

to import any birds (Class: Aves), whether dead or alive, or any products derived from birds (including hatching eggs), from the following Southeast Asian countries:

- Cambodia;
- Indonesia;
- Japan;
- Laos;
- People's Republic of China, including Hong Kong SAR;
- South Korea;
- Thailand; and
- Vietnam.

This prohibition is effective immediately and until further notice. This prohibition does not include pet birds which originated in the United States (as defined in 9 CFR 93.100), provided that the importation of such birds complies with USDA requirements, which includes a 30-day quarantine in a USDA facility. This prohibition also does not apply to any person who imports or attempts to import products derived from birds if, as determined by federal officials, such products have been properly processed to render them noninfectious so that they pose no risk of transmitting or carrying the influenza A (H5N1) virus and which comply with USDA requirements. This order may be amended as necessary as the situation develops, for example, to add or remove countries.

Dated: February 5, 2004.

**Julie Louise Gerberding,**

*Director, Centers for Disease Control and Prevention.*

[FR Doc. 04-3137 Filed 2-12-04; 8:45 am]

BILLING CODE 4160-17-P

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 64**

[Docket No. FEMA-7770]

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

**AGENCY:** Federal Emergency Management Agency, Emergency Preparedness and Response Directorate, Department of Homeland Security.

**ACTION:** Final rule.

**SUMMARY:** This rule identifies communities participating in the National Flood Insurance Program (NFIP) and suspended from the 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 under the column headed Effective Date of Eligibility.

**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: (800) 638-6620.

**FOR FURTHER INFORMATION CONTACT:** Mike Grimm, Mitigation Division, 500 C Street, SW.; Room 412, Washington, DC 20472, (202) 646-2878.

**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 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 202 of the Flood Disaster Protection Act of 1973, as amended, 42 U.S.C. 4016(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 Administrator finds that delayed effective dates would be contrary to the

public interest and 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 Administrator 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 and location	Community No.	Effective date of eligibility	Current effective map date
<b>New Eligibles: Emergency Program</b>			
Vermont: Westford, Town of, Chittenden County.	500203	August 4, 2003 .....	January 31, 1975, FHBM.
Mississippi: Jasper County, Unincorporated Areas.	280302	August 12, 2003 .....	February 24, 1978, FHBM.

State and location	Community No.	Effective date of eligibility	Current effective map date
Tennessee: Wayne County, Unincorporated Areas.	470199	August 15, 2003 .....	March 16, 1979, FHBM.
Missouri: Clarksdale, City of, DeKalb County ...	290630	August 18, 2003 .....	February 21, 1975, FHBM, Rescinded.
Kansas: Douglas, City of, Butler County .....	200489	August 21, 2003 .....	July 18, 1975, FHBM, Rescinded.
Colorado: Johnstown, Town of, Weld County ...	080250	August 22, 2003.	
Minnesota: Waverly, City of, Wright County .....	270666	September 15, 2003 .....	January 17, 1975, FHBM.
Kentucky: Letcher County, Unincorporated Areas.	210289	.....do* .....	September 2, 1977, FHBM.
North Carolina: Belville, Town of, Brunswick County.	370545	.....do.	
Missouri: Hillsboro, City of, Jefferson County ...	290573	September 25, 2003 .....	October 22, 1976, FHBM.
Florida: Sebring, City of, Highlands County .....	120690	September 29, 2003.	
Idaho: Oneida County, Unincorporated Areas ..	160229	October 10, 2003.	
Ohio: Glendale, Village of, Hamilton County .....	390217	October 22, 2003.	
South Dakota: Fall River County, Unincorporated Areas.	460238	October 28, 2003 .....	November 1, 1977, FHBM.
Texas: Ward County, Unincorporated Areas .....	481249	November 7, 2003 .....	October 25, 1977, FHBM.
Tennessee: Adams, City of, Robertson County	470159	November 26, 2003 .....	November 15, 1974, FHBM.
<b>New Eligibles: Regular Program</b>			
Alabama:			
Pike Road, Town of, Montgomery County**.	010433	August 4, 2003 .....	August 4, 2003.
Clay, City of, Jefferson County <sup>1</sup> .....	010446	August 18, 2003.	
Michigan: Lake Angelus, City of, Oakland County.	260700	.....do .....	April 15, 1986.
Kansas: Spring Hill, City of, Johnson County ...	200178	September 3, 2003 .....	June 17, 2002.
Missouri: Sheridan, City of, Worth County* .....	290523	.....do .....	September 3, 2003.
Iowa:			
Eagle Grove, City of, Wright County .....	190928	September 4, 2003 .....	NSFHA.
Gray, City of, Audubon County* .....	190318	.....do .....	April 2, 2001.
Florida: Sunny Isles Beach, City of, Miami-Dade County <sup>2</sup> .	120688	September 10, 2003.	
Tennessee: Coopertown, Town of, Robertson County <sup>3</sup> .	470423	September 15, 2003.	
Florida: Lake Alfred, City of Polk County .....	120667	September 24, 2003 .....	December 20, 2000.
Missouri: Stockton, City of, Cedar County .....	290667	September 25, 2003 .....	July 17, 2002.
Tennessee: Belle Meade, City of, Davidson County.	470408	September 29, 2003 .....	April 20, 2001.
Florida:			
Hilliard, Town of, Nassua County* .....	120573	October 1, 2003 .....	October 1, 2003.
Eagle Lake, City of, Polk County .....	120385	.....do .....	December 20, 2000.
Missouri:			
Dalton, Village of, Chariton County* .....	290464	October 10, 2003 .....	March 17, 2003.
Willard, City of, Greene County* .....	290653	.....do .....	August 4, 2003.
Worth County, Unincorporated Areas* .....	290842	.....do .....	September 3, 2003.
Missouri:			
Arcola, Village of, Dade County* .....	290930	October 22, 2003 .....	July 17, 2002.
Lockwood, City of, Dade County* .....	290682	.....do .....	Do.
Niangua, City of, Webster County* .....	290552	.....do .....	Do.
North Carolina: Fletcher, Town of, Henderson County <sup>4</sup> .	370568	October 28, 2003.	
Ohio: Vinton, Village of, Gallia County* .....	390189	.....do .....	October 16, 2003.
Arkansas: Goshen, City of, Washington County	050594	October 30, 2003 .....	December 20, 2000.
Alabama: Randolph County, Unincorporated Areas.	010182	November 5, 2003 .....	July 5, 1982.
North Carolina: Duck, Town of, Dare County <sup>5</sup>	370632	November 6, 2003.	
Texas: Live Oak County, Unincorporated Areas*.	481179	November 19, 2003 .....	November 19, 2003.
New Mexico: San Juan County, Unincorporated Areas.	350064	November 21, 2003 .....	May 15, 2002.
<b>Reinstatements</b>			
Maine: Allagash, Town of, Aroostook County ...	230440	March 19, 1974, Emerg.; August 5, 1985, Reg.; April 2, 2003, Susp.; August 4, 2003, Rein.	April 2, 2003.
North Carolina: Scotland County, Unincorporated Areas.	370316	July 30, 1975, Emerg.; December 6, 1988, Reg.; June 17, 2003, Susp.; August 8, 2003, Rein.	June 17, 2003.
New York: Conquest, Town of, Cayuga County	360108	June 24, 1977, Emerg.; April 4, 1983, Reg.; November 4, 1992, Susp.; August 11, 2003, Rein.	October 20, 1998.

State and location	Community No.	Effective date of eligibility	Current effective map date
<b>Wisconsin:</b>			
Oregon, Village of, Dane County .....	550089	May 28, 1974, Emerg.; September 30, 1980, Reg.; June 18, 2003, Susp.; September 8, 2003, Rein.	June 17, 2003.
Verona, City of, Dane County .....	550092	June 24, 1975, Emerg.; August 1, 1980, Reg.; June 18, 2003, Susp.; September 8, 2003, Rein.	June 17, 2003.
Pennsylvania: Bedminster, Township of, Bucks County.	421049	February 5, 1976, Emerg.; December 1, 1983, Reg.; September 4, 2003, Susp.; September 12, 2003, Rein.	September 3, 2003.
Missouri: Denver, Village of, Worth County .....	290453	January 25, 1977, Emerg.; September 4, 1985, Reg.; September 4, 2003, Susp.; September 15, 2003, Rein.	September 3, 2003.
Vermont: Cornwall, Town of, Addison County ..	500317	April 30, 1975, Emerg.; September 27, 1985, Reg.; June 4, 1990, Susp.; September 15, 2003, Rein.	September 27, 1985.
Michigan: Hendricks, Township of, Mackinac County.	260806	June 5, 1987, Emerg.; September 30, 1988, Reg.; September 30, 1988, Susp.; November 7, 2003, Rein.	November 4, 1992.
Wisconsin: Fitchburg, City of, Dane County .....	550610	August 23, 2001, Reg.; June 18, 2003, Susp.; November 19, 2003, Rein.	June 17, 2003.
<b>Suspensions</b>			
Pennsylvania: Bedminster, Township of, Bucks County.	421049	February 5, 1976, Emerg.; December 1, 1983, Reg.; September 4, 2003, Susp.	September 3, 2003.
Missouri: Denver, Village of, Worth County .....	290453	January 25, 1977, Emerg.; September 4, 1985, Reg.; September 4, 2003, Susp.	September 3, 2003.
Ohio: Crown City, Village of, Gallia County .....	390187	April 22, 1983, Emerg.; July 5, 1983, Reg.; October 22, 2003, Susp.	October 16, 2003.
<b>Illinois:</b>			
Alorton, Village of, St. Clair County .....	170617	April 26, 1974, Emerg.; June 4, 1980, Reg.; November 7, 2003, Susp.	November 5, 2003.
Brooklyn, Village of, St. Clair County .....	170619	May 1, 1974, Emerg.; March 28, 1980, Reg.; November 7, 2003, Susp.	November 5, 2003.
Fayetteville, Village of, St. Clair County .....	170628	May 12, 1976, Emerg.; June 15, 1981, Reg.; November 7, 2003, Susp.	November 5, 2003.
Freeburg, Village of, St. Clair County .....	170790	March 24, 1976, Emerg.; January 18, 1980, Reg.; November 7, 2003, Susp.	November 5, 2003.
New Athens, Village of, St. Clair County ...	170632	September 3, 1975, Emerg.; March 23, 1984, Reg.; November 7, 2003, Susp.	November 5, 2003.
Summerfield, Village of, St. Clair County ...	170636	August 11, 1976, Emerg.; August 10, 1979, Reg.; November 7, 2003, Susp.	November 5, 2003.
Mississippi: Puckett, Township of, Rankin County.	280147	May 22, 1987, Emerg.; December 1, 1990, Reg.; November 6, 2003, Susp.	November 5, 2003.
<b>Withdrawal</b>			
Mississippi: Pachuta, Town of, Clarke County ..	280219	August 18, 2003 .....	April 2, 1986.
<b>Probation Removal</b>			
West Virginia: Oceana, Town of, Wyoming County.	540219	October 25, 2003 .....	July 16, 2003.

#### Regular Program Conversions and Revisions

<b>Region III</b>			
Pennsylvania: Bedminster, Township of, Bucks County.	421049	September 3, 2003, Suspension Rescinded ....	September 3, 2003.
Plumstead, Township of, Bucks County .....	420199	.....do .....	Do.
<b>Region VII</b>			
Missouri: Denver, Village of, Worth County .....	290453	.....do .....	Do.
<b>Region I</b>			
Massachusetts: Scituate, Town of, Plymouth County.	250282	October 16, 2003, Suspension Rescinded .....	October 16, 2003.
<b>Ohio:</b>			
Cheshire, Village of, Gallia County .....	390186	.....do .....	Do.
Crown City, Village of, Gallia County .....	390187	.....do .....	Do.
Gallia County, Unincorporated Areas .....	390185	.....do .....	Do.
Gallipolis, City of, Gallia County .....	390188	.....do .....	Do.
Rio Grande, Village of, Gallia County .....	390879	.....do .....	Do.
Vinton, Village of, Gallia County .....	390189	.....do .....	Do.

\* do and Do. = ditto.

\*\* Designates communities converted from Emergency Phase of participation to the Regular Phase of participation.

<sup>1</sup> The City of Clay has adopted Jefferson County (CID #010217) FIRM dated January 20, 1999, panels 0203 and 0204.

<sup>2</sup>The City of Sunny Isles Beach adopted Miami-Dade County (CID #120635) FIRM dated March 2, 1994, panels 0082 and 0084.

<sup>3</sup>The Town of Coopertown has adopted Robertson County (CID #470158) FIRM dated June 15, 1984, panels 0095, 0115, 0155 and 0160.

<sup>4</sup>The Town of Fletcher adopted Henderson County (CID #370125) FIRM dated March 1, 1982, panels 0015 and 0020.

<sup>5</sup>The Town of Duck has adopted Dare County (CID #370362) FIRM dated May 5, 2003, panels 0006, 0007, 0008, 0009, 0016, 0017, 0019, 0036 and 0038.

Code for reading fourth and fifth columns: 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")

Dated: January 20, 2004.

**Anthony S. Lowe,**

*Mitigation Division Director, Emergency Preparedness and Response Directorate.*

[FR Doc. 04-3187 Filed 2-12-04; 8:45 am]

**BILLING CODE 6718-05-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

#### 49 CFR Parts 222 and 229

[Docket No. FRA-1999-6439, Notice No. 12]

RIN 2130-AA71

#### Use of Locomotive Horns at Highway-Rail Grade Crossings

**AGENCY:** Federal Railroad Administration (FRA), Department of Transportation (DOT).

**ACTION:** Interim final rule; extension of comment period.

**SUMMARY:** On December 18, 2003, FRA published an Interim Final Rule (IFR) in the **Federal Register** (68 FR 70585) addressing the use of locomotive horns at highway-rail grade crossings. As FRA is interested in receiving public comments on all aspects of the IFR, FRA held a public hearing in Washington, DC on February 4, 2004. FRA has, however, received a number of requests

to extend the comment period to give interested parties additional time to review, analyze, and submit comments on the IFR. After considering these requests, FRA has decided to extend the comment period until April 19, 2004. This notice announces the extension of the comment period.

**DATES: Written Comments:** Comments must be received by April 19, 2004. Comments received after that date will be considered to the extent possible without incurring additional expense or delay.

**ADDRESSES:** You may submit comments identified by DOT DMS Docket Number FRA-1999-6439 by any of the following methods:

- Web site: <http://dms.dot.gov>.

Follow the instructions for submitting comments to the DOT electronic docket Web site.

- Fax: Comments may be faxed to the following number: 1-202-493-2251.

- Mail: Comments may be mailed to the Docket Management Facility at the U.S. Department of Transportation, 400 Seventh Street, SW., Nassif Building, Room PL-401, Washington, DC 20590-001.

- Hand Delivery: Hand deliver comments to Room PL-401 on the plaza level of the Nassif Building, which is located at 400 Seventh Street, SW., Washington, DC between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

- Federal e-Rulemaking Portal: Go to <http://www.regulations.gov>. Follow the online instructions for submitting comments.

**Instructions:** All submissions must include the agency name and docket name and docket number or Regulatory Identification Number (RIN) for this rulemaking. Note that all comments received will be posted without change to <http://dms.dot.gov>, including any personal information provided.

**Docket:** For access to the docket to read background documents or comments received, go to <http://dms.dot.gov> at any time or to Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Ron Ries, Office of Safety, FRA, 1120 Vermont Avenue, NW., Washington, DC 20590 (telephone 202-493-6299); or Kathryn Shelton, Office of Chief Counsel, FRA, 1120 Vermont Avenue, NW., Washington, DC 20590 (telephone 202-493-6038).

Issued in Washington, DC, on February 9, 2004.

**Allan Rutter,**

*Administrator.*

[FR Doc. 04-3181 Filed 2-12-04; 8:45 am]

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