

## 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 97

Air traffic control, Airports, Incorporation by reference, and Navigation (air).

Issued in Washington, DC, on February 14, 2014.

**John Duncan,**

*Director, Flight Standards Service.*

## Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, Title 14, Code of Federal Regulations, Part 97 (14 CFR part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures and/or Takeoff Minimums and/or Obstacle Departure Procedures effective at 0902 UTC on the dates specified, as follows:

## PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

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

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

■ 2. Part 97 is amended to read as follows:

\* \* *Effective 3 April 2014*

Mountain Village, AK, Mountain Village, RNAV (GPS) RWY 20, Amdt 1A  
Cullman, AL, Cullman Rgnl-Folsom Field, RNAV (GPS) RWY 2, Amdt 1  
Cullman, AL, Cullman Rgnl-Folsom Field, RNAV (GPS) RWY 20, Amdt 1  
Prescott, AZ, Ernest A. Love Field, GPS RWY 12, Orig-A, CANCELED  
Prescott, AZ, Ernest A. Love Field, PRESCOTT ONE, Graphic DP  
Prescott, AZ, Ernest A. Love Field, RNAV (GPS) RWY 12, Orig  
Prescott, AZ, Ernest A. Love Field, RNAV (GPS) RWY 21L, Amdt 2  
Prescott, AZ, Ernest A. Love Field, Takeoff Minimums and Obstacle DP, Amdt 4

San Francisco, CA, San Francisco Intl, ILS OR LOC RWY 28L, ILS RWY 28L (SA CAT II), Amdt 24B  
San Francisco, CA, San Francisco Intl, ILS OR LOC RWY 28R, ILS RWY 28R (CAT II), ILS RWY 28R (CAT III), ILS RWY 28R (SA CAT I), Amdt 12A  
Alamosa, CO, San Luis Valley Rgnl/Bergman Field, VOR-A, Amdt 7  
Alamosa, CO, San Luis Valley Rgnl/Bergman Field, VOR/DME-B, Amdt 5  
Washington, DC, Washington Dulles Intl, ILS OR LOC RWY 19L, ILS RWY 19L (SA CAT II), Amdt 15C  
Washington, DC, Washington Dulles Intl, ILS OR LOC/DME RWY 1C, ILS RWY 1C (SA CAT II), Amdt 2B  
Miami, FL, Dade-Collier Training and Transition, ILS OR LOC RWY 9, Amdt 15A  
St Petersburg-Clearwater, FL, St Pete-Clearwater Intl, Takeoff Minimums and Obstacle DP, Amdt 3A  
Smith Center, KS, Smith Center Muni, RNAV (GPS) RWY 14, Orig  
Smith Center, KS, Smith Center Muni, RNAV (GPS) RWY 32, Orig  
Lincoln, ME, Lincoln Rgnl, VOR/DME-A, Amdt 2, CANCELED  
Walker, MN, Walker Muni, RNAV (GPS) RWY 15, Orig  
Walker, MN, Walker Muni, RNAV (GPS) RWY 33, Orig  
Walker, MN, Walker Muni, Takeoff Minimums and Obstacle DP, Orig  
Macon, MO, Macon-Fower Memorial, GPS RWY 2, Orig-A, CANCELED  
Macon, MO, Macon-Fower Memorial, RNAV (GPS) RWY 2, Orig  
Macon, MO, Macon-Fower Memorial, RNAV (GPS) RWY 20, Orig  
Macon, MO, Macon-Fower Memorial, Takeoff Minimums and Obstacle DP, Orig  
Macon, MO, Macon-Fower Memorial, VOR/DME RWY 20, Amdt 2  
Artesia, NM, Artesia Muni, RNAV (GPS) RWY 12, Amdt 1  
Artesia, NM, Artesia Muni, RNAV (GPS) RWY 21, Amdt 1  
Artesia, NM, Artesia Muni, RNAV (GPS) RWY 30, Amdt 1  
Artesia, NM, Artesia Muni, Takeoff Minimums and Obstacle DP, Orig  
Rochester, NY, Greater Rochester Intl, Takeoff Minimums and Obstacle DP, Amdt 8  
Lancaster, OH, Fairfield County, LOC RWY 28, Amdt 2, CANCELED  
Ravenna, OH, Portage County, RNAV (GPS) RWY 9, Orig  
Ravenna, OH, Portage County, RNAV (GPS) RWY 27, Amdt 1  
Danville, PA, Danville, VOR-A, Orig  
Perkasie, PA, Pennridge, NDB-A, Amdt 2A, CANCELED  
Quakertown, PA, Quakertown, NDB RWY 29, Amdt 11, CANCELED  
Brookings, SD, Brookings Rgnl, ILS OR LOC RWY 30, Orig-B, CANCELED  
Brookings, SD, Brookings Rgnl, RNAV (GPS) RWY 12, Orig, CANCELED  
Brookings, SD, Brookings Rgnl, RNAV (GPS) RWY 30, Orig, CANCELED  
Brookings, SD, Brookings Rgnl, VOR RWY 12, Amdt 12, CANCELED  
Brookings, SD, Brookings Rgnl, VOR RWY 30, Amdt 11A, CANCELED

Cleveland, TN, Hardwick Field, RNAV (GPS) RWY 3, Orig-A, CANCELED  
Cleveland, TN, Hardwick Field, RNAV (GPS) RWY 21, Orig, CANCELED  
Cleveland, TN, Hardwick Field, Takeoff Minimums and Obstacle DP, Amdt 1, CANCELED  
Lawrenceburg, TN, Lawrenceburg-Lawrence County, RNAV (GPS) RWY 17, Orig  
Lawrenceburg, TN, Lawrenceburg-Lawrence County, RNAV (GPS) RWY 35, Orig  
El Paso, TX, El Paso Intl, Takeoff Minimums and Obstacle DP, Amdt 7  
Odessa, TX, Odessa-Schlemeyer Field, RNAV (GPS) RWY 11, Orig-A  
Spokane, WA, Spokane Intl, RNAV (GPS) Y RWY 25, Amdt 4  
Spokane, WA, Spokane Intl, RNAV (RNP) Z RWY 25, Amdt 1  
Baraboo, WI, Baraboo Wisconsin Dells, LOC/DME RWY 1, Amdt 1A  
Milton, WV, Ona Airpark, GPS RWY 7, Orig, CANCELED  
Milton, WV, Ona Airpark, RNAV (GPS)-A, Orig  
Buffalo, WY, Johnson County, RNAV (GPS) RWY 31, Amdt 1  
Hulett, WY, Hulett Muni, RNAV (GPS)-A, Amdt 1

\* \* \* *Effective 1 May 2014*

Joliet, IL, Joliet Rgnl, RNAV (GPS) RWY 13, Orig, CANCELED  
Joliet, IL, Joliet Rgnl, Takeoff Minimums and Obstacle DP, Amdt 4, CANCELED  
Joliet, IL, Joliet Rgnl, VOR RWY 13, Amdt 12, CANCELED  
Gwinner, ND, Gwinner-Roger Melroe Field, NDB RWY 34, Amdt 2, CANCELED  
Tekamah, NE, Tekamah Muni, VOR RWY 33, Amdt 6, CANCELED  
RESCINDED: On January 17, 2014 (79 FR 3072), the FAA published an Amendment in Docket No. 30936, Amdt No. 3571 to Part 97 of the Federal Aviation Regulations under section 97.23. The following entry for Santa Monica, CA, effective 6 February 2014 is hereby rescinded in its entirety:  
Santa Monica, CA, Santa Monica Muni, VOR-A, Amdt 11

[FR Doc. 2014-04297 Filed 3-10-14; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 97

[Docket No. 30946; Amdt. No. 3580]

### Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments

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

**ACTION:** Final rule.

**SUMMARY:** This rule amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) and associated Takeoff Minimums and

Obstacle Departure Procedures for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, adding new obstacles, or changing air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

**DATES:** This rule is effective March 11, 2014. The compliance date for each SIAP, associated Takeoff Minimums, and ODP is specified in the amendatory provisions.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of March 11, 2014.

**ADDRESSES:** Availability of matter incorporated by reference in the amendment is as follows:

*For Examination—*

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue SW., Washington, DC 20591;
2. The FAA Regional Office of the region in which the affected airport is located;
3. The National Flight Procedures Office, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 or,
4. The National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: <http://www.archives.gov/federal-register/code-of-federal-regulations/ibr-locations.html>.

*Availability—*All SIAPs are available online free of charge. Visit [nfdc.faa.gov](http://nfdc.faa.gov) to register. Additionally, individual SIAP and Takeoff Minimums and ODP copies may be obtained from:

1. FAA Public Inquiry Center (APA-200), FAA Headquarters Building, 800 Independence Avenue SW., Washington, DC 20591; or
2. The FAA Regional Office of the region in which the affected airport is located.

**FOR FURTHER INFORMATION CONTACT:**

Richard A. Dunham III, Flight Procedure Standards Branch (AFS-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 rule amends Title 14, Code of Federal Regulations, Part 97 (14 CFR part 97) by amending the referenced SIAPs. The complete regulatory description of each SIAP is listed on the appropriate FAA Form 8260, as modified by the National Flight Data Center (FDC)/Permanent Notice to Airmen (P-NOTAM), and is incorporated by reference in the amendment under 5 U.S.C. 552(a), 1 CFR part 51, and § 97.20 of Title 14 of the Code of Federal Regulations.

The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the **Federal Register** expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs, but refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained in FAA form documents is unnecessary. This amendment provides the affected CFR sections and specifies the types of SIAP and the corresponding effective dates. This amendment also identifies the airport and its location, the procedure and the amendment number.

**The Rule**

This amendment to 14 CFR part 97 is effective upon publication of each separate SIAP as amended in the transmittal. For safety and timeliness of change considerations, this amendment incorporates only specific changes contained for each SIAP as modified by FDC/P-NOTAMs.

The SIAPs, as modified by FDC P-NOTAM, and contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these changes to SIAPs, the TERPS criteria were applied only to specific conditions existing at the affected airports. All SIAP amendments in this rule have been previously issued by the FAA in a FDC NOTAM as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for all these SIAP amendments requires making them effective in less than 30 days.

Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs are impracticable and contrary to the public interest and, where applicable, that good cause exists

for making these SIAPs 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 97**

Air traffic control, Airports, Incorporation by reference, and Navigation (air).

Issued in Washington, DC, on February 14, 2014.

**John Duncan,**

*Director, Flight Standards Service.*

**Adoption of the Amendment**

Accordingly, pursuant to the authority delegated to me, Title 14, Code of Federal Regulations, Part 97, 14 CFR part 97, is amended by amending Standard Instrument Approach Procedures, effective at 0901 UTC on the dates specified, as follows:

**PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES**

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

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

- 2. Part 97 is amended to read as follows:

**§§ 97.23, 97.25, 97.27, 97.29, 97.31, 97.33, 97.35 [Amended]**

By amending: § 97.23 VOR, VOR/DME, VOR or TACAN, and VOR/DME or TACAN; § 97.25 LOC, LOC/DME, LDA, LDA/DME, SDF, SDF/DME; § 97.27 NDB, NDB/DME; § 97.29 ILS, ILS/DME, MLS, MLS/DME, MLS/RNAV; § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs, Identified as follows:

*Effective Upon Publication*

AIRAC Date	State	City	Airport	FDC No.	FDC Date	Subject
4/3/2014 .....	AZ	Globe .....	San Carlos Apache .....	3/1061	02/03/14	GPS RWY 27, Orig.
4/3/2014 .....	OR	Aurora .....	Aurora State .....	3/2076	02/04/14	LOC RWY 17, Amdt 1A.
4/3/2014 .....	OR	Aurora .....	Aurora State .....	3/2079	02/04/14	VOR/DME A, Amdt 3A.
4/3/2014 .....	OR	Aurora .....	Aurora State .....	3/2084	02/04/14	RNAV (GPS) B, Orig-A.
4/3/2014 .....	MA	Fitchburg .....	Fitchburg Muni .....	3/4501	02/07/14	RNAV (GPS) RWY 20, Orig-A.
4/3/2014 .....	MA	Fitchburg .....	Fitchburg Muni .....	3/4515	02/07/14	NDB RWY 20, Amdt 6A.
4/3/2014 .....	MA	Fitchburg .....	Fitchburg Muni .....	3/4517	02/07/14	RNAV (GPS) RWY 32, Orig-B.
4/3/2014 .....	MA	Fitchburg .....	Fitchburg Muni .....	3/4518	02/07/14	RNAV (GPS) RWY 14, Orig-A.
4/3/2014 .....	OR	Aurora .....	Aurora State .....	3/4604	02/04/14	RNAV (GPS) RWY 35, Orig-D.
4/3/2014 .....	AK	Nome .....	Nome .....	3/4741	01/22/14	VOR/DME RWY 10, Amdt 2B.
4/3/2014 .....	AK	Nome .....	Nome .....	3/4742	01/22/14	LOC/DME BC RWY 10, Amdt 3B.
4/3/2014 .....	AK	Nome .....	Nome .....	3/4769	01/22/14	RNAV (GPS) RWY 10, Amdt 1.
4/3/2014 .....	WY	Rawlins .....	Rawlins Muni/Harvey Field.	3/5389	02/04/14	VOR/DME RWY 22, Amdt 2.
4/3/2014 .....	WY	Rawlins .....	Rawlins Muni/Harvey Field.	3/5390	02/04/14	RNAV (GPS) RWY 22, Orig.
4/3/2014 .....	TX	Wichita Falls .....	Kickapoo Downtown .....	3/5443	02/04/14	NDB RWY 35, Amdt 4.
4/3/2014 .....	MT	Choteau .....	Choteau .....	3/5449	02/10/14	NDB OR GPS RWY 23, Orig-A.
4/3/2014 .....	MT	Conrad .....	Conrad .....	3/5459	02/03/14	NDB OR GPS RWY 24, Amdt 4B.
4/3/2014 .....	AK	Gustavus .....	Gustavus .....	3/5773	02/04/14	RNAV (GPS) RWY 29, Amdt 2A.
4/3/2014 .....	AK	Homer .....	Homer .....	3/7744	01/22/14	RNAV (GPS) Z RWY 22, Amdt 1.
4/3/2014 .....	AK	St George .....	St George .....	3/7748	01/22/14	ILS RWY 11, Orig-A.
4/3/2014 .....	AK	Homer .....	Homer .....	3/7749	01/22/14	RNAV (GPS) Y RWY 22, Amdt 1.
4/3/2014 .....	AK	Homer .....	Homer .....	3/7750	01/22/14	LOC/DME BC RWY 22, Amdt 5A.
4/3/2014 .....	AK	Homer .....	Homer .....	3/7752	01/22/14	RNAV (GPS) Y RWY 4, Amdt 1.
4/3/2014 .....	AK	Homer .....	Homer .....	3/7757	01/22/14	RNAV (GPS) Z RWY 4, Amdt 1.
4/3/2014 .....	AK	Yakutat .....	Yakutat .....	3/9556	01/24/14	RNAV (GPS) RWY 2, Amdt 2.
4/3/2014 .....	AK	Venetie .....	Venetie .....	3/9780	02/10/14	Takeoff Minimums and (Obstacle) DP, Orig.
4/3/2014 .....	AK	Minchumina .....	Minchumina .....	3/9782	01/22/14	RNAV (GPS) RWY 21, Orig-A.
4/3/2014 .....	AK	Minchumina .....	Minchumina .....	3/9783	01/22/14	NDB RWY 3, Amdt 3B.
4/3/2014 .....	AK	Minchumina .....	Minchumina .....	3/9784	01/22/14	RNAV (GPS) RWY 3, Orig-A.
4/3/2014 .....	AK	Northway .....	Northway .....	3/9792	02/03/14	RNAV (GPS) RWY 23, Amdt 1A.
4/3/2014 .....	AK	Klawock .....	Klawock .....	3/9793	02/04/14	NDB/DME RWY 2, Amdt 1A.
4/3/2014 .....	OR	Newport .....	Newport Muni .....	4/0070	02/03/14	VOR/DME RWY 16, Amdt 8.
4/3/2014 .....	AK	Bethel .....	Bethel .....	4/0076	02/04/14	ILS OR LOC/DME Z RWY 19R, Amdt 7B.
4/3/2014 .....	AK	Bethel .....	Bethel .....	4/0077	02/04/14	RNAV (GPS) RWY 19R, Amdt 2A.
4/3/2014 .....	AK	Bethel .....	Bethel .....	4/0078	02/04/14	VOR/DME RWY 1L, Amdt 2A.
4/3/2014 .....	AK	Bethel .....	Bethel .....	4/0079	02/04/14	RNAV (GPS) RWY 19L, Orig-A.
4/3/2014 .....	AK	Bethel .....	Bethel .....	4/0080	02/04/14	RNAV (GPS) RWY 1L, Amdt 1A.
4/3/2014 .....	AK	Bethel .....	Bethel .....	4/0081	02/04/14	RNAV (GPS) A, Amdt 1.
4/3/2014 .....	AK	Bethel .....	Bethel .....	4/0082	02/04/14	VOR/DME RWY 19R, Amdt 2A.
4/3/2014 .....	AK	Bethel .....	Bethel .....	4/0083	02/04/14	RNAV (GPS) RWY 1R, Orig-B.
4/3/2014 .....	OR	Portland .....	Portland-Hillsboro .....	4/0241	02/04/14	NDB B, Amdt 2.
4/3/2014 .....	AK	Dillingham .....	Dillingham .....	4/1521	02/04/14	VOR RWY 1, Amdt 9A.

AIRAC Date	State	City	Airport	FDC No.	FDC Date	Subject
4/3/2014 .....	ID	Coeur D'Alene .....	Coeur D'Alene—Pappy Boyington Field.	4/1584	02/04/14	VOR RWY 6, Orig-B.
4/3/2014 .....	ID	Coeur D'Alene .....	Coeur D'Alene—Pappy Boyington Field.	4/1585	02/04/14	NDB RWY 6, Amdt 2C.
4/3/2014 .....	AK	Dillingham .....	Dillingham .....	4/1924	02/04/14	RNAV (GPS) RWY 1, Amdt 2A.
4/3/2014 .....	AK	Fort Yukon .....	Fort Yukon .....	4/1927	02/04/14	RNAV (GPS) RWY 4, Amdt 1.
4/3/2014 .....	AK	Fort Yukon .....	Fort Yukon .....	4/1928	02/04/14	RNAV (GPS) RWY 22, Amdt 1.
4/3/2014 .....	NE	Hebron .....	Hebron Muni .....	4/1932	02/04/14	GPS RWY 12, Orig-B.
4/3/2014 .....	NE	Hebron .....	Hebron Muni .....	4/1933	02/04/14	NDB RWY 12, Amdt 4A.
4/3/2014 .....	NE	Hebron .....	Hebron Muni .....	4/1934	02/04/14	GPS RWY 30, Orig-A.
4/3/2014 .....	AZ	Marana .....	Marana Rgnl .....	4/2469	02/04/14	RNAV (GPS) RWY 21, Amdt 1.
4/3/2014 .....	AZ	Marana .....	Marana Rgnl .....	4/2470	02/04/14	RNAV (GPS) RWY 12, Amdt 1.
4/3/2014 .....	AK	Kwethluk .....	Kwethluk .....	4/2504	02/04/14	RNAV (GPS) RWY 36, Orig.
4/3/2014 .....	AK	Kwethluk .....	Kwethluk .....	4/2505	02/04/14	RNAV (GPS) RWY 18, Orig.
4/3/2014 .....	SD	Mobridge .....	Mobridge Muni .....	4/2521	02/04/14	RNAV (GPS) RWY 12, Orig.
4/3/2014 .....	OH	Waverly .....	Pike County .....	4/3053	02/04/14	RNAV (GPS) RWY 25, Orig.
4/3/2014 .....	OH	Waverly .....	Pike County .....	4/3054	02/04/14	NDB RWY 25, Amdt 1A.
4/3/2014 .....	CA	Auburn .....	Auburn Muni .....	4/3055	02/04/14	RNAV (GPS) RWY 7, Orig.
4/3/2014 .....	AK	Ambler .....	Ambler .....	4/3379	02/10/14	Takeoff Minimums and (Obstacle) DP, Orig.
4/3/2014 .....	AK	Ambler .....	Ambler .....	4/3380	02/10/14	NDB RWY 36, Amdt 2A.
4/3/2014 .....	NY	Massena .....	Massena Intl—Richards Field.	4/3394	02/10/14	Takeoff Minimums and (Obstacle) DP, Amdt 8.
4/3/2014 .....	OK	Pryor .....	Mid-America Industrial ....	4/4127	02/10/14	VOR/DME OR GPS A, Orig.
4/3/2014 .....	OH	Lebanon .....	Warren County/John Lane Field.	4/4390	02/10/14	NDB A, Amdt 5A.
4/3/2014 .....	RI	North Kingstown .....	Quonset State .....	4/4541	02/07/14	ILS OR LOC RWY 16, Amdt 10B.
4/3/2014 .....	RI	North Kingstown .....	Quonset State .....	4/4542	02/07/14	RNAV (GPS) RWY 34, Orig-A.
4/3/2014 .....	RI	North Kingstown .....	Quonset State .....	4/4543	02/07/14	RNAV (GPS) RWY 16, Orig-A.
4/3/2014 .....	VA	Stafford .....	Stafford Rgnl .....	4/4545	02/07/14	ILS OR LOC RWY 33, Orig.
4/3/2014 .....	PA	Butler .....	Butler County/K W Scholter Field.	4/4549	02/07/14	Takeoff Minimums and (Obstacle) DP, Amdt 3.
4/3/2014 .....	AK	Bethel .....	Bethel .....	4/4580	02/04/14	ILS OR LOC/DME Y RWY 19R, Orig-A.
4/3/2014 .....	NY	Monticello .....	Sullivan County Intl .....	4/4677	02/07/14	ILS OR LOC RWY 15, Amdt 5C.
4/3/2014 .....	NY	Monticello .....	Sullivan County Intl .....	4/4678	02/07/14	NDB RWY 15, Amdt 7.
4/3/2014 .....	NY	Monticello .....	Sullivan County Intl .....	4/4679	02/07/14	RNAV (GPS) RWY 15, Orig.
4/3/2014 .....	NY	Monticello .....	Sullivan County Intl .....	4/4683	02/07/14	VOR/DME RWY 33, Amdt 3.
4/3/2014 .....	NY	Norwich .....	Lt Warren Eaton .....	4/4686	02/07/14	RNAV (GPS) RWY 1, Orig.
4/3/2014 .....	NY	Monticello .....	Sullivan County Intl .....	4/4701	02/07/14	RNAV (GPS) RWY 33, Amdt 1.
4/3/2014 .....	GA	Atlanta .....	Covington Muni .....	4/4714	02/07/14	VOR/DME RWY 10, Amdt 5.
4/3/2014 .....	MT	Great Falls .....	Great Falls Intl .....	4/4956	02/10/14	NDB RWY 34, Amdt 16B.
4/3/2014 .....	NY	Hudson .....	Columbia County .....	4/4961	02/07/14	RNAV (GPS) RWY 21, Orig.
4/3/2014 .....	NY	Hudson .....	Columbia County .....	4/4962	02/07/14	NDB A, Amdt 4.
4/3/2014 .....	NY	Hudson .....	Columbia County .....	4/4964	02/07/14	RNAV (GPS) RWY 3, Orig.
4/3/2014 .....	MO	Sullivan .....	Sullivan Rgnl .....	4/5024	02/04/14	NDB RWY 24, Orig-A.
4/3/2014 .....	FL	New Smyrna Beach .....	New Smyrna Beach Muni	4/5193	02/07/14	RNAV (GPS) RWY 7, Orig.
4/3/2014 .....	FL	New Smyrna Beach .....	New Smyrna Beach Muni	4/5197	02/07/14	RADAR 1, Amdt 3A.
4/3/2014 .....	FL	New Smyrna Beach .....	New Smyrna Beach Muni	4/5198	02/07/14	NDB RWY 29, Amdt 2.

AIRAC Date	State	City	Airport	FDC No.	FDC Date	Subject
4/3/2014 .....	FL	New Smyrna Beach .....	New Smyrna Beach Muni	4/5199	02/07/14	RNAV (GPS) RWY 29, Orig.
4/3/2014 .....	FL	New Smyrna Beach .....	New Smyrna Beach Muni	4/5200	02/07/14	RNAV (GPS) RWY 25, Orig.
4/3/2014 .....	FL	New Smyrna Beach .....	New Smyrna Beach Muni	4/5201	02/07/14	RNAV (GPS) RWY 2, Orig.
4/3/2014 .....	DC	Washington .....	Manassas Rgnl/Harry P. Davis Field.	4/5240	02/07/14	RNAV (GPS) RWY 16L, Amdt 1.
4/3/2014 .....	FL	La Belle .....	La Belle Muni .....	4/5281	02/07/14	RNAV (GPS) RWY 32, Orig.
4/3/2014 .....	FL	La Belle .....	La Belle Muni .....	4/5283	02/07/14	RNAV (GPS) RWY 14, Orig-A.
4/3/2014 .....	MA	Plymouth .....	Plymouth Muni .....	4/5310	02/07/14	RNAV (GPS) RWY 24, Orig.
4/3/2014 .....	NJ	Mount Holly .....	South Jersey Rgnl .....	4/5312	02/07/14	RNAV (GPS) RWY 8, Orig.
4/3/2014 .....	NJ	Mount Holly .....	South Jersey Rgnl .....	4/5314	02/07/14	RNAV (GPS) RWY 26, Amdt 1.
4/3/2014 .....	TN	Athens .....	McMinn County .....	4/5315	02/07/14	NDB RWY 2, Amdt 6.
4/3/2014 .....	TN	Athens .....	McMinn County .....	4/5316	02/07/14	NDB RWY 20, Amdt 7.
4/3/2014 .....	TN	Livingston .....	Livingston Muni .....	4/5329	02/07/14	RNAV (GPS) RWY 3, Amdt 1.
4/3/2014 .....	TN	Livingston .....	Livingston Muni .....	4/5330	02/07/14	VOR/DME RWY 21, Amdt 5.
4/3/2014 .....	CT	Chester .....	Chester .....	4/5540	02/04/14	RNAV (GPS) RWY 35, Orig.
4/3/2014 .....	CT	Chester .....	Chester .....	4/5541	02/04/14	RNAV (GPS) RWY 17, Orig.
4/3/2014 .....	CT	Chester .....	Chester .....	4/5542	02/04/14	VOR A, Amdt 4.
4/3/2014 .....	AL	Haleyville .....	Posey Field .....	4/5551	02/07/14	VOR/DME RWY 18, Amdt 5.
4/3/2014 .....	AL	Haleyville .....	Posey Field .....	4/5552	02/07/14	RNAV (GPS) RWY 18, Orig.
4/3/2014 .....	AL	Haleyville .....	Posey Field .....	4/5553	02/07/14	VOR/DME A, Amdt 4.
4/3/2014 .....	AL	Haleyville .....	Posey Field .....	4/5554	02/07/14	RNAV (GPS) RWY 36, Orig.
4/3/2014 .....	WI	Shawano .....	Shawano Muni .....	4/5602	02/07/14	Takeoff Minimums and (Obstacle) DP, Amdt 2.
4/3/2014 .....	WI	Amery .....	Amery Muni .....	4/5603	02/07/14	Takeoff Minimums and (Obstacle) DP, Amdt 1.
4/3/2014 .....	PA	West Chester .....	Brandywine .....	4/5824	02/10/14	RNAV (GPS) RWY 9, Orig-A.
4/3/2014 .....	PA	West Chester .....	Brandywine .....	4/5825	02/10/14	RNAV (GPS) RWY 27, Orig-A.
4/3/2014 .....	PA	West Chester .....	Brandywine .....	4/5826	02/10/14	VOR A, Amdt 3.
4/3/2014 .....	NJ	Toms River .....	Ocean County Airport .....	4/5831	02/07/14	Takeoff Minimums and (Obstacle) DP, Amdt 1.
4/3/2014 .....	NY	Massena .....	Massena Intl—Richards Field.	4/5889	02/07/14	RNAV (GPS) RWY 9, Amdt 1A.
4/3/2014 .....	VA	Suffolk .....	Suffolk Executive .....	4/5890	02/07/14	RNAV (GPS) RWY 7, Amdt 1.
4/3/2014 .....	TN	Morristown .....	Moore-Murrell .....	4/5901	02/07/14	RNAV (GPS) RWY 5, Orig.
4/3/2014 .....	TN	Morristown .....	Moore-Murrell .....	4/5902	02/07/14	NDB RWY 5, Amdt 5.
4/3/2014 .....	TN	Morristown .....	Moore-Murrell .....	4/5903	02/07/14	RNAV (GPS) RWY 23, Orig.
4/3/2014 .....	TN	Morristown .....	Moore-Murrell .....	4/5904	02/07/14	SDF RWY 5, Amdt 5.
4/3/2014 .....	NC	Oak Island .....	Cape Fear Rgnl Jetport/Howie Franklin Fld.	4/5905	02/10/14	RNAV (GPS) RWY 23, Orig.
4/3/2014 .....	NC	Oak Island .....	Cape Fear Rgnl Jetport/Howie Franklin Fld.	4/5906	02/10/14	RNAV (GPS) RWY 5, Amdt 1B.
4/3/2014 .....	NY	Farmingdale .....	Republic .....	4/6074	02/07/14	RNAV (GPS) RWY 19, Amdt 2.
4/3/2014 .....	ID	Mountain Home .....	Mountain Home Muni .....	4/6563	02/10/14	NDB RWY 28, Amdt 3.
4/3/2014 .....	ID	Mountain Home .....	Mountain Home Muni .....	4/6564	02/10/14	Takeoff Minimums and (Obstacle) DP, Amdt 4.

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**FEDERAL TRADE COMMISSION****16 CFR Part 1****Adjustments to Civil Penalty Amounts****AGENCY:** Federal Trade Commission.**ACTION:** Final rule amendments.

**SUMMARY:** The Federal Trade Commission (“FTC” or “Commission”) is increasing certain civil penalty amounts within its jurisdiction, as required by law. These adjustments reflect inflation since the penalty amounts were last adjusted.

**DATES:** Effective April 10, 2014.**FOR FURTHER INFORMATION CONTACT:**

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**SUPPLEMENTARY INFORMATION:**

Commission Rule 1.98 sets forth civil penalty amounts for violations of certain laws enforced by the Commission.<sup>1</sup> The Commission is increasing many of these amounts to account for inflation, as required by the Federal Civil Penalties Inflation Adjustment Act of 1990 (“FCPIAA”),<sup>2</sup> as amended by the Debt Collection Improvement Act of 1996.<sup>3</sup> The following adjusted amounts will take effect on April 10, 2014:

- Section 11(l) of the Clayton Act, 15 U.S.C. 21(l) (violations of cease and desist orders issued under Clayton Act section 11(b))—\$8,500;
- Section 10 of the FTC Act, 15 U.S.C. 50 (failure to file reports required by FTC Act)—\$210;
- Section 5 of the Webb-Pomerene (Export Trade) Act, 15 U.S.C. 65 (failure to file required business information with the Commission)—\$210;
- Section 6(b) of the Wool Products Labeling Act, 15 U.S.C. 68d(b) (failure to maintain proper records of fiber content)—\$210;
- Section 3(e) of the Fur Products Labeling Act, 15 U.S.C. 69a(e) (failure to maintain records)—\$210;
- Section 8(d)(2) of the Fur Products Labeling Act, 15 U.S.C. 69f(d)(2) (failure to maintain records)—\$210;
- Section 333(a) of the Energy Policy and Conservation Act, 42 U.S.C. 6303(a) (FTC enforcement of knowing violations)—\$210;

- Section 525(a) of the Energy Policy and Conservation Act, 42 U.S.C. 6395(a) (recycled oil labeling violations)—\$8,500;

- Section 1115(a) of the Medicare Prescription Drug Improvement and Modernization Act of 2003, Public Law 108-173, 21 U.S.C. 355 note (failure to comply with filing requirements)—\$12,100; and

- Section 814(a) of the Energy Independence and Security Act of 2007, 42 U.S.C. 17304 (violations of prohibitions on market manipulation and provision of false information to federal agencies)—\$1,100,000

The FCPIAA’s rounding rules do not permit adjustment of the other civil penalties listed in Rule 1.98 at this time.<sup>4</sup>

**Calculation of Inflation Adjustments**

The FCPIAA directs federal agencies to adjust civil monetary penalties under their jurisdiction for inflation at least once every four years pursuant to a statutory “cost-of-living adjustment.”<sup>5</sup> The cost of living adjustment is defined as the percentage by which the U.S. Department of Labor’s Consumer Price Index for all-urban consumers (“CPI-U”) for the month of June for the year preceding the adjustment exceeds the CPI-U for the month of June for the year in which the amount of the penalty was last set or adjusted pursuant to law.<sup>6</sup> Agencies do not have discretion over whether to adjust a maximum civil penalty at least once every four years, or the method used to determine the adjustment.

The Commission previously adjusted its civil penalty amounts in 1996, 2004, and 2009.<sup>7</sup> No adjustments were warranted in 2000 due to the FCPIAA’s rounding rules.<sup>8</sup>

In 2009, the Commission adjusted civil penalties under Clayton Act sections 7A(g)(1) and 11(l), FTC Act sections 5(l) and 5(m)(1)(A)–(B), sections 525(a) and (b) of the Energy Policy and Conservation Act (“EPCA”), and section 621(a)(2) of the Fair Credit Reporting Act (“FCRA”). See 74 FR 857 (Jan. 9, 2009). For these civil penalties, the relevant inflation period is between June 2009 and June 2013. Within that timeframe, the CPI-U has increased from 215.693 to 233.504, or 8.3%. This increase triggers a statutory adjustment from \$7,500 to \$8,500 for civil penalties under Clayton Act section 11(l) and EPCA section 525(a).

At this time, the statute’s rounding rules do not authorize the FTC to increase the amounts of the other civil penalties previously adjusted in 2009. The FCPIAA contains specific rules for rounding each increase based on the size of the penalty.<sup>9</sup> Increases in civil penalties of greater than \$10,000 and less than or equal to \$100,000 must be in \$5,000 increments, and the increase in the CPI between June 2009 and June 2013 was not high enough to round up any adjustment to \$5,000. Thus, the statute does not permit adjustments for civil penalties under Clayton Act sections 7A(g)(1), FTC Act sections 5(l) and 5(m)(1)(A)–(B), and EPCA section 525(b). Likewise, increases in civil penalties of greater than \$1,000 and less than or equal to \$10,000 must be in increments of \$1,000, and the increase in the CPI was not high enough to warrant an adjustment for civil penalties under FCRA section 621(a)(2).

The other civil penalties in Rule 1.98 did not qualify for adjustment in 2009.<sup>10</sup> These additional penalties were last adjusted in 1996.<sup>11</sup> Thus, the relevant inflation period is between June 1996 and June 2013. Within that time frame, the CPI-U has increased from 156.7 to 233.504 for a total percentage increase of 49.0%. Applying this percentage increase results in an adjustment from \$110 to \$210 for civil penalties under the following statutory provisions: FTC Act section 10, Webb-Pomerene (Export Trade) Act section 5, Wool Products Labeling Act section 6(b), Fur Products Labeling Act sections 3(e) and 8(d)(2), and EPCA section 333(a).

The FTC is increasing the civil penalty amount under section 1115(a) of the Medicare Prescription Drug Improvement and Modernization Act of 2003 (“MMA”) for the first time.<sup>12</sup> From June 2003 to June 2013, the CPI-U has increased from 183.7 to 233.504, a 27.1% increase. Because the FCPIAA imposes a ten percent cap on initial civil penalty adjustments, the

<sup>9</sup> 28 U.S.C. 2461 note (5)(a)(1)–(6).

<sup>10</sup> 74 FR at 858.

<sup>11</sup> The Commission reviewed these civil penalties for potential adjustments in 2000 and 2004, but determined that no adjustments inflation were warranted at that time. See 65 FR at 69665; 69 FR at 76612. In 2004, only the civil penalties under section 11(l) of the Clayton Act and sections 525(a)–(b) of EPCA were adjusted for inflation, 69 FR at 76612. These penalties were subsequently adjusted for inflation again in 2009, along with the others identified above. 74 FR at 858.

<sup>12</sup> In 2004 and 2009, the Commission reviewed the penalties under Section 1115(a) of the MMA but determined that no adjustments were warranted by inflation at that time. 69 FR at 76612; 74 FR at 858.

<sup>1</sup> 16 CFR 1.98.

<sup>2</sup> 28 U.S.C. 2461 note.

<sup>3</sup> Public Law 104-134, section 31001(s)(1), 110 Stat. 1321-373.

<sup>4</sup> 28 U.S.C. 2461 note (5)(a).

<sup>5</sup> *Id.*

<sup>6</sup> 28 U.S.C. 2461 note (3), (5)(b).

<sup>7</sup> See 61 FR 54,548 (Oct. 21, 1996); 69 FR 76,611 (Dec. 22, 2004); 74 FR 857 (Jan. 9, 2009).

<sup>8</sup> See 65 FR 69,665 (Nov. 20, 2000).