

State/location	Community No.	Effective date of eligibility	Current effective map date
<b>Regular Program Conversions</b>			
<b>Region II</b>			
New York:			
Bolton, town of, Warren County .....	360869	Aug. 16, 1996, Suspension Withdrawn .....	Aug. 16, 1996.
Lake George, town of, Warren County .....	360876	.....do .....	Do.
Queensbury, town of, Warren County .....	360879	.....do .....	Do.
<b>Region V</b>			
Illinois: Centralia, city of, Marion and Clinton Counties .....	170453	.....do .....	Do.
Indiana: Seymour, city of, Jackson County .....	180099	.....do .....	Do.
Michigan:			
Coldwater, city of, Branch County .....	260813	.....do .....	Do.
Coldwater, township of, Branch County .....	260826	.....do .....	Do.
Wisconsin: Dunn County, unincorporated areas .....	550118	.....do .....	Do.
<b>Region VII</b>			
Missouri: Howard County, unincorporated areas .....	290162	.....do .....	Do.
<b>Region X</b>			
Washington:			
Ferry County, unincorporated areas .....	530041	.....do .....	Do.
Stevens County, unincorporated areas .....	530185	.....do .....	Do.

Code for reading third column: Emerg.;- Emergency; Reg.;- Regular; Rein.;- Reinstatement; Susp.;-Suspension; With.- Withdrawn.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: September 24, 1996.

Richard W. Krimm,

*Acting Associate Director, Mitigation Directorate.*

[FR Doc. 96-25090 Filed 9-30-96; 8:45 am]

BILLING CODE 6718-05-P

#### 44 CFR Part 64

[Docket No. FEMA-7650]

#### Suspension of Community Eligibility

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

**ACTION:** Final rule.

**SUMMARY:** This rule identifies communities, where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP), that are suspended on the effective dates listed within this rule because of noncompliance with the floodplain management requirements of the program. If the Federal Emergency Management Agency (FEMA) receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in this rule, the suspension will be withdrawn by publication in the Federal Register.

**EFFECTIVE DATE:** The effective date of each community's suspension is the third date ("Susp.") listed in the third column of the following tables.

**ADDRESSES:** If you wish to determine whether a particular community was suspended on the suspension date,

contact the appropriate FEMA Regional Office or the NFIP servicing contractor.

#### 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 aimed at protecting lives and new construction from future flooding. Section 1315 of the National Flood Insurance Act of 1968, as amended, 42 U.S.C. 4022, prohibits flood insurance coverage as authorized under the National Flood Insurance Program, 42 U.S.C. 4001 *et seq.*, unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed in this document no longer meet that statutory requirement for compliance with program regulations, 44 CFR part 59 *et seq.* Accordingly, the communities will be suspended on the effective date in the third column. As of that date, flood insurance will no longer be available in the community. However, some of these communities may adopt and submit the required documentation of legally enforceable floodplain management measures after this rule is published but prior to the actual suspension date. These communities will not be suspended and will continue their eligibility for the sale of insurance. A notice withdrawing the suspension of

the communities will be published in the Federal Register.

In addition, the Federal Emergency Management Agency has identified the special flood hazard areas in these communities by publishing a Flood Insurance Rate Map (FIRM). The date of the FIRM if one has been published, is indicated in the fourth column of the table. No direct Federal financial assistance (except assistance pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act not in connection with a flood) may legally be provided for construction or acquisition of buildings in the identified special flood hazard area of communities not participating in the NFIP and identified for more than a year, on the Federal Emergency Management Agency's initial flood insurance map of the community as having flood-prone areas (section 202(a) of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4106(a), as amended). This prohibition against certain types of Federal assistance becomes effective for the communities listed on the date shown in the last column.

The Acting Associate Director finds that notice and public comment under 5 U.S.C. 553(b) are impracticable and unnecessary because communities listed in this final rule have been adequately notified.

Each community receives a 6-month, 90-day, and 30-day notification addressed to the Chief Executive Officer that the community will be suspended unless the required floodplain management measures are met prior to the effective suspension date. Since these notifications have been made, this

final rule may take effect within less than 30 days.

**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 has determined that this rule is exempt from the requirements of the Regulatory Flexibility Act because the National Flood Insurance Act of 1968, as amended, 42 U.S.C. 4022, prohibits flood insurance coverage unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed no longer comply with the statutory

requirements, and after the effective date, flood insurance will no longer be available in the communities unless they take remedial action.

**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	Date certain federal assistance no longer available in special flood hazard areas
<b>Region I</b>				
Massachusetts: West Tisbury, town of, Dukes County.	250074	March 29, 1978 Emerg.; October 15, 1985, Reg.; September 29, 1996, Susp.	September 29, 1996	September 29, 1996
<b>Region II</b>				
New York:				
Elimira, town of, Chemung County .....	360151	February 9, 1973, Emerg.; October 16, 1984, Reg.; September 29, 1996, Susp.	.....do .....	Do.
Horseheads, town of, Chemung County.	360153	June 20, 1973, Emerg.; September 4, 1986, Reg.; September 29, 1996, Susp.	.....do .....	Do.
Lake George, village of, Warren County.	360877	April 27, 1975, Emerg.; June 22, 1984, Reg.; September 29, 1996, Susp.	.....do .....	Do.
<b>Region V</b>				
Minnesota: Koochiching County, unincorporated areas.	270233	July 1, 1974, Emerg.; June 1, 1988, Reg.; September 29, 1996, Susp.	.....do .....	Do.
Ohio: Montgomery County, unincorporated areas.	390775	September 27, 1977, Emerg.; December 15, 1981, Reg.; September 29, 1996, Susp.	.....do .....	Do.
Wisconsin: Platteville, city of, Grant County.	550154	June 24, 1975, Emerg.; September 29, 1996, Reg.; September 29, 1996, Susp.	.....do .....	Do.
<b>Region IV</b>				
Florida: Sewall's Point, town of, Martin County.	120164	July 26, 1973, Emerg.; August 15, 1978, Reg.; October 16, 1996, Susp.	October 16, 1996 ....	October 16, 1996.
Tennessee:				
Carter County, unincorporated areas	470024	May 30, 1979, Emerg.; January 3, 1990, Reg.; October 16, 1996, Susp.	.....do .....	Do.
Elizabethton, city of, Carter County .....	475425	March 30, 1970, Reg.; October 16, 1996, Susp.	.....do .....	Do.
Jonesborough, town of, Washington County.	470198	January 16, 1974, Emerg.; September 30, 1982, Reg.; October 16, 1996, Susp.	.....do .....	Do.
Watauga, city of, Carter County .....	470331	October 16, 1996, Reg.; October 16, 1996, Susp.	.....do .....	Do.
<b>Region V</b>				
Michigan: Arcadia, township of, Manistee County.	260306	September 24, 1974, Emerg.; September 1, 1986, Reg.; October 16, 1996, Susp.	.....do .....	Do.

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

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

Issued: September 23, 1996.

Robert H. Volland,

Director, National Earthquake Loss Reduction Program.

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## FEDERAL MARITIME COMMISSION

### 46 CFR Parts 501, 502, 514 and 583

#### Reorganization of Enforcement Components

**AGENCY:** Federal Maritime Commission.

**ACTION:** Final rule.

**SUMMARY:** The Federal Maritime Commission is amending its rules to reflect the establishment of the Bureau of Enforcement and the replacement of its District Offices with Area Representatives.

**EFFECTIVE DATE:** October 1, 1996.

**FOR FURTHER INFORMATION CONTACT:** Vern W. Hill, Director, Bureau of Enforcement, Federal Maritime Commission, 800 North Capitol Street, NW., Washington, DC 20573, (202) 523-5783.

**SUPPLEMENTARY INFORMATION:** The Federal Maritime Commission is amending various provisions of Part 500 to end of Title 46 of the Code of Federal Regulations to reflect the reorganization of its enforcement components, which includes the consolidation of the Bureau of Hearing Counsel and the Bureau of Investigations into a new Bureau of Enforcement and the replacement of its District Offices with individual Area Representatives. Notice and public comment are not necessary prior to the issuance of this rule because it deals solely with matters of agency organization. Neither is a delayed effective date required. This action does not affect the substantive duties and functions of the Commission's enforcement components.

#### List of Subjects

##### 46 CFR Part 501

Administrative practice and procedure, Authority delegations, Organization and functions, Seals and insignia.

##### 46 CFR Part 502

Administrative practice and procedure, Claims, Equal access to justice, Investigations, Lawyers,

Reporting and recordkeeping requirements.

##### 46 CFR Part 514

Freight, Harbors, Maritime carriers, Reporting and recordkeeping requirements.

##### 46 CFR Part 583

Freight, Maritime carriers, Reporting and recordkeeping requirements, Surety bonds.

Title 46 of the Code of Federal Regulations is amended as follows:

#### PART 501—THE FEDERAL MARITIME COMMISSION—GENERAL

1. The authority citation for Part 501 continues to read as follows:

Authority: 5 U.S.C. 551-557, 701-706, 2903 and 6304; 31 U.S.C. 3721; 41 U.S.C. 414 and 418; 44 U.S.C. 501-520 and 3501-3520; 46 U.S.C. app. 801-848, 876, 1111, and 1701-1720; Reorganization Plan No. 7 of 1961, 26 FR 7315, August 12, 1961; Pub. L. 89-56, 79 Stat. 195; 5 CFR Part 2638.

2. Section 501.3(l) is revised to read as follows: