

Authority: 49 U.S.C. 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389; 49 U.S.C. 106(g); 14 CFR 11.69.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of Federal Aviation Administration Order 7400.9B, Airspace Designations and Reporting Points, dated July 18, 1994, and effective September 16, 1994, is amended as follows:

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

* * * * *

ACE IA E5 Scott City, KS [New]

Scott City Municipal Airport, KS.
(Lat. 38°28'30"N, long. 100°53'05"W)
Scott City NDB
(Lat. 38°28'49"N, long. 100°53'18"W)

That airspace extending upward from 700 feet above the surface within 6.5-mile radius of the Scott City Municipal Airport and within 2.5 miles each side of the 169° bearing from the Scott City NDB extending from the 6.5-mile radius to 7 miles south of the airport.

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Issued in Kansas City, MO, on May 8, 1995.

Herman J. Lyons, Jr.

Acting Manager, Air Traffic Division, Central Region.

[FR Doc. 95-13937 Filed 6-6-95; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 71

[Airspace Docket No. 95-AGL-02]

Proposed Amendment of Class E Airspace; Cadillac, MI

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: This notice proposes to amend Class E Airspace at Cadillac, MI. A Global Positioning System (GPS) standard instrument approach procedure (SIAP) to Runway 25 has been developed for the Wexford County Airport. Additional controlled airspace extending upward from 700 to 1200 feet above ground level (AGL) is needed for aircraft executing the approach. The intended effect of this proposal is to provide segregation of aircraft using instrument approach procedures in instrument conditions from other aircraft operating in visual weather conditions.

DATES: Comments must be received on or before July 19, 1995.

ADDRESSES: Send comments on the proposal in triplicate to: Federal

Aviation Administration, Office of the Assistant Chief Counsel, AGL-7, Rules Docket No. 95-AGL-02, 2300 East Devon Avenue, Des Plaines, Illinois 60018.

The official docket may be examined in the Office of the Assistant Chief Counsel, Federal Aviation Administration, 2300 East Devon Avenue, Des Plaines, Illinois. An informal docket may also be examined during normal business hours at the Air Traffic Division, System Management Branch, Federal Aviation Administration, 2300 East Devon Avenue, Des Plaines, Illinois.

FOR FURTHER INFORMATION CONTACT:

Jeffrey L. Griffith, Air Traffic Division, System Management Branch, AGL-530, Federal Aviation Administration, 2300 East Devon Avenue, Des Plaines, Illinois 60018, telephone (708) 294-7568.

SUPPLEMENTARY INFORMATION:

Comments Invited

Interested parties are invited to participate in this proposed rulemaking by submitting such written data, views, or arguments as they may desire. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned regulatory decisions on the proposal. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy-related aspects of the proposal.

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Communications should identify the airspace docket number and be submitted in triplicate to the address listed above. Commenters wishing the FAA to acknowledge receipt of their comments on this notice must submit with those comments a self-addressed, stamped postcard on which the following statement is made:

"Comments to Airspace Docket No. 95-AGL-02." The postcard will be date/time stamped and returned to the commenter. All communications received on or before the specified closing date for comments will be considered before taking action on the proposed rule. The proposal contained in this notice may be changed in light of comments received. All comments submitted will be available for examination in the Rules Docket, FAA, Great Lakes Region, Office of the Assistant Chief Counsel, 2300 East Devon Avenue, Des Plaines, Illinois, both before and after the closing date for comments. A report summarizing each substantive public contact with FAA personnel concerned with this rulemaking will be filed in the docket.

Availability of NPRM's

Any person may obtain a copy of the Notice of Proposed Rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, Office of Public Affairs, Attention: Public Inquiry Center, APA-220, 800 Independence Avenue, SW., Washington, DC 20591, or by calling (202) 267-3485.

Communications must identify the notice number of this NPRM. Persons interested in being placed on a mailing list for future NPRM's should also request a copy of Advisory Circular No. 11-2A, which describes the application procedure.

The Proposal

The FAA is considering an amendment to part 71 of the Federal Aviation Regulations (14 CFR part 71) to amend Class E airspace at Cadillac, MI; this proposal would provide adequate Class E airspace for IFR operators executing the GPS Runway 25 SIAP at Wexford County Airport. Controlled airspace extending from 700 to 1200 feet AGL is needed for aircraft executing the approach. The intended effect of this action is to provide segregation of aircraft using instrument approach procedures in instrument conditions from other aircraft operating in visual weather conditions. Aeronautical maps and charts would reflect the defined area which would enable pilots to circumnavigate the area in order to comply with applicable visual flight rules requirements.

The coordinates for this airspace docket are based on North American Datum 83. Class E airspace designations are published in Paragraph 6005 of FAA Order 7400.9B dated July 18, 1994, and effective September 16, 1994, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document would be published subsequently in the Order.

The FAA has determined that this proposed 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. Since this is a routine matter that will only effect 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.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

The Proposed Amendment

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

PART 71—[AMENDED]

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

Authority: 49 U.S.C. app. 1348(a), 1354(a), 1510; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389; 49 U.S.C. 106(g); 14 CFR 11.69.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9B, Airspace Designations and Reporting Points, dated July 18, 1994, and effective September 16, 1994, is amended as follows:

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

* * * * *

AGL MI E5 Cadillac, MI [Revised]

(lat. 44°16'31" N., long. 85°25'08" W.)

That airspace extending upward from 700 feet above the surface within a 7.4 mile radius of the Wexford County Airport and within 3.9 miles either side of the 246 degree bearing from the airport extending from the 7.4 mile radius to 8.3 miles southwest of the airport, and within 1.7 miles either side of the 062 degree bearing from the airport extending from the 7.4 mile radius to 10.3 miles northeast of the airport.

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Issued in Des Plaines, Illinois on May 22, 1995.

Roger Wall,

Manager, Air Traffic Division.

[FR Doc. 95-13939 Filed 6-6-95; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF COMMERCE

Bureau of Export Administration

15 CFR Part 792

[Docket No. 950525141-5141-01]

Administration of State Log Exports Ban

AGENCY: Bureau of Export Administration, Commerce.

ACTION: Advance notice of proposed rulemaking with request for comments.

SUMMARY: This notice announces the Department of Commerce's intention to issue regulations implementing the ban on the export of unprocessed timber originating from non-Federal public lands in 17 western states pursuant to the Forest Resources Conservation and Shortage Relief Act of 1990, as amended (FRCsRA). This notice delineates the actions the Department is considering taking to implement the FRCsRA and requests public comments on these actions.

DATES: Comments must be received by July 7, 1995.

ADDRESSES: Written comments (three copies) should be sent to: Steven C. Goldman, Acting Director, Office of Chemical and Biological Controls and Treaty Compliance, Bureau of Export Administration, U.S. Department of Commerce, Washington, D.C. 20230, Telephone: (202) 482-3825, Fax (202) 482-0751.

FOR FURTHER INFORMATION CONTACT: Bernard Kritzer, Manager, Short Supply Program, Office of Chemical and Biological Controls and Treaty Compliance, Bureau of Export Administration, U.S. Department of Commerce, Washington, D.C. 20230, Telephone: (202) 482-0894, Fax (202) 482-0751.

SUPPLEMENTARY INFORMATION:

Background

Section 491 of the Forest Resources Conservation and Shortage Relief Act of 1990, (Pub. L. 101-382, 16 U.S.C. 620 et seq.) (the Act), requires the Secretary of Commerce to issue orders restricting the export of unprocessed timber originating from non-Federal public lands located west of the 100th meridian in the contiguous United States (state timber). Prior to its amendment in 1993, the Act required the affected States to issue and implement regulations administering the export ban. On May 4, 1993, the U.S. Ninth Circuit Court of Appeals held unconstitutional the provisions of the Act that required the States to implement the Act's prohibitions.

On July 1, 1993, the President signed into law Public Law 103-45, the Forest Resources Conservation and Shortage Relief Amendments Act of 1993 (the Amendments Act). The Amendments Act reassigned the export control implementation responsibilities from the States to the Federal government (Federal Program), specifically to the Secretary of Commerce. It also allows individual states to petition the

Secretary to approve their own programs to implement the ban on exports of state timber (State Program). If the Secretary approves a State Program, it applies in that State in lieu of the Federal Program.

Scope of the Export Ban

Pursuant to the FRCsRA, on August 23, 1993, the Secretary of Commerce signed a General Order (Order) prohibiting the export of State timber effective June 1, 1993 (58 F.R. 55038). This Order affects Arizona, California, Colorado, Idaho, Kansas, Montana, Nebraska, New Mexico, Nevada, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, and Wyoming (the affected States). The export ban, however, excludes public lands in the State of Alaska and lands held in trust by any Federal or State official or agency for a recognized Indian tribe or for any member of such tribe.

The Order includes restrictions on who may purchase state timber to prevent the direct or indirect substitution of such timber for exported private timber. It also provides exemptions for certain prior contracts. For States with annual sales greater than 400 million board feet (MBF), the Order expires December 31, 1995. For States with annual sales of less than 400 MBF, the Order remains in effect permanently.

For States with annual sales of more than 400 MBF, section 491 (b)(2)(B) of the FRCsRA requires the Secretary to issue an Order, not later than September 30, 1995, for all periods on or after January 1, 1996, prohibiting the export of the lesser of 400 MBF or the annual sales volume in that State of unprocessed timber originating from public lands.

The FRCsRA allows the governor of each affected State to request that the Secretary of Commerce approve a State Program for the administration of its own state timber export controls in lieu of the Federal Program. On August 17, 1993, the Secretary authorized Washington to continue administering its pre-existing export control program on an interim basis. On March 10, 1994, the Secretary authorized Oregon to continue administering its pre-existing export control program on an interim basis. On June 1, 1995, the Secretary gave final authorization to Oregon and Washington to administer their pre-existing programs pursuant to Section 491(d) of the FRCsRA.