

request payment in any form from the Department or the State health care program for items or services furnished in accordance with the agreement, or otherwise shift the burden of such an agreement to the extent that increased payments are claimed from Medicare or a State health care program.

(iv) If the health plan is not described in paragraphs (m)(1)(i) or (m)(1)(ii) of this section, and the contract health care provider is paid on an at-risk, capitated basis, both the health plan and contract health care provider must comply with all of the following five standards—

(A) The term of the agreement between the health plan and the contract health provider must be for not less than one year;

(B) The agreement between the health plan and the contract health provider must specify in advance the covered items and services to be furnished to enrollees and the total amount per enrollee (which may be expressed in a per month or other time period basis) the contract health care provider will be paid by the health plan for furnishing such items and services to enrollees and must set forth any copayments, if any, to be paid by enrollees to the contract health care provider for covered services;

(C) The payment amount contained in the agreement between the health care plan and the contract health care provider must remain in effect throughout the term of the agreement;

(D) The contract health care provider and the health plan must fully and accurately report to the Medicare and State health care program upon request, the terms of the agreement and the amounts paid in accordance with the agreement; and

(E) The contract health care provider must not claim or request payment in any form from the Department, a State health care program or an enrollee (other than copayment amounts described in paragraph (m)(2)(iv)(B) of this section) and the health plan must not pay the contract care provider in excess of the amounts described in paragraph (m)(2)(iv)(B) of this section for items and services covered by the agreement.

(2) For purposes of this paragraph, the terms *contract health care provider*, *enrollee*, and *health plan* have the same meaning as in paragraph (l)(2) of this section.

Dated: June 21, 1995.

June Gibbs Brown,
Inspector General.

Approved: September 12, 1995.
Donna E. Shalala,
Secretary, Department of Health and Human Services.

[FR Doc. 96-1073 Filed 1-24-96; 8:45 am]

BILLING CODE 4150-04-P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

43 CFR Chapter II

[WO-420-1820-00-24 1A]

RIN 1004-AC47

Table of Public Land Orders; Removal

AGENCY: Bureau of Land Management, Interior.

ACTION: Final rule; removal.

SUMMARY: This administrative final rule removes the Appendix to 43 CFR chapter II which constitutes a Table of Public Land Orders (PLOs), 1942-Present.

EFFECTIVE DATE: February 26, 1996.

FOR FURTHER INFORMATION CONTACT: Matthew Reed, 202-452-5069.

SUPPLEMENTARY INFORMATION: The Bureau of Land Management (BLM) is not statutorily required to include this Appendix in the CFR. The material contained in the Appendix is an unindexed, strictly chronological list of PLOs from 1942 until 1995. The Table includes only a PLO number, a signature date, a brief subject heading describing effect, and a Federal Register citation for each PLO. The Table is organized neither geographically nor by subject classification. In sum, the Table is of extremely limited utility as a reference tool for persons attempting to determine the status of any particular tract of the public lands. The public may obtain the relevant information contained in the Appendix more efficiently by contacting the BLM State Office managing the subject lands. The master title plat for each jurisdiction will reveal the impact of any and all PLOs affecting the public lands within the jurisdiction. Additionally, the BLM will maintain the Table electronically on the Bureau's Internet Homepage.

The 1996 edition of title 43 of the CFR will be the last to include the Appendix. This edition may be retained for future reference. Additionally, one may consult the annual Federal Register index to locate Public Land Orders issued within any subsequent given

year. As the Appendix currently comprises nearly 200 pages of printed text in Title 43 of the CFR, removal of the Appendix will produce significant cost and printed space savings for the BLM without depriving the public of its sole or best source of information concerning the PLOs. In light of the foregoing analysis, the BLM has determined for good cause that notice and public procedure on this rule are unnecessary and contrary to the public interest. The principal author of this final rule is Matthew Reed, Regulatory Management Team, BLM.

This rule is an administrative action and not a major rule for the purposes of E.O. 12291. Accordingly, neither an environmental impact analysis nor a regulatory flexibility analysis is required. This rule does not contain information collection requirements that require approval by the Office of Management and Budget under 44 U.S.C. 3501 *et seq.*

List of Subjects for 43 CFR Chapter II

Public land orders.

For the reasons stated in the preamble and under the authority of 43 USC 1740, the Appendix to chapter II of subtitle B of title 43 of the Code of Federal Regulations is removed in its entirety.

Appendix to Chapter II of Subtitle B [Removed]

Removed in its entirety.

Dated: December 18, 1995.

Bob Armstrong,

Assistant Secretary of the Interior.

[FR Doc. 96-1183 Filed 1-24-96; 8:45 am]

BILLING CODE 4310-84-P

43 CFR Public Land Order 7179

[CA-940-5700-00; CACA 32220]

Withdrawal of National Forest System Land for a University of California-Berkeley Seismic Observatory; California

AGENCY: Bureau of Land Management, Interior.

ACTION: Public land order.

SUMMARY: This order withdraws 45 acres of National Forest System land from mining for a period of 20 years to protect the seismic integrity of a University of California-Berkeley seismic observatory. The land has been and will remain open to mineral leasing.

EFFECTIVE DATE: January 25, 1996.

FOR FURTHER INFORMATION CONTACT: Duane Marti, BLM California State Office (CA-931), 2800 Cottage Way,

Sacramento, California 95825, 916-979-2858.

By virtue of the authority vested in the Secretary of the Interior by Section 204 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714 (1988), it is ordered as follows:

1. Subject to valid existing rights, the following described National Forest System land is hereby withdrawn from location and entry under the United States mining laws (30 U.S.C. Ch. 2 (1988)), but not from leasing under the mineral leasing laws, to protect the seismic integrity of a University of California-Berkeley seismic observatory:

Mount Diablo Meridian

Klamath National Forest

T. 45 N., R. 8 W.,

Sec. 24, NE $\frac{1}{4}$ SE $\frac{1}{2}$ and
N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$.

The area described contains 45 acres in Siskiyou County.

2. The withdrawal made by this order does not alter the applicability of those land laws governing the use of the National Forest System land under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

3. This withdrawal will expire 20 years from the effective date of this order unless, as a result of a review conducted before the expiration date pursuant to Section 204(f) of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714(f) (1988), the Secretary determines that the withdrawal shall be extended.

Dated: December 18, 1995.

Bob Armstrong,

Assistant Secretary of the Interior.

[FR Doc. 96-1090 Filed 1-24-96; 8:45 am]

BILLING CODE 4310-40-P

43 CFR Public Land Order 7180

[CO-935-1430-01; COC-28254]

Withdrawal of Public Lands for the Horsethief Canyon State Wildlife Area; Colorado

AGENCY: Bureau of Land Management, Interior.

ACTION: Public land order.

SUMMARY: This order withdraws 496.87 acres of public lands from surface entry and mining for 50 years for the Bureau of Reclamation to protect wildlife values and constructed facilities in the Horsethief Canyon State Wildlife Area.

EFFECTIVE DATE: January 25, 1996.

FOR FURTHER INFORMATION CONTACT:

Doris Chelius, BLM Colorado State Office, 2850 Youngfield Street, Lakewood, Colorado 80215-7076, 303-239-3706.

By virtue of the authority vested in the Secretary of the Interior by Section 204 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714 (1988), it is ordered as follows:

1. Subject to valid existing rights, the following described public lands are hereby withdrawn from settlement, sale, location, or entry under the general land laws, including United States mining laws (30 U.S.C. Ch. 2 (1988)), for the Bureau of Reclamation to protect wildlife values and constructed facilities and resources at the Horsethief Canyon State Wildlife Area:

Ute Principal Meridian

T. 1 N., R. 2 W.,

Sec. 18, lots 7, 9, and 10.

T. 1 N., R. 3 W.,

Sec. 9, lots 11 and 12;

Sec. 10, lots 12 and 13;

Sec. 11, lots 7 and 8;

Sec. 13, lots 8, 9, and 10, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 14, lots 5, 6, 7, 8, 11, 12, 13, 14, and

a metes and bounds parcel in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of sec. 14, described as Parcel GVU-(MIT) 5, and in sec. 15, parcels GVU-(MIT) 6 and 7. These three parcels are described on Bureau of Reclamation Map Sheet 1 of 1, Numbered 1295-417-2385 dated July 15, 1992. (These Maps can be seen at the Colorado State Office as listed above or the Bureau of Reclamation Offices in Grand Junction or in Lakewood, Colorado.)

The areas described aggregate 496.87 acres of public lands in Mesa County.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

3. This withdrawal will expire 50 years from the effective date of this order unless, as a result of a review conducted before the expiration date pursuant to Section 204(f) of the Federal Land Policy and management Act of 1976, 43 U.S.C. 1714(f) (1988), the Secretary determines that the withdrawal shall be extended.

Dated: December 18, 1995.

Bob Armstrong,

Assistant Secretary of the Interior.

[FR Doc. 96-1087 Filed 1-24-96; 8:45 am]

BILLING CODE 4310-JB-P

43 CFR Public Land Order 7181

[ID-943-1430-01; IDI-15697 01]

Partial Revocation of Secretarial Order Dated May 18, 1944; Idaho

AGENCY: Bureau of Land Management, Interior.

ACTION: Public land order.

SUMMARY: This order revokes a Secretarial order insofar as it affects 40.43 acres of public land withdrawn by the Bureau of Land Management for Powersite Classification No. 356. The land is no longer needed for this purpose and the revocation is needed to transfer the land to the State of Idaho under Indemnity Selection. This action will open the land to surface entry. The land has been and will remain open to mining and mineral leasing.

EFFECTIVE DATE: February 26, 1996.

FOR FURTHER INFORMATION CONTACT:

Larry R. Lievsay, BLM Idaho State Office, 3380 Americana Terrace, Boise, Idaho 83706-2500, 208-384-3166.

By virtue of the authority vested in the Secretary of the Interior by Section 204 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714 (1988), it is ordered as follows:

1. The Secretarial Order dated May 18, 1944, which withdrew public land for the Bureau of Land Management's Powersite Classification No. 356, is hereby revoked insofar as it affects the following described land:

Boise Meridian

T. 62 N., R. 2 E.,

Sec. 23, lot 13.

The area described contains 40.43 acres in Boundary County.

2. At 9 a.m. on February 26, 1996, the land will be opened to the operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, other segregations of record, and the requirements of applicable law. All valid applications received at or prior to 9 a.m. on February 26, 1996, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

Dated: December 18, 1995.

Bob Armstrong,

Assistant Secretary of the Interior.

[FR Doc. 96-1086 Filed 1-24-96; 8:45 am]

BILLING CODE 4310-GG-P