

Option 1: If there is NO relevant international standard, use this:

The Agency is not aware of any country requiring a tolerance for silver nitrate nor have any CODEX Maximum Residue Levels (MRLs) been established for any food crops at this time.

VI. Conclusions

Therefore, an exemption from the requirement of a tolerance is established under 40 CFR 180.910 for silver nitrate 7761-88-8 when used as an inert-ingredient (stabilizer at no more than 0.06% by weight) in pesticide formulations applied to potatoes as a post-harvest treatment to control sprouting.

VII. Statutory and Executive Order Reviews

This final rule establishes a tolerance under section 408(d) of FFDCA in response to a petition submitted to the Agency. The Office of Management and Budget (OMB) has exempted these types of actions from review under Executive Order 12866, entitled *Regulatory Planning and Review* (58 FR 51735, October 4, 1993). Because this final rule has been exempted from review under Executive Order 12866, this final rule is not subject to Executive Order 13211, entitled *Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use* (66 FR 28355, May 22, 2001) or Executive Order 13045, entitled *Protection of Children from Environmental Health Risks and Safety Risks* (62 FR 19885, April 23, 1997). This final rule does not contain any information collections subject to OMB approval under the Paperwork Reduction Act (PRA), 44 U.S.C. 3501 *et seq.*, nor does it require any special considerations under Executive Order 12898, entitled *Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations* (59 FR 7629, February 16, 1994).

Since tolerances and exemptions that are established on the basis of a petition under section 408(d) of FFDCA, such as the tolerance in this final rule, do not require the issuance of a proposed rule, the requirements of the Regulatory Flexibility Act (RFA) (5 U.S.C. 601 *et seq.*) do not apply.

This final rule directly regulates growers, food processors, food handlers, and food retailers, not States or tribes, nor does this action alter the relationships or distribution of power and responsibilities established by Congress in the preemption provisions of section 408(n)(4) of FFDCA. As such, the Agency has determined that this

action will not have a substantial direct effect on States or tribal governments, on the relationship between the national government and the States or tribal governments, or on the distribution of power and responsibilities among the various levels of government or between the Federal Government and Indian tribes. Thus, the Agency has determined that Executive Order 13132, entitled *Federalism* (64 FR 43255, August 10, 1999) and Executive Order 13175, entitled *Consultation and Coordination with Indian Tribal Governments* (65 FR 67249, November 9, 2000) do not apply to this final rule. In addition, this final rule does not impose any enforceable duty or contain any unfunded mandate as described under Title II of the Unfunded Mandates Reform Act of 1995 (UMRA) (Public Law 104-4).

This action does not involve any technical standards that would require Agency consideration of voluntary consensus standards pursuant to section 12(d) of the National Technology Transfer and Advancement Act of 1995 (NTTAA), Public Law 104-113, section 12(d) (15 U.S.C. 272 note).

VIII. Congressional Review Act

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report 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 final rule in the **Federal Register**. This final rule 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 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:

Authority: 21 U.S.C. 321(q), 346a and 371.

■ 2. Section §180.910, the table is amended by adding alphabetically the

following inert ingredient to read as follows:

§ 180.910 Inert ingredients used pre-harvest and post-harvest; exemptions from the requirement of a tolerance.

* * * * *

| Inert ingredients | Limits | Uses |
|---|--|------------|
| * * * | * * | * |
| Silver Nitrate (Cas Reg. No. 7761-88-8) | For use on potatoes as post-harvest treatment to control sprouting at no more than 0.06% by weight in pesticide formulations | stabilizer |
| * * | * * | * |

[FR Doc. 2010-12116 Filed 5-20-10; 8:45 am]

BILLING CODE 6560-50-S

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 64

[Docket ID FEMA-2010-0003; Internal Agency Docket No. FEMA-8131]

Suspension of Community Eligibility

AGENCY: Federal Emergency Management Agency, DHS.

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 scheduled for suspension 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 not occur and a notice of this will be provided by publication in the **Federal Register** on a subsequent date.

DATES: *Effective Dates:* The effective date of each community’s scheduled suspension is the third date (“Susp.”)

listed in the third column of the following tables.

FOR FURTHER INFORMATION CONTACT: If you want to determine whether a particular community was suspended on the suspension date or for further information, contact David Stearrett, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-2953.

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 NFIP, 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. 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, FEMA has identified the Special Flood Hazard Areas (SFHAs) 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 identified SFHAs for communities not participating in the NFIP and identified for more than a year, on FEMA'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 Administrator 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 6-month, 90-day, and 30-day notification letters addressed to the Chief Executive Officer stating that the community will be suspended unless the required floodplain management measures are met prior to the effective suspension date. Since these notifications were 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 Administrator 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 remedial action takes place.

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.

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

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

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.*

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 authorization/cancellation of sale of flood insurance in community | Current effective map date | Date certain federal assistance no longer available in SFHAs |
|---|---------------|---|----------------------------|--|
| Region I | | | | |
| Massachusetts: | | | | |
| Acton, Town of, Middlesex County | 250176 | March 24, 1972, Emerg; June 15, 1978, Reg; June 4, 2010, Susp. | June 4, 2010 | June 4, 2010. |
| Arlington, Town of, Middlesex County .. | 250177 | January 16, 1974, Emerg; July 5, 1982, Reg; June 4, 2010, Susp. |*do | Do. |
| Ashby, Town of, Middlesex County | 250178 | January 31, 1996, Emerg; August 1, 1996, Reg; June 4, 2010, Susp. |do | Do. |
| Ashland, Town of, Middlesex County | 250179 | April 24, 1975, Emerg; July 16, 1981, Reg; June 4, 2010, Susp. |do | Do. |
| Ayer, Town of, Middlesex County | 250180 | November 7, 1974, Emerg; July 19, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Bedford, Town of, Middlesex County | 255209 | April 2, 1971, Emerg; September 7, 1973, Reg; June 4, 2010, Susp. |do | Do. |

| 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 SFHAs |
|---|---------------|---|----------------------------|--|
| Belmont, Town of, Middlesex County ... | 250182 | September 6, 1974, Emerg; June 15, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Billerica, Town of, Middlesex County | 250183 | August 18, 1972, Emerg; November 5, 1980, Reg; June 4, 2010, Susp. |do | Do. |
| Boxborough, Town of, Middlesex County. | 250184 | April 11, 1975, Emerg; September 15, 1978, Reg; June 4, 2010, Susp. |do | Do. |
| Burlington, Town of, Middlesex County | 250185 | January 2, 1976, Emerg; July 5, 1984, Reg; June 4, 2010, Susp. |do | Do. |
| Cambridge, City of, Middlesex County .. | 250186 | July 24, 1975, Emerg; July 5, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Carlisle, Town of, Middlesex County | 250187 | January 13, 1976, Emerg; October 15, 1980, Reg; June 4, 2010, Susp. |do | Do. |
| Chelmsford, Town of, Middlesex County | 250188 | December 6, 1973, Emerg; June 4, 1980, Reg; June 4, 2010, Susp. |do | Do. |
| Concord, Town of, Middlesex County ... | 250189 | June 9, 1972, Emerg; June 15, 1979, Reg; June 4, 2010, Susp. |do | Do. |
| Dracut, Town of, Middlesex County | 250190 | May 6, 1974, Emerg; July 2, 1980, Reg; June 4, 2010, Susp. |do | Do. |
| Dunstable, Town of, Middlesex County | 250191 | December 8, 1986, Emerg; December 8, 1986, Reg; June 4, 2010, Susp. |do | Do. |
| Everett, City of, Middlesex County | 250192 | June 30, 1975, Emerg; June 3, 1986, Reg; June 4, 2010, Susp. |do | Do. |
| Framingham, Town of, Middlesex County. | 250193 | August 2, 1974, Emerg; February 3, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Groton, Town of, Middlesex County | 250194 | October 30, 1975, Emerg; July 5, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Holliston, Town of, Middlesex County ... | 250195 | December 5, 1975, Emerg; September 30, 1980, Reg; June 4, 2010, Susp. |do | Do. |
| Hopkinton, Town of, Middlesex County | 250196 | December 3, 1975, Emerg; July 5, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Hudson, Town of, Middlesex County ... | 250197 | August 8, 1975, Emerg; December 15, 1979, Reg; June 4, 2010, Susp. |do | Do. |
| Lexington, Town of, Middlesex County | 250198 | July 31, 1975, Emerg; June 1, 1978, Reg; June 4, 2010, Susp. |do | Do. |
| Lincoln, Town of, Middlesex County | 250199 | December 24, 1975, Emerg; June 1, 1978, Reg; June 4, 2010, Susp. |do | Do. |
| Littleton, Town of, Middlesex County ... | 250200 | July 9, 1975, Emerg; June 15, 1983, Reg; June 4, 2010, Susp. |do | Do. |
| Lowell, City of, Middlesex County | 250201 | January 14, 1972, Emerg; April 16, 1979, Reg; June 4, 2010, Susp. |do | Do. |
| Malden, City of, Middlesex County | 250202 | July 25, 1975, Emerg; May 19, 1987, Reg; June 4, 2010, Susp. |do | Do. |
| Marlborough, City of, Middlesex County | 250203 | July 25, 1975, Emerg; January 6, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Maynard, Town of, Middlesex County ... | 250204 | January 16, 1976, Emerg; June 15, 1979, Reg; June 4, 2010, Susp. |do | Do. |
| Medford, City of, Middlesex County | 250205 | May 20, 1975, Emerg; June 3, 1986, Reg; June 4, 2010, Susp. |do | Do. |
| Melrose, City of, Middlesex County | 250206 | June 9, 1975, Emerg; August 5, 1986, Reg; June 4, 2010, Susp. |do | Do. |
| Natick, Town of, Middlesex County | 250207 | March 26, 1975, Emerg; February 1, 1980, Reg; June 4, 2010, Susp. |do | Do. |
| Newton, City of, Middlesex County | 250208 | February 25, 1972, Emerg; June 1, 1978, Reg; June 4, 2010, Susp. |do | Do. |
| North Reading, Town of, Middlesex County. | 250209 | March 17, 1972, Emerg; April 3, 1978, Reg; June 4, 2010, Susp. |do | Do. |
| Pepperell, Town of, Middlesex County | 250210 | January 29, 1975, Emerg; July 2, 1981, Reg; June 4, 2010, Susp. |do | Do. |
| Reading, Town of, Middlesex County ... | 250211 | July 11, 1975, Emerg; July 2, 1981, Reg; June 4, 2010, Susp. |do | Do. |
| Sherborn, Town of, Middlesex County .. | 250212 | June 13, 1978, Emerg; June 18, 1980, Reg; June 4, 2010, Susp. |do | Do. |
| Shirley, Town of, Middlesex County | 250213 | July 22, 1975, Emerg; July 5, 1983, Reg; June 4, 2010, Susp. |do | Do. |
| Somerville, City of, Middlesex County .. | 250214 | February 4, 1974, Emerg; July 17, 1986, Reg; June 4, 2010, Susp. |do | Do. |
| Stoneham, Town of, Middlesex County | 250215 | October 3, 1975, Emerg; July 3, 1986, Reg; June 4, 2010, Susp. |do | Do. |

| 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 SFHAs |
|---|---------------|---|----------------------------|--|
| Stow, Town of, Middlesex County | 250216 | October 1, 1975, Emerg; August 1, 1979, Reg; June 4, 2010, Susp. |do | Do. |
| Sudbury, Town of, Middlesex County ... | 250217 | August 1, 1975, Emerg; June 1, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Tewksbury, Town of, Middlesex County | 250218 | December 10, 1971, Emerg; July 18, 1977, Reg; June 4, 2010, Susp. |do | Do. |
| Townsend, Town of, Middlesex County | 250219 | October 10, 1975, Emerg; August 2, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Tyngsborough, Town of, Middlesex County. | 250220 | June 18, 1975, Emerg; September 2, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Wakefield, Town of, Middlesex County | 250221 | March 26, 1974, Emerg; October 17, 1978, Reg; June 4, 2010, Susp. |do | Do. |
| Waltham, City of, Middlesex County | 250222 | July 1, 1975, Emerg; December 18, 1979, Reg; June 4, 2010, Susp. |do | Do. |
| Watertown, Town of, Middlesex County | 250223 | December 5, 1974, Emerg; September 30, 1980, Reg; June 4, 2010, Susp. |do | Do. |
| Wayland, City of, Middlesex County | 250224 | March 21, 1975, Emerg; June 1, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Westford, Town of, Middlesex County .. | 250225 | October 3, 1975, Emerg; June 15, 1983, Reg; June 4, 2010, Susp. |do | Do. |
| Weston, Town of, Middlesex County | 250226 | July 30, 1975, Emerg; July 2, 1980, Reg; June 4, 2010, Susp. |do | Do. |
| Wilmington, Town of, Middlesex County | 250227 | July 1, 1974, Emerg; June 15, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Winchester, Town of, Middlesex County | 250228 | August 11, 1975, Emerg; June 18, 1980, Reg; June 4, 2010, Susp. |do | Do. |
| Woburn, City of, Middlesex County | 250229 | June 26, 1975, Emerg; July 2, 1980, Reg; June 4, 2010, Susp. |do | Do. |
| Region IV | | | | |
| Alabama: | | | | |
| Berry, Town of, Fayette County | 010255 | July 9, 1976, Emerg; June 3, 1986, Reg; June 4, 2010, Susp. |do | Do. |
| Fayette, City of, Fayette County | 010084 | July 17, 1974, Emerg; March 1, 1984, Reg; June 4, 2010, Susp. |do | Do. |
| Fayette County, Unincorporated Areas | 010219 | June 17, 1976, Emerg; September 18, 1985, Reg; June 4, 2010, Susp. |do | Do. |
| Glen Allen, Town of, Fayette County | 010256 | August 25, 1975, Emerg; September 18, 1985, Reg; June 4, 2010, Susp. |do | Do. |
| Florida: | | | | |
| Hamilton County, Unincorporated Areas | 120101 | February 12, 1975, Emerg; June 4, 1987, Reg; June 4, 2010, Susp. |do | Do. |
| Jasper, City of, Hamilton County | 120587 | N/A, Emerg; July 27, 2006, Reg; June 4, 2010, Susp. |do | Do. |
| White Springs, Town of, Hamilton County. | 120102 | November 5, 1975, Emerg; June 4, 1987, Reg; June 4, 2010, Susp. |do | Do. |
| Tennessee: | | | | |
| Dunlap, City of, Sequatchie County | 470270 | September 29, 1975, Emerg; March 4, 1988, Reg; June 4, 2010, Susp. |do | Do. |
| Lake County, Unincorporated Areas | 470334 | April 22, 1975, Emerg; March 16, 1981, Reg; June 4, 2010, Susp. |do | Do. |
| Region V | | | | |
| Michigan: | | | | |
| Centreville, Village of, St. Joseph County. | 260509 | April 5, 1979, Emerg; September 30, 1988, Reg; June 4, 2010, Susp. |do | Do. |
| Colon, Township of, St. Joseph County | 260510 | March 9, 1977, Emerg; September 16, 1988, Reg; June 4, 2010, Susp. |do | Do. |
| Colon, Village of, St. Joseph County | 260511 | March 9, 1977, Emerg; March 2, 1979, Reg; June 4, 2010, Susp. |do | Do. |
| Constantine, Village of, St. Joseph County. | 260512 | September 23, 1976, Emerg; August 19, 1986, Reg; June 4, 2010, Susp. |do | Do. |
| Fabius, Township of, St. Joseph County | 260781 | November 13, 1986, Emerg; September 30, 1988, Reg; June 4, 2010, Susp. |do | Do. |
| Lockport, Township of, St. Joseph County. | 260715 | August 30, 1982, Emerg; February 17, 1989, Reg; June 4, 2010, Susp. |do | Do. |
| Mendon, Township of, St. Joseph County. | 260513 | May 28, 1982, Emerg; July 2, 1987, Reg; June 4, 2010, Susp. |do | Do. |
| Mendon, Village of, St. Joseph County | 261136 | July 6, 2007, Emerg; June 4, 2010, Reg; June 4, 2010, Susp. |do | Do. |

| 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 SFHAs |
|---|---------------|---|----------------------------|--|
| Nottawa, Township of, St. Joseph County. | 260514 | January 24, 1978, Emerg; March 2, 1989, Reg; June 4, 2010, Susp. |do | Do. |
| Park, Township of, St. Joseph County .. | 261122 | June 30, 2009, Emerg; June 4, 2010, Reg; June 4, 2010, Susp. |do | Do. |
| Three Rivers, City of, St. Joseph County. | 260206 | April 28, 1975, Emerg; December 15, 1990, Reg; June 4, 2010, Susp. |do | Do. |
| White Pigeon, Village of, St. Joseph County. | 261138 | May 21, 2009, Emerg; June 4, 2010, Reg; June 4, 2010, Susp. |do | Do. |
| Minnesota: | | | | |
| Arden Hills, City of, Ramsey County | 270375 | January 21, 1975, Emerg; July 2, 1981, Reg; June 4, 2010, Susp. |do | Do. |
| Little Canada, City of, Ramsey County | 270377 | May 24, 1977, Emerg; November 3, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Maplewood, City of, Ramsey County | 270378 | April 23, 1974, Emerg; August 5, 1986, Reg; June 4, 2010, Susp. |do | Do. |
| Mounds View, City of, Ramsey County | 270379 | July 23, 1975, Emerg; March 2, 1983, Reg; June 4, 2010, Susp. |do | Do. |
| New Brighton, City of, Ramsey County | 270380 | April 5, 1974, Emerg; September 1, 1978, Reg; June 4, 2010, Susp. |do | Do. |
| North St. Paul, City of, Ramsey County | 270382 | May 9, 1974, Emerg; September 15, 1978, Reg; June 4, 2010, Susp. |do | Do. |
| Roseville, City of, Ramsey County | 270599 | February 9, 1976, Emerg; March 30, 1981, Reg; June 4, 2010, Susp. |do | Do. |
| Shoreview, City of, Ramsey County | 270384 | May 2, 1975, Emerg; April 1, 1981, Reg; June 4, 2010, Susp. |do | Do. |
| St. Paul, City of, Ramsey County | 275248 | April 2, 1971, Emerg; February 9, 1973, Reg; June 4, 2010, Susp. |do | Do. |
| Vadnais Heights, City of, Ramsey County. | 270385 | July 3, 1974, Emerg; June 30, 1976, Reg; June 4, 2010, Susp. |do | Do. |
| White Bear, Township of, Ramsey County. | 270688 | March 9, 1977, Emerg; September 18, 1985, Reg; June 4, 2010, Susp. |do | Do. |
| White Bear Lake, City of, Ramsey and Washington Counties. | 270386 | April 28, 1975, Emerg; September 4, 1987, Reg; June 4, 2010, Susp. |do | Do. |
| Ohio: | | | | |
| Carroll County, Unincorporated Areas .. | 390763 | May 11, 1990, Emerg; September 28, 1990, Reg; June 4, 2010, Susp. |do | Do. |
| Delroy, Village of, Carroll County | 390049 | March 11, 1977, Emerg; August 19, 1987, Reg; June 4, 2010, Susp. |do | Do. |
| Magnolia, Village of, Carroll and Stark Counties. | 390051 | February 2, 1976, Emerg; September 1, 1986, Reg; June 4, 2010, Susp. |do | Do. |
| Malvern, Village of, Carroll County | 390052 | May 14, 1975, Emerg; July 3, 1995, Reg; June 4, 2010, Susp. |do | Do. |
| Region VI | | | | |
| New Mexico: | | | | |
| Artesia, City of, Eddy County | 350016 | April 4, 1975, Emerg; February 4, 1981, Reg; June 4, 2010, Susp. |do | Do. |
| Carlsbad, City of, Eddy County | 350017 | July 21, 1972, Emerg; March 15, 1978, Reg; June 4, 2010, Susp. |do | Do. |
| Eddy County, Unincorporated Areas | 350120 | October 22, 1975, Emerg; April 22, 2004, Reg; June 4, 2010, Susp. | Do | Do. |
| Texas: | | | | |
| Amarillo, City of, Potter and Randall Counties. | 480529 | March 30, 1973, Emerg; July 19, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Canyon, City of, Randall County | 480533 | August 29, 1974, Emerg; September 20, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Lake Tanglewood, Village of, Randall County. | 481259 | July 21, 1975, Emerg; September 30, 1982, Reg; June 4, 2010, Susp. |do | Do. |
| Palisades, Village of, Randall County ... | 481666 | N/A, Emerg; June 12, 1995, Reg; June 4, 2010, Susp. |do | Do. |
| Timbercreek Canyon, Village of, Randall County. | 485518 | January 26, 1984, Emerg; January 26, 1984, Reg; June 4, 2010, Susp. |do | Do. |
| Potter County, Unincorporated Areas ... | 481241 | February 25, 2004, Emerg; June 4, 2010, Reg; June 4, 2010, Susp. |do | Do. |
| Randall County, Unincorporated Areas | 480532 | June 13, 1978, Emerg; September 30, 1982, Reg; June 4, 2010, Susp. |do | Do. |

| 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 SFHAs |
|--|---------------|---|----------------------------|--|
| Region X Alaska: Hoonah, City of, Skagway-Hoonah-Angoon Census Area. | 020049 | June 14, 1976, Emerg; April 2, 1979, Reg; June 4, 2010, Susp. |do | Do. |

*do =Ditto.

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

Dated: May 11, 2010.

Sandra K. Knight,

Deputy Federal Insurance and Mitigation Administrator, Mitigation.

[FR Doc. 2010-12203 Filed 5-20-10; 8:45 am]

BILLING CODE 9110-12-P

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 floodprone 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 categorically excluded from the requirements of 44 CFR part

10, Environmental Consideration. An environmental impact assessment has not been prepared.

Regulatory Flexibility Act. As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601-612, a regulatory flexibility analysis is not required.

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.

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:

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.

§ 67.11 [Amended]

■ 2. The tables published under the authority of § 67.11 are amended as follows: