the use of the airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority since it contains aircraft executing instrument approach procedures to Columbus Municipal Airport.

List of Subjects in 14 CFR Part 71
Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment
Accordingly, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, CLASS B, CLASS C, CLASS D, AND CLASS E AIRSPACE AREAS; AIRWAYS; ROUTES; AND REPORTING POINTS

§ 71.1 [Amended]
2. The incorporation by reference in 14 CFR 71.1 of Federal Aviation Administration Order 7400.9M, dated August 30, 2004, and effective September 16, 2004, is amended as follows:

Paragraph 6002 Class E Airspace Designated as Surface Areas.

ACE NE E2 Columbus, NE
Columbus Municipal Airport, NE
(Lat. 41°26′53″ N., long. 97°20′34″ W.) Columbus VOR/DME
(Lat. 41°27′00″ N., long. 97°20′27″ W.)
Within a 4.7 mile radius of Columbus Municipal Airport, and within 2.4 miles each side of the Columbus VOR/DME 157° radial extending from the 4.7-mile radius of the airport to 7 miles southeast of the VOR/DME, and within 2.4 miles each side of the Columbus Municipal ILS Localizer course extending from the 7.7-mile radius of the airport to 7 miles northwest of the Platte Center NDB.

Issued in Kansas City, MO, on April 11, 2005.
Elizabeth S. Wallis,
Acting Area Director, Western Flight Services Operations.

[FR Doc. 05–8138 Filed 4–22–05; 8:45 am]
BILLING CODE 4910–13–M

DEPARTMENT OF THE TREASURY
Internal Revenue Service

26 CFR Part 54
[TD 9166]
RIN 1545–AX84

DEPARTMENT OF LABOR
Employee Benefits Security Administration

29 CFR Part 2590
RIN 1210–AA54

DEPARTMENT OF HEALTH AND HUMAN SERVICES
Centers for Medicare & Medicaid Services

45 CFR Part 146
RIN 0938–AL43

Final Regulations for Health Coverage Portability for Group Health Plans and Group Health Insurance Issuers Under HIPAA Titles I & IV; Correction

AGENCIES: Internal Revenue Service, Department of the Treasury; Employee Benefits Security Administration, Department of Labor; Centers for Medicare & Medicaid Services, Department of Health and Human Services.

ACTION: Correcting amendment.

SUMMARY: This document corrects final regulations that were published in the Federal Register on December 30, 2004 (69 FR 78720) governing portability requirements for group health plans and issuers of health insurance coverage offered in connection with a group health plan.

DATES: These corrections are effective February 28, 2005.

FOR FURTHER INFORMATION CONTACT:
Dave Mlawsky, Centers for Medicare & Medicaid Services (CMS), Department of Health and Human Services, at 1–877–267–2323 ext. 61565; Amy Turner, Employee Benefits Security Administration, Department of Labor, at (202) 693–8335 (not a toll-free number); or Russ Weinheimer, Internal Revenue Service, Department of the Treasury, at (202) 622–6080 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

Background
The final regulations that are the subject of these corrections are under sections 9801, 9831, 9832, and 9833 of the Internal Revenue Code; sections 701, 731, 732, 733, and 734 of the Employee Retirement Income Security Act; and sections 2701, 2721, 2723, 2791, and 2792 of the Public Health Service Act.

Need for Correction
As published, the final regulation contains errors that may prove to be misleading and are in need of clarification.

List of Subjects
26 CFR Part 54
Excise taxes, Health care, Health insurance, Pensions, Reporting and recordkeeping requirements.

29 CFR Part 2590
Continuation coverage, Disclosure, Employee benefit plans, Group health plans, Health care, Health insurance, Medical child support, Reporting and recordkeeping requirements.

45 CFR Part 146
Health care, Health insurance, Reporting and recordkeeping requirements, and State regulation of health insurance.

Correction of Publication
Accordingly, 26 CFR part 54, 29 CFR part 2590 and 45 CFR part 146 are corrected by making the following correcting amendment:

PART 54—PENSION EXCISE TAXES

Paragraph 1. The authority citation for part 54 continues to read in part as follows:
Authority: 26 U.S.C. 7805 *

§ 54.9831–1 [Corrected]
1. Section 54.9831–1(c)(3)(i)(B), the language “of which are for treatment of
the eye.” is removed and the language “all of which are for treatment of the eye.” is added in its place.

PART 2590—RULES AND REGULATIONS FOR GROUP HEALTH PLANS

Paragraph 1. The authority citation for part 2590 continues to read as follows:


§ 2590.731 [Corrected]

2. Section 2590.731(c)(2)(i), the language “§ 2590.701–3(a)(1)(i) (for purposes of)” is removed and the language “§ 2590.701–3(a)(2)(i) (for purposes of)” is added in its place.

3. Section 2590.731(c)(2)(ii), the language “and § 2590.701–3(a)(1)(ii) (for purposes)” is removed and the language “§ 2590.701–3(a)(2)(ii) (for purposes)” is added in its place.

4. Section 2590.731(c)(2)(iii), the language “the Act and §§ 2590.701–3(a)(1)(ii) and” is removed and the language “the Act and §§ 2590.701–3(a)(2)(ii) and” is added in its place.

PART 146—REQUIREMENTS FOR THE GROUP HEALTH INSURANCE MARKET

Paragraph 1. The authority citation for part 146 continues to read as follows:


§ 146.125 [Corrected]

5. Section 146.125, the language “Sections 146.111 through 146.119,” is removed and the language “Section 144.103, §§ 146.111 through 146.119,” is added in its place.

§ 146.143 [Corrected]

6. Section 146.143(b), the language “section 514 of the Act with respect to” is removed and the language “section 514 of ERISA with respect to” is added in its place.

7. Section 146.143(c)(2)(i), the language “§ 146.111(a)(1)(i) (for purposes of)” is removed and the language “§ 146.111(a)(2)(i) (for purposes of)” is added in its place.

8. Section 146.143(c)(2)(ii), the language “PHS Act and § 146.111(a)(1)(i) (for)” is removed and the language “PHS Act and § 146.111(a)(2)(i) (for)” is added in its place.

9. Section 146.143(c)(2)(iii), the language “the PHS Act and §§ 146.111(a)(1)(iii)” is removed and the language “the PHS Act and §§ 146.111(a)(2)(iii)” is added in its place.

Cynthia E. Grisby,
Acting Chief, Publications and Regulations Branch Legal Processing Division, Associate Chief Counsel (Procedure and Administration), Internal Revenue Service, Department of the Treasury.

Dated this 16th day of March, 2005.

Ann Agnew,
Executive Secretary, Department of Health and Human Services.

Dated this 15th day of February, 2005.

Daniel J. Maguire,
Director, Office of Health Plan Standards and Compliance Assistance, Employee Benefits Security Administration, Department of Labor.

FINDING OF FAILURE TO SUBMIT SECTION 110 STATE IMPLEMENTATION PLANS FOR INTERSTATE TRANSPORT OF THE NATIONAL AMBIENT AIR QUALITY STANDARDS FOR 8-HOUR OZONE AND PM 2.5

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The EPA is today making a finding that States have failed to submit State Implementation Plans (SIPs) to satisfy the requirements of section 110(a)(2)(D)(i) of the Clean Air Act (CAA) for the 8-hour ozone and PM2.5 (particles with an aerodynamic diameter less than or equal to a nominal 2.5 micrometers) National Ambient Air Quality Standards (NAAQS). Section 110(a)(1) of the CAA requires that States submit SIPs to meet the applicable requirements of section 110(a)(2) within 3 years after the promulgation of a new or revised NAAQS, or within such shorter period as EPA may provide. Pursuant to section 110(a)(1), States are required to submit SIPs that satisfy the requirements of section 110(a)(2)(D)(i) related to interstate transport of pollution. At present, States have not yet submitted SIPs to satisfy this requirement of the CAA, and EPA is by this action making a finding of failure to submit which starts a 2-year clock for the promulgation of a Federal Implementation Plan (FIP) by EPA unless, prior to that time, each State makes a submission to meet the requirements of section 110(a)(2)(D)(i) and EPA approves such submission.

DATES: The effective date of this rule is May 25, 2005.

FOR FURTHER INFORMATION CONTACT:
General questions concerning this final rule should be addressed to Mr. Larry D. Wallace, Ph.D., Office of Air Quality Planning and Standards, Air Quality Strategies and Standards Division, Mail Code C504–02, Research Triangle Park, N.C. 27711; telephone (919) 541–0906.

SUPPLEMENTARY INFORMATION: For questions related to a specific State, please contact the appropriate regional office:

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<th>Regional offices</th>
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<td>Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont.</td>
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<td>New Jersey, New York, Puerto Rico, and Virgin Islands.</td>
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<td>Delaware, District of Columbia, Maryland, Pennsylvania, Virginia, and West Virginia.</td>
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<td>Dave Conroy, Acting Branch Chief, Air Programs Branch, EPA New England, 1 Congress Street, Suite 1100, Boston, MA 02114–2023, (617) 918–1661.</td>
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