

PECO (Populations, Exposures, Comparators, and Outcomes) for the systematic review. The PECO provides the framework for developing detailed literature search strategies and inclusion/exclusion criteria, particularly with respect to evidence stream (e.g., human, animal, mechanistic), exposure measures, and outcome measures. EPA also presents a methods document, referred to as the systematic review protocol, for conducting a chemical-specific systematic review of the available scientific literature. Systematic review protocols describe screening criteria to identify relevant literature, outline the approach for evaluating study quality, and describe the dose-response methods.

## II. Public Webinar Information

To allow for public input, EPA is convening a public webinar to discuss the IRIS Assessment Plan and Systematic Review Protocol for Inhalation Exposure to Cobalt and Compounds (Cancer) on November 30, 2022. Specific teleconference and webinar information regarding this public meeting will be provided through the IRIS website (<https://www.epa.gov/iris>) and via EPA's IRIS listserv. To register for the IRIS listserv, visit the IRIS website (<https://www.epa.gov/iris>) or visit <https://www.epa.gov/iris/forms/staying-connected-integrated-risk-information-system#connect>.

## III. How To Submit Technical Comments to the Docket at <https://www.regulations.gov>

Submit your comments, identified by Docket ID No. EPA-HQ-ORD-2022-0833 for IRIS Assessment Plan and Systematic Review Protocol for Inhalation Exposure to Cobalt and Compounds (Cancer), by one of the following methods:

- [www.regulations.gov](https://www.regulations.gov): Follow the on-line instructions for submitting comments.

- *Email*: [Docket\\_ORD@epa.gov](mailto:Docket_ORD@epa.gov).
- *Fax*: 202-566-9744.
- *Mail*: U.S. Environmental

Protection Agency, EPA Docket Center (ORD Docket), Mail Code: 28221T, 1200 Pennsylvania Avenue NW, Washington, DC 20460. The phone number is 202-566-1752.

*Instructions*: Direct your comments to Docket ID No. EPA-HQ-ORD-2022-0833. Please ensure that your comments are submitted within the specified comment period. Comments received after the closing date will be marked "late," and may only be considered if time permits. It is EPA's policy to include all comments it receives in the public docket without change and to

make the comments available online at [www.regulations.gov](https://www.regulations.gov), including any personal information provided, unless a comment includes information claimed to be Confidential Business Information (CBI) or other information for which disclosure is restricted by statute. Do not submit information through [www.regulations.gov](https://www.regulations.gov) or email that you consider to be CBI or otherwise protected. The [www.regulations.gov](https://www.regulations.gov) website is an "anonymous access" system, which means EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an email comment directly to EPA without going through [www.regulations.gov](https://www.regulations.gov), your email address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special characters, any form of encryption, and be free of any defects or viruses. For additional information about EPA's public docket visit the EPA Docket Center homepage at [www.epa.gov/epahome/dockets.htm](https://www.epa.gov/epahome/dockets.htm).

*Docket*: Documents in the docket are listed in the [www.regulations.gov](https://www.regulations.gov) index. Although listed in the index, some information is not publicly available, e.g., CBI or other information whose disclosure is restricted by statute. Certain other materials, such as copyrighted material, are publicly available only in hard copy. Publicly available docket materials are available either electronically in [www.regulations.gov](https://www.regulations.gov) or in hard copy at the ORD Docket in the EPA Headquarters Docket Center.

### Wayne Cascio,

*Director, Center for Public Health & Environmental Assessment.*

[FR Doc. 2022-24684 Filed 11-10-22; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-10409-01-R3]

### Delegation of Authority to the State of West Virginia To Implement and Enforce Additional or Revised National Emission Standards for Hazardous Air Pollutants Standards and New Source Performance Standards

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

**ACTION:** Notice of delegation of authority.

**SUMMARY:** On November 1, 2022, the Environmental Protection Agency (EPA) sent the State of West Virginia (West Virginia) a letter acknowledging that West Virginia's delegation of authority to implement and enforce the National Emissions Standards for Hazardous Air Pollutants (NESHAP) and New Source Performance Standards (NSPS) had been updated, as provided for under previously approved delegation mechanisms. To inform regulated facilities and the public, EPA is making available a copy of EPA's letter to West Virginia through this notice.

**DATES:** On November 1, 2022, EPA sent West Virginia a letter acknowledging that West Virginia's delegation of authority to implement and enforce Federal NESHAP and NSPS had been updated.

**ADDRESSES:** Copies of documents pertaining to this action are available for public inspection during normal business hours at the Air Protection Division, U.S. Environmental Protection Agency, Region III, Four Penn Center, 1600 JFK Boulevard, Philadelphia, Pennsylvania 19103. Copies of West Virginia's submittal are also available at the West Virginia Department of Environmental Protection, Division of Air Quality, 601 57th Street SE, Charleston, West Virginia 25304.

**FOR FURTHER INFORMATION CONTACT:** Yongtian He, Permits Branch (3AD10), Air & Radiation Division, U.S. Environmental Protection Agency, Region III, Four Penn Center, 1600 JFK Boulevard, Philadelphia, Pennsylvania 19103. The telephone number is (215) 814-2339. Mr. He can also be reached via electronic mail at [He.Yongtian@epa.gov](mailto:He.Yongtian@epa.gov).

**SUPPLEMENTARY INFORMATION:** On July 1, 2022, West Virginia notified EPA that West Virginia had updated its incorporation by reference of Federal NESHAP and NSPS to include many such standards as found in Title 40 of the Code of Federal Regulations (CFR),

parts 60, 61, and 63 as of June 1, 2021. On November 1, 2022, EPA sent West Virginia a letter acknowledging that effective April 1, 2022, West Virginia has the authority to implement and enforce the NESHAP and NSPS as specified by West Virginia in its notices to EPA, as provided for under previously approved automatic delegation mechanisms (49 FR 48692, 67 FR 15486, EPA delegation letters dated March 19, 2001 and January 8, 2002). All notifications, applications, reports, and other correspondence required pursuant to the delegated NESHAP and NSPS must be submitted to both EPA Region III and to the West Virginia Department of Environmental Protection, unless the delegated standard specifically provides that such submittals may be sent to EPA or a delegated State. In such cases, the submittals should be sent only to the West Virginia Department of Environmental Protection. A copy of EPA's November 1, 2022 letter to West Virginia follows:

“Ms. Laura M. Crowder, Director, Division of Air Quality, West Virginia Department of Environmental Protection, 601 57th Street SE, Charleston, West Virginia 25304. Via email at [laura.m.crowder@wv.gov](mailto:laura.m.crowder@wv.gov)

Dear Ms. Crowder:

This letter acknowledges your letter dated July 1, 2022 in which the West Virginia Department of Environmental Protection (WVDEP) Division of Air Quality (DAQ) informed the United States Environmental Protection Agency (EPA) that West Virginia had updated its incorporation by reference of federal National Emissions Standards for Hazardous Air Pollutants (NESHAP) and New Source Performance Standards (NSPS) to include many such standards as found in 40 CFR parts 60, 61, and 63 as of June 1, 2021. WVDEP DAQ noted in the letter that it understood it was automatically delegated the authority to implement these standards. WVDEP DAQ stated its intent to enforce the standards in conformance with the terms of EPA's previous delegations of authority pursuant to the EPA final rules published at 49 FR 48692 and 67 FR 15486, and EPA delegation letters.

In two rulemakings, 49 FR 48692 (December 14, 1984) and 67 FR 15486 (April 2, 2002), EPA established the basis for delegation to West Virginia of specified federal standards at 40 CFR parts 60, 61, and 63. Subsequently, in a letter dated March 19, 2001 to WVDEP Director Michael Callaghan, EPA delegated to the State of West Virginia the authority to implement and enforce various federal NESHAP found in 40

CFR part 63. In another letter to Director Callaghan dated January 8, 2002, EPA delegated to the State of West Virginia the authority to implement and enforce various federal NESHAP found in 40 CFR part 61 and NSPS found in 40 CFR part 60. In those letters, EPA also established that future Part 60, Part 61, and Part 63 standards would be automatically delegated to West Virginia subject to the conditions set forth in those letters. Those rulemakings and letters continue to control the conditions of delegation of future standards and their terms should be consulted for the specific conditions that apply to each regulatory program. However, in general terms, for automatic delegation to take effect, the letters establish conditions that can be paraphrased as requiring: legal adoption of the standards; restrictions on the kinds of wording changes West Virginia may make to the federal standards when adopting them; and specific notification from West Virginia to EPA when a standard has been adopted.

WVDEP DAQ provided copies of the revised West Virginia Legislative Rules which specify the NESHAP and NSPS regulations West Virginia has adopted by reference. These revised Legislative Rules are entitled 45 CSR 34—“Emission Standards for Hazardous Air Pollutants,” and 45 CSR 16—“Standards of Performance for New Stationary Sources.” These revised Rules have an effective date of April 1, 2022. EPA has reviewed the Revised rules and determined that they meet the conditions for automatic delegation as established by EPA in its prior letters and rulemakings.

Accordingly, EPA acknowledges that West Virginia now has the authority, as provided for under the terms of EPA's previous delegation actions, to implement and enforce the NESHAP and NSPS standards which West Virginia adopted by reference in West Virginia's revised Legislative Rules 45 CSR 34 and 45 CSR 16, effective on April 1, 2022.

Please note that on December 19, 2008 in *Sierra Club vs. EPA* (551 F.3rd 1019, D.C. Circuit 2008), the United States Court of Appeals for the District of Columbia Circuit vacated certain provisions of the General Provisions of 40 CFR part 63 relating to exemptions for startup, shutdown, and malfunction (SSM). On October 16, 2009, the Court issued the mandate vacating these SSM exemption provisions, which are found at 40 CFR part 63, 63.6(f)(1), and (h)(1).

Accordingly, EPA no longer allows sources to use the SSM exemption as provided for in the vacated provisions at 40 CFR 63.6(f)(1), and (h)(1), even

though EPA has not yet formally removed the SSM exemption provisions from the General Provisions of 40 CFR part 63. Because West Virginia incorporated 40 CFR part 63 by reference, West Virginia should also no longer allow sources to use the former SSM exemption from the General Provisions of 40 CFR part 63 due to the Court's ruling in *Sierra Club vs. EPA* (551 F.3rd 1019, D.C. Circuit 2008). If you have any questions, please contact me or Ms. Arlin Galarza-Hernandez, Chief, Permits Branch, at 215–814–2041.

Sincerely,

Cristina Fernández,  
Director, Air and Radiation Division

Enclosures

cc: Renu Chakrabarty (via email at [renu.m.chakrabarty@wv.gov](mailto:renu.m.chakrabarty@wv.gov))  
Mike Egnor (via email at [michael.egnor@wv.gov](mailto:michael.egnor@wv.gov))

This notice acknowledges the updates of West Virginia's delegation of authority to implement and enforce NESHAP and NSPS.

**Cristina Fernández,**

Director, Air and Radiation Division, Region III.

[FR Doc. 2022–24669 Filed 11–10–22; 8:45 am]

**BILLING CODE 6560–50–P**

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## EXPORT IMPORT BANK

### Privacy Act of 1974; Narrative Statement & System of Records Notice

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

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

**SUMMARY:** Pursuant to the Privacy Act of 1974, the Export Import Bank of the United States (“EXIM Bank”) is proposing a new system of records notice (“SORN”). EXIM Bank is proposing a new system of records—EXIM Bank Watch List (“Watch List”). 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.

**DATES:** The modified system of records described herein will become applicable November 14, 2022.

**ADDRESSES:** You may submit written comments to EXIM Bank by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the website instructions for submitting comments.
- *Email:* [reg.comments@exim.gov](mailto:reg.comments@exim.gov). Refer to SORN in the subject line.
- *Mail or Hand Delivery:* Office of Information and Privacy, Export Import