

at lines 50 and 51, correct “20–AGL–26” to read “20–ACE–26.”

4. In FR Doc. 2020–24489, appearing on page 70532, in the second column, at line 64, correct “20–AGL–26” to read “20–ACE–26.”

Issued in Washington, DC, on November 9, 2020.

George Gonzalez,

Acting Manager, Rules and Regulations Group.

[FR Doc. 2020–25100 Filed 11–12–20; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA–2020–0943; Airspace Docket No. 20–AWP–11]

RIN 2120–AA66

Proposed Amendment of Class D and E Airspace and Establishment of Class E Airspace; Lancaster, CA

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: This action proposes to modify the Class E airspace, designated as an extension to a Class D or Class E surface area, at General WM J Fox Airfield Airport. Additionally, this action proposes to establish Class E airspace, extending upward from 700 feet above the surface. Further, this action proposes to remove the Palmdale Airport, Palmdale VORTAC, and the Gen. William J. Fox NDB from the Class E4 legal description. Lastly, this action proposes several administrative corrections to the airspaces’ legal descriptions. This action would ensure the safety and management of instrument flight rules (IFR) operations at the airport.

DATES: Comments must be received on or before December 28, 2020.

ADDRESSES: Send comments on this proposal to the U.S. Department of Transportation, Docket Operations, 1200 New Jersey Avenue SE, West Building Ground Floor, Room W12–140, Washington, DC 20590; telephone: 1–800–647–5527, or (202) 366–9826. You must identify FAA Docket No. FAA–2020–0943; Airspace Docket No. 20–AWP–11, at the beginning of your comments. You may also submit comments through the internet at <https://www.regulations.gov>.

FAA Order 7400.11E, Airspace Designations and Reporting Points, and

subsequent amendments can be viewed online at https://www.faa.gov/air_traffic/publications/. For further information, you can contact the Airspace Policy Group, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591; telephone: (202) 267–8783. The Order is also available for inspection at the National Archives and Records Administration (NARA). For information on the availability of FAA Order 7400.11E at NARA, email fedreg.legal@nara.gov or go to <https://www.archives.gov/federal-register/cfr/ibr-locations.html>.

FOR FURTHER INFORMATION CONTACT:

Matthew Van Der Wal, Federal Aviation Administration, Western Service Center, Operations Support Group, 2200 S. 216th Street, Des Moines, WA 98198; telephone (206) 231–3695.

SUPPLEMENTARY INFORMATION:

Authority for This Rulemaking

The FAA’s authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency’s authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority, as it would amend the Class D and Class E airspace at General WM J Fox Airfield Airport, Lancaster, CA, to support IFR operations at the airport.

Comments Invited

Interested parties are invited to participate in this proposed rulemaking by submitting such written data, views, or arguments, as they may desire. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned regulatory decisions on the proposal. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy-related aspects of the proposal. Communications should identify both docket numbers and be submitted in triplicate to the address listed above. Persons wishing the FAA to acknowledge receipt of their comments on this notice must submit with those comments a self-addressed, stamped

postcard on which the following statement is made: “Comments to Docket No. FAA–2020–0943; Airspace Docket No. 20–AWP–11”. The postcard will be date/time stamped and returned to the commenter.

All communications received before the specified closing date for comments will be considered before taking action on the proposed rule. The proposal contained in this notice may be changed in light of the comments received. A report summarizing each substantive public contact with FAA personnel concerned with this rulemaking will be filed in the docket.

Availability of NPRMs

An electronic copy of this document may be downloaded through the internet at <https://www.regulations.gov>. Recently published rulemaking documents can also be accessed through the FAA’s web page at https://www.faa.gov/air_traffic/publications/airspace_amendments/.

You may review the public docket containing the proposal, any comments received, and any final disposition in person in the Dockets Office (see the **ADDRESSES** section for the address and phone number) between 9:00 a.m. and 5:00 p.m., Monday through Friday, except federal holidays. An informal docket may also be examined during normal business hours at the Northwest Mountain Regional Office of the Federal Aviation Administration, Air Traffic Organization, Western Service Center, Operations Support Group, 2200 S. 216th Street, Des Moines, WA 98198.

Availability and Summary of Documents for Incorporation by Reference

This document proposes to amend FAA Order 7400.11E, Airspace Designations and Reporting Points, dated July 21, 2020, and effective September 15, 2020. FAA Order 7400.11E is publicly available as listed in the **ADDRESSES** section of this document. FAA Order 7400.11E lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

The Proposal

The FAA is proposing an amendment to Title 14 Code of Federal Regulations Part 71 by modifying the Class E airspace, designated as an extension to a Class D or Class E surface area, at General WM J Fox Airfield Airport, Lancaster, CA. To properly contain IFR aircraft descending below 1,000 feet above the surface, several modifications to this class of airspace are necessary. First, the areas southeast and northwest

of the airport are not required and should be removed. Second, a new area of airspace should be added west of the airport to contain IFR instrument approaches. This airspace area would be described as follows: That airspace extending upward from the surface within 1 mile each side of the 252° bearing from the airport, extending from the 4-mile radius to 8.2 miles west of General WM J Fox Airfield Airport.

Also, this action proposes to establish Class E airspace extending upward from 700 feet above the surface for the airport. This airspace is designed to contain IFR departures to 1,200 feet above the surface, and IFR arrivals descending below 1,500 feet above the surface. The airspace area would be described as follows: That airspace extending upward from 700 feet above the surface within a 4-mile radius of the airport, and within 2 miles each side of the 091° bearing from the airport, extending from the 4-mile radius to 9.4 miles east of the airport, and within 2 miles each side of the 252° bearing from the airport, extending from the 4-mile radius to 16.3 miles west of the airport, and within 3.8 miles each side of the 311° bearing from the airport, extending from the 4-mile radius to 9.6 miles northwest of General WM J Fox Airfield Airport.

Additionally, this action proposes to remove the Palmdale Airport, the Palmdale VORTAC, and the Gen. William J. Fox NDB from the Class E4 legal description. The airport and the navigational aids are not needed to define the airspace. Removal of the airport and navigational aids allows the airspace to be defined from a single reference point which simplifies how the airspace is described.

Lastly, this action proposes several administrative corrections to the airspaces' legal descriptions. The geographic coordinates in the Class D legal description are not correct. In order to match the FAA database, the geographic coordinates should be updated to lat. 34°44'28" N, long. 118°13'07" W. The last sentence in the Class D and Class E2 legal descriptions contains the term "Airport/Facilities Directory", this term is outdated and should be updated to "Chart Supplement". The city name should not appear in the second line of the airspace text headers. This action proposes to remove the city name from the second line of the Class D, Class E2, and Class E4 text headers. The airport name in the second line of the text header does not match the FAA database. This action proposes to update the airport name from "Gen. William J. Fox Airfield" to "General WM J Fox Airfield Airport" in

the Class D, Class E2, and Class E4 text headers.

Class D, E2, E4, and E5 airspace designations are published in paragraphs 5000, 6002, 6004, and 6005, respectively, of FAA Order 7400.11E, dated July 21, 2020, and effective September 15, 2020, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in the Order.

FAA Order 7400.11, Airspace Designations and Reporting Points, is published yearly and effective on September 15.

Regulatory Notices and Analyses

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, is non-controversial, and unlikely to result in adverse or negative comments. 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. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, would 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 1050.1F, "Environmental Impacts: Policies and Procedures" prior to any FAA final regulatory action.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

The Proposed Amendment

Accordingly, pursuant to the authority delegated to me, 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 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 7400.11E, Airspace Designations and Reporting Points, dated July 21, 2020, and effective September 15, 2020, is amended as follows:

Paragraph 5000. Class D Airspace

* * * * *

AWP CA D Lancaster, CA [Amended]

General WM J Fox Airfield Airport, CA
(Lat. 34°44'28" N., long. 118°13'07" W.)

That airspace extending upward from the surface to and including 4,800 feet MSL within a 4-mile radius of General WM J Fox Airfield 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.

Paragraph 6002. Class E Airspace Designated as a Surface Area

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AWP CA E2 Lancaster, CA [Amended]

General WM J Fox Airfield Airport, CA
(Lat. 34°44'28" N., long. 118°13'07" W.)

That airspace extending upward from the surface within a 4-mile radius of General WM J Fox Airfield Airport. This Class E 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.

Paragraph 6004. Class E Airspace Areas Designated as an Extension to a Class D or Class E Surface Area.

* * * * *

AWP CA E4 Lancaster, CA [Amended]

General WM J Fox Airfield Airport, CA
(Lat. 34°44'28" N., long. 118°13'07" W.)

That airspace extending upward from the surface within 1 mile each side of the 252° bearing from the airport, extending from the 4-mile radius to 8.2 miles west of General WM J Fox Airfield Airport.

Paragraph 6005. Class E Airspace Areas Extending Upward from 700 feet or more above the Surface of the Earth.

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AWP CA E5 Lancaster, CA [New]

General WM J Fox Airfield Airport, CA
(Lat. 34°44'28" N., long. 118°13'07" W.)

That airspace extending upward from 700 feet above the surface within a 4-mile radius of the airport, and within 2 miles each side of the 091° bearing from the airport, extending from the 4-mile radius to 9.4 miles east of the airport, and within 2 miles each side of the 252° bearing from the airport, extending from the 4-mile radius to 16.3 miles west of the airport, and within 3.8 miles each side of the 311° bearing from the

airport, extending from the 4-mile radius to 9.6 miles northwest of General WM J Fox Airfield Airport.

Issued in Seattle, Washington, on November 5, 2020.

B.G. Chew,

Acting Group Manager, Operations Support Group, Western Service Center.

[FR Doc. 2020–25054 Filed 11–12–20; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF VETERANS AFFAIRS

38 CFR Part 1

RIN 2900–AP90

Consent for Release of VA Medical Records

AGENCY: Department of Veterans Affairs.

ACTION: Proposed rule; withdrawal.

SUMMARY: The Department of Veterans Affairs (VA) is withdrawing a document published in the **Federal Register** on January 19, 2018, proposing to amend its regulations to clarify that a valid consent authorizing VA to release the patient's confidential VA medical records to a health information exchange (HIE) community partner may be established not only by VA's physical possession of the written consent form, but also by the HIE community partner's written (electronic) attestation that the patient has provided such consent.

DATES: The proposed rule published at 83 FR 2762 on January 19, 2018, is withdrawn as of November 13, 2020.

ADDRESSES: The docket for this action is available at www.regulations.gov.

FOR FURTHER INFORMATION CONTACT: Stephania Griffin, Director, Veterans Health Administration Information Access and Privacy Office, Department of Veterans Affairs, 810 Vermont Avenue NW, Washington, DC 20420; Stephania.griffin@va.gov, (704) 245–2492 (This is not a toll-free number.)

SUPPLEMENTARY INFORMATION: In a document published in the **Federal Register** on January 19, 2018, VA proposed to amend its regulations concerning patient consent to release VA medical records. 83 FR 2762. As explained in more detail below, VA is withdrawing the proposal.

Under 38 U.S.C. 7332, VA must keep confidential all records of identity, diagnosis, prognosis, or treatment of a patient or subject in connection with any program or activity carried out by VA related to drug abuse, alcoholism or alcohol abuse, infection with human immunodeficiency virus, or sickle cell anemia, and must obtain patients'

written consent before VA may disclose such protected information unless authorized by the statute. Although section 7332 does not explicitly require that the written consent be physically in VA's possession at the time of the disclosure, VA had interpreted the statute to require such possession, and, therefore, applied the corresponding regulation 38 CFR 1.475 consistent with that interpretation. VA had reexamined that statutory interpretation in light of contemporary health care industry standards, and published the proposed rule, at 83 FR 2762, to revise § 1.475 to permit VA to release section 7332-protected medical records to eligible community partners, even if VA does not physically have the patient's written consent, provided that specified criteria are met.

VA explained in the proposed rule that it has entered into an agreement to participate in a health information exchange (HIE) to help facilitate the transfer of information between different organizations. An HIE is the electronic transfer of health information among organizations according to nationally recognized standards. The organizations that participate (HIE community partners) range from community health care providers and health plans to governmental agencies providing benefits, such as the Social Security Administration (SSA).

After the proposed rule was published, on June 6, 2018, the President signed into law the John S. McCain III, Daniel K. Akaka, and Samuel R. Johnson VA Maintaining Internal Systems and Strengthening Integrated Outside Networks Act of 2018 (hereafter referred to as the MISSION Act), Public Law 115–182, 132 Stat. 1395. Section 132 of the MISSION Act amended section 7332(b)(2)(H) to authorize disclosure of 7332-protected records, with or without the written consent of the patient or subject of the record, to a non-VA entity (including private entities and other Federal agencies) for purposes of providing health care, including hospital care, medical services and extended care services, to patients or performing other health care-related activities or functions. These amendments to section 7332 provide VA with greater flexibility to share records and authorize VA to implement an opt-out model for the purposes of providing health care, and on December 13, 2019, we published a separate proposed rule to implement these recent amendments. See 84 FR 68065.

As a result of the amendments to section 7332 made by section 132 of the MISSION Act and the rulemaking

published December 13, 2019, at 84 FR 68065, we have determined the rulemaking published January 19, 2018, at 83 FR 2762, is no longer necessary. However, we note that the amendments to section 7332 did not provide VA with the authority to make disclosures for other purposes such as exchanging information with other governmental agencies providing benefits. To ensure that withdrawal of the rulemaking published January 19, 2018, at 83 FR 2762, would not affect disclosures for other purposes, VA identified that SSA is the only other government agency with which VA exchanges confidential VA medical records for purposes of providing benefits. VA discussed with SSA whether the rulemaking published January 19, 2018, at 83 FR 2762, was still needed for VA to exchange information with SSA to provide benefits, and SSA determined it was no longer needed for that purpose. SSA further indicated they have no plans to send VA attestations of valid authorizations via HIE without also sending the authorization form as a PDF or other digital image, and that they are developing a software solution to review non-digitally created authorizations for validity in order to provide the attestation along with a digital image of the form to VA via HIE. Therefore, the proposed rule published January 19, 2018, at 83 FR 2762, is no longer necessary. Accordingly, VA is withdrawing this proposal.

Signing Authority

The Secretary of Veterans Affairs, or designee, approved this document and authorized the undersigned to sign and submit the document to the Office of the Federal Register for publication electronically as an official document of the Department of Veterans Affairs. Brooks D. Tucker, Assistant Secretary for Congressional and Legislative Affairs, Performing the Delegable Duties of the Chief of Staff, Department of Veterans Affairs, approved this document on November 2, 2020, for publication.

Consuela Benjamin,

Regulations Development Coordinator, Office of Regulation Policy & Management, Office of the Secretary, Department of Veterans Affairs.

[FR Doc. 2020–24673 Filed 11–12–20; 8:45 am]

BILLING CODE 8320–01–P