

information collection requirements on the public, and therefore, will create no new paperwork burdens or modifications to existing burdens that are subject to review by the Office of Management and Budget under the PRA.

#### *Regulatory Flexibility Act*

The Commission certifies under 5 U.S.C. 605(b) that this NPRM will not have a significant economic impact on a substantial number of small entities because it applies exclusively to employees, applicants for employment, and agencies of the Federal Government and does not impose a burden on any business entities. For this reason, a regulatory flexibility analysis is not required.

#### *Unfunded Mandates Reform Act of 1995*

This NPRM will not result in the expenditure by State, local, or tribal governments, in the aggregate, or by the private sector, of \$100 million or more in any one year, and it will not significantly or uniquely affect small governments. Therefore, no actions were deemed necessary under the provisions of the Unfunded Mandates Reform Act of 1995.

#### *Congressional Review Act*

This NPRM does not substantially affect the rights or obligations of non-agency parties and, accordingly, is not a “rule” as that term is used by the Congressional Review Act (Subtitle E of the Small Business Regulatory Enforcement Fairness Act of 1996). Therefore, the reporting requirement of 5 U.S.C. 801 does not apply.

#### **List of Subjects in 29 CFR Part 1614**

Administrative practice and procedure, Age discrimination, Color discrimination, Equal employment opportunity, Equal pay, Genetic information discrimination, Government employees, Individuals with disabilities, National origin discrimination, Race discrimination, Religious discrimination, Sex discrimination.

Accordingly, for the reasons set forth in the preamble, the Equal Employment Opportunity Commission proposes to amend chapter XIV of title 29 of the Code of Federal Regulations as follows:

#### **PART 1614—FEDERAL SECTOR EQUAL EMPLOYMENT OPPORTUNITY [AMENDED]**

■ 1. The authority citation for 29 CFR part 1614 continues to read as follows:

**Authority:** 29 U.S.C. 206(d), 633a, 791 and 794a; 42 U.S.C. 2000e–16 and 2000ff–6(e);

E.O. 10577, 3 CFR, 1954–1958 Comp., p. 218; E.O. 11222, 3 CFR, 1964–1965 Comp., p. 306; E.O. 11478, 3 CFR, 1969 Comp., p. 133; E.O. 12106, 3 CFR, 1978 Comp., p. 263; Reorg. Plan No. 1 of 1978, 3 CFR, 1978 Comp., p. 321.

■ 2. Amend § 1614.108 by:

■ a. Adding a sentence at the end of paragraph (f); and “

■ b. Adding at the end of the first sentence in paragraph (h) the words “or by filing a request for a hearing through the EEOC Public Portal.”

The additions read as follows:

#### **§ 1614.108 Investigation of complaints.**

\* \* \* \* \*

(f) \* \* \* The notice that the complainant has the right to request a hearing and decision from an administrative judge shall inform the complainant that the hearing request may be filed using the EEOC Public Portal, available at <https://publicportal.eeoc.gov>.

\* \* \* \* \*

(h) \* \* \* or by filing a request for a hearing through the EEOC Public Portal.

\* \* \*

#### **§ 1614.109 [Amended]**

■ 3. In § 1614.109 paragraph (i) in the second sentence removing the word “send” and adding in its place the word “transmit”.

■ 4. In § 1614.110 add paragraph (c) to read as follows:

#### **§ 1614.110 Final action by agencies.**

\* \* \* \* \*

(c) When an agency takes final action by issuing a final order or decision that requires the agency to include a notice that the complainant has the right to file an appeal with the EEOC, the notice shall inform the complainant that the appeal may be filed using the EEOC Public Portal, available at <https://publicportal.eeoc.gov>.

#### **§ 1614.204 [Amended]**

■ 5. Amend § 1614.204 paragraph (e)(1) by removing the word “or” after “address” and adding in its place “;”, and adding after the word “distribution” the words “, or digital transmission,”.

#### **§ 1614.403 [Amended]**

■ 6. Amend § 1614.403 paragraph (a) by adding the words “through FedSEP or the EEOC’s Public Portal, as applicable,” after the word “electronically”.

■ 7. Amend § 1614.405 by:

■ a. Removing in the last sentence of paragraph (a), the second appearance of the words “or her”, and removing the words “by first class mail”, and

■ b. Adding a new sentence at the end of paragraph (a).

The additions read as follows:

#### **§ 1614.405 Decisions on appeals.**

(a) \* \* \* For complainants who are not registered with the EEOC Public Portal, or who are registered but inform the Commission they prefer receipt by first class mail, the decision will be transmitted by first class mail. For all other complainants who are registered with the Public Portal, the decision will be transmitted via the Portal. The Commission will transmit the decision to the agency via FedSEP

\* \* \* \* \*

■ 8. Amend § 1614.604 by:

■ a. Redesignating paragraphs (c) and (d) as paragraphs (e) and (f).

■ b. Adding new paragraph (c) and (d).  
The additions read as follows:

#### **§ 1614.604 Filing and computation of time.**

\* \* \* \* \*

(c) An appeal, brief, or other document filed by an agency using FedSEP, or filed by a complainant using the EEOC Public Portal, shall be deemed filed on the date the document is uploaded to FedSEP or the Public Portal.

(d) For the purposes of §§ 1614.108 and 1614.109, and §§ 1614.401 through 1614.405, the terms *accept*, *file*, *filed*, *filing*, *issue*, *issuance*, *issuing*, *notify*, *notified*, *receive*, *receipt*, *send*, *serve*, *served*, *service*, *submit*, *submission*, *submitted*, *transmit*, and *transmitted*, shall include digital transmissions made through FedSEP or the EEOC Public Portal.

Dated: September 8, 2022.

**Charlotte A. Burrows,**  
*Chair.*

[FR Doc. 2022–19868 Filed 9–26–22; 8:45 am]

**BILLING CODE 6570–01–P**

#### **ENVIRONMENTAL PROTECTION AGENCY**

#### **40 CFR Part 52**

**[EPA–R05–OAR–2022–0295; FRL–10162–01–R5]**

#### **Air Plan Approval; Michigan; Revisions to Part 1 and 2 Rules**

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

**ACTION:** Proposed rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is proposing to approve revisions to Michigan Air Pollution Control Rules Part 1 Definitions, and Part 2 Air Use Approval for inclusion in

the Michigan State Implementation Plan (SIP). Additionally, EPA is rescinding rules from the SIP that are part of Michigan's title V Renewable Operating Permit program and rules that have been moved to other sections of the Michigan rulebook and approved into the Michigan SIP.

**DATES:** Comments must be received on or before October 27, 2022.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-R05-OAR-2022-0295 at <https://www.regulations.gov> or via email to [damico.genevieve@epa.gov](mailto:damico.genevieve@epa.gov). For comments submitted at *Regulations.gov*, follow the online instructions for submitting comments. Once submitted, comments cannot be edited or removed from *Regulations.gov*. For either manner of submission, EPA may publish any comment received to its public docket. Do not submit electronically 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. The written comment is considered the official comment and should include

discussion of all points you wish to make. EPA will generally not consider comments or comment contents located outside of the primary submission (*i.e.* on the web, cloud, or other file sharing system). For additional submission methods, please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section. For the full EPA public comment policy, information about CBI or multimedia submissions, and general guidance on making effective comments, please visit <https://www2.epa.gov/dockets/commenting-epa-dockets>.

**FOR FURTHER INFORMATION CONTACT:** Constantine Blathras, Environmental Engineer, Air Permits Section, Air Programs Branch (AR-18J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886-0671, [blathras.constantine@epa.gov](mailto:blathras.constantine@epa.gov). The EPA Region 5 office is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding Federal holidays and facility closures due to COVID-19.

**SUPPLEMENTARY INFORMATION:** In the Final Rules section of this **Federal Register**, EPA is approving the State's SIP submittal as a direct final rule

without prior proposal because the Agency views this as a noncontroversial submittal and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no relevant adverse comments are received in response to this rule, no further activity is contemplated. If EPA receives such comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period. Any parties interested in commenting on this action should do so at this time. Please note that if EPA receives adverse comment on an amendment, paragraph, or section of this rule and if that provision may be severed from the remainder of the rule, EPA may adopt as final those provisions of the rule that are not the subject of an adverse comment. For additional information, see the direct final rule which is located in the Rules section of this **Federal Register**.

Dated: September 19, 2022.

**Debra Shore,**

*Regional Administrator, Region 5.*

[FR Doc. 2022-20620 Filed 9-26-22; 8:45 am]

**BILLING CODE 6560-50-P**