consumers, and does not have significant adverse effects on
competition, employment, investment, productivity, innovation, or the ability
of U.S.-based enterprises to compete with foreign-based enterprises.

Title VIII of ANILCA requires the
Secretaries to administer a subsistence preference on public lands. The scope of
this program is limited by definition to certain public lands. Likewise, the
adjustments have no potential takings of
private property implications as defined by Executive Order 12630.

The Service has determined and
pursuased pursuant to the Unfunded
Mandates Reform Act, 2 U.S.C. 1502 et
seq., that the adjustments will not
impose a cost of $100 million or more
in any given year on local or State
governments or private entities. The
implementation is by Federal agencies,
and no cost is involved to any State or
local entities or Tribal governments.

The Service has determined that the
adjustments meet the applicable
local entities or Tribal governments.

The Service has determined that the
adjustments meet the applicable
standards provided in Sections 3(a) and
3(b)(2) of Executive Order 12988.

The Service has determined and
adjusted that the Office of Subsistence
Management, Alaska Regional Office,
U.S. Fish and Wildlife Service,
Anchorage, Alaska. Taylor Brelsford,
Alaska State Office, Bureau of Land
Management; Rod Simmons, Alaska
Regional Office, U.S. Fish and Wildlife
Service; Nancy Swanton, Alaska
Regional Office, National Park Service;
Dr. Glenn Chen, Alaska Regional Office,
Bureau of Indian Affairs; and Steve
Kessler, USDA-Forest Service, provided
additional guidance.

Authority: 16 U.S.C. 3, 472, 551, 668dd,
1733.

Dated: June 1, 2005.

Thomas H. Boyd,
Acting Chair, Federal Subsistence Board.
Dated: June 1, 2005.

Steve Kessler,
Subsistence Program Leader, USDA-Forest
Service.

[FR Doc. 05–12158 Filed 6–20–05; 8:45 am]
BILLING CODE 3410–11–P; 3101–55–P

DEPARTMENT OF HOMELAND
SECURITY

Federal Emergency Management Agency

44 CFR Part 65

[Docket No. FEMA–D–7573]

Changes in Flood Elevation
Determinations

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

ACTION: Interim rule.

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

DATES: These modified BFEs 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
Director reconsider the changes. The
modified elevations may be changed
during the 90-day period.

ADDRESSES: The modified 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
table below.

FOR FURTHER INFORMATION CONTACT:
Doug Bellomo, P.E., Hazard
Identification Section, Emergency
Preparedness and Response Directorate,
FEMA, 500 C Street SW., Washington,
DC 20472, (202) 646–2903.

SUPPLEMENTARY INFORMATION: The
modified BFEs are not listed for each
community in this interim rule.

However, the address of the Chief
Executive Officer of the community
where the modified BFE 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
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 BFEs 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
(NFIP).

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 BFEs 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
Mitigation Division Director of the
Emergency Preparedness and Response
Directorate certifies that this rule is
exempt from the requirements of the
Regulatory Flexibility Act because
modified BFEs are required by the Flood
Disaster Protection Act of 1973, 42
U.S.C. 4105, and are required to maintain community eligibility in the NFIP. 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:

<table>
<thead>
<tr>
<th>State and county</th>
<th>Location</th>
<th>Dates and name of newspaper where notice was published</th>
<th>Chief executive officer of community</th>
<th>Effective date of modification</th>
<th>Community number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Connecticut: New Haven.</td>
<td>City of Meriden ...</td>
<td>February 22, 2005; March 1, 2005; Record-Journal.</td>
<td>The Honorable Mark Benigni, Mayor of the City of Meriden, 142 East Main Street, City Hall, Meriden, Connecticut 06405.</td>
<td>February 15, 2005</td>
<td>090081 C</td>
</tr>
<tr>
<td>Pennsylvania: Lycoming.</td>
<td>Township of McIntyre.</td>
<td>April 22, 2005; April 29, 2005; Williamsport Sun Gazette.</td>
<td>Mr. Albert Boyer, Chairman of the Township of McIntyre, Board of Supervisors, 12886 Route 14, Roaring Branch, Pennsylvania 17765.</td>
<td>July 29, 2005</td>
<td>42065 E</td>
</tr>
<tr>
<td>Virginia: Fauquier</td>
<td>Unincorporated Areas.</td>
<td>May 12; 2005; May 19, 2005; The Fauquier Citizen.</td>
<td>Mr. Paul McCulla, Acting Fauquier County Administrator, 10 Hotel Street, Suite 204, Warrenton, Virginia 20186.</td>
<td>August 18, 2005</td>
<td>510055 A</td>
</tr>
</tbody>
</table>

SUMMARY: Modified Base (1% annual chance) Flood Elevations (BFEs) are finalized for the communities listed below. These modified elevations will be used to calculate flood insurance premium rates for new buildings and their contents.

EFFECTIVE DATES: The effective dates for these modified BFEs are indicated on the following table and revise the Flood Insurance Rate Map(s) (FIRMs) in effect for each listed community prior to this date.

ADDRESSES: The modified 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 table below.


SUPPLEMENTARY INFORMATION: FEMA makes the final determinations listed below of modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Mitigation Division Director of the Emergency Preparedness and Response Directorate has resolved any appeals resulting from this notification.

The modified BFEs are not listed for each community in this notice. However, this rule includes the address of the Chief Executive Officer of the community where the modified base flood elevation determinations are available for inspection.

The modifications are made pursuant to Section 206 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 BFEs 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