

**List of Subjects in 40 CFR Part 180**

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: October 31, 2011.

**Daniel J. Rosenblatt,**  
Acting 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. In § 180.960, the table is amended by revising the polymer “α-Hydro-ω-hydroxypoly(oxyethylene), minimum molecular weight (in amu), 100,000” to read as follows:

**§ 180.960 Polymers; exemptions from the requirement of a tolerance.**

Polymer	CAS No.
* * * * *	* * * * *
α-Hydro-ω-hydroxypoly(oxyethylene), minimum number average molecular weight (in amu), 17,000 .....	25322-68-3
* * * * *	* * * * *

[FR Doc. 2011-29587 Filed 11-15-11; 8:45 am]

**BILLING CODE 6560-50-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 64**

[Docket ID FEMA-2011-0002; Internal Agency Docket No. FEMA-8205]

**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
<b>Region III</b>				
Virginia:				
Suffolk, City of, Independent City .....	510156	January 22, 1975, Emerg; November 16, 1990, Reg; November 16, 2011, Susp	Nov. 16, 2011 ...	Nov. 16, 2011.
<b>Region V</b>				
Illinois:				
Central City, Village of, Marion County	170452	September 5, 1975, Emerg; November 2, 1983, Reg; November 16, 2011, Susp	.....do .....	Do.
Centralia, City of, Marion County .....	170453	July 2, 1975, Emerg; December 18, 1984, Reg; November 16, 2011, Susp	.....do .....	Do.
Salem, City of, Marion County .....	170454	September 9, 1974, Emerg; May 1, 1979, Reg; November 16, 2011, Susp	.....do .....	Do.
Indiana:				
Culver, Town of, Marshall County .....	180384	August 15, 1975, Emerg; May 2, 1980, Reg; November 16, 2011, Susp	.....do .....	Do.
Marshall County, Unincorporated Areas	180443	June 14, 1979, Emerg; January 5, 1989, Reg; November 16, 2011, Susp	.....do .....	Do.
Michigan:				
Alpena, City of, Alpena County .....	260010	August 28, 1973, Emerg; November 19, 1982, Reg; November 16, 2011, Susp	.....do .....	Do.
Minnesota:				
Becker, City of, Sherburne County .....	270710	N/A, Emerg; June 12, 2000, Reg; November 16, 2011, Susp	.....do .....	Do.
Big Lake, City of, Sherburne County ....	270663	February 17, 1976, Emerg; December 26, 1978, Reg; November 16, 2011, Susp	.....do .....	Do.
Elk River, City of, Sherburne County ....	270436	February 19, 1974, Emerg; May 2, 1977, Reg; November 16, 2011, Susp	.....do .....	Do.
Princeton, City of, Sherburne County ...	270292	July 2, 1974, Emerg; June 15, 1981, Reg; November 16, 2011, Susp	.....do .....	Do.
Sherburne County, Unincorporated Areas.	270435	May 16, 1974, Emerg; May 19, 1981, Reg; November 16, 2011, Susp	.....do .....	Do.
Zimmerman, City of, Sherburne County	270756	N/A, Emerg; May 9, 2000, Reg; November 16, 2011, Susp	.....do .....	Do.
Wisconsin:				
Bay City, Village of, Pierce County .....	555543	July 31, 1970, Emerg; June 11, 1971, Reg; November 16, 2011, Susp	.....do .....	Do.
Ellsworth, Village of, Pierce County .....	550325	August 28, 1974, Emerg; May 4, 1989, Reg; November 16, 2011, Susp	.....do .....	Do.
Elmwood, Village of, Pierce County .....	550326	April 29, 1975, Emerg; March 5, 1990, Reg; November 16, 2011, Susp	.....do .....	Do.
Maiden Rock, Village of, Pierce County	550327	July 25, 1975, Emerg; September 30, 1988, Reg; November 16, 2011, Susp	.....do .....	Do.
Pierce County, Unincorporated Areas ...	555571	December 31, 1970, Emerg; July 14, 1972, Reg; November 16, 2011, Susp	.....do .....	Do.
Plum City, Village of, Pierce County .....	550328	May 12, 1975, Emerg; January 3, 1990, Reg; November 16, 2011, Susp	.....do .....	Do.
Prescott, City of, Pierce County .....	555574	October 23, 1970, Emerg; July 9, 1971, Reg; November 16, 2011, Susp	.....do .....	Do.
River Falls, City of, Pierce County .....	550330	March 30, 1972, Emerg; December 15, 1982, Reg; November 16, 2011, Susp	.....do .....	Do.
Spring Valley, Village of, Pierce County	550331	July 2, 1975, Emerg; March 15, 1984, Reg; November 16, 2011, Susp	.....do .....	Do.
<b>Region VI</b>				
New Mexico:				
Ruidoso, Village of, Lincoln County .....	350033	July 26, 1974, Emerg; March 2, 1983, Reg; November 16, 2011, Susp	.....do .....	Do.
Texas:				

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
Dublin, City of, Erath County .....	480219	September 10, 1975, Emerg; August 8, 1978, Reg; November 16, 2011, Susp	.....do .....	Do.
Erath County, Unincorporated Areas ....	480218	March 2, 2000, Emerg; April 1, 2004, Reg; November 16, 2011, Susp	.....do .....	Do.
Stephenville, City of, Erath County .....	480220	March 11, 1974, Emerg; July 5, 1977, Reg; November 16, 2011, Susp	.....do .....	Do.
<b>Region VII</b>				
Iowa:				
Albion, City of, Marshall County .....	190542	March 30, 2009, Emerg; N/A, Reg; November 16, 2011, Susp	.....do .....	Do.
Ferguson, City of, Marshall County .....	190457	July 13, 2010, Emerg; N/A, Reg; November 16, 2011, Susp	.....do .....	Do.
Le Grand, City of, Marshall County .....	190606	December 5, 1977, Emerg; September 1, 1987, Reg; November 16, 2011, Susp	.....do .....	Do.
Marshall County, Unincorporated Areas	190890	September 19, 1997, Emerg; June 30, 2003, Reg; November 16, 2011, Susp	.....do .....	Do.
Marshalltown, City of, Marshall County	190200	May 2, 1975, Emerg; April 17, 1984, Reg; November 16, 2011, Susp	.....do .....	Do.
Nebraska:				
Indianola, City of, Red Willow County ...	310382	October 20, 1975, Emerg; November 16, 1990, Reg; November 16, 2011, Susp	.....do .....	Do.
Red Willow County, Unincorporated Areas.	310469	June 18, 1984, Emerg; May 1, 1988, Reg; November 16, 2011, Susp	.....do .....	Do.
<b>Region VIII</b>				
Colorado:				
Breckenridge, Town of, Summit County	080172	July 25, 1975, Emerg; June 4, 1980, Reg; November 16, 2011, Susp	.....do .....	Do.
Frisco, Town of, Summit County .....	080245	December 2, 1976, Emerg; May 15, 1980, Reg; November 16, 2011, Susp	.....do .....	Do.
Silverthorne, Town of, Summit County	080201	July 16, 1975, Emerg; May 1, 1980, Reg; November 16, 2011, Susp	.....do .....	Do.
Summit County, Unincorporated Areas	080290	November 26, 1976, Emerg; December 16, 1980, Reg; November 16, 2011, Susp	.....do .....	Do.
South Dakota:				
Minnehaha County, Unincorporated Areas.	460057	November 11, 1974, Emerg; September 5, 1979, Reg; November 16, 2011, Susp	.....do .....	Do.
Sioux Falls, City of, Minnehaha County	460060	April 12, 1974, Emerg; January 17, 1979, Reg; November 16, 2011, Susp	.....do .....	Do.
Wyoming:				
Afton, Town of, Lincoln County .....	560068	June 18, 1982, Emerg; February 19, 1986, Reg; November 16, 2011, Susp	.....do .....	Do.
Cokeville, Town of, Lincoln County .....	560033	November 21, 1975, Emerg; February 19, 1987, Reg; November 16, 2011, Susp	.....do .....	Do.
Diamondville, Town of, Lincoln County	560034	April 8, 1977, Emerg; September 29, 1978, Reg; November 16, 2011, Susp	.....do .....	Do.
Kemmerer, Town of, Lincoln County .....	560035	August 15, 1978, Emerg; August 15, 1978, Reg; November 16, 2011, Susp	.....do .....	Do.
Lincoln County, Unincorporated Areas	560032	June 23, 1978, Emerg; February 15, 1980, Reg; November 16, 2011, Susp	.....do .....	Do.
Opal, Town of, Lincoln County .....	560098	May 9, 1997, Emerg; May 9, 1997, Reg; November 16, 2011, Susp	.....do .....	Do.
<b>Region IX</b>				
Nevada:				
Ely, City of, White Pine County .....	320023	July 19, 1974, Emerg; June 15, 1984, Reg; November 16, 2011, Susp	.....do .....	Do.

\*.....do = Ditto.

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

David L. Miller,

Associate Administrator, Federal Insurance and Mitigation Administration, Department of Homeland Security, Federal Emergency Management Agency.

[FR Doc. 2011-29604 Filed 11-15-11; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 0

[CG Docket No. 11-99; DA 11-1833]

#### Termination of Certain Proceedings as Dormant

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; termination of proceedings.

**SUMMARY:** In this document, the Commission, via the Consumer and Governmental Affairs Bureau (CGB), terminates, as dormant, certain docketed Commission proceedings. Termination of these inactive proceedings furthers the Commission's organizational goals of increasing the efficiency of its decision-making, modernizing the agency's processes in the digital age, and enhancing the openness and transparency of Commission proceedings for practitioners and the public.

**DATES:** Effective November 16, 2011.

**ADDRESSES:** Federal Communications Commission, 445 12th Street SW., Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Dorothy Stifflemire, Consumer and Governmental Affairs Bureau at (202) 418-7349, or email: [Dorothy.Stifflemire@fcc.gov](mailto:Dorothy.Stifflemire@fcc.gov).

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Order, *Termination of Certain Proceedings as Dormant*, document DA 11-1833, adopted November 1, 2011 and released on November 1, 2011, in CG Docket No. 11-99. On June 3, 2011, the Commission sought comment on whether certain listed docketed Commission proceedings should be terminated as dormant. See 76 FR 35892, June 20, 2011. The full text of document DA 11-1833 and copies of any subsequently filed documents in this matter will be available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street SW., Room CY-A257, Washington, DC 20554. Document DA 11-1833 and copies of subsequently filed documents in this matter may also be purchased from the

Commission's duplicating contractor, Best Copying and Printing, Inc. (BCPI), at Portals II, 445 12th Street SW., Room CY-B402, Washington, DC 20554. Customers may contact BCPI at its web site, [www.bcpweb.com](http://www.bcpweb.com), or by calling (202) 488-5300. Document DA 11-1833 can also be downloaded in Word or Portable Document Format (PDF) at [http://hraunfoss.fcc.gov/edocs\\_public/attachmatch/DA-11-1833A1.doc](http://hraunfoss.fcc.gov/edocs_public/attachmatch/DA-11-1833A1.doc).

To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an email to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer and Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (TTY).

#### Final Paperwork Reduction Act of 1995 Analysis

This document does not contain information collection requirements subject to the Paperwork Reduction Act of 1995, Public Law 104-13. In addition, therefore, it does not contain any information collection burden for small business concerns with fewer than 25 employees, pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107-198, see 44 U.S.C. 3506(c)(4).

#### Synopsis

1. On February 4, 2011, the Commission released *Amendment of Certain of the Commission's Part 1 Rules of Practice and Procedure and Part 0 Rules of Commission Organization, Report and Order*, FCC 11-16, in CG Docket No. 11-44, published at 76 FR 24383, May 2, 2011 (Procedure Order), which revised portions of its Part 1—Practice and Procedures and Part 0—Organizational rules. The amendment of § 0.141 of the Commission's organizational rules delegated authority to the Chief, CGB to conduct periodic review of all open dockets with the objective of terminating those that were inactive. The Commission stated that termination of such proceedings also will include the dismissal as moot of any pending petition, motion, or other request for relief in the terminated proceeding that is procedural in nature or otherwise does not address the merits of the proceeding. On June 3, 2011, CGB released *Termination of Certain Proceedings as Dormant*, Public Notice, DA 11-992, CG Docket No. 11-99, published at 76 FR 35892, June 20, 2011, (*Termination Public Notice*) which identified those dockets that could potentially be terminated and provided interested parties the opportunity to file comments on these

proposed terminations. Based upon CGB's review of the six comments received in response to the *Termination Public Notice*, and for the reasons given below, CGB hereby terminates the proceedings that are listed in the Attachment to DA 11-1833, which were previously listed in DA 11-992. See [http://hraunfoss.fcc.gov/edocs\\_public/attachmatch/DA-11-1833A1.doc](http://hraunfoss.fcc.gov/edocs_public/attachmatch/DA-11-1833A1.doc).

2. Commenters request that the following seven dockets remain open: RM-9246, RM-9682, RM-10995, RM-5528, RM-10412, RM-9395, and RM-10165. REC Networks asks that CGB maintain *Amendment of the Rules to Establish Event Broadcast Stations*, Media Bureau Petition for Rulemaking, RM-9246 (March 19, 1998); *Request Amendment of the Commission's Rules to Create a New Indoor Sports and Entertainment Radio Service*, Media Bureau Petition for Rulemaking, RM-9682 (July 8, 1999); and *In the Matter of the Commission's Rules to Provide for Displacement Relief for FM Translator Stations*, Media Bureau Petition for Rulemaking, RM-10995 (June 2, 2004) that relate to LPFM and FM translator services. However, on July 12, 2011, the Commission released *Creation of a Low Power Radio Service; Amendment of Service and Eligibility Rules for FM Broadcast Translator Stations*, MM Docket No. 99-25, MB Docket No. 07-172, Third Further Notice of Proposed Rulemaking in two dockets that relate specifically to those services and, given the common subject matter, the materials in each of the proceedings that REC Networks seeks to keep open may be refiled in those two dockets. For this reason, CGB denies REC Networks' request.

3. Donald J. Schellhardt and Nickolaus E. Leggett request that *Request to Consider Requirements for Shielding and By Passing Civilian Communications Systems from Electromagnetic Pulse (EMP) Effects*, Common Carrier Bureau Petition for Rulemaking, RM-5528 (October 22, 1991) remain open. Mr. Leggett also asks that the Commission keep open *Amendment of the Commission's Rules Regarding Field Repair Requirements for Commercially-built Transmitter and Transceiver Equipment for the Amateur Radio Service*, Petition for Rulemaking, RM-10412 (April 11, 2002). However, both of these requests were denied by previous Commission actions and should have already been closed; therefore CGB rejects the requests to keep them open.

4. Mr. Leggett also argues that the Commission should not publish documents without specific comment dates, rather than stating that