

DEPARTMENT OF TRANSPORTATION**Federal Aviation Administration****14 CFR Part 97**

[Docket No. 31083 Amdt. No. 3702]

Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments**AGENCY:** Federal Aviation Administration (FAA), DOT.**ACTION:** Final rule.

SUMMARY: This rule amends, suspends, or removes Standard Instrument Approach Procedures (SIAPs) and associated Takeoff Minimums and Obstacle Departure Procedures for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, adding new obstacles, or changing air traffic requirements. These changes are designed to provide for the safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: This rule is effective July 11, 2016. The compliance date for each SIAP, associated Takeoff Minimums, and ODP is specified in the amendatory provisions. The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of July 11, 2016.

ADDRESSES: Availability of matter incorporated by reference in the amendment is as follows:

For Examination

1. U.S. Department of Transportation, Docket Ops-M30, 1200 New Jersey Avenue SE., West Bldg., Ground Floor, Washington, DC 20590-0001;

2. The FAA Air Traffic Organization Service Area in which the affected airport is located;

3. The office of Aeronautical Navigation Products, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 or,

4. The National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html.

Availability

All SIAPs and Takeoff Minimums and ODPs are available online free of charge. Visit the National Flight Data Center online at nfdc.faa.gov to register. Additionally, individual SIAP and Takeoff Minimums and ODP copies may be obtained from the FAA Air Traffic Organization Service Area in which the affected airport is located.

FOR FURTHER INFORMATION CONTACT: Thomas J. Nichols, Flight Procedure Standards Branch (AFS-420) Flight Technologies and Procedures Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 (Mail Address: P.O. Box 25082 Oklahoma City, OK 73125) telephone: (405) 954-4164.

SUPPLEMENTARY INFORMATION: This rule amends Title 14, Code of Federal Regulations, Part 97 (14 CFR part 97) by amending the referenced SIAPs. The complete regulatory description of each SIAP is listed on the appropriate FAA Form 8260, as modified by the National Flight Data Center (NFDG)/Permanent Notice to Airmen (P-NOTAM), and is incorporated by reference under 5 U.S.C. 552(a), 1 CFR part 51, and 14 CFR 97.20. The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the **Federal Register** expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs, but refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained on FAA form documents is unnecessary. This amendment provides the affected CFR sections, and specifies the SIAPs and Takeoff Minimums and ODPs with their applicable effective dates. This amendment also identifies the airport and its location, the procedure and the amendment number.

Availability and Summary of Material Incorporated by Reference

The material incorporated by reference is publicly available as listed in the **ADDRESSES** section.

The material incorporated by reference describes SIAPs, Takeoff Minimums and ODPs as identified in the amendatory language for part 97 of this final rule.

The Rule

This amendment to 14 CFR part 97 is effective upon publication of each

separate SIAP and Takeoff Minimums and ODP as amended in the transmittal. For safety and timeliness of change considerations, this amendment incorporates only specific changes contained for each SIAP and Takeoff Minimums and ODP as modified by FDC permanent NOTAMs.

The SIAPs and Takeoff Minimums and ODPs, as modified by FDC permanent NOTAM, and contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these changes to SIAPs and Takeoff Minimums and ODPs, the TERPS criteria were applied only to specific conditions existing at the affected airports. All SIAP amendments in this rule have been previously issued by the FAA in a FDC NOTAM as an emergency action of immediate flight safety relating directly to published aeronautical charts.

The circumstances that created the need for these SIAP and Takeoff Minimums and ODP amendments require making them effective in less than 30 days.

Because of the close and immediate relationship between these SIAPs, Takeoff Minimums and ODPs, and safety in air commerce, I find that notice and public procedure under 5 U.S.C. 553(b) are impracticable and contrary to the public interest and, where applicable, under 5 U.S.C. 553(d), good cause exists for making these SIAPs effective in less than 30 days.

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 97

Air Traffic Control, Airports, Incorporation by reference, Navigation (air).

Issued in Washington, DC, on June 17, 2016.

John S. Duncan,
Director, Flight Standards Service.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, Title 14, Code of Federal regulations, Part 97, (14 CFR part 97), is amended by amending Standard Instrument Approach Procedures and Takeoff Minimums and

ODPs, effective at 0901 UTC on the dates specified, as follows:

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

■ 1. The authority citation for part 97 continues to read as follows:

Authority: 49 U.S.C. 106(f), 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

■ 2. Part 97 is amended to read as follows:

§§ 97.23, 97.25, 97.27, 97.29, 97.31, 97.33, 97.35 [AMENDED]

By amending: § 97.23 VOR, VOR/DME, VOR or TACAN, and VOR/DME or TACAN; § 97.25 LOC, LOC/DME, LDA, LDA/DME, SDF, SDF/DME; § 97.27 NDB, NDB/DME; § 97.29 ILS, ILS/DME, MLS, MLS/DME, MLS/RNAV; § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs, Identified as follows:

* * * *EFFECTIVE UPON PUBLICATION*

AIRAC date	State	City	Airport	FDC No.	FDC date	Subject
21-Jul-16	ID	Bonnors Ferry	Boundary County	6/0359	6/1/16	RNAV (GPS) RWY 2, Orig-D.
21-Jul-16	WA	Ellensburg	Bowers Field	6/0363	6/1/16	RNAV (GPS)-C, Orig-A.
21-Jul-16	OR	Klamath Falls	Klamath Falls	6/0364	6/1/16	ILS OR LOC/DME RWY 32, Amdt 20.
21-Jul-16	OR	Klamath Falls	Klamath Falls	6/0365	6/1/16	RNAV (GPS) RWY 14, Amdt 1.
21-Jul-16	OR	Klamath Falls	Klamath Falls	6/0366	6/1/16	RNAV (GPS) RWY 32, Orig.
21-Jul-16	OR	Klamath Falls	Klamath Falls	6/0367	6/1/16	VOR/DME OR TACAN RWY 14, Amdt 5B.
21-Jul-16	OR	Klamath Falls	Klamath Falls	6/0368	6/1/16	VOR/DME OR TACAN RWY 32, Amdt 5.
21-Jul-16	HI	Kahului	Kahului	6/0372	6/1/16	ILS OR LOC RWY 2, Amdt 24.
21-Jul-16	HI	Kahului	Kahului	6/0373	6/1/16	RNAV (GPS) RWY 23, Amdt 1.
21-Jul-16	HI	Kahului	Kahului	6/0374	6/1/16	NDB RWY 2, Orig-A.
21-Jul-16	HI	Kahului	Kahului	6/0375	6/1/16	RNAV (GPS) Y RWY 2, Amdt 1A.
21-Jul-16	HI	Kahului	Kahului	6/0376	6/1/16	VOR RWY 20, Orig-B.
21-Jul-16	HI	Kahului	Kahului	6/0377	6/1/16	VOR/DME OR TACAN RWY 20, Orig-A.
21-Jul-16	OK	Norman	University of Oklahoma Westheimer.	6/0597	6/1/16	ILS OR LOC RWY 18, Amdt 2.
21-Jul-16	GA	Macon	Middle Georgia Rgnl	6/0626	6/1/16	VOR RWY 23, Amdt 4B.
21-Jul-16	IA	Iowa City	Iowa City Muni	6/0873	6/1/16	RNAV (GPS) RWY 25, Orig-A.
21-Jul-16	IA	Iowa City	Iowa City Muni	6/0875	6/1/16	RNAV (GPS) RWY 30, Orig.
21-Jul-16	IA	Iowa City	Iowa City Muni	6/0877	6/1/16	VOR-A, Orig.
21-Jul-16	NY	New York	John F Kennedy Intl	6/1525	6/8/16	VOR OR GPS RWY 13 L/R, Amdt 18C.
21-Jul-16	VA	Wallops Island ...	Wallops Flight Facility	6/1930	6/6/16	RNAV (GPS) RWY 35, Orig-A.
21-Jul-16	VA	Wallops Island ...	Wallops Flight Facility	6/1931	6/6/16	RNAV (GPS) RWY 28, Amdt 1A.
21-Jul-16	VA	Wallops Island ...	Wallops Flight Facility	6/1932	6/6/16	RNAV (GPS) RWY 22, Amdt 1A.
21-Jul-16	VA	Wallops Island ...	Wallops Flight Facility	6/1933	6/6/16	RNAV (GPS) RWY 17, Amdt 1A.
21-Jul-16	VA	Wallops Island ...	Wallops Flight Facility	6/1934	6/6/16	RNAV (GPS) RWY 4, Amdt 1A.
21-Jul-16	VA	Wallops Island ...	Wallops Flight Facility	6/1935	6/6/16	VOR/DME OR TACAN RWY 10, Amdt 6A.
21-Jul-16	MN	Worthington	Worthington Muni	6/2157	6/1/16	RNAV (GPS) RWY 36, Orig.
21-Jul-16	MN	Worthington	Worthington Muni	6/2161	6/1/16	RNAV (GPS) RWY 18, Orig-A.
21-Jul-16	GA	Nahunta	Brantley County	6/2946	6/2/16	RNAV (GPS) Z RWY 19, Orig-A.
21-Jul-16	NJ	Woodbine	Woodbine Muni	6/3045	6/6/16	VOR-A, Amdt 1.
21-Jul-16	NJ	Woodbine	Woodbine Muni	6/3049	6/6/16	RNAV (GPS) RWY 1, Orig-A.
21-Jul-16	OH	Findlay	Findlay	6/3263	6/2/16	RNAV (GPS) RWY 7, Orig.
21-Jul-16	SD	Pierre	Pierre Rgnl	6/3272	6/2/16	ILS OR LOC RWY 31, Amdt 12B.
21-Jul-16	TX	Fort Stockton	Fort Stockton-Pecos County	6/4698	6/2/16	VOR RWY 12, Amdt 8.
21-Jul-16	TX	Fort Stockton	Fort Stockton-Pecos County	6/4700	6/2/16	VOR/DME RWY 30, Orig.
21-Jul-16	WI	New Richmond ..	New Richmond Rgnl	6/4895	6/2/16	RNAV (GPS) RWY 14, Amdt 2B.
21-Jul-16	AK	Hooper Bay	Hooper Bay	6/5332	6/8/16	VOR/DME RWY 31, ORIG-B.
21-Jul-16	AK	Hooper Bay	Hooper Bay	6/5333	6/8/16	RNAV (GPS) RWY 31, Amdt 1A.
21-Jul-16	AK	Hooper Bay	Hooper Bay	6/5334	6/8/16	RNAV (GPS) RWY 13, Amdt 1A.
21-Jul-16	FL	Apalachicola	Apalachicola Rgnl-Cleve Randolph Field.	6/5410	6/1/16	RNAV (GPS) RWY 32, Amdt 2B.
21-Jul-16	FL	Apalachicola	Apalachicola Rgnl-Cleve Randolph Field.	6/5411	6/1/16	RNAV (GPS) RWY 24, Amdt 1B.
21-Jul-16	RI	Newport	Newport State	6/5415	6/6/16	LOC RWY 22, Amdt 7C.
21-Jul-16	RI	Newport	Newport State	6/5416	6/6/16	RNAV (GPS) RWY 16, Orig-A.
21-Jul-16	RI	Newport	Newport State	6/5417	6/6/16	VOR/DME RWY 16, Amdt 1A.
21-Jul-16	RI	Pawtucket	North Central State	6/5419	6/6/16	VOR-A, Amdt 7A.
21-Jul-16	RI	Pawtucket	North Central State	6/5420	6/6/16	VOR-B, Amdt 7A.
21-Jul-16	MA	Plymouth	Plymouth Muni	6/5422	6/6/16	ILS OR LOC/DME RWY 6, Amdt 1D.
21-Jul-16	MA	Plymouth	Plymouth Muni	6/5423	6/6/16	RNAV (GPS) RWY 6, Amdt 1B.
21-Jul-16	RI	Providence	Theodore Francis Green State	6/5424	6/6/16	ILS OR LOC RWY 34, Amdt 12.

AIRAC date	State	City	Airport	FDC No.	FDC date	Subject
21-Jul-16	RI	Providence	Theodore Francis Green State	6/5429	6/6/16	RNAV (GPS) RWY 5, Orig-A.
21-Jul-16	RI	Providence	Theodore Francis Green State	6/5430	6/6/16	VOR/DME RWY 23, Amdt 6F.
21-Jul-16	RI	Providence	Theodore Francis Green State	6/5431	6/6/16	VOR RWY 5, Amdt 14A.
21-Jul-16	RI	Providence	Theodore Francis Green State	6/5432	6/6/16	ILS OR LOC RWY 23, ILS RWY 23 (SA CAT I), ILS RWY 23 (SA CAT II), Amdt 7.
21-Jul-16	RI	Providence	Theodore Francis Green State	6/5436	6/6/16	ILS OR LOC RWY 5, ILS RWY 5 (CAT II), ILS RWY 5 (CAT III), Amdt 19.
21-Jul-16	MA	Norwood	Norwood Memorial	6/5442	6/6/16	LOC RWY 35, Amdt 10D.
21-Jul-16	RI	North Kingstown	Quonset State	6/5443	6/6/16	VOR RWY 34, Amdt 2B.
21-Jul-16	RI	North Kingstown	Quonset State	6/5444	6/6/16	VOR-A, Amdt 5C.
21-Jul-16	CT	Groton (New London)	Groton-New London	6/5454	6/6/16	RNAV (GPS) RWY 23, Orig-C.
21-Jul-16	CT	Groton (New London)	Groton-New London	6/5455	6/6/16	VOR RWY 23, Amdt 10B.
21-Jul-16	MA	Falmouth	Cape Cod Coast Guard Air Station	6/5460	6/6/16	ILS OR LOC RWY 32, Amdt 1A.
21-Jul-16	MA	New Bedford	New Bedford Rgnl	6/5461	6/6/16	ILS OR LOC RWY 5, Amdt 26.
21-Jul-16	MA	New Bedford	New Bedford Rgnl	6/5462	6/6/16	RNAV (GPS) RWY 5, Amdt 1.
21-Jul-16	MA	Southbridge	Southbridge Muni	6/5466	6/6/16	RNAV (GPS) RWY 2, Orig-A.
21-Jul-16	MA	Taunton	Taunton Muni—King Field	6/5488	6/6/16	NDB RWY 30, Amdt 5B.
21-Jul-16	LA	Houma	Houma-Terrebonne	6/5896	6/6/16	COPTER VOR/DME RWY 12, Amdt 4.
21-Jul-16	LA	Houma	Houma-Terrebonne	6/5898	6/6/16	RNAV (GPS) RWY 18, Orig.
21-Jul-16	LA	Houma	Houma-Terrebonne	6/5899	6/6/16	RNAV (GPS) RWY 36, Orig.
21-Jul-16	LA	Houma	Houma-Terrebonne	6/5900	6/6/16	VOR/DME RWY 30, Amdt 12.
21-Jul-16	LA	Thibodaux	Thibodaux Muni	6/5903	6/6/16	VOR OR GPS-A, Amdt 1A.
21-Jul-16	LA	New Orleans	Louis Armstrong New Orleans Intl	6/5915	6/7/16	RNAV (GPS) Y RWY 11, Amdt 2.
21-Jul-16	LA	New Orleans	Louis Armstrong New Orleans Intl	6/5916	6/7/16	RNAV (RNP) Z RWY 11, Amdt 1.
21-Jul-16	LA	New Orleans	Louis Armstrong New Orleans Intl	6/5917	6/7/16	VOR/DME RWY 11, Amdt 1.
21-Jul-16	LA	New Orleans	Louis Armstrong New Orleans Intl	6/5918	6/7/16	ILS OR LOC RWY 11, ILS RWY 11 (SA CAT I), ILS RWY 11 (CAT II), ILS RWY 11 (CAT III), Amdt 3.
21-Jul-16	AZ	Kingman	Kingman	6/5919	6/8/16	VOR/DME RWY 21, AMDT 7B.
21-Jul-16	LA	Patterson	Harry P Williams Memorial	6/5938	6/15/16	RNAV (GPS) RWY 6, Orig-A.
21-Jul-16	LA	Patterson	Harry P Williams Memorial	6/5940	6/15/16	RNAV (GPS) RWY 24, Amdt 1B.
21-Jul-16	CA	Paso Robles	Paso Robles Muni	6/5958	6/8/16	RNAV (GPS) RWY 31, Orig.
21-Jul-16	LA	Patterson	Harry P Williams Memorial	6/5959	6/15/16	ILS OR LOC/DME RWY 24, Amdt 2D.
21-Jul-16	IA	Oelwein	Oelwein Muni	6/5960	6/7/16	VOR OR GPS-A, Amdt 3A.
21-Jul-16	IA	Waverly	Waverly Muni	6/5962	6/7/16	VOR-A, Amdt 3A.
21-Jul-16	IA	Waterloo	Waterloo Rgnl	6/5963	6/7/16	ILS OR LOC RWY 12, Amdt 9.
21-Jul-16	IA	Waterloo	Waterloo Rgnl	6/5964	6/7/16	LOC BC RWY 30, Amdt 11A.
21-Jul-16	IA	Waterloo	Waterloo Rgnl	6/5965	6/7/16	VOR RWY 6, Amdt 3.
21-Jul-16	IA	Waterloo	Waterloo Rgnl	6/5966	6/7/16	VOR RWY 12, Amdt 10.
21-Jul-16	IA	Waterloo	Waterloo Rgnl	6/5967	6/7/16	VOR RWY 18, Amdt 8A.
21-Jul-16	IA	Waterloo	Waterloo Rgnl	6/5968	6/7/16	VOR RWY 24, Amdt 16A.
21-Jul-16	LA	Galliano	South Lafourche Leonard Miller Jr	6/5972	6/6/16	ILS OR LOC/DME RWY 36, Amdt 1.
21-Jul-16	LA	Galliano	South Lafourche Leonard Miller Jr	6/5973	6/6/16	RNAV (GPS) RWY 18, Amdt 2.
21-Jul-16	LA	Galliano	South Lafourche Leonard Miller Jr	6/5974	6/6/16	RNAV (GPS) RWY 36, Amdt 1.
21-Jul-16	VA	Wallops Island	Wallops Flight Facility	6/6317	6/6/16	VOR OR TACAN RWY 17, Amdt 7A.
21-Jul-16	KS	Smith Center	Smith Center Muni	6/6870	6/2/16	RNAV (GPS) RWY 32, Orig.
21-Jul-16	KS	Smith Center	Smith Center Muni	6/6880	6/2/16	RNAV (GPS) RWY 14, Orig.
21-Jul-16	FL	Tallahassee	Tallahassee Intl	6/6953	6/8/16	RNAV (GPS) RWY 27, Amdt 2.
21-Jul-16	WV	Beckley	Raleigh County Memorial	6/7099	6/1/16	ILS OR LOC RWY 19, Amdt 6A.
21-Jul-16	WV	Beckley	Raleigh County Memorial	6/7100	6/1/16	RNAV (GPS) RWY 19, Amdt 1A.
21-Jul-16	WV	Beckley	Raleigh County Memorial	6/7101	6/1/16	RNAV (GPS) RWY 10, Amdt 1A.
21-Jul-16	WV	Beckley	Raleigh County Memorial	6/7102	6/1/16	RNAV (GPS) RWY 1, Amdt 1A.
21-Jul-16	WV	Beckley	Raleigh County Memorial	6/7104	6/1/16	RNAV (GPS) RWY 28, Amdt 1A.
21-Jul-16	MI	Lambertville	Toledo Suburban	6/7937	6/1/16	VOR OR GPS-A, Amdt 7.
21-Jul-16	TX	Terrell	Terrell Muni	6/7945	6/6/16	RNAV (GPS) RWY 17, Orig.
21-Jul-16	NJ	Newark	Newark Liberty Intl	6/8187	6/8/16	RNAV (GPS) RWY 11, Orig-D.
21-Jul-16	NJ	Newark	Newark Liberty Intl	6/8188	6/8/16	RNAV (GPS) RWY 22R, Amdt 1C.
21-Jul-16	NJ	Newark	Newark Liberty Intl	6/8189	6/8/16	COPTER ILS/DME RWY 22L, Orig-C.
21-Jul-16	VT	Burlington	Burlington Intl	6/8795	6/8/16	ILS OR LOC/DME RWY 15, Amdt 24.
21-Jul-16	MA	Beverly	Beverly Muni	6/8823	6/8/16	VOR RWY 16, Amdt 5B.
21-Jul-16	MA	Beverly	Beverly Muni	6/8843	6/8/16	RNAV (GPS) RWY 27, Orig-C.
21-Jul-16	MA	Beverly	Beverly Muni	6/8850	6/8/16	LOC RWY 16, Amdt 7B.

AIRAC date	State	City	Airport	FDC No.	FDC date	Subject
21-Jul-16	MA	Beverly	Beverly Muni	6/8851	6/8/16	RNAV (GPS) RWY 16, Amdt 1C.
21-Jul-16	MA	Beverly	Beverly Muni	6/8853	6/8/16	RNAV (GPS) RWY 34, Orig-B.
21-Jul-16	SC	Mount Pleasant ..	Mt Pleasant Rgnl-Faison Field	6/9457	6/8/16	RNAV (GPS) RWY 35, Orig-B.
21-Jul-16	SC	Mount Pleasant ..	Mt Pleasant Rgnl-Faison Field	6/9459	6/8/16	VOR/DME-A, Amdt 1A.
21-Jul-16	SC	Mount Pleasant ..	Mt Pleasant Rgnl-Faison Field	6/9460	6/8/16	RNAV (GPS) RWY 17, Orig-B.

[FR Doc. 2016-15989 Filed 7-8-16; 8:45 am]
 BILLING CODE 4910-13-P

DEPARTMENT OF COMMERCE

Bureau of Industry and Security

15 CFR Parts 730, 736, 738 and 746

[Docket No. 160622547-6547-01]

RIN 0694-AG99

Updated Statements of Legal Authority for the Export Administration Regulations

AGENCY: Bureau of Industry and Security, Commerce.

ACTION: Final rule.

SUMMARY: This rule updates the Code of Federal Regulations (CFR) legal authority paragraphs in the Export Administration Regulations (EAR) to cite a Presidential notice extending an emergency declared pursuant to the International Emergency Economic Powers Act and also to remove one obsolete citation. This is a procedural rule that only updates authority paragraphs of the EAR to make them current and to avoid confusion. It does not alter any right, obligation or prohibition that applies to any person under the EAR.

DATES: The rule is effective July 11, 2016.

FOR FURTHER INFORMATION CONTACT: William Arvin, Regulatory Policy Division, Bureau of Industry and Security, Email william.arvin@bis.doc.gov, Telephone: (202) 482-2440.

SUPPLEMENTARY INFORMATION:

Background

The authority for parts 730, 736 and 746 of the EAR (15 CFR parts 730, 736 and 744) rests, in part, on Executive Order 13338 of May 11, 2004—Blocking Property of Certain Persons and Prohibiting the Export of Certain Goods to Syria (69 FR 26751, 3 CFR, 2004 Comp., p. 168) and on annual notices by the President continuing that emergency. This rule updates the authority paragraphs in 15 CFR parts 730, 736 and 746 to cite the Notice of

May 3, 2016, 81 FR 27293 (May 5, 2016), which continues that emergency.

This rule also removes the citation to 30 U.S.C. 185(s), 185(u), which imposed certain restrictions on exports of crude oil, from the authority paragraph of 15 CFR part 738 because, as a result of Division O, Title 1, Section 101, subsection (b) of Public Law 114-113, the EAR no longer imposes a license requirement on exports of crude oil.

This rule is purely procedural and makes no changes other than to revise CFR authority citations to make them current. It does not change the text of any section of the EAR, nor does it alter any right, obligation or prohibition that applies to any person under the EAR.

Export Administration Act

Although the Export Administration Act expired on August 20, 2001, the President, through Executive Order 13222 of August 17, 2001, 3 CFR, 2001 Comp., p. 783 (2002), as amended by Executive Order 13637, 78 FR 16129, 3 CFR, 2014 Comp., p. 223 and as extended by the Notice of August 7, 2015, 80 FR 48233 (August 11, 2015), has continued the Export Administration Regulations in effect under the International Emergency Economic Powers Act (50 U.S.C. 1701). BIS continues to carry out the provisions of the Export Administration Act, as appropriate and to the extent permitted by law, pursuant to Executive Order 13222 as amended by Executive Order 13637.

Rulemaking Requirements

1. Executive Orders 13563 and 12866 direct agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety effects, distributive impacts, and equity). This rule does not impose any regulatory burden on the public and is consistent with the goals of Executive Order 13563. This rule has been determined to be not significant for purposes of Executive Order 12866.

2. Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be

subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*) (PRA), unless that collection of information displays a currently valid Office of Management and Budget (OMB) Control Number. This rule does not involve any collection of information.

3. This rule does not contain policies with Federalism implications as that term is defined under Executive Order 13132.

4. The Assistant Secretary for Export Administration finds that there is good cause under 5 U.S.C. 553(b)(B) to waive the provisions of the Administrative Procedure Act requiring prior notice and the opportunity for public comment because they are unnecessary. This rule only updates legal authority citations. It clarifies information and is non-discretionary. This rule does not alter any right, obligation or prohibition that applies to any person under the EAR. Because these revisions are not substantive changes, it is unnecessary to provide notice and opportunity for public comment. In addition, the 30-day delay in effectiveness otherwise required by 5 U.S.C. 553(d) is not applicable because this rule is not a substantive rule. Because neither the Administrative Procedure Act nor any other law requires that notice and an opportunity for public comment be given for this rule, the analytical requirements of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are not applicable.

List of Subjects

15 CFR Part 730

Administrative practice and procedure, Advisory committees, Exports, Reporting and recordkeeping requirements, Strategic and critical materials.

15 CFR Parts 736 and 738

Exports.

15 CFR Part 746

Exports, Reporting and recordkeeping requirements.

Accordingly, parts 730, 736, 738 and 746 of the EAR (15 CFR parts 730-774) are amended as follows: