

State and county	Location and case No.	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Summit (FEMA Docket No.: B-1172).	Unincorporated areas of Summit County (10-08-0470P).	Nov. 5, 2010, Nov. 12, 2010, <i>The Summit County Journal</i> .	Ms. Karn Stiegelmeier, Chair, Summit County Board of Commissioners, P.O. Box 68, Breckenridge, CO 80424.	November 29, 2010 .....	080290
Weld (FEMA Docket No.: B-1172).	Town of Firestone (10-08-0823P).	Oct. 8, 2010, Oct. 15, 2010, <i>The Greeley Tribune</i> .	The Honorable Chad Auer, Mayor, Town of Firestone, 151 Grant Avenue, P.O. Box 100, Firestone, CO 80520.	February 14, 2011 .....	080241
Weld (FEMA Docket No.: B-1172).	Town of Frederick (10-08-0823P).	Oct. 8, 2010, Oct. 15, 2010, <i>The Greeley Tribune</i> .	The Honorable Eric Doering, Mayor, Town of Frederick, 401 Locust Street, P.O. Box 435, Frederick, CO 80530.	February 14, 2011 .....	080244
Weld (FEMA Docket No.: B-1172).	Unincorporated areas of Weld County (10-08-0823P).	Oct. 8, 2010, Oct. 15, 2010, <i>The Greeley Tribune</i> .	Ms. Barbara Kirkmeyer, Chair, Weld County Board of Commissioners, 915 10th Street, P.O. Box 758, Greeley, CO 80632.	February 14, 2011 .....	080266
Florida:					
Collier (FEMA Docket No.: B-1172).	City of Marco Island (10-04-7495P).	Nov. 5, 2010, Nov. 12, 2010, <i>The Naples Daily News</i> .	Mr. Frank Recker, Chairman, City of Marco Island Council, 50 Bald Eagle Drive, Marco Island, FL 34145.	October 27, 2010 .....	120426
Sarasota (FEMA Docket No.: B-1172).	City of Sarasota (10-04-6569P).	Nov. 5, 2010, Nov. 12, 2010, <i>The Sarasota Herald-Tribune</i> .	The Honorable Kelly M. Kirschner, Mayor, City of Sarasota, 1565 1st Street, Room 101, Sarasota, FL 34236.	October 28, 2010 .....	125150
Georgia:					
Forsyth (FEMA Docket No.: B-1172).	Unincorporated areas of Forsyth County (10-04-6459P).	Oct. 27, 2010, Nov. 3, 2010, <i>The Forsyth County News</i> .	Mr. Brian R. Tam, Chairman, Forsyth County Board of Commissioners, 110 East Main Street, Suite 210, Cumming, GA 30040.	November 17, 2010 .....	130312
South Carolina: Dorchester (FEMA Docket No.: B-1165).	Unincorporated areas of Dorchester County (10-04-6791P).	Oct. 8, 2010, Oct. 15, 2010, <i>The Post and Courier</i> .	Mr. Larry Hargett, Chairman, Dorchester County Council, 201 Johnston Street, St. George, SC 29477.	February 14, 2011 .....	450068
South Dakota:					
Minnehaha (FEMA Docket No.: B-1165).	City of Hartford (10-08-0469P).	Oct. 8, 2010, Oct. 15, 2010, <i>The Argus Leader</i> .	The Honorable Paul Zimmer, Mayor, City of Hartford, 125 North Main Avenue, Hartford, SD 57033.	February 14, 2011 .....	460180
Minnehaha (FEMA Docket No.: B-1165).	Unincorporated areas of Minnehaha County (10-08-0469P).	Oct. 8, 2010, Oct. 15, 2010, <i>The Argus Leader</i> .	Mr. John Pekas, Chairman, Minnehaha County Board of Commissioners, 415 North Dakota Avenue, 1st Floor, Sioux Falls, SD 57104.	February 14, 2011 .....	460057
Utah:					
Utah (FEMA Docket No.: B-1172).	City of Spanish Fork (10-08-0282P).	Oct. 8, 2010, Oct. 15, 2010, <i>The Daily Herald</i> .	The Honorable G. Wayne Anderson, Mayor, City of Spanish Fork, 40 South Main Street, Spanish Fork, UT 84660.	February 14, 2011 .....	490241
Utah (FEMA Docket No.: B-1172).	Unincorporated areas of Utah County (10-08-0282P).	Oct. 8, 2010, Oct. 15, 2010, <i>The Daily Herald</i> .	Mr. Gary J. Anderson, Chairman, Utah County Board of Commissioners, 100 East Center Street, Suite 2300, Provo, UT 84606.	February 14, 2011 .....	495517

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

Dated: March 30, 2011.

**Sandra K. Knight,**

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

[FR Doc. 2011-8841 Filed 4-12-11; 8:45 am]

**BILLING CODE 9110-12-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 65**

**[Docket ID FEMA-2011-0002; Internal Agency Docket No. FEMA-B-1183]**

**Changes in Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency, DHS.

**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 below and revise the Flood Insurance Rate Maps (FIRMs) in effect prior to this determination for the listed communities.

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 Deputy Federal Insurance and Mitigation Administrator reconsider the changes. The modified BFEs 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:** Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal

Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-4064, or (e-mail) [luis.rodriquez1@dhs.gov](mailto:luis.rodriquez1@dhs.gov).

**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 on knowledge of changed conditions or 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 either to adopt or to show evidence of being already in effect in order to qualify or to remain qualified for participation in

the National Flood Insurance Program (NFIP).

These modified BFEs, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own or pursuant to policies established by other Federal, State, or regional entities. The changes in BFEs are in accordance with 44 CFR 65.4.

*National Environmental Policy Act.* This interim 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 interim 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 interim rule involves no policies that have federalism implications under Executive Order 13132, Federalism.

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

**List of Subjects in 44 CFR Part 65**

Flood insurance, Floodplains, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 65 is amended to read as follows:

**PART 65—[AMENDED]**

- 1. The authority citation for part 65 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.

**§ 65.4 [Amended]**

- 2. The tables published under the authority of § 65.4 are amended as follows:

State and county	Location and case No.	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Illinois: McHenry .....	Unincorporated areas of McHenry County, (10-05-4602P).	Feb. 7, 2011, Feb. 14, 2011, <i>The Northwest Herald</i> .	Mr. Ken A. Koehler, Chairman, McHenry County Board, 2200 North Seminary Avenue, Woodstock, IL 60098.	June 14, 2011 .....	170732
Kansas: Johnson .....	City of Overland Park (10-07-2077P).	Jan. 5, 2011, Jan. 12, 2011, <i>Sun Publications</i> .	The Honorable Carl Gerlach, Mayor, City of Overland Park, 8500 Santa Fe Drive, Overland Park, KS 66212.	May 12, 2011 .....	200174
Nebraska: Douglas ..	City of Omaha (10-07-2288P).	Jan. 13, 2011, Jan. 20, 2011, <i>The Daily Record</i> .	The Honorable Jim Suttle, Mayor, City of Omaha, Omaha-Douglas Civic Center, 1819 Farnam Street, Suite 300, Omaha, NE 68183.	December 30, 2010 .....	315274
Ohio: Butler .....	City of Monroe (10-05-4421P).	Feb. 3, 2011, Feb. 10, 2011, <i>The Middletown Journal</i> .	The Honorable Robert E. Routson, Mayor, City of Monroe, 233 South Main Street, P.O. Box 330, Monroe, OH 45050.	January 24, 2011 .....	390042
Franklin .....	Unincorporated areas of Franklin County (10-05-2538P).	Jan. 24, 2011, Jan. 31, 2011, <i>The Daily Reporter</i> .	Mr. John O'Grady, President, Franklin County, 373 South High Street, 26th Floor, Columbus, OH 43215.	May 31, 2011 .....	390167
Rhode Island: Providence.	City of Cranston (11-01-0960P).	Feb. 3, 2011, Feb. 10, 2011, <i>The Cranston Herald</i> .	The Honorable Allan Fung, Mayor, City of Cranston, Cranston City Hall, 869 Park Avenue, Cranston, RI 02910.	January 21, 2011 .....	445396

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

Dated: March 7, 2011.

**Sandra K. Knight,**

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

[FR Doc. 2011-8854 Filed 4-12-11; 8:45 am]

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Part 17

[Docket No. FWS-R9-ES-2008-0125; 92100-1111-0000-B3]

RIN 1018-AW09

#### Endangered and Threatened Wildlife and Plants; 44 Marine and Anadromous Taxa: Adding 10 Taxa, Delisting 1 Taxon, Reclassifying 1 Taxon, and Updating 32 Taxa on the List of Endangered and Threatened Wildlife

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Final rule.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), are amending the List of Endangered and Threatened Wildlife (List) by adding 10 marine taxa, delisting 1 marine taxon, reclassifying 1 marine taxon, and revising 32 marine taxa in accordance with the Endangered Species Act of 1973, as amended (Act). These amendments are based on previously published determinations by the National Marine Fisheries Service (NMFS) of the National Oceanic and Atmospheric Administration, Department of Commerce, which has jurisdiction for these species.

**DATES:** This rule is effective April 13, 2011. For applicability date by individual taxon, see table 1 in

**SUPPLEMENTARY INFORMATION.**

**FOR FURTHER INFORMATION CONTACT:** Michael Franz, 703-358-2171.

**SUPPLEMENTARY INFORMATION:**

#### Background

In accordance with the Act (16 U.S.C. 1531 *et seq.*) and Reorganization Plan No. 4 of 1970 (35 FR 15627; October 6, 1970), NMFS has jurisdiction over the marine and anadromous taxa specified in this rule. Under section 4(a)(2) of the Act, NMFS must decide whether a species under its jurisdiction should be classified as endangered or threatened. NMFS makes these determinations via its formal rulemaking process. We, the

Service, are then responsible for publishing final rules to amend the List in the Code of Federal Regulations (CFR) at 50 CFR 17.11(h).

Under section 4(a)(2)(A) of the Act, if NMFS determines that a species should be listed as endangered or threatened, or that a species' status should be changed from threatened to endangered, then NMFS is required to inform the Service of the status change. The Service is then responsible for implementing the status change by publishing a final rule to amend the List 50 CFR 17.11(h). Under section 4(a)(2)(B) of the Act, if NMFS determines that a species should be removed from the List (delisted), or that a species' status should be changed from an endangered to a threatened species, then NMFS is required to recommend the status change to the Service. If the Service concurs with the recommended status change, then the Service will implement the status change by publishing a final rule to amend the List 50 CFR 17.11(h).

As described below and set forth at table 1, NMFS has published rules regarding each of the species mentioned in this rule. Section 4(a)(2)(A) applies to all of the rules except that for the Caribbean monk seal; with respect to those rules, by publishing this final rule, we are simply taking the necessary administrative step to codify these changes in the CFR. Section 4(a)(2)(B) applies to the NMFS's recommendation to delist the Caribbean monk seal; we have concurred with NMFS's recommendation, and this rule implements that action.

#### Listings

We are adding the following ten species to the List based on NMFS final rules:

- Coho salmon, Lower Columbia River evolutionarily significant unit (ESU), as threatened (70 FR 37160; June 28, 2005);
- Steelhead, Puget Sound distinct population segment (DPS), as threatened (72 FR 26722; May 11, 2007);
- Coho salmon, Oregon Coast ESU, as threatened with critical habitat (73 FR 7816; February 11, 2008);
- Beluga whale, Cook Inlet DPS, as endangered (73 FR 62919; October 22, 2008);
- Black abalone as endangered (74 FR 1937; January 14, 2009);
- Bocaccio, Puget Sound/Georgia Basin DPS, as endangered (75 FR 22276; April 28, 2010);
- Canary rockfish, Puget Sound/Georgia Basin DPS, as threatened (75 FR 22276; April 28, 2010);

- Pacific eulachon, Southern DPS, as threatened (75 FR 13012; March 18, 2010); and

- Yelloweye rockfish, Puget Sound/Georgia Basin DPS, as threatened (75 FR 22276; April 28, 2010);

- Spotted seal, southern DPS, as threatened (75 FR 65239), with a 4(d) rule.

**Please note:** The Oregon Coast coho salmon ESU was listed on August 10, 1998, as threatened (63 FR 42587), but in 2001, the U.S. District Court in Eugene, Oregon, set aside that listing (*Alsea Valley Alliance v. Evans*, 161 F. Supp. 2d 1154, (D. Or. 2001)). On February 11, 2008, NMFS listed the Oregon Coast coho salmon ESU as threatened, issued protective regulations under section 4(d) of the Act (known as a 4(d) rule), and designated critical habitat (73 FR 7816). As a result of another court challenge (*Douglas County v. Balsiger* (Civ. No. 08-01547; D. Or. 2008)), NMFS reached a settlement with the litigants and agreed to conduct another status review of the ESU. After conducting the additional status review, NMFS proposed to affirm the status for this ESU by promulgating a rule to supersede its February 11, 2008, listing determination (75 FR 29489; May 26, 2010).

#### Delisting

We are delisting the following species based on a NMFS final rule:

- Caribbean monk seal (73 FR 63901; October 28, 2008).

#### Reclassification

We are reclassifying the following species based on a NMFS final rule:

- Coho salmon, Central California Coast ESU, from threatened to endangered (70 FR 37160; June 28, 2005).

#### Revisions

We are updating 32 entries on the List based on NMFS final rules and to make these entries easier for the public to identify as follows:

- "Common Name" (adding ESU subtitles) and "Vertebrate population where endangered or threatened" updates for 14 salmon ESUs—Chinook (California coastal, Central Valley spring-run, Lower Columbia River, Puget Sound, Sacramento River winter-run, Snake River fall-run, Snake River spring/summer, Upper Columbia River spring-run (as discussed below), and Upper Willamette), chum (Columbia River, Hood Canal summer-run), coho (Central California Coast, Southern Oregon-Northern California Coast), and sockeye (Ozette Lake, Snake River) (70 FR 37160; June 28, 2005).
- "Common Name" (adding DPS subtitles) and "Vertebrate population where endangered or threatened" updates for 10 steelhead DPSs—