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**§ 52.1188 [Removed and Reserved]**

## ■ 3. Remove and reserve § 52.1188.

[FR Doc. 2010-6486 Filed 3-24-10; 8:45 am]

BILLING CODE 6560-50-P

**DEPARTMENT OF HOMELAND SECURITY****Federal Emergency Management Agency****44 CFR Part 64**

[Docket ID FEMA-2010-000; Internal Agency Docket No. FEMA-8123]

**Suspension of Community Eligibility****AGENCY:** Federal Emergency Management Agency, DHS.**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 the Federal Emergency Management Agency (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.

**FOR FURTHER INFORMATION CONTACT:** If you want to determine whether a particular community was suspended on the suspension date or for further information, contact David Stearrett, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2953.

**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. 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 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>				
Rhode Island:				
Jamestown, Town of, Newport County	445399	November 20, 1970, Emerg; April 21, 1972, Reg; April 5, 2010, Susp..	Apr. 2, 2010 .....	Apr. 5, 2010.
Little Compton, Town of, Newport County.	440035	May 9, 1975, Emerg; August 17, 1981, Reg; April 5, 2010, Susp..	.....do .....	Do.
Middletown, Town of, Newport County	445401	September 11, 1970, Emerg; April 9, 1971, Reg; April 5, 2010, Susp..	.....do .....	Do.
Newport, City of, Newport County .....	445403	June 19, 1970, Emerg; December 4, 1970, Reg; April 5, 2010, Susp..	.....do .....	Do.
Portsmouth, Town of, Newport County	445405	July 30, 1971, Emerg; August 24, 1973, Reg; April 5, 2010, Susp..	.....do .....	Do.
Tiverton, Town of, Newport County .....	440012	August 18, 1972, Emerg; May 2, 1977, Reg; April 5, 2010, Susp..	.....do .....	Do.
<b>Region II</b>				
New York:				
Dansville, Village of, Livingston County	360383	April 17, 1973, Emerg; November 1, 1978, Reg; April 5, 2010, Susp..	.....do .....	Do.
Sparta, Town of, Livingston County .....	361288	March 6, 1980, Emerg; August 27, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
<b>Region V</b>				
Illinois:				
Andalusia, Village of, Rock Island County.	170583	February 18, 1975, Emerg; January 20, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Amboy, City of, Lee County .....	170414	April 8, 1975, Emerg; April 15, 1988, Reg; April 5, 2010, Susp..	.....do .....	Do.
Carbon Cliff, Village of, Rock Island County.	170584	May 23, 1975, Emerg; June 1, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Coal Valley, Village of, Rock Island and Henry Counties.	170585	September 26, 1974, Emerg; December 4, 1979, Reg; April 5, 2010, Susp..	.....do .....	Do.
Cordova, Village of, Rock Island County	170586	April 18, 1975, Emerg; December 1, 1981, Reg; April 5, 2010, Susp..	.....do .....	Do.
East Moline, City of, Rock Island County.	170587	March 5, 1976, Emerg; October 15, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Hillsdale, Village of, Rock Island County	170589	February 11, 1974, Emerg; July 19, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Lee County, Unincorporated Areas .....	170413	June 6, 1975, Emerg; April 15, 1988, Reg; April 5, 2010, Susp..	.....do .....	Do.
Milan, Village of, Rock Island County ...	170590	April 3, 1975, Emerg; March 18, 1980, Reg; April 5, 2010, Susp..	.....do .....	Do.
Moline, City of, Rock Island County .....	170591	March 4, 1975, Emerg; February 1, 1980, Reg; April 5, 2010, Susp..	.....do .....	Do.
Nelson, Village of, Lee County .....	170418	September 30, 1976, Emerg; April 15, 1988, Reg; April 5, 2010, Susp..	.....do .....	Do.
Reynolds, Village of, Rock Island and Mercer Counties.	170883	March 24, 1998, Emerg; October 18, 2002, Reg; April 5, 2010, Susp..	.....do .....	Do.
Rochelle, City of, Lee and Ogle Counties.	170532	March 7, 1975, Emerg; August 19, 1986, Reg; April 5, 2010, Susp..	.....do .....	Do.
Rock Island, City of, Rock Island County.	175171	July 9, 1971, Emerg; June 9, 1972, Reg; April 5, 2010, Susp..	.....do .....	Do.
Rock Island County, Unincorporated Areas.	170582	May 14, 1971, Emerg; August 2, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Steward, Village of, Lee County .....	170420	October 10, 1975, Emerg; September 1, 1987, Reg; April 5, 2010, Susp..	.....do .....	Do.
<b>Region VI</b>				
Texas:				
Athens, City of, Henderson County .....	480324	April 10, 1975, Emerg; May 5, 1981, Reg; April 5, 2010, Susp..	.....do .....	Do.
Chandler, City of, Henderson County ...	480326	March 5, 1976, Emerg; October 24, 1978, Reg; April 5, 2010, Susp..	.....do .....	Do.
Enchanted Oaks, Town of, Henderson County.	481634	June 20, 1990, Emerg; September 27, 1991, Reg; April 5, 2010, Susp..	.....do .....	Do.
Henderson County, Unincorporated Areas.	481174	April 8, 1987, Emerg; September 27, 1991, Reg; April 5, 2010, Susp..	.....do .....	Do.
Mabank, City of, Henderson and Kaufman Counties.	480414	February 22, 1977, Emerg; August 8, 1978, Reg; April 5, 2010, Susp..	.....do .....	Do.

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 VII</b>				
Iowa:				
Alburnett, City of, Linn County .....	190692	March 2, 1976, Emerg; June 1, 1987, Reg; April 5, 2010, Susp..	.....do .....	Do.
Cedar Rapids, City of, Linn County .....	190187	August 13, 1971, Emerg; December 15, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Center Point, City of, Linn County .....	190439	October 27, 1977, Emerg; July 5, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Central City, City of, Linn County .....	190188	January 8, 1976, Emerg; December 15, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Coggon, City of, Linn County .....	190189	May 9, 1975, Emerg; July 16, 1984, Reg; April 5, 2010, Susp..	.....do .....	Do.
Ely, City of, Linn County .....	190440	April 29, 1991, Emerg; February 17, 1993, Reg; April 5, 2010, Susp..	.....do .....	Do.
Fairfax, City of, Linn County .....	190190	January 20, 1975, Emerg; September 19, 1984, Reg; April 5, 2010, Susp..	.....do .....	Do.
Hiawatha, City of, Linn County .....	190441	August 3, 1976, Emerg; February 3, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Linn County, Unincorporated Areas .....	190829	January 5, 1979, Emerg; December 15, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Lisbon, City of, Linn County .....	190607	March 23, 1978, Emerg; June 10, 1980, Reg; April 5, 2010, Susp..	.....do .....	Do.
Marion, City of, Linn County .....	190191	June 30, 1975, Emerg; July 5, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Mount Vernon, City of, Linn County .....	190192	December 10, 1975, Emerg; June 10, 1980, Reg; April 5, 2010, Susp..	.....do .....	Do.
Palo, City of, Linn County .....	190442	June 25, 1976, Emerg; November 17, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Robins, City of, Linn County .....	190443	January 16, 1978, Emerg; July 5, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Springville, City of, Linn County .....	190444	N/A, Emerg; March 30, 2009, Reg; April 5, 2010, Susp..	.....do .....	Do.
Walker, City of, Linn County .....	190445	October 25, 2007, Emerg; April 5, 2010, Reg; April 5, 2010, Susp..	.....do .....	Do.
Missouri:				
Ladonia, City of, Audrain County .....	290017	August 1, 1975, Emerg; August 24, 1984, Reg; April 5, 2010, Susp..	.....do .....	Do.
Mexico, City of, Audrain County .....	295267	March 19, 1971, Emerg; May 26, 1972, Reg; April 5, 2010, Susp..	.....do .....	Do.
Vandalia, City of, Audrain County .....	290020	July 15, 1975, Emerg; February 4, 1988, Reg; April 5, 2010, Susp..	.....do .....	Do.
Nebraska:				
Ashland, City of, Saunders County .....	310196	December 4, 1974, Emerg; November 3, 1982, Reg; April 5, 2010, Susp..	.....do .....	Do.
Cedar Bluffs, Village of, Saunders County.	310356	April 4, 1975, Emerg; September 24, 1984, Reg; April 5, 2010, Susp..	.....do .....	Do.
Ceresco, Village of, Saunders and Lancaster Counties.	310197	July 18, 1975, Emerg; July 3, 1986, Reg; April 5, 2010, Susp..	.....do .....	Do.
Ithaca, Village of, Saunders County .....	310198	November 12, 1975, Emerg; May 1, 1987, Reg; April 5, 2010, Susp..	.....do .....	Do.
Leshara, Village of, Saunders County ..	310199	January 29, 2009, Emerg; April 5, 2010, Reg; April 5, 2010, Susp..	.....do .....	Do.
Malmo, Village of, Saunders County .....	310200	April 25, 1975, Emerg; September 4, 1986, Reg; April 5, 2010, Susp..	.....do .....	Do.
Prague, Village of, Saunders County ....	310202	N/A, Emerg; December 29, 2000, Reg; April 5, 2010, Susp..	.....do .....	Do.
Saunders County, Unincorporated Areas.	310195	April 6, 1973, Emerg; December 1, 1978, Reg; April 5, 2010, Susp..	.....do .....	Do.
Valparaiso, Village of, Saunders County	310203	September 16, 1975, Emerg; June 3, 1986, Reg; April 5, 2010, Susp..	.....do .....	Do.
Wahoo, City of, Saunders County .....	310204	August 25, 1972, Emerg; December 1, 1977, Reg; April 5, 2010, Susp..	.....do .....	Do.
Weston, Village of, Saunders County ...	310205	October 24, 1979, Emerg; July 3, 1985, Reg; April 5, 2010, Susp..	.....do .....	Do.

Do. = Ditto.

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

Dated: March 16, 2010.

**Sandra K. Knight,**

*Deputy Federal Insurance and Mitigation Administrator, Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2010-6632 Filed 3-24-10; 8:45 am]

**BILLING CODE 9110-12-P**

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 10-280; MB Docket No. 09-190; RM-11566]

### FM TABLE OF ALLOTMENTS, Stonewall, Texas

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Audio Division denies the petition for rule making filed by Katherine Pyeatt, proposing the allotment of Channel 280A at Stonewall, Texas, as the community's first local transmission service. The reason for the denial is that the proposal is mutually exclusive with a prior-filed and cut-off application for FM Station KXXS that includes a proposal to substitute Channel 280A for Channel 223A at Burnet, Texas. It is Commission policy to protect applications against subsequently-filed and conflicting rule-making proposals. For that reason, the Audio Division denied the petition for rule making and terminated the proceeding without adoption of a final rule.

**DATES:** Effective 30 days after the date of publication in the Federal Register.

**ADDRESSES:** Federal Communications Commission, 445 12th Street, SW, Washington, DC 20554.

**FOR FURTHER INFORMATION CONTACT:** Deborah A. Dupont, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Report and Order, MB Docket No. 09-190, adopted February 17, 2010, and released February 19, 2010. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Information Center, Portals II, 445 12th Street, SW, Room CY-A257, Washington, DC 20554. The complete text of this decision also may be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, SW, Room CY-B402, Washington, DC, 20554, (800) 378-3160, or via the

company's website, [www.bcpiweb.com](http://www.bcpiweb.com) <<http://www.bcpiweb.com/>>. The Report and Order is not subject to the Congressional Review Act. (The Commission, is, therefore, not required to submit a copy of this Report and Order to GAO, pursuant to the Congressional Review Act, see U.S.C. 801(a)(1)(A) because the proposed rule was dismissed.)

This document does not contain new or modified information collection requirements subject to the Paperwork Reduction Act of 1995 (PRA), Public Law 104-13. In addition, therefore, it does not contain any new or modified information collection burden for small business concerns with fewer than 25 employees, pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107-198, see 44 U.S.C. 3506(c)(4).

### List of Subjects in 47 CFR Part 73

Federal Communications Commission.

**John A. Karousos,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. 2010-6385 Filed 3-24-10; 8:45 am]

**BILLING CODE 6712-01-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 679

[Docket No. 0910131362-0087-02]

**RIN 0648-XV45**

### Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 630 in the Gulf of Alaska

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

**ACTION:** Temporary rule; modification of a closure.

**SUMMARY:** NMFS is reopening directed fishing for pollock in Statistical Area 630 of the Gulf of Alaska (GOA) for 72 hours. This action is necessary to fully use the B season allowance of the 2010 total allowable catch (TAC) of pollock in Statistical Area 630 of the GOA.

**DATES:** Effective 1200 hrs, Alaska local time (A.l.t.), March 22, 2010, through 1200 hrs, A.l.t., March 25, 2010. Comments must be received at the following address no later than 4:30 p.m., A.l.t., April 9, 2010

**ADDRESSES:** Send comments to Sue Salvesson, Assistant Regional

Administrator, Sustainable Fisheries Division, Alaska Region, NMFS, Attn: Ellen Sebastian. You may submit comments, identified by [RIN], by any one of the following methods:

- **Electronic Submissions:** Submit all electronic public comments via the Federal eRulemaking Portal: <http://www.regulations.gov>.
- **Mail:** P.O. Box 21668, Juneau, AK 99802.
- **Fax:** (907) 586-7557.
- **Hand delivery to the Federal Building:** 709 West 9th Street, Room 420A, Juneau, AK.

All comments received are a part of the public record. No comments will be posted to <http://www.regulations.gov> for public viewing until after the comment period has closed. Comment will generally be posted without change. All Personal Identifying Information (for example, name, address, etc.) voluntarily submitted by the commenter may be publicly accessible. Do not submit Confidential Business Information or otherwise sensitive or protected information.

NMFS will accept anonymous comments (enter N/A in the required fields, if you wish to remain anonymous). You may submit attachments to electronic comments in Microsoft Word, Excel, WordPerfect, or Adobe PDF file formats only.

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

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

NMFS closed directed fishing for pollock in Statistical Area 630 of the GOA under § 679.20(d)(1)(iii) on March 10, 2010 (75 FR 11749, March 12, 2010).

As of March 19, 2010, NMFS has determined that approximately 2,700 metric tons of pollock remain in the directed fishing allowance for pollock in Statistical Area 630 of the GOA. Therefore, in accordance with § 679.25(a)(1)(i), (a)(2)(i)(C), and (a)(2)(iii)(D), and to fully utilize the B season allowance of the 2010 TAC of pollock in Statistical Area 630 of the GOA, NMFS is terminating the previous closure and is reopening directed fishing pollock in Statistical Area 630 of the GOA. The Administrator, Alaska