

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, Navigation (Air).

AIRAC date	State	City	Airport name	FDC No.	FDC date	Procedure name
28-Dec-23 .....	UT	Provo .....	Provo Muni .....	3/1338	11/3/23	ILS OR LOC RWY 13, Amdt 5.
28-Dec-23 .....	TX	Lockhart .....	Lockhart Muni .....	3/4048	11/2/23	RNAV (GPS) RWY 18, Orig-B.
28-Dec-23 .....	MT	Sidney .....	Sidney-Richland Rgnl ....	3/4295	11/3/23	RNAV (GPS) RWY 1, Amdt 2.
28-Dec-23 .....	MA	Westfield/Springfield .....	Westfield-Barnes Rgnl ...	3/9342	10/5/23	ILS OR LOC RWY 20, Amdt 8C.

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 97

[Docket No. 31519; Amdt. No. 4089]

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

AGENCY: Federal Aviation Administration (FAA), DOT.  
ACTION: Final rule.

SUMMARY: This rule establishes, amends, suspends, or removes Standard Instrument Approach Procedures (SIAPS) and associated Takeoff Minimums and Obstacle Departure procedures (ODPs) 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.

Issued in Washington, DC, on November 24, 2023.  
Thomas J. Nichols,  
Manager, Aviation Safety, Flight Standards Service, Standards Section, Flight Procedures & Airspace Group, Flight Technologies & Procedures Division.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, 14 CFR part 97 is amended by amending Standard Instrument Approach Procedures and Takeoff Minimums and ODPs, effective at 0901 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(f), 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

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

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, MLS, MLS/DME, MLS/RNAV; § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs, Identified as follows:

EFFECTIVE UPON PUBLICATION

DATES: This rule is effective December 5, 2023. 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 December 5, 2023

ADDRESSES: Availability of matters incorporated by reference in the amendment is as follows:

For Examination

1. U.S. Department of Transportation, Docket Ops-M30, 1200 New Jersey Avenue SE, West Bldg., Ground Floor, Washington, DC 20590-0001.

2. The FAA Air Traffic Organization Service Area in which the affected airport is located;

3. The office of Aeronautical Information Services, 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, visit [www.archives.gov/federal-register/cfr/ibr-locations](http://www.archives.gov/federal-register/cfr/ibr-locations) or email [fr.inspection@nara.gov](mailto:fr.inspection@nara.gov).

Availability

All SIAPs and Takeoff Minimums and ODPs are available online free of charge. Visit the National Flight Data Center at [nfdc.faa.gov](http://nfdc.faa.gov) to register. Additionally,

individual SIAP and Takeoff Minimums and ODP copies may be obtained from the FAA Air Traffic Organization Service Area in which the affected airport is located.

FOR FURTHER INFORMATION CONTACT:

Thomas J. Nichols, Flight Procedures and Airspace Group, Flight Technologies and Procedures Division, Flight Standards Service, Federal Aviation Administration. Mailing Address: FAA Mike Monroney Aeronautical Center, Flight Procedures and Airspace Group, 6500 South MacArthur Blvd., STB Annex, Bldg. 26, Room 217, Oklahoma City, OK 73099. Telephone (405) 954-1139.

SUPPLEMENTARY INFORMATION: This rule amends 14 CFR part 97 by establishing, amending, suspending, or removes SIAPS, Takeoff Minimums and/or ODPS. The complete regulatory 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 97.20. The applicable FAA Forms 8260-3, 8260-4, 8260-5, 8260-15A, 8260-15B, when required by an entry on 8260-15A, and 8260-15C.

The large number of SIAPs, Takeoff Minimums and ODPs, their complex nature, and the need for a special format make publication in the **Federal Register** expensive and impractical. Further, pilots do not use the regulatory

text of the SIAPs, Takeoff Minimums or ODPs, but instead refer to their graphic depiction on charts printed by publishers or aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP, Takeoff Minimums and ODP listed on FAA form documents is unnecessary. This amendment provides the affected CFR sections and specifies the types of SIAPs, Takeoff Minimums and ODPs with their applicable effective dates. This amendment also identifies the airport and its location, the procedure, and the amendment number.

#### Availability and Summary of Material Incorporated by Reference

The material incorporated by reference is publicly available as listed in the **ADDRESSES** section.

The material incorporated by reference describes SIAPs, Takeoff Minimums and/or ODPs as identified in the amendatory language for part 97 of this final rule.

#### The Rule

This amendment to 14 CFR part 97 is effective upon publication of each separate SIAP, Takeoff Minimums and ODP as amended 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 Air Missions (NOTAM) as an emergency action of immediate flights safety relating directly to published aeronautical charts.

The circumstances that 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 procedure under 5 U.S.C. 553(b) are impracticable and contrary to the public interest and, where applicable, under 5 U.S.C. 553(d), good cause exists for making some SIAPs effective in less than 30 days.

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.

#### Lists of Subjects in 14 CFR Part 97

Air Traffic Control, Airports, Incorporation by reference, Navigation (Air).

Issued in Washington, DC, on November 24, 2023.

**Thomas J. Nichols,**

*Manager, Aviation Safety, Flight Standards Service, Standards Section, Flight Procedures & Airspace Group, Flight Technologies & Procedures Division.*

#### Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, 14 CFR part 97 is amended by establishing, amending, suspending, or removing Standard Instrument Approach Procedures and/or Takeoff Minimums and Obstacle Departure Procedures effective at 0901 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(f), 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

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

##### Effective 28 December 2023

Los Angeles, CA, LAX, ILS OR LOC RWY 25L, ILS RWY 25L (CAT II), ILS RWY 25L (CAT III), Amdt 15A  
Mason City, IA, KMCW, RNAV (GPS) RWY 30, Amdt 1E  
Mason City, IA, KMCW, RNAV (GPS) RWY 36, Amdt 1E  
Springfield, IL, SPI, RNAV (GPS) RWY 4, Orig-E  
Springfield, IL, KSPI, RNAV (GPS) RWY 13, Amdt 1D  
Indianapolis, IN, UMP, RNAV (GPS) RWY 15, Amdt 2A  
South Bend, IN, KSNB, RNAV (GPS) RWY 18, Amdt 1E

Beverly, MA, BVB, RNAV (GPS) RWY 9, Amdt 1  
Beverly, MA, KBVB, RNAV (GPS) RWY 27, Amdt 1C  
Luverne, MN, KLYV, RNAV (GPS) RWY 36, Orig-C  
Luverne, MN, KLYV, Takeoff Minimums and Obstacle DP, Orig-A  
Miles City, MT, KMLS, RNAV (GPS) RWY 4, Amdt 4A  
Miles City, MT, KMLS, VOR RWY 4, Amdt 14B  
Lincoln, NE, LNK, RNAV (GPS) RWY 35, Orig-B  
Jackson, TN, KMKL, VOR RWY 2, Amdt 1  
Bonham, TX, F00, RNAV (GPS) RWY 17, Amdt 2C  
Bonham, TX, F00, RNAV (GPS) RWY 35, Amdt 1C

##### Effective 25 January 2024

Little Rock, AR, LIT, RNAV (GPS) RWY 18, Amdt 2  
Colorado City, AZ, KAZC, NDB-A, Amdt 1, CANCELED  
Colorado City, AZ, KAZC, NORRA (RNAV) ONE, Graphic DP  
Colorado City, AZ, KAZC, Takeoff Minimums and Obstacle DP, Amdt 1  
Rifle, CO, KRIL, RNAV (GPS) Y RWY 8, Amdt 2A  
Valdosta, GA, VLD, ILS OR LOC RWY 36, Amdt 8  
Valdosta, GA, VLD, RNAV (GPS) RWY 4, Amdt 2  
Valdosta, GA, VLD, RNAV (GPS) RWY 18, Amdt 3  
Valdosta, GA, VLD, RNAV (GPS) RWY 36, Amdt 2  
Valdosta, GA, KVLD, Takeoff Minimums and Obstacle DP, Amdt 2A  
Valdosta, GA, VLD, VOR RWY 18, Amdt 1C  
Valdosta, GA, VLD, VOR RWY 36, Amdt 1C  
Champaign/Urbana, IL, KCMI, ILS OR LOC RWY 32R, Amdt 14A  
Champaign/Urbana, IL, CMI, NDB RWY 32R, Amdt 11B  
Champaign/Urbana, IL, CMI, RNAV (GPS) RWY 22, Amdt 1C  
Champaign/Urbana, IL, KCMI, VOR RWY 22, Amdt 8B  
Decatur, IL, DEC, ILS OR LOC RWY 6, Amdt 15  
Dixon, IL, C73, RNAV (GPS) RWY 8, Amdt 2  
Dixon, IL, C73, RNAV (GPS) RWY 26, Amdt 1  
Dixon, IL, C73, VOR-A, Amdt 10C, CANCELED  
Litchfield, IL, 3LF, RNAV (GPS) RWY 18, Amdt 1  
Litchfield, IL, 3LF, RNAV (GPS) RWY 27, Amdt 1  
Litchfield, IL, 3LF, RNAV (GPS) RWY 36, Amdt 1  
Bloomington, IN, BMG, VOR/DME RWY 6, Amdt 19D  
Indianapolis, IN, IND, ILS OR LOC RWY 23L, ILS RWY 23L (SA CAT II), Amdt 8  
Indianapolis, IN, IND, RNAV (GPS) Y RWY 23L, Amdt 5  
Indianapolis, IN, IND, RNAV (RNP) Z RWY 23L, Amdt 3  
Portland, IN, KPLD, RNAV (GPS) RWY 27, Amdt 2A  
Lexington, KY, KLEX, ILS OR LOC RWY 4, Amdt 18

Lexington, KY, KLEX, ILS OR LOC RWY 22, Amdt 21  
 Lexington, KY, LEX, RNAV (GPS) RWY 4, Amdt 2  
 Lexington, KY, LEX, RNAV (GPS) RWY 22, Amdt 2  
 Maple Lake, MN, MGG, RNAV (GPS)—A, Orig  
 Maple Lake, MN, MGG, VOR—A, Amdt 4C, CANCELED  
 Helena, MT, KHLN, RNAV (RNP) Y RWY 27, Amdt 2  
 Helena, MT, KHLN, RNAV (RNP) Z RWY 9, Amdt 2  
 Helena, MT, KHLN, RNAV (RNP) Z RWY 27, Amdt 2  
 Hickory, NC, KHKY, HICKORY THREE, Graphic DP, CANCELED  
 Hickory, NC, KHKY, ILS OR LOC RWY 24, Amdt 9  
 Hickory, NC, KHKY, RNAV (GPS) RWY 1, Amdt 1C, CANCELED  
 Hickory, NC, KHKY, RNAV (GPS) RWY 6, Amdt 2  
 Hickory, NC, KHKY, RNAV (GPS) RWY 19, Amdt 1B, CANCELED  
 Hickory, NC, KHKY, RNAV (GPS) RWY 24, Amdt 2  
 North Platte, NE, LBF, ILS OR LOC RWY 30, Amdt 8  
 Eureka, NV, 05U, RNAV (GPS) RWY 18, Amdt 1  
 Cincinnati, OH, LUK, LOC BC RWY 3R, Amdt 9, CANCELED  
 Huntington, WV, KHTS, ILS OR LOC RWY 12, Amdt 17  
 Huntington, WV, KHTS, RNAV (GPS) RWY 12, Amdt 4

[FR Doc. 2023-26633 Filed 12-4-23; 8:45 am]

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## DEPARTMENT OF DEFENSE

### Office of the Secretary

#### 32 CFR Part 286

[Docket ID: DOD-2019-OS-0069]

RIN 0790-AK54

### DoD Freedom of Information Act (FOIA) Program; Amendment

**AGENCY:** Office of the Assistant to the Secretary of Defense for Privacy, Civil Liberties, and Transparency (OATSD(PCLT)), Department of Defense (DoD).

**ACTION:** Final rule.

**SUMMARY:** The DoD is finalizing amendments to its Freedom of Information Act (FOIA) regulation to update organizational names, add additional FOIA Requester Service Centers, and adopt the standards in the Department of Justice's (DOJ) Template for Agency FOIA Regulations noting the decision to participate in FOIA alternative dispute resolution (ADR) services is voluntary on the part of the requester and DoD.

**DATES:** This rule is effective on January 4, 2024.

**FOR FURTHER INFORMATION CONTACT:** Toni Fuentes at 571-372-0462.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

According to the FOIA, 5 U.S.C. 552, an agency may, in its published administrative rules and regulations, designate those components that can receive FOIA requests. Additionally, the FOIA requires agencies to establish FOIA Public Liaisons, which are responsible for assisting in reducing delays, increasing transparency and understanding of the status of requests, and assisting in the resolution of disputes.

##### II. Regulatory History

On February 6, 2018 (83 FR 5196-5197), the DoD finalized revisions to its FOIA regulation to incorporate the provisions of the Openness Promotes Effectiveness in our National Government Act of 2007 and the FOIA Improvement Act of 2016. On July 2, 2020, the DoD published a proposed rule titled *DoD Freedom of Information Act (FOIA) Program; Amendment* (85 FR 39856-39858) to update certain administrative aspects of the Department's implementation of the FOIA, including adding an additional FOIA Requester Service Center. DoD also proposed to clarify, by adopting the standards set forth in the Department of Justice's (DOJ) Template for Agency FOIA Regulations, that the decision to participate in FOIA alternative dispute resolution services is voluntary on the part of the requestor and DoD. One public comment was received, which was off-topic and not pertinent to this rule. However, in the final coordination of this rule, the Department has elected to make other administrative changes which are discussed below.

##### III. Discussion of Additional Amendments Added by the Final Rule

DoD has determined that public comment is unnecessary before finalizing these amendments as they are administrative and are internal to DoD and the management of DoD's FOIA Program. Therefore, DoD did not request public comments on this final rule, even though DoD is making several additional amendments with this final rule.

In this final rule, and per Deputy Secretary of Defense Memorandum dated September 1, 2021, *Disestablishment of the Chief Management Officer, Realignment of Functions and Responsibilities, and*

*Related Issues*<sup>1</sup>, DoD is changing the Directorate for Oversight and Compliance to the Office of the Assistant to the Secretary of Defense for Privacy, Civil Liberties, and Transparency (OATSD (PCLT)). Also, the Defense Security Service is being changed to Defense Counterintelligence and Security Agency, and DoD is updating its web link for DoD Component FOIA Public Liaison contact information.<sup>2</sup>

Under the FOIA, 5 U.S.C. 552, agencies are afforded a certain amount of discretion in administratively implementing the Act. For example, agencies can designate which of their Components are authorized to receive FOIA requests. DoD is adding United States Cyber Command (USCYBERCOM), United States Southern Command (USSOUTHCOM), and United States Space Command (USSPACECOM) as authorized FOIA Requester Service Centers. USSOUTHCOM was inadvertently omitted in the proposed rule. Since these service centers have already been implemented, DoD is seeking to align the rule with the action. DoD also seeks to update the list of those Components serviced by the Office of the Secretary of Defense (OSD) and Joint Staff FOIA Requester Service Center. DoD is also adding the United States Space Force as an authorized DoD FOIA Requester Service Center.

DoD is updating paragraph (b) of § 286.3 to remove the list of DoD subcomponents whose FOIA requests are processed by the OSD/Joint Staff requester service center. DoD is removing this list of subcomponents because it does not provide a list of subcomponents of DoD Components whose FOIA requests are processed by other requester service centers within the Department.

This rule also clarifies language concerning DoD's participation in FOIA "Dispute Resolution," found in § 286.4 by adopting DOJ's Template for Agency FOIA Regulations to clarify the Department possesses the discretion to determine whether to participate in FOIA alternative dispute resolution when ADR is requested by a FOIA requester.

This rule also amends paragraph (f)(3) in § 286.9 to require a statement detailing the application of any foreseeable harm in applying FOIA

<sup>1</sup> <https://media.defense.gov/2021/Sep/03/2002847421/-1/-1/0/DISESTABLISHMENT-OF-THE-CMO-REALIGNMENT-OF-FUNCTIONS-AND-RESPONSIBILITIES-AND-RELATED-ISSUES.PDF>.

<sup>2</sup> [Osd.mc-alex.oatsd-pclt.mbx.foia-liaison@mail.mil](mailto:Osd.mc-alex.oatsd-pclt.mbx.foia-liaison@mail.mil).