

**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 80**

[EPA-HQ-OAR-2021-0427; FRL-8514-03-OAR]

RIN 2060-AV14

**Renewable Fuel Standard (RFS) Program: Standards for 2023–2025 and Other Changes; Correction****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Final rule; correction.

**SUMMARY:** The Environmental Protection Agency (EPA) is correcting a final rule that appeared in the **Federal Register** on July 12, 2023. The final rule determined the applicable volume requirements and percentage standards for the Renewable Fuel Standard (RFS) for 2023 through 2025 for cellulosic biofuel, biomass-based diesel, advanced biofuel, and total renewable fuel, established the second supplemental standard addressing the judicial remand of the 2016 standard-setting rulemaking, and made several regulatory changes to the RFS program. This document corrects several amendatory instructions in the regulatory text in the final rule, but does not make any substantive changes.

**DATES:** This correction is effective on September 11, 2023.

**ADDRESSES:** EPA has established a docket for this action under Docket ID No. EPA-HQ-OAR-2021-0427. 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 whose disclosure is restricted by statute. Certain other material is not available 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:** Nick Parsons, Office of Transportation and Air Quality, Assessment and Standards Division, Environmental Protection Agency, 2000 Traverwood Drive, Ann Arbor, MI 48105; telephone number: 734-214-4479; email address: [RFS-Rulemakings@epa.gov](mailto:RFS-Rulemakings@epa.gov).

**SUPPLEMENTARY INFORMATION:**

EPA is making several corrections for inadvertent errors in the amendatory instructions and regulatory text for the final rule:

- 40 CFR 80.140(a)(8) should be 40 CFR 80.140(a)(7).

- Instruction 17.l removes and replaces the text “Table 1 to this section, or a D code as approved by the Administrator, which”, but should remove and replace the text “Table 1 to this section, or D codes as approved by the Administrator, which”.

- Instruction 17.x amends 40 CFR 80.1426(f)(5)(v), but should amend 40 CFR 80.1426(f)(4)(ii).

- Instruction 20.d redesignates 40 CFR 80.1429(b)(5), but should also redesignate 40 CFR 80.1429(b)(5)(i) and (ii).

- Instruction 27.a removes and replaces the text “the Administrator” in 40 CFR 80.1443(a), (b), and (e), but should also remove and replace the text “The Administrator”.

- Instruction 29.b amends 40 CFR 80.1450(b)(1)(ii), but should more specifically amend 40 CFR 80.1450(b)(1)(ii) introductory text.

- Instruction 29.q removes and replaces the text “The Administrator” in 40 CFR 80.1450(g)(11)(i), (ii), (iii), and (i)(1), but should also remove and replace the text “the Administrator”.

- Instruction 33.c removes and replaces the text “§ 80.1401” in 40 CFR 80.1453(d) and (f)(1)(vi), but should also remove and replace the text “40 CFR 80.1401”.

- Instruction 34.i removes 40 CFR 80.1454(d) introductory text, but should instead revise 40 CFR 80.1454(d) introductory text.

Section 553(b)(B) of the Administrative Procedure Act, 5 U.S.C. 553(b)(B), provides that, when an agency for good cause finds that public notice and comment procedures are impracticable, unnecessary, or contrary to the public interest, the agency may issue a rule without providing notice and an opportunity for public comment. EPA has determined that there is good cause for making this technical correction final without prior proposal and opportunity for comment because such notice and opportunity for comment is unnecessary as the technical correction is for minor typographical, non-substantive errors only.

*Correction***PART 80 [Corrected]**

In FR Doc. 2023–13462 appearing at 88 FR 44468 in the **Federal Register** of Wednesday, July 12, 2023, the following corrections are made:

**§ 80.140 [Corrected]**

- 1. On page 44571, in the second column, in § 80.140, in paragraph (a), “(8) *Volume standardization.*” is

corrected to read: “(7) *Volume standardization.*”.

**§ 80.1426 [Corrected]**

- 2. On page 44582, in the second column, amendatory instruction 17.l is corrected to read: “l. In paragraph (f)(3)(i), removing the text “Table 1 to this section, or D codes as approved by the Administrator, which” and adding in its place the text “the approved pathways that”;

- 3. On page 44582, in the second column, amendatory instruction 17.x is corrected to read: “x. In paragraph (f)(4)(ii), removing the text “Table 1 to this section, or a D code as approved by the Administrator, which” and adding in its place the text “the approved pathway that”;

**§ 80.1429 [Corrected]**

- 4. On page 44585, in the first column, amendatory instruction 20.d is corrected to read: “d. Redesignating paragraphs (b)(5) introductory text, (b)(5)(i), and (b)(5)(ii) as paragraphs (b)(5)(i), (b)(5)(i)(A), and (b)(5)(i)(B), respectively;”.

**§ 80.1443 [Corrected]**

- 5. On page 44586, in the second column, amendatory instruction 27.a is corrected to read: “a. In paragraph (a), removing the text “the Administrator” and adding in its place the text “EPA”; in paragraph (b), removing the text “The Administrator” and adding in its place the text “EPA”; and in paragraph (e) introductory text, removing the text “the Administrator” and adding in its place the text “EPA”; and”.

**§ 80.1450 [Corrected]**

- 6. On page 44586, in the second column, amendatory instruction 29.b is corrected to read: “b. Revising paragraphs (b)(1) introductory text and (b)(1)(ii) introductory text;”.

- 7. On page 44586, in the second column, amendatory instruction 29.q is corrected to read: “q. In paragraph (g)(11)(i), removing the text “The Administrator may issue a notice of intent to revoke the registration of a third-party auditor if the Administrator” and adding in its place the text “EPA may issue a notice of intent to revoke the registration of a third-party auditor if EPA”; in paragraph (g)(11)(ii), removing the text “The Administrator” and adding in its place the text “EPA”; and in paragraphs (g)(11)(iii) and (i)(1), removing the text “the Administrator” and adding in its place the text “EPA.”.

**§ 80.1453 [Corrected]**

■ 8. On page 44589, in the second column, amendatory instruction 33.c is corrected to read: “c. In paragraph (d), removing the text “§ 80.1401” and adding in its place the text “§ 80.2”; and in paragraph (f)(1)(vi), removing the text “40 CFR 80.1401” and adding in its place the text “§ 80.2”.”

**§ 80.1454 [Corrected]**

■ 9. On page 44589, in the third column, amendatory instruction 34.i is corrected to read: “i. Revising paragraph (d) introductory text;”.

**Joseph Goffman,**

*Principal Deputy Assistant Administrator,  
Office of Air and Radiation.*

[FR Doc. 2023–16541 Filed 8–2–23; 8:45 am]

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**FEDERAL COMMUNICATIONS  
COMMISSION**
**47 CFR Part 64**

[WC Docket Nos. 12–375, 23–62; DA 23–638; FR ID [159602]]

**2023 Mandatory Data Collection for  
Incarcerated People’s  
Communications Services**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final order.

**SUMMARY:** In this document, the Wireline Competition Bureau and the Office of Economics and Analytics (WCB and OEA) adopt an Order defining the contours and specific requirements of the forthcoming 2023 Mandatory Data Collection for incarcerated people’s communications services.

**DATES:** The Order was adopted and released on July 26, 2023. The effective date of the Order is delayed indefinitely. The Federal Communications Commission will publish a document in the **Federal Register** announcing the effective date.

**ADDRESSES:** You may submit comments, identified by WC Docket Nos. 12–375 and 23–62, by either of the following methods:

- *Electronic Filers:* Comments may be filed electronically using the internet by accessing the Electronic Comment Filing System (ECFS): <https://www.fcc.gov/ecfs/>.

- *Paper Filers:* Parties who choose to file by paper must file an original and one copy of each filing. Filings can be sent by commercial overnight courier, or by first-class or overnight U.S. Postal

Service mail. Currently, the Commission does not accept any hand or messenger delivered filings as a temporary measure taken to help protect the health and safety of individuals, and to mitigate the transmission of COVID–19. All filings must be addressed to the Commission’s Secretary, Office of the Secretary, Federal Communications Commission.

The Commission adopted a new Protective Order in this proceeding which incorporates all materials previously designated by the parties as confidential. Filings that contain confidential information should be appropriately redacted and filed pursuant to the procedure described in that Order.

*People with Disabilities:* To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an email to [fcc504@fcc.gov](mailto:fcc504@fcc.gov), or call the Consumer and Governmental Affairs Bureau at (202) 418–0530 (voice) or (202) 418–0432 (TTY).

**FOR FURTHER INFORMATION CONTACT:**

Ahuva Battams, Pricing Policy Division of the Wireline Competition Bureau, at (202) 418–1565 or via email at [ahuva.battams@fcc.gov](mailto:ahuva.battams@fcc.gov). Please copy [mandatorydatacollection@fcc.gov](mailto:mandatorydatacollection@fcc.gov) on any email correspondence.

**SUPPLEMENTARY INFORMATION:** This is a summary of the FCC’s Order, DA 23–638, released on July 26, 2023. A full-text version of this Order is available at the following internet address: <https://www.fcc.gov/document/2023-ipcs-mandatory-data-collection-order>.

The effective date of the Order is delayed indefinitely. The Commission will publish a document in the **Federal Register** announcing the effective date once the Office of Management and Budget (OMB) has completed any review required by the Paperwork Reduction Act (PRA).

**Synopsis****I. Introduction and Background**

1. By this Order, the Wireline Competition Bureau (WCB) and the Office of Economics and Analytics (OEA) adopt instructions, a reporting template, and a certification form to implement the 2023 Mandatory Data Collection related to incarcerated people’s communications services (IPCS). WCB and OEA’s actions today are taken pursuant to the authority delegated to WCB and OEA by the Commission and largely implement the proposals set forth in the *2023 IPCS Mandatory Data Collection Public Notice*, with refinements and reevaluations responsive to record comments. *Rates for Interstate Inmate*

*Calling Services*, Notice of Proposed Rulemaking, 88 FR 27850, May 3, 2023 (*2023 IPCS Mandatory Data Collection Public Notice or Public Notice*); *Incarcerated People’s Communications Services; Implementation of the Martha Wright-Reed Act; Rates for Interstate Inmate Calling Services*, Delegations of Authority; Reaffirmation and Modification, 88 FR 19001, March 30, 2023 (*2023 IPCS Order*); *Incarcerated People’s Communications Services; Implementation of the Martha Wright-Reed Act; Rates for Interstate Inmate Calling Services*, Notice of Proposed Rulemaking, 88 FR 20804, April 7, 2023 (*2023 IPCS Notice*); *Incarcerated People’s Communications Services; Implementation of the Martha Wright-Reed Act; Martha Wright-Reed Act*, Public Law number 117–338, 136 Stat. 6156 (Martha Wright-Reed Act or Act).

2. On January 5, 2023, the President signed into law the Martha Wright-Reed Just and Reasonable Communications Act, which expanded the Commission’s statutory authority over communications between incarcerated people and the non-incarcerated, including “any audio or video communications service used by inmates . . . regardless of technology used.” The new Act also amends section 2(b) of the Communications Act of 1934, as amended (Communications Act), to make clear that the Commission’s authority extends to intrastate as well as interstate and international communications services used by incarcerated people.

3. The Martha Wright-Reed Act directs the Commission to “promulgate any regulations necessary to implement” the Act, including its mandate that the Commission establish a “compensation plan” ensuring that all rates and charges for IPCS “are just and reasonable,” not earlier than 18 months and not later than 24 months after the Act’s January 5, 2023 enactment. The Act requires the Commission to consider, as part of its implementation, the costs of “necessary” safety and security measures, as well as “differences in costs” based on facility size or “other characteristics.” It also allows the Commission to “use industry-wide average costs of telephone service and advanced communications services and the average costs of service of a communications service provider” in determining just and reasonable rates.

4. The Martha Wright-Reed Act contemplates an additional data collection by requiring or allowing the Commission to consider certain types of other costs necessary to its implementation. Prior to the enactment