

| State and county                                           | Location               | Dates and names of newspaper where notice was published           | Chief executive officer of community                                                                             | Effective date of modification | Community No. |
|------------------------------------------------------------|------------------------|-------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------|--------------------------------|---------------|
| Midland (Case No. 02–06–1417P) (FEMA Docket No. P7620).    | Unincorporated areas.  | Nov. 12, 2002, Nov. 19, 2002, <i>Midland Reporter Telegram</i> .  | The Hon. William C. Morrow, Judge, Midland County, County Courthouse, 200 West Wall Street, Midland, TX 79701.   | Nov. 6, 2002 .....             | 481239        |
| Fort Bend (Case No. 02–06–266P) (FEMA Docket No. P7618).   | City of Missouri City  | Sept. 5, 2002, Sept. 12, 2002, <i>Fort Bend Mirror</i> .          | The Honorable Allen Owen, Mayor, City of Missouri City, P.O. Box 666, Missouri City, TX 77459.                   | Aug. 22, 2002 ...              | 480304        |
| Montgomery (Case No. 01–06–1444P) (FEMA Docket No. P7618). | Unincorporated Areas.  | Sept. 11, 2002, Sept. 18, 2002, <i>The Courier</i> .              | The Honorable Alan B. Sadler, Judge, Montgomery County, 301 North Thompson Street, Suite 210, Conroe, TX 77301.  | Aug. 30, 2002 ...              | 480483        |
| Tarrant (Case No. 02–06–830P) (FEMA Docket No. P7616).     | City of Saginaw .....  | Aug. 23, 2002, Aug. 30, 2002, <i>Fort Worth Star Telegram</i> .   | The Hon. Frankie Robbins, Mayor, City of Saginaw, 333 West McLeroy Boulevard, P.O. Box 79070, Saginaw, TX 76179. | Nov. 29, 2002 ...              | 480610        |
| Bexar (Case No. 02–06–1263P) (FEMA Docket No. P7618).      | City of San Antonio    | Sept. 23, 2002, Sept. 30, 2002, <i>San Antonio Express News</i> . | The Honorable Ed Garza, Mayor, City of San Antonio, P.O. Box 839966, San Antonio, TX 78283.                      | Sept. 13, 2002 ..              | 480045        |
| Bexar (Case No. 02–06–2309P) (FEMA Docket No. P7618).      | City of San Antonio    | Oct. 15, 2002, Oct. 22, 2002, <i>San Antonio Express News</i> .   | The Honorable Ed Garza, Mayor, City of San Antonio, P.O. Box 839966, San Antonio, TX 78283.                      | Jan. 21, 2003 ...              | 480045        |
| Bexar (Case No. 02–06–1679P) (FEMA Docket No. P7618).      | City of San Antonio    | Oct. 23, 2002, Oct. 30, 2002, <i>San Antonio Express News</i> .   | The Honorable Ed Garza, Mayor, City of San Antonio, P.O. Box 839966, San Antonio, TX 78283.                      | Jan. 29, 2003 ...              | 480045        |
| Bexar (Case No. 02–06–2309P) (FEMA Docket No. P7618).      | City of Shavano Park.  | Oct. 15, 2002, Oct. 22, 2002, <i>San Antonio Express News</i> .   | The Hon. Tommy Peyton, Mayor, City of Shavano Park, City Hall, 99 Saddletree Road, San Antonio, TX 78231.        | Jan. 21, 2003 ...              | 480047        |
| Tarrant (Case No. 02–06–1098P) (FEMA Docket No. P7618).    | City of Southlake .... | Sept. 12, 2002, Sept. 19, 2002, <i>Fort Worth Star Telegram</i> . | The Honorable Rick Stacy, Mayor, City of Southlake, 1400 Main Street, Southlake, TX 76092.                       | Dec. 19, 2002 ...              | 480612        |
| Fort Bend (Case No. 02–06–266P) (FEMA Docket No. P7618).   | City of Sugar Land     | Sept. 4, 2002, Sept. 11, 2002, <i>Fort Bend Star</i> .            | The Honorable David Wallace, Mayor, City of Sugar Land, P.O. Box 110, Sugar Land, TX 77487.                      | Aug. 22, 2002 ...              | 480234        |
| Tarrant (Case No. 02–06–830P) (FEMA Docket No. P7616).     | Unincorporated Areas   | Aug. 23, 2002, Aug. 30, 2002, <i>Fort Worth Star Telegram</i> .   | The Hon. Tom Vandergriff, Judge, Tarrant County, 100 E. Weatherford, Fort Worth, TX 76179.                       | Nov. 29, 2002 ...              | 480582        |

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

Dated: May 9, 2003.

**Anthony S. Lowe,**

*Mitigation Division Director, Emergency Preparedness and Response Directorate.*

[FR Doc. 03–12579 Filed 5–19–03; 8:45 am]

BILLING CODE 6718–04–P

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### 44 CFR Part 67

#### Final Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency, Emergency Preparedness and Response Directorate, Department of Homeland Security.

**ACTION:** Final rule.

**SUMMARY:** Base (1-percent-annual-chance) Flood Elevations and modified Base Flood Elevations (BFEs) are made

final for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that each 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).

**EFFECTIVE DATE:** The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the FIRM is available for inspection as indicated in the table below.

**ADDRESSES:** The final 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 table below.

**FOR FURTHER INFORMATION CONTACT:** Mary Jean Pajak, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2831.

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency makes final determinations listed below of BFEs and modified BFEs for each community listed. The proposed BFEs and proposed modified BFEs were published in newspapers of local circulation and an opportunity for the community or individuals to appeal the proposed determinations to or through the community was provided for a period of ninety (90) days. The proposed BFEs and proposed modified BFEs were also published in the **Federal Register**.

This final rule is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and 44 CFR part 67.

The Federal Emergency Management Agency has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the

proof Flood Insurance Study and FIRM available at the address cited below for each community.

The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

**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 Mitigation Division Director of the Emergency Preparedness and Response 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 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.

**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 67**

Administrative practice and procedure, Flood insurance, Reporting and record keeping requirements.

■ Accordingly, 44 CFR Part 67 is amended to read 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.

**§ 67.11 [Amended]**

■ 2. The tables published under the authority of § 67.11 are amended as follows:

| State    | City/town/county                                                       | Source of flooding | Location | #Depth in feet above ground.<br>*Elevation in feet (NGVD) Modified<br>♦Elevation in feet (NAVD) Modified |
|----------|------------------------------------------------------------------------|--------------------|----------|----------------------------------------------------------------------------------------------------------|
| MN ..... | Upper Sioux Community (Yellow Medicine County) (FEMA Docket No. 7621). | Minnesota .....    | .....    | *882                                                                                                     |

Maps are available for inspection at the Office of the Tribal Council Secretary/FDPO Administrator, Upper Sioux Community Board of Trustees, Granite Falls, Minnesota.

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

Dated: May 9, 2003.

**Anthony S. Lowe,**  
*Mitigation Division Director, Emergency Preparedness and Response Directorate.*  
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**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 73**

**[DA 03-1531, MB Docket No. 02-81, RM-10422]**

**Digital Television Broadcast Service; Bethlehem, PA**

**AGENCY:** Federal Communications Commission.

**ACTION:** Correcting amendment.

**SUMMARY:** The Federal Communications Commission published in the **Federal Register** of March 6, 2003 (68 FR 10664), a document (DA 03-491) to change the DTV Table of Allotments to reflect the substitution of DTV channel

9 for DTV channel 59c at Bethlehem. However, DTV channel 59 was inadvertently published without the "c" designation. This document corrects that amendment contained in section 73.622(b) of the Commission's Rules.

**DATES:** Effective April 14, 2003.

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

**SUPPLEMENTARY INFORMATION:**

**Background**

The FCC published a document in the **Federal Register** of March 6, 2003, (68 FR 10664) removing DTV channel 59 and adding DTV channel 9 at Bethlehem, Pennsylvania. DTV channel 59 was inadvertently published in lieu