

September 15, 2011 is amended as follows:

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

\* \* \* \* \*

#### **AWP AZ E5 Show Low, AZ [Modified]**

Show Low Regional Airport, AZ

(Lat. 34°15'56" N., long. 110°00'20" W.)

That airspace extending upward from 700 feet above the surface within a 6.7-mile radius of the Show Low Regional Airport and within 3 miles each side of the 038° bearing of the Show Low Regional Airport extending from the 6.7-mile radius to 10 miles northeast of the airport, and within 2.1 miles each side of the 085° bearing of the Show Low Regional Airport extending from the 6.7-mile radius to 7.9 miles east of the airport; that airspace extending upward from 1,200 feet above the surface within an area bounded by a line beginning at lat. 34°35'00" N., long. 109°51'00" W.; to lat. 34°14'00" N., long. 109°22'00" W.; to lat. 33°49'00" N., long. 110°36'00" W.; to lat. 34°08'00" N., long. 110°45'00" W.; thence to the point of beginning.

Issued in Seattle, Washington, on December 22, 2011.

**William Buck,**

*Acting Manager, Operations Support Group, Western Service Center.*

[FR Doc. 2011-33564 Filed 12-29-11; 8:45 am]

**BILLING CODE 4910-13-P**

## **DEPARTMENT OF TRANSPORTATION**

### **Federal Aviation Administration**

#### **14 CFR Part 71**

[Docket No. FAA-2011-1014; Airspace Docket No. 11-AAL-19]

RIN 2120-AA66

#### **Amendment of VOR Federal Airways V-320 and V-440; Alaska**

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

**ACTION:** Final rule.

**SUMMARY:** This action amends two VHF Omnidirectional Range (VOR) Federal airways in Alaska, V-320 and V-440, due to the relocation of the Anchorage VOR navigation aid. The FAA is taking this action to ensure the continued safe and efficient management of Instrument Flight Rules (IFR) operations within the National Airspace System.

**DATES:** Effective date 0901 UTC, February 9, 2012. The Director of the Federal Register approves this incorporation by reference action under 1 CFR part 51, subject to the annual revision of FAA Order 7400.9 and publication of conforming amendments.

**FOR FURTHER INFORMATION CONTACT:** Colby Abbott, Airspace, Regulation and ATC Procedures Group, Office of Airspace Services, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591; telephone: (202) 267-8783.

#### **SUPPLEMENTARY INFORMATION:**

##### **History**

On Monday, November 7, 2011, the FAA published in the **Federal Register** a notice of proposed rulemaking to amend VOR Federal airways V-320 and V-440 in Alaska, due to the relocation of the Anchorage VOR navigation aid (76 FR 68674). Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received.

##### **The Rule**

This action amends Title 14 Code of Federal Regulations (14 CFR) part 71 by amending Alaskan VOR Federal airways V-320 and V-440. The airway descriptions reflect the Anchorage VOR relocation from Fire Island, AK, to Ted Stevens Anchorage International Airport, Anchorage, AK. Specifically, the descriptions incorporate the new navigation aid location and updated radials used to describe the airway intersections to be used by air traffic control for instrument flight rules aircraft in the vicinity of Anchorage, AK.

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 Department of Transportation (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.

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority.

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 as it amends Federal airways in Alaska.

Alaskan VOR Federal Airways are published in paragraph 6010(b) of FAA Order 7400.9V, dated August 9, 2011, and effective September 15, 2011, which is incorporated by reference in 14 CFR 71.1. The Alaskan VOR Federal Airways listed in this document will be published subsequently in the Order.

##### **Environmental Review**

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1E, "Environmental Impacts: Policies and Procedures," paragraph 311a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

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

Airspace, Incorporation by reference, Navigation (air).

##### **The Amendment**

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

#### **PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE 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 FAA Order 7400.9V, Airspace Designations and Reporting Points, dated August 9, 2011, and effective September 15, 2011, is amended as follows:

*Paragraph 6010b Alaskan VOR Federal airways.*

\* \* \* \* \*

##### **V-320 [Amended]**

From McGrath, AK; INT McGrath 121° and Kenai, AK 350° radials; INT Kenai 350° and Anchorage, AK 291° radials; Anchorage; INT

Anchorage 147° and Johnstone Point, AK, 271° radials; to Johnstone Point.

\* \* \* \* \*

#### V-440 [Amended]

From Nome, AK; Unalakleet, AK; McGrath, AK; Anchorage, AK; INT Anchorage 147° and Middleton Island, AK 309° radials; Middleton Island; Yakutat, AK; Biorka Island, AK; to Sandspit, BC. The airspace within Canada is excluded.

Issued in Washington, DC, on December 23, 2011.

**Gary A. Norek,**

*Acting Manager, Airspace, Regulation and ATC Procedure Group.*

[FR Doc. 2011-33463 Filed 12-29-11; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

#### 14 CFR Part 399

[Docket No. DOT-OST-2010-0140]

RIN 2105-AD92

#### Enhancing Airline Passenger Protections: Full Fare Price Advertising Requirements

**AGENCY:** Office of the Secretary (OST), Department of Transportation (DOT).

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

**SUMMARY:** This document confirms the effective date of the direct final rule amending the time period for compliance with the full fare and other advertising requirements in 14 CFR 399.84 from January 24, 2012, to January 26, 2012.

**DATES:** The effective date for the amendment to 14 CFR 399.84, published April 25, 2011, at 76 FR 23110, and delayed July 28, 2011, at 76 FR 45181, was further delayed until January 26, 2012, at 76 FR 78145. The effective date of January 26, 2012 is confirmed.

#### FOR FURTHER INFORMATION CONTACT:

Blane A. Workie, Deputy Assistant General Counsel, Office of the Assistant General Counsel for Aviation Enforcement and Proceedings, U.S. Department of Transportation, 1200 New Jersey Ave. SE., Washington, DC 20590, 202-366-9342 (phone), 202-366-7152 (fax), blane.workie@dot.gov (email).

**SUPPLEMENTARY INFORMATION:** The Department of Transportation's Office of the Secretary (OST) published a direct final rule with a request for comments in the **Federal Register** on December 16, 2011 (76 FR 78145). The direct final rule

delayed the effective date of the full fare and other advertising requirements from January 24, 2012, to January 26, 2012, to provide regulatory relief to petitioner American Airlines by allowing the carrier and any other similarly situated carrier or ticket agent to avoid having to update full fare information in on-line reservations systems on a day of the week that is the petitioner's, and may be other carriers' and ticket agents', heaviest on-line traffic and revenue day. OST uses the direct final rulemaking procedure for non-controversial rules where OST believes that there will be no adverse public comment. The direct final rule advised the public that no adverse comments were anticipated, and that unless a written adverse comment was received by December 23, 2011, the full fare and other advertising requirements in 14 CFR 399.84 would become effective on January 26, 2011. No adverse comments were received, and thus this notice confirms that the direct final rule will become effective on that date.

Issued this 27th day of December 2011, in Washington, DC.

**Susan Kurland,**

*Assistant Secretary for Aviation and International Affairs.*

[FR Doc. 2011-33595 Filed 12-29-11; 8:45 am]

**BILLING CODE 4910-9X-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### 20 CFR Part 655

RIN 1205-AB61

#### Wage Methodology for the Temporary Non-Agricultural Employment H-2B Program; Delay of Effective Date

**AGENCY:** Employment and Training Administration, Labor.

**ACTION:** Final rule; delay of effective date.

**SUMMARY:** The Department of Labor (Department) is delaying the effective date of the Wage Methodology for the Temporary Non-agricultural Employment H-2B Program (the Wage Rule) to October 1, 2012 in response to recently enacted legislation that prohibits any funds from being used to implement the Wage Rule for the remainder of fiscal year (FY) 2012. The Wage Rule revised the methodology by which we calculate the prevailing wages to be paid to H-2B workers and United States (U.S.) workers recruited in connection with a temporary labor

certification for use in petitioning the Department of Homeland Security to employ a nonimmigrant worker in H-2B status.

**DATES:** The effective date of the rule amending 20 CFR part 655, published January 19, 2011, at 76 FR 3452, delayed at 76 FR 45667, August 1, 2011, and further delayed at 76 FR 59896, September 28, 2011, and 76 FR 73508, November 29, 2011, is delayed further until October 1, 2012.

#### FOR FURTHER INFORMATION CONTACT:

William L. Carlson, Ph.D., Administrator, Office of Foreign Labor Certification, ETA, U.S. Department of Labor, 200 Constitution Avenue NW., Room C-4312, Washington, DC 20210; Telephone (202) 693-3010 (this is not a toll-free number). Individuals with hearing or speech impairments may access the telephone number above via TTY by calling the toll-free Federal Information Relay Service at 1-(877) 889-5627 (TTY/TDD).

**SUPPLEMENTARY INFORMATION:** The Department of Labor (Department) published the Wage Methodology for the Temporary Non-agricultural Employment H-2B Program; Final Rule (the Wage Rule) on January 19, 2011, 76 FR 3452. The Wage Rule revised the methodology by which we calculate the prevailing wages to be paid to H-2B workers and United States (U.S.) workers recruited in connection with a temporary labor certification for use in petitioning the Department of Homeland Security to employ a nonimmigrant worker in H-2B status. The Department originally set the effective date of the Wage Rule for January 1, 2012. However, due to a court ruling that invalidated the January 1, 2012 effective date of the Wage Rule,<sup>1</sup> we issued a Notice of Proposed Rulemaking (NPRM) on June 28, 2011, which proposed that the Wage Rule take effect 60 days from the date of publication of a final rule resulting from the NPRM. 76 FR 37686, June 28, 2011. After a period of public comment, we published a Final Rule on August 1, 2011, which set the new effective date for the Wage Rule of September 30, 2011 (the Effective Date Rule).

Both the Wage Rule and the Effective Date Rule recently were challenged in two separate lawsuits<sup>2</sup> seeking to bar their implementation. In consideration

<sup>1</sup> *CATA v. Solis*, Civil Docket No. 09-240, Doc. No. 119, 2011 WL 2414555 (E.D. Pa. June 16, 2011).

<sup>2</sup> See *Louisiana Forestry Association, Inc., et al. (LFA) v. Solis, et al.*, Civil Docket No. 11-1623 (W.D. La, Alexandria Division); and *Bayou Lawn & Landscape Services, et al. (Bayou) v. Solis, et al.*, Civil Docket No. 11-445 (N.D. Fla., Pensacola Division).