DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Airspace Docket No. 98–AWP–10]

Proposed Establishment of Class E Airspace; Oroville, CA

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: This notice proposes to modify the Class E airspace area at Oroville, CA. The establishment of a Global Positioning System (GPS) Standard Instrument Approach Procedure (SIAP) to Runway (RWY) 1 at Oroville Municipal Airport has made this proposal necessary. Additional controlled airspace extending upward from 700 feet or more above the surface of the earth is needed to contain aircraft executing the GPS RWY 1 to Oroville Municipal Airport. The intended effect of this proposal is to provide adequate controlled airspace for Instrument Flight Rules (IFR) operations at Oroville Municipal Airport, Oroville, CA.

DATES: Comments must be received on or before January 13, 1999.

ADDRESSES: Send comments on the proposal in triplicate to: Federal Aviation Administration, Attn: Manager, Airspace Branch, AWP–520, Docket No. 98–AWP–10, Air Traffic Division, 15000 Aviation Boulevard, Lawndale, California, 90261.

The official docket may be examined in the Office of the Regional Counsel, Western Pacific Region, Federal Aviation Administration, Room 6007, 15000 Aviation Boulevard, Lawndale, California, 90261.

An informal docket may also be examined during normal business hours at the office of the Manager, Airspace Branch, Air Traffic Division at the above address.

FOR FURTHER INFORMATION CONTACT: Larry Tonish, Air Traffic Airspace Specialist, Airspace Branch, AWP–520, Air Traffic Division, Western-Pacific Region, Federal Aviation Administration, 15000 Aviation Boulevard, Lawndale, California, 90261, telephone (310) 725–6539.

SUPPLEMENTARY INFORMATION:

Comments Invited

Interested parties are invited to participate in this proposed rulemaking by submitting such written data, views, or arguments as they may desire. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned regulatory decisions on the proposal. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy-related aspects of the proposal. Communications should identify the airspace docket number and be submitted in triplicate to the address listed above. Commenters wishing the FAA to acknowledge receipt of their comments on this notice must submit with the comments a self-addressed, stamped postcard on which the following statement is made: ''Comments to Airspace Docket No. 98–AWP–10.'' The postcard will be date/time stamped and returned to the commenter. All communications received on or before the specified closing date for comments will be considered before taking action on the proposed rule. The proposal contained in this notice may be changed in light of comments received. All comments submitted will be available for examination in the Airspace Branch, Air Traffic Division, 15000 Aviation Boulevard, Lawndale, California 90261, both before and after the closing date for comments. A report summarizing each substantive public contact with FAA personnel concerned with this rulemaking will be filed in the docket.

Availability of NPRM

Any person may obtain a copy of this Notice of Proposed Rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, Airspace Branch, 15000 Aviation Boulevard, Lawndale, California 90261. Communications must identify the notice number of this NPRM. Persons interested in being placed on a mailing list for future NPRM's should also request a copy of Advisory Circular No. 11–2A, which describes the application procedures.

The Proposal

The FAA is considering an amendment to 14 CFR part 71 by establishing a Class E airspace area at Oroville, CA. The establishment of a GPS RWY 1 SIAP at Oroville Municipal Airport has made this proposal necessary. Additional controlled airspace extending upward from 700 feet above the surface is needed to contain aircraft executing the approach and departure procedures at Colusa Municipal Airport. The intended effect of this proposal is to provide adequate controlled airspace for aircraft executing the GPS RWY 1 SIAP at Oroville Municipal Airport, Oroville, CA. Class E airspace designations are published in paragraph 6005 of FAA Order 7400.9F dated September 10, 1998, and effective September 16, 1998, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document would be published subsequently in this Order.

The FAA has determined that this proposed regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore, this proposed 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 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 proposed rule would 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).

The Proposed Amendment

In consideration of the foregoing, the Federal Aviation Administration proposes to amend 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, CLASS B, CLASS C, CLASS D, AND CLASS E AIRSPACE AREAS; 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 the Federal Aviation Administration Order 7400.9F, Airspace Designations and Reporting Points, dated September 10, 1998, and effective September 16, 1998, 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 Oroville, CA [New]

Oroville Municipal Airport, CA
(Lat. 39°29′14″N, long. 121°37′19″W)

The airspace extending upward from 700 feet above the surface within a 6.5-mile radius of the Oroville Municipal Airport,

excluding the Maryville, CA, Class E airspace area, and excluding that airspace within a 1-mile radius of the Richvale Airport.

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Issued in Los Angeles, California, on December 4, 1998.

Harvey R. Riebel,

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

[FR Doc. 98–33440 Filed 12–16–98; 8:45 am]

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket No. 98N–1042]

21 CFR Parts 10, 14, and 16

Proposed Revision of Administrative Practices and Procedures; Meetings and Correspondence; Public Calendars

AGENCY: Food and Drug Administration, HHS.

ACTION: Proposed rule.

SUMMARY: The Food and Drug Administration (FDA) is proposing to amend its regulations relating to meetings and correspondence and the agency's public calendar. This proposed action would make FDA's procedures more concise and understandable to the public, minimize confusion about publicly available information concerning agency meetings and correspondence, provide for more effective disclosure of such information, and allow FDA to reallocate resources to areas of more urgent public health need. The agency is proposing these amendments in response to initiatives announced in the President's ''Regulatory Reinvention Initiative.''

DATES: Written comments by March 2, 1999.

ADDRESSES: Submit written comments to the Dockets Management Branch (HFA–305), Food and Drug Administration, 5630 Fishers Lane, rm. 1061, Rockville, MD 20852.

FOR FURTHER INFORMATION CONTACT: Lisa L. Barclay, Office of Policy (HF–22), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–827–3360, e-mail: ''lbarclay@bangate.fda.gov''.

SUPPLEMENTARY INFORMATION:

I. Background

On March 4, 1995, President Clinton issued a memorandum entitled ''Regulatory Reinvention Initiative.'' This memorandum, part of the reform of the Federal regulatory system, directed heads of departments and agencies to undertake a page-by-page review of their existing regulations and to eliminate or modify those that are outdated or otherwise in need of reform. As part of their review, agencies were requested to consider whether their regulations were obsolete and whether the intended goals of their regulations could be achieved in more efficient, less intrusive ways.

In response to the President's initiative, FDA conducted a comprehensive review of its existing regulations and identified those that could be eliminated or modified to create a more streamlined, less burdensome approach to government. Since the agency's resources are limited, it is in the best interest of the public health to ensure that resources are allocated to specific programs in a manner that is proportionate to their need.

In furtherance of the Reinventing Government initiatives, FDA is proposing to modify certain regulations pertaining to the public calendar and public meetings because such regulations are no longer effective in serving their intended purposes.

FDA procedures for maintaining a prospective calendar were originally established in 1977 to ensure that all persons outside the agency were given adequate notice of upcoming agency events and an accurate picture of the parties with whom agency officials were to meet. However, as explained in more detail as follows, the agency's experience has demonstrated that the maintenance of a prospective public calendar is no longer practical, workable, or beneficial to the public. Thus, the agency is now proposing to delete the prospective public calendar requirement from its regulations.

The agency is also proposing to revise its public calendar and public meetings regulations to make them more concise and useful to the public and industry by restructuring them, removing unduly burdensome provisions, and eliminating duplicative language and obsolete references. The proposed rule would reorganize the provisions so that information on certain topics is grouped together. The agency solicits comments and suggestions for further improvement of these regulations.

II. Specific Proposed Changes

A. Public Calendars

FDA regulations in § 10.100 (21 CFR 10.100) describe the agency's procedures for maintaining public calendars. Section 10.100 establishes requirements for the public calendars, including the agency personnel who are responsible for following the procedures, the requisite time period to be included in the calendars (4 weeks prospective and 1 week retrospective), and the locations where hard copies of the calendars are to be placed on public display.

1. Prospective Public Calendar

Current § 10.100(a) describes requirements for the maintenance of the prospective public calendar. This prospective calendar is to show public meetings, conferences, hearings, advisory committee meetings, seminars, and other public proceedings of FDA, as well as other significant public events involving FDA (e.g., Congressional hearings) for the upcoming 4 weeks. A hard copy of this prospective calendar is to be maintained in several places: (1) At the Dockets Management Branch; (2) in the Office of the Associate Commissioner for Public Affairs; (3) in a central place in each Center; and (4) in a central place in each field office.

In following the requirements for the prospective calendar, the agency has experienced significant difficulty in projecting calendar entries 4 weeks in advance. As a result, the information provided on the public calendar often is incomplete or incorrect. Frequently, the inclusion and later deletion of information in the prospective calendar creates confusion for the public. Furthermore, it is difficult to amend information in the prospective calendar after it has been placed on public display.

When FDA participates in meetings that are scheduled far in advance and involve a large number of people, such as public meetings or hearings held under 21 CFR part 15, the agency generally notifies the public through mechanisms other than the prospective calendar. Such mechanisms may include targeted mailings, notices on the World Wide Web (WWW), or publication in the **Federal Register**. Therefore, the prospective public calendar does not generally provide information to the public about large meetings that is not already available through other means. Occasionally, senior FDA officials participate in smaller public meetings with specific groups of outside participants, including members of industry, patient, consumer, or trade groups. These smaller meetings are often subject to last minute change, due to the highly unpredictable nature of the calendars of senior agency officials, making their inclusion on the prospective public calendar unduly burdensome to the agency. Thus, the agency tentatively