

or a written notice of intent to submit an adverse or negative comment is received within the comment period, the regulation will become effective on the date specified above. After the close of the comment period, the FAA will publish a document in the **Federal Register** indicating that no adverse or negative comments were received and confirming the date on which the final rule will become effective. If the FAA does receive, within the comment period, an adverse or negative comment, or written notice of intent to submit such a comment, a document withdrawing the direct final rule will be published in the **Federal Register**, and a notice of proposed rulemaking may be published with a new comment period.

#### Comments Invited

Although this action is in the form of a final rule and was not preceded by a notice of proposed rulemaking, comments are invited on this rule. Interested persons are invited to comment on this rule by submitting such written data, views, or arguments as they may desire. Communications should identify the Rules Docket number and be submitted in triplicate to this address specified under the caption **ADDRESSES**. All communications received on or before the closing date for comments will be considered, and this rule may be amended or withdrawn in light of the comments received. Factual information that supports the commenter's ideas and suggestions is extremely helpful in evaluating the effectiveness of this action and determining whether additional rulemaking action is needed.

Comments are specifically invited on the overall regulatory, economic, environmental, and energy aspects of the rule that might suggest a need to modify the rule. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons. A report that summarizes each FAA-public contact concerned with the substance of this action will be filed in the Rules Docket.

Commenters wishing the FAA to acknowledge receipt of their comments submitted in response to this rule must submit a self-addressed, stamped postcard on which the following statement is made: "Comments to Docket No. 2000-ASW-08." The postcard will be date stamped and returned to the commenter.

#### Agency Findings

The regulations adopted herein will not have substantial direct effects on the States, on the relationship between the

national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, it is determined that this final rule will not have federalism implication under Executive Order 13132.

Further, the FAA has determined that this regulation is noncontroversial and unlikely to result in adverse or negative comments and only involves an established body of technical regulations that require frequent and routine amendments to keep them operationally current. Therefore, I certify that this regulation (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) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. Since this rule involves routine matters that will only affect air traffic procedures and air navigation, it does not warrant preparation of a Regulatory Flexibility Analysis because the anticipated impact is so minimal.

#### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

#### Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, the Federal Aviation Administration amends 14 CFR part 71 as follows:

#### PART 71—DESIGNATION OF CLASS A, CLASS B, CLASS C, CLASS D, AND CLASS E AIRSPACE AREAS; AIRWAYS; ROUTES; AND REPORTING POINTS

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

**Authority:** 49 U.S.C. 106(G), 40103, 40113, 40120; E.O. 1085; 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389.

##### § 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9G, *Airspace Designations and Reporting Points*, dated September 1, 1999, and effective September 16, 1999, is amended as follows:

*Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth.*

\* \* \* \* \*

**ASW TX E5 Waco, TX [Revised]**  
Waco, Regional Airport, TX

(Lat. 31°36'41" N., long. 97°13'50" W.)  
Waco VORTAC  
(Lat. 31°39'44" N., long. 97°16'09" W.)  
Waco, TSTC-Waco Airport, TX  
(Lat. 31°38'16" N., long. 97°04'27" W.)  
McGregor Municipal Airport, TX  
(Lat. 31°29'06" N., long. 97°19'00" W.)  
Waco, Marlin Airport, TX  
(Lat. 31°20'26" N., long. 96°51'07" W.)  
Leroi NDB  
(Lat. 31°44'27" N., long. 97°04'41" W.)

That airspace extending upward from 700 feet above the surface within a 11.5-mile radius of Waco Regional Airport and within 4 miles east and 8 miles west of the 014° radial of the Waco VORTAC extending from the 11.5-mile radius to 16 miles north of the VORTAC and within a 7.9-mile radius of TSTC-Waco Airport and within 2.3 miles each side of the 358° bearing from the Leroi NDB extending from the 7.9-mile radius to 13.1 miles north of the airport and within a 6.6-mile radius of McGregor Municipal Airport and within a 6.3-mile radius of Marlin Airport and within 2.2 miles each side of the 132° radial of the Waco VORTAC extending from the 6.3-mile radius to 14 miles northwest of the airport.

\* \* \* \* \*

Issued in Fort Worth, TX, on March 3, 2000.

**Robert N. Stevens,**

*Acting Manager, Air Traffic Division,  
Southwest Region.*

[FR Doc. 00-6554 Filed 3-17-00; 8:45 am]

**BILLING CODE 4910-13-M**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Airspace Docket No. 99-ACE-54]

#### Amendment to Class E Airspace; Estherville, IA

**AGENCY:** Federal Aviation Administration, DOT.

**ACTION:** Direct final rule; confirmation of effective date.

**SUMMARY:** This document confirms the effective date of a direct final rule which revises Class E airspace at Estherville, IA.

**DATE:** The direct final rule published at 65 FR 348 is effective on 0901 UTC, April 20, 2000.

**FOR FURTHER INFORMATION CONTACT:** Kathy Randolph, Air Traffic Division, Airspace Branch, ACE-520C, DOT Regional Headquarters Building, Federal Aviation Administration, 901 Locust, Kansas City, MO 64106, telephone (816) 329-2525.

**SUPPLEMENTARY INFORMATION:** The FAA published this direct final rule with a request for comments in the **Federal**

**Register** on January 5, 2000 (65 FR 348). The FAA uses the direct final rulemaking procedure for a non-controversial rule where the FAA believes that there will be no adverse public comment. This direct final rule advised the public that no adverse comments were anticipated, and that unless a written adverse comment, or a written notice of intent to submit such an adverse comment, were received within the comment period, the regulation would become effective on April 20, 2000. No adverse comments were received, and thus this notice confirms that this direct final rule will become effective on that date.

Issued in Kansas City, MO on March 8, 2000.

**Herman J. Lyons, Jr.,**

*Manager, Air Traffic Division, Central Region.*

[FR Doc. 00-6699 Filed 3-17-00; 8:45 am]

**BILLING CODE 4910-13-M**

## DEPARTMENT OF COMMERCE

### Bureau of Export Administration

#### 15 CFR Parts 736, 738, 740, 742, 756, 762, 770, and 774

[Docket No. 000207028-0028-01]

RIN 0694-AC02

#### Editorial Clarifications and Revisions to the Export Administration Regulations

**AGENCY:** Bureau of Export Administration, Commerce.

**ACTION:** Final rule.

**SUMMARY:** The Bureau of Export Administration (BXA) is amending the Export Administration Regulations (EAR) to make certain editorial revisions and clarifications.

**DATES:** This rule is effective March 20, 2000.

**FOR FURTHER INFORMATION CONTACT:**

Kirsten Mortimer, Office of Exporter Services, Bureau of Export Administration, Telephone: (202) 482-2440.

**SUPPLEMENTARY INFORMATION:** The Bureau of Export Administration (BXA) is amending the Export Administration Regulations (EAR) to make certain editorial revisions and clarifications. Specifically, this rule makes the following corrections and clarifications:

(1) In paragraph 736.2(b)(5)—General Prohibition Five, a typographical error is corrected by changing the word “of” to “or”.

(2) In paragraph 736.2(b)(8)(i)—General Prohibition Eight (Unloading and

shipping in transit), a clarification is made to the scope of this prohibition by adding the phrase “or unless such an export or reexport is eligible to such a country of transit without a license”.

(3) In paragraph 738.3(a)(2)(ii), ECCNs 0A989, 1C355, and 1C995 are added to the list of unique entries, while ECCNs 0A986 and 1A005 are removed from the list of unique entries. These entries do not require you to consult the Country Chart to determine whether a license is required.

(4) In paragraph 740.7(d)(5)(iii), the reference to the Arms Control and Disarmament Agency (ACDA) is removed. This reflects the merging of the ACDA with the State Department effective April 1, 1999.

(5) In Supplement No. 1 to part 740, Country Group B, an error is corrected in the spelling of Antigua.

(6) Supplement No. 3 to part 740 is removed and reserved. This change conforms with the January 14, 2000 rule amending the EAR with respect to encryption items.

(7) In paragraph 742.7(a)(1), ECCN 0A987 is added to the list describing the ECCNs controlled under CC Column 1. This change conforms with the April 13, 1999 rule amending the EAR with respect to firearms exports.

(8) In paragraph 742.10(b)(1), a description of the denial policy for Sudan of technology for the production of Chemical Weapons Convention (CWC) Schedules 2 and 3 chemicals controlled under ECCN 1E355 is added. This change conforms with May 18, 1999 rule amending the EAR to implement the CWC.

(9)–(10) In paragraph 756.2(b)(1) (Appeals), a correction is made to the room number where appeals are filed.

(11) In paragraph 762.2(b) (Recordkeeping), additional record retention references are added to reflect new annual report and end-use certificate requirements under the CWC. This change conforms with the May 18, 1999 rule amending the EAR to implement the CWC.

(12) In paragraph 770.3(b) (Interpretations), references to section 740.8 are corrected to refer to the appropriate references to section 740.13.

(13) In Supplement No. 1 to part 774 (the Commerce Control List), Category 1—Materials, Chemicals, “Microorganisms,” and Toxins, the reference to MT controls (Missile Technology) in the Reason for Control section is removed from Export Control Classification Number (ECCN) 1C216. This ECCN is only controlled for NP (Nuclear Nonproliferation) and AT (Anti-terrorism) reasons.

(14) In Supplement No. 1 to part 774 (the Commerce Control List), Category 1—Materials, Chemicals, “Microorganisms,” and Toxins, corrections are made to the heading and License Requirements sections of ECCN 1E001. Specifically, ECCN 1A102 is removed from the ECCN heading. ECCN 1A005 is added to the ECCN heading and the NS (National Security) controls section. This change conforms with the Wassenaar Arrangement. In addition, ECCNs 1B225, 1C230, 1C231, 1C233, and 1C234 are removed from the NS controls section. These ECCNs are appropriately referenced in the NP controls section of ECCN 1E001.

(15) In Supplement No. 1 to part 774 (the Commerce Control List), Category 3—Electronics, ECCN 3A002 is amended by revising “3A202” in Related Controls and N.B. to read “3A292”. This correction reflects the August 5, 1997 removal of ECCN 3A202 and creation of ECCN 3A292 on the Commerce Control List.

(16) In Supplement No. 1 to part 774 (the Commerce Control List), Category 6—Sensors and Lasers, ECCN 6A002 is amended by adding the phrase “Equipment in Number” to the “Unit” paragraph in the List of Items Controlled section. This corrects an inadvertent omission from the March 25, 1996 rule simplifying the EAR.

Although the Export Administration Act (EAA) expired on August 20, 1994, the President invoked the International Emergency Economic Powers Act and continued in effect the EAR, and to the extent permitted by law, the provisions of the EAA, as amended, in Executive Order 12924 of August 19, 1994, as extended by the President’s notices of August 15, 1995 (60 FR 42767), August 14, 1996 (61 FR 42527), August 13, 1997 (62 FR 43629), August 13, 1998 (63 FR 44121) and August 13, 1999 (64 FR 44101).

#### Rule Making Requirements

1. This final rule has been determined to be not significant for purposes of E.O. 12866.

2. Notwithstanding any other provision of law, no person is required to respond to nor be subject to a penalty for failure to comply with a collection of information, subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a current valid OMB Control Number. This rule involves collections of information subject to the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*). These collections have been approved by the Office of Management and Budget under control numbers 0694-0088, 0694-0114,