Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: March 12, 2010.

Lois Rossi,
Director, Registration Division, Office of Pesticide Programs.

Therefore, 40 CFR chapter I is amended as follows:

PART 180—[AMENDED]

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


2. In §180.431, paragraph (a) is amended as follows:

i. Revise the introductory text.

ii. In the table, revise the entry for “Strawberry”, and add alphabetically “Bushberry subgroup 13-07B” and “Swiss chard” to read as follows:

§180.431 Clopyralid; tolerances for residues.

(a) General. Tolerances are established for residues of the herbicide clopyralid, including its metabolites and degradates, in or on the commodities in the table below from its application in the acid form or in the form of its salts. Compliance with the tolerance levels specified below is to be determined by measuring only clopyralid, (3,6-dichloro-2-pyridinecarboxylic acid), in or on the following commodities:

<table>
<thead>
<tr>
<th>Commodity</th>
<th>Parts per million</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bushberry subgroup 13-07B</td>
<td>0.50</td>
</tr>
<tr>
<td>Strawberry</td>
<td>4.0</td>
</tr>
<tr>
<td>Swiss chard</td>
<td>3.0</td>
</tr>
</tbody>
</table>

[FR Doc. 2010–6498 Filed 3–23–10; 8:45 am]

BILLING CODE 6560–50–S

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

[Docket ID FEMA–2010–0003]

Final Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Final rule.

SUMMARY: Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that each 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 date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated in the table below.

ADDRESSES: The final 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: Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646–2820, or (e-mail) kevin.long@dhs.gov.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA) makes the final determinations listed below for the 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 Deputy Federal Insurance and Mitigation Administrator has resolved any appeals resulting from this notification.

This final rule is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67. FEMA has developed criteria for floodplain management in flood prone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and FIRM available at the address cited below for each community. The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

National Environmental Policy Act. 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.

Executive Order 13132, Federalism. This final rule involves no policies that have federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This final rule meets the applicable standards of Executive Order 12988.

List of Subjects in 44 CFR Part 67

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

Accordingly, 44 CFR part 67 is amended as follows:

PART 67—[AMENDED]

1. The authority citation for part 67 continues to read as follows:


§67.11 [Amended]

2. The tables published under the authority of §67.11 are amended as follows:
<table>
<thead>
<tr>
<th>Flooding source(s)</th>
<th>Location of referenced elevation</th>
<th>Communities affected</th>
</tr>
</thead>
<tbody>
<tr>
<td>Canaseraga Creek</td>
<td>In the northern annexation, west of State Route 63, east of the railroad, and approximately 2,800 feet north of Zerfass Road. In the northern annexation, just east of the railroad, approximately 1,500 feet north of Zerfass Road along the railroad.</td>
<td>Village of Dansville.</td>
</tr>
</tbody>
</table>

**Village of Dansville**

Maps are available for inspection at 14 Clara Barton Street, Dansville, NY 14437.

<table>
<thead>
<tr>
<th>Canaseraga Creek</th>
<th>Just upstream of State Route 258/Flats Road</th>
<th>Town of Sparta.</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Approximately 1.2 mile upstream of White Bridge Road</td>
<td><em>576</em></td>
</tr>
</tbody>
</table>

**ADDRESSSES**

**Village of Dansville**

Maps are available for inspection at 14 Clara Barton Street, Dansville, NY 14437.

<table>
<thead>
<tr>
<th>Kyte River</th>
<th>Approximately 1,080 feet west of Thorpe Road</th>
<th>Unincorporated Areas of Lee County.</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Approximately 125 feet west of Illinois Route 251</td>
<td>+770</td>
</tr>
</tbody>
</table>

**Lee County, Illinois, and Incorporated Areas**

Maps are available for inspection at 8302 Kysorville-Byersville Road, Dansville, NY 14437.

<table>
<thead>
<tr>
<th>River Mile 449.4</th>
<th>0.65 mile upstream of the Mercer/Rock Island county boundary and 1.7 mile downstream of the confluence with Copperas Creek.</th>
<th>+555</th>
</tr>
</thead>
<tbody>
<tr>
<td>The convergence with the Mississippi River (River Mile 512.25), approximately 0.6 mile upstream of the confluence with Meredosia Ditch.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**ADDRESSSES**

**Rock Island County, Illinois, and Incorporated Areas**

Maps are available for inspection at the County Zoning Office, Old Lee County Courthouse, 3rd Floor, 112 East 2nd Street, Dixon, IL 61021.

<table>
<thead>
<tr>
<th>Mississippi River</th>
<th>River Mile 449.4, approximately 0.65 mile upstream of the Mercer/Rock Island county boundary and 1.7 mile downstream of the confluence with Copperas Creek.</th>
<th>+555</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sylvan Slough</td>
<td>The convergence with the Mississippi River (River Mile 482.7), approximately 0.3 mile downstream of Lock and Dam No. 15.</td>
<td>+565</td>
</tr>
</tbody>
</table>

**ADDRESSSES**

**Unincorporated Areas of Lee County**

Maps are available for inspection at 14 Clara Barton Street, Dansville, NY 14437.

**ADDRESSSES**

City of Moline, City of Rock Island.
### Flooding source(s) | Location of referenced elevation | *Elevation in feet (NGVD)* | + Elevation in feet (NAVD) | # Depth in feet above ground | ∧ Elevation in meters (MSL) | Modified Communities affected
---|---|---|---|---|---|---
The divergence from the Mississippi River (River Mile 486.0), Cross Section I, approximately 0.17 mile upstream of Memorial Bridge (I–74). | +569 |

* National Geodetic Vertical Datum.
+ North American Vertical Datum.
# Depth in feet above ground.
∧ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**City of East Moline**
Maps are available for inspection at City Hall, 915 16th Avenue, East Moline, IL 61244.

**City of Moline**
Maps are available for inspection at City Hall, 619 16th Street, Moline, IL 61265.

**City of Rock Island**
Maps are available for inspection at City Hall, 1528 3rd Street, Rock Island, IL 61201.

**Unincorporated Areas of Rock Island County**
Maps are available for inspection at the County Courthouse, 1504 3rd Avenue, Rock Island, IL 61201.

**Village of Andalusia**
Maps are available for inspection at the Village Hall, 221 1st Street, Andalusia, IL 61232.

**Village of Cordova**
Maps are available for inspection at 906 Main Avenue, Cordova, IL 61242.

**Village of Hampton**
Maps are available for inspection at 520 1st Avenue, Hampton, IL 61256.

**Village of Milan**
Maps are available for inspection at the Village Hall, 405 East 1st Street, Milan, IL 61264.

**Village of Port Byron**
Maps are available for inspection at 120 South Main Street, Port Byron, IL 61275.

**Village of Rapids City**
Maps are available for inspection at 1204 4th Avenue, Rapids City, IL 61278.

**Linn County, Iowa, and Incorporated Areas**
**Docket No.: FEMA–B–1035**

<table>
<thead>
<tr>
<th>Flooding source(s)</th>
<th>Location of referenced elevation</th>
<th><em>Elevation in feet (NGVD)</em></th>
<th>+ Elevation in feet (NAVD)</th>
<th># Depth in feet above ground</th>
<th>∧ Elevation in meters (MSL)</th>
<th>Modified Communities affected</th>
</tr>
</thead>
<tbody>
<tr>
<td>Big Creek</td>
<td>South Ely Street</td>
<td>+713</td>
<td>City of Bertram.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cedar Lake</td>
<td>Big Creek Road</td>
<td>+719</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cedar River</td>
<td>Entire shoreline</td>
<td>+727</td>
<td>City of Cedar Rapids.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>1,300 feet downstream of the confluence with Indian Creek.</td>
<td>+711</td>
<td>City of Cedar Rapids.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Just downstream of Edgewood Road</td>
<td>+730</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>McClouds Run</td>
<td>1,373 feet downstream of Shaver Road Northeast</td>
<td>+728</td>
<td>City of Cedar Rapids.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>1,056 feet upstream of Shaver Road Northeast</td>
<td>+728</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

* National Geodetic Vertical Datum.
+ North American Vertical Datum.
# Depth in feet above ground.
∧ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**City of Bertram**
Maps are available for inspection at 930 1st Street Southwest, Cedar Rapids, IA 52404.

**City of Cedar Rapids**
Maps are available for inspection at 1201 6th Street Southwest, Cedar Rapids, IA 52404.

**Audrain County, Missouri, and Incorporated Areas**
**Docket No.: FEMA–B–1031**

<table>
<thead>
<tr>
<th>Flooding source(s)</th>
<th>Location of referenced elevation</th>
<th><em>Elevation in feet (NGVD)</em></th>
<th>+ Elevation in feet (NAVD)</th>
<th># Depth in feet above ground</th>
<th>∧ Elevation in meters (MSL)</th>
<th>Modified Communities affected</th>
</tr>
</thead>
<tbody>
<tr>
<td>Davis Creek</td>
<td>Just downstream of County Highway 15/Paris Road</td>
<td>+735</td>
<td>Unincorporated Areas of Audrain County.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>South Fork Salt River</td>
<td>At Kentucky Road</td>
<td>+739</td>
<td>Unincorporated Areas of Audrain County.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>At County Highway J</td>
<td>+735</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

* National Geodetic Vertical Datum.
+ North American Vertical Datum.
# Depth in feet above ground.
∧ Mean Sea Level, rounded to the nearest 0.1 meter.
<table>
<thead>
<tr>
<th>Flooding source(s)</th>
<th>Location of referenced elevation</th>
<th><em>Elevation in feet (NGVD)</em></th>
<th>+ Elevation in feet (NAVD)</th>
<th># Depth in feet above ground</th>
<th>^ Elevation in meters (MSL)</th>
<th>Communities affected</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cottonwood Creek</td>
<td>Approximately 2,000 feet upstream of County Road Q</td>
<td>+1313</td>
<td></td>
<td></td>
<td></td>
<td>Unincorporated Areas of Audrain County, Village of Prague.</td>
</tr>
<tr>
<td>Platte River (with levee)</td>
<td>Just upstream of Railroad Avenue</td>
<td>+1332</td>
<td></td>
<td></td>
<td></td>
<td>Unincorporated Areas of Saunders County, Village of Morse Bluff.</td>
</tr>
<tr>
<td>Platte River (without levee)</td>
<td>Just upstream of U.S. Highway 6</td>
<td>+1064</td>
<td></td>
<td></td>
<td></td>
<td>Unincorporated Areas of Saunders County, Village of Morse Bluff.</td>
</tr>
<tr>
<td>Platte River (without levee)</td>
<td>Just upstream of State Highway 64</td>
<td>+1159</td>
<td></td>
<td></td>
<td></td>
<td>Unincorporated Areas of Saunders County, Village of Morse Bluff.</td>
</tr>
<tr>
<td>Platte River (without levee)</td>
<td>Just upstream of State Highway 64</td>
<td>+1064</td>
<td></td>
<td></td>
<td></td>
<td>Unincorporated Areas of Saunders County, Village of Morse Bluff.</td>
</tr>
</tbody>
</table>

* National Geodetic Vertical Datum.
+ North American Vertical Datum.
# Depth in feet above ground.
^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Unincorporated Areas of Audrain County**
Maps are available for inspection at the County Courthouse, 101 North Jefferson Street, Mexico, MO 65265.

**Saunders County, Nebraska and Incorporated Areas**
Docket No.: FEMA–B–1038

**Unincorporated Areas of Saunders County**
Maps are available for inspection at the County Courthouse, 433 North Chestnut Street, Wahoo, NE 68066.

**Village of Leshara**
Maps are available for inspection at the Village Hall, 210 Summit Street, Leshara, NE 68064.

**Village of Morse Bluff**
Maps are available for inspection at the Village Hall, 440 2nd Street, Morse Bluff, NE 68648.

**Village of Prague**
Maps are available for inspection at the Village Hall, 401 West Center Avenue, Prague, NE 68050.

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**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 25**

[ET Docket No. 98–206; FCC 03–97]

**Order to Deny Petitions for Reconsideration of MVDDS Technical and Licensing Rules in the 12 GHz Band**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; announcement of effective date.

**SUMMARY:** In this document, the Commission announces that the Office of Management and Budget (OMB) has approved, for a period of three years, the information collection requirements associated with § 25.146 of the Commission’s rules, and that this rule will take effect as of the date of this document. On July 25, 2003, the Commission published the summary document of the Fourth Memorandum Opinion and Order, In the Matter of Amendment of Parts 2 and 25 of the Commission’s Rules to Permit Operation of NGSO FSS Systems Co–Frequency with GSO and Terrestrial Systems in the Ku–Band Frequency Range; Amendment of the Commission’s Rules to Authorize Subsidiary Terrestrial Use of the 12.2–12.7 GHz Band by Direct Broadcast Satellite Licensees and Their Affiliates; and Applications of Broadwave USA, PDC Broadband Corporation and Satellite Receivers, Ltd. To Provide a Fixed Service in the 12.2–12.7 GHz Band, ET Docket No. 98–206, FCC 03–97, at 68 FR 43942. This published item stated that the Commission will publish a document in the Federal Register announcing when