

circuit by December 20, 1996. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

List of Subjects

40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Incorporation by reference, Intergovernmental relations.

40 CFR Part 81

Air pollution control.

Note: Incorporation by reference of the Implementation Plan for the State of Washington was approved by the Director of the Office of Federal Register on July 1, 1982.

Dated: October 9, 1996.

Chuck Clarke,

Regional Administrator.

Chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 52—[AMENDED]

1. The authority citation for Part 52 continues to read as follows:

Authority: 42 U.S.C. 7401-7671q.

Subpart WW—Washington

2. Section 52.2470 is amended by adding paragraph (c)(68) to read as follows:

§ 52.2470 Identification of plan.

* * * * *

(c) * * *

(68) On March 19, 1996, the Director of Washington State Department of Ecology (Washington) submitted to the Regional Administrator of EPA a revision to the Carbon Monoxide State Implementation Plan for the Vancouver area containing a maintenance plan that demonstrated continued attainment of the NAAQS for carbon monoxide through the year 2006 and also containing an oxygenated fuels program as a contingency measure to be implemented if the area violates the CO NAAQS.

(i) Incorporation by reference.

(A) Letter dated March 19, 1996 from Washington to EPA requesting the redesignation of the Vancouver carbon monoxide nonattainment area to attainment and submitting the maintenance plan; the "Supplement to the State Implementation Plan for Carbon Monoxide (CO) in Vancouver, WA—Redesignation Request for Vancouver, WA as Attainment for CO," dated December 19, 1995, and adopted on February 29, 1996.

(B) Letters dated January 22, 1993 and April 22, 1994 from Washington to EPA submitting a revision and replacement pages to the State Implementation Plan; enclosure dated November 1992 entitled "Portland-Vancouver Carbon Monoxide Non-attainment Area (Washington State

Portion), 1990 Base Year Emissions Inventory," together with the emission inventory replacement pages for carbon monoxide in Vancouver, dated December 1993.

(ii) Additional material.

(A) Appendices to the Vancouver Area Redesignation Request and Maintenance Plan for the National Ambient Carbon Monoxide Standard dated December 1995: Appendix A, Technical Analysis Protocol; Appendix B, Carbon Monoxide Air Quality Data Monitoring Network; Appendix C, Carbon Monoxide Saturation Study; Appendix D, Carbon Monoxide Air Quality Monitoring Data; Appendix E, Emission Inventory; Appendix F, Conformity Process; Appendix G, Historical and Projected Population, Employment and Households; Appendix H, Portland/Vancouver Carbon Monoxide Nonattainment Area Separation Documentation; Appendix I, Washington Department of Ecology Vancouver Carbon Monoxide Study; and Appendix J, Maintenance Planning Process.

PART 81—[AMENDED]

1. The authority citation for part 81 continues to read as follows:

Authority: 42 U.S.C. 7401-7671q.

2. In § 81.348, the table for "Washington-Carbon Monoxide," is amended by revising the entry for the Vancouver Area to read as follows:

§ 81.348 Washington.

* * * * *

WASHINGTON-CARBON MONOXIDE

Designated area	Designation		Classification	
	Date ¹	Type	Date ¹	Type
* * * * *	*	*	*	
Vancouver Area: Clark County (part) Air Quality Maintenance Area	*	Attainment	*	

¹ This date is November 15, 1990, unless otherwise noted.

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FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 64

[Docket No. FEMA-7651]

List of Communities Eligible for the Sale of Flood Insurance

AGENCY: Federal Emergency Management Agency (FEMA).

ACTION: Final rule.

SUMMARY: This rule identifies communities participating in the National Flood Insurance Program (NFIP). These communities have applied to the program and have agreed to enact certain floodplain management measures. The communities' participation in the program authorizes the sale of flood insurance to owners of property located in the communities listed.

EFFECTIVE DATES: The dates listed in the third column of the table.

ADDRESSES: Flood insurance policies for property located in the communities listed can be obtained from any licensed property insurance agent or broker serving the eligible community, or from the NFIP at: Post Office Box 6464, Rockville, MD 20849, (800) 638-6620.

FOR FURTHER INFORMATION CONTACT: Robert F. Shea, Jr., Division Director, Program Implementation Division, Mitigation Directorate, 500 C Street SW., room 417, Washington, DC 20472, (202) 646-3619.

SUPPLEMENTARY INFORMATION: The NFIP enables property owners to purchase flood insurance which is generally not otherwise available. In return, communities agree to adopt and administer local floodplain management measures aimed at protecting lives and new construction from future flooding. Since the communities on the attached list have recently entered the NFIP, subsidized flood insurance is now available for property in the community.

In addition, the Director of the Federal Emergency Management Agency has identified the special flood hazard areas in some of these communities by publishing a Flood Hazard Boundary Map (FHBM) or Flood Insurance Rate Map (FIRM). The date of the flood map, if one has been published, is indicated in the fourth column of the table. In the communities listed where a flood map has been published, Section 102 of the

Flood Disaster Protection Act of 1973, as amended, 42 U.S.C. 4012(a), requires the purchase of flood insurance as a condition of Federal or federally related financial assistance for acquisition or construction of buildings in the special flood hazard areas shown on the map.

The Director finds that the delayed effective dates would be contrary to the public interest. The Director also finds that notice and public procedure under 5 U.S.C. 553(b) are impracticable and unnecessary.

National Environmental Policy Act

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

Regulatory Flexibility Act

The Acting Associate Director certifies that this rule will not have a significant economic impact on a substantial number of small entities in accordance with the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, because the rule creates no additional burden, but lists those communities eligible for the sale of flood insurance.

Regulatory Classification

This final 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.

Paperwork Reduction Act

This rule does not involve any collection of information for purposes of the Paperwork Reduction Act, 44 U.S.C. 3501 *et seq.*

Executive Order 12612, Federalism

This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, October 26, 1987, 3 CFR, 1987 Comp., p. 252.

Executive Order 12778, Civil Justice Reform

This rule meets the applicable standards of section 2(b)(2) of Executive Order 12778, October 25, 1991, 56 FR 55195, 3 CFR, 1991 Comp., p. 309.

List of Subjects in 44 CFR Part 64

Flood insurance, Floodplains.

Accordingly, 44 CFR part 64 is amended as follows:

PART 64—[AMENDED]

1. The authority citation for Part 64 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.

§ 64.6 [Amended]

2. The tables published under the authority of § 64.6 are amended as follows:

State/Location	Community No.	Effective date of eligibility	Current effective map date
New Eligibles—Emergency Program			
Illinois: Gilberts, village of, Kane County	170326	September 4, 1996	
Kentucky: Mt. Vernon, city of, Rockcastle County	210374 .....	.....do	
Michigan: Marlette, city of, Sanilac County	260959 .....	.....do	
Ohio: South Zanesville, village of, Muskingum County	390860 .....	.....do	
Nebraska: Benedict, village of, York County	310250	September 12, 1996	October 20, 1978. April 18, 1975.
Illinois:			
Perry County, unincorporated areas	170538	September 13, 1996	August 1, 1986.
Macoupin County, unincorporated areas	170930	September 18, 1996	January 6, 1978.
Iowa:			
Floyd County, unincorporated areas	190127 .....	.....do	June 3, 1977.
Jewell, city of, Hamilton County	190600 .....	.....do	August 13, 1976.
Texas: Maverick County, unincorporated areas	480470	September 23, 1996	December 20, 1977.
Pennsylvania:			
Dallastown, borough of, York County	422739	September 27, 1996	
Penn del, borough of, Bucks County	422678 .....	.....do	
New Eligibles—Regular Program			
Ohio: Fletcher, village of, Miami County	390900	September 4, 1996	March 15, 1995.
Illinois: Cumberland County, unincorporated areas	170987	September 18, 1996	July 18, 1985.
Texas:			
Highland Haven, city of, Burnet County ¹	481676	September 23, 1996	
Krum, city of, Denton County	480779 .....	.....do	September 16, 1988.
Illinois: Martinsville, city of, Clark County	170041	September 27, 1996	November 4, 1988.

State/Location	Community No.	Effective date of eligibility	Current effective map date
Reinstatements			
Pennsylvania: Sewickley Hills, borough of, Allegheny County.	420072	December 10, 1976, Emerg.; September 1, 1986, Reg.; October 4, 1995, Susp.; September 13, 1996, Rein.	October 4, 1995.
Illinois: Birds, village of, Lawrence County	170410	November 20, 1975, Emerg.; July 5, 1984, Reg.; July 5, 1984, Susp.; September 25, 1996, Rein.	July 5, 1984.
Pennsylvania: Coaldale, borough of, Bedford County	420118	June 16, 1975, Emerg.; April 16, 1990, Reg.; April 16, 1990, Susp.; September 27, 1996, Rein.	April 16, 1990.
Regular Program Conversions			
Region II			
New York: Wellsville, village of, Allegany County	360036	September 6, 1996, Suspension Withdrawn	September 6, 1996.
Region III			
West Virginia: Danville, town of, Boone County	540230 .....	.....do	Do.
Region V			
Indiana: Brownstown, town of, Jackson County	180317 .....	.....do	Do.
Region II			
New York: Dresden, town of, Washington County	361410	September 20, 1996, Suspension Withdrawn	September 20, 1996.
Hillburn, village of, Rockland County	360683 .....	.....do	Do.
Region III			
Pennsylvania: Shirley, township of, Huntingdon County.	421700 .....	.....do	Do.
Region IV			
Florida: Bay County, unincorporated areas	120004 .....	.....do	Do.
Region V			
Indiana: Scottsburg, city of, Scotts County	180234 .....	.....do	Do.
Michigan: Hartland, township of, Livingston County	260784 .....	.....do	Do.
Ohio: Riverside, city of, Montgomery County	390416 .....	.....do	Do.
Region VI			
New Mexico:			
Albuquerque, city of, Bernalillo County	350002 .....	.....do	Do.
Bernalillo County, unincorporated areas	350001 .....	.....do	Do.
Tijeras, village of, Bernalillo County	350135 .....	.....do	Do.
Region X			
Alaska: Fairbanks North Star, borough of, Fairbanks North Star Borough.	025009 .....	.....do	Do.
Washington: Skagit County, unincorporated areas	530151 .....	.....do	Do.

¹ The Town of Highland Haven has adopted by reference Burnet County's Flood Insurance Rate Map dated 11-16-90 for floodplain management and flood insurance purposes (Panel 284).

Code for reading third column: Emerg.—Emergency; Reg.—Regular; Rein.—Reinstatement; Susp.—Suspension; With.—Withdrawn.

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

Issued: October 10, 1996.

Richard W. Krimm,
Executive Associate Director, Mitigation Directorate.

[FR Doc. 96-26907 Filed 10-18-96; 8:45 am]

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44 CFR Part 65

[Docket No. FEMA-7196]

Changes in Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency (FEMA).

ACTION: Interim rule.

SUMMARY: This interim rule lists communities where modification of the base (1% annual chance) flood elevations is appropriate because of new scientific or technical data. New flood insurance premium rates will be calculated from the modified base flood elevations for new buildings and their contents.

DATES: These modified base flood elevations are currently in effect on the dates listed in the table and revise the Flood Insurance Rate Map(s) in effect prior to this determination for each listed community.

From the date of the second publication of these changes in a newspaper of local circulation, any person has ninety (90) days in which to

request through the community that the Acting Associate Director, Mitigation Directorate, reconsider the changes. The modified elevations may be changed during the 90-day period.

ADDRESSES: The modified 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 modified base flood elevations are not listed for each community in this