rule is not a “major rule” as defined by 5 U.S.C. 804(2).

List of Subjects in 40 CFR Part 180

Environmental protection, Administrative practice and procedure, Agricultural commodities, Pesticides and pests, Reporting and recordkeeping requirements.


Peter Caulkins,
Acting Director, Registration Division, Office of Pesticide Programs.

Therefore, 40 CFR chapter I is amended as follows:

PART 180—[AMENDED]

1. The authority citation for part 180 continues to read as follows:

Authority: 21 U.S.C. 321(q), 346(a) and 371.

<table>
<thead>
<tr>
<th>Commodity</th>
<th>Parts per million</th>
<th>Expiration/Revocation Date</th>
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<tbody>
<tr>
<td>Soybean, seed</td>
<td>0.02</td>
<td>12/31/04</td>
</tr>
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FOR FURTHER INFORMATION CONTACT:

SUPPLEMENTARY INFORMATION: We established a pilot inspection procedure and the criteria to implement it under 44 CFR 59.30 in a final rule published in the Federal Register on June 27, 2000, 65 FR 39726. The inspection procedure is to help the communities of Monroe County, Florida and the Village of Islamorada, also located within Monroe County, verify that structures comply with the community’s floodplain management ordinance, and to ensure that property owners pay flood insurance premiums to the NFIP commensurate with their flood risk. The inspection procedure requires owners of insured buildings to obtain an inspection from community officials and to submit a Community Inspection Report as a condition of renewing the Standard Flood Insurance Policy on the building. Specifically, the inspection procedure is designed to help the communities determine whether buildings with an enclosure comply with the community’s floodplain management ordinance.

The community inspection procedure applies only to insured post-FIRM (Flood Insurance Rate Map) buildings located in the Special Flood Hazard Areas of the communities participating in the inspection procedure.

On November 2, 1999, the City of Marathon incorporated and on October 16, 2000 the City became an NFIP participating community. We notified the City of Marathon of the inspection procedure before it applied to join the NFIP. The community agreed to participate in the pilot inspection procedure in a resolution titled, “A Resolution of the City Council of the City of marathon, Florida, Providing for Approval of the City’s Participation in the National Flood Insurance Program’s Pilot Inspection Program and Providing for an Effective Date”, which was passed and adopted on September 13, 2000.

In the SUPPLEMENTARY INFORMATION in both the proposed rule (published in the Federal Register on May 5, 1999, 64 FR 24256) and the final rule (published in the Federal Register on June 27, 2000, 65 FR 39726), we stated that as a condition of joining the NFIP the inspection procedure would be undertaken in areas within Monroe County that incorporate and become a separate community on or after January 1, 1999.

We established the following requirement in 44 CFR 59.30(a), Purpose, which requires areas within Monroe County that incorporate after January 1, 1999, to implement the inspection procedure: “(a) This section sets forth the criteria for implementing a pilot inspection procedure in Monroe County and the Village of Islamorada, Florida. These criteria will also be used to implement the pilot inspection procedure in any area within Monroe County, Florida that incorporates on or after January 1, 1999, and is eligible for the sale of flood insurance.” The City of Marathon is the only community in Monroe County that has incorporated after January 1, 1999.

This interim final rule would amend 44 CFR 59.30 and Appendices (A)(4), (A)(5), and (A)(6) of 44 CFR part 61 to clarify that areas in Monroe County that become communities by incorporating
The same factors that make the conditions unique in Monroe County and the Village of Islamorada for implementation of the inspection procedure also apply to the City of Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that become part of Marathon and to other areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
- The number of possible violations (an estimated 2,000–4,000 illegally built enclosures in the entire County, the Village of Islamorada, and any areas in Monroe County that incorporate. They include:

Marathon and to other areas in Monroe County that incorporate. They include:

- The nature of the flood hazard,
in carrying out their responsibilities under the NFIP and enforcing the existing requirements in their floodplain management ordinance:

This rule would provide these communities with a tool to protect the health, safety, and welfare of their citizens and property exposed to a significant flood risk, a tool not otherwise available to the communities under the current regulations of the NFIP;

We do not expect that this rule would adversely or materially affect the public directly affected by the rule. The inspection procedure would be implemented over a period of several years, would give property owners time to remedy the violations, and would give tenants living in illegal enclosures time to find appropriate alternative housing. The rule also accommodates the State-mandated Rate of Growth Ordinance (ROGO), the memorandum of agreement between the County and the State on ROGO allocations in order to deal with replacement units for illegal enclosures removed as a result of the inspection procedure;

The inspection procedure adopted in the June 27, 2000 rule arises out of work done by a Citizen’s Task Force that the Monroe County Board of County Commissioners appointed. We have worked closely with County, Village and State officials in preparing the rule [see Executive Order 13132, Federalism, below]; and

The inspection procedure under this rule is the best available method to achieve the NFIP regulatory objective while taking into account State statutory constraints on inspections, State rate of growth mandates, housing limits within the two communities, and related factors.

The Office of Management and Budget has not reviewed this rule under the principles of Executive Order 12866.

Executive Order 13132, Federalism

Executive Order 13132, Federalism, seeks to ensure that Executive agencies consider principles of federalism when developing new policies, and requires them to consult with State and local officials when their actions may have federalism implications.

In the May 5, 1999 proposed rule, we stated that that rule had no policies that have federalism implications under E.O. 12612, Federalism.

We reviewed the June 27, 2000 final rule federalism implications under E.O. 13132. Based on our review, we determined that the rule does not have federalism implications as defined in E.O. 13132 as it does not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. The June 27, 2000 final rule imposes no mandates on State or local governments.

We reviewed this interim final rule for federalism implications under E.O. 13132. Based on our review, we determined that this interim final rule also does not have federalism implications as defined in E.O. 13132.

In addition to Monroe County, the Village of Islamorada, and the State of Florida, we have consulted with the City of Marathon and will continue to consult and coordinate with the city of Marathon and any other area in Monroe County that incorporates and becomes eligible for the sale of flood insurance after January 1, 1999, that will participate in the inspection procedure.

Paperwork Reduction Act

We submitted the information collection requirements in the May 5, 1999 proposed rule to the Office of Management and Budget (OMB) for approval under the Paperwork Reduction Act, 44 U.S.C. 3501 et seq. The information collection requirements were approved by the OMB under Control Number 3067–0275. Under this interim final rule, the number and type of respondents would remain substantially the same. This interim final rule would not likely revise the number and types of responses, frequency, and burden hours. The number and types of responses, frequency, and burden hours for the City of Marathon or any other area in Monroe County that incorporates after January 1, 1999, and is eligible for the sale of flood insurance will offset the number and types of responses, frequency, and burden hours in Monroe County.

Executive Order 12778, Civil Justice Reform

This final rule meets the applicable standards of subsections 2(a) and 2(b)(2) of Executive Order 12778.

Justification for Interim Final Rule.

In general, FEMA publishes a rule for public comment before issuing a final rule, in accordance with the Administrative Procedure Act, 5 U.S.C. 533, and 44 CFR 1.12. The Administrative Procedure Act, however, does provide an exception from that general rule where the agency for good cause finds the procedures for comment and response contrary to public interest. This interim final rule provides for a clarification in the final rule (published in the Federal Register on June 27, 2000, 65 FR 39726) that areas in Monroe County that become communities by incorporating on or after January 1, 1999, are required to participate in the inspection procedure as a condition of joining the NFIP. This requirement was specifically stated in the supplementary of the proposed rule (published in the Federal Register on May 5, 1999) and the final rule. We also established the following requirement in 44 CFR 59.30(a), Purpose which requires areas within Monroe County that incorporate after January 1, 1999 to implement the inspection procedure: “(a) This section sets forth the criteria for implementing a pilot inspection procedure in Monroe County and the Village of Islamorada, Florida. These criteria will also be used to implement the pilot inspection procedure in any area within Monroe County, Florida that incorporated on or after January 1, 1999, and is eligible for the sale of flood insurance.” However, this requirement was not clearly stated in the Appendices (A)(4), (A)(5), and (A)(6) of 44 CFR part 61, the endorsements to the standard Flood Insurance Policy. This interim final rule would amend 44 CFR 59.30 and the Appendices to make clearer that participation in the inspection procedure is a requirement for any area within Monroe County that incorporates on or after January 1, 1999. Because this is a clarification to the final rule and not a new or modified requirement, we believe it is in the public interest to publish this amendment as an interim final rule.

List of Subjects in 44 CFR Parts 59 and 61

Flood Insurance, Reporting and recordkeeping requirements.

Accordingly, amend 44 CFR parts 59 and 61 as follows:

PART 59—GENERAL PROVISIONS

1. The authority citation for part 59 continues to read as follows:


2. Revise section 59.30(a) to read as follows:

§59.30 A pilot inspection procedure.

(a) Purpose. This section sets forth the criteria for implementing a pilot inspection procedure in Monroe County and the Village of Islamorada, Florida. Areas within Monroe County that become communities by incorporating on or after January 1, 1999, are required
to implement the pilot inspection procedure as a condition of participating in the NIP. The criteria will also be used to implement the pilot inspection procedure in those communities. The purpose of this inspection procedure is to provide the communities participating in the pilot inspection procedure with an additional means to identify whether structures built in Special Flood Hazard Areas (SFHAs) after the effective date of the initial Flood Insurance Rate Map (FIRM) comply with the community’s floodplain management regulations. The pilot inspection procedure will also assist FEMA in verifying that structures insured under the National Flood Insurance Program’s Standard Flood Insurance Policy are properly rated. FEMA will publish notices in the Federal Register when communities in Monroe County incorporate, agree to implement the pilot inspection procedure, and become eligible for the sale of flood insurance.

PART 61—INSURANCE COVERAGE AND RATES

3. The authority citation for part 61 continues to read as follows:


4. Revise the heading and first paragraph in Appendix (A)(4) to part 61 to read as follows:

Appendix A(4) to Part 61
Federal Emergency Management Agency, Federal Insurance Administration

Standard Flood Insurance Policy Endorsement to Dwelling Form

This endorsement replaces the provisions of VII.B.4 and VII.H.2, and also adds a new paragraph, VII.H.5. This endorsement applies in Monroe County and the Village of Islamorada, Florida. This endorsement also applies to communities within Monroe County, Florida that incorporate on or after January 1, 1999, agree to participate in the inspection procedure, and become eligible for the sale of flood insurance.

5. Revise the heading and first paragraph in Appendix (A)(5) to part 61 to read as follows:

Appendix A(5) to part 61
Federal Emergency Management Agency, Federal Insurance Administration

Standard Flood Insurance Policy Endorsement to General Property Form

This endorsement replaces the provisions of VII.B.4 and VII.H.2, and also adds a new paragraph, VII.H.5. This endorsement applies in Monroe County and the Village of Islamorada, Florida. This endorsement also applies to communities within Monroe County, Florida that incorporate on or after January 1, 1999, agree to participate in the inspection procedure, and become eligible for the sale of flood insurance.

* * * * *

6. Revise the heading and first paragraph in Appendix (A)(6) to part 61 to read as follows:

Appendix A(6) to Part 61
Federal Emergency Management Agency, Federal Insurance Administration

Standard Flood Insurance Policy Endorsement to Residential Condominium Building Association Policy

This endorsement replaces the provisions of VII.B.4 and VII.H.2, and also adds a new paragraph, VII.H.5. This endorsement applies in Monroe County and the Village of Islamorada, Florida. This endorsement also applies to communities within Monroe County, Florida that incorporate on or after January 1, 1999, agree to participate in the inspection procedure, and become eligible for the sale of flood insurance.

* * * * *

Michael D. Brown,
General Counsel.
[FR Doc. 02–5559 Filed 3–7–02; 8:45 am]
BILLING CODE 6718–05–M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 1
[IB Docket No. 00–106, FCC 01–332]

Review of Commission Consideration of Applications Under the Cable Landing License Act

AGENCY: Federal Communications Commission.

ACTION: Final rules; announcement of effective date.

SUMMARY: This rule announces the effective date of the rule published on January 14, 2002. Those rules amended the Commission’s rules governing streamlined processing for submarine cable landing licenses. The Commission adopted measures designed to enable international carriers to respond to the demands of the market with minimal regulatory oversight and delay, saving time and resources for both the industry and government, while preserving the Commission’s ability to guard against anti-competitive behavior.

DATES: Sections 1.767(a)(7) through (a)(9), (a)(11), (g)(1) through (g)(14), (j), (k), (l)(1), (l)(2), (m)(1) through (m)(2), and 1.768(a) through (l) published at 67 FR 1615 are effective March 15, 2002.

FOR FURTHER INFORMATION CONTACT: Peggy Reitzel, Policy and Facilities Branch, Telecommunications Division, International Bureau, (202) 418–1470.

SUPPLEMENTARY INFORMATION: On November 8, 2001, the Commission adopted a report and order establishing streamlining procedures for processing applications for submarine cable landing licenses (FCC 01–106), a summary of which was published in the Federal Register. See 67 FR 1615 (January 14, 2002). We stated that the rules were effective on March 15, 2002, except for those sections containing new information collection requirements, which require approval by the Office of Management and Budget (OMB). The information collection requirements were approved by OMB on February 19, 2002. See OMB No. 3060–0944. This publication satisfies our statement that the Commission would publish a document announcing the effective date of the rules.

List of Subjects in 47 CFR Part 1

Communications common carriers, Reporting and recordkeeping requirements, Telecommunications miscellaneous rules relating to common carriers.

Federal Communications Commission.

William F. Caton,
Acting Secretary.
[FR Doc. 02–5379 Filed 3–7–02; 8:45 am]
BILLING CODE 6712–01–U