

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

1. The authority citation for part 97 continues to read:

Authority: 49 U.S.C. 106(g), 40103, 40106, 40113–40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

§§ 97.23, 97.27, 97.33, 97.35 [Amended]

2. Amend 97.23, 97.27, 97.33 and 97.35, as appropriate, by adding, revising, or removing the following SIAP's, effective at 0901 UTC on the dates specified:

* * * *Effective September 6, 2001*

Emmonak, AK, VOR or GPS RWY 16, Orig, CANCELLED
 Emmonak, AK, VOR RWY 16, Orig
 Emmonak, AK, VOR or GPS RWY 34, Orig, CANCELLED
 Emmonak, AK, VOR RWY 34, Orig
 Birmingham, AL, Birmingham Intl, NDB or GPS RWY 6, Amdt 30B, CANCELLED
 Birmingham, AL, Birmingham Intl, NDB RWY 6, Amdt 30B
 Dothan, AL, Dothan Regional, VOR or GPS RWY 14, Amdt 3C, CANCELLED
 Dothan, AL, Dothan Regional, VOR RWY 14, Amdt 3C
 Dothan, AL, Dothan Regional, VOR or GPS RWY 18, Amdt 3B, CANCELLED
 Dothan, AL, Dothan Regional, VOR RWY 18, Amdt 3B
 Fort Smith, AR, Fort Smith Regional, VOR/DME or TACAN or GPS RWY 7, Amdt 10, CANCELLED
 Fort Smith, AR, Fort Smith Regional, VOR/DME or TACAN RWY 7, Amdt 10
 Fort Smith, AR, Fort Smith Regional, VOR or TACAN or GPS RWY 25, Amdt 20B, CANCELLED
 Fort Smith, AR, Fort Smith Regional, VOR or TACAN RWY 25, Amdt 20B
 Tucson, AZ, Tucson Intl, VOR/DME or TACAN or GPS RWY 29 R, Amdt 2A, CANCELLED
 Tucson, AZ, Tucson Intl, VOR/DME or TACAN RWY 29R, Amdt 2A
 Panama City, FL, Panama City-Bay County Intl, VOR or TACAN or GPS RWY 14, Amdt 15B, CANCELLED
 Panama City, FL, Panama City-Bay County Intl, VOR or TACAN RWY 14, Amdt 15B
 Panama City, FL, Panama City-Bay County Intl, VOR or TACAN or GPS RWY 32, Amdt 10B, CANCELLED
 Panama City, FL, Panama City-Bay County Intl, VOR or TACAN RWY 32, Amdt 10B
 Panama City, FL, Panama City-Bay County Intl, VOR or TACAN RWY 32, Amdt 10B
 Boise, ID, Boise Air Terminal (Gowen Field), VOR/DME or GPS RWY 10R, Orig-A, CANCELLED
 Boise, ID, Boise Air Terminal (Gowen Field), VOR/DME RWY 10R, Orig-A
 Peoria, IL, Greater Peoria Regional, VOR or TACAN or GPS RWY 13, Amdt 23B, CANCELLED
 Peoria, IL, Greater Peoria Regional, VOR or TACAN RWY 13, and Amdt 23B
 Peoria, IL, Greater Peoria Regional, VOR/DME RNAV or GPS RWY 22, Amdt 8, CANCELLED
 Peoria, IL, Greater Peoria Regional, VOR/DME RNAV RWY 22, Amdt 8

Peoria, IL, Greater Peoria Regional, NDB or GPS RWY 31, Amdt 14A, CANCELLED
 Peoria, IL, Greater Peoria Regional, NDB RWY 31, Amdt 14A
 Colby, KS, Shultz Field, NDB or GPS RWY 17, Orig-A, CANCELLED
 Colby, KS, Shultz Field, NDB RWY 17, Orig-A
 Colombia, MO, Columbia Regional, VOR/DME or GPS RWY 20, Amdt 2A, CANCELLED
 Colombia, MO, Columbia Regional, VOR/DME RWY 20, Amdt 2A
 Colombia, MO, Columbia Regional, VOR or GPS RWY 13, Amdt 2, CANCELLED
 Colombia, MO, Columbia Regional, VOR RWY 13, Amdt 2
 Colombia, MO, Columbia Regional, NDB or GPS RWY 2, Amdt 8B, CANCELLED
 Colombia, MO, Columbia Regional, NDB RWY 2, Amdt 8
 Lebanon, MO, Floyd W. Jones Lebanon, NDB or GPS RWY 36, Amdt 5, CANCELLED
 Lebanon, MO, Floyd W. Jones Lebanon, NDB RWY 36, Amdt 5
 Washington, MO, Washington Memorial, VOR or GPS RWY 16, Amdt 1, CANCELLED
 Washington, MO, Washington Memorial, VOR RWY 16, Amdt 1
 Wilmington, NC, Wilmington Intl, NDB or GPS RWY 35, Amdt 16C, CANCELLED
 Wilmington, NC, Wilmington Intl, NDB RWY 35, Amdt 16C
 Mohall, ND, Mohall Muni, VOR/DME or GPS RWY 31, Amdt 2C, CANCELLED
 Mohall, ND, Mohall Muni, VOR/DME RWY 31, Amdt 2C
 Knoxville, TN, McGhee-Tyson, VOR or GPS RWY 23R, Amdt 6A, CANCELLED
 Knoxville, TN, McGhee-Tyson, VOR RWY 23R, Amdt 6A
 Knoxville, TN, McGhee-Tyson, NDB or GPS RWY 5L, Amdt 4, CANCELLED
 Knoxville, TN, McGhee-Tyson, NDB RWY 5L, Amdt 4
 Harlingen, TX, Harlingen/Valley Intl, NDB or GPS RWY 17L, Amdt 5A, CANCELLED
 Harlingen, TX, Harlingen/Valley Intl, NDB RWY 17L, Amdt 5A
 Harlingen, TX, Harlingen/Valley Intl, NDB or GPS RWY 17R, Amdt 11A, CANCELLED
 Harlingen, TX, Harlingen/Valley Intl, NDB RWY 17R, Amdt 11A
 Casper, WY, Natrona County Intl, VOR/DME or TACAN or GPS RWY 21, Amdt 7A, CANCELLED
 Casper, WY, Natrona County Intl, VOR/DME or TACAN RWY 21, Amdt 7A
 Casper, WY, Natrona County Intl, NDB or GPS RWY 8, Amdt 13, CANCELLED
 Casper, WY, Natrona County Intl, NDB RWY 8, Amdt 13

[FR Doc. 01-16310 Filed 6-27-01; 8:45 am]

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SOCIAL SECURITY ADMINISTRATION**20 CFR Part 404**

[Regulations No. 4]

RIN 0960-AF59

Extension of Expiration Dates for Several Body System Listings

AGENCY: Social Security Administration (SSA).

ACTION: Final rule.

SUMMARY: We adjudicate claims at the third step of our sequential evaluation process for evaluating disability using the Listing of Impairments (the Listings) under the Social Security and Supplemental Security Income (SSI) programs. This final rule extends until July 2, 2003, the date on which several body system listings will no longer be effective. We have made no revisions to the medical criteria in these listings; they remain the same as they now appear in the Code of Federal Regulations. This extension will ensure that we continue to have medical evaluation criteria in the listings to adjudicate claims for disability based on impairments in these body systems at step three of our sequential evaluation process.

EFFECTIVE DATE: This final regulation is effective June 28, 2001.

FOR FURTHER INFORMATION CONTACT:

Deborah Barnes, Social Insurance Specialist, Office of Disability, Social Security Administration, 3-A-8 Operations Building, 6401 Security Boulevard, Baltimore, MD 21235-6401, (410) 966-1203 or TTY (410) 966-5609. For information on eligibility or filing for benefits, call our national toll-free number, 1-800-772-1213 or TTY 1-800-325-0778, or visit our Internet web site, Social Security Online, at www.ssa.gov.

SUPPLEMENTARY INFORMATION: We use the Listings in appendix 1 to subpart P of part 404 at the third step of the sequential evaluation process to evaluate claims filed by adults and children for benefits based on disability under the Social Security and SSI programs. The Listings are divided into parts A and B. We use the criteria in part A to evaluate the impairments of adults. We first use the criteria in part B to evaluate impairments of children. If the criteria in part B do not apply, then we will apply the medical criteria in part A.

In this final rule, we are extending until July 2, 2003, the dates on which several body system listings will no longer be effective to allow sufficient

time for us to revise them. These body systems are:

Growth Impairment (100.00)
Musculoskeletal System (1.00 and 101.00)
Special Senses and Speech (2.00 and 102.00)
Cardiovascular System (4.00 and 104.00)
Digestive System (5.00 and 105.00)
Genito-Urinary System (6.00 and 106.00)
Hemic and Lymphatic System (7.00 and 107.00)
Skin (8.00)
Endocrine System (9.00 and 109.00)
Multiple Body Systems (110.00)
Neurological (11.00 and 111.00)
Mental Disorders (12.00 and 112.00)
Neoplastic Diseases, Malignant (13.00 and 113.00)
Immune System (14.00 and 114.00)

As a result of medical advances in disability evaluation and treatment, and program experience, we should periodically review and update the Listings. We are extending these dates because we will not complete revised listings criteria for these body systems by the current expiration dates. Currently, we are in the process of revising these body system listings and intend to publish proposed and final rules for each body system listings in a timely manner, with all revisions complete prior to the new extension date.

We last extended the dates on which these body system listings would no longer be effective to July 2, 2001, in final rules published as follows:

- June 3, 1999 (64 FR 29786): Growth Impairment; Musculoskeletal System; Special Senses and Speech; Hemic and Lymphatic System; Skin; Endocrine System; Multiple Body Systems; Neurological; Mental Disorders; Neoplastic Diseases, Malignant; and Immune System.
- December 3, 1999 (64 FR 67719): Cardiovascular System, Digestive System, and Genito-Urinary System.

Until we publish revised language for each body system listings, the current listings language is valid for our program purposes.

Regulatory Procedures

Justification for Final Rule

Pursuant to section 702(a)(5) of the Social Security Act, 42 U.S.C. 902(a)(5), we follow the Administrative Procedure Act (APA) rulemaking procedures specified in 5 U.S.C. 553 in the development of our regulations. The APA provides exceptions to its notice and public comment procedures when an agency finds there is good cause for

dispensing with such procedures on the basis that they are impracticable, unnecessary, or contrary to the public interest. We have determined that, under 5 U.S.C. 553(b)(B), good cause exists for dispensing with the notice and public comment procedures for this rule. Good cause exists because this final rule only extends the date on which these body system listings will no longer be effective. It makes no substantive changes to those listings. The current regulations expressly provide that listings may be extended, as well as revised and promulgated again. Therefore, we have determined that opportunity for prior comment is unnecessary, and we are issuing this regulation as a final rule.

In addition, we find good cause for dispensing with the 30-day delay in the effective date of a substantive rule provided by 5 U.S.C. 553(d). As explained above, we are not making any substantive changes in these body system listings. However, without an extension of the expiration dates for these listings, we will lack regulatory criteria for assessing impairments in these body systems at the third step of the sequential evaluation process after the current expiration dates of these listings. In order to ensure that we continue to have regulatory criteria for assessing impairments under these listings, we find that it is in the public interest to make this rule effective on publication.

Executive Order 12866

The Office of Management and Budget (OMB) has reviewed this final rule in accordance with Executive Order (E.O.) 12866. We have also determined that this final rule meets the plain language requirement of E.O. 12866.

Regulatory Flexibility Act

We certify that this final rule will not have a significant economic impact on a substantial number of small entities. Therefore, a regulatory flexibility analysis as provided in the Regulatory Flexibility Act, as amended, is not required.

Paperwork Reduction Act

This final rule imposes no reporting/recordkeeping requirements necessitating clearance by OMB.

(Catalog of Federal Domestic Assistance Program Nos. 96.001, Social Security-Disability Insurance; 96.002, Social Security-Retirement Insurance; 96.004, Social Security-Survivors Insurance; 96.006, Supplemental Security Income)

List of Subjects in 20 CFR Part 404

Administrative practice and procedure, Blind, Disability benefits, Old-Age, Survivors and Disability Insurance, Reporting and recordkeeping requirements, Social Security.

Dated: June 21, 2001.

Larry G. Massanari,

Acting Commissioner of Social Security.

For the reasons set forth in the preamble, part 404, subpart P, chapter III of title 20 of the Code of Federal Regulations is amended as set forth below.

PART 404—FEDERAL OLD-AGE, SURVIVORS AND DISABILITY INSURANCE (1950-)

Subpart P—[Amended]

1. The authority citation for subpart P of part 404 continues to read as follows:

Authority: Secs. 202, 205(a), (b), and (d)–(h), 216(i), 221(a) and (i), 222(c), 223, 225, and 702(a)(5) of the Social Security Act (42 U.S.C. 402, 405(a), (b), and (d)–(h), 416(i), 421(a) and (i), 422(c), 423, 425, and 902(a)(5)); sec. 211(b), Pub. L. 104–193, 110 Stat. 2105, 2189.

2. Appendix 1 to subpart P of part 404 is amended by revising items 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15 of the introductory text before Part A to read as follows:

Appendix 1 to Subpart P of Part 404—Listing of Impairments

* * * * *

1. Growth Impairment (100.00): July 2, 2003.

2. Musculoskeletal System (1.00 and 101.00): July 2, 2003.

3. Special Senses and Speech (2.00 and 102.00): July 2, 2003.

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5. Cardiovascular System (4.00 and 104.00): July 2, 2003.

6. Digestive System (5.00 and 105.00): July 2, 2003.

7. Genito-Urinary System (6.00 and 106.00): July 2, 2003.

8. Hemic and Lymphatic System (7.00 and 107.00): July 2, 2003.

9. Skin (8.00): July 2, 2003.

10. Endocrine System (9.00 and 109.00): July 2, 2003.

11. Multiple Body Systems (10.00): June 19, 2008, and (110.00): July 2, 2003.

12. Neurological (11.00 and 111.00): July 2, 2003.

13. Mental Disorders (12.00 and 112.00): July 2, 2003.

14. Neoplastic Diseases, Malignant (13.00 and 113.00): July 2, 2003.

15. Immune System (14.00 and 114.00): July 2, 2003.

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