

121-217E ~~FAA~~ Am 121-213

Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone: (202) 267-9253.

SUPPLEMENTARY INFORMATION:

History

On February 7, 1990, the FAA proposed to amend part 71 of the Federal Aviation Regulations (14 CFR part 71) to alter the descriptions of VOR Federal Airways V-15, V-26, V-78, V-80, V-148, V-159 and V-462 (55 FR 4198). This amendment is a result of an agreement between the FAA and ICAO to remove all alternate airway segments from the NAS. Interested parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. No comments objecting to the proposal were received. Except for editorial changes, this amendment is the same as that proposed in the notice. Section 71.123 of part 71 of the Federal Aviation Regulations was republished in Handbook 7400.6F dated January 2, 1990.

The Rule

This amendment to part 71 of the Federal Aviation Regulations alters the descriptions of several VOR federal airways located in the north central portion of the United States. These airway changes are the result of an agreement between the FAA and ICAO to remove segments of alternate airway designations.

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 "major rule" under Executive Order 12291; (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. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule 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 71

Aviation safety, VOR federal airways.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 71 of the Federal Aviation Regulations (14 CFR part 71) is amended, as follows:

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

1. The authority citation for Part 71 continues to read as follows:

Authority: 49 U.S.C. 1348(a), 1354(a), 1510; Executive Order 10854; 49 U.S.C. 106(g) (Revised Pub. L. 97-449, January 12, 1983); 14 CFR 11.69.

§ 71.123 [Amended]

2. § 71.123 is amended as follows:

V-15 [Amended]

By removing the words "Huron, SD, including a west alternate from Sioux Falls to Huron via Mitchell, SD, Aberdeen, SD, including a W alternate; 18 miles, 89 miles, 42 MSL, Bismarck, ND; to Minot, ND." and substituting the words "Huron, SD; Aberdeen, SD; Bismarck, ND; to Minot, ND."

V-26 [Amended]

By removing the words ", including a S alternate"

V-78 [Amended]

By removing the words ", including a S alternate"

V-80 [Revised]

From Akron, CO; North Platte, NE; O'Neill, NE; to Sioux Falls, SD.

V-148 [Amended]

By removing the words "Redwood Falls, MN, including an S alternate," and substituting the words "Redwood Falls, MN;"

V-159 [Amended]

By removing the words "Mitchell, SD." and substituting the words "Mitchell, SD; to Huron, SD."

V-462 [Revised]

From Fort Dodge, IA; to Sioux Falls, SD. Issued in Washington, DC, on May 3, 1990.

Harold W. Becker,

Manager, Airspace-Rules and Aeronautical Information Division.

[FR Doc. 90-11239 Filed 5-14-90; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 135

[Docket No. 25590; Amdt. Nos. 121-213, 129-20, and 135-35]

Air Carrier Certification and Operations: Smoking Aboard Aircraft; Prohibition Correction

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule; correction.

SUMMARY: On March 7, 1990, the FAA published a final rule to implement the congressionally mandated prohibition against smoking during most scheduled flight segments in the United States.

This action corrects an error in that final rule.

EFFECTIVE DATE: May 15, 1990.

FOR FURTHER INFORMATION CONTACT:

Larry Youngblut, Project Development Branch (AFS-240), Air Transportation Division, Office of Flight Standards, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591, Telephone (202) 267-3755.

SUPPLEMENTARY INFORMATION:

On March 7, 1990 (55 FR 8364), the FAA issued a final rule prohibiting smoking in the passenger cabin or lavatory of an airplane during most scheduled flight segments in the United States. Certain sections in parts 121 and 135 were amended and redesignated to implement the smoking prohibition. Former § 135.127(d) was inadvertently deleted. Current § 135.127(d) was never intended to be § 135.127(d). As discussed in the preamble to the current rule, current § 135.127(d) was intended to be § 135.127(e). Therefore, a correction is necessary to reinsert former paragraph (d) into the current rule. As a result of reinstating paragraph (d), current paragraphs (d) and (e) will be redesignated as paragraphs (e) and (f). The omission is corrected below. Correction to § 135.127:

PART 135—[AMENDED]

Section 135.127 is corrected by redesignating paragraphs (d) and (e) as paragraphs (e) and (f) respectively and adding a new paragraph (d) to read as follows:

§ 135.127 Passenger Information.

(d) After December 31, 1988, no person may operate an aircraft with a lavatory equipped with a smoke detector unless there is in that lavatory a sign or placard which reads: "Federal law provides for a penalty of up to \$2,000 for tampering with the smoke detector installed in this lavatory."

Issued in Washington, DC, on May 10, 1990.

Donald P. Byrne,

Deputy Assistant Chief Counsel, Regulations and Enforcement Division.

[FR Doc. 90-11241 Filed 5-14-90; 8:45 am]

BILLING CODE 4910-13-M

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