.22	$85.22
93980	26	PENILE VASCULAR STUDY	Miscellaneous Medical	1.25	0.65	$85.22
93981	26	PENILE VASCULAR STUDY	Miscellaneous Medical	0.44	0.29	$85.22
93990	26	DOPPLER FLOW TESTING	Miscellaneous Medical	0.25	0.16	$85.22
94010	26	BREATHING CAPACITY TEST	Miscellaneous Medical	0.17	0.18	$85.22
94014	0	PATIENT RECORDED SPIROMETRY	Miscellaneous Medical	0.52	0.62	$85.22
94015	0	PATIENT RECORDED SPIROMETRY	Miscellaneous Medical	0.00	0.42	$85.22
94016	0	REVIEW PATIENT SPIROMETRY	Miscellaneous Medical	0.52	0.20	$85.22
94060	26	EVALUATION OF WHEEZING	Miscellaneous Medical	0.31	0.23	$85.22
94070	26	EVALUATION OF WHEEZING	Miscellaneous Medical	0.60	0.30	$85.22
94150	26	VITAL CAPACITY TEST	Miscellaneous Medical	0.07	0.06	$85.22
94200	26	LUNG FUNCTION TEST (MBC/MVV)	Miscellaneous Medical	0.11	0.08	$85.22
94240	26	RESIDUAL LUNG CAPACITY	Miscellaneous Medical	0.26	0.17	$85.22
94250	26	EXPIRED GAS COLLECTION	Miscellaneous Medical	0.11	0.08	$85.22
94260	26	THORACIC GAS VOLUME	Miscellaneous Medical	0.13	0.10	$85.22
94350	26	LUNG NITROGEN WASHOUT CURVE	Miscellaneous Medical	0.26	0.16	$85.22
94360	26	MEASURE AIRFLOW RESISTANCE	Miscellaneous Medical	0.26	0.15	$85.22
94370	26	BREATH AIRWAY CLOSING VOLUME	Miscellaneous Medical	0.26	0.12	$85.22
94375	26	RESPIRATORY FLOW VOLUME LOOP	Miscellaneous Medical	0.31	0.16	$85.22
94400	26	CO2 BREATHING RESPONSE CURVE	Miscellaneous Medical	0.40	0.32	$85.22
94450	26	HYPOXIA RESPONSE CURVE	Miscellaneous Medical	0.40	0.20	$85.22
94620	26	PULMONARY STRESS TEST/SIMPLE	Miscellaneous Medical	0.64	0.48	$85.22
94621	26	PULM STRESS TEST/COMPLEX	Miscellaneous Medical	1.42	0.60	$85.22
94640	0	AIRWAY INHALATION TREATMENT	Miscellaneous Medical	0.00	0.52	$85.22
94650	0	PRESSURE BREATHING (IPPB)	Miscellaneous Medical	0.00	0.50	$85.22
94651	0	PRESSURE BREATHING (IPPB)	Miscellaneous Medical	0.00	0.46	$85.22
94652	0	PRESSURE BREATHING (IPPB)	Miscellaneous Medical	0.00	0.49	$85.22
94656	0	INITIAL VENTILATOR MGMT	Miscellaneous Medical	1.22	0.78	$85.22
94657	0	CONTINUED VENTILATOR MGMT	Miscellaneous Medical	0.83	0.46	$85.22
94660	0	POS AIRWAY PRESSURE, CPAP	Miscellaneous Medical	0.76	0.50	$85.22
94662	0	NEG PRESS VENTILATION, CNP	Miscellaneous Medical	0.76	0.29	$85.22
94664	0	AEROSOL OR VAPOR INHALATIONS	Miscellaneous Medical	0.00	0.50	$85.22
94665	0	AEROSOL OR VAPOR INHALATIONS	Miscellaneous Medical	0.00	0.50	$85.22
94667	0	CHEST WALL MANIPULATION	Miscellaneous Medical	0.00	0.62	$85.22
94668	0	CHEST WALL MANIPULATION	Miscellaneous Medical	0.00	0.51	$85.22
94680	26	EXHALED AIR ANALYSIS, O2	Miscellaneous Medical	0.26	0.20	$85.22
94681	26	EXHALED AIR ANALYSIS, O2/CO2	Miscellaneous Medical	0.20	0.15	$85.22
94690	26	EXHALED AIR ANALYSIS	Miscellaneous Medical	0.07	0.04	$85.22
94720	26	MONOXIDE DIFFUSING CAPACITY	Miscellaneous Medical	0.26	0.17	$85.22
94725	26	MEMBRANE DIFFUSION CAPACITY	Miscellaneous Medical	0.26	0.14	$85.22
94750	26	PULMONARY COMPLIANCE STUDY	Miscellaneous Medical	0.23	0.17	$85.22
94760	0	MEASURE BLOOD OXYGEN LEVEL	Miscellaneous Medical	0.00	0.18	$85.22
94761	0	MEASURE BLOOD OXYGEN LEVEL	Miscellaneous Medical	0.00	0.42	$85.22
94762	0	MEASURE BLOOD OXYGEN LEVEL	Miscellaneous Medical	0.00	0.65	$85.22

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TABLE E. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
94770	26	EXHALED CARBON DIOXIDE TEST	Miscellaneous Medical	0.15	0.08	$85.22
95004	0	ALLERGY SKIN TESTS	Allergy Testing	0.00	0.10	$55.08
95010	0	SENSITIVITY SKIN TESTS	Allergy Testing	0.15	0.26	$55.08
95015	0	SENSITIVITY SKIN TESTS	Allergy Testing	0.15	0.28	$55.08
95024	0	ALLERGY SKIN TESTS	Allergy Testing	0.00	0.15	$55.08
95027	0	SKIN END POINT TITRATION	Allergy Testing	0.00	0.15	$55.08
95028	0	ALLERGY SKIN TESTS	Allergy Testing	0.00	0.24	$55.08
95044	0	ALLERGY PATCH TESTS	Allergy Testing	0.00	0.21	$55.08
95052	0	PHOTO PATCH TEST	Allergy Testing	0.00	0.26	$55.08
95056	0	PHOTOSENSITIVITY TESTS	Allergy Testing	0.00	0.18	$55.08
95060	0	EYE ALLERGY TESTS	Allergy Testing	0.00	0.36	$55.08
95065	0	NOSE ALLERGY TEST	Allergy Testing	0.00	0.21	$55.08
95070	0	BRONCHIAL ALLERGY TESTS	Allergy Testing	0.00	2.33	$55.08
95071	0	BRONCHIAL ALLERGY TESTS	Allergy Testing	0.00	2.98	$55.08
95075	0	INGESTION CHALLENGE TEST	Allergy Testing	0.95	1.49	$55.08
95078	0	PROVOCATIVE TESTING	Allergy Testing	0.00	0.26	$55.08
95115	0	IMMUNOTHERAPY, ONE INJECTION	Allergy Immunotherapy	0.00	0.40	$45.81
95117	0	IMMUNOTHERAPY INJECTIONS	Allergy Immunotherapy	0.00	0.52	$45.81
95144	0	ANTIGEN THERAPY SERVICES	Allergy Immunotherapy	0.06	0.19	$45.81
95145	0	ANTIGEN THERAPY SERVICES	Allergy Immunotherapy	0.06	0.42	$45.81
95146	0	ANTIGEN THERAPY SERVICES	Allergy Immunotherapy	0.06	0.64	$45.81
95147	0	ANTIGEN THERAPY SERVICES	Allergy Immunotherapy	0.06	0.88	$45.81
95148	0	ANTIGEN THERAPY SERVICES	Allergy Immunotherapy	0.06	0.89	$45.81
95149	0	ANTIGEN THERAPY SERVICES	Allergy Immunotherapy	0.06	0.92	$45.81
95165	0	ANTIGEN THERAPY SERVICES	Allergy Immunotherapy	0.06	0.18	$45.81
95170	0	ANTIGEN THERAPY SERVICES	Allergy Immunotherapy	0.06	0.31	$45.81
95180	0	RAPID DESENSITIZATION	Allergy Immunotherapy	2.01	0.85	$45.81
95805	26	MULTIPLE SLEEP LATENCY TEST	Miscellaneous Medical	1.88	0.63	$85.22
95806	26	SLEEP STUDY, UNATTENDED	Miscellaneous Medical	1.66	1.26	$85.22
95807	26	SLEEP STUDY, ATTENDED	Miscellaneous Medical	1.66	1.26	$85.22
95808	26	POLYSOMNOGRAPHY, 1-3	Miscellaneous Medical	2.65	1.78	$85.22
95810	26	POLYSOMNOGRAPHY, 4 OR MORE	Miscellaneous Medical	3.53	1.91	$85.22
95811	26	POLYSOMNOGRAPHY W/CPAP	Miscellaneous Medical	3.80	2.03	$85.22
95812	26	ELECTROENCEPHALOGRAM (EEG)	Miscellaneous Medical	1.08	0.49	$85.22
95813	26	ELECTROENCEPHALOGRAM (EEG)	Miscellaneous Medical	1.73	0.61	$85.22
95816	26	ELECTROENCEPHALOGRAM (EEG)	Miscellaneous Medical	1.08	0.37	$85.22
95819	26	ELECTROENCEPHALOGRAM (EEG)	Miscellaneous Medical	1.08	0.49	$85.22
95822	26	SLEEP ELECTROENCEPHALOGRAM	Miscellaneous Medical	1.08	0.52	$85.22
95824	26	ELECTROENCEPHALOGRAPHY	Miscellaneous Medical	0.74	0.47	$85.22
95827	26	NIGHT ELECTROENCEPHALOGRAM	Miscellaneous Medical	1.08	0.67	$85.22
95829	26	SURGERY ELECTROCORTICOGRAM	Miscellaneous Medical	6.21	1.43	$85.22
95830	0	INSERT ELECTRODES FOR EEG	Miscellaneous Medical	1.70	1.85	$85.22
95831	0	LIMB MUSCLE TESTING, MANUAL	Miscellaneous Medical	0.28	0.36	$85.22
95832	0	HAND MUSCLE TESTING, MANUAL	Miscellaneous Medical	0.29	0.31	$85.22
95833	0	BODY MUSCLE TESTING, MANUAL	Miscellaneous Medical	0.47	0.46	$85.22
95834	0	BODY MUSCLE TESTING, MANUAL	Miscellaneous Medical	0.60	0.61	$85.22
95851	0	RANGE OF MOTION MEASUREMENTS	Miscellaneous Medical	0.16	0.35	$85.22
95852	0	RANGE OF MOTION MEASUREMENTS	Miscellaneous Medical	0.11	0.26	$85.22
95857	0	TENSILON TEST	Miscellaneous Medical	0.53	0.57	$85.22
95858	26	TENSILON TEST & MYOGRAM	Miscellaneous Medical	1.56	0.67	$85.22
95860	26	MUSCLE TEST, ONE LIMB	Miscellaneous Medical	0.96	0.60	$85.22
95861	26	MUSCLE TEST, TWO LIMBS	Miscellaneous Medical	1.54	1.02	$85.22
95863	26	MUSCLE TEST, 3 LIMBS	Miscellaneous Medical	1.87	1.16	$85.22
95864	26	MUSCLE TEST, 4 LIMBS	Miscellaneous Medical	1.99	1.38	$85.22
95867	26	MUSCLE TEST, HEAD OR NECK	Miscellaneous Medical	0.79	0.49	$85.22
95868	26	MUSCLE TEST, HEAD OR NECK	Miscellaneous Medical	1.18	0.93	$85.22
95869	26	MUSCLE TEST, THOR PARASPINAL	Miscellaneous Medical	0.37	0.26	$85.22
95870	26	MUSCLE TEST, NONPARASPINAL	Miscellaneous Medical	0.37	0.26	$85.22
95872	26	MUSCLE TEST, ONE FIBER	Miscellaneous Medical	1.50	0.68	$85.22
95875	26	LIMB EXERCISE TEST	Miscellaneous Medical	1.34	0.39	$85.22
95900	26	MOTOR NERVE CONDUCTION TEST	Miscellaneous Medical	0.42	0.28	$85.22
95903	26	MOTOR NERVE CONDUCTION TEST	Miscellaneous Medical	0.60	0.32	$85.22

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

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CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
95904	26	SENSE/MIXED N CONDUCTION TST	Miscellaneous Medical	0.34	0.26	$85.22
95920	26	INTRAOP NERVE TEST ADD-ON	Miscellaneous Medical	2.11	1.24	$85.22
95921	26	AUTONOMIC NERV FUNCTION TEST	Miscellaneous Medical	0.90	0.34	$85.22
95922	26	AUTONOMIC NERV FUNCTION TEST	Miscellaneous Medical	0.96	0.38	$85.22
95923	26	AUTONOMIC NERV FUNCTION TEST	Miscellaneous Medical	0.90	0.36	$85.22
95925	26	SOMATOSENSORY TESTING	Miscellaneous Medical	0.54	0.46	$85.22
95926	26	SOMATOSENSORY TESTING	Miscellaneous Medical	0.54	0.46	$85.22
95927	26	SOMATOSENSORY TESTING	Miscellaneous Medical	0.54	0.48	$85.22
95930	26	VISUAL EVOKED POTENTIAL TEST	Miscellaneous Medical	0.35	0.39	$85.22
95933	26	BLINK REFLEX TEST	Miscellaneous Medical	0.59	0.38	$85.22
95934	26	H-REFLEX TEST	Miscellaneous Medical	0.51	0.30	$85.22
95936	26	H-REFLEX TEST	Miscellaneous Medical	0.55	0.30	$85.22
95937	26	NEUROMUSCULAR JUNCTION TEST	Miscellaneous Medical	0.65	0.37	$85.22
95950	26	AMBULATORY EEG MONITORING	Miscellaneous Medical	1.51	0.96	$85.22
95951	26	EEG MONITORING/VIDEORECORD	Miscellaneous Medical	6.00	2.03	$85.22
95953	26	EEG MONITORING/COMPUTER	Miscellaneous Medical	3.08	1.28	$85.22
95954	26	EEG MONITORING/GIVING DRUGS	Miscellaneous Medical	2.45	1.52	$85.22
95955	26	EEG DURING SURGERY	Miscellaneous Medical	1.01	0.74	$85.22
95956	26	EEG MONITORING, CABLE/RADIO	Miscellaneous Medical	3.08	1.44	$85.22
95957	26	EEG DIGITAL ANALYSIS	Miscellaneous Medical	1.98	0.75	$85.22
95958	26	EEG MONITORING/FUNCTION TEST	Miscellaneous Medical	4.25	2.57	$85.22
95961	26	ELECTRODE STIMULATION, BRAIN	Miscellaneous Medical	2.97	1.42	$85.22
95962	26	ELECTRODE STIM, BRAIN ADD-ON	Miscellaneous Medical	3.21	1.45	$85.22
95970	0	ANALYZE NEUROSTIM, NO PROG	Miscellaneous Medical	0.45	0.15	$85.22
95971	0	ANALYZE NEUROSTIM, SIMPLE	Miscellaneous Medical	0.78	0.27	$85.22
95972	0	ANALYZE NEUROSTIM, COMPLEX	Miscellaneous Medical	1.50	0.52	$85.22
95973	0	ANALYZE NEUROSTIM, COMPLEX	Miscellaneous Medical	0.92	0.32	$85.22
95974	0	CRANIAL NEUROSTIM, COMPLEX	Miscellaneous Medical	3.00	1.03	$85.22
95975	0	CRANIAL NEUROSTIM, COMPLEX	Miscellaneous Medical	1.70	0.60	$85.22
96100	0	PSYCHOLOGICAL TESTING	Miscellaneous Medical	0.00	1.80	$85.22
96105	0	ASSESSMENT OF APHASIA	Miscellaneous Medical	0.00	1.80	$85.22
96111	0	DEVELOPMENTAL TEST, EXTEND	Miscellaneous Medical	0.00	1.80	$85.22
96115	0	NEUROBEHAVIOR STATUS EXAM	Miscellaneous Medical	0.00	1.80	$85.22
96117	0	NEUROPSYCH TEST BATTERY	Miscellaneous Medical	0.00	1.80	$85.22
96405	0	INTRALESIONAL CHEMO ADMIN	Miscellaneous Medical	0.52	0.23	$85.22
96406	0	INTRALESIONAL CHEMO ADMIN	Miscellaneous Medical	0.80	0.28	$85.22
96440	0	CHEMOTHERAPY, INTRACAVITARY	Miscellaneous Medical	2.37	0.85	$85.22
96445	0	CHEMOTHERAPY, INTRACAVITARY	Miscellaneous Medical	2.20	0.69	$85.22
96450	0	CHEMOTHERAPY, INTO CNS	Miscellaneous Medical	1.89	0.60	$85.22
96542	0	CHEMOTHERAPY INJECTION	Miscellaneous Medical	1.42	0.57	$85.22
96570	0	PHOTODYNAMIC TX, 30 MIN	Miscellaneous Medical	1.10	0.43	$85.22
96571	0	PHOTODYNAMIC TX, ADDL 15 MIN	Miscellaneous Medical	0.55	0.21	$85.22
96902	0	TRICHOGRAM	Miscellaneous Medical	0.41	0.24	$85.22
97039	0	PHYSICAL THERAPY TREATMENT	Physical Medicine	0.20	0.25	$61.85
97139	0	PHYSICAL MEDICINE PROCEDURE	Physical Medicine	0.21	0.20	$61.85
98925	0	OSTEOPATHIC MANIPULATION	Physical Medicine	0.45	0.31	$61.85
98926	0	OSTEOPATHIC MANIPULATION	Physical Medicine	0.65	0.42	$61.85
98927	0	OSTEOPATHIC MANIPULATION	Physical Medicine	0.87	0.46	$61.85
98928	0	OSTEOPATHIC MANIPULATION	Physical Medicine	1.03	0.51	$61.85
98929	0	OSTEOPATHIC MANIPULATION	Physical Medicine	1.19	0.53	$61.85
98940	0	CHIROPRACTIC MANIPULATION	Chiropractor	0.45	0.28	$53.79
98941	0	CHIROPRACTIC MANIPULATION	Chiropractor	0.65	0.30	$53.79
98942	0	CHIROPRACTIC MANIPULATION	Chiropractor	0.87	0.33	$53.79
98943	0	CHIROPRACTIC MANIPULATION	Chiropractor	0.40	0.33	$53.79
99141	0	SEDATION, IV/IM OR INHALANT	Miscellaneous Medical	0.80	1.34	$85.22
99142	0	SEDATION, ORAL/RECTAL/NASAL	Miscellaneous Medical	0.60	1.18	$85.22
99170	0	ANOGENITAL EXAM, CHILD	Miscellaneous Medical	1.75	1.82	$85.22
99175	0	INDUCTION OF VOMITING	Inpatient Visits	0.00	1.42	$70.14
99183	0	HYPERBARIC OXYGEN THERAPY	Inpatient Visits	2.34	1.27	$70.14
99195	0	PHLEBOTOMY	Inpatient Visits	0.00	0.46	$70.14
99201	0	OFFICE/OUTPATIENT VISIT, NEW	Office/Home/Urgent Care Visits	0.45	0.64	$49.68
99202	0	OFFICE/OUTPATIENT VISIT, NEW	Office/Home/Urgent Care Visits	0.88	0.81	$49.68

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
99203	0	OFFICE/OUTPATIENT VISIT, NEW	Office/Home/Urgent Care Visits	1.34	1.02	$49.68
99204	0	OFFICE/OUTPATIENT VISIT, NEW	Office/Home/Urgent Care Visits	2.00	1.42	$49.68
99205	0	OFFICE/OUTPATIENT VISIT, NEW	Office/Home/Urgent Care Visits	2.67	1.58	$49.68
99211	0	OFFICE/OUTPATIENT VISIT, EST	Office/Home/Urgent Care Visits	0.17	0.37	$49.68
99212	0	OFFICE/OUTPATIENT VISIT, EST	Office/Home/Urgent Care Visits	0.45	0.47	$49.68
99213	0	OFFICE/OUTPATIENT VISIT, EST	Office/Home/Urgent Care Visits	0.67	0.60	$49.68
99214	0	OFFICE/OUTPATIENT VISIT, EST	Office/Home/Urgent Care Visits	1.10	0.85	$49.68
99215	0	OFFICE/OUTPATIENT VISIT, EST	Office/Home/Urgent Care Visits	1.77	1.13	$49.68
99217	0	OBSERVATION CARE DISCHARGE	Emer Room Visits and Observation Care	1.28	0.50	$84.57
99218	0	OBSERVATION CARE	Emer Room Visits and Observation Care	1.28	0.59	$84.57
99219	0	OBSERVATION CARE	Emer Room Visits and Observation Care	2.14	0.93	$84.57
99220	0	OBSERVATION CARE	Emer Room Visits and Observation Care	2.99	1.13	$84.57
99221	0	INITIAL HOSPITAL CARE	Inpatient Visits	1.28	0.59	$70.14
99222	0	INITIAL HOSPITAL CARE	Inpatient Visits	2.14	0.94	$70.14
99223	0	INITIAL HOSPITAL CARE	Inpatient Visits	2.99	1.13	$70.14
99231	0	SUBSEQUENT HOSPITAL CARE	Inpatient Visits	0.64	0.32	$70.14
99232	0	SUBSEQUENT HOSPITAL CARE	Inpatient Visits	1.06	0.43	$70.14
99233	0	SUBSEQUENT HOSPITAL CARE	Inpatient Visits	1.51	0.59	$70.14
99234	0	OBSERV/HOSP SAME DATE	Inpatient Visits	2.56	0.81	$70.14
99235	0	OBSERV/HOSP SAME DATE	Inpatient Visits	3.42	1.15	$70.14
99236	0	OBSERV/HOSP SAME DATE	Inpatient Visits	4.27	1.35	$70.14
99238	0	HOSPITAL DISCHARGE DAY	Inpatient Visits	1.28	0.50	$70.14
99239	0	HOSPITAL DISCHARGE DAY	Inpatient Visits	1.75	0.58	$70.14
99241	0	OFFICE CONSULTATION	Consults	0.64	0.84	$55.98
99242	0	OFFICE CONSULTATION	Consults	1.29	1.13	$55.98
99243	0	OFFICE CONSULTATION	Consults	1.72	1.38	$55.98
99244	0	OFFICE CONSULTATION	Consults	2.58	1.73	$55.98
99245	0	OFFICE CONSULTATION	Consults	3.43	2.17	$55.98
99251	0	INITIAL INPATIENT CONSULT	Consults	0.66	0.51	$55.98
99252	0	INITIAL INPATIENT CONSULT	Consults	1.32	0.69	$55.98
99253	0	INITIAL INPATIENT CONSULT	Consults	1.82	0.89	$55.98
99254	0	INITIAL INPATIENT CONSULT	Consults	2.64	1.17	$55.98
99255	0	INITIAL INPATIENT CONSULT	Consults	3.65	1.55	$55.98
99261	0	FOLLOW-UP INPATIENT CONSULT	Consults	0.42	0.28	$55.98
99262	0	FOLLOW-UP INPATIENT CONSULT	Consults	0.85	0.43	$55.98
99263	0	FOLLOW-UP INPATIENT CONSULT	Consults	1.27	0.62	$55.98
99271	0	CONFIRMATORY CONSULTATION	Consults	0.45	0.61	$55.98
99272	0	CONFIRMATORY CONSULTATION	Consults	0.84	0.78	$55.98
99273	0	CONFIRMATORY CONSULTATION	Consults	1.19	1.07	$55.98
99274	0	CONFIRMATORY CONSULTATION	Consults	1.73	1.33	$55.98
99275	0	CONFIRMATORY CONSULTATION	Consults	2.31	1.72	$55.98
99281	0	EMERGENCY DEPT VISIT	Emer Room Visits and Observation Care	0.33	0.20	$84.57
99282	0	EMERGENCY DEPT VISIT	Emer Room Visits and Observation Care	0.55	0.28	$84.57
99283	0	EMERGENCY DEPT VISIT	Emer Room Visits and Observation Care	1.24	0.43	$84.57
99284	0	EMERGENCY DEPT VISIT	Emer Room Visits and Observation Care	1.95	0.62	$84.57
99285	0	EMERGENCY DEPT VISIT	Emer Room Visits and Observation Care	3.06	0.98	$84.57
99291	0	CRITICAL CARE, FIRST HOUR	Inpatient Visits	3.60	1.47	$70.14
99292	0	CRITICAL CARE, ADDL 30 MIN	Inpatient Visits	1.80	0.72	$70.14
99295	0	NEONATAL CRITICAL CARE	Inpatient Visits	16.00	5.18	$70.14
99296	0	NEONATAL CRITICAL CARE	Inpatient Visits	8.00	2.64	$70.14
99297	0	NEONATAL CRITICAL CARE	Inpatient Visits	4.00	1.34	$70.14
99298	0	NEONATAL CRITICAL CARE	Inpatient Visits	2.75	0.94	$70.14
99301	0	NURSING FACILITY CARE	Inpatient Visits	1.20	0.45	$70.14

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TABLE E. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUs — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
99302	0	NURSING FACILITY CARE	Inpatient Visits	1.61	0.54	$70.14
99303	0	NURSING FACILITY CARE	Inpatient Visits	2.01	0.85	$70.14
99311	0	NURSING FAC CARE, SUBSEQ	Inpatient Visits	0.60	0.29	$70.14
99312	0	NURSING FAC CARE, SUBSEQ	Inpatient Visits	1.00	0.39	$70.14
99313	0	NURSING FAC CARE, SUBSEQ	Inpatient Visits	1.42	0.49	$70.14
99315	0	NURSING FAC DISCHARGE DAY	Inpatient Visits	1.13	0.46	$70.14
99316	0	NURSING FAC DISCHARGE DAY	Inpatient Visits	1.50	0.53	$70.14
99321	0	REST HOME VISIT, NEW PATIENT	Office/Home/Urgent Care Visits	0.71	0.41	$49.68
99322	0	REST HOME VISIT, NEW PATIENT	Office/Home/Urgent Care Visits	1.01	0.60	$49.68
99323	0	REST HOME VISIT, NEW PATIENT	Office/Home/Urgent Care Visits	1.28	0.83	$49.68
99331	0	REST HOME VISIT, EST PAT	Office/Home/Urgent Care Visits	0.60	0.37	$49.68
99332	0	REST HOME VISIT, EST PAT	Office/Home/Urgent Care Visits	0.80	0.47	$49.68
99333	0	REST HOME VISIT, EST PAT	Office/Home/Urgent Care Visits	1.00	0.58	$49.68
99341	0	HOME VISIT, NEW PATIENT	Office/Home/Urgent Care Visits	1.01	0.55	$49.68
99342	0	HOME VISIT, NEW PATIENT	Office/Home/Urgent Care Visits	1.52	0.72	$49.68
99343	0	HOME VISIT, NEW PATIENT	Office/Home/Urgent Care Visits	2.27	1.03	$49.68
99344	0	HOME VISIT, NEW PATIENT	Office/Home/Urgent Care Visits	3.03	1.20	$49.68
99345	0	HOME VISIT, NEW PATIENT	Office/Home/Urgent Care Visits	3.79	1.33	$49.68
99347	0	HOME VISIT, EST PATIENT	Office/Home/Urgent Care Visits	0.76	0.47	$49.68
99348	0	HOME VISIT, EST PATIENT	Office/Home/Urgent Care Visits	1.26	0.63	$49.68
99349	0	HOME VISIT, EST PATIENT	Office/Home/Urgent Care Visits	2.02	0.83	$49.68
99350	0	HOME VISIT, EST PATIENT	Office/Home/Urgent Care Visits	3.03	1.09	$49.68
99354	0	PROLONGED SERVICE, OFFICE	Office/Home/Urgent Care Visits	1.77	1.05	$49.68
99355	0	PROLONGED SERVICE, OFFICE	Office/Home/Urgent Care Visits	1.77	0.98	$49.68
99356	0	PROLONGED SERVICE, INPATIENT	Inpatient Visits	1.71	0.75	$70.14
99357	0	PROLONGED SERVICE, INPATIENT	Inpatient Visits	1.71	0.76	$70.14
99374	0	HOME HEALTH CARE SUPERVISION	Office/Home/Urgent Care Visits	1.10	0.92	$49.68
99375	0	HOME HEALTH CARE SUPERVISION	Office/Home/Urgent Care Visits	1.73	0.93	$49.68
99377	0	HOSPICE CARE SUPERVISION	Office/Home/Urgent Care Visits	1.10	0.92	$49.68
99378	0	HOSPICE CARE SUPERVISION	Office/Home/Urgent Care Visits	1.73	1.03	$49.68
99379	0	NURSING FAC CARE SUPERVISION	Office/Home/Urgent Care Visits	1.10	0.92	$49.68
99380	0	NURSING FAC CARE SUPERVISION	Office/Home/Urgent Care Visits	1.73	1.04	$49.68
99381	0	PREV VISIT, NEW, INFANT	Well Baby Exams	1.19	1.33	$32.47
99382	0	PREV VISIT, NEW, AGE 1-4	Physical Exams	1.36	1.45	$42.24
99383	0	PREV VISIT, NEW, AGE 5-11	Physical Exams	1.36	1.43	$42.24
99384	0	PREV VISIT, NEW, AGE 12-17	Physical Exams	1.53	1.57	$42.24
99385	0	PREV VISIT, NEW, AGE 18-39	Physical Exams	1.53	1.47	$42.24
99386	0	PREV VISIT, NEW, AGE 40-64	Physical Exams	1.88	1.73	$42.24
99387	0	PREV VISIT, NEW, 65 & OVER	Physical Exams	2.06	1.88	$42.24
99391	0	PREV VISIT, EST, INFANT	Well Baby Exams	1.02	1.03	$32.47
99392	0	PREV VISIT, EST, AGE 1-4	Physical Exams	1.19	1.16	$42.24
99393	0	PREV VISIT, EST, AGE 5-11	Physical Exams	1.19	1.15	$42.24
99394	0	PREV VISIT, EST, AGE 12-17	Physical Exams	1.36	1.29	$42.24
99395	0	PREV VISIT, EST, AGE 18-39	Physical Exams	1.36	1.22	$42.24
99396	0	PREV VISIT, EST, AGE 40-64	Physical Exams	1.53	1.34	$42.24
99397	0	PREV VISIT, EST, 65 & OVER	Physical Exams	1.71	1.47	$42.24
99401	0	PREVENTIVE COUNSELING, INDIV	Physical Exams	0.48	0.52	$42.24
99402	0	PREVENTIVE COUNSELING, INDIV	Physical Exams	0.98	0.88	$42.24
99403	0	PREVENTIVE COUNSELING, INDIV	Physical Exams	1.46	1.23	$42.24
99404	0	PREVENTIVE COUNSELING, INDIV	Physical Exams	1.95	1.59	$42.24
99411	0	PREVENTIVE COUNSELING, GROUP	Physical Exams	0.15	0.16	$42.24
99412	0	PREVENTIVE COUNSELING, GROUP	Physical Exams	0.25	0.24	$42.24
99431	0	INITIAL CARE, NORMAL NEWBORN	Inpatient Visits	1.17	0.85	$70.14
99432	0	NEWBORN CARE, NOT IN HOSP	Well Baby Exams	1.26	1.07	$32.47
99433	0	NORMAL NEWBORN CARE/HOSPITAL	Inpatient Visits	0.62	0.46	$70.14
99435	0	NEWBORN DISCHARGE DAY HOSP	Inpatient Visits	1.50	1.09	$70.14
99436	0	ATTENDANCE, BIRTH	Inpatient Visits	1.50	1.07	$70.14
99440	0	NEWBORN RESUSCITATION	Inpatient Visits	2.93	2.14	$70.14

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TABLE F. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH TOTAL RVUS ONLY

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
15824	0	REMOVAL OF FOREHEAD WRINKLES	Surgery	19.50	$120.79
15825	0	REMOVAL OF NECK WRINKLES	Surgery	22.28	$120.79
15826	0	REMOVAL OF BROW WRINKLES	Surgery	19.50	$120.79
15828	0	REMOVAL OF FACE WRINKLES	Surgery	51.53	$120.79
15829	0	REMOVAL OF SKIN WRINKLES	Surgery	57.10	$120.79
15876	0	SUCTION ASSISTED LIPECTOMY	Surgery	10.90	$120.79
15877	0	SUCTION ASSISTED LIPECTOMY	Surgery	19.04	$120.79
15878	0	SUCTION ASSISTED LIPECTOMY	Surgery	13.65	$120.79
15879	0	SUCTION ASSISTED LIPECTOMY	Surgery	18.16	$120.79
17380	0	HAIR REMOVAL BY ELECTROLYSIS	Surgery	0.81	$120.79
20930	0	SPINAL BONE ALLOGRAFT	Surgery	3.19	$120.79
20936	0	SPINAL BONE AUTOGRAFT	Surgery	4.85	$120.79
21088	0	PREPARE FACE/ORAL PROSTHESIS	Surgery	12.26	$120.79
21089	0	PREPARE FACE/ORAL PROSTHESIS	Surgery	8.45	$120.79
22841	0	INSERT SPINE FIXATION DEVICE	Surgery	8.83	$120.79
23929	0	SHOULDER SURGERY PROCEDURE	Surgery	22.14	$120.79
24940	0	REVISION OF UPPER ARM	Surgery	21.38	$120.79
26587	0	RECONSTRUCT EXTRA FINGER	Surgery	12.90	$120.79
26989	0	HAND/FINGER SURGERY	Surgery	11.70	$120.79
29909	0	ARTHROSCOPY OF JOINT	Surgery	13.63	$120.79
32850	0	DONOR PNEUMONECTOMY	Surgery	43.23	$120.79
33940	0	REMOVAL OF DONOR HEART	Surgery	45.41	$120.79
36415	0	DRAWING BLOOD	Miscellaneous Medical	0.16	$85.22
36468	0	INJECTION(S), SPIDER VEINS	Surgery	1.82	$120.79
36469	0	INJECTION(S), SPIDER VEINS	Surgery	1.73	$120.79
38120	0	LAPAROSCOPY, SPLENECTOMY	Surgery	23.81	$120.79
38792	0	IDENTIFY SENTINEL NODE	Surgery	4.24	$120.79
41820	0	EXCISION, GUM, EACH QUADRANT	Surgery	5.46	$120.79
41821	0	EXCISION OF GUM FLAP	Surgery	1.23	$120.79
41850	0	TREATMENT OF GUM LESION	Surgery	2.73	$120.79
41870	0	GUM GRAFT	Surgery	6.83	$120.79
44201	0	LAPAROSCOPY, JEJUNOSTOMY	Surgery	16.13	$120.79
47133	0	REMOVAL OF DONOR LIVER	Surgery	60.85	$120.79
48160	0	PANCREAS REMOVAL/TRANSPLANT	Surgery	58.11	$120.79
48550	0	DONOR PANCREATECTOMY	Surgery	27.25	$120.79
50300	0	REMOVAL OF DONOR KIDNEY	Surgery	24.84	$120.79
54440	0	REPAIR OF PENIS	Surgery	14.21	$120.79
58974	0	TRANSFER OF EMBRYO	Surgery	4.54	$120.79
60650	0	LAPAROSCOPY ADRENALECTOMY	Surgery	25.78	$120.79
65760	0	REVISION OF CORNEA	Surgery	33.67	$120.79
65765	0	REVISION OF CORNEA	Surgery	39.05	$120.79
65767	0	CORNEAL TISSUE TRANSPLANT	Surgery	36.36	$120.79
65771	0	RADIAL KERATOTOMY	Surgery	19.80	$120.79
69090	0	PIERCE EARLOBES	Surgery	0.65	$120.79
69710	0	IMPLANT/REPLACE HEARING AID	Surgery	22.25	$120.79
76092	26	MAMMOGRAM, SCREENING	Radiology	0.61	$125.28
76140	0	X-RAY CONSULTATION	Radiology	0.57	$125.28
76350	26	SPECIAL X-RAY CONTRAST STUDY	Radiology	0.18	$125.28
78351	26	BONE MINERAL, DUAL PHOTON	Radiology	0.35	$125.28
78990	0	PROVIDE DIAG RADIONUCLIDE(S)	Radiology	1.74	$125.28
79900	0	PROVIDE THER RADIOPHARM(S)	Radiology	3.48	$125.28
90371	0	HEP B IG, IM	Therapeutic Injections	6.26	$141.10
90375	0	RABIES IG, IM/SC	Therapeutic Injections	8.20	$141.10
90376	0	RABIES IG, HEAT TREATED	Therapeutic Injections	8.20	$141.10
90389	0	TETANUS IG, IM	Therapeutic Injections	0.72	$141.10
90471	0	IMMUNIZATION ADMIN	Immunizations	0.22	$158.22
90472	0	IMMUNIZATION ADMIN, EACH ADD	Immunizations	0.43	$158.22
90585	0	BCG VACCINE, PERCUT	Immunizations	1.59	$158.22
90586	0	BCG VACCINE, INTRAVESICAL	Immunizations	1.81	$158.22
90632	0	HEP A VACCINE, ADULT IM	Immunizations	0.61	$158.22
90633	0	HEP A VACC, PED/ADOL, 2 DOSE	Immunizations	0.29	$158.22
90634	0	HEP A VACC, PED/ADOL, 3 DOSE	Immunizations	0.29	$158.22
90645	0	HIB VACCINE, HBOC, IM	Immunizations	0.25	$158.22
90646	0	HIB VACCINE, PRP-D, IM	Immunizations	0.22	$158.22

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TABLE F. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
90647	0	HIB VACCINE, PRP-OMP, IM	Immunizations	0.24	$158.22
90648	0	HIB VACCINE, PRP-T, IM	Immunizations	0.18	$158.22
90657	0	FLU VACCINE, 6-35 MO, IM	Immunizations	0.04	$158.22
90658	0	FLU VACCINE, 3 YRS, IM	Immunizations	0.04	$158.22
90659	0	FLU VACCINE, WHOLE, IM	Immunizations	0.37	$158.22
90665	0	LYME DISEASE VACCINE, IM	Immunizations	0.63	$158.22
90675	0	RABIES VACCINE, IM	Immunizations	1.43	$158.22
90680	0	ROTOVIRUS VACCINE, ORAL	Immunizations	0.50	$158.22
90690	0	TYPHOID VACCINE, ORAL	Immunizations	0.31	$158.22
90691	0	TYPHOID VACCINE, IM	Immunizations	0.38	$158.22
90749	0	VACCINE TOXOID	Immunizations	0.15	$158.22
90882	0	ENVIRONMENTAL MANIPULATION	Outpatient Psych/Alcohol & Drug Abuse	3.00	$51.78
90889	0	PREPARATION OF REPORT	Outpatient Psych/Alcohol & Drug Abuse	2.58	$51.78
90989	0	DIALYSIS TRAINING, COMPLETE	Miscellaneous Medical	11.46	$85.22
90993	0	DIALYSIS TRAINING, INCOMPL	Miscellaneous Medical	1.93	$85.22
92390	0	SUPPLY OF SPECTACLES	Miscellaneous Medical	2.70	$85.22
92391	0	SUPPLY OF CONTACT LENSES	Miscellaneous Medical	1.79	$85.22
92531	0	SPONTANEOUS NYSTAGMUS STUDY	Miscellaneous Medical	0.55	$85.22
92532	0	POSITIONAL NYSTAGMUS STUDY	Miscellaneous Medical	0.65	$85.22
92533	0	CALORIC VESTIBULAR TEST	Miscellaneous Medical	1.04	$85.22
92534	0	OPTOKINETIC NYSTAGMUS	Miscellaneous Medical	0.46	$85.22
92590	0	HEARING AID EXAM, ONE EAR	Hearing/Speech Exams	1.35	$74.34
92591	0	HEARING AID EXAM, BOTH EARS	Hearing/Speech Exams	2.03	$74.34
92592	0	HEARING AID CHECK, ONE EAR	Hearing/Speech Exams	0.59	$74.34
92593	0	HEARING AID CHECK, BOTH EARS	Hearing/Speech Exams	0.89	$74.34
92594	0	ELECTRO HEARNG AID TEST, ONE	Hearing/Speech Exams	0.65	$74.34
92595	0	ELECTRO HEARNG AID TST, BOTH	Hearing/Speech Exams	0.97	$74.34
92992	0	REVISION OF HEART CHAMBER	Surgery	41.54	$120.79
92993	0	REVISION OF HEART CHAMBER	Surgery	29.10	$120.79
93000	26	ELECTROCARDIOGRAM, COMPLETE	Cardiovascular	0.31	$103.31
93040	26	RHYTHM ECG WITH REPORT	Cardiovascular	0.26	$103.31
93224	26	ECG MONITOR/REPORT, 24 HRS	Cardiovascular	1.77	$103.31
93230	26	ECG MONITOR/REPORT, 24 HRS	Cardiovascular	1.88	$103.31
93235	26	ECG MONITOR/REPORT, 24 HRS	Cardiovascular	1.39	$103.31
93268	26	ECG RECORD/REVIEW	Cardiovascular	1.80	$103.31
93720	26	TOTAL BODY PLETHYSMOGRAPHY	Cardiovascular	0.42	$103.31
93760	26	CEPHALIC THERMOGRAM	Cardiovascular	0.57	$103.31
93762	26	PERIPHERAL THERMOGRAM	Cardiovascular	0.84	$103.31
93784	26	AMBULATORY BP MONITORING	Cardiovascular	2.09	$103.31
93786	0	AMBULATORY BP RECORDING	Cardiovascular	0.69	$103.31
93788	0	AMBULATORY BP ANALYSIS	Cardiovascular	2.07	$103.31
93790	0	REVIEW/REPORT BP RECORDING	Cardiovascular	1.84	$103.31
94642	0	AEROSOL INHALATION TREATMENT	Miscellaneous Medical	2.36	$85.22
95120	0	IMMUNOTHERAPY, ONE INJECTION	Allergy Immunotherapy	0.54	$45.81
95125	0	IMMUNOTHERAPY, MANY ANTIGENS	Allergy Immunotherapy	0.66	$45.81
95130	0	IMMUNOTHERAPY, INSECT VENOM	Allergy Immunotherapy	0.93	$45.81
95131	0	IMMUNOTHERAPY, INSECT VENOMS	Allergy Immunotherapy	1.17	$45.81
95132	0	IMMUNOTHERAPY, INSECT VENOMS	Allergy Immunotherapy	1.41	$45.81
95133	0	IMMUNOTHERAPY, INSECT VENOMS	Allergy Immunotherapy	1.71	$45.81
95134	0	IMMUNOTHERAPY, INSECT VENOMS	Allergy Immunotherapy	2.05	$45.81
96110	0	DEVELOPMENTAL TEST, LIM	Miscellaneous Medical	2.28	$85.22
96549	0	CHEMOTHERAPY, UNSPECIFIED	Miscellaneous Medical	0.64	$85.22
99000	0	SPECIMEN HANDLING	Miscellaneous Medical	0.19	$85.22
99001	0	SPECIMEN HANDLING	Miscellaneous Medical	0.22	$85.22
99002	0	DEVICE HANDLING	Miscellaneous Medical	0.31	$85.22
99024	0	POSTOP FOLLOW-UP VISIT	Miscellaneous Medical	1.09	$85.22
99025	0	INITIAL SURGICAL EVALUATION	Miscellaneous Medical	0.88	$85.22
99050	0	MEDICAL SERVICES AFTER HRS	Miscellaneous Medical	0.59	$85.22
99052	0	MEDICAL SERVICES AT NIGHT	Miscellaneous Medical	0.59	$85.22
99054	0	MEDICAL SERVCS, UNUSUAL HRS	Miscellaneous Medical	0.59	$85.22
99056	0	NON-OFFICE MEDICAL SERVICES	Miscellaneous Medical	0.77	$85.22
99058	0	OFFICE EMERGENCY CARE	Miscellaneous Medical	0.79	$85.22
99070	0	SPECIAL SUPPLIES	Miscellaneous Medical	0.48	$85.22
99071	0	PATIENT EDUCATION MATERIALS	Miscellaneous Medical	0.26	$85.22

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TABLE F. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS FOR CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
99075	0	MEDICAL TESTIMONY	Miscellaneous Medical	6.40	$85.22
99078	0	GROUP HEALTH EDUCATION	Miscellaneous Medical	0.77	$85.22
99080	0	SPECIAL REPORTS OR FORMS	Miscellaneous Medical	0.26	$85.22
99082	0	UNUSUAL PHYSICIAN TRAVEL	Miscellaneous Medical	5.66	$85.22
99090	0	COMPUTER DATA ANALYSIS	Miscellaneous Medical	1.65	$85.22
99100	0	SPECIAL ANESTHESIA SERVICE	Miscellaneous Medical	0.81	$85.22
99116	0	ANESTHESIA WITH HYPOTHERMIA	Miscellaneous Medical	3.84	$85.22
99135	0	SPECIAL ANESTHESIA PROCEDURE	Miscellaneous Medical	5.12	$85.22
99140	0	EMERGENCY ANESTHESIA	Miscellaneous Medical	1.49	$85.22
99185	26	REGIONAL HYPOTHERMIA	Miscellaneous Medical	0.26	$85.22
99186	26	TOTAL BODY HYPOTHERMIA	Miscellaneous Medical	0.73	$85.22
99190	0	SPECIAL PUMP SERVICES	Inpatient Visits	17.26	$70.14
99191	0	SPECIAL PUMP SERVICES	Inpatient Visits	12.94	$70.14
99192	0	SPECIAL PUMP SERVICES	Inpatient Visits	8.63	$70.14
99288	0	DIRECT ADVANCED LIFE SUPPORT	Emer Room Visits and Observation Care	1.87	$84.57
99358	0	PROLONGED SERV, W/O CONTACT	Office/Home/Urgent Care Visits	4.70	$49.68
99359	0	PROLONGED SERV, W/O CONTACT	Office/Home/Urgent Care Visits	2.35	$49.68
99360	0	PHYSICIAN STANDBY SERVICES	Miscellaneous Medical	1.87	$85.22
99361	0	PHYSICIAN/TEAM CONFERENCE	Office/Home/Urgent Care Visits	2.69	$49.68
99362	0	PHYSICIAN/TEAM CONFERENCE	Office/Home/Urgent Care Visits	4.70	$49.68
99371	0	PHYSICIAN PHONE CONSULTATION	Office/Home/Urgent Care Visits	0.43	$49.68
99372	0	PHYSICIAN PHONE CONSULTATION	Office/Home/Urgent Care Visits	1.07	$49.68
99373	0	PHYSICIAN PHONE CONSULTATION	Office/Home/Urgent Care Visits	2.14	$49.68
99420	0	HEALTH RISK ASSESSMENT TEST	Physical Exams	2.58	$42.24
99429	0	UNLISTED PREVENTIVE SERVICE	Miscellaneous Medical	1.28	$85.22
99450	0	LIFE/DISABILITY EVALUATION	Office/Home/Urgent Care Visits	1.98	$49.68
99455	0	DISABILITY EXAMINATION	Office/Home/Urgent Care Visits	3.84	$49.68
99456	0	DISABILITY EXAMINATION	Office/Home/Urgent Care Visits	10.98	$49.68

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TABLE G. — PHYSICIAN NATIONWIDE CHARGES FOR ANESTHESIA CPT CODES

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Charge
00100	0	INTEG HEAD &/OR SALIV GLAND INCL BX; NOS	Anesthesia	$917.29
00102	0	INTEG HEAD/SALIV GLAND W/BX; REPR CLEFT	Anesthesia	$1,087.13
00103	0	INTEG HEAD/SALIV INCL BX; BLEPHAROPLASTY	Anesthesia	$923.28
00104	0	ELEC-CONVULS THERAP	Anesthesia	$415.25
00120	0	EXT, MID, & INNER EAR INCL BX; NOS	Anesthesia	$980.89
00124	0	EXT, MID, & INNER EAR INCL BX; OTOSCOPY	Anesthesia	$570.13
00126	0	EXT, MID, & INNER EAR INCL BX; TYMPANOTOMY	Anesthesia	$560.40
00140	0	EYE; NOS	Anesthesia	$813.29
00142	0	EYE; LENS SURG	Anesthesia	$653.93
00144	0	EYE; CORNEAL TRANSPL	Anesthesia	$1,040.75
00145	0	EYE; VITRECTOMY	Anesthesia	$1,117.06
00147	0	EYE; IRIDECTOMY	Anesthesia	$743.71
00148	0	EYE; OPHTH	Anesthesia	$713.03
00160	0	NOSE & ACCES SINUSES; NOS	Anesthesia	$901.58
00162	0	NOSE & ACCES SINUSES; RADICAL SURG	Anesthesia	$1,221.06
00164	0	NOSE & ACCES SINUSES; BX, SOFT TISS	Anesthesia	$724.26
00170	0	INTRAORAL PROC, INCL BX; NOS	Anesthesia	$831.25
00172	0	INTRAORAL PROC, INCL BX; REPR CLEFT PALATE	Anesthesia	$1,102.85
00174	0	INTRAORAL INCL BX; EXC RETROPHARYNG TUMOR	Anesthesia	$944.23
00176	0	INTRAORAL PROC, INCL BX; RADICAL SURG	Anesthesia	$2,059.05
00190	0	FACIAL BONES; NOS	Anesthesia	$1,097.61
00192	0	FACIAL BONES; RADICAL SURG	Anesthesia	$1,904.92
00210	0	INTRACRAN PROC; NOS	Anesthesia	$1,960.28
00212	0	INTRACRAN PROC; SUBDURAL TAPS	Anesthesia	$851.45
00214	0	INTRACRAN PROC; BURR HOLES	Anesthesia	$1,258.47
00215	0	INTRACRAN; ELEVAT DEPRES SKULL FX-XTRADURL	Anesthesia	$1,258.47
00216	0	INTRACRAN PROC; VASCULAR PROC	Anesthesia	$2,697.26
00218	0	INTRACRAN PROC; PROC SITTING POSIT	Anesthesia	$2,056.05
00220	0	INTRACRAN PROC; SPINAL FLUID SHUNTING PROC	Anesthesia	$1,403.62
00222	0	INTRACRAN; ELECTROCOAGULAT INTRACRAN NERV	Anesthesia	$892.60
00300	0	ALL PROC INTEG SYST NECK, INCL SUBQ TISS	Anesthesia	$863.42
00320	0	PROC ESOPHAG/THYROID/LARYNX/TRACH; NOS	Anesthesia	$935.25
00322	0	PROC ESOPHA/THYROID/TRACH; NEEDLE BX THYRO	Anesthesia	$745.96
00350	0	MAJOR VESSELS NECK; NOS	Anesthesia	$1,569.72
00352	0	MAJOR VESSELS NECK; SIMPL LIG	Anesthesia	$739.97
00400	0	ANT INTEG SYST CHEST, INCL SUBQ TISS; NOS	Anesthesia	$600.80
00402	0	ANT INTEG CHEST W/SUBQ TISS; RECON BREAST	Anesthesia	$1,187.39
00404	0	ANT INTEG CHEST W/SUBQ; RAD/MOD RAD BREAST	Anesthesia	$1,032.52
00406	0	ANT INTEG CHEST; RAD BREAST W/ NODE DISSEC	Anesthesia	$1,654.27
00410	0	INTEG CHEST W/SUBQ TISS; ELEC CONVER ARRHY	Anesthesia	$451.16
00450	0	CLAV & SCAPULA; NOS	Anesthesia	$878.39
00452	0	CLAV & SCAPULA; RADICAL SURG	Anesthesia	$1,207.59
00454	0	CLAV & SCAPULA; BX CLAV	Anesthesia	$659.16
00470	0	PART RIB RESECT; NOS	Anesthesia	$1,065.44
00472	0	PART RIB RESECT; THORACOPLASTY	Anesthesia	$1,600.40
00474	0	PART RIB RESECT; RADICAL PROC	Anesthesia	$1,926.62
00500	0	ALL PROC ESOPHAGUS	Anesthesia	$2,703.25
00520	0	CLO CHEST PROC; NOS	Anesthesia	$846.96
00522	0	CLO CHEST PROC; NEEDLE BX PLEURA	Anesthesia	$706.30
00524	0	CLO CHEST PROC; PNEUMOCENTESIS	Anesthesia	$625.50
00528	0	CLO CHEST PROC; MEDIASTINOSCOPY	Anesthesia	$1,151.48
00530	0	TRANSVENOUS PACEMAKER INSRT	Anesthesia	$817.03
00532	0	ACCES TO CENTRAL VENOUS CIRCULATION	Anesthesia	$671.14
00534	0	TRANSVENOUS INSRT/REPLC CARDIOVERTER/DEFIB	Anesthesia	$1,283.91
00540	0	THORACOTOMY INVOLV LUNGS; NOS	Anesthesia	$1,944.57
00542	0	THORACOTOMY INVOLV LUNGS; DECORTIC	Anesthesia	$2,118.90
00544	0	THORACOTOMY INVOLV LUNGS; PLEURECTOMY	Anesthesia	$2,169.78
00546	0	THORACOTOMY INVOLV LUNGS; W/THORACOPLASTY	Anesthesia	$2,288.74
00548	0	THORACOT INVOLV LUNGS; INTHOR TRACH/BRONCH	Anesthesia	$2,234.13
00560	0	HEART/GREAT VESSELS; WO PUMP OXYGENATOR	Anesthesia	$1,937.09
00562	0	HEART/GREAT VESSELS; W/ PUMP OXYGENATOR	Anesthesia	$3,162.64
00580	0	HEART TRANSPL OR HEART/LUNG TRANSPL	Anesthesia	$3,517.29
00600	0	CERV SPINE & CORD; NOS	Anesthesia	$1,818.87
00604	0	CERV SPINE/CORD; POST CERV LAMINEC SITTING	Anesthesia	$1,978.24
00620	0	THORACIC SPINE & CORD; NOS	Anesthesia	$1,895.94

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TABLE G. — PHYSICIAN NATIONWIDE CHARGES FOR ANESTHESIA CPT CODES — Continued

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CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Charge
00622	0	THORACIC SPINE; THORACOLUMBAR SYMPATHECTMY	Anesthesia	$2,080.00
00630	0	PROC LUMBAR REGION; NOS	Anesthesia	$1,444.03
00632	0	PROC LUMBAR REGION; LUMBAR SYMPATHECTOMY	Anesthesia	$1,118.56
00634	0	PROC LUMBAR REGION; CHEMONUCLEOLYSIS	Anesthesia	$891.85
00670	0	EXTEN SPINE & SPINAL CORD PROC	Anesthesia	$2,605.23
00700	0	UPPER ANT ABD WALL; NOS	Anesthesia	$672.63
00702	0	UPPER ANT ABD WALL; PERCUT LIVER BX	Anesthesia	$873.15
00730	0	UPPER POST ABD WALL	Anesthesia	$893.35
00740	0	UPPER GI ENDO PROC	Anesthesia	$620.26
00750	0	HERNIA REPR UPPER ABD; NOS	Anesthesia	$794.59
00752	0	HERNIA REPR UP ABD; LUMBAR &/OR DEHISCENCE	Anesthesia	$1,006.33
00754	0	HERNIA REPR UPPER ABD; OMPHALOCELE	Anesthesia	$1,206.10
00756	0	HERNIA REPR UP ABD; TRANSABD DIAPHRAGMATIC	Anesthesia	$1,387.91
00770	0	ALL PROC MAJOR ABD BLD VESSELS	Anesthesia	$2,469.81
00790	0	INTRAPERITONEAL UPPER ABD W/LAP; NOS	Anesthesia	$1,262.96
00792	0	INTRAPERITONEAL, W/LAP; PART HEPATECTOMY	Anesthesia	$2,396.48
00794	0	INTRAPERITONEAL W/LAP; PANCREATECTOMY	Anesthesia	$2,383.02
00796	0	INTRAPERITONEAL W/LAP; LIVER TRANSPL	Anesthesia	$5,369.08
00800	0	LOWER ANT ABD WALL; NOS	Anesthesia	$664.40
00802	0	LOWER ANT ABD WALL; PANNICULECTOMY	Anesthesia	$1,157.47
00810	0	INTESTINAL ENDO PROC	Anesthesia	$728.75
00820	0	LOWER POST ABD WALL	Anesthesia	$864.92
00830	0	HERNIA REPR LOWER ABD; NOS	Anesthesia	$799.83
00832	0	HERNIA REPR LO ABD; VENTRAL & INCS HERNIAS	Anesthesia	$1,013.81
00840	0	INTRAPERITONEAL LOWER ABD W/LAP; NOS	Anesthesia	$1,217.32
00842	0	INTRAPERITONEAL LOWER ABD W/LAP; AMNIOCENT	Anesthesia	$856.69
00844	0	INTRAPERITONEAL LO ABD W/LAP; ABD-PERINEAL	Anesthesia	$1,641.55
00846	0	INTRAPERITONEAL LO ABD W/LAP; RAD HYST	Anesthesia	$1,575.71
00848	0	INTRAPERITONEAL ABD; PELVIC EXENTERATION	Anesthesia	$2,050.82
00850	0	INTRAPERITONEAL LO ABD W/LAP; C-SECT	Anesthesia	$1,058.70
00855	0	INTRAPERITONEAL LO ABD W/LAP; C-HYST	Anesthesia	$1,467.22
00857	0	CONT EPIDURAL ANALGESIA, LABOR & C SECT	Anesthesia	$1,296.63
00860	0	EXTRAPERITONEAL INCL URINARY TRACT; NOS	Anesthesia	$1,213.58
00862	0	EXTRAPERITONEAL; UP 1/3 URETER/DONOR NEPHR	Anesthesia	$1,497.15
00864	0	EXTRAPERITONEAL INCL URINARY; TOT CYSTECT	Anesthesia	$2,426.41
00865	0	EXTRAPERITONEAL; RAD PROSTATECTOMY	Anesthesia	$1,622.85
00866	0	EXTRAPERITONEAL INCL URINARY; ADRENALECTMY	Anesthesia	$1,860.03
00868	0	EXTRAPERITONEAL INCL URINARY; RENAL TRNSPL	Anesthesia	$2,118.90
00870	0	EXTRAPERITONEAL INCL URINARY; CYSTOLITHOTO	Anesthesia	$882.13
00872	0	LITH EXTRACORPOREAL SHOCK WAVE; W/H2O BATH	Anesthesia	$1,030.27
00873	0	LITH EXTRACORPOREAL SHOCK WAVE;WO H2O BATH	Anesthesia	$870.16
00880	0	MAJOR LOWER ABD VESSELS; NOS	Anesthesia	$2,531.91
00882	0	MAJOR ABD VESSELS; INFERIOR VENA CAVA LIG	Anesthesia	$1,182.90
00884	0	MAJOR ABD VESS; TRANSVEN UMBRELLA INSRT	Anesthesia	$791.60
00900	0	PERINEAL INTEG SYST; NOS	Anesthesia	$600.06
00902	0	PERINEAL INTEG SYST; ANORECTAL PROC	Anesthesia	$635.22
00904	0	PERINEAL INTEG SYST; RADICAL PERINEAL PROC	Anesthesia	$1,676.72
00906	0	PERINEAL INTEG SYST; VULVECTOMY	Anesthesia	$881.38
00908	0	PERINEAL INTEG SYST; PERINEAL PROSTATECTMY	Anesthesia	$1,470.21
00910	0	TRANSURETHRAL PROC; NOS	Anesthesia	$537.96
00912	0	TRANSURETHRAL; RESECT BLADDER TUMOR	Anesthesia	$736.98
00914	0	TRANSURETHRAL; TURP	Anesthesia	$846.21
00916	0	TRANSURETHRAL; POST RESECT BLEEDING	Anesthesia	$790.85
00918	0	TRANSURETHRAL; W/ FRAGMEN/REMOV CALCU	Anesthesia	$823.77
00920	0	MALE EXT GENIT; NOS	Anesthesia	$618.01
00922	0	MALE EXT GENIT; SEMINAL VESICLES	Anesthesia	$924.78
00924	0	MALE EXT GENIT; UNDESCEND TESTIS UNI/BILAT	Anesthesia	$689.84
00926	0	MALE EXT GENIT; RADICAL ORCHIECTOMY, ING	Anesthesia	$683.85
00928	0	MALE EXT GENIT; RADICAL ORCHIECTOMY, ABD	Anesthesia	$944.98
00930	0	MALE GENIT; ORCHIOPEXY UNI/BILAT	Anesthesia	$704.06
00932	0	MALE EXT GENIT; COMPLT AMPUTA PENIS	Anesthesia	$752.69
00934	0	MALE; RAD AMPUT PENIS W/BIL ING LYMPHADENE	Anesthesia	$1,061.70
00936	0	MALE; RAD AMP PENIS W/BIL ING & ILIAC LYMP	Anesthesia	$1,697.67
00938	0	MALE EXT GENIT; INSRT PENILE PROSTH	Anesthesia	$1,004.83
00940	0	VAG PROC; NOS	Anesthesia	$507.28

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TABLE G. — PHYSICIAN NATIONWIDE CHARGES FOR ANESTHESIA CPT CODES — Continued

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CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Charge
00942	0	VAG; COLPOTOMY, COLPECTOMY, COLPORRHAPHY	Anesthesia	$892.60
00944	0	VAG PROC; VAG HYST	Anesthesia	$1,209.09
00946	0	VAG PROC; VAG DELIV	Anesthesia	$1,218.07
00948	0	VAG PROC; CERV CERCLAGE	Anesthesia	$619.51
00950	0	VAG PROC; CULDOSCOPY	Anesthesia	$735.48
00952	0	VAG PROC; HYSTEROSCOPY	Anesthesia	$594.82
00955	0	CONT EPIDURAL ANALGESIA, LABOR & VAG DELIV	Anesthesia	$1,538.30
01120	0	BONY PELVIS	Anesthesia	$1,075.91
01130	0	BODY CAST APPLIC OR REVIS	Anesthesia	$659.16
01140	0	INTERPELVIABDOMINAL AMPUTA	Anesthesia	$2,350.10
01150	0	RAD PROC TUMOR PELVIS EX HINDQUARTER AMPUT	Anesthesia	$1,761.26
01160	0	CLO PROC W/SYMPHYSIS PUBIS/SACROILIAC JT	Anesthesia	$773.64
01170	0	OPEN PROC W/SYMPHYS PUBIS OR SACROILIAC JT	Anesthesia	$1,375.94
01180	0	OBTURATOR NEURECTOMY; EXTRAPELVIC	Anesthesia	$664.40
01190	0	OBTURATOR NEURECTOMY; INTRAPELVIC	Anesthesia	$752.69
01200	0	ALL CLO PROC INVOLV HIP JT	Anesthesia	$615.02
01202	0	ARTHROSCOPIC PROC HIP JT	Anesthesia	$959.94
01210	0	OPEN PROC INVOLV HIP JT; NOS	Anesthesia	$1,087.88
01212	0	OPEN PROC INVOLV HIP JT; HIP DIASART	Anesthesia	$1,586.18
01214	0	OPEN INVOLV HIP JT; TOT HIP REPLAC/REVIS	Anesthesia	$1,679.71
01220	0	ALL CLO PROC INVOLV UPPER 2/3 FEMUR	Anesthesia	$789.35
01230	0	OPEN PROC INVOLV UPPER 2/3 FEMUR; NOS	Anesthesia	$1,085.64
01232	0	OPEN PROC INVOLV UPPER 2/3 FEMUR; AMPUTA	Anesthesia	$895.60
01234	0	OPEN INVOLV UP 2/3 FEMUR; RAD RESECT	Anesthesia	$1,697.67
01250	0	ALL NERV/MUSCL/TENDON/FASCIA/BURSAE UP LEG	Anesthesia	$774.39
01260	0	ALL INVOLV VEINS UP LEG INCL EXPLOR	Anesthesia	$882.13
01270	0	INVOLV ART UP LEG INCL BYPASS GFT; NOS	Anesthesia	$1,744.05
01272	0	INVOLV ART UP LEG INCL GFT; FEM ART LIG	Anesthesia	$752.69
01274	0	INVOLV ART UP LEG INCL GFT; FEM ART EMBOLE	Anesthesia	$1,144.00
01320	0	NERV/MUSCL/TENDON/FASCIA/BURSAE KNEE/POP	Anesthesia	$801.32
01340	0	ALL CLO PROC LOWER 1/3 FEMUR	Anesthesia	$847.71
01360	0	ALL OPEN PROC LOWER 1/3 FEMUR	Anesthesia	$1,155.97
01380	0	ALL CLO PROC KNEE JT	Anesthesia	$466.13
01382	0	ARTHROSCOPIC PROC KNEE JT	Anesthesia	$679.37
01390	0	ALL CLO UP ENDS TIBIA/FIBULA &/OR PATELLA	Anesthesia	$673.38
01392	0	ALL OPEN UPPER ENDS TIB/FIB &/OR PATELLA	Anesthesia	$959.94
01400	0	OPEN PROC KNEE JT; NOS	Anesthesia	$871.65
01402	0	OPEN PROC KNEE JT; TOT KNEE REPLAC	Anesthesia	$1,390.16
01404	0	OPEN PROC KNEE JT; DISART AT KNEE	Anesthesia	$914.30
01420	0	ALL CAST APPLIC/REMOV/REPR INVOLV KNEE JT	Anesthesia	$696.57
01430	0	VEINS KNEE & POP AREA; NOS	Anesthesia	$1,191.13
01432	0	VEINS KNEE & POP AREA; AV FISTULA	Anesthesia	$923.28
01440	0	ART KNEE & POP AREA; NOS	Anesthesia	$1,318.33
01442	0	ART KNEE; POP THROMBOENDART W/WO PATCH GFT	Anesthesia	$1,598.16
01444	0	ART KNEE; POP EXC/GFT/REPR OCCLUS/ANEURYSM	Anesthesia	$1,866.76
01462	0	ALL CLO PROC LOWER LEG, ANK, & FT	Anesthesia	$632.23
01464	0	ARTHROSCOPIC PROC ANK JT	Anesthesia	$816.29
01470	0	NERV/MUSCL/FASCIA LOW LEG/ANK/FT; NOS	Anesthesia	$659.91
01472	0	NERV/MUSCL LO LEG; REPR ACHILLES W/WO GFT	Anesthesia	$977.90
01474	0	NERV/MUSCL LO LEG; GASTROCNEMIUS RECESSION	Anesthesia	$1,024.29
01480	0	OPEN PROC BONES LOWER LEG, ANK, & FT; NOS	Anesthesia	$755.68
01482	0	OPEN BONES LO LEG/ANK/FT; RADICAL RESECT	Anesthesia	$828.26
01484	0	OPEN BONES LO LEG/ANK/FT; OSTEOTMY TIB/FIB	Anesthesia	$957.70
01486	0	OPEN BONES LO LEG/ANK/FT; TOT ANK REPLAC	Anesthesia	$1,382.67
01490	0	LOWER LEG CAST APPLIC, REMOV, OR REPR	Anesthesia	$619.51
01500	0	ART LOWER LEG, INCL BYPASS GFT; NOS	Anesthesia	$1,735.08
01502	0	ART LO LEG W/BYPASS GFT; EMBOLEC DIR/CATH	Anesthesia	$1,173.93
01520	0	VEINS LOWER LEG; NOS	Anesthesia	$888.86
01522	0	VEINS LO LEG; VENOUS THROMBEC DIRECT/CATH	Anesthesia	$990.62
01610	0	ALL NERV/MUSCL/FASCIA/BURSAE SHOULDER/AXIL	Anesthesia	$963.68
01620	0	ALL CLO HUMERAL/AC/SHLDR JT	Anesthesia	$600.80
01622	0	ARTHROSCOPIC PROC SHOULDER JT	Anesthesia	$980.14
01630	0	OPEN HUMERAL/AC/SHLDR JT; NOS	Anesthesia	$1,060.20
01632	0	OPEN HUMERAL/AC/SHLDR JT; RADICAL RESECT	Anesthesia	$1,061.70
01634	0	OPEN HUMERAL/AC/SHLDR JT; SHOULDER DISART	Anesthesia	$1,258.47

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TABLE G. — PHYSICIAN NATIONWIDE CHARGES FOR ANESTHESIA CPT CODES — Continued

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CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Charge
01636	0	OPEN HUMER/AC/SHLDR JT; INTERTHORACAP AMPU	Anesthesia	$2,350.10
01638	0	OPEN HUMERAL/AC/SHLDR JT; TOT SHLDR REPLAC	Anesthesia	$1,741.81
01650	0	ART SHOULDER AXILLA; NOS	Anesthesia	$1,080.40
01652	0	ART SHLDR/AXIL; AXIL-BRACHIAL ANEURY	Anesthesia	$1,533.06
01654	0	ART SHOULDER & AXILLA; BYPASS GFT	Anesthesia	$1,595.16
01656	0	ART SHLDR & AXIL; AXILRY-FEMORAL BYPAS GFT	Anesthesia	$2,070.27
01670	0	ALL PROC VEINS SHOULDER & AXILLA	Anesthesia	$746.70
01680	0	SHOULDER CAST APPLIC, REMOV OR REPR; NOS	Anesthesia	$601.55
01682	0	SHLDR CAST APPLIC REMOV/REPR; SHLDR SPICA	Anesthesia	$752.69
01710	0	NERV/MUSCL/FASCIA/BURSAE UP ARM/ELBOW; NOS	Anesthesia	$660.66
01712	0	NERV UP ARM/ELB; TENOTOMY ELBOW-SHLDR OPEN	Anesthesia	$858.19
01714	0	NERV UP ARM/ELBOW; TENOPLASTY ELBOW-SHLDR	Anesthesia	$1,081.90
01716	0	NERV UP ARM/ELBOW; TENODESIS RUPT BICEPS	Anesthesia	$967.42
01730	0	ALL CLO PROC HUMERUS & ELBOW	Anesthesia	$632.98
01732	0	ARTHROSCOPIC PROC ELBOW JT	Anesthesia	$822.27
01740	0	OPEN PROC HUMERUS & ELBOW; NOS	Anesthesia	$929.26
01742	0	OPEN PROC HUMERUS & ELBOW; OSTEOTOMY HUMER	Anesthesia	$1,083.39
01744	0	OPEN HUMERUS & ELB; REPR NON-MALUNION HUM	Anesthesia	$1,283.91
01756	0	OPEN PROC HUMERUS & ELBOW; RADICAL PROC	Anesthesia	$1,263.71
01758	0	OPEN HUMERUS/ELBOW; EXC CYST/TUMOR HUMERUS	Anesthesia	$891.85
01760	0	OPEN PROC HUMERUS & ELB; TOT ELBOW REPLAC	Anesthesia	$1,708.14
01770	0	ART UPPER ARM & ELBOW; NOS	Anesthesia	$1,294.39
01772	0	ART UPPER ARM & ELBOW; EMBOLECTOMY	Anesthesia	$1,011.57
01780	0	VEINS UPPER ARM & ELBOW; NOS	Anesthesia	$692.09
01782	0	VEINS UPPER ARM & ELBOW; PHLEBORRHAPHY	Anesthesia	$752.69
01784	0	REPR ARTERIO-VENOUS FISTULA CONGEN/ACQUIRE	Anesthesia	$1,084.89
01810	0	ALL NERV/MUSCL/BURSAE FOREARM/WRIST/HAND	Anesthesia	$618.01
01820	0	ALL CLO RADIUS/ULNA/WRIST/HAND BONES	Anesthesia	$587.34
01830	0	OPEN RADIUS/ULNA/WRIST/HAND BONES; NOS	Anesthesia	$799.83
01832	0	OPEN RAD/ULNA/HAND BONES; TOT WRIST REPL	Anesthesia	$1,199.36
01840	0	ART FOREARM, WRIST, & HAND; NOS	Anesthesia	$1,066.19
01842	0	ART FOREARM, WRIST, & HAND; EMBOLECTOMY	Anesthesia	$972.66
01844	0	VASCULAR SHUNT, OR SHUNT REVIS, ANY TYPE	Anesthesia	$1,084.89
01850	0	VEINS FOREARM, WRIST, & HAND; NOS	Anesthesia	$668.14
01852	0	VEINS FOREARM, WRIST, & HAND; PHLEBORRHAPH	Anesthesia	$752.69
01860	0	FOREARM/WRIST/HAND CAST APPLIC/REMOV/REPR	Anesthesia	$558.91
01904	0	INJ PROC PNEUMOENCEPHALOGRAPHY	Anesthesia	$749.70
01906	0	ANES-INJ PROC MYELOGRAPHY; LUMBAR	Anesthesia	$736.98
01908	0	ANES-INJ PROC MYELOGRAPHY; CERV	Anesthesia	$769.15
01910	0	ANES-INJ PROC MYELOGRAPHY; POST FOSSA	Anesthesia	$1,258.47
01912	0	ANES-INJ PROC DISKOGRAPHY; LUMBAR	Anesthesia	$647.94
01914	0	ANES-INJ PROC DISKOGRAPHY; CERV	Anesthesia	$747.45
01916	0	ANES-ARTERIOGRAMS/NEEDLE; CAROTID/VERTERBRAL	Anesthesia	$894.10
01918	0	ANES-ARTERIOGRAMS/NEEDLE; RETROGRAD BRACH/FEM	Anesthesia	$727.25
01920	0	CARD CATH W/CORONARY ARTERIOGRAPHY & VENTR	Anesthesia	$912.06
01921	0	ANGIOPLASTY	Anesthesia	$952.46
01922	0	NON-INVASIVE IMAGING/RADIATION THERAP	Anesthesia	$976.40
01990	0	PHYSIOLOG SUPPORT HARVEST DONOR ORGAN-BRAIN DEAD	Anesthesia	$532.72
01995	0	REGIONAL IV ADMIN LOCAL ANES AGENT/OTH MED	Anesthesia	$381.58
01996	0	DAILY MGMT EPIDURAL OR SUBARACHNOID DRUG ADMIN	Anesthesia	$224.46

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TABLE H. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
80500	0	LAB PATHOLOGY CONSULTATION	Pathology	0.37	0.21	$94.73
80502	0	LAB PATHOLOGY CONSULTATION	Pathology	1.33	0.50	$94.73
85060	0	BLOOD SMEAR INTERPRETATION	Pathology	0.45	0.22	$94.73
85095	0	BONE MARROW ASPIRATION	Pathology	1.08	2.51	$94.73
85097	0	BONE MARROW INTERPRETATION	Pathology	0.94	0.47	$94.73
85102	0	BONE MARROW BIOPSY	Pathology	1.37	2.64	$94.73
86077	0	PHYSICIAN BLOOD BANK SERVICE	Pathology	0.94	0.42	$94.73
86078	0	PHYSICIAN BLOOD BANK SERVICE	Pathology	0.94	0.46	$94.73
86079	0	PHYSICIAN BLOOD BANK SERVICE	Pathology	0.94	0.45	$94.73
86490	0	COCCIDIOIDOMYCOSIS SKIN TEST	Pathology	0.00	0.30	$94.73
86510	0	HISTOPLASMOSIS SKIN TEST	Pathology	0.00	0.33	$94.73
86580	0	TB INTRADERMAL TEST	Pathology	0.00	0.26	$94.73
86585	0	TB TINE TEST	Pathology	0.00	0.21	$94.73
88104	0	CYTOPATHOLOGY, FLUIDS	Pathology	0.56	0.68	$94.73
88106	0	CYTOPATHOLOGY, FLUIDS	Pathology	0.56	0.55	$94.73
88107	0	CYTOPATHOLOGY, FLUIDS	Pathology	0.76	0.82	$94.73
88108	0	CYTOPATH, CONCENTRATE TECH	Pathology	0.56	0.77	$94.73
88125	0	FORENSIC CYTOPATHOLOGY	Pathology	0.26	0.19	$94.73
88141	0	CYTOPATH, C/V, INTERPRET	Pathology	0.42	0.28	$94.73
88160	0	CYTOPATH SMEAR, OTHER SOURCE	Pathology	0.50	0.84	$94.73
88161	0	CYTOPATH SMEAR, OTHER SOURCE	Pathology	0.50	0.51	$94.73
88162	0	CYTOPATH SMEAR, OTHER SOURCE	Pathology	0.76	0.95	$94.73
88170	0	FINE NEEDLE ASPIRATION	Pathology	1.27	1.01	$94.73
88171	0	FINE NEEDLE ASPIRATION	Pathology	1.27	1.13	$94.73
88172	0	EVALUATION OF SMEAR	Pathology	0.60	1.04	$94.73
88173	0	INTERPRETATION OF SMEAR	Pathology	1.39	1.28	$94.73
88180	0	CELL MARKER STUDY	Pathology	0.36	0.61	$94.73
88182	0	CELL MARKER STUDY	Pathology	0.77	1.17	$94.73
88291	0	CYTO/MOLECULAR REPORT	Pathology	0.52	0.23	$94.73
88300	0	SURGICAL PATH, GROSS	Pathology	0.08	0.35	$94.73
88302	0	TISSUE EXAM BY PATHOLOGIST	Pathology	0.13	0.94	$94.73
88304	0	TISSUE EXAM BY PATHOLOGIST	Pathology	0.22	0.70	$94.73
88305	0	TISSUE EXAM BY PATHOLOGIST	Pathology	0.75	1.28	$94.73
88307	0	TISSUE EXAM BY PATHOLOGIST	Pathology	1.59	2.53	$94.73
88309	0	TISSUE EXAM BY PATHOLOGIST	Pathology	2.28	3.54	$94.73
88311	0	DECALCIFY TISSUE	Pathology	0.24	0.23	$94.73
88312	0	SPECIAL STAINS	Pathology	0.54	0.81	$94.73
88313	0	SPECIAL STAINS	Pathology	0.24	1.15	$94.73
88314	0	HISTOCHEMICAL STAIN	Pathology	0.45	2.30	$94.73
88318	0	CHEMICAL HISTOCHEMISTRY	Pathology	0.42	0.69	$94.73
88319	0	ENZYME HISTOCHEMISTRY	Pathology	0.53	2.16	$94.73
88321	0	MICROSLIDE CONSULTATION	Pathology	1.30	0.54	$94.73
88323	0	MICROSLIDE CONSULTATION	Pathology	1.35	1.54	$94.73
88325	0	COMPREHENSIVE REVIEW OF DATA	Pathology	2.22	0.75	$94.73
88329	0	PATHOLOGY CONSULT IN SURGERY	Pathology	0.67	0.48	$94.73
88331	0	PATHOLOGY CONSULT IN SURGERY	Pathology	1.19	1.12	$94.73
88332	0	PATHOLOGY CONSULT IN SURGERY	Pathology	0.59	0.56	$94.73
88342	0	IMMUNOCYTOCHEMISTRY	Pathology	0.85	1.37	$94.73
88346	0	IMMUNOFLUORESCENT STUDY	Pathology	0.86	1.34	$94.73
88347	0	IMMUNOFLUORESCENT STUDY	Pathology	0.86	0.81	$94.73
88348	0	ELECTRON MICROSCOPY	Pathology	1.51	7.16	$94.73
88349	0	SCANNING ELECTRON MICROSCOPY	Pathology	0.76	3.96	$94.73
88355	0	ANALYSIS, SKELETAL MUSCLE	Pathology	1.85	2.25	$94.73
88356	0	ANALYSIS, NERVE	Pathology	3.02	3.26	$94.73
88358	0	ANALYSIS, TUMOR	Pathology	2.82	2.62	$94.73
88362	0	NERVE TEASING PREPARATIONS	Pathology	2.17	2.99	$94.73
88365	0	TISSUE HYBRIDIZATION	Pathology	0.93	1.81	$94.73
89100	0	SAMPLE INTESTINAL CONTENTS	Pathology	0.60	1.01	$94.73
89105	0	SAMPLE INTESTINAL CONTENTS	Pathology	0.50	1.80	$94.73
89130	0	SAMPLE STOMACH CONTENTS	Pathology	0.45	1.08	$94.73
89132	0	SAMPLE STOMACH CONTENTS	Pathology	0.19	0.97	$94.73
89135	0	SAMPLE STOMACH CONTENTS	Pathology	0.79	1.27	$94.73

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TABLE H. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH WORK EXPENSE AND PRACTICE EXPENSE RVUS — Continued

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CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Work Expense RVUs	Practice Expense RVUs	Conversion Factor
89136	0	SAMPLE STOMACH CONTENTS	Pathology	0.21	1.02	$94.73
89140	0	SAMPLE STOMACH CONTENTS	Pathology	0.94	1.38	$94.73
89141	0	SAMPLE STOMACH CONTENTS	Pathology	0.85	2.25	$94.73
89350	0	SPUTUM SPECIMEN COLLECTION	Pathology	0.00	0.42	$94.73
89360	0	COLLECT SWEAT FOR TEST	Pathology	0.00	0.47	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY

CPT Code	Mod-ifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
80048	0	BASIC METABOLIC PANEL	Pathology	0.41	$94.73
80050	0	GENERAL HEALTH PANEL	Pathology	1.08	$94.73
80051	0	ELECTROLYTE PANEL	Pathology	0.34	$94.73
80053	0	COMPREHEN METABOLIC PANEL	Pathology	0.51	$94.73
80055	0	OBSTETRIC PANEL	Pathology	1.24	$94.73
80061	0	LIPID PANEL	Pathology	0.64	$94.73
80069	0	RENAL FUNCTION PANEL	Pathology	0.42	$94.73
80072	0	ARTHRITIS PANEL	Pathology	1.24	$94.73
80074	0	ACUTE HEPATITIS PANEL	Pathology	2.29	$94.73
80076	0	HEPATIC FUNCTION PANEL	Pathology	0.39	$94.73
80090	0	TORCH ANTIBODY PANEL	Pathology	2.77	$94.73
80100	0	DRUG SCREEN	Pathology	0.70	$94.73
80101	0	DRUG SCREEN	Pathology	0.66	$94.73
80102	0	DRUG CONFIRMATION	Pathology	0.64	$94.73
80103	0	DRUG ANALYSIS, TISSUE PREP	Pathology	0.49	$94.73
80150	0	ASSAY OF AMIKACIN	Pathology	0.73	$94.73
80152	0	ASSAY OF AMITRIPTYLINE	Pathology	0.86	$94.73
80154	0	ASSAY OF BENZODIAZEPINES	Pathology	0.89	$94.73
80156	0	ASSAY OF CARBAMAZEPINE	Pathology	0.70	$94.73
80158	0	ASSAY OF CYCLOSPORINE	Pathology	0.87	$94.73
80160	0	ASSAY OF DESIPRAMINE	Pathology	0.83	$94.73
80162	0	ASSAY OF DIGOXIN	Pathology	0.64	$94.73
80164	0	ASSAY, DIPROPYLACETIC ACID	Pathology	0.65	$94.73
80166	0	ASSAY OF DOXEPIN	Pathology	0.75	$94.73
80168	0	ASSAY OF ETHOSUXIMIDE	Pathology	0.79	$94.73
80170	0	ASSAY OF GENTAMICIN	Pathology	0.79	$94.73
80172	0	ASSAY OF GOLD	Pathology	0.78	$94.73
80174	0	ASSAY OF IMIPRAMINE	Pathology	0.83	$94.73
80176	0	ASSAY OF LIDOCAINE	Pathology	0.71	$94.73
80178	0	ASSAY OF LITHIUM	Pathology	0.32	$94.73
80182	0	ASSAY OF NORTRIPTYLINE	Pathology	0.65	$94.73
80184	0	ASSAY OF PHENOBARBITAL	Pathology	0.55	$94.73
80185	0	ASSAY OF PHENYTOIN, TOTAL	Pathology	0.64	$94.73
80186	0	ASSAY OF PHENYTOIN, FREE	Pathology	0.66	$94.73
80188	0	ASSAY OF PRIMIDONE	Pathology	0.80	$94.73
80190	0	ASSAY OF PROCAINAMIDE	Pathology	0.81	$94.73
80192	0	ASSAY OF PROCAINAMIDE	Pathology	0.81	$94.73
80194	0	ASSAY OF QUINIDINE	Pathology	0.70	$94.73
80196	0	ASSAY OF SALICYLATE	Pathology	0.34	$94.73
80197	0	ASSAY OF TACROLIMUS	Pathology	0.66	$94.73
80198	0	ASSAY OF THEOPHYLLINE	Pathology	0.68	$94.73
80200	0	ASSAY OF TOBRAMYCIN	Pathology	0.78	$94.73
80201	0	ASSAY OF TOPIRAMATE	Pathology	0.57	$94.73
80202	0	ASSAY OF VANCOMYCIN	Pathology	0.65	$94.73
80299	0	QUANTITATIVE ASSAY, DRUG	Pathology	0.66	$94.73
80400	0	ACTH STIMULATION PANEL	Pathology	1.57	$94.73
80402	0	ACTH STIMULATION PANEL	Pathology	4.18	$94.73
80406	0	ACTH STIMULATION PANEL	Pathology	3.77	$94.73
80408	0	ALDOSTERONE SUPPRESSION EVAL	Pathology	6.04	$94.73
80410	0	CALCITONIN STIMUL PANEL	Pathology	3.87	$94.73
80412	0	CRH STIMULATION PANEL	Pathology	15.86	$94.73
80414	0	TESTOSTERONE RESPONSE	Pathology	2.48	$94.73
80415	0	ESTRADIOL RESPONSE PANEL	Pathology	2.69	$94.73
80416	0	RENIN STIMULATION PANEL	Pathology	6.35	$94.73
80417	0	RENIN STIMULATION PANEL	Pathology	2.12	$94.73
80418	0	PITUITARY EVALUATION PANEL	Pathology	27.89	$94.73
80420	0	DEXAMETHASONE PANEL	Pathology	3.47	$94.73
80422	0	GLUCAGON TOLERANCE PANEL	Pathology	2.22	$94.73
80424	0	GLUCAGON TOLERANCE PANEL	Pathology	2.43	$94.73
80426	0	GONADOTROPIN HORMONE PANEL	Pathology	7.14	$94.73
80428	0	GROWTH HORMONE PANEL	Pathology	3.21	$94.73
80430	0	GROWTH HORMONE PANEL	Pathology	3.78	$94.73
80432	0	INSULIN SUPPRESSION PANEL	Pathology	6.50	$94.73
80434	0	INSULIN TOLERANCE PANEL	Pathology	4.87	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
80435	0	INSULIN TOLERANCE PANEL	Pathology	4.96	$94.73
80436	0	METYRAPONE PANEL	Pathology	4.39	$94.73
80438	0	TRH STIMULATION PANEL	Pathology	2.42	$94.73
80439	0	TRH STIMULATION PANEL	Pathology	3.23	$94.73
80440	0	TRH STIMULATION PANEL	Pathology	2.80	$94.73
81000	0	URINALYSIS, NONAUTO W/SCOPE	Pathology	0.15	$94.73
81001	0	URINALYSIS, AUTO W/SCOPE	Pathology	0.15	$94.73
81002	0	URINALYSIS NONAUTO W/O SCOPE	Pathology	0.12	$94.73
81003	0	URINALYSIS, AUTO, W/O SCOPE	Pathology	0.11	$94.73
81005	0	URINALYSIS	Pathology	0.10	$94.73
81007	0	URINE SCREEN FOR BACTERIA	Pathology	0.12	$94.73
81015	0	MICROSCOPIC EXAM OF URINE	Pathology	0.15	$94.73
81020	0	URINALYSIS, GLASS TEST	Pathology	0.18	$94.73
81025	0	URINE PREGNANCY TEST	Pathology	0.30	$94.73
81050	0	URINALYSIS, VOLUME MEASURE	Pathology	0.14	$94.73
82000	0	ASSAY OF BLOOD ACETALDEHYDE	Pathology	0.60	$94.73
82003	0	ASSAY OF ACETAMINOPHEN	Pathology	0.97	$94.73
82009	0	TEST FOR ACETONE/KETONES	Pathology	0.22	$94.73
82010	0	ACETONE ASSAY	Pathology	0.39	$94.73
82013	0	ACETYLCHOLINESTERASE ASSAY	Pathology	0.54	$94.73
82016	0	ACYLCARNITINES, QUAL	Pathology	0.67	$94.73
82017	0	ACYLCARNITINES, QUANT	Pathology	0.81	$94.73
82024	0	ASSAY OF ACTH	Pathology	1.86	$94.73
82030	0	ASSAY OF ADP & AMP	Pathology	1.24	$94.73
82040	0	ASSAY OF SERUM ALBUMIN	Pathology	0.24	$94.73
82042	0	ASSAY OF URINE ALBUMIN	Pathology	0.25	$94.73
82043	0	MICROALBUMIN, QUANTITATIVE	Pathology	0.28	$94.73
82044	0	MICROALBUMIN, SEMIQUANT	Pathology	0.22	$94.73
82055	0	ASSAY OF ETHANOL	Pathology	0.52	$94.73
82075	0	ASSAY OF BREATH ETHANOL	Pathology	0.58	$94.73
82085	0	ASSAY OF ALDOLASE	Pathology	0.47	$94.73
82088	0	ASSAY OF ALDOSTERONE	Pathology	1.96	$94.73
82101	0	ASSAY OF URINE ALKALOIDS	Pathology	1.44	$94.73
82103	0	ALPHA-1-ANTITRYPSIN, TOTAL	Pathology	0.65	$94.73
82104	0	ALPHA-1-ANTITRYPSIN, PHENO	Pathology	0.70	$94.73
82105	0	ALPHA-FETOPROTEIN, SERUM	Pathology	0.81	$94.73
82106	0	ALPHA-FETOPROTEIN, AMNIOTIC	Pathology	0.81	$94.73
82108	0	ASSAY OF ALUMINUM	Pathology	1.23	$94.73
82120	0	AMINES, VAGINAL FLUID QUAL	Pathology	0.18	$94.73
82127	0	AMINO ACID, SINGLE QUAL	Pathology	0.67	$94.73
82128	0	AMINO ACIDS, MULT QUAL	Pathology	0.67	$94.73
82131	0	AMINO ACIDS, SINGLE QUANT	Pathology	0.81	$94.73
82135	0	ASSAY, AMINOLEVULINIC ACID	Pathology	0.79	$94.73
82136	0	AMINO ACIDS, QUANT, 2-5	Pathology	0.81	$94.73
82139	0	AMINO ACIDS, QUAN, 6 OR MORE	Pathology	0.81	$94.73
82140	0	ASSAY OF AMMONIA	Pathology	0.70	$94.73
82143	0	AMNIOTIC FLUID SCAN	Pathology	0.33	$94.73
82145	0	ASSAY OF AMPHETAMINES	Pathology	0.75	$94.73
82150	0	ASSAY OF AMYLASE	Pathology	0.31	$94.73
82154	0	ANDROSTANEDIOL GLUCURONIDE	Pathology	1.39	$94.73
82157	0	ASSAY OF ANDROSTENEDIONE	Pathology	1.41	$94.73
82160	0	ASSAY OF ANDROSTERONE	Pathology	1.20	$94.73
82163	0	ASSAY OF ANGIOTENSIN II	Pathology	0.99	$94.73
82164	0	ANGIOTENSIN I ENZYME TEST	Pathology	0.70	$94.73
82172	0	ASSAY OF APOLIPOPROTEIN	Pathology	0.75	$94.73
82175	0	ASSAY OF ARSENIC	Pathology	0.91	$94.73
82180	0	ASSAY OF ASCORBIC ACID	Pathology	0.48	$94.73
82190	0	ATOMIC ABSORPTION	Pathology	0.72	$94.73
82205	0	ASSAY OF BARBITURATES	Pathology	0.55	$94.73
82232	0	ASSAY OF BETA-2 PROTEIN	Pathology	0.78	$94.73
82239	0	BILE ACIDS, TOTAL	Pathology	0.82	$94.73
82240	0	BILE ACIDS, CHOLYLGLYCINE	Pathology	1.28	$94.73
82247	0	BILIRUBIN, TOTAL	Pathology	0.24	$94.73
82248	0	BILIRUBIN, DIRECT	Pathology	0.24	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
82251	0	ASSAY OF BILIRUBIN	Pathology	0.28	$94.73
82252	0	FECAL BILIRUBIN TEST	Pathology	0.22	$94.73
82261	0	ASSAY OF BIOTINIDASE	Pathology	0.81	$94.73
82270	0	TEST FOR BLOOD, FECES	Pathology	0.12	$94.73
82273	0	TEST FOR BLOOD, OTHER SOURCE	Pathology	0.16	$94.73
82286	0	ASSAY OF BRADYKININ	Pathology	0.33	$94.73
82300	0	ASSAY OF CADMIUM	Pathology	1.11	$94.73
82306	0	ASSAY OF VITAMIN D	Pathology	1.42	$94.73
82307	0	ASSAY OF VITAMIN D	Pathology	1.55	$94.73
82308	0	ASSAY OF CALCITONIN	Pathology	1.29	$94.73
82310	0	ASSAY OF CALCIUM	Pathology	0.25	$94.73
82330	0	ASSAY OF CALCIUM	Pathology	0.66	$94.73
82331	0	CALCIUM INFUSION TEST	Pathology	0.25	$94.73
82340	0	ASSAY OF CALCIUM IN URINE	Pathology	0.29	$94.73
82355	0	CALCULUS (STONE) ANALYSIS	Pathology	0.56	$94.73
82360	0	CALCULUS (STONE) ASSAY	Pathology	0.62	$94.73
82365	0	CALCULUS (STONE) ASSAY	Pathology	0.62	$94.73
82370	0	X-RAY ASSAY, CALCULUS	Pathology	0.60	$94.73
82374	0	ASSAY, BLOOD CARBON DIOXIDE	Pathology	0.24	$94.73
82375	0	ASSAY, BLOOD CARBON MONOXIDE	Pathology	0.59	$94.73
82376	0	TEST FOR CARBON MONOXIDE	Pathology	0.29	$94.73
82378	0	CARCINOEMBRYONIC ANTIGEN	Pathology	0.91	$94.73
82379	0	ASSAY OF CARNITINE	Pathology	0.81	$94.73
82380	0	ASSAY OF CAROTENE	Pathology	0.44	$94.73
82382	0	ASSAY, URINE CATECHOLAMINES	Pathology	0.83	$94.73
82383	0	ASSAY, BLOOD CATECHOLAMINES	Pathology	1.21	$94.73
82384	0	ASSAY, THREE CATECHOLAMINES	Pathology	1.22	$94.73
82387	0	ASSAY OF CATHEPSIN-D	Pathology	1.00	$94.73
82390	0	ASSAY OF CERULOPLASMIN	Pathology	0.52	$94.73
82397	0	CHEMILUMINESCENT ASSAY	Pathology	0.68	$94.73
82415	0	ASSAY OF CHLORAMPHENICOL	Pathology	0.61	$94.73
82435	0	ASSAY OF BLOOD CHLORIDE	Pathology	0.22	$94.73
82436	0	ASSAY OF URINE CHLORIDE	Pathology	0.24	$94.73
82438	0	ASSAY, OTHER FLUID CHLORIDES	Pathology	0.24	$94.73
82441	0	TEST FOR CHLOROHYDROCARBONS	Pathology	0.29	$94.73
82465	0	ASSAY OF SERUM CHOLESTEROL	Pathology	0.21	$94.73
82480	0	ASSAY, SERUM CHOLINESTERASE	Pathology	0.38	$94.73
82482	0	ASSAY, RBC CHOLINESTERASE	Pathology	0.37	$94.73
82485	0	ASSAY, CHONDROITIN SULFATE	Pathology	0.99	$94.73
82486	0	GAS/LIQUID CHROMATOGRAPHY	Pathology	0.87	$94.73
82487	0	PAPER CHROMATOGRAPHY	Pathology	0.77	$94.73
82488	0	PAPER CHROMATOGRAPHY	Pathology	1.03	$94.73
82489	0	THIN LAYER CHROMATOGRAPHY	Pathology	0.89	$94.73
82491	0	CHROMOTOGRAPHY, QUANT, SING	Pathology	0.87	$94.73
82492	0	CHROMOTOGRAPHY, QUANT, MULT	Pathology	0.87	$94.73
82495	0	ASSAY OF CHROMIUM	Pathology	0.98	$94.73
82507	0	ASSAY OF CITRATE	Pathology	1.34	$94.73
82520	0	ASSAY OF COCAINE	Pathology	0.73	$94.73
82523	0	COLLAGEN CROSSLINKS	Pathology	0.90	$94.73
82525	0	ASSAY OF COPPER	Pathology	0.60	$94.73
82528	0	ASSAY OF CORTICOSTERONE	Pathology	1.08	$94.73
82530	0	CORTISOL, FREE	Pathology	0.80	$94.73
82533	0	TOTAL CORTISOL	Pathology	0.78	$94.73
82540	0	ASSAY OF CREATINE	Pathology	0.22	$94.73
82541	0	COLUMN CHROMOTOGRAPHY, QUAL	Pathology	0.87	$94.73
82542	0	COLUMN CHROMOTOGRAPHY, QUANT	Pathology	0.87	$94.73
82543	0	COLUMN CHROMOTOGRAPH/ISOTOPE	Pathology	0.87	$94.73
82544	0	COLUMN CHROMOTOGRAPH/ISOTOPE	Pathology	0.87	$94.73
82550	0	ASSAY OF CK (CPK)	Pathology	0.31	$94.73
82552	0	ASSAY OF CPK IN BLOOD	Pathology	0.64	$94.73
82553	0	CREATINE, MB FRACTION	Pathology	0.56	$94.73
82554	0	CREATINE, ISOFORMS	Pathology	0.57	$94.73
82565	0	ASSAY OF CREATININE	Pathology	0.25	$94.73
82570	0	ASSAY OF URINE CREATININE	Pathology	0.25	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

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CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
82575	0	CREATININE CLEARANCE TEST	Pathology	0.45	$94.73
82585	0	ASSAY OF CRYOFIBRINOGEN	Pathology	0.41	$94.73
82595	0	ASSAY OF CRYOGLOBULIN	Pathology	0.31	$94.73
82600	0	ASSAY OF CYANIDE	Pathology	0.93	$94.73
82607	0	VITAMIN B-12	Pathology	0.73	$94.73
82608	0	B-12 BINDING CAPACITY	Pathology	0.69	$94.73
82615	0	TEST FOR URINE CYSTINES	Pathology	0.39	$94.73
82626	0	DEHYDROEPIANDROSTERONE	Pathology	1.22	$94.73
82627	0	DEHYDROEPIANDROSTERONE	Pathology	1.07	$94.73
82633	0	DESOXYCORTICOSTERONE	Pathology	1.49	$94.73
82634	0	DEOXYCORTISOL	Pathology	1.41	$94.73
82638	0	ASSAY OF DIBUCAINE NUMBER	Pathology	0.59	$94.73
82646	0	ASSAY OF DIHYDROCODEINONE	Pathology	0.99	$94.73
82649	0	ASSAY OF DIHYDROMORPHINONE	Pathology	1.24	$94.73
82651	0	ASSAY OF DIHYDROTESTOSTERONE	Pathology	1.24	$94.73
82652	0	ASSAY OF DIHYDROXYVITAMIN D	Pathology	1.85	$94.73
82654	0	ASSAY OF DIMETHADIONE	Pathology	0.67	$94.73
82657	0	ENZYME CELL ACTIVITY	Pathology	0.87	$94.73
82658	0	ENZYME CELL ACTIVITY, RA	Pathology	0.87	$94.73
82664	0	ELECTROPHORETIC TEST	Pathology	1.65	$94.73
82666	0	ASSAY OF EPIANDROSTERONE	Pathology	1.03	$94.73
82668	0	ASSAY OF ERYTHROPOIETIN	Pathology	0.90	$94.73
82670	0	ASSAY OF ESTRADIOL	Pathology	1.34	$94.73
82671	0	ASSAY OF ESTROGENS	Pathology	1.55	$94.73
82672	0	ASSAY OF ESTROGEN	Pathology	1.04	$94.73
82677	0	ASSAY OF ESTRIOL	Pathology	1.16	$94.73
82679	0	ASSAY OF ESTRONE	Pathology	1.20	$94.73
82690	0	ASSAY OF ETHCHLORVYNOL	Pathology	0.83	$94.73
82693	0	ASSAY OF ETHYLENE GLYCOL	Pathology	0.72	$94.73
82696	0	ASSAY OF ETIOCHOLANOLONE	Pathology	1.14	$94.73
82705	0	FATS/LIPIDS, FECES, QUAL	Pathology	0.25	$94.73
82710	0	FATS/LIPIDS, FECES, QUANT	Pathology	0.81	$94.73
82715	0	ASSAY OF FECAL FAT	Pathology	0.83	$94.73
82725	0	ASSAY OF BLOOD FATTY ACIDS	Pathology	0.64	$94.73
82726	0	LONG CHAIN FATTY ACIDS	Pathology	0.87	$94.73
82728	0	ASSAY OF FERRITIN	Pathology	0.66	$94.73
82731	0	ASSAY OF FETAL FIBRONECTIN	Pathology	0.73	$94.73
82735	0	ASSAY OF FLUORIDE	Pathology	0.89	$94.73
82742	0	ASSAY OF FLURAZEPAM	Pathology	0.95	$94.73
82746	0	BLOOD FOLIC ACID SERUM	Pathology	0.71	$94.73
82747	0	ASSAY OF FOLIC ACID, RBC	Pathology	0.83	$94.73
82757	0	ASSAY OF SEMEN FRUCTOSE	Pathology	0.83	$94.73
82759	0	ASSAY OF RBC GALACTOKINASE	Pathology	1.03	$94.73
82760	0	ASSAY OF GALACTOSE	Pathology	0.54	$94.73
82775	0	ASSAY GALACTOSE TRANSFERASE	Pathology	1.01	$94.73
82776	0	GALACTOSE TRANSFERASE TEST	Pathology	0.40	$94.73
82784	0	ASSAY OF GAMMAGLOBULIN IGM	Pathology	0.45	$94.73
82785	0	ASSAY OF GAMMAGLOBULIN IGE	Pathology	0.79	$94.73
82787	0	IGG 1, 2, 3 AND 4	Pathology	1.54	$94.73
82800	0	BLOOD PH	Pathology	0.41	$94.73
82803	0	BLOOD GASES: PH, PO2 & PCO2	Pathology	0.93	$94.73
82805	0	BLOOD GASES W/02 SATURATION	Pathology	1.37	$94.73
82810	0	BLOOD GASES, O2 SAT ONLY	Pathology	0.42	$94.73
82820	0	HEMOGLOBIN-OXYGEN AFFINITY	Pathology	0.48	$94.73
82926	0	ASSAY OF GASTRIC ACID	Pathology	0.26	$94.73
82928	0	ASSAY OF GASTRIC ACID	Pathology	0.32	$94.73
82938	0	GASTRIN TEST	Pathology	0.85	$94.73
82941	0	ASSAY OF GASTRIN	Pathology	0.85	$94.73
82943	0	ASSAY OF GLUCAGON	Pathology	0.69	$94.73
82946	0	GLUCAGON TOLERANCE TEST	Pathology	0.73	$94.73
82947	0	ASSAY OF GLUCOSE, QUANT	Pathology	0.19	$94.73
82948	0	REAGENT STRIP/BLOOD GLUCOSE	Pathology	0.15	$94.73
82950	0	GLUCOSE TEST	Pathology	0.23	$94.73
82951	0	GLUCOSE TOLERANCE TEST (GTT)	Pathology	0.62	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
82952	0	GTT-ADDED SAMPLES	Pathology	0.19	$94.73
82953	0	GLUCOSE-TOLBUTAMIDE TEST	Pathology	0.73	$94.73
82955	0	ASSAY OF G6PD ENZYME	Pathology	0.47	$94.73
82960	0	TEST FOR G6PD ENZYME	Pathology	0.29	$94.73
82962	0	GLUCOSE BLOOD TEST	Pathology	0.15	$94.73
82963	0	ASSAY OF GLUCOSIDASE	Pathology	1.03	$94.73
82965	0	ASSAY OF GDH ENZYME	Pathology	0.37	$94.73
82975	0	ASSAY OF GLUTAMINE	Pathology	0.76	$94.73
82977	0	ASSAY OF GGT	Pathology	0.35	$94.73
82978	0	ASSAY OF GLUTATHIONE	Pathology	0.69	$94.73
82979	0	ASSAY, RBC GLUTATHIONE	Pathology	0.33	$94.73
82980	0	ASSAY OF GLUTETHIMIDE	Pathology	0.88	$94.73
82985	0	GLYCATED PROTEIN	Pathology	0.73	$94.73
83001	0	GONADOTROPIN (FSH)	Pathology	0.89	$94.73
83002	0	GONADOTROPIN (LH)	Pathology	0.89	$94.73
83003	0	ASSAY, GROWTH HORMONE (HGH)	Pathology	0.80	$94.73
83008	0	ASSAY OF GUANOSINE	Pathology	0.81	$94.73
83010	0	ASSAY OF HAPTOGLOBIN, QUANT	Pathology	0.61	$94.73
83012	0	ASSAY OF HAPTOGLOBINS	Pathology	0.83	$94.73
83013	0	H PYLORI BREATH TST ANALYSIS	Pathology	3.24	$94.73
83014	0	H PYLORI DRUG ADMIN/COLLECT	Pathology	0.38	$94.73
83015	0	HEAVY METAL SCREEN	Pathology	0.91	$94.73
83018	0	QUANTITATIVE SCREEN, METALS	Pathology	1.06	$94.73
83020	0	HEMOGLOBIN ELECTROPHORESIS	Pathology	1.19	$94.73
83021	0	HEMOGLOBIN CHROMOTOGRAPHY	Pathology	0.87	$94.73
83026	0	HEMOGLOBIN, COPPER SULFATE	Pathology	0.11	$94.73
83030	0	FETAL HEMOGLOBIN ASSAY	Pathology	0.40	$94.73
83033	0	FETAL FECAL HEMOGLOBIN ASSAY	Pathology	0.29	$94.73
83036	0	GLYCATED HEMOGLOBIN TEST	Pathology	0.47	$94.73
83045	0	BLOOD METHEMOGLOBIN TEST	Pathology	0.24	$94.73
83050	0	BLOOD METHEMOGLOBIN ASSAY	Pathology	0.35	$94.73
83051	0	ASSAY OF PLASMA HEMOGLOBIN	Pathology	0.35	$94.73
83055	0	BLOOD SULFHEMOGLOBIN TEST	Pathology	0.24	$94.73
83060	0	BLOOD SULFHEMOGLOBIN ASSAY	Pathology	0.40	$94.73
83065	0	ASSAY OF HEMOGLOBIN HEAT	Pathology	0.33	$94.73
83068	0	HEMOGLOBIN STABILITY SCREEN	Pathology	0.41	$94.73
83069	0	ASSAY OF URINE HEMOGLOBIN	Pathology	0.19	$94.73
83070	0	ASSAY OF HEMOSIDERIN, QUAL	Pathology	0.23	$94.73
83071	0	ASSAY OF HEMOSIDERIN, QUANT	Pathology	0.33	$94.73
83080	0	ASSAY OF B HEXOSAMINIDASE	Pathology	0.81	$94.73
83088	0	ASSAY OF HISTAMINE	Pathology	1.42	$94.73
83150	0	ASSAY OF FOR HVA	Pathology	0.93	$94.73
83491	0	ASSAY OF CORTICOSTEROIDS	Pathology	0.84	$94.73
83497	0	ASSAY OF 5-HIAA	Pathology	0.62	$94.73
83498	0	ASSAY OF PROGESTERONE	Pathology	1.31	$94.73
83499	0	ASSAY OF PROGESTERONE	Pathology	1.21	$94.73
83500	0	ASSAY, FREE HYDROXYPROLINE	Pathology	1.09	$94.73
83505	0	ASSAY, TOTAL HYDROXYPROLINE	Pathology	1.17	$94.73
83516	0	IMMUNOASSAY, NONANTIBODY	Pathology	0.56	$94.73
83518	0	IMMUNOASSAY, DIPSTICK	Pathology	0.41	$94.73
83519	0	IMMUNOASSAY, NONANTIBODY	Pathology	0.65	$94.73
83520	0	IMMUNOASSAY, RIA	Pathology	0.62	$94.73
83525	0	ASSAY OF INSULIN	Pathology	0.55	$94.73
83527	0	ASSAY OF INSULIN	Pathology	0.62	$94.73
83528	0	ASSAY OF INTRINSIC FACTOR	Pathology	0.77	$94.73
83540	0	ASSAY OF IRON	Pathology	0.31	$94.73
83550	0	IRON BINDING TEST	Pathology	0.42	$94.73
83570	0	ASSAY OF IDH ENZYME	Pathology	0.43	$94.73
83582	0	ASSAY OF KETOGENIC STEROIDS	Pathology	0.68	$94.73
83586	0	ASSAY 17- KETOSTEROIDS	Pathology	0.62	$94.73
83593	0	FRACTIONATION, KETOSTEROIDS	Pathology	1.27	$94.73
83605	0	ASSAY OF LACTIC ACID	Pathology	0.51	$94.73
83615	0	LACTATE (LD) (LDH) ENZYME	Pathology	0.29	$94.73
83625	0	ASSAY OF LDH ENZYMES	Pathology	0.62	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
83632	0	PLACENTAL LACTOGEN	Pathology	0.97	$94.73
83633	0	TEST URINE FOR LACTOSE	Pathology	0.26	$94.73
83634	0	ASSAY OF URINE FOR LACTOSE	Pathology	0.55	$94.73
83655	0	ASSAY OF LEAD	Pathology	0.58	$94.73
83661	0	ASSAY OF L/S RATIO	Pathology	1.06	$94.73
83662	0	L/S RATIO, FOAM STABILITY	Pathology	0.91	$94.73
83670	0	ASSAY OF LAP ENZYME	Pathology	0.44	$94.73
83690	0	ASSAY OF LIPASE	Pathology	0.33	$94.73
83715	0	ASSAY OF BLOOD LIPOPROTEINS	Pathology	0.54	$94.73
83716	0	ASSAY OF BLOOD LIPOPROTEINS	Pathology	1.19	$94.73
83718	0	ASSAY OF LIPOPROTEIN	Pathology	0.39	$94.73
83719	0	ASSAY OF BLOOD LIPOPROTEIN	Pathology	0.56	$94.73
83721	0	ASSAY OF BLOOD LIPOPROTEIN	Pathology	0.46	$94.73
83727	0	ASSAY OF LRH HORMONE	Pathology	0.83	$94.73
83735	0	ASSAY OF MAGNESIUM	Pathology	0.32	$94.73
83775	0	ASSAY OF MD ENZYME	Pathology	0.35	$94.73
83785	0	ASSAY OF MANGANESE	Pathology	1.18	$94.73
83788	0	MASS SPECTROMETRY QUAL	Pathology	0.87	$94.73
83789	0	MASS SPECTROMETRY QUANT	Pathology	0.87	$94.73
83805	0	ASSAY OF MEPROBAMATE	Pathology	0.85	$94.73
83825	0	ASSAY OF MERCURY	Pathology	0.78	$94.73
83835	0	ASSAY OF METANEPHRINES	Pathology	0.82	$94.73
83840	0	ASSAY OF METHADONE	Pathology	0.79	$94.73
83857	0	ASSAY OF METHEMALBUMIN	Pathology	0.52	$94.73
83858	0	ASSAY OF METHSUXIMIDE	Pathology	0.71	$94.73
83864	0	MUCOPOLYSACCHARIDES	Pathology	0.96	$94.73
83866	0	MUCOPOLYSACCHARIDES SCREEN	Pathology	0.47	$94.73
83872	0	ASSAY SYNOVIAL FLUID MUCIN	Pathology	0.28	$94.73
83873	0	ASSAY OF CSF PROTEIN	Pathology	0.83	$94.73
83874	0	ASSAY OF MYOGLOBIN	Pathology	0.62	$94.73
83883	0	ASSAY, NEPHELOMETRY NOT SPEC	Pathology	0.65	$94.73
83885	0	ASSAY OF NICKEL	Pathology	1.18	$94.73
83887	0	ASSAY OF NICOTINE	Pathology	1.14	$94.73
83890	0	MOLECULE ISOLATE	Pathology	0.19	$94.73
83891	0	MOLECULE ISOLATE NUCLEIC	Pathology	0.19	$94.73
83892	0	MOLECULAR DIAGNOSTICS	Pathology	0.19	$94.73
83893	0	MOLECULE DOT/SLOT/BLOT	Pathology	0.19	$94.73
83894	0	MOLECULE GEL ELECTROPHOR	Pathology	0.19	$94.73
83896	0	MOLECULAR DIAGNOSTICS	Pathology	0.19	$94.73
83897	0	MOLECULE NUCLEIC TRANSFER	Pathology	0.19	$94.73
83898	0	MOLECULE NUCLEIC AMPLI	Pathology	0.81	$94.73
83901	0	MOLECULE NUCLEIC AMPLI	Pathology	0.81	$94.73
83902	0	MOLECULAR DIAGNOSTICS	Pathology	0.68	$94.73
83903	0	MOLECULE MUTATION SCAN	Pathology	0.81	$94.73
83904	0	MOLECULE MUTATION IDENTIFY	Pathology	0.81	$94.73
83905	0	MOLECULE MUTATION IDENTIFY	Pathology	0.81	$94.73
83906	0	MOLECULE MUTATION IDENTIFY	Pathology	0.81	$94.73
83912	0	GENETIC EXAMINATION	Pathology	0.76	$94.73
83915	0	ASSAY OF NUCLEOTIDASE	Pathology	0.54	$94.73
83916	0	OLIGOCLONAL BANDS	Pathology	0.97	$94.73
83918	0	ASSAY, ORGANIC ACIDS QUANT	Pathology	0.79	$94.73
83919	0	ASSAY, ORGANIC ACIDS QUAL	Pathology	0.79	$94.73
83925	0	ASSAY OF OPIATES	Pathology	0.94	$94.73
83930	0	ASSAY OF BLOOD OSMOLALITY	Pathology	0.32	$94.73
83935	0	ASSAY OF URINE OSMOLALITY	Pathology	0.33	$94.73
83937	0	ASSAY OF OSTEOCALCIN	Pathology	1.44	$94.73
83945	0	ASSAY OF OXALATE	Pathology	0.62	$94.73
83970	0	ASSAY OF PARATHORMONE	Pathology	1.99	$94.73
83986	0	ASSAY OF BODY FLUID ACIDITY	Pathology	0.17	$94.73
83992	0	ASSAY FOR PHENCYCLIDINE	Pathology	0.71	$94.73
84022	0	ASSAY OF PHENOTHIAZINE	Pathology	0.75	$94.73
84030	0	ASSAY OF BLOOD PKU	Pathology	0.26	$94.73
84035	0	ASSAY OF PHENYLKETONES	Pathology	0.18	$94.73
84060	0	ASSAY ACID PHOSPHATASE	Pathology	0.36	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
84061	0	PHOSPHATASE, FORENSIC EXAM	Pathology	0.38	$94.73
84066	0	ASSAY PROSTATE PHOSPHATASE	Pathology	0.46	$94.73
84075	0	ASSAY ALKALINE PHOSPHATASE	Pathology	0.25	$94.73
84078	0	ASSAY ALKALINE PHOSPHATASE	Pathology	0.35	$94.73
84080	0	ASSAY ALKALINE PHOSPHATASES	Pathology	0.71	$94.73
84081	0	AMNIOTIC FLUID ENZYME TEST	Pathology	0.80	$94.73
84085	0	ASSAY OF RBC PG6D ENZYME	Pathology	0.32	$94.73
84087	0	ASSAY PHOSPHOHEXOSE ENZYMES	Pathology	0.50	$94.73
84100	0	ASSAY OF PHOSPHORUS	Pathology	0.23	$94.73
84105	0	ASSAY OF URINE PHOSPHORUS	Pathology	0.25	$94.73
84106	0	TEST FOR PORPHOBILINOGEN	Pathology	0.21	$94.73
84110	0	ASSAY OF PORPHOBILINOGEN	Pathology	0.41	$94.73
84119	0	TEST URINE FOR PORPHYRINS	Pathology	0.41	$94.73
84120	0	ASSAY OF URINE PORPHYRINS	Pathology	0.71	$94.73
84126	0	ASSAY OF FECES PORPHYRINS	Pathology	1.23	$94.73
84127	0	ASSAY OF FECES PORPHYRINS	Pathology	0.56	$94.73
84132	0	ASSAY OF SERUM POTASSIUM	Pathology	0.22	$94.73
84133	0	ASSAY OF URINE POTASSIUM	Pathology	0.21	$94.73
84134	0	ASSAY OF PREALBUMIN	Pathology	0.70	$94.73
84135	0	ASSAY OF PREGNANEDIOL	Pathology	0.92	$94.73
84138	0	ASSAY OF PREGNANETRIOL	Pathology	0.91	$94.73
84140	0	ASSAY OF PREGNENOLONE	Pathology	1.00	$94.73
84143	0	ASSAY OF 17-HYDROXYPREGNENO	Pathology	1.10	$94.73
84144	0	ASSAY OF PROGESTERONE	Pathology	1.00	$94.73
84146	0	ASSAY OF PROLACTIN	Pathology	0.93	$94.73
84150	0	ASSAY OF PROSTAGLANDIN	Pathology	1.20	$94.73
84153	0	ASSAY OF PSA, TOTAL	Pathology	0.89	$94.73
84154	0	ASSAY OF PSA, FREE	Pathology	0.89	$94.73
84155	0	ASSAY OF PROTEIN	Pathology	0.18	$94.73
84160	0	ASSAY OF SERUM PROTEIN	Pathology	0.25	$94.73
84165	0	ASSAY OF SERUM PROTEINS	Pathology	1.09	$94.73
84181	0	WESTERN BLOT TEST	Pathology	1.37	$94.73
84182	0	PROTEIN, WESTERN BLOT TEST	Pathology	1.42	$94.73
84202	0	ASSAY RBC PROTOPORPHYRIN	Pathology	0.69	$94.73
84203	0	TEST RBC PROTOPORPHYRIN	Pathology	0.41	$94.73
84206	0	ASSAY OF PROINSULIN	Pathology	0.86	$94.73
84207	0	ASSAY OF VITAMIN B-6	Pathology	1.35	$94.73
84210	0	ASSAY OF PYRUVATE	Pathology	0.52	$94.73
84220	0	ASSAY OF PYRUVATE KINASE	Pathology	0.45	$94.73
84228	0	ASSAY OF QUININE	Pathology	0.56	$94.73
84233	0	ASSAY OF ESTROGEN	Pathology	3.10	$94.73
84234	0	ASSAY OF PROGESTERONE	Pathology	3.12	$94.73
84235	0	ASSAY OF ENDOCRINE HORMONE	Pathology	2.52	$94.73
84238	0	ASSAY, NONENDOCRINE RECEPTOR	Pathology	1.76	$94.73
84244	0	ASSAY OF RENIN	Pathology	1.06	$94.73
84252	0	ASSAY OF VITAMIN B-2	Pathology	0.97	$94.73
84255	0	ASSAY OF SELENIUM	Pathology	1.23	$94.73
84260	0	ASSAY OF SEROTONIN	Pathology	1.49	$94.73
84270	0	ASSAY OF SEX HORMONE GLOBUL	Pathology	1.05	$94.73
84275	0	ASSAY OF SIALIC ACID	Pathology	0.65	$94.73
84285	0	ASSAY OF SILICA	Pathology	1.13	$94.73
84295	0	ASSAY OF SERUM SODIUM	Pathology	0.23	$94.73
84300	0	ASSAY OF URINE SODIUM	Pathology	0.23	$94.73
84305	0	ASSAY OF SOMATOMEDIN	Pathology	1.02	$94.73
84307	0	ASSAY OF SOMATOSTATIN	Pathology	0.88	$94.73
84311	0	SPECTROPHOTOMETRY	Pathology	0.34	$94.73
84315	0	BODY FLUID SPECIFIC GRAVITY	Pathology	0.12	$94.73
84375	0	CHROMATOGRAM ASSAY, SUGARS	Pathology	0.94	$94.73
84376	0	SUGARS, SINGLE, QUAL	Pathology	0.26	$94.73
84377	0	SUGARS, MULTIPLE, QUAL	Pathology	0.26	$94.73
84378	0	SUGARS SINGLE QUANT	Pathology	0.55	$94.73
84379	0	SUGARS MULTIPLE QUANT	Pathology	0.55	$94.73
84392	0	ASSAY OF URINE SULFATE	Pathology	0.23	$94.73
84402	0	ASSAY OF TESTOSTERONE	Pathology	1.23	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
84403	0	ASSAY OF TOTAL TESTOSTERONE	Pathology	1.24	$94.73
84425	0	ASSAY OF VITAMIN B-1	Pathology	1.02	$94.73
84430	0	ASSAY OF THIOCYANATE	Pathology	0.56	$94.73
84432	0	ASSAY OF THYROGLOBULIN	Pathology	0.77	$94.73
84436	0	ASSAY OF TOTAL THYROXINE	Pathology	0.33	$94.73
84437	0	ASSAY OF NEONATAL THYROXINE	Pathology	0.31	$94.73
84439	0	ASSAY OF FREE THYROXINE	Pathology	0.43	$94.73
84442	0	ASSAY OF THYROID ACTIVITY	Pathology	0.71	$94.73
84443	0	ASSAY THYROID STIM HORMONE	Pathology	0.81	$94.73
84445	0	ASSAY OF TSI	Pathology	2.45	$94.73
84446	0	ASSAY OF VITAMIN E	Pathology	0.68	$94.73
84449	0	ASSAY OF TRANSCORTIN	Pathology	0.87	$94.73
84450	0	TRANSFERASE (AST) (SGOT)	Pathology	0.25	$94.73
84460	0	ALANINE AMINO (ALT) (SGPT)	Pathology	0.25	$94.73
84466	0	ASSAY OF TRANSFERRIN	Pathology	0.61	$94.73
84478	0	ASSAY OF TRIGLYCERIDES	Pathology	0.28	$94.73
84479	0	ASSAY OF THYROID (T3 OR T4)	Pathology	0.31	$94.73
84480	0	ASSAY, TRIIODOTHYRONINE (T3)	Pathology	0.68	$94.73
84481	0	FREE ASSAY (FT-3)	Pathology	0.82	$94.73
84482	0	T3 REVERSE	Pathology	0.76	$94.73
84484	0	ASSAY OF TROPONIN, QUANT	Pathology	0.47	$94.73
84485	0	ASSAY DUODENAL FLUID TRYPSIN	Pathology	0.36	$94.73
84488	0	TEST FECES FOR TRYPSIN	Pathology	0.35	$94.73
84490	0	ASSAY OF FECES FOR TRYPSIN	Pathology	0.37	$94.73
84510	0	ASSAY OF TYROSINE	Pathology	0.50	$94.73
84512	0	ASSAY OF TROPONIN, QUAL	Pathology	0.37	$94.73
84520	0	ASSAY OF UREA NITROGEN	Pathology	0.19	$94.73
84525	0	UREA NITROGEN SEMI-QUANT	Pathology	0.18	$94.73
84540	0	ASSAY OF URINE/UREA-N	Pathology	0.23	$94.73
84545	0	UREA-N CLEARANCE TEST	Pathology	0.32	$94.73
84550	0	ASSAY OF BLOOD/URIC ACID	Pathology	0.22	$94.73
84560	0	ASSAY OF URINE/URIC ACID	Pathology	0.23	$94.73
84577	0	ASSAY OF FECES/UROBILINOGEN	Pathology	0.60	$94.73
84578	0	TEST URINE UROBILINOGEN	Pathology	0.16	$94.73
84580	0	ASSAY OF URINE UROBILINOGEN	Pathology	0.34	$94.73
84583	0	ASSAY OF URINE UROBILINOGEN	Pathology	0.24	$94.73
84585	0	ASSAY OF URINE VMA	Pathology	0.75	$94.73
84586	0	ASSAY OF VIP	Pathology	1.70	$94.73
84588	0	ASSAY OF VASOPRESSIN	Pathology	1.63	$94.73
84590	0	ASSAY OF VITAMIN A	Pathology	0.56	$94.73
84597	0	ASSAY OF VITAMIN K	Pathology	0.66	$94.73
84600	0	ASSAY OF VOLATILES	Pathology	0.77	$94.73
84620	0	XYLOSE TOLERANCE TEST	Pathology	0.57	$94.73
84630	0	ASSAY OF ZINC	Pathology	0.55	$94.73
84681	0	ASSAY OF C-PEPTIDE	Pathology	1.00	$94.73
84702	0	CHORIONIC GONADOTROPIN TEST	Pathology	0.72	$94.73
84703	0	CHORIONIC GONADOTROPIN ASSAY	Pathology	0.36	$94.73
84830	0	OVULATION TESTS	Pathology	0.48	$94.73
85002	0	BLEEDING TIME TEST	Pathology	0.22	$94.73
85007	0	DIFFERENTIAL WBC COUNT	Pathology	0.17	$94.73
85008	0	NONDIFFERENTIAL WBC COUNT	Pathology	0.17	$94.73
85009	0	DIFFERENTIAL WBC COUNT	Pathology	0.18	$94.73
85013	0	HEMATOCRIT	Pathology	0.11	$94.73
85014	0	HEMATOCRIT	Pathology	0.11	$94.73
85018	0	HEMOGLOBIN	Pathology	0.11	$94.73
85021	0	AUTOMATED HEMOGRAM	Pathology	0.27	$94.73
85022	0	AUTOMATED HEMOGRAM	Pathology	0.26	$94.73
85023	0	AUTOMATED HEMOGRAM	Pathology	0.41	$94.73
85024	0	AUTOMATED HEMOGRAM	Pathology	0.41	$94.73
85025	0	AUTOMATED HEMOGRAM	Pathology	0.37	$94.73
85027	0	AUTOMATED HEMOGRAM	Pathology	0.31	$94.73
85031	0	MANUAL HEMOGRAM, CBC	Pathology	0.28	$94.73
85041	0	RED BLOOD CELL (RBC) COUNT	Pathology	0.14	$94.73
85044	0	RETICULOCYTE COUNT	Pathology	0.21	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
85045	0	RETICULOCYTE COUNT	Pathology	0.19	$94.73
85046	0	RETICYTE/HGB CONCENTRATE	Pathology	0.27	$94.73
85048	0	WHITE BLOOD CELL (WBC) COUNT	Pathology	0.12	$94.73
85130	0	CHROMOGENIC SUBSTRATE ASSAY	Pathology	0.57	$94.73
85170	0	BLOOD CLOT RETRACTION	Pathology	0.17	$94.73
85175	0	BLOOD CLOT LYSIS TIME	Pathology	0.22	$94.73
85210	0	BLOOD CLOT FACTOR II TEST	Pathology	0.63	$94.73
85220	0	BLOOD CLOT FACTOR V TEST	Pathology	0.85	$94.73
85230	0	BLOOD CLOT FACTOR VII TEST	Pathology	0.86	$94.73
85240	0	BLOOD CLOT FACTOR VIII TEST	Pathology	0.86	$94.73
85244	0	BLOOD CLOT FACTOR VIII TEST	Pathology	0.98	$94.73
85245	0	BLOOD CLOT FACTOR VIII TEST	Pathology	1.10	$94.73
85246	0	BLOOD CLOT FACTOR VIII TEST	Pathology	1.10	$94.73
85247	0	BLOOD CLOT FACTOR VIII TEST	Pathology	1.10	$94.73
85250	0	BLOOD CLOT FACTOR IX TEST	Pathology	0.92	$94.73
85260	0	BLOOD CLOT FACTOR X TEST	Pathology	0.86	$94.73
85270	0	BLOOD CLOT FACTOR XI TEST	Pathology	0.86	$94.73
85280	0	BLOOD CLOT FACTOR XII TEST	Pathology	0.93	$94.73
85290	0	BLOOD CLOT FACTOR XIII TEST	Pathology	0.79	$94.73
85291	0	BLOOD CLOT FACTOR XIII TEST	Pathology	0.43	$94.73
85292	0	BLOOD CLOT FACTOR ASSAY	Pathology	0.91	$94.73
85293	0	BLOOD CLOT FACTOR ASSAY	Pathology	0.91	$94.73
85300	0	ANTITHROMBIN III TEST	Pathology	0.57	$94.73
85301	0	ANTITHROMBIN III TEST	Pathology	0.52	$94.73
85302	0	BLOOD CLOT INHIBITOR ANTIGEN	Pathology	0.58	$94.73
85303	0	BLOOD CLOT INHIBITOR TEST	Pathology	0.67	$94.73
85305	0	BLOOD CLOT INHIBITOR ASSAY	Pathology	0.56	$94.73
85306	0	BLOOD CLOT INHIBITOR TEST	Pathology	0.74	$94.73
85335	0	FACTOR INHIBITOR TEST	Pathology	0.62	$94.73
85337	0	THROMBOMODULIN	Pathology	0.50	$94.73
85345	0	COAGULATION TIME	Pathology	0.21	$94.73
85347	0	COAGULATION TIME	Pathology	0.20	$94.73
85348	0	COAGULATION TIME	Pathology	0.18	$94.73
85360	0	EUGLOBULIN LYSIS	Pathology	0.40	$94.73
85362	0	FIBRIN DEGRADATION PRODUCTS	Pathology	0.33	$94.73
85366	0	FIBRINOGEN TEST	Pathology	0.41	$94.73
85370	0	FIBRINOGEN TEST	Pathology	0.55	$94.73
85378	0	FIBRIN DEGRADATION	Pathology	0.34	$94.73
85379	0	FIBRIN DEGRADATION	Pathology	0.49	$94.73
85384	0	FIBRINOGEN	Pathology	0.41	$94.73
85385	0	FIBRINOGEN	Pathology	0.41	$94.73
85390	0	FIBRINOLYSINS SCREEN	Pathology	0.79	$94.73
85400	0	FIBRINOLYTIC PLASMIN	Pathology	0.43	$94.73
85410	0	FIBRINOLYTIC ANTIPLASMIN	Pathology	0.37	$94.73
85415	0	FIBRINOLYTIC PLASMINOGEN	Pathology	0.83	$94.73
85420	0	FIBRINOLYTIC PLASMINOGEN	Pathology	0.31	$94.73
85421	0	FIBRINOLYTIC PLASMINOGEN	Pathology	0.49	$94.73
85441	0	HEINZ BODIES, DIRECT	Pathology	0.20	$94.73
85445	0	HEINZ BODIES, INDUCED	Pathology	0.33	$94.73
85460	0	HEMOGLOBIN, FETAL	Pathology	0.37	$94.73
85461	0	HEMOGLOBIN, FETAL	Pathology	0.32	$94.73
85475	0	HEMOLYSIN	Pathology	0.43	$94.73
85520	0	HEPARIN ASSAY	Pathology	0.63	$94.73
85525	0	HEPARIN	Pathology	0.57	$94.73
85530	0	HEPARIN-PROTAMINE TOLERANCE	Pathology	0.68	$94.73
85535	0	IRON STAIN, BLOOD CELLS	Pathology	0.31	$94.73
85540	0	WBC ALKALINE PHOSPHATASE	Pathology	0.41	$94.73
85547	0	RBC MECHANICAL FRAGILITY	Pathology	0.41	$94.73
85549	0	MURAMIDASE	Pathology	0.90	$94.73
85555	0	RBC OSMOTIC FRAGILITY	Pathology	0.32	$94.73
85557	0	RBC OSMOTIC FRAGILITY	Pathology	0.64	$94.73
85576	0	BLOOD PLATELET AGGREGATION	Pathology	1.60	$94.73
85585	0	BLOOD PLATELET ESTIMATION	Pathology	0.17	$94.73
85590	0	PLATELET COUNT, MANUAL	Pathology	0.21	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
85595	0	PLATELET COUNT, AUTOMATED	Pathology	0.22	$94.73
85597	0	PLATELET NEUTRALIZATION	Pathology	0.86	$94.73
85610	0	PROTHROMBIN TIME	Pathology	0.19	$94.73
85611	0	PROTHROMBIN TEST	Pathology	0.19	$94.73
85612	0	VIPER VENOM PROTHROMBIN TIME	Pathology	0.46	$94.73
85613	0	RUSSELL VIPER VENOM, DILUTED	Pathology	0.46	$94.73
85635	0	REPTILASE TEST	Pathology	0.47	$94.73
85651	0	RBC SED RATE, NONAUTOMATED	Pathology	0.17	$94.73
85652	0	RBC SED RATE, AUTOMATED	Pathology	0.13	$94.73
85660	0	RBC SICKLE CELL TEST	Pathology	0.27	$94.73
85670	0	THROMBIN TIME, PLASMA	Pathology	0.28	$94.73
85675	0	THROMBIN TIME, TITER	Pathology	0.33	$94.73
85705	0	THROMBOPLASTIN INHIBITION	Pathology	0.46	$94.73
85730	0	THROMBOPLASTIN TIME, PARTIAL	Pathology	0.29	$94.73
85732	0	THROMBOPLASTIN TIME, PARTIAL	Pathology	0.31	$94.73
85810	0	BLOOD VISCOSITY EXAMINATION	Pathology	0.56	$94.73
86000	0	AGGLUTININS, FEBRILE	Pathology	0.34	$94.73
86003	0	ALLERGEN SPECIFIC IGE	Pathology	0.25	$94.73
86005	0	ALLERGEN SPECIFIC IGE	Pathology	0.38	$94.73
86021	0	WBC ANTIBODY IDENTIFICATION	Pathology	0.72	$94.73
86022	0	PLATELET ANTIBODIES	Pathology	0.88	$94.73
86023	0	IMMUNOGLOBULIN ASSAY	Pathology	0.60	$94.73
86038	0	ANTINUCLEAR ANTIBODIES	Pathology	0.58	$94.73
86039	0	ANTINUCLEAR ANTIBODIES (ANA)	Pathology	0.54	$94.73
86060	0	ANTISTREPTOLYSIN O, TITER	Pathology	0.35	$94.73
86063	0	ANTISTREPTOLYSIN O, SCREEN	Pathology	0.28	$94.73
86140	0	C-REACTIVE PROTEIN	Pathology	0.25	$94.73
86147	0	CARDIOLIPIN ANTIBODY	Pathology	1.22	$94.73
86148	0	PHOSPHOLIPID ANTIBODY	Pathology	0.77	$94.73
86155	0	CHEMOTAXIS ASSAY	Pathology	0.77	$94.73
86156	0	COLD AGGLUTININ, SCREEN	Pathology	0.32	$94.73
86157	0	COLD AGGLUTININ, TITER	Pathology	0.39	$94.73
86160	0	COMPLEMENT, ANTIGEN	Pathology	0.58	$94.73
86161	0	COMPLEMENT/FUNCTION ACTIVITY	Pathology	0.58	$94.73
86162	0	COMPLEMENT, TOTAL (CH50)	Pathology	0.98	$94.73
86171	0	COMPLEMENT FIXATION, EACH	Pathology	0.48	$94.73
86185	0	COUNTERIMMUNOELECTROPHORESIS	Pathology	0.43	$94.73
86215	0	DEOXYRIBONUCLEASE, ANTIBODY	Pathology	0.64	$94.73
86225	0	DNA ANTIBODY	Pathology	0.66	$94.73
86226	0	DNA ANTIBODY, SINGLE STRAND	Pathology	0.58	$94.73
86235	0	NUCLEAR ANTIGEN ANTIBODY	Pathology	0.86	$94.73
86243	0	FC RECEPTOR	Pathology	0.99	$94.73
86255	0	FLUORESCENT ANTIBODY, SCREEN	Pathology	1.15	$94.73
86256	0	FLUORESCENT ANTIBODY, TITER	Pathology	1.14	$94.73
86277	0	GROWTH HORMONE ANTIBODY	Pathology	0.76	$94.73
86280	0	HEMAGGLUTINATION INHIBITION	Pathology	0.39	$94.73
86308	0	HETEROPHILE ANTIBODIES	Pathology	0.25	$94.73
86309	0	HETEROPHILE ANTIBODIES	Pathology	0.31	$94.73
86310	0	HETEROPHILE ANTIBODIES	Pathology	0.35	$94.73
86316	0	IMMUNOASSAY, TUMOR ANTIGEN	Pathology	1.00	$94.73
86317	0	IMMUNOASSAY,INFECTIOUS AGENT	Pathology	0.72	$94.73
86318	0	IMMUNOASSAY,INFECTIOUS AGENT	Pathology	0.62	$94.73
86320	0	SERUM IMMUNOELECTROPHORESIS	Pathology	1.65	$94.73
86325	0	OTHER IMMUNOELECTROPHORESIS	Pathology	1.65	$94.73
86327	0	IMMUNOELECTROPHORESIS ASSAY	Pathology	1.70	$94.73
86329	0	IMMUNODIFFUSION	Pathology	0.68	$94.73
86331	0	IMMUNODIFFUSION OUCHTERLONY	Pathology	0.58	$94.73
86332	0	IMMUNE COMPLEX ASSAY	Pathology	1.17	$94.73
86334	0	IMMUNOFIXATION PROCEDURE	Pathology	1.63	$94.73
86337	0	INSULIN ANTIBODIES	Pathology	1.03	$94.73
86340	0	INTRINSIC FACTOR ANTIBODY	Pathology	0.73	$94.73
86341	0	ISLET CELL ANTIBODY	Pathology	0.95	$94.73
86343	0	LEUKOCYTE HISTAMINE RELEASE	Pathology	0.60	$94.73
86344	0	LEUKOCYTE PHAGOCYTOSIS	Pathology	0.38	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUs ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
86353	0	LYMPHOCYTE TRANSFORMATION	Pathology	2.36	$94.73
86359	0	T CELLS, TOTAL COUNT	Pathology	1.82	$94.73
86360	0	T CELL, ABSOLUTE COUNT/RATIO	Pathology	2.26	$94.73
86361	0	T CELL, ABSOLUTE COUNT	Pathology	1.29	$94.73
86376	0	MICROSOMAL ANTIBODY	Pathology	0.70	$94.73
86378	0	MIGRATION INHIBITORY FACTOR	Pathology	0.95	$94.73
86382	0	NEUTRALIZATION TEST, VIRAL	Pathology	0.81	$94.73
86384	0	NITROBLUE TETRAZOLIUM DYE	Pathology	0.55	$94.73
86403	0	PARTICLE AGGLUTINATION TEST	Pathology	0.49	$94.73
86406	0	PARTICLE AGGLUTINATION TEST	Pathology	0.51	$94.73
86430	0	RHEUMATOID FACTOR TEST	Pathology	0.27	$94.73
86431	0	RHEUMATOID FACTOR, QUANT	Pathology	0.27	$94.73
86485	0	SKIN TEST, CANDIDA	Pathology	0.28	$94.73
86586	0	SKIN TEST, UNLISTED	Pathology	0.28	$94.73
86590	0	STREPTOKINASE, ANTIBODY	Pathology	0.53	$94.73
86592	0	BLOOD SEROLOGY, QUALITATIVE	Pathology	0.21	$94.73
86593	0	BLOOD SEROLOGY, QUANTITATIVE	Pathology	0.21	$94.73
86602	0	ANTINOMYCES ANTIBODY	Pathology	0.49	$94.73
86603	0	ADENOVIRUS ANTIBODY	Pathology	0.62	$94.73
86606	0	ASPERGILLUS ANTIBODY	Pathology	0.72	$94.73
86609	0	BACTERIUM ANTIBODY	Pathology	0.62	$94.73
86612	0	BLASTOMYCES ANTIBODY	Pathology	0.62	$94.73
86615	0	BORDETELLA ANTIBODY	Pathology	0.63	$94.73
86617	0	LYME DISEASE ANTIBODY	Pathology	0.75	$94.73
86618	0	LYME DISEASE ANTIBODY	Pathology	0.82	$94.73
86619	0	BORRELIA ANTIBODY	Pathology	0.64	$94.73
86622	0	BRUCELLA ANTIBODY	Pathology	0.43	$94.73
86625	0	CAMPYLOBACTER ANTIBODY	Pathology	0.63	$94.73
86628	0	CANDIDA ANTIBODY	Pathology	0.58	$94.73
86631	0	CHLAMYDIA ANTIBODY	Pathology	0.57	$94.73
86632	0	CHLAMYDIA IGM ANTIBODY	Pathology	0.61	$94.73
86635	0	COCCIDIOIDES ANTIBODY	Pathology	0.55	$94.73
86638	0	Q FEVER ANTIBODY	Pathology	0.58	$94.73
86641	0	CRYPTOCOCCUS ANTIBODY	Pathology	0.69	$94.73
86644	0	CMV ANTIBODY	Pathology	0.69	$94.73
86645	0	CMV ANTIBODY, IGM	Pathology	0.81	$94.73
86648	0	DIPHTHERIA ANTIBODY	Pathology	0.73	$94.73
86651	0	ENCEPHALITIS ANTIBODY	Pathology	0.63	$94.73
86652	0	ENCEPHALITIS ANTIBODY	Pathology	0.63	$94.73
86653	0	ENCEPHALITIS ANTIBODY	Pathology	0.63	$94.73
86654	0	ENCEPHALITIS ANTIBODY	Pathology	0.63	$94.73
86658	0	ENTEROVIRUS ANTIBODY	Pathology	0.63	$94.73
86663	0	EPSTEIN-BARR ANTIBODY	Pathology	0.63	$94.73
86664	0	EPSTEIN-BARR ANTIBODY	Pathology	0.74	$94.73
86665	0	EPSTEIN-BARR ANTIBODY	Pathology	0.87	$94.73
86668	0	FRANCISELLA TULARENSIS	Pathology	0.50	$94.73
86671	0	FUNGUS ANTIBODY	Pathology	0.59	$94.73
86674	0	GIARDIA LAMBLIA ANTIBODY	Pathology	0.71	$94.73
86677	0	HELICOBACTER PYLORI	Pathology	0.70	$94.73
86682	0	HELMINTH ANTIBODY	Pathology	0.63	$94.73
86684	0	HEMOPHILUS INFLUENZA	Pathology	0.76	$94.73
86687	0	HTLV-I ANTIBODY	Pathology	0.40	$94.73
86688	0	HTLV-II ANTIBODY	Pathology	0.67	$94.73
86689	0	HTLV/HIV CONFIRMATORY TEST	Pathology	0.93	$94.73
86692	0	HEPATITIS, DELTA AGENT	Pathology	0.83	$94.73
86694	0	HERPES SIMPLEX TEST	Pathology	0.69	$94.73
86695	0	HERPES SIMPLEX TEST	Pathology	0.63	$94.73
86698	0	HISTOPLASMA	Pathology	0.60	$94.73
86701	0	HIV-1	Pathology	0.43	$94.73
86702	0	HIV-2	Pathology	0.65	$94.73
86703	0	HIV-1/HIV-2, SINGLE ASSAY	Pathology	0.66	$94.73
86704	0	HEP B CORE ANTIBODY, IGG/IGM	Pathology	0.58	$94.73
86705	0	HEP B CORE ANTIBODY, IGM	Pathology	0.57	$94.73
86706	0	HEP B SURFACE ANTIBODY	Pathology	0.52	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
86707	0	HEP BE ANTIBODY	Pathology	0.56	$94.73
86708	0	HEP A ANTIBODY, IGG/IGM	Pathology	0.60	$94.73
86709	0	HEP A ANTIBODY, IGM	Pathology	0.54	$94.73
86710	0	INFLUENZA VIRUS ANTIBODY	Pathology	0.65	$94.73
86713	0	LEGIONELLA ANTIBODY	Pathology	0.74	$94.73
86717	0	LEISHMANIA ANTIBODY	Pathology	0.59	$94.73
86720	0	LEPTOSPIRA ANTIBODY	Pathology	0.63	$94.73
86723	0	LISTERIA MONOCYTOGENES AB	Pathology	0.63	$94.73
86727	0	LYMPH CHORIOMENINGITIS AB	Pathology	0.62	$94.73
86729	0	LYMPHO VENEREUM ANTIBODY	Pathology	0.57	$94.73
86732	0	MUCORMYCOSIS ANTIBODY	Pathology	0.63	$94.73
86735	0	MUMPS ANTIBODY	Pathology	0.63	$94.73
86738	0	MYCOPLASMA ANTIBODY	Pathology	0.64	$94.73
86741	0	NEISSERIA MENINGITIDIS	Pathology	0.63	$94.73
86744	0	NOCARDIA ANTIBODY	Pathology	0.63	$94.73
86747	0	PARVOVIRUS ANTIBODY	Pathology	0.72	$94.73
86750	0	MALARIA ANTIBODY	Pathology	0.63	$94.73
86753	0	PROTOZOA ANTIBODY NOS	Pathology	0.60	$94.73
86756	0	RESPIRATORY VIRUS ANTIBODY	Pathology	0.62	$94.73
86759	0	ROTAVIRUS ANTIBODY	Pathology	0.63	$94.73
86762	0	RUBELLA ANTIBODY	Pathology	0.69	$94.73
86765	0	RUBEOLA ANTIBODY	Pathology	0.62	$94.73
86768	0	SALMONELLA ANTIBODY	Pathology	0.63	$94.73
86771	0	SHIGELLA ANTIBODY	Pathology	0.63	$94.73
86774	0	TETANUS ANTIBODY	Pathology	0.71	$94.73
86777	0	TOXOPLASMA ANTIBODY	Pathology	0.69	$94.73
86778	0	TOXOPLASMA ANTIBODY, IGM	Pathology	0.69	$94.73
86781	0	TREPONEMA PALLIDUM, CONFIRM	Pathology	0.64	$94.73
86784	0	TRICHINELLA ANTIBODY	Pathology	0.60	$94.73
86787	0	VARICELLA-ZOSTER ANTIBODY	Pathology	0.62	$94.73
86790	0	VIRUS ANTIBODY NOS	Pathology	0.62	$94.73
86793	0	YERSINIA ANTIBODY	Pathology	0.63	$94.73
86800	0	THYROGLOBULIN ANTIBODY	Pathology	0.77	$94.73
86803	0	HEPATITIS C AB TEST	Pathology	0.69	$94.73
86804	0	HEP C AB TEST, CONFIRM	Pathology	0.75	$94.73
86805	0	LYMPHOCYTOTOXICITY ASSAY	Pathology	2.52	$94.73
86806	0	LYMPHOCYTOTOXICITY ASSAY	Pathology	2.29	$94.73
86807	0	CYTOTOXIC ANTIBODY SCREENING	Pathology	1.90	$94.73
86808	0	CYTOTOXIC ANTIBODY SCREENING	Pathology	1.43	$94.73
86812	0	HLA TYPING, A, B, OR C	Pathology	1.24	$94.73
86813	0	HLA TYPING, A, B, OR C	Pathology	2.79	$94.73
86816	0	HLA TYPING, DR/DQ	Pathology	1.34	$94.73
86817	0	HLA TYPING, DR/DQ	Pathology	3.10	$94.73
86821	0	LYMPHOCYTE CULTURE, MIXED	Pathology	2.72	$94.73
86822	0	LYMPHOCYTE CULTURE, PRIMED	Pathology	1.76	$94.73
86849	0	IMMUNOLOGY PROCEDURE	Pathology	1.29	$94.73
86850	0	RBC ANTIBODY SCREEN	Pathology	0.38	$94.73
86860	0	RBC ANTIBODY ELUTION	Pathology	0.38	$94.73
86870	0	RBC ANTIBODY IDENTIFICATION	Pathology	0.66	$94.73
86880	0	COOMBS TEST	Pathology	0.26	$94.73
86885	0	COOMBS TEST	Pathology	0.28	$94.73
86886	0	COOMBS TEST	Pathology	0.25	$94.73
86890	0	AUTOLOGOUS BLOOD PROCESS	Pathology	1.51	$94.73
86891	0	AUTOLOGOUS BLOOD, OP SALVAGE	Pathology	2.36	$94.73
86900	0	BLOOD TYPING, ABO	Pathology	0.14	$94.73
86901	0	BLOOD TYPING, RH (D)	Pathology	0.19	$94.73
86903	0	BLOOD TYPING, ANTIGEN SCREEN	Pathology	0.45	$94.73
86904	0	BLOOD TYPING, PATIENT SERUM	Pathology	0.46	$94.73
86905	0	BLOOD TYPING, RBC ANTIGENS	Pathology	0.18	$94.73
86906	0	BLOOD TYPING, RH PHENOTYPE	Pathology	0.37	$94.73
86910	0	BLOOD TYPING, PATERNITY TEST	Pathology	0.41	$94.73
86911	0	BLOOD TYPING, ANTIGEN SYSTEM	Pathology	0.32	$94.73
86915	0	BONE MARROW/STEM CELL PREP	Pathology	1.98	$94.73
86920	0	COMPATIBILITY TEST	Pathology	0.41	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
86921	0	COMPATIBILITY TEST	Pathology	0.38	$94.73
86922	0	COMPATIBILITY TEST	Pathology	0.23	$94.73
86927	0	PLASMA, FRESH FROZEN	Pathology	0.21	$94.73
86930	0	FROZEN BLOOD PREP	Pathology	1.89	$94.73
86931	0	FROZEN BLOOD THAW	Pathology	2.07	$94.73
86932	0	FROZEN BLOOD FREEZE/THAW	Pathology	2.26	$94.73
86940	0	HEMOLYSINS/AGGLUTININS, AUTO	Pathology	0.39	$94.73
86941	0	HEMOLYSINS/AGGLUTININS	Pathology	0.58	$94.73
86945	0	BLOOD PRODUCT/IRRADIATION	Pathology	0.57	$94.73
86950	0	LEUKACYTE TRANSFUSION	Pathology	1.04	$94.73
86965	0	POOLING BLOOD PLATELETS	Pathology	0.26	$94.73
86970	0	RBC PRETREATMENT	Pathology	0.30	$94.73
86971	0	RBC PRETREATMENT	Pathology	0.30	$94.73
86972	0	RBC PRETREATMENT	Pathology	0.28	$94.73
86975	0	RBC PRETREATMENT, SERUM	Pathology	0.19	$94.73
86976	0	RBC PRETREATMENT, SERUM	Pathology	0.15	$94.73
86977	0	RBC PRETREATMENT, SERUM	Pathology	0.19	$94.73
86978	0	RBC PRETREATMENT, SERUM	Pathology	0.41	$94.73
86985	0	SPLIT BLOOD OR PRODUCTS	Pathology	0.40	$94.73
87001	0	SMALL ANIMAL INOCULATION	Pathology	0.64	$94.73
87003	0	SMALL ANIMAL INOCULATION	Pathology	0.81	$94.73
87015	0	SPECIMEN CONCENTRATION	Pathology	0.32	$94.73
87040	0	BLOOD CULTURE FOR BACTERIA	Pathology	0.50	$94.73
87045	0	STOOL CULTURE FOR BACTERIA	Pathology	0.45	$94.73
87060	0	NOSE/THROAT CULTURE, BACT	Pathology	0.37	$94.73
87070	0	CULTURE SPECIMEN, BACTERIA	Pathology	0.41	$94.73
87072	0	CULTURE OF SPECIMEN BY KIT	Pathology	0.39	$94.73
87075	0	CULTURE SPECIMEN, BACTERIA	Pathology	0.46	$94.73
87076	0	BACTERIA IDENTIFICATION	Pathology	0.62	$94.73
87081	0	BACTERIA CULTURE SCREEN	Pathology	0.32	$94.73
87082	0	CULTURE OF SPECIMEN BY KIT	Pathology	0.35	$94.73
87083	0	CULTURE OF SPECIMEN BY KIT	Pathology	0.40	$94.73
87084	0	CULTURE OF SPECIMEN BY KIT	Pathology	0.41	$94.73
87085	0	CULTURE OF SPECIMEN BY KIT	Pathology	0.41	$94.73
87086	0	URINE CULTURE/COLONY COUNT	Pathology	0.39	$94.73
87087	0	URINE BACTERIA CULTURE	Pathology	0.31	$94.73
87088	0	URINE BACTERIA CULTURE	Pathology	0.39	$94.73
87101	0	SKIN FUNGUS CULTURE	Pathology	0.37	$94.73
87102	0	FUNGUS ISOLATION CULTURE	Pathology	0.40	$94.73
87103	0	BLOOD FUNGUS CULTURE	Pathology	0.43	$94.73
87106	0	FUNGUS IDENTIFICATION	Pathology	0.50	$94.73
87109	0	MYCOPLASMA CULTURE	Pathology	0.74	$94.73
87110	0	CULTURE, CHLAMYDIA	Pathology	0.94	$94.73
87116	0	MYCOBACTERIA CULTURE	Pathology	0.52	$94.73
87117	0	MYCOBACTERIA CULTURE	Pathology	0.56	$94.73
87118	0	MYCOBACTERIA IDENTIFICATION	Pathology	0.53	$94.73
87140	0	CULTURE TYPING, FLUORESCENT	Pathology	0.27	$94.73
87143	0	CULTURE TYPING, GLC METHOD	Pathology	0.60	$94.73
87145	0	CULTURE TYPING, PHAGE METHOD	Pathology	0.48	$94.73
87147	0	CULTURE TYPING, SEROLOGIC	Pathology	0.25	$94.73
87151	0	CULTURE TYPING, SEROLOGIC	Pathology	0.27	$94.73
87155	0	CULTURE TYPING, PRECIPITIN	Pathology	0.23	$94.73
87158	0	CULTURE TYPING, ADDED METHOD	Pathology	0.25	$94.73
87163	0	SPECIAL MICROBIOLOGY CULTURE	Pathology	0.53	$94.73
87164	0	DARK FIELD EXAMINATION	Pathology	1.07	$94.73
87166	0	DARK FIELD EXAMINATION	Pathology	0.54	$94.73
87174	0	ENDOTOXIN, BACTERIAL	Pathology	0.41	$94.73
87175	0	ASSAY, ENDOTOXIN, BACTERIAL	Pathology	0.52	$94.73
87176	0	ENDOTOXIN, BACTERIAL	Pathology	0.28	$94.73
87177	0	OVA AND PARASITES SMEARS	Pathology	0.43	$94.73
87181	0	ANTIBIOTIC SENSITIVITY, EACH	Pathology	0.23	$94.73
87184	0	ANTIBIOTIC SENSITIVITY, EACH	Pathology	0.33	$94.73
87186	0	ANTIBIOTIC SENSITIVITY, MIC	Pathology	0.42	$94.73
87187	0	ANTIBIOTIC SENSITIVITY, MBC	Pathology	0.50	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
87188	0	ANTIBIOTIC SENSITIVITY, EACH	Pathology	0.32	$94.73
87190	0	TB ANTIBIOTIC SENSITIVITY	Pathology	0.27	$94.73
87192	0	ANTIBIOTIC SENSITIVITY, EACH	Pathology	0.44	$94.73
87197	0	BACTERICIDAL LEVEL, SERUM	Pathology	0.72	$94.73
87205	0	SMEAR, STAIN & INTERPRET	Pathology	0.21	$94.73
87206	0	SMEAR, STAIN & INTERPRET	Pathology	0.26	$94.73
87207	0	SMEAR, STAIN & INTERPRET	Pathology	0.86	$94.73
87208	0	SMEAR, STAIN & INTERPRET	Pathology	0.26	$94.73
87210	0	SMEAR, STAIN & INTERPRET	Pathology	0.21	$94.73
87211	0	SMEAR, STAIN & INTERPRET	Pathology	0.25	$94.73
87220	0	TISSUE EXAM FOR FUNGI	Pathology	0.21	$94.73
87230	0	ASSAY, TOXIN OR ANTITOXIN	Pathology	0.95	$94.73
87250	0	VIRUS INOCULATION FOR TEST	Pathology	0.94	$94.73
87252	0	VIRUS INOCULATION FOR TEST	Pathology	1.25	$94.73
87253	0	VIRUS INOCULATION FOR TEST	Pathology	0.97	$94.73
87260	0	ADENOVIRUS AG, DFA	Pathology	0.58	$94.73
87265	0	PERTUSSIS AG, DFA	Pathology	0.58	$94.73
87270	0	CHYLMD TRACH AG, DFA	Pathology	0.58	$94.73
87272	0	CRYPTOSPORIDUM AG, DFA	Pathology	0.58	$94.73
87274	0	HERPES SIMPLEX AG, DFA	Pathology	0.58	$94.73
87276	0	INFLUENZA AG, DFA	Pathology	0.58	$94.73
87278	0	LEGION PNEUMO AG, DFA	Pathology	0.58	$94.73
87280	0	RESP SYNCYTIAL AG, DFA	Pathology	0.58	$94.73
87285	0	TREPON PALLIDUM AG, DFA	Pathology	0.58	$94.73
87290	0	VARICELLA AG, DFA	Pathology	0.58	$94.73
87299	0	AG DETECTION NOS, DFA	Pathology	0.58	$94.73
87301	0	ADENOVIRUS AG, EIA	Pathology	0.58	$94.73
87320	0	CHYLMD TRACH AG, EIA	Pathology	0.58	$94.73
87324	0	CLOSTRIDIUM AG, EIA	Pathology	0.58	$94.73
87328	0	CRYPTOSPOR AG, EIA	Pathology	0.58	$94.73
87332	0	CYTOMEGALOVIRUS AG, EIA	Pathology	0.58	$94.73
87335	0	E COLI 0157 AG, EIA	Pathology	0.58	$94.73
87340	0	HEPATITIS B SURFACE AG, EIA	Pathology	0.50	$94.73
87350	0	HEPATITIS BE AG, EIA	Pathology	0.55	$94.73
87380	0	HEPATITIS DELTA AG, EIA	Pathology	0.79	$94.73
87385	0	HISTOPLASMA CAPSUL AG, EIA	Pathology	0.58	$94.73
87390	0	HIV-1 AG, EIA	Pathology	0.85	$94.73
87391	0	HIV-2 AG, EIA	Pathology	0.85	$94.73
87420	0	RESP SYNCYTIAL AG, EIA	Pathology	0.58	$94.73
87425	0	ROTAVIRUS AG, EIA	Pathology	0.58	$94.73
87430	0	STREP A AG, EIA	Pathology	0.58	$94.73
87449	0	AG DETECT NOS, EIA, MULT	Pathology	0.58	$94.73
87450	0	AG DETECT NOS, EIA, SINGLE	Pathology	0.46	$94.73
87470	0	BARTONELLA, DNA, DIR PROBE	Pathology	0.96	$94.73
87471	0	BARTONELLA, DNA, AMP PROBE	Pathology	1.69	$94.73
87472	0	BARTONELLA, DNA, QUANT	Pathology	2.06	$94.73
87475	0	LYME DIS, DNA, DIR PROBE	Pathology	0.96	$94.73
87476	0	LYME DIS, DNA, AMP PROBE	Pathology	1.69	$94.73
87477	0	LYME DIS, DNA, QUANT	Pathology	2.06	$94.73
87480	0	CANDIDA, DNA, DIR PROBE	Pathology	0.96	$94.73
87481	0	CANDIDA, DNA, AMP PROBE	Pathology	1.69	$94.73
87482	0	CANDIDA, DNA, QUANT	Pathology	2.01	$94.73
87485	0	CHYLMD PNEUM, DNA, DIR PROBE	Pathology	0.96	$94.73
87486	0	CHYLMD PNEUM, DNA, AMP PROBE	Pathology	1.69	$94.73
87487	0	CHYLMD PNEUM, DNA, QUANT	Pathology	2.06	$94.73
87490	0	CHYLMD TRACH, DNA, DIR PROBE	Pathology	0.96	$94.73
87491	0	CHYLMD TRACH, DNA, AMP PROBE	Pathology	1.69	$94.73
87492	0	CHYLMD TRACH, DNA, QUANT	Pathology	1.68	$94.73
87495	0	CYTOMEG, DNA, DIR PROBE	Pathology	0.96	$94.73
87496	0	CYTOMEG, DNA, AMP PROBE	Pathology	1.69	$94.73
87497	0	CYTOMEG, DNA, QUANT	Pathology	2.06	$94.73
87510	0	GARDNER VAG, DNA, DIR PROBE	Pathology	0.96	$94.73
87511	0	GARDNER VAG, DNA, AMP PROBE	Pathology	1.69	$94.73
87512	0	GARDNER VAG, DNA, QUANT	Pathology	2.01	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
87515	0	HEPATITIS B, DNA, DIR PROBE	Pathology	0.96	$94.73
87516	0	HEPATITIS B , DNA, AMP PROBE	Pathology	1.69	$94.73
87517	0	HEPATITIS B , DNA, QUANT	Pathology	2.06	$94.73
87520	0	HEPATITIS C , RNA, DIR PROBE	Pathology	0.96	$94.73
87521	0	HEPATITIS C , RNA, AMP PROBE	Pathology	1.69	$94.73
87522	0	HEPATITIS C, RNA, QUANT	Pathology	2.06	$94.73
87525	0	HEPATITIS G , DNA, DIR PROBE	Pathology	0.96	$94.73
87526	0	HEPATITIS G, DNA, AMP PROBE	Pathology	1.69	$94.73
87527	0	HEPATITIS G, DNA, QUANT	Pathology	2.01	$94.73
87528	0	HSV, DNA, DIR PROBE	Pathology	0.96	$94.73
87529	0	HSV, DNA, AMP PROBE	Pathology	1.69	$94.73
87530	0	HSV, DNA, QUANT	Pathology	2.06	$94.73
87531	0	HHV-6, DNA, DIR PROBE	Pathology	0.96	$94.73
87532	0	HHV-6, DNA, AMP PROBE	Pathology	1.69	$94.73
87533	0	HHV-6, DNA, QUANT	Pathology	2.01	$94.73
87534	0	HIV-1, DNA, DIR PROBE	Pathology	0.96	$94.73
87535	0	HIV-1, DNA, AMP PROBE	Pathology	1.69	$94.73
87536	0	HIV-1, DNA, QUANT	Pathology	4.09	$94.73
87537	0	HIV-2, DNA, DIR PROBE	Pathology	0.96	$94.73
87538	0	HIV-2, DNA, AMP PROBE	Pathology	1.69	$94.73
87539	0	HIV-2, DNA, QUANT	Pathology	2.06	$94.73
87540	0	LEGION PNEUMO, DNA, DIR PROB	Pathology	0.96	$94.73
87541	0	LEGION PNEUMO, DNA, AMP PROB	Pathology	1.69	$94.73
87542	0	LEGION PNEUMO, DNA, QUANT	Pathology	2.01	$94.73
87550	0	MYCOBACTERIA, DNA, DIR PROBE	Pathology	0.96	$94.73
87551	0	MYCOBACTERIA, DNA, AMP PROBE	Pathology	1.69	$94.73
87552	0	MYCOBACTERIA, DNA, QUANT	Pathology	2.06	$94.73
87555	0	M.TUBERCULO, DNA, DIR PROBE	Pathology	0.96	$94.73
87556	0	M.TUBERCULO, DNA, AMP PROBE	Pathology	1.69	$94.73
87557	0	M.TUBERCULO, DNA, QUANT	Pathology	2.06	$94.73
87560	0	M.AVIUM-INTRA, DNA, DIR PROB	Pathology	0.96	$94.73
87561	0	M.AVIUM-INTRA, DNA, AMP PROB	Pathology	1.69	$94.73
87562	0	M.AVIUM-INTRA, DNA, QUANT	Pathology	2.06	$94.73
87580	0	M.PNEUMON, DNA, DIR PROBE	Pathology	0.96	$94.73
87581	0	M.PNEUMON, DNA, AMP PROBE	Pathology	1.69	$94.73
87582	0	M.PNEUMON, DNA, QUANT	Pathology	2.01	$94.73
87590	0	N.GONORRHOEAE, DNA, DIR PROB	Pathology	0.96	$94.73
87591	0	N.GONORRHOEAE, DNA, AMP PROB	Pathology	1.69	$94.73
87592	0	N.GONORRHOEAE, DNA, QUANT	Pathology	2.06	$94.73
87620	0	HPV, DNA, DIR PROBE	Pathology	0.96	$94.73
87621	0	HPV, DNA, AMP PROBE	Pathology	1.69	$94.73
87622	0	HPV, DNA, QUANT	Pathology	2.01	$94.73
87650	0	STREP A, DNA, DIR PROBE	Pathology	0.96	$94.73
87651	0	STREP A, DNA, AMP PROBE	Pathology	1.69	$94.73
87652	0	STREP A, DNA, QUANT	Pathology	2.01	$94.73
87797	0	DETECT AGENT NOS, DNA, DIR	Pathology	0.96	$94.73
87798	0	DETECT AGENT NOS, DNA, AMP	Pathology	1.69	$94.73
87799	0	DETECT AGENT NOS, DNA, QUANT	Pathology	2.06	$94.73
87810	0	CHYLMD TRACH ASSAY W/OPTIC	Pathology	0.58	$94.73
87850	0	N. GONORRHOEAE ASSAY W/OPTIC	Pathology	0.58	$94.73
87880	0	STREP A ASSAY W/OPTIC	Pathology	0.58	$94.73
87899	0	AGENT NOS ASSAY W/OPTIC	Pathology	0.58	$94.73
88000	0	AUTOPSY (NECROPSY), GROSS	Pathology	4.68	$94.73
88005	0	AUTOPSY (NECROPSY), GROSS	Pathology	5.20	$94.73
88007	0	AUTOPSY (NECROPSY), GROSS	Pathology	5.72	$94.73
88012	0	AUTOPSY (NECROPSY), GROSS	Pathology	4.31	$94.73
88014	0	AUTOPSY (NECROPSY), GROSS	Pathology	4.31	$94.73
88016	0	AUTOPSY (NECROPSY), GROSS	Pathology	5.24	$94.73
88020	0	AUTOPSY (NECROPSY), COMPLETE	Pathology	6.73	$94.73
88025	0	AUTOPSY (NECROPSY), COMPLETE	Pathology	7.25	$94.73
88027	0	AUTOPSY (NECROPSY), COMPLETE	Pathology	7.77	$94.73
88028	0	AUTOPSY (NECROPSY), COMPLETE	Pathology	4.31	$94.73
88029	0	AUTOPSY (NECROPSY), COMPLETE	Pathology	4.31	$94.73
88036	0	LIMITED AUTOPSY	Pathology	2.79	$94.73

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TABLE I. — PHYSICIAN NATIONWIDE RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTOR FOR PATHOLOGY AND LABORATORY CPT CODES WITH TOTAL RVUS ONLY — Continued

CPT Code	Modifier	CPT Code Description	Physician CPT Code Group	Total RVUs	Conversion Factor
88037	0	LIMITED AUTOPSY	Pathology	2.04	$94.73
88040	0	FORENSIC AUTOPSY (NECROPSY)	Pathology	11.15	$94.73
88045	0	CORONER'S AUTOPSY (NECROPSY)	Pathology	0.93	$94.73
88130	0	SEX CHROMATIN IDENTIFICATION	Pathology	0.72	$94.73
88140	0	SEX CHROMATIN IDENTIFICATION	Pathology	0.38	$94.73
88142	0	CYTOPATH, C/V, THIN LAYER	Pathology	0.35	$94.73
88143	0	CYTOPATH C/V THIN LAYER REDO	Pathology	0.38	$94.73
88144	0	CYTOPATH, C/V THIN LYR REDO	Pathology	0.37	$94.73
88145	0	CYTOPATH, C/V THIN LYR SEL	Pathology	0.40	$94.73
88147	0	CYTOPATH, C/V, AUTOMATED	Pathology	0.37	$94.73
88148	0	CYTOPATH, C/V, AUTO RESCREEN	Pathology	0.38	$94.73
88150	0	CYTOPATH, C/V, MANUAL	Pathology	0.25	$94.73
88152	0	CYTOPATH, C/V, AUTO REDO	Pathology	0.25	$94.73
88153	0	CYTOPATH, C/V, REDO	Pathology	0.25	$94.73
88154	0	CYTOPATH, C/V, SELECT	Pathology	0.25	$94.73
88155	0	CYTOPATH, C/V, INDEX ADD-ON	Pathology	0.29	$94.73
88164	0	CYTOPATH TBS, C/V, MANUAL	Pathology	0.25	$94.73
88165	0	CYTOPATH TBS, C/V, REDO	Pathology	0.25	$94.73
88166	0	CYTOPATH TBS, C/V, AUTO REDO	Pathology	0.25	$94.73
88167	0	CYTOPATH TBS, C/V, SELECT	Pathology	0.25	$94.73
88230	0	TISSUE CULTURE, LYMPHOCYTE	Pathology	5.61	$94.73
88233	0	TISSUE CULTURE, SKIN/BIOPSY	Pathology	6.77	$94.73
88235	0	TISSUE CULTURE, PLACENTA	Pathology	7.09	$94.73
88237	0	TISSUE CULTURE, BONE MARROW	Pathology	6.08	$94.73
88239	0	TISSUE CULTURE, TUMOR	Pathology	7.10	$94.73
88240	0	CELL CRYOPRESERVE/STORAGE	Pathology	0.49	$94.73
88241	0	FROZEN CELL PREPARATION	Pathology	0.49	$94.73
88245	0	CHROMOSOME ANALYSIS, 20-25	Pathology	7.16	$94.73
88248	0	CHROMOSOME ANALYSIS, 50-100	Pathology	8.33	$94.73
88249	0	CHROMOSOME ANALYSIS, 100	Pathology	8.33	$94.73
88261	0	CHROMOSOME ANALYSIS, 5	Pathology	8.50	$94.73
88262	0	CHROMOSOME ANALYSIS, 15-20	Pathology	6.00	$94.73
88263	0	CHROMOSOME ANALYSIS, 45	Pathology	7.23	$94.73
88264	0	CHROMOSOME ANALYSIS, 20-25	Pathology	6.00	$94.73
88267	0	CHROMOSOME ANALYS, PLACENTA	Pathology	8.65	$94.73
88269	0	CHROMOSOME ANALYS, AMNIOTIC	Pathology	8.00	$94.73
88271	0	CYTOGENETICS, DNA PROBE	Pathology	1.03	$94.73
88272	0	CYTOGENETICS, 3-5	Pathology	1.29	$94.73
88273	0	CYTOGENETICS, 10-30	Pathology	1.55	$94.73
88274	0	CYTOGENETICS, 25-99	Pathology	1.67	$94.73
88275	0	CYTOGENETICS, 100-300	Pathology	1.93	$94.73
88280	0	CHROMOSOME KARYOTYPE STUDY	Pathology	1.21	$94.73
88283	0	CHROMOSOME BANDING STUDY	Pathology	3.30	$94.73
88285	0	CHROMOSOME COUNT, ADDITIONAL	Pathology	0.91	$94.73
88289	0	CHROMOSOME STUDY, ADDITIONAL	Pathology	1.66	$94.73
88371	0	PROTEIN, WESTERN BLOT TISSUE	Pathology	1.62	$94.73
88372	0	PROTEIN ANALYSIS W/PROBE	Pathology	1.66	$94.73
89050	0	BODY FLUID CELL COUNT	Pathology	0.23	$94.73
89051	0	BODY FLUID CELL COUNT	Pathology	0.26	$94.73
89060	0	EXAM,SYNOVIAL FLUID CRYSTALS	Pathology	0.91	$94.73
89125	0	SPECIMEN FAT STAIN	Pathology	0.21	$94.73
89160	0	EXAM FECES FOR MEAT FIBERS	Pathology	0.18	$94.73
89190	0	NASAL SMEAR FOR EOSINOPHILS	Pathology	0.23	$94.73
89250	0	FERTILIZATION OF OOCYTE	Pathology	13.15	$94.73
89300	0	SEMEN ANALYSIS	Pathology	0.43	$94.73
89310	0	SEMEN ANALYSIS	Pathology	0.41	$94.73
89320	0	SEMEN ANALYSIS	Pathology	0.58	$94.73
89325	0	SPERM ANTIBODY TEST	Pathology	0.51	$94.73
89329	0	SPERM EVALUATION TEST	Pathology	1.01	$94.73
89330	0	EVALUATION, CERVICAL MUCUS	Pathology	0.48	$94.73
89355	0	EXAM FECES FOR STARCH	Pathology	0.16	$94.73
89365	0	WATER LOAD TEST	Pathology	0.26	$94.73

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TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
NATIONWIDE AVERAGE	1.000	1.000	1.000	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00
ANCHORAGE, AK	1.063	1.173	1.120	1.30	1.25	0.95	0.92	0.77	0.98	0.98	1.18	1.05	0.91	0.82	1.24	1.22	0.95	1.12	1.09	1.00	1.01	0.74	0.95	0.98	0.95	1.27	0.88
FAIRBANKS, AK	1.063	1.173	1.120	1.30	1.25	0.95	0.92	0.77	0.98	0.98	1.18	1.05	0.91	0.82	1.24	1.22	0.95	1.12	1.09	1.00	1.01	0.74	0.95	0.98	0.95	1.27	0.88
FORT WAINWRIGHT, AK	1.063	1.173	1.120	1.30	1.25	0.95	0.92	0.77	0.98	0.98	1.18	1.05	0.91	0.82	1.24	1.22	0.95	1.12	1.09	1.00	1.01	0.74	0.95	0.98	0.95	1.27	0.88
KENAI, AK	1.063	1.173	1.120	1.30	1.25	0.95	0.92	0.77	0.98	0.98	1.18	1.05	0.91	0.82	1.24	1.22	0.95	1.12	1.09	1.00	1.01	0.74	0.95	0.98	0.95	1.27	0.88
WASILLA, AK	1.063	1.173	1.120	1.30	1.25	0.95	0.92	0.77	0.98	0.98	1.18	1.05	0.91	0.82	1.24	1.22	0.95	1.12	1.09	1.00	1.01	0.74	0.95	0.98	0.95	1.27	0.88
ANNISTON, AL	0.978	0.872	0.920	0.89	0.92	0.96	1.17	0.88	0.94	1.03	0.96	0.97	0.88	0.97	0.74	0.93	1.03	0.79	0.78	0.86	0.89	0.81	1.03	0.89	1.01	0.89	0.76
BIRMINGHAM, AL	0.978	0.872	0.920	0.91	1.00	1.00	1.30	1.05	0.99	1.18	0.96	1.25	0.97	1.11	0.80	0.97	1.12	0.86	1.05	0.96	0.95	0.87	0.97	1.02	1.05	1.07	0.90
DECATUR, AL	0.978	0.872	0.920	0.89	0.92	0.96	1.17	0.88	0.94	1.03	0.96	0.97	0.88	0.97	0.74	0.93	1.03	0.79	0.78	0.86	0.89	0.81	1.03	0.89	1.01	0.89	0.76
DOTHAN, AL	0.978	0.872	0.920	0.80	0.88	0.94	1.08	0.81	0.93	0.94	0.83	1.05	0.88	1.03	0.73	0.90	1.14	0.76	0.81	1.00	0.88	0.81	0.83	0.96	0.91	0.93	0.80
FAIRHOPE, AL	0.978	0.872	0.920	0.80	0.88	0.94	1.08	0.81	0.93	0.94	0.83	1.05	0.88	1.03	0.73	0.90	1.14	0.76	0.81	1.00	0.88	0.81	0.83	0.96	0.91	0.93	0.80
FLORENCE, AL	0.978	0.872	0.920	0.89	0.92	0.96	1.17	0.88	0.94	1.03	0.96	0.97	0.88	0.97	0.74	0.93	1.03	0.79	0.78	0.86	0.89	0.81	1.03	0.89	1.01	0.89	0.76
GADSDEN, AL	0.978	0.872	0.920	0.89	0.92	0.96	1.17	0.88	0.94	1.03	0.96	0.97	0.88	0.97	0.74	0.93	1.03	0.79	0.78	0.86	0.89	0.81	1.03	0.89	1.01	0.89	0.76
HUNTSVILLE, AL	0.978	0.872	0.920	0.89	0.92	0.96	1.17	0.88	0.94	1.03	0.96	0.97	0.88	0.97	0.74	0.93	1.03	0.79	0.78	0.86	0.89	0.81	1.03	0.89	1.01	0.89	0.76
JASPER, AL	0.978	0.872	0.920	0.89	0.92	0.96	1.17	0.88	0.94	1.03	0.96	0.97	0.88	0.97	0.74	0.93	1.03	0.79	0.78	0.86	0.89	0.81	1.03	0.89	1.01	0.89	0.76
MOBILE, AL	0.978	0.872	0.920	0.80	0.88	0.94	1.08	0.81	0.93	0.94	0.83	1.05	0.88	1.03	0.73	0.90	1.14	0.76	0.81	1.00	0.88	0.81	0.83	0.96	0.91	0.93	0.80
MONTGOMERY, AL	0.978	0.872	0.920	0.80	0.88	0.94	1.08	0.81	0.93	0.94	0.83	1.05	0.88	1.03	0.73	0.90	1.14	0.76	0.81	1.00	0.88	0.81	0.83	0.96	0.91	0.93	0.80
TUSCALOOSA, AL	0.978	0.872	0.920	0.91	1.00	1.00	1.30	1.05	0.99	1.18	0.96	1.25	0.97	1.11	0.80	0.97	1.12	0.86	1.05	0.96	0.95	0.87	0.97	1.02	1.05	1.07	0.90
TUSKEGEE, AL	0.978	0.872	0.920	0.80	0.88	0.94	1.08	0.81	0.93	0.94	0.83	1.05	0.88	1.03	0.73	0.90	1.14	0.76	0.81	1.00	0.88	0.81	0.83	0.96	0.91	0.93	0.80
EL DORADO, AR	0.953	0.855	0.900	0.92	0.94	0.88	0.80	0.83	1.06	0.96	0.97	0.99	0.98	0.97	1.00	0.93	1.06	0.96	1.22	1.14	0.95	0.93	1.08	0.76	0.98	0.96	0.89
FAYETTEVILLE, AR	0.953	0.855	0.900	0.92	0.93	0.85	1.16	0.84	0.93	0.80	0.98	0.94	0.88	0.95	1.07	0.94	1.08	1.09	0.96	1.08	0.86	0.83	1.10	0.79	1.00	0.96	0.84
HARRISON, AR	0.953	0.855	0.900	0.92	0.93	0.85	1.16	0.84	0.93	0.80	0.98	0.94	0.88	0.95	1.07	0.94	1.08	1.09	0.96	1.08	0.86	0.83	1.10	0.79	1.00	0.96	0.84
HOT SPRINGS, AR	0.953	0.855	0.900	0.92	0.94	0.88	0.80	0.83	1.06	0.96	0.97	0.99	0.98	0.97	1.00	0.93	1.06	0.96	1.22	1.14	0.95	0.93	1.08	0.76	0.98	0.96	0.89
JONESBORO, AR	0.953	0.855	0.900	0.92	0.93	0.85	1.16	0.84	0.93	0.80	0.98	0.94	0.88	0.95	1.07	0.94	1.08	1.09	0.96	1.08	0.86	0.83	1.10	0.79	1.00	0.96	0.84
LITTLE ROCK, AR	0.953	0.855	0.900	1.00	1.03	0.86	0.89	0.76	0.98	1.01	1.02	0.97	0.91	0.97	1.18	1.19	1.09	1.09	1.10	1.25	0.91	1.37	0.95	0.75	1.00	1.00	0.91
MENA, AR	0.953	0.855	0.900	0.92	0.94	0.88	0.80	0.83	1.06	0.96	0.97	0.99	0.98	0.97	1.00	0.93	1.06	0.96	1.22	1.14	0.95	0.93	1.08	0.76	0.98	0.96	0.89
MOUNTAIN HOME, AR	0.953	0.855	0.900	0.92	0.93	0.85	1.16	0.84	0.93	0.80	0.98	0.94	0.88	0.95	1.07	0.94	1.08	1.09	0.96	1.08	0.86	0.83	1.10	0.79	1.00	0.96	0.84
NORTH LITTLE ROCK, AR	0.953	0.855	0.900	1.00	1.03	0.86	0.89	0.76	0.98	1.01	1.02	0.97	0.91	0.97	1.18	1.19	1.09	1.09	1.10	1.25	0.91	1.37	0.95	0.75	1.00	1.00	0.91
PARAGOULD, AR	0.953	0.855	0.900	0.92	0.93	0.85	1.16	0.84	0.93	0.80	0.98	0.94	0.88	0.95	1.07	0.94	1.08	1.09	0.96	1.08	0.86	0.83	1.10	0.79	1.00	0.96	0.84
WALDRON, AR	0.953	0.855	0.900	1.02	1.04	1.00	1.27	0.83	0.99	0.86	1.10	1.15	1.02	1.04	0.92	1.01	1.09	0.87	1.33	1.20	0.99	0.91	1.11	0.79	0.78	0.83	0.87
BISBEE, AZ	0.995	0.971	0.980	0.96	1.00	1.00	0.94	0.92	0.99	1.02	0.89	0.89	0.96	0.98	1.08	0.88	0.83	1.08	1.04	1.03	0.83	0.87	0.93	0.82	0.91	0.89	0.81
CASA GRANDE, AZ	0.995	0.971	0.980	0.92	0.96	0.77	1.03	0.90	1.00	1.15	0.95	0.92	0.93	0.98	1.23	0.90	0.94	1.14	1.03	0.91	0.89	0.99	0.96	0.93	0.90	0.89	0.94
FLAGSTAFF/ BELLEMONT, AZ	0.995	0.971	0.980	0.96	0.97	0.88	0.98	0.93	0.90	0.93	0.95	0.96	0.87	0.92	1.12	0.97	0.95	1.14	0.93	0.97	0.90	0.88	0.88	0.98	0.91	0.86	0.88
GREEN VALLEY, AZ	0.995	0.971	0.980	0.96	1.00	1.00	0.94	0.92	0.99	1.02	0.89	0.89	0.96	0.98	1.08	0.88	0.83	1.08	1.04	1.03	0.83	0.87	0.93	0.82	0.91	0.89	0.81
KEARNY, AZ	0.995	0.971	0.980	0.92	0.96	0.77	1.03	0.90	1.00	1.15	0.95	0.92	0.93	0.98	1.23	0.90	0.94	1.14	1.03	0.91	0.89	0.99	0.96	0.93	0.90	0.89	0.94
KINGMAN, AZ	0.995	0.971	0.980	0.96	0.97	0.88	0.98	0.93	0.90	0.93	0.95	0.96	0.87	0.92	1.12	0.97	0.95	1.14	0.93	0.97	0.90	0.88	0.88	0.98	0.91	0.86	0.88
LAKE HAVASU CITY, AZ	0.995	0.971	0.980	0.96	0.97	0.88	0.98	0.93	0.90	0.93	0.95	0.96	0.87	0.92	1.12	0.97	0.95	1.14	0.93	0.97	0.90	0.88	0.88	0.98	0.91	0.86	0.88
MARANA, AZ	0.995	0.971	0.980	0.96	1.00	1.00	0.94	0.92	0.99	1.02	0.89	0.89	0.96	0.98	1.08	0.88	0.83	1.08	1.04	1.03	0.83	0.87	0.93	0.82	0.91	0.89	0.81
MESA/WILLIAMS AFB, AZ	0.995	0.971	0.980	0.92	0.96	0.77	1.03	0.90	1.00	1.15	0.95	0.92	0.93	0.98	1.23	0.90	0.94	1.14	1.03	0.91	0.89	0.99	0.96	0.93	0.90	0.89	0.94
NOGALES, AZ	0.995	0.971	0.980	0.96	1.00	1.00	0.94	0.92	0.99	1.02	0.89	0.89	0.96	0.98	1.08	0.88	0.83	1.08	1.04	1.03	0.83	0.87	0.93	0.82	0.91	0.89	0.81
PHOENIX, AZ	0.995	0.971	0.980	0.97	1.00	0.81	0.92	0.91	1.02	1.08	0.99	0.96	0.99	1.05	1.23	1.01	1.11	1.16	1.05	0.98	0.97	0.82	1.08	0.92	0.92	1.19	0.90
PRESCOTT, AZ	0.995	0.971	0.980	0.96	0.97	0.88	0.98	0.93	0.90	0.93	0.95	0.96	0.87	0.92	1.12	0.97	0.95	1.14	0.93	0.97	0.90	0.88	0.88	0.98	0.91	0.86	0.88
SAFFORD, AZ	0.995	0.971	0.980	0.96	0.97	0.88	0.98	0.93	0.90	0.93	0.95	0.96	0.87	0.92	1.12	0.97	0.95	1.14	0.93	0.97	0.90	0.88	0.88	0.98	0.91	0.86	0.88
SHOW LOW, AZ	0.995	0.971	0.980	0.96	0.97	0.88	0.98	0.93	0.90	0.93	0.95	0.96	0.87	0.92	1.12	0.97	0.95	1.14	0.93	0.97	0.90	0.88	0.88	0.98	0.91	0.86	0.88
SIERRA VISTA, AZ	0.995	0.971	0.980	0.96	1.00	1.00	0.94	0.92	0.99	1.02	0.89	0.89	0.96	0.98	1.08	0.88	0.83	1.08	1.04	1.03	0.83	0.87	0.93	0.82	0.91	0.89	0.81
SUN CITY, AZ	0.995	0.971	0.980	0.92	0.96	0.77	1.03	0.90	1.00	1.15	0.95	0.92	0.93	0.98	1.23	0.90	0.94	1.14	1.03	0.91	0.89	0.99	0.96	0.93	0.90	0.89	0.94
TUCSON, AZ	0.995	0.971	0.980	0.96	1.00	1.00	0.94	0.92	0.99	1.02	0.89	0.89	0.96	0.98	1.08	0.88	0.83	1.08	1.04	1.03	0.83	0.87	0.93	0.82	0.91	0.89	0.81
YUMA, AZ	0.995	0.971	0.980	0.92	0.96	0.77	1.03	0.90	1.00	1.15	0.95	0.92	0.93	0.98	1.23	0.90	0.94	1.14	1.03	0.91	0.89	0.99	0.96	0.93	0.90	0.89	0.94
ANAHEIM, CA	1.036	1.191	1.120	1.04	1.02	1.06	0.85	0.95	0.98	0.92	1.06	0.90	0.89	0.96	0.95	1.06	1.12	1.06	1.13	1.06	1.00	1.40	0.96	1.03	0.94	0.98	1.03
ATWATER, CA	1.008	1.043	1.030	0.96	0.94	0.95	0.73	1.14	0.98	0.93	1.01	0.87	0.95	0.98	0.84	1.08	0.99	1.02	1.09	0.92	0.85	0.92	1.05	0.98	0.78	0.87	0.90
AUBURN, CA	1.008	1.043	1.030	0.86	0.90	1.01	0.73	0.96	0.91	0.95	0.89	0.91	0.91	0.92	0.83	0.98	0.95	0.98	1.03	0.92	1.03	1.39	1.13	0.89	0.81	0.94	0.99
BAKERSFIELD, CA	1.008	1.043	1.030	0.92	0.97	1.03	1.05	1.08	1.01	1.00	1.04	0.92	0.96	0.95	0.90	1.08	0.99	0.97	1.09	1.27	0.92	1.53	0.96	0.93	0.77	0.92	0.94
BERKELEY, CA	1.040	1.196	1.120	0.96	0.93	0.78	0.81	1.02	0.92	1.35	0.95	0.87	0.85	0.91	1.01	1.06	0.92	1.04	1.15	0.97	0.91	0.94	0.96	1.02	0.94	0.91	0.92
CAPITOLA, CA	1.062	1.262	1.170	0.93	0.95	0.94	0.75	1.11	0.97	0.94	0.97	0.78	0.87	0.94	0.93	1.06	0.93	1.09	1.06	0.88	1.02	0.94	0.98	1.10	0.86	0.91	1.05
CHICO, CA	1.008	1.043	1.030	0.94	0.90	0.82	0.91	0.99	0.94	1.02	0.97	0.98	0.93	0.93	1.09	0.99	0.95	1.04	1.03	0.89	0.83	0.81	0.84	0.96	0.79	0.79	0.80
CHULA VISTA, CA	1.008	1.043	1.030	0.93	0.95	0.95	0.97	1.08	0.93	1.10	0.97	0.85	0.95	0.97	0.92	1.08	1.06	1.02	1.10	1.17	0.91	1.48	0.89	1.02	0.92	0.88	0.87
CONCORD, CA	1.014	1.161	1.090	0.98	0.95	0.80	0.83	1.05	0.95	1.38	0.97	0.90	0.88	0.93	1.04	1.09	0.94	1.07	1.18	0.99	0.93	0.97	0.99	1.02	0.97	0.93	0.95
CRESCENT CITY, CA	1.008	1.043	1.030	0.94	0.90	0.82	0.91	0.99	0.94	1.02	0.97	0.98	0.93	0.93	1.09	0.99	0.95	1.04	1.03	0.89	0.83	0.81	0.84	0.96	0.79	0.79	0.80
CULVER CITY, CA	1.055	1.199	1.130	1.02	1.15	1.30	1.10	1.10	1.14	0.91	1.11	0.92	1.02	1.08	1.14	1.42	1.19	1.10	1.22	1.15	1.07	1.81	0.92	1.18	1.21	1.14	1.11

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																							
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
EAST LOS ANGELES, CA	1.055	1.199	1.130	1.14	1.09	1.00	1.10	1.21	1.02	1.02	1.17	0.88	1.04	1.03	1.06	1.40	1.15	1.10	1.19	1.13	1.04	1.58	0.92	1.14	1.10	1.10	1.08
EDWARDS, CA	1.008	1.043	1.030	0.92	0.97	1.03	1.05	1.08	1.01	1.00	1.04	0.92	0.96	0.95	0.90	1.08	0.99	0.97	1.09	1.27	0.92	1.53	0.96	0.93	0.77	0.92	0.94
EL CENTRO, CA	1.008	1.043	1.030	0.99	0.97	1.04	0.91	1.09	0.97	0.98	1.01	0.93	0.98	1.01	0.87	1.01	1.02	0.97	1.05	1.15	0.89	1.18	1.00	0.95	0.81	0.80	0.91
EUREKA, CA	1.008	1.043	1.030	0.94	0.90	0.82	0.91	0.99	0.94	1.02	0.97	0.98	0.93	0.93	1.09	0.99	0.95	1.04	1.03	0.89	0.83	0.81	0.84	0.96	0.79	0.79	0.80
FAIRFIELD, CA	1.014	1.161	1.090	0.98	0.95	0.80	0.83	1.05	0.95	1.38	0.97	0.90	0.88	0.93	1.04	1.09	0.94	1.07	1.18	0.99	0.93	0.97	0.99	1.02	0.97	0.93	0.95
FRESNO, CA	1.008	1.043	1.030	0.91	0.91	1.01	1.10	1.16	0.94	0.91	0.99	0.82	0.88	0.98	1.03	1.13	1.13	1.02	1.04	0.99	0.83	1.56	0.96	0.93	0.78	0.78	0.84
GARDENA, CA	1.055	1.199	1.130	1.02	1.15	1.30	1.10	1.10	1.14	0.91	1.11	0.92	1.02	1.08	1.14	1.42	1.19	1.10	1.22	1.15	1.07	1.81	0.92	1.18	1.21	1.14	1.11
HAYWARD, CA	1.014	1.161	1.090	0.98	0.95	0.80	0.83	1.05	0.95	1.38	0.97	0.90	0.88	0.93	1.04	1.09	0.94	1.07	1.18	0.99	0.93	0.97	0.99	1.02	0.97	0.93	0.95
HEMET, CA	1.008	1.043	1.030	0.99	0.97	1.04	0.91	1.09	0.97	0.98	1.01	0.93	0.98	1.01	0.87	1.01	1.02	0.97	1.05	1.15	0.89	1.18	1.00	0.95	0.81	0.80	0.91
INDIO, CA	1.008	1.043	1.030	0.99	0.97	1.04	0.91	1.09	0.97	0.98	1.01	0.93	0.98	1.01	0.87	1.01	1.02	0.97	1.05	1.15	0.89	1.18	1.00	0.95	0.81	0.80	0.91
INGLEWOOD, CA	1.055	1.199	1.130	1.02	1.15	1.30	1.10	1.10	1.14	0.91	1.11	0.92	1.02	1.08	1.14	1.42	1.19	1.10	1.22	1.15	1.07	1.81	0.92	1.18	1.21	1.14	1.11
IRVINE, CA	1.036	1.191	1.120	1.04	1.02	1.06	0.85	0.95	0.98	0.92	1.06	0.90	0.89	0.96	0.95	1.06	1.12	1.06	1.13	1.06	1.00	1.40	0.96	1.03	0.94	0.98	1.03
LAGUNA NIGUEL, CA	1.036	1.191	1.120	1.04	1.02	1.06	0.85	0.95	0.98	0.92	1.06	0.90	0.89	0.96	0.95	1.06	1.12	1.06	1.13	1.06	1.00	1.40	0.96	1.03	0.94	0.98	1.03
LANCASTER/ ANTELOPE VALLEY, CA	1.008	1.043	1.030	0.92	0.97	1.03	1.05	1.08	1.01	1.00	1.04	0.92	0.96	0.95	0.90	1.08	0.99	0.97	1.09	1.27	0.92	1.53	0.96	0.93	0.77	0.92	0.94
LIVERMORE, CA	1.014	1.161	1.090	0.98	0.95	0.80	0.83	1.05	0.95	1.38	0.97	0.90	0.88	0.93	1.04	1.09	0.94	1.07	1.18	0.99	0.93	0.97	0.99	1.02	0.97	0.93	0.95
LOMA LINDA, CA	1.008	1.043	1.030	0.99	0.97	1.04	0.91	1.09	0.97	0.98	1.01	0.93	0.98	1.01	0.87	1.01	1.02	0.97	1.05	1.15	0.89	1.18	1.00	0.95	0.81	0.80	0.91
LOMPOC, CA	1.008	1.043	1.030	0.89	0.96	1.16	1.10	1.11	0.98	0.97	1.00	0.92	0.97	0.95	0.87	1.01	1.07	1.02	1.08	1.06	0.93	1.14	1.03	0.91	0.93	1.01	0.91
LONG BEACH, CA	1.055	1.199	1.130	0.93	0.98	1.03	0.86	1.07	1.01	0.95	1.03	0.90	0.95	0.97	0.99	1.11	1.19	0.88	1.03	1.05	0.98	1.28	0.98	0.99	0.89	1.01	0.96
LOS ANGELES, CA	1.055	1.199	1.130	1.14	1.09	1.00	1.10	1.21	1.02	1.02	1.17	0.88	1.04	1.03	1.06	1.40	1.15	1.10	1.19	1.13	1.04	1.58	0.92	1.14	1.10	1.10	1.08
MARE ISLAND, CA	1.014	1.161	1.090	0.98	0.95	0.80	0.83	1.05	0.95	1.38	0.97	0.90	0.88	0.93	1.04	1.09	0.94	1.07	1.18	0.99	0.93	0.97	0.99	1.02	0.97	0.93	0.95
MARINA, CA	1.008	1.043	1.030	0.91	0.91	1.01	1.10	1.16	0.94	0.91	0.99	0.82	0.88	0.98	1.03	1.13	1.13	1.02	1.04	0.99	0.83	1.56	0.96	0.93	0.78	0.78	0.84
MARTINEZ, CA	1.014	1.161	1.090	0.98	0.95	0.80	0.83	1.05	0.95	1.38	0.97	0.90	0.88	0.93	1.04	1.09	0.94	1.07	1.18	0.99	0.93	0.97	0.99	1.02	0.97	0.93	0.95
MENLO PARK, CA	1.047	1.274	1.170	1.10	1.08	0.91	0.89	1.00	0.93	1.00	1.10	0.84	0.83	0.89	1.00	1.21	0.97	1.25	0.97	0.99	0.92	1.01	1.00	1.05	1.06	0.94	1.00
MODESTO, CA	1.008	1.043	1.030	0.96	0.94	0.95	0.73	1.14	0.98	0.93	1.01	0.87	0.95	0.98	0.84	1.08	0.99	1.02	1.09	0.92	0.85	0.92	1.05	0.98	0.78	0.87	0.90
MONTEREY/FORT ORD, CA	1.008	1.043	1.030	0.91	0.91	1.01	1.10	1.16	0.94	0.91	0.99	0.82	0.88	0.98	1.03	1.13	1.13	1.02	1.04	0.99	0.83	1.56	0.96	0.93	0.78	0.78	0.84
OAKLAND, CA	1.040	1.196	1.120	0.96	0.93	0.78	0.81	1.02	0.92	1.35	0.95	0.87	0.85	0.91	1.01	1.06	0.92	1.04	1.15	0.97	0.91	0.94	0.96	1.02	0.94	0.91	0.92
PALM DESERT, CA	1.008	1.043	1.030	0.99	0.97	1.04	0.91	1.09	0.97	0.98	1.01	0.93	0.98	1.01	0.87	1.01	1.02	0.97	1.05	1.15	0.89	1.18	1.00	0.95	0.81	0.80	0.91
PALO ALTO, CA	1.062	1.262	1.170	1.09	1.08	0.92	0.90	1.01	0.93	0.99	1.10	0.83	0.83	0.89	0.99	1.21	0.97	1.25	0.96	0.98	0.92	1.01	1.00	1.05	1.05	0.94	1.00
PASADENA, CA	1.055	1.199	1.130	1.04	1.04	1.26	0.79	0.85	1.02	0.95	1.04	0.97	0.95	0.98	1.26	1.18	0.99	1.14	1.12	1.01	1.11	1.70	1.04	1.12	0.99	1.04	1.03
PORT HUENEME/ OXNARD, CA	1.027	1.131	1.080	0.86	0.91	1.07	1.02	1.04	0.93	0.93	0.95	0.88	0.91	0.90	0.83	0.96	1.00	0.97	1.03	1.02	0.88	1.07	0.98	0.91	0.89	0.97	0.87
REDDING, CA	1.008	1.043	1.030	0.94	0.90	0.82	0.91	0.99	0.94	1.02	0.97	0.98	0.93	0.93	1.09	0.99	0.95	1.04	1.03	0.89	0.83	0.81	0.84	0.96	0.79	0.79	0.80
REDWOOD CITY, CA	1.047	1.274	1.170	1.10	1.08	0.91	0.89	1.00	0.93	1.00	1.10	0.84	0.83	0.89	1.00	1.21	0.97	1.25	0.97	0.99	0.92	1.01	1.00	1.05	1.06	0.94	1.00
RIVERSIDE, CA	1.008	1.043	1.030	0.99	0.97	1.04	0.91	1.09	0.97	0.98	1.01	0.93	0.98	1.01	0.87	1.01	1.02	0.97	1.05	1.15	0.89	1.18	1.00	0.95	0.81	0.80	0.91
ROHNERT PARK, CA	1.008	1.043	1.030	1.02	1.01	0.88	0.91	1.14	1.01	1.42	1.02	0.94	0.96	0.98	1.10	1.15	1.03	1.13	1.23	1.03	0.99	1.05	1.05	1.02	1.01	0.97	1.00
SACRAMENTO, CA	1.008	1.043	1.030	0.86	0.90	1.01	0.73	0.96	0.91	0.95	0.89	0.91	0.91	0.92	0.83	0.98	0.95	0.98	1.03	0.92	1.03	1.39	1.13	0.89	0.81	0.94	0.99
SAN BERNARDINO, CA	1.008	1.043	1.030	0.99	0.97	1.04	0.91	1.09	0.97	0.98	1.01	0.93	0.98	1.01	0.87	1.01	1.02	0.97	1.05	1.15	0.89	1.18	1.00	0.95	0.81	0.80	0.91
SAN DIEGO, CA	1.008	1.043	1.030	0.93	0.95	0.95	0.97	1.08	0.93	1.10	0.97	0.85	0.95	0.97	0.92	1.08	1.06	1.02	1.10	1.17	0.91	1.48	0.89	1.02	0.92	0.88	0.87
SAN FRANCISCO, CA	1.067	1.299	1.190	1.30	0.96	0.72	0.88	1.00	1.02	1.39	1.16	0.70	0.91	0.92	0.89	1.17	0.90	1.06	1.03	1.05	1.03	0.99	1.07	1.01	1.00	0.97	1.03
SAN JOSE, CA	1.062	1.262	1.170	0.93	0.95	0.94	0.75	1.11	0.97	0.94	0.97	0.78	0.87	0.94	0.93	1.06	0.93	1.09	1.06	0.88	1.02	0.94	0.98	1.10	0.86	0.91	1.05
SAN LUIS OBISPO, CA	1.008	1.043	1.030	0.89	0.96	1.16	1.10	1.11	0.98	0.97	1.00	0.92	0.97	0.95	0.87	1.01	1.07	1.02	1.08	1.06	0.93	1.14	1.03	0.91	0.93	1.01	0.91
SANTA ANA, CA	1.036	1.191	1.120	1.04	1.02	1.06	0.85	0.95	0.98	0.92	1.06	0.90	0.89	0.96	0.95	1.06	1.12	1.06	1.13	1.06	1.00	1.40	0.96	1.03	0.94	0.98	1.03
SANTA BARBARA, CA	1.008	1.043	1.030	0.89	0.96	1.16	1.10	1.11	0.98	0.97	1.00	0.92	0.97	0.95	0.87	1.01	1.07	1.02	1.08	1.06	0.93	1.14	1.03	0.91	0.93	1.01	0.91
SANTA ROSA, CA	1.008	1.043	1.030	0.94	0.90	0.82	0.91	0.99	0.94	1.02	0.97	0.98	0.93	0.93	1.09	0.99	0.95	1.04	1.03	0.89	0.83	0.81	0.84	0.96	0.79	0.79	0.80
SEPULVEDA, CA	1.055	1.199	1.130	1.04	1.04	1.26	0.79	0.85	1.02	0.95	1.04	0.97	0.95	0.98	1.26	1.18	0.99	1.14	1.12	1.01	1.11	1.70	1.04	1.12	0.99	1.04	1.03
STOCKTON, CA	1.008	1.043	1.030	0.96	0.94	0.95	0.73	1.14	0.98	0.93	1.01	0.87	0.95	0.98	0.84	1.08	0.99	1.02	1.09	0.92	0.85	0.92	1.05	0.98	0.78	0.87	0.90
SUN CITY, CA	1.008	1.043	1.030	0.99	0.97	1.04	0.91	1.09	0.97	0.98	1.01	0.93	0.98	1.01	0.87	1.01	1.02	0.97	1.05	1.15	0.89	1.18	1.00	0.95	0.81	0.80	0.91
TRAVIS AFB, CA	1.014	1.161	1.090	0.98	0.95	0.80	0.83	1.05	0.95	1.38	0.97	0.90	0.88	0.93	1.04	1.09	0.94	1.07	1.18	0.99	0.93	0.97	0.99	1.02	0.97	0.93	0.95
TULARE, CA	1.008	1.043	1.030	0.92	0.97	1.03	1.05	1.08	1.01	1.00	1.04	0.92	0.96	0.95	0.90	1.08	0.99	0.97	1.09	1.27	0.92	1.53	0.96	0.93	0.77	0.92	0.94
UKIAH, CA	1.008	1.043	1.030	0.94	0.90	0.82	0.91	0.99	0.94	1.02	0.97	0.98	0.93	0.93	1.09	0.99	0.95	1.04	1.03	0.89	0.83	0.81	0.84	0.96	0.79	0.79	0.80
UPLAND, CA	1.008	1.043	1.030	1.05	1.03	1.28	1.04	1.12	1.05	1.02	1.08	0.95	1.11	1.08	0.97	1.08	1.06	1.08	1.15	1.12	1.07	1.43	1.29	0.96	1.10	1.11	1.03
VALLEJO, CA	1.014	1.161	1.090	0.98	0.95	0.80	0.83	1.05	0.95	1.38	0.97	0.90	0.88	0.93	1.04	1.09	0.94	1.07	1.18	0.99	0.93	0.97	0.99	1.02	0.97	0.93	0.95
VICTORVILLE, CA	1.008	1.043	1.030	0.99	0.97	1.04	0.91	1.09	0.97	0.98	1.01	0.93	0.98	1.01	0.87	1.01	1.02	0.97	1.05	1.15	0.89	1.18	1.00	0.95	0.81	0.80	0.91
VISALIA, CA	1.008	1.043	1.030	0.92	0.97	1.03	1.05	1.08	1.01	1.00	1.04	0.92	0.96	0.95	0.90	1.08	0.99	0.97	1.09	1.27	0.92	1.53	0.96	0.93	0.77	0.92	0.94
VISTA, CA	1.008	1.043	1.030	0.93	0.95	0.95	0.97	1.08	0.93	1.10	0.97	0.85	0.95	0.97	0.92	1.08	1.06	1.02	1.10	1.17	0.91	1.48	0.89	1.02	0.92	0.88	0.87
WEST COVINA, CA	1.008	1.043	1.030	1.05	1.03	1.28	1.04	1.12	1.05	1.02	1.08	0.95	1.11	1.08	0.97	1.08	1.06	1.08	1.15	1.12	1.07	1.43	1.29	0.96	1.10	1.11	1.03
WEST HOLLYWOOD, CA	1.055	1.199	1.130	1.14	1.09	1.00	1.10	1.21	1.02	1.02	1.17	0.88	1.04	1.03	1.06	1.40	1.15	1.10	1.19	1.13	1.04	1.58	0.92	1.14	1.10	1.10	1.08
WEST LOS ANGELES, CA	1.055	1.199	1.130	1.14	1.09	1.00	1.10	1.21	1.02	1.02	1.17	0.88	1.04	1.03	1.06	1.40	1.15	1.10	1.19	1.13	1.04	1.58	0.92	1.14	1.10	1.10	1.08
WEST RIVERSIDE, CA	1.008	1.043	1.030	0.99	0.97	1.04	0.91	1.09	0.97	0.98	1.01	0.93	0.98	1.01	0.87	1.01	1.02	0.97	1.05	1.15	0.89	1.18	1.00	0.95	0.81	0.80	0.91

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
WHITTIER, CA	1.055	1.199	1.130	0.93	0.98	1.03	0.86	1.07	1.01	0.95	1.03	0.90	0.95	0.97	0.99	1.11	1.19	0.88	1.03	1.05	0.98	1.28	0.98	0.99	0.89	1.01	0.96
YOUNTVILLE, CA	1.014	1.161	1.090	0.98	0.95	0.80	0.83	1.05	0.95	1.38	0.97	0.90	0.88	0.93	1.04	1.09	0.94	1.07	1.18	0.99	0.93	0.97	0.99	1.02	0.97	0.93	0.95
AURORA, CO	0.987	0.970	0.980	1.16	1.14	0.82	0.98	1.02	1.16	1.10	1.11	0.84	0.96	1.09	1.35	1.00	0.99	1.28	1.53	0.98	1.16	0.68	0.90	0.84	0.92	1.07	1.10
BOULDER, CO	0.987	0.970	0.980	1.16	1.14	0.82	0.98	1.02	1.16	1.10	1.11	0.84	0.96	1.09	1.35	1.00	0.99	1.28	1.53	0.98	1.16	0.68	0.90	0.84	0.92	1.07	1.10
COLORADO SPRINGS, CO	0.987	0.970	0.980	1.00	1.10	0.87	0.97	0.91	1.09	1.00	1.10	0.97	0.90	1.04	0.93	0.96	0.96	1.06	1.42	0.93	1.08	0.65	0.96	0.88	0.89	0.88	1.05
CORTEZ, CO	0.987	0.970	0.980	0.95	1.00	0.96	0.97	0.84	0.99	0.90	0.96	0.96	0.92	1.00	1.28	0.93	0.93	1.17	1.27	0.90	0.86	0.78	0.91	0.88	0.80	0.88	0.78
DENVER, CO	0.987	0.970	0.980	1.22	1.17	0.91	0.97	0.97	1.21	1.11	1.12	0.86	0.92	1.09	1.55	1.04	1.02	1.30	1.50	1.07	1.23	0.67	0.93	0.82	0.96	1.19	1.15
FLORENCE, CO	0.987	0.970	0.980	0.95	1.00	0.96	0.97	0.84	0.99	0.90	0.96	0.96	0.92	1.00	1.28	0.93	0.93	1.17	1.27	0.90	0.86	0.78	0.91	0.88	0.80	0.88	0.78
FORT CARSON, CO	0.987	0.970	0.980	1.00	1.10	0.87	0.97	0.91	1.09	1.00	1.10	0.97	0.90	1.04	0.93	0.96	0.96	1.06	1.42	0.93	1.08	0.65	0.96	0.88	0.89	0.88	1.05
FORT COLLINS, CO	0.987	0.970	0.980	1.01	1.07	0.88	0.78	1.06	1.00	0.84	1.03	0.84	0.96	0.99	1.06	0.90	0.86	1.02	1.15	0.92	0.80	0.68	0.90	0.85	0.90	0.92	0.84
FORT LYON, CO	0.987	0.970	0.980	1.00	1.10	0.87	0.97	0.91	1.09	1.00	1.10	0.97	0.90	1.04	0.93	0.96	0.96	1.06	1.42	0.93	1.08	0.65	0.96	0.88	0.89	0.88	1.05
GRAND JUNCTION, CO	0.987	0.970	0.980	0.95	1.00	0.96	0.97	0.84	0.99	0.90	0.96	0.96	0.92	1.00	1.28	0.93	0.93	1.17	1.27	0.90	0.86	0.78	0.91	0.88	0.80	0.88	0.78
GREELEY, CO	0.987	0.970	0.980	1.01	1.07	0.88	0.78	1.06	1.00	0.84	1.03	0.84	0.96	0.99	1.06	0.90	0.86	1.02	1.15	0.92	0.80	0.68	0.90	0.85	0.90	0.92	0.84
LA JUNTA, CO	0.987	0.970	0.980	1.00	1.10	0.87	0.97	0.91	1.09	1.00	1.10	0.97	0.90	1.04	0.93	0.96	0.96	1.06	1.42	0.93	1.08	0.65	0.96	0.88	0.89	0.88	1.05
MONTROSE, CO	0.987	0.970	0.980	0.95	1.00	0.96	0.97	0.84	0.99	0.90	0.96	0.96	0.92	1.00	1.28	0.93	0.93	1.17	1.27	0.90	0.86	0.78	0.91	0.88	0.80	0.88	0.78
PUEBLO, CO	0.987	0.970	0.980	1.00	1.10	0.87	0.97	0.91	1.09	1.00	1.10	0.97	0.90	1.04	0.93	0.96	0.96	1.06	1.42	0.93	1.08	0.65	0.96	0.88	0.89	0.88	1.05
BRIDGEPORT, CT	1.049	1.172	1.110	1.09	1.12	0.96	0.99	1.24	1.05	0.97	1.11	1.09	0.94	0.90	1.30	1.20	1.17	1.21	1.37	1.02	1.06	1.12	0.95	1.33	1.27	1.08	1.07
DANBURY, CT	1.049	1.172	1.110	1.10	1.14	1.15	1.03	1.15	1.11	1.11	1.10	0.91	0.92	0.99	1.31	1.25	0.93	1.32	1.12	1.10	1.15	0.99	0.96	1.42	1.45	1.30	1.09
HARTFORD, CT	1.049	1.172	1.110	1.03	1.06	0.91	0.96	1.09	0.94	0.95	1.00	0.91	0.83	0.78	1.28	1.18	1.00	1.21	1.18	1.00	0.98	1.00	0.98	1.32	1.27	1.18	1.08
NEW HAVEN, CT	1.049	1.172	1.110	1.09	1.12	0.96	0.99	1.24	1.05	0.97	1.11	1.09	0.94	0.90	1.30	1.20	1.17	1.21	1.37	1.02	1.06	1.12	0.95	1.33	1.27	1.08	1.07
NEW LONDON, CT	1.049	1.172	1.110	1.03	1.06	0.91	0.96	1.09	0.94	0.95	1.00	0.91	0.83	0.78	1.28	1.18	1.00	1.21	1.18	1.00	0.98	1.00	0.98	1.32	1.27	1.18	1.08
NEWINGTON, CT	1.049	1.172	1.110	1.03	1.06	0.91	0.96	1.09	0.94	0.95	1.00	0.91	0.83	0.78	1.28	1.18	1.00	1.21	1.18	1.00	0.98	1.00	0.98	1.32	1.27	1.18	1.08
NORWICH, CT	1.049	1.172	1.110	1.03	1.06	0.91	0.96	1.09	0.94	0.95	1.00	0.91	0.83	0.78	1.28	1.18	1.00	1.21	1.18	1.00	0.98	1.00	0.98	1.32	1.27	1.18	1.08
STAMFORD, CT	1.049	1.172	1.110	1.10	1.14	1.15	1.03	1.15	1.11	1.11	1.10	0.91	0.92	0.99	1.31	1.25	0.93	1.32	1.12	1.10	1.15	0.99	0.96	1.42	1.45	1.30	1.09
TORRINGTON, CT	1.049	1.172	1.110	1.03	1.06	0.91	0.96	1.09	0.94	0.95	1.00	0.91	0.83	0.78	1.28	1.18	1.00	1.21	1.18	1.00	0.98	1.00	0.98	1.32	1.27	1.18	1.08
WATERBURY, CT	1.049	1.172	1.110	1.03	1.06	0.91	0.96	1.09	0.94	0.95	1.00	0.91	0.83	0.78	1.28	1.18	1.00	1.21	1.18	1.00	0.98	1.00	0.98	1.32	1.27	1.18	1.08
WEST HAVEN, CT	1.049	1.172	1.110	1.09	1.12	0.96	0.99	1.24	1.05	0.97	1.11	1.09	0.94	0.90	1.30	1.20	1.17	1.21	1.37	1.02	1.06	1.12	0.95	1.33	1.27	1.08	1.07
WILLIMANTIC, CT	1.049	1.172	1.110	1.03	1.06	0.91	0.96	1.09	0.94	0.95	1.00	0.91	0.83	0.78	1.28	1.18	1.00	1.21	1.18	1.00	0.98	1.00	0.98	1.32	1.27	1.18	1.08
WINDHAM, CT	1.049	1.172	1.110	1.03	1.06	0.91	0.96	1.09	0.94	0.95	1.00	0.91	0.83	0.78	1.28	1.18	1.00	1.21	1.18	1.00	0.98	1.00	0.98	1.32	1.27	1.18	1.08
WINSTED, CT	1.049	1.172	1.110	1.03	1.06	0.91	0.96	1.09	0.94	0.95	1.00	0.91	0.83	0.78	1.28	1.18	1.00	1.21	1.18	1.00	0.98	1.00	0.98	1.32	1.27	1.18	1.08
WASHINGTON, DC (ZIP CODE 200)	1.050	1.161	1.110	1.13	1.18	1.21	0.97	0.99	1.07	1.00	1.10	1.04	0.98	1.03	1.24	1.16	0.94	1.04	0.91	1.17	1.07	0.77	0.95	1.05	1.37	1.20	1.24
WASHINGTON, DC (ZIP CODE 204)	1.050	1.161	1.110	1.13	1.18	1.21	0.97	0.99	1.07	1.00	1.10	1.04	0.98	1.03	1.24	1.16	0.94	1.04	0.91	1.17	1.07	0.77	0.95	1.05	1.37	1.20	1.24
DOVER AFB, DE	1.019	1.028	1.020	1.10	1.06	1.25	0.96	0.88	1.04	1.20	1.09	1.13	1.05	0.97	0.94	0.95	1.22	0.98	0.96	0.89	1.09	0.83	1.03	1.15	1.01	0.99	1.06
GEORGETOWN, DE	1.019	1.028	1.020	1.10	1.06	1.25	0.96	0.88	1.04	1.20	1.09	1.13	1.05	0.97	0.94	0.95	1.22	0.98	0.96	0.89	1.09	0.83	1.03	1.15	1.01	0.99	1.06
MILLSBORO, DE	1.019	1.028	1.020	1.10	1.06	1.25	0.96	0.88	1.04	1.20	1.09	1.13	1.05	0.97	0.94	0.95	1.22	0.98	0.96	0.89	1.09	0.83	1.03	1.15	1.01	0.99	1.06
NEW CASTLE, DE	1.019	1.028	1.020	1.10	1.06	1.25	0.96	0.88	1.04	1.20	1.09	1.13	1.05	0.97	0.94	0.95	1.22	0.98	0.96	0.89	1.09	0.83	1.03	1.15	1.01	0.99	1.06
OCEAN VIEW, DE	1.019	1.028	1.020	1.10	1.06	1.25	0.96	0.88	1.04	1.20	1.09	1.13	1.05	0.97	0.94	0.95	1.22	0.98	0.96	0.89	1.09	0.83	1.03	1.15	1.01	0.99	1.06
REHOBOTH, DE	1.019	1.028	1.020	1.10	1.06	1.25	0.96	0.88	1.04	1.20	1.09	1.13	1.05	0.97	0.94	0.95	1.22	0.98	0.96	0.89	1.09	0.83	1.03	1.15	1.01	0.99	1.06
SEAFORD, DE	1.019	1.028	1.020	1.10	1.06	1.25	0.96	0.88	1.04	1.20	1.09	1.13	1.05	0.97	0.94	0.95	1.22	0.98	0.96	0.89	1.09	0.83	1.03	1.15	1.01	0.99	1.06
SMYRNA, DE	1.019	1.028	1.020	1.10	1.06	1.25	0.96	0.88	1.04	1.20	1.09	1.13	1.05	0.97	0.94	0.95	1.22	0.98	0.96	0.89	1.09	0.83	1.03	1.15	1.01	0.99	1.06
WILMINGTON, DE	1.019	1.028	1.020	1.10	1.06	1.25	0.96	0.88	1.04	1.20	1.09	1.13	1.05	0.97	0.94	0.95	1.22	0.98	0.96	0.89	1.09	0.83	1.03	1.15	1.01	0.99	1.06
ARCADIA, FL	0.975	0.948	0.960	0.94	0.96	0.86	1.08	1.09	0.99	0.85	0.96	1.08	1.03	1.07	0.97	0.95	0.99	0.98	0.96	1.07	0.91	0.94	0.83	1.07	0.96	0.96	1.00
BARTOW, FL	0.975	0.948	0.960	0.94	0.96	0.86	1.08	1.09	0.99	0.85	0.96	1.08	1.03	1.07	0.97	0.95	0.99	0.98	0.96	1.07	0.91	0.94	0.83	1.07	0.96	0.96	1.00
BAY PINES, FL	0.975	0.948	0.960	0.92	0.94	0.90	0.95	1.06	0.90	1.10	0.94	1.04	0.98	1.02	0.98	0.86	0.92	0.95	0.97	1.05	0.91	0.86	0.84	1.11	1.02	1.02	0.97
BROOKSVILLE, FL	0.975	0.948	0.960	0.92	0.94	0.90	0.95	1.06	0.90	1.10	0.94	1.04	0.98	1.02	0.98	0.86	0.92	0.95	0.97	1.05	0.91	0.86	0.84	1.11	1.02	1.02	0.97
CECIL FIELD, FL	0.975	0.948	0.960	0.99	1.00	1.30	0.97	0.91	1.07	0.94	1.06	1.09	1.14	1.10	1.14	1.00	1.06	1.16	0.96	1.08	1.03	1.22	0.97	0.95	0.91	1.04	0.93
CLEARWATER, FL	0.975	0.948	0.960	0.92	0.94	0.90	0.95	1.06	0.90	1.10	0.94	1.04	0.98	1.02	0.98	0.86	0.92	0.95	0.97	1.05	0.91	0.86	0.84	1.11	1.02	1.02	0.97
DADE CITY, FL	0.975	0.948	0.960	0.92	0.94	0.90	0.95	1.06	0.90	1.10	0.94	1.04	0.98	1.02	0.98	0.86	0.92	0.95	0.97	1.05	0.91	0.86	0.84	1.11	1.02	1.02	0.97
DAYTONA BEACH, FL	0.975	0.948	0.960	0.93	0.92	0.88	1.08	1.06	1.03	1.26	0.91	1.07	1.01	1.02	1.01	0.88	1.04	0.99	0.92	0.93	0.92	0.71	0.89	0.85	0.84	0.85	0.85
DELRAY BEACH, FL	0.996	1.026	1.010	0.96	1.00	0.99	1.02	1.12	0.98	1.34	0.94	1.27	1.07	1.13	1.11	1.00	1.00	1.14	1.13	1.12	0.97	0.82	0.86	1.09	1.16	1.19	1.07
ELLENTON, FL	0.975	0.948	0.960	0.92	0.94	0.90	0.95	1.06	0.90	1.10	0.94	1.04	0.98	1.02	0.98	0.86	0.92	0.95	0.97	1.05	0.91	0.86	0.84	1.11	1.02	1.02	0.97
FORT LAUDERDALE, FL	0.996	1.026	1.010	1.21	1.06	0.97	1.34	1.15	1.13	1.42	1.04	1.21	1.16	1.25	1.02	1.19	0.97	0.93	1.07	1.32	0.98	0.95	0.87	1.12	1.06	1.17	1.03
FORT MYERS, FL	0.975	0.948	0.960	0.94	0.96	0.86	1.08	1.09	0.99	0.85	0.96	1.08	1.03	1.07	0.97	0.95	0.99	0.98	0.96	1.07	0.91	0.94	0.83	1.07	0.96	0.96	1.00
FORT PIERCE, FL	0.975	0.948	0.960	1.11	1.08	0.97	1.31	1.23	1.06	1.22	1.07	1.21	1.05	1.18	1.33	0.93	1.15	1.17	1.06	1.07	1.07	0.78	1.11	1.07	1.07	1.00	1.06
FORT WALTON BEACH, FL	0.975	0.948	0.960	0.94	0.99	0.94	0.92	1.14	0.89	0.99	0.97	1.13	0.99	1.00	1.03	0.88	0.94	0.92	0.88	0.94	0.89	0.74	0.94	1.00	0.86	0.83	0.89
GAINESVILLE, FL	0.975	0.948	0.960	0.94	0.92	0.98	0.77	1.04	1.00	1.00	0.94	0.93	0.97	1.01	1.07	0.91	1.07	1.07	0.84	0.97	0.89	0.87	0.84	0.98	0.86	0.87	0.80
HOMESTEAD, FL	1.015	1.077	1.050	1.15	1.05	1.10	1.22	1.09	1.03	1.30	1.07	1.14	1.05	1.19	1.14	1.13	1.10	1.17	1.03	1.29	1.04	1.38	1.03	1.19	1.07	1.07	1.01
JACKSONVILLE, FL	0.975	0.948	0.960	0.99	1.00	1.30	0.97	0.91	1.07	0.94	1.06	1.09	1.14	1.10	1.14	1.00	1.06	1.16	0.96	1.08	1.03	1.22	0.97	0.95	0.91	1.04	0.93

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
KEY LARGO, FL	1.015	1.077	1.050	1.15	1.05	1.10	1.22	1.09	1.03	1.30	1.07	1.14	1.05	1.19	1.14	1.13	1.10	1.17	1.03	1.29	1.04	1.38	1.03	1.19	1.07	1.07	1.01
KEY WEST, FL	1.015	1.077	1.050	1.15	1.05	1.10	1.22	1.09	1.03	1.30	1.07	1.14	1.05	1.19	1.14	1.13	1.10	1.17	1.03	1.29	1.04	1.38	1.03	1.19	1.07	1.07	1.01
KISSIMMEE, FL	0.975	0.948	0.960	1.03	1.00	0.87	1.14	1.21	1.07	1.16	1.00	1.04	1.07	1.12	1.10	0.91	1.00	1.07	0.99	0.97	1.01	0.80	1.10	1.06	0.97	1.02	1.03
LAKE CITY, FL	0.975	0.948	0.960	0.94	0.92	0.98	0.77	1.04	1.00	1.00	0.94	0.93	0.97	1.01	1.07	0.91	1.07	1.07	0.84	0.97	0.89	0.87	0.84	0.98	0.86	0.87	0.80
LAKE WALES, FL	0.975	0.948	0.960	0.94	0.96	0.86	1.08	1.09	0.99	0.85	0.96	1.08	1.03	1.07	0.97	0.95	0.99	0.98	0.96	1.07	0.91	0.94	0.83	1.07	0.96	0.96	1.00
LAKELAND, FL	0.975	0.948	0.960	0.94	0.96	0.86	1.08	1.09	0.99	0.85	0.96	1.08	1.03	1.07	0.97	0.95	0.99	0.98	0.96	1.07	0.91	0.94	0.83	1.07	0.96	0.96	1.00
LEESBURG, FL	0.975	0.948	0.960	1.03	1.00	0.87	1.14	1.21	1.07	1.16	1.00	1.04	1.07	1.12	1.10	0.91	1.00	1.07	0.99	0.97	1.01	0.80	1.10	1.06	0.97	1.02	1.03
MANATEE COUNTY, FL	0.975	0.948	0.960	0.92	0.94	0.90	0.95	1.06	0.90	1.10	0.94	1.04	0.98	1.02	0.98	0.86	0.92	0.95	0.97	1.05	0.91	0.86	0.84	1.11	1.02	1.02	0.97
MIAMI, FL	1.015	1.077	1.050	1.20	1.16	1.26	1.26	1.16	1.19	1.27	1.13	1.24	1.15	1.26	1.16	1.16	1.12	1.10	1.18	1.25	1.08	1.71	0.93	1.11	1.18	1.22	1.20
NAPLES, FL	0.975	0.948	0.960	0.94	0.96	0.86	1.08	1.09	0.99	0.85	0.96	1.08	1.03	1.07	0.97	0.95	0.99	0.98	0.96	1.07	0.91	0.94	0.83	1.07	0.96	0.96	1.00
OAKLAND PARK, FL	0.996	1.026	1.010	1.21	1.06	0.97	1.34	1.15	1.13	1.42	1.04	1.21	1.16	1.25	1.02	1.19	0.97	0.93	1.07	1.32	0.98	0.95	0.87	1.12	1.06	1.17	1.03
OCALA, FL	0.975	0.948	0.960	0.94	0.92	0.98	0.77	1.04	1.00	1.00	0.94	0.93	0.97	1.01	1.07	0.91	1.07	1.07	0.84	0.97	0.89	0.87	0.84	0.98	0.86	0.87	0.80
OKEECHOBEE, FL	0.975	0.948	0.960	1.11	1.08	0.97	1.31	1.23	1.06	1.22	1.07	1.21	1.05	1.18	1.33	0.93	1.15	1.17	1.06	1.07	1.07	0.78	1.11	1.07	1.07	1.00	1.06
ORLANDO, FL	0.975	0.948	0.960	1.03	1.00	0.87	1.14	1.21	1.07	1.16	1.00	1.04	1.07	1.12	1.10	0.91	1.00	1.07	0.99	0.97	1.01	0.80	1.10	1.06	0.97	1.02	1.03
PALATKA, FL	0.975	0.948	0.960	0.93	0.92	0.88	1.08	1.06	1.03	1.26	0.91	1.07	1.01	1.02	1.01	0.88	1.04	0.99	0.92	0.93	0.92	0.71	0.89	0.85	0.84	0.85	0.85
PANAMA CITY, FL	0.975	0.948	0.960	0.94	0.99	0.94	0.92	1.14	0.89	0.99	0.97	1.13	0.99	1.00	1.03	0.88	0.94	0.92	0.88	0.94	0.89	0.74	0.94	1.00	0.86	0.83	0.89
PEMBROKE PINES, FL	1.015	1.077	1.050	1.15	1.05	1.10	1.22	1.09	1.03	1.30	1.07	1.14	1.05	1.19	1.14	1.13	1.10	1.17	1.03	1.29	1.04	1.38	1.03	1.19	1.07	1.07	1.01
PENSACOLA, FL	0.975	0.948	0.960	0.94	0.99	0.94	0.92	1.14	0.89	0.99	0.97	1.13	0.99	1.00	1.03	0.88	0.94	0.92	0.88	0.94	0.89	0.74	0.94	1.00	0.86	0.83	0.89
PORT CHARLOTTE, FL	0.975	0.948	0.960	0.94	0.96	0.86	1.08	1.09	0.99	0.85	0.96	1.08	1.03	1.07	0.97	0.95	0.99	0.98	0.96	1.07	0.91	0.94	0.83	1.07	0.96	0.96	1.00
PORT RICHEY, FL	0.975	0.948	0.960	0.92	0.94	0.90	0.95	1.06	0.90	1.10	0.94	1.04	0.98	1.02	0.98	0.86	0.92	0.95	0.97	1.05	0.91	0.86	0.84	1.11	1.02	1.02	0.97
SAINT PETERSBURG, FL	0.975	0.948	0.960	0.92	0.94	0.90	0.95	1.06	0.90	1.10	0.94	1.04	0.98	1.02	0.98	0.86	0.92	0.95	0.97	1.05	0.91	0.86	0.84	1.11	1.02	1.02	0.97
SANFORD, FL	0.975	0.948	0.960	1.03	1.00	0.87	1.14	1.21	1.07	1.16	1.00	1.04	1.07	1.12	1.10	0.91	1.00	1.07	0.99	0.97	1.01	0.80	1.10	1.06	0.97	1.02	1.03
SARASOTA, FL	0.975	0.948	0.960	0.92	0.94	0.90	0.95	1.06	0.90	1.10	0.94	1.04	0.98	1.02	0.98	0.86	0.92	0.95	0.97	1.05	0.91	0.86	0.84	1.11	1.02	1.02	0.97
STUART, FL	0.975	0.948	0.960	1.11	1.08	0.97	1.31	1.23	1.06	1.22	1.07	1.21	1.05	1.18	1.33	0.93	1.15	1.17	1.06	1.07	1.07	0.78	1.11	1.07	1.07	1.00	1.06
TALLAHASSEE, FL	0.975	0.948	0.960	0.94	0.99	0.94	0.92	1.14	0.89	0.99	0.97	1.13	0.99	1.00	1.03	0.88	0.94	0.92	0.88	0.94	0.89	0.74	0.94	1.00	0.86	0.83	0.89
TAMPA, FL	0.975	0.948	0.960	1.07	1.03	0.89	1.12	1.22	1.03	1.15	1.10	1.09	1.07	1.12	1.12	0.95	0.99	1.01	1.09	1.06	1.02	1.05	1.25	1.27	0.96	0.92	1.04
TARPON SPRINGS, FL	0.975	0.948	0.960	0.92	0.94	0.90	0.95	1.06	0.90	1.10	0.94	1.04	0.98	1.02	0.98	0.86	0.92	0.95	0.97	1.05	0.91	0.86	0.84	1.11	1.02	1.02	0.97
VIERA/BREVARD, FL	0.975	0.948	0.960	0.97	0.98	1.08	1.21	1.04	1.01	0.98	0.96	1.08	1.15	1.05	1.10	0.96	0.92	1.06	0.94	1.01	0.96	0.81	0.90	1.16	0.99	0.94	1.01
WEST PALM BEACH, FL	0.996	1.026	1.010	0.96	1.00	0.99	1.02	1.12	0.98	1.34	0.94	1.27	1.07	1.13	1.11	1.00	1.00	1.14	1.13	1.12	0.97	0.82	0.86	1.09	1.16	1.19	1.07
ALBANY, GA	0.970	0.900	0.930	1.02	1.03	1.09	1.03	0.78	1.09	0.99	1.07	1.02	1.07	1.05	0.88	0.93	0.99	1.00	0.91	1.01	1.07	0.97	1.15	1.04	1.03	0.98	1.05
ATLANTA/DECATUR, GA	1.006	1.034	1.020	1.01	1.02	1.01	1.08	0.77	1.04	0.93	1.01	0.97	0.91	0.98	0.94	0.97	0.98	0.95	0.96	1.08	1.01	0.84	1.08	1.10	1.11	1.06	1.01
ATLANTA/MIDTOWN, GA	1.006	1.034	1.020	1.15	1.08	1.42	1.23	0.81	1.07	1.11	1.08	1.00	1.00	1.06	0.95	1.01	1.13	1.01	1.03	1.11	1.08	1.56	1.05	1.08	1.10	1.09	0.96
AUGUSTA, GA	0.970	0.900	0.930	1.01	1.00	1.12	1.26	0.90	1.06	1.01	1.01	1.03	1.02	1.07	1.01	0.90	1.08	1.06	0.98	1.11	1.01	1.18	1.13	1.09	1.04	1.04	1.07
COLUMBUS, GA	0.970	0.900	0.930	1.02	1.03	1.09	1.03	0.78	1.09	0.99	1.07	1.02	1.07	1.05	0.88	0.93	0.99	1.00	0.91	1.01	1.07	0.97	1.15	1.04	1.03	0.98	1.05
DUBLIN, GA	0.970	0.900	0.930	1.02	1.03	1.09	1.03	0.78	1.09	0.99	1.07	1.02	1.07	1.05	0.88	0.93	0.99	1.00	0.91	1.01	1.07	0.97	1.15	1.04	1.03	0.98	1.05
FORT GORDON, GA	0.970	0.900	0.930	1.01	1.00	1.12	1.26	0.90	1.06	1.01	1.01	1.03	1.02	1.07	1.01	0.90	1.08	1.06	0.98	1.11	1.01	1.18	1.13	1.09	1.04	1.04	1.07
GAINESVILLE, GA	0.970	0.900	0.930	1.01	1.00	1.12	1.26	0.90	1.06	1.01	1.01	1.03	1.02	1.07	1.01	0.90	1.08	1.06	0.98	1.11	1.01	1.18	1.13	1.09	1.04	1.04	1.07
MACON, GA	0.970	0.900	0.930	1.02	1.03	1.09	1.03	0.78	1.09	0.99	1.07	1.02	1.07	1.05	0.88	0.93	0.99	1.00	0.91	1.01	1.07	0.97	1.15	1.04	1.03	0.98	1.05
OAKWOOD, GA	0.970	0.900	0.930	1.01	1.00	1.12	1.26	0.90	1.06	1.01	1.01	1.03	1.02	1.07	1.01	0.90	1.08	1.06	0.98	1.11	1.01	1.18	1.13	1.09	1.04	1.04	1.07
SAVANNAH, GA	0.970	0.900	0.930	1.02	1.01	1.07	1.10	0.85	1.05	1.02	1.07	1.07	1.02	1.02	0.92	0.99	1.16	0.89	0.93	1.12	1.03	0.97	1.11	1.06	1.09	1.02	1.03
VALDOSTA, GA	0.970	0.900	0.930	1.02	1.03	1.09	1.03	0.78	1.09	0.99	1.07	1.02	1.07	1.05	0.88	0.93	0.99	1.00	0.91	1.01	1.07	0.97	1.15	1.04	1.03	0.98	1.05
GUAM, GU	0.998	1.183	1.100	1.17	1.01	0.63	0.65	0.72	0.79	1.34	1.04	0.56	0.80	0.64	0.93	1.20	0.88	0.88	0.78	0.99	1.00	0.74	0.93	0.93	0.92	0.88	0.84
HILO, HI	0.998	1.183	1.100	1.17	1.01	0.63	0.65	0.72	0.79	1.34	1.04	0.56	0.80	0.64	0.93	1.20	0.88	0.88	0.78	0.99	1.00	0.74	0.93	0.93	0.92	0.88	0.84
HONOLULU, HI	0.998	1.183	1.100	1.17	1.01	0.63	0.65	0.72	0.79	1.34	1.04	0.56	0.80	0.64	0.93	1.20	0.88	0.88	0.78	0.99	1.00	0.74	0.93	0.93	0.92	0.88	0.84
KAILUA KONA, HI	0.998	1.183	1.100	1.17	1.01	0.63	0.65	0.72	0.79	1.34	1.04	0.56	0.80	0.64	0.93	1.20	0.88	0.88	0.78	0.99	1.00	0.74	0.93	0.93	0.92	0.88	0.84
LIHUE, HI	0.998	1.183	1.100	1.17	1.01	0.63	0.65	0.72	0.79	1.34	1.04	0.56	0.80	0.64	0.93	1.20	0.88	0.88	0.78	0.99	1.00	0.74	0.93	0.93	0.92	0.88	0.84
WAILUKU, HI	0.998	1.183	1.100	1.17	1.01	0.63	0.65	0.72	0.79	1.34	1.04	0.56	0.80	0.64	0.93	1.20	0.88	0.88	0.78	0.99	1.00	0.74	0.93	0.93	0.92	0.88	0.84
BETTENDORF, IA	0.958	0.882	0.920	1.07	1.03	0.81	1.01	0.96	0.96	0.86	1.09	0.98	0.96	0.93	0.97	1.03	0.90	1.01	0.79	1.04	0.95	0.85	0.94	0.89	1.01	1.00	0.84
CEDAR RAPIDS, IA	0.958	0.882	0.920	1.07	1.03	0.81	1.01	0.96	0.96	0.86	1.09	0.98	0.96	0.93	0.97	1.03	0.90	1.01	0.79	1.04	0.95	0.85	0.94	0.89	1.01	1.00	0.84
DES MOINES, IA	0.958	0.882	0.920	1.07	1.03	0.81	1.01	0.96	0.96	0.86	1.09	0.98	0.96	0.93	0.97	1.03	0.90	1.01	0.79	1.04	0.95	0.85	0.94	0.89	1.01	1.00	0.84
DUBUQUE, IA	0.958	0.882	0.920	0.93	0.95	0.78	1.09	1.07	0.94	0.78	1.02	1.09	0.92	0.90	0.98	0.97	1.05	0.91	0.75	1.14	0.92	0.84	0.91	0.85	0.91	0.91	0.80
FORT DODGE, IA	0.958	0.882	0.920	0.85	0.89	0.72	0.99	0.87	0.86	0.76	0.95	0.83	0.90	0.78	0.87	0.89	0.91	0.78	0.72	0.87	0.85	0.88	0.88	0.72	0.78	0.98	0.73
IOWA CITY, IA	0.958	0.882	0.920	1.07	1.03	0.81	1.01	0.96	0.96	0.86	1.09	0.98	0.96	0.93	0.97	1.03	0.90	1.01	0.79	1.04	0.95	0.85	0.94	0.89	1.01	1.00	0.84
KNOXVILLE, IA	0.958	0.882	0.920	1.07	1.03	0.81	1.01	0.96	0.96	0.86	1.09	0.98	0.96	0.93	0.97	1.03	0.90	1.01	0.79	1.04	0.95	0.85	0.94	0.89	1.01	1.00	0.84
MARSHALLTOWN, IA	0.958	0.882	0.920	1.07	1.03	0.81	1.01	0.96	0.96	0.86	1.09	0.98	0.96	0.93	0.97	1.03	0.90	1.01	0.79	1.04	0.95	0.85	0.94	0.89	1.01	1.00	0.84
MASON CITY, IA	0.958	0.882	0.920	0.93	0.95	0.78	1.09	1.07	0.94	0.78	1.02	1.09	0.92	0.90	0.98	0.97	1.05	0.91	0.75	1.14	0.92	0.84	0.91	0.85	0.91	0.91	0.80
OTTUMWA, IA	0.958	0.882	0.920	0.93	0.95	0.78	1.09	1.07	0.94	0.78	1.02	1.09	0.92	0.90	0.98	0.97	1.05	0.91	0.75	1.14	0.92	0.84	0.91	0.85	0.91	0.91	0.80
SIOUX CITY, IA	0.958	0.882	0.920	0.87	0.92	0.99	0.88	0.75	0.85	0.67	1.00	0.96	0.89	0.90	0.82	0.93	1.01	0.91	0.86	1.00	0.87	0.86	0.97	0.75	0.82	0.77	0.73
WATERLOO, IA	0.958	0.882	0.920	0.93	0.95	0.78	1.09	1.07	0.94	0.78	1.02	1.09	0.92	0.90	0.98	0.97	1.05	0.91	0.75	1.14	0.92	0.84	0.91	0.85	0.91	0.91	0.80
BOISE, ID	0.960	0.892	0.920	1.08	1.08	1.00	0.73	0.74	0.95	0.98	1.14	1.08	0.87	0.79	1.12	0.95	0.90	1.04	0.93	0.91	0.93	0.87	0.79	0.80	0.82	0.90	0.84

TABLE J. — PHYSICIAN GAAFs (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																							
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
LEWISTON, ID	0.960	0.892	0.920	0.96	0.99	0.70	0.75	0.85	0.96	0.84	1.05	0.99	0.87	0.82	0.85	0.96	1.06	0.92	0.83	0.88	0.87	0.93	0.84	0.78	0.80	0.84	0.82
MOSCOW, ID	0.960	0.892	0.920	0.96	0.99	0.70	0.75	0.85	0.96	0.84	1.05	0.99	0.87	0.82	0.85	0.96	1.06	0.92	0.83	0.88	0.87	0.93	0.84	0.78	0.80	0.84	0.82
POCATELLO, ID	0.960	0.892	0.920	0.96	0.99	0.70	0.75	0.85	0.96	0.84	1.05	0.99	0.87	0.82	0.85	0.96	1.06	0.92	0.83	0.88	0.87	0.93	0.84	0.78	0.80	0.84	0.82
TWIN FALLS, ID	0.960	0.892	0.920	0.96	0.99	0.70	0.75	0.85	0.96	0.84	1.05	0.99	0.87	0.82	0.85	0.96	1.06	0.92	0.83	0.88	0.87	0.93	0.84	0.78	0.80	0.84	0.82
AURORA, IL	0.963	0.886	0.920	1.15	1.09	1.11	1.35	1.11	1.20	1.04	1.13	1.23	1.16	1.21	1.03	1.07	1.13	0.99	1.01	1.02	1.24	0.94	1.12	1.14	1.25	1.26	1.12
BELLEVILLE, IL	0.988	0.931	0.960	0.82	0.91	0.90	0.97	1.03	0.90	0.83	0.92	1.07	0.99	0.99	0.82	0.89	0.88	0.74	0.76	0.87	0.92	0.80	1.04	0.98	0.82	0.96	0.96
CARMI, IL	0.963	0.886	0.920	0.86	0.87	0.99	1.08	0.97	0.89	0.96	0.93	1.03	0.95	0.89	0.85	1.01	0.84	0.70	0.85	0.82	0.98	0.84	0.98	0.99	0.93	1.03	1.05
CHICAGO HEIGHTS, IL	1.006	1.067	1.040	1.04	0.96	0.90	0.87	0.90	1.07	1.07	0.98	1.04	1.02	1.00	0.83	0.92	0.81	0.77	0.90	0.99	1.15	0.75	1.09	1.15	1.02	1.02	1.02
CHICAGO (WOODLAWN), IL	1.027	1.088	1.060	1.12	1.08	1.25	1.27	0.96	1.09	1.00	1.10	1.15	1.14	1.20	0.95	1.02	1.01	0.96	1.03	1.08	1.24	0.85	1.09	1.19	1.18	1.19	1.18
CHICAGO, IL	1.027	1.088	1.060	1.12	1.08	1.25	1.27	0.96	1.09	1.00	1.10	1.15	1.14	1.20	0.95	1.02	1.01	0.96	1.03	1.08	1.24	0.85	1.09	1.19	1.18	1.19	1.18
DANVILLE, IL	0.963	0.886	0.920	1.12	1.16	0.94	1.17	0.92	1.10	1.10	1.16	1.35	1.08	0.95	0.79	0.99	1.17	0.88	0.84	1.19	1.13	0.98	1.18	0.93	0.95	1.30	1.08
DECATUR, IL	0.963	0.886	0.920	1.01	0.95	0.78	0.85	0.84	0.93	1.08	1.04	0.94	0.93	0.89	0.81	0.86	0.90	0.79	0.78	0.81	0.93	0.88	1.03	1.07	0.88	0.94	0.92
EAST SAINT LOUIS, IL	0.988	0.931	0.960	0.82	0.91	0.90	0.97	1.03	0.90	0.83	0.92	1.07	0.99	0.99	0.82	0.89	0.88	0.74	0.76	0.87	0.92	0.80	1.04	0.98	0.82	0.96	0.96
EFFINGHAM, IL	0.963	0.886	0.920	0.86	0.87	0.99	1.08	0.97	0.89	0.96	0.93	1.03	0.95	0.89	0.85	1.01	0.84	0.70	0.85	0.82	0.98	0.84	0.98	0.99	0.93	1.03	1.05
ELGIN, IL	1.027	1.088	1.060	1.02	0.97	1.07	0.99	0.93	1.07	1.28	0.99	1.13	1.00	1.08	0.92	0.97	0.89	0.91	0.88	0.92	1.06	0.72	1.08	1.15	1.04	1.01	0.99
EVANSTON, IL	1.027	1.088	1.060	1.02	0.97	1.07	0.99	0.93	1.07	1.28	0.99	1.13	1.00	1.08	0.92	0.97	0.89	0.91	0.88	0.92	1.06	0.72	1.08	1.15	1.04	1.01	0.99
GALESBURG, IL	0.963	0.886	0.920	1.02	0.98	0.79	1.08	0.87	1.04	1.00	1.11	1.00	1.13	0.92	0.88	1.01	0.94	0.84	0.80	0.97	1.01	0.83	1.04	0.95	0.91	0.91	1.02
GURNEE, IL	1.006	1.067	1.040	1.08	1.04	1.09	1.15	0.95	1.05	1.25	1.05	1.12	0.99	1.07	1.08	1.00	0.95	1.04	0.92	0.98	1.12	0.76	1.03	1.28	1.08	1.06	1.12
HINES, IL	1.027	1.088	1.060	1.02	0.97	1.07	0.99	0.93	1.07	1.28	0.99	1.13	1.00	1.08	0.92	0.97	0.89	0.91	0.88	0.92	1.06	0.72	1.08	1.15	1.04	1.01	0.99
JOLIET, IL	1.006	1.067	1.040	1.04	0.96	0.90	0.87	0.90	1.07	1.07	0.98	1.04	1.02	1.00	0.83	0.92	0.81	0.77	0.90	0.99	1.15	0.75	1.09	1.15	1.02	1.02	1.02
LA SALLE, IL	0.963	0.886	0.920	1.02	0.98	0.79	1.08	0.87	1.04	1.00	1.11	1.00	1.13	0.92	0.88	1.01	0.94	0.84	0.80	0.97	1.01	0.83	1.04	0.95	0.91	0.91	1.02
MANTENO, IL	0.963	0.886	0.920	0.91	0.89	0.92	1.22	0.87	0.96	0.90	0.98	1.23	1.01	1.02	0.86	0.95	0.99	0.79	0.85	0.90	1.00	0.94	0.93	0.93	0.84	0.85	0.91
MARION, IL	0.963	0.886	0.920	0.86	0.87	0.99	1.08	0.97	0.89	0.96	0.93	1.03	0.95	0.89	0.85	1.01	0.84	0.70	0.85	0.82	0.98	0.84	0.98	0.99	0.93	1.03	1.05
MCHENRY, IL	1.006	1.067	1.040	1.08	1.04	1.09	1.15	0.95	1.05	1.25	1.05	1.12	0.99	1.07	1.08	1.00	0.95	1.04	0.92	0.98	1.12	0.76	1.03	1.28	1.08	1.06	1.12
MOLINE, IL	0.963	0.886	0.920	1.02	0.98	0.79	1.08	0.87	1.04	1.00	1.11	1.00	1.13	0.92	0.88	1.01	0.94	0.84	0.80	0.97	1.01	0.83	1.04	0.95	0.91	0.91	1.02
MOUNT VERNON, IL	0.963	0.886	0.920	0.86	0.87	0.99	1.08	0.97	0.89	0.96	0.93	1.03	0.95	0.89	0.85	1.01	0.84	0.70	0.85	0.82	0.98	0.84	0.98	0.99	0.93	1.03	1.05
NORTH CHICAGO, IL	1.006	1.067	1.040	1.08	1.04	1.09	1.15	0.95	1.05	1.25	1.05	1.12	0.99	1.07	1.08	1.00	0.95	1.04	0.92	0.98	1.12	0.76	1.03	1.28	1.08	1.06	1.12
OAK LAWN, IL	1.006	1.067	1.040	1.04	0.96	0.90	0.87	0.90	1.07	1.07	0.98	1.04	1.02	1.00	0.83	0.92	0.81	0.77	0.90	0.99	1.15	0.75	1.09	1.15	1.02	1.02	1.02
OAK PARK, IL	1.027	1.088	1.060	1.02	0.97	1.07	0.99	0.93	1.07	1.28	0.99	1.13	1.00	1.08	0.92	0.97	0.89	0.91	0.88	0.92	1.06	0.72	1.08	1.15	1.04	1.01	0.99
OSWEGO, IL	0.963	0.886	0.920	1.15	1.09	1.11	1.35	1.11	1.20	1.04	1.13	1.23	1.16	1.21	1.03	1.07	1.13	0.99	1.01	1.02	1.24	0.94	1.12	1.14	1.25	1.26	1.12
PEORIA, IL	0.963	0.886	0.920	0.91	0.89	0.92	1.22	0.87	0.96	0.90	0.98	1.23	1.01	1.02	0.86	0.95	0.99	0.79	0.85	0.90	1.00	0.94	0.93	0.93	0.84	0.85	0.91
QUINCY, IL	0.963	0.886	0.920	1.01	0.95	0.78	0.85	0.84	0.93	1.08	1.04	0.94	0.93	0.89	0.81	0.86	0.90	0.79	0.78	0.81	0.93	0.88	1.03	1.07	0.88	0.94	0.92
ROCKFORD, IL	0.963	0.886	0.920	1.14	1.06	1.18	1.37	1.14	1.11	1.07	1.12	1.31	1.17	1.23	0.86	1.05	1.14	0.81	0.97	1.09	1.02	1.03	1.13	1.08	0.91	1.19	0.98
SPRINGFIELD, IL	0.963	0.886	0.920	1.11	1.08	1.01	1.35	1.11	1.07	1.04	1.08	1.16	1.12	1.09	0.89	1.00	1.35	1.03	1.11	1.00	1.03	0.91	1.05	0.91	1.04	1.08	1.17
BLOOMINGTON, IN	0.981	0.917	0.950	0.94	0.90	0.89	0.94	0.85	0.94	1.04	0.94	1.04	1.13	0.99	0.79	0.82	1.03	0.75	0.86	0.94	1.01	0.87	1.09	0.84	0.76	0.90	0.86
CROWN POINT, IN	0.981	0.917	0.950	1.13	0.99	1.30	1.03	1.11	1.05	1.08	1.05	1.13	1.01	1.04	0.92	1.00	1.13	0.89	0.92	0.90	1.09	0.86	1.27	1.15	0.96	0.94	1.11
EVANSVILLE, IN	0.981	0.917	0.950	0.91	0.89	1.09	1.08	0.90	0.97	0.84	0.95	1.31	1.10	0.99	0.68	0.86	0.89	0.72	0.92	1.02	0.97	0.86	0.92	0.79	0.83	1.08	0.97
FORT WAYNE, IN	0.981	0.917	0.950	1.05	0.93	1.04	0.86	0.98	1.00	1.06	1.05	1.06	1.17	1.03	1.01	0.89	1.03	0.86	0.83	0.93	0.94	0.87	0.97	0.81	0.77	0.85	1.04
HIGHLAND, IN	0.981	0.917	0.950	1.13	0.99	1.30	1.03	1.11	1.05	1.08	1.05	1.13	1.01	1.04	0.92	1.00	1.13	0.89	0.92	0.90	1.09	0.86	1.27	1.15	0.96	0.94	1.11
INDIANAPOLIS, IN	0.981	0.917	0.950	1.07	1.05	1.19	1.02	0.92	1.09	0.92	1.06	1.14	1.21	1.12	0.89	0.92	1.14	0.84	0.90	0.98	1.07	0.88	1.26	0.90	0.84	0.89	0.98
LAFAYETTE, IN	0.981	0.917	0.950	1.04	0.90	0.98	1.28	0.85	1.03	0.99	0.97	1.15	1.24	1.08	0.80	1.03	1.23	0.83	0.93	0.98	1.04	0.88	1.23	0.75	0.81	0.91	1.00
LAWRENCEBURG, IN	0.981	0.917	0.950	0.94	0.90	0.89	0.94	0.85	0.94	1.04	0.94	1.04	1.13	0.99	0.79	0.82	1.03	0.75	0.86	0.94	1.01	0.87	1.09	0.84	0.76	0.90	0.86
MARION, IN	0.981	0.917	0.950	1.04	0.90	0.98	1.28	0.85	1.03	0.99	0.97	1.15	1.24	1.08	0.80	1.03	1.23	0.83	0.93	0.98	1.04	0.88	1.23	0.75	0.81	0.91	1.00
MISHAWAKA, IN	0.981	0.917	0.950	0.97	0.90	0.91	1.29	0.91	1.07	0.99	0.96	1.01	1.03	1.02	0.86	1.05	0.97	0.90	0.90	0.94	0.92	0.85	1.03	0.78	0.78	0.82	0.85
MUNCIE/ANDERSON, IN	0.981	0.917	0.950	0.99	0.91	0.99	1.24	0.98	1.02	0.92	0.95	0.98	1.11	1.03	0.84	0.85	1.00	0.81	0.87	0.90	0.98	0.85	1.09	0.90	0.80	0.90	0.87
NAPPANEE, IN	0.981	0.917	0.950	0.97	0.90	0.91	1.29	0.91	1.07	0.99	0.96	1.01	1.03	1.02	0.86	1.05	0.97	0.90	0.90	0.94	0.92	0.85	1.03	0.78	0.78	0.82	0.85
NEW ALBANY, IN	0.981	0.917	0.950	0.94	0.90	0.89	0.94	0.85	0.94	1.04	0.94	1.04	1.13	0.99	0.79	0.82	1.03	0.75	0.86	0.94	1.01	0.87	1.09	0.84	0.76	0.90	0.86
RICHMOND, IN	0.981	0.917	0.950	0.99	0.91	0.99	1.24	0.98	1.02	0.92	0.95	0.98	1.11	1.03	0.84	0.85	1.00	0.81	0.87	0.90	0.98	0.85	1.09	0.90	0.80	0.90	0.87
SOUTH BEND, IN	0.981	0.917	0.950	0.97	0.90	0.91	1.29	0.91	1.07	0.99	0.96	1.01	1.03	1.02	0.86	1.05	0.97	0.90	0.90	0.94	0.92	0.85	1.03	0.78	0.78	0.82	0.85
TERRE HAUTE, IN	0.981	0.917	0.950	0.94	0.90	0.89	0.94	0.85	0.94	1.04	0.94	1.04	1.13	0.99	0.79	0.82	1.03	0.75	0.86	0.94	1.01	0.87	1.09	0.84	0.76	0.90	0.86
DODGE CITY, KS	0.963	0.898	0.930	0.91	0.89	0.85	1.04	0.83	0.88	0.80	0.95	0.85	0.98	0.86	0.91	0.98	0.96	0.82	0.78	0.89	0.87	0.92	1.07	0.83	0.79	0.88	0.76
GARDEN CITY, KS	0.963	0.898	0.930	0.91	0.89	0.85	1.04	0.83	0.88	0.80	0.95	0.85	0.98	0.86	0.91	0.98	0.96	0.82	0.78	0.89	0.87	0.92	1.07	0.83	0.79	0.88	0.76
HAYS, KS	0.963	0.898	0.930	0.91	0.89	0.85	1.04	0.83	0.88	0.80	0.95	0.85	0.98	0.86	0.91	0.98	0.96	0.82	0.78	0.89	0.87	0.92	1.07	0.83	0.79	0.88	0.76
KANSAS CITY, KS	0.963	0.898	0.930	0.92	0.91	1.06	1.22	0.97	0.96	1.00	0.97	0.95	1.01	0.98	0.96	0.84	0.90	0.91	0.92	0.92	0.97	0.80	1.09	0.88	0.86	0.85	0.93
LEAVENWORTH, KS	0.963	0.898	0.930	0.92	0.91	1.06	1.22	0.97	0.96	1.00	0.97	0.95	1.01	0.98	0.96	0.84	0.90	0.91	0.92	0.92	0.97	0.80	1.09	0.88	0.86	0.85	0.93
LIBERAL, KS	0.963	0.898	0.930	0.91	0.89	0.85	1.04	0.83	0.88	0.80	0.95	0.85	0.98	0.86	0.91	0.98	0.96	0.82	0.78	0.89	0.87	0.92	1.07	0.83	0.79	0.88	0.76
MCPHERSON, KS	0.963	0.898	0.930	0.91	0.89	0.85	1.04	0.83	0.88	0.80	0.95	0.85	0.98	0.86	0.91	0.98	0.96	0.82	0.78	0.89	0.87	0.92	1.07	0.83	0.79	0.88	0.76
PAOLA, KS	0.963	0.898	0.930	0.92	0.91	1.06	1.22	0.97	0.96	1.00	0.97	0.95	1.01	0.98	0.96	0.84	0.90	0.91	0.92	0.92	0.97	0.80	1.09	0.88	0.86	0.85	0.93
PARSONS, KS	0.963	0.898	0.930	0.90	0.82	0.90	0.66	0.67	0.87	0.90	0.91	0.97	0.88	0.90	0.90	0.92	0.92	0.78	0.71	0.78	0.88	0.71	0.98	0.81	0.83	0.92	0.89
PITTSBURG, KS	0.963	0.898	0.930	0.90	0.82	0.90	0.66	0.67	0.87	0.90	0.91	0.97	0.88	0.90	0.90	0.92	0.92	0.78	0.71	0.78	0.88	0.71	0.98	0.81	0.83	0.92	0.89

TABLE J. — PHYSICIAN GAAFs (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
PRATT, KS	0.963	0.898	0.930	1.00	0.92	0.76	1.00	0.86	0.92	1.05	0.92	0.83	0.97	0.84	0.85	1.01	0.99	0.91	0.80	0.90	0.86	0.77	1.02	0.85	0.79	0.84	0.81
SALINA, KS	0.963	0.898	0.930	0.91	0.89	0.85	1.04	0.83	0.88	0.80	0.95	0.85	0.96	0.86	0.91	0.98	0.96	0.82	0.78	0.89	0.87	0.92	1.07	0.83	0.79	0.88	0.76
TOPEKA, KS	0.963	0.898	0.930	0.91	0.91	0.73	1.03	0.91	0.89	0.83	1.00	0.78	0.97	0.85	0.75	0.92	0.90	0.82	0.80	0.93	0.86	0.95	0.99	0.85	0.83	0.87	0.80
WICHITA, KS	0.963	0.898	0.930	0.90	0.96	0.88	1.26	0.86	1.02	1.17	0.94	0.99	1.00	1.00	0.86	0.97	1.10	0.94	1.06	0.99	0.91	0.86	1.09	0.85	0.80	0.85	0.96
BELLEVUE, KY	0.970	0.874	0.920	0.94	0.91	0.97	1.26	0.80	1.01	0.86	1.02	0.84	1.03	0.98	0.92	0.90	0.86	0.89	1.01	1.13	0.97	0.72	1.05	0.85	0.87	0.85	0.90
BOWLING GREEN, KY	0.970	0.874	0.920	0.91	0.91	0.82	1.05	0.69	0.87	0.92	0.92	0.99	0.90	0.89	0.98	0.97	0.81	0.96	0.76	0.95	0.94	0.84	1.10	0.90	0.86	0.84	0.94
FORT CAMPBELL, KY	0.970	0.874	0.920	0.91	0.91	0.82	1.05	0.69	0.87	0.92	0.92	0.99	0.90	0.89	0.98	0.97	0.81	0.96	0.76	0.95	0.94	0.84	1.10	0.90	0.86	0.84	0.94
FORT KNOX, KY	0.970	0.874	0.920	0.99	1.03	0.97	0.86	0.74	0.97	1.05	0.97	0.92	0.95	0.93	1.26	1.04	0.98	1.10	0.92	0.91	1.00	0.78	1.10	1.01	1.00	0.94	0.90
GRAYSON, KY	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
HOPKINSVILLE, KY	0.970	0.874	0.920	0.91	0.91	0.82	1.05	0.69	0.87	0.92	0.92	0.99	0.90	0.89	0.98	0.97	0.81	0.96	0.76	0.95	0.94	0.84	1.10	0.90	0.86	0.84	0.94
LEXINGTON, KY	0.970	0.874	0.920	1.03	1.10	1.13	0.86	0.79	1.02	1.17	1.08	0.92	1.07	0.98	1.37	1.05	0.89	1.16	0.93	1.06	1.03	0.84	1.15	0.84	0.85	1.00	0.97
LOUISVILLE, KY	0.970	0.874	0.920	0.99	1.03	0.97	0.86	0.74	0.97	1.05	0.97	0.92	0.95	0.93	1.26	1.04	0.98	1.10	0.92	0.91	1.00	0.78	1.10	1.01	1.00	0.94	0.90
OWENSBORO, KY	0.970	0.874	0.920	0.91	0.91	0.82	1.05	0.69	0.87	0.92	0.92	0.99	0.90	0.89	0.98	0.97	0.81	0.96	0.76	0.95	0.94	0.84	1.10	0.90	0.86	0.84	0.94
PADUCAH, KY	0.970	0.874	0.920	0.91	0.91	0.82	1.05	0.69	0.87	0.92	0.92	0.99	0.90	0.89	0.98	0.97	0.81	0.96	0.76	0.95	0.94	0.84	1.10	0.90	0.86	0.84	0.94
PRESTONSBURG, KY	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
ALEXANDRIA, LA	0.969	0.881	0.920	0.99	1.04	1.19	1.24	0.99	1.06	0.90	1.05	1.07	1.19	1.14	0.80	0.89	0.99	0.85	1.32	1.01	0.94	0.92	1.26	1.04	0.87	0.83	1.04
BATON ROUGE, LA	0.969	0.881	0.920	1.02	1.03	1.00	1.04	0.84	0.89	0.92	1.09	1.17	1.04	1.09	0.82	0.90	0.90	0.77	1.37	0.96	0.96	0.84	1.04	1.00	0.83	0.93	0.92
COVINGTON, LA	0.969	0.881	0.920	1.05	1.09	1.05	1.02	1.06	1.10	1.11	1.10	1.12	1.14	1.15	0.82	1.00	1.01	0.85	1.65	1.04	1.03	0.95	1.11	1.09	0.85	1.01	1.02
HOUMA, LA	0.969	0.881	0.920	1.02	1.03	1.00	1.04	0.84	0.89	0.92	1.09	1.17	1.04	1.09	0.82	0.90	0.90	0.77	1.37	0.96	0.96	0.84	1.04	1.00	0.83	0.93	0.92
JENNINGS, LA	0.969	0.881	0.920	1.02	1.03	1.00	1.04	0.84	0.89	0.92	1.09	1.17	1.04	1.09	0.82	0.90	0.90	0.77	1.37	0.96	0.96	0.84	1.04	1.00	0.83	0.93	0.92
LAFAYETTE, LA	0.969	0.881	0.920	1.02	1.03	1.00	1.04	0.84	0.89	0.92	1.09	1.17	1.04	1.09	0.82	0.90	0.90	0.77	1.37	0.96	0.96	0.84	1.04	1.00	0.83	0.93	0.92
LAKE CHARLES, LA	0.969	0.881	0.920	1.02	1.03	1.00	1.04	0.84	0.89	0.92	1.09	1.17	1.04	1.09	0.82	0.90	0.90	0.77	1.37	0.96	0.96	0.84	1.04	1.00	0.83	0.93	0.92
MONROE, LA	0.969	0.881	0.920	0.99	1.04	1.19	1.24	0.99	1.06	0.90	1.05	1.07	1.19	1.14	0.80	0.89	0.99	0.85	1.32	1.01	0.94	0.92	1.26	1.04	0.87	0.83	1.04
MORGAN CITY, LA	0.969	0.881	0.920	1.02	1.03	1.00	1.04	0.84	0.89	0.92	1.09	1.17	1.04	1.09	0.82	0.90	0.90	0.77	1.37	0.96	0.96	0.84	1.04	1.00	0.83	0.93	0.92
NEW ORLEANS, LA	0.998	0.950	0.970	1.00	1.03	0.97	0.94	0.99	1.04	1.06	1.05	1.06	1.06	1.09	0.78	0.95	0.94	0.81	1.58	1.00	0.98	0.89	1.05	1.09	0.81	0.96	0.97
SHREVEPORT, LA	0.969	0.881	0.920	0.99	1.04	1.19	1.24	0.99	1.06	0.90	1.05	1.07	1.19	1.14	0.80	0.89	0.99	0.85	1.32	1.01	0.94	0.92	1.26	1.04	0.87	0.83	1.04
BEDFORD, MA	1.039	1.196	1.120	0.98	0.96	1.02	1.14	1.27	0.99	1.33	0.88	1.14	1.01	0.99	1.36	0.99	0.95	1.20	0.89	0.93	1.02	0.78	1.01	1.06	1.04	0.99	0.96
BOSTON, MA	1.039	1.196	1.120	1.09	1.18	1.20	0.95	1.21	1.05	1.16	0.96	1.12	1.11	1.05	1.46	0.99	1.22	1.28	0.84	0.91	1.06	0.76	0.90	1.07	1.19	1.15	1.01
BROCKTON, MA	1.010	1.093	1.050	1.15	1.25	1.31	1.03	1.31	1.12	1.21	1.01	1.18	1.20	1.12	1.55	1.05	1.32	1.36	0.88	0.96	1.12	0.82	0.95	1.07	1.26	1.21	1.08
CHICOPEE, MA	1.010	1.093	1.050	0.97	0.96	1.07	0.72	1.11	0.92	0.85	0.95	0.97	0.90	0.79	1.17	1.00	1.00	1.20	0.94	0.83	1.01	0.82	0.90	1.13	1.07	1.10	1.14
FRAMINGHAM, MA	1.039	1.196	1.120	0.98	0.96	1.02	1.14	1.27	0.99	1.33	0.88	1.14	1.01	0.99	1.36	0.99	0.95	1.20	0.89	0.93	1.02	0.78	1.01	1.06	1.04	0.99	0.96
GREENFIELD, MA	1.010	1.093	1.050	0.94	1.01	0.93	1.05	1.42	1.12	0.91	0.93	1.15	1.07	1.09	1.41	1.05	1.23	1.19	0.92	1.01	1.06	0.81	1.04	0.86	1.08	1.06	0.95
HAVERHILL, MA	1.010	1.093	1.050	1.02	1.02	1.11	1.24	1.37	1.06	1.39	0.93	1.20	1.09	1.06	1.44	1.05	1.03	1.28	0.94	0.97	1.08	0.84	1.07	1.06	1.10	1.04	1.02
HOLYOKE, MA	1.010	1.093	1.050	0.97	0.96	1.07	0.72	1.11	0.92	0.85	0.95	0.97	0.90	0.79	1.17	1.00	1.00	1.20	0.94	0.83	1.01	0.82	0.90	1.13	1.07	1.10	1.14
HYANNIS, MA	1.010	1.093	1.050	0.95	1.01	0.99	0.89	1.16	0.96	0.83	0.88	1.05	0.95	0.85	1.44	0.97	0.99	1.26	0.94	0.88	1.03	0.77	0.93	1.13	1.11	0.99	1.19
LOWELL, MA	1.010	1.093	1.050	1.02	1.02	1.11	1.24	1.37	1.06	1.39	0.93	1.20	1.09	1.06	1.44	1.05	1.03	1.28	0.94	0.97	1.08	0.84	1.07	1.06	1.10	1.04	1.02
LYNN, MA	1.010	1.093	1.050	0.99	1.01	1.34	0.99	1.31	1.02	1.10	0.92	1.04	1.06	1.09	1.27	1.06	1.08	1.34	0.87	0.99	1.00	0.84	0.89	1.04	1.13	1.04	1.01
NEW BEDFORD, MA	1.010	1.093	1.050	0.95	1.01	0.99	0.89	1.16	0.96	0.83	0.88	1.05	0.95	0.85	1.44	0.97	0.99	1.26	0.94	0.88	1.03	0.77	0.93	1.13	1.11	0.99	1.19
NORTHAMPTON, MA	1.010	1.093	1.050	0.97	0.96	1.07	0.72	1.11	0.92	0.85	0.95	0.97	0.90	0.79	1.17	1.00	1.00	1.20	0.94	0.83	1.01	0.82	0.90	1.13	1.07	1.10	1.14
PITTSFIELD, MA	1.010	1.093	1.050	0.97	0.96	1.07	0.72	1.11	0.92	0.85	0.95	0.97	0.90	0.79	1.17	1.00	1.00	1.20	0.94	0.83	1.01	0.82	0.90	1.13	1.07	1.10	1.14
PLYMOUTH, MA	1.010	1.093	1.050	0.95	1.01	0.99	0.89	1.16	0.96	0.83	0.88	1.05	0.95	0.85	1.44	0.97	0.99	1.26	0.94	0.88	1.03	0.77	0.93	1.13	1.11	0.99	1.19
SOUTH SHORE, MA	1.039	1.196	1.120	1.09	1.18	1.20	0.95	1.21	1.05	1.16	0.96	1.12	1.11	1.05	1.46	0.99	1.22	1.28	0.84	0.91	1.06	0.76	0.90	1.07	1.19	1.15	1.01
SPRINGFIELD, MA	1.010	1.093	1.050	0.97	0.96	1.07	0.72	1.11	0.92	0.85	0.95	0.97	0.90	0.79	1.17	1.00	1.00	1.20	0.94	0.83	1.01	0.82	0.90	1.13	1.07	1.10	1.14
WASHINGTON, MA	1.010	1.093	1.050	0.97	0.96	1.07	0.72	1.11	0.92	0.85	0.95	0.97	0.90	0.79	1.17	1.00	1.00	1.20	0.94	0.83	1.01	0.82	0.90	1.13	1.07	1.10	1.14
WEST ROXBURY, MA	1.039	1.196	1.120	1.09	1.18	1.20	0.95	1.21	1.05	1.16	0.96	1.12	1.11	1.05	1.46	0.99	1.22	1.28	0.84	0.91	1.06	0.76	0.90	1.07	1.19	1.15	1.01
WORCESTER, MA	1.010	1.093	1.050	0.98	1.02	0.99	1.02	1.42	1.08	0.83	0.88	1.25	1.10	1.12	1.41	1.07	1.20	1.24	0.96	1.05	1.05	0.80	0.92	0.92	1.02	1.01	0.98
BALTIMORE, MD	1.019	1.039	1.030	1.20	1.10	0.98	1.07	1.13	1.02	1.16	1.11	0.97	1.00	1.04	0.98	1.16	1.06	0.94	0.93	0.99	1.08	1.04	1.02	1.05	1.17	1.10	1.21
CAMBRIDGE, MD	0.985	0.986	0.990	0.91	0.94	0.86	0.99	0.91	0.97	1.26	0.93	0.87	0.89	0.92	0.92	1.01	0.88	0.90	0.88	0.96	0.96	0.87	0.74	1.07	1.06	1.02	1.00
CHARLOTTE HALL, MD	0.985	0.986	0.990	1.05	1.10	1.16	0.97	1.03	1.16	1.10	1.09	1.06	1.14	1.10	1.07	1.06	1.00	0.95	0.95	1.03	1.17	1.13	1.09	1.08	1.31	1.23	1.37
CUMBERLAND, MD	0.985	0.986	0.990	0.91	0.94	0.86	0.99	0.91	0.97	1.26	0.93	0.87	0.89	0.92	0.92	1.01	0.88	0.90	0.88	0.96	0.96	0.87	0.74	1.07	1.06	1.02	1.00
ELKTON, MD	0.985	0.986	0.990	0.91	0.94	0.86	0.99	0.91	0.97	1.26	0.93	0.87	0.89	0.92	0.92	1.01	0.88	0.90	0.88	0.96	0.96	0.87	0.74	1.07	1.06	1.02	1.00
FORT HOWARD, MD	1.019	1.039	1.030	1.02	1.01	1.00	1.09	0.98	0.99	1.08	0.98	0.91	0.97	0.98	1.04	0.95	1.05	0.94	0.98	0.94	1.08	1.46	0.91	1.05	1.08	1.04	1.21
GLEN BURNIE, MD	1.019	1.039	1.030	1.02	1.01	1.00	1.09	0.98	0.99	1.08	0.98	0.91	0.97	0.98	1.04	0.95	1.05	0.94	0.98	0.94	1.08	1.46	0.91	1.05	1.08	1.04	1.21
HAGERSTOWN, MD	0.985	0.986	0.990	0.91	0.94	0.86	0.99	0.91	0.97	1.26	0.93	0.87	0.89	0.92	0.92	1.01	0.88	0.90	0.88	0.96	0.96	0.87	0.74	1.07	1.06	1.02	1.00
MILLINGTON, MD	0.985	0.986	0.990	0.91	0.94	0.86	0.99	0.91	0.97	1.26	0.93	0.87	0.89	0.92	0.92	1.01	0.88	0.90	0.88	0.96	0.96	0.87	0.74	1.07	1.06	1.02	1.00
PERRY POINT, MD	0.985	0.986	0.990	0.91	0.94	0.86	0.99	0.91	0.97	1.26	0.93	0.87	0.89	0.92	0.92	1.01	0.88	0.90	0.88	0.96	0.96	0.87	0.74	1.07	1.06	1.02	1.00
SILVER SPRING, MD	1.050	1.161	1.110	1.11	1.07	0.82	0.97	0.94	1.07	1.09	0.96	0.92	0.94	0.96	0.99	1.05	0.84	0.97	0.83	0.96	1.05	0.99	0.92	1.03	1.20	1.09	1.23
BANGOR, ME	0.961	0.924	0.940	0.95	0.95	0.87	0.98	1.07	0.94	0.86	0.97	0.94	0.87	0.88	1.17	0.95	1.02	1.02	0.98	0.98	0.96	0.84	0.96	0.87	0.91	1.01	0.85
CALAIS, ME	0.961	0.924	0.940	0.95	0.95	0.87	0.98	1.07	0.94	0.86	0.97	0.94	0.87	0.88	1.17	0.95	1.02	1.02	0.98	0.98	0.96	0.84	0.96	0.87	0.91	1.01	0.85
CARIBOU, ME	0.961	0.924	0.940	0.95	0.95	0.87	0.98	1.07	0.94	0.86	0.97	0.94	0.87	0.88	1.17	0.95	1.02	1.02	0.98	0.98	0.96	0.84	0.96	0.87	0.91	1.01	0.85

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
LEWISTON, ME	0.961	0.924	0.940	1.04	1.05	0.79	1.03	1.10	1.06	1.02	1.03	0.93	0.88	0.88	1.24	1.06	1.00	1.23	0.98	0.96	1.03	0.92	1.04	1.06	1.03	1.10	1.03
MACHIAS, ME	0.961	0.924	0.940	0.95	0.95	0.87	0.98	1.07	0.94	0.86	0.97	0.94	0.87	0.88	1.17	0.95	1.02	1.02	0.98	0.98	0.96	0.84	0.96	0.87	0.91	1.01	0.85
PORTLAND, ME	0.979	1.030	1.010	0.99	0.99	0.71	0.93	1.00	0.99	0.98	0.97	0.88	0.81	0.82	1.16	1.00	0.91	1.16	0.94	0.92	0.97	0.84	0.97	1.06	0.98	1.05	0.96
RUMFORD, ME	0.961	0.924	0.940	1.04	1.05	0.79	1.03	1.10	1.06	1.02	1.03	0.93	0.88	0.88	1.24	1.06	1.00	1.23	0.98	0.96	1.03	0.92	1.04	1.06	1.03	1.10	1.03
SANFORD, ME	0.979	1.030	1.010	0.99	0.99	0.71	0.93	1.00	0.99	0.98	0.97	0.88	0.81	0.82	1.16	1.00	0.91	1.16	0.94	0.92	0.97	0.84	0.97	1.06	0.98	1.05	0.96
SOUTHERN MAINE, ME	0.979	1.030	1.010	0.99	0.99	0.71	0.93	1.00	0.99	0.98	0.97	0.88	0.81	0.82	1.16	1.00	0.91	1.16	0.94	0.92	0.97	0.84	0.97	1.06	0.98	1.05	0.96
TOGUS, ME	0.961	0.924	0.940	0.95	0.95	0.87	0.98	1.07	0.94	0.86	0.97	0.94	0.87	0.88	1.17	0.95	1.02	1.02	0.98	0.98	0.96	0.84	0.96	0.87	0.91	1.01	0.85
ANN ARBOR, MI	1.042	1.022	1.030	0.89	0.90	1.36	0.83	0.96	0.87	0.89	0.85	1.26	1.06	1.14	0.99	1.02	0.85	1.01	1.02	0.93	0.79	0.86	0.83	0.82	0.82	0.76	0.81
BATTLE CREEK, MI	0.996	0.939	0.970	0.90	0.86	0.77	0.76	0.90	0.87	0.82	0.89	1.21	0.97	0.98	0.74	0.92	0.81	0.90	0.84	0.82	0.80	0.75	0.78	0.88	0.84	0.80	0.80
BENTON HARBOR, MI	0.996	0.939	0.970	0.90	0.86	0.77	0.76	0.90	0.87	0.82	0.89	1.21	0.97	0.98	0.74	0.92	0.81	0.90	0.84	0.82	0.80	0.75	0.78	0.88	0.84	0.80	0.80
DETROIT, MI	1.042	1.022	1.030	0.89	0.90	1.36	0.83	0.96	0.87	0.89	0.85	1.26	1.06	1.14	0.99	1.02	0.85	1.01	1.02	0.93	0.79	0.86	0.83	0.82	0.82	0.76	0.81
FLINT, MI	0.996	0.939	0.970	0.83	0.93	0.99	0.92	1.01	1.07	0.75	0.84	1.25	1.20	1.16	0.92	1.01	1.01	1.08	0.98	1.05	0.81	1.38	0.81	0.78	0.75	0.76	0.75
GAYLORD, MI	0.996	0.939	0.970	0.95	0.95	0.91	1.04	0.95	0.88	1.02	0.94	1.13	1.00	0.93	0.85	0.96	0.83	1.01	0.78	0.90	0.88	0.81	1.11	0.93	0.93	0.92	0.75
GRAND RAPIDS, MI	0.996	0.939	0.970	0.91	0.91	0.93	0.78	0.90	0.87	0.86	0.85	1.01	0.92	0.94	0.78	0.91	0.90	0.90	0.88	0.87	0.81	0.62	0.81	0.77	0.76	0.79	0.80
HANCOCK/PORTAGE, MI	0.996	0.939	0.970	0.95	0.95	0.91	1.04	0.95	0.88	1.02	0.94	1.13	1.00	0.93	0.85	0.96	0.83	1.01	0.78	0.90	0.88	0.81	1.11	0.93	0.93	0.92	0.75
IRON MOUNTAIN, MI	0.996	0.939	0.970	0.95	0.95	0.91	1.04	0.95	0.88	1.02	0.94	1.13	1.00	0.93	0.85	0.96	0.83	1.01	0.78	0.90	0.88	0.81	1.11	0.93	0.93	0.92	0.75
IRONWOOD, MI	0.996	0.939	0.970	0.95	0.95	0.91	1.04	0.95	0.88	1.02	0.94	1.13	1.00	0.93	0.85	0.96	0.83	1.01	0.78	0.90	0.88	0.81	1.11	0.93	0.93	0.92	0.75
JACKSON, MI	0.996	0.939	0.970	0.90	0.86	0.77	0.76	0.90	0.87	0.82	0.89	1.21	0.97	0.98	0.74	0.92	0.81	0.90	0.84	0.82	0.80	0.75	0.78	0.88	0.84	0.80	0.80
LANSING, MI	0.996	0.939	0.970	0.84	0.86	0.80	0.87	0.91	0.87	0.72	0.84	1.21	0.92	0.99	0.83	0.92	0.89	1.00	0.92	0.89	0.81	0.70	0.86	0.75	0.86	0.82	0.75
LINCOLN PARK, MI	1.042	1.022	1.030	0.89	0.90	1.36	0.83	0.96	0.87	0.89	0.85	1.26	1.06	1.14	0.99	1.02	0.85	1.01	1.02	0.93	0.79	0.86	0.83	0.82	0.82	0.76	0.81
MARQUETTE, MI	0.996	0.939	0.970	0.95	0.95	0.91	1.04	0.95	0.88	1.02	0.94	1.13	1.00	0.93	0.85	0.96	0.83	1.01	0.78	0.90	0.88	0.81	1.11	0.93	0.93	0.92	0.75
MENOMINEE, MI	0.996	0.939	0.970	0.95	0.95	0.91	1.04	0.95	0.88	1.02	0.94	1.13	1.00	0.93	0.85	0.96	0.83	1.01	0.78	0.90	0.88	0.81	1.11	0.93	0.93	0.92	0.75
MUSKEGON, MI	0.996	0.939	0.970	0.91	0.91	0.93	0.78	0.90	0.87	0.86	0.85	1.01	0.92	0.94	0.78	0.91	0.90	0.90	0.88	0.87	0.81	0.62	0.81	0.77	0.76	0.79	0.80
OSCODA, MI	0.996	0.939	0.970	0.88	0.92	0.73	0.74	0.84	0.84	0.76	0.83	1.17	0.89	0.92	0.91	0.94	0.80	1.15	0.86	0.91	0.79	0.64	0.81	0.87	0.95	0.90	0.72
PONTIAC, MI	1.042	1.022	1.030	0.80	0.85	1.07	0.77	0.87	0.95	0.98	0.82	1.39	1.04	1.20	0.94	0.96	0.90	1.01	0.95	1.01	0.77	1.40	0.73	0.76	0.80	0.81	0.82
SAGINAW, MI	0.996	0.939	0.970	0.88	0.92	0.73	0.74	0.84	0.84	0.76	0.83	1.17	0.89	0.92	0.91	0.94	0.80	1.15	0.86	0.91	0.79	0.64	0.81	0.87	0.95	0.90	0.72
SAULT SAINTE MARIE, MI	0.996	0.939	0.970	0.95	0.95	0.91	1.04	0.95	0.88	1.02	0.94	1.13	1.00	0.93	0.85	0.96	0.83	1.01	0.78	0.90	0.88	0.81	1.11	0.93	0.93	0.92	0.75
TRAVERSE CITY, MI	0.996	0.939	0.970	0.91	0.91	0.93	0.78	0.90	0.87	0.86	0.85	1.01	0.92	0.94	0.78	0.91	0.90	0.90	0.88	0.87	0.81	0.62	0.81	0.77	0.76	0.79	0.80
YALE, MI	0.996	0.939	0.970	0.84	0.91	0.98	0.81	1.00	1.07	0.99	0.84	1.23	1.35	1.16	1.06	1.00	0.98	1.12	1.01	1.00	0.84	1.30	0.75	0.84	0.91	0.80	0.81
BRAINERD, MN	0.989	0.967	0.980	1.00	1.01	0.77	0.92	1.08	0.93	0.84	1.01	0.94	0.94	0.89	1.06	0.83	0.95	0.92	0.84	1.07	0.86	0.74	0.97	0.70	1.15	1.05	0.84
CHISHOLM, MN	0.989	0.967	0.980	1.00	1.01	0.77	0.92	1.08	0.93	0.84	1.01	0.94	0.94	0.89	1.06	0.83	0.95	0.92	0.84	1.07	0.86	0.74	0.97	0.70	1.15	1.05	0.84
FERGUS FALLS, MN	0.989	0.967	0.980	1.00	1.01	0.77	0.92	1.08	0.93	0.84	1.01	0.94	0.94	0.89	1.06	0.83	0.95	0.92	0.84	1.07	0.86	0.74	0.97	0.70	1.15	1.05	0.84
HIBBING, MN	0.989	0.967	0.980	1.00	1.01	0.77	0.92	1.08	0.93	0.84	1.01	0.94	0.94	0.89	1.06	0.83	0.95	0.92	0.84	1.07	0.86	0.74	0.97	0.70	1.15	1.05	0.84
MANKATO, MN	0.989	0.967	0.980	1.02	1.04	0.72	1.14	0.95	1.02	0.85	1.07	0.89	0.98	0.87	0.86	0.89	0.88	0.87	0.81	1.22	0.97	0.88	1.07	0.65	0.87	0.91	0.91
MINNEAPOLIS, MN	0.989	0.967	0.980	1.16	1.14	0.94	0.99	1.12	1.04	1.00	1.17	1.00	0.99	1.04	1.47	1.11	1.14	1.37	1.13	1.09	1.02	0.84	1.01	0.79	0.85	0.95	0.95
OWATONNA, MN	0.989	0.967	0.980	1.07	1.08	0.84	1.00	1.04	1.00	0.95	1.07	0.95	0.95	0.97	1.39	0.99	0.99	1.37	0.96	0.99	1.08	0.83	1.09	0.87	0.98	0.98	0.99
SAINT CLOUD, MN	0.989	0.967	0.980	1.11	1.07	0.90	1.18	1.16	0.97	0.96	1.22	1.24	0.91	1.02	1.13	0.86	0.95	0.98	0.94	1.08	0.94	0.87	1.06	0.73	0.95	1.01	0.91
SAINT PAUL, MN	0.989	0.967	0.980	1.07	1.09	0.83	0.84	1.00	0.99	1.22	1.17	1.00	0.87	0.99	1.41	0.91	1.02	1.36	1.05	1.06	1.00	0.72	0.87	0.66	0.78	0.89	0.86
VIRGINIA, MN	0.989	0.967	0.980	1.00	1.01	0.77	0.92	1.08	0.93	0.84	1.01	0.94	0.94	0.89	1.06	0.83	0.95	0.92	0.84	1.07	0.86	0.74	0.97	0.70	1.15	1.05	0.84
WORTHINGTON, MN	0.989	0.967	0.980	1.02	1.04	0.72	1.14	0.95	1.02	0.85	1.07	0.89	0.98	0.87	0.86	0.89	0.88	0.87	0.81	1.22	0.97	0.88	1.07	0.65	0.87	0.91	0.91
BELTON, MO	0.945	0.828	0.880	1.05	1.01	1.16	0.90	1.11	1.07	1.08	1.03	0.93	1.07	1.11	0.94	1.08	1.13	1.02	0.93	0.97	1.01	0.89	1.10	0.93	0.97	0.98	0.91
BRANSON, MO	0.945	0.828	0.880	0.96	0.92	0.90	1.11	0.90	0.91	0.88	0.97	0.94	0.94	0.95	0.83	0.85	1.11	0.81	0.83	0.92	0.90	0.89	0.96	0.81	0.83	0.83	0.77
CAPE GIRARDEAU, MO	0.945	0.828	0.880	0.86	0.92	1.03	1.06	0.96	0.96	0.94	0.93	0.88	0.87	0.96	0.70	0.84	0.97	0.75	0.80	0.94	0.93	0.94	1.26	0.77	0.79	0.94	0.84
COLUMBIA, MO	0.945	0.828	0.880	1.01	0.96	0.98	1.30	0.96	1.03	0.92	1.03	1.07	1.13	1.09	1.06	0.95	1.06	0.98	0.79	0.96	0.95	0.86	1.13	0.80	1.16	1.17	0.94
FORT LEONARD WOOD, MO	0.945	0.828	0.880	0.96	0.92	0.90	1.11	0.90	0.91	0.88	0.97	0.94	0.94	0.95	0.83	0.85	1.11	0.81	0.83	0.92	0.90	0.89	0.96	0.81	0.83	0.83	0.77
GRANDVIEW, MO	0.945	0.828	0.880	1.05	1.01	1.16	0.90	1.11	1.07	1.08	1.03	0.93	1.07	1.11	0.94	1.08	1.13	1.02	0.93	0.97	1.01	0.89	1.10	0.93	0.97	0.98	0.91
KANSAS CITY, MO	0.988	0.949	0.970	0.98	0.93	1.02	0.79	0.99	0.97	1.01	0.96	0.86	0.95	1.01	0.86	1.00	1.01	0.93	0.87	0.90	0.92	0.80	1.00	0.93	0.90	0.91	0.83
KIRKSVILLE, MO	0.945	0.828	0.880	0.94	0.92	0.89	0.99	0.94	0.84	1.12	0.93	0.96	0.93	0.92	0.84	0.82	0.96	0.90	0.77	0.91	0.93	0.90	1.24	0.95	0.90	0.83	0.85
LAKE OZARK, MO	0.945	0.828	0.880	1.01	0.96	0.98	1.30	0.96	1.03	0.92	1.03	1.07	1.13	1.09	1.06	0.95	1.06	0.98	0.79	0.96	0.95	0.86	1.13	0.80	1.16	1.17	0.94
MEXICO, MO	0.945	0.828	0.880	1.01	0.96	0.98	1.30	0.96	1.03	0.92	1.03	1.07	1.13	1.09	1.06	0.95	1.06	0.98	0.79	0.96	0.95	0.86	1.13	0.80	1.16	1.17	0.94
MOUNT VERNON, MO	0.945	0.828	0.880	0.96	0.92	0.90	1.11	0.90	0.91	0.88	0.97	0.94	0.94	0.95	0.83	0.85	1.11	0.81	0.83	0.92	0.90	0.89	0.96	0.81	0.83	0.83	0.77
NEVADA, MO	0.945	0.828	0.880	0.96	0.92	0.90	1.11	0.90	0.91	0.88	0.97	0.94	0.94	0.95	0.83	0.85	1.11	0.81	0.83	0.92	0.90	0.89	0.96	0.81	0.83	0.83	0.77
POPLAR BLUFF, MO	0.945	0.828	0.880	0.96	0.92	0.90	1.11	0.90	0.91	0.88	0.97	0.94	0.94	0.95	0.83	0.85	1.11	0.81	0.83	0.92	0.90	0.89	0.96	0.81	0.83	0.83	0.77
SAINT CHARLES, MO	0.994	0.943	0.970	0.95	0.92	0.95	1.14	0.91	1.00	0.95	0.92	1.06	1.07	1.04	0.85	1.02	1.02	0.87	0.85	0.90	0.94	0.84	1.05	0.90	0.93	0.93	1.07
SAINT JAMES, MO	0.945	0.828	0.880	0.96	0.92	0.90	1.11	0.90	0.91	0.88	0.97	0.94	0.94	0.95	0.83	0.85	1.11	0.81	0.83	0.92	0.90	0.89	0.96	0.81	0.83	0.83	0.77
SAINT JOSEPH, MO	0.945	0.828	0.880	0.94	0.92	0.89	0.99	0.94	0.84	1.12	0.93	0.96	0.93	0.92	0.84	0.82	0.96	0.90	0.77	0.91	0.93	0.90	1.24	0.95	0.90	0.83	0.85
SAINT LOUIS, MO	0.994	0.943	0.970	0.99	0.95	1.08	0.98	0.99	1.10	0.94	1.07	1.10	0.98	1.06	0.83	1.06	1.18	0.84	0.83	0.92	1.07	0.91	1.35	0.96	0.99	0.98	1.07
SPRINGFIELD, MO	0.945	0.828	0.880	0.99	0.97	1.15	0.87	0.79	0.85	0.76	0.98	1.03	0.95	1.00	0.89	0.87	1.02	0.83	0.79	0.89	0.88	0.84	1.04	0.84	0.80	0.80	0.83
WEST PLAINS, MO	0.945	0.828	0.880	0.96	0.92	0.90	1.11	0.90	0.91	0.88	0.97	0.94	0.94	0.95	0.83	0.85	1.11	0.81	0.83	0.92	0.90	0.89	0.96	0.81	0.83	0.83	0.77
WHITEMAN AFB, MO	0.945	0.828	0.880	0.96	0.92	0.90	1.11	0.90	0.91	0.88	0.97	0.94	0.94	0.95	0.83	0.85	1.11	0.81	0.83	0.92	0.90	0.89	0.96	0.81	0.83	0.83	0.77

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
BILOXI, MS	0.957	0.846	0.900	0.95	0.96	0.96	1.09	0.83	1.00	0.93	0.99	1.05	1.07	1.04	0.83	1.00	1.06	0.94	1.01	1.03	1.00	0.88	1.14	0.96	0.84	0.87	0.96
DURANT, MS	0.957	0.846	0.900	0.95	0.96	0.96	1.09	0.83	1.00	0.93	0.99	1.05	1.07	1.04	0.83	1.00	1.06	0.94	1.01	1.03	1.00	0.88	1.14	0.96	0.84	0.87	0.96
GREENVILLE, MS	0.957	0.846	0.900	0.93	0.93	1.22	1.22	0.82	1.04	0.95	1.00	1.03	1.06	1.08	0.81	0.84	0.90	0.88	1.02	1.05	0.96	0.89	1.25	0.87	0.87	0.85	0.92
GULFPORT, MS	0.957	0.846	0.900	0.95	0.96	0.96	1.09	0.83	1.00	0.93	0.99	1.05	1.07	1.04	0.83	1.00	1.06	0.94	1.01	1.03	1.00	0.88	1.14	0.96	0.84	0.87	0.96
HATTIESBURG, MS	0.957	0.846	0.900	0.95	0.96	0.96	1.09	0.83	1.00	0.93	0.99	1.05	1.07	1.04	0.83	1.00	1.06	0.94	1.01	1.03	1.00	0.88	1.14	0.96	0.84	0.87	0.96
JACKSON, MS	0.957	0.846	0.900	0.95	0.96	0.96	1.09	0.83	1.00	0.93	0.99	1.05	1.07	1.04	0.83	1.00	1.06	0.94	1.01	1.03	1.00	0.88	1.14	0.96	0.84	0.87	0.96
MERIDIAN, MS	0.957	0.846	0.900	0.93	0.93	1.22	1.22	0.82	1.04	0.95	1.00	1.03	1.06	1.08	0.81	0.84	0.90	0.88	1.02	1.05	0.96	0.89	1.25	0.87	0.87	0.85	0.92
SMITHVILLE, MS	0.957	0.846	0.900	0.93	0.93	1.22	1.22	0.82	1.04	0.95	1.00	1.03	1.06	1.08	0.81	0.84	0.90	0.88	1.02	1.05	0.96	0.89	1.25	0.87	0.87	0.85	0.92
ANACONDA, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
BILLINGS, MT	0.951	0.877	0.910	1.09	1.16	0.92	0.87	0.70	0.83	0.87	1.17	1.17	0.96	0.92	0.93	0.84	0.97	0.90	0.91	0.87	0.89	0.87	0.83	0.85	0.85	0.90	0.81
BOZEMAN, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
BROWNING, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
COLUMBIA FALLS, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
FORT HARRISON, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
GALLATIN VALLEY, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
GLASGOW, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
GREAT FALLS, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
LAME DEER, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
LIBBY, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
MILES CITY, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
MISSOULA, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
SIDNEY, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
WHITEFISH, MT	0.951	0.877	0.910	0.98	1.04	0.78	1.04	0.87	0.90	0.84	1.03	1.05	0.92	0.91	0.90	0.95	1.03	0.94	0.77	0.93	0.86	0.73	0.88	0.82	0.93	1.02	0.88
ASHEVILLE, NC	0.970	0.924	0.950	0.98	1.03	1.20	1.05	0.73	0.95	0.93	1.02	0.87	0.86	0.71	0.96	0.91	0.96	1.04	0.87	0.93	0.96	0.88	0.97	0.96	0.98	0.96	0.90
CHARLOTTE, NC	0.970	0.924	0.950	1.17	1.22	1.40	1.19	0.80	1.14	1.18	1.20	0.95	1.06	1.00	1.11	1.02	0.96	1.07	0.97	1.03	1.04	1.04	1.03	0.89	1.00	0.96	0.95
DURHAM, NC	0.970	0.924	0.950	1.30	1.16	1.23	1.17	0.86	1.10	1.17	1.18	0.94	1.00	0.93	1.02	1.05	1.10	1.20	0.90	1.02	1.10	1.02	1.07	1.05	0.98	1.02	1.02
FAYETTEVILLE, NC	0.970	0.924	0.950	1.08	1.06	1.03	1.03	0.94	0.99	1.07	1.08	0.81	0.97	0.78	0.97	0.89	0.95	0.98	0.83	0.89	1.01	0.96	1.09	0.96	0.94	0.99	0.98
FRANKLIN, NC	0.970	0.924	0.950	0.98	1.03	1.20	1.05	0.73	0.95	0.93	1.02	0.87	0.86	0.71	0.96	0.91	0.96	1.04	0.87	0.93	0.96	0.88	0.97	0.96	0.98	0.96	0.90
GOLDSBORO, NC	0.970	0.924	0.950	1.30	1.16	1.23	1.17	0.86	1.10	1.17	1.18	0.94	1.00	0.93	1.02	1.05	1.10	1.20	0.90	1.02	1.10	1.02	1.07	1.05	0.98	1.02	1.02
GREENSBORO, NC	0.970	0.924	0.950	1.07	1.05	1.07	0.90	0.72	0.92	0.85	1.04	0.90	0.93	0.70	1.12	0.91	1.00	1.12	0.98	0.88	0.94	1.42	1.08	0.88	0.98	0.99	0.90
GREENVILLE, NC	0.970	0.924	0.950	1.08	1.06	1.03	1.03	0.94	0.99	1.07	1.08	0.81	0.97	0.78	0.97	0.89	0.95	0.98	0.83	0.89	1.01	0.96	1.09	0.96	0.94	0.99	0.98
HICKORY, NC	0.970	0.924	0.950	0.98	1.03	1.20	1.05	0.73	0.95	0.93	1.02	0.87	0.86	0.71	0.96	0.91	0.96	1.04	0.87	0.93	0.96	0.88	0.97	0.96	0.98	0.96	0.90
JACKSONVILLE, NC	0.970	0.924	0.950	1.08	1.06	1.03	1.03	0.94	0.99	1.07	1.08	0.81	0.97	0.78	0.97	0.89	0.95	0.98	0.83	0.89	1.01	0.96	1.09	0.96	0.94	0.99	0.98
RALEIGH, NC	0.970	0.924	0.950	1.30	1.16	1.23	1.17	0.86	1.10	1.17	1.18	0.94	1.00	0.93	1.02	1.05	1.10	1.20	0.90	1.02	1.10	1.02	1.07	1.05	0.98	1.02	1.02
SALISBURY, NC	0.970	0.924	0.950	1.07	1.07	1.07	0.83	0.87	1.07	0.92	1.07	0.88	1.02	0.78	0.99	0.94	0.96	1.05	0.93	0.93	1.00	0.94	1.11	0.97	0.86	0.89	0.92
WILMINGTON, NC	0.970	0.924	0.950	1.08	1.06	1.03	1.03	0.94	0.99	1.07	1.08	0.81	0.97	0.78	0.97	0.89	0.95	0.98	0.83	0.89	1.01	0.96	1.09	0.96	0.94	0.99	0.98
WINSTON-SALEM, NC	0.970	0.924	0.950	1.30	1.13	1.13	1.28	0.82	0.99	1.03	1.17	1.12	1.08	1.04	1.11	1.19	0.95	1.09	0.98	1.17	0.95	1.19	0.95	0.96	0.84	0.87	0.84
BISMARCK, ND	0.950	0.877	0.910	1.08	1.08	0.85	1.15	1.19	0.99	0.84	1.09	1.14	1.19	1.06	0.88	1.10	1.10	0.89	0.92	1.23	0.90	1.13	1.22	0.68	0.90	1.02	0.84
FARGO, ND	0.950	0.877	0.910	1.08	1.08	0.85	1.15	1.19	0.99	0.84	1.09	1.14	1.19	1.06	0.88	1.10	1.10	0.89	0.92	1.23	0.90	1.13	1.22	0.68	0.90	1.02	0.84
GRAFTON, ND	0.950	0.877	0.910	1.08	1.08	0.85	1.15	1.19	0.99	0.84	1.09	1.14	1.19	1.06	0.88	1.10	1.10	0.89	0.92	1.23	0.90	1.13	1.22	0.68	0.90	1.02	0.84
MINOT, ND	0.950	0.877	0.910	1.08	1.08	0.85	1.15	1.19	0.99	0.84	1.09	1.14	1.19	1.06	0.88	1.10	1.10	0.89	0.92	1.23	0.90	1.13	1.22	0.68	0.90	1.02	0.84
ALLIANCE, NE	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	1.04	0.98	0.71	0.75	0.85	0.85
BEATRICE, NE	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	1.04	0.98	0.71	0.75	0.85	0.85
BELLEVUE, NE	0.949	0.873	0.910	0.97	0.95	1.23	1.09	0.99	0.93	0.88	0.99	0.96	1.07	1.00	1.16	0.97	1.05	0.95	0.94	0.93	0.88	0.88	1.03	0.82	0.83	0.95	0.81
GERING, NE	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	1.04	0.98	0.71	0.75	0.85	0.85
GRAND ISLAND, NE	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	1.04	0.98	0.71	0.75	0.85	0.85
KEARNEY, NE	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	1.04	0.98	0.71	0.75	0.85	0.85
LINCOLN, NE	0.949	0.873	0.910	0.96	0.96	0.96	0.89	0.80	0.92	0.86	0.94	0.81	1.07	0.89	1.14	1.02	0.92	1.09	0.81	1.01	0.85	1.11	1.15	0.69	0.75	0.82	0.73
NORFOLK, NE	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	1.04	0.98	0.71	0.75	0.85	0.85
NORTH PLATTE, NE	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	1.04	0.98	0.71	0.75	0.85	0.85
OMAHA, NE	0.949	0.873	0.910	0.97	0.95	1.23	1.09	0.99	0.93	0.88	0.99	0.96	1.07	1.00	1.16	0.97	1.05	0.95	0.94	0.93	0.88	0.88	1.03	0.82	0.83	0.95	0.81
RUSHVILLE, NE	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	1.04	0.98	0.71	0.75	0.85	0.85
SCOTTSBLUFF, NE	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	1.04	0.98	0.71	0.75	0.85	0.85
SIDNEY, NE	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	1.04	0.98	0.71	0.75	0.85	0.85
BERLIN, NH	0.988	1.033	1.010	1.10	1.03	1.23	0.85	1.13	1.00	0.83	1.05	1.12	1.03	0.94	0.96	1.07	1.01	1.14	0.92	0.85	1.02	0.86	1.00	0.94	0.99	1.07	0.93
KEENE, NH	0.988	1.033	1.010	1.10	1.03	1.23	0.85	1.13	1.00	0.83	1.05	1.12	1.03	0.94	0.96	1.07	1.01	1.14	0.92	0.85	1.02	0.86	1.00	0.94	0.99	1.07	0.93
LITTLETON, NH	0.988	1.033	1.010	1.10	1.03	1.23	0.85	1.13	1.00	0.83	1.05	1.12	1.03	0.94	0.96	1.07	1.01	1.14	0.92	0.85	1.02	0.86	1.00	0.94	0.99	1.07	0.93
MANCHESTER, NH	0.988	1.033	1.010	1.12	0.97	0.76	0.88	1.21	0.98	0.90	1.04	1.07	1.02	0.80	1.08	1.04	1.02	1.18	0.88	0.83	0.91	0.68	0.89	0.93	0.98	1.07	1.02
PORTSMOUTH, NH	0.988	1.033	1.010	0.99	1.00	0.86	0.80	1.02	0.84	0.86	0.90	0.91	0.91	0.84	1.03	0.87	0.77	1.14	0.87	0.91	0.84	0.66	0.79	1.03	0.91	0.92	0.86
TILTON, NH	0.988	1.033	1.010	1.10	1.03	1.23	0.85	1.13	1.00	0.83	1.05	1.12	1.03	0.94	0.96	1.07	1.01	1.14	0.92	0.85	1.02	0.86	1.00	0.94	0.99	1.07	0.93

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
BLACKWOOD, NJ	1.028	1.094	1.060	0.96	0.96	1.29	1.06	1.12	1.11	1.14	0.97	1.10	1.13	1.09	0.97	0.91	1.15	0.94	1.17	1.07	1.07	1.00	1.02	1.19	0.99	1.00	1.26
BRICK, NJ	1.028	1.094	1.060	0.97	1.00	0.93	1.02	1.09	1.10	1.04	1.00	0.99	0.98	1.05	0.91	0.91	0.86	0.99	1.07	1.06	1.18	0.96	0.88	1.19	1.26	1.15	1.15
CAPE MAY, NJ	1.028	1.094	1.060	0.96	0.96	1.29	1.06	1.12	1.11	1.14	0.97	1.10	1.13	1.09	0.97	0.91	1.15	0.94	1.17	1.07	1.07	1.00	1.02	1.19	0.99	1.00	1.26
EAST ORANGE, NJ	1.057	1.191	1.130	0.94	1.05	1.25	1.20	1.03	1.06	1.08	0.98	1.12	1.00	1.06	0.97	0.99	1.13	0.95	1.05	1.11	1.16	0.88	0.84	1.27	1.34	1.16	1.19
ELIZABETH, NJ	1.057	1.191	1.130	1.08	1.04	1.31	1.26	1.35	1.21	1.08	1.06	1.37	1.17	1.20	0.91	1.07	1.08	0.87	1.02	1.27	1.14	0.96	1.01	1.34	1.30	1.08	1.04
FORT DIX, NJ	1.028	1.094	1.060	0.97	1.00	0.93	1.02	1.09	1.10	1.04	1.00	0.99	0.98	1.05	0.91	0.91	0.86	0.99	1.07	1.06	1.18	0.96	0.88	1.19	1.26	1.15	1.15
HACKENSACK, NJ	1.057	1.191	1.130	1.05	1.06	1.10	1.11	1.21	1.11	1.01	0.97	1.11	1.00	1.03	0.98	1.05	0.95	1.10	1.04	1.08	1.22	0.79	0.98	1.57	1.34	1.25	1.19
JAMESBURG, NJ	1.057	1.191	1.130	0.95	0.99	1.06	1.16	1.20	1.01	1.07	0.99	1.11	0.97	1.04	0.87	0.90	1.09	0.91	1.02	1.05	1.12	0.81	0.98	1.17	1.34	1.35	1.25
JERSEY CITY, NJ	1.057	1.191	1.130	1.08	1.04	1.31	1.26	1.35	1.21	1.08	1.06	1.37	1.17	1.20	0.91	1.07	1.08	0.87	1.02	1.27	1.14	0.96	1.01	1.34	1.30	1.08	1.04
LYONS, NJ	1.057	1.191	1.130	1.04	1.01	1.08	0.80	1.06	1.01	1.27	0.97	1.12	0.91	1.05	1.00	1.01	0.84	1.08	0.97	1.07	1.11	0.77	0.87	1.29	1.33	1.21	1.25
MORRISTOWN, NJ	1.057	1.191	1.130	1.04	1.01	1.08	0.80	1.06	1.01	1.27	0.97	1.12	0.91	1.05	1.00	1.01	0.84	1.08	0.97	1.07	1.11	0.77	0.87	1.29	1.33	1.21	1.25
NEW BRUNSWICK, NJ	1.057	1.191	1.130	0.95	0.99	1.06	1.16	1.20	1.01	1.07	0.99	1.11	0.97	1.04	0.87	0.90	1.09	0.91	1.02	1.05	1.12	0.81	0.98	1.17	1.34	1.35	1.25
NEWARK, NJ	1.057	1.191	1.130	1.08	1.04	1.31	1.26	1.35	1.21	1.08	1.06	1.37	1.17	1.20	0.91	1.07	1.08	0.87	1.02	1.27	1.14	0.96	1.01	1.34	1.30	1.08	1.04
TRENTON, NJ	1.028	1.094	1.060	0.97	1.00	0.93	1.02	1.09	1.10	1.04	1.00	0.99	0.98	1.05	0.91	0.91	0.86	0.99	1.07	1.06	1.18	0.96	0.88	1.19	1.26	1.15	1.15
VENTNOR CITY, NJ	1.028	1.094	1.060	0.96	0.96	1.29	1.06	1.12	1.11	1.14	0.97	1.10	1.13	1.09	0.97	0.91	1.15	0.94	1.17	1.07	1.07	1.00	1.02	1.19	0.99	1.00	1.26
VINELAND, NJ	1.028	1.094	1.060	0.96	0.96	1.29	1.06	1.12	1.11	1.14	0.97	1.10	1.13	1.09	0.97	0.91	1.15	0.94	1.17	1.07	1.07	1.00	1.02	1.19	0.99	1.00	1.26
ALBUQUERQUE, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
ARTESIA, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
CLAYTON, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
CLOVIS, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
ESPANOLA, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
FARMINGTON, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
GALLUP, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
HOBBS, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
LAS CRUCES, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
LAS VEGAS, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
RATON, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
SANTA FE, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
SANTA ROSA, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
SILVER CITY, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
TRUTH OR CONSEQUENCES, NM	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
ELY, NV	1.005	1.032	1.020	0.94	1.00	0.93	0.91	0.92	0.85	0.97	1.00	1.04	0.90	0.92	1.01	0.96	0.97	1.01	1.03	1.02	0.88	1.16	0.99	0.95	0.77	0.81	0.88
HENDERSON, NV	1.005	1.032	1.020	1.13	1.16	1.02	1.09	1.17	0.98	0.98	1.12	0.96	1.07	1.02	1.09	1.03	1.08	0.95	1.10	1.07	1.03	0.84	1.12	1.31	0.90	0.90	1.00
LAS VEGAS, NV	1.005	1.032	1.020	1.13	1.16	1.02	1.09	1.17	0.98	0.98	1.12	0.96	1.07	1.02	1.09	1.03	1.08	0.95	1.10	1.07	1.03	0.84	1.12	1.31	0.90	0.90	1.00
MESQUITE, NV	1.005	1.032	1.020	1.13	1.16	1.02	1.09	1.17	0.98	0.98	1.12	0.96	1.07	1.02	1.09	1.03	1.08	0.95	1.10	1.07	1.03	0.84	1.12	1.31	0.90	0.90	1.00
PAHRUMP, NV	1.005	1.032	1.020	1.13	1.16	1.02	1.09	1.17	0.98	0.98	1.12	0.96	1.07	1.02	1.09	1.03	1.08	0.95	1.10	1.07	1.03	0.84	1.12	1.31	0.90	0.90	1.00
RENO, NV	1.005	1.032	1.020	0.94	1.00	0.93	0.91	0.92	0.85	0.97	1.00	1.04	0.90	0.92	1.01	0.96	0.97	1.01	1.03	1.02	0.88	1.16	0.99	0.95	0.77	0.81	0.88
ALBANY, NY	0.999	0.959	0.980	0.96	0.88	0.98	0.99	1.23	1.00	0.99	0.88	0.90	1.03	0.96	1.13	0.98	1.05	1.00	0.85	1.05	1.06	1.11	0.98	1.17	1.25	1.18	1.06
AMSTERDAM, NY	0.999	0.959	0.980	0.96	0.88	0.98	0.99	1.23	1.00	0.99	0.88	0.90	1.03	0.96	1.13	0.98	1.05	1.00	0.85	1.05	1.06	1.11	0.98	1.17	1.25	1.18	1.06
ATTICA, NY	0.999	0.959	0.980	0.79	0.77	0.79	0.96	0.90	0.75	0.87	0.79	0.61	0.84	0.79	0.79	0.95	0.99	0.85	0.72	0.88	0.81	0.71	0.86	0.76	0.94	0.89	0.75
AUBURN, NY	0.999	0.959	0.980	0.90	0.90	0.90	0.81	0.99	0.92	1.00	0.89	0.60	0.97	0.88	0.94	0.93	0.96	0.89	0.80	0.94	1.04	0.81	0.91	1.13	1.15	1.05	0.98
BABYLON, NY	1.067	1.233	1.160	0.96	0.94	1.01	1.07	1.20	1.02	1.00	1.00	0.98	0.97	1.07	0.93	1.03	0.87	0.99	1.12	1.03	1.21	1.79	1.02	1.56	1.65	1.44	1.39
BATAVIA, NY	0.999	0.959	0.980	0.79	0.77	0.79	0.96	0.90	0.75	0.87	0.79	0.61	0.84	0.79	0.79	0.95	0.99	0.85	0.72	0.88	0.81	0.71	0.86	0.76	0.94	0.89	0.75
BATH, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
BINGHAMTON, NY	0.999	0.959	0.980	0.90	0.90	0.90	0.81	0.99	0.92	1.00	0.89	0.60	0.97	0.88	0.94	0.93	0.96	0.89	0.80	0.94	1.04	0.81	0.91	1.13	1.15	1.05	0.98
BRONX, NY	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
BROOKLYN, NY	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
BUFFALO, NY	0.999	0.959	0.980	0.79	0.77	0.79	0.96	0.90	0.75	0.87	0.79	0.61	0.84	0.79	0.79	0.95	0.99	0.85	0.72	0.88	0.81	0.71	0.86	0.76	0.94	0.89	0.75
CANANDAIGUA, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
CARMEL, NY	1.010	1.084	1.050	1.14	1.16	1.44	1.36	1.42	1.21	1.33	1.11	1.19	1.18	1.18	1.04	1.21	1.03	1.13	1.03	1.22	1.38	0.90	0.93	1.48	1.78	1.68	1.31
CASTLE POINT, NY	1.010	1.084	1.050	0.91	0.82	0.84	0.85	1.09	0.90	0.93	0.82	0.84	0.91	0.89	1.02	0.92	0.92	0.93	0.80	0.99	0.97	1.00	0.91	1.17	1.16	1.10	0.97
CLIFTON PARK, NY	0.999	0.959	0.980	0.96	0.88	0.98	0.99	1.23	1.00	0.99	0.88	0.90	1.03	0.96	1.13	0.98	1.05	1.00	0.85	1.05	1.06	1.11	0.98	1.17	1.25	1.18	1.06
CORNING, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
CORTLAND, NY	0.999	0.959	0.980	0.90	0.90	0.90	0.81	0.99	0.92	1.00	0.89	0.60	0.97	0.88	0.94	0.93	0.96	0.89	0.80	0.94	1.04	0.81	0.91	1.13	1.15	1.05	0.98
DANSVILLE, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
DUNKIRK, NY	0.999	0.959	0.980	0.79	0.77	0.79	0.96	0.90	0.75	0.87	0.79	0.61	0.84	0.79	0.79	0.95	0.99	0.85	0.72	0.88	0.81	0.71	0.86	0.76	0.94	0.89	0.75
ELIZABETHTOWN, NY	0.999	0.959	0.980	0.96	0.88	0.98	0.99	1.23	1.00	0.99	0.88	0.90	1.03	0.96	1.13	0.98	1.05	1.00	0.85	1.05	1.06	1.11	0.98	1.17	1.25	1.18	1.06
ELMIRA, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
GENESEO, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
GENEVA, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
GLENS FALLS, NY	0.999	0.959	0.980	0.96	0.88	0.98	0.99	1.23	1.00	0.99	0.88	0.90	1.03	0.96	1.13	0.98	1.05	1.00	0.85	1.05	1.06	1.11	0.98	1.17	1.25	1.18	1.06
GLOVERSVILLE, NY	0.999	0.959	0.980	0.96	0.88	0.98	0.99	1.23	1.00	0.99	0.88	0.90	1.03	0.96	1.13	0.98	1.05	1.00	0.85	1.05	1.06	1.11	0.98	1.17	1.25	1.18	1.06
HARLEM, NY	1.093	1.353	1.230	1.32	1.46	1.46	1.22	1.38	1.26	1.10	1.16	1.33	1.06	1.12	1.21	1.30	0.98	1.14	1.13	1.18	1.53	2.06	0.88	1.53	1.98	1.72	1.31
HARRIS, NY	1.010	1.084	1.050	0.91	0.82	0.84	0.85	1.09	0.90	0.93	0.82	0.84	0.91	0.89	1.02	0.92	0.92	0.93	0.80	0.99	0.97	1.00	0.91	1.17	1.16	1.10	0.97
HICKSVILLE, NY	1.067	1.233	1.160	0.96	0.94	1.01	1.07	1.20	1.02	1.00	1.00	0.98	0.97	1.07	0.93	1.03	0.87	0.99	1.12	1.03	1.21	1.79	1.02	1.56	1.65	1.44	1.39
HORSEHEADS, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
HOUGHTON, NY	0.999	0.959	0.980	0.79	0.77	0.79	0.96	0.90	0.75	0.87	0.79	0.61	0.84	0.79	0.79	0.95	0.99	0.85	0.72	0.88	0.81	0.71	0.86	0.76	0.94	0.89	0.75
HUDSON, NY	1.010	1.084	1.050	0.91	0.82	0.84	0.85	1.09	0.90	0.93	0.82	0.84	0.91	0.89	1.02	0.92	0.92	0.93	0.80	0.99	0.97	1.00	0.91	1.17	1.16	1.10	0.97
ISLIP, NY	1.067	1.233	1.160	0.96	0.94	1.01	1.07	1.20	1.02	1.00	1.00	0.98	0.97	1.07	0.93	1.03	0.87	0.99	1.12	1.03	1.21	1.79	1.02	1.56	1.65	1.44	1.39
ITHACA, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
JAMESTOWN, NY	0.999	0.959	0.980	0.79	0.77	0.79	0.96	0.90	0.75	0.87	0.79	0.61	0.84	0.79	0.79	0.95	0.99	0.85	0.72	0.88	0.81	0.71	0.86	0.76	0.94	0.89	0.75
KINGSTON, NY	1.010	1.084	1.050	0.91	0.82	0.84	0.85	1.09	0.90	0.93	0.82	0.84	0.91	0.89	1.02	0.92	0.92	0.93	0.80	0.99	0.97	1.00	0.91	1.17	1.16	1.10	0.97
LACKAWANNA, NY	0.999	0.959	0.980	0.79	0.77	0.79	0.96	0.90	0.75	0.87	0.79	0.61	0.84	0.79	0.79	0.95	0.99	0.85	0.72	0.88	0.81	0.71	0.86	0.76	0.94	0.89	0.75
LIBERTY, NY	1.010	1.084	1.050	0.91	0.82	0.84	0.85	1.09	0.90	0.93	0.82	0.84	0.91	0.89	1.02	0.92	0.92	0.93	0.80	0.99	0.97	1.00	0.91	1.17	1.16	1.10	0.97
LINDENHURST, NY	1.067	1.233	1.160	0.96	0.94	1.01	1.07	1.20	1.02	1.00	1.00	0.98	0.97	1.07	0.93	1.03	0.87	0.99	1.12	1.03	1.21	1.79	1.02	1.56	1.65	1.44	1.39
LITTLE FALLS, NY	0.999	0.959	0.980	0.85	0.92	0.91	1.00	1.19	0.96	1.00	0.88	0.83	1.03	0.98	0.80	0.91	1.07	0.86	0.79	0.99	1.02	0.91	0.94	1.04	1.03	1.01	1.13
LOCKPORT, NY	0.999	0.959	0.980	0.79	0.77	0.79	0.96	0.90	0.75	0.87	0.79	0.61	0.84	0.79	0.79	0.95	0.99	0.85	0.72	0.88	0.81	0.71	0.86	0.76	0.94	0.89	0.75
LYNBROOK, NY	1.067	1.233	1.160	0.96	0.94	1.01	1.07	1.20	1.02	1.00	1.00	0.98	0.97	1.07	0.93	1.03	0.87	0.99	1.12	1.03	1.21	1.79	1.02	1.56	1.65	1.44	1.39
LYONS, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
MALONE, NY	0.999	0.959	0.980	0.96	0.88	0.98	0.99	1.23	1.00	0.99	0.88	0.90	1.03	0.96	1.13	0.98	1.05	1.00	0.85	1.05	1.06	1.11	0.98	1.17	1.25	1.18	1.06
MASSENA, NY	0.999	0.959	0.980	0.85	0.92	0.91	1.00	1.19	0.96	1.00	0.88	0.83	1.03	0.98	0.80	0.91	1.07	0.86	0.79	0.99	1.02	0.91	0.94	1.04	1.03	1.01	1.13
MEDFORD, NY	1.067	1.233	1.160	0.96	0.94	1.01	1.07	1.20	1.02	1.00	1.00	0.98	0.97	1.07	0.93	1.03	0.87	0.99	1.12	1.03	1.21	1.79	1.02	1.56	1.65	1.44	1.39
MONTICELLO, NY	1.010	1.084	1.050	0.91	0.82	0.84	0.85	1.09	0.90	0.93	0.82	0.84	0.91	0.89	1.02	0.92	0.92	0.93	0.80	0.99	0.97	1.00	0.91	1.17	1.16	1.10	0.97
MONTROSE, NY	1.010	1.084	1.050	1.14	1.16	1.44	1.36	1.42	1.21	1.33	1.11	1.19	1.18	1.18	1.04	1.21	1.03	1.13	1.03	1.22	1.38	0.90	0.93	1.48	1.78	1.68	1.31
MOUNT MORRIS, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
MOUNT SINAI, NY	1.067	1.233	1.160	0.96	0.94	1.01	1.07	1.20	1.02	1.00	1.00	0.98	0.97	1.07	0.93	1.03	0.87	0.99	1.12	1.03	1.21	1.79	1.02	1.56	1.65	1.44	1.39
MOUNT VERNON, NY	1.010	1.084	1.050	1.14	1.16	1.44	1.36	1.42	1.21	1.33	1.11	1.19	1.18	1.18	1.04	1.21	1.03	1.13	1.03	1.22	1.38	0.90	0.93	1.48	1.78	1.68	1.31
NEW CITY, NY	1.067	1.233	1.160	0.95	0.93	1.04	0.98	1.14	1.03	0.90	0.95	0.91	0.96	1.01	0.90	1.23	0.86	0.99	0.99	1.05	1.20	0.76	0.88	1.71	1.52	1.43	1.37
NEW YORK, NY	1.093	1.353	1.230	1.32	1.46	1.46	1.22	1.38	1.26	1.10	1.16	1.33	1.06	1.12	1.21	1.30	0.98	1.14	1.13	1.18	1.53	2.06	0.88	1.53	1.98	1.72	1.31
NIAGARA FALLS, NY	0.999	0.959	0.980	0.79	0.77	0.79	0.96	0.90	0.75	0.87	0.79	0.61	0.84	0.79	0.79	0.95	0.99	0.85	0.72	0.88	0.81	0.71	0.86	0.76	0.94	0.89	0.75
NORTH TONAWANDA, NY	0.999	0.959	0.980	0.79	0.77	0.79	0.96	0.90	0.75	0.87	0.79	0.61	0.84	0.79	0.79	0.95	0.99	0.85	0.72	0.88	0.81	0.71	0.86	0.76	0.94	0.89	0.75
NORTHPORT/ LONG ISLAND, NY	1.067	1.233	1.160	0.96	0.94	1.01	1.07	1.20	1.02	1.00	1.00	0.98	0.97	1.07	0.93	1.03	0.87	0.99	1.12	1.03	1.21	1.79	1.02	1.56	1.65	1.44	1.39
OLEAN, NY	0.999	0.959	0.980	0.79	0.77	0.79	0.96	0.90	0.75	0.87	0.79	0.61	0.84	0.79	0.79	0.95	0.99	0.85	0.72	0.88	0.81	0.71	0.86	0.76	0.94	0.89	0.75
OSWEGO, NY	0.999	0.959	0.980	0.90	0.90	0.90	0.81	0.99	0.92	1.00	0.89	0.60	0.97	0.88	0.94	0.93	0.96	0.89	0.80	0.94	1.04	0.81	0.91	1.13	1.15	1.05	0.98
PATCHOGUE, NY	1.067	1.233	1.160	0.96	0.94	1.01	1.07	1.20	1.02	1.00	1.00	0.98	0.97	1.07	0.93	1.03	0.87	0.99	1.12	1.03	1.21	1.79	1.02	1.56	1.65	1.44	1.39
PENN YAN, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
PLAINVIEW, NY	1.067	1.233	1.160	0.96	0.94	1.01	1.07	1.20	1.02	1.00	1.00	0.98	0.97	1.07	0.93	1.03	0.87	0.99	1.12	1.03	1.21	1.79	1.02	1.56	1.65	1.44	1.39
PLATTSBURGH, NY	0.999	0.959	0.980	0.96	0.88	0.98	0.99	1.23	1.00	0.99	0.88	0.90	1.03	0.96	1.13	0.98	1.05	1.00	0.85	1.05	1.06	1.11	0.98	1.17	1.25	1.18	1.06
POMONA, NY	1.067	1.233	1.160	0.95	0.93	1.04	0.98	1.14	1.03	0.90	0.95	0.91	0.96	1.01	0.90	1.23	0.86	0.99	0.99	1.05	1.20	0.76	0.88	1.71	1.52	1.43	1.37
PORT JERVIS, NY	1.010	1.084	1.050	0.91	0.82	0.84	0.85	1.09	0.90	0.93	0.82	0.84	0.91	0.89	1.02	0.92	0.92	0.93	0.80	0.99	0.97	1.00	0.91	1.17	1.16	1.10	0.97
POUGHKEEPSIE, NY	1.010	1.084	1.050	0.91	0.82	0.84	0.85	1.09	0.90	0.93	0.82	0.84	0.91	0.89	1.02	0.92	0.92	0.93	0.80	0.99	0.97	1.00	0.91	1.17	1.16	1.10	0.97
RIVERHEAD, NY	1.067	1.233	1.160	0.96	0.94	1.01	1.07	1.20	1.02	1.00	1.00	0.98	0.97	1.07	0.93	1.03	0.87	0.99	1.12	1.03	1.21	1.79	1.02	1.56	1.65	1.44	1.39
ROCHESTER, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
ROME, NY	0.999	0.959	0.980	0.85	0.92	0.91	1.00	1.19	0.96	1.00	0.88	0.83	1.03	0.98	0.80	0.91	1.07	0.86	0.79	0.99	1.02	0.91	0.94	1.04	1.03	1.01	1.13
SAINT ALBANS, NY	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
SAYVILLE, NY	1.067	1.233	1.160	0.96	0.94	1.01	1.07	1.20	1.02	1.00	1.00	0.98	0.97	1.07	0.93	1.03	0.87	0.99	1.12	1.03	1.21	1.79	1.02	1.56	1.65	1.44	1.39
SCHENECTADY, NY	0.999	0.959	0.980	0.96	0.88	0.98	0.99	1.23	1.00	0.99	0.88	0.90	1.03	0.96	1.13	0.98	1.05	1.00	0.85	1.05	1.06	1.11	0.98	1.17	1.25	1.18	1.06
SENECA FALLS, NY	0.999	0.959	0.980	0.90	0.90	0.90	0.81	0.99	0.92	1.00	0.89	0.60	0.97	0.88	0.94	0.93	0.96	0.89	0.80	0.94	1.04	0.81	0.91	1.13	1.15	1.05	0.98
SIDNEY, NY	1.010	1.084	1.050	0.85	0.83	0.78	0.70	0.88	0.84	0.94	0.83	0.56	0.86	0.82	0.85	0.86	0.84	0.83	0.76	0.89	0.95	0.73	0.84	1.13	1.07	0.97	0.90
SOMERS, NY	1.010	1.084	1.050	1.14	1.16	1.44	1.36	1.42	1.21	1.33	1.11	1.19	1.18	1.18	1.04	1.21	1.03	1.13	1.03	1.22	1.38	0.90	0.93	1.48	1.78	1.68	1.31
STATEN ISLAND, NY	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
SYRACUSE, NY	0.999	0.959	0.980	0.90	0.90	0.90	0.81	0.99	0.92	1.00	0.89	0.60	0.97	0.88	0.94	0.93	0.96	0.89	0.80	0.94	1.04	0.81	0.91	1.13	1.15	1.05	0.98
TROY, NY	0.999	0.959	0.980	0.96	0.88	0.98	0.99	1.23	1.00	0.99	0.88	0.90	1.03	0.96	1.13	0.98	1.05	1.00	0.85	1.05	1.06	1.11	0.98	1.17	1.25	1.18	1.06
UTICA, NY	0.999	0.959	0.980	0.85	0.92	0.91	1.00	1.19	0.96	1.00	0.88	0.83	1.03	0.98	0.80	0.91	1.07	0.86	0.79	0.99	1.02	0.91	0.94	1.04	1.03	1.01	1.13
WALLKILL, NY	1.010	1.084	1.050	0.91	0.82	0.84	0.85	1.09	0.90	0.93	0.82	0.84	0.91	0.89	1.02	0.92	0.92	0.93	0.80	0.99	0.97	1.00	0.91	1.17	1.16	1.10	0.97
WARSAW, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
WATERLOO, NY	0.999	0.959	0.980	0.90	0.90	0.90	0.81	0.99	0.92	1.00	0.89	0.60	0.97	0.88	0.94	0.93	0.96	0.89	0.80	0.94	1.04	0.81	0.91	1.13	1.15	1.05	0.98
WATERTOWN, NY	0.999	0.959	0.980	0.85	0.92	0.91	1.00	1.19	0.96	1.00	0.88	0.83	1.03	0.98	0.80	0.91	1.07	0.86	0.79	0.99	1.02	0.91	0.94	1.04	1.03	1.01	1.13

TABLE J. — PHYSICIAN GAAFs (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
WELLSVILLE, NY	0.999	0.959	0.980	0.86	0.86	0.94	0.99	0.91	0.86	0.87	0.83	0.74	0.97	0.89	1.04	0.92	0.92	0.90	0.81	0.84	0.87	0.82	0.88	0.91	0.94	0.95	0.93
WHITE PLAINS/BRONX, NY	1.067	1.233	1.160	1.04	1.05	1.25	1.16	1.25	1.08	1.21	1.01	1.08	1.04	1.06	0.93	1.09	0.90	1.02	0.94	1.12	1.24	0.80	0.84	1.48	1.61	1.51	1.17
YONKERS, NY	1.067	1.233	1.160	1.04	1.05	1.25	1.16	1.25	1.08	1.21	1.01	1.08	1.04	1.06	0.93	1.09	0.90	1.02	0.94	1.12	1.24	0.80	0.84	1.48	1.61	1.51	1.17
AKRON, OH	0.990	0.939	0.960	0.91	0.94	0.88	0.93	1.13	1.03	1.25	0.92	1.17	1.15	1.07	0.98	0.95	0.93	0.89	1.04	0.94	1.01	0.85	1.03	0.91	0.93	0.97	1.07
ASHTABULA, OH	0.990	0.939	0.960	0.91	0.94	0.88	0.93	1.13	1.03	1.25	0.92	1.17	1.15	1.07	0.98	0.95	0.93	0.89	1.04	0.94	1.01	0.85	1.03	0.91	0.93	0.97	1.07
ATHENS, OH	0.990	0.939	0.960	0.78	0.86	0.79	0.70	0.82	0.88	0.88	0.89	1.06	0.89	0.94	0.77	0.89	0.79	0.72	0.89	0.85	0.93	0.77	0.96	0.86	0.78	0.87	0.85
BATAVIA, OH	0.990	0.939	0.960	0.83	0.86	0.85	1.03	0.98	0.95	0.86	0.89	0.98	1.03	1.01	0.84	0.82	0.91	0.87	1.13	0.94	0.96	0.73	1.10	0.80	0.84	0.91	1.00
CANTON, OH	0.990	0.939	0.960	0.84	0.94	0.96	0.87	1.21	0.92	0.97	0.95	1.22	0.93	1.01	0.79	1.18	1.06	0.86	0.99	0.91	0.95	0.87	0.90	0.79	0.77	0.77	0.96
CHILLICOTHE, OH	0.990	0.939	0.960	0.83	0.86	0.85	1.03	0.98	0.95	0.86	0.89	0.98	1.03	1.01	0.84	0.82	0.91	0.87	1.13	0.94	0.96	0.73	1.10	0.80	0.84	0.91	1.00
CINCINNATI, OH	0.990	0.939	0.960	0.96	0.94	1.02	1.14	0.95	0.87	0.93	0.94	0.96	1.02	1.07	0.98	0.97	0.89	1.03	1.17	0.96	0.94	0.78	0.99	0.80	0.80	0.80	0.88
CLEVELAND, OH	0.990	0.939	0.960	1.21	1.07	1.02	1.19	1.25	1.06	1.25	1.09	1.23	1.29	1.25	1.00	0.99	1.07	0.92	1.07	1.13	1.06	0.90	1.04	0.96	0.93	0.96	1.03
COLUMBUS, OH (ZIP CODE 430)	0.990	0.939	0.960	0.91	0.89	0.85	0.72	0.76	0.95	0.82	0.97	1.02	0.91	0.98	0.85	0.94	0.83	0.80	0.88	0.94	0.96	0.82	0.96	0.89	0.78	0.85	1.04
COLUMBUS, OH (ZIP CODE 432)	0.990	0.939	0.960	0.99	0.94	0.88	0.85	0.79	1.04	0.98	0.97	1.26	1.04	1.11	0.98	1.04	0.89	0.95	1.12	0.98	1.03	0.91	1.12	0.96	0.77	0.89	0.98
DAYTON, OH	0.990	0.939	0.960	0.95	0.91	0.90	1.00	0.86	0.98	0.91	0.92	1.13	0.96	1.05	0.92	0.87	0.92	0.84	1.01	0.93	0.97	0.82	0.97	0.83	0.79	0.82	0.96
EAST LIVERPOOL, OH	0.990	0.939	0.960	0.86	0.87	0.95	0.85	1.20	1.02	1.02	0.88	1.45	1.01	1.13	0.82	0.95	0.96	0.73	1.16	0.99	0.94	0.88	1.03	0.83	0.85	0.85	0.99
HILLSBORO, OH	0.990	0.939	0.960	0.83	0.86	0.85	1.03	0.98	0.95	0.86	0.89	0.98	1.03	1.01	0.84	0.82	0.91	0.87	1.13	0.94	0.96	0.73	1.10	0.80	0.84	0.91	1.00
LANCASTER, OH	0.990	0.939	0.960	0.91	0.89	0.85	0.72	0.76	0.95	0.82	0.97	1.02	0.91	0.98	0.85	0.94	0.83	0.80	0.88	0.94	0.96	0.82	0.96	0.89	0.78	0.85	1.04
LIMA, OH	0.990	0.939	0.960	0.84	0.86	0.90	0.94	0.92	0.90	1.04	0.90	0.90	1.05	0.96	0.83	0.98	0.90	0.73	0.89	0.94	0.96	0.90	0.97	0.83	0.81	0.85	1.02
LORAIN, OH	0.990	0.939	0.960	0.91	0.94	0.88	0.93	1.13	1.03	1.25	0.92	1.17	1.15	1.07	0.98	0.95	0.93	0.89	1.04	0.94	1.01	0.85	1.03	0.91	0.93	0.97	1.07
MANSFIELD, OH	0.990	0.939	0.960	0.84	0.86	0.90	0.94	0.92	0.90	1.04	0.90	0.90	1.05	0.96	0.83	0.98	0.90	0.73	0.89	0.94	0.96	0.90	0.97	0.83	0.81	0.85	1.02
MARIETTA, OH	0.990	0.939	0.960	0.78	0.86	0.79	0.70	0.82	0.88	0.88	0.89	1.06	0.89	0.94	0.77	0.89	0.79	0.72	0.89	0.85	0.93	0.77	0.96	0.86	0.78	0.87	0.85
MEDINA, OH	0.990	0.939	0.960	0.91	0.94	0.88	0.93	1.13	1.03	1.25	0.92	1.17	1.15	1.07	0.98	0.95	0.93	0.89	1.04	0.94	1.01	0.85	1.03	0.91	0.93	0.97	1.07
MIDDLETOWN, OH	0.990	0.939	0.960	0.83	0.86	0.85	1.03	0.98	0.95	0.86	0.89	0.98	1.03	1.01	0.84	0.82	0.91	0.87	1.13	0.94	0.96	0.73	1.10	0.80	0.84	0.91	1.00
PAINESVILLE, OH	0.990	0.939	0.960	0.91	0.94	0.88	0.93	1.13	1.03	1.25	0.92	1.17	1.15	1.07	0.98	0.95	0.93	0.89	1.04	0.94	1.01	0.85	1.03	0.91	0.93	0.97	1.07
PORTSMOUTH, OH	0.990	0.939	0.960	0.83	0.86	0.85	1.03	0.98	0.95	0.86	0.89	0.98	1.03	1.01	0.84	0.82	0.91	0.87	1.13	0.94	0.96	0.73	1.10	0.80	0.84	0.91	1.00
RAVENNA, OH	0.990	0.939	0.960	0.91	0.94	0.88	0.93	1.13	1.03	1.25	0.92	1.17	1.15	1.07	0.98	0.95	0.93	0.89	1.04	0.94	1.01	0.85	1.03	0.91	0.93	0.97	1.07
SAINT CLAIRSVILLE, OH	0.990	0.939	0.960	0.86	0.87	0.95	0.85	1.20	1.02	1.02	0.88	1.45	1.01	1.13	0.82	0.95	0.96	0.73	1.16	0.99	0.94	0.88	1.03	0.83	0.85	0.85	0.99
SANDUSKY, OH	0.990	0.939	0.960	0.84	0.86	0.90	0.94	0.92	0.90	1.04	0.90	0.90	1.05	0.96	0.83	0.98	0.90	0.73	0.89	0.94	0.96	0.90	0.97	0.83	0.81	0.85	1.02
SPRINGFIELD, OH	0.990	0.939	0.960	0.90	0.88	1.07	1.16	0.86	0.92	0.92	0.90	1.09	0.95	0.99	0.83	0.76	0.95	0.82	1.07	0.87	0.97	1.00	1.07	0.80	0.77	0.82	0.92
TOLEDO, OH	0.990	0.939	0.960	0.90	0.87	0.83	1.00	1.06	0.96	1.08	0.93	1.09	0.98	1.03	0.82	0.93	0.93	0.86	0.96	1.01	0.95	0.80	1.15	0.84	0.81	0.81	1.06
TROY, OH	0.990	0.939	0.960	0.90	0.88	1.07	1.16	0.86	0.92	0.92	0.90	1.09	0.95	0.99	0.83	0.76	0.95	0.82	1.07	0.87	0.97	1.00	1.07	0.80	0.77	0.82	0.92
WASHINGTON COURT HOUSE, OH	0.990	0.939	0.960	0.91	0.89	0.85	0.72	0.76	0.95	0.82	0.97	1.02	0.91	0.98	0.85	0.94	0.83	0.80	0.88	0.94	0.96	0.82	0.96	0.89	0.78	0.85	1.04
WELLSTON, OH	0.990	0.939	0.960	0.83	0.86	0.85	1.03	0.98	0.95	0.86	0.89	0.98	1.03	1.01	0.84	0.82	0.91	0.87	1.13	0.94	0.96	0.73	1.10	0.80	0.84	0.91	1.00
YOUNGSTOWN, OH	0.990	0.939	0.960	0.86	0.87	0.95	0.85	1.20	1.02	1.02	0.88	1.45	1.01	1.13	0.82	0.95	0.96	0.73	1.16	0.99	0.94	0.88	1.03	0.83	0.85	0.85	0.99
ZANESVILLE, OH	0.990	0.939	0.960	0.78	0.86	0.79	0.70	0.82	0.88	0.88	0.89	1.06	0.89	0.94	0.77	0.89	0.79	0.72	0.89	0.85	0.93	0.77	0.96	0.86	0.78	0.87	0.85
ADA, OK	0.969	0.882	0.920	0.93	0.93	1.09	1.21	0.82	0.94	1.03	0.95	1.09	1.05	1.04	0.82	0.88	0.99	0.74	1.01	0.93	0.91	0.81	0.97	0.90	0.79	0.81	0.86
ALTUS, OK	0.969	0.882	0.920	0.93	0.97	1.00	1.03	0.81	0.91	1.04	0.92	0.95	1.01	0.95	1.11	0.88	1.01	1.06	0.93	0.88	0.88	0.93	1.10	0.84	0.75	0.86	0.79
ARDMORE, OK	0.969	0.882	0.920	0.93	0.93	1.09	1.21	0.82	0.94	1.03	0.95	1.09	1.05	1.04	0.82	0.88	0.99	0.74	1.01	0.93	0.91	0.81	0.97	0.90	0.79	0.81	0.86
CLINTON, OK	0.969	0.882	0.920	0.93	0.97	1.00	1.03	0.81	0.91	1.04	0.92	0.95	1.01	0.95	1.11	0.88	1.01	1.06	0.93	0.88	0.88	0.93	1.10	0.84	0.75	0.86	0.79
JAY, OK	0.969	0.882	0.920	0.93	0.93	1.09	1.21	0.82	0.94	1.03	0.95	1.09	1.05	1.04	0.82	0.88	0.99	0.74	1.01	0.93	0.91	0.81	0.97	0.90	0.79	0.81	0.86
JENKS, OK	0.969	0.882	0.920	0.96	1.06	1.34	1.18	1.18	0.93	1.03	1.02	1.01	0.92	0.99	0.87	1.00	0.93	0.96	1.01	0.97	0.88	0.81	1.01	0.91	0.79	0.80	0.80
LAWTON/FORT SILL, OK	0.969	0.882	0.920	0.93	0.97	1.00	1.03	0.81	0.91	1.04	0.92	0.95	1.01	0.95	1.11	0.88	1.01	1.06	0.93	0.88	0.88	0.93	1.10	0.84	0.75	0.86	0.79
MCALESTER, OK	0.969	0.882	0.920	0.93	0.93	1.09	1.21	0.82	0.94	1.03	0.95	1.09	1.05	1.04	0.82	0.88	0.99	0.74	1.01	0.93	0.91	0.81	0.97	0.90	0.79	0.81	0.86
MUSKOGEE, OK	0.969	0.882	0.920	0.93	0.93	1.09	1.21	0.82	0.94	1.03	0.95	1.09	1.05	1.04	0.82	0.88	0.99	0.74	1.01	0.93	0.91	0.81	0.97	0.90	0.79	0.81	0.86
NORMAN, OK	0.969	0.882	0.920	1.01	1.03	1.18	0.88	0.82	0.97	0.98	1.00	1.07	1.08	1.03	1.12	1.03	1.00	1.04	1.00	0.92	0.88	0.94	1.11	0.92	0.83	0.82	0.79
OKLAHOMA CITY, OK	0.969	0.882	0.920	1.01	1.03	1.18	0.88	0.82	0.97	0.98	1.00	1.07	1.08	1.03	1.12	1.03	1.00	1.04	1.00	0.92	0.88	0.94	1.11	0.92	0.83	0.82	0.79
PONCA CITY, OK	0.969	0.882	0.920	0.93	0.97	1.00	1.03	0.81	0.91	1.04	0.92	0.95	1.01	0.95	1.11	0.88	1.01	1.06	0.93	0.88	0.88	0.93	1.10	0.84	0.75	0.86	0.79
POTEAU, OK	0.969	0.882	0.920	0.93	0.93	1.09	1.21	0.82	0.94	1.03	0.95	1.09	1.05	1.04	0.82	0.88	0.99	0.74	1.01	0.93	0.91	0.81	0.97	0.90	0.79	0.81	0.86
TALIHINA, OK	0.969	0.882	0.920	0.93	0.93	1.09	1.21	0.82	0.94	1.03	0.95	1.09	1.05	1.04	0.82	0.88	0.99	0.74	1.01	0.93	0.91	0.81	0.97	0.90	0.79	0.81	0.86
TULSA, OK	0.969	0.882	0.920	0.96	1.06	1.34	1.18	1.18	0.93	1.03	1.02	1.01	0.92	0.99	0.87	1.00	0.93	0.96	1.01	0.97	0.88	0.81	1.01	0.91	0.79	0.80	0.80
ASTORIA, OR	0.961	0.938	0.950	1.05	1.09	0.83	1.03	1.22	0.97	0.96	1.05	1.03	0.88	1.04	1.29	1.03	1.01	1.26	1.20	0.98	0.89	0.64	0.84	0.78	0.95	0.96	0.81
BANDON, OR	0.961	0.938	0.950	1.08	1.09	0.92	1.22	1.19	0.97	0.90	1.06	0.97	0.91	0.99	1.30	1.13	1.04	1.27	1.07	0.94	0.87	0.77	0.73	0.82	0.96	0.93	0.83
BEAVERTON, OR	0.961	0.938	0.950	1.05	1.09	0.83	1.03	1.22	0.97	0.96	1.05	1.03	0.88	1.04	1.29	1.03	1.01	1.26	1.20	0.98	0.89	0.64	0.84	0.78	0.95	0.96	0.81
BEND, OR	0.961	0.938	0.950	1.10	1.09	0.82	1.14	1.14	0.86	0.84	1.09	1.05	0.94	0.94	1.09	1.04	0.93	1.14	0.90	0.89	0.83	0.72	0.74	0.69	0.88	0.97	0.77
BROOKINGS, OR	0.961	0.938	0.950	1.08	1.09	0.92	1.22	1.19	0.97	0.90	1.06	0.97	0.91	0.99	1.30	1.13	1.04	1.27	1.07	0.94	0.87	0.77	0.73	0.82	0.96	0.93	0.83
EUGENE, OR	0.961	0.938	0.950	1.08	1.09	0.92	1.22	1.19	0.97	0.90	1.06	0.97	0.91	0.99	1.30	1.13	1.04	1.27	1.07	0.94	0.87	0.77	0.73	0.82	0.96	0.93	0.83
GRANTS PASS, OR	0.961	0.938	0.950	1.08	1.09	0.92	1.22	1.19	0.97	0.90	1.06	0.97	0.91	0.99	1.30	1.13	1.04	1.27	1.07	0.94	0.87	0.77	0.73	0.82	0.96	0.93	0.83

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
GRESHAM, OR	0.961	0.938	0.950	1.05	1.09	0.83	1.03	1.22	0.97	0.96	1.05	1.03	0.88	1.04	1.29	1.03	1.01	1.26	1.20	0.98	0.89	0.64	0.84	0.78	0.95	0.96	0.81
KLAMATH FALLS, OR	0.961	0.938	0.950	1.10	1.09	0.82	1.14	1.14	0.86	0.84	1.09	1.05	0.94	0.94	1.09	1.04	0.93	1.14	0.90	0.89	0.83	0.72	0.74	0.69	0.88	0.97	0.77
LAKE OSWEGO, OR	0.961	0.938	0.950	1.05	1.09	0.83	1.03	1.22	0.97	0.96	1.05	1.03	0.88	1.04	1.29	1.03	1.01	1.26	1.20	0.98	0.89	0.64	0.84	0.78	0.95	0.96	0.81
LINCOLN CITY, OR	0.961	0.938	0.950	1.04	1.07	0.84	1.02	1.08	0.97	0.95	1.05	1.14	0.91	0.96	1.25	1.04	1.00	1.21	1.01	0.95	0.88	0.67	0.76	0.74	1.02	0.96	0.84
PORTLAND, OR	0.996	1.021	1.010	1.05	1.04	0.87	0.94	1.02	0.98	0.93	1.09	0.95	0.85	0.95	1.26	1.05	0.89	1.22	1.23	0.94	0.87	0.64	0.73	0.80	0.96	0.93	0.80
ROSEBURG, OR	0.961	0.938	0.950	1.08	1.09	0.92	1.22	1.19	0.97	0.90	1.06	0.97	0.91	0.99	1.30	1.13	1.04	1.27	1.07	0.94	0.87	0.77	0.73	0.82	0.96	0.93	0.83
SALEM, OR	0.961	0.938	0.950	1.04	1.07	0.84	1.02	1.08	0.97	0.95	1.05	1.14	0.91	0.96	1.25	1.04	1.00	1.21	1.01	0.95	0.88	0.67	0.76	0.74	1.02	0.96	0.84
THE DALLES, OR	0.961	0.938	0.950	1.05	1.09	0.83	1.03	1.22	0.97	0.96	1.05	1.03	0.88	1.04	1.29	1.03	1.01	1.26	1.20	0.98	0.89	0.64	0.84	0.78	0.95	0.96	0.81
TILLAMOOK, OR	0.961	0.938	0.950	1.05	1.09	0.83	1.03	1.22	0.97	0.96	1.05	1.03	0.88	1.04	1.29	1.03	1.01	1.26	1.20	0.98	0.89	0.64	0.84	0.78	0.95	0.96	0.81
WHITE CITY, OR	0.961	0.938	0.950	1.08	1.09	0.92	1.22	1.19	0.97	0.90	1.06	0.97	0.91	0.99	1.30	1.13	1.04	1.27	1.07	0.94	0.87	0.77	0.73	0.82	0.96	0.93	0.83
ALIQUIPPA, PA	0.989	0.931	0.960	0.96	0.97	0.91	1.21	0.93	1.05	1.16	0.93	1.05	1.15	1.10	0.94	0.96	1.36	1.08	0.95	0.93	1.03	0.96	1.04	1.04	0.95	0.91	1.05
ALLENTOWN, PA	0.989	0.931	0.960	0.89	0.92	0.95	0.93	0.86	1.00	0.99	0.90	1.14	1.21	1.07	0.77	0.96	1.21	0.72	0.93	0.93	1.03	0.84	1.08	1.06	1.03	0.84	1.16
ALTOONA, PA	0.989	0.931	0.960	0.94	0.83	1.08	1.01	0.94	1.08	0.70	0.82	1.23	1.17	1.05	0.86	1.11	1.33	0.84	0.99	1.10	0.99	0.80	1.02	0.94	0.84	0.82	0.94
ARMSTRONG COUNTY, PA	0.989	0.931	0.960	0.92	0.89	0.94	0.96	0.80	0.99	0.77	0.86	1.01	1.32	1.02	0.74	0.89	1.14	0.82	1.03	0.98	1.06	0.95	0.98	0.99	0.90	1.16	1.03
BLOOMSBURG, PA	0.989	0.931	0.960	1.09	0.85	1.01	1.43	0.89	1.07	0.87	0.91	0.96	1.35	1.11	0.67	1.15	1.29	0.75	0.87	0.99	1.07	0.85	0.95	0.97	0.93	0.99	1.09
BUTLER, PA	0.989	0.931	0.960	0.92	0.89	0.94	0.96	0.80	0.99	0.77	0.86	1.01	1.32	1.02	0.74	0.89	1.14	0.82	1.03	0.98	1.06	0.95	0.98	0.99	0.90	1.16	1.03
CAMP HILL, PA	0.989	0.931	0.960	0.86	0.86	0.93	1.19	0.84	1.01	0.83	0.85	0.92	1.22	0.98	0.71	0.92	1.20	0.73	0.79	0.87	0.98	1.01	0.85	0.97	0.87	0.85	1.17
CARBONDALE, PA	0.989	0.931	0.960	0.93	0.89	0.98	1.03	0.83	0.97	1.14	0.89	0.84	1.08	1.01	0.73	0.93	1.24	0.83	0.95	1.02	1.05	0.94	0.97	0.91	0.91	0.96	1.17
CLARION, PA	0.989	0.931	0.960	0.92	0.89	0.94	0.96	0.80	0.99	0.77	0.86	1.01	1.32	1.02	0.74	0.89	1.14	0.82	1.03	0.98	1.06	0.95	0.98	0.99	0.90	1.16	1.03
COATESVILLE, PA	1.024	1.089	1.060	0.91	0.92	0.85	0.84	1.07	0.93	0.98	0.84	0.99	1.00	0.94	0.81	0.91	0.97	0.81	1.06	0.87	1.02	0.80	1.22	1.06	1.02	1.02	0.94
DU BOIS, PA	0.989	0.931	0.960	0.94	0.83	1.08	1.01	0.94	1.08	0.70	0.82	1.23	1.17	1.05	0.86	1.11	1.33	0.84	0.99	1.10	0.99	0.80	1.02	0.94	0.84	0.82	0.94
ERIE, PA	0.989	0.931	0.960	0.92	0.89	0.94	0.96	0.80	0.99	0.77	0.86	1.01	1.32	1.02	0.74	0.89	1.14	0.82	1.03	0.98	1.06	0.95	0.98	0.99	0.90	1.16	1.03
GREENSBURG, PA	0.989	0.931	0.960	0.96	0.97	0.91	1.21	0.93	1.05	1.16	0.93	1.05	1.15	1.10	0.94	0.96	1.36	1.08	0.95	0.93	1.03	0.96	1.04	1.04	0.95	0.91	1.05
JOHNSTOWN, PA	0.989	0.931	0.960	0.94	0.83	1.08	1.01	0.94	1.08	0.70	0.82	1.23	1.17	1.05	0.86	1.11	1.33	0.84	0.99	1.10	0.99	0.80	1.02	0.94	0.84	0.82	0.94
LANCASTER, PA	0.989	0.931	0.960	0.83	0.82	0.84	0.91	0.94	0.88	1.04	0.78	0.89	1.13	0.91	0.72	0.85	1.05	0.73	0.77	0.82	0.89	0.87	0.80	0.98	0.73	0.79	0.93
LEBANON, PA	0.989	0.931	0.960	0.86	0.86	0.93	1.19	0.84	1.01	0.83	0.85	0.92	1.22	0.98	0.71	0.92	1.20	0.73	0.79	0.87	0.98	1.01	0.85	0.97	0.87	0.85	1.17
MCCANDLESS, PA	0.989	0.931	0.960	0.96	0.97	0.91	1.21	0.93	1.05	1.16	0.93	1.05	1.15	1.10	0.94	0.96	1.36	1.08	0.95	0.93	1.03	0.96	1.04	1.04	0.95	0.91	1.05
MCKEESPORT, PA	0.989	0.931	0.960	0.96	0.97	0.91	1.21	0.93	1.05	1.16	0.93	1.05	1.15	1.10	0.94	0.96	1.36	1.08	0.95	0.93	1.03	0.96	1.04	1.04	0.95	0.91	1.05
MEADVILLE, PA	0.989	0.931	0.960	0.92	0.89	0.94	0.96	0.80	0.99	0.77	0.86	1.01	1.32	1.02	0.74	0.89	1.14	0.82	1.03	0.98	1.06	0.95	0.98	0.99	0.90	1.16	1.03
MERCER, PA	0.989	0.931	0.960	0.92	0.89	0.94	0.96	0.80	0.99	0.77	0.86	1.01	1.32	1.02	0.74	0.89	1.14	0.82	1.03	0.98	1.06	0.95	0.98	0.99	0.90	1.16	1.03
MONROEVILLE, PA	0.989	0.931	0.960	0.96	0.97	0.91	1.21	0.93	1.05	1.16	0.93	1.05	1.15	1.10	0.94	0.96	1.36	1.08	0.95	0.93	1.03	0.96	1.04	1.04	0.95	0.91	1.05
NEW CASTLE, PA	0.989	0.931	0.960	0.92	0.89	0.94	0.96	0.80	0.99	0.77	0.86	1.01	1.32	1.02	0.74	0.89	1.14	0.82	1.03	0.98	1.06	0.95	0.98	0.99	0.90	1.16	1.03
ORWIGSBURG, PA	0.989	0.931	0.960	0.85	0.86	0.92	0.96	0.85	0.95	0.82	0.83	0.87	1.06	0.99	0.79	0.90	1.20	0.74	0.87	0.92	1.00	0.80	0.73	0.86	0.89	0.98	1.25
PHILADELPHIA, PA	1.024	1.089	1.060	1.14	1.13	1.03	0.84	1.08	1.05	1.01	1.13	1.04	1.09	1.07	0.91	0.98	1.17	0.93	0.95	1.05	1.11	0.86	1.12	1.14	1.24	1.22	1.18
PITTSBURGH, PA	0.989	0.931	0.960	0.96	0.97	0.91	1.21	0.93	1.05	1.16	0.93	1.05	1.15	1.10	0.94	0.96	1.36	1.08	0.95	0.93	1.03	0.96	1.04	1.04	0.95	0.91	1.05
POTTSVILLE, PA	0.989	0.931	0.960	0.85	0.86	0.92	0.96	0.85	0.95	0.82	0.83	0.87	1.06	0.99	0.79	0.90	1.20	0.74	0.87	0.92	1.00	0.80	0.73	0.86	0.89	0.98	1.25
READING, PA	0.989	0.931	0.960	0.85	0.86	0.92	0.96	0.85	0.95	0.82	0.83	0.87	1.06	0.99	0.79	0.90	1.20	0.74	0.87	0.92	1.00	0.80	0.73	0.86	0.89	0.98	1.25
SAYRE, PA	0.989	0.931	0.960	0.93	0.89	0.98	1.03	0.83	0.97	1.14	0.89	0.84	1.08	1.01	0.73	0.93	1.24	0.83	0.95	1.02	1.05	0.94	0.97	0.91	0.91	0.96	1.17
SCRANTON, PA	0.989	0.931	0.960	0.93	0.89	0.98	1.03	0.83	0.97	1.14	0.89	0.84	1.08	1.01	0.73	0.93	1.24	0.83	0.95	1.02	1.05	0.94	0.97	0.91	0.91	0.96	1.17
SHENANDOAH, PA	0.989	0.931	0.960	0.85	0.86	0.92	0.96	0.85	0.95	0.82	0.83	0.87	1.06	0.99	0.79	0.90	1.20	0.74	0.87	0.92	1.00	0.80	0.73	0.86	0.89	0.98	1.25
SMETHPORT, PA	0.989	0.931	0.960	0.92	0.89	0.94	0.96	0.80	0.99	0.77	0.86	1.01	1.32	1.02	0.74	0.89	1.14	0.82	1.03	0.98	1.06	0.95	0.98	0.99	0.90	1.16	1.03
SPRING CITY, PA	1.024	1.089	1.060	0.91	0.92	0.85	0.84	1.07	0.93	0.98	0.84	0.99	1.00	0.94	0.81	0.91	0.97	0.81	1.06	0.87	1.02	0.80	1.22	1.06	1.02	1.02	0.94
SPRINGFIELD, PA	1.024	1.089	1.060	0.94	0.95	0.92	0.85	0.91	0.99	1.06	0.87	0.89	0.98	0.99	0.89	0.95	1.15	0.96	1.07	1.07	1.03	0.87	0.96	1.07	1.08	0.93	1.11
STATE COLLEGE, PA	0.989	0.931	0.960	0.94	0.83	1.08	1.01	0.94	1.08	0.70	0.82	1.23	1.17	1.05	0.86	1.11	1.33	0.84	0.99	1.10	0.99	0.80	1.02	0.94	0.84	0.82	0.94
TOBYHANNA, PA	0.989	0.931	0.960	0.93	0.89	0.98	1.03	0.83	0.97	1.14	0.89	0.84	1.08	1.01	0.73	0.93	1.24	0.83	0.95	1.02	1.05	0.94	0.97	0.91	0.91	0.96	1.17
UNIONTOWN, PA	0.989	0.931	0.960	0.96	0.97	0.91	1.21	0.93	1.05	1.16	0.93	1.05	1.15	1.10	0.94	0.96	1.36	1.08	0.95	0.93	1.03	0.96	1.04	1.04	0.95	0.91	1.05
WASHINGTON, PA	0.989	0.931	0.960	0.96	0.97	0.91	1.21	0.93	1.05	1.16	0.93	1.05	1.15	1.10	0.94	0.96	1.36	1.08	0.95	0.93	1.03	0.96	1.04	1.04	0.95	0.91	1.05
WILKES-BARRE, PA	0.989	0.931	0.960	0.93	0.89	0.98	1.03	0.83	0.97	1.14	0.89	0.84	1.08	1.01	0.73	0.93	1.24	0.83	0.95	1.02	1.05	0.94	0.97	0.91	0.91	0.96	1.17
WILLIAMSPORT, PA	0.989	0.931	0.960	1.09	0.85	1.01	1.43	0.89	1.07	0.87	0.91	0.96	1.35	1.11	0.67	1.15	1.29	0.75	0.87	0.99	1.07	0.85	0.95	0.97	0.93	0.99	1.09
WILLOW GROVE, PA	1.024	1.089	1.060	0.94	0.95	0.92	0.85	0.91	0.99	1.06	0.87	0.89	0.98	0.99	0.89	0.95	1.15	0.96	1.07	1.07	1.03	0.87	0.96	1.07	1.08	0.93	1.11
WYOMISSING, PA	0.989	0.931	0.960	0.85	0.86	0.92	0.96	0.85	0.95	0.82	0.83	0.87	1.06	0.99	0.79	0.90	1.20	0.74	0.87	0.92	1.00	0.80	0.73	0.86	0.89	0.98	1.25
YORK, PA	0.989	0.931	0.960	0.86	0.83	1.26	0.99	0.82	0.86	0.78	0.80	0.96	1.04	0.95	0.71	0.86	0.96	0.67	1.01	0.83	0.91	1.02	0.92	0.97	0.74	0.73	0.83
ARECIBO, PR	0.882	0.729	0.800	1.33	1.15	1.34	1.39	1.19	1.36	0.97	1.01	1.39	1.42	1.23	1.07	1.20	1.30	1.03	1.26	1.21	1.33	1.56	0.88	1.32	1.30	1.29	1.32
CEIBA, PR	0.882	0.729	0.800	1.33	1.15	1.34	1.39	1.19	1.36	0.97	1.01	1.39	1.42	1.23	1.07	1.20	1.30	1.03	1.26	1.21	1.33	1.56	0.88	1.32	1.30	1.29	1.32
FAJARDO, PR	0.882	0.729	0.800	1.33	1.15	1.34	1.39	1.19	1.36	0.97	1.01	1.39	1.42	1.23	1.07	1.20	1.30	1.03	1.26	1.21	1.33	1.56	0.88	1.32	1.30	1.29	1.32
MAYAGUEZ, PR	0.882	0.729	0.800	1.33	1.15	1.34	1.39	1.19	1.36	0.97	1.01	1.39	1.42	1.23	1.07	1.20	1.30	1.03	1.26	1.21	1.33	1.56	0.88	1.32	1.30	1.29	1.32
PONCE, PR	0.882	0.729	0.800	1.33	1.15	1.34	1.39	1.19	1.36	0.97	1.01	1.39	1.42	1.23	1.07	1.20	1.30	1.03	1.26	1.21	1.33	1.56	0.88	1.32	1.30	1.29	1.32
SAN JUAN, PR	0.882	0.729	0.800	1.33	1.15	1.34	1.39	1.19	1.36	0.97	1.01	1.39	1.42	1.23	1.07	1.20	1.30	1.03	1.26	1.21	1.33	1.56	0.88	1.32	1.30	1.29	1.32
CRANSTON, RI	1.018	1.069	1.050	0.99	1.02	0.85	0.85	1.08	0.88	0.98	0.90	1.10	0.78	0.88	1.04	0.88	1.23	1.07	1.30	0.83	0.97	1.80	1.11	1.05	1.06	1.08	0.91
PROVIDENCE, RI	1.018	1.069	1.050	0.99	1.02	0.85	0.85	1.08	0.88	0.98	0.90	1.10	0.78	0.88	1.04	0.88	1.23	1.07	1.30	0.83	0.97	1.80	1.11	1.05	1.06	1.08	0.91

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
CHARLESTON, SC	0.975	0.905	0.940	0.93	0.99	1.24	1.13	0.78	1.01	1.08	0.98	0.91	0.95	0.94	0.92	0.97	0.88	0.90	0.93	0.91	0.96	0.96	1.02	1.02	0.92	0.83	0.88
COLUMBIA, SC	0.975	0.905	0.940	1.01	1.00	1.01	1.06	1.09	1.07	0.97	1.00	1.13	1.00	1.01	0.95	0.94	0.98	0.97	0.82	0.96	0.92	0.93	1.11	0.99	0.88	0.80	0.97
FLORENCE, SC	0.975	0.905	0.940	0.93	0.99	1.24	1.13	0.78	1.01	1.08	0.98	0.91	0.95	0.94	0.92	0.97	0.88	0.90	0.93	0.91	0.96	0.96	1.02	1.02	0.92	0.83	0.88
GREENVILLE, SC	0.975	0.905	0.940	0.98	1.00	1.33	0.91	0.99	0.97	1.01	0.96	0.98	0.93	0.95	0.99	0.94	0.88	0.89	0.85	0.85	0.91	0.96	1.10	0.96	0.87	0.83	0.86
MYRTLE BEACH, SC	0.975	0.905	0.940	0.93	0.99	1.24	1.13	0.78	1.01	1.08	0.98	0.91	0.95	0.94	0.92	0.97	0.88	0.90	0.93	0.91	0.96	0.96	1.02	1.02	0.92	0.83	0.88
ROCK HILL, SC	0.975	0.905	0.940	0.98	1.00	1.33	0.91	0.99	0.97	1.01	0.96	0.98	0.93	0.95	0.99	0.94	0.88	0.89	0.85	0.85	0.91	0.96	1.10	0.96	0.87	0.83	0.86
EAGLE BUTTE, SD	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
ELLSWORTH AFB, SD	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
FORT MEADE, SD	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
HOT SPRINGS, SD	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
KYLE, SD	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
MCLAUGHLIN, SD	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
PIERRE, SD	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
PINE RIDGE, SD	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
RAPID CITY, SD	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
ROSEBUD, SD	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
SIOUX FALLS, SD	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
WINNER, SD	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
WORTHING, SD	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
CHATTANOOGA, TN	0.975	0.899	0.930	1.02	1.01	0.91	0.86	0.89	1.04	1.22	1.05	1.00	0.95	0.99	1.07	0.96	0.98	1.15	0.95	0.98	0.98	0.91	1.17	0.98	0.92	0.93	0.98
CLARKSVILLE, TN	0.975	0.899	0.930	0.98	0.98	0.89	1.06	0.93	0.94	1.12	0.99	1.09	1.00	1.00	1.09	0.94	0.99	1.02	0.94	1.00	0.95	0.88	1.16	0.95	0.91	0.91	0.90
COOKEVILLE, TN	0.975	0.899	0.930	1.02	1.01	0.91	0.86	0.89	1.04	1.22	1.05	1.00	0.95	0.99	1.07	0.96	0.98	1.15	0.95	0.98	0.98	0.91	1.17	0.98	0.92	0.93	0.98
DOVER, TN	0.975	0.899	0.930	0.98	0.98	0.89	1.06	0.93	0.94	1.12	0.99	1.09	1.00	1.00	1.09	0.94	0.99	1.02	0.94	1.00	0.95	0.88	1.16	0.95	0.91	0.91	0.90
JOHNSON CITY, TN	0.975	0.899	0.930	1.02	1.01	0.91	0.86	0.89	1.04	1.22	1.05	1.00	0.95	0.99	1.07	0.96	0.98	1.15	0.95	0.98	0.98	0.91	1.17	0.98	0.92	0.93	0.98
KNOXVILLE, TN	0.975	0.899	0.930	1.02	1.01	0.91	0.86	0.89	1.04	1.22	1.05	1.00	0.95	0.99	1.07	0.96	0.98	1.15	0.95	0.98	0.98	0.91	1.17	0.98	0.92	0.93	0.98
MADISON, TN	0.975	0.899	0.930	0.98	0.98	0.89	1.06	0.93	0.94	1.12	0.99	1.09	1.00	1.00	1.09	0.94	0.99	1.02	0.94	1.00	0.95	0.88	1.16	0.95	0.91	0.91	0.90
MEMPHIS, TN	0.975	0.899	0.930	0.98	1.08	1.15	1.07	0.92	1.07	0.99	1.04	1.19	1.11	1.10	0.91	1.02	0.97	0.99	1.05	1.01	1.02	0.96	1.26	0.98	1.01	0.92	0.97
MOUNTAIN CITY, TN	0.975	0.899	0.930	1.02	1.01	0.91	0.86	0.89	1.04	1.22	1.05	1.00	0.95	0.99	1.07	0.96	0.98	1.15	0.95	0.98	0.98	0.91	1.17	0.98	0.92	0.93	0.98
MOUNTAIN HOME, TN	0.975	0.899	0.930	1.02	1.01	0.91	0.86	0.89	1.04	1.22	1.05	1.00	0.95	0.99	1.07	0.96	0.98	1.15	0.95	0.98	0.98	0.91	1.17	0.98	0.92	0.93	0.98
MURFREESBORO, TN	0.975	0.899	0.930	0.98	0.98	0.89	1.06	0.93	0.94	1.12	0.99	1.09	1.00	1.00	1.09	0.94	0.99	1.02	0.94	1.00	0.95	0.88	1.16	0.95	0.91	0.91	0.90
NASHVILLE, TN	0.975	0.899	0.930	1.05	1.09	0.90	0.86	0.89	0.99	1.09	1.10	1.02	0.96	1.00	1.06	0.99	0.97	1.05	0.98	1.07	0.99	0.84	1.20	0.97	1.06	1.09	1.06
ROGERSVILLE, TN	0.975	0.899	0.930	1.02	1.01	0.91	0.86	0.89	1.04	1.22	1.05	1.00	0.95	0.99	1.07	0.96	0.98	1.15	0.95	0.98	0.98	0.91	1.17	0.98	0.92	0.93	0.98
TULLAHOMA/ ARNOLD AFB, TN	0.975	0.899	0.930	1.02	1.01	0.91	0.86	0.89	1.04	1.22	1.05	1.00	0.95	0.99	1.07	0.96	0.98	1.15	0.95	0.98	0.98	0.91	1.17	0.98	0.92	0.93	0.98
ABILENE, TX	0.966	0.888	0.920	1.01	1.00	0.95	1.04	0.80	0.94	0.93	1.02	0.97	1.04	1.01	0.83	1.04	0.97	0.89	0.82	0.96	0.93	0.94	1.01	0.95	0.86	0.89	1.06
ALICE, TX	0.966	0.888	0.920	1.00	1.03	0.96	1.04	0.99	1.01	1.03	1.08	1.03	0.99	1.04	1.00	1.08	0.99	1.02	1.07	1.03	1.01	0.91	1.09	1.07	0.91	1.02	1.08
AMARILLO, TX	0.966	0.888	0.920	1.01	1.00	0.95	1.04	0.80	0.94	0.93	1.02	0.97	1.04	1.01	0.83	1.04	0.97	0.89	0.82	0.96	0.93	0.94	1.01	0.95	0.86	0.89	1.06
AUSTIN, TX	0.986	1.000	0.990	1.09	1.04	1.04	0.94	0.80	1.04	0.84	1.04	0.91	1.01	0.99	1.23	0.93	0.85	0.98	1.05	0.90	0.93	1.72	1.30	0.90	0.80	0.86	0.98
BEAUMONT, TX	0.992	0.899	0.940	1.06	1.02	1.11	1.00	0.84	1.08	1.01	1.04	0.98	1.08	1.06	1.13	0.92	0.97	1.09	0.98	1.06	1.04	1.00	1.16	1.01	0.97	1.01	1.06
BEEVILLE, TX	0.966	0.888	0.920	0.97	0.95	1.03	1.07	1.05	0.97	0.90	0.96	0.98	1.04	1.05	0.80	0.93	0.86	0.84	0.99	0.94	0.91	0.79	1.07	0.93	0.82	0.92	1.00
BIG SPRING, TX	0.966	0.888	0.920	1.05	0.98	1.01	1.23	0.78	1.01	0.90	1.07	0.99	1.01	1.04	0.82	0.92	1.06	1.00	0.85	0.94	0.99	0.94	1.07	0.92	0.80	1.05	1.05
BONHAM, TX	0.966	0.888	0.920	1.01	1.04	1.18	1.05	0.97	0.98	0.98	1.02	1.04	1.13	1.06	0.87	0.95	0.92	0.93	0.86	1.01	0.95	0.93	1.19	0.98	1.05	0.98	0.99
BROWNSVILLE, TX	0.966	0.888	0.920	1.00	1.03	0.96	1.04	0.99	1.01	1.03	1.08	1.03	0.99	1.04	1.00	1.08	0.99	1.02	1.07	1.03	1.01	0.91	1.09	1.07	0.91	1.02	1.08
BROWNWOOD, TX	0.966	0.888	0.920	1.05	0.98	1.01	1.23	0.78	1.01	0.90	1.07	0.99	1.01	1.04	0.82	0.92	1.06	1.00	0.85	0.94	0.99	0.94	1.07	0.92	0.80	1.05	1.05
BRYAN/COLLEGE STATION, TX	0.966	0.888	0.920	1.23	1.22	1.05	1.26	0.90	1.11	0.93	1.28	1.39	1.17	1.02	1.11	1.04	1.42	1.09	1.04	1.19	1.00	0.95	1.38	0.86	0.89	0.87	0.99
CHILDRESS, TX	0.966	0.888	0.920	1.01	1.00	0.95	1.04	0.80	0.94	0.93	1.02	0.97	1.04	1.01	0.83	1.04	0.97	0.89	0.82	0.96	0.93	0.94	1.01	0.95	0.86	0.89	1.06
CLEBURNE, TX	0.966	0.888	0.920	1.08	1.04	1.02	1.24	1.10	1.08	0.88	1.01	1.01	1.13	1.15	1.02	0.99	1.09	1.00	1.32	0.99	1.02	0.87	1.19	0.93	0.93	0.91	0.98
COPPERAS COVE, TX	0.966	0.888	0.920	1.23	1.22	1.05	1.26	0.90	1.11	0.93	1.28	1.39	1.17	1.02	1.11	1.04	1.42	1.09	1.04	1.19	1.00	0.95	1.38	0.86	0.89	0.87	0.99
CORPUS CHRISTI, TX	0.966	0.888	0.920	1.00	1.03	0.96	1.04	0.99	1.01	1.03	1.08	1.03	0.99	1.04	1.00	1.08	0.99	1.02	1.07	1.03	1.01	0.91	1.09	1.07	0.91	1.02	1.08
CORSICANA, TX	0.966	0.888	0.920	1.14	1.08	1.35	1.24	1.10	1.17	1.07	1.09	0.97	1.18	1.18	1.11	1.19	1.02	1.12	1.06	1.08	1.09	0.97	1.30	1.03	0.98	1.09	1.11
DALLAS, TX	1.010	1.016	1.010	1.14	1.08	1.37	1.10	0.82	1.13	1.08	1.14	0.96	1.05	1.11	1.22	0.97	0.99	1.25	1.11	1.03	1.03	0.96	1.11	1.12	0.98	1.01	1.02
DECATUR, TX	0.966	0.888	0.920	1.08	1.04	1.02	1.24	1.10	1.08	0.88	1.01	1.01	1.13	1.15	1.02	0.99	1.09	1.00	1.32	0.99	1.02	0.87	1.19	0.93	0.93	0.91	0.98
DEL RIO, TX	0.966	0.888	0.920	1.05	0.98	1.01	1.23	0.78	1.01	0.90	1.07	0.99	1.01	1.04	0.82	0.92	1.06	1.00	0.85	0.94	0.99	0.94	1.07	0.92	0.80	1.05	1.05
DENTON, TX	0.966	0.888	0.920	1.08	1.04	1.02	1.24	1.10	1.08	0.88	1.01	1.01	1.13	1.15	1.02	0.99	1.09	1.00	1.32	0.99	1.02	0.87	1.19	0.93	0.93	0.91	0.98
EAGLE PASS, TX	0.966	0.888	0.920	1.05	0.98	1.01	1.23	0.78	1.01	0.90	1.07	0.99	1.01	1.04	0.82	0.92	1.06	1.00	0.85	0.94	0.99	0.94	1.07	0.92	0.80	1.05	1.05
EASTLAND, TX	0.966	0.888	0.920	1.08	1.04	1.02	1.24	1.10	1.08	0.88	1.01	1.01	1.13	1.15	1.02	0.99	1.09	1.00	1.32	0.99	1.02	0.87	1.19	0.93	0.93	0.91	0.98
EL PASO, TX	0.966	0.888	0.920	1.04	1.02	1.14	1.05	0.86	1.10	0.96	1.04	1.16	1.16	1.04	1.10	1.00	1.00	1.06	0.95	1.16	1.05	1.00	1.23	1.01	0.88	1.04	0.98
FORT STOCKTON, TX	0.966	0.888	0.920	1.05	0.98	1.01	1.23	0.78	1.01	0.90	1.07	0.99	1.01	1.04	0.82	0.92	1.06	1.00	0.85	0.94	0.99	0.94	1.07	0.92	0.80	1.05	1.05
FORT WORTH, TX	0.987	0.971	0.980	1.03	0.98	0.93	1.13	1.02	1.02	0.84	0.96	0.96	1.05	1.08	0.97	0.93	1.01	0.95	1.26	0.95	0.96	0.81	1.12	0.93	0.88	0.87	0.92

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
GALVESTON, TX	0.988	0.970	0.980	1.04	0.99	1.03	0.93	0.79	1.04	0.99	1.02	0.96	1.03	1.02	1.09	0.89	0.91	1.06	0.96	1.04	1.01	0.95	1.12	1.01	0.95	0.98	1.02
GEORGETOWN, TX	0.966	0.888	0.920	1.14	1.11	1.16	1.05	0.88	1.12	0.88	1.10	0.97	1.11	1.07	1.31	0.99	0.94	1.04	1.10	0.94	0.99	1.88	1.39	0.90	0.84	0.90	1.05
GREENVILLE, TX	0.966	0.888	0.920	1.01	1.04	1.18	1.05	0.97	0.98	0.98	1.02	1.04	1.13	1.06	0.87	0.95	0.92	0.93	0.86	1.01	0.95	0.93	1.19	0.98	1.05	0.98	0.99
HAMILTON, TX	0.966	0.888	0.920	1.23	1.22	1.05	1.26	0.90	1.11	0.93	1.28	1.39	1.17	1.02	1.11	1.04	1.42	1.09	1.04	1.19	1.00	0.95	1.38	0.86	0.89	0.87	0.99
HOUSTON, TX	1.020	1.007	1.010	1.21	1.04	0.98	0.91	0.87	1.03	1.10	1.09	0.97	0.99	1.04	1.20	1.01	0.94	1.20	1.17	1.04	1.03	0.91	1.21	0.97	0.99	0.95	1.00
KERRVILLE, TX	0.966	0.888	0.920	1.06	1.04	1.10	0.84	1.13	1.05	0.95	1.03	1.14	1.09	1.11	0.90	1.06	1.16	0.97	1.09	1.06	0.98	0.89	1.29	0.95	0.85	0.91	1.03
KINGSVILLE, TX	0.966	0.888	0.920	1.00	1.03	0.96	1.04	0.99	1.01	1.03	1.08	1.03	0.99	1.04	1.00	1.08	0.99	1.02	1.07	1.03	1.01	0.91	1.09	1.07	0.91	1.02	1.08
LAREDO, TX	0.966	0.888	0.920	1.06	1.04	1.10	0.84	1.13	1.05	0.95	1.03	1.14	1.09	1.11	0.90	1.06	1.16	0.97	1.09	1.06	0.98	0.89	1.29	0.95	0.85	0.91	1.03
LONGVIEW, TX	0.966	0.888	0.920	1.01	1.04	1.18	1.05	0.97	0.98	0.98	1.02	1.04	1.13	1.06	0.87	0.95	0.92	0.93	0.86	1.01	0.95	0.93	1.19	0.98	1.05	0.98	0.99
LUBBOCK, TX	0.966	0.888	0.920	1.01	1.00	0.95	1.04	0.80	0.94	0.93	1.02	0.97	1.04	1.01	0.83	1.04	0.97	0.89	0.82	0.96	0.93	0.94	1.01	0.95	0.86	0.89	1.06
LUFKIN, TX	0.966	0.888	0.920	1.01	1.04	1.18	1.05	0.97	0.98	0.98	1.02	1.04	1.13	1.06	0.87	0.95	0.92	0.93	0.86	1.01	0.95	0.93	1.19	0.98	1.05	0.98	0.99
MARLIN, TX	0.966	0.888	0.920	1.23	1.22	1.05	1.26	0.90	1.11	0.93	1.28	1.39	1.17	1.02	1.11	1.04	1.42	1.09	1.04	1.19	1.00	0.95	1.38	0.86	0.89	0.87	0.99
MCALLEN, TX	0.966	0.888	0.920	1.00	1.03	0.96	1.04	0.99	1.01	1.03	1.08	1.03	0.99	1.04	1.00	1.08	0.99	1.02	1.07	1.03	1.01	0.91	1.09	1.07	0.91	1.02	1.08
MCKINNEY, TX	0.966	0.888	0.920	1.14	1.08	1.35	1.24	1.10	1.17	1.07	1.09	0.97	1.18	1.18	1.11	1.19	1.02	1.12	1.06	1.08	1.09	0.97	1.30	1.03	0.98	1.09	1.11
MIDLAND, TX	0.966	0.888	0.920	1.05	0.98	1.01	1.23	0.78	1.01	0.90	1.07	0.99	1.01	1.04	0.82	0.92	1.06	1.00	0.85	0.94	0.99	0.94	1.07	0.92	0.80	1.05	1.05
MONAHANS, TX	0.966	0.888	0.920	1.05	0.98	1.01	1.23	0.78	1.01	0.90	1.07	0.99	1.01	1.04	0.82	0.92	1.06	1.00	0.85	0.94	0.99	0.94	1.07	0.92	0.80	1.05	1.05
NEW BRAUNFELS, TX	0.966	0.888	0.920	0.97	0.95	1.03	1.07	1.05	0.97	0.90	0.96	0.98	1.04	1.05	0.80	0.93	0.86	0.84	0.99	0.94	0.91	0.79	1.07	0.93	0.82	0.92	1.00
ODESSA, TX	0.966	0.888	0.920	1.05	0.98	1.01	1.23	0.78	1.01	0.90	1.07	0.99	1.01	1.04	0.82	0.92	1.06	1.00	0.85	0.94	0.99	0.94	1.07	0.92	0.80	1.05	1.05
PALESTINE, TX	0.966	0.888	0.920	1.01	1.04	1.18	1.05	0.97	0.98	0.98	1.02	1.04	1.13	1.06	0.87	0.95	0.92	0.93	0.86	1.01	0.95	0.93	1.19	0.98	1.05	0.98	0.99
REESE AFB, TX	0.966	0.888	0.920	1.01	1.00	0.95	1.04	0.80	0.94	0.93	1.02	0.97	1.04	1.01	0.83	1.04	0.97	0.89	0.82	0.96	0.93	0.94	1.01	0.95	0.86	0.89	1.06
SAN ANGELO, TX	0.966	0.888	0.920	1.05	0.98	1.01	1.23	0.78	1.01	0.90	1.07	0.99	1.01	1.04	0.82	0.92	1.06	1.00	0.85	0.94	0.99	0.94	1.07	0.92	0.80	1.05	1.05
SAN ANTONIO, TX	0.966	0.888	0.920	1.06	1.04	1.10	0.84	1.13	1.05	0.95	1.03	1.14	1.09	1.11	0.90	1.06	1.16	0.97	1.09	1.06	0.98	0.89	1.29	0.95	0.85	0.91	1.03
SAN MARCOS, TX	0.966	0.888	0.920	1.14	1.11	1.16	1.05	0.88	1.12	0.88	1.10	0.97	1.11	1.07	1.31	0.99	0.94	1.04	1.10	0.94	0.99	1.88	1.39	0.90	0.84	0.90	1.05
SEGUIN, TX	0.966	0.888	0.920	0.97	0.95	1.03	1.07	1.05	0.97	0.90	0.96	0.98	1.04	1.05	0.80	0.93	0.86	0.84	0.99	0.94	0.91	0.79	1.07	0.93	0.82	0.92	1.00
SOUTH BEXAR CO., TX	0.966	0.888	0.920	1.06	1.04	1.10	0.84	1.13	1.05	0.95	1.03	1.14	1.09	1.11	0.90	1.06	1.16	0.97	1.09	1.06	0.98	0.89	1.29	0.95	0.85	0.91	1.03
STAMFORD, TX	0.966	0.888	0.920	1.01	1.00	0.95	1.04	0.80	0.94	0.93	1.02	0.97	1.04	1.01	0.83	1.04	0.97	0.89	0.82	0.96	0.93	0.94	1.01	0.95	0.86	0.89	1.06
STEPHENVILLE, TX	0.966	0.888	0.920	1.08	1.04	1.02	1.24	1.10	1.08	0.88	1.01	1.01	1.13	1.15	1.02	0.99	1.09	1.00	1.32	0.99	1.02	0.87	1.19	0.93	0.93	0.91	0.98
STRATFORD, TX	0.966	0.888	0.920	1.01	1.00	0.95	1.04	0.80	0.94	0.93	1.02	0.97	1.04	1.01	0.83	1.04	0.97	0.89	0.82	0.96	0.93	0.94	1.01	0.95	0.86	0.89	1.06
TEMPLE, TX	0.966	0.888	0.920	1.23	1.22	1.05	1.26	0.90	1.11	0.93	1.28	1.39	1.17	1.02	1.11	1.04	1.42	1.09	1.04	1.19	1.00	0.95	1.38	0.86	0.89	0.87	0.99
TEXARKANA, TX	0.966	0.888	0.920	1.01	1.04	1.18	1.05	0.97	0.98	0.98	1.02	1.04	1.13	1.06	0.87	0.95	0.92	0.93	0.86	1.01	0.95	0.93	1.19	0.98	1.05	0.98	0.99
TYLER, TX	0.966	0.888	0.920	1.01	1.04	1.18	1.05	0.97	0.98	0.98	1.02	1.04	1.13	1.06	0.87	0.95	0.92	0.93	0.86	1.01	0.95	0.93	1.19	0.98	1.05	0.98	0.99
UVALDE, TX	0.966	0.888	0.920	1.05	0.98	1.01	1.23	0.78	1.01	0.90	1.07	0.99	1.01	1.04	0.82	0.92	1.06	1.00	0.85	0.94	0.99	0.94	1.07	0.92	0.80	1.05	1.05
VICTORIA, TX	0.966	0.888	0.920	0.97	0.95	1.03	1.07	1.05	0.97	0.90	0.96	0.98	1.04	1.05	0.80	0.93	0.86	0.84	0.99	0.94	0.91	0.79	1.07	0.93	0.82	0.92	1.00
WACO, TX	0.966	0.888	0.920	1.23	1.22	1.05	1.26	0.90	1.11	0.93	1.28	1.39	1.17	1.02	1.11	1.04	1.42	1.09	1.04	1.19	1.00	0.95	1.38	0.86	0.89	0.87	0.99
WICHITA FALLS, TX	0.966	0.888	0.920	1.08	1.04	1.02	1.24	1.10	1.08	0.88	1.01	1.01	1.13	1.15	1.02	0.99	1.09	1.00	1.32	0.99	1.02	0.87	1.19	0.93	0.93	0.91	0.98
WILLFORD HALL, TX	0.966	0.888	0.920	1.06	1.04	1.10	0.84	1.13	1.05	0.95	1.03	1.14	1.09	1.11	0.90	1.06	1.16	0.97	1.09	1.06	0.98	0.89	1.29	0.95	0.85	0.91	1.03
LAYTON, UT	0.977	0.909	0.940	0.97	0.87	0.78	0.84	0.78	0.90	0.95	0.86	0.75	0.85	0.86	1.03	0.89	0.89	0.92	1.06	0.86	0.81	0.73	0.77	0.70	0.69	0.78	0.73
OGDEN, UT	0.977	0.909	0.940	0.94	0.86	0.72	0.64	0.58	0.76	0.95	0.90	0.69	0.75	0.81	0.86	0.87	0.96	0.84	0.99	0.92	0.80	0.73	0.78	0.70	0.71	0.71	0.74
OREM, UT	0.977	0.909	0.940	0.97	0.87	0.78	0.84	0.78	0.90	0.95	0.86	0.75	0.85	0.86	1.03	0.89	0.89	0.92	1.06	0.86	0.81	0.73	0.77	0.70	0.69	0.78	0.73
PROVO, UT	0.977	0.909	0.940	0.94	0.85	1.04	0.70	0.91	0.83	0.81	0.90	0.59	0.81	0.86	1.01	1.03	0.90	0.87	0.89	0.84	0.77	0.69	0.82	0.74	0.63	0.68	0.73
ROOSEVELT, UT	0.977	0.909	0.940	0.97	0.87	0.78	0.84	0.78	0.90	0.95	0.86	0.75	0.85	0.86	1.03	0.89	0.89	0.92	1.06	0.86	0.81	0.73	0.77	0.70	0.69	0.78	0.73
SAINT GEORGE, UT	0.977	0.909	0.940	0.94	0.85	1.04	0.70	0.91	0.83	0.81	0.90	0.59	0.81	0.86	1.01	1.03	0.90	0.87	0.89	0.84	0.77	0.69	0.82	0.74	0.63	0.68	0.73
SALT LAKE CITY, UT	0.977	0.909	0.940	0.96	0.93	0.81	0.66	0.66	0.89	0.87	0.95	0.77	0.79	0.85	0.99	0.97	0.97	0.87	1.05	0.88	0.85	0.76	0.80	0.70	0.70	0.87	0.74
ALEXANDRIA, VA	1.050	1.161	1.110	1.04	1.05	0.95	0.79	0.92	1.03	1.05	1.00	0.87	0.89	0.95	1.03	1.02	0.88	1.00	0.92	0.88	1.03	0.71	0.95	1.04	1.15	1.11	1.12
COVINGTON, VA	0.985	0.941	0.960	1.02	0.97	0.81	1.00	0.76	0.91	0.84	1.00	0.92	0.89	0.88	0.88	0.86	0.82	0.86	0.87	0.87	0.90	0.81	0.93	0.81	0.94	0.92	0.81
DANVILLE, VA	0.985	0.941	0.960	1.00	0.97	0.84	1.00	0.74	0.97	0.94	0.93	0.92	0.96	0.93	1.08	0.90	1.03	1.03	0.80	0.85	0.89	0.86	1.02	0.79	0.88	0.82	0.85
ELKTON, VA	0.985	0.941	0.960	1.02	0.97	0.81	1.00	0.76	0.91	0.84	1.00	0.92	0.89	0.88	0.88	0.86	0.82	0.86	0.87	0.87	0.90	0.81	0.93	0.81	0.94	0.92	0.81
FAIRFAX, VA	1.050	1.161	1.110	1.04	1.05	0.95	0.79	0.92	1.03	1.05	1.00	0.87	0.89	0.95	1.03	1.02	0.88	1.00	0.92	0.88	1.03	0.71	0.95	1.04	1.15	1.11	1.12
FREDERICKSBURG, VA	0.985	0.941	0.960	0.98	1.01	0.91	0.83	0.95	1.07	1.11	0.96	0.98	0.98	1.00	1.00	0.92	0.96	1.02	0.84	0.90	0.95	0.81	0.98	0.89	0.97	0.89	0.84
HAMPTON , VA	0.985	0.941	0.960	1.03	1.02	0.89	0.98	1.05	1.01	0.97	1.00	0.95	0.99	1.01	1.21	0.98	1.10	1.10	0.95	0.90	0.99	0.85	0.95	0.80	0.95	0.92	0.90
HILLSVILLE, VA	0.985	0.941	0.960	1.00	0.97	0.84	1.00	0.74	0.97	0.94	0.93	0.92	0.96	0.93	1.08	0.90	1.03	1.03	0.80	0.85	0.89	0.86	1.02	0.79	0.88	0.82	0.85
LANGLEY, VA	1.050	1.161	1.110	1.04	1.05	0.95	0.79	0.92	1.03	1.05	1.00	0.87	0.89	0.95	1.03	1.02	0.88	1.00	0.92	0.88	1.03	0.71	0.95	1.04	1.15	1.11	1.12
LYNCHBURG, VA	0.985	0.941	0.960	1.00	0.97	0.84	1.00	0.74	0.97	0.94	0.93	0.92	0.96	0.93	1.08	0.90	1.03	1.03	0.80	0.85	0.89	0.86	1.02	0.79	0.88	0.82	0.85
MARION, VA	0.985	0.941	0.960	1.00	0.97	0.84	1.00	0.74	0.97	0.94	0.93	0.92	0.96	0.93	1.08	0.90	1.03	1.03	0.80	0.85	0.89	0.86	1.02	0.79	0.88	0.82	0.85
MARTINSVILLE, VA	0.985	0.941	0.960	1.00	0.97	0.84	1.00	0.74	0.97	0.94	0.93	0.92	0.96	0.93	1.08	0.90	1.03	1.03	0.80	0.85	0.89	0.86	1.02	0.79	0.88	0.82	0.85
NORFOLK, VA	0.985	0.941	0.960	1.03	1.02	0.89	0.98	1.05	1.01	0.97	1.00	0.95	0.99	1.01	1.21	0.98	1.10	1.10	0.95	0.90	0.99	0.85	0.95	0.80	0.95	0.92	0.90
NORTON, VA	0.985	0.941	0.960	1.00	0.97	0.84	1.00	0.74	0.97	0.94	0.93	0.92	0.96	0.93	1.08	0.90	1.03	1.03	0.80	0.85	0.89	0.86	1.02	0.79	0.88	0.82	0.85
PETERSBURG, VA	0.985	0.941	0.960	0.98	1.01	0.91	0.83	0.95	1.07	1.11	0.96	0.98	0.98	1.00	1.00	0.92	0.96	1.02	0.84	0.90	0.95	0.81	0.98	0.89	0.97	0.89	0.84
PULASKI, VA	0.985	0.941	0.960	1.00	0.97	0.84	1.00	0.74	0.97	0.94	0.93	0.92	0.96	0.93	1.08	0.90	1.03	1.03	0.80	0.85	0.89	0.86	1.02	0.79	0.88	0.82	0.85
RICHMOND, VA	0.985	0.941	0.960	0.98	1.01	0.91	0.83	0.95	1.07	1.11	0.96	0.98	0.98	1.00	1.00	0.92	0.96	1.02	0.84	0.90	0.95	0.81	0.98	0.89	0.97	0.89	0.84

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
ROANOKE, VA	0.985	0.941	0.960	1.00	0.97	0.84	1.00	0.74	0.97	0.94	0.93	0.92	0.96	0.93	1.08	0.90	1.03	1.03	0.80	0.85	0.89	0.86	1.02	0.79	0.88	0.82	0.85
SALEM, VA	0.985	0.941	0.960	1.00	0.97	0.84	1.00	0.74	0.97	0.94	0.93	0.92	0.96	0.93	1.08	0.90	1.03	1.03	0.80	0.85	0.89	0.86	1.02	0.79	0.88	0.82	0.85
STEPHENS CITY, VA	0.985	0.941	0.960	1.02	0.97	0.81	1.00	0.76	0.91	0.84	1.00	0.92	0.89	0.88	0.88	0.86	0.82	0.86	0.87	0.87	0.90	0.81	0.93	0.81	0.94	0.92	0.81
STUARTS DRAFT, VA	0.985	0.941	0.960	1.02	0.97	0.81	1.00	0.76	0.91	0.84	1.00	0.92	0.89	0.88	0.88	0.86	0.82	0.86	0.87	0.87	0.90	0.81	0.93	0.81	0.94	0.92	0.81
TAZEWELL, VA	0.985	0.941	0.960	1.00	0.97	0.84	1.00	0.74	0.97	0.94	0.93	0.92	0.96	0.93	1.08	0.90	1.03	1.03	0.80	0.85	0.89	0.86	1.02	0.79	0.88	0.82	0.85
SAINT CROIX, VI	0.965	1.034	1.000	1.12	0.93	0.91	0.94	0.87	1.05	0.81	0.83	1.13	1.03	0.98	0.83	0.96	0.92	0.83	1.04	1.02	1.05	1.16	0.70	1.32	1.05	1.04	1.03
SAINT THOMAS, VI	0.965	1.034	1.000	1.12	0.93	0.91	0.94	0.87	1.05	0.81	0.83	1.13	1.03	0.98	0.83	0.96	0.92	0.83	1.04	1.02	1.05	1.16	0.70	1.32	1.05	1.04	1.03
BENNINGTON, VT	0.973	0.984	0.980	0.88	0.93	0.80	0.63	0.98	1.02	0.91	0.91	0.91	0.91	0.81	0.83	0.87	0.96	0.94	0.83	0.82	0.99	0.97	0.93	0.94	0.82	0.92	1.05
BURLINGTON, VT	0.973	0.984	0.980	0.88	0.93	0.80	0.63	0.98	1.02	0.91	0.91	0.91	0.91	0.81	0.83	0.87	0.96	0.94	0.83	0.82	0.99	0.97	0.93	0.94	0.82	0.92	1.05
MONTPELIER, VT	0.973	0.984	0.980	0.88	0.93	0.80	0.63	0.98	1.02	0.91	0.91	0.91	0.91	0.81	0.83	0.87	0.96	0.94	0.83	0.82	0.99	0.97	0.93	0.94	0.82	0.92	1.05
NEWPORT, VT	0.973	0.984	0.980	0.88	0.93	0.80	0.63	0.98	1.02	0.91	0.91	0.91	0.91	0.81	0.83	0.87	0.96	0.94	0.83	0.82	0.99	0.97	0.93	0.94	0.82	0.92	1.05
NORTH TROY, VT	0.973	0.984	0.980	0.88	0.93	0.80	0.63	0.98	1.02	0.91	0.91	0.91	0.91	0.81	0.83	0.87	0.96	0.94	0.83	0.82	0.99	0.97	0.93	0.94	0.82	0.92	1.05
RUTLAND, VT	0.973	0.984	0.980	0.88	0.93	0.80	0.63	0.98	1.02	0.91	0.91	0.91	0.91	0.81	0.83	0.87	0.96	0.94	0.83	0.82	0.99	0.97	0.93	0.94	0.82	0.92	1.05
SAINT ALBANS, VT	0.973	0.984	0.980	0.88	0.93	0.80	0.63	0.98	1.02	0.91	0.91	0.91	0.91	0.81	0.83	0.87	0.96	0.94	0.83	0.82	0.99	0.97	0.93	0.94	0.82	0.92	1.05
SAINT JOHNSBURY, VT	0.973	0.984	0.980	0.88	0.93	0.80	0.63	0.98	1.02	0.91	0.91	0.91	0.91	0.81	0.83	0.87	0.96	0.94	0.83	0.82	0.99	0.97	0.93	0.94	0.82	0.92	1.05
WHITE RIVER JCT, VT	0.973	0.984	0.980	0.88	0.93	0.80	0.63	0.98	1.02	0.91	0.91	0.91	0.91	0.81	0.83	0.87	0.96	0.94	0.83	0.82	0.99	0.97	0.93	0.94	0.82	0.92	1.05
WILDER, VT	0.973	0.984	0.980	0.88	0.93	0.80	0.63	0.98	1.02	0.91	0.91	0.91	0.91	0.81	0.83	0.87	0.96	0.94	0.83	0.82	0.99	0.97	0.93	0.94	0.82	0.92	1.05
AMERICAN LAKE/ TACOMA, WA	0.982	0.976	0.980	1.09	1.12	0.82	0.97	1.12	0.94	0.84	1.10	0.88	0.94	0.69	1.32	1.07	1.01	1.33	0.94	0.97	1.07	0.74	0.76	0.83	1.03	1.06	1.07
BELLINGHAM, WA	0.982	0.976	0.980	1.09	1.12	0.82	0.97	1.12	0.94	0.84	1.10	0.88	0.94	0.69	1.32	1.07	1.01	1.33	0.94	0.97	1.07	0.74	0.76	0.83	1.03	1.06	1.07
BREMERTON, WA	0.982	0.976	0.980	1.09	1.12	0.82	0.97	1.12	0.94	0.84	1.10	0.88	0.94	0.69	1.32	1.07	1.01	1.33	0.94	0.97	1.07	0.74	0.76	0.83	1.03	1.06	1.07
EAST WENATCHEE, WA	0.982	0.976	0.980	0.95	0.98	0.81	0.79	0.96	0.98	0.93	0.95	0.84	0.83	0.75	0.93	0.98	0.90	1.10	0.94	0.94	0.96	0.74	0.82	0.81	0.91	0.95	0.82
KITSAP COUNTY, WA	0.982	0.976	0.980	1.09	1.12	0.82	0.97	1.12	0.94	0.84	1.10	0.88	0.94	0.69	1.32	1.07	1.01	1.33	0.94	0.97	1.07	0.74	0.76	0.83	1.03	1.06	1.07
LONGVIEW, WA	0.982	0.976	0.980	1.18	1.16	0.72	0.91	0.92	0.91	0.94	1.17	0.86	0.86	0.67	1.14	0.87	0.93	1.14	0.96	0.94	0.84	0.64	0.84	0.76	0.94	0.96	0.84
LYNNWOOD/ NORTHGATE, WA	0.982	0.976	0.980	1.08	1.10	0.75	1.02	1.12	1.02	0.90	1.07	0.83	0.85	0.72	1.30	1.05	0.98	1.27	1.00	1.02	1.07	0.69	0.78	0.82	1.00	1.06	1.06
MADIGAN, WA	0.982	0.976	0.980	1.09	1.12	0.82	0.97	1.12	0.94	0.84	1.10	0.88	0.94	0.69	1.32	1.07	1.01	1.33	0.94	0.97	1.07	0.74	0.76	0.83	1.03	1.06	1.07
OLYMPIA, WA	0.982	0.976	0.980	1.05	1.01	0.74	1.03	1.12	0.99	0.79	1.02	0.80	0.98	0.77	1.06	1.02	0.97	1.18	0.96	0.94	0.98	0.81	0.70	0.78	1.03	1.04	0.92
PULLMAN, WA	0.982	0.976	0.980	0.95	0.98	0.81	0.79	0.96	0.98	0.93	0.95	0.84	0.83	0.75	0.93	0.98	0.90	1.10	0.94	0.94	0.96	0.74	0.82	0.81	0.91	0.95	0.82
RICHLAND, WA	0.982	0.976	0.980	0.95	0.98	0.81	0.79	0.96	0.98	0.93	0.95	0.84	0.83	0.75	0.93	0.98	0.90	1.10	0.94	0.94	0.96	0.74	0.82	0.81	0.91	0.95	0.82
SEATTLE, WA	1.005	1.080	1.040	1.21	1.05	0.72	1.06	1.05	0.96	0.97	1.08	0.81	0.95	0.70	1.22	1.07	0.93	1.16	0.99	0.99	0.98	0.73	0.79	0.86	1.02	1.03	0.96
SPOKANE, WA	0.982	0.976	0.980	0.95	0.98	0.81	0.79	0.96	0.98	0.93	0.95	0.84	0.83	0.75	0.93	0.98	0.90	1.10	0.94	0.94	0.96	0.74	0.82	0.81	0.91	0.95	0.82
TOPPENISH, WA	0.982	0.976	0.980	0.95	0.98	0.81	0.79	0.96	0.98	0.93	0.95	0.84	0.83	0.75	0.93	0.98	0.90	1.10	0.94	0.94	0.96	0.74	0.82	0.81	0.91	0.95	0.82
VANCOUVER, WA	0.982	0.976	0.980	1.18	1.16	0.72	0.91	0.92	0.91	0.94	1.17	0.86	0.86	0.67	1.14	0.87	0.93	1.14	0.96	0.94	0.84	0.64	0.84	0.76	0.94	0.96	0.84
WALLA WALLA, WA	0.982	0.976	0.980	0.95	0.98	0.81	0.79	0.96	0.98	0.93	0.95	0.84	0.83	0.75	0.93	0.98	0.90	1.10	0.94	0.94	0.96	0.74	0.82	0.81	0.91	0.95	0.82
YAKIMA, WA	0.982	0.976	0.980	0.95	0.98	0.81	0.79	0.96	0.98	0.93	0.95	0.84	0.83	0.75	0.93	0.98	0.90	1.10	0.94	0.94	0.96	0.74	0.82	0.81	0.91	0.95	0.82
APPLETON, WI	0.981	0.933	0.960	1.02	1.04	0.92	1.02	1.06	0.96	1.04	1.10	1.20	1.19	1.11	0.91	0.95	1.05	0.87	1.33	1.07	0.97	0.88	1.04	1.00	0.80	0.89	0.90
BARABOO, WI	0.981	0.933	0.960	0.98	1.05	0.94	1.09	1.22	1.04	0.93	1.03	1.13	0.97	1.00	0.95	0.86	1.16	0.90	1.09	0.94	1.07	0.87	1.11	1.26	0.99	1.13	0.95
BEAVER DAM, WI	0.981	0.933	0.960	0.98	1.05	0.94	1.09	1.22	1.04	0.93	1.03	1.13	0.97	1.00	0.95	0.86	1.16	0.90	1.09	0.94	1.07	0.87	1.11	1.26	0.99	1.13	0.95
CHIPPEWA FALLS, WI	0.981	0.933	0.960	1.03	1.21	0.84	0.84	1.21	0.96	1.02	1.04	1.03	1.00	1.03	1.03	0.91	1.05	1.01	1.13	1.08	0.98	0.80	1.16	1.00	0.89	0.96	0.92
CLEVELAND, WI	0.981	0.933	0.960	1.11	1.22	0.90	1.06	1.13	1.08	0.91	1.21	1.19	1.16	1.08	1.00	1.11	1.17	0.99	1.22	1.10	1.13	0.94	1.16	1.13	0.96	1.00	1.02
EAU CLAIRE, WI	0.981	0.933	0.960	1.03	1.21	0.84	0.84	1.21	0.96	1.02	1.04	1.03	1.00	1.03	1.03	0.91	1.05	1.01	1.13	1.08	0.98	0.80	1.16	1.00	0.89	0.96	0.92
EDGERTON, WI	0.981	0.933	0.960	0.99	1.08	0.87	1.22	1.21	1.00	0.97	1.08	1.08	1.07	1.02	0.95	0.99	1.16	0.95	1.19	1.06	1.05	0.82	1.10	0.94	0.92	1.08	0.99
LA CROSSE, WI	0.981	0.933	0.960	1.13	1.29	1.01	0.90	1.18	1.16	1.46	1.20	1.01	1.26	1.12	0.88	0.97	1.29	0.92	1.41	1.10	1.16	1.11	1.29	1.06	0.93	0.99	1.13
LOYAL, WI	0.981	0.933	0.960	1.08	1.19	0.91	1.02	1.25	1.05	0.98	1.15	1.36	1.11	1.07	0.98	1.13	1.18	1.01	1.00	1.16	1.01	0.91	1.11	1.06	0.93	0.97	1.01
MADISON, WI	0.981	0.933	0.960	1.15	1.34	1.20	1.41	1.39	1.15	1.04	1.26	1.21	1.19	1.07	1.07	1.01	1.38	1.10	1.37	1.14	1.15	0.97	1.26	1.14	1.00	1.07	1.08
MARINETTE, WI	0.981	0.933	0.960	0.96	1.00	0.92	1.25	1.03	1.01	1.04	0.99	1.25	1.07	1.05	0.90	0.98	1.13	0.85	1.25	1.05	1.01	0.85	1.00	0.89	0.90	0.95	0.95
MILWAUKEE, WI	0.981	0.933	0.960	1.15	1.26	1.07	0.95	1.19	1.12	1.12	1.22	1.29	1.30	1.19	1.04	1.10	1.20	1.01	1.27	1.16	1.12	0.96	1.14	1.08	0.95	1.03	0.95
RHINELANDER, WI	0.981	0.933	0.960	0.95	1.10	1.13	0.84	1.11	0.95	0.99	1.06	1.20	1.04	0.94	0.92	0.96	1.21	0.96	0.99	0.97	1.00	0.81	1.20	1.04	0.93	0.98	0.88
SUPERIOR, WI	0.981	0.933	0.960	0.95	1.10	1.13	0.84	1.11	0.95	0.99	1.06	1.20	1.04	0.94	0.92	0.96	1.21	0.96	0.99	0.97	1.00	0.81	1.20	1.04	0.93	0.98	0.88
TOMAH, WI	0.981	0.933	0.960	1.13	1.29	1.01	0.90	1.18	1.16	1.46	1.20	1.01	1.26	1.12	0.88	0.97	1.29	0.92	1.41	1.10	1.16	1.11	1.29	1.06	0.93	0.99	1.13
UNION GROVE, WI	0.981	0.933	0.960	1.00	1.13	1.06	1.19	1.07	1.09	1.02	1.10	1.25	1.17	1.14	0.95	1.00	1.12	1.05	1.26	1.15	1.09	0.92	1.19	1.23	0.93	1.05	1.01
WAUSAU, WI	0.981	0.933	0.960	1.08	1.19	0.91	1.02	1.25	1.05	0.98	1.15	1.36	1.11	1.07	0.98	1.13	1.18	1.01	1.00	1.16	1.01	0.91	1.11	1.06	0.93	0.97	1.01
WAUTOMA, WI	0.981	0.933	0.960	1.02	1.04	0.92	1.02	1.06	0.96	1.04	1.10	1.20	1.19	1.11	0.91	0.95	1.05	0.87	1.33	1.07	0.97	0.88	1.04	1.00	0.80	0.89	0.90
BECKLEY, WV	0.963	0.853	0.900	0.99	0.99	1.14	1.38	1.21	1.09	0.97	1.03	0.98	1.16	1.15	1.05	0.99	1.05	1.13	0.93	0.97	1.10	1.15	1.16	1.11	1.03	0.99	1.01
CHARLESTON, WV	0.963	0.853	0.900	0.99	0.99	1.14	1.38	1.21	1.09	0.97	1.03	0.98	1.16	1.15	1.05	0.99	1.05	1.13	0.93	0.97	1.10	1.15	1.16	1.11	1.03	0.99	1.01
CLARKSBURG, WV	0.963	0.853	0.900	0.95	0.96	0.96	1.28	0.89	0.98	0.94	0.97	0.95	1.02	1.03	1.17	0.99	0.96	1.05	0.92	0.92	1.01	0.80	1.04	0.98	1.01	0.97	0.98
FRANKLIN, WV	0.963	0.853	0.900	0.95	0.96	0.96	1.28	0.89	0.98	0.94	0.97	0.95	1.02	1.03	1.17	0.99	0.96	1.05	0.92	0.92	1.01	0.80	1.04	0.98	1.01	0.97	0.98
GASSAWAY, WV	0.963	0.853	0.900	0.99	0.99	1.14	1.38	1.21	1.09	0.97	1.03	0.98	1.16	1.15	1.05	0.99	1.05	1.13	0.93	0.97	1.10	1.15	1.16	1.11	1.03	0.99	1.01
HUNTINGTON, WV	0.963	0.853	0.900	0.99	0.99	1.14	1.38	1.21	1.09	0.97	1.03	0.98	1.16	1.15	1.05	0.99	1.05	1.13	0.93	0.97	1.10	1.15	1.16	1.11	1.03	0.99	1.01

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
MARTINSBURG, WV	0.963	0.853	0.900	0.95	0.96	0.96	1.28	0.89	0.98	0.94	0.97	0.95	1.02	1.03	1.17	0.99	0.96	1.05	0.92	0.92	1.01	0.80	1.04	0.98	1.01	0.97	0.98
MORGANTOWN, WV	0.963	0.853	0.900	0.95	0.96	0.96	1.28	0.89	0.98	0.94	0.97	0.95	1.02	1.03	1.17	0.99	0.96	1.05	0.92	0.92	1.01	0.80	1.04	0.98	1.01	0.97	0.98
PARKERSBURG, WV	0.963	0.853	0.900	0.95	0.96	0.96	1.28	0.89	0.98	0.94	0.97	0.95	1.02	1.03	1.17	0.99	0.96	1.05	0.92	0.92	1.01	0.80	1.04	0.98	1.01	0.97	0.98
PARSONS, WV	0.963	0.853	0.900	0.95	0.96	0.96	1.28	0.89	0.98	0.94	0.97	0.95	1.02	1.03	1.17	0.99	0.96	1.05	0.92	0.92	1.01	0.80	1.04	0.98	1.01	0.97	0.98
PETERSBURG, WV	0.963	0.853	0.900	0.95	0.96	0.96	1.28	0.89	0.98	0.94	0.97	0.95	1.02	1.03	1.17	0.99	0.96	1.05	0.92	0.92	1.01	0.80	1.04	0.98	1.01	0.97	0.98
PRINCETON, WV	0.963	0.853	0.900	0.99	0.99	1.14	1.38	1.21	1.09	0.97	1.03	0.98	1.16	1.15	1.05	0.99	1.05	1.13	0.93	0.97	1.10	1.15	1.16	1.11	1.03	0.99	1.01
WHEELING, WV	0.963	0.853	0.900	0.95	0.96	0.96	1.28	0.89	0.98	0.94	0.97	0.95	1.02	1.03	1.17	0.99	0.96	1.05	0.92	0.92	1.01	0.80	1.04	0.98	1.01	0.97	0.98
CASPER, WY	0.967	0.895	0.930	0.96	0.96	0.89	0.74	0.66	0.91	0.92	1.02	0.85	0.91	0.59	0.84	0.89	0.95	0.72	0.87	0.86	0.89	0.86	1.03	0.84	0.83	0.94	0.92
CHEYENNE, WY	0.967	0.895	0.930	0.96	0.96	0.89	0.74	0.66	0.91	0.92	1.02	0.85	0.91	0.59	0.84	0.89	0.95	0.72	0.87	0.86	0.89	0.86	1.03	0.84	0.83	0.94	0.92
GREEN RIVER, WY	0.967	0.895	0.930	0.96	0.96	0.89	0.74	0.66	0.91	0.92	1.02	0.85	0.91	0.59	0.84	0.89	0.95	0.72	0.87	0.86	0.89	0.86	1.03	0.84	0.83	0.94	0.92
NEWCASTLE, WY	0.967	0.895	0.930	0.96	0.96	0.89	0.74	0.66	0.91	0.92	1.02	0.85	0.91	0.59	0.84	0.89	0.95	0.72	0.87	0.86	0.89	0.86	1.03	0.84	0.83	0.94	0.92
RIVERTON, WY	0.967	0.895	0.930	0.96	0.96	0.89	0.74	0.66	0.91	0.92	1.02	0.85	0.91	0.59	0.84	0.89	0.95	0.72	0.87	0.86	0.89	0.86	1.03	0.84	0.83	0.94	0.92
SHERIDAN, WY	0.967	0.895	0.930	0.96	0.96	0.89	0.74	0.66	0.91	0.92	1.02	0.85	0.91	0.59	0.84	0.89	0.95	0.72	0.87	0.86	0.89	0.86	1.03	0.84	0.83	0.94	0.92
ZIP Code 002	0.988	1.033	1.010	0.99	1.00	0.86	0.80	1.02	0.84	0.86	0.90	0.91	0.91	0.84	1.03	0.87	0.77	1.14	0.87	0.91	0.84	0.66	0.79	1.03	0.91	0.92	0.86
ZIP Code 003	0.985	0.941	0.960	1.17	1.20	1.19	1.00	1.12	1.22	1.19	1.14	0.99	1.08	1.09	1.21	1.18	1.09	1.16	1.04	0.99	1.20	0.85	1.10	1.04	1.32	1.27	1.31
ZIP Code 005	1.067	1.233	1.160	0.96	0.94	1.01	1.07	1.20	1.02	1.00	1.00	0.98	0.97	1.07	0.93	1.03	0.87	0.99	1.12	1.03	1.21	1.79	1.02	1.56	1.65	1.44	1.39
ZIP Code 014	1.010	1.093	1.050	0.94	1.01	0.93	1.05	1.42	1.12	0.91	0.93	1.15	1.07	1.09	1.41	1.05	1.23	1.19	0.92	1.01	1.06	0.81	1.04	0.86	1.08	1.06	0.95
ZIP Code 015	1.010	1.093	1.050	0.98	1.02	0.99	1.02	1.42	1.08	0.83	0.88	1.25	1.10	1.12	1.41	1.07	1.20	1.24	0.96	1.05	1.05	0.80	0.92	0.92	1.02	1.01	0.98
ZIP Code 020	1.039	1.196	1.120	0.91	0.96	0.90	0.81	1.08	0.90	0.79	0.83	0.99	0.88	0.80	1.36	0.91	0.91	1.19	0.89	0.84	0.97	0.71	0.88	1.13	1.05	0.94	1.12
ZIP Code 022	1.039	1.196	1.120	1.09	1.18	1.20	0.95	1.21	1.05	1.16	0.96	1.12	1.11	1.05	1.46	0.99	1.22	1.28	0.84	0.91	1.06	0.76	0.90	1.07	1.19	1.15	1.01
ZIP Code 025	1.010	1.093	1.050	0.95	1.01	0.99	0.89	1.16	0.96	0.83	0.88	1.05	0.95	0.85	1.44	0.97	0.99	1.26	0.94	0.88	1.03	0.77	0.93	1.13	1.11	0.99	1.19
ZIP Code 028	1.018	1.069	1.050	0.99	1.02	0.85	0.85	1.08	0.88	0.98	0.90	1.10	0.78	0.88	1.04	0.88	1.23	1.07	1.30	0.83	0.97	1.80	1.11	1.05	1.06	1.08	0.91
ZIP Code 030	0.988	1.033	1.010	1.12	0.97	0.76	0.88	1.21	0.98	0.90	1.04	1.07	1.02	0.80	1.08	1.04	1.02	1.18	0.88	0.83	0.91	0.68	0.89	0.93	0.98	1.07	1.02
ZIP Code 033	0.988	1.033	1.010	1.10	1.03	1.23	0.85	1.13	1.00	0.83	1.05	1.12	1.03	0.94	0.96	1.07	1.01	1.14	0.92	0.85	1.02	0.86	1.00	0.94	0.99	1.07	0.93
ZIP Code 036	0.988	1.033	1.010	1.10	1.03	1.23	0.85	1.13	1.00	0.83	1.05	1.12	1.03	0.94	0.96	1.07	1.01	1.14	0.92	0.85	1.02	0.86	1.00	0.94	0.99	1.07	0.93
ZIP Code 037	0.988	1.033	1.010	1.10	1.03	1.23	0.85	1.13	1.00	0.83	1.05	1.12	1.03	0.94	0.96	1.07	1.01	1.14	0.92	0.85	1.02	0.86	1.00	0.94	0.99	1.07	0.93
ZIP Code 039	0.979	1.030	1.010	0.91	0.89	0.78	0.88	0.97	0.88	0.83	0.92	0.89	0.80	0.81	1.10	0.89	0.93	0.96	0.93	0.94	0.90	0.77	0.90	0.87	0.86	0.96	0.80
ZIP Code 045	0.961	0.924	0.940	0.95	0.95	0.87	0.98	1.07	0.94	0.86	0.97	0.94	0.87	0.88	1.17	0.95	1.02	1.02	0.98	0.98	0.96	0.84	0.96	0.87	0.91	1.01	0.85
ZIP Code 048	0.961	0.924	0.940	0.95	0.95	0.87	0.98	1.07	0.94	0.86	0.97	0.94	0.87	0.88	1.17	0.95	1.02	1.02	0.98	0.98	0.96	0.84	0.96	0.87	0.91	1.01	0.85
ZIP Code 049	0.961	0.924	0.940	0.95	0.95	0.87	0.98	1.07	0.94	0.86	0.97	0.94	0.87	0.88	1.17	0.95	1.02	1.02	0.98	0.98	0.96	0.84	0.96	0.87	0.91	1.01	0.85
ZIP Code 051	0.973	0.984	0.980	0.88	0.93	0.80	0.63	0.98	1.02	0.91	0.91	0.91	0.91	0.81	0.83	0.87	0.96	0.94	0.83	0.82	0.99	0.97	0.93	0.94	0.82	0.92	1.05
ZIP Code 053	0.973	0.984	0.980	0.88	0.93	0.80	0.63	0.98	1.02	0.91	0.91	0.91	0.91	0.81	0.83	0.87	0.96	0.94	0.83	0.82	0.99	0.97	0.93	0.94	0.82	0.92	1.05
ZIP Code 055	1.010	1.093	1.050	1.02	1.02	1.11	1.24	1.37	1.06	1.39	0.93	1.20	1.09	1.06	1.44	1.05	1.03	1.28	0.94	0.97	1.08	0.84	1.07	1.06	1.10	1.04	1.02
ZIP Code 059	0.973	0.984	0.980	0.88	0.93	0.80	0.63	0.98	1.02	0.91	0.91	0.91	0.91	0.81	0.83	0.87	0.96	0.94	0.83	0.82	0.99	0.97	0.93	0.94	0.82	0.92	1.05
ZIP Code 064	1.049	1.172	1.110	1.03	1.06	0.91	0.96	1.09	0.94	0.95	1.00	0.91	0.83	0.78	1.28	1.18	1.00	1.21	1.18	1.00	0.98	1.00	0.98	1.32	1.27	1.18	1.08
ZIP Code 074	1.057	1.191	1.130	1.05	1.06	1.10	1.11	1.21	1.11	1.01	0.97	1.11	1.00	1.03	0.98	1.05	0.95	1.10	1.04	1.08	1.22	0.79	0.98	1.57	1.34	1.25	1.19
ZIP Code 075	1.057	1.191	1.130	1.05	1.06	1.10	1.11	1.21	1.11	1.01	0.97	1.11	1.00	1.03	0.98	1.05	0.95	1.10	1.04	1.08	1.22	0.79	0.98	1.57	1.34	1.25	1.19
ZIP Code 077	1.028	1.094	1.060	0.97	1.00	0.93	1.02	1.09	1.10	1.04	1.00	0.99	0.98	1.05	0.91	0.91	0.86	0.99	1.07	1.06	1.18	0.96	0.88	1.19	1.26	1.15	1.15
ZIP Code 078	1.057	1.191	1.130	1.04	1.01	1.08	0.80	1.06	1.01	1.27	0.97	1.12	0.91	1.05	1.00	1.01	0.84	1.08	0.97	1.07	1.11	0.77	0.87	1.29	1.33	1.21	1.25
ZIP Code 081	1.028	1.094	1.060	0.96	0.96	1.29	1.06	1.12	1.11	1.14	0.97	1.10	1.13	1.09	0.97	0.91	1.15	0.94	1.17	1.07	1.07	1.00	1.02	1.19	0.99	1.00	1.26
ZIP Code 085	1.028	1.094	1.060	0.97	1.00	0.93	1.02	1.09	1.10	1.04	1.00	0.99	0.98	1.05	0.91	0.91	0.86	0.99	1.07	1.06	1.18	0.96	0.88	1.19	1.26	1.15	1.15
ZIP Code 090	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
ZIP Code 091	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
ZIP Code 092	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
ZIP Code 093	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
ZIP Code 094	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
ZIP Code 095	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
ZIP Code 096	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
ZIP Code 097	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
ZIP Code 098	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
ZIP Code 101	1.093	1.353	1.230	1.32	1.46	1.46	1.22	1.38	1.26	1.10	1.16	1.33	1.06	1.12	1.21	1.30	0.98	1.14	1.13	1.18	1.53	2.06	0.88	1.53	1.98	1.72	1.31
ZIP Code 102	1.093	1.353	1.230	1.32	1.46	1.46	1.22	1.38	1.26	1.10	1.16	1.33	1.06	1.12	1.21	1.30	0.98	1.14	1.13	1.18	1.53	2.06	0.88	1.53	1.98	1.72	1.31
ZIP Code 108	1.067	1.233	1.160	1.04	1.05	1.25	1.16	1.25	1.08	1.21	1.01	1.08	1.04	1.06	0.93	1.09	0.90	1.02	0.94	1.12	1.24	0.80	0.84	1.48	1.61	1.51	1.17
ZIP Code 110	1.067	1.233	1.160	0.93	1.04	1.11	1.12	1.32	1.13	0.95	1.00	1.01	1.09	1.16	1.12	1.06	0.96	1.01	0.96	1.17	1.37	1.93	0.87	1.48	1.87	1.68	1.68
ZIP Code 111	1.057	1.234	1.150	0.94	1.05	1.11	1.12	1.33	1.13	0.96	1.01	1.02	1.09	1.17	1.13	1.07	0.97	1.01	0.97	1.17	1.37	1.93	0.87	1.48	1.88	1.70	1.69
ZIP Code 113	1.057	1.234	1.150	0.94	1.05	1.11	1.12	1.33	1.13	0.96	1.01	1.02	1.09	1.17	1.13	1.07	0.97	1.01	0.97	1.17	1.37	1.93	0.87	1.48	1.88	1.70	1.69
ZIP Code 116	1.057	1.234	1.150	0.96	0.95	1.02	1.07	1.21	1.03	1.01	1.01	0.99	0.97	1.08	0.94	1.03	0.88	1.00	1.13	1.04	1.22	1.80	1.02	1.56	1.66	1.45	1.40
ZIP Code 137	0.999	0.959	0.980	0.90	0.90	0.90	0.81	0.99	0.92	1.00	0.89	0.60	0.97	0.88	0.94	0.93	0.96	0.89	0.80	0.94	1.04	0.81	0.91	1.13	1.15	1.05	0.98
ZIP Code 155	0.989	0.931	0.960	0.94	0.83	1.08	1.01	0.94	1.08	0.70	0.82	1.23	1.17	1.05	0.86	1.11	1.33	0.84	0.99	1.10	0.99	0.80	1.02	0.94	0.84	0.82	0.94
ZIP Code 157	0.989	0.931	0.960	0.94	0.83	1.08	1.01	0.94	1.08	0.70	0.82	1.23	1.17	1.05	0.86	1.11	1.33	0.84	0.99	1.10	0.99	0.80	1.02	0.94	0.84	0.82	0.94

TABLE J. — PHYSICIAN GAAFs (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																								
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
ZIP Code 164	0.989	0.931	0.960	0.92	0.89	0.94	0.96	0.80	0.99	0.77	0.86	1.01	1.32	1.02	0.74	0.89	1.14	0.82	1.03	0.98	1.06	0.95	0.98	0.99	0.90	1.16	1.03
ZIP Code 169	0.989	0.931	0.960	1.09	0.85	1.01	1.43	0.89	1.07	0.87	0.91	0.96	1.35	1.11	0.67	1.15	1.29	0.75	0.87	0.99	1.07	0.85	0.95	0.97	0.93	0.99	1.09
ZIP Code 171	0.989	0.931	0.960	0.86	0.86	0.93	1.19	0.84	1.01	0.83	0.85	0.92	1.22	0.98	0.71	0.92	1.20	0.73	0.79	0.87	0.98	1.01	0.85	0.97	0.87	0.85	1.17
ZIP Code 172	0.989	0.931	0.960	0.86	0.83	1.26	0.99	0.82	0.86	0.78	0.80	0.96	1.04	0.95	0.71	0.86	0.96	0.67	1.01	0.83	0.91	1.02	0.92	0.97	0.74	0.73	0.83
ZIP Code 173	0.989	0.931	0.960	0.86	0.83	1.26	0.99	0.82	0.86	0.78	0.80	0.96	1.04	0.95	0.71	0.86	0.96	0.67	1.01	0.83	0.91	1.02	0.92	0.97	0.74	0.73	0.83
ZIP Code 175	0.989	0.931	0.960	0.83	0.82	0.84	0.91	0.94	0.88	1.04	0.78	0.89	1.13	0.91	0.72	0.85	1.05	0.73	0.77	0.82	0.89	0.87	0.80	0.98	0.73	0.79	0.93
ZIP Code 180	0.989	0.931	0.960	0.89	0.92	0.95	0.93	0.86	1.00	0.99	0.90	1.14	1.21	1.07	0.77	0.96	1.21	0.72	0.93	0.93	1.03	0.84	1.08	1.06	1.03	0.84	1.16
ZIP Code 182	0.989	0.931	0.960	0.93	0.89	0.98	1.03	0.83	0.97	1.14	0.89	0.84	1.08	1.01	0.73	0.93	1.24	0.83	0.95	1.02	1.05	0.94	0.97	0.91	0.91	0.96	1.17
ZIP Code 183	0.989	0.931	0.960	0.89	0.92	0.95	0.93	0.86	1.00	0.99	0.90	1.14	1.21	1.07	0.77	0.96	1.21	0.72	0.93	0.93	1.03	0.84	1.08	1.06	1.03	0.84	1.16
ZIP Code 186	0.989	0.931	0.960	0.93	0.89	0.98	1.03	0.83	0.97	1.14	0.89	0.84	1.08	1.01	0.73	0.93	1.24	0.83	0.95	1.02	1.05	0.94	0.97	0.91	0.91	0.96	1.17
ZIP Code 189	1.024	1.089	1.060	0.91	0.92	0.85	0.84	1.07	0.93	0.98	0.84	0.99	1.00	0.94	0.81	0.91	0.97	0.81	1.06	0.87	1.02	0.80	1.22	1.06	1.02	1.02	0.94
ZIP Code 192	1.024	1.089	1.060	1.14	1.13	1.03	0.84	1.08	1.05	1.01	1.13	1.04	1.09	1.07	0.91	0.98	1.17	0.93	0.95	1.05	1.11	0.86	1.12	1.14	1.24	1.22	1.18
ZIP Code 195	0.989	0.931	0.960	0.85	0.86	0.92	0.96	0.85	0.95	0.82	0.83	0.87	1.06	0.99	0.79	0.90	1.20	0.74	0.87	0.92	1.00	0.80	0.73	0.86	0.89	0.98	1.25
ZIP Code 201	0.985	0.941	0.960	1.17	1.20	1.19	1.00	1.12	1.22	1.19	1.14	0.99	1.08	1.09	1.21	1.18	1.09	1.16	1.04	0.99	1.20	0.85	1.10	1.04	1.32	1.27	1.31
ZIP Code 202	1.050	1.161	1.110	1.13	1.18	1.21	0.97	0.99	1.07	1.00	1.10	1.04	0.98	1.03	1.24	1.16	0.94	1.04	0.91	1.17	1.07	0.77	0.95	1.05	1.37	1.20	1.24
ZIP Code 203	1.050	1.161	1.110	1.13	1.18	1.21	0.97	0.99	1.07	1.00	1.10	1.04	0.98	1.03	1.24	1.16	0.94	1.04	0.91	1.17	1.07	0.77	0.95	1.05	1.37	1.20	1.24
ZIP Code 205	1.050	1.161	1.110	1.13	1.18	1.21	0.97	0.99	1.07	1.00	1.10	1.04	0.98	1.03	1.24	1.16	0.94	1.04	0.91	1.17	1.07	0.77	0.95	1.05	1.37	1.20	1.24
ZIP Code 207	1.050	1.161	1.110	0.96	0.99	0.99	0.82	0.89	1.03	1.00	0.98	0.95	0.99	0.98	0.95	0.95	0.86	0.85	0.86	0.94	1.04	0.98	0.97	1.08	1.18	1.10	1.22
ZIP Code 208	1.050	1.161	1.110	1.11	1.07	0.82	0.97	0.94	1.07	1.09	0.96	0.92	0.94	0.96	0.99	1.05	0.84	0.97	0.83	0.96	1.05	0.99	0.92	1.03	1.20	1.09	1.23
ZIP Code 211	1.019	1.039	1.030	1.02	1.01	1.00	1.09	0.98	0.99	1.08	0.98	0.91	0.97	0.98	1.04	0.95	1.05	0.94	0.98	0.94	1.08	1.46	0.91	1.05	1.08	1.04	1.21
ZIP Code 214	1.019	1.039	1.030	1.02	1.01	1.00	1.09	0.98	0.99	1.08	0.98	0.91	0.97	0.98	1.04	0.95	1.05	0.94	0.98	0.94	1.08	1.46	0.91	1.05	1.08	1.04	1.21
ZIP Code 218	0.985	0.986	0.990	0.91	0.94	0.86	0.99	0.91	0.97	1.26	0.93	0.87	0.89	0.92	0.92	1.01	0.88	0.90	0.88	0.96	0.96	0.87	0.74	1.07	1.06	1.02	1.00
ZIP Code 222	1.050	1.161	1.110	1.04	1.05	0.95	0.79	0.92	1.03	1.05	1.00	0.87	0.89	0.95	1.03	1.02	0.88	1.00	0.92	0.88	1.03	0.71	0.95	1.04	1.15	1.11	1.12
ZIP Code 225	0.985	0.941	0.960	0.98	1.01	0.91	0.83	0.95	1.07	1.11	0.96	0.98	0.98	1.00	1.00	0.92	0.96	1.02	0.84	0.90	0.95	0.81	0.98	0.89	0.97	0.89	0.84
ZIP Code 227	0.985	0.941	0.960	1.02	0.97	0.81	1.00	0.76	0.91	0.84	1.00	0.92	0.89	0.88	0.88	0.86	0.82	0.86	0.87	0.87	0.90	0.81	0.93	0.81	0.94	0.92	0.81
ZIP Code 229	0.985	0.941	0.960	1.02	0.97	0.81	1.00	0.76	0.91	0.84	1.00	0.92	0.89	0.88	0.88	0.86	0.82	0.86	0.87	0.87	0.90	0.81	0.93	0.81	0.94	0.92	0.81
ZIP Code 230	0.985	0.941	0.960	0.98	1.01	0.91	0.83	0.95	1.07	1.11	0.96	0.98	0.98	1.00	1.00	0.92	0.96	1.02	0.84	0.90	0.95	0.81	0.98	0.89	0.97	0.89	0.84
ZIP Code 231	0.985	0.941	0.960	0.98	1.01	0.91	0.83	0.95	1.07	1.11	0.96	0.98	0.98	1.00	1.00	0.92	0.96	1.02	0.84	0.90	0.95	0.81	0.98	0.89	0.97	0.89	0.84
ZIP Code 233	0.985	0.941	0.960	1.03	1.02	0.89	0.98	1.05	1.01	0.97	1.00	0.95	0.99	1.01	1.21	0.98	1.10	1.10	0.95	0.90	0.99	0.85	0.95	0.80	0.95	0.92	0.90
ZIP Code 234	0.985	0.941	0.960	1.03	1.02	0.89	0.98	1.05	1.01	0.97	1.00	0.95	0.99	1.01	1.21	0.98	1.10	1.10	0.95	0.90	0.99	0.85	0.95	0.80	0.95	0.92	0.90
ZIP Code 237	0.985	0.941	0.960	1.03	1.02	0.89	0.98	1.05	1.01	0.97	1.00	0.95	0.99	1.01	1.21	0.98	1.10	1.10	0.95	0.90	0.99	0.85	0.95	0.80	0.95	0.92	0.90
ZIP Code 239	0.985	0.941	0.960	1.00	0.97	0.84	1.00	0.74	0.97	0.94	0.93	0.92	0.96	0.93	1.08	0.90	1.03	1.03	0.80	0.85	0.89	0.86	1.02	0.79	0.88	0.82	0.85
ZIP Code 248	0.963	0.853	0.900	0.99	0.99	1.14	1.38	1.21	1.09	0.97	1.03	0.98	1.16	1.15	1.05	0.99	1.05	1.13	0.93	0.97	1.10	1.15	1.16	1.11	1.03	0.99	1.01
ZIP Code 249	0.963	0.853	0.900	0.99	0.99	1.14	1.38	1.21	1.09	0.97	1.03	0.98	1.16	1.15	1.05	0.99	1.05	1.13	0.93	0.97	1.10	1.15	1.16	1.11	1.03	0.99	1.01
ZIP Code 250	0.963	0.853	0.900	0.99	0.99	1.14	1.38	1.21	1.09	0.97	1.03	0.98	1.16	1.15	1.05	0.99	1.05	1.13	0.93	0.97	1.10	1.15	1.16	1.11	1.03	0.99	1.01
ZIP Code 251	0.963	0.853	0.900	0.99	0.99	1.14	1.38	1.21	1.09	0.97	1.03	0.98	1.16	1.15	1.05	0.99	1.05	1.13	0.93	0.97	1.10	1.15	1.16	1.11	1.03	0.99	1.01
ZIP Code 252	0.963	0.853	0.900	0.99	0.99	1.14	1.38	1.21	1.09	0.97	1.03	0.98	1.16	1.15	1.05	0.99	1.05	1.13	0.93	0.97	1.10	1.15	1.16	1.11	1.03	0.99	1.01
ZIP Code 255	0.963	0.853	0.900	0.99	0.99	1.14	1.38	1.21	1.09	0.97	1.03	0.98	1.16	1.15	1.05	0.99	1.05	1.13	0.93	0.97	1.10	1.15	1.16	1.11	1.03	0.99	1.01
ZIP Code 256	0.963	0.853	0.900	0.99	0.99	1.14	1.38	1.21	1.09	0.97	1.03	0.98	1.16	1.15	1.05	0.99	1.05	1.13	0.93	0.97	1.10	1.15	1.16	1.11	1.03	0.99	1.01
ZIP Code 259	0.963	0.853	0.900	0.99	0.99	1.14	1.38	1.21	1.09	0.97	1.03	0.98	1.16	1.15	1.05	0.99	1.05	1.13	0.93	0.97	1.10	1.15	1.16	1.11	1.03	0.99	1.01
ZIP Code 264	0.963	0.853	0.900	0.95	0.96	0.96	1.28	0.89	0.98	0.94	0.97	0.95	1.02	1.03	1.17	0.99	0.96	1.05	0.92	0.92	1.01	0.80	1.04	0.98	1.01	0.97	0.98
ZIP Code 267	0.963	0.853	0.900	0.95	0.96	0.96	1.28	0.89	0.98	0.94	0.97	0.95	1.02	1.03	1.17	0.99	0.96	1.05	0.92	0.92	1.01	0.80	1.04	0.98	1.01	0.97	0.98
ZIP Code 270	0.970	0.924	0.950	1.07	1.05	1.07	0.90	0.72	0.92	0.85	1.04	0.90	0.93	0.70	1.12	0.91	1.00	1.12	0.98	0.88	0.94	1.42	1.08	0.88	0.98	0.99	0.90
ZIP Code 272	0.970	0.924	0.950	1.07	1.05	1.07	0.90	0.72	0.92	0.85	1.04	0.90	0.93	0.70	1.12	0.91	1.00	1.12	0.98	0.88	0.94	1.42	1.08	0.88	0.98	0.99	0.90
ZIP Code 273	0.970	0.924	0.950	1.07	1.05	1.07	0.90	0.72	0.92	0.85	1.04	0.90	0.93	0.70	1.12	0.91	1.00	1.12	0.98	0.88	0.94	1.42	1.08	0.88	0.98	0.99	0.90
ZIP Code 279	0.970	0.924	0.950	1.08	1.06	1.03	1.03	0.94	0.99	1.07	1.08	0.81	0.97	0.78	0.97	0.89	0.95	0.98	0.83	0.89	1.01	0.96	1.09	0.96	0.94	0.99	0.98
ZIP Code 280	0.970	0.924	0.950	1.07	1.07	1.07	0.83	0.87	1.07	0.92	1.07	0.88	1.02	0.78	0.99	0.94	0.96	1.05	0.93	0.93	1.00	0.94	1.11	0.97	0.86	0.89	0.92
ZIP Code 289	0.970	0.924	0.950	0.98	1.03	1.20	1.05	0.73	0.95	0.93	1.02	0.87	0.86	0.71	0.96	0.91	0.96	1.04	0.87	0.93	0.96	0.88	0.97	0.96	0.98	0.96	0.90
ZIP Code 290	0.975	0.905	0.940	1.01	1.00	1.01	1.06	1.09	1.07	0.97	1.00	1.13	1.00	1.01	0.95	0.94	0.98	0.97	0.82	0.96	0.92	0.93	1.11	0.99	0.88	0.80	0.97
ZIP Code 291	0.975	0.905	0.940	1.01	1.00	1.01	1.06	1.09	1.07	0.97	1.00	1.13	1.00	1.01	0.95	0.94	0.98	0.97	0.82	0.96	0.92	0.93	1.11	0.99	0.88	0.80	0.97
ZIP Code 293	0.975	0.905	0.940	0.98	1.00	1.33	0.91	0.99	0.97	1.01	0.96	0.98	0.93	0.95	0.99	0.94	0.88	0.89	0.85	0.85	0.91	0.96	1.10	0.96	0.87	0.83	0.86
ZIP Code 298	0.975	0.905	0.940	1.01	1.00	1.01	1.06	1.09	1.07	0.97	1.00	1.13	1.00	1.01	0.95	0.94	0.98	0.97	0.82	0.96	0.92	0.93	1.11	0.99	0.88	0.80	0.97
ZIP Code 299	0.975	0.905	0.940	0.93	0.99	1.24	1.13	0.78	1.01	1.08	0.98	0.91	0.95	0.94	0.92	0.97	0.88	0.90	0.93	0.91	0.96	0.96	1.02	1.02	0.92	0.83	0.88
ZIP Code 301	0.970	0.900	0.930	1.04	1.05	1.14	1.24	1.06	1.04	0.94	1.05	0.99	1.04	1.04	0.96	1.02	1.02	0.99	1.16	1.09	1.06	0.87	1.11	1.08	1.11	1.08	1.11
ZIP Code 302	0.970	0.900	0.930	1.04	1.05	1.14	1.24	1.06	1.04	0.94	1.05	0.99	1.04	1.04	0.96	1.02	1.02	0.99	1.16	1.09	1.06	0.87	1.11	1.08	1.11	1.08	1.11
ZIP Code 304	0.970	0.900	0.930	1.02	1.01	1.07	1.10	0.85	1.05	1.02	1.07	1.07	1.02	1.02	0.92	0.99	1.16	0.89	0.93	1.12	1.03	0.97	1.11	1.06	1.09	1.02	1.03
ZIP Code 306	0.970	0.900	0.930	1.01	1.00	1.12	1.26	0.90	1.06	1.01	1.01	1.03	1.02	1.07	1.01	0.90	1.08	1.06	0.98	1.11	1.01	1.18	1.13	1.09	1.04	1.04	1.07
ZIP Code 307	0.970	0.900	0.930	1.01	1.00	1.12	1.26	0.90	1.06	1.01	1.01	1.03	1.02	1.07	1.01	0.90	1.08	1.06	0.98	1.11	1.01	1.18	1.13	1.09	1.04	1.04	1.07
ZIP Code 308	0.970	0.900	0.930	1.01	1.00	1.12	1.26	0.90	1.06	1.01	1.01	1.03	1.02	1.07	1.01	0.90	1.08	1.06	0.98	1.11	1.01	1.18	1.13	1.09	1.04	1.04	1.07
ZIP Code 311	1.006	1.034	1.020	1.15	1.08	1.42	1.23	0.81	1.07	1.11	1.08	1.00	1.00	1.06	0.95	1.01	1.13	1.01	1.03	1.13	1.08	1.56	1.05	1.08	1.10	1.09	0.96

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

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VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																				
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
ZIP Code 313	0.970	0.900	0.930	1.02	1.01	1.07	1.10	0.85	1.05	1.02	1.07	1.07	1.02	1.02	0.92	0.99	1.16	0.89	0.93	1.12	1.03	0.97	1.11	1.06	1.09	1.02	1.03
ZIP Code 315	0.970	0.900	0.930	1.02	1.01	1.07	1.10	0.85	1.05	1.02	1.07	1.07	1.02	1.02	0.92	0.99	1.16	0.89	0.93	1.12	1.03	0.97	1.11	1.06	1.09	1.02	1.03
ZIP Code 318	0.970	0.900	0.930	1.02	1.03	1.09	1.03	0.78	1.09	0.99	1.07	1.02	1.07	1.05	0.88	0.93	0.99	1.00	0.91	1.01	1.07	0.97	1.15	1.04	1.03	0.98	1.05
ZIP Code 332	1.015	1.077	1.050	1.15	1.05	1.10	1.22	1.09	1.03	1.30	1.07	1.14	1.05	1.19	1.14	1.13	1.10	1.17	1.03	1.29	1.04	1.38	1.19	1.19	1.07	1.07	1.01
ZIP Code 340	1.015	1.077	1.050	1.15	1.05	1.10	1.22	1.09	1.03	1.30	1.07	1.14	1.05	1.19	1.14	1.13	1.10	1.17	1.03	1.29	1.04	1.38	1.19	1.19	1.07	1.07	1.01
ZIP Code 341	0.996	1.026	1.010	0.89	0.91	0.78	0.97	1.01	0.92	0.81	0.90	1.02	0.95	1.01	0.90	0.90	0.90	0.93	0.91	1.02	0.86	0.87	0.79	1.07	0.90	0.91	0.93
ZIP Code 350	0.978	0.872	0.920	0.91	1.00	1.00	1.30	1.05	0.99	1.18	0.96	1.25	0.97	1.11	0.80	0.97	1.12	0.86	1.05	0.96	0.95	0.87	0.97	1.02	1.05	1.07	0.90
ZIP Code 351	0.978	0.872	0.920	0.91	1.00	1.00	1.30	1.05	0.99	1.18	0.96	1.25	0.97	1.11	0.80	0.97	1.12	0.86	1.05	0.96	0.95	0.87	0.97	1.02	1.05	1.07	0.90
ZIP Code 357	0.978	0.872	0.920	0.89	0.92	0.96	1.17	0.88	0.94	1.03	0.96	0.97	0.88	0.97	0.74	0.93	1.03	0.79	0.78	0.86	0.89	0.81	1.03	0.89	1.01	0.89	0.76
ZIP Code 364	0.978	0.872	0.920	0.80	0.88	0.94	1.08	0.81	0.93	0.94	0.83	1.05	0.88	1.03	0.73	0.90	1.14	0.76	0.81	1.00	0.88	0.81	0.83	0.96	0.91	0.93	0.80
ZIP Code 367	0.978	0.872	0.920	0.80	0.88	0.94	1.08	0.81	0.93	0.94	0.83	1.05	0.88	1.03	0.73	0.90	1.14	0.76	0.81	1.00	0.88	0.81	0.83	0.96	0.91	0.93	0.80
ZIP Code 368	0.978	0.872	0.920	0.80	0.88	0.94	1.08	0.81	0.93	0.94	0.83	1.05	0.88	1.03	0.73	0.90	1.14	0.76	0.81	1.00	0.88	0.81	0.83	0.96	0.91	0.93	0.80
ZIP Code 369	0.978	0.872	0.920	0.80	0.88	0.94	1.08	0.81	0.93	0.94	0.83	1.05	0.88	1.03	0.73	0.90	1.14	0.76	0.81	1.00	0.88	0.81	0.83	0.96	0.91	0.93	0.80
ZIP Code 375	0.975	0.899	0.930	0.98	1.08	1.15	1.07	0.92	1.07	0.99	1.04	1.19	1.11	1.10	0.91	1.02	0.97	0.99	1.05	1.01	1.02	0.96	0.91	0.98	1.01	0.92	0.97
ZIP Code 377	0.975	0.899	0.930	1.02	1.01	0.91	0.86	0.89	1.04	1.22	1.05	1.00	0.95	1.02	0.96	0.91	0.98	1.15	0.95	0.98	0.98	0.91	1.17	0.98	0.92	0.93	0.98
ZIP Code 380	0.975	0.899	0.930	1.03	0.98	0.86	1.26	0.99	0.97	0.96	1.01	0.93	1.01	1.02	1.01	0.91	1.01	1.10	0.89	0.98	0.98	1.55	1.09	1.01	0.90	0.91	0.99
ZIP Code 382	0.975	0.899	0.930	1.03	0.98	0.86	1.26	0.99	0.97	0.96	1.01	0.93	1.01	1.02	1.01	0.91	1.01	1.10	0.89	0.98	0.98	1.55	1.09	1.01	0.90	0.91	0.99
ZIP Code 383	0.975	0.899	0.930	1.03	0.98	0.86	1.26	0.99	0.97	0.96	1.01	0.93	1.01	1.02	1.01	0.91	1.01	1.10	0.89	0.98	0.98	1.55	1.09	1.01	0.90	0.91	0.99
ZIP Code 384	0.975	0.899	0.930	0.98	0.98	0.89	1.06	0.93	0.94	1.12	0.99	1.09	1.00	1.00	1.09	0.94	0.99	1.02	0.94	1.00	0.95	0.88	1.16	0.95	0.91	0.91	0.90
ZIP Code 386	0.957	0.846	0.900	0.93	0.93	0.93	1.22	0.82	1.04	0.95	1.00	1.03	1.06	1.08	0.81	0.84	0.90	0.88	1.02	1.05	0.96	0.89	1.25	0.87	0.87	0.85	0.92
ZIP Code 389	0.957	0.846	0.900	0.93	0.96	0.96	1.09	0.83	1.00	0.93	0.99	1.05	1.07	1.04	0.83	1.00	1.06	0.94	1.01	1.03	1.00	0.88	1.14	0.96	0.84	0.87	0.96
ZIP Code 391	0.957	0.846	0.900	0.95	0.96	0.96	1.09	0.83	1.00	0.93	0.99	1.05	1.07	1.04	0.83	1.00	1.06	0.94	1.01	1.03	1.00	0.88	1.14	0.96	0.84	0.87	0.96
ZIP Code 396	0.957	0.846	0.900	0.95	0.96	0.96	1.09	0.83	1.00	0.93	0.99	1.05	1.07	1.04	0.83	1.00	1.06	0.94	1.01	1.03	1.00	0.88	1.14	0.96	0.84	0.87	0.96
ZIP Code 397	0.957	0.846	0.900	0.93	0.93	0.96	1.22	0.82	1.04	0.95	1.00	1.03	1.06	1.08	0.81	0.84	0.90	0.88	1.02	1.05	0.96	0.89	1.25	0.87	0.87	0.85	0.92
ZIP Code 399	1.006	1.034	1.020	1.15	1.08	1.42	1.23	0.81	1.07	1.11	1.08	1.00	1.00	1.06	0.95	1.01	1.13	1.01	1.03	1.11	1.08	1.56	1.05	1.08	1.10	1.09	0.96
ZIP Code 400	0.970	0.874	0.920	0.99	1.03	0.97	0.86	0.74	0.97	1.05	0.97	0.92	0.95	0.93	1.26	1.04	0.98	1.10	0.92	0.91	1.00	0.78	1.10	1.01	1.00	0.94	0.90
ZIP Code 403	0.970	0.874	0.920	0.94	0.91	0.97	1.26	0.80	1.01	0.86	1.02	0.84	1.03	0.98	0.92	0.90	0.86	0.89	1.01	1.13	0.97	0.72	1.05	0.85	0.87	0.85	0.90
ZIP Code 404	0.970	0.874	0.920	0.94	0.91	0.97	1.26	0.80	1.01	0.86	1.02	0.84	1.03	0.98	0.92	0.90	0.86	0.89	1.01	1.13	0.97	0.72	1.05	0.85	0.87	0.85	0.90
ZIP Code 406	0.970	0.874	0.920	0.94	0.91	0.97	1.26	0.80	1.01	0.86	1.02	0.84	1.03	0.98	0.92	0.90	0.86	0.89	1.01	1.13	0.97	0.72	1.05	0.85	0.87	0.85	0.90
ZIP Code 407	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
ZIP Code 408	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
ZIP Code 409	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
ZIP Code 412	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
ZIP Code 413	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
ZIP Code 414	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
ZIP Code 415	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
ZIP Code 417	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
ZIP Code 418	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
ZIP Code 424	0.970	0.874	0.920	0.91	0.91	0.82	1.05	0.69	0.87	0.92	0.92	0.99	0.90	0.89	0.98	0.97	0.81	0.96	0.76	0.95	0.94	0.84	1.10	0.90	0.86	0.84	0.94
ZIP Code 425	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
ZIP Code 426	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
ZIP Code 427	0.970	0.874	0.920	1.01	1.00	0.89	1.04	0.75	0.98	0.85	0.99	0.92	1.03	0.97	1.01	1.06	1.07	1.07	0.99	1.05	0.97	0.94	1.26	0.89	0.95	0.96	0.95
ZIP Code 433	0.990	0.939	0.960	0.84	0.86	0.90	0.94	0.92	0.90	1.04	0.90	0.90	1.05	0.96	0.83	0.98	0.90	0.73	0.89	0.94	0.96	0.90	0.97	0.83	0.81	0.85	1.02
ZIP Code 434	0.990	0.939	0.960	0.90	0.87	0.83	1.00	1.06	0.96	1.08	0.93	1.09	0.98	1.03	0.82	0.93	0.93	0.86	0.96	1.01	0.95	0.80	1.15	0.84	0.81	0.81	1.06
ZIP Code 435	0.990	0.939	0.960	0.90	0.87	0.83	1.00	1.06	0.96	1.08	0.93	1.09	0.98	1.03	0.82	0.93	0.93	0.86	0.96	1.01	0.95	0.80	1.15	0.84	0.81	0.81	1.06
ZIP Code 438	0.990	0.939	0.960	0.78	0.86	0.79	0.70	0.82	0.88	0.88	0.89	1.06	0.89	0.94	0.77	0.89	0.79	0.72	0.89	0.85	0.93	0.77	0.96	0.86	0.78	0.87	0.85
ZIP Code 444	0.990	0.939	0.960	0.86	0.87	0.95	0.85	1.20	1.02	1.02	0.88	1.45	1.06	1.01	1.13	0.82	0.95	0.96	0.73	1.16	0.99	0.88	1.03	0.83	0.85	0.85	0.99
ZIP Code 446	0.990	0.939	0.960	0.78	0.86	0.79	0.70	0.82	0.88	0.88	0.89	1.06	0.89	0.94	0.77	0.89	0.79	0.72	0.89	0.85	0.93	0.78	0.99	0.86	0.78	0.87	0.85
ZIP Code 459	0.990	0.939	0.960	0.96	0.94	1.02	1.14	0.95	0.87	0.93	0.94	0.96	1.02	1.07	0.98	0.97	0.89	1.03	1.17	0.96	0.94	0.78	0.99	0.86	0.80	0.80	0.88
ZIP Code 460	0.981	0.917	0.950	0.99	0.91	0.99	1.24	0.98	1.02	0.92	0.95	0.98	1.11	1.03	0.84	0.85	1.00	0.81	0.87	0.90	0.98	0.85	1.09	0.90	0.80	0.90	0.87
ZIP Code 461	0.981	0.917	0.950	0.99	0.91	0.99	1.24	0.98	1.02	0.92	0.95	0.98	1.11	1.03	0.84	0.85	1.00	0.81	0.87	0.90	0.98	0.85	1.09	0.90	0.80	0.90	0.87
ZIP Code 464	0.981	0.917	0.950	1.13	0.99	1.30	1.03	1.11	1.05	1.08	1.05	1.13	1.01	1.04	0.92	1.00	1.13	0.89	0.92	0.90	1.09	0.86	1.27	1.15	0.96	0.94	1.11
ZIP Code 467	0.981	0.917	0.950	1.05	0.93	1.04	0.86	0.94	0.85	1.06	1.06	1.04	1.13	1.03	1.01	0.89	1.03	0.86	0.83	0.93	0.94	0.87	0.97	0.81	0.77	0.85	1.04
ZIP Code 472	0.981	0.917	0.950	0.94	0.90	0.89	1.09	1.08	0.90	0.97	0.84	0.95	1.31	0.99	0.68	0.86	0.89	0.72	0.92	1.02	0.97	0.86	0.92	0.79	0.83	1.08	0.97
ZIP Code 475	0.981	0.917	0.950	0.91	0.89	1.09	1.08	0.90	0.97	0.84	0.95	1.31	1.10	0.99	0.68	0.86	0.89	0.72	0.92	1.02	0.97	0.86	0.92	0.79	0.83	1.08	0.97
ZIP Code 476	0.981	0.917	0.950	0.91	0.89	1.09	1.08	0.90	0.97	0.84	0.95	1.31	1.10	0.99	0.68	0.86	0.89	0.72	0.92	1.02	0.97	0.86	0.92	0.79	0.83	1.08	0.97
ZIP Code 484	0.996	0.939	0.970	0.83	0.93	0.99	0.92	1.01	1.07	0.75	0.84	1.25	1.20	1.16	0.92	1.01	1.01	1.08	0.98	1.05	0.81	1.38	0.81	0.78	0.75	0.76	0.75
ZIP Code 488	0.996	0.939	0.970	0.84	0.86	0.80	0.87	0.91	0.87	0.72	0.84	1.21	0.97	0.92	0.99	0.83	0.92	1.00	0.84	0.82	0.80	0.70	0.86	0.75	0.86	0.82	0.75
ZIP Code 491	0.996	0.939	0.970	0.90	0.91	0.77	0.76	0.90	0.87	0.82	0.89	1.01	0.92	0.98	0.74	0.92	0.81	0.90	0.84	0.82	0.80	0.75	0.78	0.88	0.84	0.80	0.80
ZIP Code 493	0.996	0.939	0.970	0.91	0.91	0.93	0.78	0.90	0.87	0.86	0.85	0.94	0.92	0.94	0.78	0.91	0.90	0.90	0.88	0.87	0.81	0.62	0.81	0.77	0.76	0.79	0.80

TABLE J. — PHYSICIAN GAAFs (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUs (RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																				
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
ZIP Code 500	0.958	0.882	0.920	1.07	1.03	0.81	1.01	0.96	0.96	0.86	1.09	0.98	0.96	0.93	0.97	1.03	0.90	1.01	0.79	1.04	0.95	0.85	0.94	0.89	1.01	1.00	0.84
ZIP Code 502	0.958	0.882	0.920	1.07	1.03	0.81	1.01	0.96	0.96	0.86	1.09	0.98	0.96	0.93	0.97	1.03	0.90	1.01	0.79	1.04	0.95	0.85	0.94	0.89	1.01	1.00	0.84
ZIP Code 506	0.958	0.882	0.920	0.93	0.95	0.78	1.09	1.07	0.94	0.78	1.02	1.09	0.92	0.90	0.98	0.97	0.91	0.91	0.75	1.14	0.92	0.84	0.91	0.85	0.91	0.91	0.80
ZIP Code 508	0.958	0.882	0.920	0.85	0.89	0.72	0.99	0.87	0.86	0.76	0.95	0.83	0.90	0.78	0.87	0.89	0.91	0.78	0.72	0.87	0.85	0.88	0.94	0.88	0.78	0.98	0.73
ZIP Code 509	0.958	0.882	0.920	1.07	1.03	0.81	1.01	0.96	0.96	0.86	1.09	0.98	0.96	0.93	0.97	1.03	0.90	1.01	0.79	1.04	0.95	0.85	0.94	0.89	1.01	1.00	0.84
ZIP Code 510	0.958	0.882	0.920	0.85	0.89	0.72	0.99	0.87	0.86	0.76	0.95	0.83	0.90	0.78	0.87	0.89	0.91	0.78	0.72	0.87	0.85	0.88	0.88	0.72	0.78	0.98	0.73
ZIP Code 512	0.958	0.882	0.920	0.85	0.89	0.72	0.99	0.87	0.86	0.76	0.95	0.83	0.90	0.78	0.87	0.89	0.91	0.78	0.72	0.87	0.85	0.88	0.88	0.72	0.78	0.98	0.73
ZIP Code 513	0.958	0.882	0.920	0.85	0.89	0.72	0.99	0.87	0.86	0.76	0.95	0.83	0.90	0.78	0.87	0.89	0.91	0.78	0.72	0.87	0.85	0.88	0.88	0.72	0.78	0.98	0.73
ZIP Code 514	0.958	0.882	0.920	0.85	0.89	0.72	0.99	0.87	0.86	0.76	0.95	0.83	0.90	0.78	0.87	0.89	0.91	0.78	0.72	0.87	0.85	0.88	0.88	0.72	0.78	0.98	0.73
ZIP Code 515	0.958	0.882	0.920	0.85	0.89	0.72	0.99	0.87	0.86	0.76	0.95	0.83	0.90	0.78	0.87	0.89	0.91	0.78	0.72	0.87	0.85	0.88	0.88	0.72	0.78	0.98	0.73
ZIP Code 516	0.958	0.882	0.920	0.85	0.89	0.72	0.99	0.87	0.86	0.76	0.95	0.83	0.90	0.78	0.87	0.89	0.91	0.78	0.72	0.87	0.85	0.88	0.88	0.72	0.78	0.98	0.73
ZIP Code 521	0.958	0.882	0.920	0.93	0.95	0.78	1.09	1.07	0.94	0.78	1.02	1.09	0.92	0.90	0.98	0.97	1.05	0.91	0.75	1.14	0.92	0.84	0.91	0.85	0.91	0.91	0.80
ZIP Code 523	0.958	0.882	0.920	1.07	1.03	0.81	1.01	0.96	0.96	0.86	1.09	0.98	0.96	0.93	0.97	1.03	0.90	1.01	0.79	1.04	0.95	0.85	0.94	0.89	1.01	1.00	0.84
ZIP Code 526	0.958	0.882	0.920	0.93	0.95	0.78	1.09	1.07	0.94	0.78	1.02	1.09	0.92	0.90	0.98	0.97	1.05	0.91	0.75	1.14	0.92	0.84	0.91	0.85	0.91	0.91	0.80
ZIP Code 528	0.958	0.882	0.920	1.07	1.03	0.81	1.01	0.96	0.96	0.86	1.09	0.98	0.96	0.93	0.97	1.03	0.90	1.01	0.79	1.04	0.95	0.85	0.94	0.89	1.01	1.00	0.84
ZIP Code 534	0.981	0.933	0.960	1.11	1.13	0.95	1.21	1.11	1.00	1.05	1.19	1.03	1.14	1.07	1.01	1.00	1.09	1.34	0.95	1.22	1.05	0.96	1.11	1.12	0.90	0.92	0.85
ZIP Code 538	0.989	0.967	0.980	1.08	1.08	0.90	0.80	1.20	1.04	1.02	1.10	1.03	0.92	1.04	1.28	0.93	1.05	1.34	0.95	1.12	1.04	0.97	0.97	0.73	0.91	0.98	0.97
ZIP Code 540	0.989	0.967	0.980	1.00	1.01	0.77	0.92	1.08	0.93	0.84	1.01	0.94	0.94	0.89	1.06	0.83	0.95	0.92	0.84	1.07	0.86	0.74	0.97	0.70	1.15	1.05	0.84
ZIP Code 542	0.981	0.933	0.960	0.96	1.00	0.92	1.25	1.03	1.01	0.92	0.80	1.06	1.12	0.98	1.23	1.12	1.03	0.94	0.96	1.10	0.88	0.96	1.20	0.90	0.78	0.95	0.82
ZIP Code 543	0.981	0.933	0.960	1.02	1.08	0.88	1.01	1.16	0.99	0.94	1.05	0.90	1.09	1.04	0.87	0.97	1.15	1.34	1.00	0.99	0.94	0.82	1.05	0.90	0.90	0.90	0.90
ZIP Code 553	0.989	0.967	0.980	1.08	1.08	0.90	0.80	1.20	1.04	1.02	1.10	1.03	0.92	1.04	1.28	0.93	1.05	1.34	0.95	1.12	1.04	0.70	0.97	0.73	0.91	0.98	0.97
ZIP Code 555	0.989	0.967	0.980	1.08	1.08	0.90	0.80	1.20	1.04	1.02	1.10	1.03	0.92	1.04	1.28	0.93	1.05	1.34	0.95	1.12	1.04	0.70	0.97	0.73	0.91	0.98	0.97
ZIP Code 556	0.989	0.967	0.980	1.00	1.01	0.77	0.92	1.08	0.93	0.84	1.01	0.94	0.94	0.89	1.06	0.83	0.95	0.92	0.84	1.07	0.86	0.74	0.97	0.70	1.15	1.05	0.84
ZIP Code 558	0.989	0.967	0.980	1.01	1.03	1.02	1.20	1.25	0.92	0.80	1.06	1.12	0.98	1.11	0.94	0.96	1.10	0.88	0.96	1.20	0.90	0.78	0.95	0.63	0.74	0.83	0.82
ZIP Code 559	0.989	0.967	0.980	0.99	1.20	1.42	1.35	0.96	1.13	0.88	1.18	1.23	1.12	1.03	0.94	1.45	1.17	0.89	1.01	1.33	1.09	0.92	1.13	1.02	1.10	1.07	1.02
ZIP Code 562	0.989	0.967	0.980	1.11	1.07	0.90	1.18	1.16	0.97	0.96	1.22	1.24	0.91	1.02	1.13	0.86	0.95	0.98	0.94	1.08	0.94	0.87	1.06	0.73	0.95	1.01	0.91
ZIP Code 566	0.989	0.967	0.980	1.00	1.01	0.77	0.92	1.08	0.93	0.84	1.01	0.94	0.94	0.89	1.06	0.83	0.95	0.92	0.84	1.07	0.86	0.74	0.97	0.70	1.15	1.05	0.84
ZIP Code 567	0.989	0.967	0.980	1.00	1.01	0.77	0.92	1.08	0.93	0.84	1.01	0.94	0.94	0.89	1.06	0.83	0.95	0.92	0.84	1.07	0.86	0.74	0.97	0.70	1.15	1.05	0.84
ZIP Code 572	0.989	0.967	0.980	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
ZIP Code 573	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
ZIP Code 574	0.935	0.873	0.900	1.02	1.02	0.94	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.86	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
ZIP Code 580	0.950	0.877	0.910	1.08	1.08	0.85	1.15	1.19	0.99	0.84	1.09	1.14	1.19	1.06	0.88	1.10	1.10	0.89	0.92	1.13	0.90	0.84	1.13	1.22	0.68	0.90	0.84
ZIP Code 583	0.950	0.877	0.910	1.08	1.08	0.85	1.15	1.19	0.99	0.84	1.09	1.14	1.19	1.06	0.88	1.10	1.10	0.89	0.92	1.13	0.90	0.84	1.13	1.22	0.68	0.90	0.84
ZIP Code 584	0.950	0.877	0.910	1.08	1.08	0.85	1.15	1.19	0.99	0.84	1.09	1.14	1.19	1.06	0.88	1.10	1.10	0.89	0.92	1.13	0.90	0.84	1.13	1.22	0.68	0.90	0.84
ZIP Code 586	0.950	0.877	0.910	1.08	1.08	0.85	1.15	1.19	0.99	0.84	1.09	1.14	1.19	1.06	0.88	1.10	1.10	0.89	0.92	1.13	0.90	0.84	1.13	1.22	0.68	0.90	0.84
ZIP Code 588	0.950	0.877	0.910	1.08	1.08	0.85	1.15	1.19	0.99	0.84	1.09	1.14	1.19	1.06	0.88	1.10	1.10	0.89	0.92	1.13	0.90	0.84	1.13	1.22	0.68	0.90	0.84
ZIP Code 595	0.951	0.877	0.910	1.04	1.04	0.78	1.04	1.11	0.89	1.00	0.88	1.14	1.10	1.12	0.90	0.95	0.97	1.06	0.85	1.00	1.02	0.86	1.03	0.91	0.86	0.92	0.99
ZIP Code 607	1.027	1.088	1.060	1.12	1.08	1.25	1.27	0.96	1.09	1.00	1.10	1.15	1.14	1.20	0.95	1.02	1.01	0.96	1.03	1.08	1.24	0.85	1.09	1.19	1.18	1.19	1.18
ZIP Code 608	1.027	1.088	1.060	1.12	1.08	1.25	1.27	0.96	1.09	1.00	1.10	1.15	1.14	1.20	0.95	1.02	1.01	0.96	1.03	1.08	1.24	0.85	1.09	1.19	1.18	1.19	1.18
ZIP Code 610	0.963	0.896	0.920	1.02	0.98	0.79	1.08	0.87	1.04	1.00	1.11	0.98	1.23	1.01	1.02	0.86	0.95	1.01	0.94	0.84	0.80	0.97	1.04	0.95	0.91	0.91	1.02
ZIP Code 615	0.963	0.896	0.920	0.91	0.89	0.92	1.22	0.87	0.96	0.90	0.98	1.23	1.01	1.02	0.86	0.95	0.99	0.79	0.85	0.90	1.00	0.94	0.93	0.93	0.84	0.85	0.91
ZIP Code 617	0.963	0.896	0.920	0.91	0.89	0.92	1.22	0.87	0.96	0.90	0.98	1.23	1.01	1.02	0.86	0.95	0.99	0.79	0.85	0.90	1.00	0.94	0.93	0.93	0.84	0.85	0.91
ZIP Code 619	0.963	0.896	0.920	1.12	1.16	0.94	1.17	0.92	1.10	1.10	1.16	1.35	1.08	0.95	0.79	0.99	1.17	0.88	0.84	1.19	1.13	0.98	1.18	0.93	0.95	1.30	1.08
ZIP Code 620	0.988	0.931	0.960	0.82	0.91	0.90	0.97	1.03	0.90	0.83	0.92	1.07	0.99	0.99	0.82	0.89	0.88	0.74	0.76	0.87	0.92	0.80	1.04	0.98	0.82	0.96	0.96
ZIP Code 626	0.963	0.896	0.920	1.01	0.95	0.78	0.85	0.84	0.93	1.08	1.04	0.94	0.93	0.89	0.81	0.86	0.90	0.79	0.78	0.81	0.93	0.88	1.03	1.07	0.88	0.94	0.92
ZIP Code 630	0.994	0.943	0.970	0.95	0.92	0.95	1.14	0.91	1.00	0.95	0.92	1.06	1.07	1.04	0.85	1.02	1.02	0.87	0.85	0.90	0.94	0.84	1.05	0.90	0.93	0.93	1.07
ZIP Code 634	0.945	0.828	0.880	1.02	1.00	1.07	1.28	1.02	1.09	1.01	1.00	1.14	1.19	1.15	0.92	1.11	1.14	0.94	0.91	1.03	1.03	0.93	1.16	0.90	1.00	1.00	1.17
ZIP Code 636	0.945	0.828	0.880	0.86	0.92	1.03	1.06	0.96	0.96	0.94	0.93	0.88	0.87	0.96	0.70	0.84	0.97	0.75	0.80	0.94	0.93	0.94	1.26	0.77	0.79	0.94	0.84
ZIP Code 638	0.945	0.828	0.880	0.86	0.92	1.03	1.06	0.96	0.96	0.94	0.93	0.88	0.87	0.96	0.70	0.84	0.97	0.75	0.80	0.94	0.93	0.94	1.26	0.77	0.79	0.94	0.84
ZIP Code 644	0.945	0.828	0.880	0.94	0.92	0.89	0.99	0.94	0.84	1.12	0.93	0.96	0.93	0.92	0.84	0.82	0.96	0.90	0.77	0.91	0.93	0.90	1.24	0.95	0.90	0.83	0.85
ZIP Code 646	0.945	0.828	0.880	0.94	0.92	0.89	0.99	0.94	0.84	1.12	0.93	0.96	0.93	0.92	0.84	0.82	0.96	0.90	0.77	0.91	0.93	0.90	1.24	0.95	0.90	0.83	0.85
ZIP Code 648	0.945	0.828	0.880	0.96	0.92	0.90	1.11	0.90	0.91	0.88	0.97	0.94	0.94	0.95	0.83	0.85	1.11	0.81	0.83	0.92	0.90	0.89	0.96	0.81	0.83	0.83	0.77
ZIP Code 649	0.988	0.949	0.970	0.98	0.93	1.02	0.79	0.99	0.97	1.01	0.96	0.86	0.95	1.01	0.86	1.00	1.01	0.93	0.87	0.90	0.92	0.80	1.00	0.93	0.90	0.91	0.83
ZIP Code 651	0.945	0.828	0.880	1.01	0.96	0.98	1.30	0.96	1.03	0.92	1.03	1.07	1.13	1.09	1.06	0.95	1.06	0.98	0.79	0.96	0.95	0.86	1.13	0.80	1.16	1.17	0.94
ZIP Code 662	0.963	0.898	0.930	1.03	1.05	1.37	1.24	0.90	1.08	1.01	1.00	1.08	0.97	1.07	0.99	1.03	0.99	1.15	0.91	1.00	1.00	0.84	1.04	0.89	1.01	1.15	0.99
ZIP Code 664	0.963	0.898	0.930	0.91	0.91	0.73	1.03	0.91	0.89	0.83	1.00	0.78	0.97	0.85	0.75	0.92	0.90	0.82	0.80	0.93	0.86	0.95	0.99	0.85	0.83	0.87	0.80
ZIP Code 665	0.963	0.898	0.930	0.91	0.91	0.73	1.03	0.91	0.89	0.83	1.00	0.78	0.97	0.85	0.75	0.92	0.90	0.82	0.80	0.93	0.86	0.95	0.99	0.85	0.83	0.87	0.80
ZIP Code 668	0.963	0.898	0.930	0.90	0.82	0.90	0.65	0.87	0.87	0.90	0.91	0.97	0.88	0.90	0.90	0.92	0.92	0.78	0.71	0.78	0.88	0.71	0.98	0.81	0.83	0.92	0.89
ZIP Code 669	0.963	0.898	0.930	0.91	0.89	0.85	1.04	0.83	0.88	0.80	0.95	0.85	0.98	0.86	0.91	0.98	0.96	0.82	0.78	0.89	0.87	0.92	1.07	0.83	0.79	0.88	0.76
ZIP Code 670	0.963	0.898	0.930	1.00	0.92	0.76	1.00	0.86	0.92	1.05	0.92	0.83	0.97	0.84	0.85	1.01	0.99	0.91	0.80	0.90	0.86	0.77	1.02	0.85	0.79	0.84	0.81

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS
(RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																				
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
ZIP Code 675	0.963	0.898	0.930	0.91	0.89	0.85	1.04	0.83	0.88	0.80	0.95	0.85	0.98	0.86	0.91	0.98	0.96	0.82	0.78	0.89	0.87	0.92	1.07	0.83	0.79	0.88	0.76
ZIP Code 677	0.963	0.898	0.930	0.91	0.89	0.85	1.04	0.83	0.88	0.80	0.95	0.85	0.98	0.86	0.91	0.98	0.96	0.82	0.78	0.89	0.87	0.92	1.07	0.83	0.79	0.88	0.76
ZIP Code 680	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	0.80	1.04	0.98	0.71	0.85	0.85
ZIP Code 684	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	0.80	1.04	0.98	0.71	0.85	0.85
ZIP Code 686	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	0.80	1.04	0.98	0.71	0.85	0.85
ZIP Code 689	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	0.80	1.04	0.98	0.71	0.85	0.85
ZIP Code 690	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	0.80	1.04	0.98	0.71	0.85	0.85
ZIP Code 692	0.949	0.873	0.910	0.86	0.88	0.77	0.90	0.77	0.89	0.70	0.93	0.81	0.91	0.81	0.88	0.90	0.90	0.77	0.80	0.90	0.80	0.80	1.04	0.98	0.71	0.85	0.85
ZIP Code 700	0.998	0.950	0.970	1.00	1.03	0.97	0.94	0.99	1.04	0.96	1.05	1.06	1.06	1.09	0.78	0.95	0.94	0.81	1.58	1.00	0.98	0.89	1.05	1.09	0.81	0.96	0.97
ZIP Code 707	0.969	0.881	0.920	1.02	1.03	1.00	1.04	0.84	0.89	0.92	1.09	1.17	1.04	1.09	0.82	0.90	0.90	0.77	1.37	0.96	0.96	0.84	1.04	1.00	0.83	0.93	0.92
ZIP Code 710	0.969	0.881	0.920	0.99	1.04	1.19	1.24	0.99	1.06	0.90	1.05	1.07	1.19	1.14	0.80	0.89	0.99	0.85	1.32	1.01	0.94	0.92	1.26	1.04	0.87	0.83	1.04
ZIP Code 714	0.969	0.881	0.920	0.99	1.04	1.19	1.24	0.99	1.06	0.90	1.05	1.07	1.19	1.14	0.80	0.89	0.99	0.85	1.32	1.01	0.94	0.92	1.26	1.04	0.87	0.83	1.04
ZIP Code 716	0.953	0.855	0.900	0.92	0.94	0.88	0.80	0.83	1.06	0.96	0.97	0.99	0.98	0.97	1.00	0.93	1.06	0.96	1.22	1.14	0.95	0.93	1.08	0.76	0.98	0.96	0.89
ZIP Code 718	0.953	0.855	0.900	0.92	0.94	0.88	0.80	0.83	1.06	0.96	0.97	0.99	0.98	0.97	1.00	0.93	1.06	0.96	1.22	1.14	0.95	0.93	1.08	0.76	0.98	0.96	0.89
ZIP Code 720	0.953	0.855	0.900	1.00	1.03	0.86	0.89	0.76	0.98	1.01	1.02	0.97	0.91	0.97	1.18	1.19	1.09	1.09	1.10	1.25	0.91	1.37	0.95	0.75	1.00	1.00	0.91
ZIP Code 723	0.953	0.855	0.900	0.92	0.94	0.88	0.80	0.83	1.06	0.96	0.97	0.99	0.98	0.97	1.00	0.93	1.06	0.96	1.22	1.14	0.95	0.93	1.08	0.76	0.98	0.96	0.89
ZIP Code 725	0.953	0.855	0.900	0.92	0.93	0.85	1.16	0.84	0.93	0.80	0.98	0.94	0.88	0.95	1.07	0.94	1.08	1.09	0.96	1.22	0.86	0.83	1.10	0.79	1.00	0.96	0.84
ZIP Code 728	0.953	0.855	0.900	0.92	0.94	0.88	0.80	0.83	1.06	0.96	0.97	0.99	0.98	0.97	1.00	0.93	1.06	0.96	1.22	1.14	0.95	0.93	1.08	0.76	0.98	0.96	0.89
ZIP Code 733	0.969	1.000	0.990	1.09	1.04	1.04	0.94	0.80	1.04	0.84	1.04	0.91	1.01	0.99	1.23	0.93	0.85	0.98	1.05	0.90	0.93	0.72	1.30	0.80	0.86	0.86	0.98
ZIP Code 737	0.969	0.882	0.920	0.93	0.97	1.00	1.03	0.81	0.91	1.04	0.92	0.95	1.01	0.95	1.11	0.88	1.01	1.06	0.93	0.88	0.88	0.93	1.10	0.84	0.75	0.86	0.79
ZIP Code 738	0.969	0.882	0.920	0.93	0.97	1.00	1.03	0.81	0.91	1.04	0.92	0.95	1.01	0.95	1.11	0.88	1.01	1.06	0.93	0.88	0.88	0.93	1.10	0.84	0.75	0.86	0.79
ZIP Code 739	0.969	0.882	0.920	0.93	0.97	1.00	1.03	0.81	0.91	1.04	0.92	0.95	1.01	0.95	1.11	0.88	1.01	1.06	0.93	0.88	0.88	0.93	1.10	0.84	0.75	0.86	0.79
ZIP Code 747	0.969	0.882	0.920	0.93	0.97	1.00	1.03	0.81	0.91	1.04	0.92	0.95	1.01	0.95	1.11	0.88	1.01	1.06	0.93	0.88	0.88	0.93	1.10	0.84	0.75	0.86	0.79
ZIP Code 753	1.010	1.016	1.010	1.14	1.08	1.37	1.10	0.82	1.13	1.08	1.14	0.96	1.05	1.11	1.22	0.97	0.99	1.25	1.11	1.03	1.03	0.96	1.11	1.12	0.98	1.01	1.02
ZIP Code 772	1.020	1.007	1.010	1.21	1.04	0.98	0.91	0.87	1.03	1.10	1.09	0.97	0.99	1.04	1.20	1.01	0.94	1.20	1.17	1.04	1.03	0.91	1.21	0.97	0.99	0.95	1.00
ZIP Code 773	0.966	0.888	0.920	1.09	1.05	1.16	1.05	0.87	1.13	1.05	1.08	1.02	1.13	1.08	1.19	0.94	1.02	1.13	1.01	1.09	1.09	1.04	1.19	1.01	1.01	1.05	1.10
ZIP Code 774	0.966	0.888	0.920	1.09	1.05	1.16	1.05	0.87	1.13	1.05	1.08	1.02	1.13	1.08	1.19	0.94	1.02	1.13	1.01	1.09	1.09	1.04	1.19	1.01	1.01	1.05	1.10
ZIP Code 776	0.966	0.888	0.920	1.01	1.04	1.18	1.05	0.97	0.98	0.98	1.02	1.04	1.13	1.06	0.87	0.95	0.92	0.93	0.86	1.01	0.95	0.93	1.19	0.98	1.05	0.98	0.99
ZIP Code 789	0.966	0.888	0.920	1.14	1.11	1.16	1.05	0.88	1.12	0.88	1.10	0.97	1.11	1.07	1.31	0.99	0.94	1.04	1.10	0.94	0.99	0.93	1.39	0.90	0.84	0.90	1.05
ZIP Code 793	0.966	0.888	0.920	1.01	1.00	0.95	1.04	0.80	0.94	0.93	1.02	0.97	1.04	1.01	0.83	1.04	0.97	0.89	0.82	0.96	0.93	0.94	1.01	0.95	0.86	0.89	1.06
ZIP Code 798	0.966	0.888	0.920	1.05	0.98	1.01	1.23	0.78	1.01	0.90	1.07	0.99	1.01	1.04	0.82	0.92	1.06	1.00	0.85	0.94	0.99	0.94	1.07	0.92	0.80	1.05	1.05
ZIP Code 801	0.987	0.970	0.980	1.16	1.14	0.82	0.98	1.02	1.16	1.10	1.11	0.84	0.96	1.09	1.35	1.00	0.99	1.28	1.53	0.98	1.16	0.68	0.90	0.84	0.92	1.07	1.10
ZIP Code 804	0.987	0.970	0.980	1.16	1.14	0.82	0.98	1.02	1.16	1.10	1.11	0.84	0.96	1.09	1.35	1.00	0.99	1.28	1.53	0.98	1.16	0.68	0.90	0.84	0.92	1.07	1.10
ZIP Code 807	0.987	0.970	0.980	1.01	1.07	0.88	0.78	1.06	1.00	0.84	1.03	0.84	0.96	0.89	1.06	0.90	0.86	1.02	1.15	0.92	0.80	0.68	0.90	0.85	0.90	0.92	0.84
ZIP Code 808	0.987	0.970	0.980	1.00	1.10	0.87	0.97	0.91	1.09	1.00	1.10	0.97	0.90	1.04	0.93	0.96	0.96	1.06	1.42	0.93	1.08	0.65	0.96	0.88	0.89	0.88	1.05
ZIP Code 811	0.987	0.970	0.980	0.95	1.00	0.96	0.97	0.84	0.99	0.90	0.96	0.96	0.92	1.00	1.28	0.93	0.93	1.17	1.27	0.90	0.86	0.78	0.91	0.88	0.80	0.88	0.78
ZIP Code 816	0.967	0.895	0.930	0.96	0.96	0.89	0.74	0.66	0.91	0.92	1.02	0.85	0.91	0.59	0.84	0.89	0.95	0.72	0.87	0.86	0.89	0.86	1.03	0.84	0.83	0.94	0.92
ZIP Code 821	0.967	0.895	0.930	0.96	0.96	0.89	0.74	0.66	0.91	0.92	1.02	0.85	0.91	0.59	0.84	0.89	0.95	0.72	0.87	0.86	0.89	0.86	1.03	0.84	0.83	0.94	0.92
ZIP Code 822	0.967	0.895	0.930	0.96	0.96	0.89	0.74	0.66	0.91	0.92	1.02	0.85	0.91	0.59	0.84	0.89	0.95	0.72	0.87	0.86	0.89	0.86	1.03	0.84	0.83	0.94	0.92
ZIP Code 823	0.967	0.895	0.930	0.96	0.96	0.89	0.74	0.66	0.91	0.92	1.02	0.85	0.91	0.59	0.84	0.89	0.95	0.72	0.87	0.86	0.89	0.86	1.03	0.84	0.83	0.94	0.92
ZIP Code 824	0.967	0.895	0.930	0.96	0.96	0.89	0.74	0.66	0.91	0.92	1.02	0.85	0.91	0.59	0.84	0.89	0.95	0.72	0.87	0.86	0.89	0.86	1.03	0.84	0.83	0.94	0.92
ZIP Code 830	0.967	0.895	0.930	0.96	0.96	0.89	0.74	0.66	0.91	0.92	1.02	0.85	0.91	0.59	0.84	0.89	0.95	0.72	0.87	0.86	0.89	0.86	1.03	0.84	0.83	0.94	0.92
ZIP Code 831	0.967	0.895	0.930	0.96	0.96	0.89	0.74	0.66	0.91	0.92	1.02	0.85	0.91	0.59	0.84	0.89	0.95	0.72	0.87	0.86	0.89	0.86	1.03	0.84	0.83	0.94	0.92
ZIP Code 834	0.960	0.892	0.920	0.96	0.99	0.70	0.75	0.85	0.96	0.84	1.05	0.99	0.87	0.82	0.85	0.96	1.06	0.92	0.83	0.88	0.87	0.93	0.84	0.78	0.80	0.84	0.82
ZIP Code 836	0.960	0.892	0.920	0.96	0.99	0.70	0.75	0.85	0.96	0.84	1.05	0.99	0.87	0.82	0.85	0.96	1.06	0.92	0.83	0.88	0.87	0.93	0.84	0.78	0.80	0.84	0.82
ZIP Code 842	0.977	0.909	0.940	0.94	0.96	0.72	0.64	0.58	0.76	0.95	0.90	0.69	0.75	0.81	0.86	0.87	0.96	0.84	0.99	0.92	0.80	0.73	0.78	0.70	0.71	0.71	0.74
ZIP Code 843	0.977	0.909	0.940	0.94	0.96	0.72	0.64	0.58	0.76	0.95	0.90	0.69	0.75	0.81	0.86	0.87	0.96	0.84	0.99	0.92	0.80	0.73	0.78	0.70	0.71	0.71	0.74
ZIP Code 845	0.977	0.909	0.940	0.94	0.96	0.72	0.64	0.58	0.76	0.95	0.90	0.69	0.75	0.81	0.86	0.87	0.96	0.84	0.99	0.92	0.80	0.73	0.78	0.70	0.71	0.71	0.74
ZIP Code 865	0.995	0.971	0.980	0.96	0.97	0.88	0.98	0.93	0.90	0.93	0.95	0.96	0.87	0.92	1.12	0.97	0.95	1.14	0.93	0.97	0.90	0.84	0.77	0.82	0.74	0.63	0.73
ZIP Code 870	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
ZIP Code 872	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
ZIP Code 878	0.973	0.910	0.940	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
ZIP Code 885	0.966	0.888	0.920	0.99	0.99	0.99	0.88	0.91	1.01	0.94	0.96	0.87	0.97	0.97	0.95	0.94	0.97	1.02	1.08	0.96	0.91	0.90	0.81	0.92	0.89	0.91	0.82
ZIP Code 889	1.005	1.032	1.020	1.13	1.16	1.02	1.09	1.17	0.98	0.98	1.12	0.96	1.07	1.02	1.09	1.03	1.08	0.95	1.10	1.07	1.03	0.84	1.12	1.31	0.90	0.90	1.00
ZIP Code 894	1.005	1.032	1.020	0.94	1.00	0.93	0.91	0.92	0.85	0.97	1.00	1.04	0.90	0.92	1.01	0.96	0.97	1.01	1.03	1.02	0.88	1.16	0.99	0.95	0.77	0.81	0.88
ZIP Code 897	1.005	1.032	1.020	0.94	1.00	0.93	0.91	0.92	0.85	0.97	1.00	1.04	0.90	0.92	1.01	0.96	0.97	1.01	1.03	1.02	0.88	1.16	0.99	0.95	0.77	0.81	0.88
ZIP Code 898	1.005	1.032	1.020	0.94	1.00	0.93	0.91	0.92	0.85	0.97	1.00	1.04	0.90	0.92	1.01	0.96	0.97	1.01	1.03	1.02	0.88	1.16	0.99	0.95	0.77	0.81	0.88
ZIP Code 901	1.055	1.032	1.130	1.14	1.09	1.00	1.10	1.21	1.02	1.02	1.17	0.88	1.04	1.03	1.06	1.15	1.10	1.19	1.13	1.04	1.04	1.58	0.92	1.14	1.10	1.10	1.08
ZIP Code 904	1.055	1.199	1.130	1.02	1.15	1.30	1.10	1.10	1.14	0.91	1.11	0.92	1.02	1.08	1.14	1.42	1.19	1.10	1.22	1.15	1.07	1.81	0.92	1.18	1.21	1.14	1.11

TABLE J. — PHYSICIAN GAAFS (GEOGRAPHIC AREA ADJUSTMENT FACTORS) FOR RVUS
(RELATIVE VALUE UNITS) AND CONVERSION FACTORS; BY VA FACILITY LOCATION — Continued

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VA Facility Location	RVU GAAFs			Conversion Factor GAAFs By Physician CPT Code Group																	
	Work Expense RVUs	Practice Expense RVUs	Total RVUs Only	Inpatient Visits	Office/Home/ Urgent Care Visits	Therapeutic Injections	Allergy Testing	Allergy Immuno-therapy	Misc. Medical	ER Visits & Observation Care	Consults	Physical Medicine	Cardio-vascular	Immunizations	Well Baby Exams	Vision Exams	Hearing/ Speech Exams	Physical Exams	Chiropractor	OP Psych./ Alcohol & Drug Abuse	Surgery	Radiology	Pathology	Anesthesia	Normal Deliveries	Cesarean Deliveries	Non-Deliveries
ZIP Code 905	1.055	1.199	1.130	0.93	0.98	1.03	0.86	1.07	1.01	0.95	1.03	0.90	0.95	0.97	0.99	1.11	1.19	0.88	1.03	1.05	0.98	1.28	0.98	0.99	0.89	1.01	0.96
ZIP Code 907	1.055	1.199	1.130	0.93	0.98	1.03	0.86	1.07	1.01	0.95	1.03	0.90	0.95	0.97	0.99	1.11	1.19	0.88	1.03	1.05	0.98	1.28	0.98	0.99	0.89	1.01	0.96
ZIP Code 910	1.055	1.199	1.130	1.04	1.04	1.26	0.79	0.85	1.02	0.95	1.04	0.97	0.95	0.98	1.26	1.18	0.99	1.14	1.12	1.01	1.11	1.70	1.04	1.12	0.99	1.04	1.03
ZIP Code 912	1.055	1.199	1.130	1.04	1.04	1.26	0.79	0.85	1.02	0.95	1.04	0.97	0.95	0.98	1.26	1.18	0.99	1.14	1.12	1.01	1.11	1.70	1.04	1.12	0.99	1.04	1.03
ZIP Code 914	1.055	1.199	1.130	1.04	1.04	1.26	0.79	0.85	1.02	0.95	1.04	0.97	0.95	0.98	1.26	1.18	0.99	1.14	1.12	1.01	1.11	1.70	1.04	1.12	0.99	1.04	1.03
ZIP Code 915	1.055	1.199	1.130	1.04	1.04	1.26	0.79	0.85	1.02	0.95	1.04	0.97	0.95	0.98	1.26	1.18	0.99	1.14	1.12	1.01	1.11	1.70	1.04	1.12	0.99	1.04	1.03
ZIP Code 916	1.055	1.199	1.130	1.04	1.04	1.26	0.79	0.85	1.02	0.95	1.04	0.97	0.95	0.98	1.26	1.18	0.99	1.14	1.12	1.01	1.11	1.70	1.04	1.12	0.99	1.04	1.03
ZIP Code 918	1.055	1.199	1.130	0.97	0.94	1.11	0.90	0.99	0.95	0.95	0.99	0.87	0.98	0.98	0.88	0.98	0.93	0.98	1.07	1.04	0.97	1.27	1.17	0.96	1.01	1.02	0.94
ZIP Code 936	1.008	1.043	1.030	0.91	0.91	1.01	1.10	1.16	0.94	0.91	0.99	0.82	0.88	0.98	1.03	1.13	1.13	1.02	1.04	0.99	0.83	1.56	0.96	0.93	0.78	0.78	0.84
ZIP Code 938	1.008	1.043	1.030	0.91	0.91	1.01	1.10	1.16	0.94	0.91	0.98	0.82	0.88	0.98	1.03	1.13	1.13	1.02	1.04	0.99	0.83	1.56	0.96	0.93	0.78	0.78	0.84
ZIP Code 942	1.008	1.043	1.030	0.86	0.90	1.01	0.73	0.96	0.91	0.95	0.89	0.91	0.91	0.92	0.83	0.98	0.95	0.98	1.03	0.92	1.03	1.39	1.13	0.89	0.81	0.94	0.99
ZIP Code 944	1.047	1.274	1.170	1.10	1.08	0.91	0.88	1.00	0.93	1.00	1.10	0.84	0.83	0.89	1.00	1.21	0.97	1.25	0.97	0.99	0.92	1.01	1.00	1.05	1.06	0.94	1.00
ZIP Code 948	1.040	1.196	1.120	0.96	0.93	0.78	0.81	1.02	0.92	1.35	0.95	0.87	0.85	0.91	1.01	1.06	0.92	1.04	1.15	0.97	0.91	0.94	0.96	1.02	0.94	0.91	0.92
ZIP Code 957	1.008	1.043	1.030	0.86	0.90	1.01	0.73	0.96	0.91	0.95	0.89	0.91	0.91	0.92	0.83	0.98	0.95	0.98	1.03	0.92	1.03	1.39	1.13	0.89	0.81	0.94	0.98
ZIP Code 961	1.008	1.043	1.030	0.94	0.90	0.82	0.91	0.99	0.94	1.02	0.97	0.98	0.93	0.93	1.09	0.99	0.95	1.04	1.03	0.89	0.83	0.81	0.84	0.96	0.79	0.79	0.80
ZIP Code 962	1.067	1.299	1.190	1.30	0.96	0.72	0.88	1.00	1.02	1.39	1.16	0.70	0.91	0.92	0.89	1.17	0.90	1.06	1.03	1.05	1.03	0.99	1.07	1.01	1.00	0.97	1.03
ZIP Code 963	1.067	1.299	1.190	1.30	0.96	0.72	0.88	1.00	1.02	1.39	1.16	0.70	0.91	0.92	0.89	1.17	0.90	1.06	1.03	1.05	1.03	0.99	1.07	1.01	1.00	0.97	1.03
ZIP Code 964	1.067	1.299	1.190	1.30	0.96	0.72	0.88	1.00	1.02	1.39	1.16	0.70	0.91	0.92	0.89	1.17	0.90	1.06	1.03	1.05	1.03	0.99	1.07	1.01	1.00	0.97	1.03
ZIP Code 965	1.067	1.299	1.190	1.30	0.96	0.72	0.88	1.00	1.02	1.39	1.16	0.70	0.91	0.92	0.89	1.17	0.90	1.06	1.03	1.05	1.03	0.99	1.07	1.01	1.00	0.97	1.03
ZIP Code 966	1.067	1.299	1.190	1.30	0.96	0.72	0.88	1.00	1.02	1.39	1.16	0.70	0.91	0.92	0.89	1.17	0.90	1.06	1.03	1.05	1.03	0.99	1.07	1.01	1.00	0.97	1.03
ZIP Code 978	0.961	0.938	0.950	1.10	1.09	0.82	1.14	1.14	0.86	0.84	1.09	1.05	0.94	0.94	1.09	1.04	0.93	1.14	0.90	0.89	0.83	0.72	0.74	0.69	0.88	0.97	0.77
ZIP Code 979	0.961	0.938	0.950	1.10	1.09	0.82	1.14	1.14	0.86	0.84	1.09	1.05	0.94	0.94	1.09	1.04	0.93	1.14	0.90	0.89	0.83	0.72	0.74	0.69	0.88	0.97	0.77
ZIP Code 990	0.982	0.976	0.980	0.95	0.98	0.81	0.79	0.96	0.98	0.93	0.95	0.84	0.83	0.75	0.93	0.98	0.90	1.10	0.94	0.94	0.96	0.74	0.82	0.81	0.91	0.95	0.82
ZIP Code 994	0.982	0.976	0.980	0.95	0.98	0.81	0.79	0.96	0.98	0.93	0.95	0.84	0.83	0.75	0.93	0.98	0.90	1.10	0.94	0.94	0.96	0.74	0.82	0.81	0.91	0.95	0.82
ZIP Code 998	1.063	1.173	1.120	1.30	1.25	0.95	0.92	0.77	0.98	0.98	1.18	1.05	0.91	0.82	1.24	1.22	0.95	1.12	1.09	1.00	1.01	0.74	0.95	0.98	0.95	1.27	0.88
ZIP Code 999	1.063	1.173	1.120	1.30	1.25	0.95	0.92	0.77	0.98	0.98	1.18	1.05	0.91	0.82	1.24	1.22	0.95	1.12	1.09	1.00	1.01	0.74	0.95	0.98	0.95	1.27	0.88

TABLE K. — SKILLED NURSING FACILITY/SUB-ACUTE INPATIENT FACILITY NATIONWIDE PER DIEM CHARGE

PAGE 1 OF 1

Description	All-Inclusive Per Diem Charge
Skilled Nursing Facility/Sub-Acute Inpatient Facility	$709.00

[FR Doc. 00–27722 Filed 11–1–00; 8:45 am]

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Federal Register

Thursday,
November 2, 2000

Part III

Department of Education

Revised Sexual Harassment Guidance: Harassment of Students by School Employees, Other Students, or Third Parties; Notice

DEPARTMENT OF EDUCATION

Revised Sexual Harassment Guidance: Harassment of Students by School Employees, Other Students, or Third Parties

AGENCY: Office for Civil Rights, Department of Education.

ACTION: Request for comments.

SUMMARY: The Assistant Secretary for Civil Rights, U.S. Department of Education (Department), is proposing to issue a new document that would replace the 1997 document entitled ''Sexual Harassment Guidance: Harassment of Students by School Employees, Other Students, or Third Parties,'' issued by the Office for Civil Rights (OCR) on March 13, 1997 (1997 guidance). We are revising the guidance in limited respects in light of recent Supreme Court cases relating to sexual harassment in schools.

We intend the proposed revised guidance to serve the same purpose as the 1997 guidance. It continues to provide educational institutions with guidance about the standards under Title IX of the Education Amendments of 1972 (Title IX) that we use, and that institutions should use, to investigate and resolve allegations of sexual harassment of students.

We request from all interested parties written comments on the portions of the guidance revised to address the Supreme Court decisions.

DATES: We must receive your comments on or before December 4, 2000.

ADDRESSES: Address all comments regarding the revised guidance to Jeanette J. Lim, U.S. Department of Education, Office for Civil Rights, 400 Maryland Avenue, SW., room 5036 Switzer Building, Washington, DC 20202–1100. For all comments submitted by letter, you must include the term ''Sexual Harassment Guidance Comments.'' If you prefer to send your comments through the Internet, use the following address: ocr@ed.gov.

You must include the term ''Sexual Harassment Guidance Comments'' in the subject line of your electronic message.

FOR FURTHER INFORMATION CONTACT: Jeanette J. Lim. Telephone: (202) 205–5557 or 1–800–421–3481. If you use a telecommunications device for the deaf (TDD), you may call the TDD number at (202) 260–0471.

For additional copies of this document, individuals may call OCR's Customer Service Team at (202) 205–5557 or toll-free at 1–800–421–3481.

Individuals with disabilities may obtain this document in an alternative format (*e.g.,* Braille, large print, audiotape, or computer diskette) on request to OCR's Customer Service Team listed in the preceding paragraph.

SUPPLEMENTARY INFORMATION:

Invitation To Comment

We invite you to submit comments regarding the proposed revised guidance in Appendix A that relates to the revisions made to address recent Supreme Court decisions.

During and after the comment period, you may inspect all public comments about this proposed revised guidance in room 5036, 330 C Street, SW., Washington, DC, between the hours of 9:30 a.m. and 5:00 p.m., Eastern time, Monday through Friday of each week except Federal holidays.

Assistance to Individuals With Disabilities in Reviewing the Public Record

On request, we will supply an appropriate aid, such as a reader or print magnifier, to an individual with a disability who needs assistance to review the comments or other documents in the public record for this proposed guidance. If you want to schedule an appointment for this type of aid, you may call (202) 205–8113 or (202) 260–9895. If you use a TDD, you may call the Federal Information Relay Service at 1–800–877–8339.

Purpose and Scope of the Revised Guidance

In March 1997, we published ''Sexual Harassment Guidance: Harassment of Students by School Employees, Other Students, or Third Parties'' (62 FR 12034). We issued the guidance pursuant to our authority under Title IX, and our Title IX implementing regulations, to eliminate discrimination based on sex in education programs and activities receiving Federal financial assistance. It was grounded in longstanding legal authority establishing that sexual harassment of students can be a form of sex discrimination and is covered by Title IX. It was the product of extensive consultation with interested parties, including students, teachers, school administrators, and researchers regarding the realities of sexual harassment and best practices for responding to and preventing sexual harassment. We also made the document available for public comment.

Since the issuance of the guidance, the Supreme Court (Court) has issued several important decisions in sexual harassment cases, including two decisions specifically addressing sexual harassment of students: *Gebser* v. *Lago Vista Independent School District* (*Gebser*), 524 U.S. 274 (1998), and *Davis* v. *Monroe County Board of Education* (*Davis*), 526 U.S. 629 (1999). In an August 1998 letter to school superintendents and a January 1999 letter to college and university presidents, the Secretary of Education informed school officials that the *Gebser* decision did not change schools' obligations to take reasonable steps to prevent and eliminate sexual harassment as a condition of their receipt of Federal funding. In most important respects, the substance of the 1997 guidance was reaffirmed in the Court's opinions in *Gebser* and *Davis*, but we have determined that in certain areas the 1997 guidance could be strengthened by further clarification and explanation of the regulatory basis for the guidance.

We are, therefore, issuing this proposed revised guidance. The scope of the revisions is limited. They are intended to reaffirm our standards regarding sexual harassment, to clarify the regulatory basis for the 1997 guidance, and to illustrate how and why the administrative enforcement of Title IX's nondiscrimination requirements differs from private lawsuits for money damages. In making clarifications to the guidance flowing from the Supreme Court decisions, we also have taken the opportunity to make a few additional clarifications that we believe will be helpful to schools, including clarifying some examples from the 1997 guidance and adding some additional examples to illustrate the Title IX standards discussed in the guidance. It is important to note that these are just examples. Neither they nor the proposed revised guidance create new Title IX standards.

Title IX Compliance Standard

In *Gebser* and *Davis*, the Supreme Court addressed for the first time the appropriate standards for determining when a school district is liable under Title IX for money damages in a private lawsuit brought by a student who has been sexually harassed.

- The Court held in *Gebser* that a school can be liable for monetary damages if a teacher sexually harasses a student, an official who has authority to address the harassment has actual knowledge of the harassment, and that official is deliberately indifferent in responding to the harassment.
- In *Davis*, the Court announced that a school also may be liable for monetary damages if one student sexually harasses another student in the recipient's program and the conditions of *Gebser* are met, *i.e.,* an official who has authority to address the harassment

has actual knowledge of the harassment and is deliberately indifferent in responding to the harassment. The Court also clarified that deliberate indifference means that ''the recipient's response to the harassment or lack thereof is clearly unreasonable in light of the known circumstances.'' *Davis*, 526 U.S. at 648.

The Court was explicit in *Gebser* and *Davis* that the liability standards established in these cases are limited to private actions for monetary damages. See, *e.g., Gebser*, 524 U.S. 283, and *Davis*, 526 U.S. at 639. The Court acknowledged, by contrast, the power of Federal agencies such as the Department to ''promulgate and enforce requirements that effectuate [Title IX's] nondiscrimination mandate,'' even in circumstances that would not give rise to a claim for money damages. See *Gebser*, 524 U.S. at 292.

The *Gebser* Court further explained that the standard for obtaining damages in private actions was grounded in its ''central concern'' arising out of the contractual nature of Title IX—that by accepting Federal funds, a recipient does not unintentionally expose itself to a large monetary damage award for discrimination of which it was unaware and which it would have been willing to correct (524 U.S. at 287). Under the Court's rulings, liability for money damages arising out of sexual harassment of students, either by employees or by other students, cannot arise unless the school has actual notice of the harassing conduct and is deliberately indifferent in response.

The *Gebser* Court recognized and contrasted lawsuits for money damages with the incremental nature of administrative enforcement of Title IX by Federal agencies, such as the Department's Office for Civil Rights (OCR). Under our Title IX regulations, we must first investigate complaints and determine whether our investigation ''indicates a failure to comply'' with the statute or regulations. If it does, we must attempt to secure compliance by voluntary means. This may include requiring the school to take remedial action necessary to overcome the effects of the discrimination (*Gebser*, 524 U.S. at 288 (citing the Department's regulations in 34 CFR 106.3)). Only if that fails, and the recipient is provided both an opportunity for a hearing and express findings of its failure to comply, will the recipient face the possibility of the loss of continued Federal funding. See 34 CFR 106.71, 100.8, 100.9. In contrast to the Court's concerns in *Gebser* about the possibility of an award of money damages in a private lawsuit for harassment the recipient had not known about, fund termination under administrative enforcement comes only after the recipient has notice of a violation and an opportunity to correct it (*Gebser*, 524 U.S. at 289). In addition, the financial sanction under administrative enforcement is limited to termination of, or refusal to grant or continue, Federal assistance (*Gebser*, 524 U.S. at 290). As recognized by the Court in *Gebser*, 524 U.S. at 287–292, our enforcement actions, therefore, do not raise the Court's concern that a school district not be held liable for large damage awards for past acts of which it was unaware.[1] Moreover, the Court's discussion makes clear that under this incremental administrative enforcement scheme, we identify a violation of Title IX or the Title IX regulations, and a school is obligated to take corrective action in response to this violation, at a point before either the statutorily required conditions applicable to termination of funds or the Court-mandated conditions applicable to obtaining money damages in private litigation have necessarily been satisfied. See *Gebser*, 524 U.S. at 287–292.

Accordingly, our proposed revised guidance does not change the standards that we use, and that a school district should use, to determine the school district's responsibility for sexual harassment of students. Rather, the proposed revised guidance clarifies that these standards apply to our ability to find a violation and seek corrective action in administrative enforcement of Title IX.

Because the focus of the guidance is on a school's administrative responsibilities under the nondiscrimination requirements of the Title IX statute and regulations, rather than its liability to private litigants, the proposed revised guidance no longer describes a school's compliance obligations in terms of ''liability'' or ''Title VII agency law.'' Instead, the proposed revised guidance explains the regulatory basis for a school's Title IX responsibilities to take effective action to prevent, eliminate, and remedy sexual harassment occurring in its program.

The Court Confirmed Important Principles From the 1997 Guidance

In *Davis*, *Gebser*, and a third opinion, *Oncale* v. *Sundowner Offshore Services, Inc.* (*Oncale*), 523 U.S. 75 (1998) (a sexual harassment case decided under Title VII of the Civil Rights Act of 1964 (Title VII)), the Supreme Court confirmed several fundamental principles articulated by the Department in the 1997 guidance. In these areas, no changes in the guidance are necessary. The Court—

- Endorsed the Department's power to set regulatory requirements under Title IX. The Court held that, for example, a school district's failure to promulgate a grievance procedure, as required by the Title IX regulations, does not constitute unlawful discrimination, but, nevertheless, such a regulatory requirement can be administratively enforced by the Department (*Gebser,* 524 U.S. at 292).
- Affirmed the Department's interpretation that student-on-student (peer) harassment is covered by Title IX and resolved a circuit court split on this issue (*Davis,* 526 U.S. at 633).
- Described the type of conduct that rises to the level of peer sexual harassment in a manner consistent with our guidance. The Court explained that conduct had to adversely affect the student's educational benefits or opportunities, such that the victim is effectively denied equal access to these benefits and opportunities (*Davis,* 526 U.S. at 648–651).
- Held that not all conduct of a sexual nature rises to the level of sexual harassment, *Davis,* 526 U.S. at 648–651, thus affirming our guidance to schools that teachers and school administrators need to use common sense and good judgment in responding appropriately to allegations of sexual harassment. See also *Oncale,* 523 U.S. at 79–82.
- Affirmed our position that the context of the behavior at issue is crucial in determining whether sexual harassment has occurred. See, *e.g., Davis,* 526 U.S. at 650 (citing our 1997 sexual harassment guidance); *Oncale,* 523 U.S. at 81.
- Held that sexual harassment may constitute discrimination under Title VII even if the harasser and victim of harassment are of the same sex (*Oncale,* 523 U.S. at 79–82). This is consistent with the Department's position in the 1997 guidance that same-sex sexual harassment can constitute discrimination under Title IX.
- Made clear that, although the applicability of Title VII agency principles in private Title IX lawsuits for money damages is limited, it is still appropriate to look to Title VII principles in determining what constitutes sexual harassment (*Davis,* 526 U.S. at 651, citing *Meritor Savings*

[1] It is the position of the United States Government that the standards set out in OCR's guidance for finding a violation and seeking voluntary corrective action also would apply to private actions for injunctive and other equitable relief. See brief of the United States as Amicus Curiae in *Davis* v. *Monroe County.*

Bank, FSB v. *Vinson* (*Meritor*), 477 U.S. 57, 67 (1986) (Title VII case)).

Discussion of Important Clarifications

I. Liability Section Deleted and Guidance Refocused: Basis for School's Responsibility Is the Title IX Regulations, Not Title VII Agency Law

The 1997 guidance contained a section titled ''Liability of a School for Sexual Harassment.'' To the extent this section could be interpreted as being applicable to a school's liability in a private lawsuit for monetary damages, the proposed revised guidance clarifies that the guidance addresses the Department's administrative enforcement of Title IX; it does not address standards applicable to private litigation for monetary damages. Accordingly, the proposed guidance replaces this section with a new section that focuses on a school's responsibilities to prevent and eliminate sexual harassment discrimination in its programs as a condition of its receipt of Federal financial assistance, as summarized in the following section.

A. Sexual Harassment by Employees

The 1997 guidance indicated that when teachers or other employees, when providing aid, benefits, or services to students, abuse or take advantage of their status as a person of authority to engage in sexual harassment, a school is responsible for that harassment even if other school officials did not find out until later that the harassment occurred.[2] The 1997 guidance described determinations about a school's responsibility in these cases, in part, in terms of the Title VII agency-derived concept that if a teacher or other employee abuses the authority given him or her by the school, it is as if the school itself harassed the student (62 FR 12039). The Gebser Court rejected Title VII's agency principles for the purpose of determining a school's liability for monetary damages under Title IX.[3] However, the concept that in some cases a school must take action to remedy the effects of an employee's discrimination exists in the longstanding Title IX regulations without reliance on Title VII agency law.[4]

The Department's Title IX implementing regulations prohibit sex-based discrimination in the operation of the recipient's programs and activities.[5] Among other things, a recipient cannot, on the basis of sex, treat students differently; provide different aid, benefits, or services to students; deny or limit aid, benefits, or services to students; or otherwise limit a student's enjoyment of a right, privilege, or opportunity (34 CFR 106.31). (For brevity and clarity, the regulatory requirements are generally summarized as a school's obligation to ensure that a student is not denied or limited in his or her ability to participate in or benefit from the school's program on the basis of sex.) The Department has historically interpreted the regulatory requirements to reflect Congress' understanding that Title IX's prohibitions against discrimination are not limited to official policies and practices established by the school district or high-level officials to govern school programs, activities, benefits, and services. Sex-based discrimination against individual students can also occur if employees, as they are carrying out their day-to-day job responsibilities for providing aid, benefits, or services to students, (1) condition these benefits on the student's submission to sexual advances, or (2) otherwise take advantage of their position of responsibility to engage in actions that deny or limit a student's ability to participate in or benefit from the school's program on the basis of sex. (For brevity and clarity, the proposed revised guidance generally refers to these types of employee harassment as harassment that occurs in the context of providing aid, benefits, or services to students and causes a denial or limitation of a benefit.)

Thus, the regulations do not distinguish discrimination by the recipient directly, *e.g.*, actions by the school board or high-level school officials, from discrimination that occurs if an employee is acting in the context of providing aid, benefits, or services to students and the employee engages in actions that deny or limit a student's ability to participate in or benefit from the school's program on the basis of sex. This is because a school, in large part, can only operate its programs and activities through the responsibilities it gives its teachers and other employees. The key under the Title IX regulations is that the recipient cannot discriminate in providing aid, benefits, or services to students. See 34 CFR 106.31(b). If the recipient provides aid, benefits, or services to students through its employees, and an employee, in the context of providing these to students, engages in actions that deny or limit a student's ability to participate in or benefit from the school's program on the basis of sex, the recipient is responsible for the discrimination.

What does it mean to be responsible for the discrimination? The Title IX regulations require a written assurance from every recipient stating that all of its education programs and activities will be operated in compliance with Title IX and the regulations, including committing itself to take whatever remedial action is necessary to eliminate discrimination in its programs (34 CFR 106.4(a) (citing the remedial requirements of 106.3(a))). Section 106.3(a) of the regulations requires that

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[2] This did not mean that, when the school only became aware of this type of harassment after it occurred, the school was at risk of losing its Federal funding solely because the harassing conduct had occurred. As required by the statute, OCR always provides schools with the opportunity to take reasonable steps to end the harassment, prevent its recurrence, and remedy the effects of the harassment once the school learns about the harassment—either through a student complaint, notice from OCR, or other means discussed in the guidance under ''Notice of Employee, Peer, or Third Party Harassment.'' This issue is discussed further in the section of the proposed revised guidance entitled ''OCR Case Resolution.''

[3] As discussed in part II of this notice regarding the definition of harassment, the Supreme Court's distinction between Title IX and Title VII is limited to liability standards. The Title VII law continues to be useful in determining what conduct constitutes discrimination on the basis of sex under Title IX.

[4] 34 CFR 106.3. Several days after the *Gebser* decision, the Court handed down two decisions in Title VII sexual harassment cases: *Burlington Industries, Inc.* v. *Ellerth,* 524 U.S. 742 (1998), and *Faragher* v. *City of Boca Raton,* 524 U.S. 775 (1998). These cases affirmed that under Title VII agency principles, employers are liable in monetary damages for the acts of their supervisors who sexually harass subordinate employees. The Court also held that if the victim does not suffer a tangible, adverse employment action as a result of the harassment, the employer can assert an affirmative defense if it can show both—(1) that the employer exercised reasonable care to prevent and promptly correct any sexually harassing behavior; and (2) that the employee unreasonably failed to take advantage of these preventative or corrective opportunities provided by the employer or to avoid harm otherwise. These decisions do not affect OCR standards for several reasons. The Court in *Gebser* was clear that its liability analysis under Title VII agency law does not apply to Title IX, nor, more generally, do standards for private monetary relief apply to OCR's administrative enforcement of the civil rights laws. Moreover, whether or not the victim of harassment uses available grievance procedures is different in the school context where the degree of influence of the employee harasser and the age of the student may prevent effective use of grievance procedures. Finally, the administrative enforcement process itself makes this type of affirmative defense inapplicable. As is discussed in more detail in the section of the guidance entitled ''OCR Case Resolution,'' if an OCR investigation reveals that a school has taken all appropriate, timely corrective action in response to information about sexual harassment by its employees—whether it learned about the harassment from the victim, from OCR, or some other way—OCR will consider the case resolved and will take no further action against the school.

[5] Title IX covers all of the operations of federally assisted educational institutions and entities (20 U.S.C. 1687). The guidance addresses harassment that occurs in education programs and activities covered by Title IX and, thus, assumes in all cases that the harassment occurs in connection with the academic, educational, extracurricular, athletic, and other programs of the school. For more information about the scope of coverage, see 65 FR 26426 (May 5, 2000).

if a recipient discriminates on the basis of sex, it must take action necessary to overcome the effects of the discrimination. The *Gebser* Court expressly affirmed this type of remedial action required under our regulations, including remedying the effects of the harassment on the victim (524 U.S. at 288). Thus, under the regulations, if the recipient discriminates against a student, the recipient must remedy the effects of that discrimination on the victim. As previously discussed, this includes situations in which discrimination occurred because an employee of the recipient, in the context of providing aid, benefits, or services to students, took action that denied or limited a student's ability to participate in or benefit from the school's program.

It has been our longstanding interpretation of the civil rights statutes and our regulations that the school's responsibility to take reasonable steps to remedy the effects of its discrimination is triggered when the violation occurs (*e.g.*, a school employee, in the context of providing aid, benefits, or services to students, engages in action that denies or limits the student's ability to participate in or benefit from the school's program), regardless of how or at what point other school authorities learned of the discrimination. For instance, if we investigated a complaint and found that a teacher of an advanced placement math class routinely and without an educational basis gave female students lower grades than their male counterparts, we would find that the school has discriminated against students on the basis of sex and that corrective action is required. In order to resolve the discrimination in providing aid, benefits, or services, of which other school officials subsequently became aware through our investigation, we would not only require a recipient to take proactive steps to end the discrimination and prevent its recurrence, but would also require the recipient to remedy the effects of the discrimination, including effects on the victims.

Thus, the proposed revised guidance clarifies that the school discriminates if a teacher or other employee, in the context of providing aid, benefits, or services to students, engages in harassing conduct that causes a denial or limitation of a student's ability to participate in or benefit from the school's program on the basis of sex. The proposed revised guidance also clarifies that, because the school is responsible for this discrimination, the school is responsible both for taking reasonable proactive steps to end the harassment and prevent its recurrence and for remedying any effects of the sexual harassment on the victim.

If, on the other hand, an employee harassed a student outside of this context, *i.e.,* the harassment occurred in the school's program, but not in the context of providing aid, benefits, or services to students, the school is responsible for the sexual harassment under the same standards that apply to peer and third party sexual harassment. These have not changed from the 1997 guidance. In these instances, if the harassment was sufficiently serious to effectively limit or deny a benefit, but the school took prompt, effective steps once it learned or should have learned of the harassment to end it and prevent its recurrence, the school has avoided violating Title IX.

In determining whether an employee's harassing conduct occurs in the context of providing aid, benefits, or services to students, it is important to consider all the circumstances related to the harassment, including the position of the harasser and the age and level of education of the students involved. The Court recognized in *Davis* that school officials and employees have a great degree of supervision, control, and disciplinary authority over all aspects of elementary and secondary school-age children's conduct (526 U.S. at 646). Moreover, school-age children are generally expected and required to obey adults as part of their participation in school programs and activities.

Thus, the proposed revised guidance outlines factors that we will consider in determining whether the harassing conduct occurred within the context of the employee's provision of aid, benefits, or services to students. These factors include the age of the student, the authority generally given to the harassing employee, the actual degree of influence of the harassing employee over the student, as well as the place, time, and nature of the harassing conduct. These determinations regarding the context of the harassment need to be made on a case-by-case basis.

B. Peer and Third Party Sexual Harassment

The standards described in the 1997 guidance applicable to peer and third party harassment are the same in the proposed revised guidance.

C. Effect of Grievance Procedures

The discussion of liability in the 1997 guidance contained a section on the effect of grievance procedures. To the extent this section could be interpreted to guide courts regarding liability for monetary damages, this section was affected by *Gebser* and *Davis.* This proposed revised guidance clarifies that its focus is on the effect of grievance procedures in our enforcement actions.

Schools are required by the Title IX regulations to disseminate a policy against sex discrimination and to adopt and publish grievance procedures providing for prompt and equitable resolution of sex discrimination complaints, including complaints of sexual harassment. The *Gebser* Court specifically affirmed the Department's authority to enforce this requirement administratively in order to carry out Title IX's nondiscrimination mandate (524 U.S. at 292). Strong policies and effective grievance procedures are essential in order to let students and employees know that sexual harassment will not be tolerated, to ensure that they know how to report it, and to let students and employees know that students can report harassment without fear of adverse consequences.

If a school does not have effective policies and procedures, as required by the Title IX regulations, its own inaction may hamper early notification and intervention and may permit a sexually hostile environment to exist in its program and activities. In this case, we would require the school to take corrective action, including remedying the effects of the harassment on the victim.

D. OCR Case Resolution

The 1997 guidance discussion of liability contained a subsection titled ''OCR Case Resolution.'' Because the focus of the proposed revised guidance is specifically OCR enforcement, this section has been retained and clarified. This section lets schools know that, even if the school discriminates, the school does not immediately lose Federal funds on that basis alone. Consistent with the Title IX statute, we provide recipients with the opportunity to take timely and effective corrective action before issuing a formal finding of violation.

E. Notice of Harassment

The ''notice'' section has been moved up in the proposed revised guidance to reflect its connection to the discussion of a school's responsibility for remedying sexual harassment. For the reasons discussed in the following paragraphs, although additional clarification has been provided, this section has not been substantively revised.

i. In Cases in Which Notice is Required To Trigger a School's Responsibility, a School Will Be Responsible if It Knew or Should Have Known About the Harassment

The 1997 guidance stated that a school has ''notice'' of sexual harassment if it ''knew, or in the exercise of reasonable care should have known,'' about the harassment. The proposed revised guidance retains this notice standard. The type of constructive notice described in the 1997 guidance has historically been the way we hold recipients responsible for complying with the civil rights laws, and it is a reasonable basis for holding a school responsible for taking appropriate action in response to sexual harassment. It does not require a school to predict future behavior or to be aware that harassment is occurring or has occurred if there is no reasonable basis for the school to know about it. Instead, the guidance describes a reasonable duty to fully investigate if there are obvious problems, such as the report of some incidents of harassment or a widespread graffiti campaign in public areas.

The *Gebser* Court rejected a constructive notice, or ''should have known'' standard, as the basis for imposing monetary damages because of its central concern that a recipient should not be exposed to large damage awards for discrimination of which it was unaware. This aspect of the *Gebser* opinion, however, is not relevant in our enforcement actions in which recipients voluntarily take corrective action as a condition of continued receipt of Federal funds. Moreover, as stated previously in the section entitled ''Title IX Compliance Standard,'' under our administrative enforcement, recipients are always given actual notice and an opportunity to take appropriate corrective action before facing the possible loss of Federal funds.

ii. Notice Can Be Provided to Any Responsible School Employee

Under *Gebser,* in order to receive monetary damages, notice of sexual harassment must be given ''at a minimum, [to] an official of the recipient entity with authority to take corrective action to end the discrimination'' (524 U.S. at 290). The 1997 guidance, however, specifically rejected the position suggested by some parties that notice must be given to managerial or designated employees. In fact, the 1997 guidance made clear that an employee who receives notice of the harassment, if he or she does not have the authority to address the harassment, may still be required to report the harassment to the appropriate school official with authority to take corrective action.

The proposed revised guidance retains and clarifies this position as a condition for continued receipt of Federal funds. For purposes of our administrative enforcement of Title IX, the Department will consider a school to have notice of harassment and a duty to respond if a responsible school employee has notice of the harassment. A responsible school employee would include any employee who either has the authority to take action to address harassment or has the duty to report sexual harassment or other misconduct by students or employees to appropriate school authorities, as well as an individual who a student could reasonably believe has the authority to either address the harassment or the responsibility to report it to someone with the authority to address it. This interpretation of the regulations is fully consistent with *Gebser* and *Davis.* As previously discussed, the *Gebser* Court recognized that Title IX responsibilities to respond to harassment can be triggered before all statutorily required conditions for fund termination have been satisfied, including the condition requiring formal notice of violation to appropriate school officials.

In addition, this requirement is based on a reasonable expectation of what steps a school can and should take to fulfill its responsibilities under the regulations to respond to and prevent discrimination in its education program. As the 1997 guidance recognized, it is reasonable to expect that teachers and other employees will see, or be told, that sexual harassment is occurring, and, thus, schools should make sure that their employees at least report what they see or what is told to them. Moreover, young children may not understand the formal status of, or lines of authority of, school employees and may reasonably believe that an adult, such as a teacher or school nurse, is a person that they can and should tell about incidents of sexual harassment.

II. Definition of Sexual Harassment

The section from the 1997 guidance titled ''Severe, Persistent, or Pervasive'' has been re-titled ''Factors Used to Evaluate Sexual Harassment.'' It now contains four subsections:

A. Types of Harassment

In the 1997 guidance, we described two different types of sexual harassment: *quid pro quo* and hostile environment (62 FR 12038). As discussed in the following paragraphs, our description of these terms in the 1997 guidance is consistent with our regulations and with applicable case law, and, therefore, these terms have been retained for their usefulness in determining whether conduct is sexual harassment. We have modified the proposed revised guidance to better represent these concepts, and the discussion of *quid pro quo* and hostile environment harassment has been moved from the introduction to this section.

In *Burlington Industries, Inc.* v. *Ellerth (Ellerth),* 524 U.S. 742 (1998)—a Title VII sexual harassment case—the Court discussed the usefulness of the distinction between *quid pro quo* and hostile environment harassment. The Court held that this distinction continues to be relevant in determining whether conduct rises to the level of discrimination. The Court found that *quid pro quo* harassment requires a tangible employment action to result from the harassment. If this is not the case, *e.g.,* a harasser threatens but does not take action if the victim refuses to succumb to the harasser's sexual advances, the conduct is considered hostile environment harassment. The conduct must then be sufficiently serious to alter the conditions of the victim's employment. Our description of these terms in the 1997 guidance is consistent with our regulations and with the Court's holdings in *Ellerth,* and, therefore, these terms have been retained for their usefulness in determining whether conduct is sexual harassment. The proposed revised guidance has modified the discussion of the basis of a school's responsibility for harassment by teachers and other employees, including both *quid pro quo* and hostile environment harassment, to clarify the regulatory basis for that responsibility.

B. Quid Pro Quo Harassment

In addition to the clarifications previously outlined, the section from the 1997 guidance titled ''Recipient's Response'' has been modified slightly to eliminate references to *quid pro quo* harassment because, in determining an appropriate response, the proposed revised guidance focuses instead on whether or not the harassment by a teacher or other employee occurred in the context of the employee's provision of aid, benefits, or services to students.

C. Hostile Environment Harassment

As explained in the following paragraphs, in the proposed revised guidance the definition of conduct that creates a hostile environment is substantively the same as in the 1997

guidance, but the discussion contains several revisions to clarify that the *Davis* definition and the guidance definition are consistent.

The *Davis* Court concluded that student-on-student sexual harassment ''if sufficiently severe can likewise rise to the level of discrimination actionable under the statute'' (526 U.S. at 650). The Court held that to support a claim for damages, student-on-student sexual harassment must be ''so severe, pervasive, and objectively offensive that it can be said to deprive the victims of access to the educational opportunities or benefits'' (*Davis,* 526 U.S. at 650). However, physical exclusion is not necessary; it is enough if the student victims of sexual harassment can show that the harassment ''so undermined and detracts from the victims'' educational experience, that the victim-students are effectively denied equal access to an institution's resources and opportunities.'' *Id.* (citing *Meritor,* 477 U.S. at 67).

Although the terms used by the Court in *Davis* are in some ways different from the words used to define hostile environment harassment in the 1997 guidance (see, *e.g.,* 62 FR 12041, ''conduct of a sexual nature is sufficiently severe, persistent, or pervasive to limit a student's ability to participate in or benefit from the education program, or to create a hostile or abusive educational environment''), the definitions are consistent. The Court's definition, like the Department's 1997 guidance, is a contextual description intended to capture the same concept—that under Title IX the conduct must be sufficiently serious that it adversely affects a student's ability to participate in or benefit from the school's program. See 62 FR 12045 (the conduct must have limited the student's ability to participate or altered the conditions of the student's educational environment); 34 CFR 106.31(b) (prohibiting recipients from denying or limiting a student's ability to participate in or benefit from the school's program).

This requirement is consistent with *Meritor,* a Title VII case cited approvingly by the *Davis* Court, which requires sexual harassment to be ''sufficiently severe or pervasive to 'alter the conditions of [the victim's] employment and create an abusive working environment' '' (477 U.S. at 67).[6] See also *Harris* v. *Forklift Systems, Inc.,* 510 U.S. 17, 22 (1993) (which applied *Meritor* to hold that a victim need not show serious psychological injury as long as she can show the conduct created an abusive or hostile environment). The proposed revised guidance clarifies some examples given in the 1997 guidance to make clear that peer-on-peer acts are not sexual harassment under Title IX if they merely make the student victim feel upset. As the discussion in 62 FR 12041 makes clear, our definition reflects a continuum of severity. The ''or'' merely indicated that a particularly severe incident may not need to be persistent to be a problem under Title IX.

Under *Davis,* determining whether harassment is actionable ''depends on a constellation of surrounding circumstances, expectations, and relationships'' (526 U.S. at 651 (citing *Oncale,* a Title VII case)). Similarly, the core of the 1997 guidance's definition of harassment is the detailed discussion of these underlying factors (for example, the age, relationship, and numbers of people involved), and the *Davis* Court cites the factors in the 1997 guidance approvingly (526 U.S. at 651).

In addition, like the Court in *Davis,* we require schools to respond to conduct that, from an objective perspective, is sufficiently serious to deny or limit a student's ability to participate in or benefit from the school's program (62 FR 12041). In *Oncale,* 523 U.S. at 82, the Court emphasized that the objective severity of harassment is to be based on the perspective of a reasonable person in the victim's position '' 'considering all the circumstances' '' (citing *Harris,* 510 U.S. at 23, in which the Court used a ''reasonable person'' standard to determine whether sexual conduct constituted sexual harassment).

Finally, even looking only at the words the Court used in *Davis,* this would not change our compliance standard for administrative enforcement in cases of peer harassment. That is, we will always determine whether the conduct is objectively offensive, and some level of severity is always required in order to limit or deny a student's ability to participate in or benefit from a school's program. In addition, a recipient's obligation, upon notice of peer harassment, to stop the harassment and prevent its recurrence is related to the pervasiveness of the harassment.

Thus, although the Court referred to the conduct as being ''severe, pervasive, and objectively offensive'' and the 1997 guidance referred to the conduct as being ''severe, persistent, or pervasive . . . from both a subjective and objective perspective,'' both inform a contextual description intended to identify elements to evaluate whether the conduct is sufficiently serious that it can affect a student's rights under Title IX.

D. Welcomeness

This section from the 1997 guidance has been moved, but remains the same in substance.

III. FERPA

The Department administers the Family Educational Rights and Privacy Act (FERPA), which establishes requirements pertaining to disclosure of information from a student's ''education records'' without the consent of the student. Thus, the requirements of FERPA are involved if there are questions about disclosure of information from a student's ''education records'' in cases of student-on-student harassment. As noted in the 1997 guidance, the Department interprets FERPA generally to prevent a school from disclosing to a student who complained of harassment information about the sanction or discipline imposed upon a student who was found to have engaged in that harassment. There are exceptions in the case of a sanction that directly relates to the person who was harassed, such as an order that the harasser stay away from the victim, or sanctions related to offenses for which there is a statutory exception, such as crimes of violence or certain sex offenses in postsecondary institutions. Furthermore, if we are conducting a civil rights investigation, FERPA does not prohibit schools from disclosing to us information from a student's ''education records,'' including information about applicable sanctions or discipline (20 U.S.C. 1232g(b)(1)(C)).

The 1997 guidance promised additional guidance in this area. Accordingly, the revised guidance clarifies that the Department interprets FERPA to permit a student who filed a harassment complaint to learn the outcome of his or her complaint, *i.e.,* to learn whether the complaint was investigated and whether harassment was found—because this information directly relates to the victim. However, it remains the Department's position that FERPA prevents a school from disclosing to a victim the sanction or discipline imposed upon the student found to have harassed the victim (unless, as previously described, the sanction is directly related to the victim or there is a statutory exception). The

[6] In fact, the cites to Title VII cases by the *Davis* Court throughout its discussion of actionable harassment under Title IX indicate that the Court did not intend to change the definition of sexual harassment but that the Court did intend that Title VII law continue to be relevant in determining what constitutes sexual harassment under title IX.

Department recognizes that information about the sanctions is important to the victim's remedy because this information enables the victim to determine whether the school responded appropriately to the complaint. Thus, the Department has proposed and supported a statutory amendment to FERPA to permit this disclosure.

Reiteration of Important Aspects of the 1997 Guidance

A. Importance of Common Sense and Judgment

As with the 1997 guidance, the proposed revised guidance focuses on the school's responsibility, and important role, in taking reasonable steps to eliminate and prevent sexual harassment. A significant number of students, both male and female, have experienced sexual harassment, which can interfere with a student's academic performance and emotional and physical well-being. Preventing and remedying sexual harassment in schools is essential to ensure nondiscriminatory, safe environments in which students can learn. The proposed revised guidance is important because school personnel who understand their obligations under Title IX are in the best position to prevent harassment and to lessen the harm to students if, despite their best efforts, harassment occurs.

Several sexual harassment issues involving young students that were widely reported in the press at the time the 1997 guidance was being developed were discussed in the preamble to the guidance. The preamble noted that these incidents provide a good example of how the guidance can assist schools in understanding what is sexual harassment and in formulating appropriate responses. As the Department stated then, a kiss on the cheek by a first grader does not constitute sexual harassment.

Since the 1997 guidance was published, we have heard from educators, parents, and other interested parties that some schools continue to overreact to incidents of childish behavior or immature conduct that do not rise to the level of sexual harassment. Accordingly, the proposed revised guidance, like the 1997 guidance, illustrates that in addressing allegations of sexual harassment, the good judgment and common sense of teachers and school administrators are important elements of a response that meets the requirements of Title IX. School personnel should consider the age and maturity of students in responding to allegations of sexual harassment. For example, age is relevant to determining whether a student welcomed the conduct and to determining whether the conduct is serious enough to rise to the level of sexual harassment. Age is a factor to be considered by school personnel when determining how best to inform students about a school's policies and procedures in order to prevent sexual harassment from occurring.

However, we have also learned that some schools, perhaps out of confusion regarding the legal standards for liability for money damages for sexual harassment, or perhaps out of a misplaced notion that ''kids will be kids,'' continue to avoid responding to serious incidents of sexual harassment. If harassment has occurred, the critical issue under Title IX is whether the school recognized that sexual harassment can constitute sex discrimination and whether the school took prompt and effective action calculated to end the harassment, prevent its recurrence, and, as appropriate, address the effects of the harassment. As the proposed revised guidance makes clear, if harassment has occurred, doing nothing is always the wrong response. However, depending on the circumstances, there may be more than one right way to respond. The important thing is for school employees or officials to pay attention to the school environment and not be afraid to act in a reasonable, commonsense manner in response to sexual harassment, often responding as they would to other types of serious misconduct. Accordingly, important discussions from the 1997 guidance regarding the recipient's response, requests for confidentiality, prevention strategies, and effective grievance procedures remain intact in the proposed guidance.

In addition, in describing the obligation of the school to take action when harassment occurs, in the proposed revised guidance the term ''effective'' has generally been substituted for the term ''appropriate.'' This is a clarification intended to underscore the need for action to be effective and does not represent a change from the 1997 guidance. This clarification should be read consistently with the need to use common sense and good judgment. It does not mean that there is any need for schools to overreact and impose the most severe sanctions, *e.g.,* suspension or expulsion of students who have engaged in harassment, if other sanctions are consistent with the nature of the misconduct and can reasonably be expected to be effective. As recognized in the guidance, if a school's initial steps are ineffective, a series of escalating steps may be necessary in order for the action to be effective in responding to the harassment.

B. Applicability of Guidance to Same-Sex Harassment

The 1997 guidance explained that Title IX protects any ''person'' from sex discrimination. Thus, Title IX protects both male and female students from sexual harassment, and schools have an obligation to deal with complaints of sexual harassment equally whether the complainant is male or female. Additionally, the guidance explained that Title IX prohibits sexual harassment regardless of whether the harasser and the person being harassed are members of the same sex, a position subsequently supported by the Supreme Court's 1998 decision under Title VII in *Oncale.* The 1997 guidance explained that all students, regardless of their sexual orientation, are protected from sexual harassment under Title IX, and this remains our position in the proposed revised guidance. By promptly and effectively addressing sexual harassment discrimination occurring in education programs or activities, school personnel are in the best position to ensure a safe and nondiscriminatory learning environment for every student. The focus of the proposed revised guidance, like the 1997 guidance, is harassment involving conduct of a sexual nature; thus, both explain that gender-based harassment is beyond their scope. Of course, gender-based harassment, including harassment based on sex-stereotyping, can also be a violation of Title IX.

The harassment of students on the basis of sexual orientation is a serious problem. As noted in the 1997 guidance and in the proposed revised guidance, some State and local laws may prohibit discrimination on the basis of sexual orientation, and, under certain circumstances, courts may permit redress for harassment on the basis of sexual orientation under other Federal legal authority. In January 1999 we joined with the National Association of Attorneys General in issuing the publication ''Protecting Students from Harassment and Hate Crime, A Guide for Schools'' (Guide). The Guide provides educators with practical guidance for protecting students from all forms of harassment, including harassment on the basis of sexual orientation. As the Secretary of Education, Richard Riley, stated in the introduction to the Guide: ''Our schools owe students a safe environment that is conducive to learning and that affords

all students an equal opportunity to achieve high educational standards. Harassment and hate crimes undermine these purposes and may cause serious harm to the development of students who are victimized by this behavior.'' The Guide is a useful resource that school officials may use to ensure that all students attend schools in a safe environment free from all forms of harassment. The Guide is available on our web page at:

http://www.ed.gov/pubs/Harassment.

C. Additional Information on the Development of the 1997 Guidance

Because the substance of the revised guidance has not changed significantly, many of the comments that we received from interested parties in response to a draft of the 1997 guidance, and our responses to those comments, remain relevant and unchanged. We, therefore, are attaching that portion of the 1997 **Federal Register** notice as Appendix B to this document.

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Dated: October 26, 2000.

Norma V. Cantu,

Assistant Secretary for Civil Rights.

Appendix A—Sexual Harassment Guidance: Harassment of Students [1] by School Employees, Other Students, or Third Parties Summary of Contents

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First Amendment

Introduction. Title IX of the Education Amendments of 1972 (Title IX) and the Department of Education's implementing regulations prohibit discrimination on the basis of sex in federally assisted education programs and activities.[2] The Supreme Court, the Congress, and Federal executive departments and agencies, including the Department of Education, have recognized that sexual harassment of students can constitute discrimination prohibited by Title IX.[3] This guidance focuses on a school's fundamental compliance responsibilities under Title IX and the Title IX regulations to address sexual harassment of students as a condition of continued receipt of Federal funding.

Sexual harassment can include unwelcome verbal, nonverbal, or physical conduct of a sexual nature. If a student is sexually harassed, the harassing conduct can deny or limit, on the basis of sex, the student's ability to participate in or to receive benefits, services, or opportunities in the school's program. This guidance describes the regulatory basis for a school's compliance responsibilities under Title IX, outlines the circumstances under which sexual harassment may constitute discrimination prohibited by the statute and regulations, and provides information about actions that schools should take to prevent sexual harassment or to remedy it effectively if it does occur.

Applicability of Title IX. Title IX applies to all public and private educational institutions that receive Federal funds, *i.e.,* recipients, including, but not limited to, elementary and secondary schools, school districts, proprietary schools, colleges, and universities. The guidance uses the terms ''recipients'' and ''schools'' interchangeably to refer to all of those institutions. The ''education program or activity'' of a school includes all of the school's operations.[4] This means that Title IX protects students in connection with all of the academic, educational, extra-curricular, athletic, and other programs of the school, whether they take place in the facilities of the school, on a school bus, at a class or training program sponsored by the school at another location, or elsewhere.

It is important to recognize that Title IX's prohibition against sexual harassment does not extend to legitimate nonsexual touching or other nonsexual conduct. For example, a high school athletic coach hugging a student who made a goal or a kindergarten teacher's consoling hug for a child with a skinned knee will not be considered sexual harassment.[5] Similarly, one student's demonstration of a sports maneuver or technique requiring contact with another student will not be considered sexual harassment. However, in some circumstances, nonsexual conduct may take on sexual connotations and rise to the level of sexual harassment. For example, a teacher's repeatedly hugging and putting his or her arms around students under inappropriate circumstances could create a hostile environment.

A student may be sexually harassed by a school employee,[6] another student, or a non-employee third party (*e.g.,* a visiting speaker or visiting athletes). Title IX protects any ''person'' from sex discrimination. Accordingly, both male and female students are protected from sexual harassment [7] engaged in by a school's employees, other students, or third parties. Moreover, Title IX prohibits sexual harassment regardless of the sex of the harasser, *i.e.,* even if the harasser and the person being harassed are members of the same sex.[8] An example would be a campaign of sexually explicit graffiti directed at a particular girl by other girls.[9]

Although Title IX does not prohibit discrimination on the basis of sexual orientation,[10] [11] sexual harassment directed at gay or lesbian students may constitute sexual harassment prohibited by Title IX. For example, if students heckle another student with comments based on the student's sexual orientation (*e.g.,* ''gay students are not welcome at this table in the cafeteria''), but their actions do not involve sexual conduct, their actions would not be sexual harassment covered by Title IX. On the other hand, harassing conduct of a sexual nature directed toward gay or lesbian students (*e.g.,* if a male student or a group of male students target a gay student for physical sexual advances) may create a sexually hostile environment and, therefore, may be prohibited by Title IX.

Although a comprehensive discussion of gender-based harassment is beyond the scope of this guidance, it is also important to recognize that gender-based harassment, which may include acts of verbal, nonverbal, or physical aggression, intimidation, or hostility based on sex or sex-stereotyping, but not involving conduct of a sexual nature, may be a form of sex discrimination that violates Title IX and the Title IX regulations if it rises to a level that denies or interferes with benefits, services, or opportunities and is directed at individuals because of their sex.[12] For example, the repeated sabotaging of female graduate students' laboratory experiments by male students in the class could be the basis of a violation of Title IX. In assessing all related circumstances to determine whether a hostile environment exists, incidents of gender-based harassment combined with incidents of sexual harassment could create a hostile environment, even if neither the gender-based harassment alone nor the sexual

harassment alone would be sufficient to do so.[13]

Title IX Regulatory Compliance Responsibilities. As a condition of receiving funds from the Department, a school is required to comply with Title IX and the Department's Title IX regulations, which spell out prohibitions against sex discrimination. The law is clear that sexual harassment may constitute sex discrimination under Title IX.[14]

Recipients specifically agree, as a condition for receiving Federal financial assistance from the Department, to comply with Title IX and the Department's Title IX regulations. The regulatory provision requiring this agreement, known as an assurance of compliance, specifies that recipients must agree that education programs or activities operated by the recipient will be operated in compliance with the Title IX regulations, including taking any action necessary to remedy its discrimination or the effects of its discrimination in its programs.[15]

The regulations set out the basic Title IX responsibilities a recipient undertakes when it accepts Federal financial assistance, including the following specific obligations.[16] A recipient agrees that, in providing any aid, benefit, or service to students, it will not, on the basis of sex—

- Treat one student differently from another in determining whether the student satisfies any requirement or condition for the provision of any aid, benefit, or service; [17]
- Provide different aid, benefits, or services or provide aid, benefits, or services in a different manner; [18]
- Deny any student any such aid, benefit, or service; [19]
- Subject students to separate or different rules of behavior, sanctions, or other treatment; [20]
- Aid or perpetuate discrimination against a student by providing significant assistance to any agency, organization, or person that discriminates on the basis of sex in providing any benefit, service, or opportunity to students; [21] and
- Otherwise limit any student in the enjoyment of any right, privilege, advantage, or opportunity.[22]

For the purposes of brevity and clarity, this proposed revised guidance generally summarizes this comprehensive list by referring to a school's obligation to ensure that a student is not denied or limited in the ability to participate in or benefit from the school's program on the basis of sex.

The regulations also specify that, if a recipient discriminates on the basis of sex, the school must take remedial action to overcome the effects of the discrimination.[23]

In addition, the regulations establish procedural requirements that are important for the prevention of, or correction of, sex discrimination, including sexual harassment. These requirements include issuance of a policy against sex discrimination [24] and adoption and publication of grievance procedures providing for prompt and equitable resolution of complaints of sex discrimination.[25] The regulations also require that recipients designate at least one employee to coordinate compliance with the regulations, including coordination of investigations of complaints alleging noncompliance.[26]

As explained in this guidance, based on these regulatory requirements, schools need to recognize and respond to sexual harassment of students by teachers and other employees, by other students, and by third parties. This guidance explains how the requirements of the Title IX regulations apply to situations involving sexual harassment of a student and outlines measures that schools should take to ensure compliance with these requirements.

Harassment by Teachers and Other Employees. Sexual harassment of a student by a teacher or other school employee may be discrimination in violation of Title IX.[27] This guidance outlines the circumstances under which an employee's actions can cause discrimination and trigger the school's responsibility for taking effective corrective action. In sum, a recipient's responsibility for employee harassment is distinguishable based on whether or not the harassment occurred in the context of the employee's provision of aid, benefits, or services to students. If the answer is yes, as described in the next paragraph, this triggers the recipient's responsibilities. What this means for purposes of OCR's administrative requirements is that the recipient must take reasonable steps to eliminate the hostile environment caused by the harassment, to prevent its recurrence, and to remedy its effects. (Of course, under OCR's administrative enforcement, a recipient will always have actual notice and an opportunity to take appropriate corrective action before facing the loss of Federal funds.) By contrast, if the harassment occurs in the school's program, but not in the context of the employee's provision of aid, benefits, or services to students, the recipient's responsibility is not triggered until it has notice. Thus, if upon notice, it takes prompt and effective steps to end the harassment and prevent its recurrence, it has satisfied its obligations under the Title IX regulations, and the recipient is not responsible for the effects of the harassment on the victim that occurred prior to notice.

When is an employee acting in the context of providing aid, benefits, or services to students? A recipient is responsible for the nondiscriminatory provision of aid, benefits, or services to students, and a recipient generally provides these to students through the responsibilities it gives its employees. If an employee, in the context of providing aid, benefits, or services to students, takes advantage of his or her position of responsibility over students and engages in actions that deny or limit a student's ability to participate in or benefit from the school's program on the basis of sex,[28] the recipient is responsible for the discrimination.[29]

For example, in some instances, an employee will condition the provision of aid, benefits, or services to a student on submission to sexual harassment. In other instances, an employee's conduct is sufficiently serious that it creates a hostile environment in a situation in which an employee takes advantage of the responsibilities given to him or her by the school to provide aid, benefits, or services to students to engage in harassment, or, because of the way the school is run, the employee reasonably appears to be taking advantage of this position of responsibility when engaging in the harassment. (For more information see ''Types of Harassment: *Quid Pro Quo* Harassment and Hostile Environment Harassment,'' as well as the paragraphs that follow in this section.) For brevity and clarity, this proposed revised guidance generally refers to the types of employee harassment described in this paragraph as causing a denial or limitation of a benefit that occurred in the context of the employee's provision of aid, benefits, or services to students. Factors to be considered in determining whether an employee's harassing conduct occurred in the context of providing aid, benefits, or services to students are outlined in the following paragraphs of this section. In the situations described in this paragraph, because the school is responsible for the denial or limitation of the student's ability to participate in or benefit from the school's program on the basis of sex, the school is responsible for taking timely and effective action to end the harassment, prevent its recurrence, and remedy its effect on the victim.

On the other hand, if a teacher or other school employee engages in harassment of a student outside of this context, *i.e.*, if the harassment occurs in the school's program, but not in the context of the employee's provision of aid, benefits, or services to students, and if the harassment is sufficiently serious to create a hostile environment, the school is responsible, upon notice of the harassment, for taking prompt and effective action to stop the harassment and prevent its recurrence.[30] (This is the same standard applicable to peer and third party harassment, which is discussed in the following section.) As explained in ''Notice of Employee, Peer, or Third Party Harassment,'' for the purposes of this guidance, a school has notice of harassment if a responsible school employee actually knew, or in the exercise of reasonable care should have known, about the harassment. If, upon notice, the school takes immediate and effective action reasonably calculated to end the harassment, eliminate the hostile environment, and prevent its recurrence, it has avoided violating the Title IX regulations. If, upon notice,[31] the school fails to take prompt and effective action, its own failure to act has allowed the student to continue to be subjected to a hostile environment that denies or limits the student's ability to participate in or benefit from the school's program. If this occurs, the school is then responsible for taking corrective action to remedy the effects of the harassment on the victim that could have been prevented if the school had responded promptly and effectively, as well as taking corrective action to stop the harassment and prevent its recurrence. (See the sections on ''OCR Case Resolution'' and ''Recipient's Response.'')

In assessing a school's responsibility under the Title IX regulations for an employee's sexual harassment of a student, OCR considers whether or not the sexual

harassment occurred in the context of the employee's provision of aid, benefits, or services to students. In determining this, OCR will consider on a case-by-case basis the nature and circumstances of the harassing conduct as it relates to the employee's provision of aid, benefits, or services to students in the school's program. If an employee engages in *quid pro quo* harassment, *i.e.*, the employee conditions an educational benefit or decision on a student's submission to sexual conduct, the student clearly is being denied or limited in his or her ability to participate in or benefit from the school's program on the basis of sex. In addition, the harassment is clearly occurring in the context of the employee's provision of aid, benefits, or services to students. An example would be a teacher who conditions a student's grade on submission to sexual advances and then gives the student a poor grade for rejecting the harassment. In situations that do not involve *quid pro quo* harassment, but in which an employee's sexually harassing conduct is sufficiently serious to create a hostile environment, OCR will consider the following interrelated factors in determining whether the harassment occurred in the context of the employee's provision of aid, benefits, or services to students:

- The degree of responsibility given to the employee, including informal and formal authority to provide aid, benefits, or services to students, to direct and control student conduct, or to discipline students generally;
- The degree of influence the employee has over the particular student involved, including in the context in which the harassment took place;
- Where and when the harassment occurred; and
- The age and educational level of the student involved, and, as applicable, whether, due to the student's age and educational level and the way the school is run, it would be reasonable for a student to believe that the employee was in a position of responsibility over the student, even if the employee was not.

These factors are applicable to all recipient educational institutions, including elementary and secondary schools, colleges, and universities.

In cases involving allegations of harassment of elementary and secondary school-age students by a teacher or school administrator during any school activity,[32] consideration of these factors will generally lead to a conclusion that the harassment occurred in the context of the employee's provision of aid, benefits, or services. This is because elementary and secondary schools are typically run in a way that gives teachers, school officials, and certain other school employees a substantial degree of supervision, control, and disciplinary authority over the conduct of students.[33] For example, a teacher may sexually harass an eighth grade student in a school hallway. Even if the student is not in any of the teacher's classes and even if the teacher is not a designated hallway monitor, given the age and educational level of the student and the status and degree of influence of teachers in elementary and secondary schools, it would be reasonable for the student to believe that the teacher had at least informal disciplinary authority over students in the hallways. Similarly, a high school coach may require an athlete to come to his office for a post-game discussion of the athlete's performance and then use this meeting to make sexual advances. In these examples, all the factors (nature and circumstances of the harassment, age and education level of the student, employee's position of responsibility, employee's degree of influence over the student, and where and when the harassment occurred) would indicate that the harassment occurred in the context of the employee's provision of aid, benefits, or services to students. With respect to other types of employees, *e.g.*, custodial employees, these same factors would be considered to determine whether or not it would be reasonable for the student to believe that the employee had a position of responsibility over him or her and, thus, was in a position to take advantage of that responsibility to limit or deny aid, benefits, or services to the student.

On the other hand, consider the case in which a university custodian sexually harasses a graduate student in the hallway of a university building. Based on the considerations set out in the factors listed previously, even though the harassment occurred in the hallway of a university building, due to the age and education level of the student, taken together with the employee's lack of authority or influence over that student, OCR would conclude that the harassment did not occur in the context of the employee's provision of aid, benefits, or services to students. Thus, as previously described, the university's obligation to respond promptly and effectively would be triggered when it knew or should have known of the harassment.

Harassment by Other Students or Third Parties. If a student sexually harasses another student and the harassing conduct is sufficiently serious to deny or limit the student's ability to participate in or benefit from the program, and if the school knows or reasonably should know[34] about the harassment, the school is responsible for taking immediate effective action to eliminate the hostile environment and prevent its recurrence.[35] As long as the school, upon notice of the harassment, responds by taking prompt and effective action to end the harassment and prevent its recurrence, the school has carried out its responsibility under the Title IX regulations. On the other hand, if, upon notice, the school fails to take prompt, effective action, the school's own action has permitted the student to be subjected to a hostile environment that denies or limits the student's ability to participate in or benefit from the school's program on the basis of sex.[36] In this case, the school is responsible for taking effective corrective actions to stop the harassment, prevent its recurrence, and remedy its effects on the victim.

Similarly, sexually harassing conduct by third parties, who are not themselves employees or students at the school (*e.g.*, a visiting speaker or members of a visiting athletic team), may also be of a sufficiently serious nature as to interfere with a student's ability to participate in or benefit from the education program. As previously outlined in connection with peer harassment, if the school knows or should know[37] of the harassment, the school is responsible for taking prompt and effective action to eliminate the hostile environment and prevent its recurrence. The type of appropriate steps that the school should take will differ depending on the level of control that the school has over the third party harasser.[38] For example, if athletes from a visiting team harass the home school's students, the home school may not be able to discipline the athletes. However, it could encourage the other school to take appropriate action to prevent further incidents; if necessary, the home school may choose not to invite the other school back. This issue is discussed more fully in ''Recipient's Response.'' If, upon notice, the school fails to take prompt and effective corrective action, its own failure has permitted the student to be subjected to a hostile environment that limits the student's ability to participate in or benefit from the education program.[39] In this case, the school is responsible for taking corrective actions to stop the harassment, prevent its recurrence, and remedy its effects on the victim.

Notice of Employee, Peer, or Third Party Harassment. As described in the section on ''Harassment by Teachers and Other Employees,'' schools may be responsible for certain types of employee harassment that occurred before other school officials had notice of harassment, as described in this section. On the other hand, as described in that section and the section on ''Harassment by Other Students or Third Parties,'' in situations involving certain other types of employee harassment or harassment by peers or third parties, a school will be in violation of the Title IX regulations if the school ''has notice'' of a sexually hostile environment and fails to take immediate and effective corrective action.[40] A school has notice if a responsible employee ''knew, or in the exercise of reasonable care should have known,'' about the harassment.[41] A responsible employee would include any employee who has the authority to take action to redress the harassment, who has the duty to report to appropriate school officials sexual harassment or any other misconduct by students or employees, or an individual who a student could reasonably believe has this authority or responsibility.[42] Accordingly, schools need to ensure that employees are trained so that employees with authority to address harassment know how to respond appropriately, and other responsible employees know that they are obligated to report harassment to appropriate school officials. Training for employees should include practical information about how to identify harassment and, as applicable, the person to whom it should be reported.

A school can receive notice of harassment in many different ways. A student may have filed a grievance with the Title IX coordinator[43] or complained to a teacher or other responsible employee about fellow students harassing him or her. A student, parent, or other individual may have

contacted other appropriate personnel, such as a principal, campus security, bus driver, teacher, affirmative action officer, or staff in the office of student affairs. A teacher or other responsible employee of the school may have witnessed the harassment. The school may receive notice about harassment in an indirect manner, from sources such as a member of the school staff, a member of the educational or local community, or the media. The school also may have learned about the harassment from flyers about the incident distributed at the school or posted around the school. For the purposes of compliance with the Title IX regulations, a school has a duty to respond to harassment that it reasonably should have known about, *i.e.*, if it would have learned of the harassment if it had exercised reasonable care or made a ''reasonably diligent inquiry.''[44] For example, in some situations if the school knows of incidents of harassment, the exercise of reasonable care should trigger an investigation that would lead to a discovery of additional incidents.[45] In other cases, the pervasiveness of the harassment may be enough to conclude that the school should have known of the hostile environment—if the harassment is widespread, openly practiced, or well-known to students and staff (such as sexual harassment occurring in the hallways, graffiti in public areas, or harassment occurring during recess under a teacher's supervision.)[46]

If a school otherwise knows or reasonably should know of a hostile environment and fails to take immediate and effective corrective action, a school has violated Title IX even if the student has failed to use the school's existing grievance procedures or otherwise inform the school of the harassment.

Grievance Procedures. Schools are required by the Title IX regulations to adopt and publish grievance procedures providing for prompt and equitable resolution of sex discrimination complaints, including complaints of sexual harassment, and to disseminate a policy against sex discrimination.[47] (These issues are discussed in the section on ''Prompt and Equitable Grievance Procedures.'') These procedures provide a school with a mechanism for discovering sexual harassment as early as possible and for effectively correcting problems, as required by the Title IX regulations. By having a strong policy against sex discrimination and accessible, effective, and fairly applied grievance procedures, a school is telling its students that it does not tolerate sexual harassment and that students can report it without fear of adverse consequences.

Without a policy and procedure, a student does not know either of the school's obligation to address this form of discrimination or how to report harassment so that it can be remedied. If the alleged harassment is sufficiently serious to create a hostile environment and it is the school's failure to comply with the procedural requirements of the Title IX regulations that hampers early notification and intervention and permits sexual harassment to deny or limit a student's ability to participate in or benefit from the school's program on the basis of sex,[48] the school will be responsible under the Title IX regulations, once informed of the harassment, to take corrective action, including stopping the harassment, preventing its recurrence, and remedying the effects of the harassment on the victim.

OCR Case Resolution. If OCR is asked to investigate or otherwise resolve incidents of sexual harassment of students, including incidents caused by employees, other students, or third parties, OCR will consider whether—(1) The school has a policy prohibiting sex discrimination under Title IX[49] and effective grievance procedures;[50] (2) the school appropriately investigated or otherwise responded to allegations of sexual harassment;[51] and (3) the school has taken immediate and effective corrective action responsive to the harassment, including effective actions to end the harassment, prevent its recurrence, and, as appropriate, remedy its effects.[52] (Issues related to appropriate investigative and corrective actions are discussed in detail in the section on ''Recipient's Response.'')

If the school has taken each of these steps, OCR will consider the case against the school resolved and will take no further action, other than monitoring compliance with an agreement, if any, between the school and OCR. This is true in cases in which the school was in violation of the Title IX regulations (*e.g.,* a teacher sexually harassed a student in the context of providing aid, benefits, or services to students), as well as those in which there has been no violation of the regulations (*e.g.,* in a peer sexual harassment situation in which the school took immediate, reasonable steps to end the harassment and prevent its recurrence). This is because, even if OCR identifies a violation, Title IX requires OCR to attempt to secure voluntary compliance.[53] Thus, because a school will have the opportunity to take reasonable corrective action before OCR issues a formal finding of violation, a school does not risk losing its Federal funding solely because discrimination occurred.

Factors Used To Evaluate Sexual Harassment

Types of Harassment: Quid Pro Quo Harassment and Hostile Environment Harassment. Sexual harassment may constitute sex discrimination prohibited by Title IX and the Title IX regulations. As outlined in the following paragraphs, sexual harassment may be categorized as either *quid pro quo* harassment or hostile environment harassment.[54] Sexually harassing conduct can include unwelcome sexual advances, requests for sexual favors, and other physical, verbal, or nonverbal conduct of a sexual nature.[55]

It is important to recognize that the line between *quid pro quo* and hostile environment sexual harassment is often blurred, and the prohibited conduct may involve elements of both. What is important is determining whether sexual harassment has denied or limited a student's ability to participate in or benefit from the school's programs or activities based on sex, regardless of whether it is labeled *quid pro quo* or hostile environment harassment.

Quid Pro Quo Harassment. Quid pro quo harassment occurs whenever a school employee[56] explicitly or implicitly conditions a student's participation in an education program or bases an educational decision on the student's submission to unwelcome sexual advances, requests for sexual favors, or other physical, verbal, or nonverbal conduct of a sexual nature. When *quid pro quo* harassment occurs, whether the student resists and suffers the threatened harm or submits and thus avoids the threatened harm, the student has been treated differently or the student's ability to participate in or benefit from the school's program has been denied or limited based on sex.[57]

Hostile Environment Harassment. A sexually hostile environment is created if sexually harassing conduct by an employee, by another student, or by a third party is sufficiently serious that it denies or limits a student's ability to participate in or benefit from the school's program based on sex.[58]

As outlined in the following paragraphs, OCR considers a variety of related factors to evaluate the severity and pervasiveness of the conduct. OCR considers the conduct from both a subjective[59] and objective[60] perspective. In evaluating the severity and pervasiveness of the conduct, OCR considers all relevant circumstances, *i.e.,* ''the constellation of surrounding circumstances, expectations, and relationships.''[61] Schools should also use these factors to evaluate conduct in order to draw commonsense distinctions between conduct that constitutes sexual harassment and conduct that does not rise to that level. Relevant factors include the following:

• *The degree to which the conduct affected one or more students' education.* In considering the effect of the harassment on the student in terms of whether it has denied or limited the student's ability to participate in or benefit from the school's program, OCR assesses both tangible and intangible effects. Many hostile environment cases involve tangible or obvious injuries.[62] For example, a student's grades may go down or the student may be forced to withdraw from school because of the harassing behavior.[63] A student may also suffer physical injuries or mental or emotional distress.[64] In other cases a hostile environment may exist even if there is no tangible injury to the student.[65] For example, a student may have been able to keep up his or her grades and continue to attend school even though it was very difficult for him or her to do so because of the teacher's repeated sexual advances. Similarly, a student may be able to remain on a sports team, despite experiencing great difficulty performing at practices and games from the humiliation and anger caused by repeated sexual advances and intimidation by several team members that create a hostile environment. Harassing conduct in these examples would alter a reasonable student's educational environment and adversely affect the student's ability to participate in or benefit from the school's program on the basis of sex.

A hostile environment can occur even if the harassment is not targeted specifically at the individual complainant.[66] For example, if a student, group of students, or a teacher regularly directs sexual comments toward a

particular student, a hostile environment may be created not only for the targeted student, but also for others who witness the conduct.

• *The type, frequency, and duration of the conduct.* In most cases, a hostile environment will exist if there is a pattern or practice of harassment, or if the harassment is sustained and nontrivial.[67] For instance, if a young woman is taunted by one or more young men about her breasts or genital area or both, OCR may find that a hostile environment has been created, particularly if the conduct has gone on for some time, or takes place throughout the school, or if the taunts are made by a number of students. The more severe the conduct, the less the need to show a repetitive series of incidents; this is particularly true if the harassment is physical. For instance, if the conduct is more severe, *e.g.,* attempts to grab a female student's breasts or attempts to grab any student's genital area or buttocks, it need not be as persistent to create a hostile environment. Indeed, a single or isolated incident of sexual harassment may, if sufficiently severe, create a hostile environment.[68] On the other hand, conduct that is not severe will not create a hostile environment; *e.g.,* a comment by one student to another student that she has a nice figure. Indeed, depending on the circumstances, this may not even be conduct of a sexual nature.[69] Similarly, because students date one another, a request for a date or a gift of flowers, even if unwelcome, would not create a hostile environment. However, there may be circumstances in which repeated, unwelcome requests for dates or similar conduct could create a hostile environment. For example, a person, who has been refused previously, may request dates in an intimidating or threatening manner.

• *The identity of and relationship between the alleged harasser and the subject or subjects of the harassment.* A factor to be considered, especially in cases involving allegations of sexual harassment of a student by a school employee, is the identity of and relationship between the alleged harasser and the subject or subjects of the harassment. For example, due to the power a professor or teacher has over a student, sexually based conduct by that person toward a student is more likely to create a hostile environment than similar conduct by another student.[70]

• *The number of individuals involved.* Sexual harassment may be committed by an individual or a group. In some cases, verbal comments or other conduct from one person might not be sufficient to create a hostile environment, but could be if done by a group. Similarly, while harassment can be directed toward an individual or a group,[71] the effect of the conduct toward a group may vary, depending on the type of conduct and the context. For certain types of conduct, there may be ''safety in numbers.'' For example, following an individual student and making sexual taunts to him or her may be very intimidating to that student, but, in certain circumstances, less so to a group of students. On the other hand, persistent unwelcome sexual conduct still may create a hostile environment if directed toward a group.

• *The age and sex of the alleged harasser and the subject or subjects of the harassment.* For example, in the case of younger students, sexually harassing conduct is more likely to be intimidating if coming from an older student.[72]

• *The size of the school, location of the incidents, and context in which they occurred.* Depending on the circumstances of a particular case, fewer incidents may have a greater effect at a small college than at a large university campus. Harassing conduct occurring on a school bus may be more intimidating than similar conduct on a school playground because the restricted area makes it impossible for students to avoid their harassers.[73] Harassing conduct in a personal or secluded area, such as a dormitory room or residence hall, can have a greater effect (*e.g.*, be seen as more threatening) than would similar conduct in a more public area. On the other hand, harassing conduct in a public place may be more humiliating. Each incident must be judged individually.

• *Other incidents at the school.* A series of incidents at the school, not involving the same students, could—taken together—create a hostile environment, even if each by itself would not be sufficient.[74]

• *Incidents of gender-based, but nonsexual harassment.* Acts of verbal, nonverbal or physical aggression, intimidation or hostility based on sex, but not involving sexual activity or language, can be combined with incidents of sexual harassment to determine if the incidents of sexual harassment are sufficiently serious to create a sexually hostile environment.[75]

It is the totality of the circumstances in which the behavior occurs that is critical in determining whether a hostile environment exists. Consequently, in using the factors discussed previously to evaluate incidents of alleged harassment, it is always important to use common sense and reasonable judgement in determining whether a sexually hostile environment has been created.

Welcomeness. In order for conduct of a sexual nature to be sexual harassment, it must be unwelcome. Conduct is unwelcome if the student did not request or invite it and ''regarded the conduct as undesirable or offensive.'' [76] Acquiescence in the conduct or the failure to complain does not always mean that the conduct was welcome.[77] For example, a student may decide not to resist sexual advances of another student or may not file a complaint out of fear. In addition, a student may not object to a pattern of demeaning comments directed at him or her by a group of students out of a concern that objections might cause the harassers to make more comments. The fact that a student may have accepted the conduct does not mean that he or she welcomed it.[78] Also, the fact that a student willingly participated in conduct on one occasion does not prevent him or her from indicating that the same conduct has become unwelcome on a subsequent occasion. On the other hand, if a student actively participates in sexual banter and discussions and gives no indication that he or she objects, then the evidence generally will not support a conclusion that the conduct was unwelcome.[79]

If younger children are involved, it may be necessary to determine the degree to which they are able to recognize that certain sexual conduct is conduct to which they can or should reasonably object and the degree to which they can articulate an objection. Accordingly, OCR will consider the age of the student, the nature of the conduct involved, and other relevant factors in determining whether a student had the capacity to welcome sexual conduct.

Schools should be particularly concerned about the issue of welcomeness if the harasser is in a position of authority. For instance, because students may be encouraged to believe that a teacher has absolute authority over the operation of his or her classroom, a student may not object to a teacher's sexually harassing comments during class; however, this does not necessarily mean that the conduct was welcome. Instead, the student may believe that any objections would be ineffective in stopping the harassment or may fear that by making objections he or she will be singled out for harassing comments or other retaliation.

In addition, OCR must consider particular issues of welcomeness if the alleged harassment relates to alleged ''consensual'' sexual relationships between a school's adult employees and its students. If elementary students are involved, welcomeness will not be an issue: OCR will never view sexual conduct between an adult school employee and an elementary school student as consensual. In cases involving secondary students, there will be a strong presumption that sexual conduct between an adult school employee and a student is not consensual. In cases involving older secondary students, subject to the presumption,[80] OCR will consider a number of factors in determining whether a school employee's sexual advances or other sexual conduct could be considered welcome.[81] In addition, OCR will consider these factors in all cases involving postsecondary students in making those determinations.[82] The factors include the following:

• The nature of the conduct and the relationship of the school employee to the student, including the degree of influence (which could, at least in part, be affected by the student's age), authority, or control the employee has over the student.

• Whether the student was legally or practically unable to consent to the sexual conduct in question. For example, a student's age could affect his or her ability to do so. Similarly, certain types of disabilities could affect a student's ability to do so.

If there is a dispute about whether harassment occurred or whether it was welcome—in a case in which it is appropriate to consider whether the conduct would be welcome—determinations should be made based on the totality of the circumstances. The following types of information may be helpful in resolving the dispute:

• Statements by any witnesses to the alleged incident.

• Evidence about the relative credibility of the allegedly harassed student and the alleged harasser. For example, the level of

detail and consistency of each person's account should be compared in an attempt to determine who is telling the truth. Another way to assess credibility is to see if corroborative evidence is lacking where it should logically exist. However, the absence of witnesses may indicate only the unwillingness of others to step forward, perhaps due to fear of the harasser or a desire not to get involved.

• Evidence that the alleged harasser has been found to have harassed others may support the credibility of the student claiming the harassment; conversely, the student's claim will be weakened if he or she has been found to have made false allegations against other individuals.

• Evidence of the allegedly harassed student's reaction or behavior after the alleged harassment. For example, were there witnesses who saw the student immediately after the alleged incident who say that the student appeared to be upset? However, it is important to note that some students may respond to harassment in ways that do not manifest themselves right away, but may surface several days or weeks after the harassment. For example, a student may initially show no signs of having been harassed, but several weeks after the harassment, there may be significant changes in the student's behavior, including difficulty concentrating on academic work, symptoms of depression, and a desire to avoid certain individuals and places at school.

• Evidence about whether the student claiming harassment filed a complaint or took other action to protest the conduct soon after the alleged incident occurred. However, failure to immediately complain may merely reflect a fear of retaliation or a fear that the complainant may not be believed rather than that the alleged harassment did not occur.

• Other contemporaneous evidence. For example, did the student claiming harassment write about the conduct and his or her reaction to it soon after it occurred (*e.g.,* in a diary or letter)? Did the student tell others (friends, parents) about the conduct (and his or her reaction to it) soon after it occurred?

Recipient's Response. Once a school has notice of possible sexual harassment of students—whether carried out by employees, other students, or third parties—it should take immediate and appropriate steps to investigate or otherwise determine what occurred and take steps reasonably calculated to end any harassment, eliminate a hostile environment if one has been created, and prevent harassment from occurring again. These steps are the school's responsibility whether or not the student who was harassed makes a complaint or otherwise asks the school to take action.[83] As described in the next section, in appropriate circumstances the school will also be responsible for taking steps to remedy the effects of the harassment on the individual student or students who were harassed. What constitutes a reasonable response to information about possible sexual harassment will differ depending upon the circumstances.

Response to Student or Parent Reports of Harassment; Response to Direct Observation of Harassment by a Responsible Employee. If a student or the parent of an elementary or secondary student provides information or complains about sexual harassment of the student, the school should initially discuss what actions the student or parent is seeking in response to the harassment. The school should explain the avenues for informal and formal action, including a description of the grievance procedure that is available for sexual harassment complaints and an explanation of how the procedure works. If a responsible school employee has directly observed sexual harassment of a student, the school should contact the student who was harassed (or the parent, depending upon the age of the student),[84] explain that the school is responsible for taking steps to correct the harassment, and provide the same information described in the previous sentence.

Regardless of whether the student who was harassed, or his or her parent, decides to file a formal complaint or otherwise request action on the student's behalf (including in cases involving direct observation by a responsible employee), the school must promptly investigate to determine what occurred and then take appropriate steps to resolve the situation. The specific steps in an investigation will vary depending upon the nature of the allegations, the source of the complaint, the age of the student or students involved, the size and administrative structure of the school, and other factors. However, in all cases the inquiry must be prompt, thorough, and impartial. (Requests by the student who was harassed for confidentiality or for no action to be taken, responding to notice of harassment from other sources, and the components of a prompt and equitable grievance procedure are discussed in subsequent sections of this guidance.)

It may be appropriate for a school to take interim measures during the investigation of a complaint. For instance, if a student alleges that he or she has been sexually assaulted by another student, the school may decide to place the students immediately in separate classes or in different housing arrangements on a campus, pending the results of the school's investigation. Similarly, if the alleged harasser is a teacher, allowing the student to transfer to a different class may be appropriate. In cases involving potential criminal conduct, school personnel should determine whether appropriate law enforcement authorities should be notified. In all cases, schools should make every effort to prevent disclosure of the names of all parties involved, except to the extent necessary to carry out an investigation.

If a school determines that sexual harassment has occurred, it should take reasonable, timely, age-appropriate, and effective corrective action, including steps tailored to the specific situation.[85] Appropriate steps should be taken to end the harassment. For example, school personnel may need to counsel, warn, or take disciplinary action against the harasser, based on the severity of the harassment or any record of prior incidents or both.[86] A series of escalating consequences may be necessary if the initial steps are ineffective in stopping the harassment.[87] In some cases, it may be appropriate to further separate the harassed student and the harasser, e.g., by changing housing arrangements[88] or directing the harasser to have no further contact with the harassed student. Responsive measures of this type should be designed to minimize, as much as possible, the burden on the student who was harassed. If the alleged harasser is not a student or employee of the recipient, OCR will consider the level of control the school has over the harasser in determining what response would be appropriate.[89]

Steps should also be taken to eliminate any hostile environment that has been created. For example, if a female student has been subjected to harassment by a group of other students in a class, the school may need to deliver special training or other interventions for that class to repair the educational environment. If the school offers the student the option of withdrawing from a class in which a hostile environment occurred, the school should assist the student in making program or schedule changes and ensure that none of the changes adversely affect the student's academic record. Other measures may include, if appropriate, directing a harasser to apologize to the harassed student. If a hostile environment has affected an entire school or campus, an effective response may need to include dissemination of information, the issuance of new policy statements, or other steps that are designed to clearly communicate the message that the school does not tolerate harassment and will be responsive to any student who reports that conduct.

In some situations, a school may be required to provide other services to the student who was harassed if necessary to address the effects of the harassment on that student.[90] For example, if an instructor gives a student a low grade because the student failed to respond to his sexual advances, as discussed in the section on ''Harassment by Teachers and Other Employees,'' the employee engaged in the harassment in the context of providing aid, benefits, or services to students. Because the school is responsible for the discriminatory denial or limitation of a benefit to the student, the school is responsible for taking appropriate corrective action, including remedying the effects of the harassment on the victim. Thus, the school may be required to make arrangements for an independent reassessment of the student's work, if feasible, and change the grade accordingly; make arrangements for the student to take the course again with a different instructor; provide tutoring; make tuition adjustments; offer reimbursement for professional counseling; or take other measures that are appropriate to the circumstances. As another example, if a school delays responding or responds inappropriately to information about harassment, such as a case in which the school ignores complaints by a student that he or she is being sexually harassed by a classmate, the school will be required to remedy the effects of the harassment that could have been prevented had the school responded promptly and effectively.

Finally, a school should take steps to prevent any further harassment[91] and to

prevent any retaliation against the student who made the complaint (or was the subject of the harassment), against the person who filed a complaint on behalf of a student, or against those who provided information as witnesses.[92] At a minimum, this includes making sure that the harassed students and their parents know how to report any subsequent problems and making follow-up inquiries to see if there have been any new incidents or any retaliation. To prevent recurrences, counseling for the harasser may be appropriate to ensure that he or she understands what constitutes harassment and the effects it can have. In addition, depending on how widespread the harassment was and whether there have been any prior incidents, the school may need to provide training for the larger school community to ensure that students, parents, and teachers can recognize harassment if it recurs and know how to respond.[93]

Requests by the Harassed Student for Confidentiality. The scope of a reasonable response also may depend upon whether a student, or parent of a minor student, reporting harassment asks that the student's name not be disclosed to the harasser or that nothing be done about the alleged harassment. In all cases, a school should discuss confidentiality standards and concerns with the complainant initially. The school should inform the student that the request may limit the school's ability to respond. The school also should tell the student that Title IX prohibits retaliation and that, if he or she is afraid of reprisals from the alleged harasser, the school will take steps to prevent retaliation and will take strong responsive actions if retaliation occurs. If the student continues to ask that his or her name not be revealed, the school should take all reasonable steps to investigate and respond to the complaint consistent with that request as long as doing so does not preclude the school from responding effectively to the harassment and preventing harassment of other students. Thus, for example, a reasonable response would not require disciplinary action against an alleged harasser if a student, who was the only student harassed, insists that his or her name not be revealed, and the alleged harasser could not respond to the charges of sexual harassment without that information.

At the same time, a school should evaluate the confidentiality request in the context of its responsibility to provide a safe and nondiscriminatory environment for all students. The factors that a school may consider in this regard include the seriousness of the alleged harassment, the age of the student harassed, whether there have been other complaints or reports of harassment against the alleged harasser, and the rights of the accused individual to receive information about the accuser and the allegations if a formal proceeding with sanctions may result.[94]

Although a student's request to have his or her name withheld may limit the school's ability to respond fully to an individual complaint of harassment, other means may be available to address the harassment. There are steps a recipient can take to limit the effects of the alleged harassment and prevent its recurrence without initiating formal action against the alleged harasser or revealing the identity of the complainant. Examples include conducting sexual harassment training for the school site or academic department where the problem occurred, taking a student survey concerning any problems with harassment, or implementing other systemic measures at the site or department where the alleged harassment has occurred.

In addition, by investigating the complaint to the extent possible—including by reporting it to the Title IX coordinator or other responsible school employee designated pursuant to Title IX—the school may learn about or be able to confirm a pattern of harassment based on claims by different students that they were harassed by the same individual. In some situations there may be prior reports by former students who now might be willing to come forward and be identified, thus providing a basis for further corrective action. In instances affecting a number of students (for example, a report from a student that an instructor has repeatedly made sexually explicit remarks about his or her personal life in front of an entire class), an individual can be put on notice of allegations of harassing behavior and counseled appropriately without revealing, even indirectly, the identity of the student who notified the school. Those steps can be very effective in preventing further harassment.

Response to Other Types of Notice. The previous two sections deal with situations in which a student or parent of a student who was harassed reports or complains of harassment or in which a responsible school employee directly observes sexual harassment of a student. If a school learns of harassment through other means, for example, if information about harassment is received from a third party (such as from a witness to an incident or an anonymous letter or telephone call), different factors will affect the school's response. These factors include the source and nature of the information; the seriousness of the alleged incident; the specificity of the information; the objectivity and credibility of the source of the report; whether any individuals can be identified who were subjected to the alleged harassment; and whether those individuals want to pursue the matter. If, based on these factors, it is reasonable for the school to investigate and it can confirm the allegations, the considerations described in the previous sections concerning interim measures and appropriate responsive action will apply.

For example, if a parent visiting a school observes a student repeatedly harassing a group of female students and reports this to school officials, school personnel can speak with the female students to confirm whether that conduct has occurred and whether they view it as unwelcome. If the school determines that the conduct created a hostile environment, it can take reasonable, age-appropriate steps to address the situation. If on the other hand, the students in this example were to ask that their names not be disclosed or indicate that they do not want to pursue the matter, the considerations described in the previous section related to requests for confidentiality will shape the school's response.

In a contrasting example, a student newspaper at a large university may print an anonymous letter claiming that a professor is sexually harassing students in class on a daily basis, but the letter provides no clue as to the identity of the professor or the department in which the conduct is allegedly taking place. Due to the anonymous source and lack of specificity of the information, a school would not reasonably be able to investigate and confirm these allegations. However, in response to the anonymous letter, the school could submit a letter or article to the newspaper reiterating its policy against sexual harassment, encouraging persons who believe that they have been sexually harassed to come forward, and explaining how its grievance procedures work.

Prevention. A policy specifically prohibiting sexual harassment and separate grievance procedures for violations of that policy can help ensure that all students and employees understand the nature of sexual harassment and that the school will not tolerate it. Indeed, they might even bring conduct of a sexual nature to the school's attention so that the school can address it before it becomes sufficiently serious as to create a hostile environment. Further, training for administrators, teachers, and staff and age-appropriate classroom information for students can help to ensure that they understand what types of conduct can cause sexual harassment and that they know how to respond.

Prompt and Equitable Grievance Procedures. Schools are required by the Title IX regulations to adopt and publish a policy against sex discrimination and grievance procedures providing for prompt and equitable resolution of complaints of discrimination on the basis of sex.[95] Accordingly, regardless of whether harassment occurred, a school violates this requirement of the Title IX regulations if it does not have those procedures and policy in place.[96]

A school's sex discrimination grievance procedures must apply to complaints of sex discrimination in the school's education programs and activities filed by students against school employees, other students, or third parties.[97] Title IX does not require a school to adopt a policy specifically prohibiting sexual harassment or to provide separate grievance procedures for sexual harassment complaints. However, its nondiscrimination policy and grievance procedures for handling discrimination complaints must provide effective means for preventing and responding to sexual harassment. Thus, if, because of the lack of a policy or procedure specifically addressing sexual harassment, students are unaware of what kind of conduct constitutes sexual harassment or that such conduct is prohibited sex discrimination, a school's general policy and procedures relating to sex discrimination complaints will not be considered effective.[98]

OCR has identified a number of elements in evaluating whether a school's grievance procedures are prompt and equitable,

including whether the procedures provide for—

- Notice to students, parents of elementary and secondary students, and employees of the procedure, including where complaints may be filed;
- Application of the procedure to complaints alleging harassment carried out by employees, other students, or third parties;
- Adequate, reliable, and impartial investigation of complaints, including the opportunity to present witnesses and other evidence;
- Designated and reasonably prompt timeframes for the major stages of the complaint process;
- Notice to the parties of the outcome of the complaint; [99] and
- An assurance that the school will take steps to prevent recurrence of any harassment and to correct its discriminatory effects on the complainant and others, if appropriate.[100]

Many schools also provide an opportunity to appeal the findings or remedy or both. In addition, because retaliation is prohibited by Title IX, schools may want to include a provision in their procedures prohibiting retaliation against any individual who files a complaint or participates in a harassment inquiry.

Procedures adopted by schools will vary considerably in detail, specificity, and components, reflecting differences in audiences, school sizes and administrative structures, State or local legal requirements, and past experience. In addition, whether complaint resolutions are timely will vary depending on the complexity of the investigation and the severity and extent of the harassment. During the investigation it is a good practice for schools to inform students who have alleged harassment about the status of the investigation on a periodic basis.

A grievance procedure applicable to sexual harassment complaints cannot be prompt or equitable unless students know it exists, how it works, and how to file a complaint. Thus, the procedures should be written in language appropriate to the age of the school's students, easily understood, and widely disseminated. Distributing the procedures to administrators, or including them in the school's administrative or policy manual, may not by itself be an effective way of providing notice, as these publications are usually not widely circulated to and understood by all members of the school community. Many schools ensure adequate notice to students by having copies of the procedures available at various locations throughout the school or campus; publishing the procedures as a separate document; including a summary of the procedures in major publications issued by the school, such as handbooks and catalogs for students, parents of elementary and secondary students, faculty, and staff; and identifying individuals who can explain how the procedures work.

A school must designate at least one employee to coordinate its efforts to comply with and carry out its Title IX responsibilities.[101] The school must notify all of its students and employees of the name, office address, and telephone number of the employee or employees designated.[102] Because it is possible that an employee designated to handle Title IX complaints may himself or herself engage in harassment, a school may want to designate more than one employee to be responsible for handling complaints in order to ensure that students have an effective means of reporting harassment.[103] While a school may choose to have a number of employees responsible for Title IX matters, it is also advisable to give one official responsibility for overall coordination and oversight of all sexual harassment complaints to ensure consistent practices and standards in handling complaints. Coordination of recordkeeping (for instance, in a confidential log maintained by the Title IX coordinator) will also ensure that the school can and will resolve recurring problems and identify students or employees who have multiple complaints filed against them.[104] Finally, the school must make sure that all designated employees have adequate training as to what conduct constitutes sexual harassment and are able to explain how the grievance procedure operates.[105]

Grievance procedures may include informal mechanisms for resolving sexual harassment complaints to be used if the parties agree to do so.[106] OCR has frequently advised schools, however, that it is not appropriate for a student who is complaining of harassment to be required to work out the problem directly with the individual alleged to be harassing him or her, and certainly not without appropriate involvement by the school (*e.g.,* participation by a counselor, trained mediator, or, if appropriate, a teacher or administrator). In addition, the complainant must be notified of the right to end the informal process at any time and begin the formal stage of the complaint process. In some cases, such as alleged sexual assaults, mediation will not be appropriate even on a voluntary basis. Title IX also permits the use of a student disciplinary procedure not designed specifically for Title IX grievances to resolve sex discrimination complaints, as long as the procedure meets the requirement of affording a complainant a ''prompt and equitable'' resolution of the complaint.

In some instances, a complainant may allege harassing conduct that constitutes both sex discrimination and possible criminal conduct. Police investigations or reports may be useful in terms of fact-gathering. However, because legal standards for criminal investigations are different, police investigations or reports may not be determinative of whether harassment occurred under Title IX and do not relieve the school of its duty to respond promptly.[107] Similarly, schools are cautioned about using the results of insurance company investigations of sexual harassment allegations. The purpose of an insurance investigation is to assess liability under the insurance policy, and the applicable standards may well be different from those under Title IX. In addition, a school is not relieved of its responsibility to respond to a sexual harassment complaint filed under its grievance procedure by the fact that a complaint has been filed with OCR.[108]

Finally, a public school's employees may have certain due process rights under the United States Constitution. The Constitution also guarantees due process to students in public and State-supported schools who are accused of certain types of infractions. The rights established under Title IX must be interpreted consistently with any federally guaranteed rights involved in a complaint proceeding. In both public and private schools, additional or separate rights may be created for employees or students by State law, institutional regulations and policies, such as faculty or student handbooks, and collective bargaining agreements. Schools should be aware of these rights and their legal responsibilities to those accused of harassment. Indeed, procedures that ensure the Title IX rights of the complainant, while at the same time according due process to both parties involved, will lead to sound and supportable decisions. Schools should ensure that steps to accord due process rights do not restrict or unnecessarily delay the protections provided by Title IX to the complainant.

First Amendment. In cases of alleged harassment, the protections of the First Amendment must be considered if issues of speech or expression are involved.[109] Free speech rights apply in the classroom (*e.g.*, classroom lectures and discussions)[110] and in all other education programs and activities of public schools (*e.g.*, public meetings and speakers on campus; campus debates, school plays and other cultural events [111]; and student newspapers, journals, and other publications [112]). In addition, First Amendment rights apply to the speech of students and teachers.[113]

Title IX is intended to protect students from sex discrimination, not to regulate the content of speech. OCR recognizes that the offensiveness of a particular expression as perceived by some students, standing alone, is not a legally sufficient basis to establish a sexually hostile environment under Title IX.[114] In order to establish a violation of Title IX, the harassment must be sufficiently serious to deny or limit a student's ability to participate in or benefit from the education program.[115]

Moreover, in regulating the conduct of its students and its faculty to prevent or redress discrimination prohibited by Title IX (*e.g.,* in responding to harassment that is sufficiently serious as to create a hostile environment), a school must formulate, interpret, and apply its rules so as to protect academic freedom and free speech rights. For instance, while the First Amendment may prohibit a school from restricting the right of students to express opinions about one sex that may be considered derogatory, the school can take steps to denounce those opinions and ensure that competing views are heard. The age of the students involved and the location or forum may affect how the school can respond consistently with the First Amendment.[116] As an example of the application of free speech rights to allegations of sexual harassment, consider the following:

Example 1: In a college level creative writing class, a professor's required reading list includes excerpts from literary classics that contain descriptions of explicit sexual conduct, including scenes that depict women

in submissive and demeaning roles. The professor also assigns students to write their own materials, which are read in class. Some of the student essays contain sexually derogatory themes about women. Several female students complain to the Dean of Students that the materials and related classroom discussion have created a sexually hostile environment for women in the class. What must the school do in response?

Answer: Academic discourse in this example is protected by the First Amendment even if it is offensive to individuals. Thus, Title IX would not require the school to discipline the professor or to censor the reading list or related class discussion.

Example 2: A group of male students repeatedly targets a female student for harassment during the bus ride home from school, including making explicit sexual comments about her body, passing around drawings that depict her engaging in sexual conduct, and, on several occasions, attempting to follow her home off the bus. The female student and her parents complain to the principal that the male students' conduct has created a hostile environment for girls on the bus and that they fear for their daughter's safety. What must a school do in response?

Answer: Threatening and intimidating actions targeted at a particular student or group of students, even though they contain elements of speech, are not protected by the First Amendment. The school must take reasonable and appropriate actions against the students, including disciplinary action if necessary, to remedy the hostile environment and prevent future harassment.

Footnotes

[1] This guidance does not address sexual harassment of employees, although that conduct may be prohibited by Title IX. 20 U.S.C. 1681 *et seq.*; 34 CFR part 106, subpart E. If employees file Title IX sexual harassment complaints with OCR, the complaints will be processed pursuant to the Procedures for Complaints of Employment Discrimination Filed Against Recipients of Federal Financial Assistance. 28 CFR 42.604.

[2] 20 U.S.C. 1681; 34 CFR part 106.

[3] See, *e.g., Davis* v. *Monroe County Bd. of Educ.,* 526 U.S. 629, 649–50 (1999); *Gebser* v. *Lago Vista Ind. Sch. Dist.,* 524 U.S. 274, 281 (1998); *Franklin* v. *Gwinnett County Pub. Sch.,* 503 U.S. 60, 75 (1992); S. REP. NO. 100–64, 100th Cong., 1st Sess. 14 (1987); *Sexual Harassment Guidance: Harassment of Students by School Employees, Other Students, or Third Parties,* (1997 guidance), 62 FR 12034 (1997).

[4] 20 U.S.C. 1687 (codification of the amendment to Title IX regarding scope of jurisdiction, enacted by the Civil Rights Restoration Act of 1987). See 65 FR 26464 (May 5, 2000) (Department's proposed rulemaking to amend the Title IX regulations to incorporate the statutory definition of ''program or activity'').

[5] See also *Shoreline School Dist.,* OCR Case No. 10–92–1002 (a teacher's patting a student on the arm, shoulder, and back, and restraining the student when he was out of control, not conduct of a sexual nature); *Dartmouth Public Schools,* OCR Case No. 01–90–1058 (same as to contact between high school coach and students); *San Francisco State University,* OCR Case No. 09–94–2038 (same as to faculty advisor placing her arm around a graduate student's shoulder in posing for a picture); *Analy Union High School Dist.,* OCR Case No. 09–92–1249 (same as to drama instructor who put his arms around both male and female students who confided in him).

[6] If a school contracts with persons or organizations to provide benefits, services, or opportunities to students as part of the school's program, and those persons or employees of those organizations sexually harass students, OCR will consider the harassing individual in the same manner that it considers the school's employees, as described in this guidance. (See section on ''Harassment by Teachers and Other Employees.'') See *Brown* v. *Hot, Sexy, and Safer Products, Inc.,* 68 F.3d 525, 529 (1st Cir. 1995) (Title IX sexual harassment claim brought for school's role in permitting contract consultant hired by it to create allegedly hostile environment).

In addition, if a student engages in sexual harassment as an employee of the school, OCR will consider the harassment under the standards described for employees. (See section on ''Harassment by Teachers and Other Employees.'') For example, OCR would consider it harassment by an employee if a student teaching assistant who is responsible for assigning grades in a course, *i.e.,* for providing aid, benefits, or services to students under the recipient's program, required a student in his or her class to submit to sexual advances in order to obtain a certain grade in the class.

[7] *Cf. John Does 1* v. *Covington County Sch. Bd.,* 884 F.Supp. 462, 464–65 (M.D. Ala. 1995) (male students alleging that a teacher sexually harassed and abused them stated cause of action under Title IX).

[8] Title IX and the regulations implementing it prohibit discrimination ''on the basis of sex;'' they do not restrict sexual harassment to those circumstances in which the harasser only harasses members of the opposite sex. See 34 CFR 106.31. In *Oncale* v. *Sundowner Offshore Services, Inc.* the Supreme Court held unanimously that sex discrimination consisting of same-sex sexual harassment can violate Title VII's prohibition against discrimination because of sex. 523 U.S. 75, 82 (1998). The Supreme Court's holding in *Oncale* is consistent with OCR policy, originally stated in its 1997 guidance, that Title IX prohibits sexual harassment regardless of whether the harasser and the person being harassed are members of the same sex. 62 FR 12039. See *Kinman* v. *Omaha Public School Dist.,* 94 F.3d 463, 468 (8th Cir. 1996) (female student's allegation of sexual harassment by female teacher sufficient to raise a claim under Title IX); *Doe* v. *Petaluma,* 830 F.Supp. 1560, 1564–65, 1575 (N.D. Cal. 1996) (female junior high student alleging sexual harassment by other students, including both boys and girls, sufficient to raise a claim under Title IX); *John Does 1,* 884 F.Supp. at 465 (same as to male students' allegations of sexual harassment and abuse by a male teacher.) It can also occur in certain situations if the harassment is directed at students of both sexes. *Chiapuzo* v. *BLT Operating Corp.,* 826 F.Supp. 1334, 1337 (D.Wyo. 1993) (court found that if males and females were subject to harassment, but harassment was based on sex, it could violate Title VII); but see *Holman* v. *Indiana,* 211 F.3d 399, 405 (7th Cir. 2000) (if male and female both subjected to requests for sex, court found it could not violate Title VII).

In many circumstances, harassing conduct will be on the basis of sex because the student would not have been subjected to it at all had he or she been a member of the opposite sex; *e.g.,* if a female student is repeatedly propositioned by a male student or employee (or, for that matter, if a male student is repeatedly propositioned by a male student or employee.) In other circumstances, harassing conduct will be on the basis of sex if the student would not have been affected by it in the same way or to the same extent had he or she been a member of the opposite sex; *e.g.,* pornography and sexually explicit jokes in a mostly male shop class are likely to affect the few girls in the class more than it will most of the boys.

In yet other circumstances, the conduct will be on the basis of sex in that the student's sex was a factor in or affected the nature of the harasser's conduct or both. Thus, in *Chiapuzo,* a supervisor made demeaning remarks to both partners of a married couple working for him, *e.g.,* as to sexual acts he wanted to engage in with the wife and how he would be a better lover than the husband. In both cases, according to the court, the remarks were based on sex in that they were made with an intent to demean each member of the couple because of his or her respective sex. 826 F.Supp. at 1337. See also *Steiner* v. *Showboat Operating Co.,* 25 F.3d 1459, 1463–64 (9th Cir. 1994), *cert. denied,* 115 S.Ct. 733 (1995) (Title VII case); but see Holman, 211 F.3d at 405 (finding that if male and female both subjected to requests for sex, Title VII could not be violated).

[9] *Nashoba Regional High School,* OCR Case No. 01–92–1397. In *Conejo Valley School Dist.,* OCR Case No. 09–93–1305, female students allegedly taunted another female student about engaging in sexual activity; OCR found that the alleged comments were sexually explicit and, if true, would be sufficiently severe, persistent, and pervasive to create a hostile environment.

[10] See *Williamson* v. *A.G. Edwards & Sons, Inc.,* 876 F2d 69, 70 (8th Cir. 1989, *cert. denied* 493 U.S. 1089 (1990) (Title VII case); *DeSantis* v. *Pacific Tel. & Tel. Co., Inc.,* 608 F.2d 327, 329–30 (9th Cir. 1979) (same); *Blum* v. *Gulf Oil Corp.,* 597 F.2d 936, 938 (5th Cir. 1979) (same).

[11] It should be noted that some State and local laws may prohibit discrimination on the basis of sexual orientation. Also, under certain circumstances, courts may permit redress for harassment on the basis of sexual orientation under other Federal legal authority. See *Nabozny* v. *Podlesny,* 92 F.3d 446, 460 (7th Cir. 1996) (holding that a gay student could maintain claims alleging discrimination based on both gender and sexual orientation under the Equal Protection Clause of the United States Constitution in a

case in which a school district failed to protect the student to the same extent that other students were protected from harassment and harm by other students due to the student's gender and sexual orientation).

[12] See *Meritor Savings Bank, FSB* v. *Vinson,* 477 U.S. 57, 65–66 (1986); *Harris* v. *Forklift Systems Inc.,* 510 U.S. 14, 22 (1993); *see also Hicks* v. *Gates Rubber Co.,* 833 F.2d 1406, 1415 (10th Cir. 1987) (Title VII case; concluding that harassment based on sex may be discrimination whether or not it is sexual in nature); *McKinney* v. *Dole,* 765 F.2d 1129, 1138 (D.C. Cir. 1985) (Title VII case; physical, but nonsexual, assault could be sex-based harassment if shown to be unequal treatment that would not have taken place but for the employee's sex); *Cline* v. *General Electric Capital Auto Lease, Inc.,* 757 F.Supp. 923, 932–33 (N.D. Ill. 1991) (Title VII case).

[13] See *Harris,* 510 U.S. at 23; *Andrews* v. *City of Philadelphia,* 895 F.2d 1469, 1485–86 (3rd Cir. 1990) (Title VII case; court directed trial court to consider sexual conduct as well as theft of female employees' files and work, destruction of property, and anonymous phone calls in determining if there had been sex discrimination); see also *Hall* v. *Gus Construction Co.,* 842 F.2d 1010, 1014 (8th Cir. 1988) (Title VII case; affirming that harassment due to the employee's sex may be actionable even if the harassment is not sexual in nature); *Hicks,* 833 F.2d at 1415; *Eden Prairie Schools, Dist. #272,* OCR Case No. 05–92–1174 (the boys made lewd comments about male anatomy and tormented the girls by pretending to stab them with rubber knives; while the stabbing was not sexual conduct, it was directed at them because of their sex, *i.e.,* because they were girls).

[14] Davis, 526 U.S. at 650 (''Having previously determined that 'sexual harassment' is 'discrimination' in the school context under Title IX, we are constrained to conclude that student-on-student sexual harassment, if sufficiently severe, can likewise rise to the level of discrimination actionable under the statute.''); *Franklin,* 503 U.S. at 75 (''Unquestionably, Title IX placed on the [school] the duty not to discriminate on the basis of sex, and 'when a supervisor sexually harasses a subordinate because of the subordinate's sex, that supervisor ''discriminate[s]'' on the basis of sex.' * * * We believe the same rule should apply when a teacher sexually harasses and abuses a student.'' (citation omitted))

OCR's longstanding interpretation of its regulations is that sexual harassment may constitute a violation. 34 CFR 106.31; See *Sexual Harassment Guidance,* 62 FR 12034 (1997). When Congress enacted the Civil Rights Restoration Act of 1987 to amend Title IX to restore institution-wide coverage over federally assisted education programs and activities, the legislative history indicated not only that Congress was aware that OCR interpreted its Title IX regulations to prohibit sexual harassment, but also that one of the reasons for passing the Restoration Act was to enable OCR to investigate and resolve cases involving allegations of sexual harassment. S. REP. NO. 64, 100th Cong., 1st Sess. at 12 (1987). The examples of discrimination that Congress intended to be remedied by its statutory change included sexual harassment of students by professors, *id.* at 14, and these examples demonstrate congressional recognition that discrimination in violation of Title IX can be carried out by school employees who are providing aid, benefits, or services to students. Congress also intended that if discrimination occurred, recipients needed to implement effective remedies. S. REP. NO. 64 at 5.

[15] 34 CFR 106.4.

[16] These are the basic regulatory requirements. 34 CFR 106.31(a)(b). Depending upon the facts, sexual harassment may also be prohibited by more specific regulatory prohibitions. For example, if a college financial aid director told a student that she would not get the student financial assistance for which she qualified unless she slept with him, that also would be covered by the regulatory provision prohibiting discrimination on the basis of sex in financial assistance, 34 CFR 106.37(a).

[17] 34 CFR 106.31(b)(1).

[18] 34 CFR 106.31(b)(2).

[19] 34 CFR 106.31(b)(3).

[20] 34 CFR 106.31(b)(4).

[21] 34 CFR 106.31(b)(6).

[22] 34 CFR 106.31(b)(7).

[23] 34 CFR 106.3(a).

[24] 34 CFR 106.9.

[25] 34 CFR 106.8(b).

[26] 34 CFR 106.8(a).

[27] *Gebser,* 524 U.S. at 281 (''*Franklin* * * * establishes that a school district can be held liable in damages [in an implied action under Title IX] in cases involving a teacher's sexual harassment of a student * * *.''); 34 CFR 106.31; See *1997 Sexual Harassment Guidance,* 62 FR 12034.

[28] For this reason, harassment of a student by a teacher is more likely than harassment by a fellow student to constitute the type of effective denial of equal access to educational benefits that can breach the requirements of Title IX. See *Davis,* 526 U.S. at 653.

[29] 34 CFR 106.31(b). *Cf. Gebser,* 524 U.S. at 283–84 (Court recognized in an implied right of action for money damages for teacher sexual harassment of a student that the question of whether a violation of Title IX occurred is a separate question from the scope of appropriate remedies for a violation).

[30] See section on ''Notice of Employee, Peer, or Third Party Harassment.''

[31] See section on ''Notice of Employee, Peer, or Third Party Harassment.''

[32] See section on ''Applicability of Title IX'' for scope of coverage.

[33] *Davis,* 526 U.S. at 646.

[34] See section on ''Notice of Employee, Peer, or Third Party Harassment.''

[35] 34 CFR 106.31(b).

[36] 34 CFR 106.31(b).

[37] See section on ''Notice of Employee, Peer, or Third Party Harassment.''

[38] *Cf. Davis,* 526 U.S. at 646.

[39] 34 CFR 106.31(b).

[40] 34 CFR 106.31(b).

[41] Consistent with its obligation under Title IX to protect students, *cf. Gebser,* 524 U.S. at 287, OCR interprets its regulations to ensure that recipients take reasonable action to address, rather than neglect, reasonably obvious discrimination. *Cf. Gebser,* 524 U.S. at 287–88; *Davis,* 526 U.S. at 650 (actual notice standard for obtaining money damages in private lawsuit).

[42] Whether an employee is a responsible employee or whether it would be reasonable for a student to believe the employee is, even if the employee is not, will vary depending on factors such as the age and education level of the student, the type of position held by the employee, and school practices and procedures, both formal and informal.

Although there is some overlap between individuals who are ''responsible employees'' for the purposes of receiving notice about alleged harassment as described in this guidance and individuals who are appropriate school officials with authority to address the alleged discrimination and take corrective action, and, thus, receive actual notice for the purposes of private lawsuits for money damages as specified by the Court in *Gebser,* 524 U.S. at 290, and *Davis,* 526 U.S. at 642, the concept of responsible employee is broader. That is, even if a responsible employee does not have the authority to address the discrimination and take corrective action, he or she does have the obligation to report it to appropriate school officials.

[43] The Title IX regulations require that recipients designate at least one employee to coordinate its efforts to comply with and carry out its responsibilities under the regulations, including complaint investigations. 34 CFR 106.8(a).

[44] 34 CFR 106.31. See *Yates* v. *Avco Corp.*, 819 F.2d 630, 636 (6th Cir. 1987) (Title VII case); *Katz* v. *Dole*, 709 F.2d 251, 256 (4th Cir. 1983) (same).

[45] For example, a substantiated report indicating that a high school coach has engaged in inappropriate physical conduct of a sexual nature in several instances with different students may suggest a pattern of conduct that should trigger an inquiry as to whether other students have been sexually harassed by that coach. See also *Doe* v. *School Administrative Dist. No. 19*, 66 F.Supp.2d 57, 63–64 and n.6 (D.Me. 1999) (in a private lawsuit for money damages under Title IX in which a high school principal had notice that a teacher may be engaging in a sexual relationship with one underage student and did not investigate, and then the same teacher allegedly engaged in sexual intercourse with another student, who did not report the incident, the court indicated that the school's knowledge of the first relationship may be sufficient to serve as actual notice of the second incident).

[46] *Cf. Katz,* 709 F.2d at 256 (finding that the employer ''should have been aware of the problem both because of its pervasive character and because of [the employee's] specific complaints * * *''); *Smolsky* v. *Consolidated Rail Corp.*, 780 F.Supp. 283, 293 (E.D. Pa. 1991), *reconsideration denied*, 785 F.Supp. 71 (E.D. Pa. 1992) ''where the harassment is apparent to all others in the work place, supervisors and coworkers, this may be sufficient to put the employer on notice of the sexual harassment'' under Title VII); *Jensen* v. *Eveleth Taconite Co.*, 824 F.Supp. 847, 887 (D.Minn. 1993) (Title VII case; ''[s]exual harassment * * * was so

pervasive that an inference of knowledge arises.* * * The acts of sexual harassment detailed herein were too common and continuous to have escaped Eveleth Mines had its management been reasonably alert.''); *Cummings* v. *Walsh Construction Co.*, 561 F.Supp. 872, 878 (S.D. Ga. 1983) (''* * * allegations not only of the [employee] registering her complaints with her foreman * * * but also that sexual harassment was so widespread that defendant had constructive notice of it'' under Title VII); but see *Murray* v. *New York Univ. College of Dentistry*, 57 F.3d 243, 250–51 (2nd Cir. 1995) (concluding that other students' knowledge of the conduct was not enough to charge the school with notice, particularly because these students may not have been aware that the conduct was offensive or abusive).

[47] 34 CFR 106.9 and 106.8(b).

[48] 34 CFR 106.8(b) and 106.31(b).

[49] 34 CFR 106.9.

[50] 34 CFR 106.8(b).

[51] 34 CFR 106.31.

[52] 34 CFR 106.31 and 106.3. *Gebser*, 524 U.S. at 288 (''In the event of a violation, [under OCR's administrative enforcement scheme] a funding recipient may be required to take 'such remedial action as [is] deem[ed] necessary to overcome the effects of [the] discrimination.' § 106.3.'').

[53] 20 U.S.C. 1682. In the event that OCR determines that voluntary compliance cannot be secured, OCR may take steps that may result in termination of Federal funding through administrative enforcement, or, alternatively, OCR may refer the case to the Department of Justice for judicial enforcement.

[54] The terms *quid pro quo* and ''hostile environment'' sexual harassment do not appear in the Title IX statutory text or regulations, but were first used by the courts in the context of Title VII and then Title IX. See *Meritor Savings Bank*, 477 U.S. at 65 (finding that both *quid pro quo* and hostile environment claims are cognizable under Title VII); *Burlington Industries, Inc.* v. *Ellereth*, 524 U.S. 742, 752 (1998) ''The principal significance of the distinction between [*quid pro quo* and hostile environment sexual harassment] is to instruct that Title VII is violated by either explicit or constructive alterations in the terms or conditions of employment and to explain the latter must be severe or pervasive''). While Title VII agency principles are not applicable to a finding of liability for monetary damages for sexual harassment in a private lawsuit under Title IX, see *Gebser*, 524 U.S. at 228, Title VII case law remains useful in determining conduct that constitutes sexual harassment under Title IX. *Davis*, 526 U.S. at 651.

[55] See, *e.g., Davis*, 526 U.S. at 653 (alleged conduct of a sexual nature that would support a sexual harassment claim included verbal harassment and ''numerous acts of objectively offensive touching;'' *Franklin*, 503 U.S. at 63 (conduct of a sexual nature found to support a sexual harassment claim under Title IX included kissing, sexual intercourse); *Meritor Savings Bank*, 477 U.S. at 60–61 (demands for sexual favors, sexual advances, fondling, indecent exposure, sexual intercourse, rape, sufficient to raise hostile environment claim under Title VII); *Harris*, 510 U.S. at 20 (sexually derogatory comments and innuendo may support a sexual harassment claim under Title VII); *Ellison* v. *Brady*, 924 F.2d 872, 873–74, 880 (9th Cir. 1991) (allegations sufficient to state sexual harassment claim under Title VII included repeated requests for dates, letters making explicit references to sex and describing the harasser's feelings for plaintiff); *Lipsett* v. *University of Puerto Rico*, 864 F.2d 881, 904–5 (1st Cir. 1988) (sexually derogatory comments, posting of sexually explicit drawing of plaintiff, sexual advances may support sexual harassment claim); *Kadiki* v. *Virginia Commonwealth University*, 892 F.Supp. 746, 751 (E.D. Va. 1995) (professor's spanking of university student may constitute sexual conduct under Title IX); *Doe* v. *Petaluma*, 830 F.Supp. at 1564–65 (sexually derogatory taunts and innuendo can be the basis of a harassment claim); *Denver School Dist. #2*, OCR Case No. 08–92–1007 (same as to allegations of vulgar language and obscenities, pictures of nude women on office walls and desks, unwelcome touching, sexually offensive jokes, bribery to perform sexual acts, indecent exposure); *Nashoba Regional High School*, OCR Case No. 01–92–1377 (same as to year-long campaign of derogatory, sexually explicit graffiti and remarks directed at one student.)

[56] See note 6.

[57] 34 CFR 106.31. See *Alexander* v. *Yale University*, 459 F.Supp. 1, 4 (D.Conn. 1977), *aff'd*, 631 F.2d 178 (2nd Cir. 1980) (stating that a claim ''that academic advancement was conditioned upon submission to sexual demands constitutes [a claim of] sex discrimination in education * * *''); *Crandell* v. *New York College, Osteopathic Medicine*, 87 F.Supp.2d 304, 318 (S.D.N.Y. 2000) (finding that allegations that a supervisory resident physician demanded that a student physician spend time with him and have lunch with him or receive a poor evaluation, in light of the totality of his alleged sexual comments and other inappropriate behavior, constituted a claim of *quid pro quo* harassment); *Kadiki*, 892 F.Supp. at 752 (reexamination in a course conditioned on a college student's agreeing to be spanked should she not attain a certain grade may constitute *quid pro quo* harassment). While recognizing the differences between students in schools and employees in the workplace, including age and other factors, *quid pro quo* harassment of students by their teachers or other school employees is analogous to harassment of employees by their supervisors where, as described in *Ellerth*, 524 U.S. at 753–54, 761–62, the employee suffers a tangible employment action.

[58] 34 CFR 106.31(b). See *Davis*, 526 U.S. at 650 (concluding that allegations of student-on-student sexual harassment that is ''so severe, pervasive, and objectively offensive that it can be said to deprive the victims of access to the educational opportunities or benefits'' supports a claim for money damages in an implied right of action).

[59] In *Harris*, the Supreme Court explained the requirement for considering the ''subjective perspective'' when determining the existence of a hostile environment. The Court stated— ''* * * if the victim does not subjectively perceive the environment to be abusive, the conduct has not actually altered the conditions of the victim's employment, and there is no Title VII violation.'' 510 U.S. at 21–22.

[60] See *Davis*, 526 U.S. at 650 (conduct must be ''objectively offensive'' to trigger liability for money damages). See *Oncale*, 523 U.S. at 81, in which the Court ''emphasized * * * that the objective severity of harassment should be judged from the perspective of a reasonable person in the [victim's] position, considering 'all the circumstances,' '' and citing *Harris*, 510 U.S. at 20, in which the Court indicated that a ''reasonable person'' standard should be used to determine whether sexual conduct constituted harassment. This standard has been applied under Title VII to take into account the sex of the subject of the harassment, see, *e.g., Ellison*, 924 F.2d at 878–79 (applying a ''reasonable woman'' standard to sexual harassment), and has been adapted to sexual harassment in education under Title IX, *Patricia H.* v. *Berkeley Unified School Dist.*, 830 F.Supp. 1288, 1296 (N.D. Cal. 1993) (adopting a ''reasonable victim'' standard and referring to OCR's use of it).

[61] See *Davis*, 526 U.S. at 651, citing both *Oncale*, 523 U.S. at 82, and OCR's 1997 guidance (62 FR 12041–12042).

[62] *Harris*, 510 U.S. at 23.

[63] See, *e.g., Davis*, 526 U.S. at 634 (as a result of the harassment, student's grades dropped and she wrote a suicide note); *Doe* v. *Petaluma*, 830 F. Supp. at 1566 (student so upset about harassment by other students that she was forced to transfer several times, including finally to a private school); *Modesto City Schools*, OCR Case No. 09–93–1391 (evidence showed that one girl's grades dropped while the harassment was occurring); *Weaverville Elementary School*, OCR Case No. 09–91–1116 (students left school due to the harassment). *Compare with College of Alameda*, OCR Case No. 09–90–2104 (student not in instructor's class and no evidence of any effect on student's educational benefits or service, so no hostile environment).

[64] *Doe* v. *Petaluma*, 830 F.Supp. at 1566.

[65] See *Harris*, 510 U.S. at 22 (holding that tangible harm is not required). In determining whether harm is sufficient, several factors are to be considered, including frequency, severity, whether the conduct was threatening or humiliating versus a mere offensive utterance, and whether it unreasonably interfered with work performance. No single factor is required; similarly, psychological harm, while relevant, is not required. *See id.*

[66] See *Waltman* v. *Int'l Paper Co.*, 875 F.2d 468, 477 (5th Cir. 1989) (Title VII case; holding that although not specifically directed at the plaintiff, sexually explicit graffiti on the walls was ''relevant to her claim''); *see also Hall*, 842 F.2d at 1015 (evidence of sexual harassment directed at others is relevant to show hostile environment under Title VII).

[67] See, *e.g., Andrews*, 895 F.2d at 1484 (''Harassment is pervasive when 'incidents of harassment occur either in concert or with

regularity' ''); *Moylan* v. *Maries County*, 792 F.2d 746, 749 (8th Cir. 1986) (Title VII case).

[68] 34 CFR 106.31(b). See also statement of the U.S. Equal Employment Opportunity Commission (EEOC): ''The Commission will presume that the unwelcome, intentional touching of [an employee's] intimate body areas is sufficiently offensive to alter the conditions of her working environment and constitute a violation of Title VII. More so than in the case of verbal advances or remarks, a single unwelcome physical advance can seriously poison the victim's working environment.'' EEOC Policy Guidance on Current Issues of Sexual Harassment, 17. *Barrett* v. *Omaha National Bank*, 584 F.Supp. 22, 30 (D. Neb. 1983), *aff'd*, 726 F.2d 424 (8th Cir. 1984) (finding that hostile environment was created under Title VII by isolated events, *i.e.*, occurring while traveling to and during a two-day conference, including the co-worker's talking to plaintiff about sexual activities and touching her in an offensive manner while they were inside a vehicle from which she could not escape).

[69] See also *Ursuline College*, OCR Case No. 05–91–2068 (a single incident of comments on a male student's muscles arguably not sexual; however, assuming they were, not severe enough to create a hostile environment).

[70] *Davis*, 526 U.S. at 653 (''The relationship between the harasser and the victim necessarily affects the extent to which the misconduct can be said to breach Title IX's guarantee of equal access to educational benefits and to have a systemic effect on a program or activity. Peer harassment, in particular, is less like to satisfy these requirements than is teacher student harassment.''); *Patricia H.*, 830 F. Supp. at 1297 (stating that the ''grave disparity in age and power'' between teacher and student contributed to the creation of a hostile environment); *Summerfield Schools*, OCR Case No. 15–92–1929 (''impact of the * * * remarks was heightened by the fact that the coach is an adult in a position of authority''); *cf. Doe* v. *Taylor I.S.D.*, 15 F.3d 443, 460 (5th Cir. 1994) (Sec. 1983 case; taking into consideration the influence that the teacher had over the student by virtue of his position of authority to find that a sexual relationship between a high school teacher and a student was unlawful).

[71] See, *e.g., McKinney*, 765 F.2d at 1138–49; *Robinson* v. *Jacksonville Shipyards*, 760 F.Supp. 1486, 1522 (M.D. Fla. 1991).

[72] *Cf. Patricia H.*, 830 F.Supp. at 1297.

[73] See, *e.g., Barrett*, 584 F.Supp. at 30 (finding harassment occurring in a car from which the victim could not escape particularly severe).

[74] See *Hall*, 842 F.2d at 1015 (stating that ''evidence of sexual harassment directed at employees other than the plaintiff is relevant to show a hostile environment'') (citing Hicks, 833 F.2d, 1415–16). *Cf. Midwest City-Del City Public Schools*, OCR Case No. 06–92–1012 (finding of racially hostile environment based in part on several racial incidents at school shortly before incidents in complaint, a number of which involved the same student involved in the complaint).

[75] In addition, incidents of racial or national origin harassment directed at a particular individual may also be aggregated with incidents of sexual or gender harassment directed at that individual in determining the existence of a hostile environment. *Hicks*, 833 F.2d at 1416; *Jefferies* v. *Harris County Community Action Ass'n*, 615 F.2d 1025, 1032 (5th Cir. 1980) (Title VII case).

[76] *Henson* v. *City of Dundee*, 682 F.2d 897, 903 (11th Cir. 1982) (Title VII case).

[77] See *Meritor Savings Bank,* 477 U.S. at 68. ''[T]he fact that sex-related conduct was 'voluntary,' in the sense that the complainant was not forced to participate against her will, is not a defense to a sexual harassment suit brought under Title VII. * * * The correct inquiry is whether [the subject of the harassment] by her conduct indicated that the alleged sexual advances were unwelcome, not whether her actual participation in sexual intercourse was voluntary.''

[78] *Lipsett,* 864 F.2d at 898 (while, in some instances, a person may have the responsibility for telling the harasser ''directly'' that the conduct is unwelcome, in other cases a ''consistent failure to respond to suggestive comments or gestures may be sufficient. * * *''); *Danna* v. *New York Tel. Co.,* 752 F.Supp. 594, 612 (despite a female employee's own foul language and participation in graffiti writing, her complaints to management indicated that the harassment was not welcome); see also *Carr* v. *Allison Gas Turbine Div. GMC.,* 32 F.3d 1007, 1011 (7th Cir. 1994) (Title VII case; finding that cursing and dirty jokes by a female employee did not show that she welcomed the sexual harassment, given her frequent complaints about it: ''Even if * * * [the employee's] testimony that she talked and acted as she did [only] in an effort to be one of the boys is * * * discounted, her words and conduct cannot be compared to those of the men and used to justify their conduct. * * * The asymmetry of positions must be considered. She was one woman; they were many men. Her use of [vulgar] terms * * * could not be deeply threatening * * *'').

[79] See *Reed* v. *Shepard,* 939 F.2d 484, 486–87, 491–92 (7th Cir. 1991) (no harassment found under Title VII in a case in which a female employee not only tolerated, but also instigated the suggestive joking activities about which she was now complaining); *Weinsheimer* v. *Rockwell Int'l Corp.,* 754 F.Supp. 1559, 1563–64 (M.D. Fla. 1990) (same, in case in which general shop banter was full of vulgarity and sexual innuendo by men and women alike, and plaintiff contributed her share to this atmosphere.) However, even if a student participates in the sexual banter, OCR may in certain circumstances find that the conduct was nevertheless unwelcome if, for example, a teacher took an active role in the sexual banter and a student reasonably perceived that the teacher expected him or her to participate.

[80] The school bears the burden of rebutting the presumption.

[81] Of course, nothing in Title IX would prohibit a school from implementing policies prohibiting sexual conduct or sexual relationships between students and adult employees.

[82] See note 81.

[83] Schools have an obligation to ensure that the educational environment is free of discrimination and cannot fulfill this obligation without determining if sexual harassment complaints have merit.

[84] In some situations, for example, if a playground supervisor observes a young student repeatedly engaging in conduct toward other students that is clearly unacceptable under the school's policies, it may be appropriate for the school to intervene without contacting the other students. It still may be necessary for the school to talk with the students (and parents of elementary and secondary students) afterwards, *e.g.*, to determine the extent of the harassment and how it affected them.

[85] *Bundy* v. *Jackson,* 641 F.2d 934, 947 (D.C. Cir. 1981) (employers should take corrective and preventive measures under Title VII); *accord, Jones* v. *Flagship Int'l,* 793 F.2d 714, 719–720 (5th Cir. 1986) (employer should take prompt remedial action under Title VII).

[86] See *Waltman,* 875 F.2d at 479 (appropriateness of employer's remedial action under Title VII will depend on the ''severity and persistence of the harassment and the effectiveness of any initial remedial steps''); *Dornhecker* v. *Malibu Grand Prix Corp.,* 828 F.2d 307, 309–10 (5th Cir. 1987) (Title VII case; holding that a company's quick decision to remove the harasser from the victim was adequate remedial action).

[87] See *Intlekofer* v. *Turnage,* 973 F.2d 773, 779–780 (9th Cir. 1992) (Title VII case) (holding that the employer's response was insufficient and that more severe disciplinary action was necessary in situations in which counseling, separating the parties, and warnings of possible discipline were ineffective in ending the harassing behavior).

[88] Offering assistance in changing living arrangements is one of the actions required of colleges and universities by the Campus Security Act in cases of rape and sexual assault. See 20 U.S.C. 1092(f).

[89] See section on ''Harassment by Other Students or Third Parties.''

[90] *University of California at Santa Cruz,* OCR Case No. 09–93–2141 (extensive individual and group counseling); *Eden Prairie Schools, Dist. #272,* OCR Case No. 05–92–1174 (counseling).

[91] Even if the harassment stops without the school's involvement, the school may still need to take steps to prevent or deter any future harassment—to inform the school community that harassment will not be tolerated. *Fuller* v. *City of Oakland,* 47 F.3d 1522, 1528–29 (9th Cir. 1995).

[92] 34 CFR 106.8(b) and 106.71, incorporating by reference 34 CFR 100.7(e). The Title IX regulations prohibit intimidation, threats, coercion, or discrimination against any individual for the purpose of interfering with any right or privilege secured by Title IX.

[93] *Tacoma School Dist. No. 10,* OCR Case No. 10–94–1079 (due to the large number of students harassed by an employee, the extended period of time over which the harassment occurred, and the failure of several of the students to report the harassment, the school committed as part of

corrective action plan to providing training for students); *Los Medanos College,* OCR Case No. 09–84–2092 (as part of corrective action plan, school committed to providing sexual harassment seminar for campus employees); *Sacramento City Unified School Dist.,* OCR Case No. 09–83–1063 (same as to workshops for management and administrative personnel and in-service training for non-management personnel).

[94] In addition, if information about the incident is contained in an ''education record'' of the student alleging the harassment, as defined in the Family Educational Rights and Privacy Act (FERPA), 20 U.S.C. 1232g, the school should consider whether FERPA would prohibit the school from disclosing information without the student's consent. *Id.* In evaluating whether FERPA would limit disclosure, the Department does not interpret FERPA to override any federally protected due process rights of a school employee accused of harassment.

[95] 34 CFR 106.8(b). This requirement has been part of the Title IX regulations since their inception in 1975. Thus, schools have been required to have these procedures in place since that time. At the elementary and secondary level, this responsibility generally lies with the school district. At the postsecondary level, there may be a procedure for a particular campus or college or for an entire university system.

[96] *Fenton Community High School Dist. #100,* OCR Case 05–92–1104.

[97] While a school is required to have a grievance procedure under which complaints of sex discrimination (including sexual harassment) can be filed, the same procedure may also be used to address other forms of discrimination.

[98] See generally *Meritor,* 477 U.S. at 72–73 (holding that ''mere existence of a grievance procedure'' for discrimination does not shield an employer from a sexual harassment claim).

[99] The Family Educational Rights and Privacy Act (FERPA) does not prohibit a student from learning the outcome of her complaint, *i.e.*, whether the complaint was found to be credible and whether harassment was found to have occurred. It is the Department's current position under FERPA that a school cannot release information to a complainant regarding disciplinary action imposed on a student found guilty of harassment if that information is contained in a student's education record unless—(1) the information directly relates to the complainant (*e.g.*, an order requiring the student harasser not to have contact with the complainant); or (2) the harassment involves a crime of violence or a sex offense in a postsecondary institution. *See* note 94. If the alleged harasser is a teacher, administrator, or other non-student employee, FERPA would not limit the school's ability to inform the complainant of any disciplinary action taken.

[100] The section in the guidance on ''Recipient's Response'' provides examples of reasonable and appropriate corrective action.

[101] 34 CFR 106.8(a).

[102] *Id.*

[103] See *Meritor,* 477 U.S. at 72–73.

[104] *University of California, Santa Cruz,* OCR Case No. 09–93–2131. This is true for formal as well as informal complaints. *See University of Maine at Machias,* OCR Case No. 01–94–6001 (school's new procedures not found in violation of Title IX in part because they require written records for informal as well as formal resolutions). These records need not be kept in a student's or employee's individual file, but instead may be kept in a central confidential location.

[105] For example, in *Cape Cod Community College,* OCR Case No. 01–93–2047, the College was found to have violated Title IX in part because the person identified by the school as the Title IX coordinator was unfamiliar with Title IX, had no training, and did not even realize he was the coordinator.

[106] Indeed, in *University of Maine at Machias,* OCR Case No. 01–94–6001, OCR found the school's procedures to be inadequate because only formal complaints were investigated. While a school isn't required to have an established procedure for resolving informal complaints, they nevertheless must be addressed in some way. However, if there are indications that the same individual may be harassing others, then it may not be appropriate to resolve an informal complaint without taking steps to address the entire situation.

[107] *Academy School Dist. No 20,* OCR Case No. 08–93–1023 (school's response determined to be insufficient in a case in which it stopped its investigation after complaint filed with police); *Mills Public School Dist.,* OCR Case No. 01–93–1123, (not sufficient for school to wait until end of police investigation).

[108] *Cf. EEOC* v. *Board of Governors of State Colleges and Universities,* 957 F.2d 424 (7th Cir. 1992) (Title VII case), *cert. denied,* 506 U.S. 906 (1992).

[109] The First Amendment applies to entities and individuals that are State actors. The receipt of Federal funds by private schools does not directly subject those schools to the U.S. Constitution. See *Rendell-Baker* v. *Kohn,* 457 U.S. 830, 840 (1982). However, all actions taken by OCR must comport with First Amendment principles, even in cases involving private schools that are not directly subject to the First Amendment.

[110] See, *e.g., George Mason University,* OCR Case No. 03–94–2086 (law professor's use of a racially derogatory word, as part of an instructional hypothetical regarding verbal torts, did not constitute racial harassment); *Portland School Dist. 1J,* OCR Case No. 10–94–1117 (reading teacher's choice to substitute a less offensive term for a racial slur when reading an historical novel aloud in class constituted an academic decision on presentation of curriculum, not racial harassment).

[111] See *Iota Xi Chapter of Sigma Chi Fraternity* v. *George Mason University,* 993 F.2d 386 (4th Cir. 1993) (fraternity skit in which white male student dressed as an offensive caricature of a black female constituted student expression).

[112] See *Florida Agricultural and Mechanical University,* OCR Case No. 04–92–2054 (no discrimination in case in which campus newspaper, which welcomed individual opinions of all sorts, printed article expressing one student's viewpoint on white students on campus.)

[113] *Tinker* v. *Des Moines Indep. Community Sch. Dist.,* 393 U.S. 503, 506 (1969) (neither students nor teachers shed their constitutional rights to freedom of expression at the schoolhouse gates); *Cf. Cohen* v. *San Bernardino Valley College,* 92 F.3d 968, 972 (9th Cir. 1996) (holding that a college professor could not be punished for his longstanding teaching methods, which included discussion of controversial subjects such as obscenity and consensual sex with children, under an unconstitutionally vague sexual harassment policy); *George Mason University,* OCR Case No. 03–94–2086 (law professor's use of a racially derogatory word, as part of an instructional hypothetical regarding verbal torts, did not constitute racial harassment.)

[114] See, *e.g., University of Illinois,* OCR Case No. 05–94–2104 (fact that university's use of Native American symbols was offensive to some Native American students and employees was not dispositive, in and of itself, in assessing a racially hostile environment claim under Title VI.)

[115] See *Meritor,* 477 U.S. at 67 (the ''mere utterance of an ethnic or racial epithet which engenders offensive feelings in an employee'' would not affect the conditions of employment to a sufficent degree to violate Title VII), quoting *Henson,* 682 F.2d at 904; *cf. R.A.V.* v. *City of St. Paul,* 505 U.S. 377, 389 (1992) (citing with approval EEOC's sexual harassment guidelines).

[116] *Compare Bethel School Dist. No. 403* v. *Fraser,* 478 U.S. 675, 685 (1986) (Court upheld discipline of high school student for making lewd speech to student assembly, noting that ''[t]he undoubted freedom to advocate unpopular and controversial issues in schools must be balanced against the society's countervailing interest in teaching students the boundaries of socially appropriate behavior.''), *with Iota Xi,* 993 F.2d 386 (holding that, notwithstanding a university's mission to create a culturally diverse learning environment and its substantial interest in maintaining a campus free of discrimination, it could not punish students who engaged in an offensive skit with racist and sexist overtones).

Appendix B

This Appendix B provides the text, except as specifically noted, of our analysis of comments received from interested parties in response to a draft of the 1997 guidance, and our response to those comments (62 FR 12035). This text is included for the convenience of interested persons who may not be familiar with the issues that were resolved in 1997. As specifically noted, we are not including the 1997 discussion regarding a conflict among the Federal circuit courts because that conflict was resolved by the Supreme Court in Davis v. Monroe County Board of Education, 526 U.S. 629 (1999). Also, where the 1997 text uses the terms ''liable'' or ''liability,'' the reader is directed to consult the discussion in the **SUPPLEMENTARY INFORMATION** section of this notice under the heading Title IX Compliance Standard, which explains the

scope of the proposed revised guidance and why these terms are not used in the proposed revised guidance.

Analysis of Comments and Changes

In response to the Assistant Secretary's invitations to comment, OCR received approximately 70 comments on the Peer Guidance and approximately 10 comments on the Employee Guidance. Many commenters stated that the guidance documents provided comprehensive, clear, and useful information to schools. For instance, one commenter stated that the Peer Guidance was ''a godsend * * * in one convenient place [it provides] the clear implications of the statutes, regulations, and case law.'' Another commenter stated that the Guidance ''will assist universities * * * in maintaining a harassment-free educational environment.''

Commenters also provided many specific suggestions and examples regarding how the final Guidance could be more complete and clearer. Many of these suggested changes have been incorporated into the Guidance.

The preamble discusses recurring and significant recommendations regarding the clarity and completeness of the document. While the invitations to comment on the Peer Guidance and Employee Guidance did not request substantive comments regarding OCR's longstanding policy and practice in the area of sexual harassment, some commenters did provide these comments. In instances in which OCR could provide additional useful information to readers related to these comments, it has done so in the preamble. Comments are grouped by subject and are discussed in the following sections.

The Need for Additional Guidance

Comments: Many commenters agreed that a document combining the Peer Guidance and the Employee Guidance would provide more clarity to schools. Commenters disagreed, however, regarding whether, and what type of, additional information is needed to enhance schools' understanding of their legal obligations under Title IX. Some commenters asked for more detailed analysis regarding the applicable legal standards, including hard and fast rules for determining what is harassment and how a school should respond. Other commenters, by contrast, found OCR's guidance documents, including the extensive legal citations, to be too detailed and ''legalistic.'' They expressed a need for a document that is simpler and more accessible to teachers, parents, school administrators, and others who need to know how to recognize, report, or respond to sexual harassment.

Discussion: As the Guidance makes clear, it is impossible to provide hard and fast rules applicable to all instances of sexual harassment. Instead, the Guidance provides factors to help schools make appropriate judgments.

In response to concerns for more analysis of the legal standards, OCR has provided additional examples in the Guidance to illustrate how the Title IX legal standards may apply in particular cases. It is important to remember that examples are just that; they do not cover all the types of situations that may arise. Moreover, they may not illustrate the only way to respond to sexual harassment of students because there is often no one right way to respond.

OCR also believes that there is a legitimate concern that school administrators, teachers, students, and parents need an accessible document to assist them in recognizing and appropriately responding to sexual harassment. Accordingly, OCR has developed, in addition to the final Guidance, a pamphlet for conveying basic information regarding parties' rights and responsibilities under Title IX. The pamphlet includes information from the Guidance that would be most useful to these groups as they confront issues of sexual harassment. Concurrent with the issuance of this Guidance, the pamphlet will be issued with copies available from all OCR offices and an electronic posting on OCR's website. For a copy of the pamphlet, individuals may call OCR's Customer Service Team at [(202) 205–5557] or toll-free 1–800–421–3481. Copies will also be available from all OCR enforcement offices, and the pamphlet will be posted on OCR's site on the Internet at URL http://www.ed.gov/offices/OCR/ocrpubs.html.

Additional Guidance on the First Amendment

Comments: Many commenters asked OCR to provide additional guidance regarding the interplay of academic freedom and free speech rights with Title IX's prohibition of sexual harassment. Several of these commenters wanted OCR to announce hard and fast rules in this area, although commenters disagreed on what those rules should be. For instance, one commenter requested that OCR tell schools that the First Amendment does not prevent schools from punishing speech that has no legitimate pedagogical purpose. Another commenter, by contrast, wanted OCR to state that classroom speech simply can never be the basis for a sexual harassment complaint. Other commenters requested that OCR include specific examples regarding the application of free speech rights.

Discussion: As the documents published for comment indicated, the resolution of cases involving potential First Amendment issues is highly fact- and context-dependent. Thus, hard and fast rules are not appropriate.

However, in order to respond to concerns that schools need assistance in making these determinations, OCR has provided additional examples in the Guidance regarding the application of the First Amendment principles discussed there.

Application of Guidance to Harassment by Third Parties

Comments: Several commenters stated that it was unclear whether the Guidance applies if a student alleges harassment by a third party, *i.e.,* by someone who is not an employee or student at the school.

Discussion: The Guidance clarifies that the principles in the Guidance apply to situations in which, for example, a student alleges that harassment by a visiting professional speaker or members of a visiting athletic team created a sexually hostile environment. The Peer Guidance did, in fact, discuss the standards applicable to the latter situation in which students from another school harassed the school's students.

The applicable standards have not changed, but the final Guidance clarifies that the same standards also apply if adults who are not employees or agents of the school engage in harassment of students.

Application of Guidance to Harassment Based on Sexual Orientation

Comments: Several commenters indicated that, in light of OCR's stated policy that Title IX's prohibition against sexual harassment applies regardless of the sex of the harassed student or of the sex of the alleged harasser, the Guidance was confusing regarding the statement that Title IX does not apply to discrimination on the basis of sexual orientation.

Discussion: The Guidance has been clarified to indicate that if harassment is based on conduct of a sexual nature, it may be sexual harassment prohibited by Title IX even if the harasser and the harassed are the same sex or the victim of harassment is gay or lesbian. If, for example, harassing conduct of a sexual nature is directed at gay or lesbian students, it may create a sexually hostile environment and may constitute a violation of Title IX in the same way that it may for heterosexual students. The Guidance provides examples to illustrate the difference between this type of conduct, which may be prohibited by Title IX, and conduct constituting discrimination on the basis of sexual orientation, which is not prohibited by Title IX. The Guidance also indicates that some State or local laws or other Federal authority may prohibit discrimination on the basis of sexual orientation.

The Effect on the Guidance of Conflicting Federal Court Decisions

[The text presented in the 1997 document under this heading (62 FR 12036) is not included here because it became outdated when, following the issuance of the 1997 guidance, the conflict among the circuit courts was resolved by the Supreme Court's decision in *Davis* v. *Monroe County Board of Education,* 526 U.S. 629 (1999).]

Notice

Comments: Several commenters recommended that additional guidance be provided regarding the types of employees through which a school can receive notice of sexual harassment. Commenters disagreed, however, on who should be able to receive notice. For instance, some commenters stated that OCR should find that a school has received notice only if ''managerial'' employees, ''designated'' employees, or employees with the authority to correct the harassment receive notice of the harassment. Another commenter suggested, by contrast, that any school employee should be considered a responsible employee for purposes of notice.

Discussion: The Guidance states that a school has actual notice of sexual harassment if an agent or responsible employee of the school receives notice. An exhaustive list of employees would be inappropriate, however, because whether an employee is an agent or

responsible school employee, or whether it would be reasonable for a student to believe the employee is an agent or responsible employee, even if the employee is not, will vary depending on factors such as the authority actually given to the employee and the age of the student. Thus, the Guidance gives examples of the types of employees that can receive notice of harassment. In this regard, it is important for schools to recognize that the Guidance does not necessarily require that any employee who receives notice of the harassment also be responsible for taking appropriate steps to end the harassment or prevent its recurrence. An employee may be required only to report the harassment to other school officials who have the responsibility to take appropriate action.

OCR does not agree with those commenters who recommend that a school can receive notice only through managerial or designated employees. For example, young students may not understand those designations and may reasonably believe that an adult, such as a teacher or the school nurse, is a person they can and should tell about incidents of sexual harassment regardless of that person's formal status in the school administration.

Comments: Several commenters stated that constructive notice, or the ''should have known'' standard, puts schools in the untenable position of constantly monitoring students and employees to seek out potential harassers.

Discussion: Constructive notice is relevant only if a school's liability depends on notice and conduct has occurred that is sufficient to trigger the school's obligation to respond. As the examples in the Guidance indicate, constructive notice is applicable only if a school ignores or fails to recognize overt or obvious problems of sexual harassment. Constructive notice does not require a school to predict aberrant behavior.

Remedying the Effects of Harassment on Students

Comments: Several commenters expressed concern regarding the Guidance's statement that schools may be required to pay for professional counseling and other services necessary to remedy the effects of harassment on students. Some comments indicated confusion over the circumstances under which the responsibility for those costs would exist and concern over the financial responsibility that would be created. Others stated that schools should not be liable for these costs if they have taken appropriate responsive action to eliminate the harassing environment, or if the harassers are non-employees.

Discussion: The final Guidance provides additional clarification regarding when a school may be required to remedy the effects on those who have been subject to harassment. For instance, if a teacher engages in *quid pro quo* harassment against a student, a school is liable under Title IX for the conduct and its effects. Thus, appropriate corrective action could include providing counseling services to the harassed student or paying other costs necessary to remedy the effects of the teacher's harassment. On the other hand, if a school's liability depends on its failure to take appropriate action after it receives notice of the harassment, *e.g.*, in cases of peer harassment, the extent of a school's liability for remedying the effects of the harassment will depend on the speed and efficacy of the school's response once it receives notice. For instance, if a school responds immediately and appropriately to eliminate harassment of which it has notice and to prevent its recurrence, it will not be responsible for remedying the effects of harassment, if any, on the individual. By contrast, if a school ignores complaints by a student that he or she is persistently being sexually harassed by another student in his or her class, the school will be required to remedy those effects of the harassment that it could have prevented if it had responded appropriately to the student's complaints, including, if appropriate, the provision of counseling services.

Confidentiality

Comments: Many commenters recommended additional clarification regarding how schools should respond if a harassed student requests that his or her name not be disclosed. Some commenters believe that, particularly in the elementary and secondary school arena, remedying harassment must be the school's first priority, even if that action results in a breach of a request for confidentiality. These commenters were concerned that, by honoring requests for confidentiality, schools would not be able to take effective action to remedy harassment. Other commenters believe that if requests for confidentiality are not honored, students may be discouraged from reporting harassment. These commenters, therefore, argue that declining to honor these requests would be less effective in preventing harassment than taking whatever steps are possible to remedy harassment, while maintaining a victim's confidentiality. Finally, some commenters were concerned that withholding the name of the victim of harassment would interfere with the due process rights of the accused.

Discussion: The Guidance strikes a balance regarding the issue of confidentiality: encouraging students to report harassment, even if students wish to maintain confidentiality, but not placing schools in an untenable position regarding their obligations to remedy and prevent further harassment, or making it impossible for an accused to adequately defend himself or herself. The Guidance encourages schools to honor a student's request that his or her name be withheld, if this can be done consistently with the school's obligation to remedy the harassment and take steps to prevent further harassment. (The Guidance also notes that schools should consider whether the Family Educational Rights and Privacy Act (FERPA) would prohibit a school from disclosing information from a student's education record without the consent of the student alleging harassment.) In addition, OCR has provided clarification by describing factors schools should consider in making these determinations. These factors include the nature of the harassment, the age of the students involved, and the number of incidents and students involved. These factors also may be relevant in balancing a victim's need for confidentiality against the rights of an accused harasser.

The Guidance also has been clarified to acknowledge that, because of the sensitive nature of incidents of harassment, it is important to limit or prevent public disclosure of the names of both the student who alleges harassment and the name of the alleged harasser. The Guidance informs schools that, in all cases, they should make every effort to prevent public disclosure of the names of all parties involved, except to the extent necessary to carry out a thorough investigation.

FERPA

Comments: Several commenters stated that the Department should change its position that FERPA could prevent a school from informing a complainant of the sanction or discipline imposed on a student found guilty of harassment. Some commenters argued that information regarding the outcome of a sexual harassment complaint is not an education record covered by FERPA. Other commenters argued alternatively that any information regarding the outcome of the proceedings is ''related to'' the complainant and, therefore, the information can be disclosed to him or her consistent with FERPA. In addition, some commenters asked for clarification that FERPA does not limit the due process rights of a teacher who is accused of harassment to be informed of the name of the student who has alleged harassment.

Discussion: As these comments indicate, the interplay of FERPA and Title IX raises complex and difficult issues. Regarding requests for clarification on the interplay of FERPA and the rights of an accused employee, the Guidance clarifies that the Department does not interpret FERPA to override any federally protected due process rights of a school employee accused of harassment.

Regarding whether FERPA prohibits the disclosure of any disciplinary action taken against a student found guilty of harassment, it is the Department's current position that FERPA prohibits a school from releasing information to a complainant if that information is contained in the other student's education record unless—(1) the information directly relates to the complainant (for example, an order requiring the student harasser not to have contact with the complainant); or (2) the harassment involves a crime of violence or sex offense in a postsecondary institution. However, in light of the comments received on this issue, the Department has determined that its position regarding the application of FERPA to records and information related to sexual harassment needs further consideration. Accordingly, the section on ''Notice of Outcome and FERPA'' has been removed from the Guidance. Additional guidance on FERPA will be forthcoming.

Does Title IX Require Schools to Have a Sexual Harassment Policy

Comments: Several commenters requested additional clarity regarding whether Title IX requires schools to have a policy explicitly

prohibiting sexual harassment or to have grievance procedures specifically intended to handle sexual harassment complaints, or both.

Discussion: Title IX requires a recipient of Federal funds to notify students and parents of elementary and secondary students of its policy against discrimination based on sex and have in place a prompt and equitable procedure for resolving sex discrimination complaints. Sexual harassment can be a form of sexual discrimination. The Guidance clearly states that, while a recipient's policy and procedure must meet all procedural requirements of Title IX and apply to sexual harassment, a school does not have to have a policy and procedure specifically addressing sexual harassment, as long as its nondiscrimination policy and procedures for handling discrimination complaints are effective in eliminating all types of sex discrimination. OCR has found that policies and procedures specifically designed to address sexual harassment, if age appropriate, are a very effective means of making students and employees aware of what constitutes sexual harassment, that that conduct is prohibited sex discrimination, and that it will not be tolerated by the school. That awareness, in turn, can be a key element in preventing sexual harassment.

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Federal Register

Thursday,
November 2, 2000

Part IV

Department of the Treasury

Office of Thrift Supervision

12 CFR Part 516 et al.

Federal Savings Association Bylaws; Integrity of Directors and Application Processing; Proposed Rules

DEPARTMENT OF THE TREASURY

Office of Thrift Supervision

12 CFR Parts 544 and 552

[No. 2000–93]

RIN 1550–AB39

Federal Savings Association Bylaws; Integrity of Directors

AGENCY: Office of Thrift Supervision, Treasury.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Office of Thrift Supervision (OTS) is proposing to change its regulations concerning corporate governance to create a class of preapproved optional bylaw provisions that federally chartered savings associations may adopt. The proposal decreases regulatory burden on federal savings associations by permitting them to adopt certain bylaws expeditiously without prior OTS review. In addition, OTS is proposing the first preapproved optional bylaw. If adopted by a savings association, the bylaw would preclude persons who, among other things, are under indictment for or have been convicted of certain crimes, or are subject to a cease and desist order entered by any of the banking agencies, from being members of the association's board of directors. The proposed preapproved bylaw is intended to permit federal savings associations to better protect their business from the adverse effects that are likely to result when the reputation of its board members does not elicit the public's trust.

DATES: Your comments must be received by January 2, 2001.

ADDRESSES:

Mail: Send comments to Manager, Dissemination Branch, Information Management and Services Division, Office of Thrift Supervision, 1700 G Street, NW., Washington, DC 20552, Attention Docket No. 2000–93.

Delivery: Hand deliver comments to the Guard's Desk, East Lobby Entrance, 1700 G Street, NW., from 9 a.m. to 4 p.m. on business days, Attention Docket No. 2000–93.

Facsimiles: Send facsimile transmissions to FAX Number (202) 906–7755, Attention Docket No. 2000–93; or (202) 906–6956 (if comments are over 25 pages).

E-Mail: Send e-mails to ''public.info@ots.treas.gov'', Attention Docket No. 2000–93, and include your name and telephone number.

Public Inspection: Interested persons may inspect comments at the Public Reference Room, 1700 G St. NW., from 10 a.m. until 4 p.m. on Tuesdays and Thursdays or obtain comments and/or an index of comments by facsimile by telephoning the Public Reference Room at (202) 906–5900 from 9 a.m. until 5 on business days. Comments and the related index will also be posted on the OTS Internet Site at ''www.ots.treas.gov''.

FOR FURTHER INFORMATION CONTACT: Aaron B. Kahn, Special Counsel (202) 906–6263, Office of Thrift Supervision, 1700 G Street, NW., Washington, DC 20552.

SUPPLEMENTARY INFORMATION:

I. Proposed Regulation

OTS requires federal savings associations to operate under bylaws that meet certain regulatory requirements and has drafted a set of ''model'' bylaws that would satisfy those requirements. The text of this set of model bylaws for federal savings associations is located in the Application Processing Handbook (Handbook). Federal savings associations may adopt this set of model bylaws without prior notice to OTS, provided that they notify OTS within 30 days after their adoption.

The current proposal is intended to reduce regulatory burden on federal savings associations that wish to address other topics by providing additional preapproved ''optional'' bylaws that federal savings associations may adopt with a post-adoption notice to OTS. Federal savings associations are not required to adopt the optional bylaws. The amendment simply reduces the regulatory burden on federal savings associations desiring to adopt the specific provisions.

II. Proposed Bylaw

In addition to seeking comment on the proposal to include preapproved optional bylaws in the Handbook, OTS also requests comment on the first proposed preapproved bylaw. This bylaw would provide standards for the integrity of directors of federal savings associations.

It is important that the directors of savings associations be persons of good character and integrity. They oversee management and they have the ultimate responsibility for the operations of the savings association. In addition, directors of savings associations are expected to assist their institutions in attracting and retaining business. Their reputations in the community or communities served by the savings association reflect on the institution and affect their ability to help the institution attract and retain business. People must be able to trust the institution that holds their money. Moreover, people may be wary of contracting with an institution that they do not trust. Thus, a director who has an exemplary reputation may be a valuable asset to the association. Conversely, a director whose reputation is tainted, for example because a court has found he or she personally profited from a breach of his or her fiduciary duties, may injure an institution just by being a member of the board.

This proposed bylaw would permit federal savings associations to assure themselves that those persons subject to adverse actions concerning their fiduciary integrity or compliance with financial regulatory laws do not become board members. The proposed optional bylaw does not bar anyone from the industry. Rather, the proposed rule and optional bylaw would merely permit an individual federal savings association to set qualifications for board membership for that institution. Federal savings associations that adopt the preapproved bylaw amendment would not have to provide prior notice to OTS, but would have to file notice of the adoption of the bylaw within 30 days after adopting the bylaw.[1]

Congress has repeatedly expressed concerns about the character and integrity of the people who control savings associations. When it created the federal savings and loan regulatory system, Congress directed the federal regulatory agency to give primary consideration to the best practices then existing in the savings and loan industry. *See* 12 U.S.C. 1464(a), 48 Stat. 128, 132 (1933). One such practice was that directors of savings associations should be persons of good judgment and character who have the respect and confidence of the community served by their respective institution. *See* Joseph H. Sundheim, *Law of Building and Loan Associations,* § 71 (3d ed.1933).

In 1966 Congress specifically addressed the integrity issue. At that time Congress gave the banking agencies authority to remove officers and directors of a savings association and prohibit them from affiliating with the institution in the future if the officer or director had engaged in certain conduct.[2] Congress subsequently

[1] Federal savings associations that wish to adopt a bylaw addressing director qualifications that does not conform to the preapproved bylaw amendment would continue to be required to obtain prior approval from OTS.

[2] *See* Financial Institutions Supervisory Act of 1966, Pub. L. 89–695, 80 Stat. 1028, 1030–32, 1039–40, 1049–50. Currently, section 8(e) of the Federal Deposit Insurance Act (FDIA), provides for the removal and prohibition of persons a banking

broadened the scope of the prohibition to prevent such persons from being affiliated with other insured depository institutions, including savings associations.[3]

The fact that Congress found certain conduct so egregious that it authorized the debarment of perpetrators from the industry does not demonstrate that it believed everyone else was qualified to sit on the boards of savings associations. For example, Congress' concerns regarding the management of savings associations is evident in: (i) The Change in Bank Control Act,[4] which allows the applicable Federal banking agency to disapprove a proposed acquisition if, among other things, the competence, experience and integrity of any of the acquiror's proposed management personnel might jeopardize the financial stability of the institution or prejudice the interests of the depositors of the institution; and (ii) the holding company acquisition provisions of the Home Owners' Loan Act, which require OTS in reviewing managerial resources to consider the competence, experience and integrity of directors of an acquiror and the savings association involved.[5]

Congress again recognized the need to ensure integrity in the banking industry when it enacted the Financial Institutions Reform, Recovery, and Enforcement Act of 1989 (FIRREA). In FIRREA, Congress required certain financial institutions to provide prior notice to their federal regulator of any new board members and authorized the regulator to disapprove such a board member if he or she lacked the requisite character or integrity to advance the interests of the depositors of the institution.[6]

OTS has also been concerned with the character of persons who would hold director positions in savings associations. Under OTS's regulations governing the chartering of federal savings associations, the background of the proposed directors of a new federal association must reflect a history of personal integrity.[7]

The proposed bylaw standards for determining integrity of prospective board members are derived in part from the existing standards in § 563.39(b)(1) for terminating savings association officers for cause. Because that provision deals with the integrity of officials who are supervised by the board of directors, the board members should be held to at least a comparable standard of integrity. The bylaw focuses particularly on actions against an individual predicated on serious dishonesty, breach of fiduciary duty or willful violation of financial regulatory law.

The wording of the proposed optional bylaw dealing with directors' integrity is as follows:

> A person is not qualified to serve as a director if he or she: (1) Is under indictment for, or has ever been convicted of, a criminal offense involving dishonesty or breach of trust and the penalty for such offense could be imprisonment for more than one year, or (2) is a person against whom a banking agency has, within the past ten years, issued a cease and desist order for conduct involving dishonesty or breach of trust and that order is final and not subject to appeal, or (3) has been found either by a regulatory agency whose decision is final and not subject to appeal or by a court to have (i) breached a fiduciary duty involving personal profit or (ii) committed a willful violation of any law, rule or regulation governing banking, securities, commodities or insurance, or any final cease and desist order issued by a banking, securities, commodities or insurance regulatory agency.

OTS welcomes comment on those standards, and also requests comments on whether (and, if so, why) the bylaw should also prevent persons covered by the bylaw from nominating anyone for board membership.

III. Plain Language Statement

OTS invites your comments on how to make this proposed rule easier to understand. Do we clearly state the requirements in the rule? If not, how could the rule be more clearly stated?

IV. Regulatory Flexibility Act

Pursuant to section 605(b) of the Regulatory Flexibility Act, OTS certifies that this proposal will not have a significant impact on a substantial number of small entities. The proposal reduces regulatory burden on federal savings associations, including small federal savings associations, by permitting them to adopt certain bylaws without providing prior notice to OTS. The proposal does not require any savings association to modify its bylaws and all federal savings associations currently can request permission to adopt such bylaws, if they choose to do so. Accordingly, a regulatory flexibility analysis is not required.

V. Executive Order 12286

The Director of OTS has determined that this proposal does not constitute a ''significant regulatory action'' for purposes of Executive Order 12866.

VI. Unfunded Mandates Reform Act of 1995

OTS has determined that this proposed rule will not result in expenditures by state, local and tribal governments, or by the private sector, of $100 million or more in any one year. Therefore, OTS has not prepared a budgetary impact statement or specifically addressed the regulatory alternatives considered. The proposal simply reduces regulatory burden on federal savings associations by permitting them to adopt certain bylaws without having to first request permission from OTS.

List of Subjects

12 CFR Part 544

Reporting and recordkeeping requirements, Savings associations.

12 CFR Part 552

Reporting and recordkeeping requirements, Savings associations, Securities.

Accordingly, the Office of Thrift Supervision proposes to amend title 12, chapter V, of the Code of Federal Regulations as set forth below:

PART 544—CHARTER AND BYLAWS

1. The authority citation for part 544 continues to read as follows:

Authority: 12 U.S.C. 1462, 1462a, 1463, 1464, 1467a, 2901 *et seq.*

2. Section 544.5 is amended by revising paragraph (c)(1)(iii) to read as follows:

§ 544.5 Federal mutual savings association bylaws.

* * * * *

(c) * * *

(1) * * *

(iii) For purposes of this paragraph (c), bylaw provisions that adopt the

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agency finds to have committed certain acts involving personal dishonesty or willful or continuing disregard for the safety or soundness of an insured depository institution and has either received financial gain or other benefit, injured the institution or prejudiced the interests of its depositors. Similarly, section 19 of the FDIA prohibits persons who have been convicted of any criminal offense involving dishonesty or a breach of trust from controlling or participating in the conduct of the affairs of any insured depository institutions without the prior consent of the Federal Deposit Insurance Corporation. *See also* 12 U.S.C. 1818(g).

[3] *See* 12 U.S.C. 1818(e).

[4] 12 U.S.C. 1817(j)(7)(D).

[5] 12 U.S.C. 1467a(e)(1)(B), (e)(2).

[6] Section 914 of FIRREA (12 U.S.C. 1831i), provided that the banking agencies should disapprove a proposed director ''if the competence, experience, character, or integrity of the [proposed director] indicates that it would not be in the best interests of the depositors of the depository institution or in the best interests of the public to permit the individual to be [so] employed. * * *'' In 1996, Congress changed the categories of institutions subject to this requirement. *See* Section 2209 of the Economic Growth and Regulatory Paperwork Reduction Act, P.L. 104–208, 110 Stat. 3009–409.

[7] *See* 12 CFR 543.3(d)(2) (2000).

language of the model or optional bylaws in OTS's Application Processing Handbook, if adopted without change, and filed with OTS within 30 days after adoption, are effective upon adoption.

* * * * *

PART 552—INCORPORATION, ORGANIZATION, AND CONVERSION OF FEDERAL STOCK ASSOCIATIONS

3. The authority citation for part 552 continues to read as follows:

Authority: 12 U.S.C. 1462, 1462a, 1463, 1464, 1467a.

4. Section 552.5 is amended by revising paragraph (b)(1)(iii) to read as follows:

§ 552.5 Bylaws.

* * * * *

(b) * * *

(1) * * *

(iii) Bylaw provisions that adopt the language of the model or optional bylaws in OTS's Application Processing Handbook, if adopted without change, and filed with OTS within 30 days after adoption, are effective upon adoption.

* * * * *

Dated: October 25, 2000.

By the Office of Thrift Supervision.

Ellen Seidman,

Director.

[FR Doc. 00–27841 Filed 11–1–00; 8:45 am]

BILLING CODE 6720–01–P

DEPARTMENT OF THE TREASURY

Office of Thrift Supervision

12 CFR Parts 516, 517, 543, 544, 545, 550, 552, 555, 559, 560, 562, 563, 563b, 563f, 565, 567, 574, 575, 584

[No. 2000–94]

RIN 1550–AB14

Application Processing

AGENCY: Office of Thrift Supervision, Treasury.

ACTION: Notice of proposed rulemaking.

SUMMARY: As part of its ongoing effort to review and streamline its regulations, the Office of Thrift Supervision (OTS) proposes to revise its application processing guidelines and procedures. The proposed changes would update the rules to reflect existing practices and procedures; provide more predictable procedures for applicants; and provide greater flexibility to OTS in processing applications. OTS has also applied ''plain language'' drafting techniques, which should make the application processing rules easier to understand.

DATES: Comments must be received on or before January 2, 2001.

ADDRESSES:

Mail: Send comments to Manager, Dissemination Branch, Information Management and Services Division, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552, Attention Docket No. 2000–94.

Delivery: Hand deliver comments to the Guard's Desk, East Lobby Entrance, 1700 G Street NW., from 9 a.m. to 4 p.m. on business days, Attention Docket No. 2000–94.

Facsimiles: Send facsimile transmissions to FAX Number (202) 906–7755, Attention Docket No. 2000–94; or (202) 906–6956 (if comments are over 25 pages).

E-Mail: Send e-mails to ''public.info@ots.treas.gov'', Attention Docket No. 2000–94, and include your name and telephone number.

Public Inspection: Interested persons may inspect comments at the Public Reference Room, 1700 G St. NW., from 10 a.m. until 4 p.m. on Tuesdays and Thursdays or obtain comments and/or an index of comments by facsimile by telephoning the Public Reference Room at (202) 906–5900 from 9 a.m. until 5 on business days. Comments and the related index will also be posted on the OTS Internet Site at ''www.ots.treas.gov''.

FOR FURTHER INFORMATION CONTACT:

Lane Langford, Regulatory Analyst, Office of Examination and Supervision, (202) 906–7027;

Celeste Anderson, Program Analyst, Compliance Policy & Specialty Examinations, (202) 906–7990;

Robyn Dennis, Manager, (202) 906–5751 and Josephine Battle, Program Analyst Trainee, (202) 906–6870, Supervision Policy Division;

John P. Harootunian, Senior Counsel for Special Transactions, Business Transactions Division, (202) 906–6415; and

Koko Ives, Counsel (Banking and Finance) Regulations and Legislation Division, Office of Chief Counsel, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552.

SUPPLEMENTARY INFORMATION:

I. Background

OTS application processing guidelines and procedures are found in 12 CFR part 516. In today's proposed rulemaking, OTS proposes to revise these rules to update the rules to reflect existing practices and procedures; to provide more predictable procedures for applicants; and to provide greater flexibility to OTS in processing applications. OTS has also applied ''plain language'' drafting techniques.[1]

The intent of today's proposed rulemaking is to improve the clarity and the efficiency of the OTS application processing procedures. These improvements will make the rules easier for applicants to understand. That is, applicants will know what to expect from OTS and what OTS expects from applicants in processing an application. The applicants should also benefit from a more expeditious review and processing of applications.

Most changes in today's proposed rulemaking clarify existing procedures. OTS has, for example, presented current information in user-friendly charts; explained how it computes time periods; and explained how an applicant may determine whether an application should be filed with the Region and Headquarters. OTS would also add a new proposed provision permitting an applicant to designate portions of an application as confidential to reflect current policy.

In addition, OTS proposes to remove some technical requirements from the existing regulations and incorporate this information into individual application forms. OTS is currently revising its forms and application-processing handbook to reflect these changes. This regulation will not be issued in its final form until those forms and handbooks are in place.

OTS proposes only a few substantive changes to the existing rules. These include new provisions: addressing pre-filing procedures for complex applications in order to expedite processing of these applications, permitting OTS to extend certain processing time frames, and allowing OTS to deem certain long-pending applications to have been withdrawn. OTS believes that these changes will provide greater efficiency and flexibility in the processing of applications. The section-by-section analysis below specifically discusses all of the proposed changes.

II. Section-by-Section Analysis

Today's proposal would replace existing §§ 516.1, 516.2, and 516.3 with two new subparts to part 516. Revised subpart A would prescribe pre-filing and filing procedures. New subpart E

[1] In 1997, OTS added three new subparts to part 516. 62 FR 64138 (Dec. 4, 1997). These new subparts were also drafted using ''plain language'' drafting techniques. OTS is proposing to redraft the remainder of part 516 consistent with section 722 of Gramm-Leach-Bliley Act (the G–L–B Act or Act) which requires OTS to use ''plain language'' in all proposed and final rules published after January 1, 2000.

would describe OTS review procedures. Today's proposal would make minor revisions to existing subparts B, C, and D, which govern publication requirements, public comment procedures, and meeting procedures.

In addition, this proposed rule includes conforming amendments revising and updating numerous cross-references to part 516 contained in other OTS regulations. These changes are not separately discussed in this preamble.

Section 516.1 What Does This Part Do?

Proposed § 516.1 sets out the purpose of part 516. Proposed § 516.1(a) states that the pre-filing and filing procedures and OTS review process in subparts A and E would apply whenever an OTS regulation requires any person to file an application with OTS. The publication, public comment, and meeting procedures at subparts B, C, and D, however, would apply only when an OTS regulation incorporates those procedures or when otherwise required by OTS.

Like current rule § 516.2, proposed § 516.1(b) would state that part 516 does not apply to: (1) An application related to a transaction under section 13(c) or (k) of the Federal Deposit Insurance Act, 12 U.S.C. 1823(c) (assistance to insured depository institutions) or 1823(k) (emergency acquisitions); (2) a request for reconsideration, modification, or appeal of a final OTS action; (3) a request related to litigation, an enforcement proceeding, a supervisory directive, or supervisory agreement; or (4) an application filed under an OTS regulation that prescribes other application processing procedures and time frames for the approval of applications, such as applications under part 563b which refers to mutual to stock conversions.[2] Where an OTS regulation provides some application processing procedures, or time frames, OTS will apply part 516 to the extent necessary to process the application. Thus, the general rule is if a regulation governing a specific type of application provides conflicting procedures, the underlying regulation will govern.

Section 516.5 Do the Same Procedures Apply to All Applications Under This Part?

OTS currently processes applications under part 516 using two procedures—expedited treatment and standard treatment. Generally, expedited treatment allows an applicant to file a notice with OTS before engaging in an activity, while standard treatment requires an applicant to file an application and obtain formal OTS approval before engaging in an activity. Proposed § 516.5 would provide a simplified chart for determining which treatment applies to a filing. This chart incorporates existing criteria, except as discussed below. The chart would also update terminology to reflect current OTS usage.

Under the current rule, the decision to process an application under expedited treatment is based, in part, on the association's condition, as reflected in the composite Uniform Financial Institutions Rating System (UFIRS) rating, the Community Reinvestment Act (CRA) performance rating, and the compliance rating received during its most recent examination. The proposed rule would continue to use these rating systems, but would revise the current rule to utilize ratings that are assigned by *any* federal banking regulator. The proposed rule also clarifies that an applicant without any prior composite, CRA, or compliance ratings would receive standard treatment. Thus, an application received from a start-up institution before its first examination would receive standard treatment.

OTS assesses an association's condition using other rating systems, including the Uniform Rating System for Data Processing Operations and the Uniform Interagency Trust Rating System. OTS does not currently consider these ratings when determining whether expedited or standard treatment is appropriate. OTS believes that ratings under these systems may be germane to certain types of institutions and certain types of applications. OTS requests comment on whether it should revise the proposed rule to incorporate these ratings in the decision to process applications under the expedited treatment.

Section 516.10 How Does OTS Compute Time Periods Under This Part?

OTS proposes to add a new provision explaining how OTS computes time periods under part 516. To conform to current practices, proposed § 516.10 would state that OTS would not include the day of the act or event that commences the time period. Separately, the proposed rule would state when the last day of a time period is a Saturday, Sunday, or Federal holiday, the period would run until the end of the next day that is not a Saturday, Sunday, or Federal holiday. This provision would modify current OTS practice.

Subpart A—Pre-Filing and Filing Procedures

Subpart A would describe pre-filing and filing procedures for applications under the standard and expedited treatment.

Pre-Filing Procedures

Section 516.15 Must I Meet With OTS Before I File My Application?

Proposed § 516.15 is new. This section would require certain applicants to meet with OTS at least 30 calendar days before filing an application. These pre-filing meetings would permit OTS and the applicant to identify any legal or policy issues at the pre-filing stage, and would enable the applicant to address these issues early in the process. By identifying and addressing issues early in the application process, OTS believes that pre-filing meetings should expedite the processing of complex applications.

Based on OTS's experience, certain intricate applications containing novel or complex issues would benefit from the additional review a pre-filing meeting would provide. OTS proposes to require a pre-filing meeting for the following types of applications:

- An application for permission to organize a *de novo* federal savings association.
- An application to convert an existing financial institution or credit union to a federal savings association. OTS generally would not, however, require a pre-filing meeting where a state-chartered savings association regulated by OTS or a state-chartered savings bank regulated by the Federal Deposit Insurance Corporation (FDIC) seeks to convert to a federal association. The range of activities that commercial banks and credit unions may conduct can differ significantly from savings associations' activities. In contrast, state-chartered savings banks engage in activities that federal thrifts may conduct (with some exceptions). As a result, these applications are typically less complex, which alleviates the need to require a pre-filing meeting. As with any application, however, OTS or an applicant may always request a pre-filing meeting to expedite the review.
- An application to acquire control of a savings association filed by an insurance company, an investment company, a securities firm, a commodities firm, or a pension fund.

OTS may require, or any applicant may request, a pre-filing meeting for other types of applications or applicants if a meeting will help resolve issues or expedite the process. OTS specifically requests comment on whether other

[2] On July 12, 2000, OTS published in the **Federal Register** the notice of proposed rulemaking and accompanying Interim Final Rule revising part 563b, which governs application procedures for conversions of mutual savings associations to stock associations.

specific types of applications or applicants should also be subject to the pre-filing meeting requirement.

The proposed rule does not prescribe a format for the pre-filing meeting. Rather, OTS expects the Regional Office to select a format that addresses the needs of the particular applicant and the issues presented by the proposed application. Depending on the circumstances, OTS may conduct a pre-filing meeting by telephone, through video conferencing, in person, or through any other reasonable means. Similarly, the proposed rule does not indicate who must attend the pre-filing meeting. Key personnel should attend the meeting. OTS will issue additional guidance in its handbooks regarding pre-filing meetings.

Section 516.20 What Information Must I Provide to OTS Before the Pre-Filing Meeting?

This new proposed section, § 516.20(a), requires applicants to provide OTS with a draft business plan for the savings association at least seven calendar days before a required pre-filing meeting. This submission should assist OTS in identifying potential issues and other concerns in preparation for the pre-filing meeting. At this stage, OTS will review, but will not approve, the draft business plan.

Under § 516.20(b), the proposed rule would set out the requirements for the draft business plan. At a minimum, the draft business plan must:

- Clearly and completely describe the projected operations and activities of the savings association, including financial projections for a minimum of three years.
- Describe the risks associated with the transaction and the impact of the transaction on any existing activities and operations of the savings association.
- Identify all proposed directors and senior executive officers of the savings association,[3] and demonstrate that these individuals have the expertise to prudently manage the operations and activities described in the plan.
- Demonstrate how applicable requirements regarding serving the credit and lending needs of the savings association's market areas will be met.

Finally, proposed paragraph (c) would state that OTS may require an applicant to provide additional relevant information before the pre-filing meeting.

[3] *See* 12 CFR 563.555 for definitions of director and senior executive officer.

Filing Procedures

Under the Government Paperwork Elimination Act (GPEA),[4] Federal agencies are required, by October 21, 2003, to permit individuals to file information electronically as a substitute for paper, and to use electronic authentication to validate the identity of the sender and the integrity of the electronic content when practicable.

OTS is reviewing the issues related to the electronic filing of applications, with the goal of permitting some electronic filing before the GPEA target date. OTS seeks comment on all issues affecting your ability or desire to send electronic filings. Specifically, what do you see as the advantages and disadvantages of filing applications electronically rather than by paper? How can OTS make electronic filing of applications of most value and easy to use? What constraints should OTS keep in mind when implementing electronic procedures?

Although OTS would permit, not require, electronic filing, OTS also seeks input on whether filing electronically would disadvantage certain applicants.

Finally, OTS anticipates that it will be able to implement electronic filing only on a graduated basis. Commenters should identify which types of applications OTS should accept for electronic filing initially.

Section 516.25 What Type of Application Must I File?

Proposed § 516.25(a), like current § 516.3(a)(2), would permit applicants eligible for expedited treatment to file in the form of a notice that includes all information required under the applicable substantive regulation. The notice would be an application for purposes of all statutory and regulatory references to applications.

Proposed § 516.25(b) would require applicants subject to standard treatment to file an application following all applicable substantive regulations and guidelines governing the filing of applications.

Proposed § 516.25(c) would also clarify OTS current practices regarding the contents of a waiver request. If an applicant requests that OTS waive required information under the rules, the applicant must submit a written statement describing the waiver request and explain why the information is not needed for OTS to evaluate the filing under applicable standards.

[4] Title XVII of Pub. L. 105–277.

Section 516.30 What Information Must I Provide With My Application?

Proposed rule 516.30(a) advises applicants that they may obtain information about required certifications, other regulations and guidelines affecting particular notices and applications, appropriate forms, and instructions from any OTS Regional Office or OTS's web page at www.ots.treas.gov. The reference to the web page is new. OTS is currently reviewing and revising its applications forms and handbooks. The new versions will be available before these rules become final.

Proposed rule 516.30(b) clarifies current § 516.1(c), and would require the applicant to caption the original application and all copies with the type of filing. In addition, the applicant must include all exhibits and other pertinent documents with the original and the copies. This proposed rule does not require the applicant to provide original signatures on copies if the copy indicates that the original was signed.

The current regulation requires an applicant filing certain types of applications to include copies labeled for submission to certain other federal government agencies and to state supervisors.[5] *See* current § 516.1(c). OTS proposes to remove the labeling requirement for all filings.

Section 516.35 May I Keep Portions of My Application Confidential?

Proposed § 516.35 is new, but restates current OTS policy for protecting confidential information. As a general rule, OTS makes all submissions under part 516 available to the public. However, under proposed § 516.35(b)(1), the applicant may request OTS keep portions of the application confidential. The applicant would be required to explain in detail how the request is consistent with the standards under the Freedom of Information Act[6] (FOIA) and OTS regulations implementing FOIA.[7] For example, the applicant should explain how it will be substantially harmed by public disclosure. An applicant could provide a statement of the nature and extent of competitive business harm or personal privacy invasion it would experience as a result of public disclosure. The applicant must also separately bind and mark the portions of the application it considers confidential and the portions it considers non-confidential.

[5] Electronic filing issues are addressed below in the preamble discussion of § 516.40.

[6] 5 U.S.C. 552.

[7] 12 CFR part 505.

Proposed § 516.35(b)(2) would state that OTS would not treat as confidential the portion of the application describing the applicant's plan to meet Community Reinvestment Act (CRA) [8] objectives since public commenters may need this information to address CRA issues. Some applicants have attempted to incorporate information contained in confidential portions of the application into the CRA submission by referencing it. As a result, public commenters cannot review the cross-referenced CRA materials from the application and are forced to obtain this information under FOIA. To insure that this necessary information is made available to public commenters in a timely manner, OTS would make all information in the applicant's CRA plan, including information ''incorporated by reference,'' available to the public upon request.

Under proposed § 516.35(c), OTS would determine whether information designated as confidential must be made available to the public under FOIA and the implementing regulations at 12 CFR part 505. Before OTS discloses any information to the public that an applicant designates as confidential, OTS would advise the applicant.

Under proposed § 516.35(d), if OTS issues a public statement with its decision on an application, OTS may comment on confidential information in the public statement without notifying the applicant.

Section 516.40 Where Do I File My Application?

Proposed § 516.40 clarifies where an applicant must file an application. Proposed § 516.40(a)(1) directs all applicants to file the original application and required copies with, and to the attention of, the applications filing division of the appropriate OTS Regional Office. The proposed rule would delete all references to the number of required copies. *Compare* existing § 516.1(c). Instead, the proposed rule indicates that the applicant must file the number of copies required under the applicable form. If the form does not indicate the number of copies to be filed, or if OTS has not prescribed a form for a type of application, proposed § 516.40(a) would require applicants to submit an original and two copies. Proposed § 516.40(a)(2) provides the addresses of OTS Regional Offices and the states served by each Region in chart form.

Proposed § 516.40(b)(1) would require an applicant to also file additional copies with the applications filing division at OTS Headquarters, if the application involves a significant issue of law or policy or if the form otherwise directs an applicant to file with OTS Headquarters. Again, the applicable form, rather than the proposed rule, would specify how many copies must be filed with OTS Headquarters. The applicant must submit three copies, if OTS has not prescribed a form or a prescribed form does not indicate the number of copies to file.

Proposed § 516.40(b)(2) advises applicants that significant issues of law or policy are identified in delegations of authority from OTS Headquarters to the Regions. These delegations may currently be accessed on the OTS web site at www.ots.treas.gov under Director's Orders [9] or by contacting a Regional Office. The types of applications involving significant issues of law or policy currently include among others:

- Acquisitions by foreign acquirors (that have not previously received OTS approval), insurance or investment companies, credit unions, securities firms, or pension funds.
- Hostile acquisitions.
- Qualified stock issuances.
- Establishment of a mutual holding company.
- *De novo* charters.
- Service corporation activities that have not been previously approved by OTS.

The list is not exhaustive and OTS reserves the right to identify significant issues in a particular application, in which case it will advise the applicant. If OTS identifies such issues, the Regional Office will forward the appropriate number of copies to OTS Headquarters. As a result, the 30-day review period under §§ 516.200 or 516.210 will restart in its entirety. However, the filing date of the application will not change. *See* proposed § 516.45(c). Applicants requiring more information or seeking clarification on these issues may also contact the Office of Examination and Supervision at OTS Headquarters, which will provide copies of applicable delegations.

Section 516.45 What Is the Filing Date of My Application?

Proposed § 516.45 is new and identifies the application filing date. The identification of the filing date is important because much of the timing of the application's processing is based on this date. For example, under proposed § 516.200, if an applicant files a notice under expedited treatment, the applicant may engage in the proposed activity 30 calendar days after the filing date unless advised otherwise. For applications filed under standard treatment, OTS must take various actions within 30 calendar days after the filing date, such as deeming an application complete and beginning the review period, requesting additional information, or deeming an application deficient.

Proposed § 516.45(a) would explain that the filing date of an application is the date that an applicant completes three requirements. First, the applicant must comply with any pre-filing meeting requirement at § 516.15.

Second, the applicant must file the application and all required copies with OTS, as described under § 516.40. Because it is the applicant's responsibility to properly address its application, an application is not filed unless received by the proper office(s). If an applicant is required to file with a Regional Office and with OTS Headquarters, the applicant has not filed until it files with both offices. Similarly, an applicant has not filed with a Regional Office or OTS Headquarters until the application and the required number of copies is filed with that office. If an applicant files after the close of business established by the Regional Office or OTS Headquarters, the applicant has filed with that office on the next business day.

Finally, under proposed § 516.45(a)(3), an application is not filed until the applicant pays the applicable fee. An applicant has not paid a fee until it submits the fee to the appropriate Regional Office, or OTS waives the fee. Applicants may pay by check, money order, cashier's check or wire transfer payable to OTS.

OTS will continue its current practice of notifying an applicant promptly, in writing, of the filing date of the application. OTS's acknowledgment of receipt of the filing does not imply that the application is complete. Once an application is filed, OTS will list the application on the Applications Pending report on the web site at www.ots.treas.gov. This report lists the name of the depository institution, date the application was filed, and the type of application.

Under proposed § 516.45(b), OTS may notify an applicant that the agency has adjusted an application filing date if the

[8] 12 U.S.C. 2901.

[9] The primary delegation of authority to the Regional Directors is currently contained in Order No. 95–177, dated September 26, 1995, located on the web site under Director's Orders for 1995. The OTS is in the process of reviewing and updating both its delegations and its web site to make this and other application-related materials more accessible to applicants.

applicant failed to meet any applicable publication requirements.

Under proposed § 516.45(c), if an applicant properly files an application with the Regional Office and OTS later determines that a significant issue of law or policy exists under § 516.40(b)(2)(ii), the filing date of the application remains the day the applicant filed with the Regional Office. However, the 30-day review period under §§ 516.200 or 516.210 of this part will restart in its entirety when the Regional Office forwards the appropriate number of copies to OTS Headquarters. OTS will notify the applicant when the new 30-day review period has begun.

Subparts B, C, and D

Today's proposal would make minor revisions to existing subparts B, C, and D, which govern publication requirements, public comment procedures, and meeting procedures. OTS does not believe that it is necessary to propose significant revisions to these subparts because they were last amended in 1997.[10]

In subpart B, OTS proposes to add a new § 516.55 to govern the content of the publication notice. This section would provide guidance to applicants preparing publication notices, and is based on FDIC's public notice requirements at 12 CFR 303.7. Specifically, proposed § 516.55 would require an applicant to include the following information in its public notice:

- The applicant's name and address.
- The type of application.
- The name of the depository institution(s) that is the subject matter of the application.
- A statement indicating that the public may submit comments to the appropriate OTS office.
- The address of the appropriate OTS office(s) where the public may submit comments.
- The date that the public comment period closes.
- A statement indicating that the nonconfidential portions of the application are on file in the Regional Office, and are available for public inspection during regular business hours.
- Any other information that OTS requires the applicant to publish. Applicants may find the format for various publication notices in the appendix to the OTS application processing handbook.

Subpart C contains the procedures governing the submission of public comments on applications or notices pending before OTS. OTS drafted this subpart in 1997 using the ''plain language'' format, and used the word ''you'' to refer to any person submitting a written comment supporting or opposing an application. OTS is proposing to use the word ''you'' throughout part 516 to refer to any person filing an application with OTS. *See* proposed § 516.1(a). To avoid potential confusion, the proposal makes conforming technical changes to §§ 516.120–516.150 by removing the term ''you'' and instead referring to ''commenters.'' In addition, OTS would revise the section heading of § 516.140, to reflect this change.

The proposed rule also makes two revisions to existing § 516.130, which governs where public comments are filed. First, this section currently states that public comments must be filed with the appropriate OTS Regional Office. It has been revised to clarify that public comments must also be filed with OTS Headquarters if an application involves a significant issue of law or policy under § 516.40(b).[11] Second, currently commenters must only provide their comments to the applicant if the commenter requests a meeting. The proposed rule would require commenters to provide a copy of their comments to the applicant.

Subpart D contains the procedures governing OTS formal and informal meeting procedures. OTS proposes to add a new § 516.185 entitled ''Will OTS approve or disapprove an application at a meeting?'' To codify current practices, proposed § 516.185 would clarify that OTS will not approve or deny an application at a formal or informal meeting. In addition, OTS proposes to revise cross-citations in § 516.190 to application processing time frames.

OTS is not proposing any significant changes to the formal and informal meeting procedures in Subpart D. However, it specifically solicits comments on how the formal and informal meeting procedures are operating in practice.

Subpart E—OTS Review

Proposed subpart E would describe OTS's application review process. Proposed § 516.200 would describe the review under expedited treatment.

Proposed §§ 516.210 through 516.290 would describe the review under standard treatment.

Expedited Treatment

Section 516.200 If I File a Notice Under Expedited Treatment, When May I Engage in the Proposed Activities?

Proposed § 516.200 would describe OTS's review of notices under expedited treatment, and uses existing § 516.3(a)(2) and (3) as a base. This section would permit an applicant to engage in the proposed activities unless OTS takes one of four actions within 30 calendar days after filing the notice.

First, under proposed § 516.200(a), OTS may require the applicant to file additional information supplementing the notice. If the applicant is required to file additional information, the applicant may engage in the proposed activities within 30 calendar days after filing the additional information, unless OTS takes one of the three actions described below.

Under proposed § 516.200(b), an applicant may engage in the proposed activity unless, within 30 calendar days after the filing date, OTS notifies the applicant that the application is subject to standard treatment. OTS will subject an application to standard treatment if the application raises a supervisory concern, raises a significant issue of law or policy, or requires significant additional information. OTS would notify the applicant if it must pay an additional fee for standard treatment.

Under proposed §§ 516.200(c) and (d) respectively, an applicant may engage in the proposed activity unless OTS suspends the applicable time frames as a result of a formal or informal meeting under existing § 516.190, or OTS disapproves the notice.

Standard Treatment

Section 516.210 What Will OTS Do After I File My Application?

Proposed § 516.210(a) describes the actions that OTS will take within 30 calendar days after the filing of an application under standard treatment. Proposed § 516.210(a) would clarify existing § 516.2(c) and (d) by outlining the possible OTS actions in chart form.

Under the proposed rule, OTS will take one of four actions. First, OTS may notify the applicant that the application

[10] OTS regulations are unclear whether the publication requirements, public comment procedures and meeting procedures in part 516, subparts B, C, and D apply to applications by depository institutions seeking to convert to a Federal thrift charter. These procedures, however, clearly apply to applications for a new depository institution (*see* 12 CFR 543.2 and 552.2–1). In light of the business changes that may accompany conversions, OTS is proposing to clarify the applicable regulations at §§ 543.9 and 552.2–6 to apply the publication requirements, comment procedures and meeting procedures to these conversions as well. This clarification is consistent with current practices.

[11] If OTS identifies a significant issue that is not listed on its delegations, the commenter will not be required to file with OTS Headquarters. Rather, the Regional Office will forward the public comments to OTS Headquarters.

is complete. If OTS takes this action, the review period for the application would begin on the date that OTS deems the application complete.

Second, OTS may notify the applicant that it must submit additional information to complete the application. Proposed § 516.220, which is discussed below, would prescribe the procedures that govern the submission of additional information.

Third, OTS may notify the applicant that the application is materially deficient and OTS would not process the application further. An application may be materially deficient if, for example, the application fails to include required information regarding the manner in which a savings association will meet its CRA responsibilities, the application fails to include significant parties, or the applicant fails to provide key information required by an application form.

Finally, if OTS fails to act, the application would be deemed complete. The applicable review period would commence 30 calendar days after the application is submitted.

Proposed § 516.210(b) would address requests for a waiver of an information requirement. Under this proposed rule, if an applicant requests a waiver and OTS has not notified the applicant that it must submit additional information under proposed § 516.210(a)(2), the request for a waiver is granted. This provision of the proposed rule is consistent with the current rule at § 516.2(c)(1).

Section 516.220 If OTS Requests Additional Information To Complete My Application, How Will It Process My Application?

Proposed § 516.220(a) would chart the procedures governing the applicant's submission of additional information. Proposed § 516.220(a) would require the applicant to respond within 30 calendar days after OTS's request for additional information. OTS would take different actions depending on whether the applicant responds to the request, requests additional time, or fails to file a complete response.

Under § 516.220(a)(1), if the applicant responds to all information requests by OTS, OTS may take one of four actions within 15 calendar days after the filing date of the applicant's response. These actions parallel the four actions described under proposed § 516.210(a), except that OTS may request further additional information regarding matters derived from, or prompted by, information already furnished or additional information otherwise necessary to resolve the issues presented in the application. OTS intends to utilize the ''necessary to resolve issues'' provision infrequently and generally not to address issues that OTS could have addressed previously.

Under proposed § 516.220(a)(2), applicants may request an extension of time to respond to an information request. If OTS grants an extension, the applicant would be required to respond fully within the extended time period specified by OTS. If OTS denies the extension request, OTS would not process the application further.

Proposed § 516.220(a)(3) would address an applicant's failure to respond to an information request. If an applicant fails to respond completely, OTS could notify the applicant that the application is withdrawn and OTS would not process it further. Alternatively, OTS could notify the applicant that the response is incomplete and extend the period to respond.

As noted above, OTS has 15 calendar days to respond to additional information submitted under paragraph (a)(1). Proposed § 516.220(b) is a new provision, which would permit OTS to extend this 15-day period by an additional 15 calendar days, if OTS requires more time to review the response. OTS would be required to notify the applicant of the extension before the initial 15-day period expires. Under the proposed rule, OTS could extend this time frame for any application. OTS does not, however, intend to extend this time period routinely, but only in those circumstances where additional time is necessary to evaluate the responses to the information OTS has requested.

Proposed § 516.220(c) would govern requests for waiver of an information requirement. An applicant's request for a waiver of an information requirement would be granted if OTS fails to act within 15 calendar days after the filing of the applicant's response, or until the end of the review period, if OTS has extended the review period under § 516.220(b).

Section 516.230 Will OTS Conduct an Eligibility Examination?

Section 516.230 clarifies existing practices governing eligibility examinations. Under proposed § 516.230(a), OTS may notify the applicant at any time before it deems the application complete that it will conduct an eligibility examination. If OTS decides to conduct an eligibility examination, it would not deem the application complete until it concludes the examination.

Proposed § 516.230(b) would permit OTS to request additional information as a result of the eligibility examination. The applicant would have to respond to the additional information request within the time period required by OTS. OTS would review the response under the procedures described in § 516.220.

Section 516.240 What May OTS Require Me To Do After My Application Is Deemed Complete?

Under current § 516.2(c)(5), OTS may request an applicant to supplement an application after it is deemed complete only under certain specific circumstances. OTS, for example, may request additional information of a material nature that was not reasonably available from the applicant, that was concealed at the time the application was deemed to be complete, or that pertained to developments subsequent to the time the application was deemed to be complete. Under proposed § 516.240(a), OTS could request *any* additional information that is necessary to resolve or clarify the issues presented by the application.

Under proposed § 516.240(b), if OTS determines that a major issue of law or a change in circumstance arose after the application was filed, and the issue or changed circumstances substantially affects the application, OTS may notify the applicant that the application is now incomplete and require the applicant to submit additional information to complete the application under the procedures at § 516.220. A major issue of law or a change in circumstance may arise after the application is deemed complete if, for example, significant litigation is initiated, major legislation is enacted, a new person or company acquires the applicant, or there is a major change in the business plan. OTS may also require the applicant to publish a new notice under § 516.250.

Section 516.250 Will OTS Require Me To Publish a New Public Notice?

Proposed § 516.250 is new. This section would ensure that the public has adequate notice and opportunity to comment on any application that changes substantially after the initial public comment period. Under this proposed section, if an applicant was subject to publication requirements, OTS may require an applicant to publish a new public notice if: (1) The applicant submitted a revision to the application, the applicant submitted new or additional information, or a major issue of law or a change in circumstances arose after the filing of the application; and (2) OTS determines that additional public comment on these

matters is appropriate because of the significance of the new information or circumstances.

Under proposed § 516.250(b), OTS would notify the applicant if a new public notice of a revised application must be published. Under proposed § 516.250(c), if the applicant must publish a new public notice of the revised application, the applicant must notify OTS after publishing the new public notice.

Section 516.260 May OTS Suspend Processing of My Application?

Proposed § 516.260 would permit OTS to suspend processing of an application indefinitely under certain circumstances. This provision uses existing § 516.2(c)(7) as a base. It would permit OTS to suspend processing if OTS, another governmental entity, or a self-regulatory trade or professional organization has initiated an investigation, examination, or administrative proceeding that is relevant to OTS's evaluation of the application. OTS may also suspend processing if the applicant requests the suspension or there are other extraordinary circumstances that have a significant impact on processing of the application. Such extraordinary circumstances may include pending legislation, material litigation, assessment of fees under 12 CFR 502.60(d), or other matters. OTS would promptly notify the applicant in writing of the suspension.

Section 516.270 How Long Is the OTS Review Period?

Proposed § 516.270(a) uses existing §§ 516.2(d)(1) and (2) as a base. It specifies the length of time OTS may review the application. Under this proposed rule, the applicable review period is 60 calendar days after the date the application is deemed complete, unless an applicable OTS regulation specifies a different review period.[12]

Proposed § 516.270(b) would set out the applicable review period for related applications. Under proposed § 516.270(b), if an applicant submits more than one application in connection with a proposed action, or if two or more applicants submit related applications, the review period for all applications would be the time frame for the application with the longest review period. *Compare* existing § 516 (2)(d)(2).

[12] OTS rules outlining the substantive requirements for various applications occasionally impose unique review periods. In these instances, OTS will apply the review period in the substantive regulation. *See, e.g.,* 12 CFR 563.22(f).

Proposed § 516.270(c) would govern extensions of the OTS review period. Under the proposed rule, OTS could extend the review period for up to 30 calendar days for any reason. To do so, OTS would be required to notify the applicant in writing of the extension before the end of the initial review period. This proposal differs from the current rule that requires OTS to notify the applicant at least 10 days before the end of the review period. *Compare* existing § 516.2(e).

Proposed § 516.270(c)(2) would permit OTS to extend the review period of any application that presents a significant issue of law or policy until such time as OTS acts on the application. Under proposed § 516.270(c)(2), OTS must notify an applicant in writing of this extension and the general reasons for the extension. OTS must issue this written extension before the review period expires, including any extension granted under proposed § 560.260(c)(1).

Section 516.280 How Will I Know if My Application Has Been Approved?

Proposed § 516.280(a) would require OTS to approve or deny an application before the expiration of the applicable review period, including any extensions. Under proposed § 516.280(b), an application would be approved if OTS fails to act within this period. *See* existing § 516.2(d)(1).

The proposed rule does not describe the standards that OTS will apply when it reviews applications. Rather, OTS's approval or disapproval would be based on the standards in the underlying regulation for the particular application. The current rule includes one standard governing the review of applications. In existing § 516.3(b)(2), OTS must deny applications that are subject to standard treatment unless the association affirmatively demonstrates how the application will clearly improve its financial or managerial condition or improve its compliance with the CRA or other consumer-related statutes without affecting its financial or managerial resources. The proposed rule would delete this section because the review standards in the applicable substantive regulations sufficiently address these matters.

Section 516.290 What Will Happen if OTS Does Not Approve or Disapprove My Application Within Two Calendar Years?

Proposed § 516.290 is new. Proposed § 516.290(a) would permit OTS to address those applications that have been pending for a lengthy period and that are not making significant progress to a final approval or disapproval. Under this provision, if OTS has not approved or denied an applicant's pending application within two calendar years after the filing date, OTS will notify the applicant in writing that the application is withdrawn, unless the agency determines that the applicant is actively pursuing a final OTS determination. An applicant would not be actively pursuing a final OTS determination if the applicant fails to timely take an action required under the proposed part, including filing required additional information, or OTS suspends processing the application under § 516.260 based on circumstances that are, in whole or in part, within the applicant's control and the applicant fails to take reasonable steps to resolve these circumstances.

Proposed § 516.290(b) would give applicants with pending applications a reasonable opportunity to avoid the withdrawal of their application. This section would not become effective until 90 days after the effective date of the final rule.

III. Derivation Chart for Revised Part 516

Revised provision	Former provision	Comments
§ 516.1(a)		Added.
§ 516.1(b)	§ 516.2(a)(1)	Modified.
§ 516.1(c)	§ 516.2(a) (2)	Modified.
§ 516.5(a)		Added.
§ 516.5(b)		Added.
§ 516.5(c)	§ 516.3(b) (1)(i)	Modified.
§ 516.5(d)	§ 516.3(b) (1)(ii)	Modified.
§ 516.5(e)	§ 516.3(b) (1)(iii)	Modified.
§ 516.5(f)	§ 516.3(b) (1)(iv)	Modified.
§ 516.5(g)	§ 516.3(b) (1)(v)	Modified.
§ 516.5(h)		Added.
§ 516.5(i)		Added.
§ 516.10		Added.
§ 516.15		Added.
§ 516.20		Added.
§ 516.25(a)	§ 516.3(a)(2)	Modified.
§ 516.25(b)	§§ 516.2(b)	Modified and Added.
§ 516.30(a)	§ 516.1.(c)	Modified and Added.
§ 516.30(b)	§ 516.1.(c)	Modified.
§ 516.35		Added.
§ 516.40(a)(1)	§ 516.1(c)	Modified and Added.
§ 516.40(a)(2)	§ 516.1(b)	Modified.
§ 516.40(b)	§ 516.1(a)&(c)	Modified.
§ 516.45(a)		Added.
§ 516.45(b)		Added.
§ 516.55		Added.
§ 516.120	§ 516.120	Modified.
§ 516.130	§ 516.130	Modified.
§ 516.140	§ 516.140	Modified.
§ 516.150	§ 516.150	Modified.

Revised provision	Former provision	Comments
§ 516.185		Added.
§ 516.190	§ 516.190	Modified.
§ 516.200(a)	§ 516.3(a)(2)	Modified and Added.
§ 516.200(b)	§ 516.3(a)(3)	Modified.
§ 516.200(c)		Added.
§ 516.200(d)		Added.
§ 516.210(a)	§ 516.2(c)(1)	Modified and Added.
§ 516.210(b)	§ 516.2(c)(1)	Modified.
§ 516.220(a)	§ 516.2(c)(2)–(5)	Modified and Added.
§ 516.220(b)	§ 516.2(e)	Modified.
§ 516.220(c)	516.2(c)(4)	Modified.
§ 516.230		Added.
§ 516.240(a)	§ 516.2(c)(4)–(5)	Modified.
§ 516.240(b)	§ 516.2(c)(5)	Modified and Added.
§ 516.250		Added.
§ 516.260	§ 516.2(c)(7)	Modified and Added.
§ 516.270(a)	§ 516.2(d)(1)	Modified.
§ 561.270(b)	§ 516.2(d)(2)	Modified.
§ 516.270(c)(1)	§ 516.2(e)	Modified.
§ 516.270(c)(2)	§ 516.2(f)	Modified.
§ 516.280(a)		Added.
§ 516.280(b)	§ 516.2(d) (1)	Modified.
§ 516.290		Added.

IV. Plain Language Requirement

Section 722 of the GLB Act (12 U.S.C.A. 4809) requires federal banking agencies to use ''plain language'' in all proposed and final rules published after January 1, 2000. We invite your comments on how to make this proposed rule easier to understand. For example:

(1) Have we organized the material to suit your needs?

(2) Are the requirements in the rule clearly stated?

(3) Does the rule contain technical language or jargon that isn't clear?

(4) Would a different format (grouping and order of sections, use of headings, paragraphing) make the rule easier to understand?

(5) Would more (but shorter) sections be better?

(6) What else could we do to make the rule easier to understand?

V. Executive Order 12866

The Director of OTS has determined that this proposed regulation does not constitute a ''significant regulatory action'' for purposes of Executive Order 12866.

VI. Regulatory Flexibility Act

Pursuant to section 605(b) of the Regulatory Flexibility Act, OTS certifies that this proposed regulation will not have a significant economic impact on a substantial number of small entities. The proposed rule generally restates the existing rule in plain language and clarifies existing procedures. These changes should make it easier for all applicants to file applications and for OTS to expeditiously review applications. These changes should, therefore, assist all potential applications, including small businesses. While the proposed rule would make several minor changes, only two of these changes would impose additional burden on applicants. Under the proposed rule, certain applicants would be subject to a pre-filing meeting requirement and would be required to provide a draft business plan before the meeting. OTS believes that the pre-filing meeting is generally consistent with existing procedures and imposes only a minimal burden. Moreover, most applicants should already have drafted business plans to provide to the agency.

VII. Paperwork Reduction Act of 1995

The information collection requirements in this proposal have previously been approved by OMB under the substantive regulations or under the application forms; or involve technical changes that do not affect the overall burden of compliance. To the extent that this regulation imposes new burden, OTS has filed applications to update the information collection requirements in the underlying forms. These have been submitted under 1550–0005, 1550–00015, and 1550–0037.

VIII. Unfunded Mandates Act of 1995

Section 202 of the Unfunded Mandates Reform Act of 1995, Pub. L. 104–4 (Unfunded Mandates Act), requires that an agency prepare a budgetary impact statement before promulgating a rule that includes a federal mandate that may result in expenditure by state, local, and tribal governments, in the aggregate, or by the private sector, of $100 million or more in any one year. If a budgetary impact statement is required, section 205 of the Unfunded Mandates Act also requires an agency to identify and consider a reasonable number of regulatory alternatives before promulgating a rule. The proposed rule generally restates the existing application processing procedures in plain language and clarifies existing procedures. These changes should make it easier for all applicants to file applications and for OTS to review applications. While the proposed rule would make several minor changes, OTS has determined that the proposed rule will not result in expenditures by state, local, or tribal governments or by the private sector of $100 million or more. Accordingly, this proposed rulemaking is not subject to section 202 of the Unfunded Mandates Act.

List of Subjects

12 CFR Part 516

Administrative practice and procedure, Reporting and recordkeeping requirements, Savings associations.

12 CFR Part 517

Government contracts, Individuals with disabilities, Minority businesses, Women.

12 CFR Part 543

Reporting and recordkeeping requirements, Savings associations.

12 CFR Part 544

Reporting and recordkeeping requirements, Savings associations.

12 CFR Part 545

Accounting, Consumer protection, Credit, Electronic funds transfers, Investments, Reporting and recordkeeping requirements, Savings associations.

12 CFR Part 550

Savings associations, Trusts and trustees.

12 CFR Part 552

Reporting and recordkeeping requirements, Savings associations, Securities.

12 CFR Part 555

Accounting, Consumer protection, Credit, Electronic funds transfers, Investments, Reporting and recordkeeping requirements, Savings associations.

12 CFR Part 559

Reporting and recordkeeping requirements, Savings associations, Subsidiaries.

12 CFR Part 560

Consumer protection, Investments, Manufactured homes, Mortgages, Reporting and recordkeeping requirements, Savings associations, Securities.

12 CFR Part 562

Accounting, Reporting and recordkeeping requirements, Savings associations.

12 CFR Part 563

Accounting, Advertising, Crime, Currency, Investments, Reporting and recordkeeping requirements, Savings associations, Securities, Surety bonds.

12 CFR Part 563b

Reporting and recordkeeping requirements, Savings associations, Securities.

12 CFR Part 563f

Antitrust, Holding companies, Reporting and recordkeeping requirements, Savings associations.

12 CFR Part 565

Administrative practice and procedure, Capital, Savings associations.

12 CFR Part 567

Capital, Savings associations.

12 CFR Part 574

Administrative practice and procedure, Holding companies, Reporting and recordkeeping requirements, Savings associations, Securities.

12 CFR Part 575

Administrative practice and procedure, Capital, Holding companies Reporting and recordkeeping requirements, Savings associations, Securities.

12 CFR Part 584

Administrative practice and procedure, Holding companies, Reporting and recordkeeping requirements, Savings associations, Securities.

Accordingly, the Office of Thrift Supervision proposes to amend title 12, chapter V, of the Code of Federal Regulations as set forth below:

PART 516—APPLICATION PROCESSING GUIDELINES AND PROCEDURES

1. The authority citation for part 516 continues to read as follows:

Authority: 5 U.S.C. 552, 559; 12 U.S.C. 1462a, 1463, 1464, 2901 *et seq.*

§§ 516.1, 516.2, 516.3 [Removed]

2. Subpart A of part 516 (§§ 516.1, 516.2, 516.3) is removed.

§§ 516.1, 516.5, 516.10 [Added]

Subpart A [Added]

3. Sections 516.1, 516.5, and 516.10, and subpart A, consisting of §§ 516.15 through 516.40, are added to read as follows:

Sec.

516.1 What does this part do?
516.5 Do the same procedures apply to all applications under this part?
516.10 How does OTS compute time periods under this part?

Subpart A—Pre-Filing and Filing Procedures

Pre-Filing Procedures

516.15 Must I meet with OTS before I file my application?
516.20 What information must I provide to OTS before the pre-filing meeting?

Filing Procedures

516.25 What type of application must I file?
516.30 What information must I provide with my application?
516.35 May I keep portions of my application confidential?
516.40 Where do I file my application?
516.45 What is the filing date of my application?

516.1 What does this part do?

(a) This part explains OTS procedures for processing applications, notices, or filings (applications). Except as provided in paragraph (b) of this section, subparts A and E of this part apply whenever an OTS regulation requires any person (you) to file an application with OTS. Subparts B, C, and D, however, only apply when an OTS regulation incorporates the procedures in the subpart or where otherwise required by OTS.

(b) This part does not apply to any of the following:

(1) An application related to a transaction under section 13(c) or (k) of the Federal Deposit Insurance Act, 12 U.S.C. 1823(c) or (k).

(2) A request for reconsideration, modification, or appeal of a final OTS action.

(3) A request related to litigation, an enforcement proceeding, a supervisory directive or supervisory agreement. Such requests include a request seeking approval under, modification of, or termination of an order issued under part 508 or 509 of this chapter, a supervisory agreement, a supervisory directive, a consent merger agreement or a document negotiated in settlement of an enforcement matter or other litigation, unless an applicable OTS regulation specifically requires an application under this part.

(4) An application filed under an OTS regulation that prescribes other application processing procedures and time frames for the approval of applications.

(c) If an OTS regulation prescribes some application processing procedures, or time frames, OTS will apply this part to the extent necessary to process the application. For example, if an OTS regulation does not specify time periods for the processing of an application, the time periods in this part apply.

§ 516.5 Do the same procedures apply to all applications under this part?

OTS processes applications under this part using two procedures, expedited treatment and standard treatment. To determine which treatment applies, you may use the following chart:

If—	Then OTS will process your application under—
(a) The applicable regulation does not specifically state that expedited treatment is available	Standard treatment.
(b) You are not a savings association	Standard treatment.
(c) OTS or another federal banking regulator assigned you a composite rating of 3, 4, or 5. The composite rating is the composite numeric rating that OTS or the other federal banking regulator assigned to you under the Uniform Financial Institutions Rating System [1] or under a comparable rating system. The composite rating refers to the rating assigned and provided to you, in writing, as a result of the most recent examination.	Standard treatment.
(d) OTS or another federal banking regulator assigned you a Community Reinvestment Act (CRA) rating of Needs to Improve or Substantial Noncompliance. The CRA rating is the Community Reinvestment Act performance rating that OTS or the other federal banking regulator assigned and provided to you, in writing, as a result of the most recent compliance examination. *See,* for example, § 563e.28 of this chapter.	Standard treatment.

If—	Then OTS will process your application under—
(e) OTS or another federal banking regulator assigned you a compliance rating of 3, 4, or 5. The compliance rating is the numeric rating that OTS or the other federal banking regulator assigned to you under OTS compliance rating system, or a comparable rating system used by the other federal banking regulator. The compliance rating refers to the rating assigned and provided to you, in writing, as a result of the most recent compliance examination.	Standard treatment.
(f) You fail any one of your capital requirements under part 567 of this chapter	Standard treatment.
(g) OTS has notified you that you are an association in troubled condition	Standard treatment.
(h) Neither OTS nor any other federal banking regulator has assigned you a composite rating, a CRA rating or a compliance rating.	Standard treatment.
(i) You do not meet any of the criteria listed in paragraphs (a) through (h) of this section	Expedited treatment.

[1] A savings association may obtain a copy of its composite rating from the appropriate Regional Office.

§ 516.10 How does OTS compute time periods under this part?

In computing time periods under this part, OTS does not include the day of the act or event that commences the time period. When the last day of a time period is a Saturday, Sunday, or Federal holiday, the time period runs until the end of the next day that is not a Saturday, Sunday, or Federal holiday.

Subpart A—Pre-Filing and Filing Procedures

Pre-Filing Procedures

§ 516.15 Must I meet with OTS before I file my application?

(a) *Meeting requirement.* (1) You must meet with OTS at least 30 calendar days before you may file:

(i) An application for permission to organize a *de novo* federal savings association;

(ii) An application to convert an existing financial institution (other than a state-chartered savings association regulated by OTS or a state-chartered savings bank that is regulated by the FDIC) or a credit union to a federal savings association; or

(iii) An application to acquire control of a savings association, if you are an insurance company, an investment company, a securities firm, a commodities firm, or a pension fund.

(2) OTS may require, or the applicant may request, a pre-filing meeting for other types of applications or applicants, if doing so will help resolve issues or expedite the process.

(3) Applications for mutual to stock conversions are subject to the pre-filing meeting requirements under 12 CFR part 563b.

(b) *Scheduling the pre-filing meeting.* If you are required to meet with OTS under paragraph (a) of this section, you must contact the appropriate Regional Office to request the pre-filing meeting.

§ 516.20 What information must I provide to OTS before the pre-filing meeting?

(a) *Draft business plan.* If you are required to meet with OTS under § 516.15, you must provide a draft business plan for the savings association to OTS at least seven calendar days before the pre-filing meeting.

(b) *Contents of plan.* At a minimum, your draft business plan should:

(1) Clearly and completely describe the savings association's projected operations and activities;

(2) Describe the risks associated with the transaction and the impact of this transaction on any existing activities and operations of the savings association, including financial projections for a minimum of three years;

(3) Identify all proposed directors and senior executive officers (as defined in § 563.555 of this chapter) of the savings association and demonstrate that these individuals have the expertise to prudently manage the activities and operations described in the savings association's draft business plan; and

(4) Demonstrate how applicable requirements regarding serving the credit and lending needs in the market areas served by the savings association will be met.

(c) *Additional information.* OTS may require you to provide additional relevant information before the pre-filing meeting.

Filing Procedures

§ 516.25 What type of application must I file?

(a) *Expedited treatment.* If you are eligible for expedited treatment under § 516.5, you may file your application in the form of a notice that includes all information required by the applicable substantive regulation. If OTS has designated a form for your notice, you must file that form. Your notice is an application for the purposes of all statutory and regulatory references to ''applications.''

(a) *Standard treatment.* If you are subject to standard treatment under § 516.5, you must file your application following all applicable substantive regulations and guidelines governing the filing of applications. If OTS has a designated form for your application, you must file that form.

(b) *Waiver requests.* If you want OTS to waive a requirement that you provide certain information with the notice or application, you must include a written waiver request:

(1) Describing the requirement to be waived; and

(2) Explaining why the information is not needed to enable OTS to evaluate your notice or application under applicable standards.

§ 516.30 What information must I provide with my application?

(a) *Required information.* You may obtain information about required certifications, other regulations and guidelines affecting particular notices and applications, appropriate forms, and instructions from any OTS Regional Office. You may also obtain forms and instructions on OTS's web page at www.ots.treas.gov.

(b) *Captions and exhibits.* You must caption the original application and required copies with the type of filing, and must include all exhibits and other pertinent documents with the original application and all required copies. You are not required to include original signatures on copies if you include a copy of the signed signature page or the copy otherwise indicates that the original was signed.

§ 516.35 May I keep portions of my application confidential?

(a) *Confidentiality.* OTS makes submissions under this part available to the public, but may keep portions of

your application confidential based on the rules in this section.

(b) *Confidentiality request.* (1) You may request OTS to keep portions of your application confidential. You must submit your request in writing with your application and must explain in detail how your request is consistent with the standards under the Freedom of Information Act (5 U.S.C. 552) and part 505 of this chapter. For example, you should explain how you will be substantially harmed by pubic disclosure of the information. You must separately bind and mark the portions of the application you consider confidential and the portions you consider non-confidential.

(2) OTS will not treat as confidential the portion of your application describing how you plan to meet your Community Reinvestment Act (CRA) objectives. OTS will make information in your CRA plan, including any information incorporated by reference from other parts of your application, available to the public upon request.

(c) *OTS determination on confidentiality.* OTS will determine whether information that you designate as confidential must be made available to the public under the Freedom of Information Act (5 U.S.C. 552) and part 505 of this chapter. OTS will advise you before it makes information you designate as confidential available to the public.

(d) *OTS public statement.* If OTS issues a public statement with its decision on an application, it may comment on confidential submissions in the public statement without notifying you.

§ 516.40 Where do I file my application?

(a) *Regional Office.* (1) You must file the original application and the number of copies indicated on the applicable form with, and to the attention of, the applications filing division of the appropriate OTS Regional Office. If the form does not indicate the number of copies you must file or if OTS has not prescribed a form for your application, you must file the original application and two copies.

(2) The address and the states served for each Regional Office are:

Region	Office address	States served
Northeast	Office of Thrift Supervision, 10 Exchange Place, 18th Floor, Jersey City, New Jersey 07303.	Connecticut, Delaware, Maine, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, West Virginia.
Southeast	Office of Thrift Supervision, 1475 Peachtree Street, N.E., Atlanta, Georgia 30309.	Alabama, Florida, Georgia, Maryland, North Carolina, South Carolina, Virginia, District of Columbia, Puerto Rico, Virgin Islands.
Central	Office of Thrift Supervision, 200 West Madison Street, Suite 1300, Chicago, Illinois 60606.	Illinois, Indiana, Kentucky, Michigan, Ohio, Tennessee, Wisconsin.
Midwest	Office of Thrift Supervision, 122 W. John Carpenter Freeway, Suite 600, Irving, Texas 75261–9027.	Arkansas, Colorado, Iowa, Kansas, Louisiana, Minnesota, Missouri, Mississippi, North Dakota, Nebraska, New Mexico, Oklahoma, South Dakota, Texas.
West	Office of Thrift Supervision, Pacific Telesis Tower, 1 Montgomery Street, San Francisco, California 94104–4533. Mail to: P.O. Box 7165, San Francisco, California 94120–7165.	Alaska, Arizona, California, Hawaii, Idaho, Montana, Nevada, Oregon, Utah, Washington, Wyoming, Guam, Northern Mariana Islands.

(b) *Additional filings with OTS Headquarters.* (1) In addition to filing in the Regional Office, if your application involves a significant issue of law or policy or if an applicable regulation or form directs you to file with OTS Headquarters, you must also file copies of your application with the Applications Filing Room at OTS headquarters, 1700 G Street NW, Washington, DC 20552. You must file the number of copies indicated on the applicable form. If the form does not indicate the number of copies you must file or if OTS has not prescribed a form for your application, you must file three copies.

(2) (i) Significant issues of law or policy are described in delegations of authority from OTS Headquarters to the Regional Offices. You may obtain these delegations on the OTS website at www.ots.treas.gov or by contacting a Regional Office.

(ii) OTS reserves the right to identify significant issues of law or policy in a particular application. OTS will advise you, in writing, if it makes this determination.

§ 516.45 What is the filing date of my application?

(a) Your application's filing date is the date that you complete all of the following requirements.

(1) You comply with the pre-filing meeting requirement at § 516.15, including the submission of a business plan.

(2) You file your application and all required copies with OTS, as described under § 516.40.

(i) If you are required to file with a Regional Office and with OTS Headquarters, you have not filed with OTS until you file with both offices.

(ii) You have not filed with a Regional Office or OTS Headquarters until you file the application and the required number of copies with that office.

(iii) If you file after the close of business established by a Regional Office or OTS Headquarters, you have filed with that office on the next business day.

(3) You pay the applicable fee. You have not paid the fee until you submit the fee to the appropriate Regional Office, or OTS waives the fee. You may pay by check, money order, cashier's check or wire transfer payable to OTS.

(b) OTS may notify you that it has adjusted your application filing date if you fail to meet any applicable publication requirements.

(c) If, after you properly file your application with the Regional Office, OTS determines that a significant issue of law or policy exists under § 516.40(b)(2)(ii), the filing date of your application is the day you filed with the Regional Office. The 30-day review period under §§ 516.200 or 516.210 of this part will restart in its entirety when the Regional Office forwards the appropriate number of copies of your application to OTS Headquarters.

4. Section 516.55 is added to read as follows:

§ 516.55 What information must I include in my public notice?

Your public notice must include the following:

(a) Your name and address.
(b) The type of application.
(c) The name of the depository institution(s) that is the subject matter of the application.
(d) A statement indicating that the public may submit comments to the appropriate OTS office(s).
(e) The address of the appropriate OTS offices where the public may submit comments.
(f) The date that the public comment period closes.
(g) A statement indicating that the nonconfidential portions of the application are on file in the Regional Office, and are available for public inspection during regular business hours.
(h) Any other information that OTS requires you to publish. You may find the format for various publication notices in the appendix to OTS application processing handbook.

5. Section 516.110 is amended by removing the phrase ''(you)''.

6. Section 516.120 is revised to read as follows:

§ 516.120 What information should a comment include?

(a) A comment should recite relevant facts, including any demographic, economic, or financial data, supporting the commenter's position. A comment opposing an application should also:
(1) Address at least one of the reasons why OTS may deny the application under the relevant regulations;
(2) Recite any relevant facts and supporting data addressing these reasons; and;
(3) Address how the approval of the application could harm the commenter or any community.
(b) If a commenter wishes to request an informal meeting under § 516.170, the commenter must file a request with the comment. The commenter should describe the nature of the issues or facts to be discussed and the reasons why written submissions are insufficient to adequately address these facts or issues.

7. Section 516.130 is revised to read as follows:

§ 516.130 Where are comments filed?

A commenter must file with the appropriate OTS Regional Office and, where an application involves a significant issue of law or policy under § 516.40(b), with OTS headquarters. The commenter must simultaneously send a copy of the comment to the applicant.

8. Section 516.140 is revised to read as follows:

§ 516.140 How long is the comment period?

(a) *General.* Except as provided in paragraph (b) of this section, a commenter must file a written comment with OTS within 25 calendar days after the application is filed with OTS.
(b) *Late-filed comments.* OTS will consider a late-filed comment if:
(1) Within the comment period, the commenter demonstrates to OTS good cause why the commenter could not submit a timely comment; and
(2) OTS concludes that the comment addresses a significant regulatory concern and will assist in the disposition of the application.

9. Section 516.150 is revised to read as follows:

§ 516.150 Will there be additional opportunities to discuss the application?

OTS may provide the commenter with additional opportunities to discuss the application in informal or formal meetings under subpart D of this part.

10. Section 515.185 is added to read as follows:

§ 516.185 Will OTS approve or disapprove an application at a meeting?

OTS will not approve or deny an application at a formal or informal meeting under this subpart.

11. Section 516.190 is revised to read as follows:

§ 516.190 Will a meeting affect application processing time frames?

If OTS has arranged a meeting, it will suspend applicable application processing time frames, including the time frames for deeming an application complete and the applicable approval time frames specified in subpart E of this part. The time period will resume when OTS determines that a record has been developed that sufficiently supports a determination on the issues raised in the comments.

12. Subpart E, consisting of §§ 516.200 through 516.280, is added to read as follows:

Subpart E—OTS Review

Expedited Treatment

Sec.
516.200 If I file a notice under expedited treatment, when may I engage in the proposed activities?

Standard Treatment

516.210 What will OTS do after I file my application?
516.220 If OTS requests additional information to complete my application, how will it process my application?
516.230 Will OTS conduct an eligibility examination?
516.240 What may OTS require me to do after my application is deemed complete?
516.250 Will OTS require me to publish a new public notice?
516.260 May OTS suspend processing of my application?
516.270 How long is the OTS review period?
516.280 How will I know if my application has been approved?
516.290 What will happen if OTS does not approve or disapprove my application within two calendar years?

Subpart E—OTS Review

Expedited Treatment

§ 516.200 If I file a notice under expedited treatment, when may I engage in the proposed activities?

If you are eligible for expedited treatment and you have appropriately filed your notice with OTS, you may engage in the proposed activities upon the expiration of 30 days after the filing date of your notice, unless OTS takes one of the following actions before the expiration of that time period:

(a) OTS notifies you in writing that you must file additional information supplementing your notice. If you are required to file additional information, you may engage in the proposed activities upon the expiration of 30 calendar days after the date you file the additional information, unless OTS takes one of the actions described in paragraphs (b) through (d) of this section before the expiration of that time period;

(b) OTS notifies you in writing that your notice is subject to the standard treatment under this subpart. OTS will subject your notice to the standard treatment if it raises a supervisory concern, raises a significant issue of law or policy, or requires significant additional information;

(c) OTS notifies you in writing that it is suspending the applicable time frames under § 516.190; or

(d) OTS notifies you that it disapproves your notice.

Standard Treatment

§ 516.210 What will OTS do after I file my application?

(a) *OTS action.* Within 30 calendar days after the filing date of your application, OTS will take one of the following actions:

If OTS—	Then—
(1) Notifies you, in writing, that your application is complete	The applicable review period will begin on the date that OTS you, in deems your application complete.
(2) Notifies you, in writing, that you must submit additional information to complete your application.	You must submit the required additional information under § 516.220.
(3) Notifies you, in writing, that your application is materially deficient	OTS will not process your application.
(4) Takes no action	Your application is deemed complete. The applicable review period will begin on the day the 30-day time period expires.

(b) *Waiver requests.* If your application includes a request for waiver of an information requirement under § 516.25(b), and OTS has not notified you that you must submit additional information under paragraph (a)(2) of this section, your request for waiver is granted.

§ 516.220 If OTS requests additional information to complete my application, how will it process my application?

(a) You may use the following chart to determine the procedure that applies to your submission of additional information under § 516.210(a)(1):

If, within 30 calendar days after the date of OTS request for additional information—	Then, OTS may—	And—
(1) File a response to all information requests.	(i) Notify you in writing within 15 calendar days after the filing of your response that your application is complete.	The applicable review period will begin on the date that OTS deems your application complete.
	(ii) Notify you in writing within 15 calendar days after the filing date of your response that you must submit additional information regarding matters derived from or prompted by already furnished or any additional information necessary to resolve the issues presented in your application.	You must respond to the additional information request within the time period required by OTS. OTS will review your response under the procedures described in this section.
	(iii) Notify you in writing within 15 calendar days after the filing date of your response that your application is materially deficient.	OTS will not process your application.
	(iv) Take no action within 15 calendar days after the filing date of your response.	Your application is deemed complete. The applicable review period will begin on the day that the 15-day time period expires.
(2) Request an extension of time to file additional information.	(i) Grant an extension, in writing, specifying the number of days for the extension.	You must fully respond within the extended time period specified by OTS. OTS will review your response under the procedures described under this section.
	(ii) Notify you in writing that your extension request is disapproved.	OTS will not process your application further. You may resubmit the application for processing as a new filing under the applicable regulation.
(3) Fail to respond completely.	(i) Notify you in writing that your application is withdrawn.	OTS will not process your application further. You may resubmit the application for processing as a new filing under the applicable regulation.
	(ii) Notify you, in writing, that your response is incomplete and extend the response period, specifying the number of days for the extension.	You must fully respond within the extended time period specified by OTS. OTS will review your response under the procedures described under this section.

(b) OTS may extend the 15-day period referenced in paragraph (a)(1) of this section by up to 15 calendar days, if OTS requires the additional time to review your response. OTS will notify you that it has extended the period before the end of the initial 15-day period.

(c) If your response filed under paragraph (a)(1) of this section includes a request for a waiver of an informational requirement, your request for a waiver is granted if OTS fails to act on it within 15 calendar days after the filing of your response, unless OTS extends the review period under paragraph (b). If OTS extends the review period under paragraph (b), your request is granted if OTS fails to act on it by the end of the extended review period.

§ 516.230 Will OTS conduct an eligibility examination?

(a) *Eligibility examination.* OTS may notify you at any time examination. If OTS decides to conduct an eligibility examination, it will not deem your application complete until it concludes the examination.

(b) *Additional information.* OTS may, as a result of the eligibility examination, notify you that you must submit additional information to complete your application. If so, you must respond to the additional information request within the time period required by OTS. OTS will review your response under the procedures described in § 516.220.

§ 516.240 What may OTS require me to do after my application is deemed complete?

After your application is deemed complete, but before the end of the applicable review period,

(a) OTS may require you to provide additional information if the information is necessary to resolve or clarify the issues presented by your application.

(b) OTS may determine that a major issue of law or a change in circumstances arose after you filed your application, and that the issue or changed circumstances will substantially effect your application. If

OTS identifies such an issue or changed circumstances, it may:

(1) Notify you, in writing, that your application is now incomplete and require you to submit additional information to complete the application under the procedures described at § 516.220; and

(2) Require you to publish a new public notice of your application under § 516.250.

§ 516.250 Will OTS require me to publish a new public notice?

(a) If your application was subject to a publication requirement, OTS may require you to publish a new public notice of your application if:

(1)You submitted a revision to the application, you submitted new or additional information, or major issue of law or a change in circumstances arose after the filing of your application; and

(2) OTS determines that additional public comment on these matters is appropriate because of the significance of the new information or circumstances.

(b) OTS will notify you in writing if you must publish a new public notice of your revised application.

(c) If you are required to publish a new public notice of your revised application, you must notify OTS after you publish the new public notice.

§ 516.260 May OTS suspend processing of my application?

(a) *Suspension.* OTS may, at any time, indefinitely suspend processing of your application if:

(1) OTS, another governmental entity, or a self-regulatory trade or professional organization initiates an investigation, examination, or administrative proceeding that is relevant to OTS's evaluation of your application;

(2) You request the suspension or there are other extraordinary circumstances that have a significant impact on the processing of your application.

(b) *Notice.* OTS will promptly notify you, in writing, if it suspends your application.

§ 516.270 How long is the OTS review period?

(a) *General.* The applicable OTS review period is 60 calendar days after the date that your application is deemed complete, unless an applicable OTS regulation specifies a different review period.

(b) *Multiple applications.* If you submit more than one application in connection with a proposed action or if two or more applicants submit related applications, the applicable review period for all applications is the review period for the application with the longest review period, subject to statutory review periods.

(c) *Extensions.* (1) OTS may extend the review period for up to 30 calendar days beyond the period described in paragraph (a) or (b) of this section. OTS must notify you in writing of the extension and the duration of the extension. OTS must issue the written extension before the end of the review period.

(2) OTS may also extend the review period as needed until it acts on the application, if the application presents a significant issue of law or policy that requires additional time to resolve. OTS must notify you in writing of the extension and the general reasons for the extension. OTS must issue the written extension before the end of the review period, including any extension of that period under paragraph (c)(1) of this section. This section applies to applications and notices filed under § 575.3(b) and part 574 of this chapter.

§ 516.280 How will I know if my application has been approved?

(a) *OTS approval or denial.* (1) OTS will approve or deny your application before the expiration of the applicable review period, including any extensions of the review period.

(2) OTS will promptly notify you in writing of its decision to approve or deny your application.

(b) *No OTS action.* If OTS fails to act under paragraph (a)(1) of this section, your application is approved.

§ 516.290 What will happen if OTS does not approve or disapprove my application within two calendar years?

(a) *Withdrawal.* If OTS has not approved or denied your pending application within two calendar years after the filing date under § 516.45, OTS will notify you, in writing, that your application is deemed withdrawn unless OTS determines that you are actively pursuing a final OTS determination on your application. You are not actively pursuing a final OTS determination if you have failed to timely take an action required under this part, including filing required additional information, or OTS has suspended processing of your application under § 516.260 based on circumstances that are, in whole or in part, within your control and you have failed to take reasonable steps to resolve these circumstances.

(b) *Effective date.* This section is effective 90 days after the effective date of the final rule.

PART 517—THE MINORITY, WOMEN, AND INDIVIDUALS WITH DISABILITIES OUTREACH PROGRAM: CONTRACTING FOR GOODS AND SERVICES

13. The authority citation for part 517 continues to read as follows:

Authority: 12 U.S.C. 1833(e); 42 U.S.C. 12101 *et seq.*

14. Section 517.6 is amended by revising paragraph (b) to read as follows:

§ 517.6 Certification.

* * * * *

(b) Self-certify ownership status by filing with the OTS Outreach Program Advocate a completed and signed ABELS Registration/Certification Form, as prescribed by the U.S. Department of Commerce's Minority Business Development Agency and available from the Outreach Program Advocate at the headquarters address of the OTS listed in § 516.40(b) of this chapter; or

* * * * *

PART 543—INCORPORATION, ORGANIZATION, AND CONVERSION OF FEDERAL MUTUAL ASSOCIATIONS

15. The authority citation for part 543 continues to read as follows:

Authority: 12 U.S.C. 1462, 1462a, 1463, 1464, 1467a, 2901 *et seq.*

16. Section 543.9 is amended by revising paragraph (a) to read as follows:

§ 543.9 Application for conversion to Federal mutual charter.

(a)(1) *Filing.* Any depository institution that proposes to convert to a Federal mutual association as provided in § 543.8 must, after approval by its board of directors, file an application on forms obtained from OTS. The applicant must submit any financial statements or other information OTS may require.

(2) *Procedures.* An application for conversion filed under this section is subject to the procedures for organization of a federal mutual association at § 543.2(d) through (f) of this chapter.

* * * * *

PART 544—CHARTER AND BYLAWS

17. The authority citation for part 544 continues to read as follows:

Authority: 12 U.S.C. 1462, 1462a, 1463, 1464, 1467a, 2901 *et seq.*

18. Section 544.2 is amended by revising the last sentence of paragraph (c) to read as follows:

§ 544.2 Charter amendments.

* * * * *

(c) * * * Such request for reissuance should be filed with the Corporate Secretary at the Washington Headquarters Office at the address listed at § 516.40(b) of this chapter and contain signatures required under § 544.1 of this part, together with such supporting documents as may be needed to demonstrate that the amendments were properly adopted.

19. Section 544.5 is amended by revising paragraph (c)(1)(ii) to read as follows:

* * * * *

§ 544.5 Federal mutual savings association bylaws.

(c) * * *

(1) * * *

(ii) Applications submitted under paragraph (c)(1)(i) of this section are subject to standard treatment processing procedures at part 516, subparts A and E of this chapter.

* * * * *

PART 545—OPERATIONS

20. The authority citation for part 545 continues to read as follows:

Authority: 12 U.S.C. 1462a, 1463, 1464, 1828.

21. Section 545.92 is amended by revising paragraphs (b), (d)(2), and the first sentence of paragraph (f) to read as follows:

§ 545.92 Branch offices.

* * * * *

(b) *Eligibility.* Federal savings associations eligible for expedited treatment under § 516.5 of this chapter may establish a branch office subject to the procedures in paragraph (f) of this section. A Federal savings association subject to standard treatment under § 516.5 of this chapter must not establish a branch office without prior approval subject to the procedures in paragraph (e) of this section.

* * * * *

(d) * * *

(2) *Submission of application or notice.* A Federal savings association must comply with § 556.5 of this chapter and must file the application required under § 516.25(b) of this chapter or the notice required under § 516.25(a) of this chapter within three days after the publication of the public notice under paragraph (d)(1) of this section.

* * * * *

(f) *Approval of branch notice.* A notice filed by a Federal savings association that qualifies for expedited treatment must be deemed to be approved 30 days after its filing with OTS, unless OTS takes one of the actions described at § 516.200 of this chapter. OTS will apply the review standards set forth in paragraph (e)(1) of this section; or OTS determines to process the filing as an application under § 516.200(b) of this chapter.

* * *

* * * * *

PART 550—FIDUCIARY POWERS OF SAVINGS ASSOCIATIONS

22. The authority citation for part 550 continues to read as follows:

Authority: 12 U.S.C. 1462a, 1463, 1464.

23. Section 550.80 is revised to read as follows:

§ 550.80 How do I obtain OTS approval?

You must file an application under part 516, subparts A and E of this chapter.

24. Section 550.260 is amended by revising the first sentence of paragraph (b)(2) to read as follows:

§ 550.260 How may I invest funds of a fiduciary account?

* * * * *

(b) * * *

(2) If you must file a document with the Comptroller of the Currency under 12 CFR 9.18, you must also file that document with the appropriate Regional Office at § 516.40(a) of this chapter.

* * *

* * * * *

25. Section 550.530 is amended by revising the last sentence to read as follows:

§ 550.530 How do I surrender fiduciary powers?

* * * You must file the resolution with the appropriate Regional Office at the address listed in § 516.40(a) of this chapter.

PART 552—INCORPORATION, ORGANIZATION, AND CONVERSION OF FEDERAL STOCK ASSOCIATIONS

26. The authority citation for part 552 continues to read as follows:

Authority: 12 U.S.C. 1462, 1462a, 1463, 1464, 1467a.

27. Section 552.2–6 is amended by adding the following sentence to the end of the section to read as follows:

§ 552.2–6 Conversion from stock form depository institution to Federal stock association.

* * * An application for conversion filed under this section is subject to the procedures for organization of a federal stock organization at § 552.2–1.

28. Section 552.4 is amended by revising the last sentence of paragraph (d) to read as follows:

§ 552.4 Charter amendments.

* * * * *

(d) * * * Such requests for reissuance should be filed with the Corporate Secretary at Washington Headquarters Office at the address listed in § 516.40(b) of this chapter, and contain signatures required under § 552.3 of this part, together with such supporting documents as needed to demonstrate that the amendments were properly adopted.

29. Section 552.5 is amended by revising paragraph (b)(1)(ii) to read as follows:

§ 552.5 Bylaws.

* * * * *

(b) * * *

(1) * * *

(ii) Applications submitted under paragraph (b)(1)(i) of this section are subject to standard treatment processing procedures at part 516, subparts A and E of this chapter.

* * * * *

PART 555—ELECTRONIC OPERATIONS

30. The authority citation for part 555 continues to read as follows:

Authority: 12 U.S.C. 1462a, 1463, 1464.

31. In § 555.310, the first sentence of the introductory text of paragraph (a) is revised to read as follows:

§ 555.310 How do I notify OTS?

(a) *Notice requirement.* You must file a written notice with the appropriate Regional Office listed at § 516.40(a) of this chapter at least 30 days before you establish a transactional website. * * *

* * * * *

PART 559—SUBORDINATE ORGANIZATIONS

32. The authority citation for part 559 continues to read as follows:

Authority: 12 U.S.C. 1462, 1462a, 1463, 1464, 1828.

§ 559.3 [Amended]

33. Section 559.3 is amended by:

a. Removing, in paragraph (e)(2)(i), the phrases ''§ 516.3(a) of this chapter'' and ''§ 516.1 of this chapter'', and by adding in lieu thereof the phrases ''§ 516.5 of this chapter'' and ''standard treatment processing procedures at part 516, subparts A and E of this chapter''; and

b. Removing, in paragraph (e)(2)(ii), the phrases ''§ 516.3(b) of this chapter''

and ''§ 516.1 of this chapter'', and by adding in lieu thereof the phrases ''§ 516.5 of this chapter'' and, ''standard treatment processing procedures at part 516, subparts A and E of this chapter'' respectively.

34. Section 559.4 is amended by revising the third sentence of the introductory text to read as follows:

§ 559.4 What activities are preapproved for service corporations?

* * * You should read these two sections together to determine whether you must file a notice with OTS under § 559.11 of this part, or whether you must file an application subject to standard treatment processing procedures at part 516, subparts A and E of this chapter to request prior written OTS approval in order for your service corporation to engage in a particular activity. * * *

* * * * *

35. Section 559.11 is amended by revising the first sentence and the last sentence to read as follows:

§ 559.11 What notices are required to establish or acquire a new subsidiary or engage in new activities through an existing subsidiary?

When required by section 18(m) of the Federal Deposit Insurance Act, a savings association (''you'') must file a notice (''Notice'') under part 516, subpart A of this chapter at least 30 days before establishing or acquiring a subsidiary or engaging in new activities in a subsidiary. * * * If OTS notifies you within 30 days that the Notice presents supervisory concerns, or raises significant issues of law or policy, you must apply for and receive OTS's prior written approval under the standard treatment processing procedures at part 516, subpart A and E of this chapter before establishing or acquiring the subsidiary or engaging in new activities in the subsidiary.

36. Section 559.13 is amended by revising paragraph (b) to read as follows:

§ 559.13 How may a savings association exercise its salvage power in connection with a service corporation or lower-tier entities?

* * * * *

(b) If OTS notifies you within 30 days that the Notice presents supervisory concerns, or raises significant issues of law or policy, you must apply for and receive OTS's prior written approval under the standard treatment processing procedures at part 516, subparts A and E of this chapter before making a salvage investment.

* * * * *

PART 560—LENDING AND INVESTMENT

37. The authority citation for part 560 continues to read as follows:

Authority: 12 U.S.C. 1462, 1462a, 1463, 1464, 1467a, 1701j–3, 1828, 3803, 3806; 42 U.S.C. 4106.

§ 560.30 [Amended]

38. Section 560.30, footnote 3 is amended by removing the phrase ''§ 516.1(a) of this chapter'', and by adding in lieu thereof the phrase ''§ 516.40(b) of this chapter''.

39. Section 560.32 is amended by revising the second sentence of paragraph (c) to read as follows:

§ 560.32 Pass-through investments.

* * * * *

(c) * * * If within that 30-day period OTS notifies you that an investment presents supervisory, legal, or safety and soundness concerns, you must apply for and receive OTS prior written approval under the standard treatment processing procedures at part 516, subparts A and E of this chapter before making the investment. * * *

40. Section 560.35 is amended by revising paragraph (d)(3) to read as follows:

§ 560.35 Adjustments to home loans.

* * * * *

(d) * * *

(3) A Federal savings association may use an index not satisfying the requirements of paragraph (d)(2) of this section 30 days after filing a notice unless, within that 30-day period, OTS has notified the association that the notice presents supervisory concerns or raises significant issues of law or policy. If OTS notifies the association of such concerns or issues, the Federal savings association may not use such an index unless it applies for and receives OTS's prior written approval under the standard treatment processing procedures at part 516, subparts A and E of this chapter.

41. Section 560.93 is amended by revising the second and third sentences of paragraph (d)(3)(iii) to read as follows:

§ 560.93 Lending limitations.

* * * * *

(d) * * *

(3) * * *

(iii) * * * A savings association that meets the requirements of paragraphs (d)(3)(i), (ii), (iv) and (v) of this section and that meets the requirements for ''expedited treatment'' under § 516.5 of this chapter may use the higher limit set forth under this paragraph (d)(3) if the savings association has filed a notice with OTS that it intends to use the higher limit at least 30 days prior to the proposed use. A savings association that meets the requirements of paragraphs (d)(3)(i), (ii), (iv), and (v) of this section and that meets the requirements for ''standard treatment'' under § 516.5 of this chapter may use the higher limit set forth under this paragraph (d)(3) if the savings association has filed an application with OTS and OTS has approved the use the higher limit;

* * * * *

42. Section 560.160 is amended by revising paragraph (a)(1) to read as follows:

§ 560.160 Asset classification.

(a)(1) Each savings association must evaluate and classify its assets on a regular basis in a manner consistent with, or reconcilable to, the asset classification system used by OTS in its Thrift Activities Handbook (Available at the address of Washington Headquarters Office at § 516.40(b) of this chapter).

* * * * *

PART 562—REGULATORY REPORTING STANDARDS

43. The authority citation for part 562 continues to read as follows:

Authority: 12 U.S.C. 1463.

44. Section 562.4 is amended by revising paragraph (b)(1) to read as follows:

§ 562.4 Audit of savings associations and savings association holding companies.

* * * * *

(b) * * *

(1) If a savings association has received a composite rating of 3, 4 or 5, as defined at § 516.5(c) of this chapter; or

* * * * *

PART 563—OPERATIONS

45. The authority citation for part 563 continues to read as follows:

Authority: 12 U.S.C. 375b, 1462, 1462a, 1463, 1464, 1467a, 1468, 1817, 1820, 1828, 3806; 42 U.S.C. 4106.

46. Section 563.22 is amended by revising paragraphs (b)(1)(ii), (b)(2), (d)(4), (f)(1), and (h)(2) to read as follows:

§ 563.22 Merger, consolidation, purchase or sale of assets, or assumption of liabilities.

* * * * *

(b)(1) * * *

(ii) In the case of a savings association that meets the conditions for expedited treatment under § 516.5 of this chapter,

convert, directly or indirectly, to a national or state bank.

(2) A savings association that does not meet the conditions for expedited treatment under § 516.5 of this chapter may not, directly or indirectly, convert to a national or state bank without prior application to and approval of OTS, as provided in paragraph (h)(2)(ii) of this section.

* * * * *

(d) * * *

(4) Applications filed under section 5(d)(3) of the Federal Deposit Insurance Act (12 U.S.C. 1815(d)(3)) and paragraph (a) of this section must be processed in accordance with the time frames set forth in §§ 516.220 through 516.290 of this chapter, provided that the period for review may be extended only if the Office determines that the applicant has failed to furnish all requested information or that the information submitted is substantially inaccurate, in which case the review period may be extended for up to 30 days.

* * * * *

(f) * * *

(1) The acquiring savings association does not meet the criteria for expedited treatment under § 516.5 of this chapter;

* * * * *

(h) * * *

(2) *Other transfer transactions*—(i) *Expedited treatment.* A notice in conformity with § 516.25(a) of this chapter may be submitted to OTS under § 516.40 of this chapter for any transaction under paragraph (c) of this section, provided all constituent savings associations meet the conditions for expedited treatment under § 516.5 of this chapter. Notices submitted under this paragraph must be deemed approved automatically by OTS 30 days after receipt, unless OTS advises the applicant in writing prior to the expiration of such period that the proposed transaction may not be consummated without OTS's approval of an application under paragraphs (h)(2)(ii) or (h)(2)(iii) of this section.

(ii) *Standard treatment.* An application in conformity with § 516.25(b) of this chapter and paragraph (d) of this section must be submitted to OTS under § 516.40 by each savings association participating in a transaction under paragraph (b)(2) or (c) of this section, where any constituent savings association does not meet the conditions for expedited treatment under § 516.5 of this chapter, except as provided in paragraph (h)(2)(iii) of this section. Applications under this paragraph must be processed in accordance with the procedures in part 516, subparts A and E of this chapter.

(iii) *Standard treatment for transactions under section 5(d)(3) of the Federal Deposit Insurance Act.* An application in conformity with § 516.25(b) of this chapter and paragraph (d) of this section must be submitted to OTS under § 516.40 by each savings association which will survive any transaction under both section 5(d)(3) of the Federal Deposit Insurance Act (12 U.S.C. 1815(d)(3)) and paragraph (c) of this section, where any constituent savings association does not meet the conditions for expedited treatment under § 516.5 of this chapter. Applications under this paragraph must be processed in accordance with the procedures in part 516, subparts A and E of this chapter, provided that the period for review may be extended only if OTS determines that the applicant has failed to furnish all requested information or that the information submitted is substantially inaccurate, in which case the review period may be extended for up to 30 days.

47. Section 563.41 is amended by revising paragraph (e)(2)(ii)(A) to read as follows:

§ 563.41 Loans and other transactions with affiliates and subsidiaries.

* * * * *

(e) * * *

(2) * * *

(ii) * * *

(A) Has a composite rating of 4 or 5, as defined in § 516.5(c) of this chapter;

* * * * *

48. Section 563.81 is amended by revising the first sentence in paragraphs (a)(1), (a)(2), and (c) to read as follows:

§ 563.81 Issuance of subordinated debt securities and mandatorily redeemable preferred stock.

(a) *General*—(1) *Savings associations receiving standard treatment.* No savings association subject to standard treatment of its applications under § 516.5 of this chapter may issue subordinated debt securities or mandatorily redeemable preferred stock includable in regulatory capital pursuant to this section or amend the terms of such securities unless it has obtained the written approval of OTS * * *

(2) *Savings associations receiving expedited treatment.* No savings association eligible for expedited treatment under § 516.5 of this chapter may issue subordinated debt securities or mandatorily redeemable preferred stock pursuant to this section for inclusion in regulatory capital or amend the terms of such securities unless it provides notice to OTS, and such notice contains a statement of the association's intent to include such securities in regulatory capital. * * *

* * * * *

(c) *Form of application or notice; supporting information.* Applications subject to standard treatment or notices eligible for expedited treatment under § 516.5 of this chapter must be in the form prescribed by OTS. * * *

* * * * *

49. Section 563.143 is amended by revising the heading and the first sentence of paragraph (a)(1) to read as follows:

§ 563.143 Must I file with OTS?

(a) * * *

(1) You are not eligible for expedited treatment under § 516.5 of this chapter. * * *

* * * * *

50. Section 563.171 is amended by revising paragraph (b)(4) to read as follows:

§ 563.171 Frequency of safety and soundness examination.

* * * * *

(b) * * *

(4) At its most recent examination, OTS determined that the savings association was in outstanding or good condition, that is, it received a composite rating of 1 or 2, as composite rating defined in § 516.5(c) of this chapter;

* * * * *

51. Section 563.180 is amended by revising paragraph (d)(11) to read as follows:

§ 563.180 Suspicious Activity Reports and other reports and statements.

* * * * *

(d) * * *

(11) *Obtaining SARs.* A savings association or service corporation may obtain SARs and the instructions from the appropriate OTS Regional Office listed in § 516.40(a) of this chapter.

* * * * *

52. Section 563.183 is amended by revising paragraph (c)(1) to read as follows:

§ 563.183 Reports of change in chief executive officer or director; other reports; form and filing of such reports.

* * * * *

(c) *Form and filing of reports.* (1) Unless otherwise specified by OTS, a report required by § 563.181 of this part or this § 563.183 must comply with § 516.30 and must be submitted to the appropriate Regional Office listed in § 516.40(a) of this chapter.

* * * * *

53. Section 563.555 is amended by revising paragraph (1) of the definition of ''troubled condition'' to read as follows:

§ 563.555 What definitions apply to this subpart?

* * * * *

Troubled condition means:

(1) A savings association that has a composite rating of 4 or 5, as composite rating is defined in § 516.5(c) of this chapter.

* * * * *

54. Section 563.565 is revised to read as follows:

§ 563.565 What procedures govern the filing of my notice?

The procedures found in part 516, subpart A of this chapter govern the filing of your notice under § 563.560.

PART 563b—CONVERSIONS FROM MUTUAL TO STOCK FORM

55. The authority citation for part 563b continues to read as follows:

Authority: 12 U.S.C. 1462, 1462a, 1463, 1464, 1467a, 2901; 15 U.S.C. 78c, 78l, 78m, 78n, 78w.

§ 563b.27 [Amended]

56. Section 563b.27 is amended in paragraph (e), footnote 1, by removing the phrase ''§ 516.1(a) of this chapter'', and by adding in lieu thereof ''§ 516.40(b) of this chapter''.

PART 563f—MANAGEMENT OFFICIAL INTERLOCKS

57. The authority citation for part 563f continues to read as follows:

Authority: 12 U.S.C. 3201–3208.

58. Section 563f.6 is amended by revising the last sentence of paragraph (a) to read as follows:

§ 563f.6 General exemption.

(a) * * * A depository organization may apply to OTS for an exemption under part 516, subpart E, of this chapter.

PART 565—PROMPT CORRECTIVE ACTION

59. The authority citation for part 565 continues to read as follows:

Authority: 12 U.S.C. 1831o.

§ 565.4 [Amended]

60. Section 565.4 is amended as follows:

a. Section 565.4(b)(2)(iii)(B) is amended by removing the phrase ''as defined in 516.3(c)'' and adding in lieu theereof ''as composite rating is defined in § 516.5(c)'' and

b. Section 565.4(b)(3)(iii)(B) is amended by removing the phrase ''as defined in § 516.3(c)'' and adding in lieu thereof ''as composite rating is defined in § 516.5(c)'' and

c. Section 565.4(c)(2), footnote 1, is amended by removing the phrase ''§ 516.1 of this chapter'', and by adding in lieu thereof ''§ 516.40 of this chapter''.

PART 567—CAPITAL

61. The authority citation for part 567 continues to read as follows:

Authority: 12 U.S.C. 1462, 1462a, 1463, 1464, 1828 (note).

62. Section 567.3 is amended by revising the third sentence in paragraph (d)(2)(i) introductory text, to read as follows:

§ 567.3 Individual minimum capital requirements.

* * * * *

(d) * * *

(2) * * * (i) * * * Such response must be filed in accordance with §§ 516.30 and 516.40 of this chapter. * * *

* * * * *

63. Section 567.4 is amended by revising the fifth sentence of paragraph (a)(3)(i) to read as follows:

§ 567.4 Capital directives.

(a) * * *

(3) * * * (i) * * * Such responses must be filed in accordance with §§ 516.30 and 516.40 of this chapter. * * *

* * * * *

64. Section 567.7 is amended by revising paragraph (f) to read as follows:

§ 567.7 Interest-rate risk component.

* * * * *

(f) OTS will provide, upon request, manuals describing the OTS Model and guidance at the address set forth in § 516.40(b) of this chapter.

PART 574—ACQUISITION OF CONTROL OF SAVINGS ASSOCIATIONS

65. The authority citation for part 574 continues to read as follows:

Authority: 12 U.S.C. 1467a, 1817, 1831i.

66. Section 574.4 is amended by revising the second sentence of paragraph (f)(2) to read as follows:

§ 574.4 Control.

* * * * *

(f) * * *

(2) * * * Certifications provided for in this paragraph must be filed with OTS in accordance with §§ 516.30 and 516.40 of this chapter.

PART 575—MUTUAL HOLDING COMPANIES

67. The authority citation for part 575 continues to read as follows:

Authority: 12 U.S.C. 1462, 1462a, 1463, 1464, 1467a, 1828, 2901.

68. Section 575.3 is amended by revising paragraph (b)(2) introductory text to read as follows:

§ 575.3 Mutual holding company reorganizations.

* * * * *

(b) * * *

(2) Sixty days have passed since OTS received the Reorganization Notice and deemed it complete under § 516.210 or § 516.220 of this chapter, and OTS has not:

* * * * *

69. Section 575.13 is amended by revising the third sentence of paragraph (a)(1), paragraph (b), the first sentence of paragraph (c)(2), and the first and last sentences of paragraph (e), to read as follows:

§ 575.13 Procedural requirements.

(a) * * * (1) * * * Proxies and proxy statements must be filed in accordance with § 563b.5(e) of this chapter and must be addressed to the Business Transactions Division, Chief Counsel's Office, Office of Thrift Supervision, at the address set forth in § 516.40(b) of this chapter. * * *

* * * * *

(b) *Applications under this part.* Except as provided in paragraph (c) of this section, any application, notice or certification required to be filed with OTS under this part must be filed in accordance with part 516, subpart A of this chapter.

(c) * * *

(2) *Filing instructions.* Any Reorganization Notice submitted under § 575.3(b) of this part must be filed in accordance with part 516, subpart A of this chapter. * * *

* * * * *

(e) *Time-frames.* All Reorganization Notices and applications filed pursuant to this part must be processed in accordance with standard treatment processing procedures at part 516, subparts A and E. * * * The review by OTS of proxy solicitation materials, including forms of proxy and proxy statements, and of any other materials used in connection with the issuance of stock under § 575.7 of this part must not be subject to the applications processing time-frames set forth in §§ 516.210 through 516.290 of this chapter.

* * * * *

PART 584—REGULATED ACTIVITIES

70. The authority citation for part 584 continues to read as follows:

Authority: 12 U.S.C. 1462, 1462a, 1463, 1464, 1467a, 1468.

73. Section 584.2–2 is amended by revising the last sentence of paragraph (b) to read as follows:

§ 584.2–2 Permissible bank holding company activities of savings and loan holding companies.

* * * * *

(b) * * * OTS must act upon such application under the guidelines in part 516, subpart E of this chapter.

* * * * *

Dated: October 26, 2000.

By the Office of Thrift Supervision.

Ellen Seidman,

Director.

[FR Doc. 00–27959 Filed 11–1–00; 8:45 am]

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Thursday,
November 2, 2000

Part V

Department of Housing and Urban Development

Notice of Regulatory Waiver Requests Granted for the First Quarter of Calendar Year 2000; Notice

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–4591–N–02]

Notice of Regulatory Waiver Requests Granted for the First Quarter of Calendar Year 2000

AGENCY: Office of the Secretary, HUD.

ACTION: Public Notice of the Granting of Regulatory Waivers from April 1, 2000 through June 30, 2000.

SUMMARY: Section 106 of the Department of Housing and Urban Development Reform Act of 1989 (the ''HUD Reform Act''), requires HUD to publish quarterly **Federal Register** notices of all regulatory waivers that HUD has approved. Each notice must cover the quarterly period since the most recent **Federal Register** notice. The purpose of this notice is to comply with the requirements of section 106 of the HUD Reform Act. This notice contains a list of regulatory waivers granted by HUD during the quarter beginning on April 1, 2000 and ending on June 30, 2000.

FOR FURTHER INFORMATION CONTACT: For general information about this notice, contact Camille E. Acevedo, Associate General Counsel for Legislation and Regulations, Room 10282, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410; telephone (202) 708–3055 (this is not a toll-free number). Hearing or speech-impaired persons may access this number via TTY by calling the toll-free Federal Information Relay Service at 1–800–877–8391.

For information concerning a particular waiver action for which public notice is provided in this document, contact the person whose name and address follow the description of the waiver granted in the accompanying list of waiver-grant actions.

SUPPLEMENTARY INFORMATION: As part of the Housing and Urban Development Reform Act of 1989 (the ''HUD Reform Act''), the Congress adopted, at HUD's request, legislation to limit and control the granting of regulatory waivers by HUD. Section 106 of the HUD Reform Act added a new section 7(q) to the Department of Housing and Urban Development Act (2 U.S.C. 3535(q)), which provides that:

1. Any waiver of a regulation must be in writing and must specify the grounds for approving the waiver;

2. Authority to approve a waiver of a regulation may be delegated by the Secretary only to an individual of Assistant Secretary rank or equivalent rank, and the person to whom authority to waive is delegated must also have authority to issue the particular regulation to be waived;

3. Not less than quarterly, the Secretary must notify the public of all waivers of regulations that HUD has approved, by publishing a notice in the **Federal Register**. These notices (each covering the period since the most recent previous notification) shall:

a. Identify the project, activity, or undertaking involved;

b. Describe the nature of the provision waived, and the designation of the provision;

c. Indicate the name and title of the person who granted the waiver request;

d. Describe briefly the grounds for approval of the request;

e. State how additional information about a particular waiver grant action may be obtained.

Section 106 of the HUD Reform Act also contains requirements applicable to waivers of HUD handbook provisions that are not relevant to the purpose of this notice.

Today's document follows publication of HUD's Statement of Policy on Waiver of Regulations and Directives issued by HUD on April 22, 1991 (56 FR 16337). This notice covers HUD's waiver-grant activity from April 1, 2000 through June 30, 2000. Additionally, this notice contains five reports on regulatory waivers granted during 1999, which were inadvertently omitted in the 1999 reports. Two reports can be found in Section II of this notice with respect to waivers granted in connection with 24 CFR 50.17 and 1000.20(a). The third can be found in Section V with respect to a waiver granted in connection with 24 CFR 968.112, and the fourth and fifth also can be found in Section V with respect to a waiver granted in connection with 24 CFR 1000.156.

For ease of reference, the waivers granted by HUD are listed by HUD program office (for example, the Office of Community Planning and Development, the Office of Housing, the Office of Public and Indian Housing, etc.). Within each program office grouping, the waivers are listed sequentially by the section of title 24 being waived. For example, a waiver-grant action involving the waiver of a provision in 24 CFR part 58 would come before a waiver of a provision in 24 CFR part 570.

Where more than one regulatory provision is involved in the grant of a particular waiver request, the action is listed under the section number of the first regulatory requirement in title 24 that is being waived as part of the waiver-grant action. For example, a waiver of both § 58.73 and § 58.74 would appear sequentially in the listing under § 58.73.

Waiver-grant actions involving the same initial regulatory citation are in time sequence beginning with the earliest-dated waiver grant action.

Should HUD receive additional reports of waiver actions taken during the period covered by this report before the next report is published, the next updated report will include these earlier actions, as well as those that occurred between July 1, 2000 through September 30, 2000.

Accordingly, information about approved waiver requests pertaining to HUD regulations is provided in the Appendix that follows this notice.

Dated: October 25, 2000.

Andrew Cuomo,

Secretary,

Appendix—Listing of Waivers of Regulatory Requirements Granted by Offices of the Department of Housing and Urban Development April 1, 2000 Through June 30, 2000

Note to Reader: More information about the granting of these waivers, including a copy of the waiver request and approval, may be obtained by contacting the person whose name is listed as the contact person directly before each set of waivers granted.

The regulatory waivers granted appear in the following order:

I. Regulatory waivers granted by the Office of Community Planning and Development.

II. Regulatory waivers granted by the Office of Community Planning and Development and the Office of Public and Indian Housing.

III. Regulatory waivers granted by the Office of Housing.

IV. Regulatory waivers granted by the Office of Multifamily Housing Assistance Restructuring.

V. Regulatory waivers granted by the Office of Public and Indian Housing.

I. Regulatory Waivers Granted by the Office of Community Planning and Development

For further information about the following waiver actions, please see the name of the contact person which immediately follows the description of the waiver granted.

• *Regulation:* 24 CFR 58.34(b) and 24 CFR 58.38.

Project/Activity: Rehabilitation of housing owned by the Sac & Fox of Oklahoma Tribe and Housing Authority using Comprehensive Grant Program funding.

Nature of Requirement: Section 58.34(b) requires, when a grant recipient makes a determination that an activity or project is exempt from environmental review requirements, such determination must be documented in writing. Section 58.38 requires a recipient to maintain a written record of the environmental review undertaken for each activity or project.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development.

Date Granted: February 2, 2000.

Reason Waived: The recipient failed to prepare a complete Environmental Review Record (ERR) as required under § 58.38 prior to obligating Federal grant funds to the activity. HUD reviewed the activities and determined they met the requirements for a determination of categorical exclusion under § 58.35(a)(3) and subsequent determination of exemption based on § 58.34(a)(12). HUD further determined that no environmental degradation resulted from the regulatory noncompliance and that no mitigation activities would have been necessary. A complete ERR has been prepared by the recipient. Based on the above, HUD determined that a waiver of the regulatory requirements would maintain the integrity of HUD's environmental review process and was consistent with Executive Order 12084 which encourages flexibility in the consideration of waiver requests from tribal governments.

Contact: Bruce Knott, Director, Office of Grants Evaluation, Office of Native American Programs, Department of Housing and Urban Development, 1999 Broadway, Suite 3390, Box 90, Denver, CO 80202, telephone (303) 675–1600.

• *Regulation:* 24 CFR 58.40(f).

Project/Activity: Rehabilitation of Cedarbrook multifamily housing. The City of Hanford, CA, requested a waiver of 24 CFR 58.40(f).

Nature of Requirement: In preparing an environmental assessment, the responsible entity must complete all environmental review requirements necessary for the project's compliance with applicable authorities cited in 24 CFR 58.5 and 58.6, which include Federal historic preservation regulations in 36 CFR part 800. Completion of an environmental assessment is required before the responsible entity may request a release of funds and the Department may release funds for a covered project.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development.

Date Granted: June 14, 2000.

Reason Waived: The community housing development organization (CHDO) finished its construction of the project before the responsible entity completed the historic preservation review that constitutes part of the environmental assessment. By so doing, the CHDO precluded subsequent full completion of the historic preservation review because, in the opinion of the State Historic Preservation Officer, any archeological resources were likely destroyed by the construction activities. However, evidence showed that there were no records of archeological resources on the site. The waiver was granted in order to provide funding to the completed project because this would produce results consistent with and further the purpose of the HOME Investment Partnership Act and would provide much needed housing to low and moderate income persons of the Hanford, California area.

Contact: Cornelia Robertson-Terry, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 7152, Washington, DC 20410, telephone (202) 708–2565.

• *Regulation:* 24 CFR 91.520(a).

Project/Activity: The State of Montana requested a two-month extension for submitting its Consolidated Annual Performance and Evaluation Report (CAPER).

Nature of Requirement: HUD's regulation at 24 CFR 91.520 requires grantees to submit a CAPER within 90 calendar days after the close of the jurisdiction's program year.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development.

Date Granted: June 22, 2000.

Reasons Waived: The State advised that key staff responsible for preparing the report are taking new positions and the new staff will need additional time to prepare the document to ensure a complete and accurate report.

Contact: Cornelia Robertson-Terry, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 7152, Washington, DC 20410, telephone (202) 708–2565.

• *Regulation:* 24 CFR 92.201(a)(2).

Project/Activity: San Mateo County Consortium requested a waiver to permit the County to assist those low-income residents of Daly City whose homes have been condemned as the result of unsafe conditions caused by the erosion of the properties. There are 22 properties involved.

Nature of Requirement: HUD's regulation at 24 CFR 92.201(a)(2) requires participating jurisdiction may only invest its HOME funds in eligible projects within its boundaries or in joint projects within the boundaries of contiguous local jurisdictions which serve residents from both jurisdictions.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development.

Date Granted: May 4, 2000.

Reasons Waived: San Mateo County Consortium provided justifications for its request. Because of the high cost of homes within San Mateo County (median price is currently $405,000) it would be impossible for low income residents, many of whom are senior citizens, to find replacement housing in the County.

Contact: Cornelia Robertson-Terry, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 7152, Washington, DC 20410, telephone (202) 708–2565.

• *Regulation:* 24 CFR 570.207(b)(3).

Project/Activity: The Village of Greenport, NY requested a waiver of the provision which prohibits the construction of new housing.

Nature of Requirement: The CDBG regulations at 24 CFR 570.207(b)(3) prohibits new housing construction activities, subject to the specific exceptions identified.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development.

Date Granted: April 4, 2000.

Reasons Waived: Increasing the level of homeownership is a goal of HUD and the Administration, and assisting low and moderate income persons is the primary objective of the CDBG program. Failure to grant a waiver of this requirement would adversely affect the purposes of the Act.

Contact: Cornelia Robertson-Terry, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 7152, Washington, DC 20410, telephone (202) 708–2565.

• *Regulation:* 24 CFR 576.21(b)(2).

Project/Activity: The State of New York requested a waiver of the thirty percent spending limitation on essential services.

Nature of Requirement: HUD's regulation at 24 CFR 576.21(b)(2) imposes the statutory requirement that no more than thirty percent of the Emergency Shelter Grant funds be expended for essential services. This regulatory section also notes that the statute (42 U.S.C. 11374) also permits waiver of this requirement if the grantee demonstrates that other eligible activities are already being carried out in the locality with other resources.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development.

Date Granted: April 7, 2000.

Reasons Waived: The State documented that there were other resources for eligible activities and this waiver would allow flexibility to shelter systems. The waiver allowed the State to use up to 60 percent of its Fiscal Year 2000 ESG funds for essential services.

Contact: Cornelia Robertson-Terry, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 7152, Washington, DC 20410, telephone (202) 708–2565.

• *Regulation:* 24 CFR 576.21(b)(2).

Project/Activity: Morris County, NJ requested a waiver of the thirty percent spending limitation on essential services.

Nature of Requirement: HUD's regulation at 24 CFR 576.21(b)(2) imposes the statutory requirement that no more than thirty percent of the Emergency Shelter Grant funds be expended for essential services. This regulatory section also notes that the statute (42 U.S.C. 11374) also permits waiver of this requirement if the grantee demonstrates that other eligible activities are already being carried out in the locality with other resources.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development.

Date Granted: June 1, 2000.

Reasons Waived: Morris County documented that there were other resources for eligible activities and this waiver would allow flexibility to shelter systems. The waiver allowed the County to use up to 40 percent of its Fiscal Year 2000 ESG funds for essential services.

Contact: Cornelia Robertson-Terry, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 7152, Washington, DC 20410, telephone (202) 708–2565.

• *Regulation:* 24 CFR 576.21(b)(2).

Project/Activity: The State of Wisconsin requested a waiver of the thirty percent spending limitation on essential services.

Nature of Requirement: HUD's regulation at 24 CFR 576.21(b)(2) imposes the statutory requirement that no more than thirty percent of the Emergency Shelter Grant funds be expended for essential services. This regulatory section also notes that the statute (42 U.S.C. 11374) also permits waiver of this requirement if the grantee demonstrates that other eligible activities are already being carried out in the locality with other resources.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development.

Date Granted: June 1, 2000.

Reasons Waived: The State documented that there were other resources for eligible activities and this waiver would allow flexibility. The waiver allowed the State to use up to 40 percent of its Fiscal Year 2000 ESG funds for essential services.

Contact: Cornelia Robertson-Terry, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 7152, Washington, DC 20410, telephone (202) 708–2565.

• *Regulation:* 24 CFR 576.21(b)(2).

Project/Activity: The City of New York requested a waiver of the thirty percent spending limitation on essential services.

Nature of Requirement: HUD's regulation at 24 CFR 576.21(b)(2) imposes the statutory requirement that no more than thirty percent of the Emergency Shelter Grant funds be expended for essential services. This regulatory section also notes that the statute (42 U.S.C. 11374) also permits waiver of this requirement if the grantee demonstrates that other eligible activities are already being carried out in the locality with other resources.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development.

Date Granted: May 24, 2000.

Reasons Waived: The City provided sufficient justification that the City budgeted $399 million in non-ESG funding for private and public shelter operations and an additional $13 million for shelter construction and renovation. The waiver allowed the City to use up to 81 percent of its Fiscal Year 1999 ESG funds for essential services.

Contact: Cornelia Robertson-Terry, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 7152, Washington, DC 20410, telephone (202) 708–2565.

• *Regulation:* 24 CFR 576.21(b)(2).

Project/Activity: The City of Chicago, Illinois requested a waiver of the thirty percent spending limitation on essential services.

Nature of Retirement: HUD's regulation at 24 CFR 576.21(b)(2) imposes the statutory requirement that no more than thirty percent of the Emergency Shelter Grant funds be expended for essential services. This regulatory section also notes that the statute (42 U.S.C. 11374) also permits waiver of this requirement if the grantee demonstrates that other eligible activities are already being carried out in the locality with other resources.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development.

Date Granted: May 24, 2000.

Reasons Waived: The City documented that there were other resources for eligible activities and this waiver would allow flexibility. The waiver allowed the City to use up to 60 percent of its Fiscal Year 2000 ESG funds for essential services.

Contact: Cornelia Robertson-Terry, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW, Room 7152, Washington, DC 20410, telephone (202) 708–2565.

• *Regulation:* 24 CFR 574.310(d).

Project/Activity: The City of Denver, Colorado requested a waiver of the resident rent payment standard in the HOPWA regulation in order to establish a limit on the amount of assistance provided to the beneficiary.

Nature of Requirement: HUD's regulation at 24 CFR 574.310(d) establishes the rent payment standards for the HOPWA program as rent, including utilities which is the higher of 30 percent of the family's monthly adjusted income, 10 percent of the family's monthly gross income, or if the family is receiving payments for welfare assistance from a public agency, the portion of the payment that is designated.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development.

Date Granted: May 24, 2000.

Reasons Waived: The City provided documented information to support its need for establishing the limited short-term shallow rent program. The waiver is limited to the City's Fiscal Year's 1999 and 2000 formula grants and any formula grants issued for Fiscal Year 2001 and Fiscal Year 2002.

Contact: Cornelia Robertson-Terry, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW, Room 7152, Washington, DC 20410, telephone (202) 708–2565.

• *Regulation:* 24 CFR 574.540.

Project/Activity: The City of Seattle, Washington requested authorization to make use of a limited amount of HOPWA formula funds for a period of time that will exceed the three year use period established by the HOPWA regulations.

Nature of Requirement: HUD's regulation at 24 CFR 574.540 requires that HOPWA funds be expended in a three year period. HUD may deobligate any amount of grant funds that have not been expended within a three-year period from the date of the signing of the grant agreement.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development.

Date Granted: June 9, 2000.

Reasons Waived: This waiver of the time limits will assist the City in helping to qualify persons living with HIV/AIDS and their families for assistance in housing developments projects that use the Low Income Housing Tax Credit (LIHTC) in financing. HUD found that there is good cause for this waiver since this will secure housing for individuals and families with HIV/AIDS. The amount of funds under this waiver are limited to a portion of the City's annual Fiscal Year allocation, so that no more than twenty percent, up to a maximum of $250,000 in any one fiscal year allocation, is committed to a tax credit project for up to a fifteen year period, measured from the date of the grant agreement for that allocation.

Contact: Cornelia Robertson-Terry, Office of Community Planning and Development, Department of Housing and Urban Development, 451 Seventh Street, SW, Room 7152, Washington, DC 20410, telephone (202) 708–2565.

II. Regulatory Waivers Granted by the Office of Community Planning and Development and the Office of Public and Indian Housing

For further information about the following waiver actions, please see the name of the contact person which immediately follows the description of the waiver granted.

• *Regulation:* 24 CFR 50.17 and 1000.20(a).

Project/Activity: The Lower Elwha Tribe and its Housing Authority, Port Angeles, WA, received a Traditional Indian Housing Development grant to construct 5 low rent homes.

Nature of Requirement: HUD's regulation at § 50.17 requires an environmental assessment and finding of no significant impact or an environmental impact statement be completed before the applicable decision points for projects not exempt or categorically excluded from environmental review requirements. HUD's regulation at § 1000.20(a) requires an environmental review be completed for any Native American Housing Assistance and Self-Determination Act project not excluded from review before a recipient may acquire, rehabilitate, convert, lease, repair or construct property, or commit HUD or local funds.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development, and Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: May 11, 1999.

Reason Waived: The Lower Elwha Tribe made several errors during the environmental review and clearance process required by 24 CFR part 58 that resulted in the Housing Authority obligating and expending grant funds for the project before HUD's approval of the Request for Release of Funds and Certification, form HUD 7015.15. HUD made a determination based upon these actions to conduct an environmental review according to 24 CFR part 50. A HUD environmental review at this point would be after the Annual Contributions Contract for this project. Therefore, a waiver is necessary to allow HUD to conduct the review and resolve the issue. HUD also determined that no environmental degradation resulted from the regulatory noncompliance and that no mitigation activities would be necessary since no environmental damage or potential problems were identified. Considering the above, HUD determined that a waiver of the regulatory requirements would maintain the integrity of HUD's environmental review process and was consistent with Executive Order 12084 that encourages flexibility in the

consideration of waiver requests from tribal governments.

Contact: Bruce Knott, Director, Office of Grants Evaluation, Office of Native American Programs, Department of Housing and Urban Development, 1999 Broadway, Suite 3390, Box 90, Denver, CO 80202, telephone (303) 675–1600.

• *Regulation:* 24 CFR 50.17 and 24 1000.20(a).

Project/Activity: The Lummi Tribe, Bellingham, WA, received a Traditional Indian Housing Development grant to construct 5 Mutual Help homeownership units.

Nature of Requirement: HUD's regulation at § 50.17 requires an environmental assessment and finding of no significant impact or an environmental impact statement be completed before the applicable decision points for projects not exempt or categorically excluded from environmental review requirements. HUD's regulation at § 1000.20(a) requires an environmental review be completed for any Native American Housing Assistance and Self-Determination Act project not excluded from review before a recipient may acquire, rehabilitate, convert, lease, repair or construct property, or commit HUD or local funds.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning and Development, and Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: September 15, 1999 by Mr. Cooper and July 30, 1999 by Mr. Lucas.

Reason Waived: The Lummi Tribe made several errors during the environmental review process required by 24 CFR part 58 that resulted in funds being obligated for the project before HUD's approval of the Request for Release of Funds and Certification, form HUD 7015.15. HUD made a determination based upon these actions to conduct an environmental review according to 24 CFR part 50. A HUD environmental review at this point would be after the Annual Contributions Contract. Therefore, a waiver is necessary to allow HUD to conduct the review and resolve the issue. HUD also determined that no environmental degradation resulted from the regulatory noncompliance and that no mitigation activities would be necessary since no environmental damage or potential problems were identified. Considering the above, HUD determined that a waiver of the regulatory requirements would maintain the integrity of HUD's environmental review process and was consistent with Executive Order 12084 that encourages flexibility in the consideration of waiver requests from tribal governments.

Contact: Bruce Knott, Director, Office of Grants Evaluation, Office of Native American Programs, Department of Housing and Urban Development, 1999 Broadway, Suite 3390, Box 90, Denver, CO 80202, telephone (303) 675–1600.

• *Regulation:* 24 CFR 50.17 and 24 CFR 1000.20(a).

Project/Activity: Jamestown S'Klallam Tribe, Sequim, WA, received grant funds for the acquisition of 23.5 acres at two sites for the development of low-income housing and a community water and sewer system.

Nature of Requirement: HUD's regulation at § 50.17 requires an environmental assessment and finding of no significant impact or an environmental impact statement be completed before the applicable decision points for projects which are not exempt or categorically excluded from environmental review requirements. HUD's regulation at § 1000.20(a) requires an environmental review be completed for any Native American Housing Assistance and Self-Determination Act project not excluded from review before a recipient may acquire, rehabilitate, convert, lease, repair or construct property, or commit HUD or local funds.

Granted By: Cardell Cooper, Assistant Secretary for Community Planning Development for § 50.17, and Harold Lucas, Assistant Secretary for Public and Indian Housing for § 1000.20(a).

Date Granted: April 25, 2000 by Mr. Cooper and May 5, 2000 by Mr. Lucas.

Reason Waived: The Jamestown S'Klallam Tribe made several errors during the environmental review process required by 24 CFR part 58 that resulted in funds being obligated for the project before HUD's approval of the Request for Release of Funds and Certification, form HUD 7015.15. HUD made a determination based upon these actions to conduct an environmental review according to 24 CFR part 50. A HUD environmental review at this point would be after the grant agreement. Therefore, a waiver is necessary to allow HUD to conduct the review and resolve the issue. HUD also determined that no environmental degradation resulted from the regulatory noncompliance and that no mitigation activities would be necessary since no environmental damage or potential problems were identified. Tribal staff has participated in two HUD sponsored environmental training sessions to obtain additional background information and expertise in the environmental review and clearance requirements. Considering the above, HUD determined that a waiver of the regulatory requirements would maintain the integrity of HUD's environmental review process and was consistent with Executive Order 12084 that encourages flexibility in the consideration of waiver requests from tribal governments.

Contact: Bruce Knott, Director, Office of Grants Evaluation, Office of Native American Programs, Department of Housing and Urban Development, 1999 Broadway, Suite 3390, Box 90, Denver, CO 80202, telephone (303) 675–1600.

III. Regulatory Waivers Granted by the Office of Housing

For further information about the following waiver actions, please see the name of the contact person which immediately follows the description of the waiver granted.

• *Regulation:* 24 CFR 202.3(c)(2)(iii).

Project/Activity: Credit Watch/Termination Threshold.

Nature of Requirement: HUD's regulation at 24 CFR 202.3(c)(2)(iii) provides that the Secretary may notify a mortgagee that it is on credit watch status if the mortgagee had a rate of defaults and claims on insured mortgages originated in an area which exceeded 150 percent, but not 200 percent, of the normal rate.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 12, 2000.

Reason Waived: Waiving the regulation permits HUD/FHA to initially focus on those lenders originating the worst performing loans. The waiver will adjust the Credit Watch threshold from being between 150% and 200.9% of the HUD field office default and claim rate to being between 200% and 300.9% of that rate. This waiver is limited to Credit Watch reviews conducted in the second quarter of calendar year 2000.

Contact: Joy L. Hadley, Director, Quality Assurance Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Room B133–P3214, Washington, DC 20410–7000, telephone (202) 708–2830.

• *Regulation:* 24 CFR 203.49(c).

Project/Activity: Waiver of the requirements of 24 CFR 203.49(c) to extend the initial adjustment dates for adjustable rate mortgage (ARM) loans beyond the 12 to 18 month window currently provided for in the regulation.

Nature of Requirement: HUD's regulation at 24 CFR 203.49(c) provides that lenders may extend the initial interest rate adjustment dates on ARM loans thus rendering the loans eligible for placement in Ginnie Mae pools. Ineligibility of the loans for delivery to Ginnie Mae would result in financial hardship to the mortgagee and will not have an adverse impact on any mortgagors.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 19, 2000.

Reason Waived: Mortgagee, Corinthian Mortgage Corporation of Mission, Kansas, requested extensions of the initial change date for two ARM loans beyond the 12–18 month window period as required by 24 CFR 203.49(c). Approving the waiver enabled the lender to securitize the loans and rendered no harm to the borrowers or the Department.

Contact: Vance T. Morris, Director, Office of Single Family Program Development, Department of Housing and Urban Development, 451 7th Street, SW., Washington, DC 20410–7000, telephone: (202) 708–2700.

• *Regulation:* 24 CFR 206.19(d)(2) and 24 CFR 206.47(B).

Project/Activity: Waiver of the requirements of 24 CFR 206.19(d)(2) and 24 CFR 206.47(b) pertaining to the Home Equity Conversion (HECM) Program.

Nature of Requirement: The current HECM regulations limit the repairs completed after closing to 15% of the maximum claim amount. In addition, the escrow account must equal 150% of the required repairs. The regulations located at 24 CFR 206.19(d)(2) and 24 CFR 206.47(b) need to be waived in order to allow a borrower to avoid foreclosure by using the HECM loan program.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 29, 2000.

Reason Waived: Waiving the regulations cited above will provide assistance to the homeowner who is experiencing financial hardship. Without the waivers, the borrower is faced with the foreclosure of her current mortgage. This is not in keeping with the policy objectives of FHA which include assisting persons in maintaining homeownership.

Contact: Vance T. Morris, Director, Office of Single Family Program Development, Department of Housing and Urban Development, 451 7th Street, SW., Washington, DC 20410–7000, telephone: (202) 708–2700.

• *Regulation:* 24 CFR 234.3 and 234.26(f)(1) where it is cited as a limitation.

Project/Activity: Assisi, San Francisco Apartments, and La Providencia condominium projects in the Commonwealth of Puerto Rico.

Nature of Requirement: FHA insurance may not be placed on individual units in a condominium project converted from rental housing unless; (1) conversion occurred more than one year prior to application for insurance, (2) the mortgagor was a tenant at the time of conversion, (3) the conversion was sponsored by a bona fide tenants organization, or (4) certain events relating to application occurred before April 10, 1984. HUD's regulation at 24 CFR 234.3 defines conversion to mean the date on which all documents necessary to create a condominium under State law (and under local law, where applicable) have been recorded.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 16, 2000.

Reason Waived: Under the Commonwealth of Puerto Rico's inscription law the recordation process begins with presentment of the legal documents to create a condominium but due to backlogs may take several years to complete. The waiver acknowledged that essentially the condominium regime and all attending responsibilities were created at presentment. Granting the waiver permitted FHA mortgage insurance to be placed on units in the three projects one year from date of presentment. It also permitted those parties who qualified as tenants under 24 234.26(f)(1) to immediately obtain FHA mortgage insurance.

Contact: Vance T. Morris, Director, Office of Single Family Program Development, Department of Housing and Urban Development, 451 7th Street, SW., Washington, DC 20410–7000, telephone: (202) 708–2700.

• *Regulation:* 24 CFR 234.26(e)(3).

Project/Activity: Nantucket at Reston, Reston, VA.

Nature of Requirement: HUD's regulation at 24 CFR 234.26(e)(3) requires, in order for a condominium project to be acceptable to the Secretary, at least 51 percent of all family units (including units not covered by FHA-insured mortgages) must be occupied by the owners as a principal residence or a secondary residence (as the terms are defined in 24 CFR 203.18), or must have been sold to owners who intend to meet this occupancy requirement.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 23, 2000.

Reason Waived: Waiver was granted to allow FHA-mortgage insurance on a unit in a 56 unit development, bringing the owner-occupancy rate to 48.21 percent. The unit constituted affordable housing and will assist in augmenting housing available to households of low and moderate income.

Contact: Vance T. Morris, Director, Office of Single Family Program Development, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410–7000, telephone (202) 708–2700.

• *Regulation:* 24 CFR 234.3 and 234.26(f)(1) where it is cited as a limitation.

Project/Activity: Panorama Plaza and New Center condominium projects in the Commonwealth of Puerto Rico.

Nature of Requirement: FHA insurance may not be placed on individual units in a condominium project converted from rental housing unless; (1) conversion occurred more than one year prior to application for insurance, (2) the mortgagor was a tenant at the time of conversion, (3) the conversion was sponsored by a bona fide tenants organization, or (4) certain events relating to application occurred before April 10, 1984. HUD's regulation at 24 CFR 234.3 defines conversion to mean the date on which all documents necessary to create a condominium under State law (and under local law, where applicable) have been recorded.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 16, 2000.

Reason Waived: Under the Commonwealth of Puerto Rico's inscription law the recordation process begins with presentment of the legal documents to create a condominium but due to backlogs may take several years to complete. The waiver acknowledged that essentially the condominium regime and all attending responsibilities were created at presentment. Granting the waiver permitted FHA mortgage insurance to be placed on individual units in the two projects one year from date of presentment.

Contact: Vance T. Morris, Director, Office of Single Family Program Development, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410–7000, telephone: (202) 708–2700.

• *Regulation:* 24 CFR 891.100(d).

Project/Activity: Malta Manor, North Syracuse, New York, Project Number: 014–EE180/NY06–S981–014.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: March 17, 2000.

Reason Waived: The project was modest in design, comparable in costs to other similar projects, and the Sponsor could not raise any additional funds nor had the capacity to provide any additional funds.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).

Project/Activity: Carson Place Apartments, Birmingham, Alabama, Project Number: 062–HDO38/AL09–Q981–001.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: March 17, 2000.

Reason Waived: Construction costs had escalated and the Owner had secured additional funding from the State of Alabama.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).

Project/Activity: Webster Supportive Housing, Webster, Texas, Project Number: 114–HD012/TX24–Q961–001.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: March 23, 2000.

Reason Waived: The project was economically designed, comparable to other similar projects developed in its jurisdiction, and the Sponsor had obtained additional funds from Houston Endowment but could not raise any additional funds.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).

Project/Activity: Diamond Heights Apartments, Onawa, Iowa, Project Number: 074–EE034/IA05–S981–002.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: March 23, 2000.

Reason Waived: The project was modest in design, comparable to similar projects in the area, and the Sponsor/Owner had made every attempt to secure additional funding from outside sources.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).
Project/Activity: Stebbins Elder Housing Center, Inc., Nome, Alaska, Project Number: 176–EE012/AK06–S971–002.
Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.
Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.
Date Granted: March 28, 2000.
Reason Waived: The project was modest in design, comparable to similar projects in the area and the Sponsor/Owner had secured additional funding from outside sources totaling $193,000.
Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).
Project/Activity: Magnolia Manor, Macon, Georgia, Project Number: 061–EE075/GA06–S981–008.
Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.
Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.
Date Granted: April 3, 2000.
Reason Waived: The labor and construction material costs had risen dramatically because the market for both single family and multifamily housing in the Atlanta area was among the highest in the nation, the design was cost efficient and the Sponsor/Owner had put forth reasonable effort to reduce the cost of construction as well as to secure funds from other sources.
Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).
Project/Activity: Central Park Senior Residences, Wichita, Kansas, Project Number: 102–EE022/KS16–S981–001.
Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.
Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.
Date Granted: April 3, 2000.
Reason Waived: Increased construction activity in Wichita, Kansas, had driven up the cost of materials and labor, the Sponsor had diligently pursued cost cutting measures and could not raise any additional funds beyond the grants that they have obtained nor do they have the capacity to provide any funds.
Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).
Project/Activity: Kinbrook Apartments, Kansas City, Missouri, Project Number: 084–HD024/MO16–Q981–001.
Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.
Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.
Date Granted: April 3, 2000.
Reason Waived: Increased construction activity in Kansas City, Missouri, had driven up the cost of materials and labor, the Sponsor had diligently pursued cost cutting measures and could not raise any additional funds beyond the grants that they had obtained nor did they have the capacity to provide any funds.
Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).
Project/Activity: ASI/Springfield Supportive Housing, Springfield, Virginia, Project Number: 084–HDO25/MO16–Q981–002.
Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.
Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.
Date Granted: April 3, 2000.
Reason Waived: The project had experienced development team members, the Sponsor had diligently pursued cost cutting measures, and could not raise any additional funds beyond the grants that they had obtained nor did they have the capacity to provide any funds.
Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).
Project/Activity: Springfield Gardens, Warner Robins, Georgia, Project Number: 061–EE073/GA06–S981–006.
Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.
Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.
Date Granted: April 3, 2000.
Reason Waived: Labor and construction material costs had risen dramatically because the market for both single family and multifamily housing in the Atlanta area was among the highest in the nation and the Sponsor/Owner had put forth extensive effort to reduce the cost of construction as well as to secure funds from other sources.
Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).
Project/Activity: Ailbe III, Chicago, Illinois, Project Number: 071—HD108/IL06–Q971–008.
Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.
Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.
Date Granted: April 17, 2000.
Reason Waived: Despite numerous bids, the Owner was unable to secure a contractor to build the property for the amount of the fund reservation, the property received $400,000 from the Federal Home Loan Bank, and the project was modestly designed as well comparable to other similar projects.
Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).
Project/Activity: Vista Alegre Apartments, Miami, Florida, Project Number: 066–EE067/FL29–S981–008.
Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.
Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.
Date Granted: May 2, 2000.
Reason Waived: The Sponsor had exhausted all efforts to provide the funds from other sources and the project was economically designed as well as being comparable to other similar projects developed in the area.
Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).
Project/Activity: Bethlehem Housing, Hudson, Florida, Project Number: 067–EE089/FL29–S981–005.
Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.
Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.
Date Granted: May 31, 2000.
Reason Waived: The Sponsor/Owner had exhausted all efforts to secure secondary funding from outside sources and the project was economically designed and comparable to similar projects developed in the area.
Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).

Project/Activity: Riverview St. Mary's, Knoxville, Tennessee, Project Number: 087–EE030/TN37–S971–001.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: May 31, 2000.

Reason Waived: The project was comparable to three other projects, was economically designed, and the Sponsor had committed $370,296 to the project.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).

Project/Activity: Hillside Village II, Martha's Vineyard, Massachusetts, Project Number: 023–EE086.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: June 5, 2000.

Reason Waived: The Sponsor/Owner had exhausted all available resources, the project was modest in design, and the development costs were comparable to similar projects developed in the area.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).

Project/Activity: St. Sharbel Apartments, Peoria, Illinois, Project Number: 072–EE135/IL06–S981–001.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: June 14, 2000.

Reason Waived: The project was modest in design, comparable to similar projects in the area, and the Sponsor/Owner had made every attempt to secure additional funding from outside sources.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).

Project/Activity: Woodside Village II, Martha's Vineyard, Massachusetts, Project Number: 023–EE087.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: June 22, 2000.

Reason Waived: The Sponsor/Owner had exhausted all available resources, the project was modest in design, and the development costs were comparable to similar projects developed in the area.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).

Project/Activity: A.C. Ware Manor, Buffalo, New York, Project Number: 014–EE181/NY06–S981–015.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: June 22, 2000.

Reason Waived: The Owner received a $65,000 grant from the Buffalo Urban Renewal Agency, the project was comparable in cost to similar projects, and the Sponsor could not contribute any additional funds.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).

Project/Activity: Sinnissippi Centers, Inc., Mt. Carroll, Illinois, Project Number: 071–HD109/IL06–Q981–002.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: June 22, 2000.

Reason Waived: The project was modestly designed and comparable to similar projects in the area, and the Sponsor/Owner utilized all available funding sources.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).

Project/Activity: Freedom House, Montgomery County, Pennsylvania, Project Number: 034–HD049/PA26–Q971–001.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: June 22, 2000.

Reason Waived: The increased costs were due in part to design modifications required by the local government and the Owner had exhausted all resources to raise any additional funds.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d).

Project/Activity: Sunshine Village, Slidell, Louisiana, Project Number: 064–HD043/LA48–Q981–002.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: June 28, 2000.

Reason Waived: The project was modestly designed and comparable to similar projects in the area, and the Sponsor/Owner had exhausted all means of obtaining additional funds for this project.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d) and 891.165.

Project/Activity: Cross Lanes Unity Apartments, Charleston, West Virginia, Project Number: 045–EE009/WV15–S961–001

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing. HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: March 17, 2000.

Reason Waived: Delays occurred because the Owner needed additional time to resolve funding shortfalls so the project would be financially feasible. The project is economically designed, comparable to similar projects, and the Sponsor has obtained significant additional funding from other resources.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d) and 891.165.

Project/Activity: Charles Street Village, Cotati, California, Project Number: 121–EE105/CA39–S971–004.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing. HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24

months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: March 23, 2000.

Reason Waived: There was a six-month delay with final design development due to the City of Cotati's decision to create a land use ''master plan'' for the neighborhood which included the Charles Street Village site and the Owner had to seek outside funding due to the higher than expected construction costs.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d) and 891.165.

Project/Activity: Eaton Knolls, Suffolk County, New York, Project Number: 012–HD076/NY36–Q971–005.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing. HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: April 3, 2000.

Reason Waived: Delays occurred because the Owner was seeking a general contractor who could build the project within reasonable development cost limits. The project is economically designed, comparable to other similar projects and the Owners have exhausted all efforts to obtain the funds from other sources.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d) and 891.165.

Project/Activity: Southeast Wyoming Mental Health Center, Cheyenne, Wyoming, Project Number: 109–HD010/WY99–Q981–002.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing. HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: The Sponsor/Owner was inexperienced with the program and required additional processing time. The project is modest in design, comparable to similar projects and the Owner has exhausted every effort to find the funds from others sources.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d) and 891.165.

Project/Activity: Presbyterian Homes at West Windsor, West Windsor, New Jersey, Project Number: 035–EE022/NJ39–S961–001.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing. HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: Delays occurred because the Sponsor/Owner required additional time to secure secondary funding. The project is modest in design, comparable to similar projects and the owner has exhausted every effort to obtain the funds from other sources.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.100(d) and 891.165.

Project/Activity: Casita Park Housing for the Elderly, Manhattan, New York, Project Number: 012–EE191/NY36–S961–009.

Nature of Requirement: HUD's regulation at 24 CFR 891.100(d) prohibits amendment of the amount of approved capital advance funds prior to initial closing. HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 9, 2000.

Reason Waived: The Owner encountered a long delay during the environmental and site conveyance reviews by New York City. The project is economically designed, comparable to other similar projects and all possible efforts have been exhausted to obtain the funds from other sources.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Lakeland Manor, Santa Fe Springs, California, Project Number: 122–HDO89/CA16–Q961–005. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: March 17, 2000.

Reason Waived: The Sponsor had to change sites, the new site was included in a Master plan that required approval from Los Angeles County, and the Sponsor had to obtain gap financing from the County.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Riverview St. Mary's, Knoxville, Tennessee, Project Number: 087–EE030/TN37–S971–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: March 17, 2000.

Reason Waived: The Sponsor/Owner was experiencing difficulty in obtaining the 501(c)3 determination from the IRS, had solicited bids from 3 different contractors, and had not been able to secure a bid within the allowed capital advance.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Marigold Place, Baltimore, Maryland, Project Number: 000–HDO34/DC39–Q971–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: March 17, 2000.

Reason Waived: The Sponsor had to re-negotiate with the contractor to bring the cost down to within the amount of the fund reservation.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: The Summerdale Court, Clairton, Pennsylvania, Project Number: 033–HDO39/PA28–Q971–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: March 17, 2000.

Reason Waived: The Owner was pursuing legal action against the City of Clairton because the city refused to approve a conditional use permit necessary to construct the development.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: MSAA V, Cleveland, Ohio, Project Number: 042–HDO71/OH12–Q971–003. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: March 17, 2000.

Reason Waived: Time was needed for the Sponsor to locate a suitable site, submit the Firm Commitment application, and for HUD to process the application and review the initial closing documents.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Carbondale Supportive Housing, Inc., Carbondale, Illinois, Project Number: 072–HD101/IL06–Q971–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: March 20, 2000.

Reason Waived: The project had to be redesigned to fit a smaller parcel of land which caused delays.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: La Cieneguita Elderly Housing, Santa Fe, New Mexico, Project Number: 116–EE015/NM16–S971–002. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: April 1, 2000.

Reason Waived: The project was delayed because the owner had to find a new site.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Clifton Consumer Home, Clifton, New Jersey, Project Number: 031–HD086/NJ39–Q971–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: April 3, 2000.

Reason Waived: The Sponsor/Owner had difficulty securing a site and the Newark Multifamily Program Center needed additional time for technical processing.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Riley Cheeks House, Baltimore, Maryland, Project Number: 000–HD030/DC39–Q961–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 3, 2000.

Reason Waived: The Chesapeake Hub needed time to issue the Firm Commitment.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Westminster Woods II, Bogalusa, Louisiana, Project Number: 064–EE073/LA48–S961–015. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 3, 2000.

Reason Waived: There was a delay in transferring the site from the Sponsor to the Borrower.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Franciscan House, Monroe, Louisiana, Project Number: 064–HD037/LA48–Q961–003. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 3, 2000.

Reason Waived: The architect could not prepare the plans and specifications in a timely manner due to his workload.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: VOA Riverside 10, Fort Worth, Texas, Project Number: 116–HD015. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 3, 2000.

Reason Waived: The Sponsor had to find a new site because of zoning problems.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Waterloo House, Los Angeles, California, Project Number: 122–

HD107/CA16–Q97l–013. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: April 3, 2000.

Reason Waived: The Sponsor required additional time to complete the final construction documents, acquire the building site, and secure secondary financing.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Bethel Towers, Tallahassee, Florida, Project Number: 063–EE016/FL29–S971–002; Cape Coral Home, Cape Coral, Florida, Project Number: 066–HDO38/FL29–Q971–005; Citrus Gardens, Orlando, Florida, Project Number: 067–EE082/FL29–S971–008; Matthews Corner, Tampa, Florida, Project Number: 067–HD053/FL29–Q971–007. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 6, 2000.

Reason Waived: Bethel Towers—The project had experienced delays after the City required changes to the project's plans. Cape Coral Home—The project had been delayed due to the Sponsor's lack of experience. Citrus Gardens—The project experienced delays due to issues with the City of Orlando in obtaining a building permit. Matthews Corner—The project had been delayed due to the Owner having to address concerns raised by neighborhood residents over the project's entrance.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Castleton Manor, New York, New York, Project Number: 012–EE221/NY36–S971–008. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: Additional time was needed to allow the HUD closing attorney sufficient time to review the closing documents, order the check and schedule the initial closing.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Jefferson Cottage, Incorporated, Martinsburg, West Virginia, Project Number: 045–HD021/WV15–Q961–003. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing—Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: The Owner encountered significant delays in regard to subdivision approval and an Easement/Maintenance Agreement for paving of an access road.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: St. Anthony Homes, Baltimore, Maryland, Project Number: 052–HDO29/MD06–Q971–003. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: Additional time was needed to resolve zoning problems.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Our Lady of Mercy Senior Manor, New York, New York, Project Number: 012–EE219/NY36–S971–006. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: Additional time was needed to allow the HUD closing attorney sufficient time to review the closing documents, order the check and schedule the initial closing.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Geer Village, North Canaan, Connecticut, Project Number: 017–EE035/CT26–S971–003. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: The Sponsor pursued additional funding from another source.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Randolph Neighborhood, Randolph, Vermont, Project Number: 024–EE034/VT36–S961–002. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: The source of funds needed to meet the cash requirement for initial closing fell through and the Sponsor/Owner needed additional time to secure other funding.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Highview Unity Apartments, Inc., Charleston, West Virginia, Project Number: 045–EE010/WV15–S971–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24

months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: The Sponsor needed more time to seek additional funds since the contractor raised the construction cost on February 14, 2000.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Olympic Plaza Senior Housing, Los Angeles, California, Project Number: 122–EE122/CA16–S971–007. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: The City and County of Los Angeles required additional time to prepare and submit loan agreements to HUD for approval.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: West Hamlin Unity Place, Incorporated, West Hamlin, West Virginia, Project Number: 045–HD026/WV15–Q971–002. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: The Owner was in the process of resolving a concern with the property deed which had unacceptable restrictive covenants and a right of reverter. The restrictive covenant and right of reverter were unacceptable and had to be removed.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: St.Peter's Place II, Phoenixville, Pennsylvania, Project Number: 034–EE070/PA26–S971–002; Guild House West II, Philadelphia, Pennsylvania, Project Number: 034–EE072/PA26–S971–004; Connections Community Support Program, Wilmington, Delaware, Project Number: 032–HD018/DE26–Q961–004; Freedom House, Royersford, Pennsylvania, Project Number: 034–HDO49/PA26–Q971–001; Rudolph Mercy Douglas, Philadelphia, Pennsylvania, Project Number: 034–HD052/PA26–Q971–004. Request for fund reservation.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: St. Peter's Place II—Project delays were due to making design alterations to reduce project costs, and then raising money from a variety of sources to meet most of the remaining financial shortfall. Guild House West II—The Sponsor needed additional time to submit the draft closing documents and secondary financing documents outlining the terms and conditions. Connections Community Support Program—Delays were due to flaws in the architectural plans for rehabilitating the property which resulted in the hiring of a new architect. Freedom House—Delays were due to the Sponsor seeking outside funding sources to help cover project shortfalls as a result of an increase in the Davis Bacon wage rates. Rudolph Mercy Douglas—Delays were due to the Sponsor's inexperience in meeting development standards and time frames for this type of project.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Tongore Pines, Project Number: 012–EE193/NY36–S961–011. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: The Sponsor had to seek a new general contractor when the old contractor withdrew after realizing he had not used the Davis Bacon wage rates in his bidding process. Also, the New York Hub needed additional time to issue a revised Firm Commitment.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Oakwoods Senior Housing, South Brunswick, New Jersey, Project Number: 031–EE040/NJ39–S961–006. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 2, 2000.

Reason Waived: The Sponsor/Owner had difficulty securing a building permit and the Newark Program Center needed additional time to achieve initial closing.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: The Diocese of Buffalo, Buffalo, New York, Project Number: 014–HD066/NY06–Q971–013. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 2, 2000.

Reason Waived: An alternate site had been secured and plans and specifications were being revised to accommodate the increase in Davis Bacon wage rates.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Wesley Acres II, Decatur, Alabama, Project Number: 062–EE037/AL09–S971–003. Request for fund reservation.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 2, 2000.

Reason Waived: Additional time was needed for the City of Decatur to complete their review of the plans and specifications for the property before they would issue the required building permits.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Council for the Spanish Speaking, Milwaukee, Wisconsin, Project Number: 075–EE063/WI39–S971–007. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 2, 2000.

Reason Waived: Additional time was needed for the Milwaukee Program Center and the Sponsor to resolve issues related to the Firm Commitment documents.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Good Samaritan Housing, Fennimore, Wisconsin, Project Number: 075–EE058/WI39–S971–002. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 2, 2000.

Reason Waived: Additional time was needed for the Milwaukee Program Center and the Sponsor to resolve issues related to the closing documents.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: ARC Housing in Milwaukee, Inc., Wauwatosa, Wisconsin, Project Number: 075–HD053/WI39–Q971–004. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 2, 2000.

Reason Waived: There was a site change and there were some environmental problems.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Kealahou—Big Island Residential, Keahau, Hawaii

Project Number: 140–HD019/HI10–Q971–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 18, 2000.

Reason Waived: The Owner had encountered delays while it resolved a floodplain issue and sought additional funding to cover shortfalls.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Webster Supportive Housing, Harris County, Texas, Project Number: 114–HD012/TX24–Q961–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 31, 2000.

Reason Waived: An alternate site had to be acquired.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: The Esplanade, San Antonio, Texas, Project Number: 115–HD022/TX59–Q961–002. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 31, 2000.

Reason Waived: An alternate side had to be located.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Jackson Supportive Housing, Jackson, Mississippi, Project Number: 065–HD019/MS26–Q971–002. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 31, 2000.

Reason Waived: The Owner pursued reduced state tax rates on construction costs and HUD staff needed additional time for technical processing.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Accessible Space, Inc., San Antonio, Texas, Project Number: 115–HD025/TX59–Q971–003. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 31, 2000.

Reason Waived: The Sponsor needed additional time to raise funds to make the facility 100 percent accessible to persons with severe mobility impairments.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Sumac Trail Apartments, Inc., Superior, Wisconsin, Project Number: 075–HD050/WI39–Q971–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 31, 2000.

Reason Waived: Additional time was needed for the Sponsor to submit and for the Milwaukee Program Center to review the Firm Commitment application as well as for the initial closing to take place.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: La Casa Village II Apartments, Inc., Waukesha, Wisconsin, Project Number: 075–EE065/WI39–S971–009. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 31, 2000.

Reason Waived: The Owner needed additional time to submit the closing documents.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Access House I, Parsippany-Troy Hills, New Jersey, Project Number: 031–HD078/NJ39–Q971–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 1, 2000.

Reason Waived: The Sponsor had experienced staffing problems and had unforeseen and unavoidable circumstances.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Monmouth County ARC Home, Tinton Falls, New Jersey, Project Number: 031–HD079/NJ39–Q971–002. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 8, 2000.

Reason Waived: Additional time was needed for the Philadelphia Hub to issue the Firm Commitment and for the Owner to submit the closing documents.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: VOA Gibbstown Elderly Housing, Gibbstown, New Jersey, Project Number: 035-EE030/NJ39-S971–007. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 8, 2000.

Reason Waived: Easement and tax abatement issues caused a delay.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Interfaith Housing, Westport, Connecticut, Project Number: 017-HD015/CT26-Q961–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 22, 2000.

Reason Waived: The Sponsor experienced extreme difficulty in securing adequate properties for rehabilitation along with the additional time needed for considerable fund raising activities.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Project Live IX Consumer Home, Livingston, New Jersey, Project Number: 031-HD085/NJ39-Q971–010. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 22, 2000.

Reason Waived: The Philadelphia Hub was processing the Firm Commitment application.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Geneva B. Scruggs, Buffalo, New York, Project Number: 014-HD043/NY06-Q961–005. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 22, 2000.

Reason Waived: The Sponsor had undergone a major reorganization and had been working with the City of Buffalo and the State of New York to obtain additional funding for the project.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Presbyterian Homes at Franklin Township, Franklin Township, New Jersey, Project Number: 031-EE045/NJ39-S971–002. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 22, 2000.

Reason Waived: The Sponsor/Owner required additional time to secure secondary financing.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

• *Project/Activity:* Presbyterian Homes at West Windsor, West Windsor, New Jersey, Project Number: 035-EE022/NJ39-S961–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 22, 2000.

Reason Waived: Additional time was required to correct deficiencies in the closing documents.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW,

Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: B'nai B'rith Chesilhurst House, Boro of Chesilhurst, New Jersey, Project Number: 035-EE029/NJ39-S971–006. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 22, 2000.

Reason Waived: The Philadelphia Hub had issued the Firm Commitment and additional time was needed for the project to reach initial closing.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Edgewood Terrace III, Washington, DC, Project Number: 000–EE047/DC39–S981–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 22, 2000.

Reason Waived: The Sponsor/Owner required additional time to negotiate the project's several funding sources.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Mercy Gardens, San Diego, California, Project Number: 129–HD011/CA33–Q961–001. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 28, 2000.

Reason Waived: The project was delayed due to problems encountered in adapting the existing structure for reuse.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activitie: Mariposa Manor, Los Angeles, California, Project Number: 122–EE118/CA16–S971–003. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 28, 2000.

Reason Waived: The project was delayed due to complications involving the Section 106 Historic Preservation Review.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Ailbe III, Chicago, Illinois, Project Number: 071–HD108/IL06–Q971–008. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 30, 2000.

Reason Waived: The Sponsor/Owner had difficulties finding a contractor who could build the project for an amount close to the fund reservation.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Victoria Jennings Residences, Chicago, Illinois, Project Number: 071–HD088/IL06–Q961–003. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 30, 2000.

Reason Waived: The project's original design exceeded the capital advance amount and required changes to lower costs.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.165.

Project/Activity: Ailbe II, Chicago, Illinois, Project Number: 071–EE139/IL06–S971–013. Request for fund reservation extension.

Nature of Requirement: HUD's regulation at 24 CFR 891.165 provides that the duration of the fund reservations for the capital advance is 18 months from the date of issuance with limited exceptions up to 24 months, as approved by HUD on a case-by-case basis.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 30, 2000.

Reason Waived: The Sponsor/Owner had difficulties finding a contractor who could build the project for an amount close to the fund reservation.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.205.

Project/Activity: Ledge Street Elderly Housing II, Nashua, New Hampshire, Project Number: 023–EE052/NH36–S991–002.

Nature of Requirement: HUD's regulation in 24 CFR 891.205 requires the project owner to be a single purpose private nonprofit organization.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 31, 2000.

Reason Waived: The City would not permit further subdivision of the property without a number of variances being approved, and the one owner entity would result in cost savings in development costs, processing time, an better utilization of the site.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.205.

Project/Activity: New Samaritan Corporation, Wolcott, Connecticut, Project Number: 017–EE052/CT26–S991–003.

Nature of Requirement: HUD regulations in 24 CFR 891.205 requires the project owner to be a single purpose private nonprofit organization.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: The project will be connected to an existing Section 202 project and the one ownership will permit the two projects to have coordinated administrative maintenance and programming services for the residents.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone (202) 708–3000.

• *Regulation:* 24 CFR 891.205 and 24 CFR 891.410(c).

Project/Activity: Orchard Knob Apartments, Chattanooga, Tennessee, Project Number: 087–EE015.

Nature of Requirement: HUD regulations in 24 CFR 891.205 and 891.410(c) limit occupancy to very low-income (VLI) elderly persons (*i.e.*, households composed of one or more persons at least one of whom is 62 years of age at time of initial occupancy).

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: May 31, 2000.

Reason Waived: The Atlanta Multifamily Hub has requested waiver of the Section 202/PRAC occupancy requirements for this project which would allow seven ineligible households/tenants under the age of 62 to remain at the project. The management agent used requirements of the Section 202/8 program, assuming the Section 202/PRAC program requirements were the same. These families must be relocated at project expense within one year of granting this waiver.

Contact: Frank M. Malone, Director, Office of Asset Management, Department of Housing and Urban Development, 451 Seventh Street SW, Room 6160, Washington, DC 20410–7000; telephone (202) 708–3730.

• *Regulation:* 24 CFR 891.310(b)(1).

Project/Activity: Arc HUD V, Newark, Delaware, Project Number: 032–HD023/DE26–Q991–002

Nature of Requirement: HUD's regulation at 24 CFR 891.310(b)(1) provides that all entrances, common areas, units to be occupied by resident staff, and amenities must be readily accessible to and usable by persons with disabilities.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: This project consists of two group homes, housing four residents. The Sponsor indicated that 10 percent of one property and 40 percent of the units for this property would be made fully handicapped accessible. However, the Sponsor never had more than a few physically disabled residents and far below 40 percent of the intended occupants of this project have mobility impairments. To retrofit this property would not be financially feasible and the resident disruption would be prohibitive.

Contact: Willie Spearmon, Director, Office of Housing Assistance and Grant Administration, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410–7000, telephone: (202) 708–3000.

• *Regulation:* 24 CFR 891.410(c).

Project/Activity: Fairview Apartments, Warden, Washington, Project Number: 171–EE009.

Nature of Requirement: HUD regulations at 24 CFR 891.410(c) limit occupancy to very low income (VLI) elderly persons, *i.e.,* households of one or more persons at least one of whom is 62 years of age at the time of initial occupancy.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: The Seattle Multifamily Hub requested waiver of this regulation due to the project's severe vacancy problems. This waiver will allow elderly and near elderly families who are at or over age 55 and low income to apply for admission, thereby attempting to improve occupancy rates. This waiver effective for one year from the date of approval.

Contact: Frank M. Malone, Director, Office of Asset Management, Department of Housing and Urban Development, 451 Seventh Street SW, Room 6160, Washington, DC 20410–7000; telephone (202) 708–3730.

• *Regulation:* 24 CFR 891.410(c).

Project/Activity: Cottonwood Ridge Apartments, Springfield, Minnesota, Project Number: 092–EE043.

Nature of Requirement: HUD regulations at 24 CFR 891.410(c) limit occupancy to very low income (VLI) elderly persons, *i.e.,* households of one or more persons at least one of whom is 62 years of age at the time of initial occupancy.

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 5, 2000.

Reason Waived: The Minneapolis Multifamily Hub requested waiver of the Section 202/PRAC occupancy requirements for this project due to low vacancy rates. This will allow elderly and near-elderly families and individuals with or without disabilities who are at or over the age of 55 and low income to apply for admission to the subject project; thereby assisting in attempting to rent up vacant units. This waiver is effective for one year from the waiver approval date.

Contact: Frank M. Malone, Director, Office of Asset Management, Department of Housing and Urban Development, 451 Seventh Street SW, Room 6160, Washington, DC 20410–7000; telephone (202) 708–3730.

• *Regulation:* 24 CFR 891.575.

Project/Activity: Santa Cruz Apartments, Milwaukee, Wisconsin, Project Number: 075–EH020.

Nature of Requirement: HUD regulations at 24 CFR Part 891.575 require that occupancy be limited to very low income (VLI) elderly persons (*i.e.*, households composed of one or more persons at least one of whom is 62 years of age at time of initial occupancy).

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: The Milwaukee Multifamily Program Center has requested an age waiver for the subject project which is located in a high crime/drug area and experiencing vacancy problems. Potential tenants are choosing projects located in safer areas creating vacancy problems at Santa Cruz Apartments. This waiver will allow management additional flexibility in attempting to rent up these vacant units. Admission will be open to persons between the ages of 55 and 62 but continuing to give preference to those 62 and over. This waiver is effective for one year from the date of approval.

Contact: Frank M. Malone, Director, Office of Asset Management, Department of Housing and Urban Development, 451 Seventh Street SW, Room 6160, Washington, DC 20410–7000; telephone (202) 708–3730.

• *Regulation:* 24 CFR 891.575 and 24 CFR 891.610(c).

Project/Activity: Golden Links Manor, Ogden, Utah, Project Number 105–EH036.

Nature of Requirement: HUD regulations in 24 CFR 891.575 and 24 CFR 891.610(c) limit occupancy to very low-income (VLI) elderly persons (*i.e.,* households composed of one or more persons at least one of whom is 62 years of age at time of initial occupancy).

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: April 17, 2000.

Reason Waived: The Denver Multifamily Hub requested an age waiver for the subject project to allow project management additional flexibility in attempting to rent up vacant units. Vacant units will be marketed to people between the ages of 55 and 62 with or without disabilities, allowing management to rent up the remaining units. This waiver is in effect for one year from the date of approval.

Contact: Frank M. Malone, Director, Office of Asset Management, Department of Housing and Urban Development, 451 Seventh Street SW, Room 6160, Washington, DC 20410–7000; telephone (202) 708–3730.

• *Regulation:* 24 CFR 891.575 and 24 CFR 891.610(c).

Project/Activity: Jaycee Future I, Chattanooga, Tennessee, Project Number: 087–SH006.

Nature of Requirement: HUD regulations in 24 CFR 891.575 and 610(c) limit occupancy to very low-income (VLI) elderly persons (*i.e.*, households composed of one or more persons at least one of whom is 62 years of age at time of initial occupancy).

Granted by: William C. Apgar, Assistant Secretary for Housing-Federal Housing Commissioner.

Date Granted: June 5, 2000.

Reason Waived: The Atlanta Multifamily Hub requested an age waiver for the subject project because of vacancy problems due to a soft housing market. This waiver will allow project management flexibility in attempting to rent up the vacant units. Management may market units to elderly persons with or without disabilities between the ages of 55 and 62 for a period of one year.

Contact: Frank M. Malone, Director, Office of Asset Management, Department of Housing and Urban Development, 451 Seventh Street SW, Room 6160, Washington, DC 20410–7000; telephone (202) 708–3730.

IV. Regulatory Waivers Granted by the Office of Multifamily Housing Assistance Restructuring (OMHAR)

For further information about the following waiver actions, please see the name of the contact person which immediately follows the description of the waiver granted.

• *Regulation:* 24 CFR 401.600.

Project/Activity: The following projects requested waivers to the 12-month limit at above-market rents (24 CFR 401.600):

FHA No.	Project name	State
12144193	East Santa Fe Apts	CA
06335038	Emerson Arms	FL
06335013	Flagler Village Apartments	FL
06335055	Holifield Arms Apartments	FL
06335005	Kennedy Homes Apartments	FL
06335054	Oakland Terrace	FL
07344901	Miami Hills Apartments	IN
02344167	Eastern Cooperative Homes	MA
02344199	Sargeant West Apts	MA
09235295	Canterbury Square	MN
09335055	Aspen Village	MT
09335076	Carter Manor	MT
09335072	Centennial Village	MT
09335062	Holiday West Apartments	MT
09435031	Prairie View II	ND
04335188	Buckeye 77	OH
04335139	Hunterwood Park Apartments	OH
04635448	Manorview Apartments	OH
04335194	Mechanicsburg Village	OH
04335212	Metro I	OH
04335215	Polaris	OH
04335172	Staunton Commons I	OH
12635158	Cascadian Terrace	OR
03344199	Brownsville Apartments	PA
03355020	Lemington Heights	PA
03344175	Midtown Plaza	PA
03344047	Tribrad Apartments	PA
08135030	Hillview Manor	TN
08738004	Whiteside Faith Manor	TN
11435085	Sunlight Manor Apartments	TX

Nature of Requirement: Section 401.600 requires that projects be marked down to market rents within 12 months of their first expiration date after January 1, 1998. The intent of this provision is to ensure timely processing of requests for restructuring, and that the properties will not default on their FHA insured mortgages during the restructuring process.

Granted By: Ira Peppercorn, Director of OMHAR.

Date Granted: April 14, 2000.

Reasons Waived: The above-listed projects were not assigned to the Participating Administrative Entities (PAEs) in a timely manner or for which the restructuring analysis was unavoidably delayed due to no fault of the owner.

Contact: Dan Sullivan, Office of Multifamily Housing Assistance Restructuring, Department of Housing and Urban Development, Portals Building, Suite 400, 1280 Maryland Avenue, Washington, DC 20410; telephone (202) 708–0001.

- *Regulation:* 24 CFR 401.600.

Project/Activity: The following projects requested waivers to the 12-month limit at above-market rents (24 CFR 401.600):

FHA No.	Project name	State
12144801	Beth Asher	CA
13635617	Peachtree Terrace	CA
12144818	St Andrews Manor	CA
06644102	LakeView Towers	FL
08344054	Dudley Court Apartments	KY
04344034	Sterling Court Apartments	OH
03335077	Pinney Street Manor	PA
05435381	Edgewood Sq. Apts	SC
08135028	Ellis Street Apartments	TN
08135004	Goodwill Village Apartments	TN
08192501	Hillview Manor (Chezita Gardens)	TN
08735070	Jacksboro Plaza	TN
11535056	Brookhollow Apts	TX
11444026	Cedarwood Apartments	TX

Nature of Requirement: Section 401.600 requires that projects be marked down to market rents within 12 months of their first expiration date after January 1, 1998. The intent of this provision is to ensure timely processing of requests for restructuring, and that the properties will not default on their FHA insured mortgages during the restructuring process.

Granted By: Ira Peppercorn, Director of OMHAR.

Date Granted: April 26, 2000.

Reasons Waived: The attached list of projects were not assigned to the Participating Administrative Entities in timely manner and for which the restructuring analysis was unavoidably delayed due to no fault of the owner.

Contact: Dan Sullivan, Office of Multifamily Housing Assistance Restructuring, Department of Housing and Urban Development, Portals Building, Suite 400, 1280 Maryland Avenue, Washington, DC 20410; telephone (202) 708–0001.

- *Regulation:* 24 CFR 401.600.

Project/Activity: The following projects requested waivers to the 12-month limit at above-market rents (24 CFR 401.600):

FHA No.	Project name	State
06235213	Bradley Park Apts	AL
06235003	Ozark Homes	AL
12344071	Grant Park Apartments	AZ
10135265	Southgate Commons Apartments	CO
01738034	Bella Vista III	CT
06635032	Mt. Olive Gardens Apts.	FL
06755034	Wauchula Gardens	FL
12435023	Craftin Apartments	ID
07335238	Rushville Commons	IN
08444059	Walnut Grove I	MO
08444150	Walnut Grove III	MO
05335201	Crescent Gardens	NC
09435027	Columbia Square South	ND
10335012	Litchfield Manor, Inc.	NE
01257020	1085 Manhattan Development	NY
01257057	Daly II Apartments	NY
01257042	Morrisania III	NY
04635168	Broadway Apartments	OH
04644171	Centennial Estates Cooperative	OH
04244050	Cherrywood	OH
04635236	Freeman Housing	OH
04635317	Holden House Apartments	OH
04635406	Jena Apartments	OH
04335177	Lancaster Club Apartments	OH
04635471	Senior Chateau	OH
04244026	Somerset I	OH
04244252	Somerset III	OH
04335191	Staunton Commons II	OH
04235239	Terrill Commons	OH
04335144	Villa Park	OH
04335169	Washington Square II Apartments	OH
11735142	Chaparral Townhouses	OK
01644015	Mt. Hope Court Apartments	RI
01657004	Oxford Place	RI
05435402	Gateway Village	SC
08635033	Trinity Hills	TN
11435056	Church Village Apartments	TX
11435041	Gulf Coast Arms	TX
11544021	King Manor Apartments	TX
11544021	King Manor Apartments	TX
11535054	Leona Apts	TX
11235280	Patman Switch Apartments	TX
11435184	The Meadows Apts	TX
12735264	Cedar Heights Apts	WA
10992501	Platte View Apartments	WY

Nature of Requirement: Section 401.600 requires that projects be marked down to market rents within 12 months of their first expiration date after January 1, 1998. The intent of this provision is to ensure timely processing of requests for restructuring, and that the properties will not default on their FHA insured mortgages during the restructuring process.

Granted By: Ira Peppercorn, Director of OMHAR.

Date Granted: May 12, 2000.

Reasons Waived: The attached list of projects were not assigned to the Participating Administrative Entities in a timely manner or for which the restructuring analysis was unavoidably delayed due to no fault of the owner.

Contact: Dan Sullivan, Office of Multifamily Housing Assistance Restructuring, Department of Housing and Urban Development, Portals Building, Suite 400, 1280 Maryland Avenue, Washington, DC 20410; telephone (202) 708–0001.

- *Regulation:* 24 CFR 401.600.

Project/Activity: The following projects requested waivers to the 12-month limit at above-market rents (24 CFR 401.600):

FHA No.	Project name	State
06335069	Madison Heights Apartments	FL
06635032	Mount Olive Gardens	FL
06335027	Oakwood Terrace I	FL
06335066	Oakwood Terrace II	FL
06335043	Tidewater Apartments	FL
06144231	Raymonia Apartments	GA
07435112	Meadow Lane Apartments	IA
07435063	River Village I	IA
07435057	Westland Manor Apartments	IA
08444164	Kenwood Apartments	MO
03144158	High Spruce Apartments	NJ
03135142	Van Wagenen Avenue No. 1 Apts	NJ
04235257	New Town Apartments	OH

FHA No.	Project name	State
04244026	Somerset I	OH
04244087	Somerset II	OH
04244252	Somerset III	OH
11844032	New Lake Village	OK
03444108	Benjamin Banneker Plaza	PA
03432029	City Heights apts	PA
03344130	Elhome	PA
03444021	Harverford House	PA
03435103	Lock Haven Gardens	PA
01644032	Delvelco Family Apts.	RI
01644032	Develco Family Apartments	RI
01635009	Develco Singles	RI
05435023	Bethel Bishop Chappelle Apartments	SC
05435034	Chester Manor Apartments	SC
05435051	Fairwood Apts.	SC
05435076	Friendship Court	SC
05435061	Lincoln Apartments	SC
05435047	Pinewood Apartments	SC
05435063	Roosevelt Gardens	SC
05435166	Roosevelt Gardens II	SC
08135024	East Gate Village Apartments	TN
08644019	Northgate Arms Apartments	TN
08135036	Robinhood Park	TN
11235013	Belaire Manor of Longview	TX
13344009	Central Village Apartments	TX
05135244	Mill Woods Apartments	VA
07535226	Forest Acres Apartments	WI

Nature of Requirement: Section 401.600 requires that projects be marked down to market rents within 12 months of their first expiration date after January 1, 1998. The intent of this provision is to ensure timely processing of requests for restructuring, and that the properties will not default on their FHA insured mortgages during the restructuring process.

Granted By: Ira Peppercorn, Director of OMHAR.

Date Granted: May 25, 2000.

Reasons Waived: The attached list of projects were not assigned to the PAEs in a timely manner or for which the restructuring analysis was unavoidably delayed due to no fault of the owner.

Contact: Dan Sullivan, Office of Multifamily Housing Assistance Restructuring, Department of Housing and Urban Development, Portals Building, Suite 400, 1280 Maryland Avenue, Washington, DC 20410; telephone (202) 708–0001.

• *Regulation:* 24 CFR 401.600.

Project/Activity: The following projects requested waivers to the 12-month limit at above-market rents (24 CFR 401.600):

FHA No.	Project name	State
06335009	Cleveland Arms	FL
06335032	Panama Gardens	FL
06344051	Springfield Res. I	FL
06344041	Sutton Place	FL
06735011	Taylor Apts.	FL
06155035	Bethel Church Homes	GA
06144291	Boynton Village	GA
06135203	Eastman Gardens	GA
07135319	Paul G. Stewart Apts. III	IL
07344901	Miami Hills	IN
08335010	Hillcrest Apartments	KY
02344050	AMIFF Housing	MA
02335171	Lowell Sun/Father John's	MA
02344184	Walnut Street	MA
04735005	Interfaith Homes of Kalamazoo	MI
04735095	Pinery Park	MI
04735099	Serenity Place	MI
09435030	University Square	ND
01435117	Burnie C. McCarley Gardens	NY
01455008	Stewart Park Apts.	NY
01435026	Village Square	NY
04635488	Englewood (MM)	OH
04335149	Frankfort Village	OH
04635344	Hillside	OH
04335159	Mt. Vernon II	OH
04644015	Northcrest Gardens	OH
04635261	Parkway Towers	OH
04644139	Pinewood Gardens	OH
04635338	Price Apartments	OH
04644149	St. Paul Lutheran Village I	OH
04644149	St. Paul Lutheran Village I	OH

FHA No.	Project name	State
04635252	United Services #5	OH
04635476	Vandalia Village	OH
03344026	Allegheny Union Plaza	PA
03344015	Braddehanna	PA
03344169	Brightwood Manor	PA
03344104	Central Hill	PA
03435125	Coatesville Towers	PA
03333501	Cora Street Apts.	PA
03344025	Hi View Gardens	PA
03344805	IDA Tower	PA
03435129	Linden Terrace	PA
03355005	Second East Hills	PA
03344027	Valley Royal Court	PA
03432033	Wister Townhouses	PA
01658501	Develco Apartments	RI
01644032	Develco Family Apts.	RI
08138002	Wesley Madison Towers	TN
11235033	Jerusalem Apts.	TX
11435223	Villa Main Apts.	TX
17144071	Alderwood Manor	WA
17144046	Parkview	WA
12738043	South Sound Villa	WA
07535201	Spring Glen Apts.	WI
03444084	Aspen Village	PA
03435017	Jones Memorial	PA

Nature of Requirement: Section 401.600 requires that projects be marked down to market rents within 12 months of their first expiration date after January 1, 1998. The intent of this provision is to ensure timely processing of requests for restructuring, and that the properties will not default on their FHA insured mortgages during the restructuring process.

Granted By: Ira Peppercorn, Director of OMHAR.

Date Granted: June 29, 2000.

Reasons Waived: The attached list of projects were not assigned to the Participating Administrative Entities in a timely manner or for which the restructuring analysis was unavoidably delayed due to no fault of the owner.

Contact: Dan Sullivan, Office of Multifamily Housing Assistance Restructuring, Department of Housing and Urban Development, Portals Building, Suite 400, 1280 Maryland Avenue, Washington, DC 20410; telephone (202) 708–0001.

V. Regulatory Waivers Granted by the Office of Public and Indian Housing

For further information about the following waiver actions, please see the name of the contact person which immediately follows the description of the waiver granted.

• *Regulation:* 24 CFR 761.30(b).

Project/Activity: Public Housing Drug Elimination Program (PHDEP) Grant PA26DEP030197. Lancaster City Housing Authority, Lancaster, PA.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend a 1997 PHDEP Grant was requested by the Lancaster City Housing Authority (LCHA).

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: January 20, 2000.

Reason Waived: LCHA's prevention program was delayed while they searched for and hired a new PHDEP contractor and staff for the program. The waiver is for six months from the date the grant agreement (HUD–1044) is modified and signed by both parties.

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197

• *Regulation:* 24 CFR 761.30(b)

Project/Activity: Public Housing Drug Elimination (PHDEP) Fiscal Year 1997. City of Key West housing Authority, Key West, Florida.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend the PHDEP 1997 grant was requested by the Housing Authority of the City of Key West (KWHA).

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: January 24, 2000.

Reason Waived: Implementation of the PHDEP grant was delayed as a result of litigation surrounding the Campus South educational project. Additionally, the Girls and Boys Club terminated its contract due to the lack of community support and additional operating funds. KWHA plans to utilize the remaining grant funds for the provision of drug prevention activities targeting the youth population.

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197.

• *Regulation:* 24 CFR 761.30(b).

Project/Activity: Bethlehem Housing Authority, Bethlehem, Pennsylvania.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend the PHDEP 1996 grant was requested by the Bethlehem Housing Authority (BHA), Bethlehem, Pennsylvania.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: January 29, 2000.

Reason Waived: The BHA requested this waiver to expend the remaining PHDEP funds under budget line item 9110 (Reimbursement of Law Enforcement).

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197.

• *Regulation:* 24 CFR 761.30(b).

Project/Activity: Public Housing Drug Elimination Program (PHDEP) Grant #M128DEP0090197. Flint Housing Commission, Flint, Michigan.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend a 1997 Set-Aside PHDEP grant was requested by the Flint Housing Commission (FHC).

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: February 3, 2000.

Reason Waived: FHC experienced problems in obtaining proposals for installation security cameras and security doors. It was necessary to tender a new request for proposals for additional proposals. FHC expended time to resolve issues before awarding a contract. By the time all this was completed the grant reached termination.

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197.

• *Regulation:* 24 CFR 761.30(b).

Project/Activity: Public Housing Drug Elimination Program (PHDEP) Grant #MI28DEP0090198. Flint Housing Commission, Flint, Michigan.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend a 1998 PHDEP grant was requested by the Flint Housing Commission (FHC).

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: February 3, 2000.

Reason Waived: FHC was not able to complete the computer learning center relocation, special programs, and fully fund the security guard services due to the grant funds not being available until January 1999.

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197.

• *Regulation:* 24 CFR 761.30(b).

Project/Activity: Bethlehem Housing Authority, Bethlehem, Pennsylvania.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend a PHDEP 1997 grant was requested by the Bethlehem Housing Authority (BHA), Bethlehem, Pennsylvania.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: February 25, 2000.

Reason Waived: The BHA requested this waiver to expend the remaining funds ($97,807) that they were unable to spend because of contractual problems encountered and the loss of essential personnel.

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197.

• *Regulation:* 24 CFR 761.30(b).

Project/Activity: Public Housing Drug Elimination Program (PHDEP) Grant #NM00DEP0090197. Santa Fe Civic Housing Authority, Santa Fe, New Mexico.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend a PHDEP 1997 grant was requested by the Santa Fe Civic Housing Authority (SCHA).

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: February 25, 2000.

Reason Waived: SCHA experienced numerous turnovers of personnel, which delayed the timely drawdown of PHDEP funds. SCHA also experienced jurisdictional issues between the district and the municipality causing additions delays.

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197.

• *Regulation:* 24 CFR 761.30(b).

Project/Activity: South Charleston Housing Authority, South Charleston, West Virginia.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend a PHDEP 1998 grant was requested by the South Charleston Housing Authority, South Charleston, West Virginia (SCHA).

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: February 28, 2000.

Reason Waived: The SCHA requested an extension to their 1998 grant to use PHDEP funds (approximately $7,163.00) to conduct classes at the agency's new on-site computer lab. These classes will enable the adults to enhance their computer skills. Also, school age children will be granted access to the lab for the purpose of preparing reports for class reports for class assignments.

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197.

• *Regulation:* 24 CFR 761.30(b).

Project/Activity: Public Housing Drug Elimination Program (PHDEP) Grant #PH26DEP0230197. Delaware State Housing Authority, Delaware County, PA.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend a PHDEP 1997 grant for Delaware State Housing Authority, Delaware County, Pennsylvania.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: February 28, 2000.

Reason Waived: The Delaware State Housing Authority (DSHA) seeks this waiver so that contractors can expend all appropriated PHDEP funds. Since program costs were not as high as anticipated under Law Enforcement they have $6,225 remaining and under Drug Prevention $17,035.99 for an overall total of $23,260.99.

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197.

• *Regulation:* 24 CFR 761.30(b).

Project/Activity: Providence Housing Authority, Providence, RI, Grant #R143DEP0010197.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend a PHDEP 1997 grant was requested by the Providence Housing Authority (PHA), Providence, RI.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: March 30, 2000.

Reason Waived: The PHA has achieved substantial cost savings in its Fiscal Year 1997 PHDEP Program. The unanticipated savings resulted in the PHA making adjustments to its grant activities and delivery of programs. Adding to this is the fact that the PHA's fiscal year date is in conflict with the HUD's grant execution date. The grant execution date was in December and the PHA's fiscal date had already started six months prior. This extension will allow the closure of this grant and coincide with the PHA's fiscal year.

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197.

• *Regulation:* 24 CFR 761.30(b).

Project/Activity: Cambridge Housing Authority, Cambridge, Massachusetts.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend a PHDEP 1997 grant was requested by Cambridge Housing Authority (CHA), Cambridge, MA.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: April 3, 2000.

Reason Waived: The CHA has experienced a time lag with respect to the billing of services from the Cambridge Police Department for patrols. The patrol services under this contract are scheduled to be completed by June 30, 2000. In addition, the CHA experienced delays in obligating Fiscal Year 1997 PHDEP funds because of an overlay in previous years' PHDEP activities and its coordinator was on extended leave because of injury.

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197.

• *Regulation:* 24 CFR 761.30(b).

Project/Activity: Woburn Housing Authority, Woburn, Massachusetts Grant #MA06DEP0190197.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend a PHDEP 1997 grant was requested by the Woburn Housing Authority.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: April 5, 2000.

Reason Waived: The WHA requested the extension of the 1997 grant to use PHDEP funds for physical improvements, equipment, and youth career development. The WHA also requested to reprogram funds from Budget Line Item (BLI)9110 into BLI9150 (Physical Improvement). This is needed so that the WHA can increase security measures in the Spring Court Extension Housing Development and provide additional services to increase employment and track high risk youths.

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197.

• *Regulation:* 24 CFR 761.30(b).

Project/Activity: Edinburg Housing Authority, Edinburg, TX.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend a PHDEP 1997 grant was requested by the Edinburg Housing Authority (EHA), Edinburg, TX.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: April 10, 2000.

Reason Waived: The EHA requested a twelve (12) month amendment to the grant term in order to expend the remaining PHDEP funds (approximately $145,774.05). The EHA cites the abrupt departure of its drug grant coordinator, as well as missing PHDEP grant files as its reasons for an extension request. The EHA has assigned a staff member to temporarily ''monitor'' the grant programs until they can fill the position within the next few months.

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197.

• *Regulation:* 24 CFR 761.30(b).

Project/Activity: Edinburg Housing Authority, Edinburg, TX.

Nature of Requirement: Section 761.30(b) establishes the terms of the grant agreement and the procedures for extending the grant term. A waiver of 24 CFR 761.30(b) to extend a PHDEP 1998 grant was requested by the Edinburg Housing Authority (EHA), Edinburg, TX.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: April 10, 2000.

Reason Waived: The EHA requested a twelve (12) month amendment to the grant term in order to expend the remaining PHDEP funds (approximately $100,268.47). The EHA cites the abrupt departure of its drug grant coordinator, as well as missing PHDEP grant files as its reasons for an extension request. The EHA has assigned a staff member to temporarily ''monitor'' the grant programs until they can fill the position within the next few months.

Contact: Sonia L. Burgos, Director, Community Safety and Conservation Division, Department of Housing and Urban Development, 451 Seventh Street, SW, Rm. 4206, Washington, DC 20410–5000, telephone (202) 708–1197.

• *Regulation:* 24 CFR 761.30(b)(1) and Section I(f)(6) of the Fiscal Year 1997 Notice of Funding Availability for the Public and Indian Housing Drug Elimination Program.

Project/Activity: A request was made by the White Mountain Apache Housing Authority (WMAHA), White River, AZ, to waive the term of the grant agreement beyond 24-months for the Public and Indian Housing Drug Elimination Program (PIHDEP). The regulations state that any funds not expended at the end of the grant term shall be remitted to HUD. The regulations also state that the maximum extension allowable for any program is six months. The tribe requested an extension because they needed additional time to continue their efforts to have a positive impact on the communities which they serve.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: April 17, 2000.

Reason Waived: Based on the narrative justification that was submitted to the Department on behalf of the WMAHA and their timely submission of required documents, the Department believed that there was good cause to waive the extension/grant term requirements of 24 CFR 761.30 (b)(1) and Section I(f)(6) of the Fiscal Year 1997 Notice of Funding Availability (NOFA) for the Public and Indian Housing Drug Elimination Program.

Contact: Deborah Lalancette, Director, Housing Management Division, Office of Native American Programs, Department of Housing and Urban Development, 1999 Broadway, Suite 3390, Box 90, Denver, CO 80202, telephone (202) 675–1600.

• *Regulation:* 24 CFR 761.30(b)(5).

Project/Activity: A request was made by the All Mission Indian Housing Authority (AMIHA), Escondido, CA, to waive the term of the grant agreement beyond 24-months for the Public and Indian Housing Drug Elimination Program (PIHDEP). The regulations state that any funds not expended at the end of the grant term shall be remitted to HUD. The regulations also state that the maximum extension allowable for any program is six months. The tribe requested an extension because they needed an additional nine months to complete approved activities and formally close-out their grant.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: April 18, 2000.

Reason Waived: Based on the narrative justification that was submitted to the Department on behalf of the WMAHA and their timely submission of required documents, the Department believed that there was good cause to waive the extension/grant term requirements of 24 CFR 761.30(b)(5).

Contact: Deborah Lalancette, Director, Housing Management Division, Office of Native American Programs, Department of Housing and Urban Development, 1999 Broadway, Suite 3390, Box 90, Denver, CO 80202, telephone (202) 675–1600.

• *Regulation:* 24 CFR 968.112.

Project/Activity: Public Housing Comprehensive Grant Program of the New Orleans Housing Authority, New Orleans, LA. LA 1–14, LA 1–16, and LA 1–44.

Nature of Requirement: Waiver of 24 CFR 968.112 was requested by the New Orleans Housing Authority to exceed the Total Development Cost limits by $2,877,548.

Granted By: Deborah Vincent, General Deputy Assistant Secretary for Public and Indian Housing.

Date Granted: June 2, 1999.

Reason Waived: The Housing Authority stated that extenuating circumstances such as extensive termite damage, elimination of exterior walkways which compromised resident security, and lead-based paint and asbestos abatement justified the increased cost.

Contact: William J. Flood, Director, Capital Improvements Division, Department of Housing and Urban Development, 451 Seventh Street, S.W., Rm. 4146, Washington, DC 20410–5000, telephone (202) 708–1640.

• *Regulation:* 24 CFR 982.306(d).

Project/Activity: Warren Metropolitan Housing Authority, OH, Section 8 voucher program.

Nature of Requirement: Section 982.306(d) limits the circumstances under which a landlord could lease a unit with tenant-based assistance to a relative of the landlord.

Granted By: Harold Lucas, Assistance Secretary for Public and Indian Housing.

Date Granted: January 27, 2000.

Reason Waived: Approval of the waiver prevented a hard-to-housing family that had completed the transitional housing program from becoming homeless by allowing the family to lease a unit from a relative. There were no other units available in the PHA's jurisdiction large enough to accommodate the family.

Contact: Gerald Benoit, Director, Real Estate and Housing Performance Division, Office of Public and Assisted Housing Delivery, Office of Public and Indian Housing, Department of Housing and Urban Development, 451 Seventh Street, S.W., Room 4210. Washington, D.C. 20410, telephone (202) 708–0477.

• *Regulation:* 24 CFR 983.7(c)(4).

Project/Activity: Metropolitan Council Housing and Redevelopment Authority, MN, project-based certificate program.

Nature of Requirement: Section 983.7(c)(4) prohibits attaching project-based rental assistance to units within a Section 236 program.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: April 12, 2000.

Reason Waived: Approval of the waiver preserved 66 units of affordable housing for low-income frail elderly families residing in the Franklin Apartments in Anoka, Minnesota. The City of Anoka has a tight rental market and an extremely low vacancy rate.

Contact: Gerald Benoit, Director, Real Estate and Housing Performance Division, Office of Public and Assisted Housing Delivery, Office of Public and Indian Housing, Department of Housing and Urban Development, 451 Seventh Street, S.W. Room 4210. Washington, D.C. 20410, telephone (202) 708–0477.

• *Regulation:* 24 CFR 990.107(f) and 990.109.

Project/Activity: Housing Authority of the County of Kern, CA. The Housing authority requested permission to benefit from energy performance contracting for developments which have tenant-paid utilities. The HA estimates that it could increase savings substantially if it were able to undertake energy performance contracting for *both* PHA-paid and tenant-paid utilities.

Nature of Requirement: Under 24 CFR 990, Performance Funding System (PFS) energy conservation incentive that relates to energy performance contracting currently applies to only PHA-paid utilities. The Housing Authority of the County of Kern has both PHA-paid and tenant-paid utilities.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: February 2, 2000.

Reason Waived: In September 1996, the Oakland Housing Authority was granted a waiver to permit the Authority to benefit from energy performance contracting for developments with tenant-paid utilities. The waiver was granted on the basis that the Authority presented a sound and reasonable methodology for doing so. The Housing Authority of the County of Kern requested a waiver based on the same approved methodology. The waiver permits the HA to exclude from its PFS calculation of rental income, increased rental income due to the difference between updated baseline utility (before implementation of the energy conservation measures) and revised allowances(after implementation of the measures) for the project(s) involved for the duration of the contract period, which cannot exceed 12 years.

Contact: Regina McGill, Director, Funding and Financial Management Division, Office of Public and Assisted Housing Delivery, Office of Public and Indian Housing, Department of Housing and Urban Development, 451 Seventh Street, S.W. Room 4216, Washington, D.C. 20410, telephone (202) 708–1872.

• *Regulation:* 24 CFR 990.107(f) and 990.109.

Project/Activity: Housing Authority of Conway, SC. The Housing Authority requested permission to benefit from energy performance contracting for developments which have tenant-paid utilities. The HA estimates that it could increase savings substantially if it were able to undertake energy performance contracting for *both* PHA-paid and tenant-paid utilities.

Nature of Requirement: Under 24 CFR 990, Performance Funding System (PFS) energy conservation incentive that relates to energy performance contracting currently applies to only PHA-paid utilities. The Housing Authority of Conway has both PHA-paid and tenant-paid utilities.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: March 8, 2000.

Reason Waived: In September 1996, the Oakland Housing Authority was granted a waiver to permit the Authority to benefit from energy performance contracting for developments with tenant-paid utilities. The waiver was granted on the basis that the Authority presented a sound and reasonable methodology for doing so. The Housing Authority of Conway requested a waiver based on the same approved methodology. The waiver permits the HA to exclude from its Performance Funding System (PFS) calculation of rental income, increased rental income due to the difference between updated baseline utility (before implementation of the energy conservation measures) and revised allowances (after implementation of the measures) for the project(s) involved for the duration of the contract period, which cannot exceed 12 years.

Contact: Regina McGill, Director, Funding and Financial Management Division, Office of Public and Assisted Housing Delivery, Office of Public and Indian Housing, Department of Housing and Urban Development, 451 Seventh Street, S.W. Room 4216, Washington, D.C. 20410, telephone (202) 708–1872.

• *Regulation:* 24 CFR 1000.156.

Project/Activity: Cost limits on Indian Housing Block Grant development activities, Student Living and Learning Center, Cook Inlet Housing Authority.

Nature of Requirement: Section 1000.156 establishes limits on the amount of IHBG funds that may be spent on dwelling construction and equipment (DC&E) for affordable housing for housing developed or acquired.

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: September 15, 1999.

Reason Waived: The Cook Inlet Housing Authority provided to HUD cost estimates supporting their estimates of the amount required to construct the housing project. These estimates contained costs not included in HUD published DC&E cost limits. The waiver of § 1000.156 provides for a departure from the definition of DC&E contained in the regulation and establishes a maximum amount of IHBG funds that may be expended by CIHA for eligible IHBG activities.

Contact: Bruce Knott, Director, Office of Grants Evaluation, Office of Native American Programs, Department of Housing and Urban Development, 1999 Broadway, Suite 3390, Box 90, Denver, CO 80202, telephone (303) 675–1600.

• *Regulation:* 24 CFR 1005.107(b)(2).

Project/Activity: A request was made by the Intergovernmental Relations Committee of the Navajo Nation Council for HUD to waive a Section 184 Loan Guarantees for Indian Housing regulatory requirement placed upon the Navajo Nation by the Federal government.

Nature of Requirement: If a leasehold interest in trust or restricted land is used as collateral or security in the Section 184 program, the land lease must be on a form approved by the Department. The Section 184 regulation at 24 CFR 1005.107(b)(2) provides in relevant part:

''The lease form must contain a provision requiring tribal consent before any assumption of an existing lease, except where title to the leasehold interest is obtained by the Department through foreclosure of the guaranteed mortgage or a deed in lieu of foreclosure. A mortgagee other than the Department must obtain tribal consent before obtaining title through a foreclosure sale. Tribal consent must be obtained on any subsequent transfer from the purchaser, including the Department, at foreclosure sale.''

Granted By: Harold Lucas, Assistant Secretary for Public and Indian Housing.

Date Granted: June 30, 2000.

Reason Waived: The Department's regulation was created to provide tribal governments control over the assignment of home site leases but the Navajo Nation has chosen to address this matter in a different manner. The consent by the Navajo Nation is not required before an assumption of an existing lease or a foreclosure sale; adequate protection is provided to the Navajo Nation in the Navajo mortgage and lease forms and system of government. The favorable disposition of the waiver request does not adversely affect the interests of the Department and is consistent with EO 13084 which encourages flexibility in the consideration of waiver requests from tribal governments.

Contact: Robert E. Knecht, Director, Office of Loan Guarantee Office of Native American Programs, Department of Housing and Urban Development, 1999 Broadway, Suite 3390, Box 90, Denver, CO 80202, telephone (303) 675–1600.

[FR Doc. 00–28062 Filed 11–1–00; 8:45 am]

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Federal Register

Thursday,
November 2, 2000

Part VI

The President

Notice of October 31, 2000—Continuation of Sudan Emergency

Federal Register
Vol. 65, No. 213
Thursday, November 2, 2000

Presidential Documents

Title 3—

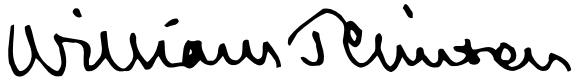
The President

Notice of October 31, 2000

Continuation of Sudan Emergency

On November 3, 1997, by Executive Order 13067, I declared a national emergency to deal with the unusual and extraordinary threat to the national security and foreign policy of the United States constituted by the actions and policies of the Government of Sudan. By Executive Order 13067, I imposed trade sanctions on Sudan and blocked Sudanese government assets. Because the Government of Sudan has continued its activities hostile to United States interests, the national emergency declared on November 3, 1997, and the measures adopted on that date to deal with that emergency must continue in effect beyond November 3, 2000. Therefore, in accordance with section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)), I am continuing the national emergency for 1 year with respect to Sudan.

This notice shall be published in the **Federal Register** and transmitted to the Congress.



THE WHITE HOUSE,
October 31, 2000.

[FR Doc. 00–28368
Filed 11–01–00; 11:55 am]
Billing code 3195–01–P

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The items in this list were editorially compiled as an aid to Federal Register users. Inclusion or exclusion from this list has no legal significance.

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This is a continuing list of public bills from the current session of Congress which have become Federal laws. It may be used in conjunction with ''PLUS'' (Public Laws Update Service) on 202–523–6641. This list is also available online at http://www.nara.gov/fedreg.

The text of laws is not published in the **Federal Register** but may be ordered in ''slip law'' (individual pamphlet) form from the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 (phone, 202–512–1808). The text will also be made available on the Internet from GPO Access at http://www.access.gpo.gov/nara/index.html. Some laws may not yet be available.

H.R. 34/P.L. 106–360

To direct the Secretary of the Interior to make technical corrections to a map relating to the Coastal Barrier Resources System. (Oct. 27, 2000; 114 Stat. 1399)

H.R. 208/P.L. 106–361

To amend title 5, United States Code, to allow for the contribution of certain rollover distributions to accounts in the Thrift Savings Plan, to eliminate certain waiting-period requirements for participating in the Thrift Savings Plan, and for other purposes. (Oct. 27, 2000; 114 Stat. 1400)

H.R. 1695/P.L. 106–362

Ivanpah Valley Airport Public Lands Transfer Act (Oct. 27, 2000; 114 Stat. 1404)

H.R. 1715/P.L. 106–363

To extend and reauthorize the Defense Production Act of 1950. (Oct. 27, 2000; 114 Stat. 1407)

H.R. 2296/P.L. 106–364

To amend the Revised Organic Act of the Virgin Islands to provide that the number of members on the legislature of the Virgin Islands and the number of such members constituting a quorum shall be determined by the laws of the Virgin Islands, and for other purposes. (Oct. 27, 2000; 114 Stat. 1408)

H.R. 2879/P.L. 106–365

To provide for the placement at the Lincoln Memorial of a plaque commemorating the speech of Martin Luther King, Jr., known as the ''I Have A Dream'' speech. (Oct. 27, 2000; 114 Stat. 1409)

H.R. 2984/P.L. 106–366

To direct the Secretary of the Interior, through the Bureau of Reclamation, to convey to the Loup Basin Reclamation District, the Sargent River Irrigation District, and the Farwell Irrigation District, Nebraska, property comprising the assets of the Middle Loup Division of the Missouri River Basin Project, Nebraska. (Oct. 27, 2000; 114 Stat. 1410)

H.R. 3235/P.L. 106–367

National Police Athletic League Youth Enrichment Act of 2000 (Oct. 27, 2000; 114 Stat. 1412)

H.R. 3236/P.L. 106–368

To authorize the Secretary of the Interior to enter into contracts with the Weber Basin Water Conservancy District, Utah, to use Weber Basin Project facilities for the impounding, storage, and carriage of nonproject water for domestic, municipal, industrial, and other beneficial purposes. (Oct. 27, 2000; 114 Stat. 1416)

H.R. 3292/P.L. 106–369

Cat Island National Wildlife Refuge Establishment Act (Oct. 27, 2000; 114 Stat. 1417)

H.R. 3468/P.L. 106–370

Duchesne City Water Rights Conveyance Act (Oct. 27, 2000; 114 Stat. 1421)

H.R. 3577/P.L. 106–371

To increase the amount authorized to be appropriated for the north side pumping division of the Minidoka reclamation project, Idaho. (Oct. 27, 2000; 114 Stat. 1424)

H.R. 3986/P.L. 106–372

To provide for a study of the engineering feasibility of a water exchange in lieu of electrification of the Chandler Pumping Plant at Prosser Diversion Dam, Washington. (Oct. 27, 2000; 114 Stat. 1425)

H.R. 4002/P.L. 106–373

Famine Prevention and Freedom From Hunger Improvement Act of 2000 (Oct. 27, 2000; 114 Stat. 1427)

H.R. 4132/P.L. 106–374

To reauthorize grants for water resources research and technology institutes established under the Water Resources Research Act of 1984. (Oct. 27, 2000; 114 Stat. 1434)

H.R. 4259/P.L. 106–375

National Museum of the American Indian Commemorative Coin Act of 2000 (Oct. 27, 2000; 114 Stat. 1435)

H.R. 4389/P.L. 106–376

To direct the Secretary of the Interior to convey certain water distribution facilities to the Northern Colorado Water Conservancy District. (Oct. 27, 2000; 114 Stat. 1439)

H.R. 4635/P.L. 106–377

Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 2001, and for other purposes. (Oct. 27, 2000; 114 Stat. 1441)

H.R. 4681/P.L. 106–378

To provide for the adjustment of status of certain Syrian nationals. (Oct. 27, 2000; 114 Stat. 1442)

H.R. 5107/P.L. 106–379

Work Made For Hire and Copyright Corrections Act of 2000 (Oct. 27, 2000; 114 Stat. 1444)

H.R. 5212/P.L. 106–380

Veterans' Oral History Project Act (Oct. 27, 2000; 114 Stat. 1447)

H.J. Res. 117/P.L. 106–381

Making further continuing appropriations for the fiscal year 2001, and for other purposes. (Oct. 27, 2000; 114 Stat. 1450)

S. 624/P.L. 106–382

Fort Peck Reservation Rural Water System Act of 2000 (Oct. 27, 2000; 114 Stat. 1451)

S. 2498/P.L. 106–383

To authorize the Smithsonian Institution to plan, design, construct, and equip laboratory, administrative, and support space to house base operations for the Smithsonian Astrophysical Observatory Submillimeter Array located on Mauna Kea at Hilo, Hawaii. (Oct. 27, 2000; 114 Stat. 1459)

S. 2686/P.L. 106–384

To amend chapter 36 of title 39, United States Code, to modify rates relating to reduced rate mail matter, and for other purposes. (Oct. 27, 2000; 114 Stat. 1460)

S. 3201/P.L. 106–385

To rename the National Museum of American Art. (Oct. 27, 2000; 114 Stat. 1463)

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