

EPA-APPROVED NON-REGULATORY PROVISIONS AND QUASI-REGULATORY MEASURES IN THE ARKANSAS SIP

Name of SIP provision	Applicable geographic or nonattainment area	State submittal/ effective date	EPA approval date	Explanation
Arkansas Regional Haze Planning Period II SIP Revision.	Statewide	8/8/2022	8/27/2026, 91 FR [IN-SERT FEDERAL REGISTER PAGE WHERE THE DOCUMENT BEGINS].	Approval of regional haze SIP revision addressing program requirements for the second implementation period contained in 40 CFR 51.308(f), (g)(1) through (5), and (i).

■ 3. In § 52.173, add paragraph (k) to read as follows:

§ 52.173 Visibility protection.

* * * * *

(k) *Arkansas Regional Haze Planning Period II SIP Revision.* The Arkansas Regional Haze Planning Period II SIP Revision submitted on August 8, 2022, is approved as meeting all program requirements for the second implementation period contained in 40 CFR 51.308(f), (g)(1) through (5), and (i).

[FR Doc. 2026-17494 Filed 8-26-26; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA-R04-OAR-2024-0484; FRL-13036-02-R4]

Air Plan Approval; FL; Emissions Reporting Requirements and Permitting Forms

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The U.S. Environmental Protection Agency (EPA) is approving a State Implementation Plan (SIP) revision submitted by the Florida Department of Environmental Protection (FDEP) on August 15, 2023. The revision updates reporting requirements; adds, updates, and renames forms for several permit applications; rennumbers and updates the effective dates of various forms to align with programmatic changes; and improves the process for submitting forms across several rules within the Florida SIP. Additionally, the revision removes a rule concerning administrative permit corrections from the SIP. The EPA is approving these changes pursuant to the Clean Air Act (CAA or Act).

DATES: This rule is effective September 28, 2026.

ADDRESSES: The EPA has established a docket for this action under Docket Identification No. EPA-R04-OAR-2024-0484. 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 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: Josue Ortiz Borrero, 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) 562-8085. Mr. Ortiz Borrero can also be reached via electronic mail at *ortizborrero.josue@epa.gov*.

SUPPLEMENTARY INFORMATION: Throughout this final rule, the use of “we,” “us,” or “our” is intended to refer to the EPA. We use multiple abbreviations and terms in this final rule. While this list may not be exhaustive, for ease of reading and for reference purposes, the EPA defines the following terms and acronyms here:

CAA Clean Air Act
CFR Code of Federal Regulations
EPA Environmental Protection Agency
F.A.C. Florida Administrative Code

FDEP Florida Department of Environmental Protection
FR Federal Register
NPRM Notice of Proposed Rulemaking
SIP State Implementation Plan
U.S.C. United States Code

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- I. Background
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- III. Final Action
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I. Background

The EPA is approving changes to the Florida SIP submitted by the State on August 15, 2023, regarding Chapter 62-210, Florida Administrative Code (F.A.C.), *Stationary Sources—General Requirements*. Specifically, Florida requested that the EPA approve the removal of Rule 62-210.360, F.A.C., *Administrative Permit Corrections*, in its entirety and approve changes to Rule 62-210.370, F.A.C., *Emissions Computation and Reporting*, and Rule 62-210.900, F.A.C., *Forms and Instructions*.¹ Through a notice of proposed rulemaking (NPRM) published on May 21, 2026 (91 FR 29924), the EPA proposed to approve these changes to Florida's SIP. The details of Florida's submission, as well as the EPA's rationale for approving the changes, are described in more detail in the May 21, 2026, NPRM. Comments on the May 21, 2026, NPRM were due on or before June 22, 2026. No comments were received on the May 21, 2026, NPRM, adverse or otherwise.

II. 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 of Florida Rule 62-210.370, *Emissions Computation and Reporting*, state

¹ The August 15, 2023, submittal contains revisions to other Florida SIP-approved rules that are not addressed in this document. EPA will act on those rulechanges in separate rulemakings.

effective August 25, 2014, and Rule 62–210.900, *Forms and Instructions*, with the exception of numbered paragraphs 1 through 4 and 7, state effective July 3, 2018, which add, update, and rename forms; renumber and update the effective dates of various forms to reflect programmatic changes; update the process for submitting forms in several of Florida's rules; and make other minor revisions.² Also in this document, the EPA is finalizing the removal of Rule 62–210.360, *Administrative Permit Corrections*, state effective November 23, 1994, from the Florida SIP, which is incorporated by reference in accordance with the requirements of 1 CFR part 51. The EPA has made and will continue to make the State Implementation Plan generally available 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, the revised materials as stated above, 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 CAA sections 110 and 113 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.³

III. Final Action

The EPA is approving the August 15, 2023, SIP revision submitted by Florida consisting of changes to Rule 62–210.370, *Emissions Computation and Reporting*, state effective August 25, 2014, and Rule 62–210.900, *Forms and Instructions*, state effective July 3, 2018. The EPA is also approving the removal of Rule 62–210.360, *Administrative Permit Corrections* from the Florida SIP. The EPA is approving these changes pursuant to the CAA.

IV. 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.⁴ Thus, in reviewing SIP submissions, the EPA's role is to approve state choices, provided 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 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).

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 CAA, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by October 26, 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.⁵

List of Subjects in 40 CFR Part 52

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

Dated: August 20, 2026.

Kristy Eubanks,

Deputy Regional Administrator performing the functions and duties of the 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 K—Florida

- 2. In § 52.520, amend the table in paragraph (c) by removing the entry for “62–210.360” and revising the entries for “62–210.370” and “62–210.900” to read as follows:

§ 52.520 Identification of plan.

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(c)	*	*	*	

² As finalized, the SIP-approved version of Rule 62–210.900 will only contain numbered paragraphs 5 and 6 and the preceding unnumbered paragraph, state effective July 3, 2018.

³ See 62 FR 27968 (May 22, 1997).

⁴ See 42 U.S.C. 7410(k); 40 CFR 52.02(a).

⁵ See CAA section 307(b)(2).

EPA-APPROVED FLORIDA LAWS AND REGULATIONS

State citation (section)	Title/subject	State effective date	EPA approval date	Explanation
*	*	*	*	*
Chapter 62–210 Stationary Sources—General Requirements				
62–210.370	Emissions Computation and Reporting.	8/25/2014	8/27/2026, 91 FR [Insert Federal Register page where the document begins].	*
62–210.900	Forms and Instructions	7/3/2018	8/27/2026, 91 FR [Insert Federal Register page where the document begins].	Except numbered paragraphs 1 through 4 and 7.
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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA–R05–OAR–2024–0137; EPA–R05–OAR–2025–0235; FRL–13185–02–R5]

Air Plan Approval; Michigan; 2015 Ozone Moderate Reasonably Available Control Technology

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The U.S. Environmental Protection Agency (EPA) is approving revisions and additions to Michigan Air Pollution Control Rules (MAPCR) Parts 6 and 8 for inclusion in the Michigan State Implementation Plan (SIP). Michigan submitted these SIP revisions to meet the Moderate Volatile Organic Compound (VOC) and Nitrogen Oxide (NO_x) Reasonably Available Control Technology (RACT) requirements for the Western Michigan nonattainment areas (Berrien, Western portion of Allegan, and Western portion of Muskegon counties) under the 2015 ozone National Ambient Air Quality Standard (NAAQS or standard). The EPA is approving rules that limit VOC emissions from consumer products and architectural and industrial maintenance coatings, as SIP strengthening measures for the Western Michigan nonattainment areas under the 2015 ozone standard. The EPA proposed to approve this action on February 27, 2026, and received eleven sets of comments.

DATES: This final rule is effective on September 28, 2026.

ADDRESSES: The EPA has established a docket for this action under Docket ID No. EPA–R05–OAR–2024–0137 (for VOC RACT) or EPA–R05–OAR–2025–0235 (for NO_x RACT). 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: Katie Caskey, Air and Radiation Division (AR18J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, telephone number: (312) 353–3490, email address: caskey.kathleen@epa.gov.

SUPPLEMENTARY INFORMATION: Throughout this document whenever “we,” “us,” or “our” is used, we mean the EPA. We use multiple abbreviations and terms in this rule. While this list may not be exhaustive, for ease of reading and for reference purposes, the EPA defines the following terms and acronyms here:

BACM Best Available Control Measures
 BACT Best Available Control Technology
 CAA Clean Air Act
 CBI Confidential Business Information
 CTG Control Technique Guidelines

EGLE Michigan Department of Environment, Great Lakes, and Energy
 E.O. Executive Order
 EPA Environmental Protection Agency
 FR Federal Register
 MAPCR Michigan Air Pollution Control Rules
 NAAQS National Ambient Air Quality Standard
 NEPA National Environmental Policy Act
 NO_x Nitrogen Oxide
 NSR New Source Review
 PBI Proprietary Business Information
 RACM Reasonably Available Control Measures
 RACT Reasonably Available Control Technology
 RFA Regulatory Flexibility Analysis
 SBA Small Business Administration
 SIP State Implementation Plan
 TSD Technical Support Documentation
 UMRA Unfunded Mandates Reform Act
 VOC Volatile Organic Compound

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I. What action is the EPA taking?

The EPA is approving various revisions and additions to MAPCR Parts 6 and 8 into the Michigan SIP as described in the Preamble above. The EPA is approving these revisions as meeting the Moderate VOC and NO_x RACT requirements of Clean Air Act (CAA) sections 182(b)(2) and 182(f), respectively, for the Western Michigan nonattainment areas under the 2015 ozone standard. EPA is also approving MAPCR Rules 336.1660 and 336.1662, which limit VOC emissions from consumer products and architectural and industrial maintenance coatings, as SIP strengthening measures for the areas. SIP revisions to Rules 336.1801,