

through other arrangements) for the delivery of services (as described in § 434.21(b)) to Medicaid enrollees on a prepaid capitation risk basis is—

(1) Subject to the general requirements set forth in § 434.20(d) concerning services that may be covered and § 434.20(e) which set forth the requirements for all contracts, the additional requirements set forth in §§ 434.21 through 434.38 and the Medicaid agency responsibilities specified in §§ 434.50 through 434.65; and

(2) To be organized under the appropriate laws, including corporation laws, of the State in which it operates. There is no Federal requirement that an HIO be organized under a State's HMO law, if it has one. However, the health insuring organization must meet the State plan definition requirements in § 434.20(c) (1), (2) and (3) of this chapter.

(b) *Special exemption.* Any health insuring organization subject to the requirements in paragraph (a) of this section, that is operating under the authority of a waiver granted to a State under section 1915(b) of the Act prior to January 1, 1986, is exempt from those requirements relating to composition of enrollment and disenrollment without cause in §§ 434.26 and 434.27(b), during the effective period of the waiver, including extensions and renewals.

(Catalog of Federal Domestic Assistance Program No. 13.714, Medical Assistance)

Dated: August 23, 1990.

Gail R. Wilensky,
Administrator, Health Care Financing
Administration.

Approved: October 15, 1990.

Louis W. Sullivan,
Secretary.

[FR Doc. 90-29162 Filed 12-12-90; 8:45 am]

BILLING CODE 4120-01-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 89-344; RM-6674, RM-7157]

Radio Broadcasting Services; Rosamond and California City, CA

AGENCY: Federal Communications
Commission.

ACTION: Final rule.

SUMMARY: This document allots Channel 228A to Rosamond, California, as that community's second local FM service, in response to a petition for rule making filed on behalf of P. Dale Ware (RM-6674). See 54 FR 33249, August 14, 1989.

Additionally, Channel 295A is allotted to California City, California, as that community's first local broadcast service, in response to a counterproposal filed on behalf of California City Radio (RM-7157). Coordinates used for Channel 228A at Rosamond are 34-56-56 and 118-14-07. Coordinates used for Channel 295A at California City are 35-11-13 and 117-58-14. (See **SUPPLEMENTARY INFORMATION, infra.**) With this action, the proceeding is terminated.

DATES: Effective January 24, 1991; the window period for filing applications for Channel 228A at Rosamond, California, and for Channel 295A at California City, California, will open on January 25, 1991, and close on February 25, 1991.

FOR FURTHER INFORMATION CONTACT: Nancy Joyner, Mass Media Bureau, (202) 634-6530. Questions related to the window application filing process should be addressed to the Audio Services Division, FM Branch, Mass Media Bureau, (202) 632-0394.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 89-344, adopted November 15, 1990, and released December 10, 1990. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, (202) 857-3800, 2100 M Street NW., suite 140, Washington, DC 20037.

Interested parties should note that the petition for rule making at Rosamond, was filed prior to October 2, 1989, and, therefore, applicants for Channel 228A at that community may avail themselves of the provisions of § 73.213(c) of the Commission's Rules. See 47 CFR 73.213(c). The California City proposal was filed after October 2, 1989. Applications for Channel 295A at that community must conform with the minimum distance separation requirements specified in § 73.207(b) of the Commission's Rules.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

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

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under California, is amended

by adding Channel 295A at California City and by adding Channel 228A at Rosamond.

Federal Communications Commission.

Beverly McKittrick,
Assistant Chief, Policy and Rules Division,
Mass Media Bureau.

[FR Doc. 90-29251 Filed 12-12-90; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 89-499; RM-6928]

Radio Broadcasting Services; Sparta and Saint Robert, MO

AGENCY: Federal Communications
Commission.

ACTION: Final rule.

SUMMARY: This document substitutes Channel 243C2 for Channel 243A at Sparta, Missouri, and modifies the license for Station KLTQ to specify operation on Channel 243C2, in response to a petition by James L. Gardner. The coordinates for Channel 243C2 are 36-56-23 and 93-17-15. To accommodate the upgrade at Sparta, we shall substitute Channel 255A for vacant Channel 243A at Saint Robert. The applicant for Channel 243A at Saint Robert, Neil A. Rones and Luann C. Dahl, will be permitted to amend their application to a non-short spaced site and retain cut-off protection. The coordinates for Channel 255A are 37-49-41 and 92-10-39.

EFFECTIVE DATES: January 24, 1991.

FOR FURTHER INFORMATION CONTACT: Kathleen Scheuerle, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 89-499, adopted November 15, 1990, and released December 10, 1990. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, (202) 857-3800, 2100 M Street NW., suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting

PART 73—[AMENDED]

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

Authority: 47 U.S.C. 154.303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments, is amended under Missouri by removing Channel 243A and adding Channel 243C2 at Sparta, and removing channel 243A and adding Channel 255A at Saint Robert.

Federal Communications Commission.

Beverly McKittrick,

Assistant Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 90-29252 Filed 12-12-90; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 89-171]

Radio Broadcasting Services; Alamogordo, NM

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of New West Broadcasting Co., substitutes Channel 232C3 for Channel 232A at Alamogordo, New Mexico, and modifies the license for Station KYEE to specify operation on the higher powered channel. See 54 FR 26220, June 22, 1989. Channel 232C3 can be allotted to Alamogordo in compliance with the Commission's minimum distance separation requirements and can be used at Station KYEE's licensed transmitter site. The coordinates for Channel 232C3 at Alamogordo are North Latitude 32-56-42 and West Longitude 105-56-47. Mexican concurrence has been received since Alamogordo is located within 320 kilometers (199 miles) of the U.S.-Mexican border. With this action, this proceeding is terminated.

EFFECTIVE DATE: January 24, 1991.

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 89-171, adopted November 15, 1990, and released December 10, 1990. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, (202) 857-3800, 2100 M Street NW., suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

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

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under New Mexico, is amended by removing Channel 232A and adding Channel 232C3 at Alamogordo.

Federal Communications Commission.

Beverly McKittrick,

Assistant Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 90-29253 Filed 12-12-90; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 90-304; RM-7295]

Radio Broadcasting Services; Nyssa, OR

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Robert M. Mason, substitutes Channel 254C1 for Channel 254A at Nyssa, Oregon, and modifies his construction permit for Station KGZH to specify operation on the higher powered channel. See 55 FR 24908, June 19, 1990. Channel 254C1 can be allotted to Nyssa in compliance with the Commission's minimum distance separation requirements with a site restriction of 52.8 kilometers (32.8 miles) south to avoid short-spacings to Stations KUBQ(FM), Channel 254C2, La Grande, Oregon, and KWEI-FM, Channel 257A, Weiser, Idaho, and to accommodate petitioner's desired transmitter site. The coordinates for Channel 254C1 at Nyssa are North Latitude 43-25-01 and West Longitude 116-50-38. With this action, this proceeding is terminated.

EFFECTIVE DATE: January 24, 1991.

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 90-304, adopted November 14, 1990, and released December 10, 1990. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street NW., Washington, DC. The

complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, (202) 857-3800, 2100 M Street NW., suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

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

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Oregon, is amended by removing Channel 254A and adding Channel 254C1 at Nyssa.

Federal Communications Commission.

Beverly McKittrick,

Assistant Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 90-29254 Filed 12-12-90; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 90-371; RM-7215]

Radio Broadcasting Services; Exmore, VA

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Seashore Broadcasting Company, substitutes Channel 291B1 for Channel 291A at Exmore, Virginia, and modifies its construction permit (BPH-880324MP) for station WPHG(FM) to specify operation on the higher class channel. See 55 FR 33946, August 20, 1990. Channel 291B1 can be allotted to Exmore, Virginia, in compliance with the Commission's minimum distance separation requirements with a site restriction of 2.5 kilometers (1.6 miles) north of Exmore to accommodate petitioner's desired transmitter site. The coordinates for Channel 291B1 are North Latitude 37-33-15 and West Longitude 75-49-38. With this action, this proceeding is terminated.

EFFECTIVE DATE: January 24, 1991.

FOR FURTHER INFORMATION CONTACT: Pamela Blumenthal, Mass Media Bureau, (202) 632-6302.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 90-371, adopted November 15, 1990, and released December 10, 1990. The full text

of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, (202) 857-3800, 2100 M Street NW., suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

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

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Virginia, is amended by removing Channel 291A and adding Channel 291B1 at Exmore.

Federal Communications Commission.
Beverly McKittrick,

*Assistant Chief, Policy and Rules Division,
Mass Media Bureau.*

[FR Doc. 90-29255 Filed 12-12-90; 8:45 am]

BILLING CODE 6712-01-M