

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 this comment period. It may change this rule in view of the comments.

Background

The Coast Guard published an Interim Final Rule in the **Federal Register** (60 FR 20310; April 25, 1995). The rule established a vessel identification system (VIS) for vessels numbered or titled by a State that elects to participate in the system. The rule was to go into effect on April 24, 1996. However, on February 23, 1996 (61 FR 6943), the Coast Guard suspended the effective date of subpart D of the rule (33 CFR part 187, subpart D, Guidelines for State Vessel Titling Systems) through April 23, 1998. The suspension was intended to allow the Coast Guard, States, and public more time to review the complexities of the guidelines relating to State titling. Since the suspension began, representatives of the States, marine banks, and legal associations have met several times to discuss issues involving the State titling guidelines. Notes from these meetings have been included in the docket.

Questions

We are reopening the comment period to gather further information on all aspects of this rulemaking. We particularly need your help in answering the following questions:

(a) Should the regulations be revised to respond to ownership concerns, rather than just law enforcement concerns? Both concerns are addressed in the VIS statute (46 U.S.C. 12501). Such a revision may allow members of the marine industry to get ownership information from the VIS, such as an individual owner's name and address in order to match that owner with a particular vessel.

(b) Should the information used to identify vessels in 33 CFR 187.103 be the same as that used for a certificate of number in 33 CFR 174.19?

(c) What changes, if any, to 33 CFR part 187, subpart D, are needed to address the complexities of State titling?

Your comments need not be limited to these questions.

Dated: October 14, 1997.

Joseph J. Angelo,

Acting Assistant Commandant for Marine Safety and Environmental Protection.

[FR Doc. 97-27706 Filed 10-17-97; 8:45 am]

BILLING CODE 4910-14-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 64

[Docket No. FEMA-7674]

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 DATES: 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 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 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
Region V				
Michigan:				
Bridgeport, charter township of, Saginaw County.	260186	February 18, 1975, Emerg; March 15, 1984, Reg.; October 16, 1997, Susp.	October 16, 1997.	October 16, 1997
Buena Vista, charter township of, Saginaw County.	260499	July 30, 1976, Emerg; July 5, 1984, Reg.; October 16, 1997, Susp.	.....do	Do.
Carrollton, township of, Saginaw County	260187	July 23, 1974, Emerg.; June 15, 1983, Reg.; October 16, 1997, Susp.	.....do	Do.
Chesaning, village of, Saginaw County	260591	September 20, 1982, Reg.; October 16, 1997, Susp.	.....do	Do.
Frankenmuth, city of, Saginaw County ..	260188	September 5, 1975, Emerg.; September 2, 1982, Reg.; October 16, 1997, Susp.	.....do	Do.
James, township of, Saginaw County ...	260802	April 13, 1987, Emerg.; September 9, 1991, Reg.; October 16, 1997, Susp.	.....do	Do.
Kochville, township of, Saginaw County	260501	October 26, 1977, Emerg.; January 19, 1983, Reg.; October 16, 1997, Susp.	.....do	Do.
Maple Grove, township of, Saginaw County.	260891	June 6, 1997, Emerg.; October 16, 1997, Reg.; October 16, 1997, Susp.	.....do	Do.
Saginaw, city of, Saginaw County	260189	February 26, 1975, Emerg.; November 16, 1983, Reg.; October 16, 1997, Susp.	.....do	Do.
Saginaw, township of, Saginaw County	260190	July 13, 1973, Emerg.; July 2, 1979, Reg.; October 16, 1997, Susp.	.....do	Do.
Spaulding, township of, Saginaw County.	260303	August 6, 1974, Emerg.; June 15, 1979, Reg.; October 16, 1997, Susp.	.....do	Do.
St. Charles, village of, Saginaw County	260593	April 16, 1979, Emerg.; October 18, 1983, Reg.; October 16, 1997, Susp.	.....do	Do.
Swan Creek, township of, Saginaw County.	260888	May 12, 1995, Emerg.; October 16, 1997, Reg.; October 16, 1997, Susp.	.....do	Do.
Taymouth, township of, Saginaw County.	260503	June 2, 1977, Emerg.; December 16, 1988, Reg.; October 16, 1997, Susp.	.....do	Do.
Thomas, township of, Saginaw County	260603	February 13, 1975, Emerg.; January 19, 1983, Reg.; October 16, 1997, Susp.	.....do	Do.
Tittabawassee, township of, Saginaw County.	260504	February 16, 1981, Emerg.; February 1, 1987, Reg.; October 16, 1997, Susp.	.....do	Do.
Zilwaukee, city of, Saginaw County	260285	January 21, 1974, Emerg.; July 2, 1979, Reg.; October 16, 1997, Susp.	.....do	Do.
Zilwaukee, township of, Saginaw County.	260286	January 21, 1974, Emerg.; July 2, 1979, Reg.; October 16, 1997, 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: October 9, 1997.

Michael J. Armstrong,
Associate Director for Mitigation.
 [FR Doc. 97-27709 Filed 10-17-97; 8:45 am]
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**FEDERAL EMERGENCY
 MANAGEMENT AGENCY**

44 CFR Part 65

[Docket No. FEMA-7233]

**Changes in Flood Elevation
 Determinations**

AGENCY: Federal Emergency
 Management Agency, FEMA.
ACTION: Interim rule.

SUMMARY: This interim rule lists communities where modification of the base (1% annual chance) flood elevations is appropriate because of new scientific or technical data. New flood insurance premium rates will be calculated from the modified base flood elevations for new buildings and their contents.

DATES: These modified base flood elevations are currently in effect on the dates listed in the table and revise the Flood Insurance Rate Map(s) (FIRMs) in effect prior to this determination for each listed community.

From the date of the second publication of these changes in a newspaper of local circulation, any person has ninety (90) days in which to request through the community that the Associate Director reconsider the changes. The modified elevations may be changed during the 90-day period.

ADDRESSES: The modified base flood elevations 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 following table.

FOR FURTHER INFORMATION CONTACT:
 Frederick H. Sharrocks, Jr., Chief,
 Hazard Identification Branch, Mitigation

Directorate, 500 C Street SW.,
 Washington, DC 20472, (202) 646-2796.

SUPPLEMENTARY INFORMATION: The modified base flood elevations are not listed for each community in this interim rule. However, the address of the Chief Executive Officer of the community where the modified base flood elevation determinations are available for inspection is provided.

Any request for reconsideration must be based upon knowledge of changed conditions, or upon new scientific or technical data.

The modifications are made pursuant to section 201 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are in accordance with the National Flood Insurance Act of 1968, 42 U.S.C. 4001 *et seq.*, and with 44 CFR part 65.

For rating purposes, the currently effective community number is shown and must be used for all new policies and renewals.

The modified base flood elevations are the basis for the floodplain management measures that the community is required to either adopt or to show evidence of being already in effect in order to qualify or to remain qualified for participation in the National Flood Insurance Program.

These modified elevations, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, state or regional entities.

The changes in base flood elevations are in accordance with 44 CFR 65.4.

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 Associate Director, Mitigation Directorate, certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are required to maintain community eligibility in the National Flood Insurance Program. No regulatory flexibility analysis has been prepared.

Regulatory Classification

This interim 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 rule meets the applicable standards of section 2(b)(2) of Executive Order 12778.

List of Subjects in 44 CFR Part 65

Flood insurance, Floodplains, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 65 is amended to read as follows:

PART 65—[AMENDED]

1. The authority citation for part 65 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.

§ 65.4 [Amended]

2. The tables published under the authority of § 65.4 are amended as follows:

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Connecticut: Fairfield.	Town of New Canaan.	June 26, 1997, July 3, 1997, <i>New Canaan Advertiser</i> .	Mr. Richard P. Bond, First Selectman of the Town of New Canaan, 77 Main Street, New Canaan, Connecticut 06840.	October 1, 1997 ...	090010 B
Florida: Duval	City of Jacksonville.	July 8, 1997, July 15, 1997, <i>The Florida Times-Union</i> .	The Honorable John A. Delaney, Mayor of the City of Jacksonville, City Hall, 220 East Bay Street, 14th Floor, Jacksonville, Florida 32202.	July 1, 1997	120077 E