

unnecessary differences in regulatory requirements. The FAA has analyzed this action under the policies and agency responsibilities of Executive Order 13609, and has determined that this action would have no effect on international regulatory cooperation.

## VI. Additional Information

### A. Electronic Access and Filing

A copy of the NPRM, all comments received, this final rule, and all background material may be viewed online at [www.regulations.gov](http://www.regulations.gov) using the docket number listed above. A copy of this final rule will be placed in the docket. Electronic retrieval help and guidelines are available on the website. It is available 24 hours each day, 365 days each year. An electronic copy of this document may also be downloaded from the Office of the Federal Register's website at [www.federalregister.gov](http://www.federalregister.gov) and the Government Publishing Office's website at [www.govinfo.gov](http://www.govinfo.gov). A copy may also be found at the FAA's Regulations and Policies website at [www.faa.gov/regulations\\_policies](http://www.faa.gov/regulations_policies).

Copies may also be obtained by sending a request to the Federal Aviation Administration, Office of Rulemaking, ARM-1, 800 Independence Avenue SW, Washington, DC 20591, or by calling (202) 267-9677. Commenters must identify the docket or notice number of this rulemaking.

All documents the FAA considered in developing this final rule, including economic analyses and technical reports, may be accessed in the electronic docket for this rulemaking.

### B. Small Business Regulatory Enforcement Fairness Act

The Small Business Regulatory Enforcement Fairness Act (SBREFA) of 1996 requires the FAA to comply with small entity requests for information or advice about compliance with statutes and regulations within its jurisdiction. A small entity with questions regarding this document may contact its local FAA official, or the person listed under the **FOR FURTHER INFORMATION CONTACT** heading at the beginning of the preamble. To find out more about SBREFA on the internet, visit [www.faa.gov/regulations\\_policies/rulemaking/sbre\\_act/](http://www.faa.gov/regulations_policies/rulemaking/sbre_act/).

Issued under authority provided by 49 U.S.C. 106(f), 44701(a), and 44703, and Sec. 135 of the Aircraft Certification, Safety, and Accountability Act within Public Law 116-

260, in Washington, DC, on or about June 7, 2023.

**Billy Nolen,**

*Acting Administrator.*

### The Amendment

■ Accordingly, the interim rule amending 14 CFR parts 43, 65, and 147, which was published at 87 FR 31391 on May 24, 2022, is adopted as final without change.

[FR Doc. 2023-12382 Filed 6-12-23; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Docket No. **FAA-2023-0588**; **Airspace Docket No. 23-ASO-10**]

**RIN 2120-AA66**

#### **Amendment of Class D and Class E Airspace; Lakeland, FL**

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

**ACTION:** Final rule.

**SUMMARY:** This action amends Class D airspace, Class E airspace designated as an extension to a Class D surface area, and Class E airspace extending upward from 700 feet above the surface for Lakeland Linder International Airport, Lakeland, FL. This action updates this airport's name and geographic coordinates, as well as the names of Bartow Executive Airport, Plant City Airport, and Winter Haven Regional Airport. In addition, this action removes the Lakeland VORTAC from the Class E airspace designated as an extension to a Class D surface area description.

**DATES:** Effective 0901 UTC, August 10, 2023. The Director of the Federal Register approves this incorporation by reference action under 1 CFR part 51, subject to the annual revision of FAA Order JO 7400.11 and publication of conforming amendments.

**ADDRESSES:** A copy of the Notice of Proposed Rulemaking (NPRM), all comments received, this final rule, and all background material may be viewed online at [www.regulations.gov](http://www.regulations.gov) using the FAA Docket number. Electronic retrieval help and guidelines are available on the website. It is available 24 hours a day, 365 days a year.

FAA Order JO 7400.11G Airspace Designations and Reporting Points and subsequent amendments can be viewed online at [www.faa.gov/air\\_traffic/publications/](http://www.faa.gov/air_traffic/publications/). You may also contact the Rules and Regulations Group, Office of

Policy, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591; telephone: (202) 267-8783.

**FOR FURTHER INFORMATION CONTACT:** John Fornito, Operations Support Group, Eastern Service Center, Federal Aviation Administration, 1701 Columbia Avenue, College Park, GA 30337; Telephone: (404) 305-6364.

### 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 amends Class D and E airspace in Lakeland, FL. An airspace evaluation determined that this update is necessary to support IFR operations in the area.

#### History

The FAA published a notice of proposed rulemaking for Docket No. FAA 2023-0588 in the **Federal Register** (88 FR 21132; April 10, 2023), proposing to amend Class D airspace, Class E airspace designated as an extension to a Class D surface area, and Class E airspace extending upward from 700 feet above the surface for Lakeland Linder International Airport (formerly Lakeland Linder Regional Airport), Lakeland, FL. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received.

#### Incorporation by Reference

Class D and E airspace designations are published in Paragraphs 5000, 6004, and 6005 of FAA Order JO 7400.11, Airspace Designations and Reporting Points, incorporated by reference in 14 CFR 71.1 annually. This document amends the current version of that order, FAA Order JO 7400.11G, dated August 19, 2022, and effective September 15, 2022. FAA Order JO 7400.11G is publicly available as listed in the **ADDRESSES** section of this document. These amendments will be published in the next FAA Order JO 7400.11 update.

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

### The Rule

This action amends 14 CFR part 71 by amending Class D airspace, Class E airspace designated as an extension to a Class D surface area, and Class E airspace extending upward from 700 feet above the surface for Lakeland Linder International Airport (formerly Lakeland Linder Regional Airport), Lakeland, FL, as an airspace evaluation determined an update for this airport necessary. This action increases the Class D radius of the airport to 4.6-miles (previously 4.2-miles). This action also updates this airport's name and geographic coordinates, as well as the names of Bartow Executive Airport (formerly Bartow Municipal Airport), Plant City Airport (formerly Plant City Municipal Airport), and Winter Haven Regional Airport (formerly Winter Haven's Gilbert Airport). In addition, this action removes the Lakeland VORTAC from the Class E airspace designated as an extension to a Class D surface area description, as it is not needed to describe the airspace. Finally, this action replaces Notice to Airmen with Notice to Air Missions and Airport/Facility Directory with Chart Supplement in the appropriate airspace descriptions. Controlled airspace is necessary for the safety and management of instrument flight rules (IFR) operations in the area.

### Regulatory Notices and Analyses

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 minimal. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

### Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1F, "Environmental

Impacts: Policies and Procedures," paragraph 5–6.5a.

This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances warrant the preparation of an environmental assessment.

### Lists of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

### The Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 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 7400.11G, Airspace Designations and Reporting Points, dated August 19, 2022, and effective September 15, 2022, is amended as follows:

*Paragraph 5000 Class D Airspace.*

\* \* \* \* \*

#### ASO FL D Lakeland, FL [Amended]

Lakeland Linder International Airport, FL  
(Lat. 27°59'16" N, long. 82°01'08" W)  
South Lakeland Airport  
(Lat. 27°56'00" N, long. 82°02'38" W)

That airspace extending upward from the surface to and including 2,600 feet MSL within a 4.6-mile radius of the Lakeland Linder International Airport, excluding that airspace within a 1.5-mile radius of South Lakeland Airport. This Class D airspace area is effective during the specific dates and times established in advance by a Notice to Air Missions. The effective date and time will thereafter be continuously published in the Chart Supplement.

\* \* \* \* \*

*Paragraph 6004 Class E Airspace Is Designated as an Extension to Class D or E Surface Area.*

\* \* \* \* \*

#### ASO FL E4 Lakeland, FL [Amended]

Lakeland Linder International Airport, FL  
(Lat. 27°59'16" N, long. 82°01'08" W)

That airspace extending upward from the surface within 1.5 miles on each side of the 090° bearing from Lakeland Linder International Airport extending from the 4.6-mile radius to 7 miles east of the airport. This Class E airspace area is effective during the

specific dates and times established in advance by a Notice to Air Missions. The effective date and time will thereafter be continuously published in the Chart Supplement.

\* \* \* \* \*

*Paragraph 6005 Class E Airspace Areas Extending Upward From 700 Feet or More Above the Surface of the Earth.*

\* \* \* \* \*

#### ASO FL E5 Lakeland, FL [Amended]

Lakeland Linder International Airport, FL  
(Lat. 27°59'16" N, long. 82°01'08" W)  
Bartow Executive Airport  
(Lat. 27°56'36" N, long. 81°47'00" W)  
Plant City Airport  
(Lat. 28°00'01" N, long. 82°09'48" W)  
Winter Haven Regional Airport  
(Lat. 28°03'47" N, long. 81°45'12" W)

That airspace extending upward from 700 feet above the surface within a 7-mile radius of Lakeland Linder International Airport, and within a 6.7-mile radius of Bartow Executive Airport, a 6.6-mile radius of Plant City Airport, and within 3.5 miles on each side of the 266° bearing from the Plant City Airport extending from the 6.6-mile radius to 7.5 miles west of the airport, and within a 6.5-mile radius of Winter Haven Regional Airport.

\* \* \* \* \*

Issued in College Park, Georgia, on May 26, 2023

**Andreese C. Davis,**

*Manager, Airspace & Procedures Team South, Eastern Service Center, Air Traffic Organization.*

[FR Doc. 2023–12610 Filed 6–12–23; 8:45 am]

**BILLING CODE 4910–13–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Docket No. FAA–2023–0642; Airspace Docket No. 23–ASW–8]

**RIN 2120–AA66**

#### Amendment of Class E Airspace; Van Horn, TX

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

**ACTION:** Final rule.

**SUMMARY:** This action amends the Class E airspace at Van Horn, TX. This action is the result of an airspace review caused by the decommissioning of the Van Horn non-directional beacon (NDB). The name and geographic coordinates of Culberson County Airport, Van Horn, TX, will also be updated to coincide with the FAA's aeronautical database.

**DATES:** Effective 0901 UTC, October 5, 2023. The Director of the Federal