

This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it establishes controlled airspace at Du Bois, PA.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (Air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 106(g); 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of Federal Aviation Administration Order 7400.9R, Airspace Designations and Reporting Points, effective September 15, 2007, is amended as follows:

Paragraph 6005 Class E Airspace Areas Extending Upward From 700 Feet or More Above the Surface of the Earth.

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AEA PA E5 Du Bois, PA [Amended]

Du Bois-Jefferson County Airport, Du Bois, PA

(Lat. 41°10'42" N., long. 78°53'55" W.)

Du Bois ILS Localizer Northeast Course

(Lat. 41°10'28" N., long. 78°54'31" W.)

Du Bois ILS Northeast Course OM

(Lat. 41°13'11" N., long. 78°48'08" W.)

Du Bois Regional Medical Center [Added] Point In Space Coordinates

(Lat. 41°06'09" N., long. 78°46'06" W.)

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of the Du Bois-Jefferson County Airport and within 3.1 miles either side of the Du Bois ILS localizer northeast course extending from the 8.5-mile radius to 10 miles northeast of the OM; and that airspace within a 6-mile radius of the point in space (lat. 41°06'09" N., long. 78°46'06" W.) serving Du Bois Regional Medical Center.

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Issued in College Park, Georgia, on October 15, 2007.

Mark D. Ward,

Manager, System Support Group, Eastern Service Center.

[FR Doc. 07-5329 Filed 10-29-07; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA-2007-27430; Airspace Docket No. 07-ANM-4]

Establishment of Class E Airspace; Springfield, CO

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action will establish Class E surface airspace at Springfield, CO. Controlled airspace is necessary to accommodate aircraft using a new Area Navigation (RNAV) Global Positioning System (GPS) Standard Instrument Approach Procedure (SIAP) at Springfield Municipal Airport. This action will enhance the safety of Instrument Flight rules (IFR) aircraft operations at Springfield Municipal Airport, Springfield, CO. Additionally this action also corrects the geographic location of Springfield Municipal Airport, CO.

DATES: Effective Date: 0901 UTC, February 14, 2008. The Director of the Federal Register approves this incorporation by reference action under 1 CFR part 51, subject to the annual revision of FAA Order 7400.9 and publication of conforming amendments.

FOR FURTHER INFORMATION CONTACT:

Eldon Taylor, Federal Aviation Administration, Western Service Area Office, System Support Group, 1601 Lind Avenue, SW., Renton, WA 98057; telephone (425) 917-6726.

SUPPLEMENTARY INFORMATION:

History

On August 9, 2007, the FAA published in the Federal Register a notice of proposed rulemaking to establish Class E airspace at Springfield, CO, (72 FR 44815). This action would improve the safety of IFR aircraft at Springfield Municipal Airport, Springfield, CO. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received.

Class E airspace designations are published in paragraph 6005 of FAA

Order 7400.9R dated August 15, 2007, and effective September 15, 2007, which is incorporated by reference in 14 CFR part 71.1. The Class E airspace designations listed in this document will be published subsequently in that Order.

The Rule

This action amends Title 14 Code of Federal Regulations (14 CFR) part 71 by establishing Class E airspace at Springfield, CO. Controlled airspace is necessary to accommodate IFR aircraft at Springfield Municipal Airport, Springfield, CO.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore, this regulation: (1) Is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority.

This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of the airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it establishes Class E airspace at Springfield, CO.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for 14 CFR part 71 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

§ 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9R, Airspace Designations and Reporting Points, dated August 15, 2007, and effective September 15, 2007 is amended as follows:

Paragraph 6002 Class E Airspace Areas Designated as a Surface Area.

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ANM CO, E5 Springfield, CO [New]

Springfield Municipal Airport, CO
(Lat. 37°27'31" N., long. 103°37'05" W.)

That airspace extending upward from 700 feet above the surface within a 7.0-mile radius of Springfield Municipal Airport; that airspace extending upward from 1,200 feet above the surface beginning at TOBE VORTAC, thence north along V–169 to lat. 38°34'00" N., thence to lat. 38°34'00" N., long. 102°00'00" W., thence to lat. 36°30'00" N., long. 102°00'00" W., thence west on lat. 36°30'00" N. to V–81, thence northwest along V–81 to point of beginning.

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Issued in Seattle, Washington, on October 17, 2007.

Clark Desing,

Manager, System Support Group, Western Service Center.

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DEPARTMENT OF STATE

22 CFR Part 42

[Public Notice 5976]

RIN 1400–AC40

Hague Convention on Intercountry Adoption; Intercountry Adoption Act of 2000; Consular Officer Procedures in Convention Cases

AGENCY: Department of State.

ACTION: Final Rule.

SUMMARY: This rule amends Department of State regulations to provide for intercountry adoptions that will occur pursuant to the Hague Convention on Protection of Children and Co-operation in Respect of Intercountry Adoption (Convention) and the Intercountry Adoption Act of 2000 (IAA). This rule

addresses consular officer processing of immigration petitions, visas, and Convention certificates in cases of children immigrating to the United States in connection with an adoption covered by the Convention.

EFFECTIVE DATE: This rule is effective October 30, 2007. Information about the date the Convention will enter into force is provided in 22 CFR 96.17.

FOR FURTHER INFORMATION CONTACT:

Barbara J. Kennedy, Legislation and Regulations Division, Visa Services, United States Department of State, 2401 E Street, NW., Room L–603, Washington, DC 20520–0106; telephone 202–663–1206 or e-mail *KennedyBJ@state.gov*.

SUPPLEMENTARY INFORMATION:

Background

The Hague Convention on Protection of Children and Co-operation in Respect of Intercountry Adoption (Convention) is a multilateral treaty that provides a framework for the adoption of children habitually resident in one country party to the Convention by persons habitually resident in another country party to the Convention. It establishes procedures to be followed in such adoption cases and imposes safeguards to protect the best interests of the children at issue. It also provides for recognition of adoptions that occur pursuant to the Convention. In the United States, the implementing legislation for the Hague Convention is the Intercountry Adoption Act of 2000 (IAA). To implement the Convention, the IAA makes two significant changes to the Immigration and Nationality Act (INA): (1) It creates a new definition of “child” applicable in Convention adoption cases, found at INA 101(b)(1)(G), that roughly parallels the current definition of “child” in INA 101(b)(1)(F) with respect to an orphan, but that applies only to children being adopted from Convention countries. (2) It incorporates Hague procedures into the immigration process for children covered by INA 101(b)(1)(G), most directly by precluding approval of an immigration petition under this classification until the Department has certified that the child was adopted (or legal custody was granted for purposes of emigration and adoption) in accordance with the Convention and the IAA. Separately, section 301 of the IAA requires all Federal, State, and local domestic entities to recognize adoptions or grants of legal custody that have been so certified by the Department.

On October 4, 2007, the Department of Homeland Security (DHS) published in the **Federal Register** at 72 FR 56832 an interim rule on “Classification of

aliens as children of United States citizens based on intercountry adoptions under the Hague Convention” (8 CFR parts 103, 204 and 213a) (“DHS Rule”). That rule governs the adjudication of Forms I–800A (relating to the suitability of prospective adoptive parents for intercountry adoption under the Convention) and Forms I–800 (relating to the classification of a Convention adoptee as the child of the adoptive parent(s) for purposes of the immigration and nationality laws of the United States). Additional regulations implement other aspects of the Convention and the IAA, such as those on the accreditation/approval of adoption service providers to perform adoption services in cases covered by the Convention (22 CFR part 96), the preservation of records (22 CFR part 98), and certificate issuance with respect to United States court proceedings (22 CFR part 97). Further background on the Convention and the IAA is provided in the Preamble to the Final Rule on the Accreditation of Agencies and Approval of Persons under the Intercountry Adoption Act of 2000, Sections III and IV, 71 FR 8064–8066 (February 15, 2006).

Discussion of Comments on the Proposed Rule

This section provides a discussion of the comments received by the Department of State on the proposed rule.

1. *Comment:* Commenters requested elaboration of the operational component of this rule, including the mechanics of how the applications for petition approval and visa eligibility will be submitted. Specifically, who completes and submits the petition to the consular officer and at what stage in the process? Also, will it be possible for adoption service providers to submit petitions abroad, with required documentation and fees, on behalf of prospective adoptive parents?

Response: Once the Form I–800A, Application for Determination of Suitability to Adopt a Child from a Convention Country, has been approved, a Form I–800, Petition to Classify Convention Adoptee as Immediate Relative, may be submitted either to DHS or to the consular officer, as under the current procedure in immigration cases involving orphan adoption. The DHS Rule, at 8 CFR 204.308, indicates that the proper filing location for Form I–800A and Form I–800 will be specified on the instructions for each form. The Supplementary Information, at 72 FR 56841–42, states that DHS anticipates that the filing process for Convention cases will be