

State/location	Community No.	Effective date of eligibility	Current effective map date	Date certain federal assistance no longer available in special flood hazard areas
Washington County, unincorporated areas.	050212	January 24, 1991, Emerg; September 18, 1991, Reg; July 21, 1999, Susp.	.....do .....	Do.
Louisiana: Hammond, city of, Tangipahoa Parish	220208	April 14, 1975, Emerg; December 15, 1981, Reg; July 21, 1999, Susp.	.....do .....	Do.
Pohnchtoula, city of, Tangipahoa Parish.	220211	June 5, 1975, Emerg; April 17, 1979, Reg; July 21, 1999, Susp.	.....do .....	Do.
Texas: Caldwell County, unincorporated areas	480094	May 15, 1975, Emerg; March 15, 1982, Reg; July 21, 1999, Susp.	.....do .....	Do.
Victoria, city of, Victoria County .....	480638	May 22, 1970, Emerg; July 23, 1971, Reg; July 21, 1999, Susp.	.....do .....	Do.
<b>Region VII</b>				
Iowa: Buchanan County, unincorporated areas.	190848	December 17, 1990, Emerg; September 1, 1991, Reg; July 21, 1999, Susp.	.....do .....	Do.
Quasqueton, town of, Buchanan County.	190332	May 6, 1977, Emerg; July 2, 1987, Reg; July 21, 1999, 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: July 9, 1999.

**Michael J. Armstrong,**

*Associate Director for Mitigation.*

[FR Doc. 99-18181 Filed 7-15-99; 8:45 am]

BILLING CODE 6718-05-P

**FEDERAL EMERGENCY MANAGEMENT AGENCY**

**44 CFR Part 64**

[Docket No. FEMA-7716]

**List of Communities Eligible for the Sale of Flood Insurance**

**AGENCY:** Federal Emergency Management Agency (FEMA).

**ACTION:** Final rule.

**SUMMARY:** This rule identifies communities participating in the National Flood Insurance Program (NFIP). These communities have applied to the program and have agreed to enact certain floodplain management measures. The communities' participation in the program authorizes the sale of flood insurance to owners of property located in the communities listed.

**EFFECTIVE DATES:** The dates listed in the third column of the table.

**ADDRESSES:** Flood insurance policies for property located in the communities listed can be obtained from any licensed property insurance agent or broker serving the eligible community, or from the NFIP at: Post Office Box 6464, Rockville, MD 20849, (800) 638-6620.

**FOR FURTHER INFORMATION CONTACT:** Robert F. Shea, Jr., Division Director, Program Support 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 measures aimed at protecting lives and new construction from future flooding. Since the communities on the attached list have recently entered the NFIP, subsidized flood insurance is now available for property in the community.

In addition, the Associate Director of the Federal Emergency Management Agency has identified the special flood hazard areas in some of these communities by publishing a Flood Hazard Boundary Map (FHBM) or Flood Insurance Rate Map (FIRM). The date of the flood map, if one has been published, is indicated in the fourth column of the table. In the communities listed where a flood map has been published, Section 102 of the Flood Disaster Protection Act of 1973, as amended, 42 U.S.C. 4012(a), requires the purchase of flood insurance as a condition of Federal or federally related financial assistance for acquisition or construction of buildings in the special flood hazard areas shown on the map.

The Associate Director finds that the delayed effective dates would be contrary to the public interest. The Associate Director also finds that notice and public procedure under 5 U.S.C.

553(b) are impracticable and unnecessary.

**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 certifies that this rule will not have a significant economic impact on a substantial number of small entities in accordance with the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, because the rule creates no additional burden, but lists those communities eligible for the sale of flood insurance.

**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
<b>New Eligibles—Emergency Program</b>			
Alabama:			
Red Level, town of, Covington County .....	010243	May 3, 1999 .....	January 10, 1975.
Spanish Fort, city of, Baldwin County .....	010429	.....do	
Utah: Saratoga Springs, town of, Utah County .....	490250		May 10, 1999
Nebraska: Dix, village of, Kimball County .....	310270	May 12, 1999 .....	September 26, 1975.
Maine: Newcastle, town of, Lincoln County .....	230218	May 18, 1999 .....	May 17, 1977.
Wyoming: Riverton, city of, Fremont County .....	560021	.....do	August 6, 1976.
<b>New Eligibles—Regular Program</b>			
New York: Weddington, town of, Union County <sup>1</sup> .....	370518	May 3, 1999 .....	January 17, 1997.
Texas: Olmos Park, city of, Bexar County .....	481540	May 28, 1999 .....	February 16, 1996.
<b>Reinstatements</b>			
New York:			
Danube, town of, Herkimer County .....	360300	February 14, 1984, Emerg; July 3, 1985, Reg; November 4, 1992, Susp; May 12, 1999, Rein.	July 3, 1985.
Poquott, village of, Suffolk County .....	361518	March 29, 1976, Emerg; August 1, 1983, Reg; September 16, 1988, Susp; May 28, 1999, Rein.	May 4, 1998.
<b>Regular Program Conversions</b>			
<b>Region V</b>			
Michigan: Ionia, township of, Ionia County .....	260832	May 2, 1999, Suspension Withdrawn .....	May 2, 1999.
<b>Region VI</b>			
Oklahoma:			
Pryor Creek, city of, Mayes County .....	400117	May 4, 1999, Suspension Withdrawn .....	May 4, 1999.
Mayes County, unincorporated areas .....	400458	.....do	do.
<b>Region IX</b>			
California: Los Angeles, city of, Los Angeles County	060137	.....do	do.
<b>Region II</b>			
New York:			
Camillus, village of, Onondaga County .....	360571	May 18, 1999, Suspension Withdrawn .....	May 18, 1999.
Camillus, town of, Onondaga County .....	360570	.....do	do.
<b>Region III</b>			
Pennsylvania:			
Bedminster, township of, Bucks County .....	421049	.....do	do.
Bensalem, township of, Bucks County .....	420181	.....do	do.
Bridgeton, township of, Bucks County .....	420182	.....do	do.
Bristol, township of, Bucks County .....	420984	.....do	do.
Buckingham, township of, Bucks County .....	420985	.....do	do.
Chalfont, borough of, Bucks County .....	420184	.....do	do.
Doylestown, township of, Bucks County .....	420185	.....do	do.
Durham, township of, Bucks County .....	420186	.....do	do.
East Rockhill, township of, Bucks County .....	420187	.....do	do.
Falls, township of, Bucks County .....	420188	.....do	do.
Haycock, township of, Bucks County .....	421127	.....do	do.
Hilltown, township of, Bucks County .....	420189	.....do	do.
Hulmeville, borough of, Bucks County .....	420190	.....do	do.
Langhorne, borough of, Bucks County .....	421074	.....do	do.
Lower Makefield, township of, Bucks County .....	420191	.....do	do.
Lower Southampton, township of, Bucks County.	420192	.....do	do.
Milford, township of, Bucks County .....	422337	.....do	do.
Morrisville, borough of, Bucks County .....	420194	.....do	do.
New Britain, borough of, Bucks County .....	420986	.....do	do.
New Hope, borough of, Bucks County .....	420195	.....do	do.
Newtown, borough of, Bucks County .....	420196	.....do	do.
Newtown, township of, Bucks County .....	421084	.....do	do.
Nockamixon, township of, Bucks County .....	420197	.....do	do.
Northampton, township of, Bucks County .....	420988	.....do	do.

State/location	Community No.	Effective date of eligibility	Current effective map date
Perkasie, borough of, Bucks County .....	420198	.....do	do.
Plumstead, township of, Bucks County .....	420199	.....do	do.
Quakertown, borough of, Bucks County .....	420200	.....do	do.
Richland, township of, Bucks County .....	421095	.....do	do.
Riegelsville, borough of, Bucks County .....	420201	.....do	do.
Sellersville, borough of, Bucks County .....	420203	.....do	do.
Silverdale, borough of, Bucks County .....	422338	.....do	do.
Solebury, township of, Bucks County .....	420202	.....do	do.
Springfield, township of, Bucks County .....	420204	.....do	do.
Tinicum, township of, Bucks County .....	420205	.....do	do.
Tullytown, borough of, Bucks County .....	420206	.....do	do.
Upper Makefield, township of, Bucks County ....	420207	.....do	do.
Upper Southampton, township of, Bucks County.	420989	.....do	do.
Warminster, township of, Bucks County .....	420990	.....do	do.
Warrington, township of, Bucks County .....	420208	.....do	do.
Warwick, township of, Bucks County .....	420209	.....do	do.
West Rockhill, township of, Bucks County .....	421123	.....do	do.
Wrightstown, township of, Bucks County .....	421045	.....do	do.
Yardley, borough of, Bucks County .....	420210	.....do	do.
<b>Region VI</b>			
Arkansas: Clarksville, city of, Johnson County .....	050112	.....do	do.
Texas: Chambers County, unincorporated area .....	480119	.....do	do.

<sup>1</sup> The Town of Weddington adopted the Union County (CID# 370234) Flood Insurance Rate Map dated January 17, 1997, panels 60 and 70. Code for reading third column: Emerg.—Emergency; Reg.—Regular; Rein.—Reinstatement; Susp.—Suspension; With.—Withdrawn; NSFHA—Non Special Flood Hazard Area.

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

Issued: July 9, 1999.

**Michael J. Armstrong,**

*Associate Director for Mitigation.*

[FR Doc. 99-18180 Filed 7-15-99; 8:45 am]

BILLING CODE 6718-05-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 20

[WT Docket No. 97-207; FCC 99-137]

#### Commercial Mobile Radio Services

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; clarification.

**SUMMARY:** This document finds that service offered with a Calling Party Pays option qualifies as Commercial Mobile Radio Service (CMRS) under the Communications Act, meets the criteria of the definition for a Commercial Mobile Radio Service under the Commission's rules, and thus falls under the regulatory structure set out in the Communications Act. The document is needed to clarify any uncertainty regarding the regulatory status of Calling Party Pays offerings.

**DATES:** Effective July 7, 1999.

**FOR FURTHER INFORMATION CONTACT:** David Siehl or Joseph Levin at (202) 418-1310, TTY at (202) 418-7233, Policy Division, Wireless

Telecommunications Bureau, Federal Communications Commission, Washington, D.C. 20554.

**SUPPLEMENTARY INFORMATION:** The following synopsis concerns only the Declaratory Ruling in the Commission's Declaratory Ruling and Notice of Proposed Rulemaking in WT Docket No. 97-207, adopted June 10, 1999, and released July 7, 1999. The synopsis of the document containing the Notice of Proposed Rulemaking is being published separately in the **Federal Register**. The complete text of the entire released item, including the Declaratory Ruling, is available for inspection and copying during normal business hours in the FCC Reference Information Center (Courtyard Level), 445 12th Street, S.W., Washington, D.C. 20554, and also may be purchased from the Commission's copy contractor, International Transcription Services, at (202) 857-3800, 445 12th Street, S.W., CY-B400, Washington, D.C. 20054.

#### Synopsis of Declaratory Ruling

1. In this Declaratory Ruling we clarify that Calling Party Pays (CPP) offerings qualify as Commercial Mobile Radio Service (CMRS) under the Communications Act and thus would fall under the regulatory structure set out in section 332(c)(3) of the Act.<sup>1</sup> Therefore, providers of CPP would be treated as common carriers, and state

regulation of rates and entry for CPP would generally be preempted.

2. The record reveals disagreement regarding how CPP should be classified, and the significance of prior Commission statements regarding CPP. Some commentators in the Notice of Inquiry (NOI) (62 FR 58700 (Oct. 30, 1997)) record argue that states have jurisdiction over CPP as a billing practice, while other commenters support Commission jurisdiction, relying on the rationale that CPP is a CMRS service.

3. The Commission finds that CPP offerings are properly classified as CMRS services pursuant to section 332 of the Act.<sup>2</sup> In order to determine whether a particular service could constitute CMRS, the Commission looks to section 332(d) of the Act. As provided by the statute,<sup>3</sup> the term "commercial mobile service" means any mobile service (as defined in section 3 of the Act) that is "provided for profit, and makes interconnected service available (A) to the public or (B) to such classes of eligible users as to be effectively available to a substantial portion of the public, as specified by regulation by the Commission \* \* \* ." Section 3 of the Act and § 20.3 of the Commission's Rules, in turn, define the term "mobile service" in pertinent part as "a radio communication service carried on between mobile stations or receivers and land stations, and by mobile

<sup>2</sup> 47 U.S.C. 332.

<sup>3</sup> 47 U.S.C. 332(d)(1).

<sup>1</sup> 47 U.S.C. 332(c)(3).