

report containing this action 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 the rule in the **Federal Register**. A major rule cannot take effect until 60 days after it is published in the **Federal Register**. This action is not a "major rule" as defined by 5 U.S.C. 804(2).

*C. Petitions for Judicial Review*

Under section 307(b)(1) of the CAA, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by January 24, 2012. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action for the purposes of judicial review nor does it

extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action, pertaining to Delaware's control of VOC emissions from offset lithographic printing and letterpress printing, may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

**List of Subjects in 40 CFR part 52**

Environmental protection, Air pollution control, Incorporation by reference, Ozone, Reporting and recordkeeping requirements, Volatile organic compounds.

Dated: November 4, 2011.  
**W.C. Early**,  
*Acting, Regional Administrator, Region III.*

40 CFR part 52 is amended as follows:

**PART 52—[AMENDED]**

■ 1. The authority citation for part 52 continues to read as follows:

*Authority:* 42 U.S.C. 7401 *et seq.*

**Subpart I— Delaware**

■ 2. In § 52.420, the table in paragraph (c) is amended by revising the entry for Regulation 1124, Section 47.0 to read as follows:

**§ 52.420 Identification of plan.**  
 \* \* \* \* \*  
 (c) \* \* \*

**EPA-APPROVED REGULATIONS IN THE DELAWARE SIP**

State regulation (7 DNREC 1100)	Title/subject	State effective date	EPA approval date	Additional explanation
*	*	*	*	*
<b>1124</b>	<b>Control of Volatile Organic Compound Emissions</b>			
Section 47.0 .....	Offset Lithographic Printing and Letterpress Printing.	4/11/11	11/25/11 [Insert page number where the document begins].	Amendments to Sections 47.1 through 47.6 to include control requirements for letterpress printing.
*	*	*	*	*

\* \* \* \* \*  
 [FR Doc. 2011-30159 Filed 11-23-11; 8:45 am]  
**BILLING CODE 6560-50-P**

**DEPARTMENT OF HOMELAND SECURITY**  
**Federal Emergency Management Agency**  
**44 CFR Part 67**  
**[Docket ID FEMA-2011-0002]**  
**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 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:

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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**Santa Cruz County, Arizona, and Incorporated Areas  
Docket Nos.: FEMA-B-1022 and FEMA-B-1117**

Agua Fria Canyon .....	Approximately 340 feet upstream from the confluence with Santa Cruz River.	+3384	Unincorporated Areas of Santa Cruz County.
	Approximately 21,000 feet upstream from the confluence with Teruno Canyon.	+3700	
Al Harrison Wash .....	Approximately 290 feet upstream from the confluence with Potrero Creek.	+3652	City of Nogales.
	Approximately 125 feet downstream of I-19 .....	+3684	
Ephraim Canyon Wash .....	At the confluence with Nogales Wash .....	+3810	City of Nogales.
	Approximately 130 feet upstream from State Route 189 ....	+4002	
Falls Wash .....	Approximately 150 feet upstream from East Morley Avenue.	+3806	City of Nogales.
	Approximately 225 feet upstream from State Route 82 ....	+3816	
Farosa Canyon .....	Approximately 500 feet downstream from Sycamore Lane	+4846	Unincorporated Areas of Santa Cruz County.
	Approximately 110 feet upstream from Sycamore Lane ....	+4854	
Harshaw Creek .....	Approximately 220 feet upstream from the confluence with Sonoita Creek.	+4076	Town of Patagonia.
	Approximately 125 feet upstream from Harshaw Avenue ..	+4116	
Josephine Canyon .....	Approximately 270 feet upstream from the confluence with the Santa Cruz River.	+3284	Unincorporated Areas of Santa Cruz County.
	Approximately 9,465 feet upstream from the confluence with Josephine Canyon Tributary 5.	+3648	
Lyle Canyon .....	Approximately 3,000 feet north along river from Hilltop Lane.	+4798	Unincorporated Areas of Santa Cruz County.
	Approximately 1,400 feet west along river from Point Pleasant Lane.	+4868	
Mariposa Canyon .....	At the confluence with Nogales Wash .....	+3746	City of Nogales, Unincorporated Areas of Santa Cruz County.
	Approximately 1.3 miles upstream of State Route 189 .....	+3965	
Nogales Wash .....	At the confluence with Potrero Creek .....	+3604	City of Nogales Unincorporated Areas of Santa Cruz County.
	At International Border .....	+3874	
Peck Canyon .....	Approximately 650 feet upstream from the confluence with the Santa Cruz River.	+3344	Unincorporated Areas of Santa Cruz County.
	Approximately 1,675 feet upstream from the confluence with Ramanote Canyon.	+3598	
Potrero Creek .....	Approximately 100 feet upstream from the confluence with the Santa Cruz River.	+3466	City of Nogales Unincorporated Areas of Santa Cruz County.
	Approximately 9,850 feet upstream from West Meadow Hills Drive.	+3806	
Puerto Canyon Wash .....	Approximately 350 feet downstream from Esplendido (road).	+3166	Unincorporated Areas of Santa Cruz 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
Redrock Canyon .....	Approximately 1,575 feet upstream from Puerto Canyon Road.	+3298	
	Approximately 75 feet from the confluence with Harshaw Creek.	+4094	Town of Patagonia.
Santa Cruz River .....	Approximately 110 feet upstream from Redrock Drive .....	+4114	
	Approximately 2,000 feet upstream from the confluence with Sopori Wash.	+3040	Unincorporated Areas of Santa Cruz County.
	Approximately 8,000 feet upstream from the confluence with Maria Santisima del Carmen Wash.	+3732	
Sonoita Creek .....	At the confluence with the Santa Cruz River .....	+3430	Unincorporated Areas of Santa Cruz County.
	Approximately 4,440 feet downstream from De La Sonoita (road).	+3558	
Sonoita Creek .....	Approximately 1,100 feet upstream from Blue Haven Road.	+4028	Town of Patagonia.
	Approximately 1,460 feet upstream from Cross Creed Road.	+4130	
Sonoita Tributary A .....	Approximately 50 feet upstream from North Second Avenue.	+4066	Town of Patagonia.
	Approximately 380 feet upstream from East Pennsylvania Avenue.	+4080	

\* 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 Nogales

Maps are available for inspection at 2150 North Congress Drive, Suite 117, Nogales, AZ 85621.

##### Town of Patagonia

Maps are available for inspection at 310 McKeown Avenue, Patagonia, AZ 85624.

##### Unincorporated Areas of Santa Cruz County

Maps are available for inspection at 2150 North Congress Drive, Suite 117, Nogales, AZ 85621.

#### Gallatin County, Illinois, and Incorporated Areas Docket No.: FEMA-B-1134

Ohio River .....	Approximately 1,666 feet downstream of Garfield Street (IL-13).	+367	Unincorporated Areas of Gallatin County, Village of Old Shawneetown.
	Approximately 1.19 miles upstream of Garfield Street (IL-13), approximately at River Mile 857.	+367	

\* 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 Gallatin County

Maps are available for inspection at the Gallatin County Courthouse, 484 North Lincoln Boulevard West, Shawneetown, IL 62984.

##### Village of Old Shawneetown

Maps are available for inspection at the Old Shawneetown Village Hall, 332 Washington Street, Shawneetown, IL 62984.

#### Clinton County, Indiana, and Incorporated Areas Docket No.: FEMA-B-1138

Prairie Creek .....	Approximately 100 feet downstream of County Road 100 North.	+822	City of Frankfort, Unincorporated Areas of Clinton County.
	Approximately 450 feet upstream of Kelly Street .....	+853	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

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

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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**ADDRESSES**

**City of Frankfort**

Maps are available for inspection at City Hall, 301 East Clinton Street, Frankfort, IN 46041.

**Unincorporated Areas of Clinton County**

Maps are available for inspection at the Clinton County Courthouse, 180 Courthouse Square, Frankfort, IN 46041.

**Iberia Parish, Louisiana, and Incorporated Areas  
Docket Nos.: FEMA-B-7771 and FEMA-B-7787**

Bayou Petite Anse-Deblanc Coulee-Segura Branch.	Approximately 300 feet upstream of U.S. Route 90 east-bound.	+10	Unincorporated Areas of Iberia Parish.
	Approximately 300 feet downstream of Southern Pacific Railroad.	+12	
Commercial Canal .....	Approximately 300 feet downstream of Southern Pacific Railroad.	+10	City of New Iberia, Unincorporated Areas of Iberia Parish.
	Approximately 450 feet upstream of Admiral Doyle Drive ..	+11	
Duboin Canal .....	Approximately 3,000 feet downstream of Admiral Doyle Drive.	+11	City of New Iberia, Unincorporated Areas of Iberia Parish.
	At the intersection with Adrian Street .....	+16	
Gulf of Mexico .....	Base Flood Elevation changes ranging from 9 to 11 feet in the form of Coastal AE zones have been made.	+9-11	Town of Delcambre
Gulf of Mexico .....	Base Flood Elevation changes ranging from 9 to 15 feet in the form of AE and VE zones have been made.	+9-15	Unincorporated Areas of Iberia Parish
Jacks Coulee .....	Approximately 300 feet downstream of Weeks Island Road.	+10	Unincorporated Areas of Iberia Parish.
	Approximately 300 feet upstream of U.S. Route 90 .....	+11	
Jefferson Canal .....	Approximately 300 feet downstream of Southern Pacific Railroad.	+3	Unincorporated Areas of Iberia Parish.
	Approximately 100 feet upstream of Jefferson Island Road	+6	
Little Valley Bayou .....	Approximately 300 feet downstream of Patoutville Road ...	+9	Unincorporated Areas of Iberia Parish.
	Approximately 600 feet upstream of Smith Road .....	+11	
Peebles Coulee .....	Approximately 3,250 feet upstream of J. Allen Daignre Drive.	+12	City of New Iberia, Unincorporated Areas of Iberia Parish.
	Approximately 300 feet downstream of Weeks Island Road.	+12	
Poufette Canal—Bayou Petite Anse-Segura Branch.	Approximately 100 feet upstream of Norris Road .....	+10	Unincorporated Areas of Iberia Parish.
	Approximately 300 feet downstream of Southern Pacific Railroad.	+13	
Rodere Canal .....	Approximately 300 feet downstream of Southern Pacific Railroad.	+12	City of New Iberia, Unincorporated Areas of Iberia Parish.
	Approximately 2,900 feet upstream of Center Street .....	+14	
Tete Bayou .....	Approximately 500 feet downstream of Louisiana Highway 3195.	+13	City of New Iberia, Unincorporated Areas of Iberia Parish.
	Approximately 250 feet downstream of North Lewis Street	+15	

\* 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 New Iberia**

Maps are available for inspection at 457 East Main Street, New Iberia, LA 70560.

**Town of Delcambre**

Maps are available for inspection at 107 North Railroad Street, Delcambre, LA 70528.

**Unincorporated Areas of Iberia Parish**

Maps are available for inspection at 209 West Main Street, Suite 102, New Iberia, LA 70560.

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>Dakota County, Minnesota, and Incorporated Areas Docket Nos.: FEMA-B-1014 and FEMA-B-1130</b>			
Alimagnet Lake .....	Entire shoreline within Dakota County .....	+959	City of Apple Valley.
Cannon River .....	At the downstream Goodhue County boundary .....	+800	City of Northfield, City of Randolph, Unincorporated Areas of Dakota County.
	At the upstream Rice County boundary .....	+897	
Chub Creek .....	Approximately 1,200 feet upstream of the confluence with Cannon Creek.	+864	City of Randolph, Unincorporated Areas of Dakota County.
	Approximately 500 feet upstream of Hamburg Avenue .....	+969	
Chub Lake .....	Entire shoreline .....	+969	Unincorporated Areas of Dakota County.
Dutch Creek .....	At the confluence with Chub Creek .....	+957	Unincorporated Areas of Dakota County.
	Approximately 7,000 feet upstream of 305th Street West ..	+981	
Hazelwood Creek .....	At the confluence with Dutch Creek .....	+965	Unincorporated Areas of Dakota County.
	Approximately 4,875 feet upstream of 280th Street West ..	+1103	
Keller Lake .....	Entire shoreline within Dakota County .....	+936	City of Apple Valley.
Minnesota River .....	Approximately 2,300 feet upstream of the confluence with the Mississippi River.	+714	City of Burnsville, City of Eagan, City of Mendota Heights.
	At the upstream Scott County boundary .....	+717	
Mississippi River .....	Approximately 16,300 feet downstream of the downstream Goodhue County boundary.	+688	City of Hastings, City of Inver Grove Heights, City of Lilydale, City of Mendota, City of Mendota Heights, City of Rosemount, City of South St. Paul, Unincorporated Areas of Dakota County.
	Approximately 10,200 feet upstream of I-35 .....	+714	
Mud Creek .....	At the confluence with Chub Creek .....	+920	Unincorporated Areas of Dakota County.
	Approximately 1,670 feet upstream of 320th Street West ..	+1005	
North Branch Chub Creek .....	At the confluence with Chub Creek .....	+896	Unincorporated Areas of Dakota County.
	Approximately 4,150 feet upstream of the intersection of Denmark Avenue and 255th Street West.	+983	
North Branch Vermillion River ..	Approximately 900 feet upstream of the confluence with the Vermillion River.	+850	Unincorporated Areas of Dakota County.
	Approximately 3,150 feet upstream of Station Trail .....	+942	
Pine Creek .....	At the Goodhue County boundary .....	+862	Unincorporated Areas of Dakota County.
	Approximately 6,200 feet upstream of Emery Avenue .....	+915	
South Branch Vermillion River	Approximately 50 feet downstream of 200th Street East ...	+848	Unincorporated Areas of Dakota County.
	Approximately 4,970 feet upstream of Denmark Avenue ...	+961	
Tributary No. 1 to Chub Creek	At the confluence with Chub Creek .....	+900	Unincorporated Areas of Dakota County.
	Approximately 2,570 feet upstream of Denmark Avenue ...	+943	
Tributary No. 1 to North Branch Chub Creek.	At the confluence with North Branch Chub Creek .....	+897	Unincorporated Areas of Dakota County.
	At the divergence from Tributary No. 1 to Chub Creek .....	+921	
Tributary No. 1 to North Branch Vermillion River.	At the confluence with the North Branch Vermillion River	+860	Unincorporated Areas of Dakota County.
	Approximately 3,300 feet upstream of the confluence with the North Branch Vermillion River.	+885	
Tributary No. 1 to South Branch Vermillion River.	At the confluence with the South Branch Vermillion River	+865	Unincorporated Areas of Dakota County.
	Approximately 3,800 feet upstream of Darkhorse Lane .....	+949	
Tributary No. 1 to Vermillion River.	At the confluence with the Vermillion River .....	+793	City of Hastings, Unincorporated Areas of Dakota County.
	Approximately 3,525 feet upstream of 225th Street East ...	+985	

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
Tributary No. 1A to Vermillion River.	At the confluence with Tributary No. 1 to Vermillion River	+805	Unincorporated Areas of Dakota County.
Tributary No. 1B to Vermillion River.	Approximately 2,300 feet upstream of Kendel Avenue ..... At the confluence with Tributary No. 1 to Vermillion River	+816 +806	Unincorporated Areas of Dakota County.
Tributary No. 1C to Vermillion River.	Approximately 2,760 feet upstream of Knox Path ..... At the confluence with Tributary No. 1 to Vermillion River	+812 +845	Unincorporated Areas of Dakota County.
Tributary No. 2 to Chub Creek	Approximately 2,680 feet upstream of Inga Avenue ..... At the confluence with Chub Creek .....	+869 +929	Unincorporated Areas of Dakota County.
Tributary No. 2 to North Branch Vermillion River.	Approximately 1,250 feet upstream of 280th Street West .. At the confluence with the North Branch Vermillion River	+944 +870	Unincorporated Areas of Dakota County.
Tributary No. 2 to South Branch Vermillion River.	Approximately 1,750 feet upstream of Blaine Avenue ..... At the confluence with the South Branch Vermillion River	+918 +873	Unincorporated Areas of Dakota County.
Tributary No. 2 to Trout Brook	Approximately 1,240 feet upstream of Blaine Avenue ..... At the confluence with Trout Brook .....	+877 +869	Unincorporated Areas of Dakota County.
Tributary No. 2 to Vermillion River.	Approximately 4,800 feet upstream of 260th Street East ... At the confluence with the Vermillion River .....	+968 +825	Unincorporated Areas of Dakota County.
Tributary No. 2A to North Branch Vermillion River.	Approximately 1,420 feet upstream of Goodwin Avenue ... At the confluence with Tributary No. 2 to North Branch Vermillion River.	+883 +894	Unincorporated Areas of Dakota County.
Tributary No. 3 to North Branch Vermillion River.	Approximately 3,220 feet upstream of the confluence with Tributary No. 2 to North Branch Vermillion River. At the confluence with the North Branch Vermillion River	+923 +884	Unincorporated Areas of Dakota County.
Tributary No. 3 to South Branch Vermillion River.	Approximately 2,870 feet upstream of the confluence with the North Branch Vermillion River. At the confluence with the South Branch Vermillion River	+943 +882	City of Hampton, Unincorporated Areas of Dakota County.
Tributary No. 3 to Trout Brook	Approximately 300 feet upstream of Northfield Boulevard At the confluence with Trout Brook .....	+926 +883	Unincorporated Areas of Dakota County.
Tributary No. 3 to Vermillion River.	Approximately 2,740 feet upstream of 240th Street East ... At the confluence with the Vermillion River .....	+1025 +828	Unincorporated Areas of Dakota County.
Tributary No. 4 to North Branch Vermillion River.	Approximately 9,720 feet upstream of 180th Street East ... At the convergence with the North Branch Vermillion River.	+894 +921	Unincorporated Areas of Dakota County.
Tributary No. 4 to South Branch Vermillion River.	At the divergence from the North Branch Vermillion River At the confluence with the South Branch Vermillion River	+930 +888	Unincorporated Areas of Dakota County.
Tributary No. 4 to Trout Brook	Approximately 9,220 feet upstream of the confluence with the South Branch Vermillion River. At the confluence with Trout Brook .....	+904 +909	Unincorporated Areas of Dakota County.
Tributary No. 4 to Vermillion River.	Approximately 1,900 feet upstream of 240th Street East ... At the confluence with the Vermillion River .....	+936 +838	Unincorporated Areas of Dakota County.
Tributary No. 4A to Vermillion River.	Approximately 550 feet upstream of 210th Street East ..... At the confluence with Tributary No. 4 to Vermillion River	+910 +854	Unincorporated Areas of Dakota County.
Tributary No. 5 to South Branch Vermillion River.	Approximately 5,100 feet upstream of the confluence with Tributary No. 4 to Vermillion River. At the confluence with the South Branch Vermillion River	+908 +899	Unincorporated Areas of Dakota County.
Tributary No. 5 to Trout Brook	Approximately 3,950 feet upstream of the confluence with the South Branch Vermillion River. At the confluence with Trout Brook .....	+913 +942	Unincorporated Areas of Dakota County.
Tributary No. 5 to Vermillion River.	Approximately 2,700 feet upstream of 250th Street East ...	+988	Unincorporated Areas of Dakota 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
Tributary No. 5 to Vermillion River.	At the confluence with the Vermillion River .....	+863	Unincorporated Areas of Dakota County.
Tributary No. 5A to Vermillion River.	Approximately 1,500 feet upstream of 170th Street West .. At the confluence with Tributary No. 5 to Vermillion River	+934 +883	Unincorporated Areas of Dakota County.
Tributary No. 5B to Vermillion River.	Approximately 4,560 feet upstream of the confluence with Tributary No. 5 to Vermillion River. At the confluence with Tributary No. 5 to Vermillion River	+923 +899	Unincorporated Areas of Dakota County.
Tributary No. 5C to Vermillion River.	Approximately 2,600 feet upstream of Biscayne Avenue ... At the confluence with Tributary No. 5 to Vermillion River	+940 +899	Unincorporated Areas of Dakota County.
Tributary No. 6 to Vermillion River.	Approximately 3,500 feet upstream of 170th Street West .. At the confluence with the Vermillion River .....	+951 +870	Unincorporated Areas of Dakota County.
Tributary No. 6A to Vermillion River.	Approximately 8,700 feet upstream of 210th Street West .. At the confluence with Tributary No. 6 to Vermillion River	+890 +877	City of Farmington, Unincorporated Areas of Dakota County.
Tributary No. 6B to Vermillion River.	Approximately 4,700 feet upstream of 210th Street West .. At the confluence with Tributary No. 6 to Vermillion River	+892 +879	Unincorporated Areas of Dakota County.
Trout Brook .....	Approximately 6,170 feet upstream of the confluence with Tributary No. 6 to Vermillion River. Approximately 9,450 feet downstream of 260th Street East.	+887 +851	Unincorporated Areas of Dakota County.
Vermillion River .....	Approximately 3,600 feet upstream of 240th Street East ... Approximately 620 feet downstream of Vermillion Street (U.S. Route 61).	+982 +781	City of Farmington, City of Hastings, City of Vermillion, Unincorporated Areas of Dakota County.
	At the Scott County boundary .....	+1010	

\* 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 Apple Valley

Maps are available for inspection at 7100 West 147th Street, Apple Valley, MN 55124.

##### City of Burnsville

Maps are available for inspection at City Hall, 100 Civic Center Parkway, Burnsville, MN 55337.

##### City of Eagan

Maps are available for inspection at City Hall, 3830 Pilot Knob Road, Eagan, MN 55122.

##### City of Farmington

Maps are available for inspection at City Hall, 430 3rd Street, Farmington, MN 55024.

##### City of Hampton

Maps are available for inspection at City Hall, 5320 Lincoln Street, Hampton, MN 55031.

##### City of Hastings

Maps are available for inspection at City Hall, 101 4th Street East, Hastings, MN 55033.

##### City of Inver Grove Heights

Maps are available for inspection at City Hall, 8150 Barbara Avenue, Inver Grove Heights, MN 55077.

##### City of Lilydale

Maps are available for inspection at City Hall, 1011 Sibley Memorial Highway, Lilydale, MN 55118.

##### City of Mendota

Maps are available for inspection at City Hall, 1313 Sibley Memorial Highway, Mendota, MN 55150.

##### City of Mendota Heights

Maps are available for inspection at City Hall, 1011 Victoria Curve, Mendota Heights, MN 55118.

##### City of Northfield

Maps are available for inspection at City Hall, 801 Washington Street, Northfield, MN 55057.

##### City of Randolph

Maps are available for inspection at City Hall, 4365 292nd Street East, Randolph, MN 55065.

##### City of Rosemount

Maps are available for inspection at City Hall, 2875 145th Street West, Rosemount, MN 55068.

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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**City of South St. Paul**

Maps are available for inspection at City Hall, 125 3rd Avenue North, South St. Paul, MN 55075.

**City of Vermillion**

Maps are available for inspection at City Hall, 105 Main Street East, Vermillion, MN 55085.

**Unincorporated Areas of Dakota County**

Maps are available for inspection at the Dakota County Administration Center, 1590 Highway 55, Hastings, MN 55033.

**Steele County, Minnesota, and Incorporated Areas  
Docket No.: FEMA-B-1138**

Crane Creek .....	Approximately 400 feet upstream of the confluence with the Straight River. At Frontage Road .....	+1092 +1092	Unincorporated Areas of Steele County.
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\* 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 Steele County**

Maps are available for inspection at the Steele County Administration Center, 630 Florence Avenue, Owatonna, MN 55060.

**Clarion County, Pennsylvania (All Jurisdictions)  
Docket No.: FEMA-B-1138**

Allegheny River .....	Approximately 1.16 miles upstream of the confluence with Redbank Creek.	+837	Township of Brady.
Allegheny River .....	Approximately 2.12 miles upstream of the confluence with Redbank Creek.	+838	
Allegheny River .....	Approximately 1.38 miles downstream of the confluence with Black Fox Run.	+853	Township of Perry, Township of Toby.
Allegheny River .....	Approximately 480 feet upstream of State Route 368 .....	+868	
Allegheny River .....	Approximately 1,660 feet downstream of State Route 58 ..	+873	Township of Richland.
Allegheny River .....	Approximately 1,245 feet downstream of State Route 58 ..	+873	
Allegheny River .....	Approximately 860 feet downstream of I-80 .....	+880	
Allegheny River .....	Approximately 920 feet upstream of I-80 .....	+880	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

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

**ADDRESSES**

**Township of Brady**

Maps are available for inspection at the Brady Township Building, 141 West Liberty Road, Slippery Rock, PA 16057.

**Township of Perry**

Maps are available for inspection at the Perry Township Building, 5687 Doc Walker Road, Parker, PA 16049.

**Township of Richland**

Maps are available for inspection at the Richland Township Building, 511 Dittman Road, Emlenton, PA 16373.

**Township of Toby**

Maps are available for inspection at the Toby Township Building, 37 Simmons Road, Rimersburg, PA 16248.

**Dunn County, Wisconsin, and Incorporated Areas  
Docket No.: FEMA-B-1130**

Beaver Creek .....	Approximately 0.35 mile downstream of Main Street .....	+976	Unincorporated Areas of Dunn County, Village of Downing.
Chippewa River .....	At the St. Croix County boundary .....	+992	
Chippewa River .....	Approximately 0.3 mile downstream of the Chippewa River State Trail.	+730	Unincorporated Areas of Dunn County.
Chippewa River .....	Approximately 0.16 mile downstream of the Eau Claire County boundary.	+760	
Cranberry Creek .....	Just upstream of 650th Street .....	+737	Unincorporated Areas of Dunn County.
Cranberry Creek .....	Just upstream of 90th Avenue .....	+799	

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
Eighteen Mile Creek .....	Just downstream of State Highway 40 .....	+919	Unincorporated Areas of Dunn County, Village of Colfax.
Elk Creek .....	At the Chippewa County boundary .....	+974	Unincorporated Areas of Dunn County.
	Just upstream of 410th Avenue .....	+819	
Gilbert Creek .....	Approximately 0.2 mile downstream of County Highway EE.	+843	City of Menomonie, Unincorporated Areas of Dunn County.
	Just downstream of County Highway PN .....	+788	
Hay River .....	Just upstream of 550th Avenue .....	+821	Unincorporated Areas of Dunn County, Village of Wheeler.
	Approximately 0.3 mile upstream of County Highway D ....	+881	
Red Cedar River .....	Approximately 0.5 mile downstream of the Barron County boundary.	+1008	City of Menomonie, Unincorporated Areas of Dunn County, Village of Colfax.
	Just downstream of County Highway Y .....	+730	
South Fork Hay River .....	Approximately 1.4 miles upstream of County Highway V ..	+996	Unincorporated Areas of Dunn County.
	Approximately 0.2 mile downstream of County Highway F	+917	
South Fork Lower Pine Creek ..	Approximately 1.5 miles upstream of State Highway 64 ....	+993	Unincorporated Areas of Dunn County, Village of Ridgeland.
	At the Barron County boundary .....	+1078	
Tiffany Creek .....	Approximately 0.8 mile upstream of County Highway V ....	+1097	Unincorporated Areas of Dunn County, Village of Boyceville, Village of Downing.
	Approximately 1.8 miles downstream of East Street .....	+937	
Wilson Creek .....	At the St. Croix County boundary .....	+982	City of Menomonie, Unincorporated Areas of Dunn County, Village of Knapp.
	Just upstream of Stokke Trail .....	+814	
	At the St. Croix County boundary .....	+981	

\* 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 Menomonie

Maps are available for inspection at City Hall, 800 Wilson Avenue, Menomonie, WI 53751.

##### Unincorporated Areas of Dunn County

Maps are available for inspection at the Dunn County Government Center, 800 Wilson Avenue, Menomonie, WI 54751.

##### Village of Boyceville

Maps are available for inspection at the Village Hall, 903 Main Street, Boyceville, WI 54725.

##### Village of Colfax

Maps are available for inspection at the Village Hall, 613 Main Street, Colfax, WI 54730.

##### Village of Downing

Maps are available for inspection at the Village Hall, 306 Main Street, Downing, WI 54734.

##### Village of Knapp

Maps are available for inspection at the Village Hall, 111 Oak Street, Knapp, WI 54749.

##### Village of Ridgeland

Maps are available for inspection at 103 South Elliot Street, Ridgeland, WI 54763.

##### Village of Wheeler

Maps are available for inspection at the Village Hall, 105 West Tower Road, Wheeler, WI 54772.

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

Dated: November 14, 2011.

**Sandra K. Knight,**

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

[FR Doc. 2011-30306 Filed 11-23-11; 8:45 am]

BILLING CODE 9110-12-P

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the Secretary

#### 45 CFR Part 170

RIN 0991-AB77

### Permanent Certification Program for Health Information Technology; Revisions to ONC-Approved Accreditor Processes

**AGENCY:** Office of the National Coordinator for Health Information Technology (ONC), Department of Health and Human Services.

**ACTION:** Final rule.

**SUMMARY:** Under the authority granted to the National Coordinator for Health Information Technology by section 3001(c)(5) of the Public Health Service Act (PHSA) as added by the Health Information Technology for Economic and Clinical Health (HITECH) Act, this final rule establishes a process for addressing instances where the ONC-Approved Accreditor (ONC-AA) engages in improper conduct or does not perform its responsibilities under the permanent certification program. This rule also addresses the status of ONC-Authorized Certification Bodies (ONC-ACBs) in instances where there may be a change in the accreditation organization serving as the ONC-AA and clarifies the responsibilities of the new ONC-AA.

**DATES:** These regulations are effective December 27, 2011.

**FOR FURTHER INFORMATION CONTACT:** Steven Posnack, Director, Federal Policy Division, Office of Policy and Planning, Office of the National Coordinator for Health Information Technology, (202) 690-7151.

#### SUPPLEMENTARY INFORMATION:

##### Acronyms

CMS Centers for Medicare & Medicaid Services.

EHR Electronic Health Record.

HHS Department of Health and Human Services.

HIT Health Information Technology.

HITECH Health Information Technology for Economic and Clinical Health.

ONC Office of the National Coordinator for Health Information Technology.

ONC-AA ONC-Approved Accreditor.

ONC-ACB ONC-Authorized Certification Body.

ONC-ATCB ONC-Authorized Testing and Certification Body.

PHSA Public Health Service Act.

RFA Regulatory Flexibility Act.

SBA Small Business Administration.

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#### I. Background

##### A. Statutory Basis for the Permanent Certification Program

The Health Information Technology for Economic and Clinical Health (HITECH) Act, Title XIII of Division A and Title IV of Division B of the American Recovery and Reinvestment Act of 2009 (ARRA) (Pub. L. 111-5), amended the Public Health Service Act (PHSA) to add a new "Title XXX—Health Information Technology and Quality." Section 3001(c)(5) of the PHSA, as added by section 13101 of the HITECH Act, provides the National Coordinator for Health Information Technology (National Coordinator) with the authority to establish a certification program or programs for the voluntary certification of health information technology (HIT). Specifically, section

3001(c)(5)(A) states that the "National Coordinator, in consultation with the Director of the National Institute of Standards and Technology, shall keep or recognize a program or programs for the voluntary certification of health information technology as being in compliance with applicable certification criteria adopted under [section 3004 of the PHSA]."

##### B. Regulatory Background of the Permanent Certification Program

#### 1. Initial Set of Standards, Implementation Specifications, and Certification Criteria for EHR Technology; Interim Final and Final Rules

In accordance with section 3004(b)(1) of the PHSA, the Secretary of Health and Human Services (the Secretary) issued an interim final rule with a request for comment entitled "Health Information Technology: Initial Set of Standards, Implementation Specifications, and Certification Criteria for Electronic Health Record Technology" (75 FR 2014, Jan. 13, 2010) (the "HIT Standards and Certification Criteria interim final rule"), which adopted an initial set of standards, implementation specifications, and certification criteria. After consideration of the public comments received on the interim final rule, a final rule entitled "Health Information Technology: Initial Set of Standards, Implementation Specifications, and Certification Criteria for Electronic Health Record Technology" (75 FR 44590) (the "HIT Standards and Certification Criteria final rule") was issued on July 28, 2010 to complete the adoption of the initial set of standards, implementation specifications, and certification criteria and realign them with the final objectives and measures established for meaningful use Stage 1. On October 13, 2010, an interim final rule (75 FR 62686) was issued to remove certain implementation specifications related to public health surveillance that had been previously adopted in the HIT Standards and Certification Criteria final rule.

The standards, implementation specifications, and certification criteria adopted by the Secretary establish the capabilities that Certified Electronic Health Record (EHR) Technology must include in order to, at a minimum, support the achievement of meaningful use Stage 1 by eligible professionals and eligible hospitals<sup>1</sup> under the Medicare and Medicaid EHR Incentive Programs.

<sup>1</sup>References to "eligible hospitals" in this rule shall mean "eligible hospitals and/or critical access