

substantial number of small entities under the RFA. This action will not impose any requirements on small entities beyond those imposed by territorial law. The CDD does not create any new requirements and does not directly regulate any entities.

E. Unfunded Mandates Reform Act (UMRA)

This action does not contain any unfunded mandate as described in UMRA, 2 U.S.C. 1531–1538, and does not significantly or uniquely affect small governments. This action does not impose additional requirements beyond those imposed by territorial law. Accordingly, no additional costs to State, local, or tribal governments, or to the private sector, will result from this action.

F. Executive Order 13132: Federalism

This action does not have federalism implications. It will not have substantial direct effects on the states, on the relationship between the national government and the states, or on the distribution of power and responsibilities among the various levels of government.

G. Executive Order 13175: Coordination With Indian Tribal Governments

This action does not have Tribal implications, as specified in Executive Order 13175, because 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, and will not impose substantial direct costs on Tribal governments or preempt Tribal law. Thus, Executive Order 13175 does not apply to this action.

H. Executive Order 13045: Protection of Children From Environmental Health Risks and Safety Risks

The EPA interprets Executive Order 13045 as applying only to those regulatory actions that concern environmental health or safety risks that the EPA has reason to believe may disproportionately affect children, per the definition of “covered regulatory action” in section 2–202 of the Executive Order. Therefore, this action is not subject to Executive Order 13045 because it merely finalizes a CDD. Furthermore, the EPA’s Policy on Children’s Health does not apply to this action.

I. Executive Order 13211: Actions That Significantly Affect Energy Supply, Distribution, or Use

This action is not subject to Executive Order 13211, because it is not a significant regulatory action under Executive Order 12866.

J. National Technology Transfer and Advancement Act (NTTAA)

Section 12(d) of the NTTAA directs the EPA to use voluntary consensus standards in its regulatory activities unless to do so would be inconsistent with applicable law or otherwise impractical. The EPA believes that this action is not subject to the requirements of section 12(d) of the NTTAA because application of those requirements would be inconsistent with the CAA.

K. Congressional Review Act (CRA)

This action is subject to the 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).

L. Petitions for Judicial Review

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 November 17, 2025. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule 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, Intergovernmental relations, Reporting and recordkeeping requirements, Sulfur oxides.

Dated: September 11, 2025.

Michael Martucci,
Acting 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 AAA—Guam

■ 2. Amend § 52.2679 by adding paragraph (c) to read as follows:

§ 52.2679 Control strategy and regulations: Sulfur dioxide.

* * * * *

(c) Effective October 20, 2025, the EPA has determined, that based on air dispersion modeling, the Piti-Cabras nonattainment area has attained the 2010 1-hour sulfur dioxide NAAQS. This clean data determination suspends the requirement for this area to submit an attainment demonstration, associated reasonably available control measures, including reasonably available control technology, a reasonable further progress plan, emissions limitations and control measures as necessary to provide for attainment, and contingency measures, for as long as this area continues to meet the 2010 1-hour sulfur dioxide NAAQS.

* * * * *

[FR Doc. 2025-18067 Filed 9-17-25; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA-R09-OAR-2025-0216; FRL-12613-02-R9]

Air Plan Approval; Guam; Guam Environmental Protection Agency; New Source Review

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency (EPA) is finalizing an approval of a revision to the Guam state implementation plan (SIP). This revision governs the Guam Environmental Protection Agency’s (GEPA) issuance of permits for stationary sources and focuses on the preconstruction review and permitting of major sources and major modifications under the Clean Air Act (CAA or “the Act”).

DATES: This rule is effective on October 20, 2025.

ADDRESSES: The EPA has established a docket for this action under Docket ID No. EPA-R09-OAR-2025-0216 at <https://www.regulations.gov>. 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 (CBI) or other information the disclosure of which 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. 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.

FOR FURTHER INFORMATION CONTACT:

Cecelia Working, EPA Region IX, 75 Hawthorne St., San Francisco, CA 94105; telephone number: (213) 244-1911; email address: working.cece@epa.gov.

SUPPLEMENTARY INFORMATION:

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

Table of Contents

- I. Proposed Action
- II. Public Comments and EPA Action

- III. Incorporation by Reference
- IV. Statutory and Executive Order Reviews

I. Proposed Action

On June 18, 2025 (90 FR 25984), the EPA proposed to approve the rule listed in table 1. The GEPA is the air pollution control agency for Guam and the designated state¹ lead agency for submitting revisions of the Guam SIP to the EPA. The rule that is the subject of the EPA’s current action was adopted into the Guam Administrative Rules and Regulations (GAR) on December 28, 2022, and became effective on December 29, 2022.²

TABLE 1—SUBMITTED RULE

Air agency	Rule or regulation No.	Rule title	State adoption date	State effective date	State submittal date
GEPA	Title 22, Division 1, Chapter 1, Article 8.	Guam Air Pollution Standards and Regulations New Source Review Requirements for New and Modified Major Sources in SO ₂ Nonattainment Areas Adopted on October 17, 2022.	12/28/2022	12/29/2022	03/13/2025

In our proposed action, we proposed approval of the GEPA’s submitted nonattainment new source review (NNSR) rule because the rule satisfies the applicable NNSR requirements associated with the designation of the Piti-Cabrus area as nonattainment for the 2010 1-hour sulfur dioxide (SO₂) standard. Our proposed action contains more information on the rule and our evaluation.

II. Public Comments and EPA Action

The EPA’s proposed action provided a 30-day public comment period. During this period, no comments were submitted on our proposal. Therefore, the EPA continues to find that the submitted rule should be approved into the Guam SIP because it fulfills all relevant CAA requirements. As authorized in section 110(k)(3) of the Act, the EPA is approving the submitted rule because it fulfills all relevant requirements. Our action will be codified through revisions to 40 CFR 52.2670 (Identification of plan). With this final action, the NNSR element of the EPA’s obligation as to this nonattainment area under the consent decree in *Center for Biological Diversity et al. v. Regan*, No. 4:24-cv-01900-HSG (N.D. Cal.), doc. 28, paragraph 1.c-d will also be met.

III. 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 incorporating by reference Guam Administrative Rules and Regulations Title 22, Division 1, Chapter 1, Article 8, “Guam Air Pollution Standards and Regulations New Source Review Requirements for New and Modified Major Sources in SO₂ Nonattainment Areas Adopted on October 17, 2022,” which was adopted by Guam on December 28, 2022, and effective December 29, 2022. Article 8 is intended to address the CAA’s statutory and regulatory requirements for NNSR permit programs for major sources emitting nonattainment air pollutants under part D of title I of the CAA. The EPA has made, and will continue to make, these materials available through <https://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).

IV. Statutory and Executive Order Reviews

Under the CAA, 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 CAA. 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 Order 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);

¹CAA section 302(d) defines the term “State” to include Guam.

²The Guam Governor signed the law completing the multi-step process for adopting Article 8 into the GAR on December 28, 2022, following an earlier rulemaking process by the GEPA that concluded on

October 17, 2022, and a subsequent legislative approval process that concluded on December 16, 2022.

- 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 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 November 17, 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, Administrative practice and procedure, Air pollution control, Incorporation by reference, Intergovernmental relations, Reporting and recordkeeping requirements, and Sulfur dioxide.

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

Dated: September 10, 2025.

Michael Martucci,

Acting Regional Administrator, Region IX.

For 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 AAA—Guam

- 2. In § 52.2670, the table in paragraph (c) is amended by adding the center heading “Post-2011 Compilation of Rules and Regulations”, “Title 22, Division 1, Chapter 1”, “Article 8” and the entries “Section 1801”, “Section 1801.1”, “Section 1801.2”, “Section 1801.3”, “Section 1801.4”, “Section 1801.5”, “Section 1801.6”, “Section 1801.7”, “Section 1801.8”, “Section 1802”, “Section 1803”, “Section 1803.1”, “Section 1803.2”, “Section 1803.3”, “Section 1803.4”, “Section 1803.5”, “Section 1803.6”, “Section 1804”, “Section 1804.1”, “Section 1804.2”, “Section 1804.3”, “Section 1804.4”, “Section 1804.5”, “Section 1805”, “Section 1805.1”, “Section 1805.2”, “Section 1805.3”, “Section 1806”, “Section 1806.1”, “Section 1806.2”, “Section 1806.3”, “Section 1806.4”, “Section 1806.5”, “Section 1806.6”, “Section 1807”, “Section 1807.1”, “Section 1807.2”, “Section 1807.3”, “Section 1807.4”, “Section 1808”, “Section 1809”, “Section 1810”, and “Section 1811” after the entry “Chapter 17.1–17.4” to read as follows:

§ 52.2670 Identification of plan.

* * * * *
(c) * * *

TABLE 52.2670—EPA APPROVED TERRITORY OF GUAM REGULATIONS

State citation	Title/subject	Effective date	EPA approval date	Explanation
*	*	*	*	*
Post-2011 Compilation of Rules and Regulations				
Title 22, Division 1, Chapter 1				
Article 8				
Section 1801	Applicability Procedures	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1801.1	Preconstruction Review Requirements.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1801.2	Nonattainment Major New Source Review (NSR) Permit Requirement.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1801.3	Emission Calculation Requirements to Determine New Source Review (NSR) Applicability.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1801.4	Major Sources with Plant-Wide Applicability Limitations.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1801.5	Projects That Rely on a Projected Actual Emissions Test.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1801.6	Secondary Emissions	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.

TABLE 52.2670—EPA APPROVED TERRITORY OF GUAM REGULATIONS—Continued

State citation	Title/subject	Effective date	EPA approval date	Explanation
Section 1801.7	Stationary Sources	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1801.8	Environmental Protection Agency Determination.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1802	Definitions	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1803	Application Requirements	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1803.1	Application Submittal	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1803.2	Application Content	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1803.3	Lowest Achievable Emission Rate (LAER).	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1803.4	Certification of Compliance	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1803.5	Analysis of Alternatives	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1803.6	Application Fees	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1804	Emissions Offsets	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1804.1	Offset Requirements	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1804.2	Timing	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1804.3	Quantity	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1804.4	Emission Reduction Requirements.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1804.5	Restrictions on Trading Pollutants.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1805	Administrative Requirements	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1805.1	Ambient Air Quality Standards ..	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1805.2	Air Quality Models	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1805.3	Stack Height Procedures	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1806	Nonattainment Major New Source Review (NSR) Permit—Decision.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1806.1	Preliminary Decision	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1806.2	Nonattainment Major New Source Review (NSR) Permit—Preliminary Decision Requirements.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.

TABLE 52.2670—EPA APPROVED TERRITORY OF GUAM REGULATIONS—Continued

State citation	Title/subject	Effective date	EPA approval date	Explanation
Section 1806.3	Nonattainment Major New Source Review (NSR) Permit Contents.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1806.4	Nonattainment Major New Source Review (NSR) Permit—Final Decision.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1806.5	Ongoing Permit Requirements ..	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1806.6	Technology Clearinghouse	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1807	Source Obligations	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1807.1	Enforcement	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1807.2	Termination	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1807.3	Compliance	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1807.4	Relaxation in Enforceable Limitations.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1808	Public Participation	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1809	Plant-Wide Applicability Limits (PAL).	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1810	Invalidation	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.
Section 1811	Effective Date for Referenced Federal Regulations.	12/29/2022	9/18/2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Submitted on March 13, 2025, as an attachment to a letter of the same date.

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[FR Doc. 2025-18062 Filed 9-17-25; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 282**

[EPA-R09-UST-2025-0035; FRL-12586-02-R9]

Hawaii: Amendment to Approval of State Underground Storage Tank Program Revisions, Codification, and Incorporation by Reference**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Direct final rule.**SUMMARY:** On March 7, 2022, the State of Hawaii (Hawaii or State) received final approval, from the Environmental Protection Agency (EPA), of revisions to its Underground Storage Tank Program (UST Program) under subtitle I of the

Resource Conservation and Recovery Act (RCRA). Pursuant to RCRA, the EPA is taking direct final action, subject to public comment, to amend its final approval of the UST Program. The amendment clarifies the statutory provisions that are part of the approved UST Program and identifies some additional statutory provisions that are broader in scope and not part of the approved UST Program. This action also codifies the EPA's approval of Hawaii's revised UST Program and incorporates by reference those provisions of the State statutes and regulations that the EPA has determined meet the requirements for approval.

DATES: This rule is effective November 17, 2025, unless the EPA receives adverse comment by October 20, 2025. If the EPA receives adverse comment, it will publish a timely withdrawal in the **Federal Register** informing the public that the rule will not take effect. The incorporation by reference of certain publications listed in the regulations is

approved by the Director of the Federal Register as of November 17, 2025.

ADDRESSES: Submit your comments by one of the following methods:

- **Federal eRulemaking Portal:** <https://www.regulations.gov> (our preferred method). Follow the online instructions for submitting comments.

• **Email:** cosson.michael@epa.gov. Include the Docket ID No. [EPA-R09-UST-2025-0035] in the subject line of the message.

Instructions: The EPA's policy is that all comments received through email will be included in the public docket without change and may be available online at <https://www.regulations.gov>, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information for which disclosure is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected through <https://www.regulations.gov>, or email. The