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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA–R02–OAR–2024–0573; FRL–12459–02–R2]

Air Plan Approval; New Jersey; Permits and Certificates for Minor Facilities (and Major Facilities Without an Operating Permit), and Air Emission Control and Permitting Exemptions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency (EPA) is approving a revision to New Jersey’s State Implementation Plan (SIP), submitted by the New Jersey Department of Environmental Protection (NJDEP), for the purposes of incorporating regulations concerning permits and certificates for minor source facilities, and major source facilities without an operating permit. The intended effect of the NJDEP’s revisions to the SIP is to regulate the construction and modification of stationary sources with adequate requirements to ensure that the National Ambient Air Quality Standards (NAAQS) are satisfied. The NJDEP’s revisions will strengthen the SIP by updating the Federal air permitting program to conform with the State regulations that were in effect at the time of the SIP submission, which will ultimately better serve the regulated community and help to protect the quality of air in the State. The EPA proposed to approve this rule on December 17, 2024, and received no comments.

DATES: This final rule is effective on March 31, 2025.

ADDRESSES: The EPA has established a docket for this action under Docket ID Number EPA–R02–OAR–2024–0573. 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.*, Controlled Unclassified Information (CUI) (formally referred to as Confidential Business Information (CBI)) 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: Nicholas Ferreira, Air Programs Branch, Environmental Protection Agency, Region 2, 290 Broadway, 25th Floor, New York, New York 10007–1866, (212) 637–3127, or by email at ferreira.nicholas@epa.gov.

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I. What is the background for this action?

On December 17, 2024, the EPA published a Notice of Proposed Rulemaking that proposed to approve SIP revisions submitted by the State of New Jersey, through the NJDEP, on February 24, 2014, and August 23, 2018 (*see* 89 FR 102034).¹ New Jersey’s revisions consisted of new provisions and amendments to New Jersey Administrative Code (*i.e.*, N.J.A.C.), Title 7, Chapter 27 (*i.e.*, 7:27), subchapter 8, “Permits and Certificates for minor facilities (and major facilities without an operating permit)” (hereinafter referred to as “subchapter 8”). The last major EPA approval of subchapter 8 into the New Jersey SIP occurred in 1986. The EPA approved additional amendments to subchapter 8, made by the NJDEP, into New Jersey’s SIP in 1994, 1997, and 2023. Therefore, the NJDEP’s 2014 and 2018 submittals are intended to strengthen New Jersey’s SIP by conforming it with the subchapter 8 State regulations that the State had in effect at the time of submission to the EPA.

Section 110(a)(2)(C) of the Clean Air Act (CAA) requires States to include in their SIPs, programs that regulate the construction and modification of stationary sources with adequate requirements to ensure that the NAAQS are achieved. New Jersey submitted the February 24, 2014, and August 23, 2018, SIP revisions to fulfill this requirement of the CAA as it applies to minor stationary sources, and major source facilities without an operating permit.

Under section 110(a) of the CAA, SIP rules must be enforceable, and the EPA must not approve a revision that interferes with any applicable

requirement concerning attainment and reasonable further progress (*see* CAA section 110(l)). The EPA evaluates minor new source review programs included as SIP submittals based on the criteria in subpart I of 40 CFR part 51 and new major sources and major modifications under 40 CFR 51.165 and 51.166 and part C and D of title I of the CAA. The EPA has determined that the rule revisions that New Jersey submitted, are mostly consistent with the relevant policy and guidance regarding the enforceability of the revisions. Additionally, the EPA has determined that the rule revisions comply with the requirement under CAA section 110(l), that the EPA may not approve a revision that could interfere with any applicable requirement concerning attainment and reasonable further progress and meet the criteria in subpart I of 40 CFR 51.160 through 51.164.

Therefore, apart from five odor provisions² and one affirmative defense provision,³ the EPA is finalizing its approval of New Jersey’s SIP strengthening amendments. The specific details of New Jersey’s SIP submittals and the rationale for the EPA’s approval action are explained in Section II. “Summary of the SIP revision and the EPA’s Analysis,” of the EPA’s proposed rulemaking and are not restated in this final action. For this detailed information, the reader is referred to the EPA’s December 17, 2024, proposed rulemaking (89 FR 102034).

II. What comments were received in response to the EPA’s proposed action?

The EPA provided a 30-day review and comment period for the December 17, 2024, proposed rulemaking. The comment period ended on January 16, 2025, and the EPA received no comments on the proposed action; therefore, this action is being finalized as the EPA proposed.

III. What action is the EPA taking?

The EPA is approving New Jersey’s revisions to N.J.A.C. 7:27–8, “Permits and Certificates for Minor Facilities (and Major Facilities without an Operating Permit),” which will incorporate regulations under N.J.A.C. 7:27 8.2 through 8.28 (except for five odor provisions and one affirmative defense

² The NJDEP acknowledged within the February 24, 2014, cover letter that was included with its SIP submittal to the EPA, that these provisions would not be incorporated by the EPA into the federally enforceable SIP.

³ On October 7, 2024, via official letter, the NJDEP formally requested to withdraw the affirmative defense provision at N.J.A.C. 7:27–8.3(n) from its February 24, 2014, and August 23, 2018, submittals to the EPA.

¹ The revisions submitted on February 24, 2014, and August 23, 2018, became State effective on September 19, 2011, and January 16, 2018, respectively.

provision) into the New Jersey SIP, that had State effective dates of September 19, 2011, and January 16, 2018.

IV. Incorporation by Reference

In this document, the EPA is finalizing regulatory text that includes incorporation by reference as described in Section I of this preamble. In accordance with requirements of 1 CFR 51.5, the EPA is finalizing the incorporation by reference revisions to N.J.A.C. 7:27–8, “Permits and Certificates for Minor Facilities (and Major Facilities without an Operating Permit),” (except for N.J.A.C. 7:27–8.2(d)(3)(ii)(2), N.J.A.C. 7:27–8.2(e)(2)(ii)), N.J.A.C. 7:27–8.3(j), N.J.A.C. 7:27–8.3(n), N.J.A.C. 7:27–8.4(k)(2), and N.J.A.C. 7:27–8.4(q));⁴ as discussed in Section I, “What is the background for this action?” of this preamble and Section II, “Summary of the SIP Revision and the EPA’s Analysis,” in the EPA’s December 17, 2024 proposed rulemaking. These documents are available in the docket of this rulemaking through www.regulations.gov. Therefore, these materials are approved by the EPA for inclusion in the SIP, are incorporated by reference by the EPA into that plan, are fully federally enforceable under sections 110 and 113 of the CAA as of the effective date of the final rulemaking of the EPA’s approval, and will be incorporated by reference in the next update to the SIP compilation.⁵

V. Statutory and Executive Order Reviews

Under the Clean Air Act, 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 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);
- 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 Clean Air Act.

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 it 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 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 Clean Air Act, petitions for judicial review of

this action must be filed in the United States Court of Appeals for the appropriate circuit by April 29, 2025. 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, Ammonia, Incorporation by reference, Intergovernmental relations, Nitrogen dioxide, Particulate matter, Reporting and recordkeeping requirements, Sulfur dioxide, Volatile organic compounds.

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

Michael Martucci,

Regional Administrator, Region 2.

For the reasons set forth in the preamble, 40 CFR part 52 is amended 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 FF—New Jersey

- 2. In § 52.1570 the table in paragraph (c), is amended as follows:

- a. Remove the entries “Title 7, Chapter 27, Section 8.1,” “Title 7, Chapter 27, Section 8.2,” and “Title 7, Chapter 27, Section 8.11.”
- b. Revise the entry for “Title 7, Chapter 27, Subchapter 8” after the entry “Title 7, Chapter 27, Subchapter 7.2(k).”

The revision reads as follows:

§ 52.1570 Identification of plan.

*	*	*	*	*
(c)	*	*	*	

⁴ N.J.A.C. 7:27–8.1, “Definitions” was previously approved into the State’s Federally approved SIP on November 28, 2023. See 88 FR 83036.

⁵ 62 FR 27968 (May 22, 1997).

EPA—APPROVED NEW JERSEY STATE REGULATIONS AND LAWS

State citation	Title/subject	State effective date	EPA approval date	Comments
* Title 7, Chapter 27, Subchapter 8.	* Permits and Certifi- cates for minor facili- ties (and major facili- ties without an oper- ating permit).	* August 23, 2018	* 2/28/2025, [insert first page of Federal Register citation].	* • Section 8.1 was previously approved into the State's Federally approved SIP on No- vember 28, 2023 (88 FR 83036). • The following provisions are not approved: (1) five odor provisions at 8.2(d)(3)(ii)(2), 8.2(e)(2)(ii), 8.3(j), 8.4(k)(2), and 8.4(q); as well as (2) an affirmative defense provision at 8.3(n).
*	*	*	*	*

[FR Doc. 2025–03205 Filed 2–27–25; 8:45 am]

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**FEDERAL COMMUNICATIONS
COMMISSION****47 CFR Part 54**[WC Docket Nos. 10–90, 23–328, 14–58, 09–
197, 16–271; WT Docket No. 10–208; FCC
23–60 and 23–87; FR ID 282198]**Connect America Fund et al.****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, for a period of three years, an information collection associated with certain rules for the Connect America Fund contained in the Commission's *Enhanced A–CAM Order* of August 17, 2023, and *Connect America Fund Order* of April 10, 2024 (Orders). This document is consistent with the *Orders*, which stated that the Commission would publish a document in the **Federal Register** announcing the effective date of the revised information collection requirement.

DATES: The amendments to 54.316(a)(9) and 54.316(b)(8), published at 88 FR 55918, August 17, 2023 and the amendments to 54.316 (amendatory instruction 13), published at 89 FR 25147, April 10, 2024 are effective February 28, 2025.

FOR FURTHER INFORMATION CONTACT:

Jesse Jachman, Wireline Competition Bureau at (202) 418–7400 or TTY (202) 418–0484. For additional information concerning the Paperwork Reduction Act (PRA) information collection requirements contact Nicole Ongele at (202) 418–2991 or via email at Nicole.Ongele@fcc.gov.

SUPPLEMENTARY INFORMATION: The Commission submitted revised information collection requirements for review and approval by OMB, as required by the PRA of 1995, on September 23, 2024. OMB approved the revised information collection requirements on January 10, 2025. The information collection requirements are contained in the Commission's *Enhanced A–CAM Order*, WC Docket No. 10–90 et al., FCC 23–60, published at 88 FR 55918, August 17, 2023, and *Connect America Fund Order*, WC Docket No. 10–90 et al., FCC 23–87, published at 89 FR 25147, April 10, 2024. The OMB Control Number is 3060–1228. The Commission publishes this document as an announcement of the effective date of the rules published on August 17, 2023 and April 10, 2024. If you have any comments on the burden estimates listed in the following, or how the Commission can improve the collections and reduce any burdens caused thereby, please contact Nicole Ongele, Federal Communications Commission, 45 L Street NE, Washington, DC 20554. Please include the OMB Control Number, 3060–1228, in your correspondence. The Commission will also accept your comments via email at PRA@fcc.gov. To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an email to fcc504@fcc.gov or call the Consumer and Governmental Affairs Bureau at (202) 418–0530 (voice).

Synopsis

As required by the PRA of 1995 (44 U.S.C. 3507), the Commission is notifying the public that it received OMB approval on January 10, 2025, for the amendments to 54.316(a)(9) and 54.316(b)(8), published at 88 FR 55918, August 17, 2023 and the amendments to 54.316 (amendatory instruction 13),

published at 89 FR 25147, April 10, 2024.

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 PRA that does not display a current, valid OMB Control Number. The OMB Control Number is 3060–1228.

The foregoing notice is required by the PRA 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: 3060–1228.

OMB Approval Date: January 10, 2025.

OMB Expiration Date: January 31, 2028.

Title: Connect America Fund—High Cost Portal Filing.

Form Number: N/A.

Type of Review: Revision of a currently approved collection.

Respondents: Business or other for-profit, not-for-profit institutions.

Number of Respondents and Responses: 2,015 unique respondents; 4,590 responses.

Estimated Time per Response: 8 hours–60 hours.

Frequency of Response: On occasion, quarterly reporting requirements, annual reporting requirements, and recordkeeping requirement.

Obligation to Respond: Required to obtain or retain benefits. Statutory authority for this information collection is contained in 47 U.S.C. 151–154, 155, 201–206, 214, 218–220, 251, 252, 254, 256, 303(r), 332, 403, 405, 410, and 1302.

Total Annual Burden: 86,263 hours.

Total Annual Cost: No Cost.

Needs and Uses: Through several orders, the Commission has recently changed or modified reporting obligations for high-cost support. Pursuant to the following orders, this collection includes location reporting