

public interest. Furthermore, such procedures would be unnecessary, as we are not altering the policies that were already subject to comment and finalized in our final rule. Therefore, we believe we have good cause to waive the notice and comment requirements.

#### IV. Correction of Errors

In FR Doc. 2013–12156 of May 23, 2013 (78 FR 31284), make the following corrections:

1. On page 31307, lower two-thirds of the page, second column, last paragraph (§ 422.2401—definition of non-claims costs),

a. Line 9 (paragraph 3 of the definition of non-claims costs), the parenthetical cross-reference “§ 422.2420(c)(2)(ii)” is corrected to read “§ 422.2420(c)(2)(i)”.

b. Last line (line 12—paragraph 4 of the definition of non-claims costs), the parenthetical cross-reference “§ 422.2420(c)(2)(i) and (iii)” is corrected to read “§ 422.2420(c)(2)(ii) and (iii)”.

2. On page 31308, third column, first paragraph, § 422.2420(c)—Determining the MLR denominator, lines 11 and 12, the phrase “in accordance with paragraph (c)(4) of this section” is corrected to read “in accordance with paragraphs (c)(4) and (c)(5) of this section.”

3. On page 31310, third column, 10th paragraph (table of contents for part 423 Subpart X), line 2, the section number “423.2300” is corrected to read “423.2400”.

4. On page 31311,  
a. First column, 11th paragraph (§ 423.2410(d)),

(1) Line 4, the phrase “CMS does terminate” is corrected to read “CMS terminates”.

(2) Line 5, the cross-reference “§ 423.509(a)(11) and (14)” is corrected to read “§ 423.509(b)(1) and (d)”.

b. Second column, first paragraph (§ 423.2420(b)), line 7, the reference “paragraph (b)(1)(iv)” is corrected to read “paragraphs (b)(5) and (b)(6)”.

c. Third column, third full paragraph (§ 423.2420(c)),

(1) Lines 4 through 6, the phrase “must be in accordance with paragraph (c)(4) of this section and equal” is corrected to read “must equal”.

(2) Line 7, the phrase “Total revenue is as” is corrected to read “Total revenue under the contract is as”.

(3) Line 12 the phrase “paragraph and (c)(3)” is corrected to read “and paragraph (c)(3)”.

(4) Line 13, the phrase “in accordance with (c)(4)” is corrected to “in accordance with paragraphs (c)(4) and (5)”.

5. On page 31312,

a. First column, last paragraph (§ 423.2420(c)(4)), line 2, the parenthetical cross-reference “§ 422.2420(c)” is corrected to read “§ 423.2420(c)”

b. Second column,

(1) First partial paragraph, lines 1 and 2, the phrase “were assumed and revenue” is corrected to read “were assumed and no revenue”.

(2) First full paragraph (§ 423.2420(c)(5)), line 2, the parenthetical reference “§ 422.2420(c)” is corrected to read “§ 423.2420(c)”.

(Catalog of Federal Domestic Assistance Program No. 93.773, Medicare—Hospital Insurance; and Program No. 93.774, Medicare—Supplementary Medical Insurance Program)

Dated: July 16, 2013.

**Jennifer M. Cannistra,**

*Executive Secretary to the Department,  
Department of Health and Human Services.*

[FR Doc. 2013–17544 Filed 7–19–13; 8:45 am]

**BILLING CODE 4120–01–P**

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### 44 CFR Part 67

[Docket ID FEMA–2013–0002]

#### Final Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Final rule.

**SUMMARY:** Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

**DATES:** The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated in the table below.

**ADDRESSES:** The final BFEs for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the table below.

**FOR FURTHER INFORMATION CONTACT:** Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646–4064, or (email) [Luis.Rodriguez3@fema.dhs.gov](mailto:Luis.Rodriguez3@fema.dhs.gov).

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA) makes the final determinations listed below for the modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Deputy Associate Administrator for Mitigation has resolved any appeals resulting from this notification.

This final rule is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67. FEMA has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and FIRM available at the address cited below for each community. The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

**National Environmental Policy Act.** This final rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

**Regulatory Flexibility Act.** As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601–612, a regulatory flexibility analysis is not required.

**Regulatory Classification.** This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

**Executive Order 13132, Federalism.** This final rule involves no policies that have federalism implications under Executive Order 13132.

**Executive Order 12988, Civil Justice Reform.** This final rule meets the applicable standards of Executive Order 12988.

#### List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 67 is amended as follows:

**PART 67—[AMENDED]**

■ 1. The authority citation for part 67 continues to read as follows:

Authority: 42 U.S.C. 4001 *et seq.*;  
Reorganization Plan No. 3 of 1978, 3 CFR,  
1978 Comp., p. 329; E.O. 12127, 44 FR 19367,  
3 CFR, 1979 Comp., p. 376.

**§ 67.11 [Amended]**

■ 2. The tables published under the authority of § 67.11 are amended as follows:

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
--------------------	----------------------------------	--	----------------------

**LaGrange County, Indiana, and Incorporated Areas  
Docket No.: FEMA-B-1175**

Basin Lake .....	Entire shoreline .....	+902	Unincorporated Areas of La-Grange County.
Big Long Lake .....	Entire shoreline .....	+957	Unincorporated Areas of La-Grange County.
Big Turkey Lake .....	Entire shoreline within community .....	+932	Unincorporated Areas of La-Grange County.
Cedar Lake .....	Entire shoreline .....	+974	Unincorporated Areas of La-Grange County.
Dallas Lake .....	Entire shoreline .....	+901	Unincorporated Areas of La-Grange County.
Fish Lake .....	Entire shoreline .....	+940	Unincorporated Areas of La-Grange County.
Goose Pond .....	Entire shoreline .....	+953	Unincorporated Areas of La-Grange County.
Hackenburg Lake .....	Entire shoreline .....	+901	Unincorporated Areas of La-Grange County.
Lake of the Woods .....	Entire shoreline within community .....	+953	Unincorporated Areas of La-Grange County.
Little Turkey Lake .....	Entire shoreline .....	+930	Unincorporated Areas of La-Grange County.
Martin Lake .....	Entire shoreline .....	+902	Unincorporated Areas of La-Grange County.
McClish Lake .....	Entire shoreline within community .....	+953	Unincorporated Areas of La-Grange County.
Messick Lake .....	Entire shoreline .....	+901	Unincorporated Areas of La-Grange County.
North Twin Lake .....	Entire shoreline .....	+846	Unincorporated Areas of La-Grange County.
Olin Lake .....	Entire shoreline .....	+902	Unincorporated Areas of La-Grange County.
Oliver Lake .....	Entire shoreline .....	+902	Unincorporated Areas of La-Grange County.
Pigeon Lake .....	Entire shoreline .....	+848	Unincorporated Areas of La-Grange County.
Pretty Lake .....	Entire shoreline .....	+967	Unincorporated Areas of La-Grange County.
Royer Lake .....	Entire shoreline .....	+940	Unincorporated Areas of La-Grange County.
Smith Hole .....	Entire shoreline .....	+902	Unincorporated Areas of La-Grange County.
South Twin Lake .....	Entire shoreline .....	+846	Unincorporated Areas of La-Grange County.
Spectacle Lakes .....	Entire shoreline .....	+953	Unincorporated Areas of La-Grange County.
Westler Lake .....	Entire shoreline .....	+901	Unincorporated Areas of La-Grange County.
Witmer Lake .....	Entire shoreline .....	+901	Town of Wolcottville, Unincorporated Areas of La-Grange County.

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES****Town of Wolcottville**

Maps are available for inspection at e LaGrange County Annex Building, 114 West Michigan Street, LaGrange, IN 46761.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
--------------------	----------------------------------	--	----------------------

**Unincorporated Areas of LaGrange County**

Maps are available for inspection at e LaGrange County Annex Building, 114 West Michigan Street, LaGrange, IN 46761.

**Sauk County, Wisconsin, and Incorporated Areas  
Docket No.: FEMA-B-1229**

Baraboo River .....	At the Columbia County boundary .....	+804	City of Baraboo, City of Reedsburg, Unincorporated Areas of Sauk County, Village of La Valle, Village of North Freedom, Village of Rock Springs, Village of West Baraboo.
	At the Juneau County boundary .....	+912	
Devil's Lake Tributary (backwater effects from Baraboo River).	At the Baraboo River confluence .....	+820	City of Baraboo.
	Approximately 780 feet downstream of Old Lake Road .....	+820	
Hay Creek (backwater effects from Baraboo River).	Approximately 75 feet downstream of County Highway V .....	+882	City of Reedsburg, Unincorporated Areas of Sauk County.
	Approximately 1,860 feet upstream of County Highway V .....	+882	
Little Baraboo River (backwater effects from Baraboo River).	At the Baraboo River confluence .....	+895	Unincorporated Areas of Sauk County, Village of La Valle.
	Approximately 70 feet downstream of State Highway 58 ...	+895	
Narrows Creek (backwater effects from Baraboo River).	At the Baraboo River confluence .....	+872	Unincorporated Areas of Sauk County, Village of Rock Springs.
	At the downstream side of State Highway 154 .....	+872	
Plum Creek (backwater effects from Baraboo River).	At the Baraboo River confluence .....	+912	Unincorporated Areas of Sauk County.
	Approximately 0.78 mile upstream of the Baraboo River confluence.	+912	
Seeley Creek (backwater effects from Baraboo River).	At the Baraboo River confluence .....	+865	Unincorporated Areas of Sauk County.
	Approximately 1,450 feet downstream of Freedom Road ..	+865	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES****City of Baraboo**

Maps are available for inspection at City Hall, 135 4th Street, Baraboo, WI 53913.

**City of Reedsburg**

Maps are available for inspection at City Hall, 134 South Locust Street, Reedsburg, WI 53959.

**Unincorporated Areas of Sauk County**

Maps are available for inspection at West Square Building, 505 Broadway, Baraboo, WI 53913.

**Village of La Valle**

Maps are available for inspection at Village Hall, 103 West Main Street, La Valle, WI 53941.

**Village of North Freedom**

Maps are available for inspection at Village Hall, 103 North Maple Street, North Freedom, WI 53951.

**Village of Rock Springs**

Maps are available for inspection at Village Hall, 101 1st Street, Rock Springs, WI 53961.

**Village of West Baraboo**

Maps are available for inspection at Village Hall, 500 Cedar Street, Baraboo, WI 53913.

**Washington County, Wisconsin, and Incorporated Area  
Docket No.: FEMA-B-7755**

Edgewood Creek .....	At the confluence with North Creek .....	+947	Unincorporated Areas of Washington County, Village of Kewaskum.
----------------------	--	------	---

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
Overflow .....	Approximately 1,120 feet upstream of Kewaskum Village Limits. Approximately 115 feet downstream of Clinton Road .....	+981 +937	Unincorporated Areas of Washington County, Village of Kewaskum.
Kettleview Creek .....	At confluence with Edgewood Creek .....	+951	Unincorporated Areas of Washington County, Village of Kewaskum.
	At the confluence with Kewaskum Creek .....	+940	
Kewaskum Creek .....	Downstream side of County Highway B .....	+1025	Unincorporated Areas of Washington County, Village of Kewaskum.
	Just downstream of County Road H .....	+938	
Overflow .....	Approximately 800 feet downstream of Badger Road .....	+998	Unincorporated Areas of Washington County.
	At the confluence with Kettleview Creek .....	+946	
Knights Creek .....	At the confluence with Kewaskum Creek .....	+952	Unincorporated Areas of Washington County, Village of Kewaskum.
	At the confluence with North Creek .....	+952	
Milwaukee River .....	Approximately 725 feet downstream of Highland Drive .....	+1032	Unincorporated Areas of Washington County, City of West Bend.
	Approximately 225 feet upstream of River Road .....	+887	
	Downstream side of Barton Avenue .....	+902	Unincorporated Areas of Washington County, Village of Newburg.
	Upstream side of Hickory Road .....	+835	
North Creek .....	Approximately 2,900 feet upstream of Main Street .....	+850	Unincorporated Areas of Washington County, Village of Kewaskum.
	At the confluence with the Milwaukee River .....	+938	
Quaas Creek .....	Approximately 100 feet downstream of Highland Drive .....	+1042	Unincorporated Areas of Washington County, City of West Bend.
	Just upstream of County Highway I .....	+875	
Unnamed Tributary to Kewaskum Creek.	Approximately 285 feet downstream of Paradise Drive .....	+979	Unincorporated Areas of Washington County.
	At the confluence with Kewaskum Creek .....	+955	
Wingate Creek .....	Approximately 350 feet downstream of Kettleview Drive ...	+979	Unincorporated Areas of Washington County, City of West Bend.
	Just downstream of State Highway 33 .....	+870	
	Approximately 420 feet downstream of Wallace Lake Road.	+904	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES****City of West Bend**

Maps are available for inspection at City Hall, 1115 South Main Street, West Bend, WI 53095.

**Unincorporated Areas of Washington County**

Maps are available for inspection at County Building, 432 East Washington Street, West Bend, WI 53095.

**Village of Kewaskum**

Maps are available for inspection at Village Hall, 204 First Street, Kewaskum, WI 53040.

**Village of Newburg**

Maps are available for inspection at Village Hall, 614 Main Street, Newburg, WI 53060.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Date: June 28, 2013.

**Roy E. Wright,**

*Deputy Associate Administrator for Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2013-17443 Filed 7-19-13; 8:45 am]

**BILLING CODE 9110-12-P**

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### 44 CFR Part 67

[Docket ID FEMA-2013-0002]

#### Final Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Final rule.

**SUMMARY:** Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

**DATES:** The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the maps

are available for inspection as indicated in the table below.

**ADDRESSES:** The final BFEs for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the table below.

**FOR FURTHER INFORMATION CONTACT:** Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-4064, or (email) [Luis.Rodriguez3@fema.dhs.gov](mailto:Luis.Rodriguez3@fema.dhs.gov).

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA) makes the final determinations listed below for the modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Deputy Associate Administrator for Mitigation has resolved any appeals resulting from this notification.

This final rule is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67. FEMA has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and FIRM available at the address cited below for each community. The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

*National Environmental Policy Act.* This final rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

*Regulatory Flexibility Act.* As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601-612, a regulatory flexibility analysis is not required.

*Regulatory Classification.* This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

*Executive Order 13132, Federalism.* This final rule involves no policies that have federalism implications under Executive Order 13132.

*Executive Order 12988, Civil Justice Reform.* This final rule meets the applicable standards of Executive Order 12988.

#### List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 67 is amended as follows:

#### PART 67—[AMENDED]

■ 1. The authority citation for part 67 continues to read as follows:

**Authority:** 42 U.S.C. 4001 *et seq.*; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

#### § 67.11 [Amended]

■ 2. The tables published under the authority of § 67.11 are amended as follows

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
<b>Webster County, Kentucky, and Incorporated Areas</b> <b>Docket No.: FEMA-B-1085</b>			
Bailey Ditch (Backwater effects from Green River).	From the confluence with Knoblick Creek to approximately 0.93 mile upstream of the confluence with Knoblick Creek.	+387	Unincorporated Areas of Webster County.
Deer Creek (Backwater effects from Green River).	From the confluence with East Fork Deer Creek to approximately 1.5 mile upstream of the confluence with East Fork Deer Creek.	+387	Unincorporated Areas of Webster County.
East Fork Deer Creek Tributary 1 (Backwater effects from Green River).	From the confluence with Deer Creek to approximately 2.7 miles upstream of the confluence with Deer Creek.	+387	Unincorporated Areas of Webster County.
Green River .....	At approximately 1.5 mile downstream of the confluence with Groves Creek.	+386	City of Sebree, Unincorporated Areas of Webster County.