

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

**§§ 97.23, 97.25, 97.27, 97.29, 97.31, 97.33, and 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, ISMLS, MLS/DME, MLS/RNAV; § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs.

| FDC date       | State | City               | Airport                       | FDC No. | Subject                                                                   |
|----------------|-------|--------------------|-------------------------------|---------|---------------------------------------------------------------------------|
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5343  | ILS OR LOC RWY 32L, AMDT 2A                                               |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5344  | RNAV (GPS) RWY 10, AMDT 3                                                 |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5345  | ILS OR LOC RWY 32R, AMDT 21C                                              |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5346  | RNAV (GPS) RWY 32R, AMDT 1A                                               |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5347  | RNAV (GPS) Y RWY 22L, ORIG-B                                              |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5348  | RNAV (GPS) Z RWY 22L, ORIG-A                                              |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5349  | ILS OR LOC RWY 4R, AMDT 6J                                                |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5350  | ILS OR LOC RWY 22R, AMDT 7F                                               |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5351  | RNAV (GPS) RWY 28, AMDT 2                                                 |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5352  | ILS OR LOC RWY 22L, AMDT 4G                                               |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5353  | RNAV (GPS) RWY 4L, AMDT 1A                                                |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5354  | RNAV (GPS) RWY 4R, ORIG-B                                                 |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5356  | RNAV (GPS) RWY 14L, AMDT 1A                                               |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5357  | RNAV (GPS) RWY 14R, AMDT 1A                                               |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5359  | RNAV (GPS) RWY 22R, AMDT 1A                                               |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5360  | RNAV (GPS) RWY 32L, AMDT 2B                                               |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5361  | LOC RWY 4L, AMDT 20A                                                      |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5366  | ILS OR LOC RWY 10, ILS RWY 10 (CAT II), ILS RWY 10 (CAT III), AMDT 16     |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5367  | ILS OR LOC RWY 14L, ILS RWY 14L (CAT II), ILS RWY 14L (CAT III), AMDT 29A |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5368  | ILS OR LOC RWY 14R, ILS RWY 14R (CAT II), ILS RWY 14R (CAT III), AMDT 30A |
| 12/24/08 ..... | IL    | CHICAGO .....      | CHICAGO-O'HARE INTL .....     | 8/5369  | ILS OR LOC RWY 28, ILS RWY 28 (CAT II), ILS RWY 28 (CAT III), AMDT 15     |
| 10/22/08 ..... | NY    | NEW YORK .....     | JOHN F. KENNEDY .....         | 8/5517  | ILS OR LOC RWY 13L, ILS RWY 13L (CAT II) AMDT 16A                         |
| 12/31/09 ..... | AZ    | TUCSON .....       | RYAN FIELD .....              | 8/5894  | ILS OR LOC RWY 6R, AMDT 5B                                                |
| 01/02/09 ..... | OR    | PORTLAND .....     | PORTLAND INTL .....           | 9/0041  | ILS OR LOC RWY 28L, AMDT 1                                                |
| 01/02/09 ..... | NV    | RENO .....         | RENO/TAHOE INTL .....         | 9/0043  | ILS OR LOC/DME RWY 34L, ORIG                                              |
| 01/02/09 ..... | WY    | WORLAND .....      | WORLAND MUNI .....            | 9/0048  | VOR OR GPS RWY 16, AMDT 5B                                                |
| 01/05/09 ..... | NY    | POUGHKEEPSIE ..... | DUTCHESS COUNTY .....         | 9/0152  | VOR/DME RWY 24, AMDT 4                                                    |
| 01/05/09 ..... | WA    | SPOKANE .....      | SPOKANE INTL .....            | 9/0219  | ILS OR LOC/DME RWY 21, ILS RWY 21 (CAT II), ILS RWY 21 (CAT III), AMDT 21 |
| 01/05/09 ..... | OR    | NORTH BEND .....   | SOUTHWEST OREGON REGIONAL ... | 9/0224  | TAKE-OFF MINIMUMS AND (OBSTACLE) DP, AMDT 4A                              |
| 01/05/09 ..... | WY    | RIVERTON .....     | RIVERTON REGIONAL .....       | 9/0228  | ILS OR LOC RWY 28, AMDT 1B                                                |

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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 97

[Docket No. 30647 Amdt. No 3304]

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

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

**ACTION:** Final rule.

**SUMMARY:** This establishes, 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 February 23, 2009. 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 23, 2009.

**ADDRESSES:** Availability of matters 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](http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html).

**Availability**—All SIAPs and Takeoff Minimums and ODPs are available online free of charge. Visit <http://www.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:

Harry J. Hodges, Flight Procedure Standards Branch (AFS-420), Flight Technologies and Programs Divisions, 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 of the Code of Federal Regulations, Part 97 (14 CFR part 97), by establishing, amending, suspending, or revoking SIAPs, Takeoff Minimums and/or ODPS. The complete regulators 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 are FAA Forms 8260-3, 8260-4, 8260-5, 8260-15A, and 8260-15B when required by an entry on 8260-15A.

The large number of SIAPs, Takeoff Minimums and ODPs, in addition to their complex nature and the need for a special format make publication in the **Federal Register** expensive and impractical. Furthermore, airmen do not use the regulatory text of the SIAPs, Takeoff Minimums or ODPs, but instead refer to their depiction on charts printed by publishers of aeronautical materials. The advantages of incorporation by reference are realized and publication of the complete description of each SIAP, Takeoff Minimums and ODP listed on

FAA forms is unnecessary. This amendment provides the affected CFR sections and specifies the types of SIAPs and the effective dates of the associated Takeoff Minimums and ODPs. 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, Takeoff Minimums and ODP as contained 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 flight safety relating directly to published aeronautical charts. The circumstances which 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 procedures before adopting these SIAPs, Takeoff Minimums and ODPS are impracticable and contrary to the public interest and, where applicable, that good cause exists for making some 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 January 9, 2009.

**John M. Allen,**

*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 12 FEB 2009*

Jacksonville, FL, Craig Muni, RNAV (GPS) RWY 32, Orig-A

\* \* \* *Effective 12 MAR 2009*

Little Rock, AR, Adams Field, RNAV (GPS) RWY 4L, Amdt 1

Little Rock, AR, Adams Field, RNAV (GPS) RWY 4R, Amdt 1

Little Rock, AR, Adams Field, RNAV (GPS) RWY 22L, Amdt 1

Little Rock, AR, Adams Field, RNAV (GPS) RWY 22R, Amdt 1

Osceola, AR, Osceola Muni, RNAV (GPS) RWY 19, Orig

Warren, AR, Warren Muni, GPS RWY 21, Orig-B, CANCELLED

Warren, AR, Warren Muni, NDB OR GPS RWY 3, Amdt 1B, CANCELLED

Warren, AR, Warren Muni, RNAV (GPS) RWY 3, Orig

Warren, AR, Warren Muni, RNAV (GPS) RWY 21, Orig

Warren, AR, Warren Muni, VOR/DME-A, Amdt 5

Sebring, FL, Sebring Regional, GPS RWY 36, Orig-A, CANCELLED

Sebring, FL, Sebring Regional, RNAV (GPS) Y RWY 36, Orig

Sebring, FL, Sebring Regional, RNAV (GPS) Z RWY 36, Orig

Vero Beach, FL, Vero Beach Muni, RNAV (GPS) RWY 4, Orig

Vero Beach, FL, Vero Beach Muni, RNAV (GPS) RWY 11R, Amdt 1

Vero Beach, FL, Vero Beach Muni, RNAV (GPS) RWY 22, Orig

Vero Beach, FL, Vero Beach Muni, RNAV (GPS) RWY 29L, Amdt 1  
 Atlanta, GA, Fulton County Arpt-Brown Field, NDB RWY 8, Amdt 3  
 Augusta, GA, Augusta Rgnl at Bush Field, Takeoff Minimums and Obstacle DP, Amdt 13  
 Indianapolis, IN, Indianapolis Intl, RNAV (RNP) Z RWY 5L, Orig-A  
 Indianapolis, IN, Indianapolis Intl, RNAV (RNP) Z RWY 23R, Orig-A  
 Natchitoches, LA, Natchitoches Rgnl, RNAV (GPS) RWY 17, Orig  
 Natchitoches, LA, Natchitoches Rgnl, RNAV (GPS) RWY 35, Orig  
 Natchitoches, LA, Natchitoches Rgnl, Takeoff Minimums and Obstacle DP, Amdt 6  
 Rayville, LA, John H Hooks Jr Memorial, RNAV (GPS) RWY 18, Orig  
 Rayville, LA, John H Hooks Jr Memorial, RNAV (GPS) RWY 36, Amdt 1  
 Rayville, LA, John H Hooks Jr Memorial, Takeoff Minimums and Obstacle DP, Orig  
 Norwood, MA, Norwood Memorial, Takeoff Minimums and Obstacle DP, Amdt 5  
 Fryeburg, ME, Eastern Slopes Regional, NDB-B, Amdt 2  
 Greenville, ME, Greenville Muni, NDB RWY 14, Amdt 5  
 Greenville, ME, Greenville SPB, NDB-A, Amdt 5  
 Greenville, ME, Greenville SPB, RNAV (GPS)-B, Orig  
 Romeo, MI, Romeo State, GPS RWY 36, Orig-A, CANCELLED  
 Romeo, MI, Romeo State, RNAV (GPS) RWY 18, Orig  
 Romeo, MI, Romeo State, RNAV (GPS) RWY 36, Orig  
 Romeo, MI, Romeo State, VOR/DME-A, Amdt 8  
 Glencoe, MN, Glencoe Muni, RNAV (GPS) RWY 31, Orig  
 Glencoe, MN, Glencoe Muni, Takeoff Minimums and Obstacle DP, Orig  
 South St Paul, MN, South St Paul Muni-Richard E Fleming Fld, GPS RWY 34, Orig, CANCELLED  
 South St Paul, MN, South St Paul Muni-Richard E Fleming Fld, RNAV (GPS) RWY 34, Orig  
 Greenville, MS, Mid Delta Rgnl, GPS RWY 18L, Orig, CANCELLED  
 Greenville, MS, Mid Delta Rgnl, GPS RWY 18R, Orig, CANCELLED  
 Greenville, MS, Mid Delta Rgnl, GPS RWY 36R, Orig, CANCELLED  
 Greenville, MS, Mid Delta Rgnl, RNAV (GPS) RWY 18L, Orig  
 Greenville, MS, Mid Delta Rgnl, RNAV (GPS) RWY 18R, Orig  
 Greenville, MS, Mid Delta Rgnl, RNAV (GPS) RWY 36R, Orig  
 Fostoria, OH, Fostoria Metropolitan, NDB RWY 27, Amdt 5  
 Fostoria, OH, Fostoria Metropolitan, RNAV (GPS) RWY 27, Orig  
 Fostoria, OH, Fostoria Metropolitan, Takeoff Minimums and Obstacle DP, Orig  
 Fostoria, OH, Fostoria Metropolitan, VOR-A, Amdt 4  
 Waverly, OH, Pike County, GPS RWY 7, Orig-B, CANCELLED  
 Waverly, OH, Pike County, GPS RWY 25, Orig-A, CANCELLED  
 Waverly, OH, Pike County, RNAV (GPS) RWY 7, Orig

Waverly, OH, Pike County, RNAV (GPS) RWY 25, Orig  
 Honesdale, PA, Cherry Ridge, RNAV (GPS) RWY 36, Orig, CANCELLED  
 Honesdale, PA, Cherry Ridge, RNAV (GPS)-B, Orig  
 Atlanta, TX, Hall Miller Muni, RNAV (GPS) RWY 5, Amdt 1

[FR Doc. E9-3047 Filed 2-20-09; 8:45 am]

BILLING CODE 4910-13-P

## DEPARTMENT OF COMMERCE

### Bureau of Economic Analysis

#### 15 CFR Part 806

[Docket No. 080219210-8245-01]

RIN 0691-AA65

#### Direct Investment Surveys: BE-15, Annual Survey of Foreign Direct Investment in the United States

**AGENCY:** Bureau of Economic Analysis, Commerce.

**ACTION:** Final rule.

**SUMMARY:** This final rule amends regulations of the Bureau of Economic Analysis, Department of Commerce (BEA) to change the reporting requirements for the BE-15, Annual Survey of Foreign Direct Investment in the United States. The BE-15 survey is conducted annually and is a sample survey that obtains financial and operating data on U.S. affiliates of foreign companies. BEA is adding and deleting items on the survey forms and changing the reporting criteria. The changes to the BE-15 annual survey will: reduce detail and raise reporting thresholds; extend the coverage of the survey to include banks; bring the survey forms and instructions into conformity with the 2007 BE-12, Benchmark Survey of Foreign Direct Investment in the United States; and implement changes related to new accounting standards.

**DATES:** This final rule will be effective March 25, 2009.

**FOR FURTHER INFORMATION CONTACT:** David H. Galler, Chief, Direct Investment Division (BE-50), Bureau of Economic Analysis, U.S. Department of Commerce, Washington, DC 20230; phone (202) 606-9835 or e-mail ([david.galler@bea.gov](mailto:david.galler@bea.gov)).

**SUPPLEMENTARY INFORMATION:** In the September 11, 2008, *Federal Register*, 73 FR 52800-52802, BEA published a notice of proposed rulemaking setting forth revised reporting criteria for the BE-15, Annual Survey of Foreign Direct Investment in the United States. BEA received four comments on the

proposed rule, requesting reinstatement of data items that BEA had proposed to remove from the survey due to reduced resources. One comment addressed the proposed deletion of an item that collects data on the number of employees engaged in research and development. The commenter highlighted the important uses of these data and urged BEA to retain the item. In response, BEA has decided to retain this item, which does not greatly add to the cost of conducting the survey and processing the results. The other three comments urged BEA to retain state-level data on manufacturing employees, gross property, plant, and equipment, and commercial property, citing the uses of these data in connection with tracking and analyzing foreign investment in individual states, planning international trade missions and economic development activities, and justifying funding for state investment promotion programs. BEA recognizes the utility and importance of these data items, but due to resource constraints, it is unable to reinstate these items at this time.

In reviewing the data provided by respondents on the 2007 BE-12, Benchmark Survey of Foreign Direct Investment in the United States, BEA has become aware of the use of new financial accounting standards that allow companies to report certain financial assets and liabilities at fair value. In order to maintain the accuracy and consistency of the economic accounts, BEA requires information on whether a respondent company is using the fair value option, and if so, what portion of its assets and liabilities are reported at fair value. Questions will be added to the 2008 BE-15 annual survey to collect this information from the largest respondent companies. The additional questions related to research and development employees and to the use of fair value accounting will be reflected in the final versions of the forms. This final rule amends 15 CFR Part 806.15 to set forth the reporting requirements for the BE-15, Annual Survey of Foreign Direct Investment in the United States.

#### Description of Changes

The BE-15, Annual Survey of Foreign Direct Investment in the United States, is a mandatory survey and is conducted annually by BEA, under the International Investment and Trade in Services Survey Act (22 U.S.C. 3101-3108)—hereinafter, “the Act.” BEA will send the survey to potential respondents in March of each year; responses will be due by May 31.