

Ocala, FL, Ocala Intl-Jim Taylor Fld, VOR RWY 36, Amdt 18

Kahului, HI, Kahului, RNAV (GPS) RWY 23, Amdt 1

Kahului, HI, Kahului, Takeoff Minimums and Obstacle DP, Amdt 6

Clinton, IA, Clinton Muni, GPS RWY 21, Amdt 1A, CANCELLED

Clinton, IA, Clinton Muni, RNAV (GPS) RWY 3, Orig

Clinton, IA, Clinton Muni, RNAV (GPS) RWY 21, Orig

Clinton, IA, Clinton Muni, Takeoff Minimums and Obstacle DP, Orig

Clinton, IA, Clinton Muni, VOR RWY 3, Amdt 15

Quincy, IL, Quincy Rgnl-Baldwin Field, RNAV (GPS) RWY 4, Orig

Quincy, IL, Quincy Rgnl-Baldwin Field, RNAV (GPS) RWY 13, Orig

Quincy, IL, Quincy Rgnl-Baldwin Field, RNAV (GPS) RWY 31, Orig

Quincy, IL, Quincy Rgnl-Baldwin Field, RNAV (GPS) RWY 36, Orig

Quincy, IL, Quincy Rgnl-Baldwin Field, VOR RWY 4, Amdt 12

Quincy, IL, Quincy Rgnl-Baldwin Field, VOR/DME RNAV OR GPS RWY 13, Amdt 4, CANCELLED

Alpena, MI, Alpena County Rgnl, NDB RWY 1, Amdt 7

Alpena, MI, Alpena County Rgnl, Takeoff Minimums and Obstacle DP, Orig

Minneapolis, MN, Crystal, GPS RWY 14L, Orig-C, CANCELLED

Minneapolis, MN, Crystal, RNAV (GPS) RWY 14L, Orig

Rushford, MN, Rushford Muni, GPS RWY 34, Orig, CANCELLED

Rushford, MN, Rushford Muni, RNAV (GPS) RWY 34, Orig

Rushford, MN, Rushford Muni, VOR/DME-A, Amdt 2

Hammonton, NJ, Hammonton Muni, Takeoff Minimums and Obstacle DP, Orig

Brockport, NY, Ledge Dale Airpark, GPS RWY 28, Orig, CANCELLED

Brockport, NY, Ledge Dale Airpark, RNAV (GPS) RWY 28, Orig

Brockport, NY, Ledge Dale Airpark, Takeoff Minimums and Obstacle DP, Orig

Columbus, OH, Bolton Field, ILS OR LOC RWY 4, Amdt 5

Columbus, OH, Bolton Field, NDB RWY 4, Amdt 7

Columbus, OH, Bolton Field, RNAV (GPS) RWY 4, Orig

Columbus, OH, Bolton Field, Takeoff Minimums and Obstacle DP, Orig

Mount Vernon, OH, Knox County, RNAV (GPS) RWY 10, Orig

Mount Vernon, OH, Knox County, RNAV (GPS) RWY 28, Orig

Mount Vernon, OH, Knox County, Takeoff Minimums and Obstacle DP, Orig

Mount Vernon, OH, Knox County, VOR/DME RNAV OR GPS RWY 10, Amdt 2A, CANCELLED

Mount Vernon, OH, Knox County, VOR/DME RNAV OR GPS RWY 28, Amdt 2B, CANCELLED

Van Wert, OH, Van Wert County, GPS RWY 9, Orig, CANCELLED

Van Wert, OH, Van Wert County, GPS RWY 27, Orig, CANCELLED

Van Wert, OH, Van Wert County, NDB RWY 9, Amdt 3

Van Wert, OH, Van Wert County, RNAV (GPS) RWY 9, Orig

Van Wert, OH, Van Wert County, RNAV (GPS) RWY 27, Orig

Van Wert, OH, Van Wert County, Takeoff Minimums and Obstacle DP, Amdt 3

Oklahoma City, OK, Will Rogers World, RNAV (GPS) RWY 17R, Amdt 2A

Watonga, OK, Watonga Rgnl, NDB RWY 17, Orig, CANCELLED

Pittsburgh, PA, Pittsburgh Intl, RNAV (GPS) Y RWY 28L, Amdt 4A

Sterling, PA, Spring Hill, Takeoff Minimums and Obstacle DP, Orig

Beaumont, TX, Beaumont Muni, Takeoff Minimums and Obstacle DP, Orig

Big Spring, TX, Big Spring Mc Mahon-Wrinkle, RNAV (GPS) RWY 17, Orig

Big Spring, TX, Big Spring Mc Mahon-Wrinkle, RNAV (GPS) RWY 35, Orig

Big Spring, TX, Big Spring Mc Mahon-Wrinkle, VOR/DME RWY 17, Amdt 8

Big Spring, TX, Big Spring Mc Mahon-Wrinkle, VOR/DME RWY 35, Amdt 8

Fort Hood, TX, Hood AAF, Takeoff Minimums and Obstacle DP, Amdt 1

Killeen, TX, Skylark Field, Takeoff Minimums and Obstacle DP, Amdt 2

Eau Claire, WI, Chippewa Valley Rgnl, ILS OR LOC RWY 22, Amdt 8

Eau Claire, WI, Chippewa Valley Rgnl, LOC/DME BC RWY 4, Amdt 9

Stevens Point, WI, Stevens Point Muni, ILS OR LOC RWY 21, Orig

Stevens Point, WI, Stevens Point Muni, Takeoff Minimums and Obstacle DP, Orig

Bluefield, WV, Mercer County, Takeoff Minimums and Obstacle DP, Amdt 4

[FR Doc. E8-28035 Filed 11-26-08; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### 14 CFR Part 97

[Docket No. 30639; Amdt. No. 3297]

#### Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Final rule.

**SUMMARY:** This rule establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) and associated Takeoff Minimums and Obstacle Departure Procedures for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, adding new obstacles, or changing air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to

promote safe flight operations under instrument flight rules at the affected airports.

**DATES:** This rule is effective November 28, 2008. The compliance date for each SIAP, associated Takeoff Minimums, and ODP is specified in the amendatory provisions.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of November 28, 2008.

**ADDRESSES:** Availability of matter incorporated by reference in the amendment is as follows:

*For Examination—*

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591;
2. The FAA Regional Office of the region in which the affected airport is located;
3. The National Flight Procedures Office, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 or,
4. The National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: [http://www.archives.gov/federal\\_register/code\\_of\\_federal\\_regulations/ibr\\_locations.html](http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html).

*Availability—*All SIAPs are available online free of charge. Visit <http://nfdc.faa.gov> to register. Additionally, individual SIAP and Takeoff Minimums and ODP copies may be obtained from:

1. FAA Public Inquiry Center (APA-200), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591; or
2. The FAA Regional Office of the region in which the affected airport is located.

**FOR FURTHER INFORMATION CONTACT:**

Harry J. Hodges, Flight Procedure Standards Branch (AFS-420) Flight Technologies and Programs Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 (Mail Address: P.O. Box 25082, Oklahoma City, OK 73125), telephone: (405) 954-4164.

**SUPPLEMENTARY INFORMATION:** This rule amends Title 14, Code of Federal Regulations, Part 97 (14 CFR part 97) by amending the referenced SIAPs. The complete regulatory description of each SIAP is listed on the appropriate FAA Form 8260, as modified by the National Flight Data Center (FDC)/Permanent Notice to Airmen (P-NOTAM), and is

incorporated by reference in the amendment under 5 U.S.C. 552(a), 1 CFR part 51, and § 97.20 of Title 14 of the Code of Federal Regulations.

The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the Federal Register expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs, but refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained in FAA form documents is unnecessary. This amendment provides the affected CFR sections and specifies the types of SIAP and the corresponding effective dates. This amendment also identifies the airport and its location, the procedure and the amendment number.

**The Rule**

This amendment to 14 CFR part 97 is effective upon publication of each separate SIAP as amended in the transmittal. For safety and timeliness of change considerations, this amendment incorporates only specific changes contained for each SIAP as modified by FDC/P-NOTAMs.

The SIAPs, as modified by FDC P-NOTAM, and contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these changes to SIAPs, the TERPS criteria were applied only to specific conditions existing at

the affected airports. All SIAP amendments in this rule have been previously issued by the FAA in a FDC NOTAM as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for all these SIAP amendments requires making them effective in less than 30 days.

Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs are impracticable and contrary to the public interest and, where applicable, that good cause exists for making these SIAPs effective in less than 30 days.

**Conclusion**

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. It, therefore—(1) Is not a “significant regulatory action” under DOT Regulatory 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. For the same reason, the FAA certifies that this amendment will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

**List of Subjects in 14 CFR Part 97**

Air traffic control, Airports, Incorporation by reference, and Navigation (Air).

Issued in Washington, DC on November 14, 2008.

**James J. Ballough,**  
*Director, Flight Standards Service.*

**Adoption of the Amendment**

■ Accordingly, pursuant to the authority delegated to me, Title 14, Code of Federal regulations, Part 97, 14 CFR part 97, is amended by amending Standard Instrument Approach Procedures, effective at 0901 UTC on the dates specified, as follows:

**PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES**

■ 1. The authority citation for part 97 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

■ 2. Part 97 is amended to read as follows:

**§§ 97.23, 97.25, 97.27, 97.29, 97.31, 97.33 and 97.35 [Amended]**

By amending: § 97.23 VOR, VOR/DME, VOR or TACAN, and VOR/DME or TACAN; § 97.25 LOC, LOC/DME, LDA, LDA/DME, SDF, SDF/DME; § 97.27 NDB, NDB/DME; § 97.29 ILS, ILS/DME, ISMLS, MLS/DME, MLS/RNAV; § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs, Identified as follows:

\* \* \* *Effective Upon Publication*

FDC date	State	City	Airport	FDC No.	Subject
11/11/08 .....	IA	PERRY .....	PERRY MUNI .....	8/6135	NDB RWY 14, AMDT 2A.
11/11/08 .....	IA	PERRY .....	PERRY MUNI .....	8/6136	GPS RWY 14, ORIG-A.
11/11/08 .....	IA	PERRY .....	PERRY MUNI .....	8/6137	NDB RWY 32, AMDT 5A.
11/11/08 .....	OR	AURORA .....	AURORA STATE .....	8/7664	RNAV (GPS) RWY 35, ORIG.
11/11/08 .....	WI	MOSINEE .....	CENTRAL WISCONSIN .....	8/7680	VOR OR GPS A, AMDT 8.
11/11/08 .....	WI	WAUSAU .....	WAUSAU DOWNTOWN .....	8/7681	VOR OR GPS A, AMDT 18.
11/3/08 .....	AK	DEADHORSE .....	DEADHORSE .....	8/7694	ILS OR LOC/DME RWY 5, 2B.
11/11/08 .....	CA	SAN DIEGO .....	SAN DIEGO INTL .....	8/8050	ILS OR LOC RWY 9, AMDT 1A.
11/11/08 .....	CA	TORRANCE .....	ZAMPERINI FIELD .....	8/8053	ILS OR LOC RWY 29R, AMDT 2A.
11/11/08 .....	IL	BELLEVILLE .....	SCOTT AFB/MIDAMERICA .....	8/8129	GPS RWY 14L, ORIG-A.
11/11/08 .....	IL	BELLEVILLE .....	SCOTT AFB/MIDAMERICA .....	8/8130	GPS RWY 32R, ORIG-A.
11/11/08 .....	IL	BELLEVILLE .....	SCOTT AFB/MIDAMERICA .....	8/8131	RNAV (GPS) RWY 32L, ORIG-A.
11/11/08 .....	IL	BELLEVILLE .....	SCOTT AFB/MIDAMERICA .....	8/8134	ILS OR LOC RWY 32R, ORIG-B.
11/11/08 .....	IL	BELLEVILLE .....	SCOTT AFB/MIDAMERICA .....	8/8135	ILS OR LOC RWY 14R, ORIG-B.
11/11/08 .....	IL	BELLEVILLE .....	SCOTT AFB/MIDAMERICA .....	8/8136	ILS/DME RWY 14L, ORIG-A.
11/11/08 .....	IL	BELLEVILLE .....	SCOTT AFB/MIDAMERICA .....	8/8137	RNAV (GPS) RWY 14R, ORIG-A.
11/11/08 .....	FL	ST AUGUSTINE .....	ST AUGUSTINE .....	8/8408	VOR RWY 13, ORIG.
11/7/08 .....	NY	ROME .....	GRIFFISS AIRFIELD .....	8/8485	VOR/DME RWY 33, ORIG.
11/11/08 .....	GA	PERRY .....	PERRY-HOUSTON COUNTY .....	8/8543	RNAV (GPS) RWY 18, ORIG.
11/7/08 .....	NY	NEW YORK .....	LA GUARDIA .....	8/8554	LDA-A, AMDT 2A.

[FR Doc. E8-28041 Filed 11-26-08; 8:45 am]  
BILLING CODE 4910-13-P

## CONSUMER PRODUCT SAFETY COMMISSION

### 16 CFR Part 1101

#### Information Disclosure Under Section 6(b) of the Consumer Product Safety Act

**AGENCY:** Consumer Product Safety Commission.

**ACTION:** Final Rule.

**SUMMARY:** The Consumer Product Safety Improvement Act of 2008, Public Law 110-314, 122 Stat. 3016, enacted August 14, 2008, amends section 6 of the Consumer Product Safety Act (CPSA), 15 U.S.C. 2051 *et seq.* Specifically, the amendments shorten the time periods for notice and opportunity to comment on public disclosure of product-specific information, broaden the statutory exceptions to section 6(b), and eliminate the **Federal Register** publication requirement the Commission previously had to follow when it made a finding that the public health and safety required public disclosure within a lesser period of notice than that is required by section 6(b)(1). The Commission is issuing this rule to reflect the newly-enacted statutory amendments on public disclosure of product-specific information.

**DATES:** These amendments are effective November 28, 2008.

**FOR FURTHER INFORMATION CONTACT:** Patricia Kennedy Vieira, Attorney, Office of the General Counsel, U.S. Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814, (301) 504-7623, [pvieira@cpsc.gov](mailto:pvieira@cpsc.gov).

**SUPPLEMENTARY INFORMATION:** On August 14, 2008 the Consumer Product Safety Improvement Act (CPSIA) became law. The CPSIA amends section 6 of the Consumer Product Safety Act by shortening the time from 30 to 15 days in Section 6(b) of the CPSA for notice and opportunity to comment on information prior to the Commission's disclosure to the public of certain product-specific information. The statutory amendments also shorten the time from 10 to five days in which the Commission must notify a company of its intention to disclose information over its objection. The amendments shorten the time for notice and opportunity to comment under section 6(b) where the Commission publishes a finding that the public health and safety

requires public disclosure in less than 15 days. The amendments eliminate the requirement to publish such finding in the **Federal Register**.

The amendments also broaden the scope of the exceptions in section 6(b). First, the amendments provide an additional exception to the definition of the term "public" to exclude any federal, state, local, or foreign government agency pursuant to section 29(f) of the CPSIA. The regulatory definition of "public" has been changed to reflect the additional exclusion. The amendments broaden the exception under 6(b)(4) for information not covered by section 6(b) of the CPSA where the Commission has reasonable cause to believe the product is in violation of any consumer product safety rule or provision under the CPSA or similar rule or provision of any other act enforced by the Commission. Finally, the amendments also broaden the exception under section 6(b)(5) for information provided under Section 15(b) of the CPSA where the Commission publishes a finding that the public health and safety requires public disclosure within a lesser period of notice than is required by section 6(b)(1). The amendments eliminate the requirement that the Commission publish such health and safety finding in the **Federal Register**. Existing regulatory provisions are inconsistent with the statutory amendments to section 6(b) under the CPSIA and, therefore, the Commission is amending the regulatory provisions of section 6 to reflect these statutory changes.

Section 553(b)(3)(B) of the Administrative Procedure Act (APA) authorizes an agency to dispense with certain notice procedures for a rule when it finds "good cause" to do so. 5 U.S.C. 553(b)(3)(B). Specifically, under 5 U.S.C. 553(b)(3)(B), the requirement for notice and an opportunity to comment does not apply when the agency, for good cause, finds that those procedures are "impractical, unnecessary, or contrary to the public interest." The statutory changes reflected in these amendments are imposed by the CPSIA and are not discretionary with the Commission. The Commission has no authority to make changes to the CPSIA provisions, and therefore could not make any changes in response to public comments. Accordingly, the Commission hereby finds that notice and an opportunity to comment on these amendments are unnecessary.

The amendments became effective by statutory enactment (August 14, 2008). Accordingly, the Commission is publishing these amendments to its

regulations to make them consistent with the statutory provisions.

#### Effective Date

The amendments are effective immediately upon their publication in final form in the **Federal Register**, and cover all requests for information received by the Commission since August 14, 2008.

#### Impact on Small Business

Because these clauses are mandated by statute and not discretionary with the Commission, these amendments are not subject to the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*

#### Environmental Considerations

The amendments are not subject to the National Environmental Policy Act, 42 U.S.C. 4321 *et seq.*, because they incorporate a statutory requirement not subject to agency discretion.

#### List of Subjects in 16 CFR Part 1101

Administrative practice and procedure, Business and Industry, Consumer protection, Reporting and recordkeeping requirements.

■ Accordingly, 16 CFR part 1101 is amended as follows:

#### PART 1101—INFORMATION DISCLOSURE UNDER SECTION 6(b) OF THE CONSUMER PRODUCT SAFETY ACT

■ 1. The authority citation for part 1101 is revised to read as follows:

**Authority:** Section 6(b) of Public Law 92-573, as amended by Section 211 of Public Law 110-314, 122 Stat. 3016, 15 U.S.C. 2055(b), 5 U.S.C. 553(b).

##### § 1101.1 [Amended]

■ 2. Section 1101.1(b)(1) is amended as follows:

- a. Remove the number "30" and add, in its place "15."
- b. Remove the word "finds" and add, in its place "publishes a finding that."
- 3. Section 1101.2 is revised to read as follows:

##### § 1101.2. Scope.

Section 6(b) and these rules apply to information concerning products subject to the CPSA (15 U.S.C. 2051-2085), and to the four other acts the Commission administers (transferred acts). These transferred acts are the Flammable Fabrics Act, 15 U.S.C. 1191-1204 (FFA); the Poison Prevention Packaging Act of 1970, 15 U.S.C. 1471-1476 (PPPA); the Federal Hazardous Substances Act, 15 U.S.C. 1261-1276 (FHSA); and the Refrigerator Safety Act, 15 U.S.C. 1211-1214 (RSA). These provisions are now