

adopted. CARB attributes this to the benefits of tighter emissions standards for new engines, fuel requirements, and

turnover of the vehicle fleet to lower-emitting models.

TABLE 2—TOTAL WINTER CO EMISSIONS IN EACH MAINTENANCE AREA

[Winter seasonal emissions in tons per day]

CO maintenance area	Area included in inventory	2000	2010	2023	2030	2050
Chico	Butte County	132	82	57	51	47
Modesto	Stanislaus County	160	85	58	45	37
Stockton	San Joaquin County	230	125	84	66	57

Source: 2023 CO SIP Revision, Table 4.

Based on the information in the submittal, we propose to find that the SIP revision is consistent with CAA 110(l) requirements. CARB's submittal demonstrates that the removal of contingency measures and monitoring requirements for the Chico, Modesto, and Stockton urbanized areas will not interfere with maintenance of the CO standard or other CAA requirements related to this standard. These areas each continued to maintain the CO NAAQS throughout their respective 20-year CO maintenance periods in accordance with their approved maintenance plans during this time. Additionally, for CO (unlike for lead, where re-entrainment is an ongoing concern), removal of contingency measures that require monitoring in the proposed areas would not interfere with maintenance or other applicable requirements because the area has monitored below the NAAQS for more than 20 years, and other relevant control measures remain in place.

Ambient levels of CO in the three maintenance areas where monitors are proposed for removal have been well below the level of the NAAQS throughout the maintenance period,¹⁸ and CARB's analysis of future CO emissions in these areas demonstrates continued compliance with the CO NAAQS (see tables 1 and 2 in this document). CO emissions in these areas dropped significantly from 2000 through 2023, and State measures, such as CARB's adopted mobile source control strategy, will also continue to generate further CO emissions reductions, supporting CARB's demonstration that forecasted emissions will provide for continued attainment through 2050. Therefore, the EPA also proposes to find that the submitted revision demonstrates that ambient monitoring in these three federal CO planning areas is no longer needed.

C. Proposed Action and Public Comment

As authorized in section 110(k)(3) of the Act, and for the reasons set forth in this document, the EPA proposes to fully approve the 2023 CO SIP Revision submitted by CARB electronically on April 5, 2024, because it fulfills all relevant requirements. We will accept comments from the public on this proposal until April 30, 2025.

V. Statutory and Executive Order Reviews

Under the Clean Air Act, the Administrator is required to approve a SIP submission that complies with the provisions of the Act and applicable federal regulations. 42 U.S.C. 7410(k); 40 CFR 52.02(a). Thus, in reviewing SIP submissions, the EPA's role is to approve State choices, provided that they meet the criteria of the Clean Air Act. Accordingly, this proposed action merely proposes to approve State law as meeting federal requirements and does not impose additional requirements beyond those imposed by State law. For that reason, this proposed action:

- Is not a significant regulatory action subject to review by the Office of Management and Budget under Executive Order 12866 (58 FR 51735, October 4, 1993);
- Does not impose an information collection burden under the provisions of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*);
- Is certified as not having a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*);
- Does not contain any unfunded mandate or significantly or uniquely affect small governments, as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104–4);
- Does not have federalism implications as specified in Executive Order 13132 (64 FR 43255, August 10, 1999);
- Is not subject to Executive Order 13045 (62 FR 19885, April 23, 1997)

because it proposes to approve a state program;

- Is not a significant regulatory action subject to Executive Order 13211 (66 FR 28355, May 22, 2001); and
- Is not subject to requirements of Section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272 note) because application of those requirements would be inconsistent with the Clean Air Act.

In addition, the SIP is not approved to apply on any Indian reservation land or in any other area where the EPA or an Indian Tribe has demonstrated that a Tribe has jurisdiction. In those areas of Indian country, the rule does not have Tribal implications and will not impose substantial direct costs on Tribal governments or preempt Tribal law as specified by Executive Order 13175 (65 FR 67249, November 9, 2000).

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Incorporation by reference, Intergovernmental relations, Reporting and recordkeeping requirements.

Dated: March 10, 2025.

Cheree D. Peterson,

Acting Regional Administrator, Region IX.

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 63

[EPA–HQ–OAR–2024–0404; FRL 12195–02–OAR]

Section 610 Review of National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing and Clay Ceramics Manufacturing

AGENCY: Environmental Protection Agency (EPA).

ACTION: Request for comments on Regulatory Flexibility Act 610 review.

¹⁸ 2023 CO SIP Revision, 5, table 2.

SUMMARY: Pursuant to section 610 of the Regulatory Flexibility Act, the Environmental Protection Agency (EPA) is announcing the review of the National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing; and Clay Ceramics Manufacturing (Brick and Clay 610 Review). As part of this review, the EPA will consider and solicit comments on the following factors: the continued need for the rule; the nature of complaints or comments received concerning the rule; the complexity of the rule; the extent to which the rule overlaps, duplicates, or conflicts with other Federal, State, or local government rules; and the degree to which the technology, economic conditions or other factors have changed in areas affected by the rule.

DATES: Comments must be received on or before May 30, 2025.

ADDRESSES: You may send comments, identified by Docket ID No. EPA-HQ-OAR-EPA-HQ-OAR-2024-0404, by any of the following methods:

- *Federal eRulemaking Portal:* www.regulations.gov (our preferred method). Follow the online instructions for submitting comments.

- *Mail:* U.S. Environmental Protection Agency, EPA Docket Center, Office of Regulatory Policy and Management Docket, Mail Code 28221T, 1200 Pennsylvania Avenue NW, Washington, DC 20460.

- *Hand Delivery or Courier:* EPA Docket Center, WJC West Building, Room 3334, 1301 Constitutional Avenue NW, Washington, DC 20004. The Docket Center's hours of operation are 8:30 a.m.–4:30 p.m., Monday–Friday (except Federal Holidays).

Instructions: All submissions received must include the Docket ID No. for this

rulemaking. Comments received may be posted without change to www.regulations.gov, including any personal information provided.

FOR FURTHER INFORMATION CONTACT:

Brian Storey, Office of Air and Radiation, Sector Policies and Programs Division (Mail Code D243-04), Environmental Protection Agency, 109 T.W. Alexander Drive, RTP, NC 27711; telephone number: (919) 541-1103; email address: storey.brian@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

Section 610 of the Regulatory Flexibility Act requires agencies to review, within 10 years of promulgation, each rule that has or will have a significant economic impact on a substantial number of small entities (SISNOSE). The EPA undertakes section 610 reviews to decide whether a rule should continue unchanged, be amended, or withdrawn. Small entities are encouraged to provide comments and propose changes to the rule; in particular, how the rule can be made clearer, more effective, or if there are conflicting or overlapping requirements with other Federal or State regulations.

II. Section 610 Review of National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing; and Clay Ceramics Manufacturing

On October 26, 2015, EPA published a final rule to amend the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Brick and Structural Clay Products (BSCP) Manufacturing and Clay Ceramics Manufacturing (40 CFR part 63, subparts JJJJJ and KKKKK respectively) to finalize maximum achievable control technology (MACT) standards for

mercury, non-mercury metal HAP (or particulate matter (PM) as a surrogate), dioxins/furans (Clay Ceramics only), health-based standards for acid gas HAP; and work practice standards, where applicable (see 80 FR 65470). This new entry in the regulatory agenda announces that EPA will review the October 26, 2015 action pursuant to section 610 of the Regulatory Flexibility Act (5 U.S.C. 610) to determine if the provisions that could affect small entities should be maintained or should be rescinded or amended to minimize adverse economic impacts on small entities. As part of this review, EPA will consider and solicit comments on the following factors: (1) The continued need for the rule; (2) the nature of complaints or comments received concerning the rule; (3) the complexity of the rule; (4) the extent to which the rule overlaps, duplicates, or conflicts with other Federal, State, or local government rules; and (5) the degree to which the technology, economic conditions or other factors have changed in the area affected by the rule. Comments must be received within 60 days of this document. In submitting comments, please reference Docket ID EPA-HQ-OAR-EPA-HQ-OAR-2024-0404 and follow the instructions provided in the instructions provided in the **ADDRESSES** section of this document. The results of EPA's review will be summarized in a report and placed in the rulemaking docket referenced above. This docket can be accessed at www.regulations.gov.

William Nickerson,

Director, Office of Regulatory Policy and Management.

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