

any new requirements, I certify that this action will not have a significant economic impact on a substantial number of small entities.

EPA's proposed disapproval of the state request under section 110 and subchapter I, part D of the CAA does not affect any existing requirements applicable to small entities. Any pre-existing federal requirements remain in place after this disapproval. Federal disapproval of the state submittal does not affect state enforceability. Moreover, EPA's disapproval of the submittal does not impose any new Federal requirements. Therefore, I certify that this action will not have a significant economic impact on a substantial number of small entities.

Moreover, due to the nature of the Federal-State relationship under the CAA, preparation of flexibility analysis would constitute Federal inquiry into the economic reasonableness of state action. The CAA forbids EPA to base its actions concerning SIPs on such grounds. *Union Electric Co. v. U.S. EPA*, 427 U.S. 246, 255–66 (1976); 42 U.S.C. 7410(a)(2).

#### G. Unfunded Mandates

Under section 202 of the Unfunded Mandates Reform Act of 1995 ("Unfunded Mandates Act"), signed into law on March 22, 1995, EPA must prepare a budgetary impact statement to accompany any proposed or final rule that includes a Federal mandate that may result in estimated costs to State, local, or tribal governments in the aggregate; or to private sector, of \$100 million or more. Under section 205, EPA must select the most cost-effective and least burdensome alternative that achieves the objectives of the rule and is consistent with statutory requirements. Section 203 requires EPA to establish a plan for informing and advising any small governments that may be significantly or uniquely impacted by the rule.

EPA has determined that the proposed action does not include a Federal mandate that may result in estimated costs of \$100 million or more to either State, local, or tribal governments in the aggregate, or to the private sector. This proposed Federal action acts on pre-existing requirements under State or local law, and imposes no new requirements. Accordingly, no additional costs to State, local, or tribal governments, or to the private sector, result from this action.

#### H. National Technology Transfer and Advancement Act

Section 12 of the National Technology Transfer and Advancement Act

(NTTAA) of 1995 requires Federal agencies to evaluate existing technical standards when developing a new regulation. To comply with NTTAA, EPA must consider and use "voluntary consensus standards" (VCS) if available and applicable when developing programs and policies unless doing so would be inconsistent with applicable law or otherwise impractical.

EPA believes that VCS are inapplicable to today's proposed action because it does not require the public to perform activities conducive to the use of VCS.

#### List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, Ozone, Reporting and recordkeeping requirements, Volatile organic compounds.

Dated: April 11, 2002.

Nora L. McGee,

Acting Regional Administrator, Region IX.

[FR Doc. 02–10171 Filed 4–24–02; 8:45 am]

BILLING CODE 6560–50–P

### FEDERAL EMERGENCY MANAGEMENT AGENCY

#### 44 CFR Part 67

[Docket No. FEMA-B-7427]

#### Proposed Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency (FEMA).

**ACTION:** Proposed rule.

**SUMMARY:** Technical information or comments are requested on the proposed Base (1% annual chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that the community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

**DATES:** The comment period is ninety (90) days following the second publication of this proposed rule in a newspaper of local circulation in each community.

**ADDRESSES:** The proposed BFEs 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:

Matthew B. Miller, P.E., Chief, Hazards Study Branch, Federal Insurance and Mitigation Administration, FEMA, 500 C Street SW., Washington, DC 20472, (202) 646–3461, or (e-mail) [matt.miller@fema.gov](mailto:matt.miller@fema.gov).

#### SUPPLEMENTARY INFORMATION: FEMA

proposes to make determinations of BFEs and modified BFEs for each community listed below, in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed BFEs and modified BFEs, 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 proposed 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.

*National Environmental Policy Act.*

This proposed 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 Acting Administrator, Federal Insurance and Mitigation Administration certifies that this proposed rule is exempt from the requirements of the Regulatory Flexibility Act because proposed or modified BFEs are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and are required to establish and maintain community eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

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

*Executive Order 12778, Civil Justice Reform.* This proposed rule meets the

applicable standards of Section 2(b)(2) of Executive Order 12778.

Accordingly, 44 CFR Part 67 is proposed to be amended 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, § 67.4

#### List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

#### PART 67—[AMENDED]

1. The authority citation for Part 67 continues to read as follows:

2. The tables published under the authority of § 67.4 are proposed to be amended as follows:

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet. (NGVD)	
				Existing	Modified
California .....	Yolo, Uninc, Areas Overflow.	North Davis Overflow .....	At Union Pacific Railroad Bridge (confluence with Union Pacific Railroad Drain).	None	*42
			At Highway 101 A and Union Pacific Railroad Bridge Over North Davis Drain.	None	*46
			At Union Pacific Railroad Bridge (confluence with North Davis Overflow).	None	*42
		Union Pacific Railroad Drain.			

Maps are available for inspection at City Hall, 292 West Beamer Street, Woodland, California.

Send comments to The Honorable Dave Rosenberg, Chairman, Yolo County Board of Supervisors, 625 Court Street, Room 204, Woodland, California 95695.

California .....	Davis, (City) Yolo County.	North Davis Overflow .....	At Union Pacific Railroad Bridge (confluence with Union Pacific Railroad Drain).	None	*42
			Approximately 950 feet upstream of confluence with Union Pacific Railroad Drain.	None	*43
		Union Pacific Railroad Drain.	At Union Pacific Railroad Bridge (confluence with North Davis Overflow).	None	*42
			Approximately 340 feet downstream of Covell Boulevard.	None	*43

Maps are available for inspection at City Hall, 23 Russell Boulevard, Davis, California.

Send comments to The Honorable Ken Wagstaff, Mayor, City of Davis, 23 Russell Boulevard, Davis, California 95616.

California .....	Lafayette, (City), Contra Costa County.	Reliez Creek .....	Approximately 60 feet upstream of Old Tunnel Road.	250	*252
			Approximately 110 feet downstream of Quandt Road.	354	*352
			Approximately 160 feet upstream of Pleasant Hill Road.	362	*368
		Reliez Creek Overflow .....	Along Circle Road from its confluence with Reliez Creek to approximately 300 feet southeast of Ortega Avenue.	None	*279

Maps are available for inspection at Lafayette Planning Office, 3675 Mt. Diablo Street, Lafayette, California.

Send comments to The Honorable Don Tatzin, Mayor, City of Lafayette, P.O. Box 1968, Lafayette, California 94549.

Flooding source(s)	Location of referenced elevation	Elevation in feet *(NGVD)		Communities affected
		Effective	Modified	

#### Jefferson County, Colorado and Incorporated Areas

North Branch Airport Creek ..	Approximately 1,800 feet downstream of Wadsworth Avenue.	None	*5,440	Jefferson County (Uninc. Areas)
	Approximately 700 feet upstream of Wadsworth Avenue.	None	*5,534	
Bear Creek .....	Approximately 4,000 feet downstream of South Wadsworth Boulevard.	None	*5,357	City of Lakewood
	Approximately 1,200 feet downstream of South Wadsworth Boulevard.	None	*5,373	
Bear Creek Tributary No. 3 ..	Approximately 400 feet downstream of Dedisse Park Road.	*7,174	*7,174	Jefferson County (Uninc. Areas)
	Approximately 1,300 feet upstream of Dedisse Park Road.	*7,260	*7,260	
Lena Gulch .....	Approximately 600 feet upstream of Orion Street .....	None	*5,828	City of Golden
	Approximately 1,500 feet downstream of U.S. Highway 6.	None	*5,885	
	Approximately 300 feet downstream of U.S. Highway 6.	None	*5,913	

Flooding source(s)	Location of referenced elevation	Elevation in feet *(NGVD)		Communities affected
		Effective	Modified	
Little Dry Creek .....	Just downstream of Lowell Boulevard .....	None	*5,267	City of Westminster
Sanderson Gulch .....	Approximately 50 feet upstream of Sheridan Boulevard.	*5,416	*5,415	City of Lakewood
Ralston Creek .....	Approximately 1,050 feet upstream of Ward Street .....	None	*5,458	Jefferson County (Uninc. Areas)
	Approximately 700 feet downstream of Beech Street	None	*5,472	
	Approximately 3,050 feet downstream of Indian Street	None	*5,514	
	Approximately 100 feet downstream of Indian Street ..	None	*5,534	
Van Bibber Creek .....	Just downstream of the Miller Street .....	*5,365	*5,374	Jefferson County (Uninc. Areas)
	Just upstream of Ward Road Bridge .....	*5,437	*5,438	
Walnut Creek .....	Approximately 1,800 feet upstream of the confluence with Countryside Creek.	None	*5,360	Jefferson County (Uninc. Areas)
Weir Gluch .....	Approximately 1,700 feet downstream of Ohio Avenue	None	*5,374	City of Lakewood
	Just upstream of Sheridan Boulevard .....	*5,364	*5,365	

**ADDRESSES****Jefferson County (Unincorporated Areas):**

Maps are available for inspection at City Hall, 100 Jefferson County Parkway, Suite 3, Golden, Colorado.

Send comments to The Honorable Michelle Lawrence, Chairperson, Jefferson County, Board of Commissioners, 100 Jefferson County Parkway, Suite 5550, Golden, Colorado 80419.

**City of Golden:**

Maps are available for inspection at the Planning Department, 1445 10th Street, Golden, Colorado.

Send comments to The Honorable Jan C. Scheneck, Mayor, City of Golden, 911 10th Street, Golden, Colorado 80401.

**City of Lakewood:**

Maps are available for inspection at the Engineering Division, 445 South Allison Parkway, Lakewood, Colorado.

Send comments to The Honorable Steve Burkholder, Mayor, City of Lakewood, 4800 South Allison Parkway, Lakewood, Colorado 80226.

**City of Westminster:**

Maps are available for inspection at City Hall, 4800 West 92nd Avenue, Westminster, Colorado.

Send comments to The Honorable Nancy M. Heil, Mayor, City of Westminster, 4800 West 92nd Avenue, Westminster, Colorado 80031.

**Hamilton County, Kansas and Incorporated Areas**

Arkansas River .....	Approximately 11,000 feet downstream of State Highway 27.	None	*3,211	Hamilton County (Uninc. Areas)
	Approximately 2.6 miles upstream of State Highway 27.	None	*3,240	
Syracuse Creek .....	Just upstream of the Atchinson, Topeka, Santa Fe Railroad and U.S. Highway 50.	None	*3,243	Hamilton County (Uninc. Areas)
	Approximately 2,100 feet upstream of State Highway 27 (US Highway 207).	None	*3,262	
Syracuse Creek Overflow .....	Approximately 500 feet southeast of the Interstate of State Highway 27 and G Avenue.	*3,249	*3,244	City of Syracuse

**ADDRESSES****Hamilton County (Unincorporated Areas):**

Maps are available for inspection at Hamilton County Superintendents Office, 219 North Main Street, Syracuse, Kansas.

Send comments to The Honorable Dave Schwieterman, Chairperson, Hamilton County Board of Commissioners, P.O. Box 1167, Syracuse, Kansas 67878.

**City of Syracuse:**

Maps are available for inspection at City Hall, 109 North Main Street, Syracuse, Kansas.

Send comments to The Honorable Garrett Shamburg, Mayor, City of Syracuse, P.O. Box 148, Syracuse, Kansas 67878.

**Clay County, Missouri and Incorporated Areas**

Fishing River .....	Approximately 5,000 feet downstream of Highway 3 ..	None	*780	City of Kearney
	Just downstream of Burlington North Railroad bridge	None	*786	
	Approximately 1,600 feet downstream of Mosby Road	*762	*763	City of Mosby
	Approximately 400 feet upstream of U.S. Highway 69	*772	*777	
	Approximately 6,600 feet downstream of Highway H ..	*752	*752	Village of Prathers
	Just downstream of Highway H .....	*755	*757	
	Approximately 1,600 feet downstream of Mosby Road	*762	*760	
	Just upstream of Clay/Ray County Border .....	*732	*730	Clay County (Uninc. Areas)
	Just upstream of Jesse James Farm Road .....	*776	*778	
	Just downstream of Interstate 35 bridge .....	*792	*788	
	Approximately 4,800 feet upstream of Highway A .....	None	*859	
East Fork Fishing River .....	Confluence with Fishing River .....	*744	*745	Clay County (Uninc. Areas)
	Just upstream of 112th Street .....	*747	*749	
	Approximately 3,800 feet downstream of Seabold Road.	*752	*756	
	Approximately 3,800 feet downstream of Seabold Road.	*752	*756	City of Excelsior Springs
	Just upstream of Sebold Road .....	*758	*759	

Flooding source(s)	Location of referenced elevation	Elevation in feet *(NGVD)		Communities affected
		Effective	Modified	
Crockett Creek .....	Approximately 250 feet upstream of confluence with Holmes Creek.	*767	*772	Clay County (Uninc. Areas)
	Just downstream of 12th Street .....	*782	*783	
	Just upstream of Stockdale Road .....	*810	*790	City of Mosby
	At the Confluence with Holmes Creek .....	*767	*772	
	Approximately 350 feet upstream of the confluence with Holmes Creek.	*767	*772	
Holmes Creek .....	Approximately 250 feet upstream confluence of Crockett Creek.	*767	*772	Clay County (Uninc. Areas)
	Just upstream of Summersette Road .....	*770	*777	
	Just upstream of Highway 33 .....	None	*813	City of Mosby
	At the confluence with Fishing River .....	*764	*772	
	Approximately 350 feet upstream of West Mosby Road.	*767	*772	
Clear Creek .....	Confluence with Fishing River .....	*772	*777	Clay County (Uninc. Areas)
	Just upstream of 140th Street bridge .....	*775	*778	
	Just downstream of Interstate 35 .....	*797	*794	City of Kearney
	Approximately 6,300 feet upstream of Nation Road ....	None	*824	
	Approximately 1,150 feet downstream of Summit Street.	None	*783	
First Creek .....	Just downstream of Interstate 35 .....	*797	*794	Clay County (Uninc. Areas)
	Approximately 1,000 feet upstream of Highway 33 ....	*804	*801	
	Confluence with Second Creek (Approximately 1,000 feet downstream of Highway 92 bridge).	*836	*818	
	Just upstream of 144th Street bridge .....	*849	*851	
	Approximately 2,600 feet upstream of 144th Street bridge.	None	*860	
Second Creek .....	Approximately 2,900 feet upstream of 144th Street ....	None	*861	City of Smithville
	Approximately 1,550 feet upstream of Main Street ....	*817	*814	
	Confluence of First Creek (Approximately 1,000 feet downstream of Highway 92 bridge).	*836	*818	City of Smithville
	Confluence with Little Platte River .....	*814	*814	
	Approximately 1,550 feet upstream of Main Street ....	*814	*814	Clay County (Uninc. Areas)
Rocky Branch .....	Approximately 1,150 feet upstream from Confluence with Wilkerson Creek.	*849	*846	
	Confluence with Wilkerson Creek .....	*848	*846	City of Smithville
	Just upstream of 140th Street .....	*865	*865	
Polecat Creek .....	Confluence with Wilkerson Creek .....	None	*881	Clay County (Uninc. Areas)
Wilkerson Creek .....	Approximately 2,500 feet upstream of Mt. Olive Road	None	*932	Clay County (Uninc. Areas)
	Approximately 1,500 feet upstream of Confluence with Little Platte River.	*818	*816	
	Just downstream of Highway 92 .....	*840	*840	
	Approximately 5,000 feet upstream of 132th Street bridge.	None	*906	
	Confluence with Little Platte River .....	*814	*814	
Williams Creek .....	Approximately 1,500 feet downstream of 144th Street bridge.	*857	*851	City of Smithville
	At the confluence with Fishing River .....	*756	*760	
	Approximately 550 feet upstream of the Chicago Rock Island and Pacific Railroad.	*761	*764	

## ADDRESSES

**Clay County (Unincorporated Areas):**

Maps are available for inspection at City Hall, 234 W. Shrader Street, Suite C, Liberty, Missouri.

Send comments to The Honorable Thomas Brandon, Presiding Commissioner, Clay County, Board of Commissioners, County Administration Building, Courthouse Square, Liberty, Missouri 64068.

**City of Kearney:**

Maps are available for inspection at City Hall, 100 East Washington Street, Kearney, Missouri.

Send comments to The Honorable Bill Dane, Mayor, City of Kearney, P.O. Box 797, 100 East Washington Street, Kearney, Missouri 64060.

**City of Smithville:**

Maps are available for inspection at City Hall, 107 West Main Street, Smithville, Missouri.

Send comments to The Honorable Ron Van Winkle, Mayor, City of Smithville, 107 West Main Street, Smithville, Missouri 64089.

**City of Excelsior Springs:**

Maps are available for inspection at City Hall, 201 East Broadway, Excelsior Springs, Missouri.

Send comments to The Honorable Benny Ward, Mayor, City of Excelsior Springs, 201 East Broadway, Excelsior Springs, Missouri 64024.

**City of Mosby:**

Maps are available for inspection at City Hall, 12312 4th Street, Mosby, Missouri.

Send comments to The Honorable Donald Carmichael, Mayor, City of Mosby, 12404 Pony Express Road, Mosby, Missouri 64073.

Flooding source(s)	Location of referenced elevation	Elevation in feet *(NGVD)		Communities affected
		Effective	Modified	

**Village of Prathersville:**

Maps are available for inspection at City Hall, 12212 County Road, Excelsior Springs, Missouri.

Send comments to The Honorable Paul Owen, Chairman, Village of Prathers, Board of Trustees, 12212 County Road, Excelsior Springs, Missouri 64024

**Okanogan County, Washington and Incorporated Areas**

Conconully Reservoir .....	At Conconully Reservoir .....	None	*2,286	Town of Conconully, Okanogan County (Uninc. Areas)
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**ADDRESSES****Okanogan County (Unincorporated Areas):**

Maps are available for inspection at City Hall, 123 North Fifth Street, Okanogan, Washington.

Send comments to The Honorable Bob Hirst, Chairperson, Okanogan County Board of Commissioners, 123 North Fifth Street, Room 150, Okanogan, Washington 98840.

**Town of Conconully:**

Maps are available for inspection at the Town Office, 21 North Main Street, Conconully, Washington.

Send comments to The Honorable Charles Alexander, Mayor, Town of Conconully, Town Office, P.O. Box 127, Conconully, Washington 98819.

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

Dated: April 3, 2002.

**Robert F. Shea,**

*Acting Administrator, Federal Insurance and Mitigation Administration.*

[FR Doc. 02-10219 Filed 4-24-02; 8:45 am]

**BILLING CODE 6718-04-P**

**CORPORATION FOR NATIONAL AND COMMUNITY SERVICE****45 CFR Part 2551**

**RIN 3045-AA29**

**Senior Companion Program; Amendments; Correction**

**AGENCY:** Corporation for National and Community Service.

**ACTION:** Proposed rule; correction.

**SUMMARY:** The Corporation for National and Community Service published a document in the **Federal Register** on April 17, 2002 (67 FR 18846), in which it requested public comment on its proposed amendment to the Senior Companion Program (SCP). The document contained incorrect information which this action corrects.

**FOR FURTHER INFORMATION CONTACT:** Mr. Peter Boynton, (202) 606-5000, Ext. 499.

**Correction**

1. In the **Federal Register** of April 17, 2002, in FR Doc. 02-9199, on page 18846, in the first column, the entire **SUMMARY** is corrected to read as follows:

**SUMMARY:** These amendments to the Final Regulation governing the Senior Companion Program include: improving access of persons with limited English speaking proficiency; clarifying what income should be counted for purposes

of determining income eligibility of an applicant to become a stipended Senior Companion; providing increased flexibility to sponsors to determine the hours of service of Senior Companions; reducing restrictions on sponsors serving as volunteer stations; and providing for Senior Companions to serve as volunteer leaders.

2. In the **Federal Register** of April 17, 2002, in FR Doc. 02-9199, on page 18846, in the second column, under **SUPPLEMENTARY INFORMATION**, Background, paragraph (1), lines 6 and 7, correct the words "Foster Grandparents" to read "Senior Companions".

Dated: April 19, 2002.

**Tess Scannell,**

*Director, Senior Corps.*

[FR Doc. 02-10138 Filed 4-24-02; 8:45 am]

**BILLING CODE 6050--\$-P**

**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 73**

**[DA 02-864; MB Docket No. 02-76; RM-10405]**

**Radio Broadcasting Services; Crisfield, MD**

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on the proposed substitution of Channel 250A for Channel 245A at station WBEY(FM), Crisfield, Maryland. This channel change will allow Station WBEY to avoid ducting interference and to operate with maximum Class A FM facilities. Coordinates used for this

proposal are 37-55-13 NL and 75-41-59 WL.

**DATES:** Comments must be filed on or before June 3, 2002, and reply comments on or before June 18, 2002.

**ADDRESSES:** Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, as follows: Law Office of Lauren A. Colby; 10 E. Fourth Street; P.O. Box 113; Frederick, Maryland 21705-0113.

**FOR FURTHER INFORMATION CONTACT:** R. Barthen Gorman, Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MB Docket No. 02-76, adopted April 3, 2002, and released April 12, 2002. The full text of this Commission decision is available for inspection and copying during regular business hours in the FCC's Reference Information Center at Portals II, 445 12th Street, SW, CY-A257, Washington, DC 20554. This document may also be purchased from the Commission's duplicating contractors, Qualex International, Portals II, 445 12th Street, SW, Room CY-B402, Washington DC, 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

The provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this