

respectively, of FAA Order JO 7400.11G dated August 19, 2022, and effective September 15, 2022, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in FAA Order JO 7400.11G.

Technical Amendment

This action amends (14 CFR) part 71 by correcting the Class E airspace extending upward from 700 feet above the surface description by adding the words, “excluding that airspace within a 1¼-mile radius of Warren-Sugarbush Airport”.

Regulatory Notices and Analyses

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 minimal. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1F, “Environmental Impacts: Policies and Procedures,” paragraphs 5–6.5a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant the preparation of an environmental assessment.

Lists 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(f), 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 FAA Order 7400.11G, Airspace Designations and Reporting Points, dated August 19, 2022, and effective September 15, 2022, is amended as follows:

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

* * * * *

ANE VT E5 Montpelier, VT [Amended]

Edward F. Knapp State Airport, VT
(Lat. 44°12'13" N, long. 72°33'44" W)

That airspace extending upward from 700 feet above the surface within a 13-mile radius of Edward F. Knapp State Airport, excluding that airspace within a 1¼-mile radius of Warren-Sugarbush Airport.

Issued in College Park, Georgia, on November 29, 2022.

Lisa E. Burrows,

Manager, Airspace & Procedures Team North, Eastern Service Center, Air Traffic Organization.

[FR Doc. 2022–26285 Filed 12–2–22; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 95

[Docket No. 31462; Amdt. No. 569]

IFR Altitudes; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts miscellaneous amendments to the required IFR (instrument flight rules) altitudes and changeover points for certain Federal airways, jet routes, or direct routes for which a minimum or maximum en route authorized IFR altitude is prescribed. This regulatory action is needed because of changes occurring in the National Airspace System. These changes are designed to provide for the safe and efficient use of the navigable airspace under instrument conditions in the affected areas.

DATES: Effective 0901 UTC, December 29, 2022.

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 73125. Telephone: (405) 954–4164.

SUPPLEMENTARY INFORMATION: This amendment to part 95 of the Federal Aviation Regulations (14 CFR part 95) amends, suspends, or revokes IFR altitudes governing the operation of all aircraft in flight over a specified route or any portion of that route, as well as the changeover points (COPs) for Federal airways, jet routes, or direct routes as prescribed in part 95.

The Rule

The specified IFR altitudes, when used in conjunction with the prescribed changeover points for those routes, ensure navigation aid coverage that is adequate for safe flight operations and free of frequency interference. The reasons and circumstances that create the need for this amendment involve matters of flight safety and operational efficiency in the National Airspace System, are related to published aeronautical charts that are essential to the user, and provide for the safe and efficient use of the navigable airspace. In addition, those various reasons or circumstances require making this amendment effective before the next scheduled charting and publication date of the flight information to assure its timely availability to the user. The effective date of this amendment reflects those considerations. In view of the close and immediate relationship between these regulatory changes and safety in air commerce, I find that notice and public procedure before adopting this amendment are impracticable and contrary to the public interest and that good cause exists for making the amendment 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 95
 Airspace, Navigation (air).

Issued in Washington, DC, on November 25, 2022.
Thomas J. Nichols,
Aviation Safety, Flight Standards Service, Manager, Standards Section, Flight Procedures & Airspace Group, Flight Technologies and Procedures Division.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, part 95 of the Federal Aviation Regulations (14 CFR part 95) is

amended as follows effective at 0901 UTC, December 29, 2022.

PART 95—IFR ALTITUDES

■ 1. The authority citation for part 95 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113 and 14 CFR 11.49(b)(2)

■ 2. Part 95 is amended to read as follows:

REVISIONS TO IFR ALTITUDES & CHANGEOVER POINT
 [Amendment 569 effective date December 29, 2022]

| From | To | MEA | MAA |
|---|--------------------------------|---------|-------|
| § 95.3000 Low Altitude RNAV Routes | | | |
| § 95.3241 RNAV Route T241 Is Amended by Adding | | | |
| LATCH, AK FIX | FOROP, AK WP | ** 1700 | 17500 |
| * 3800—MCA | FOROP, AK WP, NE BND. | | |
| ** 1200—MOCA. | | | |
| FOROP, AK WP | AKCAR, AK WP | 4600 | 17500 |
| AKCAR, AK WP | LEVEL ISLAND, AK VOR/DME | 4800 | 17500 |
| LEVEL ISLAND, AK VOR/DME | ZIDRA, AK WP | 5800 | 17500 |
| § 95.3256 RNAV Route T256 Is Amended by Adding | | | |
| SAN ANTONIO, TX VORTAC | LDRET, TX WP | 3000 | 17500 |
| LDRET, TX WP | MOLLR, TX WP | 2400 | 17500 |
| SABINE PASS, TX VOR/DME | GUSTI, LA FIX | 2000 | 17500 |
| GUSTI, LA FIX | DAFLY, LA WP | 2800 | 17500 |
| Is Amended To Delete | | | |
| SAN ANTONIO, TX VORTAC | EAGLE LAKE, TX VOR/DME | 3000 | 17500 |
| EAGLE LAKE, TX VOR/DME | MOLLR, TX WP | 2400 | 17500 |
| § 95.3266 RNAV Route T266 Is Amended by Adding | | | |
| U.S. CANADIAN BORDER | AKCAP, AK WP | * 9100 | 17500 |
| * 8300—MCA | AKCAP, AK WP, N BND. | | |
| AKCAP, AK WP | ZEDEM, AK WP | 8100 | 17500 |
| ZEDEM, AK WP | FEDMI, AK WP | * 8100 | 17500 |
| * 7900—MCA | FEDMI, AK WP, N BND. | | |
| FEDMI, AK WP | BAVKE, AK WP | * 7400 | 17500 |
| * 7800—MCA | BAVKE, AK WP, SE BND. | | |
| BAVKE, AK WP | ROTVE, AK WP | 8200 | 17500 |
| ROTVE, AK WP | WONOS, AK WP | * 8200 | 17500 |
| * 7600—MCA | WONOS, AK WP, NW BND. | | |
| WONOS, AK WP | COPOG, AK WP | 7400 | 17500 |
| COPOG, AK WP | JAPOR, AK WP | * 6900 | 17500 |
| * 5800—MCA | JAPOR, AK WP, NW BND. | | |
| JAPOR, AK WP | NIGPE, AK WP | * 5700 | 17500 |
| * 5000—MCA | NIGPE, AK WP, NW BND. | | |
| NIGPE, AK WP | GUMLE, AK WP | 4500 | 17500 |
| GUMLE, AK WP | ZONPU, AK WP | 4200 | 17500 |
| ZONPU, AK WP | ZADED, AK WP | * 4300 | 17500 |
| * 5100—MCA | ZADED, AK WP, SE BND. | | |
| ZADED, AK WP | RADKY, AK FIX | 6700 | 17500 |
| NEREE, AK WP | ZIDRA, AK WP | * 4900 | 17500 |
| * 4900—MCA | ZIDRA, AK WP, SE BND. | | |
| ZIDRA, AK WP | VAZPU, AK WP | * 4900 | 17500 |
| * 5200—MCA | VAZPU, AK WP, SE BND. | | |
| Is Amended To Read in Part | | | |
| RADKY, AK FIX | UNEKY, AK FIX | 7000 | 17500 |
| UNEKY, AK FIX | XADZY, AK WP | * 6400 | 17500 |
| * 5900—MCA | XADZY, AK WP, NW BND. | | |
| XADZY, AK WP | VULHO, AK WP | 5800 | 17500 |
| VULHO, AK WP | FOGID, AK WP | * 5300 | 17500 |

REVISIONS TO IFR ALTITUDES & CHANGEOVER POINT—Continued

[Amendment 569 effective date December 29, 2022]

| From | To | MEA | MAA |
|---------------|----------------------------|--------|-------|
| * 4800—MCA | FOGID, AK WP, NW BND. | | |
| FOGID, AK WP | YICAX, AK WP | * 4500 | 17500 |
| * 4800—MCA | YICAX, AK WP, SE BND. | | |
| DOOZI, AK FIX | GIRTS, AK FIX | 5300 | 17500 |
| GIRTS, AK FIX | ANNETTE ISLAND, AK VOR/DME | 5000 | 17500 |

§ 95.3269 RNAV Route T269 Is Amended by Adding

| | | | |
|---------------|-----------------------|--------|-------|
| TOKEE, AK FIX | AKCAR, AK WP | 4700 | 17500 |
| AKCAR, AK WP | FLIPS, AK FIX | * 5600 | 17500 |
| * 5100—MOCA. | | | |
| MALAS, AK FIX | OXIDS, AK WP | * 2800 | 17500 |
| * 2200—MCA | OXIDS, AK WP, E BND. | | |
| OXIDS, AK WP | FOGNU, AK WP | 2000 | 17500 |
| FOGNU, AK WP | HORGI, AK WP | * 2800 | 17500 |
| * 2500—MCA | HORGI, AK WP, E BND. | | |
| HORGI, AK WP | ZIXIM, AK WP | * 2400 | 17500 |
| * 2500—MCA | ZIXIM, AK WP, W BND. | | |
| ZIXIM, AK WP | JOVOM, AK WP | 3700 | 17500 |
| JOVOM, AK WP | OXUGE, AK WP | 3700 | 17500 |
| OXUGE, AK WP | KATAT, AK FIX | * 5200 | 17500 |
| * 4900—MCA | KATAT, AK FIX, E BND. | | |
| ACRAN, AK FIX | ZOKAM, AK WP | 5200 | 17500 |
| ZOKAM, AK WP | VIDDA, AK FIX | * 5900 | 17500 |
| * 3100—MCA | VIDDA, AK FIX, E BND. | | |

Is Amended To Read in Part

| | | | |
|-----------------------------|-------------------------------|---------|-------|
| ANNETTE ISLAND, AK VOR/DME | TURTY, AK WP | 5600 | 17500 |
| TURTY, AK WP | TOKEE, AK FIX | 4800 | 17500 |
| FLIPS, AK FIX | BIORKA ISLAND, AK VORTAC | 5300 | 17500 |
| BIORKA ISLAND, AK VORTAC | SALIS, AK FIX | * 4900 | 17500 |
| * 4400—MOCA. | | | |
| SALIS, AK FIX | HAPIT, AK FIX | * 1700 | 17500 |
| * 1200—MOCA. | | | |
| HAPIT, AK FIX | CENTA, AK FIX | ** 2200 | 17500 |
| * 1700—MCA | CENTA, AK FIX, NW BND. | | |
| ** 1200—MOCA. | | | |
| CENTA, AK FIX | YAKUTAT, AK VOR/DME | * 2400 | 17500 |
| * 2400—MCA | YAKUTAT, AK VOR/DME, W BND. | | |
| YAKUTAT, AK VOR/DME | MALAS, AK FIX | * 2700 | 17500 |
| * 2800—MCA | MALAS, AK FIX, W BND. | | |
| KATAT, AK FIX | CASEL, AK FIX | 4700 | 17500 |
| JOHNSTONE POINT, AK VOR/DME | FIMIB, AK WP | * 4000 | 17500 |
| * 5200—MCA | FIMIB, AK WP, W BND. | | |
| FIMIB, AK WP | ANCHORAGE, AK VOR/DME | * 8800 | 17500 |
| * 6200—MCA | ANCHORAGE, AK VOR/DME, E BND. | | |
| ANCHORAGE, AK VOR/DME | YONEK, AK FIX | * 3000 | 17500 |
| * 6000—MCA | YONEK, AK FIX, W BND. | | |
| YONEK, AK FIX | TORTE, AK FIX | * 5000 | 17500 |
| * 8700—MCA | TORTE, AK FIX, W BND. | | |
| TORTE, AK FIX | VEILL, AK FIX | * 10400 | 17500 |
| * 8000—MCA | VEILL, AK FIX, E BND. | | |
| VEILL, AK FIX | FAMEK, AK WP | * 7200 | 17500 |
| * 7200—MCA | FAMEK, AK WP, E BND. | | |
| FAMEK, AK WP | SPARREVOHN, AK VOR/DME | * 6600 | 17500 |
| * 6000—MOCA. | | | |
| SPARREVOHN, AK VOR/DME | ACRAN, AK FIX | 5500 | 17500 |
| BETHEL, AK VORTAC | MKLUK, AK WP | * 3200 | 17500 |
| * 1500—MOCA. | | | |

§ 95.3278 RNAV Route T278 Is Amended by Adding

| | | | |
|---------------------------|---------------------------|------|-------|
| CSPER, AK FIX | BIKUW, AK WP | 4800 | 17500 |
| BIKUW, AK WP | SISTERS ISLAND, AK VORTAC | 4400 | 17500 |
| SISTERS ISLAND, AK VORTAC | RADKY, AK FIX | 6700 | 17500 |

Is Amended To Delete

| | | | |
|---------------|---------------------------|------|-------|
| CSPER, AK FIX | SISTERS ISLAND, AK VORTAC | 5300 | 17500 |
|---------------|---------------------------|------|-------|

REVISIONS TO IFR ALTITUDES & CHANGEOVER POINT—Continued

[Amendment 569 effective date December 29, 2022]

| From | To | MEA | MAA |
|--|---|--|---|
| Is Amended To Read in Part | | | |
| HAPIT, AK FIX * 4300—MCA | CSPER, AK FIX CSPER, AK FIX, NE BND. | * 4000 | 17500 |
| § 95.3371 RNAV Route T371 Is Added To Read | | | |
| KODIAK, AK VOR/DME JEKEX, AK FIX HAMPU, AK WP | JEKEX, AK FIX HAMPU, AK WP AMOTT, AK FIX | 4900 4200 3100 | 17500 17500 17500 |
| § 95.3374 RNAV Route T374 Is Added To Read | | | |
| KOTZEBUE, AK VOR/DME CIBDU, AK WP * 4000—MOCA. ZUBES, AK WP * 4200—MOCA. CUTIB, AK WP * 4300—MOCA. NINGE, AK WP * 5100—MOCA. WUNED, AK WP CEREX, AK WP * 4600—MCA WEPSI, AK WP * 4700—MCA BETTLES, AK VOR/DME | CIBDU, AK WP ZUBES, AK WP CUTIB, AK WP NINGE, AK WP WUNED, AK WP CEREX, AK WP WEPSI, AK WP WEPSI, AK WP, SW BND. BETTLES, AK VOR/DME BETTLES, AK VOR/DME, E BND. FORT YUKON, AK VORTAC | 2600 * 10000 * 10000 * 10000 * 10000 5000 * 5000 * 4600 6700 | 17500 17500 17500 17500 17500 17500 17500 17500 17500 17500 17500 |
| § 95.3377 RNAV Route T377 Is Added To Read | | | |
| ANNETTE ISLAND, AK VOR/DME INEPE, AK WP FOROP, AK WP | INEPE, AK WP FOROP, AK WP BIORKA ISLAND, AK VORTAC | 5500 4900 5300 | 17500 17500 17500 |
| § 95.3378 RNAV Route T378 Is Added To Read | | | |
| BRION, AK FIX * 3300—MCA URIAL, AK WP JIFFS, AK WP * 1700—MOCA. ZUSPA, AK WP * 1700—MOCA. DUTKE, AK WP * 1700—MOCA. | URIAL, AK WP URIAL, AK WP, SW BND. JIFFS, AK WP ZUSPA, AK WP DUTKE, AK WP FORT YUKON, AK VORTAC | * 5100 2900 * 2500 * 2500 * 2500 | 17500 17500 17500 17500 17500 |
| § 95.3399 RNAV Route T399 Is Added To Read | | | |
| TALKEETNA, AK VOR/DME * 6600—MCA EGRAM, AK FIX * 7000—MCA ZEKLI, AK WP * 9000—MCA AILEE, AK WP * 8000—MCA CRISL, AK WP * 7000—MCA PAWWW, AK WP * 6100—MCA EVIEE, AK WP * 4600—MCA SEAHK, AK WP * 2800—MOCA. | EGRAM, AK FIX EGRAM, AK FIX, N BND. ZEKLI, AK WP ZEKLI, AK WP, N BND. AILEE, AK WP AILEE, AK WP, S BND. CRISL, AK WP CRISL, AK WP, S BND. PAWWW, AK WP PAWWW, AK WP, S BND. EVIEE, AK WP EVIEE, AK WP, S BND. SEAHK, AK WP SEAHK, AK WP, S BND. NENANA, AK VORTAC | * 6000 * 6400 * 10000 * 8100 * 6900 * 5800 * 4000 * 3300 | 17500 17500 17500 17500 17500 17500 17500 17500 |
| § 95.3462 NAV Route T462 Is Added To Read | | | |
| BISMARCK, ND VOR/DME WISEK, ND FIX IRIWY, ND FIX | WISEK, ND FIX IRIWY, ND FIX ABERDEEN, SD VOR/DME | 3900 4000 3900 | 17500 17500 17500 |

REVISIONS TO IFR ALTITUDES & CHANGEOVER POINT—Continued

[Amendment 569 effective date December 29, 2022]

| From | To | MEA | MAA |
|----------------------------|---------------------|--------|-------|
| ABERDEEN, SD VOR/DME | FIBDA, SD WP | 3000 | 17500 |
| FIBDA, SD WP | WICKA, SD FIX | 3600 | 17500 |
| WICKA, SD FIX | FFORT, SD WP | * 3700 | 17500 |
| * 3200—MOCA. | | | |
| FFORT, SD WP | DAWSO, MN WP | 3800 | 17500 |
| DAWSO, MN WP | CLAPS, MN FIX | 2800 | 17500 |
| CLAPS, MN FIX | FITAS, MN FIX | 2900 | 17500 |
| FITAS, MN FIX | GENEO, MN WP | 3000 | 17500 |

§ 95.3464 RNAV Route T464 Is Added To Read

| | | | |
|---------------------|---------------------|------|-------|
| CUSAY, WI WP | TONOC, WI FIX | 3400 | 17500 |
| TONOC, WI FIX | EDGRR, WI WP | 3200 | 17500 |
| EDGRR, WI WP | HEVAV, WI WP | 3300 | 17500 |
| HEVAV, WI WP | CHURP, WI FIX | 3100 | 17500 |

§ 95.3466 RNAV Route T466 Is Added To Read

| | | | |
|-----------------------------|-------------------------------|--------|-------|
| SAN ANGELO, TX VORTAC | CHILD, TX FIX | 4000 | 17500 |
| CHILD, TX FIX | JUNCTION, TX VORTAC | 4000 | 17500 |
| JUNCTION, TX VORTAC | STONEWALL, TX VORTAC | * 4000 | 17500 |
| STONEWALL, TX VORTAC | GOBBY, TX FIX | 4100 | 17500 |
| GOBBY, TX FIX | BETTI, TX FIX | 3400 | 17500 |
| BETTI, TX FIX | MARCS, TX FIX | 2900 | 17500 |
| MARCS, TX FIX | SEEDS, TX WP | 2400 | 17500 |
| SEEDS, TX WP | LDRET, TX WP | 3000 | 17500 |
| LDRET, TX WP | KEEDS, TX WP | 1900 | 17500 |
| KEEDS, TX WP | SCHOLES, TX VOR/DME | 3100 | 17500 |
| SCHOLES, TX VOR/DME | SABINE PASS, TX VOR/DME | 2000 | 17500 |

From

To

MEA

§ 95.6001 Victor Routes—U.S**§ 95.6024 VOR Federal Airway V24 Is Amended To Delete**

| | | |
|----------------------------|---------------------------------|------|
| ABERDEEN, SD VOR/DME | WATERTOWN, SD VORTAC | 3600 |
| WATERTOWN, SD VORTAC | REDWOOD FALLS, MN VOR/DME | 3800 |

§ 95.6026 VOR Federal Airway V26 Is Amended To Delete

| | | |
|-----------------------------|----------------------------|--------|
| EAU CLAIRE, WI VORTAC | EDGRR, WI WP. | |
| * 2900—MOCA | E BND | * 7500 |
| | W BND | * 4500 |
| EDGRR, WI WP | WAUSAU, WI VOR/DME | * 7500 |
| * 3600—MOCA. | | |
| * 3600—GNSS MEA. | | |
| WAUSAU, WI VOR/DME | CHURP, WI FIX | * 8000 |
| * 3000—GNSS MEA. | | |
| CHURP, WI FIX | GREEN BAY, WI VORTAC | * 7000 |
| * 2400—MOCA. | | |

§ 95.6036 VOR Federal Airway V36 Is Amended by Adding

| | | |
|--------------------------------|-----------------------|--------|
| U.S. CANADIAN BORDER U.S. | CANADIAN BORDER | * 8000 |
| * 3000—MOCA. | | |

§ 95.6063 VOR Federal Airway V63 Is Amended To Delete

| | | |
|--------------------------|-------------------------------|-----------|
| WAUSAU, WI VOR/DME | ENETE, WI FIX | UNUSABLE. |
| ENETE, WI FIX | YANUT, WI FIX | UNUSABLE. |
| YANUT, WI FIX | RHINELANDER, WI VOR/DME | UNUSABLE. |

§ 95.6078 VOR Federal Airway V78 Is Amended To Delete

| | | |
|----------------------------|-------------------------|--------|
| WATERTOWN, SD VORTAC | CLAPS, MN FIX | * 5500 |
| * 3300—MOCA. | | |
| CLAPS, MN FIX | DARWIN, MN VORTAC | 3000 |

§ 95.6181 VOR Federal Airway V181 Is Amended To Delete

| | | |
|------------------------------|----------------------------|------|
| SIoux FALLS, SD VORTAC | WATERTOWN, SD VORTAC | 4000 |
|------------------------------|----------------------------|------|

| From | To | MEA |
|----------------------------|--------------------|------|
| WATERTOWN, SD VORTAC | BANEY, ND WP | 4500 |
| BANEY, ND WP | FARGO, ND VOR/DME. | |
| | N BND | 2800 |
| | S BND | 3900 |

§ 95.6198 VOR Federal Airway V198 Is Amended To Delete

| | | |
|------------------------------|------------------------------|--------|
| SAN ANTONIO, TX VORTAC | SEEDS, TX WP | 2900 |
| SEEDS, TX WP | WEMAR, TX WP | * 2500 |
| * 2000—MOCA. | | |
| WEMAR, TX WP | EAGLE LAKE, TX VOR/DME | 2000 |

§ 95.6212 VOR Federal Airway V212 Is Amended To Delete

| | | |
|------------------------------|---------------------------|--------|
| SAN ANTONIO, TX VORTAC | SEEDS, TX WP | 2900 |
| SEEDS, TX WP | WEMAR, TX WP | * 2500 |
| * 2000—MOCA. | | |
| WEMAR, TX WP | INDUSTRY, TX VORTAC | 2000 |

§ 95.6398 VOR Federal Airway V398 Is Amended To Delete

| | | |
|----------------------------|---------------------------------|------|
| ABERDEEN, SD VOR/DME | WATERTOWN, SD VORTAC | 3600 |
| WATERTOWN, SD VORTAC | REDWOOD FALLS, MN VOR/DME | 3800 |

§ 95.6437 VOR Federal Airway V437 Is Amended To Read in Part

| | | |
|-------------------------------|-----------------------|---------|
| ORMOND BEACH, FL VORTAC | JETSO, FL FIX | * 3000 |
| * 1400—MOCA. | | |
| JETSO, FL FIX | * SUBER, FL FIX | ** 5000 |
| * 8000—MCA | SUBER, FL FIX, N BND. | |
| ** 1300—MOCA. | | |
| SUBER, FL FIX | HOTAR, FL FIX | * 8000 |
| * 1300—MOCA. | | |

§ 95.6495 VOR Federal Airway V495 Is Amended To Read in Part

| | | |
|--------------------------|----------------------------|---------|
| LOFAL, WA FIX | * SEATTLE, WA VORTAC | ** 4000 |
| * 4700—MCA | SEATTLE, WA VORTAC, S BND. | |
| ** 2800—MOCA. | | |
| SEATTLE, WA VORTAC | CIDUG, WA FIX. | |
| | S BND | * 9000 |
| | N BND | * 5000 |
| * 3000—GNSS MEA. | | |
| CIDUG, WA FIX | * ALDER, WA FIX. | |
| | S BND | ** 9000 |
| | N BND | ** 5000 |
| * 9000—MCA | ALDER, WA FIX, S BND. | |
| ** 4200—GNSS MEA. | | |
| ALDER, WA FIX | * TOUTL, WA FIX | ** 9000 |
| * 9000—MCA | TOUTL, WA FIX, N BND. | |
| ** 7000—GNSS MEA. | | |

§ 95.6507 VOR Federal Airway V507 Is Amended To Read in Part

| | | |
|------------------------------|----------------|---------|
| WILL ROGERS, OK VORTAC | WAXEY, OK FIX. | |
| | W BND | * 9300 |
| | E BND | * 5000 |
| * 3400—MOCA. | | |
| * 4000—GNSS MEA. | | |
| WAXEY, OK FIX | ROLLS, OK FIX. | |
| | W BND | * 11000 |
| | E BND | * 9300 |
| * 3800—MOCA. | | |
| * 4000—GNSS MEA. | | |

§ 95.6520 VOR Federal Airway V520 Is Amended To Read in Part

| | | |
|-----------------------------|-------------------------------|-------|
| CLOVA, WA FIX | * NEZ PERCE, ID VOR/DME. | |
| | NE BND | 6000 |
| | SW BND | 8000 |
| * 10000—MCA | NEZ PERCE, ID VOR/DME, E BND. | |
| NEZ PERCE, ID VOR/DME | ZATIP, ID FIX. | |
| | E BND | 12000 |
| | W BND | 6800 |

| From | To | MEA |
|--|------------------------------|---------|
| ZATIP, ID FIX | SALMON, ID VOR/DME | 12000 |
| § 95.6551 VOR Federal Airway V551 Is Amended To Read in Part | | |
| SALINA, KS VORTAC | MANKATO, KS VORTAC | 6000 |
| § 95.6556 VOR Federal Airway V556 Is Amended To Delete | | |
| STONEWALL, TX VORTAC | MARCS, TX FIX | 4500 |
| MARCS, TX FIX | SEEDS, TX WP | * 7500 |
| * 2000—MOCA. | | |
| SEEDS, TX WP | WEMAR, TX WP | * 2500 |
| * 2000—MOCA. | | |
| WEMAR, TX WP | EAGLE LAKE, TX VOR/DME | 2000 |
| EAGLE LAKE, TX VOR/DME | KEEDS, TX WP | 2500 |
| KEEDS, TX WP | SCHOLES, TX VOR/DME | 3100 |
| § 95.6558 VOR Federal Airway V558 Is Amended To Delete | | |
| INDUSTRY, TX VORTAC | EAGLE LAKE, TX VOR/DME | 2000 |
| § 95.6317 Alaska VOR Federal Airway V317 Is Amended To Read in Part | | |
| LEVEL ISLAND, AK VOR/DME | HOODS, AK FIX | * 10000 |
| * 6000—MOCA. | | |
| HOODS, AK FIX | SISTERS ISLAND, AK VORTAC. | |
| | SE BND | * 10000 |
| | NW BND | * 7000 |
| * 5500—MOCA. | | |
| § 95.6436 Alaska VOR Federal Airway V436 Is Amended by Adding | | |
| EGRAM, AK FIX | * AILEE, AK WP | 10000 |
| * 9000—MCA | AILEE, AK WP, S BND. | |
| AILEE, AK WP | * DATAY, AK FIX. | |
| | N BND | 8400 |
| | S BND | 10000 |
| * 7500—MCA | DATAY, AK FIX, S BND. | |
| DATAY, AK FIX | * ENTTA, AK FIX. | |
| | N BND | 6400 |
| | S BND | 8400 |
| * 5100—MCA | ENTTA, AK FIX, S BND. | |
| ENTTA, AK FIX | FAIRBANKS, AK VORTAC | 3400 |
| Is Amended To Delete | | |
| EGRAM, AK FIX | NENANA, AK VORTAC | 10000 |
| NENANA, AK VORTAC | GOLLY, AK FIX | 4000 |
| GOLLY, AK FIX | TOLLO, AK FIX | * 4000 |
| * 3400—MOCA. | | |
| TOLLO, AK FIX | LIVEN, AK FIX | 5000 |
| LIVEN, AK FIX | BEETE, AK FIX | * 10000 |
| * 5500—MOCA. | | |
| BEETE, AK FIX | CHANDALAR LAKE, AK NDB | * 10000 |
| * 6900—MOCA. | | |
| CHANDALAR LAKE, AK NDB | * ARTIC, AK WP | 10000 |
| * 7000—MCA | ARTIC, AK WP, SE BND. | |
| ARTIC, AK WP | PIPET, AK FIX. | |
| | SE BND | * 10000 |
| | NW BND | * 6000 |
| * 4500—MOCA. | | |
| * 5000—GNSS MEA. | | |
| PIPET, AK FIX | BIXER, AK WP. | |
| | SE BND | * 10000 |
| | NW BND | * 5000 |
| * 3900—MOCA. | | |
| * 4000—GNSS MEA. | | |
| BIXER, AK WP | ARCON, AK FIX. | |
| | SE BND | 10000 |
| | NW BND | 3000 |
| ARCON, AK FIX | DEADHORSE, AK VOR/DME. | |
| | SE BND | 10000 |
| | NW BND | 2000 |

| From | To | MEA |
|------|----|-----|
|------|----|-----|

Is Amended To Read in Part

| | | |
|---|-----------------------|------|
| TALKEETNA, AK VOR/DME * 7000—MCA EGRAM, AK FIX, N BND. | * EGRAM, AK FIX | 6000 |
|---|-----------------------|------|

§ 95.6453 Alaska VOR Federal Airway V453 Is Amended To Read in Part

| | | |
|---|---|----------------------------------|
| KING SALMON, AK VORTAC * 2500—MCA | * DILLINGHAM, AK VOR/DME DILLINGHAM, AK VOR/DME, NW BND. ALTEY, AK FIX. SE BND NW BND | 2100 * 7000 * 8000 |
| * 6500—MOCA. * 3600—GNSS MEA. ALTEY, AK FIX * 3600—MCA ** 6500—MOCA. EDUCE, AK FIX | * EDUCE, AK FIX EDUCE, AK FIX, SE BND. | ** 8000 |
| * 2500—MOCA. * 3000—GNSS MEA. | BETHEL, AK VORTAC. NW BND SE BND | * 4000 * 8000 |

§ 95.6473 Alaska VOR Federal Airway V473 Is Amended To Read in Part

| | | |
|---|--|---------|
| LEVEL ISLAND, AK VOR/DME * 9000—MCA ** 6300—MOCA. | * FLIPS, AK FIX FLIPS, AK FIX, E BND. | ** 9000 |
|---|--|---------|

| From | To | MEA | MAA |
|------|----|-----|-----|
|------|----|-----|-----|

§ 95.7001 Jet Routes

§ 95.7125 Jet Route J125 Is Amended To Delete

| | | | |
|-----------------------------|-----------------------------|-------|-------|
| ANCHORAGE, AK VOR/DME | TALKEETNA, AK VOR/DME | 18000 | 45000 |
| TALKEETNA, AK VOR/DME | NENANA, AK VORTAC | 18000 | 45000 |

§ 95.7591 Jet Route J591 Is Amended To Delete

| | | | |
|--------------------------|----------------------------|-------|-------|
| WHATCOM, WA VORTAC | U.S. CANADIAN BORDER | 18000 | 45000 |
|--------------------------|----------------------------|-------|-------|

| Airway segment | | Changeover Points | |
|----------------|----|-------------------|------|
| From | To | Distance | From |

§ 95.8003 VOR Federal Airway Changeover Point V26 Is Amended To Delete Changeover Point

| | | | |
|-----------------------------|----------------------------|----|-------------|
| EAU CLAIRE, WI VORTAC | WAUSAU, WI VOR/DME | 71 | EAU CLAIRE. |
| WAUSAU, WI VOR/DME | GREEN BAY, WI VORTAC | 8 | WAUSAU. |

V198 Is Amended To Delete Changeover Point

| | | | |
|-------------------------------|------------------------------|----|--------------|
| SAN ANTONIO, TX VOR/DME | EAGLE LAKE, TX VOR/DME | 63 | SAN ANTONIO. |
|-------------------------------|------------------------------|----|--------------|

V212 Is Amended To Delete Changeover Point

| | | | |
|-------------------------------|------------------------------|----|--------------|
| SAN ANTONIO, TX VOR/DME | EAGLE LAKE, TX VOR/DME | 63 | SAN ANTONIO. |
|-------------------------------|------------------------------|----|--------------|

V495 Is Amended To Delete Changeover Point

| | | | |
|--------------------------------|--------------------------|----|----------------|
| BATTLE GROUND, WA VORTAC | SEATTLE, WA VORTAC | 20 | BATTLE GROUND. |
|--------------------------------|--------------------------|----|----------------|

Alaska V436 Is Amended To Delete Changeover Point

| | | | |
|------------------------------|------------------------------|-----|-----------------|
| TALKEETNA, AK VOR/DME | NENANA, AK VORTAC | 50 | TALKEETNA. |
| NENANA, AK VORTAC | CHANDALAR LAKE, AK NDB | 120 | NENANA. |
| CHANDALAR LAKE, AK NDB | DEADHORSE, AK VOR/DME | 63 | CHANDALAR LAKE. |

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CONSUMER PRODUCT SAFETY COMMISSION**16 CFR Part 1307**

[Docket No. CPSC–2014–0033]

Prohibition of Children’s Toys and Child Care Articles Containing Specified Phthalates**AGENCY:** Consumer Product Safety Commission.**ACTION:** Availability of Response to Comments and Commission Finding.

SUMMARY: The Consumer Product Safety Commission (Commission or CPSC) is publishing this document in response to a federal court decision remanding the Commission’s final phthalates rule, without vacatur, to allow the Commission to address two procedural deficiencies the court found. This document provides notice of the availability of CPSC staff’s memorandum responding to public comments on the justification for the phthalates final rule and on the staff’s cost-benefit analysis of continuing the interim prohibition on diisononyl phthalate (DINP). This document also provides the Commission’s finding that further rulemaking is not warranted at this time.

DATES: December 5, 2022.

FOR FURTHER INFORMATION CONTACT: Susan Proper, Directorate for Economic Analysis, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814; telephone: (301) 504–7628; email: sproper@cpsc.gov.

SUPPLEMENTARY INFORMATION:**I. Background**

Section 108(b)(3) of the Consumer Product Safety Improvement Act of 2008 (CPSIA) required the Commission to promulgate a final rule addressing children’s toys and child care articles containing certain phthalates, not later than 180 days after the Commission received a final Chronic Hazard Advisory Panel (CHAP) report. 15 U.S.C. 2057c(b)(3). The Commission was required to “determine, based on such report, whether to continue in effect” the statutory interim prohibition on children’s toys that can be placed in a child’s mouth and child care articles “in order to ensure a reasonable certainty of no harm to children, pregnant women, or other susceptible individuals with an adequate margin of safety.” 15 U.S.C. 2057c(b)(1), (3)(A).

Additionally, the Commission was required to “evaluate the findings and recommendations of the Chronic Hazard Advisory Panel and declare any children’s product containing any phthalates to be a banned hazardous product under section 8 of the Consumer Product Safety Act (15 U.S.C. 2057), as the Commission determines necessary to protect the health of children.” 15 U.S.C. 2057c(b)(3)(B).

On December 30, 2014, the Commission published a notice of proposed rulemaking (NPR) in the *Federal Register*. 79 FR 78324. The NPR stated the Commission proposed to prohibit the manufacture for sale, offer for sale, distribution in commerce, or importation into the United States of any children’s toy or child care article containing any of the phthalates specified in the proposed rule. The Commission published a final rule on October 27, 2017, with an effective date of April 25, 2018. 82 FR 49938. The final rule was substantially the same as the proposed rule. The preambles to the NPR and final rule provide detailed discussions of the CHAP report and staff’s technical analysis and findings in support of the rule.

In December 2017, the Texas Association of Manufacturers and other parties petitioned the U.S. Court of Appeals for the Fifth Circuit for a review of the CPSC’s final phthalates rule. In March 2021, the court remanded the phthalates final rule to the CPSC to address two procedural deficiencies the court found. *Tex. Ass’n. of Mfrs. v. CPSC*, 989 F.3d 368 (5th Cir. 2021). As relevant here, the court held that the final rule failed to: (1) provide adequate notice and comment regarding a change in the primary justification from the proposed rule to the final rule; and (2) consider the costs and benefits of continuing the interim prohibition on DINP as a permanent prohibition. Because the court did not vacate the final rule, the rule has remained in effect since 2018.

II. Staff’s Response to Comments

In March 2022, the Commission published a request for comment from the public regarding the two procedural deficiencies the court found. 87 FR 16635 (March 24, 2022). The notice sought public comment on the justification for the final rule, and on the staff’s costs and benefits analysis (CBA) regarding continuing the statutory interim prohibition on DINP. CPSC received four public comments (excluding duplicates). The commenters were:

- The American Chemistry Council (ACC);

- A group consisting of the Natural Resources Defense Council, the Environmental Justice Health Alliance for Chemical Policy Reform, Public Citizen, Coming Clean, Earthjustice, the Campaign for Healthier Solutions, and Breast Cancer Prevention Partners (collectively, NRDC et al.); and
- Two individuals (Maranda and Harding).

Two of the four comments (NRDC et al. and Harding) were largely supportive of the rule and of the staff CBA. Two of the four comments (ACC and Maranda) were critical of the rule and of the staff CBA but did not present new data or information within scope of the notice requesting comments. Based on its analysis of the comments and the scope of the court’s remand, CPSC staff recommends no further action is necessary to revise the final rule. Section II of this document provides a brief overview of the in-scope comments received in response to the March 2022 request for comment and staff’s responses. The complete staff analysis of the comments, including those outside the scope of the request, can be found in the memorandum, “Staff Responses to Request for Comments on Final Rule: 16 CFR part 1307 ‘Prohibition of Children’s Toys and Child Care Articles Containing Specified Phthalates,’” available at: <https://www.cpsc.gov/s3fs-public/Staff-Responses-to-Request-for-Comments-on-Final-Rule-16-CFR-Part-1307-Prohibition-of-Childrens-Toys-and-Child-Care-Articles-Containing-Specified-Phthalates.pdf?VersionId=RWiDEFGrYe2fjlaXFSayKafroEj4C7l>.

A. Comments on Justification for the Phthalates Final Rule

Below are brief descriptions of the comments that were submitted on the issues presented for public input regarding the justification for the final rule, and staff’s analysis of those comments.

- NRDC et al. commented that the court remanded the rule to correct procedural issues, not for CPSC to reevaluate the underlying science or examine new data provided after the final rule was issued in 2017. Staff agrees with the commenter that data submitted after the rule issuance in 2017 are not within the proper scope of this proceeding on remand.

- NRDC et al. commented that the data confirm that the rule is necessary to provide a reasonable certainty of no harm to children, pregnant women, or other susceptible individuals with an adequate margin of safety. In contrast, ACC and Maranda commented that the data in the administrative record did not