

Texas 76137; telephone: (817) 222-5104; fax: (817) 222-5960, has the authority to approve AMOCs for this AD, if requested using the procedures found in 14 CFR 39.19. Before using any approved AMOC on any airplane to which the AMOC applies, notify your appropriate principal inspector (PI) in the FAA Flight Standards District Office (FSDO), or lacking a PI, your local FSDO.

Material Incorporated by Reference

(g) You must use Eclipse Aviation Alert Service Bulletin SB 500-76-001, REV B, dated July 22, 2008, to do the actions required by this AD, unless the AD specifies otherwise.

(1) The Director of the Federal Register approved the incorporation by reference of this service information under 5 U.S.C. 552(a) and 1 CFR part 51.

(2) For service information identified in this AD, contact Eclipse Aviation Corporation, 2503 Clark Carr Loop, SE., Albuquerque, NM 87105, fax: 505-241-8802; e-mail: customercare@eclipseaviation.com.

(3) You may review copies at the FAA, Central Region, Office of the Regional Counsel, 901 Locust, Room 506, Kansas City, Missouri 64106; or at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: <http://www.archives.gov/federal-register/cfr/ibr-locations.html>.

Issued in Kansas City, Missouri, on July 29, 2008.

James E. Jackson,

Acting Manager, Small Airplane Directorate, Aircraft Certification Service.

[FR Doc. E8-17786 Filed 8-6-08; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 97

[Docket No. 30620; Amdt. No 3280]

Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This Rule establishes, amends, suspends, or revokes STANDARD Instrument Approach Procedures (SIAPs) and associated Takeoff Minimums and Obstacle Departure Procedures for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, adding new obstacles, or

changing air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: This rule is effective August 7, 2008. The compliance date for each SIAP, associated Takeoff Minimums, and ODP is specified in the amendatory provisions.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the **Federal Register** as of August 7, 2008.

ADDRESSES: Availability of matters incorporated by reference in the amendment is as follows:

For Examination—

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591;

2. The FAA Regional Office of the region in which the affected airport is located;

3. The National Flight Procedures Office, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 or

4. The National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202-741-6030, or go to: http://www.archives.gov/federal-register/code_of_federal_regulations/ibr_locations.html.

Availability—All SIAPs and Takeoff Minimums and ODPs are Available online free of charge. Visit nfdc.faa.gov to register. Additionally, individual SIAP and Takeoff Minimums and ODP copies may be obtained from:

1. FAA Public Inquiry Center (APA-200), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591; or

2. The FAA Regional Office of the region in which the affected airport is located.

FOR FURTHER INFORMATION CONTACT:

Harry J. Hodges, Flight Procedure Standards Branch (AFS-420), Flight Technologies and Programs Divisions, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 (Mail Address: P.O. Box 25082, Oklahoma City, OK 73125) Telephone: (405) 954-4164.

SUPPLEMENTARY INFORMATION: This rule amends Title 14 of the Code of Federal Regulations, Part 97 (14 CFR part 97), by Establishing, amending, suspending, or revoking SIAPs, Takeoff Minimums and/or ODPS. The complete regulators

description of Each SIAP and its associated Takeoff Minimums or ODP for an Identified airport is listed on FAA form documents which are Incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR part 51, and 14 CFR part 97.20. The applicable FAA Forms are FAA Forms 8260-3, 8260-4, 8260-5, 8260-15A, and 8260-15B when required by an entry on 8260-15A.

The large number of SIAPs, Takeoff Minimums and ODPS, in addition to their complex nature and the need for a special format make publication in the **Federal Register** expensive and impractical. Furthermore, airmen do not use the regulatory text of the SIAPs, Takeoff Minimums or ODPS, but instead refer to their depiction on charts printed by publishers of aeronautical materials. This, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP, Takeoff Minimums and ODP listed on FAA forms is unnecessary. This amendment provides the affected CFR sections and specifies the types of SIAPs and the effective dates of the Associated Takeoff Minimums and ODPS. This amendment also identifies the airport and its location, the procedure, and the amendment number.

The Rule

This amendment to 14 CFR part 97 is effective upon publication of each separate SIAP, Takeoff Minimums and ODP as contained in the transmittal. Some SIAP and Takeoff Minimums and textual ODP amendments may have been issued previously by the FAA in a Flight Data Center (FDC) Notice to Airmen (NOTAM) as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for some SIAP and Takeoff Minimums and ODP amendments may require making them effective in less than 30 days. For the remaining SIAPs and Takeoff Minimums and ODPS, an effective date at least 30 days after publication is provided.

Further, the SIAPs and Takeoff Minimums and ODPS contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these SIAPs and Takeoff Minimums and ODPS, the TERPS criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs, Takeoff Minimums and ODPS, and safety in air commerce, I find that notice and public procedures before adopting these SIAPs, Takeoff

Minimums and ODPs are impracticable and contrary to the public interest and, where applicable, that good cause exists for making some SIAPs effective in less than 30 days.

Conclusion

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 97

Air Traffic Control, Airports, Incorporation by reference, and Navigation (Air).

Issued in Washington, DC on July 25, 2008.

James J. Ballough,

Director, Flight Standards Service.

Adoption of the Amendment

■ Accordingly, pursuant to the authority delegated to me, Under Title 14, Code of Federal Regulations, Part 97 (14 CFR part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures and/or Takeoff Minimums and/or Obstacle Departure Procedures effective at 0902 UTC on the dates specified, as follows:

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

■ 1. The authority citation for part 97 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

■ 2. Part 97 is amended to read as follows:

Effective 25 SEP 2008

Galbraith Lake, AK, Galbraith Lake, Takeoff Minimums and Obstacle DP, Orig
Ketchikan, AK, Ketchikan Intl, ILS OR LOC/DME Z RWY 11, Amdt 7,
King Salmon, AK, King Salmon, RNAV (GPS) Y RWY 29, Orig-A, CANCELLED
Scottsdale, AZ, Scottsdale, Takeoff Minimums and Obstacle DP, Amdt 1
Los Angeles, CA, Los Angeles Intl, RNAV (RNP) Z RWY 24L, Orig

Los Angeles, CA, Los Angeles Intl, RNAV (RNP) Z RWY 24R, Orig
Santa Barbara, CA, Santa Barbara Muni, RNAV (GPS) RWY 7, Orig-A
Denver, CO, Centennial, RNAV (GPS) RWY 28, Orig-A
Grand Junction, CO, Grand Junction Rgnl, Takeoff Minimums and Obstacle DP, Amdt 11
Hayden, CO, Yampa Valley, RNAV (GPS) Y RWY 10, Amdt 1
Hayden, CO, Yampa Valley, RNAV (GPS) Z RWY 10, Orig-B, CANCELLED
Hayden, CO, Yampa Valley, RNAV (RNP) Z RWY 10, Orig
Fort Myers, FL, Southwest Florida Intl, NDB RWY 6, Amdt 5, CANCELLED
Fort Myers, FL, Southwest Florida Intl, RADAR-1, Amdt 6, CANCELLED
Fort Myers, FL, Southwest Florida Intl, RADAR-2, Orig, CANCELLED
St. Petersburg-Clearwater, FL, St. Petersburg-Clearwater Intl, ILS OR LOC RWY 17L, ILS RWY 17L (CAT II), Amdt 20
St. Petersburg-Clearwater, FL, St. Petersburg-Clearwater Intl, ILS OR LOC/DME RWY 35R, Amdt 1
St. Petersburg-Clearwater, FL, St. Petersburg-Clearwater Intl, RNAV (GPS) RWY 35R, Amdt 1
Venice, FL, Venice Muni, NDB RWY 31, Amdt 2
Venice, FL, Venice Muni, RNAV (GPS) RWY 13, Orig
Venice, FL, Venice Muni, RNAV (GPS) RWY 31, Orig
Venice, FL, Venice Muni, Takeoff Minimums and Obstacle DP, Amdt 1
Wauchula, FL, Wauchula Muni, NDB RWY 36, Orig, CANCELLED
Canon, GA, Franklin County, RNAV (GPS) RWY 8, Orig
Canon, GA, Franklin County, RNAV (GPS) RWY 26, Orig
Canon, GA, Franklin County, Takeoff Minimums and Obstacle DP, Orig
Claxton, GA, Claxton-Evans County, GPS RWY 9, Orig, CANCELLED
Claxton, GA, Claxton-Evans County, RNAV (GPS) RWY 9, Orig
Claxton, GA, Claxton-Evans County, Takeoff Minimums and Obstacle DP, Orig
Hinesville, GA, Liberty County, NDB-A, Amdt 3, CANCELLED
Hinesville, GA, Liberty County, RNAV (GPS) RWY 32, Orig-A, CANCELLED
Thomasville, GA, Thomasville Rgnl, ILS OR LOC RWY 22, Orig
Thomasville, GA, Thomasville Rgnl, LOC RWY 22, Amdt 4, CANCELLED
Thomasville, GA, Thomasville Rgnl, NDB RWY 22, Amdt 5
Clinton, IA, Clinton Muni, NDB RWY 14, Amdt 5, CANCELLED
Weiser, ID, Weiser Muni, RNAV (GPS)-A, Orig
Weiser, ID, Weiser Muni, Takeoff Minimums and Obstacle DP, Orig
Jeffersonville, IN, Clark Rgnl, ILS OR LOC RWY 18, Amdt 2
Knox, IN, Starke County, RNAV (GPS) RWY 18, Orig
Knox, IN, Starke County, Takeoff Minimums and Obstacle DP, Orig
Knox, IN, Starke County, VOR RWY 18, Amdt 2

Valparaiso, IN, Porter County Muni, RNAV (GPS) RWY 9, Amdt 1
Westminster, MD, Carroll County Rgnl/Jack B. Poage Field, VOR-A, Amdt 1A, CANCELLED
Bangor, ME, Bangor Intl, RADAR-A, Amdt 4B
Charlevoix, MI, Charlevoix Muni, RNAV (GPS) RWY 9, Amdt 1
Hancock, MI, Houghton County Memorial, NDB OR GPS RWY 31, Amdt 11C, CANCELLED
Hancock, MI, Houghton County Memorial, RNAV (GPS) RWY 31, Orig
Sedalia, MO, Sedalia Memorial, Takeoff Minimums and Obstacle DP, Orig
Tarkio, MO, Gould Peterson Muni, RNAV (GPS) RWY 18, Orig
Tarkio, MO, Gould Peterson Muni, RNAV (GPS) RWY 36, Orig
Tarkio, MO, Gould Peterson Muni, Takeoff Minimums and Obstacle DP, Orig
Bay St. Louis, MS, Stennis Intl, RNAV (GPS) RWY 36, Amdt 1
Picayune, MS, Picayune Muni, RNAV (GPS) RWY 18, Amdt 1
Picayune, MS, Picayune Muni, RNAV (GPS) RWY 36, Amdt 1
Prentiss, MS, Prentiss-Jefferson Davis County, RNAV (GPS) RWY 12, Orig
Prentiss, MS, Prentiss-Jefferson Davis County, RNAV (GPS) RWY 30, Amdt 1
Prentiss, MS, Prentiss-Jefferson Davis County, Takeoff Minimums and Obstacle DP, Orig
Helena, MT, Helena Rgnl, ILS OR LOC Y RWY 27, Amdt 2
Helena, MT, Helena Rgnl, ILS OR LOC Z RWY 27, Orig
Helena, MT, Helena Rgnl, LOC/DME BC-C, Amdt 4
Helena, MT, Helena Rgnl, NDB-D, Amdt 3
Helena, MT, Helena Rgnl, RNAV (GPS) RWY 9, Amdt 1
Helena, MT, Helena Rgnl, RNAV (GPS) RWY 23, Orig
Helena, MT, Helena Rgnl, RNAV (GPS) RWY 27, Amdt 1
Helena, MT, Helena Rgnl, Takeoff Minimums and Obstacle DP, Amdt 9
Helena, MT, Helena Rgnl, VOR-A, Amdt 15
Helena, MT, Helena Rgnl, VOR/DME-B, Amdt 7
Broken Bow, NE, Broken Bow Muni, GPS RWY 14, Orig, CANCELLED
Broken Bow, NE, Broken Bow Muni, RNAV (GPS) RWY 14, Orig
Broken Bow, NE, Broken Bow Muni, RNAV (GPS) RWY 32, Amdt 1
Kimball, NE, Kimball Muni/Robert E Arraj Field, NDB RWY 28, Amdt 2, CANCELLED
Lincoln, NE, Lincoln, RNAV (GPS) RWY 18, Amdt 1
Lincoln, NE, Lincoln, RNAV (GPS) RWY 36, Amdt 1
Lincoln, NE, Lincoln, Takeoff Minimums and Obstacle DP, Orig
Belmar/Farmingdale, NJ, Monmouth Executive, LOC RWY 14, Orig-A, CANCELLED
Plattsburgh, NY, Plattsburgh Intl, ILS OR LOC RWY 17, Amdt 1C, CANCELLED
Saratoga Springs, NY, Saratoga County, Takeoff Minimums and Obstacle DP, Amdt 3
Ponca City, OK, Ponca City Rgnl, ILS OR LOC/DME RWY 17, Amdt 3

Ponca City, OK, Ponca City Rgnl, RNAV (GPS) RWY 17, Amdt 1
 Ponca City, OK, Ponca City Rgnl, RNAV (GPS) RWY 35, Amdt 1
 Johnstown, PA, John Murtha Johnstown-Cambria Co. Takeoff Minimums and Obstacle DP, Amdt 4
 Monongahela, PA, Rostraver, VOR-A, Amdt 5, CANCELLED
 Zelienople, PA, Zelienople Muni, Takeoff Minimums and Obstacle DP, Amdt 3
 Walterboro, SC, Lowcountry Rgnl, GPS RWY 23, Orig, CANCELLED
 Watertown, SD, Watertown Rgnl, LOC/DME BC RWY 17, Amdt 10
 Nashville, TN, Nashville Intl, Takeoff Minimums and Obstacle DP, Amdt 7
 Selmer, TN, Robert Sibley, NDB OR GPS RWY 17, Amdt 5, CANCELLED
 Selmer, TN, Robert Sibley, RNAV (GPS) RWY 17, Orig
 Selmer, TN, Robert Sibley, RNAV (GPS) RWY 35, Orig
 Selmer, TN, Robert Sibley, Takeoff Minimums and Obstacle DP, Orig
 Castroville, TX, Castroville Muni, NDB RWY 33, Amdt 4, CANCELLED
 Port Lavaca, TX, Calhoun County, NDB RWY 14, Amdt 4B, CANCELLED
 Victoria, TX, Victoria Rgnl, NDB RWY 12L, Amdt 4C, CANCELLED
 Tappahannock, VA, Tappahannock-Essex County, RNAV (GPS) RWY 10, Amdt 1
 Tappahannock, VA, Tappahannock-Essex County, RNAV (GPS) RWY 28, Amdt 1
 Tomahawk, WI, Tomahawk Regional, RNAV (GPS) RWY 9, Amdt 1
 Tomahawk, WI, Tomahawk Regional, RNAV (GPS) RWY 27, Amdt 1
 Tomahawk, WI, Tomahawk Regional, Takeoff Minimums and Obstacle DP, Orig
 Morgantown, WV, Morgantown Muni-WLB Hart Field, VOR/DME RWY 18, Amdt 7, CANCELLED
 Casper, WY, Natrona County Intl, ILS OR LOC RWY 3, Amdt 6
 Casper, WY, Natrona County Intl, ILS OR LOC RWY 8, Amdt 25
 Casper, WY, Natrona County Intl, RNAV (GPS) RWY 3, Amdt 1
 Casper, WY, Natrona County Intl, RNAV (GPS) RWY 8, Amdt 1
 Casper, WY, Natrona County Intl, RNAV (GPS) Y RWY 3, Orig, CANCELLED
 Cheyenne, WY, Cheyenne Rgnl/Jerry Olson Field, RNAV (GPS) RWY 9, Amdt 1
 Cheyenne, WY, Cheyenne Rgnl/Jerry Olson Field, RNAV (GPS) RWY 13, Amdt 1
 Cheyenne, WY, Cheyenne Rgnl/Jerry Olson Field, RNAV (GPS) RWY 31, Amdt 1
 On July 22, 2008 (73 FR 42520) the FAA published an Amendment in Docket No. 30618, Amdt No. 3278 to Part 97 of the Federal Aviation Regulations under section 97.25 effective September 25, 2008 which is corrected to read as follows:
 Barter Island, AK, Barter Island, LRRS, NDB RWY 7, Orig, CANCELLED
 [FR Doc. E8-17614 Filed 8-6-08; 8:45 am]

BILLING CODE 4910-13-P

SECURITIES AND EXCHANGE COMMISSION

17 CFR Parts 241 and 271

[Release Nos. 34-58288, IC-28351; File No. S7-23-08]

Commission Guidance on the Use of Company Web Sites

AGENCY: Securities and Exchange Commission.

ACTION: Interpretation; solicitation of comment.

SUMMARY: We are publishing this interpretive release to provide guidance regarding the use of company Web sites under the Exchange Act and the antifraud provisions of the federal securities laws. We are soliciting comment on issues relating to company use of technology generally in providing information to investors.

DATES: *Effective Date:* August 7, 2008.

Comment Date: Comments should be received on or before November 5, 2008.

ADDRESSES: Comments may be submitted by any of the following methods:

Electronic Comments

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/interp.shtml>); or
- Send an e-mail to rule-comments@sec.gov. Please include File Number S7-23-08 on the subject line; or
- Use the Federal eRulemaking Portal (<http://www.regulations.gov>). Follow the instructions for submitting comments.

Paper Comments

- Send paper comments in triplicate to Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090.
- All submissions should refer to File Number S7-23-08. This file number should be included on the subject line if e-mail is used. To help us process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Web site (<http://www.sec.gov/rules/interp.shtml>). Comments are also available for public inspection and copying in the Commission's Public Reference Room, 100 F Street, NE., Washington, DC 20549 on official business days between the hours of 10 a.m. and 3 p.m. All comments received will be posted without change; we do not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly.

FOR FURTHER INFORMATION CONTACT:

Jeffrey Cohan, Kim McManus or Mark Vilardo, Special Counsels in the Office of Chief Counsel, Division of Corporation Finance, at (202) 551-3500, 100 F Street, NE., Washington, DC 20549.

SUPPLEMENTARY INFORMATION:

Table of Contents

- I. Introduction and Overview
 - A. Introduction
 - B. Overview of Exchange Act Rules on the Use of Company Web sites
- II. Application of Certain Provisions of the Federal Securities Laws to Information Presented on Company Web sites
 - A. Evaluation of "Public" Nature of Information on Company Web sites
 1. Whether and When Information Is "Public" for Purposes of the Applicability of Regulation FD
 2. Satisfaction of Public Disclosure Requirements of Regulation FD
 - B. Antifraud and Other Exchange Act Provisions
 1. Effect of Accessing Previously Posted Materials or Statements on Company Web sites
 2. Hyperlinks to Third-Party Information
 3. Summary Information
 4. Interactive Web site Features
 - C. Disclosure Controls and Procedures
 - D. Format of Information and Readability
- III. Request for Comment

I. Introduction and Overview

A. Introduction

In its February 2008 Progress Report, the Federal Advisory Committee on Improvements to Financial Reporting recommended that we provide more guidance as to how companies can use their Web sites to provide information to investors in compliance with the federal securities laws, particularly with respect to the Securities Exchange Act of 1934 (the "Exchange Act").¹ Prompted, in part, by this report, we believe that to encourage the continued development of company Web sites as a significant vehicle for the dissemination to investors of important company information, it is an appropriate time to provide additional Commission guidance specifically addressing company Web sites.² While we addressed certain discrete Internet issues relating to the Securities Act of

¹ See Progress Report of the SEC Advisory Committee on Improvements to Financial Reporting, Release No. 33-8896 (Feb. 14, 2008) ("CIFI Progress Report"), available at <http://www.sec.gov/rules/other/2008/33-8896.pdf>.

² In this release the term "company Web site" and the use of the term "Web site" in the context of companies refer to public (Internet) company sites, as distinguished from private (intranet) sites. A company Web site is maintained by or for the company and contains information about the company.