

**PART 71—[AMENDED]**

1. The authority citation for 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 Federal Aviation Administration Order 7400.9D, Airspace Designations and Reporting Points, dated September 4, 1996, and effective September 16, 1996, is amended as follows:

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

\* \* \* \* \*

ACE NE E5 Olathe, KS. [Revised]

Olathe, Johnson County Executive Airport, KS.

(Lat. 38°50'51.37"N., long. 94°44'15.31"W.)  
Johnson County VOR/NDB

(Lat. 38°50'26"N., long. 94°44'12"W.)

That airspace extending upward from 700 feet above the surface within a 6.4-mile radius of the Johnson County Executive Airport and within 2.2 miles each side of the Johnson County VOR/DME 184° radial extending from the 6.4-mile radius to 7 miles south of the airport.

\* \* \* \* \*

Issued in Kansas City, MO, on October 28, 1996.

Herman J. Lyons, Jr.,

Manager, Air Traffic Division, Central Region.  
[FR Doc. 96–29595 Filed 11–18–96; 8:45 am]

BILLING CODE 4910–13–M

**14 CFR Part 71**

[Docket No. 96–ACE–18]

**Amendment to Class E Airspace,  
Jefferson City, MO**

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

**ACTION:** Direct final rule; request for comments.

**SUMMARY:** This action amends the Class E airspace area at Jefferson City Memorial Airport, Jefferson City, MO. The Federal Aviation Administration has developed a Standard Instrument Approach Procedure (SIAP) based on the Global Positioning System (GPS) which has made this change necessary. The effect of this rule is to provide additional controlled airspace for aircraft executing the new SIAP at Jefferson City Memorial Airport.

**DATES:** Effective date: March 27, 1997.

Comment date: Comments must be received on or before January 13, 1997.

**ADDRESSES:** Send comments regarding the rule in triplicate to: Manager, Operations Branch, Air Traffic Division, ACE–530, Federal Aviation Administration, Docket Number 96–ACE–18, 601 East 12th St., Kansas City, MO 64106.

The official docket may be examined in the Office of the Assistant Chief Counsel for the Central Region at the same address between 9:00 a.m. and 3:00 p.m., Monday through Friday, except federal holidays.

An informal docket may also be examined during normal business hours in the Air Traffic Division at the same address listed above.

**FOR FURTHER INFORMATION CONTACT:**

Kathy Randolph, Air Traffic Division, Operations Branch, ACE–530C, Federal Aviation Administration, 601 East 12th Street, Kansas City, MO, 64106, telephone: (816) 426–3408.

**SUPPLEMENTARY INFORMATION:** The FAA has developed Standard Instrument Approach Procedures (SIAP) utilizing the Global Positioning System (GPS) at Jefferson City Memorial Airport, Jefferson City, MO. The amendment to Class E airspace at Jefferson City, MO, will provide additional controlled airspace to segregate aircraft operating under Visual Flight Rules (VFR) from aircraft operating under Instrument Flight Rules (IFR) procedures while arriving or departing the airport. The area will be depicted on appropriate aeronautical charts thereby enabling pilots to either circumnavigate the area, continue to operate under VFR to and from the airport, or otherwise comply with IFR procedures. Class E airspace areas extending from 700 feet or more above the surface of the earth are published in paragraph 6005 of FAA Order 7400.9D, dated September 4, 1996, and effective September 16, 1996, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document will be published subsequently in the order.

**The Direct Final Rule Procedure**

The FAA anticipates that this regulation will not result in adverse or negative comment and, therefore, is issuing it as a direct final rule. Previous actions of this nature have not been controversial and have not resulted in adverse comments or objections. The amendment will enhance safety for all flight operations by designating an area where VFR pilots may anticipate the presence of IFR aircraft at lower altitudes, especially during inclement weather conditions. A greater degree of safety is achieved by depicting the area on aeronautical charts. Unless a written

adverse or negative comment, or a written notice of intent to submit an adverse or negative comment is received within the comment period, the regulation will become effective on the date specified above. After the close of the comment period, the FAA will publish a document in the Federal Register indicating that no adverse or negative comments were received and confirming the date on which the final rule will become effective. If the FAA does receive, within the comment period, an adverse or negative comment, or written notice of intent to submit such a comment, a document withdrawing the direct final rule will be published in the Federal Register, and a notice of proposed rulemaking may be published with a new comment period.

**Comments Invited**

Although this action is in the form of a final rule and was not preceded by a notice of proposed rulemaking, comments are invited on this rule. Interested persons are invited to comment on this rule by submitting such written data, views, or arguments as they may desire. Communications should identify the Rules Docket number and be submitted in triplicate to the address specified under the caption **ADDRESSES**. All communications received on or before the closing date for comments will be considered, and this rule may be amended or withdrawn in light of the comments received. Factual information that supports the commenter's ideas and suggestions is extremely helpful in evaluating the effectiveness of this action and determining whether additional rulemaking action would be needed.

Comments are specifically invited on the overall regulatory, economic, environmental, and energy aspects of the rule that might suggest a need to modify the rule. All comments submitted will be available, both before and after the closing date for comments in the Rules Docket for examination by interested persons. A report that summarizes each FAA-public contact concerned with the substance of this action will be filed in the Rules Docket.

Commenters wishing the FAA to acknowledge receipt of their comments submitted in response to this rule must submit a self-addressed, stamped postcard on which the following statement is made: "Comments to Docket No. 96–ACE–18." The postcard will be date stamped and returned to the commenter.

**Agency Findings**

The regulations adopted herein 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. Therefore, in accordance with Executive Order 12612, it is determined that this final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

The FAA has determined that this regulation is noncontroversial and unlikely to result in adverse or negative comments. For the reasons discussed in the preamble, I certify that this regulation (1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under Department of Transportation (DOT) Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption **ADDRESSES**.

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

Airspace, Incorporation by reference, Navigation (air).

#### Adoption of the Amendment

Accordingly, the Federal Aviation Administration amends Part 71 of the Federal Aviation Regulations (14 CFR Part 71) as follows:

#### **PART 71—[AMENDED]**

1. The authority citation for 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 Federal Aviation Administration Order 7400.9D, Airspace Designations and Reporting Points, dated September 4, 1996, and effective September 16, 1996, is amended as follows:

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

\* \* \* \* \*

ACE NE E5 Jefferson City, MO. [Revised]  
Jefferson City Memorial Airport, MO.

(Lat. 38°35'28.25"N., long. 92°09'22.12"W.)  
NOAH NDB  
(Lat. 38°38'14"N., long. 92°14'41"W.)  
Memorial NDB

(Lat. 38°33'14"N., long. 92°04'41"W.)  
That airspace extending upward from 700 feet above the surface within 6.5-mile radius of the Jefferson City Memorial Airport and within 3.1 miles each side of the NOAH NDB 303° bearing, extending from the 6.5-mile radius to 14.3 miles northwest of the airport, and within 4 miles each side of the Jefferson City Memorial ILS localizer course extending from the 6.5-mile radius to 10.5 miles southeast of the Memorial NDB.

\* \* \* \* \*

Issued in Kansas City, MO, on October 28, 1996.

Herman J. Lyons, Jr.,  
Manager, Air Traffic Division, Central Region.  
[FR Doc. 96–29594 Filed 11–18–96; 8:45 am]  
BILLING CODE 4910–13–M

## **FEDERAL COMMUNICATIONS COMMISSION**

### **47 CFR Part 73**

[MM Docket No. 91–152; RM–7085, 7092, 7225, 7352, 7437, 7714, 7845, 7846 and 7847]

**Radio Broadcasting Services; Pontotoc, Winona, Coffeerville, and Rienzi, Mississippi and Bolivar, Middleton, Selmer and Ramer, Tennessee**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This proceeding involved six separately filed petitions. See 56 FR 27725, June 17, 1991. This action allots Channel 264C3 to Middleton, Tennessee, as that community's first local service in response to a petition filed by Middleton Broadcasters. Channel 264C3 can be allotted to Middleton at coordinates 35–06–37 and 88–50–43. We shall also substitute Channel 236A for Channel 244A at Winona, Mississippi, and modify the license for Station WONA in response to a request by Southern Electronics Co., Inc. The coordinates for Channel 236A at Winona are 33–29–34 and 89–45–17. The petition filed by Tupelo Communications, Inc. (RM–7085) for Pontotoc, MS and Bolivar, TN is denied. The petition filed by Slatton-Quick Co., Inc. (RM–7092) for Selmer, TN is dismissed. The petition filed by State Line Broadcasting (RM–7352) for Ramer, TN is dismissed. The petition filed by Coffeerville Broadcasters, Ltd. (RM–

7437) for Coffeerville, MS is dismissed. The petition filed by Jack W. Ivy (RM–7714) for Rienzi, MS is dismissed. The counterproposal filed by West Tennessee Radio Network, Inc. (RM–7846) for Bolivar, TN is dismissed. The counterproposal filed by Slatton-Quick and Perry S. Smith (RM–7847) for Selmer, TN is dismissed. With this action, this proceeding is terminated.

**DATES:** Effective December 16, 1996. The window period for filing applications for Channel 264C3 at Middleton, Tennessee, will open on December 16, 1996, and close on January 16, 1997.

#### **FOR FURTHER INFORMATION CONTACT:**

Kathleen Scheuerle, Mass Media Bureau, (202) 418–2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Report and Order, MM Docket No. 91–152, adopted October 18, 1996, and released November 1, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW, Washington, D.C. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 2100 M Street, N.W., Suite 140, Washington, D.C. 20037, (202) 857–3800.

#### List of Subjects in 47 CFR Part 73

Radio Broadcasting.

Part 73 of Title 47 of the Code of Federal Regulations is amended as follows:

#### **PART 73—[AMENDED]**

1. The authority citation for Part 73 continues to read as follows:

Authority: Secs. 303, 48 Stat., as amended, 1082; 47 U.S.C. 154, as amended.

##### **§ 73.202 [Amended]**

2. Section 73.202(b), the Table of FM Allotments under Mississippi, is amended by removing Channel 244A and adding Channel 236A at Winona.

3. Section 73.202(b), the Table of FM Allotments under Tennessee, is amended by adding Middleton, Channel 264C3.

Federal Communications Commission

John A. Karousos,

Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 96–29546 Filed 11–18–96; 8:45 am]

BILLING CODE 6712–01–P