



## **ENVIRONMENTAL PROTECTION AGENCY**

### **40 CFR Parts 281 and 282**

**[EPA-R09-UST-2025-0035; FRL-12586-01-R9]**

### **Hawaii: Final Approval of State Underground Storage Tank Program Revisions, Codification, and Incorporation by Reference**

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

**ACTION:** Proposed rule.

**SUMMARY:** On March 7, 2022, the State of Hawaii (Hawaii or State) received Environmental Protection Agency (EPA) final approval of revisions to its Underground Storage Tank Program (UST Program) under subtitle I of the Resource Conservation and Recovery Act (RCRA).

Pursuant to RCRA, the EPA is proposing to amend its final approval of the Hawaii UST Program to clarify the statutory provisions that are part of the approved UST Program and identify some additional statutory provisions that are broader in scope and not part of the approved UST Program. This action also proposes to codify the EPA's approval of Hawaii's revised UST Program and to incorporate by reference the State statutes and regulations that the EPA has determined meet the requirements for approval.

**DATES:** Comments on this proposed rule must be received on or before **[INSERT DATE 30 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER]**.

**ADDRESSES:** You may send comments, identified by Docket ID No. EPA-R09-UST-2025-0035, by either of the following methods:

- *Federal eRulemaking Portal:* <https://www.regulations.gov> (our preferred method).  
Follow the online instructions for submitting comments.
- *Email:* [cosson.michael@epa.gov](mailto:cosson.michael@epa.gov). Include the Docket ID No. EPA-R09-UST-2025-0035 in the subject line of the message.

*Instructions:* Submit your comments, identified by Docket ID No. EPA-R09-UST-2025-0035, via the Federal eRulemaking Portal at <https://www.regulations.gov>. Follow the online instructions for submitting comments. Once submitted, comments cannot be edited or removed from <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 for which 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>.

The EPA encourages electronic submittals and lists all publicly available docket materials electronically at <https://www.regulations.gov>. If you are unable to make electronic submittals or require alternative access to docket materials, please contact Michael Cosson, the contact listed in the **FOR FURTHER INFORMATION CONTACT** provision below. The index of the docket and all publicly available docket materials for this action are available for review at <https://www.regulations.gov>.

Please also contact Michael Cosson 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. For further information on EPA Docket Center services, please visit us online at <https://www.epa.gov/dockets>.

**FOR FURTHER INFORMATION CONTACT:** Michael Cosson, RCRA Branch, Land, Chemicals, and Redevelopment Division, U.S. Environmental Protection Agency, Region 9, 75 Hawthorne Street, San Francisco, California 94105; Phone number: (415) 972-3652; Email

address: [cosson.michael@epa.gov](mailto:cosson.michael@epa.gov). Please contact Michael Cosson by phone or email for further information.

**SUPPLEMENTARY INFORMATION:** For additional information, see the direct final rule published in the “Rules and Regulations” section of this *Federal Register*.

**List of Subjects in 40 CFR Parts 281 and 282**

Environmental protection, Administrative practice and procedure, Hazardous substances, Incorporation by reference, Petroleum, Reporting and recordkeeping requirements, State program approval, Underground storage tanks.

**Authority:** This document is issued under the authority of sections 2002(a), 7004(b), 9004, 9005, and 9006 of the Solid Waste Disposal Act, as amended, 42 U.S.C. 6912(a), 6974(b), 6991c, 6911d, and 6911e.

**Michael Martucci,**  
*Acting Regional Administrator,*  
*Region 9.*

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