

Country	Entity	License Requirement	License review policy	Federal Register citation
	SMT-iLogic, a.k.a., the following two aliases: —SMT-iLogic, LLC; and —SMT Aylogik. Mineralnaya, Dom 13, Litera A, Pomeshtenie 15N, Saint Petersburg, 195197, Russia; and Mineralnaya St. 13 Litera A, Ind 15H, St. Petersburg, 19005, Russia; and Nepokorenykh Avenue, 17, Building 4, B, Room 5—N, St. Petersburg, 195220, Russia.	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial	88 FR [INSERT FR PAGE NUMBER] 9/27/2023.
	Streloy, Dmitrovsky Per. 13, Office 7, St. Petersburg, 191025, Russia.	For all items subject to the EAR. (See § 744.11 of the EAR).	Presumption of denial	88 FR [INSERT FR PAGE NUMBER] 9/27/2023.
	VSMPO—AVISMA Corporation PJSC, a.k.a., the following seven aliases: —Avisma; —Korporatsiya VSMPO-Avisma; —Oao Korporatsiya VSMPO-Avisma; —Verkhnyaya Salda Metallurgical Production Association for Aviation Special Materials; —VSMPO; —VSMPO—AVISMA; and —VSMPO Avisma OAO. 1, Parkovaya St., Verkhnyaya Salda, Sverdlovsk Region, 624760, Russia; and Pao D. 2 Korp. 4 Str. 13 Of. 6, Per. Sawinski B., Moscow, 119435, Russia; and 29 Zagorodnaya Str., Berezniki, Perm Krai, 618421, Russia; and 2—4—6, Bld. 13 Bolshoi Savvinskiy Pereulok, Moscow, 119435, Russia.	For all items subject to the EAR. (See §§ 734.9(g), ³ 746.8(a)(3), and 744.21(b) of the EAR).	Policy of denial	88 FR [INSERT FR PAGE NUMBER] 9/27/2023.
UNITED ARAB EMIRATES.	New Era Enterprises FZE, Business Center RAKEZ, Ras al Khaimah, UAE.	For all items subject to the EAR. (See § 744.11 of the EAR).	See § 744.2(d) of the EAR	88 FR [INSERT FR PAGE NUMBER] 9/27/2023.

Supplement No. 7 to Part 744 [Amended]

■ 3. Supplement no. 7 to part 744 is amended under CHINA, PEOPLE’S REPUBLIC OF by removing the entry for “Zhejiang Perfect New Material Co., Ltd.”

Thea D. Rozman Kendler,
Assistant Secretary for Export Administration.

[FR Doc. 2023–21080 Filed 9–25–23; 8:45 am]

BILLING CODE 3510–JT–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 62

[EPA–R01–OAR–52023–0305; FRL–11112–02–R1]

Approval and Promulgation of Delegation of Authority for Designated Facilities and Pollutants; New Hampshire; Delegation of Authority

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency (EPA) is approving delegation of authority to the New Hampshire Department of Environmental Services (NHDES) for implementing and

enforcing the Clean Air Act (CAA) Federal Plan Requirements for Municipal Solid Waste Landfills That Commenced Construction on or Before July 17, 2014, and Have Not Been Modified or Reconstructed Since July 17, 2014. This action amends regulatory text to promulgate the delegation of authority and is taken in accordance with the CAA.

DATES: This rule is effective on October 27, 2023.

ADDRESSES: EPA has established a docket for this action under Docket Identification No. EPA–R01–OAR–2023–0305. 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 at <https://www.regulations.gov> or at the U.S. Environmental Protection Agency, EPA Region 1 Regional Office, Air and Radiation Division, 5 Post Office Square—Suite 100, Boston, MA. EPA requests that, if at all possible, you contact the contact listed in the **FOR FURTHER INFORMATION CONTACT** section to schedule your inspection. The Regional Office's official hours of business are Monday through Friday, 8:30 a.m. to 4:30 p.m., excluding legal holidays and facility closures due to COVID-19.

FOR FURTHER INFORMATION CONTACT: Jessica Kilpatrick, Air Permits, Toxics, and Indoor Programs Branch, Air and Radiation Division, U.S. Environmental Protection Agency, Region 1, 5 Post Office Square, APTB05-2, Boston, MA 02109-0287. Telephone: 617-918-1652. Fax: 617-918-0652 Email: kilpatrick.jessica@epa.gov.

SUPPLEMENTARY INFORMATION:

Table of Contents

- I. Background and Purpose
- II. Final Action
- III. Statutory and Executive Order Reviews

I. Background and Purpose

On July 7, 2023, EPA published a Notice of Proposed Rulemaking (NPRM), which proposed to approve delegation of authority to NHDES for implementing and enforcing the Federal Plan Requirements for Municipal Solid Waste Landfills That Commenced Construction On or Before July 17, 2014, and Have Not Been Modified or Reconstructed Since July 17, 2014, at 40 CFR part 62, subpart 000. NHDES submitted to EPA a formal request for delegation of authority on February 6, 2023. The request letter included a memorandum of agreement (MoA) developed by NHDES and EPA, which defines the policies, responsibilities, and procedures NHDES and EPA will abide by in administering the Federal Plan requirements. The MoA was signed by the NHDES Commissioner on February 6, 2023 and the EPA Region 1 Deputy Regional Administrator on June 27, 2023. The NPRM informed the public of the MoA, provided a copy of the signed document, and proposed amending associated regulatory text for the delegation of authority. No comments were received regarding the proposed rulemaking.

This action amends regulatory text at 40 CFR part 62, subpart EE—New

Hampshire to promulgate the delegation of authority for existing municipal solid waste landfills. The rationale for EPA's approval of the delegation of authority is explained in the NPRM and will not be restated here.

II. Final Action

EPA approves amending regulatory text at § 62.7405 to promulgate the delegation of authority to NHDES for implementing and enforcing the Federal Plan Requirements for Municipal Solid Waste Landfills That Commenced Construction On or Before July 17, 2014, and Have Not Been Modified or Reconstructed Since July 17, 2014, at 40 CFR part 62, subpart 000.

III. Statutory and Executive Order Reviews

Under the CAA, the Administrator has the authority to delegate the authority to implement a 111(d)/129 Federal Plan that complies with the provisions of the CAA and applicable Federal regulations. See 40 CFR 60.27. In reviewing 111(d)/129 Federal Plan delegation requests, EPA's role is to approve state choices, provided that they meet the criteria of the CAA and of EPA's implementing regulations. Accordingly, this action merely codifies in the Code of Federal Regulations EPA's delegation of authority to implement the Federal Plan and does not impose additional requirements beyond those imposed by the already-applicable Federal Plan. For that reason, this action:

- Is not a significant regulatory action subject to review by the Office of Management and Budget under Executive Orders 12866 (58 FR 51735, October 4, 1993) and 13563 (76 FR 3821, January 21, 2011);
- 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 (Public Law 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); and

- 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 CAA.

- 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 action does not apply on any Indian reservation land or in any other area where EPA or an Indian tribe has demonstrated that a tribe has jurisdiction. As such, it does not have tribal implications as specified by Executive Order 13175 (65 FR 67249, November 9, 2000), nor will it impose substantial direct costs on tribal governments or preempt tribal law.

List of Subjects in 40 CFR Part 62

Environmental protection, Administrative practice and procedure, Air pollution control, Industrial facilities, Intergovernmental relations, Methane, Reporting and recordkeeping requirements, Waste treatment and disposal.

Dated: September 18, 2023.

David Cash,

Regional Administrator, EPA Region 1.

Part 62 of chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 62—APPROVAL AND PROMULGATION OF STATE PLANS FOR DESIGNATED FACILITIES AND POLLUTANTS

- 1. The authority citation for part 62 continues to read as follows:

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

Subpart EE—New Hampshire

- 2. Revise § 62.7405 to read as follows:

§ 62.7405 Identification of plan—delegation of authority.

(a) Letter from the New Hampshire Department of Environmental Services (NHDES), submitted February 6, 2023, requested delegation of authority from EPA to implement and enforce the Federal Plan Requirements for Municipal Solid Waste Landfills That Commenced Construction On or Before July 17, 2014, and Have Not Been Modified or Reconstructed Since July 17, 2014 (Existing MSW Landfills

Federal Plan) at Subpart 000 of this part.

(b) Identification of sources. The Existing MSW Landfills Federal Plan applies to each municipal solid waste landfill that meets the following criteria:

(1) Commenced construction, reconstruction, or modification on or before July 17, 2014.

(2) Accepted waste at any time since November 8, 1987, or has additional capacity for future waste deposition.

(c) On February 6, 2023, NHDES Commissioner Robert R. Scott signed the Memorandum of Agreement Concerning the Delegation of Authority of the Federal Plan for Existing Municipal Solid Waste Landfills to the New Hampshire Department of Environmental Services by the United States Environmental Protection Agency. On June 27, 2023, Region 1 Deputy Regional Administrator Karen McGuire signed the MoA.

(d) The delegation became fully effective as of October 27, 2023.

[FR Doc. 2023-20880 Filed 9-26-23; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17

[Docket No. FWS-R4-ES-2021-0093; FF09E22000 FXES1113090FEDR 234]

RIN 1018-BF56

Endangered and Threatened Wildlife and Plants; Reclassification of the Relict Darter From Endangered to Threatened With a Section 4(d) Rule

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Final rule.

SUMMARY: We, the U.S. Fish and Wildlife Service (Service), reclassify the relict darter (*Etheostoma chienense*) from endangered to threatened under the Endangered Species Act of 1973 (Act), as amended. The relict darter is a fish species that occupies the Bayou de Chien stream system in western Kentucky. This action is based on a thorough review of the best available scientific and commercial information, which indicates that relict darter is not currently in danger of extinction throughout all or a significant portion of its range, but it is still likely to become so in the foreseeable future. We are also finalizing a rule under section 4(d) of the Act that provides for the conservation of the relict darter.

DATES: This rule is effective October 27, 2023.

ADDRESSES: Public comments and materials we received, as well as supporting documentation we used in preparing this rule, are available for public inspection at <https://www.regulations.gov> at Docket No. FWS-R4-ES-2021-0093.

FOR FURTHER INFORMATION CONTACT: Lee Andrews, Field Supervisor, U.S. Fish and Wildlife Service, Kentucky Ecological Services Field Office, 330 West Broadway, Suite 265, Frankfort, KY 40601; telephone 502-695-0468. Individuals in the United States who are deaf, deafblind, hard of hearing, or have a speech disability may dial 711 (TTY, TDD, or TeleBraille) to access telecommunications relay services. Individuals outside the United States should use the relay services offered within their country to make international calls to the point-of-contact in the United States.

SUPPLEMENTARY INFORMATION:

Executive Summary

Why we need to publish a rule. Under the Act, a species warrants reclassification from endangered to threatened if it no longer meets the definition of endangered (in danger of extinction throughout all or a significant portion of its range). We are reclassifying the relict darter as a threatened species (*i.e.*, “downlisting” the species) because we have determined it is not currently in danger of extinction. Reclassifying a species under the Act can only be accomplished by issuing a rule through the Administrative Procedure Act rulemaking process (5 U.S.C. 551 *et seq.*).

What this document does. This rule reclassifies relict darter from an endangered species to a threatened species on the Federal List of Endangered and Threatened Wildlife (List), with a rule issued under section 4(d) of the Act, based on the species’ current status, which has been improved through implementation of conservation actions.

The basis for our action. Under the Act, we may determine that a species is an endangered or threatened species because of any of five factors: (A) The present or threatened destruction, modification, or curtailment of its habitat or range; (B) overutilization for commercial, recreational, scientific, or educational purposes; (C) disease or predation; (D) the inadequacy of existing regulatory mechanisms; or (E) other natural or manmade factors affecting its continued existence. Based

on the status review, the current threats analysis, and evaluation of conservation measures, we conclude that the relict darter no longer meets the Act’s definition of an endangered species and should be reclassified to a threatened species. The species is no longer in danger of extinction throughout all or a significant portion of its range but is likely to become so within the foreseeable future.

We have determined that the relict darter is a threatened species due to the following threats:

- Habitat destruction and modification caused by sedimentation, stream channelization, removal of riparian vegetation, drainage of riparian wetlands, and point and nonpoint source discharges (Factor A).
- Drought, accidental spills, and other potential catastrophic events (Factor E).
- Low genetic diversity resulting in reduced adaptive capacity and the inability to withstand stochastic disturbances (Factor E).
- Effects from climate change that are likely to exacerbate the impacts of drought, hurricanes, and flooding associated with storms and hurricanes in the future (Factor E).

Section 4(d) rule. We are issuing a rule under the authority of section 4(d) of the Act (a “4(d) rule”) for the relict darter. The 4(d) rule specifically tailors the incidental take exceptions for the relict darter to provide protective mechanisms to State and Federal partners so that they may continue certain activities that are not anticipated to cause direct injury or mortality to the relict darter. These activities will facilitate the conservation and recovery of the species through routine enforcement, assisting sick or injured fish, and the active habitat management this species uniquely requires.

Previous Federal Actions

Please refer to the proposed downlisting rule (87 FR 12056; March 3, 2022) for a detailed description of previous Federal actions concerning the relict darter.

Summary of Changes From the Proposed Rule

In preparing this final rule, we reviewed and fully considered all comments we received during the comment period from the peer reviewers and the public on the proposed rule to reclassify the relict darter. Minor, nonsubstantive changes and clarifications were made to the species status assessment (SSA) report and this document in response to comments. In preparing this final rule,