

### F. Environment

We have analyzed this rule under Department of Homeland Security Directive 023-01 and Environmental Planning COMDTINST 5090.1 (series), which guide the Coast Guard in complying with the National Environmental Policy Act of 1969 (42 U.S.C. 4321-4370f), and have determined that this action is one of a category of actions that do not individually or cumulatively have a significant effect on the human environment. This rule involves establishment of a temporary safety zone for the navigable waters of the Corpus Christi Ship Channel within the Inner Harbor from position 27°49'7.80" N, 097°28'28.69" W to position 27°49'0.12" N, 097°27'54.09" W. The safety zone is needed to protect personnel, vessels, and the marine environment from potential hazards created by salvage Dredge WAYMON BOYD. It is categorically excluded from further review under paragraph L60(a) in Table 3-1 of U.S. Coast Guard Environmental Planning Implementing Procedures 5090.1. A Record of Environmental Consideration supporting this determination is available in the docket where indicated under **ADDRESSES**.

### G. Protest Activities

The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places or vessels.

#### List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, Waterways.

For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

#### **PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS**

■ 1. The authority citation for part 165 continues to read as follows:

**Authority:** 46 U.S.C. 70034, 70051; 33 CFR 1.05-1, 6.04-1, 6.04-6, and 160.5; Department of Homeland Security Delegation No. 0170.1.

■ 2. Add § 165.T08-0543 to read as follows:

#### **§ 165.T08-0543 Safety Zone; Corpus Christi Ship Channel, Corpus Christi, TX**

(a) *Location.* The following area is a safety zone: The navigable waters of the Corpus Christi Ship Channel within the Inner Harbor from position 27°49'7.80" N, 097°28'28.69" W to position 27°49'0.12" N, 097°27'54.09" W.

(b) *Effective period.* The section is effective from August 23, 2020 through 12 noon on September 15, 2020.

(c) *Regulations.* (1) According to the general regulations in § 165.23 of this part, Entry of vessels into this zone is permitted with restrictions: Vessels shall not over take or pass other vessels within the zone, and vessels must operate at a slowbell only.

(d) *Information broadcasts.* The COTP or a designated representative will inform the public of the enforcement times and date for this safety zone through Broadcast Notices to Mariners, Local Notices to Mariners, and/or Safety Marine Information Broadcasts as appropriate.

Dated: September 1, 2020.

**J.B. Gunning,**

*Captain, U.S. Coast Guard, Acting Captain of the Port Sector Corpus Christi.*

[FR Doc. 2020-19854 Filed 9-11-20; 8:45 am]

**BILLING CODE 9110-04-P**

### **ENVIRONMENTAL PROTECTION AGENCY**

#### **40 CFR Part 52**

#### **EPA-R09-OAR-2019-0655; FRL-10012-28-Region 9 Air Plan Approval; California; San Joaquin Valley Unified Air Pollution Control District and Feather River Air Quality Management District**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is taking final action to approve revisions to the San Joaquin Valley Unified Air Pollution Control District (SJVUAPCD or District) and the Feather River Air Quality Management District (FRAQMD) portions of the California State Implementation Plan (SIP) under the Clean Air Act (CAA or Act). For the SJVUAPCD, these revisions concern a rule intended to track information related to emissions of volatile organic compounds (VOCs) and particulate matter (PM) from commercial charbroilers, and an administrative rule for the registration

of certain emission units historically exempted from the SJVUAPCD's permit requirements. We are approving into the California SIP amendments to a SJVUAPCD local rule, which require owners and operators of commercial underfired charbroilers to submit a one-time information report and which subject certain underfired charbroilers to registration and weekly recordkeeping requirements. We are also approving a SJVUAPCD rule addressing registration requirements for these and certain other emission units. For the FRAQMD, these revisions concern a negative declaration for the Control Techniques Guidelines (CTG) for the Oil and Natural Gas Industry.

**DATES:** This rule is effective October 14, 2020.

**ADDRESSES:** The EPA has established a docket for this action under Docket ID No. EPA-R09-OAR-2019-0655. 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.

**FOR FURTHER INFORMATION CONTACT:** Stanley Tong, EPA Region IX, 75 Hawthorne St., San Francisco, CA 94105. By phone: (415) 947-4122 or by email at [tong.stanley@epa.gov](mailto:tong.stanley@epa.gov). Or Nicole Law, EPA Region IX, 75 Hawthorne St., San Francisco, CA 94105. By phone: (415) 947-4126 or by email at [law.nicole@epa.gov](mailto:law.nicole@epa.gov).

**SUPPLEMENTARY INFORMATION:** Throughout this document, "we," "us" and "our" refer to the EPA.

#### **Table of Contents**

- I. Proposed Action
- II. Public Comments and EPA Responses
- III. EPA Action
- IV. Incorporation by Reference
- V. Statutory and Executive Order Reviews

#### **I. Proposed Action**

On May 29, 2020 (85 FR 32327), the EPA proposed to approve the following documents listed in Table 1 into the California SIP.

TABLE 1—SUBMITTED DOCUMENTS

Local agency	Rule or document	Adopted/ amended	Submitted
SJVUAPCD .....	Rule 2250—Permit-Exempt Equipment Registration .....	Adopted 10/19/2006 .....	<sup>1</sup> 4/30/2020
SJVUAPCD .....	Rule 4692—Commercial Charbroiling .....	Amended 06/21/2018 .....	<sup>2</sup> 11/21/2018
FRAQMD .....	Reasonably Available Control Technology (RACT) State Implementation Plan (SIP) Revision for the South Sutter County Portion of the Sacramento Metropolitan Nonattainment Area for 8-Hour ozone—Negative Declaration for Control Techniques Guidelines for the Oil and Natural Gas Industry.	Adopted 08/06/2018 .....	<sup>3</sup> 12/07/2018

We proposed to approve SJVUAPCD Rule 2250 and amended Rule 4692, and FRAQMD’s negative declaration for the Control Techniques Guidelines for the Oil and Natural Gas Industry (EPA–453/B–16–001), because we determined that they comply with the relevant CAA requirements. Our proposed action contains more information on the documents and our evaluation.

**II. Public Comments and EPA Responses**

The EPA’s proposed action provided a 30-day public comment period. The public comment period closed on June 29, 2020. During this period, we received one anonymous comment that supported our proposed approval.

**III. EPA Action**

No comments were submitted that change our assessment of the rules and negative declaration as described in our proposed action. Therefore, as authorized in section 110(k)(3) of the Act, the EPA is fully approving the documents listed in Table 1 into the California SIP.

**IV. Incorporation by Reference**

In this rule, the EPA is finalizing regulatory text that includes incorporation by reference. In accordance with the requirements of 1 CFR 51.5, the EPA is finalizing the incorporation by reference of the SJVUAPCD rules described in the amendments to 40 CFR part 52 set forth below. The EPA has made, and will continue to make, these documents available through [www.regulations.gov](http://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).

<sup>1</sup> This submittal was transmitted to the EPA by a letter from CARB dated April 30, 2020.  
<sup>2</sup> This submittal was transmitted to the EPA by a letter from CARB dated November 16, 2018.  
<sup>3</sup> This submittal was transmitted to the EPA by a letter from CARB dated December 2, 2018.

**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 Act 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 the Clean Air Act. 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 Orders 12866 (58 FR 51735, October 4, 1993) and 13563 (76 FR 3821, January 21, 2011);
- Is not an Executive Order 13771 (82 FR 9339, February 2, 2017) regulatory action because SIP approvals are exempted 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 an economically significant regulatory action based on health or safety risks subject to Executive Order 13045 (62 FR 19885, April 23, 1997);
- Is not a significant regulatory action subject to Executive Order 13211 (66 FR 28355, May 22, 2001);
- 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; and

- Does not provide the EPA with the discretionary authority to address, as appropriate, disproportionate human health or environmental effects, using practicable and legally permissible methods, under Executive Order 12898 (59 FR 7629, February 16, 1994).

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).

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. The EPA will submit a report containing this action and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. A major rule cannot take effect until 60 days after it is published in the **Federal Register**. 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 November 13, 2020. 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, Nitrogen dioxide, Ozone, Particulate Matter, Reporting and recordkeeping requirements, Volatile organic compounds.

Dated: July 31, 2020.

**John Busterud,**

*Regional Administrator, Region IX.*

For the reasons stated in the preamble, the EPA amends Part 52, chapter I, title 40 of the Code of Federal Regulations as follows:

**PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS**

■ 1. The authority citation for part 52 continues to read as follows:

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

**Subpart F—California**

■ 2. Section 52.220 is amended by adding paragraphs (c)(310)(i)(A)(2) and

(c)(379)(i)(C)(8), revising paragraph (c)(527)(i)(B) and adding paragraph (c)(540) to read as follows:

**§ 52.220 Identification of plan—in part.**

\* \* \* \* \*

(c) \* \* \*

(310) \* \* \*

(i) \* \* \*

(A) \* \* \*

(2) Previously approved on June 3, 2003 in paragraph (c)(310)(i)(A)(1) of this section and now deleted with replacement in paragraph (c)(527)(i)(B)(1) of this section, Rule 4692, adopted on March 21, 2002.

\* \* \* \* \*

(379) \* \* \*

(i) \* \* \*

(C) \* \* \*

(8) Previously approved on November 3, 2011 in paragraph (c)(379)(i)(C)(5) of this section and now deleted with replacement in paragraph (c)(527)(i)(B)(1) of this section, Rule 4692, “Commercial Charbroiling,” amended on September 17, 2009.

\* \* \* \* \*

(527) \* \* \*

(i) \* \* \*

(B) San Joaquin Valley Unified Air Pollution Control District.

(1) Rule 4692, “Commercial Charbroiling,” amended on June 21, 2018.

(2) [Reserved]

\* \* \* \* \*

(540) New regulations for the following APCD were submitted on April 30, 2020, by the Governor’s designee, as an attachment to a letter dated April 30, 2020.

(i) Incorporation by reference.

(A) San Joaquin Valley Unified Air Pollution Control District.

(1) Rule 2250, “Permit-Exempt Equipment Registration,” adopted October 19, 2006.

(2) [Reserved]

(B) [Reserved]

(ii) [Reserved]

**§ 52.222 [AMENDED]**

■ 3. Section 52.222 is amended by revising paragraph (a)(11) to read as follows:

(a) \* \* \*

(11) Feather River Air Quality Management District.

(i) Negative declarations for Feather River Air Quality Management District.

CTG source category	Negative declaration CTG reference document	2006 RACT SIP submitted 7/11/07	2009 RACT SIP submitted 10/27/09	2014 RACT SIP submitted 9/29/14
Aerospace .....	EPA-453/R-97-004—Control of VOC Emissions from Coating Operations at Aerospace Manufacturing and Rework.	X	.....	X
Automobile Coating; Metal Coil Container, & Closure; Paper & Fabric.	EPA-450/2-77-008—Control of Volatile Organic Emissions from Existing Stationary Sources—Volume II Surface Coating of Cans, Coils, Paper, Fabrics, Automobiles, and Light-Duty Trucks.	X	.....	X
Automobile and Light-Duty Truck Assembly Coatings.	EPA-453/R-08-006—Control Techniques Guidelines for Automobile and Light-Duty Assembly Coatings.	.....	X	X
Cutback Asphalt .....	EPA-450/2-77-037—Control of Volatile Organic Emissions from Use of Cutback Asphalt.	X	.....	X
Dry Cleaning .....	EPA-450/3-82-009—Control of Volatile Organic Compound Emissions from Large Petroleum Dry Cleaners.	X	.....	X
Flat Wood Paneling Coatings .....	EPA-453/R-06-004—Control Techniques Guidelines for Flat Wood Paneling Coatings.	.....	X	X
Fiberglass Boat Manufacturing Materials.	EPA-453/R-08-004—Control Techniques Guidelines for Fiberglass Boat Manufacturing Materials.	.....	X	X
Flexible Package Printing .....	EPA-453/R06-003—Control Techniques Guidelines for Flexible Package Printing.	.....	X	X
Gasoline Loading Terminal .....	EPA-450/2-77-026—Control of Hydrocarbons from Tank Truck Gasoline Loading Terminals.	X	.....	X
Gasoline Trucks .....	EPA-450/2-78-051—Control of Volatile Organic Compound Leaks from Gasoline Tank Trucks and Vapor Collection Systems.	X	.....	X
Gasoline Bulk Plants .....	EPA-450/2-77-035—Control of Volatile Organic Emissions from Gasoline Bulk Plants.	X	.....	X
Graphic Arts Rotogravure and Flexography.	EPA-450/2-78-033—Control of Volatile Organic Emissions from Existing Stationary Sources—Volume VIII: Rotogravure and Flexography.	X	.....	X
Industrial Cleaning Solvents .....	EPA-453/R-06-001—Control Techniques Guidelines for Industrial Cleaning Solvents.	X	X	X

CTG source category	Negative declaration CTG reference document	2006 RACT SIP submitted 7/11/07	2009 RACT SIP submitted 10/27/09	2014 RACT SIP submitted 9/29/14
Large Appliance Coating .....	EPA-450/2-77-034—Control of Volatile Organic Emissions from Existing Stationary Sources, Volume V: Surface Coating of Large Appliances.	X	.....	X
Large Appliance Coating .....	EPA-453/R-07-004—Control Techniques for Large Appliance Coatings.	.....	X	X
Magnet Wire Coating .....	EPA-450/2-77-033—Control of Volatile Organic Emissions from Existing Stationary Sources—Volume IV: Surface Coating of Insulation of Magnet Wire.	X	.....	X
Metal Can Coating; Metal Coil Coating.	EPA-450/2-77-008—Control of Volatile Organic Emissions from Existing Stationary Sources—Volume II: Surface Coating of Cans, Coils, Paper, Fabrics, Automobiles, and Light-Duty Trucks.	X	.....	X
Metal Furniture .....	EPA-450/2-77-032—Control of Volatile Organic Emissions from Existing Stationary Sources—Volume III: Surface Coating of Metal Furniture.	X	.....	X
Metal Furniture Coatings .....	EPA-453/R-07-005—Control Techniques Guidelines for Metal Furniture Coatings.	.....	X	X
Metal Parts and Products .....	EPA-450/2-78-015—Control of Volatile Organic Emissions from Existing Stationary Sources—Volume VI: Surface Coating of Miscellaneous Parts and Products.	X	.....	X
Miscellaneous Industrial Adhesives	EPA-453/R-08-005—Control Techniques Guidelines for Miscellaneous Industrial Adhesives.	X	X	X
Miscellaneous Metal and Plastic Parts Coatings.	EPA-453/R-08-003—Control Techniques Guidelines for Miscellaneous Metal and Plastic Parts Coatings.	.....	X	X
Natural Gas/Gasoline .....	EPA-450/2-83-007—Control of VOC Equipment Leaks from Natural Gas/Gasoline Processing Plants.	X	.....	X
Offset Lithographic Printing and Letterpress Printing.	EPA-453/R-06-002—Control Techniques Guidelines for Offset Lithographic Printing and Letterpress Printing.	.....	X	X
Paper and Fabric Coating .....	EPA-450/2-77-008—Control of Volatile Organic Emissions from Existing Stationary Sources—Volume II: Surface Coating of Cans, Coils, Paper, Fabrics, Automobiles, and Light-Duty Trucks.	X	.....	X
Paper, Film, and Foil Coatings .....	EPA-453/R-07-003—Control Techniques Guidelines for Paper, Film, and Foil Coatings.	.....	X	X
Petroleum Liquid Storage Tanks .....	EPA-450/2-77-036—Control of VOC Emissions from Storage of Petroleum Liquids in Fixed Roof Tanks.	X	.....	X
Petroleum Liquid Storage Tanks .....	EPA-450/2-78-047—Control of VOC Emissions from Petroleum Liquid Storage in External Floating Roof Tanks.	X	.....	X
Pharmaceutical Products .....	EPA-450/2-78-029—Control of Volatile Organic Emissions from Manufacture of Synthesized Pharmaceutical Products.	X	.....	X
Resin Manufacturing .....	EPA-450/3-83-008—Control of VOC Emissions from Manufacture of High-Density Polyethylene, Polypropylene, and Polystyrene Resins.	X	.....	X
Resin Manufacturing .....	EPA-450/3-83-006—Control of VOC Fugitive Emissions from Synthetic Organic Chemical Polymer and Resin Manufacturing Equipment.	X	.....	X
Refineries .....	EPA-450/2-77-025—Control of Refinery Vacuum Producing Systems, Wastewater Separators, and Process Unit Turnarounds.	X	.....	X
Refineries .....	EPA-450/2-78-036—Control of VOC Leaks from Petroleum Refinery Equipment.	X	.....	X
Rubber Tire Manufacturing .....	EPA-450/2-78-030—Control of Volatile Organic Emissions from Manufacture of Pneumatic Rubber Tires.	X	.....	X
Ship Coatings .....	61 FR 44050 Shipbuilding and Ship Repair Operations (Surface Coating).	X	.....	X
Ship Coatings .....	EPA-453/R-94-032—Alternative Control Technology Document—Surface Coating Operations at Shipbuilding and Ship Repair Operations (Surface Coating).	.....	.....	X
Solvent Cleaning Degreasers .....	EPA-450/2-77-022—Control of Volatile Organic Emissions from Solvent Metal Cleaning.	X	.....	X
Synthetic Organic Chemical Manufacturing.	EPA-450/3-84-015—Control of VOC Emissions from Air Oxidation Processes in Synthetic Organic Chemical Manufacturing Industry.	X	.....	X

CTG source category	Negative declaration CTG reference document	2006 RACT SIP submitted 7/11/07	2009 RACT SIP submitted 10/27/09	2014 RACT SIP submitted 9/29/14
Synthetic Organic Chemical Manufacturing.	EPA-450/4-91-031—Control of VOC Emissions from Reactor Processes and Distillation Operations in Synthetic Organic Chemical Manufacturing Industry.	X	.....	X
Wood Coating Factory Surface of Flat Wood Paneling.	EPA-450/2-78-032—Control of Volatile Organic Emissions from Existing Stationary Sources—Volume VII: Factory Surface of Flat Wood Paneling.	X	.....	X
Wood Furniture Coating .....	EPA-453/R-96-007—Control of VOC Emissions from Wood Furniture Manufacturing Operations.	X	.....	X

(ii) A negative declaration for the Control Techniques Guidelines for the Oil and Natural Gas Industry, EPA 453/B-16-001, was submitted on December 7, 2018, as an attachment to a letter dated December 2, 2018, and adopted on August 6, 2018, titled: “Reasonably Available Control Technology (RACT) State Implementation Plan (SIP) Revision for the South Sutter County Portion of the Sacramento Metropolitan Nonattainment Area for 8-Hour ozone—Negative Declaration for Control Techniques Guidelines for the Oil and Natural Gas Industry.”

\* \* \* \* \*

[FR Doc. 2020-17181 Filed 9-11-20; 8:45 am]

BILLING CODE 6560-50-P

**NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES**

**National Endowment for the Humanities**

**45 CFR Part 1173**

**RIN 3136-AA42**

**Processes and Procedures for Issuing Guidance Documents**

**AGENCY:** National Endowment for the Humanities; National Foundation on the Arts and the Humanities.

**ACTION:** Final rule.

**SUMMARY:** This final rule sets forth the National Endowment for the Humanities’ (NEH) internal policies and procedures governing the issuance of guidance documents as required by Executive Order 13891, “Promoting the Rule of Law Through Improved Agency Guidance Documents” (E.O. 13891).

**DATES:** This final rule is effective on October 14, 2020.

**FOR FURTHER INFORMATION CONTACT:** Lisette Voyatzis, Deputy General Counsel, 400 7th Street SW, Room 4060, Washington, DC 20506; (202) 606-8322; [gencounsel@neh.gov](mailto:gencounsel@neh.gov).

**SUPPLEMENTARY INFORMATION:**

**1. Background**

NEH is adopting this final rule pursuant to E.O. 13891,<sup>1</sup> which requires federal agencies to finalize regulations, or amend existing regulations as necessary, that set forth processes and procedures for issuing guidance documents. In compliance with E.O. 13891, this final rule establishes NEH’s policy, procedures, and responsibilities for issuing guidance documents in order to ensure that the agency performs the required review and clearance before issuance and follows all stages of the rulemaking process.

**2. Compliance**

*Administrative Procedure Act of 1946*

Under the Administrative Procedure Act, an agency may waive the normal notice and comment procedures if the action is a rule of agency organization, procedure, or practice. *See* 5 U.S.C. 553(b)(A). This final rule merely incorporates the requirements set forth in E.O. 13891 into NEH’s internal policy and procedures for issuing guidance documents. Accordingly, NEH has concluded that there is good cause to publish this rule without prior public notice and comment.

*E.O. 12866, Regulatory Planning and Review, and E.O. 13563, Improving Regulation and Regulatory Review*

This action is not significant under E.O. 12866.

*E.O. 13771, Reducing Regulation and Controlling Regulatory Costs*

This action is not expected to be an E.O. 13771 regulatory action because this action is not significant under E.O. 12866.

*E.O. 13132, Federalism*

This rulemaking does not have federalism implications. It will not have substantial direct effects on the states, on the relationship between the national government and the states, or on the distribution of power and

responsibilities among the various levels of government.

*E.O. 12988, Civil Justice Reform*

This rulemaking meets the applicable standards set forth in section 3(a) and 3(b)(2) of E.O. 12988. Specifically, this final rule is written in clear language designed to help reduce litigation.

*E.O. 13175, Indian Tribal Governments*

Under the criteria in E.O. 13175, NEH evaluated this final rule and determined that it will not have any potential effects on Federally recognized Indian Tribes.

*E.O. 12630, Takings*

Under the criteria in E.O. 12630, this rulemaking does not have significant takings implications. Therefore, a takings implication assessment is not required.

*Regulatory Flexibility Act of 1980*

This rulemaking will not have a significant adverse impact on a substantial number of small entities, including small businesses, small governmental jurisdictions, or certain small not-for-profit organizations.

*Paperwork Reduction Act of 1995*

This rulemaking does not impose an information collection burden under the Paperwork Reduction Act. This action contains no provisions constituting a collection of information pursuant to the Paperwork Reduction Act.

*Unfunded Mandates Reform Act of 1995*

This rulemaking does not contain a Federal mandate that will result in the expenditure by State, local, and Tribal governments, in the aggregate, or by the private sector of \$100 million or more in any one year.

*National Environmental Policy Act of 1969*

This final rule will not have a significant effect on the human environment.

<sup>1</sup> 84 FR 55235 (Oct. 9, 2019).