Table 1 to paragraph (g)(1) of this AD – *M-flange cycle inspection limits*

CSLFPI (cycles since last fluorescent penetrant inspection) on the rear outer flange	BSI Within (Cycles)
30,000 and greater	250
20,000 to 29,999	500
15,000 to 19,999	1,000
1 to 14,999	1,300
0	2,100

(2) For diffuser cases with a rear outer flange that have fewer than 20,000 CSN on the effective date of this AD, perform an initial BSI of zones 1, 2, and 3 of the diffuser case M-flange within 21,300 CSN, in accordance with the Accomplishment Instructions, paragraphs 2.A. through 2.G. for the appropriate engine model, of IAE Alert NMSB V2500–ENG–72–A0706, dated February 14, 2019.

(3) If no cracks are found, perform a repetitive BSI not to exceed every 2,100 cycles since the previous BSI.

(4) If cracks are found, remove the diffuser case and replace with a part eligible for installation or repeat the BSI within the intervals in either Table 2: Fly on Limits or Table 4: Fly on Limits, as appropriate for the affected the engine model, of IAE Alert NMSB V2500–ENG–72–A0706, dated February 14, 2019.

(h) Credit for Previous Actions

You may take credit for the actions that are required by paragraph (g)(1) and (2) of this AD, if you performed those actions before the effective date of this AD using IAE V2500 Special Instruction (SI) No. 350F–18, Rev. 1, dated December 17, 2018; IAE V2500 SI No. 356F–18, Rev. 1, dated January 9, 2019; IAE V2500 SI No. 372F–18, dated January 8, 2019; or IAE V2500 Special SI No. 04F–19, dated January 14, 2019.

(i) Alternative Methods of Compliance (AMOCs)

(1) The Manager, ECO branch, FAA, has the authority to approve AMOCs for this AD, if requested using the procedures found in 14 CFR 39.19. In accordance with 14 CFR 39.19, send your request to your principal inspector or local Flight Standards District Office, as appropriate. If sending information directly to the manager of the certification office, send it to the attention of the person identified in paragraph (j) of this AD. You may email your request to: *ANE-AD-AMOC@faa.gov.*

(2) Before using any approved AMOC, notify your appropriate principal inspector, or lacking a principal inspector, the manager of the local flight standards district office/certificate holding district office.

(j) Related Information

For more information about this AD, contact Barbara Caufield, Aerospace Engineer, ECO Branch, FAA, 1200 District Avenue, Burlington, MA 01803; phone: 781–238–7146; fax: 781–238–7199; email: *barbara.caufield@faa.gov.*

(k) Material Incorporated by Reference

(1) The Director of the Federal Register approved the incorporation by reference (IBR) of the service information listed in this paragraph under 5 U.S.C. 552(a) and 1 CFR part 51.

(2) You must use this service information as applicable to do the actions required by this AD, unless the AD specifies otherwise.

(i) International Aero Engines (IAE) Alert Non-Modification Service Bulletin V2500–ENG–72–A0706, dated February 14, 2019.

(ii) [Reserved]

(3) For IAE service information identified in this AD, contact International Aero Engines AG, 400 Main Street, East Hartford, CT, 06118; phone: 800–565–0140; email: *help24@pw.utc.com;* internet: *http://fleetcare.pw.utc.com.*

(4) You may view this service information at FAA, Engine & Propeller Standards Branch, 1200 District Avenue, Burlington, MA 01803. For information on the availability of this material at the FAA, call 781–238–7759.

(5) You may view this service information that is incorporated by reference at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202–741–6030, or go to: *http://www.archives.gov/federal-register/cfr/ibr-locations.html.*

Issued in Burlington, Massachusetts, on March 22, 2019.

Karen M. Grant,

Acting Manager, Engine and Propeller Standards Branch, Aircraft Certification Service.

[FR Doc. 2019–05885 Filed 3–27–19; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 112

[Docket No. FDA–2019–D–1266]

Produce Safety Rule: Enforcement Policy for Entities Growing, Harvesting, Packing, or Holding Hops, Wine Grapes, Pulse Crops, and Almonds; Guidance for Industry; Availability

AGENCY: Food and Drug Administration, HHS.

ACTION: Notification of availability.

SUMMARY: The Food and Drug Administration (FDA or we) is announcing the availability of an immediately in effect guidance for industry entitled ''Produce Safety Rule: Enforcement Policy for Entities Growing, Harvesting, Packing, or Holding Hops, Wine Grapes, Pulse Crops, and Almonds.'' This document states the intent of FDA to exercise enforcement discretion regarding the requirements of the ''Standards for the Growing, Harvesting, Packing, and Holding of Produce for Human Consumption'' regulation (Produce Safety Regulation) as they apply to entities growing, harvesting, packing, and holding hops, wine grapes, pulse crops, and almonds.

DATES: The announcement of the guidance is published in the **Federal Register** on March 28, 2019.

ADDRESSES: You may submit either electronic or written comments on Agency guidances at any time as follows:

Electronic Submissions

Submit electronic comments in the following way:

• *Federal eRulemaking Portal: https://www.regulations.gov*. Follow the instructions for submitting comments. Comments submitted electronically, including attachments, to *https://www.regulations.gov* will be posted to the docket unchanged. Because your comment will be made public, you are solely responsible for ensuring that your comment does not include any confidential information that you or a third party may not wish to be posted, such as medical information, your or anyone else's Social Security number, or confidential business information, such as a manufacturing process. Please note that if you include your name, contact information, or other information that identifies you in the body of your comments, that information will be posted on *https://www.regulations.gov*.

• If you want to submit a comment with confidential information that you do not wish to be made available to the public, submit the comment as a written/paper submission and in the manner detailed (see ''Written/Paper Submissions'' and ''Instructions'').

Written/Paper Submissions

Submit written/paper submissions as follows:

• *Mail/Hand delivery/Courier (for written/paper submissions):* Dockets Management Staff (HFA–305), Food and Drug Administration, 5630 Fishers Lane, Rm. 1061, Rockville, MD 20852.

• For written/paper comments submitted to the Dockets Management Staff, FDA will post your comment, as well as any attachments, except for information submitted, marked and identified, as confidential, if submitted as detailed in ''Instructions.''

Instructions: All submissions received must include the Docket No. FDA–2019–D–1266 for ''Produce Safety Rule: Enforcement Policy for Entities Growing, Harvesting, Packing, or Holding Hops, Wine Grapes, Pulse Crops, and Almonds: Guidance for Industry.'' Received comments will be placed in the docket and, except for those submitted as ''Confidential Submissions,'' publicly viewable at *https://www.regulations.gov* or at the Dockets Management Staff between 9 a.m. and 4 p.m., Monday through Friday.

• *Confidential Submissions*—To submit a comment with confidential information that you do not wish to be made publicly available, submit your comments only as a written/paper submission. You should submit two copies total. One copy will include the information you claim to be confidential with a heading or cover note that states ''THIS DOCUMENT CONTAINS CONFIDENTIAL INFORMATION.'' The Agency will review this copy, including the claimed confidential information, in its consideration of comments. The second copy, which will have the claimed confidential information redacted/blacked out, will be available for public viewing and posted on *https://www.regulations.gov*. Submit both copies to the Dockets Management Staff. If you do not wish your name and contact information to be made publicly available, you can provide this information on the cover sheet and not in the body of your comments and you must identify this information as ''confidential.'' Any information marked as ''confidential'' will not be disclosed except in accordance with 21 CFR 10.20 and other applicable disclosure law. For more information about FDA's posting of comments to public dockets, see 80 FR 56469, September 18, 2015, or access the information at: *https://www.gpo.gov/fdsys/pkg/FR.2015.09.18/pdf/2015.23389.pdf*.

Docket: For access to the docket to read background documents or the electronic and written/paper comments received, go to *https://www.regulations.gov* and insert the docket number, found in brackets in the heading of this document, into the ''Search'' box and follow the prompts and/or go to the Dockets Management Staff, 5630 Fishers Lane, Rm. 1061, Rockville, MD 20852.

You may submit comments on any guidance at any time (see 21 CFR 10.115(g)(5)).

Submit written requests for single copies of the guidance to the Center for Food Safety and Applied Nutrition, Food and Drug Administration, 5001 Campus Dr., College Park, MD 20740. Send two self-addressed adhesive labels to assist that office in processing your request. See the **SUPPLEMENTARY INFORMATION** section for electronic access to the guidance.

FOR FURTHER INFORMATION CONTACT: Fazila Shakir, Center for Food Safety and Applied Nutrition, Food and Drug Administration, 5001 Campus Dr., College Park, MD 20740, 240–402–1355.

SUPPLEMENTARY INFORMATION:

I. Background

FDA is announcing the availability of a guidance for industry entitled ''Produce Safety Rule: Enforcement Policy for Entities Growing, Harvesting, Packing, or Holding Hops, Wine Grapes, Pulse Crops, and Almonds.'' We are issuing the guidance consistent with our good guidance practices regulation (21 CFR 10.115). The guidance represents the current thinking of FDA on this topic. It does not establish any rights for any person and is not binding on FDA or the public. You can use an alternative approach if it satisfies the requirements of the applicable statutes and regulations. In accordance with § 10.115(g)(2), we are implementing the guidance immediately because we have determined that prior public participation is not feasible or appropriate. Although the guidance document is immediately in effect, FDA will accept comments at any time. The guidance is not subject to Executive Order 12866.

The FDA Food Safety Modernization Act (Pub. L. 111–353) directs FDA to better protect public health by, among other things, adopting a modern, preventive, and risk-based approach to food safety. The Produce Safety Regulation is a set of science-based minimum standards for the safe growing, harvesting, packing, and holding of fruits and vegetables grown for human consumption. Produce is subject to the Produce Safety Regulation unless it is ''not covered'' or is eligible for an exemption. Produce that is not covered by the Produce Safety Regulation includes that which is rarely consumed raw (21 CFR 112.2(a)(1)), produced for personal or on-farm consumption (21 CFR 112.2(a)(2)), or not a raw agricultural commodity (21 CFR 112.2(a)(3)).

Following the publication of the final rule establishing the Produce Safety Regulation, FDA received feedback from some stakeholders that certain covered commodities—hops, wine grapes, pulse crops, and almonds—should be exempt from the requirements of the Produce Safety Regulation. After conducting an initial review of how hops, wine grapes, pulse crops, and almonds are grown, harvested, packed, held, and used, FDA has decided to exercise enforcement discretion with respect to the Produce Safety Regulation for entities growing, harvesting, packing, or holding those commodities while we consider pursuing rulemaking to address the unique circumstances they each present. This means that we will not expect entities growing, harvesting, packing, or holding these commodities to meet any of the Produce Safety Regulation requirements with respect to these commodities.

We will consider revising our intent to exercise enforcement discretion if, for example, new information becomes available regarding safety concerns associated with the production and consumption of these commodities.

II. Electronic Access

Persons with access to the internet may obtain the guidance at either *https://www.fda.gov/FoodGuidances* or *https://www.regulations.gov.* Use the FDA website listed in the previous sentence to find the most current version of the guidance.

Dated: March 22, 2019.

Lowell J. Schiller,

Acting Associate Commissioner for Policy.

[FR Doc. 2019–05953 Filed 3–27–19; 8:45 am]

BILLING CODE 4164–01–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[EPA–R08–OAR–2018–0026; FRL–9991–25–Region 8]

Approval and Promulgation of Air Quality Implementation Plans; North Dakota; Revisions to Air Pollution Control Rules

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency (EPA) is approving State Implementation Plan (SIP) revisions submitted by the State of North Dakota on January 28, 2013, and November 11, 2016. The revisions include amendments to North Dakota's general provisions, permit to construct, prevention of significant deterioration (PSD) of air quality, oil and gas, and fee regulations. In addition, amendments to the permit program include the regulation of hazardous air pollutants (HAPs), which may be regulated under section 112 of the Clean Air Act (CAA). Thus, the EPA is taking this action pursuant to sections 110 and 112 of the CAA.

DATES: This rule is effective on April 29, 2019.

ADDRESSES: The EPA has established a docket for this action under Docket ID No. EPA–R08–OAR–2018–0026. All documents in the docket are listed on the *http://www.regulations.gov* website. 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 material, such as copyrighted material, is not placed on the internet and will be publicly available only in hard copy form. Publicly available docket materials are available through *http://www.regulations.gov,* or please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section for additional availability information.

FOR FURTHER INFORMATION CONTACT: Jaslyn Dobrahner, Air Program, U.S. Environmental Protection Agency (EPA), Region 8, Mail Code 8P–AR, 1595 Wynkoop Street, Denver, Colorado 80202–1129, (303) 312–6252, *dobrahner.jaslyn@epa.gov.*

SUPPLEMENTARY INFORMATION:

I. Background

In our notice of proposed rulemaking published on May 14, 2018 (83 FR 22227), the EPA proposed to approve revisions to North Dakota's Air Pollution Control Rules submitted by the State of North Dakota on January 28, 2013, and November 11, 2016. In this rulemaking, we are taking final action to approve various revisions, including: To add a general permit to construct provision,[1] update the definition of ''volatile organic compounds'' and PSD rules; revise permit to construct and PSD public participation methods; clarify applicability of oil and gas regulations; increase the application and processing fees; add a significant emission rate for greenhouse gas carbon dioxide equivalent; add a definition of ''actively producing'' oil and gas wells; remove greenhouse gas provisions relating to the determination of a major source and major modification; remove the expired exemption of greenhouse gases from biogenic sources; and streamline a provision related to oil and gas registration and reporting. The North Dakota State Health Council adopted the amendments on August 14, 2012, (effective January 1, 2013) and February 24, 2016, (effective July 1, 2016) for the January 28, 2013, and November 11, 2016, submittals, respectively. The reasons for our approval are provided in detail in the proposed rule. Additional reasons for our approval of some provisions are provided below in response to public comments received on those topics.

[1] North Dakota Air Pollution Control (NDAC) rule 33–15–14–02.1.c reads in its entirety as follows, ''General permits. The department may issue a general permit to construct covering numerous similar sources which are not subject to permitting requirements under chapter 33.1–15–13 or 33.1–15–15 or subpart B of section 33.1–15–22–03. Any general permit shall comply with all requirements applicable to other permits to construct and shall identify criteria by which sources may qualify for the general permit. A proposed general permit, any changes to a general permit, and any renewal of a general permit is subject to public comment. The public comment procedures under subdivision b of subsection 6 shall be used. To sources that qualify, the department shall grant the conditions and terms of the general permit. Sources that would qualify for a general permit must apply to the department for coverage under the terms of the general permit or apply for an individual permit to construct. Without repeating the public participation procedures under subdivision b of subsection 6, the department may grant a source's request for authorization to construct under the general permit.''

II. Response to Comments

We received two comment letters during the public comment period. After reviewing the comments, the EPA determined that the comments in the first letter are outside the scope of our proposed action and fail to identify any material issue necessitating a response. The remaining comments in the second letter were jointly submitted by the Sierra Club, Center for Biological Diversity, and the National Parks Conservation Association. Below is a summary of the comments and the EPA's responses.

Comment: In general, the commenters assert that the concept of a general construction permit is not consistent with the requirements of Section 110(a)(2)(C) of the CAA or 40 CFR 51.160—51.164 due to the nature of how general permits are established and how sources request coverage under general permits.

Response: We disagree with the commenters' assertion that the concept of a general construction permit is not consistent with the requirements of Section 110(a)(2)(C) of the CAA (requirement that the state SIP contain a program for enforcement of control measures), and 40 CFR 51.160–51.164 (the EPA's regulations relating, in part, to minor source construction). The State's source-specific minor source construction permit program was originally approved as meeting the criteria currently in 40 CFR 51.160–51.163 on May 26, 1977, (42 FR 26977) and as meeting the criteria in 40 CFR 51.164 on November 14, 1988, (53 FR 45763). The North Dakota's SIP-approved minor source construction permit program and other permitting rules are codified at North Dakota Air Pollution Control (NDAC) 33–15–14, *Designated Air Contaminant Sources Permit to Construct Minor Source Permit to Operate, Title V Permit to Operate.*

North Dakota's general permit rule requires that ''[a]ny general permit shall comply with all requirements applicable to other permits to construct.'' Therefore, a general permit would be issued in accordance with essentially the same State rules that apply to sources seeking source-specific permits. The general permit to construct provision specifically excludes major sources subject to permitting requirements under chapter 33–15–13 (*Emission Standards for Hazardous Air*