

preemption pertaining to locomotives within section 209(e)(1)(B).<sup>15</sup> The action taken in the rulemaking was to align the scope of preemption applicable to new locomotives and new engines used in locomotives to be the same as the scope of preemption for other new nonroad engines and vehicles preempted within section 209(e)(1)(A). The scope of preemption applicable to new locomotives can be found at 40 CFR 1074.10, and the criteria for granting California authorization requests can be found at 40 CFR 1074.105. Provisions pertaining to the adoption of California nonroad standards by other states can be found at 40 CFR 1074.110.

In order to be consistent with section 209(a), California's nonroad standards and enforcement procedures must not apply to new motor vehicles or new motor vehicle engines. To be consistent with section 209(e)(1), California's nonroad standards and enforcement procedures must not attempt to regulate engine categories that are permanently preempted from state regulation (such as ". . . any standard or other requirement relation to the control of emissions from . . . (B) New locomotives or new engines used in locomotives."). To determine consistency with section 209(b)(1)(C), EPA typically reviews nonroad authorization requests under the same "consistency" criteria that are applied to motor vehicle waiver requests. Pursuant to section 209(b)(1)(C), the Administrator shall not grant California a motor vehicle waiver if she finds that California "standards and accompanying enforcement procedures are not consistent with section 202(a)" of the Act. Previous decisions granting waivers and authorizations have noted that state standards and enforcement procedures are inconsistent with section 202(a) if: (1) there is inadequate lead time to permit the development of the necessary technology giving appropriate consideration to the cost of compliance within that time, or (2) the federal and state testing procedures impose inconsistent certification requirements.<sup>16</sup>

### III. EPA's Request for Comments

We request comment on whether California's In-Use Locomotive Regulation meets the criteria for an EPA authorization. Specifically, we request

<sup>15</sup> 88 FR 77004 (November 8, 2023). In this authorization action, the EPA is not reopening the locomotive preemption rulemaking from November 8, 2023. Any public comments on the rulemaking that are not germane to this authorization action may not be addressed in the EPA's final decision regarding CARB's authorization request.

<sup>16</sup> 78 FR 58090, 58092 (September 20, 2013).

comment on: (a) whether CARB's determination that its standards, in the aggregate, are at least as protective of public health and welfare as applicable federal standards is arbitrary and capricious, (b) whether California needs such standards to meet compelling and extraordinary conditions, and (c) whether California's standards and accompanying enforcement procedures are consistent with section 209 of the Act. As explained above, the EPA considers several provisions with regard to the consistency with section 209 of the Act criterion.

### IV. Procedures for Public Participation

The virtual public hearing will be held on March 20, 2024. The hearing will begin at 10 a.m. eastern daylight time. All hearing attendees (including those who do not intend to provide testimony and merely listen) should register for the public hearing at: <https://www.epa.gov/regulations-emissions-vehicles-and-engines/virtual-public-hearing-californias-use-locomotive>.

Those seeking to register should do so by March 13, 2024. If you require the services of a translator or special accommodations such as American Sign Language, please pre-register for the hearing and describe your needs by March 13, 2024. The EPA may not be able to arrange accommodations without advance notice. Please note that any updates made to any aspect of the hearing will be posted online at: <https://www.epa.gov/regulations-emissions-vehicles-and-engines/virtual-public-hearing-californias-use-locomotive>. While the EPA expects the hearing to go forward as set forth above, please monitor the website or contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to determine if there are any updates. The EPA does not intend to publish a document in the **Federal Register** announcing updates.

Each commenter will have 3 minutes to provide oral testimony. The EPA may ask clarifying questions during the oral presentations but will not respond to the presentations at that time. The EPA recommends submitting the text of your oral comments as written comments to the docket for this action. Written statements and supporting information submitted during the comment period will be considered with the same weight as oral comments and supporting information presented at the public hearing. The Agency will make a verbatim record of the proceedings at the hearing that will be placed in the docket. The EPA will keep the record open until April 22, 2024. After expiration of the comment period, the

Administrator will render a decision on CARB's request based on the record of the public hearing, relevant written submissions, and other information that he deems pertinent.

**Karl Simon,**

*Director, Transportation Climate Division,  
Office of Transportation and Air Quality.*

[FR Doc. 2024-03955 Filed 2-26-24; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-11758-01-R3]

### Clean Air Act Operating Permit Program; Order on Petition for Objection to State Operating Permit for Covanta Delaware Valley LP, Delaware Valley Resource Recovery

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

**ACTION:** Notice of final order on petition.

**SUMMARY:** The Environmental Protection Agency (EPA) Administrator signed an order dated November 2, 2023 granting in part and denying in part a petition dated June 23, 2023 from the Environmental Integrity Project, Clean Air Council, and Sierra Club. The petition requested that the EPA object to a Clean Air Act (CAA) title V operating permit issued by the Pennsylvania Department of Environmental Protection (PADEP) to Covanta Delaware Valley LP, Delaware Valley Resource Recovery for its waste-to-energy plant located in the City of Chester, Delaware County, Pennsylvania.

**FOR FURTHER INFORMATION CONTACT:** Paul Entwistle, Permits Branch, Air & Radiation Division, U.S. Environmental Protection Agency, Region III, 1600 John F. Kennedy Boulevard, Philadelphia, Pennsylvania 19103. The telephone number is (215) 814-2343. Mr. Entwistle can also be reached via electronic mail at [entwistle.paul@epa.gov](mailto:entwistle.paul@epa.gov). The final order and petition are available electronically at: <https://www.epa.gov/title-v-operating-permits/title-v-petition-database>.

**SUPPLEMENTARY INFORMATION:** The EPA received a petition from the Environmental Integrity Project, Clean Air Council, and Sierra Club dated June 23, 2023, requesting that the EPA object to the issuance of operating permit no. 23-00004, issued by PADEP to Covanta Delaware Valley LP, Delaware Valley Resource Recovery in the City of Chester, Delaware County, Pennsylvania. On November 2, 2023, the EPA Administrator issued an order granting in part and denying in part the

petition. The order itself explains the bases for the EPA's decision.

Sections 307(b) and 505(b)(2) of the CAA provide that a petitioner may request judicial review of those portions of an order that deny issues in a petition. Any petition for review shall be filed in the United States Court of Appeals for the appropriate circuit no later than April 29, 2024.

**Cristina Fernández,**

*Air & Radiation Division Director, Region III.*

[FR Doc. 2024-04027 Filed 2-26-24; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[EPA-HQ-OPP-2024-0088; FRL-11751-01-OCSPP]

### Pesticide Program Dialogue Committee; Notice of Public Meetings

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

**ACTION:** Notice.

**SUMMARY:** Pursuant to the Federal Advisory Committee Act, the Environmental Protection Agency's (EPA's) Office of Pesticide Programs is announcing the dates for the 2024 meetings of the Pesticide Program Dialogue Committee (PPDC) on June 5 and 6, and November 13 and 14, 2024, respectively. These meetings are open to the public and will be held in person. Limited opportunities for virtual participation will be offered.

**DATES:** The Spring meeting will be held on Wednesday, June 5 and Thursday, June 6, 2024, from approximately 9 a.m. to 5 p.m. each day. Requests to participate in the Spring meeting must be received on or before May 31, 2024. The Fall meeting will be held on Wednesday, November 13 and Thursday, November 14, 2024, from approximately 9 a.m. to 5 p.m. each day. Requests to participate in the Fall meeting must be received on or before November 8, 2024.

To request accommodation of a disability, please contact the technical person listed under **FOR FURTHER INFORMATION CONTACT**, preferably at least 10 days prior to the meeting, to give EPA as much time as possible to process your request.

**ADDRESSES:** The meetings will be held at the U.S. Environmental Protection Agency at 1201 Constitution Avenue NW, Washington, DC 20004.

Links to register for each of the meetings will be available at <https://www.epa.gov/pesticide-advisory-committees-and-regulatory-partners/>

*pesticide-program-dialogue-committee-ppdc.*

#### FOR FURTHER INFORMATION CONTACT:

Jeffrey Chang, telephone number: (202) 566-2213, email address: [chang.jeffrey@epa.gov](mailto:chang.jeffrey@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. General Information

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

You may be potentially affected by this action if you work in agricultural settings or if you are concerned about implementation of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) (7 U.S.C. 136 *et seq.*); the Federal Food, Drug, and Cosmetic Act (FFDCA) (21 U.S.C. 301 *et seq.*); the Pesticide Registration Improvement Act (PRIA) (which amends FIFRA section 33); and the Endangered Species Act (ESA) (16 U.S.C. 1531 *et seq.*). Potentially affected entities may include but are not limited to: Agricultural workers and farmers; pesticide industry and trade associations; environmental, consumer, and farm worker groups; pesticide users and growers; animal rights groups; pest consultants; state, local, and tribal governments; academia; public health organizations; and the public. If you have questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

###### B. How can I get copies of this document and other related information?

The docket for this action, identified by docket identification (ID) number EPA-HQ-OPP-2024-0088, is available online at <https://www.regulations.gov>. The docket will also be available in person at the Office of Pesticide Programs Regulatory Public Docket (OPP Docket) in the 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 is (202) 566-1744.

For further information on EPA/DC services, docket contact information and the current status of the EPA/DC and Reading Room, please visit <https://www.epa.gov/dockets>.

The agenda and meeting materials will be available seven calendar days in advance of each meeting at <https://www.epa.gov/pesticide-advisory-committees-and-regulatory-partners/pesticide-program-dialogue-committee-ppdc>.

## II. Background

The PPDC is a federal advisory committee chartered under the Federal Advisory Committee Act (FACA), Public Law 92-463. EPA established the PPDC in September 1995 to provide policy advice, information and recommendations to the EPA Administrator through the Director of the Office of Pesticide Programs, Office of Chemical Safety and Pollution Prevention. The PPDC provides a public forum to discuss a wide variety of pesticide regulatory developments and reform initiatives, evolving public policy and program implementation issues associated with evaluating and risks from the use of pesticides.

### III. How can I request to participate in this meeting?

Please visit <https://www.epa.gov/pesticide-advisory-committees-and-regulatory-partners/pesticide-program-dialogue-committee-ppdc> to find a link to register to attend the meeting in person. The agenda and meeting materials will be available seven calendar days in advance of each meeting.

Requests to make brief oral comments to the PPDC during the meeting should be submitted to the individual listed under **FOR FURTHER INFORMATION CONTACT** on or before noon on the date set in the **DATES** section.

*Authority:* 5 U.S.C. Appendix 2 *et seq.* and 7 U.S.C. 136 *et seq.*

Dated: February 21, 2024.

**Edward Messina,**

*Director, Office of Pesticide Programs.*

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## EXPORT-IMPORT BANK

### Privacy Act of 1974; New System of Records

**AGENCY:** Export Import Bank of the United States.

**ACTION:** Notice of a new system of records.

**SUMMARY:** Pursuant to the Privacy Act of 1974, the Export Import Bank of the United States ("EXIM", "EXIM Bank", or "The Bank") is proposing a new system of records notice ("SORN")—EXIM Emergency Notification System. This new SORN will include the authorities for maintenance of the system, the purposes of the system, and the categories of entities and individuals covered by the system. The new system of records described in this notice, EXIM Emergency Notification System