

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

Maps are available for inspection at the Engineering Department, 12441 South 900 East, Draper, Utah.

Send comments to The Honorable Richard D. Alsop, Mayor, City of Draper, 12441 South 900 East, Draper, Utah 84020.

#### City of Riverton

Maps are available for inspection at City Hall, 949 East 12400 South Street, Riverton, Utah.

Send comments to The Honorable Sandra Lloyd, Mayor, City of Riverton, 12765 South 1400 West, Riverton, Utah 84064.

#### City of South Jordan

Maps are available for inspection at 10996 South Redwood Road, South Jordan, Utah.

Send comments to The Honorable Dix McMullin, Mayor, City of South Jordan, 11175 South Redwood Road, South Jordan, Utah 84095.

# Depth in feet above ground.

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

Dated: October 29, 2001.

**Robert F. Shea,**

*Acting Administrator, Federal Insurance, and Mitigation Administration.*

[FR Doc. 01-28297 Filed 11-9-01; 8:45 am]

BILLING CODE 6718-04-P

## FEDERAL EMERGENCY MANAGEMENT AGENCY

### 44 CFR Part 67

[Docket No. FEMA-B-7421]

#### 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.

#### 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.

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

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping 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) #Elevation in feet. (MSL 1972)	
				Existing	Modified
Alaska .....	Anchorage (Municipality) Anchorage Division.	Alyeska Creek .....	At Mount Hood Drive, Approximately 70 feet Upstream of Olympic Circle Entrance.	None	*121
				None	*335
#Depth in feet above ground. Maps are available for inspection at 4700 South Bragg Street, Anchorage, Alaska. Send comments to The Honorable George Wuerch, Mayor, Municipality of Alaska, P.O. Box 196650, Anchorage, Alaska 99519-6650.					
Hawaii .....	Maui County .....	Unnamed Stream at Kuau Point.	Approximately 720 feet downstream of Hana Highway. Approximately 750 feet upstream of Hana Highway.	None	*14
				None	*29
#Depth in feet above ground. Maps are available for inspection at the Department of Planning, 250 South High Street, Wailuku, Hawaii. Send comments to The Honorable James “Kimo” Apana, Mayor, Maui County, 200 South High Street, Wailuku, Hawaii 96793.					
Missouri .....	City of De Soto .....	Joachim Creek .....	Approximately 3,500 feet downstream of the New State Highway 110 Bridge. Approximately 550 upstream of the Highway E.	*472	*474
				*525	*525
#Depth in feet above ground. Maps are available for inspection at City of De Soto, City Hall, 17 Boyd Street, De Soto, Missouri. Send comments to The Honorable Werner Stichling, Mayor, City of De Soto, City Hall, 17 Boyd Street, De Soto, Missouri 63020.					
Missouri .....	Jefferson County ...	Joachim Creek .....	Approximately 3,500 feet downstream of the New State Highway 110 Bridge. Approximately 1,700 feet upstream of the County Highway E.	None	*474
				*527	*528
#Depth in feet above ground. Maps are available for inspection at Jefferson County, Building and Zoning Commission, 300 Second Street, Hillsboro, Missouri. Send comments to The Honorable Samuel J. Rauls, Presiding Commissioner, P.O. Box 100, Hillsboro, Missouri 63050.					
New Mexico .....	City of Farmington, San Juan County.	Animas River .....	Approximately 1,300 feet downstream of Miller Avenue.	None	+5,276
			Just upstream of Broadway Street .....	None	+5,304
			Approximately 4,300 feet upstream of Browning Parkway.	None	+5,361
		San Juan River .....	Approximately 8,000 feet downstream of Route 371.	None	+5,223
			Approximately 2,200 feet downstream of Route 371.	None	+5,242
		Wyper Arroyo .....	Approximately 100 feet upstream of U.S. Highway 550.	None	+5,499
			Just upstream of confluence of Wyper Arroyo Tributary.	None	+5,599
			Approximately 3,800 feet upstream of confluence of Wyper Arroyo of Tributary.	None	+5,668
		Wyper Arroyo Tributary ....	Just upstream of confluence with Wiper Arroyo.	None	+5,559
			Approximately 3,450 feet upstream of the confluence with Wiper Arroyo.	None	+5,662
		Carl Arroyo .....	Approximately 1,700 feet downstream of U.S. Route 550.	None	+5,451
			Just upstream of Winnifred Drive .....	None	+5,535
		Hood Arroyo .....	Approximately 3,900 feet Upstream of Winnifred Drive.	None	+5,635
			Approximately 1,800 feet downstream of Hubbard Street.	None	+5,403
		Hood Arroyo Tributary .....	Just upstream of Pinon Hills Boulevard ...	None	+5,530
			Approximately 850 feet Upstream of Hogan Avenue.	None	+5,714
		Porter Arroyo .....	Just upstream of Hogan Avenue .....	None	+5,640
			Approximately 4,200 feet upstream of Hogan Avenue.	None	+5,820
				Approximately 1,300 feet downstream of Windsor Drive.	None

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. Elevation in feet. (NGVD) #Elevation in feet. (MSL 1972)	
				Existing	Modified
		Porter Arroyo Tributary C	Just upstream of confluence of Porter Arroyo Tributary C.	None	+5,622
			Approximately 4,200 feet upstream of North College Road.	None	+5,796
		Porter Arroyo Tributary B	At confluence with Porter Arroyo .....	None	+5,620
			Approximately 1,300 feet upstream of confluence with Porter Arroyo.	None	+5,654
		Porter Arroyo Tributary A	At confluence with Porter Arroyo .....	None	+5,645
			Approximately 1,100 feet upstream of confluence with Porter Arroyo.	None	+5,682
		Butler Arroyo .....	At confluence with Porter Arroyo near North College Road.	None	+5,670
			Approximately 2,100 feet upstream of confluence with Porter Arroyo.	None	+5,752
		Dustin Arroyo .....	Just upstream of 30th Street .....	None	+5,508
			Approximately 4,000 feet upstream of 30th Street.	None	+5,606
		Farmers Mutual Ditch .....	Approximately 400 feet downstream of 30th Street.	None	+5,489
			Approximately 700 feet upstream of Cerrillos Drive.	None	+5,667
		Westland Park Drive Run-off.	Approximately 300 feet downstream of Westland Park Drive.	None	+5,227
			Approximately 1,500 feet Westland Park Drive, near its divergence from San Juan River.	None	+5,236
			Approximately 800 feet downstream of Westland Park Drive.	None	+5,225
			Approximately 150 feet upstream of Westland Park Drive.	None	+5,235

#Depth in feet above ground.

Maps are available for inspection at City Hall, 800 Municipal Drive, Farmington, New Mexico.

Maps are available for inspection at the Office of the Building Inspector, 100 South Oliver, Aztec, New Mexico.

Send Comments to The Honorable William E. Stanley, Mayor, City of Farmington, 800 Municipal Drive, Farmington, New Mexico 87401.

Send comments to The Honorable Steve Neville, Chairman, San Juan County, Board of Commissioners, 100 South Oliver, Aztec, New Mexico 87410.

New Mexico .....	Chaves County (Unincorporated).	Rio Hondo River Areas ....	At confluence with South Berrendo Creek	*3,510	*3,507
			Approximately 9,500 feet upstream of Roswell Relief Route.	None	*3,704

#Depth in feet above ground.

Maps are available for inspection at Chaves County Courthouse, Planning Department, 401 North Main Street, Roswell, New Mexico.

Send comments to The Honorable Herbert Quintata, Chaves County Manager, P.O. Box 1817, Roswell, New Mexico 88201.

New Mexico .....	City of Roswell .....	Rio Hondo River .....	Approximately 1,550 feet downstream of Atkinson Avenue.	None	+3,544
			Approximately 3,000 feet upstream of Sunset Avenue.	#2	+3,620

#Depth in feet above ground.

Maps are available for inspection at City Hall, Engineering Department, 401 North Main Street, Roswell, New Mexico.

Send comments to Mayor Bill Owen, 425 North Richardson Avenue, Roswell, New Mexico 88201.

Oklahoma .....	City of Yukon .....	North Canadian River Tributary A.	Approximately 3,000 feet below Von Elm Place.	None	*1,260
			Approximately 500 feet downstream of U.S. Highway 66.	*1,284	*1,285
		Main Stem Turtle Creek ...	Approximately 3,500 feet downstream of U.S. Highway 66.	*1,271	*1,271
			Just upstream of U.S. Highway 66 .....	*1,286	*1,286
		Middle Branch of Turtle Creek.	At confluence of West Branch Turtle Creek and Middle Branch Turtle Creek.	*1,293	*1,293
			At confluence with Main Stem Turtle Creek.	*1293	*1293

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. Elevation in feet. (NGVD) #Elevation in feet. (MSL 1972)	
				Existing	Modified
		East Branch of Turtle Creek.	Just downstream upstream of Vandament Avenue.	*1,310	*1,310
			Approximately 1,500 feet upstream of Vandament Avenue.	*1,316	*1,318
			Approximately 3,800 feet upstream of Vandament Avenue.	None	*1,332
			At confluence with Main Stem Turtle Creek.	*1,277	*1,277
			At confluence of Cornwell Branch .....	*1,287	*1,288
			Just downstream of Chicago Rock Island and Pacific Railroad.	*1,296	*1,297
		West Branch of Turtle Creek.	Approximately 300 feet upstream of Vandament Avenue.	None	*1,322
			At confluence with Main Stem Turtle Creek.	*1,293	*1,293
			Just upstream of Yukon Avenue .....	*1,311	*1,311
		Cornwell Branch of East Branch Turtle Creek.	Approximately 1,500 feet upstream of Yukon Avenue.	None	*1,321
			At confluence with East Branch Turtle Creek.	None	*1,288
			At intersection of Yukon Avenue and Czech Hall Road.	None	*1,298
			Approximately 270 feet upstream of the intersection of Bass Avenue and Czech Hall Road.	None	*1,319
		Holly Branch of Middle Branch Turtle Creek.	At confluence with Middle Branch Turtle Creek.	None	*1,314
			Approximately 1,400 feet upstream of Holly Avenue.	None	*1,338
		North Canadian River Tributary B.	Approximately 900 feet downstream of Main Street (U.S. Highway 66).	None	*1,286
			Approximately 1,350 feet upstream of Main Street (U.S. Highway 66).	None	*1,297
		North Canadian River Tributary B, West Branch.	At confluence with North Canadian River Tributary B.	None	*1,291
			Approximately 1,150 feet upstream of confluence with North Canadian River Tributary B.	None	*1,302
		North Canadian River Tributary C.	Approximately 1,100 feet downstream of Main Street (U.S. Highway 66).	None	*1,286
			Approximately 3,200 feet upstream of Main Street (U.S. Highway 66).	None	*1,309
		North Canadian River Tributary C, West Branch 1.	At confluence with North Canadian River Tributary C.	None	*1,289
		Just downstream of Oil Field Road.	None .....	*1,322	
		North Canadian River Tributary C, West Branch 2.	At confluence with North Canadian River Tributary C.	None	*1,306
			Just downstream of Church Hill Road .....	None	*1,332

#Depth in feet above ground.

Maps are available for inspection at 528 West Main Street, Yukon, Oklahoma.

Send comments to The Honorable Steve Friesen, Mayor, City of Yukon, P.O. Box 850500, Yukon, Oklahoma 73085.

Oregon .....	Talent (City) Jackson County.	Wagner Creek .....	At confluence with Bear Creek .....	*1,562	*1,562
			Just upstream of Rouge Valley Highway 99.	*1,590	*1,593
			Just downstream of Rapp Road .....	None	*1,652

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. Elevation in feet. (NGVD) #Elevation in feet. (MSL 1972)	
				Existing	Modified

#Depth in feet above ground.

Maps are available for inspection City Hall, P.O. Box 445, Talent Oregon.

Send comments to The Honorable Marian Telerski, Mayor, City of Talent, P.O. Box 445, Talent Oregon 97450.

Utah .....	Unincorporated Areas of Utah County.	Jordan River .....	Approximately 3,100 feet downstream of the Golf Cart Bridge at Camp Williams Military Reservation.	*4,490	*4,491
			At Cedar Fort Road .....	*4,494	*4,493
			Approximately 1,400 feet upstream of Saratoga Road.	*4,495	*4,494

#Depth in feet above ground.

Maps are available for inspection at the County Public Works Building, 2855 South State Street, Provo, Utah.

Send comments to The Honorable Gary Herbert, Chairman, Utah County Board of Commissioners, County Administration Building, 100 East Center Street, Room 2300, Provo, Utah 84606.

Utah .....	City of Saratoga Springs.	Jordan River .....	Approximately 3,100 feet downstream of Saratoga Road.	*4,495	*4,493
			Approximately 1,400 feet upstream of Saratoga Road.	*4,495	*4,494

#Depth in feet above ground.

Maps are available for inspection at City Hall, City Manager's office, 2015 South Redwood, Lehi, Utah.

Send comments to The Honorable Tim Parker, Mayor, City of Saratoga Springs, 2015 South Redwood Road, Saratoga Springs, Utah 84043.

Utah .....	City of Lehi .....	Jordan River .....	Approximately 1,500 feet downstream of the Golf Cart Bridge at Camp Williams Military Reservation.	*4,490	*4,491
			Approximately 1,500 feet downstream of Saratoga Road.	*4,494	*4,493

#Depth in feet above ground.

Maps are available for inspection at the Building and Planning Department, 99 West Main Street, Lehi, Utah.

Send comments to The Honorable Kenneth Greenwood, Mayor, City of Lehi, City Hall, 153 North 100 East, Lehi, Utah 84043.

Washington .....	Chelan County (Unincorporated Areas).	Wenatchee River .....	At confluence with Chumstick Creek .....	*1,078	*1,079
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#Depth in feet above ground.

Maps are available for inspection at County Planning Department, 411 Washington Street, Wenatchee, Washington.

Send comments to The Honorable John Hunter, Chairman, Chelan County Board of Commissioners, County Courthouse, 350 Orondo Street, Wenatchee, Washington 98801.

Washington .....	City of Leavenworth.	Wenatchee River .....	At confluence with Icicle Creek .....	*1,111	*1,111
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#Depth in feet above ground.

Maps are available for inspection at City Hall, Department of Community Development, 70 Highway 2, Leavenworth, Washington.

Send comments to The Honorable William Bauer, Mayor, City of Leavenworth, City Hall, P.O. Box 287, Leavenworth, Washington 98826.

Washington .....	Skokomish Indian Tribe.	Skokomish River .....	Just downstream of State Route 106 .....	None	*16
			Approximately 3,000 feet upstream of U.S. Route 101.	None	*31

#Depth in feet above ground.

Maps are available for inspection at Natural Resources Office, North 541 Tribal Center Road, Shelton, Washington.

Send comments to The Honorable Denny Hurtado, Chairman, Skokomish Tribal Council, North 80 Tribal Center Road, Shelton, Washington 98584.

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

Dated: November 5, 2001.

**Robert F. Shea,**

*Acting Administrator, Federal Insurance and Mitigation Administration.*

[FR Doc. 01-28392 Filed 11-9-01; 8:45 am]

**BILLING CODE 6718-04-P**

## CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

### 45 CFR Part 2553

**RIN 3045-AA31**

#### Retired and Senior Volunteer Program; Amendments

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

**ACTION:** Proposed rule.

**SUMMARY:** The amendments to the Regulation governing the Retired and Senior Volunteer Program include: improving access of persons with limited English speaking proficiency; and increasing sponsor flexibility to use project resources as needed.

**DATES:** Submit comments on or before January 14, 2002.

**ADDRESSES:** Send comments to the Corporation for National and Community Service, National Senior Service Corps, Attn: Mr. John B. Keller, 9th Floor, 1201 New York Avenue, NW., Washington, DC 20525.

**FOR FURTHER INFORMATION CONTACT:** John B. Keller, 202-606-5000, ext. 285.

#### SUPPLEMENTARY INFORMATION:

##### Background

The Regulation that is the subject of this amendment implemented changes to the Domestic Volunteer Service Act of 1973, as amended, and established or clarified minimum program requirements. The following changes to the Regulation are now being proposed:

(1) Executive Order 13166 issued August 11, 2000, requires that each Federal agency develop a plan to improve access to its programs by eligible persons who, as a result of national origin, are limited in their English proficiency. The Corporation's intent is to amend the regulations to improve access of persons with limited English proficiency.

(2) RSVP sponsors requested increased flexibility to use project resources as needed to respond to critical community needs. The Corporation concurs with this request and supports amending the regulation to permit such flexibility.

### List of Subjects in 45 CFR Part 2553

Aged, Grant programs-social programs, Volunteers.

For the reasons set forth in the preamble, the Corporation for National and Community Service proposes to amend 45 CFR part 2553 as follows:

#### PART 2553—THE RETIRED AND SENIOR VOLUNTEER PROGRAM

1. The authority citation for Part 2553 continues to read as follows:

**Authority:** 42 U.S.C. 4950 *et seq.*

2. Revise § 2553.23 (c)(2)(iv) to read as follows:

##### § 2553.23 What are a sponsor's program responsibilities?

\* \* \* \* \*

(c) \* \* \*

(2) \* \* \*

(iv) That states the station assures it will not discriminate against RSVP volunteers or in the operation of its program on the basis of race; color; national origin, including individuals with limited English proficiency; sex; age; political affiliation; religion; or on the basis of disability, if the participant or member is a qualified individual with a disability; and

\* \* \* \* \*

##### § 2553.72 [Amended]

3. In § 2553.72, remove paragraph (e).

4. Revise § 2553.73(i) to read as follows:

##### § 2553.73 What are grants management requirements?

\* \* \* \* \*

(i) Written Corporation State Office approval/concurrence is required for a change in the approved service area.

Dated: November 1, 2001.

**Tess Scannell,**

*Acting Director, National Senior Service Corps.*

[FR Doc. 01-28254 Filed 11-9-01; 8:45 am]

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

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 15

[ET Docket No. 01-278; FCC 01-290]

#### Part 15 Biennial Review

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule; denial.

**SUMMARY:** This document responds to a petition filed by National Association for Amateur Radio (ARRL). The petition

requested that the Commission modify its rules that have or may have a significant economic impact on a substantial number of small entities. The Commission believes that these rules are sufficient to protect against harmful interference to authorized radio services and that additional advisory language in the Commission's rules is unnecessary. The ARRL petition is denied.

#### FOR FURTHER INFORMATION CONTACT:

Hugh Van Tuyl, Office of Engineering and Technology, (202) 418-7506.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's *Order*, ET Docket No. 01-278, FCC 01-290, adopted October 2, 2001, and released October 15, 2001. The full text of this Commission decision is available on the Commission's Internet site at [www.fcc.gov](http://www.fcc.gov). It 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, and also may be purchased from the Commission's duplication contractor, Qualex International, (202) 863-2893, Room CY-B402, 445 12th Street, SW., Washington, DC 20554.

#### Summary of the Order

1. In this *Order*, we deny a petition filed by the National Association for Amateur Radio (ARRL). The Regulatory Flexibility Act requires federal agencies to conduct periodic reviews of rules that have or might have a significant economic impact on a substantial number of small entities. Pursuant to section 610 of the Regulatory Flexibility Act, agencies must publish a list of such rules in the **Federal Register** and invite public comment on the rules. The Commission released a Public Notice on September 24, 1999 identifying rules for possible modification or elimination under the Regulatory Flexibility Act. See *Public Notice FCC Seeks Comment Regarding Possible Revision or Elimination of Rules under the Regulatory Flexibility Act*, 5 U.S.C. 610, Mimeo 95371, 64 FR 55671, October 14, 1999.

2. In response to this public notice, ARRL requested that the Commission modify § 15.17 of the rules. Section 15.17 of the rules provides a warning to manufacturers that they should consider the proximity and high power of both government and non-government operations when selecting operating frequencies.

3. In reviewing rules for modification or elimination under the Regulatory Flexibility Act, the Commission considers the following factors: "(1) the