

OMB control Nos.	Approved CFR sections in Title 42, Title 45, and Title 20 (Note: sections in Title 45 are preceded by "45 CFR," and sections in Title 20 are preceded by "20 CFR")
0938-0761	484.11, 484.20
0938-0763	422.1-422.10, 422.50-422.80, 422.100-422.132, 422.300-422.312, 422.400-422.404, 422.560-422.622
0938-0768	417.800-417.840
0938-0770	410.2
0938-0778	422.64, 422.111, 422.560-422.622
0938-0779	417.126, 417.470, 422.64, 422.210
0938-0781	411.404-411.406, 484.10
0938-0786	438.352, 438.360, 438.362, 438.364
0938-0787	406.28, 407.27
0938-0790	460.12, 460.22, 460.26, 460.30, 460.32, 460.52, 460.60, 460.70, 460.71, 460.72, 460.74, 460.80, 460.82, 460.98, 460.100, 460.102, 460.104, 460.106, 460.110, 460.112, 460.116, 460.118, 460.120, 460.122, 460.124, 460.132, 460.152, 460.154, 460.156, 460.160, 460.164, 460.168, 460.172, 460.190, 460.196, 460.200, 460.202, 460.204, 460.208, 460.210
0938-0792	491.3, 491.8, 491.11
0938-0798	413.24, 413.65, 419.42
0938-0802	419.43
0938-0810	482.45
0938-0819	45 CFR 146.121
0938-0823	420.410
0938-0824	440.10, 482.13
0938-0827	45 CFR 146.141
0938-0829	422.568
0938-0832	Part 489
0938-0833	483.350-483.376
0938-0841	431.636, 457.50, 457.60, 457.70, 457.340, 457.350, 457.431, 457.440, 457.525, 457.560, 457.570, 457.740, 457.750, 457.810, 457.940, 457.945, 457.965, 457.985, 457.1005, 457.1015, 457.1180
0938-0842	412, 413
0938-0846	411.1, 411.350-411.357, 424.22
0938-0857	Part 419
0938-0860	Part 419
0938-0866	45 CFR Part 162
0938-0872	413.337, 483.20
0938-0873	422.152
0938-0874	45 CFR Parts 160 and 162
0938-0878	Part 422 Subparts F and G
0938-0883	45 CFR Parts 160 and 164
0938-0887	45 CFR 148.316, 148.318, 148.320
0938-0897	412.22, 412.533

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Medicare & Medicaid Services

[CMS-3119-PN]

RIN 0938-AM36

Medicare Program; Procedures for Maintaining Code Lists in the Negotiated National Coverage Determinations for Clinical Diagnostic Laboratory Services

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

ACTION: Notice of proposed procedures for code maintenance.

SUMMARY: This proposed notice would establish the procedures for maintaining the lists of codes that were included in the national coverage determinations (NCDs) that were announced in the final rule published in the **Federal Register**

on November 23, 2001 (66 FR 58788). It also sets forth the circumstances in which a laboratory is permitted to use the date the specimen was retrieved from storage for testing as the date of service instead of the date of collection. The proposed notice clarifies the meaning of the "date of collection." In this proposed notice, we propose a standard time frame that would define when a specimen has been "archived" for undetermined later use.

DATES: We will consider comments if we receive them at the appropriate address, as provided below, no later than 5 p.m. on February 23, 2004.

ADDRESSES: In commenting, please refer to file code CMS-3119-PN. Because staff and resource limitations, we cannot accept comments by facsimile (FAX) transmission or e-mail.

Mail written comments (one original and two copies) to the following address ONLY: Centers for Medicare & Medicaid Services, Department of Health and Human Services, Attention: CMS-3119-PN, P.O. Box 8011, Baltimore, MD 21244-8011. Please allow sufficient

time for mailed comments to be timely received in the event of delivery delays.

If you prefer, you may deliver (by hand or courier) your written comments (one original and two copies) to one of the following addresses: Room 445-G, Hubert H. Humphrey Building, 200 Independence Avenue, SW., Washington, DC 20201, or Room C5-14-03, 7500 Security Boulevard, Baltimore, MD.

(Because access to the interior of the HHH 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.)

Comments mailed to the addresses indicated as appropriate for hand or courier delivery may be delayed and could be considered late.

For information on viewing public comments, see the beginning of the **SUPPLEMENTARY INFORMATION** section.