

products identified in this rulemaking action.

**List of Subjects in 14 CFR Part 39**

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

**Adoption of the Amendment**

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

**PART 39—AIRWORTHINESS DIRECTIVES**

1. The authority citation for part 39 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40113, 44701.

**§ 39.13 [Amended]**

2. Section 39.13 is amended by adding a new airworthiness directive to read as follows:

**2006–15–14 Eurocopter Canada Limited:**  
Amendment 39–14695. Docket No. FAA–2006–24632; Directorate Identifier 2005–SW–31–AD.

*Applicability:* Model BO 105 LS A–3 helicopters certificated in any category.

*Compliance:* Required as indicated, unless accomplished previously.

To prevent fatigue failure of a fixed bolt and main rotor nut, and subsequent loss of control of the helicopter, accomplish the following:

(a) Within 30 days:

(1) Modify the Airworthiness Limitation section, Time Change Items (TCI) list, or table of life-limited components, with their revised life limits by adding part number (P/N) 105–142241.01 and by changing P/N LN 9038 K08018 to P/N 105–101021.17, as shown in the following table.

Part name	P/N	Life limit
Fixed Bolt (Bolt) .....	105–101021.17 (Formerly P/N LN 9038–K08018) .....	6,000 hours time-in-service (TIS).
Main Rotor Nut (Nut) .....	105–142241.01 .....	122,850 flights or 18,900 hours TIS, whichever occurs first.

The number of flights equals the number of landings (i.e., ground contacts).

(2) Create a historical or equivalent record for each of the parts listed in the preceding table.

(3) Review the aircraft records and determine the TIS and landings on each nut, P/N 105–142241.01. If the number of flights (i.e., landings) is unknown, the initial life limit is 18,900 hours TIS. Thereafter, record the number of flights for use when determining the retirement life.

(b) Before further flight, replace any nut that has less than 150 hours TIS remaining before reaching its life limit. Unless accomplished previously, prior to replacing a nut, re-identify the nut in accordance with paragraph (c)(2) of this AD.

(c) Within 150 hours TIS:

(1) Replace the 4 bolts, P/N LN 9038 K08018, with bolts, P/N 105–101021.17, as shown in Figure 1 of Eurocopter Alert Service Bulletin No. ASB BO 105 LS 10–11, dated May 11, 2005 (ASB).

(2) For those nuts with 150 or more hours TIS remaining on their life, remove and re-identify those nuts, P/N 105–142241.01, by adding the serial number of the main rotor head, followed by a dash and a consecutive number, in accordance with the procedures stated in Figure 2 of the ASB.

(d) Before further flight, remove any life-limited part on which the life limit has been equaled or exceeded.

(e) To request a different method of compliance or a different compliance time for this AD, follow the procedures in 14 CFR 39.19. Contact the Manager, Regulations and Policy Group, Rotorcraft Directorate, FAA, ATTN: Sharon Miles, Aviation Safety Engineer, FAA, Rotorcraft Directorate, Regulations and Guidance Group, Fort Worth, Texas 76193–0111, telephone (817) 222–5122, fax (817) 222–5961, for information about previously approved alternative methods of compliance.

(f) The replacements shall be done in accordance with the specified portion of Eurocopter Alert Service Bulletin No. ASB BO 105 LS 10–11, dated May 11, 2005. The

Director of the Federal Register approved this incorporation by reference in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Copies may be obtained from American Eurocopter Corporation, 2701 Forum Drive, Grand Prairie, Texas 75053–4005, telephone (972) 641–3460, fax (972) 641–3527. Copies may be inspected 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/code\\_of\\_federal\\_regulations/ibr\\_locations.html](http://www.archives.gov/federal_register/code_of_federal_regulations/ibr_locations.html).

(g) This amendment becomes effective on August 31, 2006.

**Note:** The subject of this AD is addressed in Transport Canada (Canada) AD No. CF–2005–17, dated June 6, 2005.

Issued in Fort Worth, Texas, on July 18, 2006.

**Mark R. Schilling,**

*Acting Manager, Rotorcraft Directorate, Aircraft Certification Service.*

[FR Doc. E6–11909 Filed 7–26–06; 8:45 am]

**BILLING CODE 4910–13–P**

**DEPARTMENT OF TRANSPORTATION**

**Federal Aviation Administration**

**14 CFR Part 95**

[Docket No. 30496; Amdt. No. 462]

**IFR Altitudes; Miscellaneous Amendments**

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

**ACTION:** Final rule.

**SUMMARY:** This amendment adopts miscellaneous amendments to the required IFR (instrument flight rules)

altitudes and changeover points for certain Federal airways, jet routes, or direct routes for which a minimum or maximum en route authorized IFR altitude is prescribed. This regulatory action is needed because of changes occurring in the National Airspace System. These changes are designed to provide for the safe and efficient use of the navigable airspace under instrument conditions in the affected areas.

**DATES:** *Effective Date:* 0901 UTC, August 3, 2006.

**FOR FURTHER INFORMATION CONTACT:**

Donald P. Pate, Flight Procedure Standards Branch (AMCAFS–420), Flight Technologies and Programs Division, 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 amendment to part 95 of the Federal Aviation Regulations (14 CFR part 95) amends, suspends, or revokes IFR altitudes governing the operation of all aircraft in flight over a specified route or any portion of that route, as well as the changeover points (COPs) for Federal airways, jet routes, or direct routes as prescribed in part 95.

**The Rule**

The specified IFR altitudes, when used in conjunction with the prescribed changeover points for those routes, ensure navigation aid coverage that is adequate for safe flight operations and free of frequency interference. The reasons and circumstances that create

the need for this amendment involve matters of flight safety and operational efficiency in the National Airspace System, are related to published aeronautical charts that are essential to the user, and provide for the safe and efficient use of the navigable airspace. In addition, those various reasons or circumstances require making this amendment effective before the next scheduled charting and publication date of the flight information to assure its timely availability to the user. The effective date of this amendment reflects those considerations. In view of the close and immediate relationship between these regulatory changes and safety in air commerce, I find that notice and public procedure before adopting this amendment are impracticable and contrary to the public interest and that good cause exists for making the

amendment 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 operational 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 95**

Airspace, Navigation (air).

Issued in Washington, DC on July 21, 2006.

**James J. Ballough,**

*Director, Flight Standards Service.*

**Adoption of the Amendment**

■ Accordingly, pursuant to the authority delegated to me by the Administrator, part 95 of the Federal Aviation Regulations (14 CFR part 95) is amended as follows effective on 0901 UTC, February 16, 2006.

■ 1. The authority citation for part 95 continues to read as follows:

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

■ 2. Part 95 is amended to read as follows:

**REVISIONS TO IFR ALTITUDES AND CHANGEOVER POINTS**

[Amendment 462, effective date August 03, 2006]

From	To	MEA	MAA
<b>§ 95.4000 High Altitude RNAV Routes</b>			
<b>§ 95.4243 RNAV Route T243 Is Added to Read</b>			
Pungo, NC FIX ..... *1500-MOCA	Zolmn, NC FIX .....	*4000	17000
From	To	MEA	
<b>§ 95.6001 Victor Routes-U.S.</b>			
<b>§ 95.6023 VOR Federal Airway V23 Is Amended to Read in Part</b>			
Mourn, OR FIX ..... *7000-MRA **6500-MOCA	*Curti, OR FIX .....	**8000	
*Curti, OR FIX .....	Eugene, OR VORTAC SE BND ..... NW BND .....	**6000 **4000	
*7000-MRA **4000-MOCA			
<b>§ 95.6448 VOR Federal Airway V448 Is Amended to Read in Part</b>			
Roseburg, OR VOR/DME ..... *6000-MRA	*Drain, OR FIX .....	5000	
*Drain, OR FIX .....	Eugene, OR VORTAC N BND ..... S BND .....	**4000 **5000	
*6000-MRA **3900-MOCA			
<b>§ 95.6623 VOR Federal Airway V623 Is Added to Read</b>			
Sparta, NJ VORTAC .....	Carmel, NY VOR/DME .....	3000	

[FR Doc. 06-6509 Filed 7-26-06; 8:45 am]

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## DEPARTMENT OF ENERGY

Federal Energy Regulatory  
Commission

## 18 CFR Parts 2 and 33

[Docket No. RM05-34-002; Order No. 669-B]

Transactions Subject to FPA Section  
203

Issued July 20, 2006.

AGENCY: Federal Energy Regulatory  
Commission.ACTION: Final Rule; Order on Rehearing  
of Order No. 669-A.

**SUMMARY:** The Federal Energy Regulatory Commission (Commission) affirms, with certain clarifications, its determinations in Order Nos. 669 and 669-A. Order Nos. 669 and 669-A revised 18 CFR 2.26 and 18 CFR part 33 to implement amended section 203 of the Federal Power Act.

**DATES:** This order on rehearing will be effective on August 28, 2006.

## FOR FURTHER INFORMATION CONTACT:

Roshini Thayaparan (Legal Information), Office of the General Counsel, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. (202) 502-6857.

Phillip Nicholson (Technical Information), Office of Energy, Markets, and Reliability—West, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. (202) 502-8240.

Andrew P. Mosier, Jr. (Technical Information), Office of Energy, Markets, and Reliability—West, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. (202) 502-6274.

Jan Macpherson (Legal Information), Office of the General Counsel, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. (202) 502-8921.

James Akers (Technical Information), Office of Energy, Markets, and Reliability—West, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. (202) 502-8101.

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**Before Commissioners: Joseph T. Kelliher, Chairman; Nora Mead Brownell, and Suedeen G. Kelly; Order on Rehearing and Clarification**

1. In this order we affirm, with certain clarifications, the determinations made in Order Nos. 669<sup>1</sup> and 669-A.<sup>2</sup>

**I. Introduction**

2. On August 8, 2005, the Energy Policy Act of 2005 (EPAct 2005)<sup>3</sup> was signed into law. Section 1289 (Merger Review Reform) of Title XII, Subtitle G (Market Transparency, Enforcement, and Consumer Protection),<sup>4</sup> of EPAct 2005 amends section 203 of the Federal Power Act (FPA).<sup>5</sup>

3. On October 3, 2005, the Commission issued a notice of proposed rulemaking (NOPR) requesting comment

<sup>1</sup> *Transactions Subject to FPA Section 203*, Order No. 669, 71 FR 1348 (January 6, 2006), FERC Stats. & Regs. ¶ 31,200 (2005). On January 10, 2006, the Commission issued an errata notice to Order No. 669 revising parts of the regulatory text to conform to the version of the order that was issued in the **Federal Register**. *Transactions Subject to FPA Section 203*, Docket No. RM05-34-000 (January 10, 2006) (unpublished errata notice).

<sup>2</sup> *Transactions Subject to FPA Section 203*, Order No. 669-A, Order on Rehearing, 71 FR 28422 (May 16, 2006), FERC Stats. & Regs. ¶ 31,214 (2006).

<sup>3</sup> Energy Policy Act of 2005, Public Law No. 109-58, 119 Stat. 594 (2005).

<sup>4</sup> EPAct 2005 at 1281 *et seq.*

<sup>5</sup> 16 U.S.C. 824b (2000).

Paragraph  
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on its proposal to amend its regulations to implement amended section 203.<sup>6</sup> On December 23, 2005, the Commission issued a final rule (Order No. 669) adopting certain modifications to 18 CFR 2.26 and 18 CFR part 33 to implement amended section 203.<sup>7</sup> Generally, Order No. 669:

(1) Established regulations implementing amended section 203;

(2) Granted blanket authorizations, in some instances with conditions, for certain types of transactions, including acquisitions of foreign utilities by holding companies, intra-holding company system financing and cash management arrangements, certain internal corporate reorganizations, and certain acquisitions of securities of transmitting utilities and electric utility companies;

(3) Defined terms, including “electric utility company,” “holding company,” and “non-utility associate company;”

(4) Defined “existing generation facility;”

(5) Adopted rules on the determination of “value” as it applies to various section 203 transactions;

(6) Set forth a section 203 applicant’s obligation to demonstrate that a proposed transaction will not result in cross-subsidization of a non-utility associate company or the pledge or encumbrance of utility assets for the benefit of an associate company; and

(7) Provided for expeditious consideration of completed applications for the approval of transactions that are not contested, do not involve mergers, and are consistent with Commission precedent.

4. In Order No. 669, the Commission also announced that, at a technical conference on the Public Utility Holding Company Act of 2005 (PUHCA 2005),<sup>8</sup> to be held within the next year,<sup>9</sup> we would reevaluate certain issues raised in this proceeding. These issues include whether the blanket authorizations granted in Order No. 669 should be revised, and whether additional protection against cross-subsidization and pledges or encumbrances of utility

<sup>6</sup> *Transactions Subject to FPA Section 203*, 70 FR 58636 (October 7, 2005), FERC Stats. & Regs. ¶ 32,589 (2005).

<sup>7</sup> A full background to Order Nos. 669 and 669-A is set forth in detail in those orders and will not be repeated in full here.

<sup>8</sup> EPAct 2005 at 1261 *et seq.* *Repeal of the Public Utility Holding Company Act of 1935 and Enactment of the Public Utility Holding Company Act of 2005*, Order No. 667, 70 FR 75592 (Dec. 20, 2005), FERC Stats. & Regs. ¶ 31,197 (2005) (PUHCA 2005 Final Rule), *order on reh’g*, Order No. 667-A, 71 FR 28446 (May 16, 2006), FERC Stats. & Regs. ¶ 31,213 (2006) (PUHCA 2005 Order on Rehearing), *reh’g pending*.

<sup>9</sup> PUHCA 2005 Final Rule at P 17. The Commission stated that we intend to hold a technical conference no later than one year after PUHCA 2005 became effective to evaluate whether additional exemptions, different reporting requirements, or other regulatory actions need to be considered. The PUHCA 2005 Final Rule took effect on February 8, 2006.