

- 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 (Pub. L. 104–4);

- Does not have federalism implications as specified in Executive Order 13132 (64 FR 43255, August 10, 1999);

- Is not subject to Executive Order 13045 (62 FR 19885, April 23, 1997) because it approves a state program;

- 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.

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).

This action is subject to the Congressional Review Act (CRA), and the EPA will submit a rule report to each House of the Congress and to the Comptroller General of the United States. This action is not a “major rule” as defined by 5 U.S.C. 804(2).

Under section 307(b)(1) of the CAA, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by October 27, 2025. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements (see section 307(b)(2)).

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Incorporation by reference,

Intergovernmental relations, Nitrogen oxides, Ozone, Reporting and recordkeeping requirements, Volatile organic compounds.

Dated: August 18, 2025.

Joshua F.W. Cook,
Regional Administrator, Region IX.

For the reasons stated in the preamble, the Environmental Protection Agency 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:

■ a. Adding paragraph (c)(121)(i)(G);

■ b. Revising paragraph (c)(207)(i)(D)(5); and

■ c. Adding paragraphs (c)(518)(i)(A)(12) and (c)(628).

The additions and revision read as follows:

§ 52.220 Identification of plan-in part.

* * * * *

(c) * * *
(121) * * *
(i) * * *

(G) Previously approved on May 3, 1984, in paragraph (c)(121)(i)(C) of this section and now deleted without replacement for implementation in the Mojave Desert Air Quality Management District: Rule 1110.

* * * * *

(207) * * *
(i) * * *
(D) * * *

(5) Previously approved on November 1, 1996, in paragraph (c)(207)(i)(D)(3) of this section and now deleted with replacement in paragraph (c)(518)(i)(A)(7) of this section: Rule 1160, adopted on October 26, 1994.

* * * * *

(518) * * *
(i) * * *
(A) * * *

(12) Previously approved on September 10, 2021, in paragraph (c)(518)(i)(A)(7) of this section and now deleted with replacement in (c)(628)(i)(A)(1) of this section: Rule 1160, “Internal Combustion Engines,” amended on January 22, 2018.

* * * * *

(628) The following regulation was submitted electronically on March 3, 2023, by the Governor’s designee as an

attachment to a letter dated February 17, 2023.

(i) *Incorporation by reference.*

(A) Mojave Desert Air Quality Management District.

(1) Rule 1160, “Internal Combustion Engines,” amended on January 23, 2023.

(2) [Reserved]

(B) [Reserved]

(ii) [Reserved]

[FR Doc. 2025–16466 Filed 8–27–25; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA–R06–OAR–2013–0388; FRL–12796–02–R6]

Air Plan Approval; Texas; Interstate Transport Requirements for the 2010 SO₂ NAAQS

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: Pursuant to the Federal Clean Air Act (CAA or the Act), the Environmental Protection Agency (EPA) is approving the portion of the State Implementation Plan (SIP) submitted from the State of Texas demonstrating that the State satisfies the interstate transport requirements of section 110(a)(2)(D)(i)(I), also known as the “good neighbor” provision of the CAA, for the 2010 1-hour sulfur dioxide (SO₂) primary National Ambient Air Quality Standard (NAAQS). The good neighbor provision requires each State’s implementation plan to contain adequate provisions prohibiting the interstate transport of air pollution in amounts that will contribute significantly to nonattainment, or interfere with maintenance, of a NAAQS in any other State.

DATES: This rule is effective on September 29, 2025.

ADDRESSES: The EPA has established a docket for this action under Docket ID No. EPA–R06–OAR–2013–0388. 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, 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. Publicly available docket materials are available electronically through <https://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT: Nevine Salem, EPA Region 6 Office,

Ozone and Infrastructure SIP Section, 214-665-7222, salem.nevine@epa.gov. Please call or email the contact listed above if you need alternative access to material indexed but not provided in the docket.

SUPPLEMENTARY INFORMATION:

Throughout this document “we,” “us,” and “our” means the EPA.

I. Background

Section 110(a)(2)(D)(i)(I) of the CAA requires a State’s SIP to include provisions prohibiting any source or other type of emission activity in the State from emitting any air pollutant in amounts that will contribute significantly to nonattainment, or interfere with maintenance, of the NAAQS in any other State. EPA has long interpreted this language to enact a “functional prohibition” on certain emissions from upwind states, necessitating the EPA’s independent assessment whether those emissions will occur or have been adequately controlled in the State where they originate. The EPA often refers to these requirements as Prong 1 (significant contribution to nonattainment of the NAAQS) and Prong 2 (interference with maintenance of the NAAQS). Additional background for this action is discussed in detail in our June 18, 2025, proposal (90 FR 25924). In that document we proposed to approve the portions of the infrastructure SIP submission adopted by the state of Texas on April 23, 2013, and submitted May 06, 2013, addressing interstate transport for the 2010 1-hour SO₂ NAAQS.

The EPA provided a 30-day review and comment period for the June 18, 2025, proposed rulemaking. The comment period ended on July 18, 2025. We received two comments on our proposed action, one in support from the Texas Commission on Environmental Quality (TCEQ) and another that was outside the scope of our rulemaking from an anonymous commentor. EPA acknowledges receipt of the comments. See section II of this preamble for a brief discussion of the comments and EPA’s response. Full copies of the comments received are included in the docket for this rule making.

II. Response to Comments

Comment: The TCEQ comment states that the EPA’s review of recent air monitoring data in their supplemental analysis arrived at the same conclusion Texas made in the 2013 SIP submittal; Texas does not contribute significantly to nonattainment or maintenance of the 2010 1-hour SO₂ NAAQS in other states.

Response: EPA appreciates the TCEQ’s comment in support of EPA’s rulemaking.

Comment: An anonymous public comment recommends EPA to not accept the Texas plan and notes issues that are outside the scope of this rulemaking.

Response: EPA acknowledges receipt of the anonymous comment. This comment does not address, with any specificity, any particular issues with EPA’s rationale or basis in the proposal, thus we do not have any information upon which to respond that would change our rationale put forward in the proposal. The remainder of the items raised in this comment are outside the scope of this action.

III. Final Action

The EPA is approving the portions of the Texas’ SIP that address two of the interstate transport requirements for the 2010 1-hour SO₂ NAAQS as these portions meet the requirements in CAA section 110 and specifically in 110(a)(2)(D)(i)(I). EPA determines that the Texas SIP contains adequate provisions to ensure that the air emissions in the state will not significantly contribute to nonattainment or interfere with maintenance of the 2010 SO₂ NAAQS in any other state. This action is being taken under section 110 of the Act.

IV. 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:

- 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);
- Is not subject to Executive Order 14192 (90 FR 9065, February 6, 2025) because SIP actions are exempt from review under Executive Order 12866;
- 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 (Pub. L. 104-4);

- Does not have federalism implications as specified in Executive Order 13132 (64 FR 43255, August 10, 1999);

- Is not subject to Executive Order 13045 (62 FR 19885, April 23, 1997) because it approves a state program;

- 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 Clean Air Act.

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 proposed 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).

This action is subject to the Congressional Review Act, and the EPA will submit a rule report to each House of the Congress and to the Comptroller General of the United States. This action is not a “major rule” as defined by 5 U.S.C. 804(2).

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by October 27, 2025. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Incorporation by reference, Interstate transport of pollution, Sulfur oxide.

Dated: August 20, 2025.

Walter Mason,

Regional Administrator, Region 6.

For the reasons stated in the preamble, the Environmental Protection Agency amends 40 CFR part 52 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 SS—Texas

■ 2. In § 52.2270, the second table in paragraph (e), titled “EPA Approved

Nonregulatory Provisions and Quasi-Regulatory Measures in the Texas SIP” is amended by adding an entry for “Interstate transport for the 2010 SO₂ NAAQS (contribute to nonattainment or interfere with maintenance)” at the end of the table to read as follows:

§ 52.2270 Identification of Plan

* * * * *

(e) * * *

EPA APPROVED NONREGULATORY PROVISIONS AND QUASI-REGULATORY MEASURES IN THE TEXAS SIP

Name of SIP provision	Applicable geographic or nonattainment area	State submittal/ effective date	EPA approval date	Comments
Interstate transport for the 2010 SO ₂ NAAQS (contribute to nonattainment or interfere with maintenance).	Statewide	05/06/2013	8/28/2025, 90 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Adequate provisions prohibiting emissions which will contribute significantly to nonattainment in or interfere with maintenance of the 2010 SO ₂ NAAQS in any other State.

* * * * *

[FR Doc. 2025–16467 Filed 8–27–25; 8:45 am]

BILLING CODE 6560–50–P

DEPARTMENT OF DEFENSE

Defense Acquisition Regulations System

48 CFR Part 252

[Docket DARS–2024–0025]

RIN 0750–AM20

Defense Federal Acquisition Regulation Supplement: Limitation on Certain Institutes of Higher Education (DFARS Case 2024–D023); Correction

AGENCY: Defense Acquisition Regulations System, Department of Defense (DoD).

ACTION: Correcting amendments.

SUMMARY: DoD is correcting a final rule that published in the **Federal Register** on August 25, 2025, to correct the provision date in section 252.209–7011.

DATES: Effective August 28, 2025.

FOR FURTHER INFORMATION CONTACT: David Johnson, telephone 202–913–5764.

SUPPLEMENTARY INFORMATION: In the final rule published in the **Federal Register** at 90 FR 41492 on August 25, 2025, titled *Limitation on Certain Institutes of Higher Education*, there was an error in the provision date. This document serves to correct the date.

List of Subjects in 48 CFR Part 252

Government procurement.

Accordingly, 48 CFR part 252 is corrected by making the following correcting amendments:

PART 252—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

■ 1. The authority citation for part 252 continues to read as follows:

Authority: 41 U.S.C. 1303 and 48 CFR chapter 1.

■ 2. Revise and republish section 252.209–7011 to read as follows:

252.209–7011 Representation for Restriction on the Use of Certain Institutions of Higher Education.

As prescribed in 209.170–4, use the following provision:

Representation For Restriction On The Use Of Certain Institutions Of Higher Education (AUG 2025)

(a) *Definitions.* As used in this provision—*Confucius Institute* means—

- (1) Any program that receives funding or support from—
 - (i) The Chinese International Education Foundation; or
 - (ii) The Center for Language Exchange Cooperation of the Ministry of Education of the People's Republic of China; or
- (2) Any cultural institute directly or indirectly funded by the government of the People's Republic of China.

Institution of higher education has the meaning given in 20 U.S.C. 1002.

(b) *Restriction.* As required by section 1062 of the National Defense Authorization Act for Fiscal Year 2021 (Pub. L. 116–283), DoD may

not award a contract with any institution of higher education that hosts a Confucius Institute. Section 1062 prohibits DoD from providing funding to any U.S. institution of higher education hosting a Confucius Institute unless that institution receives a waiver from the Department of Defense Office of the Under Secretary of Defense for Research and Engineering (OUSD(R&E)). The waiver authority terminates on October 1, 2026. Any waiver issued will not apply on or after that date. See the OUSD(R&E) Confucius Institute Waiver Program Guidance to U.S. Institutions of Higher Education at <https://rt.cto.mil/wp-content/uploads/Confucius-Institute-Waiver-Program-Guidance-28Mar2023.pdf>.

(c) *Representation.* By submission of an offer, the Offeror represents that—

- (1) It is not an institution of higher education that hosts a Confucius Institute; or
- (2) The Offeror has obtained a waiver approved by OUSD(R&E).

(End of provision)

Jennifer D. Johnson,

Editor/Publisher, Defense Acquisition Regulations System.

[FR Doc. 2025–16518 Filed 8–27–25; 8:45 am]

BILLING CODE 6001–FR–P