

comments for the record are strongly encouraged. You can submit your written comments in three different ways, (1.) by using the webform at <https://www.epa.gov/environmentaljustice/forms/national-environmental-justice-advisory-council-nejac-public-comment>, (2.) by sending comments via email to [nejac@epa.gov](mailto:nejac@epa.gov) and (3.) by creating comments in the Docket ID No. EPA-HQ-OA-2022-0053 at <http://www.regulations.gov>. Written comments can be submitted through December 14, 2022.

*B. Information About Services for Individuals With Disabilities or Requiring English language Translation Assistance*

For information about access or services for individuals requiring assistance, please contact Paula Flores-Gregg, at (214) 665-8123 or via email at [nejac@epa.gov](mailto:nejac@epa.gov). To request special accommodations for a disability or other assistance, please submit your request at least fourteen (14) working days prior to the meeting, to give EPA sufficient time to process your request. All requests should be sent to the email or phone number listed in the **FOR FURTHER INFORMATION CONTACT** section.

**Matthew Tejada,**

*Deputy Assistant Administrator for Environmental Justice, Office of Environmental Justice and External Civil Rights.*

[FR Doc. 2022-23926 Filed 11-2-22; 8:45 am]

**BILLING CODE 6560-50-P**

**ENVIRONMENTAL PROTECTION AGENCY**

[EPA-HQ-OA-2022-0050; FRL-10359-01-OA]

**White House Environmental Justice Advisory Council; Notification of Public Meeting**

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

**ACTION:** Notification for a public meeting.

**SUMMARY:** Pursuant to the Federal Advisory Committee Act (FACA), the U.S. Environmental Protection Agency (EPA) hereby provides notice that the White House Environmental Justice Advisory Council (WHEJAC) will meet on the dates and times described below. The meeting is open to the public. For additional information about registering to attend the meeting or provide public comment, please see "REGISTRATION" under **SUPPLEMENTARY INFORMATION**. Pre-Registration is required.

**DATES:** The WHEJAC will convene a hybrid in-person public meeting with a virtual option starting Wednesday, November 30, 2022, at approximately 2:00 p.m. Eastern Time. The WHEJAC meeting continues Thursday, December 1, 2022, at approximately 9:00 a.m. Eastern Time. Meeting discussions will focus on several topics including, but not limited to, workgroup activity, proposed recommendations for the Council on Environmental Quality's (CEQ) consideration, CEQ briefings, new charges, and interaction between the White House Interagency Council on Environmental Justice and WHEJAC. A public comment period relevant to the specific issues will be considered by the WHEJAC at the meeting (see **SUPPLEMENTARY INFORMATION**). Members of the public who wish to participate during the public comment period must register by 11:59 p.m., Eastern Time, November 23, 2022.

**ADDRESSES:** The WHEJAC meeting will be held at the Westin Alexandria Old Town, 400 Courthouse Square in Alexandria, Virginia 22314-5700.

**FOR FURTHER INFORMATION CONTACT:** Victoria Robinson, WHEJAC Designated Federal Officer, U.S. EPA; email: [whejac@epa.gov](mailto:whejac@epa.gov); or by telephone at (202) 564-6349. Additional information about the WHEJAC is available at: <https://www.epa.gov/environmentaljustice/white-house-environmental-justice-advisory-council#meetings>.

**SUPPLEMENTARY INFORMATION:** The Charter of the WHEJAC states that the advisory committee will provide independent advice and recommendations to the Chair of the CEQ and to the White House Interagency Council on how to increase the Federal Government's efforts to address current and historic environmental injustice, including recommendations for updating Executive Order 12898.

The WHEJAC will provide advice and recommendations about broad cross-cutting issues related but not limited to issues of environmental justice and pollution reduction, energy, climate change mitigation and resiliency, environmental health, and racial inequity. The WHEJAC's efforts will include a broad range of strategic, scientific, technological, regulatory, community engagement, and economic issues related to environmental justice.

**I. Registration**

Individual registration is required for the virtual public meeting. No two individuals can share the same registration link. Information on how to

register is located at <https://www.epa.gov/environmentaljustice/white-house-environmental-justice-advisory-council#meetings>. Registration to attend the public meeting is available throughout the duration of the meeting days. The deadline to sign up to speak during the in-person public comment period will close at 11:59 p.m. Eastern Time on November 23, 2022. When registering, please provide your name, organization, city and state, and email address for follow up. Please also indicate whether you are interested in providing an oral public comment during the meeting, or if you will submit written comments at the time of registration.

*A. Public Comment*

The WHEJAC is interested in receiving public comments on a variety of topics related to environmental justice. Every effort will be made to hear from as many registered oral public commenters during the time specified on the agenda. Individuals or groups making remarks during the oral public comment period will be limited to three (3) minutes. Please be prepared to briefly describe your comments; including your recommendations on what you want the WHEJAC to advise CEQ and the Interagency Council to do. Submitting written comments for the record is strongly encouraged. You may submit your written comments in three different ways; (1) by using the webform at <https://www.epa.gov/environmentaljustice/forms/white-house-environmental-justice-advisory-council-whejac-public-comment>; (2) by sending comments via email to [whejac@epa.gov](mailto:whejac@epa.gov); and (3) by creating comments in the Docket ID No. EPA-HQ-OA-2022-0050 at <http://www.regulations.gov>. Written comments can be submitted up to two weeks after the meeting closes on December 14, 2022.

*B. Information About Services for Individuals With Disabilities or Requiring English Language Translation Assistance*

For information about access or services for individuals requiring assistance, contact Victoria Robinson at (202) 564-6349 or via email at [whejac@epa.gov](mailto:whejac@epa.gov). To request special accommodations for a disability or other assistance, please submit your request at least fourteen (14) working days prior to the meeting, to give EPA sufficient time to process your request. All requests should be sent to the address, email, or

phone number listed in the **FOR FURTHER INFORMATION CONTACT** section.

**Matthew Tejada,**

*Deputy Assistant Administrator for Environmental Justice, Office of Environmental Justice and External Civil Rights.*

[FR Doc. 2022–23927 Filed 11–2–22; 8:45 am]

**BILLING CODE 6560–50–P**

## ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OGC–2022–0861; FRL–10385–01–OGC]

### Proposed Consent Decree, Clean Air Act Citizen Suit

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

**ACTION:** Notice of proposed consent decree; request for public comment.

**SUMMARY:** In accordance with the Clean Air Act, as amended (CAA or the Act), notice is hereby given of a proposed consent decree in *Sierra Club, et al. v. Regan*, No. 3:22–cv–01992–JD (N.D. Cal.). On March 29, 2022, Plaintiffs Sierra Club, Air Alliance Houston, Center for Biological Diversity, Citizens for Pennsylvania’s Future, Clean Air Council, and Texas Environmental Justice Advocacy Services filed a complaint in the United States District Court for the Northern District of California alleging that the Environmental Protection Agency (EPA or the Agency) failed to perform a non-discretionary duty in accordance with the Act to promulgate Federal Implementation Plans (FIPs) to address the “Good Neighbor” requirements of the CAA for the 2015 ozone national ambient air quality standards (NAAQS) for four states: Pennsylvania, Utah, Virginia, and New Mexico. The proposed consent decree would establish deadlines for EPA to take specified actions.

**DATES:** Written comments on the proposed consent decree must be received by December 5, 2022.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA–HQ–OGC–2022–0861, online at <https://www.regulations.gov> (EPA’s preferred method). Follow the online instructions for submitting comments.

**Instructions:** All submissions received must include the Docket ID number for this action. Comments received may be posted without change to <https://www.regulations.gov>, including any personal information provided. For detailed instructions on sending comments and additional information

on the rulemaking process, see the “Additional Information about Commenting on the Proposed Consent Decree” heading under the **SUPPLEMENTARY INFORMATION** section of this document.

**FOR FURTHER INFORMATION CONTACT:** Rosemary Hambright Kaban, Air and Radiation Law Office, Office of General Counsel, U.S. Environmental Protection Agency; telephone (202) 564–8829; email address [kaban.rosemary@epa.gov](mailto:kaban.rosemary@epa.gov).

#### **SUPPLEMENTARY INFORMATION:**

#### **I. Obtaining a Copy of the Proposed Consent Decree**

The official public docket for this action (identified by Docket ID No. EPA–HQ–OGC–2022–0861) contains a copy of the proposed consent decree. The official public docket is available for public viewing at the Office of Environmental Information (OEI) Docket in the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566–1744, and the telephone number for the OEI Docket is (202) 566–1752.

The electronic version of the public docket for this action contains a copy of the proposed consent decree and is available through <https://www.regulations.gov>. You may use <https://www.regulations.gov> to submit or view public comments, access the index listing of the contents of the official public docket, and access those documents in the public docket that are available electronically. Once in the system, key in the appropriate docket identification number then select “search.”

#### **II. Additional Information About the Proposed Consent Decree**

The proposed consent decree would resolve a lawsuit filed by Sierra Club et al. seeking to compel the Administrator to promulgate FIPs for the States of Pennsylvania, Utah, Virginia, and New Mexico to satisfy the requirements of CAA section 110(a)(2)(D)(i)(I) for the 2015 ozone NAAQS. On October 1, 2015, EPA promulgated a final rule revising the ozone NAAQS. Effective January 6, 2020, EPA determined that New Mexico, Pennsylvania, Utah and Virginia had “not submitted [a] complete interstate transport [SIP] to meet the requirements of CAA section 110(a)(2)(D)(i)(I) for the 2015 ozone NAAQS.”<sup>1</sup> This action established a 2-

year deadline under CAA section 110(c)(1) for EPA to promulgate FIPs for New Mexico, Pennsylvania, Utah, and Virginia to satisfy these requirements unless, before EPA promulgates such FIPs, the State submits and EPA approves a state implementation plan (SIP) that meets these requirements.

Under the terms of the proposed consent decree, no later than March 15, 2023, EPA must sign a final rule or rules taking one or more of the following actions with respect to the States of Pennsylvania, Utah, and Virginia to meet the requirements of CAA section 110(a)(2)(D)(i)(I) regarding prohibiting significant contribution to nonattainment or interference with maintenance in other states for the 2015 ozone NAAQS: (a) promulgate a FIP; (b) approve a SIP; or (c) partially approve a SIP in conjunction with promulgating a partial FIP. In addition, under the terms of the proposed consent decree, no later than June 1, 2024, EPA must sign a final rule or rules taking one or more of the following actions with respect to the State of New Mexico to meet the requirements of CAA section 110(a)(2)(D)(i)(I) regarding prohibiting significant contribution to nonattainment or interference with maintenance in other states for the 2015 ozone NAAQS: (a) promulgate a FIP; (b) approve a SIP; or (c) partially approve a SIP in conjunction with promulgating a partial FIP.

In accordance with section 113(g) of the CAA, for a period of thirty (30) days following the date of publication of this document, the Agency will accept written comments relating to the proposed consent decree. EPA or the Department of Justice may withdraw or withhold consent to the proposed consent decree if the comments disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act.

#### **III. Additional Information About Commenting on the Proposed Consent Decree**

Submit your comments, identified by Docket ID No. EPA–HQ–OGC–2022–0861, via <https://www.regulations.gov>. Once submitted, comments cannot be edited or removed from this docket. EPA may publish any comment received to its public docket. Do not submit to EPA’s docket at <https://www.regulations.gov> any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Multimedia submissions (audio, video, etc.) must be accompanied by a written comment.

<sup>1</sup> 84 FR 66612, 66614 (December 5, 2019).