

Minimums and Obstacle Departure 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(f), 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

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

#### Effective 24 March 2022

Sand Point, AK, PASD, RNAV (GPS) Y RWY 14, Orig-A  
 Little Rock, AR, Bill and Hillary Clinton NTL/Adams Fld, Takeoff Minimums and Obstacle DP, Amdt 10  
 Fresno, CA, KFAT, ILS Y OR LOC Y RWY 29R, ILS Y RWY 29R (SA CAT I), ILS Y RWY 29R (CAT II), ILS Y RWY 29R (CAT III), Amdt 39A  
 Nucla, CO, KAIB, RNAV (GPS)-A, Amdt 1  
 Windsor Locks, CT, KBDL, COPTER ILS OR LOC RWY 6, Amdt 2A  
 Windsor Locks, CT, KBDL, ILS OR LOC RWY 6, ILS RWY 6 (SA CAT I), ILS RWY 6 (CAT II), ILS RWY 6 (CAT III), Amdt 38B  
 Windsor Locks, CT, KBDL, ILS OR LOC RWY 24, ILS RWY 24 (SA CAT I), ILS RWY 24 (SA CAT II), Amdt 13B  
 Sioux City, IA, KSUX, ILS OR LOC RWY 31, Amdt 27  
 Spencer, IA, KSPW, ILS OR LOC RWY 12, Amdt 2C  
 Coeur D'Alene, ID, KCOE, RNAV (GPS) RWY 2, Orig  
 Quinter, KS, 1QK, RNAV (GPS) RWY 17, Orig  
 Quinter, KS, 1QK, RNAV (GPS) RWY 35, Orig  
 Covington, KY, KCVG, ILS OR LOC RWY 27, ILS RWY 27 (SA CAT I), ILS RWY 27 (SA CAT II), Amdt 19  
 Covington, KY, KCVG, RNAV (GPS) Y RWY 27, Orig-D  
 Covington, KY, KCVG, RNAV (RNP) Z RWY 27, Orig-B  
 Oakdale, LA, KACP, RNAV (GPS) RWY 18, Amdt 1  
 Oakdale, LA, KACP, RNAV (GPS) RWY 36, Amdt 3  
 Fitchburg, MA, KFIT, RNAV (GPS) RWY 32, Amdt 2  
 Rangeley, ME, Stephen A. Bean Muni, Takeoff Minimums and Obstacle DP, Amdt 2  
 Marlette, MI, 77G, RNAV (GPS) RWY 10, Amdt 1D  
 Marlette, MI, 77G, RNAV (GPS) RWY 28, Amdt 2  
 Marlette, MI, Marlette Township, Takeoff Minimums and Obstacle DP, Amdt 1  
 Kansas City, MO, KMKC, RNAV (GPS) RWY 3, Amdt 3A  
 Lincoln, NE, KLNK, VOR RWY 17, Amdt 7B  
 Lincoln, NE, KLNK, VOR Y RWY 18, Amdt 13C  
 New York, NY, LaGuardia, RNAV (GPS) X RWY 31, Orig  
 Oklahoma City, OK, KOKC, ILS OR LOC RWY 17L, Amdt 3D

Oklahoma City, OK, KOKC, ILS OR LOC RWY 17R, ILS RWY 17R (SA CAT II), Amdt 13A  
 Oklahoma City, OK, KOKC, ILS OR LOC RWY 35L, Amdt 2D  
 Oklahoma City, OK, KOKC, ILS OR LOC RWY 35R, ILS RWY 35R (SA CAT I), ILS RWY 35R (CAT II), Amdt 10E  
 Oklahoma City, OK, KOKC, VOR RWY 17L, Amdt 2B  
 Albany, OR, Albany Muni, Takeoff Minimums and Obstacle DP, Amdt 2C  
 Humboldt, TN, M53, RNAV (GPS) RWY 22, Orig-A  
 Dallas, TX, KADS, ILS OR LOC RWY 16, Amdt 11C  
 Dallas, TX, KADS, ILS OR LOC RWY 34, Amdt 3C  
 Dallas, TX, KADS, RNAV (GPS) RWY 16, Amdt 1C  
 Dallas, TX, KADS, RNAV (GPS) RWY 34, Amdt 2A  
 Dallas, TX, Addison, Takeoff Minimums and Obstacle DP, Amdt 6A  
 Terrell, TX, KTRL, RNAV (GPS) RWY 18, Orig-C  
 Terrell, TX, KTRL, RNAV (GPS) RWY 36, Orig-C  
 Rescinded: On January 24, 2022 (87 FR 3423), the FAA published an Amendment in Docket No. 31409, Amdt No. 3991, to Part 97 of the Federal Aviation Regulations under section 97.37. The following entry for Old Town, ME, effective March 24, 2022, is hereby rescinded in its entirety:  
 Old Town, ME, Dewitt Fld/Old Town Muni, Takeoff Minimums and Obstacle DP, Amdt 1  
 Rescinded: On February 3, 2022 (87 FR 6021), the FAA published an Amendment in Docket No. 31411, Amdt No. 3993, to Part 97 of the Federal Aviation Regulations under section 97.33. The following entry for Salinas, CA, effective March 24, 2022, is hereby rescinded in its entirety:  
 Salinas, CA, KSNS, RNAV (GPS) RWY 8, Orig  
 [FR Doc. 2022–04494 Filed 3–3–22; 8:45 am]  
**BILLING CODE 4910–13–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 97

[Docket No. 31416; Amdt. No. 3998]

#### 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 amends, suspends, or removes 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 for the 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 March 4, 2022. 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 March 4, 2022.

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

#### For Examination

1. U.S. Department of Transportation, Docket Ops–M30, 1200 New Jersey Avenue SE, West Bldg., Ground Floor, Washington, DC, 20590–0001;

2. The FAA Air Traffic Organization Service Area in which the affected airport is located;

3. The office of Aeronautical Information Services, 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, email [fr.inspection@nara.gov](mailto:fr.inspection@nara.gov) or go to: <https://www.archives.gov/federal-register/cfr/ibr-locations.html>.

#### Availability

All SIAPs and Takeoff Minimums and ODPs are available online free of charge. Visit the National Flight Data Center online at [nfdc.faa.gov](http://nfdc.faa.gov) to register. Additionally, individual SIAP and Takeoff Minimums and ODP copies may be obtained from the FAA Air Traffic Organization Service Area in which the affected airport is located.

#### FOR FURTHER INFORMATION CONTACT:

Thomas J. Nichols, Flight Procedures and Airspace Group, Flight Technologies and Procedures Division, Flight Standards Service, Federal Aviation Administration. Mailing Address: FAA Mike Monroney Aeronautical Center, Flight Procedures and Airspace Group, 6500 South MacArthur Blvd., Registry Bldg. 29 Room 104, Oklahoma City, OK 73169. Telephone: (405) 954–4164.

**SUPPLEMENTARY INFORMATION:** This rule amends 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 (NFDC)/Permanent Notice to Airmen (P-NOTAM), and is incorporated by reference under 5 U.S.C. 552(a), 1 CFR part 51, and 14 CFR 97.20. 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 on FAA form documents is unnecessary. This amendment provides the affected CFR sections, and specifies the SIAPs and Takeoff Minimums and ODPs with their applicable effective dates. This amendment also identifies the airport and its location, the procedure and the amendment number.

**Availability and Summary of Material Incorporated by Reference**

The material incorporated by reference is publicly available as listed in the **ADDRESSES** section.

The material incorporated by reference describes SIAPs, Takeoff Minimums and ODPs as identified in the amendatory language for part 97 of this final rule.

**The Rule**

This amendment to 14 CFR part 97 is effective upon publication of each separate SIAP and Takeoff Minimums and ODP as amended in the transmittal. For safety and timeliness of change

considerations, this amendment incorporates only specific changes contained for each SIAP and Takeoff Minimums and ODP as modified by FDC permanent NOTAMs.

The SIAPs and Takeoff Minimums and ODPs, as modified by FDC permanent NOTAM, and contained in this amendment are based on criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these changes to SIAPs and Takeoff Minimums and ODPs, 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 that created the need for these SIAP and Takeoff Minimums and ODP amendments require making them effective in less than 30 days.

Because of the close and immediate relationship between these SIAPs, Takeoff Minimums and ODPs, and safety in air commerce, I find that notice and public procedure under 5 U.S.C. 553(b) are impracticable and contrary to the public interest and, where applicable, under 5 U.S.C. 553(d), good cause exists for making these SIAPs effective in less than 30 days.

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, Navigation (Air).

Issued in Washington, DC, on February 18, 2022.

**Thomas J. Nichols,**

*Aviation Safety, Flight Standards Service, Manager, Standards Section, Flight Procedures & Airspace Group, Flight Technologies & Procedures Division.*

**Adoption of the Amendment**

Accordingly, pursuant to the authority delegated to me, Title 14, CFR part 97, (is amended by amending Standard Instrument Approach Procedures and Takeoff Minimums and ODPs, 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(f), 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

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

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, MLS, MLS/DME, MLS/RNAV; § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs, Identified as follows:

\* \* \* *Effective Upon Publication*

AIRAC date	State	City	Airport	FDC No.	FDC date	Subject
24-Mar-22	MO	Charleston	Mississippi County	1/8132	12/8/21	This NOTAM, published in Docket No. 31414, Amdt No. 3996, TL 22-07, (87 FR 10070, February 23, 2022) is hereby rescinded in its entirety.
24-Mar-22	AZ	Tucson	Ryan Fld	2/7103	1/24/22	This NOTAM, published in Docket No. 31414, Amdt No. 3996, TL 22-07, (87 FR 10070, February 23, 2022) is hereby rescinded in its entirety.
24-Mar-22	WA	Arlington	Arlington Muni	1/5237	2/7/22	LOC RWY 34, Amdt 5A.
24-Mar-22	WA	Arlington	Arlington Muni	1/5238	2/7/22	NDB RWY 34, Amdt 4A.
24-Mar-22	MO	Charleston	Mississippi County	2/1588	2/4/22	RNAV (GPS) RWY 18, Orig-A.
24-Mar-22	MS	Philadelphia	Philadelphia Muni	2/1665	2/7/22	RNAV (GPS) RWY 18, Amdt 1.
24-Mar-22	MS	Philadelphia	Philadelphia Muni	2/1666	2/7/22	RNAV (GPS) RWY 36, Amdt 1.
24-Mar-22	MI	Marlette	Marlette Township	2/3659	2/11/22	RNAV (GPS) RWY 19, Orig-C.
24-Mar-22	PA	Wilkes-Barre	Wilkes-Barre Wyoming Valley.	2/6225	2/7/22	RNAV (GPS) RWY 25, Orig-C.

AIRAC date	State	City	Airport	FDC No.	FDC date	Subject
24-Mar-22 .....	PA	Wilkes-Barre .....	Wilkes-Barre Wyoming Valley.	2/6226	2/7/22	RNAV (GPS) RWY 7, Orig-B.
24-Mar-22 .....	WI	Green Bay .....	Green Bay-Austin Straubel Intl.	2/7089	2/7/22	RADAR 1, Amdt 9E.
24-Mar-22 .....	ND	Mohall .....	Mohall Muni .....	2/7090	2/7/22	RNAV (GPS) RWY 31, Orig-A.
24-Mar-22 .....	WA	Toledo .....	Ed Carlson Meml Fld—South Lewis County.	2/7092	2/7/22	RNAV (GPS) RWY 6, Orig.
24-Mar-22 .....	MN	Granite Falls .....	Granite Falls Muni/Lenzen-Roe-Fagen Meml Fld.	2/8599	2/8/22	RNAV (GPS) RWY 33, Orig-A.
24-Mar-22 .....	MN	Granite Falls .....	Granite Falls Muni/Lenzen-Roe-Fagen Meml Fld.	2/8604	2/8/22	VOR/DME RWY 33, Orig-C.

[FR Doc. 2022-04497 Filed 3-3-22; 8:45 am]

BILLING CODE 4910-13-P

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Food and Drug Administration

#### 21 CFR Part 6

#### Public Health Service

#### 42 CFR Part 1

#### Centers for Medicare and Medicaid Services

#### 42 CFR Part 404

#### Office of the Inspector General

#### 42 CFR Part 1000

#### Office of the Secretary

#### 45 CFR Part 8

#### Administration for Children and Families

#### 45 CFR Parts 200, 300, 403, 1010, and 1300

[Docket No. HHS-OS-2020-0012]

RIN 0991-AC24

#### Securing Updated and Necessary Statutory Evaluations Timely; Administrative Delay of Effective Date

**AGENCY:** Department of Health and Human Services (HHS).

**ACTION:** Final rule; delay of effective date.

**SUMMARY:** The Department of Health and Human Services (HHS or Department) is postponing, pending judicial review, the effective date of a final rule entitled “Securing Updated and Necessary Statutory Evaluations Timely” (SUNSET final rule) and published in the **Federal Register** of January 19, 2021, and a final

rule correction published in the **Federal Register** of March 23, 2021.

**DATES:** As of March 4, 2022, the effective date of the SUNSET final rule published January 19, 2021 (86 FR 5694), which was delayed until March 22, 2022, by an order that took effect as of March 19, 2021 (86 FR 15404, March 23, 2021), is further delayed pursuant to 5 U.S.C. 705 for six months until September 22, 2022.

As of March 4, 2022, the effective date of the correction published March 23, 2021 (86 FR 15404), is delayed until September 22, 2022.

#### FOR FURTHER INFORMATION CONTACT:

Daniel J. Barry, Acting General Counsel, 200 Independence Avenue SW, Washington, DC 20201; or by email at [reviewnprm@hhs.gov](mailto:reviewnprm@hhs.gov); or by telephone at 1-877-696-6775.

#### SUPPLEMENTARY INFORMATION:

##### I. Overview

The SUNSET final rule, if implemented, would establish a new process for regulatory review of HHS regulations, which includes the automatic expiration of regulations under certain circumstances. It was scheduled to take effect on March 22, 2021. After a lawsuit was filed on March 9, 2021, seeking to overturn the SUNSET final rule, HHS issued an Administrative Delay of Effective Date (First Administrative Delay), which took effect as of March 19, 2021, which postponed the effective date of the SUNSET final rule, pending judicial review, until March 22, 2022. 86 FR 15404 (Mar. 23, 2021).

After conducting a thorough review of the SUNSET final rule including the oral and written comments on its proposal and the allegations in the lawsuit, HHS published a notice of proposed rulemaking to withdraw or repeal the SUNSET final rule (Withdrawal NPRM). 86 FR 59906 (Oct. 29, 2021). The comment period on the Withdrawal NPRM closed on December 28, 2021. HHS received approximately 80 comments. Some comments were submitted by Plaintiffs in the lawsuit

seeking to overturn the SUNSET final rule, and their comments incorporated by reference the Complaint they had filed.

HHS is currently in the process of reviewing the comments and developing a final rule. For the reasons described below, HHS finds that the interests of justice require that the SUNSET final rule's effective date be postponed pending judicial review because: (1) A postponement will permit HHS to continue and complete its review of the SUNSET final rule in light of the claims raised in the litigation; (2) the resolution of the rulemaking will inform the government's position in this lawsuit; and (3) based on HHS's review of the Complaint, HHS believes that the Court may find that: (a) Some of Plaintiffs' claims have merit; (b) Plaintiffs' allegations of harm are credible; and (c) the balance of equities and the public interest warrant postponement of the effective date to preserve the status quo while the Court considers the challenge to the SUNSET final rule.

##### II. Background

###### A. The SUNSET Proposed and Final Rules

On November 4, 2020, HHS published a notice of proposed rulemaking entitled “Securing Updated and Necessary Statutory Evaluations Timely” (SUNSET proposed rule). 85 FR 70096. The SUNSET proposed rule provided that comments could be submitted until December 4, 2020, except for comments on the portion of the rule amending 42 CFR parts 400–429 and parts 475–499, which were due by January 4, 2021. HHS received 532 comments total throughout the 60-day comment period, and the commenters “generally opposed the proposed rule, although some commenters supported it.” 86 FR 5704.

HHS also held a public hearing on November 23, 2020, to receive information and views on the proposed rule (Public Hearing). Over twenty interested parties provided oral comments at the Public Hearing. See Transcript, Public Hearing on the