

Dated: August 23, 2023.

**D.J. Every,**

Commander, U.S. Coast Guard, Acting  
Captain of the Port Sector Upper Mississippi  
River.

[FR Doc. 2023–18555 Filed 8–24–23; 11:15 am]

BILLING CODE 9110–04–P

## NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

### 36 CFR Part 1280

[FDMS No. NARA–23–0008; NARA–2023–  
034]

RIN 3095–AC13

#### Use of NARA Facilities: Rules for Filming, Photographing, or Videotaping on NARA Property for Personal Use

**AGENCY:** National Archives and Records  
Administration (NARA).

**ACTION:** Direct final rule.

**SUMMARY:** The National Archives and  
Records Administration (NARA) is  
amending our regulations on the Use of  
NARA Facilities to allow personal, non-  
flash photography throughout NARA  
exhibition galleries.

**DATES:** This rule is effective October 10,  
2023, without further action, unless we  
receive actionable adverse comments by  
September 18, 2023. If we receive such  
comments, we will publish a  
withdrawal of the rule in the **Federal  
Register**.

**ADDRESSES:** You may submit comments,  
identified by RIN 3095–AC13 by the  
following method:

- **Federal eRulemaking Portal:** Go to  
<https://www.regulations.gov>. Follow the  
online instructions for submitting  
comments. All submissions must  
include NARA's name and the  
regulatory information number for this  
rulemaking (RIN 3095–AC13). We may  
publish any comments we receive  
without changes, including any  
personal information you include.

- **Mail (for paper, flash drive, or CD-  
ROM submissions. Include “RIN 3095–  
AC13” on the submission):** National  
Archives and Records Administration;  
Regulation Comments Desk, Suite 4100;  
8601 Adelphi Road; College Park, MD  
20740–6001.

**FOR FURTHER INFORMATION CONTACT:**  
Kimberly Richardson, Strategy and  
Performance Division, by email at  
[regulation\\_comments@nara.gov](mailto:regulation_comments@nara.gov), by  
email at [kimberly.richardson@nara.gov](mailto:kimberly.richardson@nara.gov),  
or by phone at 301–837–2902. Contact  
<https://museum.archives.gov/contact-us>  
with any questions on photography in  
NARA facilities.

**SUPPLEMENTARY INFORMATION:** The  
National Archives and Records  
Administration (NARA) is amending  
our regulations on the use of NARA  
facilities to allow personal photography  
throughout NARA exhibition galleries,  
including the Rotunda in the National  
Archives Museum, unless otherwise  
posted. Direct photography of the  
display of the founding documents in  
the Rotunda will continue to be  
prohibited; however, visitors are  
allowed to take selfies and other  
photographs that include the Rotunda as  
background. Research shows that most  
museums allow non-flash photography.  
By expanding the use of photography,  
we will enhance the visitor experience  
and raise awareness of our mission,  
while continuing to maintain  
preservation and security needs.

#### Regulatory Analysis

*Review Under Executive Order 12866,*  
*Regulatory Planning and Review, 58 FR*  
*51735; Executive Order 13563,*  
*Improving Regulation and Regulation*  
*Review, 76 FR 23821; and Executive*  
*Order 14094 Modernizing Regulatory*  
*Review, 88 FR 21879.*

The Office of Management and Budget  
(OMB) has reviewed this rulemaking  
and determined it is not “significant”  
under section 3(f) of Executive Order  
12866. It is not significant because it  
consists of administrative and minor  
revisions, involves agency organization  
and management, does not change  
substantive requirements, and imposes  
no costs on the public.

*Review Under the Regulatory Flexibility*  
*Act (5 U.S.C. 601, et seq.)*

This review requires an agency to  
prepare an initial regulatory flexibility  
analysis and publish it when the agency  
publishes the proposed rule. This  
requirement does not apply if the  
agency certifies that the rulemaking will  
not, if promulgated, have a significant  
economic impact on a substantial  
number of small entities (5 U.S.C. 603).  
We certify, after review and analysis,  
that this rulemaking will not have a  
significant adverse economic impact on  
small entities.

*Review Under the Paperwork Reduction*  
*Act of 1995 (44 U.S.C. 3501 et seq.)*

This rulemaking does not impose  
additional information collection  
requirements on the public that are  
subject to the Paperwork Reduction Act.

*Review Under Executive Order 13132,*  
*Federalism, 64 FR 43255*

Review under Executive Order 13132  
requires that agencies review  
regulations for federalism effects on the

institutional interest of states and local  
governments, and, if the effects are  
sufficiently substantial, prepare a  
Federal assessment to assist senior  
policy makers. This rulemaking will not  
have any effects on state and local  
governments within the meaning of the  
Executive order. Therefore, no  
federalism assessment is required.

*Review Under the Unfunded Mandates*  
*Reform Act (Sec. 202, Pub. L. 104–4; 2*  
*U.S.C. 1532)*

Review under the Unfunded  
Mandates Reform Act requires that  
agencies determine whether any Federal  
mandate in the rulemaking may result  
in state, local, and tribal governments,  
in the aggregate, or the private sector,  
expending \$100 million in any one year.  
NARA certifies that this rulemaking  
does not contain a Federal mandate that  
may result in such an expenditure, and  
this rulemaking is therefore not subject  
to this requirement.

#### List of Subjects in 36 CFR Part 1280

Archives and records, Federal  
buildings and facilities.

For the reasons stated in the  
preamble, NARA amends 36 CFR part  
1280 as follows:

#### PART 1280—USE OF NARA FACILITIES

■ 1. The authority citation for part 1280  
continues to read as follows:

**Authority:** 44 U.S.C. 2102 notes, 2104(a),  
2112, 2903.

■ 2. Revise § 1280.46 to read as follows:

##### § 1280.46 Filming, photographing, or videotaping for personal use.

(a) You may film, photograph, or  
videotape on NARA property outside a  
NARA facility so long as you do not  
impede vehicular or pedestrian traffic.

(b) You may film, photograph, or  
videotape inside a NARA facility during  
regular business hours in public areas,  
including research rooms and exhibition  
areas, unless otherwise posted, under  
the following conditions:

(1) You may not use a flash or other  
supplemental lighting; and

(2) You may not use a selfie stick,  
monopod, tripod, or similar equipment.

■ 3. In § 1280.84, revise paragraph (a) to  
read as follows:

##### § 1280.84 Using the Rotunda.

(a) We do not allow private group  
event activities (e.g., dinner/reception,  
program) to be held in the Rotunda or  
the exhibit galleries in the National  
Archives Museum. We may, at our  
discretion, allow attendees at private  
group events to enter the Rotunda and

other Museum areas in conjunction with their event to view the exhibits, but the event activities themselves may not be held in those spaces. Whether during or outside of regular business hours, event attendees may film, photograph, or videotape in the Rotunda or other Museum areas, including group photographs or videos, for personal use only, in accordance with all applicable regulations contained in this part and unless otherwise posted.

\* \* \* \* \*

Colleen J. Shogan,

Archivist of the United States.

[FR Doc. 2023-18465 Filed 8-25-23; 8:45 am]

BILLING CODE 7515-01-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 180

[EPA-HQ-OPP-2022-0386; FRL-11036-01-OCSPP]

#### Spinosad; Pesticide Tolerances

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

**ACTION:** Final rule.

**SUMMARY:** This regulation establishes tolerances for residues of spinosad in or on Spice group 26, and Stalk and stem vegetable subgroup 22A. Interregional Research Project Number 4 (IR-4) requested these tolerances under the Federal Food, Drug, and Cosmetic Act (FFDCA).

**DATES:** This regulation is effective August 28, 2023. Objections and requests for hearings must be received on or before October 27, 2023, and must be filed in accordance with the instructions provided in 40 CFR part 178 (see also Unit I.C. of the **SUPPLEMENTARY INFORMATION**).

**ADDRESSES:** The docket for this action, identified by docket identification (ID) number EPA-HQ-OPP-2022-0386, is available at <https://www.regulations.gov> or at the Office of Pesticide Programs Regulatory Public Docket (OPP Docket) in the Environmental Protection Agency Docket Center (EPA/DC), West William Jefferson Clinton Bldg., Rm. 3334, 1301 Constitution Ave. NW, Washington, DC 20460-0001. The 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 and the OPP Docket is (202) 566-1744. For the latest status information on EPA/DC services, docket access, visit <https://www.epa.gov/dockets>.

**FOR FURTHER INFORMATION CONTACT:** Charles Smith, Director, Registration Division (7505T), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460-0001; main telephone number: (202) 566-1030; email address: [RDfRNotices@epa.gov](mailto:RDfRNotices@epa.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **I. General Information**

###### *A. Does this action apply to me?*

You may be potentially affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. The following list of North American Industrial Classification System (NAICS) codes is not intended to be exhaustive, but rather provides a guide to help readers determine whether this document applies to them. Potentially affected entities may include:

- Crop production (NAICS code 111).
- Animal production (NAICS code 112).
- Food manufacturing (NAICS code 311).
- Pesticide manufacturing (NAICS code 32532).

###### *B. How can I get electronic access to other related information?*

You may access a frequently updated electronic version of EPA's tolerance regulations at 40 CFR part 180 through the Office of the Federal Register's e-CFR site at <https://www.ecfr.gov/current/title-40>.

###### *C. How can I file an objection or hearing request?*

Under FFDCA section 408(g), 21 U.S.C. 346a(g), any person may file an objection to any aspect of this regulation and may also request a hearing on those objections. You must file your objection or request a hearing on this regulation in accordance with the instructions provided in 40 CFR part 178. To ensure proper receipt by EPA, you must identify docket ID number EPA-HQ-OPP-2022-0386 in the subject line on the first page of your submission. All objections and requests for a hearing must be in writing and must be received by the Hearing Clerk on or before October 27, 2023. Addresses for mail and hand delivery of objections and hearing requests are provided in 40 CFR 178.25(b).

In addition to filing an objection or hearing request with the Hearing Clerk as described in 40 CFR part 178, please submit a copy of the filing (excluding any Confidential Business Information (CBI)) for inclusion in the public docket. Information not marked confidential

pursuant to 40 CFR part 2 may be disclosed publicly by EPA without prior notice. Submit the non-CBI copy of your objection or hearing request, identified by docket ID number EPA-HQ-OPP-2022-0386, by one of the following methods:

- **Federal eRulemaking Portal:** <https://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be CBI or other information whose disclosure is restricted by statute.

- **Mail:** OPP Docket, Environmental Protection Agency Docket Center (EPA/DC), (28221T), 1200 Pennsylvania Ave. NW, Washington, DC 20460-0001.

- **Hand Delivery:** To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <https://www.epa.gov/dockets/where-send-comments-epa-dockets>.

Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at <https://www.epa.gov/dockets>.

##### **II. Summary of Petitioned-For Tolerance**

In the **Federal Register** of January 3, 2023 (88 FR 38) (FRL-9410-08-OCSPP), EPA issued a document pursuant to FFDCA section 408(d)(3), 21 U.S.C. 346a(d)(3), announcing the filing of a pesticide petition (PP 2E8993) by IR-4, North Carolina State University, 1730 Varsity Drive, Venture IV, Suite 210, Raleigh, NC 27606. The petition requested to amend 40 CFR part 180 by establishing tolerances for residues of spinosad in or on the raw agricultural commodities Stalk and stem vegetable subgroup 22A at 0.4 parts per million (ppm), and Spice group 26 at 1.7 ppm.

The petition also proposed to remove established tolerances for residues of spinosad in or on the following: Asparagus, and Spice, subgroup 19B, except black pepper.

That document referenced a summary of the petition, which is available in the docket, <https://www.regulations.gov>. There were no comments received in response to the proposed rule.

##### **III. Aggregate Risk Assessment and Determination of Safety**

Section 408(b)(2)(A)(i) of FFDCA allows EPA to establish a tolerance (the legal limit for a pesticide chemical residue in or on a food) only if EPA determines that the tolerance is "safe." Section 408(b)(2)(A)(ii) of FFDCA defines "safe" to mean that "there is a reasonable certainty that no harm will result from aggregate exposure to the