

## Incorporation by Reference

Class D and Class E airspace designations are published in paragraphs 5000 and 6005 of FAA Order JO 7400.11, Airspace Designations and Reporting Points, which is incorporated by reference in 14 CFR 71.1 on an annual basis. This document proposes to amend the current version of that order, FAA Order JO 7400.11K, dated August 4, 2025, and effective September 15, 2025. These updates would be published in the next update to FAA Order JO 7400.11. FAA Order JO 7400.11K, which lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points, is publicly available as listed in the ADDRESSES section of this document.

## The Proposal

This action proposes to amend 14 CFR part 71 by modifying Class D and Class E airspace over New Bedford, MA. A review of the current airspace revealed that the New Bedford, MA Class D airspace does not properly contain IFR operations on the northwest side of the airport. Specifically, arrivals on the RNAV Runway 14 approach and departures to the northwest are not properly contained. This action proposes to add an extension to the existing Class D airspace within 1.8 miles each side of the 318° bearing from the New Bedford Regional Airport extending from the 4-mile radius of the airport to 4.7 miles northwest of the airport.

This action also proposes to update the airport name in both the New Bedford Class D and Class E airspace legal descriptions from “New Bedford Municipal Airport” to “New Bedford Regional Airport.” This action also proposes to update the geographic coordinates of the New Bedford Regional Airport in both the Class D and Class E airspace legal descriptions, specifically, from (lat. 41°40′35″ N, long. 70°57′28″ W) to (lat. 41°40′36″ N, long. 70°57′28″ W), which is one second of latitude. This action also proposes to update the verbiage in the Class D airspace legal description from “Airport/Facility Directory” to “Chart Supplement” to comply with current FAA guidance.

## Regulatory Notices and Analyses

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. It, therefore, (1) is not a “significant regulatory action” under Executive

Order 12866; (2) is not a “significant rule” under DOT Order 2100.6B, “Rulemaking and Guidance Procedure” (March 10, 2025); and (3) is expected to result in, at most, de minimis costs from compliance with applicable operating requirements or minor flight rerouting for operators choosing to navigate around the controlled airspace. Since these proposed amendments are routine and the expected impact to operators is de minimis, the FAA certifies that this proposed rule, when promulgated, 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 proposal will be subject to an environmental analysis in accordance with FAA Order 1050.1G, “FAA National Environmental Policy Act Implementing Procedures” prior to any FAA final regulatory action.

## Lists 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, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

- 1. The authority citation for part 71 continues to read as follows:

**Authority:** 49 U.S.C. 106(f), 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 FAA Order JO 7400.11K, Airspace Designations and Reporting Points, dated August 4, 2025, and effective September 15, 2025, is amended as follows:

*Paragraph 5000 Class D Airspace.*

\* \* \* \* \*

#### ANE MA D New Bedford, MA [Amended]

New Bedford Regional, MA  
(Lat. 41°40′36″ N, long. 70°57′28″ W)

That airspace extending upward from the surface to and including 2,600 feet MSL within a 4-mile radius of New Bedford Regional Airport and within 1.8 miles each side of the 308° bearing from the airport extending from the 4-mile radius to 4.7 miles northwest of the airport. This Class D airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time

will thereafter be continuously published in the Chart Supplement.

\* \* \* \* \*

*6005 Class E Airspace Areas Extending Upward From 700 Feet or More Above the Surface of the Earth.*

\* \* \* \* \*

#### ANE MA E5 New Bedford, MA [Amended]

New Bedford Regional, MA  
(Lat. 41°40′36″ N, long. 70°57′28″ W)

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of New Bedford Regional Airport, and within 4.5 miles each side of the New Bedford Regional Airport 218° bearing extending from the 6.5-mile radius to 14.1 miles southwest of New Bedford Regional Airport.

\* \* \* \* \*

Issued in College Park, Georgia, on May 5, 2026.

#### Patrick Young,

*Manager, Airspace & Procedures Team North, Eastern Service Center, Air Traffic Organization.*

[FR Doc. 2026–09113 Filed 5–6–26; 8:45 am]

BILLING CODE 4910–13–P

## DEPARTMENT OF THE INTERIOR

### Office of Surface Mining Reclamation and Enforcement

#### 30 CFR Part 944

[SATS No. MT–051–FOR; Docket ID: OSM–2026–0034; S1D1S SS08011000 SX064A000 256S180110; S2D2S SS08011000 SX064A000 25XS501520]

#### Utah Regulatory Program

**AGENCY:** Office of Surface Mining Reclamation and Enforcement, Interior.

**ACTION:** Proposed rule; public comment period and opportunity for public hearing on proposed amendment.

**SUMMARY:** The Office of Surface Mining Reclamation and Enforcement (OSM) is announcing receipt of a proposed amendment to the Utah coal regulatory program (hereinafter, the Utah program) under the Surface Mining Control and Reclamation Act of 1977 (SMCRA or the Act). Utah submitted this proposed amendment on its own initiative, following the passage of Utah House Bill 419 (HB 419) during the 2026 legislative session. HB 419 amended Title 72B, chapter 5, part 8 of the Utah Code Annotated (UCA) and would require that a bond be posted by a plaintiff who obtains a “stay or other temporary remedy issued by an agency for an “environmental action.” HB 419 also states that these changes are effective as of May 6, 2026.

This document gives the times and locations that the Utah program and this proposed amendment to that program are available for your inspection, the comment period during which you may submit written comments on the amendment, and the procedures that we will follow for the public hearing, if one is requested.

**DATES:** We will accept written comments on this amendment until 4:00 p.m., Mountain Daylight Time (M.D.T.) June 8, 2026. If requested, we may hold a public hearing or meeting on the amendment on June 1, 2026. We will accept requests to speak at a hearing until 4:00 p.m., M.D.T. on May 22, 2026.

**ADDRESSES:** You may submit comments, identified by SATS No. UT-051-FOR, by any of the following methods:

- *Mail/Hand Delivery:* OSM, Attn: Jeffrey Fleischman, P.O. Box 11018, 100 East B Street, Room 4100, Casper, Wyoming 82602.

- *Fax:* (307) 261-6552.

- *Federal eRulemaking Portal:* The amendment has been assigned Docket ID: OSM-2026-0034. If you would like to submit comments, go to <http://www.regulations.gov>. Follow the instructions for submitting comments.

*Instructions:* All submissions received must include the agency name and docket number for this rulemaking. For detailed instructions on submitting comments and additional information on the rulemaking process, see the “Public Comment Procedures” heading of the **SUPPLEMENTARY INFORMATION** section of this document.

*Docket:* The full text of the program amendment is available for you to read at [www.regulations.gov](http://www.regulations.gov). For access to the docket to review copies of the Utah program, this amendment, a listing of any scheduled public hearings or meetings, and all written comments received in response to this document, you must go to the address listed below during normal business hours, Monday through Friday, excluding holidays. You may receive one free copy of the amendment by contacting OSM’s Casper Field Office at: Attn: Jeffrey Fleischman, Field Office Director, Office of Surface Mining Reclamation and Enforcement, 100 East B Street, Casper, Wyoming 82602. Telephone: (307) 261-6550. Email: [jfleischman@osmre.gov](mailto:jfleischman@osmre.gov).

In addition, you may review a copy of the amendment during regular business hours at the following location: Attn: Mick Thomas, Director, Department of Natural Resources, Division of Oil, Mining, and Gas, P.O. Box 145801, Salt Lake City, Utah 84114-5801. Telephone: (801) 538-5340 Email: [mickthomas@utah.gov](mailto:mickthomas@utah.gov).

**FOR FURTHER INFORMATION CONTACT:** Attn: Jeffrey Fleischman, Field Office Director, Office of Surface Mining Reclamation and Enforcement, 100 East B Street, Casper, Wyoming 82602. Telephone: (307) 261-6550. Email: [jfleischman@osmre.gov](mailto:jfleischman@osmre.gov).

**SUPPLEMENTARY INFORMATION:**

- I. Background on the Utah Program
- II. Description of the Proposed Amendment
- III. Public Comment Procedures
- IV. Procedural Determinations

**I. Background on the Utah Program**

Subject to OSM’s oversight, section 503(a) of the Act permits a State to assume primacy for the regulation of surface coal mining and reclamation operations on non-Federal and non-Indian lands within its borders by demonstrating that its State program includes, among other things, State laws and regulations that govern surface coal mining and reclamation operations in accordance with the Act and consistent with the Federal regulations. See 30 U.S.C. 1253(a)(1) and (7).

On the basis of these criteria, the Secretary of the Interior conditionally approved the Utah program on January 21, 1981. You can find background information on the Utah program, including the Secretary’s findings, the disposition of comments, and conditions of approval of the Utah program in the January 21, 1981, **Federal Register** (46 FR 5913). You can also find later actions concerning the Utah program and program amendments at 30 CFR 944.15.

**II. Description of the Proposed Amendment**

By letter dated April 6, 2026 (Administrative Record No. UT-051-01), Utah sent an amendment to its program under SMCRA (30 U.S.C. 1201 *et seq.*). We found Utah’s proposed amendment to be administratively complete on April 7, 2026. Utah submitted this proposed amendment following the passage of HB 419 during the 2026 Utah state legislative session, which proposed to update the language of its judicial code at 78B-5-828 of the Utah Code Annotated (UCA).

UCA 78B-5-828 applies to an “environmental action,” and an “environmental action” is defined as a cause of action filed on or after May 10, 2011, that seeks judicial review of a final agency action. This provision specifically applies to permits issued by the Department of Transportation, the School and Institutional Trust Lands Administration, or the Department of Natural Resources. At section UCA 78B-5-828(1)(a)(ii), permits actions under the Department of Natural Resources’—

Division of Oil, Gas, and Mining—Coal Mining and Reclamation program—are exempted from the definition of “environmental actions.”

UCA 78B-5-828 requires a plaintiff who obtains a preliminary injunction or administrative stay in an “environmental action” to post a bond with the court or relevant agency sufficient to compensate each defendant opposing the action for damages that each defendant may sustain as a result of the preliminary injunction or administrative stay. If the plaintiff does not ultimately prevail on the merits of the “environmental action,” the court or relevant agency must execute the bond and award damages to each defendant who opposed the preliminary injunction or administrative stay and who was harmed because of it.

HB 419 removed section UCA 78B-5-828(1)(a)(ii), the provision which exempts permit actions from the coal program under the Utah Division of Oil, Gas, and Mining from the definition of “environmental actions.” By removing this exemption, Utah proposed to make the Utah Program and its permit actions subject to this rule.

Finally, HB 419 added a contingency that affects the amended sections above, but that is not codified into the UCA. HB 419 stated in its “Effective date” clause, that HB 419 is effective as of May 6, 2026.

The full text of the program amendment is available for you to read at the locations listed above under **ADDRESSES** or at [www.regulations.gov](http://www.regulations.gov).

**III. Public Comment Procedures**

Under the provisions of 30 CFR 732.17(h), we are seeking your comments on whether the amendment satisfies the applicable program approval criteria of 30 CFR 732.15. If we approve the amendment, it will become part of the State program.

*Electronic or Written Comments*

If you submit written or electronic comments on the proposed rule during the 30-day comment period, they should be specific, confined to issues pertinent to the proposed regulations, and explain the reason for any recommended change(s). We appreciate any and all comments, but those most useful and likely to influence decisions on the final regulations will be those that either involve personal experience or include citations to and analyses of SMCRA, its legislative history, its implementing regulations, case law, other pertinent State or Federal laws or regulations, technical literature, or other relevant publications.

We cannot ensure that comments received after the close of the comment period (see **DATES**) or sent to an address other than those listed (see **ADDRESSES**) will be included in the docket for this rulemaking and considered.

#### *Public Availability of Comments*

Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment including your personal identifying information, may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

#### *Public Hearing*

If you wish to speak at the public hearing, contact the person listed under **FOR FURTHER INFORMATION CONTACT** by 4:00 p.m., M.D.T. on May 22, 2026. If you are disabled and need reasonable accommodations to attend a public hearing, contact the person listed under **FOR FURTHER INFORMATION CONTACT**. We will arrange the location and time of the hearing with those persons requesting the hearing. If no one requests an opportunity to speak, we will not hold a hearing.

To assist the transcriber and ensure an accurate record, we request, if possible, that each person who speaks at the public hearing provide us with a written copy of his or her comments. The public hearing will continue on the specified date until everyone scheduled to speak has been given an opportunity to be heard. If you are in the audience and have not been scheduled to speak and wish to do so, you will be allowed to speak after those who have been scheduled. We will end the hearing after everyone scheduled to speak and others present in the audience who wish to speak, have been heard.

#### *Public Meeting*

If only one person requests an opportunity to speak, we may hold a public meeting rather than a public hearing. If you wish to meet with us to discuss the amendment, please request a meeting by contacting the person listed under **FOR FURTHER INFORMATION CONTACT**. All such meetings are open to the public and, if possible, we will post notices of meetings at the locations listed under **ADDRESSES**. We will make a written summary of each meeting a part of the administrative record.

#### **IV. Procedural Determinations**

*Executive Order 12866—Regulatory Planning and Review and Executive Order 13563—Improving Regulation and Regulatory Review*

Executive Order 12866 provides that the Office of Information and Regulatory Affairs in the Office of Management and Budget (OMB) will review all significant rules. Pursuant to OMB guidance, dated October 12, 1993, the approval of State program amendments is exempted from OMB review under Executive Order 12866. Executive Order 13563, which reaffirms and supplements Executive Order 12866, retains this exemption.

*Other Laws and Executive Orders Affecting Rulemaking*

When a State submits a program amendment to OSM for review, our regulations at 30 CFR 732.17(h) require us to publish a notice in the **Federal Register** indicating receipt of the proposed amendment, its text or a summary of its terms, and an opportunity for public comment.

We conclude our review of the proposed amendment after the close of the public comment period and determine whether the amendment should be approved, approved in part, or not approved. At that time, we will also make the determinations and certifications required by the various laws and executive orders governing the rulemaking process and include them in the final rule.

#### **List of Subjects in 30 CFR Part 944**

Intergovernmental relations, Surface mining, Underground mining.

**Marcelo Calle,**

*Acting Regional Director, Unified Regions 5, 7–11.*

[FR Doc. 2026–09024 Filed 5–6–26; 8:45 am]

**BILLING CODE 4310–05–P**

---

#### **DEPARTMENT OF EDUCATION**

#### **34 CFR Part 75**

**[ED–2026–OCTAE–1585]**

#### **Proposed Waiver and Extension of the Project Period With Funding for Native American Career and Technical Education Program (NACTEP)**

**AGENCY:** Office of Career, Technical, and Adult Education (OCTAE), Department of Education.

**ACTION:** Proposed waiver and extension of project period with funding.

**SUMMARY:** The Secretary proposes to waive the requirements in the Education

Department General Administrative Regulations that generally prohibit the project period exceeding five years and project period extensions involving the obligation of additional Federal funds. The proposed waiver and extension would enable 36 Native American Career and Technical Education (NACTEP) projects under Assistance Listing Number (ALN) 84.101A, currently in their fifth year, to receive funding for an additional budget period, not beyond September 30, 2027.

**DATES:** We must receive your comments on or before June 8, 2026.

**ADDRESSES:** Comments must be submitted via the Federal eRulemaking Portal at [www.regulations.gov](http://www.regulations.gov). However, if you require an accommodation or cannot otherwise submit your comments via [www.regulations.gov](http://www.regulations.gov), please contact the program contact person listed under **FOR FURTHER INFORMATION CONTACT**. The Department will not accept comments submitted after the comment period. To ensure that we do not receive duplicate copies, please submit your comments only once. In addition, please include the Docket ID at the top of your comments.

*Federal eRulemaking Portal:* Go to [www.regulations.gov](http://www.regulations.gov) to submit your comments electronically. Information on using [Regulations.gov](http://Regulations.gov), including instructions for accessing agency documents, submitting comments, and viewing the docket, is available on the site under “FAQ.”

*Privacy Note:* OCTAE’s policy is generally to make comments received from members of the public available for public viewing in their entirety on the Federal eRulemaking Portal at [www.regulations.gov](http://www.regulations.gov). Therefore, commenters should be careful to include in their comments only information that they wish to make publicly available.

**FOR FURTHER INFORMATION CONTACT:** Adam Flynn, U.S. Department of Education, 400 Maryland Avenue SW, Washington, DC 20202. Telephone: (202) 245–7405. Email: [Adam.Flynn-Tabloff@ed.gov](mailto:Adam.Flynn-Tabloff@ed.gov).

If you are deaf, hard of hearing, or have a speech disability and wish to access telecommunications relay services, please dial 7–1–1.

#### **SUPPLEMENTARY INFORMATION:**

*Invitation to Comment:* We invite you to submit comments regarding this proposed waiver and extension notice. To ensure that your comments have maximum effect in developing the notice of final waiver and extension, we urge you to identify clearly the specific grantee or grantees (listed in the table