

ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 52****[EPA–R09–OAR–2026–2608; FRL–13323–02–R9]****Determination of Attainment by the Attainment Date and Clean Data Determination for the 2012 Annual Fine Particulate Standard; Plumas County, California****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Final rule.

SUMMARY: The Environmental Protection Agency (EPA) is finalizing our determination that the Portola nonattainment area in Plumas County, California, attained the 2012 annual fine particulate matter (“PM_{2.5}”) national ambient air quality standard (NAAQS or “standard”) by the December 31, 2025 “Serious” area attainment date. This determination is based on ambient air quality monitoring data from 2023 through 2025. We are also finalizing a clean data determination (CDD) based on the 2023 through 2025 data and our evaluation of preliminary air quality monitoring data from 2026.

DATES: This rule is effective September 14, 2026.

ADDRESSES: The EPA has established a docket for this action under Docket ID No. EPA–R09–OAR–2026–2608. 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 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: Lindsay Wickersham, Planning Section (AIR–2–1), EPA Region IX, 75 Hawthorne Street, San Francisco, CA 94105; telephone number: (415) 947–4192; email address: wickersham.lindsay@epa.gov.

SUPPLEMENTARY INFORMATION:

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

Table of Contents

- I. Summary of the Proposed Action
- II. Public Comment
- III. Final Action
- IV. Statutory and Executive Order Reviews

I. Summary of the Proposed Action

On May 14, 2026, the EPA proposed to determine, based on complete (or otherwise validated), quality-assured, and certified data, meeting the requirements of 40 CFR part 50, appendix N for 2023 through 2025, that the Portola PM_{2.5} nonattainment area attained the 2012 annual PM_{2.5} NAAQS by its December 31, 2025 attainment date.¹

In accordance with 40 CFR 51.1015, we also proposed to issue a CDD for the Portola PM_{2.5} nonattainment area for the 2012 annual PM_{2.5} NAAQS based on the 2023–2025 data.²

The EPA’s proposal explained that if we were to finalize the CDD, the requirements for the area to submit attainment planning provisions to meet the requirements for an attainment plan for the 2012 annual PM_{2.5} NAAQS, including an attainment demonstration, reasonable further progress plan, quantitative milestones, quantitative milestone reports, and contingency measures, would be suspended until such time as: (1) the area is redesignated to attainment, after which such requirements are permanently discharged; or (2) the EPA determines that the area has re-violated the PM_{2.5} NAAQS, at which time the state shall submit such attainment plan elements for the Serious nonattainment area by a future date to be determined by the EPA and announced through publication in the **Federal Register** at the time the EPA determines the area is violating the 2012 PM_{2.5} NAAQS.³ The requirements to submit emissions inventories, best available control measures, including control technologies, and a nonattainment new source review permitting program for the Serious nonattainment area will remain in effect.

Finally, the EPA’s proposal explained that the CDD does not constitute a redesignation to attainment. The Portola PM_{2.5} nonattainment area will remain designated nonattainment for the 2012 annual PM_{2.5} NAAQS until such time as the EPA determines, pursuant to sections 107 and 175A of the Clean Air

Act (CAA), that the Portola PM_{2.5} nonattainment area meets the CAA requirements for redesignation to attainment, including an approved maintenance plan showing that the area will continue to meet the 1997 annual PM_{2.5} NAAQS for 10 years.⁴

Please see our May 14, 2026 proposed rulemaking for additional background and a detailed explanation of the rationale for our proposed action.⁵

II. Public Comment

The public comment period for the proposed rulemaking opened on May 14, 2026,⁶ the date of its publication in the **Federal Register**, and closed on June 15, 2026. During this period, the EPA received one comment submission that discussed diesel generator exhaust associated with data centers around the nation. As this action only concerns the Portola PM_{2.5} nonattainment Area, and because there are no data centers in this area, this comment is not germane to our action and does not require a response. The comment is included in the docket for this action.

III. Final Action

For the reasons discussed in detail in our proposed action, the EPA is finalizing our determination that the Portola PM_{2.5} nonattainment area has attained the 2012 annual PM_{2.5} NAAQS by the December 31, 2025 attainment date, based on complete, quality-assured, and certified ambient air quality monitoring data for the 2023–2025 monitoring period.⁷ The EPA is taking this final action pursuant to CAA section 179(c)(1).

Preliminary data available in the EPA’s Air Quality System (AQS) for 2026 (January through March) indicate that the Portola nonattainment area continues to show concentrations consistent with attainment of the 2012 annual PM_{2.5} NAAQS;⁸ therefore, as provided in 40 CFR 51.1015, we are also finalizing a CDD. Consequently, the requirements for the state to submit any SIP revisions related to attainment of the 2012 annual PM_{2.5} NAAQS for this

⁴ Id.

⁵ 91 FR 27724 (May 14, 2026).

⁶ Id.

⁷ EPA AQS Design Value Report, AMP480, dated March 31, 2026. (Report Request ID: 2367374).

⁸ EPA, AQS Design Value Report, AMP480, dated June 23, 2026. (Report Request ID: 2390857). Although the Q1 mean of 19.32 µg/m³ exceeds the NAAQS, the means for Q2 and Q3 are expected to be significantly lower, because Q1 corresponds with the winter months, when PM_{2.5} concentrations in the area peak due to bowl-shaped topography, cold stagnant winters, and extensive use of residential wood stoves. Q1 2026 concentrations are consistent with the historic trend of data years that have recorded annual averages attaining the NAAQS. See 83 FR 64774, 64788.

¹ 91 FR 27224 (May 14, 2026).

² Id.

³ 40 CFR 51.1015(b).

area, including an attainment demonstration, reasonable further progress plan, quantitative milestones, quantitative milestone reports, and contingency measures, will be suspended for so long as the area continues to attain this NAAQS. This final determination that the Portola nonattainment area has attained the 2012 annual PM_{2.5} NAAQS does not constitute a redesignation of the area to attainment. The designation status of the Portola nonattainment area will remain “Serious” nonattainment for the 2012 annual PM_{2.5} NAAQS until such time as the EPA determines, pursuant to sections 107 and 175A of the CAA, that the area meets the CAA requirements for redesignation to attainment, including an approved maintenance plan showing that the area will continue to meet the standard for 10 years.

IV. Statutory and Executive Order Reviews

Additional information about these statutes and Executive Orders can be found at <https://www.epa.gov/laws-regulations/laws-and-executive-orders>.

A. Executive Order 12866: Regulatory Planning and Review and Executive Order 13563: Improving Regulation and Regulatory Review

This action is not a significant regulatory action and was therefore not submitted to the Office of Management and Budget (OMB) for review.

B. Executive Order 14192: Unleashing Prosperity Through Deregulation

This action is not an Executive Order 14192 regulatory action because this action is not significant under Executive Order 12866.

C. Paperwork Reduction Act (PRA)

This action does not impose an information collection burden under the PRA because this action does not impose additional requirements beyond those imposed by state law.

D. Regulatory Flexibility Act (RFA)

I certify that this action will not have a significant economic impact on a substantial number of small entities under the RFA. This action will not impose any requirements on small entities beyond those imposed by state law.

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 state 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. As there are no federally recognized Tribes within the Portola nonattainment area,⁹ the final determination of attainment by the attainment date and CDD do not apply to Tribal areas, and the final rule would not impose a burden on Indian reservation lands or other areas where the EPA or an Indian Tribe has demonstrated that a Tribe has jurisdiction within the Portola nonattainment area. Thus, this final 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.

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. This action is not subject to Executive Order 13045 because it does not concern an environmental health risk or safety risk.

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.

⁹ Map of Federally-Recognized Tribes in EPA’s Pacific Southwest (Region 9) is available at <https://www.epa.gov/tribal-pacific-sw/map-federally-recognized-tribes-epas-pacific-southwest-region-9>.

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 October 13, 2026. 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, Particulate matter, Reporting and recordkeeping requirements.

Dated: August 3, 2026.

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 F—California

- 2. Section 52.247 is amended by adding paragraph (u) to read as follows:

§ 52.247 Control Strategy and regulations: Fine Particle Matter.

* * * * *

(u) Determination of attainment.

Effective September 14, 2026, the EPA has determined that, based on 2023 to 2025 ambient air quality data, the Portola PM_{2.5} nonattainment area has attained the 2012 annual PM_{2.5} NAAQS by the applicable attainment date of December 31, 2025. Therefore, the EPA has met the requirement pursuant to CAA section 179(c)(1) to determine whether the area attained the standards. Under the provisions of the EPA's PM_{2.5} implementation rule (see 40 CFR 51.1015), this determination suspends the requirements for this area to submit an attainment demonstration, a reasonable further progress plan, quantitative milestones, quantitative milestone reports, contingency measures, and any other planning SIP revisions related to attainment for as long as this area continues to attain the 2012 annual PM_{2.5} NAAQS. If the EPA determines, after notice-and-comment rulemaking, that this area no longer meets the 2012 annual PM_{2.5} NAAQS, the corresponding determination of attainment for that area shall be withdrawn.

[FR Doc. 2026-16510 Filed 8-12-26; 8:45 am]

BILLING CODE 6560-50-P

FEDERAL COMMUNICATIONS COMMISSION**47 CFR Part 8**

[CG Docket No. 22-2, GN Docket No. 25-133; FCC 26-48; FR ID 361584]

Empowering Broadband Consumers Through Transparency**AGENCY:** Federal Communications Commission.**ACTION:** Final rule.

SUMMARY: In this document, the Federal Communications Commission (Commission) eliminates or modifies certain broadband label requirements to ensure that consumers have clear, accurate, and concise information when shopping for broadband plans. Specifically, the Commission enables providers to describe label information in a natural, conversational style over the phone; simplify fee presentation to avoid clutter; remove outdated information from the label; use links or icons at point-of-sale to avoid unwieldy amounts of information that can overwhelm consumers; and eliminate requirements that go beyond our mandate. At the same time, the Commission ensures the labels remain

accessible to people with disabilities, and that labels are displayed in the same language(s) used when marketing a service.

DATES: Effective September 14, 2026, except for instruction 3 (§ 8.1(a)), which is delayed indefinitely. The Commission will publish a document in the **Federal Register** announcing the effective date.

ADDRESSES: Federal Communications Commission, 45 L Street NE, Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: For further information about the Report and Order (*Order*), contact Michelle Branigan of the Consumer and Governmental Affairs Bureau at (202) 418-1345 or Michelle.Branigan@fcc.gov.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Report and Order (*Order*) in CG Docket No. 22-2 and GN Docket No. 25-133, document FCC 26-48, adopted on July 22, 2026 and released on July 23, 2026. The full text of this document is available online at <https://docs.fcc.gov/public/attachments/FCC-26-48A1.pdf>.

Paperwork Reduction Act Analysis: The *Order* may contain proposed new and revised information collection requirements. The Commission, as part of its continuing effort to reduce paperwork burdens, will invite the general public and the Office of Management and Budget (OMB) to comment on the information collection requirements described in this document, as required by the Paperwork Reduction Act of 1995, Public Law 104-13. In addition, pursuant to the Small Business Paperwork Relief Act of 2002, Public Law 107-198, see 44 U.S.C. 3506(c)(4), we previously sought specific comment on how we might further reduce the information collection burden for small business concerns with fewer than 25 employees.

Congressional Review Act: The Commission has determined, and the Administrator of the Office of Information and Regulatory Affairs, Office of Management and Budget, concurs, that this rule is "non-major" under the Congressional Review Act, 5 U.S.C. 804(2). The Commission will send a copy of this Report & Order to Congress and the Government Accountability Office pursuant to 5 U.S.C. 801(a)(1)(A).

Ex Parte Rules: The proceeding shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's ex parte rules. Persons making ex parte presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different

deadline applicable to the Sunshine period applies). Persons making oral ex parte presentations are reminded that memoranda summarizing the presentation must (1) list all persons attending or otherwise participating in the meeting at which the ex parte presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter's written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during ex parte meetings are deemed to be written ex parte presentations and must be filed consistent with § 1.1206(b) of the Commission's rules. In proceedings governed by § 1.49(f) of the Commission's rules or for which the Commission has made available a method of electronic filing, written ex parte presentations and memoranda summarizing oral ex parte presentations, and all attachments thereto, must, when feasible, be filed through the electronic comment filing system available for that proceeding, and must be filed in their native format (e.g., .doc, .xml, .ppt, searchable .pdf). Participants in this proceeding should familiarize themselves with the Commission's ex parte rules.

Synopsis**I. Discussion**

In this *Order*, we eliminate or modify certain broadband label requirements to make the label clearer and more usable for consumers, and as a result, also reduce compliance costs. Based on the record in response to *Empowering Broadband Consumers Through Transparency; Delete, Delete, Delete*, CG Docket No. 22-2, GN Docket No. 25-133, Second Further Notice of Proposed Rulemaking, FCC 25-74, 90 FR 55713 (Dec. 3, 2025) (*Second Further Notice*), we amend the rule to: (1) enable providers to describe label information in a natural, conversational style over the phone; (2) enable providers to simplify fee presentation to avoid label clutter; (3) remove outdated information from the label by eliminating the requirement that providers display information about the now-concluded Affordable Connectivity Program; (4)