

ENVIRONMENTAL PROTECTION AGENCY**40 CFR Parts 52 and 81**

[EPA–R09–OAR–2024–0339; FRL–12125–02–R9]

Air Plan Approval; Arizona; Yuma 2015 8-Hour Ozone Nonattainment Area; Redesignation Request and Maintenance Plan**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Final rule.

SUMMARY: The Environmental Protection Agency (EPA) is taking final action to approve the State of Arizona's "SIP Revision: 2015 Ozone NAAQS, Yuma Redesignation Request and Maintenance Plan" ("Yuma Maintenance Plan" or "Plan") as a revision to the Arizona state implementation plan (SIP). The Yuma Maintenance Plan includes, among other elements, an emissions inventory consistent with attainment, a maintenance demonstration, contingency provisions, and a motor vehicle emissions budget for use in transportation conformity determinations for the ten-year maintenance period. With this action, the EPA is approving the motor vehicle emissions budgets for 2020, 2030, and 2037. The EPA is also approving the State's request to redesignate the Yuma nonattainment area ("Yuma area") from nonattainment to attainment for the 8-hour national ambient air quality standards (NAAQS) for ozone promulgated in 2015 ("2015 ozone NAAQS"). The EPA is finalizing this action because this SIP revision meets the applicable Clean Air Act (CAA or "Act") requirements for maintenance plans and because the State has met the requirements under the Act for redesignation of a nonattainment area to attainment with respect to the Yuma area.

DATES: This action is effective on December 18, 2025.

ADDRESSES: The EPA has established a docket for this action under Docket ID No. EPA–R09–OAR–2024–0339. 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 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 for additional availability information. If you need assistance in a language other than English or if you are a person with a disability 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:** Andrew Ledezma, EPA Region IX, 75 Hawthorne St., San Francisco, CA 94105. By phone: (415) 972–3985 or by email at Ledezma.Andrew@epa.gov.

SUPPLEMENTARY INFORMATION: Throughout this document, "we," "us," and "our" refer to the EPA.

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I. Summary of Proposed Action

On November 5, 2024, under CAA section 110(k)(3), the EPA proposed to approve the Yuma Maintenance Plan submitted by the Arizona Department of Environmental Quality (ADEQ) on December 27, 2023, as a revision to the Arizona SIP.¹ In so doing, we proposed to find that the Yuma Maintenance Plan adequately demonstrates that the Yuma area will maintain the 2015 ozone NAAQS for ten years beyond redesignation and includes sufficient contingency provisions to promptly correct any violation of the 2015 ozone NAAQS that may occur, and otherwise meets the requirements for maintenance plans under CAA section 175A. We also proposed to find the motor vehicle emissions budgets ("budgets") for volatile organic compounds (VOC) and nitrogen oxides (NO_x) for 2020, 2030, and 2037 adequate and approve the budgets for transportation conformity purposes.

In our proposed rulemaking, we also proposed to grant ADEQ's request to redesignate the Yuma area from nonattainment to attainment for the 2015 ozone NAAQS pursuant to CAA section 107(d)(3)(E). We proposed to do so based on our conclusion that the Yuma area has attained the 2015 ozone NAAQS based on the following: the most recent three-year period (2020–2022) of quality-assured, certified, and complete ozone data;² the relevant

portions of the Arizona SIP are, or will be as part of this action, fully approved; the improvement in air quality is due to permanent and enforceable emissions reductions; Arizona has met all requirements applicable to the Yuma area with respect to section 110 and part D of the CAA; and based on our proposed approval as described above, the Yuma Maintenance Plan meets the requirements for maintenance plans under section 175A of the CAA. Therefore, Arizona has met the criteria for redesignation under CAA section 107(d)(3)(E) for the Yuma area with respect to the 2015 ozone NAAQS.

Our proposed rulemaking has a detailed discussion of the background for this action, our procedural and substantive review of the Yuma Maintenance Plan and associated budgets, and our rationale for our proposed approval of the Yuma Maintenance Plan and for granting ADEQ's request for redesignation of the Yuma area to attainment.

II. Public Comments and EPA Responses

Our November 5, 2024 (89 FR 87828) proposed rulemaking provided a 30-day public comment period that closed on December 5, 2024. During this comment period we received one comment, which stated that the cannabis industry is responsible for significant greenhouse gas and VOC emissions in Arizona. We acknowledge the comment; however, it fails to assert or explain how the EPA's approval of Arizona's redesignation request for the Yuma area and the Yuma Maintenance Plan is erroneous or otherwise inconsistent with the CAA, applicable regulations, or other authorities. As such, the comment does not require further response in order to finalize the action as proposed.

III. Final Action

Under CAA section 110(k)(3), and for reasons set forth in our November 5, 2024 (89 FR 87828) proposed rulemaking, the EPA is taking final action to approve the Yuma Maintenance Plan submittal as a revision to the Arizona SIP. The EPA finds that the maintenance demonstration showing the area will continue to maintain the 2015 ozone NAAQS for 10 years beyond redesignation, the contingency provisions describing the actions that ADEQ will take in the event of a future monitored violation, and the other elements of the Yuma Maintenance Plan meet all applicable requirements for

¹ 89 FR 87828 (November 5, 2024).

² The Yuma 2015 ozone NAAQS design value for 2024 remained in attainment at 0.069 parts per million; EPA, 2024 AQ5 Design Value Report (AMP480) dated July 8, 2025, included in the docket for this rulemaking; also available at EPA,

Ozone Design Values, 2024, <https://www.epa.gov/air-trends/air-quality-design-values>.

maintenance plans and related contingency provisions in CAA section 175A. The EPA is also approving the budgets for VOC and NO_x for 2020, 2030, and 2037 because they are derived from an approvable maintenance demonstration, are adequate, and meet the applicable transportation conformity requirements under 40 CFR 93.118(e).

Under CAA section 107(d)(3)(D), we are also taking final action to grant ADEQ's request to redesignate the Yuma area to attainment for the 2015 ozone NAAQS, which accompanied the submittal of the Yuma Maintenance Plan. We are doing so based on our conclusion that the area has met the five criteria for redesignation under CAA section 107(d)(3)(E). Our conclusion in this regard is based on our determination of the following: the area has attained the 2015 ozone NAAQS; relevant portions of the Arizona SIP are, or will be as part of this action, fully approved; the improvement in air quality is due to permanent and enforceable reductions in emissions; Arizona has met all requirements applicable to the Yuma area with respect to section 110 and part D of the CAA; and our approval (as part of this action) of the Yuma Maintenance Plan.

IV. Statutory and Executive Order Reviews

Under the Clean Air Act, redesignation of a nonattainment area to attainment and the accompanying approval of a maintenance plan under section 107(d)(3)(E) are actions that affect the status of a geographical area and do not impose any additional regulatory requirements on sources beyond those imposed by the SIP and applicable Federal rules. Redesignation to attainment does not in and of itself create any new requirements, but rather results in the applicability of less stringent requirements contained in the CAA for areas that have been redesignated to attainment. Moreover, 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, these actions merely approve a SIP revision and redesignation request as meeting Federal requirements and do not impose additional requirements beyond those imposed by State law. For these reasons, these actions:

- 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);

- 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);
- 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; and

The EPA has identified Tribal areas within the Yuma area covered by this rule that would be potentially affected by this final action. Specifically, the Cocopah Tribe of Arizona and the Quechan Tribe of the Fort Yuma Indian Reservation are located within the boundaries of the Yuma area.

The EPA has concluded that this rule may have Tribal implications for these Tribes for the purposes of transportation conformity, as this document sets motor vehicle emissions budgets for ozone precursors for the Yuma area, which includes some Tribal roads. The EPA has communicated with the potentially affected Tribes located within the boundaries of the Yuma area.³

³ Letter dated June 4, 2024, from Matthew Lakin, Director, EPA Region IX to Sherry Cordova, Chairwoman, Cocopah Tribe of Arizona, Subject: "Invitation to Consult on a Redesignation Request and Maintenance Plan from the State of Arizona for the 2015 Ozone National Ambient Air Quality Standards (NAAQS)," and letter dated June 4, 2024 from Matthew Lakin, Director, EPA Region IX to Jordan Joaquin, President, Quechan Tribe of the Fort Yuma Indian Reservation, Subject: "Invitation to Consult on a Redesignation Request and Maintenance Plan from the State of Arizona for the 2015 Ozone National Ambient Air Quality Standards (NAAQS)."

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 January 20, 2026. 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

40 CFR Part 52

Environmental protection, Air pollution control, Incorporation by reference, Nitrogen dioxide, Particulate matter, Reporting and recordkeeping requirements, Sulfur dioxide, Volatile organic compounds.

40 CFR Part 81

Environmental protection, Air pollution control, National parks, Wilderness areas.

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

Dated: September 29, 2025.

Michael Martucci,

Acting Regional Administrator, Region IX.

For the reasons stated in the preamble, the EPA amends 40 CFR parts 52 and 81 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 D—Arizona

- 2. Section 52.120 is amended in paragraph (e), table 1, under the heading "Part D Elements and Plans (Other than for the Metropolitan Phoenix or Tucson Areas)" by adding an entry for "SIP Revision: 2015 Ozone NAAQS, Yuma Redesignation Request and Maintenance Plan" before the entry for "SIP Revision: Marginal Ozone Plan for the Yuma Nonattainment Area (dated December 17, 2020), excluding chapter D and appendix C" to read as follows:

§ 52.120 Identification of plan.

(e) * * *

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TABLE 1—EPA-APPROVED NON-REGULATORY AND QUASI-REGULATORY MEASURES

[Excluding certain resolutions and statutes, which are listed in tables 2 and 3, respectively]¹

Name of SIP provision	Applicable geographic or nonattainment area or title/subject	State submittal date	EPA approval date	Explanation
*	*	*	*	*
Part D Elements and Plans (Other than for the Metropolitan Phoenix or Tucson Areas)				
SIP Revision: 2015 Ozone NAAQS, Yuma Redesignation Request and Maintenance Plan.	Yuma 2015 8-hour ozone nonattainment area.	December 27, 2023.	November 18, 2025, 90 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Adopted by the Arizona Department of Environmental Quality on December 15, 2023, and submitted to the EPA as an attachment to a letter dated December 27, 2023.
*	*	*	*	*

¹ Table 1 is divided into three parts: Clean Air Act section 110(a)(2) State Implementation Plan Elements (excluding Part D Elements and Plans), Part D Elements and Plans (other than for the Metropolitan Phoenix or Tucson Areas), and Part D Elements and Plans for the Metropolitan Phoenix and Tucson Areas.

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PART 81—DESIGNATION OF AREAS FOR AIR QUALITY PLANNING PURPOSES

■ 3. The authority citation for part 81 continues to read as follows:

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

Subpart C—Section 107 Attainment Status Designations

■ 4. Section 81.303 is amended in the table “Arizona—2015 8-Hour Ozone NAAQS [Primary and Secondary]” by

ARIZONA—2015 8-HOUR OZONE NAAQS
[Primary and Secondary]

revising the entry for “Yuma, AZ” to read as follows:

§ 81.303 Arizona.

* * * * *

Designated area ¹	Designation		Classification	
	Date ²	Type	Date ²	Type
Yuma, AZ	December 18, 2025 ..	Attainment.		
Yuma County (part): That portion within Yuma County of the area described by the following: 1. Bounded on the north and west by the Arizona state line. 2. Bounded on the south by the line of latitude at 32°39'20" N. 3. Bounded on the east by the line of longitude 114°33'50" W. 4. And excluding the sections 10, 11, and 12 of township T9S, R23W and any portion in Indian Country. Cocopah Tribe of Arizona. Quechan Tribe of the Fort Yuma Indian Reservation.				
*	*	*	*	*

¹ Includes any Indian country in each county or area, unless otherwise specified. EPA is not determining the boundaries of any area of Indian country in this table, including any area of Indian country located in the larger designation area. The inclusion of any Indian country in the designation area is not a determination that the state has regulatory authority under the Clean Air Act for such Indian country.

² This date is August 3, 2018, unless otherwise noted.

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[FR Doc. 2025–20095 Filed 11–17–25; 8:45 am]

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**ENVIRONMENTAL PROTECTION
AGENCY****40 CFR Parts 52 and 81****[EPA–R07–OAR–2025–0693; FRL–12887–
02–R7]****Air Plan Approval; State of Kansas;
Attainment Redesignation for 2008
Lead NAAQS and Associated
Maintenance Plan****AGENCY:** Environmental Protection
Agency (EPA).**ACTION:** Final rule.

SUMMARY: The Environmental Protection Agency (EPA) is taking final action to approve the request from the State of Kansas (the State) to redesignate portions of Salina County, Salina, Kansas (Salina area) to attainment for the 2008 lead National Ambient Air Quality Standards (NAAQS). The EPA's approval of the redesignation request is based on the determination that the Salina area has met the criteria for redesignation to attainment set forth in the Clean Air Act (CAA), including the determination that the area has attained the standard. Additionally, the EPA is granting final approval of the State's plan for maintaining the 2008 lead NAAQS in the Salina area for ten years beyond redesignation.

DATES: This final rule is effective on December 18, 2025.

ADDRESSES: The EPA has established a docket for this action under Docket ID No. EPA–R07–OAR–2025–0693. 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.*, Confidential Business Information (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 through <https://www.regulations.gov> or please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section for additional information.

FOR FURTHER INFORMATION CONTACT: Jennifer Kissel, Environmental Protection Agency, Region 7 Office, Air and Radiation Division, 11201 Renner Boulevard, Lenexa, Kansas 66219; telephone number: (913) 551–7982; email address: kissel.jenny@epa.gov.

SUPPLEMENTARY INFORMATION:

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

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I. What is being addressed in this document?

The EPA is granting final approval of the request submitted by the State of Kansas to redesignate the Salina County, Salina, Kansas nonattainment area to attainment for the 2008 lead NAAQS. On March 20, 2025 the State submitted a request for redesignation that demonstrates NAAQS attainment and an associated maintenance plan to ensure that the area continues to attain the standard. On August 7, 2025 the EPA published a Notice of Proposed Rulemaking (NPRM) which proposed to approve the redesignation request and associated maintenance plan (90 FR 38095).

As part of this action, the EPA is approving a revision to the Kansas SIP to incorporate Construction Permit #1690035, which was issued on December 27, 2018 (hereinafter referred to as the December 2018 permit) for the Stryten Salina, LLC facility (formerly known as Exide Technologies, hereinafter referred to as Stryten) which contains an updated control strategy to control lead emissions. The December 2018 permit was submitted by the State for incorporation into the SIP in 40 CFR 52.870(d). The December 2018 permit incorporates three permit modifications to the facility's construction permit that was originally issued August 18, 2014 (hereinafter referred to as the August 2014 Permit).

The basis for the EPA's final approval is that the area met the requirements of the CAA for approval as discussed below and in the NPRM.

II. Background

As described in the NPRM published on August 7, 2025, the EPA has determined that the area has met the criteria for section 107(d)(3)(E) of the CAA and that the State's maintenance plan will ensure that the area continues to attain the standard.

As discussed in the NPRM the Stryten lead acid battery manufacturing plant located in Salina, KS was the main source of lead emissions impacting the violating monitor. Stryten implemented contingency measures and additional

control strategies made enforceable through modifications to the August 2014 permit, the most recent of which is the December 2018 permit.¹ The additional emission reduction measures in the December 2018 permit included better control device filtration efficiency and monitoring, expansion of negative pressure ventilation of all lead-emitting process areas, additional paving of plant property, and dust suppression on plant grounds and roadways using a water truck and vacuum street sweeper. See the State's maintenance plan and the December 2018 permit for more information on the updated control strategy.

Following implementation of the additional emission reduction measures starting in 2017, ambient lead concentrations decreased in the area. Air quality monitoring data from 2017–2019, 2018–2020, and 2019–2021 show attainment of the 2008 lead NAAQS.

The public comment period on the EPA's proposed rule opened August 7, 2025, the date of its publication in the **Federal Register**, and closed on September 8, 2025. During this period, the EPA received comments from the State in an email from the Kansas Department of Health and Environment (KDHE) that is included in the docket of this action. Comments are addressed in section III.

III. The EPA's Response to Comments

Comment 1: KDHE requests that the EPA clarify that the State submitted its attainment plan for the Salina nonattainment area on February 3, 2015 as specified in 40 CFR 52.870(e)(43).

Response 1: The EPA agrees with this comment and clarifies that the attainment plan for the Salina nonattainment area was received by the EPA on February 25, 2015, as stated in 81 FR 47034 (July 20, 2016).

Comment 2: KDHE requests that the EPA reference KDHE's SIP-approved minor NSR regulatory program in its analysis of whether the area has met all redesignation requirements, specifically whether it has met all applicable requirements under CAA section 110 and part D.

Response 2: The EPA notes that the State's redesignation request and maintenance plan for the Salina nonattainment area included a discussion of the State's minor NSR

¹ Modifications to Stryten's August 2014 construction permit were also issued on January 11, 2017 and June 23, 2017. The December 2018 permit modification incorporates and maintains requirements from the previous construction permits. The December 2018 permit modification is included in appendix A of the State's maintenance plan.