

transiting, or anchoring within the safety zone is prohibited unless authorized by the Captain of the Port Lake Michigan or a designated representative.

DATES: The regulations in 33 CFR 165.930 will be enforced for the Chicago River (South Branch) regulated area in § 165.930(a)(3) and the Chicago Sanitary and Ship Canal regulated area in § 165.930(a)(2) from 7:00 a.m. through 2:00 p.m. on September 19, 2026.

FOR FURTHER INFORMATION CONTACT: If you have questions about this notice of enforcement, call or email Lieutenant Kyle Goetz, Marine Safety Unit Chicago, U.S. Coast Guard; telephone 630-986-2155, email: D09-SMB-MSUChicago-WWM@uscg.mil.

SUPPLEMENTARY INFORMATION: The Coast Guard will enforce a safety zone regulation in 33 CFR 165.930 for a crew regatta event from 7:00 a.m. through 2:00 p.m. on September 19, 2026. The regulated area for this event is the Chicago River (South Branch) specified in § 165.930(a)(3) starting at Mile Marker 322 near the South Loomis Street Bridge, and the Chicago Sanitary and Ship Canal specified in § 165.930(a)(2) up to the South Pulaski Road Bridge at Mile Marker 318.

All vessels must obtain permission from the Captain of the Port (COTP) Lake Michigan, or designated on-scene representative to enter, move within, or exit this safety zone during the enforcement time listed in this notice of enforcement. Vessels and persons granted permission to enter the safety zone must obey all lawful orders or directions of the COTP Lake Michigan or designated representative. Upon being hailed by siren, radio, flashing light or other means, the operator of a vessel must proceed as directed.

In addition to this notification of enforcement in the **Federal Register**, the Coast Guard will provide the maritime community with notification of this enforcement period via Broadcast Notice to Mariners. The COTP Lake Michigan may be reached by contacting the Coast Guard Sector Lake Michigan Command Center at (833) 900-2247. An on-scene designated representative may be reached via VHF-FM Channel 16.

R.N. Macon,

Captain, U.S. Coast Guard, Captain of the Port, Lake Michigan.

[FR Doc. 2026-18369 Filed 9-8-26; 8:45 am]

BILLING CODE 9110-04-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA-R02-OAR-2025-1047; FRL-13227-02-R2]

Air Plan Approval; New York; Interstate Transport Requirements for the 2010 SO₂ NAAQS

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency (EPA or the Agency) is approving a State Implementation Plan (SIP) submitted by the State of New York for purpose of demonstrating that the State satisfies the interstate transport requirements, also known as the “good neighbor” provision of the Clean Air Act (CAA), for the 2010 1-hour sulfur dioxide (SO₂) primary National Ambient Air Quality Standard (NAAQS). Under the good neighbor provision, each State’s implementation plan must contain adequate provisions prohibiting the interstate transport of air pollution in amounts that will either contribute significantly to nonattainment, or interfere with maintenance, of the NAAQS in any other State. This action is being taken in accordance with the requirements of the Clean Air Act.

DATES: This final rule is effective on October 9, 2026.

ADDRESSES: The EPA has established a docket for this action under Docket ID Number EPA-R02-OAR-2025-1047. 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), 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 electronically through <https://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT: Stephanie Lin, Environmental Protection Agency, Air Programs Branch, Region 2, 290 Broadway, New York, New York 10007-1866, telephone number: (212) 637-3711, email address: Lin.Stephanie@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; CBI, Confidential Business Information; CFR, Code of Federal Regulations; EPA, Environmental Protection Agency; FR, Federal Register; GHG, Greenhouse Gas; NAAQS, National Ambient Air Quality Standards; SIP, State Implementation Plan.

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I. Executive Summary

A. What action is the EPA taking?

The EPA is approving the Prong 1 and Prong 2 portions of the infrastructure SIP submission submitted by the State of New York on October 3, 2013, addressing interstate transport for the 2010 1-hour SO₂ NAAQS. The EPA determines that emissions from New York will not contribute significantly to nonattainment in, or interfere with maintenance of, any other State with respect to the 2010 SO₂ NAAQS.

B. What is the legal authority and what are the requirements?

The EPA finds that New York’s SIP contains adequate provisions addressing the requirements of CAA section 110(a)(1) and (2), including CAA section 110(a)(2)(D)(i)(I), for the 2010 SO₂ NAAQS.

II. Background

On April 10, 2026 (91 FR 18341), the EPA published a notice of proposed rulemaking that proposed to approve a State Implementation Plan (SIP) revision submitted by the State of New York on October 3, 2013, for purposes of addressing the requirements of CAA section 110(a)(1) and (2), including CAA section 110(a)(2)(D)(i)(I) for the 2010 SO₂ NAAQS. New York stated in its SIP submittal that the State has no nonattainment areas for SO₂, which was corroborated by the air quality modeling and monitoring information available at the time of submittal.¹ New York also affirmed that it would continue to

¹ As discussed in the proposal to this action (91 FR 18341), a portion of the St. Lawrence County is now a NAA for the 2010 SO₂ NAAQS.

enforce all SIP measures and nonattainment new source review (NNSR) requirements of new or modified stationary sources in order to mitigate the interstate transport of SO₂.

III. Summary of New York's Submittal

The specific details of New York's SIP submittal are not restated in this final action. For this detailed information, the reader is referred to the EPA's April 10, 2026, proposed rulemaking.²

IV. The EPA's Evaluation of New York's Submittal

The rationale for the EPA's approval action is explained in the EPA's proposed rulemaking and is not restated in this final action. For this detailed information, the reader is referred to the EPA's April 10, 2026, proposed rulemaking.³

V. Comments the EPA Received on Its Proposed Action

The EPA provided a 30-day review and comment period for the April 10, 2026, proposed rule. The comment period ended on May 11, 2026. During the 30-day public comment period, the EPA received two comments in response to the Agency's April 10, 2026, proposed rulemaking on New York's SIP revision submittal. After reviewing the comments, the EPA has determined that the comments are outside the scope of our proposed action or fail to identify any material issue necessitating a response. More specifically, these comments did not raise issues relevant to the EPA's proposed action, and, therefore, the Agency is not required to provide a specific response to this/these comments. Therefore, we are finalizing our action as proposed. The specific comments may be viewed under Docket ID Number EPA-R02-OAR-2025-1047 on the <https://www.regulations.gov> website.

VI. 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 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 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 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 November 9, 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 in 40 CFR Part 52

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, Sulfur dioxide, Transport, Reporting and recordkeeping requirements.

Michael Martucci,

Regional Administrator, Region 2.

For the reasons set forth in the preamble, 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 HH—New York

- 2. In § 52.1670, the table in paragraph (e) is amended by adding an entry for "Section 110(a)(2) Infrastructure Requirements for the 2010 SO₂ Primary NAAQS" at the end of the table to read as follows.

§ 52.1670 Identification of Plan.

* * * * *

(e) * * *

² 91 FR 18341 (April 10, 2026).

³ 91 FR 18341 (April 10, 2026).

⁴ 42 U.S.C. 7410(k); 40 CFR 52.02(a).

EPA-APPROVED NEW YORK NONREGULATORY AND QUASI-REGULATORY PROVISION

Action/SIP element	Applicable geographic or nonattainment area	New York submittal date	EPA approval date	Explanation
Section 110(a)(2) infrastructure requirements for the 2010 1-hour SO ₂ Primary NAAQS.	State-wide	10/03/2013	9/9/2026, 91 FR [insert Federal Register page where the document begins].	• This action addresses the following elements: CAA section 110(a)(2)(D)(i)(I) prong 1 and 2.

■ 3. Amend § 52.1675 by adding paragraph (f) to read as follows:

§ 52.1675 Control strategy and regulations: Sulfur oxides.

(f) The portion of the SIP revision submitted on October 3, 2013, addressing Clean Air Act section 110(a)(2)(D)(i)(I) (prongs 1 and 2) for the 2010 SO₂ Primary NAAQS is approved.

[FR Doc. 2026–18324 Filed 9–8–26; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA–R05–OAR–2018–0788; FRL–13249–02–R5]

Air Plan Approvals; Indiana; Prong 4 (Visibility) for the 2015 Ozone National Ambient Air Quality Standard

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The U.S. Environmental Protection Agency (EPA) is approving a portion of Indiana's State Implementation Plan (SIP) submission regarding the infrastructure requirements in Clean Air Act (CAA) section 110 for the 2015 ozone National Ambient Air Quality Standards (NAAQS). The infrastructure requirements are designed to ensure that the structural components of each State's air quality management program are adequate to meet the State's responsibilities under the CAA. The EPA finds that Indiana's infrastructure submission fulfills CAA requirements for a State's SIP to contain adequate provisions prohibiting emissions that will interfere with required visibility protection measures in any other State's SIP. The EPA proposed to approve this action on April 10, 2026, and received no adverse comments.

DATES: This final rule is effective on October 9, 2026.

ADDRESSES: The EPA has established a docket for this action under Docket ID No. EPA–R05–OAR–2018–0788. 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: Matt Rau, Air and Radiation Division (AR–18)), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, telephone number: (312) 886–6524, email address: rau.matthew@epa.gov.

SUPPLEMENTARY INFORMATION: Throughout this document whenever “we,” “us,” or “our” is used, we mean the EPA.

Acronyms

CAA Clean Air Act
CBI Confidential Business Information
EPA U.S. Environmental Protection Agency
LADCO Lake Michigan Air Directors Consortium
NAAQS National Ambient Air Quality Standards
PBI Proprietary Business Information
RPO Regional Planning Organization
SIP State Implementation Plan

I. Executive Summary

A. What action is the EPA taking?

The EPA is finalizing an approval of Indiana's November 2, 2018, interstate transport infrastructure SIP submission as satisfying the requirements related to visibility protection contained in CAA section 110(a)(2)(D)(i)(II), also known as Prong 4, for the 2015 ozone NAAQS.

B. What is the legal authority and requirements?

The EPA proposed to approve Indiana's submission into the SIP on April 10, 2026, 91 FR 18347. In this action, EPA is finalizing an approval of Indiana's submittal as meeting the visibility protection requirements of CAA section 110(a)(2)(D)(i)(II) for the 2015 ozone NAAQS.

II. Background

On November 2, 2018, Indiana submitted an infrastructure SIP revision for the 2015 ozone NAAQS addressing the fourth component of CAA section 110(a)(2)(D)(i)(II), also known as “Prong 4.” Prong 4 requires that a State's SIP contain adequate provisions prohibiting any source or other type of emissions activity within the State from emitting any air pollutant in amounts which will interfere with measures required to be included in the applicable SIP for any other State to protect visibility.

Indiana is a member of the Lake Michigan Air Directors Consortium (LADCO) regional planning organization (RPO) and participated in the RPO's regional approach to identifying emission reduction measures necessary to make reasonable progress towards the national visibility goal in LADCO Class I areas. That process also included consultations with States in other RPOs. Indiana responded to requests from non-LADCO States and another RPO to consider additional measures to address visibility impairment in Class I areas outside the LADCO States.

III. CAA Section 110(a)(2)(D)(i)(II)—Visibility Protection

CAA section 110(a)(2)(D)(i)(II), Prong 4, requires SIPs to contain adequate provisions to prohibit emissions in amounts that will interfere with measures required to be included in the applicable implementation plan for any other state under part C of the Act to protect visibility. The EPA issued guidance on infrastructure SIPs in a September 13, 2013, memorandum titled “Guidance on Infrastructure State Implementation Plan (SIP) Elements