

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 Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

#### ADDRESSES

##### Township of Clara

Maps are available for inspection at the Clara Township Building, 566 Clara Road, Shinglehouse, PA 16748.

##### Township of Portage

Maps are available for inspection at the Portage Township Hall, 23 State Street, Austin, PA 16720.

#### Fairfield County, South Carolina, and Incorporated Areas

McCulley Creek .....	Approximately 1,370 feet downstream of State Road S-20-56.	None	+350	Town of Winnsboro, Unincorporated Areas of Fairfield County.
	Approximately 560 feet downstream of Dogwood Avenue.	None	+396	
Sand Creek .....	Approximately 1.4 mile downstream of Pumphouse Road.	None	+378	Town of Winnsboro, Unincorporated Areas of Fairfield County.
	Approximately 169 feet downstream of U.S. Route 321.	None	+522	
Sand Creek Tributary 10 .....	At the confluence with Sand Creek .....	None	+429	Unincorporated Areas of Fairfield County.
	Approximately 0.7 mile upstream of the confluence with Sand Creek.	None	+489	
Sand Creek Tributary 11 .....	At the confluence with Sand Creek .....	None	+449	Town of Winnsboro.
	Approximately 1,473 feet upstream of U.S. Route 321	None	+544	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

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#### ADDRESSES

##### Town of Winnsboro

Maps are available for inspection at the Town Hall, 117 South Congress Street, Winnsboro, SC 29180.

##### Unincorporated Areas of Fairfield County

Maps are available for inspection at the Town Hall, 117 South Congress Street, Winnsboro, SC 29180.

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

Dated: March 31, 2010.

**Sandra K. Knight,**

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

[FR Doc. 2010-8459 Filed 4-13-10; 8:45 am]

**BILLING CODE 9110-12-P**

#### DEPARTMENT OF HOMELAND SECURITY

##### Federal Emergency Management Agency

##### 44 CFR Part 67

**[Docket ID FEMA-2010-0003; Internal Agency Docket No. FEMA-B-1111]**

##### Proposed Flood Elevation Determinations

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

**ACTION:** Proposed rule.

**SUMMARY:** Comments are requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed in the table below. The purpose of this document is to seek general information and comment regarding the proposed regulatory flood elevations for the reach described by the downstream and upstream locations in the table below. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or to show

evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). In addition, these elevations, once finalized, will be used by insurance agents and others to calculate appropriate flood insurance premium rates for new buildings and the contents in those buildings.

**DATES:** Comments are to be submitted on or before July 13, 2010.

**ADDRESSES:** The corresponding preliminary Flood Insurance Rate Map (FIRM) for the proposed BFEs for each community is available for inspection at the community's map repository. The respective addresses are listed in the table below.

You may submit comments, identified by Docket No. FEMA-B-1111, to Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2820, or (e-mail) [kevin.long@dhs.gov](mailto:kevin.long@dhs.gov).

**FOR FURTHER INFORMATION CONTACT:**

Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2820, or (e-mail) [kevin.long@dhs.gov](mailto:kevin.long@dhs.gov).

**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 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 these buildings.

Comments on any aspect of the Flood Insurance Study and FIRM, other than the proposed BFEs, will be considered. A letter acknowledging receipt of any comments will not be sent.

*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.

*Executive Order 12866, Regulatory Planning and Review.* This proposed rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866, as amended.

*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:

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	
Carlisle County, Kentucky, and Incorporated Areas				
Back Slough (Backwater effects from Mississippi River).	From the confluence with Mayfield Creek to approximately 3.2 miles upstream of the confluence with Mayfield Creek.	None	+328	Unincorporated Areas of Carlisle County.
Gray Creek (Backwater effects from Mississippi River).	From the confluence with Mayfield Creek to approximately 1,142 feet upstream of U.S. Route 51.	None	+329	Unincorporated Areas of Carlisle County.
Gray Creek Tributary 2 (Backwater effects from Mississippi River).	From the confluence with Gray Creek to approximately 0.68 mile upstream of the confluence with Gray Creek.	None	+329	Unincorporated Areas of Carlisle County.
Hurricane Creek (Backwater effects from Mississippi River).	From the confluence with Mayfield Creek to approximately 0.91 mile upstream of the confluence with Mayfield Creek.	None	+329	Unincorporated Areas of Carlisle County.
Mayfield Creek .....	At the confluence with the Mississippi River .....	None	+329	Unincorporated Areas of Carlisle County.
Mayfield Creek Tributary 23 (Backwater effects from Mayfield Creek).	Approximately 0.62 mile upstream of U.S. Route 62 ..	None	+352	Unincorporated Areas of Carlisle County.
	From the confluence with Mayfield Creek to approximately 0.63 mile upstream of the confluence with Mayfield Creek.	None	+346	

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Mayfield Creek Tributary 6 (Backwater effects from Mississippi River).	From the confluence with Mayfield Creek to approximately 1.92 mile upstream of the confluence with Mayfield Creek.	None	+329	Unincorporated Areas of Carlisle County.
Mayfield Creek Tributary 6.3 (Backwater effects from Mississippi River).	From the confluence with Mayfield Creek Tributary 6 to approximately 0.8 mile upstream of the confluence with Mayfield Creek Tributary 6.	None	+329	City of Bardwell, Unincorporated Areas of Carlisle County.
Mississippi River .....	Approximately 2,656 feet upstream of the confluence with Sandy Branch in Hickman County (at county boundary).	None	+325	Unincorporated Areas of Carlisle County.
	Approximately 158 feet upstream of the confluence with Mayfield Creek.	None	+329	
Sandy Branch (Backwater effects from Mississippi River).	From the confluence with Sandy Branch Tributary 2 to approximately 3.2 miles upstream of the confluence with Sandy Branch Tributary 2.	None	+326	Unincorporated Areas of Carlisle County.
Sandy Branch Tributary 2 (Backwater effects from Mississippi River).	From the confluence with Sandy Branch to approximately 1 mile upstream of the confluence with Sandy Branch.	None	+325	Unincorporated Areas of Carlisle County.
Truman Creek (Backwater effects from Mississippi River).	From the confluence with Mayfield Creek to approximately 1.9 mile upstream of the confluence with Mayfield Creek.	None	+329	Unincorporated Areas of Carlisle County.
West Fork Mayfield Creek (Backwater effects from Mississippi River).	From the confluence with Mayfield Creek to approximately 1,548 feet upstream of U.S. Route 62.	None	+329	Unincorporated Areas of Carlisle County.
Wilson Creek (Backwater effects from Mayfield Creek).	From the confluence with Mayfield Creek to approximately 1,707 feet upstream of the confluence with Mayfield Creek.	None	+334	Unincorporated Areas of Carlisle County.

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#### ADDRESSES

##### City of Bardwell

Maps are available for inspection at 225 Front Street, Bardwell, KY 42023.

##### Unincorporated Areas of Carlisle County

Maps are available for inspection at 70 West Court Street, Bardwell, KY 42023.

#### Estill County, Kentucky, and Incorporated Areas

Big Doe Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 769 feet downstream of Roberts Road.	None	+632	Unincorporated Areas of Estill County.
Billey Fork (Backwater effects from Kentucky River).	From the confluence with Millers Creek to approximately 1,390 feet upstream of CSX Abandoned Railroad.	None	+635	Unincorporated Areas of Estill County.
Blue Run (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 1.1 mile upstream of the confluence with the Kentucky River.	None	+621	Unincorporated Areas of Estill County.
Buck Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 0.4 mile downstream of Little Buck Creek Road.	None	+636	Unincorporated Areas of Estill County.
Buck Creek Tributary 1 (Backwater effects from Kentucky River).	From the confluence with Buck Creek to approximately 685 feet upstream of Little Buck Creek Road.	None	+635	Unincorporated Areas of Estill County.
Calloway Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 1,708 feet downstream of Dry Branch Road.	None	+626	Unincorporated Areas of Estill County.
Calloway Creek Tributary 1 (Backwater effects from Kentucky River).	From the confluence with Calloway Creek to approximately 0.7 mile upstream of the confluence with Calloway Creek.	None	+627	Unincorporated Areas of Estill County.

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Campbell Creek (Backwater effects from Kentucky River).	From the confluence with Cow Creek to approximately 0.7 mile upstream of Sid Griffie Road.	None	+632	Unincorporated Areas of Estill County.
Caney Branch (Backwater effects from Kentucky River).	From the confluence with the Red River to approximately 0.6 mile upstream of the confluence with the Red River.	None	+605	Unincorporated Areas of Estill County.
Clear Creek (Backwater effects from Kentucky River).	From the confluence with Station Camp Creek to approximately 0.4 mile downstream of Clearcreek Road.	None	+630	Unincorporated Areas of Estill County.
Cow Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 1,307 feet downstream of Cow Creek Road.	None	+632	Unincorporated Areas of Estill County.
Crooked Creek (Backwater effects from Kentucky River).	From the confluence with Station Camp Creek to approximately 1.3 miles upstream of Crooked Creek Road.	None	+631	Unincorporated Areas of Estill County.
Drowning Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to just downstream of Richmond Road.	None	+620	Unincorporated Areas of Estill County.
Furnace Fork (Backwater effects from Kentucky River).	From the confluence with Millers Creek to approximately 966 feet upstream of Cobhill Road.	None	+635	Unincorporated Areas of Estill County.
Hinton Branch (Backwater effects from Kentucky River).	From the confluence with Crooked Creek to approximately 0.5 mile upstream of Newton Circle.	None	+631	Unincorporated Areas of Estill County.
Hoys Fork (Backwater effects from Kentucky River).	From the confluence with Crooked Creek to approximately 0.6 mile upstream of Dug Hill Road.	None	+631	Unincorporated Areas of Estill County.
Kentucky River .....	Approximately at the confluence with the Red River ...	None	+605	City of Irvine, City of Ravenna,
	Approximately 8.7 miles upstream of the confluence with Buck Creek.	None	+645	Unincorporated Areas of Estill County.
Kentucky River Trib 4 (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 1.0 mile upstream of the confluence with the Kentucky River.	None	+627	Unincorporated Areas of Estill County.
Little Doe Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 532 feet upstream of Little Doe Creek Road.	None	+632	Unincorporated Areas of Estill County.
Long Branch II (Backwater effects from Kentucky River).	From the confluence with Furnace Fork to approximately 0.4 mile upstream of CSX Abandoned Railroad.	None	+635	Unincorporated Areas of Estill County.
Millers Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to the confluence with Billey Fork.	None	+635	Unincorporated Areas of Estill County.
Noland Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 364 feet downstream of Noland Creek Road.	None	+613	Unincorporated Areas of Estill County.
Polecat Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 0.6 mile downstream of CSX Railroad.	None	+624	Unincorporated Areas of Estill County.
Possum Run (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 0.9 mile downstream of Opossum Run Road.	None	+621	Unincorporated Areas of Estill County.
Red River (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 0.4 mile upstream of the confluence with Caney Branch.	None	+605	Unincorporated Areas of Estill County.
South Fork Noland Creek (Backwater effects from Kentucky River).	From the confluence with Noland Creek to approximately 0.8 mile upstream of the confluence with Noland Creek.	None	+613	Unincorporated Areas of Estill County.
Station Camp Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 1.6 mile upstream of the confluence with Crooked Creek.	None	+631	Unincorporated Areas of Estill County.
Sudders Fork (Backwater effects from Kentucky River).	From the confluence with Millers Creek to approximately 0.4 mile upstream of CSX Abandoned Railroad.	None	+635	Unincorporated Areas of Estill County.
Sweet Lick Branch (Backwater effects from Kentucky River).	From the confluence with White Oak Creek to approximately 669 feet upstream of Main Street.	None	+630	Unincorporated Areas of Estill County.
White Oak Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 795 feet upstream of White Oak Road.	None	+630	Unincorporated Areas of Estill County.

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#### ADDRESSES

##### City of Irvine

Maps are available for inspection at 101 Chestnut Street, Irvine, KY 40336.

##### City of Ravenna

Maps are available for inspection at 620 Main Street, Ravenna, KY 40472.

##### Unincorporated Areas of Estill County

Maps are available for inspection at 130 Main Street, Irvine, KY 40336.

#### Fulton County, Kentucky, and Incorporated Areas

Bayou de Chien (Backwater effects from Mississippi River).	From the confluence with the Mississippi River to 0.5 mile upstream of the confluence with Little Bayou de Chien.	None	+321	Unincorporated Areas of Fulton County.
Harris Fork Creek Tributary 16 (Backwater effects from Harris Fork Creek).	At the confluence with Harris Fork Creek .....	+366	+365	City of Fulton, Unincorporated Areas of Fulton County.
	Approximately 0.4 mile upstream of the confluence with Harris Fork Creek.	+366	+368	
Little Bayou de Chien (Backwater effects from Mississippi River).	From the confluence with the Mississippi River to approximately 2,140 feet downstream of KY-94.	None	+321	Unincorporated Areas of Fulton County.
Little Bayou de Chien Tributary 29 (Backwater effects from Mississippi River).	From the confluence with Little Bayou de Chien to approximately 0.54 mile upstream of the confluence with Little Bayou de Chien.	None	+321	Unincorporated Areas of Fulton County.
Little Bayou de Chien Tributary 35 (Backwater effects from Mississippi River).	From the confluence with Little Bayou de Chien to approximately 655 feet upstream of the confluence with Little Bayou de Chien.	None	+321	Unincorporated Areas of Fulton County.
Little Bayou de Chien Tributary 9 (Backwater effects from Mississippi River).	From the confluence with Little Bayou de Chien to approximately 0.7 mile upstream of the confluence with Little Bayou de Chien.	None	+321	Unincorporated Areas of Fulton County.
Little Mud Creek (Backwater effects from Mississippi River).	From the confluence with Bayou de Chien to approximately 0.5 mile upstream of KY-94.	None	+320	Unincorporated Areas of Fulton County.
Little Mud Creek Tributary 1 (Backwater effects from Mississippi River).	From the confluence with Little Mud Creek to approximately 1.2 miles upstream of the confluence with Little Mud Creek.	None	+320	Unincorporated Areas of Fulton County.
Mississippi River .....	Approximately at the Fulton County boundary with the State of Tennessee.	None	+299	Unincorporated Areas of Fulton County, City of Hickman.
	Approximately 5.7 miles upstream of the confluence with Bayou de Chien.	None	+321	
Mud Creek (Backwater effects from Mississippi River).	From the confluence with Bayou de Chien to approximately 2,300 feet upstream of the confluence with Mud Creek Tributary 13.	None	+320	Unincorporated Areas of Fulton County.
Mud Creek Tributary 10 (Backwater effects from Mississippi River).	From the confluence with Mud Creek to approximately 0.9 mile upstream of the confluence with Mud Creek.	None	+320	Unincorporated Areas of Fulton County.
Mud Creek Tributary 12 (Backwater effects from Mississippi River).	From the confluence with Mud Creek to approximately 350 feet upstream of KY-1127.	None	+320	Unincorporated Areas of Fulton County.
Mud Creek Tributary 13 (Backwater effects from Mississippi River).	From the confluence with Mud Creek to approximately 1,775 feet upstream of the confluence with Mud Creek.	None	+320	Unincorporated Areas of Fulton County.

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Mud Creek Tributary 3 (Backwater effects from Mississippi River).	From the confluence with Mud Creek to approximately 0.83 mile upstream of KY-94.	None	+320	Unincorporated Areas of Fulton County.
Mud Creek Tributary 4 (Backwater effects from Mississippi River).	From the confluence with Mud Creek to approximately 1 mile upstream of KY-2140.	None	+320	Unincorporated Areas of Fulton County.

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#### ADDRESSES

##### City of Fulton

Maps are available for inspection at 101 Nelson Tripp Place, Fulton, KY 42041.

##### City of Hickman

Maps are available for inspection at 1812 South 7th Street, Hickman, KY 42350.

##### Unincorporated Areas of Fulton County

Maps are available for inspection at 2216 Myron Cory Drive, Hickman, KY 42050.

#### Garrard County, Kentucky, and Incorporated Areas

Canoe Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 0.6 mile upstream of the confluence with the Kentucky River.	None	+567	Unincorporated Areas of Garrard County.
Davis Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 0.4 mile upstream of the confluence with the Kentucky River.	None	+570	Unincorporated Areas of Garrard County.
Dix River (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 269 feet downstream of the confluence with Dix River Tributary 82.	None	+553	Unincorporated Areas of Garrard County.
Kentucky River .....	Approximately at the confluence with the Dix River ....	None	+553	Unincorporated Areas of Garrard County.
Kentucky River Tributary 40 (Backwater effects from Kentucky River).	Approximately at the confluence with Paint Lick Creek From the confluence with the Kentucky River to approximately 932 feet upstream of Old Lexington Road East.	None None	+573 +565	Unincorporated Areas of Garrard County.
Paint Lick Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 1.9 mile upstream of the confluence with the Kentucky River.	None	+573	Unincorporated Areas of Garrard County.
Scotch Fork (Backwater effects from Kentucky River).	From the confluence with Sugar Creek to approximately 656 feet downstream of Poor Ridge Pike.	None	+570	Unincorporated Areas of Garrard County.
Sugar Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 0.7 mile upstream of the confluence with Scotch Fork.	None	+570	Unincorporated Areas of Garrard County.
White Oak Creek (Backwater effects from Kentucky River).	From the confluence with the Kentucky River to approximately 0.7 mile upstream of the confluence with Kentucky River.	None	+563	Unincorporated Areas of Garrard County.

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## ADDRESSES

## Unincorporated Areas of Garrard County

Maps are available for inspection at 15 Public Square, Lancaster, KY 40444.

## McLean County, Kentucky, and Incorporated Areas

Black Lake Creek (Backwater effects from Green River).	From the confluence with Cypress Creek to approximately 1 mile upstream of Coffman Schoolhouse Road.	None	+393	Unincorporated Areas of McLean County.
Buck Creek (Backwater effects from Green River).	From the confluence with West Fork Buck Creek to approximately 275 feet upstream of Atherton Road.	None	+391	Unincorporated Areas of McLean County.
Cypress Creek Tributary 32 (Backwater effects from Green River).	From the confluence with Cypress Creek to approximately 2 miles upstream of the confluence with Cypress Creek.	None	+393	Unincorporated Areas of McLean County.
Cypress Creek Tributary 36 (Backwater effects from Green River).	From the confluence with Cypress Creek to approximately 1.8 miles upstream of KY-85.	None	+391	Unincorporated Areas of McLean County.
Cypress Creek Tributary 59 (Backwater effects from Green River).	From the confluence with Cypress Creek to approximately 490 feet upstream of Bell Road.	None	+389	Unincorporated Areas of McLean County.
Delaware Creek (Backwater effects from Ohio River).	From the confluence with the Green River to approximately 380 feet upstream of KY-593.	None	+386	Unincorporated Areas of McLean County.
Green River .....	Approximately 1.9 mile downstream of the confluence with Green River Tributary 33.	+386	+387	City of Livermore, Town of Calhoun, Unincorporated Areas of McLean County.
	Approximately 2.5 miles downstream of KY-85 .....	+394	+393	
Green River Tributary 19 (Backwater effects from Green River).	From the confluence with the Green River to approximately 0.73 mile downstream of KY-136.	None	+389	Unincorporated Areas of McLean County.
Green River Tributary 27 (Backwater effects from Green River).	From the confluence with the Green River to approximately 1,270 feet upstream of KY-256.	None	+388	Unincorporated Areas of McLean County.
Green River Tributary 33 (Backwater effects from Green River).	From the confluence with the Green River to 1.1 miles upstream of the confluence with the Green River.	+386	+387	Unincorporated Areas of McLean County.
Hanley Creek (Backwater effects from Green River).	From the confluence with the Green River to approximately 0.54 mile upstream of KY-136.	None	+390	Unincorporated Areas of McLean County.
Long Falls Creek (Backwater effects from Green River).	From the confluence with the Green River to approximately 2,330 feet upstream of KY-815.	None	+389	Unincorporated Areas of McLean County.
Long Falls Creek Tributary 18 (Backwater effects from Green River).	From the confluence with Long Falls Creek to approximately 0.59 mile upstream of the confluence with Long Falls Creek.	None	+389	Unincorporated Areas of McLean County.
Long Falls Creek Tributary 22 (Backwater effects from Green River).	From the confluence with Long Falls Creek to approximately 2,400 feet downstream of KY-140.	None	+389	Unincorporated Areas of McLean County.
Long Falls Creek Tributary 23 (Backwater effects from Green River).	From the confluence with Long Falls Creek to approximately 0.88 mile upstream of Leachman Schoolhouse Road.	None	+389	Unincorporated Areas of McLean County.
Pond Drain (Backwater effects from Green River).	From the confluence with Pond Drain Tributary 1 to approximately 1.3 mile upstream of the confluence with Pond Drain Tributary 1.	None	+390	Unincorporated Areas of McLean County.
Pond Drain Tributary 1 (Backwater effects from Green River).	From the confluence with Pond Drain to approximately 656 feet downstream of Adams Schoolhouse Road.	None	+389	Unincorporated Areas of McLean County.
Pond Drain Tributary 2 (Backwater effects from Green River).	From the confluence with Pond Drain to approximately 400 feet upstream of KY-81.	None	+390	Unincorporated Areas of McLean County.
Pond Drain Tributary 2.1 (Backwater effects from Green River).	From the confluence with Pond Drain Tributary 2 to approximately 1,890 feet upstream of the confluence with Pond Drain Tributary 2.	None	+390	Unincorporated Areas of McLean County.
Pond River Tributary 107 (Backwater effects from Green River).	From the McLean County boundary to approximately 266 feet downstream of Branch Schoolhouse Road.	None	+389	Unincorporated Areas of McLean County.

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West Fork Buck Creek (Backwater effects from Green River).	From the confluence with the Green River to approximately 2,200 feet downstream of KY-250.	None	+390	Unincorporated Areas of McLean County.
West Fork Buck Creek Tributary 10 (Backwater effects from Green River).	From the confluence with West Fork Buck Creek to 0.6 mile upstream of the confluence with West Fork Buck Creek.	None	+390	Unincorporated Areas of McLean County.
Yellow Creek (Backwater effects from Green River).	From the confluence with Yellow Creek Tributary 6 to 0.65 mile upstream of the confluence with Yellow Creek Tributary 6.	None	+388	Unincorporated Areas of McLean County.
Yellow Creek Tributary 6 (Backwater effects from Green River).	From the confluence with Yellow Creek to approximately 1,265 feet upstream of the confluence with Yellow Creek.	None	+388	Unincorporated Areas of McLean County.

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

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

\*\* 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 Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

#### ADDRESSES

##### City of Livermore

Maps are available for inspection at 105 West 3rd Street, Livermore, KY 42352.

##### Town of Calhoun

Maps are available for inspection at 325 West 2nd Street, Calhoun, KY 42327.

##### Unincorporated Areas of McLean County

Maps are available for inspection at 210 Main Street, Calhoun, KY 42327.

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

Dated: March 31, 2010.

**Sandra K. Knight,**

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

[FR Doc. 2010-8461 Filed 4-13-10; 8:45 am]

**BILLING CODE 9110-12-P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Office of the Secretary

#### 45 CFR Parts 146 and 148

#### Premium Review Process; Request for Comments Regarding Section 2794 of the Public Health Service Act

**AGENCY:** Office of the Secretary, HHS.

**ACTION:** Request for information.

**SUMMARY:** This document is a request for comments regarding Section 1003 of the Patient Protection and Affordable Care Act (PPACA), Pub. L. 111-148, which

added Section 2794 to the Public Health Service Act (the PHS Act). Section 2794 of the PHS Act requires the Secretary to work with States to establish an annual review of unreasonable rate increases, to monitor premium increases and to award grants to States to carry out their rate review process. The Department of Health and Human Services (HHS) invites public comments in advance of future rulemaking.

**DATES:** Submit written or electronic comments by May 14, 2010.

**ADDRESSES:** Written comments, identified by DHHS-2010-PRR, may be submitted to the Department of HHS by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.
- *Mail:* Written comments (one original and two copies) may be mailed to: Department of Health and Human Services, Attention: DHHS-2010-PRR, Hubert H. Humphrey Building, Room 445-G, 200 Independence Avenue, SW., Washington, DC 20201.

• *Hand or courier delivery:* Comments may be delivered to Room

445-G, Hubert H. Humphrey Building, 200 Independence Avenue, SW., Washington, DC 20201. Because access to the interior of the HHH Building is not readily available to persons without Federal Government identification, commenters are encouraged to leave their comments in the DHHS-2010-PRR drop box located in the main lobby of the building. A stamp-in clock is available for persons wishing to retain proof of filing by stamping in and retaining an extra copy of the comments being filed.

*Inspection of Public Comments.* All comments received before the close of the comment period are available for viewing by the public, including any personally identifiable or confidential business information that is included in a comment. We post all electronic comments received before the close of the comment period on the following public Web site as soon as possible after they have been received: <http://www.regulations.gov>. Follow the search instructions on that Web site to view public comments.