

List of Subjects in 21 CFR part 173

Food additives.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Director, Center for Food Safety and Applied Nutrition, 21 CFR part 173 is amended as follows:

PART 173—SECONDARY DIRECT FOOD ADDITIVES PERMITTED IN FOOD FOR HUMAN CONSUMPTION

1. The authority citation for 21 CFR part 173 continues to read as follows:

Authority: Secs. 201, 402, 409 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 342, 348).

§ 173.340 [Amended]

2. Section 173.340 *Defoaming agents* is amended in the table in paragraph (a)(3) in the entry for "Polypropylene glycol" under the heading "Limitations" by removing "1,200–2,500" and adding in its place "1,200–3,000".

Dated: October 4, 1995.

Fred R. Shank,

Director, Center for Food Safety and Applied Nutrition.

[FR Doc. 95–25924 Filed 10–18–95; 8:45 am]

BILLING CODE 4160–01–F

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 65

[Docket No. FEMA–7150]

Changes in Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, FEMA.

ACTION: Interim rule.

SUMMARY: This interim rule lists communities where modification of the base (1% annual chance) flood elevations is appropriate because of new scientific or technical data. New flood insurance premium rates will be calculated from the modified base flood elevations for new buildings and their contents.

DATES: These modified base flood elevations 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 Associate Director reconsider the changes. The modified elevations may be changed during the 90-day period.

ADDRESSES: The modified base flood elevations 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 following table.

FOR FURTHER INFORMATION CONTACT: Michael K. Buckley, P.E., Chief, Hazard Identification Branch, Mitigation Directorate, 500 C Street SW., Washington, DC 20472, (202) 646–2756.

SUPPLEMENTARY INFORMATION: The modified base flood elevations are not listed for each community in this interim rule. However, the address of the Chief Executive Officer of the community where the modified base flood elevation 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 base flood elevations 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 the National Flood Insurance Program.

These modified elevations, 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 base flood elevations are in accordance with 44 CFR 65.4.

National Environmental Policy Act

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

Regulatory Flexibility Act

The Associate Director, Mitigation Directorate, certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are required to maintain community eligibility in the National Flood Insurance Program. No regulatory flexibility analysis has been prepared.

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 12612, Federalism

This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

Executive Order 12778, Civil Justice Reform

This rule meets the applicable standards of section 2(b)(2) of Executive Order 12778.

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	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Connecticut: Tolland ...	Town of Somers	June 23, 1995, June 30, 1995, <i>Journal Engineer</i> .	Mr. Robert Percoski, First Selectman of the Town of Somers, P.O. Box 308, Somers, Connecticut 06071.	June 16, 1995	090112
Florida: Pinellas	Unincorporated Areas .	July 7, 1995, July 14, 1995, <i>Pinellas Review</i> .	Mr. Fred Marquis, Pinellas County Administrator, 315 Court Street, Clearwater, Florida 34616.	June 26, 1995	125139 C
Georgia: Effingham	Unincorporated Areas .	Aug. 23, 1995, Aug. 30, 1995, <i>The Herald</i> .	Mr. George C. Allen, Chairman of the Effingham County Board of Commissioners, Effingham County Courthouse, P.O. Box 307, Springfield, Georgia 31329.	Aug. 15, 1995	130076
Illinois: Cook	City of Country Club Hills.	July 27, 1995, Aug. 3, 1995, <i>The Daily Southtown</i> and <i>The Star</i> .	The Honorable Dwight W. Welch, Mayor of the City of Country Club Hills, 3700 West 175th Place, Country Club Hills, Illinois 60478.	July 20, 1995	170078 C
Maine: Androscoggin ..	City of Lewiston	Sept. 4, 1995, Sept. 11, 1995, <i>The Sun-Journal</i> .	The Honorable John Jenkins, Mayor of the City of Lewiston, City Hall, Pine Street, Lewiston, Maine 04240.	Aug. 30, 1995	230004 B
Massachusetts: Dukes	Town of Oak Bluffs	Aug. 29, 1995, Sept. 5, 1995, <i>The Gazette</i> .	Ms. Barbara Houtman, Chairperson, Oak Bluffs Board of Selectmen, P.O. Box 1327, Oak Bluffs, Massachusetts 02557.	Aug. 21, 1995	250072 D
Plymouth	City of Duxbury	July 12, 1995, July 19, 1995, <i>Duxbury Clipper</i> .	Ms. Margaret Kearney, Chairman of the Town of Duxbury Board of Selectman, 878 Tremont Street, Duxbury, Massachusetts 02332.	July 3, 1995	250263 C
Minnesota: Olmsted	City of Rochester	Sept. 5, 1995, Sept. 12, 1995, <i>Post-Bulletin</i> .	The Honorable Chuck Hazama, Mayor of the City of Rochester, 224 1st Avenue, SW., City Hall, Rochester, Minnesota 55902.	Aug. 29, 1995	275246 C
New Jersey: Middlesex	Piscataway (Township)	July 28, 1995, Aug. 4, 1995, <i>Piscataway Review</i> .	The Honorable Ted Light, Mayor of the Township of Piscataway, 455 Hoes Lane, Piscataway, New Jersey 08854.	July 18, 1995	340274 B
New York: Erie	Town of Amherst	Aug. 23, 1995, Aug. 30, 1995, <i>Amherst Bee</i> .	Mr. Thomas Ahern, Town Supervisor, Amherst Municipal Building, 5583 Main Street, Williamsville, New York 14221.	Aug. 17, 1995	360226
Ohio: Athens	City of Athens	Aug. 9, 1995, Aug. 16, 1995, <i>The Athens Messenger</i> .	The Honorable Sara Hendricker, Mayor of the City of Athens, 8 East Washington Street, Athens, Ohio 45701.	Feb. 2, 1996	390016

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
South Carolina: Greenville.	City of Mauldin	Aug. 24, 1995, Aug. 31, 1995, <i>The Greenville News</i> .	The Honorable L.S. Green, Mayor of the City of Mauldin, P.O. Box 249, Mauldin, South Carolina 29662.	Aug. 17, 1995	450198 C
Wisconsin: Ozaukee ...	Village of Grafton	Aug. 14, 1995, Aug. 21, 1995, <i>The News Graphic</i> .	Mr. Rodney L. Schroeder, President of the Village of Grafton, P.O. Box 125, Grafton, Wisconsin 53024-0125.	Aug. 7, 1995	550314 C

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance.")

Dated: October 5, 1995.

Robert H. Volland,

Acting Deputy Associate Director for Mitigation.

[FR Doc. 95-25934 Filed 10-18-95; 8:45 am]

BILLING CODE 6718-04-P

44 CFR Part 65

Changes in Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, FEMA.

ACTION: Final rule.

SUMMARY: Modified base (1% annual chance) flood elevations are finalized for the communities listed below. These modified elevations will be used to calculate flood insurance premium rates for new buildings and their contents.

EFFECTIVE DATES: The effective dates for these modified base flood elevations are indicated on the following table and revise the Flood Insurance Rate Map(s) (FIRMs) in effect for each listed community prior to this date.

ADDRESSES: The modified base flood elevations 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 following table.

FOR FURTHER INFORMATION CONTACT: Michael K. Buckley, P.E., Chief, Hazard Identification Branch, Mitigation Directorate, 500 C Street SW., Washington, DC 20472, (202) 646-2756.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency makes the final determinations listed below of modified base flood elevations 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 Associate Director has resolved any appeals resulting from this notification.

The modified base flood elevations are not listed for each community in this notice. However, this rule includes the address of the Chief Executive Officer of the community where the modified base flood elevation determinations are available for inspection.

The modifications are made pursuant to section 206 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 base flood elevations 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 the National Flood Insurance Program.

These modified elevations, 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.

These modified elevations are used to meet the floodplain management requirements of the NFIP and are also used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in these buildings.

The changes in base flood elevations are in accordance with 44 CFR 65.4.

National Environmental Policy Act

This rule is categorically excluded from the requirements of 44 CFR Part

10, Environmental Consideration. No environmental impact assessment has been prepared.

Regulatory Flexibility Act

The Associate Director, Mitigation Directorate, certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are required to maintain community eligibility in the National Flood Insurance Program. No regulatory flexibility analysis has been prepared.

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 12612, Federalism

This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

Executive Order 12778, Civil Justice Reform

This rule meets the applicable standards of section 2(b)(2) of Executive Order 12778.

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.