

NW., Washington, DC 20460” and adding in its place “Document Control Office (DCO) (7407M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001” in §§ 721.11(b) introductory text, 721.30(b) introductory text, and 721.185(b)(1).

#### **PART 723—[AMENDED]**

■ 12. The authority citation for part 723 continues to read as follows:

**Authority:** 15 U.S.C. 2604.

#### **§ 723.50 [Amended]**

■ 13. Section 723.50, paragraph (e)(1) is amended as follows:

■ a. By removing the phrase “TSCA Document Control Officer (7407), Office of Pollution Prevention and Toxics, U.S. Environmental Protection Agency, Room G–099, 1200 Pennsylvania Ave., NW., Washington, DC 20460” and adding in its place “TSCA Document Control Officer, Document Control Office (DCO) (7407M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001”.

■ b. By removing the phrase “EPA by writing the Environmental Assistance Division, (7408), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460, or by calling the TSCA Assistance Information Service at (202) 554–1404; TDD (202) 554–0551; online service modem (202) 554–5603” and adding its place “the Environmental Assistance Division (7408M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001; telephone number: (202) 554–1404; e-mail address: *TSCA-Hotline@epa.gov*”.

#### **§ 723.175 [Amended]**

■ 14. By removing the phrase “Document Control Office (7407), Office of Pollution Prevention and Toxics, U.S. Environmental Protection Agency, Room G–099, 1200 Pennsylvania Ave., NW., Washington, DC 20460” and adding in its place “Document Control Office (DCO) (7407M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001” in § 723.175(i)(3).

#### **PART 761—[AMENDED]**

■ 15. The authority citation for part 761 continues to read as follows:

**Authority:** 15 U.S.C. 2605, 2607, 2611, 2614, and 2616.

#### **§§ 761.185 and 761.187 [Amended]**

■ 16. By removing the phrase “Document Control Office (7407), Office of Pollution Prevention and Toxics, U.S. Environmental Protection Agency, Room G–099, 1200 Pennsylvania Ave., NW., Washington, DC 20460” and adding in its place “Document Control Office (DCO) (7407M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001” in §§ 761.185(f) and 761.187(d).

#### **PART 790—[AMENDED]**

■ 17. The authority citation for part 790 continues to read as follows:

**Authority:** 15 U.S.C. 2603.

#### **§ 790.5 [Amended]**

■ 18. By removing the phrase “Document Control Office (7407), Office of Pollution Prevention and Toxics, U.S. Environmental Protection Agency, Room G–099, 1200 Pennsylvania Ave., NW., Washington, DC 20460” and adding in its place “Document Control Office (DCO) (7407M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001” in § 790.5(b).

#### **PART 799—[AMENDED]**

■ 19. The authority citation for part 799 continues to read as follows:

**Authority:** 15 U.S.C. 2603, 2611, 2625.

#### **§ 799.5 [Amended]**

■ 20. By removing the phrase “Document Control Office (7407), Office of Pollution Prevention and Toxics, U.S. Environmental Protection Agency, Room G–099, 1200 Pennsylvania Ave., NW., Washington, DC 20460” and adding in its place “Document Control Office (DCO) (7407M), Office of Pollution Prevention and Toxics (OPPT), Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460–0001” in § 799.5.

[FR Doc. E6–9078 Filed 6–9–06; 8:45 am]

**BILLING CODE 6560–50–S**

## **DEPARTMENT OF HOMELAND SECURITY**

### **Federal Emergency Management Agency**

#### **44 CFR Part 64**

[Docket No. FEMA–7929]

#### **Suspension of Community Eligibility**

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

**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.

**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.

**FOR FURTHER INFORMATION CONTACT:** William H. Lesser, Mitigation Division, 500 C Street SW., Washington, DC 20472, (202) 646–2807.

**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.

*Executive Order 13132, Federalism*. This rule involves no policies that have federalism implications under Executive Order 13132.

*Executive Order 12988, Civil Justice Reform*. This rule meets the applicable standards of Executive Order 12988.

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

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

Flood insurance, Floodplains.

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

**PART 64—[AMENDED]**

■ 1. The authority citation for part 64 is revised 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]**

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

State and location	Community No.	Effective date authorization/cancellation of sale of flood insurance in community	Current effective map date	Date certain Federal assistance no longer available in SFHAs
<b>Region III</b>				
Virginia:				
Fairfax, City of, Independent City .....	515524	May 8, 1970, Emerg; December 17, 1971, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
<b>Region IV</b>				
North Carolina:				
Bald Head Island, Village of, Brunswick County.	370442	February 26, 1986, Emerg; May 15, 1986, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Belville, Town of, Brunswick County .....	370545	September 15, 2004, Emerg; June 2, 2006, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Boiling Spring Lake, City of, Brunswick County.	370453	March 2, 1989, Emerg; March 2, 1989, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Bolivia, Town of, Brunswick County .....	370394	May 19, 2005, Emerg; June 2, 2006, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Bolton, Town of, Columbus County .....	370295	September 23, 1977, Emerg; July 1, 1987, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Brunswick County, Unincorporated Areas	370295	July 7, 1975, Emerg; May 15, 1987, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Calabash, Town of, Brunswick County ....	370395	June 9, 1986, Emerg; February 4, 1988, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Carolina Shores, Town of, Brunswick County.	370517	January 26, 1999, Emerg; January 26, 1999, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Caswell Beach, Town of, Brunswick County.	370391	May 6, 1976, Emerg; January 17, 1986, Reg; June 2, 2006, Susp.	06/02/06	06/02/06

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
Cerro Gordo, Town of, Columbus County	370311	October 10, 1975, Emerg; July 3, 1986, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Chadbourn, Town of, Columbus County ..	370065	July 9, 1975, Emerg; September 30, 1987, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Columbus County, Unincorporated Areas	370305	July 6, 1979, Emerg; June 3, 1991, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Fair Bluff, Town of, Columbus County .....	370067	April 29, 1975, Emerg; June 1, 1987, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Holden Beach, Town of, Brunswick County.	375352	March 19, 1971, Emerg; May 26, 1972, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Lake Waccamaw, Town of, Columbus County.	370069	July 2, 1975, Emerg; June 3, 1986, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Leland, Town of, Brunswick County .....	370471	October 19, 1992, Emerg; October 19, 1992, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Navassa, Town of, Brunswick County .....	370593	May 19, 2005, Emerg; June 2, 2006, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Northwest, City of, Brunswick County .....	370513	November 12, 1998, Emerg; November 12, 1998, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Oak Island, Town of, Brunswick County ..	370523	July 1, 1999, Emerg; July 1, 1999, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Shalotte, Town of, Brunswick County .....	370388	July 1, 1975, Emerg; January 3, 1986, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Southport, City of, Brunswick County .....	370028	April 11, 1973, Emerg; April 15, 1977, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
St. James, Town of, Brunswick County ...	370530	June 27, 2000, Emerg; June 27, 2000, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Sunset Beach, Town of, Brunswick County.	375359	October 15, 1971, Emerg; November 17, 1972, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Tabor City, Town of, Columbus County ...	370070	January 29, 1975, Emerg; July 17, 1986, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Varnamtown, Town of, Brunswick County	370648	May 30, 2001, Emerg; May 30, 2001, Reg; June 2, 2006, Susp.	06/02/06	06/02/06
Whiteville, City of, Columbus County .....	370071	September 3, 1974, Emerg; July 1, 1991, Reg; June 2, 2006, Susp.	06/02/06	06/02/06

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

Dated: May 30, 2006.

**Michael K. Buckley,**  
Deputy Director, Mitigation Division, Federal  
Emergency Management Agency, Department  
of Homeland Security.

[FR Doc. E6-9051 Filed 6-9-06; 8:45 am]

BILLING CODE 9110-12-P

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### 44 CFR Part 65

[Docket No. FEMA-D-7585]

#### Changes in Flood Elevation Determinations

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

**ACTION:** Interim rule.

**SUMMARY:** This interim rule lists communities where modification of the Base (1% annual chance) Flood

Elevations (BFEs) is appropriate because of new scientific or technical data. New flood insurance premium rates will be calculated from the modified BFEs for new buildings and their contents.

**DATES:** These modified BFEs are currently in effect on the dates listed in the table and revise the Flood Insurance Rate Map(s) (FIRMs) in effect prior to this determination for each listed community.

From the date of the second publication of these changes in a newspaper of local circulation, any person has ninety (90) days in which to request through the community that the Director reconsider the changes. The modified elevations may be changed during the 90-day period.

**ADDRESSES:** The modified 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., CFM, Acting Section Chief, Engineering Management Section, Mitigation Division, 500 C

Street, SW., Washington, DC 20472, (202) 646-3151.

**SUPPLEMENTARY INFORMATION:** The modified BFEs are not listed for each community in this interim rule. However, the address of the Chief Executive Officer of the community where the modified BFE determinations are available for inspection is provided.

Any request for reconsideration must be based upon knowledge of changed conditions, or upon new scientific or technical data.

The modifications are made pursuant to Section 201 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are in accordance with the National Flood Insurance Act of 1968, 42 U.S.C. 4001 *et seq.*, and with 44 CFR part 65.

For rating purposes, the currently effective community number is shown and must be used for all new policies and renewals.

The modified BFEs are the basis for the floodplain management measures that the community is required to either adopt or to show evidence of being already in effect in order to qualify or to remain qualified for participation in