PART 71—DESIGNATION OF CLASS A, B, C, D AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

§71.1 [Amended]

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


2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9X, Airspace Designations and Reporting Points, dated August 7, 2013, and effective September 15, 2013 is amended as follows:

**Paragraph 6006 En route domestic airspace areas.**

AWP AZ E6 Flagstaff, AZ [New]
Flagstaff VOR/DME, AZ
(Lat. 35°06′50″N., long. 111°40′27″W.)

That airspace extending upward from 1,200 feet above the surface within an area bounded by lat. 35°51′00″N., long. 109°19′00″W.; to lat. 35°41′00″N., long. 109°38′30″W.; to lat. 34°47′52″N., long. 110°18′52″W.; to lat. 34°30′00″N., long. 109°35′00″W.; to lat. 34°00′00″N., long. 108°53′00″W.; to lat. 33°52′30″N., long. 108°45′00″W.; to lat. 32°29′30″N., long. 110°45′45″W.; to lat. 33°33′12″N., long. 111°51′21″W.; to lat. 34°01′00″N., long. 114°00′00″W.; to lat. 34°40′00″N., long. 114°00′00″W.; to lat. 34°52′00″N., long. 113°42′00″W.; to lat. 34°55′00″N., long. 113°37′00″W.; to lat. 35°15′20″N., long. 112°55′40″W.; to lat. 35°23′00″N., long. 112°40′00″W.; to lat. 35°23′48″N., long. 112°09′11″W.; to lat. 35°24′00″N., long. 112°00′00″W.; to lat. 35°46′00″N., long. 111°50′30″W.; to lat. 35°42′00″N., long. 110°14′00″W., thence to the point of beginning.

Issued in Seattle, Washington, on August 14, 2014.

Christopher Ramirez,
Acting Manager, Operations Support Group, Western Service Center.

[FR Doc. 2014–20809 Filed 9–4–14; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF COMMERCE

Bureau of Industry and Security

15 CFR Parts 738, 740, 742, 744, 772, and 774

[FR Doc. 2014–18064]

RIN 0694–AD58

Implementation of Understandings Reached at the 2005, 2012, and 2013 Nuclear Suppliers Group (NSG) Plenary Meetings and a 2009 NSG Intersessional Decision; Additions to the List of NSG Participating Countries; Correction

AGENCY: Bureau of Industry and Security, Commerce.

ACTION: Final rule; technical amendment.

SUMMARY: The Bureau of Industry and Security (BIS) published a final rule in the Federal Register on Thursday, August 7, 2014 (79 FR 46316), that amended the Export Administration Regulations (EAR) to implement the understandings reached at the 2005, 2012, and 2013 Nuclear Suppliers Group (NSG) Plenary meetings. That final rule also amended the EAR to implement a decision adopted under the NSG intersessional silent approval procedures, in December 2009, and to reflect the status of Croatia, Estonia, Iceland, Lithuania, Malta, Mexico, and Serbia as participating countries in the NSG. In that final rule, the amendatory instruction for the EAR supplement that lists “Country Groups” contained an error with respect to Mexico. In addition, the amendments to Export Control Classification Number (ECCN) 6A203 in the August 7, 2014, final rule inadvertently omitted the controls that apply to certain radiation-hardened TV cameras and lenses therefor. This document amends the EAR to correct these errors.

Finally, the contact information in the preamble of the August 7, 2014, NSG Plenary rule contained an incorrect telephone number and the saving clause in the preamble omitted specific instructions concerning certain items that were added to ECCN 3A225. This document amends the preamble of the August 7, 2014, NSG Plenary rule to correct these errors.

DATES: This rule is effective September 5, 2014, and the corrections herein are applicable beginning August 7, 2014.

ADDRESSES: Send comments regarding this collection of information, including suggestions for reducing the burden, to Jasmeet Seehra, Office of Management and Budget (OMB), by email to Jasmeet_
was previously EAR99. Please note that all other EAR license requirements and prohibitions affecting these items continue to apply (e.g., the end-user/end-use based controls described in part 744 of the EAR and the embargoes and other special controls described in part 746 of the EAR).

As amended by this final rule, the Saving Clause for the August 7, 2014, NSG Plenary rule now reads as follows (note that the “regulatory action” referred to, therein, is the August 7, 2014, NSG Plenary rule and not this final rule).

Except for ECCN 3A225 items (described below) that were classified as EAR99 prior to the effective date of this rule, shipments of items removed from eligibility for export or reexport under a license exception or without a license (i.e., under the designator “NLR”) as a result of this regulatory action that were on dock for loading, on lighter, laden aboard an exporting carrier, or en route aboard a carrier to a port of export, on September 8, 2014, pursuant to actual orders for export or reexport to a foreign destination, may proceed to that destination under the previously applicable license exception or without a license (NLR) so long as they are exported or reexported before September 22, 2014. Any such items not actually exported or reexported before midnight, on September 22, 2014, require a license in accordance with this regulation.

Shipment of those ECCN 3A225 items removed from eligibility for export or reexport under a license exception or without a license (i.e., under the designator “NLR”) as a result of this regulatory action (specifically, the removal of the “harmonic distortion parameter” that was in ECCN 3A225.c prior to August 7, 2014) were on dock for loading, on lighter, laden aboard an exporting carrier, or en route aboard a carrier to a port of export, on February 9, 2015, pursuant to actual orders for export or reexport to a foreign destination, may proceed to that destination under the previously applicable license exception or without a license (NLR) so long as they are exported or reexported before February 23, 2015. Any such items not actually exported or reexported before midnight, on February 23, 2015, require a license in accordance with the license requirements specified in ECCN 3A225.

“Deemed” exports of “technology” and “source code” removed from eligibility for export under a license exception or without a license (i.e., under the designator “NLR”) as a result of this regulatory action may continue to be made under the previously available license exception or without a license (NLR) before November 5, 2014. Beginning at midnight on November 5, 2014, such “technology” and “source code” may no longer be released, without a license, to a foreign national subject to the “deemed” export controls in the EAR when a license would be required to the home country of the foreign national in accordance with this regulation.

Amendments to the EAR to Correct Errors in the August 7, 2014, NSG Plenary Rule

Addition of Mexico to Country Group A:4.

The August 7, 2014, final rule contained an error in the amendatory instruction for Supplement No. 1 to part 740 of the Export Administration Regulations (EAR). The amendatory instruction stated that the country, Mexico, was being added to Country Group A when, in fact, it should have indicated that the existing Country Group A entry for Mexico was being revised to include Mexico in Country Group A:4 (Nuclear Suppliers Group).

At the time that BIS’s August 7, 2014, final rule was published, Mexico was already listed in Country Group A (specifically, under Country Group A:3—Australia Group), as a result of an amendment contained in a final rule that BIS published on March 26, 2014 (79 FR 16664).

As a result of the amendment made by this final rule, Supplement No. 1 to part 740 of the EAR now lists Mexico under both Country Group A:3 (Australia Group) and Country Group A:4 (Nuclear Suppliers Group). With the addition of Mexico, the countries whose governments participate in the NSG, except the People’s Republic of China, are now listed in Country Group A:4.

Control of Radiation-hardened TV cameras under ECCN 6A203.

The August 7, 2014, final rule also inadvertently omitted intended control language from the amendments to Export Control Classification Number (ECCN) 6A203. Specifically, the August 7, 2014, final rule inadvertently omitted from the List of Items Controlled under ECCN 6A203 certain radiation-hardened TV cameras and lenses therefor that were controlled under ECCN 6A203.c prior to the amendments made by that final rule. This final rule amends ECCN 6A203 to add these items under a new paragraph .d. In addition, this rule adds a related Technical Note immediately following ECCN 6A203.d. As a result of this amendment, ECCN 6A203.d controls “radiation-hardened TV cameras, or lenses therefor, specially designed or rated as radiation hardened to withstand a total radiation dose of greater than 50 × 10⁶ mGy (silicon) without operational degradation.”

Rulemaking Requirements

1. Executive Orders 13563 and 12866 direct agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety effects, distributive impacts, and equity). Executive Order 13563 emphasizes the importance of quantifying both costs and benefits, of reducing costs, of harmonizing rules, and of promoting flexibility. This rule has been determined to be not significant for purposes of Executive Order 12866.

2. Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 et seq.) (PRA), unless that collection of information displays a currently valid Office of Management and Budget (OMB) Control Number. This rule contains a collection of information subject to the requirements of the PRA. This collection has been approved by OMB under Control Number 0694–0088 (Multi-Purpose Application), which carries a burden hour estimate of 58 minutes to prepare and submit form BIS–748. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to Jasmeet Seelha, Office of Management and Budget (OMB), and to the Regulatory Policy Division, Bureau of Industry and Security, Department of Commerce, as indicated in the ADDRESSES section of this rule.

3. This rule does not contain policies with Federalism implications as that term is defined in Executive Order 13132.

4. The provisions of the Administrative Procedure Act (5 U.S.C. 553) requiring notice of proposed rulemaking, the opportunity for public participation, and a delay in effective date, are inapplicable because this regulation involves a military and foreign affairs function of the United States (See 5 U.S.C. 553(a)(1)). The changes contained in this rule are technical amendments of a previously published rule that has already been exempted from notice and comment and delay in effective date provisions, because the content of the August 7, 2014, final rule involves a military and foreign affairs function of the United States (5 U.S.C. 553(a)(1)). The changes contained in this final rule are essential to ensuring the accurate and complete implementation of the...
List of Subjects
15 CFR Part 740
Administrative practice and procedure, Exports, Foreign trade, Reporting and recordkeeping requirements.

15 CFR Part 774
Exports, Foreign trade, Reporting and recordkeeping requirements.

For the reasons stated in the preamble, parts 740 and 774 of the Export Administration Regulations (15 CFR parts 730–774) are amended by making the following correcting amendments.

**PART 774—[AMENDED]**

1. The authority citation for 15 CFR Part 774 continues to read as follows:


2. In Supplement No. 1 to Part 740, Country Groups, Country Group A is amended by revising the entry for “Mexico” to read as follows:

**SUPPLEMENT NO. 1 TO PART 740—COUNTRY GROUPS**

[Country group A]

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PART 774—[AMENDED]

3. The authority citation for 15 CFR Part 774 continues to read as follows:


4. In Supplement No. 1 to Part 774 (the Commerce Control List), Category 6 Sensors and Lasers, ECCN 6A203 is amended by adding a new paragraph d and a Technical Note at the end of the “Items” paragraph, under the List of Items Controlled section, to read as follows:

**Supplement No. 1 to Part 774—The Commerce Control List**

6A203 High-speed cameras, imaging devices and “components” therefor, other than those controlled by 6A003 (see List of Items Controlled).

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

15 CFR Part 922

**Boundary Expansion of Thunder Bay National Marine Sanctuary**

**AGENCY:** Office of National Marine Sanctuaries (ONMS), National Ocean Service (NOSC), National Oceanic and Atmospheric Administration (NOAA), Department of Commerce (DOC).

**ACTION:** Final rule.

**SUMMARY:** With this final rule, the National Oceanic and Atmospheric Administration (NOAA) expands the boundary of Thunder Bay National Marine Sanctuary (TBNSM or sanctuary), clarifies the correlation between TBNSM regulations and Indian tribal fishing activities, and revises the corresponding sanctuary terms of designation. The new boundary for TBNSM increases the size of the sanctuary from 448 square miles to 4,300 square miles and extends protection to 47 additional known historic shipwrecks of national significance. NOAA has prepared a final environmental impact statement for this action.

**DATES:** Effective Date: Pursuant to section 304(b) of the National Marine Sanctuaries Act (NMSA) (16 U.S.C. 1434(b)), the revised designation and regulations shall take effect and become final after the close of a review period of forty-five days of continuous session of Congress beginning on September 5, 2014. NOAA will publish an announcement of the effective date of the final regulations in the Federal Register.

**ADDRESSES:** Copies of the final environmental impact statement (FEIS) described in this rule and the record of decision (ROD) are available upon request to Thunder Bay National Marine Sanctuary.