

Planning and Review, this proposed rule revises the NFIP regulations to (1) include the definitions for future conditions hydrology and for the flood plains that may be shown on the FIRMs, for informational purposes at the request of the community, to reflect future conditions hydrology and (2) establish the zone symbol to be used to identify future conditions flood hazard areas on the FIRMs. We know of no substantial direct effects on the States, or on the distribution of power and responsibilities among the various levels of government.

The Office of Management and Budget has reviewed this rule under the provisions of Executive Order 13132.

Executive Order 12778, Civil Justice Reform

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

Executive Order 12866, Regulatory Planning and Review

Promulgation of this rule is required by statute, 42 U.S.C 4014(f) which also specifies the regulatory approach to be taken in the proposed rule. To the extent possible under the statutory requirements of 42 U.S.C. 4014(f), this Proposed Rule adheres to the provisions of E.O. 12866, Regulatory Planning and Review. Under Executive Order 12866, 58 FR 51735, October 4, 1993, a significant regulatory action is subject to OMB review and the requirements of the Executive Order. The Executive Order defines "significant regulatory action" as one that is likely to result in a rule that may:

(1) Have an annual effect on the economy of \$100 million or more or adversely affect in a material way the economy, a sector of the economy, productivity, competition, jobs, the environment, public health or safety, or State, local, or tribal governments or communities;

(2) Create a serious inconsistency or otherwise interfere with an action taken or planned by another agency;

(3) Materially alter the budgetary impact of entitlements, grants, user fees, or loan programs or the rights and obligations of recipients thereof; or

(4) Raise novel legal or policy issues arising out of legal mandates, the President's priorities, or the principles set forth in the Executive Order.

This proposed rule revises the NFIP regulations to (1) include the definitions for future conditions hydrology and for the flood plains that may be shown on the FIRMs, for informational purposes at the request of the community, to reflect

future conditions hydrology and (2) establish the zone symbol to be used to identify future conditions flood hazard areas on the FIRMs. We know of no conditions that would qualify the rule as a "significant regulatory action" within the definition of section 3(f) of the Executive Order. To the extent possible this rule adheres to the principles of regulation in Executive Order 12866. The Office of Management and Budget has not reviewed this rule under the provisions of Executive Order 12866.

List of Subjects in 44 CFR Parts 59 and 64

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

Accordingly, 44 CFR parts 59 and 64 will be amended as follows:

PART 59—[AMENDED]

1. Section 59.1 is revised to include the following a definition for: *Area of future conditions flood hazard* means the land area that would be inundated by the 1-percent-annual-chance flood based on future conditions hydrology.

2. Section 59.1 is revised to include the following definition: *Future conditions flood hazard area, or future conditions floodplain*—see *Area of future conditions flood hazard*.

3. Section 59.1 is revised to include the following definition: *Future conditions hydrology* means the flood discharges associated with projected land-use conditions based on a community's zoning maps or comprehensive land-use plans.

PART 64—[AMENDED]

1. The initial text of Paragraph 64.3(a)(1) will be revised to read as follows:

(1) Flood Insurance Rate Map (FIRM): This map is prepared after the risk study for the community has been completed and the risk premium rates have been established. The FIRM indicates the risk premium rate zones applicable in the community and when those rates are effective. The FIRM also may indicate, at the request of the community, zones to identify areas of future conditions flood hazards. The symbols used to designate the risk premium rate zones and future conditions zones are as follows:

2. The entry for the zone symbol for Zones B, X that appears in Paragraph 64.3(a)(1) will be revised to read as follows:

B, X.....Areas of moderate flood hazards or *areas of future conditions flood hazard*

3. The closing text of Paragraph 64.3(a)(1) will be revised to read as follows:

Areas identified as subject to more than one hazard (flood, mudslide (i.e., mudflow), flood-related erosion) or potential hazard (i.e., future conditions flooding) will be designated on the FIRM by use of the proper zone symbols in combination.

Dated: June 5, 2001.

Margaret E. Lawless,

Acting Executive Associate Director for Mitigation.

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[DA 01-1337, MM Docket No. 01-116, RM-10069]

Digital Television Broadcast Service and Television Broadcast Service; Hibbing, MN

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission requests comments on a petition filed by Duluth-Superior Area Educational Television Corporation, an applicant for a construction permit for a new noncommercial educational television station to operate on NTSC channel *18-at Hibbing. Duluth-Superior requests the replacement of DTV channel *31 for NTSC channel *18-at Hibbing. DTV Channel *31 can be allotted to Hibbing, Minnesota, in compliance with Sections 73.622(a) and 73.623(c) of the Commission's criteria as set forth in the Public Notice, released November 22, 1999, DA 99-2605. DTV channel *31 can be allotted at reference coordinates (47-22-53 N. and 92-57-15 W.) with a power of 500, a height above average terrain HAAT of 211 meters and with a DTV service population of thousand. However, since the community of Hibbing is located within 400 kilometers of the U.S.-Canadian border, concurrence by the Canadian government must be obtained for this proposal.

DATES: Comments must be filed on or before July 30, 2001, and reply comments on or before August 14, 2001.

ADDRESSES: Federal Communications Commission, 445 12th Street, SW.,

Room TW-A325, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Marcia Cranberg, Arnold & Porter, 555 Twelfth Street, NW., Washington, DC 20004-1202 (Counsel for Duluth-Superior Area Educational Television Corporation).

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

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 01-116, adopted June 6, 2001, and released June 7, 2001. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Center 445 12th Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Services, Inc., (202) 857-3800, 1231 20th Street, NW., Washington, DC 20036.

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

Television, Digital television broadcasting, Television, Television broadcasting.

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

PART 73—TELEVISION 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 Minnesota is amended by removing Channel *18-at Hibbing.

§ 73.622 [Amended]

3. Section 73.622(b), the Table of Digital Television Allotments under Minnesota, is amended by adding DTV channel *31-at Hibbing.

Federal Communications Commission.

Barbara A. Kreisman,
Chief, Video Services Division, Mass Media Bureau.

[FR Doc. 01-14933 Filed 6-13-01; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 20

RIN 1018-AH79

Migratory Bird Hunting; Supplemental Proposals for Migratory Game Bird Hunting Regulations; Notice of Meetings

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Proposed rule; supplemental.

SUMMARY: The U.S. Fish and Wildlife Service (hereinafter Service or we) proposed in an earlier document to establish annual hunting regulations for certain migratory game birds for the 2001-02 hunting season. This supplement to the proposed rule provides the regulatory schedule; announces the Service Migratory Bird Regulations Committee and Flyway Council meetings; and describes the proposed regulatory alternatives for the 2001-02 duck hunting seasons and other proposed changes from the 2000-01 hunting regulations.

DATES: The Service Migratory Bird Regulations Committee will meet to consider and develop proposed regulations for early-season migratory bird hunting on June 20 and 21, 2001, and for late-season migratory bird hunting on August 1 and 2, 2001. All meetings will commence at approximately 8:30 a.m. You must submit comments on the proposed regulatory alternatives for the 2001-02 duck hunting seasons by July 6, 2001. You must submit comments on the proposed migratory bird hunting-season frameworks for Alaska, Hawaii, Puerto Rico, the Virgin Islands, and other early seasons by July 30, 2001; and for proposed late-season frameworks by September 7, 2001.

ADDRESSES: The Service Migratory Bird Regulations Committee will meet in room 200 of the U.S. Fish and Wildlife Service's Arlington Square Building, 4401 N. Fairfax Drive, Arlington,

Virginia. Send your comments on the proposals to the Chief, Division of Migratory Bird Management, U.S. Fish and Wildlife Service, Department of the Interior, ms 634-ARLSQ, 1849 C Street, NW., Washington, DC 20240. All comments received, including names and addresses, will become part of the public record. You may inspect comments during normal business hours in room 634, Arlington Square Building, 4401 N. Fairfax Drive, Arlington, Virginia.

FOR FURTHER INFORMATION CONTACT: Jonathan Andrew, Chief, or Ron W. Kokel, Division of Migratory Bird Management, U.S. Fish and Wildlife Service, (703) 358-1714.

SUPPLEMENTARY INFORMATION:

Regulations Schedule for 2000

On April 30, 2001, we published in the *Federal Register* (66 FR 21298) a proposal to amend 50 CFR part 20. The proposal provided a background and overview of the migratory bird hunting regulations process, and dealt with the establishment of seasons, limits, and other regulations for migratory game birds under § 20.101 through 20.107, 20.109, and 20.110 of subpart K. This document is the second in a series of proposed, supplemental, and final rules for migratory game bird hunting regulations. We will publish proposed early-season frameworks and final regulatory alternatives for the 2001-02 duck hunting seasons in mid-July and late-season frameworks in mid-August. We will publish final regulatory frameworks for early seasons on or about August 20, 2001, and those for late seasons on or about September 21, 2001.

Service Migratory Bird Regulations Committee Meetings

The Service Migratory Bird Regulations Committee will meet June 20-21, 2001, to review information on the current status of migratory shore and upland game birds and develop 2001-02 migratory game bird regulations recommendations for these species plus regulations for migratory game birds in Alaska, Puerto Rico, and the Virgin Islands. The Committee will also develop regulations recommendations for special September waterfowl seasons in designated States, special sea duck seasons in the Atlantic Flyway, and extended falconry seasons. In addition, the Committee will review and discuss preliminary information on the status of waterfowl.

At the August 1-2, 2001, meetings, the Committee will review information on the current status of waterfowl and