

34A-11-2 through 34A-11-4, 34A-11-5, 34A-11-8 through 34A-11-12, 34A-11-13 through 34A-11-16, 34A-11-17 through 34A-11-19, 34A-11-21 and 34A-11-22; Chapter 34A-12, Regulated Substance Discharges, sections 34A-12-1(8), 34A-12-4, 34A-12-6, 34A-12-8 through 34A-12-13, 34A-12-13.1 and 34A-12-14.

(ix) SDCL, as amended, 2021 Revision, Title 37, Trade Regulation, Chapter 37-29, Uniform Trade Secrets Act, section 37-29-1(4).

(x) Administrative Rules of South Dakota (ARSD), Article 74:08, Administrative Fees, effective April 19, 2021: Chapter 74:08:01, Fees for Records Reproduction, sections 74:08:01:01, 74:08:01:03, 74:08:01:04, 74:08:01:05.

(3) *Related legal provisions.* The following statutory provisions are broader in scope than the Federal program, are not part of the authorized program, are not incorporated by reference, and are not federally enforceable:

(i) SDCL, as amended, 2021 Revision, Title 34A, Environmental Protection, Chapter 34A-11, Hazardous Waste Management, sections 34A-11-12.1, 34A-11-16.1, 34A-11-25 and 34A-11-26.

(ii) [Reserved]

(4) *Unauthorized State amendments.* South Dakota has adopted but is not authorized for the following Federal final rules:

(i) Hazardous Waste Management System; User Fees for the Electronic Waste Manifest System and Amendments to Manifest Regulations (Non-HSWA), published in the **Federal Register** of 1/3/18.

(ii) Management Standards for Hazardous Waste Pharmaceuticals and Amendment to the P075 Listing for Nicotine (HSWA/Non-HSWA), published in the **Federal Register** of 2/22/19.

(iii) Those Federal rules written under RCRA provisions that predate HSWA (non-HSWA) which the State has adopted, but for which it is not authorized, are not federally enforceable. In contrast, EPA will continue to enforce the Federal HSWA standards for which South Dakota is not authorized until the State receives specific authorization from EPA.

(5) *Memorandum of Agreement.* The Memorandum of Agreement between EPA Region 8 and the State of South Dakota, signed by the Secretary of the South Dakota Department of Agriculture and Natural Resources Secretary on March 20, 2023, and by the EPA Region 8 Regional Administrator on March 10, 2023, although not incorporated by reference, is referenced as part of the

authorized hazardous waste management program under subtitle C of RCRA, 42 U.S.C. 6921 *et seq.*

(6) *Statement of legal authority.* “Attorney General’s Statement for Final Authorization”, signed by the Attorney General of South Dakota on May 24, 1984, and revisions, supplements and addenda to that Statement dated January 14, 1991, September 11, 1992, September 25, 1992, April 1, 1993, September 24, 1993, December 29, 1994, September 5, 1995, October 23, 1997, October 27, 1997, October 28, 1997, November 5, 1999, June 26, 2000, June 18, 2002, October 19, 2004, May 11, 2009, May 5, 2015, and November 29, 2021, although not incorporated by reference, are referenced as part of the authorized hazardous waste management program under subtitle C of RCRA, 42 U.S.C. 6921 *et seq.*

(7) *Program Description.* The Program Description and any other materials submitted as supplements thereto, although not incorporated by reference, are referenced as part of the authorized hazardous waste management program under subtitle C of RCRA, 42 U.S.C. 6921 *et seq.*

■ 3. Amend appendix A to part 272 by revising the listing for “South Dakota” to read as follows:

#### Appendix A to Part 272—State Requirements

\* \* \* \* \*

##### South Dakota

The regulatory provisions include: Administrative Rules of South Dakota (ARSD), Article 74:28, Hazardous Waste, as amended effective April 19, 2021, adopting by reference the Federal regulations as of July 1, 2018, and 83 FR 61552 (November 30, 2018).

Sections 74:28:21:01 (except the reference to “260.4 and 260.5” at 74:28:21:01(3)(b)(xii), and (14)(f)), 74:28:21:02, 74:28:21:03, 74:28:22:01 (except the phrase “; and 84 FR 36, 5938–5950 (February 22, 2019)”), 74:28:23:01, 74:28:24:01, 74:28:25:01 (except the phrase “; and 84 FR 36, 5938–5950 (February 22, 2019)”), 74:28:25:02 through 74:28:25:05, 74:28:26:01 (except the phrase “; and 84 FR 36, 5938–5950 (February 22, 2019)” in the introductory paragraph), 74:28:27:01 (except the phrase “; 84 FR 36, 5938–5950 (February 22, 2019)” in the introductory paragraph), 74:28:28:01 (except the phrase “; and 84 FR 36, 5938–5950 (February 22, 2019)”), 74:28:28:02 through 74:28:28:05, 74:28:29:01, 74:28:30:01 (except the phrase “; and 84 FR 36, 5938–5950 (February 22, 2019)”) and 74:28:33:01 (except the phrase “; and 84 FR 36, 5938–5950 (February 22, 2019)”; Article 74:36, Air Pollution Control Program, section 74:36:11:01.

Copies of the South Dakota regulations that are incorporated by reference are available from South Dakota Legislative Research

Council, 3rd Floor, State Capitol, 500 East Capitol Avenue, Pierre, SD 57501, (Phone: 605-773-3251).

\* \* \* \* \*

[FR Doc. 2024-02310 Filed 2-7-24; 8:45 am]

BILLING CODE 6560-50-P

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the Secretary

#### 45 CFR Parts 170 and 171

RIN 0955-AA03

### Health Data, Technology, and Interoperability: Certification Program Updates, Algorithm Transparency, and Information Sharing; Correction

**AGENCY:** Office of the National Coordinator for Health Information Technology (ONC), Department of Health and Human Services (HHS).

**ACTION:** Final rule; correction.

**SUMMARY:** This document corrects technical and typographical errors in the final rule entitled, “Health Data, Technology, and Interoperability: Certification Program Updates, Algorithm Transparency, and Information Sharing” that was published in the **Federal Register** on January 9, 2024, and has a stated effective of February 8, 2024.

**DATES:** As of February 8, 2024 the effective date of the final rule published on January 9, 2024 (89 FR 1192, FR 2023-28857), is corrected to March 11, 2024. The corrections in this document are effective on March 11, 2024.

**FOR FURTHER INFORMATION CONTACT:** Kate Tipping, Office of Policy, National Coordinator for Health Information Technology, 202-690-7151.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

In **Federal Register** document 2023-28857 (89 FR 1192) final rule entitled “Health Data, Technology, and Interoperability: Certification Program Updates, Algorithm Transparency, and Information Sharing” (HTI-1) (hereinafter referred to as the HTI-1 Final Rule), we identified certain technical and typographical errors following publication in the **Federal Register** on January 9, 2024. We summarize and correct these errors in the “Summary of Errors” and “Corrections of Errors” sections below.

## II. Summary of Errors

### A. Preamble Errors—DATES Section—Effective Dates of the Rule

On page 1192, first column, bottom of the page, we erroneously included an effective date of 30 days after publication of the final rule in the **Federal Register**, when it should have been 60 days after publication of the final rule in the **Federal Register**. The Congressional Review Act (CRA) requires a 60-day delay in the effective date of a major rule from the date of publication in the **Federal Register** or receipt of the rule by Congress, whichever is later (5 U.S.C. 801(a)(3)(A)). The rule was published in the **Federal Register** on January 9, 2024, and it has a stated effective date of February 8, 2024 (89 FR 1192). The *Congressional Record* reflects that House and Senate received the HTI–1 Final Rule on January 10, 2024 (*See* 170 Cong. Rec. H105 (Jan. 11, 2024)). Accordingly, we are correcting the effective date to March 11, 2024.

Also on page 1192, first column, bottom of page, the incorporation by reference approval date should be the effective date of the final rule. The HTI–1 Final Rule stated that the incorporation by reference approval date was February 8, 2024 (89 FR 1192). Because we inadvertently included an erroneous effective date, the incorporation by reference approval date must also be corrected to March 11, 2024.

### B. Preamble Errors—Part 171

#### 1. Infeasibility Exception—Third Party Seeking Modification Use

On page 1376, third column, middle of the page, we transposed the numbers and added an extra zero in a reference to the Code of Federal Regulations (CFR). We inadvertently added 54 CFR part 1600. We included the correct cross-reference to the regulatory text in a parenthetical. However, the reference to 54 CFR part 1600 should read “45 CFR part 160.”

### C. Regulation Text Errors—Part 170—Health Information Technology Standards, Implementation Specifications, and Certification Criteria and Certification Programs for Health Information Technology

#### 1. ONC Certification Criteria for Health IT

On page 1429, third column, top of page, we inadvertently omitted amendatory text for § 170.315. Within amendatory instruction 9 for § 170.315, sub-instructions c. and f., we neglected to specify “introductory text” for three

references. Within sub-instruction c., paragraph (b)(2)(iii)(D) should read “(b)(2)(iii)(D) introductory text” and the reference to paragraph (b)(3) should read “(b)(3)(ii)(A) introductory text.” Within sub-instruction f., paragraphs (e)(1)(i)(B)(1) and (2) should read “(e)(1)(i)(B)(1) and (2) introductory text.” Also on page 1429, third column, top of page, we inadvertently included an incorrect reference and omitted an italicization in sub-instruction h. The reference to paragraphs (g)(10)(v)(A)(1)(i) and (ii), (g)(10)(v)(A)(1)(B), (g)(10)(v)(A)(2)(i) and (ii) should read “(g)(10)(v)(A)(1)(i) and (ii), (g)(10)(v)(A)(2)(i) and (ii), (g)(10)(v)(A)(B)”.

#### a. Transitions of Care

On page 1430, middle column, top half of the page, we inadvertently referenced § 170.207(n)(2) in § 170.315(b)(1)(iii)(G)(3), Sex constraint. In the HTI–1 Proposed Rule (88 FR 23766), we proposed to remove the requirement in § 170.315(a)(5)(i)(C) and § 170.315(b)(1)(iii)(G)(3) to code Sex according to the adopted value sets of HL7 Version 3 Value Sets for AdministrativeGender and NullFlavor as referenced in the value sets in § 170.207(n)(1). We proposed instead to permit coding according to either the adopted value sets of HL7 Version 3 Value Sets for AdministrativeGender and NullFlavor as referenced in the value sets in § 170.207(n)(1) until December 31, 2025, or in accordance with the standard in proposed § 170.207(n)(2) (89 FR 1220).

In the HTI–1 Proposed Rule, we also proposed to update § 170.315(c)(4)(iii)(G) introductory text and (b)(1)(iii)(G)(3) to reference § 170.207(n)(2) (89 FR 1225). In the HTI–1 Final Rule, we noted that, in the HTI–1 Proposed Rule regulation text in § 170.315(b)(1)(iii)(G)(3), we inadvertently included a reference to § 170.213 (88 FR 23909) instead of including § 170.207(n)(2) as discussed in our proposal (88 FR 23821). We finalized § 170.315(b)(1)(iii)(G)(3) without the proposed reference to § 170.213. We stated that we finalized § 170.315(b)(1)(iii)(G)(3) to include a reference to § 170.207(n)(2) to correct this error and to reference the most recent version of SNOMED CT U.S. Edition available at the time of this rule (89 FR 1225). In the HTI–1 Final Rule, we also finalized our proposal that the adoption of the code sets referenced in § 170.207(n)(1) will expire on January 1, 2026, and that health IT developers can continue to use the specific codes in the current terminology standard through December 31, 2025, in order to provide

adequate time for Health IT Modules certified to particular certification criteria to transition to the updated terminology standards (89 FR 1198). In the HTI–1 Final Rule, we finalized the timelines for the respective standards updates as proposed and stated our intent to allow the use of the standards for the criterion consistent with those dates (89 FR 1225). We further stated that developers of certified health IT with Health IT Modules certified to criteria that reference § 170.207(n)(1) would be required to update those Health IT Modules to § 170.207(n)(2) and provide them to customers by January 1, 2026 (89 FR 1298). Therefore, in this final rule correction we have added a reference to § 170.207(n)(1) up to and including December 31, 2025, in § 170.315(b)(1)(iii)(G)(3). Referencing § 170.207(n)(1) in this manner is consistent with the rationale that Sex be coded according to the adopted value sets in § 170.207(n)(1) until January 1, 2026; or coded according to the adopted standards in § 170.207(n)(2), and consistent with what we proposed (88 FR 23766) and intended to finalize.

#### b. Electronic Prescribing

On page 1430, third column, top of page, in § 170.315(b)(3) we also inadvertently omitted five asterisks after paragraph (b)(3)(ii)(A). The text in (b)(3) should remain unchanged except for the revisions in (b)(3)(ii)(A).

#### 2. Real World Testing

On page 1434, first column, middle of page, in amendatory instruction 12 for § 170.405, we neglected to specify “introductory text” after paragraph (b)(2)(ii). The correct reference should say “(b)(2)(ii) introductory text.”

#### 3. Discontinuation of Year Themed Editions

In the HTI–1 Final Rule, we finalized the discontinuation of year themed editions for ONC Certification Criteria for Health IT and renamed all certification criteria within the Program simply as “ONC Certification Criteria for Health IT” (89 FR 1206). In the HTI–1 Proposed Rule (88 FR 23912, 23914), we proposed to remove and replace references to the 2015 Edition in §§ 170.406(a)(5) and 170.550(h)(1). In the HTI–1 Final Rule, we finalized the removal of year themed Editions as proposed and stated that we “replaced references to the ‘2015 Edition’ in §§ 170.102, 170.405, 170.406, 170.523, 170.524, and 170.550 (89 FR 1207). However, when removing the references to the 2015 Edition in the regulation text, we neglected to remove and replace the reference to the 2015 Edition

in §§ 170.406(a)(5) and 170.550(h)(1). Because year themed editions have been discontinued, including the 2015 Edition, and because we proposed to remove and replace these references and stated that we finalized as proposed, in this final rule correction we have corrected §§ 170.406(a)(5) and 170.550(h)(1) to replace the references to the 2015 Edition with references to ONC Certification Criteria for Health IT.

III. Waiver of Proposed Rulemaking, Comment Period, 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 rulemaking in the Federal Register before the provisions of a rule take effect. In addition, section 553(d) of the APA mandates 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 requirements. Section 553(b)(B) of the APA authorizes an agency to dispense with normal rulemaking requirements for good cause if the agency makes a finding that the notice and comment process are impracticable, unnecessary, or contrary to the public interest. In addition, section 553(d)(3) of the APA allows 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 this final rule correction does not constitute a rule that would be subject to the APA notice and comment or delayed effective date requirements. This document corrects technical and typographical errors in the preamble and regulation text of the HTI-1 Final Rule, but does not make substantive changes to the policies that were adopted in the HTI-1 Final Rule. As a result, this final rule correction is intended to ensure that the information in the HTI-1 Final Rule accurately reflects the policies adopted in that document.

In addition, even if this were a rule to which the notice and comment procedures and delayed effective date requirements applied, we find that there is good cause to waive such procedures and requirements. Undertaking further notice and comment procedures to incorporate the corrections in this document into the HTI-1 Final Rule would be contrary to the public interest because these corrections ensure the HTI-1 Final Rule complies with the CRA and do not change the policies laid out in the HTI-1 Final Rule. This final

rule correction is intended solely to ensure that the HTI-1 Final Rule accurately reflects applicable law and the policies finalized in the HTI-1 Final Rule. Therefore, we believe we have good cause to waive the notice and comment and effective date requirements.

IV. Corrections of Errors

In FR Doc. 2023-28857 appearing on page 1192 in the Federal Register of January 9, 2024, for the reasons stated above, the Office of the Secretary corrects the following:

- 1. On page 1192, first column, bottom of the page, correct the DATES section to read as follows:

DATES: Effective date: This final rule is effective on March 11, 2024.

Incorporation by reference: The incorporation by reference of certain publications listed in the rule was approved by the Director of the Federal Register as of March 11, 2024.

- 2. On page 1376, third column, middle of the page, correct the reference to “54 CFR part 1600” to read “45 CFR part 160.”

- 3. On page 1429, in the third column, instructions 9.c, 9.f and 9.h to section § 170.315 are corrected to read as follows:

- 9. Amend § 170.315 by:

- \* \* \* \* \*
- c. Revising paragraphs (a)(12), (b)(1)(iii)(A)(1) and (2); (b)(1)(iii)(B)(2), (b)(1)(iii)(G) introductory text, (b)(1)(iii)(G)(3), (b)(2)(i) and (ii), (b)(2)(iii)(D) introductory text, and (b)(2)(iv), (b)(3)(ii)(A) introductory text, (b)(6)(ii)(B)(2), and (b)(9)(ii);

- \* \* \* \* \*
- f. Revising paragraphs (e)(1)(i)(A)(1) and (2), and (e)(1)(i)(B)(1) and (2) introductory text, and adding paragraph (e)(1)(iii);

- \* \* \* \* \*
- h. Revising paragraphs (g)(3) introductory text, (g)(6)(i)(A) and (B), (g)(9)(i)(A)(1) and (2), (g)(10)(i)(A) and (B), (g)(10)(ii)(A) and (B), (g)(10)(iv)(A) and (B), (g)(10)(v)(A)(1)(i) and (ii), (g)(10)(v)(A)(2)(i) and (ii), (g)(10)(v)(B), and (g)(10)(vi) and (vii).

- 4. On page 1430, starting in the second column, in amendatory instruction 9, in § 170.315 correct paragraphs (b)(1)(iii)(G)(3), (b)(3)(ii)(A) introductory text, (g)(10)(v)(A)(1)(i) and (ii), (g)(10)(v)(A)(2)(i) and (ii), and (g)(10)(v)(B) to read as follows:

§ 170.315 [Corrected]

- \* \* \* \* \*
- (b) \* \* \*
- (1) \* \* \*
- (iii) \* \* \*

- (G) \* \* \*
- (3) Sex Constraint: Represent sex with the standard adopted in § 170.207(n)(1) up to and including December 31, 2025; or with the standard adopted in § 170.207(n)(2).

\* \* \* \* \*

- (3) \* \* \*
- (ii) \* \* \*

(A) Enable a user to perform the following prescription-related electronic transactions in accordance with the standard specified in § 170.205(b)(1) and, at a minimum, the version of the standard specified in § 170.207(d)(1) as follows:

\* \* \* \* \*

- (g) \* \* \*
- (10) \* \* \*
- (v) \* \* \*
- (A) \* \* \*
- (1) \* \* \*

(i) Authentication and authorization must occur during the process of granting access to patient data in accordance with the implementation specification adopted in § 170.215(c) and standard adopted in § 170.215(e).

(ii) A Health IT Module’s authorization server must issue a refresh token valid for a period of no less than three months to applications using the “confidential app” profile according to an implementation specification adopted in § 170.215(c).

\* \* \* \* \*

(2) \* \* \*

(i) Access must be granted to patient data in accordance with the implementation specification adopted in § 170.215(c) without requiring re-authorization and re-authentication when a valid refresh token is supplied by the application.

(ii) A Health IT Module’s authorization server must issue a refresh token valid for a new period of no less than three months to applications using the “confidential app” profile according to an implementation specification adopted in § 170.215(c).

(B) Authentication and authorization for system scopes. Authentication and authorization must occur during the process of granting an application access to patient data in accordance with the “SMART Backend Services: Authorization Guide” section of the implementation specification adopted in § 170.215(d) and the application must be issued a valid access token.

\* \* \* \* \*

§ 170.405 [Corrected]

- 5. On page 1434, first column, middle of page, in amendatory instruction 12 for § 170.405 correct instruction 12.a to read as “a. Revising paragraphs (a) and (b)(2)(ii) introductory text; and”

■ 6. Starting on page 1434, in the second column, redesignate instructions 13 through 22 as instructions 14 through 23.

■ 7. On page 1434, in the second column, add a new instruction 13 and accompanying regulatory text to read as follows:

■ 13. Amend § 170.406 by revising paragraph (a)(5) to read:

**§ 170.406 Attestations**

(a) \* \* \*

(5) Section 170.405 if a health IT developer has a Health IT Module(s) certified to any one or more ONC Certification Criteria for Health IT in § 170.315(b), (c)(1) through (3), (e)(1), (f), (g)(7) through (10), and (h).

■ 8. On page 1435, starting in the second column, correct newly redesignated instruction 17 and the accompanying regulatory text to read as follows:

■ 17. Amend § 170.550 by revising paragraphs (g) introductory text, (h)(1), and (m) introductory text to read as follows:

**§ 170.550 Health IT Module certification.**

\* \* \* \* \*

(g) *Health IT Module dependent criteria.* When certifying a Health IT Module to the ONC Certification Criteria for Health IT, an ONC-ACB must certify the Health IT Module in accordance with the certification criteria at:

\* \* \* \* \*

(h) \* \* \*

(1) *General rule.* When certifying a Health IT Module to the ONC Certification Criteria for Health IT, an ONC-ACB can only issue a certification to a Health IT Module if the privacy and security certification criteria in paragraphs (h)(3)(i) through (ix) of this section have also been met (and are included within the scope of the certification).

\* \* \* \* \*

(m) *Time-limited certification and certification status for certain ONC Certification Criteria for Health IT.* An ONC-ACB may only issue a certification to a Health IT Module and permit continued certified status for:

\* \* \* \* \*

**Elizabeth J. Gramling,**

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

[FR Doc. 2024-02519 Filed 2-6-24; 8:45 am]

**BILLING CODE 4150-45-P**

**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 64**

[CG Docket Nos. 03-123, 10-51, 13-24 and WC Docket No. 12-375; FCC 22-51; FCC 22-76; FR ID 201005]

**VRS and IP CTS—Commencement of Pending User Registration; Rates for Interstate Inmate Calling Services; Correction**

**AGENCY:** Federal Communications Commission.

**ACTION:** Technical amendments.

**SUMMARY:** The Federal Communications Commission (Commission) corrects the effective date for rules published in a document in the **Federal Register** on December 21, 2023. The document incorrectly announced an effective date for certain amendments to the Commission’s regulations.

**DATES:** The amendments to § 64.6060(a)(5) through (7) in amendatory instruction 2 are effective February 8, 2024. The amendments to § 64.6060(a)(5) through (7) in amendatory instruction 3 are delayed indefinitely. The Commission will publish a document in the **Federal Register** announcing the effective date.

**FOR FURTHER INFORMATION CONTACT:** Michael Scott, Disability Rights Office, Consumer and Governmental Affairs Bureau, at (202) 418-1264, or email: [Michael.Scott@fcc.gov](mailto:Michael.Scott@fcc.gov).

**SUPPLEMENTARY INFORMATION:** This document corrects the effective date for amendments to § 64.6060(a)(5) through (7), published at 87 FR 75496, December 9, 2022, which triggered the codification of those amendments on December 21, 2023. The document corrects § 64.6060(a)(5) through (7) (amendatory instruction 2) to revert the rule to the prior text. The document publishes amendments to § 64.6060(a)(5) through (7) (amendatory instruction 3) that are delayed pending Office of Management and Budget (OMB) approval of the information requirements contained in the Commission’s Report and Order, FCC 22-76, published at 87 FR 75496, December 9, 2022. The Commission will publish a document in the **Federal Register** announcing the effective date for the delayed amendments.

**List of Subjects in 47 CFR Part 64**

Individuals with disabilities, Telecommunications, Telephone.

Federal Communications Commission.

**Marlene Dortch,**

*Secretary, Office of the Secretary.*

Accordingly, 47 CFR part 64 is amended as follows:

**PART 64—MISCELLANEOUS RULES RELATING TO COMMON CARRIERS**

■ 1. The authority citation for part 64 continues to read as follows:

**Authority:** 47 U.S.C. 151, 152, 154, 201, 202, 217, 218, 220, 222, 225, 226, 227, 227b, 228, 251(a), 251(e), 254(k), 255, 262, 276, 301, 303, 316, 345, 403(b)(2)(B), (c), 616, 620, 716, 1401-1473, unless otherwise noted; Div. P, sec. 503, Pub. L. 115-141, 132 Stat. 348, 1091; sec. 5, Pub. L. 117-223, 136 Stat 2280, 2285-88 (47 U.S.C. 345 note).

**Subpart FF—Inmate Calling Services**

■ 2. Amend § 64.6060 by revising paragraphs (a)(5) through (7) to read as follows:

**§ 64.6060 Annual reporting and certification requirement.**

(a) \* \* \*

(5) The number of TTY-based Inmate Calling Services calls provided per facility during the reporting period;

(6) The number of dropped calls the reporting Provider experienced with TTY-based calls; and

(7) The number of complaints that the reporting Provider received related to e.g., dropped calls, poor call quality and the number of incidences of each by TTY and TRS users.

\* \* \* \* \*

■ 3. Delayed indefinitely, further amend § 64.6060 by revising paragraphs (a)(5) through (7) to read as follows:

**§ 64.6060 Annual reporting and certification requirement.**

(a) \* \* \*

(5) For each facility served, the kinds of TRS that may be accessed from the facility;

(6) For each facility served, the number of calls completed during the reporting period in each of the following categories:

(i) TTY-to-TTY calls;

(ii) Point-to-point video calls placed or received by ASL users as those terms are defined in § 64.601(a); and

(iii) TRS calls, broken down by each form of TRS that can be accessed from the facility; and

(7) For each facility served, the number of complaints that the reporting Provider received in each of the categories set forth in paragraph (a)(6) of this section.

\* \* \* \* \*

[FR Doc. 2024-02384 Filed 2-7-24; 8:45 am]

**BILLING CODE 6712-01-P**