

40 CFR citation	OMB control No.
* * * *	*
721.7046 .....	2070-0012
* * * *	*
721.8090 .....	2070-0012
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721.9526 .....	2070-0012
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721.9656 .....	2070-0012
721.9658 .....	2070-0012
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721.9892 .....	2070-0012

**Lead-Based Paint Poisoning Prevention in Certain Residential Structures**  
part 745, subpart F ..... 2070-0151

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b. Under the heading "Reporting and Recordkeeping Requirements" by removing the entire entry for "704.30." [FR Doc. 96-16818 Filed 6-28-96; 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:** 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 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 Acting 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 Acting Associate Director, Mitigation Directorate, 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.

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

#### § 65.4 [Amended]

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: Maricopa (FEMA Docket No. 7147).	City of Scottsdale .....	June 1, 1995, June 8, 1995, <i>Scottsdale Progress</i> .	The Honorable Herbert Drinkwater, Mayor, City of Scottsdale, P.O. Box 1000, Scottsdale, Arizona 85252-1000.	May 5, 1995 .....	045012
Arkansas: Benton (FEMA Docket No. 7171).	Unincorporated areas.	Dec. 1, 1995, Dec. 8, 1995, <i>Benton County Daily Record</i> .	The Honorable Bruce Rutherford, Benton County Judge, P.O. Box 278, Bentonville, Arkansas 72712.	Nov. 3, 1995 .....	050419
Benton (FEMA Docket No. 7171).	City of Rogers .....	Dec. 1, 1995, Dec. 8, 1995, <i>Benton County Daily Record</i> .	The Honorable John W. Sampier, Jr., Mayor, City of Rogers, 300 West Poplar, Rogers, Arkansas 72756.	Nov. 3, 1995 .....	050013
Colorado: Boulder (FEMA Docket No. 7167).	Unincorporated areas	Nov. 23, 1995, Nov. 30, 1995, <i>Daily Camera</i> .	The Honorable Ronald K. Stewart, Chairperson, Boulder County Board of Supervisors, P.O. Box 471, Boulder, Colorado 80306.	Nov. 1, 1995 .....	080023
Boulder (FEMA Docket No. 7167).	City of Boulder .....	Nov. 23, 1995, Nov. 30, 1995, <i>Daily Camera</i> .	The Honorable Leslie Durgin, Mayor, City of Boulder, P.O. Box 791, Boulder, Colorado 80306.	Nov. 1, 1995 .....	080024
Hawaii: Honolulu (FEMA Docket No. 7171).	City and county of Honolulu.	Dec. 7, 1995, Dec. 14, 1995, <i>Honolulu Advertiser</i> .	The Honorable Jeremy Harris, Mayor, City and County of Honolulu, 530 South King Street, Room 300, Honolulu, Hawaii 96813.	Nov. 13, 1995 .....	150001
Idaho: Bannock (FEMA Docket No. 7167).	City of Pocatello .....	Nov. 23, 1995, Nov. 30, 1995, <i>Idaho State Journal</i> .	The Honorable Peter Angstadt, Mayor, City of Pocatello, P.O. Box 4169, Pocatello, Idaho 83205.	Oct. 12, 1995 .....	160012
Oklahoma: Oklahoma (FEMA Docket No. 7167).	City of Oklahoma City	Nov. 23, 1995, Nov. 30, 1995, <i>Journal Record</i> .	The Honorable Ronald J. Norick, Mayor, City of Oklahoma City, 200 North Walker Avenue, Oklahoma City, Oklahoma 73102.	Oct. 19, 1995 .....	405378
Texas: Tarrant (FEMA Docket No. 7171).	City of Arlington .....	Dec. 1, 1995, Dec. 8, 1995, <i>Fort Worth Telegram</i> .	The Honorable Richard Greene, Mayor, City of Arlington, P.O. Box 231, Arlington, Texas 76004-0231.	Nov. 10, 1995 .....	485454
Dallas (FEMA Docket No. 7171).	City of Coppell .....	Dec. 1, 1995, Dec. 8, 1995, <i>Citizen's Advocate</i> .	The Honorable Tom Morton, Mayor, City of Coppell, P.O. Box 478, Coppell, Texas 75019.	Nov. 10, 1995 .....	480170
Harris (FEMA Docket No. 7171).	Unincorporated areas.	Dec. 6, 1995, Dec. 13, 1995, <i>Houston Chronicle</i> .	The Honorable Jon Lindsay, Harris County Judge, 1001 Preston Street, Houston, Texas 77002.	Nov. 8, 1995 .....	480287
Dallas (FEMA Docket No. 7171).	City of Irving .....	Dec. 1, 1995, Dec. 8, 1995, <i>Citizen's Advocate</i> .	The Honorable Bobby Joe Raper, Mayor, City of Irving, P.O. Box 152288, Irving, Texas 75015-2288.	Nov. 10, 1995 .....	480180

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Collin (FEMA Docket No. 7171).	City of Murphy .....	Dec. 20, 1995, Dec. 27, 1995, <i>Wylie News</i> .	The Honorable Greg Singleton, Mayor, City of Murphy, 205 North Murphy Road, Murphy, Texas 75094.	Nov. 30, 1995 .....	480137
Collin (FEMA Docket No. 7162).	City of Plano .....	Nov. 23, 1995, Nov. 30, 1995, <i>Plano Star Courier</i> .	The Honorable James N. Muns, Mayor, City of Plano, P.O. Box 860358, Plano, Texas 75086-0358.	Oct. 27, 1995 .....	480140
Collin (FEMA Docket No. 7171).	City of Plano .....	Dec. 20, 1995, Dec. 27, 1995, <i>Plano Star Courier</i> .	The Honorable James N. Muns, Mayor, City of Plano, P.O. Box 860358, Plano, Texas 75086-0358.	Nov. 30, 1995 .....	480140

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

Dated: June 25, 1996.

Richard W. Krimm,

*Acting Associate Director for Mitigation.*

[FR Doc. 96-16701 Filed 6-28-96; 8:45 am]

BILLING CODE 6718-04-P

#### 44 CFR Part 65

[Docket No. FEMA-7185]

#### Changes in Flood Elevation Determinations

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

**ACTION:** Interim final rule.

**SUMMARY:** This interim final 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 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 Acting Associate Director, Mitigation Directorate, 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.