

*Comment Date:* 5 p.m. ET 9/8/23.

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Dated: August 18, 2023.

**Debbie-Anne A. Reese,**

*Deputy Secretary.*

[FR Doc. 2023-18255 Filed 8-23-23; 8:45 am]

**BILLING CODE 6717-01-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-11350-01-OAR]

### Availability of Data on Allocations of Cross-State Air Pollution Rule Allowances to Existing Electricity Generating Units

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

**ACTION:** Notice of data availability.

**SUMMARY:** Under the Cross-State Air Pollution Rule (CSAPR) trading program regulations, EPA allocates emission allowances to existing electricity generating units (EGUs) as provided in notices of data availability (NODAs). Through this NODA, EPA is providing notice of the availability of data on new

or revised default allocations of CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances to existing units for the 2023–2025 control periods, as well as the data upon which the allocations are based.

**DATES:** August 24, 2023.

**FOR FURTHER INFORMATION CONTACT:**

Garrett Powers, Clean Air Markets Division, Office of Atmospheric Protection, Office of Air and Radiation, U.S. Environmental Protection Agency, Mail Code 6204A, 1200 Pennsylvania Avenue NW, Washington, DC 20460; telephone: 202-564-2300; *email:* [powers.jamesg@epa.gov](mailto:powers.jamesg@epa.gov).

**SUPPLEMENTARY INFORMATION:** In the Good Neighbor Plan,<sup>1</sup> EPA expanded the CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program<sup>2</sup> to include EGUs in 10 additional states and updated the program's provisions to achieve further emissions reductions.<sup>3</sup> The rule's required emissions control stringencies are reflected in new or revised state emissions budgets which in turn necessitate new or revised unit-level allowance allocations. Beginning with the 2024 control period, each covered state has the option to determine how the CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances in its state emissions budget should be allocated among the state's units through a state implementation plan (SIP) revision.<sup>4</sup> However, for the 2023 control period, and by default for subsequent control periods for which a state has not provided EPA with the state's own allocations pursuant to an approved SIP revision, the unit-level allocations are determined by EPA.

Under EPA's default unit-level allocation methodology for the Good

Neighbor Plan, most EGUs within a covered state's borders are treated as "existing" units and receive allocations of allowances for a given control period in advance of the control period.<sup>5</sup> If any of the existing units are located in areas of Indian country within the state's borders that are not subject to the state's SIP authority, the default allocations to those existing units are made through an "Indian country existing unit set-aside" in parallel with the default allocations to the other existing units.<sup>6</sup> The EGUs that EPA identified in the rulemaking as eligible to receive default allocations as existing units for the 2023–2025 control periods in the states covered by this NODA are listed in the spreadsheet referenced later in this notice. EGUs located anywhere within a state's borders that do not receive allocations of CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances as "existing" units and that report emissions subject to allowance holding requirements for a given control period are eligible to receive allowance allocations as "new" units from the state's new unit set-aside for that control period.<sup>7</sup>

EPA determined new and revised state emissions budgets for the 2023–2025 control periods on a full-season basis in the Good Neighbor Plan rulemaking. However, because the Agency anticipated that the rule's effective date could fall after the start of the 2023 ozone season, the final regulations include a procedure for prorating the 2023 state emissions budgets to ensure that the enhanced control stringency reflected in the Good Neighbor Plan's full-season 2023 state emissions budgets will apply only after the rule's effective date.<sup>8</sup> The Good Neighbor Plan provided that the 2023 unit-level allocations would be computed by applying the rule's unit-level allocation methodology to the 2023 state emissions budgets determined through the prorating procedure.<sup>9</sup>

Through this NODA, EPA is providing notice of the availability of data concerning the default unit-level allocations of CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances to existing units for the 2023, 2024, and 2025 control periods. The allocations are shown in an Excel spreadsheet entitled "Unit-level Allocations and Underlying Data for the Final Rule" posted on

<sup>5</sup> See 40 CFR 97.1011.

<sup>6</sup> See 40 CFR 97.1010(b).

<sup>7</sup> See 40 CFR 97.1010(c) and 97.1012. Allocations from a state's new unit set-aside for a given control period are made after the respective control period and are not addressed in this notice.

<sup>8</sup> See 40 CFR 97.1010(a)(1)(ii).

<sup>9</sup> See 88 FR 36811–13.

<sup>1</sup> Federal "Good Neighbor Plan" for the 2015 Ozone National Ambient Air Quality Standards, 88 FR 36654 (June 5, 2023).

<sup>2</sup> The CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program was originally established in the Revised CSAPR Update (86 FR 23054, April 30, 2021) as a mechanism for EGUs in 12 states to reduce ozone season emissions of nitrogen oxides (NO<sub>x</sub>) starting in 2021.

<sup>3</sup> Some courts have issued preliminary orders partially staying the effectiveness of a separate EPA action (88 FR 9336, February 13, 2023) which disapproves state implementation plans addressing good neighbor obligations for several states, and EPA is taking measures to comply with those orders. The description of the Good Neighbor Plan in this NODA reflects the rule as published, without regard to the stay orders and the measures EPA is taking to comply with them. However, EPA will not record allocations of CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances to any EGUs that are not currently participating in the CSAPR NO<sub>x</sub> Ozone Season Group 3 Trading Program because of the measures EPA is taking to comply with the stay orders. Consequently, the spreadsheet referenced in this NODA has been edited to remove information on unit-level allocations of CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances to units in any state covered by a stay order when the NODA was signed.

<sup>4</sup> See 40 CFR 52.38(b)(10) through (12).

EPA's website at [www.epa.gov/csapr/good-neighbor-plan-2015-ozone-naaqs](http://www.epa.gov/csapr/good-neighbor-plan-2015-ozone-naaqs). The spreadsheet also contains the data upon which the allocations are based, including the 2023 state emissions budgets that EPA has computed according to the prorating procedure in the regulations. The spreadsheet is an update of an earlier version included in the docket for the final Good Neighbor Plan which showed the allocations for the 2024 and 2025 control periods as well as illustrative allocations for the 2023 control period. All allocations have been determined according to the allocation methodology finalized in the Good Neighbor Plan rulemaking.<sup>10</sup> EPA is not requesting comment on the allocations, the underlying data, or the allocation methodology.

In accordance with the deadlines set forth in the regulations, EPA will record allocations of CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances to existing units for the 2023 control period by September 5, 2023.<sup>11</sup> EPA will also record allocations to existing units for the 2024 control period by that same date except in instances where a state has provided EPA with timely notice of the state's intent to submit a SIP revision with state-determined allowance allocations replacing EPA's default allocations for the 2024 control period.<sup>12</sup> However, in the case of any source that has not yet fully complied with the Good Neighbor Plan's requirements concerning the recall of CSAPR NO<sub>x</sub> Ozone Season Group 2 allowances allocated for control periods after 2022, recordation of CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances will be deferred until the source has fully complied with the recall requirements.<sup>13</sup> EPA will record allocations of CSAPR NO<sub>x</sub> Ozone Season Group 3 allowances to existing units for the 2025 control period by July 1, 2024.<sup>14</sup>

EPA notes that an allocation or lack of allocation of emission allowances to a given unit under a CSAPR trading program does not constitute a determination that the trading program does or does not apply to the unit.<sup>15</sup> EPA also notes that allocations are

subject to potential correction or termination under the regulations.<sup>16</sup>

*Authority:* 40 CFR 97.1011(a)(1) and (2).

**Rona Birnbaum,**

*Director, Clean Air Markets Division, Office of Atmospheric Protection, Office of Air and Radiation.*

[FR Doc. 2023-18214 Filed 8-23-23; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-11116-01-OMS]

### Good Neighbor Environmental Board

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

**ACTION:** Notice of meeting.

**SUMMARY:** Under the Federal Advisory Committee Act, the Environmental Protection Agency (EPA) gives notice of a public meeting of the Good Neighbor Environmental Board (GNEB). The purpose of this meeting is for the board to continue developing its working draft of the 20th comprehensive report on water and wastewater infrastructure issues and challenges along the U.S.-Mexico border region.

**DATES:** September 21, 2023, from 9:00 a.m.–5:00 p.m. (PDT). A copy of the agenda will be posted at [www.epa.gov/faca/gneb](http://www.epa.gov/faca/gneb).

The meeting will be conducted in a hybrid environment and is open to the public with limited access available on a first-come, first-served basis. Members of the public wishing to participate should contact Eugene Green at [green.eugene@epa.gov](mailto:green.eugene@epa.gov) by September 14th.

Requests to make oral comments or submit written public comments to the board, should also be directed to Eugene Green at least five business days prior to the meeting. Requests for accessibility and/or accommodations for individuals with disabilities should be directed to Eugene Green at the email address or phone number listed below. To ensure adequate time for processing, please make requests for accommodations at least 10 days prior to the meeting.

**SUPPLEMENTARY INFORMATION:** The GNEB is an independent federal advisory committee chartered under the Federal Advisory Committee Act, Public Law 92-463. Its mission is to advise the President and Congress of the United States on good neighbor practices along the U.S. border with Mexico. Its recommendations are focused on

environmental infrastructure needs within the U.S. states contiguous to Mexico.

For further information regarding the GNEB meeting, please contact Eugene Green at (202) 564-2432 or via email at [green.eugene@epa.gov](mailto:green.eugene@epa.gov).

Dated: August 18, 2023.

**Eugene Green,**

*Program Analyst.*

[FR Doc. 2023-18265 Filed 8-23-23; 8:45 am]

**BILLING CODE 6560-50-P**

## EXPORT-IMPORT BANK

[Public Notice: EIB-2023-0011]

### Application for Final Commitment for a Long-Term Loan or Financial Guarantee in Excess of \$100 Million: AP755224XX

**AGENCY:** Export-Import Bank of the United States.

**ACTION:** Notice.

**SUMMARY:** This Notice is to inform the public the Export-Import Bank of the United States ("EXIM") has received an application for final commitment for a long-term loan or financial guarantee in excess of \$100 million. Comments received within the comment period specified below will be presented to the EXIM Board of Directors prior to final action on this Transaction.

**DATES:** Comments must be received on or before September 18, 2023 to be assured of consideration before final consideration of the transaction by the Board of Directors of EXIM.

**ADDRESSES:** Comments may be submitted through [Regulations.gov](http://Regulations.gov) at [WWW.REGULATIONS.GOV](http://WWW.REGULATIONS.GOV). To submit a comment, enter EIB-2023-0011 under the heading "Enter Keyword or ID" and select Search. Follow the instructions provided at the Submit a Comment screen. Please include your name, company name (if any) and EIB-2023-0011 on any attached document.

#### SUPPLEMENTARY INFORMATION:

*Reference:* AP755224XX.

*Purpose and Use:*

*Brief description of the purpose of the transaction:* The construction of bridges and associated infrastructure at 186 sites, distributed throughout eighteen provinces in Angola.

*Brief non-proprietary description of the anticipated use of the items being exported:* This project will repair and modernize water crossings to improve the quality of life, increase productivity, and facilitate economic development in Angola. Due to this project, many Angolans will no longer have to rely on

<sup>10</sup> See Allowance Allocation under the Final Rule TSD, EPA-HQ-OAR-2021-0668-1079, available at [www.regulations.gov](http://www.regulations.gov) and [www.epa.gov/csapr/good-neighbor-plan-2015-ozone-naaqs](http://www.epa.gov/csapr/good-neighbor-plan-2015-ozone-naaqs); see also 88 FR 36805-07.

<sup>11</sup> See 40 CFR 97.1021(d) and (g).

<sup>12</sup> See 40 CFR 97.1021(e).

<sup>13</sup> See 40 CFR 97.1021(m); see also 40 CFR 97.811(e).

<sup>14</sup> See 40 CFR 97.1021(f) and (h).

<sup>15</sup> See 40 CFR 97.1011(a)(3).

<sup>16</sup> See 40 CFR 97.1011(c).