

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground. Modified	Communities affected
Snyder Branch .....	Approximately 800 feet upstream of Bradshaw Road ..... Approximately 100 feet downstream of South Market Street ... Approximately 2330 feet downstream of U.S. Road 220 .....	+1586 +960 +960	City of Salem.

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

**ADDRESSES**

**City of Salem**

Maps are available for inspection at 114 North Broad St, Salem, VA 24018.

**Roanoke County (Unincorporated Areas)**

Maps are available for inspection at 5204 Bernard Drive, SW., Roanoke, VA 24018.

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

Dated: April 16, 2007.

**David I. Maurstad,**

*Federal Insurance Administrator of the National Flood Insurance Program, Federal Emergency Management Agency, Department of Homeland Security.*

[FR Doc. E7-7975 Filed 4-25-07; 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, DHS.

**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).

**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:** 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) 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 FEMA 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. FEMA 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 final 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 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 13132, Federalism.* This final rule involves no policies that have federalism implications under Executive Order 13132.

*Executive Order 12988, Civil Justice Reform.* This final 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 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:

Flooding source(s)	Location of referenced elevation	*Elevation in feet (NGVD) +Elevation in feet (NAVD) # Depth in feet above ground	Communities affected
		Modified	
<b>Fairfield County, Ohio and Incorporated Areas</b> <b>Docket No.: FEMA-P-7923</b>			
Blacklick Creek .....	Just upstream of Tussing Road .....	*826	Fairfield County (Unincorporated Areas).
	Approximately 190 feet downstream of U.S. Interstate 70 Eastbound.	*828	
Georges Creek .....	Approximately 350 feet downstream of Long Road .....	*791	City of Pickerington.
	Approximately 150 feet upstream of Pickerington Ridge Drive.	*816	
Georges Creek Overflow .....	Approximately 2,690 feet downstream of the divergence from Georges Creek.	*800	City of Pickerington.
	At the divergence from Georges Creek .....	*807	

**ADDRESSES**

**Fairfield County, Ohio (Unincorporated Areas)**

Maps are available for inspection at Fairfield County Regional Planning Commission, 210 East Main Street, Lancaster, Ohio 43140.

**City of Pickerington, Fairfield and Franklin Counties, Ohio**

Maps are available for inspection at City of Pickerington City Hall, 100 Lockville Road, Pickerington, Ohio 43147.

**Franklin County, Ohio and Incorporated Areas**

**Docket No.: FEMA-P-7923**

Blacklick Creek .....	Approximately 3,930 feet upstream of Refugee Road .....	*803	City of Columbus.
	Approximately 300 feet downstream of U.S. Interstate 70 Eastbound.	*828	
Coble-Bowman Ditch .....	Approximately 500 feet downstream of Bixby Road/County Highway 229.	*742	Franklin County (Unincorporated Areas).
	Approximately 4,500 feet upstream of Winchester Pike/County Highway 376.	*760	
Georges Creek .....	Approximately 90 feet upstream of Conrail .....	*749	Franklin County (Unincorporated Areas). Village of Canal Winchester, City of Columbus.
	Approximately 2,200 feet upstream of Long Road/County Highway 220 (limit of flooding affecting Franklin County).	*799	
Georges Creek Overland Flow.	At the confluence with Georges Creek .....	*749	Franklin County (Unincorporated Areas).
	Approximately 1,440 feet upstream of confluence with Georges Creek.	*749	
Georges Creek Split Flow .....	At the convergence with Georges Creek .....	*777	Franklin County (Unincorporated Areas). City of Columbus.
	At the divergence from Georges Creek .....	*784	
Georges Creek Overflow .....	Approximately 150 feet upstream of the convergence with Blacklick Creek.	*796	City of Columbus.
	Approximately 3,560 feet upstream of the convergence with Blacklick Creek.	*800	

**ADDRESSES**

**Village of Canal Winchester, Franklin County, Ohio**

Maps are available for inspection at Canal Winchester Municipal Building, 36 South High Street, Canal Winchester, Ohio 43110.

**City of Columbus, Franklin County, Ohio**

Maps are available for inspection at Building Services Division, 757 Carolyn Avenue, Columbus, Ohio 43215.

**Franklin County, Ohio (Unincorporated Areas)**

Maps are available for inspection at Franklin County Economic Development and Planning Department, 280 East Broad Street, Room 202, Columbus, Ohio 43215.

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

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

Dated: April 16, 2007.

**David I. Maurstad,**

*Federal Insurance Administrator of the National Flood Insurance Program, Federal Emergency Management Agency, Department of Homeland Security.*

[FR Doc. E7-7970 Filed 4-25-07; 8:45 am]

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**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**48 CFR Chapter 44**

[Docket ID FEMA-2006-0033]

RIN 1660-AA46

**Federal Emergency Management Agency (FEMA) Acquisition Regulation System; Removal of Chapter 44**

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Direct final rule; confirmation of effective date.

**SUMMARY:** The Federal Emergency Management Agency (FEMA) published a direct final rule that notified the public of its intent to remove the FEMA Acquisition Regulation in its entirety. FEMA did not receive any comments on the rule. Therefore, the rule will go into effect as scheduled.

**DATES:** The effective date of the direct final rule published March 2, 2007 (72 FR 9445) is confirmed as May 1, 2007.

**FOR FURTHER INFORMATION CONTACT:** Joyce M. Ard, Federal Emergency Management Agency, 500 C Street, SW., Patriot Plaza Room 201, Washington DC, 20472, (phone) 202-646-3213, (facsimile) 202-646-2928, or (e-mail) [joyce.ard@dhs.gov](mailto:joyce.ard@dhs.gov).

**SUPPLEMENTARY INFORMATION:** On March 2, 2007, FEMA published a direct final rule at 72 FR 9445 that notified the public of FEMA's intent to remove the FEMA Acquisition Regulation (FEMAAR) at 48 CFR Chapter 44 in its entirety. The specific language and subsequent clauses are removed as a result of the transfer of FEMA to the Department of Homeland Security (DHS) on March 1, 2003. The Homeland Security Acquisition Regulation (HSAR) created a department-wide acquisition regulation for DHS in 48 CFR Chapter 30, and included FEMA in the list of entities for which the chapter applied, thereby superseding and making 48 CFR Chapter 44 duplicative and

unnecessary. FEMA has not received an adverse comment, or notice of intent to submit an adverse comment, on this rule. Therefore, the rule will go into effect as scheduled.

Dated: April 19, 2007.

**R. David Paulison,**

*Administrator, Federal Emergency Management Agency, Department of Homeland Security.*

[FR Doc. E7-7971 Filed 4-25-07; 8:45 am]

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**DEPARTMENT OF DEFENSE**

**Defense Acquisition Regulations System**

**48 CFR Part 203**

RIN 0750-AF60

**Defense Federal Acquisition Regulation Supplement; Acquisition Integrity (DFARS Case 2006-D044)**

**AGENCY:** Defense Acquisition Regulations System, Department of Defense (DoD).

**ACTION:** Final rule.

**SUMMARY:** DoD has issued a final rule amending the Defense Federal Acquisition Regulation Supplement (DFARS) to address requirements for the separation of Government functions for oversight, source selection, contract negotiation, and contract award. The rule contains best practice policies for use by the military departments and defense agencies.

**EFFECTIVE DATE:** April 26, 2007.

**FOR FURTHER INFORMATION CONTACT:** Mr. Gary Delaney, Defense Acquisition Regulations System, OUSD (AT&L) DPAP (DARS), IMD 3C132, 3062 Defense Pentagon, Washington, DC 20301-3062. Telephone (703) 602-8384; facsimile (703) 602-0350. Please cite DFARS Case 2006-D044.

**SUPPLEMENTARY INFORMATION:**

**A. Background**

This final rule adds a new section at DFARS 203.170 to address requirements for the separation of Government functions for oversight, source selection, contract negotiation, and contract award. The rule contains best practice policies to ensure the separation of such functions.

This rule was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

**B. Regulatory Flexibility Act**

This rule will not have a significant cost or administrative impact on

contractors or offerors, or a significant effect beyond the internal operating procedures of DoD. Therefore, publication for public comment under 41 U.S.C. 418b is not required.

However, DoD will consider comments from small entities concerning the affected DFARS subpart in accordance with 5 U.S.C. 610. Such comments should cite DFARS Case 2006-D044.

**C. Paperwork Reduction Act**

The Paperwork Reduction Act does not apply, because the rule does not impose any information collection requirements that require the approval of the Office of Management and Budget under 44 U.S.C. 3501, *et seq.*

**List of Subjects in 48 CFR Part 203**

Government procurement.

**Michele P. Peterson,**

*Editor, Defense Acquisition Regulations System.*

■ Therefore, 48 CFR part 203 is amended as follows:

**PART 203—IMPROPER BUSINESS PRACTICES AND PERSONAL CONFLICTS OF INTEREST**

■ 1. The authority citation for 48 CFR part 203 continues to read as follows:

**Authority:** 41 U.S.C. 421 and 48 CFR Chapter 1.

■ 2. Section 203.170 is added to read as follows:

**203.170 Business practices.**

To ensure the separation of functions for oversight, source selection, contract negotiation, and contract award, departments and agencies shall adhere to the following best practice policies:

(a) Senior leaders shall not perform multiple roles in source selection for a major weapon system or major service acquisition.

(b) Vacant acquisition positions shall be filled on an "acting" basis from below until a permanent appointment is made. To provide promising professionals an opportunity to gain experience by temporarily filling higher positions, these oversight duties shall not be accrued at the top.

(c) Acquisition process reviews of the military departments shall be conducted to assess and improve acquisition and management processes, roles, and structures. The scope of the reviews should include—

- (1) Distribution of acquisition roles and responsibilities among personnel;
- (2) Processes for reporting concerns about unusual or inappropriate actions; and
- (3) Application of DoD Instruction 5000.2, Operation of the Defense