

respectively, of FAA Order JO 7400.11G dated August 19, 2022, and effective September 15, 2022, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in FAA Order JO 7400.11G.

Technical Amendment

This action amends (14 CFR) part 71 by correcting the Class E airspace extending upward from 700 feet above the surface description by adding the words, “excluding that airspace within a 1¼-mile radius of Warren-Sugarbush Airport”.

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,” paragraphs 5–6.5a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant the preparation of an environmental assessment.

Lists 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, 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 7400.11G, Airspace Designations and Reporting Points, dated August 19, 2022, and effective September 15, 2022, is amended as follows:

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

* * * * *

ANE VT E5 Montpelier, VT [Amended]

Edward F. Knapp State Airport, VT
(Lat. 44°12'13" N, long. 72°33'44" W)

That airspace extending upward from 700 feet above the surface within a 13-mile radius of Edward F. Knapp State Airport, excluding that airspace within a 1¼-mile radius of Warren-Sugarbush Airport.

Issued in College Park, Georgia, on November 29, 2022.

Lisa E. Burrows,

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

[FR Doc. 2022–26285 Filed 12–2–22; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 95

[Docket No. 31462; Amdt. No. 569]

IFR Altitudes; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts miscellaneous amendments to the required IFR (instrument flight rules) altitudes and changeover points for certain Federal airways, jet routes, or direct routes for which a minimum or maximum en route authorized IFR altitude is prescribed. This regulatory action is needed because of changes occurring in the National Airspace System. These changes are designed to provide for the safe and efficient use of the navigable airspace under instrument conditions in the affected areas.

DATES: Effective 0901 UTC, December 29, 2022.

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., Registry Bldg. 29, Room 104, Oklahoma City, OK 73125. Telephone: (405) 954–4164.

SUPPLEMENTARY INFORMATION: This amendment to part 95 of the Federal Aviation Regulations (14 CFR part 95) amends, suspends, or revokes IFR altitudes governing the operation of all aircraft in flight over a specified route or any portion of that route, as well as the changeover points (COPs) for Federal airways, jet routes, or direct routes as prescribed in part 95.

The Rule

The specified IFR altitudes, when used in conjunction with the prescribed changeover points for those routes, ensure navigation aid coverage that is adequate for safe flight operations and free of frequency interference. The reasons and circumstances that create the need for this amendment involve matters of flight safety and operational efficiency in the National Airspace System, are related to published aeronautical charts that are essential to the user, and provide for the safe and efficient use of the navigable airspace. In addition, those various reasons or circumstances require making this amendment effective before the next scheduled charting and publication date of the flight information to assure its timely availability to the user. The effective date of this amendment reflects those considerations. In view of the close and immediate relationship between these regulatory changes and safety in air commerce, I find that notice and public procedure before adopting this amendment are impracticable and contrary to the public interest and that good cause exists for making the amendment 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 95

Airspace, Navigation (air).

Issued in Washington, DC, on November 25, 2022.

Thomas J. Nichols,

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

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, part 95 of the Federal Aviation Regulations (14 CFR part 95) is

amended as follows effective at 0901 UTC, December 29, 2022.

PART 95—IFR ALTITUDES

■ 1. The authority citation for part 95 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113 and 14 CFR 11.49(b)(2)

■ 2. Part 95 is amended to read as follows:

REVISIONS TO IFR ALTITUDES & CHANGEOVER POINT

[Amendment 569 effective date December 29, 2022]

From	To	MEA	MAA
§ 95.3000 Low Altitude RNAV Routes			
§ 95.3241 RNAV Route T241 Is Amended by Adding			
LATCH, AK FIX	FOROP, AK WP	** 1700	17500
* 3800—MCA	FOROP, AK WP, NE BND.		
** 1200—MOCA.			
FOROP, AK WP	AKCAR, AK WP	4600	17500
AKCAR, AK WP	LEVEL ISLAND, AK VOR/DME	4800	17500
LEVEL ISLAND, AK VOR/DME	ZIDRA, AK WP	5800	17500
§ 95.3256 RNAV Route T256 Is Amended by Adding			
SAN ANTONIO, TX VORTAC	LDRET, TX WP	3000	17500
LDRET, TX WP	MOLLR, TX WP	2400	17500
SABINE PASS, TX VOR/DME	GUSTI, LA FIX	2000	17500
GUSTI, LA FIX	DAFLY, LA WP	2800	17500
Is Amended To Delete			
SAN ANTONIO, TX VORTAC	EAGLE LAKE, TX VOR/DME	3000	17500
EAGLE LAKE, TX VOR/DME	MOLLR, TX WP	2400	17500
§ 95.3266 RNAV Route T266 Is Amended by Adding			
U.S. CANADIAN BORDER	AKCAP, AK WP	* 9100	17500
* 8300—MCA	AKCAP, AK WP, N BND.		
AKCAP, AK WP	ZEDEM, AK WP	8100	17500
ZEDEM, AK WP	FEDMI, AK WP	* 8100	17500
* 7900—MCA	FEDMI, AK WP, N BND.		
FEDMI, AK WP	BAVKE, AK WP	* 7400	17500
* 7800—MCA	BAVKE, AK WP, SE BND.		
BAVKE, AK WP	ROTVE, AK WP	8200	17500
ROTVE, AK WP	WONOS, AK WP	* 8200	17500
* 7600—MCA	WONOS, AK WP, NW BND.		
WONOS, AK WP	COPOG, AK WP	7400	17500
COPOG, AK WP	JAPOR, AK WP	* 6900	17500
* 5800—MCA	JAPOR, AK WP, NW BND.		
JAPOR, AK WP	NIGPE, AK WP	* 5700	17500
* 5000—MCA	NIGPE, AK WP, NW BND.		
NIGPE, AK WP	GUMLE, AK WP	4500	17500
GUMLE, AK WP	ZONPU, AK WP	4200	17500
ZONPU, AK WP	ZADED, AK WP	* 4300	17500
* 5100—MCA	ZADED, AK WP, SE BND.		
ZADED, AK WP	RADKY, AK FIX	6700	17500
NEREE, AK WP	ZIDRA, AK WP	* 4900	17500
* 4900—MCA	ZIDRA, AK WP, SE BND.		
ZIDRA, AK WP	VAZPU, AK WP	* 4900	17500
* 5200—MCA	VAZPU, AK WP, SE BND.		
Is Amended To Read in Part			
RADKY, AK FIX	UNEKY, AK FIX	7000	17500
UNEKY, AK FIX	XADZY, AK WP	* 6400	17500
* 5900—MCA	XADZY, AK WP, NW BND.		
XADZY, AK WP	VULHO, AK WP	5800	17500
VULHO, AK WP	FOGID, AK WP	* 5300	17500

REVISIONS TO IFR ALTITUDES & CHANGEOVER POINT—Continued

[Amendment 569 effective date December 29, 2022]

From	To	MEA	MAA
*4800—MCA	FOGID, AK WP, NW BND.		
FOGID, AK WP	YICAX, AK WP	*4500	17500
*4800—MCA	YICAX, AK WP, SE BND.		
DOOZI, AK FIX	GIRTS, AK FIX	5300	17500
GIRTS, AK FIX	ANNETTE ISLAND, AK VOR/DME	5000	17500

§ 95.3269 RNAV Route T269 Is Amended by Adding

TOKEE, AK FIX	AKCAR, AK WP	4700	17500
AKCAR, AK WP	FLIPS, AK FIX	*5600	17500
*5100—MOCA.			
MALAS, AK FIX	OXIDS, AK WP	*2800	17500
*2200—MCA	OXIDS, AK WP, E BND.		
OXIDS, AK WP	FOGNU, AK WP	2000	17500
FOGNU, AK WP	HORGI, AK WP	*2800	17500
*2500—MCA	HORGI, AK WP, E BND.		
HORGI, AK WP	ZIXIM, AK WP	*2400	17500
*2500—MCA	ZIXIM, AK WP, W BND.		
ZIXIM, AK WP	JOVOM, AK WP	3700	17500
JOVOM, AK WP	OXUGE, AK WP	3700	17500
OXUGE, AK WP	KATAT, AK FIX	*5200	17500
*4900—MCA	KATAT, AK FIX, E BND.		
ACRAN, AK FIX	ZOKAM, AK WP	5200	17500
ZOKAM, AK WP	VIDDA, AK FIX	*5900	17500
*3100—MCA	VIDDA, AK FIX, E BND.		

Is Amended To Read in Part

ANNETTE ISLAND, AK VOR/DME	TURTY, AK WP	5600	17500
TURTY, AK WP	TOKEE, AK FIX	4800	17500
FLIPS, AK FIX	BIORKA ISLAND, AK VORTAC	5300	17500
BIORKA ISLAND, AK VORTAC	SALIS, AK FIX	*4900	17500
*4400—MOCA.			
SALIS, AK FIX	HAPIT, AK FIX	*1700	17500
*1200—MOCA.			
HAPIT, AK FIX	CENTA, AK FIX	**2200	17500
*1700—MCA	CENTA, AK FIX, NW BND.		
**1200—MOCA.			
CENTA, AK FIX	YAKUTAT, AK VOR/DME	*2400	17500
*2400—MCA	YAKUTAT, AK VOR/DME, W BND.		
YAKUTAT, AK VOR/DME	MALAS, AK FIX	*2700	17500
*2800—MCA	MALAS, AK FIX, W BND.		
KATAT, AK FIX	CASEL, AK FIX	4700	17500
JOHNSTONE POINT, AK VOR/DME	FIMIB, AK WP	*4000	17500
*5200—MCA	FIMIB, AK WP, W BND.		
FIMIB, AK WP	ANCHORAGE, AK VOR/DME	*8800	17500
*6200—MCA	ANCHORAGE, AK VOR/DME, E BND.		
ANCHORAGE, AK VOR/DME	YONEK, AK FIX	*3000	17500
*6000—MCA	YONEK, AK FIX, W BND.		
YONEK, AK FIX	TORTE, AK FIX	*5000	17500
*8700—MCA	TORTE, AK FIX, W BND.		
TORTE, AK FIX	VEILL, AK FIX	*10400	17500
*8000—MCA	VEILL, AK FIX, E BND.		
VEILL, AK FIX	FAMEK, AK WP	*7200	17500
*7200—MCA	FAMEK, AK WP, E BND.		
FAMEK, AK WP	SPARREVOHN, AK VOR/DME	*6600	17500
*6000—MOCA.			
SPARREVOHN, AK VOR/DME	ACRAN, AK FIX	5500	17500
BETHEL, AK VORTAC	MKLUK, AK WP	*3200	17500
*1500—MOCA.			

§ 95.3278 RNAV Route T278 Is Amended by Adding

CSPER, AK FIX	BIKUW, AK WP	4800	17500
BIKUW, AK WP	SISTERS ISLAND, AK VORTAC	4400	17500
SISTERS ISLAND, AK VORTAC	RADKY, AK FIX	6700	17500

Is Amended To Delete

CSPER, AK FIX	SISTERS ISLAND, AK VORTAC	5300	17500
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REVISIONS TO IFR ALTITUDES & CHANGEOVER POINT—Continued

[Amendment 569 effective date December 29, 2022]

From	To	MEA	MAA
Is Amended To Read in Part			
HAPIT, AK FIX * 4300—MCA	CSPER, AK FIX CSPER, AK FIX, NE BND.	* 4000	17500
§ 95.3371 RNAV Route T371 Is Added To Read			
KODIAK, AK VOR/DME JEKEX, AK FIX HAMPU, AK WP	JEKEX, AK FIX HAMPU, AK WP AMOTT, AK FIX	4900 4200 3100	17500 17500 17500
§ 95.3374 RNAV Route T374 Is Added To Read			
KOTZEBUE, AK VOR/DME CIBDU, AK WP * 4000—MOCA. ZUBES, AK WP * 4200—MOCA. CUTIB, AK WP * 4300—MOCA. NINGE, AK WP * 5100—MOCA. WUNED, AK WP CEREX, AK WP * 4600—MCA WEPSI, AK WP * 4700—MCA BETTLES, AK VOR/DME	CIBDU, AK WP ZUBES, AK WP CUTIB, AK WP NINGE, AK WP WUNED, AK WP CEREX, AK WP WEPSI, AK WP WEPSI, AK WP, SW BND. BETTLES, AK VOR/DME BETTLES, AK VOR/DME, E BND. FORT YUKON, AK VORTAC	2600 * 10000 * 10000 * 10000 * 10000 5000 * 5000 * 4600 6700	17500 17500 17500 17500 17500 17500 17500 17500 17500 17500 17500
§ 95.3377 RNAV Route T377 Is Added To Read			
ANNETTE ISLAND, AK VOR/DME INEPE, AK WP FOROP, AK WP	INEPE, AK WP FOROP, AK WP BIORKA ISLAND, AK VORTAC	5500 4900 5300	17500 17500 17500
§ 95.3378 RNAV Route T378 Is Added To Read			
BRION, AK FIX * 3300—MCA URIAL, AK WP JIFFS, AK WP * 1700—MOCA. ZUSPA, AK WP * 1700—MOCA. DUTKE, AK WP * 1700—MOCA.	URIAL, AK WP URIAL, AK WP, SW BND. JIFFS, AK WP ZUSPA, AK WP DUTKE, AK WP FORT YUKON, AK VORTAC	* 5100 2900 * 2500 * 2500 * 2500	17500 17500 17500 17500 17500
§ 95.3399 RNAV Route T399 Is Added To Read			
TALKEETNA, AK VOR/DME * 6600—MCA EGRAM, AK FIX * 7000—MCA ZEKLI, AK WP * 9000—MCA AILEE, AK WP * 8000—MCA CRISL, AK WP * 7000—MCA PAWWW, AK WP * 6100—MCA EVIEE, AK WP * 4600—MCA SEAHK, AK WP * 2800—MOCA.	EGRAM, AK FIX EGRAM, AK FIX, N BND. ZEKLI, AK WP ZEKLI, AK WP, N BND. AILEE, AK WP AILEE, AK WP, S BND. CRISL, AK WP CRISL, AK WP, S BND. PAWWW, AK WP PAWWW, AK WP, S BND. EVIEE, AK WP EVIEE, AK WP, S BND. SEAHK, AK WP SEAHK, AK WP, S BND. NENANA, AK VORTAC	* 6000 * 6400 * 10000 * 8100 * 6900 * 5800 * 4000 * 3300	17500 17500 17500 17500 17500 17500 17500 17500
§ 95.3462 NAV Route T462 Is Added To Read			
BISMARCK, ND VOR/DME WISEK, ND FIX IRIWY, ND FIX	WISEK, ND FIX IRIWY, ND FIX ABERDEEN, SD VOR/DME	3900 4000 3900	17500 17500 17500

REVISIONS TO IFR ALTITUDES & CHANGEOVER POINT—Continued

[Amendment 569 effective date December 29, 2022]

From	To	MEA	MAA
ABERDEEN, SD VOR/DME	FIBDA, SD WP	3000	17500
FIBDA, SD WP	WICKA, SD FIX	3600	17500
WICKA, SD FIX	FFORT, SD WP	*3700	17500
*3200—MOCA.			
FFORT, SD WP	DAWSON, MN WP	3800	17500
DAWSON, MN WP	CLAPS, MN FIX	2800	17500
CLAPS, MN FIX	FITAS, MN FIX	2900	17500
FITAS, MN FIX	GENEO, MN WP	3000	17500

§ 95.3464 RNAV Route T464 Is Added To Read

CUSAY, WI WP	TONOC, WI FIX	3400	17500
TONOC, WI FIX	EDGRR, WI WP	3200	17500
EDGRR, WI WP	HEVAV, WI WP	3300	17500
HEVAV, WI WP	CHURP, WI FIX	3100	17500

§ 95.3466 RNAV Route T466 Is Added To Read

SAN ANGELO, TX VORTAC	CHILD, TX FIX	4000	17500
CHILD, TX FIX	JUNCTION, TX VORTAC	4000	17500
JUNCTION, TX VORTAC	STONEWALL, TX VORTAC	*4000	17500
STONEWALL, TX VORTAC	GOBBY, TX FIX	4100	17500
GOBBY, TX FIX	BETTI, TX FIX	3400	17500
BETTI, TX FIX	MARCS, TX FIX	2900	17500
MARCS, TX FIX	SEEDS, TX WP	2400	17500
SEEDS, TX WP	LDRET, TX WP	3000	17500
LDRET, TX WP	KEEDS, TX WP	1900	17500
KEEDS, TX WP	SCHOLES, TX VOR/DME	3100	17500
SCHOLES, TX VOR/DME	SABINE PASS, TX VOR/DME	2000	17500

From	To	MEA
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§ 95.6001 Victor Routes—U.S**§ 95.6024 VOR Federal Airway V24 Is Amended To Delete**

ABERDEEN, SD VOR/DME	WATERTOWN, SD VORTAC	3600
WATERTOWN, SD VORTAC	REDWOOD FALLS, MN VOR/DME	3800

§ 95.6026 VOR Federal Airway V26 Is Amended To Delete

EAU CLAIRE, WI VORTAC	EDGRR, WI WP.	
*2900—MOCA	E BND	*7500
	W BND	*4500
EDGRR, WI WP	WAUSAU, WI VOR/DME	*7500
*3600—MOCA.		
*3600—GNSS MEA.		
WAUSAU, WI VOR/DME	CHURP, WI FIX	*8000
*3000—GNSS MEA.		
CHURP, WI FIX	GREEN BAY, WI VORTAC	*7000
*2400—MOCA.		

§ 95.6036 VOR Federal Airway V36 Is Amended by Adding

U.S. CANADIAN BORDER U.S.	CANADIAN BORDER	*8000
*3000—MOCA.		

§ 95.6063 VOR Federal Airway V63 Is Amended To Delete

WAUSAU, WI VOR/DME	ENETE, WI FIX	UNUSABLE.
ENETE, WI FIX	YANUT, WI FIX	UNUSABLE.
YANUT, WI FIX	RHINELANDER, WI VOR/DME	UNUSABLE.

§ 95.6078 VOR Federal Airway V78 Is Amended To Delete

WATERTOWN, SD VORTAC	CLAPS, MN FIX	*5500
*3300—MOCA.		
CLAPS, MN FIX	DARWIN, MN VORTAC	3000

§ 95.6181 VOR Federal Airway V181 Is Amended To Delete

SIOUX FALLS, SD VORTAC	WATERTOWN, SD VORTAC	4000
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From	To	MEA
WATERTOWN, SD VORTAC	BANEY, ND WP	4500
BANEY, ND WP	FARGO, ND VOR/DME.	
	N BND	2800
	S BND	3900
§ 95.6198 VOR Federal Airway V198 Is Amended To Delete		
SAN ANTONIO, TX VORTAC	SEEDS, TX WP	2900
SEEDS, TX WP	WEMAR, TX WP	* 2500
* 2000—MOCA.		
WEMAR, TX WP	EAGLE LAKE, TX VOR/DME	2000
§ 95.6212 VOR Federal Airway V212 Is Amended To Delete		
SAN ANTONIO, TX VORTAC	SEEDS, TX WP	2900
SEEDS, TX WP	WEMAR, TX WP	* 2500
* 2000—MOCA.		
WEMAR, TX WP	INDUSTRY, TX VORTAC	2000
§ 95.6398 VOR Federal Airway V398 Is Amended To Delete		
ABERDEEN, SD VOR/DME	WATERTOWN, SD VORTAC	3600
WATERTOWN, SD VORTAC	REDWOOD FALLS, MN VOR/DME	3800
§ 95.6437 VOR Federal Airway V437 Is Amended To Read in Part		
ORMOND BEACH, FL VORTAC	JETSO, FL FIX	* 3000
* 1400—MOCA.		
JETSO, FL FIX	* SUBER, FL FIX	** 5000
* 8000—MCA	SUBER, FL FIX, N BND.	
** 1300—MOCA.		
SUBER, FL FIX	HOTAR, FL FIX	* 8000
* 1300—MOCA.		
§ 95.6495 VOR Federal Airway V495 Is Amended To Read in Part		
LOFAL, WA FIX	* SEATTLE, WA VORTAC	** 4000
* 4700—MCA	SEATTLE, WA VORTAC, S BND.	
** 2800—MOCA.		
SEATTLE, WA VORTAC	CIDUG, WA FIX.	
	S BND	* 9000
	N BND	* 5000
* 3000—GNSS MEA.		
CIDUG, WA FIX	* ALDER, WA FIX.	
	S BND	** 9000
	N BND	** 5000
* 9000—MCA	ALDER, WA FIX, S BND.	
** 4200—GNSS MEA.		
ALDER, WA FIX	* TOUTL, WA FIX	** 9000
* 9000—MCA	TOUTL, WA FIX, N BND.	
** 7000—GNSS MEA.		
§ 95.6507 VOR Federal Airway V507 Is Amended To Read in Part		
WILL ROGERS, OK VORTAC	WAXEY, OK FIX.	
	W BND	* 9300
	E BND	* 5000
* 3400—MOCA.		
* 4000—GNSS MEA.		
WAXEY, OK FIX	ROLLS, OK FIX.	
	W BND	* 11000
	E BND	* 9300
* 3800—MOCA.		
* 4000—GNSS MEA.		
§ 95.6520 VOR Federal Airway V520 Is Amended To Read in Part		
CLOVA, WA FIX	* NEZ PERCE, ID VOR/DME.	
	NE BND	6000
	SW BND	8000
* 10000—MCA	NEZ PERCE, ID VOR/DME, E BND.	
NEZ PERCE, ID VOR/DME	ZATIP, ID FIX.	
	E BND	12000
	W BND	6800

From	To	MEA
ZATIP, ID FIX	SALMON, ID VOR/DME	12000
§ 95.6551 VOR Federal Airway V551 Is Amended To Read in Part		
SALINA, KS VORTAC	MANKATO, KS VORTAC	6000
§ 95.6556 VOR Federal Airway V556 Is Amended To Delete		
STONEWALL, TX VORTAC	MARCS, TX FIX	4500
MARCS, TX FIX	SEEDS, TX WP	* 7500
* 2000—MOCA.		
SEEDS, TX WP	WEMAR, TX WP	* 2500
* 2000—MOCA.		
WEMAR, TX WP	EAGLE LAKE, TX VOR/DME	2000
EAGLE LAKE, TX VOR/DME	KEEDS, TX WP	2500
KEEDS, TX WP	SCHOLES, TX VOR/DME	3100
§ 95.6558 VOR Federal Airway V558 Is Amended To Delete		
INDUSTRY, TX VORTAC	EAGLE LAKE, TX VOR/DME	2000
§ 95.6317 Alaska VOR Federal Airway V317 Is Amended To Read in Part		
LEVEL ISLAND, AK VOR/DME	HOODS, AK FIX	* 10000
* 6000—MOCA.		
HOODS, AK FIX	SISTERS ISLAND, AK VORTAC.	
	SE BND	* 10000
	NW BND	* 7000
* 5500—MOCA.		
§ 95.6436 Alaska VOR Federal Airway V436 Is Amended by Adding		
EGRAM, AK FIX	* AILEE, AK WP	10000
* 9000—MCA	AILEE, AK WP, S BND.	
AILEE, AK WP	* DATAY, AK FIX.	
	N BND	8400
	S BND	10000
* 7500—MCA	DATAY, AK FIX, S BND.	
DATAY, AK FIX	* ENTTA, AK FIX.	
	N BND	6400
	S BND	8400
* 5100—MCA	ENTTA, AK FIX, S BND.	
ENTTA, AK FIX	FAIRBANKS, AK VORTAC	3400
Is Amended To Delete		
EGRAM, AK FIX	NENANA, AK VORTAC	10000
NENANA, AK VORTAC	GOLLY, AK FIX	4000
GOLLY, AK FIX	TOLLO, AK FIX	* 4000
* 3400—MOCA.		
TOLLO, AK FIX	LIVEN, AK FIX	5000
LIVEN, AK FIX	BEETE, AK FIX	* 10000
* 5500—MOCA.		
BEETE, AK FIX	CHANDALAR LAKE, AK NDB	* 10000
* 6900—MOCA.		
CHANDALAR LAKE, AK NDB	* ARTIC, AK WP	10000
* 7000—MCA	ARTIC, AK WP, SE BND.	
ARTIC, AK WP	PIPET, AK FIX.	
	SE BND	* 10000
	NW BND	* 6000
* 4500—MOCA.		
* 5000—GNSS MEA.		
PIPET, AK FIX	BIXER, AK WP.	
	SE BND	* 10000
	NW BND	* 5000
* 3900—MOCA.		
* 4000—GNSS MEA.		
BIXER, AK WP	ARCON, AK FIX.	
	SE BND	10000
	NW BND	3000
ARCON, AK FIX	DEADHORSE, AK VOR/DME.	
	SE BND	10000
	NW BND	2000

From		To		MEA	
Is Amended To Read in Part					
TALKEETNA, AK VOR/DME * 7000—MCA EGRAM, AK FIX, N BND.		* EGRAM, AK FIX		6000	
§ 95.6453 Alaska VOR Federal Airway V453 Is Amended To Read in Part					
KING SALMON, AK VORTAC * 2500—MCA DILLINGHAM, AK VOR/DME		* DILLINGHAM, AK VOR/DME DILLINGHAM, AK VOR/DME, NW BND. ALTEY, AK FIX. SE BND NW BND		2100 * 7000 * 8000	
* 6500—MOCA. * 3600—GNSS MEA. ALTEY, AK FIX * 3600—MCA ** 6500—MOCA. EDUCE, AK FIX		* EDUCE, AK FIX EDUCE, AK FIX, SE BND. BETHEL, AK VORTAC. NW BND SE BND		** 8000 * 4000 * 8000	
* 2500—MOCA. * 3000—GNSS MEA.					
§ 95.6473 Alaska VOR Federal Airway V473 Is Amended To Read in Part					
LEVEL ISLAND, AK VOR/DME * 9000—MCA ** 6300—MOCA.		* FLIPS, AK FIX FLIPS, AK FIX, E BND.		** 9000	
From		To		MEA	MAA
§ 95.7001 Jet Routes					
§ 95.7125 Jet Route J125 Is Amended To Delete					
ANCHORAGE, AK VOR/DME TALKEETNA, AK VOR/DME		TALKEETNA, AK VOR/DME NENANA, AK VORTAC		18000 18000	45000 45000
§ 95.7591 Jet Route J591 Is Amended To Delete					
WHATCOM, WA VORTAC		U.S. CANADIAN BORDER		18000	45000
Airway segment			Changeover Points		
From		To		Distance	From
§ 95.8003 VOR Federal Airway Changeover Point					
V26 Is Amended To Delete Changeover Point					
EAU CLAIRE, WI VORTAC WAUSAU, WI VOR/DME		WAUSAU, WI VOR/DME GREEN BAY, WI VORTAC		71 8	EAU CLAIRE. WAUSAU.
V198 Is Amended To Delete Changeover Point					
SAN ANTONIO, TX VOR/DME		EAGLE LAKE, TX VOR/DME		63	SAN ANTONIO.
V212 Is Amended To Delete Changeover Point					
SAN ANTONIO, TX VOR/DME		EAGLE LAKE, TX VOR/DME		63	SAN ANTONIO.
V495 Is Amended To Delete Changeover Point					
BATTLE GROUND, WA VORTAC		SEATTLE, WA VORTAC		20	BATTLE GROUND.
Alaska V436 Is Amended To Delete Changeover Point					
TALKEETNA, AK VOR/DME NENANA, AK VORTAC CHANDALAR LAKE, AK NDB		NENANA, AK VORTAC CHANDALAR LAKE, AK NDB DEADHORSE, AK VOR/DME		50 120 63	TALKEETNA. NENANA. CHANDALAR LAKE.

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CONSUMER PRODUCT SAFETY COMMISSION**16 CFR Part 1307**

[Docket No. CPSC-2014-0033]

Prohibition of Children's Toys and Child Care Articles Containing Specified Phthalates**AGENCY:** Consumer Product Safety Commission.**ACTION:** Availability of Response to Comments and Commission Finding.

SUMMARY: The Consumer Product Safety Commission (Commission or CPSC) is publishing this document in response to a federal court decision remanding the Commission's final phthalates rule, without vacatur, to allow the Commission to address two procedural deficiencies the court found. This document provides notice of the availability of CPSC staff's memorandum responding to public comments on the justification for the phthalates final rule and on the staff's cost-benefit analysis of continuing the interim prohibition on diisononyl phthalate (DINP). This document also provides the Commission's finding that further rulemaking is not warranted at this time.

DATES: December 5, 2022.

FOR FURTHER INFORMATION CONTACT: Susan Proper, Directorate for Economic Analysis, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814; telephone: (301) 504-7628; email: sproper@cpsc.gov.

SUPPLEMENTARY INFORMATION:**I. Background**

Section 108(b)(3) of the Consumer Product Safety Improvement Act of 2008 (CPSIA) required the Commission to promulgate a final rule addressing children's toys and child care articles containing certain phthalates, not later than 180 days after the Commission received a final Chronic Hazard Advisory Panel (CHAP) report. 15 U.S.C. 2057c(b)(3). The Commission was required to "determine, based on such report, whether to continue in effect" the statutory interim prohibition on children's toys that can be placed in a child's mouth and child care articles "in order to ensure a reasonable certainty of no harm to children, pregnant women, or other susceptible individuals with an adequate margin of safety." 15 U.S.C. 2057c(b)(1), (3)(A).

Additionally, the Commission was required to "evaluate the findings and recommendations of the Chronic Hazard Advisory Panel and declare any children's product containing any phthalates to be a banned hazardous product under section 8 of the Consumer Product Safety Act (15 U.S.C. 2057), as the Commission determines necessary to protect the health of children." 15 U.S.C. 2057c(b)(3)(B).

On December 30, 2014, the Commission published a notice of proposed rulemaking (NPR) in the *Federal Register*. 79 FR 78324. The NPR stated the Commission proposed to prohibit the manufacture for sale, offer for sale, distribution in commerce, or importation into the United States of any children's toy or child care article containing any of the phthalates specified in the proposed rule. The Commission published a final rule on October 27, 2017, with an effective date of April 25, 2018. 82 FR 49938. The final rule was substantially the same as the proposed rule. The preambles to the NPR and final rule provide detailed discussions of the CHAP report and staff's technical analysis and findings in support of the rule.

In December 2017, the Texas Association of Manufacturers and other parties petitioned the U.S. Court of Appeals for the Fifth Circuit for a review of the CPSC's final phthalates rule. In March 2021, the court remanded the phthalates final rule to the CPSC to address two procedural deficiencies the court found. *Tex. Ass'n. of Mfrs. v. CPSC*, 989 F.3d 368 (5th Cir. 2021). As relevant here, the court held that the final rule failed to: (1) provide adequate notice and comment regarding a change in the primary justification from the proposed rule to the final rule; and (2) consider the costs and benefits of continuing the interim prohibition on DINP as a permanent prohibition. Because the court did not vacate the final rule, the rule has remained in effect since 2018.

II. Staff's Response to Comments

In March 2022, the Commission published a request for comment from the public regarding the two procedural deficiencies the court found. 87 FR 16635 (March 24, 2022). The notice sought public comment on the justification for the final rule, and on the staff's costs and benefits analysis (CBA) regarding continuing the statutory interim prohibition on DINP. CPSC received four public comments (excluding duplicates). The commenters were:

- The American Chemistry Council (ACC);

- A group consisting of the Natural Resources Defense Council, the Environmental Justice Health Alliance for Chemical Policy Reform, Public Citizen, Coming Clean, Earthjustice, the Campaign for Healthier Solutions, and Breast Cancer Prevention Partners (collectively, NRDC et al.); and
- Two individuals (Maranda and Harding).

Two of the four comments (NRDC et al. and Harding) were largely supportive of the rule and of the staff CBA. Two of the four comments (ACC and Maranda) were critical of the rule and of the staff CBA but did not present new data or information within scope of the notice requesting comments. Based on its analysis of the comments and the scope of the court's remand, CPSC staff recommends no further action is necessary to revise the final rule. Section II of this document provides a brief overview of the in-scope comments received in response to the March 2022 request for comment and staff's responses. The complete staff analysis of the comments, including those outside the scope of the request, can be found in the memorandum, "Staff Responses to Request for Comments on Final Rule: 16 CFR part 1307 'Prohibition of Children's Toys and Child Care Articles Containing Specified Phthalates,'" available at: <https://www.cpsc.gov/s3fs-public/Staff-Responses-to-Request-for-Comments-on-Final-Rule-16-CFR-Part-1307-Prohibition-of-Childrens-Toys-and-Child-Care-Articles-Containing-Specified-Phthalates.pdf?VersionId=RWiDEFGrYe2fjlaXFSayKafroEj4C7l>.

A. Comments on Justification for the Phthalates Final Rule

Below are brief descriptions of the comments that were submitted on the issues presented for public input regarding the justification for the final rule, and staff's analysis of those comments.

- NRDC et al. commented that the court remanded the rule to correct procedural issues, not for CPSC to reevaluate the underlying science or examine new data provided after the final rule was issued in 2017. Staff agrees with the commenter that data submitted after the rule issuance in 2017 are not within the proper scope of this proceeding on remand.

- NRDC et al. commented that the data confirm that the rule is necessary to provide a reasonable certainty of no harm to children, pregnant women, or other susceptible individuals with an adequate margin of safety. In contrast, ACC and Maranda commented that the data in the administrative record did not