

entitled Protection of Children from Environmental Health Risks and Safety Risks (62 FR 19885, April 23, 1997).

In addition, since these tolerances and exemptions that are established under FFDCFA section 408 (d), such as the tolerances in this final rule, do not require the issuance of a proposed rule, the requirements of the Regulatory Flexibility Act (RFA) (5 U.S.C. 601 *et seq.*) do not apply. Nevertheless, the Agency has previously assessed whether establishing tolerances, exemptions from tolerances, raising tolerance levels or expanding exemptions might adversely impact small entities and concluded, as a generic matter, that there is no adverse economic impact. The factual basis for the Agency's generic certification for tolerance actions published on May 4, 1981 (46 FR 24950), and was provided to the Chief Counsel for Advocacy of the Small Business Administration.

**X. Submission to Congress and the General Accounting Office**

Under 5 U.S.C. 801(a)(1)(A), as added by the Small Business Regulatory Enforcement Fairness Act of 1996, the Agency has submitted a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the General Accounting Office prior to publication of this rule in today's **Federal Register**. This is not a "major rule" as defined by 5 U.S.C. 804(2).

**List of Subjects in 40 CFR Part 180**

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: August 5, 1997.

**Peter Caulkins,**

*Acting Director, Registration Division, Office of Pesticide Programs.*

Therefore, 40 CFR Chapter I is amended as follows:

**PART 180—[AMENDED]**

1. The authority citation for part 180 continues to read as follows:

**Authority:** 21 U.S.C. 346a and 371.

2. In § 180.434, in the table to paragraph (b), by removing the entries for "grain sorghum," and "grain sorghum stover," and by adding entries for "sorghum, aspirated grain fractions," "sorghum, grain, grain," and "sorghum, grain, stover," to read as follows:

**§ 180.434 1-[[2-(2,4-dichlorophenyl)-4-propyl-1,3-dioxolan-2-yl]methyl]-1H-1,2,4-triazole; tolerances for residues.**

\* \* \* \* \*  
(b) \* \* \*

Commodity	Parts per million	Expiration/Revocation Date
* * *	* * *	
Sorghum, aspirated grain fractions .....	20	July 31, 1998
Sorghum, grain, grain .....	0.2	July 31, 1998
Sorghum, grain, stover .....	1.5	July 31, 1998

\* \* \* \* \*  
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BILLING CODE 6560-50-F

**FEDERAL EMERGENCY MANAGEMENT AGENCY**

**44 CFR Part 64**

[Docket No. FEMA-7670]

**Suspension of Community Eligibility**

**AGENCY:** Federal Emergency Management Agency, FEMA.  
**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 suspended 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 be withdrawn by publication in the **Federal Register**.  
**EFFECTIVE DATES:** The effective date of each community's suspension is the third date ("Susp.") listed in the third column of the following tables.  
**ADDRESSES:** If you wish to determine whether a particular community was suspended on the suspension date, contact the appropriate FEMA Regional Office or the NFIP servicing contractor.  
**FOR FURTHER INFORMATION CONTACT:** Robert F. Shea Jr., Division Director, Program Implementation Division, Mitigation Directorate, 500 C Street, SW., Room 417, Washington, DC 20472, (202) 646-3619.  
**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 National Flood Insurance Program, 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, the Federal Emergency Management Agency has identified the special flood hazard areas 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 the identified special flood hazard area of communities not participating in the NFIP and identified for more than a year, on the Federal Emergency Management Agency'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 Associate Director 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 a 6-month, 90-day, and 30-day notification addressed to the Chief Executive Officer that the community will be suspended unless the required floodplain management measures are met prior to the effective suspension date. Since these notifications have been 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 Associate Director 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 they take remedial action.

**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.

**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.*

**Executive Order 12612, Federalism**

This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, October 26, 1987, 3 CFR, 1987 Comp., p. 252.

**Executive Order 12778, Civil Justice Reform**

This rule meets the applicable standards of section 2(b)(2) of Executive Order 12778, October 25, 1991, 56 FR 55195, 3 CFR, 1991 Comp., p. 309.

**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/location	Community No.	Effective date of eligibility	Current effective map date	Date certain Federal assistance no longer available in special flood hazard areas
<b>Region II</b>				
New York:				
Mount Kisco, village of, Westchester County.	360918	Mar. 8, 1976, Emerg; Sept. 18, 1986, Reg; Aug. 5, 1997, Susp.	Aug. 5, 1997 .....	Aug. 5, 1997.
New Castle, town of, Westchester County.	360921	May 30, 1974, Emerg; Sept. 5, 1979, Reg; Aug. 5, 1997, Susp.	.....do .....	Do.
<b>Region III</b>				
Pennsylvania:				
Bolivar, borough of, Westmoreland County.	420873	Aug. 13, 1976, Emerg; Aug. 10, 1979, Reg; Aug. 5, 1997, Susp.	.....do .....	Do.
Cook, township of, Westmoreland County.	422186	May 28, 1982, Emerg; Apr. 17, 1985, Reg; Aug. 5, 1997, Susp.	.....do .....	Do.
Hunker, borough of, Westmoreland County.	420880	Nov. 14, 1975, Emerg; Nov. 19, 1986, Reg; Aug. 5, 1997, Susp.	.....do .....	Do.
Manor, borough of, Westmoreland County.	420886	Aug. 29, 1973, Emerg; Sept. 1, 1977, Reg; Aug. 5, 1997, Susp.	.....do .....	Do.
Murrysville, municipality of, Westmoreland County.	421207	May 23, 1974, Emerg; Feb. 17, 1982, Reg; Aug. 5, 1997, Susp.	.....do .....	Do.
North Belle Vernon, borough of, Westmoreland County.	422182	Mar. 7, 1978, Emerg; Sept. 30, 1980, Reg; Aug. 5, 1980, Susp.	.....do .....	Do.
South Greensburg, borough of, Westmoreland County.	420900	Feb. 10, 1976, Emerg; July 3, 1986, Reg; Aug. 5, 1997, Susp.	.....do .....	Do.
Unity, township of, Westmoreland County.	420964	Dec. 26, 1973, Emerg; July 17, 1978, Reg; Aug. 5, 1997, Susp.	.....do .....	Do.
Youngstown, borough of, Westmoreland County.	420907	July 7, 1975, Emerg; Apr. 20, 1979, Reg; Aug. 5, 1997, Susp.	.....do .....	Do.
<b>Region I</b>				
Maine:				

State/location	Community No.	Effective date of eligibility	Current effective map date	Date certain Federal assistance no longer available in special flood hazard areas
Cutler, town of, Washington County .....	230310	May 2, 1975, Emerg; Aug. 5, 1985, Reg; Aug. 19, 1997, Susp.	Aug. 19, 1997 ...	Aug. 19, 1997.
Perry, town of, Washington County .....	230319	July 30, 1975, Emerg; Sept. 4, 1985, Reg; Aug. 19, 1997, Susp.	.....do .....	Do.
New Hampshire: Tilton, town of, Belknap County.	330009	July 25, 1975, Emerg; May 1, 1979, Reg; Aug. 19, 1997, Susp.	.....do .....	Do.
<b>Region III</b>				
Pennsylvania:				
Benton, borough of, Columbia County ...	421543	June 10, 1975, Emerg; Oct. 18, 1983, Reg; Aug. 19, 1997, Susp.	.....do .....	Do.
West Brunswick, township of, Schuylkill County.	422028	Aug. 1, 1979, Emerg; July 17, 1989, Reg; Aug. 19, 1997, Susp.	.....do .....	Do.
Virginia:				
Buchanan County, unincorporated areas	510024	Nov. 8, 1974, Emerg; Sept. 16, 1988, Reg; Aug. 19, 1997, Susp.	.....do .....	Do.
Grundy, town of, Buchanan County .....	510025	Nov. 8, 1974, Emerg; Aug. 16, 1982, Reg; Aug. 19, 1997, Susp.	.....do .....	Do.
<b>Region IV</b>				
Georgia: Talbot County, unincorporated areas.	130396	May 30, 1979, Emerg; Sept. 4, 1986, Reg; Aug. 19, 1997, Susp.	.....do .....	Do.
<b>Region V</b>				
Illinois: Wood Dale, city of, DuPage County ..	170224	Feb. 2, 1973, Emerg; Sept. 30, 1977, Reg; Aug. 19, 1997, Susp.	.....do .....	Do.
Michigan: Meyer, township of, Menominee County.	260458	Sept. 22, 1995, Emerg; Aug. 19, 1997, Reg; Aug. 19, 1997, Susp.	.....do .....	Do.
<b>Region IX</b>				
Arizona: Santa Cruz County, unincorporated areas.	040090	Apr. 23, 1971, Emerg; Aug. 1, 1980, Reg; Aug. 19, 1997, Susp.	.....do .....	Do.
California: Hemet, city of, Riverside County ..	060253	Nov. 2, 1974, Emerg; Sept. 29, 1978, Reg; Aug. 19, 1997, Susp.	.....do .....	Do.

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

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

Issued: August 5, 1997.

**Michael J. Armstrong,**

*Associate Director for Mitigation.*

[FR Doc. 97-21384 Filed 8-12-97; 8:45 am]

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**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 73**

[MM Docket No. 97-103; RM-9030]

**Radio Broadcasting Services; Shawsville, VA**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, at the request of Grace Communications L.C., allots Channel 273A to Shawsville, Virginia, as the community's first local aural transmission service. See 62 FR 15870, April 3, 1997. Channel 273A can be allotted to Shawsville in compliance with the Commission's minimum

distance separation requirements with a site restriction of 2.3 kilometers (1.4 miles) west in order to avoid a short-spacing conflict with the vacant allotment of Channel 274C1, Appomattox, Virginia. The coordinates for Channel 273A at Shawsville are 37-09-47 NL and 80-16-48 WL. With this action, this proceeding is terminated.

**DATES:** Effective September 22, 1997. The window period for filing applications for Channel 273A at Shawsville will open on September 22, 1997, and close on October 23, 1997.

**FOR FURTHER INFORMATION CONTACT:** Pam Blumenthal, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Report and Order, MM Docket No. 97-103, adopted July 30, 1997, and released August 8, 1997. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor,

ITS, Inc., (202) 857-3800, 1231 20th Street, NW., Washington, DC 20036.

**List of Subjects in 47 CFR Part 73**

Radio broadcasting.

Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

**PART 73—[AMENDED]**

1. The authority citation for Part 73 continues to read as follows:

**Authority:** Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

**§ 73.202 [Amended]**

2. Section 73.202(b), the Table of FM Allotments under Virginia, is amended by adding Shawsville, Channel 273A.

Federal Communications Commissions.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 97-21377 Filed 8-12-97; 8:45 am]

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