

staff over which the Secretary has jurisdiction and such transitional care is reasonably necessary to continue treatment.

\* \* \* \* \*

[FR Doc. 96-12662 Filed 5-20-96; 8:45 am]

BILLING CODE 8320-01-P

## FEDERAL EMERGENCY MANAGEMENT AGENCY

### 44 CFR Part 67

[Docket No. FEMA-7179]

### Proposed Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency, FEMA.

**ACTION:** Proposed rule.

**SUMMARY:** Technical information or comments are requested on the proposed base (1% annual chance) flood elevations and proposed base flood elevation modifications for the communities listed below. The base flood elevations are the basis for the floodplain management measures that the community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

**DATES:** The comment period is ninety (90) days following the second publication of this proposed rule in a newspaper of local circulation in each community.

**ADDRESSES:** The proposed base flood elevations for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the following table.

**FOR FURTHER INFORMATION CONTACT:** Michael K. Buckley, P.E., Chief, Hazard

Identification Branch, Mitigation Directorate, 500 C Street, SW., Washington, DC 20472, (202) 646-2756.

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA or Agency) proposes to make determinations of base flood elevations and modified base flood elevations for each community listed below, in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed base flood and modified base flood elevations, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, state or regional entities. These proposed elevations are used to meet the floodplain management requirements of the NFIP and are also used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in these buildings.

#### National Environmental Policy Act

This proposed rule is categorically excluded from the requirements of 44 CFR Part 10, Environmental Consideration. No environmental impact assessment has been prepared.

#### Regulatory Flexibility Act

The Acting Associate Director, Mitigation Directorate, certifies that this proposed rule is exempt from the requirements of the Regulatory Flexibility Act because proposed or modified base flood elevations are

required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and are required to establish and maintain community eligibility in the National Flood Insurance Program. As a result, a regulatory flexibility analysis has not been prepared.

#### Regulatory Classification

This proposed rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

#### Executive Order 12612, Federalism

This proposed rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

#### Executive Order 12778, Civil Justice Reform

This proposed rule meets the applicable standards of section 2(b)(2) of Executive Order 12778.

#### List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 67 is proposed to be amended as follows:

### PART 67—[AMENDED]

1. The authority citation for part 67 continues to read as follows:

Authority: 42 U.S.C. 4001 et seq.; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

#### § 67.4 [Amended]

2. The tables published under the authority of § 67.4 are proposed to be amended as follows:

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified
Connecticut .....	Granby (Town), Hartford County.	Dismal Brook .....	Upstream side of East Street .....	None	* 279
		.....	At the Massachusetts State boundary .....	None	* 370
		East Branch Salmon Brook.	Approximately 1,830 feet downstream of Silver Street Dam.	None	* 284
		.....	At State boundary .....	None	* 533
		Creamery Brook .....	Approximately 2,000 feet upstream of the confluence with East Branch Salmon Brook.	None	* 219
		.....	Approximately 875 feet upstream of Creamery Hill Road.	None	* 252
		Hungary Brook .....	At upstream side of Notch Road .....	None	* 202
		.....	Approximately 0.87 mile upstream of Quarry Road.	None	* 230
		Bradley Brook .....	At upstream side of Meadowbrook Road	None	* 216

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified
		West Branch Bradley Brook.	Approximately 760 feet upstream of East Street.	None	* 278
			Approximately 1,125 feet downstream of Twilight Drive.	None	* 226
			Approximately 1,685 feet upstream of Stardust Drive.	None	* 255
		East Branch Bradley Brook.	At the confluence with Bradley Brook .....	None	* 217
			Approximately 150 feet upstream of East Street.	None	* 259
		East Fork of East Branch Bradley Brook.	At confluence with East Branch Bradley Brook.	None	* 243
			Approximately 170 feet upstream of East Street.	None	* 259

Maps available for inspection at the Granby Town Hall, 15 North Granby Road, Granby, Connecticut.

Send comments to Mr. William F. Smith, Jr., Granby Town Manager, Granby Town Hall, 15 North Granby Road, Granby, Connecticut 06035.

Michigan .....	Fork (Township) Mecosta County.	Chippewa River .....	Approximately 2.1 miles downstream from 19 Mile Road.	None	*941
			Approximately 100 feet upstream of 10th Avenue.	None	*956

Maps available for inspection at the Fork Township Hall, 147 Northern Avenue, Barryton, Michigan.

Send comments to Mr. Louis McNelley, Supervisor of Fork Township, 5186 Hoover Road, Barryton, Michigan 49305.

New York .....	Atlantic Beach (Village). Nassau County .....	Atlantic Ocean .....	At intersection of Bay Boulevard and Bermuda Street.	None	*10
			Approximately 550 feet south of intersection of Ocean Boulevard and Wayne Avenue.	*14	*15
		Reynolds Channel .....	Approximately 500 feet north of Bay Boulevard and Albany Boulevard.	*7	*8

Maps available for inspection at the Village Hall, 65 The Plaza, Atlantic Beach, New York.

Send comments to The Honorable Earlene Shipper, Mayor of the Village of Atlantic Beach, 65 The Plaza, Atlantic Beach, New York 11509.

New York .....	Bayville (Village) Nassau County.	Mill Neck Creek/Oyster Bay Harbor.	Approximately 600 feet Northeast of Bayville Bridge enters community.	*13	*15
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Maps available for inspection at the Village Hall, 34 School Street, Bayville, New York.

Send comments to The Honorable Victoria Siegel, Mayor of the Village of Bayville, Village Hall, 34 School Street, Bayville, New York 11709.

New York .....	Cedarhurst (Village) Nassau County.	Head of Bay/Motts Creek	Intersection of Oxford Road and Arlington Place.	None	*8
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Maps available for inspection at the Village Hall, 200 Cedarhurst, Cedarhurst, New York.

Send comments to The Honorable Andrew J. Parise, Mayor of the Village of Cedarhurst, 200 Cedarhurst, Cedarhurst, New York 11516.

New York .....	East Rockaway (Village) Nassau County.	Mill River .....	At intersection of Rhame Avenue and Althouse Avenue.	None	*7
			At intersection of Williamson Street and 6th Avenue.	*8	*7

Maps available for inspection at the East Rockaway Village Hall, 376 Atlantic Avenue, East Rockaway, New York.

Send comments to The Honorable Charles H. Formont, Mayor of the Village of East Rockaway, 376 Atlantic Avenue, East Rockaway, New York 11518-0189.

New York .....	Freeport (Village) Nassau County.	Atlantic Ocean/Baldwin Bay.	Approximately 200 feet west of intersection of Suffolk Street and South Long Beach Avenue.	*9	*8
		Baldwin Bay .....	Approximately 150 feet south of intersection of Morris Avenue and Meister Boulevard.	*7	*8
		Hudson Bay .....	Approximately 1,750 feet southeast of intersection of Anchorage Way and South Grove Avenue.	*7	*9

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified

Maps available for inspection at the Freeport Village Building Department, 46 North Ocean Avenue, Freeport, New York.

Send comments to The Honorable Richard Wissler, Mayor of the Village of Freeport, 46 North Ocean Avenue, Freeport, New York 11520.

New York .....	Great Neck (Village) Nassau County.	Manhasset Bay .....	Approximately 200 feet southeast of the intersection of East Shore Road and Vista Hill Road.	*15	*14
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Maps available for inspection at the Great Neck Village Hall, 61 Baker Hill Road, Great Neck, New York.

Send comments to The Honorable Isabel Varlotta, Mayor of the Village of Great Neck, 61 Baker Hill Road, Great Neck, New York 11023.

New York .....	Great Neck Plaza (Village) Nassau County.	Russells Creek .....	Approximately 1,640 feet downstream of Clent Road.	None	*63
			At Clent Road .....	None	*74

Maps available for inspection at the Village Hall, Building Department, 2 Gussack Plaza, Great Neck, New York.

Send comments to The Honorable Robert Rosegarden, Mayor of the Village of Great Neck Plaza, 2 Gussack Plaza, Great Neck, New York 11022.

New York .....	Hempstead (Town) Nassau County.	Head of Bay .....	Approximately 250 feet west of intersection of West Avenue and Baker Avenue.	*9	*8
		Hewlett Bay/Macy Channel.	Approximately 700 feet east of intersection of Elinor Road and Cedar Avenue.	*8	*7
		Browsewre Bay .....	Approximately 500 feet south of intersection of Woodmere Boulevard and Hickory Road.	*9	*8
		Valley Stream .....	Approximately 300 feet west of the intersection of Mill Road and Sidney Place.	*8	*10
		Hewlett Bay .....	Approximately 50 feet south of West Boulevard extended.	*8	*9
		East Rockaway Inlet .....	Approximately 200 feet west of intersection of Bay Boulevard and Granada Street.	*11	*10
		Atlantic Ocean .....	Approximately 500 feet south of Malone Avenue extended.	*14	*15
		Reynolds Channel .....	Approximately 1,200 feet north from intersection of Yates Avenue and West Beach Street.	*7	*8
		Freeport Creek .....	Approximately 1,000 feet southeast of the end of South Main Street.	*9	*7

Maps available for inspection at the Engineering Department, 350 Front Street, Hempstead, New York.

Send comments to Mr. Gregory Peterson, Hempstead Town Supervisor, 1 Washington Avenue, Hempstead, New York 11550-4923.

New York .....	Hewlett Bay Park (Village) Nassau County.	Hewlett Bay: Macy Channel.	At intersection of Everett Avenue and Seawane Drive.	None	*7
			Approximately 650 feet east of intersection of Piermont Avenue and Veeder Drive.	*8	*7

Maps available for inspection at the Village Hall, 30 Piermont Avenue, Hewlett, New York.

Send comments to The Honorable Mitchell Sahn, Mayor of the Village of Hewlett Bay Park, 30 Piermont Avenue, Hewlett, New York 11557.

New York .....	Hewlett Harbor (Village) Nassau County.	Hewlett Bay: Thixton Creek.	Approximately 500 feet southeast of intersection of Harbor Road and Thixton Drive.	*8	*9
		Hewlett Bay: Macy Channel.	Intersection of Everett Avenue and Seawane Drive.	*8	*7

Maps available for inspection at the Hewlett Harbor Village Hall, 449 Pepperidge Road, Hewlett Harbor, New York.

Send comments to The Honorable Gerald H. Morganstern, Mayor of the Village of Hewlett Harbor, 449 Pepperidge Road, Hewlett Harbor, New York 11557.

New York .....	Hewlett Neck (Village) Nassau County.	Browsewre Bay: Georges Creek.	Approximately 600 feet southeast of the intersection of Dolphin Drive and Curtis Road.	*8	*7
			Approximately 50 feet east of Adams Cane cul-de-sac.	*8	*7

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified
		Hewlett Bay: Georges Creek.	Approximately 300 feet east of intersection of Hewlett Neck Road and Dolphin Lane.	None	*7

Maps available for inspection at the Village Hall, 30 Piermont Avenue, Hewlett, New York.

Send comments to The Honorable Sheldon Shame, Mayor of the Village of Hewlett Neck, 30 Piermont Avenue, Hewlett, New York 11557.

New York .....	Island Park (Village) Nassau County.	Wreck Lead Channel .....	Approximately 500 feet southwest of intersection of Railroad Place and Bridge Plaza.	*7	*8
		Hog Island Channel .....	Approximately 475 feet north of intersection of Island Parkway and Sherborne Place.	*7	*8

Maps available for inspection at the Village Hall, 127 Long Beach Road, Island Park, New York.

Send comments to The Honorable Jacqueline Papatsos, Mayor of the Village of Island Park, 127 Long Beach Road, Island Park, New York 11558.

New York .....	Lawrence (Village) Nassau County.	Browsewre Bay .....	Approximately 1,000 feet south of the intersection of Burton Lane and Albro Lane.	*8	*7
			Approximately 1,000 feet southeast from intersection of Buxton Lane and Albro Lane.	*8	*9
		Broad Channel .....	Approximately 1,000 feet southeast of confluence with Post Lead.	*8	*9
		Reynolds Channel .....	Approximately 250 feet southeast from 2nd Street extended.	*8	*10
		Bannister Creek .....	Approximately 1,000 feet south of the intersection of Rock Hall Road and Nassau Expressway.	None	*7
			Intersection of North Street and Monroe Street.	*8	*7

Maps available for inspection at the Lawrence Village Building Department, 196 Central Avenue, Lawrence, New York.

Send comments to The Honorable Nancy B.W. Coe, 196 Central Avenue, Lawrence, New York 11559

New York .....	Long Beach (City) Nassau County.	Atlantic Ocean .....	Approximately 850 feet southeast of the intersection of East Broadway and Roosevelt Boulevard.	*14	15
		Reynolds Channel .....	Approximately 500 feet north of intersection of Lindell Boulevard and West Bay Drive.	*7	*8

Maps available for inspection at the City Hall, 1 West Chester Street, Long Beach, New York.

Send comments to Mr. Edwin L. Eaton, Long Beach City Manager, City Hall, 1 West Chester Street, Long Beach, New York 11561.

New York .....	Malverne (Village) Nassau County.	Motts Creek .....	At Motley Street .....	None	*24
			Approximately 220 feet upstream of Franklin Avenue.	None	*30

Maps available for inspection at the Village Hall, 99 Church Street, Malverne New York.

Send comments to The Honorable Joseph Canzoneri, Mayor of the Village of Malverne, 99 Church Street, Malverne, New York 11561.

New York .....	Massapequa Park (Village) Nassau County.	Atlantic Ocean: South Oyster Bay.	Approximately 350 feet south of the intersection of Skylark Road and Whitewood Drive.	*8	*9
			Approximately 125 feet southwest of the intersection of Knell Drive and Harbor Lane East.	*7	*8
		Massapequa Creek .....	Approximately 250 feet downstream of Southern State Parkway.	None	*38
			At Clark Street .....	None	*18

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified

Maps available for inspection at the Village Hall, 151 Front Street, Massapequa Park, New York.

Send comments to The Honorable George Nussbaum, Mayor of the Village of Massapequa Park, 151 Front Street, Massapequa Park, New York 11762.

New York .....	North Hempstead (Town) Nassau County.	Little Neck Bay .....	Approximately 200 feet southwest of the intersection of Shorecliff Place and Bayside Road.	*14	*13
			Approximately 400 feet northwest of the intersection of Woodland Place and Bayview Avenue.	None	*13
		Manhasset Bay .....	Approximately 175 feet west of West Shore Drive and Bayview Avenue.	*14	*16
		Russells Creek .....	Approximately 700 feet upstream of Melbourne Road.	None	*115

Maps available for inspection at the North Hempstead Town Hall, 220 Plandome Road, Manhasset, New York.

Send comments to Ms. Mary Newburger, North Hempstead Town Supervisor, 220 Plandome Road, Manhasset, New York 11030.

New York .....	Plandome Heights (Village) Nassau County.	Manhasset Bay .....	Approximately 100 feet west of the waterway and Shore Drive at the intersection of Shore Drive and The Beachway.	None	*14
			At northern corporate limits approximately 500 feet west of intersection of The Beachway and Shore Drive.	None	*16

Maps available for inspection at the Plandome Heights Village Office, 34 Grandview Circle, Manhasset, New York.

Send comments to The Honorable John Keitz, Mayor of the Village of Plandome Heights, P.O. Box 1384, Manhasset, New York 11030.

New York .....	Plandome Manor (Village) Nassau County.	Manhasset Bay .....	Approximately 750 feet west of intersection of Lake and Bayview Roads.	*17	*16
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Maps available for inspection at the Plandome Manor Village Hall, 1526 North Plandome Road, Plandome Manor, New York.

Send comments to Mr. Richard Rode, Plandome Manor Village Building Inspector, P.O. Box 951, Plandome Manor, New York 11030.

New York .....	Plandome (Village) Nassau County.	Manhasset Bay .....	Approximately 600 feet west of intersection of Shoreview Lane and Plandome Road.	None	*14
			Approximately 750 feet west of intersection of Shoreview Lane and Plandome Road.	None	*16

Maps available for inspection at the Plandome Village Hall, 65 South Drive, Plandome, New York.

Send comments to The Honorable Brian J. Vincent, Mayor of the Village of Plandome, 65 South Drive, Plandome, New York 11030.

New York .....	Rockville Centre (Village) Nassau County.	Mill River .....	Approximately 360 feet west of intersection of River Avenue and Demott Place.	None	*7
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Maps available for inspection at the Rockville Centre Village Engineer's Office, 110 Maple Avenue, Rockville Centre.

Send comments to Mr. Anthony M. Cancellieri, Rockville Centre Village Administrator, P.O. Box 950, Rockville Centre, New York 11571.

New York .....	Sands Point (Village) Nassau County.	Sandspoint/Hempstead Harbor.	Approximately 800 feet east of intersection of Harbor Road and Todd Drive.	*17	*10
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Maps available for inspection at the Sands Point Village Hall, Tibbits Lane, Port Washington, New York.

Send comments to The Honorable Leonard Wurzel, Mayor of the Village of Sands Point, P.O. Box 188, Port Washington, New York 11050.

New York .....	Thomaston (Village) Nassau County.	Manhasset Bay .....	Approximately 500 feet northeast of Colonial Road and East Shore Road.	None	*15
		Russells Creek .....	At Clent Road .....	None	*74
			Approximately 0.15 mile upstream of Clent Road.	None	*92

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified

Maps available for inspection at the Thomaston Village Hall, 100 East Shore Road, Great Neck, New York.

Send comments to The Honorable Bryan J. Holzberg, Mayor of the Village of Thomaston, 100 East Shore Road, Great Neck, New York 11023.

New York .....	Valley Stream (Village) Nassau County.	Motts Creek .....	Approximately 120 feet northeast of the intersection of Hungry Harbor Road and Rosedale Road.	None	*8
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Maps available for inspection at the Valley Stream Village Hall, 123 South Central Avenue, Valley Stream, New York.

Send comments to The Honorable James Darcy, Mayor of the Village of Valley Stream, 123 South Central Avenue, Valley Stream, New York 11582.

New York .....	Woodsburgh (Village) Nassau County.	Woodmere Channel .....	At intersection of Meadow Drive and Channel Road.	None	*7
			Approximately 500 feet south of intersection of Channel Road and Meadow Drive.	*8	*7
		Brosewere Bay .....	Approximately 450 feet southeast of intersection of Bay Drive and Hickory Road.	*8	*9

Maps available for inspection at the Woodsburgh Village Hall, 30 Piermont Avenue, Hewlett, New York.

Send comments to The Honorable Susan L. Schlaff, Mayor of the Village of Woodsburgh, 30 Piermont Avenue, Hewlett, New York 11557.

North Carolina .....	Whiteville (City) Columbus County.	Griffith Branch .....	Approximately 0.5 mile downstream of Nolan Avenue.	None	*55
			Approximately 210 feet upstream of Bentmoor Drive.	None	*79
		Mollies Branch .....	At Seaboard Coastline Railroad .....	None	*59
			Approximately 0.4 mile upstream of U.S. Business Routes 74-76.	None	*72
		Soules Swamp .....	Approximately 0.9 mile downstream of U.S. Route 701 Bypass.	None	*53
			Approximately 0.6 mile upstream of U.S. Route 701 Bypass.	None	*58
		White Marsh .....	At Seaboard Coastline Railroad .....	None	*54
			Approximately 20 feet upstream of U.S. Route 74-76 Bypass.	None	*59

Maps available for inspection at the Whiteville City Hall, 317 South Madison Street, Whiteville, North Carolina.

Send comments to Mr. Jeff Emory, Whiteville City Manager, P.O. Box 607, Whiteville, North Carolina 28472.

Pennsylvania .....	Hatfield (Borough) Montgomery County.	West Branch Neshaminy Creek.	Approximately 300 feet downstream of Lakewood Avenue.	None	*300
			Approximately 150 feet upstream of Lakewood Avenue.	None	*301

Maps available for inspection at the Borough Hall, 401 South Main Street, Hatfield, Pennsylvania.

Send comments to Ms. Stephanie Teoli, Manager of the Borough of Hatfield, P.O. Box 190, Hatfield, Pennsylvania 19440-0190.

Pennsylvania .....	Tredyffrin (Township) Chester County.	Little Valley Creek .....	On the upstream side of Mill Road .....	*149	*147
			Approximately 1,800 feet upstream of Church Road.	None	*245
		Tributary No. 2 of Trout Creek.	At confluence with Trout Creek .....	*155	*160
			Approximately 100 feet upstream of the confluence with Trout Creek.	*159	*160
		East Tributary to Crum Creek.	Approximately 650 feet upstream of Devon Road.	None	*467
			Approximately 830 feet upstream of Devon Road.	None	*470

Maps available for inspection at the Tredyffrin Municipal Building, 1100 DuPortail Road, Berwyn, Pennsylvania.

Send comments to Mr. Joseph A. Janasik, Tredyffrin Township Manager, 1100 DuPortail Road, Berwyn, Pennsylvania 19312.

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance.")

Dated May 13, 1996.

Richard W. Krimm,

*Acting Associate Director for Mitigation.*

[FR Doc. 96-12714 Filed 5-20-96; 8:45 am]

BILLING CODE 6718-04-P

#### 44 CFR Part 67

[Docket No. FEMA-7181]

#### Proposed Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency (FEMA).

**ACTION:** Proposed rule.

**SUMMARY:** Technical information or comments are requested on the proposed base (1% annual chance) flood elevations and proposed base flood elevation modifications for the communities listed below. The base flood elevations and modified base flood elevations are the basis for the floodplain management measures that the community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

**DATES:** The comment period is ninety (90) days following the second publication of this proposed rule in a newspaper of local circulation in each community.

**ADDRESSES:** The proposed base flood elevations for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the table below.

**FOR FURTHER INFORMATION CONTACT:** Michael K. Buckley, P.E., Chief, Hazard

Identification Branch, Mitigation Directorate, 500 C Street, SW, Washington, DC 20472, (202) 646-2756.

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency proposes to make determinations of base flood elevations and modified base flood elevations for each community listed below, in accordance with Section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed base flood elevations and modified base flood elevations, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, State, or regional entities. These proposed elevations are used to meet the floodplain management requirements of the NFIP and are also used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in these buildings.

#### National Environmental Policy Act

This proposed rule is categorically excluded from the requirements of 44 CFR Part 10, Environmental Consideration. No environmental impact assessment has been prepared.

#### Regulatory Flexibility Act

The Acting Associate Director for Mitigation certifies that this proposed rule is exempt from the requirements of the Regulatory Flexibility Act because

proposed or modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and are required to establish and maintain community eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

#### Regulatory Classification

This proposed rule is not a significant regulatory action under the criteria of Section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

#### Executive Order 12612, Federalism

This proposed rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

#### Executive Order 12778, Civil Justice Reform

This proposed rule meets the applicable standards of Section 2(b)(2) of Executive Order 12778.

#### List of Subjects in 44 CFR Part 67

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Accordingly, 44 CFR Part 67 is proposed to be amended as follows:

#### PART 67—[AMENDED]

1. The authority citation for Part 67 continues to read as follows:

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2. The tables published under the authority of § 67.4 are proposed to be amended as follows:

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet. (NGVD)	
				Existing	Modified
Arizona .....	Pima County (Unincorporated Area).	Santa Cruz River .....	Just upstream of Pima Mine Road .....	*2,663	*2,668
			4,650 feet upstream of Pima Mine Road	*2,671	*2,673
			3,850 feet downstream of Sahura Rita Road.	*2,698	*2,698
			Just upstream of Sahura Rita Road .....	*2,709	*2,711
			1,870 feet upstream of Sahura Rita Road	*2,716	*2,716
			3,350 feet downstream of U.S. Highway 89.	*2,736	*2,741
			Just upstream of U.S. Highway 89 .....	*2,751	*2,751
			1,770 feet upstream of U.S. Highway 89	*2,755	*2,758
			11,270 feet upstream of U.S. Highway 89	*2,791	*2,790
			5,010 feet downstream of Continental Road.	*2,830	*2,829