

## EPA-APPROVED REGULATIONS IN THE DELAWARE SIP

State citation	Title/subject	State effective date	EPA approval date	Additional explanation
<b>Regulation 1 Definitions and Administrative Principles</b>				
* Section 2 .....	* Definitions .....	* 02/11/2003	* 11/1/2005 [Insert page number where the document begins].	* Added definition of PM2.5.
* .....	* .....	* .....	* .....	* .....
<b>Regulation 3 Ambient Air Quality Standards</b>				
* Section 1 .....	* General Provisions .....	* 02/11/2003	* 11/1/2005 [Insert page number where the document begins].	* Addition of section 1.6.j.
* .....	* .....	* .....	* .....	* .....
* Section 6 .....	* Ozone .....	* 02/11/2003	* 11/1/2005 [Insert page number where the document begins].	* Addition to section 6.1—"This standard shall be applicable to New Castle and Kent Counties." Addition of section 6.2.
* .....	* .....	* .....	* .....	* .....
* Section 11 .....	* PM10 and PM2.5 Particulates .....	* 02/11/2003	* 11/1/2005 [Insert page number where the document begins].	* Section title added "and PM2.5." Addition of sections 11.2.a. and 11.2.b.
* .....	* .....	* .....	* .....	* .....

\* \* \* \* \*

[FR Doc. 05-21751 Filed 10-31-05; 8:45 am]

BILLING CODE 6560-50-P

**DEPARTMENT OF HOMELAND SECURITY****Federal Emergency Management Agency****44 CFR Part 64****[Docket No. FEMA-7899]****Suspension of Community Eligibility**

**AGENCY:** Department of Homeland Security, Federal Emergency Management Agency (FEMA), Mitigation Division.

**ACTION:** Final rule.

**SUMMARY:** This rule identifies communities, where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP), that are scheduled for suspension on the effective dates listed within this rule because of noncompliance with the floodplain management requirements of the program. If FEMA receives documentation that the community has

adopted the required floodplain management measures prior to the effective suspension date given in this rule, the suspension will not occur and a notice of this will be provided by publication in the **Federal Register** on a subsequent date.

**DATES: Effective Dates:** The effective date of each community's scheduled suspension is the third date ("Susp.") listed in the third column of the following tables.

**ADDRESSES:** If you want to determine whether a particular community was suspended on the suspension date, contact the appropriate FEMA Regional Office or the NFIP servicing contractor.

**FOR FURTHER INFORMATION CONTACT:** Michael M. Grimm, Mitigation Division, 500 C Street SW., Room 412, Washington, DC 20472, (202) 646-2878.

**SUPPLEMENTARY INFORMATION:** The NFIP enables property owners to purchase flood insurance which is generally not otherwise available. In return, communities agree to adopt and administer local floodplain management aimed at protecting lives and new construction from future flooding. Section 1315 of the National Flood Insurance Act of 1968, as amended, 42 U.S.C. 4022, prohibits flood insurance

coverage as authorized under the NFIP, 42 U.S.C. 4001 *et seq.*; unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed in this document no longer meet that statutory requirement for compliance with program regulations, 44 CFR part 59 *et seq.* Accordingly, the communities will be suspended on the effective date in the third column. As of that date, flood insurance will no longer be available in the community. However, some of these communities may adopt and submit the required documentation of legally enforceable floodplain management measures after this rule is published but prior to the actual suspension date. These communities will not be suspended and will continue their eligibility for the sale of insurance. A notice withdrawing the suspension of the communities will be published in the **Federal Register**.

In addition, FEMA has identified the Special Flood Hazard Areas (SFHAs) in these communities by publishing a Flood Insurance Rate Map (FIRM). The date of the FIRM, if one has been published, is indicated in the fourth column of the table. No direct Federal financial assistance (except assistance

pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act not in connection with a flood) may legally be provided for construction or acquisition of buildings in identified SFHAs for communities not participating in the NFIP and identified for more than a year, on FEMA's initial flood insurance map of the community as having flood-prone areas (section 202(a) of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4106(a), as amended). This prohibition against certain types of Federal assistance becomes effective for the communities listed on the date shown in the last column. The Administrator finds that notice and public comment under 5 U.S.C. 553(b) are impracticable and unnecessary because communities listed in this final rule have been adequately notified.

Each community receives 6-month, 90-day, and 30-day notification letters addressed to the Chief Executive Officer stating that the community will be suspended unless the required floodplain management measures are met prior to the effective suspension date. Since these notifications were

made, this final rule may take effect within less than 30 days.

#### National Environmental Policy Act

This rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Considerations. No environmental impact assessment has been prepared.

#### Regulatory Flexibility Act

The Administrator has determined that this rule is exempt from the requirements of the Regulatory Flexibility Act because the National Flood Insurance Act of 1968, as amended, 42 U.S.C. 4022, prohibits flood insurance coverage unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed no longer comply with the statutory requirements, and after the effective date, flood insurance will no longer be available in the communities unless remedial action takes place.

#### Regulatory Classification

This final rule is not a significant regulatory action under the criteria of

section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

#### Paperwork Reduction Act

This rule does not involve any collection of information for purposes of the Paperwork Reduction Act, 44 U.S.C. 3501 *et seq.*

#### List of Subjects in 44 CFR Part 64.

Flood insurance, Floodplains.

■ Accordingly, 44 CFR part 64 is amended as follows:

#### PART 64—[AMENDED]

■ 1. The authority citation for Part 64 continues to read as follows:

**Authority:** 42 U.S.C. 4001 *et seq.*; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp.; p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp.; p. 376.

#### § 64.6 [Amended]

■ 2. The tables published under the authority of § 64.6 are amended as follows:

State and location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current effective map date	Date certain Federal assistance no longer available in SFHAs
<b>Region I</b>				
Maine: Windsor, Town of, Kennebec County..	230251	January 29, 1976, Emerg; February 4, 1987, Reg; November 3, 2005, Susp.	02/04/1987 .....	11/03/2005
<b>Region IV</b>				
North Carolina:				
Jacksonville, City of, Onslow County. ...	370178	February 24, 1975, Emerg; February 15, 1985, Reg; November 3, 2005, Susp.	11/03/2005 .....	Do.
North Topsail Beach, Town of, Onslow County..	370466	June 15, 1990, Emerg; June 15, 1990, Reg; November 3, 2005, Susp.	.....do .....	Do.
Onslow County, Unincorporated Areas.	370340	April 7, 1975, Emerg; July 2, 1987, Reg; November 3, 2005, Susp.	.....do .....	Do.
Richlands, Town of, Onslow County. ....	370341	March 17, 1980, Emerg; July 3, 1986, Reg; November 3, 2005, Susp.	.....do .....	Do.
Swansboro, Town of, Onslow County. ..	370179	April 11, 1975, Emerg; October 18, 1983, Reg; November 3, 2005, Susp.	.....do .....	Do.

\*do- = Ditto

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

Dated: October 25, 2005.

**Michael K. Buckley,**

*Deputy Director, Mitigation Division, Federal Emergency Management Agency.*

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#### FEDERAL COMMUNICATIONS COMMISSION

#### 47 CFR Part 54

[CC Docket Nos. 96-45; 02-6; WC Docket 02-60; 03-109; FCC 05-178]

#### Federal-State Joint Board on Universal Service

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** In this document, the Commission takes immediate steps to assist the victims of Hurricane Katrina by making available approximately \$211 million of targeted support from the Universal Service Fund ("USF") for reconstruction and remediation relating to the restoration of telecommunications services. We expect that these measures will help the victims of Hurricane Katrina recover from the catastrophic damage and help the affected communities rebuild.