

Dated: August 23, 2023.

D.J. Every,

Commander, U.S. Coast Guard, Acting
Captain of the Port Sector Upper Mississippi
River.

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NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

36 CFR Part 1280

[FDMS No. NARA–23–0008; NARA–2023–
034]

RIN 3095–AC13

Use of NARA Facilities: Rules for Filming, Photographing, or Videotaping on NARA Property for Personal Use

AGENCY: National Archives and Records
Administration (NARA).

ACTION: Direct final rule.

SUMMARY: The National Archives and
Records Administration (NARA) is
amending our regulations on the Use of
NARA Facilities to allow personal, non-
flash photography throughout NARA
exhibition galleries.

DATES: This rule is effective October 10,
2023, without further action, unless we
receive actionable adverse comments by
September 18, 2023. If we receive such
comments, we will publish a
withdrawal of the rule in the **Federal
Register**.

ADDRESSES: You may submit comments,
identified by RIN 3095–AC13 by the
following method:

- *Federal eRulemaking Portal:* Go to <https://www.regulations.gov>. Follow the online instructions for submitting comments. All submissions must include NARA's name and the regulatory information number for this rulemaking (RIN 3095–AC13). We may publish any comments we receive without changes, including any personal information you include.

- *Mail (for paper, flash drive, or CD-ROM submissions. Include "RIN 3095–AC13" on the submission):* National Archives and Records Administration; Regulation Comments Desk, Suite 4100; 8601 Adelphi Road; College Park, MD 20740–6001.

FOR FURTHER INFORMATION CONTACT:
Kimberly Richardson, Strategy and
Performance Division, by email at
regulation_comments@nara.gov, by
email at kimberly.richardson@nara.gov,
or by phone at 301–837–2902. Contact
<https://museum.archives.gov/contact-us>
with any questions on photography in
NARA facilities.

SUPPLEMENTARY INFORMATION: The
National Archives and Records
Administration (NARA) is amending
our regulations on the use of NARA
facilities to allow personal photography
throughout NARA exhibition galleries,
including the Rotunda in the National
Archives Museum, unless otherwise
posted. Direct photography of the
display of the founding documents in
the Rotunda will continue to be
prohibited; however, visitors are
allowed to take selfies and other
photographs that include the Rotunda as
background. Research shows that most
museums allow non-flash photography.
By expanding the use of photography,
we will enhance the visitor experience
and raise awareness of our mission,
while continuing to maintain
preservation and security needs.

Regulatory Analysis

*Review Under Executive Order 12866,
Regulatory Planning and Review, 58 FR
51735; Executive Order 13563,
Improving Regulation and Regulation
Review, 76 FR 23821; and Executive
Order 14094 Modernizing Regulatory
Review, 88 FR 21879.*

The Office of Management and Budget
(OMB) has reviewed this rulemaking
and determined it is not “significant”
under section 3(f) of Executive Order
12866. It is not significant because it
consists of administrative and minor
revisions, involves agency organization
and management, does not change
substantive requirements, and imposes
no costs on the public.

*Review Under the Regulatory Flexibility
Act (5 U.S.C. 601, et seq.)*

This review requires an agency to
prepare an initial regulatory flexibility
analysis and publish it when the agency
publishes the proposed rule. This
requirement does not apply if the
agency certifies that the rulemaking will
not, if promulgated, have a significant
economic impact on a substantial
number of small entities (5 U.S.C. 603).
We certify, after review and analysis,
that this rulemaking will not have a
significant adverse economic impact on
small entities.

*Review Under the Paperwork Reduction
Act of 1995 (44 U.S.C. 3501 et seq.)*

This rulemaking does not impose
additional information collection
requirements on the public that are
subject to the Paperwork Reduction Act.

*Review Under Executive Order 13132,
Federalism, 64 FR 43255*

Review under Executive Order 13132
requires that agencies review
regulations for federalism effects on the

institutional interest of states and local
governments, and, if the effects are
sufficiently substantial, prepare a
Federal assessment to assist senior
policy makers. This rulemaking will not
have any effects on state and local
governments within the meaning of the
Executive order. Therefore, no
federalism assessment is required.

*Review Under the Unfunded Mandates
Reform Act (Sec. 202, Pub. L. 104–4; 2
U.S.C. 1532)*

Review under the Unfunded
Mandates Reform Act requires that
agencies determine whether any Federal
mandate in the rulemaking may result
in state, local, and tribal governments,
in the aggregate, or the private sector,
expending \$100 million in any one year.
NARA certifies that this rulemaking
does not contain a Federal mandate that
may result in such an expenditure, and
this rulemaking is therefore not subject
to this requirement.

List of Subjects in 36 CFR Part 1280

Archives and records, Federal
buildings and facilities.

For the reasons stated in the
preamble, NARA amends 36 CFR part
1280 as follows:

PART 1280—USE OF NARA FACILITIES

■ 1. The authority citation for part 1280
continues to read as follows:

Authority: 44 U.S.C. 2102 notes, 2104(a),
2112, 2903.

■ 2. Revise § 1280.46 to read as follows:

§ 1280.46 Filming, photographing, or videotaping for personal use.

(a) You may film, photograph, or
videotape on NARA property outside a
NARA facility so long as you do not
impede vehicular or pedestrian traffic.

(b) You may film, photograph, or
videotape inside a NARA facility during
regular business hours in public areas,
including research rooms and exhibition
areas, unless otherwise posted, under
the following conditions:

(1) You may not use a flash or other
supplemental lighting; and
(2) You may not use a selfie stick,
monopod, tripod, or similar equipment.

■ 3. In § 1280.84, revise paragraph (a) to
read as follows:

§ 1280.84 Using the Rotunda.

(a) We do not allow private group
event activities (e.g., dinner/reception,
program) to be held in the Rotunda or
the exhibit galleries in the National
Archives Museum. We may, at our
discretion, allow attendees at private
group events to enter the Rotunda and

other Museum areas in conjunction with their event to view the exhibits, but the event activities themselves may not be held in those spaces. Whether during or outside of regular business hours, event attendees may film, photograph, or videotape in the Rotunda or other Museum areas, including group photographs or videos, for personal use only, in accordance with all applicable regulations contained in this part and unless otherwise posted.

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Colleen J. Shogan,

Archivist of the United States.

[FR Doc. 2023-18465 Filed 8-25-23; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 180

[EPA-HQ-OPP-2022-0386; FRL-11036-01-OCSPP]

Spinosad; Pesticide Tolerances

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This regulation establishes tolerances for residues of spinosad in or on Spice group 26, and Stalk and stem vegetable subgroup 22A. Interregional Research Project Number 4 (IR-4) requested these tolerances under the Federal Food, Drug, and Cosmetic Act (FFDCA).

DATES: This regulation is effective August 28, 2023. Objections and requests for hearings must be received on or before October 27, 2023, and must be filed in accordance with the instructions provided in 40 CFR part 178 (see also Unit I.C. of the **SUPPLEMENTARY INFORMATION**).

ADDRESSES: The docket for this action, identified by docket identification (ID) number EPA-HQ-OPP-2022-0386, is available at <https://www.regulations.gov> or at the Office of Pesticide Programs Regulatory Public Docket (OPP Docket) in the Environmental Protection Agency Docket Center (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 and the OPP Docket is (202) 566-1744. For the latest status information on EPA/DC services, docket access, visit <https://www.epa.gov/dockets>.

FOR FURTHER INFORMATION CONTACT: Charles Smith, Director, Registration Division (7505T), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460-0001; main telephone number: (202) 566-1030; email address: RDfrNotices@epa.gov.

SUPPLEMENTARY INFORMATION:

I. General Information

A. Does this action apply to me?

You may be potentially affected by this action if you are an agricultural producer, food manufacturer, or pesticide manufacturer. The following list of North American Industrial Classification System (NAICS) codes is not intended to be exhaustive, but rather provides a guide to help readers determine whether this document applies to them. Potentially affected entities may include:

- Crop production (NAICS code 111).
- Animal production (NAICS code 112).
- Food manufacturing (NAICS code 311).
- Pesticide manufacturing (NAICS code 32532).

B. How can I get electronic access to other related information?

You may access a frequently updated electronic version of EPA's tolerance regulations at 40 CFR part 180 through the Office of the Federal Register's e-CFR site at <https://www.ecfr.gov/current/title-40>.

C. How can I file an objection or hearing request?

Under FFDCA section 408(g), 21 U.S.C. 346a(g), any person may file an objection to any aspect of this regulation and may also request a hearing on those objections. You must file your objection or request a hearing on this regulation in accordance with the instructions provided in 40 CFR part 178. To ensure proper receipt by EPA, you must identify docket ID number EPA-HQ-OPP-2022-0386 in the subject line on the first page of your submission. All objections and requests for a hearing must be in writing and must be received by the Hearing Clerk on or before October 27, 2023. Addresses for mail and hand delivery of objections and hearing requests are provided in 40 CFR 178.25(b).

In addition to filing an objection or hearing request with the Hearing Clerk as described in 40 CFR part 178, please submit a copy of the filing (excluding any Confidential Business Information (CBI)) for inclusion in the public docket. Information not marked confidential

pursuant to 40 CFR part 2 may be disclosed publicly by EPA without prior notice. Submit the non-CBI copy of your objection or hearing request, identified by docket ID number EPA-HQ-OPP-2022-0386, by one of the following methods:

- **Federal eRulemaking Portal:** <https://www.regulations.gov>. Follow the online instructions for submitting comments. Do not submit electronically any information you consider to be CBI or other information whose disclosure is restricted by statute.

- **Mail:** OPP Docket, Environmental Protection Agency Docket Center (EPA/DC), (28221T), 1200 Pennsylvania Ave. NW, Washington, DC 20460-0001.

- **Hand Delivery:** To make special arrangements for hand delivery or delivery of boxed information, please follow the instructions at <https://www.epa.gov/dockets/where-send-comments-epa-dockets>.

Additional instructions on commenting or visiting the docket, along with more information about dockets generally, is available at <https://www.epa.gov/dockets>.

II. Summary of Petitioned-For Tolerance

In the **Federal Register** of January 3, 2023 (88 FR 38) (FRL-9410-08-OCSPP), EPA issued a document pursuant to FFDCA section 408(d)(3), 21 U.S.C. 346a(d)(3), announcing the filing of a pesticide petition (PP 2E8993) by IR-4, North Carolina State University, 1730 Varsity Drive, Venture IV, Suite 210, Raleigh, NC 27606. The petition requested to amend 40 CFR part 180 by establishing tolerances for residues of spinosad in or on the raw agricultural commodities Stalk and stem vegetable subgroup 22A at 0.4 parts per million (ppm), and Spice group 26 at 1.7 ppm.

The petition also proposed to remove established tolerances for residues of spinosad in or on the following: Asparagus, and Spice, subgroup 19B, except black pepper.

That document referenced a summary of the petition, which is available in the docket, <https://www.regulations.gov>. There were no comments received in response to the proposed rule.

III. Aggregate Risk Assessment and Determination of Safety

Section 408(b)(2)(A)(i) of FFDCA allows EPA to establish a tolerance (the legal limit for a pesticide chemical residue in or on a food) only if EPA determines that the tolerance is "safe." Section 408(b)(2)(A)(ii) of FFDCA defines "safe" to mean that "there is a reasonable certainty that no harm will result from aggregate exposure to the