

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
Maine .....	Beals (Town), Washington County.	Atlantic Ocean .....	At Alley Point, approximately 2,700 feet west of the intersection of Black Duck Cove Road and Carver Industry Road. Approximately 800 feet southeast of the end of Black Field Road.	*20	*14
				*25	*13

Maps available for inspection at the Beals Town Office, 11 Big Pond Road, Beals, Maine.

Send comments to Mr. Velton Peabody, Chairman of the Town of Beals Board of Selectmen, PO Box 189, Beals, Maine 04611.

Ohio .....	Gallia County (Incorporated Areas).	Chickamauga Creek .....	At U.S. Route 35 .....	*569	*570
			Approximately 1600 feet upstream of U.S. Route 35.	*574	*575
		Tributary C .....	At confluence with Chickamauga Creek ..	*570	*571
			At Mitchell Extension .....	*599	*600
		Tributary D .....	At confluence with Tributary C .....	*574	*573
			Approximately 100 feet upstream of confluence with Tributary C.	*574	*573

Maps available for inspection at the Gallia County Offices, 18 Locust Street, Gallipolis, Ohio.

Send comments to Mr. William J. Davis, Jr., President of the Gallia County Board of Commissioners, 18 Locust Street, Gallipolis, Ohio 45631.

West Virginia.	Oceana (Town), Wyoming County.	Clear Fork .....	Approximately 330 feet downstream of corporate limits.	None	*1,239
			At upstream corporate limits .....	*1,295	*1,292
		Laurel Fork .....	At confluence with Clear Fork .....	*1,267	*1,265
			Approximately 80 feet upstream of corporate limits.	*1,299	*1,297

Maps available for inspection at the Oceana Town Hall, Route 10, Cook Parkway, Oceana, West Virginia.

Send comments to The Honorable John Steffey, Mayor of the Town of Oceana, P.O. Box 190, Oceana, West Virginia 24870.

West Virginia.	Smithers (Town), Fayette and Kanawha Counties.	Smithers Creek .....	Approximately 60 feet upstream of confluence with Kanawha River.	*627	*626
			Approximately 640 feet upstream of County Route 22.	*655	*652

Maps available for inspection at the Smithers Town Hall, 175 Michigan Avenue, Smithers, West Virginia.

Send comments to The Honorable Eddie A. Long, Mayor of the Town of Smithers, P.O. Box 489, Smithers, West Virginia 25186.

Wisconsin ...	Dane County (Unincorporated Areas).	Vermont Creek .....	Just upstream of the Sooline Railroad .....	*807	*810
			A point approximately 0.02 mile upstream of County Highway KP.	None	*814

Maps available for inspection at the Dane County City-County Building, 210 Martin Luther King Jr. Boulevard, Madison, Wisconsin.

Send comments to Ms. Kathleen Falk, Dane County Executive, 210 Martin Luther Jr. Boulevard, Madison, Wisconsin 53703.