

FIGURE 2—NUMBER OF ESTIMATED PM₁₀ EXCEEDANCE IN LIBBY PM₁₀ NONATTAINMENT AREA—Continued

	Lincoln Courthouse	Libby Courthouse Annex	Libby Courthouse Annex
	30-053-0012-2	30-053-0018-1	30-053-0018-2
2008	*	0	0
2009	*	0	*

*No Data Collected

IV. EPA's Final Action

EPA is determining that the Columbia Falls and Libby areas have attained the PM₁₀ standard based on the three years of complete, quality-assured data as of the attainment date of December 31, 1994. For the period from 1992–1994, the expected exceedance for both areas is 0.0, which is equal to or less than the expected exceedance rate of 1.0 (40 CFR part 50, appendix K). Because complete quality-assured data for this period shows an expected exceedance rate equal to or below the PM₁₀ standard, EPA concludes that the areas have met the standard. Pursuant to CAA § 188(c), EPA is required to make a determination of attainment. There were no violations and therefore no health risk. EPA therefore determines that the Columbia Falls and Libby nonattainment areas have attained the 24-hour PM₁₀ NAAQS as of the December 31, 1994 attainment date.

V. Statutory and Executive Order Review

Under the Clean Air Act, the Administrator is required to approve a SIP submission that complies with the provisions of the Act and applicable Federal regulations. 42 U.S.C. 7410(k); 40 CFR 52.02(a). Thus, in reviewing SIP submissions, EPA's role is to approve state choices, provided that they meet the criteria of the Clean Air Act. Accordingly, this action merely approves state law as meeting Federal requirements and does not impose additional requirements beyond those imposed by state law. For that reason, this action:

- Is not a "significant regulatory action" subject to review by the Office of Management and Budget under Executive Order 12866 (58 FR 51735, October 4, 1993);
- Does not impose an information collection burden under the provisions of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*);
- Is certified as not having a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*);

- Does not contain any unfunded mandate or significantly or uniquely affect small governments, as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104–4);

- Does not have Federalism implications as specified in Executive Order 13132 (64 FR 43255, August 10, 1999);

- Is not an economically significant regulatory action based on health or safety risks subject to Executive Order 13045 (62 FR 19885, April 23, 1997);

- Is not a significant regulatory action subject to Executive Order 13211 (66 FR 28355, May 22, 2001);

- Is not subject to requirements of Section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272 note) because application of those requirements would be inconsistent with the Clean Air Act; and

- Does not provide EPA with the discretionary authority to address, as appropriate, disproportionate human health or environmental effects, using practicable and legally permissible methods, under Executive Order 12898 (59 FR 7629, February 16, 1994).

In addition, this rule does not have tribal implications as specified by Executive Order 13175 (65 FR 67249, November 9, 2000), because the SIP is not approved to apply in Indian country located in the state, and EPA notes that it will not impose substantial direct costs on tribal governments or preempt tribal law.

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 to the Comptroller General of the United States. EPA will submit a report containing this action 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**. A major rule cannot take effect until 60 days after it is published in the **Federal Register**.

This action is not a "major rule" as defined by 5 U.S.C. 804(2).

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by April 1, 2011. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action 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. Parties with objections to this direct final rule are encouraged to file a comment in response to the parallel notice of proposed rulemaking for this action published in the proposed rules section of today's **Federal Register**, rather than file an immediate petition for judicial review of this direct final rule, so that EPA can withdraw this direct final rule and address the comment in the proposed rulemaking. This action may not be challenged later in proceedings to enforce its requirements. See section 307(b)(2).

List of Subjects in 40 CFR Part 81

Environmental protection, Air pollution control, Intergovernmental relations, Particulate matter, Reporting and recordkeeping requirements.

Dated: January 20, 2011.

James B. Martin,

Regional Administrator, Region 8.

[FR Doc. 2011-2121 Filed 1-28-11; 8:45 am]

BILLING CODE 6560-50-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 64

[Docket ID FEMA-2011-0002; Internal Agency Docket No. FEMA-8167]

Suspension of Community Eligibility

AGENCY: Federal Emergency Management Agency, DHS.

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 scheduled for suspension 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 not occur and a notice of this will be provided by publication in the **Federal Register** on a subsequent date.

DATES: Effective Dates: The effective date of each community's scheduled suspension is the third date ("Susp.") listed in the third column of the following tables.

FOR FURTHER INFORMATION CONTACT: If you want to determine whether a particular community was suspended on the suspension date or for further information, contact David Stearrett, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2953.

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 NFIP, 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. 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, FEMA has identified the Special Flood Hazard Areas (SFHAs) 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 identified SFHAs for communities not participating in the NFIP and identified for more than a year, on FEMA'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 Administrator 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 6-month, 90-day, and 30-day notification letters addressed to the Chief Executive Officer stating that the community will be suspended unless the required floodplain management measures are met prior to the effective suspension date. Since these notifications were 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 Administrator 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 remedial action takes place.

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 13132, Federalism. This rule involves no policies that have federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This rule meets the applicable standards of Executive Order 12988.

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.*

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 and location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current effective map date	Date certain Federal assistance no longer available in SFHAs
Region II				
New York: Bloomingburg, Village of, Sullivan County.	361473	November 28, 1975, Emerg; April 17, 1985, Reg; February 18, 2011, Susp.	Feb. 18, 2011 ...	Feb. 18, 2011.

State and location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current effective map date	Date certain Federal assistance no longer available in SFHAs
Fallsburg, Town of, Sullivan County	360819	October 29, 1974, Emerg; March 9, 1984, Reg; February 18, 2011, Susp.	.....do*	Do.
Fremont, Town of, Sullivan County	360821	April 11, 1975, Emerg; May 25, 1984, Reg; February 18, 2011, Susp.	.....do	Do.
Highland, Town of, Sullivan County	360822	August 30, 1974, Emerg; March 23, 1984, Reg; February 18, 2011, Susp.	.....do	Do.
Jeffersonville, Village of, Sullivan County.	361474	June 19, 1975, Emerg; March 23, 1984, Reg; February 18, 2011, Susp.	.....do	Do.
Lumberland, Town of, Sullivan County	360825	April 21, 1975, Emerg; February 27, 1984, Reg; February 18, 2011, Susp.	.....do	Do.
Mamakating, Town of, Sullivan County	360826	October 6, 1976, Emerg; September 24, 1984, Reg; February 18, 2011, Susp.	.....do	Do.
Monticello, Village of, Sullivan County ..	361613	May 10, 1984, Emerg; May 10, 1984, Reg; February 18, 2011, Susp.	.....do	Do.
Neversink, Town of, Sullivan County	360828	July 7, 1975, Emerg; May 25, 1984, Reg; February 18, 2011, Susp.	.....do	Do.
Tusten, Town of, Sullivan County	360831	May 13, 1975, Emerg; August 27, 1982, Reg; February 18, 2011, Susp.	.....do	Do.
Wurtsboro, Village of, Sullivan County ..	361476	December 23, 1975, Emerg; May 25, 1984, Reg; February 18, 2011, Susp.	.....do	Do.
Region III				
Pennsylvania:				
Ayr, Township of, Fulton County	422428	March 9, 1977, Emerg; July 2, 1982, Reg; February 18, 2011, Susp.	.....do	Do.
Belfast, Township of, Fulton County	421659	November 15, 1984, Emerg; August 5, 1985, Reg; February 18, 2011, Susp.	.....do	Do.
Bethel, Township of, Fulton County	422429	June 11, 1976, Emerg; June 11, 1982, Reg; February 18, 2011, Susp.	.....do	Do.
Brush Creek, Township of, Fulton County.	421660	July 11, 1984, Emerg; October 15, 1985, Reg; February 18, 2011, Susp.	.....do	Do.
Dublin, Township of, Fulton County	421661	August 5, 1975, Emerg; September 1, 1986, Reg; February 18, 2011, Susp.	.....do	Do.
Licking Creek, City of, Fulton County ...	421662	February 3, 1977, Emerg; May 1, 1986, Reg; February 18, 2011, Susp.	.....do	Do.
McConnellsburgh, Borough of, Fulton County.	422701	April 7, 1995, Emerg; February 9, 2001, Reg; February 18, 2011, Susp.	.....do	Do.
Taylor, Township of, Fulton County	421663	October 14, 1975, Emerg; September 1, 1986, Reg; February 18, 2011, Susp.	.....do	Do.
Thompson, Township of, Fulton County	421664	December 23, 1977, Emerg; June 1, 1986, Reg; February 18, 2011, Susp.	.....do	Do.
Todd, Township of, Fulton County	421665	December 11, 1975, Emerg; September 1, 1986, Reg; February 18, 2011, Susp.	.....do	Do.
Union, Township of, Fulton County	422430	December 19, 1977, Emerg; February 25, 1983, Reg; February 18, 2011, Susp.	.....do	Do.
Wells, Township of, Fulton County	421666	December 4, 1975, Emerg; May 1, 1986, Reg; February 18, 2011, Susp.	.....do	Do.
Virginia:				
Appalachia, Town of, Wise County	510319	March 27, 1975, Emerg; September 17, 1980, Reg; February 18, 2011, Susp.	.....do	Do.
Big Stone Gap, Town of, Wise County	515521	June 19, 1970, Emerg; December 11, 1970, Reg; February 18, 2011, Susp.	.....do	Do.
Bluefield, Town of, Tazewell County	510161	July 30, 1973, Emerg; July 17, 1978, Reg; February 18, 2011, Susp.	.....do	Do.
Cedar Bluff, Town of, Tazewell County	510162	November 29, 1974, Emerg; April 4, 1983, Reg; February 18, 2011, Susp.	.....do	Do.
Coeburn, Town of, Wise County	510176	March 6, 1975, Emerg; July 2, 1980, Reg; February 18, 2011, Susp.	.....do	Do.
Jonesville, Town of, Lee County	510086	July 2, 1975, Emerg; October 30, 1981, Reg; February 18, 2011, Susp.	.....do	Do.
Lee County, Unincorporated Areas	510085	January 23, 1975, Emerg; March 4, 1987, Reg; February 18, 2011, Susp.	.....do	Do.
Norton, City of, Independent City	510108	March 17, 1972, Emerg; February 16, 1977, Reg; February 18, 2011, Susp.	.....do	Do.
Pennington Gap, Town of, Lee County	510087	June 17, 1975, Emerg; September 4, 1986, Reg; February 18, 2011, Susp.	.....do	Do.
Pocahontas, Town of, Tazewell County	510337	September 14, 1983, Emerg; September 14, 1983, Reg; February 18, 2011, Susp.	.....do	Do.
Pound, Town of, Wise County	510177	January 24, 1975, Emerg; March 2, 1981, Reg; February 18, 2011, Susp.	.....do	Do.

State and location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current effective map date	Date certain Federal assistance no longer available in SFHAs
Richlands, Town of, Tazewell County ...	510163	December 5, 1974, Emerg; April 4, 1983, Reg; February 18, 2011, Susp.	.....do	Do.
St. Charles, Town of, Lee County	510088	April 21, 1975, Emerg; September 4, 1986, Reg; February 18, 2011, Susp.	.....do	Do.
St. Paul, Town of, Russell and Wise Counties.	515530	June 19, 1970, Emerg; December 4, 1970, Reg; February 18, 2011, Susp.	.....do	Do.
Tazewell, Town of, Tazewell County	510164	October 9, 1974, Emerg; August 15, 1983, Reg; February 18, 2011, Susp.	.....do	Do.
Tazewell County, Unincorporated Areas	510160	May 13, 1975, Emerg; September 1, 1983, Reg; February 18, 2011, Susp.	.....do	Do.
Wise, Town of, Wise County	510179	March 3, 1975, Emerg; April 15, 1981, Reg; February 18, 2011, Susp.	.....do	Do.
Wise County, Unincorporated Areas	510174	October 30, 1974, Emerg; August 17, 1981, Reg; February 18, 2011, Susp.	.....do	Do.
Region IV				
Alabama:				
Chambers County, Unincorporated Areas.	010026	July 29, 1975, Emerg; July 4, 1988, Reg; February 18, 2011, Susp.	.....do	Do.
Lafayette, City of, Chambers County	010028	September 30, 1975, Emerg; September 18, 1985, Reg; February 18, 2011, Susp.	.....do	Do.
Lanett, City of, Chambers County	010029	May 13, 1975, Emerg; July 4, 1988, Reg; February 18, 2011, Susp.	.....do	Do.
Valley, City of, Chambers County	010424	September 15, 1998, Emerg; February 18, 2011, Reg; February 18, 2011, Susp.	.....do	Do.
Mississippi:				
Columbus, City of, Lowndes County	280108	March 3, 1972, Emerg; July 13, 1976, Reg; February 18, 2011, Susp.	.....do	Do.
Lowndes County, Unincorporated Areas	280193	January 14, 1974, Emerg; November 15, 1979, Reg; February 18, 2011, Susp.	.....do	Do.
Region V				
Illinois:				
Albany, Village of, Whiteside County	170688	April 1, 1974, Emerg; June 15, 1981, Reg; February 18, 2011, Susp.	.....do	Do.
Belvidere, City of, Boone County	170008	June 26, 1974, Emerg; January 6, 1982, Reg; February 18, 2011, Susp.	.....do	Do.
Boone County, Unincorporated Areas ..	170807	May 1, 1974, Emerg; November 17, 1982, Reg; February 18, 2011, Susp.	.....do	Do.
Cherry Valley, Village of, Boone and Winnebago Counties.	170721	February 18, 1975, Emerg; March 16, 1981, Reg; February 18, 2011, Susp.	.....do	Do.
Elkhart, Village of, Logan County	171010	February 12, 1982, Emerg; September 4, 1986, Reg; February 18, 2011, Susp.	.....do	Do.
Erie, Village of, Whiteside County	170689	February 11, 1974, Emerg; February 15, 1985, Reg; February 18, 2011, Susp.	.....do	Do.
Fulton, City of, Whiteside County	170690	July 2, 1975, Emerg; May 17, 1982, Reg; February 18, 2011, Susp.	.....do	Do.
Lincoln, City of, Logan County	170428	June 16, 1975, Emerg; October 16, 1979, Reg; February 18, 2011, Susp.	.....do	Do.
Loves Park, City of, Boone and Winnebago Counties.	170722	February 23, 1973, Emerg; October 17, 1978, Reg; February 18, 2011, Susp.	.....do	Do.
Lyndon, Village of, Whiteside County ...	170917	March 15, 1979, Emerg; March 1, 1984, Reg; February 18, 2011, Susp.	.....do	Do.
Morrison, City of, Whiteside County	170691	June 10, 1975, Emerg; September 30, 1988, Reg; February 18, 2011, Susp.	.....do	Do.
Prophetstown, City of, Whiteside County.	170692	April 8, 1974, Emerg; August 1, 1986, Reg; February 18, 2011, Susp.	.....do	Do.
Rock Falls, City of, Whiteside County ...	170694	May 1, 1974, Emerg; September 1, 1986, Reg; February 18, 2011, Susp.	.....do	Do.
Sterling, City of, Whiteside County	170693	April 2, 1975, Emerg; October 5, 1984, Reg; February 18, 2011, Susp.	.....do	Do.
Whiteside County, Unincorporated Areas.	170687	March 16, 1973, Emerg; February 19, 1986, Reg; February 18, 2011, Susp.	.....do	Do.
Indiana:				
Seelyville, Town of, Vigo County	180310	November 24, 1975, Emerg; May 25, 1978, Reg; February 18, 2011, Susp.	.....do	Do.
Terre Haute, City of, Vigo County	180264	January 23, 1974, Emerg; December 1, 1981, Reg; February 18, 2011, Susp.	.....do	Do.
Vigo County, Unincorporated Areas	180263	June 28, 1974, Emerg; November 2, 1983, Reg; February 18, 2011, Susp.	.....do	Do.

State and location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current effective map date	Date certain Federal assistance no longer available in SFHAs
Region VI				
Louisiana:				
Calcasieu Parish, Unincorporated Areas	220037	December 31, 1971, Emerg; September 29, 1978, Reg; February 18, 2011, Susp.	.....do	Do.
De Quincy, City of, Calcasieu Parish	220038	August 29, 1973, Emerg; April 2, 1979, Reg; February 18, 2011, Susp.	.....do	Do.
Vinton, Town of, Calcasieu Parish	220042	February 6, 1975, Emerg; July 16, 1981, Reg; February 18, 2011, Susp.	.....do	Do.
Texas:				
Bailey, City of, Fannin County	480808	November 29, 1991, Emerg; July 1, 1992, Reg; February 18, 2011, Susp.	.....do	Do.
Bonham, City of, Fannin County	480222	January 3, 1975, Emerg; May 5, 1981, Reg; February 18, 2011, Susp.	.....do	Do.
Fannin County, Unincorporated Areas ..	480807	September 9, 2004, Emerg; January 4, 2005, Reg; February 18, 2011, Susp.	.....do	Do.
Hale County, Unincorporated Areas	481223	July 26, 1985, Emerg; February 1, 1988, Reg; February 18, 2011, Susp.	.....do	Do.
Leonard, City of, Fannin County	480812	August 15, 2005, Emerg; February 11, 2009, Reg; February 18, 2011, Susp.	.....do	Do.
Plainview, City of, Hale County	480275	September 7, 1973, Emerg; March 16, 1989, Reg; February 18, 2011, Susp.	.....do	Do.
Whitewright, Town of, Fannin and Grayson Counties.	480839	December 18, 1981, Emerg; June 19, 1985, Reg; February 18, 2011, Susp.	.....do	Do.
Windom, Town of, Fannin County	481165	January 27, 2010, Emerg; February 18, 2011, Reg; February 18, 2011, Susp.	.....do	Do.
Region VII				
Iowa:				
Bettendorf, City of, Scott County	190240	February 4, 1972, Emerg; June 1, 1978, Reg; February 18, 2011, Susp.	.....do	Do.
Buffalo, City of, Scott County	190241	September 26, 1974, Emerg; September 17, 1980, Reg; February 18, 2011, Susp.	.....do	Do.
Davenport, City of, Scott County	190242	July 25, 1973, Emerg; March 1, 1978, Reg; February 18, 2011, Susp.	.....do	Do.
Donahue, City of, Scott County	190505	February 10, 1988, Emerg; May 1, 1990, Reg; February 18, 2011, Susp.	.....do	Do.
Panorama Park, City of, Scott County ..	190506	N/A, Emerg; December 17, 1990, Reg; February 18, 2011, Susp.	.....do	Do.
Riverdale, City of, Scott County	190245	July 7, 1975, Emerg; January 5, 1978, Reg; February 18, 2011, Susp.	.....do	Do.
Scott County, Unincorporated Areas	190239	December 30, 1971, Emerg; June 1, 1977, Reg; February 18, 2011, Susp.	.....do	Do.
Walcott, City of, Muscatine and Scott Counties.	190675	July 29, 1998, Emerg; November 7, 2001, Reg; February 18, 2011, Susp.	.....do	Do.
Nebraska:				
Bennet, Village of, Lancaster County	310251	August 3, 1976, Emerg; March 2, 1981, Reg; February 18, 2011, Susp.	.....do	Do.
Denton, Village of, Lancaster County ...	310498	July 9, 1998, Emerg; September 21, 2001, Reg; February 18, 2011, Susp.	.....do	Do.
Firth, Village of, Lancaster County	310135	July 22, 1975, Emerg; April 15, 1981, Reg; February 18, 2011, Susp.	.....do	Do.
Hickman, City of, Lancaster County	310136	May 27, 1975, Emerg; February 3, 1982, Reg; February 18, 2011, Susp.	.....do	Do.
Lancaster County, Unincorporated Areas.	310134	February 16, 1979, Emerg; February 3, 1982, Reg; February 18, 2011, Susp.	.....do	Do.
Lincoln, City of, Lancaster County	315273	April 17, 1970, Emerg; April 23, 1971, Reg; February 18, 2011, Susp.	.....do	Do.
Malcolm, Village of, Lancaster County ..	310500	N/A, Emerg; March 30, 2009, Reg; February 18, 2011, Susp.	.....do	Do.
Raymond, Village of, Lancaster County	310138	April 18, 1985, Emerg; April 18, 1985, Reg; February 18, 2011, Susp.	.....do	Do.
Sprague, Village of, Lancaster County	310495	October 18, 1996, Emerg; September 21, 2001, Reg; February 18, 2011, Susp.	.....do	Do.
Talmage, Village of, Otoe County	310167	December 23, 1974, Emerg; June 1, 1982, Reg; February 18, 2011, Susp.	.....do	Do.
Waverly, City of, Lancaster County	310140	June 13, 1975, Emerg; April 15, 1982, Reg; February 18, 2011, Susp.	.....do	Do.

State and location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current effective map date	Date certain Federal assistance no longer available in SFHAs
Region IX California: Wheatland, City of, Yuba County	060460	February 10, 1976, Emerg; September 29, 1986, Reg; February 18, 2011, Susp.	.....do	Do.

.....do* = Ditto.

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

Dated: January 21, 2011.

Sandra K. Knight,

Deputy Federal Insurance and Mitigation Administrator, Mitigation

[FR Doc. 2011-1977 Filed 1-28-11; 8:45 am]

BILLING CODE 9110-12-P

LEGAL SERVICES CORPORATION

45 CFR Part 1611

Income Level for Individuals Eligible for Assistance

AGENCY: Legal Services Corporation.

ACTION: Final rule; Correction.

SUMMARY: The Legal Services Corporation (“Corporation”) is required by law to establish maximum income levels for individuals eligible for legal assistance. This document updates the specified income levels to reflect the annual amendments to the Federal Poverty Guidelines as issued by the Department of Health and Human Services.

DATES: *Effective Date:* This rule is effective as of January 31, 2011.

FOR FURTHER INFORMATION CONTACT: Mattie Cohan, Senior Assistant General

Counsel, Legal Services Corporation, 3333 K St., NW., Washington, DC 20007; (202) 295-1624; *mcohan@lsc.gov*.

SUPPLEMENTARY INFORMATION: Section 1007(a)(2) of the Legal Services Corporation Act (“Act”), 42 U.S.C. 2996f(a)(2), requires the Corporation to establish maximum income levels for individuals eligible for legal assistance, and the Act provides that other specified factors shall be taken into account along with income.

Section 1611.3(c) of the Corporation’s regulations establishes a maximum income level equivalent to one hundred and twenty-five percent (125%) of the Federal Poverty Guidelines. Since 1982, the Department of Health and Human Services has been responsible for updating and issuing the Federal Poverty Guidelines.

On January 26, 2011, LSC issued a notice in the Federal Register (76 FR 4550) which instead of setting forth the new 2011 income guidelines amounts, erroneously restated the 2010 notice. The figures for set out below have been corrected for 2011 and are equivalent to 125% of the current Federal Poverty Guidelines as published on January 20, 2011 (76 FR 3637).

In addition, LSC is publishing charts listing income levels that are 200% of the Federal Poverty Guidelines. These charts are for reference purposes only as an aid to grant recipients in assessing the financial eligibility of an applicant whose income is greater than 125% of the applicable Federal Poverty Guidelines amount, but less than 200% of the applicable Federal Poverty Guidelines amount (and who may be found to be financially eligible under duly adopted exceptions to the annual income ceiling in accordance with §§ 1611.3, 1611.4 and 1611.5).

List of Subjects in 45 CFR Part 1611

Grant Programs—Law, Legal Services.

For reasons set forth above, 45 CFR 1611 is amended as follows:

PART 1611—ELIGIBILITY

■ 1. The authority citation for part 1611 continues to read as follows:

Authority: Secs. 1006(b)(1), 1007(a)(1) Legal Services Corporation Act of 1974, 42 U.S.C. 2996e(b)(1), 2996f(a)(1), 2996f(a)(2).

■ 2. Appendix A of part 1611 is revised to read as follows:

Appendix A of Part 1611

LEGAL SERVICES CORPORATION 2011 INCOME GUIDELINES *

Size of household	48 Contiguous States and the District of Columbia	Alaska	Hawaii
1	\$13,613	\$17,000	\$15,675
2	18,388	22,975	21,163
3	23,163	28,950	26,650
4	27,938	34,925	32,178
5	32,713	40,900	37,625
6	37,488	46,875	43,113
7	42,263	52,850	48,600
8	47,038	58,825	54,088
For each additional member of the household in excess of 8, add:	4,775	5,975	5,488

* The figures in this table represent 125% of the poverty guidelines by household size as determined by the Department of Health and Human Services.