

## VII. Analysis of Environmental Impact

We have determined under 21 CFR 25.31(h) that this action is of a type that does not individually or cumulatively have a significant effect on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

## VIII. Paperwork Reduction Act of 1995

FDA tentatively concludes that this proposed rule contains no collection of information. Therefore, clearance by the Office of Management and Budget under the Paper Reduction Act of 1995 is not required.

## IX. Federalism

We have analyzed this proposed rule in accordance with the principles set forth in Executive Order 13132. We have determined that the proposed rule does not contain policies that have substantial direct effects on the States, on the relationship between the National Government and the States, or on the distribution of power and responsibilities among the various levels of government. Accordingly, we conclude that the rule does not contain policies that have federalism implications as defined in the Executive Order and, consequently, a federalism summary impact statement is not required.

## X. Consultation and Coordination With Indian Tribal Governments

We have analyzed this proposed rule in accordance with the principles set forth in Executive Order 13175. We have tentatively determined that the rule does not contain policies that would have a substantial direct effect on one or more Indian Tribes, on the relationship between the Federal Government and Indian Tribes, or on the distribution of power and responsibilities between the Federal Government and Indian Tribes. The Agency solicits comments from tribal officials on any potential impact on Indian Tribes from this proposed action.

## XI. References

The following reference is on display at the Dockets Management Staff (see ADDRESSES) and is available for viewing by interested persons between 9 a.m. and 4 p.m., Monday through Friday; it is also available electronically at <https://www.regulations.gov>. FDA has verified the website address, as of the date this document publishes in the **Federal Register**, but websites are subject to change over time.

1. FDA, “Preliminary Regulatory Impact Analysis; Initial Regulatory Flexibility

Analysis; Unfunded Mandates Reform Act Analysis; Revocation of the Regulations for Human Tissue Intended for Transplantation; Proposed Rule” dated March 24, 2020. Also available at: <https://www.fda.gov/about-fda/reports/economic-impact-analyses-fda-regulations>.

### List of Subjects

#### 21 CFR Part 882

Medical devices, Neurological devices.

#### 21 CFR Part 1270

Communicable diseases, HIV/AIDS, Reporting and recordkeeping requirements.

Therefore, under the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act, it is proposed that 21 CFR parts 882 and 1270 are amended as follows:

### PART 882—NEUROLOGICAL DEVICES

■ 1. The authority citation for part 882 continues to read as follows:

**Authority:** 21 U.S.C. 351, 360, 360c, 360e, 360j, 360l, 371.

#### § 882.5975 [Removed]

■ 2. Remove § 882.5975.

### PART 1270—[REMOVED]

■ 3. Under the authority of 42 U.S.C. 216, 243, 264, 271, 21 CFR part 1270 is removed.

Dated: December 2, 2020.

**Stephen M. Hahn,**

*Commissioner of Food and Drugs.*

Dated: December 11, 2020

**Alex M. Azar II,**

*Secretary, Department of Health and Human Services.*

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## DEPARTMENT OF EDUCATION

### 34 CFR Part 300

[Docket ID ED–2020–OSERS–0191]

### Proposed Guidance; Questions and Answers on Serving Children With Disabilities Placed by Their Parents in Private Schools

**AGENCY:** Office of Special Education and Rehabilitative Services, Department of Education.

**ACTION:** Notice of proposed guidance.

**SUMMARY:** The U.S. Department of Education (Department) seeks public comment on proposed guidance that addresses State and local responsibilities under Part B of the

Individuals with Disabilities Education Act (IDEA) for providing equitable services to parentally placed private school children with disabilities. The proposed guidance updates and supersedes the Department’s guidance titled Questions and Answers on Serving Children with Disabilities Placed by Their Parents in Private Schools issued in April 2011.

**DATES:** We must receive your comments on or before January 20, 2021.

**ADDRESSES:** Submit your comments through the Federal eRulemaking Portal. We will not accept comments submitted by mail, fax, or by email or those submitted after the comment period. To ensure that we do not receive duplicate copies, please submit your comments only once. In addition, please include the Docket ID at the top of your comments.

• *Federal eRulemaking Portal:* Go to [www.regulations.gov](http://www.regulations.gov) to submit your comments electronically. Information on using *Regulations.gov*, including instructions for accessing agency documents, submitting comments, and viewing the docket, is available on the site under “Help.”

*Privacy Note:* The Department’s policy is to make all comments received from members of the public available for public viewing in their entirety on the Federal eRulemaking Portal at [www.regulations.gov](http://www.regulations.gov). Therefore, commenters should be careful to include in their comments only information that they wish to make publicly available.

**FOR FURTHER INFORMATION CONTACT:** Rebecca Walawender, U.S. Department of Education, 400 Maryland Avenue SW, Room 5145, Washington, DC 20202–5076. Telephone: (202) 245–7399. Email: [Rebecca.Walawender@ed.gov](mailto:Rebecca.Walawender@ed.gov).

### SUPPLEMENTARY INFORMATION:

*Invitation to Comment:* We invite you to submit comments on the proposed guidance. See ADDRESSES for instructions on how to submit comments.

*Assistance to Individuals with Disabilities in Reviewing the Record:* On request, we will provide an appropriate accommodation or auxiliary aid to an individual with a disability who needs assistance to review the comments or other documents in the public record for the proposed guidance. If you want to schedule an appointment for this type of aid, please contact the person listed under **FOR FURTHER INFORMATION CONTACT**.

*Background:* The Department describes the background for the proposed guidance, and our reasons for

proposing the guidance, in the proposed guidance document. The proposed guidance is available at <https://sites.ed.gov/idea/idea-files/q-and-a-children-with-disabilities-private-schools-parentally-placed/>. The proposed guidance is a “significant guidance document” under Executive Order 13891.

**Accessible Format:** On request to the contact person listed under **FOR FURTHER INFORMATION CONTACT**, individuals with disabilities can obtain this document in an accessible format. The Department will provide the requestor with an accessible format that may include Rich Text Format (RTF) or text format (txt), a thumb drive, an MP3 file, braille, large print, audiotope, or compact disc, or other accessible format.

**Electronic Access to This Document:** The official version of this document is the document published in the **Federal Register**. You may access the official edition of the **Federal Register** and the Code of Federal Regulations at [www.govinfo.gov](http://www.govinfo.gov). At this site you can view this document, as well as all other documents of this Department published in the **Federal Register**, in text or portable document format (PDF). To use PDF you must have Adobe Acrobat Reader, which is available free at the site.

You may also access documents of the Department published in the **Federal Register** by using the article search feature at [www.federalregister.gov](http://www.federalregister.gov). Specifically, through the advanced search feature at this site, you can limit your search to documents published by the Department.

**Mark Schultz,**

*Commissioner, Rehabilitative Services Administration. Delegated the authority to perform the functions and duties of the Assistant Secretary for the Office of Special Education and Rehabilitative Services.*

[FR Doc. 2020-27872 Filed 12-18-20; 8:45 am]

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**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 52**

[EPA-R07-OAR-2020-0620; FRL-10017-81-Region 7]

**Air Plan Approval; Missouri; Removal of Control of Emissions From Solvent Cleanup Operations**

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

**ACTION:** Proposed rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is proposing approval of

a State Implementation Plan (SIP) revision submitted by the State of Missouri on January 15, 2019, and supplemented by letter on June 14, 2019. Missouri requests that the EPA remove a rule related to control of emissions from the solvent cleanup operations in the Kansas City, Missouri area from its SIP. This removal does not have an adverse effect on air quality. The EPA’s proposed approval of this rule revision is in accordance with the requirements of the Clean Air Act (CAA).

**DATES:** Comments must be received on or before January 20, 2021.

**ADDRESSES:** You may send comments, identified by Docket ID No. EPA-R07-OAR-2020-0620 to <https://www.regulations.gov>. Follow the online instructions for submitting comments.

**Instructions:** All submissions received must include the Docket ID No. for this rulemaking. Comments received will be posted without change to <https://www.regulations.gov/>, including any personal information provided. For detailed instructions on sending comments and additional information on the rulemaking process, see the “Written Comments” heading in the **SUPPLEMENTARY INFORMATION** section of this document.

**FOR FURTHER INFORMATION CONTACT:**

William Stone, Environmental Protection Agency, Region 7 Office, Air Quality Planning Branch, 11201 Renner Boulevard, Lenexa, Kansas 66219; telephone number: (913) 551-7714; email address: [stone.william@epa.gov](mailto:stone.william@epa.gov).

**SUPPLEMENTARY INFORMATION:**

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

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**I. Written Comments**

Submit your comments, identified by Docket ID No. EPA-R07-OAR-2020-0620 at <https://www.regulations.gov>. Once submitted, comments cannot be edited or removed from *Regulations.gov*.

The 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. The 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, the full EPA public comment policy, information about CBI or multimedia submissions, and general guidance on making effective comments, please visit <https://www.epa.gov/dockets/commenting-epa-dockets>.

**II. What is Being Addressed in this Document?**

The EPA is proposing to approve the removal of 10 Code of State Regulations (CSR) 10-2.215, *Control of Emissions from Solvent Cleanup Operations*, from the Missouri SIP.

According to the June 14, 2019 letter from the Missouri Department of Natural Resources, available in the docket for this proposed action, Missouri rescinded the rule because there are no sources subject to the rule, and the rule is no longer necessary for attainment and maintenance of the 1979, 1997, or 2008 National Ambient Air Quality Standards (NAAQS) for Ozone.

**III. Background**

The EPA established a 1-hour ozone NAAQS in 1971. 36 FR 8186 (April 30, 1971). On March 3, 1978, the EPA designated Clay, Platte and Jackson counties (hereinafter referred to in this document as the “Kansas City Area”) in nonattainment of the 1971 1-hour ozone NAAQS,<sup>1</sup> as required by the CAA Amendments of 1977. 43 FR 8962 (March 3, 1978). On February 8, 1979, the EPA revised the 1-hour ozone NAAQS, referred to as the 1979 ozone NAAQS. 44 FR 8202 (February 8, 1979). On February 20, 1985, the EPA notified Missouri that the SIP was substantially inadequate (hereinafter referred to as the “SIP Call”) to attain the 1-hour ozone NAAQS in the Kansas City Area. *See* 50 FR 26198 (July 25, 1985).

<sup>1</sup> Missouri’s June 14, 2019 letter incorrectly states that the Kansas City area was designated as a nonattainment area for the 1979 ozone NAAQS in 1978.