

(e) This amendment becomes effective on March 30, 1999.

Issued in Renton, Washington, on February 12, 1999.

Darrell M. Pederson,

*Acting Manager, Transport Airplane
Directorate, Aircraft Certification Service.*

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Airspace Docket No. 98-AGL-63]

Establishment of Class E Airspace; Ada, MN

AGENCY: Federal Aviation
Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action establishes Class E airspace at Ada, MN. A Global Positioning System (GPS) Standard Instrument Approach Procedure (SIAP) to Runway (Rwy) 33 has been developed for Norman County Ada/Twin Valley Airport. Controlled airspace extending upward from 700 to 1200 feet above ground level (AGL) is needed to contain aircraft executing the approach. This action creates controlled airspace with a 6.3-mile radius for Norman County Ada/Twin Valley Airport.

EFFECTIVE DATE: 0901 UTC, May 20, 1999.

FOR FURTHER INFORMATION CONTACT: Michelle M. Behm, Air Traffic Division, Airspace Branch, AGL-520, Federal Aviation Administration, 2300 East Devon Avenue, Des Plaines, Illinois 60018, telephone (847) 294-7568.

SUPPLEMENTARY INFORMATION:

History

On Wednesday, December 9, 1998, the FAA proposed to amend 14 CFR part 71 to establish Class E airspace at Ada, MN (63 FR 67816). The proposal was to add controlled airspace extending upward from 700 to 1200 feet AGL to contain Instrument Flight Rules (IFR) operations in controlled airspace during portions of the terminal operation and while transiting between the enroute and terminal environments.

Interested parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. No comments objecting to the proposal were received. Class E airspace designations for airspace areas extending upward from 700 feet or more above the surface of the earth are

published in paragraph 6005 of FAA Order 7400.9E dated September 10, 1997, and effective September 16, 1997, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document will be published subsequently in the Order.

The Rule

This amendment to 14 CFR part 71 establishes Class E airspace at Ada, MN, to accommodate aircraft executing the proposed GPS Rwy 33 SIAP at Norman County Ada/Twin Valley Airport by creating controlled airspace for the airport. The area will be depicted on appropriate aeronautical charts.

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.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, CLASS B, CLASS C, CLASS D, AND CLASS E AIRSPACE AREAS; AIRWAYS; ROUTES; AND REPORTING POINTS

1. The authority citation for part 71 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.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9E, Airspace Designations and Reporting Points, dated September 10, 1997, and effective September 16, 1997, is amended as follows:

Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth.

* * * * *

AGL MN E5 Ada, MN [New]

Ada, Norman County Ada/Twin Valley Airport, MN
(Lat. 47° 15' 38"N., long. 96° 24' 01"W.)

That airspace extending upward from 700 feet above the surface within a 6.3-mile radius of the Norman County Ada/Twin Valley Airport.

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Issued in Des Plaines, Illinois on February 5, 1999.

David B. Johnson,

Acting Manager, Air Traffic Division.

[FR Doc. 99-4337 Filed 2-22-99; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

23 CFR Part 1340

[Docket No. NHTSA-98-4280]

RIN 2127-AH46

Uniform Criteria for State Observational Surveys of Seat Belt Use

AGENCY: National Highway Traffic Safety Administration (NHTSA), DOT.

ACTION: Interim final rule; Reopening of comment period.

SUMMARY: The National Highway Traffic Safety Administration (NHTSA) published an interim final rule on September 1, 1998, setting forth criteria for State seat belt use surveys to be conducted in connection with a new Federal grant program under section 1403 of the Transportation Equity Act for the 21st Century, “Safety Incentive Grants for Use of Seat Belts.” The comment period for the rule closed on January 29, 1999. In response to interest by the States, NHTSA is reopening the comment period and extending it until March 1, 1999.

DATES: Comments must be received by March 1, 1999.

ADDRESSES: Comments should refer to the docket number set forth above and be submitted in writing to: Docket Management, Room PL-401, National Highway Traffic Safety Administration, Nassif Building, 400 Seventh Street, SW., Washington, DC 20590. (Docket hours are Monday through Friday, 10 a.m. to 5 p.m., excluding Federal holidays.)

FOR FURTHER INFORMATION CONTACT: The following persons at the National

Highway Traffic Safety Administration, 400 Seventh Street, SW, Washington, DC 20590: For program issues, Joan Catherine Tetrault, State and Community Services, NSC-01, (202) 366-2674; For legal issues, John Donaldson, Office of the Chief Counsel, NCC-30, (202) 366-1834.

SUPPLEMENTARY INFORMATION: Section 1403 of the recently enacted Transportation Equity Act for the 21st Century (Pub. L. 105-178) added a new Section 157 to Title 23 of the United States Code (replacing a predecessor Section 157). The new section authorizes a State seat belt incentive grant program covering fiscal years 1999 through 2003. Under this program, the Secretary of Transportation is directed to allocate funds to the States (beginning in fiscal year 1999) based on their seat belt use rates.

On September 1, 1998, NHTSA published an interim final rule, the *Uniform Criteria for State Observational Surveys of Seat Belt Use* (23 CFR part 1340; 63 FR 46389), providing guidance to the States on the seat belt use rate information that must be submitted under the new program. The closing date for receipt of comments under that notice was January 29, 1999. On January 28, 1999, during a meeting with the States to discuss a variety of issues related to implementation of NHTSA grant programs, a number of States raised issues or concerns related to this new grant program. In view of the issues and concerns raised, NHTSA has placed a summary of the discussions that took place at this meeting in the docket for this rulemaking action, and concluded that it is in the agency's best interest to allow additional time for comment. Accordingly, the agency is reopening the comment period until March 1, 1999. It is not necessary for commenters to resubmit views that have already been expressed in previous comments.

Authority: 23 U.S.C. 157; delegation of authority at 49 CFR 1.50.

Issued on: February 17, 1999.

Ricardo Martinez,

Administrator, National Highway Traffic Safety Administration.

[FR Doc. 99-4332 Filed 2-22-99; 8:45 am]

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DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

31 CFR Part 539

Weapons of Mass Destruction Trade Control Regulations: Implementation of Executive Order 13094

AGENCY: Office of Foreign Assets Control, Treasury.

ACTION: Final rule.

SUMMARY: The Office of Foreign Assets Control is issuing the Weapons of Mass Destruction Trade Control Regulations to implement additional import measures with respect to the proliferation of nuclear, biological, and chemical weapons of mass destruction and of the means of delivering such weapons.

EFFECTIVE DATE: February 23, 1999.

FOR FURTHER INFORMATION CONTACT: John T. Roth, Chief, Policy Planning and Program Management, tel.: 202/622-2500, Dennis P. Wood, Chief of Compliance Programs, tel.: 202/622-2490, or William B. Hoffman, Chief Counsel, tel.: 202/622-2410, Office of Foreign Assets Control, Department of the Treasury, Washington, DC 20220.

SUPPLEMENTARY INFORMATION:

Electronic Availability

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(within the United States) a touch-tone telephone.

Background

In Executive Order 12938 of November 14, 1994 (59 FR 59099, 3 CFR, 1994 Comp., p. 950), President Clinton declared a national emergency with respect to the proliferation of nuclear, biological, and chemical weapons ("weapons of mass destruction") and of the means of delivering such weapons, invoking the authority, *inter alia*, of the International Emergency Economic Powers Act, 50 U.S.C. 1701-1706 ("IEEPA"), and the Arms Export Control Act, as amended, 22 U.S.C. 2751-2799aa-2. Executive Order 12938 provided, among other things, that the Secretary of State and the Secretary of Commerce were to use their respective authorities to control certain exports if either Secretary determined that the export would assist a country in acquiring the capability to develop, produce, stockpile, deliver, or use weapons of mass destruction or their means of delivery. Executive Order 12938 also authorized the imposition of measures on a foreign person with respect to chemical and biological weapons proliferation if the Secretary of State determined that the foreign person, on or after November 16, 1990, knowingly and materially contributed to the efforts of any foreign country, project, or entity to use, develop, produce, stockpile, or otherwise acquire chemical or biological weapons. These measures could include a prohibition on the procurement by the United States Government of goods or services from any such foreign person and a prohibition on the importation into the United States of products produced by that foreign person. Finally, the Secretary of State was authorized to impose certain measures against foreign countries found to have used or made substantial preparations to use chemical or biological weapons in violation of international law, or developed, produced, stockpiled, or otherwise acquired chemical or biological weapons in violation of international law.

In Executive Order 13094 of July 28, 1998 (63 FR 40803, July 30, 1998), the President has taken additional steps with respect to the national emergency declared in Executive Order 12938. Section 4 of Executive Order 12938 is amended to authorize the imposition of certain measures upon a determination by the Secretary of State that a foreign person has materially contributed or attempted to contribute materially to the efforts of any foreign country, project, or entity of proliferation concern to use,