

not a “significant regulatory action” and therefore is not subject to review by the Office of Management and Budget.

Paperwork Reduction Act

This proposed rule does not impose an information collection burden under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

Regulatory Flexibility Act

This proposed action merely proposes to approve state law as meeting Federal requirements and imposes no additional requirements beyond those imposed by state law. Redesignation of an area to attainment under section 107(d)(3)(E) of the Clean Air Act does not impose any new requirements on small entities. Redesignation is an action that affects the status of a geographical area and does not impose any new regulatory requirements on sources. Accordingly, the Administrator certifies that this rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*).

Unfunded Mandates Reform Act

Because this rule proposes to approve pre-existing requirements under state law and does not impose any additional enforceable duty beyond that required by state law, it does not contain any unfunded mandate or significantly or uniquely affect small governments, as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104–4).

Executive Order 13132 Federalism

This action also does not have Federalism implications because it does not have substantial direct effects on the states, on the relationship between the national government and the states, or on the distribution of power and responsibilities among the various levels of government, as specified in Executive Order 13132 (64 FR 43255, August 10, 1999). Redesignation is an action that merely affects the status of a geographical area, does not impose any new requirements on sources, or allows a state to avoid adopting or implementing other requirements, and does not alter the relationship or the distribution of power and responsibilities established in the Clean Air Act.

Executive Order 13175 Consultation and Coordination With Indian Tribal Governments

Executive Order 13175 (65 FR 67249, November 9, 2000) requires EPA to develop an accountable process to ensure “meaningful and timely input by

tribal officials in the development of regulatory policies that have tribal implications.” This proposed rule also does not have tribal implications, as specified in Executive Order 13175, because redesignation is an action that affects the status of a geographical area and does not impose any new regulatory requirements on tribes, impact any existing sources of air pollution on tribal lands, nor impair the maintenance of ozone national ambient air quality standards in tribal lands. Thus, Executive Order 13175 does not apply to this rule.

Although Executive Order 13175 does not apply to this rule, EPA met with interested tribes in Michigan to discuss the redesignation process and the impact of a change in designation status of these areas on the tribes.

Executive Order 13045 Protection of Children From Environmental Health and Safety Risks

This proposed rule also is not subject to Executive Order 13045 “Protection of Children from Environmental Health Risks and Safety Risks” (62 FR 19885, April 23, 1997), because it is not economically significant.

Executive Order 13211: Actions That Significantly Affect Energy Supply, Distribution, or Use

Because it is not a “significant regulatory action” under Executive Order 12866 or a “significant energy action,” this action is also not subject to Executive Order 13211, “Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use” (66 FR 28355, May 22, 2001).

National Technology Transfer Advancement Act

Section 12(d) of the National Technology Transfer and Advancement Act of 1995 (NTTA), 15 U.S.C. 272, requires Federal agencies to use technical standards that are developed or adopted by voluntary consensus to carry out policy objectives, so long as such standards are not inconsistent with applicable law or otherwise impracticable. In reviewing program submissions, EPA’s role is to approve state choices, provided that they meet the criteria of the Clean Air Act. Absent a prior existing requirement for the state to use voluntary consensus standards, EPA has no authority to disapprove a program submission for failure to use such standards, and it would thus be inconsistent with applicable law for EPA to use voluntary consensus standards in place of a program

submission that otherwise satisfies the provisions of the Act.

Redesignation is an action that affects the status of a geographical area but does not impose any new requirements on sources. Thus, the requirements of section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272 note) do not apply.

List of Subjects

40 CFR Part 52

Environmental protection, Air pollution control, Intergovernmental relations, Nitrogen dioxide, Ozone, Volatile organic compounds.

40 CFR Part 81

Environmental protection, Air Pollution Control, National parks, Wilderness areas.

Dated: November 21, 2006.

Mary A. Gade,

Regional Administrator, Region 5.

[FR Doc. E6–20639 Filed 12–6–06; 8:45 am]

BILLING CODE 6560–50–P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

[Docket No. FEMA–B–7700]

Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

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 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 table below.

FOR FURTHER INFORMATION CONTACT: William R. Blanton, Jr., Engineering Management Section, Mitigation Division, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-3151.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (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. An environmental impact assessment has not been prepared.

Regulatory Flexibility Act. As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601-612, a regulatory flexibility analysis is not required.

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 13132, Federalism. This proposed rule involves no policies

that have federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This proposed rule meets the applicable standards of Executive Order 12988.

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 [Amended]

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 (NAVD) | |
|---------------------------------|----------------------|---|--|--|----------|
| | | | | Existing | Modified |
| Town of Austin, Arkansas | | | | | |
| AR | Town of Austin | Unnamed Creek | Approximately 1,500 feet downstream of Ed Haymes Road. | None | +235 |
| | | Approximately 3000 feet upstream from Ed Haymes Road. | None | +269 | |

*National Geodetic Vertical Datum.

#Depth in feet above ground.

+North American Vertical Datum.

ADDRESSES

Town of Austin

Maps are available for inspection at City Hall, 202 W Hendricks, Austin, AR 72007.

Send comments to The Honorable Bernie Chamberlain, Mayor, City of Austin, PO Box 129, Austin, AR 72007.

| Flooding source(s) | Location of referenced elevation | * Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground. | | Communities affected |
|--|---|---|----------|--|
| | | Effective ¹ | Modified | |
| Lowndes County, Georgia, and Incorporated Areas | | | | |
| Sugar Creek | At confluence with Withlacoochee River | +132 | +131 | Lowndes County (Unincorporated Areas), City of Valdosta. |
| | Approximately 175 feet downstream of Gorto Road. | +132 | +131 | |
| Two Mile Branch | At confluence with Sugar Creek | +132 | +131 | Lowndes County (Unincorporated Areas), City of Valdosta. |
| | Approximately 1,800 feet upstream of confluence with Sugar Creek. | +132 | +131 | |
| Withlacoochee River | Approximately 9,250 feet downstream of State Highway 31. | None | +90 | Lowndes County (Unincorporated Areas). |

| Flooding source(s) | Location of referenced elevation | * Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground. | | Communities affected |
|--------------------|--|---|----------|----------------------|
| | | Effective ¹ | Modified | |
| | Approximately 4,950 feet upstream of abandoned railroad. | None | +97 | |

* National Geodetic Vertical Datum.

Depth in feet above ground.

+ North American Vertical Datum.

¹ The existing elevation data included on the effective FIRM is printed in the elevation datum of the National Geodetic Vertical Datum of 1929 (NGVD29). In order to convert this printed elevation data from the NGVD29 datum to the NAVD88 datum, please subtract 0.684 feet.

ADDRESSES

Lowndes County (Unincorporated Areas)

Maps are available for inspection at the County Office, 325 West Savannah Avenue, Valdosta, Georgia 31601.

Send comments to Mr. Joseph D. Pritchard, County Manager, 325 West Savannah Avenue, Valdosta, Georgia 31601.

City of Valdosta

Maps are available for inspection at the County Office, 327 West Savannah Avenue, Valdosta, Georgia 31601.

Send comments to The Honorable John J. Fretti, Mayor, City of Valdosta, 216 East Central Avenue, Valdosta, Georgia 31603.

| Flooding source(s) | Location of referenced elevation | * Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground. | | Communities affected |
|--------------------|----------------------------------|---|----------|----------------------|
| | | Effective | Modified | |

East Baton Rouge Parish, Louisiana and Incorporated Areas

| | | | | |
|---|---|------|-----|------------------------------------|
| Bayou Duplantier and Corporation Canal. | Confluence with Dawson Creek | *27 | +25 | East Baton Rouge Parish. |
| Bayou Fountain | Intersection with Nicholson Drive on-ramp | None | +29 | East Baton Rouge Parish. |
| | Confluence with Bayou Manchac | *15 | +14 | |
| Bayou Fountain North Branch. | 500 feet upstream from the intersection with Nicholson Drive. | *24 | +23 | East Baton Rouge Parish. |
| | Confluence with Bayou Fountain | *20 | +21 | |
| Bayou Fountain South Branch. | Approximately 2100 feet upstream from the intersection with Nicholson Drive (at pedestrian bridge). | None | +22 | East Baton Rouge Parish. |
| | Confluence with Bayou Fountain | *24 | +23 | |
| Bayou Fountain Tributary 1. | Approximately 2100 feet upstream from the intersection with Gourrier Ave. | *25 | +24 | East Baton Rouge Parish. |
| | Upstream face—Fulmer Skipwith Road | *17 | +16 | |
| Clay Cut Bayou | Approximately 1200 feet upstream from the intersection with Highland Road. | *17 | +18 | East Baton Rouge Parish. |
| | Approximately 4400 feet downstream from Tiger Bend Road. | *27 | +26 | |
| Dawson Creek | Approximately 600 feet upstream from the intersection with Bluebonnet Road. | None | +32 | East Baton Rouge Parish. |
| | Confluence with Ward's Creek | *25 | +24 | |
| Elbow Bayou | Approximately 1200 feet upstream from the intersection with Clay Cut Road. | *37 | +36 | East Baton Rouge Parish. |
| | Upstream face of Illinois Central Railroad .. | *20 | +18 | |
| Jacks Bayou | Approximately 3.1 miles upstream from Ben Hur Road. | None | +21 | East Baton Rouge Parish. |
| | Confluence with Clay Cut Bayou | *29 | +30 | |
| Mississippi River | Approximately 2400 feet upstream from the intersection with Parkforest Drive. | *41 | +37 | East Baton Rouge Parish |
| | Intersection of Bluebonnet Blvd. and Nicholson Dr. (East Baton Rouge Parish limits) | None | +42 | |
| Mississippi River | Mississippi River west of W. Mount Pleasant Road (East Baton Rouge Parish limits). | None | +52 | East Baton Rouge Parish Boundary). |
| | West of W. Mount Pleasant Road (East Baton Rouge Parish Boundary). | None | +42 | |

| Flooding source(s) | Location of referenced elevation | * Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground. | | Communities affected |
|---|---|---|----------|---|
| | | Effective | Modified | |
| | At confluence of Mississippi River and Bayou Manchac (East Baton Rouge Parish Boundary) | None | +52 | |
| North Branch | Confluence with Wards Creek | *30 | +29 | East Baton Rouge Parish. |
| Wards Creek | Approximately 1100 feet upstream from the intersection with Connells Village Lane. | *43 | +44 | |
| South Canal Diversion | Approximately 2300 feet upstream from the intersection with Plank Road. | *83 | +82 | East Baton Rouge Parish, City of Baker. |
| | Approximately 2300 feet upstream from the intersection with Plank Road. | *83 | +82 | |
| East Baton Rouge Parish. | East Baton Rouge Parish | None | +16 | East Baton Rouge Parish. |
| | Approximately 2300 feet upstream from the intersection with Elvin Drive. | None | +16 | |
| Unnamed Tributary to North Branch Wards Creek (Harelson Lateral). | Confluence with North Branch Wards Creek. | None | +40 | East Baton Rouge Parish. |
| | Confluence with North Branch Wards Creek. | None | +43 | |
| Upper Cypress Bayou .. | Approximately 2800 feet upstream from the intersection with Heck Young Rd. | *80 | +81 | City of Zachary. |
| | Approximately 100 feet downstream from the intersection with Rollins Road. | *97 | +94 | |
| Upper White Bayou | Confluence with South Canal | *81 | +82 | City of Zachary, East Baton Rouge Parish. |
| | Approximately 2700 feet upstream from Old Scenic Highway. | None | +119 | |
| Wards Creek | Confluence with Bayou Manchac | None | +18 | East Baton Rouge Parish. |
| | Approximately 100 feet upstream from the intersection with Choctaw Drive. | None | +51 | |
| Weiner Creek | Confluence with Jones Creek | *40 | +39 | East Baton Rouge Parish. |
| | Approximately 1100 feet upstream from the intersection with Church Entrance Road. | None | +42 | |

* National Geodetic Vertical Datum.

Depth in feet above ground.

+ North American Vertical Datum.

ADDRESSES**City of Baker**

Maps are available for inspection at City Hall, 3325 Groom Road, Baker, LA 70714.

Send comments to The Honorable Harold Rideau, Mayor, City of Baker, P.O. Box 707, Baker, LA 70714.

City of Zachary

Maps are available for inspection at City Hall, 4650 Main Street, Zachary, LA 70791.

Send comments to The Honorable Charlene Smith, Mayor, City of Zachary, P.O. Box 310, Zachary, LA 70791.

East Baton Rouge Parish

Maps are available for inspection at 4th Floor Municipal Building, 300 North Blvd, Baton Rouge, LA 70802.

Send comments to The Honorable Melvin L. Holden, Mayor-President, P.O. Box 1471, Baton Rouge, LA 70821.

Columbia County, Pennsylvania, and Incorporated Areas

| | | | | |
|-----------------------|--|------|------|---|
| Briar Creek | Approximately 130 feet downstream of U.S. Route 11 (West Front Street). | *492 | +492 | Borough of Briar Creek. |
| | Approximately 2350 feet downstream of U.S. Route 11 (West Front Street). | *492 | +492 | |
| Catawissa Creek | Approximately at 1100 feet downstream of Second Street. | *474 | +476 | Borough of Catawissa. |
| | Approximately 200 feet upstream of Numidia Drive. | *476 | +476 | |
| Fishing Creek | Approximately 2180 feet downstream of Covered Bridge No. 56. | *477 | +479 | Town of Bloomsburg, Township of Montour. |
| | Approximately 2800 feet upstream of Red Mill Road. | *480 | +480 | |
| Hemlock Creek | Approximately 650 feet downstream of Legislative Route 19010 (Perry Avenue). | *478 | +479 | Hemlock Township of, Township of Montour. |

| Flooding source(s) | Location of referenced elevation | * Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground. | | Communities affected |
|--|---|---|----------|--|
| | | Effective | Modified | |
| Kinney Run | Approximately at 510 feet upstream of Legislative Route 19100 (Perry Avenue). | *478 | +480 | Township of Scott. |
| | Approximately at 900 feet downstream of the confluence with Tributary No. 1 to Kinney Run, at Scott Township corporate limit. | *480 | +481 | |
| Roaring Creek | Approximately at 250 feet upstream of the confluence with Tributary No. 2 to Kinney Run. | *482 | +481 | Township of Franklin. |
| | Approximately 1320 feet downstream of Legislative Route 19011 (Mount Zion Rd.). | *468 | +470 | |
| Susquehanna River | Approximately 1020 feet upstream of Legislative Route 19011 (Mount Zion Rd.). | *468 | +470 | Borough of Berwick, Borough of Briar Creek. Borough of Catawissa, Town of Bloomsburg, Township of Catawissa, Township of Franklin, Township of Main, Township of Mifflin, Township of Montour, Township of Scott, Township of South Centre. |
| | Approximately 3.5 miles downstream of Rupert Drive. | *467 | +470 | |
| | Approximately 1200 feet upstream of Route 93. | *500 | +500 | |
| Tributary No. 1 to Catawissa Creek. | Approximately 240 feet downstream of State Route 42. | *476 | +476 | Borough of Catawissa. |
| | Approximately 85 feet downstream of State Route 42. | *476 | +476 | |
| Tributary No. 1 to Kinney Run. | Approximately 1530 feet downstream of U.S. Route 11 (New Berwick Hwy). | *480 | +481 | Township of Scott. |
| | Approximately 638 feet downstream of U.S. Route 11 (New Berwick Hwy). | *480 | +481 | |
| Tributary No. 10 to Susquehanna River. | Approximately 450 feet downstream of Old Berwick Road. | *482 | +483 | Township of Scott. |
| | Approximately 590 feet upstream of Tractor Road. | *484 | +483 | |
| Tributary No. 11 to Susquehanna River. | Approximately 960 feet downstream of Old Berwick Road. | *484 | +485 | Township of South Centre. |
| Tributary No. 12 to Susquehanna River. | Just upstream of Old Berwick Road | *484 | +485 | Township of South Centre. |
| | Approximately 1508 feet downstream of Legislative Route 19117 (Old Berwick Road). | *487 | +487 | |
| | Approximately 1130 feet downstream of Legislative Route 19117 (Old Berwick Road). | *487 | +487 | |
| Tributary No. 13 to Susquehanna. | Approximately 980 feet downstream of State Road 339. | *488 | +489 | Township of Mifflin. |
| | Approximately 600 feet downstream of State Road 339. | *488 | +489 | |

* National Geodetic Vertical Datum.
 # Depth in feet above ground.
 + North American Vertical Datum.

ADDRESSES

Borough of Berwick

Maps are available for inspection at 344 Market Street, Berwick, PA 18603.
 Send comments to The Honorable Gary Pinterich, President of Borough Council, 344 Market Street, Berwick, PA 18603.

Borough of Briar Creek

Maps are available for inspection at 6029 Park Road, Berwick, PA 18603.
 Send comments to The Honorable Bruce Michael, Rittenhouse Mill Road, Berwick, PA 18603.

Borough of Catawissa

Maps are available for inspection at 307 Main Street, Catawissa, PA 17820.
 Send comments to The Honorable George Romania, 195 5th Street, Catawissa, PA 17820.

Township of Hemlock

Maps are available for inspection at 26 Firehall Road, Bloomsburg, PA 17815.
 Send comments to Mr. Albert L. Hunsinger, Chairman of Board of Supervisors, 26 Firehall Road, Bloomsburg, PA 17815.

Town of Bloomsburg

Maps are available for inspection at 301 East Second Street, Bloomsburg, PA 17815.

| Flooding source(s) | Location of referenced elevation | * Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground. | | Communities affected |
|--------------------|----------------------------------|---|----------|----------------------|
| | | Effective | Modified | |

Send comments to The Honorable Claude Renninger, Mayor, 301 East Second Street, Bloomsburg, PA 17815.

Township of Catawissa

Maps are available for inspection at 153 Old Reading Road, Catawissa, PA 17820.

Send comments to Mr. James Molick, Chairman of Board of Supervisors, 6 Meadow Road, Catawissa, PA 17820.

Township of Franklin

Maps are available for inspection at 277 Long Woods Road, Catawissa, PA 17820.

Send comments to Mr. Edwin F. Lease, Chairman of Board of Supervisors, 260 Orchard Drive, Catawissa, PA 17820.

Township of Main

Maps are available for inspection at 345 Church Road, Bloomsburg, PA 17815.

Send comments to Mr. Tom Shuman, Supervisor, 345 Church Road, Bloomsburg, PA 17815.

Township of Mifflin

Maps are available for inspection at P.O. Box 359, Mifflinville, PA 18631.

Send comments to Mr. Ricky Lee Brown, Chairman Of Board of Supervisors, P.O. Box 359, Mifflinville, PA 18631.

Township of Montour

Maps are available for inspection at 195 Rupert Drive, Bloomsburg, PA 17815.

Send comments to Mr. Elmer F. Folk, Chairman of Board of Supervisors, 195 Rupert Drive, Bloomsburg, PA 17815.

Union County, Pennsylvania, and Incorporated Areas

| Flooding source(s) | Location of referenced elevation | Effective | Modified | Communities affected |
|---------------------|---|-----------|----------|----------------------|
| Buffalo Creek | Approximately at Mill Road | *462 | +461 | Township of Kelly. |
| | Approximately 1950 feet downstream of Strawbridge Road. | *463 | +462 | |

* National Geodetic Vertical Datum.

Depth in feet above ground.

+ North American Vertical Datum.

ADDRESSES

Township of Kelly

Maps are available for inspection at 551 Zeigler Rd, Lewisburg, PA 17837.

Send comments to Mr. David S. Hassenplug, Chairman of Board of Supervisors, 551 Zeigler Rd, Lewisburg, PA 17837.

Blount County, Tennessee and Incorporated Areas

| Flooding source(s) | Location of referenced elevation | Effective | Modified | Communities affected |
|--|---|-----------|----------|---|
| Brown Creek | At confluence with Pistol Creek | None | +880 | City of Maryville. |
| | At Grandview Dr | None | +961 | |
| Cross Creek | At confluence with Pistol Creek | None | +956 | City of Maryville. |
| | At Oxford Hills Dr | None | +1002 | |
| Culton Creek | At confluence with Pistol Creek | None | +848 | City of Alcoa, Blount County (Unincorporated Areas), City of Maryville. |
| Duncan Branch | At Middlesettlements Rd | None | +858 | City of Maryville. |
| | At U.S. 129 bypass | None | +906 | |
| | At confluence with Brown Creek | None | +929 | |
| Laurel Bank Branch | At Middlesettlements Rd | None | +856 | Blount County (Unincorporated Areas), City of Maryville. |
| Little River | At Big Springs Rd | None | +871 | Blount County (Unincorporated Areas), City of Townsend. |
| | At Wildwood Bridge | None | +859 | |
| Pistol Creek | At Webb Road | None | +1045 | City of Alcoa. |
| | At Carpenter's Grade Rd | None | +957 | |
| | At Campground Bridge/Davey Crockett Drive. | None | +1112 | |
| Russell Branch | At Confluence with Little River | None | +826 | City of Rockford. |
| | At Wright Rd | None | +911 | |
| Springfield Branch | At Eagleton Rd | None | +846 | City of Maryville. |
| | At Old Knoxville Pike | None | +869 | |
| Unnamed Tributary to Brown Creek. | At confluence with Brown Creek | None | +919 | City of Maryville. |
| Unnamed Tributary to Laurel Bank Branch. | At Amerine Rd | None | +1002 | Blount County (Unincorporated Areas), City of Maryville. |
| | At confluence with Laurel Bank Branch | None | +871 | |
| Unnamed Tributary To Springfield Branch. | At U.S. Hwy 129 | None | +1008 | City of Maryville. |
| | At confluence with Springfield Branch | None | +842 | |
| | At Harding St | None | +859 | |

* National Geodetic Vertical Datum.

| Flooding source(s) | Location of referenced elevation | * Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground. | | Communities affected |
|--------------------|----------------------------------|---|----------|----------------------|
| | | Effective | Modified | |

Depth in feet above ground.
+ North American Vertical Datum.

ADDRESSES

Unincorporated Areas of Blount County

Maps are available for inspection at: Blount County Zoning Department, 1006 East Lamar Alexander Parkway, Maryville, Tennessee 37804. Send comments to the Honorable Beverly Woodruff, Mayor, Blount County, 341 Court Street, Maryville, TN 37804.

City of Alcoa

Maps are available for inspection at: City of Alcoa Planning And Codes Department, 223 Associate Blvd., Alcoa, Tennessee 37701. Send comments to the Honorable Donald Mull, Mayor, City of Alcoa, 223 Associate Blvd., Alcoa, TN 37014.

City of Maryville

Maps are available for inspection at: City of Maryville Engineering Department, 416 West Broadway Avenue, Maryville, Tennessee 37801. Send comments to the Honorable Joe Sawann, Mayor, City of Maryville, 416 West Broadway Avenue, Maryville, TN 37932.

City of Rockford

Maps are available for inspection at: Rockford Town Hall, 3719 Little River Road, Rockford, Tennessee 37853. Send comments to the Honorable Steve Simon, Mayor, City of Rockford, 3719 Little River Road, Rockford, TN 37853.

City of Townsend

Maps are available for inspection at: Townsend City Hall, 133 Tiger Drive, Townsend, Tennessee 37882. Send comments to the Honorable Kenneth Myers, Mayor, City of Townsend, 133 Tiger Drive, Townsend, TN 37882.

McMinn County, Tennessee and Incorporated Areas

| | | | | |
|---------------------|--|------|------|---------------------------------------|
| Guthrie Creek | At confluence with North Mouse Creek | None | +822 | McMinn County (Unincorporated Areas). |
| | At County Highway 172 | None | +822 | |
| Forest Branch | At North Jackson Street | None | +952 | City of Athens. |
| | At North Avenue | None | +962 | |

* National Geodetic Vertical Datum.
Depth in feet above ground.
+ North American Vertical Datum.

ADDRESSES

Unincorporated Areas of McMinn County, Tennessee

Maps are available for inspection at: McMinn County Mayor's Office, 6 East Madison Avenue, Athens, Tennessee 37303. Send comments to: The Honorable John Gentry, Mayor, McMinn County, 6 West Mason Avenue, Athens, Tennessee 37303.

City of Athens

Maps are available for inspection at: City of Athens GIS Department, 815 North Jackson Street, Athens, Tennessee 37371. Send comments to the Honorable John Proffitt, Mayor, City of Athens, 815 North Jackson Street, Athens, Tennessee 37371.

Unincorporated Areas of Baltimore County, Maryland

| | | | | |
|------------------------------|--|------|------|--|
| Dead Run | Approximately 180 feet upstream of Gwynn Oak Avenue. | +336 | +337 | Baltimore County (Unincorporated Areas). |
| | Approximately 726 feet upstream of Dogwood Road. | None | +427 | |
| Tributary No. 1 to Dead Run. | At the confluence with Dead Run | +351 | +356 | Baltimore County (Unincorporated Areas). |
| Tributary No. 3 to Dead Run. | Approximately 500 feet upstream of I-695 | None | +395 | Baltimore County (Unincorporated Areas). |
| | At the confluence with Dead Run | +386 | +388 | |
| | Approximately 400 feet upstream of Kennicott Road. | None | +410 | |

* National Geodetic Vertical Datum.
Depth in feet above ground.
+ North American Vertical Datum.

ADDRESSES

Baltimore County (Unincorporated Areas)

Maps are available for inspection at the Baltimore County Office Building, 111 West Chesapeake Avenue, Room 307, Towson, Maryland. Send comments to Mr. James T. Smith, Jr., Baltimore County Executive, 400 West Washington Avenue, Towson, Maryland 21204.

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

Dated: November 30, 2006.

David I. Maurstad,

Director, Mitigation Division, Federal Emergency Management Agency, Department of Homeland Security.

[FR Doc. E6-20790 Filed 12-6-06; 8:45 am]

BILLING CODE 9110-12-P

DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Parts 23, 36, and 52

[FAR Case 2006-008; Docket 2006-0020; Sequence 12]

RIN 9000-AK63

Federal Acquisition Regulation; FAR Case 2006-008, Implementation of Section 104 of the Energy Policy Act of 2005

AGENCIES: Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Proposed rule.

SUMMARY: The Civilian Agency Acquisition Council and the Defense Acquisition Regulations Council (Councils) are proposing to amend the Federal Acquisition Regulation (FAR) to address implementation of Section 104 of the Energy Policy Act of 2005.

DATES: Interested parties should submit written comments to the FAR Secretariat on or before February 5, 2007 to be considered in the formulation of a final rule.

ADDRESSES: Submit comments identified by FAR case 2006-008 by any of the following methods:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Search for any document by first selecting the proper document types and selecting "Federal Acquisition Regulation" as the agency of choice. At the "Keyword" prompt, type in the FAR case number (for example, FAR Case 2006-008) and click on the "Submit" button. You may also search for any document by clicking on the "Advanced search/document search" tab at the top of the screen, selecting from the agency field "Federal Acquisition Regulation", and typing the FAR case number in the keyword field. Select the "Submit" button.

- Fax: 202-501-4067.

- Mail: General Services Administration, Regulatory Secretariat (VIR), 1800 F Street, NW, Room 4035, ATTN: Laurieann Duarte, Washington, DC 20405.

Instructions: Please submit comments only and cite FAR case 2006-008 in all correspondence related to this case. All comments received will be posted without change to <http://www.regulations.gov>, including any personal and/or business confidential information provided.

FOR FURTHER INFORMATION CONTACT For clarification of content, contact Mr. William Clark, Procurement Analyst, at (202) 219-1813. For information pertaining to status or publication schedules, contact the FAR Secretariat at (202) 501-4755. The TTY Federal Relay Number for further information is 1-800-877-8973. Please cite FAR case 2006-008.

SUPPLEMENTARY INFORMATION:

A. Background

The Government's policy is to acquire supplies and services that promote energy and water efficiency, advance the use of renewable energy products, and help foster markets for emerging technologies. This policy extends to all acquisitions, including those below the simplified acquisition threshold, and those for the design, construction, renovation, or maintenance of a facility.

The purpose of this rule is to ensure compliance with the Federal mandate to promote energy efficiency when specifying or acquiring energy-consuming products. This mandate stems from Section 104 of the Energy Policy Act of 2005. Section 104 requires that all acquisitions of energy consuming-products and all contracts for energy-consuming products require acquisition of ENERGY STAR® or Federal Energy Management Program (FEMP) designated products.

As the world's largest volume-buyer of energy consuming products, the Federal Government can reduce energy consumption and achieve enormous cost savings by purchasing energy-efficient products. ENERGY STAR® and FEMP are two Federal programs concerned with energy efficient products for Federal purchase. The ENERGY STAR® and FEMP websites (<http://www.energystar.gov/products> and http://www.eere.energy.gov/femp/procurement/eep_requirements.cfm, respectively) assist Federal purchasers and contractors to identify these types of highly efficient products.

The ENERGY STAR® program is jointly sponsored by the Environmental Protection Agency and the Department

of Energy. Begun in 1992, Energy Star's original focus was office equipment, but has been expanded to include many other consumer products as well as business products. Over the past decade, ENERGY STAR® has been a driving force behind the more widespread use of such technological innovations as LED traffic lights, compact fluorescent lighting, power management systems for office equipment and consumer electronics, and low standby energy use. The ENERGY STAR® program allows manufacturers of products with superior energy efficiency that meet or exceed specified criteria to use the ENERGY STAR® logo on their products to assist consumers in selecting the energy efficient products. It has been so successful that, in 2005, it saved U.S. consumers, businesses, and Government agencies enough energy to avoid greenhouse gas emissions equivalent to those from 23 million cars while saving \$12 billion on utility bills.

FEMP was designed to reduce energy consumption in Federal buildings. The program began in 1993 to assist Federal purchasers in specifying and acquiring energy efficient products in direct acquisitions, as part of capital projects, and as products supplied through service contracts. FEMP publishes Energy Efficient Purchasing specifications that identify the energy efficiency requirements. Energy efficiency in the FEMP program is targeted to those products in the top 25% of energy efficiency in their class as well as products with low standby power. FEMP has many other user aids for acquiring efficient energy consuming products at their website.

When acquiring energy-using products, FAR 23.203 currently requires the purchase of ENERGY STAR® or other energy-efficient items listed on the FEMP Product Energy Efficiency Recommendations list. Furthermore, FAR 23.203(a)(2) requires that when contracting for services that will include the provision of energy-using products, including contracts for design, construction, renovation, or maintenance of a public building, the specifications shall incorporate ENERGY STAR® and FEMP energy-efficient products. While these requirements are stated at FAR 23.2, they are often overlooked in services and construction contracts because there is no clause to implement the requirements. Therefore, this proposed rule provides for a clause to be inserted in solicitations and contracts to ensure that suppliers and service and construction contractors recognize when