

plan provided by or at the direction of the appointing fiduciary, if –

(1) Such information is provided for the stated purpose of assisting the manager in the performance of the manager's investment duties, and

(2) The manager does not know and has no reason to know that the information is incorrect.

(e) [Reserved]

(f) *Definitions*. For purposes of this section:

(1) The term “*investment duties*” means any duties imposed upon, or assumed or undertaken by, a person in connection with the investment of plan assets which make or will make such person a fiduciary of an employee benefit plan or which are performed by such person as a fiduciary of an employee benefit plan as defined in section 3(21)(A)(i) or (ii) of the Act.

(2) The term “*investment course of action*” means any series or program of investments or actions related to a fiduciary's performance of the fiduciary's investment duties, and includes the selection of an investment fund as a plan investment, or in the case of an individual account plan, a designated alternative under the plan.

(3) The term “*pecuniary factor*” means a factor that has a material effect on the risk and/or return of an investment based on appropriate investment horizons consistent with the plan's investment objectives and the funding policy established pursuant to section 402(a)(1) of ERISA.

(4) The term “*plan*” means an employee benefit plan to which Title I of the Act applies.

(g) *Effective date*. This section shall be effective on [60 days after date of publication of final rule].

(h) *Severability*. Should a court of competent jurisdiction hold any provision(s) of this subpart to be invalid, such action will not affect any other provision of this subpart.

Signed at Washington, DC, June 22, 2020.

**Jeanne Wilson,**

*Acting Assistant Secretary, Employee Benefits Security Administration, Department of Labor.*

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**BILLING CODE P**

## LIBRARY OF CONGRESS

### U.S. Copyright Office

#### 37 CFR Part 201

[Docket No. 2020-10]

#### Modernizing Recordation of Notices of Termination

**AGENCY:** U.S. Copyright Office, Library of Congress.

**ACTION:** Notice of proposed rulemaking; notification of inquiry; extension of comment period.

**SUMMARY:** The U.S. Copyright Office is extending the deadline for the submission of written comments in response to its June 3, 2020, notice of proposed rulemaking and notification of inquiry regarding recordation of notices of termination.

**DATES:** The comment period for the proposed rule published June 3, 2020, at 85 FR 34150, is extended. Written comments must be received no later than 11:59 p.m. Eastern Time on August 5, 2020.

**ADDRESSES:** For reasons of government efficiency, the Copyright Office is using the *regulations.gov* system for the submission and posting of public comments in this proceeding. All comments are therefore to be submitted electronically through *regulations.gov*. Specific instructions for submitting comments are available on the Copyright Office website at <https://www.copyright.gov/rulemaking/termination-modernization/>. If electronic submission of comments is not feasible due to lack of access to a computer and/or the internet, please contact the Office using the contact information below for special instructions.

**FOR FURTHER INFORMATION CONTACT:** Regan A. Smith, General Counsel and Associate Register of Copyrights, [regans@copyright.gov](mailto:regans@copyright.gov); Kevin R. Amer, Deputy General Counsel, [kamer@copyright.gov](mailto:kamer@copyright.gov); or Nicholas R. Bartelt, Attorney-Advisor, [niba@copyright.gov](mailto:niba@copyright.gov). They can be reached by telephone at (202) 707-8350.

**SUPPLEMENTARY INFORMATION:** On June 3, 2020, the U.S. Copyright Office issued a notice of proposed rulemaking and notification of inquiry (the “NPRM”) regarding recordation of notices of termination.<sup>1</sup> The NPRM requested public comments on proposed updates to the regulatory framework for notices of termination before features permitting electronic submission of notices are

developed for the online recordation system. The Office also solicited comments on two additional subjects: (1) Whether the Office should develop an optional form or template to assist remitters in creating and serving notices of termination; and (2) whether the Office should consider regulatory updates to address concerns about third-party agents failing to properly serve and file notices on behalf of authors.

To ensure that members of the public have sufficient time to comment, and to ensure that the Office has the benefit of a complete record, the Office is extending the deadline for submission of comments to 11:59 p.m. Eastern Time on August 5, 2020.

Dated: June 26, 2020.

**Regan A. Smith,**

*General Counsel and Associate Register of Copyrights.*

[FR Doc. 2020-14208 Filed 6-29-20; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[EPA-R06-OAR-2019-0616; FRL-10010-57-Region 6]

#### Air Plan Approval; Arkansas; Infrastructure for the 2015 Ozone National Ambient Air Quality Standards

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

**ACTION:** Proposed rule.

**SUMMARY:** Under the Federal Clean Air Act (CAA or Act), the Environmental Protection Agency (EPA) is proposing to approve elements of a State Implementation Plan (SIP) submission from the State of Arkansas (State) for the 2015 Ozone (O<sub>3</sub>) National Ambient Air Quality Standards (NAAQS). This submittal addresses how the existing SIP provides for implementation, maintenance, and enforcement of the 2015 O<sub>3</sub> NAAQS (infrastructure SIP or i-SIP). The i-SIP ensures that the Arkansas SIP is adequate to meet the state's responsibilities under the CAA for this NAAQS. We are also proposing to approve changes to the State's regulations to bring the State's rule up to date and consistent with the 2015 O<sub>3</sub> NAAQS.

**DATES:** Written comments must be received on or before July 30, 2020.

**ADDRESSES:** Submit your comments, identified by Docket No. EPA-R06-OAR-2019-0616, at <http://www.regulations.gov> or via email

<sup>1</sup> 85 FR 34150 (June 3, 2020).