

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, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 65 is amended as follows:

#### **PART 65—IDENTIFICATION AND MAPPING OF SPECIAL HAZARD AREAS**

1. The authority citation for part 65 is revised to read as follows:

Authority: 42 U.S.C. 4001 et seq., Reorganization Plan No. 3 of 1978, 43 FR 41943, 3 CFR, 1978 Comp., p. 329; E.O. 12127 of Mar. 31, 1979, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

2. Section 65.17 is added to read as follows:

##### **§ 65.17 Review of determinations.**

This section describes the procedures that shall be followed and the types of information required by FEMA to review a determination of whether a building or manufactured home is located within an identified Special Flood Hazard Area (SFHA).

(a) *General conditions.* The borrower and lender of a loan secured by improved real estate or a manufactured home may jointly request that FEMA review a determination that the building or manufactured home is located in an identified SFHA. Such a request must be submitted within 45 days of the lender's notification to the borrower that the building or manufactured home is in the SFHA and that flood insurance is required. Such a request must be submitted jointly by the lender and the borrower and shall include the required fee and technical information related to the building or manufactured home. Elevation data will not be considered under the procedures described in this section.

(b) *Data and other requirements.* Items required for FEMA's review of a determination shall include the following:

(1) Payment of the required fee by check or money order, in U.S. funds, payable to the National Flood Insurance Program;

(2) A request for FEMA's review of the determination, signed by both the borrower and the lender;

(3) A copy of the lender's notification to the borrower that the building or manufactured home is in an SFHA and that flood insurance is required (the request for review of the determination

must be postmarked within 45 days of borrower notification);

(4) A completed Standard Flood Hazard Determination Form for the building or manufactured home, together with a legible hard copy of all technical data used in making the determination; and

(5) A copy of the effective NFIP map (Flood Hazard Boundary Map (FHBM) or Flood Insurance Rate Map (FIRM)) panel for the community in which the building or manufactured home is located, with the building or manufactured home location indicated. Portions of the map panel may be submitted but shall include the area of the building or manufactured home in question together with the map panel title block, including effective date, bar scale, and north arrow.

(c) *Review and response by FEMA.* Within 45 days after receipt of a request to review a determination, FEMA will notify the applicants in writing of one of the following:

(1) Request submitted more than 45 days after borrower notification; no review will be performed and all materials are being returned;

(2) Insufficient information was received to review the determination; therefore, the determination stands until a complete submittal is received; or

(3) The results of FEMA's review of the determination, which shall include the following:

(i) The name of the NFIP community in which the building or manufactured home is located;

(ii) The property address or other identification of the building or manufactured home to which the determination applies;

(iii) The NFIP map panel number and effective date upon which the determination is based;

(iv) A statement indicating whether the building or manufactured home is within the Special Flood Hazard Area;

(v) The time frame during which the determination is effective.

Dated: November 22, 1995.

Robert H. Volland,

*Acting Deputy Associate Director for Mitigation.*

[FR Doc. 95-29561 Filed 12-4-95; 8:45 am]

**BILLING CODE 6718-04-P**

## **FEDERAL COMMUNICATIONS COMMISSION**

### **47 CFR Part 73**

#### **Radio Broadcasting Services; Various Locations**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, on its own motion, editorially amends the Table of FM Allotments to specify the actual classes of channels allotted to various communities. The changes in channel classifications have been authorized in response to applications filed by licensees and permittees operating on these channels. This action is taken pursuant to *Revision of Section 73.3573(a)(1) of the Commission's Rules Concerning the Lower Classification of an FM Allotment*, 4 FCC Rcd 2413 (1989), and the *Amendment of the Commission's Rules to Permit FM Channel and Class Modifications [Updates] by Applications*, 8 FCC Rcd 4735 (1993).

**EFFECTIVE DATE:** December 5, 1995.

**FOR FURTHER INFORMATION CONTACT:**

Kathleen Scheuerle, Mass Media Bureau, (202) 414-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's *Report and Order*, adopted November 8, 1995, and released November 24, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 2100 M Street, NW., Suite 140, Washington, DC 20037, (202) 857-3800.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

#### **PART 73—[AMENDED]**

1. The authority citation for part 73 continues to read as follows:

Authority: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

##### **§ 73.202 [Amended]**

2. Section 73.202(b), the Table of FM Allotments under Arkansas, is amended by removing Channel 232C3 and adding Channel 232C2 at Rogers.

3. Section 73.202(b), the Table of FM Allotments under Hawaii, is amended

by removing Channel 224C3 and adding Channel 224C2 at Hilo, and by removing Channel 299C1 and adding Channel 299C3 at Volcano.

4. Section 73.202(b), the Table of FM Allotments under Minnesota, is amended by removing Channel 294A and adding Channel 294C2 at Babbitt.

5. Section 73.202(b), the Table of FM Allotments under Mississippi, is amended by removing Channel 269C3 and adding Channel 269C2 at Gluckstadt.

6. Section 73.202(b), the Table of FM Allotments under Montana, is amended by removing Channel 281C1 and adding Channel 281C3 at East Helena.

7. Section 73.202(b), the Table of FM Allotments under New Mexico, is amended by removing Channel 275C and adding Channel 275C1 at Hobbs.

8. Section 73.202(b), the Table of FM Allotments under North Dakota, is amended by removing Channel 244A and adding Channel 244C2 at Devils Lake.

9. Section 73.202(b), the Table of FM Allotments under Ohio, is amended by removing Channel 282B1 and adding Channel 282A at Richwood.

10. Section 73.202(b), the Table of FM Allotments under South Dakota, is amended by removing Channel 257A and adding Channel 258C2 at Sisseton.

11. Section 73.202(b), the Table of FM Allotments under Texas, is amended by removing Channel 290A and adding Channel 290C3 at San Diego.

12. Section 73.202(b), the Table of FM Allotments under Utah, is amended by removing Channel 233C1 and adding Channel 233C at Logan.

13. Section 73.202(b), the Table of FM Allotments under Washington, is amended by removing Channel 265A and adding Channel 265C3 at Grandview and by removing Channel 226C2 and adding Channel 224C2 at Omak.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-29481 Filed 12-4-95; 8:45 am]

BILLING CODE 6712-01-F

#### 47 CFR Part 73

[MM Docket No. 90-195; RM-7152]

#### Radio Broadcasting Services; Brookline, MO

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document allots Channel 271A to Brookline, Missouri, as that

community's first local FM service, at the request of Laurie L. Ankarlo. See 55 FR 10791, March 23, 1990. Channel 271A can be allotted to Brookline in compliance with the Commission's minimum distance separation requirements with a site restriction of 11.9 kilometers (7.4 miles) northeast (37-15-26 and 93-21-19). With this action, this proceeding is terminated.

DATES: Effective January 12, 1996. The window period for filing applications will open on January 12, 1996, and close on February 12, 1996.

FOR FURTHER INFORMATION CONTACT: Arthur D. Scrutchins, Mass Media Bureau, (202) 776-1660.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's *Report and Order*, MM Docket No. 90-195, adopted November 3, 1995, and released November 28, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, Inc., (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

#### PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

#### § 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Missouri, is amended by adding Brookline, Channel 271A.

Federal Communications Commission.

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 95-29482 Filed 12-4-95; 8:45 am]

BILLING CODE 6712-01-F

#### 47 CFR Part 73

[MM Docket No. 92-214; RM-8062; RM-8144; RM-8145; RM-8146; RM-8147]

#### Radio Broadcasting Services; Columbia, Bourbon, Leasburg, Gerald, Dixon, and Cuba, MO

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document substitutes Channel 244C1 for Channel 244C3 at Columbia, Missouri, and modifies the construction permit for Station KCMQ(FM) to specify operation on the higher class channel in response to a petition filed by The Greenfield Group. See 57 FR 44547, September 28, 1992. The coordinates for Channel 244C1 at Columbia are 38-37-40 and 92-07-00. To accommodate the Columbia upgrade, we shall substitute Channel 231A for Channel 244A at Bourbon, Missouri, at coordinates 38-05-00 and 91-15-00. In response to a counterproposal filed by Central Missouri Broadcasting, Inc., we shall allot Channel 221A to Dixon, Missouri, at coordinates 37-58-30 and 92-10-10. Lake Broadcasting counterproposed the substitution of Channel 297C3 for Channel 271A at Cuba, Missouri, and modification of its construction permit accordingly. However, since another party filed comments indicating it would file an application for Channel 297C3 and no other channels are available, we shall allot Channel 297C3 to Cuba and open a filing window. The coordinates for Channel 297C3 are 38-03-54 and 91-24-12. Jeff Weinhaus withdrew his counterproposal for Leasburg, Missouri, and Tony Knipp withdrew his counterproposal for Leasburg, Missouri, in accordance with Section 1.420(j) of the Commission's Rules. With this action, this proceeding is terminated. DATES: Effective January 9, 1996. The window period for filing applications will open on January 9, 1996, and close on February 9, 1996.

FOR FURTHER INFORMATION CONTACT: Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's *Report and Order*, MM Docket No. 92-214, adopted October 27, 1995, and released November 24, 1995. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's