

**Need for Correction**

As published, the final rule contains an error, which inadvertently omits the word "mile". Accordingly, pursuant to the authority delegated to me, the legal description for the Class E5 airspace area at Jamestown, KY, incorporated by reference at § 71.1, 14 CFR 71.1, and published in the **Federal Register** on March 23, 2004, (69 FR 16904), is corrected by making the following correcting amendment.

**List of Subjects in 14 CFR Part 71**

Airspace, Incorporation by reference, Navigation (air).

■ In consideration of the foregoing, the Federal Aviation Administration corrects the adopted amendment, 14 CFR Part 71, by making the following correcting amendment:

**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 [Corrected]**

■ 2. The incorporation by reference in 14 CFR 71.1 of Federal Aviation Administration Order 7400.9L, Airspace Designations and Reporting Points, dated September 2, 2003, and effective September 16, 2003, is amended as follows: Paragraph 6005 Class E Airspace Areas Extending Upward from 700 feet or More Above the Surface of the Earth.

\* \* \* \* \*

**ASO KY 5E Jamestown, KY [Corrected]**

Russell County Airport, KY  
(Lat. 37°00'32" N., long. 85°06'10" W.)

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of Russell County Airport.

\* \* \* \* \*

Issued in College Park, Georgia on March 31, 2004.

**Jeffrey U. Vincent,**

*Acting Manager, Air Traffic Division,  
Southern Region.*

[FR Doc. 04–8359 Filed 4–12–04; 8:45 am]

**BILLING CODE 4910–13–M**

**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration****14 CFR Part 71**

[Docket No. FAA–2004–17295; Airspace  
Docket No. 04–AEA–02]

**Amendment of Class E Airspace;  
District of Columbia, Maryland,  
Virginia, and West Virginia**

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

**ACTION:** Final Rule; request for  
comments.

**SUMMARY:** This action removes the description of the Class E airspace designated for Andrews Air Force Base, MD; Lee Airport, MD; Baltimore Washington International Airport, MD; Martin State Airport, MD; College Park Airport, MD; Maryland State Police Heliport, Ft. McHenry, MD; Tipton Airport, MD; Frederick Municipal Airport, MD; Potomac Airport, MD; Montgomery County Airport, MD; Freeway Airport, MD; Bay Bridge Airport, MD; Cowley Shock Trauma Center Heliport, Baltimore, MD; Carroll County Airport, MD; Clearview Airpark, MD; Maryland Airport, MD; Davison Army Airfield, Ft. Belvoir, VA; Birch Hollow, VA; Washington Dulles International Airport, VA; Leesburg Executive Airport, VA; Manassas Municipal/Harry P. Davis Airport, VA; Mobile Business Resources Corporation Heliport, VA; Upperville Airport, VA; Eastern West Virginia Regional/Shepherd Field Airport, WV. The affected Class E–5 airspace for the airports included in these descriptions will be consolidated into the amended Washington, DC airspace description contained in Docket No. FAA–2004–17295; Airspace Docket No. 04–AEA–01, effective August 5, 2004.

**DATES:** *Effective date:* August 5, 2004.

*Comment Date:* Comments must be received on or before June 30, 2004.

**ADDRESSES:** Send comments on the rule to the Docket Management System, U.S. Department of Transportation, Room Plaza 401, 400 Seventh Street, SW., Washington, DC 20590–0001. You must identify the docket number FAA–2004–17295; Airspace Docket No. 04–AEA–02 at the beginning of your comments. You may also submit comments on the Internet at <http://dms.dot.gov>. You may review the public docket containing the rule, any comments received, and any final disposition in person in the Docket Office between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The Docket Office (telephone 1–800–647–5527) is on the plaza level

of the Department of Transportation NASSIF Building at the above address.

An informal docket may also be examined during normal business hours at the office of the Regional Air Traffic Division, Federal Aviation Administration, Eastern Region, 1 Aviation Plaza, Jamaica, NY 11434–4890.

**FOR FURTHER INFORMATION CONTACT:** Mr. Francis Jordan, Airspace Specialist, Airspace Branch, AEA–520, Aviation Plaza, Jamaica, NY 11434–4809, telephone: (718) 553–4521.

**SUPPLEMENTARY INFORMATION:** Although this action is a final rule, which involves the amendment of Class E airspace within District of Columbia, Maryland, Virginia, and West Virginia, by consolidating that airspace into one description, and was not preceded by notice and public procedure, comments are invited on the rule. This rule will become effective on the date specified in the **DATES** section. However, after the review of any comments, if the FAA finds that further changes are appropriate, it will initiate rulemaking proceedings to extend the effective date or to amend the regulation.

Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in evaluating the effects of the rule, and in determining whether additional rulemaking is required. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy-related aspects of the rule which might suggest the need to modify the rule.

**The Rule**

This amendment to Part 71 of the Federal Aviation Regulations (14 CFR Part 71) amends the description of Class E airspace in the Washington, DC area by removing the airspace designations for Andrews Air Force Base, MD; Lee Airport, MD; Baltimore Washington International Airport, MD; Martin State Airport, MD; College Park Airport, MD; Maryland State Police Heliport, Ft. McHenry, MD; Tipton Airport, MD; Frederick Municipal Airport, MD; Potomac Airport, MD; Montgomery County Airpark, MD; Freeway Airport, MD; Bay Bridge Airport, MD; Cowley Shock Trauma Center Heliport, Baltimore, MD; Carroll County Airport, MD; Clearview Airpark, MD; Maryland Airport, MD; Davison Army Air Field, Ft. Belvoir, VA; Birch Hollow, VA; Washington Dulles International Airport, VA; Leesburg Executive Airport, VA; Manassas Municipal/Harry P. Davis Airport, VA; Mobil Business Resources Corporation Heliport, VA;

Upperville Airport, VA; Eastern West Virginia Regional/Shepherd Field Airport, WV. It consolidates those airspace areas into the amended Washington, DC description. The proliferation of airports with Instrument Flight Rule (IFR) operations within the Washington, DC metropolitan area has resulted in the overlap of numerous Class E airspace areas that complicate the chart depictions. This action clarifies the airspace and diminishes the scope and complexity of charting. The IFR airports within those areas will be incorporated into the Washington, DC Class E airspace area. Accordingly, since this action merely consolidates these airspace areas into one airspace designation and has inconsequential impact on aircraft operations in the area, notice and public procedure under 5 U.S.C. 553(b) are unnecessary.

Class E airspace designations for airspace extending upward from 700 feet or more above the surface of the earth are published in paragraph 6005 of FAA Order 7400.9L, dated September 2, 2003, and effective September 16, 2003, 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 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 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, Incorporated 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—[AMENDED]

■ 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 7400.9L, Airspace Designations and Reporting Points, dated September 2, 2003 and effective September 16, 2003, is amended as follows:

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

*	*	*	*	*
AEA MD E5	Annapolis, MD	[Removed]		
AEA MD E5	Baltimore, MD	[Removed]		
AEA MD E5	College Park, MD	[Removed]		
AEA MD E5	Edgewood, MD	[Removed]		
AEA MD E5	Fort McHenry, MD	[Removed]		
AEA MD E5	Fort Meade, MD	[Removed]		
AEA MD E5	Frederick, MD	[Removed]		
AEA MD E5	Friendly, MD	[Removed]		
AEA MD E5	Gaithersburg, MD	[Removed]		
AEA MD E5	Indian Head, MD	[Removed]		
AEA MD E5	Mitchellville, MD	[Removed]		
AEA MD E5	Stevensville, MD	[Removed]		
AEA MD E5	University of Maryland,			
	Baltimore, MD	[Removed]		
AEA MD E5	Westminster Carroll County			
	Airport, MD	[Removed]		
AEA MD E5	Westminster Clearview			
	Airpark, MD	[Removed]		
AEA VA E5	Birch Hollow, VA	[Removed]		
AEA VA E5	Chantilly, VA	[Removed]		
AEA VA E5	Fairfax, VA	[Removed]		
AEA VA E5	Upperville, VA	[Removed]		
AEA WVA E5	Martinsburg, WV	[Removed]		

\* \* \* \* \*

Issued in Jamaica, New York, on April 5, 2004.

**John G. McCartney,**

*Assistant Manager, Air Traffic Division, Eastern Region.*

[FR Doc. 04–8363 Filed 4–12–04; 8:45 am]

**BILLING CODE 4910–13–M**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Docket No. FAA 2003–16214; Airspace Docket 02–ANM–11]

#### Revision of Class E Airspace; Kalispell, MT

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

**ACTION:** Final rule.

**SUMMARY:** This final rule will revise Class E airspace at Kalispell, MT. An increase in Area Navigation (RNAV) Global Position System (GPS) Standard Instrument Approach procedures (SIAP) operations at Glacier Park International Airport, Kalispell, MT, makes it

necessary to increase the area controlled airspace. This additional controlled airspace extending upward from 1,200 feet above the surface of the earth is necessary for the containment and safety of Instrument Flight Rules (IFR) aircraft transitioning to/from the en route environment and executing these SIAP procedures.

**EFFECTIVE DATE:** 0901 UTC, August 5, 2004.

**FOR FURTHER INFORMATION CONTACT:** Ed Haeseker, Federal Aviation Administration, Air Traffic Division, 1601 Lind Avenue SW., Renton, WA 98055–4056; telephone (425) 227–2527.

#### SUPPLEMENTARY INFORMATION:

##### History

On October 21, 2003, the FAA proposed to amend Title 14 Code of Federal Regulations part 71 (CFR part 71) to modify Class E airspace at Kalispell, MT (68 FR 60049). An increase in RNAV GPS SIAP operations at Glacier Park International Airport, Kalispell, MT, makes it necessary to increase the area controlled airspace. This additional controlled airspace is necessary for the containment and safety of IFR aircraft transitioning to/from the en route environment and executing these SIAP procedures.

Interested parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. No comments were received. Class E airspace designations are published in paragraph 6005 of FAA Order 7400.9L dated September 02, 2003, and effective September 16, 2003, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in that Order.

##### The Rule

This amendment to 14 CFR part 71 revises Class E airspace at Kalispell, MT. An increase in RNAV GPS SIAP operations at Glacier Park International Airport, Kalispell, MT, makes it necessary to increase the area controlled airspace. This additional controlled airspace extending upward from 1,200 feet above the surface of the earth is for the containment and safety of IFR aircraft transitioning to/from the en route environment and executing these SIAP procedures.

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"