

possibly consider this in a future rulemaking process.

Comment: One commenter suggested that live animals should only be shipped by overnight delivery.

Response: Depending upon the type of live animal being shipped and the shipping distance, Priority Mail and USPS Ground Advantage may also be used to ensure the shipment arrives safely.

Comment: One commenter suggested that USPS prohibit the mailing of all adult roosters due to gamecock breeders and cockfighters illegal use of the Postal Service to mail animals for fighting ventures.

Response: The Postal Service permits domestic mailings of disease-free adult birds when in compliance with all applicable governmental laws and regulations, including the Lacey Act, the Endangered Species Act (ESA), the Animal Welfare Act, regulations of the U.S. Department of Agriculture, U.S. Fish and Wildlife Service, and any state, municipal, or local ordinances. Any violation of these regulations is handled by local authorities and the Postal Inspection Service.

Comment: One commenter indicates USPS has no procedures or precautions within USPS publications to exclude shipments of live animals used for animal-fighting ventures. The commenter suggests USPS refuse shipments of roosters or imposes more stringent requirements by reviewing and recording interstate health documentation for each rooster, mandate mailers provide written certification of each rooster's non-fighting purpose, limit the number of roosters that can be shipped per day and restrict the breeds of roosters that are permitted.

Response: The Postal Service will research these suggestions and determine whether more stringent requirements will be considered in a future rulemaking process.

The Postal Service adopts the following changes to Publication 52, *Hazardous, Restricted, and Perishable Mail*, incorporated by reference into Mailing Standards of the United States Postal Service, Domestic Mail Manual (DMM), section 601.8.1, which is further incorporated by reference in the Code of Federal Regulations. 39 CFR 111.1, 111.3. Publication 52 is also a regulation of the Postal Service, changes to which may be published in the **Federal Register**. 39 CFR 211.2(a). Accordingly, for the reasons stated in the preamble, the Postal Service amends Publication 52 as follows:

Publication 52—Hazardous, Restricted and Perishable Mail

* * * * *

5 Perishable Matter

* * * * *

52 Animals

521 General Requirements

[Add note at the bottom of section under item c. to read as follows:]

Note: Due to the high likelihood of degradation during transportation, fiberboard containers must not be reused for live animal shipments.

* * * * *

522 Packaging and Markings

* * * * *

522.1 Container Construction

[Revise section to read as follows:]

Containers used to mail perishable matter must be constructed to protect and securely contain the contents.

Shipping containers for mailable live animals must, at a minimum, be made of 275-pound test, double-wall, corrugated, weather-resistant fiberboard (W5c) or equivalent. When multiple containers are strapped together, a single shipping label should be applied but each container must have its own address label. Additionally, the containers must be numbered sequentially (e.g., “1 of 5”, “2 of 5,” etc.) to help ensure proper handling if they become separated during transit.

USPS-produced packaging, including Flat Rate containers, is not eligible for use. Additional container requirements apply to mailable adult birds (refer to 526.4).

* * * * *

526 Mailable Live Animals

* * * * *

526.4 Adult Birds

* * * * *

526.42 Mailability Requirements

[Add the following to the end of the section:]

Note: It is recommended that the name and address of the recipient also be written on the packaging in addition to the shipping label.

* * * * *

USPS Packaging Instruction 10D

* * * * *

Adult Bird Boxes

* * * * *

Marking

[Revise Marking section to read as follows:]

Labels and markings must be placed on the address side of the mailpiece unless specified differently in 221.1 and 325.1.

Each container must be marked with the following information:

- “Live Birds—USPS Approved Container # (once issued).”
- Complete sender's and recipient's addresses (including phone numbers) on the outer packaging for the necessary notification by Postal Service personnel.
- Directional arrows indicating “up” position (on at least two sides of the container).

Note: It is recommended to write the name and address of the recipient directly on the package in case shipping label becomes detached during shipment.

* * * * *

Colleen Hibbert-Kapler,

Attorney, Ethics & Legal Compliance.

[FR Doc. 2026–21317 Filed 10–16–26; 8:45 am]

BILLING CODE 7710–12–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA–R09–OAR–2023–0054; FRL–12607–02–R9]

Approval and Promulgation of Implementation Plans; Arizona; Revisions to the Cleaner Burning Gasoline, Winter Oxygenated Fuel, and Gasoline Set-Aside Programs

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The U.S. Environmental Protection Agency (EPA) is finalizing an approval of a revision to the Arizona State Implementation Plan (SIP) submitted by the Arizona Department of Environmental Quality (ADEQ). This revision includes statutes and regulations amending the Cleaner Burning Gasoline (CBG) program, which is a control measure in the greater Phoenix metropolitan area to reduce emissions of ozone-forming pollutants, carbon monoxide (CO), and particulate matter. Additionally, this revision addresses the Winter Oxygenated Fuel program to control CO emissions in the Tucson area. Finally, this revision repeals the Arizona Gasoline Set-aside (GSA) Program, applicable to the 1971 carbon monoxide nonattainment area covering Maricopa County and a portion of Pima County. This SIP revision is administrative in nature. This final action updates the existing SIP-

approved CBG program with revisions that have been adopted and implemented by the State to clarify requirements, update references, and enhance flexibility of the program and will not impose any additional costs or regulatory burdens.

DATES: This rule is effective on November 18, 2026.

ADDRESSES: The EPA has established a docket for this action under Docket ID No. EPA-R09-OAR-2023-0054 at <https://www.regulations.gov>. 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 the disclosure of which 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: Jeffrey Buss, EPA Region IX, 75 Hawthorne St., San Francisco, CA 94105. By phone (415) 947-4152 or by email at buss.jeffrey@epa.gov.

SUPPLEMENTARY INFORMATION: Throughout this document, “we,” “us,” and “our” 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:

ADEQ—Arizona Department of Environmental Quality
 AZRBOB—Arizona Reformulated Blendstock for Oxygenate Blending
 CAA—Clean Air Act
 CARBOB—California Reformulated Blendstock for Oxygenate Blending
 CBG—Cleaner Burning Gasoline
 CBI—confidential business information
 CO—carbon monoxide
 EPA—Environmental Protection Agency
 GSA—Gasoline Set-aside
 SIP—State Implementation Plan

TSD—Technical Support Document
 WMSD—Weights and Measures Services Division

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I. Executive Summary

A. What action is the EPA taking?

The EPA is approving a revision to the Arizona SIP submitted by the ADEQ. This revision includes statutes and regulations amending the CBG program and the Winter Oxygenated Fuel program to control CO emissions in the Tucson area, and it repeals the GSA Program. This action updates the existing SIP-approved CBG program with revisions that have been adopted and implemented by the State to clarify requirements, update references, and enhance flexibility of the program, and it will not impose any additional costs or regulatory burdens.

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

Under the Clean Air Act (CAA), the EPA Administrator is required to approve a SIP submission that complies with the provisions of the CAA and applicable Federal regulations.¹ In reviewing SIP submissions, the EPA's role is to approve State choices, provided they meet the relevant 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.

The EPA is approving this submittal under CAA section 110. Specifically, CAA section 110(k) requires SIPs to meet certain procedural requirements and requires the EPA to approve or disapprove SIP submissions. CAA section 110(l) requires States to provide public notice and an opportunity for public hearing of SIP revisions prior to their submittal and prohibits the EPA from approving any SIP revisions that would interfere with attainment or maintenance of National Ambient Air Quality Standards (NAAQS), reasonable

further progress, or other applicable requirements of the CAA. The EPA finds that this SIP submittal meets all the applicable CAA requirements and the Agency approves it under CAA section 110(k)(3).

II. Summary of Proposed Action

On June 23, 2026,² the EPA proposed to approve the submitted statutes and rules listed in table 1 of this preamble below into the Arizona SIP. These revisions were adopted by the Arizona State Legislature and the Weights and Measures Services Division (WMSD) of the Arizona Department of Agriculture and submitted by ADEQ to the EPA on June 17, 2021.³ Supplemental information was submitted in 2025.⁴ ADEQ is the Governor's designee for submitting official revisions to the Arizona SIP to the EPA. Table 1 of this preamble also identifies the dates that statutes and rules became effective locally and the dates that they were submitted by ADEQ.⁵

² 91 FR 37366 (June 23, 2026).

³ Letter dated June 17, 2021, from Daniel Czecholinski, Director, Air Quality Division, ADEQ, to Deborah Jordan, Acting Regional Administrator, U.S. Environmental Protection Agency Region 9 (submitted electronically June 17, 2021).

⁴ The EPA received multiple submissions from Arizona, which include the initial 2021 submittal and updates in April, June, and July 2025. This action fully addresses the State's SIP submittals made in June 17, 2021, April 14, 2025, and July 8, 2025, as further clarified in additional communications from the State included in the docket for this action. As described further below, the State's submittal also includes materials related to interim changes to statutes and rules that were previously submitted in 2013 and 2014. The EPA has not acted on those previous submittals, which are superseded by the current submittal. Material related to the interim changes is not submitted for the EPA's approval. See ADEQ, SIP Revision: 2013–2020 Arizona Cleaner Burning Gasoline Program Update and the Removal of the Gasoline Set-aside Program from the Arizona SIP (Release date: June 17, 2021) (“Staff Report”), Appendix D: Previously Submitted Plans (Not For Approval).

⁵ Table 1 is substantially carried over from table 1 of the proposed rulemaking, 91 FR 37366, 37368 (June 23, 2026). However, it corrects three typos from the earlier table: (1) the entry for the second “AAC R3–7–101” is corrected as “R3–7–701”; (2) the entry for “AAC R20–2–762” is corrected as “AAC R3–7–762”; and the effective date in the entry for ARS 3–3492 is corrected as June 30, 2016. Additionally, table 1 more specifically identifies two statutory provisions that were submitted only in part, which were not specified by paragraph in table 1 of the proposed rulemaking: (1) ARS 3–3433 (only paragraphs (A) through (I) submitted); and (2) ARS 3–3474 (only paragraphs (A)(1), (B)(4), and (C) submitted). Each of these entries is correctly described in the TSD for the proposed rulemaking.

¹ 42 U.S.C. 7410(k); 40 CFR 52.02(a).

TABLE 1—SUBMITTED STATUTES AND RULES

Agency	Rule No.	Rule title	State effective date	Submitted
State of Arizona	ARS 3–3401 (1), (2), (4), (17), (19), (20), (22), (24), (27), (28), (29), (32).	Definitions	07/01/16	06/17/21
State of Arizona	ARS 3–3414	Powers and duties; definition	08/03/18	06/17/21
State of Arizona	ARS 3–3415	Enforcement powers of the associate director, agents and inspectors.	07/01/16	06/17/21
State of Arizona	ARS 3–3433 (A)—(I)	Standards for motor fuel; exceptions	07/01/16	06/17/21
State of Arizona	ARS 3–3473 (A)(1), (B)(4), (C).	Violations; classification; jurisdiction	07/01/16	06/17/21
State of Arizona	ARS 3–3475	Civil penalties; hearing	07/01/16	06/17/21
State of Arizona	ARS 3–3491	Standards for oxygenated fuel; volatility; exceptions	08/09/17	06/17/21
State of Arizona	ARS 3–3492	Area A; sale of gasoline; oxygen content	06/30/16	06/17/21
State of Arizona	ARS 3–3493	Area A; fuel reformulation; rules	08/09/17	06/17/21
State of Arizona	ARS 3–3495	Area B; sale of gasoline; oxygen content	08/06/16	06/17/21
WMSD	AAC R3–7–101	Definitions	11/10/18	06/17/21
WMSD	AAC R3–7–701	Definitions	11/10/18	06/17/21
WMSD	AAC R3–7–702 (A)(1)—(13), (A)(15).	Material Incorporated by Reference	11/10/18	07/08/25
WMSD	AAC R3–7–708	Gasoline Oxygenate Blends	10/02/17	07/08/25
WMSD	AAC R3–7–716	Sampling and Access to Records	11/10/18	06/17/21
WMSD	AAC R3–7–749	Definitions Applicable to Arizona CBG and Arizona Reformulated Blendstock for Oxygenate Blending (AZRBOB).	11/10/18	06/17/21
WMSD	AAC R3–7–750	Registration Relating to Arizona CBG or AZRBOB	10/02/17	06/17/21
WMSD	AAC R3–7–751	Arizona CBG Requirements	11/10/18	06/17/21
WMSD	AAC R3–7–752	General Requirements for Registered Suppliers	11/10/18	06/17/21
WMSD	AAC R3–7–753	General Requirements for Pipelines and Third-party Terminals.	10/02/17	06/17/21
WMSD	AAC R3–7–754	Downstream Blending Exceptions for Transmix	10/02/17	06/17/21
WMSD	AAC R3–7–755	Additional Requirements for AZRBOB and Downstream Oxygenate Blending.	11/10/18	06/17/21
WMSD	AAC R3–7–756	Downstream Blending of Arizona CBG with Non-oxygenate Blendstocks.	10/2/17	06/17/21
WMSD	AAC R3–7–757	Product Transfer Documentation; Records Retention	11/10/18	06/17/21
WMSD	AAC R3–7–759	Testing Methodologies	10/2/17	06/17/21
WMSD	AAC R3–7–760	Compliance Surveys	11/10/18	06/17/21
WMSD	AAC R3–7–761	Liability for Noncompliant Arizona CBG or AZRBOB	11/10/18	06/17/21
WMSD	AAC R3–7–762	Penalties	10/02/17	06/17/21
WMSD	AAC R3–7 Table A	Test Methods for Arizona CBG and AZRBOB	10/02/17	06/17/21
WMSD	AAC Title 3, Chapter 7, Article 7, Table 1.	Type 1 Arizona CBG Standards	11/10/18	06/17/21
WMSD	AAC Title 3, Chapter 7, Article 7, Table 2.	Type 2 Arizona CBG Standards	11/10/18	06/17/21

The June 23, 2026 proposal for this action also identifies statutes and rules that are superseded by the new submittal and accordingly proposed for deletion from the Arizona SIP.⁶

III. EPA Action and Public Comments

The EPA's proposed action provided a 30-day public comment period. During this period, we received one comment letter that did not oppose the proposed approval, and supported the accuracy and completeness of the record. Issues

⁶ These rules are listed in table 2 of the proposed rule, 91 FR 37366, 37369 and 37370, and in a similar table 2 included in the accompanying TSD. The table included in the proposed rule inadvertently excluded several entries proposed for deletion (AAC R20–2–760; AAC R20–2–761; AAC R20–2–762; and AAC Title 20, Chapter 2, Article 7, tables 1 and 2). These entries are listed in table 2 of the TSD and the basis for their deletion is discussed in that document.

raised in this comment letter are summarized with responses below.

Comment 1: The commenter suggested that a citation, included in footnote 63 of the technical support document (TSD) for the proposed action, to a December 22, 2016 letter from the EPA to Gevo, Inc. should be corrected to refer instead to the EPA's June 12, 2018 registration approval letter for isobutanol to Butamax Advanced Biofuels LLC.

Response 1: The EPA agrees that the June 12, 2018 Butamax registration letter is the more appropriate citation. The EPA is including the correct version of the letter in the docket for this action.

Comment 2: The commenter addressed the EPA's proposed approval of a 2017 version of AAC R3–7–708 that includes references to “ethanol” to describe requirements for oxygenates added to gasoline. As the commenter

noted, Arizona later corrected these references to specify application of these requirements to oxygenates generally (in addition to ethanol) in a version of the rule that has not yet been submitted for SIP approval. The commenter suggested that the EPA should either decline to approve this version of the rule or state expressly in the final rule's regulatory text (and not only in the TSD) that the enforceable scope of R3–7–708 extends to isobutanol blending, notwithstanding the section's ethanol-specific terms.

Response 2: The EPA acknowledges the commenter's concern regarding the enforceable scope of AAC R3–7–708 and the presence of ethanol-specific language in the submitted version of R3–7–708. As the EPA stated in the TSD for our proposed rulemaking:

As a general matter, the CAA requirements for oxygenated fuel are oxygenate-neutral, in that they do not require any specific oxygenate to be used. Consistent with these requirements, the EPA has previously communicated to ADEQ that its CBG program regulations should allow oxygenates other than ethanol, and the State revised its regulations in 2018 to make this change.⁷

The EPA also explained that the language in the submitted version of AAC R3-7-708 was nonetheless acceptable:

In the context of the broader CBG program, which clearly specifies that oxygenates other than ethanol to be used, we consider this language to be acceptable because it is apparent that the references to ethanol are meant to address general requirements for oxygenates and are not intended to limit the choice of oxygenate for oxygenated fuels.⁸

The EPA reiterates here that the scope of our approval of this provision extends to all oxygenates that the Agency has registered under CAA section 211(a), which is consistent with the broader context of the submitted CBG program, notwithstanding the rule's references to ethanol. As the EPA noted in the TSD for our proposed action, the State has indicated that it plans to submit a revised version of this rule in its next SIP submittal.⁹

Comment 3: The commenter requested that the EPA state an individual basis for each of the nine categories of changes collectively described as “administrative in nature.” The commenter noted particularly the CARBOB Model substitution and the blendstock recertification allowance, which they characterize as introducing new compliance pathways.

Response 3: The TSD identifies multiple changes as administrative in nature and provides a general basis for the approval of such changes.¹⁰ With respect to the CARBOB Model substitution and the blendstock recertification allowance, the Agency's proposed approval of the submitted revisions is based on the fact that the underlying measures have already been approved by the EPA and the measures have previously approved compliance pathways.¹¹ The submitted revisions add SIP-strengthening compliance flexibilities to previously approved regulations. The EPA has considered the underlying provisions individually in reaching this conclusion and has determined that the submitted revisions are approvable.

The EPA notes that the changes the Agency is acting on and approving strengthen the SIP by providing greater clarity to the regulated public. As stated in the TSD for the proposed action:

The EPA has long acknowledged that SIP revisions to an approved state fuel program that are administrative in nature because they improve and strengthen an existing SIP-approved fuel program are within the scope of the previous necessity finding and do not require another “necessity” demonstration under CAA section 211(c)(4)(C)(i).¹²

Comment 4: The commenter suggested that the EPA should clarify its expectations for the interaction between the proposed SIP approval and the EPA's national waiver of Federal enforcement which applies to state boutique fuel requirements for gasoline, including specifically whether the EPA anticipates the waiver lapsing before or shortly after this action is finalized, and what compliance transition, if any, regulated parties should expect if Federal enforcement of the approved Arizona CBG requirements resumes on short notice.

Response 4: The comment is beyond the scope of this rulemaking. The present action addresses only whether the rules submitted by Arizona comply with all applicable CAA requirements for a SIP submittal.

Comment 5: The commenter suggested that the EPA should identify a specific timeline or commitment for review of the 2023 amendments, and that the Agency should clarify how the gap in the federally enforceable SIP and the requirements that are currently in effect at the State level will be addressed and over what timeframe.

Response 5: The present action addresses only the rules submitted by Arizona. Once approved into the SIP, these rules will be federally effective and enforceable upon all regulated parties. As noted in response to Comment 2, Arizona has indicated that it plans to submit a revised version of Rule R3-7-708 in its next SIP submittal.

Comment 6: The commenter observed that the publication date of the **Federal Register** publication cited in footnote 3 of the proposal should be May 16, 1988,” instead of “May 16, 1998,” and suggested that this should be changed in the final rule.

Response 6: The EPA agrees that the date for this citation was incorrectly listed in the proposed rulemaking. The EPA hereby clarifies that the correct citation is “53 FR 17378 (May 16, 1988).”

No comments were submitted that changed the EPA's assessment of the

submitted rules as described in our proposed action. Therefore, the EPA continues to find that the submitted rules should be approved into the Arizona SIP because they fulfill all relevant CAA requirements. Therefore, as authorized in CAA section 110(k)(3), the EPA is approving the submitted statutes and rules into the Arizona SIP.

IV. Incorporation by Reference

In this rule, the EPA is finalizing regulatory text that includes incorporation by reference. In accordance with requirements of 1 CFR 51.5, the EPA is incorporating by reference the statutes and rules as described in section II of this preamble: new sections ARS 3-3401 (1), (2), (4), (17), (19), (20), (22), (24), (27), (28), (29), (32); ARS 3-3433 (A)-(I); ARS 3-3473 (A)(1), (B)(4), (C); ARS 3-3475; ARS 3-3491; ARS 3-3492; ARS 3-3493; ARS 3-3495; AAC R3-7-101; AAC R3-7-701; AAC R3-7-702 (A)(1)-(13), (A)(15); AAC R3-7-708; AAC R3-7-716; AAC R3-7-749; AAC R3-7-750; AAC R3-7-751; AAC R3-7-752; AAC R3-7-753; AAC R3-7-754; AAC R3-7-755; AAC R3-7-756; AAC R3-7-757; AAC R3-7-759; AAC R3-7-760; AAC R3-7-761; AAC R3-7-762; AAC R3-7 Table A; AAC Title 3, Chapter 7, Article 7, Table 1; and AAC Title 3, Chapter 7, Article 7, Table 2. These statutes and rules amend the Arizona Cleaner Burning Gasoline (CBG) program, which is a control measure in the greater Phoenix metropolitan area to reduce emissions of ozone-forming pollutants, carbon monoxide, and particulate matter. The EPA has made, and will continue to make, these materials available through <https://www.regulations.gov> and at the EPA Region IX 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 SIP, 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 EPA's approval, and will be incorporated by reference in the next update to the SIP compilation.

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. 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

⁷ TSD at 19 (internal citations omitted).

⁸ *Id.*

⁹ *Id.* at 18.

¹⁰ *Id.* at 13.

¹¹ *Id.* at 11 and 22.

¹² *Id.* at 13.

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 December 18, 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, Carbon monoxide, Incorporation by reference, Intergovernmental relations, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements, Volatile organic compounds.

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

Dated: October 14, 2026.

Michael Martucci,

Acting Regional Administrator, EPA Region IX.

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 D—Arizona

■ 2. Amend § 52.120:

■ a. In paragraph (c) by:

■ i. In table 1, immediately after the heading “Arizona Revised Statutes”:

■ A. Adding the headings “Title 3 (Agriculture)”, “Chapter 19 (Weights and Measures Service Division)”, and “Article 1 (General Provisions)” and the entry for “3-3401 (1), (2), (4), (17), (19), (20), (22), (24), (27), (28), (29), and (32)”;

■ B. Adding the heading “Article 3 (Method of Sale of Commodities and Services)” and the entry for “3-3433 (A)–(I)” immediately after entry “3-3401 (1), (2), (4), (17), (19), (20), (22), (24), (27), (28), (29), and (32)”;

■ C. Adding the heading “Article 5 (Regulation)” and the entries for “3-3473 (A)(1), (B)(4), and (C)” and “3-3475” immediately after entry “3-3433 (A)–(I)”;

■ D. Adding heading “Article 6 (Motor Fuel)” and entries for “3-3491,” “3-3492,” “3-3493,” and “3-3495” immediately after entry “3-3475”; and

■ E. Under the headings “Title 41 (State Government)”, “Chapter 15 (Department of Weights and Measures)”:

■ 1. Removing the heading “Article 1 (General Provisions)” and the entry for “41-2051 (6), (10), (11), (12), and (13)”;

■ 2. Removing the heading “Article 3 (Method of Sale of Commodities and Services)” and the entry for “41-2083”;

■ 3. Removing the heading “Article 5 (Regulation)” and the entries for “41-2113(B)(4)” and “41-2115”; and

■ 4. Removing the heading “Article 6 (Motor Fuel)” and the entries for “41-2121”, “41-2121(5)”, “41-2122”, “41-2123”, “41-2124”, and “41-2125”; and

■ ii. In table 2, immediately after the heading “Arizona Administrative Code”:

■ A. Adding the headings “Title 3 (Agriculture)”, “Chapter 7 (Department of Agriculture—Weights and Measures Services Division)”, and “Article 1 (Administration and Procedures)” and the entry for “R3-7-101”;

■ B. Adding the heading “Article 7 (Motor Fuels and Petroleum Products)” and entries for “R3-7-701”, “R3-7-702 (A)(1)–(13), (A)(15)”, “R3-7-708”, “R3-7-716”, “R3-7-749”, “R3-7-750”, “R3-7-751”, “R3-7-752”, “R3-7-753”, “R3-7-754”, “R3-7-755”, “R3-7-756”, “R3-7-757”, “R3-7-759”, “R3-7-760”, “R3-7-761”, “R3-7-762”, “Table A”, “Table 1”, and “Table 2” after the entry for “R3-7-101”; and

■ C. Under the headings “Title 20 (Commerce, Financial Institutions, and Insurance)”, “Chapter 2 (Department of Weights and Measures)”:

■ 1. Removing the heading “Article 1 (Administration and Procedures)” and the entry for “R20-2-101”; and

■ 2. Removing the heading for “Article 7 (Motor Fuels and Petroleum Products)” and the entries for “R20-2-701”, “R20-2-716”, “R20-2-750”, “R20-2-751”, “R20-2-752”, “R20-2-753”, “R20-2-754”, “R20-2-755”, “R20-2-756”, “R20-2-757”, “R20-2-758”, “R20-2-759”, “R20-2-760”, “R20-2-761”, “R20-2-762”, “Table 1”, and “Table 2”; and

■ b. In paragraph (e), in table 3, by:

■ i. Adding the headings “Title 3 (Agriculture)”, “Chapter 19 (Weights and Measures Service Division)”, and “Article 2 (State Administration of Weights and Measures)” and entries for “3-3414” and “3-3415” immediately after the heading “Arizona Revised Statutes”;

■ ii. Under the heading “Title 28 (Transportation)” by removing the headings “Chapter 2 (Administration)” and “Article 6 (Unblended Gasoline Shortages)” and the entries for “28-2701”, “28-2702”, “28-2703”, “28-2704”, “28-2705”, “28-2706”, “28-2707”, and “28-2708”;

■ iii. Under the heading “Title 41 (State Government)” by removing the headings

“Chapter 15 (Department of Weights and Measures)” and “Article 2 (State Administration of Weights and Measures)” and the entries for “41–

2065”, “41–2066”, and “41–2066(A)(2)”; and
 ■ iv. Removing footnote 1.
 The revisions and additions read as follows:

§ 52.120 Identification of plan.

* * * * *
 (c) * * *

TABLE 1—EPA-APPROVED ARIZONA STATUTES

State citation	Title/subject	State effective date	EPA approval date	Additional explanation
ARIZONA REVISED STATUTES ¹				
Title 3 (Agriculture)				
Chapter 19 (Weights and Measures Service Division)				
Article 1 (General Provisions)				
3–3401 (1), (2), (4), (17), (19), (20), (22), (24), (27), (28), (29), and (32).	Definitions	July 1, 2016	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Arizona Revised Statutes (LexisNexis, 2021). Submitted on June 17, 2021.
Article 3 (Method of Sale of Commodities and Services)				
3–3433 (A)–(I) ..	Standards for motor fuel; exceptions	July 1, 2016	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Arizona Revised Statutes (LexisNexis, 2021). Submitted on June 17, 2021.
Article 5 (Regulation)				
3–3473 (A)(1), (B)(4), and (C).	Violations; classification; jurisdiction ...	July 1, 2016	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Arizona Revised Statutes (LexisNexis, 2021). Submitted on June 17, 2021.
3–3475	Civil penalties; hearing	July 1, 2016	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Arizona Revised Statutes (LexisNexis, 2021). Submitted on June 17, 2021.
Article 6 (Motor Fuel)				
3–3491	Standards for oxygenated fuel; volatility; exceptions.	August 9, 2017	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Arizona Revised Statutes (LexisNexis, 2021). Submitted on June 17, 2021.
3–3492	Area A; sale of gasoline; oxygen content.	June 30, 2016	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Arizona Revised Statutes (LexisNexis, 2021). Submitted on June 17, 2021.
3–3493	Area A; fuel reformulation; rules	August 9, 2017	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Arizona Revised Statutes (LexisNexis, 2021). Submitted on June 17, 2021.
3–3495	Area B; sale of gasoline; oxygen content.	August 6, 2016	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Arizona Revised Statutes (LexisNexis, 2021). Submitted on June 17, 2021.
*	*	*	*	*

¹ The statutory provisions listed in table 1 of paragraph (c) are considered regulatory. Other statutory provisions are considered nonregulatory and are listed in table 3 of paragraph (e).

TABLE 2—EPA-APPROVED ARIZONA REGULATIONS

State citation	Title/subject	State effective date	EPA approval date	Additional explanation
ARIZONA ADMINISTRATIVE CODE				
Title 3 (Agriculture)				
Chapter 7 (Department of Agriculture—Weights and Measures Services Division)				
Article 1 (Administration and Procedures)				
R3–7–101	Definitions	November 10, 2018	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
Article 7 (Motor Fuels and Petroleum Products)				
R3–7–701	Definitions	November 10, 2018	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–702 (A)(1)–(13), (A)(15).	Material Incorporated by Reference ...	November 10, 2018	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021. ADEQ clarified and revised the June 17, 2021 submittal in a submittal dated July 8, 2025.
R3–7–708	Gasoline Oxygenate Blends	October 2, 2017	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021. ADEQ clarified and revised the June 17, 2021 submittal in a submittal dated July 8, 2025.
R3–7–716	Sampling and Access to Records	November 10, 2018	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–749	Definitions Applicable to Arizona CBG and AZRBOB.	November 10, 2018	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–750	Registration Relating to Arizona CBG or AZRBOB.	October 2, 2017	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–751	Arizona CBG Requirements	November 10, 2018	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–752	General Requirements for Registered Suppliers.	November 10, 2018	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–753	General Requirements for Pipelines and Third-party Terminals.	October 2, 2017	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–754	Downstream Blending Exceptions for Transmix.	October 2, 2017	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–755	Additional Requirements for AZRBOB and Downstream Oxygenate Blending.	November 10, 2018	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–756	Downstream Blending of Arizona CBG with Nonoxygenate Blendstocks.	October 2, 2017	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–757	Product Transfer Documentation; Records Retention.	November 10, 2018	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–759	Testing Methodologies	October 2, 2017	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–760	Compliance Surveys	November 10, 2018	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–761	Liability for Noncompliant Arizona CBG or AZRBOB.	November 10, 2018	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
R3–7–762	Penalties	October 2, 2017	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.

TABLE 2—EPA-APPROVED ARIZONA REGULATIONS—Continued

State citation	Title/subject	State effective date	EPA approval date	Additional explanation
Table A	Test Methods for Arizona CBG and ... AZRBOB	October 2, 2017	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
Table 1	Type 1 Arizona CBG Standards	October 2, 2017	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
Table 2	Type 2 Arizona CBG Standards	October 2, 2017	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Submitted on June 17, 2021.
*	*	*	*	*

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(e) * * *

TABLE 3—EPA-APPROVED ARIZONA STATUTES—NON-REGULATORY

State citation	Title/subject	State submittal date	EPA approval date	Explanation
ARIZONA REVISED STATUTES				
Title 3 (Agriculture)				
Chapter 19 (Weights and Measures Service Division)				
Article 2 (State Administration of Weights and Measures)				
3–3414	Powers and duties; definition	June 17, 2021	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Arizona Revised Statutes (LexisNexis, 2021). State effective date August 3, 2018.
3–3415	Enforcement powers of the associate director, agents and inspectors.	June 17, 2021	October 19, 2026, 91 FR [INSERT Federal Register PAGE WHERE THE DOCUMENT BEGINS].	Arizona Revised Statutes (LexisNexis, 2021). State effective date July 1, 2016.
*	*	*	*	*

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[FR Doc. 2026–21268 Filed 10–16–26; 8:45 am]

BILLING CODE 6569–60–P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 27

[GN Docket Nos. 18–122 and 25–59; FCC 26–46; FR ID 372601]

Upper C-Band (3.98–4.2 GHz); Expanding Flexible Use of the 3.7 to 4.2 GHz Band

AGENCY: Federal Communications Commission.

ACTION: Final rule; announcement of effective date.

SUMMARY: In this document, the Federal Communications Commission (Commission) announces that the Office of Management and Budget (OMB) has approved the information collection requirements under OMB Control

Number 3060–1272, as adopted in the Commission’s Report and Order, Order of Proposed Modification, and Order on Reconsideration, FCC 26–46.

DATES: Amendatory instructions 26 (47 CFR 27.1412(e)) and 35 (47 CFR 27.1419), published at 91 FR 48700, July 31, 2026, are effective on October 19, 2026.

FOR FURTHER INFORMATION CONTACT: Cathy Williams, Office of the Managing Director, Federal Communications Commission, at (202) 418–2918 or Cathy.Williams@fcc.gov.

SUPPLEMENTARY INFORMATION: This document announces that OMB approved the information collection requirements in 47 CFR 27.1412(e) and 27.1419 on September 21, 2026. The Commission publishes this document as an announcement of the effective date for these amended rules.

Synopsis

As required by the Paperwork Reduction Act of 1995 (44 U.S.C. 3507),

the Commission is notifying the public that it received final OMB approval on September 21, 2026, for the information collection requirements contained in 47 CFR 27.1412(e) and 27.1419. Under 5 CFR part 1320, an agency may not conduct or sponsor a collection of information unless it displays a current, valid OMB Control Number.

No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act that does not display a current, valid OMB Control Number. The OMB Control Number for this information collection is 3060–1272. The foregoing notice is required by the Paperwork Reduction Act of 1995, Public Law 104–13, October 1, 1995, and 44 U.S.C. 3507.

The total annual reporting burdens and costs for the respondents are as follows:

OMB Control Number: 3060–1272.

Title: 3.7 GHz Band Space Station Operator Transition Plans; 3.7 GHz