

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

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

Name of SIP provision	Applicable geographic or non-attainment area or title/subject	State submittal date	EPA approval date	Explanation
Final SIP Revision: 2023 Hayden Sulfur Dioxide Non-attainment Area for the 1971 and 2010 SO ₂ NAAQS, excluding Appendix A.	Hayden, AZ Sulfur Dioxide Nonattainment Area.	October 3, 2023	8/20/2026, 91 FR [INSERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Adopted by the Arizona Department of Environmental Quality and submitted to the EPA as an attachment to letter dated October 3, 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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[FR Doc. 2026–16989 Filed 8–19–26; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA–R04–OAR–2025–3625; FRL–13296–02–R4]

Air Plan Approval; SC; Department Name Change

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The U.S. Environmental Protection Agency (EPA or Agency) is approving a State Implementation Plan (SIP) revision submitted by the State of South Carolina on July 23, 2025. The revision updates references to reflect the restructuring of South Carolina Department of Health and Environmental Control (DHEC) to the South Carolina Department of Public Health and the South Carolina Department of Environmental Services (DES).

DATES: This rule is effective September 21, 2026.

ADDRESSES: The EPA has established a docket for this action under Docket Identification No. EPA–R04–OAR–2025–3625. All documents in the docket are listed on the *regulations.gov* website. Although listed in the index, some information may not be publicly available, *i.e.*, 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 either electronically through

www.regulations.gov or in hard copy at the Air Regulatory Management Section, Air Planning and Implementation Branch, Air and Radiation Division, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street SW, Atlanta, Georgia 30303–8960. The EPA requests that if at all possible, you contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to schedule your inspection. The Regional Office's official hours of business are Monday through Friday 8:30 a.m. to 4:30 p.m., excluding Federal holidays. **FOR FURTHER INFORMATION CONTACT:** Weston Freund, Air Regulatory Management Section, Air Planning and Implementation Branch, Air and Radiation Division, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street SW, Atlanta, Georgia 30303–8960. The telephone number is (404) 562–8773. Mr. Freund can also be reached via electronic mail at *freund.weston@epa.gov*.

SUPPLEMENTARY INFORMATION:

I. This Action

The EPA is approving a SIP revision submitted by DES on July 23, 2025, amending Regulations 61–62.1, *Definitions and General Requirements*, Section I, *Definitions*; 61–62.3, *Air Pollution Episodes*; 61–62.4, *Hazardous Air Pollution Conditions*; 61–62.5, Standard No. 4, *Emissions from Process Industries*, Section VIII, *Other Manufacturing*; and 61–62.96, *Nitrogen Oxides (NO_x) Budget Program*.¹ The revision updates references in these regulations from DHEC and the DHEC Board to reflect the newly created DES.

¹ The July 23, 2025, submission also contains changes to Regulation 61–62.1, Section II, *Permit Requirements and Regulations* 61–62.60, 62.63, 62.70, and 86.1. The EPA will act on the changes to Regulation 61–62.1, Section II in a separate SIP-related rulemaking. Regulations 61–62.60, 62.63, 62.70, and 86.1 are not part of the SIP; therefore, the EPA will not act on these changes.

The EPA is approving these changes because they are administrative in nature and therefore would not interfere with any applicable requirement concerning attainment and reasonable further progress or any other applicable requirement of the Clean Air Act (CAA or Act).²

II. Background

Through a notice of proposed rulemaking (NPRM), published on May 28, 2026 (91 FR 31686), the EPA proposed to approve the July 23, 2025, changes to Regulations 61–62.1, *Definitions and General Requirements*, Section I, *Definitions*; 61–62.3, *Air Pollution Episodes*; 61–62.4, *Hazardous Air Pollution Conditions*; 61–62.5, Standard No. 4, *Emissions from Process Industries*, Section VIII, *Other Manufacturing*; and 61–62.96, *Nitrogen Oxides (NO_x) Budget Program*. The details of South Carolina's submission, as well as the EPA's rationale for approving these changes, are described in more detail in the May 28, 2026, NPRM. Comments on the May 28, 2026, NPRM were due on June 29, 2026. No comments were received on the NPRM, adverse or otherwise.

III. Incorporation by Reference

In this document, the EPA is finalizing regulatory text that includes incorporation by reference. In accordance with requirements of 1 CFR 51.5, and as discussed in Section I of this preamble, the EPA is finalizing the incorporation by reference Regulation 61–62.1, Section I, *Definitions*, paragraphs (11), (20), and (25);³ Regulation 61–62.3, Section I, *Episode Criteria*, paragraph 1 and the preceding

² See CAA section 110(l).

³ The remaining portions of Regulation 61–62.1, Section I, retain the April 24, 2020, state effective date, as currently approved in the South Carolina SIP under 40 CFR 52.2120(c).

unnumbered initial paragraph;⁴ Regulation 61–62.4, *Hazardous Air Pollution Conditions*, Section E;⁵ Regulation 61–62.5, Standard No. 4, Section VIII, *Other Manufacturing*, footnote to Table B;⁶ and Regulation 61–62.96, *Nitrogen Oxides (NO_x) Budget Program*, Section 96.2, paragraph (q),⁷ all of which are state effective May 23, 2025, and revise these rules to update outdated references. The EPA has made, and will continue to make, these materials generally available through www.regulations.gov and at the EPA Region 4 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 the EPA for inclusion in the state implementation plan, have been incorporated by reference by the EPA into that plan, are fully federally enforceable under sections 110 and 113 of the CAA as of the effective date of the final rulemaking of the EPA's approval, and will be incorporated by reference in the next update to the SIP compilation.⁸

IV. Final Action

The EPA is approving South Carolina's July 23, 2025, SIP revision consisting of administrative changes to references in Regulations 61–62.1, *Definition and General Requirements*, Section I; 61–62.3, *Air Pollution Episodes*; 61–62.4, *Hazardous Air Pollution Conditions*; 61–62.5, Standard 4, *Emissions from Process Industries*; and 61–62.96, *Nitrogen Oxides (NO_x) Budget Program*.

V. Statutory and Executive Order Reviews

Under the CAA, the Administrator is required to approve a SIP submission that complies with the provisions of the CAA and applicable Federal regulations.⁹ 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) regulatory action because this action is not exempt 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.

Because this action merely approves state law as meeting Federal requirements and does not impose additional requirements beyond those imposed by state law, this action for the State of South Carolina does not have Tribal implications as specified by Executive Order 13175 (65 FR 67249, November 9, 2000). Therefore, this action will not impose substantial direct costs on Tribal governments or preempt Tribal law. The Catawba Indian Nation (CIN) Reservation is located within the boundary of York County, South Carolina. Pursuant to the Catawba Indian Claims Settlement Act, S.C. Code Ann. 27–16–120 (Settlement Act), “all state and local environmental laws and regulations apply to the [Catawba Indian Nation] and Reservation and are fully enforceable by all relevant state and local agencies and authorities.” The CIN also retains authority to impose regulations applying higher

environmental standards to the Reservation than those imposed by state law or local governing bodies, in accordance with the Settlement Act.

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 CAA section 307(b)(1), petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by October 19, 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.¹⁰

List of Subjects in 40 CFR Part 52

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

Dated: August 12, 2026.

Kevin McOmber,

Regional Administrator, Region 4.

For the reasons stated in the preamble, the EPA amends 40 CFR part 52 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 PP—South Carolina

- 2. In § 52.2120(c), amend the table by revising the following entries:

- a. “Section I” under “Regulation No. 62.1”;
- b. “Section I” under “Regulation No. 62.3”;
- c. “Regulation No. 62.4”
- d. “Section VIII” under “Regulation No. 62.5” in “Standard No. 4”; and
- e. “Regulation No. 62.96”.

The revisions read as follows:

§ 52.2120 Identification of plan.

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¹⁰ See CAA section 307(b)(2).

⁴ The remaining portions of Regulation 61–62.3, Section I, retain the April 26, 2013, state effective date, as currently approved in the South Carolina SIP under 40 CFR 52.2120(c).

⁵ The remaining portions of Regulation 61–62.4 retain the December 20, 1978, state effective date, as currently approved in the South Carolina SIP under 40 CFR 52.2120(c).

⁶ The remaining portions of Regulation 61–62.5, Standard No. 4, Section VIII retain the June 24, 2016, state effective date, as currently approved in the South Carolina SIP under 40 CFR 52.2120(c).

⁷ The remaining portions of Regulation 61–62.96 retain the January 25, 2019, state effective date, as currently approved in the South Carolina SIP under 40 CFR 52.2120(c).

⁸ See 62 FR 27968 (May 22, 1997).

⁹ See 42 U.S.C. 7410(k); 40 CFR 52.02(a).

(c) * * *

TABLE 1 TO PARAGRAPH (c)—EPA APPROVED SOUTH CAROLINA LAWS AND REGULATIONS

State citation	Title/subject	State effective date	EPA approval date	Explanation
Regulation No. 62.1	Definitions and General Requirements.			
Section I	Definitions	4/24/2020	10/28/2021, 86 FR 59641.	Except for paragraphs (11), (20), and (25), approved on 8/20/2026, with a state effective date of 5/23/2025.
*	*	*	*	*
Regulation No. 62.3	Air Pollution Episodes.			
Section I	Episode Criteria	4/26/2013	8/21/2017, 82 FR 39541	Except for paragraph 1 and the preceding unnumbered initial paragraph, approved on 8/20/2026, with a state effective date of 5/23/2025.
*	*	*	*	*
Regulation No. 62.4	Hazardous Air Pollution Conditions.	12/20/1978	1/29/1980, 45 FR 6572	Except for Section E, approved on 8/20/2026, with a state effective date of 5/23/2025.
*	*	*	*	*
Regulation No. 62.5	Air Pollution Control Standards.			
*	*	*	*	*
Standard No. 4	Emissions From Process Industries.			
*	*	*	*	*
Section VIII	Other Manufacturing ...	6/24/2016	6/25/2018, 83 FR 29455	Except for the footnote to Table B, approved on 8/20/2026, with a state effective date of 5/23/2025.
*	*	*	*	*
Regulation No. 62.96	Nitrogen Oxides (NO _x) Budget Program.	1/25/2019	7/29/2020, 85 FR 45541	Except Section 96.2, paragraph (q), approved on 8/20/2026, with a state effective date of 5/23/2025.
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[FR Doc. 2026–16990 Filed 8–19–26; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 52**

[EPA–R05–OAR–2025–0169; EPA–R05–OAR–2025–0170; EPA–R05–OAR–2025–0171; FRL–13164–02–R5]

Air Plan Approval; Wisconsin; Moderate Attainment Plan Elements for Wisconsin's 2015 Ozone Standard Areas**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Final rule.**SUMMARY:** The U.S. Environmental Protection Agency (EPA) is approving portions of Wisconsin's 2015 ozone National Ambient Air Quality Standard (NAAQS or standard) Moderate nonattainment area State

Implementation Plan (SIP) submission for the Wisconsin portion of the Chicago, Illinois-Indiana-Wisconsin area (Kenosha County), the Milwaukee, Wisconsin area, and the Sheboygan County, Wisconsin area. The elements of the Moderate SIP submissions include the reasonable further progress (RFP) demonstration and the associated motor vehicle emissions budgets (Budgets) for 2023, the motor vehicle inspection and maintenance (I/M) program, and the nonattainment new source review (NNSR) program. The EPA is also approving the base year emissions inventory as satisfying previous Marginal area requirements for these areas. The EPA is finding adequate and approving the Budgets for these areas. The EPA proposed to approve this action on April 2, 2026, and received no adverse comments.

DATES: This final rule is effective on September 21, 2026.**ADDRESSES:** The EPA has established a docket for this action under Docket ID No. EPA–R05–OAR–2025–0169; EPA–

R05–OAR–2025–0170; EPA–R05–OAR–2025–0171. 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), Proprietary Business Information (PBI), 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 either 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: Michael Leslie, Air and Radiation Division (AR18J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, telephone number: (312) 353–6680, email address: leslie.michael@epa.gov.