

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance")
 Issued: July 20, 1995.

Frank H. Thomas,
Deputy Associate Director, Mitigation Directorate.
 [FR Doc. 95-18388 Filed 7-25-95; 8:45 am]
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44 CFR Part 65

[Docket No. FEMA-7144]

Changes in Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency (FEMA).
ACTION: Interim rule.

SUMMARY: This interim rule lists communities where modification of the base (1% annual chance) flood elevations is appropriate because of new scientific or technical data. New flood insurance premium rates will be calculated from the modified base flood elevations for new buildings and their contents.

DATES: These modified base flood elevations are currently in effect on the dates listed in the table and revise the Flood Insurance Rate Map(s) in effect prior to this determination for each listed community.

From the date of the second publication of these changes in a newspaper of local circulation, any person has ninety (90) days in which to request through the community that the Associate Director, Mitigation Directorate, reconsider the changes. The modified elevations may be changed during the 90-day period.

ADDRESSES: The modified base flood elevations 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:

Michael K. Buckley, P.E., Chief, Hazard Identification Branch, Mitigation Directorate, 500 C Street, SW, Washington, DC 20472, (202) 646-2756.

SUPPLEMENTARY INFORMATION: The modified base flood elevations are not listed for each community in this interim rule. However, the address of the Chief Executive Officer of the community where the modified base flood elevation determinations are available for inspection is provided.

Any request for reconsideration must be based upon knowledge of changed conditions, or upon new scientific or technical data.

The modifications are made pursuant to Section 201 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are in accordance with the National Flood Insurance Act of 1968, 42 U.S.C. 4001 *et seq.*, and with 44 CFR Part 65.

For rating purposes, the currently effective community number is shown and must be used for all new policies and renewals.

The modified base flood elevations are the basis for the floodplain management measures that the community is required to either adopt or to show evidence of being already in effect in order to qualify or to remain qualified for participation in the National Flood Insurance Program (NFIP).

These modified elevations, 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.

The changes in base flood elevations are in accordance with 44 CFR 65.4. *National Environmental Policy Act.* This 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 Associate Director, Mitigation Directorate, certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are required to maintain community eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

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

Executive Order 12778, Civil Justice Reform. This rule meets the applicable standards of Section 2(b)(2) of Executive Order 12778.

List of Subjects in 44 CFR Part 65

Flood insurance, Floodplains, Reporting and recordkeeping requirements.

Accordingly, 44 CFR Part 65 is amended to read as follows:

PART 65—[AMENDED]

1. The authority citation for Part 65 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.

§ 65.4 [Amended]

2. The tables published under the authority of § 65.4 are amended as follows:

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Arizona: Maricopa	City of Phoenix	May 18, 1995, May 25, 1995, Arizona Republic.	The Honorable Skip Rimsza, Mayor, City of Phoenix, 200 West Washington Street, Phoenix, Arizona 85003.	April 19, 1995.	040051
California: Santa Barbara.	Unincorporated areas.	May 18, 1995, May 25, 1995, Santa Barbara News-Press.	The Honorable Timothy J. Staffel, Chairperson, Santa Barbara County, Board of Supervisors, 401 East Cypress Avenue, Lompoc, California 93436.	April 13, 1995.	060331
California: Santa Barbara.	Unincorporated area	May 17, 1995, May 24, 1995, Santa Barbara News-Press.	The Honorable Tim Stoffel, Chairperson, Santa Barbara County, Board of Supervisors, 195 East Apanamu Street, Fourth Floor, Santa Barbara, California 93101.	April 21, 1995.	060331

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
California: Santa Barbara	City of Santa Maria	May 17, 1995, May 24, 1995, Santa Maria Times.	The Honorable Roger G. Bunch, Mayor, City of Santa Maria, 110 East Cook Street, Santa Maria, California 93454.	April 21, 1995.	060336
Nevada: Clark	Unincorporated areas.	May 10, 1995, May 17, 1995, Las Vegas Review Journal.	The Honorable Yvonne Atkinson Gates, Chairperson, Clark County, Board of Commissioners, 225 Bridger Avenue, Las Vegas, Nevada 89155.	April 19, 1995.	320003
New Mexico: Bernalillo	City of Albuquerque	May 24, 1995, May 31, 1995, Albuquerque Journal.	The Honorable Martin Chavez, Mayor, City of Albuquerque, P.O. Box 1293, Albuquerque, New Mexico 87103.	May 4, 1995	350002
Oklahoma: Comanche	City of Lawton	May 24, 1995, May 31, 1995, Lawton Constitution.	The Honorable John T. Marley, Mayor, City of Lawton, 103 Southwest Fourth Street, Lawton, Oklahoma 73501.	April 26, 1995.	400049
Texas: Collin	City of Allen	May 24, 1995, May 31, 1995, McKinney Courier Gazette.	The Honorable Joe Farmer, Mayor, City of Allen, One Butler Circle, Allen, Texas 75002-2773.	April 26, 1995.	480131
Texas: Bexar	Unincorporated areas.	May 9, 1995, May 16, 1995, San Antonio Express News.	The Honorable Cyndi Taylor Krier, Bexar County Judge, Bexar County Courthouse, 100 Dolorosa, San Antonio, Texas 78205.	April 11, 1995.	480035
Texas: Tarrant	City of Colleyville	May 3, 1995, May 10, 1995, Fort Worth Star Telegram.	The Honorable Cheryl Seigel, Mayor, City of Colleyville, P.O. Box 185, Colleyville, Texas 76034.	March 30, 1995.	480590
Texas: Tarrant	City of Grapevine	May 3, 1995, May 10, 1995, Fort Worth Star Telegram.	The Honorable William D. Tate, Mayor, City of Grapevine, P.O. Box 95104, Grapevine, Texas 76501.	March 30, 1995.	480598

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

Dated: July 11, 1995.

Richard T. Moore,

Associate Director for Mitigation.

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 1

[WT Docket No. 95-69, FCC 95-308]

Fees for Products and Services in Connection With Competitive Bidding Procedures

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission has adopted a Report and Order which establishes a schedule of fees that participants in the competitive bidding process will be assessed for certain on-line computer services, bidding software, and bidder information packages. In establishing the fees, the Report and Order implements the Independent Offices Appropriations Act. The Commission's action in assessing the fees is to recoup the Federal Government's costs for providing such services and products.

EFFECTIVE DATE: July 26, 1995.

FOR FURTHER INFORMATION CONTACT:

Bert Weintraub, Wireless Telecommunications Bureau, Tel. No. (202) 418-1316.

SUPPLEMENTARY INFORMATION: This is the complete text of the Report and Order which was adopted on July 21, 1995, and released on July 21, 1995.

I. Introduction

1. In this Report and Order, we amend Part 1 of the Commission's Rules to establish a schedule of fees that participants in the competitive bidding process will be assessed for certain on-line computer services, bidding software, and for bidder information packages. We conclude that assessment of these charges is reasonable and necessary to recoup the Commission's costs for providing such services and products. Specifically, we will assess the following fees to bidders and other interested parties:

- \$2.30 per minute for access via a 900 number telephone service to the Commission's Wide Area Network (FCC WAN) system that will enable users to bid electronically from remote locations and access licensing databases.
- \$175.00 for remote bidding software package.
- No charge for the first bidder information package requested, and a

\$16.00 fee for each additional package that is subsequently requested by the same party.

II. Background

2. The Omnibus Budget Reconciliation Act of 1993, Public Law No. 103-66, Title VI, section 6002(b), 107 Stat. 312, authorized the Commission to award licenses by competitive bidding where mutually exclusive applications for initial licensing are received for subscriber-based services for compensation. Under this authority, the Commission, to date, has conducted three auctions for Personal Communications Service (PCS) licenses.¹ In previous Commission auctions, remote electronic bidding was provided by Business Information network (BIN). Bidders electing to bid electronically from remote locations (*i.e.*, not at the FCC auctions site) paid

¹ The three PCS auction conducted thus far are: (1) The Nationwide Narrowband PCS auction, held from July 25 through July 29, 1994; (2) the Regional PCS Narrowband auction held October 26 through November 8, 1994; and (3) the broadband PCS A and B block auction, held December 5, 1994, through March 13, 1995. All three of these auctions were conducted as simultaneous multiple round auctions. In a simultaneous multiple round auction, auction participants submit bids on specific licenses in each round of the auction. The auction closes when there are no new bids during a bidding round on any of the offered licenses. See Second Report and Order, PP Docket No. 93-253, 9 FCC Rcd 2348 (1994), 59 FR 22,980 (1994).