§ 17.107 Enrollment not required—provision of hospital and outpatient care to veterans.  
* * * * *  
(k) A veteran may receive care for psychosis or mental illness other than psychosis pursuant to 38 CFR 17.109.  
* * * * *  
4. Amend § 17.108 by adding paragraph (d)(12) to read as follows:  
§ 17.108 Copayments for inpatient hospital care and outpatient medical care.  
* * * * *  
(d) * * *  
(12) A veteran receiving care for psychosis or a mental illness other than psychosis pursuant to § 17.109.  
* * * * *  
5. Add § 17.109 to read as follows:  
§ 17.109 Presumptive eligibility for psychosis and mental illness other than psychosis.  
(a) * * *  
(iii) Mental illness (other than psychosis): Eligibility under this part is established by this section for treatment of an active mental illness (other than psychosis), and such condition is exempted from copayments under §§ 17.108, 17.110, and 17.111 for any veteran of World War II, the Korean conflict, the Vietnam era, or the Persian Gulf War who developed such psychosis:  
(1) Within 2 years after discharge or release from the active military, naval, or air service; and  
(2) Before the following date associated with the war or conflict in which he or she served:  
(i) World War II: July 26, 1949.  
(ii) Korean conflict: February 1, 1957.  
(iv) Persian Gulf War: The end of the 2-year period beginning on the last day of the Persian Gulf War.  
(b) * * *  
(v) * * *  
(10) A veteran receiving care for psychosis or a mental illness other than psychosis pursuant to § 17.109.  
* * * * *  
6. Amend § 17.110 by adding paragraph (c)(10) to read as follows:  
§ 17.110 Copayments for medication.  
* * * * *  
(c) * * *  
(10) A veteran receiving care for psychosis or a mental illness other than psychosis pursuant to § 17.109.  
* * * * *  
7. Amend § 17.111 by adding paragraph (f)(9) to read as follows:  
§ 17.111 Copayments for extended care services.  
* * * * *  
(f) * * *  
(9) A veteran receiving care for psychosis or a mental illness other than psychosis pursuant to § 17.109.  
* * * * *
whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available either electronically in www.regulations.gov or in hard copy at the Environmental Protection Agency, Region 5, Air and Radiation Division, 77 West Jackson Boulevard, Chicago, Illinois 60604. This facility is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding Federal holidays. We recommend that you telephone Charles Hatten, Environmental Engineer, at (312) 886–6031 before visiting the Region 5 office.

FOR FURTHER INFORMATION CONTACT: Charles Hatten, Environmental Engineer, Control Strategies Section, Air Programs Branch (AR–18), U.S. Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886–6031, hatten.charles@epa.gov.

SUPPLEMENTARY INFORMATION:
Throughout this document whenever “we,” “us,” or “our” is used, we mean EPA. This supplementary information section is arranged as follows:

I. Background
   A. When and why did the State make this submittal?
   B. Did the State hold public hearings for this SIP revision?
   II. How were the NO$_2$ and SO$_2$ NAAQS revised by EPA?
      A. Rule 326 IAC 1–3–4(b)(1), Ambient air quality standards for “Sulfur oxides as SO$_2$.”
      B. Did the State hold public hearings for the NO$_2$ NAAQS requested?
      C. What are the revisions that the State requested?
      III. What action is EPA taking?
         A. When and why did the State make this submittal?
         B. Did the State hold public hearings for this SIP revision?
         C. Public hearings for the NO$_2$ and SO$_2$ NAAQS revision were held on December 10, 2010, and November 7, 2012. No comments were received at these hearings.
         D. What are the revisions that the State requested?
         E. What action is EPA taking?
         F. The revisions IDEM made are consistent with the provisions contained in 40 CFR 50.51. IDEM also amended 326 IAC 1–3–4(b)(5)(A) to delete language including references to outdated Federal Register citations and test methods for the primary ambient air quality standards for NO$_2$. IDEM also amended 326 IAC 1–3–4(b)(5)(C), making it consistent with the provisions in 40 CFR 50.11(b) through (g), thereby, updating its reference to the procedures to determine compliance with the secondary NAAQS for NO$_2$.
         G. When and why did the State make this submittal?
         H. Did the State hold public hearings for this SIP revision?
         I. Public hearings for the NO$_2$ and SO$_2$ NAAQS revision were held on December 10, 2010, and November 7, 2012. No comments were received at these hearings.
         J. What are the revisions that the State requested?
         K. What action is EPA taking?

II. How were the NO$_2$ and SO$_2$ NAAQS revised by EPA?

   A. Rule 326 IAC 1–3–4(b)(1), Ambient air quality standards for “Sulfur oxides as SO$_2$.”

   B. Did the State hold public hearings for the NO$_2$ NAAQS requested?

   C. What are the revisions that the State requested?

   D. What action is EPA taking?

   E. The revisions IDEM made are consistent with the provisions contained in 40 CFR 50.11. IDEM made corrections to 326 IAC 1–3–4(b)(5)(A) to add the revised primary NAAQS in the rule for NO$_2$.

   F. When and why did the State make this submittal?

   G. Did the State hold public hearings for this SIP revision?

   H. Public hearings for the NO$_2$ and SO$_2$ NAAQS revision were held on December 10, 2010, and November 7, 2012. No comments were received at these hearings.

   I. What are the revisions that the State requested?

   J. What action is EPA taking?

III. What are the revisions that the State requested?

   A. Rule 326 IAC 1–3–4(b)(1), Ambient air quality standards for “Sulfur oxides as SO$_2$.”

   B. Did the State hold public hearings for the NO$_2$ NAAQS requested?

   C. What are the revisions that the State requested?

   D. What action is EPA taking?

IV. What action is EPA taking?

   A. When and why did the State make this submittal?

   B. Did the State hold public hearings for this SIP revision?

   C. Public hearings for the NO$_2$ and SO$_2$ NAAQS revision were held on December 10, 2010, and November 7, 2012. No comments were received at these hearings.

   D. What are the revisions that the State requested?

   E. What action is EPA taking?

   F. The revisions IDEM made are consistent with the provisions contained in 40 CFR 50.11. IDEM made corrections to 326 IAC 1–3–4(b)(5)(A) to add the revised primary NAAQS in the rule for NO$_2$.

   G. When and why did the State make this submittal?

   H. Did the State hold public hearings for this SIP revision?

   I. Public hearings for the NO$_2$ and SO$_2$ NAAQS revision were held on December 10, 2010, and November 7, 2012. No comments were received at these hearings.

   J. What are the revisions that the State requested?

   K. What action is EPA taking?

   L. EPA is approving revisions to the Indiana SIP to amend and update 326 IAC 1–3–4 to include the NAAQS for NO$_2$ and SO$_2$, as codified at 40 CFR part 50.
comments received will then be addressed in a subsequent final rule based on the proposed action. EPA will not institute a second comment period; therefore, any parties interested in commenting on this action should do so at this time. If we do not receive any comments, this action will be effective July 15, 2013.

V. Statutory and Executive Order Reviews

Under the CAA, the Administrator is required to approve a SIP submission that complies with the provisions of the CAA and applicable Federal regulations. 42 U.S.C. 7410(k); 40 CFR 52.02(a). Thus, in reviewing SIP submissions, EPA’s role is to approve state choices, provided that they meet the criteria of the CAA. Accordingly, this action merely approves state law as meeting Federal requirements and does not impose additional requirements beyond those imposed by state law. For that reason, this 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 an economically significant regulatory action based on health or safety risks subject to Executive Order 13045 (62 FR 19885, April 23, 1997);
• Is not a significant regulatory action subject to Executive Order 13211 (66 FR 28355, May 22, 2001);
• 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; and
• Does not provide EPA with the discretionary authority to address, as appropriate, disproportionate human health or environmental effects, using practicable and legally permissible methods, under Executive Order 12898 (59 FR 7629, February 16, 1994).

In addition, this rule does not have Tribal implications as specified by Executive Order 13175 (65 FR 67249, November 9, 2000), because the SIP is not approved to apply in Indian country located in the State, and EPA notes that it will not impose substantial direct costs on Tribal governments or preempt Tribal law.

The Congressional Review Act, 5 U.S.C. 801 et seq., as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States prior to publication of the rule in the Federal Register. Under section 307(b)(1) of the CAA, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by July 15, 2013. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. Parties with objections to this direct final rule are encouraged to file a comment in response to the parallel notice of proposed rulemaking for this action published in the Proposed Rules section of today’s Federal Register, rather than file an immediate petition for judicial review of this direct final rule, so that EPA can withdraw this direct final rule and address the comment in the proposed rulemaking. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Incorporation by reference, Lead, Reporting and recordkeeping requirements.


Susan Hedman,
Regional Administrator, Region 5.

40 CFR part 52 is amended as follows:

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

1. The authority citation for part 52 continues to read as follows:

Authority: 42 U.S.C. 7401 et seq.

2. In § 52.770 the table in paragraph (c) is amended by revising the entry for “1–3–4” to read as follows:

§ 52.770 Identification of plan.

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<tr>
<td>1–3–4</td>
<td>Ambient air quality standards</td>
<td>1/16/2013</td>
<td>5/14/2013</td>
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EPA-APPROVED INDIANA REGULATIONS

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<th>Subject</th>
<th>Indiana effective date</th>
<th>EPA approval date</th>
<th>Notes</th>
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<tbody>
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<td>1–3–4</td>
<td>Ambient air quality standards</td>
<td>1/16/2013</td>
<td>5/14/2013</td>
<td>[INSERT PAGE NUMBER WHERE THE DOCUMENT BEGINS].</td>
</tr>
</tbody>
</table>
For Further Information Contact: