

PART 882—NEUROLOGICAL DEVICES

■ 1. The authority citation for part 882 continues to read as follows:

Authority: 21 U.S.C. 351, 360, 360c, 360e, 360j, 360l, 371.

■ 2. Add § 882.4565 to subpart E to read as follows:

§ 882.4565 Field generator positioning device.

(a) *Identification.* A field generator positioning device is a manual, mechanical device intended to position the field generator of an electromagnetic based stereotaxic navigation system in proximity to a patient. The device may operate independently or adapt existing medical equipment, such as a procedure chair or surgical bed, by using a mechanical interface.

(b) *Classification.* Class I (general controls). The device is exempt from the premarket notification procedures in subpart E of part 807 of this chapter subject to the limitations in § 882.9.

Lowell M. Zeta,

Acting Deputy Commissioner for Policy, Legislation, and International Affairs.

[FR Doc. 2025-21218 Filed 11-25-25; 8:45 am]

BILLING CODE 4164-01-P

direct final rule would not take effect, and we would publish a timely withdrawal in the **Federal Register**. The NIGC subsequently received adverse comments on that direct final rule and is therefore withdrawing this direct final rule. The NIGC may issue a notice of proposed rulemaking in a future edition of the **Federal Register** to initiate action to repromulgate the rule that is withdrawn today. In any such action, the NIGC would address the adverse comments it received on the direct final rule.

National Indian Gaming Commission.

Sharon M. Avery,

Acting Chairwoman.

Jean Hovland,

Vice Chair.

[FR Doc. 2025-21347 Filed 11-25-25; 8:45 am]

BILLING CODE 7565-01-P

which went into effect on December 29, 2024. VA provided a 60-day comment period, which ended on January 7, 2025. VA received one supportive comment, which also contained a request that was outside the scope of the rulemaking. VA is not making any changes to the final regulation based on this comment. For the reasons stated above, VA will adopt the proposed rule as final, with technical changes.

Technical Changes Not Related to Comments

Currently, 38 CFR 1.963(b)(1) establishes a two-year timeframe for individuals to submit a request for waiver from indebtedness for VA notices of indebtedness issued by VA on or before March 31, 1983, without any exception to extend this timeframe. This two-year timeframe was consistent with 38 U.S.C. 5302(a), prior to such statute being amended to substitute “180 days” for the former “two years,” and to newly include an exception to extend the 180-day timeframe if an individual could show their receipt of VA’s notice was delayed. See Public Law 97-306, sec. 407(b), enacted Oct. 14, 1982, effective March 31, 1983.

Subject to this statutory amendment, VA promulgated § 1.963(b)(2) on June 15, 1983, establishing a new timeframe of 180 days from the date of VA notice for those notices issued by VA after March 31, 1983, and including a new exception to extend that timeframe. 48 FR 27400. At the time that VA first promulgated § 1.963(b)(2), this new 180-day timeframe overlapped the former two-year timeframe in § 1.963(b)(1), and so VA retained paragraph (b)(1) to ensure that the former, longer timeframe had adequate time to run. However, paragraph (b)(1) is now obsolete as the former two-year timeframe for notices of indebtedness issued by VA on or prior to March 31, 1983, has long since passed, and there is no statutory exception to extend that two-year timeframe for such notices. VA therefore removes paragraph (b)(1) of § 1.963 in this final rule. In so doing, VA will now only regulate applicable timeframes for individuals to submit requests for waivers of indebtedness in a single paragraph (b) under § 1.963.

VA proposed to revise § 1.963(b)(1) to replace the former 180-day timeframe with one year for *all* notices issued by VA after April 1, 1983, so that application of waiver can be “made within one year following the date of a notice of indebtedness issued on or after April 1, 1983, by the Department of Veterans Affairs to the debtor.” 89 FR 88687. This proposed revision was based on amendments to 38 U.S.C.

NATIONAL INDIAN GAMING COMMISSION**25 CFR Part 559****RIN 3141-AA83****Facility License Notifications; Withdrawal**

AGENCY: National Indian Gaming Commission

ACTION: Direct final rule; withdrawal.

SUMMARY: Due to the receipt of adverse comments, the National Indian Gaming Commission (NIGC) is withdrawing the direct final rule “Facility License Notifications,” published September 29, 2025.

DATES: Effective November 24, 2025, the direct final rule published at 90 FR 46470, September 29, 2025, is withdrawn.

FOR FURTHER CONTACT INFORMATION

CONTACT: Jo-Ann M. Shyloski, Office of General Counsel at the National Indian Gaming Commission, at (202) 632-7003 or info@nigc.gov.

SUPPLEMENTARY INFORMATION: On September 29, 2025, the NIGC published a direct final rule (90 FR 46470). We stated in that direct final rule that if we received adverse comments by October 29, 2025, the

DEPARTMENT OF VETERANS AFFAIRS**38 CFR Part 1****[Docket No. VA-2024-OTHER-0024]****RIN 2900-AS18****Extending Deadline for Debtor To Request a Waiver**

AGENCY: Department of Veterans Affairs

ACTION: Final rule.

SUMMARY: The Department of Veterans Affairs (VA) is finalizing, with technical changes, a proposed rule to amend the time period that a debtor has to request a waiver from 180 days to one year, as mandated by the Cleland Dole Act. Generally, VA is authorized to not recover debts related to benefits payments or overpayments where recovery would be against good conscience and an application for relief is made within the required time period. Allowing an additional six months to request a waiver reduces pressure on veterans by easing the compliance burden.

DATES: This rule is effective on January 26, 2026.

FOR FURTHER INFORMATION CONTACT:

Jeremiah McIntosh, Systems and Procedures Analyst, Office of Finance, Office of Management, (207) 402-9017.

SUPPLEMENTARY INFORMATION: On November 8, 2024, VA published a proposed rule in the **Federal Register**, 89 FR 88686, to amend the time period that a debtor has to request a waiver from 180 days to one year consistent with section 254 of the Cleland Dole Act, Public Law 117-328, Division U,

5302(a)(1) as made by section 254 of the Joseph Maxwell Cleland and Robert Joseph Dole Memorial Veterans Benefits and Health Care Improvement Act of 2022 (Div. U of Pub. L. 117-328, enacted December 29, 2022, hereinafter referred to as “the Act”). However, section 254 of the Act amended 38 U.S.C. 5302(a)(1) to establish a one-year timeframe to apply for waiver *only* for notices of indebtedness issued by VA on and after December 29, 2024, not to any notice issued by VA on or after April 1, 1983, as stated in the proposed rule. Any notice issued by VA from April 1, 1983, through December 28, 2024, would technically still be subject to the former 180-day timeframe in section 5302(a)(1), prior to the most recent amendment to that statute as made by section 254 of the Act (albeit, that former 180-day timeframe lapsed on June 26, 2025, for any notice of indebtedness issued by VA as late as December 28, 2024).

Although the proposed rule did not distinguish the two timeframes for waiver requests based on the effective date of the change made to 38 U.S.C. 5302(a)(1) by section 254 of the Act, the former timeframe of 180 days for notices of indebtedness issued by VA from April 1, 1983, through December 28, 2024, is not relevant. That 180-day timeframe would have lapsed on June 26, 2025, for any notice of indebtedness that VA could have issued as late as December 28, 2024. We acknowledge that 38 U.S.C. 5302(a)(1) provides an exception to extend the 180-day timeframe if an individual could show their receipt of VA’s notice was delayed. However, as of the date of publication of this final rule, VA does not have knowledge that any individual issued a notice by VA as late as December 28, 2024, has otherwise submitted proof to VA that their receipt of VA’s notice was delayed in accordance with the current regulatory language in § 1.963(b)(2), that “as a result of an error by either the Department of Veterans Affairs or the postal authorities, or due to other circumstances beyond the debtor’s control, there was a delay in such individual’s receipt of the notification of indebtedness beyond the time customarily required for mailing (including forwarding).” There would therefore be no risk to VA in publishing a final rule without any date(s) of VA notice otherwise referenced in 38 CFR 1.963(b).

This final rule therefore makes changes from the proposed rule to remove paragraph (b)(1) from § 1.963, and renumber and revise § 1.963(b)(2) as proposed to be a new paragraph (b) that retains the current one-year statutory

timeframe in 38 U.S.C. 5302(a)(1) to submit a request for waiver, but removes the reference to notices of indebtedness by VA issued on or after April 1, 1983.

Executive Orders 12866, 13563, and 14192

VA examined the impact of this rulemaking as required by Executive Orders 12866 (Sept. 30, 1993) and 13563 (Jan. 18, 2011), which direct agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits. A regulatory impact analysis must be prepared for major rules with effects of \$100 million or more in any one year. The Office of Information and Regulatory Affairs has determined that this rulemaking is a significant regulatory action under section 3(f)(1) of Executive Order 12866, as supplemented by Executive Order 13563. This final rule is a deregulatory action under Executive Order 14192 because it reduces pressure on veterans by easing the compliance burden associated with debt waivers by allowing an additional six months to request a waiver. The Regulatory Impact Analysis associated with this rulemaking can be found as a supporting document at www.regulations.gov.

Regulatory Flexibility Act (RFA)

The Secretary hereby certifies that this final rule will not have a significant economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act (5 U.S.C. 601–612). The factual basis for this certification is based on the fact that the final rule only affects individual veteran debtors, not small entities. In addition, the final rule gives debtors more time to request a waiver which will not have a negative economic impact on the debtors. Therefore, pursuant to 5 U.S.C. 605(b), the initial and final regulatory flexibility analysis requirements of 5 U.S.C. 603 and 604 do not apply.

Unfunded Mandates

This final rule will not result in the expenditure by State, local, and Tribal governments, in the aggregate, or by the private sector, of \$100 million or more (adjusted annually for inflation) in any one year.

Paperwork Reduction Act (PRA)

This rulemaking contains no provisions constituting a collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3521).

Congressional Review Act

This rule may result in an annual effect on the economy of \$100 million or more and is considered a major rule as defined by 5 U.S.C. 804(2). Thus, this rule is subject to a 60-day delayed effective date under 5 U.S.C. 801(a)(3).

List of Subjects in 38 CFR Part 1

Administrative practice and procedure, Disability benefits, Penalties, Pensions, Wages.

Signing Authority

Douglas A. Collins, Secretary of Veterans Affairs, approved this document on November 5, 2025, and authorized the undersigned to sign and submit the document to the Office of the Federal Register for publication electronically as an official document of the Department of Veterans Affairs.

Taylor N. Mattson,

*Alternate Federal Register Liaison Officer,
Department of Veterans Affairs.*

For the reasons stated in the preamble, the Department of Veterans Affairs amends 38 CFR part 1 as set forth below:

PART 1—GENERAL PROVISIONS

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

Authority: 38 U.S.C. 501, and as noted in specific sections.

■ 2. Amend § 1.963 by revising paragraph (b) and the sectional authority to read as follows:

§ 1.963 Waiver; other than loan guaranty.

* * * * *

(b) *Application.* A request for waiver of an indebtedness under this section shall only be considered if made within one year following the date of a notice of indebtedness issued by the Department of Veterans Affairs to the debtor. The one-year period may be extended if the individual requesting waiver demonstrated to the Chairperson of the Committee on Waivers and Compromises that, as a result of an error by either the Department of Veterans Affairs or the postal authorities, or due to other circumstances beyond the debtor’s control, there was a delay in such individual’s receipt of the notification of indebtedness beyond the time customarily required for mailing (including forwarding). If the requester does substantiate that there was such a delay in the receipt of the notice of indebtedness, the Chairperson shall direct that the one-year period be computed from the date of the requester’s actual receipt of the notice of indebtedness.

(Authority: 38 U.S.C. 5302(a) and (c); Pub. L. 117-328, Title II, Subtitle E, sec. 254 (Dec. 29, 2022), unless otherwise noted)
 [FR Doc. 2025-21242 Filed 11-25-25; 8:45 am]
 BILLING CODE 8320-01-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA-R05-OAR-2025-0013; FRL-13051-02-R5]

Air Plan Approval; Ohio; Emergency Episodes and Ambient Air Quality Standards

AGENCY: Environmental Protection Agency (EPA).

ACTION: Direct final rule.

SUMMARY: The Environmental Protection Agency (EPA) is approving amendments to Ohio Administrative Code (OAC) Chapter 3745-25, Emergency Episodes and Ambient Air Quality Standards, into Ohio's State Implementation Plan (SIP). The amendments to the rule include minor style changes, correct typographical errors, and update publication and referenced material titles, effective dates, and addresses.

DATES: This direct final rule will be effective January 26, 2026, unless EPA receives adverse comments by December 26, 2025. If adverse comments are received, EPA will publish a timely withdrawal of the direct final rule in the **Federal Register** informing the public that the rule will not take effect.

ADDRESSES: Submit your comments, identified by Docket ID No. EPA-R05-OAR-2025-0013 at <https://www.regulations.gov> or via email to Langman.Michael@epa.gov. For comments submitted at *Regulations.gov*, follow the online instructions for submitting comments. Once submitted, comments cannot be edited or removed from the docket. EPA may publish any comment received to its public docket. Do not submit electronically any information you consider to be Confidential Business Information (CBI), Proprietary Business Information (PBI), or other information whose disclosure is restricted by statute. Multimedia submissions (audio, video, etc.) must be accompanied by a written comment. The written comment is considered the official comment and should include discussion of all points you wish to make. EPA will generally not consider comments or comment contents located outside of the primary submission (*i.e.* on the web, cloud, or other file sharing system). For additional submission

methods, please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section. For the full EPA public comment policy, information about CBI, PBI, or multimedia submissions, and general guidance on making effective comments, please visit <https://www.epa.gov/dockets/commenting-epa-dockets>.

FOR FURTHER INFORMATION CONTACT:

Tyler Salamasick, Air and Radiation Division (AR-18J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886-6206, Salamasick.Tyler@epa.gov. The EPA Region 5 office is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding Federal holidays.

SUPPLEMENTARY INFORMATION:

Throughout this document whenever “we,” “us,” or “our” is used, we mean EPA.

I. What is the background for these actions?

On January 7, 2025, Ohio submitted amendments to OAC 3745-25 as a revision to Ohio's SIP. The amendments to the rules make minor style changes, correct typographical errors, and update publication and referenced material titles, effective dates and addresses. These changes were made to rules 3745-25-01, 3745-25-02, 3745-25-03, 3745-25-04 and 3745-25-05.

On June 16, 2025, Ohio EPA adopted additional amendments to OAC 3745-25. The amendment included an appendix that was unintentionally omitted from the January 7, 2025, submittal. Ohio submitted the request to EPA to include the appendix to OAC 3745-25-04 on July 15, 2025.

On September 2, 2025, Ohio requested that EPA not act on paragraph (A)(4) of OAC 3745-25-02. At Ohio EPA's request, EPA will not take action on paragraph (A)(4) of OAC 3745-25-02.

Ohio's amended rules do not revise emission limits, impact emission standards, or change the scope or intent of each amended rule. Ohio made minor verb tense and rule formatting changes to be consistent with State style and formatting guidelines. Ohio also revised publication and referenced material titles, dates, and websites to refer to more recent versions of each referenced publication. EPA finds that these rule changes are approvable since the changes are minor in nature and do not affect the scope or intent of the rules.

II. What action is EPA taking?

EPA is approving Ohio's amendments to OAC Chapter 3745-25 into Ohio's

SIP. EPA is approving amended rules 3745-25-01, 3745-25-02, 3745-25-03, 3745-25-04 and 3745-25-05 submitted to EPA on January 7, 2025, along with the supplemental submissions submitted on July 15, 2025, and September 2, 2025. EPA is not acting on paragraph (A)(4) of OAC 3745-25-02.

We are publishing this action without prior proposal because we view this as a noncontroversial amendment and anticipate no adverse comments. However, in the proposed rules section of this **Federal Register** publication, we are publishing a separate document that will serve as the proposal to approve the State plan if relevant adverse written comments are filed. This rule will be effective January 26, 2026 without further notice unless we receive relevant adverse written comments by December 26, 2025. If we receive such comments, we will withdraw this action before the effective date by publishing a subsequent document that will withdraw the final action. All public comments received will then be addressed in a subsequent final rule based on the proposed action. EPA will not institute a second comment period. Any parties interested in commenting on this action should do so at this time. Please note that if EPA receives adverse comment on an amendment, paragraph, or section of this rule and if that provision may be severed from the remainder of the rule, EPA may adopt as final those provisions of the rule that are not the subject of an adverse comment. If we do not receive any comments, this action will be effective January 26, 2026.

III. Incorporation by Reference

In this rule, EPA is finalizing regulatory text that includes incorporation by reference. In accordance with requirements of 1 CFR 51.5, EPA is finalizing the incorporation by reference of the Ohio Regulations described in section II of this preamble and set forth in the amendments to 40 CFR part 52 below. EPA has made, and will continue to make, these documents generally available through www.regulations.gov and at the EPA Region 5 Office (please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section of this preamble for more information). Therefore, these materials have been approved by EPA for inclusion in the SIP, have been incorporated by reference by EPA into that plan, are fully federally enforceable under sections 110 and 113 of the Clean Air Act as of the effective date of the final rulemaking of EPA's approval, and will