

AIRAC date	State	City	Airport	FDC No.	FDC Date	Subject
6-May-10 ....	MI	ALPENA .....	ALPENA COUNTY RGNL .....	0/0498	3/23/10	RNAV (GPS) RWY 1, ORIG
6-May-10 ....	MI	WEST BRANCH ....	WEST BRANCH COMMU- NITY.	0/0501	3/23/10	VOR RWY 27, ORIG-D
6-May-10 ....	MN	MINNEAPOLIS .....	AIRLAKE .....	0/0517	3/23/10	ILS OR LOC RWY 30, ORIG-D
6-May-10 ....	MI	ALPENA .....	ALPENA COUNTY RGNL .....	0/0520	3/23/10	VOR RWY 1, AMDT 14B
6-May-10 ....	FL	BOCA RATON .....	BOCA RATON .....	0/0879	3/23/10	VOR/DME A, AMDT 1
6-May-10 ....	GA	CORDELE .....	CRISP COUNTY— CORDELE.	0/1012	3/17/10	LOC RWY 10, ORIG-B
6-May-10 ....	MI	GAYLORD .....	GAYLORD RGNL .....	0/1035	3/17/10	ILS OR LOC RWY 9, ORIG-A
6-May-10 ....	MI	TROY .....	OAKLAND/TROY .....	0/1120	3/23/10	VOR OR GPS A, AMDT 3
6-May-10 ....	AZ	GOODYEAR .....	PHOENIX GOODYEAR MUNI.	0/7677	3/23/10	RNAV (GPS) RWY 3, ORIG
6-May-10 ....	NV	RENO .....	RENO/TAHOE INTL .....	0/7823	3/23/10	ILS OR LOC/DME RWY 34L, ORIG-A
6-May-10 ....	NV	RENO .....	RENO/TAHOE INTL .....	0/7824	3/23/10	RNAV (GPS) Y RWY 16L, AMDT 1
6-May-10 ....	NV	RENO .....	RENO/TAHOE INTL .....	0/7825	3/23/10	RNAV (GPS) Y RWY 16R, AMDT 1
6-May-10 ....	DE	LAUREL .....	LAUREL .....	0/9666	3/23/10	GPS A, ORIG
6-May-10 ....	MD	BALTIMORE .....	BALTIMORE-WASHINGTON INTL THURGOOD MAR- SHALL.	0/9668	3/23/10	VOR RWY 10, AMDT 17
6-May-10 ....	GA	BLAKELY .....	EARLY COUNTY .....	0/9324	3/8/10	THIS NOTAM PUBLISHED IN TL 10-09 IS HEREBY RE- SCINDED IN ITS ENTIRETY RNAV (GPS) RWY 23, AMDT 1
3-Jun-10 .....	VT	BARRE/MONTPE- LIER.	EDWARD F. KNAPP STATE	0/1764	3/24/10	ILS OR LOC RWY 17, AMDT 6

[FR Doc. 2010-8834 Filed 4-26-10; 8:45 am]

BILLING CODE 4910-13-P

**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration****14 CFR Part 97**

[Docket No. 30718; Amdt. No. 3368]

**Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments****AGENCY:** Federal Aviation Administration (FAA), DOT.**ACTION:** Final rule.

**SUMMARY:** This 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 April 27, 2010. 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 April 27, 2010.

**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](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 [http://](http://www.nfdc.faa.gov)

[www.nfdc.faa.gov](http://www.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. 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 April 2, 2010.

**John M. Allen,**

*Director, Flight Standards Service.*

### Adoption of the Amendment

■ Accordingly, pursuant to the authority delegated to me, 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 6 MAY 2010

Smithfield, NC, Johnston County, NDB OR GPS RWY 21, Amdt 6, CANCELLED  
Montgomery, NY, Orange County, ILS OR LOC RWY 3, Amdt 3A  
Montgomery, NY, Orange County, RNAV (GPS) RWY 26, Amdt 1A  
Mount Pleasant, SC, Mt. Pleasant Rgnl-Faison Field, Takeoff Minimums and Obstacle DP, Amdt 1  
Mount Pleasant, SC, Mt. Pleasant Rgnl-Faison Field, VOR/DME–A, Amdt 1  
Mount Pleasant, SC, Mt. Pleasant Rgnl-Faison Field, VOR/DME RNAV OR GPS RWY 17, Orig, CANCELLED  
Fayetteville, TN, Fayetteville Muni, RNAV (GPS) RWY 20, Amdt 1A

Paris, TN, Henry County, ILS OR LOC/NDB RWY 2, Amdt 1  
Paris, TN, Henry County, NDB RWY 2, Amdt 3  
Paris, TN, Henry County, RNAV (GPS) RWY 2, Orig  
Paris, TN, Henry County, RNAV (GPS) RWY 20, Amdt 1

#### Effective 3 JUN 2010

Anniston, AL, Anniston Metropolitan, RNAV (GPS) RWY 5, Amdt 1  
Anniston, AL, Anniston Metropolitan, RNAV (GPS) Y RWY 23, Amdt 1  
Anniston, AL, Anniston Metropolitan, RNAV (GPS) Z RWY 23, Orig  
Hamilton, AL, Marion County-Rankin Fite, VOR RWY 18, Amdt 5  
Ash Flat, AR, Sharp County Rgnl, NDB RWY 4, Amdt 1D, CANCELLED  
Batesville, AR, Batesville Rgnl, RNAV (GPS) RWY 7, Amdt 1  
Fort Smith, AR, Fort Smith Rgnl, RNAV (GPS) RWY 1, Amdt 2  
Fort Smith, AR, Fort Smith Rgnl, RNAV (GPS) RWY 7, Amdt 1  
Fort Smith, AR, Fort Smith Rgnl, RNAV (GPS) RWY 25, Amdt 1  
Ozark, AR, Ozark-Franklin County, RNAV (GPS) RWY 4, Orig  
Ozark, AR, Ozark-Franklin County, Takeoff Minimums and Obstacle DP, Amdt 2  
Napa, CA, Napa County, NAPAA ONE Graphic Obstacle DP  
Napa, CA, Napa County, Takeoff Minimums and Obstacle DP, Amdt 4  
San Diego, CA, Brown Field Muni, Takeoff Minimums and Obstacle DP, Amdt 4  
Jacksonville, FL, Cecil Field, GPS RWY 9R, Orig, CANCELLED  
Jacksonville, FL, Cecil Field, GPS RWY 18L, Orig-A, CANCELLED  
Jacksonville, FL, Cecil Field, GPS RWY 27L, Orig, CANCELLED  
Jacksonville, FL, Cecil Field, GPS RWY 36R, Orig, CANCELLED  
Jacksonville, FL, Cecil Field, RNAV (GPS) RWY 18L, Orig  
Jacksonville, FL, Cecil Field, RNAV (GPS) RWY 36R, Orig  
Panama City, FL, Northwest Florida-Panama City Intl, ILS OR LOC/DME RWY 16, Orig-A  
Panama City, FL, Northwest Florida-Panama City Intl, RNAV (GPS) RWY 16, Orig-A  
Panama City, FL, Northwest Florida-Panama City Intl, RNAV (GPS) RWY 34, Orig-A  
West Palm Beach, FL, Palm Beach Intl, RNAV (GPS) Y RWY 14, Amdt 2A  
Ames, IA, Ames Muni, Takeoff Minimums and Obstacle DP, Amdt 4  
Cedar Rapids, IA, The Eastern Iowa, RNAV (GPS) RWY 8, Orig  
Cedar Rapids, IA, The Eastern Iowa, RNAV (GPS) RWY 26, Orig  
Cedar Rapids, IA, The Eastern Iowa, Takeoff Minimums and Obstacle DP, Amdt 3  
Cedar Rapids, IA, The Eastern Iowa, VOR/DME RWY 8, Orig  
Cedar Rapids, IA, The Eastern Iowa, VOR RWY 26, Orig  
Effingham, IL, Effingham County Memorial, Takeoff Minimums and Obstacle DP, Amdt 5  
Shelbyville, IL, Shelby County, Takeoff Minimums and Obstacle DP, Orig

Crawfordsville, IN, Crawfordsville Muni, Takeoff Minimums and Obstacle DP, Orig

Chanute, KS, Chanute Martin Johnson, RNAV (GPS) RWY 36, Orig

Chanute, KS, Chanute Martin Johnson, Takeoff Minimums and Obstacle DP, Orig

Chanute, KS, Chanute Martin Johnson, VOR-A, Amdt 10

Chanute, KS, Chanute Martin Johnson, VOR/DME RNAV OR (GPS) RWY 36, Amdt 3C, CANCELLED

Coffeyville, KS, Coffeyville Muni, NDB RWY 35, Amdt 1

Baton Rouge, LA, Baton Rouge Metro, Ryan Field, RNAV (GPS) RWY 13, Amdt 1

Baton Rouge, LA, Baton Rouge Metro, Ryan Field, Takeoff Minimums and Obstacle DP, Amdt 1

Lake Charles, LA, Chennault Intl, RNAV (GPS) RWY 33, Amdt 1

Lake Charles, LA, Chennault Intl, Takeoff Minimums and Obstacle DP, Orig

Cassville, MO, Cassville Muni, RNAV (GPS) RWY 9, Orig

Cassville, MO, Cassville Muni, Takeoff Minimums and Obstacle DP, Orig

Cassville, MO, Cassville Muni, VOR RWY 9, Amdt 2

Kennett, MO, Kennett Memorial, NDB RWY 2, Orig, CANCELLED

Kennett, MO, Kennett Memorial, NDB RWY 20, Orig, CANCELLED

Lebanon, MO, Floyd W Jones Lebanon, Takeoff Minimums and Obstacle DP, Orig

Madison, MS, Bruce Campbell Field, VOR-A, Amdt 10

Madison, MS, Bruce Campbell Field, VOR/DME-B, Amdt 5

Endicott, NY, Tri-Cities, GPS RWY 21, Orig-A, CANCELLED

Endicott, NY, Tri-Cities, RNAV (GPS) RWY 3, Orig

Endicott, NY, Tri-Cities, RNAV (GPS) RWY 21, Orig

Endicott, NY, Tri-Cities, VOR-A, Amdt 5

Rochester, NY, Greater Rochester Intl, ILS OR LOC RWY 22, Amdt 7

Rochester, NY, Greater Rochester Intl, RNAV (GPS) RWY 22, Amdt 1

Buffalo, OK, Buffalo Muni, NDB-A, Amdt 3

North Bend, OR, Southwest Oregon Rgnl, Takeoff Minimums and Obstacle DP, Amdt 5

Dubois, PA, Dubois Rgnl, ILS OR LOC RWY 25, Amdt 9

Dubois, PA, Dubois Rgnl, RNAV (GPS) RWY 7, Amdt 1

Dubois, PA, Dubois Rgnl, RNAV (GPS) RWY 25, Amdt 1

Dubois, PA, Dubois Rgnl, Takeoff Minimums and Obstacle DP, Amdt 2

Dubois, PA, Dubois Rgnl, VOR/DME RWY 7, Amdt 4

Williamsport, PA, Williamsport Rgnl, ILS OR LOC RWY 27, Amdt 16A

Chamberlain, SD, Chamberlain Muni, Takeoff Minimums and Obstacle DP, Orig

Canadian, TX, Hemphill County, RNAV (GPS) RWY 22, Amdt 1

Graford, TX, Possum Kingdom, Takeoff Minimums and Obstacle DP, Orig-A

Higgins, TX, Higgins-Lipscomb County, Takeoff Minimums and Obstacle DP, Orig

Higgins, TX, Higgins-Lipscomb County, VOR/DME-A, Amdt 1

Perryton, TX, Perryton Ochiltree County, NDB-A, Amdt 4

Perryton, TX, Perryton Ochiltree County, RNAV (GPS) RWY 35, Orig

Perryton, TX, Perryton Ochiltree County, Takeoff Minimums and Obstacle DP, Orig

Rockport, TX, Aransas County, RNAV (GPS) RWY 14, Amdt 3

Rockport, TX, Aransas County, RNAV (GPS) RWY 18, Orig

Rockport, TX, Aransas County, RNAV (GPS) RWY 32, Orig

Rockport, TX, Aransas County, RNAV (GPS) RWY 36, Orig

Hot Springs, VA, Ingalls Field, GPS RWY 25, Orig-A, CANCELLED

Hot Springs, VA, Ingalls Field, RNAV (GPS) RWY 25, Orig

West Point, VA, Middle Peninsula Rgnl, RNAV (GPS) RWY 10, Amdt 1

Wenatchee, WA, Pangborn Memorial, RNAV (RNP) RWY 30, Orig

Fairmont, WV, Fairmont Muni Frankman Field, Takeoff Minimums and Obstacle DP, Amdt 6

[FR Doc. 2010-8836 Filed 4-26-10; 8:45 am]

**BILLING CODE 4910-13-P**

## CONSUMER PRODUCT SAFETY COMMISSION

### 16 CFR Part 1450

#### Virginia Graeme Baker Pool and Spa Safety Act; Interpretation of Unblockable Drain

**AGENCY:** Consumer Product Safety Commission.

**ACTION:** Final interpretive rule.

**SUMMARY:** The Consumer Product Safety Commission ("Commission," "CPSC" or "we") is issuing its interpretation of the term "unblockable drain" as used in the Virginia Graeme Baker Pool and Spa Safety Act ("VGB Act").

**DATES:** This rule is effective April 27, 2010. The incorporation by reference of the publication listed in this rule is approved by the Director of the Federal Register as of April 27, 2010.

**FOR FURTHER INFORMATION CONTACT:** Troy Whitfield, Lead Compliance Officer, Office of Compliance, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, Maryland 20814-4408; telephone (301) 504-7548 or e-mail [twhitfield@cpsc.gov](mailto:twhitfield@cpsc.gov).

#### SUPPLEMENTARY INFORMATION:

##### A. Background

The Virginia Graeme Baker Pool and Spa Safety Act, Public Law 110-140, Title XIV ("the VGB Act") was signed into law on December 19, 2007 and became effective on December 19, 2008. The VGB Act's purpose is to prevent drain entrapment and child drowning in swimming pools and spas.

Section 1404(c)(1)(A)(i) of the VGB Act requires that each public pool and

spa in the United States be equipped with drain covers that comply with the ASME/ANSI A112.19.8 performance standard or any successor standard. (The ASME/ANSI A112.19.8-2007 standard includes addenda which ASME codes and standards identify as A112.19.8a [for corrections to the UV light testing procedure] and 8b [for outlet covers used on self-contained spas]. The addenda are part of the 2007 version of the standard and only include pages with changed or revised items. For simplicity, any reference to ASME/ANSI A112.19.8-2007 in this preamble is intended to incorporate the associated addenda.) Section 1404(c)(1)(A)(ii) of the VGB Act requires that each public pool and spa in the United States with a single main drain other than an unblockable drain be equipped, at a minimum, with one or more of the following:

- Safety vacuum release system;
- Suction-limiting vent system;
- Gravity drainage system;
- Automatic pump shut-off system;
- Drain disablement; and/or
- Any other system determined by the Commission to be equally effective as, or better than, the enumerated systems at preventing or eliminating the risk of injury or death associated with pool drainage systems.

For purposes of this preamble, we will refer to these systems collectively as "secondary anti-entrapment systems." Thus, under the VGB Act, public pools or spas with single main drains other than unblockable drains must be equipped with a secondary anti-entrapment system. Section 1403(7) of the VGB Act defines an "unblockable drain" as "a drain of any size and shape that a human body cannot sufficiently block to create a suction entrapment hazard."

In July 2009, CPSC staff issued draft technical guidance concerning an unblockable drain on the CPSC Web site (at <http://www.poolsafety.gov/unblockable.pdf>) and invited comment on this guidance. The draft technical guidance included specifications for a drain cover such that, when the drain cover is attached to a drain, the now-covered drain constitutes an "unblockable drain." As an unblockable drain, this drain would not require a secondary anti-entrapment system.

On October 21, 2009, the Commission issued a notice in the **Federal Register** (74 FR 54301) announcing that it would be conducting a public hearing to receive views from all interested parties about the draft guidance regarding unblockable drains. The Commission invited public participation at this