

■ 3. In § 1209.38, paragraphs (l) and (m) are redesignated as paragraphs (m) and (n) respectively and new paragraph (l) is added to read as follows:

§ 1209.38 Powers.

* * * * *

(l) To develop and propose to the Secretary programs for good agricultural and good handling practices and related activities for mushrooms.

* * * * *

§ 1209.230 [Removed and Reserved]

■ 4. Section 1209.230 is removed and reserved.

Dated: September 28, 2009.

Rayne Pegg,

Administrator, Agricultural Marketing Service.

[FR Doc. E9-23777 Filed 10-1-09; 8:45 am]

BILLING CODE 3410-02-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 95

[Docket No. 30689; Amdt. No. 483]

IFR Altitudes; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts miscellaneous amendments to the required IFR (instrument flight rules) altitudes and changeover points for certain Federal airways, jet routes, or direct routes for which a minimum or maximum en route authorized IFR altitude is prescribed. This regulatory action is needed because of changes occurring in the National Airspace System. These changes are designed to provide for the safe and efficient use of

the navigable airspace under instrument conditions in the affected areas.

DATES: Effective Date: 0901 UTC, October 22, 2009.

FOR FURTHER INFORMATION CONTACT:

Harry Hodges, Flight Procedure Standards Branch (AMCAFS-420), Flight Technologies and Programs Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 (Mail Address: P.O. Box 25082, Oklahoma City, OK 73125) telephone: (405) 954-4164.

SUPPLEMENTARY INFORMATION: This amendment to part 95 of the Federal Aviation Regulations (14 CFR part 95) amends, suspends, or revokes IFR altitudes governing the operation of all aircraft in flight over a specified route or any portion of that route, as well as the changeover points (COPs) for Federal airways, jet routes, or direct routes as prescribed in part 95.

The Rule

The specified IFR altitudes, when used in conjunction with the prescribed changeover points for those routes, ensure navigation aid coverage that is adequate for safe flight operations and free of frequency interference. The reasons and circumstances that create the need for this amendment involve matters of flight safety and operational efficiency in the National Airspace System, are related to published aeronautical charts that are essential to the user, and provide for the safe and efficient use of the navigable airspace. In addition, those various reasons or circumstances require making this amendment effective before the next scheduled charting and publication date of the flight information to assure its timely availability to the user. The effective date of this amendment reflects those considerations. In view of the close and immediate relationship between these regulatory changes and

safety in air commerce, I find that notice and public procedure before adopting this amendment are impracticable and contrary to the public interest and that good cause exists for making the amendment effective in less than 30 days.

Conclusion

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. For the same reason, the FAA certifies that this amendment 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 95

Airspace, Navigation (air).

Issued in Washington, DC, on September 25, 2009.

John M. Allen,

Director, Flight Standards Service.

Adoption of the Amendment

■ Accordingly, pursuant to the authority delegated to me by the Administrator, part 95 of the Federal Aviation Regulations (14 CFR part 95) is amended as follows effective at 0901 UTC, October 22, 2009.

■ 1. The authority citation for part 95 continues to read as follows:

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

■ 2. Part 95 is amended to read as follows:

REVISIONS TO IFR ALTITUDES & CHANGEOVER POINTS

[Amendment 483 effective date, October 22, 2009]

| From | To | MEA | MAA |
|---|---------------------|--------|-----|
| § 95.4000 High Altitude RNAV Routes | | | |
| § 95.4265 RNAV Route T265 Is Added To Read | | | |
| Kelsi, IL FIX * 2300—MOCA | Bullz, IL FIX | * 4000 | |
| Bullz, IL FIX * 2600—MOCA | Veena, WI FIX | * 4000 | |

| From | To | MEA |
|--|--|----------|
| § 95.6001 Victor Routes—U.S. | | |
| § 95.6036 VOR Federal Airway V36 Is Amended To Read In Part | | |
| Buffalo, NY VOR/DME * 11000—MCA Burst, NY FIX, NW BND ** 4000—GNSS MEA | * Burst, NY FIX | ** 11000 |
| § 95.6155 VOR Federal Airway V155 Is Amended To Read In Part | | |
| Lawrenceville, VA VORTAC | Melia, VA FIX | 2000 |
| § 95.6157 VOR Federal Airway V157 Is Amended To Read In Part | | |
| Alma, GA VORTAC * 1800—MOCA * 2000—GNSS MEA | Lotts, GA FIX | * 10000 |
| Lawrenceville, VA VORTAC | Dalto, VA FIX | 2000 |
| § 95.6276 VOR Federal Airway V276 Is Amended To Read In Part | | |
| Manta, NJ FIX * 8000—MRA ** 2000—MOCA | * Prepi, OA FIX | ** 3000 |
| § 95.6286 VOR Federal Airway V286 Is Amended To Read In Part | | |
| Brooke, VA VORTAC * 5000—MCA Zunar, VA FIX, SE BND ** 2000—GNSS MEA | * Zunar, VA FIX | ** 3000 |
| Zunar, VA FIX * 2000—GNSS MEA | Faged, VA FIX | * 5000 |
| Faged, VA FIX | Gwynn, VA FIX | 2000 |
| § 95.6288 VOR Federal Airway V288 Is Amended To Read In Part | | |
| * Corin, UT FIX * 13000—MRA ** 11400—MOCA ** 12000—GNSS MEA | Fort Bridger, WY VOR/DME | ** 16000 |
| § 95.6312 VOR Federal Airway V312 Is Amended To Read In Part | | |
| Coyle, NJ VORTAC * 6000—MRA | * Drift, NJ FIX | 2000 |
| * Drift, NJ FIX * 6000—MRA ** 8000—MRA *** 2000—GNSS MEA | ** Prepi, OA FIX | *** 4800 |
| § 95.6329 VOR Federal Airway V329 Is Amended To Delete | | |
| Corky, FL FIX * 1600—MOCA | Andalusia, AL VOR | * 3000 |
| Andalusia, AL VOR * 2100—MOCA | Rutel, AL FIX | * 3000 |
| Rutel, AL FIX * 1900—MOCA | Montgomery, AL VORTAC | * 3000 |
| § 95.6454 VOR Federal Airway V454 Is Amended To Read In Part | | |
| Liberty, NC VORTAC * 9000—MCA Nokiy, VA FIX, NE BND ** 3000—GNSS MEA | * Nokiy, VA FIX | ** 6000 |
| Nokiy, VA FIX * 3000—GNSS MEA | Lawrenceville, VA VORTAC | * 9000 |
| § 95.6481 VOR Federal Airway V481 Is Amended To Read In Part | | |
| Donel, AK FIX | * Big Delta, AK Vortac. N Bnd | 7000 |
| * 7800—MCA Big Delta, AK VORTAC, S BND | S Bnd | 12000 |

| From | To | Changeover points | |
|---|---------------------------|-------------------|--------------|
| | | Distance | From |
| § 95.8003 VOR Federal Airway Changeover Points Airway Segment V-259 Is Amended To Add Changeover Point | | | |
| Grand Strand, SC VORTAC | Florence, SC VORTAC | 25 | Grand Strand |

[FR Doc. E9-23752 Filed 10-1-09; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket No. USCG-2009-0311]

RIN 1625-AA00

Direct Final Rule; Safety and Security Zones: Pilgrim Nuclear Power Plant, Plymouth, MA

AGENCY: Coast Guard, DHS.

ACTION: Direct final rule; request for comments.

SUMMARY: By this direct final rule, the Coast Guard is amending existing regulations with a set of coordinates which will better reflect the safety and security zone around the Pilgrim Nuclear Power Plant. This action will prohibit entry into, or movement within, the safety and security zones located in Cape Cod Bay and adjacent shore areas. This action is necessary to ensure public safety and prevent sabotage or terrorist acts. The safety and security zones will close certain waters of Cape Cod Bay near the Pilgrim Nuclear Power Plant and land adjacent to those waters.

DATES: This rule is effective December 31, 2009, unless an adverse comment, or notice of intent to submit an adverse comment, is either submitted to our online docket via <http://www.regulations.gov> on or before December 1, 2009 or reaches the Docket Management Facility by that date. If an adverse comment, or notice of intent to submit an adverse comment, is received by December 1, 2009, we will withdraw this direct final rule and publish a timely notice of withdrawal in the **Federal Register**.

ADDRESSES: You may submit comments identified by docket number USCG-2009-0311 using any one of the following methods:

- (1) *Federal eRulemaking Portal:*
<http://www.regulations.gov>.
- (2) *Fax:* 202-493-2251.

(3) *Mail:* Docket Management Facility (M-30), U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590-0001.

(4) *Hand delivery:* Same as mail address above, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The telephone number is 202-366-9329.

To avoid duplication, please use only one of these four methods. See the "Public Participation and Request for Comments" portion of the **SUPPLEMENTARY INFORMATION** section below for instructions on submitting comments.

FOR FURTHER INFORMATION CONTACT: If you have questions on this rule, e-mail or call Chief Eldridge McFadden, U.S. Coast Guard, Sector Boston, Waterways Management Division; telephone 617-223-5160, e-mail Eldridge.C.McFadden@uscg.mil. If you have questions on viewing or submitting material to the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202-366-9826.

SUPPLEMENTARY INFORMATION:

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I. Public Participation and Request for Comments

We encourage you to participate in this rulemaking by submitting

comments and related materials. All comments received will be posted, without change, to <http://www.regulations.gov> and will include any personal information you have provided.

A. Submitting Comments

If you submit a comment, please include the docket number for this rulemaking (USCG-2009-0311), indicate the specific section of this document to which each comment applies, and provide a reason for each suggestion or recommendation. You may submit your comments and material online, or by fax, mail or hand delivery, but please use only one of these means. We recommend that you include your name and a mailing address, an e-mail address, or a phone number in the body of your document so that we can contact you if we have questions regarding your submission.

To submit your comment online, go to <http://www.regulations.gov>, click on the "submit a comment" box, which will then become highlighted in blue. In the "Document Type" drop down menu select "Proposed Rule" and insert "USCG-2009-0311" in the "Keyword" box. Click "Search" then click on the balloon shape in the "Actions" column. If you submit your comments by mail or hand delivery, submit them in an unbound format, no larger than 8½ by 11 inches, suitable for copying and electronic filing. If you submit them by mail and would like to know that they reached the Facility, please enclose a stamped, self-addressed postcard or envelope. We will consider all comments and material received during the comment period.

B. Viewing Comments and Documents

To view comments, as well as documents mentioned in this preamble as being available in the docket, go to <http://www.regulations.gov>, click on the "read comments" box, which will then become highlighted in blue. In the "Keyword" box insert "USCG-2009-0311" and click "Search." Click the "Open Docket Folder" in the "Actions" column. If you do not have access to the internet, you may also view the docket online by visiting the Docket Management Facility in Room W12-140