

ACTION: Final rule; cost of living adjustment.

SUMMARY: The Copyright Royalty Judges announce a cost of living adjustment (COLA) to the royalty rate that noncommercial radio stations at certain colleges, universities, and other educational institutions that are not affiliated with National Public Radio must pay for the use in 2022 of published nondramatic musical compositions in the SESAC repertory pursuant to the statutory license under the Copyright Act for noncommercial broadcasting.

DATES:

Effective date: December 23, 2021.

Applicability dates: These rates are applicable to the period beginning January 1, 2022, and ending December 31, 2022.

FOR FURTHER INFORMATION CONTACT:

Anita Blaine, (202) 707-7658, crb@loc.gov.

SUPPLEMENTARY INFORMATION: Section 118 of the Copyright Act, title 17 of the United States Code, creates a statutory license for the use of published nondramatic musical works and published pictorial, graphic, and sculptural works in connection with noncommercial broadcasting.

On January 19, 2018, the Copyright Royalty Judges (Judges) adopted final regulations governing the rates and terms of copyright royalty payments under section 118 of the Copyright Act for the license period 2018–2022. *See* 83 FR 2743. Pursuant to these regulations, on or before December 1 of each year, the Judges shall publish in the **Federal Register** notice of the change in the cost of living and a revised schedule of the rates codified at § 381.5(c)(3) relating to compositions in the repertory of SESAC. The adjustment, fixed to the nearest dollar, shall be the greater of (1) the change in the cost of living as determined by the Consumer Price Index (all consumers, all items) (“CPI–U”) “during the period from the most recent index published prior to the previous notice to the most recent index published prior to December 1, of that year” or (2) 1.5%. 37 CFR 381.10.

The change in the cost of living as determined by the CPI–U during the period from the most recent index published prior to the previous notice, *i.e.*, before December 1, 2020, to the most recent index published before December 1, 2021, is 6.2%.¹ In accordance with 37 CFR 381.10(b), the

Judges announce that the COLA for calendar year 2022 shall be 6.2%. Application of the 6.2% COLA to the 2021 rate for the performance of published nondramatic musical compositions in the repertory of SESAC—\$164.00 per station—results in an adjusted rate of \$174.00 per station.

List of Subjects in 37 CFR Part 381

Copyright, Music, Radio, Television, Rates.

Final Regulations

In consideration of the foregoing, the Judges amend part 381 of title 37 of the Code of Federal Regulations as follows:

PART 381—USE OF CERTAIN COPYRIGHTED WORKS IN CONNECTION WITH NONCOMMERCIAL EDUCATIONAL BROADCASTING

- 1. The authority citation for part 381 continues to read as follows:

Authority: 17 U.S.C. 118, 801(b)(1), and 803.

- 2. Section 381.5 is amended by revising paragraph (c)(3)(v) and removing paragraph (c)(3)(vi) to read as follows:

§ 381.5 Performance of musical compositions by public broadcasting entities licensed to colleges and universities.

- * * * * *
- (c) * * *
- (3) * * *
- (v) 2022: \$174.00 per station.
- * * * * *

Dated: November 17, 2021.

Steve Ruwe,

Copyright Royalty Judge.

[FR Doc. 2021–25443 Filed 11–22–21; 8:45 am]

BILLING CODE 1410–72–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 271

[EPA–R06–RCRA–2021–0073; FRL–8800–02–R6]

Arkansas: Final Authorization of State Hazardous Waste Management Program Revision

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final action.

SUMMARY: On June 11, 2021, the Environmental Protection Agency (EPA) published a proposed rule to approve a revision to the State of Arkansas hazardous waste program under the

Resource Conservation and Recovery Act (RCRA) and provided for a thirty-day public comment period. The public comment period closed on July 12, 2021, and EPA did not receive any comments. EPA confirms that the program revisions to the State of Arkansas hazardous waste program satisfy all requirements needed to qualify for final authorization. No further opportunity for comment will be provided.

DATES: This final authorization is effective November 23, 2021.

ADDRESSES: EPA has established a docket for this action under Docket ID Number EPA–R06–RCRA–2021–0073. All documents in the docket are listed on the <https://www.regulations.gov> website. Although listed in the index, some of the information is not publicly available. *e.g.*, Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy form. Publicly available docket materials are available electronically through <https://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT: Alima Patterson, EPA Region 6 Regional Authorization/Codification Coordinator, RCRA Permit Section (LCR–RP), Land, Chemicals and Redevelopment Division, EPA Region 6, 1201 Elm Street, Suite 500, Dallas, Texas 75270, phone number: (214) 665–8533, email address: patterson.alima@epa.gov. Out of an abundance of caution for members of the public and our staff, the EPA Region 6 office will be closed to the public to reduce the risk of transmitting COVID–19. Please call or email the contact listed above if you need alternative access to material indexed but not provided in the docket.

SUPPLEMENTARY INFORMATION:

A. What changes to Arkansas’ hazardous waste program is EPA authorizing with this action?

On March 2, 2021, the State of Arkansas submitted a final complete program revision application seeking authorization of its program revision in accordance with 40 CFR 271.21. EPA now makes a final decision that Arkansas’ hazardous waste program revisions satisfy all the requirements necessary to qualify for final authorization. EPA will continue to implement and enforce Hazardous and Solid Waste Amendments of 1984 (HSWA) provisions for which the State is not authorized. For a list of rules that become effective with this final action, please see the proposed rule published

¹ On November 10, 2021, the Bureau of Labor Statistics announced that the CPI–U increased 6.2% over the last 12 months.

in the June 11, 2021, **Federal Register** at 86 FR 31233.

B. What is codification and is the EPA codifying Arkansas' hazardous waste program as authorized in this rule?

Codification is the process of placing the State's statutes and regulations that comprise the State's authorized hazardous waste program into the Code of Federal Regulations (CFR). We do this by referencing the authorized State rules in 40 CFR part 272. We reserve the amendment of 40 CFR part 272, subpart E, for this authorization of Arkansas' program changes until a later date. In this authorization application, the EPA is not codifying the rules documented in the proposed rule published in the June 11, 2021, **Federal Register** at 86 FR 31233.

C. Administrative Requirements

This final authorization revises Arkansas' authorized hazardous waste management program pursuant to RCRA

section 3006 and imposes no requirements other than those currently imposed by State law. For further information on how this authorization complies with applicable Executive orders and statutory provisions, please see the proposed rule published in the June 11, 2021, **Federal Register** at 86 FR 31233. 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 document 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 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). This final action will be effective November 23, 2021.

List of Subjects in 40 CFR Part 271

Environmental protection, Administrative practice and procedure, Confidential business information, Hazardous waste, Hazardous waste transportation, Indian lands, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements.

Authority: This action is issued under the authority of sections 2002(a), 3006, and 7004(b) of the Solid Waste Disposal Act as amended 42 U.S.C. 6912(a), 6926, 6974(b).

Dated: November 5, 2021.

David Gray,

Acting Regional Administrator, Region 6.

[FR Doc. 2021-25291 Filed 11-22-21; 8:45 am]

BILLING CODE 6560-50-P