

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD) • Elevation in feet (NAVD) ◆ Elevation in feet (BCD)
<p><b>Borough of Montoursville</b> Maps available for inspection at the Montoursville Borough Office, 617 North Loyalsock Avenue, Montoursville, Pennsylvania.</p> <p><b>Township of Muncy</b> Maps available for inspection at the Muncy Township Office, 1922 Pond Road, Pennsdale, Pennsylvania.</p> <p><b>Township of Muncy Creek</b> Maps available for inspection at the Muncy Creek Township Office, 575 Route 442 Highway, Muncy, Pennsylvania.</p> <p><b>Township of Old Lycoming</b> Maps available for inspection at the Old Lycoming Township Office, 1951 Green Avenue, Williamsport, Pennsylvania.</p> <p><b>Township of Penn</b> Maps available for inspection at the Penn Township Office, 4600 Beaver Lake Road, Hughesville, Pennsylvania.</p> <p><b>Borough of Picture Rocks</b> Maps available for inspection at the Picture Rocks Borough Office, 113 Main Street, Picture Rocks, Pennsylvania.</p> <p><b>Township of Plunketts Creek</b> Maps available for inspection at the Plunketts Creek Township Office, 179 Dunwoody Road, Williamsport, Pennsylvania.</p> <p><b>Township of Porter</b> Maps available for inspection at the Porter Township Office, 5 Shaffer Lane, Jersey Shore, Pennsylvania.</p> <p><b>Township of Shrewsbury</b> Maps available for inspection at the Shrewsbury Township Office, 143 Point Bethel Road, Hughesville, Pennsylvania.</p> <p><b>Township of Upper Fairfield</b> Maps available for inspection at the Upper Fairfield Township Building, 4090 Route 87 Highway, Montoursville, Pennsylvania.</p> <p><b>Township of Watson</b> Maps available for inspection at the Watson Township Office, 1710 Ridge Road, Jersey Shore, Pennsylvania.</p> <p><b>City of Williamsport</b> Maps available for inspection at the Williamsport City Office, 245 West Fourth Street, Williamsport, Pennsylvania.</p> <p><b>Township of Wolf</b></p>	

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD) • Elevation in feet (NAVD) ◆ Elevation in feet (BCD)
<p>Maps available for inspection at the Wolf Township Office, 695 Route 405 Highway, Hughesville, Pennsylvania.</p>	

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

Dated: March 3, 2004.

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

[FR Doc. 04-5246 Filed 3-8-04; 8:45 am]

**BILLING CODE 9110-12-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

**Final Flood Elevation Determinations**

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

**ACTION:** Final rule.

**SUMMARY:** Base (1% annual chance) Flood Elevations (BFEs) and modified 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 DATES:** 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 maps are available for inspection as indicated on the table below.

**ADDRESSES:** The final 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 table below.

**FOR FURTHER INFORMATION CONTACT:** Doug Bellomo, P.E., Hazard Identification Section, Emergency

Preparedness and Response Directorate, FEMA, 500 C Street, SW., Washington, DC 20472, (202) 646-2903.

**SUPPLEMENTARY INFORMATION:** FEMA makes the final determinations listed below for the modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Mitigation Division Director of the Emergency Preparedness and Response Directorate, has resolved any appeals resulting from this notification.

This final rule is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67.

The 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 final 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 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 recordkeeping requirements.

■ Accordingly, 44 CFR Part 67 is 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.

**§ 67.11 [Amended]**

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

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD) •Elevation in feet (NAVD)
<b>VIRGINIA</b>	
<b>Falls Church (Independent City) (FEMA Docket No. D-7580)</b>	
<i>Poplar Drive Bypass:</i>	
At confluence with Tripps Run .....	*337
At upstream corporate limits .....	*343
<i>Tripps Run:</i>	
Approximately 100 feet downstream of U.S. Route 29 .....	*280
Approximately 50 feet upstream of the upstream corporate limits .....	*339
<b>Maps available for inspection at the City of Falls Church Department of Environmental Services, 300 Park Avenue, Falls Church, Virginia</b>	

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

Dated: March 3, 2004.

**Anthony S. Lowe,**

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

[FR Doc. 04-5247 Filed 3-8-04; 8:45 am]

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**DEPARTMENT OF TRANSPORTATION**

**National Highway Traffic Safety Administration**

**49 CFR Part 571**

[Docket No. NHTSA-2003-17140]

RIN 2127-AI88

**Federal Motor Vehicle Safety Standards; Child Restraint Systems**

**AGENCY:** National Highway Traffic Safety Administration (NHTSA), Department of Transportation (DOT).

**ACTION:** Final rule.

**SUMMARY:** In response to a petition from a child restraint manufacturer, the agency issued an interim final rule published on October 22, 2002, and amended on November 28, 2003, adopting a temporary provision permitting the manufacture of harnesses for use on a school bus that attach to a school bus seat back. Harnesses and other types of child restraints are otherwise generally prohibited by the standard from having any means designed for attaching the system to a vehicle seat back. The provision is set to terminate on September 1, 2004.

This final rule eliminates the termination date for that provision, thus extending indefinitely the permission for manufacture of the harnesses. The harnesses must bear a warning label informing users that the harness must be used only on school bus seats, and that the entire seat directly behind the child wearing the seat-mounted harness must be either unoccupied or occupied by restrained passengers.

**DATES:** *Effective Date:* The amendments made in this rule are effective on September 1, 2004. *Petitions:* Petitions for reconsideration must be received by April 23, 2004.

**ADDRESSES:** Petitions for reconsideration, identified by DOT DMS docket number of this notice, should be submitted to: Administrator, National Highway Traffic Safety Administration, 400 Seventh St., SW., Washington, DC 20590.

**FOR FURTHER INFORMATION CONTACT:** The following persons at the National Highway Traffic Safety Administration, 400 Seventh Street, SW, Washington, DC, 20590:

*For technical issues:* Mr. Tewabe Asebe, Office of Rulemaking, NVS-113, telephone (202) 366-2365, facsimile (202) 493-2739.

*For legal issues:* Mr. Christopher Calamita, Office of Chief Counsel, NCC-112, telephone (202) 366-2992, facsimile (202) 366-3820.

**SUPPLEMENTARY INFORMATION:**

**Table of Contents**

- I. Introduction
- II. Background
- III. Public Comments
- IV. Response to Comments
- V. Final Rule
- VI. Rulemaking Analysis and Notices

**I. Introduction**

This document permanently adopts the interim amendments to Federal Motor Vehicle Safety Standard (FMVSS) No. 213, *Child restraint systems* (49 CFR 571.213), which excluded properly labeled harnesses manufactured for use on school bus seats from the prohibition in that standard against child restraints that are designed to attach to a vehicle seat back. A harness restraint system consists primarily of flexible material, such as straps, webbing or similar material, and that does not include a rigid seating structure for the child.

(FMVSS No. 213 uses the term "harness" in specifying requirements for this type of child restraint system. We consider the terms "vest" and "harness" to be interchangeable. However, in this preamble we use the term "harness" to maintain consistency with the regulatory language. However, we re-emphasize our belief that the terms are synonymous.)

**II. Background**

On October 22, 2002, NHTSA published an interim final rule to permit the temporary manufacture of harnesses designed to attach to school bus seats. (67 FR 64818; Interim Rule). The Interim Rule was adopted to facilitate the transportation of preschool and special needs children and to relieve the restriction imposed by FMVSS No. 213 for the new school year.

The Interim Rule responded to a petition for rulemaking from Constance S. Murray (Petitioner), president of E-Z-On Products, Inc. (E-Z-On), requesting that NHTSA amend the prohibition against seat-mounted harnesses in S5.3.1 of FMVSS No. 213 in order to allow their manufacture and sale for use in school buses. S5.3.1 provides:

(e)xccept for components designed to attach to a child restraint anchorage system, each add-on child restraint system shall not have any means designed for attaching the system to a vehicle seat cushion or vehicle seat back and any component (except belts) that is designed to be inserted between the vehicle seat cushion and vehicle seat back.

The petition was submitted in response to an agency interpretation letter in which we determined that a product with straps that "wrap the seat back and are independent of the seat belt" was subject to FMVSS No. 213 and