

employees, Postal Service annuitants, and their eligible family members. Any requests for more information should be directed, in writing, to the United States Postal Service.

(e) *All other provisions.* Other requirements of this part not referenced within this subpart shall be interpreted to apply to the PSHB Program consistent with definitions and deemed references, unless it conflicts with this subpart, as determined by the Director.

(f) *Conflicts.* In the event of a conflict between a provision of this subpart and a provision in this part, as determined by the Director, this subpart will supersede.

#### Title 48—Federal Acquisition Regulations System

#### CHAPTER 16—OFFICE OF PERSONNEL MANAGEMENT FEDERAL EMPLOYEES HEALTH BENEFITS ACQUISITION REGULATION

#### PART 1602—DEFINITIONS OF WORDS AND TERMS

■ 11. The authority citation for part 1602 is revised to read as follows:

**Authority:** 5 U.S.C. 8903c and 8913; 40 U.S.C. 486(c); 48 CFR 1.301.

■ 12. Add sections 1602.170–17 through 1602.170–22 to read as follows:

#### Sec.

*	*	*	*	*
1602.170–17	Postal Service.			
1602.170–18	Postal Service annuitant.			
1602.170–19	Postal Service employee.			
1602.170–20	PSHB Carrier.			
1602.170–21	PSHB plan.			
1602.170–22	PSHB Program.			
*	*	*	*	*

#### 1602.170–17 Postal Service.

*Postal Service* means the United States Postal Service.

#### 1602.170–18 Postal Service annuitant.

*Postal Service annuitant* has the meaning set forth in 5 U.S.C. 8903c(a)(8).

#### 1602.170–19 Postal Service employee.

*Postal Service employee* has the meaning set forth in 5 U.S.C. 8903c(a)(9).

#### 1602.170–20 PSHB Carrier.

*PSHB Carrier* means a carrier that enters into a contract with OPM under 5 U.S.C. 8902 to offer a health benefits plan in the PSHB Program.

#### 1602.170–21 PSHB plan.

*PSHB plan* means a health benefits plan offered under the PSHB Program.

#### 1602.170–22 PSHB Program.

*Postal Service Health Benefits (PSHB) Program* means the Program established

under 5 U.S.C. 8903c within the Federal Employees Health Benefits Program.

#### PART 1609—CONTRACTOR QUALIFICATIONS

■ 13. The authority citation for part 1609 is revised to read as follows:

**Authority:** 5 U.S.C. 8903c and 8913; 40 U.S.C. 486(c); 48 CFR 1.301.

■ 14. Add section 1609.7002 to read as follows:

#### 1609.7002 Minimum standards for Postal Service Health Benefits Carriers.

(a) The carrier of a PSHB plan shall meet the minimum standards as described in 1609.7001.

(b) To the greatest extent practicable, an FEHB Carrier (defined in 1602.170–1) that offers an FEHB plan (defined in 1602.170–9) in which the total enrollment includes 1,500 or more Postal Service employees or Postal Service annuitants in the contract year beginning January 2023 must offer a PSHB plan in the initial contract year. OPM may exempt a comprehensive medical plan, as described in 5 U.S.C. 8903(4), from the requirement in this paragraph (b).

[FR Doc. 2023–07080 Filed 4–4–23; 4:15 pm]

**BILLING CODE 6325–63–P**

#### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Parts 52 and 70

[EPA–R07–OAR–2022–0959; FRL–10493–02–R7]

#### Air Plan Approval: Iowa; Electronic Submittal of Air Quality Information

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

**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is taking final action to approve a revision to the State Implementation Plan (SIP) and the Operating Permit Program for the State of Iowa. This final action will amend the SIP to require the electronic submittal of air emissions reporting, construction permit applications, and Title V permit applications, and make administrative updates. These revisions do not impact the stringency of the SIP or have an adverse effect on air quality. The EPA’s proposed approval of this rule revision is being done in accordance with the requirements of the Clean Air Act (CAA).

**DATES:** This final rule is effective on May 8, 2023.

**ADDRESSES:** The EPA has established a docket for this action under Docket ID No. EPA–R07–OAR–2022–0959. All documents in the docket are listed on the [www.regulations.gov](http://www.regulations.gov) web site. Although listed in the index, some information is not publicly available, *i.e.*, CBI or other information whose disclosure is restricted by statute. Certain other material, such as copyrighted material, is not placed on the internet and will be publicly available only in hard copy form. Publicly available docket materials are available through [www.regulations.gov](http://www.regulations.gov) or please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section for additional information.

**FOR FURTHER INFORMATION CONTACT:** Bethany Olson, Environmental Protection Agency, Region 7 Office, Air Permitting and Planning Branch, 11201 Renner Boulevard, Lenexa, Kansas 66219; telephone number: (913) 551–7905; email address: [olson.bethany@epa.gov](mailto:olson.bethany@epa.gov).

#### SUPPLEMENTARY INFORMATION:

Throughout this document “we,” “us,” and “our” refer to EPA.

#### Table of Contents

- I. What is being addressed in this document?
- II. Have the requirements for approval of a SIP and the operating permit plan revisions been met?
- III. What action is the EPA taking?
- IV. Incorporation by Reference
- V. Statutory and Executive Order Reviews

#### I. What is being addressed in this document?

The EPA is approving revisions to the Iowa SIP and the Operating Permits Program received on June 3, 2022. The revisions incorporate recent changes to Iowa Administrative Code. The following chapters are impacted:

- Chapter 20, “Scope of Title—Definitions;”
- Chapter 21, “Compliance;” and
- Chapter 22, “Controlling Pollution.”

The revisions require the electronic submittal of air emissions reporting, construction permit applications, and Title V permit applications, and make administrative updates. EPA finds that these revisions meet the requirements of the Clean Air Act, do not impact the stringency of the SIP, and do not adversely impact air quality. The full text of these changes can be found in the State’s submission, which is included in the docket for this action.

## II. Have the requirements for approval of a SIP and the operating permit plan revisions been met?

The State submission has met the public notice requirements for SIP submissions in accordance with 40 CFR 51.102. The submission also satisfied the completeness criteria of 40 CFR part 51, appendix V. The State provided public notice on this SIP revision from January 12, 2022, to February 14, 2022, and held a public hearing on February 14, 2022. Iowa received one comment in support of the rule during the comment period. Iowa did not revise the rule based on public comment prior to submitting to EPA, as noted in the State submission included in the docket for this action.

In addition, as explained above, the revision meets the substantive SIP requirements of the CAA, including section 110 and implementing regulations.

## III. What action is the EPA taking?

The EPA accepted public comment on the proposed rule from January 24, 2023, to February 23, 2023. During this period, EPA received two comments outside the scope of this action and is accordingly not addressing any adverse comments. Therefore, the EPA is finalizing its proposal to approve revisions to the Iowa SIP and the Operating Permits Program at IAC 567–20.2, 567–21.1, 567–22.1, 567–22.105(1), 567–22.105(2) and 567–22.128(4).

## IV. Incorporation by Reference

In this document, the EPA is finalizing regulatory text that includes incorporation by reference. In accordance with requirements of 1 CFR 51.5, the EPA is finalizing the incorporation by reference of the Iowa rules 567–20.2, 567–21.1, 567–22.1, 567–22.105(1), 567–22.105(2) and 567–22.128(4) discussed in section I of this preamble and as set forth below in the amendments to 40 CFR part 52. The EPA has made, and will continue to make, these materials generally available through [www.regulations.gov](http://www.regulations.gov) and at the EPA Region 7 Office (please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section of this preamble for more information).

Therefore, these materials have been approved by the EPA for inclusion in the State Implementation Plan, have been incorporated by reference by EPA into that plan, are fully federally enforceable under sections 110 and 113 of the CAA as of the effective date of the final rulemaking of the EPA's approval,

and will be incorporated by reference in the next update to the SIP compilation.<sup>1</sup>

## V. Statutory and Executive Order Reviews

Under the CAA, the Administrator is required to approve a SIP submission that complies with the provisions of the Act and applicable Federal regulations. 42 U.S.C. 7410(k); 40 CFR 52.02(a). Thus, in reviewing SIP submissions, the EPA's role is to approve state choices, provided that they meet the criteria of the CAA. Accordingly, this action merely approves state law as meeting Federal requirements and does not impose additional requirements beyond those imposed by state law. For that reason, this action:

- Is not a significant regulatory action subject to review by the Office of Management and Budget under Executive Orders 12866 (58 FR 51735, October 4, 1993) and 13563 (76 FR 3821, January 21, 2011);
  - Does not impose an information collection burden under the provisions of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*);
  - Is certified as not having a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*);
  - Does not contain any unfunded mandate or significantly or uniquely affect small governments, as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104–4);
  - Does not have federalism implications as specified in Executive Order 13132 (64 FR 43255, August 10, 1999);
  - Is not an economically significant regulatory action based on health or safety risks subject to Executive Order 13045 (62 FR 19885, April 23, 1997);
  - Is not a significant regulatory action subject to Executive Order 13211 (66 FR 28355, May 22, 2001);
  - Is not subject to requirements of the National Technology Transfer and Advancement Act (NTTA) because this rulemaking does not involve technical standards; and
  - Does not provide EPA with the discretionary authority to address, as appropriate, disproportionate human health or environmental effects, using practicable and legally permissible methods, under Executive Order 12898 (59 FR 7629, February 16, 1994).
- In addition, the SIP is not approved to apply on any Indian reservation land or in any other area where EPA or an Indian tribe has demonstrated that a tribe has jurisdiction. In those areas of

Indian country, the rule does not have tribal implications and will not impose substantial direct costs on tribal governments or preempt tribal law as specified by Executive Order 13175 (65 FR 67249, November 9, 2000).

• This action is subject to the Congressional Review Act, and the EPA will submit a rule report to each House of the Congress and to the Comptroller General of the United States. This action is not a “major rule” as defined by 5 U.S.C. 804(2).

• Under section 307(b)(1) of the CAA, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by June 5, 2023. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

## List of Subjects

### 40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Incorporation by reference, Intergovernmental relations, Lead, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements, Sulfur oxides, Volatile organic compounds.

### 40 CFR Part 70

Environmental protection, Administrative practice and procedure, Air pollution control, Intergovernmental relations, Operating permits, Reporting and recordkeeping requirements.

Dated: March 30, 2023.

**Meghan A. McCollister,**  
*Regional Administrator, Region 7.*

For the reasons stated in the preamble, the EPA amends 40 CFR parts 52 and 70 as set forth below:

## PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

■ 1. The authority citation for part 52 continues to read as follows:

**Authority:** 42 U.S.C. 7401 *et seq.*

### Subpart Q—Iowa

■ 2. In § 52.820, the table in paragraph (c) is amended by revising the entries “567–20.2”, “567–21.1”, and “567–22.1” to read as follows:

<sup>1</sup> 62 FR 27968, May 22, 1997.

§ 52.820 Identification of plan. (c) \* \* \*  
\* \* \* \* \*

EPA-APPROVED IOWA REGULATIONS

Iowa citation	Title	State effective date	EPA approval date	Explanation
<b>Iowa Department of Natural Resources Environmental Protection Commission [567] Chapter 20—Scope of Title-Definitions</b>				
567–20.2 .....	Definitions .....	5/11/22	4/6/23, [insert <b>Federal Register</b> citation].	The definitions for “anaerobic lagoon,” “odor,” “odorous substance,” “odorous substance source” are not SIP approved.
<b>Chapter 21—Compliance</b>				
567–21.1 .....	Compliance Schedule .....	5/11/22	4/6/23, [insert <b>Federal Register</b> citation].	
<b>Chapter 22—Controlling Pollution</b>				
567–22.1 .....	Permits Required for New or Existing Stationary Sources.	5/11/22	4/6/23, [insert <b>Federal Register</b> citation].	

\* \* \* \* \*

**PART 70—STATE OPERATING PERMIT PROGRAMS**

■ 3. The authority citation for part 70 continues to read as follows:

Authority: 42 U.S.C. 7401, *et seq.*

■ 4. Appendix A to part 70 is amended by adding paragraph (y) under “Iowa” to read as follows:

**Appendix A to Part 70—Approval Status of State and Local Operating Permits Programs**

\* \* \* \* \*

**Iowa**

\* \* \* \* \*

(y) The Iowa Department of Natural Resources submitted for program approval revisions to rules 567–22.105(1), 567–22.105(2) and 567–22.128(4) on June 3, 2022. The state effective date is May 11, 2022. This revision is effective May 8, 2023.

\* \* \* \* \*

[FR Doc. 2023–07055 Filed 4–5–23; 8:45 am]

BILLING CODE 6560–50-P

**DEPARTMENT OF THE INTERIOR**

**Fish and Wildlife Service**

**50 CFR Part 17**

[Docket No. FWS–R4–ES–2020–0062; FF09E21000 FXES1111090FEDR 234]

RIN 1018–BE55

**Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Pearl Darter**

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Final rule.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), designate critical habitat for the pearl darter (*Percina aurora*) under the Endangered Species Act of 1973 (Act), as amended. In total, approximately 524 river miles (843 river kilometers) in Clarke, Covington, Forrest, George, Green, Lauderdale, Jackson, Jones, Newton, Perry, Simpson, Stone, and Wayne Counties, Mississippi, fall within the boundaries of the critical habitat designation. The effect of this regulation is to designate critical habitat for the pearl darter under the Act.

**DATES:** This rule is effective May 8, 2023.

**ADDRESSES:** This final rule is available on the internet at <https://www.regulations.gov> and on the

Mississippi Ecological Services Field Office website at <https://fws.gov/office/mississippi-ecological-services>.

Comments and materials we received, as well as supporting documentation we used in preparing this rule, are available for public inspection at <https://www.regulations.gov> at Docket No. FWS–R4–ES–2020–0062.

For the critical habitat designation, the coordinates or plot points or both from which the maps are generated are included in the decision file and are available at <https://www.regulations.gov> at Docket No. FWS–R4–ES–2020–0062 and on the Mississippi Ecological Services Field Office website at <https://fws.gov/office/mississippi-ecological-services>. Any additional tools or supporting information that we developed for this critical habitat designation will also be available on the Service’s website set out above or at <https://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:** James Austin, Field Supervisor, U.S. Fish and Wildlife Service, Mississippi Ecological Services Field Office, 6578 Dogwood View Parkway, Jackson, MS 39213; telephone 601–321–1129. Individuals in the United States who are deaf, deafblind, hard of hearing, or have