

Childress, TX, Childress Muni, Takeoff Minimums and Obstacle DP, Orig  
 Fort Hood/Killeen, TX, Robert Gray AAF, Takeoff Minimums and Obstacle DP, Amdt 1  
 Mount Pleasant, TX, Mount Pleasant Rgnl, RNAV (GPS) RWY 17, Amdt 1  
 Mount Pleasant, TX, Mount Pleasant Rgnl, RNAV (GPS) RWY 35, Amdt 1  
 Mount Pleasant, TX, Mount Pleasant Rgnl, Takeoff Minimums and Obstacle DP, Orig  
 Spokane, WA, Spokane Intl, RNAV (GPS) RWY 7, Amdt 1  
 Spokane, WA, Spokane Intl, RNAV (GPS) RWY 25, Amdt 2  
 Eau Claire, WI, Chippewa Valley Rgnl, VOR-A, Amdt 22  
 Sturgeon Bay, WI, Door County Cherryland, SDF RWY 2, Amdt 8

[FR Doc. E8-30648 Filed 1-2-09; 8:45 am]

BILLING CODE 4910-13-P

## DEPARTMENT OF TRANSPORTATION

### 14 CFR Part 97

[Docket No. 30643; Amdt. No. 3301]

#### 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 January 5, 2009. 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 January 5, 2009.

**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 an 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 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. 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 December 12, 2008.

**John M. Allen,**

*Deputy 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
11/25/08	NH	Whitefield	Mount Washington Regional	8/1169	LOC/NDB Rwy 10, Amdt 6.
11/25/08	KY	Hopkinsville	Hopkinsville—Christian County	8/1302	RNAV (GPS) Rwy 8, Orig.
11/25/08	GA	Canton	Cherokee County	8/1313	NDB Rwy 4, Amdt 3.
11/26/08	ID	Rexburg	Rexburg-Madison County	8/1387	RNAV (GPS) Rwy 35, Amdt 1.
11/26/08	ID	Idaho Falls	Idaho Falls Regional	8/1399	NDB Rwy 20, Amdt 10B.
11/26/08	ID	Idaho Falls	Idaho Falls Regional	8/1400	LOC BC Rwy 2, Amdt 6A.
11/26/08	ID	Idaho Falls	Idaho Falls Regional	8/1402	RNAV (GPS) Rwy 2, Orig.
11/26/08	WA	Everett	Snohomish County (Paine Fld)	8/1414	ILS OR LOC/DME Rwy 16R, Amdt 21.
12/1/08	NE	Omaha	Eppley Airfield	8/1614	ILS OR LOC/DME Rwy 14R, Amdt 4...ILS Rwy 14R (CAT II) Amdt 4...ILS Rwy 14R (CAT III) Amdt 4.
12/1/08	NE	Omaha	Eppley Airfield	8/1615	ILS OR LOC Rwy 32R, Orig—A...ILS Rwy 32R (CAT II) Orig—A...ILS Rwy 32R (CAT III) Orig—A.
12/1/08	NE	Omaha	Eppley Airfield	8/1617	ILS OR LOC/DME Rwy 14L, Amdt 1A.
12/1/08	MT	Colstrip	Colstrip	8/1682	GPS Rwy 6, Orig—A.
12/1/08	ND	Grand Forks	Grand Forks Intl	8/1686	RNAV (GPS) Rwy 17R, Orig.
12/1/08	ND	Grand Forks	Grand Forks Intl	8/1688	VOR Rwy 17R, Amdt 6.
12/1/08	WA	Ellensburg	Bowers Field	8/1689	VOR B, Amdt 3.
12/1/08	NE	Omaha	Eppley Airfield	8/1711	ILS OR LOC/DME Rwy 18, Amdt 8.
12/1/08	NE	Omaha	Eppley Airfield	8/1712	RNAV (GPS) Rwy 32R, Orig.
12/1/08	OH	Cleveland	Cleveland-Hopkins Intl	8/1768	ILS OR LOC Rwy 6R, Amdt 20.
12/7/08	CA	Arcata/Eureka	Arcata	8/2005	RNAV (GPS) Rwy 32, Orig.
12/7/08	CA	Arcata/Eureka	Arcata	8/2007	VOR/DME Rwy 1, Amdt 7B.
12/7/08	CA	Arcata/Eureka	Arcata	8/2011	ILS OR LOC/DME Rwy 32, Amdt 1C.
12/7/08	CA	Arcata/Eureka	Arcata	8/2012	ILS Rwy 32, Amdt 29B.
12/2/08	OR	Madras	Madras Municipal	8/2016	TAKEOFF MINIMUMS AND (OBSTACLE) DP, Orig.
12/2/08	OR	Madras	Madras Municipal	8/2020	RNAV (GPS) A, Orig.
12/2/08	NY	New York	Laguardia	8/2159	LDA—A, Amdt 2A.
12/2/08	VA	Norfolk	Chesapeake Regional	8/2247	RNAV (GPS) Rwy 5, Orig.
12/3/08	VA	Manassas	Manassas RGNL/Harry P David FI	8/2248	RNAV (GPS) Rwy 16R, Orig—A.
12/5/08	CO	Longmont	Vance Brand	8/2637	VOR/DME—A, Amdt 1A.
12/5/08	CO	Longmont	Vance Brand	8/2638	RNAV (GPS) B, Orig—A.

FDC date	State	City	Airport	FDC No.	Subject
12/5/08	OR	Medford	Rogue Valley Intl/Medford	8/2640	Takeoff Minimums and (Obstacle) DP, Amdt 8.
12/5/08	TX	Dallas	Dallas Executive	8/2716	ILS OR LOC Rwy 31, Amdt 8.
12/9/08	IL	Belleville	Scott AFB/Midamerica	8/3076	ILS OR LOC Rwy 14R, Orig-B.
12/10/08	NC	Maxton	Laurinburg-Maxton	8/3203	RNAV (GPS) Rwy 5, Orig.
12/10/08	NC	Maxton	Laurinburg-Maxton	8/3204	ILS Rwy 5, Amdt 1.
12/10/08	NC	Mooreville	Lake Norman Airpark	8/3271	RNAV (GPS) Rwy 14, Orig.
12/11/08	DC	Washington	Washington Dulles Intl	8/3289	RNAV (GPS) Y Rwy 19C, Amdt 3.
12/10/08	FL	Tallahassee	Tallahassee Regional	8/3356	VOR Rwy 18, Amdt 11.
12/10/08	FL	Tallahassee	Tallahassee Regional	8/3357	NDB Rwy 36, Amdt 20.
12/10/08	PA	Pittsburgh	Pittsburgh Intl	8/3421	RNAV (RNP) Z Rwy 32, Orig.
12/10/08	PA	Pittsburgh	Pittsburgh Intl	8/3422	RNAV (GPS) Y Rwy 32, Amdt 4.
12/10/08	PA	Pittsburgh	Pittsburgh Intl	8/3423	ILS OR LOC Rwy 32, Amdt 12.
12/9/08	IL	Belleville	Scott AFB/Midamerica	8/8135	This NOTAM Published In TL 08-26 Is Hereby Rescinded In It's Entirety. ILS OR LOC Rwy 14R, Orig-B.
11/14/08	LA	Natchitoches	Natchitoches RGNL	8/9331	This NOTAM Published In TL 09-01 Is Hereby Rescinded In It's Entirety. LOC Rwy 35, Amdt 3D.

[FR Doc. E8-30640 Filed 1-2-09; 8:45 am]  
BILLING CODE 4910-13-P

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Food and Drug Administration

#### 21 CFR Parts 73 and 101

[Docket No. FDA-1998-P-0032] (formerly Docket No. 1998P-0724)

RIN 0910-AF12

#### Listing of Color Additives Exempt From Certification; Food, Drug, and Cosmetic Labeling: Cochineal Extract and Carmine Declaration

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Final rule.

**SUMMARY:** The Food and Drug Administration (FDA) is revising its requirements for cochineal extract and carmine by requiring their declaration by name on the label of all food and cosmetic products that contain these color additives. This final rule responds to reports of severe allergic reactions, including anaphylaxis, to cochineal extract-containing food and carmine-containing food and cosmetics and will allow consumers who are allergic to

these color additives to identify and thus avoid products that contain these color additives. This action also responds to a citizen petition submitted by the Center for Science in the Public Interest (CSPI).

**DATES:** This regulation is effective January 5, 2011. All affected products initially introduced or initially delivered for introduction into interstate commerce on or after this date shall fully comply, except as to any provisions that may be stayed by the filing of proper objections. Voluntary compliance with this final regulation, including making any required labeling changes, may begin immediately. Submit written or electronic objections and requests for hearing by February 4, 2009. See section IX of the **SUPPLEMENTARY INFORMATION** section of this document for information on filing of objections.

**ADDRESSES:** You may submit written or electronic objections and requests for a hearing on 21 CFR 73.100 and 73.2087, identified by Docket No. FDA-1998-P-0724 and RIN number 0910-AF12, by any of the following methods:  
*Electronic Submissions*

Submit electronic objections in the following way:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments.

#### Written Submissions

Submit written submissions in the following ways:

- FAX: 301-827-6870.
- Mail/Hand delivery/Courier (for paper, disk, or CD-ROM submissions): Division of Dockets Management (HFA-305), Food and Drug Administration, 5630 Fishers Lane, rm. 1061, Rockville, MD 20852.

To ensure more timely processing of objections, FDA is no longer accepting objections submitted to the agency by e-mail. FDA encourages you to continue to submit electronic objections by using the Federal eRulemaking Portal, as described in the **ADDRESSES** portion of this document under *Electronic Submissions*.

*Instructions:* All submissions received must include the agency name and docket number and Regulatory Information Number (RIN) for this rulemaking. All objections received may be posted without change to <http://www.regulations.gov>, including any personal information provided. For additional information on submitting objections, see the "Objections" heading of the **SUPPLEMENTARY INFORMATION** section of this document.

*Docket:* For access to the docket to read background documents or objections received, go to <http://www.regulations.gov> and insert the