

# Proposed Rules

Federal Register

Vol. 60, No. 36

Thursday, February 23, 1995

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF AGRICULTURE

### Food and Consumer Service

#### 7 CFR Parts 210 and 220

#### National School Lunch Program and School Breakfast Program: Compliance With the Dietary Guidelines for Americans and Food-Based Menu Systems; Correction

**AGENCY:** Food and Consumer Service, USDA.

**ACTION:** Proposed rule; correction.

**SUMMARY:** The Food and Consumer Service is correcting errors in the preamble and in the regulatory text to the proposed rule published on January 27, 1995, (60 FR 5513) entitled National School Lunch Program and School Breakfast Program: Compliance with the *Dietary Guidelines for Americans* and Food-Based Menu Systems.

**FOR FURTHER INFORMATION CONTACT:** Mr. Robert M. Eadie, Chief, Policy and Program Development Branch, Child Nutrition Division, Food and Consumer Service, USDA, 3101 Park Center Drive, Alexandria, Virginia, 22302; by telephone at 703-305-2620.

#### SUPPLEMENTARY INFORMATION:

##### Background

On January 27, 1995, the Department published a proposed rule to implement provisions of the Healthy Meals for Healthy Americans Act of 1994, requiring that a variety of meal planning approaches be made available to school food authorities, including "food-based menu systems," and that school meals comply with the *Dietary Guidelines for Americans*, as the Department also proposed on that date. However, the proposed rule as published contains errors in the preamble and regulatory text that need correction. In addition, readers should note that a portion of Appendix A-Regulatory Cost/Benefit Assessment: Food-Based Menu Systems, reflects an early draft of the proposal. The discussion of burden was based on a provision that contained

recordkeeping/reporting requirements that the Department subsequently decided not to propose.

#### Correction of Publication

Accordingly, the publication on January 27, 1995, is corrected as follows:

1. On page 5517, first column, in the first paragraph under the heading "*Grains/Breads*", the third to last sentence is corrected to read "For children in grades 7 through 12, the number of servings would be increased from 8 (10 recommended) to 15 *per week*."

2. On page 5518, in the second column, in line 11 of the first full paragraph, the reference to "June 10, 1995," is corrected to read "June 10, 1994."

#### § 220.8 [Corrected]

3. On page 5521, in the chart entitled "Minimum Quantities:"

- a. in the column entitled "Ages 1-2," the reference in the second line to "1/2 ounce plus" is removed;
- b. in the column entitled "Preschool," the reference in the second line to "1/2 ounce plus" is removed;
- c. in the column entitled "Grades K-12," the reference in the second line to "1 ounce plus" is removed;
- d. in the column entitled "Grades 7-12," the reference in the second line to "2 ounces plus" is removed, the reference to "(4 ounces)" in line 9 is corrected to read "(2 ounces)," and the word "ounce" in line 10 is corrected to read "serving."

Dated: February 16, 1995.

**William E. Ludwig,**

*Administrator, Food and Consumer Service.*

[FR Doc. 95-4404 Filed 2-22-95; 8:45 am]

BILLING CODE 3410-3-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Airspace Docket No. 95-ASO-9]

#### Proposed Amendment to Class E Airspace; Milledgeville, GA

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

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** This notice proposes to amend the Class E airspace area at Milledgeville, GA. A LOC RWY 28 Standard Instrument Approach Procedure (SIAP) has been developed for Baldwin County Airport. Additional controlled airspace extending upward from 700 feet above the surface (AGL) is needed to accommodate this SIAP and for instrument flight rules (IRF) operations at the airport.

**DATES:** Comments must be received on or before March 30, 1995.

**ADDRESSES:** Send comments on the proposal in triplicate to: Federal Aviation Administration, Docket No. 95-ASO-9, Manager, System Management Branch, ASO-530, P.O. Box 20636, Atlanta, Georgia 30320.

The official docket may be examined in the Office of the Assistant Chief Counsel for Southern Region, Room 550, 1701 Columbia Avenue, College Park, Georgia 30337, telephone (404) 305-5586.

#### FOR FURTHER INFORMATION CONTACT:

Michael J. Powderly, System Management Branch, Air Traffic Division, Federal Aviation Administration, P.O. Box 20636, Atlanta, Georgia 30320; telephone (404) 305-5570.

#### SUPPLEMENTARY INFORMATION:

##### 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 the airspace docket and be submitted in triplicate to the address listed above. Commenters 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 Airspace Docket No. 95-ASO-9." 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 the light of comments received. All comments submitted will be available for examination in the Office of the Assistant Chief Counsel for Southern Region, Room 550, 1701 Columbia Avenue, College Park, Georgia 30337, both before and after the closing date for comments. A report summarizing each substantive public contact with FAA personnel concerned with this rulemaking will be filed in the docket.

#### Availability of NPRMs

Any person may obtain a copy of this Notice of Proposed Rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, Manager, System Management Branch, ASO-530, Air Traffic Division, P.O. Box 20636, Atlanta, Georgia 30320. Communications must identify the notice number of this NPRM. Persons interested in being placed on a mailing list for future NPRM's should also request a copy of Advisory Circular No. 11-2A which describes the application procedure.

#### The Proposal

The FAA is considering an amendment to part 71 of the Federal Aviation Regulations (14 CFR part 71) to amend the Class E airspace area at Milledgeville, GA. A LOC RWY 28 SIAP has been developed for Baldwin County Airport. Additional controlled airspace extending upward from 700 feet AGL is needed to accommodate this SIAP and for IFR operations at the airport. Designations for Class E airspace extending upward from 700 feet or more above the surface are published in Paragraph 6005 of FAA Order 7400.9B dated July 18, 1994 and effective September 16, 1994, which is incorporated by reference in CFR 71.1. The Class E airspace designation listed in this document would be published subsequently in the Order.

The FAA has determined that this proposed 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. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule,

when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria for the Regulatory Flexibility Act.

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

Airspace, Incorporation by reference, Navigation (Air).

#### The Proposed Amendment

In consideration of the foregoing, the Federal Aviation Administration proposes to amend 14 CFR part 71 as follows:

#### PART 71—[AMENDED]

1. The authority citation for 14 CFR part 71 continues to read as follows:

**Authority:** 49 U.S.C. app. 1348(a), 1354(a), 1510; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389; 49 U.S.C. 106(g); 14 CFR 11.69.

#### § 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of Federal Aviation Administration Order 7400.9B, Airspace Designations and Reporting Points, dated July 18, 1994 and effective September 16, 1994, is amended as follows:

*Paragraph 6005 Class E Airspace Areas Extending Upward From 700 feet Above the Surface of the Earth.*

\* \* \* \* \*

#### ASO GA E5 Milledgeville, GA [Revised]

Baldwin County Airport, GA  
(Lat. 33°09'15" N, long. 83°14'26" W)

That airspace extending upward from 700 feet above the surface within a 7-mile radius of Baldwin County Airport and within 2.1 miles each side of the 098° bearing from the Culver LOM, extending from the 7-mile radius to 7 miles east of the LOM.

\* \* \* \* \*

#### Walter E. Denley,

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

[FR Doc. 95-4435 Filed 2-22-95; 8:45 am]

BILLING CODE 4910-13-M

#### Coast Guard

#### 33 CFR Part 110

[CGD11-95-001]

RIN 2115-AA98

#### Anchorage Grounds; Pacific Ocean at Santa Catalina Island, CA

**AGENCY:** Coast Guard, DOT.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** The Coast Guard proposes to reduce the Isthmus Cove Anchorage Grounds off Santa Catalina Island, CA to

exclude the area designated as the Wrigley Marine Science Center Marine Life Refuge, formerly known as the Catalina Marine Science Center Marine Life Refuge, from the Isthmus Cove Anchorage Grounds. The Coast Guard proposes to voluntarily reduce the geographic limits of the Anchorage Grounds at the suggestion of the State of California. In establishing the Marine Life Refuge, California has prohibited unauthorized anchoring in the affected area under state law. In order to reduce confusion among recreational and commercial mariners, and in order to enhance the safety of navigation in support of the efforts of the State of California, the Coast Guard proposes to exclude the area encompassed by the Marine Life Refuge from the Anchorage Grounds.

**DATES:** Comments must be received on or before April 24, 1995.

**ADDRESSES:** Comments may be mailed to Commander (oan), Eleventh Coast Guard District, 501 W. Ocean Blvd., Suite 6200, Long Beach, CA 90822-5399, Attn: CGD11-95-001, or may be delivered to the same address between 8 a.m. and 3 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Lieutenant P. C. Barnett, Aids to Navigation and Waterways Management Branch, telephone (310) 980-4300, extension 513.

#### SUPPLEMENTARY INFORMATION:

#### Request for Comments

The Coast Guard encourages interested persons to participate in this proposed rulemaking by submitting written data, views, or arguments. Persons submitting comments should include their names and addresses, identify this rulemaking (CGD11-95-001) and the specific section of the proposal to which each comment applies, and give the reason for each comment. The Coast Guard requests that all comments and attachments be submitted in an unbound format suitable for copying and electronic filing. If not practical, a second copy of any bound materials is requested. Persons wanting acknowledgment of receipt of comments should enclose a stamped, self-addressed postcard or envelope. The Coast Guard will consider all comments received during the comment period. It may change this proposal in view of the comments.

The Coast Guard plans no public hearing. Persons may request a public hearing by writing to the Project Manager at the address under **ADDRESSES**. The request should include reasons why a hearing would be