

# Rules and Regulations

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## SMALL BUSINESS ADMINISTRATION

### 13 CFR Part 121

RIN 3245-AG22

#### Small Business Subcontracting; Correction

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Correcting amendment.

**SUMMARY:** The U.S. Small Business Administration (SBA) published a final rule in the **Federal Register** on July 16, 2013 (78 FR 42391), amending its regulations governing small business subcontracting. That document amended § 121.411 without incorporating the amendments made to that section by a final rule published on June 28, 2013 (78 FR 38811), which unintentionally resulted in duplicate paragraphs. This document corrects the final regulations by properly designating the paragraphs in § 121.411.

**DATES:** Effective May 23, 2014

**FOR FURTHER INFORMATION CONTACT:** Dean Koppel, Office of Government Contracting, U.S. Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416, (202) 205-7322, [dean.koppel@sba.gov](mailto:dean.koppel@sba.gov).

**SUPPLEMENTARY INFORMATION:** On June 28, 2013, SBA published a final rule to implement provisions in the Small Business Jobs Act of 2010 pertaining to small business size and status integrity. 78 FR 38811. That rule amended 13 CFR 121.411 by adding new paragraphs (d) through (h). On July 16, 2013, at 78 FR 42391, SBA published a second final rule to implement provisions, also in the Small Business Jobs Act of 2010, concerning subcontracting compliance. In pertinent part, this final rule amended 13 CFR 121.411. However, in so doing, SBA inadvertently failed to incorporate the new paragraphs added to § 121.411 by the final rule published

on June 28, 2013. When SBA published the rule on July 16, 2013, the Agency should have amended § 121.411 by revising paragraph (a), redesignating paragraphs (b) through (h) as paragraphs (c) through (i), and adding a new paragraph (b). As a result of the Agency's oversight, the current regulations in § 121.411 contain two paragraphs (d). This correcting amendment is necessary to ensure the proper designation of the paragraphs in that section.

#### List of Subjects in 13 CFR Part 121

Government contracting programs, Small business subcontracting program.

Accordingly, 13 CFR part 121 is corrected by making the following correcting amendments:

#### PART 121—SMALL BUSINESS SIZE REGULATIONS

■ 1. The authority citation for part 121 continues to read as follows:

**Authority:** 15 U.S.C. 632, 634(b)(6), 662, and 694a(9).

■ 2. Amend § 121.411 by redesignating the second paragraph (d) through paragraph (h) as paragraphs (e) through (i).

**Calvin Jenkins,**

*Deputy Associate Administrator for Government Contracting and Business Development.*

[FR Doc. 2014-11986 Filed 5-22-14; 8:45 am]

**BILLING CODE 8025-01-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 73

[Docket No. FAA-2013-0729; Airspace Docket No. 13-AEA-14]

RIN 2120-AA66

#### Modification and Establishment of Restricted Areas; Aberdeen Proving Ground, MD

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

**ACTION:** Final rule.

**SUMMARY:** This action establishes a new restricted area, designated R-4001C, within a part of the existing restricted areas R-4001A and R-4001B, at the U.S.

Army's Aberdeen Proving Ground in Maryland. The purpose of the new area is to contain two moored balloons, called Aerostats, operating continuously at approximately 10,000 feet MSL. This action segregates nonparticipating aircraft from a hazard to navigation in Aberdeen Proving Ground airspace.

**DATES:** Effective date 0901 UTC, July 24, 2014.

**FOR FURTHER INFORMATION CONTACT:** Paul Gallant, Airspace Policy and Regulations Group, Office of Airspace Services, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591; telephone: (202) 267-8783.

#### SUPPLEMENTARY INFORMATION:

##### History

On October 1, 2013, the FAA published in the **Federal Register** a notice of proposed rulemaking to establish a new restricted area, designated R-4001C, within a portion of existing restricted areas R-4001A and R-4001B, at the U.S. Army's Aberdeen Proving Ground in Maryland (78 FR 60238). The U.S. Army requested this action to contain two moored Aerostat balloons that will be operated at approximately 10,000 feet MSL, without lights, and therefore must be contained within restricted airspace.

Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal. No comments were received.

##### The Rule

The FAA is amending 14 CFR part 73 by creating a new restricted area, designated R-4001C, within a part of existing restricted areas R-4001A and R-4001B at Aberdeen Proving Ground, MD. R-4001C is a rectangular area, approximately 4.5 nautical miles (NM) by 2 NM in size, that extends from the surface to 10,000 feet MSL. The time of designation for R-4001C is "continuous." Because the moored balloons contained in the area will be airborne 24 hours per day (except for periods when maintenance is required, or the winds exceed 60 knots), R-4001C is not a joint-use restricted area. R-4001A and R-4001B continue to be joint-use areas, meaning that they may be released, in whole or in part, to the FAA controlling agency when the airspace is not needed by the using agency. During times when the airspace