

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. Elevation in feet (NGVD) (NAVD)	
				Existing	Modified
AR .....	Cherokee Village (City) (Sharp and Fulton Counties).	Short Draft Branch .....	Approximately 600 feet upstream of Lakeshore Drive.	None	*493
			Approximately 1.7 miles upstream of South Fork Spring River.	None	*509
		South Fork Spring River ...	Approximately 0.1 mile downstream of the primary spillway of Lake Chanute.	None	*516
			Just downstream of Griffin Road .....	None	*371
		Approximately 5700 feet upstream of Cherokee Road.	None	*410	

Maps are available for inspection at the Community Map Repository, City of Cherokee Village, 2 Santee Drive, Cherokee Village, Arkansas. Send comments to The Honorable Ray Maynard, Mayor, City of Cherokee Village, 2 Santee Drive, Cherokee Village, Arkansas 72529.

State	City/town/county	Source of flooding	Location	Elevation in feet. (NAVD)	
				Existing	Modified
MO .....	Northmoor (City) (Platte County).	Line Creek .....	Approximately 250 feet upstream of U.S. Highway 69.	*766	*767
			At upstream corporate limits (approximately 225 feet downstream of Interstate 29).	*769	*770

Maps are available for inspection at City Hall, City of Northmoor, 4907 NW Waukomis Drive, Northmoor, Missouri. Send comments to The Honorable Harlan Shaver, Jr., Mayor, City of Northmoor, 4907 NW Waukomis Drive, Northmoor, Missouri 64151.

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

Dated: April 23, 2003.

**Anthony S. Lowe,**

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

[FR Doc. 03-10485 Filed 4-28-03; 8:45 am]

**BILLING CODE 6718-04-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

**[Docket No. FEMA-D-7558]**

**Proposed Flood Elevation Determinations**

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

**ACTION:** Proposed rule.

**SUMMARY:** Technical information or comments are requested on the proposed base (1% annual chance) flood elevations and proposed base flood elevation modifications for the communities listed below. The base flood elevations 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 base flood elevations 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:** Mary Jean Pajak, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-2831.

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA or Agency) proposes to make determinations of base flood elevations and modified base flood elevations 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 base flood and modified base flood elevations, 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 Mitigation Division Director of the Emergency Preparedness and Response Directorate certifies that this proposed rule is exempt from the requirements of the Regulatory Flexibility Act because proposed or modified base flood elevations 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. As a result, a regulatory flexibility analysis has not 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 [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
Alabama .....	Pike Road (Town), Montgomery County .....	Little Catoma Creek.	Approximately 1.5 miles upstream of the confluence of Little Catoma Creek Tributary 1.	None	•226
			Approximately 2.7 miles upstream of the confluence of Little Catoma Creek Tributary 1.	None	•232
		Little Catoma Creek Tributary 1.	Approximately 4,400 feet upstream of the confluence with Little Catoma Creek.	None	•225
			Approximately 3,300 feet downstream of Carter Mill Road.	None	•239

Maps available for inspection at Pike Road Town Office, 915 Meriweather Road, Pike Road, Alabama.

Send comments to The Honorable Judy Rittenour, Mayor of the Town of Pike Road, 1144 Meriweather Road, Pike Road, Alabama 36064.

Pennsylvania .....	Bridgeton (Township), Bucks County .....	Delaware River.	Approximately 1.22 miles downstream of Upper Black Eddy Bridge.	*135	*134
			Approximately 1.16 miles downstream of Upper Black Eddy.	*135	*134

Maps available for inspection at the Bridgeton Town Office, 1370 Bridgeton Hill Road, Upper Black Eddy, Pennsylvania.

Send comments to Ms. Barbara Guth, Bridgeton Township Supervisor, P.O. Box 200, Upper Black Eddy, Pennsylvania 18972.

Pennsylvania .....	Ferguson (Township), Centre County .....	Big Hollow Run.	Approximately 700 feet downstream of Corl Street.	None	*1,098
			Approximately 525 feet downstream of Corl Street.	None	*1,099

Maps available for inspection at Ferguson Township Municipal Building, 3147 Research Drive, State College, Pennsylvania.

Send comments to Ms. Dorothy Schmidt, Chairman of the Township of Ferguson Board of Supervisors, 3147 Research Drive, State College, Pennsylvania 16801.

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

Dated: April 23, 2003.

**Anthony S. Lowe,**

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

[FR Doc. 03-10484 Filed 4-28-03; 8:45 am]

**BILLING CODE 6718-04-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 622

[Docket No. 030417091-3091-01; I.D. 040903B]

**RIN 0648-AR00**

#### **Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Shrimp Resources of the Gulf of Mexico; Commercial Shrimp Fishery of the Gulf of Mexico; Control Date**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Advance notice of proposed rulemaking; consideration of a control date.

**SUMMARY:** This notice announces that the Gulf of Mexico Fishery Management Council (GMFMC) is considering additional management measures to limit entry into the commercial fishery for shrimp in the exclusive economic zone of the Gulf of Mexico (Gulf EEZ). Possible measures include the establishment of a limited entry program to control participation or effort in the commercial shrimp fishery. If a limited entry program is established, the GMFMC is considering December 6, 2003, as a possible control date.

**DATES:** Comments must be submitted by May 29, 2003.

**ADDRESSES:** Comments should be directed to the Gulf of Mexico Fishery Management Council, 3018 U.S. Highway 301 North, Suite 1000, Tampa, Florida 33619-2266; Fax: 813-225-7015.

**FOR FURTHER INFORMATION CONTACT:** Steve Branstetter, 727-570-5305.

**SUPPLEMENTARY INFORMATION:** The commercial fishery for shrimp in the Gulf EEZ is managed under the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico (FMP). The FMP was prepared by the GMFMC, and implemented under the authority of the Magnuson-Stevens Fishery Conservation and Management Act.

Amendment 11 to the FMP was approved by NMFS on October 17, 2001, and a final rule implementing the actions described in Amendment 11 was promulgated on August 7, 2002 (67 FR 51074). Those regulations, effective September 6, 2002, included a requirement for all vessel owners or operators who harvest shrimp in the Gulf EEZ to obtain a commercial vessel permit. Owners or operators had 90 days to comply; commercial shrimp vessels harvesting shrimp from the Gulf EEZ on or after December 5, 2002, were required to have this Federal vessel permit onboard. For the purposes of the FMP, shrimp is defined to include the following species: brown, pink, white, rock, seabob, and royal red shrimp.

The GMFMC anticipates that future action may be necessary to control effort in the Gulf of Mexico shrimp fishery by restricting the number of participants. The GMFMC has been advised by NMFS that the shrimp resources of the Gulf EEZ are fully exploited, especially the penaeid (brown, pink and white) shrimp resources. Recent stock assessments indicate that a reduction in effort would not result in a reduction in yield for these species. Consequently, the GMFMC is concerned that the current level of participation in the Gulf shrimp fishery may not be realizing the maximum economic benefits that could be derived from the resource, and that future increases in participation could further reduce economic benefits. Should the GMFMC take future action to restrict participation in the fishery, they may use December 6, 2003, as a possible control date. This date would give all vessel owners or operators who harvest shrimp from the Gulf EEZ one year to obtain a commercial vessel permit before the control date. Implementation of any program to restrict access in the shrimp fishery would require preparation of an amendment to the FMP and publication of a notice of availability of the amendment with a comment period, publication of a proposed rule with a public comment period, approval of the amendment, and issuance of a final implementing rule.

Consideration of a control date does not commit the GMFMC or NMFS to any particular management regime or criteria for entry into the commercial shrimp fishery. Fishermen are not guaranteed future participation in a fishery regardless of their entry date or intensity of participation in the fishery before or after the control date under consideration. Use of the control date in future management actions would mean that anyone entering the fishery after the control date would not be assured of

future access. Even fishermen who are permitted prior to the control date are not guaranteed future participation in a fishery. The GMFMC may choose to give variably weighted consideration to fishermen active in the fisheries before and after the control date. Other qualifying criteria, such as documentation of landings and sales, may be applied for entry. The GMFMC subsequently may choose a different control date or they may choose a management regime that does not make use of a control date. The GMFMC also may choose to take no further action to control entry or access to the fisheries, in which case the control date may be rescinded.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: April 23, 2003.

**Rebecca Lent,**

*Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service.*

[FR Doc. 03-10558 Filed 4-28-03; 8:45 am]

**BILLING CODE 3510-22-S**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 679

[Docket No. 030417090-3090-01; I.D. 032403C]

**RIN 0648-AQ73**

#### **Fisheries of the Exclusive Economic Zone Off Alaska; License Limitation Program**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Proposed rule.

**SUMMARY:** NMFS issues a proposed rule to amend eligibility criteria for Bering Sea and Aleutian Islands (BSAI) crab species licenses issued under the License Limitation Program (LLP) and required for participation in the BSAI crab fisheries. This action is necessary to allow participation in the BSAI crab fisheries in a manner intended by the North Pacific Fishery Management Council (Council). The intended effect of this action is to allow vessels with recent participation in the BSAI crab fisheries to qualify for an LLP crab species license as the Council intended and to conserve and manage the crab resources in the BSAI in accordance with the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act).