

and the National Environmental Policy Act.

List of Subjects in 14 CFR Part 73

Airspace, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 73, as follows:

PART 73—[AMENDED]

1. The authority citation for part 73 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.

§ 73.29 [Amended]

2. Section 73.53 is amended as follows:

R-2905A Tyndall AFB, FL [Amended]

By removing the current controlling agency and substituting the following:

“Controlling agency. Tyndall Radar Approach Control.”

R-2905B Tyndall AFB, FL [Amended]

By removing the current controlling agency and substituting the following:

“Controlling agency. Tyndall Radar Approach Control.”

Issued in Washington, DC, on January 22, 1997.

Jeff Griffith,

Program Director for Air Traffic Airspace Management.

[FR Doc. 97–2241 Filed 1–28–97; 8:45 am]

BILLING CODE 4910–13–P

14 CFR Part 73

[Airspace Docket No. 95–ANM–28]

Amendment to Restricted Area R-2601 Fort Carson, CO

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action subdivides Restricted Area 2601 (R-2601) Fort Carson, CO, into four separate areas to permit more efficient use of the airspace and reduces the time of designation. R-2601A is designated from the surface to but not including 12,500 feet mean sea level (MSL); R-2601B is designated from 12,500 feet MSL to but not including 22,500 feet MSL; R-2601C is designated from 22,500 feet MSL to but not including 35,000 feet MSL; and, R-2601D is designated from 35,000 feet MSL to but not including 60,000 feet MSL. This subdivision of the restricted area utilizes the existing lateral boundaries of R-2601. No new restricted airspace is established by this action.

EFFECTIVE DATE: 0901 UTC, March 27, 1997.

FOR FURTHER INFORMATION CONTACT: Ken McElroy, Airspace and Rules Division, ATA-400, Office of Air Traffic Airspace Management, Federal Aviation Administration, 800 Independence Avenue, SW.; Washington, DC 20591; telephone (202) 267-8783.

SUPPLEMENTARY INFORMATION:

Background

As a result of a Department of Army review of restricted area utilization and operational requirements at Fort Carson, CO, the U.S. Army has requested changes in the Fort Carson restricted airspace. These changes affect only the internal boundaries and enhances efficient airspace utilization. The coordinates for this airspace docket are based on North American Datum 83. Section 73.26 of part 73 of the Federal Aviation Regulations was republished in FAA Order 7400.8D dated July 11, 1996.

The Rule

This amendment to part 73 of the Federal Aviation Regulations (14 CFR part 73) subdivides R-2601, Fort Carson, CO, into four separate areas to permit more efficient utilization of airspace. Currently, R-2601 extends from the surface to 60,000 feet MSL, with a time of designation of “continuous” to 35,000 feet and by a Notice to Airmen (NOTAM) to 60,000 feet. The using agency has determined that the majority of mission activities currently do not require restricted airspace above 12,500 feet MSL. Certain activities, however, still require a ceiling for restricted airspace up to 60,000 feet MSL, but not on a “continuous” basis. This amendment will subdivide the existing R-2601 as follows: R-2601A is designated from the surface to but not including 12,500 feet MSL from 0500 to 2400 hours, Monday through Friday; other times by NOTAM one hour in advance. R-2601B is designated from 12,500 feet MSL to but not including 22,500 feet MSL by NOTAM one hour in advance, R-2601C from 22,500 to but not including 35,000 feet MSL, by NOTAM 24 hours in advance and R-2601D from 35,000 MSL to but not including 60,000 feet MSL by NOTAM 24 hours in advance. This change enables the using agency to accomplish its mission while improving the capability to activate only the minimum amount of restricted airspace necessary for that mission. There is no change to the lateral boundaries or activities conducted in the existing area. This action affects only the internal subdivision of an existing restricted area

and enhances efficient airspace utilization. Therefore, I find that notice and public procedure under 5 U.S.C. 553(b) are unnecessary since this action is a minor amendment in which the public would not be particularly interested. The coordinates for this airspace docket are based on North American Datum 83. Section 73.26 of the Federal Aviation Regulations was published in FAA Order 7400.8D dated July 11, 1996.

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 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 rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

This action internally subdivides an existing restricted area and does not affect the lateral boundaries or overall vertical limits of restricted airspace. There are no changes to air traffic control procedures, and routes, or the type of activity conducted within these boundaries as a result of this amendment. Therefore, this action is not subject to environmental assessments and procedures under FAA Order 1050.1D, “Policies and Procedures for Considering Environmental Impacts,” and the National Environmental Policy Act.

List of Subjects in 14 CFR Part 73

Airspace, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 73, as follows:

PART 73—[AMENDED]

1. The authority citation for part 73 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.

§ 73.26 [Amended]

2. Section 73.26 is amended as follows:

R-2601 Fort Carson, CO [Removed]

R-2601A Fort Carson, CO [New]

Boundaries. Beginning at lat. 38°38'19" N., long. 104°52'02" W.; to lat. 38°42'40" N., long. 104°49'06" W.; to lat. 38°41'20" N., long. 104°47'02" W.; to lat. 38°40'15" N., long. 104°46'22" W.; to lat. 38°40'00" N., long. 104°45'42" W.; to lat. 38°32'06" N., long. 104°45'02" W.; to lat. 38°25'35" N., long. 104°45'02" W.; to lat. 38°25'35" N., long. 104°49'02" W.; to lat. 38°26'10" N., long. 104°49'02" W.; to lat. 38°26'08" N., long. 104°57'32" W.; to lat. 38°29'35" N., long. 104°57'32" W.; thence northeast along Colorado Highway 115, to the point of beginning.

Altitudes. Surface to but not including 12,500 feet MSL.

Time of designation. 0500 to 2400 hours local Monday-Friday other times by NOTAM 1 hour in advance.

Controlling agency. FAA, Denver ARTCC.

Using agency. Commanding General, Fort Carson, CO.

R-2601B Fort Carson, CO [New]

Boundaries. Beginning at lat. 38°38'19" N., long. 104°52'02" W.; to lat. 38°42'40" N., long. 104°49'06" W.; to lat. 38°41'20" N., long. 104°47'02" W.; to lat. 38°40'15" N., long. 104°46'22" W.; to lat. 38°40'00" N., long. 104°45'42" W.; to lat. 38°32'06" N., long. 104°45'02" W.; to lat. 38°25'35" N., long. 104°45'02" W.; to lat. 38°25'35" N., long. 104°49'02" W.; to lat. 38°26'10" N., long. 104°49'02" W.; to lat. 38°26'08" N., long. 104°57'32" W.; to lat. 38°29'35" N., long. 104°57'32" W.; thence northeast along Colorado Highway 115, to the point of beginning.

Altitudes. 12,500 feet MSL to but not including 22,500 feet MSL.

Time of designation. By NOTAM 1 hour in advance.

Controlling agency. FAA, Denver ARTCC.

Using agency. Commanding General, Fort Carson, CO.

R-2601C Fort Carson, CO [New]

Boundaries. Beginning at lat. 38°38'19" N., long. 104°52'02" W.; to lat. 38°42'40" N., long. 104°49'06" W.; to lat. 38°41'20" N., long. 104°47'02" W.; to lat. 38°40'15" N., long. 104°46'22" W.; to lat. 38°40'00" N., long. 104°45'42" W.; to lat. 38°32'06" N., long. 104°45'02" W.; to lat. 38°25'35" N., long. 104°45'02" W.; to lat. 38°25'35" N., long. 104°49'02" W.; to lat. 38°26'10" N., long. 104°49'02" W.; to lat. 38°26'08" N., long. 104°57'32" W.; to lat. 38°29'35" N., long. 104°57'32" W.; thence northeast along Colorado Highway 115, to the point of beginning.

Altitudes. 22,500 feet MSL to but not including 35,000 MSL.

Time of designation. By NOTAM 24 hours in advance.

Controlling agency. FAA, Denver ARTCC.

Using agency. Commanding General, Fort Carson, CO.

R-2601D Fort Carson, CO [New]

Boundaries. Beginning at lat. 38°38'19" N., long. 104°52'02" W.; to lat. 38°42'40" N., long. 104°49'06" W.; to lat. 38°41'20" N., long. 104°47'02" W.; to lat. 38°40'15" N.,

long. 104°46'22" W.; to lat. 38°40'00" N., long. 104°45'42" W.; to lat. 38°32'06" N., long. 104°45'02" W.; to lat. 38°25'35" N., long. 104°45'02" W.; to lat. 38°25'35" N., long. 104°49'02" W.; to lat. 38°26'10" N., long. 104°49'02" W.; to lat. 38°26'08" N., long. 104°57'32" W.; to lat. 38°29'35" N., long. 104°57'32" W.; thence northeast along Colorado Highway 115, to the point of beginning.

Altitudes. 35,000 feet MSL to but not including 60,000 feet MSL.

Time of designation. By NOTAM 24 hours in advance.

Controlling agency. FAA, Denver ARTCC.
Using agency. Commanding General, Fort Carson, CO.

Issued in Washington, DC, on January 22, 1997.

Jeff Griffith,

Program Director for Air Traffic Airspace Management.

[FR Doc. 97-2242 Filed 1-28-97; 8:45 am]

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SOCIAL SECURITY ADMINISTRATION

20 CFR Parts 401, 402, and 422

RIN 0960-AE24

Privacy and Disclosure of Official Records and Information; Availability of Information and Records to the Public

AGENCY: Social Security Administration.
ACTION: Final rules.

SUMMARY: The Social Security Administration (SSA) was formerly an operating division of the Department of Health and Human Services (HHS). Under that organizational structure, SSA followed the HHS regulations on privacy (45 CFR part 5b) as supplemented by regulations specific to SSA included in 20 CFR part 401, "Disclosure of Official Records and Information" and the HHS regulations on freedom of information (45 CFR part 5) as supplemented by specific rules on availability of information to the public (20 CFR part 422, subpart E). However, SSA became an independent agency on March 31, 1995. Accordingly, we are promulgating our own regulations on privacy and on availability of information by duplicating much of the HHS regulations on privacy and on freedom of information and merging them with our regulations on disclosure and availability of information. No substantive changes are intended. This will result in a revised part 401 in 20 CFR and a new part 402 in 20 CFR which will include our rules implementing the Privacy Act and our rules on disclosure. These new rules will be independent of HHS regulations,

and will enable us to remove our availability regulations from 20 CFR part 422, subpart E.

EFFECTIVE DATE: These regulations are effective January 29, 1997.

FOR FURTHER INFORMATION CONTACT:

Henry D. Lerner, Legal Assistant, 3-B-1 Operations Building, 6401 Security Boulevard, Baltimore, MD 21235, (410) 965-1762 for information about these rules. For information on eligibility or claiming benefits, call our national toll-free number 1-800-772-1213.

SUPPLEMENTARY INFORMATION: Public Law 103-296, the Social Security Independence and Program Improvements Act of 1994, established SSA as an independent agency apart from HHS. Section 106(b) of that Act provides that all rules and regulations issued for functions which were exercised by the Secretary of Health and Human Services and are now vested in the Commissioner of Social Security continue in effect until modified by the Commissioner.

Disclosure of Official Records and Information

HHS Regulations at 45 CFR part 5b contain rules that SSA follows in administering the Privacy Act. 20 CFR part 401, "Disclosure of Official Records and Information," includes rules specific to SSA which supplement these HHS regulations. Now that SSA is an independent agency, we are publishing regulations which modify HHS regulations to reflect only structural and procedural differences between the two agencies. Thus the new regulations, which are a revised part 401 of 20 CFR, duplicate much of the existing 45 CFR part 5b and 20 CFR part 401.

In this revised part 401, we clarify existing rules in 20 CFR and 45 CFR by replacing the passive voice with the active and by relocating and redesignating some text. Additionally, we have not carried over text in 45 CFR part 5b which does not pertain to SSA.

We have not duplicated 45 CFR 5b.12(c) because it pertains to contracts amended by July 1, 1976 and is therefore obsolete. We have not included Appendix B to part 5b because it is obsolete. As required by the Privacy Act, SSA currently publishes in the Federal Register comprehensive routine use disclosures for each of the systems of records it maintains.

Availability of Information and Records to the Public

Regulations at 45 CFR part 5 contain the rules that HHS follows in handling requests for records under the Freedom of Information Act. These regulations