

**Compliance With Executive Orders 13132, 12988 and 12866, the Regulatory Flexibility Act (5 U.S.C. 601 et seq.), and the Paperwork Reduction Act (44 U.S.C. Chapter 3501 et seq.)**

This rule is not a "significant" regulatory action under Executive Order 12866.

SBA has determined that this final rule will not have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601-612. The rule is procedural and merely changes the title of the individual to whom interested parties must serve certain administrative litigation pleadings.

For the purpose of the Paperwork Reduction Act, 44 U.S.C. Ch. 35, SBA certifies that this rule would not impose new reporting or record keeping requirements.

For purposes of Executive Order 13132, SBA certifies that this rule does not have any federalism implications warranting the preparation of a Federalism Assessment.

For purposes of Executive Order 12988, SBA certifies that this rule is drafted, to the extent practicable, in accordance with the standards set forth in section 3 of this order.

**List of Subjects**

*13 CFR Part 124*

Government procurement, Hawaiian Natives, Minority businesses, Reporting and record keeping requirements; Technical Assistance, Tribally-owned concerns.

*13 CFR Part 134*

Administrative practice and procedure, Organization and functions (Government agencies).

Accordingly, for the reasons set forth above, SBA amends Title 13, Code of Federal Regulations (CFR), as follows:

**PART 124—[AMENDED]**

1. The authority citation for 13 CFR part 124 continues to read as follows:

**Authority:** 15 U.S.C. 634(b)(6), 636(j), 637(a), 637(d) and Pub. L. 99-661, Pub. L. 100-656, sec. 1207, Pub. L. 101-37, Pub. L. 101-574, and 42 U.S.C. 9815.

2. Section 124.1008 is amended by revising paragraph (f)(4)(i) to read as follows:

**§ 124.1008 How does a firm become certified as an SDB?**

\* \* \* \* \*

(f) \* \* \*

(4) \* \* \*

(i) The firm must serve SBA's Associate General Counsel for

Procurement Law with a copy of the appeal.

\* \* \* \* \*

3. Section 124.1009 is amended by revising the introductory paragraph to read as follows:

**§ 124.1009 How does a firm appeal a decision of a Private Certifier?**

Where a Private Certifier performs an ownership and control determination and finds that a firm is not owned and controlled by the individual(s) claiming disadvantaged status, the firm may appeal that decision to OHA pursuant to part 134 of this title. The firm must serve SBA's Associate General Counsel for Procurement Law and the applicable Private Certifier with a copy of the appeal.

\* \* \* \* \*

**PART 134—[AMENDED]**

4. The authority citation for 13 CFR part 134 continues to read as follows:

**Authority:** 5 U.S.C. 504; 15 U.S.C. 632, 634(b)(6), and 637(a).

5. Section 134.305 is amended by revising paragraph (b)(5) to read as follows:

**§ 134.305 The appeal petition.**

\* \* \* \* \*

(b) \* \* \*

(5) SBA's Office of Procurement Law.

6. Section 134.403 is amended by revising paragraph (a)(1) to read as follows:

**§ 134.403 Service of appeal petition.**

\* \* \* \* \*

(a) \* \* \*

(1) For appeals relating to denials of program admission pursuant to § 124.206 of this title, suspensions of program assistance pursuant to § 124.305, or denials of requests for waivers pursuant to § 124.515, a petitioner must serve the SBA's Associate General Counsel for Procurement Law.

\* \* \* \* \*

Dated: August 23, 2000.

**Fred P. Hochberg,**

*Acting Administrator.*

[FR Doc. 00-23482 Filed 9-22-00; 8:45 am]

**BILLING CODE 8025-01-U**

**DEPARTMENT OF TRANSPORTATION**

**Federal Aviation Administration**

**14 CFR Part 71**

[Airspace Docket No. 00-ASO-39]

**Removal of Class E Airspace; Simmons Army Airfield (AAF), NC.**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Final rule.

**SUMMARY:** This action removes the Class E4 Airspace at Simmons AAF, NC, as there is no longer a Standard Instrument Approach Procedure (SIAP) for Simmons AAF requiring an extension to the Class D surface area airspace.

**EFFECTIVE DATE:** 0901 UTC, November 30, 2000.

**FOR FURTHER INFORMATION CONTACT:** Nancy B. Shelton, Manager, Airspace Branch, Air Traffic Division, Federal Aviation Administration, P.O. Box 20636, Atlanta, Georgia 30320; telephone (404) 305-5586.

**SUPPLEMENTARY INFORMATION:**

**History**

A review of the controlled airspace for Simmons AAF revealed the existence of an extension to the Class D surface area airspace, although there was no longer a SIAP requiring such an extension. Therefore, the Class E4 airspace area must be removed. This rule will become effective on the date specified in the "DATE" section. Since this action eliminates the impact of controlled airspace on users of the airspace in the vicinity of the Simmons AAF, notice and public procedure under 5 U.S.C. 553(b) are unnecessary. Designations for Class E airspace areas designated as an extension to Class D airspace area are published in FAA Order 7400.9H, dated September 1, 2000, and effective September 16, 2000, which is incorporated by reference in 14 CFR part 71.1. The Class E designation listed in this document will be published subsequently in the Order.

**The Rule**

This amendment to Part 71 of the Federal Aviation Regulations (14 CFR part 71) removes Class E4 airspace at Simmons AAF, NC.

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. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule 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).

**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, 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; EO 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389; 14 CFR 11.69.

**§ 71.1 [Amended]**

2. The incorporation by reference in 14 CFR 71.1 of Federal Aviation Administration Order 7400.9H, Airspace Designations and Reporting Points, dated September 1, 2000, and effective September 16, 2000, is amended as follows:

*Paragraph 6004 Class E4 Airspace Areas Designated as an Extension to Class D Airspace Area.*

\* \* \* \* \*

**ASO NC E4 Simmons AAF, NC [Removed]**

\* \* \* \* \*

Issued in College Park, Georgia, on September 15, 2000.

**Wade T. Carpenter,**

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

[FR Doc. 00–24491 Filed 9–22–00; 8:45 am]

**BILLING CODE 4910–13–M**

**DEPARTMENT OF TRANSPORTATION  
Federal Aviation Administration**

**14 CFR Part 71**

[Airspace Docket No. 00–ACE–19]

**Amendment to Class E Airspace; Atwood, KS**

**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 Atwood, KS.

**DATES:** The direct final rule published at 65 FR 43684 is effective on 0901 UTC, November 30, 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 July 14, 2000 (65 FR 43684). 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 November 30, 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 September 12, 2000.

**Richard L. Day,**

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

[FR Doc. 00–24489 Filed 9–22–00; 8:45 am]

**BILLING CODE 4910–13–M**

**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 Oakley, KS.

**DATES:** The direct final rule published at 65 FR 43683 is effective on 0901 UTC, November 30, 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 July 14, 2000 (65 FR 43683). The FAA uses the direct final rulemaking procedure for 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 November 30, 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 September 12, 2000.

**Richard L. Day,**

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

[FR Doc. 00–24488 Filed 9–22–00; 8:45 am]

**BILLING CODE 4910–13–M**

**DEPARTMENT OF TRANSPORTATION  
Federal Aviation Administration**

**14 CFR Part 71**

[Airspace Docket No. 00–AAL–4]

**Revision of Class E Airspace; Ambler, AK**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Final rule.

**SUMMARY:** This action revises Class E airspace at Ambler, AK. The establishment of a Global Positioning System (GPS) instrument approach procedure to runway (RWY) 36 at Ambler, AK, made this action necessary. This rule provides adequate controlled airspace for aircraft flying Instrument Flight Rules (IFR) operations at Ambler, AK.

**DEPARTMENT OF TRANSPORTATION  
Federal Aviation Administration**

**14 CFR Part 71**

[Airspace Docket No. 00–ACE–20]

**Amendment to Class E Airspace; Oakley, KS**

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