

Final Base (100-Year) Flood Elevations

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)
New York	Washingtonville, Village, Orange County (Docket No. FI-5179).	Moodna Creek	Downstream Corporate Limits	*304
			Downstream Locust Street Bridge	*306
			Upstream of Conrail Bridge	*309
			Upstream of Route 208 Bridge	*312
			Upstream Corporate Limits	*317
Maps available at the Village Hall, Washingtonville, New York.				
Virginia	Martinsville, City (Docket No. FI-5147).	Jones Creek	Downstream Corporate Limits	*742
			State Route 108	*764
			Prison Farm Road	*777
			Private Bridge 2,400 feet upstream of Prison Farm Road	*803
			Confluence with Jones Creek	*765
		Jones Creek Tributary No. 1	0.4 mile upstream from the confluence with Jones Creek	*801
			Confluence with Jones Creek	*777
		Jones Creek Tributary No. 2	State Route 662	*784
			Downstream Corporate Limits	*837
		Tributary of Mulberry Creek	U.S. Route 58	*879
			Downstream Corporate Limits	*703
		Doe Run	Overland Avenue extended	*800
			Confluence of Tanyard Branch and Aarons Branch	*831
		Rugg Creek	Confluence of Tributary No. 1	*756
			Smithlake Road	*763
			Open Air Pavilion Entrance	*777
			Private Bridge at River Mile 1.7	*802
			Scufflehill Road	*833
			Rives Road	*849
			Mulberry Road	*887
			Gates Street	*870
			Confluence of Tanyard Branch	*831
			U.S. Highway 220	*877
		Aarons Branch	Bridge Street	*887
			Downstream Corporate Limits	*850
Smith River	Upstream Corporate Limits	*712		

Maps available at City Hall, 55 West Church Street, Martinsville.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended (42 U.S.C. 4001-4128); Executive Order 12127, 44 FR 19367; and delegation of authority to Federal Insurance Administrator)

Issued: October 23, 1980.

Gloria M. Jimenez,  
Federal Insurance Administrator.

[FR Doc. 80-34450 Filed 11-5-80; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration

49 CFR Part 171

[Docket No. HM-36A; Amdt. No. 171-56]

Elimination of Certain Reporting Requirements

AGENCY: Materials Transportation Bureau, Research and Special Programs Administration, DOT.

ACTION: Final rule.

SUMMARY: The purpose of this amendment to the Hazardous Materials Regulations is to eliminate the requirement for written reports of transportation incidents involving certain low risk hazardous materials. The Materials Transportation Bureau

(MTB) believes that this action will result in a significant savings to the public without adversely affecting public safety or health.

EFFECTIVE DATE: January 1, 1981.

FOR FURTHER INFORMATION CONTACT: Irving R. Abis, Office of Hazardous Materials Regulation, Materials Transportation Bureau, Research and Special Programs Administration, Washington, D.C. 20590, phone 202-472-2726.

SUPPLEMENTARY INFORMATION: On June 16, 1980, the MTB published a notice of proposed rulemaking, Docket HM-36A; Notice No. 80-5 (45 FR 40628) which proposed the elimination of certain requirements for the submission of hazardous materials incident reports presently required by § 171.16 of the Hazardous Materials Regulations. Subject to this action are materials

being transported under the following proper shipping names "Consumer Commodity," "Battery, electric storage, wet", or "Paint, Enamel Lacquer, Stain, Shellac or Varnish; Aluminum, Bronze, Gold, Wood filler liquid or Lacquer base, liquid." With respect to paint and related materials, this exception applies only when shipped in packagings of five gallons or less. The reasons for this action were stated in Notice 80-5.

The MTB received twenty-four comments in response to the proposed regulation and twenty-three of them, including one from the National Transportation Safety Board, were substantive in nature. All comments were in favor of the proposal.

Two commenters requested that all paperwork requirements be eliminated relative to the materials covered by this action. These comments are clearly outside the scope of this action. One

commenter suggested that all reporting requirements for hazardous materials incidents other than those required under § 171.15(a) be eliminated. The MTB believes that written incident reports are valuable in determining problem areas which should be addressed by rulemaking. However, as stated in the notice of proposed rulemaking, the MTB believes that sufficient data has been obtained on the specified hazardous materials to justify eliminating the reporting requirements for these materials. The preamble to Docket No. HM-36; Amendments Nos. 171-7, 173-39, 174-7, 175-5, 176-3, 177-14, (35 FR 16838), published October 31, 1970, addressed the question of whether the incident reports would be of value. The preamble stated that as experience was gained under the incident report system, it would be easier to analyze which reports were of significant value and which were not. The MTB believes this rulemaking takes a step in determining those reports of significant value.

Several commenters suggested that the MTB consider eliminating reporting requirements for additional commodities. Further analysis will determine whether additional exceptions to the reporting requirements would be warranted and if so, additional notices of proposed rulemaking will be published.

Two commenters requested that wording of the proposed amendment in § 171.16(c)(3) be changed from "... when shipped in quantities of five gallons or less", to include multiple packagings of five gallon or less. The MTB agrees with this comment since the analysis upon which the notice was based involved incident reports of package failures, most of which were multiple packagings. This comment has been incorporated in § 171.16(c)(3).

Although not mentioned in the notice, § 171.16(b) is being revised to reflect a change in operational procedures in processing incident reports. Because this action, does not impose any burden on the general public, public proceedings are unnecessary.

In consideration of the foregoing, 49 CFR Part 171 is amended as follows:

In § 171.16 paragraph (b) is revised and paragraphs (c) and (d) are added to read as follows:

**§ 171.16 Detailed hazardous materials incident reports.**

\* \* \* \* \*

(b) Each carrier making a report under this section shall send that report to the Chief, Statistical Information Reporting Branch (DTS-233), Transportation Systems Center, U.S. Department of

Transportation, Kendall Square, Cambridge, MA 02142.

(c) Except as provided in paragraph (d) of this section, the requirements of paragraph (a) of this section do not apply to incidents involving the unintentional release of hazardous materials being transported under the following proper shipping names:

- (1) Consumer commodity
- (2) Battery, electric storage, wet
- (3) Paint, Enamel, Lacquer, Stain, Shellac or Varnish Aluminum, Bronze, Gold, Wood filler, liquid or Lacquer base liquid when shipped in packagings of five gallons or less.

(d) The exceptions to incident \* reporting provided in paragraph (c) of this section do not apply to:

- (1) Incidents required to be reported under § 171.15(a);
- (2) Incidents involving transportation aboard aircraft; nor
- (3) Incidents involving the transportation of hazardous waste.

(49 U.S.C. 1803, 1804, 1808; 49 CFR 1.53 and App. A to Part 1)

Note.—The Materials Transportation Bureau has determined that this proposed regulation will not have a major economic impact under the terms of Executive Order 12221 and DOT implementing procedures (44 FR 11034), nor an environmental impact under the National Environmental Policy Act (49 U.S.C. 4321 et seq.). A regulatory evaluation is available for review in the docket.

Issued in Washington, D.G., on October 24, 1980.

L. D. Santman,

Director, Materials Transportation Bureau.

[FR Doc. 80-34282 Filed 11-5-80; 8:45 am]

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**INTERSTATE COMMERCE COMMISSION**

**49 CFR Part 1100**

[Ex Parte No. 55 (Sub.-No. 43)]

**Rules Governing Applications for Operating Authority; Correction**

**AGENCY:** Interstate Commerce Commission.

**ACTION:** Correction to interim rules and request for comments.

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**SUMMARY:** On July 3, 1980, at 45 FR 45534, the Commission published rules to reflect changes in statutory provisions as required by the Motor Carrier Act of 1980. The changes required include expedited procedures, changing the entry standards for motor carriers of property, and redefining contract carriage of property by motor vehicle.

This notice corrects those interim rules by deleting a sentence which was included in error in that notice.

**FOR FURTHER INFORMATION CONTACT:** Peter Metrinko (primary contact), (202) 275-7805, Van Bosco (forms information), (202) 275-0193, Donald J. Shaw, Jr. (202) 275-7292.

**SUPPLEMENTARY INFORMATION:** In § 1100.247(A), which was redesignated as § 1100.251 at 45 FR 64958, October 1, 1980, delete the last sentence of paragraph (b). That sentence reads: "The rules at § 1100.247(E) pertain only to cases set for oral hearing."

Agatha L. Mergonovich,  
Secretary.

[FR Doc. 80-34574 Filed 11-5-80; 8:45 am]

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