

Dated: May 5, 2008.

**David L. Bibb,**

*Acting Administrator of General Services.*

■ For the reasons set out in the preamble, 41 CFR parts 301–11 and 302–17 are amended as set forth below:

#### **PART 301–11—PER DIEM EXPENSES**

■ 1. The authority citation for 41 CFR part 301–11 continues to read as follows:

**Authority:** 5 U.S.C. 5707.

##### **§ 301–11.524 [Amended]**

■ 2. Amend § 301–11.524 by removing from paragraph (a) the words “Appendices A, B, C, and D to part 302–11 of this title” and adding the words “the appropriate RIT tax table(s) located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place.

##### **§ 301–11.532 [Amended]**

■ 3. Amend § 301–11.532 by removing the words “Appendices A, B, C, and D to part 302–11 of this title” and adding the words “the appropriate RIT tax table(s) located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place.

##### **§ 301–11.535 [Amended]**

■ 4. Amend § 301–11.535 by—

■ a. Removing from paragraph (a)(1) the words “Appendices A, B, C, and D to part 302–11 of this title” and adding the words “the appropriate RIT tax table(s) located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place; and

■ b. Removing from paragraph (b) the words “Appendix B to part 302–11 of this title” and adding the words “the state RIT tax table(s) located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place.

##### **§ 301–11.624 [Amended]**

■ 5. Amend § 301–11.624 by removing from paragraph (a) the words “Appendices A, B, C, and D to part 302–11 of this title” and adding the words “the appropriate RIT tax table(s) located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place.

##### **§ 301–11.632 [Amended]**

■ 6. Amend § 301–11.632 by removing the words “Appendices A, B, C, and D to part 302–11 of this title” and adding the words “the appropriate RIT tax table(s) located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place.

##### **§ 301–11.635 [Amended]**

■ 7. Amend § 301–11.635 by—

■ a. Removing from paragraph (a) the words “Appendices A, B, C, and D to part 302–11 of this title” and adding the words “the appropriate RIT tax table(s) located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place; and

■ b. Removing from paragraph (b) the words “Appendix B to part 302–11 of

this title” and adding the words “the state RIT tax table(s) located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place.

#### **PART 302–17—RELOCATION INCOME TAX (RIT) ALLOWANCE**

■ 8. The authority citation for 41 CFR part 302–17 is amended to read as follows:

**Authority:** 5 U.S.C. 5738; 20 U.S.C. 905(a); E.O. 11609, as amended, 36 FR 13747, 3 CFR, 1971–1975 Comp., p. 586.

##### **§ 302–17.5 [Amended]**

■ 9. Amend § 302–17.5 by removing from the second sentence of paragraph (i) the words “provided in appendices A through D of this part” and adding the words “located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin) (see § 302–17.14)” in its place.

■ 10. Amend § 302–17.8 by—

■ a. Removing from the last sentence of paragraph (a), the words “in Appendices A, B, and C of this part” and adding the words “in an annual Federal Travel Regulation (FTR) Bulletin (located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin))” in its place;

■ b. Removing from the first sentence of paragraph (e)(1) the words “contained in appendices A and C of this part” and adding the words “located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place; removing from the second sentence the words “(see appendix A of this part)” and adding the words “(see the appropriate RIT tax table(s) located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin))” in its place; also, removing from the second sentence the words “(see appendix C of this part)” and adding the words “(see the appropriate RIT tax table(s) located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin))” in its place; and removing from the fifth sentence the words “appendices A and C of this part” and adding the words “the appropriate RIT tax table(s) located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place;

■ c. Removing from the first sentence of paragraph (e)(2)(i) the words “in appendix B of this part” and adding the words “located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place;

■ d. Removing from the first sentence of paragraph (e)(2)(ii) the words “in appendix B of this part” and adding the words “located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place and removing from the third sentence of paragraph (e)(2)(ii) the words “appendix B of this part” and adding the words “located at

[www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place;

■ e. Removing from the last sentence of paragraph (e)(4)(i)(A) the words “contained in Appendix D of this part” and adding the words “located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place; and

■ f. Removing from the third sentence of paragraph (e)(5) the words “prescribed in appendix B of this part” and adding the words “located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place.

##### **§ 302–17.10 [Amended]**

■ 11. Amend § 302–17.10 by removing from paragraph (a) the words “appendices A, B, and C of 41 CFR Part 302–17” and adding the words “the appropriate RIT tax table(s) located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin)” in its place.

■ 12. Add § 302–17.14 to read as follows.

##### **§ 302–17.14 Where can I find the tax tables used for calculating the relocation income tax (RIT) allowances?**

The annual tax tables for Federal, State, and Puerto Rico needed for calculating RIT allowance are published annually as an FTR Bulletin. These Bulletins are located at [www.gsa.gov/ftrbulletin](http://www.gsa.gov/ftrbulletin). A notice announcing each new Bulletin will be published in the **Federal Register**.

##### **Appendices A through D to part 302–17 [Removed]**

■ 13. Remove Appendices A through D to Part 302–17.

[FR Doc. E8–14276 Filed 6–24–08; 8:45 am]

**BILLING CODE 6820–14–S**

## **DEPARTMENT OF HOMELAND SECURITY**

### **Federal Emergency Management Agency**

#### **44 CFR Part 67**

#### **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 on 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:** William R. Blanton, Jr., Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-3151.

**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 Assistant Administrator of the Mitigation Directorate 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 Modified	Communities affected
<b>Sonoma County, California and Incorporated Areas</b> <b>Docket No.: FEMA-B-7751 and FEMA-D-7644</b>			
Mount Hood Creek .....	Approximately 0.38 mile downstream of Sonoma Highway (State Route 12).	+468	City of Santa Rosa.
Petaluma River .....	At Sonoma Highway (State Route 12) .....	+495	City of Petaluma.
	Approximately 400 feet south of the intersection of South McDowell Boulevard and Cader Lane.	+9	
Laguna de Santa Rosa Creek ..	At downstream side of Redwood Highway South (US Route 101).	+97	City of Rohnert Park.
	Approximately 0.80 mile upstream of Redwood Highway South.	+100	
Russian River (Area behind Railroad Avenue/Kelly Road levees).	Approximately 1.5 miles downstream of Crocker Road .....	+285	Unincorporated Areas of Sonoma County.
	Approximately 1,550 feet downstream of Crocker Road ....	+300	

# Depth in feet above ground.

+ North American Vertical Datum.

\* National Geodetic Vertical Datum.

#### ADDRESSES

##### City of Petaluma

Maps are available for inspection at Petaluma City Hall, 11 English Street, Petaluma, California.

##### City of Rohnert Park

Maps available for inspection at the Rohnert Park City Public Works Department, 6750 Commerce Boulevard, Rohnert Park, California.

##### City of Santa Rosa

Maps are available for inspection at Santa Rosa City Hall, 100 Santa Rosa Avenue, Santa Rosa, California.

##### Unincorporated Areas of Sonoma County

Maps are available for inspection at Sonoma County Engineering Division, 2550 Ventura Avenue, Santa Rosa, California.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
<b>Avery County, North Carolina and Incorporated Areas</b> <b>Docket No.: FEMA-D-7676, FEMA-D-7808, FEMA-B-7746, FEMA-B-7763</b>			
Anthony Creek .....	Approximately 140 feet upstream of Anthony Creek Road (SR 1362).	+1,720	Avery County (Unincorporated Areas).
	Approximately 1,100 feet upstream of Anthony Creek Road (SR 1362).	+1,753	
Beech Creek .....	At the confluence with Watauga River .....	+2,444	Unincorporated Areas of Avery County.
	Approximately 1,100 feet upstream of the confluence of Buckeye Creek.	+2,776	
Bill White Creek .....	At the confluence with Linville River .....	+3,274	Avery County (Unincorporated Areas).
	Approximately 1.2 miles upstream of the confluence with Linville River.	+3,331	
Brushy Creek .....	At the confluence with North Toe River .....	+2,622	Unincorporated Areas of Avery County.
	Approximately 2.0 miles upstream of the confluence with North Toe River.	+2,792	
Buckeye Creek .....	At the confluence with Beech Creek .....	+2,731	Unincorporated Areas of Avery County.
	Approximately 950 feet upstream of the confluence of Clingman Mine Branch.	+2,940	
Cary Flat Branch .....	At the confluence with Wilson Creek .....	+2,047	Avery County (Unincorporated Areas).
	Approximately 720 feet upstream of the confluence with Wilson Creek.	+2,057	
Clark Branch .....	At the confluence with Mill Timber Creek .....	+3,325	Avery County (Unincorporated Areas).
	Approximately 0.7 mile upstream of East Crossnore Drive	+3,362	
Clear Creek .....	At the confluence with North Toe River .....	+2,776	Unincorporated Areas of Avery County.
	Approximately 1,300 feet upstream of the confluence with North Toe River.	+2,816	
Cranberry Creek .....	At the confluence with Elk River .....	+2,898	Unincorporated Areas of Avery County.
	Approximately 0.5 mile upstream of Substation Road .....	+3,113	
Crossnore Creek .....	At the confluence with Mill Timber Creek .....	+3,323	Avery County (Unincorporated Areas), Town of Crossnore.
	Approximately 60 feet downstream of Henson Street .....	+3,408	
Curtis Creek .....	At the confluence with Elk River .....	+3,036	Unincorporated Areas of Avery County.
	Approximately 170 feet downstream of Alton Palmer Road (State Road 1324).	+3,249	
Elk River .....	At the North Carolina/Tennessee state boundary .....	+2,693	Unincorporated Areas of Avery County, Town of Banner Elk.
	Approximately 0.5 mile downstream of Glove Factory Lane.	+3,673	
Elk River Tributary 1 .....	At the North Carolina/Tennessee state boundary .....	+2,772	Unincorporated Areas of Avery County.
	Approximately 0.7 mile upstream of North Carolina/Tennessee State boundary.	+3,198	
Fall Creek .....	At the confluence with Elk River .....	+2,713	Unincorporated Areas of Avery County.
	Approximately 0.8 mile upstream of the confluence with Elk River.	+3,174	
Gragg Prong Creek .....	At the confluence with Lost Cove Creek .....	+1,707	Unincorporated Areas of Avery County.
	Approximately 1,350 feet upstream of the confluence with Webb Creek.	+2,199	
Hanging Rock Creek .....	At the confluence with Elk River .....	+3,658	Unincorporated Areas of Avery County, Town of Banner Elk.
	Approximately 160 feet downstream of Dobbins Road (State Road 1337).	+3,848	

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Harper Creek .....	At the Avery/Caldwell County boundary .....	+1,800	Avery County (Unincorporated Areas).
	At the confluence of South Harper and North Harper Creeks.	+1,816	
Henson Creek .....	At the confluence with North Toe River .....	+2,838	Unincorporated Areas of Avery County.
	Approximately 700 feet upstream of Henson Creek Road (State Road 1126).	+3,351	
Horney Creek .....	At the confluence with Elk River .....	+3,391	Unincorporated Areas of Avery County, Town of Banner Elk.
	Approximately 1,620 feet upstream of Banner Elk Highway/US-194.	+3,586	
Horse Bottom Creek .....	At the confluence with Hanging Rock Creek .....	+3,686	Unincorporated Areas of Avery County, Town of Banner Elk.
	Approximately 650 feet upstream of Guignard Lane .....	+3,774	
Hull Branch .....	At the confluence of South Harper Creek .....	+2,279	Avery County (Unincorporated Areas).
	Approximately 450 feet upstream of the confluence with South Harper Creek.	+2,285	
Kentucky Creek .....	At the confluence with North Toe River .....	+3,590	Unincorporated Areas of Avery County, Town of Newland.
	Approximately 0.5 mile upstream of Damon Vance Lane ..	+3,762	
Linville River (downstream) .....	Approximately 0.3 mile downstream of the Avery/Burke County boundary.	+3,206	Avery County (Unincorporated Areas).
	Approximately 1.1 miles upstream of River Road .....	+3,573	
Linville River (upstream) .....	Approximately 50 feet downstream of Highland Mist Road	+3,695	Avery County (Unincorporated Areas), Village of Grandfather Village.
	At the confluence of Big Grassy Creek .....	+3,834	
Little Elk Creek .....	At the confluence with Elk River .....	+2,865	Unincorporated Areas of Avery County, Town of Elk Park.
	Approximately 0.8 mile upstream of Little Elk Road (State Road 1173).	+3,716	
Little Elk Creek Tributary 1 .....	At the confluence with Little Elk Creek .....	+2,897	Unincorporated Areas of Avery County, Town of Elk Park.
	Approximately 140 feet upstream of Brooks Shell Road (State Road 1171).	+3,564	
Little Elk Creek Tributary 1A ....	At the confluence with Little Elk Creek Tributary 1 .....	+3,098	Unincorporated Areas of Avery County, Town of Elk Park.
	Approximately 1,420 feet upstream of Brooks Shell Road (State Road 1171).	+3,445	
Little Elk Creek Tributary 2 .....	At the confluence with Little Elk Creek .....	+3,037	Unincorporated Areas of Avery County, Town of Elk Park.
	Approximately 260 feet upstream of Cliff Taylor Lane .....	+3,146	
Lost Cove Creek .....	At the Avery/Caldwell County boundary .....	+1,580	Avery County (Unincorporated Areas).
	Approximately 2.1 miles upstream of the confluence with Gragg Prong Creek.	+1,947	
Mill Timber Creek .....	At the confluence with Linville River .....	+3,315	Avery County (Unincorporated Areas).
	Approximately 150 feet downstream of U.S. 221 .....	+3,362	
North Toe River .....	Approximately 1.3 miles downstream of the confluence of Brushy Creek.	+2,604	Unincorporated Areas of Avery County, Town of Newland.
	At the confluence of Hickorynut Branch .....	+3,770	
Plumtree Creek .....	At the confluence with North Toe River .....	+2,865	Unincorporated Areas of Avery County.
	Approximately 1.0 mile upstream of US-19 .....	+2,957	
Roaring Creek .....	At the confluence with North Toe River .....	+2,966	Unincorporated Areas of Avery County.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
	Approximately 2.7 miles upstream of Roaring Creek Road (State Road 1132).	+4,240	
Rockhouse Creek .....	At the confluence with Lost Cove Creek .....	+1,580	Avery County (Unincorporated Areas).
	Approximately 0.5 mile upstream of the Avery/Caldwell County boundary.	+1,639	
Shawneehaw Creek .....	Approximately 300 feet upstream of the confluence with Elk River.	+3,644	Unincorporated Areas of Avery County, Town of Banner Elk.
	Approximately 270 feet upstream of Gualtney Road (State Road 1335).	+3,962	
Shawneehaw Creek Tributary 1 .....	At the confluence with Shawneehaw Creek .....	+3,813	Unincorporated Areas of Avery County, Town of Banner Elk.
	Approximately 880 feet upstream of Balm Highway/US-194.	+3,871	
Shoemaker Creek .....	At the confluence with Shawneehaw Creek .....	+3,796	Unincorporated Areas of Avery County, Town of Banner Elk.
	Approximately 400 feet upstream of Shoemaker Road .....	+3,882	
South Harper Creek .....	At the confluence with Harper Creek .....	+1,816	Avery County (Unincorporated Areas).
	Approximately 320 feet upstream of the confluence of Hull Branch.	+2,284	
Stamey Branch .....	At the confluence with Linville River .....	+3,263	Avery County (Unincorporated Areas).
	Approximately 0.6 mile upstream of the confluence with Linville River.	+3,281	
Sugar Creek .....	Approximately 150 feet upstream of the confluence with Elk River.	+3,681	Unincorporated Areas of Avery County, Town of Banner Elk.
	Approximately 1,250 feet upstream of Mac Lane .....	+3,727	
Threemile Creek .....	At the confluence with North Toe River .....	+2,756	Unincorporated Areas of Avery County.
	Approximately 0.8 mile upstream of Greenway Lane .....	+2,853	
Trivett Branch .....	At the North Carolina/Tennessee state boundary .....	+2,644	Unincorporated Areas of Avery County.
	Approximately 700 feet upstream of the confluence with Trivett Branch Tributary 3.	+2,995	
Trivett Branch Tributary 1 .....	At the North Carolina/Tennessee state boundary .....	+2,633	Unincorporated Areas of Avery County.
	Approximately 700 feet upstream of the confluence of Trivett Branch Tributary 1A.	+2,841	
Trivett Branch Tributary 1A .....	At the confluence with Trivett Branch Tributary 1 .....	+2,760	Unincorporated Areas of Avery County.
	Approximately 720 feet upstream of the confluence with Trivett Branch Tributary 1.	+2,890	
Trivett Branch Tributary 2 .....	At the confluence with Trivett Branch .....	+2,650	Unincorporated Areas of Avery County.
	Approximately 1,150 feet upstream of the confluence with Trivett Branch.	+2,754	
Trivett Branch Tributary 3 .....	At the confluence with Trivett Branch .....	+2,968	Unincorporated Areas of Avery County.
	Approximately 370 feet upstream of Dark Ridge Road (State Road 1310).	+2,998	
Watauga River .....	At the North Carolina/Tennessee state boundary .....	+2,142	Unincorporated Areas of Avery County.
	At the confluence of Beech Creek .....	+2,446	
Webb Creek .....	At the confluence with Gragg Prong Creek .....	+2,172	Avery County (Unincorporated Areas).
	Approximately 475 feet upstream of Webb Creek Road ....	+2,396	
Whitehead Creek .....	At the confluence with Elk River .....	+3,404	Unincorporated Areas of Avery County, Town of Banner Elk,
	Approximately 100 feet upstream of Tumbling Brook Drive	+3,764	
West Fork Linville River .....	Approximately 670 feet upstream of Joe Hartley Road .....	+3,684	Avery County (Unincorporated Areas).
	Approximately 0.4 mile upstream of Joe Hartley Road .....	+3,712	

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground Modified	Communities affected
Wilson Creek .....	At the Avery/Caldwell County boundary .....	+1,670	Avery County (Unincorporated Areas).
	Approximately 500 feet upstream of the confluence with Cary Flat Branch.	+2,056	

+ North American Vertical Datum.

\* National Geodetic Vertical Datum.

# Depth in feet above ground.

#### ADDRESSES

##### Avery County (Unincorporated Areas)

Maps are available for inspection at the Avery County Courthouse, 100 Montezuma Street, Newland, North Carolina.

##### Town of Banner Elk

Maps are available for inspection at the Banner Elk Town Hall, 200 Park Avenue, Banner Elk, North Carolina.

##### Town of Crossnore

Maps are available for inspection at the Crossnore Town Hall, 1 Circle Drive, Crossnore, North Carolina.

##### Town of Elk Park

Maps are available for inspection at the Elk Park Town Hall, 169 Winters Street, Elk Park North Carolina.

##### Town of Newland

Maps are available for inspection at the Newland Town Hall, 301 Cranberry Street, Newland, North Carolina.

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

Dated: June 17, 2008.

**David I. Maurstad,**

*Federal Insurance Administrator of the National Flood Insurance Program,  
Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. E8-14326 Filed 6-24-08; 8:45 am]

**BILLING CODE 9110-12-P**

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### 44 CFR Part 67

#### 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 on 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:

William R. Blanton, Jr., Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-3151.

**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 Assistant Administrator of the Mitigation Directorate 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: