

**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 FAA Order 7400.9U, Airspace Designations and Reporting Points, dated August 18, 2010, and effective September 15, 2010, is amended as follows:

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

\* \* \* \* \*

#### ASW NM E5 Raton, NM [Amended]

Raton, Raton Municipal Airport/Crews Field, NM

(Lat. 36°44'30" N., long. 104°30'08" W.)

Cimarron VORTAC

(Lat. 36°29'29" N., long. 104°52'19" W.)

That airspace extending upward from 700 feet above the surface within a 6.7-mile radius of Raton Municipal Airport/Crews Field excluding that portion northwest of a line 4.4 miles northwest and parallel to the 050° radial of the Cimarron VORTAC, and within 1.6 miles each side of the 034° bearing from the airport extending from the 6.7-mile radius to 7.8 miles northeast of the airport, and within 3.7 miles each side of the 050° radial of the Cimarron VORTAC extending from the 6.7-mile radius to 11.4 miles southwest of the airport; that airspace extending upward from 1,200 feet above the surface bounded by a line beginning at lat. 37°04'21" N., long. 103°45'12" W., to lat. 36°48'31" N., long. 103°41'50" W., to lat. 36°15'44" N., long. 104°38'43" W., to lat. 36°10'11" N., long. 104°55'44" W., to lat. 36°18'21" N., long. 105°02'23" W., to lat. 36°21'13" N., long. 105°04'16" W., to lat. 36°26'41" N., long. 105°04'22" W., to lat. 36°39'05" N., long. 105°00'42" W., to lat. 36°42'52" N., long. 104°48'55" W., to lat. 37°01'04" N., long. 104°19'16" W., to lat. 37°01'50" N., long. 104°11'29" W., to lat. 37°00'34" N., long. 104°08'01" W., to the point of beginning.

Issued in Fort Worth, TX, on January 14, 2011.

**Richard J. Kerwin, Jr.,**

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

[FR Doc. 2011–2113 Filed 1–28–11; 8:45 am]

**BILLING CODE 4910–13–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Docket No. FAA–2010–1027; Airspace Docket No. 10–AGL–15]

#### Proposed Amendment of Class E Airspace; Indianapolis Executive Airport, IN

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

**ACTION:** Notice of proposed rulemaking (NPRM).

**SUMMARY:** This action proposes to amend Class E airspace for the Indianapolis Executive Airport, Indianapolis, IN airspace area. Controlled airspace is necessary to accommodate new Standard Instrument Approach Procedures (SIAP) for the Clarian North Medical Center Heliport, Carmel, IN, and the Methodist Hospital of Indiana Heliport, Indianapolis, IN. The FAA is taking this action to enhance the safety and management of Instrument Flight Rules (IFR) operations at the airport.

**DATES:** 0901 UTC. Comments must be received on or before March 17, 2011.

**ADDRESSES:** Send comments on this proposal to the U.S. Department of Transportation, Docket Operations, 1200 New Jersey Avenue, SE., West Building Ground Floor, Room W12–140, Washington, DC 20590–0001. You must identify the docket number FAA–2010–1027/Airspace Docket No. 10–AGL–15, at the beginning of your comments. You may also submit comments through the Internet at <http://www.regulations.gov>. You may review the public docket containing the proposal, any comments received, and any final disposition in person in the Dockets 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 ground floor of the building at the above address.

**FOR FURTHER INFORMATION CONTACT:** Scott Enander, Central Service Center, Operations Support Group, Federal Aviation Administration, Southwest Region, 2601 Meacham Blvd., Fort Worth, TX 76137; telephone: 817–321–7716.

#### 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 both docket numbers 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 Docket No. FAA–2010–1027/Airspace Docket No. 10–AGL–15.” The postcard will be date/time stamped and returned to the commenter.

##### Availability of NPRMs

An electronic copy of this document may be downloaded through the Internet at <http://www.regulations.gov>. Recently published rulemaking documents can also be accessed through the FAA’s Web page at [http://www.faa.gov/airports\\_airtraffic/air\\_traffic/publications/airspace\\_amendments/](http://www.faa.gov/airports_airtraffic/air_traffic/publications/airspace_amendments/).

You may review the public docket containing the proposal, any comments received and any final disposition in person in the Dockets Office (*see ADDRESSES* section for address and phone number) between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. An informal docket may also be examined during normal business hours at the office of the Central Service Center, 2601 Meacham Blvd., Fort Worth, TX 76137.

Persons interested in being placed on a mailing list for future NPRMs should contact the FAA’s Office of Rulemaking 202–267–9677, to request a copy of Advisory Circular No. 11–2A, Notice of Proposed Rulemaking Distribution System, which describes the application procedure.

##### The Proposal

This action proposes to amend Title 14, Code of Federal Regulations (14 CFR), Part 71 by adding Class E airspace extending upward from 700 feet above the surface for new COPTER RNAV (POINT-IN-SPACE) standard instrument approach procedures at Clarian North Medical Center Heliport, Carmel, IN, and Methodist Hospital of Indiana Heliport, Indianapolis, IN. Controlled airspace is needed for the safety and management of IFR operations at the heliports.

Class E airspace areas are published in Paragraph 6005 of FAA Order 7400.9U, dated August 18, 2010, and effective September 15, 2010, which is incorporated by reference in 14 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 of the Regulatory Flexibility Act.

The FAA’s authority to issue rules regarding aviation safety is found in Title 49 of the U.S. Code. Subtitle 1, 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 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 would add controlled airspace at Clarian North Medical Center Heliport, Carmel, IN, and Methodist Hospital of Indiana Heliport, Indianapolis, IN.

#### 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—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE 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 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of FAA Order 7400.9U, Airspace Designations and Reporting Points, dated August 18, 2010, and effective September 15, 2010, is amended as follows:

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

\* \* \* \* \*

#### AGL IN E5 Indianapolis Executive Airport, IN [Amended]

Indianapolis, Indianapolis Executive Airport, IN

(Lat. 40°01’50” N., long. 86°15’05” W.)

Carmel, Clarian North Medical Center

Heliport, IN Point In Space

(Lat. 38°56’53” N., long. 86°09’20” W.)

Indianapolis, Methodist Hospital of Indiana

Heliport, IN Point In Space

(Lat. 39°47’00” N., long. 86°10’27” W.)

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of Indianapolis Executive Airport, and within a 6-mile radius of the Clarian North Medical Center Heliport point in space coordinates at lat. 38°56’53” N., long. 86°09’20” W., and within a 6-mile radius of the Methodist Hospital of Indiana Heliport point in space coordinates at lat. 39°47’00” N., long. 86°10’27” W., excluding that airspace within the Indianapolis, IN Class C airspace area.

Issued in Fort Worth, TX, on January 14, 2011.

**Richard J. Kervin, Jr.,**

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

[FR Doc. 2011–2069 Filed 1–28–11; 8:45 am]

**BILLING CODE 4910–13–P**

#### SECURITIES AND EXCHANGE COMMISSION

#### 17 CFR Parts 230, 239, 270, and 275

[Release Nos. 33–9177; IA–3144; IC–29572; File No. S7–04–11]

**RIN 3235–AK90**

#### Net Worth Standard for Accredited Investors

**AGENCY:** Securities and Exchange Commission.

**ACTION:** Proposed rule.

**SUMMARY:** We are proposing amendments to the accredited investor standards in our rules under the Securities Act of 1933 to reflect the requirements of Section 413(a) of the Dodd-Frank Wall Street Reform and Consumer Protection Act. Section 413(a) requires the definitions of “accredited investor” in our Securities Act rules to exclude the value of a person’s primary residence for purposes of determining whether the person qualifies as an “accredited investor” on the basis of having a net worth in excess of \$1 million. This change to the net worth standard was effective upon enactment by operation of the Dodd-Frank statute, but Section 413(a) also requires us to revise our current Securities Act rules to reflect the new standard. We also are proposing technical amendments to Form D and a number of our rules to conform them to the language of Section

413(a) and to correct cross-references to former Section 4(6) of the Securities Act, which was renumbered Section 4(5) by Section 944 of the Dodd-Frank Act.

**DATES:** Comments should be received on or before March 11, 2011.

**ADDRESSES:** Comments may be submitted by any of the following methods:

#### Electronic Comments

- Use the Commission’s Internet comment form (<http://www.sec.gov/rules/proposed.shtml>); or
- Send an e-mail to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number S7–04–11 on the subject line; or
- Use the Federal eRulemaking Portal (<http://www.regulations.gov>). Follow the instructions for submitting comments.

#### Paper Comments

- Send paper comments in triplicate to Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549–1090.

All submissions should refer to File Number S7–04–11. To help us process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission’s Internet Web site (<http://www.sec.gov/rules/proposed.shtml>). Comments are also available for Web site viewing and printing in the Commission’s Public Reference Room, 100 F Street, NE., Washington, DC 20549, on official business days between the hours of 10 a.m. and 3 p.m. All comments received will be posted without change; we do not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly.

#### FOR FURTHER INFORMATION CONTACT:

Anthony G. Barone, Special Counsel, or Gerald J. Laporte, Chief, Office of Small Business Policy, at (202) 551–3460, Division of Corporation Finance, U.S. Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549–3628.

**SUPPLEMENTARY INFORMATION:** We are requesting public comment on proposed amendments to Rule 144(a)(3)(viii),<sup>1</sup> Rule 155(a),<sup>2</sup> Rule 215,<sup>3</sup> and Rule 501(a)(5)<sup>4</sup> of Regulation D<sup>5</sup> of our general rules under the Securities Act of

<sup>1</sup> 17 CFR 230.144(a)(3)(viii).

<sup>2</sup> 17 CFR 230.155(a).

<sup>3</sup> 17 CFR 230.215.

<sup>4</sup> 17 CFR 230.501(a)(5).

<sup>5</sup> 17 CFR 230.501 through 230.508.