

**DEPARTMENT OF HEALTH AND HUMAN SERVICES****Health Care Financing Administration****42 CFR Part 413**

[BPD-788-CN]

RIN 0938-AH12

**Medicare Program; Electronic Cost Reporting for Skilled Nursing Facilities and Home Health Agencies; Correction****AGENCY:** Health Care Financing Administration (HCFA), HHS.**ACTION:** Final rule; correction.

**SUMMARY:** This document corrects the final rule published January 2, 1997 (62 FR 26) that added the requirement that, for cost reporting periods ending on or after February 1, 1997, most skilled nursing facilities and home health agencies must submit cost reports currently required under the Medicare regulations in a standardized electronic format. The final rule also provided for a delay or waiver of this requirement where implementation would result in financial hardship for a provider. This document is necessary to conform the description of the rule in the preamble to the regulations text.

**EFFECTIVE DATE:** This correction is effective as of May 19, 1997.

**FOR FURTHER INFORMATION CONTACT:** Tom Talbott, (410) 786-4592.

**SUPPLEMENTARY INFORMATION:** We are making the following correction to the January 2, 1997 final rule (62 FR 26):

On page 29, in the third column, under the section labeled "Provisions of the Final Rule" the phrase "cost reporting periods beginning on or after February 1, 1997" is corrected to read "cost reporting periods ending on or after February 1, 1997".

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

Insurance; and Program No. 93.774, Medicare—Supplementary Medical Insurance program)

Dated: May 12, 1997.

**Thomas F. Joyce,**

*Acting, Deputy Assistant Secretary for Information Resources Management.*

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**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration****50 CFR Part 679**

[Docket No. 961107312-7021-02; I.D. 051397A]

**Fisheries of the Exclusive Economic Zone Off Alaska; Yellowfin Sole by Vessels Using Trawl Gear in Bycatch Limitation Zone 1**

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

**ACTION:** Closure.

**SUMMARY:** NMFS is closing directed fishing for yellowfin sole by vessels using trawl gear in Bycatch Limitation Zone 1 (Zone 1) of the Bering Sea and Aleutian Islands management area (BSAI). This action is necessary to prevent exceeding the 1997 bycatch allowance of *C. bairdi* Tanner crab apportioned to the trawl yellowfin sole fishery category in Zone 1 of the BSAI. **DATES:** Effective 1200 hrs, Alaska local time (A.l.t.), May 13, 1997, until 2400 hrs, A.l.t., December 31, 1997.

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

**SUPPLEMENTARY INFORMATION:** The groundfish fishery in the BSAI exclusive economic zone is managed by NMFS according to the Fishery Management

Plan for the Groundfish Fishery of the Bering Sea and Aleutian Islands Area (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Fishing by U.S. vessels is governed by regulations implementing the FMP at subpart H of 50 CFR part 600 and 50 CFR part 679.

The bycatch allowance of *C. bairdi* Tanner crab for Zone 1 of the BSAI trawl yellowfin sole fishery category, which is defined at § 679.21(e)(3)(iv)(B)(1), was established by the Final 1997 Harvest Specifications of Groundfish for the BSAI (62 FR 7168, February 18, 1997) as 368,421 animals. Amendment 41 to the BSAI FMP amended Table 7 of the Final 1997 Harvest Specifications (62 FR 13839, March 24, 1997). The revised bycatch allowance for *C. bairdi* Tanner crab for Zone 1 is 276,316 animals.

In accordance with § 679.21(e)(7)(ii), the Administrator, Alaska Region, NMFS, has determined that the 1997 bycatch allowance of *C. bairdi* Tanner crab apportioned to the trawl yellowfin sole fishery in Zone 1 has been caught. Consequently, NMFS is prohibiting directed fishing for yellowfin sole by vessels using trawl gear in Zone 1 of the BSAI.

Maximum retainable bycatch amounts for applicable gear types may be found in the regulations at § 679.20(e) and (f).

**Classification**

This action is required by 50 CFR 679.21 and is exempt from review under E.O. 12866.

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

Dated: May 13, 1997.

**Bruce C. Morehead,**

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

[FR Doc. 97-12987 Filed 5-13-97; 4:46 pm]

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