

Dated: April 19, 1996.  
 Stephen L. Johnson,  
 Director, Registration Division, Office of  
 Pesticide Programs.

Therefore, 40 CFR part 180 is amended as follows:

**PART 180—[AMENDED]**

1. The authority citation for Part 180 continues to read as follows:

Authority: 21 U.S.C. 346a and 371.

2. Section 180.472(a) is amended in the table therein by adding in alphabetical order the following commodity to read as follows:

**§ 180.472 1-[(6-Chloro-3-pyridinyl)methyl]-N-nitro-2-imidazolidinimine; tolerances for residues.**

(a) \* \* \*

Commodity	Parts per million
* * *	* *
Pome fruits crop group	0.6
* * *	* *
* * *	* *

[FR Doc. 96-10915 Filed 5-02-96; 8:45 am]  
 BILLING CODE 6560-50-F

**FEDERAL EMERGENCY MANAGEMENT AGENCY**

**44 CFR Part 64**

[Docket No. FEMA-7640]

**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floodplain management measures prior to the effective suspension date given in this rule, the suspension will be withdrawn by publication in the Federal Register.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 and 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 III</b>				
Pennsylvania: German, township of, Fayette County	421627	March 1, 1977, Emerg.; April 16, 1991, Reg.; May 6, 1996, Susp.	May 6, 1996 .....	May 6, 1996.
<b>Region IV</b>				
Georgia: Jasper County, unincorporated areas	130519	January 24, 1995, Emerg.; May 6, 1996, Reg.; May 6, 1996, Susp.	.....do .....	Do.
Telfair County, unincorporated areas ...	130166	November 9, 1994, Emerg.; May 6, 1996, Reg.; May 6, 1996, Susp.	.....do .....	Do.
North Carolina: Asheville, city of, Buncombe County.	370032	June 30, 1976, Emerg.; July 16, 1980, Reg.; May 6, 1996, Susp.	.....do .....	Do.
<b>Region V</b>				
Indiana: Warrick County, unincorporated areas.	180418	April 11, 1975, Emerg.; May 17, 1982, Reg.; May 6, 1996, Susp.	.....do .....	Do.
Michigan: Allen Park, city of, Wayne County .....	260217	March 23, 1973, Emerg.; February 17, 1982, Reg.; May 6, 1996, Susp.	.....do .....	Do.
Dearborn, city of, Wayne County .....	260220	March 9, 1973, Emerg.; April 20, 1979, Reg.; May 6, 1996, Susp.	.....do .....	Do.
Dearborn Heights, city of, Wayne County.	260221	January 12, 1973, Emerg.; May 2, 1983, Reg.; May 6, 1996, Susp.	.....do .....	Do.
Selma, township of, Wexford County ...	260757	April 7, 1986, Emerg.; September 30, 1988, Reg.; May 6, 1996, Susp.	.....do .....	Do.
Taylor, city of, Wayne County .....	260728	November 25, 1986, Emerg.; November 25, 1986, Reg.; May 6, 1996, Susp.	.....do .....	Do.
<b>Region VI</b>				
Oklahoma: Pauls Valley, city of, Garvin County ....	400246	December 9, 1976, Emerg.; September 17, 1980, Reg.; May 6, 1996, Susp.	.....do .....	Do.
Stillwater, city of, Payne County .....	405380	April 30, 1971, Emerg.; June 22, 1973, Reg.; May 6, 1996, Susp.	.....do .....	Do.
<b>Region VII</b>				
Colorado: Lafayette, city of, Boulder County.	080026	August 7, 1975, Emerg.; March 18, 1980, Reg.; May 6, 1996, Susp.	.....do .....	Do.
<b>Region I</b>				
Maine: Lyman, town of, York County .....	230195	July 23, 1975, Emerg.; May 15, 1991, Reg.; May 20, 1996 Susp.	May 20, 1996 .....	May 20, 1996.
<b>Region X</b>				
Washington: King County, unincorporated areas.	530071	October 13, 1972, Emerg.; September 29, 1978, Reg.; May 20, 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: April 25, 1996.

Richard W. Krimm,

Acting Associate Director, Mitigation Directorate.

[FR Doc. 96-11040 Filed 5-2-96; 8:45 am]

BILLING CODE 6718-05-P

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

#### 46 CFR Parts 10 and 15

CGD 94-041]

RIN 2115-92

#### Radar-Observer Endorsement for Operators of Uninspected Towing Vessels

AGENCY: Coast Guard, DOT.

ACTION: Reopening of comment period on interim rule.

**SUMMARY:** The Coast Guard is reopening the period for public comment on its interim rule requiring a radar-observer endorsement for operators of uninspected towing vessels. It would like public help in clarifying certain issues.

**DATES:** Comments must be received on or before July 2, 1996.

**ADDRESSES:** Comments may be mailed to the Executive Secretary, Marine Safety Council (G-LRA/3406) [CGD 94-041], U.S. Coast Guard Headquarters, 2100 Second Street SW., Washington, DC 20593-09001, or may be delivered to room 3406 at the same address between 8 a.m. and 3 p.m., Monday through Friday, except Federal holidays. The telephone number is (202) 267-1477.

The Executive Secretary maintains the public docket for this rulemaking. Comments will become part of this docket and will be available for inspection or copying at room 3406, U.S. Coast Guard Headquarters, between 8 a.m. and 3 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** LCDR Don Darcy, Project Manager, Marine Safety and Environmental Protection, Office of Maritime Personnel Qualifications (G-MOS-1) (202) 267-0221.

**SUPPLEMENTARY INFORMATION:** On October 26, 1994, the Coast Guard published an interim rule requiring a radar-observer endorsement, with appropriate training, for licensed masters, mates, and operators of radar-equipped uninspected towing vessels 8 meters (approximately 26 feet) or more

in length [59 FR 53754]. This rule requires every licensed person to hold either an endorsement as a radar-observer or, if he or she holds a valid license issued before February 15, 1995, a certificate from a radar-operation course. In response to comments from members of the regulated public, the Coast Guard published an amendment to the interim rule on February 14, 1995 [60 FR 8308], which changed the date by which the radar-observer endorsement or the radar-operation course certificate would be required: from February 15, 1995, to June 1, 1995. The effective date of the interim rule remained and remains June 1, 1995.

Further evaluation of the interim rule by the Coast Guard revealed certain issues that require clarification. Therefore, the Coast Guard has decided to reopen the comment period.

#### Request for Comments

The Coast Guard encourages interested persons to participate in this rulemaking by submitting written data, views, or arguments. There is no need to refile comments already submitted. Persons submitting comments should include their names and addresses, identify this rulemaking [CGD 94-041] and the specific section of the interim rule to which each comment applies, and give the reason for each comment. Please submit two copies of all comments and attachments in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing. Persons wanting acknowledgment of receipt of comments should enclose stamped, self-addressed postcards or envelopes.

The Coast Guard will consider all comments received during the comment period. It may change the interim rule in view of the comments.

Although the Coast Guard invites comments on any feature of the interim rule, it specifically invites comments on the following:

*Section 10.305(c)(2)(iii)(C).* Should the Coast Guard require the determination of the course and speed of another vessel for inland routes?

*Section 10.305(c)(2)(iii)(D).* Should the Coast Guard require the determination of the time and distance of closest point of approach of a crossing, meeting, overtaking, or overtaken vessel for inland routes? On most inland routes, towing vessels have a one-person watch in the wheelhouse and may compromise the safety of the tow if they were required to do this.

*Section 10.480(f).* Currently an endorsement as radar observer issued under this section is valid for five years after the month of issuance of the

certificate of training from a course approved by the Coast Guard. Should there be a 2 year window of acceptability to the renewal date of the license to bring the two dates together and eliminate an expensive license transaction? This would make the normal validity of the endorsement 5 years, but not to exceed 7 years.

Dated: April 25, 1996.

Joseph J. Angelo,

Director for Standards, Marine Safety and Environmental Protection.

[FR Doc. 96-10999 Filed 5-2-96; 8:45 am]

BILLING CODE 4910-14-M

## Surface Transportation Board

### 49 CFR Parts 1051, 1053 and 1312

[Ex Parte No. MC-180 (Sub-No. 3)]

#### Regulations Implementing Section 7 of the Negotiated Rates Act of 1993

AGENCY: Surface Transportation Board (Board).<sup>1</sup>

ACTION: Final Rule; Termination of Proceeding.

**SUMMARY:** The Board is rescinding the rules previously issued by the Interstate Commerce Commission (ICC) in this proceeding concerning the off-bill discounting provisions of section 7 of the Negotiated Rates Act of 1993 (NRA), and terminating the proceeding. The ICC Termination Act of 1995 repealed and did not reenact the requirement that the ICC, or any agency, issue or maintain regulations to carry out the remaining requirements of section 7.

**EFFECTIVE DATE:** The action is effective on May 3, 1996.

**FOR FURTHER INFORMATION CONTACT:** Michael L. Martin, (202) 927-6033 [TDD for the hearing impaired: (202) 927-5721].

**SUPPLEMENTARY INFORMATION:** In accord with section 7 of the NRA, Public Law No. 103-180, the ICC adopted regulations relating to off-bill discounting. *Regs. Implementing § 7 of the Negotiated Rates Act 1993*, 9 I.C.C.2d 1263 (1993). The rules, which were published at 59 FR 2303 (Jan. 14, 1994), prohibited, except as to certain services, motor common and contract carriers of property from providing "off-bill discounting." Off-bill discounting is a practice by which a carrier provides a reduction in a tariff rate or contract rate

<sup>1</sup> The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803 (ICCTA), which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission and transferred certain functions and proceedings to the Board.