

**Correction**

In the proposed rule published at 75 FR 61377, in the October 5, 2010, issue of the **Federal Register**, FEMA published a table under the authority of 44 CFR 67.4. The table, entitled "Palo Pinto County, Texas, and Incorporated Areas" addressed the flooding source Pollard Creek Tributary No. 5.

The proposed rule listed the location description for the proposed BFE of 1,032 feet, referenced to the North American Vertical Datum of 1988, as being approximately 850 feet upstream of 23rd Street. The correct location of this proposed BFE is just upstream of Northeast 23rd Street. The proposed rule also listed the location description for the proposed BFE of 1,049 feet, referenced to the North American Vertical Datum of 1988, as being just upstream of 23rd Street Northeast. The correct location of this proposed BFE is approximately 850 feet upstream of 23rd Street.

This proposed rule correction is reopening the comment period for Pollard Creek Tributary No. 5, for the locations of the proposed BFEs of 1,032 feet and 1,049 feet, both referenced to the North American Vertical Datum of 1988, due to the error in listing the location descriptions for these BFEs in the previously published proposed rule at 75 FR 61377.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: March 7, 2011.

**Sandra K. Knight,**

*Deputy Federal Insurance and Mitigation Administrator, Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

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**DEPARTMENT OF HOMELAND SECURITY****Federal Emergency Management Agency****44 CFR Part 67**

[Docket ID FEMA-2010-0003; Internal Agency Docket No. FEMA-B-1110]

**Proposed Flood Elevation Determinations**

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

**ACTION:** Proposed rule; correction.

**SUMMARY:** On April 14, 2010, FEMA published in the **Federal Register** a proposed rule that contained an erroneous table. This notice provides corrections to that table, to be used in lieu of the information published at 75 FR 19320. The table provided here represents the flooding sources, location of referenced elevations, effective and modified elevations, and communities affected for Sumter County, Alabama, and Incorporated Areas. Specifically, it addresses the following flooding sources: Factory Creek (backwater effects from Tombigbee River), Fenache Creek (backwater effects from Tombigbee River), Folsom Branch (backwater effects from Tombigbee River), High Run (backwater effects from Tombigbee River), Jones Creek (backwater effects from Tombigbee River), Noxubee River (backwater effects from Tombigbee River), Sandy Creek, Sucarnoochee River, Tombigbee River, Tombigbee River Tributary 13 (backwater effects from Tombigbee River), Tombigbee River Tributary 16 (backwater effects from Tombigbee River), Tombigbee River Tributary 7 (backwater effects from Tombigbee River), Tombigbee River Tributary 8 (backwater effects from Tombigbee River), Toomsaba Creek, and Whiterock Creek (backwater effects from Sucarnoochee River).

**DATES:** Comments are to be submitted on or before June 14, 2011.

**ADDRESSES:** You may submit comments, identified by Docket No. FEMA-B-1110, to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-4064 or (e-mail) [luis.rodriguez1@dhs.gov](mailto:luis.rodriguez1@dhs.gov).

**FOR FURTHER INFORMATION CONTACT:** Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-4064 or (e-mail) [luis.rodriguez1@dhs.gov](mailto:luis.rodriguez1@dhs.gov).

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA) publishes proposed determinations of Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs for communities participating in the National Flood Insurance Program (NFIP), 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 minimum requirements. 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 also are used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in those buildings.

**Corrections**

In the proposed rule published at 75 FR 19321, in the April 14, 2010, issue of the **Federal Register**, FEMA published a table under the authority of 44 CFR 67.4. The table, entitled "Sumter County, Alabama, and Incorporated Areas" addressed the following flooding sources: Factory Creek (Backwater effects from Tombigbee River), Fenache Creek (Backwater effects from Tombigbee River), Folsom Branch (Backwater effects from Tombigbee River), High Run (Backwater effects from Tombigbee River), Jones Creek (Backwater effects from Tombigbee River), Noxubee River (Backwater effects from Tombigbee River), Sandy Creek, Sucarnoochee River, Tombigbee River, Tombigbee River Trib 13 (Backwater effects from Tombigbee River), Tombigbee River Trib 16 (Backwater effects from Tombigbee River, Tombigbee River Trib 7 (Backwater effects from Tombigbee River), Tombigbee River Trib 8 (Backwater effects from Tombigbee River), Toomsaba Creek, and Whiterock Creek (Backwater effects from Sucarnoochee River). That table contained inaccurate information as to the location of referenced elevation, effective and modified elevation in feet, and/or communities affected for that flooding source. In this notice, FEMA is publishing a table containing the accurate information, to address these prior errors. The information provided below should be used in lieu of that previously published.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	
Sumter County, Alabama, and Incorporated Areas				
Factory Creek (backwater effects from Tombigbee River).	From the confluence with the Tombigbee River to approximately 1,600 feet upstream of County Road 21.	None	+115	Unincorporated Areas of Sumter County.
Fenache Creek (backwater effects from Tombigbee River).	From the confluence with the Tombigbee River to approximately 0.5 mile downstream of County Road 4.	None	+126	Unincorporated Areas of Sumter County.
Folsum Branch (backwater effects from Tombigbee River).	From the confluence with the Tombigbee River to approximately 500 feet upstream of Fulson Branch Road.	None	+120	Town of Gainesville.
High Run (backwater effects from Tombigbee River).	From the confluence with the Tombigbee River to approximately 2.3 miles upstream of the confluence with the Tombigbee River.	None	+103	Unincorporated Areas of Sumter County.
Jones Creek (backwater effects from Tombigbee River).	From the confluence with the Tombigbee River to approximately 2,100 feet upstream of County Road 20.	None	+114	Town of Epes.
Noxubee River (backwater effects from Tombigbee River).	From the confluence with the Tombigbee River to approximately 7.3 miles upstream of County Road 85.	None	+122	Unincorporated Areas of Sumter County.
Sandy Creek .....	Approximately 1 mile downstream of State Route 28.	None	+115	Unincorporated Areas of Sumter County.
	Approximately 1,673 feet downstream of East Park Road.	None	+117	
Sucarnoochee River .....	Approximately 1.6 miles downstream of railroad.	None	+115	Unincorporated Areas of Sumter County.
	Approximately 1.4 miles upstream of U.S. Route 11.	None	+120	
Tombigbee River .....	Approximately 29.4 miles downstream of U.S. Route 11.	None	+95	Town of Epes.
	Approximately 12.7 miles upstream of the Gainesville Dam.	None	+130	
Tombigbee River Tributary 13 (backwater effects from Tombigbee River).	From the confluence with the Tombigbee River to approximately 585 feet downstream of Port of Unnamed Road.	None	+108	Unincorporated Areas of Sumter County.
Tombigbee River Tributary 16 (backwater effects from Tombigbee River).	From the confluence with the Tombigbee River to approximately 740 feet downstream of Port of Epes Highway.	None	+113	Unincorporated Areas of Sumter County.
Tombigbee River Tributary 7 (backwater effects from Tombigbee River).	From the confluence with the Tombigbee River to approximately 1.2 miles downstream of Pine Top Road.	None	+96	Unincorporated Areas of Sumter County.
Tombigbee River Tributary 8 (backwater effects from Tombigbee River).	From the confluence with the Tombigbee River to approximately 0.6 mile upstream of Trails End Road.	None	+101	Unincorporated Areas of Sumter County.
Toomsuba Creek .....	Approximately 0.7 mile downstream of the railroad.	None	+148	Unincorporated Areas of Sumter County.
	Approximately 750 feet upstream of U.S. Route 11.	None	+164	
Whiterock Creek (backwater effects from Sucarnoochee River).	From the confluence with the Sucarnoochee River to approximately 1,073 feet downstream of Arrington Street.	None	+116	Unincorporated Areas of Sumter County.

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

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

\*\*BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.

Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

#### ADDRESSES

##### Town of Epes

Maps are available for inspection at 40 Carrol Street, Epes, AL 35464.

##### Town of Gainesville

Maps are available for inspection at 9380 State Street, Gainesville, AL 35464.

##### Unincorporated Areas of Sumter County

Maps are available for inspection at 318 Washington Street, Livingston, AL 35470.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: March 7, 2011.

**Sandra K. Knight,**

*Deputy Federal Insurance and Mitigation Administrator, Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MB Docket No. 09-52; FCC 11-28]

#### Policies To Promote Rural Radio Service and To Streamline Allotment and Assignment Procedures

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** In this document, the Commission adopted a Second Further Notice of Proposed Rulemaking (SFNPRM), in which it announced that it wished to develop a more comprehensive record regarding measures to assist Federally recognized Native American Tribes and Alaska Native Villages (Tribes) in obtaining commercial FM radio station authorizations. Specifically, the Commission sought comment on the use of threshold qualifications for Tribes applying for commercial FM radio channel allotments that were added to the Table of Allotments using the Tribal Priority adopted by the Commission in the First Report and Order (First R&O) in this proceeding. The Commission also sought further comment on whether

a Tribal Bidding Credit would accomplish the goal of increasing Tribal ownership of commercial stations broadcasting to Tribal Lands, and sought comment on the financial and other barriers facing Tribes wishing to enter the commercial broadcast arena.

**DATES:** Comments may be filed on or before April 15, 2011 and reply comments may be filed on or before May 16, 2011. Written comments on the Paperwork Reduction Act proposed information collection requirements must be submitted by the public, Office of Management and Budget (OMB), and other interested parties on or before May 16, 2011.

**ADDRESSES:** You may submit comments, identified by MB Docket No. 09-52, by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.
- *Federal Communications Commission's Web Site:* <http://www.fcc.gov/cgb/ecfs/>. Follow the instructions for submitting comments.
- *E-mail:* [ecfs@fcc.gov](mailto:ecfs@fcc.gov). Include the docket number in the subject line of the message. See the **SUPPLEMENTARY INFORMATION** section of this document for detailed information on how to submit comments by e-mail.
- *Mail:* 445 12th Street, SW., Washington, DC 20554.
- *People with Disabilities:* Contact the FCC to request reasonable accommodations (accessible format documents, sign language interpreters, CART, etc.) by *e-mail:* [FCC504@fcc.gov](mailto:FCC504@fcc.gov) or *phone:* 202-418-0530 or TTY: 202-418-0432.

For detailed instructions for submitting comments and additional information on the rulemaking process,

see the **SUPPLEMENTARY INFORMATION** section of this document.

#### FOR FURTHER INFORMATION CONTACT:

Peter Doyle, Chief, Media Bureau, Audio Division, (202) 418-2700; Thomas Nessinger, Attorney-Advisor, Media Bureau, Audio Division, (202) 418-2700.

For additional information concerning the Paperwork Reduction Act information collection requirements contained in this document, contact Cathy Williams at 202-418-2918, or via the Internet at [Cathy.Williams@fcc.gov](mailto:Cathy.Williams@fcc.gov).

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Second Further Notice of Proposed Rulemaking, FCC 11-28, adopted March 3, 2011, and released March 3, 2011.

#### Initial Paperwork Reduction Act of 1995 Analysis

The SFNPRM contains potential information collection requirements subject to the PRA, Public Law 104-13. OMB, the general public, and other Federal agencies are invited to comment on the potential new and modified information collection requirements contained in this SFNPRM. If the information collection requirements are adopted, the Commission will submit the appropriate documents to OMB for review under section 3507(d) of the PRA and OMB, the general public, and other Federal agencies will again be invited to comment on the new and modified information collection requirements adopted by the Commission.

Public and agency comments on the potential proposed information collection requirements are due May 16, 2011. Comments should address: (a) Whether the proposed collection of information is necessary for the proper