

governments, the nature of their concerns, copies of any written communications from the governments, and a statement supporting the need to issue the regulation. In addition, Executive Order 12875 requires EPA to develop an effective process permitting elected officials and other representatives of State, local, and tribal governments "to provide meaningful and timely input in the development of regulatory proposals containing significant unfunded mandates."

Today's rule does not create an unfunded Federal mandate on State, local, or tribal governments. The rule does not impose any enforceable duties on these entities. Accordingly, the requirements of section 1(a) of Executive Order 12875 do not apply to this rule.

C. Executive Order 13084

Under Executive Order 13084, entitled *Consultation and Coordination with Indian Tribal Governments* (63 FR 27655, May 19, 1998), EPA may not issue a regulation that is not required by statute, that significantly or uniquely affects the communities of Indian tribal governments, and that imposes substantial direct compliance costs on those communities, unless the Federal government provides the funds necessary to pay the direct compliance costs incurred by the tribal governments. If the mandate is unfunded, EPA must provide OMB, in a separately identified section of the preamble to the rule, a description of the extent of EPA's prior consultation with representatives of affected tribal governments, a summary of the nature of their concerns, and a statement supporting the need to issue the regulation. In addition, Executive Order 13084 requires EPA to develop an effective process permitting elected officials and other representatives of Indian tribal governments "to provide meaningful and timely input in the development of regulatory policies on matters that significantly or uniquely affect their communities."

Today's rule does not significantly or uniquely affect the communities of Indian tribal governments. This action does not involve or impose any requirements that affect Indian tribes. Accordingly, the requirements of section 3(b) of Executive Order 13084 do not apply to this rule.

IX. Submission to Congress and the Comptroller General

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides

that before a rule may take effect, the Agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and the Comptroller General of the United States. EPA will submit a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. This rule is not a "major rule" as defined by 5 U.S.C. 804(2).

List of Subjects in 40 CFR Part 180

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: September 9, 1999.

James Jones,

Director, Registration Division, Office of Pesticide Programs.

Therefore, 40 CFR chapter I is amended as follows:

PART 180—[AMENDED]

1. The authority citation for part 180 continues to read as follows:

Authority: 21 U.S.C. 321(q), 346a and 371.

2. In § 180.498, by revising the heading to paragraph (a); redesignating the existing paragraph (b) as paragraph (d) and revising the heading; adding a new paragraph (b); and adding and reserving paragraph (c) to read as follows:

§ 180.498 Sulfentrazone; tolerances for residues.

(a) *General.* * * *

(b) *Section 18 emergency*

exemptions. Time limited tolerances are established for residues of the herbicide N-[2,4-dichloro-5-[4-(difluoromethyl)-4,5-dihydro-3-methyl-5-oxo-1H-1,2,4-triazol-1-yl] phenyl] methanesulfonamide, in connection with use of the pesticide under section 18 emergency exemptions granted by EPA. The tolerance is specified in the following table. The tolerances expire and will be revoked by EPA on the date specified in the table.

Commodity	Parts per million	Expiration/revocation date
Bean, succulent seed without pod (lima beans & cowpeas).	0.1	12/30/00

Commodity	Parts per million	Expiration/revocation date
Sunflower	0.1	12/30/00

(c) *Tolerances with regional registrations.* [Reserved]

(d) *Indirect or inadvertent residues.*

* * * * *

[FR Doc. 99-24509 Filed 9-20-99; 8:45 am]

BILLING CODE 6560-50-F

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 65

Changes in Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency (FEMA).

ACTION: Final rule.

SUMMARY: Modified base (1% annual chance) flood elevations are finalized for the communities listed below. These modified elevations will be used to calculate flood insurance premium rates for new buildings and their contents.

EFFECTIVE DATES: The effective dates for these modified base flood elevations are indicated on the following table and revise the Flood Insurance Rate Map(s) in effect for each listed community prior to this date.

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: Matthew B. Miller, P.E., Chief, Hazards Study Branch, Mitigation Directorate, 500 C Street SW., Washington, DC 20472, (202) 646-3461, or (e-mail) matt.miller@fema.gov.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency makes the final determinations listed below of the final determinations of modified base flood elevations for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Associate Director has resolved any appeals resulting from this notification.

The modified base flood elevations are not listed for each community in this notice. However, this rule includes the address of the Chief Executive

Officer of the community where the modified base flood elevation determinations are available for inspection.

The modifications are made pursuant to Section 206 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are in accordance with the National Flood Insurance Act of 1968, 42 U.S.C. 4001 *et seq.*, and with 44 CFR Part 65.

For rating purposes, the currently effective community number is shown and must be used for all new policies and renewals.

The modified base flood elevations are the basis for the floodplain management measures that the community is required to either adopt or to show evidence of being already in effect in order to qualify or to remain qualified for participation in the National Flood Insurance Program (NFIP).

These modified 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 modified 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.

The changes in base flood elevations are in accordance with 44 CFR 65.4.

National Environmental Policy Act. This 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 Associate Director for Mitigation certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are required to maintain community eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

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.

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

Executive Order 12778, Civil Justice Reform. This rule meets the applicable standards of Section 2(b)(2) of Executive Order 12778.

List of Subjects in 44 CFR Part 65

Flood insurance, Floodplains, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 65 is amended to read as follows:

PART 65—[AMENDED]

1. The authority citation for part 65 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.

§ 65.4 [Amended]

2. The tables published under the authority of § 65.4 are amended as follows:

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Arizona: Coconino (FEMA Docket No. 7288).	City of Flagstaff	April 20, 1999, April 29, 1999, <i>Arizona Daily Sun</i> .	The Honorable Christopher J. Bavasi, Mayor, city of Flagstaff, 211 West Aspen Avenue, Flagstaff, Arizona 86001.	March 17, 1999	040020
Arkansas: Crittenden (FEMA Docket No. 7288).	City of Memphis ...	April 20, 1999, April 27, 1999, <i>Evening Times</i> .	The Honorable William H. Johnson, Mayor, City of West Memphis, P.O. Box 1728, West Memphis, Arkansas 72303.	March 30, 1999	050055
California: Los Angeles (FEMA Docket No. 7288)	City of Los Angeles.	April 22, 1999, April 29, 1999, <i>Los Angeles Times</i> .	The Honorable Richard J. Riordan, Mayor, city of Los Angeles, City Hall, Room 305, 200 North Main Street, Los Angeles, California 90012.	March 12, 1999	060137
Colorado:					
Douglas (FEMA Docket No. 7288).	Unincorporated Areas.	April 21, 1999, April 28, 1999, <i>Douglas County News Press</i> .	The Honorable James Sullivan, Chairman, Douglas County, Board of Commissioners, 101 Third Street, Castle Rock, Colorado 80104.	March 29, 1999	080049
Douglas (FEMA Docket No. 7288).	Town of Parker	April 22, 1999, April 29, 1999, <i>Parker Trail</i> .	The Honorable Gary Lasater, Mayor, Town of Parker, 20120 East Main Street, Parker, Colorado 80138.	March 29, 1999	080310
San Miguel (FEMA Docket No. 7288).	Town of Telluride	April 9, 1999, April 16, 1999, <i>Telluride Daily Planet</i> .	The Honorable Elaine Fischer, Mayor, Town of Telluride, P.O. Box 397, Telluride, Colorado 81435.	March 10, 1999	080186
Missouri: Madison (FEMA Docket No. 7288).	City of Fredericktown.	April 21, 1999, April 28, 1999, <i>Democrat News</i> .	The Honorable Phillip Wulfert, Mayor, City of Fredericktown, City Hall, 124 Main Street, Fredericktown, Missouri 63645.	March 24, 1999	290221
Nebraska:					

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Sarpy (FEMA Docket No. 7260).	City of Papillion	September 16, 1998, September 23, 1998, <i>The Papillion Times</i> .	The Honorable Pete Goodman, Mayor, City of Papillion, City Hall, 122 East Third Street, Papillion, Nebraska 68046.	August 14, 1998 ..	315275
Sarpy (FEMA Docket No. 7256).	Unincorporated Areas.	September 16, 1998, September 23, 1998, <i>The Papillion Times</i> .	The Honorable Tim Gray, Chairman, Sarpy County, Board of Commissioners, County Courthouse, 1210 Golden Gate Drive, Suite 1118, Papillion, Nebraska 68046.	August 14, 1998 ..	310190
Texas:					
Bandera (FEMA Docket No. 7288).	City of Bandera	April 21, 1999, April 28, 1999, <i>Bandera Bulletin</i> .	The Honorable Bob Cowan, Mayor, City of Bandera, P.O. Box 896, Bandera, Texas 78003.	July 27, 1999	480021
Bandera (FEMA Docket No. 7288).	Unincorporated Areas.	April 21, 1999, April 28, 1999, <i>Bandera Bulletin</i> .	The Honorable Richard A. Evans, Bandera County Judge, County Courthouse, P.O. Box 877, Bandera, Texas 78003.	July 27, 1999	480020
Tarrant (FEMA Docket No. 7288).	City of Bedford	April 23, 1999, April 30, 1999, <i>Fort Worth Star-Telegram</i> .	The Honorable Rick Hurt, Mayor, City of Bedford, 2000 Forrest Ridge Drive, Bedford, Texas 76021.	March 26, 1999	480585
Brazos (FEMA Docket No. 7288).	City of College Station.	April 21, 1999, April 28, 1999, <i>Bryan-College Station Eagle</i> .	The Honorable Lynn McIlhane, Mayor, City of College Station, P.O. Box 9960, College Station, Texas 77842-0960.	March 26, 1999	480083
Tarrant (FEMA Docket No. 7288).	City of Crowley	April 14, 1999, April 21, 1999, <i>Fort Worth Star-Telegram</i> .	The Honorable Chuck Rutherford, Mayor, City of Crowley, P.O. Box 747, Crowley, Texas 76036.	July 20, 1999	480591
El Paso (FEMA Docket No. 7288).	City of El Paso	April 20, 1999, April 27, 1999, <i>El Paso Times</i> .	The Honorable Carlos M. Ramirez, Mayor, City of El Paso, Two Civic Center Plaza, El Paso, Texas 79901-1196.	March 26, 1999	480214
Tarrant (FEMA Docket No. 7288).	City of Euless	April 13, 1999, April 20, 1999, <i>Fort Worth Star-Telegram</i> .	The Honorable Mary Lib Saleh, Mayor, City of Euless, 201 North Ector Drive, Euless, Texas 76039.	March 16, 1999	480593
Tarrant (FEMA Docket No. 7288).	City of Fort Worth	April 30, 1999, May 7, 1999, <i>Fort Worth Star-Telegram</i> .	The Honorable Kenneth Barr, Mayor, City of Fort Worth, 1000 Throckmorton Street, Fort Worth, Texas 76102-6311.	April 1, 1999	480596
Tarrant (FEMA Docket No. 7288).	City of Haltom City	April 8, 1999, April 15, 1999, <i>Fort Worth Star-Telegram</i> .	The Honorable Gary Larson, Mayor, City of Haltom City, P.O. Box 14246, Haltom City, Texas 76117-1246.	March 16, 1999	480599
Collin (FEMA Docket No. 7288).	City of Plano	April 21, 1999, April 28, 1999, <i>Plano Star Courier</i> .	The Honorable John Longstreet, Mayor, City of Plano, P.O. Box 860358, Plano, Texas 75086-0358.	March 26, 1999	480140
Tarrant (FEMA Docket No. 7288).	City of Watauga ...	April 8, 1999, April 15, 1999, <i>Fort Worth Star-Telegram</i> .	The Honorable Hector Garcia, Mayor, City of Watauga, 7101 Whitley Road, Watauga, Texas 76148.	March 16, 1999	480613
Utah					
Salt Lake (FEMA Docket No. 7288).	Unincorporated Areas.	April 13, 1999, April 20, 1999, <i>Salt Lake Tribune</i> .	The Honorable Mary Callaghan, Chairperson, Salt Lake County Commission, 2001 South State Street, Suite N2100, Salt Lake City, Utah 84190-1000.	July 19, 1999	490102
Salt Lake (FEMA Docket No. 7288).	City of South Jordan.	April 13, 1999, April 20, 1999, <i>Salt Lake Tribune</i> .	The Honorable Dix McMullin, Mayor, City of South Jordan, 11175 South Redwood Road, South Jordan, Utah 84095.	July 19, 1999	490107
Salt Lake (FEMA Docket No. 7288).	City of West Jordan.	April 13, 1999, April 20, 1999, <i>Salt Lake Tribune</i> .	The Honorable Donna Evans, Mayor, City of West Jordan, 8000 South Redwood Road, West Jordan, Utah 84088.	July 19, 1999	490108

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

Dated: September 14, 1999.

Michael J. Armstrong,

Associate Director for Mitigation.

[FR Doc. 99-24561 Filed 9-20-99; 8:45 am]

BILLING CODE 6718-04-P

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 65

[Docket No. FEMA-7300]

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 Associate Director for Mitigation 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: Matthew B. Miller, P.E., Chief, Hazards

Study Branch, Mitigation Directorate, 500 C Street SW., Washington, DC 20472, (202) 646-3461, or (e-mail) matt.miller@fema.gov.

SUPPLEMENTARY INFORMATION: The modified base flood elevations are not listed for each community in this interim rule. However, the address of the Chief Executive Officer of the community where the modified base flood elevation determinations are available for inspection is provided.

Any request for reconsideration must be based upon knowledge of changed conditions, or upon new scientific or technical data.

The modifications are made pursuant to Section 201 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are in accordance with the National Flood Insurance Act of 1968, 42 U.S.C. 4001 *et seq.*, and with 44 CFR Part 65.

For rating purposes, the currently effective community number is shown and must be used for all new policies and renewals.

The modified base flood elevations are the basis for the floodplain management measures that the community is required to either adopt or to show evidence of being already in effect in order to qualify or to remain qualified for participation in the National Flood Insurance Program (NFIP).

These modified 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.

The changes in base flood elevations are in accordance with 44 CFR 65.4.

National Environmental Policy Act

This 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 Associate Director for Mitigation certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are required to maintain community eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

Regulatory Classification

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

Executive Order 12778, Civil Justice Reform

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

List of Subjects in 44 CFR Part 65

Flood insurance, Floodplains, Reporting and recordkeeping requirements.

Accordingly, 44 CFR Part 65 is amended to read as follows:

PART 65—[AMENDED]

1. The authority citation for Part 65 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.

§ 65.4 [Amended]

2. The tables published under the authority of § 65.4 are amended as follows:

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Colorado: El Paso	City of Colorado Springs.	July 22, 1999, July 29, 1999, <i>Gazette Telegraph</i> .	The Honorable Mary Lou Makepeace, Mayor, City of Colorado Springs, P.O. Box 1575, Colorado Springs, Colorado 80901-1575.	July 1, 1999	080060
Idaho: Ada	Unincorporated Areas.	July 21, 1999, July 28, 1999, <i>The Idaho Statesman</i> .	The Honorable Vernon Bisterfeldt, Chairman, Ada County Board of Commissioners, 650 West Main Street, Boise, Idaho 83702.	Oct. 26, 1999	160001
Idaho: Ada	City of Eagle	July 21, 1999, July 28, 1999, <i>Valley News</i> .	The Honorable Rick Yzaguirre, Mayor, City of Eagle, 310 East State, Eagle, Idaho 83616.	Oct. 26, 1999	160003