

representing the general public cease to be employed by the entity employing that member when appointed, gain employment with a new employer, or cease to own or operate the business which that member owned or operated at the date of appointment, such member shall be disqualified for membership on the Board, except that such member shall continue to serve on the Board for a period not to exceed 6 months, or until appointment of a successor Board member, whichever is sooner.

\* \* \* \* \*

Dated: March 18, 2005.

**Kenneth C. Clayton,**

*Acting Administrator, Agricultural Marketing Service.*

[FR Doc. 05-5814 Filed 3-23-05; 8:45 am]

**BILLING CODE 3410-02-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Docket No. FAA-2005-20573; Airspace Docket No. 05-ACE-10]

#### Modification of Class E Airspace; Parsons, KS

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

**ACTION:** Direct final rule; request for comments.

**SUMMARY:** This action amends Title 14 Code of Federal Regulations, part 71 (14 CFR part 71) by revising Class E airspace at Parsons, KS. The FAA is canceling three, modifying two and establishing three new standard instrument approach procedures (SIAPs) to serve Tri-City Airport, Parsons, KS. These actions require modification of the Class E airspace area extending upward from 700 feet above ground level (AGL) at Parsons, KS. The area is enlarged and two extensions are eliminated to conform to airspace criteria in FAA Orders. The intended effect of this rule is to provide controlled airspace of appropriate dimensions to protect aircraft departing from and executing SIAPs to Tri-City Airport.

**DATES:** This direct final rule is effective on 0901 UTC, July 7, 2005. Comments for inclusion in the Rules Docket must be received on or before May 2, 2005.

**ADDRESSES:** Send comments on this proposal to the Docket Management System, U.S. Department of Transportation, Room Plaza 401, 400

Seventh Street, SW., Washington, DC 20590-001. You must identify the docket number FAA-2005-20573/Airspace Docket No. 05-ACE-10, at the beginning of your comments. You may also submit comments on the Internet at <http://dms.dot.gov>. You may review the public docket containing the proposal, any comments received, and any final disposition in person in the Dockets Office between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The Docket Office (telephone 1-800-647-5527) is on the plaza level of the Department of Transportation NASSIF Building at the above address.

#### FOR FURTHER INFORMATION CONTACT:

Brenda Mumper, Air Traffic Division, Airspace Branch, ACE-520A, DOT Regional Headquarters Building, Federal Aviation Administration, 901 Locust, Kansas City, MO 64106; telephone: (816) 329-2524.

**SUPPLEMENTARY INFORMATION:** This amendment to 14 CFR 71 modifies the Class E airspace area extending upward from 700 feet above the surface at Parsons, KS. The FAA is canceling very high frequency omni-directional radio range/distance measuring equipment (VOR/DME) area navigation (RNAV) SIAPs to runways 17 and 35 as well as the VOR-A SIAP that serve Tri-City Airport, Parsons, KS. The FAA is also modifying nondirectional radio beacon (NDB) SIAPs to runways 17 and 35 and has developed RNAV global positioning system (GPS) SIAPs to serve runways 17 and 35 as well. In order to comply with airspace requirements set forth in FAA Orders 7400.2E, Procedures for Handling Airspace Matters, and 8260.19C, Flight Procedures and Airspace, the airspace area is expanded from a 6.5-mile to a 7.5-mile radius of Tri-City Airport, the south and northwest extensions are eliminated and the north extension is decreased in width from 2.6 to 2.5 miles each side of the 009° bearing from the Parsons NDB. Additionally, reference to Oswego collocated VOR/tactical air navigational aid (VORTAC) is removed from the legal description of the airspace area. These modifications provide controlled airspace of appropriate dimensions to protect aircraft departing from and executing SIAPs to Tri-City Airport and bring the legal description of the Parsons, KS Class E airspace area into compliance with FAA Orders 7400.2E and 8260.19C. This area will be depicted on appropriate aeronautical charts. Class E airspace areas extending upward from 700 feet or more above the surface of the earth are published in paragraph 6005 of FAA Order 7400.9M, Airspace Designations and Reporting

Points, dated August 30, 2004, and effective September 16, 2004, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document will be published subsequently in the Order.

#### The Direct Final Rule Procedure

The FAA anticipates that this regulation will not result in adverse or negative comment and, therefore, is issuing it as a direct final rule. Previous actions of this nature have not been controversial and have not resulted in adverse comments or objections. Unless a written adverse or negative comment, 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

Interested parties are invited to participate in this 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. Communications should identify both docket numbers 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 Docket No. FAA-2005-20573/Airspace Docket No. 05-ACE-10." The postcard will be date/time stamped and returned to the commenter.

#### Agency Findings

The regulations adopted herein will not have a substantial direct effect 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 does not have federalism implications under Executive Order 13132.

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. Therefore, 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) 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, when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of the airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority since it contains aircraft executing instrument approach procedures to Tri-City Airport.

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

Airspace, Incorporation by reference, Navigation (air).

#### Adoption of the Amendment

■ Accordingly, 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 part 71 continues to read as follows:

**Authority:** 49 U.S.C. 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 Federal Aviation Administration Order 7400.9M, dated August 30, 2004, and effective September 16, 2004, is amended as follows:

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

\* \* \* \* \*

#### **ACE KS E5 Parsons, KS**

Parsons, Tri-City Airport, KS  
(Lat. 37°19'48" N., long. 95°30'22" W.)

Parsons NDB  
(Lat. 37°20'17" N., long. 95°30'31" W.)

That airspace extending upward from 700 feet above the surface within a 7.5-mile radius of Tri-City Airport and within 2.5 miles each side of the 009° bearing from the Parsons NDB extending from the 7.5-mile radius of the airport to 7 miles north of the NDB.

\* \* \* \* \*

Issued in Kansas City, MO, on March 14, 2005.

**Anthony D. Roetzel,**

*Acting Area Director, Western Flight Services Operations.*

[FR Doc. 05–5837 Filed 3–23–05; 8:45 am]

**BILLING CODE 4910–13–M**

## **SOCIAL SECURITY ADMINISTRATION**

### **20 CFR Parts 404 and 422**

**[Regulation Nos. 4 and 22]**

**RIN 0960–AG24**

#### **Technical Amendments To Change a Cross-Reference and To Remove Reference to an Obsolete Form**

**AGENCY:** Social Security Administration.

**ACTION:** Correcting amendments.

**SUMMARY:** This document contains two technical corrections to our regulations. The first correction changes a cross-reference in our regulations regarding how we credit quarters of coverage for calendar years before 1978. The second correction removes reference to a form that has been obsolete since November 2002.

**EFFECTIVE DATE:** Effective on March 24, 2005.

**FOR FURTHER INFORMATION CONTACT:** Rosemarie Greenwald, Policy Analyst, Office of Program Development and Research, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235–6401. Call (410) 965–5651 or TTY 1–800–325–0778 for information about these correcting amendments. For information on eligibility or filing for benefits, call our national toll-free number 1–(800) 772–1213 or TTY 1–(800) 325–0778. You may also contact Social Security Online at <http://www.socialsecurity.gov/>.

**SUPPLEMENTARY INFORMATION:** We are making two corrections to our current

regulations. The first correction is being made to 20 CFR 404.141, *How we credit quarters of coverage for calendar years before 1978*. The cross-reference in paragraph (d)(1) of this section incorrectly cross-refers to § 404.1027(a). The correct cross reference should be to §§ 404.1047 and 404.1096, which contain the annual wage limitations based on wages and self-employment income.

The second correction we are making is to remove from § 422.505(b) the reference to, and description of, form SSA–1388, Report of Student Beneficiary at End of School Year. This form became obsolete on November 1, 2002.

(Catalog of Federal Domestic Assistance Programs Nos. 96.001, Social Security—Disability Insurance; 96.002, Social Security—Retirement Insurance; 96.004, Social Security—Survivors Insurance)

#### **List of Subjects**

##### *20 CFR Part 404*

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

##### *20 CFR Part 422*

Administrative practice and procedure, Organization and functions (Government agencies), Reporting and recordkeeping requirements, Social Security.

Dated: March 17, 2005.

**Martin Sussman,**

*Regulations Officer.*

■ For the reasons set out in the preamble, part 404 and part 422 of chapter III of title 20 of the Code of Federal Regulations are corrected by making the following correcting amendments:

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

##### **Subpart B—[Amended]**

■ 1. The authority citation for subpart B continues to read as follows:

**Authority:** Secs. 205(a), 212, 213, 214, 216, 217, 223 and 702(a)(5) of the Social Security Act (42 U.S.C. 405 (a), 412, 413, 414, 416, 417, 423 and 902(a)(5)).

##### **§ 404.141 [Amended]**

■ 2. Paragraph (d)(1) of § 404.141 is amended by correcting the reference “§ 404.1027(a)” to read “§§ 404.1047 and 404.1096.”