

(see 14 CFR part 71, Designation of Class A, B, C, D, and E Airspace Areas; Air Traffic Service Routes; and Reporting Points); and paragraph B–2.5(k), which categorically excludes from further environmental impact review the publication of existing air traffic control procedures that do not essentially change existing tracks, create new tracks, change altitude, or change concentration of aircraft on these tracks. The FAA also determined that no extraordinary circumstances exist that warrant preparation of an environmental assessment or environmental impact statement.

#### Lists of Subjects in 14 CFR 71

Airspace, Incorporation by reference, Navigation (air).

#### The Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 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 14 CFR 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 7400.11M, Airspace Designations and Reporting Points, dated July 30, 2026, and effective September 15, 2026, is amended as follows:

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

\* \* \* \* \*

#### AGL IL E5 Canton, IL [Establish]

Graham Hospital Heliport, IL  
(Lat 40°33'11" N, long 90°02'23" W)

That airspace extending upward from 700 feet above the surface within a 6.3-mile radius of the Graham Hospital Heliport.

\* \* \* \* \*

Issued in Fort Worth, Texas, on October 21, 2026.

**Jerry J. Creecy,**

*Acting Manager, Operations Support Group,  
ATO Central Service Center.*

[FR Doc. 2026–21817 Filed 10–23–26; 8:45 am]

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## DEPARTMENT OF COMMERCE

### 15 CFR Part 15

[Docket No. 261015–0005]

RIN 0605–AA93

#### Streamlining the Regulations Governing Testimony by Employees and the Production of Documents in Legal Proceedings; Correction

**AGENCY:** Department of Commerce (Department).

**ACTION:** Final rule; correcting amendment.

**SUMMARY:** By this action, the Department makes a correcting amendment to its regulations governing testimony by its current and former employees and the production of its documents in legal proceedings. The Department previously amended those regulations via final rule by removing and/or replacing language that is redundant, that references other authorities, or that provides only unnecessary elaboration. One of the amendatory instructions set forth in that rule, however, indicated that certain introductory text and a certain subparagraph were being amended when, in fact, no such amendments were made to those portions. This action merely corrects that inaccurate amendatory instruction and does not make any further changes to the regulations.

**DATES:** The rule is effective October 26, 2026.

**FOR FURTHER INFORMATION CONTACT:** Daniel Sweeney, Deputy General Counsel for Economic, Statistical, and Regulatory Affairs, Office of the General Counsel, at (240) 474–3619.

**SUPPLEMENTARY INFORMATION:** On October 19, 2026, the Department issues a final rule amending 15 CFR part 15 by removing and/or replacing language that is redundant, that references other authorities, or that provides only unnecessary elaboration (91 FR 65964). In that final rule, amendatory instruction 5 indicated, among other things, that the Department was amending the introductory text for § 15.14(g) as well as the contents of § 15.14(g)(2). However, the final rule did not make any such amendment for either. This action corrects that inaccurate amendatory instruction and does not make any further changes to part 15.

#### Regulatory Classifications

##### A. Administrative Procedure Act

Pursuant to 5 U.S.C. 553(b)(B), the Department finds good cause to waive

the prior notice and opportunity for public participation requirements of the Administrative Procedure Act for this action. The Department considers this action to be uncontroversial, and has determined that prior notice and opportunity for public participation is unnecessary, because this action only corrects an inaccurate amendatory instruction; this correction will ensure that the amendatory instructions properly reflect the amendments made by the rule. For the same reason, the Department has determined that delaying the effectiveness of this corrective action would be contrary to the public interest; this action will correct an omission and remove a potential source of confusion without introducing any new cost for the public. The Department therefore finds good cause to waive the public notice and comment period under 553(b)(B) and to waive the 30-day delay in effectiveness under 553(d).

*B. Executive Orders 12866, 14192, and 13132*

This rule is not significant pursuant to Executive Order (E.O.) 12866. This rule is an E.O. 14192 deregulatory action. This rule does not contain policies having federalism implications as the term is defined in E.O. 13132.

##### C. Regulatory Flexibility Act

Because a notice of proposed rulemaking and an opportunity for public participation are not required to be given for this rule by 5 U.S.C. 553(b)(B), the analytical requirements of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are not applicable. Accordingly, no regulatory flexibility analysis is required, and none has been prepared.

##### D. Paperwork Reduction Act

This rule will not impose additional reporting or recordkeeping requirements under the Paperwork Reduction Act of 1995, 44 U.S.C. 3501, *et seq.*

#### List of Subjects in 15 CFR Part 15

Administrative practice and procedure, Courts, Government employees.

Dated: October 22, 2026.

**Daniel Sweeney,**

*Deputy General Counsel for Economic, Statistical, and Regulatory Affairs.*

Accordingly, 15 CFR part 15 is corrected by making the following correcting amendments:

## PART 15—LEGAL PROCEEDINGS

■ 1. The authority citation for part 15 continues to read as follows:

**Authority:** 5 U.S.C. 301; 15 U.S.C. 1501, 1512, 1513, 1515 and 1518; Reorganization Plan No. 5 of 1950; 3 CFR, 1949–1953 Comp., p. 1004; 44 U.S.C. 3101; subpart C is issued under 37 U.S.C. 101, 706; 15 U.S.C. 1673; 42 U.S.C. 665.

### Subpart B—Testimony by Employees and the Production of Documents in Legal Proceedings

■ 2. Amend § 15.14 by revising paragraphs (f)(1) and (g)(1) to read as follows:

#### § 15.14 Demand for testimony or production of documents in matters in which the United States is not a party.

\* \* \* \* \*

(f) \* \* \*

(1) Decline to answer on the grounds that such testimony is prohibited; and

\* \* \* \* \*

(g) \* \* \* (1) Current employees, with or without compensation, shall not provide expert or opinion testimony in any legal proceedings regarding Department information, subjects, or activities except on behalf of the United States or a party represented by the United States Department of Justice, unless they receive a prior authorization in writing from the General Counsel or appropriate agency counsel.

(i) If, while testifying in any legal proceeding, an employee is asked for expert or opinion testimony regarding official information, subjects, or activities, which testimony has not been approved in advance in accordance with the regulations in this subpart, the witness shall:

(A) Decline to answer on the grounds that such expert or opinion testimony is forbidden by the regulations in this subpart; and

(B) Request an opportunity to consult with the General Counsel or appropriate agency counsel before giving such testimony.

(C) [Reserved]

(ii) If the body conducting the proceeding then orders the witness to provide expert or opinion testimony regarding official information, subjects, or activities without the opportunity to consult with either the General Counsel or appropriate agency counsel, the witness shall decline to comply with that order.

\* \* \* \* \*

[FR Doc. 2026–21764 Filed 10–23–26; 8:45 am]

BILLING CODE 3510–17–P

## DEPARTMENT OF THE INTERIOR

### Office of Surface Mining Reclamation and Enforcement

#### 30 CFR Part 935

[SATS No. OH–258–FOR; Docket No. OSM–2017–0005; S1D1S SS08009000 SX064A000 278S180110; S2D2S SS08009000 SX064A000 27XS501520; S2R2B SS08009000 SX064A000 22XS50151]

#### Ohio Regulatory Program

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

**ACTION:** Final rule; approving.

**SUMMARY:** The Office of Surface Mining Reclamation and Enforcement (OSM) is approving an amendment to the Ohio regulatory program (Ohio program) under the Surface Mining Control and Reclamation Act of 1977 (SMCRA or the Act). OSM is approving Ohio's proposal to add, rescind, or modify 39 rules under the Ohio Administrative Code that relate to, among other things: permit applications, hydrologic map and cross-sections, general map requirements, requirements for permits for special categories of mining, underground mining permit application, small operator assistance program, and self-bonding.

**DATES:** The effective date is November 25, 2026.

**FOR FURTHER INFORMATION CONTACT:** Mr. Tom Koptchak, Field Office Director, Pittsburgh Field Office, Office of Surface Mining Reclamation and Enforcement, 3 Parkway Center, Pittsburgh, PA 15220; Telephone: (202) 513–7685; email: [tkoptchak@osmre.gov](mailto:tkoptchak@osmre.gov).

#### SUPPLEMENTARY INFORMATION:

I. Background on the Ohio Program

II. Submission of the Amendment

III. OSM's Findings

A. New Rules

B. Rescission of Self-Bonding

C. Minor Revisions and Minor Non-Substantive Changes to Ohio Rules

D. Revisions to Ohio's Rules That Are No Less Effective Than the Corresponding Provisions of the Federal Regulations

IV. Summary and Disposition of Comments

V. OSM's Decision

VI. Procedural Determinations

#### I. Background on the Ohio Program

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 approved 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); 30 CFR 730.5 and 732.15(a). Based on these criteria, the Secretary of the Interior conditionally approved the Ohio program on August 16, 1982. You can find background information on the Ohio program, including the Secretary's findings, the disposition of comments, and conditions for approval of the Ohio program in the August 10, 1982, **Federal Register** (47 FR 34688). You can also find later actions concerning the Ohio program and program amendments at 30 CFR 935.11, 935.12, 935.15, and 935.16.

#### II. Submission of the Amendment

By letter dated November 30, 2015 (Administrative Record No. OH–2194–01), the Ohio Department of Natural Resources (ODNR), Division of Mineral Resources Management (DMRM), sent us an amendment to its approved program under SMCRA (30 U.S.C. 1201 *et. seq.*) seeking to revise 39 rules of the Ohio Administrative Code (OAC). This submittal was prompted by requirements of Section 106.3 of the Ohio Revised Code that all Ohio agencies must review their administrative rules every five years.

OSM announced receipt of the request in the May 4, 2020, **Federal Register** (85 FR 26413) (Administrative Record No. OH–2194–07). In the same document, OSM opened the public comment period and provided an opportunity for a public hearing or meeting on the adequacy of the amendment. OSM did not hold a public hearing or meeting because none was requested. The public comment period ended on May 19, 2020. No comments were received.

#### III. OSM's Findings

OSM made the following findings concerning the amendment under SMCRA and the Federal regulations at 30 CFR 732.15 and 732.17. OSM is approving the amendment as described below. Any revisions not specifically discussed are non-substantive wording or minor editorial changes to previously approved rules that are no less effective than the Federal regulations. The full text of the approved amendment is available online at [www.regulations.gov](http://www.regulations.gov).

##### A. New Rules

OAC 1501:13–4–08.1 Application, Supplemental and Hydrologic Maps, and Cross-Sections, Designs and Plans for Underground Workings

Ohio promulgated this new regulation for underground workings as a companion rule to OAC 1501:13–4–08, which formerly related only to hydrologic maps and cross-sections, but