

14 CFR Part 71

[Airspace Docket No. 95-AWP-45]

Amendment of Class E Airspace; Hanford, CA

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action amends the Class E airspace area at Hanford, CA. The development of a Global Positioning System (GPS) Standard Instrument Approach Procedure (SIAP) to Runway (RWY) 32 has made this action necessary. The intended effect of this action is to provide adequate controlled airspace for Instrument Flight Rules (IFR) operations at Hanford Municipal Airport, Hanford, CA.

EFFECTIVE DATE: 0901 UTC June 20, 1996.

FOR FURTHER INFORMATION CONTACT: William Buck, Airspace Specialist, System Management Branch, AWP-530, Air Traffic Division, Western-Pacific Region, Federal Aviation Administration, 15000 Aviation Boulevard, Lawndale, California 90261, telephone (310) 725-6556.

SUPPLEMENTARY INFORMATION:

History

On January 8, 1996, the FAA proposed to amend part 71 of the Federal Aviation Regulations (14 CFR part 71) by amending the Class E airspace area at Hanford, CA (61 FR 548). This action will provide adequate controlled airspace to accommodate a GPS SIAP to RWY 32 at Hanford Municipal Airport, Hanford, CA.

Interested parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. No comments to the proposal were received. Class E airspace designations are published in paragraph 6005 of FAA Order 7400.9C dated August 17, 1995, and effective September 16, 1995, which is incorporated by reference in 14 CFR 71.1. The E airspace designations listed in this document will be published subsequently in this Order.

The Rule

This amendment to part 71 of the Federal Aviation Regulations (14 CFR part 71) amends the Class E airspace area at Hanford, CA. The development of a GPS SIAP to RWY 32 has made this action necessary. The intended effect of this action is to provide adequate controlled airspace for aircraft executing the GPS RWY 32 SIAP at Hanford Municipal Airport, Hanford, CA.

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. Therefore, this regulation—(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 10034; 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.

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—[AMENDED]

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; 14 CFR 11.69.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9C, Airspace Designations and Reporting Points, dated August 17, 1995, and effective September 16, 1995, is amended as follows:

Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth.

* * * * *

AWP CA E5 Hanford, CA [Revised]
 Hanford Municipal Airport, CA
 (lat. 36°19'07" N, long. 119°37'44" W)
 Visalia VOR/DME
 (lat. 36°22'02" N, long. 119°28'56" W)
 Blair Airport, CA
 (lat. 36°16'31" N, long. 119°38'26" W)

That airspace extending upward from 700 feet above the surface within a 2.6-mile radius of the Hanford Municipal Airport and within 1.8 miles north and 2.3 miles south of the Visalia VOR/DME 246° radial, extending from the 2.6-mile radius to the Visalia VOR/DME and 1.5 miles each side of the 152° bearing from the Hanford Municipal Airport, extending from the 2.6 mile radius to 5 miles southeast of the Hanford Municipal Airport, excluding the Visalia, CA, Class E airspace area, and excluding that

airspace within a 1-mile radius of the Blair Airport.

* * * * *

Issued in Los Angeles, California, on February 23, 1996.

James H. Snow,

Acting Manager, Air Traffic Division, Western-Pacific Region.

[FR Doc. 96-5724 Filed 3-8-96; 8:45 am]

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14 CFR Part 121

[Docket No. 28154; Amendment No. 121-254]

RIN 2120-AC79

Operating Requirements: Domestic, Flag, Supplemental, Commuter, and On-Demand Operations: Editorial and Terminology Changes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule; correction.

SUMMARY: This amendment corrects an error in a document published on January 26, 1996 (61 FR 2608), which removed § 121.404. The FAA intended to remove the version of § 121.404 that was effective before December 20, 1995, and not the revision of § 121.404 published on December 20, 1995 (60 FR 65948). Therefore, the version of § 121.404 that was published on December 20, 1995, is reinstated in this document.

EFFECTIVE DATE: March 11, 1996.

FOR FURTHER INFORMATION CONTACT:

Linda Williams, Office of Rulemaking (ARM-100); Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591; telephone (202) 267-9685.

The Amendment

In consideration of the foregoing, the Federal Aviation Administration amends the Federal Aviation Regulations (14 CFR part 121) as follows:

PART 121—OPERATING REQUIREMENTS: DOMESTIC, FLAG, AND SUPPLEMENTAL OPERATIONS

1. The authority citation for part 121 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 40119, 44101, 44701-44702, 44705, 44709-44711, 44713, 44716-44717, 44722, 44901, 44903-44904, 44912, 46105.

2. Section 121.404 is added to read as follows:

§ 121.404 Compliance dates: Crew and dispatcher resource management training.

After March 19, 1988, no certificate holder may use a person as a flight crewmember, and after March 19, 1999, no certificate holder may use a person as a flight attendant or aircraft dispatcher unless that person has completed approved crew resource management (CRM) or dispatcher resource management (DRM) initial training, as applicable, with that certificate holder or with another certificate holder.

Issued in Washington, D.C., on March 4, 1996.

Donald P. Byrne,

Assistant Chief Counsel.

[FR Doc. 96-5726 Filed 3-8-96; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission****18 CFR Part 154**

[Docket No. RM95-3-001; Order No. 582-A]

Filing and Reporting Requirements for Interstate Natural Gas Company Rate Schedules and Tariffs Final Rule; Order on Rehearing

Issued: February 29, 1996.

AGENCY: Federal Energy Regulatory Commission, DOE.

ACTION: Final rule; Order on rehearing.

SUMMARY: The Federal Energy Regulatory Commission is issuing an order on the requests for rehearing of Order No. 582, the final rule amending part 154 of the Commission's regulations under the Natural Gas Act. That order adopted procedural rules governing the form and composition of interstate natural gas pipeline tariffs and the filing of rates and charges for the transportation of natural gas in interstate commerce under sections 4 and 5 of the Natural Gas Act (NGA) and section 311 of the Natural Gas Policy Act. Also, minor modifications to the electronic filing instructions for tariff sheets are added as an appendix.

EFFECTIVE DATE: The revised regulations will become effective April 10, 1996.

FOR FURTHER INFORMATION CONTACT: Richard A. White, Office of the General Counsel, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, (202) 208-0491.

SUPPLEMENTARY INFORMATION: In addition to publishing the full text of this document in the Federal Register,

the Commission also provides all interested persons an opportunity to inspect or copy the contents of this document during normal business hours at 888 First Street, NE., Washington, DC 20426.

The Commission Issuance Posting System (CIPS), an electronic bulletin board service, provides access to the texts of formal documents issued by the Commission. CIPS is available at no charge to the user and may be accessed using a personal computer with a modem by dialing (202) 208-1397 if dialing locally or 1-800-856-3720 if dialing long distance. To access CIPS, set your communications software to 19200, 14400, 12000, 9600, 7200, 4800, 2400, or 1200 bps, full duplex, no parity, 8 data bits, and 1 stop bit. The full text of this document will be available on CIPS indefinitely in ASCII and WordPerfect 5.1 format. The complete text on diskette in Wordperfect format may also be purchased from the Commission's copy contractor, La Dorn Systems Corporation, also located in the Public Reference Room at 888 First Street, NE., Washington, DC 20426.

This order grants, in part, and denies, in part, requests for rehearing of Order No. 582 (Rule).¹ That order adopted procedural rules governing the form and composition of interstate natural gas pipeline tariffs and the filing of rates and charges for the transportation of natural gas in interstate commerce under sections 4 and 5 of the Natural Gas Act (NGA) and section 311 of the Natural Gas Policy Act. Also, minor modifications to the electronic filing instructions for tariff sheets are added as an appendix.

I. Background

On September 28, 1995, the Commission issued Order No. 582, the final rule in Docket No. RM95-3-000 revising part 154, Chapter I, Title 18, Code of Federal Regulations.² This order responds to requests for rehearing or clarification of the Rule filed by

¹ Filing and Reporting Requirements for Interstate Natural Gas Companies Rate Schedules and Tariffs, Order No. 582, 60 FR 52960 (October 11, 1995), II FERC Stats. & Regs. ¶ 19,100-19,183 (1995)(regulatory text), III FERC Stats. & Regs. ¶ 31,025 (1995)(preamble). This order on rehearing is a companion to the order on rehearing, issued concurrently in Docket No. RM95-4-001, which concerns amendments to, among other things, the Uniform System of Accounts and FERC Form No. 2. Revisions to Uniform System of Accounts Forms, Statements, and Reporting Requirements for Natural Gas Companies, Order No. 581, 60 FR 53019 (October 11, 1995), 72 FERC ¶ 61,301 (1995).

² Filing and Reporting Requirements for Interstate Natural Gas Company Rate Schedules and Tariffs, 60 FR 3111 (January 13, 1995), IV FERC Stats. & Regs. ¶ 32,511 (1995).

Amoco Production Company, et al. (Amoco), American Forest and Paper Association, ANR Pipeline/Colorado Interstate Gas Co. (ANR/CIG), Associated Gas Distributors (AGD), Chevron, U.S.A. Inc. et al. (Chevron), Colorado Interstate Gas Company, Columbia Gas Transmission/Columbia Gulf Transmission, Great Lakes Gas Transmission (Great Lakes), Interstate Natural Gas Association of America (INGAA), JMC Power Projects, Natural Gas Supply Association (NGSA), Mississippi River Transmission Co. (MRT), Natural Gas Clearinghouse, Natural Gas Supply Association (NGSA), Panhandle Eastern Pipe Line, Texas Eastern Transmission Corp., and Williston Basin Interstate Pipeline Company.

II. Discussion**a. Section 154.1 Application; Obligation to File****1. Requests for Rehearing**

Section 154.1(d) requires that any executed service agreement which deviates in a material aspect from the form of service agreement in a pipeline's tariff must be filed with the Commission.³ This requirement codified existing Commission policy.⁴

Amoco argues that the Rule violates section 4(c) of the NGA by allowing the interstate pipelines to make substantive deviations from pro forma contracts without honoring the statutory and regulatory duty to file contracts with the Commission so that the public and shippers can determine whether or not they have been subjected to undue discrimination.⁵

³ Section 154.1, Application; Obligation to file, requires:

(b) Every natural gas company must file with the Commission and post in conformity with the requirements of this part, schedules showing all rates and charges for any transportation or sale of natural gas subject to the jurisdiction of the Commission, and the classifications, practices, rules, and regulations affecting such rates, charges, and services, together with all contracts related thereto.

(d) For the purposes of paragraph (b) of this section, any contract that conforms to the form of service agreement that is part of the pipeline's tariff pursuant to § 154.110 does not have to be filed. Any contract or executed service agreement which deviates in any material aspect from the form of service agreement in the tariff is subject to the filing requirements of this part.

⁴ See, *Tennessee Gas Pipeline Company, et al.*, 65 FERC ¶ 61,356 (1993); *reh'g denied*, 67 FERC ¶ 61,196 (1994).

⁵ The Commission has included as § 154.1(b) the description of the purpose of part 154, which reflects the requirement of Section 4(c) of the NGA that every natural gas company must file with the Commission, and maintain open for public inspection, its schedules and contracts. 15 U.S.C. § 717c(c).