

error to a website address. Therefore, we are correcting the website address from “[https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational\\_Resources](https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational_Resources)” to “[https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational\\_Resources](https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational_Resources).”

On page 67194, in the first column, we inadvertently made a typographical error by including an incorrect symbol ( $\gamma$ ) to the phrase “100 cells/ $\gamma$ L or  $>0.1 \times 10^6$ /L.” In addition, the font size of this phrase inadvertently appears larger than the standard **Federal Register** text. Therefore, we are correcting these errors by replacing the phrase “100 cells/ $\gamma$ L or  $>0.1 \times 10^6$ /L” to “ $>100$  cells/ $\mu$ L or  $>0.1 \times 10^6$ /L”.

On page 67195, in the third column, we inadvertently made a typographical error by including an incorrect symbol ( $\gamma$ ) to the phrase “( $>100$  cells/ $\gamma$ L,  $>50$  percent PMN).<sup>46</sup>”. In addition, the font size of this phrase is inadvertently larger than the standard **Federal Register** text. Therefore, we are correcting these errors by replacing the phrase “( $>100$  cells/ $\gamma$ L,  $>50$  percent PMN).<sup>46</sup>” to “( $>100$  cells/ $\mu$ L,  $>50$  percent PMN).<sup>46</sup>”.

### III. Waiver of Proposed Rulemaking and Delay in Effective Date

Under 5 U.S.C. 553(b) of the Administrative Procedure Act (APA), the agency is required to publish a notice of the proposed rule in the **Federal Register** before the provisions of a rule take effect. Similarly, section 1871(b)(1) of the Social Security Act (the Act) requires the Secretary to provide for notice of the proposed rule in the **Federal Register** and provide a period of not less than 60 days for public comment. In addition, section 553(d) of the APA, and section 1871(e)(1)(B)(i) mandate a 30-day delay in effective date after issuance or publication of a rule. Sections 553(b)(B) and 553(d)(3) of the APA provide for exceptions from the notice and comment and delay in effective date of the APA requirements; in cases in which these exceptions apply, sections 1871(b)(2)(C) and 1871(e)(1)(B)(ii) of the Act provide exceptions from the notice and 60-day comment period and delay in effective date requirements of the Act as well. Section 553(b)(B) of the APA and section 1871(b)(2)(C) of the Act authorize an agency to dispense with normal rulemaking requirements for good cause if the agency makes a finding that the notice and comment process is impracticable, unnecessary, or contrary to the public interest. In addition, both section 553(d)(3) of the APA and section 1871(e)(1)(B)(ii) of the Act allow the agency to avoid the 30-

day delay in effective date where such delay is contrary to the public interest and an agency includes a statement of support.

We believe that this correcting document does not constitute a rule that would be subject to the notice and comment or delayed effective date requirements. This document corrects typographic errors and does not make substantive changes to the policies or payment methodologies that were adopted in the CY 2023 ESRD PPS final rule. Thus, this correcting document is intended to ensure that the information is accurately reflected in the final rule.

Even if this were a rulemaking to which the notice and comment and delayed effective date requirements applied, we find that there is good cause to waive such requirements.

Undertaking further notice and comment procedures to incorporate the corrections in this document into the CY 2023 ESRD PPS final rule or delaying the effective date of the correction would be contrary to the public interest because it is in the public interest to ensure that the rule accurately reflects our policies as of the date they take effect. Further, such procedures would be unnecessary because we are not making any substantive revisions to the final rule, but rather, we are simply correcting the **Federal Register** document to reflect the policies that we previously proposed, received public comment on, and subsequently finalized in the CY 2023 ESRD PPS final rule. For these reasons, we believe there is good cause to waive the requirements for notice and comment and delay in effective date.

### IV. Correction of Errors

In FR Doc. 2022–23778 of November 7, 2022 (87 FR 67136), make the following corrections:

1. On page 67170, in the second column; in footnote 14, at the bottom of the page, the website address “[https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational\\_Resources](https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational_Resources)” is corrected to read “[https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational\\_Resources](https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational_Resources).”.

2. On page 67171, in the first column; in footnote 15, at the bottom of the page, the website address “[https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational\\_Resources](https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational_Resources)” is corrected to read “[https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational\\_Resources](https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational_Resources).”.

3. On page 67171, in the second column; in footnote 16, at the bottom of the page, the website address “[https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational\\_Resources](https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational_Resources)” is corrected to read “[https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational\\_Resources](https://www.cms.gov/Medicare/Medicare-Fee-for-Service-Payment/ESRDpayment/Educational_Resources).”.

4. On page 67194, in the first column; in the first complete paragraph, in line 22, the phrase “100 cells/ $\gamma$ L or  $>0.1 \times 10^6$ /L” is corrected to read “ $>100$  cells/ $\mu$ L or  $>0.1 \times 10^6$ /L”.

5. On page 67195, in the third column; in the first paragraph, in line 11, the phrase “( $>100$  cells/ $\gamma$ L,  $>50$  percent PMN).<sup>46</sup>” is corrected to read “( $>100$  cells/ $\mu$ L,  $>50$  percent PMN).<sup>46</sup>”.

Elizabeth J. Gramling,

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

[FR Doc. 2022–28364 Filed 12–29–22; 8:45 am]

BILLING CODE 4120–01–P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MB Docket No. 22–117; RM–11923; DA 22–1231; FR ID 117280]

### Television Broadcasting Services Great Falls, Montana

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** On March 10, 2022, the Media Bureau, Video Division (Bureau) issued a *Notice of Proposed Rulemaking* (NPRM) in response to a petition for rulemaking filed by Scripps Broadcasting Holdings LLC (Petitioner), the licensee of KRTV(TV) (Station), channel 7, Great Falls, Montana, requesting the substitution of channel 22 for channel 7 at Great Falls in the Table of Allotments. For the reasons set forth in the *Report and Order* referenced below, the Bureau amends FCC regulations to substitute channel 22 for channel 7 at Great Falls.

**DATES:** Effective December 30, 2022.

**FOR FURTHER INFORMATION CONTACT:** Joyce Bernstein, Media Bureau, at (202) 418–1647 or [Joyce.Bernstein@fcc.gov](mailto:Joyce.Bernstein@fcc.gov).

**SUPPLEMENTARY INFORMATION:** The proposed rule was published at 87 FR 16157 on March 22, 2022. The Petitioner filed comments in support of the petition reaffirming its commitment to apply for channel 22. No other comments were filed.

The *Report and Order* substitutes channel 22 for channel 7 at Great Falls, Montana. According to the Petitioner, it has received many complaints from viewers unable to receive a reliable signal on VHF channel 7, and the Commission has recognized that VHF channels have certain characteristics that pose challenges for their use in providing digital television service. The Engineering Statement provided with the Petition confirmed that the proposed channel 22 contour would continue to reach virtually all of the population within the Station's current service area and fully cover the city of Great Falls. An analysis using the Commission's *TVStudy* software tool indicates that KRTV's move from channel 7 to channel 22 is predicted to create a small area where 554 persons are predicted to lose service. The loss area, however, is partially overlapped by the noise limited contour of other Scripps owned CBS affiliated stations. Once those other sources of CBS programming are factored into the loss analysis, the new loss area that would be created by the proposed channel substitution would contain only 255 persons, which is a level of service loss the Commission considers to be *de minimis*. Concurrence from the Canadian government was required and has been obtained.

This is a synopsis of the Commission's *Report and Order*, MB Docket No. 22–117; RM–11923; DA 22–1231, adopted November 29, 2022, and released November 29, 2022. The full text of this document is available for download at <https://www.fcc.gov/edocs>. To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an email to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at 202–418–0530 (voice), 202–418–0432 (tty).

This document does not contain information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104–13. In addition, therefore, it does not contain any proposed information collection burden “for small business concerns with fewer than 25 employees,” pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107–198, *see* 44 U.S.C. 3506(c)(4). Provisions of the Regulatory Flexibility Act of 1980, 5 U.S.C. 601–612, do not apply to this proceeding.

The Commission will send a copy of this *Report and Order* in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, *see* 5 U.S.C. 801(a)(1)(A).

#### List of Subjects in 47 CFR Part 73

Television.

Federal Communications Commission.

**Thomas Horan,**

*Chief of Staff, Media Bureau.*

#### Final Rule

For the reasons discussed in the preamble, the Federal Communications Commission amends 47 CFR part 73 as follows:

#### PART 73—RADIO BROADCAST SERVICE

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

**Authority:** 47 U.S.C. 154, 155, 301, 303, 307, 309, 310, 334, 336, 339.

- 2. In § 73.622(j), amend the Table of Allotments, under Montana, by revising the entry for Great Falls to read as follows:

#### § 73.622 Digital television table of allotments.

\* \* \* \* \*

(j) \* \* \*

Community			Channel No.		
*	*	*	*	*	*
<b>MONTANA</b>					
*	*	*	*	*	*
Great Falls	.....		8, 17,	* 21, 22, 26	
*	*	*	*	*	*

[FR Doc. 2022–28312 Filed 12–29–22; 8:45 am]

**BILLING CODE 6712–01–P**

#### DEPARTMENT OF COMMERCE

##### National Oceanic and Atmospheric Administration

#### 50 CFR Part 660

[Docket No. 221206–0261]

**RIN 0648–BL48**

#### Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Pacific Coast Groundfish Fishery Management Plan; Amendment 30; 2023–24 Biennial Specifications and Management Measures

#### Correction

In rule document 2022–26904, appearing on pages 77007 through 77036, in the issue of Friday, December 16, 2022 make the following change:

#### § 660.74 Latitude/longitude coordinates defining the 180 fm (329 m) through 250 fm (457 m) depth contours [Corrected]

- On page 77022, in “Table 1b. to Part 660, Subpart C—2023”, in the second column, titled “Area”, the fourteenth line for “Longspine thornyhead” should read, “N of 34°27’ N. lat.”

[FR Doc. C1–2022–26904 Filed 12–29–22; 8:45 am]

**BILLING CODE 0099–10–P**