

“December 26, 2002.” is corrected to read “December 26, 2001.”.

**Cynthia E. Grigsby.**

*Chief, Regulations Unit, Associate Chief Counsel (Income Tax and Accounting).*

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BILLING CODE 4830-01-P

**FEDERAL EMERGENCY MANAGEMENT AGENCY**

**44 CFR Part 67**

[Docket No. FEMA-B-7425]

**Proposed Flood Elevation Determinations**

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

**ACTION:** Proposed rule.

**SUMMARY:** Technical information or comments are requested on the proposed Base (1% annual chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that the community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

**DATES:** The comment period is ninety (90) days following the second publication of this proposed rule in a newspaper of local circulation in each community.

**ADDRESSES:** The proposed BFEs 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:** Matthew B. Miller, P.E., Chief, Hazards Study Branch, Federal Insurance and Mitigation Administration, FEMA, 500 C Street SW., Washington, DC 20472, (202) 646-3461, or (e-mail) *matt.miller@fema.gov*.

**SUPPLEMENTARY INFORMATION:** FEMA proposes to make determinations of BFEs and modified BFEs for each community listed below, in accordance with Section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed BFEs and modified BFEs, 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. These proposed elevations are used to meet the floodplain management requirements of the NFIP and are also used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in these buildings.

**National Environmental Policy Act**

This proposed 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 Acting Administrator, Federal Insurance and Mitigation Administration certifies that this proposed rule is exempt from the

requirements of the Regulatory Flexibility Act because proposed or modified BFEs are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and are required to establish and maintain community eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

**Regulatory Classification**

This proposed 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 proposed rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

**Executive Order 12778, Civil Justice Reform**

This proposed rule meets the applicable standards of Section 2(b)(2) of Executive Order 12778.

**List of Subjects in 44 CFR Part 67**

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 67 is proposed to be amended as follows:

**PART 67—[AMENDED]**

1. The authority citation for part 67 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, § 67.4.

2. The tables published under the authority of § 67.4 are proposed to be amended as follows:

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet. (NGVD)	
				Existing	Modified
Washington .....	City of Anacortes, Skagit County.	Burrows Bay .....	Along shoreline to Fidalgo Head including Burrows Pass.	None	*7
		Guemes Channel .....	Along shoreline from Shannon Point to Fidalgo Bay.	None	*9
		Fidalgo Bay .....	Along shoreline to Guemes Channel .....	None	*7
		Rosario Strait .....	Along shoreline from Fidalgo Head to Shannon Point.	None	*9

Depth in feet above ground

Maps are available for inspection at City Hall, 904 6th Street, Anacortes, Washington.

Send comments to The Honorable Dean Maxwell, Mayor, City of Anacortes, P.O. Box 547, Anacortes, Washington 98221.

Wyoming .....	Town of Dubois, Freemont.	Wind River .....	Approximately 3,380 feet upstream of State Highway 26.	None	+6,882
			Approximately 450 feet upstream of Soda Springs Drive.	None	+6,983
		Horse Creek .....	At confluence with Wind River .....	None	+6,912

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet. (NGVD)	
				Existing	Modified
			Approximately 1,950 feet upstream of Clendenning Street.	None	+6,953

Depth in feet above ground

Maps are available for inspection at Town Hall, 712 Meckem Street, Dubois, Wyoming.

Send comments to The Honorable Bob Baker, Mayor, Town of Dubois, Town Hall, P.O. Box 555, Dubois, Wyoming 82513

	Freemont County ..	Wind River .....	Approximately 2,400 feet upstream of State Highway 26.	None	+6,878
			Approximately 2,200 feet upstream of Soda Springs Drive.	None	+6,993
		Horse Creek .....	Approximately 2,000 feet upstream of Clendenning Street.	None	+6,954
			Approximately 1,950 feet upstream of Clendenning Street.	None	+6,955

Depth in feet above ground

Maps are available for inspection at the Planning Department, 450 North 2nd Street, Room 360, Lander, Wyoming.

Send comments to The Honorable Scott Lander, Chairman, Fremont County Commissioners, 450 North 2nd Street, Lander, Wyoming 82520.

Flooding source(s)	Location of referenced elevation	Elevation in feet (*NGVD)		Communities affected
		Effective	Modified	

**KANSAS**

**Sedgwick County, Kansas and Incorporated Areas**

Middle Fork Chisholm Creek	Approximately 100 feet downstream of Oliver Street ..	None	*1,363	City of Kechi.
	Just upstream of Kechi Road .....	None	*1,372	

# Depth in feet above ground

**ADDRESSES**

**City of Kechi:**

Maps are available for inspection at 200 West Kechi Road, Kechi, Kansas.

Send comments to The Honorable Ed Parker, Mayor, City of Kechi, 200 West Kechi Road, Kechi, Kansas.

Arkansas River .....	Approximately 4,400 feet upstream of Washington Street.	None	*1,252	City of Derby.
Cowskin Creek .....	Approximately 3,500 feet downstream of State Highway 42.	None	*1,297	City of Wichita.
	Approximately 800 feet downstream of State Highway 42.	None	*1,300	
	Approximately 3,400 feet downstream Kansas South-west Railroad.	None	*1,279	Sedgwick County.
Dry Creek North (of Cowskin Creek).	Just downstream of 21st Street .....	None	*1,345	City of Colwich. Sedgwick County.
	Approximately 1,550 feet downstream of 53rd Street	*1,370	*1,370	
	Approximately 1,500 feet downstream of 53rd Street	*1,370	*1,370	
	Approximately 300 feet upstream of 21st Street .....	None	*1,346	
Dry Creek South (of Cowskin Creek).	Just downstream of 167th Street .....	None	*1,386	Sedgwick County.
	Approximately 3,500 downstream of Ridge Road .....	None	*1,292	
Little Arkansas River .....	Just downstream of 103rd Street .....	None	*1,316	Sedgwick County.
	Just downstream of 5th Street .....	None	*1,339	
	Just downstream of 125th Street .....	*1,374	*1,372	
Middle Fork Chisholm Creek	Approximately 450 feet downstream of State Highway 254.	None	*1,360	Sedgwick County.
Spring Creek .....	Approximately 100 feet upstream of Oliver Street .....	None	*1,367	Sedgwick County.
	Approximately 2,850 feet downstream of Atchinson, Topeka, and Santa Fe Railroad.	*1,242	*1,241	
	Approximately 350 feet upstream of Woodlawn Boulevard.	*1,258	*1,258	
Spring Creek .....	Approximately 1,550 feet upstream of Rock Road .....	None	*1,270	Sedgwick County.
	Just downstream of 63rd Street .....	None	*1,304	

# Depth in feet above ground

**ADDRESSES:**

**Sedgwick County and Unincorporated Areas:**

Maps are available for inspection at 1250 South Seneca, Wichita, Kansas.

Flooding source(s)	Location of referenced elevation	Elevation in feet (*NGVD)		Communities affected
		Effective	Modified	
Send comments to The Honorable Ben Sciortino, Chairman, Board of Commissioners, 525 North Main, Suite 320, Wichita, Kansas 67203.				
<b>City of Derby:</b>				
Maps are available for inspection at 611 Mulberry Road, Derby, Kansas.				
Send comments to The Honorable Richard Standrich, Mayor, City of Derby, 611 North Mulberry Road, Derby, Kansas 67037.				
<b>City of Colwich:</b>				
Maps are available for inspection at P.O. Box 158, Colwich, Kansas.				
Send comments to The Honorable Lavina Keiter, Mayor, City of Colwich, 310 South Second Street, Colwich, Kansas 67030.				
<b>City of Wichita:</b>				
Maps are available for inspection 455 North Main Street, 8th Floor, Wichita, Kansas.				
Send comments to The Honorable Bob Knight, Mayor, City of Wichita, 455 North Main Street, 13th Floor, Wichita, Kansas 67202.				

**MISSOURI****Gasconade County, Missouri and Incorporated Areas**

Frene Creek .....	At the confluence with the Missouri River .....	None	*518	City of Hermann.
	Approximately 3,400 feet upstream of High School Driveway.	None	*530	
	Approximately 2,100 feet upstream of High School Driveway.	None	*527	Gasconade County.
	Approximately 3,500 feet upstream of High School Driveway.	None	*531	

# Depth in feet above ground

**ADDRESSES:****Gasconade County and Unincorporated Areas:**

Maps are available for inspection at City Hall, 207 Schiller Street, Hermann, Missouri.

Send comments to The Honorable Doris Binkholder, Mayor, City of Hermann, 207 Schiller Street, Hermann, Missouri 65041.

**City of Hermann:**

Maps are available for inspection at 119 East First Street, Hermann, Missouri.

Send comments to The Honorable Charles Schlottach, Presiding Commissioner, 119 East First Street, Room 2, Hermann, Missouri 65041.

**OREGON****Clatsop County, Oregon and Incorporated Areas**

Beerman Creek .....	Confluence with Necanicum River .....	None	*17	Clatsop County
	Approximately 5,000 feet upstream of Beerman Creek Road.	None	*115	
Neawanna Creek .....	Just downstream of 12th Avenue .....	*12	*12	Clatsop County.
	Approximately 1,400 feet downstream of Broadway Drive.	*13	*13	
	Approximately 1,200 feet South of intersection with U.S. 101 and Old Railroad Grade.	*16	*17	
Necanicum River .....	Approximately 1,100 feet downstream of Avenue U ...	*13	*14	Clatsop County.
	Just upstream of Howard Johnson Road .....	*34	*35	
	Approximately 1,600 feet downstream of Big Driveway Road.	*44	*44	
	Approximately 4,000 feet upstream of Big Driveway Road.	*58	*61	
Necanicum River Overflow ...	Just upstream of Rippett Road .....	None	*31	Clatsop County.
	Approximately 1,000 feet North of the intersection of Oregon Coast Highway and U.S. 26.	None	*41	
Upper Neawanna Creek .....	Confluence with Neawanna Creek .....	None	*15	Clatsop County.
Neawanna Creek .....	Approximately 860 feet upstream of Wahanna Road ..	None	*26	City of Seaside.
	Just upstream of 12th Avenue .....	*12	*12	
Necanicum River .....	Just upstream of Broadway Drive .....	*12	*14	City of Seaside.
	Approximately 1,500 feet upstream of Avenue S .....	None	*16	
	Just downstream of 12th Avenue .....	*11	*11	
	Just downstream of Avenue G .....	*12	*13	
Necanicum River Overflow ...	Approximately 450 feet downstream U.S. Route 101 ..	*28	*28	City of Seaside.
	Just downstream of Rippett Road .....	None	*31	

# Depth in feet above ground

**ADDRESSES:****Clatsop County and Unincorporated Areas:**

Maps are available for inspection at City Hall, 749 Commercial Street, Astoria, Oregon.

Send comments to The Honorable George Kiepke, Chairman, Clatsop County, Board of Commissioners, City Hall, 749 Commercial Street, Astoria, Oregon 97103.

Flooding source(s)	Location of referenced elevation	Elevation in feet (*NGVD)		Communities affected
		Effective	Modified	

**City of Seaside:**

Maps are available for inspection at the Public Works Building, 1387 Avenue U, Seaside, Oregon.

Send comments to The Honorable Rosemary Baker-Monaghan, Mayor, City of Seaside, City Hall, 989 Broadway, Seaside, Oregon 97138.

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

Dated: March 13, 2002.

**Robert F. Shea,**

*Acting Administrator, Federal Insurance and Mitigation Administration.*

[FR Doc. 02-6573 Filed 3-18-02; 8:45 am]

BILLING CODE 6718-04-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 25

[**IB Docket Nos. 02-34 and 00-248, FCC 02-45**]

#### Satellite License Procedures

**AGENCY:** Federal Communications Commission.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** In this document, the Commission invites comment on two alternatives for revising the satellite licensing process, both of which are intended to enable the Commission to issue satellite licenses more quickly. One alternative is the first-come, first-served approach. The other alternative is to streamline the current processing round approach. In addition, the Commission seeks comment on adopting several rule revisions regardless of whether it adopts a first-come, first-served approach or streamlines the current procedure.

**DATES:** Comments are due on or before June 3, 2002. Reply comments are due on or before July 2, 2002. Written comments by the public on the proposed information collections are due April 18, 2002. Written comments must be submitted by the Office of Management and Budget (OMB) on the proposed information collection(s) on or before May 20, 2002.

**ADDRESSES:** All filings must be sent to the Commission's Secretary, William F. Caton, Office of the Secretary, Federal Communications Commission, The Portals, 445 Twelfth Street, SW, Room TW-A325, Washington, DC 20554. In addition to filing comments with the Secretary, a copy of any comments on the information collections contained herein should be submitted to be submitted to Judy Boley Herman,

Federal Communications Commission, Room 1-C804, 445 12th Street, SW, Washington, DC 20554, or via the Internet to [jbHerman@fcc.gov](mailto:jbHerman@fcc.gov) and to Jeanette Thornton, OMB Desk Officer, Room 10236 NEOB, 725 17th Street, NW, Washington, DC 20503 or via the Internet to [jthornto@mb.eop.gov](mailto:jthornto@mb.eop.gov).

**FOR FURTHER INFORMATION CONTACT:**

Steven Spaeth, Satellite and Radiocommunication Division, International Bureau, (202) 418-1539. For additional information concerning the information collection(s) contained in this document, contact Judy Boley Herman at 202-418-0214, or via the Internet at [jbHerman@fcc.gov](mailto:jbHerman@fcc.gov).

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Notice of Proposed Rulemaking adopted February 14, 2002 and released February 28, 2002. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Public Reference Room, 445 Twelfth Street, SW, Room CY-A257, Washington, DC 20554. The complete text of this decision may also be purchased from the Commission's copy contractor, Qualex International, Portals II, 445 Twelfth Street, SW, Room CY-B402, Washington, DC 20554.

Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies. *See Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24,121 (1998). Comments filed through the ECFS can be sent as an electronic file via the Internet to <http://www.fcc.gov/e-file/ecfs.html>. Generally, only one copy of an electronic submission must be filed. If multiple docket or rulemaking numbers appear in the caption of this proceeding, however, commenters must transmit one electronic copy of the comments to each docket or rulemaking number referenced in the caption. In completing the transmittal screen, commenters should include their full name, Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov), and should include the following words in the body

of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply.

Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appear in the caption of this proceeding, commenters must submit two additional copies for each additional docket or rulemaking number.

#### Paperwork Reduction Act

This NPRM contains proposed new and modified information collections. The Commission, as part of its continuing effort to reduce paperwork burdens, invites the general public and the Office of Management and Budget (OMB) to comment on the information collection(s) contained in this NPRM, as required by the Paperwork Reduction Act of 1995, Public Law 104-13. Public and agency comments are due at the same time as other comments on this NPRM; OMB notification of action is due April 18, 2002. Comments should address: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimates; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

OMB Control Number: 3060-XXXX (new collection).

Title: Streamlining and Other Revisions of part 25 of the Commission's

Form No.: FCC Form 312 Schedule S.

Type of Review: New collection.

Respondents: Business or other for-profit entities.

Number of Respondents: 146.

Estimated Time Per Response: 2-18 hours.

Frequency of Response: On occasion.

Total Annual Burden: 1,436 hours.

Total Annual Costs: \$193,500.

Needs and Uses: The information collection requirements accounted for in this collection are necessary to determine the technical and legal