

**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration****14 CFR Part 71**[Docket No. FAA–2023–1747; Airspace  
Docket No. 23–ASW–15]

RIN 2120–AA66

**Establishment of Class E Airspace;  
Uvalde, TX****AGENCY:** Federal Aviation  
Administration (FAA), DOT.**ACTION:** Final rule; delay of effective  
date.**SUMMARY:** This action delays the original  
effective date in the final rule published  
on October 18, 2023. This action also  
republishes the text of that final rule  
establishing Class E airspace at Uvalde,  
TX.**DATES:** The final rule published October  
18, 2023 (88 FR 71735), is delayed until  
0901 UTC, March 21, 2024. This action  
is effective 0901 UTC, December 28,  
2023. The Director of the Federal  
Register approves this incorporation by  
reference action under 1 CFR part 51,  
subject to the annual revision of FAA  
Order JO 7400.11 and publication of  
conforming amendments.**ADDRESSES:** A copy of the Notice of  
Proposed Rulemaking (NPRM), all  
comments received, this final rule, and  
all background material may be viewed  
online at [www.regulations.gov](http://www.regulations.gov) using the  
FAA Docket number. Electronic  
retrieval help and guidelines are  
available on the website. It is available  
24 hours each day, 365 days each year.FAA Order JO 7400.11H, Airspace  
Designations and Reporting Points, and  
subsequent amendments can be viewed  
online at [www.faa.gov/air\\_traffic/  
publications/](http://www.faa.gov/air_traffic/publications/). You may also contact the  
Rules and Regulations Group, Office of  
Policy, Federal Aviation  
Administration, 800 Independence  
Avenue SW, Washington, DC 20591;  
telephone: (202) 267–8783.**FOR FURTHER INFORMATION CONTACT:** Raul  
Garza Jr., Federal Aviation  
Administration, Operations Support  
Group, Central Service Center, 10101  
Hillwood Parkway, Fort Worth, TX  
76177; telephone (817) 222–5874.**SUPPLEMENTARY INFORMATION:****Authority for This Rulemaking**The FAA's authority to issue rules  
regarding aviation safety is found in  
Title 49 of the United States Code.  
Subtitle I, Section 106 describes the  
authority of the FAA Administrator.  
Subtitle VII, Aviation Programs,  
describes in more detail the scope of theagency's authority. This rulemaking is  
promulgated under the authority  
described in Subtitle VII, Part A,  
Subpart I, Section 40103. Under that  
section, the FAA is charged with  
prescribing regulations to assign the use  
of the airspace necessary to ensure the  
safety of aircraft and the efficient use of  
airspace. This regulation is within the  
scope of that authority as it establishes  
Class E airspace extending upward from  
700 feet above the surface at Ox Ranch  
Airport, Uvalde, TX, to support  
instrument flight rule operations at this  
airport.**History**The FAA published an NPRM for  
Docket No. FAA 2023–1747 in the  
**Federal Register** (88 FR 54955; August  
14, 2023), proposing to establish the  
Class E airspace at Uvalde, TX.  
Interested parties were invited to  
participate in this rulemaking effort by  
submitting written comments on the  
proposal to the FAA. No comments  
were received. The FAA published a  
final rule for this docket in the **Federal  
Register** on October 18, 2023 (88 FR  
71735), with an effective date of  
December 28, 2023. For administrative  
reasons, the FAA republishes this final  
rule with a delayed effective date of  
March 21, 2024.**Incorporation by Reference**Class E airspace designations are  
published in paragraph 6005 of FAA  
Order JO 7400.11, Airspace  
Designations and Reporting Points,  
which is incorporated by reference in 14  
CFR 71.1 on an annual basis. This  
document amends the current version of  
that order, FAA Order JO 7400.11H,  
dated August 11, 2023, and effective  
September 15, 2023. FAA Order JO  
7400.11H is publicly available as listed  
in the **ADDRESSES** section of this  
document. These amendments will be  
published in the next update to FAA  
Order JO 7400.11.FAA Order JO 7400.11H lists Class A,  
B, C, D, and E airspace areas, air traffic  
service routes, and reporting points.**The Rule**This action amends 14 CFR part 71 by  
establishing Class E airspace upward  
from 700 feet above the surface within  
a 7.5-mile radius of Ox Ranch Airport,  
Uvalde, TX.This action supports new public  
instrument procedures.**Regulatory Notices and Analyses**The FAA has determined that this  
regulation only involves an established  
body of technical regulations for which  
frequent and routine amendments arenecessary 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 only affects air traffic  
procedures and air navigation, it is  
certified that this rule, when  
promulgated, does not have a significant  
economic impact on a substantial  
number of small entities under the  
criteria of the Regulatory Flexibility Act.**Environmental Review**The FAA has determined that this  
action qualifies for categorical exclusion  
under the National Environmental  
Policy Act in accordance with FAA  
Order 1050.1F, “Environmental  
Impacts: Policies and Procedures,”  
paragraph 5–6.5.a. This airspace action  
is not expected to cause any potentially  
significant environmental impacts, and  
no extraordinary circumstances exist  
that warrant preparation of an  
environmental assessment.**Lists of Subjects in 14 CFR Part 71**Airspace, Incorporation by reference,  
Navigation (air).**The Amendment**In consideration of the foregoing, the  
Federal Aviation Administration  
amends 14 CFR part 71 as follows:**PART 71—DESIGNATION OF CLASS A,  
B, C, D, AND E AIRSPACE AREAS; AIR  
TRAFFIC SERVICE ROUTES; AND  
REPORTING POINTS**■ 1. The authority citation for 14 CFR  
part 71 continues to read as follows:**Authority:** 49 U.S.C. 106(f), 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 FAA Order JO 7400.11H,  
Airspace Designations and Reporting  
Points, dated August 11, 2023, and  
effective September 15, 2023, is  
amended as follows:*Paragraph 6005 Class E Airspace Areas  
Extending Upward From 700 Feet or More  
Above the Surface of the Earth.*

\* \* \* \* \*

**ASW TX E5 Uvalde, TX [Establish]**

Ox Ranch Airport, TX

(Lat. 29°27'41" N, long. 100°06'51" W)

That airspace extending upward from 700 feet above the surface within a 7.5-mile radius of the Ox Ranch Airport.

\* \* \* \* \*

Issued in Fort Worth, Texas, on December 18, 2023.

**Steven Phillips,**

*Acting Manager, Operations Support Group, ATO Central Service Center.*

[FR Doc. 2023–28199 Filed 12–21–23; 8:45 am]

**BILLING CODE 4910–13–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Docket No. FAA–2023–1614; Airspace Docket No. 23–ASW–14]

RIN 2120–AA66

#### Establishment of Class E Airspace; Lajitas, TX

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

**ACTION:** Final rule.

**SUMMARY:** This action establishes Class E airspace at Lajitas, TX. The FAA is taking this action to support new public instrument procedures.

**DATES:** Effective date 0901 UTC, March 21, 2024. The Director of the Federal Register approves this incorporation by reference action under 1 CFR part 51, subject to the annual revision of FAA Order JO 7400.11 and publication of conforming amendments.

**ADDRESSES:** A copy of the Notice of Proposed Rulemaking (NPRM), all comments received, this final rule, and all background material may be viewed online at [www.regulations.gov](http://www.regulations.gov) using the FAA Docket number. Electronic retrieval help and guidelines are available on the website. It is available 24 hours each day, 365 days each year.

FAA Order JO 7400.11H, Airspace Designations and Reporting Points, and subsequent amendments can be viewed online at [www.faa.gov/air\\_traffic/publications/](http://www.faa.gov/air_traffic/publications/). You may also contact the Rules and Regulations Group, Office of Policy, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591; telephone: (202) 267–8783.

**FOR FURTHER INFORMATION CONTACT:** Raul Garza Jr., Federal Aviation Administration, Operations Support Group, Central Service Center, 10101 Hillwood Parkway, Fort Worth, TX 76177; telephone (817) 222–5874.

**SUPPLEMENTARY INFORMATION:**

#### Authority for This Rulemaking

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of the airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it establishes Class E airspace extending upward from 700 feet above the surface at Lajitas International Airport, Lajitas, TX, to support instrument flight rule operations at this airport.

#### History

The FAA published an NPRM for Docket No. FAA 2023–1614 in the **Federal Register** on October 10, 2023 (88 FR 69893), proposing to establish the Class E airspace at Lajitas, TX. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received.

#### Incorporation by Reference

Class E airspace designations are published in paragraph 6005 of FAA Order JO 7400.11, Airspace Designations and Reporting Points, which is incorporated by reference in 14 CFR 71.1 on an annual basis. This document amends the current version of that order, FAA Order JO 7400.11H, dated August 11, 2023 and effective September 15, 2023. FAA Order JO 7400.11H is publicly available as listed in the **ADDRESSES** section of this document. These amendments will be published in the next update to FAA Order JO 7400.11.

FAA Order JO 7400.11H lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

#### The Rule

This action amends 14 CFR part 71 by establishing Class E airspace upward from 700 feet above the surface within a 3.4-mile radius of Lajitas International Airport, Lajitas, TX.

This action supports new public instrument procedures.

#### Regulatory Notices and Analyses

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. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

#### Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1F, “Environmental Impacts: Policies and Procedures,” paragraph 5–6.5.a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

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

Airspace, Incorporation by reference, Navigation (air).

#### The Amendment

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

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

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

**Authority:** 49 U.S.C. 106(f), 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 FAA Order JO 7400.11H, Airspace Designations and Reporting Points, dated August 11, 2023, and effective September 15, 2023, is amended as follows:

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

\* \* \* \* \*

#### **ASW TX E5 Lajitas, TX [Establish]**

Lajitas International Airport, TX  
(Lat. 29°16'38" N, long 103°41'09" W)

That airspace extending upward from 700 feet above the surface within a 3.4-mile