

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
Muscatine County, Unincorporated Areas.	190836	April 8, 1975, Emerg; October 17, 1986, Reg; July 18, 2011, Susp.	.....do .....	Do.
Nichols, City of, Muscatine County .....	190214	June 6, 1975, Emerg; October 17, 1986, Reg; July 18, 2011, Susp.	.....do .....	Do.
Oakville, City of, Louisa County .....	190313	August 5, 1975, Emerg; August 1, 1986, Reg; July 18, 2011, Susp.	.....do .....	Do.
Raymond, City of, Black Hawk County	190024	July 2, 1975, Emerg; July 11, 1978, Reg; July 18, 2011, Susp.	.....do .....	Do.
Wapello, City of, Louisa County .....	190194	June 4, 1976, Emerg; September 1, 1986, Reg; July 18, 2011, Susp.	.....do .....	Do.
Waterloo, City of, Black Hawk County ..	190025	May 7, 1971, Emerg; July 3, 1985, Reg; July 18, 2011, Susp.	.....do .....	Do.
Welton, City of, Clinton County .....	190089	October 25, 1977, Emerg; August 5, 1985, Reg; July 18, 2011, Susp.	.....do .....	Do.
West Liberty, City of, Muscatine County	190215	May 5, 1975, Emerg; October 17, 1986, Reg; July 18, 2011, Susp.	.....do .....	Do.
Wilton, City of, Muscatine County .....	190686	August 30, 1990, Emerg; July 1, 1991, Reg; July 18, 2011, Susp.	.....do .....	Do.
<b>Missouri:</b>				
Bland, City of, Gasconade County .....	290139	February 24, 1977, Emerg; August 24, 1984, Reg; July 18, 2011, Susp.	.....do .....	Do.
Gasconade, City of, Gasconade County	290140	June 27, 1975, Emerg; December 18, 1984, Reg; July 18, 2011, Susp.	.....do .....	Do.
Hermann, City of, Gasconade County ..	290141	August 13, 1971, Emerg; March 5, 1976, Reg; July 18, 2011, Susp.	.....do .....	Do.
Owensville, City of, Gasconade County	290143	August 1, 1975, Emerg; June 3, 1978, Reg; July 18, 2011, Susp.	.....do .....	Do.
<b>Region VIII</b>				
<b>North Dakota:</b>				
Velva, City of, McHenry County .....	380051	March 28, 1975, Emerg; August 15, 1977, Reg; July 18, 2011, Susp.	.....do .....	Do.
Velva, Township of, McHenry County ...	380310	March 31, 1976, Emerg; September 18, 1987, Reg; July 18, 2011, Susp.	.....do .....	Do.
Villard, Township of, McHenry County ..	380317	March 31, 1977, Emerg; September 18, 1987, Reg; July 18, 2011, Susp.	.....do .....	Do.

\*Do = Ditto.

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

Dated: June 27, 2011.

**Sandra K. Knight,**

*Deputy Federal Insurance and Mitigation Administrator, Mitigation.*

[FR Doc. 2011-17032 Filed 7-6-11; 8:45 am]

**BILLING CODE 9110-12-P**

## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

#### 49 CFR Part 1002

[Docket No. EP 542 (Sub-No. 18)]

#### Regulations Governing Fees for Services

**AGENCY:** Surface Transportation Board.

**ACTION:** Final rule.

**SUMMARY:** The Board is amending the regulations governing user fees for services performed. The amendment sets the fee for certain formal complaints at \$350.

**DATES:** *Effective Date:* This rule is effective on July 7, 2011.

**ADDRESSES:** Questions regarding this final rule should be in writing, addressed to: Chief, Section of Administration, Office of Proceedings, Surface Transportation Board, Attn: Docket No. EP 542 (Sub-No. 18), 395 E Street, SW., Washington, DC 20423-0001.

#### FOR FURTHER INFORMATION CONTACT:

Valerie Quinn at 202-245-0382. Assistance for the hearing impaired is available through the Federal Information Relay Service (FIRS) at 1-800-877-8339.

**SUPPLEMENTARY INFORMATION:** On February 15, 2011, the Board served a notice of proposed rulemaking (NPRM), in which it proposed amending the Board's regulations governing user fees for services performed, 49 CFR 1002.2(f), Part V, by lowering the fee for sub-item 56(iv) [all other formal complaints except competitive access] from \$20,600 to \$350. Under the

proposal, the fee for sub-items 56(i) [full Stand-Alone Cost rate complaints] and 56(ii) [Simplified-SAC rate complaints] would be set at \$350, and the fee for sub-item 56(iii) [Three Benchmark rate complaints], the most likely path to rate relief for small shippers, would remain at \$150.

The Board sets user fees in accordance with the Independent Offices Appropriation Act of 1952 (IOAA). The IOAA directs agencies such as the Board to establish fees for specific services that it provides to identifiable recipients, so that the service provided may be "self-sustaining to the extent possible." 31 U.S.C. 9701(a). The fees must be "fair" and be based on a variety of factors, including (but not limited to) the costs to the agency of each covered service, public policy or interest served, and the value of the service to the entity receiving it. 31 U.S.C. 9701(b). The Board's fees transfer some of the cost of funding the agency from the general

taxpayer to the entity receiving the benefit of a particular Board action.<sup>1</sup>

As stated in the NPRM, we believe three sound public policy considerations call for the Board to set relatively low fees for filing a complaint. Under the ICC Termination Act of 1995,<sup>2</sup> Congress eliminated authority previously held by the Interstate Commerce Commission to initiate investigations of alleged illegal or unreasonable rates or practices. As a result, the filing of a complaint by shippers or other entities is often the Board's only mechanism for investigating and addressing potential rate violations or other unlawful practices.

Second, it is possible that the relatively high fees for filing formal complaints under item 56(iv)—currently \$20,600—may be having a chilling effect on shippers and other entities seeking to bring a complaint to the Board. For example, over the past 10 years, our Rail Consumer and Public Assistance unit has assessed hundreds of informal complaints related to service and demurrage, and although many have been successfully resolved, several that were unresolved did not become the subjects of formal complaints. While we presume that some of these cases were not brought before the Board for reasons unrelated to fees, the proposed fee amendment would minimize any chilling effect of high fees, and encourage outside parties to bring allegations of regulatory violations before the Board for adjudication.

Finally, the proposed amendment should result in better management of the Board's docket and use of Board resources. Maintaining comparatively low filing fees for petitions for declaratory orders, coupled with the high fee for complaints (other than rate or competitive access complaints) under fee item 56(iv), appears to have led parties to seek broad declarations by the Board rather than asking the Board to resolve individual complaints. In some cases, an individual complaint may have been preferable, and the Board's fee structure should not be the deciding factor in a party's decision of what type of case to bring.

Comments in support of the proposed rules were filed individually by the U.S. Department of Agriculture, National Grain and Feed Association, the Fertilizer Institute, the National Industrial Transportation League, Consumers United For Rail Equity

(CURE), and jointly by Western Coal Traffic League, American Public Power Association, and National Rural Electric Cooperative Association (collectively, Coal Shippers). CURE and Coal Shippers<sup>3</sup> also filed replies in support of other parties' initial comments. No comments opposing any aspect of the proposed rules were filed. For the reasons set forth in this decision and in the NPRM, we will adopt the proposal in its entirety.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

#### List of Subjects in 49 CFR Part 1002

Administrative practice and procedure, Common carriers, Freedom of information.

Decided: July 1, 2011.

By the Board, Chairman Elliott, Vice Chairman Begeman, and Commissioner Mulvey.

**Jeffrey Herzig,**  
*Clearance Clerk.*

#### Code of Federal Regulations

For reasons set forth in the preamble, the Surface Transportation Board amends title 49, chapter X, part 1002, of the Code of Federal Regulations as follows:

#### PART 1002—FEES

- 1. The authority citation for part 1002 continues to read as follows:

**Authority:** 5 U.S.C. 552(a)(4)(A) and 553; 31 U.S.C. 9701 and 49 U.S.C. 721(a). Section 1002.1(g)(11) also issued under 5 U.S.C. 5514 and 31 U.S.C. 3717.

- 2. Revise § 1002.2, paragraph (f)(56)(iv) to read as follows:

##### § 1002.2 Filing fees.

\* \* \* \* \*

(f) \* \* \*

Type of proceeding	Fee
* * * * *	
<b>PART V: FORMAL PROCEEDINGS</b>	
* * * * *	
(56) * * *	
(iv) All other formal complaints (except competitive access complaints) .....	\$350
* * * * *	

[FR Doc. 2011–17020 Filed 7–6–11; 8:45 am]

**BILLING CODE 4915–01–P**

<sup>3</sup> On reply, Coal Shippers included Edison Electric Institute.

#### DEPARTMENT OF COMMERCE

##### National Oceanic and Atmospheric Administration

##### 50 CFR Part 679

[Docket No. 101126522–0640–02]

RIN 0648–XA546

##### Fisheries of the Exclusive Economic Zone Off Alaska; Northern Rockfish and Pelagic Shelf Rockfish for Trawl Catcher Vessels Participating in the Entry Level Rockfish Fishery in the Central Regulatory Area of the Gulf of Alaska

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

**ACTION:** Temporary rule; closure.

**SUMMARY:** NMFS deems it appropriate to not open directed fishing for northern rockfish and pelagic shelf rockfish (PSR) for trawl catcher vessels participating in the entry level rockfish fishery in the Central Regulatory Area of the Gulf of Alaska (GOA). This action is necessary to prevent exceeding the 2011 allocation of northern rockfish and PSR to trawl catcher vessels participating in the entry level rockfish fishery in the Central Regulatory Area of the GOA.

**DATES:** Effective 1200 hrs, Alaska local time (A.l.t.), July 1, 2011, through 1200 hrs, A.l.t., September 1, 2011.

**FOR FURTHER INFORMATION CONTACT:** Steve Whitney, 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.

The 2011 allocations of northern rockfish and PSR for vessels participating in the entry level trawl fishery in the Central Regulatory Area of the GOA are 0 metric tons as established by the final 2011 and 2012 harvest specifications for groundfish in the GOA (76 FR 11111, March 1, 2011).

Consequently, in accordance with § 679.83(a)(3), the Administrator, Alaska Region, NMFS, deems it appropriate for conservation and management purposes to not open directed fishing for northern rockfish and PSR for trawl catcher

<sup>1</sup> The fees established by the Board for specific services offset the Board's appropriated funding, and do not directly add to it.

<sup>2</sup> Public Law 104–88, 109 Stat. 803 (1995).