

a manner that ensures the deed notice continues to be protective. NJDEP is to conduct biennial inspections and certify the continued protectiveness of all residential properties containing deed notices.

A deed notice was required on Borough of Manville roads and right-of-ways that contained residual contamination at levels exceeding the remedial goals established for the Site. The Borough has applied deed notices to all areas that were required.

A deed notice was also required on the Rustic Mall commercial property. The owners have applied a deed notice to this property in accordance with the remedy selected in the OU3 ROD. The commercial property owner is responsible to conduct biennial inspections and provide certification to NJDEP that specifications of the deed notice continue to be protective.

#### *Five-Year Review*

Hazardous substances, pollutants, or contaminants will remain at the Site above levels that allow for unlimited use and unrestricted exposure. In accordance with CERCLA Section 121 (c), the remedies at the Site will be reviewed no less than every five years. The first five-year review was completed in June 2007. A second five-year review was completed on May 3, 2012. This second five-year review determined that the implemented actions at the Site currently protect human health and the environment because soil excavation activities and institutional controls prevent direct exposure to contaminated soils. EPA will complete the next five-year-review prior to May 3, 2017.

#### *Community Involvement*

A very high level of community concern was demonstrated by residents, commercial property owners, business owners, and borough officials at the time the Site was discovered in 1997. This level of community concern persisted to the completion of cleanup activities in 2008.

Initially, public meetings were used to convey information to the community. At these meetings, residents were informed of plans for indoor air sampling and soil sampling on their properties. As results of the sampling events were produced, EPA held public availability sessions in which EPA representatives met with residents one-on-one to discuss the sampling results. As with the public meetings, these public availability sessions were well attended and preferred by many members of the community. A Community Advisory Group (CAG) was

formed early on in the project. The CAG obtained information from EPA and provided community input on the implementation of field activities associated with investigations, design and remedial construction. As the project moved through the remedial investigation to the remedial design and remedial action, the on-site presence of equipment and contractor personnel associated with these activities gained higher visibility and became more intrusive to the community. EPA distributed informational fact sheets to property owners immediately before field activities were to take place in any area of the community. The fact sheets informed the community of Site activities such as utility mark-offs, road closures, equipment to be used for upcoming work, number of personnel involved in the work and the duration of the work as well as upcoming meetings. In addition, EPA distributed periodic newsletters informing the community of cleanup progress and plans for future cleanup activities. EPA held multiple interviews with different media (newspaper, television and radio news) to report on progress of the Site investigation and cleanup activities. Press events were also held to announce major milestones of the project. Meeting one-on-one with residents at their homes was a critical component of community relations activities at this Site. A wide range of issues were addressed at these meetings such as access agreements, property specific plans for upcoming environmental testing and remediation, interpretation of sampling results, permanent and temporary relocation assistance, and resident's concerns regarding intrusive remediation of their properties.

A notice will be published in the local newspaper informing the public of EPA's intent to delete the Site. This public notice will request public comment on the proposed deletion and provide EPA's point of contact to accept comments.

#### *Determination That the Site Meets the Criteria for Deletion in the NCP*

All response actions required in each of the RODs have been completed and all remedial action objectives have been met. One of the three criteria for Site deletion specifies that EPA may delete a site from the NPL if all appropriate Fund-financed response under CERCLA has been implemented, and no further response action by responsible parties is appropriate. EPA, with the concurrence of the State of New Jersey Department of Environmental Protection, believes that this criterion for deletion has been met. Subsequently, EPA is proposing

deletion of this Site from the NPL. Documents supporting this action are available from the docket.

#### **List of Subjects in 40 CFR Part 300**

Environmental protection, Air pollution control, Chemicals, Hazardous waste, Hazardous substances, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, Water supply.

**Authority:** 33 U.S.C. 1321(c)(2); 42 U.S.C. 9601–9657; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p.351; E.O. 12580, 52 FR 2923, 3 CFR, 1987 Comp., p.193.

Dated: January 31, 2014.

**Judith Enck**

*Regional Administrator, Region 2.*

[FR Doc. 2014–04885 Filed 3–4–14; 8:45 am]

**BILLING CODE 6560–50–P**

## **DEPARTMENT OF HEALTH AND HUMAN SERVICES**

### **Office of the Secretary**

#### **45 CFR Parts 160 and 162**

**[CMS–0037–N]**

#### **Administrative Simplification: Certification of Compliance for Health Plans; Extension of Comment Period**

**AGENCY:** Office of the Secretary, HHS.

**ACTION:** Proposed rule; extension of the comment period.

**SUMMARY:** This document extends the comment period for the Administrative Simplification: Certification of Compliance for Health Plans proposed rule, which was published in the January 2, 2014 **Federal Register**. The comment period for the proposed rule, which would have ended on March 3, 2014, is extended to April 3, 2014.

**DATES:** The comment period for the proposed rule published in the January 2, 2014 **Federal Register** (79 FR 298) is extended to April 3, 2014.

**ADDRESSES:** In commenting, please refer to file code CMS–0037–P. Because of staff and resource limitations, we cannot accept comments by facsimile (FAX) transmission.

You may submit comments in one of four ways (please choose only one of the ways listed):

1. You may submit electronic comments on this regulation to <http://www.regulations.gov>. Follow the “Submit a comment” instructions.

2. *By regular mail.* You may mail written comments to the following address ONLY:

Centers for Medicare & Medicaid Services, Department of Health and Human Services, Attention: CMS-0037-P, P.O. Box 8013, Baltimore, MD 21244-8013.

Please allow sufficient time for mailed comments to be received before the close of the comment period.

3. *By express or overnight mail.* You may send written comments to the following address ONLY:

Centers for Medicare & Medicaid Services, Department of Health and Human Services, Attention: CMS-0037-P, Mail Stop C4-26-05, 7500 Security Boulevard, Baltimore, MD 21244-1850.

4. *By hand or courier.* If you prefer, you may deliver (by hand or courier) your written comments before the close of the comment period to either of the following addresses:

a. For delivery in Washington, DC—Centers for Medicare & Medicaid Services, Department of Health and Human Services, Room 445-G, Hubert H. Humphrey Building, 200 Independence Avenue SW., Washington, DC 20201.

(Because access to the interior of the Hubert H. Humphrey Building is not readily available to persons without Federal government identification, commenters are encouraged to leave their comments in the CMS drop slots located in the main lobby of the building. A stamp-in clock is available for persons wishing to retain a proof of filing by stamping in and retaining an extra copy of the comments being filed.)

b. For delivery in Baltimore, MD—Centers for Medicare & Medicaid Services, Department of Health and Human Services, 7500 Security Boulevard, Baltimore, MD 21244-1850.

If you intend to deliver your comments to the Baltimore address, please call telephone number (410) 786-7195 in advance to schedule your arrival with one of our staff members.

Comments mailed to the addresses indicated as appropriate for hand or courier delivery may be delayed and received after the comment period.

**FOR FURTHER INFORMATION CONTACT:** Geanelle G. Herring, (410) 786-4466. Matthew Albright, (410) 786-2546.

**SUPPLEMENTARY INFORMATION:** In the January 2, 2014 *Federal Register* (79 FR 298), we published the Administrative Simplification: Certification of Compliance for Health Plans proposed rule (hereafter, Compliance Certification proposed rule), which proposes that controlling health plans must submit

certain information and documentation that demonstrates compliance with the standards and operating rules adopted under the Health Insurance Portability and Accountability Act of 1996 (HIPAA) for three electronic transactions: Eligibility for a health plan, health care claim status, and health care electronic funds transfers (EFT) and remittance advice. This proposed rule would also establish penalty fees for a CHP that fails to comply with the certification of compliance requirements.

The proposed rule is different from previous HIPAA administrative simplification regulations in that the number and type of entities that would be impacted by the requirements is much greater. For example, many self-funded health plans that meet the HIPAA definition of health plan would be subject to the requirements in the proposed rule; however, many self-funded health plans have not been impacted by previous HIPAA administrative simplification requirements because many do not directly conduct HIPAA covered transactions.

Representatives of entities that are new to HIPAA administrative simplification requirements have requested more time to analyze the Compliance Certification proposed rule and educate themselves and their peers, as well as solicit feedback from their membership on the business impact of the propose rule, which they believe can be better achieved with more time for public comments. We concur. Therefore, we are extending the comment period until April 3, 2014.

Dated: February 27, 2014.

**Oliver A. Potts,**

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

[FR Doc. 2014-04828 Filed 2-28-14; 4:15 pm]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 20

[PS Docket No. 10-255 and PS Docket No. 11-153; FCC 14-6]

### Facilitating the Deployment of Text-to-911 and Other Next Generation 911 Applications; Framework for Next Generation 911 Deployment

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** In this Second Further Notice of Proposed Rulemaking (*Second*

*Further Notice*) the Federal Communications Commission (Commission) seeks comment on a proposed timeframe and several aspects of implementation of text-to-911 service, particularly relating to the technical ability of interconnected text providers to comply with a text-to-911 mandate. Specifically, the Commission seeks comment on a proposal that text-to-911 capability should be made available by all text providers no later than December 31, 2014, and should be provided within a reasonable time after a PSAP has made a valid request for service, not to exceed six months. The Commission also seeks further comment on several issues that we anticipate will be part of the long-term evolution of text-to-911, though it does not propose to require their implementation by a date certain. These include: Developing the capability to provide Phase II-comparable location information in conjunction with emergency texts; delivering text-to-911 over non-cellular data channels; and supporting text-to-911 for consumers while roaming on Commercial Mobile Radio Service (CMRS) networks. The *Second Further Notice* is adopted with the goal of obtaining information from the public on proposed rules for the implementation of text-to-911.

**DATES:** Submit comments on or before April 4, 2014 and reply comments by May 5, 2014. Written comments on the Paperwork Reduction Act proposed information collection requirements must be submitted by the public, Office of Management and Budget (OMB), and other interested parties on or before May 5, 2014.

**ADDRESSES:** You may submit comments, identified by PS Docket No. 10-255 and PS Docket No. 11-153, by any of the following methods:

- *Federal Communications Commission's Web site:* <http://fjallfoss.fcc.gov/ecfs2/>. Follow the instructions for submitting comments.
- *Mail:* Federal Communications Commission, 445 12th Street SW., Washington, DC 20554.
- *People with Disabilities:* Contact the FCC to request reasonable accommodations (accessible format documents, sign language interpreters, CART, etc.) by email: [FCC504@fcc.gov](mailto:FCC504@fcc.gov) or phone: 202-418-0530 or TTY: 202-418-0432.

For detailed instructions for submitting comments and additional information on the rulemaking process, see the **SUPPLEMENTARY INFORMATION** section of this document.

Parties wishing to file materials with a claim of confidentiality should follow