

publication of the rule in the **Federal Register**. A major rule cannot take effect until 60 days after it is published in the **Federal Register**. This action is not a "major rule" as defined by 5 U.S.C. 804(2).

Under section 307(b)(1) of the CAA, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by June 4, 2001. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule

or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Intergovernmental relations, Particulate matter, Reporting and recordkeeping requirements.

Authority: 42 U.S.C. 7401 *et seq.*

Dated: January 17, 2001.

Dennis Grams,

Regional Administrator, Region 7.

Chapter I, title 40 of the Code of Federal Regulations is amended as follows:

EPA-APPROVED MISSOURI REGULATIONS

PART 52—[AMENDED]

1. The authority citation for part 52 continues to read as follows:

Authority: 42 U.S.C. 7401 *et seq.*

Subpart AA—Missouri

2. In § 52.1320(c) the table is amended under Chapter 6 by adding in numerical order an entry for "10–6.400" to read as follows:

§ 52.1320 Identification of plan.

* * * * *

(c) * * *

Missouri citation	Title	State effective date	EPA approval date	Explanation
Missouri Department of Natural Resources				
* * * * *				
Chapter 6—Air Quality Standards, Definitions, Sampling and Reference Methods, and Air Pollution Control Regulations for the State of Missouri				
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10–6.400	Restriction of Emission of Particulate Matter From Industrial Processes.	08/30/00	4/4/01.	
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[FR Doc. 01–8125 Filed 4–3–01; 8:45 am]
BILLING CODE 6560–50–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Health Care Financing Administration

42 CFR Parts 411 and 424

[HCFA–1809–N]

Medicare and Medicaid Programs; Physicians' Referrals to Health Care Entities With Which They Have Financial Relationships; Extension of Comment Period

AGENCY: Health Care Financing Administration (HCFA), DHHS.

ACTION: Notice of extension of comment period for final rule with comment period.

SUMMARY: This document extends the comment period for a final rule with comment period, "Medicare and Medicaid Programs; Physicians' Referrals to Health Care Entities With

Which They Have Financial Relationships," published in the **Federal Register** (66 FR 856) on January 4, 2001. That rule prohibits physicians from referring patients for the furnishing of certain designated health services to health care entities with which they (or a member of their immediate family) have a financial relationship, if payment for the services may be made under the Medicare program. The comment period that would have closed on April 4, 2001 is extended 60 days.

DATES: The comment period is extended to 5 p.m. on June 4, 2001.

FOR FURTHER INFORMATION CONTACT: Joanne Sinsheimer, (410) 786–4620.

SUPPLEMENTARY INFORMATION: On January 4, 2001, we issued a final rule with comment period in the **Federal Register** (66 FR 856) that incorporated into regulations the provisions in paragraphs (a), (b), and (h) of section 1877 of the Social Security Act (the Act). Under section 1877 of the Act, if a physician or a member of a physician's immediate family has a financial relationship with a health care entity, the physician may not make referrals to that entity for certain health

services (designated health services) under the Medicare program, unless an exception applies. In addition, section 1877 of the Act provides that an entity may not present or cause to be presented a Medicare claim or bill to any individual, third party payer, or other entity for designated health services furnished under a prohibited referral, nor may we make payment for a designated health service furnished under a prohibited referral. We announced that the public comment period for the rule would close at 5 p.m. on April 4, 2001.

Because commenters have requested more time to analyze the potential consequences of the rule, and given the breadth of the statute and the variety of financial relationships to which it applies, we have decided to extend the comment period for an additional 60 days. This document announces the extension of the public comment period to June 4, 2001.

Authority: Secs. 1102 and 1871 of the Social Security Act (42 U.S.C. 1302 and 1395hh).

(Catalog of Federal Domestic Assistance Program No. 93.773 Medicare—Hospital

Insurance Program; No. 93.774, Medicare-Supplementary Medical Insurance Program; No. 93.778, Medical Assistance Program)

Dated: March 28, 2001.

Michael McMullan,

Acting Deputy Administrator, Health Care Financing Administration.

Approved: March 29, 2001.

Tommy G. Thompson,

Secretary.

[FR Doc. 01-8296 Filed 4-3-01; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[DA No. 01-740, MM Docket No. 00-238; RM-10008]

Radio Broadcasting Services; Ephraim, WI

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document allots Channel 295A to Ephraim, Wisconsin, in response to a petition filed by Carrie L. Riordan. See 65 FR 71292, November 30, 2000. The coordinates for Channel 295A at Ephraim, Wisconsin, are 45-10-12 NL and 87-07-46 WL. Although Canadian concurrence has been requested for the allotment of Channel 295A at Ephraim, notification has not been received. Therefore, operation with the facilities specified for Ephraim herein is subject to modification, suspension, or termination without right to hearing, if found by the Commission to be necessary in order to conform to the 1991 Canada-USA FM Broadcast Agreement or if specifically objected to by Canada. With this action, this proceeding is terminated. A filing window for Channel 295A at Ephraim, Wisconsin, will not be opened at this time. Instead, the issue of opening this allotment for auction will be addressed by the Commission in a subsequent order.

DATES: Effective May 7, 2001.

FOR FURTHER INFORMATION CONTACT: Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Report and Order, MM Docket No. 00-238, adopted March 14, 2001, and released March 23, 2001. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center, Washington, DC. The

complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC. 20036, (202) 857-3800, facsimile (202) 857-3805.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

PART 73—RADIO BROADCAST SERVICES

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303, 334 and 336.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Wisconsin, is amended by adding Ephraim, Channel 295A.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 01-8238 Filed 4-3-01; 8:45 am]

BILLING CODE 6712-01-U

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[DA 01-741; MM Docket No. 00-40; RM-9824]

Radio Broadcasting Services; Cobleskill and Saint Johnsville, NY

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Regent Licensee of Mansfield, Inc., reallots Channel 278B from Cobleskill, NY, to Saint Johnsville, NY, as its first local aural service, and modifies the license of Station WQBJ to specify St. Johnsville as its community of license. See 65 FR 16558, March 29, 2000. Channel 278B can be allotted to Saint Johnsville in compliance with the Commission's minimum distance separation requirements with a site restriction of 15.9 kilometers (9.9 miles) east, at coordinates 42-58-21 NL; 74-29-30 WL, to accommodate petitioner's desired transmitter site. Although Saint Johnsville is located within 320 kilometers (200 miles) of the U.S.-Canadian border, prior approval of this allotment was not required since no change in the station's transmitter site

was proposed. However, the Canadian Government will be notified of the change in the station's community of license.

DATES: Effective May 7, 2001.

FOR FURTHER INFORMATION CONTACT:

Leslie K. Shapiro, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 00-40, adopted March 14, 2001, and released March 23, 2001. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 445 12th Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, Inc., (202) 857-3800, 1231 20th Street, NW., Washington, DC 20036.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

PART 73—RADIO BROADCAST SERVICES

1. The authority citation for Part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303, 334, 336.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under New York, is amended by removing Cobleskill, Channel 278B, and adding Saint Johnsville, Channel 278B.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 01-8240 Filed 4-3-01; 8:45 am]

BILLING CODE 6712-01-U

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[DA 01-700; MM Docket No. 99-330, RM-9677]

Radio Broadcasting Services; Kankakee and Park Forest, IL

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Gene Milner Broadcasting Co.,