

and 5:30 p.m., Monday through Friday, from May 1 to October 31 each year. From November 1, to April 30 each year, mariners must provide a 12-hour advance notice for requests to open the bridge.

Regulatory Evaluation

This final rule is not a significant regulatory action under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that order. It has been exempted from review by the Office of Management and Budget under that order. It is not significant under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040 February 26, 1979). The Coast Guard expects the economic impact of this final rule to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary. The Coast Guard made this determination based on the documented use of the bridge and by the fact that this final rule does not prevent transiting of the bridge by vessels, but requires them to plan transits based on the revised schedule.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601–612), the Coast Guard must consider whether this final rule will have a significant economic impact on a substantial number of small entities. “Small entities” include independently owned and operate small businesses that are not dominant in their field and otherwise qualify as “small business concerns” under section 3 of the Small Business Act (15 U.S.C. 632). Because it expects the impact of this final rule to be minimal, the Coast Guard certifies under 5 U.S.C. 605(b) that this final rule will not have a significant impact on a substantial number of small entities.

Collection of Information

This final rule contains no collection of information requirement under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

Federalism

The Coast Guard has analyzed this final rule under the principles and criteria contained in Executive Order 12612 and has determined that this final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

Environment

The Coast Guard considered the environmental impact of this rule and

concluded that under figure 2–1, paragraph (32)(e) of COMDTINST M16475.1C, this final rule is categorically excluded from further environmental documentation based on the fact that it is a promulgation of the operating regulations of a drawbridge. A Categorical Exclusion Determination statement has been prepared and placed in the rulemaking docket.

List of Subjects in 33 CFR Part 117

Bridges.

Regulations

For reasons discussed in the preamble, the Coast Guard revises 33 CFR Part 117 as follows:

PART 117—DRAWBRIDGE OPERATION REGULATIONS

1. The authority citation for Part 117 continues to read as follows:

Authority: 33 U.S.C. 499; 49 CFR 1.46; 33 CFR 1.05–1(g); Section 117.255 also issued under the authority of Pub. L. 102–587, 106 Stat. 5039.

2. Section 117.1097 is revised to read as follows:

§ 117.1097 Sheboygan River

The draw of the Eighth Street bridge, mile 0.69 at Sheboygan, shall open as follows:

(a) From May 1 through October 31—

(1) Between the hours of 6 a.m. and 10 p.m., the bridge shall open on signal, except that:

(i) From 6:10 a.m. to 7:10 p.m., Monday through Saturday, the draw need open only at 10 minutes after the hour, on the half-hour, and 10 minutes before the hour; and

(ii) From Monday through Friday, except Federal holidays, the draw need not open between 7:30 a.m. and 8:30 a.m., between 12 p.m. and 1 p.m., and between 4:30 p.m. and 5:30 p.m.

(2) Between the hours of 10 p.m. and 6 a.m., the draw shall open on signal if at least 2 hours advance notice is provided.

(b) From November 1 through April 30, the draw shall open on signal if at least 12 hours advance notice is provided.

(c) At all times, the draw shall open as soon as possible for public vessels of the United States, state or local government vessels used for public safety, vessels in distress, vessels seeking shelter from rough weather, or any other emergency.

Dated: August 27, 1998.

G. Cope,

Captain, U.S. Coast Guard Acting Commander, Ninth Coast Guard District.

[FR Doc. 98–24706 Filed 9–14–98; 8:45 am]

BILLING CODE 4910–15–M

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 64

[Docket No. FEMA–7696]

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 |
|---|---------------|--|----------------------------|---|
| Region II | | | | |
| New York: | | | | |
| Camden, town of, Oneida County | 360523 | December 26, 1974, May 1, 1985, September 7, 1998, Emerg; Reg; Susp. | September 7, 1998 ... | September 7, 1998. |
| Endicott, village of, Broome County. | 360045 | July 5, 1973, May 15, 1978, September 7, 1998, Emerg; Reg; Susp. |do | Do. |
| Trenton, town of, Oneida County .. | 360556 | April 21, 1975, May 1, 1985, September 7, 1998, Emerg; Reg; Susp. |do | Do. |
| Region V | | | | |
| Michigan: Logan, township of, Mason County. | 260811 | February 29, 1988, September 7, 1998, September 7, 1998, Emerg; Reg; Susp. |do | Do. |
| Region VIII | | | | |
| Montana: | | | | |
| Hamilton, city of, Ravalli County | 300186 | November 10, 1989, September 7, 1998, Reg; Susp. |do | Do. |
| Ravalli County, unincorporated areas. | 300061 | April 11, 1978, July 19, 1982, September 7, 1998, Emerg; Reg; Susp. |do | Do. |

| State/location | Community No. | Effective date of eligibility | Current effective map date | Date certain Federal assistance no longer available in special flood hazard areas |
|---|---------------|---|----------------------------|---|
| Utah: Sevier County, unincorporated areas. | 490121 | November 14, 1975, July 1, 1986, September 7, 1998, Emerg; Reg; Susp. |do | Do. |
| Region II | | | | |
| New York: Rome, city of, Oneida County. | 360542 | October 15, 1974, January 3, 1985, September 21, 1998, Emerg; Reg; Susp. | September 21, 1998 | September 21, 1998. |
| Region III | | | | |
| Pennsylvania: Carroll, township of, Perry County. | 421949 | February 18, 1976, September 4, 1987, September 21, 1998, Emerg; Reg; Susp. |do | Do. |
| Region IV | | | | |
| Georgia: Charlton County, unincorporated areas. | 130292 | October 14, 1991, September 21, 1998, September 21, 1998, Emerg; Reg; Susp. |do | Do. |
| Kentucky: Pike County, unincorporated areas. | 210298 | July 20, 1977, December 4, 1979, September 21, 1998, Emerg; Reg; Susp. |do | Do. |
| Region V | | | | |
| Wisconsin: | | | | |
| Avoca, village of, Iowa County | 550173 | June 26, 1974, September 19, 1984, September 21, 1998, Emerg; Reg; Susp. |do | Do. |
| Iowa County, unincorporated areas | 550522 | January 30, 1974, January 17, 1979, September 21, 1998, Emerg; Reg; Susp. |do | Do. |
| Manitowoc County, unincorporated areas. | 550236 | July 18, 1973, September 15, 1978, September 21, 1998, Emerg; Reg; Susp. |do | Do. |
| Region VI | | | | |
| Arkansas: Lakeview, town of, Phillips County. | 050169 | July 23, 1976, February 1, 1987, September 21, 1998, Emerg; Reg; Susp. |do | Do. |
| Texas: Newton County, unincorporated areas. | 480499 | June 4, 1975, April 1, 1987, September 21, 1998, Emerg; Reg; Susp. |do | Do. |
| Region VII | | | | |
| Kansas: Kansas City, city of, Wyandotte County. | 200363 | December 10, 1974, August 3, 1981, September 21, 1998, Emerg; Reg; Susp. |do | Do. |
| Nebraska: | | | | |
| Columbus, city of, Platte County ... | 315272 | May 21, 1971, June 29, 1973, September 21, 1998, Susp Emerg; Reg;. |do | Do. |
| Platte Center, village of, Platte County. | 310178 | March 31, 1975, February 1, 1990, September 21, 1998, Emerg; Reg; Susp. |do | Do. |
| Platte County, unincorporated areas | 310467 | January 8, 1990, September 1, 1990, September 21, 1998, Emerg; Reg; Susp. |do | Do. |
| Region VIII | | | | |
| Wyoming: | | | | |
| Cokeville, town of, Lincoln County | 560033 | November 21, 1975, February 19, 1987, September 21, 1998, Emerg; Reg; Susp. |do | Do. |
| Lincoln County, unincorporated areas. | 560032 | June 23, 1978, February 15, 1980, September 21, 1998, Emerg; Reg; Susp. |do | Do. |
| Region X | | | | |
| Alaska: Emmonak, city of, unorganized borough. | 020125 | May 22, 1992, September 21, 1998, September 21, 1998, Emerg; Reg; 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: September 2, 1998.

Michael J. Armstrong,

Associate Director for Mitigation.

[FR Doc. 98-24703 Filed 9-14-98; 8:45 am]

BILLING CODE 6718-05-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 98-17; RM-8819]

Radio Broadcasting Services; Beaver Dam and Brownsville, KY

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Charles M. Anderson, substitutes Channel 264C3 for Channel 264A at Beaver Dam, reallots Channel 264C3 from Beaver Dam to Brownsville, Kentucky, and modifies Station WKLX(FM)'s construction permit accordingly. See 63 FR 8606, February 20, 1998. Channel 264C3 can be substituted at Brownsville in compliance with the Commission's minimum distance separation requirements without the imposition of a site restriction at petitioner's requested site. The coordinates for Channel 264C3 at Brownsville are North Latitude 37-10-34 and West Longitude 86-18-08. With this action, this proceeding is terminated.

EFFECTIVE DATE: October 19, 1998.

FOR FURTHER INFORMATION CONTACT: Sharon P. McDonald, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 98-17, adopted August 26, 1998, and released September 4, 1998. 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 contractors, International Transcription Service, 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: Sections 47 U.S.C. 154, 303, 334, 336.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Kentucky, is amended by removing Channel 264A at Beaver Dam, and adding Brownsville, Channel 264C3.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 98-24663 Filed 9-14-98; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 97-186; RM-9130]

Radio Broadcasting Services; Canton and Glasford, IL

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Neil A. Roness and Luann C. Dahl, reallots Channel 266A from Canton to Glasford, Illinois, and modifies Station WBDM(FM)'s construction permit accordingly. See 62 FR 45784, August 29, 1997. Channel 266A can be allotted to Glasford in compliance with the Commission's minimum distance separation requirements without the imposition of a site restriction at petitioner's requested site. The coordinates for Channel 266A at Glasford are North Latitude 40-34-20 and West Longitude 89-48-47. With this action, this proceeding is terminated.

EFFECTIVE DATE: October 19, 1998.

FOR FURTHER INFORMATION CONTACT: Sharon P. McDonald, Mass Media Bureau, (202) 418-2180.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 97-186, adopted August 26, 1998, and released September 4, 1998. 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 contractors, International Transcription

Service, 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: Sections 47 U.S.C. 154, 303, 334, 336.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under Illinois, is amended by removing Channel 266A at Canton, and adding Glasford, Channel 266A.

Federal Communications Commission.

John A. Karousos,

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

[FR Doc. 98-24664 Filed 9-14-98; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 90

[PR Docket No. 89-552; GN Docket No. 93-252; FCC 98-186]

Geographic Partitioning and Spectrum Disaggregation for the 220-222 MHz Service

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: In this document, the Federal Communications Commission (Commission) amends its rules to allow the holders of licenses in the 220-222 MHz band to partition their licensed geographic area and disaggregate their licensed spectrum.

DATES: Effective November 16, 1998.

FOR FURTHER INFORMATION CONTACT: Scott A. Mackoul or Janet L. Sievert, Policy and Rules Branch, Commercial Wireless Division, Wireless Telecommunications Bureau, at (202) 418-7240.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Fifth Report and Order in PR Docket No. 89-552, adopted on August 4, 1998, and released on August 6, 1998. The full text of the Fifth Report and Order 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