

Authority: 5 U.S.C. chapter 43 and 5307(d).

Subpart C—Managing Senior Executive Performance

- 2. Amend § 430.305 by revising paragraph (a)(5) to read as follows:

§ 430.305 System standards for SES performance management systems.

(a) * * *

(5) Derive an annual summary rating through a mathematical method that ensures executives' performance aligns with level descriptors contained in performance standards that clearly differentiate levels above fully successful;

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- 3. Amend § 430.308 by:

- a. Revising paragraph (d)(6);
- b. Removing paragraph (d)(7); and
- c. Redesignating paragraph (d)(8) as (d)(7).

The revision reads as follows:

§ 430.308 Appraising performance.

* * * * *

(d) * * *

(6) The effectiveness, productivity, and performance results of the employees for whom the senior executive is responsible; and

* * * * *

- 4. Amend § 430.311 by revising paragraph (a)(1) to read as follows:

§ 430.311 Performance Review Boards (PRBs).

(a) * * *

(1) Each PRB must have three or more members who are appointed by the agency head, or by another official or group acting on behalf of the agency head. Agency heads are encouraged to choose individuals for each PRB committed to applying the SES Performance Appraisal System and Performance Plan and the requirements therein and promoting and assuring an SES of the highest caliber.

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA-2025-0769; Airspace Docket No. 25-ASO-5]

RIN 2120-AA66

Amendment of Class D and Class E2, Amendment of Class E4, and Amendment of Class E5 Airspace Over New Bern, NC

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: This action proposes to amend Class D and Class E2 airspace at Coastal Carolina Regional Airport (EWN) due to the current designated airspace not properly containing instrument flight rule operations. Additionally, this action proposes to amend Class E4 airspace at Coastal Carolina Regional Airport, New Bern, NC due to portions no longer meeting the requirements of its designation. Lastly, this action proposes to amend the Class E5 airspace that no longer meets the requirements for its specific designation due to the amendment or cancellation of Standard Instrument Approach Procedures at Coastal Carolina Regional Airport, New Bern, NC.

DATES: Comments must be received on or before June 16, 2025.

ADDRESSES: Send comments identified by FAA Docket No. FAA-2025-0769 and Airspace Docket No. 25-ASO-5 using any of the following methods:

* *Federal eRulemaking Portal:* Go to www.regulations.gov and follow the online instructions for sending your comments electronically.

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

* *Hand Delivery or Courier:* Take comments to Docket Operations in Room W12-140 of the West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except for Federal holidays.

* *Fax:* Fax comments to Docket Operations at (202) 493-2251.

Docket: Background documents or comments received may be read at www.regulations.gov at any time. Follow the online instructions for accessing the docket or go to the Docket Operations in Room W12-140 of the

West Building Ground Floor at 1200 New Jersey Avenue SE, Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except for Federal holidays.

FAA Order JO 7400.11], Airspace Designations and Reporting Points, and subsequent amendments can be viewed online at www.faa.gov/air_traffic/publications/. You may also contact the Rules and Regulations Group, Policy Directorate, Federal Aviation Administration, 600 Independence Avenue SW, Washington, DC 20597; Telephone: (202) 267-8783.

FOR FURTHER INFORMATION CONTACT:

Christopher Stocking, Operations Support Group, Eastern Service Center, Federal Aviation Administration, 1701 Columbia Avenue, College Park, GA 30337; Telephone: (404) 305-5887.

SUPPLEMENTARY INFORMATION:

Authority for This Rulemaking

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 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 would amend Class D, amend Class E2, amend Class E4, and amend Class E5 airspace in New Bern, NC.

Comments Invited

The FAA invites interested persons to participate in this rulemaking by submitting written comments, data, or views. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy-related aspects of the proposal. The most helpful comments reference a specific portion of the proposal, explain the reason for any recommended change, and include supporting data. To ensure the docket does not contain duplicate comments, commenters should submit only one time if comments are filed electronically, or commenters should send only one copy of written comments if comments are filed in writing.

The FAA will file in the docket all comments it receives, as well as a report summarizing each substantive public

contact with FAA personnel concerning this proposed rulemaking. Before acting on this proposal, the FAA will consider all comments it receives on or before the closing date for comments. The FAA will consider comments filed after the comment period has closed if it is possible to do so without incurring expense or delay. The FAA may change this proposal in light of the comments it receives.

Privacy: In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edits, including any personal information the commenter provides, to www.regulations.gov, as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at www.dot.gov/privacy.

Availability of Rulemaking Documents

An electronic copy of this document may be downloaded through the internet at www.regulations.gov. Recently published rulemaking documents can also be accessed through the FAA's web page at www.faa.gov/air_traffic/publications/airspace_amendments/.

You may review the public docket containing the proposal, any comments received, and any final disposition in person in the Dockets Operations office (see **ADDRESSES** section for address, phone number, and hours of operations). An informal docket may also be examined during regular business hours at the office of the Eastern Service Center, Federal Aviation Administration, Room 210, 1701 Columbia Ave., College Park, GA 30337.

Incorporation by Reference

Class D and Class E airspace designations are published in paragraphs 5000, 6002, 6004, and 6005 of FAA Order JO 7400.11, Airspace Designations and Reporting Points, which is incorporated by reference in 14 CFR 71.1 on an annual basis. This document proposes to amend the current version of that order, FAA Order JO 7400.11J, dated July 31, 2024, and effective September 15, 2024. These updates will be published in the next update to FAA Order JO 7400.11. FAA Order JO 7400.11J is publicly available as listed in the **ADDRESSES** section of this document.

FAA Order JO 7400.11J lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

The Proposal

This action proposes an amendment to 14 CFR part 71 to amend the Class D, E2, E4, and E5 airspace for Coastal

Carolina Regional Airport, New Bern, NC. Controlled airspace is necessary for the safety and management of IFR operations in the area for existing instrument approaches.

This action proposes to amend both the Class D and Class E2 airspace extending upward from the surface to and including 2,500 feet MSL for Coastal Carolina Regional Airport, New Bern, NC, by increasing it to a 4.3-mile radius as the current radius of 4.0-miles does not properly contain instrument flight rules operations. These airspace areas encompass the same airspace but are separately activated by NOTAM.

Additionally, this action proposes to amend the Class E4 airspace by removing that airspace that extends upward from the surface within 2.4 miles each side of the New Bern VOR/DME 210° radial, extending from the 4-mile radius to 7 miles southwest of the VOR/DME. The Class E4 airspace will also be amended from the surface within 2.4 miles each side of the New Bern VOR/DME 038° radial, by extending from the 4.3-mile radius to 7 miles northeast of the New Bern VOR/DME.

Lastly, this action proposes to amend Class E5 airspace extending from 700 feet above the surface upward and within 2-miles each side of the New Bern VOR/DME 210° radial, extending from the 7-mile radius of the New Bern VOR/DME to the 10-mile radius of the New Bern VOR/DME for Coastal Carolina Regional Airport, New Bern, NC. This reconfiguration will properly contain the currently published standard instrument approach procedures.

Regulatory Notices and Analyses

The FAA has determined that this proposed 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 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 proposed 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.

Environmental Review

This proposal will be subject to an environmental analysis in accordance with FAA Order 1050.1F, “Environmental Impacts: Policies and Procedures,” prior to any final regulatory action by the FAA.

Lists of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

The Proposed Amendment

In consideration of the foregoing, the Federal Aviation Administration proposes to amend 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(f), 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 JO 7400.11J, Airspace Designations and Reporting Points, dated July 31, 2024, and effective September 15, 2024, is amended as follows:

Paragraph 5000 Class D Airspace.

* * * * *

ASO NC D New Bern, NC [Amended]

Coastal Carolina Regional Airport, NC
(Lat. 35°04′22″ N, long. 77°02′35″ W)

That airspace extending upward from the surface to and including 2,500 feet MSL within a 4.3-mile radius of Coastal Carolina Regional Airport. This Class D airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Chart Supplement.

* * * * *

Paragraph 6002 Class E Airspace Designated as Surface Areas.

* * * * *

ASO NC E2 New Bern, NC [Amended]

Coastal Carolina Regional Airport, NC
(Lat. 35°04′22″ N, long. 77°02′35″ W)

Within a 4.3-mile radius of Coastal Carolina Regional Airport. This Class E airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Chart Supplement.

* * * * *

Paragraph 6004 Class E Airspace
Designated as an Extension to a Class D
Surface Area.

* * * * *

ASO NC E4 New Bern, NC [Amended]

Coastal Carolina Regional Airport, NC
(Lat. 35°04'22" N, long. 77°02'35" W)

New Bern VOR/DME
(Lat. 35°04'23" N, long. 77°02'42" W)

That airspace extending upward from the
surface within 2.4 miles each side of the New
Bern VOR/DME 038° radial, extending from
the 4.3-mile radius to 7 miles northeast of the
VOR/DME.

* * * * *

Paragraph 6005 Class E Airspace.

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ASO NC E5 New Bern, NC [Amended]

Coastal Carolina Regional Airport, NC
(Lat. 35°04'22" N, long. 77°02'35" W)

New Bern VOR/DME
(Lat. 35°04'23" N, long. 77°02'42" W)

Carolina East Medical Center Heliport, NC
(Lat. 35°06'55" W, long. 77°03'51" W)

That airspace extending upward from 700
feet above the surface within a 7-mile radius
of Coastal Carolina Regional Airport and
within 2.0 miles each side of the New Bern
VOR/DME 210° radial, extending from the 7-
mile radius of the New Bern VOR/DME to the

10-mile radius of the New Bern VOR/DME
and within a 6-mile radius of Carolina East
Medical Center Heliport.

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Issued in College Park, Georgia, on April
29, 2025.

Patrick Young,
Manager, Airspace & Procedures Team North,
Eastern Service Center, Air Traffic
Organization.

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