

General Services the authority to issue regulations under Public Law 111–178, the Special Agent Samuel Hicks Families of Fallen Heroes Act, codified at 5 U.S.C. 5724d, relating to the payment of certain expenses when a covered employee dies as a result of injuries sustained in the performance of his or her official duties. The overall implementing authority is the FTR, codified in Title 41 of the Code of Federal Regulations, Chapters 300–304 (41 CFR Chapters 300–304).

This final rule incorporates language based on Public Law 111–178, the Special Agent Samuel Hicks Families of Fallen Heroes Act, codified at 5 U.S.C. 5724d, to allow agencies to provide for relocation of dependents and the household effects of a “covered employee” whose death occurred as a result of personal injury sustained while in the performance of the employee’s duty as defined by the agency. The term “covered employees” means: (A) A law enforcement officer, as defined in 5 U.S.C. 5541; (B) an employee in or under the Federal Bureau of Investigation who is not described in subparagraph (A), and (C) a Customs and Border Protection officer, as defined in 5 U.S.C. 8331(31).

#### B. Summary of Comments Received

GSA received no comments on the interim rule published in the **Federal Register** on November 21, 2011 (76 FR 71890).

#### C. Executive Orders 12866 and 13563

Executive Orders 12866 and 13563 direct agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety effects, distributive impacts, and equity). Executive Order 13563 emphasizes the importance of quantifying both costs and benefits, of reducing costs, of harmonizing rules, and of promoting flexibility. This final rule has been designated a “significant regulatory action” although not economically significant, under section 3(f) of Executive Order 12866. Accordingly, the rule has been reviewed by the Office of Management and Budget.

#### D. Regulatory Flexibility Act

This final rule will not have significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*, because the revisions are not considered

substantive. This final rule is also exempt from Regulatory Flexibility Act per 5 U.S.C. 553 (a)(2), because it applies to agency management or personnel. However, this final rule is being published to provide transparency in the promulgation of Federal policies.

#### E. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because the changes to the FTR do not impose recordkeeping or information collection requirements, or the collection of information from offerors, contractors, or members of the public that require the approval of the Office of Management and Budget under 44 U.S.C. 3501, *et seq.*

#### F. Small Business Regulatory Enforcement Fairness Act

This final rule is also exempt from congressional review prescribed under 5 U.S.C. 801 since it relates solely to agency management and personnel.

#### List of Subjects in 41 CFR Part 303–70

Government employees, Relocation, Transportation expenses, and Travel.

Dated: October 25, 2012.

**Dan Tangherlini,**

*Acting Administrator of U.S. General Services.*

#### Interim Rule Adopted as Final Without Change

Accordingly, the interim rule amending 41 CFR part 303–70, which was published in the **Federal Register** at 76 FR 71890 on November 21, 2011, is adopted as a final rule without change. [FR Doc. 2012–27023 Filed 11–5–12; 8:45 am]

**BILLING CODE 6820–14–P**

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### 44 CFR Part 67

[Docket ID FEMA–2012–0003]

#### 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:** Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646–4064, or (email) [Luis.Rodriguez3@fema.dhs.gov](mailto:Luis.Rodriguez3@fema.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 Associate Administrator for Mitigation 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:

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
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**Levy County, Florida, and Incorporated Areas  
Docket No.: FEMA-B-1166**

Bronson North Ditch .....	At Ifshie Avenue .....	+55	Town of Bronson, Unincorporated Areas of Levy County.
Bronson South Ditch .....	Approximately 0.4 mile upstream of U.S. Route 27A ..... Just upstream of Lime Rock Road .....	+57 +59	Town of Bronson, Unincorporated Areas of Levy County.
Long Pond .....	Approximately 600 feet upstream of West Main Street ..... At Levy County Route 345 .....	+60 +27	City of Chiefland, Unincorporated Areas of Levy County.
	Just downstream of Northwest 60th Street .....	+28	

\* 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 Chiefland**

Maps are available for inspection at City Hall, 214 East Park Avenue, Chiefland, FL 32626.

**Town of Bronson**

Maps are available for inspection at the Town Hall, 650 Oak Street, Bronson, FL 32621.

**Unincorporated Areas of Levy County**

Maps are available for inspection at the Levy County Building Department, 9010 Northeast 79th Street, Bronson, FL 32621.

**Cobb County, Georgia, and Incorporated Areas  
Docket No.: FEMA-B-1204**

Bishop Creek .....	At the Sope Creek confluence .....	+905	Unincorporated Areas of Cobb County.
Blackjack Creek .....	At the downstream side of Indian Hills Trail Northeast ..... At the Sope Creek confluence .....	+909 +990	City of Marietta.
Campground Creek .....	Approximately 250 feet upstream of the Sope Creek confluence. At the Sope Creek confluence .....	+998	
Eastside Creek .....	At the Sope Creek confluence .....	+927	Unincorporated Areas of Cobb County.
	Approximately 0.5 mile upstream of the Sope Creek confluence. At the Sope Creek confluence .....	+930 +915	Unincorporated Areas of Cobb County.
Elizabeth Branch .....	Approximately 1,375 feet upstream of the Sope Creek confluence. At the Sope Creek confluence .....	+919 +998	City of Marietta, Unincorporated Areas of Cobb County.
	Approximately 300 feet upstream of the Sope Creek confluence. At the Sewell Mill Creek confluence .....	+999 +945	Unincorporated Areas of Cobb County.
Piney Grove Creek .....			

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
	Approximately 50 feet upstream of the Sewell Mill Creek confluence.	+949	
Robertson Creek .....	At the Sewell Mill Creek confluence .....	+921	Unincorporated Areas of Cobb County.
	Approximately 725 feet upstream of the Sewell Mill Creek confluence.	+923	
Sewell Mill Creek .....	At the Sope Creek confluence .....	+915	Unincorporated Areas of Cobb County.
	Approximately 300 feet upstream of Karen Lane .....	+1083	
Sope Branch .....	At the Sope Creek confluence .....	+1021	City of Marietta.
	Approximately 550 feet upstream of the Sope Creek confluence.	+1022	
Sope Creek .....	Approximately 250 feet upstream of the Chattahoochee River confluence.	+804	City of Marietta, Unincorporated Areas of Cobb County.
	Approximately 200 feet upstream of Rigby Street .....	+1041	
Thompson Creek .....	At the Sewell Mill Creek confluence .....	+933	Unincorporated Areas of Cobb County.
	Approximately 1,500 feet upstream of the Sewell Mill Creek confluence.	+933	
Wildwood Branch .....	At the Sope Creek confluence .....	+976	City of Marietta, Unincorporated Areas of Cobb County.
	Approximately 0.5 mile upstream of the Sope Creek confluence.	+984	

\* 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 Marietta

Maps are available for inspection at the Public Works Department, 205 Lawrence Street, Marietta, GA 30060.

##### Unincorporated Areas of Cobb County

Maps are available for inspection at the Cobb County Development and Inspection Department, 205 Lawrence Street, Marietta, GA 30060.

#### Cole County, Missouri, and Incorporated Areas Docket No.: FEMA-B-1218

Boggs Creek .....	At the upstream side of Missouri Pacific Railroad .....	+558	City of Jefferson City, Unincorporated Areas of Cole County.
	Approximately 475 feet upstream of U.S. Route 50 .....	+633	
Boggs Creek Tributary 1 .....	At the Boggs Creek confluence .....	+559	City of Jefferson City.
	Approximately 1,150 feet upstream of McCarty Street .....	+573	
Dickerson Creek .....	Approximately 1,600 feet downstream of Henwick Lane ...	+600	City of St. Martins, Unincorporated Areas of Cole County.
	Approximately 1,400 feet upstream of the U.S. Route 50 West exit ramp.	+725	
Dickerson Creek Tributary 1 .....	At the Dickerson Creek confluence .....	+648	City of St. Martins, Unincorporated Areas of Cole County.
	Approximately 0.47 mile upstream of U.S. Route 50B West.	+669	
Dickerson Creek Tributary 2 .....	At the confluence with Dickerson Creek .....	+697	City of Jefferson City, Unincorporated Areas of Cole County.
	Approximately 170 feet upstream of Turnberry Drive .....	+738	
East Branch Wears Creek .....	At the Wears Creek confluence .....	+557	City of Jefferson City.
	Approximately 80 feet upstream of Mesa Avenue .....	+606	
Frog Hollow Tributary .....	At the Wears Creek confluence .....	+614	City of Jefferson City.
	Approximately 115 feet upstream of Sardonyx Drive .....	+640	
Grays Creek .....	Approximately 0.75 mile upstream of the Missouri River confluence.	+560	City of Jefferson City, Unincorporated Areas of Cole County.

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
Grays Creek Tributary 4 .....	Approximately 285 feet downstream of Missouri Pacific Railroad. At Scott Station Lane .....	+567 +580	City of Jefferson City, Unincorporated Areas of Cole County.
Grays Creek Tributary 5 .....	Approximately 950 feet upstream of Catalina Drive .....	+685 +561	Unincorporated Areas of Cole County.
Grays Creek Tributary 6 .....	Approximately 0.57 mile upstream of Schumate Chapel Road. At the Grays Creek confluence .....	+578 +561	City of Jefferson City.
Meadows Creek (backwater effects from Missouri River).	Approximately 800 feet downstream of Belair Drive .....	+564	Unincorporated Areas of Cole County.
Meadows Creek Tributary 2 (backwater effects from Missouri River).	From the Missouri River confluence to approximately 1,200 feet upstream of State Route 179.	+568	Unincorporated Areas of Cole County.
Missouri River .....	From the Meadows Creek confluence to approximately 650 feet upstream of State Route 179. At the Osage County boundary .....	+568 +551	City of Jefferson City, Unincorporated Areas of Cole County.
Moniteau Creek Tributary 1 (backwater effects from Missouri River).	At the Moniteau County boundary .....	+574	Unincorporated Areas of Cole County.
Moniteau Creek Tributary 2 (backwater effects from Missouri River).	From the Moniteau Creek confluence to approximately 0.63 mile upstream of State Route 179.	+573	Unincorporated Areas of Cole County.
Moreau River (backwater effects from Missouri River).	From the Moniteau Creek confluence to approximately 0.58 mile upstream of State Route 179.	+570	Unincorporated Areas of Cole County.
Moreau River Tributary 6 .....	From the Missouri River confluence to approximately 750 feet downstream of Missouri Pacific Railroad.	+553	City of Jefferson City.
Mud Creek West (backwater effects from Missouri River).	At the upstream side of Green Meadow Drive .....	+571	City of Jefferson City.
North Branch Wears Creek .....	Approximately 600 feet downstream of Tanner Bridge Road.	+611	Unincorporated Areas of Cole County.
Osage River (backwater effects from Missouri River).	From the Missouri River confluence to approximately 0.61 mile upstream of the Missouri River confluence.	+569	Unincorporated Areas of Cole County.
Osage River Tributary 47 (backwater effects from Missouri River).	At the Wears Creek confluence .....	+557	City of Jefferson City.
Rising Creek .....	Approximately 650 feet upstream of Jaycee Drive .....	+622	City of Taos, Unincorporated Areas of Cole County.
Rising Creek Tributary 4 .....	At the Osage County boundary .....	+551	City of Taos, Unincorporated Areas of Cole County.
Rock Creek North (backwater effects from Missouri River).	Approximately 9.3 miles upstream of U.S. Route 50 .....	+551	Unincorporated Areas of Cole County.
Sanford Creek (backwater effects from Missouri River).	From the Osage River confluence to approximately 1,600 feet upstream of Big Meadows Road.	+551	Unincorporated Areas of Cole County.
Wears Creek .....	At the Missouri River confluence .....	+552	City of Jefferson City, City of Taos, Unincorporated Areas of Cole County.
Workman Creek (backwater effects from Missouri River).	Approximately 2,000 feet upstream of the U.S. Route 50 East exit ramp. At the Rising Creek confluence .....	+561 +552	City of Jefferson City.
Meadows Creek Tributary 1 (backwater effects from Missouri River).	Approximately 250 feet downstream of Stertzer Road .....	+557	Unincorporated Areas of Cole County.
Meadows Creek Tributary 2 (backwater effects from Missouri River).	From the Missouri River confluence to approximately 0.70 mile upstream of State Route 179.	+569	Unincorporated Areas of Cole County.
Meadows Creek Tributary 3 (backwater effects from Missouri River).	From the Osage River confluence to approximately 1,200 feet upstream of U.S. Route 50 East.	+551	Unincorporated Areas of Cole County.
Meadows Creek Tributary 4 (backwater effects from Missouri River).	At the Missouri River confluence .....	+557	City of Jefferson City.
Meadows Creek Tributary 5 (backwater effects from Missouri River).	Approximately 0.44 mile upstream of Edgewood Drive .....	+683	Unincorporated Areas of Cole County.
Meadows Creek Tributary 6 (backwater effects from Missouri River).	From the Missouri River confluence to approximately 0.47 mile upstream of State Route 179.	+566	Unincorporated Areas of Cole County.

\* 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 Jefferson City**  
 Maps are available for inspection at City Hall, 320 East McCarty Street, Jefferson City, MO 65101.  
**City of St. Martins**

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
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Maps are available for inspection at City Hall, 6909 A Business 50 West, Jefferson City, MO 65109.

**City of Taos**

Maps are available for inspection at the Cole County Courthouse, 311 East High Street, Jefferson City, MO 65101.

**Unincorporated Areas of Cole County**

Maps are available for inspection at the Cole County Courthouse, 311 East High Street, Jefferson City, MO 65101.

**Jasper County, Missouri, and Incorporated Areas**

**Docket No.: FEMA-B-1208**

Brownell West .....	At the Silver Creek Tributary 2 confluence .....	+1011	City of Joplin.
Center Creek Tributary 28 (backwater effects from Center Creek).	At the downstream side of East 32nd Street ..... From approximately 500 feet upstream of the Center Creek confluence to approximately 1,012 feet upstream of the Center Creek confluence.	+1025 +852	Unincorporated Areas of Jasper County.
Eagle Picher Creek .....	Approximately 1,010 feet upstream of Northwest Murphy Boulevard.	+959	City of Joplin.
Eagle Picher Creek Tributary 1	Approximately 75 feet downstream of West 2nd Street .....	+989	
Silver Creek Tributary 2 .....	At the Eagle Picher Creek confluence .....	+978	City of Joplin.
Swiftly Creek .....	Approximately 81 feet downstream of North Maiden Lane	+991	
Tin Cup Creek .....	Approximately 776 feet upstream of the Silver Creek confluence.	+988	City of Joplin.
Turkey Creek Tributary 3 (overflow effects from Turkey Creek).	Approximately 77 feet downstream of East 32nd Street ....	+1021	
Eagle Picher Creek Tributary 1	Approximately 114 feet upstream of I-44 .....	+1086	City of Sarcoxie, Unincorporated Areas of Jasper County.
Silver Creek Tributary 2 .....	Approximately 500 feet upstream of 5th Street .....	+1099	
Swiftly Creek .....	Approximately 289 feet upstream of 32nd Street .....	+973	City of Joplin.
Tin Cup Creek .....	Approximately 178 feet upstream of West 30th Street .....	+988	
Turkey Creek Tributary 3 (overflow effects from Turkey Creek).	At the Turkey Creek confluence .....	+995	City of Duquesne, City of Joplin.
Eagle Picher Creek Tributary 1	Approximately 1,941 feet downstream of I-44 .....	+997	

\* 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 Duquesne**

Maps are available for inspection at City Hall, 1501 South Duquesne Road, Joplin, MO 64801.

**City of Joplin**

Maps are available for inspection at City Hall, 602 South Main Street, Joplin, MO 64801.

**City of Sarcoxie**

Maps are available for inspection at City Hall, 111 North 6th Street, Sarcoxie, MO 64862.

**Unincorporated Areas of Jasper County**

Maps are available for inspection at the Jasper County Courthouse, 302 South Main Street, Carthage, MO 64836.

**Walsh County, North Dakota, and Incorporated Areas**

**Docket No.: FEMA-B-1145**

Red River of the North .....	Approximately 2,000 feet downstream of 77th Street Northeast extended.	+802	Unincorporated Areas of Walsh County.
	Approximately 260 feet upstream of North Dakota Highway 54.	+812	

\* 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 Walsh County**

Maps are available for inspection at 600 Cooper Avenue, Grafton, ND 58237.

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
<b>Luzerne County, Pennsylvania (All Jurisdictions) Docket No.: FEMA-B-1127</b>			
Bear Creek .....	Approximately 0.4 mile downstream of Bear Creek Boulevard. Approximately 940 feet upstream of the confluence with Tenmile Run.	+1502 +1530	Borough of Bear Creek Village.
Big Wapwallopen Creek .....	Approximately 0.41 mile upstream of State Route 239 ..... Approximately 0.45 mile upstream of State Route 239 .....	+522 +524	Township of Hollenback.
Big Wapwallopen Creek .....	Approximately 385 feet downstream of Hobbie Wapwallopen Road.	+845	Township of Dorrance, Township of Fairview, Township of Rice, Town- ship of Wright.
Black Creek .....	Approximately 535 feet upstream of Dale Drive ..... Approximately 910 feet upstream of Susquehanna Boulevard. Approximately 0.56 mile upstream of Susquehanna Boulevard.	+1526 +1461 +1470	Borough of West Hazleton.
Bow Creek .....	Approximately 1,185 feet upstream of the confluence with Bow Creek Tributary A.	+1346	Township of Fairview.
Bow Creek Tributary A .....	Approximately 0.38 mile downstream of the railroad ..... Approximately 520 feet downstream of Wilkes Lane .....	+1546 +1341	Township of Fairview.
Browns Creek .....	Approximately 1,865 feet upstream of Shady Tree Drive .. Approximately 100 feet downstream of Private Road .....	+1491 +901	Township of Jackson.
Harveys Creek .....	Approximately 1,390 feet upstream of Chase Road ..... Approximately 590 feet downstream of Shady Lane .....	+988 +1098	Township of Lehman.
Huntington Creek .....	Approximately 410 feet downstream of Shady Lane ..... Approximately 1,320 feet downstream of Henrico Road ....	+1099 +894	Township of Ross.
Lattimer Creek .....	Approximately 1,290 feet downstream of Henrico Road .... Approximately 900 feet downstream of West 28th Street ..	+894 +1491	Township of Hazle.
Lidy Creek .....	Approximately 745 feet upstream of Hillside Drive ..... Approximately 265 feet downstream of the Pennsylvania Turnpike. Approximately 115 feet downstream of the Pennsylvania Turnpike.	+1585 +833 +837	Township of Pittston.
Little Nescopeck Creek No. 2 ...	Approximately 0.77 mile downstream of Sunset Drive ..... Approximately 0.76 mile downstream of Sunset Drive .....	+942 +942	Township of Butler.
Mill Creek No. 2 .....	Approximately 650 feet downstream of I-81 ..... Approximately 500 feet downstream of I-81 .....	+783 +799	Township of Pittston.
Pikes Creek .....	Approximately 815 feet downstream of State Route 29 ..... Approximately 700 feet downstream of State Route 29 .....	+1127 +1127	Township of Lehman.
Pine Creek No. 1 .....	Approximately 965 feet upstream of the confluence with Fades Creek. Approximately 1,005 feet downstream of State Route 118 Approximately 540 feet downstream of White Haven Road	+1141 +1143 +1355	Borough of Penn Lake Park.
Pine Creek No. 2 .....	Approximately 390 feet downstream of White Haven Road Approximately 1.1 miles downstream of Town Hill Road ... Approximately 0.91 mile downstream of Town Hill Road ...	+1359 +731 +736	Township of Huntington.
Pine Creek No. 2 .....	Approximately 885 feet downstream of Volanski Road ..... Approximately 810 feet downstream of Volanski Road .....	+842 +842	Township of Fairmount.
South Branch Newport Creek ...	Approximately 450 feet upstream of the confluence with Newport Creek. Approximately 670 feet upstream of the confluence with Newport Creek.	+560 +560	Township of Newport.
Spring Run .....	Approximately 110 feet upstream of railroad ..... Approximately 300 feet upstream of railroad .....	+576 +578	Borough of Ashley.

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
Susquehanna River .....	Approximately 1.95 miles downstream of Salem Creek .....	+500	Borough of Duryea, Borough of Edwardsville, Borough of Exeter, Borough of Forty Fort, Borough of Kingston, Borough of Larksville, Borough of Nescopeck, Borough of Plymouth, Borough of Shickshinny, Borough of West Pittston, Borough of Wyoming, City of Nanticoke, City of Pittston, City of Wilkes-Barre, Township of Conyngham, Township of Exeter, Township of Hanover, Township of Hunlock, Township of Jenkins, Township of Nescopeck, Township of Newport, Township of Plains, Township of Plymouth, Township of Salem, Township of Union.
	Approximately 2.49 miles upstream of the confluence with Sutton Creek.	+579	
Sutton Creek .....	Approximately 300 feet upstream of Miller Road .....	+845	Township of Exeter.
	Approximately 405 feet upstream of Miller Road .....	+846	
Toby Creek .....	Approximately 700 feet downstream of Cross Valley Expressway.	+644	Borough of Courtdale, Borough of Luzerne.
	Approximately 0.49 mile upstream of Cross Valley Expressway.	+759	
Toby Creek .....	Approximately 205 feet upstream of Woodlawn Avenue ....	+1125	Township of Dallas.
	Approximately 240 feet upstream of Woodlawn Avenue ....	+1125	
Watering Run .....	At the confluence with Big Wapwallopen Creek, approximately 440 feet upstream of Morio Drive.	+1071	Township of Wright.
	Approximately 0.58 mile upstream of South Mountain Boulevard.	+1422	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

#### ADDRESSES

##### **Borough of Ashley**

Maps are available for inspection at the Borough Building, 10 North Main Street, Ashley, PA 18706.

##### **Borough of Bear Creek Village**

Maps are available for inspection at the Bear Creek Village Borough Building, 867 Railroad Lane, Bear Creek, PA 18602.

##### **Borough of Courtdale**

Maps are available for inspection at the Borough Building, 5 Blackman Street, Courtdale, PA 18704.

##### **Borough of Duryea**

Maps are available for inspection at the Borough Building, 315 Main Street, Duryea, PA 18642.

##### **Borough of Edwardsville**

Maps are available for inspection at the Edwardsville Borough Building, 470 Main Street, Kingston, PA 18704.

##### **Borough of Exeter**

Maps are available for inspection at the Borough Building, 1101 Wyoming Avenue, Exeter, PA 18643.

##### **Borough of Forty Fort**

Maps are available for inspection at the Borough Building, 1271 Wyoming Avenue, Forty Fort, PA 18704.

##### **Borough of Kingston**

Maps are available for inspection at the Borough Building, 500 Wyoming Avenue, Kingston, PA 18704.

##### **Borough of Larksville**

Maps are available for inspection at the Borough Building, 211 East State Street, Larksville, PA 18704.

##### **Borough of Luzerne**

Maps are available for inspection at the Borough Building, 144 Academy Street, Luzerne, PA 18709.

##### **Borough of Nescopeck**

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
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Maps are available for inspection at the Borough Building, 501 Raber Avenue, Nescopeck, PA 18635.

**Borough of Penn Lake Park**

Maps are available for inspection at the Penn Lake Park Borough Building, 51 Woodland Drive, White Haven, PA 18661.

**Borough of Plymouth**

Maps are available for inspection at the Borough Building, 162 West Shawnee Avenue, Plymouth, PA 18651.

**Borough of Shickshinny**

Maps are available for inspection at the Borough Building, 35 West Union Street, Shickshinny, PA 18655.

**Borough of West Hazleton**

Maps are available for inspection at the Borough Building, 12 South 4th Street, West Hazleton, PA 18202.

**Borough of West Pittston**

Maps are available for inspection at the Borough Building, 555 Exeter Avenue, West Pittston, PA 18644.

**Borough of Wyoming**

Maps are available for inspection at the Borough Building, 277 Wyoming Avenue, Wyoming, PA 18644.

**City of Nanticoke**

Maps are available for inspection at City Hall, 15 East Ridge Street, Nanticoke, PA 18634.

**City of Pittston**

Maps are available for inspection at City Hall, 35 Broad Street, Pittston, PA 18640.

**City of Wilkes-Barre**

Maps are available for inspection at City Hall, 40 East Market Street, Wilkes-Barre, PA 18711.

**Township of Lehman**

Maps are available for inspection at the Lehman Town Hall, 1183 Old Route 115, Dallas, PA 18612.

**Township of Butler**

Maps are available for inspection at the Butler Township Building, 415 West Butler Drive, Drums, PA 18222.

**Township of Conyngham**

Maps are available for inspection at the Conyngham Township Building, 10 Pond Hill Road, Mocanaqua, PA 18655.

**Township of Dallas**

Maps are available for inspection at the Township Building, 601 Tunkhannock Highway, Dallas, PA 18612.

**Township of Dorrance**

Maps are available for inspection at the Dorrance Township Building, 7844 Blue Ridge Trail, Mountain Top, PA 18707.

**Township of Exeter**

Maps are available for inspection at the Exeter Municipal Building, 2305 State Route 92, Harding, PA 18643.

**Township of Fairmount**

Maps are available for inspection at the Fairmount Township Building, 867 Old Tioga Turnpike, Benton, PA 17814.

**Township of Fairview**

Maps are available for inspection at the Fairview Township Building, 65 Shady Tree Drive, Mountain Top, PA 18707.

**Township of Hanover**

Maps are available for inspection at the Township Building, 1267 Sans Souci Parkway, Hanover, PA 18706.

**Township of Hazle**

Maps are available for inspection at the Hazle Township Building, Rear 101 West 27, Harleigh, PA 18225.

**Township of Hollenback**

Maps are available for inspection at the Hollenback Township Building, 660 East County Road, Wapwallopen, PA 18660.

**Township of Hunlock**

Maps are available for inspection at the Township Building, 33 Village Drive, Hunlock Creek, PA 18621.

**Township of Huntington**

Maps are available for inspection at the Huntington Township Building, 815 Municipal Road, Shickshinny, PA 18655.

**Township of Jackson**

Maps are available for inspection at the Jackson Township Building, 2211 Huntsville Road, Shavertown, PA 18708.

**Township of Jenkins**

Maps are available for inspection at the Township Building, 46 1/2; Main Street-Inkerman Section, Jenkins, PA 18640.

**Township of Nescopeck**

Maps are available for inspection at the Township Building, 429 Berwick-Hazleton Highway, Nescopeck, PA 18635.

**Township of Newport**

Maps are available for inspection at the Newport Township Building, 1002 Center Street, Wanamie, PA 18634.

**Township of Pittston**

Maps are available for inspection at the Township Building, 421 Broad Street, Pittston, PA 18640.

**Township of Plains**

Maps are available for inspection at the Township Building, 126 North Main Street, Plains, PA 18705.

**Township of Plymouth**

Maps are available for inspection at the Township Building, 925 West Main Street, Plymouth, PA 18651.

**Township of Rice**



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
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Maps are available for inspection at the Rice Township Building, 3000 Church Road, Mountain Top, PA 18707.

**Township of Ross**

Maps are available for inspection at the Ross Township Building, 72 Broadway Road, Sweet Valley, PA 18656.

**Township of Salem**

Maps are available for inspection at the Salem Township Building, 38 Bomboy Lane, Berwick, PA 18603.

**Township of Union**

Maps are available for inspection at the Union Township Building, 21 Municipal Road, Shickshinny, PA 18655.

**Township of Wright**

Maps are available for inspection at the Wright Township Building, 321 South Mountain Boulevard, Mountain Top, PA 18707.

**Vernon County, Wisconsin, and Incorporated Areas  
Docket No.: FEMA-B-1214**

Mississippi River .....	Approximately 185 feet upstream of the Crawford County boundary.	+633	Unincorporated Areas of Vernon County, Village of De Soto, Village of Genoa, Village of Stoddard.
West Branch Baraboo River .....	Approximately 2.75 miles downstream of the La Crosse County boundary.	+638	
West Branch Baraboo River .....	Approximately 272 feet downstream of the West Branch Baraboo River Split Flow 2 confluence.	+932	City of Hillsboro, Unincorporated Areas of Vernon County.
West Branch Baraboo River Split Flow 2.	At Sebranek Lane .....	+966	
	Approximately 704 feet downstream of the West Branch Baraboo River confluence.	+931	City of Hillsboro, Unincorporated Areas of Vernon County.
	At the West Branch Baraboo River confluence .....	+932	

\* 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 Hillsboro**

Maps are available for inspection at 123 Mechanic Street, Hillsboro, WI 54634.

**Unincorporated Areas of Vernon County**

Maps are available for inspection at 400 Courthouse Square, Viroqua, WI 54665.

**Village of De Soto**

Maps are available for inspection at 115 South Houghton Street, De Soto, WI 54624.

**Village of Genoa**

Maps are available for inspection at 111 Main Street, Genoa, WI 54632.

**Village of Stoddard**

Maps are available for inspection at 180 North Main Street, Stoddard, WI 54658.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: September 27, 2012.

**Sandra K. Knight,**

*Deputy Associate Administrator for Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2012-26996 Filed 11-5-12; 8:45 am]

**BILLING CODE 9110-12-P**

**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration****50 CFR Part 679**

[Docket No. 111207737-2141-02]

RIN 0648-XC333

**Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pacific Cod in the Western Regulatory Area of the Gulf of Alaska Management Area**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Temporary rule; reallocation.

**SUMMARY:** NMFS is reallocating the projected unused amount of Pacific cod from catcher vessels using trawl gear and hook-and-line catcher/processors (C/Ps) to vessels using pot gear in the Western Regulatory Area of the Gulf of Alaska management area (GOA). This action is necessary to allow the 2012 total allowable catch of Pacific cod in the Western Regulatory Area of the GOA to be harvested.

**DATES:** Effective November 1, 2012, through 2400 hrs, Alaska local time (A.l.t.), December 31, 2012.

**FOR FURTHER INFORMATION CONTACT:** Josh Keaton, 907-586-7228.

**SUPPLEMENTARY INFORMATION:** NMFS manages the groundfish fishery in the Gulf of Alaska exclusive economic zone according to the Fishery Management Plan for Groundfish of the Gulf of Alaska (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Regulations governing fishing by U.S. vessels in accordance with the FMP appear at subpart H of 50 CFR part 600 and 50 CFR part 679. Regulations governing sideboard protections for GOA groundfish fisheries appear at subpart B of 50 CFR part 680.

The 2012 Pacific cod total allowable catch specified for catcher vessels using trawl gear in the Western Regulatory Area of the GOA is 7,802 metric tons (mt) as established by the final 2012 and 2013 harvest specifications for groundfish in the GOA (77 FR 15194, March 14, 2012) and reallocation on September 1, 2012 (77 FR 54838, September 6, 2012). The 2012 Pacific

cod total allowable catch specified for hook-and-line C/Ps in the Western Regulatory Area of the GOA is 4,100 mt as established by the final 2012 and 2013 harvest specifications for groundfish in the GOA (77 FR 15194, March 14, 2012). The Administrator, Alaska Region (Regional Administrator) has determined that catcher vessels using trawl gear will not be able to harvest 1,400 mt and hook-and-line C/Ps will not be able to harvest 600 mt of the 2012 Pacific cod TAC allocated to those vessels under § 679.20(a)(12)(i)(A). In accordance with § 679.20(a)(12)(ii)(B), the Regional Administrator has also determined that the pot vessels currently have the capacity to harvest this excess allocation and reallocates 2,000 mt to vessels using pot gear in the Western Regulatory Area of the GOA.

The harvest specifications for Pacific cod in the Western Regulatory Area of the GOA included in the final 2012 harvest specifications for groundfish in the GOA (77 FR 15194, March 14, 2012) are revised as follows: 6,402 mt for catcher vessels using trawl gear, 3,500 mt for hook-and-line C/Ps and 9,869 mt for vessels using pot gear.

**Classification**

This action responds to the best available information recently obtained from the fishery. The Assistant Administrator for Fisheries, NOAA (AA), finds good cause to waive the requirement to provide prior notice and opportunity for public comment pursuant to the authority set forth at 5 U.S.C. 553(b)(B) as such requirement is impracticable and contrary to the public interest. This requirement is impracticable and contrary to the public interest as it would prevent NMFS from responding to the most recent fisheries data in a timely fashion and would delay the reallocation of Pacific cod specified from catcher vessels using trawl gear and hook-and-line C/Ps to vessels using pot gear. Since the fishery is currently open, it is important to immediately inform the industry as to the revised allocations. Immediate notification is necessary to allow for the orderly conduct and efficient operation of this fishery, to allow the industry to plan for the fishing season, and to avoid potential disruption to the fishing fleet as well as processors. NMFS was unable to publish a notice providing time for public comment because the most recent, relevant data only became available as of October 31, 2012.

The AA also finds good cause to waive the 30-day delay in the effective date of this action under 5 U.S.C. 553(d)(3). This finding is based upon the reasons provided above for waiver of prior notice and opportunity for public comment.

This action is required by § 679.20 and is exempt from review under Executive Order 12866.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: November 1, 2012.

**Lindsay Fullenkamp,**

*Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

[FR Doc. 2012-27045 Filed 11-1-12; 4:15 pm]

**BILLING CODE 3510-22-P**

**DEPARTMENT OF COMMERCE****National Oceanic and Atmospheric Administration****50 CFR Part 679**

RIN 0648-XA500

**North Pacific Fishery Management Council; Essential Fish Habitat Amendments**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notice of agency decision.

**SUMMARY:** NMFS announces approval of Amendment 98 to the Fishery Management Plan (FMP) for Groundfish of the Bering Sea and Aleutian Islands Management Area (BSAI Groundfish FMP); Amendment 90 to the FMP for Groundfish of the Gulf of Alaska (GOA Groundfish FMP); Amendment 40 to the FMP for Bering Sea/Aleutian Islands King and Tanner Crabs (BSAI Crab FMP); Amendment 15 to the FMP for the Scallop Fishery off Alaska (Scallop FMP); and Amendment 1 to the FMP for Fish Resources of the Arctic Management Area (Arctic FMP). These amendments update the existing essential fish habitat (EFH) provisions in the FMPs based on a 5-year EFH review. This action is intended to promote the goals and objectives of the Magnuson-Stevens Fishery Conservation and Management Act, the FMPs, and other applicable laws.

**DATES:** The amendments were approved on October 31, 2012.

**ADDRESSES:** Electronic copies of the Final EFH 5-year Review for 2010