

Corrections

1. In the final rule document appearing in the issue of April 24, 2006:

On page 20900, first column, sixth line under “Headings”, revise the “Agency Number”, to read “[FMR Amendment 2006–01; FMR Case 2006–102–3]”.

2. In the final rule document appearing in the issue of April 25, 2006:

On page 23867, second column, sixth line under “Headings”, revise “Agency Number” to read “[FMR Amendment 2006–02; FMR Case 2006–102–2]”.

Dated: April 27, 2006.

Laurieann Duarte,

Supervisor, Regulatory Secretariat.

[FR Doc. 06–4127 Filed 5–4–06; 8:45 am]

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DEPARTMENT OF HOMELAND SECURITY**Federal Emergency Management Agency****44 CFR Part 64**

[Docket No. FEMA–7923]

Suspension of Community Eligibility

AGENCY: Mitigation Division, Federal Emergency Management Agency (FEMA), Department of Homeland Security.

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 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.

ADDRESSES: If you want to determine whether a particular community was suspended on the suspension date, contact the appropriate FEMA Regional Office.

FOR FURTHER INFORMATION CONTACT:

William H. Lesser, Mitigation Division, 500 C Street, SW., Washington, DC 20472, (202) 646–2807.

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 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, 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.

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 is revised 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]

■ The tables published under the authority of § 64.6 are amended as follows:

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
Region IV				
North Carolina:				
Apex, Town of, Wake County	370467	March 20, 1992, Emerg; March 20, 1992, Reg; May 2, 2006, Susp.	May 2, 2006	May 2, 2006.
Cary, Town of, Wake County	370238	July 1, 1975, Emerg; July 17, 1978, Reg; May 2, 2006, Susp.	.....do*	Do.
Durham, City of, Durham County	370086	July 13, 1973, Emerg; January 17, 1979, Reg; May 2, 2006, Susp.	.....do	Do.
Durham County, Unincorporated Areas	370085	March 16, 1973, Emerg; February 15, 1979, Reg; May 2, 2006, Susp.	.....do	Do.
Fuquay-Varina, Town of, Wake County	370239	January 27, 1975, Emerg; November 1, 1978, Reg; May 2, 2006, Susp.	.....do	Do.
Garner, Town of, Wake County	370240	November 29, 1974, Emerg; July 3, 1978, Reg; May 2, 2006, Susp.	.....do	Do.
Holly Springs, Town of, Wake County ..	370403	December 23, 1994, Emerg; December 23, 2994, Reg; May 2, 2006, Susp.	.....do	Do.
Knightdale, Town of, Wake County	370241	July 24, 1975, Emerg; August 1, 1978, Reg; May 2, 2006, Susp.	.....do	Do.
Morrisville, Town of, Wake County	370242	December 8, 1977, Emerg; November 1, 1978, Reg; May 2, 2006, Susp.	.....do	Do.
Raleigh, City of, Wake County	370243	August 31, 1973, Emerg; August 15, 1978, Reg; May 2, 2006, Susp.	.....do	Do.
Rolesville, Town of, Wake County	370468	July 31, 2001, Emerg; July 31, 2001, Reg; May 2, 2006, Susp.	.....do	Do.
Wake County, Unincorporated Areas	370368	February 26, 1975, Emerg; November 15, 1978, Reg; May 2, 2006, Susp.	.....do	Do.
Wake Forest, Town of, Wake County ...	370244	March 15, 1974, Emerg; July 3, 1978, Reg; May 2, 2006, Susp.	.....do	Do.
Wendell, Town of, Wake County	370245	January 28, 1974, Emerg; June 1, 1978, Reg; May 2, 2006, Susp.	.....do	Do.
Zebulon, Town of, Wake County	370246	August 7, 1974, Emerg; July 3, 1978, Reg; May 2, 2006, Susp.	.....do	Do.

* do=Ditto.

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

Dated: May 1, 2006.

David I. Maurstad,

*Mitigation Division Director, Federal
Emergency Management Agency, Department
of Homeland Security.*

[FR Doc. 06-4256 Filed 5-4-06; 8:45 am]

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