

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

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#### **AAL AK E5 Port Heiden, AK [Revised]**

Port Heiden Airport, AK  
(Lat. 56°57'33" N., long. 158°38'00" W.)  
Port Heiden NDB  
(Lat. 56°57'14" N., long. 158°38'56" W.)

That airspace extending upward from 700 feet above the surface within a 6.8-mile radius of the Port Heiden Airport, AK, and within 4 miles north and 8 miles south of the 248° bearing of the Port Heiden NDB, AK, extending from the Port Heiden NDB to 20 miles west of the NDB, and within 4 miles east and 8 miles west of the 339° bearing of the Port Heiden NDB, AK, extending from the Port Heiden NDB to 20 miles north of the NDB, and that airspace extending upward from 1,200 feet above the surface within a 73-mile radius of the Port Heiden NDB, AK.

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Issued in Anchorage, AK, on May 3, 2007.

**Anthony M. Wylie,**

*Manager, Alaska Flight Services Information Area Group.*

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## **DEPARTMENT OF TRANSPORTATION**

### **Federal Aviation Administration**

#### **14 CFR Part 71**

[Docket No. FAA-2007-27221; Airspace Docket No. 07-AAL-01]

#### **Revision of Class E Airspace; Kodiak, AK**

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

**ACTION:** Final rule.

**SUMMARY:** This action revises Class E airspace at Kodiak, AK to provide adequate controlled airspace to contain aircraft executing Standard Instrument Approach Procedures (SIAPs). Four Standard Instrument Approach Procedures (SIAPs) are being amended for the Kodiak Airport. A Standard Instrument Departure (SID) and a Departure Procedure (DP) are also being amended. This action revises existing Class E airspace upward from the surface, from 700 feet (ft.) and 1,200 ft. above the surface at Kodiak Airport, Kodiak, AK.

**DATES:** *Effective Date:* 0901 UTC, July 5, 2007. The Director of the Federal Register approves this incorporation by reference action under title 1, Code of Federal Regulations, part 51, subject to the annual revision of FAA Order 7400.9 and publication of conforming amendments.

**FOR FURTHER INFORMATION CONTACT:** Gary Rolf, AAL-538G, Federal Aviation Administration, 222 West 7th Avenue, Box 14, Anchorage, AK 99513-7587; telephone number (907) 271-5898; fax: (907) 271-2850; e-mail: [gary.ctr.rolf@faa.gov](mailto:gary.ctr.rolf@faa.gov). Internet address: <http://www.alaska.faa.gov/at>.

#### **SUPPLEMENTARY INFORMATION:**

##### **History**

On Friday, March 16, 2007, the FAA proposed to amend part 71 of the Federal Aviation Regulations (14 CFR part 71) to revise Class E airspace upward from the surface, from 700 ft. above the surface and from 1,200 ft. above the surface at Kodiak, AK (72 FR 12578). The action was proposed in order to create Class E airspace sufficient in size to contain aircraft while executing SIAPs for the Kodiak Airport. Class E controlled airspace extending upward from the surface, from 700 ft. above the surface and from 1,200 ft. above the surface, in the Kodiak Airport area is revised by this action.

Interested parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. One comment was received. However, the comment was unrelated to any aeronautical issues related to this action. The rule is adopted as proposed.

The area will be depicted on aeronautical charts for pilot reference. The coordinates for this airspace docket are based on North American Datum 83. The Class E airspace areas designated as extensions to Class D airspace areas are published in paragraph 6004 of FAA Order 7400.9P, *Airspace Designations and Reporting Points*, dated September 1, 2006, which is incorporated by reference in 14 CFR 71.1. The Class E airspace areas designated as 700/1,200 ft. transition areas are published in paragraph 6005 of FAA Order 7400.9P, *Airspace Designations and Reporting Points*, dated September 1, 2006, and effective September 15, 2006, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in the Order.

##### **The Rule**

This amendment to 14 CFR part 71 revises Class E airspace at the Kodiak Airport, Alaska. This Class E airspace is revised to accommodate aircraft executing amended DPs and SIAPs, and will be depicted on aeronautical charts for pilot reference. The intended effect of this rule is to provide adequate controlled airspace for IFR operations at the Kodiak Airport, Kodiak, Alaska.

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. 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.

The FAA’s authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle 1, 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 1, Section 40103, Sovereignty and use of airspace. Under that section, the FAA is charged with prescribing regulations to ensure the safe and efficient use of the navigable airspace. This regulation is within the scope of that authority because it creates Class E airspace sufficient in size to contain aircraft executing instrument procedures for the Kodiak Airport and represents the FAA’s continuing effort to safely and efficiently use the navigable airspace.

#### **List of Subjects in 14 CFR Part 71**

Airspace, Incorporation by reference, Navigation (air).

#### **Adoption of the Amendment**

■ In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

#### **PART 71—DESIGNATION OF CLASS A, CLASS B, CLASS C, CLASS D, AND CLASS E AIRSPACE AREAS; AIRWAYS; ROUTES; AND REPORTING POINTS**

■ 1. The authority citation for 14 CFR part 71 continues to read as follows:

**Authority:** 49 U.S.C. 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 Federal Aviation

Administration Order 7400.9P, *Airspace Designations and Reporting Points*, dated September 1, 2006, and effective September 15, 2006, is amended as follows:

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

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#### **AAL AK E4 Kodiak, AK [Revised]**

Kodiak Airport, AK  
(Lat. 57°45'00" N., long. 152°29'38" W.)

That airspace extending upward from the surface within 1.3 miles either side of the 072° bearing from the Kodiak Airport, AK, extending from the 3.1-mile radius from the airport, to 4.8 miles east of the airport, and within 1 mile either side of the 091° bearing from the Kodiak Airport, AK, extending from the 3.1-mile radius from the airport, to 6.7 miles east of the airport.

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

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#### **AAL AK E5 Kodiak, AK [Revised]**

Kodiak Airport, AK  
(Lat. 57°45'00" N., long. 152°29'38" W.)

That airspace extending upward from 700 feet above the surface within an 6.9-mile radius of the Kodiak Airport, AK, and within 3.1 miles either side of the 072° bearing from the Kodiak Airport, AK, extending from the 6.9-mile radius from the airport, to 12.2 miles east of the airport, and within 1 mile either side of the 091° bearing from the Kodiak Airport, AK, extending from the 6.9-mile radius from the airport, to 8.2 miles east of the airport, and that airspace extending upward from 1,200 feet above the surface within a 73-mile radius of the Kodiak Airport, AK.

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Issued in Anchorage, AK, on May 3, 2007.

**Anthony M. Wylie,**  
*Manager, Alaska Flight Services Information Area Group.*

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## **PEACE CORPS**

### **22 CFR Part 303**

**RIN 0420-AA21**

#### **Freedom of Information Act Administration**

**AGENCY:** Peace Corps.

**ACTION:** Direct final rule.

**SUMMARY:** The Peace Corps is amending its Freedom of Information Act (FOIA) regulations, to permit requesters to use electronic mail when submitting requests, and to increase copy fees to 15

cents per page. The first revision will provide the public with more efficient FOIA responses, and the second revision will cover the costs of materials and upkeep for photocopying services.

**DATES:** This final rule is effective on June 28, 2007. Without further action, unless adverse comment is received by Peace Corps by June 13, 2007. If adverse comment is received, Peace Corps will publish a timely withdrawal of the rule in the **Federal Register**.

**ADDRESSES:** You may submit comments by e-mail to [sglasow@peacecorps.gov](mailto:sglasow@peacecorps.gov). Include RIN 0420-AA21 in the subject line of the message. You may also submit comments by mail to Suzanne Glasow, Office of the General Counsel, Peace Corps, Suite 8200, 1111 20th Street, NW., Washington, DC 20526. Contact Suzanne Glasow for copies of comments.

**FOR FURTHER INFORMATION CONTACT:** Suzanne Glasow, Associate General Counsel, 202-692-2150, [sglasow@peacecorps.gov](mailto:sglasow@peacecorps.gov).

**SUPPLEMENTARY INFORMATION:** The revisions to the Peace Corps' FOIA regulations include a change in the manner of making FOIA requests, and an increased fee for copying documents released under FOIA. First, consistent with the E-Government Act, Peace Corps proposes to begin allowing FOIA requesters to make FOIA requests through e-mail. Second, Peace Corps is revising its FOIA regulations to increase the standard copying charge from 10 cents to 15 cents per page. By increasing fees, the agency will be able to fully cover the costs of paper and machine maintenance associated with providing a large quantity of photocopies.

#### **Section-by-Section Analysis**

##### *Section 308.8 Requests for Records*

Subpart (b) is amended to permit requesters to make FOIA requests through e-mail.

##### *Section 303.13 Fees*

Subpart (e) is amended to increase the reasonable standard charge for duplication by paper copy from 10 cents to 15 cents.

#### **Executive Order 12866**

This regulation has been determined to be non-significant within the meaning of Executive Order 12866.

#### **Regulatory Flexibility Act of 1980 (5 U.S.C. 605(b))**

This regulatory action will not have a significant adverse impact on a substantial number of small entities.

#### **Unfunded Mandates Act of 1995 (Sec. 202, Pub. L. 104-4)**

This regulatory action does not contain a Federal mandate that will result in the expenditure by State, local, and tribal governments, in aggregate, or by the private sector of \$100 or more in any one year.

#### **Paperwork Reduction Act of 1995 (44 U.S.C., Chapter 35)**

This regulatory action will not impose any additional reporting or recordkeeping requirements under the Paperwork Reduction Act.

#### **Federalism (Executive Order 13132)**

This regulatory action does not have Federalism implications, as set forth in Executive Order 13132. It will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government.

#### **List of Subjects in 22 CFR Part 303**

Freedom of Information.

■ For reasons set out in the preamble, the Peace Corps amends 22 CFR part 303 as follows:

#### **PART 303—PROCEDURES FOR DISCLOSURE OF INFORMATION UNDER THE FREEDOM OF INFORMATION ACT**

■ 1. The authority citation for part 303 continues to read as follows:

**Authority:** 5 U.S.C. 552; 22 U.S.C. 2501, et seq.; E.O. 12137, 44 FR 29023, 3 CFR, 1979 Comp., p. 389; E.O. 12600, 52 FR 23781, 3 CFR, 1987 Comp., p. 235.

■ 2. In § 303.8, paragraph (b) is revised to read as follows:

##### **§ 303.8 Requests for records.**

\* \* \* \* \*

(b) *Requests.* Requests for records under this section shall be made in writing via regular mail, e-mail, or facsimile and, as applicable, the envelope, letter or subject line shall be clearly marked "Freedom of Information Request." All requests shall be addressed to the FOIA Officer. Requests by letter shall use the address given in § 303.5(a) and requests by e-mail must be sent to the FOIA electronic mailbox address [foia@peacecorps.gov](mailto:foia@peacecorps.gov). Any request not marked and addressed as specified in this paragraph will be so marked by Peace Corps personnel as soon as the request is properly identified. The request will then be forwarded immediately to the FOIA Officer. A request improperly addressed will not be deemed to have been