

State and county	Location and case No.	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Jefferson .....	City of Lakewood (03-08-0305P).	March 25, 2004; April 1, 2004; <i>Lakewood Sentinel</i> .	The Honorable Steve Burkholder, Mayor, City of Lakewood, Lakewood Civic Center South, 480 South Allison Parkway, Lakewood, Colorado 80226.	July 1, 2004 .....	085075
Jefferson .....	Unincorporated Areas (03-08-0479P).	February 25, 2004; March 3, 2004; <i>Evergreen Canyon Courier</i> .	The Honorable Michelle Lawrence, Chairperson, Jefferson County Board of Commissioners, 100 Jefferson County Parkway, Golden, Colorado 80419-5550.	June 2, 2004 .....	080087
Jefferson .....	City of Westminster (03-08-0520P).	January 29, 2004; February 5, 2004; <i>Westminster Window</i> .	The Honorable Ed Moss, Mayor, City of Westminster, 4800 West 92 nd Avenue, Westminster, Colorado 80031.	May 6, 2004 .....	080008
Hawaii:					
Hawaii .....	Hawaii County (03-09-1531P).	February 12, 2004; February 19, 2004; <i>Hawaii Tribune Herald</i> .	The Honorable Harry Kim, Mayor, Hawaii County, 25 Aupuni Street, Hilo, Hawaii 96720.	January 20, 2004 .....	155166
Maui .....	Maui County (03-09-0438P).	March 25, 2004; April 1, 2004; <i>Maui News</i> .	The Honorable Alan M. Arawaka, Mayor, Maui County, 200 South High Street, Wailuku, Hawaii 96793-2155.	July 1, 2004 .....	150003
Utah: Sevier .....	City of Salina (04-08-0072P).	February 25, 2004; March 3, 2004; <i>Richfield Reaper</i> .	The Honorable Marilyn S. Anderson, Mayor, City of Salina, P.O. Box 69, Salina, Utah 84654.	June 2, 2004 .....	490132
Washington: King	City of Bellevue (03-10-0399P).	February 26, 2004; March 4, 2004; <i>King County Journal</i> .	The Honorable Connie Marshall, Mayor, City of Bellevue, P.O. Box 90012, Bellevue, Washington 98009-9012.	June 3, 2004 .....	530074

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

Dated: June 15, 2004.

**Archibald C. Reid, III,**

*Acting Director, Mitigation Division, Emergency Preparedness and Response Directorate.*

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**BILLING CODE 9110-12-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

**Final Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency (FEMA), Emergency Preparedness and Response Directorate, Department of Homeland Security.

**ACTION:** Final rule.

**SUMMARY:** Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that each 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: Effective Date:** The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the FIRM is available for inspection as indicated in the table below.

**ADDRESSES:** The final BFEs 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:** Doug Bellomo, P.E. Hazard Identification Section, Emergency Preparedness and Response Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2903.

**SUPPLEMENTARY INFORMATION:** FEMA makes the final determinations listed below of BFEs and modified BFEs for each community listed. The proposed BFEs and proposed modified BFEs were published in newspapers of local circulation and an opportunity for the community or individuals to appeal the proposed determinations to or through

the community was provided for a period of ninety (90) days. The proposed BFEs and proposed modified BFEs were also published in the **Federal Register**.

This final rule is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67.

FEMA has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and FIRM available at the address cited below for each community.

The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

**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 Mitigation Division Director of the Emergency Preparedness and Response Directorate certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because

final or modified BFEs 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 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 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 amended to read 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.

**§ 67.11 [Amended]**

■ 2. The tables published under the authority of § 67.11 are amended as follows:

Source of flooding and location	# Depth in feet above ground. *Elevation in feet (NGVG) +Elevation in feet (NAVD)
<b>ARIZONA</b>	
<b>Gila County, (FEMA Docket No. B-7435)</b>	
<i>Bloody Tanks Wash:</i>	
Just upstream of Mine Road	*3,310
Just upstream of New Street	*3,357
Approximately 1,700 feet upstream of Southern Pacific Railroad crossing	*3,398
<i>Coyote Wash:</i>	
At confluence with Russell Gulch	*3,445
Approximately 2,400 feet upstream of Russell Road	*3,643
<i>Ice House Canyon:</i>	
At Pueblo Ruins Road	*3,600
Just upstream of Pinal View Road	*3,670

Source of flooding and location	# Depth in feet above ground. *Elevation in feet (NGVG) +Elevation in feet (NAVD)
At confluence of Kellner Canyon	*3,781
<i>Kellner Canyon:</i>	
At confluence with Ice House Canyon	*3,781
Approximately 250 feet upstream of Kellner Canyon Road	*3,855
<i>McMillen Wash:</i>	
Just downstream of 7th Street	*3,580
<i>Pinal Creek (at Globe):</i>	
Approximately 2,400 feet downstream of U.S. Highway 60/70	*3,417
Just upstream of Dickson Drive	*3,633
Approximately 3,400 feet upstream of Six Shooter Canyon Road	*3,809
<i>Roberts Wash:</i>	
At confluence with Russell Gulch	*3,348
Approximately 300 feet upstream of Roberts Road	*3,429
<i>Russell Gulch:</i>	
Approximately 800 feet downstream of U.S. Highway 60/70	*3,304
At confluence of Coyote Wash	*3,444
Approximately 5,000 feet upstream of confluence of Coyote Wash	*3,563
<i>Watertank Wash:</i>	
At confluence with Russell Gulch	*3,352
Just upstream of Landfill Lane	*3,432.
Approximately 5,400 feet upstream of Landfill Lane	*3,681
<b>Maps are available for inspection at the Gila County Courthouse, 1400 East Ash Street, and at the Public Library Office First Floor Planning and Zoning Counter, Globe, Arizona.</b>	
<b>Miami (Town), Gila County (FEMA Docket No. B-7435)</b>	
<i>Bloody Tanks Wash:</i>	
Approximately 850 feet upstream of Southern Pacific Railroad crossing	*3,381
Approximately 1,700 feet upstream of Southern Pacific Railroad crossing	*3,398
<b>Maps are available for inspection at the Miami Town Hall, 500 Sullivan Street, and the Memorial Library, 1052 Anonis Avenue, Miami, Arizona.</b>	
<b>Globe (City), Gila County (FEMA Docket No. B-7435)</b>	
<i>Ice House Canyon:</i>	
At confluence with Pinal Creek (at Globe)	*3,578
Approximately 100 feet upstream of Pueblo Ruins Road	*3,602
<i>McMillen Wash:</i>	

Source of flooding and location	# Depth in feet above ground. *Elevation in feet (NGVG) +Elevation in feet (NAVD)
At confluence with Pinal Creek (at Globe)	*3,539
Just upstream of U.S. Highway 60/70	*3,625
Just downstream of West Mesquite Street	*3,768
<i>Pinal Creek (at Globe):</i>	
Approximately 200 feet upstream of Ruiz Canyon Road	*3,539
Approximately 1,200 feet upstream of confluence of Ice House Canyon	*3,592
<i>Russell Gulch:</i>	
Just downstream of Hospital Drive	*3,324
At confluence of Roberts Wash	*3,347
Approximately 1,000 feet upstream of confluence of Watermark Wash	*3,363
<i>Watertank Wash:</i>	
Approximately 4,000 feet upstream of Landfill Lane	*3,602
Approximately 4,500 feet upstream of Landfill Lane	*3,630
<b>Maps are available for inspection at the Globe City Hall, 150 North Pine Street, and at the Public Library, 339 South Broad Street, Globe, Arizona.</b>	
<b>CALIFORNIA</b>	
<b>Stanislaus County, (FEMA Docket No. B-7443)</b>	
<i>Stanislaus River:</i>	
Approximately 5 miles downstream of State Highway 99	*45
Approximately 1,600 feet upstream of Orange Blossom Road	*131
<b>Maps are available for inspection at 1010 10th Street, Modesto, California.</b>	
<b>Oakdale (City), Chelan County, (FEMA Docket No. B-7443)</b>	
<i>Stanislaus River:</i>	
Approximately 4,700 feet downstream of State Highway 120	*101
Approximately 2 miles upstream of State Highway 120	*114
<b>Maps are available for inspection at the Community Development Department, 455 South Fifth Avenue, Oakdale, California or the Stanislaus County Library (Oakdale Branch) 151 South First Avenue, Oakdale, California.</b>	
<b>Riverbank (City), Chelan County, (FEMA Docket No. B-7443)</b>	
<i>Stanislaus River:</i>	

Source of flooding and location	# Depth in feet above ground. *Elevation in feet (NGVG) +Elevation in feet (NAVD)
Approximately 4,800 feet downstream of Riverbank Highway .....	*84
Approximately 4,000 feet upstream of Riverbank Highway .....	*87
<b>Maps are available for inspection</b> at City Hall, 6707 Third Street, Riverbank, California.	
<b>COLORADO</b>	
<b>Pitkin County, (FEMA Docket No. B-7439)</b>	
<i>Southside Split Flow:</i>	
Approximately 1,200 feet downstream of State Highway 82 Bypass .....	*6,558
Approximately 6,000 feet upstream of State Highway 82 Bypass .....	*6,637
<i>Roaring Fork River:</i>	
Approximately 5,500 feet downstream of Hooks Spur Road .....	*6,526
Approximately 50 feet downstream of confluence of Snowmass Creek .....	*6,844
<b>Maps are available for inspection</b> at the GIS Department, 130 South Galena Street, Aspen, Colorado.	
<b>MONTANA</b>	
<b>Fort Peck Assionboine and Sioux Tribes (FEMA Docket No. B-7443)</b>	
<i>Big Muddy Creek:</i>	
At confluence with Missouri River .....	+1,914
Approximately 2 miles upstream of State Route 258 bridge .....	+1,965
<i>Missouri River:</i>	
Approximately 8 miles downstream of confluence with Big Muddy Creek .....	+1,910
Approximately 2,000 feet upstream of the confluence with Milk River .....	+2,032
<i>Poplar River:</i>	
At confluence with Missouri River .....	+1,955
Approximately 1,200 feet downstream of the confluence with West Fork Poplar River .....	+2,191
<i>Porcupine Creek:</i>	
Approximately 3,600 feet downstream of U.S. Highway 2 .....	+2,058
Approximately 5 miles downstream of Midway Dam at the boundary of Section 26 and 35 Township 32 North Range 40 East .....	+2,575
<b>Maps are available for inspection</b> at 501 Medicine Bear Road, Poplar, Montana.	

Source of flooding and location	# Depth in feet above ground. *Elevation in feet (NGVG) +Elevation in feet (NAVD)
<b>OREGON</b>	
<b>Portland (City), Clackamas/Multnomah County, (FEMA Docket No. B-7433)</b>	
<i>Crystal Springs Creek:</i>	
Just downstream of SE Sherret Street at confluence with Johnson Creek .....	*48
Approximately 1,150 feet upstream of 28th Avenue .....	*77
<i>Johnson Creek:</i>	
Just upstream of SE Ochoco Street .....	*44
Just downstream of Circle Avenue .....	*252
<b>Maps are available for inspection</b> at the Office of Planning and Development Review, 1900 Southwest Fourth Avenue, Room 50, Portland, Oregon.	
<b>WASHINGTON</b>	
<b>Chelan County, (FEMA Docket No. B-7443)</b>	
<i>Wenatchee River:</i>	
Approximately 100 feet upstream of Old Monitor Road .....	*717
Approximately 1.7 miles upstream of Main Street .....	*1,046
<b>Maps are available for inspection</b> at the Department of Public Works, 350 Orondo Street, Wenatchee, Washington.	
<b>Cashmere (City), Chelan County, (FEMA Docket No.# B-7443)</b>	
<i>Wenatchee River:</i>	
Approximately 1,300 feet downstream of Cottage Avenue .....	*756
Approximately 1.7 miles upstream of Cottage Avenue .....	*763
<b>Maps are available for inspection</b> at City Hall, 101 Woodring Street, Cashmere, Washington.	

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

Dated: June 15, 2004.

**Archibald C. Reid, III,**

*Acting Director, Mitigation Division, Emergency Preparedness and Response Directorate.*

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**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Parts 36 and 54**

[WC Docket No. 03-109; FCC 04-87]

**Lifeline and Link-Up**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** In this document, the Commission modifies its rules to improve the effectiveness of the low-income support mechanism, which ensures that quality telecommunications services are available to low-income consumers at just, reasonable, and affordable rates. The Commission expands the federal default eligibility criteria to include an income-based criterion and additional means-tested programs. The Commission adopts federal certification and verification procedures, and requires states, under certain circumstances, to establish certification and verification procedures to minimize potential abuse of these programs. To target low-income consumers more effectively, the Commission adopts outreach guidelines for the Lifeline/Link-Up program. The Commission issues a voluntary survey to gather data and information from states regarding the administration of Lifeline/Link-Up programs. The actions the Commission takes will result in a more inclusive and robust Lifeline/Link-Up program, consistent with the statutory goals of maintaining affordability and access of low-income consumers to supported services, while ensuring that support is used for its intended purpose.

**DATES:** Effective July 22, 2004 except for §§ 54.405(c), 54.405(d), 54.409(d), 54.409(d)(3), 54.410, 54.416, 54.417 which contain information collection requirements that have not been approved by the Office of Management Budget (OMB). The Commission will publish a document in the **Federal Register** announcing the effective date of those sections.

**FOR FURTHER INFORMATION CONTACT:** Shannon Lipp, Attorney, and Karen Franklin, Attorney, Wireline Competition Bureau, Telecommunications Access Policy Division, (202) 418-7400.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Report and Order in WC Docket No. 03-109 released on April 29, 2004. A Companion Further Notice of Proposed Rulemaking was also released in WC Docket No. 03-109 released April 29,