

Portal.⁴⁴ Accordingly, the EPA is proposing to approve the State's April 2, 2025 revision adding section V.A.8.b. to Reg. 26, Part B, because it addresses the CAA section 110 and 40 CFR 51.211 regulatory requirements for enforceability.

VI. Proposed Action

For the reasons explained above, the EPA proposes to approve the relocation of Reg. 7, Part C, sections I.L. and I.O. to Reg. 25, Part B, sections I.L. and I.O. as detailed in Colorado's May 23, 2024 SIP submittal. The EPA also proposes to approve Colorado's April 2, 2025 SIP revisions to metal parts and metal products coatings rules in Reg. 25, Part B, section I.L.6.; wood products coatings rules in Reg. 25, Part B, section I.O.6.; rules for combustion equipment at major sources in Reg. 26, Part B, section II.A.8.c.; and rules for foam manufacturing operations in Reg. 26, Part B, section V.A.8.b. The EPA is soliciting public comments on the proposed action and our rationale for the proposed action. The EPA will accept comments from the public on this proposal for the next 30 days and will consider comments before taking final action. In finalizing action on this proposal as well as the August 6, 2024 proposal, the EPA intends to respond to: (1) the comments that may be submitted concerning this proposal that address our proposed approval with respect to reporting requirements for metal parts and metal products coatings, wood products coatings, combustion equipment at major sources, and foam manufacturing; and (2) the public comments that were already submitted with respect to the proposed approval aspect of our August 6, 2024 proposal, which is not superseded by this proposal and for which the EPA is not soliciting additional comments in this action.

VII. Incorporation by Reference

In this document, the EPA is proposing to include regulatory text in an EPA final rule that includes incorporation by reference. In accordance with requirements of 1 CFR 51.5, the EPA is proposing to incorporate by reference Colorado Air Quality Control Commission Reg. 25 pertaining to the "Control of Emissions from Surface Coating, Solvents, Asphalt, Graphic Arts and Printing, and Pharmaceuticals," Reg. 26 pertaining to the "Control of Emissions from Engines and Major Stationary Sources" and Reg.

7 pertaining to the "Control of Ozone via Ozone Precursors and Control of Hydrocarbons via Oil and Gas Emissions (Emissions of Volatile Organic Compounds (VOC) & Nitrogen Oxides (NO_x))" (as specified in sections III.A. and V.A. above). The EPA has made, and will continue to make, these materials generally available through <https://www.regulations.gov> and at the EPA Region 8 Office (please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section of this preamble for more information).

VIII. 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 proposes to approve 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 an Executive Order 14192 (90 FR 9065, February 6, 2025) regulatory action because this action is not significant 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 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).

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Carbon oxides, Incorporation by reference, Intergovernmental relations, Lead, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements, Sulfur oxides, Volatile organic compounds.

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

Dated: June 11, 2026.

Cyrus M. Western,

Regional Administrator, Region 8.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 660

[RTID 0648–XE919]

Fisheries Off West Coast States; Coastal Pelagic Species Fisheries; Amendment 22 to the Coastal Pelagic Species Fishery Management Plan

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Announcement of availability of fishery management plan amendment; request for comments.

SUMMARY: The Pacific Fishery Management Council (Council) has submitted Amendment 22 to the Coastal Pelagic Species (CPS) Fishery Management Plan (FMP) for review by the Secretary of Commerce. This notification announces that the proposed Amendment 22 to the CPS FMP is available for public review and comment and is currently being reviewed by NMFS for approval, disapproval, or partial approval. If approved, Amendment 22 would update essential fish habitat (EFH) provisions for stocks managed under the CPS FMP based on a recent review of available

⁴⁴ See p. 2–3 of the Commitment Letter for a description of ways the public can access records and information.

information. There are no management measures proposed as part of this action, and no regulations are necessary to implement the proposed updates. The Council has proposed this amendment with the intention to promote the goals and objectives of the Magnuson-Stevens Fishery Conservation and Management Act (MSA), the CPS FMP, and other applicable laws. NMFS will consider public comments in deciding whether to approve, disapprove, or partially approve Amendment 22.

DATES: Comments on this announcement of availability must be received by August 24, 2026, to be considered in the decision whether to approve, disapprove, or partially approve Amendment 22.

ADDRESSES: You may submit comments on this document, identified by NOAA–NMFS–2025–0051, by the following method:

- **Electronic Submissions:** Submit all electronic public comments via the Federal e-Rulemaking Portal. Go to <https://www.regulations.gov> and type NOAA–NMFS–2025–0051 in the Search box (note: copying and pasting the FDMS Docket Number directly from this document may not yield search results). Click the “Comment” icon, complete the required fields, and enter or attach your comments.

Instructions: Comments must be submitted by the above method to ensure that the comments are received, documented, and considered by NMFS. Comments sent by any other method, to any other address or individual, or received after the end of the comment period, may not be considered. All comments received are a part of the public record and will generally be posted for public viewing on <https://www.regulations.gov> without change. All personal identifying information (e.g., name, address, etc.) submitted voluntarily by the sender will be publicly accessible. Do not submit confidential business information, or otherwise sensitive or protected information. NMFS will accept anonymous comments (enter “N/A” in the required fields if you wish to remain anonymous).

Electronic Access

This announcement of availability is accessible via the internet on the Office of the Federal Register website at <https://www.federalregister.gov/>. Additionally, background information and documents are available on the Pacific Fishery Management Council’s website at <https://www.pcouncil.org/actions/cps-fmp-amendment-22/>.

FOR FURTHER INFORMATION CONTACT:

Laura Gray, Sustainable Fisheries Division, NMFS, (301) 427–8490, Laura.Gray@noaa.gov; or Kerry Griffin, Staff Officer, Pacific Fishery Management Council, (503) 820–2409, Kerry.Griffin@pcouncil.org.

SUPPLEMENTARY INFORMATION:

The MSA requires each regional fishery management council to submit any amendment to an FMP to NMFS for review and approval, disapproval, or partial approval. The MSA also requires that NMFS, upon receiving an amendment to an FMP, immediately publish a notification in the **Federal Register** that the amendment is available for public review and comment (16 U.S.C. 1854(a)(1)(B)). This notification announces that the proposed Amendment 22 to the CPS FMP is available for public review and comment. NMFS will consider the public comments received during the comment period described above in determining whether to approve, disapprove, or partially approve Amendment 22.

Background

The MSA mandates that each FMP describe and identify EFH for the fishery (16 U.S.C. 1853(7)). EFH is defined as “those waters and substrate necessary to fish for spawning, breeding, feeding or growth to maturity” (16 U.S.C. 1802(10)). Under this authority, NMFS and the Council have developed a comprehensive strategy to conserve EFH. This includes incorporating EFH into each of the Council’s FMPs, identifying fishing and non-fishing impacts and associated conservation recommendations, and other required EFH elements. EFH requirements and the process for periodic EFH reviews are described in the EFH regulations at 50 CFR 600.815(a).

EFH was originally described for CPS species under Amendment 8 to the FMP, implemented in January 2000, in both the text of the FMP (section 2.3.1.2) and Appendix D. An EFH designation for krill was adopted in 2009 under Amendment 12, which added those species to the FMP as prohibited harvest species. The species currently managed under the CPS FMP include Pacific sardine (*Sardinops sagax*), Pacific mackerel (*Scomber japonicus*), northern anchovy (*Engraulis mordax*), market squid (*Doryteuthis opalescens*), Jack mackerel (*Trachurus symmetricus*), and all species of krill (Euphausiids) in the West Coast Exclusive Economic Zone (EEZ). EFH provisions of the CPS FMP were reviewed comprehensively in 2010, at which time revisions were

found not warranted. The Council initiated the latest review of the EFH provisions in 2020. Based on a literature review and an evaluation of that material by the Council’s CPS Management Team, the Council determined in 2021 that new information warranted updating the EFH provisions in the FMP. The Council took final action in June 2023.

Summary of Proposed Amendment 22

This section describes the proposed updates that Amendment 22 would make to EFH provisions in the CPS FMP, which the Council recommended based on a review of available information. The revised FMP text and Appendix D to the FMP include supporting information and rationale for the modifications recommended by the Council. There are no management measures proposed as part of this action, and no regulations are necessary to implement the proposed changes.

Species Groupings: Regulatory guidance at 50 CFR 600.815(a)(1)(iv)(E) allows that EFH be designated for *assemblages of species or life stages that have similar habitat needs and requirements*. Market squid are proposed to be removed from their prior species grouping with the CPS finfish assemblage based on differences in life histories, distributions, and habitat needs. The assemblage of “other krill” is proposed to include three additional species, updated in Appendix D with corresponding updates in the text of the FMP, to ensure the list of “All Species in West Coast EEZ” is accurate. The following species would be included in the discussion of “other krill” EFH: *Thysanoessa inspinata*, *Stylocheiron affine*, and *Euphasia hemigibba*.

EFH Description and Identification, Species Distribution and Habitat, Life History, and Relevant Trophic Information: Because market squid would be described separately from the CPS finfish assemblage for the first time, the EFH provisions would be updated with an EFH definition and more information on the distribution and habitat of this species. Market squid EFH would be defined as the area from the shoreline seaward to the extent of its 5.8 percent distribution probability, including waters to a depth of 300 meters (m), and where the sea surface temperature is between 7° and 24°C along the coasts of California, Oregon, and Washington. This definition would include U.S. waters of Puget Sound and the Salish Sea and exclude other estuarine waters on the Pacific Coast. Market squid EFH would also include soft, sandy substrates 13 m to 93 m of depth for spawning adults and the egg

capsule stage. EFH for all CPS finfish and krill remain as previously defined, but information on these species would be improved with updated distributional data and maps. Overall, descriptions of all species' life histories, habitats, and relevant trophic information would be augmented to reflect available scientific information, given advances in knowledge since the last update to EFH provisions of the CPS FMP.

Non-Fishing Impacts and Conservation and Enhancement

Measures: The existing list of non-fishing impacts and conservation and enhancement measures would be updated based on a recent NMFS publication which comprehensively describes non-fishing impacts and conservation measures that may be relevant to EFH for CPS species.

Research and Information Needs: The Council adopted several Research and Information (R&I) Needs, as required by EFH regulations. This list would be updated with respect to oceanographic and environmental factors, species

distributions, habitat features that might inform the designation of Habitat Areas of Particular Concern (HAPCs), trophic ecology, and fishing effects.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: June 18, 2026.

Kelly Denit,

*Director, Office of Sustainable Fisheries,
National Marine Fisheries Service.*

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