

DEPARTMENT OF TRANSPORTATION**Federal Aviation Administration****14 CFR Part 97**

[Docket No. 31469; Amdt. No. 4045]

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 establishes, amends, suspends, or removes Standard Instrument Approach Procedures (SIAPS) and associated Takeoff Minimums and Obstacle Departure Procedures (ODPs) 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 February 2, 2023. 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 February 2, 2023.

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

For Examination

1. U.S. Department of Transportation, Docket Ops-M30, 1200 New Jersey Avenue SE, West Bldg., Ground Floor, Washington, DC 20590-0001.

2. The FAA Air Traffic Organization Service Area in which the affected airport is located;

3. The office of Aeronautical Information Services, 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, email fr.inspection@nara.gov or go to: <https://www.archives.gov/federal-register/cfr/ibr-locations.html>.

Availability

All SIAPs and Takeoff Minimums and ODPs are available online free of charge. Visit the National Flight Data Center at nfdc.faa.gov to register. Additionally, individual SIAP and Takeoff Minimums and ODP copies may be obtained from the FAA Air Traffic Organization Service Area in which the affected airport is located.

FOR FURTHER INFORMATION CONTACT:

Thomas J. Nichols, Flight Procedures and Airspace Group, Flight Technologies and Procedures Division, Flight Standards Service, Federal Aviation Administration. Mailing Address: FAA Mike Monroney Aeronautical Center, Flight Procedures and Airspace Group, 6500 South MacArthur Blvd., STB Annex, Bldg. 26, Room 217, Oklahoma City, OK 73099. Telephone (405) 954-4164.

SUPPLEMENTARY INFORMATION: This rule amends 14 CFR part 97 by establishing, amending, suspending, or removes SIAPS, Takeoff Minimums and/or ODPs. The complete regulatory description of each SIAP and its associated Takeoff Minimums or ODP for an identified airport is listed on FAA form documents which are incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR part 51, and 14 CFR part 97.20. The applicable FAA Forms 8260-3, 8260-4, 8260-5, 8260-15A, 8260-15B, when required by an entry on 8260-15A, and 8260-15C.

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

Availability and Summary of Material Incorporated by Reference

The material incorporated by reference is publicly available as listed in the **ADDRESSES** section.

The material incorporated by reference describes SIAPS, Takeoff Minimums and/or ODPs as identified in the amendatory language for Part 97 of this final rule.

The Rule

This amendment to 14 CFR part 97 is effective upon publication of each separate SIAP, Takeoff Minimums and ODP as amended in the transmittal. Some SIAP and Takeoff Minimums and textual ODP amendments may have been issued previously by the FAA in a Flight Data Center (FDC) Notice to Airmen (NOTAM) as an emergency action of immediate flights safety relating directly to published aeronautical charts.

The circumstances that created the need for some SIAP and Takeoff Minimums and ODP amendments may require making them effective in less than 30 days. For the remaining SIAPs and Takeoff Minimums and ODPs, an effective date at least 30 days after publication is provided.

Further, the SIAPs and Takeoff Minimums and ODPs contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these SIAPs and Takeoff Minimums and ODPs, the TERPS criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs, Takeoff Minimums and ODPs, and safety in air commerce, I find that notice and public procedure under 5 U.S.C. 553(b) are impracticable and contrary to the public interest and, where applicable, under 5 U.S.C. 553(d), good cause exists for making some SIAPs effective in less than 30 days.

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, Navigation (Air).

Issued in Washington, DC, on January 20, 2023.

Thomas J. Nichols,

Aviation Safety, Flight Standards Service, Manager, Standards Section, Flight Procedures & Airspace Group, Flight Technologies & Procedures Division.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, 14 CFR part 97 is amended by establishing, amending, suspending, or removing Standard Instrument Approach Procedures and/or Takeoff Minimums and Obstacle Departure 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(f), 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

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

Effective 23 February 2023

Bullhead City, AZ, KIFP, RNAV (GPS) RWY 16, Amdt 3
 Key West, FL, KEYW, RADAR 1, Amdt 5A
 Calhoun, GA, KCZL, RNAV (GPS) RWY 17, Amdt 2
 Calhoun, GA, KCZL, RNAV (GPS) RWY 35, Amdt 1D
 Columbus, GA, KCSG, ILS OR LOC RWY 6, Amdt 26
 Columbus, GA, KCSG, RNAV (GPS) RWY 6, Amdt 1
 Columbus, GA, KCSG, RNAV (GPS) RWY 13, Amdt 1
 Columbus, GA, KCSG, RNAV (GPS) RWY 24, Amdt 1
 Columbus, GA, KCSG, VOR–A, Amdt 23C, CANCELED
 Champaign/Urbana, IL, KCMJ, ILS OR LOC RWY 32R, Amdt 14
 Moline, IL, KMLJ, Takeoff Minimums and Obstacle DP, Amdt 3
 Jeffersonville, IN, KJVY, RNAV (GPS) RWY 36, Orig
 Portland, IN, KPLD, RNAV (GPS) RWY 9, Amdt 2
 Portland, IN, KPLD, RNAV (GPS) RWY 27, Amdt 2
 Portland, IN, KPLD, Takeoff Minimums and Obstacle DP, Amdt 1
 Baltimore, MD, KMTN, ILS OR LOC RWY 33, Orig
 Baltimore, MD, KMTN, LDA RWY 33, Orig-B, CANCELED
 Baltimore, MD, KMTN, RNAV (GPS) RWY 33, Amdt 2

Mexico, MO, KMYJ, RNAV (GPS) RWY 6, Amdt 2
 Jefferson, NC, KGEV, LOC RWY 28, Amdt 4
 Jefferson, NC, KGEV, RNAV (GPS) RWY 28, Amdt 2
 Newark, NJ, KEWR, ILS OR LOC RWY 22L, ILS RWY 22L (SA CAT I), ILS RWY 22L (CAT II), ILS RWY 22L (CAT III), Amdt 14
 Newark, NJ, KEWR, ILS OR LOC RWY 22R, Amdt 7
 Newark, NJ, KEWR, RNAV (GPS) RWY 22R, Amdt 2
 Newark, NJ, KEWR, RNAV (GPS) Z RWY 22L, Amdt 3
 New York, NY, KLGA, ILS OR LOC RWY 4, Amdt 38A
 New York, NY, KLGA, RNAV (GPS) X RWY 31, Orig-A
 New York, NY, KLGA, RNAV (GPS) Y RWY 4, Amdt 4A
 Pendleton, OR, KPDT, RNAV (GPS) RWY 29, Amdt 1
 Greenville, SC, KGYH, ILS OR LOC RWY 5, Amdt 6
 Greenville, SC, KGYH, RNAV (GPS) RWY 5, Amdt 1
 Greenville, SC, KGYH, RNAV (GPS) RWY 23, Amdt 1
 Dallas, TX, KRBD, RNAV (GPS) RWY 13, Orig
 Greenville, TX, KGVT, RNAV (GPS) RWY 35, Amdt 1B
 Yakima, WA, KYKM, RNAV (RNP) Y RWY 27, Orig-D

Rescinded: On December 27, 2022 (87 FR 79247), the FAA published an Amendment in Docket No. 31463, Amdt No. 4039, to Part 97 of the Federal Aviation Regulations under section 97.37. The following entries for, Natchez, MS, effective February 23, 2023, is hereby rescinded in its entirety:

Natchez, MS, KHEZ, Takeoff Minimums and Obstacle DP, Orig-A

[FR Doc. 2023–02177 Filed 2–1–23; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Part 11

[Docket No. RM11–6–000]

Annual Update to Fee Schedule for the Use of Government Lands by Hydropower Licensees

AGENCY: Federal Energy Regulatory Commission, Department of Energy.

ACTION: Final rule.

SUMMARY: In accordance with the Commission's regulations, the Commission, by its designee, the Executive Director, issues this annual update to the fee schedule in the appendix to the part, which lists per-acre rental fees by county (or other geographic area) for use of government lands by hydropower licensees.

DATES:

Effective date: This rule is effective February 2, 2023.

Applicability dates: The updates to appendix A to part 11, with the fee schedule of per-acre rental fees by county (or other geographic area), are from October 1, 2022, through September 30, 2023 (Fiscal Year 2023).

FOR FURTHER INFORMATION CONTACT:

Raven A. Rodriguez, Financial Management Division, Office of the Executive Director, Federal Energy Regulatory Commission, 888 First Street NE, Washington, DC 20426, (202) 502–6276, Raven.Rodriguez@ferc.gov.

SUPPLEMENTARY INFORMATION:

Annual Update to Fee Schedule

Section 11.2 of the Commission's regulations provides a method for computing reasonable annual charges for computing reasonable annual charges for recompensing the United States for the use, occupancy, and enjoyment of its lands by hydropower licensees.¹ Annual charges for the use of government lands are payable in advance, and are based on an annual schedule of per-acre rental fees published in appendix A to part 11 of the Commission's regulations.² This notice updates the fee schedule in appendix A to part 11 for fiscal year 2023 (October 1, 2022, through September 30, 2023).

Effective Date

This final rule is effective February 2, 2023. The provisions of 5 U.S.C. 804, regarding Congressional review of final rules, do not apply to this final rule because the rule concerns agency procedure and practice and will not substantially affect the rights or obligations of non-agency parties. This final rule merely updates the fee schedule published in the Code of Federal Regulations to reflect scheduled adjustments, as provided for in § 11.2 of the Commission's regulations.

List of Subjects in 18 CFR Part 11

Public lands.

By the Executive Director.

Issued: January 17, 2023.

William Foster,

Chief Financial Officer, Office of the Executive Director.

In consideration of the foregoing, the Commission amends appendix A to part 11, chapter I, title 18, Code of Federal Regulations, as follows.

¹ *Annual Charges for the Use of Government Lands*, Order No. 774, 78 FR 5256 (January 25, 2013), FERC Stats. & Regs. ¶ 31,341 (2013).

² 18 CFR part 11 (2018).