

**U.S. INTERNATIONAL DEVELOPMENT FINANCE CORPORATION****22 CFR Part 708****Sunshine Act Regulations**

**AGENCY:** United States International Development Finance Corporation.

**ACTION:** Final rule.

**SUMMARY:** Under the Better Utilization of Investments Leading to Development (BUILD) Act of 2018, the U.S. International Development Finance Corporation (DFC) adopted the regulations of its predecessor, the Overseas Private Investment Corporation (OPIC). One of these regulations implemented the Sunshine Act, which is not applicable to DFC. Accordingly, to ensure DFC is implementing and complying with applicable regulations, this final rule removes the agency's Sunshine Act regulations.

**DATES:** This rule is effective on April 13, 2020.

**FOR FURTHER INFORMATION CONTACT:** Nichole Skoyles, Administrative Counsel, 202-336-8400, [fedreg@dfc.gov](mailto:fedreg@dfc.gov).

**SUPPLEMENTARY INFORMATION:** The Better Utilization of Investments Leading to Development (BUILD) Act of 2018, 22 U.S.C. 9601 *et seq.*, created the U.S. International Development Finance Corporation (DFC) by bringing together the Overseas Private Investment Corporation (OPIC) and the Development Credit Authority (DCA) office of the U.S. Agency for International Development (USAID). The BUILD Act specified that completed administrative actions, including rules, would be transferred from OPIC to DFC, *see* 22 U.S.C. 9686(a), and permitted OPIC employees to act in furtherance of that transfer, *see* 22 U.S.C. 9682. Accordingly, OPIC's rules, located in chapter 22 of the Code of Federal Regulations, were transferred to DFC in a rulemaking published at 84 FR 37751 on August 2, 2019. Although OPIC's administrative actions transferred to DFC, the two agencies have significant differences. To facilitate the transition, DFC's Office of General Counsel (OGC) is reviewing how these differences impact the agency. As part of this review, OGC determined that the Sunshine Act, 5 U.S.C. 552b ("Sunshine Act" or "Act"), is not applicable to DFC because DFC does not meet the definition of "agency" under the Act. The Sunshine Act applies only to agencies "headed by a collegial body composed of two or more individual members, a majority of whom are appointed to such position by the

President with the advice and consent of the Senate." 5 U.S.C. 552b(a)(1). Only four of the nine DFC board members are appointed by the President with the advice and consent of the Senate solely for the purpose of serving on DFC's Board. *See* 22 U.S.C. 9613(b)(2)(iii). The remaining five board members hold their position by virtue of appointment to a different office and therefore do not count toward the majority required by the Sunshine Act's definition of "agency." *See* Whether the Millennium Challenge Corporation Should Be Considered an "Agency" for Purposes of the Open Meeting Requirements of the Sunshine Act, 37 Op. O.L.C. (May 3, 2013). Accordingly, the Sunshine Act is not applicable to DFC. The U.S. Department of Justice Office of Legal Counsel (OLC) concurs with DFC in this determination, which is a consistent interpretation held by OLC since at least 1976, and which the D.C. Circuit adopted in *Symons v. Chrysler Corp. Loan Guarantee Board*, 670 F.2d 238 (D.C. Cir. 1981). DFC's Board will continue to hold at least two public hearings per year in accordance with 22 U.S.C. 9613(c) and provide public notification for certain projects in accordance with 22 U.S.C. 9671(e)(2).

**List of Subjects in 22 CFR Part 708**

Sunshine Act.

**PART 708—[REMOVED AND RESERVED]**

■ Therefore, under the authority of 22 U.S.C. 9632, remove and reserve 22 CFR part 708, consisting of §§ 708.1 through 708.6.

**Kevin Turner,**

*Vice President and General Counsel, Office of the General Counsel, United States International Development Finance Corporation.*

[FR Doc. 2020-07684 Filed 4-10-20; 8:45 am]

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**DEPARTMENT OF THE TREASURY****Alcohol and Tobacco Tax and Trade Bureau****27 CFR Parts 4, 5, 7, and 19**

[Docket No. TTB-2018-0007; T.D. TTB-158; Ref: Notice Nos. 176 and 176A]

RIN 1513-AB54

**Modernization of the Labeling and Advertising Regulations for Wine, Distilled Spirits, and Malt Beverages***Correction*

In rule document 2020-05939, appearing on pages 18704 through 18726 in the issue of Thursday, April 2, 2020 make the following corrections.

**§ 5.52 Certificates of age and origin. [Corrected]**

■ 1. On page 18724, in the second column, "§ 5.525.52 Certificates of age and origin." should read, "§ 5.52 Certificates of age and origin."

**§ 5.57 Personalized labels. [Corrected]**

■ 2. On the same page, in the third column, "§ 5.575.57 Personalized labels." should read, "§ 5.57 Personalized labels."

**§ 5.63 Mandatory statements. [Corrected]**

■ 3. On page 18725, in the first column, "§ 5.635.63 Mandatory statements." should read, "§ 5.63 Mandatory statements."

**§ 5.65 Prohibited practices. [Corrected]**

■ 4. On the same page, in the same column, "§ 5.655.65 Prohibited practices." should read, "§ 5.65 Prohibited practices."

**§ 7.6 Brewery products not covered by this part. [Corrected]**

■ 5. On the same page, in the same column, "§ 7.67.6 Brewery products not covered by this part." should read, "§ 7.6 Brewery products not covered by this part."

**§ 7.10 Meaning of terms. [Corrected]**

■ 6. On the same page, in the second column, "§ 7.107.10 Meaning of terms." should read, "§ 7.10 Meaning of terms."

**§ 7.25 Name and address. [Corrected]**

■ 7. On the same page, in the same column, "§ 7.257.25 Name and address" should read, "§ 7.25 Name and address."

**§ 7.29 [Amended] [Corrected]**

■ 8. On the same page, in the third column, "§ 7.297.29 [Amended]" should read, "§ 7.29 [Amended]"

**§ 7.43 Personalized labels. [Corrected]**

■ 9. On the same page, in the same column, “§ 7.437.43 Personalized labels.” should read, “§ 7.43 Personalized labels.”

**§ 7.52 Mandatory statements. [Corrected]**

■ 10. On page 18726, in the first column, “§ 7.527.52 Mandatory statements.” should read, “§ 7.52 Mandatory statements.”

**§ 7.54 [Amended] [Corrected]**

■ 11. On the same page, in the same column, “§ 7.547.54 [Amended]” should read, “§ 7.54 [Amended]”

**§ 7.71 Alcoholic content. [Corrected]**

■ 12. On the same page, in the same column, “§ 7.717.71 Alcoholic content.” should read, “§ 7.71 Alcoholic content.”

**§ 19.353 Bottling tank gauge. [Corrected]**

■ 13. On the same page, in the second column, “§ 19.35319.353 Bottling tank gauge.” should read, “§ 19.353 Bottling tank gauge.”

**§ 19.356 Alcohol content and fill. [Corrected]**

■ 14. On the same page, in the third column, “§ 19.35619.356 Alcohol content and fill.” should read, “§ 19.356 Alcohol content and fill.”

[FR Doc. C1–2020–05939 Filed 4–10–20; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 52**

[EPA–R07–OAR–2020–0033; FRL–10007–60–Region 7]

**Air Plan Approval; Missouri; Control of Emissions From the Manufacturing of Paints, Varnishes, Lacquers, Enamels, and Other Allied Surface Coating Products**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is taking final action to approve a revision to the State Implementation Plan (SIP) for the State of Missouri for a regulation that controls emissions from facilities that manufacture paints, varnishes, enamels, and other allied surface coating products. This final action will amend the SIP to include adding incorporations by reference, including definitions specific to the rule, revising unnecessarily restrictive language, and

making other administrative wording changes. The EPA’s approval of these rule revisions is being done in accordance with the requirements of the Clean Air Act (CAA).

**DATES:** This final rule is effective on May 13, 2020.

**ADDRESSES:** The EPA has established a docket for this action under Docket ID No. EPA–R07–OAR–2020–0033. All documents in the docket are listed on the <https://www.regulations.gov> website. Although listed in the index, some information is not publicly available, *i.e.*, CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the internet and will be publicly available only in hard copy form. Publicly available docket materials are available through <https://www.regulations.gov> or please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section for additional information.

**FOR FURTHER INFORMATION CONTACT:** Will Stone, Environmental Protection Agency, Region 7 Office, Air Quality Planning Branch, 11201 Renner Boulevard, Lenexa, Kansas 66219; telephone number (913) 551–7714; email address [stone.william@epa.gov](mailto:stone.william@epa.gov).

**SUPPLEMENTARY INFORMATION:** Throughout this document “we,” “us,” and “our” refer to EPA.

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**I. What is being addressed in this document?**

The EPA is approving revisions to 10 Code of State Regulation (CSR) 10–2.300, *Control of Emissions from the Manufacturing of Paints, Varnishes, Lacquers, Enamels and Other Allied Surface Coating Products* in the Missouri SIP. Missouri made several revisions to the rule. These revisions are described in detail in the technical support document (TSD) included in the docket for this action. The EPA is finalizing this action because the revisions to these rules will not have a negative impact on air quality.

**II. Have the requirements for approval of a SIP revision been met?**

The State submission has met the public notice requirements for SIP submissions in accordance with 40 CFR 51.102. The submission also satisfied

the completeness criteria of 40 CFR part 51, appendix V. The State provided public notice on this SIP revision from June 15, 2018, to September 6, 2018, and received four comments. The State revised the rule based on the comments submitted. In addition, as explained in more detail in the TSD included in the docket for this action, the revision meets the substantive SIP requirements of the CAA, including section 110 and implementing regulations.

**III. The EPA’s Response to Comments**

The public comment period on the EPA’s proposed rule opened February 13, 2020, the date of its publication in the **Federal Register**, and closed on March 16, 2020 (85 FR 8229). During this period, EPA received one comment. The comment was not substantive or adverse and can be found in the docket for this action.

**IV. What action is the EPA taking?**

The EPA is taking final action to approve revisions to 10 CSR 10–2.300, *Control of Emissions from the Manufacturing of Paints, Varnishes, Lacquers, Enamels and Other Allied Surface Coating Products* in the Missouri SIP. Approval of these revisions will ensure consistency between State and federally approved rules. The EPA has determined that these changes will not adversely impact air quality.

**V. Incorporation by Reference**

In this document, the EPA is finalizing regulatory text that includes incorporation by reference. In accordance with requirements of 1 CFR 51.5, the EPA is finalizing the incorporation by reference of the Missouri Regulations described in the amendments to 40 CFR part 52 set forth below. The EPA has made, and will continue to make, these materials generally available through [www.regulations.gov](https://www.regulations.gov) and at the EPA Region 7 Office (please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section of this preamble for more information).

Therefore, these materials have been approved by the EPA for inclusion in the State Implementation Plan, have been incorporated by reference by EPA into that plan, are fully federally enforceable under sections 110 and 113 of the CAA as of the effective date of the final rulemaking of the EPA’s approval, and will be incorporated by reference in the next update to the SIP compilation.<sup>1</sup>

<sup>1</sup> 62 FR 27968 (May 22, 1997).