

triplicate to the address listed above. Commenters wishing the FAA to acknowledge receipt of their comments on this notice must submit with those comments a self-addressed, stamped postcard on which the following statement is made: "Comments to Docket No. FAA-2022-0043/Airspace Docket No. 22-ACE-2." The postcard will be date/time stamped and returned to the commenter.

All communications received before the specified closing date for comments will be considered before taking action on the proposed rule. The proposal contained in this notice may be changed in light of the comments received. A report summarizing each substantive public contact with FAA personnel concerned with this rulemaking will be filed in the docket.

#### Availability of NPRMs

An electronic copy of this document may be downloaded through the internet at <https://www.regulations.gov>. Recently published rulemaking documents can also be accessed through the FAA's web page at [https://www.faa.gov/air\\_traffic/publications/airspace\\_amendments/](https://www.faa.gov/air_traffic/publications/airspace_amendments/).

You may review the public docket containing the proposal, any comments received, and any final disposition in person in the Dockets Office (see the **ADDRESSES** section for the address and phone number) between 9:00 a.m. and 5:00 p.m., Monday through Friday, except federal holidays. An informal docket may also be examined during normal business hours at the Federal Aviation Administration, Air Traffic Organization, Central Service Center, Operations Support Group, 10101 Hillwood Parkway, Fort Worth, TX 76177.

#### Availability and Summary of Documents for Incorporation by Reference

This document proposes to amend FAA Order JO 7400.11F, Airspace Designations and Reporting Points, dated August 10, 2021, and effective September 15, 2021. FAA Order JO 7400.11F is publicly available as listed in the **ADDRESSES** section of this document. FAA Order JO 7400.11F lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

#### The Proposal

The FAA is proposing an amendment to 14 CFR part 71 by amending the Class E airspace extending upward from 700 feet above the surface at Emmetsburg Municipal Airport, Emmetsburg, IA, by removing the Emmetsburg NDB and

associated extension from the airspace legal description; and updating the geographic coordinates of the airport to coincide with the FAA's aeronautical database.

This action is necessary due to an airspace review caused by the decommissioning of the Emmetsburg NDB which provided navigation information for the instrument procedures this airport.

Class E airspace designations are published in paragraph 6005 of FAA Order JO 7400.11F, dated August 10, 2021, and effective September 15, 2021, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document will be published subsequently in FAA Order JO 7400.11.

FAA Order JO 7400.11, Airspace Designations and Reporting Points, is published yearly and effective on September 15.

#### Regulatory Notices and Analyses

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current, is non-controversial and unlikely to result in adverse or negative comments. It, therefore: (1) Is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, would not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

#### Environmental Review

This proposal will be subject to an environmental analysis in accordance with FAA Order 1050.1F, "Environmental Impacts: Policies and Procedures" prior to any FAA final regulatory action.

#### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

#### The Proposed Amendment

Accordingly, pursuant to the authority delegated to me, the Federal Aviation Administration proposes to amend 14 CFR part 71 as follows:

### PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for 14 CFR part 71 continues to read as follows:

**Authority:** 49 U.S.C. 106(f), 106(g); 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389.

#### § 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR 71.1 of FAA Order JO 7400.11F, Airspace Designations and Reporting Points, dated August 10, 2021, and effective September 15, 2021, is amended as follows:

*Paragraph 6005 Class E Airspace Areas Extending Upward From 700 Feet or More Above the Surface of the Earth*

\* \* \* \* \*

#### ACE IA E5 Emmetsburg, IA [Amended]

Emmetsburg Municipal Airport, IA  
(Lat. 43°06'07" N, long. 94°42'16" W)

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of Emmetsburg Municipal Airport, and within 3.8 miles each side of the 316° bearing from the airport extending from the 6.5-mile radius to 10.3 miles northwest of the airport.

Issued in Fort Worth, Texas, on February 7, 2022.

**Martin A. Skinner,**

*Acting Manager, Operations Support Group,  
ATO Central Service Center.*

[FR Doc. 2022-02805 Filed 2-9-22; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF COMMERCE

### Bureau of Industry and Security

#### 15 CFR Chapter VII

[Docket No. 220204-0041]

RIN 0694-XC086

#### Request for Public Comments on the Section 232 Exclusions Process

**AGENCY:** Bureau of Industry and Security, Commerce.

**ACTION:** Request for public comments.

**SUMMARY:** The Bureau of Industry and Security (BIS) is hereby seeking public comments regarding the Section 232 exclusions process. A presidential proclamation (Adjusting Imports of Steel into the United States), published on January 3, 2022, directed the Secretary of Commerce to seek public comment on the Section 232 exclusions process, including the responsiveness of the exclusions process to market

demand and enhanced consultation with U.S. firms and labor organizations.  
**DATES:** The due date for filing comments is March 28, 2022.

**ADDRESSES:** *Submissions:* All written comments on this request must be filed through the Federal eRulemaking Portal: <https://www.regulations.gov>. To submit comments via <https://www.regulations.gov>, enter the docket number BIS–2021–0042 on the home page and click “Search.” The site will provide a search results page listing all documents associated with this docket. Find a reference to this document and click the button entitled “Comment.” (For further information on using <https://www.regulations.gov>, please consult the resources provided on the website by clicking on “FAQ”).

**FOR FURTHER INFORMATION CONTACT:** Erika Maynard by telephone at 202–482–5642 or by email at [Steel232@bis.doc.gov](mailto:Steel232@bis.doc.gov).

#### SUPPLEMENTARY INFORMATION:

##### Background

Presidential Proclamations 10327 (87 FR 1) and 10328 (87 FR 11) published on January 3, 2022, implemented an understanding reached between the United States and the European Union including the establishment of tariff rate quotas for steel and aluminum articles imported from the European Union member countries. Proclamation 10328 also directed the Secretary of Commerce to seek public comment on the Section 232 exclusions process, including the responsiveness of the exclusions process to market demand and enhanced consultation with U.S. firms and labor organizations.

Since March 19, 2018, Commerce has published five interim final rules that established and made various revisions to the Section 232 exclusions process, as well as a Notice of Inquiry seeking public comment on certain aspects of the Section 232 exclusions process.

On March 19, 2018, Commerce issued an interim final rule, *Requirements for Submissions Requesting Exclusions from the Remedies Instituted in Presidential Proclamations Adjusting Imports of Steel into the United States and Adjusting Imports of Aluminum into the United States; and the filing of Objections to Submitted Exclusion Requests for Steel and Aluminum* (83 FR 12106), laying out procedures for the Section 232 exclusions process.

On September 11, 2018, Commerce issued a second interim final rule, *Submissions of Exclusion Requests and Objections to Submitted Requests for Steel and Aluminum* (83 FR 46026), which revised the two supplements

added by the March 19 rule with revisions designed to further ensure a transparent, fair, and efficient exclusions process.

On June 10, 2019, Commerce issued a third interim final rule, *Implementation of New Commerce Section 232 Exclusions Portal* (84 FR 26751), that revised the two supplements added by the March 19 and September 11 rules to grant the public the ability to submit new exclusion requests through the Section 232 Exclusions Portal while still allowing the opportunity for public comment on the portal.

On May 26, 2020, Commerce issued a notice of inquiry with request for comment, *Notice of Inquiry Regarding the Exclusions process for Section 232 Steel and Aluminum Import Tariffs and Quotas* (85 FR 31441), that sought public comment on the appropriateness of the information requested and considered in applying the exclusion criteria and the efficiency and transparency of the process employed.

On December 14, 2020, Commerce issued a fourth interim final rule, *Implementation of New Commerce Section 232 Exclusions Portal* (85 FR 81060), which established General Approved Exclusions (GAEs) to reduce the number of exclusion requests for products consistently found not to be produced in the United States, reducing the submission burden on both industry and the Section 232 exclusions process. The December 14, 2020, Interim Final Rule identified 123 GAEs that had never received an objection via the Section 232 exclusions process. GAEs are available to all requestors for steel and aluminum products imported under 10-Digit Harmonized Tariff Schedule of the United States classifications without quantity limit or expiration date.

On December 9, 2021, BIS subsequently suspended 30 GAEs in its fifth Interim Final Rule (86 FR 70003) on the Section 232 Exclusions process because some exclusion requests subsequently received objections under the associated HTSUS Classifications.

##### Exclusions Process

As of January 30, 2022, BIS has processed over 382,000 exclusion requests and has rejected or made determinations on more than 369,000 requests. Approximately seventy percent of exclusion requests do not receive objections. The most recent average processing time for exclusion requests that do not receive objections is 43 days. The most recent average processing time for exclusion requests that receive objections is 98 days. Less than ten percent of the volume of steel (about eight percent) and aluminum

(about seven percent) articles granted exclusions is utilized with the articles being imported into the United States.

BIS seeks public comment on the Section 232 exclusions process. In particular, as directed in Proclamation 10327, BIS seeks public comment on the responsiveness of the exclusions process to market demand and enhanced consultation with U.S. firms and labor organizations.

BIS also welcomes comment on more specific aspects of the Section 232 exclusions process, including: Potential changes to the associated forms and required information; the request, objection, rebuttal, and surrebuttal process; the standards of review; General Approved Exclusions; and the overall transparency of the process. Specific topics include:

- (1) How to reduce the volume of submission errors and rejected filings in the Section 232 Exclusions Portal;
- (2) how to address the time for processing of exclusion requests, including but not limited to reducing length or type of attachments;
- (3) requiring public summaries of any confidential business information in exclusion requests and objections, similar to the existing requirement for rebuttal and surrebuttals;
- (4) requiring public disclosure of delivery times on the Exclusion Request and Objection Forms;
- (5) requiring recent (*i.e.*, from the last quarter or 90 days) evidence supporting claims made in a Request or Objection;
- (6) streamlining the online forms or otherwise reducing administrative burden; and
- (7) assessing the General Approved Exclusions’ (GAEs) criteria and identification of specific products.

Commenters are encouraged to identify which of these particular issues their comments are related to.

Commenters are requested to provide information supporting their stance on that issue.

##### Requirements for Written Comments

The <https://www.regulations.gov> website allows users to provide comments by filling in a “Type Comment” field or by attaching a document using an “Upload File” field. BIS prefers that comments be provided in an attached document. BIS prefers submissions in Microsoft Word (.doc) or Adobe Acrobat (.pdf). If the submission is in an application format other than Microsoft Word or Adobe Acrobat, please indicate the name of the application in the “Type Comment” field. Please do not attach separate cover letters to electronic submissions; rather, include any information that might

appear in a cover letter within the comments. Similarly, to the extent possible please include any exhibits, annexes, or other attachments in the same file, so that the submission consists of one instead of multiple files. Comments will be placed in the docket and open to public inspection, except information determined to be confidential. Comments may be viewed on <https://www.regulations.gov> by entering docket number BIS-2021-0042 in the search field on the home page.

All filers should name their files using the name of the person or entity submitting the comments. Communications from agencies of the United States Government will not be made available for public inspection.

Material submitted by members of the public that is properly marked as business confidential information with a valid statutory basis for confidentiality and which is accepted as such by BIS will not be disclosed publicly. Guidance on submitting business confidential information is as follows: Anyone submitting business confidential information should clearly identify the business confidential portion at the time of submission, include a statement justifying nondisclosure and referring to the specific legal authority claimed with the submission, and provide a non-confidential version of the submission which will be placed in the public file on <https://www.regulations.gov>. For comments submitted electronically containing business confidential information, the file name of the business confidential version should begin with the characters "BC". Any page containing business confidential information must be clearly marked "BUSINESS CONFIDENTIAL" on the top of that page. The file name of the non-confidential version should begin with the character "P". The non-confidential version must be clearly marked "PUBLIC" on the top of the first page. The "BC" and "P" should be followed by the name of the person or entity submitting the comments or rebuttal comments.

**Matthew S. Borman,**  
Deputy Assistant Secretary for Export  
Administration.

[FR Doc. 2022-02870 Filed 2-9-22; 8:45 am]

**BILLING CODE 3510-33-P**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[EPA-R09-OAR-2021-0818; FRL-9264-01-R9]

#### Air Plan Approval; California; Northern Sierra Air Quality Management District; Reasonably Available Control Technology

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

**ACTION:** Proposed rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is proposing to approve a revision to the Northern Sierra Air Quality Management District (NSAQMD or "District") portion of the California State Implementation Plan (SIP). This revision concerns the District's demonstration regarding reasonably available control technology (RACT) requirements for the 2015 8-hour ozone national ambient air quality standard (NAAQS or "standards") in the Western Nevada County ("Western Nevada") ozone nonattainment area (NAA), which is under the jurisdiction of the NSAQMD. We are taking comments on this proposal and plan to follow with a final action.

**DATES:** Comments must be received on or before March 14, 2022.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-R09-OAR-2021-0818 at <https://www.regulations.gov>. For comments submitted at [Regulations.gov](https://www.regulations.gov), follow the online instructions for submitting comments. Once submitted, comments cannot be edited or removed from [Regulations.gov](https://www.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, 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://www.epa.gov/dockets/>

*commenting-epa-dockets*. If you need assistance in a language other than English or if you are a person with disabilities who needs a reasonable accommodation at no cost to you, please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section.

#### **FOR FURTHER INFORMATION CONTACT:**

Nancy Levin, EPA Region IX, 75 Hawthorne St., San Francisco, CA 94105. By phone: (415) 972-3848 or by email at [levin.nancy@epa.gov](mailto:levin.nancy@epa.gov).

#### **SUPPLEMENTARY INFORMATION:**

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

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#### **I. The State's Submittal**

##### *A. What document did the State submit?*

On January 25, 2021, the NSAQMD adopted the "Reasonably Available Control Technology (RACT) State Implementation Plan (SIP) Revision for Western Nevada County 8-Hour Ozone Nonattainment Area" ("2015 ozone RACT SIP"), and on March 23, 2021, the California Air Resources Board (CARB) submitted it to the EPA for approval as a revision to the California SIP.

On September 23, 2021, the submittal for the NSAQMD 2015 ozone RACT SIP was deemed by operation of law to meet the completeness criteria in 40 CFR part 51 Appendix V, which must be met before formal EPA review.

##### *B. Are there other versions of this document?*

There are no previous versions of this document in the NSAQMD portion of the California SIP for the 2015 8-hour ozone NAAQS.

##### *C. What is the purpose of the submitted document?*

Volatile organic compounds (VOCs) and oxides of nitrogen (NO<sub>x</sub>) contribute to the production of ground-level ozone, smog, and particulate matter, which harm human health and the environment. Section 110(a) of the CAA requires states to submit regulations that control VOCs and NO<sub>x</sub> emissions. CAA