

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 Administrator for 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.

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

Administrative practice and procedure, flood insurance, reporting and record keeping requirements.

Accordingly, 44 CFR part 67 is proposed to be amended as follows:

#### PART 67—[AMENDED]

1. The authority citation for part 67 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.

#### § 67.4

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) ♦(NAVD)	
				Existing	Modified
OK .....	Prague, City of (Lincoln County).	Shan Creek .....	.....	961—992	.....
		San Creek Tributary .....	.....	975—983	.....

Maps are available for inspection at 1116 North Jim Thorpe Boulevard, Prague, Oklahoma.

Send comments to The Honorable Michael Fairbanks, Mayor, City of Prague, 1116 North Jim Thorpe Boulevard, Prague, Oklahoma 74862.

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

Dated: September 23, 2002.

**Anthony S. Lowe,**

*Administrator, Federal Insurance and Mitigation Administration.*

[FR Doc. 02-26216 Filed 10-15-02; 8:45 am]

BILLING CODE 6718-04-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[DA 02-2504, MB Docket No. 02-315, RM-10566]

#### Digital Television Broadcast Service; Moscow, ID

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Commission requests comments on a petition filed by the State Board of Education, State of Idaho, licensee of noncommercial station KUID, proposing the exchange of KUID's analog and digital allotments at Moscow. TV channel \*35 can be

substituted for TV channel \*12-at Moscow with a minus offset at coordinates 46-41-07 N. and 116-50-34 W. DTV channel \*12 can be substituted for DTV channel \*35 at Moscow at coordinates 46-40-54 N. and 116-58-13 W. with a power of 128.5, a height above average terrain HAAT of 339.7 meters. Since the community of Moscow is located within 400 kilometers from the U.S.-Canadian border, concurrence from the Canadian government must be obtained for these allotments.

**DATES:** Comments must be filed on or before December 2, 2002, and reply comments on or before December 17, 2002.

**ADDRESSES:** The Commission permits the electronic filing of all pleadings and comments in proceeding involving petitions for rule making (except in broadcast allotment proceedings). See *Electronic Filing of Documents in Rule Making Proceedings*, GC Docket No. 97-113 (rel. April 6, 1998). Filings by paper can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we

continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Vistrionix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, NE., Suite 110, Washington, DC 20002. The filing hours at this location are 8 a.m. to 7 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW., Washington, DC 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Anne Goodwin Crump, Fletcher, Heald & Hildreth, PLC, 1300 North 17th Street, Eleventh Floor,

Arlington, Virginia 22209 (Counsel for State Board of Education, State of Idaho).

**FOR FURTHER INFORMATION CONTACT:** Pam Blumenthal, Media Bureau, (202) 418-1600.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MB Docket No. 02-315, adopted October 2, 2002, and released October 9, 2002. The full text of this document is available for public inspection and copying during regular business hours in the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC, 20554. This document may also be purchased from the Commission's duplicating contractor, 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).

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 one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

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

Digital television broadcasting, Television.

For the reasons discussed in the preamble, the Federal Communications Commission proposes to amend 47 CFR Part 73 as follows:

#### PART 73—RADIO BROADCAST SERVICES

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

**Authority:** 47 U.S.C. 154, 303, 334 and 336.

##### **§ 73.606 [Amended]**

2. Section 73.606(b), the Table of Television Allotments under Idaho is amended by removing channel \*12- and adding channel \*35-at Moscow.

##### **§ 73.622 [Amended]**

3. Section 73.622(b), the Table of Digital Television Allotments under Idaho is amended by removing DTV channel \*35 and adding DTV channel \*12 at Moscow.

Federal Communications Commission.

**Barbara A. Kreisman,**

*Chief, Video Division, Media Bureau.*

[FR Doc. 02-26233 Filed 10-15-02; 8:45 am]

**BILLING CODE 6712-01-P**

#### FEDERAL COMMUNICATIONS COMMISSION

##### 47 CFR Part 73

[DA 02-2320; MB Docket No. 02-288, RM-10525; MB Docket No. 02-289, RM-10526; MB Docket No. 02-290, RM-10527; MB Docket No. 02-291, RM-10528; MB Docket 02-292, RM-10540; MB Docket No. 02-293; RM-10541; and Docket No. 02-294; RM-10543]

**Radio Broadcasting Services; Arthur, NE; Idaho Falls, ID; Manila, UT; McLean, TX; Opal, WY; Tignall, GA; and Wheeler, TX**

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document proposes seven allotments to Arthur, NE; Idaho Falls, ID; Manila, UT; McLean, TX; Opal, WY; Tignall, GA; and Wheeler, TX. The Commission requests comments on a petition filed by proposing the allotment of Channel 244A at Tignall, Georgia, as the community's first local aural transmission service.. Channel 244A can be allotted to Tignall in compliance with the Commission's minimum distance separation requirements with a site restriction of 9.8 kilometers (6.1 miles) northwest to avoid a short-spacing to the licensed site of Station WAKB(FM), Channel 245C3, Wrens, Georgia. The coordinates for Channel 244A at Tignall are 33-55-40 North Latitude and 82-48-58 West Longitude. See Supplementary Information, *infra*. **DATES:** Comments must be filed on or before November 18, 2002, and reply comments on or before December 3, 2002.

**ADDRESSES:** Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, his counsel, or consultant, as follows: Georgia-Carolina Broadcasting Co., LLC, c/o Robert Lewis Thompson, Esq., Thiemann, Aitken & Vohra, LLC, 908 King Street, Suite 300, Alexandria, Virginia 22314; Scott D. Parker, c/o Richard A. Helmick, Esq., Cohn & Marks, LLP, 1920 N Street, NW., Suite 300, Washington, DC 20036; Rural Pima Broadcasting, c/o Scott C. Cinnamon, 1090 Vermont Ave., Suite. 800, Washington, DC 20005; Arthur Radio

Broadcasting, c/o John M. Pelkey, Esq., Garvey, Schubert & Barer, 1000 Potomac Street, NW., 5th Floor, Washington, DC 20007; Mr. Robert Fabian, 4 Hickory Crossing Lane, Argyle, Texas 76226; Maurice Salsa, 5615 Evergreen Valley Drive, Kingwood, Texas 77345; and Black Diamond Broadcasting, c/o Scott C. Cinnamon, 1090 Vermont Ave., Suite 800, Washington, DC 20005.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MB Docket No. 02-288; MB Docket No. 02-289; and MB Docket No. 02-290, MB Docket No. 02-291; MM Docket No. 02-292; MB Docket No. 02-293 and MB Docket No. 02-294; adopted September 11, 2002, and released September 27, 2002. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Information Center (Room CY-A257), 445 12th Street, SW, Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, Qualex International, Portals II, 445 12th Street, SW., Room CY-B402, Washington, DC 20554.

The Commission requests comments on a petition filed by Scott D. Parker proposing the allotment of Channel 300C1 at Idaho Falls, Idaho, as the community's six local commercial FM transmission service. Channel 300C1 can be allotted to Idaho Falls in compliance with the Commission's minimum distance separation requirements with a site restriction of 19.6 kilometers (12.2 miles) north to avoid a short-spacing to the licensed and construction permit site for Station KUDD(FM), Channel 300C, Roy, Utah. The coordinates for Channel 330C1 at Idaho Falls are 43-39-59 North Latitude and 112-00-06 West Longitude.

The Commission requests comments on a petition filed by Rural Pima Broadcasting proposing the allotment of Channel 249A at Manila, Utah, as the community's first local aural transmission service. Channel 249A can be allotted to Manila in compliance with the Commission's minimum distance separation requirements at city reference coordinates. The coordinates for Channel 249A at Manila are 40-59-17 North Latitude and 109-43-19 West Longitude.

The Commission requests comments on a petition filed by Arthur Radio Broadcasting proposing the allotment of Channel 300C1 at Arthur, Nebraska, as the community's first local aural transmission service. Channel 300C1 at can be allotted to Arthur in compliance with the Commission's minimum