

**§ 1309.12 Time and method of payment; refund.**

(a) For each application for registration or reregistration to manufacture, distribute, import, or export the applicant shall pay the fee when the application for registration or reregistration is submitted for filing online using the secure application portal at *www.DEAdiversion.usdoj.gov*.

(b) Payment shall be made online by Automated Clearing House funds transfer, by credit card, or by any other means made available at the time of submission using the secure application portal at *www.DEAdiversion.usdoj.gov*.

■ 6. Amend § 1309.32 by revising paragraphs (a) through (c) to read as follows:

**§ 1309.32 Application forms; contents; signature.**

(a) Any person who is required to be registered pursuant to § 1309.21 and is not so registered, shall apply on DEA Form 510 using the secure application portal at *www.DEAdiversion.usdoj.gov*.

(b) Any person who is registered pursuant to § 1309.21, shall apply for reregistration on DEA Form 510a using the secure application portal at *www.DEAdiversion.usdoj.gov*.

(c) DEA Forms 510 and 510a may be obtained online at *www.DEAdiversion.usdoj.gov*. DEA will send renewal notifications via email to registrants approximately calendar 60 days prior to their registration expiration date. Registrants are responsible for keeping their email address current in the secure application portal on DEA's website throughout the duration of their registration. Only applications submitted online through the secure application portal on DEA's website will be accepted for processing.

\* \* \* \* \*

■ 7. Revise § 1309.33 to read as follows:

**§ 1309.33 Filing of application; joint filings.**

All applications for registration shall be submitted online at *www.DEAdiversion.usdoj.gov* for filing. The appropriate registration fee and any

required attachments must accompany the application.

■ 8. Amend § 1309.34 by revising paragraph (a) to read as follows:

**§ 1309.34 Acceptance for filing; defective applications.**

(a) Applications submitted for filing are dated upon receipt. If the application is found to be complete, the application will be accepted for filing. Applications failing to comply with the requirements of this part will not be accepted for filing.

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**PART 1321—DEA MAILING ADDRESSES**

■ 9. The authority citation for part 1321 continues to read as follows:

Authority: 21 U.S.C. 871(b).

■ 10. Amend § 1321.01 by revising the entries in the table under "DEA Registration Section" to read as follows:

**§ 1321.01 DEA mailing addresses.**

\* \* \* \* \*

TABLE OF DEA MAILING ADDRESSES

Code of Federal Regulations section—topic	DEA mailing address
* * * * *	
<b>DEA Registration Section</b>	
1301.03—Procedures information request (controlled substances registration).	Drug Enforcement Administration, Attn: Registration Section/DRR P.O. Box 2639, Springfield, VA 22152.
1301.18(c)—Research project controlled substance increase request.	
1301.51—Controlled substances registration modification request.	
1301.52(b)—Controlled substances registration transfer request.	
1301.52(c)—Controlled substances registration discontinuance of business activities notification.	
1309.03—List I chemicals registration procedures information request.	
1309.61—List I chemicals registration modification request.	
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**Anne Milgram,**  
*Administrator.*  
 [FR Doc. 2022-07570 Filed 4-8-22; 8:45 am]  
**BILLING CODE 4410-09-P**

**NATIONAL ARCHIVES AND RECORDS ADMINISTRATION**

**36 CFR Part 1213**

[FDMS No. NARA-22-0008; NARA-2022-044]

RIN 3095-AC08

**Agency Guidance Procedures**

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

**ACTION:** Final rule.

**SUMMARY:** We are amending our regulations on general procedures applying to guidance documents NARA and its components issue. We are removing provisions added to comply

with requirements in the Executive order of October 9, 2019, "Promoting the Rule of Law through Improved Agency Guidance Documents," which was revoked by the Executive order of January 20, 2021, "Revocation of Certain Executive Orders Concerning Federal Regulation."

**DATES:** This rule is effective on May 11, 2022.

**ADDRESSES:** Regulatory and External Policy Program (MP), Suite 4100, National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001.

**FOR FURTHER INFORMATION CONTACT:** Kimberly Keravuori, Regulatory and External Policy Program Manager, by

email at [regulation\\_comments@nara.gov](mailto:regulation_comments@nara.gov), or by telephone at 301.837.3151. Contact [rmstandards@nara.gov](mailto:rmstandards@nara.gov) with any questions on electronic records management.

#### SUPPLEMENTARY INFORMATION:

##### Regulatory Analysis

*Executive Order 12866, Regulatory Planning and Review, and Executive Order 13563, Improving Regulation and Regulation Review*

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 involves agency internal procedures and is minor and administrative in nature and the changes are being made to align with the executive order. There is also not a public comment period on this revision, for good cause.

*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.

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

The Paperwork Reduction Act of 1995 (PRA) (44 U.S.C. 3501, et seq.) requires that agencies consider the impact of paperwork and other information collection burdens imposed on the public and, under the provisions of PRA section 3507(d), obtain approval from OMB for each collection of information we conduct, sponsor, or require through regulations. This rulemaking does not impose additional information collection requirements on the public that are subject to the Paperwork Reduction Act.

*Executive Order 13132, Federalism*

Executive Order 13132 requires agencies to ensure state and local officials have the opportunity for meaningful and timely input when developing regulatory policies that may have a substantial, direct effect on the states, on the relationship between the Federal Government and the states, or on the distribution of power and responsibilities among the various

levels of government. If the effects of the rule on state and local governments are sufficiently substantial, the agency must 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 E.O. Therefore, no federalism assessment is required.

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

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.

##### List of Subjects in 36 CFR Part 1213

Administrative practice and procedure.

For the reasons discussed in the preamble, NARA amends 36 CFR part 1213 as follows:

#### PART 1213—AGENCY GUIDANCE PROCEDURES

■ 1. The authority citation for part 1213 continues to read as follows:

**Authority:** 44 U.S.C. 2104(a).

##### § 1213.4 [Amended]

■ 2. Amend § 1213.4 by:

■ a. Removing paragraph (b)(2)(v) and redesignating paragraphs (b)(2)(vi) and (vii) as paragraphs (b)(2)(v) and (vi);

■ b. Adding the word “and” at the end of newly redesignated paragraph (b)(2)(vi);

■ c. In paragraph (b)(3), removing “; and” and adding a period in its place;

■ d. Removing paragraph (b)(4); and

■ e. In paragraph (f), removing “§ 1213.6(a)” and adding “§ 1213.6” in its place.

##### § 1213.6 [Amended]

■ 3. Amend § 1213.6 by:

■ a. Removing paragraphs (b) and (c); and

■ b. Removing the paragraph designation from paragraph (a) and removing the last sentence of the paragraph.

##### § 1213.8 [Amended]

■ 4. Amend § 1213.8(d) by removing “, set forth in E.O. 12866, E.O. 13563, E.O. 13609, E.O. 13771, and E.O. 13777” from the end of the last sentence.

##### § 1213.14 [Removed]

■ 5. Remove § 1213.14.

**David S. Ferriero,**

*Archivist of the United States.*

[FR Doc. 2022–07580 Filed 4–8–22; 8:45 am]

**BILLING CODE 7515–01–P**

#### ENVIRONMENTAL PROTECTION AGENCY

##### 40 CFR Part 52

[EPA–R08–OAR–2021–0807; FRL–9680–02–R8]

#### Air Plan Approval; South Dakota; Revisions to South Dakota Codified Law and Administrative Rules of South Dakota

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

**ACTION:** Direct final rule.

**SUMMARY:** With this direct final rule, the Environmental Protection Agency (EPA or the “Agency”) is promulgating approval of South Dakota’s submittal requesting that EPA recognize the merger of South Dakota’s Department of Agriculture (DOA) with the Department of Environment and Natural Resources (DENR) to form the new Department of Agriculture and Natural Resources (DANR) and incorporate corresponding non-substantive revisions to the South Dakota Codified Law (SDCL) and the Administrative Rules of South Dakota (ARSD) into South Dakota’s Implementation Plan. Accordingly, EPA is taking this final action in accordance with Clean Air Act (CAA).

**DATES:** This direct final rule is effective on June 10, 2022 without further notice, unless EPA receives adverse written comments on or before May 11, 2022. If adverse comments are received, EPA will publish a timely withdrawal of the direct final rule in the **Federal Register** informing the public that the rule will not take effect.

**ADDRESSES:** EPA has established a docket for this action under Docket ID No. EPA–R08–OAR–2021–0807. All documents in the docket are listed in the [www.regulations.gov](http://www.regulations.gov) index. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available electronically in [www.regulations.gov](http://www.regulations.gov). To reduce the risk of COVID–19 transmission, for this action we do not