

January 1, 2019. *AARP v. EEOC*, No. 16–2113 (D.D.C. December 20, 2017).

Consistent with that decision, the EEOC published a final rule entitled “Removal of Final ADA Wellness Rule Vacated by Court” at 83 FR 65296 (December 20, 2018) to remove the incentive section of the ADA rule at 29 CFR 1630.14(d)(3). However, due to an oversight, this 2018 final rule did not remove the corresponding discussion of that section in the appendix to 29 CFR part 1630. The instant final rule serves to supplement 83 FR 65296 (December 20, 2018) and implement the court’s ruling by removing the corresponding portions of the appendix to 29 CFR part 1630 in which 29 CFR 1630.14(d)(3) is discussed. Doing so will reflect the revisions to the ADA rule as amended by 83 FR 65296.

Like the 2018 rule, this supplemental rule is not subject to the requirement to provide an opportunity for public comment because it falls under the good cause exception at 5 U.S.C. 553(b)(4)(B). The good cause exception is satisfied when notice and comment is “impracticable, unnecessary, or contrary to the public interest.” *Id.* Just as the EEOC proceeded directly to a final rule for the original removal of the regulatory incentive text based on the “good cause” exception, here, too, this rule is an administrative measure that corrects an omitted step in 2018 and implements the court’s order referenced above. Seeking public comment on this removal also is unnecessary because the Commission is acting to execute the court order.

Finally, because this rule implements a court order already in effect, the Commission has good cause to waive the 30-day effective date under 5 U.S.C. 553(d)(3).

Regulatory Procedures

Executive Order 12866 (as Amended by Executive Order 14094)

The Commission has complied with the principles in section 1(b) of Executive Order 12866, as amended by Executive Order 14094, Regulatory Planning and Review. This rule is not a “significant regulatory action” under section 3(f) of the Executive Order and does not require an assessment of potential costs and benefits under section 6(a)(3) of the Executive Order.

Paperwork Reduction Act

This regulation contains no new information collection requirements subject to review by the Office of Management and Budget under the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*).

Regulatory Flexibility Act

The Regulatory Flexibility Act, 5 U.S.C. 604, requires a final regulatory flexibility analysis for final rules only “after being required to publish a general notice of proposed rulemaking” or for interpretive internal revenue laws. This rule is being promulgated without a notice of proposed rulemaking for the reasons described above. Further, it does not concern internal revenue matters. Therefore, a regulatory flexibility analysis is not required.

Unfunded Mandates Reform Act of 1995

This rule 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, in 1995 dollars, updated annually for inflation. In 2023, that threshold was approximately \$177 million. 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, 2 U.S.C. 1501 *et seq.*

List of Subjects in 29 CFR Part 1630

Equal employment opportunity, Individuals with disabilities.

For the reasons set forth in the preamble, and under the authority of 42 U.S.C. 12116 and 12205a of the Americans with Disabilities Act, the Commission amends 29 CFR part 1630 as follows:

PART 1630—REGULATIONS TO IMPLEMENT THE EQUAL EMPLOYMENT PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT

- 1. The authority citation for part 1630 continues to read as follows:

Authority: 42 U.S.C. 12116 and 12205a of the Americans with Disabilities Act, as amended.

Appendix to Part 1630 [Amended]

- 2. Amend the appendix to part 1630, under the heading “Section 1630.14 Medical Examinations and Inquiries Specifically Permitted,” by removing the entries for “Section 1630.14(d)(3): Limitations on Incentives” and “Application of Section 1630.14(d)(3) to Smoking Cessation Programs”.

For the Commission.

Charlotte A. Burrows,
Chair.

[FR Doc. 2024–14606 Filed 7–3–24; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 60

[EPA–HQ–OAR–2023–0072; EPA–HQ–OAR–2022–0730; FRL–12032–01–OAR]

RIN 2060–AV09; 2060–AV71

New Source Performance Standards; Incorporation by Reference; Correction

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; correction.

SUMMARY: The Environmental Protection Agency (EPA) finalized multiple actions with incorporation by reference (IBR) in separate final rules that amended the same centralized IBR section. The amendatory instructions for that section were drafted based on a different publication order than the ultimate publication order of the affected rules. This rule corrects the instructions allowing Office of the Federal Register (OFR) editors to codify the amendments from each rule.

DATES: The corrections in instructions 1 and 2 are effective July 8, 2024, and the corrections in instructions 3 and 4 are effective July 15, 2024.

FOR FURTHER INFORMATION CONTACT: Muntasir Ali, Sector Policies and Program Division (D243–05), Office of Air Quality Planning and Standards, U.S. Environmental Protection Agency, P.O. Box 12055, Research Triangle Park, North Carolina, 27711; telephone number: (919) 541–0833; email address: ali.muntasir@epa.gov.

SUPPLEMENTARY INFORMATION: The EPA published two final rules, 89 FR 39798 (May 9, 2024) and 89 FR 42932 (May 16, 2024), that each amended 40 CFR 60.17, the centralized IBR section for 40 CFR part 60. The amendatory instructions were drafted with the assumption that the two rules would publish in the reverse order. Given the order in which they published, if OFR editors were to effectuate the instructions, the editors would revise paragraphs other than the ones intended on July 8, 2024 (the effective date of the first rule), and July 15, 2024 (the effective date of the second rule), and would be unable to carry out an instruction in the second rule. This rule corrects the instructions allowing OFR editors to codify the amendments from each rule.

Corrections

I. As of July 8, 2024, in FR Doc. 2024–09233 at 89 FR 39798 in the **Federal Register** of Thursday May 9, 2024, make the following corrections:

§ 60.17 [Corrected]

■ 1. On page 40027, in the second column, in amendment 2, correct the text of instruction 2.a. to read “Revising paragraphs (d)(1), (g)(15) and (16), (h)(37), (42), (46), (143), (202), and (208), the introductory text of paragraph (i);”

■ 2. On page 40027, in the third column, in § 60.17(h):

- a. Correct “(38)” to read “(37)”;
- b. Correct “(43)” to read “(42)”;
- c. Correct “(47)” to read “(46)”;
- d. Correct “(145)” to read “(143)”;
- e. Correct “(206)” to read “(202)”;
- f. Correct “(212)” to read “(208)”.

II. As of July 15, 2024, in FR Doc. 2024–07002 at 89 FR 42932 in the **Federal Register** of Thursday May 16, 2024, make the following corrections:

§ 60.17 [Corrected]

■ 3. On page 43067, in the second column, in amendment 2:

■ a. Correct instruction 2.c. to read “Revising and republishing paragraph (k).”; and

■ b. Remove instruction 2.d.

■ 4. On page 43068, in the first column, in § 60.17, correct “(j)” to read “(k)”.

Joseph Goffman,

Assistant Administrator, Office of Air and Radiation.

[FR Doc. 2024–14407 Filed 7–3–24; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY**40 CFR Parts 60 and 63**

[EPA–HQ–OAR–2020–0371; EPA–HQ–OAR–2022–0730; FRL–12066–01–OAR]

RIN 2060–AU97; 2060–AV71

New Source Performance Standards (NSPS) for the Synthetic Organic Chemical Manufacturing Industry (SOCMI) and National Emission Standards for Hazardous Air Pollutants (NESHAP) for the SOCMI and Group I & II Polymers and Resins Industry and NESHAP: Gasoline Distribution Technology Reviews and NSPS Review for Bulk Gasoline Terminals; Correction

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule, correction.

SUMMARY: The Environmental Protection Agency (EPA) is correcting final rules that appeared in the **Federal Register** on May 8, 2024, and May 16, 2024. This action corrects instructions allowing Office of **Federal Register** editors to codify the amendments from the rules.

This action also includes express instructions to lift the stay of provisions granted on June 2, 2008 (73 FR 31372). The corrections to instructions in this document do not alter or change the content or text of any regulatory provision.

DATES: The correction to 40 CFR 63.11099, at instruction 6, is effective July 8, 2024. The corrections to 40 CFR 60.481, 60.482–1, 60.481a, 60.482–1a, and 60.482–11a, at instructions 1 through 5, are effective July 15, 2024.

FOR FURTHER INFORMATION CONTACT: For the Gasoline Distribution rules, contact U.S. EPA, Attn: Ms. Jennifer Caparoso, Mail Drop: E143–01, 109 T.W. Alexander Drive, P.O. Box 12055, RTP, NC 27711; telephone number: (919) 541–4063; and email address: caparoso.jennifer@epa.gov. For the Synthetic Organic Chemical Manufacturing Industry rules, contact U.S. EPA, Attn: Mr. Andrew Bouchard, Mail Drop: E143–01, 109 T.W. Alexander Drive, P.O. Box 12055, RTP, North Carolina 27711; telephone number: (919) 541–4036; and email address: bouchard.andrew@epa.gov.

SUPPLEMENTARY INFORMATION: The EPA published two final actions, 89 FR 39304 (May 8, 2024) and 89 FR 42932 (May 16, 2024), that amended 40 CFR part 63, subpart BBBB, and 40 CFR part 60, subparts VV and VVa, respectively. The Office of **Federal Register** (OFR) editor is unable to carry out certain instructions of the rules as currently written. This action corrects the instructions allowing OFR editors to codify the amendments from each rule. Additionally, this action includes express instructions in the amendatory text to lift the stay of the definition of “Process unit” and the method of allocating shared storage vessels in 40 CFR part 60, subpart VV, as well as the stay of the definitions of “Process unit” and “Capital expenditure” and the method of allocating shared storage vessels in 40 CFR part 60, subpart VVa.

Corrections

In FR Doc. 2024–07002, appearing in page 42932 in the **Federal Register** of Thursday, May 16, 2024, the following corrections are made:

§ 60.481 [Corrected]

■ 1. Effective July 15, 2024, on page 43068, in the second column, in part 60, amendatory instruction 4 is corrected to read as follows:

“■ 4. Amend § 60.481 by lifting the stay on the definition of “Process unit” and revising the definition of “Process unit”.
The revision reads as follows:”

§ 60.482–1 [Corrected]

■ 2. Effective July 15, 2024, on page 43068, in the second column, in part 60, amendatory instruction 5 is corrected to read as follows:

“■ 5. Amend § 60.482–1 by lifting the stay on paragraph (g) and removing paragraph (g).”

§ 60.481a [Corrected]

■ 3. Effective July 15, 2024, on page 43070, in the second column, in part 60, amendatory instruction 11 is corrected to read as follows:

“■ 11. Amend § 60.481a by lifting the stay on the definitions of “Capital expenditure” and “Process unit” and revising the definitions to read as follows:”

§ 60.482–1a [Corrected]

■ 4. Effective July 15, 2024, on page 43070, in the first column, in part 60, amendatory instruction 12 is corrected to read as follows:

“■ 12. Amend § 60.482–1a by:

- a. Revising paragraph (e); and
- b. Lifting the stay on paragraph (g) and removing paragraph (g).

The revisions read as follows:”

§ 60.482–11a [Corrected]

■ 5. Effective July 15, 2024, on page 43070, in the second column, in part 60, amendatory instruction 13 is corrected to read as follows:

“■ 13. Amend § 60.482–11a by lifting the stay and removing the section.”

In FR Doc. 2024–04629, appearing on page 39304 in the **Federal Register** on Wednesday, May 8, 2024, the following correction is made:

§ 63.11099 [Corrected]

■ 6. Effective July 8, 2024, on page 39383, in the third column, in part 63, amendatory instruction 29 is corrected to read as follows:

“■ 29. Section 63.11099 is amended by revising paragraph (c) introductory text and adding paragraph (c)(5) to read as follows:”

Joseph Goffman,

Assistant Administrator.

[FR Doc. 2024–14678 Filed 7–3–24; 8:45 am]

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