the health care professions listed under 38 U.S.C. 7402(b); 
[C] Is an employee otherwise authorized by the Secretary to provide health care services; or 
[D] Is under the clinical supervision of a health care professional that meets the requirements of subsection (a)(2)(iii)(A)–(C) of this section and is either: 
(i) A health professions trainee appointed under 38 U.S.C. 7405 or 7406 participating in clinical or research training under supervision to satisfy program or degree requirements; or 
(ii) A health care employee, appointed under title 5 of the U.S. Code, 38 U.S.C. 7401(1) or (3), or 38 U.S.C. 7405 for any category of personnel described in 38 U.S.C. 7401(1) or (3) who must obtain an active, current, full and unrestricted licensure, registration, certification, or meet the qualification standards as defined by the Secretary within the specified time frame. 

(3) State. The term State means a State as defined in 38 U.S.C. 101(20), or a political subdivision of such a State. 

(b) Health care professional’s practice. (1) When a State law or license, registration, certification, or other requirement prevents or unduly interferes with a health care professional’s practice within the scope of their VA employment, the health care professional is required to abide by their Federal duties, which includes, but is not limited to, the following situations: 
(i) A health care professional may practice their VA health care profession in any State irrespective of the State where they hold a valid license, registration, certification, or other State qualification; or 
(ii) A health care professional may practice their VA health care profession within the scope of the VA national standard of practice as determined by VA. 

(2) VA health care professional’s practice is subject to the limitations imposed by the Controlled Substances Act, 21 U.S.C. 801 et seq. and implementing regulations at 21 CFR 1300 et seq., on the authority to prescribe or administer controlled substances, as well as any other limitations on the provision of VA care set forth in applicable Federal law and policy. 

(c) Preemption of State law. Pursuant to the Supremacy Clause, U.S. Const. art. IV, cl. 2, and in order to achieve important Federal interests, including, but not limited to, the ability to provide the same complete health care and hospital service to beneficiaries in all States as required by 38 U.S.C. 7301, conflicting State laws, rules, regulations or requirements pursuant to such laws are without any force or effect, and State governments have no legal authority to enforce them in relation to actions by health care professionals within the scope of their VA employment.

ENVIRONMENTAL PROTECTION AGENCY
40 CFR Part 52
[FR Doc. 2020–24817 Filed 11–10–20; 8:45 am] 
BILLING CODE 8320–01–P

ENVIRONMENTAL PROTECTION AGENCY
40 CFR Part 52
[FR Doc. 2020–24817 Filed 11–10–20; 8:45 am] 
BILLING CODE 8320–01–P

SUMMARY: The Environmental Protection Agency (EPA) is taking final action to approve revisions to the Butte County Air Quality Management District (BCAQMD), El Dorado County Air Quality Management District (EDCAQMD), Mojave Desert Air Quality Management District (MDAQMD), San Diego County Air Pollution Control District (SDCAPCD) and Ventura County Air Pollution Control District (VCAPCD) portions of the California State Implementation Plan (SIP). These revisions concern rules that include definitions for certain terms that are necessary for the implementation of local rules that regulate sources of air pollution. We are approving the definitions rules under the Clean Air Act (CAA or the Act).

DATES: This rule will be effective on December 14, 2020.

ADDITIONAL INFORMATION:

The EPA has established a docket for this action under Docket ID No. EPA–R09–OAR–2020–0122. All documents in the docket are available through https://www.regulations.gov website. Although listed in the index, some information is not publicly available, e.g., Confidential Business Information 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 availability information. If you need assistance in a language other than English or if you are a person with disabilities who needs a reasonable accommodation at no cost to you, please contact the person identified in the FOR FURTHER INFORMATION CONTACT section.

FURTHER INFORMATION CONTACT:
Arnold Lazarus, EPA Region IX, 75 Hawthorne St., San Francisco, CA 94105. By phone: (415) 972–2304 or by email at Lazarus.arnold@epa.gov.

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

Table of Contents
I. Proposed Action
II. Proposed Amendments and EPA Responses
III. EPA Action
IV. Incorporation by Reference
V. Statutory and Executive Order Reviews

I. Proposed Action
On July 6, 2020 (85 FR 40156), the EPA proposed to approve the five amended rules listed in Table 1 as revisions to the California SIP. With respect to BCAQMD Rule 102, we determined that the State had not provided sufficient public process documentation to provide the basis for a rescission of the rule from the applicable SIP, but we recognized that, because the remaining definitions in BCAQMD Rule 102 had been moved to BCAQMD Rule 101 and because we are approving BCAQMD Rule 101, there is no reason to retain BCAQMD Rule 102 in the applicable SIP.

Table 1—Submitted Rules

<table>
<thead>
<tr>
<th>Local agency</th>
<th>Rule No.</th>
<th>Rule title</th>
<th>Rescinded</th>
<th>Amended/revised</th>
<th>Submitted</th>
</tr>
</thead>
<tbody>
<tr>
<td>BCAQMD</td>
<td>101</td>
<td>Definitions</td>
<td></td>
<td>12/14/2017</td>
<td>5/23/2018</td>
</tr>
<tr>
<td>BCAQMD</td>
<td>102</td>
<td>Definitions</td>
<td>2 12/14/2017</td>
<td></td>
<td>5/23/2018</td>
</tr>
<tr>
<td>EDCAQMD</td>
<td>101</td>
<td>General Provisions and Definitions</td>
<td>5/20/2017</td>
<td></td>
<td>8/9/2017</td>
</tr>
<tr>
<td>MDAQMD</td>
<td>102</td>
<td>Definition of Terms</td>
<td>12/8/2019</td>
<td></td>
<td>8/19/2019</td>
</tr>
</tbody>
</table>
We proposed to approve these rules because we determined that they comply with the relevant CAA requirements. Our proposed action and related technical support documents (TSDs) contain more information on the rules and our evaluation.

II. Public Comments and EPA Responses

The EPA’s proposed action provided a 30-day public comment period. During this period, we received a comment letter from a member of the public who expressed support for the proposed rulemaking.

III. EPA Action

No comments were submitted that change our assessment of the rules as described in our proposed action. Therefore, as authorized in section 110(k)(3) of the Act, the EPA is fully approving these rules into the California SIP. Our final action includes regulatory text in 40 CFR 52.220 that incorporates by reference the amended rules listed in Table 1 above, and identifies the previously approved rules that are being superseded in the California SIP by the approval of the amended rules. We are also including regulatory text that specifically identifies the remaining definitions in BCAQMD Rule 102 (‘‘Definitions’’) that were superseded by our approval in 2015 of BCAQMD Rule 300 (‘‘Open Burning Requirements, Prohibitions, and Exemptions’’) and the remaining definitions that are being superseded by today’s approval of amended BCAQMD Rule 101.

IV. Incorporation by Reference

In this rule, 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 BCAQMD’s, the EDAQMD’s, the MDAQMD’s, the SDCAPCD’s and the VCAPCD’s rules described in the amendments to 40 CFR part 52 set forth below. The EPA has made, and will continue to make, these documents available through www.regulations.gov and at the EPA Region IX Office (please contact the person identified in the FOR FURTHER INFORMATION CONTACT section of this preamble for more information).

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 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:

• 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 the 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, 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).

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. The EPA will submit a report containing this action and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the Federal Register. A major rule cannot take effect until 60 days after it is published in the Federal Register. This action is not a “major rule” as defined by 5 U.S.C. 804(2).

IV. Incorporation by Reference

In this rule, 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 BCAQMD’s, the EDAQMD’s, the MDAQMD’s, the SDCAPCD’s and the VCAPCD’s rules described in the amendments to 40 CFR part 52 set forth below. The EPA has made, and will continue to make, these documents available through www.regulations.gov and at the EPA Region IX Office (please contact the person identified in the FOR FURTHER INFORMATION CONTACT section of this preamble for more information).

TABLE 1—SUBMITTED RULES—Continued

<table>
<thead>
<tr>
<th>Local agency</th>
<th>Rule No.</th>
<th>Rule title</th>
<th>Rescinded</th>
<th>Amended/revised</th>
<th>Submitted</th>
</tr>
</thead>
<tbody>
<tr>
<td>SDCAPCD</td>
<td>2</td>
<td>Definitions</td>
<td></td>
<td>7/11/2017</td>
<td>11/13/2017</td>
</tr>
<tr>
<td>VCAPCD</td>
<td>2</td>
<td>Definitions</td>
<td></td>
<td>4/9/2019</td>
<td>8/19/2019</td>
</tr>
</tbody>
</table>

1 CARB submitted the amendment to BCAQMD Rule 101 electronically on May 23, 2018. CARB’s submittal letter is dated May 16, 2018.
2 The BCAQMD amended Rule 101 on this date but took no action on Rule 102. The date is from Enclosure A to CARB Executive Order S–18–004, May 18, 2018, which is included in CARB’s May 23, 2018 SIP submittal.
3 CARB submitted the rescission of BCAQMD Rule 102 electronically on May 23, 2018. CARB’s submittal letter is dated May 16, 2018.
4 CARB submitted the amendment to MDAQMD Rule 102 electronically on August 19, 2019. CARB’s submittal letter is dated August 16, 2019.
5 CARB submitted the amendment to VCAPCD Rule 2 electronically on August 19, 2019. CARB’s submittal letter is dated August 16, 2019.
6 We approved BCAQMD Rule 300 at 80 FR 38966 (July 8, 2015).
List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements, Volatile organic compounds.


John Busterud,

Regional Administrator, Region IX.

For the reasons stated in the preamble, the EPA amends part 52, Chapter I, Title 40 of the Code of Federal Regulations 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.

Subpart F—California

2. Section 52.220 is amended by adding paragraphs (c)(168)(i)(A)(1) and (12), (c)(280)(i)(B)(3), (c)(404)(i)(C)(3), (c)(457)(i)(C)(7), (c)(488)(i)(A)(5), (c)(503)(i)(C), (c)(516)(i)(B), (c)(518)(i)(B), (c)(520)(i)(A)(2) and (c)(542) to read as follows:

§52.220 Identification of plan-in part.

(c) * * *

(168) * * *

(i) * * *

(A) * * *

(11) Previously approved on February 3, 1987 in paragraph (c)(168)(i)(A)(1) of this section and now deleted with replacement in paragraph (c)(423)(i)(B)(1), Rule 102 “Definitions”:

(280) * * *

(i) * * *

(B) * * *

(12) Previously approved on February 3, 1987 in paragraph (c)(168)(i)(A)(1) of this section and now deleted with replacement in paragraph (c)(518)(i)(B)(1), Rule 102 “Definitions”:

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 76

[MB Docket Nos. 19–347, 17–105, 10–71; FCC 20–135; FRS 17141]

Cable Service Change Notifications; Modernization of Media Regulation Initiative; Retransmission Consent

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: In this document, the Commission revises the regulations governing the notices that cable operators must provide subscribers and local franchise authorities (LFAs) regarding rate and service changes. Specifically, document amends the rules to clarify that when service changes occur due to retransmission consent or program carriage negotiations that fail within the last 30 days of a contract, cable operators must provide notice to subscribers “as soon as possible,” rather than 30 days in advance. The document also eliminates the requirement that cable operators not subject to rate regulation provide 30 days’ advance notice to LFAs of rate or