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Reports Clearance Officer, Centers for Disease Control and Prevention.

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Medicare & Medicaid Services

[CMS-1357-N]

RIN 0938-AQ97

Medicare Program; Hospital Inpatient Prospective Payment Systems for Acute Care Hospitals and Fiscal Year 2011 Final Wage Indices Implementing the Medicare and Medicaid Extenders Act

AGENCY: Centers for Medicare & Medicaid Services (CMS), HHS.

ACTION: Notice.

SUMMARY: This notice contains the final fiscal year (FY) 2011 wage indices and hospital reclassifications and other related tables which reflect changes required by or resulting from the implementation of section 102 of the Medicare and Medicaid Extenders Act of 2010. MMEA requires the extension of the expiration date for certain geographic reclassifications and special exception wage indices through September 30, 2011.

DATES: *Applicability Date:* The revised wage indices for section 508 and special exception providers published in this notice are applicable for discharges on or after October 1, 2010 and on or before September 30, 2011. Certain hospitals that are not section 508/special exception providers, but that are located in areas affected by section 102 of the MMEA, are also identified in this notice, and will be paid based on the revised wage index published in this notice for discharges on or after April 1, 2011 and on or before September 30, 2011.

FOR FURTHER INFORMATION CONTACT: Brian Slater, (410) 786-5229.

SUPPLEMENTARY INFORMATION:

I. Background

The final rule setting forth the Medicare fiscal year (FY) 2011 hospital inpatient prospective payment systems (IPPS) for acute care hospitals and the long-term care hospital prospective payment system (LTCH PPS) (hereinafter referred to as the FY 2011 IPPS/LTCHPPS final rule) appeared in the August 16, 2010 **Federal Register** (75 FR 50042) and we subsequently

corrected this final rule in an October 1, 2010 **Federal Register** notice (75 FR 60640).

On December 15, 2010, the Medicare and Medicaid Extenders Act (MMEA) of 2010 (Pub. L. 111-309) was enacted. Section 102 of the MMEA extends section 508 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 (MMA) (Pub. L. 108-173) reclassifications and certain additional special exceptions through September 30, 2011. This notice addresses the provisions of the MMEA that impact the FY 2011 IPPS final wage index tables.

II. Provisions of this Notice

A. Section 508 Extension

Section 102 of the MMEA of 2010, extends through the end of FY 2011 wage index reclassifications under section 508 of the MMA and certain special exceptions (for example, those special exceptions contained in the final rule that appeared in the **Federal Register** (69 FR 49105 and 49107) extended under section 117 of the Medicare, Medicaid and SCHIP Extension Act (MMSEA) of 2007 (Pub. L. 110-173) and further extended under section 124 of the Medicare Improvements for Patients and Providers Act of 2008 (MIPPA) (Pub. L. 110-275) and section 3137(a) of the Patient Protection and Affordable Care Act (PPACA) (Pub. L. 111-148) as amended by section 10317 of the Health Care and Education Reconciliation Act of 2010 (HCERA), (Pub. L. 111-152 enacted on March 30, 2010). (These public laws are collectively known as the Affordable Care Act (ACA).)

Under section 508 of MMA, a qualifying hospital could appeal the wage index classification otherwise applicable to the hospital and apply for reclassification to another area of the State in which the hospital is located or, at the discretion of the Secretary, to an area within a contiguous State. We implemented this process through notices published in the **Federal Register** on January 6, 2004 (69 FR 661), and February 13, 2004 (69 FR 7340). Such reclassifications were applicable to discharges occurring during the 3-year period beginning April 1, 2004, and ending March 31, 2007. Section 106(a) of the Medicare Improvements and Extension Act, Division B of the Tax Relief and Health Care Act of 2006 (MIEA-TRHCA) extended the geographic reclassifications of hospitals that were made under section 508 of the MMA. In the March 23, 2007 **Federal Register** (72 FR 3799), we published a notice that indicated how we were implementing section 106(a) of the

MIEA-TRHCA through September 30, 2007. Section 117 of the MMSEA further extended section 508 reclassifications and certain special exceptions through September 30, 2008. On February 22, 2008 in the **Federal Register** (73 FR 9807), we published a notice regarding our implementation of section 117 of the MMSEA. In the October 3, 2008 **Federal Register** (73 FR 57888), we published a notice regarding our implementation of section 124 of MIPPA, which extended section 508 reclassifications and certain special exceptions through September 30, 2009. In the June 2, 2010 **Federal Register** (75 FR 31118), we explained our implementation of section 3137(a) of the ACA, as amended by section 10317 of ACA, which further extended section 508 reclassifications and certain special exceptions through the end of FY 2010.

Section 102 of the MMEA has extended the hospital reclassifications originally received under section 508 and certain special exceptions through September 30, 2011 (FY 2011). Furthermore, effective April 1, 2011, section 102 of the MMEA also requires that in determining the wage index applicable to hospitals that qualify for wage index reclassification, the Secretary shall remove the section 508 and special exception hospitals' wage data from the calculation of the reclassified wage index if doing so increases the reclassified wage index. If the section 508 or special exception hospital's wage index applicable for the period beginning on October 1, 2010, and ending on March 30, 2011, is lower than for the period beginning on April 1, 2011, and ending on September 30, 2011, the Secretary shall pay the hospital an additional amount that reflects the difference between the wage indices for the two periods. As a result of these changes, we have recalculated certain wage index values to account for the new legislation.

Hospitals receiving an extension of their section 508 reclassifications or special exceptions wage indices are shown in Table 9B of the Addendum to this notice. Please note we are not making reclassification decisions on behalf of hospitals in this extension as we did with the MIPPA provision. (Because MIPPA was enacted prior to the finalization of the FY 2009 rates, we were able to modify reclassifications that had not yet taken effect. In contrast, MMEA was enacted in the middle of the fiscal year, and reclassifications are already in effect). Also, as explained in this notice, in cases where we have removed section 508/special exception hospital data from the reclassification wage index (effective April 1), we have

done so only where the labor market area includes hospitals that have 508 reclassifications/special exceptions extended, or where an extended hospital was reclassified to such area for FY 2011.

When originally implementing section 508 of the MMA, we required each hospital to submit a request in writing by February 15, 2004, to the Medicare Geographic Classification Review Board (MGCRB), with a copy to CMS. We will neither require nor accept written requests for the extension required by MMEA, since that law simply provides a 1 year continuation through the end of FY 2011 for any section 508 reclassifications and special exceptions wage indices that expired September 30, 2010.

B. FY 2011 Final Wage Indices

The FY 2011 final wage index values and geographic adjustment factors (GAF) for hospitals affected by section 102 of the MMEA are included in Tables 2, 4C, and 9B of the Addendum to this notice, as well as in a Table showing the hospitals that have been removed from Table 9A. These tables also are posted on our Web site at <http://www.cms.hhs.gov/AcuteInpatientPPS/>. Table 2 of the Addendum to this notice includes the final wage index values for: (1) Section 508 and special exception hospitals; and (2) other hospitals affected by the extension. Table 4C of the Addendum to this notice lists the revised final wage index and GAF values for certain hospitals that are reclassified, for hospitals that have not had their section 508 reclassifications or special exceptions extended, will be effective April 1, 2011. The revised Table 9A of the Addendum lists hospitals removed from the table due to the enactment of section 102 of MMEA. In addition, Table 9B of the Addendum to this notice lists hospitals that are section 508 and special exception providers that have been extended until September 30, 2011. Please note that some hospitals that might otherwise qualify for an extension of their section 508 reclassification or special exception have not been so extended for FY 2011, because they are receiving a higher wage index as a result of maintaining their MGCRB reclassification or due to section 10324 of the ACA which provides for a floor (of 1.0) on the area wage index for hospitals in Frontier States. Therefore, in keeping with our historic practice, these providers continue to receive the wage index published in the FY 2011 IPPS/LTCH PPS final rule, or subsequent correction notice (published on October 1, 2010),

and are neither removed from Table 9A nor listed in Table 9B.

III. Collection of Information Requirements

This document does not impose information collection and recordkeeping requirements. Consequently, it need not be reviewed by the Office of Management and Budget under the authority of the Paperwork Reduction Act of 1995 (44 U.S.C. chapter 35).

IV. Waiver of Proposed Rulemaking and Delay of Effective Date

We ordinarily publish a notice of proposed rulemaking in the **Federal Register** and invite public comment prior to a rule taking effect in accordance with section 553(b) of the Administrative Procedure Act (APA) and section 1871 of the Act. In addition, in accordance with section 553(d) of the APA and section 1871(e)(1)(B)(i) of the Act, we ordinarily provide a 30-day delay to a substantive rule's effective date. For substantive rules that constitute major rules, in accordance with 5 U.S.C. 801, we ordinarily provide a 60-day delay in the effective date.

None of the above processes or effective date requirements apply, however, when the rule in question is interpretive, a general statement of policy, or a rule of agency organization, procedure or practice. They also do not apply when the Congress itself has created the rules that are to be applied, leaving no discretion or gaps for an agency to fill in through rulemaking.

In addition, an agency may waive notice and comment rulemaking, as well as any delay in effective date, when the agency for good cause finds that notice and public comment on the rule as well as the effective date delay are impracticable, unnecessary, or contrary to the public interest. In cases where an agency finds good cause, the agency must incorporate a statement of this finding and its reasons in the rule issued.

The policies being publicized in this notice do not constitute agency rulemaking. Rather, the Congress, in the MMEA, has already required that the agency make these changes, and we are simply notifying the public of certain required revisions to wage index values that are effective either October 1, 2010 (or for certain affected non-508 hospitals April 1, 2011). As this notice merely informs the public of these required modifications to the wage index values under the IPPS, it is not a rule and does not require any notice and comment rulemaking. To the extent any of the policies articulated in this notice

constitute interpretations of the Congress's requirements or procedures that will be used to implement the Congress's directive; they are interpretive rules, general statements of policy, and/or rules of agency procedure or practice, which are not subject to notice-and-comment rulemaking or a delayed effective date.

However, to the extent that notice and comment rulemaking or a delay in effective date or both would otherwise apply, we find good cause to waive such requirements. Specifically, we find it unnecessary to undertake notice and comment rulemaking in this instance as this notice does not propose to make any substantive changes to IPPS policies or methodologies already in effect as a matter of law, but simply applies rate adjustments required by MMEA to these existing policies and methodologies. Therefore, we would be unable to change any of the policies governing the IPPS for FY 2011 in response to public comment on this notice. Finally, even if any of the policies could be subject to change, as many of the changes outlined in this notice have already taken effect or must take effect within a very short period of time after enactment of the MMEA (that is, by April 1, 2011—approximately 3 months after enactment), it would also be impracticable to undertake notice and comment rulemaking. For these reasons, we also find that a waiver of any delay in effective date, if it were otherwise applicable, is necessary to comply with the requirements of the MMEA. Therefore, we find good cause to waive notice and comment procedures as well as any delay in effective date, if such procedures or delays are required at all.

V. Regulatory Impact Analysis

A. Introduction

We have examined the impacts of this notice as required by Executive Order 12866 on Regulatory Planning and Review (September 30, 1993), Executive Order 13563 on Improving Regulation and Regulatory Review (January 18, 2011), the Regulatory Flexibility Act (RFA) (September 19, 1980, Pub. L. 96–354), section 1102(b) of the Social Security Act, section 202 of the Unfunded Mandates Reform Act of 1995 (Pub. L. 104–4), Executive Order 13132 on Federalism (August 4, 1999), and the Congressional Review Act (5 U.S.C. 804(2)).

Executive Orders 12866 and 13563 direct agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits

(including potential economic, environmental, public health and safety effects, distributive impacts, and equity). Executive Order 13563 emphasizes the importance of quantifying both costs and benefits, of reducing costs, of harmonizing rules, and of promoting flexibility. A regulatory impact analysis (RIA) must be prepared for regulatory actions with economically significant effects (\$100 million or more in any 1 year). This notice has been designated an “economically” significant regulatory action, under section 3(f)(1) of Executive Order 12866. Therefore, although we do not consider this notice to constitute a substantive rule, we have prepared a RIA, that to the best of our ability, presents the costs and benefits of this notice. In accordance with Executive Order 12866, the notice has been reviewed by the Office of Management and Budget.

The RFA requires agencies to analyze options for regulatory relief of small businesses, if a rule has a significant impact on a substantial number of small entities. For purposes of the RFA, small entities include small businesses, nonprofit organizations, and small government jurisdictions. We estimate that most hospitals and most other providers and suppliers are small entities as that term is used in the RFA. The great majority of hospitals and most other health care providers and suppliers are small entities, either by being nonprofit organizations or by meeting the SBA definition of a small business (having revenues of less than \$7.5 to \$34.5 million in any 1 year). (For details on the latest standard for health care providers, we refer readers to page 33 of the Table of Small Business Size Standards at the Small Business Administration's Web site at <http://www.sba.gov/services/contractingopportunities/sizestandardstopics/tableofsize/index.html>.) For purposes of the RFA, all hospitals and other providers and suppliers are considered to be small entities. Individuals and States are not included in the definition of a small entity. We believe that this notice will have a significant impact on small entities. Because we acknowledge that many of the affected entities are small entities, the analysis discussed in this section would fulfill any requirement for a final regulatory flexibility analysis.

In addition, section 1102(b) of the Act requires us to prepare a regulatory impact analysis if a rule may have a significant impact on the operations of a substantial number of small rural hospitals. This analysis must conform to the provisions of section 604 of the

RFA. With the exception of hospitals located in certain New England counties, for purposes of section 1102(b) of the Act, we now define a small rural hospital as a hospital that is located outside of an urban area and has fewer than 100 beds. Section 601(g) of the Social Security Amendments of 1983 (Pub. L. 98–21) designated hospitals in certain New England counties as belonging to the adjacent urban area. Thus, for purposes of the IPPS, we continue to classify these hospitals as urban hospitals.

Section 202 of the Unfunded Mandates Reform Act of 1995 (UMRA) (Pub. L. 104–4) also requires that agencies assess anticipated costs and benefits before issuing any rule whose mandates require spending in any 1 year of \$100 million in 1995 dollars, updated annually for inflation. In 2011, that threshold is approximately \$136 million. This notice will not mandate any requirements for State, local, or Tribal governments, nor will it affect private sector costs. Executive Order 13132 establishes certain requirements that an agency must meet when it promulgates a proposed rule (and subsequent final rule) that imposes substantial direct requirement costs on State and local governments, preempts State law, or otherwise has Federalism implications. This notice will not have a substantial effect on State and local governments.

Although this notice merely reflects the implementation of provisions of the MMEA and does not constitute a substantive rule, we are nevertheless preparing this impact analysis in the interest of ensuring that the impacts of these changes are fully understood. The following analysis, in conjunction with the remainder of this document, demonstrates that this notice is consistent with the regulatory philosophy and principles identified in Executive Order 12866 and 13563, the RFA, and section 1102(b) of the Act. The notice will positively affect payments to a substantial number of small rural hospitals, as well as other classes of hospitals, and the effects on some hospitals may be significant. The impact analysis, which shows the effect on all payments to hospitals, is shown in Table I of this notice.

B. Statement of Need

This notice is necessary to update the final fiscal year (FY) 2011 wage indices and hospital reclassifications and other related tables to reflect changes required by or resulting from the implementation of section 102 of the MMEA. MMEA requires the extension of the expiration date for certain geographic

reclassifications and special exception wage indices through September 30, 2011. We note that the changes in this notice are already in effect with changes made to PRICER and announced through a Joint Signature Memorandum.

C. Overall Impact

The FY 2011 IPPS final rule included an impact analysis for the changes to the IPPS included in that rule. This notice updates those impacts to the IPPS operating payment system as to reflect certain changes required by the MMEA. Because provisions in the MMEA were not budget neutral, the overall estimates for hospitals have changed from our estimate that was published in the FY 2011 IPPS final rule (75 FR 50042). We estimate that the changes in the FY 2011 IPPS final rule, in conjunction with the final IPPS rates and wage index included in this notice, will result in an approximate \$279 million decrease in total operating payments relative to FY 2010. In the FY 2011 IPPS final rule (75 FR 50042), we had projected that total operating payments would decrease by \$440 million relative to FY 2010. However, the changes in this notice will increase operating payments by \$162 million relative to what was projected in the FY 2011 IPPS final rule, resulting in a net decrease of \$279 million in total operating payments. Capital payments are estimated to increase by an additional \$13.6 million in FY 2011 as a result of the changes in this notice.

D. Anticipated Effects

In Table I, we provide an impact analysis for changes to the IPPS operating payments in FY 2011 as a result of the changes required by the MMEA. The table categorizes hospitals by various geographic and special payment consideration groups to illustrate the varying impacts on different types of hospitals. The first row of Table I shows the overall impact on the 3,472 acute care hospitals included in the analysis. The impact analysis reflects the change in estimated operating payments in FY 2011 due to the provisions in the MMEA relative to estimated FY 2011 operating payments published in the FY 2011 IPPS final rule (75 FR 50042). Overall, all hospitals will experience an estimated 0.2 percent increase in operating payments in FY 2011 due to the provisions in MMEA compared to the previous estimates of operating payments in FY 2011 published in the FY 2011 IPPS final rule. Because the provisions in the MMEA were not budget neutral, all hospitals, depending on whether they were affected by the provisions in the MMEA, will either experience no

change or an increase in IPPS operating payments in FY 2011 in this notice relative to the previously published estimates. As such, hospitals located in urban areas will experience a 0.2 percent increase in payments while hospitals located in rural areas will not experience any change in payments in

FY 2011 due to the provisions in this notice as compared to the estimated payments provided in the FY 2011 IPPS final rule. Among the hospitals that are subject to the changes in this notice, hospitals will experience a net effect increase in payments ranging from 0.1 percent to 0.4 percent where urban

Middle Atlantic hospitals, urban East North Central hospitals and urban reclassified hospitals are expected to experience the largest net increase in operating payments of 0.4 percent in FY 2011.

TABLE I—IMPACT ANALYSIS OF CHANGES FOR FY 2011 ACUTE CARE HOSPITAL OPERATING PROSPECTIVE PAYMENT SYSTEM

	Number of hospitals	Percent net effect of all changes for FY 2011
All Hospitals	3472	0.2
By Geographic Location:		
Urban hospitals	2494	0.2
Large urban areas	1362	0.2
Other urban areas	1132	0.2
Rural hospitals	978	0
Bed Size (Urban):		
0–99 beds	622	0.1
100–199 beds	785	0.2
200–299 beds	460	0.2
300–499 beds	430	0.2
500 or more beds	197	0.2
Bed Size (Rural):		
0–49 beds	348	0
50–99 beds	368	0
100–149 beds	156	0
150–199 beds	60	0
200 or more beds	46	0
Urban by Region:		
New England	121	0.3
Middle Atlantic	330	0.4
South Atlantic	382	0
East North Central	403	0.4
East South Central	155	0
West North Central	167	0
West South Central	336	0
Mountain	161	0
Pacific	389	0.1
Puerto Rico	50	0
Rural by Region:		
New England	24	0
Middle Atlantic	70	0.1
South Atlantic	165	0
East North Central	121	0
East South Central	176	0
West North Central	100	0.1
West South Central	219	0
Mountain	72	0
Pacific	31	0
By Payment Classification:		
Urban hospitals	2551	0.2
Large urban areas	1404	0.2
Other urban areas	1147	0.2
Rural areas	921	0
Teaching Status:		
Nonteaching	2429	0.1
Fewer than 100 residents	805	0.2
100 or more residents	238	0.3
Urban DSH:		
Non-DSH	779	0.2
100 or more beds	1531	0.2
Less than 100 beds	356	0.1
Rural DSH:		
SCH	423	0
RRC	212	0
100 or more beds	30	0.2
Less than 100 beds	141	0.2
Urban teaching and DSH:		

TABLE I—IMPACT ANALYSIS OF CHANGES FOR FY 2011 ACUTE CARE HOSPITAL OPERATING PROSPECTIVE PAYMENT SYSTEM—Continued

	Number of hospitals	Percent net effect of all changes for FY 2011
Both teaching and DSH	818	0.2
Teaching and no DSH	161	0.3
No teaching and DSH	1069	0
No teaching and no DSH	503	0.2
Special Hospital Types:		
RRC	180	0.1
SCH	332	0
MDH	194	0
SCH and RRC	117	0
MDH and RRC	13	0
Type of Ownership:		
Voluntary	1990	0.2
Proprietary	859	0.1
Government	586	0
Medicare Utilization as a Percent of Inpatient Days:		
0–25	353	0
25–50	1593	0.2
50–65	1203	0.2
Over 65	233	0.2
FY 2011 Reclassifications by the Medicare Geographic Classification Review Board:		
All Reclassified Hospitals	773	0.3
Non-Reclassified Hospitals	2699	0.1
Urban Hospitals Reclassified	442	0.4
Urban Nonreclassified Hospitals, FY 2011	2022	0.1
All Rural Hospitals Reclassified FY 2011	331	0
Rural Nonreclassified Hospitals FY 2011	585	0.1
All Section 401 Reclassified Hospitals:	37	0
Other Reclassified Hospitals (Section 1886(d)(8)(B))	63	0
Specialty Hospitals:		
Cardiac Specialty Hospitals	19	0

E. Alternatives Considered

This notice provides descriptions of the statutory provisions that are addressed and identifies policies for implementing these provisions. Due to the prescriptive nature of the statutory provisions, no alternatives were considered.

F. Accounting Statement and Table

1. Acute Care Hospitals

As required by OMB Circular A–4 (available at <http://www.whitehouse.gov/omb/circulars/a004/a-4.pdf>), in Table II, we have prepared an accounting statement showing the classification of expenditures associated with the provisions of this notice as they relate to acute care hospitals. This table provides our best estimate of the change in Medicare payments to providers as a result of the changes to the IPPS presented in this notice. All expenditures are classified as transfers from the Federal government to Medicare providers. As previously discussed, relative to what was projected in the FY 2011 IPPS final rule, the changes in this notice will increase FY 2011 operating payments by \$162

million and capital payments by \$14 million. Thus, the total increase in Federal expenditures for FY 2011 is approximately \$176 million.

TABLE II—ACCOUNTING STATEMENT: CLASSIFICATION OF ESTIMATED EXPENDITURES UNDER THE IPPS FROM PUBLISHED FY 2011 TO REVISED FY 2011

Category	Transfers
Annualized Monetized Transfers.	\$176 million
From Whom to Whom.	Federal Government to IPPS Medicare Providers
Total	\$176 million

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

Dated: March 3, 2011.

Donald M. Berwick,
Administrator, Centers for Medicare & Medicaid Services.

Approved: April 1, 2011.

Kathleen Sebelius,
Secretary, Department of Health and Human Services.

Addendum

This addendum includes tables referred to throughout the notice which contain data relating to the final FY 2010 wage indices and the hospital reclassifications and payment amounts for operating costs discussed in section II. of this notice.

TABLE 2A—REVISED FY 2011 WAGE INDEX VALUES FOR SECTION 508/ SPECIAL EXCEPTION HOSPITALS (Effective October 1, 2010 through September 30, 2011).

CMS certification No.	Revised FY 2011 wage index
010150	0.8567
020008	1.2776
050549	1.5477
060075	1.1429

TABLE 2A—REVISED FY 2011 WAGE INDEX VALUES FOR SECTION 508/ SPECIAL EXCEPTION HOSPITALS—Continued

(Effective October 1, 2010 through September 30, 2011).

CMS certification No.	Revised FY 2011 wage index
070005	1.2529
070006 *	1.2867
070010	1.2867
070016	1.2529
070017	1.2529
070018 *	1.2867
070019	1.2529
070022	1.2529
070028	1.2867
070031	1.2529
070034 *	1.2867
070036	1.3329
070039	1.2529
150034	1.0386
160040	0.8759
160064	0.9501
160067	0.8759
160110	0.8759
220046	1.1629
230003	0.9930
230004	0.9930
230013	1.0781
230019	1.0781
230020	1.0057
230024	1.0057
230029	1.0781
230036	1.0781
230038	0.9930
230053	1.0057
230059	0.9930
230066	0.9930
230071	1.0781
230072	0.9930
230089	1.0057
230097	0.9930
230104	1.0057
230106	0.9930
230130	1.0781
230135	1.0057
230146	1.0057
230151	1.0781
230165	1.0057
230174	0.9930
230176	1.0057
230207	1.0781
230236	0.9930
230254	1.0781
230269	1.0781
230270	1.0057
230273	1.0057
230277	1.0781
250002	0.8443
250078 *	0.8443

TABLE 2A—REVISED FY 2011 WAGE INDEX VALUES FOR SECTION 508/ SPECIAL EXCEPTION HOSPITALS—Continued

(Effective October 1, 2010 through September 30, 2011).

CMS certification No.	Revised FY 2011 wage index
250122	0.8443
310021	1.2867
310028	1.2867
310050	1.2867
310051	1.2867
310060	1.2867
310115	1.2867
310120	1.2867
330023 *	1.2867
330049	1.2867
330067 *	1.2867
330106	1.4341
330126	1.2867
330135	1.2867
330205	1.2867
330264	1.2529
340002	0.9087
390001	0.9370
390003	0.9370
390045 **	0.9370
390072	0.9370
390095	0.9370
390119	0.9370
390137	0.9370
390169	0.9370
390185	0.9852
390192	0.9370
390237	0.9370
390270	0.9852
430005	1.0934
470003	1.1629
490001	0.8514
530015	1.0577

* These hospitals are assigned a wage index value under a special exceptions policy (see the FY 2005 IPPS final rule, 69 FR 49105).

** This hospital has been assigned a wage index under a special exceptions policy (see the FY 2007 IPPS final rule, 71 FR 48070).

TABLE 2B—REVISED FY 2011 WAGE INDEX VALUES FOR OTHER AFFECTED HOSPITALS

(Effective April 1, 2011 through September 30, 2011)

CMS certification No.	Revised FY 2011 wage index
070015	1.2867

TABLE 2B—REVISED FY 2011 WAGE INDEX VALUES FOR OTHER AFFECTED HOSPITALS—Continued

(Effective April 1, 2011 through September 30, 2011)

CMS certification No.	Revised FY 2011 wage index
070033	1.2867
070038	1.2529
140012	1.0386
140110	1.0386
140161	1.0386
150002	1.0386
150004	1.0386
150008	1.0386
150090	1.0386
150125	1.0386
150126	1.0386
150165	1.0386
150166	1.0386
150170	1.0386
230002	1.0057
230037	1.0057
230069	1.0781
230077	1.0781
230099	1.0057
230142	1.0057
230244	1.0057
230279	1.0781
230297	1.0057
230301	1.0781
230302	1.0781
250023	0.8443
250040	0.8443
250094	0.8443
250117	0.8443
310002	1.2867
310009	1.2867
310015	1.2867
310017	1.2867
310038	1.2867
310039	1.2867
310054	1.2867
310070	1.2867
310076	1.2867
310083	1.2867
310096	1.2867
310108	1.2867
310119	1.2867
330027	1.2867
330167	1.2867
330181	1.2867
330182	1.2867
330198	1.2867
330225	1.2867
330259	1.2867
330331	1.2867
330332	1.2867
330372	1.2867

TABLE 4C.—REVISED WAGE INDEX AND CAPITAL GEOGRAPHIC ADJUSTMENT FACTORS (GAF) FOR ACUTE CARE HOSPITALS THAT ARE RECLASSIFIED BY CBSA AND BY STATE—FY 2011

[Wage index includes rural floor budget neutrality adjustment]

CBSA code	Area	State	Revised wage index	Revised GAF
11460	Ann Arbor, MI	MI	1.0057	1.0039
16974	Chicago-Joliet-Naperville, IL	IL	1.0386	1.0263
22420	Flint, MI	MI	1.0781	1.0528
25060	Gulfport-Biloxi, MS	MS	0.8443	0.8906

TABLE 4C.—REVISED WAGE INDEX AND CAPITAL GEOGRAPHIC ADJUSTMENT FACTORS (GAF) FOR ACUTE CARE HOSPITALS THAT ARE RECLASSIFIED BY CBSA AND BY STATE—FY 2011—Continued

[Wage index includes rural floor budget neutrality adjustment]

CBSA code	Area	State	Revised wage index	Revised GAF
35004	Nassau-Suffolk, NY	NY	1.2529	1.1670
35644	New York-White Plains-Wayne, CT	CT	1.2867	1.1884
35644	New York-White Plains-Wayne, NJ	NJ	1.2867	1.1884
35644	New York-White Plains-Wayne, NY	NY	1.2867	1.1884

The following providers have been removed from Table 9A published in the FY 2011 IPPS/LTCH final rule (or in the October 1, 2010 correction notice to that final rule) due to the implementation of section 102 of the MMEA:

TABLE 9A—HOSPITAL RECLASSIFICATIONS AND REDESIGNATIONS WITHDRAWN/TERMINATED DUE TO SECTION 102 OF THE MMEA—FY 2011

CCN	Geographic CBSA	Reclassified CBSA	LUGAR
020008	02	11260	
060075	06	24300	
070005	35300	35004	
070006	14860	35644	
070010	14860	35644	
070016	35300	35004	
070017	35300	35004	
070018	14860	35644	
070019	35300	35004	
070022	35300	35004	
070028	14860	35644	
070031	35300	35004	
070034	14860	35644	
070036	25540	35300	
070039	35300	35004	
150034	23844	16974	
160064	16	24	
230003	26100	34740	
230013	47644	22420	
230019	47644	22420	
230020	19804	11460	
230024	19804	11460	
230029	47644	22420	
230036	23	13020	
230038	24340	34740	
230053	19804	11460	
230071	47644	22420	
230072	26100	34740	
230089	19804	11460	
230097	23	24340	
230104	19804	11460	
230106	24340	34740	
230130	47644	22420	
230135	19804	11460	
230146	19804	11460	
230151	47644	22420	
230165	19804	11460	
230174	26100	34740	
230176	19804	11460	
230207	47644	22420	
230236	24340	34740	
230254	47644	22420	
230269	47644	22420	
230270	19804	11460	
230273	19804	11460	
230277	47644	22420	
250002	25	22520	
250078	25620	25060	
310050	35084	35644	
330023	39100	35644	
330106	35004	35644	
330126	39100	35644	
390185	42540	10900	

TABLE 9B.—HOSPITAL RECLASSIFICATIONS AND REDESIGNATIONS BY INDIVIDUAL HOSPITAL UNDER SECTION 508 OF PUBLIC LAW 108–173—FY 2011

CCN	Note	Geographic CBSA	Wage index CBSA section 508 reclassi- fication	Own wage index
010150		17980	0.8567	.....
020008		02	.....	1.2776
050549		42220	1.5477	.....
060075		06	.....	1.1429
070005		35004	1.2529	.....
070006	*	35644	1.2867	.....
070010		35644	1.2867	.....
070016		35004	1.2529	.....
070017		35004	1.2529	.....
070018	*	35644	1.2867	.....
070019		35004	1.2529	.....
070022		35004	1.2529	.....
070028		35644	1.2867	.....
070031		35004	1.2529	.....
070034	*	35644	1.2867	.....
070036		25540	.....	1.3329
070039		35004	1.2529	.....
150034		16974	1.0386	.....
160040		16300	0.8759	.....
160064		16	.....	0.9501
160067		16300	0.8759	.....
160110		16300	0.8759	.....
220046		14484	1.1629	.....
230003		28020	0.9930	.....
230004		28020	0.9930	.....
230013		22420	1.0781	.....
230019		22420	1.0781	.....
230020		11460	1.0057	.....
230024		11460	1.0057	.....
230029		22420	1.0781	.....
230036		22420	1.0781	.....
230038		28020	0.9930	.....
230053		11460	1.0057	.....
230059		28020	0.9930	.....
230066		28020	0.9930	.....
230071		22420	1.0781	.....
230072		28020	0.9930	.....
230089		11460	1.0057	.....
230097		28020	0.9930	.....
230104		11460	1.0057	.....
230106		28020	0.9930	.....
230130		22420	1.0781	.....
230135		11460	1.0057	.....
230146		11460	1.0057	.....
230151		22420	1.0781	.....
230165		11460	1.0057	.....
230174		28020	0.9930	.....
230176		11460	1.0057	.....
230207		22420	1.0781	.....
230236		28020	0.9930	.....
230254		22420	1.0781	.....
230269		22420	1.0781	.....
230270		11460	1.0057	.....
230273		11460	1.0057	.....
230277		22420	1.0781	.....
250002		25060	0.8443	.....
250078	*	25060	0.8443	.....
250122		25060	0.8443	.....
310021		35644	1.2867	.....
310028		35644	1.2867	.....
310050		35644	1.2867	.....
310051		35644	1.2867	.....
310060		35644	1.2867	.....
310115		35644	1.2867	.....
310120		35644	1.2867	.....
330023	*	35644	1.2867	.....
330049		35644	1.2867	.....
330067	*	35644	1.2867	.....

TABLE 9B.—HOSPITAL RECLASSIFICATIONS AND REDESIGNATIONS BY INDIVIDUAL HOSPITAL UNDER SECTION 508 OF PUBLIC LAW 108–173—FY 2011—Continued

CCN	Note	Geographic CBSA	Wage index CBSA section 508 reclassification	Own wage index
330106		35004 .....	.....	1.4341
330126		35644	1.2867 .....	.....
330135		35644	1.2867 .....	.....
330205		35644	1.2867 .....	.....
330264		35004	1.2529 .....	.....
340002		16740	0.9087 .....	.....
390001		10900	0.9370 .....	.....
390003		10900	0.9370 .....	.....
390045	**	10900	0.9370 .....	.....
390072		10900	0.9370 .....	.....
390095		10900	0.9370 .....	.....
390119		10900	0.9370 .....	.....
390137		10900	0.9370 .....	.....
390169		10900	0.9370 .....	.....
390185		29540	0.9852 .....	.....
390192		10900	0.9370 .....	.....
390237		10900	0.9370 .....	.....
390270		29540	0.9852 .....	.....
430005		39660	1.0934 .....	.....
470003		14484	1.1629 .....	.....
490001		31340	0.8514 .....	.....
530015		53 .....	.....	1.0577

* These hospitals are assigned a wage index value under a special exceptions policy (see FY 2005 IPPS final rule, 69 FR 49105).

** This hospital has been assigned a wage index under a special exceptions policy (see FY 2007 IPPS final rule, 71 FR 48070).

[FR Doc. 2011–8209 Filed 4–6–11; 8:45 am]

BILLING CODE 4120–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket No. FDA–2011–N–0002]

The 14th Annual Food and Drug Administration-Orange County Regulatory Affairs Educational Conference in Irvine, California: New Regulatory Challenges

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice of conference.

The Food and Drug Administration (FDA) is announcing the following conference: 14th Annual Educational Conference co-sponsored with the Orange County Regulatory Affairs Discussion Group (OCRA). The conference is intended to provide the drug, device, biologics, and dietary supplement industries with an opportunity to interact with FDA reviewers and compliance officers from the centers and District Offices, as well as from other industry experts. The main focus of this interactive conference will be product approval, compliance, and risk management in the three medical product areas. Industry speakers, interactive Q & A, and

workshop sessions will also be included to assure open exchange and dialogue on the relevant regulatory issues.

Date and Time: The conference will be held on June 8 and 9, 2011, from 7:30 a.m. to 5 p.m.

Location: The conference will be held at the Irvine Marriott Hotel, 18000 Von Karman Ave., Irvine, CA 92612.

Contact: Linda Hartley, Office of Regulatory Affairs, Food and Drug Administration, 19701 Fairchild, Irvine, CA 92612, *Voice:* 949–608–4413, *Fax:* 949–608–4417; or Orange County Regulatory Affairs Discussion Group, Attention to Detail, 5319 University Dr., suite 641, Irvine, CA 92612, *Voice:* 949–387–9046, *Fax:* 949–387–9047, *Web site:* <http://www.ocra-dg.org>. (FDA has verified the Web site address, but FDA is not responsible for any subsequent changes to the Web site after this document publishes in the **Federal Register**.)

Registration and Meeting Information: See OCRA's Web site at <http://www.ocra-dg.org>. Contact Attention to Detail at 949–387–9046.

Before May 1, 2011, registrations fees are as follows: \$675.00 for members, \$725.00 for non-members and \$475.00 for FDA/Government/Students.* After May 1, 2011, \$725.00 for members, \$775.00 for non-members, and \$475.00 for FDA/Government/Students.*

* OCRA student rate applies to those individuals enrolled in a regulatory or

quality-related academic program at an accredited institution. Proof of enrollment required.

The registration fee will cover actual expenses including refreshments, lunch, materials, parking, and speaker expenses.

If you need special accommodations due to a disability, please contact Linda Hartley (*see Contact*) at least 10 days in advance.

Transcripts: Transcripts will not be available for the conference.

Dated: April 1, 2011.

Leslie Kux,

Acting Assistant Commissioner for Policy.

[FR Doc. 2011–8283 Filed 4–6–11; 8:45 am]

BILLING CODE 4160–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket No. FDA–2010–N–0443]

Cathryn Lyn Chatman (also known as Cathryn Lyn Garcia): Debarment Order

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is issuing an order under the Federal Food, Drug, and Cosmetic Act (the FD&C Act) debarring