| State and location                    | Community<br>No. | Effective date authorization/cancellation of sale of flood insurance in community                       | Current effective map date | Date certain<br>Federal assist-<br>ance no longer<br>available in<br>SFHAs |
|---------------------------------------|------------------|---|----------------------------|--|
| Pinconning, City of, Bay County       | 260607           | March 17, 1975, Emerg; August 3, 1981,  | do                         | Do.  |
| Pinconning, Township of, Bay County   | 260025           | Reg; September 17, 2010, Susp. March 30, 1973, Emerg; September 1, 1978, Reg; September 17, 2010, Susp. | do                         | Do.  |
| Region VII                            |                  |   |                            |  |
| Missouri:                             |                  |   |                            |  |
| Bolivar, City of, Polk County         | 290299           | July 24, 1975, Emerg; June 15, 1988, Reg;<br>September 17, 2010, Susp.                                  | do                         | Do.  |
| Marshfield, City of, Webster County   | 290685           | June 13, 1975, Emerg; September 10, 1984, Reg; September 17, 2010, Susp.                                | do                         | Do.  |
| Seymour, City of, Webster County      | 290933           | N/A, Emerg; February 11, 2005, Reg; September 17, 2010, Susp.   | do                         | Do.  |
| Webster County, Unincorporated Areas  | 290848           | , , , , , , , , , , , , , , , , , , ,   | do                         | Do.  |
| Region X                              |                  |   |                            |  |
| Oregon:                               |                  |   |                            |  |
| Astoria, City of, Clatsop County      | 410028           | October 16, 1974, Emerg; August 1, 1978, Reg; September 17, 2010, Susp.                                 | do                         | Do.  |
| Cannon Beach, City of, Clatsop County | 410029           | March 6, 1974, Emerg; September 1, 1978, Reg; September 17, 2010, Susp.                                 | do                         | Do.  |
| Clatsop County, Unincorporated Areas  | 410027           | February 7, 1974, Emerg; July 3, 1978, Reg; September 17, 2010, Susp.                                   | do                         | Do.  |
| Gearhart, City of, Clatsop County     | 410030           | April 11, 1974, Emerg; May 15, 1978, Reg;<br>September 17, 2010, Susp.                                  | do                         | Do.  |
| Seaside, City of, Clatsop County      | 410032           | March 25, 1974, Emerg; September 5, 1979, Reg; September 17, 2010, Susp.                                | do                         | Do.  |
| Warrenton, City of, Clatsop County    | 410033           | July 16, 1975, Emerg; May 15, 1978, Reg;<br>September 17, 2010, Susp.                                   | do                         | Do.  |

<sup>\*</sup> do = Ditto.

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

Dated: August 19, 2010.

#### Sandra K. Knight,

Deputy Federal Insurance and Mitigation Administrator, Mitigation.

[FR Doc. 2010-21594 Filed 8-27-10; 8:45 am]

BILLING CODE 9110-12-P

## DEPARTMENT OF HOMELAND SECURITY

# Federal Emergency Management Agency

## 44 CFR Part 64

[Docket ID FEMA-2010-0003; Internal Agency Docket No. FEMA-8143]

#### 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<br>No. | Effective date authorization/cancellation of sale of flood insurance in community | Current effective map date | Date certain<br>Federal assist-<br>ance no longer<br>available in<br>SFHAs |
|--|------------------|---|----------------------------|--|
| Region III   |                  |   |                            |  |
| West Virginia:                                     |                  |   |                            |  |
| Ansted, Town of, Fayette County                    | 540027           | June 10, 1975, Emerg; October 30, 1981, Reg; September 3, 2010, Susp.             | Sept. 3, 2010              | Sept. 3, 2010.   |
| Gauley Bridge, Town of, Fayette County.            | 540294           | September 22, 1989, Emerg; September 18, 1991, Reg; September 3, 2010, Susp.      | do                         | Do.  |
| Fayette County, Unincorporated Areas               | 540026           | April 16, 1975, Emerg; March 4, 1988, Reg; September 3, 2010, Susp.               | do                         | Do.  |
| Meadow Bridge, Town of, Fayette County.            | 540028           | October 1, 1975, Emerg; January 2, 1991, Reg; September 3, 2010, Susp.            | do                         | Do.  |
| Montgomery, City of, Fayette and Kahawha Counties. | 540029           | July 2, 1975, Emerg; June 1, 1982, Reg; September 3, 2010, Susp.                  | do                         | Do.  |
| Mount Hope, City of, Fayette County                | 540280           | October 30, 1974, Emerg; August 10, 1979, Reg; September 3, 2010, Susp.           | do                         | Do.  |
| Oak Hill, City of, Fayette County                  | 540031           | October 24, 1974, Emerg; January 18, 1980, Reg; September 3, 2010, Susp.          | do                         | Do.  |
| Pax, Town of, Fayette County                       | 540032           | July 8, 1975, Emerg; August 10, 1979, Reg;<br>September 3, 2010, Susp.            | do                         | Do.  |
| Smithers, Town of, Fayette County                  | 540033           | June 12, 1975, Emerg; April 15, 1982, Reg; September 3, 2010, Susp.               | do                         | Do.  |
| Region IV  |                  |   |                            |  |
| Alabama:   |                  |   |                            |  |
| Butler, City of, Choctaw County                    | 010033           | August 7, 1975, Emerg; July 5, 1982, Reg; September 3, 2010, Susp.                | do                         | Do.  |
| Choctaw County, Unincorporated Areas               | 010310           | September 25, 1974, Emerg; September 30, 1988, Reg; September 3, 2010, Susp.      | do                         | Do.  |
| Gilbertown, Town of, Choctaw County                | 010034           | January 29, 1979, Emerg; July 3, 1986, Reg; September 3, 2010, Susp.              | do                         | Do.  |
| Hueytown, City of, Jefferson County                | 010337           | April 22, 1975, Emerg; January 2, 1981, Reg; September 3, 2010, Susp.             | do                         | Do.  |
| Lipscomb, City of, Jefferson County                | 010126           | July 25, 1975, Emerg; January 2, 1981, Reg; September 3, 2010, Susp.              | do                         | Do.  |

| State and location                                     | Community<br>No. | Effective date authorization/cancellation of sale of flood insurance in community | Current effective map date | Date certain<br>Federal assist-<br>ance no longer<br>available in<br>SFHAs |
|--|------------------|---|----------------------------|--|
| Pennington, Town of, Choctaw County                    | 010035           | July 16, 1979, Emerg; September 18, 1985, Reg; September 3, 2010, Susp.           | do                         | Do.  |
| Silas, Town of, Choctaw County                         | 010036           | N/A, Emerg; February 27, 2006, Reg; September 3, 2010, Susp.                      | do                         | Do.  |
| Georgia: Stewart County, Unincorporated Areas.         | 130393           | September 8, 1986, Emerg; July 1, 1987, Reg; September 3, 2010, Susp.             | do                         | Do.  |
| Mississippi:  New Albany, Town of, Union County        | 280174           | March 25, 1975, Emerg; September 4, 1985, Reg; September 3, 2010, Susp.           | do                         | Do.  |
| Union County, Unincorporated Areas                     | 280237           | December 3, 2007, Emerg; September 3, 2010, Reg; September 3, 2010, Susp.         | do                         | Do.  |
| Tennessee:  Byrdstown, City of, Pickett County         | 470147           | February 12, 1976, Emerg; July 3, 1986,   | do                         | Do.  |
| Pickett County, Unincorporated Areas                   | 470384           | Reg; September 3, 2010, Susp.<br>November 17, 1994, Emerg; February 1,            | do                         | Do.  |
| Region VI  |                  | 2006, Reg; September 3, 2010, Susp.   |                            |  |
| Louisiana:   | 000065           | January 20, 1076, Emergy January 15   | 40                         | Do   |
| Basile, Town of, Evangeline Parish                     | 220065           | January 22, 1976, Emerg; January 15, 1988, Reg; September 3, 2010, Susp.          | do                         | Do.  |
| Evangeline Parish, Unincorporated Areas.               | 220064           | January 12, 1976, Emerg; August 1, 1988,<br>Reg; September 3, 2010, Susp.         | do                         | Do.  |
| Mamou, Town of, Evangeline Parish                      | 220067           | September 13, 1974, Emerg; November 1, 1985, Reg; September 3, 2010, Susp.        | do                         | Do.  |
| Pine Prairie, Village of, Evangeline Parish.           | 220068           | July 8, 1975, Emerg; June 25, 1976, Reg; September 3, 2010, Susp.                 | do                         | Do.  |
| Turkey Creek, Village of, Evangeline Parish.           | 220069           | August 11, 2008, Emerg; September 1, 2008, Reg; September 3, 2010, Susp.          | do                         | Do.  |
| Ville Platte, City of, Evangeline Parish               | 220070           | April 13, 1976, Emerg; October 15, 1985, Reg; September 3, 2010, Susp.            | do                         | Do.  |
| Oklahoma:  Bethel Acres, Town of, Pottawatomie County. | 400346           | June 16, 1989, Emerg; December 1, 1989, Reg; September 3, 2010, Susp.             | do                         | Do.  |
| Brooksville, City of, Pottawatomie County.             | 400469           | September 19, 1979, Emerg; August 19, 1985, Reg; September 3, 2010, Susp.         | do                         | Do.  |
| Kickapoo Tribal Lands, Pottawatomie County.            | 400563           | February 26, 2002, Emerg; September 3, 2010, Reg; September 3, 2010, Susp.        | do                         | Do.  |
| McLoud, Town of, Pottawatomie County                   | 400398           | December 27, 1977, Emerg; October 16, 1987, Reg; September 3, 2010, Susp.         | do                         | Do.  |
| Pottawatomie County, Unincorporated Areas.             | 400496           | March 26, 1984, Emerg; June 1, 1988, Reg; September 3, 2010, Susp.                | do                         | Do.  |
| Shawnee, City of, Pottawatomie County                  | 400178           |   | do                         | Do.  |
| Tecumseh, City of, Pottawatomie County.                | 400179           | February 10, 1975, Emerg; July 16, 1980, Reg; September 3, 2010, Susp.            | do                         | Do.  |
| Texas: Austin County, Unincorporated Areas             | 480704           | November 21, 1975, Emerg; January 17, 1990, Reg; September 3, 2010, Susp.         | do                         | Do.  |
| Bellville, City of, Austin County                      | 481095           | N/A, Emerg; June 17, 1998, Reg; September 3, 2010, Susp.                          | do                         | Do.  |
| Brazos Country, City of, Austin County                 | 481693           | N/A, Emerg; December 18, 2001, Reg; September 3, 2010, Susp.                      | do                         | Do.  |
| Corrigan, City of, Polk County                         | 480527           | January 26, 1978, Emerg; April 20, 1982, Reg; September 3, 2010, Susp.            | do                         | Do.  |
| Goodrich, City of, Polk County                         | 481070           | November 12, 1980, Emerg; June 19, 1985, Reg; September 3, 2010, Susp.            | do                         | Do.  |
| Livingston, City of, Polk County                       | 480528           | May 21, 1975, Emerg; September 1, 1987, Reg; September 3, 2010, Susp.             | do                         | Do.  |
| Onalaska, City of, Polk County                         | 480974           | November 6, 1996, Emerg; November 1, 2007, Reg; September 3, 2010, Susp.          | do                         | Do.  |
| Polk County, Unincorporated Areas                      | 480526           | September 5, 1990, Emerg; March 1, 1991, Reg; September 3, 2010, Susp.            | do                         | Do.  |
| San Felipe, Town of, Austin County                     | 480705           | April 7, 1976, Emerg; January 3, 1986, Reg; September 3, 2010, Susp.              | do                         | Do.  |
| Wood County, Unincorporated Areas                      | 481055           | February 21, 2001, Emerg; August 1, 2008, Reg; September 3, 2010, Susp.           | do                         | Do.  |
| Yantis, City of, Wood County                           | 481167           | December 29, 1980, Emerg; October 26, 1982, Reg; September 3, 2010, Susp.         | do                         | Do.  |

| State and location  | Community<br>No. | Effective date authorization/cancellation of sale of flood insurance in community | Current effective map date | Date certain<br>Federal assist-<br>ance no longer<br>available in<br>SFHAs |
|---|------------------|---|----------------------------|--|
| Region IX  Arizona: Yavapai County, Unincorporated Areas.  Region X | 040093           | January 31, 1975, Emerg; September 18, 1985, Reg; September 3, 2010, Susp.        | do                         | Do.  |
| Oregon:   |                  |   |                            |  |
| Adams, City of, Umatilla County                                     | 410205           | February 12, 1976, Emerg; May 15, 1984, Reg; September 3, 2010, Susp.             | do                         | Do.  |
| Athena, City of, Umatilla County                                    | 410206           | June 4, 1975, Emerg; July 16, 1984, Reg;<br>September 3, 2010, Susp.              | do                         | Do.  |
| Echo, City of, Umatilla County                                      | 410207           | April 15, 1975, Emerg; May 15, 1984, Reg; September 3, 2010, Susp.                | do                         | Do.  |
| Helix, City of, Umatilla County                                     | 410208           | 1   | do                         | Do.  |
| Hermiston, City of, Umatilla County                                 | 410209           | , , , ,   | do                         | Do.  |
| Milton-Freewater, City of, Umatilla County.                         | 410210           |   | do                         | Do.  |
| Pendleton, City of, Umatilla County                                 | 410211           | March 3, 1972, Emerg; July 13, 1976, Reg; September 3, 2010, Susp.                | do                         | Do.  |
| Pilot Rock, City of, Umatilla County                                | 410212           | 1   | do                         | Do.  |
| Stanfield, City of, Umatilla County                                 | 410213           |   | do                         | Do.  |
| Ukiah, City of, Umatilla County                                     | 410279           | August 25, 1975, Emerg; September 24, 1984, Reg; September 3, 2010, Susp.         | do                         | Do.  |
| Umatilla, City of, Umatilla County                                  | 410214           |   | do                         | Do.  |
| Umatilla County, Unincorporated Areas                               | 410204           |   | do                         | Do.  |
| Weston, City of, Umatilla County                                    | 410215           |   | do                         | Do.  |

\*do = Ditto.

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

Dated: August 16, 2010.

### Sandra K. Knight,

Deputy Federal Insurance and Mitigation Administrator, Mitigation.

[FR Doc. 2010–21597 Filed 8–27–10; 8:45 am]

## DEPARTMENT OF HOMELAND SECURITY

# Federal Emergency Management Agency

### 44 CFR Part 67

[Docket ID FEMA-2010-0003]

#### **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: Roy E. Wright, Deputy Director, Risk Analysis Division, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646–2820, or (e-mail) rov.e.wright@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