

V. Submission to Congress and the Comptroller General

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 rule 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 this rule in the **Federal Register**. This is a technical correction to the **Federal Register** and is not a "major rule" as defined by 5 U.S.C. 804(2).

List of Subjects in 40 CFR Part 180

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: May 4, 2000.

James Jones,

Director, Registration Division, Office of Pesticide Programs.

Therefore, 40 CFR part 180 is amended as follows:

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

Authority: 21 U.S.C. 321(q), 346(a), and 374.

2. In § 180.227, the table to paragraph (a)(3) is amended by adding alphabetically entries for the commodities "soybean, forage" and "soybean, hay", to read as follows:

§ 180.227 Dicamba; tolerances for residues.

- (a) * * *
- (3) * * *

Commodity	Parts per million
* * * *	*
Soybean, forage	0.01
Soybean, hay	0.01
* * * *	*

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 228

Criteria for the Management of Disposal Sites for Ocean Dumping

CFR Correction

In Title 40 of the Code of Federal Regulations, parts 190-259, revised as of July 1, 1999, page 229, § 228.15 is corrected in paragraph (j)(11)(i) by removing "93°dprime;W," and adding in its place "93°49'23"W."

[FR Doc. 00-55507 Filed 5-11-00; 8:45 am]

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FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 64

[Docket No. FEMA-7735]

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: Donna M. Dannels, Branch Chief, Policy, Assessment and Outreach Division, Mitigation Directorate, 500 C Street, S.W., Room 411, Washington, D.C. 20472, (202) 646-3098.

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:

64.6—LIST OF ELIGIBLE COMMUNITIES

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 special flood hazard areas
Region I				
New Hampshire: Brentwood, town of, Rockingham County.	330125	June 10, 1975, Emerg.; April 15, 1981; Reg. May 4, 2000	05-04-00	05-04-00
Charlestown: town of, Sullivan County.	330153	November 3, 1975, Emerg.; April 15, 1981; Reg. May 4, 2000	05-04-00	05-04-00
Walpole, town of, Cheshire County.	330027	June 9, 1975, Emerg.; April 15, 1981; Reg. May 4, 2000	05-04-00	05-04-00
Region II				
New York: Cooperstown, village of, Otsego County.	360665	May 28, 1975, Emerg.; February 1, 1988, Reg. May 4, 2000	05-04-00	05-04-00
Greenwich, village of, Washington County.	360887	April 2, 1975, Emerg.; April 17, 1985, Reg. May 4, 2000	05-04-00	05-04-00
New Bremen, town of, Lewis County.	360373	January 2, 1976, Emerg.; June 19, 1985, Reg. May 4, 2000 ..	05-04-00	05-04-00
New York Mills, village of, Oneida County.	360537	May 23, 1975, Emerg.; May 16, 1983, Reg. May 4, 2000	05-04-00	05-04-00
Whitesboro, village of, Oneida County.	360566	March 15, 1974, Emerg.; February 1, 1978, Reg. May 4, 2000.	05-04-00	05-04-00
Whitestown, town of, Oneida County.	360567	May 13, 1975, Emerg.; September 15, 1983, Reg. May 4, 2000.	05-04-00	05-04-00
Yorkville, village of, Oneida County.	360568	September 19, 1974, Emerg.; June 1, 1983, Reg. May 4, 2000.	05-04-00	05-04-00
Region III				
West Virginia: Grant County, unincorporated areas.	540038	October 22, 1975, Emerg.; August 1, 1987, Reg. May 4, 2000	05-04-00	05-04-00
Petersburg, city of, Grant County.	540039	April 18, 1975, Emerg.; June 18, 1987, Reg. May 4, 2000	05-04-00	05-04-00
Region IV				
North Carolina: Spring Lake, town of, Cumberland County.	370484	February 14, 1997, Reg.; May 4, 2000, Susp	05-04-00	05-04-00
Region V				
Minnesota: Elk River, city of, Sherburne County.	270436	February 19, 1974, Emerg.; May 2, 1977, Susp. May 4, 2000	05-04-00	05-04-00
Sherburne County, unincorporated areas.	270435	May 16, 1974, Emerg.; May 19, 1981, Susp. May 4, 2000	05-04-00	05-04-00
Region X				
Washington: Aberdeen, city of, Grays Harbor County.	530058	May 9, 1974, Emerg.; July 16, 1984, Susp. May 4, 2000	05-04-00	05-04-00

64.6—LIST OF ELIGIBLE COMMUNITIES—Continued

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 special flood hazard areas
Region II				
New York: Clarkstown, town of, Rockland County.	360679	October 24, 1974, Emerg.; March 2, 1983, Susp. May 18, 2000.	05-18-00	05-18-00
Painted Post, village of, Steuben County.	360779	February 23, 1973, Emerg.; September 30, 1977, Susp. May 18, 2000.	05-18-00	05-18-00
Region III				
West Virginia: Logan County, unincorporated areas.	545536	January 29, 1971, Emerg.; April 7, 1972, Susp. May 18, 2000	05-18-00	05-18-00
Morgan County, unincorporated areas.	540144	October 28, 1975, Emerg.; July 1, 1987, Susp. May 18, 2000	05-18-00	05-18-00
Region V				
Wisconsin: Crawford County, unincorporated areas.	555551	March 19, 1971, Emerg.; April 20, 1973, Susp. May 18, 2000	05-18-00	05-18-00

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

Dated: April 28, 2000.

Michael J. Armstrong,

Associate Director for Mitigation.

[FR Doc. 00-11988 Filed 5-11-00; 8:45 am]

BILLING CODE 6718-05-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[DA 00-944; MM Docket No. 96-242; RM-8940, RM-9243]

Radio Broadcasting Services; Cheyenne, WY, Grover, CO.

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Montgomery Broadcasting Limited Liability Company, allots Channel 229A to Cheyenne, Wyoming, and dismisses the counterproposal for Channel 229C2 at Grover, Colorado, filed by Magic City Media at its request. See 61 FR 65509 (December 13, 1996). Channel 229A can be allotted to Cheyenne in compliance with the Commission's minimum distance separation requirements, with respect to domestic allotments, with a site restriction of 9.7 kilometers (6.0 miles), at coordinates 41-12-39 and 104-44-54. A filing window will not be opened at this time. Instead, the issue of opening a filing window for this channel will be addressed by the Commission in a subsequent order.

DATES: Effective June 12, 2000.

FOR FURTHER INFORMATION CONTACT:

Victoria McCauley Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 96-242, adopted April 19, 2000, and released April 28, 2000. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 445 12th Street, SW, Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, Inc., (202) 857-3800, 1231 20th Street, NW, Washington, DC 20036.

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: 47 U.S.C. 154, 303, 334, 336.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Wyoming, is amended by adding Channel 229A at Cheyenne.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 00-11913 Filed 5-11-00; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 622

[I.D. 050500G]

Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Shrimp Fishery of the Gulf of Mexico; Texas Closure

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Adjustment of the beginning date of the Texas closure.

SUMMARY: NMFS announces an adjustment to the start of the annual closure of the shrimp fishery in the exclusive economic zone (EEZ) off Texas. The closure is normally from May 15 to July 15 each year. For 2000, the closure will begin on May 11. The Texas closure is intended to prohibit the harvest of brown shrimp during the major period of emigration from Texas estuaries to the Gulf of Mexico so the shrimp may reach a larger, more valuable size and to prevent the waste of brown shrimp that would be discarded in fishing operations because of their small size.

DATES: The EEZ off Texas is closed to trawl fishing, except for trawling for royal red shrimp beyond the 100-fathom (183 meter) depth contour, from 30 minutes after sunset, May 11, 2000, to 30 minutes after sunset, July 15, 2000, unless the latter date is changed through notification in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT:

Steve Branstetter, 813-570-5305.