

[FR Doc. 97-32576 Filed 12-11-97; 8:45 am]  
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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 95

[Docket No. 29078; Amdt. No. 404]

#### IFR Altitudes; Miscellaneous Amendments

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

**ACTION:** Final rule.

**SUMMARY:** This amendment adopts miscellaneous amendments to the required IFR (instrument flight rules) altitudes and changeover points for certain Federal airways, jet routes, or direct routes for which a minimum or maximum en route authorized IFR altitude is prescribed. This regulatory action is needed because of changes occurring in the National Airspace System. These changes are designed to provide for the safe and efficient use of the navigable airspace under instrument conditions in the affected areas.

**EFFECTIVE DATE:** 0901 UTC, September 11, 1997.

**FOR FURTHER INFORMATION CONTACT:** Paul J. Best, Flight Procedures Standards Branch (AFS-420), Technical Programs Division, Flight Standards Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone: (202) 267-8277.

**SUPPLEMENTARY INFORMATION:** This amendment to part 95 of the Federal Aviation Regulations (14 CFR part 95) amends, suspends, or revokes IFR altitudes governing the operation of all aircraft in flight over a specified route or any portion of that route, as well as the changeover points (COPs) for Federal airways, jet routes, or direct routes as prescribed in part 95.

#### The Rule

The specified IFR altitudes, when used in conjunction with the prescribed changeover points for those routes, ensure navigation aid coverage that is adequate for safe flight operations and free of frequency interference. The reasons and circumstances that create the need for this amendment involve matters of flight safety and operational efficiency in the National Airspace System, are related to published aeronautical charts that are essential to the user, and provide for the safe and efficient use of the navigable airspace. In addition, those various reasons or circumstances require making this amendment effective before the next scheduled charting and publication date of the flight information to assure its timely availability to the user. The effective date of this amendment reflects those considerations. In view of the close and immediate relationship between these regulatory changes and safety in air commerce, I find that notice and public procedure before adopting this amendment are impracticable and contrary to the public interest and that good cause exists for making the amendment 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 95

Airspace, Navigation (air).

Issued in Washington, DC on August 14, 1997.

**Thomas E. Stuckey,**

*Acting Director, Flight Standards Service.*

#### Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, part 95 of the Federal Aviation Regulations (14 CFR part 95) is amended as follows effective at 0901 UTC, September 11, 1997.

1. The authority citation for part 95 continues to read as follows:

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

2. Part 95 is amended to read as follows:

#### REVISIONS TO MINIMUM ENROUTE IFR ALTITUDES AND CHANGEOVER POINTS

[Amendment 404 Effective Date, September 11, 1997]

From	TO	MEA
<b>§ 95.1001 Direct Routes—U.S.</b>		
<b>Bahama Routes—58V—Is Amended to Read in Part</b>		
*Melon, BF FIX .....	Hankx, BF FIX .....	**2000
*8000—MRA		
**1200—MOCA		
Hankx, BF FIX .....	Barts, BF FIX .....	*4000
*1200—MOCA		
<b>§ 95.6001 VOR Federal Airway 1 Is Amended to Read in Part</b>		
Norfolk, VA VORTAC .....	Cape Charles, VA VORTAC .....	*2500
*1800—MOCA		
<b>§ 95.6002 VOR Federal Airway 2 Is Amended to Read in Part</b>		
Madison, WI VORTAC .....	*Waits, WI FIX .....	2800
*4000—MRA		
Waits, WI FIX .....	Badger, WI VORTAC .....	2800
<b>§ 95.6012 VOR Federal Airway 12 Is Amended to Read in Part</b>		
Gage, OK VORTAC .....	Caron, OK FIX .....	**5000

## REVISIONS TO MINIMUM ENROUTE IFR ALTITUDES AND CHANGEOVER POINTS—Continued

[Amendment 404 Effective Date, September 11, 1997]

From	TO	MEA
*5000—MRA **3700—MOCA		
<b>§ 95.6020 VOR Federal Airway 20 Is Amended to Read in Part</b>		
South Boston, VA VORTAC .....	*Natts, VA FIX .....	**3000
*9000—MRA		
**2000—MOCA		
Natts, VA FIX .....	Melia, VA FIX .....	*3000
*2400—MOCA		
<b>§ 95.6023 VOR Federal Airway 23 Is Amended to Read in Part</b>		
Paine, WA VOR/DME .....	Egret, WA FIX .....	4500
Egret, WA FIX .....	Acord, WA FIX .....	3500
Acord, WA FIX .....	Bellingham, WA VORTAC .....	*3000
*2200—MOCA		
<b>§ 95.6056 VOR Federal Airway 56 Is Amended to Read in Part</b>		
Columbia, GA VORTAC .....	Talbo, GA FIX .....	2500
<b>§ 95.6130 VOR Federal Airway 130 Is Amended to Read in Part</b>		
Albany, NY VORTAC .....	Stela, MA FIX .....	*6000
*3800—MOCA		
Stela, MA FIX .....	Bradley, CT VORTAC .....	3800
<b>§ 95.6139 VOR Federal Airway 139 Is Amended to Read in Part</b>		
Sunns, NC FIX .....	Norfolk, VA VORTAC .....	*2000
*1600—MOCA		
Norfolk, VA VORTAC .....	Cape Charles, VA VORTAC .....	*2500
*1800—MOCA		
<b>§ 95.6190 VOR Federal Airway 190 Is Amended to Read in Part</b>		
Gage, OK VORTAC .....	*Caron, OK FIX .....	**5000
*5000—MRA		
**3700—MOCA		
<b>§ 95.6205 VOR Federal Airway 205 Is Amended to Read in Part</b>		
Weets, NY FIX .....	Stuby, CT FIX .....	8500
Stuby, CT FIX .....	Bradley, CT VORTAC .....	3500
Bradley, CT VORTAC .....	Darth, CT FIX .....	*3000
*2200—MOCA		
<b>§ 95.6341 VOR Federal Airway 341 Is Amended to Read in Part</b>		
Dubuque, IA VORTAC .....	*Baulk, WI FIX .....	3600
*4000—MRA		
Baulk, WI FIX .....	Madison, WI VORTAC .....	3600
<b>§ 95.6405 VOR Federal Airway 405 Is Amended to Read in Part</b>		
Veers, CT FIX .....	Bradley, CT VORTAC .....	3500
Bradley, CT VORTAC .....	Providence, RI VORTAC .....	*3000
*2200—MOCA		
<b>§ 95.6413 VOR Federal Airway 413 Is Amended to Read in Part</b>		
Ironwood, MI VORTAC .....	Russh, WI FIX .....	8000
Russh, WI FIX .....	Eau Claire, WI VORTAC .....	*6000
*2900—MOCA		
Eau Claire, WI VORTAC .....	Bitlr, WI FIX .....	*3500
*2300—MOCA		
<b>§ 95.6419 VOR Federal Airway 419 Is Amended to Read in Part</b>		
Bradley, CT VORTAC .....	Boston, MA VORTAC .....	*3000

## REVISIONS TO MINIMUM ENROUTE IFR ALTITUDES AND CHANGEOVER POINTS—Continued

[Amendment 404 Effective Date, September 11, 1997]

From	TO		MEA
*2500—MOCA			
§ 95.6505 VOR Federal Airway 505 Is Amended to Read in Part			
Gopher, MN VORTAC .....	Siren, WI VOR/DME .....	3000	
§ 95.6547 VOR Federal Airway 547 Is Amended to Read in Part			
Cheyenne, WY VORTAC .....	Douglas, WY VOR/DME .....	9000	
From	To	Changeover Points	From
		Distance	
95.8003 VOR Federal Airways Changeover Points Airway Segment V-23 Is Amended To Delete			
Paine, WA VOR/DME .....	Bellingham, WA VORTAC .....	14	Paine.
V-186 Is Amended to Read in Part			
Van Nuys, CA VOR/DME .....	Paradise, CA VORTAC .....	13	Van Nuys.

[FR Doc. 97-32575 Filed 12-11-97; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 180****[OPP-300594; FRL-5760-9]  
RIN 2070-AB78****Imidacloprid; Tolerance Extension for Emergency Exemptions****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Final rule.

**SUMMARY:** This rule extends a time-limited tolerance for residues of the insecticide imidacloprid and its metabolites in or on beet and turnip roots at 0.3 part per million (ppm) beet and turnip tops at 3.5 ppm for an additional 1-year period, to November 29, 1998. This action is in response to EPA's granting of an emergency exemption under section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act authorizing use of the pesticide on table beets and turnip greens. Section 408(l)(6) of the Federal Food, Drug, and Cosmetic Act requires EPA to establish a time-limited tolerance or exemption from the requirement for a tolerance for pesticide chemical residues in food that will result from the use of a pesticide under an emergency exemption granted by EPA under section 18 of FIFRA.

**EFFECTIVE DATE:** This regulation becomes effective December 12, 1997.

Objections and requests for hearings must be received by EPA, on or before February 10, 1998.

**ADDRESSES:** Written objections and hearing requests, identified by the docket control number, [OPP-300447], must be submitted to: Hearing Clerk (1900), Environmental Protection Agency, Rm. M3708, 401 M St., SW., Washington, DC 20460. Fees accompanying objections and hearing requests shall be labeled "Tolerance Petition Fees" and forwarded to: EPA Headquarters Accounting Operations Branch, OPP (Tolerance Fees), P.O. Box 360277M, Pittsburgh, PA 15251. A copy of any objections and hearing requests filed with the Hearing Clerk identified by the docket control number, [OPP-300594], must also be submitted to: Public Information and Records Integrity Branch, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring a copy of objections and hearing requests to Rm. 1132, Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA.

A copy of objections and hearing requests filed with the Hearing Clerk may also be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epamail.epa.gov. Follow the instructions in Unit II. of this preamble. No Confidential Business Information (CBI) should be submitted through e-mail.

**FOR FURTHER INFORMATION CONTACT:** By mail: Andrew Ertman, Registration Division (7505C), Office of Pesticide

Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location, telephone number, and e-mail address: Crystal Mall #2, 1921 Jefferson Davis Hwy., Arlington, VA 22202, (703)-308-9367; e-mail: ertman.andrew@epamail.epa.gov.

**SUPPLEMENTARY INFORMATION:** EPA issued a final rule, published in the **Federal Register** of November 29, 1996 (61 FR 60622) (FRL-5575-1), which announced that on its own initiative and under section 408(e) of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a(e) and (l)(6), it established a time-limited tolerance for the residues of imidacloprid and its metabolites in or on beet and turnip roots at 0.3 ppm and beet and turnip tops at 3.5 ppm, with an expiration date of November 29, 1997. EPA established the tolerance because section 408(l)(6) of the FFDCA requires EPA to establish a time-limited tolerance or exemption from the requirement for a tolerance for pesticide chemical residues in food that will result from the use of a pesticide under an emergency exemption granted by EPA under section 18 of FIFRA. Such tolerances can be established without providing notice or period for public comment.

EPA received a request to extend the use of imidacloprid on table beets and turnip greens for this year growing season due to the lack of acceptable control with currently registered products and the loss of the insecticide Phosdrin. Under moderate to severe infestation conditions, the aphids are expected to cause serious reductions